

## SPRINGDALE RESIDENTIAL CHICKEN REGULATIONS, 202\_\_

### PUBLISHED BY AUTHORITY

These Regulations have been made by the Town Council of the Town of Springdale pursuant to the power conferred by Section 414(hh) and any other Section found enabling, of the *Municipalities Act, 1999*, as Amended.

Adopted by the Town Council of the Town of Springdale on the \_\_\_\_ day of \_\_\_\_\_ 202\_\_ to come into effect as of the \_\_\_\_ day of \_\_\_\_\_ 202\_\_.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
TOWN CLERK

### 1. TITLE

These regulations shall be known and cited as “The Town of Springdale Residential Chicken Regulations, 202\_\_”.

### 2. DEFINITIONS

In these Regulations, the following words, unless the context otherwise requires, shall have the following meaning:

- a) “**Act**” means the *Municipalities Act, Statutes of Newfoundland, 1999, Chapter M-24* as amended.
- b) “**Town**” means the Town of Springdale.
- c) “**Coop**” means a building, usually associated with a farm in which chickens and other such poultry are kept.
- d) “**Council**” means the Council of the Town of Springdale.
- e) “**Hen**” means a female chicken.
- f) “**Occupant**” a person who resides in a residential dwelling and or holds property or land in possession.
- g) “**Owner**” means a person or an organization of persons owning or having the legal right to use land under consideration.
- h) “**Poultry**” means domestic fowl, such as chickens, ducks, geese, quail, and turkeys; and
- i) “**Resident**” means a person who resides within the boundaries of the Town of Springdale.
- j) “**Rooster**” means a male chicken.
- k) “**Run**” means a covered secure enclosure that allows poultry access to outdoors.

### **3. APPLICATION**

These Regulations shall apply to all areas within the boundaries of the Town of Springdale.

### **4. GENERAL PROHIBITIONS**

a) No Occupant or Owner shall keep chickens except in the manner as provided in these Regulations and in accordance with any conditions attached to a Permit issued to the Occupant or Owner.

b) Only the keeping of female chickens (i.e., hens) may be permitted under these Regulations. The keeping of roosters shall be strictly prohibited.

c) No Occupant or Owner shall keep hens on any property unless the Occupant or Owner resides on that property.

c) The maximum number of hens on a single residential property shall not exceed six (6) laying hens.

### **5. PERMIT REQUIRED**

a) No person shall keep hens in the Town of Springdale unless a permit has been issued under these Regulations.

b) A Permit issued under these Regulations shall not be transferred.

c) Permits issued under these Regulations will expire on the 31<sup>st</sup> day of December and will be renewed only if the Occupant or Owner is in compliance with these Regulations.

d) Permit fees shall be prescribed by Council in the Schedule of Fees adopted each year in its annual budget.

### **6. CONTROL OF HENS**

a) Chickens shall be prohibited to roam at large.

b) All chickens shall be kept in enclosures such as a coops or runs.

### **7. LOCATION OF CHICKEN COOPS AND RUNS**

a) Chicken coops and runs shall be located only in the rear yard of a residential property.

b) Chicken coops and runs shall not be placed in a front yard or within 7.5 metres of the front property boundary or street reservation.

c) Chicken coops and runs shall be located no closer than one (1.0) metre from the rear or side property boundary lines.

d) Chicken coops and runs shall be located no closer than three (3.0) metres from any window or door of a residential dwelling located on a neighboring property.

e) Chicken coops and runs shall not be placed on any easement or right of way.

## 8. HEALTH AND SANITATION

a) No person shall keep a chicken that, in the opinion of Council, is exhibiting behavior or symptoms of illness that may threaten the health and/or safety of persons or other animals.

b) Chicken manure shall be contained and disposed of in compliance with the *Town of Springdale Anti-Litter Regulations* and the *Town of Springdale Garbage and Refuse Regulations* and any other Provincial Regulation in effect. ??

c) Chickens shall only be slaughtered or disposed of in an offsite facility approved by the Agriculture Branch of the Department of Fisheries, Forestry and Agriculture and the Town of Springdale.

d) Chickens shall be provided with clean, fresh drinking water, nesting materials and food of sufficient quantity and quality to allow for normal, healthy growth and the maintenance or normal, healthy body weight.

e) At all times, chicken coops and runs shall be kept in sanitary condition, cleaned daily, and kept free of manure and solids, noxious odours, insect infestation or rodents or other conditions which may affect the health and comfort of any person on adjoining properties.

## 9. ENFORCEMENT

a) Enforcement of these Regulations may be undertaken by any Police Officer or by an official of Council.

b) An official authorized by Council may enter upon land or building for the purpose of making inspections relative to the poultry.

c) Council may issue a removal order of poultry for non-compliance with these Regulations to the Occupant or Owner on residential property.

## 10. OFFENCE AND PENALTIES

a) Pursuant to Section 419 (2) of the *Municipalities Act, 1999*, each day upon which the same offence is committed or continued shall be considered as a separate offence.

b) Any Person who is in violation of these Regulations or who fails to comply with any provision thereof:

- i. Shall be considered guilty of an offense under Section 419 of *Municipalities Act, 1999*; and
- ii. Shall be liable to penalties as stipulated in accordance with Section 420 of the *Municipalities Act, 1999*.

## 13. ENACTMENT

These Regulations shall come into effect on the \_\_\_\_ day of \_\_\_\_\_ 202\_\_.

## 14. COPY TO MINISTER

A copy of these Regulations was submitted to the Minister of Municipal and Provincial Affairs on the \_\_\_\_ day of \_\_\_\_\_, 202\_\_.