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4 **AN ORDINANCE amending § 95.02: BEEHIVES in the**  
5 **Fort Wayne Municipal Code of Ordinances**

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7 **WHEREAS**, bees are integral to the environmental ecosystem in Fort Wayne and their  
8 importance reaches beyond our borders; and

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10 **WHEREAS**, there is no historical or scientific basis for the current limit of two (2) hives  
11 per piece of property within City Limits, and traditionally there have not been problems with bees,  
12 beehives, or beekeepers; and

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14 **WHEREAS**, it is well within personal property rights for a person to use their land to  
15 generate food that will be consumed by the property owners and IC 36-1-28-1 prohibits  
16 municipalities from banning beekeeping.

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19 **NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY**  
20 **OF FORT WAYNE, INDIANA,**

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23 **SECTION 1.** Amend § 95.01 in the Fort Wayne Code of Ordinances to state:

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25 A) Beehives shall be allowed to be kept within the city limits as long as they do not exceed:

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27 (1) Two (2) hives for properties that are up to 6,000 square feet; and

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29 (2) Four (4) hives for properties that are between 6,000 and 16,000 square feet; and

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31 (3) Six (six) hives for properties that are between 16,000 and 25,000 square feet; and

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33 (4) Eight (8) hives for properties that are greater than 25,000 square feet

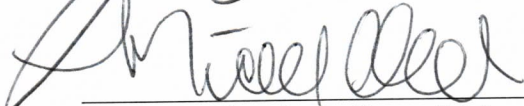
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36 B) Hives must not be nearer than 50 feet to any street or 20 feet to any alley or division line  
37 between lots or parts of lots of another

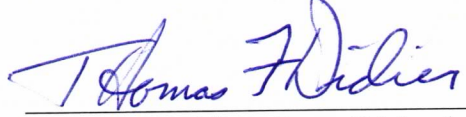
38  
39 C) All state laws related to beekeeping must be followed.

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43 **SECTION 2.** That this Ordinance shall be in full force and effect after any and all necessary  
44 approval by the Mayor.

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Jason Arp, Council Member

  
Michelle Chambers, Council Member

  
Thomas F. Didier, Council Member

  
Thomas Freistroffer, Council Member

APPROVED AS TO FORM AND LEGALITY

  
Joseph G. Bonahoom, City Council Attorney

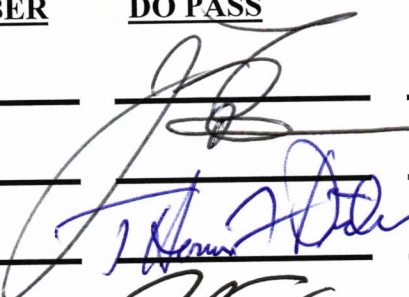
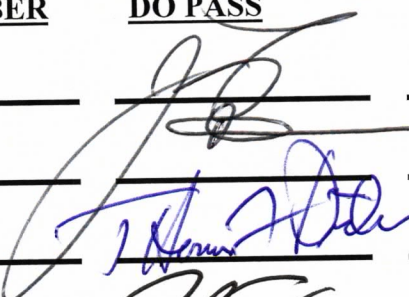
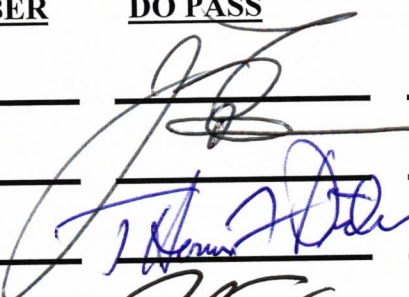
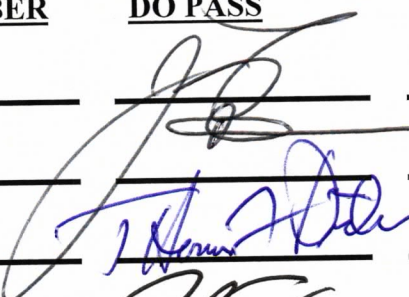
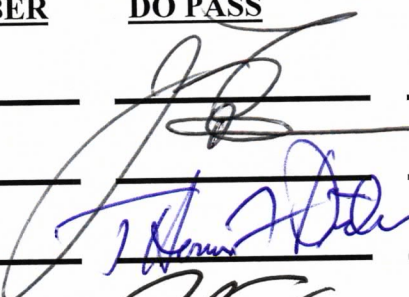
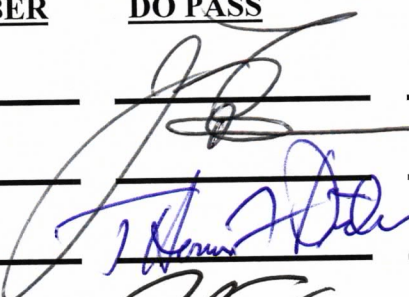
**BILL NO. G-23-07-03**

**REPORT OF COMMITTEE ON REGULATIONS  
July 25, 2023**

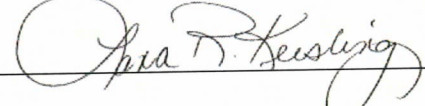
**Sharon Tucker Chair  
Tom Freistroffer Co-Chair  
All Council Members**

An Ordinance amending § 95.02: Beehives in the Fort Wayne Municipal Code of Ordinances

**COMMITTEE ON REGULATIONS HAVE HAD SAID Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance**

<u>COUNCIL MEMBER</u>	<u>DO PASS</u>	<u>DO NOT PASS</u>	<u>ABSTAIN</u>
ARP			
CHAMBERS			
DIDIER			
ENSLEY			
FREISTROFFER			
HINES			
JEHL	VIA ZOOM		
PADDOCK			
TUCKER			

**LANA R. KEESLING  
CITY CLERK**



Public Hearing Date: N/A

Read the first time in full and on motion by Councilperson Tucker.

Read the second time by title and referred to the Regulations Committee.

Read the third time in full and on motion by Councilperson Tucker, placed on passage by the following vote:


<u>TOTAL VOTES</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
ARP	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
CHAMBERS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
DIDIER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ENSLEY	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
FREISTROFFER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
HINES	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
JEHL	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
PADDOCK	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TUCKER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

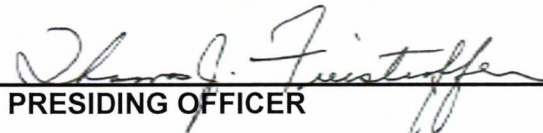
DATED: July 25, 2023

  
 \_\_\_\_\_  
 LANA R. KEESLING, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance No. G-23-07-03 on the 25th day of July, 2023

ATTEST:

  
 \_\_\_\_\_  
 LANA R. KEESLING  
 CITY CLERK

  
 \_\_\_\_\_  
 PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 26th of July 2023, at the hour of 9:30 o'clock A.M. E.S.T.

  
 \_\_\_\_\_  
 LANA R. KEESLING, CITY CLERK

Approved and signed by me this 26<sup>TH</sup> day of JULY 2023, at the hour of 11:00 o'clock AM . E.S.T.

  
 \_\_\_\_\_  
 THOMAS C. HENRY, MAYOR

