

ORDINANCE NO: _____

AN ORDINANCE AMENDING PART 4: ANIMALS, CHAPTER 1: ANIMAL REGULATIONS, PARTICULARLY SECTION 4-103 KEEPING, CARE AND CONTROL, SUBSECTION B. OF THE CITY OF GROVE, STATE OF OKLAHOMA, CODE OF ORDINANCES

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GROVE, OKLAHOMA:

SECTION ONE:

Part 4, Chapter 1, Section 4-103.B of THE CITY OF GROVE, STATE OF OKLAHOMA, CODE OF ORDINANCES shall be amended to read in its entirety as follows:

- B. The keeping or permitting the keeping of any agricultural animals within the corporate limits of the City in any area that is not zoned Agriculture (A-1) is hereby prohibited and declared to constitute a nuisance and any person maintaining such a nuisance shall be guilty of a misdemeanor.

EXCEPTIONS: Agriculture animals may be kept in an area that is not zoned Agriculture (A-1) only under the following conditions.

1. Future Farmers of America (FFA) and 4-H members, and other agricultural students may house agricultural animals in pens located on Grove Public School property.
 - a. The enclosure where the animals are kept shall not be, at its nearest point, closer than fifty feet (50') to any building used or occupied for human habitation, and the barn shall not be closer than seventy-five feet (75') at its nearest point to any building used or occupied for human habitation.
2. A circus, carnival or petting zoo that has been approved and permitted by the City of Grove may temporarily keep agriculture animals in a designated area during the event.
3. **Backyard Chickens.** The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Chicken means a laying hen commonly raised for the production of eggs.

Chicken Coop means a small structure or enclosure where chickens nest, roost or perch and may include feeding and water devices.

Chicken Run A separate outside enclosures physically connected to a chicken coop where chickens can walk or run about which may include feeding and watering devices.

Notwithstanding other provisions of this chapter to the contrary, the keeping of no more than six (6) chickens, (roosters are prohibited) in the rear yard of property zoned for residential use is allowed.

Prior to construction of a coop or run and prior to placement of chickens, the owner/resident shall submit an application and obtain a Building Permit.

The facilities for the keeping of such chickens shall comply with the following requirements.

- a. Housing. Chickens must be kept in a chicken coop with an attached chicken run. The coop shall be constructed in a manner that can be secured to protect the chickens from predators and withstand adverse weather conditions.

It shall provide four (4) square feet of floor space per chicken, be well ventilated, and include roost capacity and nesting boxes consistent with the number of chickens kept. The height of the Coop shall be less than the height of the screening and shall not be visible to adjoining or neighboring properties.

- b. Run. The run shall be of sufficient size and dimension to provide ten (10) square feet area per chicken. The height of the Run shall be less than the height of the screening and shall not be visible to adjoining or neighboring properties.
The enclosure shall be constructed of metal wire or a similar material adequate to permit the unimpeded flow of air and sunshine through the enclosure area and of a sufficient height and density to prevent the escape of the chickens during occupancy. The use of electric wire for this purpose is prohibited.
- c. Setback. The coop and run shall not be located closer than seventy-five feet (75') at its nearest point to any building used or occupied for human habitation, nor shall it be located closer than ten feet (10') from any side or rear yard property line.
- d. Screening: The owner/resident shall be responsible for screening of the coop and run from adjoining or neighboring properties. An opaque wooden or masonry fence along the side and rear property lines shall be deemed sufficient under this section. The fence shall not exceed eight feet (8') in height.
The owner/resident shall be responsible for maintenance of the screening.
- e. Flock Maintenance. Chickens shall be confined to the coop between dusk and dawn and shall be confined to the coop and run areas at all other times. Adequate food and water shall be available at all times the hens are present.
- f. Sanitation. The coop and run shall be cleaned daily to prevent the accumulation of unconsumed food, fecal matter, bedding or nesting material.
Property owner shall bag any waste that is not composted and dispose of waste by placing the bag in a garbage container, OR the waste may be composted by using methods approved by the Oklahoma State University (OSU) Extension Office.
- g. This section is not intended to be construed in derogation of or in conflict with any restrictive covenant or lease agreement that may be applicable.

SECTION TWO: This Ordinance is in no way to affect, alter or change any of the other provisions of the City of Grove Code of Ordinance.

SECTION THREE: PASSED AND ADOPTED by the City Council of the City of Grove, Oklahoma on the 2nd day of August, 2022.

SEAL

ATTEST:

Ed Trumbull, Mayor

Ivonne Buzzard, City Clerk