

AN ORDINANCE AMENDING TITLE 10 OF THE SIGNAL MOUNTAIN TOWN CODE, SECTION 10-102, PARAGRAPH 3(d), REGARDING VARIANCES FOR PROPERTY LINE SETBACKS WHERE AN ADJOINING PROPERTY OWNER SUBMITS A LETTER OF SUPPORT FOR THE KEEPING OF CHICKENS AND FOWL WITHIN THE TOWN.

BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF SIGNAL MOUNTAIN,
TENNESSEE, THAT

SECTION 1. Title 10, Section 10-102, Paragraph 3(d), of the Signal Mountain Town Code is amended by deleting said section in its entirety and substituting in lieu thereof the following language:

- 3(d). Any chickens must be kept in a secure moveable enclosure at all times (not visible from the street) which has been approved by the Town Manager or designee. The size of any outside enclosure shall be a minimum of 10 square feet and the outside enclosure shall be set back at least 25 feet from any adjoining property line and at least 50 feet from any stream. Variances for property line set backs may be obtained upon approval from the Planning Commission. The Planning Commission shall approve any variance for a property line set back less than 25 feet as long as the adjoining property owner nearest to the enclosures submits a letter of support for the reduction in set back for the location of an outside enclosure. Upon change of ownership of any adjoining property owner who submitted a letter of support to the Planning Commission, the set back variance approved by the Planning Commission will become null and void and the applicant will have thirty (30) days to bring a new letter of support from the new adjoining property owner to the Planning Commission along with a request for a new variance which shall be considered at that time. The enclosure must provide adequate ventilation and adequate sun and shade and must be impermeable to rodents, wild birds, and predators, including dogs and cats. The enclosure shall provide a minimum of 2 square feet space inside for each bird.

SECTION 2. Date of Effect. This amendment shall be operative from and after final passage, the public welfare requiring it.

Passed 1st reading 5/11, 2009.

Passed 2nd reading 6/8, 2009.



MAYOR



RECORDER

PAN/kac