

New Mexico City/County Chicken Ordinances

Albuquerque

§9-2-4-3. Poultry limit is 15. No more than one rooster. Poultry is defined as any bird that is kept as a pet or any bird that is commonly used by humans for eggs or meat. Companion Birds are not considered Poultry in this article.

Alamogordo

§7-01-010. Poultry is defined as any chicken, duck, goose, turkey or similar bird.

§7-01-020. Poultry is permitted in areas specifically zoned for such use.

§29-03-010. Raising of poultry is permitted in R-1 (Single-Family Dwelling District) only if noncommercial purposes and if done on a scale that would not be objectionable to surrounding residences because of noise or odor.

Belen

§6.28.020. Unit of livestock means... fifteen chickens

§6.28.030. unlawful for any person to keep or maintain within city limits of Belen any commercial feed pens or pens for the feeding or fattening of any livestock, poultry or fowl.

§6.28.040. unlawful to keep or maintain within city limits of Belen one unit of livestock for less than 20,000 sq ft of land owned or controlled. May keep one additional unit of livestock for each additional 20,000 sq. ft of land owned or controlled. Pen or enclosure must be kept at least 100 feet from another's dwelling house. Pen shall be fenced in manner that animals have access to all the space at all times and not enclosed in any portion thereof except for short periods of time.

§6.28.050. permit required

§6.28.060. pens, enclosures and premises must be clean and in sanitary condition at all times.

Duty of the ACO to make inspections and enforce section.

Bernalillo

§7 A-1. Rural Agricultural Zone – Ranch, farm, dairy and rural residential activities. Display and sale of agricultural products including poultry raised on premises.

§9 R-1. Single-Family Residential Zone – lots not less than $\frac{3}{4}$ acre. Agricultural activity including raising poultry on lots of 3 or more acres.

Carlsbad

§56-3. Livestock is defined as animals including, but not limited to, horses, asses, mules, cattle, sheep, goats, swine, bison, poultry, rabbits, ratitae, camelids, members of the lama genus, or farmed cervidae. [poultry is not defined]

§56-42(b). Livestock (includes poultry) limited to rural residence district on lots with minimum of $\frac{3}{4}$ acre. On lots greater than one acre, poultry and rabbits may be kept with max of 24. May be sold but retail stands or structures are not permitted. Killing or dressing for commercial purposes are prohibited. Max of 1 crowing fowl per acre of land. Must be fenced. Readily available supply of potable water at all times. Sufficient shade must be provided. Animal waste must be properly dispose of every 24 hours. A minim of 40 sq. ft. of shall for each livestock animal.

Clovis

§6.16.020. Poultry means chicken, turkeys, geese, duck, guineas and game birds.

§6.16.060. No one shall keep poultry within 100 feet of any residence or business.

§6.16.070, §6.16.100. On two or more acres of land, no person shall keep poultry in excess of 25, nor be processed for the purpose of sale.

Shall provide adequate and sanitary pens or shelters. Shall not run or fly at large and must be kept in secure pens and shelters. Shall be cleaned daily of all insanitary waste and maintained in sanitary condition at all times. Pens and shelters shall be sprayed with effective insecticide as often as necessary to kill all flies and prevent fly breeding. Pens and shelters shall be kept dry and free of wet areas, pools or stagnant water.

Duty of city sanitation officer to do monthly inspections of all poultry pens and shelters and where insanitary conditions exist, shall be duty of officer to enforce provisions of chapter.

No person shall feed garbage, slop or mashes to livestock or poultry but shall dispense only dry feed and clean water.

Eunice

§10-2. Fowl – turkeys, geese, ducks, guineas, chickens and all other domestic fowl.

§10-111. It is unlawful to keep more than one fowl.

§102-140. Rural Residential Zone – on lots at least $\frac{1}{2}$ acre, poultry is permitted so long as they do not constitute a nuisance, no offensive noise, odor or dust, areas devoted to poultry shall be constructed and maintained to discourage concentration and breeding of insect pests. All animals are confined within owner's property boundaries.

Hobbs

Rural and Open Space Planning Districts

§18.08.020. Poultry and fowl defined as chickens, ducks, geese, turkeys, peacocks, guinea fowl, game fowl and pheasants. Minimum size of district is 5.0 acres. Minimum size of parcel .50 acres for keeping poultry. No covered shelter, pen or enclosure shall be permitted less than 100 feet from any water well for domestic use. Keeping of poultry shall not be permitted in required front, side, and street side yard setbacks.

Special Use Permit required.

Free range chickens – maximum 40 per each 10,000 sq ft of pasture or yard area

Isolate chickens – maximum 20 per each 10,000 sq ft of pasture or yard area

Ducks – free range – maximum 15 per each 10,000 sq ft of pasture or yard area

Geese and turkeys – free range – maximum 8 per each 10,000 sq ft of pasture or yard area

Must be kept in secure pen or enclosure not less than 30 feet from any private residence, hotel, apt house, hospital or school. It may be within 20 ft if such building is separated by a public alley and by a solid fence or wall at least 6 ft high.

Environmental Superintendent has duty and authority to investigate.

Las Cruces

§16-256. Livestock or poultry products is defined any product capable of use as human food which is wholly or partially made from meat.

§7-227. Rabbits, poultry, goats, sheep, miniature horses and the like:

Allowed on ½ acre or more. Open lot are not including dwelling unit shall be 2,000 sq ft for each animal, provided the total number of animals shall not exceed 100 regardless of size. Not kept closer than 35 ft from adjoining dwelling. Not permitted in required front, side and street side yard setbacks. Shall be provided adequate enclosures to contain within boundaries of owner's property. Not closer than 100 ft to a water well. Shall be maintained in clean, orderly and sanitary condition at all times. All manure removed at least once a week. All premises and facilities shall be treated weekly with biologically, ecologically, and environmentally approved pesticides for control of odors, insects and rodents. Areas adjacent to pen and where animals are kept shall be graded to drain away from such facilities so as to prevent ponding and insect harborage.

Los Lunas

§6.04.010. Livestock is defined as horses, cattle, pigs, sheep, goats, rabbits and/or poultry. [poultry is not defined.]

§17.44.060. Poultry is permitted in AR (Agricultural Residential) and RR (Rural Residential) zones so long as they do not constitute a nuisance, no offensive noise, odor or dust, areas devoted to poultry shall be constructed and maintained to discourage concentration and breeding of insect pests. All animals are confined within owner's property boundaries. (Similar to Eunice ordinance above).

Portales

§7-17. Permit required to house livestock (includes fowl –turkeys, chickens, ducks and geese). Only permitted in zones allowing livestock.

§410. Rural Agricultural Zone Poultry is permitted so long as they do not constitute a nuisance, no offensive noise, odor or dust, areas devoted to poultry shall be constructed and maintained to discourage concentration and breeding of insect pests. All animals are confined within owner's property boundaries. (Similar to Eunice and Los Lunas ordinance above).

Rio Rancho

§90.29 Female and immature male chickens may be owned, housed and kept within city only on lots of ½ acre in E-1 (Estate Residential District) zone. No more than 5 adult chickens.

Ruidoso

§54-31. Farming means an area which is used for growing, raising, producing and storage of agricultural products on a commercial basis, such as timber, livestock, poultry and foodstuffs, including the residence of those conducting and engaged in the operation. A farm shall not include commercial feedlots or sanitary landfills. [poultry is not defined.]

§54-96 Farming and ranching only allowed in AR (Agricultural Residential) Zone

Sandoval

§6. Livestock is defined as all domestic or domesticated animals that by custom and practice in New Mexico have been used or raised on a farm or ranch for agricultural purposes and including horses, asses, mules, cattle, sheep, goats, swine, bison, poultry, ostriches, emus, llamas, rheas, camelids, farmed cervidae, and similar animals, including exotic animals in captivity. Livestock does not include caninc or feline animals, or any animals not actually used for agricultural purposes. [poultry is not defined.]

§9(1). Only permitted in Rural Residential/Agricultural and Rio Rancho Estates Community Districts

Silver City

§6-6 Unlawful to keep or harbor any fowl, game bird or livestock within town limits except chickens.

Chickens allowed by permit subject to: maximum of 3 female chickens, no roosters, must be for household and non-commercial use; must be kept in predator-proof enclosure no less than 4 sq ft per chicken which is easily accessed, cleaned and maintained by owner; must contain a “chicken house” or “coop” so each chicken has a location to roost; outdoor enclosure shall located in backyard and not be closer than 20 feet to any neighboring property line, including the Town’s right of way; chickens shall be given adequate care and not treated cruelly or inhumanely; chickens shall be fed dry feed, clean water or kitchen scraps in a feed container kept free of garbage and rotten scraps.

Chickens shall be kept on a lot containing single-family dwelling. May be kept on lot under one ownership with multiple-family dwellings if all residents and the owner consent in writing.

The following Cities/Counties did not have anything specific to chickens, poultry, fowl or the like:

Bayard

Bloomfield

Farmington

Santa Fe

T or C

Tucumcari

Colorado City/County Chicken Ordinances

City/County of Denver

§8-91 Permit required to maintain, possess or harbor any fowl such as chickens, geese, ducks or turkeys. A fowl license is required for the keeping of up to 8 ducks and/or chickens combined. Must be at least 16 sq ft of permeable land for each duck or chicken plus adequate enclosed shelter for all ducks and chickens. Adequate shelter must be provided to protect ducks or chickens from elements and prevent wildlife or other predators from gaining entry. Adequate fencing shall be provided to prevent escaping when not in shelters.

Steamboat Springs

5 chicken hens or fewer per lot. No roosters. Coops shall meet minimum principle structure set back requirements. Coops must be neat and sanitary at all times and cleaned on a regular basis to prevent attraction of pest and offensive odors. Feed must be in bear-proof container if located outdoors. Not for commercial purposes.

Durango

§4-2 Poultry allowed in Residential-Agricultural zone.

§10-1-30 Residential, noncommercial keeping of chickens allowed: if a parcel has more than 1 dwelling unit, all adult residents and owners of parcel must consent in writing to allowing chicken hens on property; no more than 6 chicken hens, ownership and keeping of roosters over six months old is prohibited; permit to keep chickens is required; chicken hens must be provided with a covered enclosure that is predator-resistant, properly ventilated, easily accessed for cleaning and maintenance, and provide not less than 2 sq ft per chicken to be kept in such enclosure; during daylight hours chicken hens must be provided access to sun; the covered enclosure and an outdoor enclosure that is adequately fenced to prevent escape and provide protection from predators; chickens must be placed in covered enclosure between hours of dusk and dawn to provide protection from predators; covered and outside enclosure may be located not less than 15 feet from abutting property line or 30 feet from an inhabited dwelling unit, whichever is greater.