

**ORDINANCE NO. xx-2023**

**AN ORDINANCE AMENDING  
CHAPTER 9 (PUBLIC PEACE AND GOOD ORDER) AND CHAPTER 17 (ZONING CODE)  
OF THE VILLAGE OF GERMANTOWN MUNICIPAL CODE**

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THE VILLAGE BOARD OF THE VILLAGE OF GERMANTOWN, WASHINGTON COUNTY, WISCONSIN, ORDAINS AS FOLLOWS:

**SECTION 1.** That Section 9.11 pertaining to the regulation of keeping poultry on property in the Village is revised as follows where words that are ~~stricken~~ are deleted and words that are underlined are to be added:

- 1) LIVESTOCK. No person shall keep or maintain any livestock such as horses, cattle, sheep, goats or pigs in any zoning district unless zoned "agricultural," except in the Rs-1 and Rs-2 Zoning Districts and upon conforming to the following standards:
  - a) Not more than one horse more than 6 months of age, or 2 miniature horses, per 2 acres. [See sections 17.14(1)(c)1. and 17.15(2)(a)1. of this Code.] To determine permissible numbers of horses in combination with miniature horses, acreage counted for either class shall be exclusive of acreage counted for the other. No livestock may be raised for profit in any residential district.
  - b) One Philippine pot-bellied pig (*sus scrofa*) per single-family household may be kept as a pet, but not for breeding purposes. Bred pot-bellied pigs shall be deemed livestock and are subject to the provisions of subsection (1) above. In addition, any person having a pot-bellied pig in his possession or under his control shall be subject to the running at large prohibitions provided in section 9.10(1) and (2) of this chapter and the animal excreta regulations provided in section 10.065(7)(i) of this Code.
- 2) POULTRY. No person shall keep or maintain poultry or fowl in any zoning district unless zoned "agricultural" except in the Rs-1 and Rs-2 Zoning Districts and upon conforming to the following standards:
  - a) Ten head of poultry or fowl may be kept on 2 contiguous acres.
  - b) Fifteen head of poultry or fowl may be kept for each contiguous acre of 3 or more.
  - c) Keeping roosters is prohibited.

**SECTION 2.** That Section 17.14(2)(a) pertaining to conditional uses allowed in the Rs-1: Single-Family Zoning District is revised as follows where words that are ~~stricken~~ are deleted and words that are underlined are to be added:

- 1) CONDITIONAL USES.
  - a) Raising of poultry, fowl, animals or fish for meat or by-products for family consumption only subject to the fencing and building setback requirements under Section 9.11(3.1) and 9.11(4).

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**SECTION 3.** That Section 17.15(2)(b) pertaining to conditional uses allowed in the Rs-2: Single-Family Zoning District is revised as follows where words that are ~~stricken~~ are deleted and words that are underlined are to be added:

2) **CONDITIONAL USES.**

b) Raising of poultry, fowl, animals or fish for meat or by-products for family consumption only subject to the fencing and building setback requirements under Section 9.11(3.1) and 9.11(4).

**SECTION 4.** That Section 17.41(1)(c) pertaining to accessory buildings on property designated as historic under Section 26 of the Village Code is created as follows:

c) **HISTORIC DESIGNATION EXCEPTION.** Residential dwellings and properties that have been designated "historic" pursuant to Chapter 26 (Historic Preservation) of the Village Code may be prohibited from constructing an attached garage in order to comply with and/or maintain the "historic" designation as defined therein. Therefore, residential properties located in all single-family residential zoning districts that have been designated "historic" and do not have a dwelling with an attached garage shall be allowed to construct one (1) additional detached accessory building up to a maximum area of 864 sqft subject to the historic designation "Certificate of Appropriateness" requirements under Section 26.05 of Village Code.

**SECTION 5.** This ordinance shall take effect and be in full force the day after its passage and publication, as provided by law.

Introduced by Trustee: \_\_\_\_\_  
Adopted: \_\_\_\_\_, 2023

Vote: Ayes: \_\_\_\_\_  
Nays: \_\_\_\_\_

\_\_\_\_\_  
Dean Wolter, Village President

ATTEST:

\_\_\_\_\_  
Donna S. Cox, Village Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Brian Sajdak, Attorney

Published: