

ORDINANCE NO. 4633

AN ORDINANCE OF THE CITY OF HASTINGS, NEBRASKA, TO AMEND SECTION 34-315.01(1)(c) TO PROVIDE FOR HOOFED ANIMALS IN A LIMITED AGRICULTURAL DISTRICT AS A CONDITIONAL USE; TO REPEAL ANY ORDINANCE IN CONFLICT HEREWITH; AND TO PROVIDE WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF HASTINGS, NEBRASKA:

SECTION 1. That Hastings City Code Section 34-315.01(1)(c) of the Official City Code be amended to read as follows:

34-315.01. Limited agriculture.

(1) Limited agriculture inside of the corporate limits of the City of Hastings shall comply with the following:

(a) A maximum of three (3) horses shall be permitted on lots with an area of two (2) acres or greater.

(b) A maximum of two (2) horses shall be permitted on lots with an area less than (2) acres.

(c) All other hoofed animals not specifically described above are limited to a maximum of two (2) animals per lot. Additional hoofed animals, not to exceed two (2) per acre, may be authorized by conditional use permit (CUP). An application for a CUP shall be processed and reviewed pursuant to the procedures set forth in sections 34-403, 34-801 and 34-802 of this code as the same may from time to time be amended.

(d) The following animals are prohibited: swine, ducks, geese, swans, turkeys, ostrich, emus, pheasants, quail, peacocks and other similar fowl.

(e) Chickens are subject to the regulations found in Section 10-102 of this code.

(f) For the purposes of this section multiple contiguous lots in common ownership which are not developed with another permitted principal use shall be deemed one lot.

(g) Sites utilized for limited agriculture shall not produce noise that disturbs the peace and quiet of the neighborhood in which it is located.

(h) Sites utilized for limited agriculture shall have all waste products, including animal waste, removed on a regular basis so as not to cause odor beyond the lot line of the property where the limited agriculture is conducted.

(i) Sites utilized for limited agriculture shall internalize effects to the site, so as not to create a nuisance to neighboring properties.

(j) Sites utilized for limited agriculture shall not produce effects or conditions that violate the provisions of Chapter 18, Offenses-Miscellaneous.

(2) Limited agriculture outside the corporate limits of the City of Hastings shall comply with the following:

(a) A maximum of two (2) livestock animals shall be permitted on lots with an area less than two (2) acres.

(b) The maximum number of livestock animals shall be limited to 1 per acre for lots or parcels having an area greater than two (2) acres.

(c) All livestock animals as allowed pursuant to the section shall be in an enclosed or fenced area which shall be kept in good repair so as to not allow the livestock animals to run at large or be off the owner's property.

(d) Sites utilized for limited agriculture shall have all waste products, including animal waste, removed on a regular basis.

(e) Sites utilized for limited agriculture shall internalize effects to the site, so as not to create a nuisance to neighboring properties.

(f) Sites utilized for limited agriculture shall not produce effects or conditions that violate the applicable provisions of Chapter 18, Offenses-Miscellaneous.

SECTION 2. That any ordinance passed and approved prior to the passage, approval and publication or posting of this ordinance, and in conflict with its provisions, is hereby repealed.

SECTION 3. This ordinance shall take effect and be in full force from and after its passage, approval and pamphlet form.

PASSED AND APPROVED by the Mayor and City Council of the City of Hastings, Nebraska, this _____ day of _____, 2020.

Corey Stutte, Mayor

ATTEST:

Kimberly S. Jacobitz, City Clerk

(SEAL)

APPROVED AS TO FORM

Clint Schukei, City Attorney