

ORDINANCE NO. 1272
INTRODUCED BY ALL COMMISSIONERS

**AN ORDINANCE ADDING A NEW CHAPTER 6.12 TO THE WARRENTON
MUNICIPAL CODE TO ESTABLISH REGULATIONS FOR KEEPING
RESIDENTIAL POULTRY**

WHEREAS, the public interest and welfare necessitate the reasonable regulation of keeping poultry on residential properties within the City of Warrenton; and

WHEREAS, the current City code does not provide such regulations, and as such the keeping of poultry in the City has to this point been entirely unregulated;

NOW THEREFORE, the City of Warrenton ordains as follows:

Section 1. A new Chapter 6.12 is hereby added to the Warrenton Municipal Code as follows:

Chapter 6.12 Keeping of Residential Poultry

6.12.010 Purpose.

The purpose of this chapter is to establish rules and regulations for the keeping of fowl on residentially zoned property.

6.12.020 Definitions.

As used in this chapter:

“Direct supervision” means to be physically present or within an immediate distance and available to respond to the needs of the residential poultry.

“Hen” means female residential poultry more than twelve (12) weeks in age.

“Residential Poultry” means small fowl, limited to chickens, quail, and partridges, kept in a residential setting.

“Rooster” means male residential poultry more than twelve (12) weeks in age.

6.12.030 Number of residential poultry allowed.

- A. Up to twelve (12) hens are allowed.
- B. No roosters are allowed.
- C. Chicks up to twelve (12) weeks old are allowed indoors and are not subject to the limitations of (A) or (B) above.

6.12.040 General requirements.

- A. Residential poultry are only allowed on property that is occupied by a detached single-family dwelling.
- B. Residential poultry are only allowed on property that is the principal residence of the owner of the residential poultry.
- C. Between sunset and sunrise, residential poultry must be kept within a secure enclosure. Between sunrise and sunset, residential poultry must be kept within a secure enclosure unless under direct supervision within a fenced yard. Allowing residential poultry to enter adjoining properties is prohibited.
- D. Residential poultry enclosures.
 - 1. Enclosures must be at least ten (10) feet from the property line and at least twenty-five (25) feet from any dwelling unit on an abutting property.
 - 2. Enclosures must be kept clean, dry, in good repair and not cause an unreasonably offensive or annoying odor.
 - 3. Enclosures must be designed to prevent the entry of rodents and predators and must effectively contain and protect the residential poultry.
 - 4. Enclosures must be designed so they are not a breeding place or likely breeding place for rodents, flies or other pests.
- E. Residential poultry must be kept for personal, non-commercial or wholesale use only. Sales may only be farmer to consumer direct per Oregon Shell Egg Producer regulations. No person allowed to keep residential poultry under this chapter may engage in residential poultry breeding or fertilizer production for commercial purposes. The roadside sale of eggs may be allowed from roads owned by the City of Warrenton.

6.12.050 Penalties.

The provisions of this chapter are in addition to and not in lieu of any other requirements imposed under any other code provision, City ordinance, law or applicable regulation. If a conflict occurs with another code provision or regulation, the most restrictive provision or regulation shall apply.

- A. Violation of this chapter shall be punishable by a fine not less than \$250.
- B. Each violation of a separate provision of this chapter shall constitute a separate violation, and each day that a violation of this chapter is committed or permitted to continue constitutes a separate violation.

6.12.060 Rules.

The City Manager is authorized to adopt rules to implement this chapter.

Section 2. This ordinance shall take full force and effect 30 days after its adoption by the Commission of the City of Warrenton.

First Reading: April 9, 2024

Second Reading: May 14, 2024

ADOPTED by the City Commission of the City of Warrenton, Oregon this 14th day of May, 2024.

APPROVED:

Henry A. Balensifer III, Mayor

ATTEST: 
Dawne Shaw, CMC, City Recorder