

DeKalb County
PLANNING & ZONING COMMITTEE
Virtual Special Meeting

Thursday November 12, 2020 – 6:00 p.m.
Steve Faivre, Chairman

Join Meeting:

<https://us02web.zoom.us/j/87496033321>

To connect by phone: 1 (312) 626-6799
Meeting ID: 874 9603 3321

1. **CALL TO ORDER**
2. **ROLL CALL**
3. **APPROVAL OF AGENDA**
4. **PUBLIC COMMENT**
5. **OLD BUSINESS**
 - a. **ZONING TEXT AMENDMENT (DC-20-32) – James and Sarah Mueller have submitted a Text Amendment proposal to amend Section 5.09.C of the DeKalb County Zoning Ordinance to allow for the keeping of chickens on residential properties of less than two (2) acres.**
6. **ADJOURNMENT**

Article 5. Supplemental District Regulations

Current Language:

Section 5.09. Land and Buildings

Subsection D. *Farm animals*: Farm animals shall be permitted on any residential or agricultural zoning lot that is two or more acres in area, but shall be prohibited on lots of less than two acres in area from which \$1,000.00 or less of agricultural products were sold in any calendar year.

Proposed Text Amendment (with revisions):

Section S.09(D)(1). *Chickens*: The keeping of hens for non-commercial use on any residential or agricultural zoning lot that is less than two acres in area shall be permitted as provided herein.

- (i) "Hens" shall mean the female of the species Gallus Gallus Domesiticus, or other similar common chicken species commonly used for production of eggs for human consumption.
- (ii) The keeping of roosters is prohibited under this section.
- (iii) The number of hens allowed shall be no more than ten.
- (iv) Any structures housing hens shall be termed an "accessory building or structure" as defined in Appendix A, Article 2 of this code as may be amended from time to time, and shall abide by all requirements set forth in Appendix A, Article 5, Section 5.06, "Accessory Buildings and Structures", as may be amended from time to time.
- (v) *Hen Coops and Yards*. Hens shall be kept in such a way so as not to cause a nuisance as defined and enumerated in Chapter 30 of this code as may be amended from time to time and shall be kept in conformance with the following requirements:
 - (a) It is necessary to ensure the hen yard and coop do not become nuisances as defined in Chapter 30 of this code, as may be amended from time to time.
 - (d) In addition to the minimum setbacks for accessory structures, hen coops and yards must also be at least fifty (50) feet from any residence on a neighboring lot, and shall not be located in a lot's front yard.
- (vi) Licenses for the keeping of hens must be obtained and shall meet the rules of this section where applicable.
 - (a) A hen license shall not be granted unless the applicant has obtained all necessary building permits and can show proof that the hen yard and coop have been constructed in compliance with this section.
 - (b) Hen licenses shall not run with the land.
 - (c) Applications shall be submitted to the Community Development Department who shall have the authority to enforce this section with the assistance of the County's Code Officer.
 - (d) An applicant who lives in an apartment, condominium building, townhouse, or other similar attached dwelling is not eligible to receive a license.
 - (e) All hen coops and yards shall be subject to inspection at all reasonable times by officials and agents of the county.

- (t) Applicant shall pay an application fee of \$20.00.
- (g) Licenses are valid for one year and shall be renewed automatically for subsequent one-year periods upon payment of a renewal fee of \$20.00.