

ORDINANCE NO. 657

AN ORDINANCE AMENDING ORDINANCE NO. 369, RELATING TO NUISANCES.

The City of Aumsville ordains as follows:

Section 1. Ordinance No. 369, Section 2, is amended to read as follows

Section 2. Animals and Bees.

- (1) No person shall keep or allow a stand or hive of bees, wasps or any bee like insect on property within 20 feet of the boundary line of the premises.
- (2) No person may keep or maintain hogs within the city limits; except the having or keeping of hogs/swine commonly referred to as miniature Vietnamese, Chinese or Oriental pot-bellied pigs (*sus scrofa vittatus*) is allowed subject to the following:
 - (a) Pot-bellied pig or swine shall be considered to fall within the above exception if their maximum height is not greater than 18 inches at the shoulder and it weighs no more than 95 pounds;
 - (b) No more than three pigs shall be kept at any one address for any period in excess of three days.
- (3) No person may keep or maintain any livestock or poultry within the city unless:
 - (a) Such animals are kept on lots having an area of one acre or more; except the having or keeping of chickens, which are allowed 2015-2017 subject to the following:
 1. No more than four chickens are allowed on any one lot, and the **keeping of a rooster is prohibited**; and
 2. Chickens shall only be kept upon property occupied by a single-family or duplex dwelling; and
 3. Chickens shall be kept in an enclosed coop or run at all times; and
 4. Chickens shall be kept for personal, non-commercial use only; and
 5. Chicken coop and/or run shall adhere to the Aumsville Development Ordinance Accessory Structures regulations; and
 - (b) The total number of such animals over six months of age to be kept or maintained shall not exceed four per acre; or
 - (c) The farm is preexisting and immune under state law from local laws that make a farm practice a nuisance.
- (4) No person shall ride or lead livestock on sidewalks of the city.
- (5) No person shall ride or lead livestock in any of the designated park areas of the city.
- (6) Any owner of an animal (**see definition of animal**) or person responsible shall remove excrement or other solid waste deposited by that animal on public or private property.
- (7) No person who keeps, possesses, or otherwise maintains any animal shall allow the accumulation of raw or untreated animal manure which creates an offensive odor to occur upon any property whether public or private.
- (8) No owner shall permit any animal or bird that is afflicted with a communicable disease to come in contact with another animal, bird or human that is susceptible to the affliction.

- (9) No domestic animal, livestock, or poultry shall run at large within the city upon any public street or other public place or trespass upon private property not owned or controlled by the owner or person responsible of such animal; except cats.
- (10) Limitation on number of dogs and cats kept per dwelling unit:
(a) It shall be unlawful for any person to own a total number of more than four dogs and cats, and one litter of puppies or kittens under six months of age, per dwelling unit on property in the city.
- (11) Exercising dogs: Dogs may be walked upon the streets of the city, but must be retained on a leash, and must be handled by persons who control the animal in all situations.

Section 2. Effective Date. This ordinance shall take effect on the thirtieth day after its enactment.

PRESENTED AND PASSED the first reading unanimously on the 9th day of October 2017 and its second reading unanimously on the 9th day of October 2017. **ADOPTED** by the Aumsville City Council on the 9th day of October 2017.



Ron Harding, City Administrator

SIGNED by the mayor this 9 day of October 2017



Robert Baugh, Jr, Mayor