

# City of Canton

## Annual License Application to Keep Chickens

A permit is required for the keeping of domesticated chickens prior to acquiring the chickens. A renewal permit is required by April 15th the following year.

You can obtain a permit at City Hall, 106 N. 5<sup>th</sup> Street, Monday-Friday between the hours of 8 a.m. and 5:00 p.m. or by mail by completing and mailing the application form below.

The license year is from May 1 to April 30.

Annual Fee is \$15 per household Permit Application

- ◆ Include self-addressed, stamped envelope with application.
- ◆ Make check payable to: City of Canton.

### Complete the Following:

Application Date: \_\_\_\_\_

Number of hen chickens to be kept: \_\_\_\_\_

Applicant Name (please print): \_\_\_\_\_

Street Address where chickens will be housed: \_\_\_\_\_

Email Address: \_\_\_\_\_

Phone (day time): \_\_\_\_\_

Your signature acknowledges that you have read and accept the following standards for keeping chickens in the City of Canton:

1. You will abide by the regulations set forth in the Canton Municipal code. Please see attached ordinance.
2. Only female chickens are allowed.
3. Applicant is granting permission to police officers of the City of Canton to enter the property for the purpose of compliance inspections.

\*A license cannot be issued until all of the above requirements are met.

\*By signing below you are stating under penalty of making a false affidavit or declaration that you have read and are thoroughly familiar with the terms of this ordinance.

Applicant Signature \_\_\_\_\_

Date \_\_\_\_\_

\*\*\*\*\*

**Office Use Only**

APPROVED Clerk's Office \_\_\_\_\_

Date Permit Issued: \_\_\_\_\_

AN ORDINANCE AUTHORIZING THE KEEPING AND RAISING OF FEMALE CHICKENS IN ALL RESIDENTIAL ZONES OF THE CITY OF CANTON, MISSOURI, ESTABLISHING STANDARDS CONTROLLING THE KEEPING AND RAISING OF CHICKENS AND ESTABLISHING A PERMIT PROCESS REQUIRED TO KEEP AND RAISE CHICKENS IN THE CITY OF CANTON, MISSOURI

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF CANTON, MISSOURI, as follows:

SECTION ONE. Keeping and raising of chickens in the City of Canton allowed. That from and after the adoption of this ordinance female chickens will be allowed to be kept and raised on any residential property in the City limits of the City of Canton, Missouri.

SECTION TWO. Number and type of chickens allowed.

A. The maximum number of chickens allowed will be five (5) chickens per household. A household shall be determined based on water meter locations for service from the City of Canton municipal water distribution system to a residential property.

B. Only female chickens are allowed. There is no restriction on chicken species.

C. If a male chicken (rooster) is discovered to be among the flock, the male chicken (rooster) must be immediately removed and not kept within the City of Canton, Missouri.

SECTION THREE. Non-commercial use only. It shall be unlawful to engage in chicken breeding, chicken sales, sale of eggs, or the production of fertilizer for commercial purposes within the City of Canton, Missouri.

SECTION FOUR. Enclosures.

A. Chickens must be kept in an enclosure or fenced area at all times. During daylight hours, chickens will be allowed to be at large within the fenced area only if their flight from the fenced area is prohibited by an appropriate enclosure.

B. During non-daylight hours, all chickens must be secured within a henhouse or chicken tractor.

C. All areas where chickens are kept must be kept in a clean, dry, odor-free, neat and sanitary condition at all times.

D. Henhouses, chicken tractors, and chicken pens must provide adequate ventilation and adequate sun and shade, and must be impermeable to rodents, wild birds, and predators, including dogs and cats.

SECTION FIVE. Standards for construction and maintenance of henhouses and chicken tractors.

A. Henhouses and chicken tractors shall be designed to provide safe and healthy living conditions for the chickens while minimizing adverse impacts to other residents in the neighborhood.

B. A henhouse or chicken tractor shall be enclosed on all sides and shall have a roof and doors. Access doors must be able to be shut and locked at night.

C. Openings, windows, and vents must be covered with predator and bird proof wire with the wire having openings no larger than one-inch.

D. The materials used in making a henhouse or chicken tractor shall be uniform for each element of the structure such that the walls are made of the same material, the roof has the same shingles or other covering, and any windows or openings are constructed using the same materials. The use of scrap, waste board, sheet metal, or similar materials is prohibited. Henhouses and chicken tractors shall be well maintained.

E. Henhouses, chicken tractors and chicken pens shall only be located at the rear of the residential unit main structure in the rear yard thereof.

F. Henhouses, chicken tractors, and chicken pens must be located at least ten (10) feet from the property line and at least twenty-five (25) feet from any adjacent residential dwelling, church, school, or place of business.

G. Any enclosed chicken pen shall consist of sturdy wire or wooden fencing and the pen must be covered with wire, aviary netting, or solid roofing to prevent chickens from flying from the pen.

#### SECTION SIX. Odor and noise impacts.

A. Odors from chickens, chicken manure, or other chicken related substances shall not be perceptible at the property boundaries.

B. Perceptible noise from chickens shall not be loud enough at the property boundaries to disturb persons of reasonable sensitivity.

SECTION SEVEN. Predators. The chicken owner shall take necessary action to reduce the attraction of predators and rodents and the potential infestation of insects and parasites. Chickens found to be infested with insects and parasites creating unhealthy conditions to human habitation shall be immediately removed from the City of Canton by the chicken owner.

SECTION EIGHT. Feed and water. Chickens shall be provided with access to feed and clean water at all times. The feed and water shall be unavailable to rodents, wild birds and predators.

#### SECTION NINE. Waste storage and removal.

A. The chicken owner must provide for the storage and removal of chicken manure.

B. All stored manure shall be covered by a fully enclosed structure with a roof or lid over the entire structure. No more than three (3) cubic feet of manure shall be stored.

C. All manure not used for composting or fertilization shall be removed from the premises and the City of Canton.

D. The henhouse, chicken tractor, or chicken pen and surrounding area must be kept free from trash and accumulated droppings. Uneaten feed shall be removed in a timely manner.

#### SECTION TEN. Chickens at large.

A. Chickens shall not, at any time, be allowed to be at large within the City of Canton, Missouri, and must, at all times, be kept entirely within the chicken confinement area on the property of the chicken owner.

B. No dog or cat which kills a chicken will for that reason alone be considered a dangerous or aggressive animal.

SECTION ELEVEN. Permit required. Every person placing chickens on residential property within the City of Canton shall obtain an annual written permit from the City prior to placing chickens on such property. The permit must be reapplied for on the anniversary date of the original permit each year that chickens are to be kept on the property described in the permit.

A. A written application for the permit must be submitted to the Office of City Clerk, together with an application fee of fifteen and no/100 dollars (\$15.00) which is being collected to offset the cost of processing the application.

B. The application will be submitted on an application form provided by the City.

C. The application shall state the name and address of the person requesting the permit, including the precise location where the chickens will be maintained.

D. The applicant will give irrevocable permission to Police Officers of the City of Canton, Missouri, to enter upon the property where the chickens are being kept, without necessity of further consent or warrant, to periodically inspect the property for compliance with this ordinance or to investigate any complaints about the applicant's property not being in compliance with the terms of this ordinance.

E. The applicant, in the application, will state, under penalty of making a false affidavit or declaration, that the applicant has read and is thoroughly familiar with the terms and requirements of this ordinance.

SECTION TWELVE. Unlawful acts.

A. It shall be unlawful for any person to keep chickens in violation of any provision of this ordinance.

B. It shall be unlawful for any owner, renter, or leaseholder of property to allow chickens to be kept on the property in violation of the provisions of this ordinance.

C. No cockfighting will be allowed within the City of Canton.

SECTION THIRTEEN. Nuisance. Any violation of this ordinance that constitutes a health hazard or that interferes with the use or enjoyment of neighboring property is a nuisance and may be abated under the general nuisance abatement provisions of the Municipal Code of the City of Canton, Missouri.

SECTION FOURTEEN. Continuing violations. Each day that a violation of this ordinance continues is a separate violation.

SECTION FIFTEEN. Penalty.

A. Any person, firm, or corporation who shall fail to comply with the requirements of this ordinance shall, upon conviction, be subject to the penalties provided for in Section 100.220 of the Municipal Code of the City of Canton, Missouri.

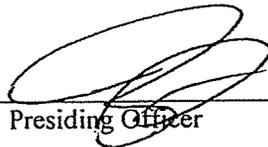
B. Any person, firm, or corporation convicted of or who shall plead guilty to a violation of this ordinance shall be ineligible to receive a permit to place chickens on any property within the City of Canton, Missouri, for a period of 15 years after the date of the conviction or entry of the plea of guilty.

SECTION SIXTEEN. Prior inconsistent ordinances repealed. All prior ordinances or parts thereof in conflict with or inconsistent with the terms of this ordinance are hereby repealed.

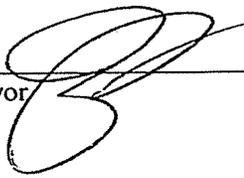
SECTION SEVENTEEN. Severability. Each of the provisions of this ordinance are severable, and if any provision shall be declared to be invalid, the remaining provisions shall not be affected but shall remain in full force and effect.

SECTION EIGHTEEN. Effective date. This ordinance shall take effect from and after it has been made available to the general public by posting a copy thereof in the City Office, 106 North Fifth Street, Canton, Missouri, as provided by law, after it has been read by title two times before the Board of Aldermen of the City of Canton, Missouri, after it has been adopted by the Board of Aldermen of the City of Canton, Missouri, and approved by the Mayor of the City of Canton, Missouri.

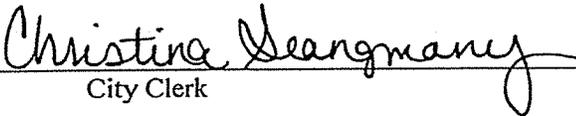
Adopted this 15<sup>th</sup> day of April, 2019.

  
\_\_\_\_\_  
Presiding Officer

Approved this 15<sup>th</sup> day of April, 2019.

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Clerk