

ORDINANCE 20-785  
AN ORDINANCE AMENDING  
TITLE 3, CHAPTER 1, SECTION 10  
OF THE BETHANY VILLAGE CODE

**WHEREAS**, Title 3, Chapter 1, Section 10, of the Village Code of the Village of Bethany, Moultrie County, Illinois, currently sets forth regulation for animals within the Village of Bethany; and

**WHEREAS**, it has been determined that it is in the best interest of the public to amend Title 3, Chapter 1, Section 10, of the Village Code of the Village of Bethany to permit and set forth regulations for animals within the Village of Bethany;

NOW, THEREFORE, BE IT ORDAINED by the Board of Trustees of the Village of Bethany, Moultrie County, Illinois:

SECTION 1: That Title 3, Chapter 1, Section 10 currently provides as follows:

(A) **Certain Prohibitions.** Except as otherwise provided in this Chapter no person shall keep within the Village any cattle, cows, horses, sheep, swine, goats, chickens, ducks, turkeys, geese, rabbits, or other livestock.

(B) **Exceptions.** This Section shall not apply in areas of the Village that are zoned agricultural in nature nor shall this Section apply to livestock brought into the Village for the purpose of being shipped out of the Village.

(C) **Powers of Police Chief.** The police chief shall have the power to issue an order prohibiting the keeping of any animal, fowl, or bird which is deemed to pose a health hazard to the general public.

SECTION 2: That Title 3, Chapter 1, Section 10 shall be amended to state as follows:

**3-1-10 ANIMALS, ETC. IN VILLAGE.**

(A) **Certain Prohibitions.** Except as otherwise provided in this Chapter no person shall keep within the Village any cattle, cows, horses, sheep, swine, goats, chickens, ducks, turkeys, geese, rabbits, or other livestock.

(B) **Exceptions.**

1. This Section shall not apply in areas of the Village that are zoned agricultural in nature nor shall this Section apply to livestock brought into the Village for the purpose of being shipped out of the Village.

2. Chickens shall be permitted in areas of the Village that are zoned residential under the following circumstances:

(a) The number of hens allowed shall be a maximum of six (6) hens per property.

- (b) Roosters are prohibited within the Village.
- (c) Hens shall be kept in a designated coop that shall be located in the rear of the residential structure.
- (d) The chicken coop shall be located at least five (5) feet from the property line and as far as is reasonably possible from any neighboring dwelling.
- (e) The coop shall be kept in a clean, dry and sanitary condition and must provide a minimum of four (4) square feet of floor area per hen.
- (f) Feed must be stored in a fully enclosed rodent proof container.
- (g) Notification of adjacent dwelling owners.

(C) **Powers of Police Chief.** The police chief shall have the power to issue an order prohibiting the keeping of any animal, fowl, or bird which is deemed to pose a health hazard to the general public.

(D) **Penalty.** Any violation of this Ordinance shall subject offenders to the general penalty set forth in 1-1-20 of the Village of Bethany Code of Ordinances.

**SECTION 3:** This Ordinance shall be published in pamphlet form and shall take effect ten (10) days thereafter.

PASSED by the Village President and Village Board of Trustees of the Village of Bethany, County of Moultrie and State of Illinois on the 11<sup>th</sup> day of June, 2020.