

(First Published in the Columbus News Report May 9, 2023)

ORDINANCE NO. 1508

AN ORDINANCE BY THE GOVERNING BODY OF THE CITY OF COLUMBUS, KANSAS, AMENDING REGULATIONS GOVERNING ANIMALS KEPT WITHIN THE CITY, AT CHAPTER 6, DIVISION 3, ARTICLE III, SECTION 6-115 and SECTION 6-116 OF THE CODE OF THE CITY OF COLUMBUS, KANSAS.

WHEREAS, the Governing Body of the City finds that residents desire to keep animals within the City limits;

WHEREAS, City Code 1999; City Code 2014 §2-110; City Code 2020 §6-115; §6-116; Ordinance No. 1319; Ordinance No.1403; and Ordinance No.1405 shall be revised.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF COLUMBUS, KANSAS.

SECTION 1: That Chapter 6, Division 3, Article III, Section 6-115 shall be revised and amends Code 1999; Code 2014 ; and Code 2020 as follows:

Section 6-115. KEEPING ANIMALS. (a) Except as otherwise provided in this section it shall be unlawful for the owner, lessee, occupant or person in charge of any premises in the City to possess and maintain any animal or fowl within the City or permit to be maintained thereon any stable, shed, pen or other place where horses, mules, cattle, sheep, goats or swine, or undomesticated animals are kept. This provision shall not apply to:

- (1) The maintaining of a stockyard or sales barn for the loading, unloading, temporary detention and sale of such livestock, if the location of such stockyard or sales barn does not otherwise violate the zoning ordinances of the City.
- (2) The maintaining of dogs which are regulated by Article II of this chapter.
- (3) The maintaining of non-poisonous and non-vicious animals and fowl which are commonly kept as household pets such as cats, hamsters, rabbits, parakeets and comparable animals, when kept as household pets and in a safe and sanitary manner in accordance with Articles I and II of this Chapter.
- (4) The transporting of animals through the City by ordinary and customary means.

(b) It is permissible for horses, cattle and chickens to be present in and upon the following parcels of land:

<i>Parcel Number</i>
136-14-0-30-04-012.00-0
136-14-0-30-05-001.00-0
136-14-0-30-04-010.00-0
136-14-0-40-07-003.00-0
136-14-0-40-10-009.00-0
136-14-0-40-10-017.00-1
136-14-0-40-11-001.01-0
136-14-0-40-11-016.00-0
136-24-0-20-01-006.00-0
136-24-0-20-01-005.00-0
136-24-0-20-01-004.00-0
124-18-0-10-02-004.00-0
124-18-0-20-03-002.00-0
124-18-0-20-02-001.02-0
124-18-0-20-02-001.00-0
124-18-0-20-03-003.00-0
131-12-0-40-02-004.00-0
131-12-0-30-03-017.00-0
131-12-0-30-03-012.01-0
131-12-0-30-01-001.00-0
136-13-0-20-02-002.00-0
136-13-0-20-02-001.00-0
136-13-0-20-09-005.00-0

<i>Parcel Number</i>
136-14-0-40-08-004.00-0
136-14-0-10-03-004.00-0
136-24-0-10-02-009.00-0
136-24-0-10-02-011.00-0

SECTION 2: That Chapter 6, Division 3, Article III, Section 6-116 shall be revised and amends Code 1999; Code 2014 ; and Code 2020 as follows:

Section 6-116. (a) Chickens may be kept when maintained by owners in a safe and sanitary manner and in compliance with the following rules:

- (1) Chickens are allowed only on properties within the City that have been designated for horses and cattle on parcels designated in Revised Section 6-115 above.
- (2) Residents who intend to keep chickens in the designated areas are required to purchase an annual \$25.00 permit.
- (3) The total number of permitted chickens allowed to be kept on an individual lot is one (1) hen chicken per five hundred (500) square feet of lot size, rounded down.
- (4) Roosters and guineas are not allowed.
- (5) Any person who owns chickens shall provide a coop or other similar shelter and an outdoor run.
- (6) Chicken coops shall be screened or walled in a manner that allows the chickens to be reasonably protected from harsh weather and predators.
- (7) Outdoor runs must provide adequate space for each chicken, be in a well-drained area, fenced, and covered with wire or netting to protect the chickens from predators.
- (8) Coops/shelters and outdoor runs shall be kept in a clean and sanitary condition to prevent the unreasonable accumulation of waste, noxious substances, odors and vermin.

(b) **Compliance.** A designated City official shall have the right to enter the property and inspect any chicken coop periodically for the purpose of ensuring compliance with this ordinance. Compliance with this ordinance shall not be a defense to a proceeding alleging nuisance, but such compliance may be offered as evidence of the owner of the chickens who has made efforts to abate any proven nuisance.

SECTION 3: All ordinances, resolutions or policies or parts thereof in conflict herewith are hereby expressly repealed insofar as they conflict herewith.

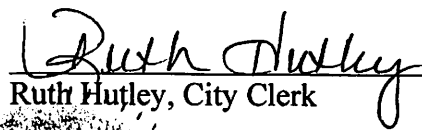
SECTION 4: This ordinance shall take effect and be in force from and after passage and publication in the official city newspaper.

PASSED and APPROVED by the Governing Body of the City of Columbus, Kansas, this 1st day of May, 2023.

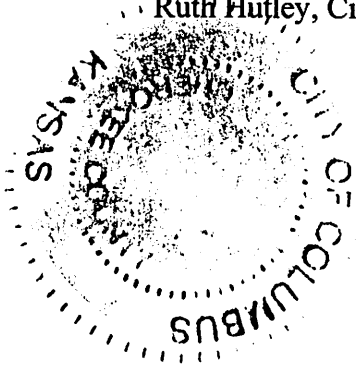


Grant Spieth, Mayor

ATTEST:



Ruth Hutley, City Clerk



(seal)