

August 27, 2012

Date

PUBLIC HEARING ON DANGEROUS ANIMAL APPEAL OF WILLIAM SHIMER

WHEREAS, William Shimer, 3302 Simms Drive, filed an application for appeal before the City Council of the City Hearing Officer's decision upholding the Chief Humane Officer's declaration of his dog as a dangerous animal; and

WHEREAS, Mr. Shimer requested an opportunity to address the City Council regarding his appeal; and

WHEREAS, Mr. Shimer has been provided with the opportunity to address the City Council on the matter of his appeal; NOW, THEREFORE,

BE IT RESOLVED (Choose one of the following alternatives):

Alternative One: That the order of the hearing officer be upheld and Mr. Shimer's dog be declared a dangerous animal and that it be humanely destroyed.

MOVED BY _____ TO UPHOLD DECLARATION AND TO HUMANELY DESTROY THE ANIMAL.

Alternative Two: That the order of the hearing officer be reversed Mr. Shimer's dog not be declared a dangerous animal, but that the alternative declaration of Vicious Dog be upheld and Mr. Shimer's dog be declared vicious.

MOVED BY _____ TO UPHOLD ALTERNATIVE DECLARATION THAT THE DOG BE DECLARED VICIOUS.

Alternative Three: That the order of the hearing officer be reversed and Mr. Shimer's dog not be declared dangerous or vicious.

MOVED BY _____ TO REVERSE DECLARATION AND ALTERNATIVE DECLARATION.

FORM APPROVED: _____ MOVED BY _____ TO ADOPT

K. Massier
Katharine J. Massier
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
TOTAL				

MOTION CARRIED APPROVED

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

Mayor

City Clerk