

**TOWN OF LUMSDEN
BYLAW NO. 2024-06
URBAN HENS**

A BYLAW OF THE TOWN OF LUMSDEN, IN THE PROVINCE OF SASKATCHEWAN, TO REGULATE AND CONTROL
URBAN HENS

The Council of the Town of Lumsden in the Province of Saskatchewan enacts as follows:

1. DEFINITIONS

1.1 In this Bylaw:

- (a) **Administrator** - The person appointed as administrator pursuant to Section 111 of *The Municipalities Act*.
- (b) **Bylaw Enforcement Officer** – The person or persons appointed or contracted by the Council of the Town of Lumsden for the purpose of enforcing the provisions of this Bylaw.
- (c) **Council** - The Mayor and Councillors of the municipality, elected pursuant to the provisions of *The Local Government Election Act*.
- (d) **Lumsden Urban Hen Committee** – A group comprised of all Urban Hen permit holders.
- (e) **Municipality** - The Town of Lumsden.
- (f) **Poultry** – Domesticated fowl, including but not limited to, ducks, geese, turkeys, guinea fowl, peafowl, quail, swans, doves, pheasants, grouse, pigeons or partridge, but does not include Urban Hens.
- (g) **Rooster** – A domesticated male chicken.
- (h) **Structure** – Anything erected or constructed for the purpose of housing urban hens, including coops and runs.
- (i) **Urban Hen** – A domesticated female chicken, of any age, that is kept for egg production or as a pet but does not include a chicken raised for meat production.

2. PERMITS FOR URBAN HENS

- 2.1 No person within the Town shall keep Urban Hens on residential properties without first being issued a permit under this bylaw.
- 2.2 Every applicant shall provide the following to the Town of Lumsden, forming a part of their application for Urban Hens:
 - (a) Completed Form "A", Urban Hen Application Form,
 - (b) Signed declaration stating that the applicant has reviewed the required education package provided by the Town regarding the keeping of urban hens,
 - (c) Provide a site plan indicating the location of any structures related to housing Urban Hens and their distances from the property lines,
 - (d) Provide an inspection report, signed by two members of the Lumsden Urban Hen Committee, indicating the member has inspected the site and structures and that they comply with the regulations of this bylaw.
- 2.3 The Town may issue a permit, with or without conditions, refuse a permit and/or revoke a permit, at any time.
- 2.4 A permit may be revoked if:
 - (a) The permittee fails to comply with any conditions upon which the permit was issued or fails to comply with any provisions of this bylaw;
 - (b) The permit was issued as a result of false, incorrect or misleading information; or
 - (c) The permittee fails to obtain urban hens within eight (8) weeks of receiving a permit.

3. GENERAL PROVISIONS

- 3.1 Urban Hens may only be kept in Residential and Future Development zoning districts, pursuant to the Town of Lumsden Zoning Bylaw.
- 3.2 No permittee shall keep more than four (4) Urban Hens.
- 3.3 Urban Hens may be kept for egg production or as pets; meat chickens are not permitted.
- 3.4 The permittee must reside on the property where urban hens are being kept.
- 3.5 Poultry and roosters are strictly prohibited.
- 3.6 Urban hens are not permitted to run at large; beyond the boundaries of the permitted property.
- 3.7 Urban hen coops and runs shall be maintained in a sanitary condition and kept free from obnoxious odors, substances and vermin.
- 3.8 Permittees must provide each hen with food, water, shelter, light, and ventilation, heat in winter months, veterinary care, dust-baths, opportunities for essential behaviours such as scratching and all sufficient to maintain the hen in good health.
- 3.9 Urban Hens shall not be slaughtered or euthanized on the property.

- 3.10 Deceased Urban Hens shall not be disposed of, except by delivering it to a farm, abattoir, veterinarian, or other facility that has the ability to dispose of deceased hens, lawfully.
- 3.11 No person shall keep a hen in a cage, except when isolating the hen for health purposes.

4. COOP AND RUN REGULATIONS

- 4.1 Structures for urban hens may only be kept in rear or side yards.
- 4.2 Each urban hen must be provided with at least 0.37 m² (4 ft²) of indoor coop floor area, and at least 0.92 m² (10ft²) of enclosed covered outdoor run area.
- 4.3 Provide and maintain, in each coop, perch space for each hen, that is at least 30.48 cm (12 in) long, and one nesting box for every 2 (two) hens.
- 4.4 Keep each hen enclosed within the yard. Hens cannot wander outside of the property;
- 4.5 Adhere to the location and size of coops:
 - (a) Coops need to be located at least 3 m (10 ft) from the rear and side lot lines, except where a rear or side lot does not abut a residential property.
 - (b) Coops need to be located at least 3 m (10 ft) from any door or window of a dwelling.
 - (c) Coops can be no more than 2 m (6.5 ft) in height.
 - (d) Coops cannot occupy an area of land larger than 9.2 m² (99 ft²).
- 4.6 Each hen enclosure must be constructed and maintained to prevent any rodent from harbouring underneath or within it or within its walls, and to prevent entrance by any other animal.
- 4.7 Keep each coop closed from sunset to sunrise.
- 4.8 Leftover feed, trash, and manure must be removed in a timely manner.
- 4.9 Manure must be stored within a fully enclosed structure, and no more than 3 (three) cubic feet of manure can be stored at a time.
- 4.10 All other manure not used for composting or fertilizing must be removed.

5. PENALTY

- 5.1 A Bylaw Enforcement Officer who has reason to believe that a person has contravened any provision of this bylaw may serve on that person a Notice of Violation, with fines pursuant to Schedule A of this bylaw, which shall indicate that the municipality will accept a voluntary payment, to be paid in full to the municipality within thirty (30) days.
- 5.2 Where the municipality receives voluntary payment of the amount prescribed under Schedule A within the time specified, the person receiving the Notice of Violation shall not be liable to prosecution for the alleged contravention.
- 5.3 Every person who contravenes any provision of this bylaw is guilty of an offence and if a voluntary payment is not made, is liable upon summary conviction to the penalties provided in the General Penalty Bylaw of the municipality.

6. SEVERABILITY

A decision of the court that one or more of the provisions of this Bylaw are invalid in whole or in part does not affect the validity, effectiveness or enforceability of the other provisions or parts thereof with respect to this Bylaw.

7. COMING INTO FORCE

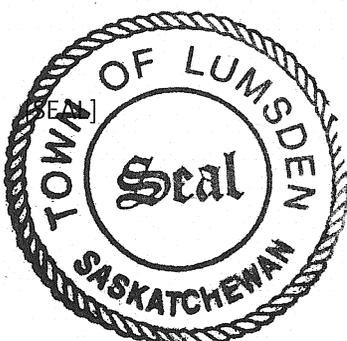
This Bylaw shall come into force and take effect on the final date of passing by Council.

READINGS

Read a first time this 21st day of May, 2024.

Read a second time this 11th day of June, 2024.

Read a third time and passed this 11th day of June, 2024.



[Signature]

 Mayor

[Signature]

 Chief Administrative Officer

**TOWN OF LUMSDEN
FORM "A" to Bylaw 2024-06
Application**



Town of Lumsden

Urban Hen Application

APPLICANT INFORMATION				<input type="checkbox"/> Owner	<input type="checkbox"/> Resident
Full Name	<i>Last</i>	<i>First</i>			
Address	<i>Street Name and Number</i>			<i>PO Box</i>	
<i>Apartment/Unit #</i>	<i>City/Town</i>	<i>Province</i>	<i>Postal Code</i>		
Cell Phone:		Business Phone:			
Email Address:		Fax Number:			

Property Owner Information (Please leave blank if information is same as above)					
Full Name	<i>Last</i>	<i>First</i>			
Address	<i>Street Name and Number</i>				
<i>Apartment/Unit #</i>	<i>City/Town</i>	<i>Province</i>	<i>Postal Code</i>		
Cell Phone:		Email Address:			

APPLICATION REQUIREMENTS (ensure all items below are included in the application package)	
Completed Application	
Application Fee \$50.00	
Letter of permission from the owner of the property where the hens will be kept (not required if owner is the applicant).	
Site Plan (include location of the coop, run, and any other accessory structures, showing dimensions and setbacks).	
Lumsden Urban Hen Committee Inspection Report.	
Indicate number of hens to be kept on the property: _____	

Applicant(s)/owner(s) declaration

I/We _____ being the registered owner(s) of the subject property located at _____, solemnly declare that:

1. I/We understand and acknowledge that submission of the application under the Town of Lumsden Bylaw No. 2026-06, being a bylaw to regulate the keeping of Urban Hens, does not guarantee that a permit will be issued under the bylaw, and that the permit will not be issued until all requirements of the bylaw are fulfilled to the satisfaction of the municipality.
2. I/we have reviewed the following documents:
 - "Bird Health Basics" by the Canadian Food Inspection Agency;
 - "How to prevent and detect disease in small flocks and pet birds" by the Government of Canada; and
 - "Guide to Urban Chickens and Small Flocks" by Alberta Farm Animal Care.
3. All of the above statement are true and I make a solemn declaration, conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath by virtue of the Canada Evidence Act.

Applicant Signature

Date

**TOWN OF LUMSDEN
SCHEDULE "A" to Bylaw 2024-06**

FEES

SECTION	DESCRIPTION	FEE
2	Urban Hens Application	\$50.00

PENALTIES

SECTION	DESCRIPTION OF OFFENCE	FIRST OFFENCE	SECOND & SUBSEQUENT OFFENCES
2.1	Failure to obtain permit for urban hens	\$150.00	\$300.00
3.2	Keeping more than four (4) urban hens on one property	\$150.00	\$300.00
3.5	Keeping a rooster or poultry	\$50.00	\$100.00
3.6	Failure to keep urban hen on the permitted property	\$50.00	\$100.00
3.7	Failure to keep sanitary coop/run conditions	\$100.00	\$200.00

