

Minutes

**City of Roseville
Hearing Panel
October 26, 2017 at 3:00 p.m.
City Council Chambers
311 Vernon Street**

1) Call to order

Chairperson Bruce Hagler called the meeting to order at 3:00 p.m. in the City Council Chambers.

The following Hearing Panel members were present:

Bruce Hagler
Brian Stenklyft
Samson Badal

The following Staff members were present:

Joseph Speaker	Deputy City Attorney
Pamela Sisk	Legal Clerk

2) Designation of Chair

Chairperson for the October 26, 2017 hearing was Bruce Hagler.

3) Pledge of Allegiance

Chairperson Hagler led the audience in the Pledge of Allegiance.

4) Public Comment

No one from the public offered any comments.

5) Swear In

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

6) Matters to be Heard

Citation #3380

Appellant: Richard Weir

- **Roseville Municipal Code Section 16.04.100, California Buildings Standards Code**
- **Roseville Municipal Code Section 16.35.110, Dangerous Structure**
- **Roseville Municipal Code Section 19.22.030(C)(2)(d)**

The panel was informed by staff that the appellant made contact with the Secretary of the Board to request the hearing be postponed to allow Mr. Weir time to gather information for his case. Mr. Weir's request was granted, providing him with his one opportunity to have his case rescheduled.

Citation #3386

Appellant: Jim and Jana Haines

- **Roseville Municipal Code Section 19.42.050(A), Home Occupation, Performance Standards**

A. Staff Report and Complainant's Statement:

Code Enforcement Inspector Ranjit Dosanjh offered testimony in regards to the staff materials in Exhibit A and answered panel questions.

Per RMC Section 2.50.606(D), the Staff Report was submitted to the City of Roseville Attorney's office prior to the hearing, and was provided to the appellant and the panel members in advance of the hearing.

Exhibit A:

- Staff Report including case history and narrative
- Photograph dated 7/31/17
- Photograph dated 8/3/17
- Administrative Citation Warning dated 8/8/17 for Case# CE17-0897
- Home Occupation Clearance Form for Keep It Clean America
- Roseville Municipal Code violation description
- Two photographs dated 8/3/17

B. Appellant's Response:

Exhibit B:

(The appellant's Exhibit B was provided to the panel in advance of the hearing for review.)

- Request for Hearing form, received by the Roseville City Attorney's office on September 30, 2017

Jana Haines offered testimony in support of the appeal and answered panel questions.

C. Rebuttals and Panel Questions:

After being sworn in by the Chair, witness Thomas Scott offered testimony in support of the complaint and answered panel questions.

Ranjit Dosanjh declined to offer rebuttal testimony.

Jana Haines offered rebuttal testimony and answered panel questions.

D. Panel Discussion:

The panel discussed the evidence and testimony presented before them at the hearing in regards to Administrative Citation No. 3386 for violating Roseville Municipal Code Section 19.42.050(A), Home Occupation, Performance Standards.

A motion was made by Brian Stenklyft and was seconded by Samson Badal to deny the appeal and uphold the charge because the City/Complainant proved by a preponderance of the evidence that the violation occurred and that the appellant is the responsible party.

AYES: Bruce Hagler, Brian Stenklyft, Samson Badal

NOES: none

E. Panel Decision:

Regarding the appeal of Citation No. 3386, the panel decided to deny the appeal and uphold the charge because the City proved by a preponderance of the evidence that the violation occurred and that the appellant is the responsible party for violating Roseville Municipal Code section 19.42.050(A), Home Occupation, Performance Standards. This decision was based on the testimony and evidence presented before them at the October 26, 2017 hearing.

Chairperson Hagler signed the decision form and asked the appellant to see staff for the paperwork and informed the appellant that he may file a petition for review with the Superior Court in Placer County within 20 days.

7. Adjournment

A motion was made by Brian Stenklyft to adjourn the October 26, 2017 Appeal Hearing.

AYES: Bruce Hagler, Brian Stenklyft, Samson Badal

NOES: none

Chairperson Hagler adjourned the October 26, 2017 hearing at 3:25 p.m.

Pamela Sisk
Secretary