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APPROVED
BY THE CITY COUNCIL

APR 7 1987

OFFICE OF THE
CITY CLERK #1

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CITY CLERK

CITY OF SACRAMENTO
CALIFORNIA

CITY HALL
ROOM 203
915 I STREET
SACRAMENTO, CA
95814-2671

March 30, 1987

CITY MANAGER'S OFFICE

RECEIVED

MAR 30 1987

916-449-5426

Mayor and City Council
City Hall
Sacramento, CA 95814

Members in Session:

SUBJECT: Appeal of Thelma Youngblood from the decision of the Animal Control Officer regarding two vicious dogs.

SUMMARY

Attached is the appeal of Thelma Youngblood from the decision of the Animal Control Officer, as required by Section 6.104 (b) of the Sacramento City Code.

BACKGROUND

Under Sections 2.323 and 2.324 of the City Code, the Council may appoint a hearing examiner to hear the appeal if it finds that "the appeal may involve a lengthy factfinding process which would be more appropriately accommodated by a formal hearing before a hearing examiner."

FINANCIAL DATA

The estimated cost would be \$300.00 and would be available from the Department of Public Work's budget.

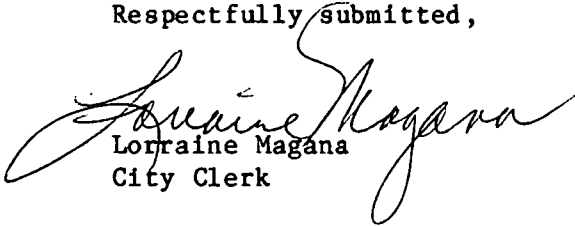
RECOMMENDATIONS

1. If the Council should decide to appoint a hearing examiner, it is recommended that the following motion be adopted: "The Council hereby determines pursuant to Section 2.324, City Code, that this appeal will involve a lengthy factfinding process which will be more appropriately accommodated by a formal hearing before a hearing examiner". Therefore, the Council appoints Terence Roberts as Hearing Examiner to hear the appeal on April 16, 1987 at the hour of 10:00 a.m. at McGeorge School of Law, Center for Advanced Legal Studies, 3287 Fifth Avenue, Sacramento, California.

City Council
March 30, 1987
Page 2

- 2. If the Council should decide to consider the appeal itself, it is recommended that the hearing be set for April 14, 1987.


Respectfully submitted,


Lorraine Magana
City Clerk

LM/mls
Attachment

cc: Ruben Mora, Animal Control Officer
Diane Balter, City Deputy Attorney
Thelma Youngblood, Appellant
Jean Carper, Attorney for appellant
Terence Roberts, Hearing Examiner

RECOMMENDATION APPROVED:


Walter J. Slipe
City Manager

April 7, 1987
District 2

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NOTICE OF APPEAL

RECEIVED
CITY CLERKS OFFICE
CITY OF SACRAMENTO

MAR 27 10 03 AM '87

DATE: March 26, 1987

Pursuant to Section 2.320, City Code, I wish to appeal the decision _____
the Chief Animal Control Officer made on March 17, 1987
regarding destruction of two dogs belonging to Thelma Youngblood,-
1750 Auburn Boulevard #2, Sacramento, California 95815

as required by Ordinance 6.101(a), (b), (d) *ditto/ditto*.

My reason for appealing is as follows: I have witnesses who state that
my dogs were not responsible for the acts alleged in Mr. Mora's
letter of March 17, 1987.

PLEASE PRINT:

NAME: THELMA YOUNGBLOOD

ADDRESS: 1750 Auburn Boulevard #2

CITY: Sacramento STATE: CA ZIP CODE: 95815

TELEPHONE NUMBER: 929-2816

Thelma Youngblood
SIGNATURE

JEAN CARPER
ATTORNEY AT LAW
1126 - 2ND STREET
SACRAMENTO, CALIFORNIA 95814
(916) 443-1509

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CITY CLERKS OFFICE
CITY OF SACRAMENTO
MAR 25 2 55 PM '87

March 24, 1987

NOTICE OF APPEAL

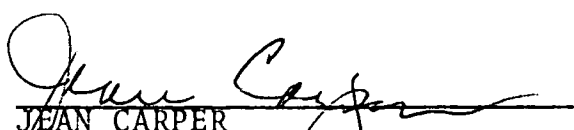
To: Ruben Mora
Chief Animal Control Officer
City of Sacramento
Department of Public Works
2127 Front Street
Sacramento, CA 95818

City Clerk
City of Sacramento
915 - I Street, Room 203
Sacramento, CA 95814

NOTICE IS HEREBY GIVEN that Thelma Youngblood, 1750 Auburn Boulevard #2, Sacramento, California, appeals the determination of Ruben Mora, Chief Animal Control Officer, pursuant to City Ordinance 6.101(a), (b) and (d), that her two dogs are vicious and should be put to sleep on March 28, 1987.

Appellant Thelma Youngblood requests an evidentiary hearing as to said determination and an order staying destruction of said animals.

Appellant Thelma Youngblood further requests that her attorney be furnished copies of any and all investigative reports relating to investigations performed by the Animal Control Division.


JEAN CARPER
Attorney for Appellant

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CITY OF SACRAMENTO

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CITY OF SACRAMENTO

DEPARTMENT OF PUBLIC WORKS

MAR 17 2 28 PM '87

ANIMAL CONTROL DIVISION

Ruben Mora
Chief Animal Control Officer

March 17, 1987

Ms. Thelma Youngblood
1750 Auburn Blvd #2
Sacramento, CA 95815

Dear Ms. Youngblood:

Your two(2) dogs, a black and white female Pit Bull and a brown and black male Shepherd/Collie mix, have been deemed vicious animals under the Sacramento City Animal Control Ordinance, Section 6.101(a),(b) and (d).

In November of 1986, your two dogs, one black and white female Pit Bull and one brown and black male Shepherd/Collie mix, mauled and killed a cat belonging to Alice Edwards in the driveway of 1300 Sonoma Avenue, Sacramento, California.

On November 12, 1986, your two dogs, one black and white female Pit Bull and one brown and black male Shepherd/Collie mix, without provocation, attacked Mr. Luther Hill of 3071 Callecita Street, Sacramento, California, in front of the same address.

In January of 1987, your two dogs, one black and white female Pit Bull and one brown and black male Shepherd/Collie mix, without provocation, attacked Kimm Rossiter of 3072 Callecita Street and Tiffany Edwards of 1300 Sonoma Avenue, Sacramento, California.

On March 8, 1987, your two dogs, one black and white female Pit Bull and one brown and black male Shepherd/Collie mix, without provocation, attacked an apricot male Poodle belonging to the Hill residence at 3071 Callecita Street on the porch of that same property.

You are hereby notified that you animals will be put to sleep on March 28, 1987.

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If you would like to appeal the determination of the Chief Animal Control Officer to a Hearing Officer, you must file a notice of such appeal with the City Clerk's Office at 915 I Street, Room 203 City Hall, Sacramento, California before March 27, 1987.

Sincerely,



Ruben Mora
Chief Animal Control Officer

RM:rg

cc: City Clerk
City Attorney
Deputy Director of Public Works