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AN ORDINANCE AMENDING CODE RELATING TO KEEPING OF CHICKENS IN  
RESIDENTIAL DISTRICTS

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WHEREAS, the City of Berlin Plan Commission has held a public hearing regarding the ordinance as set forth herein, on [insert applicable date]; and

WHEREAS, the Plan Commission has recommended to the Common Council to approve the ordinance as set forth herein.

NOW THEREFORE, the Common Council of the City of Berlin do ordain as follows:

Sec 10-21 of the Code of Ordinances shall be amended as follows:

**Sec. 10-21. - Proper shelter.**

...

(c) *Outdoor standards.* Minimum outdoor standards of shelter shall include:

...

(2) Shelter shall be provided from inclement weather as follows:

...

c. If a chicken enclosure is outdoors, at a minimum, the enclosure shall:

1. Be enclosed, predator-proof, ~~insulated~~, and adequately ventilated;

...

(d) *Space standards.* Minimum space requirements for both indoor and outdoor animal enclosures shall include:

...

(3) ~~Chicken enclosures shall measure~~ have a minimum floor area of the greater of, (i) seven square feet in area, or (ii) a total area amount calculated at the rate of three square feet in area per standard chicken and two square feet per bantam chicken, whichever is greater, with one nest box provided per every ~~two~~ four chickens.

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Sec 82-286 of the Code of Ordinances shall be amended as follows:

**Sec. 82-286. - Use regulations.**

The R-1 residential district is intended to provide for single-family residential development and to protect such areas from the encroachment of incompatible uses. The following uses shall be permitted in the R-1 district:

...

(8) In the city limits and with a license granted under [section 10-7\(d\)](#), keeping

of up to a maximum of 18 chickens per lot, consisting of up to a maximum of ~~six~~ twelve mature hens, consisting of up to a maximum of ten standard sized mature hens (as opposed to bantam sized hens)–chickens per lot. For purposes of this subsection, "chickens" shall have the meaning set forth in [section 10-2](#).

This ordinance shall take effect the day after publication.

The numeric section numbers and headings of any portions of the Code of Ordinances affected by this Ordinance shall be subject to modification in the discretion of the codifier, and the approval of the City Attorney, during codification into the City's current Code of Ordinances.

Passed, approved and adopted this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

ROLL CALL VOTE:

CITY OF BERLIN

\_\_\_\_ AYES  
\_\_\_\_ NAYS  
\_\_\_\_ ABSENT

BY: \_\_\_\_\_  
Richard D. Schramer, Mayor

APPROVED AS TO FORM:

ATTEST: \_\_\_\_\_  
Jodie Olson, City Clerk

\_\_\_\_\_  
Matthew G. Chier, City Attorney