

THE CORPORATION OF THE DISTRICT OF SUMMERLAND

BYLAW NUMBER 2015-022

A Bylaw to Amend Animal and Pound Regulation Bylaw Number 93-028 to Allow the Keeping of Backyard Chickens in Residential Zones

WHEREAS it is desirable for residents of the District of Summerland to have the opportunity to keep chickens on their own residential property to produce eggs for personal use;

NOW THEREFORE the Council of the District of Summerland, in open meeting assembled enacts as follows:

1. THAT Animal and Pound Regulation Bylaw Number 93-028, as amended, be further amended as follows:
 - a) That the DEFINITION of Animal be amended to read:
“**Animal** means any cattle, horse, sheep, llama, alpaca, ostrich, swine, goat, domestic rabbit, guinea-pig, poultry, or backyard chicken.”
 - b) That the DEFINITION of Poultry be amended to read:
“**Poultry** means any domestic fowl, exotic fowl, turkey, goose or duck, excluding backyard chickens”.
 - c) That the new DEFINITION of Backyard Chicken be added as follows:
“**Backyard Chicken** means hens that are permitted under Section 1(b) of this bylaw, and does not include roosters.”
 - d) That the words “Except as outlined in this section,” be inserted at the beginning of the first paragraph of Section 1(a).
 - e) That the second paragraph of Section 1(a) be deleted and replaced with the following:
“Notwithstanding the foregoing, in the CR1 – Country Residential Zone, if the site exceeds 0.2 hectares (1/2 acre), animals may be kept provided that:”
 - f) That Sections 1(a)(iv) and 1(a)(v) be amended as follows:
“iv. the total number of poultry, rabbits or other small furbearing animals or the number of colonies of bees, shall not exceed twenty-five plus one for each forty-six square metres (500 sq. ft.) or fraction thereof of lot or site area in excess of 0.2 hectares (1/2 acre);
v. such animal or poultry shall be kept enclosed by an approved fence or corral.”
 - g) That new Section 1(b) be inserted as follows, and all subsequent sections renumbered:

- “b) Backyard chickens may be kept in all Residential Zones, as defined in the District of Summerland Zoning Bylaw, provided that all the following provisions are met:
- i. the property has at least one residential dwelling on it and that dwelling is either a single family dwelling or a duplex;
 - ii. the owner of the backyard chickens resides at the property where the backyard chickens are kept;
 - iii. no more than five backyard chickens are kept per property;
 - iv. backyard chickens are kept for personal use only; the sale of eggs, manure, meat or other products derived from the backyard chickens on or off the property is prohibited;
 - v. backyard chickens may not be slaughtered on the property;
 - vi. deceased backyard chickens may not be buried or otherwise disposed of on the property;
 - vii. storage and disposal of feces must be hygienically managed;
 - viii. backyard chicken food must be stored securely to prevent attracting vermin;
 - ix. backyard chickens must not run at large;
 - x. a single coop for the backyard chickens that is built and maintained in accordance with good animal husbandry practices must be provided, and must meet the following specifications:
 1. the coop must be located in the rear yard of a lot and must provide a fully enclosed area for the backyard chickens;
 2. the coop must be located within a required setback;
 3. the coop must not exceed 2 metres in height;
 4. the coop must not exceed 9 square metres in total area;
 5. the coop must not be located closer than 3 metres from any window or door of any residential building; and
 6. the coop must be maintained and cleaned regularly to minimize odour and prevent attracting vermin; and
 - xi. if it is suspected that any backyard chicken is ill, the owner is required to contact a veterinarian immediately to diagnose the illness; if a backyard chicken is diagnosed with a communicable disease, the owner is required to contact the Public Health Department of Interior Health and to comply with directions provided by Interior Health; and,
 - xii. Coops must comply with all other bylaws, statutes, and regulations.”
- h) That the words “and backyard chickens” be inserted immediately following the words “household pets” in Sections 1(d), 1(e), and 1(f).
2. This Bylaw may be cited as “Animal Control Amendment (Backyard Chickens) Bylaw No. 2015-022”.
 3. This Bylaw will take effect on the day of , 2015.

Read a first and second time this day of , 2015.

Read a third time this day of , 2015.

Adopted by the Municipal Council this day of , 2015.

Mayor

Corporate Officer