

ARTICLE IV. CHICKENS

Sec. 10-129. Generally.

- (a) Any person residing in R-1 or R-3 residential zoned district property, in a single-family detached structure, after obtaining a permit from the city, may keep not more than three hen (female) chickens for personal use only and not for any business or commercial use.
- (b) Notwithstanding this section, private restrictions on the use of property shall remain enforceable. Private restrictions include but are not limited to, deed restrictions, neighborhood association by-laws, and covenant deeds.
- (c) Chickens may be kept as family pets or to lay eggs for personal consumption only.
- (d) Slaughtering of any chickens on the property is prohibited.

(Ord. No. 442-17, pt. III, 4-17-2017)

Sec. 10-130. Licensing and inspections.

- (a) Completed applications shall be submitted to the building and code enforcement department along with the fee which shall be determined by city council resolution. Approved permit holders shall schedule an inspection within 30 days of permit issuance. Failure to schedule an inspection shall result in an automatic revocation of the permit. If an inspection identifies noncompliance with any of the requirements set forth in this section, the permit holder shall have 15 days to achieve compliance with the requirements or the building official may revoke the permit or seek prosecution of the violation as a civil infraction under the Lathrup Village Code.
- (b) Permits shall be valid for up to one year, shall be non-transferable, site-specific and shall expire on March 31st of each year. A person who wishes to continue keeping chickens shall obtain a new permit prior to expiration of the previous permit. Application for a new permit shall be pursuant to the procedures and requirements applicable at the time a person applies for a new permit.

(Ord. No. 442-17, pt. III, 4-17-2017)

Sec. 10-131. Number limits.

A person residing in R-1 or R-3 residential zoned district property, in a single-family detached structure who keeps hen chickens shall comply with all of the following requirements:

- (1) Keep no more than three hen chickens at any time.
- (2) Roosters or male chickens and any other type of fowl or poultry are prohibited.

(Ord. No. 442-17, pt. III, 4-17-2017)

Sec. 10-132. Structure.

- (a) Chickens shall be maintained in a fully enclosed structure or a fenced enclosure and shall be kept in the enclosed structure or fenced enclosure at all times. Fenced enclosures are subject to all fence provisions of section 5.1 of the Lathrup Village Zoning Code with the exception that the material used may be chicken wire. An enclosed structure shall be constructed of permanent materials and shall be properly maintained in accordance with the property maintenance code adopted by the city in section 14-152 of the Lathrup Village Code, as amended.
- (b) Chicken "coop" will be considered an accessory structure and must meet all requirements of Lathrup Village Zoning Ordinance section 3.7, except that the structure need not be on a concrete foundation slab. Prior to construction an approved accessory structure permit must be on file with the building and code enforcement department. Permit application shall include any structural or plat drawings or other information required by the department. The department shall issue a permit where the application is in compliance with all requirements, regulations and ordinances of the city.
- (c) The accessory use, coop and pen shall be designed to provide safe and healthy living conditions for chickens while minimizing adverse impacts on other residents and the neighborhood. The coop and pen shall meet the following additional requirements:
 - (1) The coop and pen shall be setback a minimum of ten feet from all property lines of adjacent property and be located a minimum of 30 feet from the nearest wall of any adjacent dwelling. No enclosed structure shall be located within any side or rear yard setback area. An enclosed structure or fenced enclosure shall not be located closer than ten feet to any residential structure on an adjacent parcel.
 - (2) The coop and pen shall be a maximum of six feet in height and shall not exceed a total of 80 square feet.
 - (3) The use of corrugated metal/fiberglass, sheet metal, plastic tarps, scrap lumber or similar materials is prohibited. The coop and pen must be completely enclosed with a top and/or cover.
 - (4) The coop and pen shall have a rat wall or similar block foundation to prevent burrowing animals from gaining access.
- (d) All structures and enclosures for the keeping of chickens shall be constructed and maintained so as to prevent rats, mice, or other rodents or vermin from being harbored underneath or within the walls of the structure or enclosure in compliance with sections 10-6 and 10-7 of the Lathrup Village Code.
- (e) All feed and other items associated with the keeping of chickens likely to attract rats, mice, or other rodents or vermin shall be secured and protected in sealed containers.

(Ord. No. 442-17, pt. III, 4-17-2017)

Sec. 10-133. Care of animals.

- (a) Chickens shall be kept in compliance with the Michigan Department of Agriculture, Generally Accepted Agricultural and Management Practices for the Care of Farm Animals, as it relates to laying chickens, as amended, except as otherwise provided in this section.
- (b) Chickens shall not be kept in any location on the property other than in the backyard. For purposes of this section, "backyard" means that portion of a lot enclosed by the property's rear lot line and the side lot lines to the points where the side lot lines intersect with an imaginary line established by the rear of the single-family structure and extending to the side lot lines.

(Ord. No. 442-17, pt. III, 4-17-2017)

Sec. 10-134. Violation—Penalty.

A violation of any provision of this article shall be a civil infraction and shall be punishable by a fine of not less than \$100.00 for the first offense. Individuals, partnerships, corporations and/or their agents or managers may be cited for noncompliance with this article.

(Ord. No. 442-17, pt. III, 4-17-2017)

Secs. 10-135—10-160. Reserved.