

ATTACHMENT 1

ORDINANCE A

AN ORDINANCE AMENDING THE CHAPEL HILL LAND USE MANAGEMENT ORDINANCE REGARDING THE NON-COMMERCIAL KEEPING OF FEMALE CHICKENS IN RESIDENTIAL ZONING DISTRICTS

WHEREAS, the Council of the Town of Chapel Hill has considered the proposed text amendment to the Land Use Management Ordinance regarding the non-commercial keeping of female chickens in residential zoning districts and finds that the amendment is warranted in order to achieve the purposes of the Comprehensive Plan;

NOW, THEREFORE, BE IT ORDAINED by the Council of the Town of Chapel Hill as follows:

Section 1. Table 3.7-1 of the Chapel Hill Land Use Management Ordinance is hereby revised to add a new row to read as follows:

"Table 3.7-1: Use Matrix

USES	Use Group	General Use												Zoning District							
		R-LD5	RT	R-LD1	R-1A	R-1	R-2	R-2A	R-3	R-4	R-5	R-6	R-SS-C	TC-1, TC-2, TC-3	CC	NC	OI-1	OI-2	OI-3	OI-4	I
<u>Agriculture, Female Chickens</u>	A	A	A	A	A	A	A	A	A	A	A	A	A	=	=	=	=	=	=	=	A

Section 2. Appendix A. Definitions of the Chapel Hill Land Use Management Ordinance is hereby revised to add a new definition that reads as follows:

"APPENDIX A - DEFINITIONS

Agriculture, female chicken: The use of land for the keeping of female chickens in accordance with the following regulations:

- (1) No person shall allow his or her female chickens to run at large within the corporate limits of the town.
- (2) It shall be unlawful for any person to keep more than ten (10) female chickens within the corporate limits of the town.
- (3) Female chickens must be kept a minimum of thirty (30) feet from the nearest residence other than that of the owner and may not be kept between the street and the street facing walls of a residence.
- (4) All female chicken houses and lots must be maintained in a clean and sanitary condition at all times.
- (5) It shall be unlawful to raise female chickens for commercial purposes within the corporate limits of the town."

Section 3. Appendix A. Definitions of the Chapel Hill Land Use Management Ordinance is hereby revised to modify a definition to read as follows:

"Agriculture, livestock: The use of land for the keeping, grazing, feeding, or breeding of livestock, including cattle, hogs, sheep, goats, and poultry (excluding female chickens), and also animal specialties such as horses, breeding of livestock, including cattle, hogs, sheep, goats, and poultry, and also animal specialties such as horses, rabbits, bees, and fish and fur-bearing animals in captivity. "

Section 4. That the amendments shall become effective upon enactment.

This the ____ day of _____, 2009.

ORDINANCE B

AN ORDINANCE AMENDING THE TOWN CODE OF ORDINANCES TO REDUCE THE NUMBER OF CHICKENS ALLOWED TO BE KEPT AND TO ELIMINATE FRONT YARDS FOR THE KEEPING OF CHICKENS

WHEREAS, the Council of the Town of Chapel Hill has considered the proposed amendment to the Town Code of Ordinances regarding the reduction of the number of

chickens allowed to be kept from twenty (20) to ten (10) and to eliminate front yards for the keeping of chickens;

NOW, THEREFORE, BE IT ORDAINED by the Council of the Town of Chapel Hill as follows:

Section 1. Section 4-10 (d) of the Town Code of Ordinances is hereby revised to read as follows:

Sec. 4-10. Keeping certain animals in town.

(d) *Chickens.*

- (1) No person shall allow his or her chickens to run at large within the corporate limits of the town.
- (2) It shall be unlawful for any person to keep more than ~~twenty (20)~~ ten (10) chickens within the corporate limits of the town.
- (3) (3) Chickens must be kept a minimum of thirty (30) feet from the nearest residence other than that of the owner- ~~and may not be kept between the street and the street facing walls of a residence.~~
- (4) All chicken houses and lots must be maintained in a clean and sanitary condition at all times.
- (5) It shall be unlawful to raise chickens for commercial purposes within the corporate limits of the town.

(Ord. No. 88-10-10/O-1, § 1)

Section 2. That the amendments shall become effective upon enactment.

This the ____ day of _____, 2009.