

ZONING ORDINANCE  
HAVELOCK TOWNSHIP, HETTINGER COUNTY, NORTH DAKOTA

Be it known that on April 9, 2007, Havelock Township made these changes to the Havelock Township Zoning Ordinance:

Sec 2.2.54: "Concentrated Animal Feeding Operation" (CAFO) means any livestock feeding, handling or holding operation, or feed yard, where animals are concentrated in an area that is not normally used for pasture or for growing crops and in which animal wastes may accumulate, or in an area where the space per animal unit is less than six hundred (600) square feet. The term does not include normal wintering operation for cattle. For purposes of this section, "livestock" includes beef cattle, dairy cattle, bison, sheep, goats, swine, feathered fowl, poultry, horses, and fur animals raised for pelts.

Sec 5.1.3: Concentrated Animal Feeding Operation was added to the conditionally permitted uses as 5.1.3.14 and reads:

"Concentrated Animal Feeding Operation" (CAFO) is subject to the following spacing requirements as measured in a straight line from the CAFO to the nearest dwelling occupied by one or more persons for a time period of at least one hour per day for thirty (30) consecutive days during the twelve (12) months immediately preceding the date of the application for the CAFO Conditional Use Permit, excepting that the residence of the owner or operator of the CAFO is not subject to the spacing requirement of this subsection:

LIVESTOCK SPACING SPECIFICATIONS

Setback for swine and animals raised for pelts

- Up to 100 head – ½ mile
- 100-500 head – 1 mile
- 500-1000 head – 2 mile
- 1000-5000 head – 3 mile
- Over 5000 head – 4 miles

Setback for cattle, bison or horses

- Up to 100 head - ½ mile
- 100-500 head – 1 mile
- 500-1000 head – 2 miles
- 1000-5000 head – 3 miles
- Over 5000 head – 4 miles

Setback for feathered fowl including poultry, and sheep and goats  
Up to 500 head – 1/2/ mile  
500-2500 head – 1 mile  
2500-5000 head - 2 miles  
Over 5000 head – 4 miles

Sec 5.1.3.subsection 5.1.3.14a: the following Conditionally Permitted Use Qualification was added:

“Concentrated Animal Feeding Operation” (CAFO) spacing requirements “grand fathered use”: All CAFO within the borders of Havelock Township that are in operation as of the date of the adoption of the subsection 5.1.3.14a Concentrated Animal Feeding Operation of the Havelock Township Zoning Ordinance shall be considered “grand fathered” and allowed exception to subsection 5.1.3.14 CAFO spacing requirements.

Sec 5.1.4. Subsection 5.1.4.5: the term feedlots was deleted from the list of prohibited uses for agricultural lands.