

**** SPECIAL MEETING ****
Please Note Change in Date, Time and Room

AGENDA
PUBLIC SAFETY & WELFARE COMMITTEE MEETING
Kenosha Municipal Building - Room 100
Monday, January 6, 2014 - 6:30 pm

Chairman:	Rocco J. LaMacchia, Sr	Vice Chairman:	Chris Schwartz
Aldersperson:	Anthony Kennedy	Aldersperson:	Michael J. Orth
Aldersperson:	Kevin E. Mathewson		

Call to Order
Roll Call

1. Special Exception Request to the Off-Street Parking Requirement (*of Section 6.01 F.19 and Section 6.01 F.29 of the Zoning Ordinance*) for the property at 11748-75th Street. (*Shell/Dunkin Donuts*) (*District #16*) (*Referred from Council on 12/16/13*)
2. Vicious Dog Declaration Appeal – Misty Cvengros, 1601-57th Street (*Maddison, Golden Retriever Mix, Declared Vicious by the Kenosha County Division of Health December 16, 2013*). (*2nd District*) (*Referred from Council on 1/6/14*)

CITIZEN COMMENTS/ALDERMEN COMMENTS/OTHER BUSINESS AS AUTHORIZED BY LAW

IF YOU ARE DISABLED AND NEED ASSISTANCE, PLEASE CALL 653-4050 BEFORE THIS MEETING

NOTICE IS HEREBY GIVEN THAT A MAJORITY OF THE MEMBERS OF THE COMMON COUNCIL MAY BE PRESENT AT THE MEETING, AND ALTHOUGH THIS MAY CONSTITUTE A QUORUM OF THE COMMON COUNCIL, THE COUNCIL WILL NOT TAKE ANY ACTION AT THIS MEETING.

·Planning & Zoning
·Community Development

262.653.4030
262.653.4045 FAX
Room 308



·Building Inspections
·Property Maintenance

262.653.4263
262.653.4254 FAX
Room 100

DEPARTMENT OF COMMUNITY DEVELOPMENT & INSPECTIONS

Municipal Building · 625 52nd Street · Kenosha, WI 53140
www.kenosha.org

Jeffrey B. Labahn, Director

Richard Schroeder, Deputy Director

MEMO

TO: Mayor Bosman
Members of the Common Council

FROM: Brian Wilke, Department of Community Development & Inspections *BRW*

RE: **Special Exception Request to the Off-Street Parking Requirement (of Section 6.01 F.19 and Section 6.01 F.29 of the Zoning Ordinance) for the property at 11748 75th Street. (Shell/Dunkin Donuts) (District #16)**

DATE: December 12, 2013

The Shell gas station / Dunkin Donuts restaurant is proposing to add a 180 s.f. addition to the existing convenience store to provide a small seating area for Dunkin Donuts customers.

The existing Dunkin Donuts is currently operating through a drive-thru window or customers can walk into the store to purchase product, but have no place to sit in the building. The new addition will create a small sitting area for customers. Therefore, the Zoning Ordinance requires a certain amount of off-street parking spaces for a restaurant. The required off-street parking space count is as follows:

- Restaurant and drive-thru with the capacity of 12 occupants
 - 40% of the capacity with a minimum of 10 spaces - **10 spaces required**
- Gas Station / Convenience Space
 - 3 spaces minimum plus 3 spaces per service bay = **3 spaces required**
 - **Total spaces required = 13 spaces**
 - **Total spaces provided = 7 spaces** *The proposed site is short by 6 spaces*

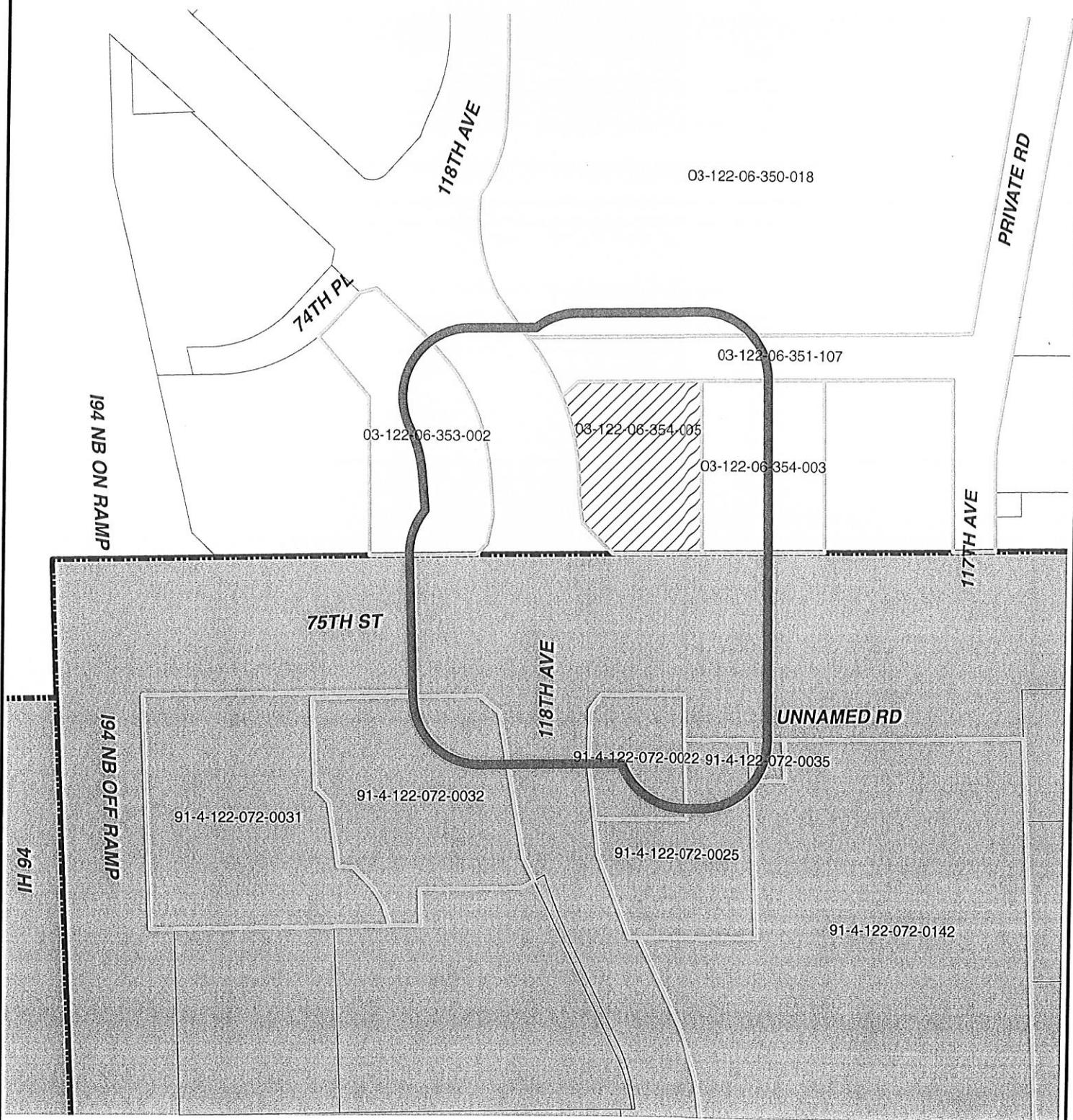
The main point of purchase for the business will remain at the drive-thru. It is anticipated that very few customers will use the seating area for a long period of time. Therefore, the existing parking spaces on the site will not be utilized more than they currently are.

Staff recommends approval of the Special Exception Request to the Off-Street Parking Requirement.

BRW:kas

City of Kenosha

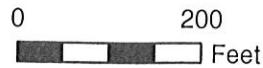
Shell - Dunkin Donuts Off-Street Parking Special Exception



 Subject Property

 Parking Exception Notification Boundary

 Properties within 100 feet





RS Fuels, Inc. | 200 W Higgins Rd Suite 325 | Schaumburg, IL 60195
P 847-884-1781 | F 847-884-1830

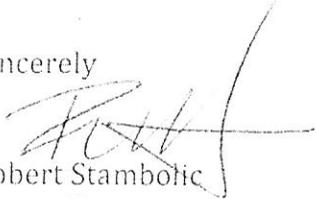
Brian R. Wilke
Development Coordinator
City of Kenosha -
Dept. of Community Development & Inspections
625 52nd Street
Kenosha, WI 53140
(262)653-4049 Phone
(262)653-4045 Fax

RE: Dunkin Donuts at 11748 75th Street

Dear Mr. Wilke,

In reference to our proposed small addition to the existing gas station facility, located at 11748 75th St., we were told by your department that the zoning ordinance requires 10 parking spaces. Currently we have 7 parking spaces on site, our proposed addition is not intended as a restaurant use but the seating provided is for a very brief stop by the customers before they walk out with their drinks. The Dunkin Donuts is primarily a drive-thru facility and we are not proposing any change or alterations to the existing drive-thru window.

Sincerely



Robert Stambolic
Owner/Operator

ZONING ORDINANCE FOR THE CITY OF KENOSHA, WISCONSIN

of gross floor area.

- 10. Philanthropic and Charitable Institutions:** 1.0 space per 400 square feet of gross floor area.

OTHER

- 11. Hospital:** 1.5 spaces per 1 bed.

- 12. Convalescent and Nursing Homes, including Extended Care Facilities:** 1.0 space per 3 beds.

- 13. Nursery and Childcare, and Adult Day Care Centers:** 1.0 space per employee, plus 1.0 space per 20 children or clients.

- 14. Theaters; General Auditoriums; Arenas; Stadiums; Exhibition Halls or Other Similar Places of Assembly:** 1.0 space per 5 seats.

- 15. Penal, Reform, Disciplinary and Mental Health Facilities:** 1.0 space per 6 beds.

- 16. Conference Centers:** 10.0 spaces minimum, or spaces equal to 30% of the licensed capacity, whichever is greater.

- 16.a. Shelter Facility:** 1.0 space per 6 beds.

BUSINESS

- 17. Convenience Retail, General Merchandise and Service Stores; Office Buildings; Financial Institutions; Miscellaneous Retail and Service Uses; Home Improvement and Gardening Supply Stores and Uses; and Motor Vehicle Uses:** 1.0 space per 250 square feet of gross floor area, except for the uses listed in 18. to 33. below.

- 18. Automobile Sales and/or Service, Automobile and/or Truck Rental or Leasing, Mobile or Manufactured Home Sales and Service, and Recreational Vehicle Sales and Service:** 1.0 space per 300 square feet of gross floor area, plus 1 space per 2,500 square feet of gross land area devoted to sales or rental.



- 19. Automobile Service or Fuel Station:** 3.0 spaces minimum, plus 3.0 spaces per each service bay.

- 20. Automobile Body Shop:** 3.0 spaces minimum, plus 1 space per 500 square feet of gross floor area.

- 21. Automobile or Truck Wash:** 1.0 space per employee on largest shift, plus any additional spaces required as part of a conditional use review.

- 22. Carpenter, Electrical, Plumbing, Heating and Air Conditioning Shops; Furniture and Household Appliance Stores; Printing or Publishing Establishment; and, Radio or Television Studio:** 1.0 space per 500 square feet of gross floor area.

- 23. Funeral Home:** 1.0 space per 50 square feet of gross floor area of public spaces, including

ZONING ORDINANCE FOR THE CITY OF KENOSHA, WISCONSIN

parlor, chapel, reception, lobby and lounge areas.

24. Self-Service Storage Facility: 3.0 spaces minimum, plus 1 space per 100 storage units.

25. Medical Offices, Clinic, Laboratory, and Professional Offices of a Dentist, Doctor, Surgeon or Other Individual Licensed to Practice Medicine: 1.0 space per 250 square feet of gross floor area.

26. Recreational Uses-Indoor, Private:

- a. **Bowling Alley:** 5.0 spaces per alley, plus additional spaces as may be required herein for affiliated uses such as restaurants and other mixed uses.
- b. **Game and Athletic Courts:** 3.0 spaces per court.
- c. **Physical Fitness and Health Club:** 1.0 space per 200 square feet of gross floor area.
- d. **Other Indoor Recreational Uses:** 1.0 space per 500 square feet of gross floor area.
- e. **Golf Range, Batting Range, Batting Cage, or Golf and/or Batting Simulator:** 3.0 spaces per individual station.

27. Recreational Uses-Outdoor, Private:

- a. **Athletic Field:** 10.0 spaces per field, plus 1.0 space per 10 seats within bleachers or stands.
- b. **Golf Driving Range:** 2.0 spaces per driving tee.
- c. **Golf Courses:** 3.0 spaces per hole, plus spaces equal to 30% of the total licensed capacity of any affiliated clubhouse, restaurant or lounge.
- d. **Other Outdoor Recreational Uses:** 1.0 space per 5,000 square feet of lot area.

28. Restaurants Without Drive-in or Drive-through Facilities: 10.0 spaces minimum, or spaces equal to 30% of the total licensed capacity, whichever is greater.

29. Restaurants With Drive-in or Drive-through Facilities: 10.0 spaces minimum, or spaces equal to 40% of the total licensed capacity, whichever is greater.

30. Shopping Centers: 4.5 spaces per 1,000 square feet of leasable floor area, and any additional parking required as part of a conditional use review.

31. Taverns and Cocktail Lounges: 10.0 spaces minimum, or spaces equal to 20% of the total licensed capacity, whichever is greater.

32. Recycling Collection Centers: Minimum of five (5) parking spaces.

MANUFACTURING

33. Manufacturing & Industrial Establishments or Uses: 2.0 spaces per 3 employees on maximum shift, but in no event less than 2.0 spaces per 1,000 square feet of gross floor area.

34. Wholesale and Warehouse Establishments, and Distribution Plant: 2.0 spaces per 3 employees on maximum shift, but in no event less than:

- a. 1.0 space per 1,000 square feet of gross floor area for the first 20,000 square feet.
- b. 1.0 space per 2,000 square feet of gross floor area for the second 20,000 square feet.
- c. 1.0 space per 4,000 square feet of gross floor area in excess of the initial 40,000 square feet of floor area of the building.

6.02 LOADING REQUIREMENTS

In all business and manufacturing districts, there shall be provided at the time any building or structure

December 16, 2013

Via: e-mail bwilke@kenosha.org

Brian R. Wilke
Development Coordinator
City of Kenosha -
Dept. of Community Development & Inspections
625 52nd Street

Re: Proposed Special Exception Request to the Off-Street Parking Requirement
Expansion of the Shell Gas Station/Dunkin Donuts

Mr. Wilke,

I received and reviewed the proposed plans and council memorandum that you provided to Bret Backus relating to this matter. Thank you for sending the information so promptly. Please note that the December 10, 2013, notice for the public hearing was the first time we had heard anything about this proposed development. I am very familiar with the operation of our Kenosha store which is located adjacent to this proposed development. Woodman's is very concerned about this proposed development because: (i) per the City ordinance, it lacks adequate on-site parking that will be needed to support the operations of the businesses on the property, (ii) there is no on-street parking adjacent to or in close proximity to this property and (iii) employees and customers of the businesses on this property are, as a result of the lack of adequate on-site parking on this property, highly likely to park in our parking lot which is in close proximity to this property.

In several of our locations, including the Kenosha location, we have "neighbors" that do not have adequate on-site parking to support their operations and therefore try and use our parking lot to meet their needs. We are trying to avoid a situation that will add to the existing non-customer parking problems that we are already having at the Kenosha store.

Based on my experience a typical Dunkin Donuts (with a drive-thru window) has a minimum of 3 - 4 employees working in the restaurant. The convenience store will likely have 1 or 2 employees working. Based on that, the potential is that 4 - 6 of the 7 parking spaces could be occupied by employees which would leave 1 parking space to accommodate the parking needs associated with the 12 seats in the restaurant. We request that the City take into consideration the fact that what the applicant is requesting is over a 46% reduction in the amount of required on-site parking, there is no on-street parking adjacent to or in close proximity to this proposed development to accommodate their needs, there is no cross parking between this property and Woodman's property and based on that consideration the City should not allow this proposed expansion to occur without the required amount of on-site parking being provided.

I will be out of the office and unable to attend the Public Hearing related to this matter on Monday, December 16, 2013. In my absence, I politely request that the contents of this correspondence be entered into the record at the Public Hearing.

Thank you for your consideration.

Respectfully,



Clint Woodman

Vice President



COUNTY OF KENOSHA

Department of Human Services
John Jansen, Acting Director

Cynthia Johnson, Director
Division of Health
8600 Sheridan Rd., Suite 600
Kenosha, WI 53143
Phone: (262) 605-6700
Fax: (262) 605-6715

December 16, 2013

HAND DELIVERED: 12-17-13
DELIVERED BY: *Amy A. Butcher*
KENOSHA CO. DIVISION OF HEALTH

Misty Cvengros
1601 57th Street
Kenosha, WI 53140

Dear Ms. Cvengros:

The Kenosha County Division of Health has reviewed the following incidents concerning your dogs, a Pit Bull named "Layla" and a Golden Retriever Mix named "Madison". The incidents occurred December 7, 2013 and December 13, 2013, with several victims as noted:

1. On December 7, 2013 the dogs Layla and Madison attacked a person dropping off a coat at the front door when the two dogs rushed at her and bit her. Both dogs were aggressive.
2. On December 13, 2013 while the dogs were on home quarantine the owner let the dogs out in a fenced yard where his son and friend were playing. The two dogs then attacked the son's friend and bit him several times. This was a vicious unprovoked attack.

The Kenosha County Division of Health has determined, based on the above incidents and City of Kenosha Police Reports that your dogs "Layla" and "Madison", shall be declared vicious animals, per Chapter 14.075, City of Kenosha Code of General Ordinances. A copy of Chapter 14.075 is included for your review.

You are hereby ordered to remove your dogs "Layla" and "Madison", from the City of Kenosha, in accordance with Chapter 14.075, within **10 days of receiving this letter.**

Please note:

14.075 D. Sale or Transfer of Possession.

- a. No person may sell or transfer possession of a "Vicious Animal" to another person without first notifying the person to whom the "Vicious Animal" is being sold or transferred, of the fact that such is a "Vicious Animal", and of any requirements imposed upon selling or transferring party by this ordinance.
- b. No person may sell or transfer possession of a "Vicious Animal" to another person without first notifying the City Clerk thereof, in writing at least three (3) days in advance of the sale or transfer of possession.

Misty Cvengros
December 16, 2013

Page Two

A "Vicious Animal" which is owned, possesses, harbored, kept or maintained in violation of this Ordinance may be impounded and destroyed by the city, or its agent at the expense of the owner, following notice and an opportunity to be heard by the Health Administrator. Any person or party aggrieved by such decision of the Health Administrator may appeal such decision to the Common Council by filing a written notice of appeal with the City Clerk/Treasurer within five (5) City business days of receipt of a written order from the Health Administrator.

~~If you have any questions, regarding this matter, please contact Mr. Mark Melotik at (262) 605-6745.~~

Sincerely,



Mark Melotik, REHS/RS
Environmental Health Manager

Enclosure

CODE OF GENERAL ORDINANCES, 2013 - KENOSHA, WISCONSIN

with the owner's consent, or as a last resort, if the cat or dog cannot be captured.

b. If the owner is unwilling to destroy the bitten or scratched (exposed) dog or cat, strict isolation of the dog or cat in a kennel under veterinary supervision for a minimum of 180 days, and compliance with the vaccination requirement of Subsection 95.21(5)(c), Wisconsin Statutes, shall be required.

2. If the bitten or scratched (exposed) dog or cat is vaccinated in accordance with the provision of **Section B.** of this Ordinance, the dog or cat shall be handled as follows:

- a. Immediately revaccinated and confined for a period of sixty (60) days following revaccination; or,
- b. If the dog or cat is not immediately revaccinated, the dog or cat shall be confined in strict isolation in a kennel for six (6) months under the supervision of a veterinarian; or,
- c. The dog or cat shall be destroyed if the owner does not comply with item a. or b. of this **Subsection 2.**

H. Impoundment of Dogs Without a Valid Rabies Vaccination Tag.

1. Any dog found off the owner's premises and not wearing a valid rabies vaccination tag shall be impounded. All impounded dogs shall be given proper care and maintenance. Each impounded dog shall be kept and maintained at the pound in accordance with **§14.01.**

2. Notice of impoundment of all animals, including any significant marks of identification, shall be posted at the pound as public notification of impoundment. Any unvaccinated dog or cat may be reclaimed by its owners during the period of impoundment by payment of prescribed pound fees and complying with rabies vaccination requirement of this Ordinance within seventy-two (72) hours of release. Any vaccinated dog impounded because of lack of a rabies vaccination tag may be reclaimed by its owner by furnishing proof of rabies vaccination and payment of all impoundment fees prior to release.

I. Enforcement.

1. The Administrator, and his designees, shall be responsible for the enforcement of the provisions of this Section. The Humane Officer, his assistants, and all members of the Police Department, shall make themselves available to and follow the directions of the Health Administrator, or his designees to enforce this Section.

2. Upon a proper showing to the Administrator that a scratch of a natural person by an animal poses no threat of rabies to the person scratched due to the nature of the scratch, the Administrator may, upon a written finding, exempt the owner from the provisions of **§14.07 F.**, except that the animal may not be destroyed for a period of not less than fourteen (14) days after the scratch was inflicted.

3. The Administrator is authorized to prepare and promulgate such forms as are necessary for the administration of **§14.07**, and is authorized to designate such persons as he/she deems appropriate to enforce **§14.07**. The Administrator shall be responsible for making any payments under **§14.07 F.11.**

K. Licensing. Effective April 15, 2007, in the City of Kenosha every dog five (5) months of age and older shall be licensed only upon proof of rabies vaccination in accordance with provisions of **§14.07 B.**

14.075 VICIOUS ANIMALS

A. Definitions.

1. "VICIOUS ANIMAL" shall mean:

- a. Any animal that, when unprovoked, inflicts bites, injures, kills, damages or attacks a human being or domestic animal on either public or private property;
- b. Any animal that has a propensity, tendency or disposition, known to the owner thereof, to attack, without provocation, in a manner which may cause death, injury, damage or which may otherwise endanger the safety of any human being or domestic animal; or,
- c. Any animal trained or used for fighting against another animal.

CODE OF GENERAL ORDINANCES, 2013 - KENOSHA, WISCONSIN

Notwithstanding the definition of a "Vicious Animal" above, no animal may be declared vicious if death, injury or damage is sustained by a person who, at the time such was sustained, was committing a criminal trespass upon premises occupied by the owner of the animal, or was teasing, tormenting, abusing or assaulting the animal, or was committing or attempting to commit a crime or violating or attempting to violate an Ordinance which protects person or property.

No animal may be declared vicious if death, injury or damage was sustained by a domestic animal which, at the time such was sustained, was teasing, tormenting, abusing, or assaulting the animal.

No animal may be declared vicious if the animal was protecting or defending a human being within the immediate vicinity of the animal from an unjustified attack or assault.

No dog may be declared vicious for acts committed by said dog while being utilized by a law enforcement agency for law enforcement purposes while under the control and direction of a law enforcement officer.

2. **"PUBLIC PROPERTY"** shall mean any property owned or controlled by any unit of government and open to the public, including streets, highways, sidewalks, right-of-ways, public ways and malls.

3. **"OWNER"** shall include any person who may own, possess, harbor, keep or maintain a "Vicious Animal".

B. Prohibition. No person shall own, possess, harbor, keep or maintain a "Vicious Animal" within the City of Kenosha, Wisconsin. Vicious Animals previously licensed within the City of Kenosha shall be removed from the City of Kenosha at the conclusion of the licensing period, and the location where said animal will be kept, harbored or maintained shall be disclosed to the Kenosha County Health Department.

C. Impoundment and Destruction. A "Vicious Animal" which is owned, possessed, harbored, kept or maintained in violation of this Ordinance may be impounded and destroyed by the City, or its agents at the expense of the owner, following notice and an opportunity to be heard by the Health Administrator. Any person or party aggrieved by such decision of the Health Administrator may appeal such decision to the Common Council by filing a written notice of appeal with the City Clerk/Treasurer within five (5) City business days of receipt of a written order from the Health Administrator. The "Vicious Animal" shall be impounded, but not destroyed, until the time for appeal has expired and until any timely appeal has been heard. A "Vicious Animal" shall not be released without identifying the location where said "Vicious Animal" will be kept upon release. The City elects not to be bound by Chapter 68, Wisconsin Statutes, with respect to administrative procedure.

D. Sale Or Transfer Of Possession.

a. No person may sell or transfer possession of a "Vicious Animal" to another person without first notifying the person to whom the "Vicious Animal" is being sold or transferred, of the fact that such is a "Vicious Animal", and of any requirements imposed upon the selling or transferring party by this Ordinance.

b. No person may sell or transfer possession of a "Vicious Animal" to another person without first notifying the City Clerk thereof, in writing, at least three (3) days in advance of the sale or transfer of possession.

E. Separate Offense. Each day of violation of any provision of this Ordinance and each violation of each provision of this Ordinance shall be deemed a separate offense.

14.076 ENFORCEMENT OF CHAPTER XIV AND CERTAIN STATE STATUTES

A. Statutes Incorporated By Reference. The following Wisconsin Statutes are incorporated herein by reference: Section 95.21, Chapter 173, Chapter 174, and Chapter 951.

B. Humane Officers; Appointment. The Common Council may appoint City employees or independent contractors or officers or employees of an independent contractor as Humane Officers under Section 173.03, Wisconsin Statutes, to perform Animal Control Services for the City.

C. Abatement of Violations Under Section 173.11, Wisconsin Statutes.



KENOSHA POLICE DEPARTMENT
 1000 55th STREET
 KENOSHA, WI 53140
 (262) 605-5200

KENOSHA COUNTY HEALTH DEPARTMENT
 8600 SHERIDAN RD
 KENOSHA, WI 53143-6515
 92620 605-6700



ANIMAL BITE REPORT

CASE NUMBER: 13-178986	DATE OF OCCURRENCE: 12-7-2013	TIME OF OCCURRED: 1700	DATE OF REPORT: 12-7-2013	TIME REPORTED: 1700
LOCATION OF INCIDENT: Address, Business Name (if applicable) 1601-57ST Kenosha, WI 53140				
ANIMAL TYPE: CANINE	NAME: LAYLA	BREED: Pit Bull/Mix	SEX: M <input type="checkbox"/> F <input checked="" type="checkbox"/>	COLOR: BRINDLE
Victim: Last - First - MI	Sex	Race	DOB	Address
NEIMAN, MELISSA S	F	W	5-13-79	6924-38^{AL}
Involved: Last - First - MI				Phone
				652-4991
Owner/Person Responsible: Last - First - MI				Emp/School
CHENEGROS, MISTY C	F	W	12-11-84	FRANK
License #: 1869	Vaccination Expiration: 3/2/2015	Quarantine Notification Made By: T. KA		

- Charge(s):
- Animal at Large
 - Unleashed Animal
 - Unlicensed Animal
 - Other:

Description of Injury: Bite Scratch Unknown Medic TREA

HOW OCCURRED 1) PROVOKED 2) UNPROVOKED

WOUND LOCATION **RIGHT LOWER LEG**

NARRATIVE:

**MELISSA WAS DROPPING A
 MELISSA WENT TO FRONT DOOR, ST
 TWO DOGS RUSH HER AND BIT HER
 BUTTOCKS CAUSING MULTIPLE P
 DOGS BIT WHERE. BOTH DOGS WERE**

*Melissa Neiman
 652-4991*

ER
K.
EN COAT.
AND THE
LEFT
W HAT

Reporting Officer **T. KATT #593** Supervisor - Payroll Number **101**

- All domesticated animals that have bitten a person must be delivered to a veterinarian within 3 days for a first examination and a quarantine of not less than 10 days. Animals currently vaccinated against rabies MAY be quarantined on the owner's premises following a first examination.
- Animals not currently vaccinated for rabies shall be quarantined by a veterinarian or at an isolation facility (at owner's expense) for a period of 10 days following a first examination.
- All animals SHALL receive a second examination by a veterinarian on the 10th day following the bite incident. 12-18-2013
 Final Examination Date

IF THE OFFICER HAS VERIFIED THE LICENSING AND RABIES VACCINATION CERTIFICATION, CHECK BOXES #1 & #3.
 IF THE OFFICER CANNOT VERIFY BOTH THE LICENSING AND RABIES VACCINATION CERTIFICATION, CHECK BOXES #2 & #3.

Return the signed certificate (by the next business day) to the Kenosha County Environmental Health Dept., 8600 Sheridan Rd., Suite.200, Kenosha, WI 53143, Phone: (262) 605-6700, Fax: (262) 605-6715. Failure to comply with this quarantine order shall result in a fine of not less than \$200 nor more than \$500.

Condition: within normal limits Signature: Kenneth Koehn DM Date: 12/11/13
 1st Examination (Within 3 Days of Bite)

Condition: _____ Signature: _____ Date: _____
 2nd Examination (On the 10th Day following Bite)

8 brought Layla along but declined exam on her since she has to be surrendered 12/11/13
ANIMAL MUST BE VACCINATED AND LICENSED PRIOR TO RELEASE FROM QUARANTINE Dr. KK



KENOSHA POLICE DEPARTMENT
 1000 55th STREET
 KENOSHA, WI 53140
 (262) 605-5200

KENOSHA COUNTY HEALTH DEPARTMENT
 8600 SHERIDAN RD
 KENOSHA, WI 53143-6515
 92620 605-6700



ANIMAL BITE REPORT

CASE NUMBER: 13-178986	DATE OF OCCURRENCE: 12-7-2013	TIME OF OCCURRED: 1700	DATE OF REPORT: 12-7-2013	TIME REPORTED: 1700
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LOCATION OF INCIDENT: Address, Business Name (if applicable)
1601-57ST Kenosha, WI 53140

ANIMAL TYPE: CANINE	NAME: MADISON	BREED: GOLDEN RETRIEVER / MIX	SEX: M <input type="checkbox"/> F <input checked="" type="checkbox"/>	COLOR: BIK
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Victim: Last - First - MI	Sex	Race	DOB	Address	Phone	Emp/School
NEIMAN MILISSA S	F	W	5-18-79	6924-38^{AV}	652-4991	FRANK

Involved: Last - First - MI

Owner/Person Responsible: Last - First - MI
CHENGAS MISTY C F W 12-11-81 1601-57ST 311-4636

License #: **1870** Vaccination Expiration: **1/11/2016** Quarantine Notification Made By: **T. KAH #593**

Charge(s): Animal at Large
 Unleashed Animal
 Unlicensed Animal
 Other: _____

Ticket Number(s): _____

Description of Injury: Bite Scratch Unknown Medical Attention Required: YES NO
RIGHT LOWER LEG + LEFT BUTT TREATMENT LOCATION: **ST. CATHERINES**
 HOW OCCURRED 1) PROVOKED 2) UNPROVOKED 3) PLAYFUL 4) UNKNOWN
 WOUND LOCATION **RIGHT LOWER LEG / LEFT BUTT**

NARRATIVE:
MILISSA WAS DROPPING OFF STUDENT'S FORGOTTEN COAT. MILISSA WENT TO FRONT DOOR, STUDENT OPENED THE DOOR AND THE TWO DOGS RUSH HER AND BIT HER ON THE RIGHT LEG + LOWER LEFT BUTT CAUSING MULTIPLE PUNCTURE WOUNDS. UNKNOWN WHAT DOG BIT WHERE. BOTH DOGS WERE AGGRESSIVE.

Reporting Officer: **T. KAH #593** Supervisor - Payroll Number: **St. Catherine 101**

- All domesticated animals that have bitten a person must be delivered to a veterinarian within 3 days for a first examination and a quarantine of not less than 10 days. Animals currently vaccinated against rabies MAY be quarantined on the owner's premises following a first examination.
- Animals not currently vaccinated for rabies shall be quarantined by a veterinarian or at an isolation facility (at owner's expense) for a period of 10 days following a first examination.
- All animals SHALL receive a second examination by a veterinarian on the 10th day following the bite incident. **12-18-2013**
 Final Examination Date

IF THE OFFICER HAS VERIFIED THE LICENSING AND RABIES VACCINATION CERTIFICATION, CHECK BOXES #1 & #3.
 IF THE OFFICER CANNOT VERIFY BOTH THE LICENSING AND RABIES VACCINATION CERTIFICATION, CHECK BOXES #2 & #3.

Return the signed certificate (by the next business day) to the Kenosha County Environmental Health Dept., 8600 Sheridan Rd., Suite.200, Kenosha, WI 53143, Phone: (262) 605-6700, Fax: (262) 605-6715. Failure to comply with this quarantine order shall result in a fine of not less than \$200 nor more than \$500.

Condition: **2nd Rabies Control Exam within 10th days** Signature: **Kamran M. Khan DM** Date: **12/9/13**
 Condition: **2nd Rabies Control Exam within 10th days** Signature: **Kamran M. Khan DM** Date: **12/18/13**
 2nd Examination (On the 10th Day following Bite)

ANIMAL MUST BE VACCINATED AND LICENSED PRIOR TO RELEASE FROM QUARANTINE



COUNTY OF KENOSHA

Department of Human Services
John Jansen, Director

Cynthia Johnson, Director
Division of Health
8600 Sheridan Rd., Suite 600
Kenosha, WI 53143
Phone: (262) 605-6700
Fax: (262) 605-6715

To: Misty Cvengros

On 12/7/13 your dogs were involved in a bite incident

at: 1601 57th st

Involving: Milissa Neiman

You are required to have your animals examined by a veterinarian within 24 hours and re-examined 10 days from the date of the bite incident.

If your animals are current with its rabies vaccination, you may quarantine the animals at home per city Ordinance 14.07 F ss 5 The owner shall continuously confine the animal within the owners house or a locked pen or building completely inaccessible to children and from which the animal cannot escape, for a period of ten (10) days, commencing immediately after the bite or scratch.

If your animals are not current with its rabies vaccination you must quarantine the animal at a licensed veterinarian for a period of ten (10) days commencing immediately after the bite or scratch.

All costs incurred are the owner's responsibility.

Failure to comply with this process may result in impoundment of your animals, fines and possible jail time.

Sara Gutche

*Lake Shore Vet
Mond. Dec 9th*

*↑
Dec. 18th*

*Handed to Misty
Dec 12th.*

Sara Gutche
Environmental Health Technician
Kenosha County Division of Health
8600 Sheridan Road
Kenosha WI 53143
(262) 605-6700



KENOSHA POLICE DEPARTMENT
1000 55th STREET
KENOSHA, WI 53140
(262) 605-5200

KENOSHA COUNTY HEALTH DEPARTMENT
8600 SHERIDAN RD
KENOSHA, WI 53143-6515
92620 605-6700



ANIMAL BITE REPORT

CASE NUMBER: 13-182639	DATE OF OCCURRENCE: 12-13-2013	TIME OF OCCURRED: 1630	DATE OF REPORT: 12-15-2013	TIME REPORTED: 2149
LOCATION OF INCIDENT: Address, Business Name (if applicable) 1601-57ST KENOSHA, WI 53140				
ANIMAL TYPE: CANINE	NAME: LAYLA	BREED: Pit+Bull/mix	SEX: M <input type="checkbox"/> F <input checked="" type="checkbox"/>	COLOR: BRINDLE
Victim: Last - First - MI	Sex	Race	DOB	Address
AVILA James Julian E	M	H	9-29-03	1612-56ST UPPER
				(262) 620-2799
				FRANK
Involved: Last - First - MI	Sex	Race	DOB	Address
ANTONIA JAMES	F	W	3-7-83	SAA
Owner/Person Responsible: Last - First - MI	Sex	Race	DOB	Address
WENGROS MISTY C	F	W	12-11-84	1601-57ST
				(262) 344-4636
License #: 1869	Vaccination Expiration: 3-21-2015	Quarantine Notification Made By: T. KAH #593		

- Charge(s):
- Animal at Large
 - Unleashed Animal
 - Unlicensed Animal
 - Other: _____

Ticket Number(s): _____

Description of injury: Bite Scratch Unknown Medical Attention Required: YES NO

TREATMENT LOCATION: **ARORA ER**

HOW OCCURRED 1) PROVOKED 2) UNPROVOKED 3) PLAYFUL 4) UNKNOWN

WOUND LOCATION **R+HAND, PALM, FOREARM + KNEE LT. CALF + KNEE**

NARRATIVE:
JULIAN WAS OUTSIDE PLAYING IN THE FENCED IN YARD AT 1601-57ST WITH HIS FRIEND CASEY. WHEN MADISON + LAYLA WERE LET OUTSIDE, MADISON HACKED JULIAN BITING HIM ON THE RT HAND + KNEE. THEN LAYLA HACKED AND BIT HIS R+PALM, FOREARM, LT CALF + KNEE. BOTH DOGS WERE VERY VICIOUS + AGGRESSIVE IN THEIR ATTACK.

Reporting Officer: **T. KAH #593** Supervisor - Payroll Number: **[Signature]**

- All domesticated animals that have bitten a person must be delivered to a veterinarian within 3 days for a first examination and a quarantine of not less than 10 days. Animals currently vaccinated against rabies MAY be quarantined on the owner's premises following a first examination.
- Animals not currently vaccinated for rabies shall be quarantined by a veterinarian or at an isolation facility (at owner's expense) for a period of 10 days following a first examination.
- All animals SHALL receive a second examination by a veterinarian on the 10th day following the bite incident. **12-24-2013**
Final Examination Date

IF THE OFFICER HAS VERIFIED THE LICENSING AND RABIES VACCINATION CERTIFICATION, CHECK BOXES #1 & #3.
 IF THE OFFICER CANNOT VERIFY BOTH THE LICENSING AND RABIES VACCINATION CERTIFICATION, CHECK BOXES #2 & #3.

Return the signed certificate (by the next business day) to the Kenosha County Environmental Health Dept., 8600 Sheridan Rd., Suite.200, Kenosha, WI 53143, Phone: (262) 605-6700, Fax: (262) 605-6715. Failure to comply with this quarantine order shall result in a fine of not less than \$200 nor more than \$500.

Condition: _____ Signature: _____ Date: _____
 1st Examination (Within 3 Days of Bite)

Condition: _____ Signature: _____ Date: _____
 2nd Examination (On the 10th Day following Bite)

ANIMAL MUST BE VACCINATED AND LICENSED PRIOR TO RELEASE FROM QUARANTINE



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ANIMAL TYPE: CANINE	NAME: MADISON	BREED: GOLDEN RETRIEVER/mix	SEX: M <input type="checkbox"/> F <input checked="" type="checkbox"/>	COLOR: BK
Victim: Last - First - MI	Sex	Race	DOB	Address
AVILA' JIMMES Julian E M H			9-29-03	1612-56 st UPPER
				620-2799
				FRANK
Injured: Last - First - MI	Sex	Race	DOB	Address
ANTONIA JAMES	F	W	3-7-83	S A
Owner/Person Responsible: Last -First -MI	Sex	Race	DOB	Address
VENGROS MISTY C	F	W	12-1-84	1601-57 st
License #:	Vaccination Expiration:	Quarantine Notification Made By:		

- Charge(s):
- Animal at Large
 - Unleashed Animal
 - Unlicensed Animal
 - Other: _____

Ticket Number(s): _____

Description of Injury: Bite Scratch Unknown Medical Attention Required: YES NO

TREATMENT LOCATION: AURORA ER

HOW OCCURRED 1) PROVOKED 2) UNPROVOKED 3) PLAYFUL 4) UNKNOWN

WOUND LOCATION RT HAND, PALM, FOREARM + KNEE - LT CALF + KNEE

NARRATIVE:

JULIAN WAS OUTSIDE PLAYING IN THE FENCED IN YARD AT 1601-57st WITH HIS FRIEND CASOY, WHEN MADISON + LAYLA WERE LET OUTSIDE MADISON ATTACKED JULIAN, BITING HIM ON THE RT HAND + KNEE. THEN LAYLA ATTACKED AND BIT HIS RT PALM, FOREARM, LT CALF + KNEE. BOTH DOGS WERE VERY VICIOUS + AGGRESSIVE IN THEIR ATTACK.

Reporting Officer: I. KATT #593

Supervisor - Payroll Number: [Signature]

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Condition: _____ Signature: _____ Date: _____
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ANIMAL MUST BE VACCINATED AND LICENSED PRIOR TO RELEASE FROM QUARANTINE

RE: APPEAL TO SAVE MY DOG MADDISON

Dear Sir/Ma'am

Rec.
12/23/13
MPH

I am writing to you to appeal your decision for us to surrender our family dog Maddison. We have sadly agreed to surrender our other dog Layla and are working to get her into recycled pits.

Maddison is a golden retriever/mix. We have had her since she was eight weeks old. She has grown up in a house with three children as well as one other dog. She has never shown any signs of aggression towards people or any other animals. We have taken her to P.E.T.S Park, walks down town by the kid's park, dog parks, and friend's houses. We've taken her to the beach where she would swim with the kids. At all these places she did great with all the people around her.

We have hosted many get together at our home such as birthday parties, baby showers, sleep over's with other kids and bbqs with many people over and never had any problems with her. She has never bitten anyone ever!!

She really is a great family dog .Our home would not be the same without these dogs. We understand we have no chance to save Layla, because she is the one who bit both MS.Nieman and Jullian. We are begging you please don't take Maddie too!!!!.

My daughter Kaley was present for the first bite and witnessed layla bite Ms. Nieman.My son Kasey was present for the second bite and also witnessed Layla bite Jullian. Maddison don't bite and has never bitten or even growled at anyone ever. Please let us keep her!!

Maddison is a very loving dog besides getting into the food left on the counter, jumping on me and eating my shoe strings. She is a very well behaved dog. She just turned two years old a few months ago and is just a big,loving ,playful puppy.

I truly believe that she was not the one who bit anyone . It breaks my heart to have to give up one of our dogs let alone both of them they have both truly become part of our family. Especially when maddie didn't do anything.

Sincerely, 

Misty C. Cvengros
267-344-4369

P.S

Layla is not a bad dog we have had her for three years. We adopted her from safe harbor when she was 6 month old. She was abused by the people that had her before the shelter got her. But she was also raised with three children and one other dog. She is very loving. This really isn't like her to bite. We are really sad to see her go!!!

Dear

H. my name is
Kenneth. I'm 12 years
old. I really don't want
you to take our family
dog away please don't
take ~~she~~ ~~is~~ ~~sweetest~~
dog in the whole world

Sincerely Kenneth
Miller



Dear ma ma or Sir
my name is haley I am 8
years old I was there
when the dog got outside
I saw maddison jump on
Jillian and ms. Nieman
But she didnt bit them.
Layla was the one who bit
ms. nieman and Julian I
love her so much I
want her to stay at home.

Please Let us out here
she is part of our family
our home. want be
the same without her

Sincerely
Haley Miller

PS. Layla is also part of our
family and we are very
sad that she had to go away
Please dont take Maddie to.

Make sure she is
in a good place Please Marcy
Christmas one and all

Dear ma'am or sir,

I'm Kasey and im 9 years old.
I do you think maddie bit them but
she bit. I SAW maddie when she
came outside maddie only jump
on him. I wan't her to stay at
home. We are sad that tayla has to go.

Sincerely, Kasey
Sincerely, Kasey Miller