

June 15, 2020

To the members of the BSPOA Board:

We are submitting two petitions for covenant amendments to Article XII, Section 19 for the Board to present to the POA in a formal vote for this Fall. According to amendment proceedings, a petition receiving at least 10 signatures can be presented to the board before the September Board meeting. The petitions we are submitting include a Section 19(a) to allow all lot owners the ability to raise chickens according to the City of Rogers ordinances, and a Section 19(b) for outside lot owners with Arkansas State permits to raise bees according to the State of Arkansas Apiary laws. Both would require POA residents to register these additions to their lots with the BSPOA board.

Article XII Section 19(a) and (b) amendments will allow our residents the ability to be more independent in their choices for food sources which we considered important during this time of new social change and health regulations. The Apiary amendment helps promote an environmentally conscientious aspect to our neighborhood that benefits Rogers as well as addresses healthy living. Both of these amendment requests are currently allowed within the City of Rogers Ordinances.

According to existing covenants, a tally of 37 "yes" votes on a Fall ballot would allow an amendment to become part of our covenants. Of the 42 lots we were able to contact, we have received 38 signatures on the chicken petition which indicates substantial support for "yes" votes on an official ballot. That represents 90% of lots agreeing that chickens should be allowed. Because chickens take time to acclimate to their surroundings and become established for laying, we are asking the BSPOA board to allow residents to begin acquiring chickens this June before the November ballots. If we wait until November, it's too late for chicken start-ups this year.

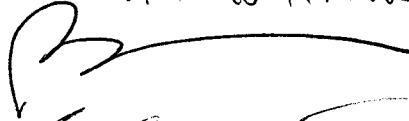
We received 33 signatures for bees on outer lots. This represents 78% of lots agreeing bees should be allowed on any outside lot according to the State of Arkansas Apiary laws. We are asking that this amendment also be placed on the November ballot.

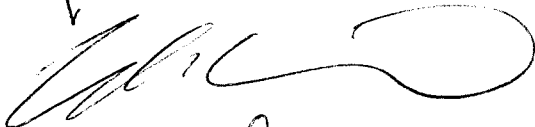
Thank you for your consideration and support of these two amendments and the earlier establishment of chickens.

Respectfully submitted,



Rebecca R Williams







Patricia One

City of Rogers Code of Ordinance Concerning Fowl

ARTICLE V. - FOWL^[4]

[SHARE LINK TO SECTION](#)[PRINT SECTION](#)[DOWNLOAD \(DOCX\) OF SECTION](#)[EMAIL SECTION](#)[COMPARE VERSIONS](#)

Footnotes:

— (4) —

State Law reference— Livestock and poultry commission, A.C.A. § 2-33-101 et seq.

- **Sec. 6-228. - Keeping poultry generally.**

[SHARE LINK TO SECTION](#)[PRINT SECTION](#)[DOWNLOAD \(DOCX\) OF SECTION](#)[EMAIL SECTION](#)[COMPARE VERSIONS](#)

All poultry within the corporate limits of the city shall be maintained in suitable houses, pens, or other enclosures by the owner or person having responsibility for the care and maintenance of the poultry.

(Ord. No. 13-67, § 1(Att.), 8-13-2013; Ord. No. 15-137, § 1(Exh. A), 10-13-2015)

- **Sec. 6-229. - Maintenance of poultry houses.**

[SHARE LINK TO SECTION](#)[PRINT SECTION](#)[DOWNLOAD \(DOCX\) OF SECTION](#)[EMAIL SECTION](#)[COMPARE VERSIONS](#)

Every poultry house maintained within the city shall be kept in a clean, sanitary condition.

(Ord. No. 13-67, § 1(Att.), 8-13-2013; Ord. No. 15-137, § 1(Exh. A), 10-13-2015)

- **Sec. 6-230. - Running at large.**

[SHARE LINK TO SECTION](#)[PRINT SECTION](#)[DOWNLOAD \(DOCX\) OF SECTION](#)[EMAIL SECTION](#)[COMPARE VERSIONS](#)

(a)
It shall be unlawful for any person to permit or allow any domesticated fowl to run at large within the corporate limits of the city. It shall be lawful to keep poultry flocks of any size in A-1 zones of the city, so long as they are confined.

(b)

It shall be lawful for any person to keep, permit, or allow any fowl within the corporate limits of the city in all zones other than A-1, under the following terms and conditions:

(1)

No more than four hens shall be allowed for each single-family dwelling. No birds shall be allowed in multifamily complexes, including duplexes.

(2)

No roosters shall be allowed.

(3)

There shall be no outside slaughtering of birds.

(4)

All fowl must be kept at all times in a secure enclosure. Secure enclosure shall include a self-contained coop and/or within a fenced in yard. A fenced in yard shall only suffice as an enclosure, if said fence is constructed from a solid non permeable material built with either solid wood, metal, or plastic components.

(5)

Coops must be situated at least 25 feet from the nearest neighbor's residence.

(6)

Enclosures must be kept in a neat and sanitary condition at all times, and must be cleaned on a regular basis so as to prevent offensive odors.

(7)

Persons wishing to keep fowl within the city must obtain a permit from Rogers Animal Services. An inspection will be scheduled by Rogers Animal Services and if approved, the permit holder must pay an annual fee as currently established and found in appendix B to this Code.

(c)

Subsection (b) of this section is not intended to apply to the ducks and geese in Lake Atalanta Park, nor to indoor birds kept as pets, such as, but not limited to, parrots or parakeets, nor to the lawful transportation of fowl through the corporate limits of the city. Neither shall it apply to poultry kept in areas of the city which are zoned A-1.

(d)

Fowl currently existing in the city shall not be "grandfathered" or permitted to remain after the effective date of the ordinance from which this article is derived.

(Ord. No. 13-67, § 1(Att.), 8-13-2013; Ord. No. 15-137, § 1(Exh. A), 10-13-2015)

State Law reference— Domestic fowl running at large, A.C.A. § 5-62-122.

Chicken

Petition

**BSPOA Covenant Amendment to Include Limited Chickens,
No Roosters**

Amended BSPOA Covenant Article XII, Section 19 (a): No animals or livestock shall be raised, kept or bred on any lots in the Breckenridge Subdivision with the exception of dogs, cats or other household pets that may be kept, provided they are not kept, bred, or maintained for any commercial purposes and provided that the same are not a nuisance to the neighborhood. **Lot owners applying to keep fowl must abide by the City of Rogers Code of Ordinances Chapter 6, Article V, and provide a copy of their city permit to the BSPOA Board for filing.**

We, the undersigned, support the implementation of this amendment to the Breckenridge Property Owners Association Covenants:

Lot #1		Date:
Lot #2		Date:
Lot #3		Date:
Lot #4		Date:
Lot #5		Date:
Lot #6		Date:
Lot #7		Date:
Lot #8		Date:
Lot #9		Date:
Lot #10	<i>Lee Ward</i>	Date: <i>5-14-2020</i>
Lot #11	<i>Lee Ward</i>	Date: <i>5-14-2020</i>
Lot #12		Date:

Amended BSPOA Covenant Article XII, Section 19 (a): No animals or livestock shall be raised, kept or bred on any lots in the Breckenridge Subdivision **with the exception** of dogs, cats or other household pets that may be kept, provided they are not kept, bred, or maintained for any commercial purposes and provided that the same are not a nuisance to the neighborhood. **Lot owners applying to keep fowl must abide by the City of Rogers Code of Ordinances Chapter 6, Article V, and provide a copy of their city permit to the BSPOA Board for filing.**

We, the undersigned, support the implementation of this amendment to the Breckenridge Property Owners Association Covenants:

Lot #30 Date: _____

Lot #31 Date: _____

Lot #32 Date: _____

Lot #33 Date: _____

Lot #34 Date: _____

Lot #35 Date: _____

Lot #36 Date: _____

Lot #37 *Lee Ward* Date: *5-25-2020*

Lot #38 Date: _____

Lot #39 Date: _____

Lot #40 Date: _____

Lot #41 *Lee Ward* Date: *5-25-2020*

Lot #42 Date: _____

Lot #43 Date: _____

Lot #44 Date: _____

Lot #45 Date: _____

**BSPOA Covenant Amendment to Include Limited Chickens,
No Roosters**

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We, the undersigned, support the implementation of this amendment to the Breckenridge Property Owners Association Covenants:

Street#

Lot #1	Date:
Lot #2	Date:
Lot #3	Date:
Lot #4 <i>James [unclear]</i>	Date: <i>3-1-10</i>
Lot #5 <i>Mike [unclear]</i>	Date: <i>5-1-10</i>
Lot #6 <i>[unclear]</i>	Date: <i>3-25-10</i>
Lot #7	Date:
Lot #8 <i>[unclear]</i>	Date: <i>3-2-10</i>
Lot #9	Date:
Lot #10 <i>[unclear]</i>	Date: <i>3-1-10</i>
Lot #11	Date:
Lot #12	Date:

Amended BSPOA Covenant Article XII, Section 19 (a): No animals or livestock shall be raised, kept or bred on any lots in the Breckenridge Subdivision with the exception of dogs, cats or other household pets that may be kept, provided they are not kept, bred, or maintained for any commercial purposes and provided that the same are not a nuisance to the neighborhood. Lot owners applying to keep fowl must abide by the City of Rogers Code of Ordinances Chapter 6, Article V, and provide a copy of their city permit to the BSPOA Board for filing.

We, the undersigned, support the implementation of this amendment to the Breckenridge Property Owners Association Covenants:

Lot #13	<i>[Signature]</i>	Date: 3/13/20
Lot #14	<i>Spencer Medina</i>	Date: 5/13/2020
Lot #15	<i>[Signature]</i>	Date: 5/13/20
Lot #16	<i>Brian O'Neil</i>	Date: 5/13/20
Lot #17		Date:
Lot #18	<i>[Signature]</i>	Date: 6/12/20
Lot #19	<i>[Signature]</i>	Date: 5-16-20
Lot #20	<i>Henry Stanton</i>	Date: 6-4-20
Lot #21		Date:
Lot #22	<i>Martin Hernandez</i>	Date: 6-12-2020
Lot #23	<i>[Signature]</i>	Date: 6-6-20
Lot #24	<i>[Signature]</i>	Date:
Lot #25		Date:
Lot #26	<i>[Signature]</i>	Date: 6/8/20
Lot #27		Date:
Lot #28	<i>Bonnie Roe</i>	Date: 6-6-20
Lot #29		Date:

Amended BSPOA Covenant Article XII, Section 19 (a): No animals or livestock shall be raised, kept or bred on any lots in the Breckenridge Subdivision with the exception of dogs, cats or other household pets that may be kept, provided they are not kept, bred, or maintained for any commercial purposes and provided that the same are not a nuisance to the neighborhood. Lot owners applying to keep fowl must abide by the City of Rogers Code of Ordinances Chapter 6, Article V, and provide a copy of their city permit to the BSPOA Board for filing.

We, the undersigned, support the implementation of this amendment to the Breckenridge Property Owners Association Covenants:

Lot #30	<i>Jan R Kiball</i>	Date: <i>6-11-2020</i>
Lot #31	<i>[Signature]</i>	Date: <i>5-20-2020</i>
Lot #32		Date:
Lot #33	<i>Patricia A. Richards</i>	Date: <i>6/12/20</i>
Lot #34		Date:
Lot #35		Date:
Lot #36		Date:
Lot #37		Date:
Lot #38		Date:
Lot #39		Date:
Lot #40	<i>R. D. [Signature]</i>	Date: <i>6-4-20</i>
Lot #41		Date:
Lot #42	<i>Joe [Signature]</i>	Date: <i>5/23/2020</i>
Lot #43		Date:
Lot #44	<i>[Signature]</i>	Date: <i>6/12/2020</i>
Lot #45	<i>[Signature]</i>	Date: <i>5-11-2020</i>

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We, the undersigned, support the implementation of this amendment to the Breckenridge Property Owners Association Covenants:

Lot #46		Date:
Lot #47	<i>[Signature]</i>	Date: 5/13/20
Lot #48	<i>Karen McSpadden</i>	Date: 6/2/20
Lot #49		Date:
Lot #50	<i>Elizabeth Pier Smith</i>	Date: 5/11/20
Lot #51	<i>Elizabeth Pier Smith</i>	Date: 5/11/20
Lot #52	<i>Alene Correa</i>	Date: 26 May 20
Lot #53		Date:
Lot #54		Date:
Lot #55		Date:
Lot #56	<i>M. Kyle</i>	Date: 6/13/2020
Lot #57		Date:
Lot #58		Date:
Lot #59	<i>Heather Klyburn</i>	Date: 5/17/20
Lot #60	<i>Owe Bauman</i>	Date:
Lot #61		Date:

**BSPOA Covenant Amendment to Include Limited Chickens,
No Roosters**

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We, the undersigned, support the implementation of this amendment to the Breckenridge Property Owners Association Covenants:

Lot #1	<u>Marsha Moffitt</u>	Date: <u>5/16/20</u>
Lot #2		Date:
Lot #3		Date:
Lot #4		Date:
Lot #5		Date:
Lot #6		Date:
Lot #7		Date:
Lot #8		Date:
Lot #9		Date:
Lot #10		Date:
Lot #11		Date:
Lot #12		Date:

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We, the undersigned, support the implementation of this amendment to the Breckenridge Property Owners Association Covenants:

Lot #13	Date:
Lot #14	Date:
Lot #15	Date:
Lot #16	Date:
Lot #17	Date:
Lot #18	Date:
Lot #19	Date:
Lot #20	Date:
Lot #21	Date:
Lot #22	Date:
Lot #23	Date:
Lot #24	Date:
Lot #25	Date:
Lot #26	Date:
Lot #27	Date:
Lot #28	Date:
Lot #29	Date:

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We, the undersigned, support the implementation of this amendment to the Breckenridge Property Owners Association Covenants:

Lot #30	Date:
Lot #31	Date:
Lot #32	Date:
Lot #33	Date:
Lot #34	Date:
Lot #35	Date:
Lot #36	Date:
Lot #37	Date:
Lot #38	Date:
Lot #39	Date:
Lot #40	Date:
Lot #41	Date:
Lot #42	Date:
Lot #43	Date:
Lot #44	Date:
Lot #45	Date:

Amended BSPOA Covenant Article XII, Section 19 (a): No animals or livestock shall be raised, kept or bred on any lots in the Breckenridge Subdivision with the exception of dogs, cats or other household pets that may be kept, provided they are not kept, bred, or maintained for any commercial purposes and provided that the same are not a nuisance to the neighborhood. **Lot owners applying to keep fowl must abide by the City of Rogers Code of Ordinances Chapter 6, Article V, and provide a copy of their city permit to the BSPOA Board for filing.**

We, the undersigned, support the implementation of this amendment to the Breckenridge Property Owners Association Covenants:

Lot #46	Date:
Lot #47	Date:
Lot #48	Date:
Lot #49	Date:
Lot #50	Date:
Lot #51	Date:
Lot #52	Date:
Lot #53	Date:
Lot #54	Date:
Lot #55	Date:
Lot#56	Date:
Lot #57 <i>Hannah Carmical</i>	Date: 5-16-2020
Lot #58 <i>Sandra Severs</i>	Date: 5/12/2020
Lot #59	Date:
Lot #60	Date:

Bee

Petition

**BSPOA Covenant Amendment to Include Bees on Outer
Lots Only**

Article XII, Section 19 (b): Lot owners of outer perimeter lots only, requesting bee keeping permits, must apply through the state of Arkansas Apiary permit process and also submit an approval request to the BSPOA Board. They will be required to abide by all state and local laws concerning Apiary maintenance and be limited to one hive only. No lot owners of inside lots will be permitted to keep bees.

We, the undersigned, support the implementation of this amendment to the Breckenridge Property Owners Association Covenants:

1300 Lot #1	Date:
Lot #2	Date:
Lot #3	Date:
Lot #4 Camey Selauer	Date: 5-1-20
Lot #5 Buffy Selauer	Date: 5-11-20
Lot #6	Date:
Lot #7	Date:
Lot #8 June	Date: 5/14/20
Lot #9	Date:
Lot #10 Bertan Babin	Date: 5-28-20
Lot #11	Date:
Lot #12	Date:
Lot #13 Ben Alderman	Date: 5/13/2020

Article XII, Section 19 (b): Lot owners of outer perimeter lots only, requesting bee keeping permits, must apply through the state of Arkansas Apiary permit process and also submit an approval request to the BSPOA Board. They will be required to abide by all state and local laws concerning Apiary maintenance and be limited to one hive only. No lot owners of inside lots will be permitted to keep bees.

We, the undersigned, support the implementation of this amendment to the Breckenridge Property Owners Association Covenants:

156 Lot #14 *John H. Hedman* Date: 5/13/2020

Lot #15 Date:

Lot #16 Date:

Lot #17 Date:

Lot #18 *John Sp...* Date: 6/12/20

Lot #19 *W...* Date: 5-16-20

Lot #20 *Mary D...* Date: 6-4-20

Lot #21 Date:

Lot #22 *Mario Aloa Teanzas* Date: 6-12-2020

Lot #23 Date:

Lot #24 Date:

Lot #25 *[Signature]* Date: 5-23-20

Lot #26 *[Signature]* Date: 6/18/20

Lot #27 Date:

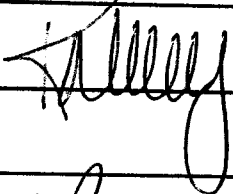
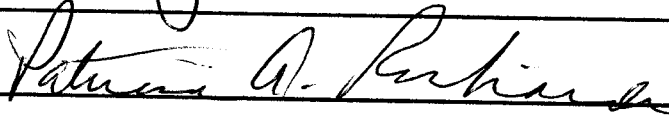

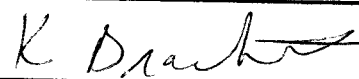
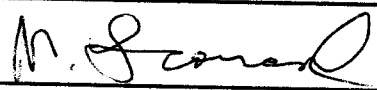


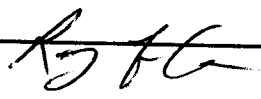
Lot #28 *Bonnie Roe* Date: 6-6-20

Lot #29 Date:

Lot #30 *Jan K. Knisball* Date: 6/4/20

Article XII, Section 19 (b): Lot owners of outer perimeter lots only, requesting bee keeping permits, must apply through the state of Arkansas Apiary permit process and also submit an approval request to the BSPOA Board. They will be required to abide by all state and local laws concerning Apiary maintenance and be limited to one hive only. No lot owners of inside lots will be permitted to keep bees.

We, the undersigned, support the implementation of this amendment to the Breckenridge Property Owners Association Covenants:

Lot #31		Date: 05-20-2020
Lot #32		Date:
Lot #33		Date: 7/17/20
Lot #34		Date:
Lot #35		Date:
Lot #36		Date:
Lot #37		Date:
Lot #38		Date: 6-4-20
Lot #39		Date:
Lot #40		Date: 6-4-20
Lot #41		Date:
Lot #42		Date: 5-22-2020
Lot #43		Date:
Lot #44		Date: 6-12-20
Lot #45		Date: 5-10-2020
Lot #46		Date:
Lot #47		Date: 5/13/20

Article XII, Section 19 (b): Lot owners of outer perimeter lots only, requesting bee keeping permits, must apply through the state of Arkansas Apiary permit process and also submit an approval request to the BSPOA Board. They will be required to abide by all state and local laws concerning Apiary maintenance and be limited to one hive only. No lot owners of inside lots will be permitted to keep bees.

We, the undersigned, support the implementation of this amendment to the Breckenridge Property Owners Association Covenants:

Lot #48	<i>Allen W. Spald</i>	Date: 6/2/20
Lot #49		Date:
Lot #50	<i>Elizabeth Peck Smith</i>	Date: 5/11/20
Lot #51	<i>Elizabeth Peck Smith</i>	Date: 5/11/20
Lot #52	<i>Carlene Herres</i>	Date: 26-May 20
Lot #53		Date:
Lot #54		Date:
Lot #55		Date:
Lot #56		Date:
Lot #57		Date:
Lot #58		Date:
Lot #59	<i>Joseph Kilgath</i>	Date: 5/17/20
Lot #60	<i>Casey Dawson</i>	Date:
Lot #61		Date:

**BSPOA Covenant Amendment to Include Bees on Outer
Lots Only**

Article XII, Section 19 (b): Lot owners of outer perimeter lots only, requesting bee keeping permits, must apply through the state of Arkansas Apiary permit process and also submit an approval request to the BSPOA Board. They will be required to abide by all state and local laws concerning Apiary maintenance and be limited to one hive only. No lot owners of inside lots will be permitted to keep bees.

We, the undersigned, support the implementation of this amendment to the Breckenridge Property Owners Association Covenants:

Lot #1	Date:
Lot #2	Date:
Lot #3	Date:
Lot #4	Date:
Lot #5	Date:
Lot #6	Date:
Lot #7	Date:
Lot #8	Date:
Lot #9	Date:
Lot #10	Date:
<i>Lee Ward</i>	<i>5-14-2020</i>
Lot #11	Date:
<i>Lee Ward</i>	<i>5-14-2020</i>
Lot #12	Date:
Lot #13	Date:

**BSPOA Covenant Amendment to Include Bees on Outer
Lots Only**

Article XII, Section 19 (b): Lot owners of outer perimeter lots only, requesting bee keeping permits, must apply through the state of Arkansas Apiary permit process and also submit an approval request to the BSPOA Board. They will be required to abide by all state and local laws concerning Apiary maintenance and be limited to one hive only. No lot owners of inside lots will be permitted to keep bees.

We, the undersigned, support the implementation of this amendment to the Breckenridge Property Owners Association Covenants:

Lot #1	<i>Marsha Moffett</i>	Date: <i>5/16/20</i>
Lot #2		Date:
Lot #3		Date:
Lot #4		Date:
Lot #5		Date:
Lot #6		Date:
Lot #7		Date:
Lot #8		Date:
Lot #9		Date:
Lot #10		Date:
Lot #11		Date:
Lot #12		Date:
Lot #13		Date:

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We, the undersigned, support the implementation of this amendment to the Breckenridge Property Owners Association Covenants:

Lot #14	Date:
Lot #15	Date:
Lot #16	Date:
Lot #17	Date:
Lot #18	Date:
Lot #19	Date:
Lot #20	Date:
Lot #21	Date:
Lot #22	Date:
Lot #23	Date:
Lot #24	Date:
Lot #25	Date:
Lot #26	Date:
Lot #27	Date:
Lot #28	Date:
Lot #29	Date:
Lot #30	Date: _

Article XII, Section 19 (b): Lot owners of outer perimeter lots only, requesting bee keeping permits, must apply through the state of Arkansas Apiary permit process and also submit an approval request to the BSPOA Board. They will be required to abide by all state and local laws concerning Apiary maintenance and be limited to one hive only. No lot owners of inside lots will be permitted to keep bees.

We, the undersigned, support the implementation of this amendment to the Breckenridge Property Owners Association Covenants:

Lot #31	Date:
Lot #32	Date:
Lot #33	Date:
Lot #34	Date:
Lot #35	Date:
Lot #36	Date:
Lot #37	Date:
Lot #38	Date:
Lot #39	Date:
Lot #40	Date:
Lot #41	Date:
Lot #42	Date:
Lot #43	Date:
Lot #44	Date:
Lot #45	Date:
Lot #46	Date:
Lot #47	Date:

Article XII, Section 19 (b): Lot owners of outer perimeter lots only, requesting bee keeping permits, must apply through the state of Arkansas Apiary permit process and also submit an approval request to the BSPOA Board. They will be required to abide by all state and local laws concerning Apiary maintenance and be limited to one hive only. No lot owners of inside lots will be permitted to keep bees.

We, the undersigned, support the implementation of this amendment to the Breckenridge Property Owners Association Covenants:

Lot #48	Date:
Lot #49	Date:
Lot #50	Date:
Lot #51	Date:
Lot #52	Date:
Lot #53	Date:
Lot #54	Date:
Lot #55	Date:
Lot#56	Date:
Lot #57 <i>Hannah Cornwell</i>	Date: <i>5-16-2020</i>
Lot #58 <i>Sandra Stevens</i>	Date: <i>5/12/2020</i>
Lot #59	Date:
Lot #60	Date: