

Councilor Blake introduced the following Ordinance and moved for its adoption:

ORDINANCE NO. 20-09-05

**AN ORDINANCE AMENDING AND UPDATING ARTICLE VIII (CHICKENS)
WITHIN CHAPTER 10 *ANIMALS***

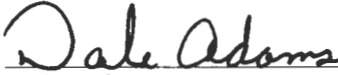
WHEREAS, on September 14, 2009 the City Council adopted Interim Ordinance No. 09-09-06, allowing chickens to be raised within the city limits; and

WHEREAS, after review, staff have made minor changes to the ordinance language and are recommending adoption of permanent ordinance with amendments.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRAND RAPIDS, MINNESOTA, that the proposed amendments to the City Code are in the best interest of the public health, safety, and general welfare and hereby ordains that the Grand Rapids City Code be amended as provided in Exhibit "A".

This Ordinance shall become effective after its passage and publication.

ADOPTED AND PASSED BY THE City Council of the City of Grand Rapids on the 28th day of September, 2020.



Dale Adams, Mayor

Attest:



Kimberly Gibeau, City Clerk

Councilor Toven seconded the foregoing ordinance and the following voted in favor thereof: Connelly, Christy, Toven, Blake, Adams. Opposed: None, whereby the ordinance was declared duly passed and adopted.

ARTICLE III. - CHICKENS

Sec. 10-71. - Definitions.

Chicken Coop - means a structure for housing chickens made of wood or other similar materials that provides shelter from the elements.

Chicken Run - means an enclosed outside yard for keeping chickens.

Premises - means any platted lot or group of contiguous lots, parcels or tracts of land.

(Ord. No. 09-09-06, 9-14-2009)

Sec. 10-72. - Chickens limited.

It is unlawful for any person to keep or harbor chickens on any premises unless issued a permit to do so as provided in this chapter. No permit shall be issued for the keeping or harboring of more than three hen chickens on any premises. No permit shall be issued for the keeping of any rooster chicken on any premises. and only one chicken shall be allowed per 2,500 square feet of lot size.

(Ord. No. 09-09-06, 9-14-2009)

Sec. 10-73. - Permit.

No person shall maintain a chicken coop and run unless they have been granted a permit by the City. The permit shall be subject to all terms and conditions of this chapter and any additional conditions deemed necessary by the council to protect the public health, safety and welfare. The necessary permit applications will be available in the city clerk's Office. Included with the completed application must be a scaled diagram that indicates the location of any chicken coop and run, and the approximate size and distance from adjoining structures and property lines. Also included must be the prior written consent of 75 percent of all adjacent landowners to the premises. A fee as stated in the City Fee Schedule will be charged for each permit which shall expire on December 31st of the second year of the permit. The permit must be applied for every year and the renewal application must include a re-affirmation of written consent of 75 percent of all adjacent landowners to the premises every year. If written consent of 75 percent of all adjacent landowners to the premises cannot be secured, a permit shall not be issued.

(Ord. No. 09-09-06, 9-14-2009)

Sec. 10-74. - Confinement.

Every person who owns, controls, keeps, maintains or harbors hen chickens must keep them confined at all times while in the city in a chicken coop and chicken run. Any coop and run shall be screened with a solid fence or landscaped buffer with a minimum height of four feet.

Any coop and run shall be at least 25 feet from any residential structure on any other premises.

(Ord. No. 09-09-06, 9-14-2009)

Sec. 10-75. - Chicken coops.

(a) All chicken coops and runs must be located at least 25 feet from any dwelling on any other premises. All chicken coops must meet the requirements of the building and zoning codes, must not exceed ten square feet per chicken and must not exceed six feet in total height. Attached fenced-in chicken runs must not exceed 20 square feet per chicken and must not exceed six feet in total height. Chicken runs may be enclosed with wood and/or woven wire materials, and allow chickens to contact the ground. Chicken feed and manure must be kept in rodent and raccoon-proof containers and must not be placed in yard compost piles.

(b) Chicken coops must either be:

- 1) Elevated with a clear open space of at least 24 inches between the ground surface and framing/floor of the coop; or
- 2) The coop floor, foundation and footings must be constructed using rodent-resistant concrete construction.

(Ord. No. 09-09-06, 9-14-2009)

Sec. 10-76. - Conditions.

No person who owns, keeps or harbors hen chickens to permit the premises where the hen chickens are kept to be or remain in an unhealthy, unsanitary or noxious condition or to permit the premises to be in such condition that noxious odors are carried to adjacent public or private property. Any chicken coop and run authorized by permit under this chapter may be inspected at any reasonable time by a city animal control officer, Community Development Department, or other agent of the city.

(Ord. No. 09-09-06, 9-14-2009)

Sec. 10-77. - Violations.

(a) Any person who keeps or harbors chickens in the city limits without obtaining or maintaining a current permit or after a permit has been suspended or revoked by council action shall be guilty of a petty misdemeanor. The Grand Rapids Police Department and the Grand Rapids Community Development Department may investigate violations of this ordinance. In the event of a violation of any provision in this article, the city administrator may, at his/her discretion, unilaterally revoke the permit.

(b) Additionally, if a chicken is not properly contained and runs at large, the responsible owner may be cited with an administrative citation for allowing such activity.

(Ord. No. 09-09-06, 9-14-2009)