

BILL NO. 432 INTRODUCED BY ALDERMAN _____

ORDINANCE NO. 432

AN ORDINANCE REPEALING ORDINANCE NO. 395 AND ENACTING IN LIEU THEREOF AN ORDINANCE ESTABLISHING REGULATIONS FOR THE KEEPING OF FARM ANIMALS IN THE CITY OF MARTHASVILLE, MISSOURI

BE IT ORDAINED by the Board of Aldermen of the City of Marthasville, Missouri, as follows:

SECTION 1: Ordinance Number 395 is hereby repealed.

SECTION 2: Rabbits may be kept as domestic pets by the occupant of a dwelling unit. These animals may not be used or kept for commercial or resale purposes or so as to cause a public nuisance. The shed or other place of shelter for a rabbit shall not be located closer than fifty (50) feet to any property line. The owner of any rabbits shall confine said animals to the owner's real property. The owner of any rabbits shall not allow or permit the same to be at large.

SECTION 3: Pigs other than pot-bellied pigs are not permitted to be kept within the City of Marthasville under any circumstances. No more than one pot-bellied pig may be kept by the occupant of a dwelling unit in the City of Marthasville.

SECTION 4: The occupant of a dwelling unit may keep for personal use chickens provided the same are kept in permanent shelters, pens or cages only under the following conditions:

- a. Permanent shelters, pens or cages shall be located at least twenty-five feet (25') from any property line.
- b. The shelter, pen or cage shall have a concrete floor and be maintained in a sanitary condition.
- c. Chickens shall not be kept for commercial or resale purposes or so as to cause a public nuisance.
- d. Only hens may be kept. Roosters are prohibited.
- e. The maximum number of hens that may be kept is eight (8).
- f. Hens shall not be kept for commercial or resale purposes. Hens may not be sold nor may they be advertised for sale.
- g. Hens shall be confined in a run (enclosure) by a fence meeting the following specifications:
 1. Constructed of wire mesh, wire grid or chicken wire;
 2. Six (6) feet or less in height;
 3. The area enclosed by the fence shall contain a minimum of ten (10) square feet per hen; and

- 4. Located entirely in the rear yard.
- h. No more than one (1) chicken coop may be located on a lot. The chicken coop shall be structurally sound and meet the following specifications:
 - a. A roof constructed of standard building material but not a tarpaulin;
 - b. Walls constructed of wood or metal which are six (6) feet or less in height;
 - c. A non-porous floor of vinyl, plastic or concrete, covered with straw or wood shavings;
 - d. Contain a minimum of four (4) square feet per animal kept;
 - e. A coop shall not exceed one hundred (100) square feet in area, and shall be located in the rear yard.
- i. The run (enclosure) and chicken coop shall meet the following setbacks:
 - a. Minimum of twenty-five (25) feet from any residence other than the owner's residence.
- j. Both the fenced confinement area and the coop shall be maintained as to not pose a threat to the public health, safety or welfare or to cause a public nuisance. No material from the confinement area or coop shall run off onto adjoining property. Any manure or waste shall be collected and properly removed from the premises or tilled into the soil on the premises promptly and regularly to prevent offensive smells or conditions conducive to diseases.
- k. Food for hens shall be stored in a sanitary, leak-proof container that cannot be contaminated by rodents or insects.
- l. Chickens shall not be slaughtered at any location on the property where the slaughtering may be observed from another property or a street or alley. All waste resulting from the slaughtering of chickens must be disposed of so as not to create a threat to public health and safety, and not produce obnoxious or foul odors or create a public nuisance.

SECTION 5: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 6: This ordinance shall be in full force and effect from and after its passage and approval.

Passed: _____

ATTEST: _____

President of Board of Aldermen

Approved: _____



ATTEST: _____

Mayor of Marthasville, Missouri