

**CODE ENFORCEMENT SPECIAL MASTER MEETING
January 14, 2015**

MINUTES

SPECIAL MASTER:

Charles D. Johnson

CODE ENFORCEMENT STAFF:

Glen Guzman, Code Enforcement Supervisor
Mark Shepherd, Code Enforcement Officer
Jamie Davis, Public Hearing Coordinator

ANIMAL SERVICES STAFF:

Denise Williams, Animal Services Officer
Laura Norton, Animal Services Officer
Gerry Hodge Animal Services Officer
Raegan Ivers, Animal Services Officer
Sharon Beardsley, Animal Services officer

STAFF ATTORNEY:

Erin Hartigan, Assistant County Attorney
Melanie Marsh, Assistant County Attorney

Charles D. Johnson called the meeting of the Special Master to order at 9:00 AM.

Erin Hartigan advised that the meeting had been duly advertised. Erin Hartigan stated that Item 1 on the Code Enforcement agenda has been postponed, and that Item 9, 18, 19, and 20 on the Animal Services agenda have been paid. There were no other changes to the agenda.

Staff was sworn in by Charles Johnson.

Code Enforcement

OLD BUSINESS:

ITEM 4:

Lewis Lineberger, 2007-100-478 (GAARD)

Lewis Lineberger was not present.

Ms. Marsh stated the facts of this case and that Mr. Lineberger has requested a release of the lien on this property and has paid the county \$1,293.80 as stated in the settlement agreement.

Special Master Charles Johnson accepted staff's recommendation and accepted the settlement agreement that was made with Mr. Lineberger.

NEW BUSINESS:

ITEM 2

Megan M. Miller, SM-2014-08-0037

Respondent was present and sworn.

Ms. Hartigan stated this case is charging the owner for violation of Section 3.01.04. Staff recommended the Special Master find the respondent in violation of this section and grant 14 days to comply or a fine of \$50.00 per day to begin on the 15th day if not in compliance.

Officer Mark Shepherd testified to the facts of the case.

Megan Miller testified to the facts of the case and submitted photos into evidence.

Special Master Charles Johnson found the respondent in violation of Section 3.01.04 and granted 14 days to come into compliance or to request a variance or a fine of \$50.00 per day to begin on the 15th day.

ITEM 3

Ellen L. Bailey, SM-2014-07-0115

Respondent was not present.

Serene Greene was present and stated that she is now the owner of the property.

Ms. Hartigan stated this case is charging the owner for violation of Section 14.14.03. Staff recommended the Special Master find the respondent in violation of this section and grant 14 days to comply or a fine of \$50.00 per day to begin on the 15th day if not in compliance.

The file was entered into evidence.

Special Master Charles Johnson found the respondent in violation of Section 14.14.03 and granted 14 days to come into compliance or a fine of \$50.00 per day to begin on the 15th day.

ANIMAL SERVICES

NEW BUSINESS:

ITEM 5

Ralph & Sean Requena, SM-AS-1215-14

Respondents were not present.

Ms. Hartigan stated this case is charging the owner for violation of Section 4-27. Staff recommended the Special Master find the respondent in violation of this section and imposes a fine of \$500.00.

Officer Denise William testified to the facts of the case.

Complainant, Hunter Boice, was sworn and testified to the facts of the case.

Special Master Charles Johnson accepted staff's recommendations.

ITEM 6

Matthew Evans, SM-AS-1216-14

Respondent was present and sworn.

Ms. Hartigan stated this case is charging the owner for violation of Section 4-27. Staffs recommended the Special Master find the respondent in violation of this section and impose a reduced fine in the amount of \$1,150.00.

Officer Denise Williams testified to the facts of the case.

Complainant, Suzanne Bogan, was sworn and testified to the facts of the case.

Matthew Evans testified to the facts of the case. Mr. Evans denied the allegations.

Kenneth Ewan was sworn and testified to the facts of the case.

Officer Williams was recalled to testify.

The file was entered into evidence.

Special Master Charles Johnson found the respondent in violation of Section 4-27 & Section 4-28 and ordered the respondent pay a fine in the amount of \$550.00 within 6 months.

ITEM 7

Terri & Ted Poe, SM-AS-1217-14

Terri Poe was present and sworn.

Ms. Hartigan stated this case is charging the owners for violation of Section 4-27 and Section 4-28. Staffs recommended the Special Master find the respondents in violation of these sections and impose a fine in the amount of \$2,650.00.

Officer Denise Williams testified to the facts of the case.

Complainant, Stephen Taylor, was sworn and testified to the facts of the case.

Terri Poe testified to the facts of the case and stated she accepted responsibility for her dog's actions and has paid for all medical bills.

Special Master Charles Johnson found the respondents in violation of Section 4-27 and Section 4-28 and ordered the respondent to pay a fine in the amount of \$1,500.00 within 6 months.

ITEM 8

Debbie Payne, SM-AS-1163-14

Respondent was present and sworn.

Ms. Hartigan stated this case is charging the owner for violation of Section 4-27 and Section 4-28. Staff recommended the Special Master find the respondent in violation of these sections and impose a reduced a fine in the amount of \$1,150.00.

Officer Gerry Hodge testified to the facts of the case.

Complainants, Cindy and Cedric Dunn were sworn and testified to the facts of the case.

Witnesses, Bryan and Renee Cole were sworn and testified to the facts of the case.

Officer Laura Norton testified to the facts of the case.

Debbie Payne testified to the facts of the case, and admitted to the fact that her dogs were loose. Ms. Payne stated that she has rehomed one dog and repaired the fence. Ms. Payne denied the allegation that her dog attacked another dog.

Special Master Charles Johnson found the respondent in violation of Section 4-28 and Section 4-28 and ordered the respondent to pay a fine in the amount of \$800.00 within 60 days.

Respondent stated she will be appealing this judgment.

ITEM 10

Racheal Bernier, SM-AS-1164-15

Respondent was not present.

Ms. Hartigan stated this case is charging the owner for violation of Section 4-40. Staffs recommended the Special Master find the respondent in violation of this section and impose a reduced fine in the amount of \$250.00.

Officer Gerry Hodge testified to the facts of the case.

Special Master Charles Johnson found the respondent in violation of Section 4-40 and ordered the respondent to pay a fine in the amount of \$250.00 within 30 days.

ITEM 11

Patrick Borse, SM-AS-1165-15

Respondent was present and sworn.

Ms. Hartigan stated this case is charging the owner for violation of Section 4-28. Staffs recommended the Special Master find the respondent in violation of this Section and impose a fine in the amount of \$1,000.00.

Officer Gerry Hodge testified to the facts of the case.

Complainant, Cheryl Smith, was sworn and testified to the facts of the case and stated that respondent has paid all medical bills.

Patrick Borse testified to the facts of the case.

Witness, Christopher Seefelt, was sworn and testified to the facts of the case.

Witness, Eric Smith, was sworn and testified to the facts of the case.

Special Master Charles Johnson ordered that this case be dismissed.

ITEM 12

Justin Karrels, SM-AS-1166-15

Respondent was present and sworn.

Ms. Hartigan stated this case is charging the owner for violation of Section 4-28. Staffs recommended the Special Master find the respondent of this section and impose a fine in the amount of \$2,500.00.

Officer Gerry Hodge testified to the facts of the case.

Complainant, Bob Gentes, was sworn and testified to the facts of the case and requests that the case be dismissed. Mr. Gentes stated that the respondent has made repairs and reimbursements.

Special Master Charles Johnson found the respondent in violation of Section 4-28 and ordered the respondent to pay a fine in the amount of \$250.00 within 30 days.

ITEM 13

Amy Bustos, SM-AS-1173-15

Respondent was not present.

Ms. Hartigan stated this case is charging the owner for violation of Section 4-27 and Section 4-41. Staff recommended the Special Master find the respondent in violation of these sections impose a reduced fine in the amount of \$1,000.00.

Officer Gerry Hodge testified to the facts of the case.

Special Master Charles Johnson found the respondent in violation of Section 4-27 and Section 4-41 and ordered the respondent to pay a fine in the amount of \$1,000.00 within 30 days.

ITEM 14

Leah Morgan, SM-AS-1223-14

Respondent was not present.

Ms. Hartigan stated this case is charging the owner for violation of Section 4-27. Staffs recommended the Special Master find the respondent in violation of this section and impose a reduced fine in the amount of \$150.00.

Officer Reagan Ivers testified to the facts of the case.

Complainant, Jerry Crawford was sworn and testified to the facts of the case.

Special Master Charles Johnson found the respondent in violation of Section 4-27 and ordered the respondent to pay a fine in the amount of \$150.00 within 30 days.

ITEM 15 & 16

Dustin Dundore, SM-AS-0852-14 & SM-AS-0855-14

Respondent was present and sworn.

Ms. Hartigan stated these cases are charging the owner for violation of Section 4-27 and Section 4-28. Staffs recommended the Special Master find the respondent in violation of these sections and impose a fine in the amount of \$3,650.00.

The file was entered into evidence.

Officer Sharon Beardsley testified to the facts of the case.

Officer Laura Norton testified to the facts of the case.

Complainant, Gordana Dinello, was sworn and testified to the facts of the case.

Attorney Stewart Jacobson cross-examined Ms. Dinello.

Witness, Milagros Ivette James was sworn and testified to the facts of the case.

Dustin Dundore testified to the facts of the case and admitted that his dog jumped the fence.

Officer Sharon Beardsley was recalled to testify.

Special Master Charles Johnson found the respondent in violation of Section 4-27 and Section 4-28 and ordered the respondent to pay a fine in the amount of \$1,500.00 within 180 days.

ITEM 17

Susan Craine, SM-AS-0856-14

Respondent was present and sworn.

Ms. Hartigan stated this case is charging the owner for violation of Section 4-27 and Section 4-28. Staffs recommended the Special Master find the respondent in violation of these sections and impose a reduced fine in the amount of \$2,650.00.

Officer Sharon Beardsley testified to the facts of the case.

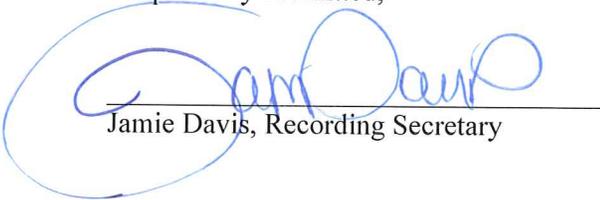
Complainant, Leta Collins was sworn and testified to the facts of the case.

Susan Craine testified to the facts of the case.

Special Master Charles Johnson found the respondent in violation of Section 4-27 and Section 4-28 and ordered the respondent to pay a fine in the amount of \$1,500.00 within 6 months.

As there was no further business, meeting was adjourned at 1:15 PM

Respectfully submitted,



Jamie Davis, Recording Secretary