



MINUTES

August 25, 2022

BOARD OF APPEALS HEARING

3:00 p.m.

City Council Chambers

311 Vernon Street

Roseville, CA

1. CALL TO ORDER

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

2. ROLL CALL (SILENT)

The following Hearing Panel members were present:

Bruce Hagler
Thomas Rutherford
Andrea Seminer

The following Staff members were present:

My Tien Doan Deputy City Attorney
Lynda Risucci Legal Clerk

3. IDENTIFICATION OF CHAIR

Chairperson for the August 25, 2022 hearing was Andrea Seminer.

4. PLEDGE OF ALLEGIANCE

Chairperson Andrea Seminer led the audience in the Pledge of Allegiance.

5. PUBLIC COMMENT

None.

6. SWEAR IN

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

7. MATTERS TO BE HEARD

7.1. Citation No. 21214

Appellant: Olinka Sinanian

- Roseville Municipal Code Section 7.12.010, Animal at Large
- Roseville Municipal Code Section 7.12.050, Aggressive Behavior

A. Staff Report

Animal Control Gabriel Sorenson offered testimony in regard to the staff materials in Exhibit A and answered panel questions

Per RMC Section 2.50.060(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

Complainant's Statement:

Complainant, Sandy Banks, presented Exhibit B, and offered testimony in support of the complaint and answered panel questions.

Exhibit B:

- Witness Statement of Sandy Banks
- Witness Statement of Debora Enos
- Witness Statement of Janice Lake
- Roseville Greens Homeowners Association Rules and Regulations

B. Appellant's Response:

Exhibit C:

(Appellant's Exhibit C 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 July 25, 2022.

Appellant, Olinka Sinanian, offered testimony in support of the appeal and answered panel questions.

Witness Carolina Silva offered testimony in support of the appeal.
Witness Susan Trujillo offered testimony in support of the appeal.

C. Rebuttals and Panel Questions:

Complainant Sandy Banks offered rebuttal testimony and answered panel questions.

Witness Caroline Silva offered rebuttal testimony and answered panel questions.

Complainant Sandy Banks answered panel questions.

Appellant Olinka Sinanian answered panel questions.

Witness Andre Sinanian answered panel questions.

Animal Control Officer Gabriel Sorenson answered panel questions.

D. Panel Decision:

The panel discussed the evidence presented for Administrative Citation No. 21214.

In regard to Roseville Municipal Code Section 7.12.010, Animal at Large, a motion was made by Thomas Rutherford and seconded by Andrea Seminer to deny the appeal and uphold the citation because the City/Complainant proved by a preponderance of the evidence that the violation occurred and that the appellant is the responsible party.

The motion passed with the following vote:

AYES: Thomas Rutherford, Andrea Seminer

NOES: Bruce Hagler

In regard to Roseville Municipal Code Section 7.12.050, Aggressive Behavior, a motion was made by Thomas Rutherford and seconded by Andrea Seminer to grant the appeal and dismiss the citation because the City/Complainant did not prove by a preponderance of the evidence that the violation occurred and/or that the appellant is the responsible party.

The motion passed with the following vote:

AYES: Bruce Hagler, Thomas Rutherford, Andrea Seminer

NOES: None

Chairperson Andrea Seminer signed the decision form, which includes notice to the parties that they may file a petition for review with the Superior Court in Placer County within 20 days.

8. ADJOURNMENT

A motion was made by Bruce Hagler and seconded by Thomas Rutherford to adjourn the hearing.

AYES: Bruce Hagler, Thomas Rutherford, Andrea Seminer

NOES: None

Chairperson Andrea Seminer adjourned the August 25, 2022 hearing at 3:35 p.m.

Lynda Risucci
Legal Clerk