

**CUMBERLAND COUNTY FISCAL COURT  
ORDINANCE NUMBER 199899-04  
AN ORDINANCE AMENDING  
SECTIONS 1, 2, 3 AND 7 OF  
ORDINANCE NO. 199899-03  
CREATING REGULATIONS FOR  
POULTRY PRODUCTION AND  
POULTRY BARN PRODUCTION**

**WHEREAS,** Cumberland County Fiscal Court Ordinance Number 199899-03 was

passed by the Cumberland County Fiscal Court on or about the 11<sup>th</sup> day of May, 1999 creating regulations

for poultry production and poultry barn construction within Cumberland County, Kentucky, and whereas,

in order to protect the citizens and environment of Cumberland County, Kentucky from the danger and

potential danger caused by poultry production in Cumberland County, and in recognition of the fact that

poultry production can be of a somewhat noxious and offensive use, the Cumberland County Fiscal Court

has determined there is a necessity to act to amend the existing regulations to regulate the production of

poultry in Cumberland County, Kentucky.

**BE IT ORDAINED BY THE FISCAL COURT OF THE COUNTY OF CUMBERLAND,**

**COMMONWEALTH OF KENTUCKY,** that Sections 1, 2, 3 and 7 of Ordinance No. 199899-03, are

hereby amended to read and state as follows;

(1). Any poultry or chicken production facilities shall be located on a tract of land of at least

40 acres in size.

(2). Poultry farms shall be limited to a number of four (4) poultry barns per farm. Farms

containing poultry barns shall be located so the nearest poultry barns of one farm are no

closer than 2500 feet away from the poultry barns of another farm, as measured from the

nearest poultry barns on each farm. Additionally, poultry barns shall be limited to 25,000

chickens per barn. Accordingly, poultry farms shall be limited to no more than 100,000

chickens, with no more than 25,000 chickens per barn.

(3) In addition to the above, all new poultry barn constructions will meet the following setback

restrictions which are expressed in the minimum of feet which the poultry barn must be from

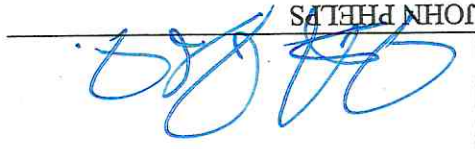
the item in question:

- (a). Dwelling not owned by a poultry producer – 1500' minimum;
- (b). public schools, active church, or public park – 2500' minimum;
- (c). incorporated city limits – 2500' minimum;
- (d). lake, river, blue line stream, springs and sinkholes – 500' minimum;
- (e). property lines – 150' minimum;
- (f). primary roadway – 500' minimum; and
- (g). secondary roadway – 300' minimum.

(7). If litter from the chicken farms is stored on the premises, it must be covered, either temporarily or permanently in order to control smell, and high insect population. All litter storage areas must not be closer than 500' of a stream, tributary, lake, river, spring or sinkhole. In addition, each storage facility must not be within 150' to a property line; 500' of a primary roadway; 300' of a secondary roadway; 1500' of a dwelling not owned by the producer; and 2500' from a public school, active church, public park or incorporated city limit.

All other provisions contained in Ordinance No. 199899-03 shall remain unchanged and shall be binding and effective as of the date of passage and publication.

This amended order shall take effect and be in force upon passage and publication. SO ORDAINED THIS THE 14<sup>th</sup> DAY OF OCTOBER, 2014.

  
JOHN PHELPS

CUMBERLAND COUNTY JUDGE EXECUTIVE  
CUMBERLAND COUNTY FISCAL COURT

This Amended Ordinance amending Ordinance No. 199899-03 pertaining to poultry houses in

Cumberland County, Kentucky came on for first reading before the Cumberland County Fiscal Court at

its regular held meeting on Tuesday, October 14, 2014. Passage of the Ordinance was moved by

J. V. Moore and seconded by Richard White. Upon vote of those

members of the Cumberland County Fiscal Court in attendance, the vote was 5 Ayes, 0 Nays.

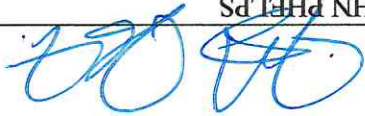
Having passed on first reading, the matter was then scheduled for second reading on the regular meeting

date of the Cumberland County Fiscal Court on the 10<sup>th</sup> day of November, 2014 at 4:00 pm., central time.

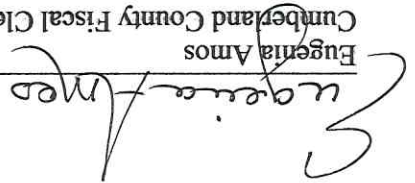
**SECOND READING AND ADOPTED** at the duly convened regular meeting of the Fiscal

Court of Cumberland County, Kentucky this the 10<sup>th</sup> day of November, 2014.

JOHN PHELPS  
CUMBERLAND COUNTY JUDGE EXECUTIVE  
CUMBERLAND COUNTY FISCAL COURT

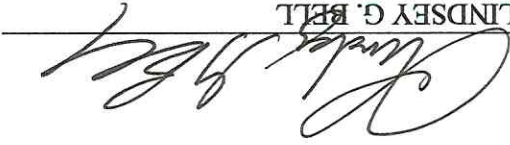


Eugenia Amos  
Cumberland County Fiscal Clerk



Approved as to form:

LINDSEY G. BELL  
CUMBERLAND COUNTY ATTORNEY



STATE OF KENTUCKY  
COUNTY OF CUMBERLAND, SCT.,  
This instrument was filed for record on the 3  
day of Dec at 9:35 o'clock A. M. and duly  
Recorded in 60 Book No. 5 Page No. 118  
of the records in this office.  
Given under my hand this the 4  
day of December 2014  
KIM KING, CLERK  
Eugenia Amos  
D.C.