

AN ORDINANCE OF THE CITY OF GREEN PARK, MISSOURI,
AMENDING SECTION 205.020 REGARDING KEEPING OF
CHICKENS ON RESIDENTIAL PROPERTIES

**BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF GREEN
PARK, MISSOURI AS FOLLOWS:**

Section One. Chapter 205 “Animal Regulations,” Section 205.020 of the Municipal Code is hereby amended by adding the underlined text to Subsection A and adding a new Subsection C to read as follows:

Section 205.020 Keeping Certain Livestock — Minimum Area Required.

- A. No person shall keep any bull, calf, cow, donkey, goat, hog, horse, mule, sheep or domestic fowl within or under any building used for human habitation within this City, nor shall any such animal be kept, held or maintained on any lot or property within the City; except that (1) subject to the regulations contained in, and to a permit issued pursuant to, Subsection B, chickens may be kept on lots used wholly or partially for elementary education purposes and (2) subject to the regulations contained in Subsection C, chickens may be kept on lots used for single-family residential purposes.

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- C. Chickens on Residential Lots. The definitions in Subsection B.1 above shall apply to this Subsection C as well. Keeping of chickens shall be subject to the following regulations.

1. Number of Chickens. No more than four (4) hens are permitted at any time and no roosters are permitted.

2. Enclosures. All chickens kept in the City shall be securely restrained and enclosed in a suitable coop, upon the premises of the owner thereof and shall not be permitted to be at large at any time. Coops:

a. Must be located no closer than six (6) feet from a side lot line and no closer than ten (10) feet from rear lot line;

b. Shall have a maximum area of one hundred forty-four (144) square feet including fenced outdoor areas;

c. Must not be placed nearer than _____ (XX) feet to any portion of any residence or living quarters;

d. Must be kept in a clean and sanitary condition, so that no offensive odor shall escape therefrom; and,

- d. Are limited to one (1) per lot;
- 3. Sanitation. All droppings and other refuse removed from the building or other enclosure in which chickens are kept, shall not be permitted to accumulate upon the premises but shall be promptly disposed of in a sanitary manner. It shall be the duty of all persons to promptly comply with the orders of the City or the St. Louis County Health Commissioner in respect to any unsanitary condition found to exist upon such premises.
- 4. Acknowledgement. Prior to owning, harboring, or keeping chickens, an owner or occupant of any residentially-used property shall complete and submit to the City Clerk an "Acknowledgement" on a form created by the City agreeing that the owner/occupant understands the duty to:
 - a. Comply with this Section and with all noise (Section 205.280), odor, and other nuisance ordinances; and,
 - b. Have their coop inspected by City Hall for compliance.
- 5. Control of Chickens. It shall be unlawful for any person owning, harboring, or keeping chickens to:
 - a. Fail to keep the same within a yard or other place surrounded by wire netting or other fence sufficient to prevent their escape therefrom;
 - b. Permit any chicken to run at large, or go upon any street, alley or public place in the City, or in or upon the premises of another within the City; or
 - c. Permit any chicken, at any time, to be kept in any building used or occupied for residential purposes.
- 6. Additional Regulations. The regulations set forth in Subsection (B)(2)(i-p) above shall also apply to chickens kept under this Subsection (C).
- 7. Ordinance effect. All regulations except the coop location requirements of this Section shall apply to all coops constructed or placed after the date of adoption of this ordinance.
- 8. No Vested Rights. All regulations in this Chapter are enacted and authorized pursuant to the City's police power granted by Chapters 67, 71, 79 RSMo and not through the City's zoning authority granted under Chapter 89 RSMo. As a result, nothing herein is intended to, and is expressly declared not to, create a vested property right to the use of property. Because the intention of this Section is to allow a limited exception for the keeping of chickens under very specific controlled conditions designed to protect the health, safety and welfare of all citizens, the City's decision to permit such activity is not intended to, and expressly does not, create a vested right in the continuation of any exception to the prohibition of keeping livestock in the City. Notice is hereby given that the

City may, at its sole discretion based upon the health, safety and welfare of the citizens of the City of Green Park and the community as a whole, amend this Section to remove the exception at any time with or without prior actual notice to an owner.

Section Two. This ordinance shall be in full force and effect on and after its passage and approval by the Mayor.

PASSED AFTER HAVING BEEN READ IN FULL OR BY TITLE TWO TIMES PRIOR TO PASSAGE BY THE BOARD OF ALDERMEN OF THE CITY OF GREEN PARK, MISSOURI THIS 15th DAY OF OCTOBER 2018.



Presiding Officer



Mayor

Attest:



City Clerk



City Clerk