



VILLAGE OF SUGAR GROVE BOARD REPORT

TO: VILLAGE PRESIDENT & BOARD OF TRUSTEES

FROM: DANIELLE MARION, COMMUNITY DEVELOPMENT DIRECTOR

SUBJECT: ORDINANCE: TEXT AMENDMENT TITLE 5 CHAPTER 4 – ANIMAL CONTROL

AGENDA: SEPTEMBER 16, 2025

DATE: SEPTEMBER 4, 2025

ISSUE

Shall the Village Board approve an ordinance amending Title 5 Chapter 4 Section 2 At Large and Title 5 Chapter 4 Section 14 Residential Chicken Keeping of the Village Code.

DISCUSSION

The Board discussed the proposed text amendment at the previous Village Board meeting on September 2, 2025. While the board was supportive of some of the proposed changes, there were some items they requested to be revised.

The first item was the additional language that was added in section 5-4-2 they limited the types of animals that could be kept in a residential zoning district. The Board felt that the zoning code covered what was needed by restricting the keeping of livestock to only properties with an A1 zoning. It was expressed that the proposed language may prohibit a type of animal that the Board would in fact be ok with someone keeping and felt the additional language was not needed. However, the Board did seem to be in favor of adding language back into this section that limited the number of dogs and cats that one property may have. Staff has revised section d. under 5-4-2 in the attached Exhibit A to reflect these changes.

The second item that was discussed to be revised, was the minimum square footage for a chicken coop. The Board expressed that they felt that a reduction of the minimum square footage of a chicken coop from 10 square feet per hen to 4 square feet per hen seemed reasonable, however, to ensure that the chickens also had outdoor space and were not limited only 4 square feet of coop area it was suggested that a minimum required square footage of pen space be added. Staff reviewed regulations suggested by the board from another community and revised the chicken regulations to require a minimum of 4 square feet of coop area per hen and a minimum of 8 square feet of pen area per hen. These changes are also reflected in the attached Exhibit A.

COST

The cost associated to this would be to codify this text amendment.

ATTACHMENTS

- Ordinance approving a text amendment for Title 5, Chapter 4, Section 2 and Title 5, Chapter 4, Section 14
- Exhibit A – Propose Text Amendment

RECOMMENDATION

That the Village Board approve the Ordinance approving a text amendment for Title 5, Chapter 4, Section 2 and Title 5, Chapter 4, Section 14.

Exhibit A

5-4-2: AT LARGE:

A. No person owning or having an animal in his custody shall permit the same to go at large to the injury or annoyance of others, nor shall such animals be permitted at large upon the streets or other public ways of the Village.

B. Dogs while on the premises of their owner or keeper must be properly restrained by one (1) of the following methods:

1. Inside a secure enclosure, which shall include invisible fences,
2. On a leash or other tether which prevents the dog from crossing over the property of the premises owner or keeper to the private property of another (unless permission has been granted by said property owner), a public sidewalk, or a public right-of-way,
3. On a leash of sufficient strength and connection to the dog to prevent its escape and which is under the control of a capable person, or
4. If not on a leash or inside a secure enclosure, the dog must be obedient to the commands of the owner or keeper and the owner or keeper must be present.

C. Dogs off the premises of their owner or keeper must be restrained by either:

1. Being securely confined within a vehicle.
2. Within a secure enclosure, which shall include invisible fences, with the permission of the owner of the property where the enclosure is located or if no enclosure exists, dog may be off leash and must be obedient to the commands of the owner or keeper and the owner or keeper must be present and not allow the dog to enter the public sidewalk, public right-of-way, or private property of another (unless permission has been granted by said property owner).
3. Physically controlled at all times by the owner or authorized person with a leash of sufficient strength and connection to the animal to prevent escape. (Ord. 2016-06-21C, 6-21-2016)

D. No more than four (4) dogs or cats over four (4) months of age, shall be kept on a residential property at any given time.

5-4-14: RESIDENTIAL CHICKEN KEEPING:

A. Applicability: Private chicken coops are permissible in residential zones of the Village if kept in accordance with the requirements set forth in this Ordinance. This Ordinance shall not apply to chickens kept in agricultural zones of the Village.

Definitions:

COOP: A roofed building used to house hens.

HEN: The female of the species Gallus Gallus Domesticus; commonly known as chickens.

PEN: An enclosure connected to a coop for the purpose of allowing chickens to leave the coop while remaining fully enclosed and safe from predators.

ROOSTER: The male of the species Gallus Gallus Domesticus; commonly known as chickens.

B. Permit Required:

1. Applications for permit must be submitted to the Director of Community Development and must include the following minimum information:
 - a. Completed application provided by the Village.
 - b. Site plan accurately depicting the location of the proposed chicken keeping structures.

- c. Coop maintenance and waste management plan.
- d. Permit fee of sixty five dollars (\$65.00).
- 2. A permit for the keeping of chickens shall not be transferable nor run with the land.
- 3. If the application is for a new chicken coop, a Village building permit and final inspection will be required. If the application is for a residential chicken keeping permit that is a transfer of ownership with an existing coop, the applicant will need to submit for review a site plan for staff to verify if any changes have been made from the original building permit and site plan approval.
- 4. Electrical service to enclosures shall comply with all Village building and electrical codes, rules and regulations. Under no circumstances shall electrical service be provided to an enclosure and/or shelter by using extension cords or other temporary means.
- C. Number And Type Of Animals Permitted:
 - 1. Only the keeping of hens is permitted. The keeping of roosters is expressly prohibited.
 - 2. No more than four (4) hens are permitted on any lot zoned for and occupied as single family residential.
- D. Confinement:
 - 1. Hens shall be confined in a fully enclosed coop and pen structure at all times.
 - 2. Owner shall provide residential chickens with an enclosed coop at least ~~ten (10)~~ four (4) square feet in size per hen. Coop may not exceed fifty (50) square feet.
 - 3. Coop shall be maintained with an adjoining enclosed pen **not less than eight (8) square feet per hen**. Pen must be predator proof. Pen and coop area shall not cover more than twenty five percent (25%) of the rear yard of the property.
 - 4. Coop shall be located at least five feet (5') from any property line and at least twenty five feet (25') from any residential structure located on adjoining property. Coop shall be located at least ten feet (10') from any structure located on the same lot.
 - 5. A building permit shall be secured prior to construction or installation of any coop or pen.
 - 6. Coop shall be constructed of wood or composite material and maintained free of rot and peeling paint. Coop shall not be constructed of metal.
 - 7. Coop and pen shall be screened from adjoining properties by a six foot (6') solid fence or evergreen landscape materials which provide a solid screen.
- E. Nuisance:
 - 1. Feed shall be kept in rodent proof containers at all times.
 - 2. Coop and pen shall be maintained free of any detectable odor at adjoining property lines. **The enclosure and open space must be kept clean and sanitary at all times and not have an excessive accumulation of waste, litter, droppings, uneaten food, feathers, garbage and/or other deleterious substances.**
 - 3. Slaughter is prohibited.
 - 4. Hatching is prohibited.
 - 5. Animal breeding is prohibited.
- F. Number Of Permits To Be Issued:
 - 1. The Village shall issue a maximum of sixteen (16) permits authorizing the keeping of chickens.

2. Permits shall be issued on a first come, first serve basis until the limit is reached. A waiting list shall be maintained in the Department of Community Development and applicants shall be notified when permits are available.

3. Permit holders shall report the termination of chicken keeping on their property to the Department of Community Development.

G. Penalty: Failure to comply with these conditions may result in revocation of the license and fine not to exceed \$200 per day.

(Ord. 2017-08-01, 8-1-2017; amd. Ord. 2022-0118A, 1-18-2022)



**Village of Sugar Grove
Kane County, Illinois**

Ordinance No.: 2025-0916CD1

**AMENDING THE VILLAGE CODE TITLE 5, CHAPTER 4, SECTION 2: AT
LARGE & TITLE 5, CHAPTER 4, SECTION 14: RESIDENTIAL CHICKEN
KEEPING**

**Adopted by the
Village Board
of the
Village of Sugar Grove
September 16, 2025**

Published in pamphlet form by
Authority of the Village Board
of the Village of Sugar Grove,
Kane County, September 16, 2025

Village Clerk

(seal)



**VILLAGE OF SUGAR GROVE
KANE COUNTY, ILLINOIS**

ORDINANCE NO.: 2025-0916CD1

**AMENDING THE VILLAGE CODE TITLE 5, CHAPTER 4, SECTION 2: AT LARGE & TITLE
5, CHAPTER 4, SECTION 14: RESIDENTIAL CHICKEN KEEPING**

WHEREAS, the Village of Sugar Grove (the “Village”) is not a home rule municipality within Article VII, Section 6A of the Illinois Constitution and, pursuant to the powers granted to it under 65 ILCS 5/1-1 *et seq.*; and,

WHEREAS, the Village deems it necessary and proper to amend its regulations by amending the current provisions and add a limit to the number of dogs and cats permitted to be kept under 5-4-2, At Large; and,

WHEREAS, the Village deems it necessary and proper to amend its regulations by amending the current provisions and adding language to the requirements for residential chicken keeping to include a reduction in the minimum required square footage for a coop to require four (4) square feet per hen, and add a minimum requirement of eight (8) square feet of pen space per hen section 5-4-14, Residential Chicken Keeping; and,

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF SUGAR GROVE, KANE COUNTY, ILLINOIS, AS FOLLOWS:

SECTION ONE: Title 5 – Chapter 4 – Section 2: At Large

1. The following provisions of the Village of Sugar Grove Code of Ordinances shall be amended as shown in **exhibit A**, attached hereto.

2. Insert Text Insert Text Insert Text Insert Text Insert Text Insert Text Insert Text
Insert Text Insert Text Insert Text Insert Text Insert Text Insert Text Insert Text

SECTION TWO: Title 5 – Chapter 4 – Section 14: Residential Chicken Keeping

1. The following provisions of the Village of Sugar Grove Code of Ordinances shall be amended as shown in **exhibit A**, attached hereto.

SECTION THREE: General Provisions

REPEALER: All ordinances or portions thereof in conflict with this ordinance are hereby repealed.

SEVERABILITY: Should any provision of this Ordinance be declared invalid by a court of competent jurisdiction, the remaining provisions will remain in full force and effect the same as if the invalid provision had not been a part of this Ordinance.

EFFECTIVE DATE: This Ordinance shall be in full force and effect on and after its approval, passage and publication in pamphlet form as provided by law.

PRESENTED, PASSED AND APPROVED by the President and the Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, on this 16th, day of September 2025.

Sue Stillwell, Village President

Tracey R. Conti, Village Clerk

BOARD VOTE:

	Aye	Nay	Absent	Abstain	Recuse
Trustee Heidi Lendi	_____	_____	_____	_____	_____
Trustee Matthew Bonnie	_____	_____	_____	_____	_____
Trustee Sean Michels	_____	_____	_____	_____	_____
Trustee Anthony Speciale	_____	_____	_____	_____	_____
Trustee Nora London	_____	_____	_____	_____	_____
Trustee Michael Roskopf	_____	_____	_____	_____	_____

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