

130.04 Other Animals

1. *Definitions.* For the purpose of this section, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

DOMESTIC ANIMAL. Any of the following animals:

1. Domestic dogs, excluding hybrids with wolves, coyotes, or jackals;
2. Domestic cats, excluding hybrids with ocelots or margays;
3. Farm animals;
4. The following other mammals: chinchillas; pot bellied pigs; and pygmy goats;
5. The following rodents: rabbits; guinea pigs; hamsters; gerbils; mice; and rats;
6. The following reptiles: iguanas; anoles; chameleons; non-venomous snakes; terrapins; turtles; and tortoises;
7. The following amphibians: frogs; toads; and newts;
8. The following birds: captive-bred species of common cage birds, including parakeets; finches; love birds; doves; parrots; cockatiels; cockatoos;
9. Non-poisonous spiders;
10. Hermit crabs; and
11. Fish.

WILD ANIMAL. Any animal other than a domestic animal.

2. *Keeping.* It is unlawful for any person to keep any wild animal in any part of the city. It is unlawful for any person to keep any animal which is not approved by the U.S. Department of Agriculture, or the State Department of Natural Resources, in any part of the city. Except as otherwise allowed in division (H) below, farm animals, pot bellied pigs, and pygmy goats may be kept only in that portion of the city zoned for agricultural purposes or where these animals are a permitted, conditional, or accessory use.
3. *Housing.* It is unlawful for any person to keep any domestic or wild animal in any structure infested by rodents, vermin, flies, or insects.
4. *Treatment.* It is unlawful for any person to treat any domestic or wild animal in a cruel or inhumane manner.
5. *Restraint and confinement.* It is unlawful for any person to permit any animal to run at large.
6. *Trespasses.* It is unlawful for any person to herd, ride, or drive any animal over and upon any grass, turf, boulevard, city park, cemetery, garden, or lot without specific permission therefor from the owner.
7. *Biting animals.*
 1. *Animals bites human being.*
 1. Whenever any animal within the corporate limits of the city has bitten any human being, and such animal is of a species which can carry rabies, the city shall impound such animal for a period of 10 days separate and apart from other animals until it is determined whether the animal had or has rabies. If the animal is found to be rabid it shall be destroyed. If it is found not to be rabid, it shall be returned to the owner provided the owner shall first pay for the cost of keeping said animal. If the owner does not claim or retrieve the animal, the animal may be disposed of as provided in this code of ordinances.
 2. Whenever the city can determine the person owning, possessing or harboring the animal that has bitten the human being, the city may permit the owner to impound such animal for a period of 10 days separate and apart from other animals under the supervision of a licensed veterinarian until it is determined whether the animal

had or has rabies. If the animal is rabid, it shall be destroyed. In all cases, the city shall make the determination of how the animal shall be impounded, and shall base its decision upon the owner's ability to properly impound the animal, and the current rabies vaccination status of the animal.

2. *Animal bites animal.* Any animal known to have been bitten or exposed to rabies shall be impounded or destroyed; provided, however, that such animal may be immediately destroyed, if with reasonable effort it cannot first be taken up and impounded. If such an animal is impounded, it shall not be destroyed if the owner makes provision for suitable quarantine for a period of not less than 6 months, or proof of immunization is furnished and booster injections are given by a licensed veterinarian at the expense of the owner.
8. *Hen chickens.*
 1. No more than 5 hen chickens are allowed on any parcel of land in the city.
 2. Every person who owns, controls, keeps, maintains, or harbors hen chickens must keep them confined on the premises at all times in a chicken coop or chicken run. Hen chickens are not allowed in any part of a house or garage.
 3. Any chicken coop or chicken run must comply with all applicable building and zoning codes and regulations.
 4. No chicken coop or run shall be constructed on any parcel of land before construction of the principal building.
 5. A chicken coop or run cannot be located in the front or side yard.
 6. A chicken coop or run must be setback at least 50 feet from any residential structure on any adjacent lot and at least 10 feet from the property line.
 7. A chicken coop or run must be screened from view with a solid fence or landscaped buffer with a minimum height of 4 feet.
 8. A chicken coop can be no larger than 10 square feet per chicken and cannot exceed 6 feet in height. A chicken run cannot exceed 20 square feet per chicken and the fencing cannot exceed 6 feet in height. A chicken run may be enclosed with wood or woven wire materials, and may allow chickens to contact the ground. A chicken run must have a protective overhead netting to keep the chickens separated from other animals.
 9. A chicken coop must be elevated a minimum of 12 inches and a maximum of 24 inches above grade to ensure circulation beneath the coop.
 10. Chicken grains and feed must be stored in rodent-proof containers.
 11. No chicken may be kept or raised in a manner as to cause injury or annoyance to persons on other property in the vicinity by reason of noise, odor, or filth.
 12. Any chicken running at large may be impounded by the city and, after being impounded for 3 days or more without being reclaimed by the owner, may be destroyed or sold. A person reclaiming any impounded chicken must pay the cost of impounding and keeping the same.

AGRICULTURAL USE. Allowed only in AG Zone

The use of land for the growing or production of field crops, livestock, or livestock products, including, but not limited to, the following:

1. Field crops such as barley, soy beans, corn, hay, oats, potatoes, rye, sorghum, and sunflowers;
2. Livestock such as dairy and beef cattle, goats, horses, ponies, sheep, hogs, poultry, game birds, dogs, deer, rabbits, mink, and bees; or
3. Livestock products such as milk, butter, cheese, eggs, meat, fur, and honey.

