

**BOARD OF ADMINISTRATIVE APPEALS
ADMINISTRATIVE REVIEW PANEL**

**Council Chambers
200 "H" Street**

**JULY 6, 2017
3:00 P.M.**

3:00 P.M. ROLL CALL Deborah Simpson, Chairperson
Frederick Rouse, Vice Chairperson
Andrew Schleder
Ademuyiwa "Ade" Adeyemi
April Ussam-Lemmons
Alternate Vacancy

PLEDGE OF ALLEGIANCE

1. CONSENT CALENDAR

- A.** APPROVAL OF ADMINISTRATIVE APPEALS MEETING MINUTES FOR JUNE 1, 2017

Recommended Action: Motion to approve the minutes

STAFF REPORT

- B.** APPROVAL OF THE LEVY OF SPECIAL ASSESSMENTS ON CERTAIN PROPERTIES FOR UNPAID ADMINISTRATIVE CITATIONS & ABATEMENTS FOR THE MONTH OF MAY 2017

Recommendation: The Board of Administrative Appeals shall confirm each assessment and the amount thereof, as proposed or as corrected and modified, and order it assessed against the property. The Board shall also direct that the same be recorded with the Contra Costa County Recorder's Office and thereafter the assessment shall constitute a special assessment and lien against the property.

STAFF REPORT

2. **REGULAR AGENDA**

STAFF REPORT

OATH for all intending to testify

- A. **CITATION NO. 32003** – APPEAL OF ADMINISTRATIVE CITATION ISSUED REGARDING [§6-1.501(J)] TETHER OF THREE (3) DOGS FOR JERRY OVERMYER, 2201 CHICKIE STREET, ANTIOCH, CA

PUBLIC COMMENTS—*Only unagendized issues will be discussed during this time*

STAFF REPORT

WRITTEN/ORAL COMMUNICATIONS

ADJOURNMENT

Notice of Availability of Reports

This agenda is a summary of the discussion items/actions proposed to be taken by the Board of Administrative Appeals. Materials provided regarding the agenda items will be available at the following website: <http://www.ci.antioch.ca.us/CityGov/Agendas/default.asp> or at the City Clerk's Office located on the 3rd floor of City Hall, 200 H Street, Antioch, CA 94509, Monday through Friday, 8:30 a.m. to 4:30 p.m., for inspection and copying (for a fee). Copies are also made available at the Antioch Public Library for inspection. The meetings are accessible to those with disabilities. Auxiliary aides will be made available for persons with hearing or vision disabilities upon request in advance at (925) 779-7009 or TDD (925) 779-7081.

Notice of Opportunity to Address the Committee

The public has the opportunity to address the Board on each agenda item. To address the Board, fill out a yellow Speaker Request form, available on each side of the entrance doors, and place in the Speaker Card Tray. This will enable us to call upon you to speak. Each speaker is limited to not more than 3 minutes. Comments regarding matters not on this Agenda may be addressed during the "Public Comments" section on the agenda. No one may speak more than once on an agenda item or during "Public Comments".

PLEASE TURN OFF CELL PHONES BEFORE ENTERING COUNCIL CHAMBERS.

**BOARD OF ADMINISTRATIVE APPEALS
ADMINISTRATIVE REVIEW PANEL**

**Regular Meeting
3:00 P.M.**

**June 1, 2017
Council Chambers**

Chairperson Simpson called the meeting to order at 3:03 P.M. on Thursday, June 1, 2017 in the Council Chambers.

ROLL CALL:

Present: Board Members Adeyemi, Schleder, Ussam-Lemmons, Rouse and Chairperson Simpson

Staff Present: Interim City Attorney, Elizabeth Perez
City Clerk, Arne Simonsen
Director of Community Development, Forest Ebbs
Code Enforcement Manager, Curt Michael
Code Enforcement Officer, Justine Sidie
Code Enforcement Officer, Taylor Lopez
Code Enforcement Assistant, Denise Skaggs
Minutes Clerk, Kitty Eiden

PLEDGE OF ALLEGIANCE

Chairperson Simpson led the board, staff and public in the Pledge of Allegiance.

1. CONSENT CALENDAR

A. APPROVAL OF ADMINISTRATIVE APPEALS MINUTES FOR MAY 4, 2017

On motion by Board Member Rouse, seconded by Board Member Ussam-Lemmons, the Board of Administrative Appeals unanimously approved the minutes of May 4, 2017.

B. APPROVAL OF THE LEVY OF SPECIAL ASSESSMENTS ON CERTAIN PROPERTIES FOR UNPAID ADMINISTRATIVE CITATIONS & ABATEMENTS FOR THE MONTH OF MARCH AND APRIL 2017.

Code Enforcement Assistant, Denise Skaggs presented the staff report dated May 18, 2017 and updated June 1, 2017. She reported that several Citations Abatements had been paid since the staff report was published and outstanding receivables against properties for the months of March and April were reduced to \$1790.00.

On motion by Board Member Adeyemi, seconded by Board Member Schleder, the Board of Administrative Appeals members unanimously confirmed each assessment and the amount thereof, as proposed or as corrected and modified, and order it assessed against the property (attachment "A"). The Board directed that the same be recorded with the Contra Costa County

Recorder's Office and thereafter the assessment shall constitute a special assessment and lien against the property. Total amount of receivables against properties \$1,790.

Interim City Attorney Perez gave brief introductory comments and explained the manner in which the proceedings would be conducted.

City Clerk Simonsen administered the Oath for all persons present intending to testify on the appeal.

2. REGULAR AGENDA

A. CASE NO. CD1701-026/ APN NO. 065-110-007 – APPEAL NOTICE OF VIOLATION ISSUED TO JOE BOSMAN FOR PROPERTY ADDRESS LOCATED AT 701 WILBUR AVENUE, ANTIOCH CA

Chairperson Simpson opened the public hearing.

Code Enforcement Sidie presented the staff report dated April 25, 2017 recommending the Board of Administrative Appeals uphold the Notice of Violation issued to Joe Bosman for violations of the Antioch Municipal Code 9-5.3830.

APPELLANT

Joe Bosman, Appellant, thanked the Board of Administrative Appeals for serving the citizens of Antioch. He stated the staff report was misleading and explained he had purchased the property in 2000, at which time; the land had debris, abandoned vehicles/equipment and general neglect. He reported that prior to purchasing the land; the City approved his intent to locate a cabinet shop on the property, at which time, the Planning Director agreed that the use was non-conforming and allowed the use to take place. He noted existing uses also continued on the site including a duplex rental unit, ranch-hand 4 door entry rental unit, recreational vehicle rental spaces, material storage units and general engineering. He further noted the property was representative of a workforce property and his tenants were Veterans, retired and low income residents of good character. He reported a 126-unit affordable housing project had been approved by Council for the property; however, some issues needed to be resolved with the City Attorney which was ongoing and would take approximately 1-2 years. He provided the Board with a packet of information (78 pages and 13 photos) in support of his appeal.

REBUTTALS

Code Enforcement Sidie reminded the Board that the current violations on the property were for the use of recreational vehicles as temporary residences and parking/storage of motor vehicles on the property. She noted that the appellant had demonstrated that the recreational vehicles were parked on an improved surface.

Joe Bosman, responded that he had outlined the code and responses to the code in the information presented to the Board. He reiterated that the property was historically and

continually utilized, as it was today. He stated he was helping the City and the reason this came forward was due to an undesirable tenant who had become vindictive.

Chairperson Simpson closed the public hearing.

The Board took approximately 40 minutes to review materials submitted by Mr. Bosman.

City Clerk Simonsen reported the City Clerk's office had not received the packet of information provided by Mr. Bosman in advance of this meeting. He stated any questions Board Members had regarding the documents could be directed to Mr. Bosman.

City Clerk Simonsen administered the Oath to Director of Community Development Ebbs.

In response to Board Member Adeyemi, Director of Community Development Ebbs explained the determination regarding whether this was a legal non-conforming use was not before the Board this afternoon and was an issue for the Planning Commission to consider.

Interim City Attorney Perez added that at this time, the Board was considering whether the notice of violation would stand and if it was appropriately issued.

In response to Chairperson Simpson, Director of Community Development Ebbs clarified that no citations had been issued; the matter before the Board was the Notice of Violation for the recreational vehicles and parking/storage of vehicles on the property.

In response to Board Member Rouse, Code Enforcement Officer Sidie responded that Mr. Bosman had indicated that a unit had been converted to a residential unit. She explained the property owner typically received 10 calendar days to conform; however, Mr. Bosman was given more time because there were multiple violations.

City Clerk Simonsen administered the Oath to Code Enforcement Manager Michael.

Code Enforcement Manager Michael clarified that typically violations of the municipal code were provided 10 days to comply; however, they had extended the deadline for Mr. Bosman based upon the volume of violations. Speaking to the building code violations, he noted they typically provided 30-60 days to correct and explained violations for this matter were issues related to obtaining building code permits and meeting with the Planning Department advising of the condition of the property. He stated extending the timeline for compliance was up to the discretion of the Code Enforcement Officer provided that there was a reasonable explanation. He reported that staff had met with Mr. Bosman on numerous occasions to conduct progress inspections.

Chairperson Simpson declared a recess at 4:13 P.M. The meeting reconvened at 4:23 P.M. with all Board Members present.

Board Member Rouse thanked the appellant for providing detailed information regarding his appeal and for improving the situation of blight.

In response to Board Member Rouse, Mr. Bosman stated that perhaps he did not have a clear understanding of what the violation was issued for as many things were going on with the property and use permits were involved and expensive. He stated they were prepared for the developer to move forward with a project for the property and they had backed out at the last minute due to mello roos taxes. He reported he intended to make improvements to the portion of the property he retained, which could have 25-units in addition to the 126-units Council had approved. He stated when he received the citation regarding meters and other details, there may be things that were not quite right, but he had done what he could by obtaining 11 permits and submitting applications to Council.

Board Member Rouse stated the Board could only rule on whether representatives from the City had issued appropriate documentation and there was a limited scope for the Board to consider.

Board Member Ussam - Lemmons thanked the appellant for providing documentation, being an asset to the community and providing housing for Veterans. She questioned if any vehicles or recreational vehicles on the property were parked on an unimproved surface.

Mr. Bosman responded Building Official Boccio confirmed that the subsurface was acceptable as an improved surface.

Board Member Ussam-Lemmons questioned if the meters were authorized and the appellant had obtained the permits required.

Mr. Bosman reported he had pulled 11 permits over the years and one of the permits was for replacement of the main electrical service coming into the shop. He stated at the request of Code Enforcement, he had obtained another permit and he would apply for an additional permit, if it was necessary.

In response to Board Member Ussam-Lemmons, Mr. Bosman indicated that there were recreational vehicles parked on the property that were being occupied as dwelling units.

In response to Board Member Schleder, Mr. Bosman stated he had purchased the property in 2000, at which time there were 3-4 recreational vehicles on site. He noted it was a workforce housing parcel that he had improved. He stated he had not added any structures that were not permitted and he had followed the intent of the property. He explained that he had provided photos of the historical use of the property. He reiterated that he had obtained 11 permits, 2 development applications and had been cooperative as well as forthright with the City.

In response to Chairperson Simpson, Mr. Bosman stated there were people living in the recreational vehicles on the property and there were no designated parking spaces; however, he had places in mind and there were fences/partitions so people were aware of where to stay.

In response to Board Member Ussam-Lemmons, Code Enforcement Officer Sidie stated there were no health and safety violations on the property as the violation were for the temporary or permanent use of recreational vehicles and unpermitted structures.

Chairperson Simpson stated the Board was voting on the 3 items on the notice of violations.

Board Member Schleder disclosed that former Building Inspector Griebing was a friend of his family and that issue would not affect his decision regarding the appeal.

City Clerk Simonsen reported that former Building Inspector Griebing had left the City several years ago.

Board Member Rouse stated the City needed to write citations for violations of the municipal code; however, he sympathized with the appellant and although he would have to vote a certain way, it did not indicate he felt that way.

Board Member Ussam-Lemmons agreed and discussed the importance of residents complying with City codes. She noted that whatever the outcome of the hearing, she wanted Mr. Bosman not to feel as though the Board was undermining his dedication to City and further noted that it was appreciated.

A motion was made by Board Member Rouse and seconded by Board Member Schleder to uphold the appeal. The motion failed by the following vote:

Ayes: Rouse

Noes: Adeyemi, Schleder, Ussam-Lemmons, Simpson

On motion by Chairperson Simpson, seconded by Board Member Schleder, the Board of Administrative Appeals denied the appeal and upheld the violation. The motion carried the following vote:

Ayes: Schlder, Ussam-Lemmons, Simpson

Noes: Adeyemi, Rouse

PUBLIC COMMENTS - None

WRITTEN/ORAL COMMUNICATIONS

City Clerk Simonsen announced former alternate Board Member Ussam-Lemmons had been appointed by Council to the full Board Member vacancy and there was currently a vacancy for the alternative member of the Board of Administrative Appeals. He announced applications were available in City Hall on the City Clerks and Deputy City Clerks counters and on the City's website.

ADJOURNMENT

Chairperson Simpson adjourned the Administrative Board of Appeals meeting at 4:44 P.M. to the next regularly scheduled meeting on July 6, 2017.

Respectfully Submitted,

Kitty Eiden, Minutes Clerk

**STAFF REPORT TO THE BOARD OF ADMINISTRATIVE APPEALS FOR
CONSIDERATION AT THE HEARING ON July 6, 2017**

Prepared by: Curt Michael, Code Enforcement Manager

CM

Date: June 20, 2017

Subject: Approval of the Levy of Special Assessments on Certain Properties for Unpaid Administrative Citations & Abatements for the Month of May, 2017

RECOMMENDATION

The Board of Administrative Appeals shall confirm each assessment and the amount thereof, as proposed or as corrected and modified, and order it assessed against the property (Attachment "A"). The Board shall also direct that the same be recorded with the Contra Costa County Records Office and thereafter the assessment shall constitute a special assessment and lien against the property.

FISCAL IMPACT

The action will enable the City of Antioch to collect outstanding receivables against properties for the month of May, in the amount of **\$5,210.00**

BACKGROUND INFORMATION

Pursuant to Antioch Municipal Code §1-5.09 the City may collect any past due Administrative Citation fines, Abatements or late payment charges by use of special assessment liens and all action for recovery of money.

A Notice of Intent to Record Lien was sent to each property owner who is entitled to notice reflecting the property address directly connected to conditions or activities on the subject real property, assessors parcel number, the municipal code violation, administrative citation fine and copy of the administrative citations.

ATTACHMENT

A: List of assessments

CITATIONS ABATEMENTS FOR BOARD OF APPEALS - JULY 6, 2017
ATTACHMENT A

AR	Case	APN	Amount	Site Address	Owner last	Owner first	Mailing address	Paid
AR148811	CE1609-072	056-140-007	\$310.00	5021 WAGON WHEEL WAY	BARNA	EUGEN	5021 WAGON WHEEL WAY	
AR148854	CE1609-072	056-140-007	\$750.00	5021 WAGON WHEEL WAY	BARNA	EUGEN	5021 WAGON WHEEL WAY	
AR148808	CD1608-098	066-211-003	\$310.00	1012 W 8TH ST	HECKMAN	JOE A.	1012 W 8TH ST	
AR148810	CD1608-098	066-211-003	\$310.00	1012 W 8TH ST	HECKMAN	JOE A.	1012 W 8TH ST	
AR148809	CD1608-098	066-211-003	\$750.00	1012 W 8TH ST	HECKMAN	JOE A.	1012 W 8TH ST	
AR148846	CD1704-043	076-576-010	\$750.00	2437 REDWOOD DR	HSBC BANK		2437 REDWOOD DR	
AR148847	CD1704-043	076-576-010	\$310.00	2437 REDWOOD DR	HSBC BANK		2437 REDWOOD DR	
AR148849	CD1609-015	076-432-032	\$1,300.00	2511 DELTA FAIR BLVD	LONGS		1 CVS DR, WOONSOCKET, RI	
AR148812	CE1703-030	068-623-028	\$420.00	629 CASTLE CT	ROBERTS	TYLER J.	629 CASTLE CT	
TOTAL			\$5,210.00					

STAFF REPORT TO THE BOARD OF ADMINISTRATIVE APPEALS FOR CONSIDERATION AT THE APPEAL HEARING OF JULY 6th, 2017

PREPARED BY: Cat Cottle, Animal Control Officer
DATE: June 28, 2017
SUBJECT: Appeal of Citation regarding Tethering
Antioch Municipal Code § 6-1.501 (J) (1)

REQUEST:

Appellant Overmeyer requested a hearing to appeal a citation issued on June 1st, 2017, citing a violation of Antioch Municipal code § 6-1.501 (J) (1) which determines that;

"It is unlawful for a person owning an animal to do any of the following. A violation of this section is also a public nuisance, under § 1-2.01(D):

(I) **Allow an animal to be tethered or leashed on any street or other public place unattended, except temporary tethering or leashing (or tying in an appropriate and safe place) as the owner enters a store or public place for a specific purpose. In no case shall the temporary tethering exceed 15 minutes;** (see Health and Safety Code § 122335; Penal Code § 597t.)

(J) Tether, fasten, chain, tie or restrain a dog to a dog house, tree, fence or other stationary object for any longer than three hours in a 24-hour period, except:

(1) To a running line, pulley, or trolley system (without a choke or pinch collar);

BACKGROUND INFORMATION:

Parties Involved:

Dogs Involved:	"Buttercup", "Scruntie", "Buster"
Dog Owner:	Joe Overmeyer, (per license)

2A.WEB
07-06-17

APPEAL:

The tethered dogs are not connected to a fixed point.

VIOLATIONS:

6-1.501

It is unlawful for a person owning an animal to do any of the following. A violation of this section is also a public nuisance, under § 1-2.01(D):

(I) **Allow an animal to be tethered or leashed on any street or other public place unattended, except temporary tethering or leashing (or tying in an appropriate and safe place) as the owner enters a store or public place for a specific purpose. In no case shall the temporary tethering exceed 15 minutes;** (see Health and Safety Code § 122335; Penal Code § 597t.)

(J) Tether, fasten, chain, tie or restrain a dog to a dog house, tree, fence or other stationary object for any longer than three hours in a 24-hour period, except:

- (1) To a running line, pulley, or trolley system (without a choke or pinch collar)

CORRECTIVE MEASURES TAKEN:

Mr. Overmeyer added a spring to his fixed tethers and was informed that this is not compliant with the running line, pulley or trolley system suggested per Municipal Code 6-1.501 (J) (1) that will allow a dog to safely move while tethered. The purpose of the running line, pulley or trolley system is that no lines are obstructing the dog's movement or the movement of any other person or animal nearby.

RECOMMENDATION:

It is felt that Mr. Overmeyer was given ample opportunity and time to implement the correct running line, pulley or trolley system that would fall in compliance with Municipal Code 6-1.501 (J) (1) or to construct a kennel or reinforce/fix the fences at his property to allow his dogs to be off tethers.

Therefore it is Staff recommendation to deny the appeal and uphold the citation for unlawful tethering of three (3) dogs at 2201 Chickie Street with a further recommendation to be in compliance with Municipal Code 6-1.501 (J) (1).

SUPPLEMENTAL ATTACHMENTS;

Antioch Municipal Code

Proposed Decision

Emails from R/P Scott regarding tethered dogs

Photos from R/P Scott

Event 16-119858

Activity Report for 2-1-17 Event 17-011350

Photos from Officer Cottle

Citation 32331 for No Licenses & Tethering

Current License information for 3 dogs

Activity Report for 4-27-17 Event 17-036613

Citation 32003 for Tethering

Past Licensing information for 3 dogs

It is unlawful for a person owning an animal to do any of the following. A violation of this section is also a public nuisance, under § [1-2.01](#)(D):

(I) **Allow an animal to be tethered or leashed on any street or other public place unattended, except temporary tethering or leashing (or tying in an appropriate and safe place) as the owner enters a store or public place for a specific purpose. In no case shall the temporary tethering exceed 15 minutes;** (see Health and Safety Code § 122335; Penal Code § 597t.)

(J) Tether, fasten, chain, tie or restrain a dog to a dog house, tree, fence or other stationary object for any longer than three hours in a 24-hour period, except:

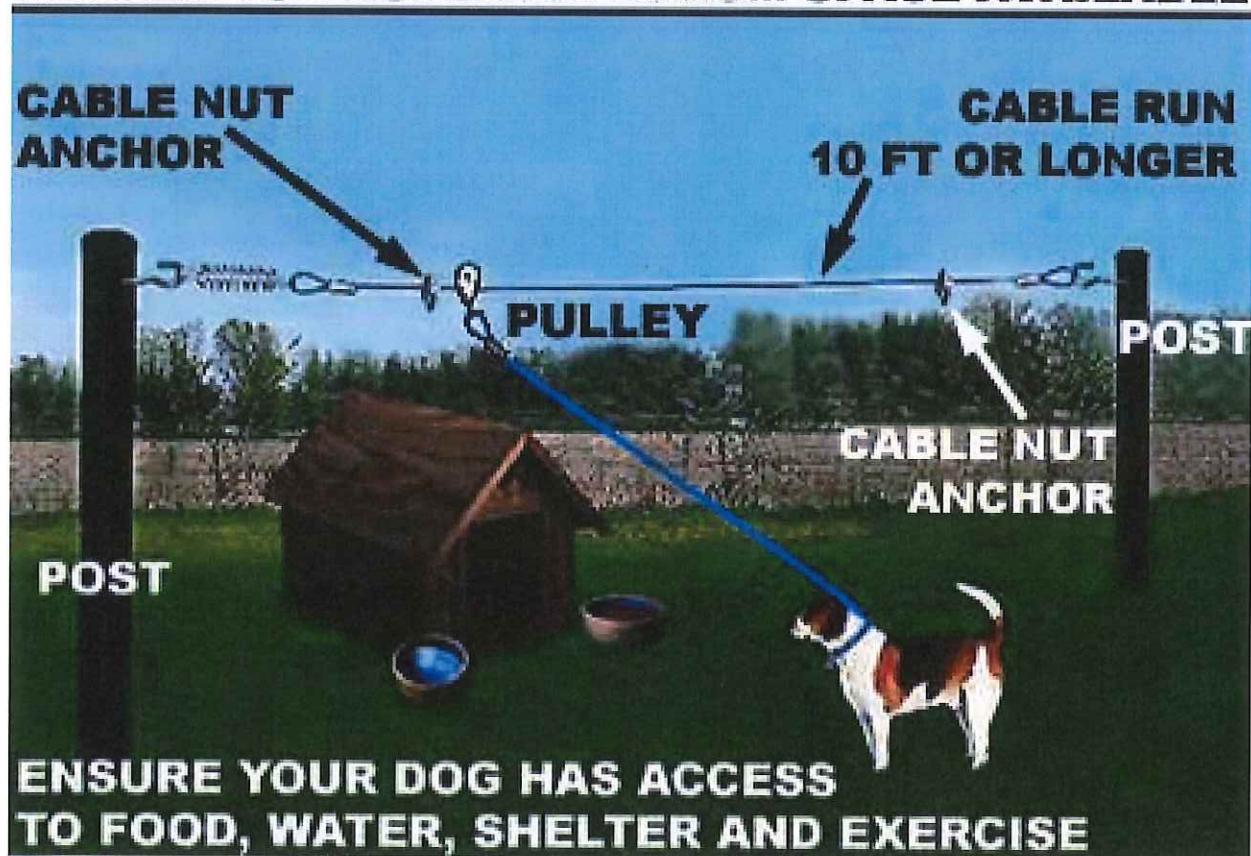
(1) To a running line, pulley, or trolley system (without a choke or pinch collar);

Proposed Decision;

It is Staff recommendation to deny the appeal and uphold the citation for unlawful tethering of three (3) dogs at 2201 Chickie Street with a further recommendation to be in compliance with Municipal Code 6-1.501 (J) (1).

The purpose of the running line, pulley or trolley system is that no lines are obstructing the dog's movement or the movement of any other person or animal nearby.

TETHER TO PROVIDE MAXIMUM SPACE AVAILABLE



Gipson, Sabrina

From: Helgemo, Monika
Sent: Wednesday, January 18, 2017 7:44 AM
To: Gipson, Sabrina
Subject: FW: 2201 Chickie Street dogs
Attachments: 12-13-16 dog tethered to ground-cable-spring-spike-harness.JPG

Where are we with this complaint?

Monika Helgemo
Supervisor of Animal Services
300 L Street
Antioch Ca. 94509
925-779-6990 Office
925-779-6992 Fax
mhelgemo@ci.antioch.ca.us

From: Scott Cook [REDACTED]
Sent: Thursday, December 15, 2016 6:47 PM
To: Helgemo, Monika
Subject: [REDACTED] Chickie Street dogs

Dear Ms. Helgemo,

An Officer Gibbs left a message on my phone Tuesday at 8:42 saying that she had a question about the chained up dogs. I received & returned her call at 13:50 leaving her a message that I returned her call.

The only thing that has changed at [REDACTED] Chickie Street is that Jerry Overmyer has added a large spring, by attaching the cable to the spring to a steel spike in the ground (see attached photo taken Tuesday 12/13). The 3 dogs are still not attached to a running line, pulley, or trolley system as defined in Article 5:J(1). As all 3 dogs are still tethered with cables & harnesses to ground spikes 24-7 at their same locations & **are still constantly barking**. FYI the sole purpose of Overmyers' 3 pitbulls are to be aggressive & to bark, as they are guarding his marijuana that he is cultivating in his green house covered in white plastic. Possibly written notices of his violations for tethered/barking & his likely unlicensed dogs may get his attention? Though even a written notice of his violations is doubtful to cause him into much, if any, real action unless he receives an administrative citation, and or civil fines, etc.

I wish I knew of the following laws years ago....as I would have reported it then.

ARTICLE 5: ANIMALS: PROHIBITIONS AND REQUIREMENTS

§ 6-1.501 UNLAWFUL ACTS.

It is unlawful for a person owning an animal to do any of the following. A violation of this section is also a public nuisance, under § [1-2.01\(D\)](#):



Gipson, Sabrina

From: Helgemo, Monika
Sent: Tuesday, April 25, 2017 10:11 AM
To: Gipson, Sabrina; Cottle, Catriona
Subject: FW: Dogs STILL CHAINED UP & BARKING 24/7/365 at 2221 Chickie Street
Attachments: young female chained 946am.JPG; young female chained 1308pm.JPG; young female chained 1917pm.JPG; Buster & old female chained 947am.JPG

Lets deal with this real soon!!

Monika Helgemo
Supervisor of Animal Services
300 L Street
Antioch Ca. 94509
925-779-6990 Office
925-779-6992 Fax
mhelgemo@ci.antioch.ca.us

From: Scott Cook [scottcook@antioch.ca.us]
Sent: Sunday, April 23, 2017 12:12 PM
To: Helgemo, Monika
Subject: Dogs STILL CHAINED UP & BARKING 24/7/365 at 2221 Chickie Street

Hi Monika,

It has been 5 months since I'd first notified animal services that Jerry Overmyer has his 3 constantly barking pitbull dogs chained up 24/7 at their same positions near their dog-houses at 2221 Chickie Street. I still haven't heard nor seen any the dogs permanently off of their chains since he was given a notice of violation to get the dogs off of their chains by February 11, 2017. I also hope he also doesn't ignore his notice of 2/11/17 to have his aggressive dogs vaccinated for rabies & actually gets them licensed. As not only are the dogs suffering by being chained up in their conditions, the community is also suffering from their constant barking. Since his aggressive dogs are likely still not vaccinated for rabies, they can also become public hazard should they bite someone.

Attached are more dated & time stamped photo's. Though the 2 older dogs are not always viewable/photographical from my yard, they were chained up the entire time that I took these sequential photo's of the young female from 946am to 1917pm. Whatever story Overmyer tells your ASO's, the dogs are very rarely set loose & if they are set loose it is not for very long (maybe 5-10 minutes), as he spends very little time with them other than giving them food & water. As you know, this is a terrible life from the dogs point of view as they are in a dogs prison with food & water rations.

Sincerely,
Scott Cook









Gipson, Sabrina

From: Helgemo, Monika
Sent: Tuesday, May 30, 2017 8:36 AM
To: Gipson, Sabrina; Cottle, Catriona
Subject: FW: Dogs STILL CHAINED UP & BARKING 24/7/365 at 2200 Chickie Street
Attachments: Young Female chained & barking May 28 - 1431 pm (2).JPG; Young Female chained & barking May 28 - 1431 pm (3).JPG; Young Female chained & barking May 28 - 1431 pm (4).JPG; Young Female chained & barking May 28 - 1431 pm (1).JPG

Fyi:

Monika Helgemo
Supervisor of Animal Services
300 L Street
Antioch Ca. 94509
925-779-6990 Office
925-779-6992 Fax
mhelgemo@ci.antioch.ca.us

From: Scott Cook [REDACTED]
Sent: Monday, May 29, 2017 5:56 PM
To: Helgemo, Monika
Subject: Dogs STILL CHAINED UP & BARKING 24/7/365 at 2200 Chickie Street

Jerry Overmyer still has his 3 constantly barking pitbull dogs chained up 24/7 at their same positions near their dog-houses at 2200 Chickie Street. They bark for hours straight, barking day & night. I can barely enjoy being in my own house, on my patio, or in my back yard without hearing these dogs barking. Their barking also keeps me up, or wakes me up at night & they are a nuisance! I still have not heard, nor seen any his dogs permanently off of their chains since he was given a notice of violation to get the dogs off of their chains back in early February. As not only are the dogs suffering by being chained up in their conditions, the community is also suffering from their constant barking. I also hope he also does not ignore his notice to have his aggressive dogs vaccinated for rabies & **gets them licensed.**

Attached are more date & time stamped photo's (my first email had 6 photo's, but the message was too large & it didn't go through). The old male dog Buster was not clearly photographical when I took pictures from my yard, but I could see him through the cracks in his dog house, etc. & that he is also still chained. The 2 females are also still chained to the ground as shown on these photo's. Whatever cockamamie story Overmyer may tell you or your ASO's, his dogs are very rarely set loose, it is not for very long (maybe 5-10 minutes) & definitely not within AMC code parameters & they bark a lot...

If this matter is not rectified soon. Then I will take such up with higher authorities & if nothing changes. I will inform local news agencies about the 3 chained up dogs (=cruelty to animals) & that the owner has known that he has been in violation of City code over six months, that the City cannot remedy & that the dogs sole purposes are to guard this guys marijuana cultivated in his green house.

Sincerely,
Scott Cook









Antioch Police Department
Event Report

Page 1 of 1

Time: 06/21/2017 17:58:49

Event: 16-119858

INCIDENT INFORMATION

Receive Time 11/30/2016 08:49:32	Clear Time 11/30/2016 10:44:20 AM	Call Taker GIPSON, SABRINA ID: 5658	Position AS10977
Classification 1091M	Priority 4	How Receive P	Services Police
Address CHICKIE ST / DELTA FAIR BL, ANTIOCH			
Police Agency PD	District	Beat 3	Station 301

SYNOPSIS

WELFARE CHECK ON 3 PIT BULLS TETHERED 24/7.

DISPOSITIONS

Closing Class ANML	Event Dispo 9	Location	Unit Code	Agency: Case Number PD:	Primary Staff COTTLE, CATRIONA 5686
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UNIT HISTORIES / SUPPLEMENTS

Time 11/30/2016 10:03:28	Unit K3	Status D	Operator MALSOM, STACEY ID: 4045	Position CAD3
Time 11/30/2016 10:04:23	Unit K3	Status 49E	Operator COTTLE, CATRIONA ID: 5686	Position VM765
Time 11/30/2016 10:40:44	Unit K3	Status 97E	Operator COTTLE, CATRIONA ID: 5686	Position VM765
Time 11/30/2016 10:43:41			Operator COTTLE, CATRIONA ID: 5686	Position VM765
Supplement INFORMED JERRY OVERMYER OF LEGALITIES OF TETHERING. HE REQUESTED TO TALK TO SUPER. NOT WILLING TO COMPLY DUE TO FINANCIAL CONSTRAINTS AND HARRASSMENT FROM NEIGHBORS				
Time 11/30/2016 10:44:19	Unit K3	Dissociate Status D		

STAFF

Police Unit K3	Staff COTTLE, CATRIONA ID: 5686
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RESPONSE TIMES

	Event	Police	
Receive	11/30/2016 08:49:32		
Save	11/30/2016 08:50:02		
Dispatch	11/30/2016 10:03:28	11/30/2016 10:03:28	
Enroute	11/30/2016 10:04:23	11/30/2016 10:04:23	
Arrive	11/30/2016 10:40:44	11/30/2016 10:40:44	
Last Clear	11/30/2016 10:44:19	11/30/2016 10:44:19	
No. of Units	1	1	

Antioch Police Department
Event Report

Page 1 of 1

Time: 06/21/2017 17:59:02

Event: 17-011350

INCIDENT INFORMATION

Receive Time 02/01/2017 15:29:14	Clear Time 2/1/2017 4:57:04 PM	Call Taker COTTLE, CATRIONA ID: 5686	Position AS10973
Classification 1091H	Priority 4	How Receive P	Services Police
Address CHICKIE ST / DELTA FAIR BL, ANTIOCH			
Police Agency PD	District	Beat 3	Station 301

SYNOPSIS

FOLLOW UP CHECK ON DOGS TETHERED TO CHAINS IN BACK YARD - K3 & K4 TO RESPOND. HOMEOWNER IS JERRY OVERMYER

DISPOSITIONS

Closing Class ANML	Event Dispo 9	Location	Unit Code	Agency: Case Number PD:	Primary Staff COTTLE, CATRIONA 5686
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UNIT HISTORIES / SUPPLEMENTS

Time 02/01/2017 16:17:18	Unit K3	Status D	Operator GIRARD, JEANNINE ID: 3951	Position CAD6
Time 02/01/2017 16:41:42	Unit K3	Status 49E	Operator COTTLE, CATRIONA ID: 5686	Position VM765
Time 02/01/2017 16:41:42	Unit K3	Status 97E	Operator COTTLE, CATRIONA ID: 5686	Position VM765
Time 02/01/2017 16:57:03	Unit K3	Dissociate Status 8		

STAFF

Police Unit K3	Staff COTTLE, CATRIONA ID: 5686
	Staff CASTILLO, ALICIA ID: 5701

RESPONSE TIMES

	Event	Police	
Receive	02/01/2017 15:29:14		
Save	02/01/2017 15:30:10		
Dispatch	02/01/2017 16:17:18	02/01/2017 16:17:18	
Enroute	02/01/2017 16:41:42	02/01/2017 16:41:42	
Arrive	02/01/2017 16:41:42	02/01/2017 16:41:42	
Last Clear	02/01/2017 16:57:03	02/01/2017 16:57:03	
No. of Units	1	1	

Activity Card

A17-000163-1 CRUELTY/AG

Priority Level: **DAILY**

Total Animals: 3 Animal Type: DOG

Activity Address: [REDACTED] CHICKIE

Activity Comment: COMPLAINT REGARDING TETHERED DOGS. NO LICENSE. NO RABIES - CITEI

Owner Information:

P506078 JERRY OVERMYER
[REDACTED] BELLE DR
ANTIOCH, CA 94509
NO PHONE

Caller Information:

A519196

Officer: P071779 COTTLE

Clerk: CCOTTLE

Call Date: 02/01/17 08:32 AM

New Date: 02/01/17 08:32 AM

Dispatch Date:

Working Date:

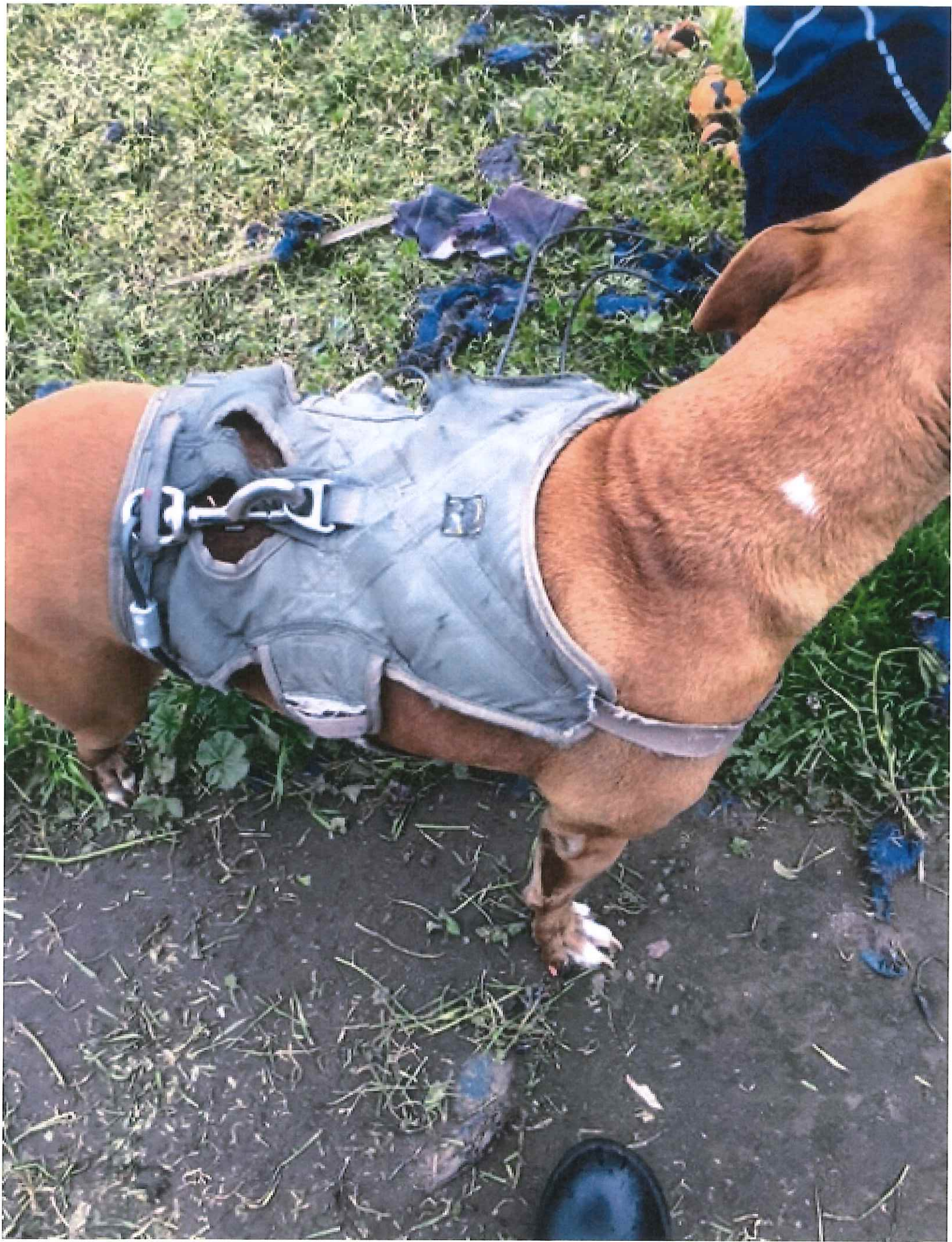
Complete Date: 02/01/17 02:30 PM

Result Codes:

Memos:

02-01-17 Received complaint regarding aggressive pit bulls tied up in back yard.. R/P is aware of the tethering laws and licensing laws. He feels Mr. Overmeyer is in violation of both. I arrived at the home and Mr. Overmeyer was cooperative. He showed me his three dogs. 1 male, 2 females. All were in good health, friendly, not barking. They were tethered. On our last welfare check K2 and I had advised Mr. Overmeyer about correcting the thetethering to be in accordance with the municipal code, which allows an animal to be tethered, but using a pulley system with two fixed points and a free running line which the dog can be tethered to. Mr. Overmeyer showed me that he had modified the ground tethers with a spring that gave the dogs more freedom to move with their cable tethers. He had also bought them special harnesses, so there was no discomfort from being tethered long term. I informed him that these were not adequate, but he insisted it was in compliance with the verbiage of our code. I told him it was not and that the ground tethers could prove to be a hazard to his dogs or anyone who inadvertently ended up in his yard. He was reluctant to agree. He said that if he were to turn his dogs loose that they would end up escaping his yard due to the poor fencing and if they hurt someone's dog or a person then he'd be in more trouble. I suggested he fix the fences, create a safe dog run/kennel for the dogs or incorporate the current tethers into a pulley system that is compliant. Mr. Overmeyer said he doesn't have the money to do that and what he has done he feels should suffice. I issued Mr. Overmeyer with a citation for no license, no rabies and for the tethering. We then discussed the aggressive behavior and barking and Mr. Overmeyer pointed out a large stick with a black shirt attached to it that was leaning on the R/P's side of the fence. He claimed that the R/P uses the stick/shirt to make his dogs bark. Photo attached.







ADMINISTRATIVE
CITATION

Citation # 32331

City of Antioch

- ☐ Police Department - (925) 779-6981
☒ Animal Control - (925) 779-6989
☐ Code Enforcement (NIS) - (925) 779-7042
☐ Neighborhood Improvement Program (NIP) - (925) 779-6166

Date of Violation 2/1/17 Time ☐ AM ☐ PM Day of Week Wednesday
Location of Violation Chickie Street
Citation Issued To (owner/resident/business) Joe Overmyer Date Issued _____
Address if different than violation _____

City Antioch State Ca Zip 94509
Driver's License _____ State _____ DOB _____

Vehicle License _____ State _____ Year _____ Make _____ Model _____ Color _____

You are being issued an Administrative Citation for the above violation(s). Additional violations may result in additional Administrative fines and/or legal action.

- ☐ 1st Violation \$100.00
☐ 2nd Violation \$200.00/\$500.00
☐ 3rd Violation \$500.00/\$1,000.00
- Refer to the back of this citation for information on paying the amount indicated.

AMC Violation Code Section	Description of Violations(s)	Fine Amount(s)
6-1.501 J	Tethering 715mins	\$100 x 3
6-1.401A	No rabies	\$100 x 3
6-1.302A	No licences	\$100 x 3
		\$
		\$
TOTAL DUE:		\$900

Notes:

Issuing Officer Cottle ID number K3 Date 2/1/17

TO AVOID ADDITIONAL CITATIONS, YOU MUST ABATE THE ABOVE VIOLATION(S) ON OR BEFORE:

Questions regarding this citation, call the issuing Department above. Mail payment to:

City of Antioch
Finance Department
P.O. Box 5007
Antioch, CA 94531-5007

To pay in person, the Cashiers are located on the first Floor of City Hall, Third & "H" Streets, Antioch, California
Monday - Thursday - 8:00 a.m. - 5:00 p.m., (subject to change) except holidays.

Person ID

P007119 JERRY OVERMYER 2301 CHICKIE ST ANTIOCH 94509

Animal ID

A501172 BUSTER 13Y DOG M PIT BULL

Tag No

L17-704702

Tag Type

LIC 1

Subtype

S/N

Jurisdiction

Status

CURRENT

Problem Code

Tag Date

02/11/17

Term

12

Tag Exp

10/29/17

Vaccine

ANT150310M

Cert No

Lot No

Lot Exp

Extra1

Vac Date

10/29/14

Term

36

Vac Exp

10/29/17

Vet ID

G000008 ANTIOCH VETERINARY HOSPITAL - 10TH ST 7572233

Batch No

1505021242

LockBox ID

Extra2

Extra3

Extra4

Price

39.00

Receipt No

R17-007005

Person ID

P

Person ID

P007119 JERRY OVERMYER 2301 CHICKIE ST ANTIOCH 94509

Animal ID

A518679 BUTTERCUP 9Y DOG TAN F PIT BULL

Tag No

L17-704703

Tag Type

LIC 1

Subtype

S/N

Jurisdiction

Status

CURRENT

Problem Code

Tag Date

02/11/17

Term

12

Tag Exp

11/04/17

Vaccine

PFZ

Cert No

Lot No

S31050B

Lot Exp

Extra1

Vac Date

11/05/14

Term

36

Vac Exp

11/04/17

Vet ID

G000008 ANTIOCH VETERINARY HOSPITAL - 10TH ST 7572233

Batch No

1603291235

LockBox ID

Extra2

Extra3

Extra4

Price

39.00

Receipt No

R17-007005

Person ID

P

Person ID

P007119 JERRY OVERMYER 2301 CHICKIE ST ANTIOCH 94509

Animal ID

A519196 SCRUNTIE DOG BROWN S PIT BULL

Tag No

L18-802264

Tag Type

LIC SN 2

Subtype

S/N

Jurisdiction

Status

CURRENT

Problem Code

Tag Date

02/11/17

Term

24

Tag Exp

08/16/18

Vaccine

PFZ

Cert No

Lot No

S413131C

Lot Exp

Extra1

Vac Date

08/17/15

Term

36

Vac Exp

08/16/18

Vet ID

G000008 ANTIOCH VETERINARY HOSPITAL - 10TH ST 7572233

Batch No

LockBox ID

Extra2

Extra3

Extra4

Price

33.00

Receipt No

R17-007005

Person ID

P

Antioch Police Department
Event Report

Page 1 of 1

Time: 06/21/2017 17:59:31

Event: 17-036613

INCIDENT INFORMATION

Receive Time 04/27/2017 09:41:50	Clear Time 4/27/2017 10:29:08 AM	Call Taker GIPSON, SABRINA ID: 5658	Position AS10977
Classification 1091H	Priority 4	How Receive P	Services Police
Address CHICKIE ST / DELTA FAIR BL, ANTIOCH			
Police Agency PD	District	Beat 3	Station 301

SYNOPSIS

WELFARE CHECK ON DOGS TETHERED IN BACKYARD.

DISPOSITIONS

Closing Class ANML	Event Dispo 9	Location	Unit Code	Agency: Case Number PD:	Primary Staff GIPSON, SABRINA 5658
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UNIT HISTORIES / SUPPLEMENTS

Time 04/27/2017 09:57:57	Unit K2	Status D	Operator MALSOM, STACEY ID: 4045	Position CAD3
Time 04/27/2017 09:58:08	Unit K2	Status 49E	Operator GIPSON, SABRINA ID: 5658	Position VM765
Time 04/27/2017 10:22:33	Unit K2	Status 97E	Operator GIPSON, SABRINA ID: 5658	Position VM765
Time 04/27/2017 10:27:54			Operator GIPSON, SABRINA ID: 5658	Position VM765

Supplement

ALL 3 DOGS WERE TETHERED WHEN I ARRIVED. NO BARKING HEARD. ALL DOGS WERE TAKEN OFF TETHER AND WERE HAPPILY RUNNING AROUND AND PLAYING WITH ONE ANOTHER. ALL DOGS IN GOOD HEALTH. MY WHOLE VISIT AND WHEN I LEFT THERE WAS NO BARKING HEARD AT ALL. ADVISED OWNER OF PULLY SYSTEM AND LEFT EXAMPLE. NO FURTHER ACTION NEEDED AT THIS TIME.

Time 04/27/2017 10:29:08	Unit K2	Dissociate Status 19
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STAFF

Police Unit K2	Staff GIPSON, SABRINA ID: 5658
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RESPONSE TIMES

	Event	Police	
Receive	04/27/2017 09:41:50		
Save	04/27/2017 09:42:42		
Dispatch	04/27/2017 09:57:57	04/27/2017 09:57:57	
Enroute	04/27/2017 09:58:08	04/27/2017 09:58:08	
Arrive	04/27/2017 10:22:33	04/27/2017 10:22:33	
Last Clear	04/27/2017 10:29:08	04/27/2017 10:29:08	
No. of Units	1	1	

Activity Card

A17-000265-1

CRUELTY/MH

Priority Level: DAILY

Total Animals: 1

Animal Type: DOG

Activity Address: [REDACTED] CHICKIE ST

Activity Comment: COMPLAINT OF DOGS TETHERED ALL DAY AND NIGHT. AND BARKING

Owner Information:

P007119 JERRY OVERMYER

[REDACTED] CHICKIE ST

[REDACTED]

Caller Information:

A025479

Officer: P071780 GIPSON

Clerk: SGIPSON

Call Date: 04/27/17 12:00 AM

New Date: 04/27/17 12:00 AM

Dispatch Date:

Working Date:

Complete Date: 04/28/17 08:08 AM

Result Codes:

Memo:

04/27/17 APPROXIMITLY 1130AM I ARRIVED AT 2201 CHICKIE ST FOR A COMPLAINT OF DOGS TETHERED AS WELL AS BARKING. AS I APPROACHED THE DOOR THE DOG OWNER CAME OUT AND TOOK ME TO SEE THE DOGS. I SEE ONE DOG THROUGH THE FENCE WHO WAS SLEEPING ON TOP OF HIS DOG HOUSE. I HEAR ABSOLUTLEY NO BARKING. AS WE ENTER THE YARD FROM THE SIDE GATE. ONE DOG BARKS ONCE AND THEN STOPS. I SEE ALL THREE DOGS TETHERED IN DIFFERENT AREAS OF THE YARD. I ASK THE DOG OWNER TO TAKE THEM OFF THE TETHER AND HE DID. I PROVIDED HIM WITH A PHOTO OF AN EXAMPLE OF A PULLY SYSTEM THAT IS LEGAL TO HAVE HE DOGS HOOKED UP TO. AS THE DOGS ARE LOOSE IN THE YARD THEY ARE PLAYING WITH ONE ANOTHER AND APPEAR VERY HAPPY AND HEALTHY. MY WHOLE VISIT IN THE BACK YARD THE DOGS DID NOT BARK. I SPEAK TO THE DOG OWNER REGARDING THE TETHERING AND THE BARKING. HE STATES THATS THE DOGS DO NOT BARK UNLESS THE NEIGHBOR BEHIND HIM PROVOKES THEM TO BARK. DOG OWNER ALSO SAYS I COULD SPEAK WITH HIS NEIGHBOR NEXT DOOR AT [REDACTED] CHICKIE STREET. I LEFT THE PROPERTY AND ALL THREE DOGS WALKED WITH ME TO THE GATE AND THEN RAN OFF TO PLAY IN THE YARD. I ASKED THE DOG OWNER IF HE WAS AFFRAID TO KEEP THE DOGS OFF THE TETHER BECAUSE THEY WOULD ESCAPE THE YARD. HE SAID NO, IT IS BECAUSE OF HIS HOME OWNERS INSURANCE FOR HAVING A PIT BULL. HE SAID THE INSURANCE COMPANY REQUIRES TO HAVE THE DOGS SECURED IN TWO DIFFERENT WAYS. I ASKED HIM TO FIND THAT FORM THAT SAYS THAT AND SEND ME A COPY OF IT. AS I WALKED NEXT DOOR TO [REDACTED] CHICKIE THERE WAS NO ANSWER SO I LEFT MY CARD ON THE DOOR. WHEN RETURNED TO THE ANIMAL SHELTER I RECIEVED A CALL FROM KATHY AT [REDACTED] CHICKIE ST. I SPOKE TO HER REGARDING THE COMPLAINTS WE HAVE BEEN RECIEVING REGARDING BARKING AND SHE STATED THAT SHE SLEEPS WITH HER WINDOW OPEN EVERY NIGHT AND SHE HAS NO PROBLEMS WITH ANY BARKING. SOMETIMES WHEN SHE IS IN HER BACKYARD AND THE DOGS START TO BARK SHE SAYS THE DOG OWNER COMES OUTSIDE AND QUIETS THEM DOWN AND THEY ARE QUIET. KATHY ALSO SAYS THAT SHE HAS HEARD THE NEIGHBOR BEHIND THE DOGS YARD PROVOKING THEM BY BANGING ON THE FENCE TO MAKE THEM BARK. DOGS ARE ALL CURRENT ON LICENSE AND RABIES. DOGS WERE OFF TETHER UPON MY DEPARTURE FROM THE RESIDENCE. NO FURTHER ACTION NEEDED AT THIS TIME. SG

ADMINISTRATIVE
CITATION

Citation # 32003

City of Antioch

- ☐ Police Department - (925) 779-6981
☒ Animal Control - (925) 779-6989
☐ Code Enforcement (NIS) - (925) 779-7042
☐ Neighborhood Improvement Program (NIP) - (925) 779-6166

Date of Violation 6-1-17 Time 9:23 ☒ AM ☐ PM Day of Week Thursday

Location of Violation Chickie st

Citation Issued To (owner/resident/business) Jerry Overmeyer Date Issued 6-1-17

Address if different than violation

City Antioch State Ca Zip 94509

Driver's License State DOB

Vehicle License State Year Make Model Color

You are being issued an Administrative Citation for the above violation(s). Additional violations may result in additional Administrative fines and/or legal action.

☒ 1st Violation \$100.00

☐ 2nd Violation \$200.00/\$500.00

☐ 3rd Violation \$500.00/\$1,000.00

Refer to the back of this citation for information on paying the amount indicated.

AMC Violation Code Section	Description of Violations(s)	Fine Amount(s)
6-1.501(5)	Tether	\$ 100.00
6-1.501(5)	Tether	\$ 100.00
6-1.501(5)	Tether	\$ 100.00
		\$
		\$
TOTAL DUE:		\$ 300.00

Dogs have to be removed from tether.

Notes:

Issuing Officer Gibson ID number K2 Date 6-1-17

TO AVOID ADDITIONAL CITATIONS, YOU MUST ABATE THE ABOVE VIOLATION(S) ON OR BEFORE:

Questions regarding this citation, call the issuing Department above. Mail payment to:

City of Antioch
Finance Department
P.O. Box 5007
Antioch, CA 94531-5007

To pay in person, the Cashiers are located on the first Floor of City Hall, Third & "H" Streets, Antioch, California
Monday - Thursday - 8:00 a.m. - 5:00 p.m., (subject to change) except holidays.

owner

Tag/Link - SGIPSON at SHELTER

File Windows Commands Procedures Reports Extras Help

Ready

RENEW ANGIE Angie 2017-02-11 10:12:02.740

Person ID
P007119 JERRY OVERMYER [REDACTED] SHICKIE ST ANTIOCH 94509

Animal ID
A518679 BUTTERCUP 9Y DOG TAN F PIT BULL

Tag No Tag Type Subtype S/N Jurisdiction Status Problem Code
L17-704703 LIC 1 CURRENT

Tag Date Term Tag Exp Vaccine Cert No Lot No Lot Exp Extra1
02/11/17 12 11/04/17 PFZ S31050B

Vac Date Term Vac Exp Vet ID
11/05/14 36 11/04/17 G000008 ANTIOCH VETERINARY HOSPITAL - 10TH ST 7572233

Batch No LockBox ID Extra2 Extra3 Extra4 Price Receipt No
1603291235 39.00 R17-007005

Person ID
P

Animals/Tags Matching Query

Animal ID	Name	Tag No	Status
A509406	BUFFY	L12-202493	RENEWED
A509406	BUFFY	L13-304408	RENEWED
A509406	BUFFY	L14-404410	RENEWED
A509406	BUFFY	L15-503875	CURRENT
A518679	BUTTERCUP	L17-704703	CURRENT
A518679	BUTTERCUP	V15-001843	RENEWED
A519196	SCRUNTIE	L18-802264	CURRENT
A519196	SCRUNTIE	V15-002553	RENEWED

All Animals/Tags for Displayed Owner

Animal ID	Name	Tag No	Status
A509406	BUFFY	L14-404410	RENEWED
A501172	BUSTER	L08-804515	RENEWED
A501172	BUSTER	L07-704807	RENEWED
A518679	BUTTERCUP	V15-001843	RENEWED
A501172	BUSTER	L14-405696	RENEWED
A519196	SCRUNTIE	V15-002553	RENEWED
A501172	BUSTER	L11-105003	RENEWED
A519196	SCRUNTIE	L18-802264	CURRENT
A501172	BUSTER	L17-704702	CURRENT
A518679	BUTTERCUP	L17-704703	CURRENT

Tag/Link - SGIPSON at SHELTER

File Windows Commands Procedures Reports Extras Help

Ready

RENEW

ANGIE
Angle 2017-02-11 10:09:25.250

Person ID
P007119 JERRY OVERMYER CHICKIE ST ANTIOCH 94509

Animal ID
A519196 SCRUNTIE DOG BROWN S PIT BULL

Tag No
L18-802264

Tag Type
LIC SN 2

Subtype

S/N
S

Jurisdiction

Status
CURRENT

Problem Code

Tag Date
02/11/17

Term
24

Tag Exp
08/16/18

Vaccine
PFZ

Cert No

Lot No
S413131C

Lot Exp

Extra1

Vac Date
08/17/15

Term
36

Vac Exp
08/16/18

Vet ID
G000008 ANTIOCH VETERINARY HOSPITAL - 10TH ST 7572233

Batch No

LockBox ID

Extra2

Extra3

Extra4

Price
33.00

Receipt No
R17-007005

Person ID
P

Animals/Tags Matching Query

Animal ID	Name	Tag No	Status
A509406	BUFFY	L12-202493	RENEWED
A509406	BUFFY	L13-304408	RENEWED
A509406	BUFFY	L14-404410	RENEWED
A509406	BUFFY	L15-503875	CURRENT
A518679	BUTTERCU	L17-704703	CURRENT
A518679	BUTTERCU	V15-001843	RENEWED
A519196	SCRUNTIE	L18-802264	CURRENT
A519196	SCRUNTIE	V15-002553	RENEWED

All Animals/Tags for Displayed Owner

Animal ID	Name	Tag No	Status
A509406	BUFFY	L14-404410	RENEWED
A501172	BUSTER	L08-804515	RENEWED
A501172	BUSTER	L07-704807	RENEWED
A518679	BUTTERCU	V15-001843	RENEWED
A501172	BUSTER	L14-405696	RENEWED
A519196	SCRUNTIE	V15-002553	RENEWED
A501172	BUSTER	L11-105003	RENEWED
A519196	SCRUNTIE	L18-802264	CURRENT
A501172	BUSTER	L17-704702	CURRENT
A518679	BUTTERCU	L17-704703	CURRENT

Tag/Link - SGIPSON at SHELTER

File Windows Commands Procedures Reports Extras Help

Ready

RENEW
ANGIE
Angle 2017-02-11 10:11:07.693

Person ID
P007119 JERRY OVERMYER 5000 S CHICKIE ST ANTIOCH 94509

Animal ID
A501172 BUSTER 13Y DOG M PIT BULL

Tag No
L17-704702

Tag Type
LIC 1

Subtype

S/N

Jurisdiction

Status
CURRENT

Problem Code

Tag Date
02/11/17

Term
12

Tag Exp
10/29/17

Vaccine
ANT150310M

Cert No

Lot No

Lot Exp

Extra1

Vac Date
10/29/14

Term
36

Vac Exp
10/29/17

Vet ID
G000008 ANTIOCH VETERINARY HOSPITAL - 10TH ST 7572233

Batch No
1505021242

LockBox ID

Extra2

Extra3

Extra4

Price
39.00

Receipt No
R17-007005

Person ID
P

Animals/Tags Matching Query

Animal ID	Name	Tag No	Status
A501172	BUSTER	L09-904483	RENEWED
A501172	BUSTER	L10-005982	RENEWED
A501172	BUSTER	L11-105003	RENEWED
A501172	BUSTER	L12-205441	RENEWED
A501172	BUSTER	L14-401551	RENEWED
A501172	BUSTER	L14-405696	RENEWED
A501172	BUSTER	L17-704702	CURRENT
A501172	BUSTER	X11-000154	RENEWED
A501172	BUSTER	X15-000066	RENEWED
A509406	BUFFY	L12-202493	RENEWED

All Animals/Tags for Displayed Owner

Animal ID	Name	Tag No	Status
A509406	BUFFY	L14-404410	RENEWED
A501172	BUSTER	L08-804515	RENEWED
A501172	BUSTER	L07-704807	RENEWED
A518679	BUTTERCU	V15-001843	RENEWED
A501172	BUSTER	L14-405696	RENEWED
A519196	SCRUNTIE	V15-002553	RENEWED
A501172	BUSTER	L11-105003	RENEWED
A519196	SCRUNTIE	L18-802264	CURRENT
A501172	BUSTER	L17-704702	CURRENT
A518679	BUTTERCU	L17-704702	CURRENT



City of Antioch Citation Appeal Application

RECEIVED

JUN 09 2017

CITY OF ANTIOCH
CITY CLERK

CITY OF ANTIOCH
ATTN: CITY CLERK
P.O. BOX 5007
ANTIOCH, CA 94531-5007
(925) 779-7009

Date of Citation: June 1 2017 Citation #: 32003

Name: Jerry Overmyer

Property Address: Chickie St

Mailing Address: Chickie St

Home Phone:

Work Phone:

REASON FOR APPEAL

The dogs are NOT connected to a
fixed point.

Signature

Date

6/8/17

2A.WEB.02
07-06-17

ADMINISTRATIVE
CITATION

Citation # 32003

City of Antioch

- ☐ Police Department - (925) 779-6981
☒ Animal Control - (925) 779-6989
☐ Code Enforcement (NIS) - (925) 779-7042
☐ Neighborhood Improvement Program (NIP) - (925) 779-6166

Date of Violation 6-1-17 Time 9:23 ☒ AM ☐ PM Day of Week Thursday
Location of Violation Chickie st
Citation Issued To (owner/resident/business) Serry Overmeyer Date Issued 6-1-17
Address if different than violation

City Antioch State Ca Zip 94509
Driver's License State DOB

Vehicle License State Year Make Model Color

You are being issued an Administrative Citation for the above violation(s). Additional violations may result in additional Administrative fines and/or legal action.

- ☒ 1st Violation \$100.00
☐ 2nd Violation \$200.00/\$500.00
☐ 3rd Violation \$500.00/\$1,000.00
- Refer to the back of this citation for information on paying the amount indicated.

AMC Violation Code Section	Description of Violations(s)	Fine Amount(s)
<u>6-1.501(f)</u>	<u>Tether</u>	<u>\$ 100.00</u>
<u>6-1.501(f)</u>	<u>Tether</u>	<u>\$ 100.00</u>
<u>6-1.501(f)</u>	<u>Tether</u>	<u>\$ 100.00</u>
		\$
		\$
TOTAL DUE:		<u>\$ 300.00</u>

Dogs have to be removed from tether.

Notes:

Issuing Officer Gipson ID number V2 Date 6-1-17

TO AVOID ADDITIONAL CITATIONS, YOU MUST ABATE THE ABOVE VIOLATION(S) ON OR BEFORE:

Questions regarding this citation, call the issuing Department above. Mail payment to:

City of Antioch
Finance Department
P.O. Box 5007
Antioch, CA 94531-5007

To pay in person, the Cashiers are located on the first Floor of City Hall, Third & "H" Streets, Antioch, California
Monday - Thursday - 8:00 a.m. - 5:00 p.m., (subject to change) except holidays.

CITY OF ANTIOCH

925-779-7055

***** REPRINT RECEIPT*****

REC#: 01014643 6/09/2017 12:55 PM
OPER: VR2 TERM: 002
REF#:

ACCT #:
AUTH #:
TRAN #:

TYPE: PURCHASE
APP NAME:
ENTRY MODE: CHIP
CVM: SIGN

AMOUNT USD\$ 100.00

EMV DETAILS:

AID:
ARC:
IAD:
TSI:
TVR:

TRAN: 176.0000 ANIMAL Citation fees
CITE #32003 OVERMEYER
Citation ANIMAL 100.00CR

TENDERED: 100.00 CREDIT CARD
APPLIED: 100.00-

CHANGE: 0.00

CITY OF ANTIOCH

925-779-7055

***** REPRINT RECEIPT*****

REC#: 01014640 6/09/2017 12:53 PM
OPER: VR2 TERM: 002
REF#:

ACCT #:
AUTH #:
TRAN #:

TYPE: PURCHASE
APP NAME:
ENTRY MODE: CHIP
CVM: PIN VERIFIED

AMOUNT USD\$ 200.00

EMV DETAILS:

AID:
ARC:
IAD:
TSI:
TVR:

TRAN: 900.0000 TRUE MISC RECEIPTS
CITE#32003 OVERMEYER
Late Fee 200.00CR

TENDERED: 200.00 CREDIT CARD
APPLIED: 200.00-

CHANGE: 0.00

CITY OF ANTIOCH

CSR'S PAY SHEET

NAME:

Andrea Overmayer

DATE:

6/11/17

TRAN	ACCOUNT CODE	DESCRIPTION	AMOUNT
118	100-1250-41130	BUSINESS LICENSES	
120	100-1250-41140	BUSINESS LIC PENALTY	
122	100-1250-41150	BUSINESS LICENSE APP FEE	
123	100-0000-25003	SB1186 \$1.00 STATE FEE	
900	100-1250-41130	LL OWNER, MEAS O PER UNIT BL TAX	
124	100-1250-41160	CONTRACTORS BUS LIC	
132	100-1250-46010	OTHER SERVICE CHGS/COPIES	
134	100-1250-46400	ADMINISTRATION FEE / <u>APPEAL</u>	<u>\$50.00</u>
136	100-1250-47010	MISCELLANEOUS REVENUE <u>FEE</u>	
NEW BUSINESS LIST		MONTH(S) _____	\$5.00 PER MOS
NEW BUSINESS LIST		FROM / YR _____ TO / YR _____	\$60.00 YEAR = 12 MOS
		ONE TIME ACTIVE/CURRENT LIST	\$50.00

EMAIL: _____

PAPER OR CD & MAILING ADDRESS: _____

137	100-1250-47010	RETURNED CHECK CHARGE	
130	100-1250-41205	TRANSIENT OCCUP TAX (70%)	
232	215-4320-41205	TRANSIENT OCCUP TAX (30%)	
602	611-1230-47010	WATER RECOVERY/CHARGE OFFS	
604	611-2310-46830	PROCESSING SVC CHARGE	
604	611-2310-46830	DISCONNECTION SVC CHARGE	
604	611-2310-46830	SAME DAY FEE	
610	611-2310-47010	OTHER WATER CHARGES	
171	100-5140-46020	CODE ENFORCEMENT CITATIONS	
176	214-3320-42020	ANIMAL CITATIONS	
177	100-3160-46025	POLICE DEPT CITATIONS	
900	100-3110-46315	ALARM PERMIT FEE (NO AR INVOICE)	
900		OTHER _____	

TOTAL

\$50.00

PREPARED BY

Garcia

NOT VALID UNLESS VALIDATED



June 15, 2017

Jerry Overmyer
Chickie Street
Antioch, CA 94509

RE: Board of Administrative Appeals Hearing
Property Address: Chickie Street, Antioch
Citation Date: 06/01/17
Citation No.: 32003

Dear Mr. Overmyer,

This is a follow up to your written appeal filed on June 9, 2017, regarding the above-referenced Administrative Citation received for three (3) Tethered Dogs.

Please be advised your appeal is scheduled for **Thursday, July 6, 2017, at 3:00 p.m.** in the Council Chambers, 200 H Street, Antioch, CA (across the breezeway from City Hall).

All people who wish to speak at the hearing, including you, will be required to take an Oath. This case will be heard and a decision rendered by the Board of Administrative Appeals. A General Information sheet is enclosed to answer any questions you may have regarding the appeals.

The Agenda and Staff Reports will be posted onto our City's Website 72 hours before the Board of Administrative Appeals Hearing date listed above. To view the Agenda information, simply click on the following link and then double click 'Board of Administrative Appeals': <http://www.ci.antioch.ca.us/CityGov/agendas/>. Other locations to view the Agenda are the City Council Chambers front window, City Clerk's Office, Antioch Branch Library, Senior Center on 2nd Street, and the Antioch Community Center on Lone Tree Way.

Thank you.

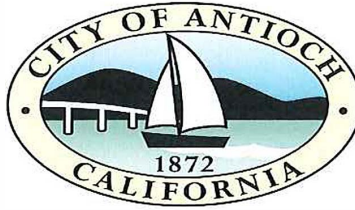
Sincerely,

CHRISTINA GARCIA
Deputy City Clerk

cc: Animal Services

Enclosures

Office of the City Clerk
200 H Street
P. O. Box 5007
Antioch CA 94531-5007
Phone: (925) 779-7009/Fax: (925) 779-7007



PROOF OF SERVICE BY MAIL

STATE OF CALIFORNIA)
COUNTY OF CONTRA COSTA) ss

I am a citizen of the United States and a resident of the county aforesaid; I am over the age of eighteen years and not a party to the within entitled action; my business address is Office of the City Clerk for the City of Antioch, 200 "H" Street, P.O. Box 5007, Antioch, California 94531-5007. On June 15, 2017, I served the within Notice, by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the United States mail at Antioch, California addressed as follows:

Jerry Overmyer
Chickie Street
Antioch, CA 94509

I, Christina Garcia, certify (or declare), under penalty of perjury, that the foregoing is true and correct. Executed on June 15, 2017, at Antioch, California.

Christina Garcia



CITY OF ANTIOCH ADMINISTRATIVE BOARD OF APPEALS

General Information for Persons Appealing Citations

The Administrative Board of Appeals is comprised of five Antioch residents, who are appointed by the Mayor and have volunteered their time to hear your appeal. The Board Members do not receive monetary compensation for their time and they are not employees of the City. They do not make or control the law. They are hearing officers who will review your appeal because you have requested the City do so. As the person making the appeal (the appellant) please keep in mind the below:

Schedule of Hearing:

- When an appeal is requested, it is typically scheduled for the first Thursday of every month.
- You will receive written notice of the date and time of the appeal hearing from the City Clerk's office 10 days after you file your appeal.
- The Agenda and Staff Reports will be posted onto our City's Website 72 hours before the Board of Administrative Appeals Hearing date. To view the Agenda information, click on the following link and then double click 'Board of Administrative Appeals': <http://www.ci.antioch.ca.us/CityGov/agendas/>. Other locations to view the Agenda are the City Council Chambers front window, City Clerk's Office, Antioch Branch Library, Senior Center on 2nd Street, and the Antioch Community Center on Lone Tree Way.

When You Don't Show For Your Hearing:

- If you do not appear at the hearing time and date you have been notified of, and unless you have provided the City Clerk forty-eight (48) hour notice before the hearing that you are requesting a postponement, your appeal will be heard without you being there.

How You Will Act At Your Appeal Hearing:

- You and anyone else who is attending the appeal at your request will maintain a respectful attitude at all times,
- If you or anyone else does not maintain a respectful attitude, you may be asked to leave the hearing by the Board Chairperson.
- Your appeal is not an opportunity to debate or argue with City staff or Board members. Any questions should be directed to the Board Chairperson.
- When you speak, you should talk about the reasons why you feel the citation was wrongfully issued.

How The Appeal Hearing Will Go:

- The Board will read your item of appeal from its Agenda.
- The Board will then ask City staff to present an oral report with regard to your citation. The Board may ask questions of City staff after the oral report. This oral report will be for **five (5) minutes**.
- After staff has provided its report, and the Board is finished with its questions of staff, you will then be called to the podium to speak. Please come up and speak at the podium, not from the audience.
- You will have **five (5) minutes** to present the reasons why you are appealing the citation.
- Any other additional persons who may oppose or support your appeal can fill out speaker cards and speak for **three (3) minutes**.
- The Board may then ask City staff for a rebuttal to the statements you or others made in support or opposition of your appeal. This rebuttal is only for **three (3) minutes**.
- Then the hearing is completed and the Board will then issue its ruling on your appeal.

Your Burden:

- It is your appeal and therefore you bear the burden to prove that the citation was wrongfully issued.
- To win your appeal, you must have a majority of the Board uphold your appeal (3 of 5, or 2 of 3).
- If the Board determines there was in fact good reason to issue the citation, your appeal will be denied and the citation amount that you deposited to have your appeal will not be refunded.

How The Board Will Rule:

The Board can only rule one of two ways:

- To uphold your appeal and dismiss the citation.
- To deny your appeal and uphold the citation.

Written Findings and Order:

- The Board will render their findings and recommendations after the hearing is concluded or as soon as possible.
- You will be mailed the written decision of hearing within ten (10) days of the hearing.
- The decision of the Board is the final ruling on your appeal from the City.