

ORDINANCE NO. 235

AN ORDINANCE ESTABLISHING PROVISIONS FOR THE KEEPING OF BACKYARD CHICKENS ON DEVELOPED SINGLE-FAMILY ZONED LAND, MULTI-FAMILY ZONED LAND THAT CONTAINS ONE SINGLE FAMILY DWELLING, AND COMMERCIAL GENERAL ZONED LAND THAT CONTAINS ONE SINGLE FAMILY DWELLING

WHEREAS, the Detroit City Council has determined that it is in the best interest of the citizens of the City of Detroit to promote local food production and increased self-sufficiency.

NOW THEREFORE, THE CITY OF DETROIT, OREGON, ORDAINS AS FOLLOWS:

Section 1: Notwithstanding Ordinance No. 213 Section 6, prohibiting the keeping of chickens in the City of Detroit, the keeping of chickens shall be permitted in certain zones within the city for the period beginning September 1, 2014, and ending August 31, 2016, subject to the following conditions and limitations:

1. For the purpose of this ordinance, the following **definitions** apply:
 - a. "Chicken" means the common domestic fowl (*Gallus gallus domesticus*) or its young.
 - b. "Chicken run" means a fenced area connected to a coop.
 - c. "Coop" means a secure, roofed enclosure to protect chickens from predators and to provide shelter from the weather.
2. The raising and keeping of chickens shall be allowed in the rear and side yards of **developed single family dwellings** located within single-family zoned land (RS), multi-family zoned land (RM), and commercial general (CG) zoned land within the city, subject to the following conditions and limitations:
 - a. No more than four (4) chickens shall be kept on properties of five thousand (5000) square feet or less.
 - b. No more than one (1) additional chicken shall be allowed per one thousand (1000) square feet of lot area above five thousand (5000) square feet, up to the maximum of 12 hens.
 - c. Roosters and capons are prohibited.
 - d. Except when under the personal control of the owner or person responsible for the chickens, chickens shall be confined at all times within a chicken coop or a chicken run.
 - e. No chicken coop, chicken run or any other structure or enclosure that houses chickens shall be located closer than ten (10) feet from a rear-lot line or side-lot line, 15 feet from a front-lot line, nor closer than fifteen feet from any dwelling or other structure capable of being used for human habitation, not including the owner's dwelling.
 - f. Except as otherwise expressly provided in this ordinance, chicken coops shall comply with Accessory Structure requirements in Chapter 2.1.2 E and 3.8 of the Detroit Development Code.
 - g. To protect public health, chicken coops shall be kept clean, dry, and free of noticeable odors and in good repair.

- h. Chicken feed must be kept in rodent- and raccoon-proof containers.
 - i. Chicken manure must be collected, stored, and removed from the property on a regular basis in accordance with the following requirements:
 - i. All stored manure shall be within a non-combustible, air-tight container and located in accordance with the Oregon Fire Code relating to the outdoor storage of combustibles;
 - ii. No more than one 20-gallon container of manure shall be stored on any one property housing chickens; and
 - iii. All manure not used for composting or fertilizing shall be removed.
 - j. The yard within which chickens and a chicken coop and chicken run are kept shall be fully enclosed by a fence that complies with the requirements of Chapter 3.2.5 of the Detroit Development Code.
 - k. Chickens may be kept and used only for personal, family and household use. No person shall sell chicken eggs; engage in chicken breeding or fertilizer production for commercial purposes.
 - l. The slaughtering of chickens is prohibited.
3. Per Enforcement Ordinance No. 207, a violation of any provision of this ordinance is considered an infraction and each day that a violation continues shall be deemed a separate infraction. In addition, any chicken kept or maintained in violation of this ordinance are hereby declared to be a public nuisance and may be abated as provided in Detroit Enforcement Ordinance No. 207.

Section 2: This Ordinance will become effective 30 days after its passage by the City Council.

First read before the City Council of the City of Detroit on July 12, 2014.

Second reading before the City Council of the City of Detroit on August 12, 2014.

Passed by the Common Council of the City of Detroit, Oregon, this 12th day of August 12, 2014.

Effective Date: September 14, 2014

Ayes 6 Nays 0 Absent 0

Signed:



 James Trett, Council President

Attest:



 Christine Pavoni, City Recorder