



Town of Falmouth Community Development Department
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Memorandum

Date: September 8, 2008
To: Cathy Breen, Councilor
From: Amanda L. Stearns, Community Development Director
Cc: Nathan Poore, Town Manager
Re: Suggested changes/additions to Section 5.7 Animals
Amendment to allow poultry

Based on my discussions with Bill Plouffe, Town Attorney and your latest email, I have attached an amended version of the language as introduced in August.

With your consent I will post this as well to the agenda for September 22nd.

9-08-08 Suggestions by A. Stearns and B. Plouffe

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 & VMU</u>	<u>RA & RC</u>	SB, C & BP <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, 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 personal use under the following conditions.

1. Notwithstanding paragraph b. above, no minimum lot size is required.

- ~~1.2. Pens~~ Fencing and coops shall be setback a minimum of twenty (20) feet from all property lines.

- ~~2.3.~~ 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~~fenced area.

- ~~3.4.~~ One Coop shall be permitted and s, if utilized, shall not exceed 100 gross square feet or 12 feet in height.

- ~~4.5.~~ No slaughtering shall be permitted in any district with the exception of Farm and Forest.

- ~~5.6.~~ No roosters shall be permitted in any district with the exception of Farm and Forest.

- ~~6.7.~~ Management of manure shall be in accordance with accepted standards and practices as defined by the Maine Department of Agriculture. Under no circumstances shall manure be contained in a

fully enclosed structure and stored no closer than 20 feet from all property lines.