

ORDINANCE NO. 31

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF PAULLINA, IOWA, BY AMENDING PROVISIONS PERTAINING TO ANIMAL CONTROL AND PROTECTION.

Be it Enacted by the City Council of the City of Paullina, Iowa:

SECTION 1. TITLE III, CHAPTER 3, ARTICLE 10—GENERAL PROVISIONS is hereby amended to add subparagraph 10.34.

SECTION 2. TITLE III, CHAPTER 3, ARTICLE 10 amended as follows:

10.34 CHICKENS. “Chickens” shall mean a member of the subspecies *Gallus gallus domesticus*, a domesticated fowl. The maximum number of chickens an owner shall have within the City of Paullina is five (5). An owner may only have female chickens located within the City. Chickens must be kept in an enclosure or fenced area at all times and must be secured inside a henhouse during non-daylight hours. All chickens must be kept twenty-five (25) feet from neighboring residences and cannot be kept in the owner’s front yard. Odors from chickens, chicken manure, or other chicken substances shall not be perceptible beyond the boundaries of the owner’s property. All stored manure must be covered by a fully enclosed structure with a roof. No more than three (3) cubic feet of manure shall be stored on the owner’s property. Noise from chickens shall not be loud enough to be heard beyond the owner’s property. Chickens cannot run at large. The term “run at large” is defined as any chicken freely roaming in any area not on the premises of its owner. No dog, cat, or other domesticated animal that kills a chicken while the chicken is running at large shall be considered a dangerous or vicious animal.

It shall be unlawful for any person to keep chickens inside a single-family dwelling unit, slaughter chickens inside the city limits of the City of Paullina, or keep chickens on a vacant lot or uninhabited tract of land.

Any violation of this Section which constitutes a health hazard or interferes with the use and enjoyment of neighboring property is a nuisance and may be abated under the general nuisance abatement procedure as set forth in the City of Paullina’s Code of Ordinances.

SECTION 3. SEVERABILITY CLAUSE. If any section, provision or part of this ordinance shall be judged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 4. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

Passed and adopted by the Council of the City of Paullina, on this 8th day of August, 2023.

Brenda Ebel Kruse, Mayor

ATTEST:

Michelle Wilson, Deputy City Clerk

I certify that the foregoing was published as Ordinance No. 31 on the 5th day of October, 2023.

Michelle Wilson, Deputy City Clerk