

ORDINANCE NO. 2025-XX
TOWN OF DANVILLE

**TEXT AMENDMENT TO CHAPTER 95 SECTION 95.01 KEEPING OF FARM
ANIMALS**

Regulation of Chicken and Hens

The following regulations regarding the allowance of chickens and hens.

OPTIONS:

1. 2 Chickens over 0.25 Acres, 4 Chickens over 0.5 Acres, 6 Chickens 1 Acre or more.
2. 3 Chickens over 0.25 Acres, 4 Chickens over 0.5 Acres, 6 Chickens 1 Acre or more.
3. 3 Chickens under 1 Acre, 5 Chickens 1 Acre or more.
4. 6 Chickens 1 Acre or more.

a. The allowance of chickens and hens shall require a perpetual permit from the Town of Danville and is restricted for personal use for individual households to produce eggs only for food. Inspections will occur once permit is filed and will be conducted on a random basis thereafter. Chickens shall only be owned on residential property and renters must get the approval from owner with written permission. The keeping and raising of Chicken and Hens is for personal use only, it is not permitted for residents of The Town to conduct commercial sales or breeding of chickens. The Town of Danville prohibits the allowance of Roosters on any property.

OPTIONS:

1. Requiring signatures from property owners to the front, back, and sides of applicant that acknowledges that they are aware of person applying for Chickens and Chicken Coop.
2. Allowance of the sale of Chicken eggs.

b. A Chicken Coop shall require a permit from the Town of Danville and shall meet and comply with all accessory structure standards of the Town. A Chicken Coop means a structure to house chickens that is properly ventilated and designed to be protected from the weather, vermin, and predators. Chicken Coop needs proper lighting and heating along with at least 3 inches of thick and dry bedding. Outside exercise area and pasture must be fenced and must not be located in the front yard. Pen, Shelter, coop, roost hutch, or other shelter for animals must not be located in a front yard and must meet setbacks required in the Town. Animals must at all times be confined to fenced in area.

c. All new accessory structures or chicken coops require a permit issued by the Town of Danville in accordance with the enacted fee schedule. The allowance of new accessory structure or relocation of existing chicken coops shall be permitted in the rear yard only, no chicken coops will be permitted adjacent to private or public roadways. The Chicken Coop/Chicken Yard must be kept 20' feet from rear and side yard property lines and must be 30' from all public property. Chicken Coop/Chicken Yard must sit behind the rear facade of the primary structure. The allowance of Chicken Coops will only be permitted in rear yards and placement of Chicken Coop/Chicken Yard must be a minimum of 500 square feet of said rear yard property and must be placed in the center of the rear yard. The placement of existing or new chicken coops shall be in equal distance from rear side yards measured equally from the center line of the rear yard.

d. All Chickens kept within the Town limits shall be confined to the private property of the respective owner by use of fencing to prevent the running at large or trespass of chickens on public or private property. All Chickens must be housed in secure Chicken Coop each night. Fence materials shall be at

least 60 inches in height measured to grade. The fence shall be comprised of solid, opaque surfaces including but not limited to, wooden picket, stone, mason, vinyl, or similar panel material intended to completely enclose and prevent the escape and viewing of chickens from adjacent viewsheds, this provision is intended to confine chickens or prevent their escape from enclosures shall constitute a violation of this ordinance.

e. Reasonable care of the animals must be afforded in all aspects including proper handling, restraining, sheltering, exercise, grooming(clipping of wings and clipping of beaks), nutrition, antibiotics, watering, parasite and waste management, and veterinary care for the species of animal kept. Industry or breed standards for the breed and type of animal may be used to determine whether reasonable care is being provided. Poor condition or health in the absence of veterinary supervision is prima facie evidence of a violation.

f. Clean water must at all times be present and available for the animals. Feed must be animal-appropriate and stored in such a manner as to prohibit contamination by moisture, mold, and insects and to restrict access by rodents.

g. Odors from the animals or from animal waste must not be discernible at any property line.

h. Waste must be collected and removed or composted regularly.

i. Slaughtering of any Chicken is prohibited within the Town of Danville. Death of any Chicken must be disposed of and removed from the site within 24 hours.

PENALTY FOR VIOLATION

The Town has the right to revoke any prior approval written notice of violation of this ordinance. Any owner of any chickens kept within the limits of Town found to be violating any of the provisions of this ordinance shall be sentenced to pay a fine not less than \$#### plus the costs of prosecution. Each day that a violation continues shall constitute a separate and distinct offense. All complaints will be inspected by Code Enforcement to determine if a violation has taken place.

OPTIONS:

1. A fine not less than \$150.00
2. A fine not less than \$250.00
3. A fine not less than \$500.00
4. A violation of this ordinance shall constitute a revoke of permit for 1 year.