

# Chicken & Fowl Policy Form

ALL applicants must review the City of DeSoto Resolution No 2017-30, a resolution approving an urban chicken & fowl policy for the City of DeSoto, prior to filling out this form.

Once all requirements have all been met as stated in section #4 and this form has been submitted to the City Clerk an appointment for inspection will be made with the Public Works Director for final approval.

**Please print:**

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Daytime Phone: \_\_\_\_\_ Cell Phone: \_\_\_\_\_

***Property Owners Contact information IF different than applicant***

Name: \_\_\_\_\_ Phone #: \_\_\_\_\_

*I agree to allow the tenant at the property listed above to follow the City of DeSoto's Resolution for chickens & Fowl, Res. No. 2017-30.*

Property Owner Signature: \_\_\_\_\_

***Consent of contiguous neighbors (property's directly touching your property)***

Name: \_\_\_\_\_ Phone #: \_\_\_\_\_ Approve: yes / no

Name: \_\_\_\_\_ Phone #: \_\_\_\_\_ Approve: yes / no

Name: \_\_\_\_\_ Phone #: \_\_\_\_\_ Approve: yes / no

Name: \_\_\_\_\_ Phone #: \_\_\_\_\_ Approve: yes / no

Type of Fowl: \_\_\_\_\_ Number of fowl: \_\_\_\_\_

Description of fowl enclosure: \_\_\_\_\_

\_\_\_\_\_

***Inspected & Approved by: Public Works Director, Dan Van Langen:***

\_\_\_\_\_

Date: \_\_\_\_\_

# CITY OF DE SOTO

## RESOLUTION NO. 2017-30

### A RESOLUTION APPROVING AN URBAN CHICKEN AND FOWL POLICY FOR THE CITY OF DE SOTO

**WHEREAS**, the City of De Soto wishes to establish a policy for the steps and requirements needed for residents to keep urban chickens and other fowl on their property; and

**WHEREAS**, this policy will allow residents to keep urban chickens and other fowl on their property with the City's consent pursuant to Chapter 55.05 of the De Soto Code of Ordinances;

**NOW, THEREFORE, BE IT RESOLVED**, that the City of De Soto adopts the following Urban Chicken and Fowl Policy.

#### 1. **PURPOSE**

The purpose of this policy is to provide the steps and requirements needed for residents to keep urban chickens and other fowl on their property. This policy is designed to provide written consent of the Council regarding livestock within City limits (see Chapter 55.05 in the City of De Soto Code of Ordinances).

#### 2. **DEFINITION**

Fowl shall be defined as birds and livestock such as pigeons, pheasants, quail and chickens which are of such type and nature that state and national associations exist. These associations establish norms for breeding, confining, and rearing.

#### 3. **POLICY**

A. It is unlawful to keep, possess, or maintain fowl on any parcel of property located within the City limits, except in accordance with the following restrictions:

- 1) No such fowl shall be kept on the same lot or premises with any multiple dwelling without obtaining permission of the other tenant(s) and/or landlord.
- 2) No person, having the care of any fowl, domestic or nondomestic, shall permit the fowl to run at large in City limits as defined in Chapter 55.11 of the City of De Soto Code of Ordinances.

- B. This policy shall not be deemed to prohibit the keeping or maintaining of any fowl which were legally kept in the City limits as of May 9, 2017.
- C. The approval of fowl per this policy is limited to the resident(s) requesting the approval.
- D. All other City nuisance codes and policies shall remain in full force, including Chapter 55 of the City of De Soto Code of Ordinances. The City reserves the right to revoke approval if this policy or other nuisance codes and policies are not followed.

#### 4. REQUIREMENTS

- A. Cases, hutches, coops, cotes, lofts, or other confinement shall be enclosures of sufficient size to house the number of fowl permitted by state or national standards. Set-backs may be required.
- B. On any parcel of land such fowl, as defined in Section 2, shall be no more than six (6) in total number, unless special approval is granted by the City Council.
- C. Council approval is required when the number or type of fowl exceed the parameters as defined in sections 2 and 4(B).
- D. No fowl may be maintained, enclosed, or fenced in the front yard of a dwelling or within a dwelling.
- E. The young produced by the approved fowl, which exceed the number specified in section 4(B), shall be maintained with the parent for a period of approximately eight (8) weeks but no more than ten (10) weeks, unless by state or national standards a longer period is required.
- F. No roosters are permitted.
- G. No ducks, geese or guinea hens are permitted.
- H. Residents seeking approval of fowl per this policy shall sign-up at De Soto City Hall with City Clerk. Residents will be provided with a copy of this policy. Such signup will collect the following information from the resident:
  - 1) Name, address, and phone number
  - 2) Property owner's contact information (if different than applicant)
  - 3) Consent of property owner (if different than applicant)

- 4) Type of fowl
- 5) Number of fowl
- 6) Description of fowl enclosure(s)
- 7) Consent of contiguous neighbors

I. Approval shall be given by the De Soto Public Works Director. Applicants may appeal to the De Soto City Council if approval is denied by the Public Works Director.

## 5. EXCEPTIONS

Fowl maintained by the following entities for educational or exhibition purposes are exempt from the requirements of section four (4) of this policy:

- A. Schools
- B. Vocational agricultural programs
- C. Public education programs
- D. Temporary exhibits or shows

## 6. KILLING OF FOWL BY DOMESTICATED PETS

No dog, cat, or other domesticated pet which kills fowl off of the permitted parcel of land shall, for that reason alone, be considered a dangerous or vicious animal pursuant to the City's responsibility to enforce its animal control provisions.

PASSED AND APPROVED this 16 day of May, 2017.

  
Butch Ostrander, Mayor

ATTEST:

  
Marcia Thomas, City Clerk