

3. OPERATING STANDARDS, MAINTENANCE PLAN AND RODENT CONTROL PLAN

1. The ownership, care and control of the chickens will be the responsibility of the applicant.
2. I have received a copy of the ordinance amending Chapter 14 (animals) and understand the responsibility of keeping and caring for chickens. Taking a class on urban chicken keeping is recommended.
3. There will be a maximum of _____ chickens kept on the property.
4. No roosters will be kept on the property.
5. The coop and run conforms to City regulations for accessory structures as identified on this application, five feet from side and rear property lines and ten feet from the principal structure.
6. No chicken coop and run shall be placed within an easement or block public access.
7. I will ensure that noise from chickens at the property boundary conforms to the City's noise ordinance.
8. I will ensure that odors from chickens, chicken manure, or other chicken-related substances shall not be perceptible at the property boundary.
9. I will compost the waste generated from keeping of chickens with carbonaceous material such as hay, bedding, or leaves or store it in a sealed container until its removed from the property.
10. I will clean the coop and run at least on a weekly basis. A detailed written maintenance plan may be required.
11. I will keep the chickens on the subject property and will not allow them to wander onto other properties including the City owned land.
12. I will not allow the chickens or coop and run in front or side yard.
13. I will store the chicken feed in a rodent-proof container inside the primary structure.
14. I will remove chicken feed from any area accessible to rodents or other pests after dusk.
15. I will construct or purchase a secure coop or run so as to exclude predators and rodents. A detailed plan describing measures that will be taken to prevent pests and rodents may be required.
16. There is a perimeter barrier around the bottom edge of the coop and run to prevent predators from burrowing beneath to enter.
17. The run is fully enclosed with a roof or wire cage material on top.
18. I hereby acknowledge the City of Edwardsville by issuing this license has authority to enter my property to perform periodic inspections as needed to verify compliance with the standards of the ordinance.



CITY OF EDWARDSVILLE
APPLICATION FOR BACKYARD CHICKEN COOP/RUN
APPLICATION SITE PLAN

Applicant Name: _____

Address: _____

Phone: _____ Email: _____

1. Number of hens proposed: _____
2. The total square feet of enclosure: _____

Use the area below to provide a detailed drawing depicting the yard, coop, run, and fencing, including size, height, material and location of each. Include distances from lot lines, structures (houses, sheds, and garages), fences/barriers, pools, etc. Identify neighbors whose property line connect to your property (abutters), including diagonal, behind, as well as any properties within 100 feet of your parcel, including across an alley, street, or Right-of-Way.

Surrounding Property Owner Acknowledgement Sign Off Sheet

NOTICE: The undersigned Property Owners hereby agree that they do not oppose the applicant from keeping backyard chickens at the subject site and have been presented with a copy of the Domesticated Chicken Ordinance (ORD # 6063-01-18) for review.

All properties abutting and within 100 ft of the subject site _____:
(address)

North

Property Owner Name: _____
Address: _____
Phone #: _____
PO Signature: _____

South

Property Owner Name: _____
Address: _____
Phone #: _____
PO Signature: _____

East

Property Owner Name: _____
Address: _____
Phone #: _____
PO Signature: _____

West

Property Owner Name: _____
Address: _____
Phone #: _____
PO Signature: _____

Additional abutting/adjacent lots within 100 ft as necessary (attach additional sheet if necessary):

Property Owner Name: _____
Address: _____
Phone #: _____
PO Signature: _____

Property Owner Name: _____
Address: _____
Phone #: _____
PO Signature: _____

Property Owner Name: _____
Address: _____
Phone #: _____
PO Signature: _____

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PO Signature: _____

Sec. 14-10. - Domesticated chickens.

The purpose of this article is to provide standards for the keeping of domesticated chickens. It is intended to enable residents to keep a small number of female chickens on a non-commercial basis while limiting the potential adverse impacts on the surrounding neighborhood. This article is intended to create licensing standards and requirements that ensure that domesticated chickens do not adversely impact the neighborhood surrounding the owner occupied single family property on which the chickens are kept. For the purposes of this section, the term "chicken" includes only hens. Roosters and the sale of eggs are prohibited.

- (a) *Building permit and license required.* A building permit shall be obtained from the department of public works prior to constructing a coop or run to house chickens on a premises and a license from the city clerk's office is required prior to commencing the keeping of chickens.
- (1) *Application and fee for building permit.* An applicant may apply for a building permit to construct a coop and run to house chickens. The coop and run shall be considered an accessory structure and is required to maintain the same required setbacks of an accessory structure, five feet from side and rear property lines and ten feet from the principal structure. No chicken coop and run shall be placed within an easement or block public access. The building permit application shall include, at a minimum, a detailed drawing depicting the yard, coop, run and fencing, including size, height, material and location of each. An applicant shall state the number of chickens that may be allowed based upon the size of the coop and run provided on the premises. A written maintenance plan and rodent control plan must also be submitted with the building permit application. The coop/run shall not exceed size limitations stated within "housing of chickens". Standard building permit fees shall apply. The completed building permit application shall be accompanied by the following supporting documents:
- Signed copy of the operating standards, maintenance plan, and rodent control plan form;
 - Approval of all owners of abutting properties and properties located within 100 feet of the subject parcel to keep chickens; and
 - HOA approval, if applicable.
- (2) *Building inspection.* The city building inspector, shall inspect the chicken coop and chicken run to determine the coop and run are structurally sound, compliant for maximum size allowed, workmanship standards, compliance with setbacks and compliance with the criteria and standards in this article. Following inspection of the chicken coop and chicken run, an occupancy permit shall be issued for the structure. In the event the chicken coop and run do not pass inspection for workmanship, the applicant will be informed of the problems and given an opportunity to make the necessary modifications. A copy of the occupancy permit will be forwarded by the building inspector to the city clerk's office.
- (3) *License issuance.* An application for a license to raise domestic chickens shall be made to the city clerk's office after receiving an approved occupancy permit from the building inspector for the coop/run. The completed license application to keep chickens shall be submitted with a copy of approved occupancy permit. Said license shall include all required information as determined by the city clerk's Office; however, shall include, at a minimum, the name, address, phone number of the property owner/applicant and the number of chickens (female only) that will be housed on the premises and the expiration date. At the time of license issuance, the applicant shall pay a license fee of \$50.00.
- (4) *Denial, suspension or revocation of license.* The community services officer shall deny a license if the applicant has not demonstrated compliance with all provisions of this article. A license to keep domesticated chickens may be suspended or revoked by the community services officer where there is a risk to public health or safety or for any violation of or

failure to comply with any of the provisions of this article or with the provisions of any other applicable ordinance or law. If a license is revoked, an applicant cannot reapply for a new license for a period of three years and has 72 hours to remove all chickens from the property. Any denial, revocation or suspension of a license shall be in writing and shall include notification of the right to and procedure for appeal.

- (5) *Transfer of license.* Licenses are not transferrable, and shall not travel with the owner nor transfer to a new owner of the licensed location.
 - (6) *Number of licenses.* Licenses shall be limited to 20 for the entirety of the city.
 - (7) *License term.* Said license, if not revoked, shall be valid for a period not to exceed one year from the date of issuance. A new license shall be obtained annually by every owner and a \$25.00 annual renewal fee paid to the office of the city clerk.
- (b) *Allowance.* Chicken keeping shall be limited to owner-occupied single-family residentially zoned (R-1) properties with the primary residential structure being detached, per the following:
- (1) *Number and type.* The minimum number of chickens shall be established at two; the maximum number of chickens shall be established at six. Only female chickens are allowed. There is no restriction on chicken species.
 - (2) *Location of chickens.* The keeping of chickens shall be restricted to the rear yard; corner lots without sufficient rear yard space to meet the requirements of this section shall not be eligible for a license.
 - (3) *Containment.* Chickens shall not be kept in any part of the residential structure, including the garage. No more than one coop is allowed per licensed parcel. The domestic fowl shall not be permitted to run at large in or upon the public streets, open lots or private properties of the city, other than that of the owner. Chickens shall not be allowed outside of the permitted rear yard area at any time. License holders whose chickens are found roaming shall be subject to citation, fines, and penalties, including possible revocation of the license.
- (c) *Housing of chickens.* Chickens shall be provided a weather and predator-resistant ventilated coop with definable walls, floor, roof and securable door, per the following:
- (1) *Coop space.* A minimum of four square feet of space per chicken shall be required within the coop. Size of coop shall not exceed 50 square feet and seven feet in height. Coops shall be located a minimum of five feet from side and rear property lines and ten feet from the principal structure. Chicken coops shall not count toward the maximum accessory structure limitations.
 - (2) *Run space.* Ten square feet of "run" or "free range" space per chicken shall be required. Chickens kept in yards that are entirely fenced may be allowed free range within the licensed fenced in space. Fences must be constructed or modified to contain the chickens. Yards that are not completely fenced shall require an additional chicken "run" whether a part of the coop or built separately. Runs shall be made of sturdy small gauge animal fencing such as chicken wire, and shall be covered with additional similar material or netting in a manner that helps prevent chickens from straying.
 - (3) *Appearance of the coop and enclosure.* The appearance of the coop and enclosure, and the materials used to construct the coop and enclosure shall resemble backyard coops which are sold in the commercial marketplace. The coop and enclosed area shall appear professional in design and workmanship. It shall be constructed with proportional dimensions. Plastic tarp roofs, junk and materials not commercially used for coops and enclosures are not allowed, i.e. tires, corrugated tin, etc.
 - (4) *Installation and maintenance.* All coops and runs shall be installed in a sound workmanlike manner and shall be maintained in manner consistent with all adopted property maintenance codes of the city.

- (d) *Care of chickens.* Fresh water shall be provided; feed shall be kept in predator/rodent and weatherproof containers; coops and all areas where chickens are kept shall be maintained in a safe, clean and sanitary condition and free of accumulation of waste. Any manure or waste shall be collected in a sealed container and properly removed from the premises or composted with a material such as hay, bedding, or leaves in a commercially purchased, rodent proof composter to prevent offensive odors or conditions conducive to the spread of disease. The owner of chickens shall ensure that their birds are cared for properly when ill and disposed of in a manner that does not endanger the public health and safety when their birds die.
- (e) *Miscellaneous.* Chickens may be kept for purely domestic purposes only; no slaughtering of chickens shall take place at the licensed location; no animals, eggs or by-products may be sold. No chickens may be kept or maintained to be used for the purpose of fighting.
- (f) *Grandfathering of licenses.* Should the city council take action to eliminate or cease the keeping of chickens at any time in the future, any license holder approved under the provisions of this chapter shall be allowed to continue to keep the approved number of chickens. Once the legally approved number of chickens have died or are otherwise removed from the property, replacement chickens are not allowed.
- (g) *Fines and penalties.* If a person keeping chickens fails to maintain the conditions of keeping chickens as required by this section, he or she shall be subject to prosecution for a violation of this section, with each day that the required conditions were not maintained being a separate offense. Upon conviction in the municipal court of a violation of this section, in addition to the fine or penalty that may be imposed by the court, the city clerk shall revoke the license previously granted to the person convicted. Any owner or keeper desiring to reclaim an impounded chicken shall pay the city a reclamation fee of \$25.00 and obtain a release from the police department.

(Ord. No. 6063-01-18, § 3, 1-2-2018; Ord. 6658-06-2020 § 2, 6-16-2020)