

## VILLAGE OF ENDEAVOR ORDINANCE AMENDMENT 176-14

### An Ordinance Amending Village Ordinance Section 176-14 – Keeping of Fowl

#### The Village Board of the Village of Endeavor does ordain as follows:

Section 176-14 entitled Keeping of Fowl shall be added to the village ordinances as follows:

1. **Chickens Allowed by Permit.** Within the Village limits of the Village of Endeavor, female chickens (hens) are allowed by permit only, subject to the following rules, regulations, terms and conditions.
  - (a) No person shall keep or harbor any chickens or other fowl or build, erect or maintain and use any chicken coop or yard, or other building or yard to keep or house any chickens anywhere within the Village without registering, annually, the name and address of the owner, the approximate number of chickens or fowl to be kept by such owner and paying the annual fee as prescribed in the fee schedule at the Village Clerk's office. The total number of chickens or fowl shall not exceed five (6) per ½ acre lot. (6 chickens for ½ acre or less, 12 chickens for 1 acre, 18 chickens for 1.5 acres, etc.) Not to exceed a total amount of 24 chickens per property.
  - (b) Chickens or fowl are only to be kept on single family dwelling properties which are zoned residential.
  - (c) The principal use of the property where a chicken coop and yard, and other buildings or yards may be permitted is limited to single-family dwellings.
  - (d) No person shall keep any roosters.
  - (e) No person shall slaughter any chickens or fowl within Village limits.
  - (f) All chicken feed must be kept in airtight containers that are inaccessible and out of the reach of wild animals and shall be stored in a vermin-proof container.
  - (g) Chickens and enclosures shall not create a private nuisance.
  - (h) Chickens are not allowed to roam free on the premises.
  - (i) The raising or keeping of hens for fighting and the fighting of hens and other fowl is not allowed within the Village of Endeavor pursuant to Wis. Stat. Sec. 951.08.
  - (j) The chickens or fowl shall be provided with a covered enclosure and must be kept in the covered enclosure or a fenced enclosure at all times. Enclosures shall not be constructed of tarps, shall not be dog houses, shall not be a lean-to or constructed of other objectionable materials.

- i. All chicken coops and pen areas shall be kept in good repair, and shall be maintained in a clean, sanitary, humane condition, with proper ventilation, and free from objectionable odors at all times. Manure shall be removed and disposed of properly as needed to ensure a clean, sanitary and humane condition. Bedding within the chicken coop shall be kept dry at all times. All coops are to be subject to inspection as deemed necessary.
  - ii. All chicken coops and pen areas shall be set back a minimum of 10 feet from the side and rear yard property lines and a minimum of 25 feet from any adjacent residences. If not able to comply with minimum setbacks, written permission from the adjacent property owner is to be submitted to the Village Clerk's office with application.
  - iii. During the winter months: all coops shall be kept in a safe and humane condition in order to ensure the health and well-being of the chickens.
2. **Authority.** The Village Board or their designee shall have the authority to investigate complaints regarding violations of this Section. The Village may revoke the permit by giving written notice of revocation to the permittee if the permittee has failed to correct any violation or violations set forth in a written warning given by the Village Board or their designee.
3. **Licenses.** Licenses are for a one (1) year term beginning January 1<sup>st</sup> of each year. The license fee is \$5.00 annually. There will be no proration for any portion of the year of the annual fee. All license renewals shall be submitted to the Village Clerk's Office. All license renewals are required by April 1<sup>st</sup> of each year. If not registered/renewed by April 1<sup>st</sup> of each year, license will be subject to a \$10.00 late fee.
  - a. License may be revoked if there are 2 or more violations of this chapter in any 12 month period. Revoked licenses shall not be reissued for 2 years.
4. **Denial or Revocation.** An applicant or permittee may appeal to the Village Board regarding the denial or revocation of their permit by filing a written notice of appeal on a form provided by the Village Clerk within 14 days immediately following notice of denial or revocation of the permit.
  - a. Any violation of this section shall be subject to license revocation. Revoked licenses shall not be reissued for 2 years.
  - b. Complaints from neighboring residents will be investigated and may be subject to license revocation.

## **SECTION II. SEVERABILITY**


If any provision of this Ordinance, or any application of this Ordinance to any person or circumstance is found to be invalid or unconstitutional, such a finding shall not affect the other provisions or applications of this Ordinance which can be given effect without the invalid or unconstitutional provisions or applications.

**SECTION III. EFFECTIVE DATE**

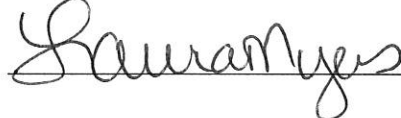
This Ordinance shall take effect upon passage and publication as provided by law.

Adopted this 13<sup>th</sup> day of June, 2017.

VILLAGE OF ENDEAVOR

  
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Larry LaSure, Village President

ATTEST:

  
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Laura Myers Village Clerk/Treasurer

Date Introduced: May 10, 2017

Date Adopted: June 13, 2017

Date Posted: June 14, 2017