

1 CITY OF LITTLETON, COLORADO

2  
3 ORDINANCE NO. 4

4  
5 Series of 2010

6  
7 INTRODUCED BY COUNCILMEMBERS: *Brinkman and Stahlman*

8  
9 AN ORDINANCE OF THE CITY OF LITTLETON,  
10 COLORADO, AMENDING CITY CODE SECTIONS 10-1-2, 10-  
11 3-2 AND 10-4-4 AND ADDING SECTION 10-4-4 (B) 2.5  
12 PERTAINING TO CHICKENS

13  
14 WHEREAS, the City Code currently lists adult chickens as household pets and the  
15 City Code limits the number of adult household pets to three (3).

16  
17 WHEREAS, the City Council desires to allow four (4) chicken hens as an accessory  
18 use in the R-1, R-2, R-3 and R-E Zone Districts.

19  
20 NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE  
21 CITY OF LITTLETON, COLORADO, THAT:

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23 Section 1: Littleton City Code Section 10-1-2 is amended as follows:

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25 PETS, HOUSEHOLD: Any domesticated animal commonly kept at a place of residence, not  
26 including livestock (except ~~chickens~~ and ducks as allowed under subsection 10-4-4 (B) 3 of this  
27 title), mink, chinchilla or other commercial furbearing animals. Household pets include dogs,  
28 domestic cats, ~~chickens~~, ducks, canaries, parrots, hamsters, guinea pigs and similar rodents, fish,  
29 reptiles and other species normally sold at a local pet shop. The term "household pet" does not  
30 include any species capable of inflicting substantial physical harm to man.

31  
32 Section 2: Littleton City Code Section 10-3-2 is amended to add a new land use  
33 category 2.80 for chickens and designate chickens as an accessory use in R-1, R-2, R-3 and R-E  
34 Zone Districts.

35  
36 Section 3: Littleton City Code Section 10-4-4, Subsection B, paragraph 3 is amended  
37 as follows:

38  
39 3. Maximum Number of Pets: Household pets are permitted; provided, that not more than three (3)  
40 pets are adult dogs, cats, ~~chickens~~, ducks, or rabbits or any combination of these species. The  
41 numbers of these species younger than six (6) months are not restricted. This does not preclude the  
42 legitimate use or keeping of any laboratory animals for scientific research, or veterinarian purposes  
43 or for resale in a pet shop. This shall not be interpreted to prohibit the keeping of livestock in  
44 districts where permitted.

45

6 **Section 4:** Littleton City Code section 10-4-4, subsection B is hereby amended by  
7 adding a new paragraph 2.5 to read as follows:  
8

9 2.5 Chickens: As accessory to a single family residential use in the R-1, R-2, R-3 , RE zone  
10 districts, a maximum of not more than four (4) chicken hens are permitted, subject to the following  
11 standards:

12 (a) The chicken hens must be provided with a covered predator-resistant chicken house  
13 that is properly ventilated and designed to be easily accessed, cleaned and maintained. The  
14 chicken house must have a minimum of two (2) square feet of floor space per bird with an  
15 attached outdoor enclosure. The outdoor enclosure must have a minimum of ten (10) square  
16 feet per bird.

17 (b) Neither the chicken house nor the outdoor enclosure may be located less than fifteen  
18 (15) feet from any abutting property line.  
19

20 (c) Roosters prohibited. No person may own or keep a rooster in R-1, R-2, R-3, and R-E  
21 Zone Districts.  
22

23 (d) The chicken hens may not be killed by or at the direction of the owner or keeper  
24 thereof, except pursuant to lawful order of an appropriate state, county, or city official, or for  
25 the purpose of euthanasia when surrendered to a licensed veterinarian or the Humane Society  
26 for such purpose, or as otherwise expressly permitted by law.  
27

28 (e) Odor, dust, waste, and drainage must be controlled so as not to constitute a nuisance,  
29 safety hazard or health problem to adjoining property or uses.  
30

31 **Section 5:** Severability. If any part, section, subsection, sentence, clause or  
32 phrase of this ordinance is for any reason held to be invalid, such invalidity shall not affect the  
33 validity of the remaining sections of this ordinance. The City Council hereby declares that it would  
34 have passed this ordinance, including each part, section, subsection, sentence, clause or phrase  
35 hereof, irrespective of the fact that one or more parts, sections, subsections, sentences, clauses or  
36 phrases may be declared invalid.  
37

38 **Section 6:** Repealer. All ordinances or resolutions, or parts thereof, in conflict  
39 with this ordinance are hereby repealed, provided that this repealer shall not repeal the repealer  
40 clauses of such ordinance nor revive any ordinance thereby.  
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5 INTRODUCED AS A BILL at a regularly scheduled meeting of the City Council of the City of  
6  
7 Littleton on the 16<sup>th</sup> day of March, 2010, passed on first reading by a vote of Ordinance.  
8

9 5 FOR and 1 AGAINST; and ordered published by posting at Littleton Center, Bemis  
10 Library, the Municipal Courthouse and on the City of Littleton Website.

11 PUBLIC HEARING on the Ordinance to take place on the 6<sup>th</sup> day of April,  
12 2010, in the Council Chambers, Littleton Center, 2255 West Berry Avenue, Littleton, Colorado, at  
13 the hour of 7:00 p.m., or as soon thereafter as it may be heard.

14 PASSED on second and final reading, following public hearing, by a vote of 6 FOR and  
15 1 AGAINST on the 6<sup>th</sup> day of April, 2010 and ordered published by posting at  
16 Littleton Center, Bemis Library, the Municipal Courthouse and on the City of Littleton Website.

17 ATTEST:

18  
19 Wanda Heffner  
20 CITY CLERK

Doug Clark  
PRESIDENT OF CITY COUNCIL

22 APPROVED AS TO FORM:  
23  
24 [Signature]  
25 CITY ATTORNEY  
26