

## PROPOSED TEXT AMENDMENT TO THE CITY OF HOLLYWOOD ZONING CODE OF ORDINANCES – CHICKENS

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### CHAPTER 92: ANIMALS

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#### § 92.02 KEEPING OF ANIMALS AND FOWL WITHIN CITY PROHIBITED; EXCEPTIONS.

(A) The maintaining of slaughterhouses within the city is prohibited. The keeping of poultry, dogs, cattle and other domestic or wild animals within the city is prohibited except as provided in the Zoning Code Zoning and Land Development Regulations of the city; however, the keeping of dogs and other small domestic animals as household pets shall be permitted within the city, but said household pets shall not be kept for breeding purposes.

~~—(B) All places where the keeping of poultry, dogs, cattle and other domestic animals and the maintained of slaughterhouses were permitted prior to June 10, 1958, are excepted from this section, except that in the event any such places shall cease to keep poultry, dogs, cattle and other domestic animals or to maintain slaughterhouses, such businesses shall be prohibited thereafter.~~

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#### § 92.18 DANGEROUS DOGS.

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(B) *Definitions.*

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**DANGEROUS DOG.** Any dog that, because of its aggressive nature, training or characteristic behavior, presents a risk of serious physical harm or death to human beings, or would constitute a danger to human life, physical well-being, or property if not kept under the direct control of the owner or custodian. This definition shall not apply to dogs utilized by law enforcement officers in the performance of their duties. The term "dangerous dog" includes any dog that according to the records of either the City's Office of Code Enforcement, Broward County Animal Control, or any law enforcement agency:

(1) Has aggressively bitten, attacked, endangered, or inflicted severe injury on a human being on public or private property, or when unprovoked, has chased or approached a person upon the street, sidewalks, or any public grounds in a menacing fashion or apparent attitude of attack, provided that such actions are attested to in a sworn statement by one or more persons and dutifully investigated by any of the above-referenced authorities;

(2) Has more than once severely injured or killed a domestic animal while off the owner's property;  
or

(3) Has been used primarily or in part for the purpose of dog fighting, or is a dog trained for dog fighting.



(4) No dog which kills a chicken at large will, for that reason alone, be considered a dangerous or aggressive animal.

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## **FOWL**

### **§ 92.35 SCOPE, INTENT OF SUBCHAPTER; COMPLIANCE REQUIRED.**

(A) The provisions of this subchapter shall apply to any and all fowl, including chickens, ducks, geese, turkeys, peafowl and pheasants; and the failure to list by name any fowl herein shall not be deemed to exclude such fowl from the provisions hereof as all fowl are intended to be included within the provisions hereof.

(B) Any person who shall have or keep any chickens, ducks, poultry or other fowl within the city limits, in any location where the same may be kept under the provisions of the City Zoning Code and any other applicable ordinances, shall comply with the terms and provisions of this subchapter. This subchapter is not intended and shall not be construed to permit the keeping of chickens, ducks, poultry, and other fowl in any location other than provided by the ~~Zoning Code~~ Zoning and Land Development Regulations and other applicable ordinances of the city; rather, this subchapter is intended to regulate the keeping of such fowl upon premises wherein such keeping is otherwise permitted.

### **§ 92.36 PENS, COOPS, AND OTHER ENCLOSURES.**

(A) (1) Every person who shall have or keep any chickens, ducks, poultry, or other fowl within the city limits shall keep and have such poultry upon premises which are kept in a safe, clean and sanitary condition.

(2) If such poultry or other fowl shall be kept upon wire above the ground, the droppings therefrom shall be cleaned away every other day; such as, each two days, in order that said premises shall be clean and sanitary and no odors may emanate therefrom.

(3) In the event such fowl shall be kept upon the ground, such premises shall be cleaned every other day or as frequently as may be necessary to keep the premises in a safe and sanitary condition, and so that no odors may emanate therefrom.

(4) Chickens must be secured within a covered henhouse, chicken tractor, and/or fenced pen/run area at all times and are not allowed to run at large upon any public properties or off the premises of the owner. The henhouse and pen/run area must be completely secured from predators with hardware cloth or similar material.

(5) It shall be unlawful for the owner or anyone having charge, control or custody to keep any fowl within the corporate limits of the city which makes excessive noise as to disturb the sleep, peace, or quietude of any inhabitant of this city.

(6) Dead chickens must be disposed of consistent with Florida Statute 823.041.

~~—(B) Every person who shall keep any fowl within the city limits shall provide for their keeping in such enclosures, pens, coops, or other facilities as shall assure that such fowl shall remain upon the premises of the owner thereof and shall not escape and run at large; and shall maintain such premises in a clean~~



and sanitary condition so that no odors shall emanate therefrom. Further, such fowl shall be located and kept so that no sounds shall emanate from such premises to the annoyance of people within the vicinity; and no person shall keep any fowl in any location where the sounds thereof (such as the crowing of roosters, quacking or ducks, or the raucous cries of other fowl) shall disturb any of the inhabitants of the vicinity.