

CITY OF FERTILE

ORDINANCE NO. 2017-03

AN ORDINANCE AMENDING CHAPTER 93 OF THE FERTILE CITY CODE PERTAINING TO THE KEEPING OF HEN CHICKENS

The City Council of the City of Fertile hereby ordains as follows:

Chapter 93 of the Fertile City Code is hereby amended as follows to allow for the keeping of hen chickens within City limits: (The addition to the ordinance is underlined):

Section 93.04 Farm Animals

Farm animals shall only be kept in an agricultural district of the city, or on a residential lot of at least ten acres in size provided that no animal shelter shall be within 300 feet of an adjoining piece of property. An exception shall be made to this section for hen chickens as described in Section 93.041 and those animals brought into the city as part of an operating zoo, veterinarian clinic, scientific research laboratory, or a licensed show or exhibition.

Section 93.041 Hen Chickens

(A) No more than six hen chickens are allowed on any parcel of land in the City.

(B) Every person who owns, controls, keeps, maintains or harbors hen chickens must keep them confined on the premises at all times in a chicken coop or a chicken run. Hen chickens are not allowed in any part of a house or garage.

(C) Any chicken coop or chicken run must comply with all applicable building and zoning codes and regulations. A building permit is required.

(D) No chicken coop or run shall be constructed on any parcel of land before construction of the principal building.

(E) A chicken coop or run cannot be located in the front or side yard.

(F) A chicken coop or run must be set back at least fifty feet from any residential structure on any adjacent lot and at least ten feet from the property line.

(G) A chicken coop or run must be screened from view with a solid fence or landscaped buffer with a minimum height of four feet.

(H) A chicken coop can be no larger than ten square feet per chicken and cannot exceed six feet in height. A chicken run cannot exceed twenty square feet per chicken and the fencing

cannot exceed six feet in height. A chicken run may be enclosed with wood or woven wire materials, and may allow chickens to contact the ground. A chicken run must have a protective overhead netting to keep the chickens separated from other animals.

(I) A chicken coop must be elevated a minimum of twelve inches and a maximum of twenty four inches above grade to ensure circulation beneath the coop.

(J) Chicken grains and feed must be stored in rodent-proof containers.

(K) No chicken may be kept or raised in a manner to cause injury or annoyance to persons on other property in the vicinity by reason of noise, odor, or filth.

(L) Any chicken running at large may be impounded by the City and, after being impounded for three days or more without being reclaimed by the owner, may be destroyed or sold. A person reclaiming any impounded chicken must pay the cost of impounding and keeping the same.

This Ordinance shall be effective immediately upon its passage and publication.

ADOPTED by the Fertile City Council on this 11th day of September, 2017.

Signed: _____
Daniel Wilkens, Mayor

Attest: _____
Lisa Liden, City Administrator