



City Council Chambers, 311 Vernon Street

roseville.ca.us

The City of Roseville welcomes your participation.

Meeting Schedule: Regular meetings of the Board of Appeals are held on the second Tuesday of the month at 9:00 a.m. and the fourth Thursday of the month at 3:00 p.m.

Public Comment: Speakers have three (3) minutes under Public Comment to address the Chair of the meeting on issues that are not listed on the agenda and are within the City's jurisdiction. Please submit a yellow speaker card to the Secretary before the item is heard if you wish to make a comment.

Brown Act: According to the Brown Act, the Board of Appeals is prohibited from taking any action, debating, or discussing items not listed on the agenda.

Agenda Items: Speakers have five (5) minutes to address items that are listed on the agenda.

Levine Act Provisions: If you've made a campaign contribution totaling more than \$500 (\$250 prior to January 1, 2025) to City Council Members in the last twelve (12) months, you must disclose it before addressing an item on the agenda. Please visit [Levine Act – City of Roseville](#) for updated forms and information.

Audio/Visual Presentations: If making a presentation regarding an agenda item, audio/visual materials must be submitted to the secretary for consideration at least 72 hours in advance.

Americans with Disabilities Act: If special assistance is required to participate in a meeting, including the need of auxiliary aids or services, please notify the City Clerk at least 72 hours in advance of the meeting.

City Clerk 311 Vernon Street cityclerkroseville@roseville.ca.us 916-774-5263 TDD: 916-774-5220

Security Measures: All meeting attendees must successfully pass through a security metal detector. Any person with a prohibited item will not be allowed entry. Prohibited items include but are not limited to firearms (even with valid CCW), knives, pepper spray/mace, explosives of any kind/any weapons and/or dangerous devices of any kind, illegal drugs, and alcohol.

Viewing Options: The City of Roseville provides three options for viewing meetings:



Joseph Bales, Board Member
Sharon Lawin, Board Member
Connor Milligan, Board Member
Arthur Pauly, Jr., Board Member
Howard Rudd, Board Member
Tom Rutherford, Board Member
Charles Sandoval, Board Member
Louise Santiago, Board Member
Robert Schmitt, Board Member
Andrea Seminer, Board Member
Sandeep Upamaka, Board Member
Lynda Risucci, Secretary
Travis Cochran, Liaison

AGENDA

Board of Appeals Hearing Meeting
September 25, 2025

3:00 PM

City Council Chambers, 311 Vernon Street

- I. CALL TO ORDER**
- II. ROLL CALL (SILENT)**
- III. IDENTIFICATION OF CHAIR**
- IV. PLEDGE OF ALLEGIANCE**
- V. PUBLIC COMMENTS**
- VI. SWEAR IN**
- VII. MATTERS TO BE HEARD**

1. Appeal of Citation 21795 - Kurt Miller

Summary: Appellant: Kurt Miller, 149 Duranta Street, Roseville, CA 95678

Roseville Municipal Code Section:

10.54.020(D)(3), Nuisances - Property Inadequately Maintained, Trash/Rubbish in Public View, Second Offense (\$200)

CONTACT: Kelly Aye 916-774-5377 kaye@roseville.ca.us

2. Appeal of Citation 22336 - Robert Burzinski

Summary:

Appellant: Robert Burzinski, 1601 Old Hart Ranch Road, Roseville, CA 95661

Roseville Municipal Code Sections:

7.16.010, Licensing, Two Counts (\$100)

7.25.010, Animal Noise, One Count (\$100)

CONTACT: Kelly Aye 916-774-5377 kaye@roseville.ca.us

3. Appeal of Citation 22354 - Amy and Todd Vitek

Summary:

Appellant: Amy and Todd Vitek, 205 Cicero Court, Roseville, CA 95747

Roseville Municipal Code Section:

7.12.010, Leash Law, One Count (\$50)

CONTACT: Kelly Aye 916-774-5377 kaye@roseville.ca.us

VIII. STAFF/BOARD REPORTS

IX. ADJOURNMENT



Board of Appeals Communication

Meeting Date: 9/25/2025

Item #: VII.1

Item ID: [ITEM_ID]

Title: Appeal of Citation 21795 - Kurt Miller
Contact: Kelly Aye 916-774-5377 kaye@roseville.ca.us

SUMMARY

Appellant: Kurt Miller, 149 Duranta Street, Roseville, CA 95678

Roseville Municipal Code Section:

10.54.020(D)(3), Nuisances - Property Inadequately Maintained, Trash/Rubbish in Public View, Second Offense (\$200)

RECOMMENDATION

The Board of Appeals will consider the appeal of Administrative Citation no. 21795, submitted by Kurt Miller for the following violation:

§ 10.54.020. Nuisances described.

It is a public nuisance for any person owning, leasing, occupying or having charge or possession of any property in the city to maintain such property in such a manner that any one or more of the following conditions or activities exists:

D.

Property Inadequately Maintained.

3.

Property which is inadequately maintained, such that it contains garbage or rubbish, as defined in Section **9.12.010** of this code, which by reason of its location, character and visibility:

a.

Detrimentially impacts the surrounding neighborhood or community; or

b.

Is allowed or permitted to be transported by wind or otherwise onto or upon any public street, alley or sidewalk.

Respectfully Submitted,
Kelly Aye, Legal Assistant

Travis Cochran, Senior Deputy City Attorney

ATTACHMENTS:

1. Staff Report -149 Duranta

2. Citation 21795 - Kurt Miller
3. Kurt Miller Appeal Form

REVIEWERS:

Kelly Aye, City Attorney Department

Created -



Development Services Department
Building Inspection Division

Administrative Citation Appeal Hearing Staff Report

Date of Hearing: September 25, 2025

Address: 149 Duranta Street. Roseville CA. 95678

Case #: CE24-1529

Citation #: #21795

Violation: 10.54.020 (D)(3)(a) Trash/Rubbish stored in public view (Level 2) (1 Count):

D. Property Inadequately Maintained.

3. Property which is inadequately maintained, such that it contains garbage or rubbish, as defined in Section [9.12.010](#) of this code, which by reason of its location, character and visibility:

a. Detrimentially impacts the surrounding neighborhood or community;

Appellant: Kurt G. Miller

Case Summary: Case #CE24-1589 was opened 09/03/2024. The complaint received was for poorly maintained property and trash/junk being stored outside, in public view.

Inspector Rogers examined the case history for the property and conducted an initial investigation on 09/04/2024. Upon inspection, inspector Rogers verified violations for overgrown grass and weeds and trash/rubbish strewn about the property, in public view.

During his initial investigation, Inspector Rogers was able to establish contact with the property owner, Mr. Miller. During their conversation, Mr. Miller expressed concern with code enforcement's presence and asserted that he had "been treated unfairly" previously during a similar case and was not given enough time to comply.

Given this, inspector Rogers assured Mr. Miller that he would work diligently to ensure that there was ample time given to comply in this instance. In an effort to fulfill that commitment, inspector Rogers granted Mr. Miller repeated extensions throughout the case, in order to ensure ample time was given.

CITY OF ROSEVILLE
NOTICE OF CITATION

EXHIBIT B

20949

Date 1-17-2024		Time 10:00		Day of Week Friday	
Name (First, Middle, Last) Kurt G. Miller					
Residence Address 149 Duranta St. Roseville CA 95678					
Business Address					
Driver's Lic. No.			State	Class	Date of Birth
Sex M F	Hair	Eyes	Height	Weight	Decent Age
Description of Animal (If Applicable)					
Breed:		Color:	Age:	Sex:	
Vehicle Make			License #:		
Model:			Year:		
Color:			Year:		
Location of Violation 149 Duranta St. Roseville CA 95678					
Date/Time of Violation January 16, 2025 3:12 pm					
Code/Ordinance 10.54.020 (D)(3)					
Description of Violation Inadequately Maintained property Junk/Rubbish					
☐ VIOLATIONS NOT COMMITTED IN MY PRESENCE, CERTIFIED ON INFORMATION AND BELIEF.					
I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA, THAT THE FOREGOING IS TRUE AND CORRECT.					
Date: 1-17-2024		Issuing Officer: Badge No. 22514			
COMPLAINING PARTY 					
X Signature:					
I HEREBY ACKNOWLEDGE RECEIPT OF THIS CITATION.					
X Signature:					
YOU DO NOT NEED TO DO ANYTHING AT THIS TIME. YOU WILL RECEIVE NOTICE BY MAIL WITHIN 14 DAYS. CITY ATTORNEY'S OFFICE (916) 774-5325					
1 - City Attorney Copy 2 - Defendant Copy 3 - Issue Dept Copy					

EXHIBIT C

CITY OF ROSEVILLE

NOTICE OF CITATION

21795

Date 6-27-2025		Time 10:00am		Day of Week Friday	
Name (First, Middle, Last) Kurt G. Miller					
Residence Address 149 Duranta St. Roseville CA. 95678					
Business Address					
Driver's Lic. No.			State	Class	Date of Birth
Sex M F	Hair	Eyes	Height	Weight	Decent Age
Description of Animal (If Applicable)					
Breed:		Color:		Age:	Sex:
Vehicle Make			License #:		
Model:			Year:		
Location of Violation 149 Duranta St. Roseville CA, 95678					
Date / Time of Violation June 26, 2025 12:22pm					
Code / Ordinance			Description of Violation		
10.54.020 (D)(3) TRASH/ROBBISH in public view					
☐ VIOLATIONS NOT COMMITTED IN MY PRESENCE, CERTIFIED ON INFORMATION AND BELIEF.					
I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA, THAT THE FOREGOING IS TRUE AND CORRECT.					
Date: 6-27-2025		Issuing Officer: 22-514			
COMPLAINING PARTY					
X Signature: 					
I HEREBY ACKNOWLEDGE RECEIPT OF THIS CITATION.					
X Signature:					
YOU DO NOT NEED TO DO ANYTHING AT THIS TIME. YOU WILL RECEIVE NOTICE BY MAIL WITHIN 14 DAYS. CITY ATTORNEY'S OFFICE (916) 774-5325					
1 - City Attorney Copy 2 - Delendant Copy 3 - Issue Dept Copy					

PHOTO EVIDENCE







CITY OF ROSEVILLE
NOTICE OF CITATION

21795

Date		Time		Day of Week	
6-27-2025		10:00am		Friday	
Name (First, Middle, Last)					
Kurt G. Miller					
Residence Address					
149 Duranta St. Roseville CA 95678					
Business Address					
Driver's Lic. No.			State	Class	Date of Birth
Sex	Hair	Eyes	Height	Weight	Decent
M F					Age
Description of Animal (If Applicable)					
Breed:		Color:		Age:	Sex:
Vehicle Make		License #:			
Model:		Year:			
Color:					
Location of Violation					
149 Duranta St. Roseville CA 95678					
Date / Time of Violation					
June 26, 2025 12:22pm					
Code / Ordinance		Description of Violation			
10.54.020 (D)(3)		Trash/Refuse in public view			
☐ VIOLATIONS NOT COMMITTED IN MY PRESENCE, CERTIFIED ON INFORMATION AND BELIEF.					
I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA, THAT THE FOREGOING IS TRUE AND CORRECT.					
Date:		Issuing Officer:			
6-27-2025		Badge No. 22-514			
COMPLAINING PARTY					
X Signature: 					
I HEREBY ACKNOWLEDGE RECEIPT OF THIS CITATION.					
X Signature:					
YOU DO NOT NEED TO DO ANYTHING AT THIS TIME. YOU WILL RECEIVE NOTICE BY MAIL WITHIN 14 DAYS. CITY ATTORNEY'S OFFICE (916) 774-5325					
1 - City Attorney Copy 2 - Defendant Copy 3 - Issue Dept Copy					

View

[Edit](#)

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[Activity](#)

Administrative Citation Appeal – Request For Hearing 2025-07-10 10:21 AM(PST)

Completely fill out all required information prior to submitting. The City Attorney's office will contact you once a hearing date has been set.

Submissions received later than 30 days after the date of the citation notification letter will not be accepted pursuant to Roseville Municipal Code § 2.50.060.

***Name:** Kurt Miller

***Citation
Number:** 21795

***Home
Address:** 149 Duranta Street

***City** Roseville

***Zip** 95678

Mailing
Address
(if
different 149 Duranta Street
from
above):

***Phone
Number:**

***Email:**

I don't have trash/rubbish in public view.

***Reason
for
Appeal:**

- ☒ By checking this box, I certify that I am the individual named on the citation and am appealing the administrative citation issued to me.
- ☒ I certify under penalty of perjury that the information above is true and correct to the best of my knowledge.

Submit

Cancel



Board of Appeals Communication

Meeting Date: 9/25/2025

Item #: VII.2

Item ID: [ITEM_ID]

Title: Appeal of Citation 22336 - Robert Burzinski
Contact: Kelly Aye 916-774-5377 kaye@roseville.ca.us

SUMMARY

Appellant: Robert Burzinski, 1601 Old Hart Ranch Road, Roseville, CA 95661
Roseville Municipal Code Sections:
7.16.010, Licensing, Two Counts (\$100)
7.25.010, Animal Noise, One Count (\$100)

RECOMMENDATION

The Board of Appeals will consider the appeal of Administrative Citation no. 22336, submitted by Robert Burzinski for the following violations:

§ 7.16.010 Licensing.

A dog or cat over the age of four months must be licensed according to the provisions of this chapter.
(Ord. 6268 § 1, 2020)

§ 7.25.010. Animal noise.

A. No person shall own, possess, harbor, control or keep on any premises, any dog, fowl or other animal, that howls, barks, bays, cries, squawks or makes any other noise so continuously or incessantly for a period of 20 minutes or intermittently for an hour or more as to unreasonably disturb the peace or quiet of any person.

B. In determining whether any sound or noise is "unreasonable" under subsection A above, the following shall be considered:

1. The volume of the sound;
2. The proximity of the sound to residential sleeping facilities;
3. The time of the day or night the sound occurs;
4. The duration of the sound; and
5. Whether the sound is intermittent or constant.

C. Any person who shall keep or permit to remain on any premises any animal as defined in subsection A of this section is guilty of a violation of this chapter, provided that during the time that the animal is making such a noise, no person or other animal is trespassing or threatening to trespass or no person is intentionally provoking or intentionally teasing the animal.

D. After determination that a violation of this provision has occurred and prior to issuance of a citation pursuant to Chapter 2.50 of this code, an enforcement officer shall issue at least one warning to the owner or person having care, custody, control or possession of the animal creating the nuisance.

E. This chapter shall not apply to public animal control agencies or shelters, society for the prevention of cruelty to animals shelters, or humane society shelters.
(Ord. 6268 § 1, 2020)

Respectfully Submitted,
Kelly Aye, Legal Assistant

Travis Cochran, Senior Deputy City Attorney

ATTACHMENTS:

1. Staff Report
2. Animal Noise Affidavit - Ferguson
3. Citation 22336 - Robert Burzinski
4. Robert Burzinski Appeal Form

REVIEWERS:

Kelly Aye, City Attorney Department

Created -



Roseville Police Department

1051 Junction Blvd

Roseville, CA 95678

**Administrative Citation Appeal Hearing
Staff Report**

Date of Hearing: Thursday, September 25, 2025 @ 03:00 PM
Appellant: Robert Burzinski @ 1601 Old Hart Ranch Road
Citation: 22336

Violation: RMC 7.25.010 Animal Noise (1 count)

A. No person shall own, possess, harbor, control or keep on any premises, any dog, fowl or other animal, that howls, barks, bays, cries, squawks or makes any other noise so continuously or incessantly for a period of 20 minutes or intermittently for an hour or more as to unreasonably disturb the peace or quiet of any person.

B. In determining whether any sound or noise is “unreasonable” under subsection **A** above, the following shall be considered:

- 1.** The volume of the sound;
- 2.** The proximity of the sound to residential sleeping facilities;
- 3.** The time of the day or night the sound occurs;
- 4.** The duration of the sound; and
- 5.** Whether the sound is intermittent or constant.

C. Any person who shall keep or permit to remain on any premises any animal as defined in subsection **A** of this section is guilty of a violation of this chapter, provided that during the time that the animal is making such a noise, no person or other animal is trespassing or threatening to trespass or no person is intentionally provoking or intentionally teasing the animal.

D. After determination that a violation of this provision has occurred and prior to issuance of a citation pursuant to Chapter **2.50** of this code, an enforcement officer shall issue at least one warning to the owner or person having care, custody, control or possession of the animal creating the nuisance.

E. This chapter shall not apply to public animal control agencies or shelters, society for the prevention of cruelty to animals shelters, or humane society shelters.

Violation: RMC 7.16.010 Licensing (2 counts)

A dog or cat over the age of four months must be licensed according to the provisions of this chapter.

Narrative:

Animal Control is not a witness to the reported violations. The violation of RMC Section 7.25.010 is based on information provided by the complainant.

On July 27th, 2024, at 6:57 PM, complainant James Ferguson contacted Roseville Police Dept Animal Control and reported that there was incessant barking throughout the day and into the night occurring at the residence of 1601 Old Hart Ranch Road. The incident start time listed was 5:00 PM and the end time was listed as 6:54PM. On July 28th at 9:17 AM, I, issued an animal noise warning letter to Robert Burzinski, who is listed as the owner of the residence on utilities. Along with the warning letter, I provided an animal control pamphlet and a license application, advising of licensing requirements in City of Roseville.

On November 8th, 2024, at 3:50 PM, a complainant contacted Roseville Police Dept Animal Control and reported the dog at the residence of 1601 Old Hart Ranch Road barking nonstop at all hours of the night. On November 9th, Animal Control Officer N. Sammons attempted to contact, home owner, Robert Burzinski via telephone to advise him of the second complaint received. She left a voicemail and requested he call back if he has any questions.

On November 28th, 2024, at 7:23 PM, complainant James Ferguson reported another animal noise complaint, he advised the dog continues to bark most of the day as well as the night. On November 30th, I contacted James and advised him that next step would be completing another animal noise affidavit and requesting a citizen's citation be issued. I mailed him an animal noise affidavit, the same day. At approximately 1501 hours, I stopped by the residence of 1601 Old Hart Ranch Road to attempt contact with Robert Burzinski in person, due to not hearing back from him regarding any of the warnings issued. When I knocked on the residence's front door, a woman opened the door and identified herself as a visitor. I provided her a door card which advised of three complaints being received regarding animal noise for his residence, as well as the animals on the property not being licensed, and that Animal Control Officers had attempted to contact him, she advised she would pass it along to Robert.

On April 9th, 2025 at 10:42PM, complainant James Ferguson reported another Animal Noise Complaint. The call was closed as information only due to all warnings being exhausted. Animal Control Officer M. Terry rejected the online complaint and advised if he wanted to move forward with the animal noise complaint process, he was required to complete and return the animal noise affidavit that was mailed to him.

June 10th, 2025, Roseville Police Animal Control received a completed animal noise affidavit from James Ferguson. The completed animal noise affidavit from the complainant indicated the following dates where barking occurred "continuously or incessantly for a period of 20 minutes or intermittently for an hour or more": 5/21/25 with barking for more than 90 mins, 5/23/25 with barking for more than 40 mins, 5/25/25 with barking for 30 minutes, 5/26/25 with barking for 45 minutes on two separate occasions, 5/27/25 with barking for 30 minutes on two separate occasions, and the most recent qualifying incident on 5/30/25 with barking for 20 minutes.

I issued citation #22336 against Robert Burzinski for violation of RMC Section 7.25.010 and two counts of RMC Section 7.16.010, on behalf of James Ferguson. I made contact with Robert Burzinski via telephone and advised him of the citizen citation being issued as well animal licensing requirements for City of Roseville, he requested I mail him license applications again.

Animal Control history regarding 1601 Old Hart Ranch Road, included a prior welfare check where Robert Burzinski showed Animal Control Officer N. Sammons two dogs on the property. Both dogs still are not licensed.

Respectfully Submitted,

B. Chacon, Badge #3090



Roseville Police Department
1051 Junction Blvd
Roseville, CA 95678

Troy Bergstrom, Chief of Police

Animal Noise Affidavit

This form must be completed before a citizen complaint can be issued. If you elect to sign a citizen complaint against the animal owner, you will be required to testify under oath before a panel of citizens comprising the City of Roseville's Board of Appeals. If you sign a citizen's complaint, this form and the information provided in it will be shared with the animal owner and the Board of Appeals and is considered a public record.

Contact Information:

Your Name: JAMES C. FERGUSON
Your Address: [REDACTED]
Your Telephone Number: [REDACTED]

Name of Animal Owner: _____
Address of Animal Owner: 1601 OLD HART RANCH RI

Please complete the information below:

1. Number of animals, animal type, breed, and color
1 DOG, BREED/COLOR UNKNOWN
2. Time of day that animal noise occurred.
THROUGHOUT. MAY BARK FOR > 15 MINUTES AT ANY TIME
3. Did the animal make noise for more than 20 minutes without stopping?
☒ Yes
No
4. If the answer to number 3 is no, did the animal make noise intermittently for an hour or more?
☒ Yes
No
5. If something other than 3 or 4 above, please describe:

6. Have you spoken to the animal owner about the noise?
☒ Yes
No
7. If yes, please state the dates and method for speaking to the animal owner (i.e. in person, over phone, etc.) and whether there was improvement.
I SENT A LETTER REQUESTING THAT THEY MANAGE THE BARKING. IT SEEMED LIKE IT IMPROVED FOR ABOUT A WEEK, THEN WENT BACK TO PREVIOUS BEHAVIOR
8. Is the animal inside or outside when it is making noise?
OUTSIDE

9. In relation to your property, where is the noise taking place? (Example: behind home, two doors down, on side of house, etc.)
BEHIND

10. Does there appear to be any reason for the noise? (Example: people coming to house)
NO

11. Do you or anyone at your property own any animals that go outdoors?

Yes
☒ No

12. Other relevant information you want to share:

IN ADDITION TO THE LOG BELOW I HAVE
RECORDINGS OF THE BARKING BEHAVIOR

Please complete the below log describing animal noise (we encourage you to keep a similar log to track the animal noise):

Date	Time	Comments	Duration
5/21/25	~10:00AM	BARKING ALMOST CONSTANTLY	> 90 min.
5/23/25	~2:00AM	" " "	> 40 min.
5/25/25	~9:00PM	BARKING FOR 2-3 MIN. EVERY 2-3 MIN.	~30 min.
5/26/25	~1:00AM	BARKING CONSTANTLY	> 45 min.
5/26/25	~9:10PM	SPORADIC	~45 min.
5/27/25	2:03AM	CONSTANT	~30 min.
5/27/25	11:32PM	ALMOST CONSTANT	~30 min.
5/29/25	10:12PM	SPORADIC	~20 min.
5/30/25	6:46AM	CONSTANT	~15 min.
5/30/25	9:41PM	BARKING FOR 2-3 MIN EVERY 3-5 MIN.	~15 min.
6/3/25	1:51AM	BARKING INTENSLY CONSTANTLY CLOSED ALL WINDOWS TO SLEEP	~15 min.

I state under penalty of perjury that the forgoing information in this Animal Noise Affidavit is true and correct.

Signed: James C. Ferguson Date: 6/5/2025
Print Name: JAMES C. FERGUSON

Please Return Form To:
City of Roseville Police Department
Attn: Animal Control
1051 Junction Blvd
Roseville, CA 95678

(916) 774-5090 Phone
(916) 781-2344 Fax

Page 2 of 2

Rev. SC 12/26/2022

ROSEVILLE POLICE DEPARTMENT COPY RELEASED TO:
ROSEVILLE CITY ATTORNEYS OFFICE
N. AUGUST 3085 06/11/25

CITY OF ROSEVILLE

NOTICE OF CITATION

22336

Date	Time	Day of Week
06/10/2025	1347 hrs	Tuesday
Name (First, Middle, Last)		
Robert, Martin, Burzinski		
Residence Address		
1601 Old Hart Ranch Road Roseville, CA, 95661		
Business Address		

Breed:	Color:	Age:	Sex:
dog	unk		
Vehicle Make	Model:	License #:	
Color:	Year:		
Location of Violation			
1601 Old Hart Ranch Road			
Date / Time of Violation			
05/30/2025 10646 hours			
Code / Ordinance		Description of Violation	

RMC 7.25.010 Animal Noise
RMC. 7.16.010 Licensing
* 2 counts

☒ VIOLATIONS NOT COMMITTED IN MY PRESENCE, CERTIFIED ON INFORMATION AND BELIEF.

I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA, THAT THE FOREGOING IS TRUE AND CORRECT.

Date: 06/10/2025 Issuing Officer: chacon
Badge No. 3090

COMPLAINING PARTY

X Signature: Complaint

I HEREBY ACKNOWLEDGE RECEIPT OF THIS CITATION.

X Signature: Complaint

YOU DO NOT NEED TO DO ANYTHING AT THIS TIME.
YOU WILL RECEIVE NOTICE BY MAIL WITHIN 14 DAYS.
CITY ATTORNEY'S OFFICE (916) 774-5325

1 - City Attorney Copy 2 - Defendant Copy 3 - Issue Dept Copy

Print This Page

View

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[Report](#)

[Activity](#)

Administrative Citation Appeal – Request For Hearing 2025-07-15 02:44 PM(PST)

Completely fill out all required information prior to submitting. The City Attorney's office will contact you once a hearing date has been set.

Submissions received later than 30 days after the date of the citation notification letter will not be accepted pursuant to Roseville Municipal Code § 2.50.060.

***Name:** Robert Burzinski

***Citation
Number:** 22336

***Home
Address:** 1601 Old Hart Ranch Road

***City** Roseville

***Zip** 95661

**Mailing
Address**

(if
different 1601 Old Hart Ranch Road
from
above):

***Phone
Number:**

***Email:**

There are many reasons for appeal. The complaint states that the dog has barked for over an hour at a time one time claiming that the dog was barking for greater than 90 minutes without stopping . There is almost always someone at the home and we have never observed this behavior . They said they have recordings and I would like to hear or see them because I highly doubt that they would substantiate this claim. Another thing to be noted is that several neighbors have dogs. Next door has 2 dogs across the street has at least one dog , and I find it hard to believe that they can distinguish that it is always coming from our house as I have regularly observed other animals barking when ours are in the home as they are most of the time . Especially at night. They said that they sent us a letter about the noise which I do not recall ever happening. Even the claim that the dogs bark for what they claimed many times as greater than 30 or 45 minutes is wildly inaccurate. They are claiming that this is happening basically every day which is simply not the case. They also say that there is no reason for the barking . Our dogs may bark when someone comes to the house which is not out of the ordinary for dogs to do. The reason for disputing the citation can be summed up by saying the claims are grossly exaggerated and inaccurate, we are not the only people in the close vicinity that have dogs that bark and I find it hard to believe that they can say that every bark is our dogs. Our dogs are inside a lot of the time , especially at night . I do not feel the citation is justified and feel that they are abusing the system to exaggerate a complaint against us. If our dogs were continuously barking right outside of our house we would know and believe me it would be more of an annoyance to us than someone further away. Claims are simply not true.

***Reason
for
Appeal:**

- ☒ By checking this box, I certify that I am the individual named on the citation and am appealing the administrative citation issued to me.
- ☒ I certify under penalty of perjury that the information above is true and correct to the best of my knowledge.

Submit

Cancel



Board of Appeals Communication

Meeting Date: 9/25/2025

Item #: VII.3

Item ID: [ITEM_ID]

Title: Appeal of Citation 22354 - Amy and Todd Vitek

Contact: Kelly Aye 916-774-5377 kaye@roseville.ca.us

SUMMARY

Appellant: Amy and Todd Vitek, 205 Cicero Court, Roseville, CA 95747

Roseville Municipal Code Section:

7.12.010, Leash Law, One Count (\$50)

RECOMMENDATION

The Board of Appeals will consider the appeal of Administrative Citation no. 22354, submitted by Amy Vitek for the following violation:

§ 7.12.010. Leash law.

No person shall permit or allow any dog to run at large. This section may be cited as the "leash law."
(Ord. 6268 § 1, 2020)

Respectfully Submitted,
Kelly Aye, Legal Assistant

Travis Cochran, Senior Deputy City Attorney

ATTACHMENTS:

1. Staff Report - Citation 22354 - 205 Cicero Ct.
2. Citation 22354 - Todd Vitek
3. Todd & Amy Vitek Appeal Form

REVIEWERS:

Kelly Aye, City Attorney Department

Created -



Roseville Police Department
1051 Junction Blvd
Roseville, CA 95678

Troy Bergstrom, Chief of Police

Administrative Citation Appeal Hearing

Staff Report

Date of Hearing: Thursday, September 25th, 2025 @ 03:00 PM
Appellant: Todd Vitek @ 205 Cicero Ct.
Citation: 22354

Violation: RMC § 7.12.010 Leash law (1 count)

No person shall permit or allow any dog to run at large. This section may be cited as the "leash law."

RMC § 7.04.060 at large defined.

"At large" means the following:

1.

Off the premises of the owner or the person having care, custody, control or possession of the dog unless such dog is restrained by a leash or adequate enclosure. The leash shall not exceed six feet in length and shall be of sufficient strength to restrain the dog and must be held continuously by a responsible person capable of controlling the dog.

2.

On the premises of the owner or the person having care, custody, control or possession of the dog unless such dog is restrained by means adequate and sufficient to prevent the dog from leaving the premises or under the control and in the immediate presence of the owner or person having care, custody, control or possession of the dog.

B.

A dog shall not be considered "at large" if it is:

1.

A guide dog, signal dog, or service dog as defined in Section 54.1 of the California [Civil Code](#), as may be amended, while performing the duties it is trained to perform;

2.

Assisting or in training to assist a peace officer who is engaged in law enforcement duties;

3.

Enrolled and actively participating in a commercial dog training or obedience class, exhibition or competition;

4.

Within the confines of a city-designated dog park and licensed pursuant to this chapter;

5.

Securely confined in a vehicle.

Narrative:

On July 4th, 2025, at 1239 hours Roseville Police Animal Control received a complaint regarding a dog at the address of 205 Cicero Ct. The reporting party Nicole Sanoski reported that the dog was off leash in its front yard and charged at her while she walked past the residence.

On July 4th, Animal Control Officer (ACO) M. Terry contacted Nicole via telephone. Nicole stated on July 4th, at approximately 1230 hours she was walking with her husband and her two small dogs. As Nicole approached 205 Cicero Ct, she noticed the female dog owner at the residence

on a ladder hanging 4th of July decorations. A brown and white Border Collie mix was in the front yard and was not on leash. The Border Collie charged Nicole and her dogs barking at them. Nicole's husband got between her and the Border Collie and yelled at it to prevent the dog from attacking them. The female dog owner got off the ladder and grabbed the Border Collie by the collar and put the dog on a long hunting style lead. Nicole requested that the dog owner be issued a citizen citation for leash law for the dog owner not having control of the Border Collie or having the dog restrained to prevent the dog from leaving its premise.

On July 4th, at approximately 1512 hours ACO M. Terry contacted one of the dog owners Todd Vitek via telephone. Todd stated that he was present during the time of the incident. Todd stated that his wife Amy Vitek was on the ladder, and his dog "Thor" was laying in the grass under a tree at his residence. As Nicole approached Todd's residence her two small dogs began to bark and pull towards Todd's property. "Thor" stood up and took a couple of steps towards Nicole and stopped when Amy yelled at "Thor" to stay. Nicole and her husband kept walking and Amy got off of the ladder and put "Thor" on leash. Todd stated that "Thor" did not get within 10-15 feet of Nicole. Todd claimed that "Thor" never left his property and was under immediate presence of both owners and was under voice control.

History of Animal Control complaints at 205 Cicero Ct.:

- 04-08-25 Leash law complaint. Nicole made a complaint regarding 2 dogs at the residence being let out of the home off leash. A warning letter was mailed to Amy and Todd Vitek for leash law and dog licensing.

Respectfully Submitted,
M. Terry, Badge #3100
Animal Control Officer

CITY OF ROSEVILLE

NOTICE OF CITATION 25-30806

22354

Date 7-6-2025	Time 1220	Day of Week Sunday
Name (First, Middle, Last) Todd, Kurtis, Vitek		
Residence Address 205 Cicero Ct Roseville, CA 95747		
Business Address		

Description of Animal (If Applicable) "Thor"		
Breed: Border collie	Color: Red/wh	Age: 6yo Sex: NM
Vehicle Make	License #:	
Model:	Year:	
Color:	Year:	
Location of Violation 205 Cicero Ct.		
Date / Time of Violation 7-4-25 1230 hours		
Code / Ordinance	Description of Violation	

RMC 7.12.010 Leash Law x1

☒ VIOLATIONS NOT COMMITTED IN MY PRESENCE, CERTIFIED ON INFORMATION AND BELIEF.

I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA, THAT THE FOREGOING IS TRUE AND CORRECT.

Date: 7-6-2025 Issuing Officer: M. Tenney #3100
Badge No.

COMPLAINING PARTY

X Signature:

Complaint

I HEREBY ACKNOWLEDGE RECEIPT OF THIS CITATION.

X Signature:

Complaint

YOU DO NOT NEED TO DO ANYTHING AT THIS TIME.
YOU WILL RECEIVE NOTICE BY MAIL WITHIN 14 DAYS.
CITY ATTORNEY'S OFFICE (916) 774-5325

1 - City Attorney Copy

2 - Defendant Copy

3 - Issue Dept Copy

View

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Administrative Citation Appeal – Request For Hearing 2025-07-22 05:10 PM(PST)

Completely fill out all required information prior to submitting. The City Attorney's office will contact you once a hearing date has been set.

Submissions received later than 30 days after the date of the citation notification letter will not be accepted pursuant to Roseville Municipal Code § 2.50.060.

***Name:** Amy J. Vitek

***Citation
Number:** 22354

***Home
Address:** 205 Cicero Court

***City** Roseville

***Zip** 95747

Mailing
Address
(if
different
from
above):

***Phone
Number:**

***Email:**

To Whom it May Concern:

I am writing to formally appeal the citation issued regarding my dog being off-leash on my private property.

On April 8th and July 4th, Nicole Sanoski reported my dog for being off-leash in our own yard. At no point did he leave the property, approach the complainant, exhibit any aggressive behavior, or cause any bodily harm. We have lived at this address for nearly three years without a single incident or complaint involving our dog. He is a well-behaved, non-aggressive companion who has never posed a threat to anyone in the community.

It appears this complaint stems not from any action on our dog's part, but more from the complainant's personal history - as she referenced her daughter having been attacked by a dog breed similar to ours in the past. While I sympathize with her trauma it's important to note that my dog was not involved in that situation, nor has he exhibited any dangerous behavior.

Furthermore, the complainant continues to walk by our home repeatedly, seemingly with the intention of catching our dog outside. This pattern feels less like a safety concern and more like an effort to provoke or escalate the situation, despite our clean history and compliance with local regulations.

***Reason
for
Appeal:**

Out of respect for the community peace and to avoid further misunderstandings, we are taking extra steps to ensure our dog remains leashed or inside even on our own property. We have also installed cameras on our property to prove our dog is not aggressive. However, I kindly request this citation be reconsidered based on the facts of the case: there was no approach, no threat, no bodily injury, and no violation in a public area.

Thank you for your attention and for your commitment to a fair and respectful process.

Sincerely,
Amy Vitek
205 Cicero Court
[REDACTED]

☒ By checking this box, I certify that I am the individual named on the citation and am appealing the administrative citation issued to me.

☒ I certify under penalty of perjury that the information above is true and correct to the best of my knowledge.

Submit

Cancel