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3 **AN ORDINANCE AMENDING CHAPTER 91, ANIMAL CARE AND CONTROL, OF THE FORT**
4 **WAYNE, INDIANA CODE OF ORDINANCES IN ORDER TO ALLOW URBAN CHICKENS**

5
6 **WHEREAS**, Fort Wayne, Indiana City Code § 91.001 defines *DOMESTIC FARM ANIMALS*:

7
8 *“DOMESTIC FARM ANIMAL. Calves, cattle, emus, goats, horses, ponies, llamas, ostriches, poultry,*
9 *sheep, pigs or porcine of any variety including Vietnamese pot-bellied pigs, and similar animals (pigeons*
10 *shall not be considered to be domestic farm animals)”*; and

11
12 **WHEREAS**, Fort Wayne, Indiana City Code § 91.019 reads:

13
14 “No person shall keep a domestic farm animal in the city limits unless approved by the
15 Department of Planning Services”; and

16
17 **WHEREAS**, hundreds of cities nationwide, including New York, Chicago, Los Angeles, Seattle and
18 Indianapolis, allow residents to possess chickens to provide additional quality of life opportunities for their
19 residents; and

20
21 **WHEREAS**, to allow homeowners the additional utility of their property and improve quality of life for the
22 residents of the City of Fort Wayne, the Common Council of the City of Fort Wayne believes it is appropriate and
23 in the best interest of the City to permit residents to possess a limited number of chickens within City Limits.

24
25 **NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE,**
26 **INDIANA, AS FOLLOWS:**

27 **SECTION 1.** Fort Wayne, Indiana Code of Ordinances Chapter § 91.001 shall be
28 amended to read:

29
30 *“DOMESTIC FARM ANIMAL. Calves, cattle, emus, goats, horses, ponies, llamas, ostriches, poultry,*
31 *sheep, pigs or porcine of any variety including Vietnamese pot-bellied pigs, and similar animals (pigeons*
32 *shall not be considered to be domestic farm animals) excluding urban chickens”*

33
34 A new definition for the term **“URBAN CHICKENS”** is added to read:

35
36 *“URBAN CHICKENS. Chicken (gallus gallus domesticus), that conforms to the restrictions*
37 *imposed in this code”*

1 **SECTION 2.** Fort Wayne, Indiana Code of Ordinances Chapter § 91.019, “**DOMESTIC**
2 **FARM ANIMAL**” shall be amended to read:


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4 **§ 91.019 DOMESTIC FARM ANIMAL**

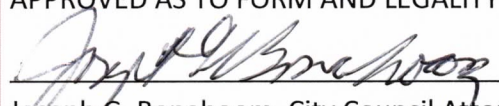
5
6 (A) No person shall keep a domestic farm animal in the city limits unless approved by the
7 Department of Planning Services, except urban chickens.

8
9 (B) Notwithstanding anything in Chapter 157 to the contrary, a person living within the city limits
10 shall be permitted to keep Urban Chickens on his or her property, without approval by the
11 Department of Planning Services or the Board of Zoning Appeals, provided that the following
12 conditions are met:

- 13 1. No Roosters (male chickens) shall be kept under provision of this ordinance
- 14 2. There shall be no more than five (5) hens on any parcel
- 15 3. Urban chickens must be kept completely and securely enclosed and under the control
16 of the owner and on the owner’s property at all times
- 17 4. A chicken coop, an enclosed structure for harboring chickens that provides shelter
18 from the elements, shall be provided. The chicken coop shall be situated a minimum
19 of ten (10) feet from all property lines. The coop shall be less than ten (10) feet
20 high. The coop must provide at least ten (10) square feet of space per chicken kept
21 therein
- 22 5. Chickens and coops shall be confined to the rear yard of the property
- 23 6. Any chickens kept in accordance with the provisions of this Section shall be for
24 non-commercial, personal use only and may not be slaughtered on the property
- 25 7. The chicken coop shall be maintained in a sanitary condition and in compliance
26 with all applicable health regulations of the State of Indiana, and Allen County
- 27 8. This ordinance does not effect in any manner prohibitions by neighborhood
28 associations of farm animals, including chickens
- 29 9. Chickens may not be kept on multi-family properties
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1 **SECTION 3.** That this Resolution shall be in full force and effect from and after its passage
2 and any and all necessary approval by the Mayor.

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5 
6 _____
7 Jason Arp, Common Council
8 Member

7 APPROVED AS TO FORM AND LEGALITY
8 
9 _____
 Joseph G. Bonahoom, City Council Attorney

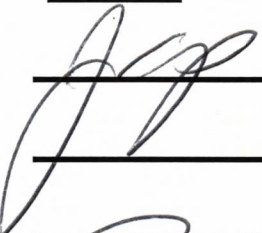




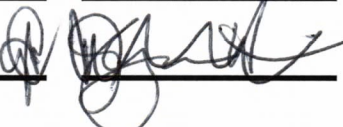

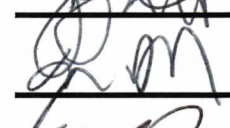


BILL NO. G-23-11-57

**REPORT OF COMMITTEE ON REGULATIONS
December 5, 2023**

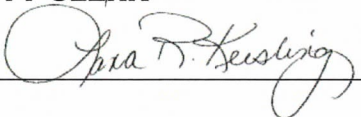
**Sharon Tucker Chair
Tom Freistroffer Co-Chair
All Council Members**

An Ordinance amending Chapter 91 of the Fort Wayne, Indiana, Code of Ordinances in order to allow urban chickens

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			
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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
CHAMBERS	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
DIDIER	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ENSLEY	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
FREISTROFFER	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
HINES	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
JEHL	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
PADDOCK	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TUCKER	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

DATED: December 12, 2023



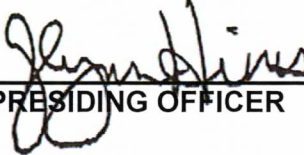
LANA R. KEESLING, CITY CLERK

Not Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as
General Ordinance No. G-23-11-57 on the 12th day of December , 2023

ATTEST:



LANA R. KEESLING
CITY CLERK



PRESIDING OFFICER