

Ordinance No. 561

An ordinance amending Section 6-7-16 of the Akron Municipal Code regarding special permits to keep animals otherwise prohibited under the Akron Municipal Code.

WHEREAS, the Akron Municipal Code currently establishes restrictions on the types and numbers of animals that may be kept, harbored, or possessed within the Town of Akron; and

WHEREAS, Section 6-7-16 of the Municipal Code provides a process for individuals to, at the discretion of the Board of Trustees for the Town of Akron, obtain permits allowing them to keep, harbor, or possess otherwise prohibited animals within the Town of Akron; and

WHEREAS, the Board of Trustees for the Town of Akron finds it necessary and proper to amend said Section 6-7-16 to further clarify the terms and conditions upon which permits may be granted for keeping, harboring, or possessing otherwise prohibited animals within the Town of Akron as more fully set forth herein.

NOW, THEREFORE BE IT ORDAINED by the Board of Trustees of the Town of Akron that Section 6-7-16 of the Akron Municipal Code is hereby amended to read as follows:

6-7-16: SPECIAL USE PERMIT

- A. An individual desiring to keep, harbor, or possess animals prohibited under this Chapter 7 of Article 6 of the Akron Municipal Code, or desiring to keep, harbor, or possess animals in excess of the numbers allowed under this Chapter 7 of Article 6 of the Akron Municipal Code may apply to the Board of Trustees for a Special Use Permit the possession of such animals within the Town of Akron.
- B. Such individual shall submit an Application for Special Use Permit on the form prescribed by the Board of Trustees and pay a non-refundable application fee in the amount the Board of Trustees may determine from time to time. The Application for Special Use Permit shall contain the following information:
 - 1. The applicant's name, address, and contact information.
 - 2. The address at which the animals will be kept.
 - 3. The number of and type of animals for which the applicant is seeking a special use permit. The applicant shall provide a reasonably sufficient description of each animal, including breed, age, name, and whether such animal has been spayed or neutered.

4. A description of the premises at which the animals will be stored, including the nature of any fencing or enclosures, and whether the animals will be kept indoors or outdoors.
 5. The applicant must provide a copy of the completed Application for Special Use Permit to all neighbors located within 300 feet of the location at which the animals will be kept within seven days of filing the Application for Special Use Permit with the Town of Akron.
- C. If approved by the Board of Trustees in accordance with this section applicants may be permitted to keep, harbor, or possess up to five (5) Animal Units on a minimum of two (2) contiguous acres of property. In no event shall the Board of Trustees grant a Special Use Permit authorizing keeping, harboring, or maintaining greater than five (5) Animals Units at any property. Animal Units shall be defined as follows:

TYPE	ANIMAL UNITS
Cattle	
Any age	1.00
 Equine	
Horse	1.00
Donkey	0.66
Miniature Horse	0.33
 Sheep	
Any age	0.33
 Goats	
All breeds and ages	0.33
 Swine	
Hog	0.33
 Elk	
Any age	1.00
 Buffalo	
Any age	1.33

Llamas and Alpacas

Any age 0.50

Fowl, Game Birds, Other Small Animals

Ostriches, emus, rheas 0.50

Rabbits 0.10

Mature Chickens, Turkeys, Geese, Ducks 0.10

- D. No permit shall be issued hereunder for any Residentially or Ranchette-zoned property unless the applicant demonstrates that the keeping, harboring, or possessing of animals on such property will be secondary or incidental to an allowed primary use for such property.
- E. The Board of Trustees shall have the sole and exclusive discretion to grant or deny any Special Use Permit sought under this provision. The Board of Trustees shall also have the sole and exclusive discretion to revoke any Special Use Permit issued hereunder.
- F. Persons who have obtained current Special Use Permit in accordance with this section shall not be in violation of the general provisions of this chapter prohibiting the animals authorized by the Special Use Permit.

The foregoing Ordinance was presented by Trustee Scott Porteus who moved its adoption. The motion was seconded by Trustee Derek Glosson and upon roll call vote of 4 yes and 0 no, the motion was approved.

Mayor Brittani Kusel

[S E A L]

ATTEST: _____
DENCIA RAISH, CMC
Town Clerk/Administrator

First Reading: August 5, 2019
Second Reading: September 9, 2019
Adopted this 9th day of September, 2019