

**TOWN OF MARBLEHEAD
TOWN MEETING**

ARTICLE 14 Change Board of Health By-Law

Be it moved and seconded that the town bylaws Part I, Chapter 13, Article IV, Sections 13.13 and 13.14 be amended by deleting said Sections 13.13 and 13.14 and substituting the following for the deleted section:

Sect. 13-13 Permit Required to Keep Live Fowl

- A. Except when licensed by the Board of Health pursuant to this Section, live fowl may not be kept in the Town of Marblehead.
- B. Any person desiring to keep live fowl shall apply to the Board of Health for a license. The license shall contain a statement of the number and kind of fowl to be licensed and such conditions as may be required by the Board of Health. Licenses may be issued for a period of time not to exceed two years and shall not be transferable. Fees for applications and licenses under the Section 13.13 shall be \$25.00.
- C. Live fowl shall include, but not be limited to, chickens, pigeons, roosters, capons, hens, turkeys, pheasants, guinea fowl, ducks and geese other than wild species.
- D. No person shall keep any live fowl in any building used as a dwelling.
- E. The Board of Health may require that all coops, hutches or other such buildings used to house fowl shall be of durable construction and designed and maintained to allow for adequate cleaning and so as to prevent the harborage or shelter of rodents. All coops, structures or other such buildings used to house fowl shall be properly ventilated and kept dry. Floor surfaces shall be so constructed as to be easily cleanable.
- F. The owner shall provide for tightly covered and vermin-proof storage of animal feed.
- G. The Board of health may require additional conditions for the keeping of live fowl relating to sanitary conditions, the effects on the neighborhood, to promote the public health, and to assure the humane treatment of the kept fowl. The Board of Health may adopt regulations relating to the keeping of live fowl.
- H. All licenses granted for the keeping of animals or live fowl may be revoked by the Board of Health upon a written finding that such revocation is necessary for the public health or safety, or that conditions of the license have been violated. The revocation notice shall state the reasons for revocation.
- I. Any violation of either section shall be punished by a fine of not more than fifty dollars (\$50.00). Each day on which a violation exists shall be deemed a separate violation.

