

CITY OF CRANDALL, TEXAS

ORDINANCE NO. 020915

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CRANDALL, TEXAS, AMENDING CHAPTER 2, ANIMAL CONTROL, OF THE CODE OF ORDINANCES OF THE CITY OF CRANDALL, AS HEREOFRE AMENDED; PROVIDING FOR A SEVERABILITY CLAUSE ; REPEALING CONFLICTING ORDINANCES; PROVIDING FOR A PENALTY AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City council finds and determines that the modification of Chapter 2, Animal Control of the Code of Ordinances, Chapter 2, Article 2.04: Fowl, Swine, Livestock, Section 2.04.001 is in the best interest of the citizens of the City of Crandall,

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CRANDALL, TEXAS THAT:

SECTION 1. (a) PURPOSE. The following regulations will govern the keeping of chickens and are designed to prevent nuisances and prevent conditions that are unsanitary or unsafe. No person shall keep chickens unless the following regulations are followed:

- a. Location. Chickens are allowed only in the "Old Town Crandall" (OTC) Zoning District. Chickens are prohibited outside the "(OTC)" Zoning District.
- b. Number. No more than ten (10) hens shall be allowed for each single-family dwelling.
- c. Setbacks. Coops or cages housing chickens shall be kept at least twenty-five (25) feet from the door or window of any dwelling or occupied structure other than the owner's dwelling. Coops and cages shall not be located within five (5) feet of a side yard lot line, nor within eighteen (18) inches of a rear-yard lot line. Coops and cages shall not be located in the front yard.
- d. Enclosure. Hens shall be provided with a covered, predator-proof coop or cage that is well ventilated and designed to be easily accessed for cleaning. The coop shall allow at least two square feet per hen. Hens shall have access to an outdoor enclosure that is adequately fenced to contain the birds on the property and to prevent predators from access to the birds. Hens shall not be allowed out of these enclosures unless a responsible individual, over 18 years of age, is directly monitoring the hens and able to immediately return the hens to the cage or coop if necessary.
- e. Sanitation. The coop and outdoor enclosure must be kept in a sanitary condition and free from offensive odors. The coop and outdoor enclosure must be cleaned on a regular basis to prevent the accumulation of waste.
- f. Slaughtering. There shall be no outdoor slaughtering of chickens.
- g. Roosters. It is unlawful for any person to keep roosters.

(b) Permit. A permit shall be required. The permit fee is \$50.00 a year. An application for a permit must contain the following items:

- a. The name, phone number, and address of the applicant.
- b. The size and location of the subject property.
- c. A proposal containing the following information.
 - i. The number of hens the applicant seeks to keep on the property.
 - ii. A description of any coops or cages or outdoor enclosures providing precise dimensions and the precise location of these enclosures in relation to property lines and adjacent properties

(c) Permit Renewal.

Permits will be granted on an annual basis. Applicant will reapply for a permit every year, if the City receives no complaints regarding the permit holder's keeping of chickens, the permit will be renewed and the applicant may continue to keep chickens under the terms and condition of the initial permit. The City may revoke the permit at any time if the applicant does not follow the terms of the permit, if the City receives complaints regarding the permit holder's keeping of chickens, or the City finds that the permit holder has not maintained the chickens, coops, or outdoor enclosures in a clean and sanitary condition.

SECTION 2. REPEALER CLAUSE.

This Ordinance shall be and is hereby declared to be cumulative of all other Ordinances of the City of Crandall, and this Ordinance shall not operate to repeal or affect any such other ordinance except insofar as the provisions thereof might be inconsistent or in conflict with the provisions of this Ordinance, in which event such conflicting provisions, if any, in such other ordinance or ordinances are hereby repealed.

SECTION 3. PENALTY.

Any person, firm or corporation violating any provisions of this ordinance or failing to observe and provisions here of shall be deemed guilty of a misdemeanor and upon conviction shall be fined not more than \$500.00 and each and every day or fraction of a day during which this ordinance or any part thereof, shall be violated, shall be deemed a separate offense and punishable as such.

SECTION 4. SEVERABILITY.

The provision of this Ordinance is declared to be severable. If any section, sentence, clause, or phrase of the Ordinance shall for any reason be held to be invalid or unconstitutional by a court of competent jurisdiction, such decisions shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance, but they shall remain in effect; it being the legislative intent that this Ordinance shall remain in effect notwithstanding the validity of any part.

SECTION 5. EFFECTIVE DATE.

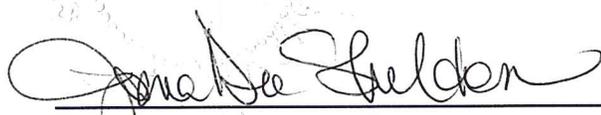
This ordinance shall become effective immediately upon its passage and approval.

PASSED AND APPROVED this the 9th of February, 2015

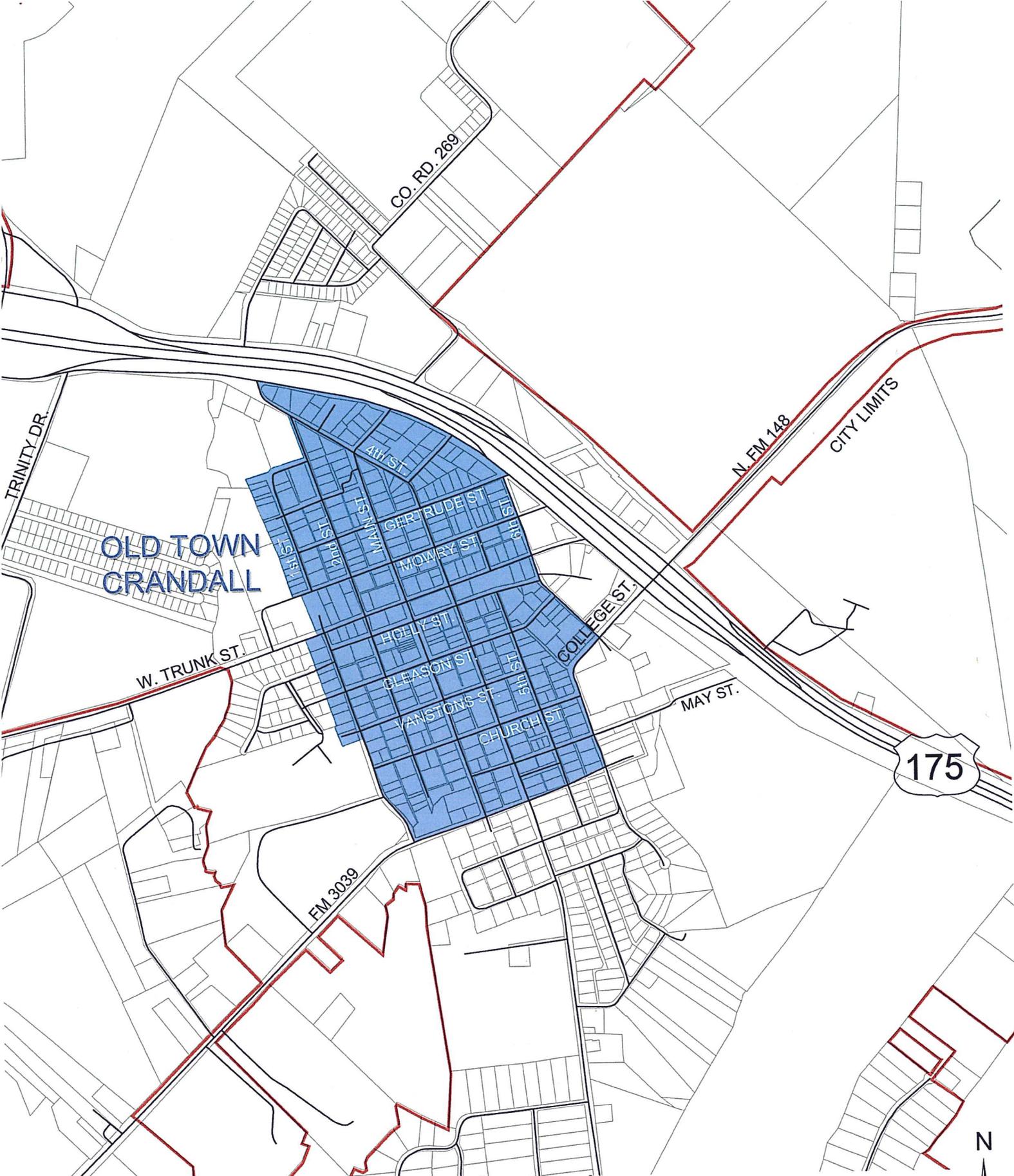


Cody Frazier, Mayor

ATTEST:

Jana Dee Shelton, City Secretary



**OLD TOWN
GRANDALL**

CITY OF CRANDALL

