

## ANIMAL CONTROL APPEAL BOARD

The Animal Control Appeal Board Appeals is a group of five of your neighbors or peers appointed by City Council to pass judgment on requests for appeals, interpretations, and other matters that are brought before them.

### PROCEDURE

The Board will hear the items in the order that they appear on the agenda. When an item is called, the Chair will verify that the petitioner is present. The petitioner will then be given an opportunity to address the Board to explain the justification for the action requested.

After the petitioner makes their presentation, and answers any questions that the Board may have, the Chair will open the meeting to public comment. Any person wishing to speak on the request should raise their hand to be when recognized by the Chair. The speaker should identify themselves with name and address, indicate their relationship to the property in question (i.e. next door neighbor, live behind the property, etc.) and state whether they are in favor of or against the request and give reasons for their opinion. Comments must be directed through the Chair. Comments should be kept as brief as possible and closely pertain to the matter under consideration. Only one person will be recognized by the Chair to speak at one time.

After interested members of the public have spoken, the Chair will close the public comment. Once the public comment is closed, no other public comment will be taken unless in response to a specific question by a member of the Board. The Board may allow the petitioner to address or rebut public comments.

The Board will then deliberate and make a motion to approve, deny, or postpone the request. In order for the request to pass a minimum of three votes for approval are needed. The decision of the Board is final.



# ANIMAL CONTROL APPEAL BOARD MEETING AGENDA

500 W. Big Beaver  
Troy, MI 48084  
(248) 524-3364  
[www.troymi.gov](http://www.troymi.gov)  
planning@troymi.gov

Jayne Saeger, Chair, Al Petrulis, Vice Chair  
Patrick K. Carolan, Secretary, Patrick Floch

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May 25, 2016

7:00 P.M.

Council Board Room

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1. ROLL CALL
2. APPROVAL OF AGENDA
3. APPROVAL OF MINUTES – March 23, 2016
4. HEARING OF CASE
  - A. **WAIVER REQUEST, CHRIS MURDUFF, 6366 DONALDSON** - In order to keep 4 ducks or chickens, a waiver from the requirement that the property be at least .75 of an acre in size. The property is approximately .459 acres in size.  
  
**Animal Ordinance Section: 90.70.20 (f)**
5. OTHER BUSINESS
6. ADJOURNMENT

**NOTICE:** People with disabilities needing accommodations for effective participation in this meeting should contact the City Clerk by e-mail at [clerk@troymi.gov](mailto:clerk@troymi.gov) or by calling (248) 524-3317 at least two working days in advance of the meeting. An attempt will be made to make reasonable accommodations.

Chair Saeger called the Animal Control Appeal Board meeting to order at 7:02 p.m. on March 23, 2016 in the Troy City Hall Council Board Room.

1. ROLL CALL

Present:

Patrick Carolan  
Patrick Floch  
Jayne Saeger

Also Present:

Paul Evans, Zoning and Compliance Specialist  
Lori Grigg Bluhm, City Attorney

Absent:

Al Petrusis

Motion by Carolan  
Second by Floch

RESOLVED, to excuse Board Member Petrusis.

Yes: All

MOTION PASSED

2. APPROVAL OF AGENDA

MOTION by Carolan  
SECOND by Floch

RESOLVED, to approve the agenda as submitted.

3. HEARING OF CASE

WAIVER REQUEST, MATTHEW AND TERRI DAHMER, 5105 SOMERTON – In order to keep 8 hens, no roosters, a waiver from the requirement that the property be at least .75 of an acre in size. The property is approximately .478 acres in size. Animal Ordinance Section: 90.70.20 (f).

Mr. Evans provided a brief overview of the request. Mr. Dahmer summarized the request as presented in the application and indicated many of their neighbors supported the waiver request. In response to Mr. Carolan’s question, Mr. Dahmer advised the chickens have been on the property for about 2 years.

Chair Saeger opened the public hearing. No member of the public spoke. Mr. Evans read aloud the sole written comment received by the City. Chair Saeger closed the public hearing.

Motion by Carolan  
Second by Floch

RESOLVED, to deny the request.

The Board members indicated the reasons for denial motion as 1) neighborhood density and property size, 2) that the subject property is significantly less than .75 acres and, 3) public comment did not support the request.

Yes: All

MOTION PASSED

4. APPROVAL OF MINUTES – Mr. Evans noted that the Board skipped over this item.

Moved by Carolan  
Second by Floch

RESOLVED, to approve the December 2, 2015 meeting minutes.

Yes: All

MOTION PASSED

5. OTHER BUSINESS – None

6. ADJOURNMENT

The Animal Control Appeals Board meeting ADJOURNED at 7:22 p.m.

Respectfully submitted,

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Jayne Saeger, Chair

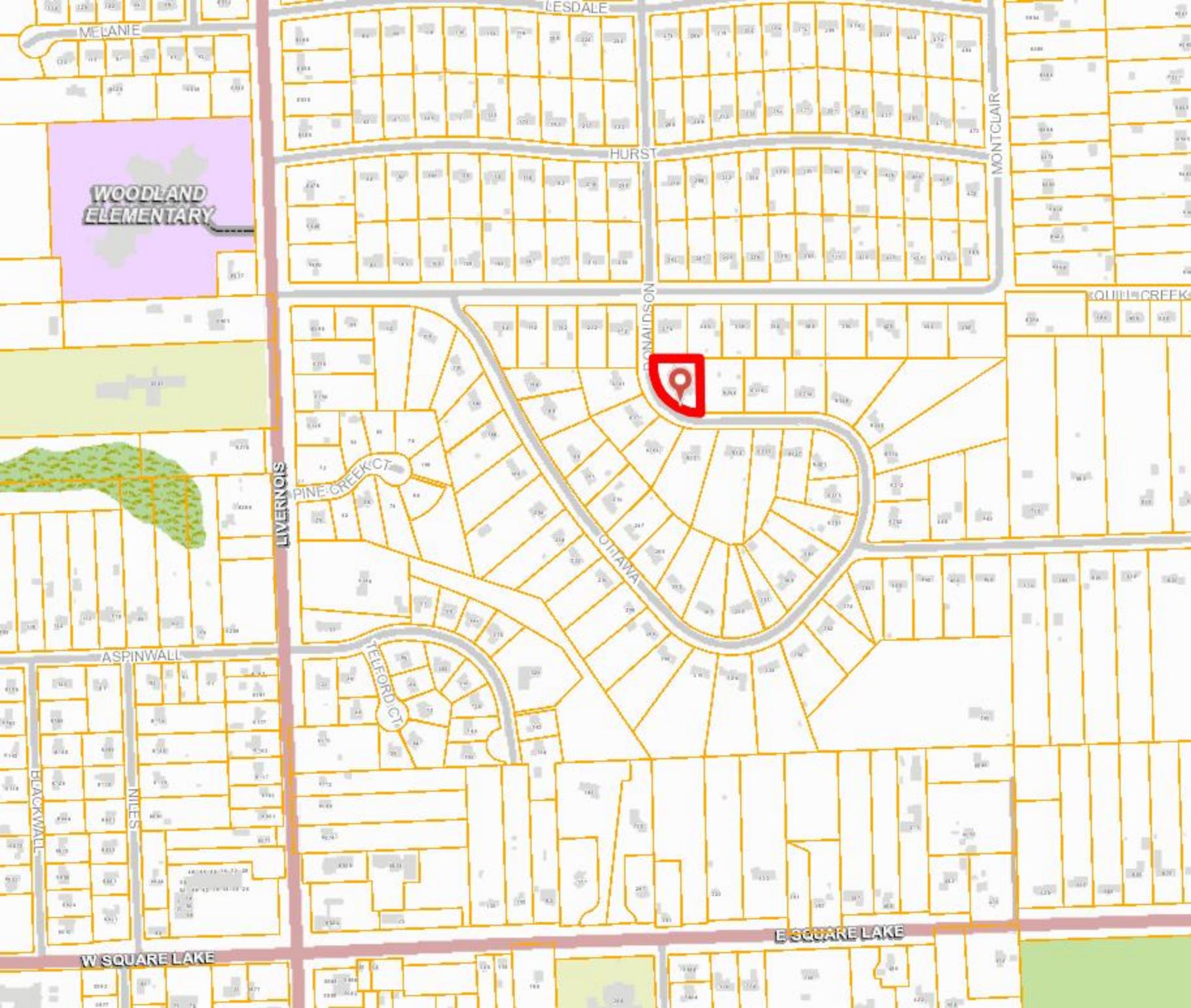
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Paul Evans, Zoning and Compliance Specialist

4. HEARING OF CASE

- A. **WAIVER REQUEST, CHRIS MURDUFF, 6366 DONALDSON** - In order to keep 4 ducks or chickens, a waiver from the requirement that the property be at least .75 of an acre in size. The property is approximately .459 acres in size.

**Animal Ordinance Section: 90.70.20 (f)**

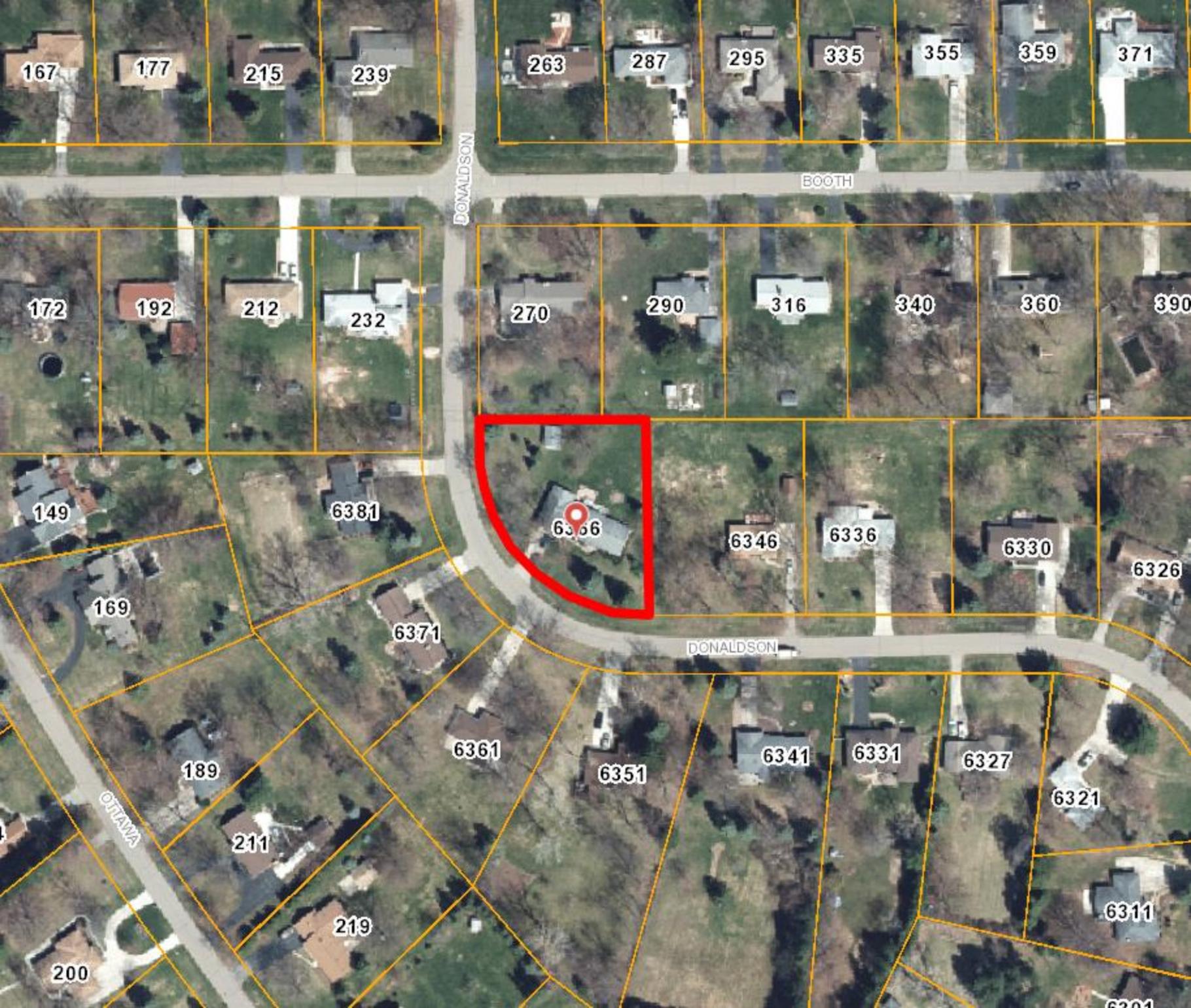


WOODLAND  
ELEMENTARY



W SQUARE LAKE

E SQUARE LAKE



167

177

215

239

263

287

295

335

355

359

371

BOOTH

172

192

212

232

270

290

316

340

360

390

149

6381

6386

6346

6336

6330

6326

169

6371

DONALDSON

189

6361

6351

6341

6331

6327

6321

OTTAWA

211

219

6311

200

6301

# ANIMAL APPEAL APPLICATION

PLANNING DEPARTMENT  
500 W BIG BEAVER  
TROY MI 48084  
248 524 3364



ANIMAL ORDINANCE ONLINE [Ctrl+click here](#)

REGULAR MEETINGS OF THE ANIMAL CONTROL APPEALS BOARD ARE HELD ON THE **FOURTH WEDNESDAY OF EVERY OTHER MONTH AT 7:00 P.M. AT CITY HALL.** A COMPLETE DIGITAL APPLICATION MUST BE FILED AT LEAST **21 DAYS BEFORE** THE MEETING DATE. 2015 MEETING DATES ARE ON PAGE 2.

## APPLY VIA E-MAIL – INSTRUCTIONS

TROY PLANNING DEPARTMENT IS DIGITAL. WE DO NOT NEED A PAPER COPY OF YOUR APPLICATION AND SUPPORTING DOCUMENTS. E-MAIL YOUR APPLICATION AND ALL SUPPORTING DOCUMENTS TO [planning@troymi.gov](mailto:planning@troymi.gov). IF YOU CANNOT E-MAIL, PLEASE PROVIDE THE DIGITAL INFORMATION (i.e. JUMP DRIVE) TO THE PLANNING DEPARTMENT IN PERSON.

PROPERTY ADDRESS: 6366 Donaldson

APPLICANT:

NAME Chris Murduff

ADDRESS 6366 Donaldson

CITY Troy STATE MI ZIP 48085

PHONE (248) 879-1482

E-MAIL murduff@yahoo.com

PROPERTY OWNER (if different than applicant):

NAME Janice Murduff

ADDRESS Same

CITY \_\_\_\_\_ STATE \_\_\_\_\_ ZIP \_\_\_\_\_

PHONE \_\_\_\_\_

E-MAIL \_\_\_\_\_

## REQUIRED INFORMATION

- Written narrative describing your request.
- A site plan or aerial view of the property showing the following:
  - Property lines
  - All buildings and structures on the property
  - Existing and proposed buildings or structures related to the animals, and their distance from property lines
  - Anything else that will help explain the request
- Anything else, including photos or technical information that will explain or support your request.

E-mail signed application and supporting documents to [planning@troymi.gov](mailto:planning@troymi.gov)

Questions? Contact Paul Evans, Zoning & Compliance Specialist

- 248 524 3359
- [evanspm@troymi.gov](mailto:evanspm@troymi.gov)

## PERMISSION TO INSPECT PREMISES

I, Chris Murduff (applicant) hereby depose and say that all the above statements and statements contained in the information submitted are true and correct and give permission for the Board Members and City Staff to enter the property to ascertain conditions.

APPLICANT SIGNATURE Chris Murduff Digitally signed by Chris Murduff  
Date: 2016.04.05 15:24:49 -04'00' DATE 4/5/2016

## 2016 ANIMAL CONTROL APPEAL BOARD MEETING DATES

January 27  
March 23  
May 25  
July 27  
September 28  
November 30

[Your Name]  
6366 Donaldson  
Troy, MI 48085  
April 5, 2016

City of Troy Planning Department  
500 W. Big Beaver  
Troy, MI 48084

Dear City of Troy Planning Department:

My family would like to keep three or four ducks at our home on 6366 Donaldson. Due to a family history of heart disease and diabetes, I have been following a low carbohydrate/high protein and fat diet. In the course of trying to eat better, my family has come to enjoy fresh eggs and we would like to be able to raise our own at our own home. Our lot is ½ acre, so I come to you to request a waiver.

Chickens are the more common choice for backyard eggs but my research shows that ducks are likely a better fit for our suburban community. They are much quieter and calmer than chickens, in many breeds the males are nearly mute unlike roosters. They tend to have fewer health problems and because they eat grass and bugs most of the year, their waste can be immediately used for fertilizer and compost. Chicken manure needs to age before being used and smells more because their diet is usually grain based. Ducks are more tolerant of our high summer temperatures and the additional layer of fat they have, that chickens do not, lets them be more comfortable in our winters.

This overhead view shows our pie shaped lot. The yellow star is where I would like to put a small wooden coop. Our home has an attached two car garage and a one and a half car detached garage in the back yard. I would add a small pet door to the detached garage to allow ducks to access nesting boxes in that garage during the coldest days of the year if they prefer it over their normal coop.

## 15' SETBACK FROM PROPERTY LINE



The intended coop I would build is this model, large enough for shelter but easy to dismantle at a later date when we don't have birds.



**FINISHED COOP ACTUAL SIZE 6' X 8'**

This is our existing detached one and half car garage. I would a small pet door to enable access to more shelter if needed on very cold nights. The property line between my yard and my two neighbors behind is fenced so we wouldn't have any problems keeping animals in our yard.



We understand that birds are a huge commitment and potentially live a long time. They will likely be treated more as pets than livestock. I will also ensure the birds are banded so they can be identified if they were to get loose.

Thank you for your consideration.

Sincerely,

A handwritten signature in black ink that reads "Chris Woodhill".

[Your Name]

**Paul M Evans**

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**From:** Jeansmartbus@gmail.com  
**Sent:** 12 May, 2016 10:53 AM  
**To:** Planning  
**Subject:** Animal Ordinance Section 90.70.20 (f)

To Animal Control Board,

I live directly across from Chris Murduff. I have lived at my address 6361 Donaldson approximately 46 years in all that time it has not been a farm land...no pigs, no horses and no chickens and it has been wonderful.

Murduffs do not have a fence. Then they would need to build a building to house chickens. I see lots of problems. Therefore I am very much against Chris Murduff and family having chicken and ducks on their small area.

Jean Lawrence  
6361 Donaldson  
Troy, Mi 48085

Sent from my i

## Paul M Evans

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**From:** janet neubauer <mijan@wowway.com>  
**Sent:** 12 May, 2016 9:43 AM  
**To:** Planning  
**Subject:** 6366 Donaldson, Re: ducks or chickens

Planning Department: I live across the street from 6366 Donaldson and I object to the addition of chicks or ducks being consider as possible new neighbors at this house. This is not farm property...we are a residential area. Cute little chicks grow up quickly - they require daily attention. Granted,, it can be a learning experience for the children but its the parents who end up caring for these birds. They grow rapidly and make a considerable mess. Lets keep our property clean and free of all farm critters.

Thank you,  
Janet Neubauer  
6341 Donaldson  
Troy 48085