

ORDINANCE NUMBER 2023-12-3

**AN ORDINANCE AMENDING CHAPTER 92
OF THE CITY CODE §92.19 PERTAINING TO DOMESTICATED CHICKENS**

The City Council of Stacy Ordains that Chapter 92, Section §92.19 is amended by deleting the ~~strikethrough~~ language and adding the underlined language as follows:

SECTION 1. Chapter 92, Section 92.19

§ 92.19 DOMESTICATED CHICKENS AND DUCKS

(A) Except as hereby prohibited in the R-M Manufactured Home Park District, the keeping of domesticated chickens and/or ducks is permitted in all other residential property districts, subject to the following requirements:

- (1) Any person wishing to keep chickens, ducks or any combination thereof in the city on a property shall first obtain a Certificate of Compliance from the city, and the certificate shall be renewed annually with the city with proof of premises liability insurance;
- (2) The principal use of the property shall be single-family residential, under the R-1 zoning district only;
- (3) The property shall contain no more than 1 occupied, single-family structure. Chickens, ducks or any combination thereof shall not be permitted on vacant properties;
- (4) The number of chickens, ducks, or any combination thereof per parcel shall be limited as follows:
 - (a) Less than 1 acre: maximum of 5 chickens and/or ducks; and
 - (b) One acre or more: maximum of 10 chickens and/or ducks;
- (5) No person shall keep a rooster;
- (6) All chickens shall be of the subspecies *Gallus domesticus* and tolerant of local climate conditions; All ducks shall be of the subspecies *Anas platyrhynchos* or *Cairina moschata*.
- (7) Chickens and/or ducks shall not be kept inside the principal structure;
- (8) No person shall slaughter chickens and/or ducks on-site;
- (9) ~~Chicken-e~~Coops and attached exercise pens shall be provided for all chickens and/or ducks;

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(10) Coops and pens shall be fully enclosed including overhead and constructed of durable materials;

(11) The floor area of the coop shall be a minimum of 2 square feet in area per chicken or duck;

(12) The floor area of the attached pen shall be a minimum of 6 square feet in area per chicken, duck or any combination thereof.

(13) Coops and pens shall meet all accessory structure setback requirements;

(14) Coops and pens shall be located in rear yards only;

(15) The total square footage of coop and attached pen combined shall not exceed the following accessory structure requirements on parcels sized as follows:

(a) Less than 1 acre: maximum of 50 square feet; and

(b) One acre or more: maximum of 100 square feet;

(16) Chickens and/or ducks shall be kept in coops and/or pens at all times;

(17) All food stored for chickens and/or ducks shall be kept in rodent proof containers stored inside coops or other buildings;

(18) All premises in which chickens and/or ducks are kept or maintained, including coops and pens, shall be kept reasonably clean from filth, garbage and any substances which attract rodents. All feces shall be collected and properly disposed of on at least a weekly basis;

(19) Disposal of dead chickens and/or ducks shall be done in a manner consistent with all applicable laws and regulations;

(20) Chickens and/or ducks shall not be kept in such a manner as to constitute a public nuisance as defined by the city;

(21) The city may enter and inspect any property, including the coop and back yard, at any reasonable time for the purpose of investigating either an actual or suspected violation or to ascertain compliance or noncompliance with the Certificate of Compliance and the City Code; and

(22) Any person wishing to keep chickens and/or ducks pursuant to this section shall pay an initial Certificate of Compliance and Annual Inspection Fee in the amount set forth in the current city fee schedule.

(B) Definitions. For the purpose of this subchapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

COOP. An enclosed structure where female chickens and/or ducks are kept, including nest boxes for egg-laying and perches on which ~~hens~~ they can sleep.

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PEN. A fully fenced in area attached to the coop in which the female chickens and/or ducks have exposure to outside elements.

SECTION 2. Effective Date. This ordinance shall take effect from and after its passage and publication.

ADOPTED this 12th day of December, 2023, by the City Council of Stacy, Minnesota.

Mark Utecht, Mayor

ATTEST:

Angie Comstock, Deputy City Clerk

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