



Council Packet

City of Halsey
Council Work Session
City Hall
100 W. Halsey Street

Tuesday, May 28th, 2024
6:30 PM

D. NEW BUSINESS

Possible Livestock Ordinance Revisions		
Council Action:	<i>NONE</i>	May 28, 2024

Issue Statement: Council has asked for a Work session to learn review and discuss the City of Halsey Livestock Ordinance, and review ordinances from other cities.

Information will be exchanged and discussion will take place, but any resulting ordinance will be considered in a regular City Council meeting in June.

Attachments:

Staff Report

P-5

Ordinances & Permit Samples:

Halsey

P-7

Brownsville

P-13

Amity

P-19

Harrisburg

P-23

La Grande

P-29

Scotts Mills

P-37

Tangent

P-41

Coos Bay

P-49



CITY OF HALSEY

PO Box 10, 100 West Halsey St., Halsey OR 97348

PH: (541) 369-2522
FAX: (541) 369-2521
TTY: (800) 735-2900

STAFF REPORT

DATE: May 24, 2024
TO: Halsey City Council
FROM: Briana Parra, City Administrator/Recorder
SUBJECT: City of Halsey Livestock Ordinance

Background

During the Halsey City Council meeting held March 12th, 2024, Council voted by consensus to review the City of Halsey livestock ordinance for potential changes.

The City of Halsey currently has livestock ordinance that places parameters on the following:

- Type of livestock permitted in city limits.
- Number of allowable livestock permitted within city limits.
- Minimum lot size for allowance of livestock within city limits
- Distance (setbacks) of livestock enclosure from adjacent properties.
- Health, sanitation, and noise resulting from livestock on properties within city limits.

Timeline

This work session held May 28, 2024 kicks off the timeline for adoption of livestock ordinance changes. Should Council reach agreement in this session about provisions they would like to include in ordinance updates, Administrator Parra will draft an updated ordinance. The draft Ordinance will be available for 1st read at the June Council meeting. Any edits to the document can be recommended during the June meeting.

The final draft will be presented, and the Public Hearing will take place during the July council meeting. If Council reaches a majority vote in favor of the Ordinance, the Ordinance will be adopted at this time.

Discussion

Included in this packet are the current ordinance for City of Halsey, as well as livestock ordinances for 7 different cities. Selection of cities was primarily focused on cities under 5,000 population, and within the valley region of the state. The exception to this is the inclusion of Coos Bay, and La Grande, with slightly larger populations located outside of the valley region. The selection of these cities was primarily due to some differing or unique ordinance provisions, and examples of permit structure. I have highlighted sections of each ordinance that are most relevant to the work session discussion several example ordinances from other cities.

Suggestions/Guidance

Setbacks and Distance from neighboring properties

Regardless of lot size limits or allowances for livestock in town, it is important to prioritize setbacks or distance from corrals, pens, or other enclosure to neighboring properties. I anticipate this component will help to mitigate potential nuisance issues that may arise from the keeping of livestock.

Minimum Dedicated Space for Animals

Lot size is only one component of Livestock keeping. I recommend consideration of dedicated space for animals when reviewing Ordinances.

Administration and Enforcement

When considering potential restrictions or parameters around keeping livestock, keep in mind how easy or hard is it to track, measure, or enforce. For example, it may be difficult to measure things like smell whereas checking to see if a citizen is using a proper waste receptacle is easily identified. As another example, administration of annual permits is a low administrative burden, but a quarterly permit could add unnecessary work on staff at City Hall. These are important considerations when proposing ordinance updates.

Lastly – some guiding questions

Are there other restrictions or allowances you would want to see?

Are there other solutions or ideas you would like to bring?

Halsey

Chapter 10.10 LIVESTOCK AND POULTRY

Sections:

- 10.10.010 Purpose.**
- 10.10.020 Definitions.**
- 10.10.030 Animals running loose.**
- 10.10.040 Exceptions for riding, herding and leading livestock.**
- 10.10.050 Health and sanitation.**
- 10.10.060 Secondary use.**
- 10.10.070 Area requirements.**
- 10.10.080 Animal shelters.**
- 10.10.090 Poultry.**
- 10.10.100 Penalty.**
- 10.10.110 Severability.**

10.10.010 Purpose.

The purpose of this chapter is to set forth regulations as they apply to the keeping or raising of livestock or poultry within the city of Halsey. [Ord. 426 § 2, 2018; Ord. 284 § 2, 1986. Formerly § 5.15.020.]

10.10.020 Definitions.

As used in this chapter, the following words and phrases shall have the meaning ascribed:

“City” means the city of Halsey, Oregon.

“Livestock” means any domesticated animals commonly kept for use on a farm or raised for sale and profit. The term includes, but is not limited to: cows, calves, bulls, horses, mares, colts, mules, goats, kids, sheep, lambs, and swine.

“Person” means a natural person, firm, partnership, association or corporation.

“Poultry” means any domesticated birds that commonly serve as a source of food. The term includes, but is not limited to: chickens, domesticated pigeons, turkeys, ducks, and geese. [Ord. 426 § 2, 2018; Ord. 284 § 3, 1986. Formerly § 5.15.030.]

10.10.030 Animals running loose.

(1) No person owning, in possession of, or having control of any livestock or poultry shall permit the livestock or poultry to run loose in a public place, or on property of others without their permission.

(2) No person owning, in possession of, or having control of any livestock or poultry shall permit the livestock or poultry to be tethered or pastured in any manner upon a public place, or on property of others, without their permission. [Ord. 426 § 2, 2018; Ord. 284 § 4, 1986. Formerly § 5.15.040.]

10.10.040 Exceptions for riding, herding and leading livestock.

(1) No person shall ride, herd or lead livestock over the right-of-way of any major street except for the purpose of reaching an area where the livestock are permitted.

(2) The council may grant exceptions to the provisions of this section for community activities such as parades, special promotions, etc., upon application to the council in a manner prescribed by the city administrator.

(3) Nothing in this chapter shall prohibit the transportation of an animal by any reasonable means to a veterinarian for medical treatment or examination or for commercial purposes. [Ord. 426 § 2, 2018; Ord. 284 § 5, 1986. Formerly § 5.15.050.]

10.10.050 Health and sanitation.

The keeping or raising of poultry or livestock must not be conducted so as to create an unsanitary condition resulting in a nuisance as may be determined by the city council or county health department. No person keeping or raising such livestock shall create or maintain a nuisance by allowing or permitting unusual or excessive:

(1) Noise;

(2) Accumulation of manure;

(3) Presence of flies;

(4) Presence of rodents;

(5) Production of odors; or

(6) Accumulation of surface water without adequate sanitary drainage in or about any barn, stable, roofed structure for the shelter of livestock, corral, fenced area, or pasture. [Ord. 426 § 2, 2018.]

10.10.060 Secondary use.

The keeping and raising of livestock shall be secondary to the principal residential use of the property. [Ord. 426 § 2, 2018.]

10.10.070 Area requirements.

(1) Livestock shall only be kept or raised on lots of 30,000 square feet (approximately three-fourths of one acre) or more, and shall be kept within an adequately fenced area in a back or side yard. The total number of all such livestock is subject to the following land area limitations:

(a) Not to exceed one horse or three sheep, or one swine, or similar livestock for each 20,000 square feet of area devoted to livestock.

(b) Not more than four horses or 12 sheep or two swine or similar livestock shall be kept at one location. [Ord. 426 § 2, 2018; Ord. 284 § 6, 1986. Formerly § 5.15.060.]

10.10.080 Animal shelters.

(1) All barns, stables, or roofed structures for the shelter of livestock shall be located no closer than 60 feet to any existing dwelling or swimming pool on property adjacent to the property where said livestock is kept, nor closer than 25 feet from a residence on the subject property.

(2) Any corral, fenced area, or restraint for livestock, except swine, shall not be located closer than 25 feet to an existing dwelling on property adjacent to the property where said livestock are kept, nor within 30 feet of the center line of a public street.

(3) Any fenced area or roofed structure restraint for swine shall not be located closer than 100 feet to an existing dwelling or swimming pool on property adjacent to the property where said swine are kept, nor

within 100 feet of the center line of a public street. [Ord. 426 § 2, 2018.]

10.10.090 Poultry.

The keeping of poultry is permitted in the residential zoning district subject to these limitations and restrictions:

(1) The maximum number of chickens allowed on a residential lot shall be limited to one chicken hen per 1,000 square feet of lot size, up to a maximum of 15 chickens. Roosters are not permitted. Chicks under the age of four months shall not count towards the maximum numbers allowed. Other poultry are limited to: 12 pigeons and two of any other kind of poultry.

(2) Poultry must be kept confined to a single lot. No poultry shall be allowed to be within 25 feet of a dwelling on an adjoining lot. [Ord. 426 § 2, 2018.]

10.10.100 Penalty.

A violation of this chapter is punishable upon conviction by a fine not to exceed \$500.00. Each day of occurrence of such violation shall constitute a separate violation of this chapter. [Ord. 426 § 2, 2018; Ord. 284 § 10, 1986. Formerly § 5.15.090.]

10.10.110 Severability.

The sections and subsections of this chapter are severable. The invalidity of any section or subsection shall not affect the validity of the remaining sections or subsections. [Ord. 426 § 2, 2018.]

[Mobile Version](#)

Brownsville

Chapter 6.10 Offenses Relating to Animals

Sections:

6.10.010 Definitions relating to dogs.

6.10.020 Dogs as public nuisances.

6.10.030 Animal waste.

6.10.040 Dogs must be on leash.

6.10.050 Feeding nondomesticated animals.

6.10.060 Farm animals.

6.10.010 Definitions relating to dogs.

Unless the context otherwise indicates:

“Dog” shall mean a male or female dog, including a dog which has been neutered or spayed and a puppy.

“Immediate control” means on a leash or in the vicinity of, and under the complete verbal command of, the keeper.

“Keeper” shall mean any person or persons, firm, association or corporation who is responsible for or harboring a dog.

“Leash” shall mean a leash, cord, chain, rope or other such physical restraint.

“Running at large” shall mean a dog that is off the premises of the keeper of the dog and not under the immediate control of the keeper.

“Unreasonable noise” shall mean barking, whimpering or other noise that a typical person would find disturbing because of its volume, duration or frequency. [Ord. 753, 2015.]

6.10.020 Dogs as public nuisances.

No keeper shall permit a dog to be a public nuisance. A dog shall be considered a public nuisance if it:

- A. Bites, injures or causes injury to a person or other animal;
- B. Chases or threatens vehicles or persons;
- C. Damages or destroys property of persons other than the keeper of the dog;
- D. Scatters garbage;
- E. Trespasses on private property;

F. Disturbs any person by causing unreasonable noise;

G. Is found to be running at large;

H. Is rabid;

I. Defecates on public or private property other than the keeper of the dog and the excrement is not immediately removed and properly disposed of; or

J. Causes an unsanitary condition to exist on the premises of the keeper which causes odors, attracts flies or is otherwise a hazard to public health and safety, or interferes with the comfortable enjoyment of life or property by neighbors or other persons.

Except in a situation where a dog has caused injury to a person or another animal, or damage to property, a citation shall not be issued without first notifying the keeper of the violation and allowing an opportunity to correct the violation. [Ord. 753, 2015.]

6.10.030 Animal waste.

A. No person shall permit or allow to accumulate or remain in, on, or about any yard, lot, place, or premises owned or resided in by such person any dead animals, or the refuse or offensive part of any dead animals, or any animal waste or excrement; nor shall such person suffer such yard, lot, place, or premises, to be or remain in such condition as to cause or create excessive, unacceptable noise or offensive smell or atmosphere or thereby to become, cause or create a public nuisance.

B. No owner shall permit any dead animal or part thereof to remain upon a street or public place, or private property, for a period of time longer than is reasonably necessary to remove or dispose of such dead animal or part thereof. [Ord. 753, 2015.]

6.10.040 Dogs must be on leash.

It shall be unlawful for any person to take any dog within the boundaries of any municipal park or City-owned right-of-way in the City of Brownsville without it being confined by a leash, unless an off-leash area is duly posted and recognized by the City.

The Animal Officer or Sheriff's deputy may seize and impound any animal causing a public nuisance, and a violation of this section is hereby declared a public nuisance. [Ord. 753, 2015.]

6.10.050 Feeding nondomesticated animals.

A. Purpose. The purpose of this section is to protect the health and safety of residents in the City of Brownsville with respect to potential dangers and nuisances associated with nondomesticated animals by minimizing opportunities for such animals to obtain food from sources controlled or controllable by humans.

B. Definitions.

1. "Attractant" means any substance which could reasonably be expected to attract nondomesticated animals, including, but not limited to, garbage, food products, pet food, carcasses, feed, and grain.

2. "Feeding" means the leaving of food of any kind where it is accessible to nondomesticated animals.

3. "Food" means all substances consumed by humans or animals for nourishment except grass and other vegetation, growing crops, and food that is canned or stored in sealed or closable containers.

C. Prohibitions.

1. No person shall knowingly feed or in any manner provide an attractant to nondomesticated animals; provided, that domestic pets are not attractants, and feeding pets outdoors does not create an attractant if the pet eats all the food immediately, or the remaining food is removed as soon as the pet stops eating, or the pet is fed in a secure cage or other enclosure.

2. No person shall knowingly leave, store, or maintain any food or attractant in a manner, area, or location accessible to other nondomesticated animals.

D. Exceptions.

1. Food for birds or squirrels that is in a feeder located within 20 feet of a residence or property line.

2. Outdoor feeding of farm animals, provided: (a) animal food, when not being fed to animals, is stored in a building or a closed container; (b) excessive amounts of food, based on the animals' eating history, are not provided to the animals; (c) injured, old, feeble, or prey-sized animals are not left out unattended; and (d) all other reasonable efforts are made to reduce attractants to nondomesticated animals.

E. Enforcement.

1. This section shall be enforced by the police and/or animal control officers of the City of Brownsville or the City Administrator or designee.

2. A written notification may be issued by the City Administrator or designee requiring and directing the person in violation to remove the food or other attractant within two days of notification. The City may post the property using normal procedures. The City may also contact the property owner or the "person in charge of property" as found in BMC 8.30.010 and hand deliver the notice.

3. A person receiving a written notification under subsection (E)(2) of this section shall remove the food or other attractant as directed within two days of notification. If the attractant is not removed, the City shall cite the responsible party into court by any means necessary.

4. Violations of this section are punishable by a civil penalty of not more than \$50.00 for each day of violation. Each day's violation shall constitute a separate offense. [Ord. 773, 2018.]

6.10.060 Farm animals.

A. Permitted.

1. Fowl, poultry and rabbits must be properly penned and/or contained and are allowed within the City limits.
2. Minimum acreage for farm animals shall be one acre for each horse, mule, donkey, bovine, llama, alpaca or goat.
3. Sheep shall be an administrative review.
4. Bees shall be an administrative review.
5. Roosters shall be an administrative review.

B. Prohibitions.

1. Peacocks are not permitted in City limits.
2. Swine/pigs are not permitted in City limits.
3. Exotic animals are not permitted outdoors in City limits. [Ord. 775, 2018.]

Amity

§ 91.014 KEEPING OF LIVESTOCK AND/OR POULTRY WITHIN THE CITY LIMITS.

(A) **Livestock.** No person owning, possessing, or having control of livestock shall keep the animals except in a fenced area and on a lot having an area of at least 32,670 square feet (0.75 acre). Livestock are limited as follows:

<i>Livestock Category</i>	<i>Maximum Number of Livestock Allowed Per 0.75 Acre</i>	<i>Prohibited Livestock</i>
<i>Miniature Livestock.</i> Goats, sheep, and any fur-bearing or wool-producing animal bred and maintained, commercially or otherwise, within pens, cages, and hutches	2	Un-castrated males
<i>Standard Livestock.</i> Horses, mules, jackasses, burros, cattle, donkeys, and swine	1	Un-castrated males

(1) Livestock may not be bred.

(2) Products generated by livestock, such as eggs, wool, hides, or meat may not be sold from residential property.

(3) Livestock may not be slaughtered or butchered on residential property.

(4) Fencing used for the purpose of containing livestock, as required by this section, shall not be located within 20 feet from property boundary line and shall comply with the Development Code.

(B) **Poultry.** No person owning, possessing, or having control of poultry shall keep the animals except in a fenced area.

(1) No person, property owner, and/or renter, or household may keep more than six poultry of any kind.

(2) Peacocks, peahens, roosters, geese, turkeys, and any male poultry are prohibited.

(3) Fencing used for the purpose of containing poultry, as required by this section, shall not be located within ten feet from property boundary line and shall comply with the Development Code.

(C) **Nonconforming Use.** For livestock being kept on parcels of less than 32,670 square feet (0.75 acres) per animal, this section shall not preclude any person from continuing to keep or replace livestock which were lawfully being kept within the City Limits on or before the adoption date of the ordinance codified in this subchapter.

(D) **Cessation of Use.** For parcels of less than 32,670 square feet (0.75 acres), if a nonconforming use for keeping of the livestock is discontinued for a period of 90 days or more or if the property comes under different ownership, the keeping of livestock shall cease and may not be resumed.

(E) **Exemptions.**

(1) The City Council may, by resolution, grant exemptions to regulations pertaining to livestock and/or poultry as denoted in this section on a case-by-case basis.

(2) All exemptions granted before the enactment of this provision shall be allowed.

(Ord. 653, passed 4-4-2018) Penalty, see § 91.999

Harrisburg

Article II. Location Restrictions

1. 6.05.090 Livestock on residential property.

The keeping or raising of livestock is permitted in single-family residential (R-1) and multiple-family residential (R-2) zoning districts subject to the limitations and development standards of this chapter. [Ord. 881 § 2.100, 2009.]

2. 6.05.100 Secondary use.

The keeping and raising of livestock shall be secondary to the principal residential use of the property. [Ord. 881 § 2.110, 2009.]

3. 6.05.110 Area requirements.

1. Livestock shall only be kept or raised on lots of 30,000 square feet (approximately three-fourths of one acre) or more, except as indicated in subsection (2) of this section, and shall be kept within an adequately fenced area in a back or side yard. The total number of all such livestock is subject to the following land area limitations:

- a. Not to exceed one horse or three sheep, or one swine, or other similar livestock for each 20,000 square feet of area devoted to livestock.
- b. Not more than four horses or 12 sheep, or two swine, or other similar livestock shall be kept at one location.
- c. A dairy or stock farm shall only be operated on a parcel of land that is at least eight acres in area.
- d. Animals born at the location or that are born of animals at the location shall not be included in the above restrictions until the newborn animals have reached the age of:

(1) Nine months for a beef calf;

(2) Four months for lambs or goat kids;

(3) Seven months for a foal;

(4) Three months for piglets; or

(5) One month longer than the normal weaning age, as recommended by the Oregon State Extension Service, for other types of animals.

2. A person can possess a small or miniature farm animal on a lot of less than 30,000 square feet if the following criteria are met:

- a. The lot size shall be not less than one-half acre.
- b. Only one farm animal shall be allowed.
- c. In the event the animal becomes pregnant, it shall be removed from the property prior to birthing.
- d. The animal shall be at least one year old.
- e. Only an animal that will grow to a mature height of not more than 39 inches at the withers or front shoulders is allowed.
- f. Prior to bringing the animal onto the property, a permit shall be applied for at the City, a fee for which shall be established by Council resolution.

g. A permit shall be issued by the City:

(1) After a notice has been sent to adjoining property owners and renters, other than the City, informing them of a request to place a miniature or small farm animal on adjoining property and informing them they have 10 days to let the City know in writing if they have any objection or concern; and

(2) No objection is made to the City. [Ord. 881 § 2.120, 2009.]

4. 6.05.120 Animal shelters – Location.

All barns, stables, or roofed structures for the shelter of livestock shall be located no closer than 60 feet to any existing dwelling or swimming pool on property adjacent to the property where said livestock is kept, nor closer than 25 feet from a residence on the subject property. [Ord. 881 § 2.130, 2009.]

5. 6.05.130 Corrals, etc. – Location.

Any corral, fenced area, or restraint for livestock, except swine, shall not be located closer than 25 feet to an existing dwelling on property adjacent to the property where said livestock are kept, nor within 30 feet of the center line of a public street. [Ord. 881 § 2.140, 2009.]

6. 6.05.140 Swine.

Any fenced area or roofed structure restraint for swine shall not be located closer than 100 feet to an existing dwelling or swimming pool on property adjacent to the property where said swine are kept, nor within 100 feet of the center line of a public street. [Ord. 881 § 2.150, 2009.]

7. 6.05.150 Conditional uses permitted in C-1, M-1, and M-2 zones.

In commercial (C-1), limited industrial (M-1) or general industrial (M-2) zoning districts, the keeping and raising of livestock is permitted when the regulations of this chapter are complied with and when authorized in accordance with Chapter [19.25](#) HMC. [Ord. 881 § 2.200, 2009.]

8. 6.05.160 Poultry.

The keeping or raising of poultry is permitted in single-family residential (R-1) and multiple-family residential (R-2) zoning districts subject to the limitations and development standards of HMC [6.05.170](#) and [6.05.180](#). [Ord. 881 § 2.300, 2009.]

9. 6.05.170 Limitation on number.

The maximum number of poultry allowed on a residential lot shall be limited to five chicken hens, but no roosters, 12 pigeons, and two of any other kind of poultry. Chicks under the age of four months shall not count towards the maximum numbers allowed. [Ord. 881 § 2.310, 2009.]

10. 6.05.180 Poultry coops – Location.

Poultry must be kept confined to a single lot. No poultry shall be allowed to be within 25 feet of a dwelling on an adjoining lot. [Ord. 881 § 2.320, 2009.]

La Grande

ARTICLE 3.15 – LIVESTOCK USES

SECTION 3.15.001 – LIVESTOCK PERMITTED ZONES/LOT SIZE REQUIREMENTS

The purpose of this section is to regulate the keeping of domestic livestock on property within the City. This activity within a residential area is for the sole use and enjoyment of the residents of the lot on which such animals are kept and shall not be for commercial purposes. This activity is considered to be an accessory or incidental use to a permitted use, subject to the following standards.

- A. Livestock Prohibited: Swine, peacocks, Guinea hens and roosters (male chickens).
- B. **Livestock Allowed:**
 - 1. Up to a cumulative total of six (6) adult rabbits, ducks and/or chickens (no roosters) are allowed for each single-family dwelling in the R-1, R-2, R-3 and R-P Residential Zones, provided Section 3.15.002(B), (C), (D) and (E) are met. Livestock are not permitted with multi-family uses.
 - 2. All livestock uses, except those prohibited in subsection A above shall be permitted in the Hillside Development Residential (HD) and Rural Residential (RR-1) Zones, per Section 3.15.002.
- C. Livestock use kept solely for the purpose of a youth educational program, such as 4-H or FFA livestock project may be permitted in the R-1, R-2, and R-3 Residential Zones under the following conditions:
 - 1. Permission for the educational use of livestock shall be approved by the Community Development Department Director/Planner.
 - 2. The subject property shall meet the requirements of section 3.15.002 (B), (C), (D) and (E) are met.
 - 3. Evidence is provided to the Planning Division that the youth is duly enrolled in a seasonal 4-H or FFA livestock project, limited to "market animals" (lambs and/or goats), and an outline of the planned project, including animal types and numbers is also provided.
 - 4. An acknowledgement of the project and an agreement or statement of no objection to permit the same is provided from all adjoining property owners.
 - 5. The livestock use shall expire upon completion of the seasonal 4-H or FFA project; and the maximum Project period shall be limited to April through August.

SECTION 3.15.002 – LIVESTOCK REQUIREMENTS

- A. Within the Hillside Development Residential (HD) or Rural Residential (RR-1) Zones, the total number of animals allowed on a lot shall be limited to the following square footage of pasture divided by the minimum area required for each animal as listed below:

Horse, Cow, Mule or Burro.....	10,000 square feet
Goat, Sheep or Llama.....	5,000 square feet
Poultry or Rabbits.....	500 square feet

- B. Within the R-1, R-2, R-3 and R-P Residential Zones, the subject property shall contain a minimum of 10,000 square feet and which contains a detached single-family dwelling.
- C. Enclosure: Adequate pens, fences and corrals shall be designed and constructed to confine animals to the owner's property.
- D. Setbacks: Barns, corrals, pens, sheds, and other structures sheltering animals shall be located a minimum of twenty feet (20') from the door or window of any dwelling or occupied structure other than the owner's dwelling and in conformance with Article 5.3 – Building Setbacks and Yards. No structures shall be allowed in the front yard.
- E. Sanitation: Proper sanitation shall be maintained at all times and shall include:
 - 1. Not allowing animal waste matter to accumulate;
 - 2. Taking necessary steps to ensure that odors from animals are not detectable beyond property lines;
 - 3. Storing all animal feed in metal or other rodent-proof container.

SECTION 3.15.003 - BEEKEEPING

The purpose of this section is to regulate the keeping of common domestic bees on property within the City. This activity is considered to be an accessory or incidental use to a permitted use, subject to the following standards.

- A. Beekeeping shall be permitted in the Hillside Development Residential (HD), Rural Residential (RR-1), and Low Density Residential (R-1) Zones, and by Conditional Use Permit in the Medium Density Residential (R-2) Zone.
- B. Minimum Lot Size: The subject property shall contain a minimum of 10,000 square feet.
- C. Quantity: A maximum of two (2) colonies per lot shall be permitted.
- D. Hives: Bee colonies shall be kept in hives with removable frames with adequate space and management techniques to prevent overcrowding and minimize swarming.
- E. Location: Hives shall be located in the rear yard and shall comply with the setbacks applicable to accessory structures.
- F. Hive Orientation: Hives shall be placed so the opening is oriented away from the nearest neighboring residence or the outdoor living area on a neighboring property (e.g. patio, deck, gazebo, other).
- G. Flyway Barrier: Where a hive is located less than twenty-five feet (25') from a property line and the hive is facing said property line, a flyway barrier of at least a six foot (6') tall solid fence shall be installed parallel to the property line for a minimum of ten feet (10') in either direction from the hive, such that the bees will fly over the barrier and minimize adverse impacts to neighboring residences or outdoor living areas.

- H. Bee Warning Signs: Caution signs shall be installed around the perimeter of the property in locations visible to the public, which warn the public of the presence of beehives.
- I. Water: A convenient and clean source of water shall be made available to the bees at all times during the year so that the bees are not encouraged to visit water sources on neighboring properties (e.g. pools, hose bibs, pet water bowls, or other water sources).
- J. Swarm Control: If the beekeeper serves the community by removing a swarm or swarms of honey bees from locations where they are not desired, the beekeeper shall be permitted to temporarily house the swarm on the property for no more than thirty (30) days from the date acquired, except as allowed under subsection B above.
- K. Bees Prohibited: Africanized bees are prohibited. Also, in any instance where a colony exhibits aggressive behavior, the beekeeper must ensure that the colony is re-queened. Aggressive behavior is any instance in which unusual aggressive characteristics such as attacking and stinging without provocation occurs. For colonies where aggressive behavior cannot be corrected by re-queening, the colony shall be immediately eliminated or relocated outside the City and UGB.

SECTION 3.15.004 – LIVESTOCK/BEEKEEPING PERMIT

- A. A permit shall be required for the keeping of livestock within the R-1, R-2, R-3 and RP Residential Zones and for beekeeping in all Residential Zones where permitted. An application for a permit shall be initiated by the livestock owner and/or beekeeper on forms provided by the Community Development Director/Planner and shall include the following submittal information:
 - 1. A plot plan of the property, showing the size (square footage) and property dimensions.
 - 2. A proposal containing the number and type of livestock and/or beehives the applicant seeks to keep on the property, and a description of any enclosure for the livestock and/or beehives including precise dimensions and location in relation to property lines and adjacent properties.
 - 3. Any other information deemed necessary by the Community Development Director/Planner to demonstrate compliance with this Article.
- B. The Livestock/Beekeeping Permit is not transferrable and is assigned exclusively to the livestock owner and/or beekeeper that is identified in the application and the use is subject to all terms and conditions of the initial permit. The Livestock/Beekeeping Permit shall not grant any permanent land use rights that may later be interpreted or construed as being a legal nonconforming use or grandfather right attached to the property.
- C. If the city receives no complaints regarding the permit holder's keeping of livestock and or bees, the permit will be presumptively be renewed annually and the applicant may continue to keep the livestock and or bees under the terms and conditions of the initial permit.

SECTION 3.15.004 – ENFORCEMENT OF LIVESTOCK AND BEEKEEPING PROVISIONS

- A. Upon complaint of a possible violation of this Article or the provisions of any other applicable ordinance or law, City Staff will investigate to determine if a violation exists; and when appropriate, will provide the property owner with written notice of the violation that requires corrective action.
- B. Removal of livestock or bee colonies: Livestock or bee colonies can be required to be removed from the property under the following conditions:

1. In the event that the livestock owner or beekeeper is absent from the property for longer than thirty (30) days and the livestock or bee colony is not being provided with care;
 2. When there is a risk to public health or safety, as determined by the Community Development Director/City Planner;
 3. Upon the determination of a third violation of this Article.
- C. Livestock or bee colonies will not be allowed for two (2) years to those permit holders required to remove their livestock and/or bee colonies under Subsection B(1), B(2) or B(3) above.

APPLICATION FOR LAND USE REVIEW

COMMUNITY AND ECONOMIC
DEVELOPMENT DEPARTMENT
Planning Division
1000 Adams Avenue, P.O. Box 670
La Grande, OR 97850
(541) 962-1307
Fax (541) 963-3333



LAND USE APPLICATIONS

- | | | |
|-------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------|-----------------------------------------------------|
| <input type="checkbox"/> Annexation Petition | <input type="checkbox"/> Land Development Code Amendment | <input type="checkbox"/> Site Plan Review |
| <input type="checkbox"/> Appeal of Planning Division Decision | <input type="checkbox"/> Land Use Approval Time Extension | <input type="checkbox"/> Segregation of Tax Lot |
| <input type="checkbox"/> Appeal of Planning Commission Decision | <input type="checkbox"/> Livestock Permit | <input type="checkbox"/> Sign Permit |
| <input type="checkbox"/> Appeal of Landmarks Commission Decision | <input type="checkbox"/> Lot Line Adjustment | <input type="checkbox"/> Subdivision |
| <input type="checkbox"/> Comprehensive Plan Document or Map Amendment | <input type="checkbox"/> Major Land Partition | <input type="checkbox"/> Temporary Use Permit |
| <input type="checkbox"/> Conditional Use Permit | <input type="checkbox"/> Minor Land Partition | <input type="checkbox"/> Variance – Administrative |
| <input type="checkbox"/> Duplex Division | <input type="checkbox"/> Planned Unit Development | <input type="checkbox"/> Variance – Commission |
| <input type="checkbox"/> Fence Height Waiver | <input type="checkbox"/> Preliminary Land Use Review | <input type="checkbox"/> Wetland Development Permit |
| <input type="checkbox"/> Floodplain Development Permit <i>(Separate Applic. Required)</i> | <input type="checkbox"/> Public Right-of-Way Encroachment | <input type="checkbox"/> Zoning Approval |
| <input type="checkbox"/> Geologic Hazard Site Plan | <input type="checkbox"/> Public Right-of-Way Dedication | <input type="checkbox"/> Zone Change Designation |
| <input type="checkbox"/> Historical Landmarks Review | <input type="checkbox"/> Public ROW Vacation <i>(Separate Applic. Required)</i> | <input type="checkbox"/> |
| <input type="checkbox"/> Home Occupation Permit | | |
| <input type="checkbox"/> | | |

OWNER/APPLICANT INFORMATION

Applicant/Agent: _____	Land Owner: _____
Mailing Address: _____	Mailing Address: _____
City/State/Zip: _____	City/State/Zip: _____
Telephone: _____	Telephone: _____
Fax: _____	Fax: _____
Email: _____	Email: _____

PROJECT INFORMATION

Site Address: _____	Description: _____
Legal Desc.: T____S, R____E, Section _____, Tax Lot _____	_____
Project Value: _____ <i>(Based on contractors bid estimate.)</i>	_____

APPLICANT/OWNER CERTIFICATION

The applicant/owner understands and agrees that:

- The applicant/owner assumes all legal and financial responsibilities for establishing and clearing marking the location of all necessary property lines as determined necessary by the City for the proposed development;
- Building setbacks shall be measured from an established property line, not from the street, curb, sidewalk, or other improvement that is not based on a recorded survey;
- Any approvals associated with this request may be revoked if found in conflict with information represented in this application;
- The approval of this request does not grant any right or privilege to erect any structure or use any premises described for any purposes or in any manner prohibited by City of La Grande ordinances, codes or regulations;
- The applicant hereby authorizes City officials of the City of La Grande to enter the property and inspect activity in conjunction with the proposed development project.
- **ASBESTOS:** If the project includes demolition, Oregon law may require an asbestos inspection by an accredited inspector. The applicant/owner hereby understands and agrees to have an asbestos inspection performed, if required by law, and to have a copy of the inspection report available on-site for the duration of the project.

Applicant Signature: _____ Owner Signature: _____

APPLICATION FOR LAND USE REVIEW

PAGE 2

COMMUNITY AND ECONOMIC DEVELOPMENT DEPARTMENT

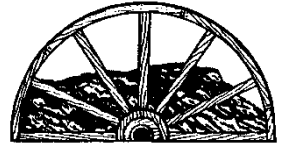
Planning Division

1000 Adams Avenue, P.O. Box 670

La Grande, OR 97850

(541) 962-1307

Fax (541) 963-3333



CITY of LA GRANDE
THE HUB OF NORTHEASTERN OREGON

STAFF USE ONLY FOR ZONING APPROVAL

Project Elements:

- ☐ Demolition ☐ New Structure
☐ Addition to Structure ☐ Alterations/Repairs

Demolition Defined: "Any wrecking that that involves the removal of any load-supporting structural member or intentional burning."

Dwelling Standards: 1 2 3 4 5 6 7 8 9 10 11 12 N/A

Required for MH/SF/Duplex & Apartments [Section 3.2.003]

Access. Bldg. Standards Met: ☐ Yes ☐ No ☐ N/A [Article 5.9]

☐ Setbacks Met: ☐ Yes ☐ No [Article 5.3]

Front: _____ Left: _____ Right: _____ Rear: _____

Livestock setbacks: _____

Floodplain: ☐ Yes ☐ No Zone: _____ BFE: _____

If yes, an Elevation Certificate may be required

If yes, a Floodplain Development Permit may be required. [Article 3.12]

Geologic Hazard Zone: ☐ Yes ☐ No

If yes, a Geologic Hazard Waiver is required. [Article 3.4]

Riparian Zone/Wetlands: ☐ Yes ☐ No

If yes, a wetland delineation and DSL Permit may be required. [Articles 3.9 and 3.19]

Fire Protect. Agrmt. Req.: ☐ Yes ☐ No [Article 3.2]

Parks & Recreation SDC: ☐ Yes ☐ No [Article 7.1]

ROW Improvement Req.: ☐ Yes ☐ No [Article 6.3]

LID Agreement Req.: ☐ Yes ☐ No [Article 6.3]

Zone: _____

Date Approved: _____

Date Submitted: _____

File Number: _____

Application Fee: _____

Receipt Number: _____

COMMENTS:

Land Use Application Fee Schedule

Annexation Petition	\$1000	Minor Land Partition	\$250 + \$5/lot
Appeal of Planning Division Decision	\$75	Planned Unit Development	\$500 + \$5/lot + Actual Costs for Advertising and Public Notice
Appeal of Planning Commission/Landmarks Commission Decision	\$150	Public Right-of-Way Encroachment	\$50 + Document Recording Fees
Comprehensive Plan Designation Change	\$300 + Actual Costs for Advertising and Public Notice	Public Right-of-Way Dedication	\$0
Comprehensive Plan Document Amendment	Actual Costs	Public Right-of-Way Vacation	Actual Costs
Conditional Use Permit	\$375	Preliminary Land Use Review (Pre-Application Meeting)	\$0
Duplex Division	\$250 + \$5/lot	Segregation of Tax Lot	\$25
Fence Height Waiver	\$25	Sign Permit	\$75
Floodplain Development Permit	\$75	Site Plan Review – New/Expansion	\$75 (Projects \$0-\$50k) \$150 (Projects \$50k-\$100k) (+ \$0.50/\$1000 over \$100k)
Geologic Hazard Site Plans	\$75	Subdivision	\$500 + \$5/lot + Actual Costs for Advertising and Public Notice
Historical Landmarks Review	\$75	Temporary Use Permit	\$125
Home Occupation Permit	\$75	Variance Permit (Administrative)	\$175
Land Development Code Amendment	Actual Cost	Variance Permit (Planning Commission)	\$450
Land Use Approval Time Extension	\$25	Wetland Plan Review	\$75
Lot Line Adjustment	\$150	Zone Change/LDC Amendment	\$300 + Actual Costs for Advertising and Public Notice
Livestock Permit	\$25	Zoning Approval	\$25.00
Major Land Partition	\$500 + \$5/lot		

*Applications based on actual costs require a deposit to cover the estimated fees. If there is a shortage of funds discovered during the review process, an additional deposit may be required to be paid. Any surplus or deficit of fees paid will be refunded or billed to the applicant.

*Application fee for multiple planning actions is equal to the greatest single fee, not the sum of all fees.

*Application fee may be increased to include third party engineering and/or consulting fees when required.

S:\Community Development\PLANNING\FORMS\APPLICATIONS\Version 2021\Land Use Application.docx

Scotts Mills

ANIMAL/LIVESTOCK CONTROL ORDINANCE

An ordinance regulating the raising of a farm animal or animals or livestock within the city limits of Scotts Mills, Marion County, Oregon.

NOW THEREFORE, THE PEOPLE OF THE CITY OF SCOTTS MISS DO ORDAIN AS FOLLOWS:

The raising of a farm animal or animals or livestock such as chickens, sheep, cows, horses, pigs or goats on property located within the city limits of Scotts Mills shall conform to the following regulations:

1. These animals must be confined and not allowed to wander onto public roads or streets or to trespass on neighboring property.
2. The animal confinement must be no closer than 50 feet from any residence or place of business other than that of the owner of the animals.

The animal confinement must be no closer than 100 feet of any water supply.

3. Adequate food, shelter and water must be provided at all times. Permit for shelters must be obtained from the City Recorder and approved by the City Council.
4. Confined area for animals shall be as follows:
 - (a) Minimum of 10,000 square feet of confinement area for each horse, mule, cow or steer.
 - (b) Minimum of 5,000 square feet of confinement area for each sheep, goat or pig.
 - (c) Minimum of 500 square feet of confinement area for each rabbit or domestic fowl unless raised in batteries, up to a maximum of 25.
 - (d) The number of young, under 6 months of age, shall not exceed three times the number of adult animals permitted.
 - (e) The confined area shall not be overlapping. (Example: A horse and a domestic fowl would require a total of 10,500 square feet in the same confined area.)
5. No poultry or swine allowed in the commercial area of the City of Scotts Mills.
6. Only sufficient swine for your own consumption allowed to be raised within the city limits of Scotts Mills.
7. Removal of animal waste must be undertaken periodically as will keep the odor from becoming unreasonable. More than three complaints by the neighbors or residents of Scotts Mills shall be considered unreasonable and cause to issue a warning.
8. Violators of these rules shall receive a warning letter signed by the Mayor and the letter shall give the reason for the warning and give the violator 30 days to comply. If the warning letter is ignored, a second letter over the Mayor's signature shall be sent stating the amount of the fine and stating in 15 days a complaint will be filed with the Marion County Sheriff's Department or Scotts Mills Municipal Court.

Tangent

Chapter 7.30

7.30 Keeping Livestock

Sections:

7.30.010	Purpose and Applicability
7.30.020	Owner Responsibilities
7.30.030	Backyard Livestock
7.30.040	Large Livestock
7.30.050	Livestock Facility Standards
7.30.060	Violation and Penalty
7.30.070	Severability
7.30.080	Secondary Use

7.30.010 Purpose and Applicability

(1) The purpose of this chapter is to prevent or curtail nuisance impacts of maintaining livestock in urban areas on urban sized lots by limiting the kinds and numbers of animals to a level appropriate for an urban area such as Tangent. The most stringent limitations apply in the most urban zones with the smallest lot sizes.

(2) Ownership and maintenance of livestock is a Farm Use. Livestock as defined in this chapter, are allowed on every property in the City of Tangent located within the Urban Growth Boundary as prescribed in this chapter, so long as Farm Uses are allowed in the zone corresponding to the property. If Farm Uses are not listed as an allowed use in a property's zone, all livestock regulated in this chapter are prohibited on that property. The livestock number restrictions in Sections 7.30.030 and 040 apply only within the City's Urban Growth Boundary (UGB) and do not apply to portions of the City outside of the UGB. All other sections of this Chapter (Sections 7.30.010, 020, 050 and 060) apply to all areas of the City, including those outside of Tangent's Urban Growth Boundary. (Ord. 2023-01)

7.30.020 Owner Responsibilities

The owner(s) of property where livestock are kept and the users/operators of those properties (collectively "livestock keepers") are jointly and severally responsible for compliance with the requirements of this chapter and are liable for any violations of it.

(1) Requirements and best practice recommendations. All livestock keepers must meet the provisions of this chapter and comply fully with the nuisance prohibitions and requirements set forth in Title 7 and all applicable land use requirements in Title 4.

(B) Nuisance complaints. The keeping of livestock shall not create a nuisance or disturb neighboring residents due to noise, odor, contaminated runoff, trespassing animals, damage or threats to public health. Livestock keepers are required to respond immediately to eliminate or remediate nuisance complaints, including but not limited to: waste removal and general clean-up, capture of escaped animals, noise, and upkeep of the livestock facility, feeding or watering practices that could attract rats.

(C) Contagious diseases. A livestock keeper shall contact a licensed veterinarian to examine any animal believed to have a disease contagious to animals (e.g., bird flu, mange, eczema) or humans (e.g., ringworm, hepatitis, rabies). The animal in question shall be confined in a secure enclosure until it is declared free of the disease by a licensed veterinarian.

(D) Keep livestock on the property. Livestock keepers are responsible for keeping all of their animals on their property and shall not allow them to trespass onto the public right-of-way, other public property or private property.

7.30.030 Backyard Livestock

(1) Chickens and other domestic fowl.

(A) A maximum total of 6 domestic fowl may be kept on any lot where Farm Uses are allowed. This includes chickens, ducks, pigeons and/or other similarly sized domestic fowl but no roosters, guinea fowl or pea fowl. A maximum total of 12 domestic fowl may be kept on any lot that is 20,000 square feet in size or larger where Farm Uses are allowed, but no roosters. In addition to these numbers, up to 4 small domestic fowl under 12 weeks of age are allowed.

(2) A maximum of 6 geese, turkeys, peacocks, emus and/or other larger domestic fowl that have a tendency to be loud and/or aggressive, may be kept on lots 20,000 square feet or greater where Farm Uses are allowed, or that have an approved conditional use.

(3) It is unlawful to have or keep roosters anywhere in the City except for agricultural purposes on lots zoned for Exclusive Farm Use (EFU).

(4) Rabbits. A maximum of 4 rabbits may be kept on any lot where Farm Uses are allowed. Up to 12 rabbits may be kept on lots 20,000 square feet and greater where Farm Uses are allowed. These numbers do not include rabbits under 12 weeks of age that are the offspring of a resident female rabbit.

(5) Miniature goats and miniature sheep. Miniature goats and miniature sheep are varieties that do not exceed 100 pounds adult weight. Goats and sheep larger than 100 pounds adult weight are subject to the limitations in Section 7.30.040.

(A) A maximum of 3 miniature goats and/or miniature sheep may be kept on any lot where Farm Uses are allowed. Up to 5 miniature goats and/or miniature sheep may be kept on lots 20,000 square feet and greater where Farm Uses are allowed. Nursing offspring that exceed the number allowed may be kept until weaned, but no longer than 12 weeks from birth.

(B) Upon request from the City Manager, animal keepers must produce documentation that their animal is a recognized miniature breed and weights no more than 100 lbs.

(6) Miniature pigs. Miniature pigs are commonly referred to as Miniature Vietnamese, Chinese or Asian Potbelly pigs (*sus scrofa vittatus*) and grow to an adult weight no greater than 150 pounds and a maximum height of 22 inches at the shoulder.

(A) Up to 2 miniature pigs may be kept on any lot where Farm Uses are allowed.

(B) Upon request from the City Manager, animal keepers must produce documentation that their animal is a recognized miniature breed and weights no more than 150 lbs.

(C) With the exception of Subsection 7.30.030(D)(1), it is unlawful to have or keep any live pigs or swine for a period longer than 3 days.

7.30.040 Larger Livestock

Large Livestock (full-sized horses, cows, llamas) and smaller livestock (goats, sheep, ponies and miniature horses) are allowed only on lots where Farm Uses are allowed.

A. A maximum of 2 smaller sized livestock are allowed on lots 20,000 square feet or greater where Farm Uses are allowed. One additional animal is allowed for each 10,000 square feet above 20,000 square feet.

B. A maximum 5 full-sized large livestock animals are allowed on lots 2 acres or greater that allow farm uses.

7.30.050 Livestock Facility Standards

(1) Required area dedicated to livestock.

(A) Chickens and other domestic fowl. Each fowl over 12 weeks of age must be provided a minimum of 10 square feet of usable shelter or pen area.

(B) Rabbits. Each animal over the age of 12 weeks must be provided a minimum of 4 square feet of usable shelter or pen area. A doe and her litter must be provided at least 7.5 square feet of shelter or pen area.

- (C) Miniature goats, sheep and pigs. Each of these animals, other than their young under the age of 12 weeks, must be provided a minimum of 200 square feet of usable shelter or pen area.
 - (D) Miniature horses and standard size goats and sheep. Each of these animals, other than their young under the age of 6 months, must be provided a minimum of 10,000 square feet of usable shelter or pen area.
 - (E) Cows, horses and similar large livestock. Each of these animals, other than their young under the age of 6 months, must be provided a minimum of 25,000 square feet of usable shelter or pen area.
- (2) **General standards.** The following standards must be met to ensure the livestock facility is in good repair, capable of being maintained in a clean and sanitary condition, free of vermin, disease, and obnoxious smells.
- (A) The health or well-being of the animal must not in any way be endangered by the manner of keeping or confinement;
 - (B) The livestock facility must be adequately lighted and ventilated;
 - (C) A replaceable ground cover, appropriate to the type of animal being kept, must be used to reduce smells and flies; and
 - (D) All food and any materials that attract vectors must be stored in vector-proof containers.
- (3) **Secure enclosure.**
- (A) Livestock facilities must be designed and maintained to confine the livestock. Under the livestock keeper's supervision livestock may be allowed outside of the livestock facility but must stay on the property it is being kept. Livestock may never be allowed to roam at large.
 - (B) On lots with more than one residential unit, livestock must be confined to the livestock facility at all times.
 - (C) Adequate safeguards must be made to prevent unauthorized access to the animals by general members of the public.
- (4) **Health and Sanitation.** The keeping or raising of livestock must not create an unsanitary condition resulting in a nuisance as may be determined by the City Council or County Health Department. No livestock keeper shall create or maintain a nuisance by allowing or permitting unusual or excessive:
- (A) Noise in violation of TMC 7.20.050(2)
 - (B) Accumulation of manure
 - (C) Presence of flies

- (D) Presence of rats or other rodents
- (E) Production of odors that can be smelled from any near-by property
- (F) Accumulation or release off-site of surface water without adequate sanitary drainage in or about any barn, stable, roofed structure, corral, or fenced area.
- (5) **Setbacks.**
 - (A) Structures in a livestock facility must be located no less than 3 feet from side and rear property lines and at least 10 feet from the front property line. Setbacks shall be greater if so required by the underlying zone.
 - (B) On lots with more than one residential unit, livestock areas must be located at least 15 feet from the walls of all residential units and any outdoor spaces used for activities such as, but not limited to, seating, playgrounds and recreational fields.
- (6) Other development standards. All development and construction associated with a livestock facility shall comply with all applicable building and development code requirements and shall be consistent with any applicable development permit of land use approval.

7.30.060 Violation and Penalty

Violation of any provision of this chapter shall constitute a nuisance to be prosecuted as a civil infraction under TMC Chapter 2.15 (Civil Enforcement) and shall be punishable upon conviction by a fine of not more than \$500. Each day that any such violation exists shall constitute a separate violation of this chapter and susceptible of a separate citation and fine.

7.30.070 Severability

The sections and subsections of this chapter are hereby declared severable. The invalidity of any one section or subsection shall not affect the validity of the remaining sections or subsections.

7.30.080 Secondary use

The keeping and raising of poultry shall be secondary to the principal residential use of the property.

7.30.090 Housing Poultry

Poultry shall be kept in a fenced enclosure at all times. Poultry shall be shut into the chicken house at night (from sunset to sunrise). During daylight hours, adult poultry shall have access to their chicken house and outdoor enclosure adequately fenced to

contain the poultry and prevent access to the poultry by dogs or other predators. Poultry shall be provided with house (also known as a Coop) that:

- (1) Is thoroughly ventilated
- (2) Does not allowing mice or other rodents to live underneath or within any part of the structure
- (3) Is sufficient in size to admit free movement of the poultry
 - (A) At least 3 square feet per chicken inside the structure
 - (B) At least 10 square feet per chicken within the enclosed chicken area outside the structure.
- (4) Is designed to be easily accessed, cleaned, and maintained by the owners.

Coos Bay

Chapter 6.05

ANIMAL CONTROL

Sections:

6.05.010 Short title.

6.05.020 Definitions.

6.05.030 Animal control.

6.05.040 Licensing.

6.05.050 Animals for which a special permit must be obtained.

6.05.055 Animals for which no special permit is required.

6.05.060 Exemptions.

6.05.070 Impoundment.

6.05.080 Penalties.

6.05.010 Short title.

This chapter shall be referred to as the animal control ordinance of Coos Bay. [Ord. 42 § 1, 1985].

6.05.020 Definitions.

For purposes of this chapter, the following mean:

“Animal” means any mammal, reptile, amphibian, insect or bird.

“Animal at large” means any animal, excluding cats, off the premises of its owner and not under complete physical control of its owner or other person.

“Director” means the public works-community development director or his/her designee.

“Owner” means any person having a property right in the animal or who harbors the animal or who has it in his care, custody, or control or knowingly permits the animal to remain on or about his premises.

“Poultry” means domestic fowl raised for meat or eggs or kept as pets, such as chickens, turkeys, ducks, geese, or other fowl or birds of comparable size.

“Vicious animal” means any animal which has the capacity to inflict serious harm on a person and has previously attacked or bitten any person without provocation or which behaves in such a manner that the owner knows or should reasonably know that the animal has a predisposition to attack or bite persons without provocation. [Ord. 527 § 4, 2020; Ord. 42 § 2, 1985].

6.05.030 Animal control.

It is unlawful for any owner to:

- (1) Permit or allow an animal to run or be at large.
- (2) Permit an animal to trespass upon property of another.
- (3) Keep a vicious animal.
- (4) Permit any animal to cause annoyance, alarm or noise disturbance at any time of the day or night, by repeated barking, whining, screeching, howling, braying, or other like sounds which may be heard beyond the boundary of the owner’s property.
- (5) Leave an animal unattended for more than 24 consecutive hours without adequate care.
- (6) Deprive an animal of proper facilities or care, including but not limited to food, potable water, shade or shelter.
- (7) Physically mistreat any animal either by deliberate abuse or failure to furnish adequate care, including medical attention.
- (8) Allow any stable or place where any animal is or may be kept to become unclean or odiferous.
- (9) Confine an animal within or on a motor vehicle at any location under such conditions as may endanger the health or well-being of the animal.
- (10) Allow an animal to deposit its solid wastes in any public area not designed to receive those wastes, including but not limited to streets, sidewalks, parking strips, and parks, unless such wastes are removed immediately. This section shall not apply to a blind person while walking his guide dog.
- (11) Allow the carcass of an animal to remain on public property or exposed on private property for a period of time longer than is reasonable and necessary to remove and properly dispose of such carcass.

(12) Lead, ride, tie, or fasten any animal described in CBMC [6.05.050](#) in such a manner as to permit it to remain on or go along any sidewalk, driveway or pedestrian pathway. [Ord. 107, 1987; Ord. 42 § 3, 1985].

6.05.040 Licensing.

All dogs kept within the city of Coos Bay shall be licensed according to the laws of the state of Oregon and/or Coos County. [Ord. 42 § 4, 1985].

6.05.050 Animals for which a special permit must be obtained.

(1) Unless otherwise authorized by CBMC [6.05.055](#), no horse, mule, donkey, pony, cow, standard size pig, goat, sheep, llama, five or more poultry, five or more rabbits, or any other animal raised for fur-bearing, food or riding purposes shall be kept within the city limits unless a special written permit therefor is issued by the city after inspection of the premises and a finding of fact that no nuisance will be created thereby. Similar animals may be authorized by the director.

(2) The following animals may not be kept within the city limits unless a special written permit therefor is issued by the city after an inspection of the premises and a finding of fact that no nuisance will be created thereby:

(a) Any cat other than the *Felis catus*.

(b) Any nonhuman primate.

(c) Any wolf, coyote or other canine not of the species *Canis familiaris*.

(d) Any poisonous reptile or any reptile whose average adult length is greater than two feet.

(e) Any bat.

(f) Any bear.

(g) Any bees kept in a collection of hives or colonies.

(h) Any mammal, reptile or amphibian not native to North America.

(3) Fees for such special permits shall be set by resolution of the city council.

(4) A permit shall be for the term of one year, and no renewal shall be issued without a reinspection. The number of such animals allowed under such special permit may be specified. A violation of any of the provisions of CBMC [6.05.030](#) or this section shall be grounds for revocation of such permit.

(5) Every stable or other building wherein any animal listed in subsection (1) of this section is kept shall be constructed of such material and in such manner that it can be kept clean and sanitary at all times.

(6) Every such stable or other building occupied by authority of a special permit for animals listed in subsection (1) of this section, located within 200 feet of any apartment, house, motel, hotel, restaurant, boardinghouse, retail food store, building used for school, religious or medical purposes, or residence other than that occupied by the owner or occupant of the premises upon which said creatures are kept, shall be provided with a water-tight and fly-tight receptacle for manure, of such dimension as to contain all accumulations of manure, which receptacle shall be emptied sufficiently often and in such manner as to prevent its becoming a nuisance. Said receptacle shall be kept securely covered at all times except when open during the deposit or removal of manure or refuse. No manure shall be allowed to accumulate except in such receptacle. If such measures are necessary in order to avoid a nuisance, any such building shall be screened tightly against flies; serviced with running water; serviced with adequate sewers; be floored in such a manner as to be impervious to water; and such other measures be taken as may be necessary to ensure proper protection to public health and safety, as conditions precedent to the issuance of any such special permit.

(7) Every animal permitted under subsection (2) of this section shall be at all times kept or maintained in a safe manner or confined securely so that keeping the animal will not constitute a danger to human life or property. [Ord. 527 § 4, 2020; Ord. 47 § 1, 1985; Ord. 42 § 7, 1985].

6.05.055 Animals for which no special permit is required.

The following animals may be kept within the city limits without a special written permit issued by the city:

(1) Two miniature pigs.

(2) Four chickens.

(3) Two turkeys.

(4) Four rabbits.

(5) Other and/or additional animals that will not create a nuisance as determined by the director. [Ord. 527 § 4, 2020].

6.05.060 Exemptions.

(1) Notwithstanding any restrictions or prohibitions of this chapter, animals of any kind and any number may be kept for exhibition of amusement purposes, temporarily, by a circus, carnival, or other exhibition licensed in accordance with the applicable city ordinance. All rules as to sanitation and humane treatment contained in this chapter shall govern the keeping of the animals and maintenance of the premises or buildings where such animals are kept.

(2) Notwithstanding any restrictions or prohibitions of this chapter, animals of any kind and in any number may be kept by a school, museum or zoo for educational purposes. All rules as to sanitation and humane treatment contained in this chapter shall govern the keeping of the animals and maintenance of the premises or buildings where such animals are kept.

(3) Police service dogs, while in the exercise of their law enforcement duties, are exempt from any restrictions or prohibitions of this chapter. [Ord. 42 § 8, 1985].

6.05.070 Impoundment.

Any animal which is the subject of a violation of this chapter may be impounded by any city employee, law enforcement officer or county dog control officer. The procedures established by the county dog control board shall control the release or disposal of animals so impounded. [Ord. 42 § 11, 1985].

6.05.080 Penalties.

(1) Any person convicted of violating any of the provisions of this chapter shall be fined in an amount not to exceed \$500.00.

(2) Each day on which the violation continues shall be a separate offense.

(3) The abatement of the nuisance by impoundment or otherwise shall be in addition to the penalty imposed hereunder. [Ord. 42 § 12, 1985].

The Coos Bay Municipal Code is current through Ordinance 574, passed March 5, 2024.

Disclaimer: The city recorder's office has the official version of the Coos Bay Municipal Code. Users should contact the city recorder's office for ordinances passed subsequent to the ordinance cited above.

City Website: <https://www.coosbayor.gov/>

City Telephone: (541) 269-8912

[Code Publishing Company](#)

CITY OF COOS BAY

Public Works & Community Development Department

500 Central Avenue, Coos Bay, Oregon 97420

Phone 541-269-8918 Fax 541-269-8916

Date _____

ANIMAL CONTROL PERMIT**APPLICANT shall provide the following information:** (Please Print)

1. _____
Property Address Lot/Parcel # Lot Size

2. _____
Applicant Mailing Address Phone Email

☐ Check if Applicant is Property Owner. Renters must provide written permission from property owner or property management that allows the animal(s).

3. _____
Property Owner (if different) Address Phone Email

4. Type of Application: ☐ New ☐ Renewal ☐ Update

5. Number and Type of Animal(s):

_____ Horse/Pony	_____ Animal raised for fur
_____ Mule	_____ Animal raised for food
_____ Donkey	_____ Animal raised for riding
_____ Cow	_____ Cat (other than Felis catus)
_____ Pig – standard size	_____ Wolf or coyote (other than Canis familiaris)
_____ Pig – miniature size*	_____ Poisonous reptile
_____ Goat	_____ Reptile with average adult length greater than 2 ft.
_____ Sheep	_____ Bee hives
_____ Llama	_____ Bat
_____ Poultry – chicken* **	_____ Bear
_____ Poultry – duck	_____ Non-human primate
_____ Poultry – turkey*	_____ Mammal not native to North America
_____ Poultry – other	_____ Reptile not native to North America
_____ Rabbit*	_____ Amphibian not native to North America

* The following animals may be kept without an Animal Control Permit: two miniature pigs, four chickens, two turkeys, and four rabbits.

** Roosters are prohibited.

6. Description of animal(s). Please include quantity, species, breed/type, gender, and size.

7. Description of housing and enclosures, including size and location. Attach a map showing all structures on site.

8. Description of current uses of adjacent properties, with distances to where animals will be kept as compared to structures, fences, etc., including distances from buildings on adjacent properties.

9. Description of method for handling solid waste and manure, including type of storage and frequency of waste disposal. *(Manure should be kept in a water-tight and fly-tight receptacle, emptied sufficiently often and in such manner as to prevent its becoming a nuisance. No manure shall be allowed to accumulate except in such receptacle. CBMC 6.05.050(6).)*

Permits are valid for one year from issue date. Applicant is required to report any changes to any items shown on this form within 10 days of date of change or the Animal Control Permit may be revoked as per CBMC 6.05.050(4).

Animals cannot disturb neighbors by noise, odor, or other means. Animals must have food, potable water, shade or shelter. A violation of any of the provisions of CBMC 6.05 shall be grounds for revocation of such permit. Any animal which is the subject of a violation of this chapter may be impounded by any city employee, law enforcement officer or county dog control officer.

I hereby certify that I have read and examined this application and know the same to be true and correct.

SIGNATURE of APPLICANT

DATE

PRINT NAME

FEE CALCULATION

Per City of Coos Bay Resolution 17-03, a 5% Technology Fee will be assessed on all permit fees.

Annual fee	\$50.00
5% Technology Fee	\$2.50
TOTAL PERMIT FEE	\$52.50