

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.