

Fourteen

HEALTH
Regulation of the Slaughter of Livestock and Poultry

That Chapter 17, Health, of the Code of Ordinances of the City of Burlington be and hereby is amended by adding a new section, Sec. 17-10, Regulation of the Slaughter of Livestock and Poultry, thereto to read as follows:

(a) Purpose.

The purpose of this section is to establish minimum standards for the humane and sanitary slaughter of livestock and poultry, and sanitary post-mortem meat and waste management of both commercial and non-commercial livestock and poultry within the City. The slaughter of livestock and poultry is intended to be permitted within the city of Burlington only when it is for the purpose of harvesting the animal for use as food or euthanizing an animal raised for food or fiber production, and only when conducted in strict compliance with all other provisions of this section.

(b) Standards for the slaughter of livestock.

The slaughter of livestock and poultry for commercial purposes and/or the personal consumption by the animal's owner the animal owner's household, non-paying guests or employees shall be undertaken in accordance with all applicable federal statutes and regulations, including but not limited to chapter 48 of Title 7 of the United States Code (Humane Methods of Livestock Slaughter) and 9 CFR Part 313 (Humane Slaughter of Livestock), all applicable Vermont statutes and regulations, including but not limited to 6 V.S.A. chapters 102, 201 and 204 and the regulations promulgated by the Agency of Agriculture, and any other laws that are applicable to the slaughter for commercial purposes of livestock and poultry and the waste

HEALTH - Regulation of the Slaughter of Livestock and Poultry

management of animal remains.

(c) Appropriate waste disposal for both commercial and non-commercial livestock and poultry.

(1) Livestock and poultry remains following slaughter are the sole responsibility of the livestock or poultry owner and shall be disposed of in accordance with applicable Vermont Department of Environmental Conservation Waste Management Procedures, Chittenden Solid Waste District regulations, and city of Burlington sewer, waste water, storm water and solid waste ordinances and regulations. Such waste shall be disposed of in a way which does not adversely affect groundwater or surface water quality (including stormwater runoff into private or municipal separate storm sewer systems), air quality, or the residential or urban character of the City or become a nuisance to the surrounding properties, the local neighborhood and which is safe and healthy for humans, wild and domestic animals and the environment.

(2) Slaughtered livestock remains shall be packaged in leak-proof, odor-proof, and puncture-resistance containers and/or bags and delivered by the livestock owner to the appropriate Chittenden Solid Waste District drop-off site.

(3) Livestock and poultry remains shall be disposed of immediately following livestock slaughter.

(4) Livestock or poultry found to carry any highly infectious disease may require biosecure incineration based on Vermont State Veterinarian recommendation.

(5) All disposals of livestock remains shall be the livestock or poultry owner's responsibility and shall be at the owner's expense.

(6) Composting and/or burial of livestock and poultry remains within the City of Burlington is prohibited.

(d) Nuisances; Slaughter out of sight and sound of other people and animals.

Livestock and poultry slaughter shall not be conducted in a manner that constitutes a nuisance and shall occur out of sight and sound from all neighbors, tenants, passers-by and other livestock, poultry, and pets.

HEALTH - Regulation of the Slaughter of Livestock and Poultry

(e) Penalties

(1) First offense. A first offense of any provision of this chapter in any twelve-month period shall be punishable by a fine of no less than one hundred dollars (\$100.00) and no more than one hundred fifty dollars (\$150.00). The waiver fine shall be one hundred dollars (\$100.00).

(2) Second offense. A second offense of any provision of this chapter in any twelve-month period shall be punishable by a fine of no less than one hundred fifty dollars (\$150.00) and no more than two hundred fifty dollars (\$250.00). The waiver fine shall be one hundred fifty dollars (\$150.00).

(3) Third and subsequent offenses. A third or subsequent offense of any provision of this chapter in any twelve-month period shall be punishable by a fine of no less than two hundred fifty dollars (\$250.00) and no more than five hundred dollars (\$500.00). The waiver fine shall be two hundred fifty dollars (\$250.00).

(4) In addition to the above civil penalty, livestock and poultry owners shall be liable for the damages caused as a direct result of the violation that are suffered by the city and or any other person so damaged, including but not limited to all costs for clean-up and legal fees.

(5) Any property owner holding property upon which regulated slaughter of livestock or poultry is conducted may be held liable to the above civil penalty, and may be held liable for the damages caused as a direct result of the violation that are suffered by the city and or any other person so damaged, including but not limited to all costs for clean-up and legal fees.

* Material underlined added.

