



City of West Allis

Meeting Agenda

Administrative Appeals Review Board

Wednesday, April 10, 2024

4:00 PM

City Hall, Room 128
7525 W. Greenfield Ave.

REGULAR MEETING

A. CALL TO ORDER

B. ROLL CALL

C. APPROVAL OF MINUTES

1. [23-0548](#) AARB Minutes for August 7, 2023.

Recommendation: Approve

D. MATTERS FOR DISCUSSION/ACTION

2. [24-0191](#) Appeal of Dangerous Dog Order for Layla by Kimberly Cosentino issued on February 10, 2024, at 8431 W. Maple St. (AARB-10)
3. [24-0163](#) Appeal of Dangerous Dog Order for Gus & Bo by Cesar Hernandez issued on March 2, 2024, at 967 S. 56th St. (AARB-11)

For items #2 - #3, the Board may deliberate in closed session pursuant to Wis. Stat. 19.85(1) (a), for the purpose of deliberating concerning a case which was the subject of any judicial or quasi-judicial hearing. This committee may reconvene in open session after completion of the closed session to consider the balance of the agenda.

E. ADJOURNMENT



All meetings of the Administrative Appeals Review Board are public meetings. In order for the general public to make comments at the committee meetings, the individual(s) must be scheduled (as an appearance) with the chair of the committee or the appropriate staff contact; otherwise, the meeting of the committee is a working session for the committee itself, and discussion by those in attendance is limited to committee members, the mayor, other alderpersons, staff and others that may be a party to the matter being discussed.

NOTICE OF POSSIBLE QUORUM

It is possible that members of, and possibly a quorum of, members of other governmental bodies of the municipality may be in attendance at the above-stated meeting to gather information. No action will be taken by any governmental body at the above-stated meeting other than the governmental body specifically referred to above in this notice.

NON-DISCRIMINATION STATEMENT

The City of West Allis does not discriminate against individuals on the basis of race, color, religion, age, marital or veterans' status, sex, national origin, disability or any other legally protected status in the admission or access to, or treatment or employment in, its services, programs or activities.

AMERICANS WITH DISABILITIES ACT NOTICE

Upon reasonable notice the City will furnish appropriate auxiliary aids and services when necessary to afford individuals with disabilities an equal opportunity to participate in and to enjoy the benefits of a service, program or activity provided by the City.

LIMITED ENGLISH PROFICIENCY STATEMENT

It is the policy of the City of West Allis to provide language access services to populations of persons with Limited English Proficiency (LEP) who are eligible to be served or likely to be directly affected by our programs. Such services will be focused on providing meaningful access to our programs, services and/or benefits.



City of West Allis

Meeting Minutes

Administrative Appeals Review Board

Monday, August 7, 2023

4:00 PM

City Hall, Room 128
7525 W. Greenfield Ave.

REGULAR MEETING

A. CALL TO ORDER

Mayor Devine called the meeting to order at 4:03p.m.

B. ROLL CALL

Present 3 - Mayor Dan Devine, Martin J. Weigel, Wayne Clark

Others Present: Assistant City Attorney Nicholas Cerwin, Principal Assistant City Attorney Rebecca Monti, Corporal Scott Poklasny, Administrator/Clerk Rebecca Grill and Customer Service Center Supervisor Tracey Uttke.

C. APPROVAL OF MINUTES

1. [23-0485](#) July 11, 2023 AARB Minutes.

Clark moved to approve the minutes, Ald. Weigel seconded, motion carried.

D. MATTERS FOR DISCUSSION/ACTION

2. [23-0507](#) Appeal of Dangerous Dog Order for Styles by Sam Scharrer, issued on June 10, 2023, at 1430 Six Points Crossing #207.
(AARB-7)

Clark moved to uphold the Dangerous Dog order without amendments for the dog "Styles" owned by Sam Scharrer, Ald. Weigel seconded, motion carried.

3. [23-0518](#) Appeal of Dangerous Dog Order for Koby by Sharlene Strauss, issued on July 1, 2023, at 10405 W. Greenfield Ave.
(AARB-9)

Clark moved to convene into Closed Session at 4:56PM, Ald. Weigel seconded, motion carried by roll call vote:

Aye: 3 - Weigel, Devine, Clark
No: 0

Ald. Weigel moved to re-convene into Open Session at 5:05PM, Clark seconded, motion carried by roll call vote:

Aye: 3 - Weigel, Devine, Clark
No: 0

Clark moved to uphold the Dangerous Dog order without amendments for the dog "Koby" owned by Sharlene Strauss, Ald. Weigel seconded, motion carried.

E. ADJOURNMENT

Clark moved to adjourn at 5:07PM, Ald. Weigel seconded, motion carried.



All meetings of the {bdName} are public meetings. In order for the general public to make comments at the committee meetings, the individual(s) must be scheduled (as an appearance) with the chair of the committee or the appropriate staff contact; otherwise, the meeting of the committee is a working session for the committee itself, and discussion by those in attendance is limited to committee members, the mayor, other alderpersons, staff and others that may be a party to the matter being discussed.

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City Clerk
clerk@westalliswi.gov

March 25, 2024

Kimberly Cosentino
8431 W. Maple St
West Allis, WI 53214

RE: Administrative Appeals Review Board

Dear Kimberly Cosentino,

Your appeal is scheduled for a hearing before the Administrative Appeal Review Board on: April 10, 2024 **at 4:00 p.m. in Room 128 at West Allis City Hall, 7525 W. Greenfield Avenue.**

Upon arrival, please park in the parking lot on the south side of the building. Room 128 is the first room on your right when you enter the building.

Please add a comment anywhere in your application confirming you will attend the hearing. If you fail to appear, your appeal will be denied, the dangerous dog order remains in place and you must comply with the requirements of West Allis Municipal Code Section 7.126(6).

If you have questions, please email clerk@westalliswi.gov.

| | | |
|--------------------------|-------------------|---------|
| Record #: | | DCAB #: |
| Appeal Meeting Fee Paid: | Yes | |
| Amount Paid: | \$50.00 | |
| Date Paid: | February 17, 2024 | |



AARB-10

Administrative Review

Appeals Board

Application (AARB)

Status: Active

Submitted On: 2/17/2024

Primary Location

8431 W MAPLE ST

West Allis, WI 53214

Owner

Kimberly Cosentino & Jay

Weiss

W Maple St 8431 W Maple

West Allis, WI 53214

Applicant

 Kimberly Cosentino



8431 W Maple St

West Allis, WI 53214

ADMINISTRATIVE APPEALS REVIEW BOARD APPLICATION

What do you want to appeal?

Dangerous Animal Order

Who are you?

Animal Owner

Appeal Information

What are you appealing and why? If you just wish to attach a letter, type in letter attached and upload a copy of the letter.*

I am appealing the dangerous animal order. The reason is because this is the first time my dog has bitten someone. My dog just did it out of fear and protection of me. My back was turned picking up her mess, when a man came from behind me. She felt threatened probably since my back was turned and my guard was down. She has never been aggressive towards me or my daughter or anyone else. This was a one time situation. Thank you Kimberly Cosentino

Upload a PDF of your appeal letter.



No File Uploaded

Upload a copy of the document(s) you were issued by the City.



20240217_131546.jpg

Animal Owner Information

Owner Name*

Kimberly Cosentino

Owner Street Address*

8431 W. Maple St

Owner City*

West Allis

Owner Zip Code*

53214

Owner Email address*

[REDACTED]

Owner Phone Number*

[REDACTED]

Is your mailing address the same as above?*

Yes

Animal Appeal

Date Order was Issued?*

02/10/2024

What type of animal is it?

Dog

What breed is your dog? *

Black Terrier

Is your animal licensed?*

Yes

Is your animal altered (spayed/neutered)?*

Yes

Upload a copy of your appeal letter and any supporting documents.



doc03428020240215095654.
pdf

Upload a copy of the animal order that was issued to you by the police department. *



K. Cosentino.pdf

Mandatory Conditions

Select the mandatory conditions of the dangerous dog animal order you are appealing.

1) Confinement or Restraint. The dangerous animal must be confined indoors or restrained outdoors. If outdoors, the animal must be: • Kept within a 6-foot-tall barrier (i.e. fence) or in a kennel or cage, any of which prevents escaping • On a leash that is attached to an immovable object and no longer than 10 feet which keeps the animal at least 6 feet from any right-of-way, and supervised by someone age 16 or older.



2) Park Prohibition. The dangerous animal may not be in a park.



3) Signage. Within 10 days after receiving a dangerous animal order, the owner must put up warning signs near all entrances to the property. The signs must: Be clearly visible, use lettering at least 2 inches tall and warn people, especially children, that a dangerous animal lives the residence.



4) Registration. Within 10 days after receiving a dangerous animal order, the owner must register the animal as a dangerous animal. This includes paying a registration fee, providing license and microchip information, owner's name and contact information, and a current photo of the animal.



5) Insurance. Within 10 days after receiving a dangerous animal order, the owner must provide the City with proof of liability insurance. The insurance must: cover injuries or damage caused by the dangerous animal and meet the requirements of the city attorney.



6) Microchip. Within 10 days after service of a dangerous animal order, the owner of a dangerous animal must provide the City proof that the dangerous animal has been microchipped by a licensed veterinarian so that the animal can be easily identified



Discretionary Conditions

Select the discretionary conditions of the dangerous animal order you are appealing.

7) The animal is prohibited from any building where a juvenile lives.

☐

8) The animal must be spayed or neutered within a specified number of days.

☐

9) The animal must complete a training class specified in the order.

☐

10) The animal must be quarantined.

☒

11) The animal must at all times remain in a location specified in the order.

☒



City Clerk
clerk@westalliswi.gov

March 25, 2024

Cesar Hernandez
967 S. 56th Street
West Allis, WI 53214

RE: Administrative Appeals Review Board

Dear Cesar Hernandez,

Your appeal is scheduled for a hearing before the Administrative Appeal Review Board on: April 10, 2024 **at 4:00 p.m. in Room 128 at West Allis City Hall, 7525 W. Greenfield Avenue.**

Upon arrival, please park in the parking lot on the south side of the building. Room 128 is the first room on your right when you enter the building.

Please add a comment anywhere in your application confirming you will attend the hearing. If you fail to appear, your appeal will be denied, the dangerous dog order remains in place and you must comply with the requirements of West Allis Municipal Code Section 7.126(6).

If you have questions, please email clerk@westalliswi.gov.

| | | |
|--------------------------|---------------|---------|
| Record #: | AARB-11 | DCAB #: |
| Appeal Meeting Fee Paid: | Yes | |
| Amount Paid: | \$50.00 | |
| Date Paid: | March 4, 2024 | |



City of West Allis, WI

3/25/2024

AARB-11

Administrative Review

Appeals Board

Application (AARB)

Status: Active

Submitted On: 3/4/2024

Primary Location

967 S 56 ST

West Allis, WI 53214


Owner

Cesar Hernandez

967 S 56th Street 967 S 56th

Street West Allis, Wisconsin

53214

Applicant Cesar Hernandez

967 S 56th Street

West Allis, Wisconsin

53214

ADMINISTRATIVE APPEALS REVIEW BOARD APPLICATION**What do you want to appeal?**

Dangerous Animal Order

Who are you?

Animal Owner

Appeal Information

What are you appealing and why? If you just wish to attach a letter, type in letter attached and upload a copy of the letter.*

I am appealing the order for having a dangerous animal I received on Saturday, March 2nd, 2024. I have two adorable, energetic, and playful French Bulldog puppies that both just turned one year old. They managed to sneak out of my fenced-in yard, which after having them since July of 2023 never did. Based on a verbal discussion with the police officer (Luke Tremmel) serving the order, Allegedly my two puppies attacked and bit a lady (Yvonne Michalek) walking her dog. I find this shocking since they are puppies and I have never witnessed my puppies biting anyone. My French Bulldog puppies are not dangerous pets, their intention is not to be vicious they are merely excitable and playful with other dogs.

Upload a PDF of your appeal letter.



No File Uploaded

Upload a copy of the document(s) you were issued by the City.



Hernandez.pdf

Animal Owner Information

Owner Name*

Cesar Hernandez

Owner Street Address*

967 S. 56th Street

Owner City*

West Allis

Owner Zip Code*

53214

Owner Email address*

[REDACTED]

Owner Phone Number*

[REDACTED]

Is your mailing address the same as above?*

Yes

Animal Appeal

Date Order was Issued?*

Sat Mar 02 2024 00:00:00 GMT-0600
(Central Standard Time)

What type of animal is it?

Dog

What breed is your dog? *

French Bulldogs

Is your animal licensed?*

No

Is your animal altered (spayed/neutered)?*

No

Upload a copy of your appeal letter and any supporting documents.



No File Uploaded

Upload a copy of the animal order that was issued to you by the police department. *



West Allis Order Dangerous animal.pdf

Mandatory Conditions

Select the mandatory conditions of the dangerous dog animal order you are appealing.

1) Confinement or Restraint. The dangerous animal must be confined indoors or restrained outdoors. If outdoors, the animal must be: • Kept within a 6-foot-tall barrier (i.e. fence) or in a kennel or cage, any of which prevents escaping • On a leash that is attached to an immovable object and no longer than 10 feet which keeps the animal at least 6 feet from any right-of-way, and supervised by someone age 16 or older.

☐

2) Park Prohibition. The dangerous animal may not be in a park.

☐

3) Signage. Within 10 days after receiving a dangerous animal order, the owner must put up warning signs near all entrances to the property. The signs must: Be clearly visible, use lettering at least 2 inches tall and warn people, especially children, that a dangerous animal lives the residence.

☐

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☐

5) Insurance. Within 10 days after receiving a dangerous animal order, the owner must provide the City with proof of liability insurance. The insurance must: cover injuries or damage caused by the dangerous animal and meet the requirements of the city attorney.

☐

6) Microchip. Within 10 days after service of a dangerous animal order, the owner of a dangerous animal must provide the City proof that the dangerous animal has been microchipped by a licensed veterinarian so that the animal can be easily identified

☐

Discretionary Conditions

Select the discretionary conditions of the dangerous animal order you are appealing.

7) The animal is prohibited from any building where a juvenile lives.

☐

8) The animal must be spayed or neutered within a specified number of days.

☐

9) The animal must complete a training class specified in the order.

☐

10) The animal must be quarantined.

☐

11) The animal must at all times remain in a location specified in the order.

☐