



Animal Control Advisory Board
TOWN OF BELCHERTOWN

Lawrence Memorial Hall
2 Jabish Street, P.O. Box 670
Belchertown, Massachusetts 01007



Date: August 26, 2014

Time: Meeting Convened 6:05 pm
Meeting Adjourned 6:51 pm
Place: Town Hall, Selectmen's Meeting Room

Present:

Brian Breveleri, Board Member
Nicole Miner, Chairperson & Secretary
Marlene Layman, Board Member
Audrey Safford, Board Member
Carol Wagner, Board Member
Anna Fenton, Animal Control Officer
Janet Lipscomb, Animal Control Officer
Joy Cebula, 19 Robin Lane (owner of canine Rudy)
Guy Libiszewski, 19 Robin Lane

Meeting convenes at 6:05 pm with an official quorum.

First and only order of business to hear the complaint submitted by ACO Anna Fenton against Joy Cebula failure to comply with the Board's recommendations in the hearing held on August 7, 2014.

Nicole Miner states that a quorum was not present at the August 7, 2014 meeting due to a Board member having a family emergency and that any communication from the Board to the parties was for recommendation only.

Anna Fenton states that Mr. Libiszewski contacted her on August 14, 2014 stating that there was a "family meeting" and it was decided that Rudy would not be surrendered to the New England Brittany Rescue Organization and that he and Ms. Cebula did not have the funds to purchase an electronic fence.

Mr. Libiszewski states that he and Ms. Cebula have purchased a strong running cable for Rudy when he is out in his yard and baby gates inside of the house to block Rudy from any exits.

Ms. Cebula states that she learned from her children that they were negligent in letting Rudy loose out of the home in the past and that greater care would be taken in the future. She also states that her son is taking Rudy out for regular exercise 3-4 times per week.

The Animal Control Advisory Board decides the following: The previously waived fine in the amount of \$185.00 to remove Rudy from the pound on August 7, 2014 will be reinstated, but decreased to \$100.00, which can be made payable in three installment checks over the next three months. If a future offense of RAL is to occur, the remaining \$85.00 that is waived by the Board will be reinstated in addition to any future fines.

No subsequent meeting is scheduled. Meeting adjourned at 6: 05 pm.

Prepared by Nicole A. Miner, Secretary & Chair



Animal Control Advisory Board
TOWN OF BELCHERTOWN

Lawrence Memorial Hall
2 Jabish Street, P.O. Box 670
Belchertown, Massachusetts 01007

August 21, 2014

Ms. Joy Cebula
19 Robin Lane
Belchertown, MA 01007

VIA: Certified & First Class Mail

Dear Ms. Cebula:

The Animal Control Advisory Board will hold a re-hearing of a complaint from Animal Control Officer, Anna Fenton, in reference to your canine "Rudy" for multiple occasions of "running at large". The purpose of the re-hearing is to discuss your failure to comply with the decision of the Animal Control Advisory Board on August 7, 2014.

This Board will hold a re-hearing to review and resolve the incident(s) on **Tuesday August 26th at 6:00pm in the Selectman's Meeting Room of Lawrence Memorial Hall.**

You are **required** to attend this hearing to recite your recollection of events and answer any questions the Board may have. The Board encourages you to bring evidence and witnesses to support your claims.

If you have any questions specific to the date, time, or location of this hearing please do not hesitate to contact me at (413) 345-1021. However, I will be **unable to discuss** any particulars of the incident over the telephone without the Board present. Please keep in mind that this hearing is **permanently set, and cannot be changed** due to scheduling conflicts

Best Regards,

Nicole A. Miner
Chair

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none">Complete Items 1, 2, and 3. Also complete Item 4 if Restricted Delivery is desired.Print your name and address on the reverse so that we can return the card to you.Attach this card to the back of the mailpiece, or on the front if space permits.		A. Signature <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee	
1. Article Addressed to:		B. Received by (Printed Name)	C. Date of Delivery
Ms. Joy Cebula 19 Robin Lane Belchertown, MA 01007		Tyler Anderson	8-22-14
2. Article Number (Transfer from service label)		D. Is delivery address different from Item 1? If YES, enter delivery address below: <input type="checkbox"/> Yes <input type="checkbox"/> No	
		3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.	
		4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	
		7010 0780 0001 8971 8579	



Animal Control Advisory Board
TOWN OF BELCHERTOWN

Lawrence Memorial Hall
2 Jabish Street, P.O. Box 670
Belchertown, Massachusetts 01007

August 26, 2014

Ms. Joy Cebula
19 Robin Lane
Belchertown, MA 01007

Animal Owner: Joy Cebula
Animal: Rudy
Re-Hearing Date: August 26, 2014 from original hearing of August 7, 2014

Dear Ms. Cebula:

Pursuant to the above-identified matter, the Animal Control Advisory Board has formally decided the following:

In the matters of Running at Large occurring between April 8 – July 28, 2014: The fine of \$185.00 assessed to you to remove Rudy from the care of Animal Control has been decreased by this Board. You are instructed to pay a fine of \$100.00 payable to Town of Belchertown. Payment can be made in the Clerk's office. The Board will allow you to write 3 post dated checks (if necessary) as instructed:

Check Date: September 15, 2014	Amount: \$33.34
Check Date: October 15, 2014	Amount: \$33.33
Check Date: November 15, 2014	Amount: \$33.33

Failure to comply with the above-stated resolution will result in the full reinstatement of the \$185.00 fine assessed to you and further consideration from the Board.

Pursuant to the by-laws of the Town of Belchertown, sections 15-12, paragraph D, all parties have the right to appeal this decision to the Board of Selectman within ten (10) days of the postmark of this decision.

Regards,

Nicole Miner, Chairperson
Animal Control Advisory Board

cc:
Office of the Belchertown Clerk
Office of the Belchertown Selectmen
Anna Fenton, Animal Control Officer