

For:

Introduction and referral to PC: 07/08/2025

Review and recommendation by PC: _____

Public hearing: _____

Adoption: _____

Effective: _____ (Date of approval by Mayor for Chapter 147 changes and _____ for Chapter 250 (Zoning) changes - pursuant to Maryland Land Use Article, Sections 4-203(b)(2) and 4-204 zoning provisions take effect 10 days after the public hearing)

THE TOWN OF MANCHESTER, MARYLAND

ORDINANCE NO. 267

**AN ORDINANCE TO AMEND PART II
OF THE CODE OF THE TOWN OF MANCHESTER
ENTITLED “GENERAL LEGISLATION”, BY AMENDING PROVISIONS OF
CHAPTER 147 ENTITLED “PROPERTY MAINTENANCE”, SECTION 147-
ENTITLED “KEEPING OF FOWL OR ANIMALS”; AND BY AMENDING
PROVISIONS OF CHAPTER 250 ENTITLED “ZONING”, ARTICLE XX ENTITLED
“TERMINOLOGY”, SECTION 250-125 ENTITLED “DEFINITIONS; WORD USAGE”
AND THE DEFINITION OF “AGRIGULTURE OR AGRICULTURAL PURPOSES”
FOR THE PURPOSE OF PROHIBITING THE KEEPING OR MAINTENANCE OF
FOWL, CHICKENS, DUCKS AND POULTRY AND TO PROHIBIT POULTRY
HUSBANDRY WITHIN THE TOWN LIMITS [EFFECTIVE _____, 202_]**

WHEREAS, the Mayor and Town Council have determined it to be in the best interests of the Town and its residents to prohibit throughout the Town the keeping or maintenance of fowl, chickens, ducks and poultry, or the engagement in poultry husbandry, throughout the Town [effective _____, 202_], because the Town Council finds that such uses are incompatible with particularly residential uses in the Town; and

WHEREAS, pursuant to the Town Code, Section 250-117 and the Land Use Article of the Maryland Code, Section 4-203(b), a public hearing was held before the Town Council on _____, 202_ to take public comment on this proposed ordinance change.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF MANCHESTER:

Section 1. That Chapter 147 entitled “Property Maintenance”, Section 147-7 entitled “Keeping of fowl or animals” be and is hereby repealed and reenacted with amendments as follows:

§147-7. Keeping of fowl or animals.

[Effective _____, 202_], it shall be unlawful to keep any fowl within the limits of the Town, and whenever it shall be a nuisance or menace to health, it shall be unlawful for any person or persons to keep any fowl or animal on any property located within the corporate limits

of the Town of Manchester, and any person or persons convicted of violating this section shall be subject to such fine as provided in § 147-12 of this chapter.

Section 2. That Chapter 250 entitled “Zoning”, Article XX entitled “Terminology”, Section 250-125 entitled “Definitions; word usage” be and is hereby enacted as follows:

§250-125. Definitions; word usage.

* * *

AGRICULTURE or AGRICULTURAL PURPOSES

The raising of farm products for use or sale, ~~including animal or poultry husbandry~~, and the growing of crops, such as grain, vegetables, fruit, grass for pasture or sod, trees, shrubs, flowers and similar products of the soil, but [as of _____, 202_] shall not include the keeping or maintenance of fowl, chickens, ducks or poultry or engagement in poultry husbandry.

BE IT ENACTED AND ORDAINED BY THE AUTHORITY AFORESAID, that

Chapter 147 changes in this Ordinance shall take effect the ____ day of _____, 202_, and that Chapter 250 (Zoning) changes shall take effect on the ____ day of _____, 202_.

Introduced the ____ day of _____, 202_.

Enacted this ____ day of _____, 202_ by a vote of _____ in favor and _____ opposed.

ATTEST:

Kelly J. Baldwin, Secretary

_____, Vice-President

Approved this ____ day of _____, 202_.

ATTEST:

Kelly J. Baldwin, Secretary

Melinda Smith, Mayor

REVIEWED AND APPROVED AS TO LEGAL FORM AND SUFFICIENCY.

This ____ day of _____, 202_.

/s/ Thomas V. McCarron

Thomas V. McCarron, Town Attorney