

**VILLAGE OF CHASE
BYLAW NO. 892-2022**

A Bylaw to Amend the Village of Chase Zoning Bylaw No. 683-2006

WHEREAS the Council of the Village of Chase has adopted the Village of Chase Zoning Bylaw No. 683-2006;

AND WHEREAS the Council of the Village of Chase deems it necessary to amend Bylaw No. 683-2006;

AND WHEREAS the zoning amendment conforms to the Village of Chase Official Community Plan Bylaw No. 896, 2021 as amended from time to time;

AND WHEREAS the *Community Charter*, S.B.C. 2003, Chapter 26, authorizes a local government to regulate, prohibit and impose requirements in relation to animals;

NOW THEREFORE, the Council of the Village of Chase in open meeting assembled enacts as follows:

1. This Bylaw shall be cited for all purposes as "Village of Chase Zoning Amendment Bylaw No. 892-2022".
2. The following definitions are added to Section 2 – DEFINITIONS:

COOP means a weatherproof structure with walls and a roof used for the shelter of hens.

HEN means a domesticated female chicken that is at least 4 months old.

KEEP means the act of having the care, custody, control or possession of an animal.

OUTDOOR HEN ENCLOSURE means an open-air area attached to and forming part of a Coop having a bare earth or vegetated floor for Hens to roam and is enclosed with fencing material.

ROOSTER means a male chicken.

3. Section 4.15 Backyard Hens is added to Section 4 General Regulations with the following sections:

4.15.1 The keeping of hens for domestic use where the lot is greater than 550 square metres is permitted in the following residential zones:

- (a) Low Density Residential (R1)
- (b) Low Density – Small Lot Residential (R1A)
- (c) Medium Density Residential (R2)
- (d) Limited Medium Density Residential (R2A)
- (e) Recreational Residential (R5)

4.15.2 A maximum of 4 Hens per parcel, but no Roosters, are permitted on lands described in Section 4.15.1.

4.15.3 A person may not Keep a Hen unless that person first submits a completed Backyard Hen Permit application to the Village and receives validation of registration from the Village.

4.15.4 The fees payable for Backyard Hen Permits are those set forth in the Village of Chase Fees and Charges Bylaw, as amended from time to time, and no license shall be issued until the fee has been paid to the Village and the License Inspector has approved the granting of the license.

4.15.5 The Village may not validate a Backyard Hen Permit application form unless satisfied that:

- (a) the applicant is the owner of the lot and resides on the lot on which the Hens will be Kept, or the applicant resides on the lot and has written consent from the owner of the lot to Keep Hens on the lot;
- (b) a valid British Columbia Poultry Premises Identification number obtained from the Ministry of Agriculture, is provided to the Village for the lot; and
- (c) all other required information on the Village's Hen Permit application form has been provided.

4.15.6 A validated Backyard Hen Permit is not transferable from one person to another or from one lot to another.

4.15.7 Every validated Backyard Hen Permit will terminate if the owner or occupier of the lot named in the registration changes.

4.15.8 A person who Keeps Hens shall:

- (a) ensure that a Coop and attached Outdoor Hen Enclosure is provided on the lot;

- (b) ensure that the Coop is situated at least 3 m (9.84 feet) from the rear and side lot line and at least 3 m (9.84 feet) from any dwelling unit.
- (c) provide each Hen with at least 0.5 m² (4.3 square feet) of interior Coop floor area and at least 1 m² (10.8 square feet) of Outdoor Hen Enclosure area;
- (d) provide each Hen with its own nest box and perch that is at least 15 cm (6 inches long), within a Coop;
- (e) maintain the Coop and Outdoor Hen Enclosure in good repair and in a sanitary condition, free from vermin and noxious or offensive smells and substances;
- (f) ensure that the Coop and Outdoor Hen Enclosure are secured from sunset to sunrise;
- (g) ensure that the Coop is no more than 10 m² in floor area and 2 metres in height; and
- (h) ensure the Coop and Outdoor Hen Enclosure are situated in a back yard with a continuous fence that is in accordance with Section 4.10 Fences.

4.15.9 A person who Keeps Hens shall:

- (a) provide each Hen with food, water, light, ventilation, and care, sufficient to maintain the Hen in good health;
- (b) store feed within a fully enclosed container and remove any leftover feed in a timely manner;
- (c) store manure produced by Hens within a fully enclosed container, with no more than 0.08 m³ [2.8 cubic feet] of manure stored on the lot at a time and ensure removal of all other manure not used for composting or fertilizing in a timely manner;
- (d) display a valid British Columbia Poultry Premises Identification number on the lots where the Hens are kept; and
- (e) immediately consult a licensed veterinarian if a Hen becomes infected with an infectious or communicable disease. If the diagnosis of the veterinarian confirms that the Hen is infected with an infectious or communicable disease:
 - i. if the person is not the owner of the lot, immediately notify the owner of the lot; and
 - ii. both the person and the owner of the lot shall immediately adhere to national avian on-farm biosecurity standards recommended by the

Canadian Food Inspection Agency to reduce potential for disease outbreak.

4.15.10 a person who Keeps Hens shall not:

- (a) sell eggs, manure, meat, or other products derived from Hens;
- (b) slaughter a Hen on the lot;
- (c) dispose of a Hen except by delivering it to a farm, abattoir, veterinarian, or other operation that is lawfully permitted to keep or dispose of Hens; or
- (d) keep a Hen in a cage, kennel, or any structure or building other than a Coop and Outdoor Hen Enclosure, including in, upon, or under any building used for human habitation; or
- (e) permit a Hen within a residential dwelling unit or on a balcony or deck.

The fees payable for Backyard Hen Permits are those set forth in the Village of Chase Fees and Charges Bylaw, as amended from time to time, and no license shall be issued until the fee has been paid to the Village and the License Inspector has approved the granting of the license.

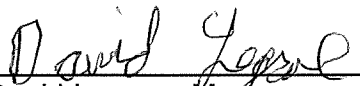
READ A FIRST TIME THIS 6th DAY OF SEPTEMBER, 2022

READ A SECOND TIME THIS 6th DAY OF SEPTEMBER, 2022

PUBLIC HEARING HELD THIS 11th DAY OF OCTOBER, 2022

READ A THIRD TIME THIS 8th DAY OF NOVEMBER, 2022

ADOPTED THIS 8th DAY OF NOVEMBER, 2022



David Lepsoe, Mayor



Sean O'Flaherty, Corporate Officer