

AMENDING CHAPTER 98 OF THE GENERAL ORDINANCES FOR THE
VILLAGE OF WEBSTER, BURNETT COUNTY, WISCONSIN

Effective March 27, 2024, revise the following section of the Code or Ordinance of the Village of Webster 98-21

§ 98-21 Keeping of Livestock

A. All structures, pens, buildings, stables, coops or yards wherein animals or fowl are kept shall be maintained in a clean and sanitary condition, free of rodents, vermin and objectionable odors.

B. Owning, keeping, or harboring chickens

This section is intended for the keeping of chickens only. It shall be unlawful for any person to keep chickens upon any premises within the corporate limits of the Village unless the chickens are kept in accordance with the following provisions:

(a) *Permit required.* A bi-annual permit shall be obtained for the purpose of keeping or harboring chickens. The permit shall be issued for two years, commencing on the first day of January and expiring on December 31.

1. Applicants who do not own the subject property must receive written approval from the owner of the property prior to submission of the application.
2. The owner of the chickens and premises shall register with the Wisconsin Department of Agriculture, Trade and Consumer Protection pursuant to Wis. Stats. § 95.51 and ATCP Chapter 17.
3. A written waste/manure removal and disposal plan shall be submitted with permit application.
4. Failure to renew the permit bi-annually in a timely manner may result in a citation and issuance of a late fee.
- 5.

(b) *Structures required-Minimum standards shall include:*

- (1) A chicken pen, run or coop shall provide enough freedom of movement and shall not provide less than four square feet of area per chicken.*
- (2) Chickens shall be provided with a covered predator proof enclosure and chickens must be kept in the enclosure, run or fenced enclosure at all times.*
- (3) Chicken runs, pens, coops, and enclosures shall be constructed of weather-resistant materials that can be cleaned, maintained, and kept in good appearance and shall be kept in a clean, sanitary condition and free from all objectionable odors. Odors shall not be perceptible at neighboring lot lines or cause a public nuisance.*
- (4) All runs, pens, coops and enclosures and their location shall be inspected by the Village Official prior to operation. The Village Official shall have jurisdiction to inspect the premises and determine whether any conditions exist that create a public nuisance.*
- (5) Chickens, runs, pens, coops, and enclosures shall not be kept or maintained upon a vacant lot or inside a residential structure including basements, porches, garages, sheds, or similar storage structures.*
- (6) Chickens and all related structures shall only be kept and maintained on a lot of zoned R-1 Single Family Residence or A-Agricultural District.*

(c) Use conditions shall be met:

- (1) No person shall keep or harbor any rooster or other fowl except chickens including but not limited to ducks, geese, turkeys, pheasants, quail, peacock, or guinea hens.*
- (2) No person shall own, harbor, or keep in his or her possession more than twelve chickens per lot.*
- (3) Commercial slaughtering of chickens is prohibited.*
- (4) Commercial sales of chickens from the residence or any residential area within the Village is prohibited.*
- (5) Adequate feed and water are required. Feed shall be stored in an enclosed container to prevent rodents or other pests from gaining access.*

(d) Setbacks shall be met:

- (1) All coops and any attached runs/enclosures shall be located in the backyard of the residence and shall be a minimum of ten feet from an abutting lot and a minimum of 25 feet from any residential structure on adjacent lots.*
- (2) Manure and waste shall not be stored within ten feet of the abutting lot and shall not create a public nuisance or offensive odors to neighboring properties.*

(e) Public health and safety.

- (1) It shall be unlawful for any person harboring chickens to disturb the peace and quiet of any person in the vicinity thereof.*
- (2) It shall be unlawful for any person harboring chickens to threaten the health and safety of any person in the vicinity thereof.*
- (3) Noise and odor shall not be perceptible at the adjoining lot lines to the extent it creates a public nuisance.*

Motion by:

Trustee, Weis

Seconded by:

Trustee, Stuart

Ayes:

7

Absent:

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Nays:


0

Abstained:

0



Bill Summer, Village President



Attest: Debra Kuhnly,
Clerk/Treasurer

Dated this 13th day of March 2024.