

**ORDINANCE NO. 4285-06-2016**

**AN ORDINANCE OF THE LEWISVILLE CITY COUNCIL  
AMENDING CHAPTER 3, ANIMALS, OF THE LEWISVILLE  
CITY CODE, SECTIONS 3-156 AND 3-159 TO AMEND THE  
REGULATIONS REGARDING CHICKENS; PROVIDING  
FOR A REPEALER, SEVERABILITY AND A PENALTY;  
PROVIDING AN EFFECTIVE DATE; AND DECLARING AN  
EMERGENCY.**

**WHEREAS**, the City Council of the City of Lewisville has determined that for the health, welfare and safety of its citizens certain amendments to the Lewisville City Code, Chapter 3 are necessary.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE  
CITY OF LEWISVILLE, TEXAS, THAT:**

**SECTION 1.** Chapter 3, Section 3-156(a) of the Lewisville City Code is hereby amended by deleting the current language in its entirety and in its place inserting the following new language:

**Sec. 3-156. - Location, number and type of chickens allowed.**

(a) *Detached single-family lots on less than one acre.* Chickens shall be allowed as follows:

- (1) The maximum number of chickens allowed per lot is six; provided that, there are no other regulated animals, as specified in section 3-63 of this Code, being kept on the same lot. If there are other regulated animals on the same lot, there shall be no more than an aggregate total of six animals in any combination, including chickens, dogs, cats, etc.
- (2) Chickens must be kept in an enclosure or coop at all times.
- (3) Only female chickens are allowed.
- (4) No roosters are allowed.
- (5) There is no restriction on chicken species.

- (6) Chickens shall not be allowed to be kept inside the primary residence (including a garage).

**SECTION 2.** Chapter 3, Section 3-159(a) of the Lewisville City Code is hereby amended by deleting the current language in its entirety and in its place inserting the following new language:

**Sec. 3-159. - Setbacks.**

- (a) *Detached single-family lots on less than one acre.*
  - (1) Coops and/or enclosures, whichever is nearer, shall be no less than 25 feet from any adjacent residential or commercial building.
  - (2) Measurement shall be made from the nearest point of the coop/enclosure to the closest point of the primary residential structure and/or adjacent residential or commercial building.

**SECTION 3. REPEALER.** Every ordinance or parts of ordinances found to be in conflict herewith are hereby repealed.

**SECTION 4. SEVERABILITY.** If any section, sentence, clause, or phrase of this ordinance shall for any reason be held to be invalid, such decision shall not affect the validity of the remaining sections, sentences, clauses, or phrases of this ordinance, but they shall remain in effect.

**SECTION 5. PENALTY.** Any person, firm or corporation who violates any provisions of this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction thereof in the Municipal Court, shall be subject to a fine of not more than \$500.00 for each offense, and each and every day such offense is continued shall constitute a new and separate offense.

**SECTION 6. EFFECTIVE DATE.** This Ordinance shall take effect and be in full force and effect from and after the date of its passage and publication as required by law.

**SECTION 7. EMERGENCY.** It being for the public welfare that this Ordinance be passed creates an emergency and public necessity and the rule requiring this Ordinance be read on three separate occasions be, and the same is hereby, waived and this Ordinance shall be in full force and effect from and after its passage and approval and publication, as the law in such cases provides.

**DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF LEWISVILLE, TEXAS, BY A VOTE OF   5   TO   0  , ON THIS THE 6<sup>th</sup> DAY OF JUNE, 2016.**

**APPROVED:**

\_\_\_\_\_  
Rudy Durham, MAYOR

**ATTEST:**

\_\_\_\_\_  
Julie Heinze, CITY SECRETARY

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Lizbeth Plaster, CITY ATTORNEY