



CITY OF SACRAMENTO

OFFICE OF THE CITY CLERK

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LORRAINE MAGANA
CITY CLERK

CITY MANAGER'S OFFICE
RECEIVED
MAR 11 1983

March 11, 1983

Mayor and City Council
City Hall
Sacramento, CA 95814

Members in Session:

SUBJECT: Appeal of Vicki Garten from the Decision of the Animal Control Division regarding a Vicious Animal

SUMMARY

Attached is the appeal of Vicki Garten from the decision of the Animal Control Division, as required by Section 6.101 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 \$100.00 and would be available from the Animal Control Division 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

APPROVED
BY THE CITY COUNCIL

MAR 15 1983

OFFICE OF THE
CITY CLERK

*Rev. A
adopted*

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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 Barry Martin as Hearing Examiner to hear the appeal on March 24, 1983 at the hour of 9:00 a.m. at McGeorge School of Law, 3287 Fifth Avenue, Sacramento, California.

2. If the Council should decide to consider the appeal itself, it is recommended that the hearing be set for March 22, 1983.

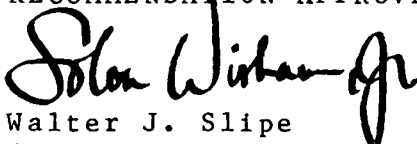
Respectfully submitted,


Lorraine Magana
City Clerk

LM/jmb
Attachment

cc: Barry Martin
Vicki Garten, 1772 Ferran Ave., 95823
Animal Control

RECOMMENDATION APPROVED:


Walter J. Slipe
City Manager

March 15, 1983
All Districts

NOTICE OF APPEAL

DATE: 3/4/83

Pursuant to Section 2.320, City Code, I wish to appeal the decision from
the animal control made on February 22, 1983
regarding my dog named Chugger.

as required by Sacramento 6.101, City Code.

My reason for appealing is as follows: The SPCA. was called on my
dog for killing my neighbors dog, so they took
my dog out of my covered patio. Then when I spoke
the Chief of animal control he told me that they
had to chase my dog down the street to shoot
him with a tranquilizer gun, then I found out
from my neighbors that they shoot him in my
front yard, and he ran around the back and got
back in the patio and they came in to get him.
They lied to me.

PLEASE PRINT:

NAME: Vicki Ann Garten

ADDRESS: 1772 Ferran Ave.

CITY: Sacramento STATE: Calif. ZIP CODE: 95823

TELEPHONE NUMBER: Message Numbers: 427-0966 or 424-0570

Vicki A. Garten
SIGNATURE

March 16, 1983

Vicki Garten
1772 Ferran Avenue
Sacramento, CA 95823

Dear Ms. Garten:

On March 15, 1983, the City Council determined that pursuant to Section 2.324 of the Sacramento City Code, your appeal from the Decision of the Animal Control Division regarding a Vicious Animal will involve a lengthy factfinding process which will be more appropriately accommodated by a formal hearing before a hearing examiner.

Therefore, the Council appointed Barry Martin as Hearing Examiner to hear your appeal on March 24, 1983 at the hour of 9:00 a.m. at McGeorge School of Law, 3287 Fifth Avenue, Sacramento, California.

Under Section 2.327 of the Sacramento City Code, the decision of the Hearing Examiner is final and no appeal may be taken to the City Council.

Sincerely,

Lorraine Magana
City Clerk

LM/emm/29
cc: Barry Martin
Animal Control