

**Dear Commissioners, Here is a draft of proposed language dealing with animals in the Village of Wayne.**

**Please do not discuss this material outside of our regularly scheduled meeting.**

**My commentary is highlighted in yellow**

**I'm suggesting an entirely new section in the code that covers all animals so that everything on the subject is in one place So the existing 10-7B-1 would need to be edited as follows.**

A. Principal Uses: Those uses permitted in a W1 district, except a guesthouse and except in the noncommercial pursuit of agriculture and private stables as accessory uses. ~~there shall be not more than two (2) horses or more than two (2) other livestock animals kept on a lot containing two (2) acres of area, and on lots over two (2) acres in area, no more than one additional horse or other livestock animal in excess of two (2) shall be permitted for each one acre of lot area over two (2) acres. (Ord. 89-13, 5-16-1989)~~

**THIS IS THE start of THE NEW SECTION**

## **10-7-5 ANIMAL REGULATIONS**

**(I don't know if this is the best place to put this section, maybe there is a better place)**

### **A. PREAMBLE**

The Village of Wayne is a rural suburb with a rich equestrian heritage. Our zoning ordinance has been calibrated to accommodate horses and other animals kept primarily as pets. The village is neither a farming nor agricultural community and **the keeping, raising, or breeding of animals as a business is not permitted.**

### **B. DEFINITIONS:**

**Note: some of these definitions currently exist in "Chapter 2 DEFINITIONS". For clarity and ease of use, I think all definitions relating to animals should be moved and incorporated into this section.**

**DOMESTICATED PETS:** Dogs, cats, and other small animals typically kept as household pets.

**HORSES:** The term horses shall include horses, ponies, donkeys, and mules

**COMMERCIAL KENNEL:** Any premises or portions thereof in which dogs, cats or other domesticated pets are kept, maintained, boarded, bred or cared for in return for remuneration, or are kept for the purpose of sale.

**NEW DEFINITION PRIVATE KENNEL:** A shelter or enclosed area designed to accommodate non-commercial household pets.

**LIVESTOCK ANIMALS:** For purposes of this ordinance, alpacas, goats, and llamas shall be considered livestock animals. To control breeding, no intact males are permitted.

**POULTRY:** For purposes of this ordinance, the only poultry allowed are hens (the female of the species "Gallus gallus domesticus", commonly known as chickens. No roosters or other poultry species are allowed.

**NEW DEFINITION PROHIBITED ANIMALS:** All other animal species not specifically enumerated in this section are not permitted on any lot.

**C. ALLOWABLE LIMITS FOR PERMITTED ANIMALS**

1. A maximum of 4 dogs, 4 cats, and 4 other domesticated pets are permitted on a lot.
2. On lots in excess of 2 acres,
  - a. Either one (1) horse or one (1) livestock animal is allowed for each full acre of lot size.
  - b. However, goats shall be limited to 3 for each full acre up to a maximum of 6 goats total per lot.
  - c. For each 3 goats, or portion thereof, the number of allowable horses or other livestock animals shall be reduced by one (1).
  - d. Partial or fractional acres shall not be considered when calculating the number of permitted animals.
3. Except for domesticated pets and poultry, all other animals are not permitted on lots less than two (2) acres.
4. Except by special use, no commercial kennels shall be permitted in the Village.
5. All permitted animals shall be provided a stable, private kennel or other adequate shelter and exercise areas.
6. All animals shall be vaccinated by an Illinois licensed veterinarian.

**D. HENS, COOPS AND PENS: (this is an existing section just re-numbered)**

1. Permitted Accessory Uses: The following is a permitted accessory use on a residential lot of eight thousand (8,000) square feet or more in Residential Zoning Districts W-1 through W-5: no more than one coop and pen and, in addition to and without limiting the number of other livestock animals permitted on the lot (if any), no more than the greater of either six (6) hens per lot or four (4) hens per acre up to a maximum of twelve (12) hens on any lot, further provided that any lot adjoining smaller lots shall not be permitted to keep or maintain more than the maximum number of hens permitted on the smallest adjoining lot (if any). Residential lots that are less than eight thousand (8,000) square feet or that adjoin a residential lot less than eight thousand (8,000) square feet are not permitted to build, keep or maintain coops, pens or hens.
2. The entirety of this section, and all permissions granted by it, will expire and be deemed null and void twenty-four (24) months after the effective date of this section unless and for such time as it may be extended (if at all) by subsequent ordinance issued by the Village Board. (Ord. 19-13, 8-20-2019; amd. Ord. 21-05, 3-16-2021)