

ORDINANCE NO. 568

AN ORDINANCE ADDING CHAPTER 6.12 CHICKENS TO THE CAVE JUNCTION MUNICIPAL CODE

WHEREAS, some of the residents of the City of Cave Junction would like the opportunity to keep chickens, and

WHEREAS, chickens kept for household use may provide sustenance and be an enjoyable, educational activity for those who choose to responsibly raise chickens,

NOW THEREFORE, THE CITY OF CAVE JUNCTION ORDAINS AS FOLLOWS:

Chapter 6.12 of the Cave Junction Municipal Code is hereby added as follows:

6.12 Chickens

A. No person shall keep chickens on residential property, or on property legally developed as residential property, except in compliance with all of the following regulations and limitations and all other applicable provisions of the Cave Junction Municipal Code:

1. No more than five (5) allowed chickens shall be kept or maintained on any single parcel.
2. Roosters (including cocks, capons, or any other form of the male sex of the species *Gallus gallus domesticus*) are prohibited.
3. All allowed chickens must be confined to the property, and any compound, pen, run, shed, or fenced area of confinement shall not be located closer than 20 feet from any abutting parcel.
4. No compound, pen, run, shed, or fenced area of confinement for allowed chickens shall be located within the required front yard setback or be visible from a public street.
5. The owner of the allowed chickens shall maintain the property in a safe condition (including but not limited to keeping heat lamps the minimum manufacturer-specified distance from flammable materials and using electrical systems appropriate for an outdoor use) and in a sanitary condition (including but not limited to the timely removal of droppings and provision of adequate bedding or litter material). The construction and/or use of any compound, pen, run, shed, or fenced area of confinement shall comply with any applicable building and/or fire codes.
6. Any roofed compound, pen, run, shed, or fenced area of confinement for allowed chickens shall be included when determining the structural coverage of the property.
7. Allowed chickens shall be kept for personal use only. Commercial sale of eggs, meat, offspring, or other products derived from allowed chickens is prohibited.
8. An application and fee must be provided by the resident prior to keeping allowed chickens. The fee and application criteria shall be set by resolution of the council.
9. Allowed chickens must remain within their compound, pen, run, shed, or fenced area of confinement.

B. As used in this section, "allowed chicken" means birds of the species *Gallus gallus domesticus*.

C. No person shall keep birds other than allowed chickens or household pets on residential property or property legally developed as residential property except as otherwise permitted by this code.

D. Any violation of this section, or any odors, noise, or other unsanitary conditions which disrupt neighboring properties shall be declared a public nuisance, and may be abated in the manner provided for in Sections 8.08.160 through 8.08.240.

E. Violation of this section constitutes a violation. Every day in which the violation exists constitutes a separate violation.

PASSED by the Common Council of the City of Cave Junction this 26 day of February, 2018.

SUBMITTED TO AND APPROVED by the Mayor of the City of Cave Junction this 27 day of February, 2018.

Signed: _____

DANIEL DALEGOWSKI, Mayor

Attest: _____

REBECCA PATTON, Recorder