



Legislation Text

File #: 161529, **Version:** 0

161529
ORIGINAL

ALD. MURPHY AND KOVAC

An ordinance relating to keeping of chickens in the city.

78-6.5-2 rc

Currently, the code requires an applicant for a permit to keep chickens to obtain written consent of all owners directly or diagonally abutting the applicant's property as a condition for approval of a permit.

Under this ordinance, the commissioner of health will provide notice to owners directly or diagonally abutting the applicant's property and require those who object to do so within 14 working days of receipt of that notice. A hearing will be scheduled within 14 working days of receipt of any timely written objection, and the commissioner will notify the objector and applicant of the decision within 10 days of completion of the hearing.

The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 78-6.5-2 of the code is repealed and recreated to read:

78-6.5. Keeping of Chickens in the City.

2. NEIGHBORHOOD APPROVAL REQUIRED. Before a permit is issued for the keeping of chickens, the following process shall be followed:

- a. Once a permit is applied for, the property owner, if someone other than the applicant, and owners of all directly or diagonally abutting properties, including those across an alley, shall be notified by the commissioner. This shall be done via first-class U.S. mail.
- b. Property owners shall have 14 working days to file a written objection and request for a hearing to the commissioner if they object to the granting of a permit.
- c. If a timely written objection and request for a hearing has been submitted to the commissioner, the commissioner shall hold a hearing within 14 days.
- d. Within 10 days of completion of the hearing conducted pursuant to par. c, the commissioner shall mail to the objector and permit applicant his or her written determination on the granting of the permit, taking into consideration factors listed under subs. 3 and 4.

APPROVED AS TO FORM

Legislative Reference Bureau

Date: _____

IT IS OUR OPINION THAT THE ORDINANCE
IS LEGAL AND ENFORCEABLE

Office of the City Attorney

Date: _____

LRB 167512-1

Tea Norfolk

01/25/2017