

EXHIBIT A

Sec. 5-7. - Beekeeping.

~~It shall be unlawful to keep or harbor any bees in the City except in agricultural areas and four hundred (400) feet from inhabitants other than the owners thereof. Any beehive used or occupied by bees in violation of this section is hereby declared to be a nuisance. It shall be unlawful to keep or maintain any hive in the City except in areas four hundred (400) feet from inhabitants other than the owners thereof.~~

A. Purpose

The City Council finds that there is a need to regulate and set minimum standards for the keeping of bees within the corporate limits of the City to protect the public health, safety and welfare of its residents. This shall apply to those persons or entities who presently possess beehives or who intend to possess beehives in the future.

B. Compliance with Provisions

It shall be unlawful for any person to place, establish or maintain any hive, stand, box or apiary or keep any bees in or upon any premises within the corporate limits of the City, unless the bees are kept in accordance with the provisions of this Section.

C. Housing Requirements and Location; Number Restricted

1. Type of Houses: All bee colonies shall be kept in Langstroth-type hives with removable frames which shall be kept in sound and usable condition.
2. Materials -The materials used in making the Bee colonies shall be uniform in construction and color. The use of scrap, waste board, sheet metal or similar materials is prohibited.
3. Height: The height of any one hive shall not exceed five feet (5').
4. Location: No hive, stand or apiary shall be placed or kept:
 - a. On any part of the property that is considered frontage.
 - b. Number of Beehives: No more than two (2) beehives shall be placed or kept on a lot of 8000 square feet or less.
 - c. Closer than twenty five feet (25') to the property line of any adjoining developed property; or
 - d. Closer than fifty feet (50') to any house or other building located on developed property other than the residence of the keeper of such bees; or
 - e. Closer than fifty feet (50') to the nearest edge of a public street or sidewalk.
 - f. Any beehives kept on land not owned or possessed by the keeper of such Bees must first obtain written permission to do so from the owner or person lawfully in possession of such land. Such permission may be revoked at any time.
5. Multiple Number of Beehives: No more than two beehives shall be placed or kept in a location which is between 50 feet and 600 feet from a house or other building used for residential purposes other than the residence of the keeper of such bees.

D. Permit Required; Fee.

1. Any person keeping hives, stands, boxes or apiaries in accordance with Section 5-7 of this Article shall be required to obtain a permit from the City. The permit shall be valid from January 1 through December 31 of each year.
2. A fee for said permit will be required, the amount of which shall be as provided by ordinance or resolution or as otherwise permitted. The permit fee will be due upon initial application and each subsequent year of renewal, and will not be prorated if purchased for less than a year.

E. Future Development of Adjacent Property

In the event that any adjacent undeveloped property is developed, or residential structures are constructed closer than the distances herein prescribed, the keeper shall move or, if necessary, remove such hives, stands, boxes or apiaries to comply with these regulations.

F. Sign Requirements on Property Other Than Owner's.

Every person owning a hive, stand, box or apiary located on premises other than where he resides shall identify such hive, stand, box or apiary by a sign or other prominent marking stating in letters at least one inch (1") high on a contrasting background the name, address and phone number of the owner of such equipment.

G. Barrier

Any owner of a beehive maintained in accordance with the provisions of this Article shall establish and maintain a flyway barrier six feet (6') in height consisting of a solid wall, fence or combination thereof that is parallel to the property line so that all bees are forced to fly at an elevation of at least six feet (6') above ground level over the property lines in the vicinity of the apiary.

H. Required Watering Facility

Fresh, clean watering facilities for the bees shall be provided within twenty feet (20') of each hive, stand, box or apiary.

I. Exemptions

Nothing in this article shall be deemed or construed to prohibit the keeping of bees within a school, college, or university building for the purposes of study or observation, or within a physician's office or laboratory for the purpose of medical research, treatment, or other scientific purposes.

J. Violation and Penalty

The violation of any provisions of this Article is a public offense, and any person convicted thereof shall be punished as provided in Section of this Code. Each day that any violation of this Article continues shall constitute a separate offense.

Remove hives if established guidelines are not maintained as determined by Animal Control or Codes.

Upon a finding of guilt or a guilty plea for any offense in this section, the Judge may order that the hives be removed from the property.