

2.13 - CONFINED FEEDING OPERATIONS STANDARDS

- A) Purpose: This section is adopted for the protection of fanning interest and to promote and protect the public health, safety and welfare by regulating confined animal feeding operations. It is intended to protect property values, and minimize conflicts between farmers and rural residential uses while enhancing and protecting the physical and scenic appearance of Spencer County as outlined in the Comprehensive Plan.

Confined feeding is defined as the feeding of animals in a confined area according to the following state regulations, including all amendments.

- 1) Three hundred (300) or more cattle
- 2) Six hundred (600) or more swine or sheep
- 3) Thirty thousand (30,000) or more fowl

See Ord # 2007-6

- B) Development Standards: All confined feeding operations must conform to IC 13-18-10- 1, et seq. including all amendments. All non-farm residential uses and confined feeding operations must also meet the following standards.

- 1) All structures and confined lots designed to house or contain livestock shall be set back nine hundred (900) feet from any existing residence except that of the confined feeding operator.
- 2) All structures and confined lots designed to house or contain livestock shall be set back 900 feet from any church, business, school, recreational area (public or private) public buildings and 900 feet from any area zoned residential or any area that has a recorded residential plot.
- 3) All structures shall be setback 150' from a public road right-of-way.

If the waste handling facility of an operation is an open earthen pit, the setback distance shall be increased to 2,000 feet in Statement no. 1) above: 2,000 and 2,500 feet respectively in Statement no. 2) and no less than two hundred (200) feet in Statement no. 3).

- 4) No new residential structures except that of the confined feeding operation may be constructed within nine hundred (900) feet of an existing or granted (permit or otherwise) confined feeding operation.
- 5) No new church, business, school, recreational area (public or private) or public building may be constructed or operated within 900 feet of an existing or granted (permit or otherwise) confined livestock or poultry feeding operation.