

§ 170-1516. Keeping of animals. [Amended 3-3-2003 by Ord. No. 2003-2]

A. In conjunction with agriculture.

- (1) Except as stipulated in Subsection A(2), below, livestock and other animals utilized as part of an agricultural operation may be kept, so long as the property on which they are kept is not less than three acres in size and all applicable requirements of Subsection C below are complied with.
- (2) The operation of any feed lot or pig farm, or the keeping of pigs or swine, shall be permitted so long as the property is not less than 10 acres. In addition, no such activities shall be conducted closer than 200 feet from any property line, and the area devoted to such uses shall be completely enclosed by fencing.
- (3) If a use involves an average of more than three animal equivalent units of livestock or poultry per acre of contiguous lot area, then a minimum lot area of 20 acres and special exception approval shall be required. Animal equivalent units shall be calculated using average animal weights as provided in State Nutrient Management Regulations. The raising of minks shall be prohibited. This § 170-1516A(3) shall not apply to the keeping of horses or ponies under § 170-1516B.

B. Within any residential district, a horse barn, as defined by this chapter, shall be permitted on any property where the lot area is three acres or greater. A minimum of three acres is required to keep one horse or pony. For each acre of lot area greater than three acres, one additional horse, pony or similar animal may be kept. Such animals may be owned by the occupant of the dwelling or boarded for other persons, and may be rented out for horseback riding.

C. General standards applicable to all properties on which animals are kept.

- (1) No animals of any kind shall be kept in any structure or elsewhere on the premises in a manner likely to cause excessive noise, unhealthy or unsanitary conditions, pollution of groundwater or surface water, or pollution of stormwater runoff leaving the property.
- (2) Permanent shelter for animals shall be provided in agricultural areas, as appropriate. Permanent shelter shall be provided for all animals in residential areas. Such shelter

shall be of sufficient size for good sanitation practices and shall be equipped with adequate facilities for food, water, and manure removal and handling for the number and type(s) of animals kept. The location of shelter for small domestic animals shall conform to setback standards otherwise applicable to accessory structures. Shelter for all other animals shall be located not less than 100 feet from any lot line.

- (3) A fenced or otherwise enclosed outside area shall be provided which is capable of containing the animals kept and which is of sufficient size and properly located for good sanitation practices. Materials used for fencing shall be of sufficient sturdiness and properly designed, installed, and maintained so as to prevent straying.
- (4) Any keeping of eight or more dogs age three months or older shall require a minimum lot area of 10 acres, and any pens used for such dogs shall be set back a minimum of 250 feet from any lot line, except in connection with permitted veterinary services or a pet store. **[Amended 5-2-2005 by Ord. No. 2005-4]**