

**CITY OF ANGELS
PLANNING COMMISSION**

RESOLUTION NO. 24-10

A RESOLUTION OF INTENTION OF THE CITY OF ANGELS PLANNING COMMISSION RECOMMENDING TO THE CITY COUNCIL AMENDMENTS RELATED TO ANIMAL KEEPING IN THE CITY. DELETE ANGELS MUNICIPAL CODE SECTION 17.90.030(C), AMEND DEFINITIONS OF ANIMAL KEEPING IN CHAPTER 17.09, CREATE A NEW SECTION 17.06.220 ELIMINATING PERMIT REQUIREMENTS FOR FOWL, INCREASING THE NUMBER OF PERMITTED FOWL, AND INCORPORATING PROVISIONS FOR COOPING, SETBACKS, AND PUBLIC NUISANCE. REMOVE REFERENCES TO ANIMAL KEEPING IN OTHER CODE SECTIONS (17.13.020, 17.13.030, 17.15.020, 17.18.030 AND OTHERS). AMEND APPLICABLE CODE SECTIONS TO CROSS REFERENCE THE ADDITION.

WHEREAS, the City of Angels, Planning Commission is authorized by Angels Municipal Code Section 17.90.020(B) to initiate amendment to the City’s zoning code upon adopting a resolution of intention; and

WHEREAS, the City Council directed the Planning Commission to prepare an ordinance amending the provisions for small and large animal keeping; and

WHEREAS, a notice of public hearing for the proposed action was published June 27, 2024, in the Calaveras Enterprise; and

WHEREAS, the Planning Commission held a duly noticed public hearing on July 11, 2024, and received public input on the proposed revisions to the Municipal Code; and

WHEREAS, the proposed changes to the Municipal Code are in conformance with the City’s general plan; and

WHEREAS, the proposed changes are consistent with the City’s Municipal Code; and

WHEREAS, the proposed changes to the Municipal Code will not be detrimental to the health, safety, and general welfare of the City and its people; and

WHEREAS, the proposed changes to the Municipal Code are exempt from further environmental review pursuant to the state guidelines for implementing the California Environmental Quality Act (CEQA);

NOW, THEREFORE, BE IT RESOLVED, the Planning Commission hereby recommends to the City Council the addition of a new Section 17.06.220 and associated changes identified in Attachment B related to animal keeping and directs staff to provide this recommendation of the planning commission and supporting findings to the City Council in writing within thirty days.

The foregoing resolution was introduced and moved for adoption on July 11, 2024, by Commissioner Stammerjohan and being duly seconded by Commissioner Gordon.

PASSED AND ADOPTED THIS 11th day of July, by the following vote:



AYES: Broeder, Gordon, Stemmerjohan, Whitford

NOES: None

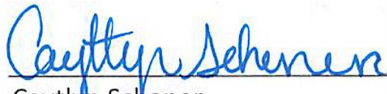
ABSTAIN: None

ABSENT: **Whittle**

ATTEST: None



John Broeder
Chairman



Caytlyn Schaner
Deputy City Clerk



ATTACHMENT B

Proposed Code Amendments –

Planning Commission Changes (shown in green)

Amend Section 17.09.010 “A” Definitions as follows:

Animal Keeping. See "small animal keeping," "large animal keeping," "limited small animal keeping," and "limited large animal keeping."

"Animal keeping, large" means raising or keeping large hoofed animals customarily raised or kept on farms including, but not limited to, horses, cows, bulls, calves, oxen, pigs, hogs, and swine as established in Section 17.06.220

"Animal keeping, limited large" means that the keeping of certain large animals may be permitted subject to the following density standards permitted as established in Section 17.06.220:

"Animal keeping, limited small" means the keeping of the following small-to-moderate sized animals that may be permitted subject to the following density standards: as established in Section 17.06.220

One small nonhoofed animal unit = twelve poultry, twelve rabbits, or any combination of poultry and rabbits totaling twelve individual animals.

One small hoofed animal unit = two sheep or two goats.

Minimum Parcel Size (Gross)	Maximum Allowable Livestock Units
Up to 0.49 acre	1/4 small nonhoofed animal unit (e.g., 3 chickens, or 2 chickens and one rabbit, or 2 rabbits and one chicken, or 3 rabbits)
0.5 to 0.74 acre	1/2 small nonhoofed animal unit
0.75 to 0.99 acre	3/4 small nonhoofed animal unit OR One small hoofed animal unit
1.0 acre and above	1 small hoofed animal unit per 1 acre PLUS 1 small nonhoofed animal unit per 1 acre

Up to a maximum of twenty four small nonhoofed animals on any single parcel.

"Animal keeping, small" means raising or keeping small nonhoofed non hoofed animals customarily raised or kept on farms including, but not limited to, poultry and rabbits. It also includes small or moderate-sized hoofed animals including, but not limited to, sheep and goats as established in Section 17.06.220.

Amend the following :

1.17.170 Public nuisance--Dangerous animals, livestock.

It is unlawful and it shall be a public nuisance to keep in residential zones:

- A. Livestock, except as otherwise specifically provided ~~in the individual zoning district in Section 17.06.220;~~
- B. Other animals considered to be dangerous to the public. (Ord. 514 §1 (Att. B), 2021)

Add a new Section

General Provisions and Exceptions

Section 17.06.220 Animal Keeping

A. Generally

- 1. All animal keeping shall comply with the provisions of Angels Municipal Code Chapter 1.17 (Public Nuisance)
- 2. All animals shall be maintained in a clean, safe, healthy, and humane manner.

B. Small Animal Keeping

- 1. Density. Limited small animal keeping is permitted in all zoning districts, except R-2 and R-3, in accordance with the following density standards:

One small ~~nonhoofed~~non hoofed animal unit = twelve poultry, twelve rabbits, or any combination of poultry and rabbits totaling twelve individual animals.

One small hoofed animal unit = two sheep or two goats.

Minimum Parcel Size (Gross)	Maximum Allowable Livestock Units
Up to 0.49 acre	1/4 small nonhoofed animal unit (e.g., 3 chickens, or 2 chickens and one rabbit, or 2 rabbits and one chicken, or 3 rabbits)
0.5 to 0.74 acre	1/2 small nonhoofed animal unit

Minimum Parcel Size (Gross)	Maximum Allowable Livestock Units
<u>0.75 to 0.99 acre</u>	<u>3/4 small nonhoofed animal unit OR One small hoofed animal unit</u>
<u>Up to 0.75 acre</u>	<u>1 small non-hoofed animal unit (e.g., 12 chickens, or 6 chickens and 6 rabbits)</u>
<u>0.75 to 0.99 acre</u>	<u>1 small non-hoofed animal unit OR one small hoofed animal</u>
1.0 acre and above	1 small hoofed animal unit per 1 acre PLUS 1 small nonhoofed <u>non hoofed</u> animal unit per 1 acre

Up to a maximum of twenty-four small nonhoofed animals on any single parcel.

Minimum Parcel Size (Gross)	Maximum Allowable Livestock Units
Up to 0.25 acre	¼ small non-hoofed animal unit (e.g., 3 chickens)
0.26-0.49 acre	½ small non-hoofed animal unit (e.g., 6 chickens)
0.50 acre to 0.99	1 small non-hoofed animal unit (e.g., 12 chickens, or 6 chickens and 6 rabbits)
1.0 acre and above	1 small hoofed animal unit per 1 acre PLUS 1 small non hoofed animal unit per 1 acre

2. Roosters 6 weeks of age or older are prohibited.

3. Poultry shall be maintained in coops. Coops shall be set back from property boundaries by a minimum of 10 feet.

C. Large Animal Keeping

1. Large Animal Keeping is permitted on parcels zoned RE-1, RE-5, or SP in excess of one acre in size and on vacant parcels of any zoning district in excess of 5 acres.

2. Animals shall be maintained in a fenced area. Animals shall not roam freely outside property boundaries.

D. Hoofed Animals raised for a recognized youth educational programs

A "recognized youth educational program" shall be as determined by the City.

Hoofed animals raised for youth educational programs (e.g., 4-H, Future

Farmers of America) on parcels one acre or larger, regardless of zoning, are permitted ~~on all parcels~~ in accordance with the standards and guidelines of the educational program.

Delete all of the following:

17.18.030 Conditional uses.

Conditional uses in the R-1 district are:

~~K.— Limited small animal keeping;~~

~~L.— Limited large animal keeping on parcels one acre or greater in size;~~

17.13.020 Permitted uses.

Uses permitted in the residential estate, one-acre minimum (RE-1) district are:

~~C.— Small animal keeping;~~

17.13.030 Conditional uses.

Conditional uses in the residential estate, one-acre minimum (RE-1) district are:

~~D.— Large animal keeping;~~

17.15.020 Permitted uses.

Uses permitted in the residential estate, five-acre minimum (RE-5) district are:

~~C.— Small animal keeping;~~

~~D.— Large animal keeping;~~