

ORDINANCE 20-09-01

AN ORDINANCE ON KEEPING OF LIVESTOCK AND POULTRY REGULATED WITHIN THE VILLAGE OF SHERWOOD, OHIO.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Sherwood, State of Ohio.

Section 1: No farm animal, wild animal or non-domestic animal, such as cows, cattle, horses, ponies, donkeys, mules, pigs, goats, sheep, chickens, roosters, ducks, geese, pigeons, rabbits or other animals or fowl usually known as "farm animals" or "livestock" but not solely limited to the aforementioned and not including common household pets, shall be kept in any dwelling or on the same lot or premises of any dwelling without obtaining a permit from the Sherwood Village Council Committee. Sherwood Village Council Committee reserves the right to add to this list, as needed. Dogs, cats, ferrets, and other more common domestic animals do NOT require a permit through the Village of Sherwood. If approval of permit is denied, the applicant may appeal the decision to the village council. The Village Council are authorized to place conditions on any approval which is granted.

Section 2: To apply for a permit

1. The name, phone number and property address of the applicant and the property owner, if different.
2. The location of the subject property
3. The size of the subject property, exclusive of all buildings.
4. The number of animals the applicant seeks to keep on the property.
5. A description of any coops, cages, or enclosures that will house the farm animals or fowls, together with a description of any fencing, barriers or enclosures surrounding the boundaries of the property.
6. A scaled drawing showing the precise location of cages, coops, enclosures, fences, and barriers in relation to property lines and to structures on adjacent properties.
7. A signed statement from the property owner, if the applicant is not the property owner, granting the applicant permission to engage in the keeping of farm animals or fowls as described in the license application.
8. A signed statement from each property owner surrounding the application site, including those property owners across street/highways/alleys and diagonal, granting the applicant approval for said animals or fowls.

Section 3 **The license for keeping of farm animals or fowl within the Village of Sherwood.**

1. The license for keeping farm animals or fowl within the Village of Sherwood shall be obtained from the Village office with the fee of \$25 dollars annually per kind of animal, exception of chickens will be limited to 10 and 1 rooster, and such license may only be acquired after inspection and approval of the coop, cage, or enclosure intended to house the animals or fowl by the Zoning Inspector.
2. Upon receipt of the license application and the requisite license fee, the Zoning Inspector shall schedule a visit to inspect the property within 30 days of application. The Zoning Inspector shall provide the Administrator with sign off on the requisite coop, cages, or enclosures or notice of deficiencies found.
3. If the Village Council Committee receives no written comments in opposition to or concern regarding the proposed animals or fowls within 30 days of receipt of the application and inspection, they shall issue a license for the animals or fowl to the applicant that shall be nontransferable, shall include an unique license number, an expiration date, and shall be valid for one year from the date of a satisfactory inspection from Zoning Inspector.
4. A license may be renewed annually pursuant to the provisions hereof and the applicant may continue to keep animals or fowls pursuant to the terms and conditions set forth herein and imposed in the initial license, provided that he or she pays the annual fee of \$25 dollars on or before the expiration date of the license.

Section 4: **Criteria for permit approval**

1. Farm animals or fowls approved shall be provided with a clean, covered, well-ventilated enclosure that is secure from predators and is cleaned regularly to prevent accumulation of animal's waste, and uneaten food.
2. Farm animals or fowls must always be kept in a covered enclosure or within a fenced area.
3. No enclosure shall be located closer than 15 feet to an occupied residential dwelling on an adjoining lot. 10 feet to a side yard line and five feet to a rear lot.
4. Animals shall be fed only from a trough or appropriate container. Scattering of food on the ground is prohibited. Any feed not in use shall be kept in a sealed rat proof container.
5. No animals shall be slaughtered on site.
6. Any and all animal waste needs to be disposed of properly so not to create a health risk or nuisance to area neighbors.

7. Farm animals shall be kept only in conditions that limit orders and noise and the attraction of insects and rodents so as not to cause a nuisance to occupants of nearby buildings or properties and not to cause health hazards. Furthermore, farm animals shall not be kept in a manner that is injurious or unhealthful to the animals being kept on the property.

Section 5: Unsanitary Facilities and revocation of permit

1. All facilities for keeping animals or fowls shall be open at all times for inspection by Zoning Inspector. If an inspection reveals that any provision in this Ordinance is violated, the Zoning Inspector shall give written notice to the keeper of the animals or fowls, specifying the violation and requiring that the violation be corrected within 48 hours, or within such reasonable time period as determined by the Zoning Inspector and as set forth in written correspondence. If the violation is not corrected within the period specified, the Administrator may revoke the specified animal facility permit.
2. The Administrator may revoke any permit upon determining, in conjunction with the Village Zoning Inspector, that the facility for keeping animals and or fowls no longer meets the conditions required for the issuance of a permit or that the permit was issued upon fraudulent or untrue representations or that the person holding the permit has violated any of the foregoing provisions.
3. Applicants must maintain a facility for keeping of farm animals or fowls in compliance with the issuance criteria. Any person who keeps farm animals or fowl under this ordinance shall comply with all Village and Ohio State laws, ordinances and regulations regarding care, shelter, sanitation, health, noise, cruelty, neglect, reasonable control, and any other requirements pertaining to the adequate care and control of animals in the Village.

Section 6: Penalty

1. Any person violating any provision of this ordinance, shall be deemed guilty of a misdemeanor and, upon conviction, shall be subject to a fine not to exceed \$500 or imprisoned of not more than 30 days, plus any state assessments.

Section 7: This ordinance shall be in full force and effect at the earliest time permitted by law.

Date Passed: 11-16-2020

Jacki Stantz
Jack Stantz, Mayor

Dawn Buskirk
Dawn Buskirk, Fiscal Officer

1st Reading 9/21/2020

2nd Reading 10/19/2020

3rd Reading 11-16-2020

