

ORDINANCE 2011-

An ordinance of North Ogden City amending the North Ogden City Zoning Ordinance.

SECTION 1. The North Ogden City Zoning Ordinance is hereby amended as follows

Chapter 11-10-7 shall be amended and shall read as follows:

11-10-7: ANIMALS AND FOWL:

- A. No barn, coop, pen or corral shall be maintained closer than fifty feet (50') from any dwelling and not closer than seventy five feet (75') from a dwelling on any adjacent lot. Any barn, stable, coop, pen or corral for the housing or keeping of animals or fowl shall be kept, constructed or maintained not less than one hundred feet (100') from a public street. A fenced pasture of one acre or more will be permitted to abut adjoining property lines and the property line adjacent to the public street, **except as otherwise permitted in 11-10-7E.**
- B. The kenneling of not more than four (4) dogs will be permitted only in zones so designated as a conditional use. The pen or run in which the dog or dogs are kept shall not be built closer than one foot (1') to the property lines, but in no case shall it encroach upon existing utility easements. The pen or run shall be designed so as not to permit runoff onto adjoining property.
- C. Except when a conditional use permit is issued for a kennel, there shall not be more than two (2) dogs or cats, or combination thereof.
- D. The limitation of household pets shall be as follows:
1. Fish, no limit.
 2. Gerbils, hamsters, guinea pigs and or rabbits, no more than four (4), either exclusively of one kind or in combination.
 3. Nonpoisonous snakes less than three feet (3') long, no more than two (2).
 4. Turtles less than one foot (1') long, no limit.

5. Nonpoisonous lizards less than one foot (1') long, no more than two (2).
6. Parrots, no more than two (2), exclusively or in combination.
7. Budgerigars and parakeets, no limit. (Ord. 2002-05, 4-9-2002)

E. Keeping of Backyard Chickens in Residential Zones:

1. Properties of less than one (1) acre in the RE-20, R-1-12.5, R-1-10, R-1-8, R-1-8A, R-1-8AG, HP-1, HP-2, HP-3;

- a. No more than 6 hens (no roosters)
- b. The coop must be at least twenty feet (20') from any dwelling on an adjacent lot, five feet (5') from any dwelling on the same lot, and ten feet (10') from all property lines.
- c. Chickens must be contained within an enclosed area in the owner's rear yard.
- d. The selling of eggs is prohibited.

2. Properties with one (1) to five (5) acres:

- a. Up to 10 chickens per acre
- b. The coop must be at least twenty feet (20') from the property line, fifty feet (50') from any dwelling on the same lot, seventy five feet (75') from any dwelling on an adjacent lot, and one hundred feet (100') from any public street.

3. Properties with five (5) acres or more:

- a. No more than 60 chickens
- b. The coop must be at least twenty feet (20') from the property line, fifty feet (50') from any dwelling on the same lot, seventy five feet (75') from any dwelling on an adjacent lot, and one hundred feet (100') from any public street.

4. Applicable to all properties:

- a. Feed must be stored in a rodent-proof container.
- b. Clean water shall be made available to the chickens at all times.
- c. Chickens must be housed in a covered, ventilated, and predator-resistant coop.
- d. The coop must be located in the rear yard.
- e. The chickens must be contained within the owner's property lines.
- f. If the chickens have access to an outdoor run, the coop must have at least two (2) square feet per chicken.
- g. If chickens stay in the coop at all times, the coop must have at least six (6) square feet per chicken,
- h. The coop and enclosed area must be kept clean and sanitary to prevent any insect breeding, vermin attraction, nuisance, or offensive odor past the property line.

- i. Dead birds and discarded or rotting eggs shall be removed as soon as possible but no longer than twenty-four (24) hours and shall be properly disposed of.
- j. A chicken permit must be obtained annually from the animal control office at the cost of five (5) dollars per year.
- k. The permit for keeping chickens may be revoked upon the conviction of the permit holder of a violation of this section.

SECTION 2. This ordinance shall take effect upon adoption.

PASSED and ADOPTED this ____ day of ____ 2011.

North Ogden City:

Richard G. Harris

North Ogden City Mayor

CITY COUNCIL VOTE AS RECORDED:

	Aye	Nay
Council Member Bigler:	___	___
Council Member Flamm:	___	___
Council Member Harris:	___	___
Council Member Taylor:	___	___
Council Member Turner:	___	___
(In event of a tie vote of the Council):		
Mayor Harris:	___	___

ATTEST:

S. Annette Spendlove, CMC

City Recorder