

CITY OF CLARE PERMIT TO KEEP BACKYARD CHICKENS
TWO BUSINESS DAYS NOTIFICATION REQUIRED

Please return Permit Application and Fee to:

City of Clare
202 W. Fifth St.
Clare MI 48617

Applicant Name: _____ **Phone Number:** _____
(Please Print or Type)

Permit Address (where backyard chickens will be housed):

_____ **Single-Family Dwelling** **Two-Family Dwelling**

Number of backyard chickens to be kept at the permit address (2 maximum): _____

No 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 (52-350(3)) consent in writing to the permit. **Please attach the Adjacent Neighbor Consent Form to this application and check the box that you understand and have complied with the terms of this ordinance requirement.**

Animals to be used for 4-H or similar activities shall be limited to a permit issued for not more than one year. **Are the animals being used for 4-H or similar activities?** Yes No

If the requirements of Chapter 52, Article V Section 350 are not complied with, the City may revoke any permit granted and/or initiate prosecution for a civil infraction violation. A person who has been issued a permit shall submit it for examination upon demand by any police officer or code enforcement officer. Fenced enclosures are subject to all provisions of the City Code. 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.

I understand the above restrictions on the permit and am submitting this application in compliance with Chapter 52-350 of the Code of the City of Clare.

Applicant Signature **Date**

| | |
|---|-------------|
| For Office Use Only | |
| Approved by: _____ | |
| Title: _____ | Date: _____ |
| Comments: _____ | |
| Expiration Date of Permit: _____ | |
| (Maximum 5 years from date of approval) | |
| Permits are non-transferable and may not be sold or assigned. | |
| Copy to: Code Enforcement/Planning Commission/City Clerk Office (retains original) | |

Fee \$15.00 Date Paid: _____ Check#: _____ By: _____

CITY OF CLARE PERMIT TO KEEP BACKYARD CHICKENS
ADJACENT NEIGHBOR CONSENT FORM

Applicant Name: _____ **Phone Number:** _____
(Please Print or Type)

Permit Address (where backyard chickens will be housed): _____

No 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 (see 9:42(3) (j)) consent in writing to the permit. For purposes of this permit, adjacent property means all parcels of property that the applicant's property comes into contact with at one or more points, except for parcels that are legally adjacent to but in fact are separated from the applicant's property by a public or private street.

A covered enclosure or fenced enclosure shall not be located closer than ten (10) feet from a property line of an adjacent property nor shall it be located closer than forty (40) feet to any residential structure on an adjacent property. The forty (40) foot requirement, only, can be waived with written statements of all occupants of the building (two-family dwelling) and all adjacent landowners. **Please attach a drawing of the property, including the distances to neighboring structures and the proposed location(s) of all enclosures that will be used to keep backyard chickens.**

Are you requesting a waiver of the 40 feet requirement? **YES** **NO**

If Yes: Distance to residential structure on adjacent property: _____ **feet.**

Instruct Property Owners and Occupants (if applicable) to initial their consent to this waiver as well.

Please list all adjacent properties and obtain consent signatures.

Instructions to Adjacent Property Owners and to Occupants of Two-Family Dwellings:

(1) Your neighbor is applying for a permit to keep backyard chickens. A maximum of two chickens may be kept under this permit. If you are an adjacent property owner, your consent to this permit is required for issuance. If your neighbor occupies a two-family dwelling and you occupy one of the units in that dwelling, your consent to this permit is also required for issuance. Do not sign the form if you are NOT giving consent to the issuance of a permit. For Two-Family Dwellings (all occupants must sign).

(2) If your neighbor has checked the box above, your permission is also required to allow enclosures for housing chickens to be kept closer than 40 feet to a residential structure. Do not write your initials below if you are NOT giving your consent to waive this distance requirement. (If you are an occupant of a two-family dwelling and have given your written consent to issuance of the permit you have automatically waived the 40 foot requirement). For Two-Family Dwellings (all occupants must sign).

By signing this form, you are providing written consent for the issuance of the permit. By initialing this form, you are additionally providing your written consent to waive the 40 foot distance requirement.

| Street Address | Owner Name | Signature (consent to issue permit) |
|----------------|------------|-------------------------------------|
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |

You may use the back of this form to add affected property owners to your list and obtain their signatures.