

**ORDINANCE NO. 2014-O-2014-4**  
**ORDINANCE AMENDING THE KEEPING OF LIVESTOCK**  
**PROVISION OF THE CITY CODE**

**WHEREAS**, Hooper City has established by code the number of livestock animals that may be kept on a given piece of property within the City; and

**WHEREAS**, at the time the ordinance was adopted there needed to be some flexibility to accommodate existing uses and individuals that had unusual circumstances justifying an exception; and

**WHEREAS**, over time it has become apparent the standards need to be firm for all areas of the City and that the rules should apply without future exception,

**NOW, THEREFORE**, be it ordained by the Hooper City Council as follows:

1. That the Title 10, Chapter 4A, Section 16.1 be amended to read as follows:

10-4A-16.1 **KEEPING OF LIVESTOCK:** Where allowed by the applicable base district, the keeping of livestock as an accessory use within the City of Hooper shall conform to the following standards.

A. Purpose. To set forth reasonable standards for the keeping and care of livestock that promote responsible animal husbandry; protect private property rights; help maintain neighborhood compatibility; and protect the health, safety, and welfare of the general public.

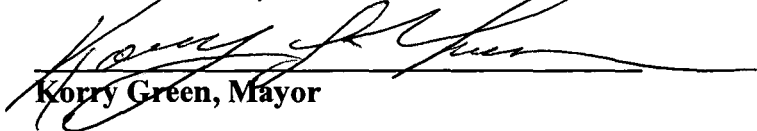
B. Standards for the Keeping of Livestock

1. A minimum of 20,000 square feet is required to qualify for the keeping of livestock unless a conditional use permit is granted by the City. Any lot of 20,000 square feet or more shall be eligible for one (1) animal unit for each 10,000 square feet of property within the lot. A conditional use permit must be approved by the City in order to keep livestock on any lot less than 20,000 square feet in size. All livestock must be confined on the owner's property.
  - a. Exception – Any owner of a residential property, which is less than 20,000 square feet, may keep a maximum of ten (10) chicken hens so long as the chickens are kept in a coop or run and all other requirements for keeping livestock are met.
2. Any structure used for the keeping of livestock including, but not limited to barns, stables, sheds and corrals shall be located a minimum of 50 feet (35 feet for chicken coops and runs) from a dwelling owned by another person.

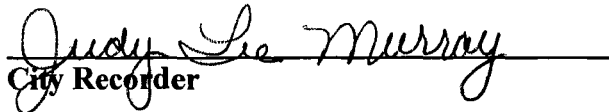
3. Property owners keeping livestock in accordance with the above standards must maintain such animals in a manner that does not create an unreasonable impact on neighboring properties. Potential negative impacts include, but are not limited to odors, noise, drainage, erosion and flies. Any person keeping livestock is responsible for the regular removal and disposal of animal waste, and the control of insects, erosion and odor. Failure to maintain the property in accordance with these requirements shall be considered a violation of this ordinance.
4. ~~Keeping of livestock in greater numbers than outlined herein will be allowed on a conditional use basis. Any livestock in excess of the limits set herein, already being kept on the date of this ordinance, will require an application for a conditional use be filed. All such applications will be acted upon as set out in Chapter 5 of this title.~~
5. The offspring of animals legally kept pursuant to this section may be maintained on the property until maturity without being counted toward the animal units allowed for the property. (Maturity to be determined by qualified authority to be selected by the City Administration.)

**BE IT FURTHER ORDAINED** that this Ordinance shall become effective upon publication 15 days after its passage.

PASSED this 6<sup>th</sup> day of November, 2014.

  
 Kerry Green, Mayor

ATTEST:

  
 City Recorder

Council Member	Lori Brinkerhoff	yes <input checked="" type="checkbox"/> no <input type="checkbox"/>
Council Member	Scott Scofield	yes <input type="checkbox"/> no <input type="checkbox"/> absent
Council Member	Brad Ossler	yes <input checked="" type="checkbox"/> no <input type="checkbox"/>
Council Member	Shawn Beus	yes <input checked="" type="checkbox"/> no <input type="checkbox"/>
Council Member	Kyle Cook	yes <input checked="" type="checkbox"/> no <input type="checkbox"/>