

Format note---this proposed ordinance is prepared in "legislative format": new verbiage proposed to be added is shown in bold type; any existing verbiage proposed to be deleted is shown lined-through.

CHARTER TOWNSHIP OF RUTLAND

BARRY COUNTY, MICHIGAN

ORDINANCE NO. 2024-192 (PROPOSED)

ADOPTED:

EFFECTIVE:

An Ordinance to amend §220-2-2 and §220-5-3 of the Rutland Charter Township Code pertaining to the keeping of livestock on a non-commercial basis accessory to an existing dwelling in the CR Country Residential District.

THE CHARTER TOWNSHIP OF RUTLAND

BARRY COUNTY, MICHIGAN

ORDAINS:

SECTION 1

AMENDMENT OF §220-2-2 (Definitions)

§220-2-2 of the Rutland Charter Township Code pertaining to the definitions of certain terms used in the Zoning Ordinance is hereby amended to revise the definition for the term "Animal Unit" to read as follows:

"ANIMAL UNIT (or ANIMALS PER ANIMAL UNIT) — **See §220-5-3.H.** For purposes of this Chapter, ~~the number of animals per animal unit shall be determined pursuant to the following equivalents:~~

- A. ~~Slaughter and Feeder Cattle: 1 animal equals 1.00 animal unit~~
- B. ~~Mature Dairy Cattle: 1 animal equals 1.42 animal units~~
- C. ~~Horses: 1 animal equals 2.00 animal units~~
- D. ~~Swine (weighing over 55 lbs.): 1 animal equals 0.40 animal unit~~
- E. ~~Sheep and Lambs 1 animal equals 0.10 animal unit~~
- F. ~~Laying Hens or Broilers: 1 animal equals 0.01 animal unit~~
- G. ~~Turkeys: 1 animal equals 0.018 animal unit~~

~~All other animal classes, types or sizes (eg. Nursery pigs) not listed, but defined in the Michigan Right to Farm Act or described in Michigan Commission of Agriculture and Rural Development policy, are to be calculated as one thousand pounds live weight equals one animal unit."~~

SECTION 2

AMENDMENT OF §220-5-3 (special land uses in CR Country Residential District)

§220-5-3 of the Rutland Charter Township Code pertaining to the designated special land uses in the CR Country Residential District is hereby amended to revise subsection H.2.-4. of same pertaining to the keeping of livestock on a non-commercial basis accessory to an existing dwelling on the premises, to read as follows:

- "H. Keeping of livestock on a non-commercial basis is allowable accessory to an existing dwelling on the premises, subject to all applicable provisions of this Chapter, including the generally applicable special land use approval standards specified in § 220-20-3, and also the following density, setback, and other requirements:
1. The minimum lot area for the keeping of any such animals is three acres.
 2. There shall be at least two acres of lot area per animal unit kept on the premises. ~~(See definition of "Animal Unit" in § 220-2-2)~~ **For purposes of this provision, only, the number of animals per animal unit shall be determined as follows:**
 - A. **slaughter and feeder cattle: one animal equals 1.00 animal unit.**
 - B. **mature dairy cattle: one animal equals 1.42 animal units.**
 - C. **horses: one animal equals 1.00 animal unit.**
 - D. **swine (weighing over 55 lbs.): one animal equals 0.40 animal unit.**
 - E. **sheep and lambs: one animal equals 0.10 animal unit.**
 - F. **laying hens or broiler chickens: one animal equals 0.01 animal unit.**
 - G. **turkeys: one animal equals 0.018 animal unit.**

H. Any other types or sizes of livestock not listed here are to be calculated as one thousand pounds live weight equals 1 animal unit.

3. All areas in which the animals are confined shall be located at least 100 feet from all existing **dwelling**s residences on adjacent properties.
4. All areas in which the animals are confined shall be located at least ~~200~~ **50** feet from any wellhead, and shall not include any drain field.
5. Roosters are prohibited. Otherwise permissible chickens shall at all times be confined to a chicken coop or otherwise enclosed structure and not allowed to free range.”

SECTION 3

REPEAL OF CONFLICTING ORDINANCES; EFFECTIVE DATE

All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed. This Ordinance shall take effect on the eighth day after publication or on such later date as may be required by law.

Robin Hawthorne, Clerk
Charter Township of Rutland