

Chair Saeger called the Animal Control Appeal Board meeting to order at 7:00 p.m. on July 27, 2016 in the Troy City Hall Council Board Room.

1. ROLL CALL

Present:

Patrick Carolan  
Patrick Floch  
Al Petrusis  
Jayne Saeger  
Gretchen Waters

Also Present:

Paul Evans, Zoning and Compliance Specialist  
Nicole MacMillan, Assistant City Attorney  
Michael Szuminski, Troy Police Department

2. APPROVAL OF AGENDA

MOTION by Carolan  
SECOND by Floch

RESOLVED, to approve the agenda as submitted.

Yes: All

MOTION PASSED

3. APPROVAL OF MINUTES

MOTION by Carolan  
SECOND by Petrusis

RESOLVED, to approve the May 25, 2016 meeting minutes.

Yes: All

MOTION PASSED

4. HEARING OF CASE

1350 MINNESOTA WAIVER REQUEST – In order to keep up to 8 chickens and 4 ducks, a waiver from the requirement that the property be at least .75 of an acre in size. The property is approximately .506 acres in size. Animal Ordinance Section: 90.70.20 (f)

Mr. Evans provided a brief overview of the request. In response to a question from Mr. Carolan, the applicant confirmed conditions of structures in the rear yard.

The applicant and his wife presented their request to the Board.

Chair Saeger opened the public hearing. In response to a resident's question, Chair Saeger advised that each request before the Board is considered on its own merits. Two other residents spoke in disfavor of the request. Mr. Evans summarized written comments received: one was in favor for up to 8 fowl, three others were opposed. Chair Saeger closed the public hearing.

Chair Saeger allowed the applicant to address public comments.

MOTION by Carolan  
SECOND by Waters

RESOLVED, to reopen the public hearing for 5 minutes to allow a resident to respond to applicant comments.

Yes: All

MOTION PASSED

Chair Saeger opened the public hearing. A resident gave her version of comments made by the applicant. Chair Saeger closed the public hearing.

Subsequent Board discussion included noting that properties within a 300 foot radius of the subject property were substantially less than .75 acres, clarifying that the subject property acreage is also substantially less than .75 acres, and that allowing fowl on the property may, or may not, contribute to the presence of wild animals in the neighborhood.

MOTION by Petruilis  
SECOND by Floch

RESOLVED, to deny the request and to allow the applicant 45 days to remove the fowl from the property.

Yes: All

MOTION PASSED

5. OTHER BUSINESS – None

6. ADJOURNMENT

The Animal Control Appeals Board meeting ADJOURNED at 7:41 p.m.

Respectfully submitted,

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Jayne Saeger, Chair

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Paul Evans, Zoning and Compliance Specialist

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