

**ORDINANCE 25-13**

**AN ORDINANCE AMENDING TITLE 10 ZONING REGULATIONS, PROVIDING FOR CONSISTENCY IN THE LAND USE APPLICATIONS FOR FARM ANIMALS, PROVIDING FOR REPEALER; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE.**

**WHEREAS**, Morgan City is proposing to adjust the Land Use Ordinance 10.16.090 pertaining to Farm Animals; and

**WHEREAS**, Morgan City is proposing to implement further the City's General Plan recommendations to allow the usage of chicken hens for lots less than 20,000 square feet; and

**WHEREAS**, the City Council has reviewed the Planning Commission's recommendations and has received pertinent information in the public hearing regarding the proposal; and

**WHEREAS**, the Planning Commission has determined that the recommendations are rationally based and has recommended that the City Council approve the amendments;

**WHEREAS**, upon making the necessary review, the City Council has determined that these amendments are rationally based, reasonable, and consistent with the intent of the City's General Plan, which is in furtherance of the general health, safety, and welfare of the citizens of Morgan City.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF MORGAN, UTAH:**

**SECTION 1. REPEALER.** If any provisions of the Morgan City Code heretofore adopted that are inconsistent with these amendments are hereby repealed.

**SECTION 2. ENACTMENT.** THAT TITLE 10, CHAPTER 10.16, SECTION 090 – FARM ANIMAL Ordinance, HEREBY BE ENACTED AS FOLLOWS:

The following are the proposed text changes. Proposed language is underlined.

**10.16.090 FARM ANIMALS**

A. Areas Zoned For Farm Animals: Farm animals are allowed in every zone, except commercial zones, including all residential zones. The number and type of animals and fowl allowed in these zones shall be limited as in this ordinance. ~~subsection B of this section.~~

B. Animals Allowed: Not more than any of the following are allowed: one cow or horse; or two (2) sheep or goats; or twenty-five (25) pheasants or chickens or rabbits, or pigeons; or ten (10) geese or ducks. See D for lots smaller than 20,000 square feet. Animals and fowl not specifically listed may be substituted for those listed of similar size. Combinations of animals and/or fowl are also allowed by a conditional use permit for a farm industry as set forth in this title.

C. Lot Size: For every twenty thousand (20,000) square feet of lot area, one of the above-mentioned types of animals will be allowed. Furthermore, for every additional ten thousand (10,000) square feet of lot area, one additional type of animal will be allowed. (Ord. 102803, 10-28-2003)

## **D Chickens**

### **1. Chickens Allowed by Lot Size**

| <u>Lot Size</u>                | <u>Maximum Number of Hens</u> |
|--------------------------------|-------------------------------|
| <u>Less than 20,00 sq ft</u>   | <u>6 hens</u>                 |
| <u>20,000 sq ft or greater</u> | <u>See Section B2</u>         |

~~1. Roosters are prohibited in all residential zones.~~

2. The maximum number of chickens includes all ages over 6 weeks.

### **3. Setbacks and Coop Standards (applies to all lot sizes and all fowl types)**

a. Chicken coops and runs must comply with the following setbacks:

- (1) Minimum 5 feet from side and rear property lines
- (2) Minimum 25 feet from any dwelling (including on adjacent properties)

(4). Coops shall:

a. Not exceed 8 feet in height and 120 square feet in area (except for lots equal to or greater than 20,000 square feet).

b. Be constructed to be predator-proof, ventilated, and weather-protected

### **5. Maintenance and Nuisance Prevention (applies to all lot sizes and all fowl types)**

a. The chicken-keeping area must always be maintained in a clean and sanitary condition.

b. Manure must be:

(1) Removed regularly and compliant with the Nuisance Ordinances in Chapter 4. weekly or composted in a manner that controls odor and pests

c. Feed must be:

(1) Stored in sealed containers to prevent rodents and pests

6. Chickens must remain confined to the property at all times within a coop or an enclosed yard.

**7. Prohibitions**

a. Roosters are not allowed (except for lots equal to or greater than 20,000 SF):

~~2. Chickens shall not be slaughtered outdoors on residential properties.~~

b. ~~23. No commercial- commercial sales. Commercial sales shall mean sales of eggs to a commercial establishments. (indirectly or directly) or chickens are permitted unless allowed under separate home occupation permits.~~

**8. Enforcement**

a. All chicken-keeping activities must comply with the nuisance provisions of Morgan City Code (Chapter 4).

b. Violations of this section may be subject to enforcement, abatement, or removal as prescribed in Title 10 and other applicable codes.

**SECTION 3. Severability.** If any section, subsection, sentence, clause or phrase of this ordinance is declared invalid or unconstitutional by a court of competent jurisdiction, said portion shall be severed and such declaration shall not affect the validity of the remainder of this ordinance.

**SECTION 4. Effective Date.** This ordinance shall become effective immediately upon posting.

**PASSED AND ADOPTED** by the City Council of Morgan, Utah, this 22 day of July 2025.



STEVE GALE, Mayor

ATTEST:

  
JANET PACE, City Recorder



**CITY COUNCIL VOTE AS RECORDED:**

|                          | Aye | Nay | Excused |
|--------------------------|-----|-----|---------|
| Council Member London    | ___ | ___ | ___     |
| Council Member Wardell   | ___ | ___ | ___     |
| Council Member Turner    | ___ | ___ | ___     |
| Council Member Richins   | ___ | ___ | ___     |
| Council Member Alexander | ___ | ___ | ___     |

**(In the event of a tie vote of the Council):**

Mayor Gale                    \_\_\_    \_\_\_