

## CITY OF WAUPACA

### Section 17.370 Keeping of Chickens in R-1 and R-2 District.

1. **PERMIT REQUIRED.** No person shall keep chickens in R-1 and R-2 District without obtaining a valid permit issued by the Community and Economic Development Department and registered with the Wisconsin Department of Agriculture, Trade and Consumer Protection "Livestock Premises Registration Application". The permit process requires a completed application accompanied with a fee \$50 per household initially and \$20 annually thereafter. The permit year shall commence on January 1 of each year and permit shall expire on December 31 of that year. The permit is non-transferrable and non-refundable. The permit application is also subject to notification and approval pursuant to subsection 2.
2. **NEIGHBORHOOD APPROVAL REQUIRED.** Before a permit is issued for the keeping of chickens, the applicant shall obtain the written consent from the owner of the property where the chickens shall be kept and any occupants or owners of the directly abutting properties. Written consent shall be provided at the time of application.
3. **KEEPING OF CHICKENS ALLOWED.** The keeping of up to five(5) chickens, with a permit, is allowed on a residential premise in areas zoned R-1(Single Family Residence) District or R-2 (Two Family Residence) District, provided the following:
  - a. No person shall keep any rooster.
  - b. The outdoor slaughtering of chickens in residential districts are prohibited.
  - c. Chickens shall be provided with fresh water at all times and adequate amounts of feed.
  - d. Chickens shall be provided with a sanitary and adequately-sized covered enclosure, or coop, and shall be kept in the covered enclosure or a sanitary and adequately-sized and accessible fenced enclosure, or yard, at all times.
  - e. Chicken coops shall be constructed in a workmanlike manner, be moisture-resistant and either raised up off the ground or placed on a surface such as concrete, patio block or gravel.
  - f. Chicken coops and yards shall be constructed and maintained to reasonably prevent the collection of standing water, and shall be cleaned of hen droppings, uneaten feed, feathers and other waste daily and as is necessary to ensure that the coop and yard do not become a health, odor or other nuisance.
  - g. Chicken enclosures shall measure a minimum of seven (7) square feet in area or three (3) square feet in area per chicken, whichever is greater with one (1) nest box provided per every two (2) chickens.
  - h. Chicken enclosures shall provide elevated perches to ensure chickens are able to rest in their natural roosting position.
  - i. A sufficient quantity of suitable clean bedding material, to provide insulation and protection against the cold and dampness and promote the retention of body heat.
  - j. Provide access to an outdoor enclosed run area for the majority of the daylight hours, and secured in their coop at night.
  - k. No enclosure shall be located closer than 25 feet to any residential structure on an adjacent lot.
  - l. No enclosure shall be located in the front or side yard of a dwelling.
  - m. No enclosure shall be located closer than ten (10) feet from principal structure and three (3) feet from side and rear property lines.

- n. In addition to compliance with the requirements of this section, no one shall keep chickens that cause any nuisance, unhealthy condition, create a public health threat or otherwise interfere with the normal use of property or enjoyment of life by humans or animals.

4. PUBLIC HEALTH REQUIREMENTS.

- a. Chickens shall be kept and handled in a sanitary manner to prevent the spread of communicable diseases among birds or to humans.
- b. Any person keeping chickens shall immediately report any unusual illness or death of chickens to the health department.
- c. The Waupaca County Health Department may order testing, quarantine, isolation, vaccination or humane euthanasia of ill chickens or chickens believed to be a carrier of a communicable disease.

5. PERMIT REVOCATION.

- a. A permit is subject to revocation upon failure to comply with any provisions of subsection 3 or 4. Once a permit is revoked, a permit shall not reissue.
- b. Removal of Chicken. Any chicken may be impounded or removed from the City for violations of this chapter. The chicken's owner shall be responsible for costs of the impoundment or removal.
- c. The Community and Economic Development Department shall issue permits and enforce the provisions of this code, except that the public health provisions of subsection (4) above, shall be enforced by the Health Department.