



223 S. Chestnut Street
Kimball, NE 69145
308-235-3639
www.kimballne.org

SPECIAL USE PERMIT APPLICATION FOR BACKYARD CHICKEN HENS

Owner(s)/Applicant Name
Property Address
Phone# E-mail

As owner of this property, I hereby authorize the use as described below:

Signature of Property Owner Date

Application is hereby made to the City of Kimball requesting a permit to house up to chickens on the following property: (No more than 4 chicken hens are permitted per parcel.)

- 1. Is the chicken coop predator-proof with a solid top?
2. Is the chicken facility a maximum of 120 square feet...
3. Does the chicken facility and run meet the minimum setback requirements...
4. Is the chicken coop less than seven feet at the highest point of the roof?
5. Is the chicken facility located between the rear of the structure and the front yard lot line of the property?

Your signature below acknowledges that you have read, will abide by, and fully understand Article 11-305.3.3 of the City of Kimball Zoning Ordinance.

Signature of Applicant Date

For Office Use Only

Inspection of property completed on _____ day of _____

Comments:

Signature
Zoning Administrator

Date

11-305.3 SPECIAL USES. Keeping of animals.

1. The City Council may issue a special use permit for the keeping of domestic hoofed livestock, small livestock, fowl, or other animals not otherwise prohibited or regulated by this Zoning Ordinance. Such special use permits shall be issued after placing appropriate conditions upon the permit, including the term of the permit and the conditions of confinement and care of the animal. Criteria to be considered in the issuance of the permit shall include but not be limited to noise, smell, proximity to adjacent property, the kind and number of animals, the size of animals, the facilities of the applicant, sanitation facilities and requirements, and other neighborhood considerations. The special use permit may not be transferred to another owner or property. Property owners within three hundred (300) feet of any lot line of the premises of the applicant shall be given written notice by first-class mail, not less than fifteen (15) days prior to the date of issuance of the permit. The application fee for a special use permit shall be \$50.00, which is not refundable and includes the City's cost to mail the notices to adjacent property owners.
2. A special use permit for keeping of animals may be revoked for failure to comply with the requirements stated in the special use permit. Revocation is administrative following investigation and fact-finding by the City Administrator. An appeal of the revocation may be made to the City Council, which following a public hearing that purpose, may uphold the revocation, or modify the order of the City Administrator, or repeal the revocation.

ADD: (Ordinance # 755, 10/17/2017)

3. **Backyard Chicken Hens.**

The City of Kimball may issue a special use permit for the keeping of backyard chicken hens. Such special use permit shall be issued without requiring a public hearing and subject to the following criteria:

- a. No more than four (4) chicken hens are permitted per parcel.
- b. Roosters are prohibited. No person may own or keep a rooster in any district not zoned agricultural. Upon determining that a chick is actually a rooster, the permit holder shall have seven days to remove the rooster from the permitted property.
- c. Backyard chicken hens are restricted to the rear or backyard of any lot in a residential zoning district.
- d. All chicken hens shall be kept in a coop that shall meet the following requirements:
 - (1) Be predator-proof with a solid top
 - (2) Provide water at all times
 - (3) Are limited to a maximum of 120 square feet (including coop and chicken run) with at least four square feet of space per chicken for the chicken coop and run.
 - (4) Be no taller than seven feet at the highest point of the roof.
 - (5) Not be located between the rear of the structure and the front yard lot line.
 - (6) Meet the setback requirement for the zoning district in which the property is located.
 - (7) All coops shall be regularly cleaned not less than monthly to control dust, odor, waste and not constitute a nuisance, safety hazard, or health problem to surrounding properties. All waste shall be removed from the premises.
 - (8) No slaughtering allowed.