

TOWN OF DILLSBORO ORDINANCE 2024-10-5

**AN ORDINANCE OF THE TOWN OF DILLSBORO, INDIANA AMENDING CHAPTER 91
SECTION 91.02 OF THE MUNICIPAL CODE**

WHEREAS, the Common Council of the Town of Dillsboro has determined that it has a substantial and compelling interest in amending its municipal code to allow residents to keep chickens in Town limits, with some restrictions; and

WHEREAS, The following regulations will govern the keeping of chickens and are designed to prevent nuisances and prevent conditions that are unsanitary or unsafe.

NOW THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL, TOWN OF DILLSBORO:

Ordinance Amendment. Chapter 91, §91.02 shall be amended and shall read as follows:

§91.02 LIMITATION ON KEEPING CERTAIN ANIMALS; SANITATION.

(A) It shall be unlawful to have or keep any goats, sheep swine or pigs, horses, mules, ponies, cattle, rabbits, chickens, ducks, geese, turkeys, guineas or other farm animals or fowl within 200 feet of any residence, other than the residence of the person so keeping or having these animals except in compliance with this section.

(B) No person shall cause or allow any stable or place where any animal or fowl is or may be kept becoming unsanitary.

(C) Noise. An owner or handler may not keep an animal that makes frequent or long, continued noise that is disturbing to a person of normal sensibilities.

(D) Exceptions. *gallus domesticus*, also known as chickens, are excepted from the requirement in provision A above if the following regulations are followed:

(1) Number. No more than ten (10) chickens shall be allowed for each single-family dwelling. The flock shall not include more than one male, rooster.

(2) Housing Requirements. Chickens must be housed in a secure coop with an attached enclosure that is predator-proof, adequately ventilated, and designed for easy access and regular cleaning. Each coop must provide a minimum of two square feet per chicken to ensure proper space and welfare.

3) Outdoor Enclosure Standards. Chickens shall have access to an outdoor area that is fully enclosed and fenced to prevent the chickens from escaping and to protect against predators. This area should be constructed with materials and fencing adequate to contain the chickens on the property at all times.

4) Supervised Free-Ranging: Chickens are only permitted outside of the coop and enclosure when directly supervised by a responsible individual aged 18 or older, who must be able to return the chickens to their coop or enclosure promptly if needed.

(5) Setbacks. Coops or cages housing chickens and enclosures shall be kept at least thirty (30) feet from any dwelling or occupied structure excluding the residence of the fowl's owner or handler. Coops and cages shall not be located within five (5) feet of a side yard lot line, nor a rear-yard lot line. Coops and cages shall not be located in the front yard.

8) Slaughtering. There shall be no outdoor slaughtering of chickens.

DILLSBORO, INDIANA

TOWN COUNCIL

Date: October 28, 2024



CHARLIE CALDWELL

- Aye
- Nay
- Abstain



TIM BENNING

- Aye
- Nay
- Abstain



DOUG BAKER

- Aye
- Nay
- Abstain



BECKY FRYMAN

- Aye
- Nay
- Abstain



JERRI JACKSON

- Aye
- Nay
- Abstain

ATTEST:



RITA STEVENS
Clerk-Treasurer