
THE VILLAGE OF ROSELLE
COOK AND DUPAGE COUNTIES, ILLINOIS

ORDINANCE
NUMBER 2024-4336

**AN ORDINANCE
AMENDING CHAPTER 4 OF
THE CODE OF ORDINANCES OF
THE VILLAGE OF ROSELLE, ILLINOIS**

DAVID PILESKE, Mayor
AMANDA HAUSMAN, Village Clerk

TOM DELLA PENNA
WAYNE D. DOMKE
DENA FORSYTHE
CHERYL LENISA
TOM PIORKOWSKI
LEE TREJO

Village Board

Published in pamphlet form by authority of the
Mayor and the Board of Trustees of the Village of Roselle
on this the 10th day of June, 2024

ORDINANCE NO. 2024-4336

**AN ORDINANCE
AMENDING CHAPTER 4 OF
THE CODE OF ORDINANCES OF
THE VILLAGE OF ROSELLE, ILLINOIS**

WHEREAS, the Village of Roselle (hereinafter referred to as the “Village”) is an Illinois Municipal Corporation organized pursuant to the laws of the State of Illinois;

WHEREAS, the Village has in full force and effect a codified set of ordinances which are of a general and permanent nature, which said codified set is known and designated as the Village Code of the Village of Roselle, as amended;

WHEREAS, the Village has the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs that protect the health, safety and welfare of its residents;

WHEREAS, the Village has authority to fix the amount, terms, and manner of issuing and revoking licenses;

WHEREAS, the Village has the authority to define, prevent, and abate nuisances;

WHEREAS, the Village desires to amend its Village Code to allow permit and set forth regulations for the keeping of chickens within the Village; and

WHEREAS, the Corporate Authorities of the Village of Roselle are of the opinion that it is in the best interests of the safety, health and welfare of the residents to amend the Village’s code of ordinances as referenced herein.

NOW, THEREFORE, BE IT ORDAINED, in open meeting assembled, by the Mayor and Board of Trustees of the Village of Roselle, Cook and DuPage Counties, Illinois pursuant to the Village’s “Home Rule” powers as follows:

Section One - Recitals

The Board of Trustees hereby find that all of the recitals hereinbefore stated as contained in the preamble to this ordinance are full, true and correct and do hereby, by reference, incorporate and make them part of this ordinance as legislative findings.

Section Two – Amendment Village Code of Ordinances Chapter 4

Chapter 4 shall be amended as follows (additions appearing underlined and any deleted language appearing with a ~~strike-through~~ line):

Sec. 4-7. – Livestock, poultry prohibited.

It shall be unlawful and a nuisance for any person to keep or raise any cattle, hogs, sheep, horses, ~~chickens~~, geese or other poultry or livestock within the corporate limits of the village

except that a person may keep or raise no more than five (5) nonhoming pigeons provided that such pigeons are caged. A person may keep or raise no more than five (5) chickens subject to the requirements and regulations set forth in Sec. 4-11. Roosters are prohibited.

Sec. 4-11. – Chickens.

The following words or terms, wherever they occur in this ordinance, shall be interpreted as herein defined:

Chicken(s): The common domestic fowl of the species *Gallus gallus domesticus*.

Rooster: A male chicken.

Coop: An enclosure, building, or pen that is designed, constructed, and maintained to confine fowl within and prevent access by predators and trespassers.

A person may keep or raise no more than five (5) chickens within the corporate limits of the Village, subject to the following conditions and/or requirements:

- a. Payment of an annual \$50 (fifty dollars and no cents) permit fee. A permit issued under the Village Code shall be revoked upon the commission of three (3) violations within a period of twelve (12) months. If the permit is revoked, the property shall not become eligible for a permit for at least 12 months after revocation. Any enclosure/structure shall be removed from the premises within 15 fifteen days after revocation of said permit. There shall be no more than 20 (twenty) permits issued throughout the Village.
- b. Roosters are prohibited.
- c. No person shall keep chickens within the Village without first obtaining a license /registration therefore issued by the Village.
- d. License/registration will only be issued for properties where the owner of the property is requesting license/registration for chicken keeping.
- e. Applicants must register their property with the Illinois Department of Agriculture in order to obtain a license/registration.
- f. Each person who obtains a license/registration from the Village to keep chickens must register each chicken with the Village.
- g. Chickens shall be kept in a safe and humane manner.
- h. Chickens shall be kept so as not to cause a public or private nuisance.
- i. Feed for chickens shall be kept in containers that are rodent-proof until put out for consumption by chickens.
- j. Chickens shall be kept in a covered enclosure (coop) with an attached covered/enclosed outdoor area (run) that is fenced to prevent chickens from encroaching onto neighboring properties. The enclosure/coop must provide a

maximum of twenty-five (25) square feet. The attached covered/enclosed outdoor area (run) must be no larger than sixty (60) square feet.

- k. Coops and enclosures shall be maintained in clean, dry, and sanitary conditions at all times.
- l. Rear yard must be fenced.
- m. Coops must be located in the rear yard of a property as regulated in Appendix A, Section 1-3-B of the Village Code.
- n. Chicken coops shall not be allowed to be in any part of the home or garage.
- o. Sale of eggs is prohibited.
- p. Butchering is prohibited.

Section Three – Codification

The title, chapter(s) and section(s) adopted by this ordinance shall be numbered and placed in an appropriate title, chapter(s), and section(s) when and during the codification of the Roselle Municipal Code.

Section Four – Home Rule

This ordinance represents an exercise of the home rule powers conferred upon the Village of Roselle by the Constitution of the State of Illinois. This ordinance is specifically intended to preempt any conflicting law, regulation, rule or other code provision to the extent permitted under the Constitution of the State of Illinois.

Section Five – Sunset Clause

It is the intent of the Village Board of Trustees to adopt a trial program in order to examine whether the Village of Roselle should permanently allow for the chickens within the corporate limits. This ordinance shall automatically be repealed without further action from the Village Board of Trustees on June 10, 2027, unless the Village Board of Trustees takes affirmative action to extend the program defined herein either temporarily or permanently.

Section Six - Conflict Clause

That all ordinances, parts of ordinances, resolutions, parts of resolutions or board actions in conflict with the terms of this ordinance shall be repealed to the extent of said conflict.

Section Seven - Passage Clause

That this ordinance shall take full force and effect from and after its passage, approval and publication as provided by law.

Section Eight - Constitutionality Clause

Any part or parts of this ordinance declared by a court of law to be invalid or unconstitutional shall not affect the validity of the remaining provisions of this ordinance or the Roselle Municipal Code.

Section Nine - Publication

This ordinance shall be published in book or pamphlet form as provided by the Illinois Municipal Code.

Section Ten - Recording

This ordinance shall be entered into the minutes and upon the journals of the Board of Trustees of the Village of Roselle.

The Remainder of this Page has been Intentionally Left Blank / Roll Call Vote to follow:

DECIDED pursuant to a Roll Call Vote:

| | YES | NO | ABSENT | ABSTAIN |
|------------------------------|-----|----|--------|---------|
| Tom Della Penna | ✓ | | | |
| Wayne D. Domke | | ✓ | | |
| Dena Forsythe | ✓ | | | |
| Cheryl Lenisa | ✓ | | | |
| Tom Piorkowski | ✓ | | | |
| Lee Trejo | | ✓ | | |
| David Pileski (if necessary) | | | | |
| TOTAL | 4 | 2 | | |

PASSED AND APPROVED by the Village of Roselle Board of Trustees on the 10th day of June, 2024:

David Pileski
Mayor

ATTEST:

Amanda Hausman
Village Clerk

STATE OF ILLINOIS)
) SS
COUNTIES OF DUPAGE AND COOK)

CLERK'S CERTIFICATION

I, Amanda Hausman, hereby certify that I am the duly elected and qualified Village Clerk in and for the Village of Roselle, DuPage and Cook Counties, Illinois; that I am the keeper of the files, records, and seal of said Village, and that the following is a true and correct copy of Ordinance No. 2024-4336.

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adopted and approved by the Mayor and the Board of Trustees at an official meeting held on June 10, 2024 and that the vote on the motion for adoption was as follows:

| | YES | NO | ABSENT | ABSTAIN |
|------------------------------|-----|----|--------|---------|
| Tom Della Penna | ✓ | | | |
| Wayne D. Domke | | ✓ | | |
| Dena Forsythe | ✓ | | | |
| Cheryl Lenisa | ✓ | | | |
| Tom Piorkowski | ✓ | | | |
| Lee Trejo | | ✓ | | |
| David Pileski (if necessary) | - | | | |
| TOTAL | 4 | 2 | | |

I do further certify that the deliberations of the Board on the adoption of said ordinance were conducted openly, that the vote on the adoption of said ordinance was taken openly, that said meeting was called and held at a specified time and place convenient to the public, that notice of said meeting was duly given to all of the news media requesting such notice, that said meeting was called and held in strict compliance with the provisions of the Open Meetings Act of the State of Illinois, as amended, and with the provisions of the Village Code of the Village of Roselle, as amended, and that the Board has complied with all of the provisions of said Act and said Code and with all of the procedural rules of the Board.

I further state that this Certification is issued under my hand and the seal of the Village of Roselle as required in the Illinois Compiled Statutes 65 ILCS 5/1-2-4.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Corporate Seal of said Village of Roselle, DuPage and Cook Counties, Illinois on the date set forth herein.

Amanda Hausman, Village Clerk

(SEAL)