



BIRCH HILLS COUNTY

**BIRCH HILLS COUNTY
BY-LAW 2012-05
KEEPING OF CHICKENS**

BY-LAW # 2012-05

BIRCH HILLS COUNTY KEEPING OF CHICKENS

BYLAW NO. 2012-05

BEING A BYLAW OF BIRCH HILLS COUNTY TO AMEND THE LAND USE BYLAW.

WHEREAS the Council of Birch Hills County has adopted Land Use Bylaw No. 02-08,
and

AND WHEREAS the Council has the authority under the Municipal Government Act to
amend Land Use Bylaw No. 02-08;

NOW THEREFORE, the Council of Birch Hills County, in the Province of
Alberta, duly assembled, hereby amends Land Use Bylaw No. 02-08 as follows:

1. That the Table of Contents be amended by adding "9.13 Keeping of Chickens"
and inserting it in alphabetical order:

2. That Section 2 be amended by adding the following definitions and inserting
them in alphabetical order:

"CHICKEN" means any of the common domestic birds or fowl of the species
Gallus gallus domesticus whose eggs or flesh are used for food. Also referred to
as "poultry." The female bird is called a "hen."

"DOMESTIC FOWL" shall include, but not be limited to, turkeys, geese,
chickens, peacocks, guinea fowl, or ducks.

3. That Section 11.3 COUNTRY RESIDENTIAL (CR) DISTRICT be amended by
adding to Section 11.3.1.(b) "- keeping of chickens (in accordance with Section
9. GENERAL REGULATIONS)" and inserting it in alphabetical order.

4. That Section 11.5 HAMLET GENERAL (hg) DISTRICT be amended by adding
to Section 11.5.1.(b) "- keeping of chickens (in accordance with Section 9.
GENERAL REGULATIONS)" and inserting it in alphabetical order.

5. That Section 9. GENERAL REGULATIONS be amended by adding:

9.13 KEEPING OF CHICKENS

9.13.1 A person shall only keep chickens on a lot designated at CR or HG in accordance with the following regulations:

- (a) all chickens over three months old shall be hens
- (b) a building or enclosure, a coop, shall be provided for the keeping of chickens that:
 - (i) does not cover more than 9.2 square meters (100 square feet) in ground area,
 - (ii) does not exceed 2 metres (6.6 feet) in height and is located at grade level,
 - (iii) is no closer than 3 metres (9.9 feet) from an door or window of any residence,
 - (iv) is situated only in a rear yard or a side yard, and
 - (v) is a minimum of 1 metre (3.3 feet) from a property line.
- (c) commercial sale or use of eggs, meat, manure or any other hen products is prohibited, and
- (d) a person who keeps one or more hens must:
 - (i) provide each hen with at least 0.37 square meters (4 square feet) of coop floor area, and at least 0.92 square meters (9.9 square feet) of roofed outdoor enclosure,
 - (ii) provide and maintain a floor of any combination of vegetated or bare earth in each outdoor enclosure,
 - (iii) provide and maintain, in each coop, at least one perch, for each hen, that is at least 15 cm (5.9 inches) long, and one nest box,
 - (iv) keep each hen in the enclosed area at all times,
 - (v) provide each hen with food, water, shelter, light, ventilation, veterinary care, and opportunities for essential behaviours such as scratching, dust-bathing, and roosting, all sufficient to maintain the hen in good health,
 - (vi) maintain each hen enclosure in good repair and sanitary condition, and free, in the opinion of the Development Officer, from vermin and obnoxious smells and substances,
 - (vii) construct and maintain each hen enclosure to prevent any rodent from harbouring underneath or within it or within its walls, and to prevent entrance by any other animal,
 - (viii) keep a food container and water container in each coop,
 - (ix) keep each coop locked from sunset to sunrise,
 - (x) remove leftover feed, trash, and manure in a timely manner, to the satisfaction of the Development Officer,
 - (xi) store manure within a fully enclosed structure, and store no more than 0.1 cubic metres (3.5 cubic feet) of manure at any time,

- (xii) remove all other manure not used for composting or fertilizing, and
- (xiii) not keep a hen in a cage.


6. This Bylaw shall be passed and become effective when it receives third reading and is signed by the Reeve and Chief Administrative Officer.

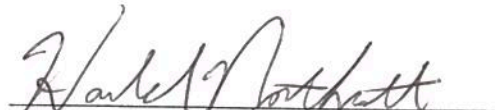
READ a first time this 5 day of June, 2012.

READ a second time this 3 day of July, 2012.

READ a third and final time this 31 day of July, 2012.

SIGNED this 31 day of July, 2012.


Reeve


Chief Administrative Officer