



**BOARD OF ADMINISTRATIVE APPEALS
ADMINISTRATIVE REVIEW PANEL**

**THURSDAY, NOVEMBER 4, 2021
3:00 P.M.**

PURSUANT TO GOVERNOR GAVIN NEWSOM'S EXECUTIVE ORDER N-29-20, THIS MEETING WILL BE HELD AS A TELECONFERENCE/VIRTUAL MEETING. OBSERVERS MAY VIEW THE MEETING LIVESTREAMED VIA THE BOARD OF ADMINISTRATIVE APPEALS' WEBSITE AT:

<https://www.antiochca.gov/boaa/meeting/>.

Notice of Opportunity to Address the Board of Administrative Appeals

Members of the public wishing to provide public comment **prior to or during** the meeting may do so in the following ways (#2 pertains to the Zoom webinar platform):

- 1) Prior to 1:00 p.m. the day of the meeting – Written comments may be submitted electronically to the City Clerk at the following email address: cityclerk@ci.antioch.ca.us. All comments received before 1:00 p.m. the day of the meeting, will be provided to the Board Members before the meeting. **Please indicate the agenda item and title in your email subject line.**
- 2) After 1:00 p.m. the day of the meeting and during the meeting – Please see the Speakers' Rules for instructions on how to comment, on the inside cover of this Agenda. The Speakers' Rules are also listed on the Board of Administrative Appeals website located on the following link: <https://www.antiochca.gov/boaa/meeting/>.

The City cannot guarantee that its network and/or the site will be uninterrupted. To ensure that the City Clerk's Office receives your comments, you are strongly encouraged to submit your comments in writing by 1:00 p.m. the day of the meeting.

The Board of Administrative Appeals' Agendas, including Staff Reports, are posted onto our City's Website 72 hours before each meeting. To view the agenda information, click on the following link: <https://www.antiochca.gov/government/agendas-and-minutes/board-of-administrative-appeals/>.

BOARD OF ADMINISTRATIVE APPEALS

SPEAKERS' RULES

IMPORTANT NOTICE REGARDING THIS MEETING: To protect our residents, officials, and staff, and aligned with the Governor's Executive Order N-29-20, certain teleconference requirements of the Brown Act have been suspended, including the requirement to provide a physical location for members of the public to participate in the meeting.

Members of the public seeking to observe the meeting may do so at <https://www.antiochca.gov/boaa/meeting/>.

Members of the public wishing to provide public comment may do so in the following ways (#2 pertains to the Zoom Webinar):

- 1) Prior to 1:00 p.m. the day of the meeting – Written comments may be submitted electronically to the City Clerk at the following email address: cityclerk@ci.antioch.ca.us. All comments received before 1:00 p.m. the day of the meeting, will be provided to the Board Members before the meeting. **Please indicate the agenda item and title in your email subject line.**
- 2) After 1:00 p.m. the day of the meeting and during the meeting – To participate and provide oral public comments during the meeting, click on the following link to register in advance, to access the meeting via Zoom Webinar: <https://www.antiochca.gov/speakers>
 - You will be asked to enter an email address and a name. Your email address will not be disclosed to the public. After registering, you will receive an email with instructions on how to connect to the meeting.
 - When the Chair/Vice Chairperson announces public comments, click the "raise hand" feature in Zoom. For instructions on using the "raise hand" feature in Zoom, visit: https://www.antiochca.gov/raise_hand. Please ensure your Zoom client is updated so staff can enable your microphone when it is your turn to speak.

Speakers will be notified shortly before they are called to speak.

- When called to speak, please limit your comments to the time allotted (up to 3 minutes, at the discretion of the Chair/Vice Chairperson).

After hearing from the public, the agenda item will be closed. Deliberations will then be limited to members of the Board.

The City cannot guarantee that its network and/or the site will be uninterrupted. To ensure that the City Clerk's Office receives your comments, you are strongly encouraged to submit your comments in writing by 1:00 p.m. the day of the meeting.

In accordance with the Americans with Disabilities Act and California law, it is the policy of the City of Antioch to offer its public programs, services and meetings in a manner that is readily accessible to everyone, including individuals with disabilities. If you are a person with a disability and require information or materials in an appropriate alternative format; or if you require any other accommodation, please contact the ADA Coordinator at the number or address below at least 72 hours prior to the meeting or when you desire to receive services. Advance notification within this guideline will enable the City to make reasonable arrangements to ensure accessibility. The City's ADA Coordinator can be reached @ Phone: (925) 779-6950, and e-mail: publicworks@ci.antioch.ca.us.

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. The public has the opportunity to address the Board on each agenda item. 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".

AGENDA

3:00 P.M. ROLL CALL

Deborah Simpson, Chairperson
Ademuyiwa "Ade" Adeyemi, Vice Chairperson
Marie Livingston
Darrell Goodbeer
Antwon Webster
Vacant, Alternate

PLEDGE OF ALLEGIANCE

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

1. CONSENT CALENDAR

A. APPROVAL OF ADMINISTRATIVE APPEALS MEETING MINUTES FOR JULY 1, 2021

Recommended Action: Motion to approve the Minutes.

2. REGULAR AGENDA

OATH for all intending to testify

A. CASE NO. CE2107-123 / ADMINISTRATIVE CITATION NO. 28521 – APPEAL FILED BY C. RAY JACKSON AND ANNE BREWER, PROPERTY LOCATION AT 1123 COOK STREET, ANTIOCH, CA – VIOLATION OF ANTIOCH MUNICIPAL CODES: §5-1.202(A)(2) – OVERGROWN VEGETATION; §7-2.623(A)(2) – ENCROACHMENT; §9-5.1210 – TREES (OVERGROWN).

B. CASE NO. CE2106-171 / ADMINISTRATIVE CITATION NO. 28523 – APPEAL FILED BY LAURA COCHNAUER, PROPERTY LOCATION AT 1119 MACAULAY STREET, ANTIOCH, CA – VIOLATION OF ANTIOCH MUNICIPAL CODE: §5-1.201.1 – UNPERMITTED RV.

REGULAR AGENDA – Continued

- C. **ANIMAL SERVICES CASE NO. A21-001592 / ADMINISTRATIVE CITATION NO. 29885** – APPEAL FILED BY LAURA LETKEMAN, ANTIOCH, CA – VIOLATION OF ANTIOCH MUNICIPAL CODE: §6-1.501(K) UNLAWFUL ACTS - HARBOR OR FEED A FERAL CAT EXCEPT ON ONE'S OWN PROPERTY.

WRITTEN/ORAL COMMUNICATIONS

MOTION TO ADJOURN: *After Written/Oral Communications, the Chairperson/ Vice Chairperson will make a motion to adjourn the meeting. A second of the motion is required, and then a majority vote is required to adjourn the meeting.*

**BOARD OF ADMINISTRATIVE APPEALS
ADMINISTRATIVE REVIEW PANEL**

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

**July 1, 2021
Meeting Conducted Remotely**

The City of Antioch, in response to the Executive Order of the Governor and the Order of the Health Officer of Contra Costa County concerning the Novel Coronavirus Disease (COVID-19), held Board of Administrative Appeals meetings live stream (at <https://www.antiochca.gov/boaa/meeting/>). The Board of Administrative Appeals meeting was conducted utilizing Zoom Audio/Video Technology.

Vice Chairperson Adeyemi called the meeting to order at 3:02 P.M. on Thursday, July 1, 2021.

ROLL CALL:

Present: Board Members Livingston, Webster and Vice Chairperson Adeyemi
Absent: Board Member Goodbeer and Chairperson Simpson

Staff Present: City Attorney, Thomas Lloyd Smith
Deputy City Clerk, Christina Garcia
Code Enforcement Manager, Curt Michael
Associate Community Development Technician, Maria David

PLEDGE OF ALLEGIANCE

Vice Chairperson Adeyemi led the Pledge of Allegiance.

PUBLIC COMMENT – None

1. CONSENT CALENDAR

A. APPROVAL OF ADMINISTRATIVE APPEALS MINUTES FOR APRIL 1, 2021

On motion by Board Member Livingston, seconded by Board Member Webster, the Board of Administrative Appeals approved the Minutes for April 1, 2021. The motion carried the following vote:

Ayes: Livingston, Webster, Adeyemi

Absent: Goodbeer, Simpson

B. APPROVAL OF ADMINISTRATIVE APPEALS MINUTES FOR JUNE 3, 2021 (NO QUORUM)

In response to Vice Chairperson Adeyemi, Deputy City Clerk Garcia explained that the June 3, 2021, Board of Administrative Appeals meeting was a scheduled meeting, so Minutes needed to be posted showing a meeting occurred and there was no quorum.

City Attorney Smith added that the Board of Administrative Appeals could vote on the Minutes of June 3, 2021, given the explanation.

On motion by Board Member Livingston, seconded by Vice Chairperson Adeyemi, the Board of Administrative Appeals approved the Minutes for June 3, 2021. The motion carried the following vote:

Ayes: Livingston, Webster, Adeyemi

Absent: Goodbeer, Simpson

C. CODE ENFORCEMENT APPROVAL OF THE LEVY OF SPECIAL ASSESSMENTS ON CERTAIN PROPERTIES FOR UNPAID ADMINISTRATIVE CITATIONS & LIEN PROCESSING FEES FOR THE MONTHS OF FEBRUARY, MARCH, AND APRIL 2021

On motion by Board Member Livingston, seconded by Board Member Webster, the Board of Administrative Appeals confirmed each assessment and the amount thereof, as proposed or as corrected and modified, and order it assessed against the property in the amount of \$70,830.00. The Board also directed that the same be recorded with the Contra Costa County Recorder's Office. The motion carried the following vote:

Ayes: Livingston, Webster, Adeyemi

Absent: Goodbeer, Simpson

PUBLIC COMMENTS – None

WRITTEN/ORAL COMMUNICATIONS – None

ADJOURNMENT

On motion by Board Member Livingston, seconded by Board Member Webster, the Board of Administrative Appeals unanimously adjourned the meeting at 3:11 P.M.

Respectfully submitted:

Kitty Eiden
KITTY EIDEN, Minutes Clerk

**STAFF REPORT TO THE ADMINISTRATIVE REVIEW PANEL
FOR CONSIDERATION AT THE HEARING ON NOVEMBER 4, 2021**

PREPARED BY: Amanda Lunsford, Code Enforcement Officer

PREPARED FOR: Administrative Board of Appeals

APPROVED BY: Curt Michael, Code Enforcement Manager

DATE: September 29, 2021

SUBJECT: Case No. CE2107-123
1123 Cook St. Antioch, CA 94531
Violation of Antioch Municipal Codes:
5-2.202(A)(2); 7-2.623(A)(2); 9-5.1210

REQUEST:

Ray C. Jackson and Anne Brewer, has requested a hearing to appeal Citation #28521, issued August 11, 2021 for the following violations of the Antioch Municipal Code:

§ 5-1.202 SPECIFIC NUISANCES PROHIBITED.

It is unlawful and a public nuisance for any property owner or any person leasing, occupying or having possession or control or dominion of any premises in this city to maintain such premises or to permit, suffer or allow such premises to be maintained in such a manner that any one or more of the conditions or activities described in the following divisions are found to exist, with such list not intended to be exclusive:

(A) *Property inadequately maintained.*

(2) Premises on which overgrown, dead or decayed trees, weeds or other vegetation pose a risk of harm to the public, or constitute visual blight or reduce the aesthetic appearance of the neighborhood, or are offensive to the senses, or are detrimental to the use and enjoyment of nearby properties, or reduce nearby property values due to its visibility from the public right-of-way;

§7-2.623 NO ENCROACHMENT OF PUBLIC RIGHT OF WAY

(A) Planting or erection

(2) No tree, hedge, shrub, or other planting whatever, fence, or similar structure shall be maintained across any existing walkway in a sidewalk area or shoulder. No encroachment of any nature which impedes/obstructs the public right-of-way or which impedes adequate sight distance.

§ 9-5.1210 REGULATIONS ON TREE LOCATIONS. Trees planted on private property, outside of a city right-of-way, shall be at least five feet from the sidewalk. Branches from such trees shall be trimmed to clear the sidewalk by at least seven feet and to clear the street by at least 14 feet.

BACKGROUND INFORMATION:

On 07/13/2021, I performed an inspection of the property located at 1123 Cook St. I noted massive overgrown encroaching trees, shrubs, and weeds. The trees, shrubs, and weeds were encroaching upon the public right of way and there is a line-of-sight issue in regard to the vehicles entering/exiting the driveway. The garbage cans were placed upon the edge of the driveway and there was an unregistered vehicle parked in the driveway. There appeared to be junk and misc. debris in the inner landscape portion of the yard. I issued a notice of violation advising of the violations and requesting all violations be corrected within 10 days. True and accurate copies of the notice of violation and photographs from July 13, 2021, are attached as "ATTACHMENT 1".

On 07/13/2021, I attempted phone contact with the property owner. I spoke with his sister Rebecca Jackson who currently resides in the home and takes care of her elderly mother. She was completely offended that I worked in Antioch but did not live in Antioch. She wanted the complete bio of all code officers, names, cities in which they reside, and how long they had been working for the City of Antioch. I declined to answer. "Code Officers are misinterpreting the municipal codes, and her property is in full compliance." I offered to meet her at her property, and she declined the invitation. "We are in the middle of a pandemic, and I am compromised." She agreed to meet me at the office. I have created a hardship because COVID is far from over and she is still in full lockdown. If I make her cut her trees it is leaving her, as the current resident, unsafe. I stated that I am more than happy to explain the violations upon the property in person. "All other code officers have cleared my property in the past." I attempted to explain the line-of-sight issue with the hedges and trees blocking her view when exiting her driveway. She will call me back later today or tomorrow to set a time to meet me at the office. She has 10 days to bring the property into compliance unless an extension is requested. She requested the Code Enforcement Manager's phone number. I provided the information. No extension was requested.

On 07/19/2021, I attempted phone contact with Rebecca to discuss all violations on the property. I left a message requesting a call back. I requested a date and time she would like to come into the office to discuss the violations on the property.

On 07/19/2021, I received a call back with a message from Rebecca. She was extremely upset. She cannot believe my expectation was to meet with her this soon. She does not have time for me or my issuance of the notice of violation... The line disconnected.

On 08/12/2021, Upon reinspection of the property, I noted all violations remained except for two, the vehicle that was now registered current. (License plate #4WBR779, valid till 06/22) The house numbers were visible on the mailbox and curb. The weeds, shrubs, and trees were overgrown surrounding the property and encroaching upon the public right of way creating a line-of-sight issue when entering or exiting the driveway. I issued a citation, citation #28521, in the amount of \$540.00.

Citation #28521

\$100.00 AMC 5-1.202(A)(2) Overgrown vegetation

\$100.00 AMC 7-2.623(A)(2) Encroachment

\$100.00 AMC 9-5.1210 Overgrown trees

\$240.00 Reinspection fee

\$540.00 Total

True and accurate copies of the citation and photographs from July 13, 2021, are attached as "ATTACHMENT 2".

On 08/23/2021, I received a phone call from Ray Jackson, the property owner and brother of the tenant, Rebecca Jackson. He advised me that his sister was appealing the citation. She has had many dealings with code enforcement, and she believes she is not in the wrong. Her house is in full compliance with the Antioch Municipal Code, and she will not be correcting any of the vegetation or line of sight issues. He stated she is difficult to deal with and stubborn at times. She will need to have her say and hear she is wrong before she corrects anything. I offered to meet the property owner Ray, at the property to show him why the line-of-sight issues were so important to correct. He declined. I advised the property owner that the property belonged to him, and we inevitably hold the property owner accountable for all remaining violations. He wanted to verify that all citations will stop until the hearing scheduled for October 7th. The house remains out of compliance.

On 09-28-2021, I reinspected the property for compliance. The property remains out of compliance. There are trees, shrubs, and overgrown vegetation encroaching upon the public right of way and street. There is overgrown vegetation on both side yards. The line-of-sight issue remains when entering/exiting the driveway and pulling onto Cook St from Macaulay St. True and accurate copies of the citation and photographs September 28, 2021, are attached as "ATTACHMENT 3".

Attached as "ATTACHMENT 4" is a reference to AMC 9-5.1101 which details line of site concerns for corners and driveways

RECOMMENDATION:

Recommendation to uphold Citation #28521 in the amount of \$540.00 issued to Ray C. Jackson and Ann Brewer on August 11-2021, for violation of Antioch Municipal Code sections 5-1.202(A)(2), 7-2.623(A)(2), and 9-5.1210.

ANTIOCH CALIFORNIA

NOTICE OF VIOLATION OF ANTIOCH MUNICIPAL CODE AND MAINTAINING A PUBLIC NUISANCE IN THE CITY OF ANTIOCH

To: PROPERTY OWNER
 Location of property: 1123 COOK ST
 APN: 067-194-001 Date of Inspection: 7-13-21 Case #: CE2107-123

The property listed above has been found to be in violation of the City of Antioch's Municipal Code. The violation(s) marked below require immediate action by the property owner/resident. Failure to correct these violation(s) by the date indicated will result in further actions being taken by the City.

Antioch Municipal Code Section:

<input type="checkbox"/>	4-16.03 - Major automotive repairs in public view in a residential district.
<input checked="" type="checkbox"/>	5-1.202(A)(1)(a) - Property inadequately maintained. Inoperable equipment, junk, rubbish, building materials, and/or containers in public view.
<input checked="" type="checkbox"/>	5-1.202(A)(2) - Overgrown, dead or decayed trees, weeds or other vegetation posing a risk of harm to the public and/or create visual blight.
<input type="checkbox"/>	5-1.202(B) - Building or structures which are broken, deteriorated, or in a state of disrepair including: walls, fences, signs, retaining walls.
<input type="checkbox"/>	5-1.202(C)(1) - Vacant building, structure or other property that is unsecured.
<input checked="" type="checkbox"/>	5-1.202(D) - Outdoor parking or storage of inoperable, wrecked, dismantled, salvaged, abandoned vehicle, or parts thereof, including watercraft.
<input type="checkbox"/>	5-1.202(D)(2) - Parking on unpaved surface.
<input type="checkbox"/>	6-3.02 - Solid waste and recycling; mandatory service.
<input checked="" type="checkbox"/>	7-2.623(A)(2) - No encroachment of any nature which impedes/obstructs the public right-of-way or which impairs adequate sight distance.
<input type="checkbox"/>	8-1.02 - Building permits required to erect, construct, enlarge, alter, repair, move, improve, remove, convert or demolish any building.
<input type="checkbox"/>	9-5.1101 - Sight obstructions at intersections (and driveways).
<input checked="" type="checkbox"/>	9-5.1210 - Tree branches shall be trimmed at least 7 feet over the sidewalk and 14 feet over the street.
<input type="checkbox"/>	9-5.3830 - It shall be unlawful to keep or maintain any recreational vehicle as a temporary or permanent residence upon any lot or parcel.
<input type="checkbox"/>	5-1.201.1 - Parking or storing recreational vehicle on the front of the property, including the driveway.
<input type="checkbox"/>	Other: <u>8-02 ADDRESS #'S NOT IN VIEW</u>

Required Corrections: You must correct the violation(s) noted above by the deadline on this notice.

A re-inspection will be performed on or shortly after the deadline. If you fail to correct the violation(s) by the deadline on this notice, the City may issue Administrative Citations which carry fines ranging from \$100 to \$1,000 per violation for every day the violation(s) are permitted to remain. A re-inspection fee of \$233 will be added to each citation. In addition to citations, the City may take any other legal action(s) necessary to bring the property into compliance.

If you have questions regarding this notice, you may contact me at the number indicated below.

Notes: REMOVE UNREGISTERED VEHICLE. CUT ALL OVERGROWN
ENCROACHING WEEDS TREES AND SHRUBS. CANNOT
BLOCK HOUSE OR HOUSE #'S EMERGENCY PERSONEL
CONCERN.
CALL OFFICE IMMEDIATELY 925 779-6156

The property owner is responsible for all costs involved with the City's investigation of this nuisance including citations, inspection fees, hearing costs, and any other cost incurred by the City if forced to abate this nuisance.

Correct violation(s) by: 7-23-21

Officer: A.I

Request building permit(s) by: _____

Phone: 925-779-6156 Date: 7-13-21

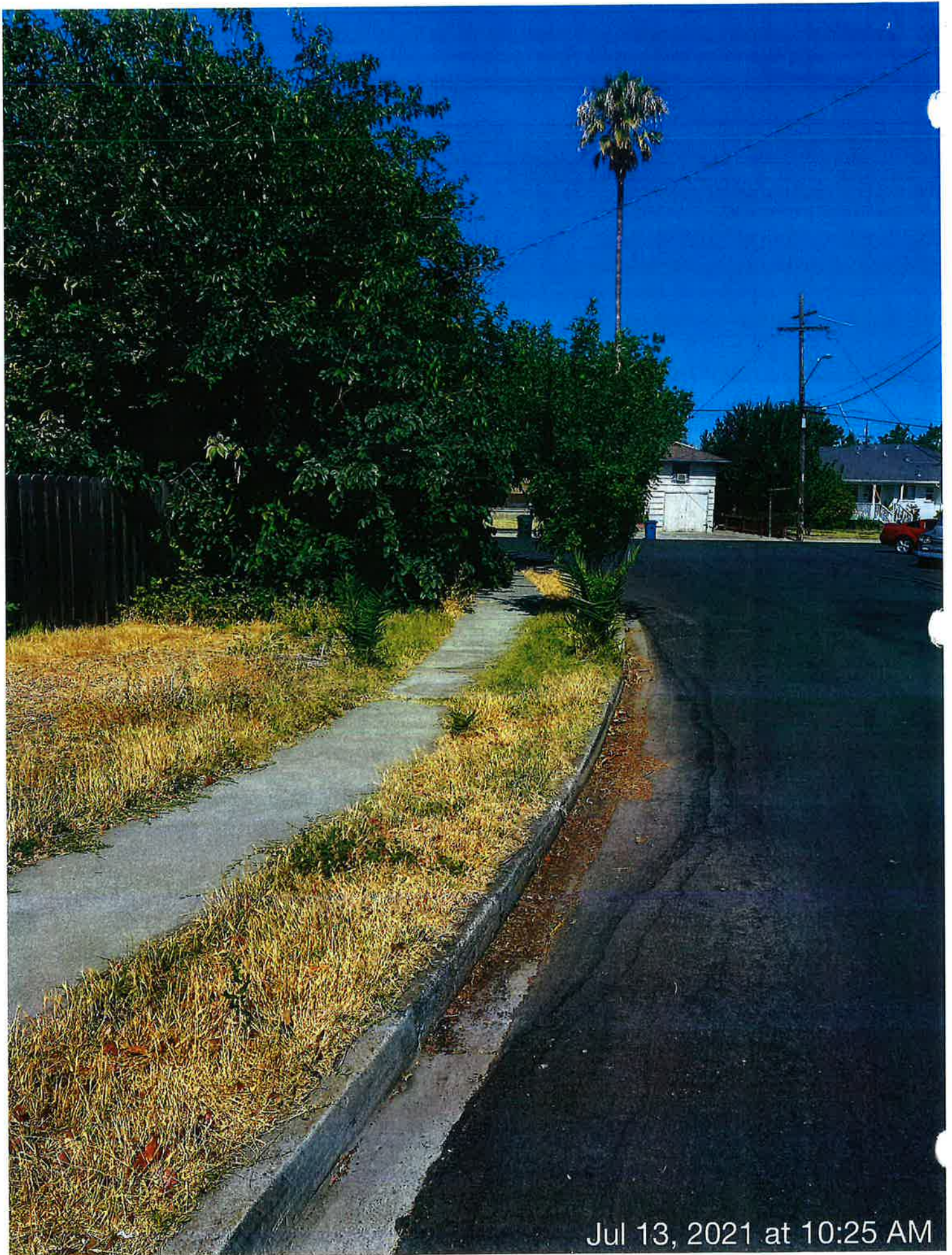
Community Development Department - Code Enforcement

P.O. Box 5007 • 200 H Street • Antioch, CA 94531-5007 • Tel: 925-779-7042 • Fax: 925-779-7034 • www.ci.antioch.ca.us

WHITE - FILE / YELLOW - OWNER / PINK - POST

06/19





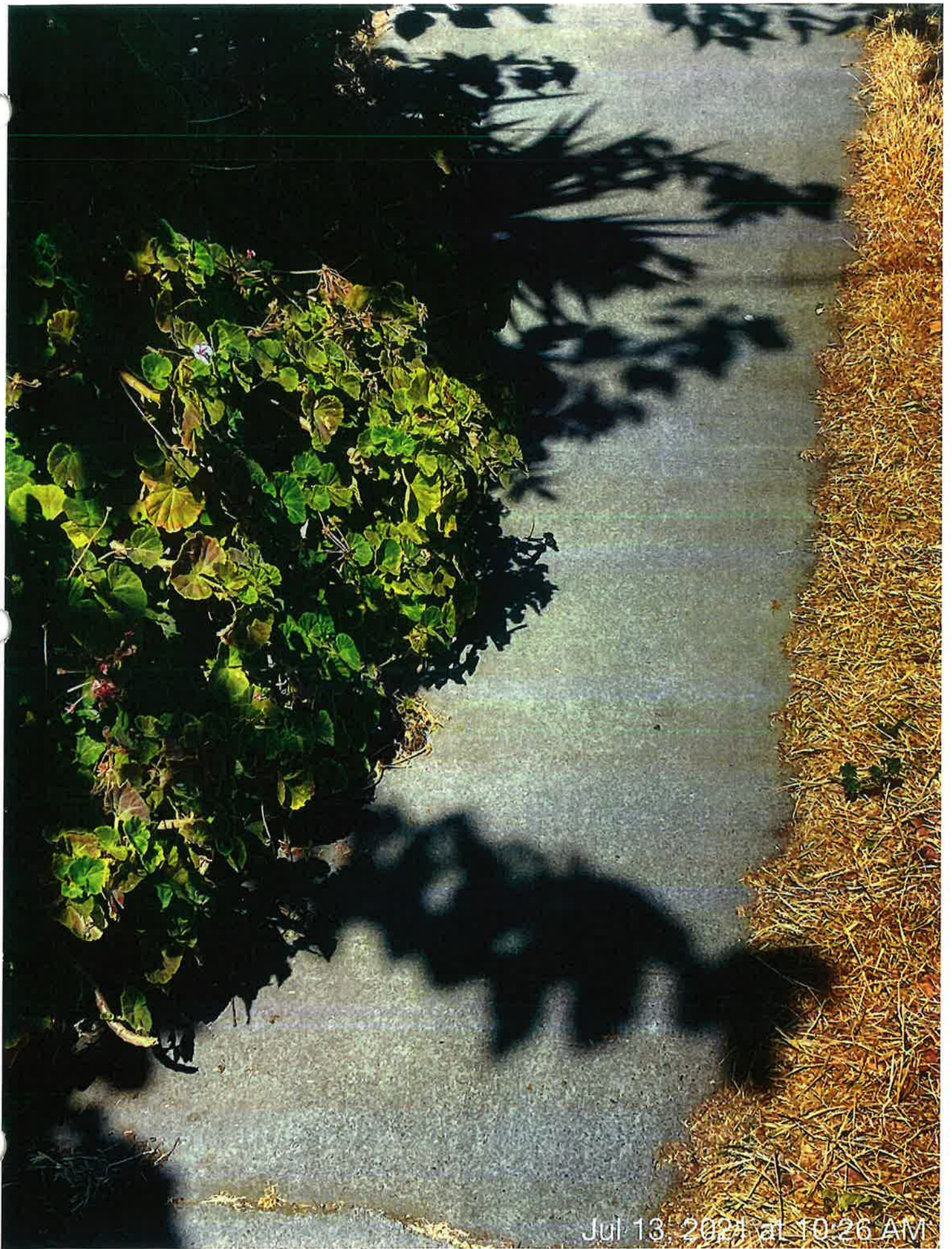
Jul 13, 2021 at 10:25 AM



Jul 13, 2021 at 10:26 AM



Jul 13, 2021 at 10:26 AM



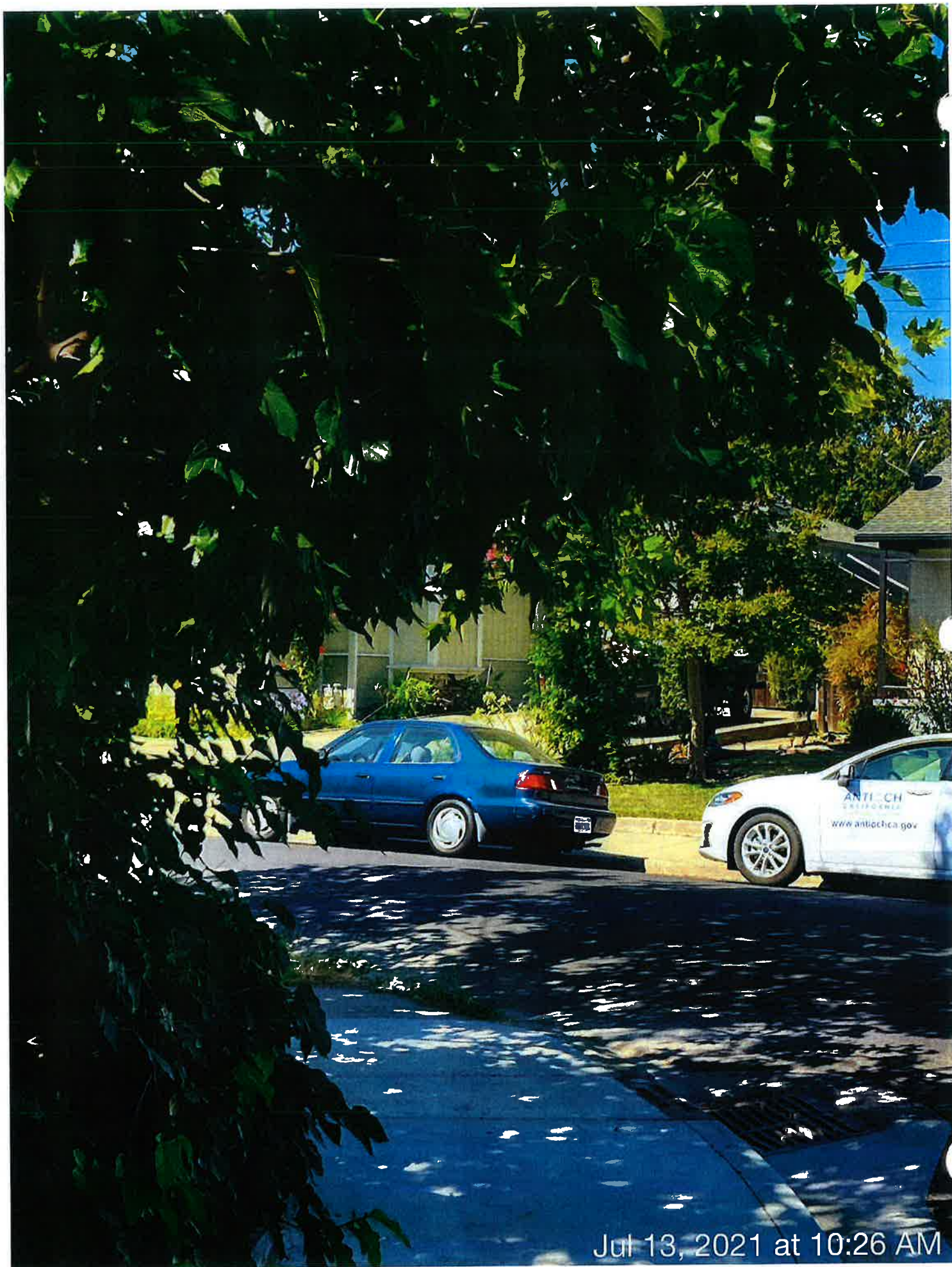
Jul 13 2024 at 10:26 AM

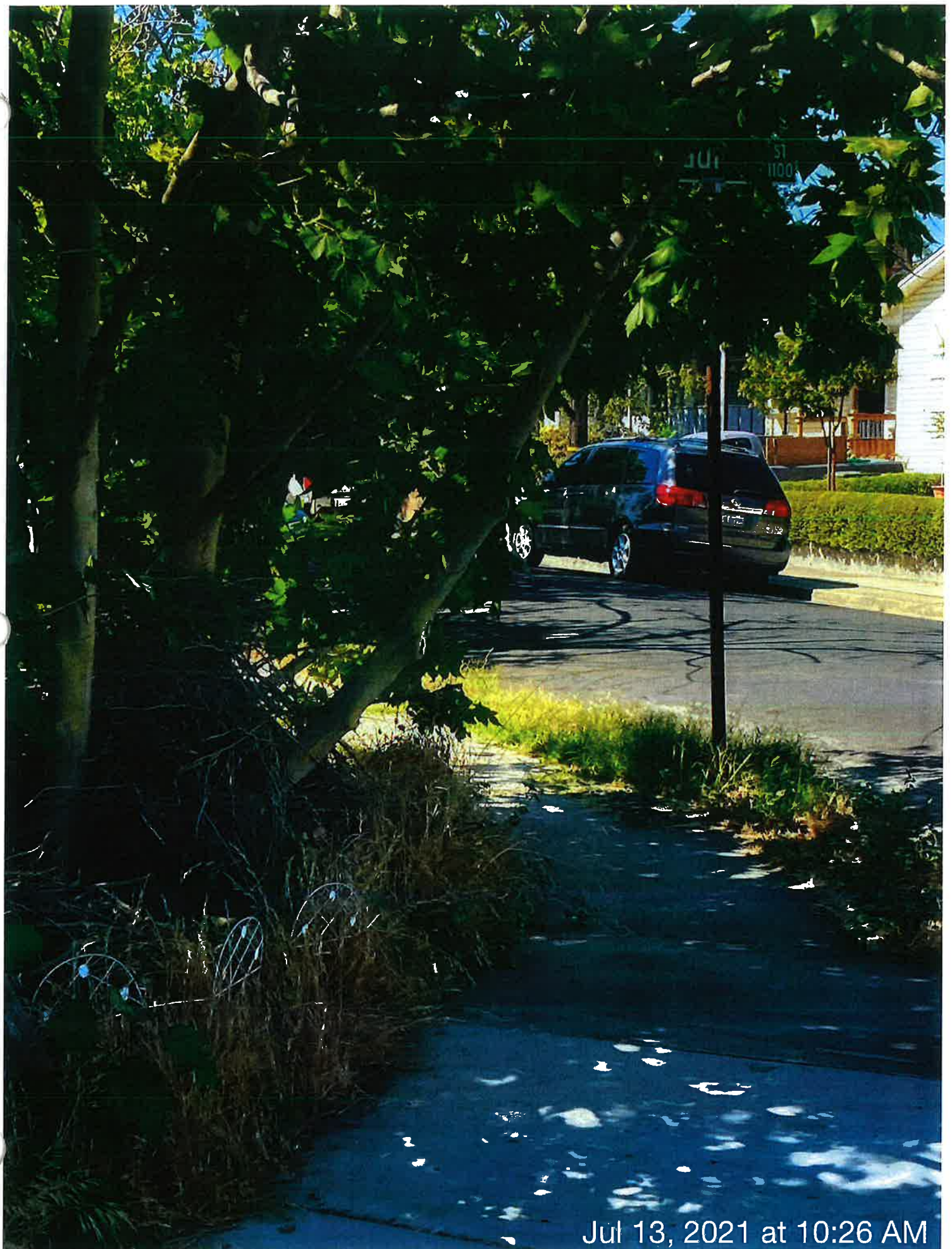


Jul 13, 2021 at 10:26 AM

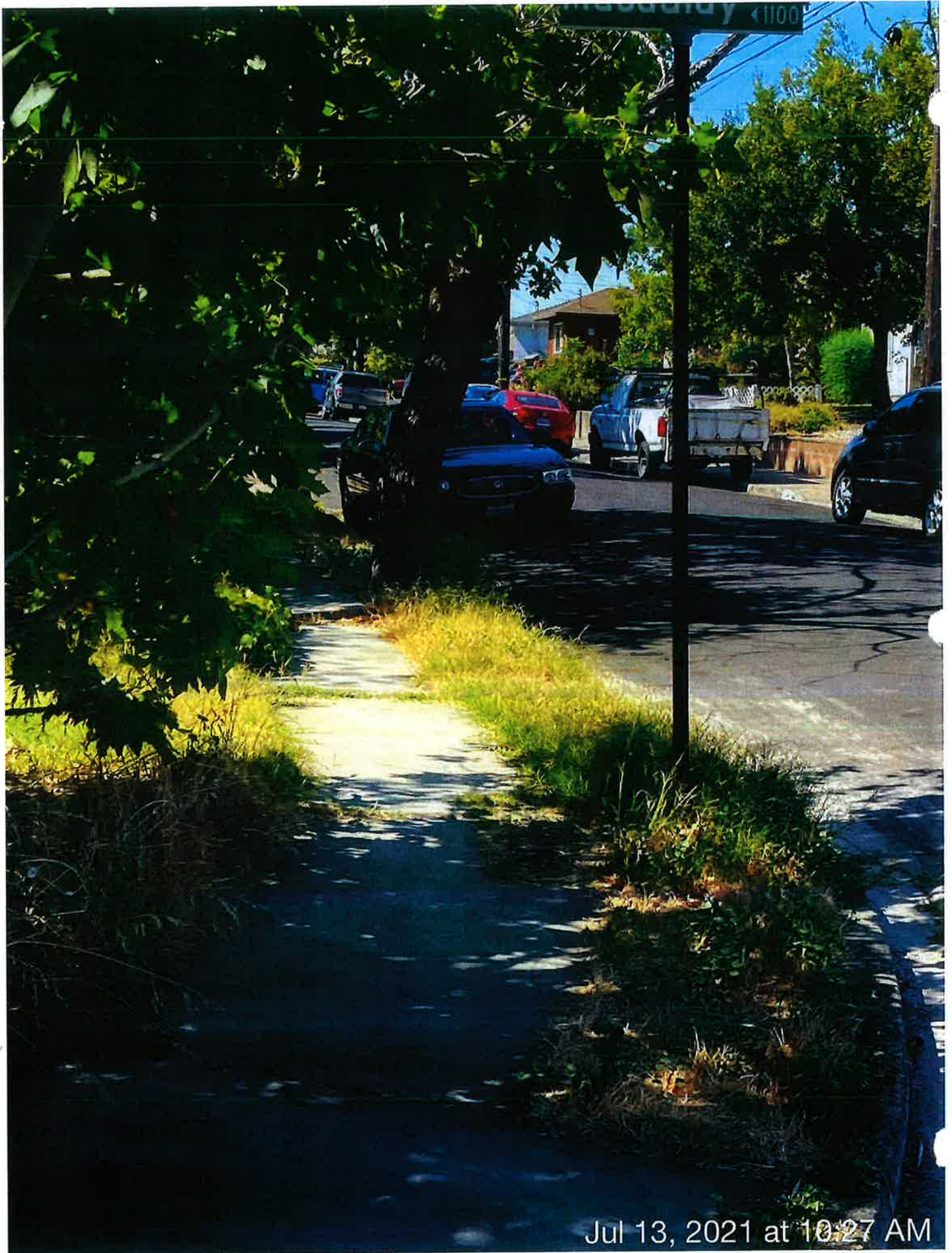


Jul 13, 2021 at 10:26 AM





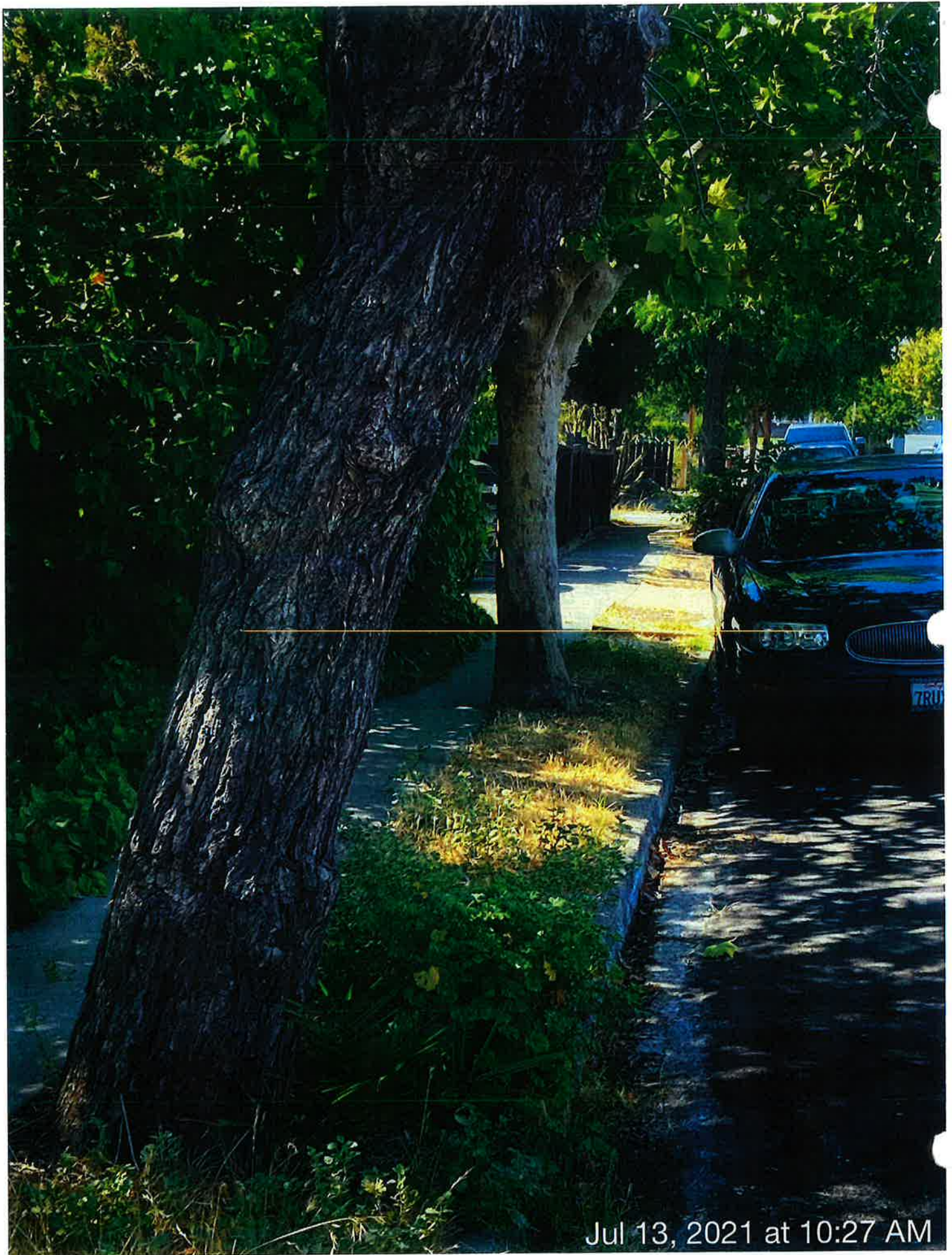
Jul 13, 2021 at 10:26 AM



Jul 13, 2021 at 10:27 AM



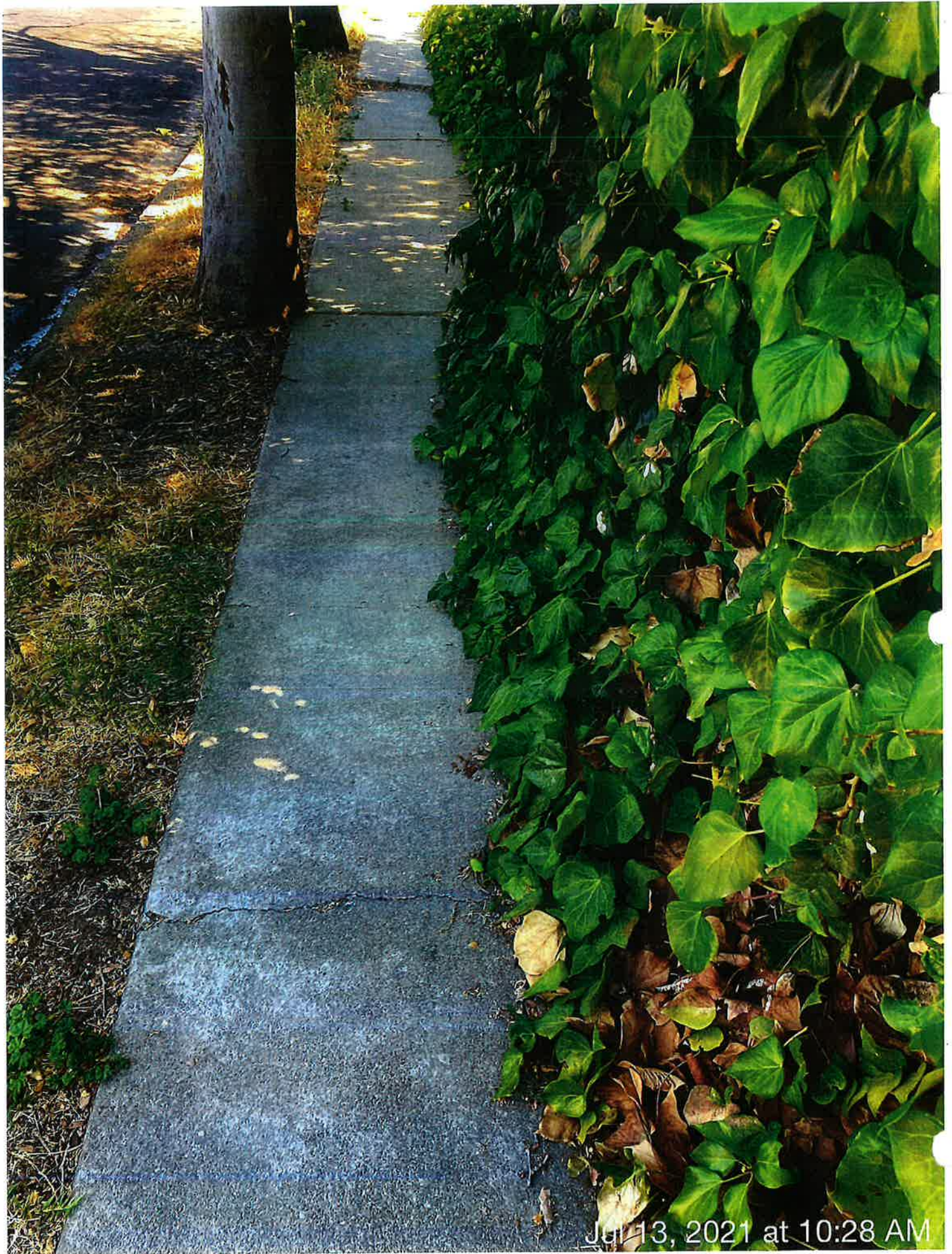
Jul 13, 2021 at 10:27 AM



Jul 13, 2021 at 10:27 AM

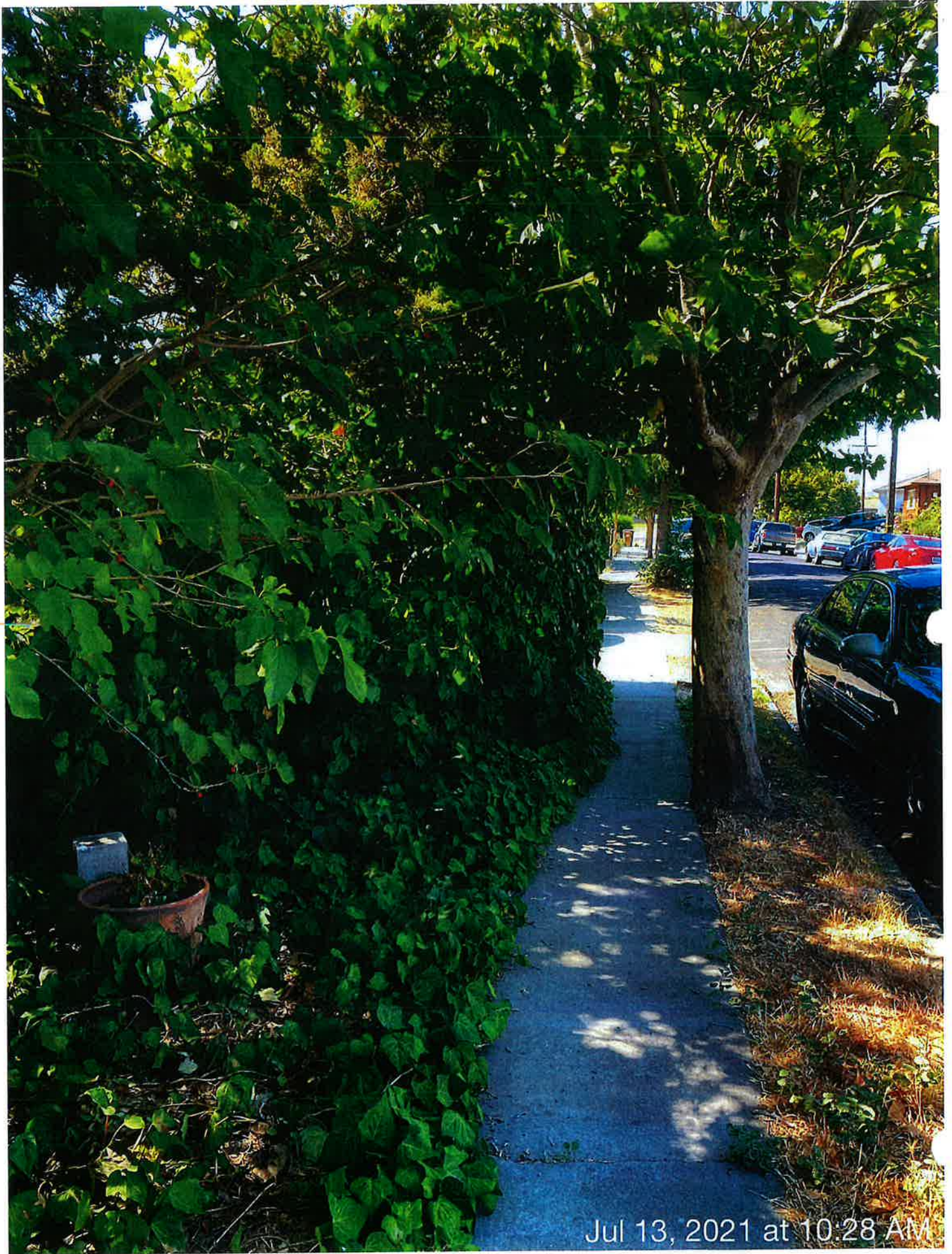


Jul 13, 2021 at 10:27 AM



Jul 13, 2021 at 10:28 AM





Jul 13, 2021 at 10:28 AM



ADMINISTRATIVE CITATION City of Antioch

Citation # **28521**

- ☒ Code Enforcement - (925) 779-7042
☐ Police Department - (925) 779-6900
☐ Animal Control - (925) 779-6989

Date of Violation 8-11-21	Time 1200	<input type="checkbox"/> AM <input type="checkbox"/> PM	Day of Week WEDNESDAY
Location of Violation 1123 COOK ST			
Citation Issued To (owner/resident/business) JACKSON C RAY BREIDER AWW			
Address (if different than violation) 2025 THORNSBERRY RD			
City ANTIOCH	State CA	Zip 94576	
Driver's License	State	DOB	
Vehicle License	State	Year	Make Model Color

You are being issued an Administrative Citation for the violation(s) listed below. Continued violation may result in additional Administrative Citations and/or legal action.

<input checked="" type="checkbox"/> 1 st Violation - \$100.00/\$130.00	Refer to the back of this citation for information on paying the amount indicated.
<input type="checkbox"/> 2 nd Violation - \$500.00/\$700.00	
<input type="checkbox"/> 3 rd Violation - \$1,000.00/\$1,300.00	

Code Section	Description of Violation	Fine Amount
5-1.202(A)(2)	OVERGROWN VEG	\$ 100.00
7-2.623(A)(2)	ENCROACHMENT	\$ 100.00
9-5.1210	TREES (OVERGROWN)	\$ 100.00
		\$
		\$

REINSPECTION FEE: \$ 240.00 TOTAL DUE: \$540.00

Notes:

CUT, TRIM, AND DISPOSE OF ALL OVERGROWN, ENCROACHING VEGETATION INCLUDING TREES HANGING TOO LOW OVER THE SIDEWALK AND STREET.

Issuing Officer **A.L. EGUSA** ID number **8-11** Date **8-11-21** Case # **152107-123**

TO AVOID ADDITIONAL CITATIONS, YOU MUST CORRECT THE ABOVE VIOLATION(S) ON OR BEFORE: **8-21-21**

Questions regarding payment of this citation, call the Finance Department, (925) 779-7055. Mail payment to:

925 779-6136
City of Antioch
Finance Department
P.O. Box 6007
Antioch, CA 94531-5007

To pay in person, the Cashiers are located on the First Floor of City Hall, 200 H Street, Antioch, California, Monday - Friday - 8:00 a.m. - 4:30 p.m. except holidays

See Reverse Side

WHITE - FILE COPY / YELLOW - VIOLATION COPY / PINK - FINANCE COPY

CITY OF ANTIOCH
P.O. BOX 5007
ANTIOCH, CA 94531-5007

ORDER: You are ordered to immediately cease the commission of the violation(s) listed on the reverse of this Administrative Citation.

ADMINISTRATIVE CITATION: Pursuant to Section 1-2.01(E) of the Antioch Municipal Code, each day the violation continues is a separate and distinct offense and subject to additional citations. Fines per each count of the Antioch Municipal Code Section violated are as follows: first Citation \$100.00, second Citation \$200.00, third and subsequent Citations \$500.00. Notwithstanding the above violations of local building and safety codes are punishable by fines of \$130 for the first citation, \$700 for second Citation and \$1,300 for third and subsequent Citations.

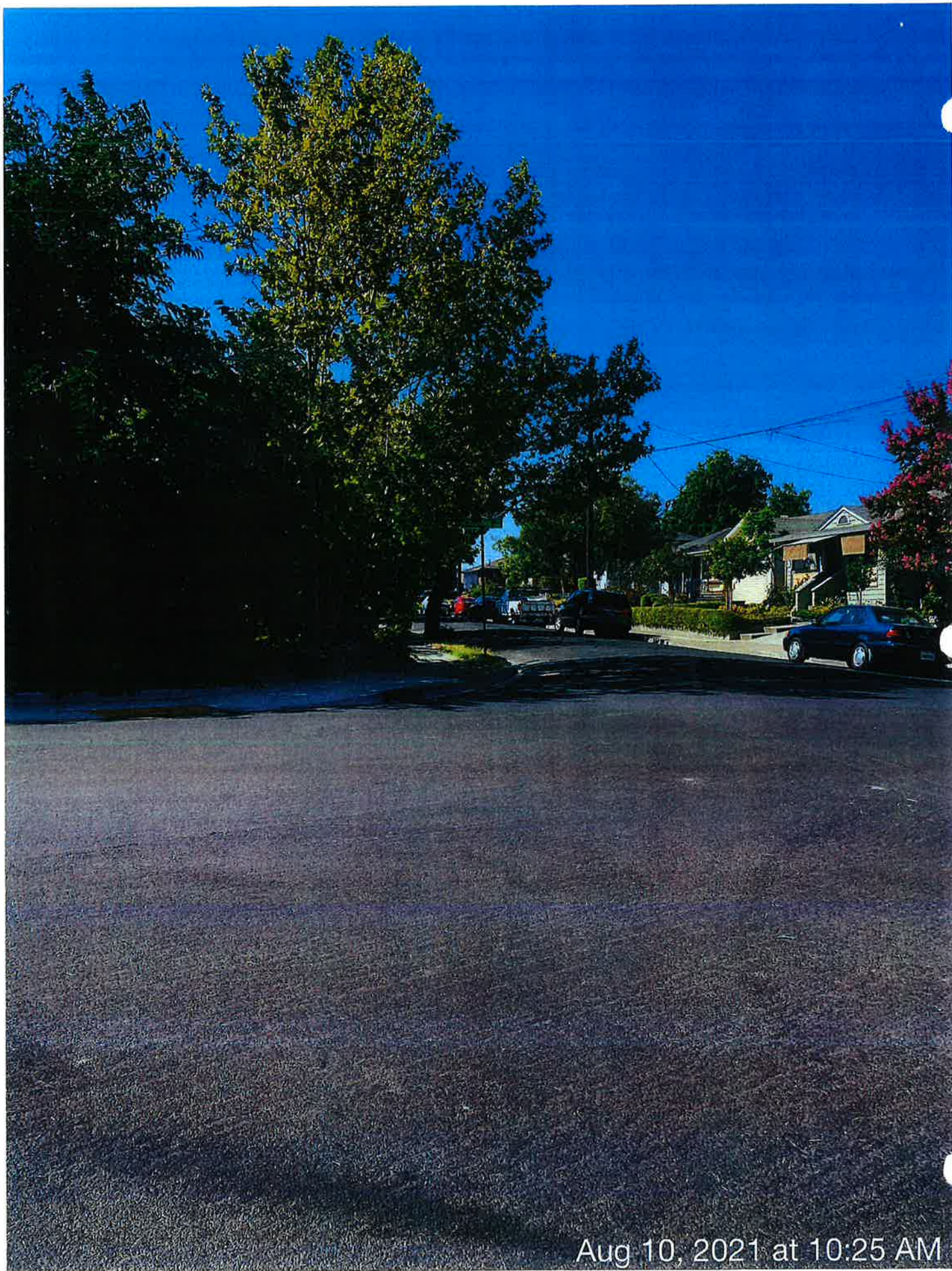
RIGHTS OF APPEAL: You have the right to contest this Administrative Citation at a public hearing before a "Administrative Review Panel" ("ARP"). To request a hearing, you must pay an advance deposit in the full amount of the fine and submit that amount with the written appeal either by mail to the City Clerk, P.O. Box 5007, Antioch, CA 94531-5007, or in person to the City Clerk's office at City Hall, 200 H Street, Antioch, within ten (10) days from the date of the Administrative Citation. A properly filed appeal will result in written notification of the date and time set for your hearing. Failure to appear at your hearing will constitute a failure to exhaust your administrative remedies. Any person who requests an appeal of an administrative citation and is unable to make the advance deposit of the fine required under AMC §1-5.05(B) may file an advance deposit hardship waiver application. Applications may be obtained from the City Clerk's Office at the above address and must be submitted with the appeal request.

HOW TO PAY FINE: The amount of the Administrative Fine(s) is listed on the reverse of this Administrative Citation and must be paid to the City of Antioch within ten (10) days from the date of this Citation. You may pay and deliver the Administrative Fine(s) to the City by mail (P.O. Box 5007, Antioch, CA 94531-5007) or in person to the Cashiers in the Finance Department, First Floor of City Hall, 200 H Street, Antioch. Payment should be in the form of a personal check, cashier's check, money order, VISA, Master Card or Discover Card. Unless you have requested a hearing to appeal the Administrative Citation, you will be subject to the imposition of a ten percent (10%) late payment penalty if the Administrative Fine(s) is not paid. Payment of Administrative Fine(s) does not permit any continuation or repeated occurrence of the violation(s) listed on the reverse of this Administrative Citation.

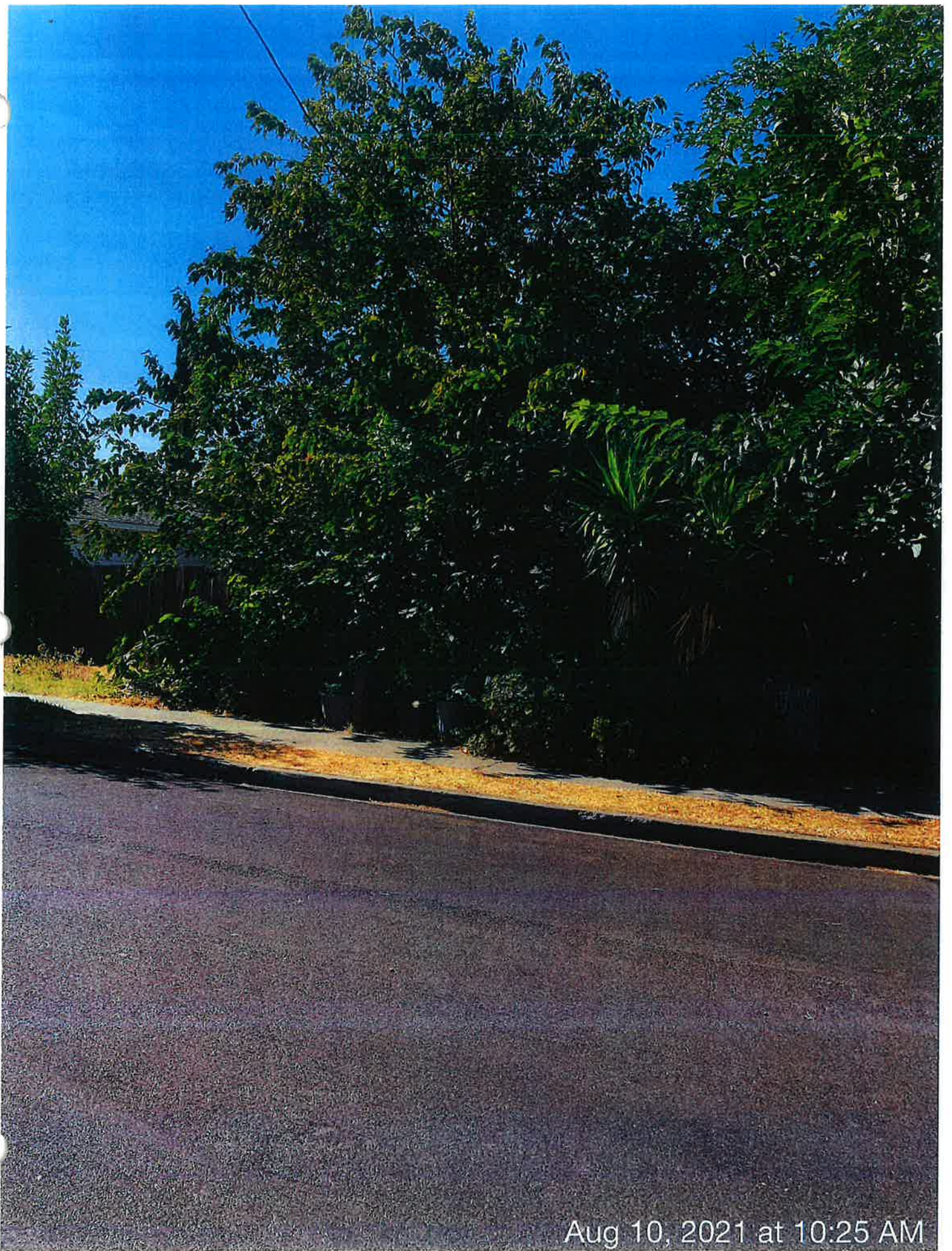
CONSEQUENCES OF FAILURE TO PAY THE FINE(S): The City will collect any unpaid Administrative Citation fines or late payment charges by use of all available legal means, including, but not limited to, those means available for the collection of judgments, special assessment liens on real property and all actions for recovery of money. The City has the authority to collect all costs and attorney fees associated with the filing of such actions.

RIGHT TO JUDICIAL REVIEW: Any person aggrieved by an administrative decision of the ARP on an Administrative Citation may obtain review of the administrative decision by filing a petition for review with the Superior Court in Contra Costa County in accordance with the timelines and provisions set forth in California Government Code Section 53069.4.

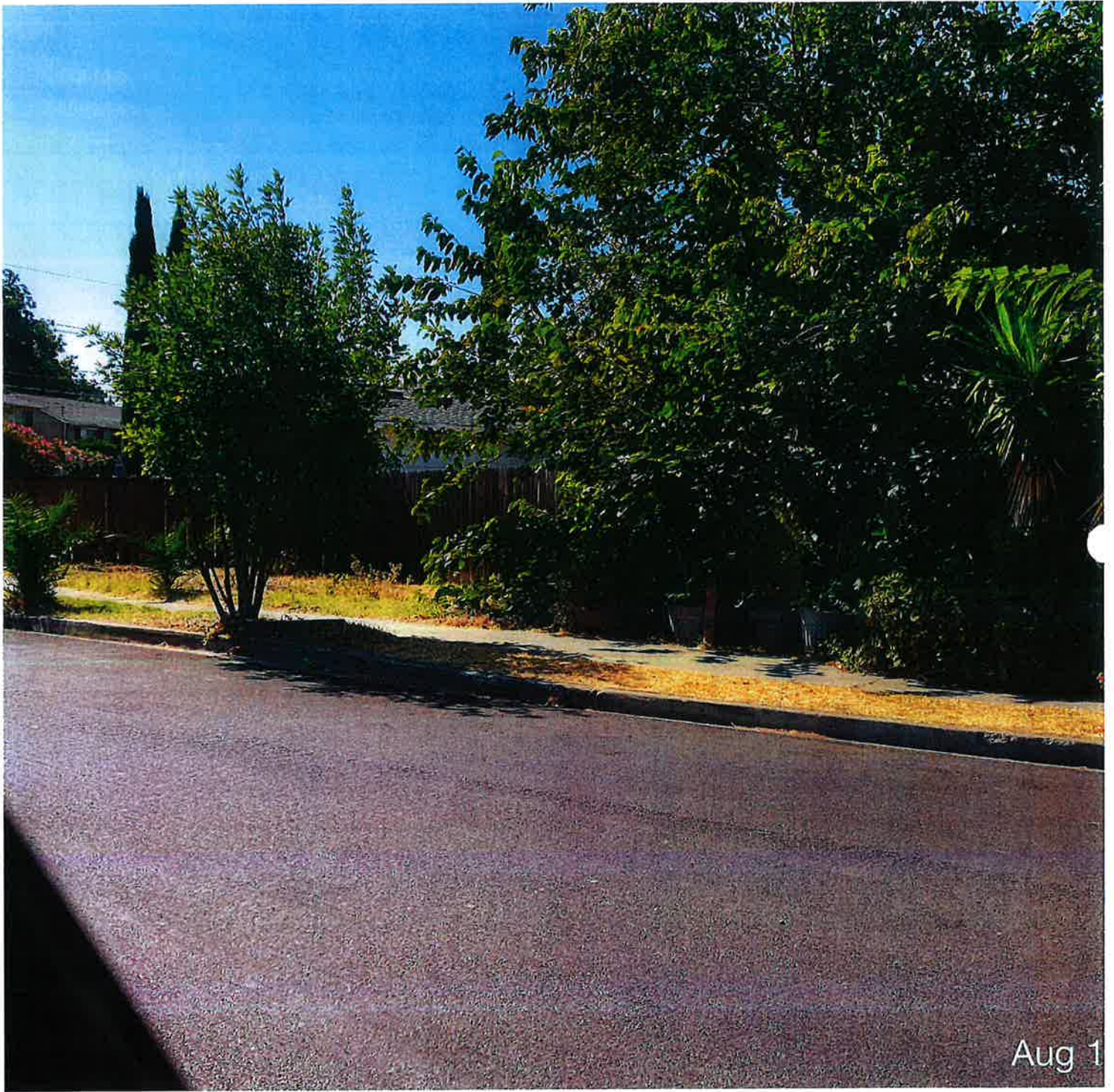
IMPORTANTE.
POR FAVOR HAGA QUE LA INFORMACION EN ESTE FORMULARIO
SEA TRADUCIDA PARA USTED.

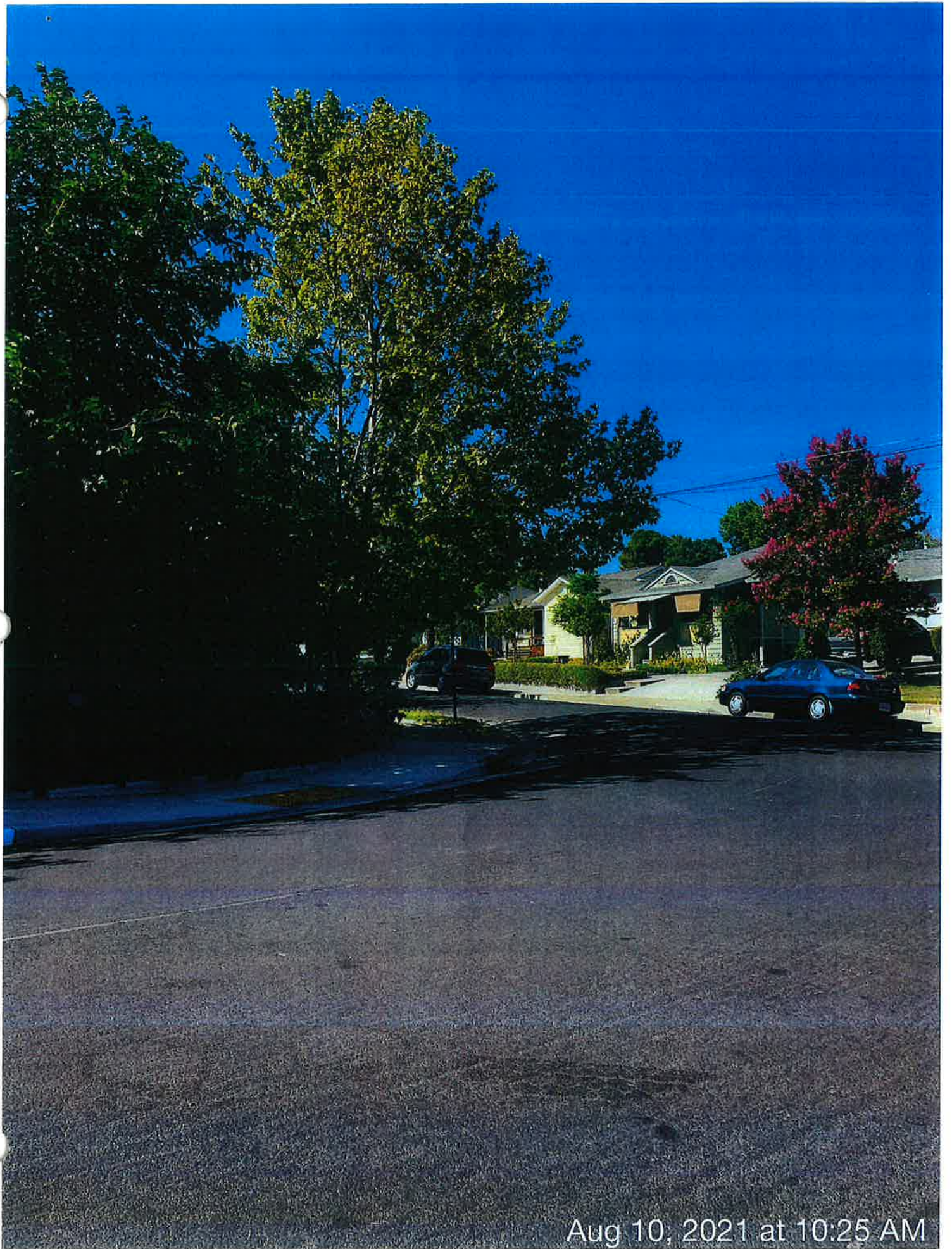


Aug 10, 2021 at 10:25 AM



Aug 10, 2021 at 10:25 AM



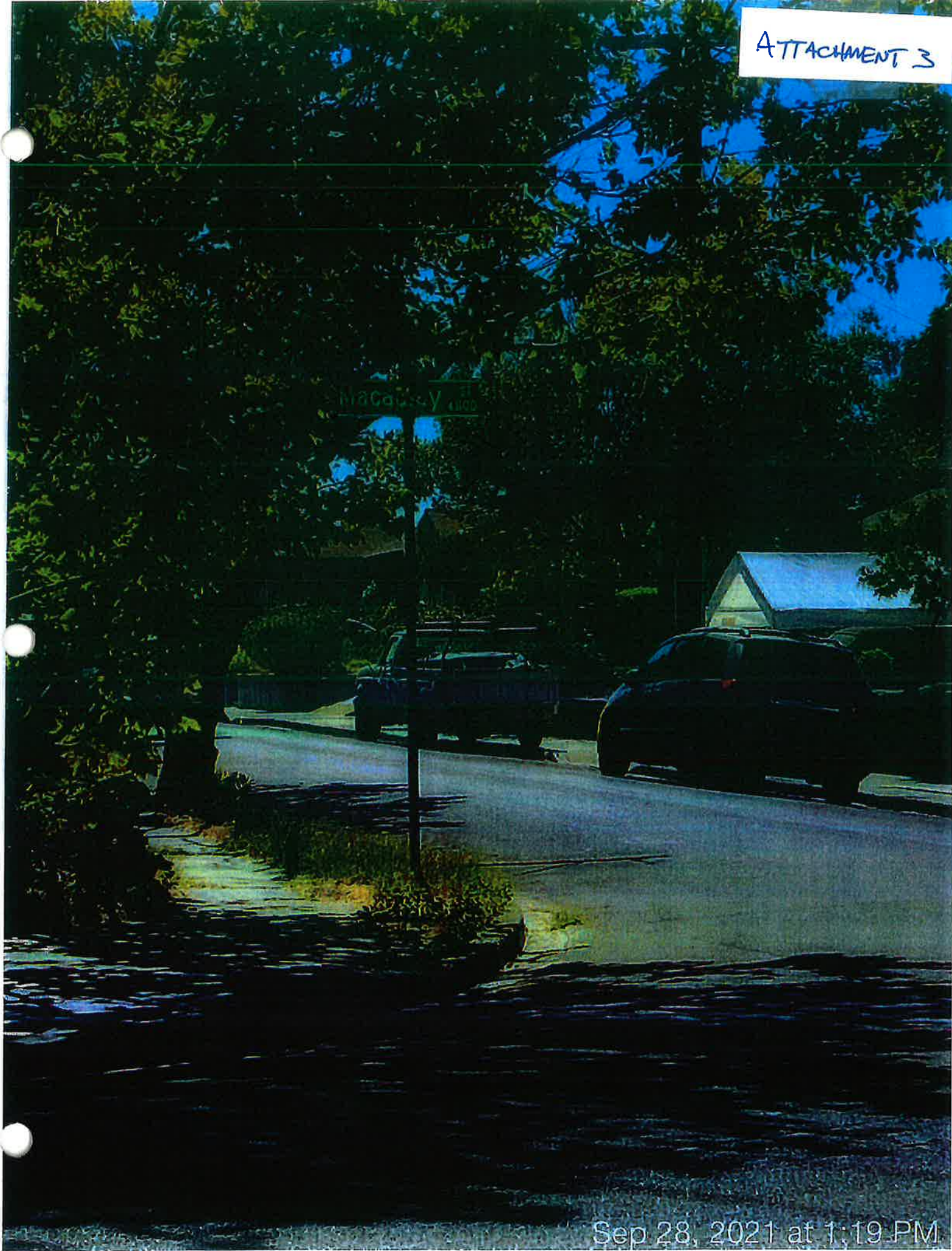


Aug 10, 2021 at 10:25 AM



Aug 10, 2021 at 10:26 AM

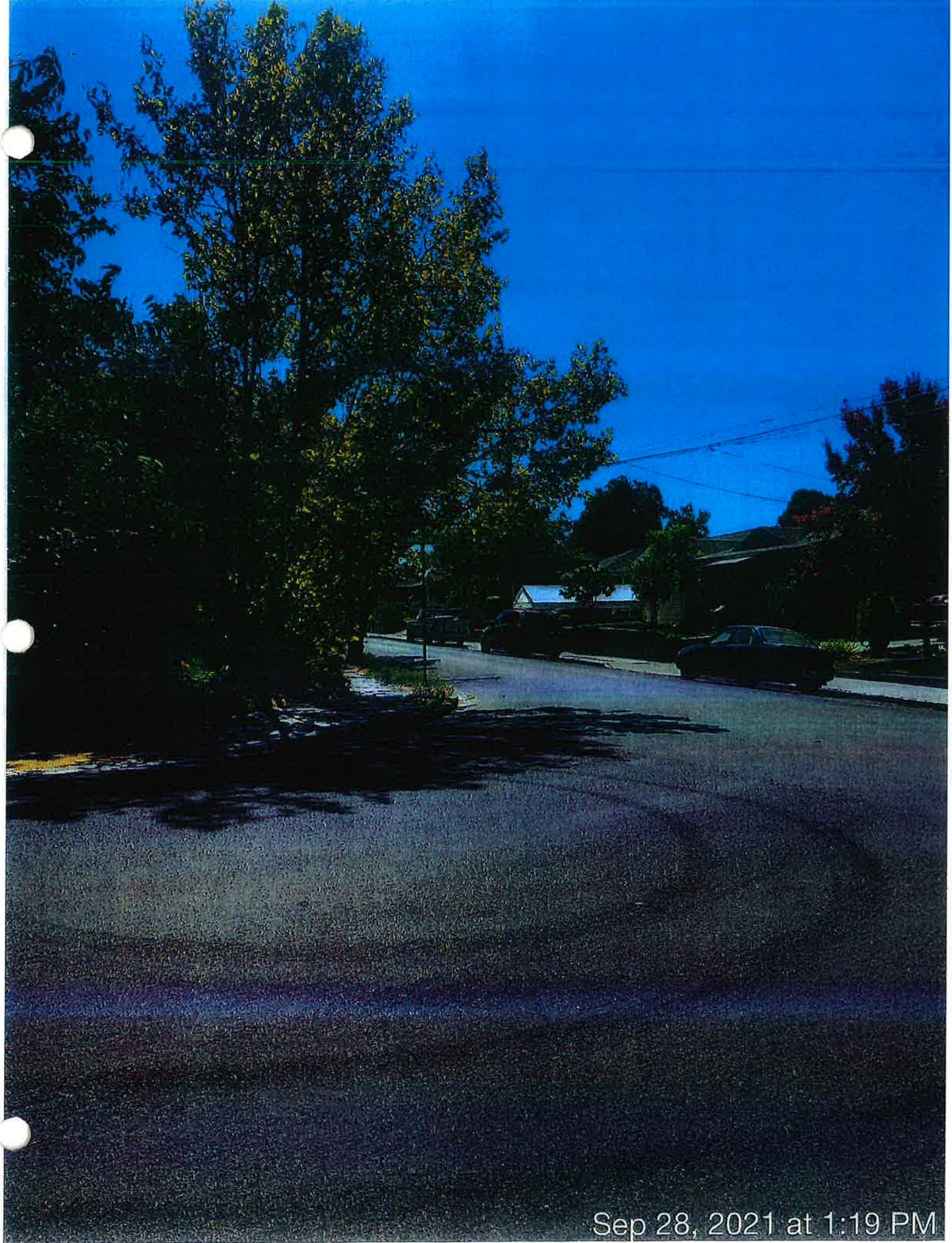
ATTACHMENT 3



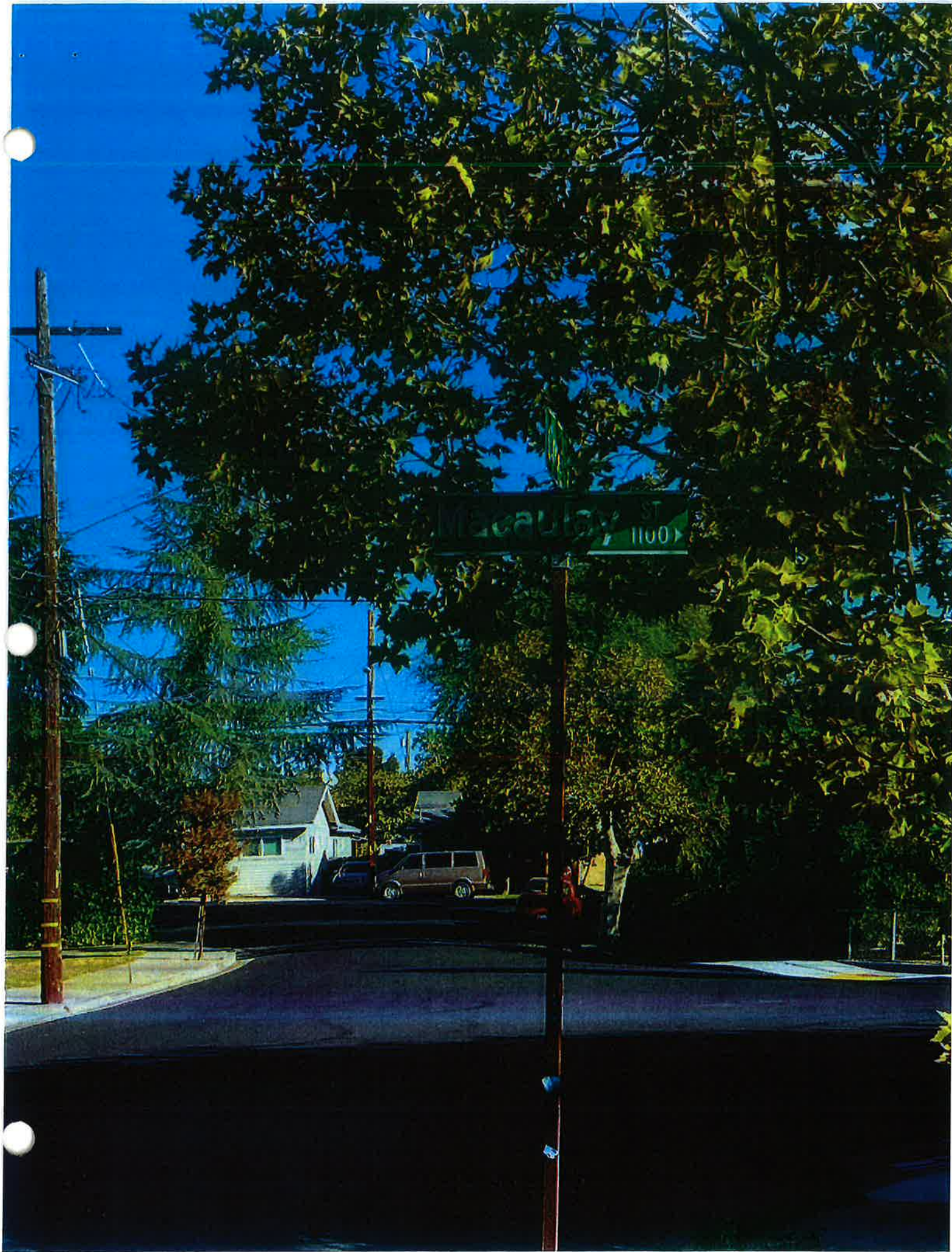
Sep 28, 2021 at 1:19 PM



Sep 28, 2021 at 1:18 PM

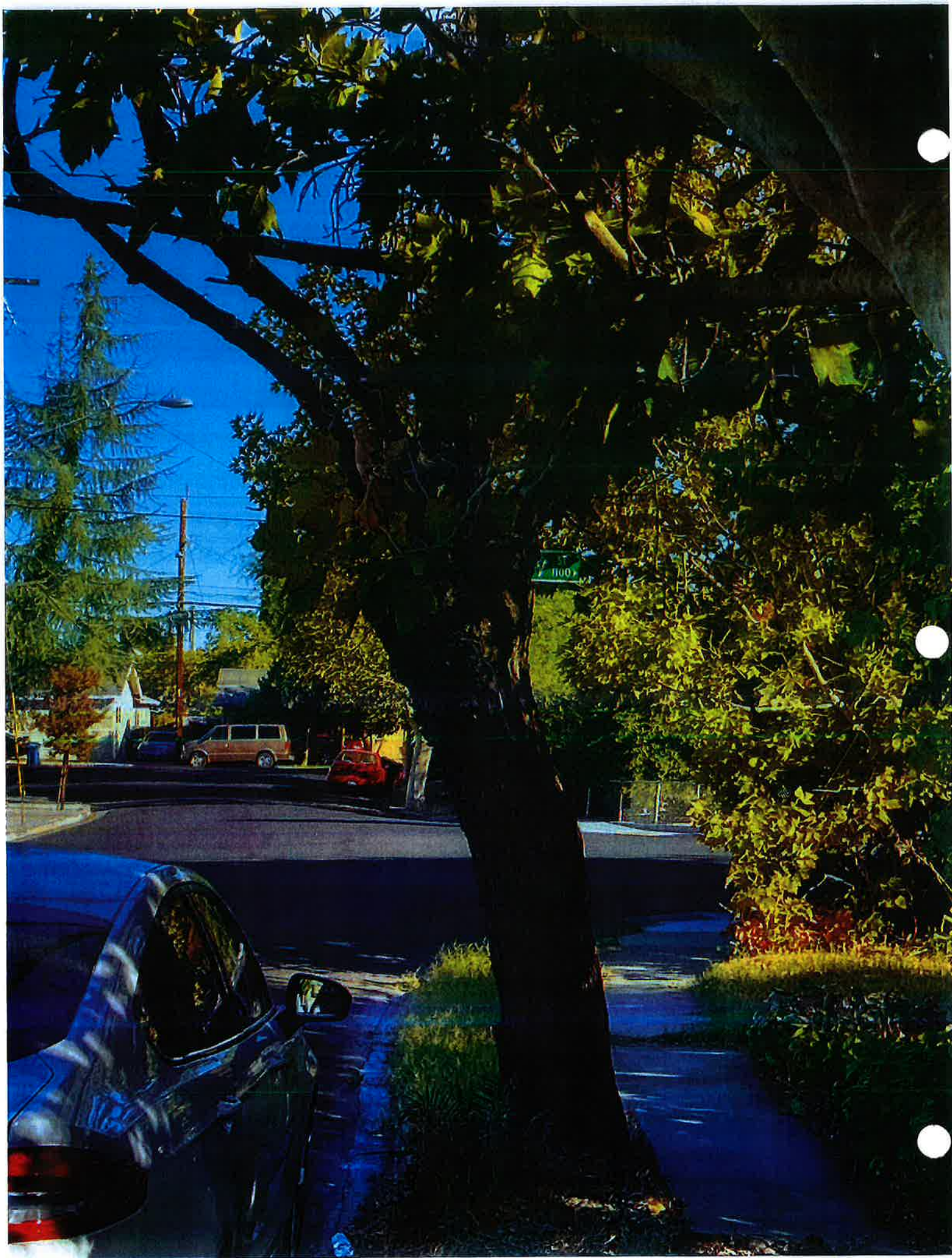


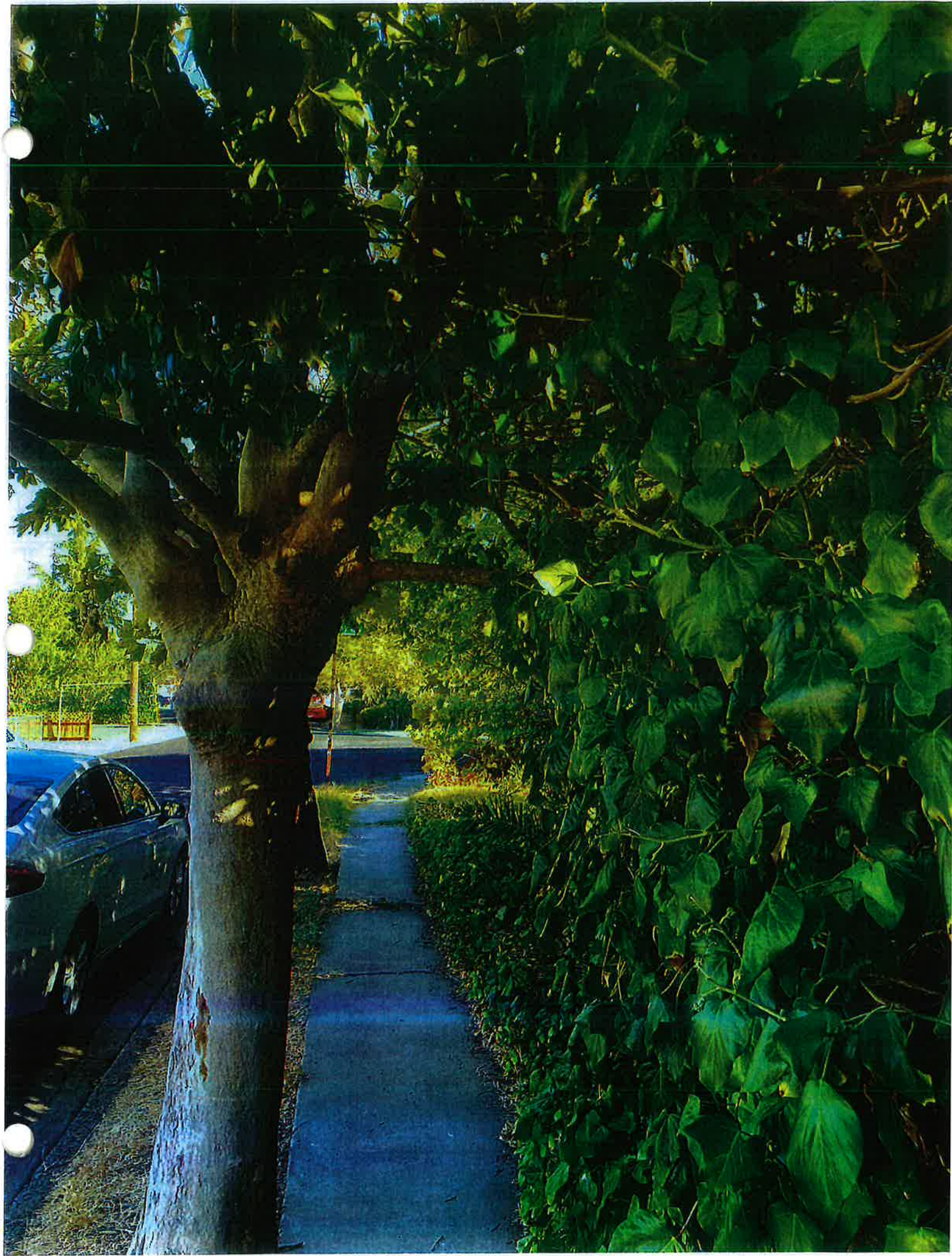
Sep 28, 2021 at 1:19 PM

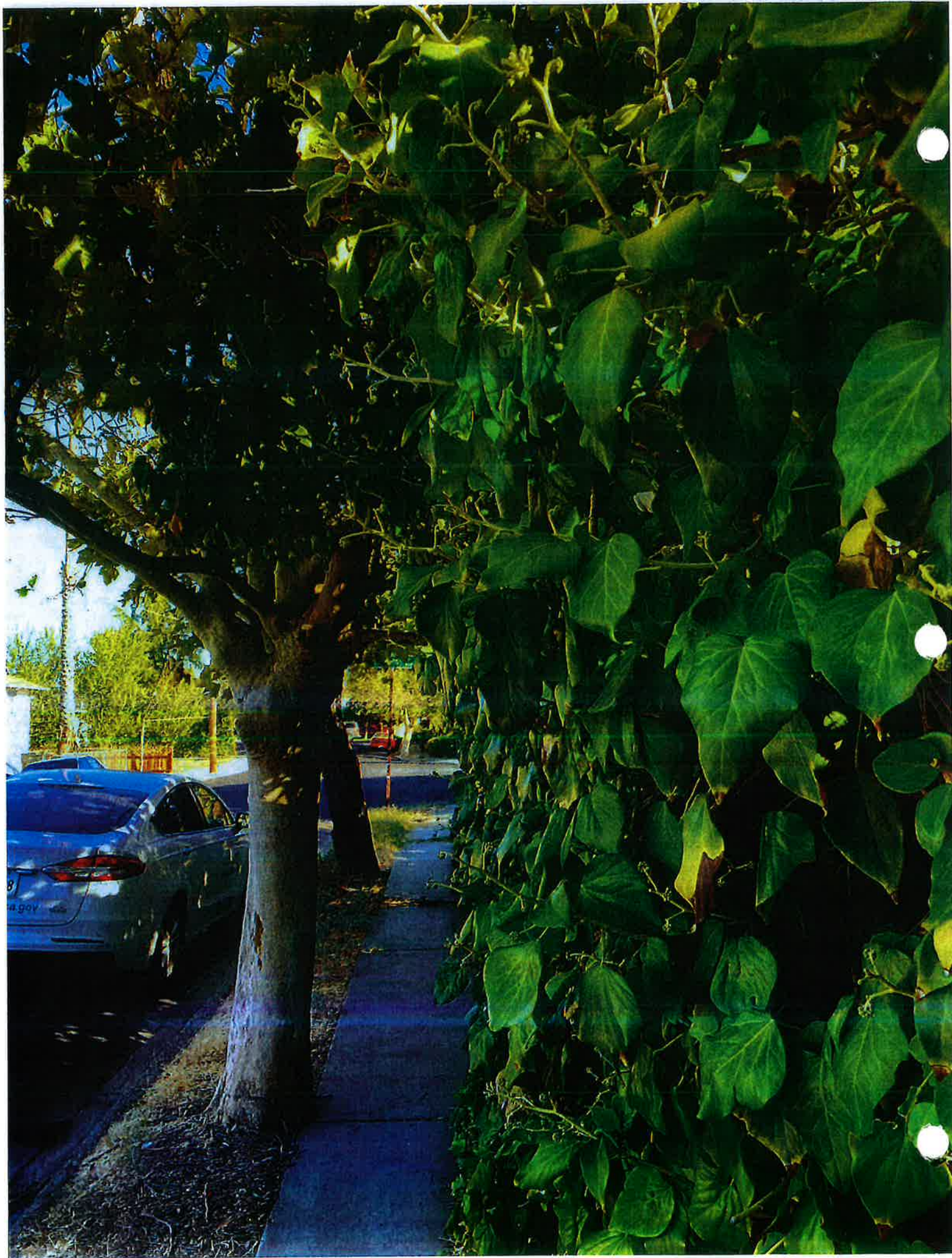








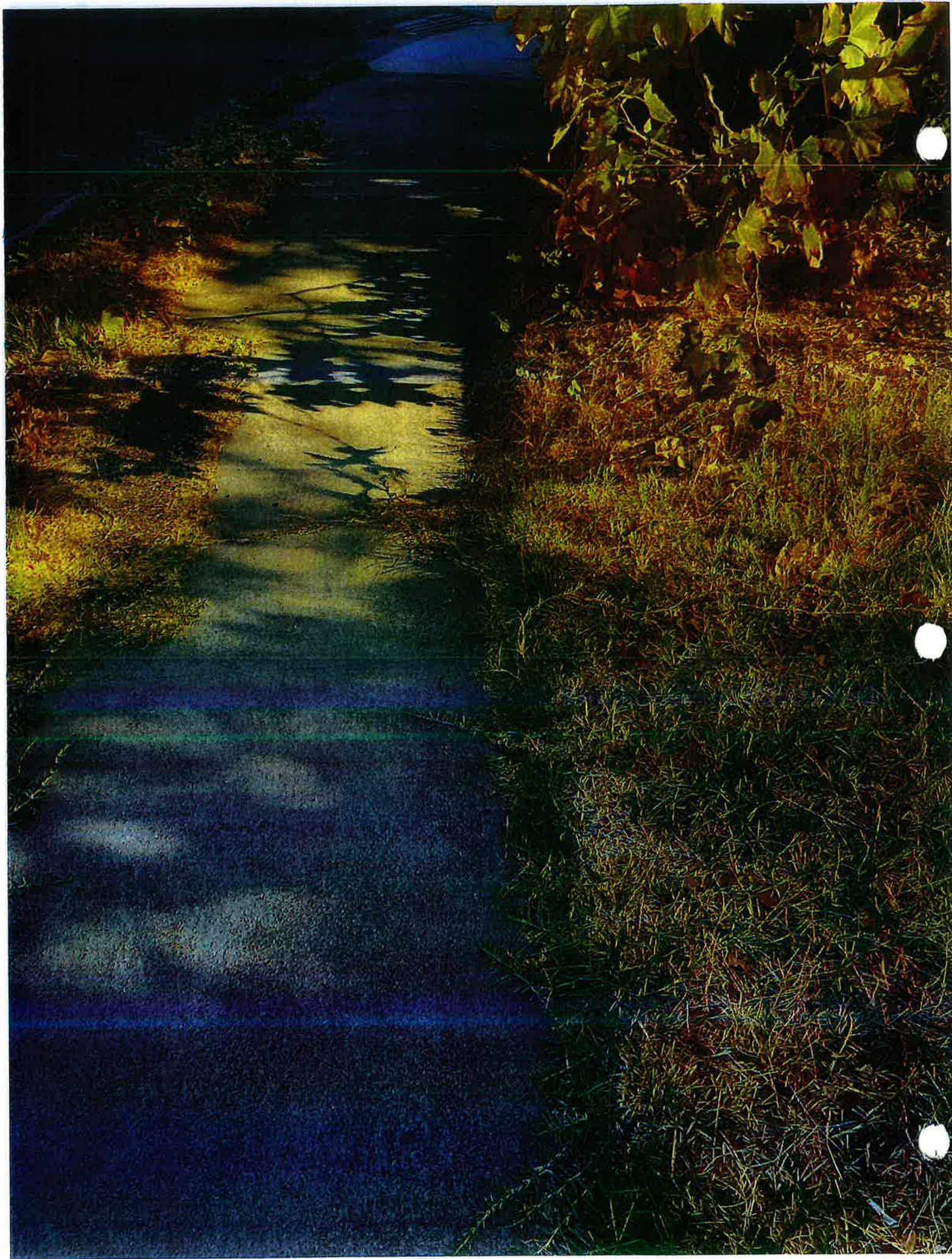


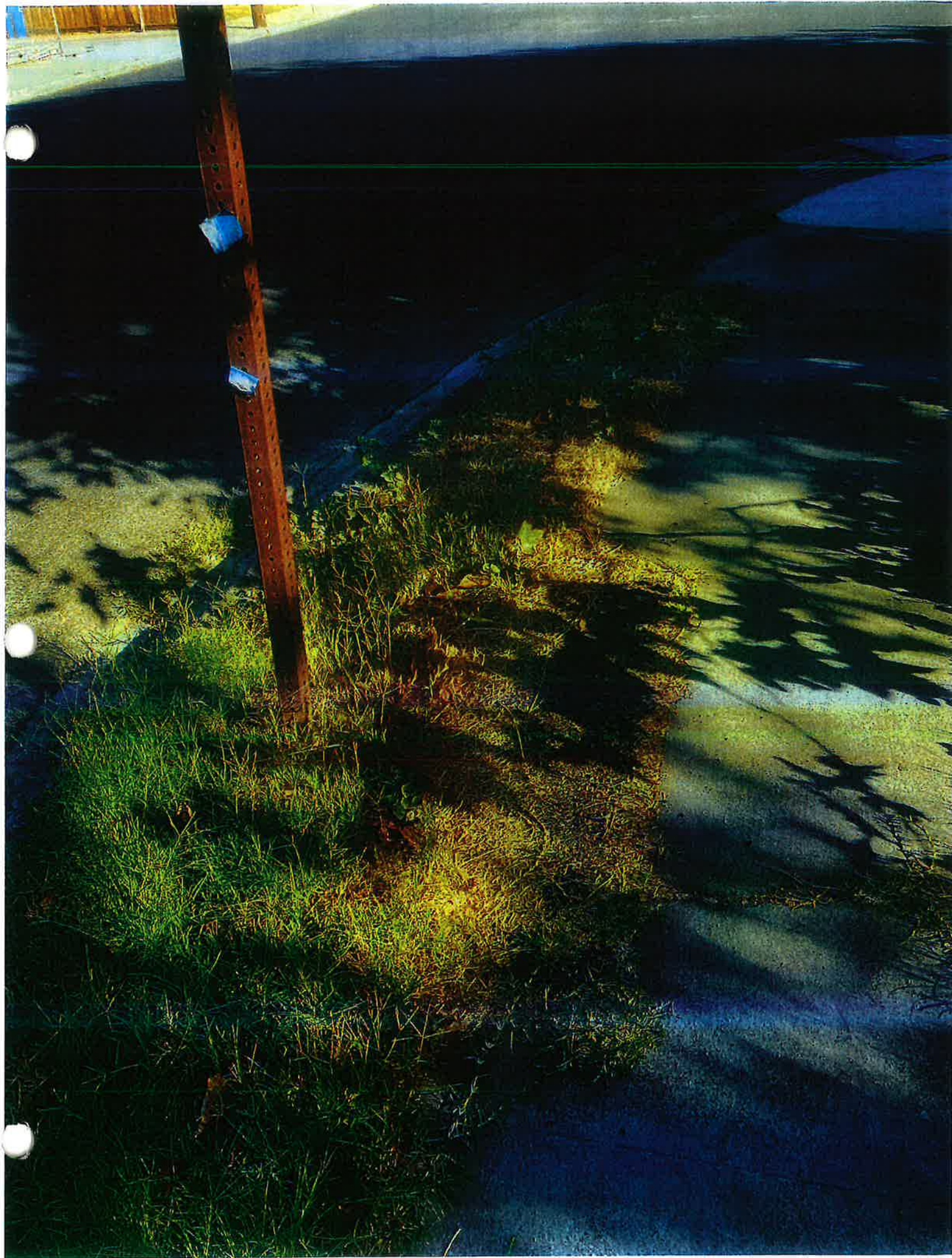


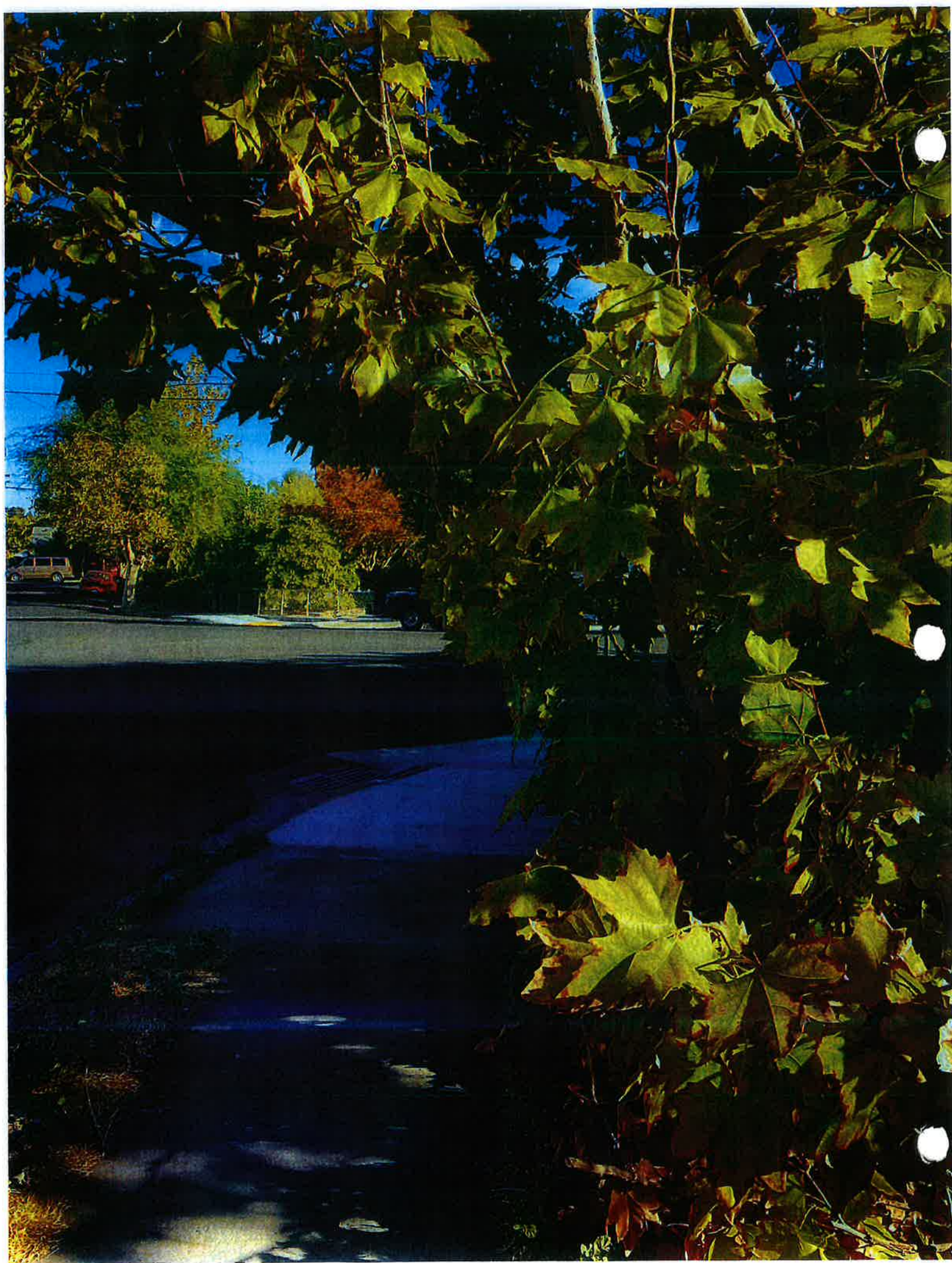


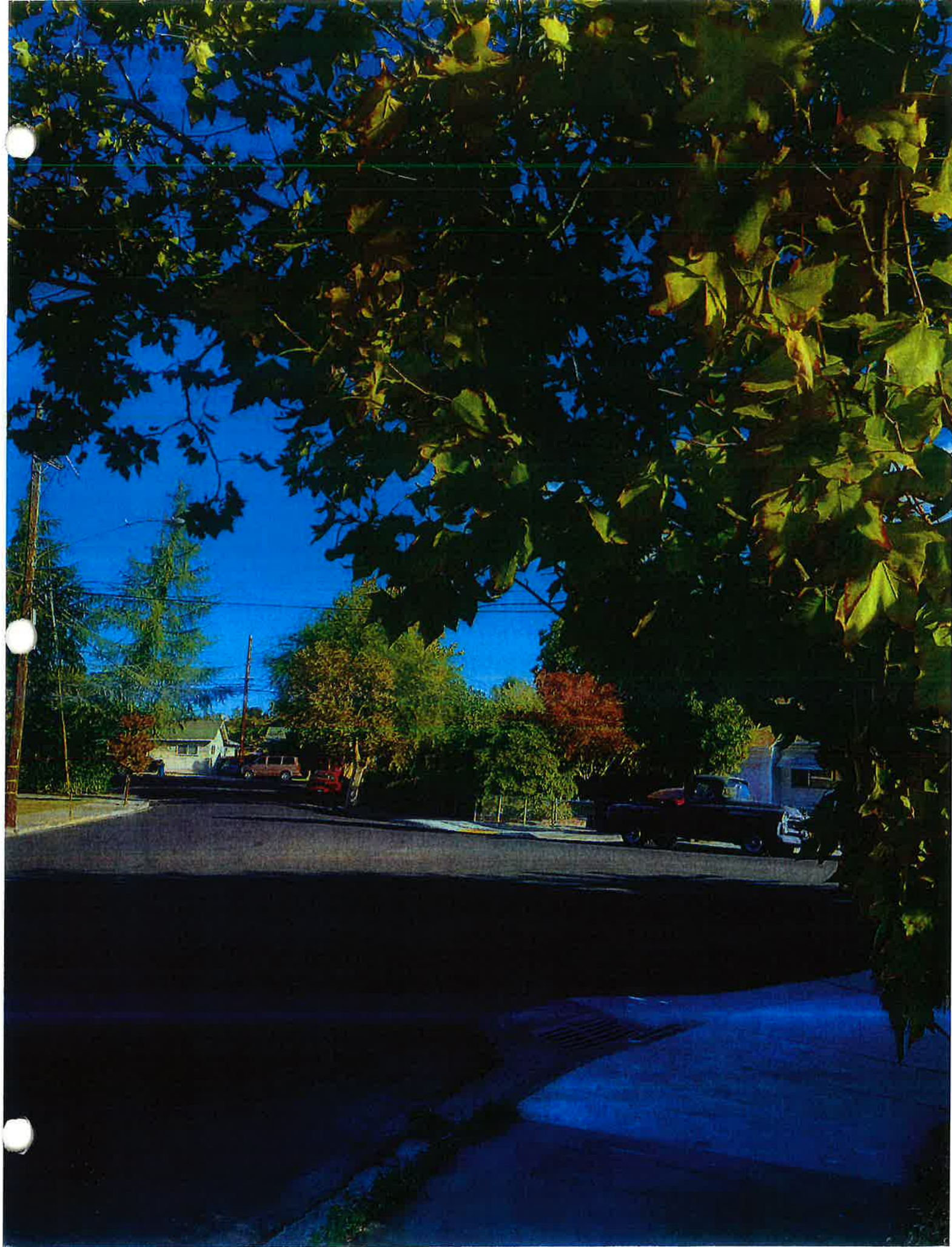


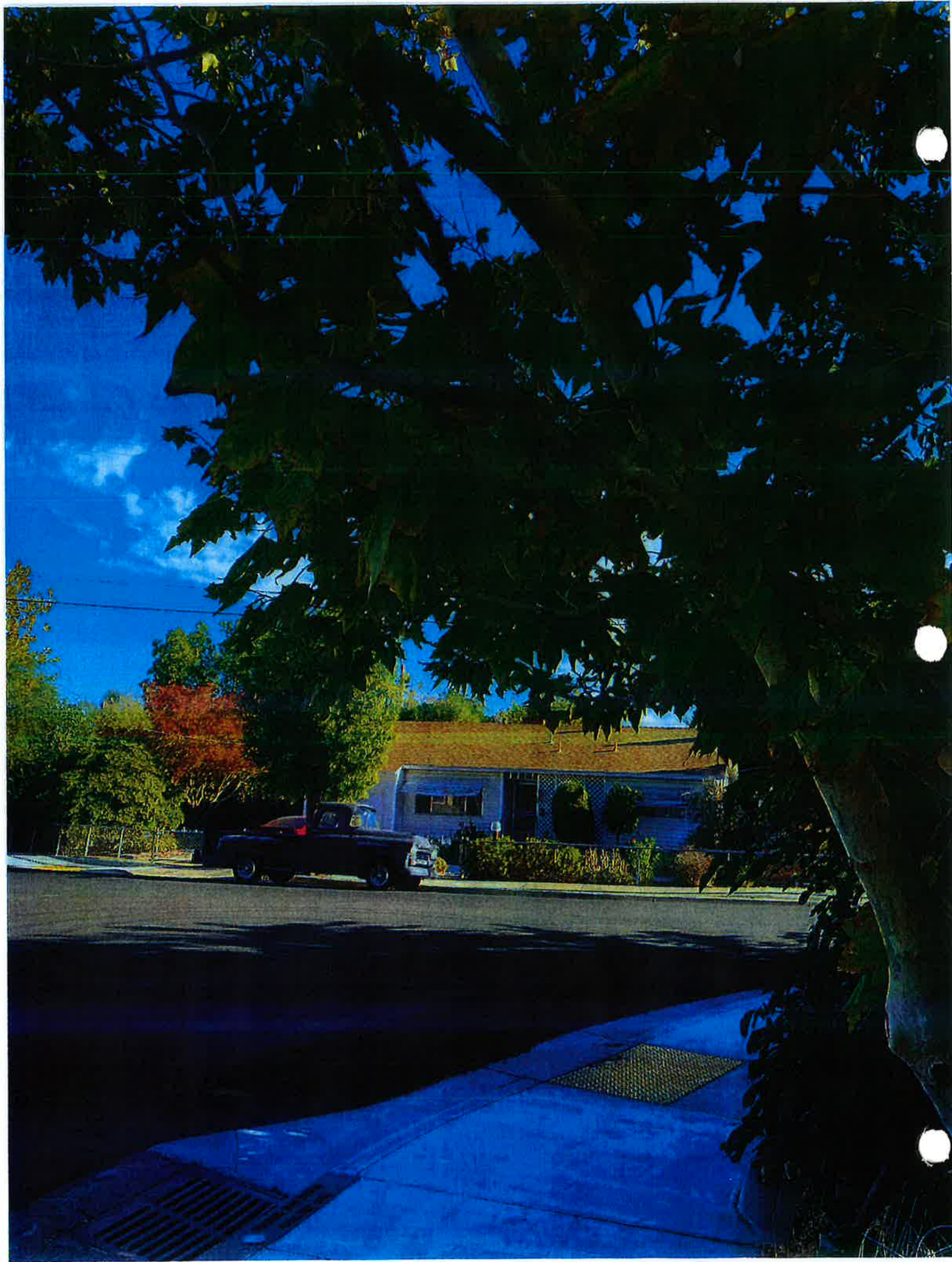




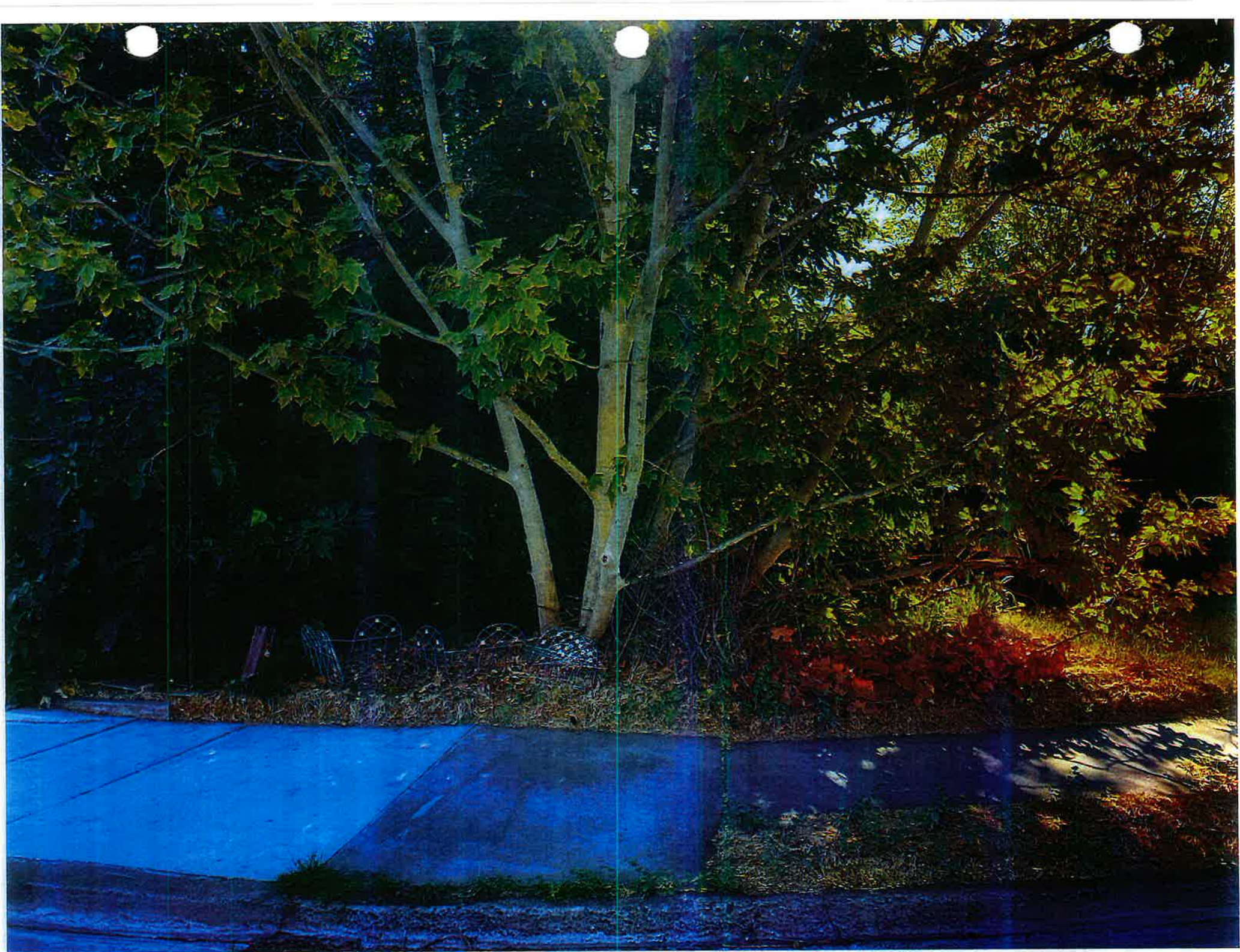




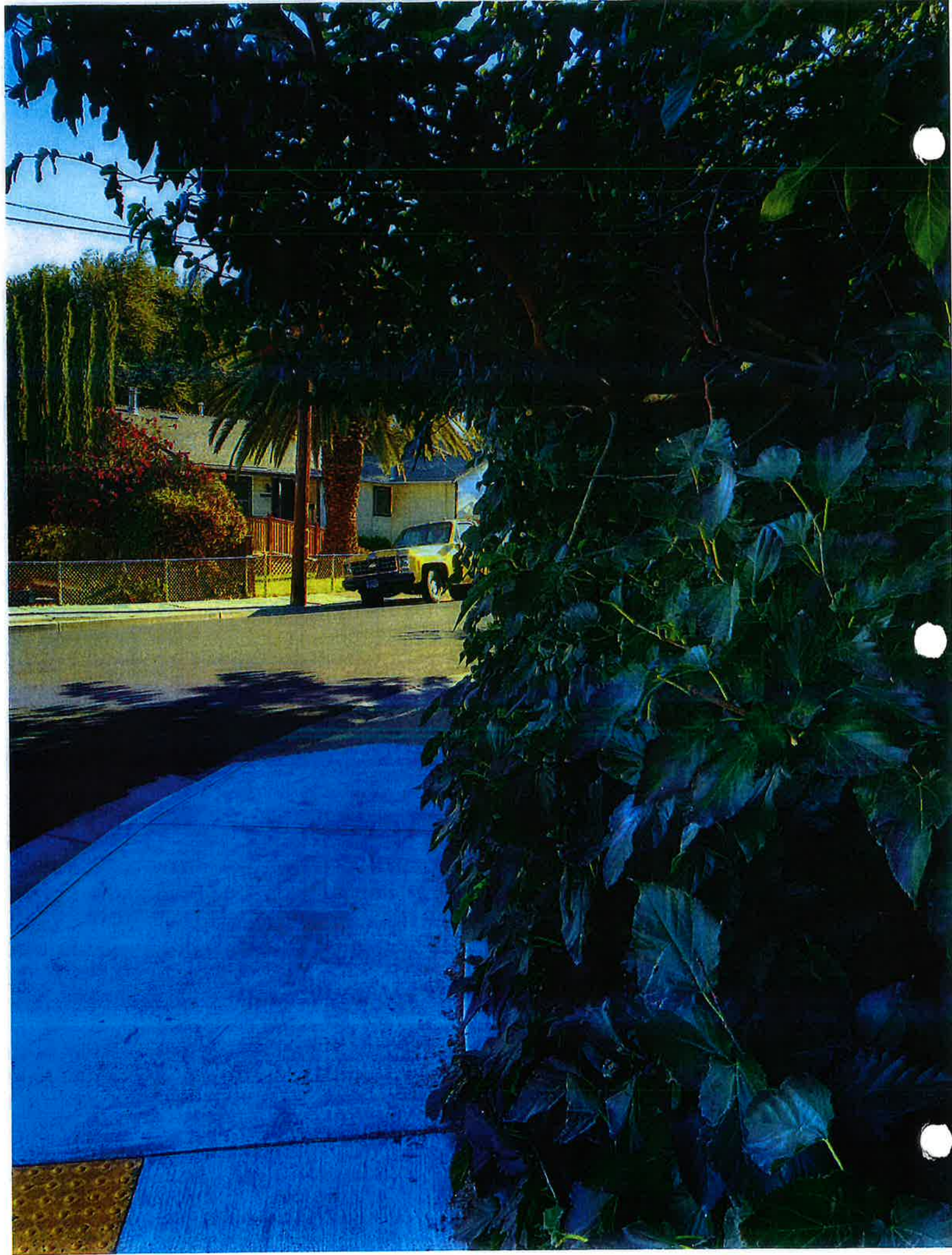




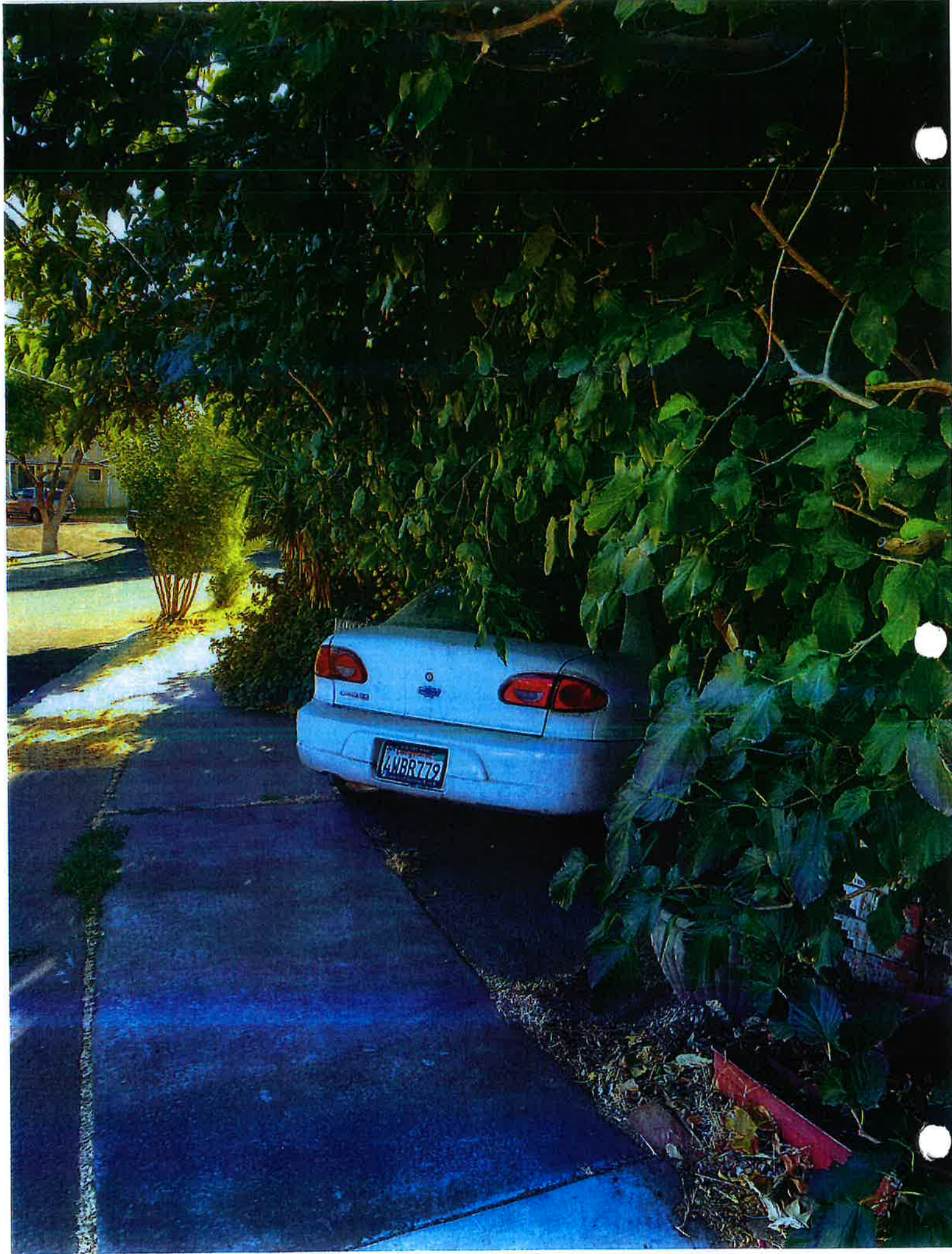


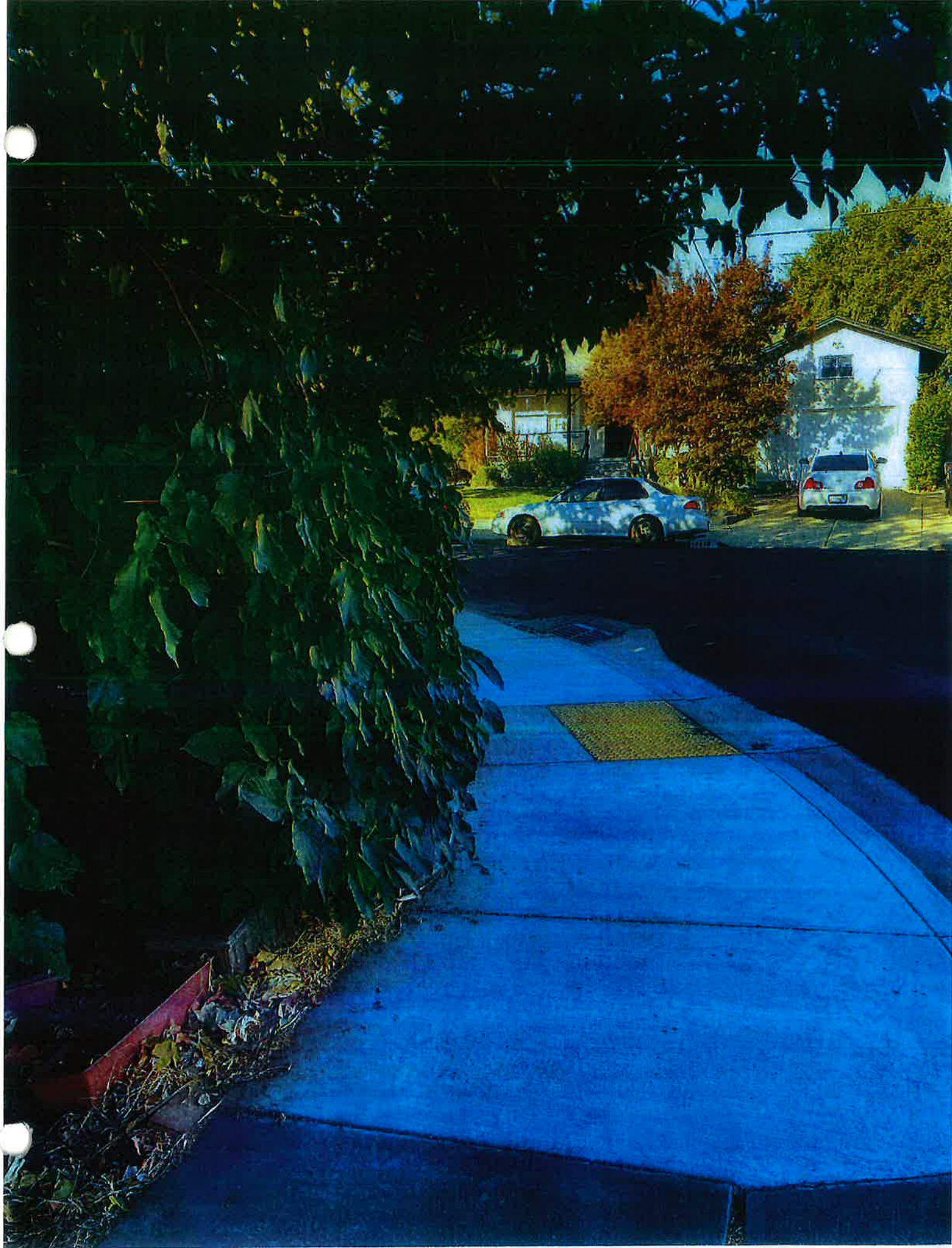


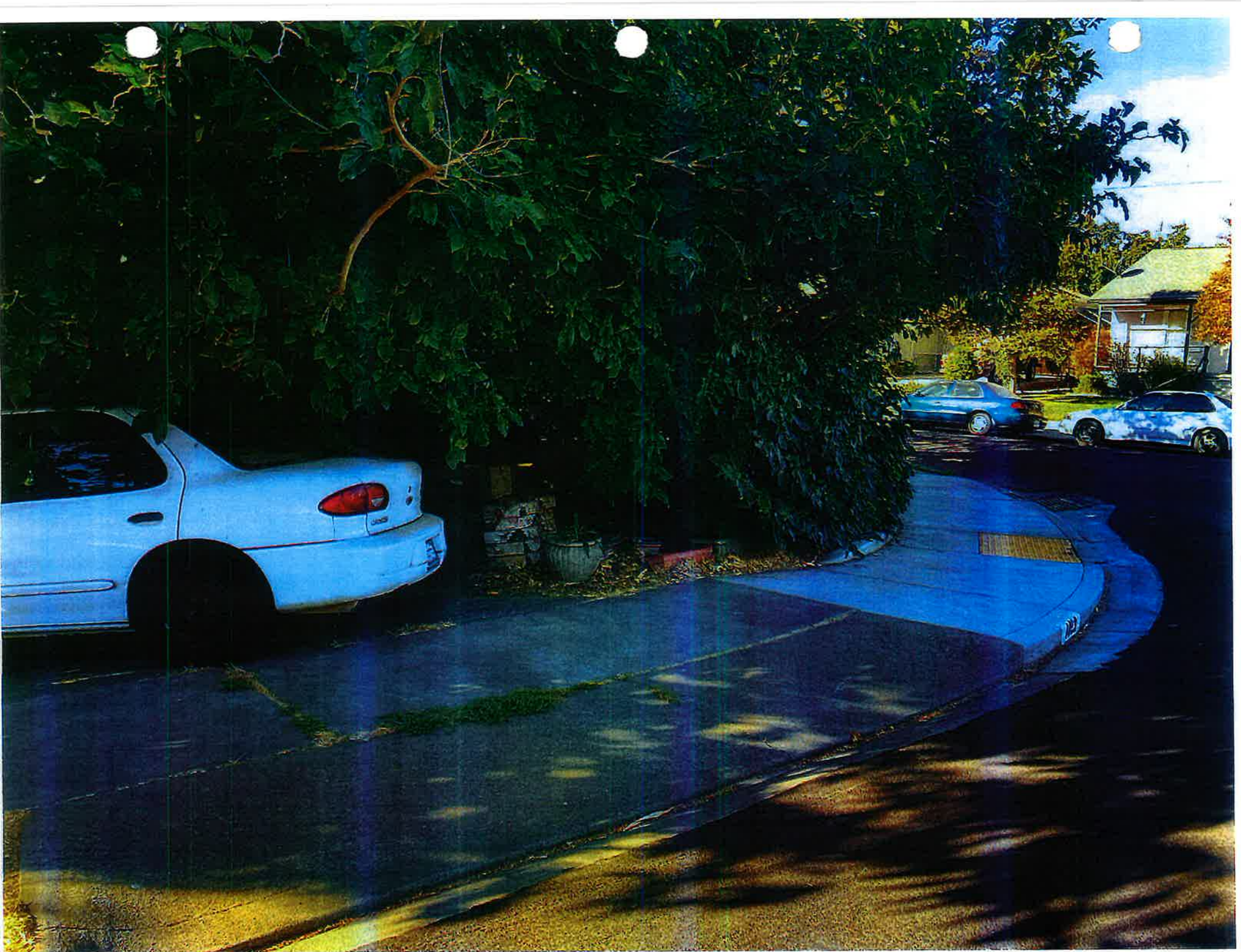


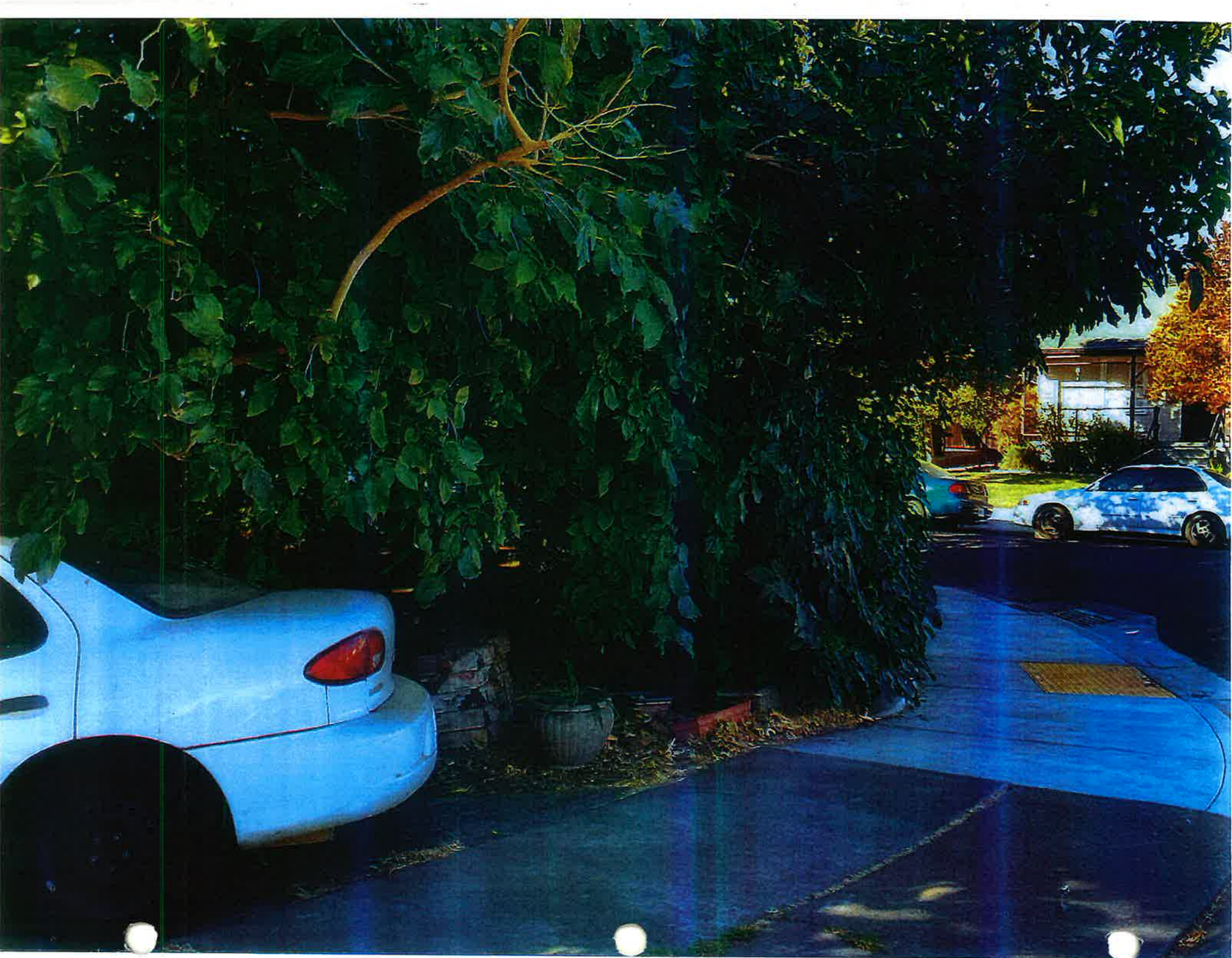


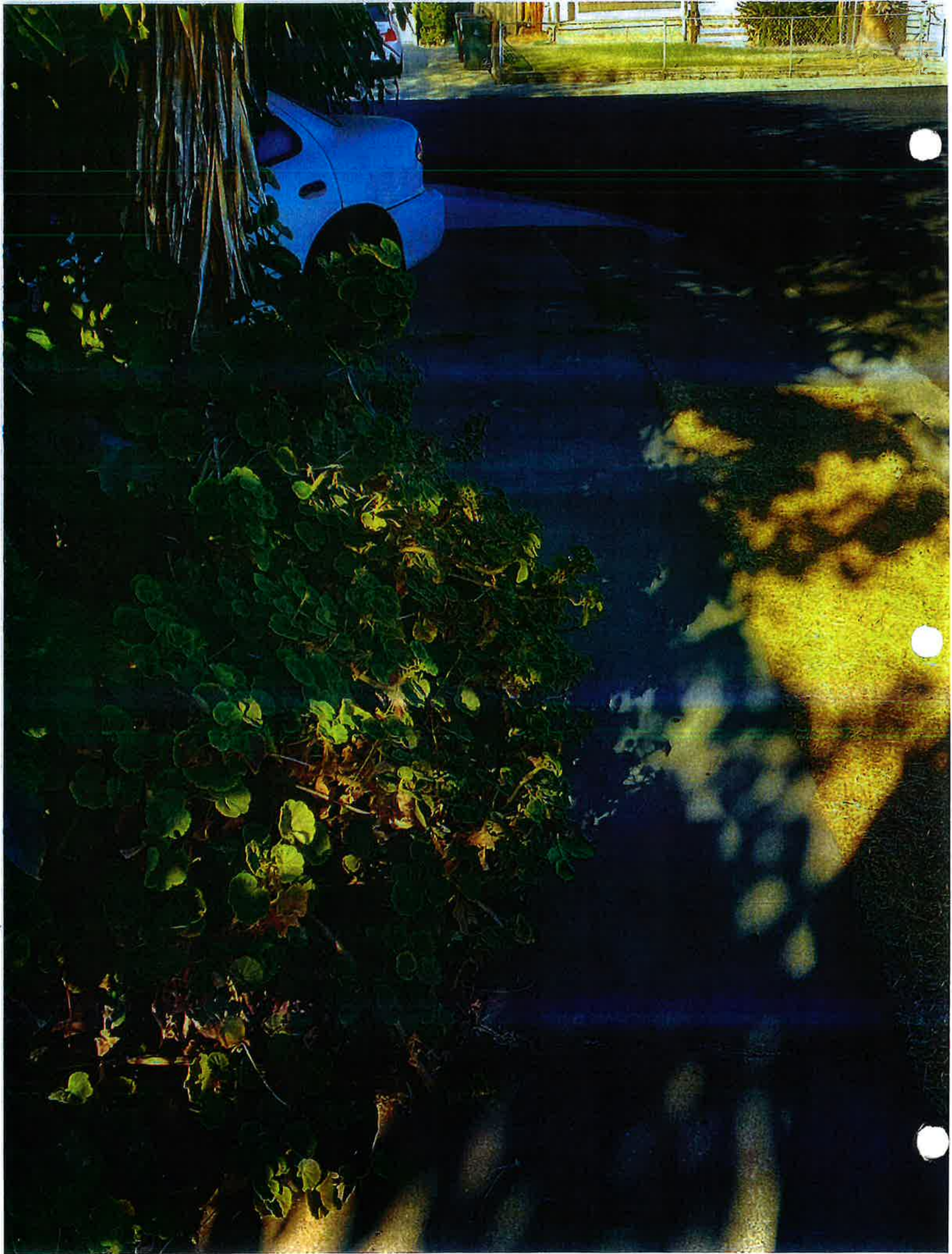






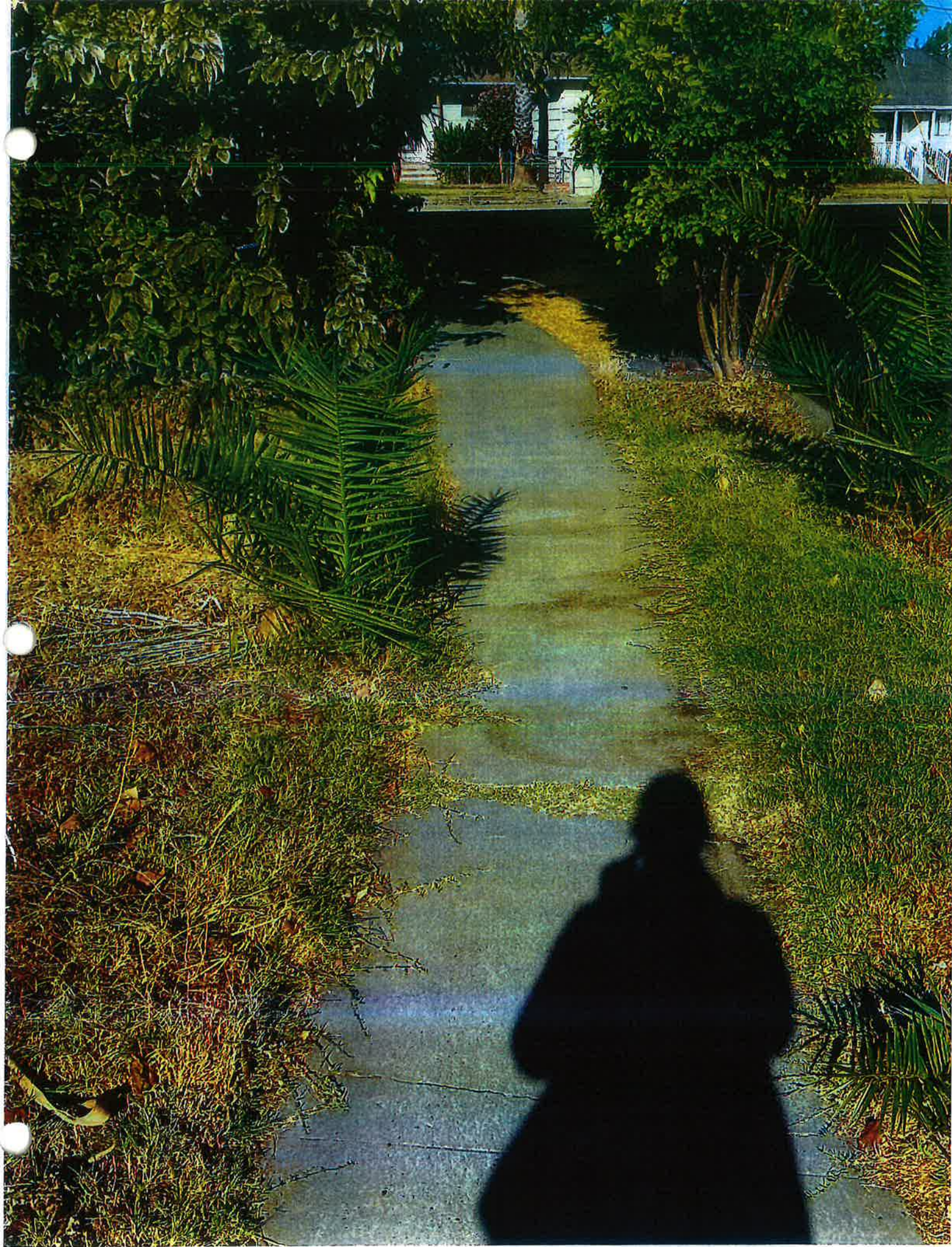




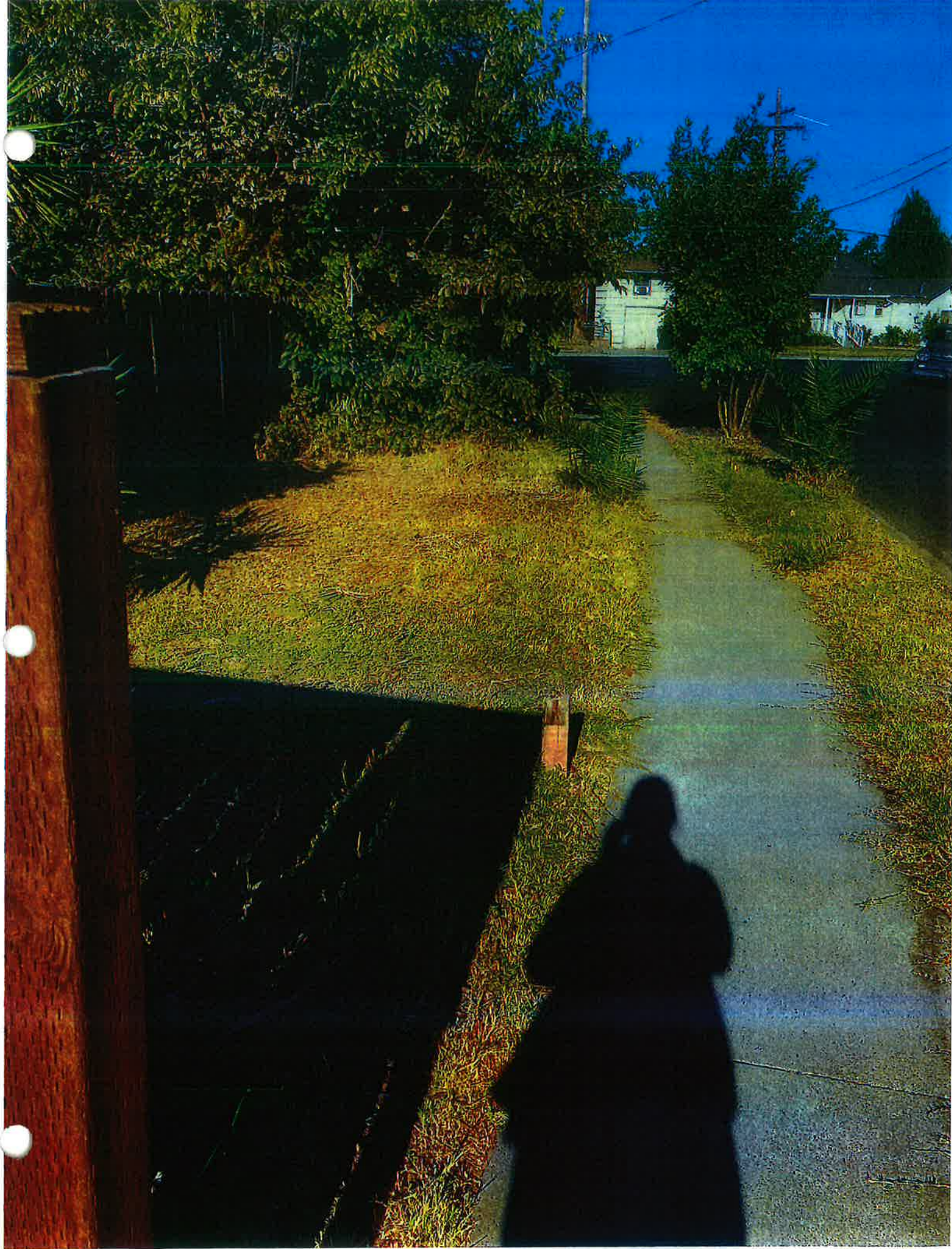


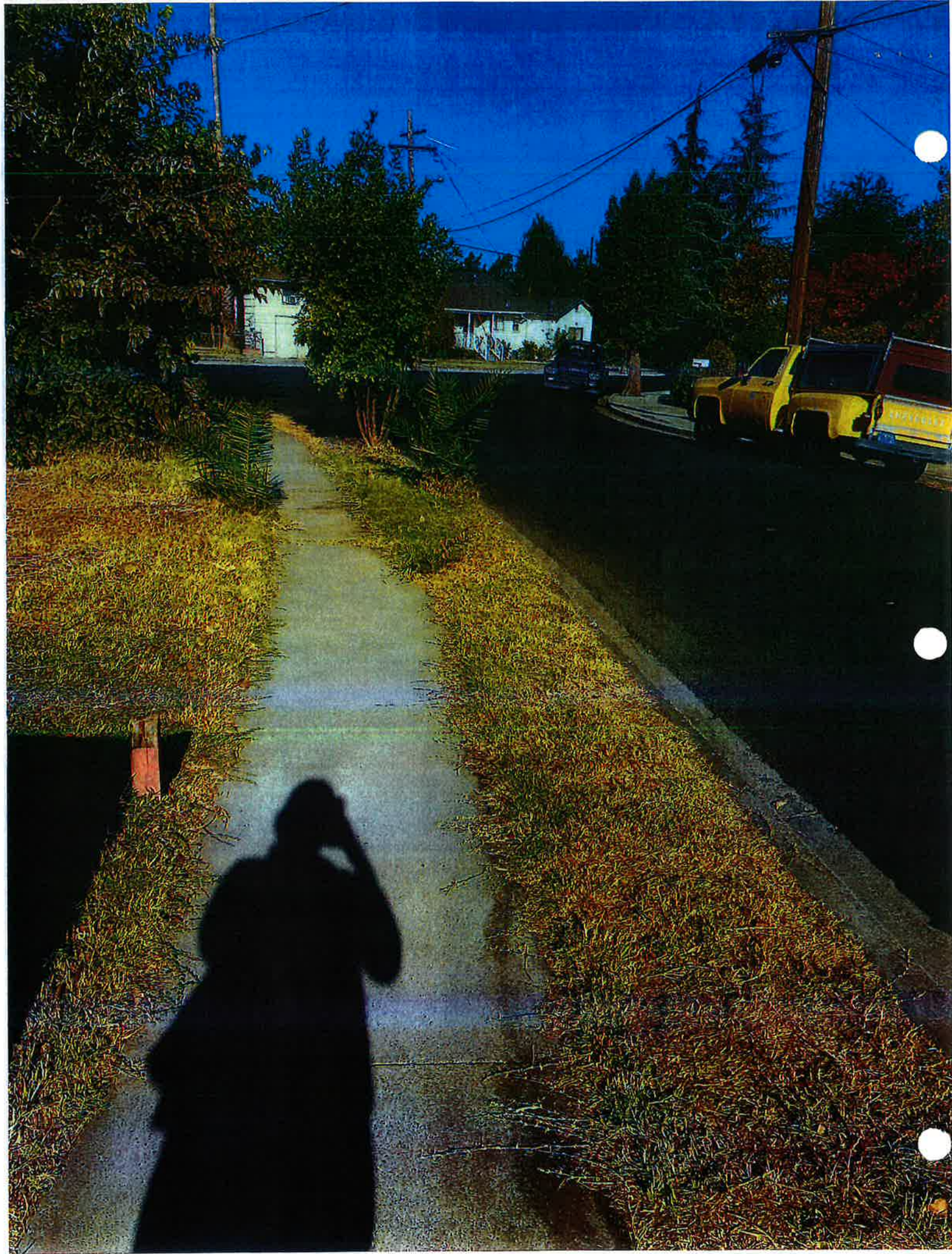




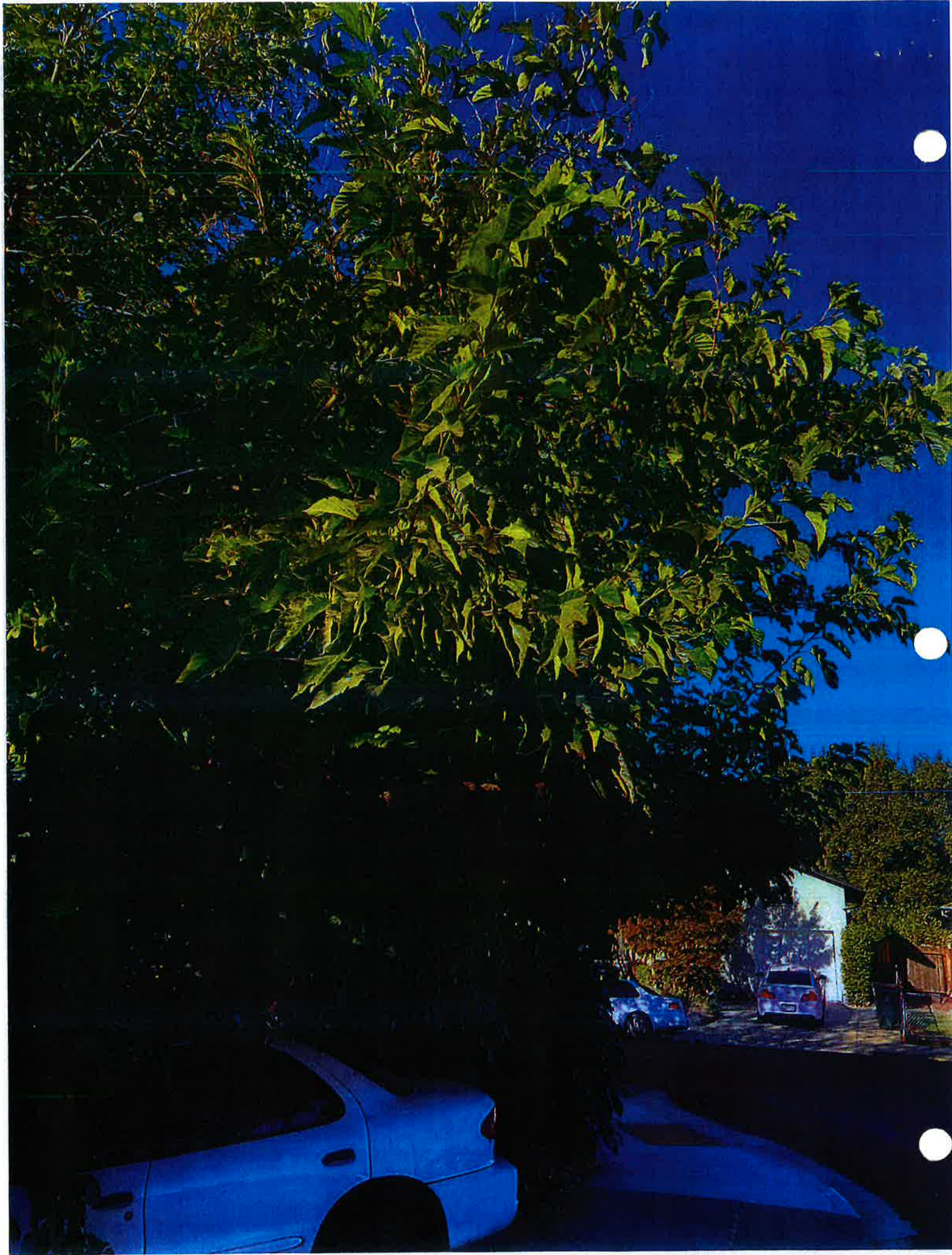






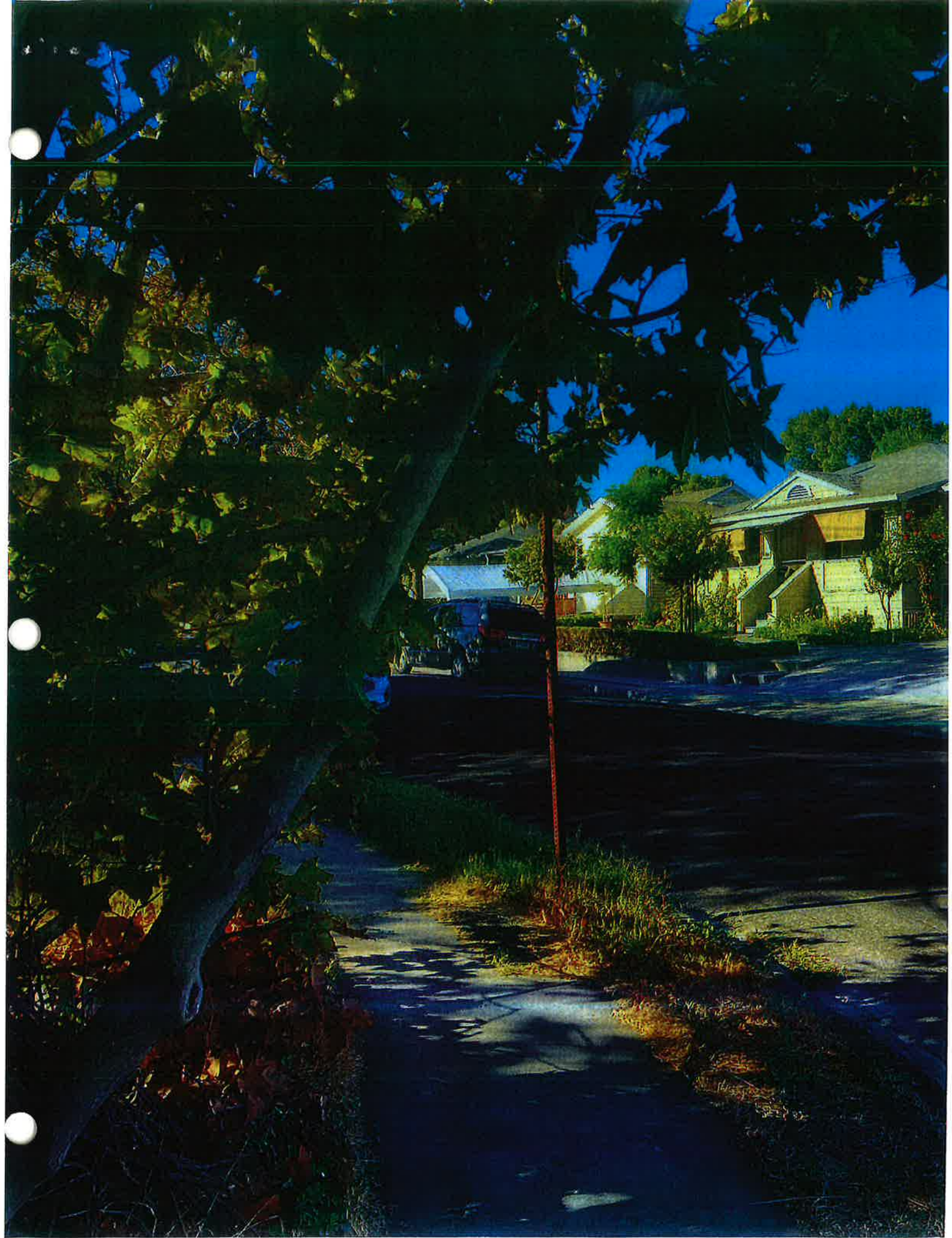








1123



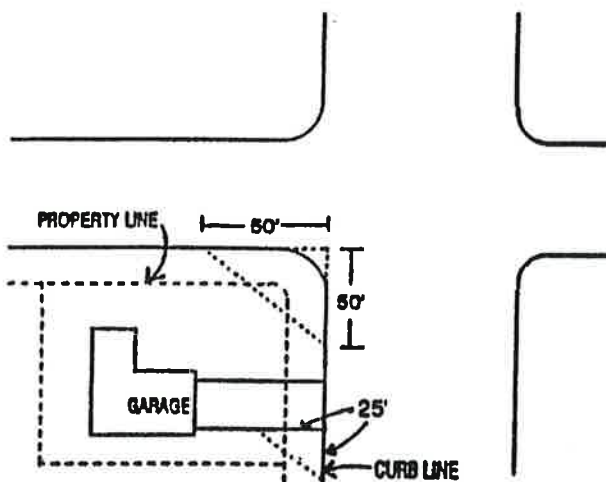
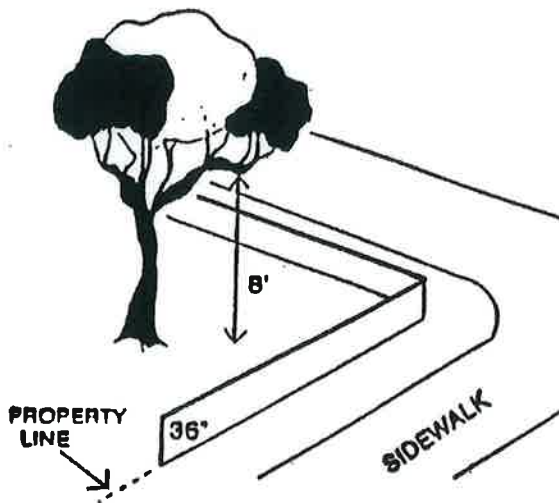


ARTICLE 11: SITE OBSTRUCTIONS AT INTERSECTIONS

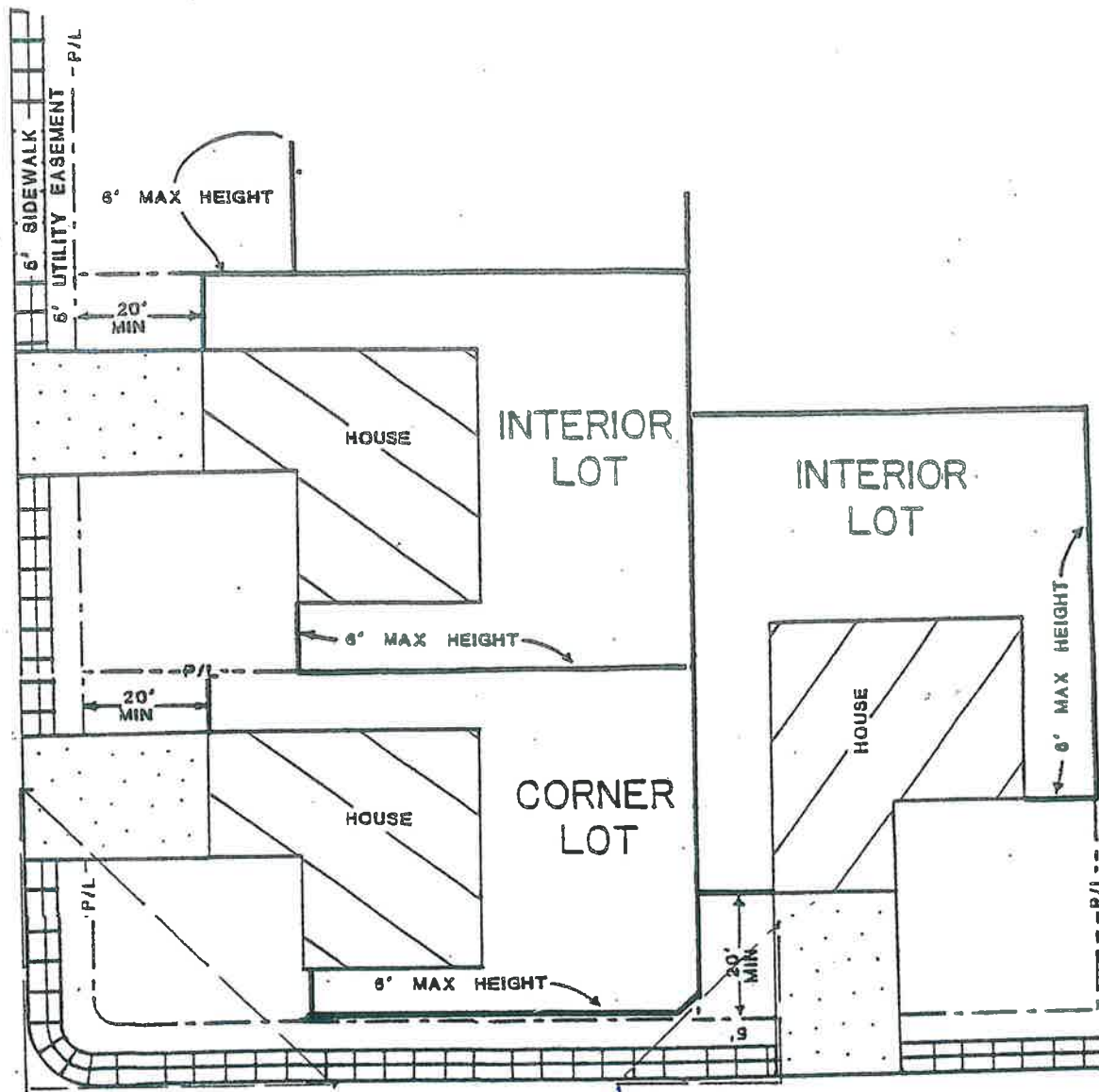
§ 9-5.1101 SITE OBSTRUCTIONS AT INTERSECTIONS.

No structure, vehicle, trailer, wall, fence, hedge or vegetation greater than three feet in height shall be permitted within a clear vision zone, with the exception of tree canopies featuring branches no lower than eight feet above the edge of pavement (see Figure 4). Clear vision zones at uncontrolled, non-signalized intersections shall be located within a triangular area bounded by the curb lines and a diagonal line joining points on the curblines located 50 feet back from what would be the point of these curblines' intersection. At controlled signalized intersections a triangle having 25 foot tangents at the curblines shall apply. For driveways a similar clear vision triangle shall be utilized featuring 25 foot tangents at the outside line of the driveway and the curbline (see Figure 5). These provisions shall not apply to existing public utility poles, traffic signs and signals, or corners where the contour of the land itself prevents visibility.

FIGURE 4 AND FIGURE 5

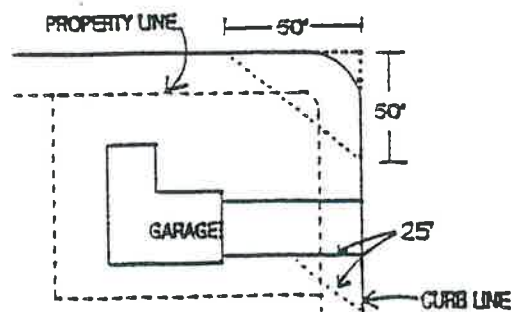


FENCE REQUIREMENTS



CLEAR VISION ZONES FOR RESIDENTIAL PROPERTIES

No structure or vegetation greater than three feet (3') in height shall be permitted within a clear vision zone, with the exception of tree canopies featuring branches no lower than eight feet (8') above the edge of pavement.





October 28, 2021

C.Ray Jackson / Anne Brewer
Cook Street
Antioch, CA 94509

Email:

RE: Board of Administrative Appeals Hearing
Property Address: Cook Street, Antioch, CA
Citation Date: 08/11/2021
Citation No.: 28521

Dear C.Ray Jackson / Anne Brewer,

This is a follow up to our letter dated October 6, 2021. Please be advised your appeal has been rescheduled to be heard on **Thursday, November 4, 2021, at 3:00 p.m.**, per your request.

IMPORTANT NOTICE REGARDING THIS MEETING: In response to the COVID-19 Health Order issued by the Contra Costa County Health Officer, the City of Antioch will not be hosting in-person Board of Administrative Appeals' Meetings. Instead, the meetings will be held as teleconference/virtual meetings through the Zoom webinar platform.

The Board of Administrative Appeals' Meeting will be held as a Zoom Meeting and the public is invited to participate as "attendees". The Zoom Invite for this meeting is listed on the next page, which includes the telephone number for you to call in to participate, if that is your preference.

The Agenda with 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 Board of Administrative Appeals Agenda information and Speaker Rules, simply click on the following link: <https://www.antiochca.gov/government/agendas-and-minutes/board-of-administrative-appeals/>.

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.

Phone: (925) 779-7009
Fax: (925) 779-7007
Antiochca.gov

OFFICE OF THE CITY CLERK



200 H Street/P.O. Box 5007
Antioch, CA. 94531-5007
AntiochIsOpportunity.com

#2A.02.WEB

C.Ray Jackson / Anne Brewer
October 28, 2021
Page Two

Clerk's Office - Board of Administrative Appeals Zoom Meeting

Join Zoom Meeting:

<https://us06web.zoom.us/j/85065738170?pwd=MFNDWWtpVmVmaWF3Z0x6QVlVb0g4dz09>

Meeting ID: 850 6573 8170

Passcode: 355950

One tap mobile

+16699006833,,85065738170#,,,,*355950# US (San Jose)

+12532158782,,85065738170#,,,,*355950# US (Tacoma)

Dial by your location

+1 669 900 6833 US (San Jose)

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

+1 312 626 6799 US (Chicago)

+1 929 205 6099 US (New York)

+1 301 715 8592 US (Washington DC)

Find your local number: <https://us06web.zoom.us/j/kuTyad47a>

Thank you.

Sincerely,



CHRISTINA GARCIA, CMC
Deputy City Clerk
cityclerk@ci.antioch.ca.us

cc: Code Enforcement

Enclosures





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 October 28, 2021, 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:

C.Ray Jackson / Anne Brewer
Cook Street
Antioch, CA 94509

I, Christina Garcia, certify (or declare), under penalty of perjury, that the foregoing is true and correct. Executed on October 28, 2021, at Antioch, California.

A handwritten signature in blue ink, reading "Christina Garcia", written over a horizontal line.





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 following:

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.
- 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 Board of Administrative Appeals Agenda information, click on the following link: <https://www.antiochca.gov/government/agendas-and-minutes/board-of-administrative-appeals/>.

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 seventy-two (72) hour notice before the hearing that you are requesting a postponement, your appeal will be heard without your participation.

How You Will Act At Your Appeal Hearing:

- You, and anyone else who is participating the appeal at your request, will maintain a respectful attitude at all time.
- 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 upon to speak.
- 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 will have **three (3) minutes** to speak.
- 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.



**BOARD OF ADMINISTRATIVE APPEALS
ADMINISTRATIVE REVIEW PANEL**

**THURSDAY, NOVEMBER 4, 2021
3:00 P.M.**

PURSUANT TO GOVERNOR GAVIN NEWSOM'S EXECUTIVE ORDER N-29-20, THIS MEETING WILL BE HELD AS A TELECONFERENCE/VIRTUAL MEETING. OBSERVERS MAY VIEW THE MEETING LIVESTREAMED VIA THE BOARD OF ADMINISTRATIVE APPEALS' WEBSITE AT:

<https://www.antiochca.gov/boaa/meeting/>

Notice of Opportunity to Address the Board of Administrative Appeals

Members of the public wishing to provide public comment **prior to or during** the meeting may do so in the following ways (#2 pertains to the Zoom webinar platform):

- 1) Prior to 1:00 p.m. the day of the meeting – Written comments may be submitted electronically to the City Clerk at the following email address: cityclerk@ci.antioch.ca.us. All comments received before 1:00 p.m. the day of the meeting, will be provided to the Board Members before the meeting. **Please indicate the agenda item and title in your email subject line.**
- 2) After 1:00 p.m. the day of the meeting and during the meeting – Please see the Speakers' Rules for instructions on how to comment, on the inside cover of this Agenda. The Speakers' Rules are also listed on the Board of Administrative Appeals website located on the following link: <https://www.antiochca.gov/boaa/meeting/>.

The City cannot guarantee that its network and/or the site will be uninterrupted. To ensure that the City Clerk's Office receives your comments, you are strongly encouraged to submit your comments in writing by 1:00 p.m. the day of the meeting.

The Board of Administrative Appeals' Agendas, including Staff Reports, are posted onto our City's Website 72 hours before each meeting. To view the agenda information, click on the following link: <https://www.antiochca.gov/government/agendas-and-minutes/board-of-administrative-appeals/>.

BOARD OF ADMINISTRATIVE APPEALS **SPEAKERS' RULES**

IMPORTANT NOTICE REGARDING THIS MEETING: To protect our residents, officials, and staff, and aligned with the Governor's Executive Order N-29-20, certain teleconference requirements of the Brown Act have been suspended, including the requirement to provide a physical location for members of the public to participate in the meeting.

Members of the public seeking to observe the meeting may do so at <https://www.antiochca.gov/boaa/meeting/>.

Members of the public wishing to provide public comment may do so in the following ways (#2 pertains to the Zoom Webinar):

- 1) Prior to 1:00 p.m. the day of the meeting – Written comments may be submitted electronically to the City Clerk at the following email address: cityclerk@ci.antioch.ca.us. All comments received before 1:00 p.m. the day of the meeting, will be provided to the Board Members before the meeting. **Please indicate the agenda item and title in your email subject line.**
- 2) After 1:00 p.m. the day of the meeting and during the meeting – To participate and provide oral public comments during the meeting, click on the following link to register in advance, to access the meeting via Zoom Webinar: <https://www.antiochca.gov/speakers>
 - You will be asked to enter an email address and a name. Your email address will not be disclosed to the public. After registering, you will receive an email with instructions on how to connect to the meeting.
 - When the Chair/Vice Chairperson announces public comments, click the "raise hand" feature in Zoom. For instructions on using the "raise hand" feature in Zoom, visit: https://www.antiochca.gov/raise_hand. Please ensure your Zoom client is updated so staff can enable your microphone when it is your turn to speak.

Speakers will be notified shortly before they are called to speak.

- When called to speak, please limit your comments to the time allotted (up to 3 minutes, at the discretion of the Chair/Vice Chairperson).

After hearing from the public, the agenda item will be closed. Deliberations will then be limited to members of the Board.

The City cannot guarantee that its network and/or the site will be uninterrupted. To ensure that the City Clerk's Office receives your comments, you are strongly encouraged to submit your comments in writing by 1:00 p.m. the day of the meeting.

In accordance with the Americans with Disabilities Act and California law, it is the policy of the City of Antioch to offer its public programs, services and meetings in a manner that is readily accessible to everyone, including individuals with disabilities. If you are a person with a disability and require information or materials in an appropriate alternative format; or if you require any other accommodation, please contact the ADA Coordinator at the number or address below at least 72 hours prior to the meeting or when you desire to receive services. Advance notification within this guideline will enable the City to make reasonable arrangements to ensure accessibility. The City's ADA Coordinator can be reached @ Phone: (925) 779-6950, and e-mail: publicworks@ci.antioch.ca.us.

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. The public has the opportunity to address the Board on each agenda item. 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".

AGENDA

3:00 P.M. ROLL CALL

Deborah Simpson, Chairperson
Ademuyiwa "Ade" Adeyemi, Vice Chairperson
Marie Livingston
Darrell Goodbeer
Antwon Webster
Vacant, Alternate

PLEDGE OF ALLEGIANCE

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

1. CONSENT CALENDAR

A. APPROVAL OF ADMINISTRATIVE APPEALS MEETING MINUTES FOR JULY 1, 2021

Recommended Action: Motion to approve the Minutes.

2. REGULAR AGENDA

OATH for all intending to testify

A. CASE NO. CE2107-123 / ADMINISTRATIVE CITATION NO. 28521 – APPEAL FILED BY C. RAY JACKSON AND ANNE BREWER, PROPERTY LOCATION AT 1123 COOK STREET, ANTIOCH, CA – VIOLATION OF ANTIOCH MUNICIPAL CODES: §5-1.202(A)(2) – OVERGROWN VEGETATION; §7-2.623(A)(2) – ENCROACHMENT; §9-5.1210 – TREES (OVERGROWN).

B. CASE NO. CE2106-171 / ADMINISTRATIVE CITATION NO. 28523 – APPEAL FILED BY LAURA COCHNAUER, PROPERTY LOCATION AT 1119 MACAULAY STREET, ANTIOCH, CA – VIOLATION OF ANTIOCH MUNICIPAL CODE: §5-1.201.1 – UNPERMITTED RV.

REGULAR AGENDA – Continued

- C. ANIMAL SERVICES CASE NO. A21-001592 / ADMINISTRATIVE CITATION NO. 29885 – APPEAL FILED BY LAURA LETKEMAN, ANTIOCH, CA – VIOLATION OF ANTIOCH MUNICIPAL CODE: §6-1.501(K) UNLAWFUL ACTS - HARBOR OR FEED A FERAL CAT EXCEPT ON ONE'S OWN PROPERTY.**

WRITTEN/ORAL COMMUNICATIONS

MOTION TO ADJOURN: *After Written/Oral Communications, the Chairperson/ Vice Chairperson will make a motion to adjourn the meeting. A second of the motion is required, and then a majority vote is required to adjourn the meeting.*

ANTIOCH CALIFORNIA

October 28, 2021

C.Ray Jackson / Anne Brewer
Thornsberry Road
Sonoma, CA 95476

Email:

RE: Board of Administrative Appeals Hearing
Property Address: Cook Street, Antioch, CA
Citation Date: 08/11/2021
Citation No.: 28521

Dear C.Ray Jackson / Anne Brewer,

This is a follow up to our letter dated October 6, 2021. Please be advised your appeal has been rescheduled to be heard on **Thursday, November 4, 2021, at 3:00 p.m.**, per your request.

IMPORTANT NOTICE REGARDING THIS MEETING: In response to the COVID-19 Health Order issued by the Contra Costa County Health Officer, the City of Antioch will not be hosting in-person Board of Administrative Appeals' Meetings. Instead, the meetings will be held as teleconference/virtual meetings through the Zoom webinar platform.

The Board of Administrative Appeals' Meeting will be held as a Zoom Meeting and the public is invited to participate as "attendees". The Zoom Invite for this meeting is listed on the next page, which includes the telephone number for you to call in to participate, if that is your preference.

The Agenda with 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 Board of Administrative Appeals Agenda information and Speaker Rules, simply click on the following link: <https://www.antiochca.gov/government/agendas-and-minutes/board-of-administrative-appeals/>.

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.



C.Ray Jackson / Anne Brewer
October 28, 2021
Page Two

Clerk's Office - Board of Administrative Appeals Zoom Meeting

Join Zoom Meeting:

<https://us06web.zoom.us/j/85065738170?pwd=MFNDWWtpVmVmaWF3Z0x6QVlVb0g4dz09>

Meeting ID: 850 6573 8170

Passcode: 355950

One tap mobile

+16699006833,,85065738170#,,,,*355950# US (San Jose)

+12532158782,,85065738170#,,,,*355950# US (Tacoma)

Dial by your location

+1 669 900 6833 US (San Jose)

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

+1 312 626 6799 US (Chicago)

+1 929 205 6099 US (New York)

+1 301 715 8592 US (Washington DC)

Find your local number: <https://us06web.zoom.us/j/kuTyad47a>

Thank you.

Sincerely,



CHRISTINA GARCIA, CMC
Deputy City Clerk
cityclerk@ci.antioch.ca.us

cc: Code Enforcement

Enclosures





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 October 28, 2021, 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:

C.Ray Jackson / Anne Brewer
Thornsberry Road
Sonoma, CA 95476

I, Christina Garcia, certify (or declare), under penalty of perjury, that the foregoing is true and correct. Executed on October 28, 2021, at Antioch, California.

A handwritten signature in blue ink that reads "Christina Garcia". The signature is written in a cursive style and is positioned above a horizontal line.





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 following:

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.
- 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 Board of Administrative Appeals Agenda information, click on the following link: <https://www.antiochca.gov/government/agendas-and-minutes/board-of-administrative-appeals/>.

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 seventy-two (72) hour notice before the hearing that you are requesting a postponement, your appeal will be heard without your participation.

How You Will Act At Your Appeal Hearing:

- You, and anyone else who is participating the appeal at your request, will maintain a respectful attitude at all time.
- 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 upon to speak.
- 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 will have **three (3) minutes** to speak.
- 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.



**BOARD OF ADMINISTRATIVE APPEALS
ADMINISTRATIVE REVIEW PANEL**

**THURSDAY, NOVEMBER 4, 2021
3:00 P.M.**

PURSUANT TO GOVERNOR GAVIN NEWSOM'S EXECUTIVE ORDER N-29-20, THIS MEETING WILL BE HELD AS A TELECONFERENCE/VIRTUAL MEETING. OBSERVERS MAY VIEW THE MEETING LIVESTREAMED VIA THE BOARD OF ADMINISTRATIVE APPEALS' WEBSITE AT:

<https://www.antiochca.gov/boaa/meeting/>

Notice of Opportunity to Address the Board of Administrative Appeals

Members of the public wishing to provide public comment **prior to or during** the meeting may do so in the following ways (#2 pertains to the Zoom webinar platform):

- 1) **Prior to 1:00 p.m. the day of the meeting** – Written comments may be submitted electronically to the City Clerk at the following email address: cityclerk@ci.antioch.ca.us. All comments received before 1:00 p.m. the day of the meeting, will be provided to the Board Members before the meeting. **Please indicate the agenda item and title in your email subject line.**
- 2) **After 1:00 p.m. the day of the meeting and during the meeting** – Please see the Speakers' Rules for instructions on how to comment, on the inside cover of this Agenda. The Speakers' Rules are also listed on the Board of Administrative Appeals website located on the following link: <https://www.antiochca.gov/boaa/meeting/>.

The City cannot guarantee that its network and/or the site will be uninterrupted. To ensure that the City Clerk's Office receives your comments, you are strongly encouraged to submit your comments in writing by 1:00 p.m. the day of the meeting.

The Board of Administrative Appeals' Agendas, including Staff Reports, are posted onto our City's Website 72 hours before each meeting. To view the agenda information, click on the following link: <https://www.antiochca.gov/government/agendas-and-minutes/board-of-administrative-appeals/>.

BOARD OF ADMINISTRATIVE APPEALS

SPEAKERS' RULES

IMPORTANT NOTICE REGARDING THIS MEETING: To protect our residents, officials, and staff, and aligned with the Governor's Executive Order N-29-20, certain teleconference requirements of the Brown Act have been suspended, including the requirement to provide a physical location for members of the public to participate in the meeting.

Members of the public seeking to observe the meeting may do so at <https://www.antiochca.gov/boaa/meeting/>.

Members of the public wishing to provide public comment may do so in the following ways (#2 pertains to the Zoom Webinar):

- 1) Prior to 1:00 p.m. the day of the meeting – Written comments may be submitted electronically to the City Clerk at the following email address: cityclerk@ci.antioch.ca.us. All comments received before 1:00 p.m. the day of the meeting, will be provided to the Board Members before the meeting. **Please indicate the agenda item and title in your email subject line.**
- 2) After 1:00 p.m. the day of the meeting and during the meeting – To participate and provide oral public comments during the meeting, click on the following link to register in advance, to access the meeting via Zoom Webinar: <https://www.antiochca.gov/speakers>
 - You will be asked to enter an email address and a name. Your email address will not be disclosed to the public. After registering, you will receive an email with instructions on how to connect to the meeting.
 - When the Chair/Vice Chairperson announces public comments, click the "raise hand" feature in Zoom. For instructions on using the "raise hand" feature in Zoom, visit: https://www.antiochca.gov/raise_hand. Please ensure your Zoom client is updated so staff can enable your microphone when it is your turn to speak.

Speakers will be notified shortly before they are called to speak.

- When called to speak, please limit your comments to the time allotted (up to 3 minutes, at the discretion of the Chair/Vice Chairperson).

After hearing from the public, the agenda item will be closed. Deliberations will then be limited to members of the Board.

The City cannot guarantee that its network and/or the site will be uninterrupted. To ensure that the City Clerk's Office receives your comments, you are strongly encouraged to submit your comments in writing by 1:00 p.m. the day of the meeting.

In accordance with the Americans with Disabilities Act and California law, it is the policy of the City of Antioch to offer its public programs, services and meetings in a manner that is readily accessible to everyone, including individuals with disabilities. If you are a person with a disability and require information or materials in an appropriate alternative format; or if you require any other accommodation, please contact the ADA Coordinator at the number or address below at least 72 hours prior to the meeting or when you desire to receive services. Advance notification within this guideline will enable the City to make reasonable arrangements to ensure accessibility. The City's ADA Coordinator can be reached @ Phone: (925) 779-6950, and e-mail: publicworks@ci.antioch.ca.us.

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. The public has the opportunity to address the Board on each agenda item. 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".

AGENDA

3:00 P.M. ROLL CALL

Deborah Simpson, Chairperson
Ademuyiwa "Ade" Adeyemi, Vice Chairperson
Marie Livingston
Darrell Goodbeer
Antwon Webster
Vacant, Alternate

PLEDGE OF ALLEGIANCE

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

1. CONSENT CALENDAR

A. APPROVAL OF ADMINISTRATIVE APPEALS MEETING MINUTES FOR JULY 1, 2021

Recommended Action: Motion to approve the Minutes.

2. REGULAR AGENDA

OATH for all intending to testify

A. CASE NO. CE2107-123 / ADMINISTRATIVE CITATION NO. 28521 – APPEAL FILED BY C. RAY JACKSON AND ANNE BREWER, PROPERTY LOCATION AT 1123 COOK STREET, ANTIOCH, CA – VIOLATION OF ANTIOCH MUNICIPAL CODES: §5-1.202(A)(2) – OVERGROWN VEGETATION; §7-2.623(A)(2) – ENCROACHMENT; §9-5.1210 – TREES (OVERGROWN).

B. CASE NO. CE2106-171 / ADMINISTRATIVE CITATION NO. 28523 – APPEAL FILED BY LAURA COCHNAUER, PROPERTY LOCATION AT 1119 MACAULAY STREET, ANTIOCH, CA – VIOLATION OF ANTIOCH MUNICIPAL CODE: §5-1.201.1 – UNPERMITTED RV.

REGULAR AGENDA – Continued

- C. **ANIMAL SERVICES CASE NO. A21-001592 / ADMINISTRATIVE CITATION NO. 29885** – APPEAL FILED BY LAURA LETKEMAN, ANTIOCH, CA – VIOLATION OF ANTIOCH MUNICIPAL CODE: §6-1.501(K) UNLAWFUL ACTS - HARBOR OR FEED A FERAL CAT EXCEPT ON ONE'S OWN PROPERTY.

WRITTEN/ORAL COMMUNICATIONS

MOTION TO ADJOURN: *After Written/Oral Communications, the Chairperson/ Vice Chairperson will make a motion to adjourn the meeting. A second of the motion is required, and then a majority vote is required to adjourn the meeting.*



October 6, 2021

C.Ray Jackson / Anne Brewer
Cook Street
Antioch, CA 94509

Email: crj77@comcast.net, annebrewer@comcast.net, rebekahj@sonic.net

RE: Board of Administrative Appeals Hearing
Property Address: Cook Street, Antioch, CA
Citation Date: 08/11/2021
Citation No.: 28521

Dear C.Ray Jackson / Anne Brewer,

This is a follow up to your email dated October 3, 2021, wherein you are requesting your appeal to be continued.

Please be advised your appeal has been **rescheduled** to be heard on **Thursday, November 4, 2021, at 3:00 p.m.**

IMPORTANT NOTICE REGARDING THIS MEETING: In response to the COVID-19 Health Order issued by the Contra Costa County Health Officer, the City of Antioch will not be hosting in-person Board of Administrative Appeals' Meetings. Instead, the meetings will be held as teleconference/virtual meetings through the Zoom webinar platform.

The Board of Administrative Appeals' Meeting will be held as a Zoom Meeting and the public is invited to participate as "attendees". The Zoom Meeting invitation will also include the telephone number for you to call in to participate, if that is your preference. Our office will email you the November 4, 2021, Board of Administrative Appeals Agenda and Zoom Meeting Invitation by October 29, 2021. We will also mail you the agenda which will include the Zoom Meeting Invitation information.

The Agenda with 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 Board of Administrative Appeals Agenda information and Speaker Rules, simply click on the following link: <https://www.antiochca.gov/government/agendas-and-minutes/board-of-administrative-appeals/>.

Phone: (925) 779-7009
Fax: (925) 779-7007
Antiochca.gov

OFFICE OF THE CITY CLERK



200 H Street/P.O. Box 5007
Antioch, CA. 94531-5007
AntiochIsOpportunity.com

C.Ray Jackson / Anne Brewer

October 6, 2021

Page Two

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.

Thank you.

Sincerely,



CHRISTINA GARCIA, CMC

Deputy City Clerk

cityclerk@ci.antioch.ca.us

cc: Code Enforcement



Garcia, Christina

From: Garcia, Christina
Sent: Wednesday, October 6, 2021 11:10 AM
To: Ray Jackson; Anne Brewer; Rebekah Jackson
Cc: City Clerk; Michael, Curt
Subject: Code Appeal: POSTPONEMENT REQUEST FOR 10/7/2021 HEARING- C Ray Jackson/ Anne Brewer (Rebekah Jackson) - Cook St, Antioch, CA
Attachments: Conf. Ltr.Appeal-Code Enf. (filed 08-20-21).C.Ray Jackson & Anne Brewer (Reschedule).21.pdf

Good morning,

Please find attached the confirmation letter wherein you have requested to reschedule your appeal.

Your appeal has been rescheduled to be heard on November 4, 2021, at 3:00 p.m. The Board of Administrative Appeals Agenda and Zoom Invitation will be emailed to you on October 29, 2021.

Please confirm receipt of this email. Thank you.

Christina Garcia, CMC
Deputy City Clerk | City Clerk Department

☎: (925) 779-7009

📠: (925) 779-7007

🌐: www.antiochca.gov | www.antiochisopportunity.com

City of Antioch | 200 H Street/P.O. Box 5007, Antioch, CA 94531-5007



From: Rebekah Jackson
Sent: Sunday, October 3, 2021 2:58 PM
To: City Clerk <cityclerk@ci.antioch.ca.us>
Subject: Code Appeal: POSTPONEMENT REQUEST FOR 10/7/2021 HEARING- C Ray Jackson/ Anne Brewer (Rebekah Jackson) - Cook St, Antioch, CA

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

To The City Clerk of Antioch, California: Reference Citation # 28521

Re: In receipt of letter dated September 20, 2021 from Deputy City Clerk CHRISTINA GARCIA

A Postponement of 10/7/2021 Hearing is requested:

In the matter regarding **Cook St, Antioch, CA** and the Code Enforcement Hearing, a POSTPONMENT of not less than the allotted 60 (sixty) days is requested, as outlined and afforded in the Code Enforcement of the City of Antioch, CA. This request is due to medical issues.

Please note that this request, made on 10/3/2021, and expected to be received and viewed by the Antioch City Clerk no later than 10/4/2021, would be in advance of 96 hours before the code appeal hearing, and is more than the required 72 hour period before the 10/7/2021 hearing date set- as outlined in said letter re: the code appeal hearing from Christina Garcia-Deputy City Clerk.

Please advise of receipt of this request.

Thank you very much.

Sincerely,

C Ray Jackson, Anne Brewer and Rebekah Jackson / owner.

Garcia, Christina

From: Rebekah Jackson
Sent: Monday, October 4, 2021 10:42 AM
To: City Clerk
Subject: Re: Code Appeal: POSTPONEMENT REQUEST FOR 10/7/2021 HEARING- C Ray Jackson/
Anne Brewer (Rebekah Jackson) - Cook St, Antioch, CA

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

resend- verification of receipt requested- thank you.

Rebekah Jackson

On 2021-10-03 14:57, Rebekah Jackson wrote:

To The City Clerk of Antioch, California: Reference Citation # 28521

Re: In receipt of letter dated September 20, 2021 from Deputy City Clerk CHRISTINA GARCIA

A Postponement of 10/7/2021 Hearing is requested:

In the matter regarding **Cook St, Antioch, CA** and the Code Enforcement Hearing, a POSTPONMENT of not less than the allotted 60 (sixty) days is requested, as outlined and afforded in the Code Enforcement of the City of Antioch, CA. This request is due to medical issues.

Please note that this request, made on 10/3/2021, and expected to be received and viewed by the Antioch City Clerk no later than 10/4/2021, would be in advance of 96 hours before the code appeal hearing, and is more than the required 72 hour period before the 10/7/2021 hearing date set- as outlined in said letter re: the code appeal hearing from Christina Garcia-Deputy City Clerk.

Please advise of receipt of this request.

Thank you very much.

Sincerely,

C Ray Jackson, Anne Brewer and Rebekah Jackson / owner.

Garcia, Christina

From: Rebekah Jackson
Sent: Sunday, October 3, 2021 2:58 PM
To: City Clerk
Subject: Code Appeal: POSTPONEMENT REQUEST FOR 10/7/2021 HEARING- C Ray Jackson/
Anne Brewer (Rebekah Jackson) - Cook St, Antioch, CA

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

To The City Clerk of Antioch, California: Reference Citation # 28521

Re: In receipt of letter dated September 20, 2021 from Deputy City Clerk CHRISTINA GARCIA

A Postponement of 10/7/2021 Hearing is requested:

In the matter regarding **Cook St, Antioch, CA** and the Code Enforcement Hearing, a POSTPONMENT of not less than the allotted 60 (sixty) days is requested, as outlined and afforded in the Code Enforcement of the City of Antioch, CA. This request is due to medical issues.

Please note that this request, made on 10/3/2021, and expected to be received and viewed by the Antioch City Clerk no later than 10/4/2021, would be in advance of 96 hours before the code appeal hearing, and is more than the required 72 hour period before the 10/7/2021 hearing date set- as outlined in said letter re: the code appeal hearing from Christina Garcia-Deputy City Clerk.

Please advise of receipt of this request.

Thank you very much.

Sincerely,

C Ray Jackson, Anne Brewer and Rebekah Jackson / owner.



October 1, 2021

C.Ray Jackson / Anne Brewer
Cook Street
Antioch, CA 94509

RE: Board of Administrative Appeals Hearing
Property Address: Cook Street, Antioch, CA
Citation Date: 08/11/2021
Citation No.: 28521

Dear C.Ray Jackson / Anne Brewer,

This is a follow up to our letter dated September 20, 2021. Please be advised your appeal is scheduled to be heard on **Thursday, October 7, 2021, at 3:00 p.m.**

IMPORTANT NOTICE REGARDING THIS MEETING: In response to the COVID-19 Health Order issued by the Contra Costa County Health Officer, the City of Antioch will not be hosting in-person Board of Administrative Appeals' Meetings. Instead, the meetings will be held as teleconference/virtual meetings through the Zoom webinar platform.

The Board of Administrative Appeals' Meeting will be held as a Zoom Meeting and the public is invited to participate as "attendees". The Zoom Invite for this meeting is listed on the next page, which includes the telephone number for you to call in to participate, if that is your preference.

The Agenda with 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 Board of Administrative Appeals Agenda information and Speaker Rules, simply click on the following link: <https://www.antiochca.gov/government/agendas-and-minutes/board-of-administrative-appeals/>.

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.

Phone: (925) 779-7009
Fax: (925) 779-7007
Antiochca.gov

OFFICE OF THE CITY CLERK



200 H Street/P.O. Box 5007
Antioch, CA. 94531-5007
AntiochIsOpportunity.com

#2A.02WEB

C.Ray Jackson / Anne Brewer

October 1, 2021

Page Two

Clerk's Office - Board of Administrative Appeals Zoom Meeting

Join Zoom Meeting:

<https://us06web.zoom.us/j/87131670663?pwd=WnhldUtvekFTYmhnS3MzcXVMSTJsQT09>

Meeting ID: 871 3167 0663

Passcode: 447098

One tap mobile

+16699006833,,87131670663#,,,,*447098# US (San Jose)

+13462487799,,87131670663#,,,,*447098# US (Houston)

Dial by your location

+1 669 900 6833 US (San Jose)

+1 346 248 7799 US (Houston)

+1 253 215 8782 US (Tacoma)

+1 301 715 8592 US (Washington DC)

+1 312 626 6799 US (Chicago)

+1 929 205 6099 US (New York)

Find your local number: <https://us06web.zoom.us/j/kuTyad47a>

Thank you.

Sincerely,



CHRISTINA GARCIA, CMC

Deputy City Clerk

cityclerk@ci.antioch.ca.us

cc: Code Enforcement

Enclosures





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 October 1, 2021, 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:

C.Ray Jackson / Anne Brewer
Cook Street
Antioch, CA 94509

I, Christina Garcia, certify (or declare), under penalty of perjury, that the foregoing is true and correct. Executed on October 1, 2021, at Antioch, California.

A handwritten signature in blue ink that reads "Christina Garcia". The signature is written in a cursive style and is positioned above a horizontal line.





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 following:

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.
- 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 Board of Administrative Appeals Agenda information, click on the following link: <https://www.antiochca.gov/government/agendas-and-minutes/board-of-administrative-appeals/>.

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 seventy-two (72) hour notice before the hearing that you are requesting a postponement, your appeal will be heard without your participation.

How You Will Act At Your Appeal Hearing:

- You, and anyone else who is participating the appeal at your request, will maintain a respectful attitude at all time.
- 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 upon to speak.
- 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 will have **three (3) minutes** to speak.
- 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.



**BOARD OF ADMINISTRATIVE APPEALS
ADMINISTRATIVE REVIEW PANEL**

**THURSDAY, OCTOBER 7, 2021
3:00 P.M.**

PURSUANT TO GOVERNOR GAVIN NEWSOM'S EXECUTIVE ORDER N-29-20, THIS MEETING WILL BE HELD AS A TELECONFERENCE/VIRTUAL MEETING. OBSERVERS MAY VIEW THE MEETING LIVESTREAMED VIA THE BOARD OF ADMINISTRATIVE APPEALS' WEBSITE AT:

<https://www.antiochca.gov/boaa/meeting/>

Notice of Opportunity to Address the Board of Administrative Appeals

Members of the public wishing to provide public comment **prior to or during** the meeting may do so in the following ways (#2 pertains to the Zoom webinar platform):

- 1) **Prior to 1:00 p.m. the day of the meeting** – Written comments may be submitted electronically to the City Clerk at the following email address: cityclerk@ci.antioch.ca.us. All comments received before 1:00 p.m. the day of the meeting, will be provided to the Board Members before the meeting. **Please indicate the agenda item and title in your email subject line.**
- 2) **After 1:00 p.m. the day of the meeting and during the meeting** – Please see the Speakers' Rules for instructions on how to comment, on the inside cover of this Agenda. The Speakers' Rules are also listed on the Board of Administrative Appeals website located on the following link: <https://www.antiochca.gov/boaa/meeting/>.

The City cannot guarantee that its network and/or the site will be uninterrupted. To ensure that the City Clerk's Office receives your comments, you are strongly encouraged to submit your comments in writing by 1:00 p.m. the day of the meeting.

The Board of Administrative Appeals' Agendas, including Staff Reports, are posted onto our City's Website 72 hours before each meeting. To view the agenda information, click on the following link: <https://www.antiochca.gov/government/agendas-and-minutes/board-of-administrative-appeals/>.

BOARD OF ADMINISTRATIVE APPEALS **SPEAKERS' RULES**

IMPORTANT NOTICE REGARDING THIS MEETING: To protect our residents, officials, and staff, and aligned with the Governor's Executive Order N-29-20, certain teleconference requirements of the Brown Act have been suspended, including the requirement to provide a physical location for members of the public to participate in the meeting.

Members of the public seeking to observe the meeting may do so at <https://www.antiochca.gov/boaa/meeting/>.

Members of the public wishing to provide public comment may do so in the following ways (#2 pertains to the Zoom Webinar):

- 1) Prior to 1:00 p.m. the day of the meeting – Written comments may be submitted electronically to the City Clerk at the following email address: cityclerk@ci.antioch.ca.us. All comments received before 1:00 p.m. the day of the meeting, will be provided to the Board Members before the meeting. **Please indicate the agenda item and title in your email subject line.**
- 2) After 1:00 p.m. the day of the meeting and during the meeting – To participate and provide oral public comments during the meeting, click on the following link to register in advance, to access the meeting via Zoom Webinar: <https://www.antiochca.gov/speakers>
 - You will be asked to enter an email address and a name. Your email address will not be disclosed to the public. After registering, you will receive an email with instructions on how to connect to the meeting.
 - When the Chair/Vice Chairperson announces public comments, click the "raise hand" feature in Zoom. For instructions on using the "raise hand" feature in Zoom, visit: https://www.antiochca.gov/raise_hand. Please ensure your Zoom client is updated so staff can enable your microphone when it is your turn to speak.

Speakers will be notified shortly before they are called to speak.

- When called to speak, please limit your comments to the time allotted (up to 3 minutes, at the discretion of the Chair/Vice Chairperson).

After hearing from the public, the agenda item will be closed. Deliberations will then be limited to members of the Board.

The City cannot guarantee that its network and/or the site will be uninterrupted. To ensure that the City Clerk's Office receives your comments, you are strongly encouraged to submit your comments in writing by 1:00 p.m. the day of the meeting.

In accordance with the Americans with Disabilities Act and California law, it is the policy of the City of Antioch to offer its public programs, services and meetings in a manner that is readily accessible to everyone, including individuals with disabilities. If you are a person with a disability and require information or materials in an appropriate alternative format; or if you require any other accommodation, please contact the ADA Coordinator at the number or address below at least 72 hours prior to the meeting or when you desire to receive services. Advance notification within this guideline will enable the City to make reasonable arrangements to ensure accessibility. The City's ADA Coordinator can be reached @ Phone: (925) 779-6950, and e-mail: publicworks@ci.antioch.ca.us.

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. The public has the opportunity to address the Board on each agenda item. 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".

AGENDA

3:00 P.M. ROLL CALL

Deborah Simpson, Chairperson
Ademuyiwa "Ade" Adeyemi, Vice Chairperson
Marie Livingston
Darrell Goodbeer
Antwon Webster
Vacant, Alternate

PLEDGE OF ALLEGIANCE

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

1. CONSENT CALENDAR

A. APPROVAL OF ADMINISTRATIVE APPEALS MEETING MINUTES FOR JULY 1, 2021

Recommended Action: Motion to approve the Minutes.

2. REGULAR AGENDA

OATH for all intending to testify

A. CASE NO. CE2107-123 / ADMINISTRATIVE CITATION NO. 28521 – APPEAL FILED BY C. RAY JACKSON AND ANNE BREWER, PROPERTY LOCATION AT 1123 COOK STREET, ANTIOCH, CA – VIOLATION OF ANTIOCH MUNICIPAL CODES: §5-1.202(A)(2) – OVERGROWN VEGETATION; §7-2.623(A)(2) – ENCROACHMENT; §9-5.1210 – TREES (OVERGROWN).

B. CASE NO. CE2106-171 / ADMINISTRATIVE CITATION NO. 28523 – APPEAL FILED BY LAURA COCHNAUER, PROPERTY LOCATION AT 1119 MACAULAY STREET, ANTIOCH, CA – VIOLATION OF ANTIOCH MUNICIPAL CODE: §5-1.201.1 – UNPERMITTED RV.

WRITTEN/ORAL COMMUNICATIONS

MOTION TO ADJOURN: *After Written/Oral Communications, the Chairperson/ Vice Chairperson will make a motion to adjourn the meeting. A second of the motion is required, and then a majority vote is required to adjourn the meeting.*



October 1, 2021

C.Ray Jackson / Anne Brewer
Thornsberry Road
Sonoma, CA 95476

RE: Board of Administrative Appeals Hearing
Property Address: Cook Street, Antioch, CA
Citation Date: 08/11/2021
Citation No.: 28521

Dear C.Ray Jackson / Anne Brewer,

This is a follow up to our letter dated September 20, 2021. Please be advised your appeal is scheduled to be heard on **Thursday, October 7, 2021, at 3:00 p.m.**

IMPORTANT NOTICE REGARDING THIS MEETING: In response to the COVID-19 Health Order issued by the Contra Costa County Health Officer, the City of Antioch will not be hosting in-person Board of Administrative Appeals' Meetings. Instead, the meetings will be held as teleconference/virtual meetings through the Zoom webinar platform.

The Board of Administrative Appeals' Meeting will be held as a Zoom Meeting and the public is invited to participate as "attendees". The Zoom Invite for this meeting is listed on the next page, which includes the telephone number for you to call in to participate, if that is your preference.

The Agenda with 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 Board of Administrative Appeals Agenda information and Speaker Rules, simply click on the following link: <https://www.antiochca.gov/government/agendas-and-minutes/board-of-administrative-appeals/>.

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.



C.Ray Jackson / Anne Brewer

October 1, 2021

Page Two

Clerk's Office - Board of Administrative Appeals Zoom Meeting

Join Zoom Meeting:

<https://us06web.zoom.us/j/87131670663?pwd=WnhldUtvckFTYmhnS3MzcXVMSTJsQT09>

Meeting ID: 871 3167 0663

Passcode: 447098

One tap mobile

+16699006833,,87131670663#,,, *447098# US (San Jose)

+13462487799,,87131670663#,,, *447098# US (Houston)

Dial by your location

+1 669 900 6833 US (San Jose)

+1 346 248 7799 US (Houston)

+1 253 215 8782 US (Tacoma)

+1 301 715 8592 US (Washington DC)

+1 312 626 6799 US (Chicago)

+1 929 205 6099 US (New York)

Find your local number: <https://us06web.zoom.us/j/kuTyad47a>

Thank you.

Sincerely,



CHRISTINA GARCIA, CMC

Deputy City Clerk

cityclerk@ci.antioch.ca.us

cc: Code Enforcement

Enclosures

Phone: (925) 779-7009

Fax: (925) 779-7007

Antiochca.gov

OFFICE OF THE CITY CLERK



200 H Street/P.O. Box 5007

Antioch, CA. 94531-5007

AntiochIsOpportunity.com



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 October 1, 2021, 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:

C.Ray Jackson / Anne Brewer
Thornsberry Road
Sonoma, CA 95476

I, Christina Garcia, certify (or declare), under penalty of perjury, that the foregoing is true and correct. Executed on October 1, 2021, at Antioch, California.

A handwritten signature in blue ink, reading "Christina Garcia", is written over a horizontal line.





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 following:

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.
- 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 Board of Administrative Appeals Agenda information, click on the following link: <https://www.antiochca.gov/government/agendas-and-minutes/board-of-administrative-appeals/>.

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 seventy-two (72) hour notice before the hearing that you are requesting a postponement, your appeal will be heard without your participation.

How You Will Act At Your Appeal Hearing:

- You, and anyone else who is participating the appeal at your request, will maintain a respectful attitude at all time.
- 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 upon to speak.
- 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 will have **three (3) minutes** to speak.
- 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.



**BOARD OF ADMINISTRATIVE APPEALS
ADMINISTRATIVE REVIEW PANEL**

**THURSDAY, OCTOBER 7, 2021
3:00 P.M.**

PURSUANT TO GOVERNOR GAVIN NEWSOM'S EXECUTIVE ORDER N-29-20, THIS MEETING WILL BE HELD AS A TELECONFERENCE/VIRTUAL MEETING. OBSERVERS MAY VIEW THE MEETING LIVESTREAMED VIA THE BOARD OF ADMINISTRATIVE APPEALS' WEBSITE AT:

<https://www.antiochca.gov/boaa/meeting/>

Notice of Opportunity to Address the Board of Administrative Appeals

Members of the public wishing to provide public comment **prior to or during** the meeting may do so in the following ways (#2 pertains to the Zoom webinar platform):

- 1) Prior to 1:00 p.m. the day of the meeting – Written comments may be submitted electronically to the City Clerk at the following email address: cityclerk@ci.antioch.ca.us. All comments received before 1:00 p.m. the day of the meeting, will be provided to the Board Members before the meeting. **Please indicate the agenda item and title in your email subject line.**
- 2) After 1:00 p.m. the day of the meeting and during the meeting – Please see the Speakers' Rules for instructions on how to comment, on the inside cover of this Agenda. The Speakers' Rules are also listed on the Board of Administrative Appeals website located on the following link: <https://www.antiochca.gov/boaa/meeting/>.

The City cannot guarantee that its network and/or the site will be uninterrupted. To ensure that the City Clerk's Office receives your comments, you are strongly encouraged to submit your comments in writing by 1:00 p.m. the day of the meeting.

The Board of Administrative Appeals' Agendas, including Staff Reports, are posted onto our City's Website 72 hours before each meeting. To view the agenda information, click on the following link: <https://www.antiochca.gov/government/agendas-and-minutes/board-of-administrative-appeals/>.

BOARD OF ADMINISTRATIVE APPEALS

SPEAKERS' RULES

IMPORTANT NOTICE REGARDING THIS MEETING: To protect our residents, officials, and staff, and aligned with the Governor's Executive Order N-29-20, certain teleconference requirements of the Brown Act have been suspended, including the requirement to provide a physical location for members of the public to participate in the meeting.

Members of the public seeking to observe the meeting may do so at <https://www.antiochca.gov/boaa/meeting/>.

Members of the public wishing to provide public comment may do so in the following ways (#2 pertains to the Zoom Webinar):

- 1) Prior to 1:00 p.m. the day of the meeting – Written comments may be submitted electronically to the City Clerk at the following email address: cityclerk@ci.antioch.ca.us. All comments received before 1:00 p.m. the day of the meeting, will be provided to the Board Members before the meeting. **Please indicate the agenda item and title in your email subject line.**
- 2) After 1:00 p.m. the day of the meeting and during the meeting – To participate and provide oral public comments during the meeting, click on the following link to register in advance, to access the meeting via Zoom Webinar: <https://www.antiochca.gov/speakers>
 - You will be asked to enter an email address and a name. Your email address will not be disclosed to the public. After registering, you will receive an email with instructions on how to connect to the meeting.
 - When the Chair/Vice Chairperson announces public comments, click the "raise hand" feature in Zoom. For instructions on using the "raise hand" feature in Zoom, visit: https://www.antiochca.gov/raise_hand. Please ensure your Zoom client is updated so staff can enable your microphone when it is your turn to speak.

Speakers will be notified shortly before they are called to speak.

- When called to speak, please limit your comments to the time allotted (up to 3 minutes, at the discretion of the Chair/Vice Chairperson).

After hearing from the public, the agenda item will be closed. Deliberations will then be limited to members of the Board.

The City cannot guarantee that its network and/or the site will be uninterrupted. To ensure that the City Clerk's Office receives your comments, you are strongly encouraged to submit your comments in writing by 1:00 p.m. the day of the meeting.

In accordance with the Americans with Disabilities Act and California law, it is the policy of the City of Antioch to offer its public programs, services and meetings in a manner that is readily accessible to everyone, including individuals with disabilities. If you are a person with a disability and require information or materials in an appropriate alternative format; or if you require any other accommodation, please contact the ADA Coordinator at the number or address below at least 72 hours prior to the meeting or when you desire to receive services. Advance notification within this guideline will enable the City to make reasonable arrangements to ensure accessibility. The City's ADA Coordinator can be reached @ Phone: (925) 779-6950, and e-mail: publicworks@ci.antioch.ca.us.

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. The public has the opportunity to address the Board on each agenda item. 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".

AGENDA

3:00 P.M. ROLL CALL

Deborah Simpson, Chairperson
Ademuyiwa "Ade" Adeyemi, Vice Chairperson
Marie Livingston
Darrell Goodbeer
Antwon Webster
Vacant, Alternate

PLEDGE OF ALLEGIANCE

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

1. CONSENT CALENDAR

A. APPROVAL OF ADMINISTRATIVE APPEALS MEETING MINUTES FOR JULY 1, 2021

Recommended Action: Motion to approve the Minutes.

2. REGULAR AGENDA

OATH for all intending to testify

A. CASE NO. CE2107-123 / ADMINISTRATIVE CITATION NO. 28521 – APPEAL FILED BY C. RAY JACKSON AND ANNE BREWER, PROPERTY LOCATION AT 1123 COOK STREET, ANTIOCH, CA – VIOLATION OF ANTIOCH MUNICIPAL CODES: §5-1.202(A)(2) – OVERGROWN VEGETATION; §7-2.623(A)(2) – ENCROACHMENT; §9-5.1210 – TREES (OVERGROWN).

B. CASE NO. CE2106-171 / ADMINISTRATIVE CITATION NO. 28523 – APPEAL FILED BY LAURA COCHNAUER, PROPERTY LOCATION AT 1119 MACAULAY STREET, ANTIOCH, CA – VIOLATION OF ANTIOCH MUNICIPAL CODE: §5-1.201.1 – UNPERMITTED RV.

WRITTEN/ORAL COMMUNICATIONS

MOTION TO ADJOURN: *After Written/Oral Communications, the Chairperson/ Vice Chairperson will make a motion to adjourn the meeting. A second of the motion is required, and then a majority vote is required to adjourn the meeting.*



September 20, 2021

C.Ray Jackson / Anne Brewer
Cook Street
Antioch, CA 94509

RE: Board of Administrative Appeals Hearing
Property Address: Cook Street, Antioch, CA
Citation Date: 08/11/2021
Citation No.: 28521

Dear C.Ray Jackson / Anne Brewer,

This is a follow up to your written appeal filed on August 20, 2021, regarding the above-referenced Administrative Citation received from Code Enforcement. Also received was your check in the amount of \$590 (\$300 fine, \$240 reinspection fee and \$50 appeal fee).

Please be advised your appeal is scheduled to be heard on **Thursday, October 7, 2021, at 3:00 p.m.**

IMPORTANT NOTICE REGARDING THIS MEETING: In response to the COVID-19 Health Order issued by the Contra Costa County Health Officer, the City of Antioch will not be hosting in-person Board of Administrative Appeals' Meetings. Instead, the meetings will be held as teleconference/virtual meetings through the Zoom webinar platform.

The Board of Administrative Appeals' Meeting will be held as a Zoom Meeting and the public is invited to participate as "attendees". The Zoom Meeting invitation will also include the telephone number for you to call in to participate, if that is your preference. You can email our office at: cityclerk@ci.antioch.ca.us to receive the Board of Administrative Appeals Agenda and Zoom Meeting Invitation on October 1, 2021. We will also mail you the agenda which will include the Zoom Meeting Invitation information.

The Agenda with 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 Board of Administrative Appeals Agenda information and Speaker Rules, simply click on the following link: <https://www.antiochca.gov/government/agendas-and-minutes/board-of-administrative-appeals/>.

Phone: (925) 779-7009
Fax: (925) 779-7007
Antiochca.gov

OFFICE OF THE CITY CLERK



200 H Street/P.O. Box 5007
Antioch, CA. 94531-5007
AntiochIsOpportunity.com

C.Ray Jackson / Anne Brewer
September 20, 2021
Page Two

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.

Thank you.

Sincerely,



CHRISTINA GARCIA, CMC
Deputy City Clerk
cityclerk@ci.antioch.ca.us

cc: Code Enforcement

Enclosures





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 September 20, 2021, 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:

C.Ray Jackson / Anne Brewer
Cook Street
Antioch, CA 94509

I, Christina Garcia, certify (or declare), under penalty of perjury, that the foregoing is true and correct. Executed on September 20, 2021, at Antioch, California.

A handwritten signature in blue ink that reads "Christina Garcia". The signature is written in a cursive style and is positioned above a horizontal line.





September 20, 2021

C.Ray Jackson / Anne Brewer
Thornsberry Road
Sonoma, CA 95476

RE: Board of Administrative Appeals Hearing
Property Address: Cook Street, Antioch, CA
Citation Date: 08/11/2021
Citation No.: 28521

Dear C.Ray Jackson / Anne Brewer,

This is a follow up to your written appeal filed on August 20, 2021, regarding the above-referenced Administrative Citation received from Code Enforcement. Also received was your check in the amount of \$590 (\$300 fine, \$240 reinspection fee and \$50 appeal fee).

Please be advised your appeal is scheduled to be heard on **Thursday, October 7, 2021, at 3:00 p.m.**

IMPORTANT NOTICE REGARDING THIS MEETING: In response to the COVID-19 Health Order issued by the Contra Costa County Health Officer, the City of Antioch will not be hosting in-person Board of Administrative Appeals' Meetings. Instead, the meetings will be held as teleconference/virtual meetings through the Zoom webinar platform.

The Board of Administrative Appeals' Meeting will be held as a Zoom Meeting and the public is invited to participate as "attendees". The Zoom Meeting invitation will also include the telephone number for you to call in to participate, if that is your preference. You can email our office at: cityclerk@ci.antioch.ca.us to receive the Board of Administrative Appeals Agenda and Zoom Meeting Invitation on October 1, 2021. We will also mail you the agenda which will include the Zoom Meeting Invitation information.

The Agenda with 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 Board of Administrative Appeals Agenda information and Speaker Rules, simply click on the following link: <https://www.antiochca.gov/government/agendas-and-minutes/board-of-administrative-appeals/>.

Phone: (925) 779-7009
Fax: (925) 779-7007
Antiochca.gov

OFFICE OF THE CITY CLERK



200 H Street/P.O. Box 5007
Antioch, CA. 94531-5007
AntiochIsOpportunity.com

C.Ray Jackson / Anne Brewer

September 20, 2021

Page Two

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.

Thank you.

Sincerely,



CHRISTINA GARCIA, CMC
Deputy City Clerk
cityclerk@ci.antioch.ca.us

cc: Code Enforcement

Enclosures





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 September 20, 2021, 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:

C.Ray Jackson / Anne Brewer
Thornsberry Road
Sonoma, CA 95476

I, Christina Garcia, certify (or declare), under penalty of perjury, that the foregoing is true and correct. Executed on September 20, 2021, at Antioch, California.

A handwritten signature in blue ink that reads "Christina Garcia". The signature is written in a cursive style and is positioned above a horizontal line.





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 following:

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.
- 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 Board of Administrative Appeals Agenda information, click on the following link: <https://www.antiochca.gov/government/agendas-and-minutes/board-of-administrative-appeals/>.

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 seventy-two (72) hour notice before the hearing that you are requesting a postponement, your appeal will be heard without your participation.

How You Will Act At Your Appeal Hearing:

- You, and anyone else who is participating the appeal at your request, will maintain a respectful attitude at all time.
- 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 upon to speak.
- 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 will have **three (3) minutes** to speak.
- 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.

ADMINISTRATIVE
CITATION
City of Antioch

Citation # 28521

- ☒ Code Enforcement - (925) 779-7042
☐ Police Department - (925) 779-6900
☐ Animal Control - (925) 779-6989

Date of Violation 8-11-21 Time 1200 ☐ AM ☒ PM Day of Week WEDNESDAY

Location of Violation

COOK ST

Citation Issued To (owner/resident/business)

JACKSON RAY BREIDER AKA

Address (if different than violation)

THORNSBERRY RD

City

ANTIOCH

State

CA

Zip

94576

Driver's License

State

DOB

Vehicle License

State

Year

Make

Model

Color

You are being issued an Administrative Citation for the violation(s) listed below. Continued violation may result in additional Administrative Citations and/or legal action.

☒ 1st Violation - \$100.00/\$130.00

☐ 2nd Violation - \$500.00/\$700.00

☐ 3rd Violation - \$1,000.00/\$1,300.00

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

Code Section	Description of Violation	Fine Amount
5-1.202(A)(2)	OVERGROWN VEG	\$ 100.00
7-2.603(A)(2)	ENCROACHMENT	\$ 100.00
9-5.1210	TREES (OVERGROWN)	\$ 100.00
		\$
		\$

REINSPECTION FEE: \$ 240.00 TOTAL DUE: \$540.00

Notes:

CUT, TRIM, AND DISPOSE OF
ALL OVERGROWN, ENCROACHING
VEGETATION INCLUDING TREES
HANGING TOO LOW OVER THE
SIDEWALK AND STREET.

Issuing Officer

ID number

Date

Case #

A.J.

E. 158

8-11

CE2107-123

TO AVOID ADDITIONAL CITATIONS, YOU MUST CORRECT THE ABOVE
VIOLATION(S) ON OR BEFORE: 8-21-21

Questions regarding payment of this citation, call the Finance Department,
(925) 779-7055. 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, 200 H
Street, Antioch, California, Monday - Friday - 8:00 a.m. - 4:30 p.m. except holidays

See Reverse Side

WHITE - FILE COPY / YELLOW - VIOLATION COPY / PINK - FINANCE COPY

CITY OF ANTIOCH
P.O. BOX 5007
ANTIOCH, CA 94531-5007

ORDER: You are ordered to immediately cease the commission of the violation(s) listed on the reverse of this Administrative Citation.

ADMINISTRATIVE CITATION: Pursuant to Section 1-2.01(E) of the Antioch Municipal Code, each day the violation continues is a separate and distinct offense and subject to additional citations. Fines per each count of the Antioch Municipal Code Section violated are as follows: first Citation \$100.00, second Citation \$200.00, third and subsequent Citations \$500.00. Notwithstanding the above violations of local building and safety codes are punishable by fines of \$130 for the first citation, \$700 for second Citation and \$1,300 for third and subsequent Citations.

RIGHTS OF APPEAL: You have the right to contest this Administrative Citation at a public hearing before a "Administrative Review Panel" ("ARP"). To request a hearing, you must pay an advance deposit in the full amount of the fine and submit that amount with the written appeal either by mail to the City Clerk, P.O. Box 5007, Antioch, CA 94531-5007, or in person to the City Clerk's office at City Hall, 200 H Street, Antioch, within ten (10) days from the date of the Administrative Citation. A properly filed appeal will result in written notification of the date and time set for your hearing. Failure to appear at your hearing will constitute a failure to exhaust your administrative remedies. Any person who requests an appeal of an administrative citation and is unable to make the advance deposit of the fine required under AMC §1-5.05(B) may file an advance deposit hardship waiver application. Applications may be obtained from the City Clerk's Office at the above address and must be submitted with the appeal request.

HOW TO PAY FINE: The amount of the Administrative Fine(s) is listed on the reverse of this Administrative Citation and must be paid to the City of Antioch within ten (10) days from the date of this Citation. You may pay and deliver the Administrative Fine(s) to the City by mail (P.O. Box 5007, Antioch, CA 94531-5007) or in person to the Cashiers in the Finance Department, First Floor of City Hall, 200 H Street, Antioch. Payment should be in the form of a personal check, cashier's check, money order, VISA, Master Card or Discover Card. Unless you have requested a hearing to appeal the Administrative Citation, you will be subject to the imposition of a ten percent (10%) late payment penalty if the Administrative Fine(s) is not paid. Payment of Administrative Fine(s) does not permit any continuation or repeated occurrence of the violation(s) listed on the reverse of this Administrative Citation.

CONSEQUENCES OF FAILURE TO PAY THE FINE(S): The City will collect any unpaid Administrative Citation fines or late payment charges by use of all available legal means, including, but not limited to, those means available for the collection of judgments, special assessment liens on real property and all actions for recovery of money. The City has the authority to collect all costs and attorney fees associated with the filing of such actions.

RIGHT TO JUDICIAL REVIEW: Any person aggrieved by an administrative decision of the ARP on an Administrative Citation may obtain review of the administrative decision by filing a petition for review with the Superior Court in Contra Costa County in accordance with the timelines and provisions set forth in California Government Code Section 53069.4.

IMPORTANTE.
POR FAVOR HAGA QUE LA INFORMACION EN ESTE FORMULARIO
SEA TRADUCIDA PARA USTED.

Appeal re: Administrative Code Citation No. 28521, Case No. CE-2107-123; C. Ray Jackson, Anne Brewer, property owners. Rebekah Jackson, resident.

Note that the Citation No. 28521, dated 8-11-2021, was postmarked 8-16-21 and received at both the Antioch and Sonoma residence addresses associated with the 1123 Cook St, Antioch, CA property on 8-18-2021, leaving only 3 days to respond/appeal, with the tenth day, 8-21-2021, being a weekend day.

The citation references the following code sections (see below) and in writing on the citation references the following in this order and wording:

5-1-202(A)(2)- "overgrown veg"
7-2623(A)(2)- "encroachment"
9.5.1210- "trees overgrown"

The citation continues in the note section in the following manner in writing:

"Cut, trim and dispose of all overgrown, encroaching vegetation including trees hanging too low over the sidewalk and street."

Appeal Response is below each referenced Code Section below and is indicated as **"RESPONSE:"**

§ 5-1.202 SPECIFIC NUISANCES PROHIBITED.

(A) Property inadequately maintained.

(2) Premises on which overgrown, dead or decayed trees, weeds or other vegetation pose a risk of harm to the public, or constitute visual blight or reduce the aesthetic appearance of the neighborhood, or are offensive to the senses, or are detrimental to the use and enjoyment of nearby properties, or reduce nearby property values due to its visibility from the public right-of-way;

RESPONSE: (photo attached). In reference to the citation as noted above- "overgrown veg." The term "overgrown" can be subjective and can also suggest messy and unkempt. The two trees, a Mulberry and a Berry tree- as there is no other vegetation that could apply- are lush and healthy, they are well maintained and kept up. They are completely on private property and pose absolutely no risk to the public in any possible way. They are maintained such that not only do they not reduce the aesthetic appearance of the neighborhood, it is quite the opposite in that they enhance the neighborhood. The immediate neighbors- Mike Quintana, Joseph and Connie Langston- who affront the property, have no objections to the trees in any manner and indicate that they look nice and are not offensive in any way. The trees in no way present any type of detriment to any other property- they have a very wide clearance from any other nearby property and again, are on private property. The trees in no way reduce property values- the house directly across on Cook St sold this past December for \$50,000 over asking price and the house to the rear recently sold for full price which was over \$100,000 over appraised value. Rebekah Jackson has resided at the residence for over ten years and received regular compliments about the trees- they are beautiful, etc.- and has never received any complaints from neighbors. They also provide needed shade, actually reduce noise and contribute to the value of the area.

Note that in 2017 a code enforcer- a retired police officer- cleared the trees, saying they were "no problem" and per notes "everything is fine here," and also stating they were on

private property, away from other properties. In 2019 a code enforcer also cleared the trees, noting the same as above: on private property, not a problem, etc.

§ 7-2.623 TREES, HEDGES, FENCES, AND SHRUBBERY.

(A) Planting or erection.

(2) No tree, hedge, shrub, or other planting whatever, fence, or similar structure shall be maintained across any existing walkway in a sidewalk area or shoulder. The intent of this restriction is to keep free a walkway for pedestrian or other lawful public travel without interference by or with vehicular travel. No encroachment of any nature shall be permitted or maintained which impedes, obstructs, or denies such pedestrian or other lawful travel within the limits of the right-of-way of a public street or which impairs adequate sight distance for safe pedestrian or vehicular traffic.

RESPONSE: "encroachment." Does not apply. The trees are not impeding the sidewalk, travel or sight distance in any form per this section whose intent is to "keep free a walkway for pedestrian or other lawful public travel without interference by or with vehicular travel." The code enforcer in 2019 explained this section using a pre-printed diagram and the trees are not impeding. The two trees- again a Mulberry and a Berry tree- are completely on private property and are well-maintained and kept up. They are both regularly trimmed away from the public right-of-way.

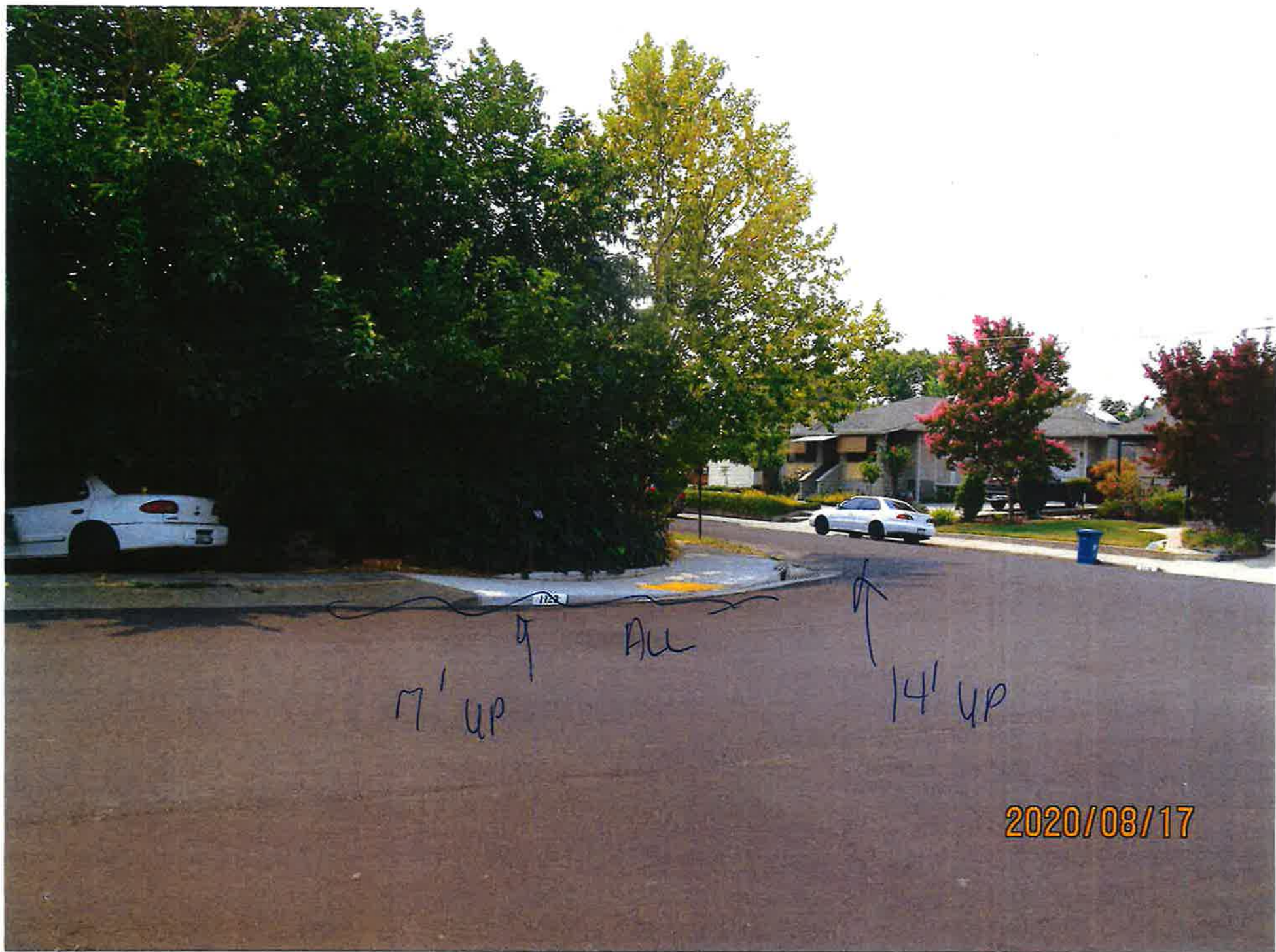
§ 9-5.1210 REGULATIONS ON TREE LOCATIONS.

Trees planted on private property, outside of a city right-of-way, shall be at least five feet from the sidewalk. Branches from such trees shall be trimmed to clear the sidewalk by at least seven feet and to clear the street by at least 14 feet.

RESPONSE: (photos with tape measure). "trees overgrown." The trees are already maintained at the proper height clearance over the sidewalk/street, per the code, on an ongoing and regular basis and have always been maintained as such. This is assuming that the "at least 7 feet" and "at least 14 feet" over the sidewalk and street respectively are the same standard 7 and 14 feet as measured by the Craftsman brand tape measure. (See photos with tape measure at the 7 foot height). The photos provided by the code enforcer from 8/10/2021, as dated on the photos, were seemingly taken from the street or a car without benefit of measurement. The attached photos have a tape measure that is set at the 7 foot marker for the sidewalk. The street area for the Berry and Mulberry trees does not have anything over the street.

Of further note- the trees are well on private property and use thereof, and are maintained in a manner that is for the benefit, enjoyment and protection of the resident; they do not impede or bother any other areas.







2020/08/17

**STAFF REPORT TO THE ADMINISTRATIVE REVIEW PANEL
FOR CONSIDERATION AT THE HEARING ON NOVEMBER 4, 2021**

PREPARED BY: Amanda Lunsford, Code Enforcement Officer

PREPARED FOR: Administrative Board of Appeals

APPROVED BY: Curt Michael, Code Enforcement Manager

DATE: September 29, 2021

SUBJECT: Case No. CE2106-171
1119 Macaulay St. Antioch, CA 94531
Violation of Antioch Municipal Codes:
§5-1.201.1

REQUEST:

Laura Cochnauer has requested a hearing to appeal Citation #28523, issued 08-10-2021 for the following violations of the Antioch Municipal Code:

§ 5-1.201.1 WHEN STORAGE OF A RECREATIONAL VEHICLE IS A PUBLIC NUISANCE.

It is hereby declared a public nuisance for any person owning, leasing, occupying, or having charge or possession of any premises in the city to park or store any recreational vehicle, including but not limited to, a trailer, boat, fifth-wheel trailer, motorhome, motorized cart, tent trailer, travel trailer, utility trailer, travel coach, bus, unmounted camper shell, or other mobile recreational equipment or watercraft or any empty trailer intended for or capable of carrying any of the above, in any front or side yard in a residential district, including the driveway, subject only to the following exceptions:

BACKGROUND INFORMATION:

On 06-22-2021, upon inspection of the property, I noted an RV/Camper parked upon an unpaved surface, and on the landscape portion of the property on the side yard. I took and uploaded photographs. I issued a notice of violation advising of the violation and requiring the violation be corrected within 10 days. A true and accurate copy of the Notice of Violation from June 22, 2021, is attached as "ATTACHMENT 1".

On 07-28-2021, upon reinspection of the property, I noted the RV/camper had been removed from public view. There were three cars parked upon the landscape portion of the property. The third vehicle was encroaching upon the public right of way, blocking the sidewalk completely. There was junk and misc. debris in the driveway and placed upon the sidewalk, and a huge dirt mound piled upon the driveway. I attempted contact via knock and talk and via telephone with negative results. I left a message requesting a call back, I issued an additional NOV representing the additional violations upon the property. True and accurate copies of the Notice of Violation and photographs from the inspection on July 28, 2021, are attached as "ATTACHMENT 2".

On 08-04-2021, I received a phone call from the PO, Laura Cochnauer. She was very upset and did not see how her property was in violation. I explained the junk and misc. debris on the side yard and sidewalk need to be removed and cannot be stored upon the public right of way. The vehicle parked upon the sidewalk needs to be placed so not to impede upon the public right of way. I explained that the surface the vehicles were parked upon is considered landscape and could not be parked upon whether improved or not. She asked what I was doing about the tree in the center dog bone. It is practically growing into the power lines. I advised that the trees would be the Public Works Department. I took a photograph of the center dog bone and reported the complaint to our Community Development Technician and had her pass along the complaint to Public Works. She went on to tell me how if I don't stop harassing her and her neighbors the situation will escalate the next time I drive through the neighborhood. The line disconnected.

On 08-12-2021, upon reinspection of the property, I noted all junk and misc. debris had been removed from public view and the vehicle encroaching upon the public right of way was parked elsewhere. The RV/camper was back parked upon the side yard landscape in public view. I took and uploaded photographs. I issued a citation, citation #28523, in the amount of \$340.00.

Citation # 28523

\$100.00 5-1.201.1 RV/Camper

\$240.00 Reinspection fee

\$340.00 Total

True and accurate copies of the citation and photographs of the property from the inspection on August 12, 2021, are attached as "ATTACHMENT 3".

On 08-23-2021, Curt Michael, Code Enforcement Manager, spoke with Laura Cochnauer who had questions about appealing the citation and enforcement activity. He advised that the citation amount must be paid and an appeal fee of \$50 must be submitted for a hearing per the City Clerk's office. She stated that the RV is her only source of transportation and then discussed vehicles that she owns but are for sale so they aren't driven. He explained the code requirements for front yard RV storage and the appeal process again. She then wanted to complain that the officer has discretion to enforce and should not be enforcing this violation. She then advised it was harassment. He explained that there are violations present, enforcement action was taken and that she can appeal the citation and present her case before the BOAA. He granted her a seven day extension to August 27, 2021 to appeal citation #28523.

On 08-24-2021, upon reinspection of the property. I noted all violations had been cleared. The large RV/Camper parked upon the side yard landscape was no longer in public view. I took and uploaded photograph and the case was closed. True and accurate copies of the photographs from the inspection on August 24, 2021, are attached as "ATTACHMENT 4".

On 09-14-2021, I was performing an inspection of another property on Macaulay Street pertaining to a separate case and I noted an unpermitted RV/travel trailer parked upon the landscape at 1119 Macaulay St. This RV/travel trailer was an entirely different vehicle than the one previously parked upon the property. As detailed in the events of the enforcement activity for this case, the property owner has been educated against storing RVs on the front of the property however, continues to do so. Due to the pending appeal of citation #28523, I did not conduct any enforcement action upon for this repeat violation of AMC 5-1.201.1. However, enforcement action will resume upon this property for the repeat violation, once the current appeal process has concluded. A true and accurate copy of the photograph taken September 14, 2021, showing the repeat violation of AMC 5-1.201.1, which has not been enforced at this time, are attached as "ATTACHMENT 5".

On 09-28-2021, I performed an inspection upon the property and noted one vehicle parked in the driveway, a white Ford F250, CA plate #6V71688, registered current to Laura Cochnauer since February 28, 2021. There was also a Toyota Sequoia, CA plate #5LFFK635, registered current to Laura Cochnauer since 10/31/2020. This is mentioned because during her conversation with Curt Michael, Code Enforcement Manager, the appellant stated that the RV is her only source of transportation. These two currently registered vehicles belonging to the appellant show that the RV is not the only source of transportation. Also, the same RV/travel trailer found on September 14, 2021, remains on the front of the property and the vehicles and RV/travel trailer are parked on an unpaved surface. True and accurate copies of the photographs from the inspection on September 28, 2021, are attached as "ATTACHMENT 6".

RECOMMENDATION:

Recommendation to uphold the Citation #28523 in the amount of \$340.00 issued to Laura Cochnauer on August 10, 2021, for violation of Antioch Municipal Code §5-1.201.1



NOTICE OF VIOLATION OF ANTIOCH MUNICIPAL CODE AND MAINTAINING A PUBLIC NUISANCE IN THE CITY OF ANTIOCH

To: PROPERTY OWNER

Location of property: 1119 MAUCAULAY ST

APN: 067-155-023

Date of Inspection: 6-22-21

Case #: CE2106-171

The property listed above has been found to be in violation of the City of Antioch's Municipal Code. The violation(s) marked below require immediate action by the property owner/resident. Failure to correct these violation(s) by the date indicated will result in further actions being taken by the City.

Antioch Municipal Code Section:

<input type="checkbox"/>	4-16.03 - Major automotive repairs in public view in a residential district.
<input type="checkbox"/>	5-1.202(A)(1)(a) - Property inadequately maintained. Inoperable equipment, junk, rubbish, building materials, and/or containers in public view.
<input type="checkbox"/>	5-1.202(A)(2) - Overgrown, dead or decayed trees, weeds or other vegetation posing a risk of harm to the public and/or create visual blight.
<input type="checkbox"/>	5-1.202(B) - Building or structures which are broken, deteriorated, or in a state of disrepair including: walls, fences, signs, retaining walls.
<input type="checkbox"/>	5-1.202(C)(1) - Vacant building, structure or other property that is unsecured.
<input type="checkbox"/>	5-1.202(D) - Outdoor parking or storage of inoperable, wrecked, dismantled, salvaged, abandoned vehicle, or parts thereof, including watercraft.
<input checked="" type="checkbox"/>	5-1.202(D)(2) - Parking on unpaved surface.
<input type="checkbox"/>	6-3.02 - Solid waste and recycling; mandatory service.
<input type="checkbox"/>	7-2.623(A)(2) - No encroachment of any nature which impedes/obstructs the public right-of-way or which impairs adequate sight distance.
<input type="checkbox"/>	8-1.02 - Building permits required to erect, construct, enlarge, alter, repair, move, improve, remove, convert or demolish any building.
<input type="checkbox"/>	9-5.1101 - Sight obstructions at intersections (and driveways).
<input type="checkbox"/>	9-5.1210 - Tree branches shall be trimmed at least 7 feet over the sidewalk and 14 feet over the street.
<input type="checkbox"/>	9-5.3830 - It shall be unlawful to keep or maintain any recreational vehicle as a temporary or permanent residence upon any lot or parcel.
<input checked="" type="checkbox"/>	5-1.201.1 - Parking or storing recreational vehicle on the front of the property, including the driveway.
<input type="checkbox"/>	Other:

Required Corrections: You must correct the violation(s) noted above by the deadline on this notice.

A re-inspection will be performed on or shortly after the deadline. If you fail to correct the violation(s) by the deadline on this notice, the City may issue Administrative Citations which carry fines ranging from \$100 to \$1,000 per violation for every day the violation(s) are permitted to remain. A re-inspection fee of \$233 will be added to each citation. In addition to citations, the City may take any other legal action(s) necessary to bring the property into compliance.

If you have questions regarding this notice, you may contact me at the number indicated below.

Notes: REMOVE RV/CAMPER FROM UNPAVED SURFACE
AND OUT OF PUBLIC VIEW.

The property owner is responsible for all costs involved with the City's investigation of this nuisance including citations, inspection fees, hearing costs, and any other cost incurred by the City if forced to abate this nuisance.

Correct violation(s) by: 7-2-21

Officer: A.L.

Request building permit(s) by: _____

Phone: 925-779-6156 Date: 6-22-21

Community Development Department - Code Enforcement

P.O. Box 5007 • 200 H Street • Antioch, CA 94531-5007 • Tel: 925-779-7042 • Fax: 925-779-7034 • www.ci.antioch.ca.us

WHITE - FILE / YELLOW - OWNER / PINK - POST



AUG 23 2021

CITY OF ANTIOCH
CODE ENFORCEMENT**NOTICE OF VIOLATION OF ANTIOCH MUNICIPAL CODE AND
MAINTAINING A PUBLIC NUISANCE IN THE CITY OF ANTIOCH**

To: PROPERTY OWNER
Location of property: 1119 MACAULAY ST
APN: 067-155-023 Date of Inspection: 7-28-21 Case #: CE2106-171

The property listed above has been found to be in violation of the City of Antioch's Municipal Code. The violation(s) marked below require immediate action by the property owner/resident. Failure to correct these violation(s) by the date indicated will result in further actions being taken by the City.

Antioch Municipal Code Section:

<input type="checkbox"/>	4-16.03 - Major automotive repairs in public view in a residential district.
<input checked="" type="checkbox"/>	5-1.202(A)(1)(a) - Property inadequately maintained. Inoperable equipment, junk, rubbish, building materials, and/or containers in public view.
<input type="checkbox"/>	5-1.202(A)(2) - Overgrown, dead or decayed trees, weeds or other vegetation posing a risk of harm to the public and/or create visual blight.
<input type="checkbox"/>	5-1.202(B) - Building or structures which are broken, deteriorated, or in a state of disrepair including: walls, fences, signs, retaining walls.
<input type="checkbox"/>	5-1.202(C)(1) - Vacant building, structure or other property that is unsecured.
<input type="checkbox"/>	5-1.202(D) - Outdoor parking or storage of inoperable, wrecked, dismantled, salvaged, abandoned vehicle, or parts thereof, including watercraft.
<input type="checkbox"/>	5-1.202(D)(2) - Parking on unpaved surface.
<input type="checkbox"/>	6-3.02 - Solid waste and recycling; mandatory service.
<input checked="" type="checkbox"/>	7-2.623(A)(2) - No encroachment of any nature which impedes/obstructs the public right-of-way or which impairs adequate sight distance.
<input type="checkbox"/>	8-1.02 - Building permits required to erect, construct, enlarge, alter, repair, move, improve, remove, convert or demolish any building.
<input type="checkbox"/>	9-5.1101 - Sight obstructions at intersections (and driveways).
<input type="checkbox"/>	9-5.1210 - Tree branches shall be trimmed at least 7 feet over the sidewalk and 14 feet over the street.
<input type="checkbox"/>	9-5.3830 - It shall be unlawful to keep or maintain any recreational vehicle as a temporary or permanent residence upon any lot or parcel.
<input type="checkbox"/>	5-1.201.1 - Parking or storing recreational vehicle on the front of the property, including the driveway.
<input type="checkbox"/>	Other:

Required Corrections: You must correct the violation(s) noted above by the deadline on this notice.

A re-inspection will be performed on or shortly after the deadline. If you fail to correct the violation(s) by the deadline on this notice, the City may issue Administrative Citations which carry fines ranging from \$100 to \$1,000 per violation for every day the violation(s) are permitted to remain. A re-inspection fee of \$233 will be added to each citation. In addition to citations, the City may take any other legal action(s) necessary to bring the property into compliance.

If you have questions regarding this notice, you may contact me at the number indicated below.

Notes:

PLEASE REMOVE ALL JUNK & MISC DEBRIS
FROM THE FRONT YARD AND DRIVE WAY. YOU
CANNOT PARK A VEHICLE WHEN IT IS
IMPEDING UPON THE SIDEWALK. A CITATION
WILL BE ISSUED IN 10 DAYS IF ALL VIOLATIONS
ARE NOT CORRECT.

The property owner is responsible for all costs involved with the City's investigation of this nuisance including citations, inspection fees, hearing costs, and any other cost incurred by the City if forced to abate this nuisance.

Correct violation(s) by: 8-8-21

Officer: A.L.

Request building permit(s) by: _____

Phone: 925-779-6156 Date: 7-28-21

Community Development Department - Code Enforcement

P.O. Box 5007 • 200 H Street • Antioch, CA 94531-5007 • Tel: 925-779-7042 • Fax: 925-779-7034 • www.ci.antioch.ca.us

WHITE - FILE / YELLOW - OWNER / PINK - POST





ADMINISTRATIVE

CITATION

City of Antioch

Citation # 28523

- ☒ Code Enforcement -- (925) 779-7042
☐ Police Department -- (925) 779-6900
☐ Animal Control -- (925) 779-6989

Date of Violation 8-10-21	Time 1200	<input type="checkbox"/> AM <input type="checkbox"/> PM	Day of Week TUESDAY
Location of Violation 1119 MACAWAY ST			
Citation Issued To (owner/resident/business) LAURA COCHINER			
Address (if different than violation) 1119 MACAWAY ST			
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 violation(s) listed below. Continued violation may result in additional Administrative Citations and/or legal action.

<input checked="" type="checkbox"/> 1 st Violation -- \$100.00/\$130.00	Refer to the back of this citation for information on paying the amount indicated.
<input type="checkbox"/> 2 nd Violation -- \$500.00/\$700.00	
<input type="checkbox"/> 3 rd Violation -- \$1,000.00/\$1,300.00	

Code Section	Description of Violation	Fine Amount
5-1.201.1	UNPERMITTED RV	\$ 100.00
		\$
		\$
		\$
		\$

REINSPECTION FEE: \$ 240.00 TOTAL DUE: \$ 340.00

Notes:

PLEASE REMOVE RV/CAMPER FROM PUBLIC VIEW AS STATED IN ORIGINAL NOTICE OF VIOLATION ISSUED ON 6/22/21

Issuing Officer AL	ID number E6108	Date 8-10-21	Case # CE2106-171
TO AVOID ADDITIONAL CITATIONS, YOU MUST CORRECT THE ABOVE VIOLATION(S) ON OR BEFORE: 8-20-21			

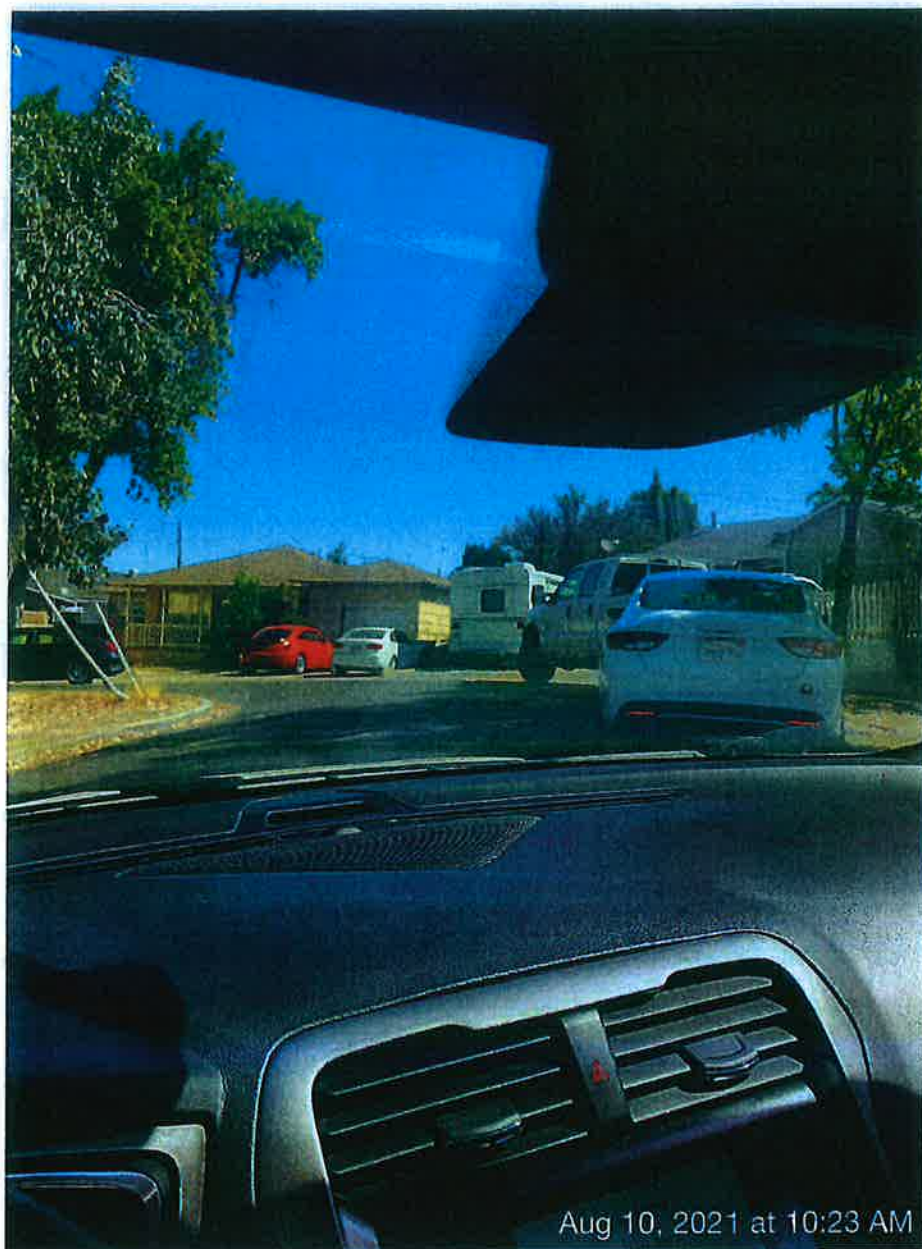
Questions regarding payment of this citation, call the Finance Department, (925) 779-7055. Mail payment to:

925 779-6156
 City of Antioch
 Finance Department
 P.O. Box 5007
 Antioch, CA 94531-5007

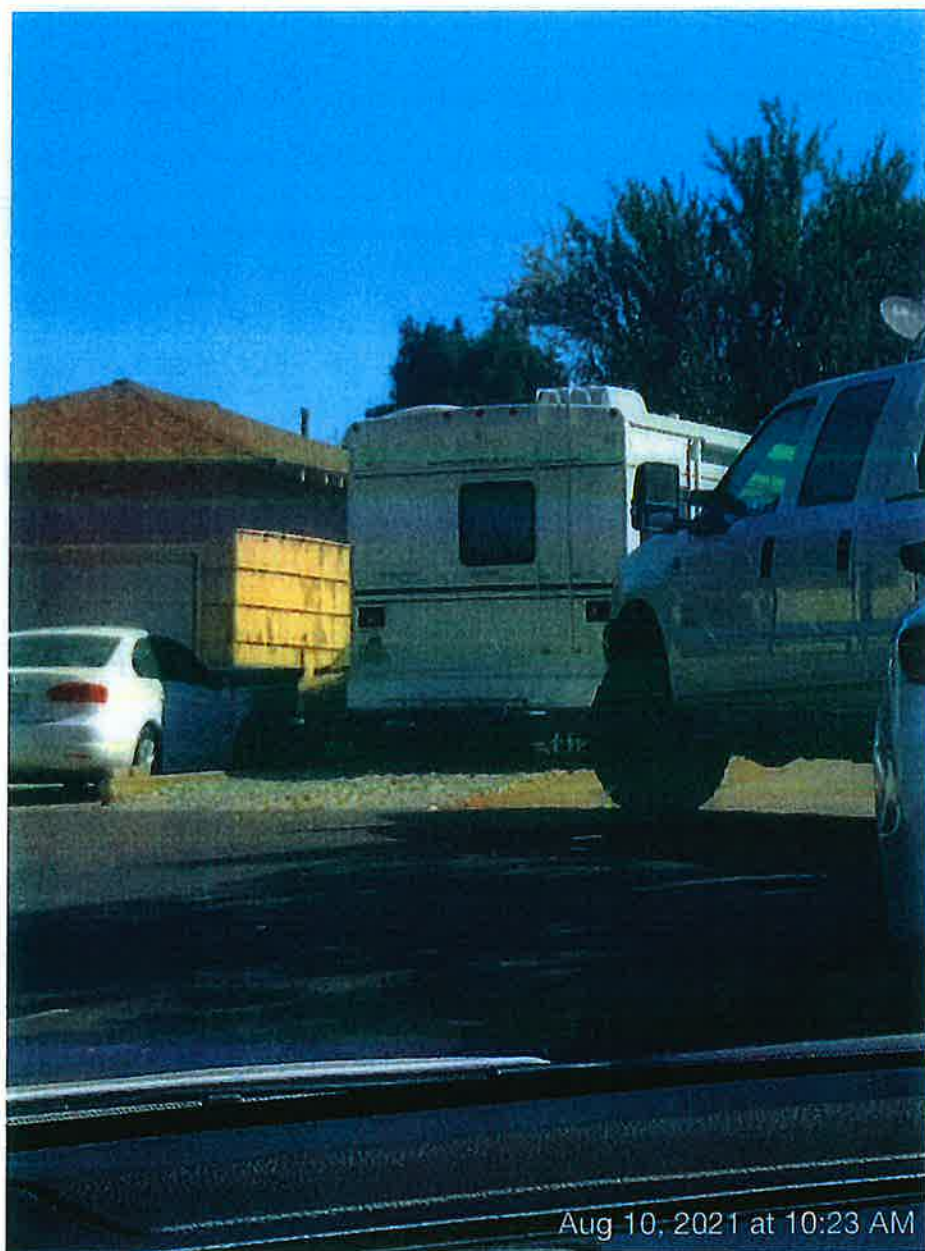
To pay in person, the Cashiers are located on the First Floor of City Hall, 200 H Street, Antioch, California, Monday - Friday - 8:00 a.m. - 4:30 p.m. except holidays

See Reverse Side

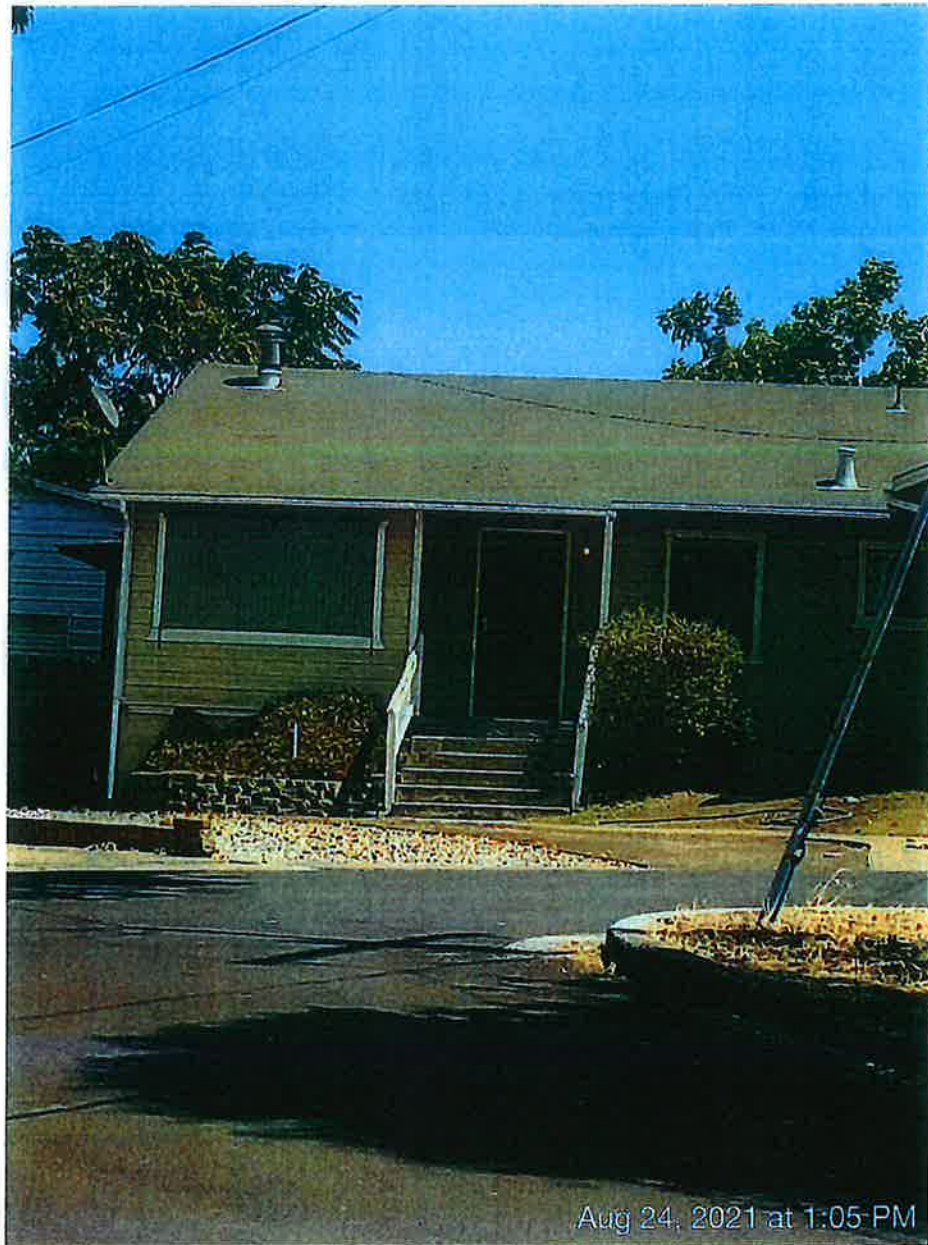
WHITE - FILE COPY / YELLOW - VIOLATION COPY / PINK - FINANCE COPY



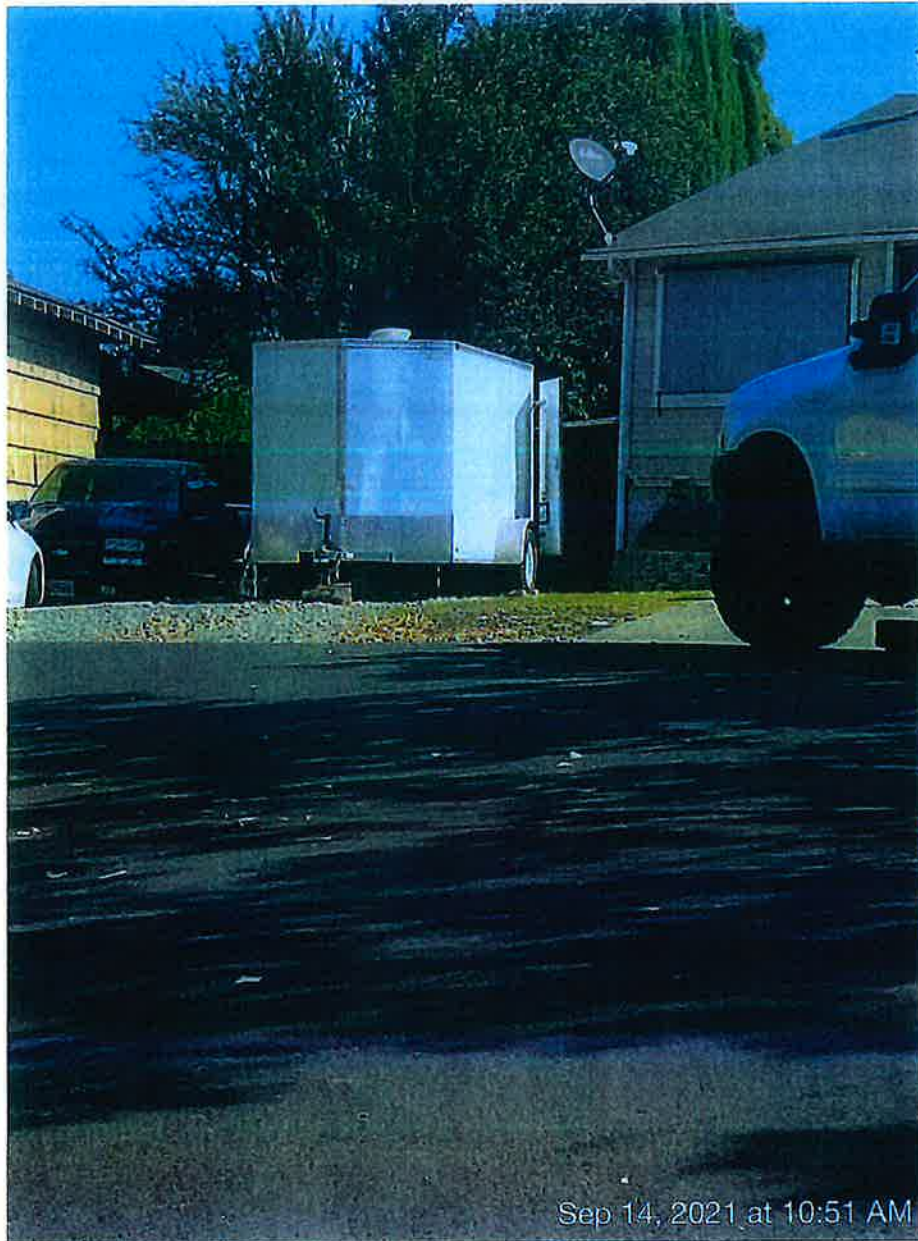




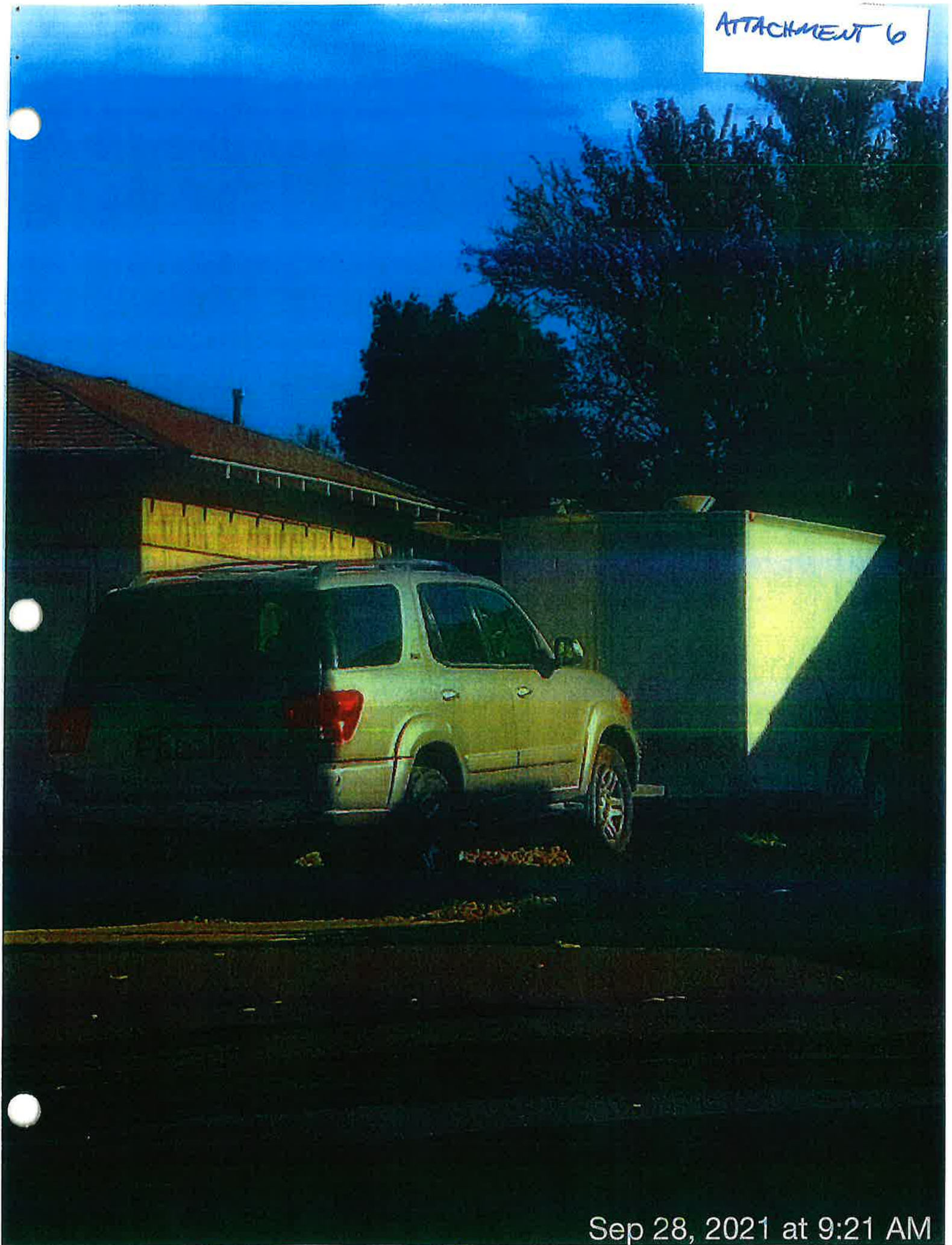


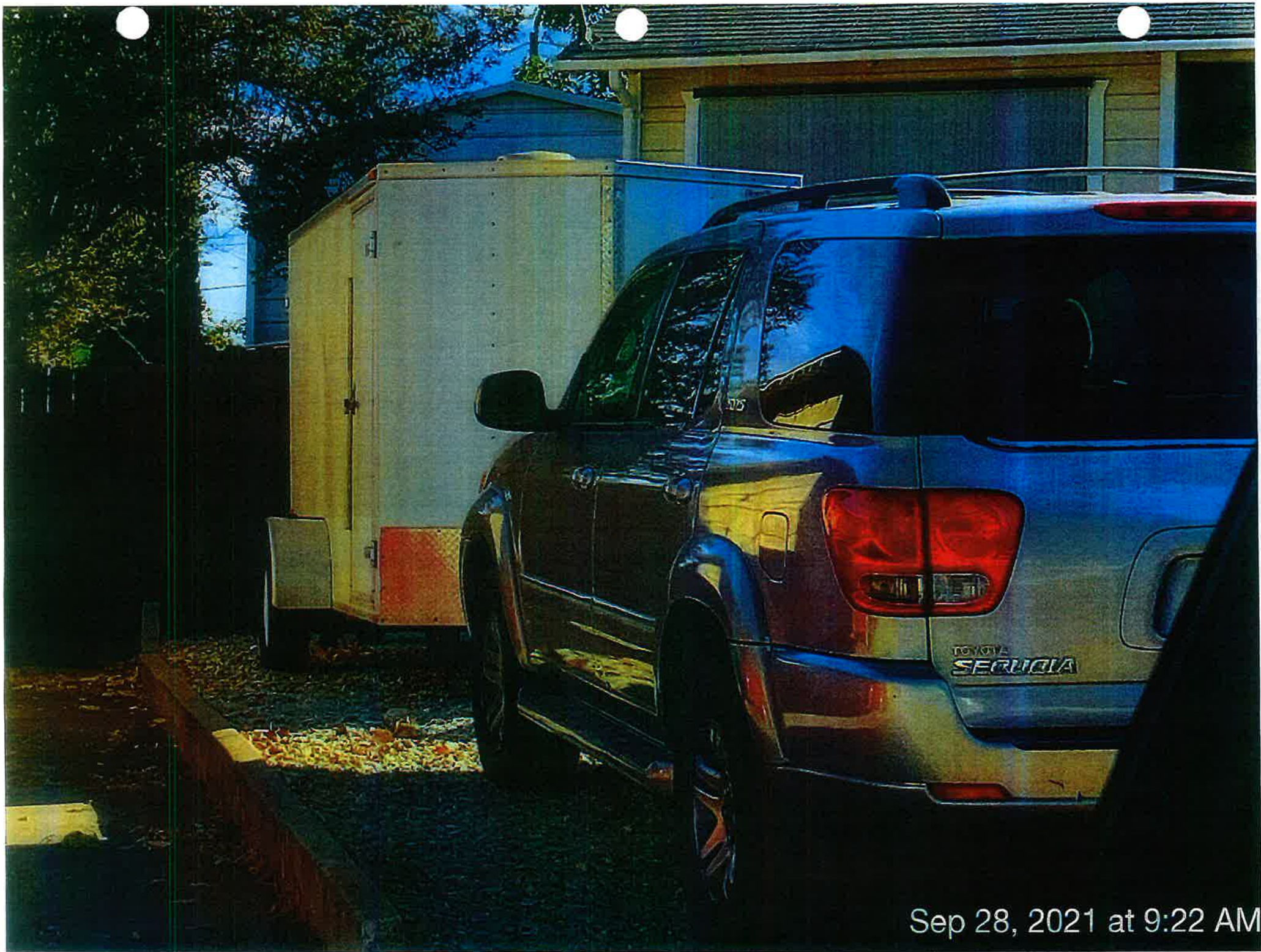


Aug 24, 2021 at 1:05 PM



ATTACHMENT 6

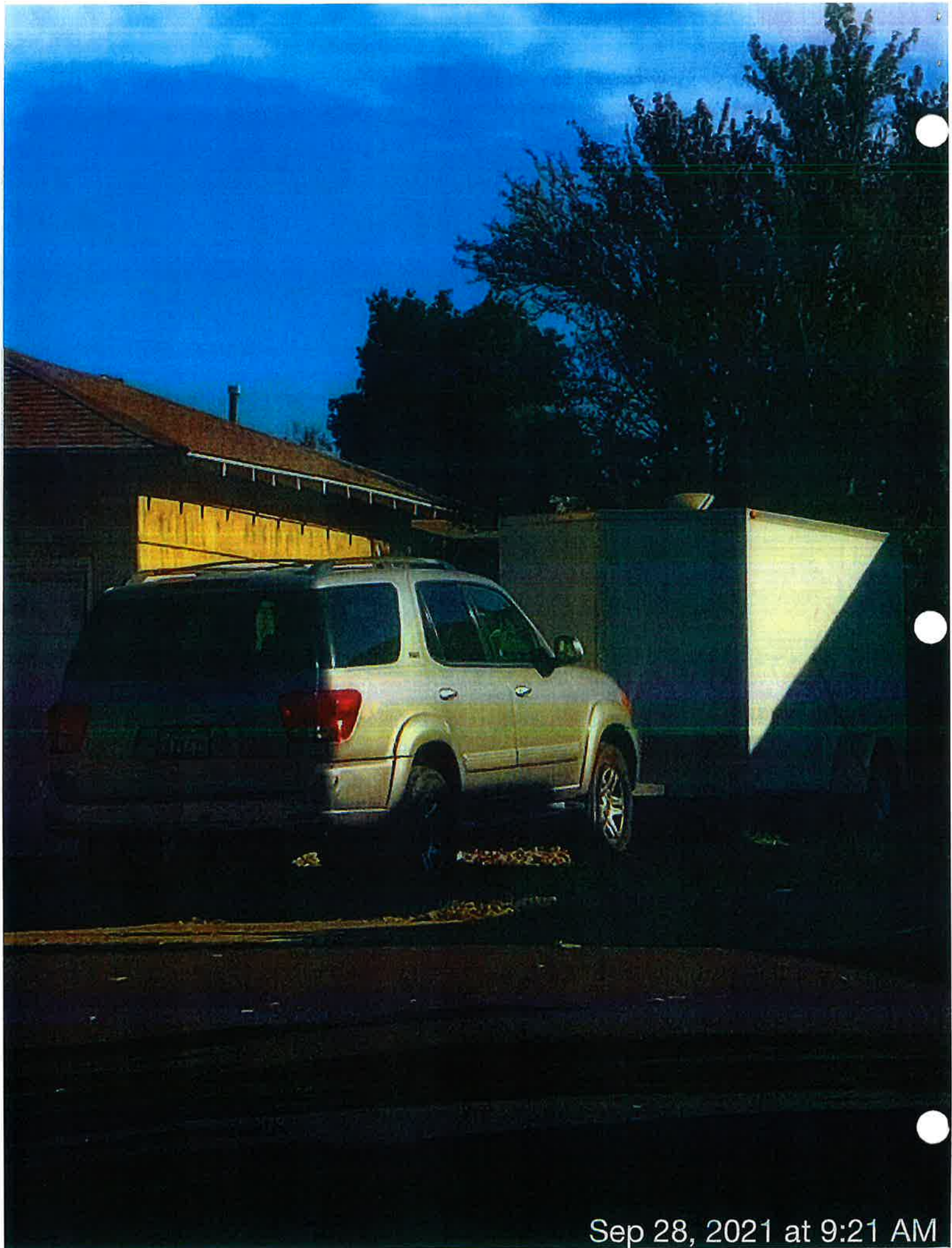




Sep 28, 2021 at 9:22 AM



Sep 28, 2021 at 9:22 AM



Sep 28, 2021 at 9:21 AM



Sep 28, 2021 at 9:22 AM



Sep 28, 2021 at 9:22 AM

ANTIOCH CALIFORNIA

October 28, 2021

Laura Cochnauer
Macaulay Street
Antioch, CA 94509

Email:

RE: Board of Administrative Appeals Hearing
Property Address: Macaulay Street, Antioch, CA
Citation Date: 08/10/2021
Citation No.: 28523

Dear Ms. Cochnauer,

This is a follow up to our letter dated October 6, 2021. Please be advised your appeal has been rescheduled to be heard on **Thursday, November 4, 2021, at 3:00 p.m.**, per your request.

IMPORTANT NOTICE REGARDING THIS MEETING: In response to the COVID-19 Health Order issued by the Contra Costa County Health Officer, the City of Antioch will not be hosting in-person Board of Administrative Appeals' Meetings. Instead, the meetings will be held as teleconference/virtual meetings through the Zoom webinar platform.

The Board of Administrative Appeals' Meeting will be held as a Zoom Meeting and the public is invited to participate as "attendees". The Zoom Invite for this meeting is listed on the next page, which includes the telephone number for you to call in to participate, if that is your preference.

The Agenda with 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 Board of Administrative Appeals Agenda information and Speaker Rules, simply click on the following link: <https://www.antiochca.gov/government/agendas-and-minutes/board-of-administrative-appeals/>.

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.

Phone: (925) 779-7009
Fax: (925) 779-7007
Antiochca.gov

OFFICE OF THE CITY CLERK



200 H Street/P.O. Box 5007
Antioch, CA. 94531-5007
AntiochIsOpportunity.com

#2B.02.WEB

Laura Cochnauer
October 28, 2021
Page Two

Clerk's Office - Board of Administrative Appeals Zoom Meeting

Join Zoom Meeting:

<https://us06web.zoom.us/j/85065738170?pwd=MFNDWWtpVmVmaWF3Z0x6QVlVb0g4dz09>

Meeting ID: 850 6573 8170
Passcode: 355950

One tap mobile

+16699006833,,85065738170#,,,,*355950# US (San Jose)
+12532158782,,85065738170#,,,,*355950# US (Tacoma)

Dial by your location

+1 669 900 6833 US (San Jose)
+1 253 215 8782 US (Tacoma)
+1 346 248 7799 US (Houston)
+1 312 626 6799 US (Chicago)
+1 929 205 6099 US (New York)
+1 301 715 8592 US (Washington DC)

Find your local number: <https://us06web.zoom.us/j/khRgk7NOC>

Thank you.

Sincerely,



CHRISTINA GARCIA, CMC
Deputy City Clerk
cityclerk@ci.antioch.ca.us

cc: Code Enforcement

Enclosures





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 October 28, 2021, 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:

Laura Cochnauer
Macaulay Street
Antioch, CA 94509

I, Christina Garcia, certify (or declare), under penalty of perjury, that the foregoing is true and correct. Executed on October 28, 2021, at Antioch, California.

A handwritten signature in blue ink that reads "Christina Garcia". The signature is written in a cursive style and is positioned above a horizontal line.





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 following:

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.
- 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 Board of Administrative Appeals Agenda information, click on the following link: <https://www.antiochca.gov/government/agendas-and-minutes/board-of-administrative-appeals/>.

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 seventy-two (72) hour notice before the hearing that you are requesting a postponement, your appeal will be heard without your participation.

How You Will Act At Your Appeal Hearing:

- You, and anyone else who is participating the appeal at your request, will maintain a respectful attitude at all time.
- 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 upon to speak.
- 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 will have **three (3) minutes** to speak.
- 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.



**BOARD OF ADMINISTRATIVE APPEALS
ADMINISTRATIVE REVIEW PANEL**

**THURSDAY, NOVEMBER 4, 2021
3:00 P.M.**

PURSUANT TO GOVERNOR GAVIN NEWSOM'S EXECUTIVE ORDER N-29-20, THIS MEETING WILL BE HELD AS A TELECONFERENCE/VIRTUAL MEETING. OBSERVERS MAY VIEW THE MEETING LIVESTREAMED VIA THE BOARD OF ADMINISTRATIVE APPEALS' WEBSITE AT:

<https://www.antiochca.gov/boaa/meeting/>

Notice of Opportunity to Address the Board of Administrative Appeals

Members of the public wishing to provide public comment **prior to or during** the meeting may do so in the following ways (#2 pertains to the Zoom webinar platform):

- 1) **Prior to 1:00 p.m. the day of the meeting** – Written comments may be submitted electronically to the City Clerk at the following email address: cityclerk@ci.antioch.ca.us. All comments received before 1:00 p.m. the day of the meeting, will be provided to the Board Members before the meeting. **Please indicate the agenda item and title in your email subject line.**
- 2) **After 1:00 p.m. the day of the meeting and during the meeting** – Please see the Speakers' Rules for instructions on how to comment, on the inside cover of this Agenda. The Speakers' Rules are also listed on the Board of Administrative Appeals website located on the following link: <https://www.antiochca.gov/boaa/meeting/>.

The City cannot guarantee that its network and/or the site will be uninterrupted. To ensure that the City Clerk's Office receives your comments, you are strongly encouraged to submit your comments in writing by 1:00 p.m. the day of the meeting.

The Board of Administrative Appeals' Agendas, including Staff Reports, are posted onto our City's Website 72 hours before each meeting. To view the agenda information, click on the following link: <https://www.antiochca.gov/government/agendas-and-minutes/board-of-administrative-appeals/>.

BOARD OF ADMINISTRATIVE APPEALS **SPEAKERS' RULES**

IMPORTANT NOTICE REGARDING THIS MEETING: To protect our residents, officials, and staff, and aligned with the Governor's Executive Order N-29-20, certain teleconference requirements of the Brown Act have been suspended, including the requirement to provide a physical location for members of the public to participate in the meeting.

Members of the public seeking to observe the meeting may do so at <https://www.antiochca.gov/boaa/meeting/>.

Members of the public wishing to provide public comment may do so in the following ways (#2 pertains to the Zoom Webinar):

- 1) Prior to 1:00 p.m. the day of the meeting – Written comments may be submitted electronically to the City Clerk at the following email address: cityclerk@ci.antioch.ca.us. All comments received before 1:00 p.m. the day of the meeting, will be provided to the Board Members before the meeting. **Please indicate the agenda item and title in your email subject line.**
- 2) After 1:00 p.m. the day of the meeting and during the meeting – To participate and provide oral public comments during the meeting, click on the following link to register in advance, to access the meeting via Zoom Webinar: <https://www.antiochca.gov/speakers>
 - You will be asked to enter an email address and a name. Your email address will not be disclosed to the public. After registering, you will receive an email with instructions on how to connect to the meeting.
 - When the Chair/Vice Chairperson announces public comments, click the "raise hand" feature in Zoom. For instructions on using the "raise hand" feature in Zoom, visit: https://www.antiochca.gov/raise_hand. Please ensure your Zoom client is updated so staff can enable your microphone when it is your turn to speak.

Speakers will be notified shortly before they are called to speak.

- When called to speak, please limit your comments to the time allotted (up to 3 minutes, at the discretion of the Chair/Vice Chairperson).

After hearing from the public, the agenda item will be closed. Deliberations will then be limited to members of the Board.

The City cannot guarantee that its network and/or the site will be uninterrupted. To ensure that the City Clerk's Office receives your comments, you are strongly encouraged to submit your comments in writing by 1:00 p.m. the day of the meeting.

In accordance with the Americans with Disabilities Act and California law, it is the policy of the City of Antioch to offer its public programs, services and meetings in a manner that is readily accessible to everyone, including individuals with disabilities. If you are a person with a disability and require information or materials in an appropriate alternative format; or if you require any other accommodation, please contact the ADA Coordinator at the number or address below at least 72 hours prior to the meeting or when you desire to receive services. Advance notification within this guideline will enable the City to make reasonable arrangements to ensure accessibility. The City's ADA Coordinator can be reached @ Phone: (925) 779-6950, and e-mail: publicworks@ci.antioch.ca.us.

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. The public has the opportunity to address the Board on each agenda item. 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".

AGENDA

3:00 P.M. ROLL CALL

Deborah Simpson, Chairperson
Ademuyiwa "Ade" Adeyemi, Vice Chairperson
Marie Livingston
Darrell Goodbeer
Antwon Webster
Vacant, Alternate

PLEDGE OF ALLEGIANCE

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

1. CONSENT CALENDAR

A. APPROVAL OF ADMINISTRATIVE APPEALS MEETING MINUTES FOR JULY 1, 2021

Recommended Action: Motion to approve the Minutes.

2. REGULAR AGENDA

OATH for all intending to testify

A. CASE NO. CE2107-123 / ADMINISTRATIVE CITATION NO. 28521 – APPEAL FILED BY C. RAY JACKSON AND ANNE BREWER, PROPERTY LOCATION AT 1123 COOK STREET, ANTIOCH, CA – VIOLATION OF ANTIOCH MUNICIPAL CODES: §5-1.202(A)(2) – OVERGROWN VEGETATION; §7-2.623(A)(2) – ENCROACHMENT; §9-5.1210 – TREES (OVERGROWN).

B. CASE NO. CE2106-171 / ADMINISTRATIVE CITATION NO. 28523 – APPEAL FILED BY LAURA COCHNAUER, PROPERTY LOCATION AT 1119 MACAULAY STREET, ANTIOCH, CA – VIOLATION OF ANTIOCH MUNICIPAL CODE: §5-1.201.1 – UNPERMITTED RV.

REGULAR AGENDA – Continued

- C. ANIMAL SERVICES CASE NO. A21-001592 / ADMINISTRATIVE CITATION NO. 29885 – APPEAL FILED BY LAURA LETKEMAN, ANTIOCH, CA – VIOLATION OF ANTIOCH MUNICIPAL CODE: §6-1.501(K) UNLAWFUL ACTS - HARBOR OR FEED A FERAL CAT EXCEPT ON ONE'S OWN PROPERTY.**

WRITTEN/ORAL COMMUNICATIONS

MOTION TO ADJOURN: *After Written/Oral Communications, the Chairperson/ Vice Chairperson will make a motion to adjourn the meeting. A second of the motion is required, and then a majority vote is required to adjourn the meeting.*



October 6, 2021

Laura Cochnauer
Macaulay Street
Antioch, CA 94509

Email:

RE: Board of Administrative Appeals Hearing
Property Address: Macaulay Street, Antioch, CA
Citation Date: 08/10/2021
Citation No.: 28523

Dear Ms. Cochnauer,

This is a follow up to your email dated October 4, 2021, wherein you are requesting your appeal to be continued.

Please be advised your appeal has been **rescheduled** to be heard on **Thursday, November 4, 2021, at 3:00 p.m.**

IMPORTANT NOTICE REGARDING THIS MEETING: In response to the COVID-19 Health Order issued by the Contra Costa County Health Officer, the City of Antioch will not be hosting in-person Board of Administrative Appeals' Meetings. Instead, the meetings will be held as teleconference/virtual meetings through the Zoom webinar platform.

The Board of Administrative Appeals' Meeting will be held as a Zoom Meeting and the public is invited to participate as "attendees". The Zoom Meeting invitation will also include the telephone number for you to call in to participate, if that is your preference. Our office will email you the November 4, 2021, Board of Administrative Appeals Agenda and Zoom Meeting Invitation by October 29, 2021. We will also mail you the agenda which will include the Zoom Meeting Invitation information.

The Agenda with 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 Board of Administrative Appeals Agenda information and Speaker Rules, simply click on the following link: <https://www.antiochca.gov/government/agendas-and-minutes/board-of-administrative-appeals/>.

Phone: (925) 779-7009
Fax: (925) 779-7007
Antiochca.gov

OFFICE OF THE CITY CLERK



200 H Street/P.O. Box 5007
Antioch, CA. 94531-5007
AntiochIsOpportunity.com

Laura Cochnauer
October 6, 2021
Page Two

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.

Thank you.

Sincerely,



CHRISTINA GARCIA, CMC
Deputy City Clerk
cityclerk@ci.antioch.ca.us

cc: Code Enforcement



Garcia, Christina

From: Garcia, Christina
Sent: Wednesday, October 6, 2021 10:36 AM
To: Laura Cochnauer
Cc: City Clerk; Michael, Curt
Subject: Rescheduled Appeal to Nov. 4, 2021 at 3:00 p.m.
Attachments: Conf. Ltr.Appeal-Code Enf. (filed 08-27-21).Laura Cochnauer(Reschedule).21.pdf

Good morning,

Please find attached the confirmation letter wherein you have requested to reschedule your appeal.

Your appeal has been rescheduled to be heard on November 4, 2021, at 3:00 p.m. The Board of Administrative Appeals Agenda and Zoom Invitation will be emailed to you on October 29, 2021.

Please confirm receipt of this email. Thank you.

Christina Garcia, CMC
Deputy City Clerk | City Clerk Department

☎: (925) 779-7009

📠: (925) 779-7007

🌐: www.antiochca.gov | www.antiochisopportunity.com

City of Antioch | 200 H Street/P.O. Box 5007, Antioch, CA 94531-5007

ANTIOCH
CALIFORNIA
OPPORTUNITY LIVES HERE

From: Laura Cochnauer
Sent: Monday, October 4, 2021 8:34 AM
To: City Clerk <cityclerk@ci.antioch.ca.us>
Subject:

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Hello, I'm scheduled to be heard by the Board of Administrative Appeals on Thursday 10/7/21. I need to postpone. There's been a family emergency so I have to leave town this morning. I and won't be available for the meeting.

Thank you
Laura Cochnauer

Garcia, Christina

From: Laura Cochnauer
Sent: Monday, October 4, 2021 8:34 AM
To: City Clerk

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Hello, I'm scheduled to be heard by the Board of Administrative Appeals on Thursday 10/7/21. I need to postpone. There's been a family emergency so I have to leave town this morning. I and won't be available for the meeting.

Thank you
Laura Cochnauer



October 1, 2021

Laura Cochnauer
Macaulay Street
Antioch, CA 94509

RE: Board of Administrative Appeals Hearing
Property Address: Macaulay Street, Antioch, CA
Citation Date: 08/10/2021
Citation No.: 28523

Dear Ms. Cochnauer,

This is a follow up to our letter dated September 20, 2021. Please be advised your appeal is scheduled to be heard on **Thursday, October 7, 2021, at 3:00 p.m.**

IMPORTANT NOTICE REGARDING THIS MEETING: In response to the COVID-19 Health Order issued by the Contra Costa County Health Officer, the City of Antioch will not be hosting in-person Board of Administrative Appeals' Meetings. Instead, the meetings will be held as teleconference/virtual meetings through the Zoom webinar platform.

The Board of Administrative Appeals' Meeting will be held as a Zoom Meeting and the public is invited to participate as "attendees". The Zoom Invite for this meeting is listed on the next page, which includes the telephone number for you to call in to participate, if that is your preference.

The Agenda with 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 Board of Administrative Appeals Agenda information and Speaker Rules, simply click on the following link: <https://www.antiochca.gov/government/agendas-and-minutes/board-of-administrative-appeals/>.

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.

Phone: (925) 779-7009
Fax: (925) 779-7007
Antiochca.gov

OFFICE OF THE CITY CLERK



200 H Street/P.O. Box 5007
Antioch, CA. 94531-5007
AntiochIsOpportunity.com

#2B.02WEB

Laura Cochnauer
October 1, 2021
Page Two

Clerk's Office - Board of Administrative Appeals Zoom Meeting

Join Zoom Meeting:

<https://us06web.zoom.us/j/87131670663?pwd=WnhldUtvekFTYmhnS3MzcXVMSTJsQT09>

Meeting ID: 871 3167 0663
Passcode: 447098

One tap mobile

+16699006833,,87131670663#,,,,*447098# US (San Jose)
+13462487799,,87131670663#,,,,*447098# US (Houston)

Dial by your location

+1 669 900 6833 US (San Jose)
+1 346 248 7799 US (Houston)
+1 253 215 8782 US (Tacoma)
+1 301 715 8592 US (Washington DC)
+1 312 626 6799 US (Chicago)
+1 929 205 6099 US (New York)

Find your local number: <https://us06web.zoom.us/j/kuTyad47a>

Thank you.

Sincerely,



CHRISTINA GARCIA, CMC
Deputy City Clerk
cityclerk@ci.antioch.ca.us

cc: Code Enforcement

Enclosures





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 October 1, 2021, 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:

Laura Cochnauer
Macaulay Street
Antioch, CA 94509

I, Christina Garcia, certify (or declare), under penalty of perjury, that the foregoing is true and correct. Executed on October 1, 2021, at Antioch, California.

A handwritten signature in blue ink that reads "Christina Garcia". The signature is written in a cursive style and is positioned above a horizontal line.





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 following:

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.
- 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 Board of Administrative Appeals Agenda information, click on the following link: <https://www.antiochca.gov/government/agendas-and-minutes/board-of-administrative-appeals/>.

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 seventy-two (72) hour notice before the hearing that you are requesting a postponement, your appeal will be heard without your participation.

How You Will Act At Your Appeal Hearing:

- You, and anyone else who is participating the appeal at your request, will maintain a respectful attitude at all time.
- 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 upon to speak.
- 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 will have **three (3) minutes** to speak.
- 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.



**BOARD OF ADMINISTRATIVE APPEALS
ADMINISTRATIVE REVIEW PANEL**

**THURSDAY, OCTOBER 7, 2021
3:00 P.M.**

PURSUANT TO GOVERNOR GAVIN NEWSOM'S EXECUTIVE ORDER N-29-20, THIS MEETING WILL BE HELD AS A TELECONFERENCE/VIRTUAL MEETING. OBSERVERS MAY VIEW THE MEETING LIVESTREAMED VIA THE BOARD OF ADMINISTRATIVE APPEALS' WEBSITE AT:

<https://www.antiochca.gov/boaa/meeting/>

Notice of Opportunity to Address the Board of Administrative Appeals

Members of the public wishing to provide public comment **prior to or during** the meeting may do so in the following ways (#2 pertains to the Zoom webinar platform):

- 1) **Prior to 1:00 p.m. the day of the meeting** – Written comments may be submitted electronically to the City Clerk at the following email address: cityclerk@ci.antioch.ca.us. All comments received before 1:00 p.m. the day of the meeting, will be provided to the Board Members before the meeting. **Please indicate the agenda item and title in your email subject line.**
- 2) **After 1:00 p.m. the day of the meeting and during the meeting** – Please see the Speakers' Rules for instructions on how to comment, on the inside cover of this Agenda. The Speakers' Rules are also listed on the Board of Administrative Appeals website located on the following link: <https://www.antiochca.gov/boaa/meeting/>.

The City cannot guarantee that its network and/or the site will be uninterrupted. To ensure that the City Clerk's Office receives your comments, you are strongly encouraged to submit your comments in writing by 1:00 p.m. the day of the meeting.

The Board of Administrative Appeals' Agendas, including Staff Reports, are posted onto our City's Website 72 hours before each meeting. To view the agenda information, click on the following link: <https://www.antiochca.gov/government/agendas-and-minutes/board-of-administrative-appeals/>.

BOARD OF ADMINISTRATIVE APPEALS **SPEAKERS' RULES**

IMPORTANT NOTICE REGARDING THIS MEETING: To protect our residents, officials, and staff, and aligned with the Governor's Executive Order N-29-20, certain teleconference requirements of the Brown Act have been suspended, including the requirement to provide a physical location for members of the public to participate in the meeting.

Members of the public seeking to observe the meeting may do so at <https://www.antiochca.gov/boaa/meeting/>.

Members of the public wishing to provide public comment may do so in the following ways (#2 pertains to the Zoom Webinar):

- 1) Prior to 1:00 p.m. the day of the meeting – Written comments may be submitted electronically to the City Clerk at the following email address: cityclerk@ci.antioch.ca.us. All comments received before 1:00 p.m. the day of the meeting, will be provided to the Board Members before the meeting. **Please indicate the agenda item and title in your email subject line.**
- 2) After 1:00 p.m. the day of the meeting and during the meeting – To participate and provide oral public comments during the meeting, click on the following link to register in advance, to access the meeting via Zoom Webinar: <https://www.antiochca.gov/speakers>
 - You will be asked to enter an email address and a name. Your email address will not be disclosed to the public. After registering, you will receive an email with instructions on how to connect to the meeting.
 - When the Chair/Vice Chairperson announces public comments, click the "raise hand" feature in Zoom. For instructions on using the "raise hand" feature in Zoom, visit: https://www.antiochca.gov/raise_hand. Please ensure your Zoom client is updated so staff can enable your microphone when it is your turn to speak.

Speakers will be notified shortly before they are called to speak.

- When called to speak, please limit your comments to the time allotted (up to 3 minutes, at the discretion of the Chair/Vice Chairperson).

After hearing from the public, the agenda item will be closed. Deliberations will then be limited to members of the Board.

The City cannot guarantee that its network and/or the site will be uninterrupted. To ensure that the City Clerk's Office receives your comments, you are strongly encouraged to submit your comments in writing by 1:00 p.m. the day of the meeting.

In accordance with the Americans with Disabilities Act and California law, it is the policy of the City of Antioch to offer its public programs, services and meetings in a manner that is readily accessible to everyone, including individuals with disabilities. If you are a person with a disability and require information or materials in an appropriate alternative format; or if you require any other accommodation, please contact the ADA Coordinator at the number or address below at least 72 hours prior to the meeting or when you desire to receive services. Advance notification within this guideline will enable the City to make reasonable arrangements to ensure accessibility. The City's ADA Coordinator can be reached @ Phone: (925) 779-6950, and e-mail: publicworks@ci.antioch.ca.us.

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. The public has the opportunity to address the Board on each agenda item. 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".

AGENDA

3:00 P.M. ROLL CALL

Deborah Simpson, Chairperson
Ademuyiwa "Ade" Adeyemi, Vice Chairperson
Marie Livingston
Darrell Goodbeer
Antwon Webster
Vacant, Alternate

PLEDGE OF ALLEGIANCE

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

1. CONSENT CALENDAR

A. APPROVAL OF ADMINISTRATIVE APPEALS MEETING MINUTES FOR JULY 1, 2021

Recommended Action: Motion to approve the Minutes.

2. REGULAR AGENDA

OATH for all intending to testify

A. CASE NO. CE2107-123 / ADMINISTRATIVE CITATION NO. 28521 – APPEAL FILED BY C. RAY JACKSON AND ANNE BREWER, PROPERTY LOCATION AT 1123 COOK STREET, ANTIOCH, CA – VIOLATION OF ANTIOCH MUNICIPAL CODES: §5-1.202(A)(2) – OVERGROWN VEGETATION; §7-2.623(A)(2) – ENCROACHMENT; §9-5.1210 – TREES (OVERGROWN).

B. CASE NO. CE2106-171 / ADMINISTRATIVE CITATION NO. 28523 – APPEAL FILED BY LAURA COCHNAUER, PROPERTY LOCATION AT 1119 MACAULAY STREET, ANTIOCH, CA – VIOLATION OF ANTIOCH MUNICIPAL CODE: §5-1.201.1 – UNPERMITTED RV.

WRITTEN/ORAL COMMUNICATIONS

MOTION TO ADJOURN: *After Written/Oral Communications, the Chairperson/ Vice Chairperson will make a motion to adjourn the meeting. A second of the motion is required, and then a majority vote is required to adjourn the meeting.*



September 20, 2021

Laura Cochnauer
Macaulay Street
Antioch, CA 94509

RE: Board of Administrative Appeals Hearing
Property Address: Macaulay Street, Antioch, CA
Citation Date: 08/10/2021
Citation No.: 28523

Dear Ms. Cochnauer,

This is a follow up to your written appeal filed on August 27, 2021, regarding the above-referenced Administrative Citation received from Code Enforcement. Also received was your check in the amount of \$390 (\$100 fine, \$240 reinspection fee and \$50 appeal fee).

Please be advised your appeal is scheduled to be heard on **Thursday, October 7, 2021, at 3:00 p.m.**

IMPORTANT NOTICE REGARDING THIS MEETING: In response to the COVID-19 Health Order issued by the Contra Costa County Health Officer, the City of Antioch will not be hosting in-person Board of Administrative Appeals' Meetings. Instead, the meetings will be held as teleconference/virtual meetings through the Zoom webinar platform.

The Board of Administrative Appeals' Meeting will be held as a Zoom Meeting and the public is invited to participate as "attendees". The Zoom Meeting invitation will also include the telephone number for you to call in to participate, if that is your preference. You can email our office at: cityclerk@ci.antioch.ca.us to receive the Board of Administrative Appeals Agenda and Zoom Meeting Invitation on October 1, 2021. We will also mail you the agenda which will include the Zoom Meeting Invitation information.

The Agenda with 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 Board of Administrative Appeals Agenda information and Speaker Rules, simply click on the following link: <https://www.antiochca.gov/government/agendas-and-minutes/board-of-administrative-appeals/>.

Phone: (925) 779-7009
Fax: (925) 779-7007
Antiochca.gov

OFFICE OF THE CITY CLERK



200 H Street/P.O. Box 5007
Antioch, CA. 94531-5007
AntiochIsOpportunity.com

Laura Cochnauer
September 20, 2021
Page Two

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.

Thank you.

Sincerely,



CHRISTINA GARCIA, CMC
Deputy City Clerk
cityclerk@ci.antioch.ca.us

cc: Code Enforcement

Enclosures





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 September 20, 2021, 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:

Laura Cochnauer
Macaulay Street
Antioch, CA 94509

I, Christina Garcia, certify (or declare), under penalty of perjury, that the foregoing is true and correct. Executed on September 20, 2021, at Antioch, California.

A handwritten signature in blue ink, reading "Christina Garcia", is written over a horizontal line.





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 following:

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.
- 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 Board of Administrative Appeals Agenda information, click on the following link: <https://www.antiochca.gov/government/agendas-and-minutes/board-of-administrative-appeals/>.

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 seventy-two (72) hour notice before the hearing that you are requesting a postponement, your appeal will be heard without your participation.

How You Will Act At Your Appeal Hearing:

- You, and anyone else who is participating the appeal at your request, will maintain a respectful attitude at all time.
- 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 upon to speak.
- 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 will have **three (3) minutes** to speak.
- 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.

ADMINISTRATIVE
CITATION
City of Antioch

Citation # 28523

- ☒ Code Enforcement - (925) 779-7042
☐ Police Department - (925) 779-6900
☐ Animal Control - (925) 779-6989

Date of Violation	Time	<input type="checkbox"/> AM <input type="checkbox"/> PM	Day of Week
8-10-21	1200		TUESDAY
Location of Violation			
MACAULAY ST			
Citation Issued To (owner/resident/business)			
LAURA COCHMAHER			
Address (if different than violation)			
MACAULAY ST			
City	State	Zip	
ANTIOCH	CA	94509	
Driver's License	State	DOB	
Vehicle License	State	Year	Make Model Color

You are being issued an Administrative Citation for the violation(s) listed below. Continued violation may result in additional Administrative Citations and/or legal action.

<input checked="" type="checkbox"/> 1 st Violation - \$100.00/\$130.00	Refer to the back of this citation for information on paying the amount indicated.
<input type="checkbox"/> 2 nd Violation - \$500.00/\$700.00	
<input type="checkbox"/> 3 rd Violation - \$1,000.00/\$1,300.00	

Code Section	Description of Violation	Fine Amount
5-1.201.1	UNPERMITTED RV	\$ 100.00
		\$
		\$
		\$
		\$

REINSPECTION FEE: \$ 340.00 TOTAL DUE: \$ 340.00

Notes: PLEASE REMOVE RV/CAMPER FROM PUBLIC VIEW AS STATED IN ORIGINAL NOTICE OF VIOLATION ISSUED ON 6/22/21

Issuing Officer	ID number	Date	Case #
AL	E6198	8-10-21	CE2106-171
TO AVOID ADDITIONAL CITATIONS, YOU MUST CORRECT THE ABOVE VIOLATION(S) ON OR BEFORE: 8-20-21			

Questions regarding payment of this citation, call the Finance Department, (925) 779-7055. 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, 200 H Street, Antioch, California, Monday - Friday - 8:00 a.m. - 4:30 p.m. except holidays

See Reverse Side

WHITE - FILE COPY / YELLOW - VIOLATION COPY / PINK - FINANCE COPY

The intension of this letter is to contest the citation (#28523) I received from Amanda Lunsford.

On 6/22/21 I received a violation. The violation was for my motorhome being parked on an unimproved surface, and for not being out of public view. I have a garage north east of my house. The driveway leading to it runs east/west on the north side of my house. Once upon a time it had been paved with gravel. Over the years the gravel had been infiltrated with dirt and clay, as my property slopes. Despite that, I immediately corrected the violation within the time limit I was given by resurfacing the driveway. I removed 3 cubic yards of dirt and gravel and replaced it with brand new clean gravel.

As for my motorhome being in public view, I didn't move it because it's my only means of transportation. I have since then received a Citation for not removing my motorhome from public view. I work rotating 12.5 hour shifts that leave me very tired. I stay in my motorhome just outside the parking lot during a set of shifts and then drive home. It's safer for me and it allows me to be available in case I'm needed in between shifts. It's not uncommon for people in my line of work to do that. I'm saving up for some repairs so that I can start driving a regular vehicle again.

My motorhome is in great mechanical condition. It's in great cosmetic condition. It's not a public nuisance. It's not injurious to health, or indecent, or offensive to the senses, or an obstruction to the free use of property, so as to interfere with the comfortable enjoyment of life or property by an entire community or neighborhood, or by any considerable number of persons, or unlawfully obstructs the free passage or use, in the customary manner, of any navigable lake, or river, bay, stream, canal, or basin, or any public park, square, street, or highway. I've spoken to all of my neighbors about it. None of them are bothered by it. Having to move it from my driveway only adds to parking congestion on the streets and creates a hardship for me, having to constantly move it around. I understand that sometimes there is a need to enforce this code to prevent ruffraff from disturbing the residents of this city, but there's simply no need for it in my case.

I've spoken to both Amanda Lunsford and Curt Michael, and neither of them demonstrate appropriate discretion or reasonableness. My neighbor and I were both in violation of the same code yet Amanda only sent me a violation for it. Last month I cleaned out my garage. I took some of my belongings to the dump but I had items that I thought people could use. So I posted a free ad and set the stuff out on the edge of the sidewalk. Amanda sent me a violation for that. While there are several cars on my street parked half way on the sidewalk as a common practice, not being cited. She even sent me a violation for the dirt pile that came from the surface she had me improve. I also had that posted for free and was working on getting rid of it.

The Citation I'm contesting says that my motorhome is a "Public Nuisance" but it's not. Not by definition or otherwise. There are so many real public nuisances that put the public's safety at risk that the city is responsible for that are being ignored. The hypocrisy is enough to drive anybody mad.

STAFF REPORT TO THE BOARD OF ADMINISTRATIVE APPEALS FOR CONSIDERATION AT THE APPEAL HEARING OF NOVEMBER 04, 2021

PREPARED BY: George W. Harding, IV – Animal Services Manager

DATE: October 20, 2021

SUBJECT: Administrative Citation 29885 – Animal Services

Animal Services Case No: A21-001592

Antioch Municipal Code § 6-1.501 UNLAWFUL ACTS (K)

REQUEST:

Appellant Laura Letkeman requested a hearing to appeal Administrative Citation No. 29885 issued on September 13, 2021, citing a violation of Antioch Municipal Code § 6-1.501(K) UNLAWFUL ACTS - Harbor or feed a feral cat except on one's own property.

BACKGROUND INFORMATION:

Parties Involved:

Animals Involved: Feral Kitten Killed by Dogs on Tehachapi Court

Reporting Party: Laura Letkeman

Dog Owner: Joannie Keys

On August 14, 2021, the Laura Letkeman contacted Animal Services to report that a kitten had been killed in front of the residence of [REDACTED] Tehachapi Court. Laura Letkeman stated to Animal Control Officer, Catriona Cottle, the two small dogs from this residence are often let out into their yard off leash. She said that this morning they were loose in front of their home when they attacked a kitten that was inside a bush on the property. The kitten was injured and took off across the Court. The dogs followed. The Laura Letkeman was able to get the kitten and take it to the East Bay Veterinary Emergency hospital where it was euthanized due to its injuries.

Upon arrival at the location, Animal Control Officer, Catriona Cottle, spoke with the owner of a dogs. According to the dog owner, the dogs were in her own yard and attacked a feral kitten that was in the bush in front of the residence. The dogs then followed the kitten out of the yard when it ran across the street. ACO Cottle gave the owner of the dogs a verbal warning for allowing the dogs to run at large and the need to purchase City Dog Licenses. ACO Cottle also educated the dog owner in regard to the Potentially Dangerous Animal Ordinance.

Parties Involved:

Animals Involved: Feral Cats on Tehachapi Court
Reporting Party: Joannie Keys
Person Feeding Feral Cats: Laura Letkeman

On August 14, 2021, during her investigation of the kitten being killed, ACO Cottle received a complaint against Laura Letkeman for feeding the feral cats in the neighborhood. According to the reporting party, Laura Letkeman regularly places food in the ditch between [REDACTED] and [REDACTED] Tehachapi Court, which is a violation of Antioch Municipal Code § 6-1.501(K) UNLAWFUL ACTS - Harbor or feed a feral cat except on one's own property, as the location described on Tehachapi Court is not the property of Laura Letkeman.

ACO Cottle contacted Laura Letkeman and informed her of the complaint against her for feeding feral cats on property that is not her own. ACO Cottle provided education about Antioch Municipal Code § 6-1.501(K) UNLAWFUL ACTS - Harbor or feed a feral cat except on one's own property, and provided a verbal warning to Laura Letkeman that if she continues to feed the feral cats at any location other than on her own property, she would be issued a citation.

Parties Involved:

Animals Involved: Feral Cats on Tehachapi Court
Reporting Party: Joannie Keys
Person Feeding Feral Cats: Laura Letkeman

On September 9, 2021, Animal Services received another complaint that Laura Letkeman was continuing to feed the feral cats between [REDACTED] and [REDACTED] Tehachapi Court:

"I have captured the attached footage of the ladies feeding the wild animals. I have asked the ladies several times not to feed the animals or go to their own property. They have not complied but insulted me instead "calling me bitches" "telling me to go back to where I came from." This was humiliating in front of my daughter(whom they referred to as my son in the video). One of the ladies walks around with a cane that she uses as a weapon (pointing it in my face several times). The wildlife that comes to eat the food that they put out causes stress to my dogs and family. We fear for our safety because we don't know if the animals will attack us (A coyote chased me in my garage). My dogs bark all night, and stray cats are in my yard. I would like followup from Antioch Police Department to let me know that they have been instructed to STOP feeding the animals because it's against the law & I fear for the safety of my family/dogs. I appreciate any and all help/support in resolving this matter."

The complainant provided three short videos of the interaction that occurred on 09/08/2021.

Parties Involved:

Animals Involved: Feral Cats on Tehachapi Court
Reporting Party: Joannie Keys
Person(s) Feeding Feral Cats: Laura Letkeman and Barbara Wada

On September 13, 2021, Animal Services received another complaint about the feeding of feral cats in the area between [REDACTED] and [REDACTED] Tehachapi Court. The reporting party identified Laura Letkeman and another woman.

During her investigation, Animal Control Officer, Catriona Cottle, was able to identify the second woman as Barbara Wada.

As a result of her investigation, ACO Cottle issued Administrative Citation No. 29885 to Laura Letkeman for continuing to violate Antioch Municipal Code § 6-1.501(K) UNLAWFUL ACTS - Harbor or feed a feral cat except on one's own property.

ACO Cottle also issued a warning letter to Barbara Wada to cease feeding feral cats on Tehachapi Court.

APPEAL:

1. *I know that this complaint was made as revenge by person A who lives at [REDACTED] Tehachapi Ct. (Person A refers to the wife of Randy Keyes). I am not the person who is nor was feeding the feral cats in said location. I would occasionally help my friend feed the ferals but I stopped helping Barbara weeks ago. So why not give HER the citation? Answer: because A only wants to hurt me as much as she is legally (and illegally) able, because I called Animal Services to report her dogs which I personally witnessed killing a baby kitten, on August (23?), 2021.*
2. *Please be aware that person A also attacked and assaulted me, not once but 2 times, apparently because she was insulted for me calling her a 5 letter word, the day her dogs killed a baby kitten. In her words: "I'm gonna beat your a**, because you called me a B****!", while physically bumping into me and chasing me and threatening to hit me. I reported this incident to the police. This citation is after that incident.*
3. *The ticket is incorrect in that it states I am feeding cats on an "ongoing" basis. The only cats I am feeding on an ongoing basis would be my own cats that live in my house (and a little too much for my comfort).*
4. *If the neighbors are so concerned about all the cats, they need to rent cages themselves and take care of them properly, instead of complaining that other people are feeding cats which is what Barbara and I were trying to do. But again, this citation is only to get revenge upon my person, as mentioned in 1. If in fact, this WAS about the cats, then why not issue a citation and assault, and harrass every other passerby who happens to feed those cats, as she has done to me?? (I've spoken to several neighbors who feed them). Again, the answer is simply because it wouldn't avenge A's anger, at me, for getting Animal Services to force*

them to put their dogs on a leash, (Which by the way they still to this day, continue to disobey). In short, this citation is a false charge. I suggest that it is a smokescreen to point fingers at someone else, while they continue to disobey the law, and at the same time, a revenge act. Isn't there something in the law that states to make a false claim is in itself, illegal?

5. *Please also note: the date of the citation was written, as well as the date it was postmarked (September 16th). I received this citation in the mail on September 18th. So there was no possible way for me to follow up on this by the required date of Sept. 14th.*
6. *I was trying to use patience and kindness and understanding of the peculiar mental state of this individual, before taking legal action, and it would be only just, that the same understanding be applied to my own circumstances.*

RECOMMENDATION:

Based on the findings of the investigation, it is Staff recommendation to deny the appeal and uphold Administrative Citation No. 29885 with a further recommendation for Appellate to stop feeding feral cats anywhere other than on her own property.

SUPPLEMENTAL ATTACHMENTS:

Antioch Municipal Code

Animal Control Officer Cottle #5686 Activity Report from August 14, 2021 (A21-058788-1)

Animal Control Officer Cottle #5686 Activity Report from August 14, 2021 (A21-001592-1)

Animal Control Officer Cottle #5686 Activity Report from September 14, 2021 (A21-001592-2)

Including Warning Letter to Barbara Wada

Administrative Citation No. 29885

Google Map Showing Feral Cat Feeding Location dated September 27, 2021

Proposed Decision

Activity Card

A21-058788-1 CONTACT/AN V. A Priority Level: **DAILY**

Total Animals: 2 Animal Type: DOG

Activity Address: [REDACTED] TEHACHAPI CT

Activity Comment: RP STATES THAT TWO DOGS FROM THIS RESIDENCE ARE LET LOOSE OFTE

Owner Information:

P062182 JOANNIE/RANDY KEYS

[REDACTED] TEHACHAPI CT

ANTIOCH, CA 94531

[REDACTED]

Caller Information:

P081138 LAURA LETKEMAN

[REDACTED] BADGER PASS WAY

ANTIOCH, CA 94531

[REDACTED]

A102722

L22-222811

Officer: P995686 COTTLE

Clerk: CCOTTLE

Call Date: 08/14/21 12:10 PM

New Date: 08/14/21 12:10 PM

Dispatch Date:

Working Date:

Complete Date: 08/14/21 12:40 PM

Result Codes:

1 WARN

1 EDUC

Memos:

Activity Card

RP - Laura Letkeman contacted Animal Services to report that a kitten had been killed in front of the residence of [REDACTED] Tehachapi Court.

I created a call for service to follow up on this report and contacted Ms. Letkeman on my work issued cell phone while I was en route to the location.

In summary Ms. Letkeman stated that the two small dogs from this residence are let out into their yard off leash often. She said that this morning they were loose in front of their home when they attacked a kitten in a bush on the property. The kitten was injured and took off across the Court. The dogs followed. Ms. Letkeman was able to get the kitten and take it to the East Bay Veterinary Emergency hospital where it was euthanized due to its injuries.

I told Ms. Letkeman that the dogs can be off leash on their property, but that the laws states they must be under control, so I would be discussing this with the owners. Ms. Letkeman added that the owner of the dogs, a male named Randy, didn't seem to care what had happened and was not apologetic.

I asked Ms. Letkeman if the kitten belonged to her or anyone and she stated that it is a feral kitten that lives in the area.

I arrived at [REDACTED] Tehachapi Court and was met at the front door by Mr. & Mrs. Keys. Mrs. Keys invited me inside. I asked them if they were aware of what had happened and they immediately were defensive and upset stating loudly that "the woman" who was reporting them feeds the cats in the ditch over there (motioning to the East of their property where a public walking trail is present). I told them that the issue at hand was that their dogs are loose in front of their home and not under control hence how they chased the kitten across the Court. Mrs. Keys stated that her taxes pay for their property and their dogs can roam the Court. I tried to inform her that the Court is not considered their property and also added that the dogs are not licensed. Mr. Keys argued that the dogs were licensed, then that they couldn't get them licensed as the shelter was closed. I tried to emphasize once more that the dogs can't be off leash if not under control and Mrs. Keys asked me to leave her house.

Once outside I attempted to inform the dog owners of the property lines and what "at large" means. I also informed them that they can call the shelter to schedule an appointment to get the dogs licensed.

A BMA then approached from the walking trail and asked if he could talk to me about the number of cats in the area and the woman that is feeding them. Mr. & Mrs. Keys chimed in once more.

I told all parties that it is an issue I can address, but I needed the incident from this morning to be addressed too. The Keys said they would do so as soon as possible. I told them that if there is a second incident where the dogs are off the property and in any violation of the ordinance that there would be a potentially dangerous animal investigation that would warrant the removal of the dogs.

I created a separate activity for the cat feeding. - 5686

Activity Card

A21-001592-1 CONTACT/FEEDIN Priority Level: **DAILY**

Total Animals: 20 Animal Type: CAT

Activity Address: TEHACHAPI CT

Activity Comment: RP STATES THAT WOMAN WHO REPORTED HER DOGS IS FEEDING CATS IN

Owner Information:

P081138 LAURA LETKEMAN
[REDACTED] BADGER PASS WAY
ANTIOCH, CA 94531
(925) 481-0544

Caller Information:

P062182 JOANNIE/RANDY KEYS
[REDACTED] TEHACHAPI CT
ANTIOCH, CA 94531
[REDACTED]

Result Codes:

1 WARN
1 EDUC

Officer: P995686 COTTLE

Clerk: CCOTTLE

Call Date: 08/14/21 12:30 PM

New Date: 08/14/21 12:30 PM

Dispatch Date:

Working Date:

Complete Date: 08/14/21 01:00 PM

Memos:

Activity Card

While responding to a call for service, where the residents of [REDACTED] Tehachapi Court's dogs had injured a kitten on their property and then chased it into the court. the resident wanted to make a counter complaint regarding the RP - Laura Letkeman, who has been feeding cats in the ditch of the walking trail East of their property.

I informed Mr. & Mrs. Keys of the legalities regarding the feeding of cats / wildlife and how it is legal to feed cats if it is on your property.

Mrs. Keys stated that Ms. Letkeman brings her truck to the Court and unloads huge bags of dog food that she then places in the ditch to feed the cats. She says that the cats drive all the neighborhood dogs crazy. Mrs. Keys showed me the location where the cats are being fed. It is marked on the attached map. It is on a public trail which is governed by City of Antioch Municipal Code therefore Ms. Letkeman is in violation of code § 6-1.501 UNLAWFUL ACTS. (K) Harbor or feed a feral cat except on one's own property.

As I was talking to Mr. & Mrs. Keys a man from [REDACTED] Mount Conness Court approached from the other side of the trail. He asked if he could talk to me about the huge number of cats in the area. Mr. & Mrs. Keys audibly agreed with him and they chimed in about how it's not just them with the problem. The resident didn't identify himself, but mentioned that he had two Huskies that got in trouble for killing a cat and that since that incident they have had a cat come into their yard that the Huskies have killed too. He doesn't want held liable for his dogs actions in their own yard. I informed him that if it happens in the yard there is no violation. He said the number of cats drives his dogs crazy. I confirmed his dogs were "Foxy" & "Bo", who I am familiar with as we have had prior contact. He went back to his home.

I told Mr. & Mrs. Keys that I would address this issue with the cat feeder and that if they catch her in the act again could they take photos. They said they would do so.

I contacted Ms. Letkeman with regards to the counter complaint I had received from Mr. & Mrs. Keys. I informed her of the law. I informed her that an additional party was complaining unrelated to any of the residents in Tehachapi Court. When I determined that Ms. Letkeman didn't live in close proximity to the residents I asked why she couldn't relocate the feeding station for the cats to her home. She dodged the question and stated that the cats wouldn't be able to find her and that the trail is not on anyone's property. She began to tell me that the City needed to stop digging up the wildlife's homes too. I pressed on her that the matter is with her feeding feral cats off her property and that it is not legal. I told her that I was calling her to educate her, but that if there were any further reports of her feeding the cats at any location other than her property she would be issued a citation. Ms. Letkeman was hysterical and began to yell at me stating I had nothing better to do and that the people complaining let their dogs loose to kill cats and that the man has trapped cats and let them die.

I told her once more that she could feed the cats on her property and that would resolve her concern about the cats starving. I also directed her to the resources available for TNR (Trap, Neuter, Release) and that since she is responsible for feeding cats she should shoulder some of the burden of care and step up to trap, neuter and release these animals and create a healthier population and controlled population of cats. Ms. Letkeman continued to be unreceptive stating I had no compassion for the animals. - 5686



- W Restaurants
- H Hotels
- A Attractions
- T Transit
- P Parking
- Pharmacies
- ATMs

← Resp Residence

Moulton Pass Way

Tehachapi Ct

- Mapbox
- Save
- Share to your phone
- Share

- Antioch, CA 94531
- Report a problem on Tehachapi Ct
- Add a missing place
- Add your business
- Add a label

Moulton Pass Way

Tehachapi Way

Tehachapi Way

Reporting Party Residence

Feeding Reporting Party 2 Residence



Antioch
California 94531
37.963031, 121.744543

Activity Card

A21-001592-2 CONTACT/FEEDIN Priority Level: **DAILY**

Total Animals: 20 Animal Type: CAT

Activity Address: TEHACHAPI CT

Activity Comment: RP SENT VIDEOS OF RESP - LETKEMAN AND ANOTHER WOMAN FEEDING C/

Owner Information:

P081138 LAURA LETKEMAN
[REDACTED] BADGER PASS WAY
ANTIOCH, CA 94531
[REDACTED]

Caller Information:

P062182 JOANNIE/RANDY KEYS
[REDACTED] TEHACHAPI CT
ANTIOCH, CA 94531
[REDACTED]

Result Codes:

1 CITE

Officer: P995686 COTTLE

Clerk: CCOTTLE

Call Date: 09/09/21 10:00 AM

New Date: 09/09/21 10:00 AM

Dispatch Date:

Working Date:

Complete Date: 09/14/21 02:29 PM

Memos:

Activity Card

Joannie Keys [REDACTED]

Sep 9, 2021, 11:34 AM (5 days ago)

to gharding, me

Attachments available until Oct 9, 2021

Hello,

I would like to add to the current police report #E20158986. I have captured the attached footage of the ladies feeding the wild animals. I have asked the ladies several times not to feed the animals or go to their own property. They have not complied but insulted me instead "calling me bitches" "telling me to go back to where I came from." This was humiliating in front of my daughter (whom they referred to as my son in the video). One of the ladies walks around with a cane that she uses as a weapon (pointing it in my face several times). The wildlife that comes to eat the food that they put out causes stress to my dogs and family. We fear for our safety because we don't know if the animals will attack us (A coyote chased me in my garage). My dogs bark all night, and stray cats are in my yard. I would like followup from Antioch Police Department to let me know that they have been instructed to STOP feeding the animals because it's against the law & I fear for the safety of my family/dogs. I appreciate any and all help/support in resolving this matter.

My contact information: Joannie Keys [REDACTED] email: [REDACTED]

Mon 9/13/2021 3:15 PM

Hello Cat,

I spoke to the RP on the Tehachapi way cat feeding complaint today. She said there is another lady who is also coming by and feeding the cats on her court, and this other person lives at [REDACTED] Monitor Pass. She described the second lady as being Asian. She said they were both out again last night feeding the cats in the sewer.

Thank you,

George W. Harding, IV MBA CAWA
Animal Services Manager
Antioch Police Department
300 L St. Antioch, CA 94509
Phone: 925.779.6990

I was instructed to issue a citation to the responsible party, RESP-Laura Letkeman based on an email received by Manager George Harding dated September 13th, 2021 from RP-Ms. Keys. I sent out a citation to RESP-Ms. Letkeman regarding the feeding of feral cats off her property, which according to witness RP-Mrs. Keys occurred on the night of September 12th, 2021 and in videos she sent some nights prior to this date and after my contact on August 14th, 2021.

A letter of notice was issued to the second individual from [REDACTED] Monitor Pass - RESP-Barbara Wada, informing her of the ordinance with regards to feeding feral cats off her property. Prior contact with RESP-Ms. Wada shows that one of her cats had been killed by the dogs belonging to the second reporting party from Mount Conness Court. Ms. Wada does not live in close proximity to the location where her and RESP-Ms. Letkeman are reported to be feeding the cats. Her location is marked on the attached map.

Citation & letter attached to activity. - 5686

Activity Card

RESP - Barbara Wada received her notice and is disputing that "feed" means she can give the cats water. I told her that leaving any food bowl / receptacle on public property constitutes littering and neither food or water should be present. Ms. Wada then stated that the resident (Tiffany) at [REDACTED] Tehachapi Ct is giving her and Laura, "Laurie", permission to feed cats on her property. I told her that is not acceptable, but she continued without hearing me and said that she wants us to address RP-Ms. Keys for trespassing on the property of [REDACTED] Tehachapi Ct and emptying food and water bowls. I told her that is a police matter that the property owner can address. I advised her further that the resident is the one who is permitted to feed on her property, not her, not Ms. Letkeman. Ms. Wada stated she has a letter from the resident giving her permission to feed the cats and that she has discussed this with her attorney. I advised her once more that she can feed cats on her property at [REDACTED] Monitor Pass or Ms. Letkeman can feed cats on her property at [REDACTED] Badger Pass Way and those are the only two permissible locations that our ordinance will recognize. Ms. Wada continued to talk repeating previous statements over and over. I advised her that I have made note of our conversation and that the ordinance will not be modified to allow her to feed on someone else's property or to specify whether she can put water in a bowl on public property or not. - 5686

RESP-Ms. Letkeman called Animal Services to talk to somebody about the citation she received for feeding feral cats off her property. I identified myself as Officer Cottle, the issuer of the citation. RESP-Ms. Letkeman started off by saying that she was confused about the dates on the citation and that she just received it, so how could she correct it by a date in the past. I informed her that on August 14th, 2021 I gave her a verbal notice that she should not be feeding cats on public property and that from that date forward she was not to be feeding cats on public property. RESP-Ms. Letkeman interjected and said she has not fed cats in the drain anytime after August. I informed her that a video dated September 9th, sent to our offices via email shows that she has been back to Tehachapi Court and a witness states that she and another woman have continued to feed cats in the Court and specifically in the drain area on September 12th (which was where Ms. Letkeman & Ms. Wada were present in the video). RESP-Ms. Letkeman asked if she could see the video. I told her I could relay some of what she said on the video. I played back a snippet where she states she has talked to HARP and HALO who gave them (RESP-Letskeman & RESP-Wada) permission to continue to feed the cats. I informed her that HARP and HALO are rescue organizations and do not enforce the law. RESP-Ms. Letkeman reverted back to stating she has not fed cats since August. I informed her that the video and the witness statement says otherwise. Ms. Letkeman began to tell me that Barbara was the one feeding and that she was just helping her, because Ms. Keys was intimidating and harrasing them. She then stated that they had permission to feed on the property of [REDACTED] Tehachapi Ct. I told her that she could not do this. She didn't hear me and continued to talk about RP-Ms. Keys trespassing and tipping over bowls, so her and Barbara had to then put the food in the drain for the cats, because Ms. Keys was destroying everything. I asked her if that was her admitting she had fed the cats since my warning on August 14th. Ms. Letkeman said once again she had not. She asked about the appeal process as she was not going to pay the citation. I advised her that she could talk to Manager. She asked who the manager was, I told her, George Harding whom she has talked to before, she said she didn't know who he was. I forwarded Ms. Letkeman to Manager George Harding for further discussion. - 5686

Holly Cuciz President of Pawsitively Safe, a 501c3 Non Profit Organization that specializes in Trap - Neuter - Release of community cats, and promotes the continued care and management of cat colonies in a responsible manner, called me. She stated that HALO and Community Concern For Cats, both cat related organizations, had reached out to her regarding an email from RESP-Laura Letkeman. In the email Ms. Letkeman was stating that she was cited by Antioch Animal Services for feeding feral cats. She was attempting to gain support from the groups to continue the feeding of the community cats, but neglected to mention to them that she was doing this off her property and causing a disturbance in another area of her neighborhood. Per Ms. Cuciz, RESP-Ms. Letkeman stated that she was feeding the cats to the rear of her residence, which is not the case. I advised Ms. Cuciz that the involved parties were not receptive of relocating the feeding stations to their own properties and/or assisting with TNR of the cats and if she wished to contact RESP-Ms. Letkeman with advice on how to legally feed these cats it would be appreciated. - 5686

ANTIOCH POLICE DEPARTMENT



Tammany Brooks III, Chief of Police

Name: Barbara Wada / Resident

Date: September 14, 2021

Address: [REDACTED] Monitor Pass Way
Antioch, CA 94513

Feeding of cats on Tehachapi Ct / Mt Conness Ct.

Dear Resident:

It has been brought to our attention that you may be violating the following Antioch Municipal Code;

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):

(K) Harbor or feed a feral cat except on one's own property;

Additional Comments: Please be advised that any further violations of the Municipal Code will result in citations starting at \$100 per violation.

It is our desire to safeguard property and the public welfare of our citizens through the enforcement of animal regulations established in our Municipal Code. To avoid further legal consequences, or if we have mistakenly identified you, please contact the Antioch Animal Shelter at (925) 779-6989 within three business days of receipt of this notice. The Shelter is located at 300 L Street and is open Tuesday through Saturday 10am to 5pm. The Shelter is closed on Sunday, Monday and holidays.

Sincerely,

C. Cottle

Animal Control Officer #5686
Antioch Police Department

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):

(K) Harbor or feed a feral cat except on one's own property ;

Q



CITY OF ANTIOCH
P.O. BOX 5007
ANTIOCH, CA 94531-5007

ORDER: You are ordered to immediately cease the commission of the violation(s) listed on the reverse of this Administrative Citation.

ADMINISTRATIVE CITATION: Pursuant to Section 1-2.01(E) of the Antioch Municipal Code, each day the violation continues is a separate and distinct offense and subject to additional citations. Fines per each count of the Antioch Municipal Code Section violated are as follows: first Citation \$100.00, second Citation \$200.00, third and subsequent Citations \$500.00. Notwithstanding the above violations of local building and safety codes are punishable by fines of \$130 for the first citation, \$700 for second Citation and \$1,300 for third and subsequent Citations

RIGHTS OF APPEAL: You have the right to contest this Administrative Citation at a public hearing before a "Administrative Review Panel" ("ARP"). To request a hearing, you must pay an advance deposit in the full amount of the fine and submit that amount with the written appeal either by mail to the City Clerk, P.O. Box 5007, Antioch, CA 94531-5007, or in person to the City Clerk's office at City Hall, 200 H Street, Antioch, within **ten (10) days from the date of the Administrative Citation**. A properly filed appeal will result in written notification of the date and time set for your hearing. Failure to appear at your hearing will constitute a failure to exhaust your administrative remedies. Any person who requests an appeal of an administrative citation and is unable to make the advance deposit of the fine required under AMC §1-5.05(B) may file an advance deposit hardship waiver application. Applications may be obtained from the City Clerk's Office at the above address and must be submitted with the appeal request.

HOW TO PAY FINE: The amount of the Administrative Fine(s) is listed on the reverse of this Administrative Citation and must be paid to the City of Antioch within **ten (10) days** from the date of this Citation. You may pay and deliver the Administrative Fine(s) to the City by mail (P.O. Box 5007, Antioch, CA 94531-5007) or in person to the Cashiers in the Finance Department, First Floor of City Hall, 200 H Street, Antioch. Payment should be in the form of a personal check, cashier's check, money order, VISA, Master Card or Discover Card. Unless you have requested a hearing to appeal the Administrative Citation, you will be subject to the imposition of a **ten percent (10%) late payment** penalty if the Administrative Fine(s) is not paid. Payment of Administrative Fine(s) does not permit any continuation or repeated occurrence of the violation(s) listed on the reverse of this Administrative Citation.

CONSEQUENCES OF FAILURE TO PAY THE FINE(S): The City will collect any unpaid Administrative Citation fines or late payment charges by use of all available legal means, including, but not limited to, those means available for the collection of judgments, special assessment liens on real property and all actions for recovery of money. The City has the authority to collect all costs and attorney fees associated with the filing of such actions.

RIGHT TO JUDICIAL REVIEW: Any person aggrieved by an administrative decision of the ARP on an Administrative Citation may obtain review of the administrative decision by filing a petition for review with the Superior Court in Contra Costa County in accordance with the timelines and provisions set forth in California Government Code Section 53069.4.

IMPORTANTE.

POR FAVOR HAGA QUE LA INFORMACION EN ESTE FORMULARIO SEA TRADUCIDA PARA USTED.

ADMINISTRATIVE

CITATION

City of Antioch

Citation # **29885**

- ☐ Code Enforcement - (925) 779-7042
☐ Police Department - (925) 779-6900
☐ Animal Control - (925) 779-6989

Date of Violation	Time	<input type="checkbox"/> AM <input checked="" type="checkbox"/> PM	Day of Week
09/09/21			Sunday
Location of Violation			
Citation Issued To (owner/resident/business)			
Laura Leikeman			
Address (if different than violation)			
[Redacted]			
City	State	Zip	
Antioch	CA	94531	
Driver's License	State	DOB	
[Redacted]	[Redacted]	[Redacted]	
Vehicle License	State	Year	Make Model Color
[Redacted]	[Redacted]	[Redacted]	[Redacted]

You are being issued an Administrative Citation for the violation(s) listed below. Continued violation may result in additional Administrative Citations and/or legal action.

<input checked="" type="checkbox"/> 1st Violation - \$100.00/\$130.00	Refer to the back of this citation for information on paying the amount indicated.
<input type="checkbox"/> 2nd Violation - \$500.00/\$700.00	
<input type="checkbox"/> 3rd Violation - \$1,000.00/\$1,300.00	

Code Section	Description of Violation	Fine Amount
6-1.501(h)	Feeding animals except on owner's property	\$ 100.00
		\$
		\$
		\$
		\$

REINSPECTION FEE: \$ TOTAL DUE: \$ 100.00

Notes: Please being told not to feed
feal cats on public property
video footage shows that it
continues. For Antioch Municipal
Code this is an unlawful act.

Issuing Officer	ID number	Date	Case #
Cottle	5686	9/10/21	21-1590

TO AVOID ADDITIONAL CITATIONS, YOU MUST CORRECT THE ABOVE VIOLATION(S) ON OR BEFORE: 9/14/21

Questions regarding payment of this citation, call the Finance Department, (925) 779-7055. 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, 200 H Street, Antioch, California, Monday - Friday - 8:00 a.m. - 4:30 p.m. except holidays

See Reverse Side

WHITE - FILE COPY / YELLOW - VIOLATION COPY / PINK - FINANCE COPY

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):

(K) Harbor or feed a feral cat except on one's own property; ☆



Google Maps



Imagery ©2021 Maxar Technologies, Map data ©2021 50 ft

Feeding Area



October 28, 2021

Laura Letkeman
Badger Pass Way
Antioch, CA 94531

Email:

RE: Board of Administrative Appeals Hearing
Property Address: Badger Pass Way, Antioch, CA
Citation Date: 09/12/2021
Citation No.: 29885

Dear Ms. Letkeman,

This is a follow up to our letter dated October 1, 2021. Please be advised your appeal has been scheduled to be heard on **Thursday, November 4, 2021, at 3:00 p.m.**

IMPORTANT NOTICE REGARDING THIS MEETING: In response to the COVID-19 Health Order issued by the Contra Costa County Health Officer, the City of Antioch will not be hosting in-person Board of Administrative Appeals' Meetings. Instead, the meetings will be held as teleconference/virtual meetings through the Zoom webinar platform.

The Board of Administrative Appeals' Meeting will be held as a Zoom Meeting and the public is invited to participate as "attendees". The Zoom Invite for this meeting is listed on the next page, which includes the telephone number for you to call in to participate, if that is your preference.

The Agenda with 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 Board of Administrative Appeals Agenda information and Speaker Rules, simply click on the following link: <https://www.antiochca.gov/government/agendas-and-minutes/board-of-administrative-appeals/>.

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.



Clerk's Office - Board of Administrative Appeals Zoom Meeting

Join Zoom Meeting:

<https://us06web.zoom.us/j/85065738170?pwd=MFNDWWtpVmVmaWF3Z0x6QVlVb0g4dz09>

Meeting ID: 850 6573 8170
Passcode: 355950

One tap mobile

+16699006833,,85065738170#,,,,*355950# US (San Jose)
+12532158782,,85065738170#,,,,*355950# US (Tacoma)

Dial by your location

+1 669 900 6833 US (San Jose)
+1 253 215 8782 US (Tacoma)
+1 346 248 7799 US (Houston)
+1 312 626 6799 US (Chicago)
+1 929 205 6099 US (New York)
+1 301 715 8592 US (Washington DC)

Find your local number: <https://us06web.zoom.us/j/khRgk7NOC>

Thank you.

Sincerely,



CHRISTINA GARCIA, CMC
Deputy City Clerk
cityclerk@ci.antioch.ca.us

cc: Antioch Animal Services

Enclosures





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 October 28, 2021, 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:

Laura Letkeman
Badger Pass Way
Antioch, CA 94531

I, Christina Garcia, certify (or declare), under penalty of perjury, that the foregoing is true and correct. Executed on October 28, 2021, at Antioch, California.

A handwritten signature in blue ink, reading "Christina Garcia", written over a horizontal line.





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 following:

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.
- 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 Board of Administrative Appeals Agenda information, click on the following link: <https://www.antiochca.gov/government/agendas-and-minutes/board-of-administrative-appeals/>.

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 seventy-two (72) hour notice before the hearing that you are requesting a postponement, your appeal will be heard without your participation.

How You Will Act At Your Appeal Hearing:

- You, and anyone else who is participating the appeal at your request, will maintain a respectful attitude at all time.
- 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 upon to speak.
- 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 will have **three (3) minutes** to speak.
- 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.



**BOARD OF ADMINISTRATIVE APPEALS
ADMINISTRATIVE REVIEW PANEL**

**THURSDAY, NOVEMBER 4, 2021
3:00 P.M.**

PURSUANT TO GOVERNOR GAVIN NEWSOM'S EXECUTIVE ORDER N-29-20, THIS MEETING WILL BE HELD AS A TELECONFERENCE/VIRTUAL MEETING. OBSERVERS MAY VIEW THE MEETING LIVESTREAMED VIA THE BOARD OF ADMINISTRATIVE APPEALS' WEBSITE AT:

<https://www.antiochca.gov/boaa/meeting/>.

Notice of Opportunity to Address the Board of Administrative Appeals

Members of the public wishing to provide public comment **prior to or during** the meeting may do so in the following ways (#2 pertains to the Zoom webinar platform):

- 1) Prior to 1:00 p.m. the day of the meeting – Written comments may be submitted electronically to the City Clerk at the following email address: cityclerk@ci.antioch.ca.us. All comments received before 1:00 p.m. the day of the meeting, will be provided to the Board Members before the meeting. **Please indicate the agenda item and title in your email subject line.**
- 2) After 1:00 p.m. the day of the meeting and during the meeting – Please see the Speakers' Rules for instructions on how to comment, on the inside cover of this Agenda. The Speakers' Rules are also listed on the Board of Administrative Appeals website located on the following link: <https://www.antiochca.gov/boaa/meeting/>.

The City cannot guarantee that its network and/or the site will be uninterrupted. To ensure that the City Clerk's Office receives your comments, you are strongly encouraged to submit your comments in writing by 1:00 p.m. the day of the meeting.

The Board of Administrative Appeals' Agendas, including Staff Reports, are posted onto our City's Website 72 hours before each meeting. To view the agenda information, click on the following link: <https://www.antiochca.gov/government/agendas-and-minutes/board-of-administrative-appeals/>.

BOARD OF ADMINISTRATIVE APPEALS

SPEAKERS' RULES

IMPORTANT NOTICE REGARDING THIS MEETING: To protect our residents, officials, and staff, and aligned with the Governor's Executive Order N-29-20, certain teleconference requirements of the Brown Act have been suspended, including the requirement to provide a physical location for members of the public to participate in the meeting.

Members of the public seeking to observe the meeting may do so at <https://www.antiochca.gov/boaa/meeting/>.

Members of the public wishing to provide public comment may do so in the following ways (#2 pertains to the Zoom Webinar):

- 1) Prior to 1:00 p.m. the day of the meeting – Written comments may be submitted electronically to the City Clerk at the following email address: cityclerk@ci.antioch.ca.us. All comments received before 1:00 p.m. the day of the meeting, will be provided to the Board Members before the meeting. **Please indicate the agenda item and title in your email subject line.**
- 2) After 1:00 p.m. the day of the meeting and during the meeting – To participate and provide oral public comments during the meeting, click on the following link to register in advance, to access the meeting via Zoom Webinar: <https://www.antiochca.gov/speakers>
 - You will be asked to enter an email address and a name. Your email address will not be disclosed to the public. After registering, you will receive an email with instructions on how to connect to the meeting.
 - When the Chair/Vice Chairperson announces public comments, click the "raise hand" feature in Zoom. For instructions on using the "raise hand" feature in Zoom, visit: https://www.antiochca.gov/raise_hand. Please ensure your Zoom client is updated so staff can enable your microphone when it is your turn to speak.

Speakers will be notified shortly before they are called to speak.

- When called to speak, please limit your comments to the time allotted (up to 3 minutes, at the discretion of the Chair/Vice Chairperson).

After hearing from the public, the agenda item will be closed. Deliberations will then be limited to members of the Board.

The City cannot guarantee that its network and/or the site will be uninterrupted. To ensure that the City Clerk's Office receives your comments, you are strongly encouraged to submit your comments in writing by 1:00 p.m. the day of the meeting.

In accordance with the Americans with Disabilities Act and California law, it is the policy of the City of Antioch to offer its public programs, services and meetings in a manner that is readily accessible to everyone, including individuals with disabilities. If you are a person with a disability and require information or materials in an appropriate alternative format; or if you require any other accommodation, please contact the ADA Coordinator at the number or address below at least 72 hours prior to the meeting or when you desire to receive services. Advance notification within this guideline will enable the City to make reasonable arrangements to ensure accessibility. The City's ADA Coordinator can be reached @ Phone: (925) 779-6950, and e-mail: publicworks@ci.antioch.ca.us.

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. The public has the opportunity to address the Board on each agenda item. 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".

AGENDA

3:00 P.M. ROLL CALL

Deborah Simpson, Chairperson
Ademuyiwa "Ade" Adeyemi, Vice Chairperson
Marie Livingston
Darrell Goodbeer
Antwon Webster
Vacant, Alternate

PLEDGE OF ALLEGIANCE

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

1. CONSENT CALENDAR

A. APPROVAL OF ADMINISTRATIVE APPEALS MEETING MINUTES FOR JULY 1, 2021

Recommended Action: Motion to approve the Minutes.

2. REGULAR AGENDA

OATH for all intending to testify

A. CASE NO. CE2107-123 / ADMINISTRATIVE CITATION NO. 28521 – APPEAL FILED BY C. RAY JACKSON AND ANNE BREWER, PROPERTY LOCATION AT 1123 COOK STREET, ANTIOCH, CA – VIOLATION OF ANTIOCH MUNICIPAL CODES: §5-1.202(A)(2) – OVERGROWN VEGETATION; §7-2.623(A)(2) – ENCROACHMENT; §9-5.1210 – TREES (OVERGROWN).

B. CASE NO. CE2106-171 / ADMINISTRATIVE CITATION NO. 28523 – APPEAL FILED BY LAURA COCHNAUER, PROPERTY LOCATION AT 1119 MACAULAY STREET, ANTIOCH, CA – VIOLATION OF ANTIOCH MUNICIPAL CODE: §5-1.201.1 – UNPERMITTED RV.

REGULAR AGENDA – Continued

- C. **ANIMAL SERVICES CASE NO. A21-001592 / ADMINISTRATIVE CITATION NO. 29885** – APPEAL FILED BY LAURA LETKEMAN, ANTIOCH, CA – VIOLATION OF ANTIOCH MUNICIPAL CODE: §6-1.501(K) UNLAWFUL ACTS - HARBOR OR FEED A FERAL CAT EXCEPT ON ONE'S OWN PROPERTY.

WRITTEN/ORAL COMMUNICATIONS

MOTION TO ADJOURN: *After Written/Oral Communications, the Chairperson/ Vice Chairperson will make a motion to adjourn the meeting. A second of the motion is required, and then a majority vote is required to adjourn the meeting.*



October 1, 2021

Laura Letkeman
Badger Pass Way
Antioch, CA 94531

Email:

RE: Board of Administrative Appeals Hearing
Property Address: Badger Pass Way, Antioch, CA
Citation Date: 09/12/2021
Citation No.: 29885

Dear Ms. Letkeman,

This is a follow up to your written appeal filed on September 23, 2021, regarding the above-referenced Administrative Citation received from Antioch Animal Services. Also received was your check in the amount of \$150.00 (\$100 fine and \$50 appeal fee).

Please be advised your appeal is scheduled to be heard on **Thursday, November 4, 2021, at 3:00 p.m.**

IMPORTANT NOTICE REGARDING THIS MEETING: In response to the COVID-19 Health Order issued by the Contra Costa County Health Officer, the City of Antioch will not be hosting in-person Board of Administrative Appeals' Meetings. Instead, the meetings will be held as teleconference/virtual meetings through the Zoom webinar platform.

The Board of Administrative Appeals' Meeting will be held as a Zoom Meeting and the public is invited to participate as "attendees". The Zoom Meeting invitation will also include the telephone number for you to call in to participate, if that is your preference. Our office will email you the Board of Administrative Appeals Agenda and Zoom Meeting Invitation on October 29, 2021. We will also mail you the agenda which will include the Zoom Meeting Invitation information.



Laura Letkeman
October 1, 2021
Page Two

The Agenda with 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 Board of Administrative Appeals Agenda information and Speaker Rules, simply click on the following link: <https://www.antiochca.gov/government/agendas-and-minutes/board-of-administrative-appeals/>.

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.

Thank you.

Sincerely,



CHRISTINA GARCIA, CMC
Deputy City Clerk
cityclerk@ci.antioch.ca.us

cc: Antioch Animal Services

Enclosures





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 October 1, 2021, 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:

Laura Letkeman
Badger Pass Way
Antioch, CA 94531

I, Christina Garcia, certify (or declare), under penalty of perjury, that the foregoing is true and correct. Executed on October 1, 2021, at Antioch, California.

A handwritten signature in blue ink, reading "Christina Garcia", is written over a horizontal line.





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 following:

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.
- 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 Board of Administrative Appeals Agenda information, click on the following link: <https://www.antiochca.gov/government/agendas-and-minutes/board-of-administrative-appeals/>.

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 seventy-two (72) hour notice before the hearing that you are requesting a postponement, your appeal will be heard without your participation.

How You Will Act At Your Appeal Hearing:

- You, and anyone else who is participating the appeal at your request, will maintain a respectful attitude at all time.
- 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 upon to speak.
- 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 will have **three (3) minutes** to speak.
- 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.

CITY OF ANTIOCH

CSR'S PAY SHEET

NAME:

Laura Letkehan

DATE:

9/23/2021

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	
900	100-1250-46020	BL CITATION	
124	100-1250-41160	CONTRACTORS BUS LIC	
132	100-1250-46010	OTHER SERVICE CHGS/COPIES	
134	100-1250-46400	ADMINISTRATION FEE	
136	100-1250-47010	MISCELLANEOUS REVENUE	
NEW BUSINESS LIST		MONTH(S) _____	\$5.00 PER 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	<u>\$100.00</u>
177	100-3160-46025	POLICE DEPT CITATIONS	
900	100-3110-46315	ALARM PERMIT FEE (NO AR INVOICE)	
900	100-1140-47010	ADMINISTRATIVE APPEAL FEE	<u>\$50.00</u>

TOTAL

PREPARED BY

Garcia(OK# 2053)\$150.00

NOT VALID UNLESS VALIDATED

****PLEASE NOTE:*** A \$50.00 Board of Administrative Appeals Fee is also due when filing your appeal as per our City of Antioch's Master Fee Schedule located on our City's Website under the following link: [Master Fee Schedules – City of Antioch, California \(antiochca.gov\)](http://antiochca.gov).

ANIMAL SERVICES

I, Laura Letkeman, am appealing this citation #29885 based on several issues:

1. I know that this complaint was made as revenge by person A who lives at Tehachapi Ct. (Person A refers to the wife of Randy Keyes). I am not the person who is nor was feeding the feral cats in said location. I would occasionally help my friend feed the ferals but I stopped helping Barbara weeks ago. So why not give HER the citation? Answer: because A only wants to hurt me as much as she is legally (and illegally) able, because I called Animal Services to report her dogs which I personally witnessed killing a baby kitten, on August (23?), 2021.
2. Please be aware that person A also attacked and assaulted me, not once but 2 times, apparently because she was insulted for me calling her a 5 letter word, the day her dogs killed a baby kitten. In her words: "I'm gonna beat your a**, because you called me a B****!", while physically bumping into me and chasing me and threatening to hit me. I reported this incident to the police. This citation is after that incident.
3. The ticket is incorrect in that it states I am feeding cats on an "ongoing" basis. The only cats I am feeding on an ongoing basis would be my own cats that live in my house (and a little too much for my comfort).
4. If the neighbors are so concerned about all the cats, they need to rent cages themselves and take care of them properly, instead of complaining that other people are feeding catswhich is what Barbara and I were trying to do. But again, this citation is only to get revenge upon my person, as mentioned in 1. If in fact, this WAS about the cats, then why not issue a citation *and assault, and harrass* every other passerby who happens to feed those cats, as she has done to me?? (I've spoken to several neighbors who feed them). Again, the answer is simply because it wouldn't avenge A's anger, at me, for getting Animal Services to force them to put their dogs on a leash, (Which by the way they still to this day, continue to disobey). In short, this citation is a false charge. I suggest that it is a smokescreen to point fingers at someone else, while they continue to disobey the law, and at the same time, a revenge act. Isn't there something in the law that states to make a false claim is in itself, illegal?
5. Please also note: the date of the citation was written, as well as the date it was postmarked (September 16th). I received this citation in the mail on September 18th. So there was no possible way for me to follow up on this by the required date of Sept. 14th.
6. I was trying to use patience and kindness and understanding of the peculiar mental state of this individual, before taking legal action, and it would be only just, that the same understanding be applied to my own circumstances.

ADMINISTRATIVE

CITATION

City of Antioch

Citation # 29885

- ☐ Code Enforcement - (925) 779-7042
☐ Police Department - (925) 779-6900
☒ Animal Control - (925) 779-6989

Date of Violation On going 9/12 Time ☐ AM ☒ PM Day of Week Sunday
 Location of Violation Between Tehachapic Ct & Mt. Comess Ct.
 Citation Issued To (owner/resident/business) Laura Letkeman
 (different than violation) Badger Pass Way
 City Antioch State Ca Zip 94531

Vehicle License State Year Make Model Color

You are being issued an Administrative Citation for the violation(s) listed below. Continued violation may result in additional Administrative Citations and/or legal action.

- ☒ 1st Violation - \$100.00/\$130.00
☐ 2nd Violation - \$500.00/\$700.00
☐ 3rd Violation - \$1,000.00/\$1,300.00

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

Code Section	Description of Violation	Fine Amount
6-1.501(K)	Feed a feral except on one's property	\$ 100.00
		\$
		\$
		\$
		\$

REINSPECTION FEE: \$ TOTAL DUE: \$ 100.00

Notes:

Despite being told not to feed feral cats on public property video footage shows that it continues. Per Antioch Municipal Code this is an unlawful act.

Issuing Officer Cottle ID number 5686 Date 9/14/21 Case # 21-1592

TO AVOID ADDITIONAL CITATIONS, YOU MUST CORRECT THE ABOVE VIOLATION(S) ON OR BEFORE: 9/14/21

Questions regarding payment of this citation, call the Finance Department, (925) 779-7055. 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, 200 H Street, Antioch, California, Monday - Friday - 8:00 a.m. - 4:30 p.m. except holidays

See Reverse Side

WHITE - FILE COPY / YELLOW - VIOLATION COPY / PINK - FINANCE COPY

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):

(K) Harbor or feed a feral cat except on one's own property; ★

0

