

ORDINANCE #16-12

AN ORDINANCE ALLOWING CHICKENS TO BE KEPT WITHIN THE
CITY LIMITS AND REGULATIONS RELATING THERETO

Be it hereby ordained by the City Commission of the City of New Castle, Kentucky that §90.01 of the City Code of Ordinances be amended as follows:

§90.01 KEEPING OF LIVESTOCK IN CITY RESTRICTED

a)It shall be unlawful for any person to keep within the city limits any of the following animals unless the person provides a minimum of five contiguous acres, surrounded by a fence adequate to contain such animals: cows, pigs, horses, sheep, goats, peacocks, ~~chickens, or ducks or other poultry.~~

(1) However, *Gallus gallus domesticus* (herein referred to as “chicks” or “chickens”) may be kept as long as there are no more than five (5) chicks or chickens per household and as long as the chicks or chickens are kept in a humane manner and under sanitary conditions so as not to constitute a nuisance in violation of any other city ordinance, state law or county law.

(2) No male chicks or chickens (hereinafter referred to as “roosters”) may be kept in any household.

(3) Chicks and chickens may only be kept on property that is zoned for single family residential or agricultural use and includes a single family dwelling, and may not be kept on property where there are apartments or commercial or industrial uses.

(4) All fencing enclosures must be a minimum of 4 feet tall. All coops and runs must be located behind the residence on any property. No chickens may be kept closer than 25 feet to any adjacent structure.

b)However, it shall not be unlawful for any person keeping any animals described in division (a) at the time of passage of this section to continue to keep an equal or lesser number of such animals at their present location within the city, provided, any exemption provided by this division:

- 1) Within 60 days of passage of this section give written notice to the City Clerk-Treasurer/Tax Collector of the number and specie of animals Being kept by him at the time of passage of this section;
- 2) Allow periodic inspections of such animals by a designated representative Of the City Commission; and

- 3) Not increase the number of specie of animals being kept at the time of Passage of this section. (Ord. 84-5, passed 11/6/85) Penalty, see §90.99

Done this 5th day of December, 2016

Dennis Benham, Mayor 12/05/16

ATTEST:

Lynn B. Adams, City Clerk 12/05/16

1st reading: 11/07/16

2nd reading: 12/05/16

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