

**Title 5 Chapter 27
Town of Lake Mills Keeping of Chickens Ordinance**

Contents

5-27-1
5-27-1 PURPOSE:..... 1
5-27-2 REGULATION:..... 1
5-27-3 ABATEMENT:..... 2
5-27-4 COST OF ABATEMENT: 2
5-27-5 PENALTIES: 2
5-27-6 SEVERABILITY:..... 2
5-27-7 EFFECTIVE DATE: 2
5-27-8 ADOPTION AND AMENDMENTS:..... 2

5-27-1 PURPOSE: To create regulations for the keeping of chickens within the following zoning districts: R1 and R2 residential zoning areas in the Town of Lake Mills.

5-27-2 REGULATION:

- 1) A maximum of four (4) chickens per property shall be permitted within the R1 and R2 residential zones.
- 2) Chickens are not permitted on properties with duplex or multifamily dwellings.
- 3) Roosters are not permitted. If a rooster is identified on the premise, the owner shall have 10 days upon verbal or written notification by the Town of Lake Mills Police Department to remove said rooster.
- 4) No chicken coop or run areas shall be closer than 17.5 feet to any residential lot line and the coop and run area shall be located only in the rear yard. All feed must be contained in a rodent free container.
- 5) No open flame heating devices are allowed in the coop or run.
- 6) The Following compliance procedures shall be applied to the keeping of chickens. Upon determination by the Lake Mills Town Board that the owner has violated any provision of this ordinance, the owner shall be issued one written warning of violation. Upon determination by the Lake Mills Town Board that the Owner has violated any provision of this Ordinance a second time, the Lake Mills Town Board shall revoke the privilege of the keeping of chickens on the subject property and shall order the chickens be removed; in which case the Owner shall, within 30 days, remove all chickens, chicken coop(s) and fencing.
- 7) Any electrical work requires and electrical permit issued by the Town Building Inspector.
- 8) Chickens shall be kept within the coop and run areas at all times: the free ranging of chickens is prohibited. The run area shall be fenced in a manner to securely contain chickens. Fencing for run areas shall be a minimum of 48 inches in height or higher and covered with netting to contain chickens at all times. Coops shall be constructed with materials and roofing to provide

a clean, dry , adequately ventilated, and draft-free environment. Fencing shall meet all zoning requirements.

- 9) Selling of eggs from any property is prohibited.
- 10) Slaughter of chickens shall be allowed only within a building.
- 11) The Town’s noise, noxious odors and all other standards found in ordinance 3-1 Public Nuisances shall apply to the keeping of chickens.
- 12) A livestock premises registration with the Wisconsin Department of Agriculture is required to keep and house chickens.
- 13) Chickens shall be provided with a coop affording enclosed protection against weather and adverse elements
- 14) Coops shall be at least three (3) square feet in area per chicken, run areas shall be at least ten (10) square feet in area per chicken.
- 15) The keeping of turkey, ducks, geese, guinea hens or fowl is prohibited.
- 16) The Town is not responsible to enforce homeowners’ association private covenants and/or deed restrictions. Property owners are responsible to know said requirements regarding the keeping of chickens within a subdivision with private restrictions.

5-27-3 ABATEMENT: Abatement of public nuisances relating to the regulation of keeping chickens will be assessed according to Section 3-1-5 of the Town Ordinance Public Nuisances.

5-27-4 COST OF ABATEMENT: Cost of abatement shall be assessed according to section 3-1-6 of Town Ordinance Public Nuisances.

5-27-5 PENALTIES: Penalties shall be assessed according to Section 3-1-7 of Town Ordinance Public Nuisances

5-27-6 SEVERABILITY: Should any portion of this ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, the other portions and/or sections of this ordinance shall not be affected.

5-27-7 EFFECTIVE DATE: This ordinance shall become effective upon passage and publication as required by law.

5-27-8 ADOPTION AND AMENDMENTS: This ordinance shall be in full force and effect from its date of adoption and publication as provided by law.

A. Adopted: _____, _____, 2023

Attest: _____

Robin Untz, Town Clerk

Thomas Buechel, Chairperson

David Schroeder, Supervisor I

James Heinz, Supervisor II