

**ADA TOWNSHIP
ORDINANCE NO. O-41221-1**

**AN ORDINANCE TO AMEND THE ADA TOWNSHIP ZONING REGULATIONS
(CHAPTER 78 OF THE ADA TOWNSHIP CODE OF ORDINANCES, AS AMENDED)**

THE TOWNSHIP OF ADA ORDAINS:

Section 1. Amendment to Article II, Definitions:

Paragraph (b) Definitions, of Sec. 78-51, is hereby amended by the addition of the following defined terms, to read as follows:

Henhouse or poultry coop means a structure providing shelter for poultry which is completely enclosed.

Poultry means domesticated birds kept for eggs or meat.

Poultry run or pen means a fenced or other type of enclosure that is mostly open to the elements, for the purpose of allowing poultry to leave the henhouse or coop while remaining in a predator-safe environment. The poultry run or pen is typically attached to the henhouse or poultry coop.

Section 2. Amendment of Section 78-17. - Keeping of pets and livestock:

Section 78-17 of the Ada Township Code of Ordinances is hereby amended to read as follows:

Sec. 78-17. Keeping of pets and livestock.

~~The keeping of more than three dogs and/or cats or the keeping of poultry, hogs, horses or other livestock is prohibited within any district except the AGP, RP-1, RP-2 and RR districts; provided, however, that any litter of dogs or cats which causes the aforesaid limit of three to be exceeded shall not constitute a violation of this provision for a period of four months after birth.~~

A. AGP, RP-1, RP-2, and RR zoning districts:

On any lot/parcel in the AGP, RP-1, RP-2, and RR zoning districts:

(1) The keeping of poultry, hogs, horses and other livestock shall be permitted.

(a) On a lot/parcel of land less than five (5) acres:

1. The keeping of poultry in a henhouse or poultry coop 80 square feet or less shall not be subject to the required 150-foot setback from all property lines for farm buildings housing animals and poultry in the subject zoning districts.
2. Roosters shall not be permitted.

(b) On a lot/parcel of land five (5) acres or greater:

1. The keeping of poultry in a henhouse or poultry coop 200 square feet or less shall not be subject to the required 150-foot setback from all property lines for farm buildings housing animals and poultry in the subject zoning districts.

- (2) The keeping of more than three (3) dogs and/or cats is prohibited; provided, however, that any litter of dogs or cats which causes the aforesaid limit of three (3) to be exceeded shall not constitute a violation of this provision for a period of four (4) months after birth. This limit on the number of dogs shall not apply to a person who has a valid kennel license issued by the county if the kennel complies with existing county regulations and state laws.

B. R-1, R-2, R-3, V-R, and Single-Family Residential PUD zoning districts:

On any lot/parcel in the R-1, R-2, R-3, V-R, and Single-Family Residential PUD zoning districts:

- (1) The keeping of hogs, horses, or other livestock, other than poultry, is prohibited.
- (2) The keeping of more than three (3) dogs and/or cats is prohibited; provided, however, that any litter of dogs or cats which causes the aforesaid limit of three (3) to be exceeded shall not constitute a violation of this provision for a period of four (4) months after birth.
- (3) The keeping of poultry shall be permitted as follows:
 - (a) A maximum of six (6) poultry may be kept on any lot/parcel of land.
 - (b) Roosters shall not be permitted.
 - (c) The slaughtering of poultry shall only be permitted within a fully enclosed building.
 - (d) Poultry shall be provided with a henhouse or poultry coop and must be kept in the henhouse or poultry coop or an adjoining fully fenced (sides and top) poultry run or pen at all times. Poultry shall not be allowed to roam freely on any lot/parcel of land.
 - (e) The henhouse or poultry coop and/or poultry run or pen shall be located in the rear yard and shall be located at least 40 feet from any dwelling on adjacent property and at least ten (10) feet from any property line.
 - (f) The total square footage of any henhouse or poultry coop and adjoining fully fenced (sides and top) poultry run or pen shall not exceed 80 square feet and shall be a maximum of eight (8) feet in height.
 - (g) Materials used to construct enclosed areas shall exclude tarps, plastic, fabric, rubber, paper, cardboard, or other non-traditional building materials.
 - (h) Henhouses or poultry coops and poultry runs or pens shall be kept clean so as not to create a nuisance and prevent noxious odors.
 - (i) All feed and other items associated with the keeping of poultry likely to attract insects, rodents, and other vermin shall be secured and protected in sealed containers.
 - (j) and protected in sealed containers.

Section 3. **Severability.**

The various parts, sections and clauses of this ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of the ordinance shall not be affected thereby.

Section 4. **Effective Date.**

This Ordinance shall become effective upon the expiration of 7 days after publication in a newspaper of general circulation in the Township.

Jacqueline Smith, Township Clerk

Ross Leisman, Township Supervisor

I hereby certify that this ordinance was adopted by the Ada Township Board in regular session held on _____, 2020, and that it was published in the _____ on _____, 2020.

Jacqueline Smith, Township Clerk
Township Clerk