

EXHIBIT A

521 Domestic Poultry

A. Purpose

The purpose of this Section is to regulate the keeping and/or raising of domestic poultry on property within the incorporated boundaries of the Town of Sharpsburg. These regulations are designed to prevent nuisance and prevent conditions that are unsanitary and/or unsafe.

B. Design Provisions and Requirements

- (1) **Permitted.** Animal husbandry activities related to the keeping and/or raising of domestic poultry shall be permitted in accordance with Article 4, Section 406 and Article 4, Section 407 Principle Permitted uses and Structures.
- (2) **Number.** No more than six (6) poultry animals shall be permitted per lot of record.
- (3) **Roosters.** Male poultry animals are not permitted to be kept and/or raised within the incorporated limits of the Town of Sharpsburg.
- (4) **Setbacks.** Coops, cages, or other enclosed structures housing chickens shall be setback a minimum of twenty-five (25) feet from any dwelling or occupied structure not including the owners dwelling. In addition, any enclosed structures housing poultry shall be setback a minimum of ten (10) feet from side and rear property boundaries. The greater of the two setbacks shall prevail. Enclosed structures housing poultry are prohibited from being located in a front yard.

C. Enclosures

- (1) Poultry shall have access to an outdoor structure and roaming area that is adequately fenced so as to contain the birds on the property. Free range poultry are prohibited.
- (2) The structure and roaming area shall provide a minimum space of two (2) square feet per bird but shall not exceed ninety-six (96) square feet.
- (3) The outdoor enclosure shall also be designed in a manner that will prevent predator access to the birds (i.e. covering the top of the enclosure, burying the fencing to prevent burrowing, etc.)
- (4) The use of scrap boards, sheet metal or similar materials is prohibited. The enclosed structure shall be properly maintained.

D. Sanitation

- (1) The enclosed structure housing the poultry as well as the outdoor enclosure shall be kept in a sanitary condition and free from offensive odors.**
- (2) Poultry must have access to clean water at all times.**
- (3) All areas used by the birds shall be cleaned on a regular basis to prevent the accumulation of waste and excess feed.**
- (4) The property owner shall take all necessary action to reduce the attraction of potential infestation of scavengers, insects, and parasites that may result in unhealthy conditions to human habitation.**
- (5) Waste provisions.**
Provisions shall be made for the storage and removal of animal waste. All stored manure shall be kept in a fully enclosed container or that limits odor and dispersal of the waste. No more than one, twenty (20) gallon container of manure shall be stored on any one property housing poultry. All other manure shall be removed.
- (6) Outdoor slaughtering of poultry is prohibited.**

E. Permits

- (1) Zoning permits. Any person engaged in the housing of domestic chickens within the incorporated boundary of the Town of Sharpsburg is required to file a zoning permit application with the Zoning Administrator.**
- (2) Application Content. An application shall be filed by the property owner (or by the applicant with a signed affidavit from the property owner) in compliance with the provisions of this Ordinance. The application shall at a minimum include:**
 - (a) The name, address, and phone number of the Applicant.**
 - (b) If the Property Owner(s) is/are different than the applicant, the name address and phone number of the Property Owner along with a signed affidavit that the Property Owner(s) is/are aware of, and agree to, the conditions of the application.**
 - (c) A proposal showing:**
 - (i) The size and general dimensions of the lot where the poultry will be housed.**
 - (ii) The number of hens the applicant seeks to keep on the property.**
 - (iii) The precise location and dimensions of the enclosed structure housing the poultry and the outdoor enclosure.**
 - (iv) Dimensions showing the distances of the enclosed structure from any dwellings or occupied structures and from property lines so that a determination that setbacks have been met.**
 - (v) Method of storage and disposal of waste.**

406 “TR” Town Residential District

A. Principle Permitted Uses and Structures:

5. Domestic Poultry (subject to the requirements of Section 521)

407 “TC” Town Commercial District

A. Principle Permitted Uses and Structures:

21. Domestic Poultry (subject to the requirements of Section 521)