



Town of Falmouth Community Development Department
271 Falmouth Road
Falmouth, ME 04105
☎ 207.781.5253
📠 207.781.8677
💻 www.town.falmouth.me.us

Corrective Memorandum

Date: August 19, 2008
To: Nathan Poore, Town Manager
From: Amanda L. Stearns, AICP, Community Development Director
Cc: Town Council, Al Farris, Code Enforcement Officer
Re: Proposed Amendment to the Zoning and Site Plan Review Ordinance to allow poultry to be kept in any District provided certain standards are met.

As directed by the Council and in further consultation with Cathy Breen, Councilor, the following is proposed language for Council consideration. I have not pursued definition additions as the terms are not unique. I will prepare definitions if requested.

I would further recommend a review by Town Counsel prior to a public hearing.

Amend Zoning Ordinance as follows (language to be removed shown as ~~struck~~ and new language underlined.)

5.7 Animals

- a. Household pets are allowed in all districts. Animals kept for personal use or enjoyment not falling within the definitions of household pets, including but not limited to wild animals, horses, cattle, sheep, goats, swine, and poultry are permitted only in accordance with the provisions of this section.
- b. Regulations for Animals Other Than Household Pets Kept for Personal Use or Enjoyment:

	<u>F</u>	<u>RB & VMU</u>	<u>RA & RC</u>	<u>SB, C & BP</u>
Minimum Lot Size	40,000 sq ft	40,000 sq ft	40,000 sq ft	Not Permitted
Animals Specifically Prohibited	None	Swine	Swine, Poultry and Cattle	Not Permitted

- c. The keeping of more than one horse or head of cattle shall require an additional 10,000 square feet per animal in addition to the minimum lot size.
- d. No animals of any kind shall be boarded, raised, kept or bred for commercial purposes in a residential district.
- e. Keeping of Poultry

Poultry may be kept for household use under the following conditions:

1. Pens and coops shall be setback a minimum of twenty (20) feet from all property lines.
2. Poultry shall be contained by fencing or other suitable materials installed in such a manner and to a sufficient height to restrict poultry from leaving the pen.
3. Coops, if constructed or utilized, shall not exceed 100 gross square feet or 12 feet in height.
4. No slaughtering shall be permitted in any district with the exception of Farm and Forest.
5. No roosters shall be permitted in any district with the exception of Farm and Forest.
6. Management of manure shall be in accordance with accepted standards and practices as defined by the Maine Department of Agriculture.

NOTE: The reference to Maine Department of Agriculture was recommended by the Cumberland County Soil and Water District. The District also offered that a seminar by them and in conjunction with Cooperative Extension might be helpful as an educational tool for prospective poultry owners. This could occur as a special seminar. It was also suggested that an adult ed class be considered.