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4 **AN ORDINANCE amending § 95.02: BEEHIVES in the**  
5 **Fort Wayne Municipal Code of Ordinances**  
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7 **WHEREAS**, bees are integral to the environmental ecosystem in Fort Wayne and their  
8 importance reaches beyond our borders; and  
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10 **WHEREAS**, there is no historical or scientific basis for the current limit of two (2) hives  
11 per piece of property within City Limits, and traditionally there have not been problems with bees,  
12 beehives, or beekeepers; and  
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14 **WHEREAS**, it is well within personal property rights for a person to use their land to  
15 generate food that will be consumed by the property owners and IC 36-1-28-1 prohibits  
16 municipalities from banning beekeeping.  
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19 **NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY**  
20 **OF FORT WAYNE, INDIANA,**  
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23 **SECTION 1.** Amend § 95.01 in the Fort Wayne Code of Ordinances to state:  
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25 A) Beehives shall be allowed to be kept within the city limits as long as they do not exceed:  
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27 (1) Two (2) hives for properties that are up to 6,000 square feet; and  
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29 (2) Four (4) hives for properties that are between 6,000 and 16,000 square feet; and  
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31 (3) Six (six) hives for properties that are between 16,000 and 25,000 square feet; and  
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33 (4) Eight (8) hives for properties that are greater than 25,000 square feet  
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36 B) Hives must not be nearer than 50 feet to any street or 20 feet to any alley or division line  
37 between lots or parts of lots of another  
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39 C) All state laws related to beekeeping must be followed.  
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43 **SECTION 2.** That this Ordinance shall be in full force and effect after any and all necessary  
44 approval by the Mayor.  
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Jason Arp, Council Member

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Michelle Chambers, Council Member

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Thomas F. Didier, Council Member

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Thomas Freistroffer, Council Member

APPROVED AS TO FORM AND LEGALITY

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Joseph G. Bonahoom, City Council Attorney