

CITY OF WHITE HOUSE
Board of Mayor and Aldermen, Planning Commission, and Board of Zoning Appeals
Joint Study Session
Agenda
August 14, 2023
6:00 p.m.

1. Call to Order by the Mayor
2. Roll Call
3. Adoption of the Agenda
4. New Business
 - a. Discuss regulations regarding chickens within city limits.
5. Adjournment

TITLE 10

ANIMAL CONTROL

CHAPTER

1. IN GENERAL.
2. DOGS.

CHAPTER 1

IN GENERAL

SECTION

- 10-101. Running at large prohibited.
- 10-102. Pen or enclosure to be kept clean.
- 10-103. Adequate food, water, and shelter, etc., to be provided.
- 10-104. Keeping in such manner as to become a nuisance prohibited.
- 10-105. Cruel treatment prohibited.
- 10-106. Seizure and disposition of animals.
- 10-107. Inspections of premises.
- 10-108. Duty of the court.
- 10-109. Improper care prohibited.

10-101. Running at large prohibited. It shall be unlawful for any person owning or being in charge of any dogs, cows, swine, sheep, horses, mules, goats, or any chickens, ducks, geese, turkeys, or other domestic fowl, cattle, or livestock, knowingly or negligently to permit any of them to run at large in any street, alley, or unenclosed lot within the corporate limits. (1979 Code, § 3-101, as amended by Ord. #96-13, July 1996, and Ord. #14-26, Dec. 2014)

10-102. Pen or enclosure to be kept clean. When animals or fowls are kept within the corporate limits, the building, structure, corral, pen, or enclosure in which they are kept shall at all times be maintained in a clean and sanitary condition. (1979 Code, § 3-103, as renumbered by Ord. #14-26, Dec. 2014)

10-103. Adequate food, water, and shelter, etc., to be provided. No animal or fowl shall be kept or confined in any place where the food, water, shelter, and ventilation are not adequate and sufficient for the preservation of its health and safety.

All feed shall be stored and kept in a rat-proof and fly-tight building, box, or receptacle. (1979 Code, § 3-104, as renumbered by Ord. #14-26, Dec. 2014)

10-104. Keeping in such manner as to become a nuisance prohibited. No animal or fowl shall be kept in such a place or condition as to become a nuisance either because of noise, odor, contagious disease, or other reason. (1979 Code, § 3-105, as renumbered by Ord. #14-26, Dec. 2014)

10-105. Cruel treatment prohibited. It shall be unlawful for any person to beat or otherwise abuse or injure any dumb animal or fowl. (1979 Code, § 3-106, as renumbered by Ord. #14-26, Dec. 2014)

10-106. Seizure and disposition of animals. Any animal or fowl found running at large or otherwise being kept in violation of this chapter may be seized by an animal control officer or by any police officer and confined in a pound provided or designated by the board of mayor and aldermen. If the owner is known he shall be given notice in person, by telephone, or by a postcard addressed to his last-known mailing address. If the owner is not known or cannot be located, a notice describing the impounded animal or fowl will be posted in at least three (3) public places within the corporate limits. In either case the notice shall state that the impounded animal or fowl must be claimed within five (5) days by paying the pound costs or the same will be humanely destroyed or sold. If not claimed by the owner, the animal or fowl shall be sold or humanely destroyed, or it may otherwise be disposed of as authorized by the board of mayor and aldermen.

The pound keeper shall collect from each person claiming an impounded animal or fowl reasonable fees, in accordance with a schedule approved by the board of mayor and aldermen, to cover the costs of impoundment and maintenance. (1979 Code, § 3-107, as amended and renumbered by Ord. #14-26, Dec. 2014)

10-107. Inspections of premises. For the purpose of making inspections to insure compliance with the provisions of this chapter, an animal control officer, or a police officer, shall be authorized to enter, at any reasonable time, any premises where he has reasonable cause to believe an animal or fowl is being kept in violation of this chapter. (1979 Code, § 3-108, as amended and renumbered by Ord. #14-26, Dec. 2014)

10-108. Duty of the court. Fines imposed and costs assessed for violations of this chapter which are not paid within thirty (30) days of the judgment shall be collected in the same manner and with the same fees as judgments of the General Sessions Courts of Tennessee, including, by not limited to, garnishment of wages and attachment of bank accounts.

Further, upon conviction of a pet owner of a third separate offense of allowing the same animal to run at large, the city judge shall have the authority to order the animal impounded. In the event of such impoundment, the owner must request a hearing before the city judge within thirty (30) days of

impoundment to determine whether the pet should be returned to the owner. If no hearing is requested, or if at the hearing the owner fails to convince the city judge of future compliance with this chapter, the impounded pet may become available for adoption. (as added by Ord. #97-05, June 1997, as renumbered by Ord. #14-26, Dec. 2014)

10-109. Improper care prohibited. All animal(s) or pet(s) that are kept outdoors that are subject to weather conditions must have access to barn, doghouse, or other shelter. This shelter must be so constructed to protect the animal(s) from the heat and cold weather conditions (weatherproof). The shelter must be large enough for the animal(s) to stand up and turn around in.

In the winter months this shelter must be lined with dry hay, straw, wood chips, or carpet to help keep the animal(s) warm. The door or opening should have some type of covering such as burlap, rubber, or heavy gauge plastic to protect animal(s) from cold winds.

In the summer months or hot conditions animal(s) or pet(s) must have access to shade during all daylight hours.

During all times of the year, animal(s) or pet(s) must have access to a quantity of clean and fresh water at all times to meet the animal(s) needs. Snow or ice is not adequate water source. (as added by Ord. #07-29, Sept. 2007, as renumbered by Ord. #14-26, Dec. 2014)

**Zoning Ordinance
Article IV**

**Supplementary Provisions
Applying to Specific Districts**

Last Updated 12-16-21

4.170

Residential Agricultural Uses (Added by Ordinance 06-06, February 16, 2006)

Regulations for properties between (1) and (5) acres:

1. Residential property must be designated as R-40, R-20, and R-15, Residential Zoning Districts on the official zoning map.
2. Property must be over one (1) acre in size.
3. Agricultural use shall be an accessory to residential use and shall only be a personal use by residents of the property.
4. Property must not be located within a suburban or urban residential and commercial area as determined by the Board of Zoning and Appeals to prevent adverse effects to adjoining properties and uses, including but not limited to, odors and rodents infestation.
5. The land area reserved for the agricultural use and number of animals shall be determined by the Board of Zoning based on type of agricultural use proposed, acreage of the property, and adjoining property uses.
6. The agricultural use of the property shall not injuriously affect public health or become a nuisance because of noise, odor, etc.
7. All animals shall be within an enclosure and shall not run at large. The locations of enclosures and cages shall be determined by Board of Zoning and Appeals including preventing animal cages from being located in front yard and requiring adequate setbacks of animal enclosures from adjacent houses and property lines. No enclosure of poultry shall be within 10 ft of property line.

Regulations for properties between five (5) and twenty (20) acres:

1. Residential property must be designated as R-40, R-20, and R-15 Residential Zoning Districts on the official zoning map.
2. Property must be over (5) acres in size.
3. Agricultural use shall be an accessory to residential use and shall only a personal use by residents of the property.
4. Property must not be located within a suburban or urban residential and commercial area as determined by the Board of Zoning Appeals to prevent adverse effects to adjoining properties and uses.
5. The land area reserved for the agricultural use and number of livestock shall be determined by the Board of Zoning Appeals based on type of agricultural use proposed, acreage of the property, and adjoining property uses.
6. The agricultural use of the property shall not injuriously affect public health or become a nuisance because of noise, odor, etc.

Regulations for properties larger than twenty (20) acres:

1. Residential property must be designated as R-40, R-20, and R-15 Residential Zoning Districts on the official zoning map.
2. Property must be over (20) twenty acres in size.
3. Property must not be located within a suburban or urban residential and commercial area as determined by the Board of Zoning Appeals to prevent adverse effects to adjoining properties and uses.
4. The land area reserved for the agricultural use and number of livestock shall be determined by the Board of Zoning Appeals based on the type of agricultural use proposed, acreage of the property, and adjoining property uses.
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6. The agricultural use of the property shall not injuriously affect public health or become a nuisance because of noise, odor, etc.