



STAFF REPORT

MORGAN COUNTY PLANNING COMMISSION

PETITION FOR: TEXT AMENDMENT

Applicant: Morgan County Planning & Development
Applicant's Agent:
Zoning Ordinance: Morgan County Zoning Ordinance
Article 3 Definitions

Summary

In March 2017, regulations for Confined Animal Feeding Operations were approved. The Morgan County Zoning Ordinance contains a definition for Confined Animal Feeding Operations, but Staff is suggesting an expanded definition, which combines the definitions from EPA and USDA.

Current definition:

Confined Animal Feeding Operation: A building or fenced enclosure designed and used for the holding or fattening of animals in preparation for market.

Proposed definition:

Confined Animal Feeding Operation (CAFO): An agricultural enterprise where animals are kept in confined situations. CAFOs congregate animals, feed, manure and urine, dead animals, and production operations in a defined land area. Feed is brought to the animals rather than the animals grazing or otherwise seeking feed in pastures, fields, or on rangeland. A CAFO is also any agricultural operation that discharges manure or wastewater into a man-made ditch, stream or waterway, regardless of area size.

Additional Information

Approved language for CAFOs:

- (a) Confinement areas (open or enclosed) related to confined animal operations (excluding dairies), including but not limited to, poultry houses, feed lots, hog parlors, hog lots, or other structures containing livestock manure shall be set back a minimum of 400 feet from the front property line, 200 feet from the side and rear property lines, 100 feet from state water and 400 feet from any residence not occupied by the owner or caretaker. Poultry houses are limited to eight (8) 25,000 sqft or six (6) 39,200 sqft confinement areas per property. Minimum distance between property lines of confined animal feeding operations is a one half (1/2) mile. Structures related to dairies must be set back 200 feet from any property line. This ordinance does not affect

active grandfathered structures (with current production), provided that the above setbacks or formerly approved variances are maintained.