

**BEFORE THE CITY COUNCIL FOR THE  
CITY OF ADAIR VILLAGE, OREGON**

In the Matter of an Ordinance Amending                    )  
Chapter 40 – Public Nuisances and Abatement            )

**ORDINANCE NO. 2024-1**

**WHEREAS**, Chapter 40 of the Adair Village Code (Public Nuisances and Abatement) allows for Backyard Chickens through Adair Village Land Use Development Code (AVLUDC) Section 6.401; and

**WHEREAS**, the AVLUDC requires a conditional use process which requires the Adair Village Planning Commission to review the application; and

**WHEREAS**, the City of Adair Village (City) is always looking to be good stewards of community members' time and money.

**NOW, THEREFORE, THE CITY OF ADAIR VILLAGE ORDAINS AS FOLLOWS:**

**Section 1:** of the Adair Village Land Use Development Code (AVLUDC) Section 6.401, is hereby amended as follows:

**Section 6.401 Agricultural Use Standards**

Limited agricultural use of property in the City is allowed under the following conditions and standards:

- (1) Agricultural uses existing at the time of annexation to the City may continue but may not be expanded except in conformance with the standards contained herein.
- (2) The raising of crops in the general field of horticulture including berry, brush, tree, flower, and vegetables for on-site dwelling consumption is allowed on any lot within the city.
- (3) The raising of crops in the general field of horticulture including berry, brush, tree, flower, and vegetables for sale as a Home Occupation Conditional Use in all residential districts and is an interim Permitted Use in the Industrial District.
- (4) The raising of farm animals in the general field of animal husbandry including fowl (not including chickens), rabbits, sheep, goats, pigs, cows, horses, llamas and similar domesticated animals for on-site dwelling consumption or use, sale or trade and sale or trade of animal products may be permitted within the R-1 and R-2 Residential District as a Conditional Use in accordance with Section 2.500 under the following conditions:
  - (a) Fencing must be designed and constructed to confine all animals within the property line.

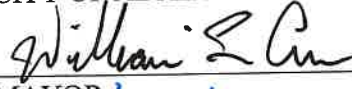
- (b) A Setback of 200 feet from any off-site residence is required for all fenced animals or buildings housing farm animals.
- (c) Proper sanitation shall be maintained in conformance with applicable health standards for all farm animals. Proper sanitation includes:
  - 1. Not allowing animal waste to accumulate.
  - 2. Not allowing animal waste to contaminate groundwater or drainageways.
  - 3. Taking the necessary steps to ensure odors resulting from farm animals are not detectable beyond the property line.
  - 4. Storing all farm animal food in metal or other rodent proof containers.

It is the responsibility of the applicant for a Conditional Use Permit to clearly demonstrate that proper health and sanitation standards will be maintained and that potential nuisance factors such as noise, smell and unsightly conditions are mitigated.

- (d) Minimum area requirements include:
  - 1. Minimum property area of 20,000 sf.
  - 2. Minimum area per large size animal (Similar to cows or horses) over six llamas) over six months of age - 5,000 sf each.
- (e) The maintaining of Backyard Chickens shall comply with Adair Village City Code 40.230(4) Livestock Animals and Fowl.
- (5) It is the continuing responsibility of the owner to properly contain or restrain all animals or fowl and to maintain proper sanitation at all times, and further provided that such raising activities are not part of nor conducted in conjunction with any livestock sales yard, slaughterhouse, or animal by-product business.
- (6) The above standards are the minimum standards applicable to property located within the City, additional site area or other standards may be required to comply with Health and Sanitation Standards.

**Section 2. Effective Date.** Passed by the city council and approved by the Mayor of the City of Adair Village on the 2<sup>nd</sup> day of July 2024, this amendment shall become effective upon signature by the Mayor.

CITY OF ADAIR VILLAGE



MAYOR



CITY ADMINISTRATOR