

## **ORDINANCE 23-13**

**AN ORDINANCE AMENDING ORDINANCE 07-05  
THIS ORDINANCE WILL GOVERN THE KEEPING OF CHICKENS (LAYING  
HENS) WITHIN THE VILLAGE LIMITS AND IS DESIGNED TO LIMIT  
NUISANCES AND PREVENT UNSANITARY OR UNSAFE CONDITIONS. THIS  
ORDINANCE ALSO PROHIBITS THE RAISING, KEEPING, MAINTAINING,  
OR HARBORING OF LIVESTOCK OR OTHER FOWL, EXCLUDING  
CHICKENS (LAYING HENS) WITHIN THE VILLAGE LIMITS**

**WHEREAS**, Malta Village Council wishes to provide regulations for the raising and keeping chickens located within the Village limits for the public, safety and welfare and to eliminate or control potential hazards posed by such.

**WHEREAS**, Malta Village Council has determined it is detrimental to the health and safety and general welfare of the public to permit the raising, keeping, maintaining, or harboring of any live stock (hoofed animal) including cows, pigs, sheep, horses, goats or any type of fowl ducks, turkeys or pigeons, excluding chickens (laying hens) on a small parcel of land within village limits, which cause or tend to cause a nuisance through the emission of noise or unwholesome odor.

**NOW THEREFORE BE IT ORDAINED** by the Council of the Village of Malta, County of Morgan, State of Ohio, that:

- (a) **Quantity:** No more than 6 laying hens (only laying hens), per each family dwelling.
- (b) **Roosters:** it is unlawful for any person to keep roosters within Village limits.
- (c) **Property Lines:** Coops or cages housing chickens shall be kept at least fifteen (15) feet from door or window of any dwelling or occupied structure other than the owner's dwelling. Coops and cages shall not be located within five (5) feet of property line, nor within eighteen inches of a rear-yard lot line. Coop and cages shall not be located in front yard.
- (d) **Sanitation:** The coop and outdoor enclosure must be kept in a sanitary condition and free from offensive odors. The coop and outdoor enclosure must be cleaned on a regular basis to prevent accumulated waste.
- (e) **Slaughtering:** There shall be no outdoor slaughtering.
- (f) **Permit:** A one-time permit fee of \$25.00 is required after an inspection to ensure that the above requirements are met. Once a permit is granted the annual renewal date will be May 1<sup>st</sup> every year upon inspection. The Village may revoke the permit at any time if the permit holder does not follow the terms of the permit.

**NOW THEREFORE BE IT ORDAINED** by the Council of the Village of Malta, County of Morgan, State of Ohio, that:

- (a) That it is unlawful to raise, keep, maintain, or harbor livestock (hoofed animals) including cows, pigs, sheep, horses, goats or any type of fowl ducks, turkeys or pigeons, excluding chickens (laying hens) which may be detrimental to the health, safety, and general welfare of the public on any parcel, lot or sub lot within the Village limits.
- (b) Whoever violates Section I of this ordinance shall upon conviction be fined not less than \$5.00 not more than \$50.00 for each offense; and day's violation shall constitute a separate offense.

First Reading June 1<sup>st</sup> 2023

Second Reading June 15<sup>th</sup>, 2023

Third Reading July 6<sup>th</sup>, 2023

Passed this 6<sup>th</sup> day of July 2023.

Terry McGrath  
Terry McGrath, Mayor

Kelly Wells  
Kelly Wells, Fiscal Officer