



August 20, 2008

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NATHAN POORE  
TOWN MANAGER

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ELLEN PLANER  
ACTING TOWN CLERK

Mr. Nathan Poore, Town Manager  
Falmouth Town Hall  
271 Falmouth Road  
Falmouth, ME 04105

Dear Nathan:

I am pleased to introduce, in accordance with Article II, Section 213 of the Town Charter, language relative to a proposed amendment to Chapter 601, Zoning and Site Plan Review Ordinance to modify existing language and add new language to Section 5.7 Animals. The purpose of this amendment is to expand the keeping of poultry to include the RA and RC residential districts.

The language attached includes the existing and proposed language with language to be removed shown "~~struck out~~" and new language shown as "**bold underlined**."

I hereby ask that you place this item on the September meeting for a Public Hearing and that you properly post notices and advertise for a public hearing as required by the Charter.

Sincerely yours,

Cathy Breen  
Falmouth Town Councilor

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Amend Zoning and Site Plan Review Ordinance Section 5.7 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 &amp; VMU</u>	<u>RA &amp; RC</u>	<del>SB, C &amp; BP</del> <u>All Other Districts</u>
Minimum Lot Size	40,000 sq ft	40,000 sq ft	40,000 sq ft	Not Permitted
Animals Specifically Prohibited	None	Swine	Swine, <del>Poultry</del> 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 personal use under the following conditions.  
Notwithstanding paragraph b. above, no minimum lot size is required.

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 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.