

Ordinance #2023-05

AN ORDINANCE OF CLAY COUNTY, SOUTH DAKOTA, AMENDING ORDINANCE NO. 2013-04, BEING THE 2013 REVISED ZONING REGULATIONS FOR CLAY COUNTY BY AMENDING ARTICLE 2, SECTION 2.02 DEFINITIONS, DEFINITIONS.

**BE IT ORDAINED BY THE COUNTY COMMISSION OF CLAY COUNTY, SOUTH DAKOTA AS FOLLOWS:**

*Section 1. That Article 2, Section 2.02 Definitions, Definitions of the 2013 Revised Zoning Regulations for Clay County is hereby amended to include the following:*

ANIMAL FEEDING OPERATION – A lot or facility that stables, confines, and feeds or maintains livestock in either an open or housed lot for a total of forty-five days or more in any twelve-month period. The open lot does not sustain crops, vegetation, forage growth, or post-harvested residues. Two or more animal feeding operations under common ownership are a single animal feeding operation if they adjoin each other (within one mile), or if they use a common area or system for the disposal of manure.

1. Winter feeding of pastured animals shall not constitute an Animal Feeding Operation as long as the total number of animals does not exceed the operation's existing, permitted numbers.


AND

OPEN LOT - Pens or similar confinement areas with dirt, or concrete (or paved or hard) surfaces. Animals are exposed to the outside environment except for possible small portions affording some protection by windbreaks or small shed-type shade areas. Open lot is synonymous with other industry terms such as feedlot, feed yards, dirt lot, or dry lot.

Adopted by majority vote of the Clay County Board of Commissioners in regular session this 26<sup>th</sup> day of September, 2023

  
\_\_\_\_\_  
County Commission Chairperson

Attest:

  
\_\_\_\_\_  
Carri Crum  
County Auditor



First Reading: September 12, 2023  
Second Reading: September 26, 2023  
Adoption: September 26, 2023  
Published: October 12/13 and 19/20, 2023