VILLAGE OF HAVERSTRAW

OFFICE OF THE
BUILDING INSPECTOR
40 New Main Street
Haverstraw, NY 10927
Phone: (845) 429-0300 Fax: (845) 429-1739

Ruben Berrios
Bldg. Insp.

APPLICATION FOR KEEPING DOMESTICATED CHICKENS

(Fees are non-refundable and due Upon Signing)
$25 Annual Fee

Date of Application: _____

The undersigned requests permission to keep chickens in the Village of Haverstraw.

1. Name of Applicant: _____
2. Address of Applicant: _____
3. Zoning District: _____
4. Tax Parcel Number of Site: _____
5. Lot Size: _____
6. Number of Chickens to be kept: (Cannot Exceed 8) _____
7. Accurate description of coop (must be covered, predator proof, provide adequate shade from summer heat and warmth in winter. Coop may be part of yard shed or garage but may not be on top of a building.) Can attach photo or drawing, if preferred.

   _____

8. Coop Size: Length _____ Width _____
9. Size of run attached or surrounding the coop:

   _____

10. Distance of Coop/Run to Lot Lines: _____feet to closest side lot line,

    Feet to rear lot line. (May not be closer than 5 feet to any lot line.)

11. Distance of Coop/Run to Applicant's house: _____feet.
    Cannot be closer than 25' to any structure.

12. Name, address, and tax parcel number of the owners of each parcel immediately contiguous to the boundaries of applicant and each parcel next to the immediately contiguous parcel.

WHEREFORE, the undersigned applicant hereby states that the foregoing information and all attachments to this application are true and correct.

Rules per Local Law #4 of 2016.

1. Roosters and crowing cockerels shall not be kept.
2. Chickens shall not be allowed inside of a residence.
3. Chickens shall be kept in the covered coop or in the fenced run at all times.
4. The slaughtering of chickens in Residential Zoning Districts is prohibited.

Dated this ____ day of _____, ___

_____
Applicant

TO BE COMPLETED IF APPLICANT IS NOT THE OWNER OF THE PROPERTY:
I am the property owner of the address listed on this application and hereby consent permission to my tenant to keep chickens at the property.

Dates this _____day of _____, ___

_____
Property Owner

PROPERTY INSPECTION:

Reviewed and approved by:

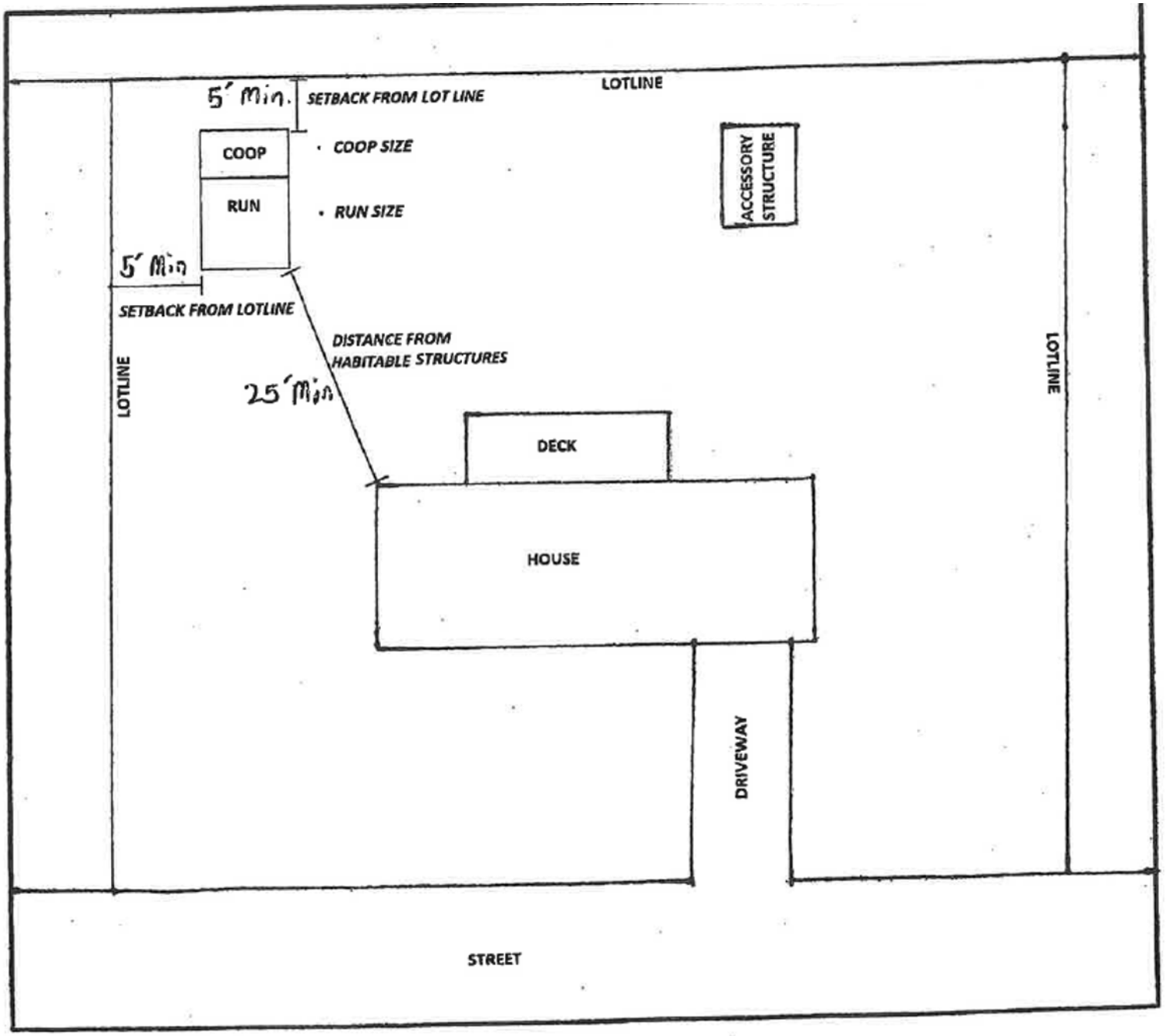
Building Inspector _____Date: _____

Property and Coop Diagram

Please supply a scaled sketch of your property and chicken coop. (See example below)

The sketch must include:
-Location of house and surrounding buildings
-Your lot lines
-Location, size and type of all structures for the keeping of chickens
-Setbacks of coop and runs

Coops must be setback 25 feet from all habitable structures.


5' Min.
SETBACK FROM LOT LINE
LOTLINE
COOP
• COOP SIZE
RUN
• RUN SIZE
ACCESSORY STRUCTURE
5' Min
SETBACK FROM LOTLINE
DISTANCE FROM HABITABLE STRUCTURES
25' Min
LOTLINE
LOTLINE
DECK
HOUSE
DRIVEWAY
STREET

VILLAGE OF HAVERSTRAW

LOCAL LAW #4 of 2016

ARTICLE I

Definitions

Henhouse shall mean a structure for the sheltering of female chickens. An existing shed or garage can be used for this purpose if it meets the standards contained in Article II Domesticated Chickens, including the required distance from property lines.

Chicken Pen shall mean a wire enclosure connected to a henhouse for the purpose of allowing chickens to leave the henhouse while remaining in an enclosed predator-safe environment.

ARTICLE II
DOMESTICATED CHICKENS

Purpose

The purpose of this article is *to* provide standards for the keeping of domesticated chickens. It is intended to enable residents to keep a small number of female chickens on a non-commercial basis while limiting the potential *adverse* impacts on the surrounding neighborhood. The Village recognizes that adverse neighborhood impacts may result from the keeping of domesticated chickens as a result of noise, odor, unsanitary animal living conditions, unsanitary waste. storage and removal, the attraction of predators, rodents, insects or parasites, and non-confined animals leaving the owner's property. This article is intended to create licensing standards and requirements that ensure that domesticated chickens do not adversely impact the neighborhood surrounding the property on which the chickens are kept.

Permit Required

An annual permit is required for the keeping of any domesticated chickens in the Village of Haverstraw. Additionally, a specific building permit is required for the construction of a henhouse and chicken pen.

(a) The annual permit to keep chickens is specific to the requestor and may not be assigned. In the event that the holder of a permit is absent from the property for longer than sixty (60) days, the permit shall automatically terminate and become void.

(b) The first permit year shall be June 1st, 2016 through December 31, 2016. Thereafter the permit year shall be January 1 through December 31. In the first permit year, no more than ten (10) permits shall be issued. In each subsequent permit year, ten (10) more permits may be issued in addition to permits issued to previous applicants.

Fees

The fee for an annual permit to keep chickens is twenty-five dollars ($25.00). In addition, to the! annual fee there shall be building permit required for the construction of a permanent henhouse and/or chicken pen.

e. Henhouses shall. only be located in rear yards. For a corner lot or other property where no rear yard exists, a side yard may be used as long as the setbacks generally applicable in the zoning district are met. In no case may a henhouse be placed in the front yard.

f. Henhouses shall be located a minimum of twenty-five (25) feet from any dwelling structure.

g. If a henhouse is proposed to be located less than five (5) feet from any side or rear property line, the Code Enforcement Officer shall notify abutting property owners by mail at least twenty (20) days before issuing a permit, except that the permit may be issued in fewer than 20 days if all abutters have responded before the expiration of that time. *If* a henhouse is proposed to be located within five (5) feet from the side or rear property line, the burden of proof is on the applicant to demonstrate that the proposal will meet the criteria of this article and will not adversely impact the use *qr* enjoyment of abutting properties.

(e) Chicken Pens

a. An enclosed chicken pen must be provided consisting of sturdy wire fencing that prevents intrusion by predators. The use of chicken wire is not permitted.

Odor and Noise Impacts

(a) Odors from chickens, chicken manure, or other chicken-related substances shall not be perceptible at the property boundaries.

(b) Perceptible noise from chickens shall not be loud enough at the property boL1ndaries to disturb persons of reasonable sensitivity.

Lighting

Only motion-activated lighting may·be used to light the exterior of the henhouse.

Predators, Rodents, Insects, and Parasites

The property owner shall take necessary action to reduce the attraction of predators and rodents and· the potential infestation of insects and parasites. Chickens found to be infested with insects and parasites that may result in unhealthy conditions to human habitation shall be removed by the Animal Control Officer or the Health Department.

Feed and Water

Chickens must be provided with access to feed and clean water at all times; such feed and water shall be unavailable to rodents, wild birds and predators.

Waste Storage and Removal

Provision must be made for the storage and removal of chicken manure. All stored manure shall be covered by a fully enclosed structure with a roof or lid over the entire structure. All manure not used for composting or fertilizing shall be removed. In addition, the henhouse, chicken pen and surrounding area must be kept free from trash and accumulated droppings. Uneaten feed shall be removed in a timely manner.

Application for Permit

Every applicant for a permit to keep domesticated chickens shall:

(a) Complete and file an application on a form prescribed by the Code Enforcement Officer.

(b) Deposit the prescribed permit fee with the Code Enforcement office at the time the application is filed.

Any material misstatement or omission shall be grounds for denial, suspension or revocation of the permit.

Approval of Permit

The Code Enforcement Officer shall issue a permit if the applicant has demonstrated compliance with the criteria and standards in this article.

Denial, Suspension or Revocation of Permit

The Code Enforcement Officer shall deny a permit if the applicant has not demonstrated compliance with all provisions of this article.

A permit to keep domesticated chickens may be suspended or revoked by the Code Enforcement Officer where there is a risk to public health or safety or for any violation of or failure to comply with any of the provisions of this article or with the provisions of any other applicable ordinance or law.

Any denial, revocation or suspension of a permit shall be in writing and shall include notification of the right to and procedure for appeal.

Appeal

A person appealing the issuance, denial, suspension or revocation of a permit by the Code Enforcement Officer may appeal to the Board of Appeals within thirty (30) days of the decision being appealed.

Number and Type of Chickens Allowed

(a) The maximum number of chickens allowed is eight (8) per lot.

(b) Only female chickens are allowed. There is no restriction on chicken species.

Non-Commercial Use Only

Chickens_ shall be kept as pets and for personal use only; no person shall sell eggs or engage in chicken breeding or fertilizer production for commercial purposes. The slaughtering of chickens is prohibited.

Enclosures

(a) Chickens must be kept in an -enclosure or fenced area at *all* times. During daylight hours, chickens may be allowed outside *of* their chicken pens in a securely fenced yard if supervised. Chickens shall be secured within the henhouse during non-daylight hours.

(b) Enclosures must be clean, dry, and odor-free, kept in a neat and sanitary condition at all times, in a manner that will not disturb the use or enjoyment of neighboring lots due to noise, odor or other adverse impact.

(c) The henhouse and chicken pen must provide adequate ventilation and adequate sun and shade, as well as, protection from pests and predators.

(d) Henhouses

a. A henhouse shall be provided and shall be designed to provide safe and healthy living conditions for the chickens while minimizing adverse impacts to other residents in the neighborhood.

b. The structures shall be enclosed on all sides and shall have a roof and doors. Access doors must be able to be shut and locked at night Opening windows and vents must be covered with predator and bird proof wire of less than one (1) inch openings.

c. The materials used in making the structure shall be uniform for each element ·of the structure such that the walls are made of the same material, the roof has the same shingles or other covering, and any windows or openings are constructed using the same materials. The use of_ scrap, waste board, sheet metal, or similar materials is prohibited. The henhouse shall be well-maintained.

d. The structure exterior shall be uniform in appearance and shall be in harmony with the surrounding area.

. **Penalty**

In addition to any other enforcement action which the city may take, violation of any provision of this article &hall be a civil violation and a fine not exceeding five-hundred dollars ($500.00) may be imposed. Each day that a violation continues will be treated as a separate offense.

Removal of Chickens

In addition to the penalty stated above, any violation of the provisions of this article or of the permit shall be grounds for an order from the Code Enforcement Officer to remove the chickens and the chicken-related structures.

The Code Enforcement Officer may also order the removal of the chickens upon a determination that the chickens pose a health risk.

If a chicken dies, it must be disposed of promptly in a sanitary manner.

I, Judith R. Curcio, Clerk/Treasurer of the Village of Haverstraw, New York, do hereby certify that the above law was adopted at a Regular Meeting of the Board of Trustees held on May 3, 2016 and is on file and that said law has not been altered, amended or revoked and is in full force and effect.

Dated: May 4, 2016
Haverstraw, New York

Judith R. Curcio

Seal of Municipality

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