

SEC. 7-1-16 KEEPING OF FOWL

(a) DEFINITIONS.

- (1) **Fowl.** For the purposes of this section, fowl shall include chickens, doves, pigeons, ducks, and similar domesticated fowl. Pet birds kept exclusively within a residential structure shall be exempt from these requirements.
- (2) **Fowl Enclosure.** Any coop, cage, yard, run, cote, hutch, or similar structure or area designed or used to shelter or harbor fowl as defined in this section.

(b) PERMITS REQUIRED.

- (1) No person shall own, harbor, or keep any fowl or build, erect, maintain, or use any fowl enclosure within the City without first obtaining a Zoning Permit from the Community Development Department. Applicants shall submit the following information:
 - a. A zoning permit application.
 - b. A zoning permit fee as established by the Common Council.
 - c. A description of the number and type of fowl to be kept on the property.
 - d. A site plan drawn to scale showing the location and design of the proposed fowl enclosure and any related facilities including but not limited to fencing, mobile enclosures, and food and supply storage areas. The site plan shall show the setbacks and distances of the fowl enclosure in relation to all lot lines, structures, and residential structures located on adjacent properties.
 - e. Any additional information as deemed necessary by the Community Development Department.
- (2) A Zoning Permit shall be approved or denied in writing by the Zoning Administrator within thirty (30) days of application.

(c) STANDARDS. Fowl and fowl enclosures permitted under this section shall be subject to the following requirements:

- (1) A Zoning Permit for the keeping of fowl may be granted for owner-occupied residential properties in the R-1 Single Family, R1A Single Family, and R-2 Two Family Residence Districts. No more than one (1) such Zoning Permit shall be granted per property and may only be issued to the owner-occupant.
- (2) All fowl enclosures must be in compliance with the applicable zoning district requirements for accessory structures and the standards of this section.
- (3) Fowl enclosures shall be located in the rear yard area only and setback a minimum of twenty (20) feet from any residential structure on an adjacent lot.
- (4) No more than four (4) individual fowl (of any type and in any combination) shall be kept at a property.
- (5) No person shall own, harbor, or keep any fowl which habitually and loudly calls or crows to the great discomfort of the peace and quiet of the neighborhood or in such a manner as to materially disturb or

annoy persons in the neighborhood who are of ordinary sensibilities. Roosters and peacocks are prohibited.

- (6) Fowl shall be provided regularly with fresh, clean water and food.
- (7) Fowl shall be provided with a covered, protective enclosure and must be kept within the covered enclosure or a fenced enclosure at all times.
- (8) Fowl enclosures shall be designed to meet the following standards:
 - a. Allow for protection from the elements and predators;
 - b. Provide regular access to the outdoors and natural light;
 - c. Provide sufficient space for natural, free movement and behavior;
- (9) All fowl enclosures shall be maintained in a clean, sanitary condition and free from all objectionable odors.
- (10) Feed shall be stored in secure containers protected from rodents, insects, and other animals.
- (11) No person shall slaughter any fowl outside of a principal structure or accessory building.

(d) ENFORCEMENT.

- (1) All fowl enclosures and related premises are subject to inspection by the Zoning Administrator and/or designee.
- (2) The Zoning Administrator and/or designee shall enforce this section in accordance with Sec. 13-1-133.
- (2) Failure to comply with the standards of this ordinance may subject the permit holder to the penalties listed in Sec. 1-1-7 and/or revocation of the Zoning Permit.
- (2) Decisions by the Zoning Administrator and/or designee based on this ordinance shall be subject to appeal to the Board of Appeals.