



ORDINANCE NO. 657

AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENPOOL, AMENDING TITLE 6 (ANIMAL ORDINANCE) OF THE CODE OF THE CITY OF GLENPOOL IN ORDER TO ESTABLISH AN EXEMPTION FROM SECTION 6.03.040, THE PROHIBITION OF LIVESTOCK WITHIN CITY LIMITS, FOR THE PURPOSE OF ALLOWING UP TO FIVE "HOBBY CHICKENS"

BE IT ORDAINED by the City Council for the City of Glenpool, Oklahoma:

§ 1. That Title 6 (Animal Ordinance) of the Code of the City of Glenpool, as adopted by Ordinance No. 641, October 25, 2010, shall be and hereby is amended to read as follows:

Section 6.01.010 Definitions, shall be amended to include the following definitions:

"Hobby chickens" means, and includes only, female chickens raised for non-commercial purposes, more specifically the gathering of eggs for personal use.

"Sanitary" means a condition of sufficiently good order and cleanliness to effectively preclude the probability of disease transmission.

Section 6.01.030 Laboratories, rescue services, pet stores and veterinary hospitals, shall be added to read as follows:

The provisions of this title 6 expressly do not apply to laboratories, rescue services, pet stores and veterinarian hospitals except to the extent made applicable by ordinances pertaining to the licensure of businesses within the city.

Section 6.03.040 Livestock not to be kept within city – Exceptions, shall be amended to permit the following additional exception and conditions:

A. Except as provided in subsection B. of this section following **and Section 6.03.041** of this Ordinance, it is unlawful for any person to keep livestock within the city limits other than in an enclosure awaiting immediate transportation outside the city

B. One cow, horse, Shetland pony, mule or goat may be kept in any pen, lot, corral or similar enclosure of not less than one acre per such animal, up to a maximum of two such animals within the city, provided further that:

1. The number limitation shall not apply to agricultural districts in the city where farming, dairy and ranching operations are allowed uses by right. Livestock maintained in an agricultural district shall be subject to the enclosure and space provisions of this section and all other laws or regulations applicable to agricultural operations.

2. The owner or person in charge of such animal(s) shall provide fences or barriers of such height and sufficient strength as may be necessary to prevent the escape of such animal(s) from such pen, lot, corral or other enclosure.

3. The owner or person in charge of the premises upon which an animal is permitted to be kept by the provisions of this section, and which is penned or confined thereon, must maintain such premises in a sanitary condition not offensive or dangerous to the public, and must clean or cause to be cleaned each day the premises, and remove and dispose of all trash, refuse, rubbish and animal excrement, following each day an animal is kept, penned or contained in or upon such premises.

4. No person shall allow such an animal to produce noise loud enough to disturb the peace of persons of reasonable sensitivity, and it is hereby declared a nuisance and it shall be unlawful for any person to allow such nuisance to exist.

5. All persons intending to keep livestock pursuant to this ordinance shall register them with the animal control officer on a form to be provided by the police department prior to acquiring the livestock. The registration process shall include an inspection of the premises to ensure compliance with this ordinance. There shall be a \$25.00 fee charged for registration.

C. No livestock of any description shall be permitted in multi-family housing, to include duplexes.

D. This ordinance shall not be construed so as to permit the slaughter of livestock within city limits under any circumstance, except as allowed as of right in an agricultural zone.

E. Additional sanitation standards:

1. An approved insecticide shall be used as often as recommended by the manufacturer and as often as needed to prevent infestation.

2. It is unlawful to dump or place any manure or other wastes from such pens or enclosures in garbage cans serviced by the city, or contract haulers authorized by the city.

3. Exterior limits of animal or fowl enclosures shall be at least fifty feet from any private water well.

F. Tethering on right of way. It is unlawful for any person to tether livestock for grazing or any other purpose on any road or street right of way within the city.

Section 6.03.041 Hobby Chickens, shall be added to read as follows:

A. Except as provided in subsection B. of the foregoing section 6.03.040 and as permitted in accordance with this section 6.03.041 of this ordinance, it is unlawful for any person to keep livestock within the city limits other than in an enclosure awaiting immediate transportation outside the city.

B. This exception pertains only to hobby chickens as defined in this ordinance. Roosters are expressly excluded from this exception and are not permitted within city limits, except where permitted as of right in an agricultural district.

C. All persons intending to keep hobby chickens shall register them with the animal control officer on a form to be provided by the police department prior to acquiring the chickens. The registration process shall include an inspection of the premises to ensure compliance with this ordinance. There shall be a \$25.00 fee charged for registration.

D. No hobby chickens shall be permitted in multi-family housing, to include duplexes.

E. This ordinance shall not be construed so as to permit the slaughter of chickens within city limits under any circumstance, except as allowed as of right in an agricultural zone.

F. Limitation on number of hobby chickens kept: In nonagricultural zones of the city, no more than five hobby chickens may be kept per residential lot.

G. No person shall allow such hobby chickens to produce noise loud enough to disturb the peace of persons of reasonable sensitivity, and it is hereby declared a nuisance and it shall be unlawful for any person to allow such nuisance to exist.

H. Every keeper of hobby chickens shall observe the following practices:

1. Space requirements:

a. Hobby chickens may not be kept on any parcel of land containing less than two thousand square feet in area.

b. Such hobby chickens shall be confined in an enclosure, provided such enclosure prevents the fowl from being quartered within fifty feet (50') of the exterior limits of a church, school, business or residence other than the residence of the owner of the hobby chickens.

c. It is unlawful for any person to confine any such hobby chickens unless provisions are made by such person for the proper feeding and the furnishing of water at intervals not longer than twelve hours.

2. Maintenance of enclosure:

a. Every keeper of hobby chickens shall confine the same in an enclosure sufficient to prevent their running at large.

b. Such enclosure shall be maintained in a clean and sanitary condition at all times.

c. An approved insecticide shall be used as often as recommended by the manufacturer and as often as needed to prevent infestation.

d. No person shall impound any hobby chicken in a crate, box or other enclosure, which crate, box or other enclosure does not permit each bird so impounded to stand in a naturally erect position and make normal postural adjustments.

3. Shelter and drainage required. Every keeper of hobby chickens shall provide shelter or area of a size sufficient to be conducive to good sanitation practices and shall provide adequate and sanitary drainage for the shelter or area.

4. Disposal of litter and droppings:

a. Every keeper of hobby chickens shall cause the litter and droppings therefrom to be collected daily in a container or receptacle of such type that when closed is rat-proof and fly-tight and after each such collection shall cause such container or receptacle to be kept closed.

b. At least twice each week, each such keeper shall cause all litter and droppings so collected to be disposed of in a way as not to permit the presence of fly larvae.

5. Storage of feed. Every keeper of hobby chickens shall cause all feed provided therefor to be stored and kept in a rat-proof, fly-tight building, box, container or receptacle.

6. Inspection. The premises where hobby chickens are kept shall be subject to inspection by the animal control officer at any reasonable hour of the day.

§ 2. That all ordinances or parts of ordinances in conflict with this Ordinance shall be and hereby are repealed and of no effect from the date of adoption of this Ordinance.

PASSED AND APPROVED by the City Council of the City of Glenpool this 5th day of March 2012.