

JUL 27 2020

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**Bowers' BZA 2020-10 8/11/2020 Literature**

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Alleged Violation in Question:

**5.26 KA-01: Single-family Residential Keeping of Household and Outdoor Pets Standards**

D. **Farm Animals:** All farm animals shall be prohibited except chickens and rabbits, which are permitted as follows: 1. Chickens: a. Minimum Lot Area: One-fifth (1/5) acre. b. Maximum Number of Farm Animals: Three (3) chickens per lot. c. Permitted and Prohibited Types: Hens shall be permitted and roosters shall be prohibited. d. Location: A chicken coup shall be permitted, but only in the rear yard and within the setbacks applicable to a primary structure in the subject zoning district. 2. Rabbits: a. Minimum Lot Area: One-fifth (1/5) acre. b. Maximum Number of Farm Animals: Four (4) rabbits per lot. c. Location: A rabbit hutch shall be permitted, but only in the rear yard and within the setbacks applicable to a primary structure in the subject zoning district. It shall be at least fifty (50) feet from residences on any adjoining lot.

City's Definition recognizing Pot Belly Pigs as Pets:

**Domestic Pets:** Animals commonly used as household pets, protection, companions, and for the assistance of disabled persons. Domestic pets shall include animals that are cared for and treated in a manner acceptable for pet dogs, cats, and birds. Domestic pets shall include, but not be limited to, dogs, cats, parakeets, parrots, finches, spiders, guinea pigs, hamsters, gerbils, rats, mice, rabbits, aquarium fish, **pot belly pigs**, ferrets, and snakes if cared for in the manner described above.

\*As of the July 14<sup>th</sup> BZA meeting we have determined that the City of Shelbyville specifically classifies Pot Belly Pigs as pets. The term shall is a mandatory term, therefore the classification must stand.

Basic Provisions:

1.08 Interpretation

B. Conflict or Inconsistency: 1. Internal: Unless otherwise specifically stated within this Unified Development Ordinance, **if two or more provisions of this ordinance are in conflict or are inconsistent with one another, then the more restrictive provision shall apply.**

\*The City Attorney referenced this provision during the July 14<sup>th</sup> BZA meeting. The more restrictive provision outlined by the City of Shelbyville is clearly Article 11 Section 11. Which reads domestic pets shall include pot belly pigs.

F. Mandatory and Permissive Terms: The words "shall" or "must" are always mandatory. The words "may" or "should" are always permissive.

# Keeping of Animals Standards

## 5.26 KA-01: Single-family Residential Keeping of Household and Outdoor Pets Standards

This Keeping of Animals Standards section applies to the following zoning districts:

**AR R1 R2**

The following standards apply:

A. Cross References:

1. *Keeping of Animal Ordinance*: See City Ordinance 90.01 Keeping Animals, Fowl, or Bees.
2. *Keeping of Dangerous Animals Ordinance*: See City Ordinance 90.06 Keeping Dangerous Reptiles and Animals.
3. *Keeping of Vicious or Ferocious Animals*: See City Ordinance 90.12 Vicious or Ferocious Animals.

B. Indoor Pets: Maximum of three (3) dogs, plus three (3) of any other mammalian or reptilian indoor pet species, plus any number of fish.

C. Outdoor Pets: Outdoor pets are permitted as follows:

1. *Minimum Lot Area*: One-fifth (1/5) acre.
2. *Maximum Number of Outdoor Pets*: One (1) outdoor pet per one-fifth (1/5) acre with an absolute maximum of three (3).

D. Farm Animals: All farm animals shall be prohibited except chickens and rabbits, which are permitted as follows:

1. *Chickens*:
  - a. *Minimum Lot Area*: One-fifth (1/5) acre.
  - b. *Maximum Number of Farm Animals*: Three (3) chickens per lot.
  - c. *Permitted and Prohibited Types*: Hens shall be permitted and roosters shall be prohibited.
  - d. *Location*: A chicken coup shall be permitted, but only in the rear yard and within the setbacks applicable to a primary structure in the subject zoning district.
2. *Rabbits*:
  - a. *Minimum Lot Area*: One-fifth (1/5) acre.
  - b. *Maximum Number of Farm Animals*: Four (4) rabbits per lot.
  - c. *Location*: A rabbit hutch shall be permitted, but only in the rear yard and within the setbacks applicable to a primary structure in the subject zoning district. It shall be at least fifty (50) feet from residences on any adjoining lot.

## 5.27 KA-02: Multiple-family Residential Keeping of Household and Outdoor Pets Standards

This Keeping of Animals Standards section applies to the following zoning districts:

**RM MP**

The following standards apply:

A. Cross References:

1. *City Ordinance 90.01 Keeping Animals, Fowl, or Bees*.
2. *City Ordinance 90.06 Keeping Dangerous Reptiles and Animals*.

B. Exotic Animals: Exotic animals shall not be permitted.

C. Indoor Pets: Maximum of three (3) dogs, plus three (3) of any other mammalian or reptilian indoor pet species, plus any number of fish.

D. Outdoor Pets: Outdoor pets are not permitted.

**Developer:** An individual, partnership, corporation (or agent thereof), or other entity that undertakes the responsibility for land development, particularly the designing of a subdivision plat or site development plan showing the layout of the land and the public improvements involved therein. In as much as the subdivision plat is merely a necessary means to an end of assuring a satisfactory development, the term "developer" is intended to include the term "subdivider", even though the personnel involved in successive stages of the project may differ.

**Development:** Any man-made change to improved or unimproved real estate including but not limited to:

1. Construction, reconstruction, or placement of a structure or any addition to a structure;
2. Installing a manufactured home on a site, preparing a site for a manufactured home or installing recreational vehicle on a site for more than 180 days;
3. Installing utilities, erection of walls and fences, construction of roads, or similar projects;
4. Construction of flood control structures such as levees, dikes, dams, channel improvements, etc.;
5. Mining, dredging, filling, grading, excavation, or drilling operations;
6. Construction and/or reconstruction of bridges or culverts;
7. Storage of materials; or
8. Any other activity that might change the direction, height, or velocity of flood or surface waters.

"Development" does not include activities such as the maintenance of existing structures and facilities such as painting, reroofing; resurfacing roads; or gardening, plowing, and similar agricultural practices that do not involve filling, grading, excavation, or the construction of permanent structures.

**Development Standards:** Regulations provided by this Ordinance that provide specific conditions for the development and use of buildings and property.

**Development Standards Variance:** See "Variance, Development Standards."

**Distribution Facility:** A use where goods are received and/or stored for delivery to the final consumer or destination.

**District:** An area with common social, physical, economic, or land use characteristics.

**Domestic Pets:** Animals commonly used as household pets, protection, companions, and for the assistance of disabled persons. Domestic pets shall include animals that are cared for and treated in a manner acceptable for pet dogs, cats, and birds. Domestic pets shall include, but not be limited to, dogs, cats, parakeets, parrots, finches, spiders, guinea pigs, hamsters, gerbils, rats, mice, rabbits, aquarium fish, pot belly pigs, ferrets, and snakes if cared for in the manner described above.

**Dormitory:** A structure specifically designed to provide sleeping and living quarters for long-term stay by students of a college, university, or other institution. A common kitchen and common gathering rooms may also be provided.

**Double Frontage Lot:** See "Lot, Through."

**Drainage:** The outflow of water or other fluids from a site through either natural or artificial means.

**Drainage System:** All facilities, channels, and areas which serve to convey, filter, store, and/or receive stormwater, either on a temporary or permanent basis.

**Drip Line:** An imaginary vertical line that extends from the outermost branches of a tree's canopy to the ground.

**Drive, Private:** See "Street, Private."

**Drive-thru Service:** An opening or openings in the wall of a building or structure designed and intended to be used to provide for sales and/or service to patrons, who remain in their vehicles, products that are used or consumed off-site.

**Drive-thru/Drive-up facility:** A small scale establishment developed so that its retail or service character is dependant on providing a driveway approach or parking spaces for motor vehicles so as to serve patrons while in the motor vehicle, rather than within a building or structure.

**Driveway:** A private roadway providing access for vehicles to a parking space, garage, dwelling, or other structure.

**Driveway, Common:** An access that is shared by one (1) or more abutting property owners.

**Driving Range:** An area equipped with distance markers, clubs, balls, and tees for practicing golf drives and putting, which may or may not include a snack bar and pro shop, but does exclude golf courses and miniature golf courses.

**Dry Cleaners (Commercial):** A large scale establishment that cleans fabrics, textiles, wearing apparel, or articles of any sort by immersion and agitation in volatile solvents, and all related processes. Commercial cleaners serve businesses and clean uniforms, generally with the cleaners picking up and delivering the clothing to its business clients.

**Dry Cleaners (Retail):** An establishment that cleans fabrics, textiles, wearing apparel, or articles of any sort by immersion and agitation in volatile solvents, and all related processes. Retail cleaners serve individuals on a walk in basis, generally with patrons dropping off, and picking up their clothing.



**Park, Private:** A place available to the members, owners, or other non-public entity for passive (e.g. trails, open fields, community gardens, and nature areas) and/or active recreation (e.g. playground, swimming pool, and sports fields), and that is maintained by a private or not-for-profit organization; and including any accessory or primary structures.

**Park, Public:** A place available to the general public for passive (e.g. trails, open fields, community gardens, and nature areas) and/or active recreation (e.g. playground, public swimming pool, and sports fields/courts), and that is maintained by a not-for-profit organization, city, county, state or the federal government; and including any accessory or primary structures used to provide park and recreation services.

**Park Zoning District:** Refers to the PK Park Zoning District.

**Parking Lot:** An open off-street area to be used for the storage of motor vehicles for limited periods of time. A parking lot includes all parking spaces, interior drives, and maneuvering areas. Outdoor areas at facilities where motor vehicles, including uninstalled mobile and manufactured homes, are sold that are intended for the storage of such vehicles are also considered a parking lot.

**Parking Space:** A space within a public or private parking area for the storage of one (1) motor vehicle.

**Parking, Off-street:** A storage space for an automobile located outside of a street right-of-way.

**Parking, On-street:** A storage space for an automobile that is located within the right-of-way of a street.

**Parking, Shared:** A parking space or lot used jointly by two (2) or more uses or structures.

**Pathway:** A designated route for travel by pedestrians, bicycles, and other non-motorized methods of personal transportation and recreation which is surfaced with crushed rock, concrete, or asphalt and separated from streets by distance or striping.

**Paved Surface:** A durable surface for parking, driving, riding or similar activities that utilizes asphalt, concrete, brick, paving blocks or similar material. Crushed gravel, stone, rock, or dirt, sand or grass are not a paved surface.

**Pedestrian Path:** A designated route for travel by pedestrians, bicycles, and other non-motorized methods of personal transportation and recreation that is with concrete, crushed rock, or asphalt and separated from streets by distance or striping.

**Penal (Correctional) Institution:** Publicly or privately operated facilities housing persons awaiting trial or persons serving a sentence after being found guilty of a criminal offense.

**Permanent Foundation:** A structural system for transposing loads from a structure to the earth at a depth below the established frost line without exceeding the safe bearing capacity of the supporting soil.

**Person:** A person, corporation, firm, partnership, association, trust, organization, unit of government, or any other entity that acts as a unit, including all members of any group.

**Personal Service Uses:** An establishment or place of business primarily engaged in the provision of frequent and recurrent services of a personal nature, such as a beauty or barber shop, shoe repair shop, alterations, tailoring, or tanning salon.

**Pervious Pavement:** A highly durable paving material that has high porosity which allows water to pass through, thus reducing runoff.

**Pet Store:** A retail sales facility primarily involved in the sale of domestic animals, such as cats, dogs, fish, birds, and reptiles as well as domestic pet accessories. A pet shop does not include the retail sale of exotic or farm animals.

**Petitioner:** See "Applicant."

**Petroleum Processing and Storage:** An establishment that processes and stores petroleum and its raw ingredients.

**Pets, Household:** Domestic pets maintained within the confines of the dwelling unit. Household pets includes hobby breeding of domestic animals as long as the frequency of breeding is limited to one (1) litter per year per household. Household pets do not include outdoor pets (as defined), farm animals (as defined), pigmy goats, potbelly pigs, or rabbits. Examples of household pets include: dogs, cats, mice, snakes, hamsters, ferrets, and birds.

**Pets, Outdoor:** Domestic pets maintained within the confines of a lot. Outdoor pets includes hobby breeding of domestic animals as long as the frequency of breeding is limited to one (1) litter per year per household. Outdoor pets do not include household pets (as defined), farm animals (as defined), rabbits, mice, snakes, hamsters, ferrets, or birds. Examples of outdoor pets include: dogs and cats.

**Pharmacy:** A place where drugs and medicines are prepared and dispensed. Pharmacy also includes the incidental retail sale of medical accessories and convenience goods and services.

**Photographic Studio:** A facility engaged in on-site photography, processing, and development, including limited retail sale, lease and service of photography equipment and supplies.

**Place of Worship:** The use of a building and/or property by a non-profit group for the purpose of religious worship together with all incidental uses commonly associated with such a facility. Places of worship include synagogues, temples, mosques or any other facility used for worship and religious activities.

**Home Occupation:** An occupation carried on in a dwelling unit by a resident thereof which is limited in extent, and incidental and secondary to the use of the dwelling unit for residential purposes, and therefore does not change its residential character.

**Hospital:** An institution where sick or injured persons are given medical care and, during the course of that treatment, are housed overnight, fed, and provided nursing and related services. Related services include diagnostic facilities, laboratories, hospices, outpatient facilities, treatment facilities, and training facilities. Hospital does include institutions operating for the treatment of insane persons and persons suffering addictions, but does not include nursing homes, retirement facilities, shelters, or boarding houses.

**Hotel:** A building in which lodging is provided and offered to the public for compensation, and in which egress and ingress from all rooms is made through an inside lobby or office.

**Housekeeping Unit:** A group of individuals functioning as a single household, making common use of a single kitchen and other family quarters. See also "Family."

**Ice Cream Shop:** Any establishment that primarily offers ice cream and frozen desserts to be eaten on or off premises.

**IDEM:** The Indiana Department of Environmental Management.

**IDNR:** The Indiana Department of Natural Resources.

**ILP:** See "Improvement Location Permit."

**Impervious Surface:** Any hard-surfaced, man-made area that prevents absorption of stormwater into the ground.

**Improvement:** Any building, structure, bridge, work of art, area, parking facility, public facility, fence, gate, wall, landscaping, or other object constituting a physical addition to real property.

**Improvement Location Permit (ILP):** A permit allowing a person to erect, construct, enlarge, alter, repair, move, improve, remove, convert, or demolish any structure; alter the condition of the land; change the use or occupancy of a property; or otherwise cause any change to occur that is subject to the requirements of the Unified Development Ordinance.

**Incidental:** A minor occurrence or condition that is customarily associated with a permitted use and is likely to ensue from normal operations.

**Incidental Sales:** See "Sales, Incidental."

**Incinerator:** A facility that uses thermal combustion processes to destroy or alter the character or composition of medical waste, sludge, soil, or municipal solid waste (not including animal or human remains).

**Indecisive Vote:** A vote which fails to receive a majority, either in favor or opposed.

**Industrial District:** The use of a property or area for the manufacture, fabrication, processing, reduction, or destruction of any article, substance, or commodity, including related storage facilities and warehouses.

**Industrial Zoning Districts:** The IL Light Industrial and IG General Industrial zoning districts.

**Infrastructure:** Facilities and services needed to sustain industry, residential, commercial, and all other land use activities, including utilities and streets.

**Inoperable Vehicle Storage:** The outdoor storage of motor driven vehicles and their parts, that can not be operated in their current state.

**Institutional Facility for the Developmentally Disabled:** An institutional facility that provides care, supervision, and protection for persons with developmental disabilities consistent with the provisions of Indiana Code. See also "Residential Facility for the Developmentally Disabled."

**Institutional Facility for the Mentally III:** An institutional facility that provides care, supervision, and protection for mentally ill persons consistent with the provisions of Indiana Code. See also "Residential Facility for the Mentally III."

**Interested Party:** Those persons, groups, property owners, or other entities that are considered or consider themselves to be affected by a change in land use or the results of an application to change land use.

**Interstate Corridor:** The area 1,000 feet in either direction from I-74.

**Investment Firm:** Any office where the primary occupation is concerned with businesses that buy and sell stocks, bonds, and other notes of purchase.

**Jewelry Store:** A store that primarily sells new jewelry, with some sales of used merchandise.

**Junk:** Scrap or waste material of any kind.

**Junk Yard:** A place where junk, including inoperable vehicles, appliances, wood, paper, rags, garbage, tires, shattered glass, and any other worn-out, cast-off, or discarded items have been collected for resale, disposal, or storage.

**Jurisdiction:** Any area over which a unit of government exercises power and authority.

**Kennel:** Any premises, except where incidental to an agricultural use, where domestic animals are boarded, trained, or bred.

## 5.29 KL-01: Commercial Kennel Standards

This Kennel Standards (KL) section applies to the following zoning district:

**AG**

The following standards apply:

- A. Prerequisites:
  1. *Minimum Lot Area*: All commercial kennels shall be located on a lot with a minimum of two (2) acres.
  2. *Minimum Fenced Yard*: As a minimum, all commercial kennels that provide services for dogs shall have a one-quarter (1/4) acre fenced area. In addition, when a kennel can accommodate more than twenty (20) dogs they shall also maintain a minimum one-eightieth (1/80) acre (i.e. 544 1/2 square feet) of outdoor fenced area for each additional dog on the premises.
- B. Minimum Main Floor Area: The commercial kennel shall be a minimum of 1,000 square feet, and shall have an additional minimum of fifty (50) square feet per one (1) domestic pet over the first twenty (20).
- C. Commercial Kennel Building: The building required in *Section 5.29(B): Minimum Main Floor Area* shall be mechanically air conditioned and ventilated to eliminate the need to open windows or doors during warm or hot days. Only the building used to board or predominantly keep animals shall be subject to this requirement.
- D. Hours of Operation: The commercial kennel may be staffed twenty-four (24) hours per day. The use of outdoor areas shall be limited to eight (8) hours between which shall be allocated between the hours of 8:00 AM and 9:00 PM daily.
- E. Setback Standards: All buildings and outdoor containment areas used by the commercial kennel shall be a minimum of 100 feet from all property lines.
- F. Noise Containment: Animal noises shall not be audible at or beyond the property line.
- G. Fence Enclosures: All outdoor facilities for domestic pets shall be fully fenced-in with wood, vinyl, zinc or powder coated chain link fence, or similar quality product. Invisible fences shall not constitute a sufficient barrier to keep domestic pets contained or to prevent intrusion by other animals.
- H. Waste Management: The animal waste shall be managed either by composting, septic system, sanitary sewer or other method approved by the Shelby County Health Department. The commercial kennel shall submit a waste management plan to the Shelby County Health Department for consideration and determination of waste management options.

# Basic Provisions

## 1.08 Interpretation

- A. **Minimum Requirements:** The provisions of this Unified Development Ordinance are the minimum requirements necessary for the protection of the health, safety, comfort, morals, convenience, and general welfare of the people at large.
- B. **Conflict or Inconsistency:**
1. **Internal:** Unless otherwise specifically stated within this Unified Development Ordinance, if two or more provisions of this ordinance are in conflict or are inconsistent with one another, then the more restrictive provision shall apply.
  2. **Federal, State, and Local:**
    - a. Whenever a provision of the Unified Development Ordinance imposes a greater restriction or a higher standard than is required by any State or federal code or regulation or other City ordinance or regulation, the provision of the Unified Development Ordinance shall apply.
    - b. Whenever a provision of any State or federal code or regulation or other City ordinance or regulation imposes a greater restriction or a higher standard than is required by the Unified Development Ordinance, the provision of the State or federal code or regulation or other City ordinance or regulation shall apply.
  3. **Other:** Whenever a private covenant, contract, commitment, agreement or other similar private land use regulation imposes a greater restriction or a higher standard than is required by a provision of the Unified Development Ordinance, the City **is not obligated** to enforce the provisions of such private covenants, contracts, commitments, agreements or other similar regulations.
- C. **Text:** If differences are found between the meaning or implication of any drawing, table, figure, title, or section heading, the text of this Unified Development Ordinance shall apply.
- D. **Time Frames:** Unless specifically noted otherwise, time frames stated within this Unified Development Ordinance shall be calculated to include weekdays, weekends, and holidays. If a time frame ends on a Saturday, Sunday, or holiday that the City offices are closed, the time frame will be extended to the end of the next business day.
- E. **Delegation of Authority:** If a provision in this Unified Development Ordinance requires the Zoning Administrator or other City officer to perform an act or duty, that provision shall also include any person working under the authority and supervision of the Zoning Administrator unless specified otherwise.
- F. **Mandatory and Permissive Terms:** The words "shall" or "must" are always mandatory. The words "may" or "should" are always permissive.
- G. **Words Used:** If words used in this Unified Development Ordinance are not defined in *Article 11: Definitions*, they shall be construed to be the common usage of the language. Any legal or technical words not defined in this Unified Development Ordinance shall be construed to be as defined by appropriate lexicon or current and common dictionary.
- H. **Tense:** If words are used in a specific tense (past, future, or present) it shall be construed to include all tenses, unless the context clearly indicates a single tense.
- I. **Singular/Plural Form:** If words are used in singular form, the plural form shall apply and vice versa, unless the context clearly indicates the contrary.
- J. **Gender:** If a feminine term is used, the masculine shall also apply and vice versa.
- K. **Conjunctions:** The word "and" shall be construed to include all connected items in a series, conditions and provisions. The word "or" shall be construed to include one or more of the items in a series, conditions and provisions, unless the context clearly suggests the contrary.
- L. **Rounding:** If a formula is used within this Unified Development Ordinance and results in a non-whole number of an indivisible object or feature, the non-whole number shall be rounded to the next highest whole number.
- M. **Utilization:** The Phrase "used for" includes arranged for, designed for, intended for, maintained for, or occupied for.

To appease the Planning Director I have also included a document from the VCA, which is a network of veterinary hospitals and veterinarians throughout the Nation. Quoted from their website:

Please see the attached information regarding, housing, temperature limits for a healthy pet, house training and general care.

I have added this information for your review due to the Planning Director's concern of the health and wellbeing of my pets. As stated previously, my pets are primarily indoor, they do have outside time daily for enrichment and exercise. When the weather is too hot or cold, we have toys and activities inside to keep them engaged. In general, pot belly pigs tend to sleep a lot, they are not incredibly active.

## Housing and Environment for Your Mini-Pig

By Laurie Hess, DVM | Care & Wellness, Pet Services

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Mini-pigs may be housed successfully inside if they are given enough space, an area in which to root (dig), and proper environmental enrichment (see handout "Behavior of Mini-Pigs"). If forced to live in overcrowded, dirty, or confined conditions, pet pigs may become stressed and develop abnormal stereotypical behaviors that should be addressed with the help of a veterinarian.

### How much space does a pot-bellied pig need?

Recommendations for housing space vary for mini-pigs depending on their size, but for pot-bellied pigs, one recommendation suggests at least 12 square meters (about 130 square feet) for two pigs, or about 0.5 square feet per kilogram of body weight per pig. Obviously, larger pigs need more space to thrive.

*"If not provided with proper bedding, pigs may*

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Pigs spend a great deal of time sleeping, so they must be provided with an area containing newspaper or brown paper in which to nest. If not provided with proper bedding, pigs may try to rip up carpets, blankets, or pillows to carry to their nesting area and are at risk of ingesting these pieces that can cause gastrointestinal obstruction.

In addition to indoor space, ideally pet pigs should have access to a safe area of untreated lawn outside in which to root and chew on grass. Pigs should be allowed to exercise (either outside or inside) twice a day for a minimum of an hour per day.

### At what temperature/humidity should a pig be housed?



The temperature at which pet pigs should be kept depends on their age. Ideal temperatures

for pigs are approximately 84°F (29°C) for older piglets, 75°F (24°C) for juvenile (14- to 16-week-old) pigs, and 63-77°F (17-25°C) for adults.

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*"If they are allowed outside, they must have access to shade and be protected from direct sunlight, or they can get overheated and sunburned."*

Pigs become overheated easily, as they cannot sweat. If they are allowed outside, they must have access to shade and be protected from direct sunlight, or they can get overheated and sunburned. Pigs allowed outside in warm weather often enjoy rolling around in mud baths or splashing in kiddie pools. Ideally, pigs should be kept at a humidity of 55-70% and should have as close to a 12-hour day and 12-hour night light cycle as possible.

### **Can a pot-bellied pig be house-trained?**

Pet pigs generally like to urinate and defecate in a single area that is far from where they eat and sleep. Unlike cats or some other mammals, they do not cover up their solid waste, so they do not need loose material in which to eliminate. Pet pigs can be trained to eliminate both inside and outside. They can be trained to urinate and defecate outside exclusively by taking them out every half an hour, starting at a young age and allowing them to select an

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*"Pet pigs generally like to urinate and defecate in a single area that is far from where they eat and sleep."*

Changes in the household or bad weather may upset this training in previously trained pigs and they may need to be retrained to go exclusively outside. Pigs in urban environments may be taught to walk on a leash/harness and go outside to eliminate, like dogs. If this is not feasible, they can be trained to use a litter pan indoors by confining them to a small area during the time they regularly eliminate, and letting them have more freedom after they successfully use the pan repeatedly. Litter pans (such as large plastic storage boxes with low sides) may be filled with newspaper, pine shavings, or puppy wee-wee pads to help absorb waste.

**What does it mean if my pig grunts while using the litter pan?**

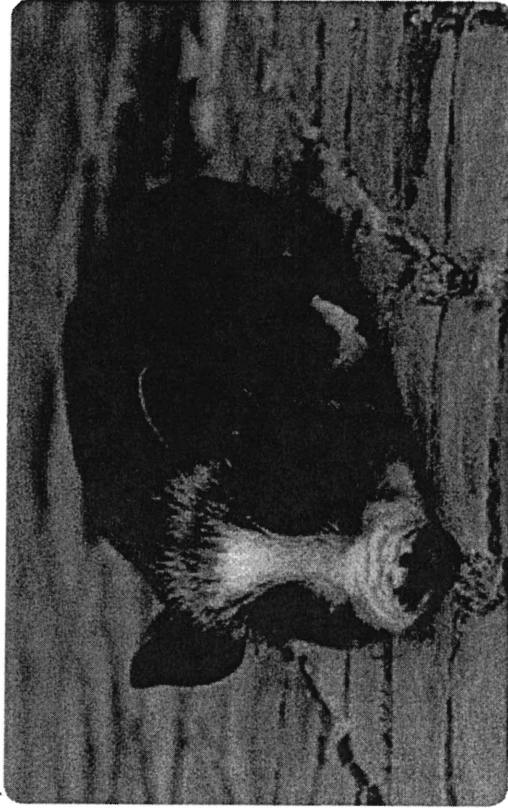
Pigs will generally raise their tails and arch their backs but not vocalize when they urinate. Grunting while eliminating may be a sign of discomfort from a medical problem such as a bladder stone or sludge in the bladder. Pigs that grunt and strain while urinating or have bloody urine may be suffering

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rectal tumor. This sign also should be checked out by a veterinarian as soon as possible.

Contributors: Laurie Hess, DVM



## Find a Local VCA

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## FIND A HOSPITAL

### Veterinary Care for Mini-Pigs

Just like other pets, mini-pigs should have a complete veterinary check-up after they are...

### General Facts About Mini-Pigs

There are many breeds of miniature pigs, including the Vietnamese pot-bellied pig. In...

### Feeding Your Mini-Pig

Pigs are omnivores that typically eat multiple small meals throughout the day. A...

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Recalling the recorded rebuttal given by the City on 7/14/2020 (quotes)

Attorney: 01:08:09- The appeal is if the current activity is in violation of the ordinance or not. \*\*We have already established, that we are not in violation of a city ordinance pertaining to Farm Animals, as the City of Shelbyville does not recognize pot belly pigs as far animals.

Planning Commissioner: 01:33:30- We are recommending and asking that the order be affirmed, we think it's a the council and the legislative body of the city has made a very clear and concise policy. And we have interpreted it exactly as it is written. \*\* Your City Attorney has already admitted the ordinance is unclear, as well as Ms. Schwickrath. The Planning Commissioner has contradicted his self-several times in his rebuttal.\*\*

Mr. Lisher: 01:42:40- Somebody did a poor drafting job it would seem. \*\* The language in the ordinances and definitions were approved in 2018. It's the City's burden to ensure they are clear.\*\*

Attorney: 01:42:48- So when you look at the words that are used in 5.26 and their definitions, it is clear that pot belly pigs are considered farm animals for the purposes of 5.26. \*\* The ordinance and the definitions contradict each other in several different places. There is no clear reference to pot belly pigs in the ordinance, but the definitions are very clear. She also later conceded that the ordinance and definitions are not clear\*\*

Attorney: 01:43:08- Pot belly pigs are only considered domesticated pets for the purpose of kennels. They are not considered domestic pets for the purposes of 5.26 or the zoning ordinance for R1. \*\* The definitions and ordinances associated with kennels have no mention of pot belly pigs, only dogs.\*\* \*\* In this statement, the city attorney also has admitted that according to the definitions of 11-11 the City of Shelbyville recognizes pot belly pigs as domestic pets. \*\*

Attorney: 01:43:46- There's definitely room for the ordinance to become more clear. \*\* If the City attorney, BZA, Deputy Planning Commissioner, and Planning Commissioner aren't able to accurately clarify the ordinances or definitions, how are the residents of Shelbyville supposed to do so? How can the City enforce an ordinance that they don't understand? \*\*

Chairperson (Ms. Schwickrath): 01:58:25- There is no cross referencing, so who would have thought that in the first place?