

ORDINANCE NO.: 2014- 34
INTRODUCED BY: MR. MUSCENTI

3796

AN ORDINANCE
AMENDING SECTION 505.15 OF THE CODIFIED ORDINANCES OF THE
VILLAGE OF CHAGRIN FALLS TO LIMIT THE KEEPING OF CERTAIN
ANIMALS IN THE VILLAGE AND TO PERMIT CHICKENS TO BE KEPT
ONLY ON PARCELS ZONED IN AN R1-100 DISTRICT.

WHEREAS, this Council desires to amend the Village's ordinances to expressly permit chickens only on parcels zoned in an R1-100 District; and

WHEREAS, the Council has referred this Ordinance to the Planning and Zoning Commission for a report and recommendation; and

WHEREAS, Council has held a public hearing on this Ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF CHAGRIN FALLS, CUYAHOGA COUNTY, STATE OF OHIO:

SECTION 1. That Section 505.15, "Certain Animals Prohibited", of the Codified Ordinance of the Village of Chagrin Falls, be and is hereby amended as follows:

"505.15 CERTAIN ANIMALS PROHIBITED.

- (a) No person shall harbor, maintain or control a wild, dangerous or undomesticated animal within the Village.
- (b) "Wild, dangerous or undomesticated animal" means an animal whose natural habitat is the wilderness and which, when maintained in human society, is usually confined to a zoological park or exotic animal farm and which:
 - (1) Is a venomous snake, spider or reptile or is a snake that is a constrictor; or
 - (2) Is an omnivorous or carnivorous animal that weighs more than twenty-five pounds and which is a predator in its natural habitat; or
 - (3) Is an animal which, by reason of its size, strength or appetite, would, if unrestrained and free in the Village, cause peril to persons, household pets, buildings, landscape or shrubbery; or
 - (4) Is an animal that makes noises with sufficient frequency and volume as to constitute a nuisance to persons in the immediate vicinity of the animal; or
 - (5) Is an animal that emits offensive odors as to constitute a nuisance to persons in the vicinity of the animal; or
 - (6) Is, by illustration and without limitation to the following: a lion, tiger, mountain lion, jaguar, cheetah, leopard, panther, bear, wolverine, elk, moose, caribou, elephant, giraffe, rhinoceros, hippopotamus, wild ox or boar.
- (c) No person shall own, harbor, or keep any farm animal within the Village except that

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chickens may be kept on parcels zoned R1-100, One-Family Residential as set forth in Section 1125.09.

(d) "Farm animal" means:

(1) Chickens, Ducks, Geese, or any other fowl; and

(2) Sheep, Goats, Horses, Cattle, Swine, or any other hoofed animal.

(e)(c) Whoever violates any provision of this section is guilty of a misdemeanor of the third degree.

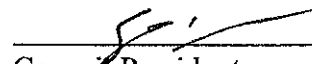
SECTION 2. That existing Section 505.15, of the Codified Ordinances of the Village of Chagrin Falls, and any other ordinance in conflict herewith, be and the same are hereby repealed.

SECTION 3. That actions of this Council concerning and relating to the passage of this legislation were adopted in lawful meetings of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in compliance with all legal requirements, including Chapter 114 of the Codified Ordinances of the Village of Chagrin Falls.

SECTION 4. That in accordance with Section 113.01 of the Codified Ordinances of the Village of Chagrin Falls, public notice of this Ordinance shall be given by posting a copy thereof for not less than fifteen (15) days in the Village Hall.

SECTION 5. That this Ordinance shall take effect and be in force after the earliest period allowed by law.

PASSED: July 28, 2014

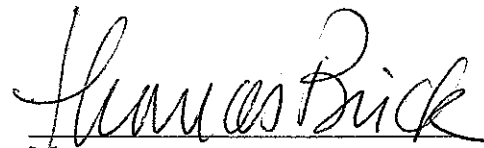


Council President

Submitted to the Mayor for
his approval on this
29 day of July, 2014

Approved by the Mayor

July 29, 2014



Mayor

I hereby certify that Ordinance No. 2014-34 was duly enacted on the 28 day of July, 2014, by the Council of the Village of Chagrin Falls and posted in accordance with Section 113.01 of the Codified Ordinances of the Village of Chagrin Falls.



Clerk of Council