



MINUTES

December 12, 2023

BOARD OF APPEALS HEARING

9:00 a.m.

City Council Chambers

311 Vernon Street

Roseville, CA

1. CALL TO ORDER

Chairperson Joseph Bales called the meeting to order at 9:00 a.m. in the City Council Chambers.

2. ROLL CALL (SILENT)

The following Hearing Panel members were present:

Joseph Bales, Chairperson
Pete Constant, Panel Member
Arthur Pauly Jr., Panel Member

The following Staff members were present:

Travis Cochran, Deputy City Attorney
Kelly Aye, Board Secretary

3. IDENTIFICATION OF CHAIR

Chairperson for the December 12, 2023 hearing was Joseph Bales.

4. PLEDGE OF ALLEGIANCE

Chairperson Joseph Bales led the audience in the Pledge of Allegiance.

5. PUBLIC COMMENT

No one from the public offered any comments.

6. SWEAR IN

Chairperson Joseph Bales administered the Oath to those in attendance who would be offering testimony at the hearing.

No appellants/complainants were present when the meeting was called to order. Chairperson Joseph Bales called for a 15 minute recess to allow the required amount of time to be given for the parties to arrive.

7. MATTERS TO BE HEARD

7.1. Citation No.: 21157

Appellant: Ivan Derkach, 1496 Arrow Wood Ln.

- Roseville Municipal Code Section: 7.36.070, Bees – Hive Limitations, second offense
- Roseville Municipal Code Section: 7.36.080, Bees – Distance from Building, second offense

A. Panel Discussion and Decision:

At 9:15 a.m., the Complainant and Appellant was not present. According to Section VII(B) of the rules for Administrative Hearing Procedures, if the Complainant fails to appear for the hearing within 15 minutes after the hearing commences on a rescheduled matter for failure to appear, the Appellant's appeal will be automatically granted.

In regard to Roseville Municipal Code Sections 7.36.070, Bees – Hive Limitations and 7.36.080, Bees – Distance from building, a motion was made by Panel Member Arthur Pauly Jr. and seconded by Panel Member Pete Constant to grant the appeal and dismiss the citation because the Complainant failed to appear.

The motion passed with the following vote:

AYES: Pete Constant, Arthur Pauly Jr., Joseph Bales

NOES: none

Chairperson Joseph Bales signed the decision form, stated for the record that the parties may file a petition for review with the Superior Court in Placer County within 20 days.

7.2. Citation No. 20848

Appellant: Rick Lopes

- Roseville Municipal Code Section: 19.22.030(C)(3)(b), Accessory Structures – Unauthorized Accessory Structure

A. Panel Discussion and Decision:

At 9:15 a.m., the Appellant was not present. According to section VII(A) of the rules for Administrative Hearing Procedures, if the responsible party fails to appear for the hearing within 15 minutes after the hearing commences, the responsible party's appeal will be automatically denied.

In regard to Roseville Municipal Code Section 19.22.030(C)(3)(b), Accessory Structures – Unauthorized Accessory Structure, a motion was made by Panel Member Pete Constant and seconded by Arthur Pauly Jr. to deny the appeal and uphold the citation because the appellant failed to appear.

The motion passed with the following vote:

AYES: Pete Constant, Arthur Pauly Jr., Joseph Bales

NOES:

7.3. Citation No.: 20897

Appellant: Ryley Hoffman, 1968 Saint Basil Circle

- Roseville Municipal Code Section 4.25.080, Short Term Rental
- Roseville Municipal Code Section 6.04.040, No Valid Business Permit

A. Panel Discussion and Decision:

At 9:15 a.m., the Appellant was not present. According to section VII(A) of the rules for Administrative Hearing Procedures, if the responsible party fails to appear for the hearing within 15 minutes after the hearing commences, the responsible party's appeal will be automatically denied.

In regard to Roseville Municipal Code Sections 4.25.080, Short Term Rental – No Permit and 6.04.040, No Valid Business Permit, a motion was made by Panel Member Pete Constant and seconded by Panel Member Arthur Pauly Jr. to deny the appeal and uphold the citation because the appellant failed to appear.

The motion passed with the following vote:

AYES: Pete Constant, Arthur Pauly Jr., Joseph Bales

NOES: none

Chairperson Joseph Bales signed the decision forms and stated for the record that all parties to today's hearings may file a petition for review with the Superior Court in Placer County within 20 days.

8. ADJOURNMENT

A motion was made by Pete Constant and seconded by Arthur Pauly Jr. to adjourn the hearing.

AYES: Pete Constant, Arthur Pauly Jr., Joseph Bales

NOES: none

Chairperson Joseph Bales adjourned the December 12, 2023 hearing at 9:18 a.m.

Kelly Aye, Board Secretary