



Chicken Keeping Application

For Office Use Only

Fee: _____ ☐ Paid

☐ Approved ☐ Denied Zoning Admin. Signature: _____

☐ HOA Approval (if applicable) Date: _____

Comments: _____

Applicant Name: _____

Street Address: _____

Tax Map #: _____

Home Phone: _____ Cell Phone: _____

Email: _____

Type of Property Circle one: Multi-family Single-family Apartment Townhouse

Property Size (acres): _____

Number of Chickens (Max of 4—Absolutely NO Roosters Allowed) _____

Sketch Plan must be attached to application. The sketch plan must show the location and size of all pens, coops, cages or other enclosures or structures where chickens will be kept. The distance in feet separating pens, coops or cages from property lines and the nearest adjacent dwelling not owned by the applicant shall be shown.

I have read and understand the requirements and standards set forth in Chapter 4 of the Dayton Town Code (see attached).

Applicant's Signature

Date

ARTICLE II. FOWLS, CHICKENS, OTHER DOMESTIC BIRDS

Sec. 4-23. Purpose.

It is the purpose of this article to regulate all fowl, chickens and other domestic birds within the corporate limits of the town to prevent the transmission of disease to the poultry industry and others, and to ensure that such uses do not disturb adjoining property owners.

(Code 1988, § 1-70; Ord. of 9-10-1990; Ord. of 4-5-1999; Ord. of 10-4-1999; Ord. of 11-11-2013)

Sec. 4-24. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Fowl means any of various domestic birds by way of example, but not limited to, chickens, roosters, ducks, geese, turkeys, guinea fowl, emus, rheas, ostriches, pigeons and pheasants.

(Code 1988, § 1-71; Ord. of 9-10-1990; Ord. of 4-5-1999; Ord. of 10-4-1999; Ord. of 11-11-2013)

Sec. 4-25. Domesticated fowl unlawful except as specifically provided.

It shall be unlawful for any person to keep, permit or allow any domesticated fowl within the corporate limits of the town, or to allow any domesticated fowl to run at large within the corporate limits of the town, except as specifically permitted in section 4-26, and except as permitted by division 8, article V of chapter 30 and as permitted with a special use permit in division 9, article V of chapter 30. This article shall not apply to indoor birds, such as, but not limited to, parrots or parakeets, or to the lawful transportation of fowl through the corporate limits of the town.

(Code 1988, § 1-72; Ord. of 9-10-1990; Ord. of 4-5-1999; Ord. of 10-4-1999; Ord. of 11-11-2013)

Sec. 4-26. Chickens allowed with permit only and in compliance with all town conditions.

It shall only be lawful for a person to keep, permit or allow chickens within the corporate limits of the town on residential property only, under the following terms and conditions:

- (1) No more than four chicken hens shall be allowed for each single-family dwelling. No chickens shall be allowed on townhouse, duplex, apartment or manufactured housing park properties. Chickens allowed under this section shall only be raised for domestic purposes and no commercial use such as selling eggs or selling chickens for meat shall be allowed. All such chickens shall be purchased from a licensed facility and proof thereof shall be provided to the town upon request.
- (2) Each single-family dwelling shall contain, at a minimum, one-quarter acre of land.
- (3) No roosters shall be allowed.
- (4) There shall be no outside slaughtering of birds.

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- (5) All chicken hens must be kept at all times in an enclosed, secure, movable or stationary pen that contains, at a minimum, four square feet per bird. Adequate shelter in a covered area shall be required.
 - (6) All enclosed pens must be situated at least 25 feet from adjoining property lines and at least 200 feet from any poultry processing and/or related facilities and shall not be located in a storm drainage area that would allow fecal matter to enter any town storm drainage system or stream.
 - (7) All enclosed pens must be kept in a neat and sanitary condition at all times, and must be cleaned on a regular basis so as to prevent offensive odors. Once a permit is obtained pursuant to this section, the permittee agrees to semi-annual inspections by the town, its agent, or the state department of agriculture and consumer services veterinarians.
 - (8) All feed for the chickens shall be kept in a secure container or location to prevent the attraction of rodents and other animals.
 - (9) Chicken litter and waste shall not be deposited in any trash container that is collected by any public or private waste collector and shall be disposed of by composting either on site or at the county landfill in accordance with the applicable permit. Also, any dead bird shall not be deposited in any trash container that is collected by any public or private waste collector but shall be taken to the county landfill.
 - (10) Persons wishing to keep chicken hens pursuant to this section must file an application with the town, which application shall include a sketch showing the area where the chickens will be housed and the types and size of enclosures in which the chickens shall be housed. The sketch must show all dimensions and setbacks. Once the site and enclosures have been inspected and approved by the town zoning administrator, a permit shall be issued by the town zoning administrator, which permit shall be valid for one year. Each existing permit must be renewed annually by filing a renewal application with the town and by having the town zoning administrator make another inspection of the site.

(Code 1988, § 1-73; Ord. of 9-10-1990; Ord. of 4-5-1999; Ord. of 10-4-1999; Ord. of 11-11-2013)

Sec. 4-27. Violations.

Any person found guilty of violating this article shall be guilty of a Class 3 misdemeanor and subsequent violations of this article by the same person shall constitute a Class 2 misdemeanor.

(Code 1988, § 1-74; Ord. of 9-10-1990; Ord. of 4-5-1999; Ord. of 10-4-1999; Ord. of 11-11-2013)

Secs. 4-28—4-57. Reserved.