



APPROVED  
BY THE CITY COUNCIL

1.14

SEP 28 1999

OFFICE OF THE  
CITY CLERK

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CITY CLERK

VALERIE A. BURROWES, CMC/AE  
CITY CLERK

VIRGINIA K. HENRY, CMC/AE  
ASSISTANT CITY CLERK

CITY OF SACRAMENTO  
CALIFORNIA

CITY HALL  
915 I STREET  
ROOM 304  
SACRAMENTO, CA  
95814-2671

FAX 916-264-7672  
HTTP://WWW.SACTO.ORG

ADMINISTRATION  
PH 916-264-5799

OPERATIONAL SERVICES  
PH 916-264-5427

SPECIALIZED SERVICES  
PH 916-264-7200

September 21, 1999

City Council  
Sacramento, California

Honorable Members in Session:

SUBJECT: Appeal of Catana Chinsworth from the decision of the Animal Control Department regarding one dog that has been deemed vicious.

LOCATION AND COUNCIL DISTRICT:

The subject address is 1224 South Avenue, in Council District 2.

STAFF RECOMMENDATION: This report is for information only.

CONTACT PERSON: Karla Rockberg, Phone No. 264-5427  
Valerie Burrowes, Phone No. 264-5799

FOR COUNCIL MEETING OF: September 28, 1999

SUMMARY:

Attached is the appeal of Catana Chinsworth requesting relief from the decision of the Animal Control Department regarding one dog that has been deemed vicious, as required by Section 6.09.101(a and d) of the Sacramento City Code.

COMMITTEE/COMMISSION ACTION: None

BACKGROUND INFORMATION:

On September 10, 1999 the City Clerk determined the appeal may involve a lengthy fact finding process which would be more appropriately accommodated by a formal hearing before a hearing officer. The hearing for this appeal has been scheduled for October 18, 1999 at 9:00 a.m., at the McGeorge School of Law, 3455 Fifth Avenue, Room S-12 (upstairs), Sacramento, California, 95817.

City Council  
September 21, 1999  
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FINANCIAL CONSIDERATIONS:

The estimated cost is \$450 and the funds are available from the Public Works, Animal Control division budget.

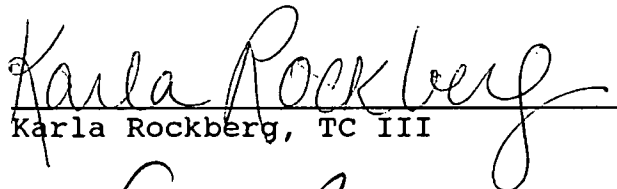
POLICY CONSIDERATIONS:

The current policy regarding administrative appeals is consistent with procedures specified in the Sacramento City Code.

MBE/WBE EFFORTS:

Administrative appeals referred to McGeorge School of Law have no impact on the City of Sacramento's MBE/WBE goals. Hearing Officers are employees of the McGeorge School of Law and not subject to MBE/WBE goals. Pursuant to City Council Agreement No. 87-188, adopted on February 2, 1988, McGeorge School of Law certifies that any goods or services provided and any persons employed pursuant to the Agreement shall be without discrimination based on sex, color, religion, national origin, ancestry, handicap or sexual orientation.

Respectfully submitted,

  
Karla Rockberg, TC III

  
Valerie Burrowes  
City Clerk

Attachment

cc: Hearing Officer McGeorge School of Law  
Deputy City Attorney Denae Lahann  
Chief Animal Control Officer Ruben Mora  
Animal Control Manager Dennis Kubo



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CITY CLERK

VIRGINIA K. HENRY, CMC/AAE  
ASSISTANT CITY CLERK

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SPECIALIZED SERVICES  
PH 916-264-7200

September 21, 1999

Catana Chinsworth  
1224 South Avenue  
Sacramento, CA 95815

**SUBJECT: ADMINISTRATIVE APPEAL HEARING**

Dear Ms. Chinsworth:

In accordance with Chapter 2.06.450 of the Sacramento City Code, it has been determined that your appeal regarding a vicious dog will involve a lengthy fact finding process and has been scheduled for a formal hearing before a hearing officer.

A Hearing Officer will hear your appeal on October 18, 1999, at the hour of 9:00 a.m. at McGeorge School of Law, 3455 Fifth Avenue, Sacramento, California (in Room S-12, upstairs). You have the right to bring an attorney or other representative to assist you at the hearing.

Under Chapter 2.06.480 of the Sacramento City Code, the decision of the Hearing Officer is final and no appeal may be taken to the City Council.

If you have any questions on this matter, you may call Virginia Henry or myself at 264-5799.

Sincerely,

  
Karla Rockberg  
TC III

cc: McGeorge School of Law  
Deputy City Attorney Denae Lahann  
Animal Control Department

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CITY OF SACRAMENTO  
SEP 8 1 50 PM '99



DEPARTMENT OF  
PUBLIC WORKS

CITY OF SACRAMENTO  
CALIFORNIA

2127 FRONT STREET  
SACRAMENTO, CA  
95818-1106

ON-STREET PARKING &  
ANIMAL CARE SERVICES  
DIVISION

PH 916-264-7387  
FAX 916-264-5386

September 7, 1999

Fred Chinsworth  
1224 South Ave.  
Sacramento, CA. 95838

Dear Mr. Chinsworth,

Your dog, a male, tan Pitbull, by the name of "Spanky", has been deemed vicious animals under the Sacramento City Animal Control Ordinance, Section 6.09.101 (b).

On July 28, 1999, your male, tan Pittbull, named "Spanky", without provocation, attacked and bit Mr. Albert Barber.

On January 28, 1999, your dog, a male, tan Pittbull, named "Spanky", without provocation, attacked and bit Mr. Larry Miller.

On February 23, 1998, your dog, a male tan Pittbull, named "Spanky", without provocation, attacked and bit Patricia Danley.

On March 29, 1997, your dog, a male tan Pittbull, named "Spanky", without provocation, attacked and bit Fred Korte.

Your dog will be put to sleep on September 21, 1999.

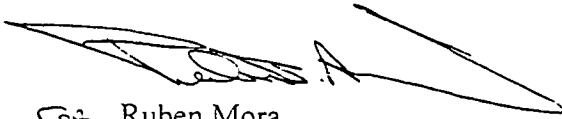
Fred Chinsworth  
Vicious Animal Declaration  
(Page 2)

*Sept. 13,*

If you wish to contest the determination of the Chief Animal Control Officer, you must file a notice of such appeal with the City Clerk's office at 915 I St., Room 300, City Hall, Sacramento, CA., before ~~April~~ *Sept. 13,* 1999. The non-refundable fee for such appeal is \$150.00 per animal. For information regarding the filing fee, please contact the City Clerk's Office at 264-7200.

Respectively,

Dennis J. Kubo  
Division Manager



*Rm* Ruben Mora  
Chief Animal Control Officer

cc: Carolyn Hoover, City Clerk's Office  
City Attorney's Office



**NOTICE OF APPEAL**  
**PLEASE PRINT**

DATE: 09-10-99

Pursuant to Section 2.320, City Code, I wish to appeal the decision of Animal Control  
made on Sept 7, 99 regarding Dog Appeal as required  
by Section 6.09.10(B) City Code.

MY REASON FOR APPEALING IS AS FOLLOWS:

I feel it was not the dogs  
fault, on 1 of the bitings  
he was in my home. I was  
in bed and he was protecting  
me.

NAME:

Catana Chinsworth

ADDRESS:

1224 South Ave

CITY:

Sacto

STATE

Calif

ZIP

95833

TELEPHONE NUMBER:

921 2759

SIGNATURE:

Catana Chinsworth