



City of Hastings

Keeping of Chickens Permit Application

Address of Property: _____

Applicant (Name): _____

Applicant Phone # and Email Address: _____

Administration Fee Paid: _____

Date Administration Fee Paid: _____

Location Inspected/Permit Issued by: _____

Date Permit Issued: _____

Permit Fee Paid: _____

Inspector's Comments: _____

A site plan of the property including location of property lines and distance measurements from the proposed site of the enclosure (including enclosed runs) from the property line and neighboring residential dwellings must be included. A photographic example of the enclosure including enclosed runs must be provided.

The permit will be issued in accordance with Section 90-835 of the Municipal Code.

City of Hastings
COUNTY OF BARRY, STATE OF MICHIGAN

ORDINANCE NO. 600

AN ORDINANCE TO AMEND CHAPTER 90 OF THE HASTINGS CODE OF 1970, AS AMENDED, BY AMENDING THE FOLLOWING: ARTICLE 90 - IX, DIVISION 90 – IX-3 ACCESSORY BUILDINGS AND USES SECTION 90-835 KEEPING OF ANIMALS TO ADD SUBSECTION (D).

As Recommended by the Planning Commission on April 5, 2021

THE CITY OF HASTINGS ORDAINS:

SECTION I.

Section 90-835 is hereby amended to Chapter 90 - IX, Article 90 - IX, Division-90- IX-3 of the Hastings Code of 1970, as amended, to read as follows:

Sec 90-835 Keeping Of Animals

- a) *The keeping of household pets, including dogs, cats, fish, birds, hamsters, nonpoisonous spiders, snakes and reptiles and other animals generally regarded as household pets is permitted as an accessory use in any district.*
- b) No more than three dogs or three cats or any combination thereof totaling three that are six months of age or older shall be kept in a dwelling unit in any residential district.
- c) The keeping or sale of pigeons having free access outside their cages, the keeping of poultry, pigs, hogs, wild animals, horses, donkeys, mules, other species of equine, cows, oxen, and other species of bovine, sheep, goats, geese, turkeys and other species of fowl is prohibited in all districts except for farm animals as may be permitted in the rural residential district.
- d) The keeping of chickens is allowed as an accessory use to an owner-occupied single-family dwelling in any residential district, except the R-R District where it is allowed by Sec 90-237 (b), subject to the following requirements:

1. The keeping of chickens shall be done on a noncommercial basis and be exclusively used by the people occupying the property as a locally grown food source for the consumption of eggs or meat.

2. A maximum of four chickens are allowed per lot if the lot is ½ acre or less in area; a maximum of five chickens are allowed per lot if the lot is ½ to one acre in area; and, a maximum of six chickens are allowed per lot if the lot is over one acre in area. Roosters are prohibited.

3. Chickens shall be provided with a covered enclosure (coop) and must

be kept in the coop or an adjoining fenced enclosure (run) at all times. The coop and run are not subject to the accessory building standards established by Sec 90-831 but shall meet the following requirements:

- a. The coop and run shall be located in the rear yard and shall be located no closer than 10 feet to any property line and no closer than 40 feet to any residential dwelling on an adjacent property.
- b. The coop and run shall not exceed 8 feet in height or 100 square feet in total area.
- c. The coop shall be constructed in such a way as to prevent rats, mice, or other rodents or vermin from being harbored underneath or within the walls of the enclosure.
- d. The coop and run shall be completely enclosed with a top and/or cover and shall be constructed in a workmanlike manner. The use of tarps, fabric, rubber, paper, cardboard, or similar materials is prohibited.

4. All feed and other items associated with the keeping of chickens likely to attract rats, mice, or other rodents or vermin shall be secured and protected in sealed containers.

5. The enclosed areas where the chickens are kept shall be maintained in a clean and neat manner at all times. The keeping of chickens is subject to the City of Hastings Code of Ordinances pertaining to noise, odors, dust, fumes, sanitation and health or other comparable nuisances to ensure the public health, safety and welfare.

6. The outdoor slaughtering of chickens is prohibited.

7. Any person who keeps chickens in the City of Hastings shall obtain a permit from the City prior to acquiring the chickens. Application shall be made to the City Clerk and the fee for the permit shall be as determined by Council resolution.

Prior to the issuance of a permit, there shall be an inspection of the proposed site by the City to determine compliance with the requirements of this Ordinance. A permit shall not be issued until all requirements are met.

Permits expire and become invalid five (5) years after the date of issuance. A person who wishes to continue keeping chickens shall have obtained a new permit on or before the expiration date of the previous permit. Application for a new permit shall be pursuant to the procedures and requirements that are applicable at the time the person applies for a new permit.

If the above requirements are not complied with, the City may revoke any permit granted under this section and/or initiate prosecution for a civil infraction violation.

SECTION II.

If any article, section, subsection, sentence, clause, phrase, or portion of this ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions of this ordinance.

SECTION III.

This ordinance shall become effective upon its adoption and publication as provided by City Charter.

Moved by McLean, with support by Smith, that Ordinance No. 600 be adopted as read.

YEAS: Cary, Jarvis, Maupin-Moore, McLean, Resseguie, Smith and Tossava.
NAYS: Bowers and McNabb-Stange.
ABSENT: None.

CITY OF HASTINGS

Adoption Date: April 26, 2021
Effective Date: April 30, 2021
First Reading: April 12, 2021
Second Reading: April 26, 2021

By: Jane M. Saurman
Hastings City Clerk

CERTIFICATE

The undersigned, being the duly qualified and acting Clerk of the City of Hastings, Michigan, does hereby certify that the foregoing is a true and complete copy of an Ordinance adopted by the City Council of the City of Hastings, at a regular meeting of the City Council on the 26th day of April 2021, at which meeting a quorum was present and remained throughout, and that the original of said Ordinance is on file in the records of the City of Hastings. I further certify that the meeting was conducted and public notice was given pursuant to and in compliance with Act No. 267, Public Acts of Michigan of 1976, as amended, and that minutes were kept and will be or have been made available as required thereby.

Dated: April 26, 2021

Jane M. Saurman
City Clerk