

City of Ogallala

PERMIT APPLICATION TO KEEP LIVESTOCK OR FOWL

Fowl

- Permit Application filled out by applicant.
- Copy of Municipal Code Chapter 90 Article 15(b) given to applicant.
- Applicant notified by City Clerk if application accepted and they can proceed with building a structure, or if it requires approval by the Ogallala City Council.
- Upon completion of Structure, applicant notifies Planning and Zoning Administrator (308-289-0640) when they are ready for an inspection.
- If approved by Planning and Zoning Administrator, a Permit is issued by City Clerk and Fowl can now be housed in structure.

Livestock

- Permit Application filled out by applicant.
- Copy of Municipal Code Chapter 90 Article 15(b) given to applicant.
- Applicant notified by City Clerk if application accepted or if it requires approval by the Ogallala City Council.
- A Permit is issued by City Clerk and Livestock can now be maintained on property.

City of Ogallala

PERMIT APPLICATION TO KEEP LIVESTOCK OR FOWL

Date _____

Name of Applicant _____

Email Address: _____

Home Address _____ City _____ State _____

Home Telephone _____ Business/Cell _____

a) Types of livestock or fowl: _____

b) Number of livestock or fowl to be located at the specific location: _____

c) Address where livestock or fowl will be maintained: _____

d) Square Footage of lot where the livestock or fowl will be located: _____

e) City Zoning Classification of location: _____

f) Structures or facilities at location for maintaining livestock or fowl (explain the structures or facilities to be erected upon receiving permit): _____

- g) Diagram of proposed lot for housing Fowl, including:
 - a. Size and location on the property depicting the structure to house the fowl
 - b. The shortest distance from the structure to house the fowl to each neighboring property line.
 - c. The shortest distance from the structure to house the fowl to each neighboring residential structure.

I have been provided a copy of Ogallala City Code Chapter 90 Article 15(B). I have read, understand, and agree to comply with the requirements of this ordinance. I also understand that any permit issued may be revoked for probable cause by the City of Ogallala.

Applicant's signature _____ Date _____

City Clerk _____ Date _____

Action		
<input type="checkbox"/> Approved	<input type="checkbox"/> Disapproved	Date _____
Permit Number _____		
Planning & Zoning Administrator _____		

§ 90.15 ANIMALS AND FOWL; PERMITS.

(B) *Permits.*

(1) *Livestock permit.* It shall be unlawful for any person to keep or maintain within the corporate limits any horse, mule, sheep, cow, goat, swine, or other livestock without first obtaining a permit from the City of Ogallala. One horse or cow, and suckling offspring up to 6 months, may be permitted on a 43,560 square foot lot, plus one animal for each additional 43,560 square feet. There shall be a maximum of five (5) animals per single tract of land.

(2) *Fowl permit.* It shall be unlawful for any person to keep or maintain within the corporate limits chickens (hens only), without first obtaining a permit from the City of Ogallala. Four chickens (hens only) may be permitted on a 5,000 square foot lot, plus one chicken (hens only) for each additional 5,000 square feet. There shall be a maximum of six (6) chickens (hens only) per lot. Such fowl shall be maintained within pens, enclosures or shelters that are no closer than 20 feet to a neighboring residence and no closer than 15 feet to a neighboring property line.

(3) *Other animals and other fowl.* It shall be unlawful for any person to keep or maintain within the corporate limits exotic animals, animals, or other fowl not mentioned above without first obtaining a permit from the City Council.

(4) *Sanitary Regulations.* The owner of any animal or fowl as described in this section shall keep all pens, enclosures and shelter structures wherein such animals or fowl are kept in a clean and sanitary condition so as not to give off offensive odors which are a source of discomfort to persons residing in the vicinity thereof. The owner of any animal or fowl shall not allow offal, manure, and waste material of such animal or fowl to accumulate or remain in the pens, enclosures, and shelter areas, excluding pasture acreage, upon which such animal or fowl resides or is confined in any manner which is conducive to the breeding or attraction of flies, mosquitoes, or other noxious insects or in any manner which endangers the public health or safety or which creates an unhealthy environment. The maintenance or permitting of any of the foregoing conditions on any such lot or parcel is hereby declared to be a public nuisance. The owner of any animal or fowl shall in a sanitary manner remove or dispose of all offal, manure, and waste material accumulating from such animal or fowl at least once every seven (7) days.

(5) *Revocation and suspension of permit.* Any permit issued to keep any animal or fowl or the exception provided for herein shall be subject to revocation or suspension for violation of the permit or landowner of any of the provisions of this chapter or other ordinances of the City now in effect or hereafter enacted.

(6) *Additional animals.* Conditional approval for additional animals may be granted by the City Council.

(7) *Preexisting rights.* After (Date of passage of ordinance), the uses of land or structures used for livestock or fowl that would be prohibited under this chapter shall be considered nonconforming. It is the intent of this chapter to permit these nonconforming uses to continue, provided that they conform to the following provisions:

(a) When a nonconforming use of a structure, or structure and premises in combination, is, in fact, discontinued or abandoned for a period of 30 days or more, the structure, or structure and premises in combination, shall not thereafter be used except in conformance with the regulations of this chapter.

(b) No structure, or structure and premises in combination used for livestock or fowl permitted by this chapter which has been damaged to the extent of more than 60% of its assessed fair market value immediately prior to damage, shall be rebuilt, altered, or repaired, except in conformity with the regulations of this chapter.

(2007 Code, § 3-302) Penalty, see § 90.99

Statutory reference:

Related provisions, see Neb. RS 16-235 and 16-240