

ORD. AMDT. 11, 12-13

AMENDING CHAPTERS 10 & 12 OF THE DANE COUNTY CODE OF ORDINANCES, REGARDING
THE KEEPING OF DOMESTICATED FOWL IN SINGLE FAMILY RESIDENTIAL YARDS

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 10.01(19r) is created to read as follows:

(19r) *Domestic fowl*. Domestic fowl includes female chickens, ducks, and quail. Geese, turkeys, and pea fowl are not considered domestic fowl for the purposes of this ordinance.

ARTICLE 3. Subsection 10.04(1)(b)9.b. is created to read as follows:

b. Subsection 10.04(1)(b)9.a. shall not apply to covered enclosures used for the purposes of keeping domestic fowl.

ARTICLE 4. Section 10.195 is created to read as follows:

10.195 STANDARDS FOR KEEPING DOMESTIC FOWL IN SINGLE FAMILY RESIDENTIAL YARDS.

(1) *Purpose*. The purpose and intent of this section is to provide a listing of standards that shall apply to the keeping of domestic fowl in the yards of single family residences. The standards are designed to ensure that the keeping of fowl is done in a responsible manner that protects the public health, safety, and welfare and avoids conflicts with neighboring uses.

(2) *Use*. The keeping of 6 domestic fowl in the yards of single family residences located in any zoning district shall be a permitted use, if such use complies with the following:

(a) Domestic fowl shall not be slaughtered.

(b) Domestic fowl must have access to a covered enclosure.

(c) Domestic fowl shall not be allowed to roam free and must be kept in a covered enclosure or fenced enclosure at all times.

(d) Covered and fenced enclosures must be clean, dry and odor-free, and kept in a manner that will not disturb the use or enjoyment of adjacent lots.

(3) *Permits for covered enclosures*. Notwithstanding the exemption set forth in section 10.04(1)(b)9a, zoning permits shall be required prior to the erection, placement or construction of covered enclosures.

(4) *Location of covered and fenced enclosures*.

1. Covered and fenced enclosures shall be within the rear or side yard.

2. Covered and fenced enclosures shall not be closer than 25 feet to any residential structure on an adjacent lot.

3. Covered and fenced enclosures shall not be located closer than 75 feet from the ordinary high water mark of any lake, river, or stream.

(5) *Violations*. Any violation of these standards shall be subject to the penalties set forth in section 10.25(5).

(6) *Effective date*. This section shall become effective as of January 1, 2013.

ARTICLE 5. Subsection 12.05(17) is created to read as follows:

(17) The permit fee for covered enclosures used for the purposes of keeping domestic fowl shall be \$15.00.