

ORDINANCE 2021-05

AN ORDINANCE AMENDING THE CODE OF ORDINANCE OF THE CITY OF GILMORE CITY, IOWA, BY ADDING NEW SUBSECTIONS PERTAINING TO LIVESTOCK.

BE IT ENACTED, by the City Council of the City of GILMORE CITY, Iowa:

SECTION 1. SECTION MODIFIED. Chapter 55, Section 05, of the Code of Ordinances of the City of GILMORE CITY, Iowa, is repealed and the following adopted in lieu thereof:

55.05 LIVESTOCK. It is unlawful for a person to keep livestock within the City except by written consent of the Council or except in compliance with the City's zoning regulations.

A. From the effective date of the ordinance that Adopted this Article, chickens may be kept in the City according to the following conditions:

1. Chickens may only be kept on a lot containing an owner-occupied single-family dwelling.
2. Chickens must be kept in and confined in a properly designed and constructed coop or chicken house, or a fenced and covered enclosure, which may be located only in the "rear yard" of the property, as that term is defined in Chapter 165 of this Code, known as the Zoning Regulations.
3. Each fenced and covered closure shall be designed with adequate yard space for each chicken, and the coop or chicken house and the fenced and covered enclosure combined shall not cover more than 10% of the rear yard. Enclosures must be cleaned and resistant to predators and rodents.
4. Each fenced and covered enclosure shall be located at least fifteen (15) feet from any lot line.
5. Neither enclosure nor coop can be attached to the principal structure.
6. No person shall keep or allow to be kept more than six (6) chickens per owner-occupied single-family dwelling. (Hens only)
7. Chicken feed must be stored in rodent resistant and weatherproof containers.
8. Roosters are prohibited, regardless of the age or maturity of the bird.
9. GC-B School is exempt from this Ordinance.

B. Violation to be a Municipal Civil Infraction.

1. A violation of this Article shall be a municipal infraction, punishable by fine as established in Iowa Code Chapter 364.22.

SECTION 2. SEVERABILITY CLAUSE. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 3. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

Passed by the City Council this 13th day of December 2021 and approved this 13th day of December 2021.

Readings	Date	Ayes	Nays	Abstain	Absent
1 st	12-13-2021	4			1
2 nd	1-10-2022	3			2
3 rd	waived				

Landon Bailey-Mayor

Attest: Melissa Ubben-City Clerk

I certify that the foregoing was published as Ordinance No. 2021-05 on the 20th day of January, 2021.

Melissa Ubben City Clerk