

ORDINANCE NO. 242

**AN ORDINANCE AMENDING TITLE 10-SECTION 10-104  
FOR PURPOSES OF EXCLUDING COMMERCIAL  
CHICKEN HOUSES**

WHEREAS, the City of Whitwell enacted Title 10, section 10-104 which provides "no animal or fowl shall be kept in such a place or condition as to become a nuisance because of either noise, odor, contagious disease, or other reasons"; and

WHEREAS, the City of Whitwell has determined that under the current provisions, commercial chicken houses may be disqualified from operating in the City of Whitwell; and

WHEREAS, the City of Whitwell Board of Commissioners deems it in the best interest of promoting commercial enterprise and the citizens of Whitwell to amend Title 10, section 10-104 for the purpose of excluding commercial chicken houses regulated by the state and federal government.

NOW THEREFORE, BE IT ORDAINED by the City of Whitwell Board of Commissioners, that Ordinance Title 10, section 10-104 be amended to add the following sentence. "This provision shall not exclude commercial chicken houses that comply with all state and federal regulations."

That all other provisions in Title 10, Section 10-104 shall remain in effect unless subsequently amended; and

That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed; and

This ordinance shall take effect from and after its final passage and publication, the public welfare requiring it.

First Reading

5/20/04

Second Reading 6-3-04

Third Reading 6-10-04

Robin Nepper  
City Recorder

Doug Campbell  
Mayor

