

ORDINANCE NO. 20-4**AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF ROWAN, IOWA, BY AMENDING CHAPTER 55 ANIMAL PROTECTION AND CONTROL SUBSECTION 55.05 LIVESTOCK.**

BE IT ENACTED by the City Council of the City of Rowan, Iowa:

SECTION 1. Chapter 55 Subsection 55.05 of the Code of Ordinances of the City of Rowan, Iowa, 2018 is hereby Amended to read as follows:

55.05 LIVESTOCK. It is unlawful for a person to keep livestock within the City except by written consent of the Council, except for the following provisions:

1. "Urban Chickens"

- a. A permit must be obtained from the City authorizing the ownership of chickens within City limits, prior to acquiring chickens. The person applying for the permit must live on the property in which they are applying for.
- b. The maximum number of chickens allowed is fifteen (15) per household.
- c. Only female chickens (hens) are allowed.
- d. Chickens shall be kept for personal use only. It shall be unlawful to keep chickens for the purpose of breeding or selling chickens and/or selling eggs or manure.
- e. Chickens must be identifiable with method approved by council.
- f. Chickens must be kept in an enclosure or fenced area at all times.
- g. Enclosures must be kept in a clean, dry, odor-free, neat and sanitary condition at all times.
- h. Henhouses and/or chicken pens must provide adequate ventilation and adequate sun and shade and must be resistant to rodents, wild birds and predators, including dogs and cats.
- i. Henhouses and/or chicken pens shall be designed to provide safe and healthy living conditions for the chickens with a minimum of four (4) square feet and ten (10) square feet enclosed outside space per bird while minimizing adverse impacts to other residents in the neighborhood. Shelters and/or fenced areas should be a minimum of fifteen (15) feet from property line and thirty (30) feet from any building on any adjacent property.
- j. The use of quality building materials should be used in the construction of a hen house and/or chicken pen to be visually appealing and the structure must be well maintained. A building permit must be obtained prior to construction.

- k. Odors from chickens, chicken manure or other chicken related substances shall not be perceptible beyond the boundaries of the permitted residence.
- l. Noise from chickens shall not be loud enough beyond the boundaries of the permitted residence to disturb persons of reasonable sensitivity.
- m. Action shall be taken to reduce the attraction of predators and rodents and the potential infestation of insects and parasites. Chickens found to be infested with insects and parasites that may result in unhealthy conditions to human habitation may be removed by local authorities.
- n. Feed and water shall be unavailable to rodents, wild birds and predators.
- o. No more than three (3) cubic feet of manure shall be stored on the property for the purpose of composting and fertilizing and must be covered.
- p. Uneaten food and dead chickens shall be removed in a timely manner and disposed of in a sanitary manner.
- q. Chicken's shall not be permitted to roam beyond the boundaries of the residence.
- r. A domesticated animal causing the death of a chicken which is off the permitted tract of land shall not, for that reason alone, be considered a dangerous or aggressive animal.
- s. No chickens shall be kept inside a dwelling unit meant for human habitation.
- t. No person shall keep a rooster.
- u. No person shall keep chickens on a vacant or uninhabited property without council approval.
- v. Any renter or leaseholder of property must have written consent to allow chickens to be kept on rented/leased property from the landlord and/or owner of the property. Written permission must be attached to Chicken permit.
- w. Property cannot be rented for the sole purpose of keeping chickens.
- x. Violation of this Ordinance will result in: 1st offense-Written warning, 2nd offense of same type within one (1) year – Permit will be terminated for one (1) year. A new permit may be applied for one (1) year following termination of previous permit.

SECTION 2. Severability

1. All Ordinances or parts of ordinances in conflict herewith are hereby repealed.
2. The invalidity of any section, clause, sentence, or provision of this ordinance shall not affect the validity of any other part of this ordinance which can be given effect without such invalid part or parts.

SECTION 3. Ordinance in Force

1. This Ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

Passed by the Council this 6th day of July, 2020.

Mayor declaration:

Ronnie Bailey
Mayor

7/18/20
Date

Attest:

Debbie Fuller
City Clerk

7-6-20
Date

I certify that the foregoing was published as Ordinance No. 20-4 on the 6th day of July, 2020.

Debbie Fuller
City Clerk

7-6-20
Date

Roll Call Vote:

Dale Hollman

(Y) N

Mark Bruns

(Y) N

Lennea Groom

(Y) N

Virgil Park

(Y) N

Marcos Hurtado

(Y) N