



## Lane County

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Based on the interpretation by the Lane County Planning Director, the Lane Code allows 8 dogs over 6 months of age, as an accessory use to an existing dwelling. This policy does not allow any commercial activity, or the breeding of more than 2 dogs. A special use permit is required for a commercial kennel or for keeping more than 8 dogs.

This policy is applicable in the following zones:

**Chap 16: outside urban growth boundaries**

F-1: Nonimpacted Forest  
F-2: Impacted Forest  
EFU: Exclusive Farm Use  
ML: Marginal Lands

**Chap 10: inside urban growth boundaries but outside city limits**

F1: Important Forest  
A1: Important Agricultural Land  
CA: Rural Commercial

The following pages explain this policy and present the dog kennel regulations from Lane Code Chapters 10 and 16.

## SUMMARY OF KENNEL REGULATIONS

### For areas outside an urban growth boundary

Chapter 16 of the Lane Code contains inconsistent regulations regarding the maximum number of dogs in each zone. The number of dogs allowed without a permit appears to be 2, in accordance with the definition of “noncommercial kennel”. The farm, forest and marginal land zones are silent regarding noncommercial kennels. The rural residential and rural commercial zones allow 8 dogs without any planning permit. Chapter 16 appears to prohibit dogs in the farm, forest and marginal land zones while allowing 8 dogs in the rural residential and rural commercial zones.

The policy of the Land Management Division is to allow 8 dogs as an accessory use to an existing dwelling. No application is required. This interpretation recognizes that keeping multiple dogs is a normal activity that occurs on rural residential, farm and forest lands when a dwelling is present. This policy doesn’t allow any type of commercial kennel in the marginal land or forest zones, nor does it allow the breeding of more than 2 dogs. Refer to the definition of “noncommercial kennel”. If allowed in a zone, a commercial kennel requires a special use permit and a public hearing. Refer to Table 1 for zones that allow a commercial kennel.

This interpretation is consistent with the purposes of the farm, forest and rural residential zones. The purpose statements of these zones include reducing the conflicts between farm and urban activities [refer to LC 16.212(1)(c)] and promoting a rural residential living environment that is compatible with surrounding lands [refer to LC 16.290(1)(b)]. Table 1 shows the number of dogs allowed and whether a planning permit is required.

#### **16.090 Definitions.**

Kennel; Commercial. A place of business where dogs are boarded. No more than two of the dogs shall be used for breeding. The term is not intended to include an animal hospital or noncommercial kennel.

Kennel; Commercial Breeding. A place of business for the breeding and/or selling of dogs. The term is not intended to include an animal hospital or noncommercial kennel.

Kennel; Noncommercial. An establishment or premises where three or more dogs, over six months of age, are kept or maintained. No more than two of the dogs shall be used for breeding. The term does not include any animal hospital.

**Table 1<sup>a</sup>**

Zone	Name	Section	Base Limit: no permit	Commercial Kennel: permit required
F-1	Nonimpacted Forest Lands Zone	16.210	-	prohibited
F-2	Impacted Forest Lands Zone	16.211	-	prohibited
EFU	Exclusive Farm Use Zone	16.212	-	no limit
ML	Marginal Lands Zone	16.214	-	prohibited
RR	Rural Residential Zone	16.290	8	no limit
RC	Rural Commercial Zone	16.291	8	no limit
RI	Rural Industrial Zone	16.292	8	prohibited

<sup>a</sup> Not all zones have been included in Table 1. The listed zones cover approximately 95% of the county. The remaining zones are not included because they do not allow a dwelling or because they will be deleted when periodic review is complete in January 2005.

**For areas inside an urban growth boundary and outside the city limits.<sup>b</sup>**

**LC 10.020 Definitions.**

Kennel. Any lot on which three or more dogs over the age of four months are kept.

LC Chapter 10 also contains inconsistencies regarding the number of dogs in a zone. The Land Management Division applies the same policy for Chapter 10 as for Chapter 16. However, it is only applicable to existing dwellings in the A1, F1 and CA zones. All other zones have specific rules regarding dogs and kennels.

Chapter 10 does not differentiate between commercial and non-commercial kennels. It contains standards for “kennels” but is silent on “commercial kennels”. Table 2 identifies how many dogs are allowed and whether a land use permit is required.

**Table 2<sup>cd</sup>**

Zone	CHAPTER 10	Section	No permit	Permit required
EFU	Exclusive Farm Use District	10.100	8	
FM	Forest Management District	10.102	8	unlimited
F1	Important Forest District	10.103	-	-
F2	Forest Land District	10.104		unlimited
FF20	Farm-Forestry District	10.105	8	unlimited
A1	Important Agricultural land	10.106	-	-
A2	Agricultural land	10.107	8	
GR10	General Rural	10.108	unlimited	
AGT	Agriculture, Grazing, Timber	10.110	unlimited	
GR1	General Rural 1	10.112.	unlimited	
GR11	General Rural 11	10.113	unlimited	
RR	Rural Residential	10.130	5	unlimited
RA	Suburban Residential	10.135	5	unlimited
R1	Single Family Residential	10.140	5	unlimited
RG	Garden Apartment District	10.145		5
RP	Residential-Professional	10.150		5
CA	Rural Commercial	10.154.	-	-
C1	Limited Commercial	10.155		5
C2	Neighborhood Commercial	10.160		5
C3	Commercial District	10.165		5
CT	Tourist Commercial District	10.166		unlimited
M1	Limited Industrial	10.170	8	unlimited
M2	Light Industrial	10.175	8	unlimited
M4	Special Heavy Industrial	10.181	8	unlimited
M3	Heavy Industrial	10.180	8	unlimited

<sup>b</sup> The city codes are applicable inside the Eugene/Springfield urban growth boundary.

<sup>c</sup> The symbol “-” indicates the code is silent regarding dogs and kennels in that zone.

<sup>d</sup> Zones not listed in this table do not allow a dwelling as a permitted use.