

ORDINANCE NO. 215

AN ORDINANCE OF THE CITY OF CASTLEFORD, IDAHO AMENDING SECTION 3 OF ORDINANCE #3 TO PROVIDE THAT CHICKENS MAY BE KEPT IN THE BACK YARD OF ANY RESIDENCE LOCATED IN A RESIDENTIAL AND MIXED ZONING AREA BY COMPLYING WITH THE RESTRICTIONS SET FORTH IN SAID AMENDMENT, PROVIDING FOR THE MAKING OF COMPLAINTS, INVESTIGATION OF COMPLAINTS, ACTIONS AND APPEALS OF COMPLAINTS, REPEALING ALL ORDINANCES OR SECTIONS OF ORDINANCES IN CONFLICT HERewith AND PROVIDING THAT THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT FROM AND AFTER ITS PASSAGE, APPROVAL AND PUBLICATION.

WHEREAS, the Mayor and City Council have been asked to approve the keeping of chickens in the back yard of a residence in a residential and mixed zoned area within city limits, and

WHEREAS, the Mayor and City Council have determined that the same should be allowed, subject to the conditions and restrictions set forth herein.

NOW, THEREFORE BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF CASTLEFORD, IDAHO:

Section 1. Chickens may be kept in the backyard of a residence subject to the following conditions:

1. Kept in a fenced in backyard of a residence
2. No roosters are allowed.
3. Not allowed to run at large.
4. Not allowed in front or side yards of the residence.
5. Kept for non-commercial use only, such as for family consumption, or 4-H or school projects, etc.
6. Application: Any person or persons desiring to keep chickens on real property inside the city, regardless of the ownership of the real property where such chickens shall be kept or the ownership of the chickens themselves, must first file an application with the City.
7. License required: A license for keeping or maintaining chickens shall be granted subject to the application meeting the following specifications and requirements:
 - a. For four or fewer chickens the base application process will consist of the application and type and size of property where chickens are confined and ranged, and written consent to such chicken license by at least seventy five percent of all the person in possession of premises within a radius of one hundred feet of the premises upon which such chickens are to be maintained. Whenever chicks are hatched, such chicks shall not be counted in computing the number allowed until four months old.
 - b. Chicken license shall not be transferable to another location or to other individuals and shall expire December 31st of the year issued.
 - c. Renewal: Chicken licenses may be renewed upon expiration by filing an application and paying required fees.
 - d. Fee: Fee shall be \$10.00 and will be due along with the application and renewal.
 - e. Distance requirements: All chicken enclosures must be at least ten feet from any fence line and be located in the backyard.
 - f. Free range: Chickens are allowed to be free range in a fenced backyard as long as their wings are clipped and upon inspection of free range area.
 - g. Inspection; Right of Entry: It shall be the duty of the code enforcement officer or appointed employee to inspect, or cause to be inspected, chicken facilities for which licenses under this section have been issued as often as it may be necessary for the adequate control and supervision of such facilities. The code enforcement officer, or designee, shall have the right to enter all such facilities at any reasonable time for the purpose of making necessary investigations and

