

Ann Arbor City Council Regular Session: January 5, 2015
Email Redactions List Pursuant to Council Resolution R-09-386

	A	B	C	D	E	F	G
1	<u>Received</u>						
	<u>Sent Time</u>	<u>Time</u>	<u>TO</u>	<u>From</u>	<u>CC</u>	<u>Redactions</u>	<u>Reason for Redaction</u>
2	7:26 PM		Jacqueline Beaudry, Stephen Postema	Jane Lumm	Steve Powers, Christopher Taylor		
3	7:27 PM		Jane Lumm, Stephen Postema	Jacqueline Beaudry	Steve Powers, Christopher Taylor, Wendy Rampson		
4	7:51 PM		Katherine Griswold	All City Council, Steve Powers	Linda Diane Feldt	Email address	Privacy
5	7:52 PM		Jane Lumm	Christine Brummer		Email address, phone number	Privacy
6	7:52 PM		Jacqueline Beaudry, Stephen Postema	Jane Lumm	Steve Powers, Christopher Taylor, Wendy Rampson		
7	8:12 PM		Jacqueline Beaudry	Jack Eaton			
8	8:13 PM		All City Council	Jacqueline Beaudry	Stephen Postma, Steve Powers		
9	9:22 PM		Christopher Taylor	Jacob Randall		Email address	Privacy
10	9:26 PM		Jane Lumm	Jane Lumm			
11	10:23 PM		All City Council	Stephen Postema			

Alexa, Jennifer

From: Lumm, Jane
Sent: Monday, January 05, 2015 7:26 PM
To: Beaudry, Jacqueline; Postema, Stephen
Cc: Powers, Steve; Taylor, Christopher (Mayor)
Subject: B-2 Q

Jackie/Stephen, Could you please confirm and clarify why B-2 is an 8 voter? Thanks! Jane

Alexa, Jennifer

From: Beaudry, Jacqueline
Sent: Monday, January 05, 2015 7:27 PM
To: Lumm, Jane; Postema, Stephen
Cc: Powers, Steve; Taylor, Christopher (Mayor); Rampson, Wendy
Subject: RE: B-2 Q

The single property owner involved is objecting to the rezoning, as it is city-initiated.

Jacqueline Beaudry, City Clerk

Ann Arbor City Clerk's Office | Guy C. Larcom City Hall | 301 E. Huron, 2nd Floor · Ann Arbor · MI · 48104
T: 734.994.6140 (O) · 734.994.8296 (F) |
jbeaudry@a2gov.org | www.a2gov.org



Think Green! Please don't print this e-mail unless absolutely necessary.

From: Lumm, Jane
Sent: Monday, January 05, 2015 7:26 PM
To: Beaudry, Jacqueline; Postema, Stephen
Cc: Powers, Steve; Taylor, Christopher (Mayor)
Subject: B-2 Q

Jackie/Stephen, Could you please confirm and clarify why B-2 is an 8 voter? Thanks! Jane

Alexa, Jennifer

From: K Griswold [REDACTED]
Sent: Monday, January 05, 2015 7:51 PM
To: Taylor, Christopher (Mayor); Kailasapathy, Sumi; Briere, Sabra; Lumm, Jane; Westphal, Kirk; Grand, Julie; Kunselman, Stephen; Eaton, Jack; Krapohl, Graydon; Warpehoski, Chuck; Anglin, Mike; Powers, Steve
Cc: Linda Diane Feldt
Subject: NYT article on successful Vision Zero plan

Hello Council Members and Steve Powers,

I referenced the following NYT article in public commentary on Jan. 5.

New York City's Pedestrian Fatalities Lowest on Record in 2014

Also of note is the February 18, 2014 NYT article on Vision Zero, which provides more detail and includes the following statements.

The city's Transportation Department also plans to overhaul 50 intersections and corridors each year, with a goal of improving visibility and ensuring "more predictable movements. Other expected changes include enhanced street lighting at 1,000 intersections, the installation of 250 speed bumps and an expansion of bike paths.

Please note the upgrades to visibility and street lighting at intersections, a known inadequacy in Ann Arbor. As always, I am available to provide more information upon request.

Thanks,
Kathy Griswold

--
Katherine J. Griswold
[REDACTED]

Alexa, Jennifer

From: Christine Brummer [brummerceb@gmail.com]
Sent: Monday, January 05, 2015 7:52 PM
To: Lumm, Jane
Subject: Re: Comment Letter for City Council Meeting 1/5/15

Thank you--stay warm

Christine E. Brummer

Arbor Investments Group, LLC
39400 Woodward, Ste. 100
Bloomfield Hills, MI 48304
V: 248-593-8856
F: 248-203-6950
C: 248-797-7543
E: brummerceb@gmail.com

On Jan 5, 2015, at 4:33 PM, Lumm, Jane <JLumm@a2gov.org> wrote:

Christine, FYI -Jane Thanks for the "bingo"! :-)

-----Original Message-----

From: Beaudry, Jacqueline
Sent: Mon 1/5/2015 4:21 PM
To: *City Council Members (All)
Cc: Higgins, Sara; Bowden (King), Anissa; Postema, Stephen
Subject: FW: Comment Letter for City Council Meeting 1/5/15

FYI

Jacqueline Beaudry, City Clerk

Ann Arbor City Clerk's Office | Guy C. Larcom City Hall | 301 E. Huron, 2nd Floor ? Ann Arbor ? MI ? 48104

734.794.6140 (O) ? 734.994.8296 (F) |

jbeaudry@a2gov.org | www.a2gov.org <<http://www.a2gov.org/>>

P Think Green! Please don't print this e-mail unless absolutely necessary.

From: Bowden (King), Anissa On Behalf Of CityClerk
Sent: Monday, January 05, 2015 3:25 PM
To: Beaudry, Jacqueline
Subject: FW: Comment Letter for City Council Meeting 1/5/15

Anissa R. Bowden

Thankfulness finds something good in every circumstance.

From: Nicki Sandberg [REDACTED]
Sent: Monday, January 05, 2015 3:12 PM
To: CityClerk
Subject: Comment Letter for City Council Meeting 1/5/15

Good afternoon,

I will not be able to attend the city council meeting tonight, but wanted to submit a comment letter regarding one of the items on tonight's (1/5) meeting agenda (Ordinance revisions regarding chicken keeping).

I was told I could send the letter to this address so that it could be shared with council at the meeting. Please find the letter attached.

Thank you,

Nicki Sandberg

--

Nicki Sandberg, MURP
[REDACTED]
[REDACTED]

<image001.png>

<CommentLetter_NickiSandberg.pdf>

Alexa, Jennifer

From: Lumm, Jane
Sent: Monday, January 05, 2015 7:52 PM
To: Beaudry, Jacqueline; Postema, Stephen
Cc: Powers, Steve; Taylor, Christopher (Mayor); Rampson, Wendy
Subject: RE: B-2 Q

Thank you, Jackie!

From: Beaudry, Jacqueline
Sent: Monday, January 05, 2015 7:27 PM
To: Lumm, Jane; Postema, Stephen
Cc: Powers, Steve; Taylor, Christopher (Mayor); Rampson, Wendy
Subject: RE: B-2 Q

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Subject: B-2 Q

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Alexa, Jennifer

From: Eaton, Jack
Sent: Monday, January 05, 2015 8:12 PM
To: Beaudry, Jacqueline
Subject: amendment to B-1

As proposed:

Main Street

4 stories

2 stories

5 feet

180 feet

60 feet, except 120 feet in any area extending 150 feet from the East William Street property line

None

Not applicable

For D1, none.

For D2, a minimum 30 foot setback shall be measured from the exterior walls of the building to any R zoning district boundary on the same block as the building

Amendment:

Main Street

4 stories

2 stories

5 feet

150 feet

60 feet, except **90 feet** in any area extending 150 feet from the East William Street property line

None

Not applicable

For D1, **a minimum 20 foot setback shall be measured from the exterior walls of the building to any R zoning district boundary on the same block as the building**

For D2, a minimum **40 foot** setback shall be measured from the exterior walls of the building to any R zoning district boundary on the same block as the building

Jack Eaton

Ward 4 City Council Member

734-662-6083

Email messages to me regarding matters related to City Council business are subject to public disclosure under the Michigan Freedom of Information Act.

Alexa, Jennifer

From: Beaudry, Jacqueline
Sent: Monday, January 05, 2015 8:13 PM
To: *City Council Members (All)
Cc: Postema, Stephen; Powers, Steve
Subject: FW: amendment to B-1

Amendment from Councilmember Eaton

Jacqueline Beaudry, City Clerk

Ann Arbor City Clerk's Office | Guy C. Larcom City Hall | 301 E. Huron, 2nd Floor · Ann Arbor · MI · 48104
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Jack Eaton

Ward 4 City Council Member

734-662-6083

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Alexa, Jennifer

From: Randall Jacob [REDACTED]
Sent: Monday, January 05, 2015 9:22 PM
To: Taylor, Christopher (Mayor)
Subject: Turn Microphones On Before Rollcalls

Mayor Taylor,

- 1) Please! All council members should turn their microphones on as a group before any roll call votes are taken and should speak into their mikes when voting. The public cannot consistently hear how council members are voting and this circumvents our ability to know what individual voting positions are.
- 2) I would also add that not seating ward members side by side and also in order number of ward makes comparison of the votes of the two council members per ward more difficult, as well as understanding who is representing whom around the council table. If we want to involve more people in the democratic process, we should not be making it more difficult for the public to assess council members comments and votes because of this 'mixing up.' The seating arrangement should be for the convenience of the public, not who council members happen to want to sit next to at council meetings.
- 3) Although residents are encouraged to walk or bus and avoid car use, and many of us take this seriously, does it not seem to be a conflict that council members caucus after the buses have stopped running on a Sunday evening and many of us who might want to have dialogue with council members are discouraged from doing so because of transportation feasibility and safety reservations about having to walk home in the dark after caucus?

Ann Lund
[REDACTED]

Alexa, Jennifer

From: Lumm, Jane
Sent: Monday, January 05, 2015 9:26 PM
To: Jane Lumm
Subject: Fwd: B-3
Attachments: Amend 1-5-15 to Ord Am 9 42 Keeping Chickens1.pdf; ATT00001.htm

Sent from my iPhone

Begin forwarded message:

From: "Warpehoski, Chuck" <CWarpehoski@a2gov.org>
Date: January 5, 2015 at 6:58:34 PM EST
To: "*City Council Members \\\(All\\)" <CityCouncilMembersAll@a2gov.org>, "Beaudry, Jacqueline" <JBeaudry@a2gov.org>, "Powers, Steve" <SPowers@a2gov.org>, "Postema, Stephen" <SPostema@a2gov.org>
Subject: Fwd: B-3

Here is a revised draft of the proposed substitute amendment

Chuck Warpehoski
Ann Arbor City Council, Ward 5
cwarpehoski@a2gov.org
c: 734-972-8304

AN ORDINANCE TO AMEND SECTION 9:42 OF CHAPTER 107 (ANIMALS) OF TITLE IX OF THE CODE OF THE CITY OF ANN ARBOR

The City of Ann Arbor Ordains:

Section 1. That Section 9:42 of Chapter 107 of Title IX of the Code of the City of Ann Arbor be amended to read as follows:

9:42. - Keeping of chickens.

(1) Any person who keeps chickens in the City of Ann Arbor shall, DEPENDING ON THE NUMBER OF CHICKENS THE PERSON WILL KEEP, obtain ~~a~~ either a provisional PERMIT or A standard permit from the city prior to acquiring the chickens. A STANDARD PERMIT IS REQUIRED FOR THE KEEPING OF MORE THAN 2 CHICKENS. No STANDARD permit shall be issued to a person, by the city, ~~and no chickens shall be allowed to be kept unless the~~ owners of all residentially zoned adjacent properties (as defined below in subsection (3).) consent in writing to the STANDARD permit and this consent is presented along with an application for a permit. A PROVISIONAL PERMIT IS REQUIRED FOR THE KEEPING OF 1 OR 2 CHICKENS AND DOES NOT REQUIRE THE CONSENT OF OWNERS OF ADJACENT PROPERTIES. To qualify for a provisional permit an individual must have no violations of Chapter 107 of the City Code for the previous five years Written statements waiving the distance requirement in subsection (3) below IS REQUIRED FOR BOTH PROVISIONAL AND STANDARD PERMITS AND shall ~~also~~ be submitted at the time of application and become a part of the permit if issued. Application shall be made to the City Clerk and the fee for the permit shall be as determined by Council resolution.

STANDARD Permits expire and become invalid 5 years after the date of issuance. PROVISIONAL PERMITS EXPIRE AND BECOME INVALID 1 YEAR AFTER THE DATE OF ISSUANCE. A person who wishes to continue keeping chickens shall have obtained a new permit on or before the expiration date of the previous permit. Application for a new permit shall be pursuant to the procedures and requirements that are applicable at the time the person applies for a new permit.

(2) Notwithstanding the issuance of a permit by the city, private restrictions on the use of property shall remain enforceable and take precedence over a permit. Private restrictions include but are not limited to deed restrictions, condominium master deed restrictions, neighborhood association by-laws, and covenant deeds. A permit issued to a person whose property is subject to private restrictions that prohibit the keeping of chickens is void. The interpretation and enforcement of the private restriction is the sole responsibility of the private parties involved.

(3) A person who keeps or houses chickens on his or her property shall comply with all of the following requirements:

a. Have been issued the permit required under subsection (1) of this section.

b. Keep no more than 4 6 chickens IF THE PERSON HAS BEEN ISSUED A STANDARD PERMIT AND KEEP NO MORE THAN 2 CHICKENS IF THE PERSON HAS BEEN ISSUED A PROVISIONAL PERMIT.

c. The principal use of the person's property is for a single-family dwelling or 2-family dwelling.

d. No person shall keep any rooster.

e. No person shall slaughter any chickens.

f. The chickens shall be provided with a covered enclosure and must be kept in the covered enclosure or a fenced enclosure at all times. Fenced enclosures are subject to all provisions of

Chapter 104 (Fences).

g. A person shall not keep chickens in any location on the property other than in the backyard. For purposes of this section, "backyard" means that portion of a lot enclosed by the property's rear lot line and the side lot lines to the points where the side lot lines intersect with an imaginary line established by the rear of the single-family or 2-family structure and extending to the side lot lines.

h. No covered enclosure or fenced enclosure shall be located closer than 10 feet to any property line of an adjacent property;

i. All enclosures for the keeping of chickens shall be so constructed or repaired as to prevent rats, mice, or other rodents from being harbored underneath, within, or within the walls of the enclosure. A covered enclosure or fenced enclosure shall not be located closer than 40 feet to any residential structure on an adjacent property provided, however, this requirement can be waived as follows:

(i) If the principal use of applicant's property is for a single-family dwelling, to obtain such a waiver the applicant shall present at the time of applying for a permit the written statements of all adjacent landowners that there is no objection to the issuance of the permit.

(ii) If the principal use of the applicant's property is for a 2-family dwelling, to obtain such a waiver the applicant shall present at the time of applying for a permit the written statements of all adjacent landowners and of the occupants of the other dwelling stating that there is no objection to the issuance of the permit.

j. For purposes of this section, adjacent property means all parcels of property that the applicant's property comes into contact with at 1 or more points, except for parcels that are legally adjacent to but are in fact separated from the applicant's property by a public or private street.

k. All enclosures for the keeping of chickens shall be so constructed or repaired as to prevent rats, mice, or other rodents from being harbored underneath, within, or within the walls of the enclosure.

l. All feed and other items associated with the keeping of chickens that are likely to attract or to become infested with or infected by rats, mice, or other rodents shall be protected so as to prevent rats, mice, or other rodents from gaining access to or coming into contact with them.

m. If the above requirements are not complied with, the city may revoke any permit granted under this section and/or initiate prosecution for a civil infraction violation.

(4) A person who has been issued a permit shall submit it for examination upon demand by any police officer or code enforcement officer.

Section 2: This Ordinance shall take effect on the tenth day following legal publication.

Alexa, Jennifer

From: Postema, Stephen
Sent: Monday, January 05, 2015 10:23 PM
To: *City Council Members (All)
Subject: FW: Proposed Permit for Backyard Chickens
Attachments: CW Chickens Ordinance.docx

Grand rapids ordinance.

From: Hammett (Keszler), Alexandria
Sent: Monday, January 05, 2015 1:18 PM
To: McDonald, Kevin
Cc: Postema, Stephen
Subject: FW: Proposed Permit for Backyard Chickens

Attached is the proposed Chicken Ordinance that was provided to me by Grand Rapids' City Attorney.

Alex L. Hammett (Keszler)

Paralegal
City of Ann Arbor
Office of the City Attorney
301 E. Huron St.
P.O. Box 8647
Ann Arbor, MI 48107-8647
ahammett@a2gov.org
734.794.6177 x41877
Fax: 734.994.4954




Think Green! Please don't print this e-mail unless absolutely necessary.

From: Morgrette, Jennifer [<mailto:jmorgret@grand-rapids.mi.us>]
Sent: Tuesday, December 16, 2014 3:58 PM
To: Hammett (Keszler), Alexandria; Postema, Stephen
Subject: RE: Proposed Permit for Backyard Chickens

Attached is a copy of the agenda item for the chicken ordinance.

Jennifer Morgrette
Secretary to the City Attorney

City of Grand Rapids 
(616) 456-4021

From: Mish, Catherine
Sent: Tuesday, December 16, 2014 3:52 PM
To: Morgrette, Jennifer
Subject: Fwd: Proposed Permit for Backyard Chickens

Jen:

Could you please send these two Ann Arbor folks an electronic copy of the COW agenda item for the chicken ordinance?

Thank you!

Sent from my iPad

Begin forwarded message:

From: "Mish, Catherine" <cmish@grand-rapids.mi.us>
Date: December 16, 2014 at 3:51:35 PM EST
To: "Hammett (Keszler), Alexandria" <AHammett@a2gov.org>
Cc: "Postema, Stephen" <SPostema@a2gov.org>
Subject: **Re: Proposed Permit for Backyard Chickens**

Yes, absolutely. I will have someone scan it so it can be sent to you.

While this was being read today at the Commission's committee meeting, it occurred to me that because we moved this from the Housing code to the general police regulations, I might need to expressly add an exemption for our Zoo. And our City Commissioners are considering multiple amendments, including specifically minimum lot size, # limit on birds, neighbor notification / consent, and whether to restrict this to single-family occupied dwellings.

At this point, we have not developed a permit application or permit form. We just have the ordinance. We also have no \$\$ figure on the permit fee or the municipal civil infraction fine.

Thank you! Catherine

Sent from my iPad

On Dec 16, 2014, at 3:48 PM, "Hammett (Keszler), Alexandria" <AHammett@a2gov.org> wrote:

Dear Attorney Mish:

Would it be possible for Ann Arbor City Attorney Stephen Postema to review the proposed language and permit that Grand Rapids' is currently working on regarding the new chicken ordinance? If so, I'd greatly appreciate it if you would email me the proposed language and permit.

Thank you.

Alex L. Hammett (Keszler)
Paralegal
City of Ann Arbor
Office of the City Attorney
301 E. Huron St.
P.O. Box 8647
Ann Arbor, MI 48107-8647
ahammett@a2gov.org
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