

ORDINANCE NO. 08-2020**ORDINANCE TO CREATE ARTICLE IV IN CHAPTER 10- ANIMALS
REGARDING THE KEEPING OF DOMESTICATED CHICKENS
THE MUNICIPAL CODE, VILLAGE OF NORTH PRAIRIE, WI**

WHEREAS, the Plan Commission was asked to consider the requirements for a permit for the keeping of domesticated chickens on single-family residential properties in the Village upon the request of several residents; and

WHEREAS, after multiple Plan Commission discussions and listening to suggestions of Village residents, the Plan Commission is recommending to the Village Board to approve the keeping of domesticated chickens on certain single-family residential properties; and

WHEREAS, the matter was the subject of discussion held before the Village Board on September 10, 2020.

NOW THEREFORE, the Village Board of the Village of North Prairie, Waukesha County, Wisconsin, do ordain as follows:

SECTION ONE: CHAPTER 10 of the Village of North Prairie Municipal Code, entitled "Animals," Article IV entitled "Keeping of Domesticated Chickens" is hereby created as follows.

ARTICLE IV. KEEPING OF DOMESTICATED CHICKENS

Sec. 10-80. - Keeping of Domesticated Chickens.

(a) Purpose. This section is intended to establish a process and the recommended threshold conditions under which small scale keeping of domestic chickens for personal use and enjoyment on residentially zoned lots at least one-quarter (1/4) acre in size may be considered for approval through the issuance of a chicken keeping permit.

(b) Definitions. All terms used herein shall have the meaning described below:

Domestic(ated) Chicken(s) means Gallus domesticus.

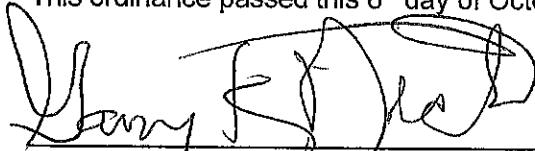
Residentially Zoned Lot means a lot in the R-1 Single-Family Residential District or in the R-2 Central Residential District.

Rooster. A rooster shall mean a male chicken that is six (6) months old or older.

- enjoyment of neighboring lots due to noise, odor, or other adverse impact;
- q. The hen house shall be enclosed on all sides and have a roof and doors. Access doors must be able to be shut and locked at night. Opening windows and vents must be covered with predator and bird- proof wire or fence of no more than one-inch openings;
 - r. All enclosures for the keeping of chickens must provide adequate ventilation as well as sun protection, and be sanitary, insulated, weatherproof and impermeable to rodents, wild birds, and predators, including dogs and cats and similar. It must also be structurally sound, moisture-proof and maintained in good repair with sufficient space for freedom of movement and retention of body heat with elevated perches for natural roosting position. The nesting boxes must be elevated off the ground;
 - s. Any proposed lighting attendant to the chicken keeping use shall be presented by specific request in the application, for consideration, and is prohibited unless specific approval is granted;
 - t. Provisions must be made for the routine regular removal and lawful disposal of chicken manure in order to prevent any adverse effects related to odor or unsanitary conditions;
 - u. Any person applying for a chicken keeping permit, shall provide evidence of proper Livestock Premises Registration with the State of Wisconsin as an exhibit to be included with the chicken keeping permit document prior to issuance;
 - v. Approved chicken keeping accessory structures and related fencing/enclosures may require the issuance of a building permit(s), electric permit(s) and similar. It is the applicant's responsibility to secure any required permits prior to the start of any construction or installation.
 - w. A hen house, secure pen and/or nesting boxes will not generally be included in or counted against the maximum permitted square footage or overall quantity of accessory storage buildings permitted on a property.
 - x. At such time as this Ordinance becomes effective, the fee rate for a chicken keeping permit in the Village of North Prairie shall be listed on the current Fee Schedule, which fee may be modified from time to time thereafter at the discretion of the Village Board.
- (d) Accompanying Plans. Any request for a chicken keeping permit must be accompanied by site and architectural plans presented in such detail as may be required by the Village Staff in order to make a fully informed evaluation of the request and demonstrating compliance with the aforementioned design, placement and management requirements. Permit applications not meeting the aforementioned requirements shall not be issued.
- (e) Permit Procedure. The permit process requires a complete application submitted to the Village Clerk accompanied with the non-refundable permit application fee in an amount established by the Village Board from time to time by separate Resolution. The Village Clerk shall review the application for compliance with all requirements of this subsection and may approve, conditionally approve or deny the application, and may engage other Village staff to assist in the review as necessary. The Village Clerk shall approve the application only upon finding that these standards are met: a. Appropriate in the location proposed; b. Compatible with the neighborhood; c. Not detrimental to the property values of surrounding property; and d. In keeping with the residential character and quality of the Village. The reasons for any denial shall be clearly stated.
- (f) Appeal. The applicant for a permit may appeal the denial of a permit to the Village Planning Commission by submitting an appeal request to the Village Clerk's office not less

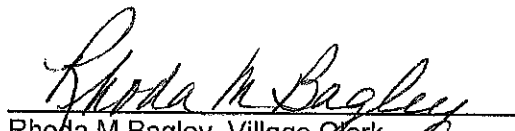
SECTION THREE: This ordinance shall take effect immediately upon passage and publication as required by law.

This ordinance passed this 8th day of October, 2020.



Gary K Nickerson, Village President

Attest:



Rhoda M Bagley, Village Clerk