

ORDINANCE NO. 2023 - 3

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF FULLERTON, NEBRASKA, APPROVING THE AMENDMENTS TO MUNICIPAL CODE OF THE CITY OF FULLERTON, NEBRASKA REGARDING KEEPING OF CHICKENS WITHIN CITY LIMITS & OUTLINING LIVESTOCK PERMITTING PROCESS

WHEREAS, the City of Fullerton recognizes the value of urban agriculture and the benefits it provides to the community, including fresh eggs, pest control, and educational opportunities; and

WHEREAS, the keeping of chickens is a common and safe practice in many urban areas; and

WHEREAS, the City of Fullerton desires to permit the keeping of chickens within city limits in a manner that is safe, responsible, and respectful of the rights of all residents.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FULLERTON that:

The keeping of chickens within city limits is hereby permitted, subject to the following regulations to properties zoned as Residential 1 and Residential 2.

- a. No more than 12 chickens can be kept on a single property without first obtaining a Livestock Permit.
- b. Chickens must be kept in a secure coop or pen at all times and must not be allowed to roam free in the neighborhood.
- c. The coop or pen must be located at least 5 feet from any property line and must not be located in the front yard of the property.
- d. Owners of chickens are responsible for the proper disposal of chicken waste and must take measures to control odors and pests.
- e. Roosters are prohibited on lots zoned Residential 1 and Residential 2.
- f. Livestock Permit fees shall be \$100.00.
- g. Livestock Permits shall not be approved for any property with active nuisance violations.
- h. Livestock Permits shall only be approved by the City of Fullerton Zoning Administrator after a site visit.

- i. Any person who has been issued a Livestock Permit freely and voluntarily consents to a search and examination of the chicken enclosure in his/her yard upon any demand by any Police Officer, Enforcement Officer, or City Administrator.

Any person found to be in violation of these regulations may have the Livestock Permit revoked and may be subject to a fine of not more than \$250.

This ordinance shall take effect immediately upon its adoption.

PASSED AND ADOPTED THIS 21st DAY OF March 2023.



MAYOR

ATTEST:


CITY CLERK