

ORDINANCE NO. 23-02

ORDINANCE AMENDING THE TEXT OF THE ZONING ORDINANCE  
FOR THE TOWN OF MIDWAY, NORTH CAROLINA  
TO ADD REGULATIONS FOR KEEPING OF POULTRY OR SMALL FARM ANIMALS

BE IT ORDAINED by the Town Council of the Town of Midway, North Carolina that the Zoning Ordinance is hereby amended as follows:

**Section 1.** Article VI. Development Standards, Section 6.01 Standards for Permitted Uses is hereby amended to add the following text:

(Q) Poultry or Small Farm Animals, Keeping of

Section A. No person may keep within the Town limits any poultry or small farm animals except pursuant to the provisions of this section.

Section B. Definitions

- (1) "Poultry" includes, but is not limited to, live chickens, doves, ducks, geese, grouse, guinea fowl, partridges, pea fowl, pheasants, pigeons, quail, swans, turkeys, chicks, poult, and other species generally identified as poultry.
- (2) "Small farm animals" means live rabbits but shall not mean any size of any of the following: cattle, sheep, goats, swine, horses, or mules.
- (3) "Lot" means a parcel of land of at least sufficient size to meet minimum zoning requirements for use, coverage, and area, and to provide such yards and other open spaces as herein required.
- (4) "Bona fide farm" has the meaning given to "Farm - Bona Fide" in the Town's Zoning Ordinance.
- (5) "Micro farm" shall have the meaning given in the Town's Zoning Ordinance.

Section C. Requirements for Keeping Poultry and Small Animals

- (1) Control of Poultry and Small Farm Animals. It shall be unlawful for the owner or keeper of poultry or small farm animals:
  - (i) To permit any poultry or small farm animal to be or run at large within the Town; or
  - (ii) To be outside such animal's enclosure on a lot of less than five acres.

**Section 2.** Article III. Permitted and Conditional Zoning Districts, Section 3.09, Table of Permitted Uses, is hereby amended to add Poultry or Small Farm Animals, Keeping of as follows:

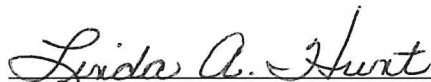
Use	RA-1	RA-2	RA-3	RS	RM-1	RM-2	RC	CS	OI	HC	LI	HI	MX-R	MX-C
	Poultry or Small Farm Animals, Keeping of	D	D	D	D	D	D	D	D	D	D	D	D	D

**Section 3.** This ordinance shall become effective on its adoption.

This the 1<sup>st</sup> day of August, 2022.



John Byrum, Mayor



Linda A. Hunt, Town Clerk

