

Village of New Auburn
130 E Elm St., PO Box 11
New Auburn, WI 54757
715-237-2223

KEEPING OF POULTRY LICENSE APPLICATION

- ORIGINAL APPLICATION
 RENEWAL APPLICATION

LICENSE FEE: \$50.00
PRE-INSPECTION RE IRE

Address where poultry will be located		Number and type of poultry	
Name of property owner (please print)		Phone	
Street	City	State	Zip
Email address	WI DATCP number	WI DATCP expiration date	

APPLICANT INFORMATION (IF DIFFERENT FROM OWNER)

Name of applicant (please print)		Phone	
Street	City	State	Zip
Email address			

If this is a renewal, have there been any changes from the previous year? YES NO

APPLICANTS MUST:

1. Submit the Wisconsin Department of Agriculture, Trade and Consumer Protection (WI DATCP) registration number. Register online at <http://www.wiid.org> or by phone at 888-808-1910.
2. Submit a plan/diagram according to Chapter 26: Poultry Keeping and Licensing. If no changes, this is not required for renewal.
3. Contact Joe Atwood, Building Inspector for inspection at 715-764-2948.

APPLICANT'S STATEMENT

I hereby certify that this application is complete, true and correct to the best of my knowledge. I certify that the poultry and poultry products are primarily for personal non-commercial use. I understand that no commercial sales from the residence or any residential area within the city is permitted. I agree, in the consideration of the issuing of this license, to comply with the laws of the State of Wisconsin, and to the provisions of the Municipal Code of Ordinances of the Village of New Auburn.

Signature of owner

Date: _____

Signature of applicant if different from owner

Date: _____

Permit period January 1 to December 31 Non-refundable/Non-transferable Submit form with attachments and payment to: Paperwork: astory@newauburn-wi.com Payment: Check, money order, cash at Village Hall. Drop box: 130 E Elm St., New Auburn Mail: Village of New Auburn, PO Box 100, New Auburn, WI 54757 Phone: 715-237-2223	OFFICE USE ONLY License Fee: \$50.00 Pre-Inspection Required	
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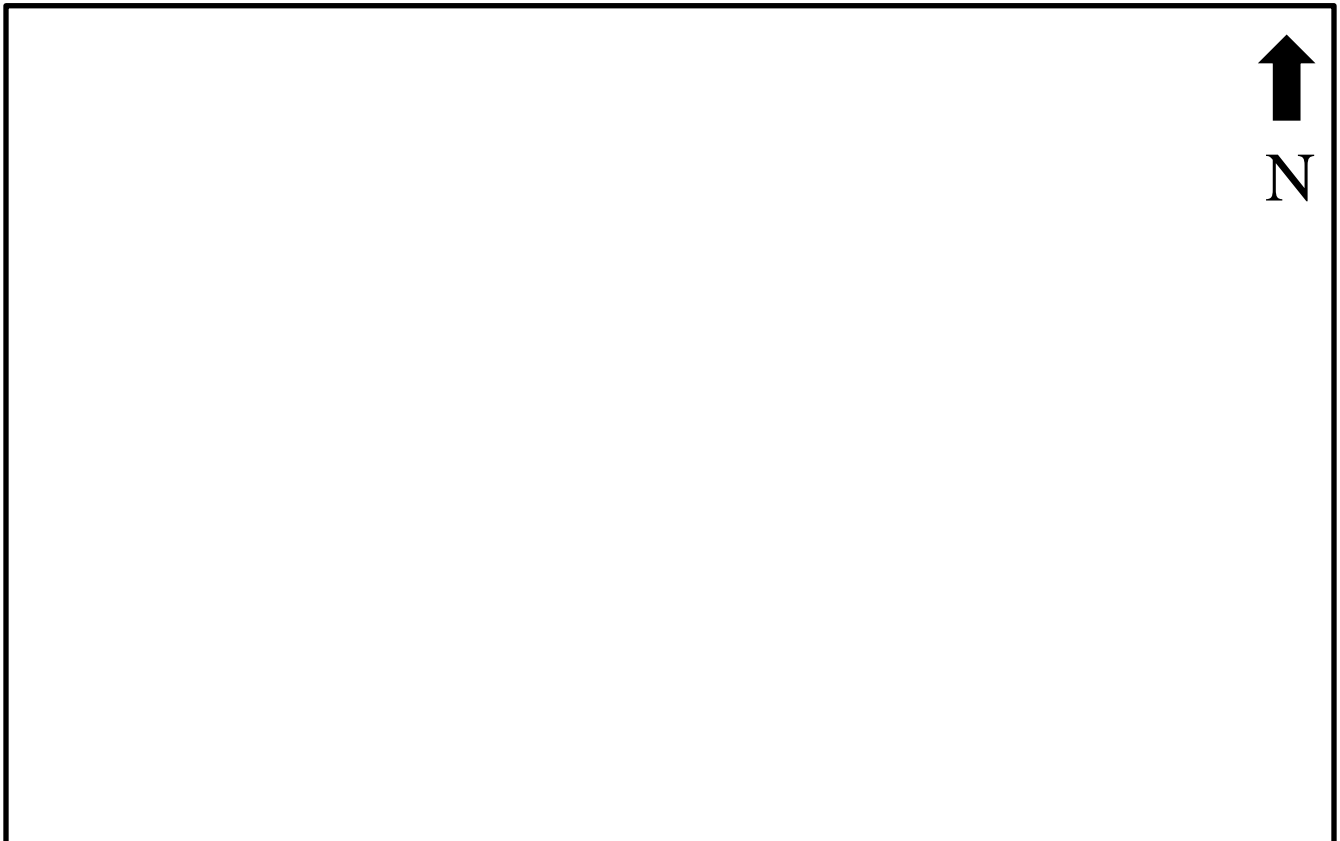
Village of New Auburn
130 E Elm St., PO Box 11
New Auburn, WI 54757
715-237-2223

KEEPING OF POULTRY LICENSE APPLICATION

Submit a plan/diagram according to Chapter 26

1. The plan to dispose of manure and other waste, including container type.

2. The materials used to make the coop and floor _____
3. Draw below a diagram showing the intended coop size and location, including boundaries and nearby structures (detached garage, storage building, gazebo, playhouse, etc.) Show the distance from the coop/enclosed run to the side and rear lot lines of the property.



Coops size and distance requirements

- Floor area of 64 sq ft or less
- Height of 8 linear feet or less
- Have at least 3 sq ft per bird
- 10 ft from any property line
- 25 ft from residential structure on adjacent lots
- 5 ft from residential structure (house, garage) on applicant lot
- 2 ft from all lot lines (alley, street)

Manure storage must be

- At least 25 ft from any residential structure on adjacent lots
- At least 5 ft from any residential structure on applicant lot
- At least 2 ft from all lot lines

CHAPTER 26: POULTRY KEEPING AND LICENSING
ORDINANCE INSPECTION REPORT

Permit-holder Name	Coop Address	Phone Number	Date
INSPECTION TYPE (check one) <input type="checkbox"/> Annual Inspection <input type="checkbox"/> Complaint <input type="checkbox"/> Pre-inspection <input type="checkbox"/> Re-inspection ___		ACTION TAKEN (check one) <input type="checkbox"/> Operational <input type="checkbox"/> Conditional <input type="checkbox"/> Suspended <input type="checkbox"/> Withhold <input type="checkbox"/> Revoke <input type="checkbox"/> Closure	

Office Review	IN	OUT
Application complete with # planned chicken/quail, plan for manure/waste disposal, coop design materials, diagram with coop/run locations w/ lot boundaries and nearby structures shown.		
A detailed lot diagram of equipment location (distances to property lines and from nearby structures)		
Flock size is less than 6 HENS - NO ROOSTERS		
Property requirements		
Coop is a stand alone structure, with no other storage or purpose (not located in a garage, shed, porch, basement)		
Coop located in back or side yard		
Coop is located at least 5 ft from any structure on the owner's property		
Coop is located at least 10 ft from an abutting lot		
Coop is located at least 25 ft from a residential structure (house, garage, shed) on an abutting lot		
Coop is located at least 2 ft from all lot lines (alley, street)		
Coop Design		
Coop is detached stationary structure that is not movable or temporary		
Coop is ventilated, insulated, roofed, with moisture-resistant materials		
Floor area not to exceed 64 sq ft		
Height from ground to outside highest point doesn't exceed 8 ft		
Floor, foundation, footing constructed of hard, cleanable surface (resistant to rodents – no dirt floor)		
Coops and run/enclosure enclosed with wire netting or material to prevent poultry from escaping		
Wire netting sufficiently trenched into ground to deter predators from digging underneath		
Coops and attached structure shall each permit a minimum of 3 square ft per bird (run must be attached)		
License information is attached to the coop, license holder, license number, emergency contact information		
Conditions for Keeping and Sanitation		
Flock size is 6 or less chickens, HENS ONLY, NO ROOSTERS		
Poultry are kept in coop or attached run/enclosure at all times		
No roosters, cocks, or drakes are kept on the property		
Poultry have access to feed and clean water at all times		
Poultry owner is aware of process of disposing of deceased birds in a safe manner (trash disposal in sealed bag)		
All waste, including manure is disposed of safely, without creating public nuisance		
Composting done in a dedicated, included container at least 25 ft from residential structure on adjacent lot		
Container should be at least 5 ft from a residential structure on the permitted lot		
Container should be at least 2 ft from all lot lines (property, alley, street)		
License owner is aware of proper slaughtering procedures and doesn't exceed 5 slaughtered birds per licensing year		
Slaughter is done in a humane and sanitary manner outside of public view		
Any slaughter is done for meat (doesn't kill just to kill birds)		
Removing sick birds, or to terminate or restart a flock must be euthanized outside of the city		
Poultry secured in the coop during daylight hours		
Poultry do not roam free outside of the coop or run/enclosure, or off the permitted property at any time		
Poultry should not habitually cause noise or disturb the peace and quiet of neighbors or others in the vicinity		
Coops removed from property w/in 90 days of non-renewal		
Off-site sale of eggs is prohibited, and distribution of eggs is documented with name, address, phone number of receiver		
Feed stored and kept in containers that keep out birds, rodents, vermin, predators		

Coop cleaned regularly (Free of manure, uneaten feed, feathers, other waste)		
Additional Education		
Discuss handling, specifically mention concerns with unsupervised handling by children		
Discuss responsibilities if a bird becomes ill or unexplainably dies		

Comments/Orders: _____

I understand and agree to comply with the corrections ordered on this report. I understand that failure to comply could result in legal action or loss of permit.

SIGNATURE – Permit Holder	Date Signed
SIGNATURE – Inspector	Reinspection Needed <input type="checkbox"/> Yes <input type="checkbox"/> No Reinspection Date:

Not all items will be available during pre-inspection, but should be discussed with applicant and verified that they plan to comply

How to Apply

Step 1

Fill out *WI Premises Registration* form (**no cost**).

https://datcp.wi.gov/Pages/Programs_Services/PremisesRegistration.aspx

Step 2

Apply for a City of Eau Claire license.

<https://www.eauclairewi.gov/government/our-divisions/financial-operations/licensing>

License application **must** include:

- Number of planned poultry
- Plan to dispose of manure and other wastes
- Intended coop design materials
- Diagram describing location of the coop and any attached run/enclosure in relationship to lot boundaries and nearby structures.

Step 3

Health Department will inspect the completed coop and the City of Eau Claire will notify property owners within 100 feet of your property.

Step 4

Receive your license if all conditions are met:

- The license period is from January 1– December 31
- Licenses must be renewed annually and are **not** refundable or transferable.

Handwashing is important.

Many poultry carry bacteria that could make you and your family sick.



- Always wash your hands after handling poultry, cleaning poultry coops, or being around the coop even if you did not touch the birds.
- Don't kiss or snuggle your poultry.
- Don't let your birds inside your home, porch, or storage buildings.

Reporting Poultry Problems

Poultry **must not** cause any nuisance, unhealthy condition, public health threat, or otherwise interfere with the normal use of property or enjoyment of life by humans or animals.

Any person keeping poultry must immediately report any unusual illness or death of poultry to the Health Department.



Eau Claire City-County
Health Department

720 Second Ave, Eau Claire, WI 54703
www.ehealthdepartment.org
P: 715-839-4718
F: 715-838-2643

City of Eau Claire Poultry Ordinance



How to apply for a license



Eau Claire City-County
Health Department

Requirements

▼ As of January 1st 2019, City of Eau Claire residents can apply for a license to keep up to 5 poultry (chicken or quail) on their residential property. Roosters, drakes, or cocks are not allowed.



Property Requirements

- Poultry **must be** kept in a coop or attached run/enclosure at all times (free roaming not allowed).
- Poultry may **not** be kept on a vacant lot or inside any residential structure, including home, basement, porch, garage, or shed.

Coop Location

Coop **must be** located in the back or side yard of the license holder's property and **must be**:

- 10 feet from any property line
- 25 feet from residential structure on adjacent lot
- 5 feet from any structure on your own property
- Minimum of 2 feet from all lot lines (street, alley)

Designing a Coop

1. Coops should be a stand alone structure used only for poultry and following city building and zoning ordinances.
2. Poultry coops **must be** built with moisture-resistant materials and include:
 - Proper ventilation
 - Insulation
 - Roof
 - Hard, cleanable floor foundation and footings (e.g. concrete, wood, linoleum, or hard plastic)
Dirt floor isn't acceptable
 - Wire netting that covers the run/enclosure to prevent poultry from escaping and deters predators
 - A minimum of 3 square feet per bird
 - Coop height of 8 feet or less

Keeping Coops Clean

- Coops **must be** kept clean, tidy, and not cause a noise, odor, or health nuisance to the property or neighbors.
- Poultry feed must be stored to prevent access by pests or birds
- All waste, including manure, **must be** disposed of in a safe and adequate manner that doesn't create a public nuisance (composting is acceptable).

Frequently Asked Questions

— FAQ's —

● Can I use poultry manure to fertilize my garden?

Yes, but only after composting in an enclosed container (aerobic bins allowed). Direct application of non-composted manure and composting in open air piles are not allowed.

● Am I able to gift or sell my extra eggs?

The poultry ordinance's main goal is to allow for the production of eggs for **personal use**.



- If your poultry produce more eggs than you can use, you can gift them to neighbors, family, and friends. You're required to keep a journal of who you have given eggs to (include name and contact information).
- Commercial sale of eggs is **NOT** allowed on site. To sell eggs, contact Eau Claire City-County Health Department for a retail license.

Can I use a portion of my garage or shed to keep poultry?

- Poultry can't be kept in any residential buildings, including storage sheds or garages. However, you can repurpose an existing structure if you only use it as a coop; and are able to modify it so that all applicable coop location and design requirements are met.



Egg Safety and the Backyard Flock

Barbara Ingham, Food Science Specialist and Ron Kean,
Poultry Specialist

University of Wisconsin-Madison and University of Wisconsin-Extension

With more and more municipalities allowing individuals to have a backyard chicken coop, consumers are asking questions about the care and safety of eggs gathered from their own flock or from a local farmer.

Eggs are among the most nutritious foods on earth and can be part of a healthy diet. However, they are perishable just like raw meat, poultry, and fish. Poultry may carry bacteria such as *Campylobacter* and *Salmonella* that can cause illness to you and your family. Infected birds do not usually appear sick and even unbroken, clean, fresh shell eggs may contain harmful bacteria.

Because of nationwide recalls of shell eggs due to *Salmonella* contamination, we now understand that the ways in which shell-eggs can become contaminated vary widely. *Salmonella* can be introduced to shell eggs not only through the laying process, but also via contaminated poultry feed or bedding and from baby chicks (pullets) that may have become contaminated in a hatchery. None of these routes of contamination are unique to large animal husbandry operations.

Fortunately, there are several steps that you can take to help ensure safe, home-produced chicken eggs.

Caring for the Flock

- Maintaining the flock in an enclosed shed is often a local requirement and will help protect the flock from predators and make egg collecting easier.
- Eggs will stay cleaner if the shed area is kept clean and dry. Maintain floor litter in good condition. Thoroughly clean and disinfect the shed **at least once a year**. Obtain an approved disinfectant from your feed store and apply according to directions.
- Allow one nest for every three to four chickens and make sure nests are large enough for your hens. To protect eggs, pad nests with straw or wood chips. Clean out nest boxes **once a week** to remove dirty litter and manure and replace with clean nesting material.
- Allow adequate nest space and plenty of clean nesting material to help to ensure clean eggs and limit egg breakage.
- Provide a perch above the floor over a dropping box away from the nests. Chickens will roost on the perch to sleep and defecate into the wire-mesh covered dropping box. Do not let hens roost in the nest boxes.

Caring for the Eggs

- **Collect the eggs often.** Eggs that spend more time in the nest have an increased chance of becoming dirty, broken, or lower in quality. Collecting eggs **at least twice daily** is recommended, preferably before noon. Consider a third collection in late afternoon or early evening, especially in

hot or cold weather. Coated wire baskets or plastic egg flats are good containers for collecting eggs. Discard eggs with broken or cracked shells.

- **Cleaning.** Dirty eggs can be a health hazard. Eggs with dirt and debris can be **cleaned** with fine sandpaper, a brush, or emery cloth. If eggs need to be washed, the temperature of the water should be at least 20°F warmer than the egg. This will prevent the egg contents from contracting and producing a vacuum. It will also prevent microscopic bacteria from being pulled by vacuum through the pores of the egg. A mild, non-foaming, unscented detergent approved for washing eggs can be used. A dishwashing liquid that is free of scents and dyes is acceptable. Eggs can be sanitized by dipping in a solution of 1 tablespoon household bleach to 1 gallon of water before storage. **Dry eggs** before storing because moisture may enter the shell pores as eggs cool on refrigeration.
- **Storage.** Store eggs in the **main section of the refrigerator at 35°F to 40°F**; the shelves in the door tend to be warmer than interior shelves. If collected properly and stored in the refrigerator, eggs should have a **shelf life of 6 to 8 weeks**. Date the storage carton or container and use older eggs first. Older eggs will have flatter yolks and thinner whites, so they won't make a nice looking fried egg, and the whites won't whip up as nice. If you have more eggs than you can use, you can break them out of their shells and freeze them. Only freeze fresh eggs. Beat until just blended, pour into freezer containers, seal tightly, label with the number of eggs and the date. Add a small amount of salt, sugar, or corn syrup to prevent gelling and improve the keeping quality of the eggs. It's a good idea to note any additional ingredients on the freezer container. The whites and yolks may also be frozen separately.
- **Preparation.** Never eat eggs raw or undercooked. Undercooked egg whites and yolks have been associated with outbreaks of *Salmonella enteritidis* infections. To prevent illness from bacteria, cook eggs until yolks are firm and whites are set, and cook foods containing eggs thoroughly to 160°F. Use a food thermometer to be sure. Do not keep cooked or raw eggs at room temperature for more than two hours.



Caring for Manure

- Compost chicken manure to proper temperatures to kill harmful bacteria before being used to fertilize garden plots that are used for growing fruits and vegetables. Un-composted manure can be a source of bacterial contamination for produce grown in the garden. Chicken manure can also be high in nitrates and may damage plants if applied directly. The best option often is to use chicken manure in flower gardens, shrub borders, and other nonfood gardens.

Caring for Yourself

- Always wash your hands with soap and water after handling eggs, chickens, or anything in their environment.
- Do not wash feed and water dishes from the chicken shed in the kitchen sink.

Sharing or Selling Eggs Collected on Your Farm

If you choose to share eggs from your flock with friends and neighbors it is important to follow the safety recommendations outlined in this fact sheet. Use generic egg cartons that do not display a store or brand name and provide the date eggs were collected. Plastic egg holders sold for camping or plastic egg trays available from farm supply stores are good options for distributing eggs because they can be washed and reused.

No license is needed if eggs are sold at the producer's farm. Clean, pack and keep eggs stored at 41°F or below.

A license is required to sell eggs off the farm. For information or to obtain a license, contact the Division of Food Safety of the Wisconsin Department of Agriculture, Trade and Consumer Protection at 608-224-4682.

Adapted with permission from *Home-Produced Chicken Eggs* (Colorado State University Extension bulletin no. 9.377 (updated 5/12/2010)) by M. Bunning and J. Avens.

For information, contact Dr. Barbara Ingham bingham@wisc.edu or Ron Kean at rpkean@wisc.edu 1/2011.



How to Keep Eggs Safe

Collecting Eggs:

Collect eggs often. Eggs that spend significant time in the nest can become dirty or break.

Throw cracked eggs away. Bacteria on the shell can more easily enter the egg through a cracked shell.

Clean eggs of dirt and debris. Use fine sandpaper, a brush or cloth.

Don't wash warm, fresh eggs. Colder water can pull bacteria into the egg.

Storing Eggs:

Refrigerate eggs after collecting. Cooling eggs maintains freshness and slows bacterial growth.

Store eggs in the main section of the refrigerator at 35°F to 40°F. The shelves in the door tend to be warmer than interior shelves.

Date the storage carton or container and use older eggs first. If collected properly and stored in the fridge, eggs should have a shelf life of 6 to 8 weeks.

Cooking Eggs:

Never eat raw or undercooked eggs. Raw and undercooked eggs may contain salmonella, a bacteria that can make you sick.

Always use a thermometer to ensure eggs are cooked to an internal temperature of 160°F or hotter.



Note!

Always wash your hands with soap and water after handling eggs, chickens, or anything in their environment.



Eau Claire City-County
Health Department

www.ehealthdepartment.org | (715) 839 - 4718
720 2nd Avenue | Eau Claire, WI 54703

**VILLAGE OF NEW AUBURN
Barron & Chippewa Counties, Wisconsin**

Ordinance 2022-05

**An Ordinance Creating Chapter 26 of the New Auburn Code of Ordinances Regarding
Poultry Keeping and Licensing**

The Village Board of the Village of New Auburn, Barron and Chippewa Counties, Wisconsin, do ordain as follows:

Section One: Chapter 26 of the Village of New Auburn code of ordinances is hereby repealed and recreated in its entirety as follows:

“CHAPTER 26

POULTRY KEEPING AND LICENSING

Sections:

26.01 Purpose.

26.02 Definitions.

26.03 License Required.

26.04 Property Requirements and Coop Design.

26.05 Conditions for Keeping and Sanitation.

26.06 Inspection and Enforcement.

26.07 Other methods not excluded.

26.08 Violation and Penalty.

26.01 PURPOSE

The purpose of this chapter is to outline conditions under which village residents in certain residential districts may safely keep and maintain a limited number of allowable poultry to provide eggs for household use; to assure appropriate coops or structures in which to house poultry; and to protect the health, safety, and welfare of the general population of the Village of New Auburn.

26.02 DEFINITIONS

For the purposes of this Chapter, the following terms have the meaning indicated:

(1) “Abutting property” shall mean all lots that the applicant’s property comes into contact with at one or more points, except for lots that are legally abutting but separated from the applicant’s property by a public or private street, alley or other right-of-way.

(2) “Poultry” shall mean, for purposes of this ordinance, a female chicken or hen of any

age, including chicks. This definition excludes quail, waterfowl, pheasant, geese, turkeys, peacocks, emus or ostriches.

(3) "Coop" shall mean an enclosed structure, building or pen within which poultry roost or are housed.

(4) "Building Inspector" shall mean the Village of New Auburn Building Inspector.

(5) "Run/Enclosure" shall mean the fenced or enclosed outdoor space provided for poultry. Runs/Enclosures shall be fully enclosed, including the top and all sides.

(6) "Residential structure" shall mean any building located on a residentially zoned property, including a detached garage or shed.

26.03 LICENSE REQUIRED

(1) No person shall own, harbor, keep, or maintain poultry within the corporate limits of the village, except on property zoned agricultural, without first obtaining a license. Construction of a coop shall not commence until an application for a license has been submitted.

(A) Applications for a license shall be made prior to acquiring a licensable poultry, on such forms as provided by the village.

(B) Applicants shall register with the Wisconsin Department of Agriculture, Trade and Consumer Protection pursuant to § 95.51, Wis. Stats., and provide proof of registration with the Department prior to obtaining a village license.

(C) Applicants shall state on the licensing application the number of planned poultry, the plan to dispose of manure and other waste, as well as their intended coop design and materials plan including a diagram describing the location of the coop and any attached run/enclosure in relationship to lot boundaries and nearby structures, and on any renewal only if the applicant intends to increase the number of poultry or relocate the coop structure on the property from the previous license.

(D) The village shall provide written notification to all owners of real estate within 100 feet of the applicant's property. Owners of abutting property to that of the applicant may object in writing to the issuance or the renewal of a license within fourteen (14) days of notification issuance. If an objection is received, the license shall be presented to the Village Board for consideration.

(E) Applicant shall pay a license fee of \$50 with application. The cost of a license shall be \$50 per year.

(F) Applicant shall certify that the poultry and poultry products are primarily for personal non-commercial use. No commercial sales from the residence or any residential area within the village is permitted.

(G) An inspection of the completed coop shall be completed by the Building Inspector or village staff prior to license issuance and thereafter of the coop and any poultry prior to license renewal or upon credible complaint or as determined necessary. Applicant or licensee shall pay an initial \$50 inspection fee and, every other year, a reinspection fee of \$25.

(H) Licenses shall be issued for a term of one year, commencing with the first day January and expiring on December 31. Failure to renew a license in a timely manner may result in citations and the issuance of a late fee.

(I) If the Building Inspector or village staff determines the application, coop, or run/enclosure is not satisfactory then the license shall not be issued.

26.04 PROPERTY REQUIREMENTS AND COOP DESIGN

(1) Property Requirements.

(A) Poultry shall only be kept and maintained on property currently used for residential purposes.

(B) Poultry shall not be kept or maintained upon a vacant lot or inside a residential structure, including basements, porches, garages, shed, or similar storage structure.

(C) A coop and any attached run/enclosure shall be located in the back or side yard of the license holder's residence.

(D) A coop and any attached run/enclosure shall be located at least ten (10) feet from an abutting lot, at least twenty-five (25) feet from any structure on adjacent lots, at least five (5) feet from any structure on the applicant's lot, and at least two (2) feet from all lot lines.

(E) Contiguous lots under common ownership shall be combined for purposes of this chapter. Setback provisions contained in this section shall not be applicable to those property lines creating the contiguous portion of a lot.

(2) Coop Design.

(A) All poultry shall be kept and maintained within a detached, stationary structure used exclusively for the keeping of poultry. Temporary or movable devices and structures shall be prohibited.

(B) Coops shall be constructed in a skillful manner, including being ventilated, insulated, roofed, constructed of moisture resistant materials, and in compliance with current village building and zoning ordinances.

(C) The coop's structural floor area shall not exceed sixty-four (64) square feet, and the height of the coop shall not exceed eight (8) linear feet as measured vertically from the coop's grade level to the outside highest point of the coop.

(D) The coop floor, foundation and footings shall be constructed using a hard, cleanable surface, (e.g., concrete, wood, linoleum, or hard plastic) and shall be resistant to rodents. A dirt floor is not acceptable.

(E) All coops, including run/enclosure, shall be enclosed with wire netting or equivalent material including a protective overhead that will prevent poultry from escaping the coop or the attached run/enclosure.

(F) All coops, runs/enclosures, and attached structures shall be sized to provide a minimum of one (1) square yard per bird.

(G) License information shall be attached to the coop, including the name of the license holder, license number, and an emergency contact telephone number.

26.05 CONDITIONS FOR KEEPING AND SANITATION

(1) Conditions for Keeping.

(B) A person keeping or maintaining poultry on residential property:

(1) Shall keep or maintain not more than six (6) total poultry.

(2) Shall keep or maintain poultry within a coop or attached coop run/enclosure at all times.

(3) Shall not keep or maintain any roosters, cocks, or drakes.

(C) Poultry shall be provided with access to feed and clean, water at all times.

(D) Poultry that become ill shall receive veterinary care on-site or at a veterinary office. Poultry ill with an infectious disease capable of being transmitted from bird to bird or from birds to humans, including but not limited to, salmonella, avian influenza, are prohibited and shall be immediately euthanized by a veterinarian or immediately removed from the village and humanely killed outside of the village. Any person keeping poultry shall immediately report any unusual illness or death of poultry to the Village Clerk-Treasurer and Chippewa County Health Department or Barron County Health Department, as applicable

(E) The Chippewa County Health Department or Barron County Health Department, as applicable, may order testing, quarantine, isolation, vaccination or humane euthanasia of ill poultry or poultry believed to be a carrier of a communicable disease per DHS 145.06(6), Wis. Stats.

(F) Deceased birds shall be disposed of immediately in a safe manner, which may include trash disposal after placing the deceased bird in in a sealed bag.

(G) All waste including manure shall be disposed of in a safe and adequate manner that does not create a public nuisance. Composting of manure shall be done in a dedicated, enclosed

container at least twenty-five (25) feet from any residential structure on adjacent lots, at least five (5) feet from any residential structure on the permitted lot, and at least two (2) feet from all lot lines.

(H) The slaughtering of any permitted poultry is prohibited.

(I) Poultry shall be secured within a coop during non-daylight hours.

(J) Poultry shall not roam free outside of a coop or attached run/enclosure, or off of the permitted property.

(K) No person may keep or harbor any poultry, which habitually by any noise disturbs the peace and quiet of any person in the vicinity.

(L) Coops shall be entirely removed from the property within ninety (90) days of the nonrenewal of a license.

(M) Offsite sale of eggs is prohibited except as otherwise permitted by the State of Wisconsin and United States Department of Agriculture. All distribution of eggs shall be documented, including the names, address, and phone number of receiving individuals.

(2) Sanitation.

(A) Poultry feed shall be stored and kept in containers which make the feed unavailable to rodents, vermin, wild birds and predators.

(B) All coops, attached runs/enclosures and yards where poultry are kept or maintained shall be cleaned regularly to keep them reasonably free from substances, including but not limited to manure, uneaten feed, feathers, and other such waste that it does not cause the air or environment to become noxious or offensive or to be in such condition as to promote the breeding of flies, mosquitoes, or other insects, or to provide habitat, breeding or feeding place for rodents or other animals, or otherwise be injurious to public health.

(C) Poultry shall be kept and handled in a sanitary manner to prevent the spread of communicable diseases among birds or to humans.

26.06 INSPECTION AND ENFORCEMENT

(1) License fees shall not be prorated or refundable.

(2) Village and Building Inspector staff shall have the power, whenever it may deem reasonably necessary, to enter a building, structure, or property related to a license under this chapter to ascertain whether the license holder is in compliance with this chapter. Compliance orders and citations may be issued pursuant to the provisions of this chapter, Village ordinances and State law.

(3) Violations of this chapter may constitute a public nuisance under Chapter 12 of this Code, or under Wisconsin Statutes Chapter 823. The village may maintain an action to recover damages or abate a public nuisance pursuant to Village ordinances or Wisconsin Statutes Chapter 823.

(4) A license issued hereunder may be revoked by the village clerk upon determination that the licensee has failed to comply with the provisions of this chapter, this code, or state law, or the poultry or premises has been declared a public nuisance. Once a license has been revoked, it shall not be reissued for a period of at least two years.

(5) Appeals from orders of the Building Inspector for compliance shall be in conformance with the procedures for conducting appeals enumerated in Section 68, Wisconsin Statutes. All other orders are appealable pursuant to village ordinances or as otherwise provided by law. An appeal does not limit the village's right to seek court intervention in the form of injunctive or other relief.

(6) Licenses shall not be transferable. Only the owner of the proposed licensed real property, or an occupant of the proposed licensed real property with the owner's written permission, is eligible to obtain a poultry keeping license.

26.07 OTHER METHODS NOT EXCLUDED

The provisions of this chapter are not exclusive and may be used in combination with each other or with any other section of village ordinances or state statute applicable to this subject matter.

26.08 VIOLATION AND PENALTY

Any person who violates the provisions of this chapter shall upon conviction thereof, forfeit not less than \$60 (Sixty) and not more than \$500 (Five Hundred) per day of violation, if applicable, together with the costs of prosecution."

Section Two: This Ordinance shall take effect upon its adoption and publication as required by law.

Adopted this 14th day of April, 2022.