

**ORDINANCE NO. 2020-2183**

**AN ORDINANCE OF THE CITY OF NEW PORT RICHEY, FLORIDA, PROVIDING FOR AMENDMENT OF CHAPTER 4 OF THE NEW PORT RICHEY CODE OF ORDINANCES; PERTAINING TO ANIMAL CONTROL; PROVIDING FOR PROHIBITION OF CHICKENS WITHIN THE CITY; PROVIDING FOR ENFORCEMENT; PROVIDING FOR CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.**

WHEREAS, within the city limits of the City of New Port Richey, Florida is a recurring condition which has resulted in the proliferation of chickens throughout the city;

WHEREAS, chickens are a detriment to the public health, safety, welfare and quality of life of the residents of the city; and

WHEREAS, it is declared as a matter of legislative determination and public policy that the provisions and prohibitions herein are necessary in the public interest; and it is further declared that the provisions and prohibitions herein are in pursuance of and for the purpose of securing and promoting the public health, safety, welfare and quality of life in the city in accordance with the city's police powers.

**NOW, THEREFORE, THE CITY OF NEW PORT RICHEY, FLORIDA HEREBY ORDAINS:**

**Section 1.** Chapter 4 of the Code of Ordinances, pertaining to animal control, is hereby amended to add Section 4-6 thereto, as follows (strikeout text is deleted and underlined text is added):

Sec. 4-6. – Chickens prohibited.

The keeping of live chickens within the city shall be prohibited. It shall be a violation of this Code of Ordinances to have, keep, maintain, or allow live chickens to be on any property within the city limits.

**Section 2.** **Enforcement.** This ordinance shall be enforced as provided for in the Code of Ordinances.

**Section 3.** **Conflict with Other Ordinances and Codes.** All ordinances or parts of ordinances of the City of New Port Richey, Florida, in conflict with the provisions of this ordinance, are hereby repealed to the extent of such conflict.

**Section 4. Severability.** If any provision or portion of this ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this ordinance shall remain in full force and effect.

**Section 5. Effective Date.** This ordinance shall take effect sixty (60) days after its adoption as provided by law.

The foregoing Ordinance was duly read and approved on first reading at a duly convened meeting of the City Council of the City of New Port Richey, Florida this 18<sup>th</sup> day of February, 2020, and read and adopted on second reading at a duly convened meeting of the City Council of the City of New Port Richey, Florida this 3<sup>rd</sup> day of March, 2020.

ATTEST:

By: \_\_\_\_\_  
Judy Meyers, CMC, City Clerk

By: \_\_\_\_\_  
Robert Marlowe, Mayor-Council Member

(Seal)

APPROVED AS TO FORM AND LEGALITY FOR THE  
SOLE USE AND RELIANCE OF THE CITY OF NEW  
PORT RICHEY, FLORIDA:

\_\_\_\_\_  
Timothy P. Driscoll, City Attorney