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City Clerk
116 E. Market Street
Troy, Illinois 62294



Ordinance No. 2024 – 17

An Ordinance of the City of Troy, Illinois, Amending Title IX: General Regulations,
Chapter 90: Animals, Section 90.06 Livestock of the Codified Ordinances

ADOPTED BY THE CITY COUNCIL
OF THE CITY OF TROY, ILLINOIS

THIS 15TH DAY OF APRIL, 2024

WHEREAS, the corporate authorities of the City of Troy adopted a Code of Ordinances and have made revisions thereto; and

WHEREAS, the corporate authorities believe that it is in the best interest of City residents to amend Title IX: General Regulations, Chapter 90: Animals, Section 90.06 Livestock of the Codified Ordinances.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Troy, Madison County, Illinois as follows:

Section 1: Recitals. The facts and statements contained in the preamble to this Ordinance are found to be true and correct and hereby adopted as part of this Ordinance.

Section 2: Amendment. The Troy Municipal Code, Title IX: General Regulations, Chapter 90: Animals, Section 90.06 Livestock of the Codified Ordinances shall be amended to read in its entirety, as follows:

GENERAL REGULATIONS

§ 90.06 LIVESTOCK.

- (A) The term **LIVESTOCK** shall include but not be limited to cattle, horses, sheep, goats, poultry, mules, donkeys and llamas.
- (B) It shall be unlawful to keep or permit any livestock to run at large in the city. Any such animal running at large in any public place in the city shall be impounded in the manner provided in §§ 90.25 through 90.35.
- (C) It shall be unlawful to keep or to allow any livestock in the city except in those areas with an agricultural zoning designation. **Exception:** Chickens may be kept **on single-family residential lots of at least two acres** ~~in the R-1E Single-Family Residential zoning designation~~ provided that compliance with all of the conditions required by this section are maintained.
- (D) Conditions for keeping chickens **on single-family residential lots of at least two acres** ~~in an R-1E Single-Family Residential zoning designation~~: The purpose of this section is to create appropriate regulations for the keeping of chickens as pets and/or a personal food source. The purpose of this section is not to create regulations for the commercial sale or distribution of chickens or eggs.
 - (1) A special use permit is required for a maximum of five chickens. The term chicken includes only hens; roosters are prohibited.
 - (2) Owner shall register with the Illinois Department of Agriculture Livestock Premises Registration, and must have proof of registration on-site.
 - (3) A chicken coop and chicken run shall be required on all properties where chickens are kept.

- (4) The chicken coop shall accommodate all chickens permitted on the property, must be located in the rear yard, and must be a minimum distance of 20 feet from the nearest property line. ~~That distance increases to 50 feet for properties that abut a zoning district other than R-1E.~~
- (5) All chicken runs shall be located in the rear yard, be appropriately fenced to prevent the chickens from leaving the run, provide 16 square feet of permeable land for each chicken, and be located at least 20 feet from the nearest property line. ~~That distance increases to 50 feet for properties that abut a zoning district other than R-1E.~~
- (6) Free range chickens are not permitted.
- (7) A metal sealable food container is required. Chicken feed shall be kept in a predator-proof/rodent-proof container.
- (8) Waste material must be disposed of in a manner that will not cause odor, or attract flies or vermin.
- (9) All areas where chickens are kept shall be maintained to be neat and clean and free of undue accumulation of waste to prevent odors detectable on adjacent properties.
- (10) No person shall allow chickens to produce noise loud enough to disturb the peace of persons in surrounding properties.
- (11) The owner of the chickens shall ensure that their birds are cared for properly when ill and disposed of in a manner that does not endanger the public health and safety when their birds die.
- (12) No chickens may be kept or maintained to be used for the purpose of fighting.
- (13) City of Troy enforcement officials and government health officials, or their designee(s) may inspect the conditions where the chickens are kept at any time during regular business hours.

Section 3: Severability. If any provisions of this Ordinance, or the application of any provisions of this Ordinance, is held unconstitutional or otherwise invalid, such occurrence shall not affect other provisions of this Ordinance, or their application, that can be given effect without the unconstitutional or invalid provision or its application. Each unconstitutional or invalid provision or application of such provision, is severable, unless otherwise provided by this Ordinance.

Section 4: Effective date. This Ordinance shall be in full force and effect from and after its passage and approval and publication as provided by law.

PASSED by the City Council of the City of Troy, Madison County, Illinois, approved by the Mayor, and deposited in the office of the City Clerk this 15th day of April, 2024.

Aldermen:

Dawson AYE

Flint AYE

Hellrung AYE

Henderson AYE

Italiano AYE

Knoll AYE

Manley AYE

Turner AYE

Total:

8 Ayes

0 Nays

0 Abstains

APPROVED:



David Nonn, Mayor,

ATTEST:



Kimberly Thomas, City Clerk

