



**MINUTES**  
March 26, 2026

**BOARD OF APPEALS HEARING**  
3:00 p.m.  
City Council Chambers  
Roseville Electric Building  
116 S. Grant Street, 1<sup>st</sup> Floor  
Roseville, CA

**1. CALL TO ORDER**

Chairperson Sandeep Upamaka 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:

Tom Rutherford  
Andrea Seminer  
Sandeep Upamaka

The following Staff members were present:

Travis Cochran, Senior Deputy City Attorney  
Lynda Risucci, Board Secretary

**3. IDENTIFICATION OF CHAIR**

Chairperson for the March 26, 2026 hearing was Sandeep Upamaka.

**4. PLEDGE OF ALLEGIANCE**

Chairperson Sandeep Upamaka led the audience in the Pledge of Allegiance.

## 5. PUBLIC COMMENT

No one from the public offered any comments.

## 6. SWEAR IN

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

## 7. MATTERS TO BE HEARD

### 7.1. Administrative Citation No.: 22052

Appellant: Christina Rosen, 317 Bradford Court, Roseville, CA 95747  
• Roseville Municipal Code Section 7.25.010, Animal Noise, One Count

The appellant, Christina Rosen, was not present at 3:00 p.m. The item was trailed to allow her 15 minutes from the commencement of the hearing to appear per the Administrative Hearing Procedures.

Appellant Christina Rosen arrived at the hearing at 03:08 p.m. and her appeal was heard second on the agenda.

### A. Staff Report:

Animal Control Officer Brianna Chacon-Raoul offered testimony regarding the Staff Report (Exhibit 7.1-A) and Notice of Violation (Exhibit 7.1-B).

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.

### Complainant's Statement:

Complainant Bjorn and Jenni Metzger presented evidence entered into the minutes as Exhibit 7.1-C and offered testimony in support of the complaint.

### Exhibit 7.1-C:

1. Copy of Letter from Nancy & Tony Tally;
2. Photograph of Residence Locations;
3. Photograph of Rooster;
4. Five Pages of Text Exchanges; and,
5. 15 pages of Screenshots from Video footage taken of Rooster.

B. Appellant's Response:

Request for Hearing:

Appellant's Request for Hearing form (Exhibit 7.1-D) was received by the Roseville City Attorney's Office on December 01, 2025 and was provided to the panel in advance of the hearing for review.

Appellant Christina Rosen testified in support of the appeal.

C. Rebuttals and Panel Questions:

Complainant Byron Metzger answered panel questions.

Animal Control Officer Brianna-Chacon-Raoul answered panel questions.

Appellant Christina Rosen answered panel questions.

D. Panel Discussion and Decision:

The panel discussed the evidence and testimony presented for Administrative Citation No.: 22052.

In regard to Roseville Municipal Code Section 7.25.010, Animal Noise, a motion was made by Tom 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: ALL

NOES: NONE

Chairperson Sandeep Upamaka signed the decision form (Exhibit 7.1-E), asked the Appellant to see staff for the paperwork, and informed the parties that they may file a petition for review with the Superior Court in Placer County within 20 days.

7.2. Administrative Citation No.: 22119

Appellant: Susan Forbes, 751 Central Park Drive, Apt. 1321, Roseville, CA

- Roseville Municipal Code Section 7.12.010, Leash Law, One Count
- Roseville Municipal Code Section 7.16.010, Licensing, One Count

A. Staff Report:

Animal Control Officer Brianna Chacon-Raoul offered testimony regarding the Staff Report (Exhibit 7.2-A) and Notice of Violation (Exhibit 7.2-B).

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.

Complainant's Statement:

Complainant Patricia Burgin offered testimony in support of the complaint.

B. Appellant's Response:

Request for Hearing:

Appellant's Request for Hearing form (Exhibit 7.2-C) was received by the Roseville City Attorney's Office on January 06, 2026 and was provided to the panel in advance of the hearing for review.

Appellant Susan Forbes testified in support of the appeal.

C. Rebuttals and Panel Questions:

Complainant Patricia Burgin offered rebuttal testimony and answered panel questions.

Appellant Susan Forbes answered panel questions.

D. Panel Discussion and Decision:

The panel discussed the evidence and testimony presented for Administrative Citation No.: 22119.

In regard to the violations of Roseville Municipal Code Section 7.12.010, Leash Law, and Roseville Municipal Code Section

7.16.010, Licensing, a motion was made by Tom 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 violations occurred and that the appellant is the responsible party.

The motion passed with the following vote:

AYES: ALL

NOES: NONE

Chairperson Sandeep Upamaka signed the decision form (Exhibit 7.2-D), asked the Appellant to see staff for the paperwork, and informed the parties that they may file a petition for review with the Superior Court in Placer County within 20 days.

7.3. Administrative Citation No.: 22121

Appellant: William Awtry, 123 Eggleston Street, Roseville, CA 95678  
• Roseville Municipal Code Section 7.16.010, Licensing, One Count

A. Staff Report:

Animal Control Officer Nicole Sammons offered testimony regarding the Staff Report (Exhibit 7.3-A) and Notice of Violation (Exhibit 7.3-B).

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.

B. Appellant's Response:

Request for Hearing:

Appellant's Request for Hearing form (Exhibit 7.3-C) was received by the Roseville City Attorney's Office on January 01, 2026 and was provided to the panel in advance of the hearing for review.

Appellant William Awtry testified in support of the appeal.

Senior Deputy City Attorney Travis Cochran provided legal clarification to the panel that if you own a dog within the City of Roseville, you are legally required to license your dog through the City of Roseville. If you live outside Roseville (in another city or county within the State of

California), you must license your dog with the city or county where you actually reside.

C. Rebuttals and Panel Questions:

Animal Control Officer Marissa Terry answered panel questions.

D. Panel Discussion and Decision:

The panel discussed the evidence and testimony presented for Administrative Citation No.: 22121.

In regard to Roseville Municipal Code Section 7.16.010, Licensing, a motion was made by Tom 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: ALL

NOES: NONE

Chairperson Sandeep Upamaka signed the decision form (Exhibit 7.3-D), asked the Appellant to see staff for the paperwork, and informed 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 Andrea Seminer and seconded by Tom Rutherford to adjourn the hearing.

AYES: ALL

NOES: NONE

Chairperson Sandeep Upamaka adjourned the March 26, 2026 hearing at 4:15 p.m.

Lynda Risucci  
Board Secretary

# EXHIBIT 7.1-A



**Roseville Police Department**

**1051 Junction Blvd**

**Roseville, CA 95678**

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## **Administrative Citation Appeal Hearing**

### **Staff Report**

Date of Hearing: Thursday, March 26<sup>th</sup>, 2026 @ 03:00 PM

Appellant: Christina Rosen @ 317 Bradford Court

Citation: 22052

#### **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.

**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 October 6<sup>th</sup>, 2025, at 3:27 PM, a reporting party contacted Roseville Police Dept Animal Control and reported a rooster crowing from 12:00 PM until 12:40 PM. They advised they have spoken with the rooster owner regarding the noise previously and there has been no improvement. A domestic fowl animal noise letter was mailed to the rooster owner, Christina Rosen.

On October 12<sup>th</sup>, 2025, at 4:10 PM, a reporting party contacted Roseville Police Dept Animal Control to report an ongoing issue with rooster noise, occurring all day and throughout the night. The call was closed as information only because a warning had just been issued on October 6<sup>th</sup> within the same 7-day period.

On October 13<sup>th</sup>, 2025, at 9:51 AM, complainant Bjorn Metzger called in to report an issue regarding rooster noise. I found a possible phone number for Christina Rosen and left her a voicemail advising of a second complaint alleging her rooster was making excessive noise. At 2:57 PM, I spoke with Christina on the phone, she advised her rooster does not excessively crow and does not crow enough to violate the animal noise municipal code. She also advised she was trying to rehome her rooster. She also advised feeling harassed by the male neighbor who she suspected to be calling in the complaints.

On October 14<sup>th</sup>, 2025, at 2:18 PM, a neighbor contacted Roseville Police Dept Animal Control requesting an animal control officer contact her regarding rooster noise occurring all throughout the day. After speaking Animal Control Supervisor S. Cooper, the reporting party noted she wanted her name added to the list of reporting parties regarding the rooster noise. The call was closed as information only because a warning had just been issued on October 13<sup>th</sup> within the same 7-day period.

On October 14<sup>th</sup>, 2025, at 3:11 PM, Bjorn Metzger arrived at the Roseville Police Department requesting an Animal Control Officer speak to him in person. Animal Control Officer N. Sammons answered Bjorn's questions and provided him an animal noise affidavit.

On October 24<sup>th</sup>, 2025 at 05:44 AM, a reporting party contacted Roseville Police Dept Animal Control reporting a loud rooster at 317 Bradford Court. This reporting party wanted it documented that the rooster crowed from 05:00 to 05:30 hours. Animal Control Officer N. Sammons left Christina a voicemail advising a third complaint was received and this was the last and final warning being issued, she also advised she could surrender the rooster through Animal Control if she wishes.

On November 4<sup>th</sup>, 2025, Roseville Police Animal Control received a completed animal noise affidavit from Bjorn Metzger. I issued citation #22052 to Christina Rosen for violation of RMC

Respectfully Submitted,

B. Chacon, Badge #3090

# EXHIBIT 7.1-B

CITY OF ROSEVILLE  
NOTICE OF CITATION 25-66237 22052

Date: 11/01/2025 Time: 11:18 hrs Day of Week: Tuesday

Name (First, Middle, Last): Christina Maria Rosen

Residence Address: 317 Bradford Court  
Roseville, CA, 95678

Business Address: \_\_\_\_\_

Driver's Lic. No. \_\_\_\_\_ State \_\_\_\_\_ Class \_\_\_\_\_ Date of Birth \_\_\_\_\_  
Sex \_\_\_\_\_ Hair \_\_\_\_\_ Eyes \_\_\_\_\_ Height \_\_\_\_\_ Weight \_\_\_\_\_ Decent \_\_\_\_\_ Age \_\_\_\_\_

Description of Animal (If Applicable):  
Breed: Poodle Color: White Age: Yrd Sex: \_\_\_\_\_  
Vehicle Make \_\_\_\_\_ License #: \_\_\_\_\_  
Model: \_\_\_\_\_ Year: \_\_\_\_\_  
Color: \_\_\_\_\_

Location of Violation: 317 Bradford Ct, Roseville, CA, 95678

Date / Time of Violation: 11/01/2025 1:06:55 hrs

Code / Ordinance: ZMC 7.25.010 Description of Violation: Animal Noise

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: 11/01/2025 Issuing Officer: Sharon Davis  
Badge No. 13090

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



**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: Bjorn & Jenni Metzger Name of Animal Owner: Chris Rosen  
 Your Address: 908 Lancaster Ct - Roseville Address of Animal Owner: 317 Bradford Ct.  
 Your Telephone Number: [REDACTED] Ca 95678 Roseville, Ca 95678

**Please complete the information below:**

1. Number of animals, animal type, breed, and color  
1 Rooster (white)
2. Time of day that animal noise occurred.  
All day, evenings and early mornings. Captured video Audio on backyard "Ring" camera
3. Did the animal make noise for more than 20 minutes without stopping?  
 Yes and tracked daily Log.  
 No
4. If the answer to number 3 is no, did the animal make noise intermittently for an hour or more?  
 Yes  
 No yes all the time
5. If something other than 3 or 4 above, please describe:  
2am, 5am, cawing constantly - recorded on video, Audio.
6. Have you spoken to the animal owner about the noise?  
 Yes Phone & Facebook neighborhood group -  
 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.  
First told concern on 9/28/25, no action taken, called her back 2 weeks later (10/12) and Chris was non receptive to our concerns.
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.)  
see attached map images (she lives behind our home)
10. Does there appear to be any reason for the noise? (Example: people coming to house)  
Rooster crowing all of the time
11. Do you or anyone at your property own any animals that go outdoors?  
 Yes  
 No
12. Other relevant information you want to share:  
- Attached neighbor impact statements who are also frustrated w/ noise from Rooster

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
9/28	11:47 AM	Audio recording on phone	~20 min
10/7	10:15 AM	" "	~30 min
10/15	7:32 PM	Video / partial recording	~45 min
10/16	7:01 PM	Ring recorder backyard	20 min -
10/21	7:21 AM	" "	30 min
10/21	2:06 → 2:50	RING Recorder	45 min
10/22	1:24 PM → 2:43	" "	1 hr 15 min
10/24	5:40 AM → 7:05 AM	" "	1 hr 20 min
10/22	7:23	Ring App	20 min
11/1	10:55	Rooster all day	3 hours

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

Signed: [Signature]  
 Print Name: Bjorn Metzger

Date: 10/24/25

**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

# EXHIBIT 7.1-C

10-24-2025

The below statement ~~was~~ is signed  
under penalty of perjury under the  
laws of the state of California ~~At~~ 3/22/2026

To Whom it may concern:

I want to comment on the neighborhood rooster. This rooster is housed at 317 Bradford Court in Roseville, CA.

Although I am not concerned about the chickens in general, it is time for the rooster to be dealt with.

The rooster will typically start crowing before dawn. It will make noises (crows) for 10-15 minutes straight at times. This has been going on for months! It also crows in the dark (I have been told a resident of the house turns on the porch lights and this activates the rooster in the dark hours of the night). I cannot imagine the torture the closer neighbors endure from this ongoing noise. When approached, the owner basically said, "too bad." We had another neighbor with a rooster in the past, and they rehomed it when the neighbors complained about the noise.

Please help this noise issue to be resolved!

- Nancy Wight-Tally & Tony Tally  
425 Lancaster Court  
Roseville, CA 95678

408 Lancaster Ct *our home*



*Rooster House*

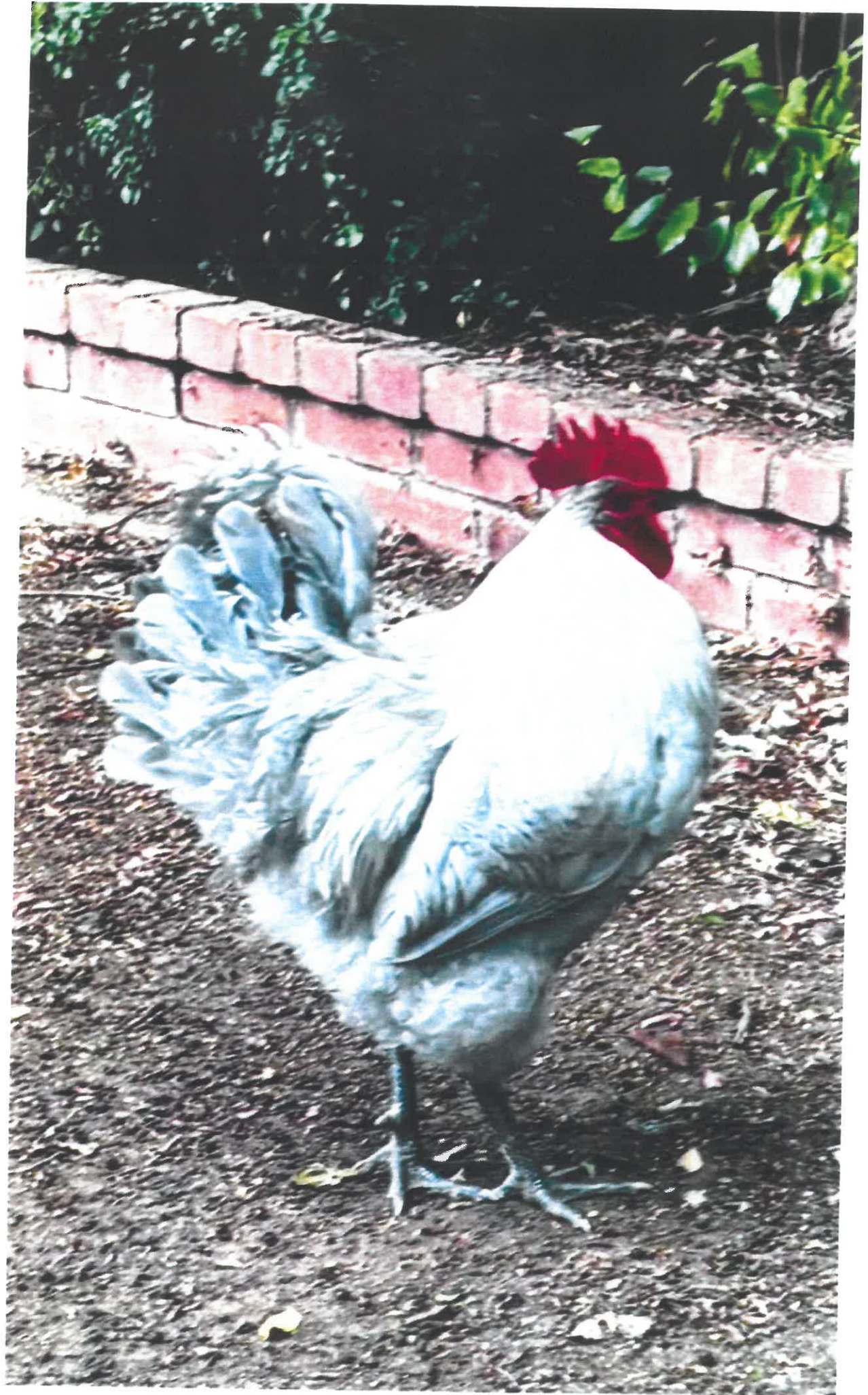
*Nancy Tally home* **Google Maps**

Imagery ©2025 Airbus, Map data ©2025 Google 20 ft



**Home**  
Building

Chris Rosen posted picture on facebook.



<  **Chris Rosen**  
Oct 12 · 🌐



 **Carol [redacted]** · 1w

You have every right to have this rooster. Keep him and let the neighbor figure life out!

Reply  1

 **Chris Rosen** ·  **Author** · 1w

**Carol [redacted]** after the conversation I had with the asshole today, I kinda feel like fighting it out. I was being super nice and accommodating and he threatened to get the neighborhood against me 🤬

Reply 

 **Carol [redacted]** · 1w

**Chris Rosen** if there is no city ordinance, they can't make you get rid of it. I say keep it! No one is going to tell me I have to get rid of my animals. NO ONE! That's the reason you work hard to own a house and property. It's yours to do what you want with it. He isn't trying to be reasonable, he is just a bully!



*Conversation I had on 10/12 when I knew she was doing nothing to solve the problem.  
- Bjorn*





Write a comment...



<  **Ridgewood Neighborhood** ...  
Roseville · [Follow](#)  
Chris Rosen · Oct 12 · 

 **Chris Rosen** · 1w ·  [Author](#)  
[Jenni Metzger](#) I am aware of the law. The rooster is right outside by bedroom window so I hear him when he makes noise. The noise is not incessant for 20 minutes or intermittently for an hour. He is behaving like a normal rooster. I have been more than accommodating of your guys concerns and no one is trying to make you look like the bad guys. What you are doing is going to end up with a harassment complaint if you don't stop threatening me.

Reply  1 

 **Bjorn Metzger** · 1w  
 thank you for showing the neighborhood what entitlement looks like. Playing the victim. Please take action on the issue and it will work itself out naturally. That's all we ask...

Reply 



Write a comment...





# Ridgewood Neighborhood Roseville · Follow



Chris Rosen · Oct 12 ·



Jenni Metzger · 1w

**Chris Rosen** Hi there. Please see attached photo of what qualifies as a noise disturbance within the city of Roseville. That rooster most definitely qualifies. We, as neighbors, spoke to you 2 weeks ago regarding the noise. We never once asked you to rehome your pet. We simply asked that you do something about the noise it makes at all hours of the day and sometimes well into the evening. Please don't come at this as if we are some sort of animal haters or are out of line in filing a noise complaint. Since the conversation two weeks ago, little to nothing... See more

Roseville's animal noise ordinance prohibits any animal from making noise that is "continuously or incessantly for a period of 20 minutes or intermittently for an hour or more as to unreasonably disturb the peace or quiet". The ordinance applies to dogs, fowl, and other animals. [🔗](#)

The City of Roseville Municipal Code § 7.25 considers the following factors when determining if animal noise is unreasonable: [🔗](#)

- The volume of the sound
- The time of day or night it occurs



Write a comment...



<  **Ridgewood Neighborhood** ...  
Roseville · [Follow](#)

Chris Rosen · Oct 12 · 



**Chris Rosen** · 1w · [Author](#)

[Bjorn Metzger](#) roosters, chickens, ducks and geese are all allowed to be kept in Roseville. My rooster does not meet the qualifications as a "noise disturbance". I am doing nothing wrong. I love that rooster and I am willing to rehome him to make you happy. You should be grateful for that. Instead, you're acting petty, filing complaints, organizing an anti-rooster campaign and generally being impatient and aggressive. NOT very neighborly imo

Reply



**Jenni Metzger** · 1w

[Chris Rosen](#) Hi there. Please see attached photo of what qualifies as a noise disturbance within the city of Roseville. That rooster most definitely qualifies. We, as neighbors, spoke to you 2 weeks ago regarding the noise. We never once asked you to rehome your



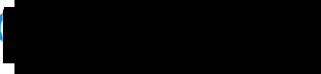
Write a comment...



<  **Ridgewood Neighborhood** ...  
Roseville · [Follow](#)

Chris Rosen · Oct 12 · 

 **Jenni Metzger** · 1w

[Janessa](#)  I often hear the chickens. They don't bother us because they aren't SCREAMING all the time like this rooster. It's absolutely ridiculous.

Reply



 **Chris Rosen** · 1w ·  [Author](#)

[Jenni Metzger](#) he is not SCREAMING all the time 🤔 As a matter of fact, he is getting less vocal everyday as he matures. I think it's fair to cut the guy a little slack considering he's still a "baby" and excited about his new found ability. I would imagine by the time he's a year old, he will have settled down a lot, and his crowing will have lessened considerably. As I've said many times, I am not trying to belittle your experience. I understand your frustration and want to help you, but it's gonna take as



Write a comment...





Date + Time  
of recording

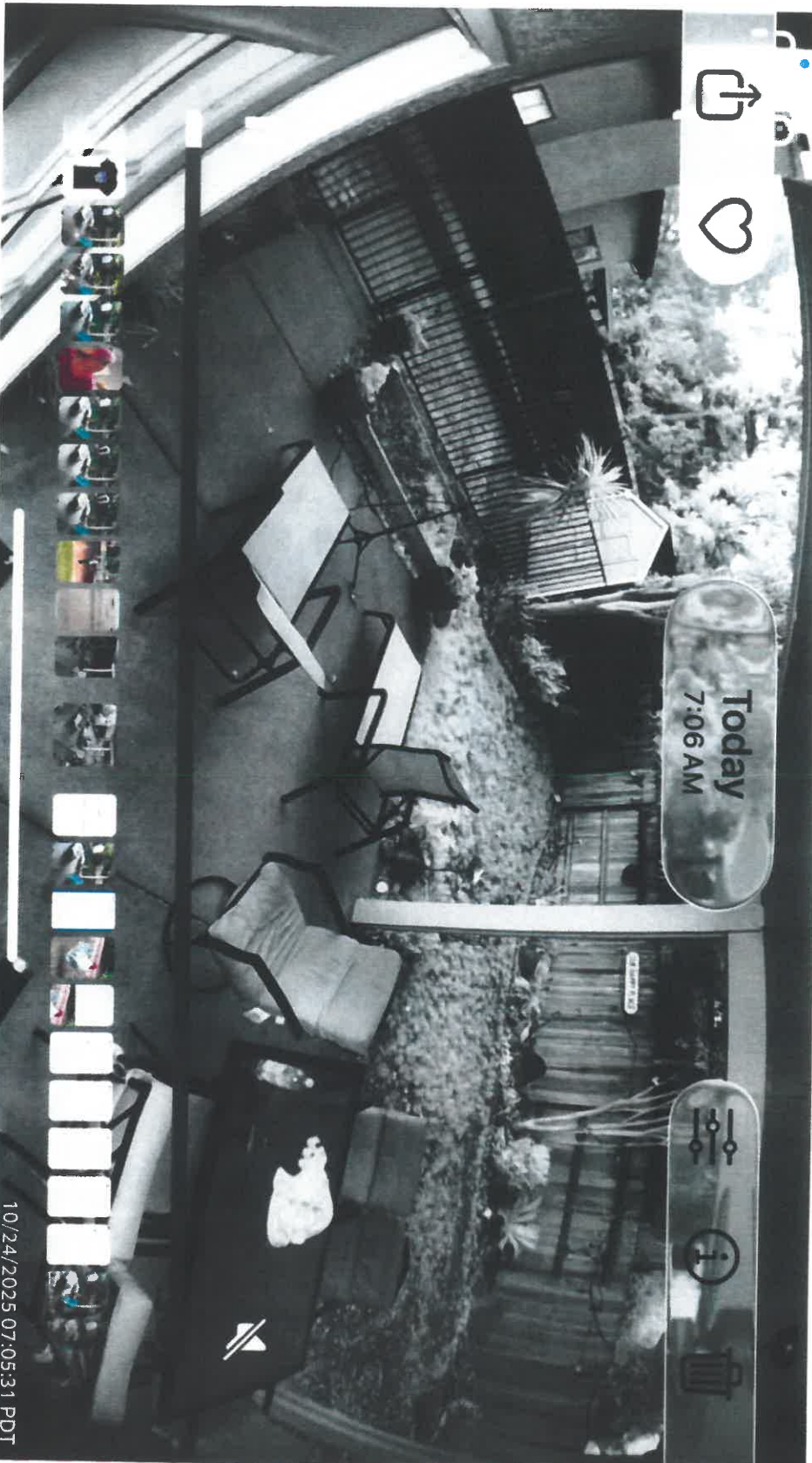
10/22/2025 07:29:18 PDT



Date / Time of  
recording



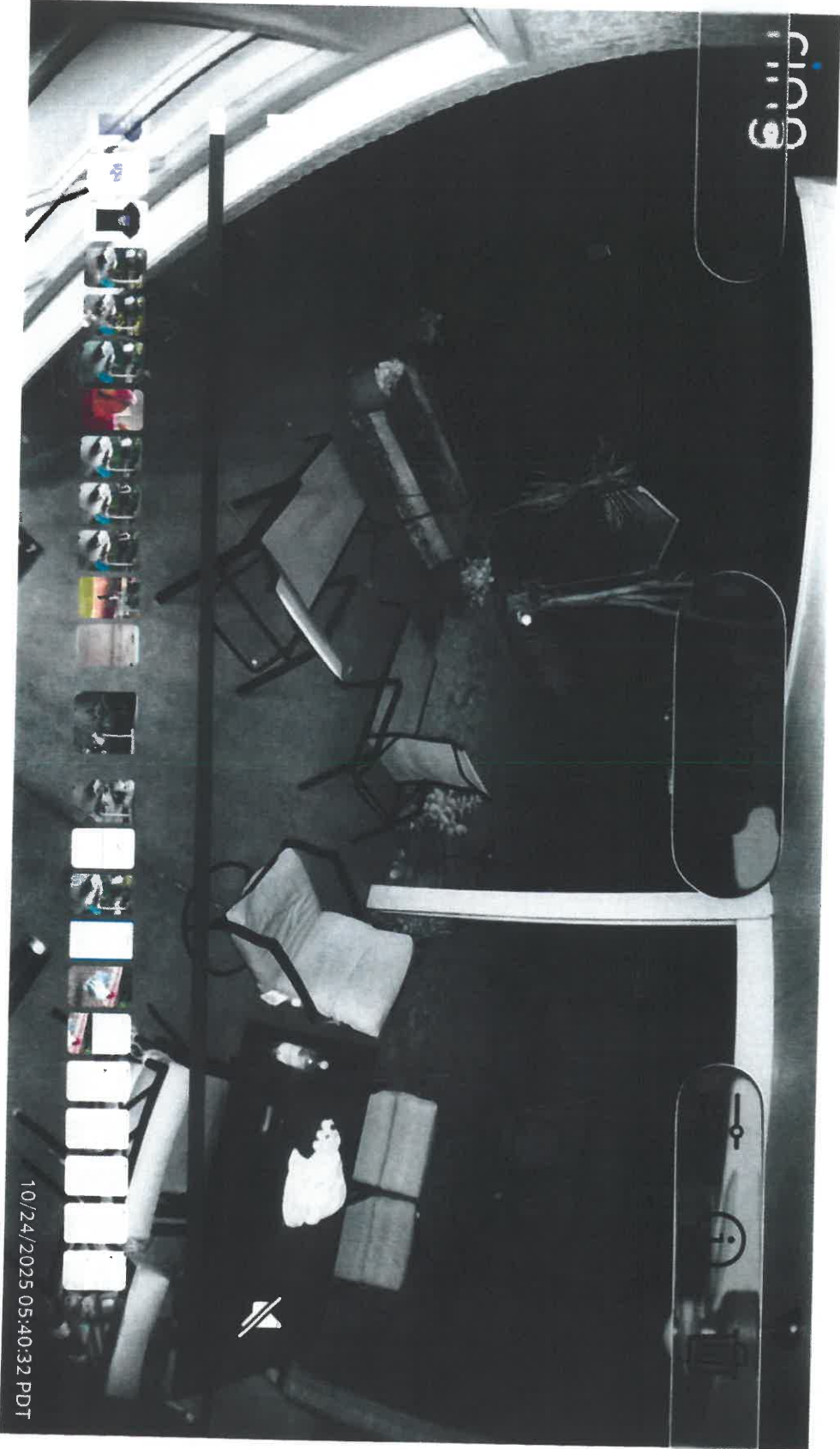
Today  
7:06 AM



10/24/2025 07:05:31 PDT



cing



10/24/2025 05:40:32 PDT





10/22/2025 14:43:18 PDT



10/22/2025 13:26:24 PDT



10/21/2025 17:33:56 PDT



10/21/2025 14:43:53 PDT



10/21/2025 14:06:11 PDT



10/21/2025 07:21:41 PDT



October 16  
7:02 AM



10/16/2025 07:01:38 PDT



10/15/2025 15:09:44 PDT



10/15/2025 15:09:44 PDT



10/15/2025 14:29:25 PDT



10/15/2025 14:14:36 PDT



10/15/2025 13:32:18 PDT





10/22/2025 13:26:24 PDT



10/21/2025 17:33:56 PDT



10/21/2025 14:43:53 PDT



10/21/2025 14:06:11 PDT



10/21/2025 07:21:41 PDT



October 16  
7:02 AM



10/16/2025 07:01:38 PDT



October 15  
3:11 PM



10/15/2025 15:09:44 PDT



10/15/2025 14:29:25 PDT



10/15/2025 14:14:36 PDT



10/15/2025 13:32:18 PDT

# EXHIBIT 7.1-D

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**Administrative Citation Appeal – Request For Hearing 2025-12-01 07:03 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:** Christina Rosen

**\*Citation  
Number:** 22052

**\*Home  
Address:** 317 Bradford Ct.

**\*City** Roseville

**\*Zip** 95678

Mailing  
Address

(if  
different  
from  
above):

**\*Phone  
Number:** [REDACTED]

**\*Email:** [REDACTED]

I am writing to appeal a citation for animal noise. The animal in question is a large grey rooster of under 1 year old. I also have 4 hens that live with him. They are cooped from sun-down to sun-up, during which time they are generally quiet. During daytime hours, they are allowed to free range in my yard. I have had chickens without any complaints for around 8 years, and only recently acquired a rooster when I bought 4 chicks that were supposedly sexed female. I have been taking care of him since he was a hatchling, and have grown attached to him emotionally. I keep my birds primarily as pets, with the added benefit of fresh eggs. When Bjorn first reached out to me, I was very receptive and told him I didn't want anyone to be disturbed and that I would seek to re-home my rooster for his benefit. I actively sought a new home for him without success for two weeks prior to Bjorn contacting me again. During this conversation, I tried to assure him that I was doing my due diligence, but that it was a particularly difficult time for re-homing roosters, due to a number of people having an experience similar to mine. I am dedicated to making sure that he is safe, and after a couple attempts at re-homing, I could not relinquish him in good conscience due to unsuitable conditions for an animal that I love as much as someone else loves their dog.

**\*Reason  
for  
Appeal:**

I understand that a rooster crowing can be annoying, but I don't believe he is breaking any codes. Bjorn claimed, under penalty of perjury, that my rooster makes noise for 20 minutes without stopping. That is not only untrue, but absurd, as anyone who has been around roosters will tell you. He crows intermittently throughout the day, but never incessantly for an hour or more. In reference to the complaint that he crows at inappropriate hours, while it is true that on rare occasions he has crowed at night, it has only been in response to a few occasions of unusual disturbances in his yard- a response much like any dog might have.

In summary, I disagree with Bjorn's assertion that my pet is violating any noise ordinance codes, and that I have a right to keep him without threat of fines or penalties. Bjorn has a ring camera aimed at my yard that runs 24/7. He is obviously spending an exorbitant amount of time and energy on his crusade against me and my right to keep poultry on my property without being harassed.

Thank you for your time and consideration,  
Christina Rosen

- 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

# EXHIBIT 7.1-E



City Attorney
311 Vernon Street
Roseville, California 95678

CITATION APPEAL
DECISION

Name of Appellant: Christina Rosen

Administrative Citation No. 22052

Roseville Municipal Code Section: 7.25.010, Animal Noise

- Checked box: DENY THE APPEAL AND UPHOLD THE CHARGE because the City or Complainant proved by a preponderance of the evidence that the violation(s) occurred and that the Appellant is the responsible party.
Other options: DENY THE APPEAL AND UPHOLD THE CHARGE because the Appellant failed to appear; GRANT THE APPEAL AND DISMISS THE CHARGE because the City or Complainant did not prove by a preponderance of the evidence; GRANT THE APPEAL AND DISMISS THE CHARGE at the request of the City/Complainant.

Dated: March 26, 2026

By: [Signature]
Sandeep Upamaka
Hearing Panel Chairperson

Notice to Appellant: Under California Government Code Section 53069.4, any appeal of today's Hearing Panel decision must be filed with Placer County Superior Court within twenty (20) days of today's date.

# EXHIBIT 7.2-A



**Roseville Police Department**  
1051 Junction Blvd  
Roseville, CA 95678

Troy Bergstrom, Chief of Police

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## Administrative Citation Appeal Hearing

### Staff Report

Date of Hearing: Thursday, March 26<sup>th</sup>, 2026 @ 03:00 PM  
Appellant: Susan Forbes @ 751 Central Park Drive unit 1321  
Citation: 22119

#### **Violation: RMC 7.12.010 Leash law (1 count)**

No person shall permit or allow any dog to run at large.

#### **Additional Information: RMC Section 7.04.060 defines "at large" as follows:**

A. "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.

#### **Violation: RMC 7.16.010 Licensing (1 count)**

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

#### **Narrative:**

December 9<sup>th</sup>, 2025 @ approximately 1601 hours

Roseville Police dispatch received a call from complainant Patricia Burgin, requesting contact from Animal Control regarding limitations to leash length due to a dog on a 50ft leash attacking her leashed dog.

Animal Control is not a witness to the reported violations. The violations of RMC Section 7.12.010 and 7.16.010 are based on the statements of the complainant and appellant.

I contacted Patricia who stated the following in summary; Patricia stated that on December 9<sup>th</sup> at approximately 345 PM, she was walking her dog on a short leash on a walkway in her apartment complex, she saw a middle-aged woman with black hair who frequently has her dog on a 20ft leash. The woman's dog ran at her dog and the dogs fought causing her dog to yelp and slip its collar in the process of getting away from the other dog. I had asked if her dog sustained any injury during the dog fight and she advised no contact was made between the dogs, the fighting she was referring to was the two dogs barking at one another. She requested to pursue a citizen citation due to having had spoken to the female multiple times regarding the lack of control she has of her dog due to the leash's length. She described the women's dog as approximately 30-pound grey and white Shih Tzu or Maltese.

I located a possible dog owner based on the information from the utilities for the apartment unit provided by Patricia. I made contact with dog owner Susan Forbes. She provided the following statement in summary; she was walking on the sidewalk with her dog on a long leash when Patricia's dog began barking at hers and attacked her dog. Patricia shortly after began yelling her dog needed to be on a short leash and she just allows her dog to run around. I confirmed with Susan that her dog sustained no injuries, and she was referring to the dogs barking at one another as fighting. I then inquired with her how long her "long leash" was and believed it to be 12ft-15ft long.

I completed citizen's citation #22119 on behalf of Patricia, regarding dog owner Susan, and forwarded the citation to the City Attorney's office for review.

As of March 5<sup>th</sup>, 2026, PetData shows there still is no current license for Susan's residence.

Respectfully Submitted,  
B. Chacon, Badge #3090  
Animal Control Officer

# EXHIBIT 7.2-B

CITY OF ROSEVILLE

NOTICE OF CITATION 25-73274

22119

Date: 12/09/2025 Time: 1:07 hrs Day of Week: Tuesday

Name (First, Middle, Last): SUSAN FORBES

Residence Address: 751 Central Park Drive unit 1321  
Roseville, CA, 95678

Business Address

Driver's Lic. No. State Class Date of Birth

Sex Hair Eyes Height Weight Decent Age

Description of Animal (If Applicable)

Breed: Shih Tzu/Mix Color: GR/Y/WH Age: Sex:

Vehicle Make License #:

Model: Year:

Location of Violation: Central Park Dr / Fairway Dr

Date / Time of Violation: 12/09/2025 / 1:05 hrs

Code / Ordinance Description of Violation

RMC 7.12.010 Leash Law

RMC 7.16.010 Licensing

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: 12/09/2025 Issuing Officer: Chycon-Raouf  
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

# EXHIBIT 7.2-C

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**Administrative Citation Appeal – Request For Hearing 2026-01-06 05:54 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:** Susan Forbes

**\*Citation Number:** 22119

**\*Home Address:** 751 Central Park Dr., Apt 1321

**\*City:** Roseville

**\*Zip:** 95678

Mailing Address (if different from above):

**\*Phone Number:**

**\*Email:**

To Whom It May Concern:

I am writing to formally appeal the administrative citation issued to me in connection with an incident that occurred on December 10, 2025, in the evening at my apartment building in Roseville, California, involving my small dog and the length of my dog's leash.

On that date, another resident of the building accused me of having my dog on a 12-foot leash and claimed that this violated Roseville's leash requirements. She became agitated, raised her voice, and used profane language toward me. She then contacted Animal Control and requested a citizen's arrest. I was shocked and confused by this action, as I did not believe I was doing anything wrong and did not behave in a disruptive or aggressive manner.

At the time of the incident, I was not aware that the City of Roseville's leash policy limited leashes to 6 feet. As soon as I learned of this requirement, I took immediate steps to comply and now use a 6-foot leash with my dog. I am a responsible pet owner, and my dog was under my control in the apartment building. There was no intent to violate any law, and there was no harm or threat caused to any person or animal.

**\*Reason  
for  
Appeal:**

This situation has caused me significant distress. I am unemployed and currently caring for my grandson, relying solely on unemployment income. The \$100 citation presents a substantial financial burden for me and my family. Given my lack of prior knowledge about the specific 6-foot leash requirement, my prompt compliance once I learned of the rule, the absence of any actual harm, and my limited financial circumstances, I respectfully request that you reconsider this citation.

I am asking that the citation be dismissed, or, in the alternative, that the fine be significantly reduced. I want to emphasize that I am committed to following all city ordinances going forward and have already adjusted my leash to meet the 6-foot requirement.

Thank you for your time and consideration of my appeal. I am hopeful that, after reviewing the circumstances, you will find that leniency is appropriate in this matter.

Sincerely,  
Susan Forbes

- 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

# EXHIBIT 7.2-D



City Attorney  
311 Vernon Street  
Roseville, California 95678

## CITATION APPEAL DECISION

Name of Appellant: Susan Forbes

Citation No.: 22119

### FIRST VIOLATION

Roseville Municipal Code Section: 7.12.010, Leash Law, One Count

- DENY THE APPEAL AND UPHOLD THE VIOLATION because the City/Complainant proved by a preponderance of the evidence that the violation(s) occurred and that the appellant is the responsible party.
- GRANT THE APPEAL AND DISMISS THE VIOLATION because the City/Complainant did not prove by a preponderance of the evidence:
  - That the violation(s) occurred; and/or
  - That the appellant is the responsible party.
- DENY THE APPEAL AND UPHOLD THE VIOLATION but waive the fine in the interest of justice.
- DENY THE APPEAL AND UPHOLD THE VIOLATION because the appellant failed to appear.
- GRANT THE APPEAL AND DISMISS THE VIOLATION because the City/Complainant failed to appear.
- GRANT THE APPEAL AND DISMISS THE VIOLATION at the request of the City/Complainant.

Name of Appellant: Susan Forbes


Citation Number: 22119

**SECOND VIOLATION**

Roseville Municipal Code Section: 7.16.010, Licensing, One Count

- DENY THE APPEAL AND UPHOLD THE VIOLATION because the City/Complainant proved by a preponderance of the evidence that the violation(s) occurred and that the appellant is the responsible party.
  
- GRANT THE APPEAL AND DISMISS THE VIOLATION because the City/Complainant did not prove by a preponderance of the evidence:
  - That the violation(s) occurred; and/or
  - That the appellant is the responsible party.
  
- DENY THE APPEAL AND UPHOLD THE VIOLATION but waive the fine in the interest of justice.
  
- DENY THE APPEAL AND UPHOLD THE VIOLATION because the appellant failed to appear.
  
- GRANT THE APPEAL AND DISMISS THE VIOLATION because the City/Complainant failed to appear.
  
- GRANT THE APPEAL AND DISMISS THE VIOLATION at the request of the City/Complainant.

Dated: March 26, 2026

By:   
Sandeep Upamaka  
Hearing Panel Chairperson

**Notice to Appellant:** Under California Government Code Section 53069.4, any appeal of today's Hearing Panel decision must be filed with Placer County Superior Court within twenty (20) days of today's date.

# EXHIBIT 7.3-A



**Roseville Police Department**  
1051 Junction Blvd  
Roseville, CA 95678

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Troy Bergstrom, Chief of Police

### **Administrative Citation Appeal Hearing Staff Report**

Date of Hearing: Thursday, March 26, 2026 @ 3:00 PM  
Appellant: William Awtry. @ 123 Eggleston St.  
Citation: 22121

#### **Violation: RMC 7.16.010 Licensing (1 count)**

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

#### **Narrative:**

The following narrative is regarding the specific Animal Control incident regarding the citation subject to this appeal (Citation #22121).

On October 1, 2025, at approximately 1545 hours, Roseville Police Animal Control dispatch received a call from a citizen to report three loose German Shepherd type dogs in the alley near Atlantic St. and Eggleston St. Animal Control Officers searched the area and were unable to locate the dogs.

Roseville Police Animal Control received a call from an additional reporting party to advise that his juvenile daughter was bitten by one of the three loose dogs that were running at large

During the bite investigation William Awtry was identified as the owner of the husky type dog named "Faust".

On October 8<sup>th</sup>, "Faust" was declared as a Potentially Vicious animal. Animal Control Officer Sammons met with William at the address of 123 Eggleston St. where he signed the Potentially Vicious Animal report and Conditions for Keeping/Maintaining a Potentially Vicious Animal. William provided copies of both forms.

As listed in the Conditions for keeping/maintaining a Potentially Vicious Animal, the dog owner is required to license their dog within ten days of signing conditions. The dog owner is also required to notify City of Roseville Animal Control within ten days if they move from the city.

ACO Sammons was conducting follow up on December 10<sup>th</sup> and discovered that William still had not licensed his dog "Faust". ACO Sammons issued citation #22121 against William for licensing.

Respectfully Submitted,  
N. Sammons, Badge #3075  
Animal Control Officer



Roseville Police Department  
1051 Junction Blvd  
Roseville, CA 95678

- Exhibit A to  
Staff Report

Troy Bergstrom, Chief of Police

**CONDITIONS FOR KEEPING/MAINTAINING A POTENTIALLY VICIOUS ANIMAL**

OWNER/CUSTODIAN: William Awtry

ADDRESS: 123 Eggleston St. Roseville, CA 95678

PHONE: [REDACTED]

DESCRIPTION OF ANIMAL: "Faust", adult, 7-year-old, neutered male, white/black/brown, German Shepherd/ Husky Mix

Pursuant to RMC § 7.46.030, the following conditions are being required to ensure public safety and must be met within ten (10) days of issuance of these conditions.

1. Your dog must have a current rabies vaccination and must be kept current.
2. Your dog must be licensed with the City of Roseville and the license must be kept current.
  - City of Roseville animal licensing must be purchased through PetData. www.petdata.com
3. Your dog must be microchipped, and the microchip registration must include your name, current address, and current phone number and have Roseville Animal Control (916) 774-5090 listed as the emergency contact.
4. Your dog shall not be kept in a securely fenced/enclosed yard and all gates must be secured with a padlock. The yard and fence must be inspected and approved by Roseville Police Animal Control.
5. Your dog shall not be unleashed nor left unattended in your front yard at any time. Your dog shall not be tethered at any time, including on and / or off your premises, or outside of your dwelling, with the exception of complying with the leash law as described below (see item 6).
6. Your dog may be off your premises only if it is restrained by a leash, not to exceed six (6) feet in length and shall be of sufficient strength to restrain your dog. The leash must be held continuously by the dog owner or person having possession of the dog, capable of controlling the dog.
7. Your dog is not permitted at any off-leash dog park within The City of Roseville.
8. You must notify Roseville Animal Control within 10 days if you move from your current residence.

It is the City of Roseville Police Department's recommendation that the dog owner or custodian of a Potentially Vicious Animal obtain and maintain general liability insurance with a minimum coverage of \$100,000.

I/We have read and agree the above conditions.

Owner(s) Print: William Awtry Owner(s) Sign: [Signature] Date: 10/8/25

Animal Control Officer: N. Sammons #3075 Date: 10/8/25

# EXHIBIT 7.3-B

25-73500

22121

CITY OF ROSEVILLE  
NOTICE OF CITATION

Date	12/10/25	Time	1743hrs	Day of Week	Wednesday
Name (First, Middle, Last)	William Joseph Awtry				
Residence Address	123 Eggleston St. Roseville, CA 95078				
Business Address	/				
State	CA	Class		Date of Birth	
Sex		Hair		Eyes	
Height		Weight		Decent	Age
Description of Animal (If Applicable)	"Faust"				
Breed	GSP/Husky	Color	tri	Age	7Y0
Sex	NM				
Vehicle Make	/				
License #	/				
Model	/				
Color	/				
Year	/				
Location of Violation	123 Eggleston St				
Date / Time of Violation	12/10/25 1743hrs				
Code / Ordinance	RMC 7.16.010 Licensing				
<input type="checkbox"/> 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:	12/10/25	Issuing Officer:	N. Sammons #3075		
COMPLAINING PARTY		Badge No.			
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	

# EXHIBIT 7.3-C

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**Administrative Citation Appeal – Request For Hearing 2026-01-01 12:22 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:** William Joseph Awtry

**\*Citation Number:** 22121

**\*Home Address:** 123 EGGLESTON ST

**\*City** ROSEVILLE

**\*Zip** 95678

Mailing Address (if different from above):

**\*Phone Number:** 

**\*Email:** 

The City of Roseville Municipal Code (RMC) Title 7 applies to animals kept, harbored, or maintained within city limits. The dog in question does not reside in the City of Roseville, nor in Placer County, since 2018. As the animal is not domiciled within your jurisdiction, the City does not have authority to mandate registration or impose ongoing requirements.

**2. Violation of Statutory Due Process**

The designation of this animal as "Potentially Dangerous" or "Vicious" is improper because it was applied in violation of my rights to due process under both the Roseville Municipal Code and California State Law, including the procedures set out in California Food & Agricultural Code (FAC) § 31621 et seq., which require notice and an opportunity to be heard before such a determination is made.

- **Failure to Notice:** I was not provided proper written notice of a hearing regarding this classification, as required by RMC § 7.46.060 / 7.48.026 and FAC § 31621.

- **Denial of Hearing:** I was deprived of my statutory right to a hearing to present evidence, face my accuser, and dispute the allegations before a neutral hearing officer, as contemplated by the dangerous dog procedures in FAC § 31621-31622.

**\*Reason for Appeal:**

- **Insufficient Evidence:** There is no precedent, prior incident reports, or substantiated evidence that this dog has ever attacked a person or animal. For these reasons, the classification appears unsupported by a preponderance of the evidence, as required by FAC § 31621.

**3. Invalidity of Document Signed Under Duress**

Any form or document I previously signed regarding this animal should not be treated as a voluntary waiver of rights. That signature was obtained under duress and coercion, specifically through verbal threats of immediate confiscation of my property (the dog) and threats of legal consequences. Under California Civil Code § 1567, apparent consent is not real or free when obtained through duress or menace, and a waiver of rights obtained in that manner is not enforceable.

**Conclusion:**

Because the City lacks jurisdiction over a non-resident animal and did not adhere to mandatory legal procedures for classification, I respectfully request that the "Potentially Dangerous" or "Vicious" designation be rescinded and that this file be closed.

I reserve all rights to seek legal remedies for these due process issues should the City pursue further enforcement actions.

Sincerely,  
William J. Awtry

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

# EXHIBIT 7.3-D



City Attorney  
311 Vernon Street  
Roseville, California 95678

### CITATION APPEAL DECISION

Name of Appellant: William Awtry

Administrative Citation No. 22121

**Roseville Municipal Code Section: 7.16.010, Licensing, One Count**

- DENY THE APPEAL AND UPHOLD THE CHARGE because the City or Complainant proved by a preponderance of the evidence that the violation(s) occurred and that the Appellant is the responsible party.
- DENY THE APPEAL AND UPHOLD THE CHARGE because the Appellant failed to appear.
- GRANT THE APPEAL AND DISMISS THE CHARGE because the City or Complainant did not prove by a preponderance of the evidence:
  - That the violation(s) occurred; and/or
  - That the Appellant is the responsible party.
- DENY THE APPEAL AND UPHOLD THE CHARGE but waive the fine in the interest of justice.
- GRANT THE APPEAL AND DISMISS THE CHARGE because the City/Complainant failed to appear.
- GRANT THE APPEAL AND DISMISS THE CHARGE at the request of the City/Complainant.

Dated: March 26, 2026

By: \_\_\_\_\_

Sandeep Upamaka  
Hearing Panel Chairperson

**Notice to Appellant:** Under California Government Code Section 53069.4, any appeal of today's Hearing Panel decision must be filed with Placer County Superior Court within twenty (20) days of today's date.