

Motions (City Council)

1 - Motion to Amend Item (Additional) moved by Councillor Joe Mihevc (Carried)

That:

1. Notwithstanding that chickens are currently on the List of Prohibited Animals in Toronto, City Council authorize the Executive Director, Municipal Licensing and Standards to develop and implement a pilot program as soon as possible and at least prior to the end of October, 2017 permitting backyard hens in Wards 5, 13, 21 and 32 for a period of up to three years from the date of implementation, with an interim review after 18 months. Such pilot program is to include the following conditions:

- a. participants in the pilot program must register, as directed, with the City and must be the owner or lawful occupant of the property;
- b. only residential properties are permitted to be registered. Neither apartment buildings, condominium buildings, nor properties without sufficient outdoor space to house the hens, as determined by the Executive Director, Municipal, Licensing and Standards will be permitted;
- c. limit of four backyard hens per property;
- d. participants agree to permit City staff to attend and inspect the property as deemed necessary to fulfill the purposes of the pilot program, and compliance with applicable bylaws;
- e. participants shall agree to terms and conditions satisfactory to the Executive Director, Municipal Licensing and Standards prior to keeping hens on the owner's property;
- f. no roosters are permitted;**
- g. participants must comply with Chapter 349, Article III, Care of Animals and all other applicable laws;

h. hens must remain on the owner's property, and further, any hen found off the property of the owner will be considered at large in the City; and

i. the eggs produced are for personal consumption. The sale, or offering for sale, or any other type of distribution is prohibited.

2. City Council direct the Executive Director, Municipal Licensing and Standards to develop evaluation metrics to review and measure outcomes of the pilot program permitting backyard hens. Such evaluation is to be done in cooperation with Toronto Public Health staff and the Toronto Food Policy Council and to include neighbourhood reaction, health impacts, and animal care.

3. City Council direct the City Solicitor to amend Chapter 349, Animals as deemed necessary to give effect to the pilot program.

3 - Motion to Amend Item (Additional) moved by Councillor Justin J. Di Ciano (Carried)

That in the event Council approves a pilot program permitting backyard hens:

1. City Council direct the Executive Director, Municipal Licensing and Standards to consider, create **and require participants to abide by terms and conditions on the following** matters in a form and with content satisfactory to the Executive Director, Municipal Licensing and Standards:

- a. side and rear yard setbacks for the locating of outdoor hen enclosures;
- b. prescribed standards/guidelines for the outdoor enclosure structure and operating conditions, as appropriate, to ensure participants are taking appropriate measures to mitigate against attracting pests, vermin, or other wildlife;
- c. conditions that participants are required to ensure that appropriate animal care and welfare needs are reasonably met;
- d. prescribed standards to ensure that public health and safety concerns are mitigated; and

e. any other criteria as deemed necessary by the Executive Director, Municipal Licensing and Standards, to ensure community nuisance concerns are minimized.

2. City Council direct that all participants in the Pilot Program be required **to register with the City in a form** as set out by the Executive Director, Municipal Licensing and Standards and enter into an agreement with the City requiring the participant to abide by the terms and conditions set by the Executive Director, Municipal Licensing and Standards in Recommendation 1, above. The Executive Director shall be authorized to execute any agreement with participants of the Pilot Program on behalf of the City.

3. City Council authorize the Executive Director, Municipal Licensing and Standards to suspend any registered participants from the Pilot Program, who are believed to be jeopardizing public health, causing community disruption, or who are not adequately caring for the hens.

4. City Council direct the Executive Director, Municipal Licensing and Standards to report back to the Licensing and Standards Committee during the pilot program, should significant public health, community nuisance or animal welfare issues arise.

5. City Council direct the Executive Director, Municipal Licensing and Standards to include in the report back to the Licensing and Standards Committee at the end of the pilot, details including:

- a. complaints received;
- b. actions taken;
- c. staffing and/or resource impacts; and
- c. financial impacts.