

CITY OF CARLYLE

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ORDINANCE NO. 1539

AN ORDINANCE REVISING THE CITY OF CARLYLE CODE OF  
ORDINANCES  
REVISING CHAPTER 3, ARTICLE I - GENERAL REGULATIONS

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ADOPTED BY THE CITY COUNCIL  
OF THE CITY OF CARLYLE

THIS 14 DAY OF September, 2015

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Clinton County, Illinois, this 15 day of September, 2015

**CITY OF CARLYLE**

**ORDINANCE NO. 1539**

**AN ORDINANCE REVISING THE CITY OF CARLYLE CODE OF  
ORDINANCES  
REVISING CHAPTER 3, ARTICLE I - GENERAL REGULATIONS**

Whereas, the City Council of the City of Carlyle, Clinton County, Illinois believes that it is in the best interest of the residents of the City to revise Chapter 3, Article I - General Regulations of the Revised Code of the City of Carlyle,

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CARLYLE, CLINTON COUNTY, ILLINOIS, THAT CHAPTER 3, ARTICLE I OF THE REVISED CODE OF THE CITY OF CARLYLE BE REVISED AS FOLLOWS:

Chapter 3-1-10 deleted and replaced as written below.

**3-1-10 NO LIVESTOCK WITHIN CITY LIMITS**

(A) Except as otherwise provided in this Chapter, no person shall keep within the City, any cattle, cows, horses, sheep, swine, goats, chickens, ducks, turkeys, geese, or other livestock.

(B) The provisions of subsection A of this section shall not apply to:

1. Any person involved in the interstate or intrastate transportation of livestock to market; provided, however, such person does not remain within the city limits for more than two (2) hours;
2. Any person operating a zoological park, circus, carnival, scientific or educational institution, research laboratory, veterinary hospital or animal refuge;

3. Chickens maintained for egg production and properly licensed with the city. Chickens are limited to a maximum of six (6) chickens per household. Roosters and crowing hens are prohibited.

Add the following:

**3-1-11 RUNNING AT LARGE OF LIVESTOCK AND CHICKENS PROHIBITED:**

A. No livestock or chickens shall be permitted to run at large within the city limits. Chickens may be maintained in a designated chicken coop or fenced area, and shall be allowed to run freely within that area, although chickens must be secured within the coop.

B. The owner of any livestock or chickens found to be running at large shall be liable for any and all costs incurred by the city as a result of any action taken by the animal control officer and/or any peace officer to capture such livestock or chickens.

**3-1-12 CHICKENS AND CHICKEN COOPS:**

A. **Number and Type of Chickens Allowed:** Chickens, with the exclusion of roosters and crowing hens, are limited to a maximum of six (6) chickens per household.

**B. Items Specific to Chicken Coops and Enclosures:**

1. Opening in windows and doors must be covered by wire mesh with one-half inch (1/2") or smaller openings to discourage predators. The materials used to make the coop must be uniform for each element of the structure, for example-the walls shall be made of the same material. Chicken coops shall be constructed in a manner to avoid weathering.
2. Chickens must be kept in a coop or fenced enclosure at all times.

3. Coops and enclosures must be kept in a clean, dry, odor free, and sanitary manner at all times.
  - a. No person or owner shall keep, or allow to be kept in a foul, offensive, nauseous or filthy condition, any chicken coop or fenced enclosure containing chickens.
  - b. Odors from chickens, manure, or related substances shall not be detectable from property lines.
  - c. The chicken owner must provide for the storage and disposal of chicken waste. Composting of the chicken waste is encouraged. No more than three (3) cubic feet of chicken waste may be stored. All other chicken waste not composted shall be removed.
4. Coops must provide adequate ventilation, shade, and be resistant to predators, wild birds, and rodents.
5. Coops shall be located to the rear of the residential structure, and may be allowed in the backyard, but not the side or front yards.
6. Coops and enclosures must be a minimum of fifteen feet (15') from the property line and the residential structure on the property, and twenty five feet (25') from any neighboring structure, business, church, etc. A coop or enclosure may be maintained five feet (5') from a public alley adjoining the owner's property.
7. Chicken coops are required to have at least four (4) square feet of coop floor area per chicken and must be well maintained. In no case shall the floor area of a chicken coop exceed forty (40) square feet. Chicken coops shall not exceed ten feet (10') in height.

8. Deceased chickens shall be properly disposed of.
9. Chicken feed must be stored in a fully enclosed container resistant to rodents and other animals.
10. If the owner is ticketed by the Carlyle Police for non-compliance on two different occasions, their permit will be immediately revoked and said owner must properly dispose of his or her chickens within 48 hours. In the event owner fails to dispose of said chickens in the aforementioned 48 hour period, the Carlyle police may enter on to the property of owner and remove and dispose of said chickens.

### **3-1-13 CHICKEN COOP LICENSE:**

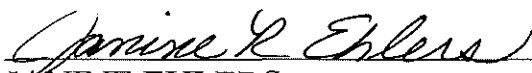
A. **Required:** All chicken coops maintained in accordance with this title shall be licensed by the City of Carlyle.

B. **Conditions:** The City's designee may issue licenses to the owner of any chicken coop upon meeting all conditions of this section.

1. The application for a chicken coop license shall state the name and address of the owner, the specific proposed location of the chicken coop, and all other applicable information requested by the administrative official. A license will only be issued after a photo of the coop is provided at the time of application.
2. Each chicken coop license shall be renewed on an annual basis. The license will only be renewed after the chicken coop has been determined to be in compliance with all provisions of this section.
3. Only property containing one single-family residence shall be eligible for a chicken coop license. This excludes apartment complexes, duplexes, and trailer court rental property. It is the

H. **COST OF ADMINISTRATION:** The license fees charged pursuant to this section are charged to defray the administrative costs and are not to be deemed a penalty or tax. The license fees shall not be construed as relieving the owner from any penalty imposed for any violation of this title.

Passed this 14 day of September, 2015 by the Mayor and City Council of the City of Carlyle, Clinton County, Illinois, and deposited and filed in the office of the City Clerk in said City on that date.

  
JANINE EHLERS  
CITY CLERK  
CARLYLE, ILLINOIS

NAME	AYE	NAY	ABSTAIN	ABSENT	CONFLICT
Scott Diekemper	✓				
Jason Edwards	✓				
Brenda Johnson	✓				
Kent Newkirk				✓	
Donald Perez	✓				
Jeff Taylor	✓				
Jeremy Weh	✓				
Judy Smith	✓				

responsibility of the individual seeking a chicken coop license to check on subdivision restrictions and covenances.

4. Only one chicken coop license will be issued per property. A homesite consisting of multiple lots shall be considered one property. Each license allows one chicken coop.
5. Chicken coop licenses may not be transferred from one individual to another. A license holder may relocate a chicken coop to a new location, at no additional fee, upon notifying the city and passing inspection.

C. **COSTS FOR LICENSING:** Chicken Coop: Twenty-five dollars (\$25.00) per chicken coop license. The fee shall be paid at the time the application is submitted. An annual renewal fee of ten dollars (\$10.00) shall be assessed for each chicken coop.

D. **LICENSE TERM:** All licenses issued pursuant to this section shall be valid for a term not to exceed one year, January 1 to December 31 of the calendar year.

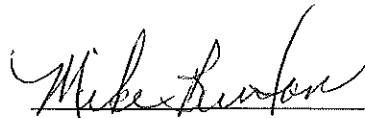
E. **WHEN DUE:** Chicken coop license renewals shall be submitted annually, prior to December 31. A late fee of ten dollars (\$10.00) shall be charged if the renewal is not received by December 31. Any renewal fee not received by January 31 shall render the permit null and void, and the license available to another applicant.

F. **NONREFUNDABLE:** No refunds shall be made on any chicken coop license or application.

G. **PENALTY:** The owner of any chicken coop, which is subject to licensing and registration pursuant to subsection A of this section, but who does not comply with those provisions, shall be subject to the aforementioned penalties provided in this ordinance, and shall also be subject to a fine from \$75.00 and \$750.00 per incident.

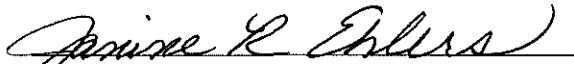
Approved by the Mayor of the City of Carlyle, Clinton County, Illinois, this

14 day of September, 2015.

A handwritten signature in cursive script, appearing to read "Mike Burton", written over a horizontal line.

MIKE BURTON, MAYOR  
CARLYLE, ILLINOIS

Attest:

A handwritten signature in cursive script, appearing to read "Janine Ehlers", written over a horizontal line.

JANINE EHLERS  
CITY CLERK  
CARLYLE, ILLINOIS