Town of Richmond Ordinance No. 2018-3

Ordinance To Amend Town Zoning Ordinance

Sec. 17.11 C-1 Commercial District & Sec. 17.12 M-1 Industrial District

To Permit Limited Chickens under Specified Conditions

WHEREAS the Town of Richmond Town Board has adopted an amendment to the Town Zoning Ordinance, Ordinance No. 2018-2, to allow chickens under specified conditions in the R-1 Single-Family Residential District:

WHEREAS, a request has been made to allow chickens in the M-1 Industrial District as a permitted use under specified conditions;

Whereas, the Town of Richmond Planning and Zoning Commission has held a public meeting on this request and recommended that chickens be permitted in both the C-1 Commercial District and M-1 Industrial District under the same specified conditions as in the R-1 Single Family Residential District as adopted by Ordinance No. 2018-2;

NOW THEREFORE, THE TOWN OF RICHMOND TOWN BOARD DOES HEREBY ORDAIN TO AMEND THE TOWN ZONING ORDINANCE and GENERAL ORDINANCES AS FOLLOWS:

1. Sec. 17.11 C-1 Commercial District

 (1) PERMITTED USES.

 (c) The keeping of chickens in this zone shall be allowed under the following specified conditions:

 i. Up to ten chickens may be allowed without permit.

 ii. No person shall keep a rooster.

 iii. Lots must have a minimum of 40,000 square feet or more, and no chickens shall be allowed in this zone on lots having apartments or multifamily dwellings.

 iv. Chickens shall be provided a sanitary and adequately sized enclosure, or coop and shall be kept in an enclosure or sanitary and adequately sized and accessible fenced enclosure, including fencing or other covering to prevent the chickens from flying out of the enclosure.

 v. No part of any enclosure shall be located closer than 25 feet from any residential dwelling on an adjoining lot. No part of any enclosure may be located closer than ten feet from any lot line. No part of any enclosure shall be located nearer than 25 feet from a navigable waterway.

 vi. No chickens shall be allowed to run free range.

2. Sec. 17.12 M-1 Industrial District

 (1) PERMITTED USES.

 (o) The keeping of chickens in this zone shall be allowed under the following specified conditions:

 i. Up to ten chickens may be allowed without permit.

 ii. No person shall keep a rooster.

 iii. Lots must have a minimum of 40,000 square feet or more, and no chickens shall be allowed in this zone on lots having apartments or multifamily dwellings.

 iv. Chickens shall be provided a sanitary and adequately sized enclosure, or coop and shall be kept in an enclosure or sanitary and adequately sized and accessible fenced enclosure, including fencing or other covering to prevent the chickens from flying out of the enclosure.

 v. No part of any enclosure shall be located closer than 25 feet from any residential dwelling on an adjoining lot. No part of any enclosure may be located closer than ten feet from any lot line. No part of any enclosure shall be located nearer than 25 feet from a navigable waterway.

 vi. No chickens shall be allowed to run free range.

3. Sec. 9.11 Keeping of Livestock and Poultry Regulated. Shall be amended as follows (amendment is underlined) No person shall keep or maintain any livestock such as horses, cattle, sheep, goats, rabbits or poultry, except in Agricultural Districts and except for chickens under specified conditions as stated in Sec. 17.08 (1) (g) R-1 Single Family Residential District, in Sec. 17.11 (1) (c) C-1 Commercial District, and in Sec. 17.12 (1) (o) M-1 Industrial District

This ordinance shall be effective upon passage and publication as required by law.

Adopted this \_\_\_\_\_ day of October, 2018.

By the Town Board of the Town of Richmond, Shawano County.

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Steve Gueths, Town Chairperson

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 Richard J. Stadelman, Town Clerk