



City of Appleton

100 North Appleton Street
Appleton, WI 54911-4799
www.appleton.org

Meeting Agenda - Final-revised Board of Health

Wednesday, February 8, 2023

7:00 AM

Council Chambers, 6th Floor

1. Call meeting to order

2. Roll call of membership

3. Approval of minutes from previous meeting

[23-0103](#) Board of Health Meeting Minutes: December 14, 2022

Attachments: [12.14.22_BoardOfHealth_Minutes.pdf](#)

4. **Public Hearings/Appearances**

5. **Action Items**

6. **Information Items**

[23-0108](#) Presentation of Level III Health Department Designation to the Appleton Health Department by the Wisconsin Department of Health Services

[23-0126](#) Health Department Table of Organization Adjustment

[23-0104](#) Approved Noise Variances

Attachments: [2023_ApprovedNoiseVariancesPublicPublish_Rev.2.8.23.pdf](#)

[23-0117](#) Dangerous Animal Declaration

Attachments: [1.12.23_DangerousAnimalDeclaration_Rebel_a22023952.pdf](#)

[23-0106](#) Q3 Report

[23-0107](#) Q4 Report

[23-0109](#) Appleton Health Department Newsletter

7. **Adjournment**

Notice is hereby given that a quorum of the Common Council may be present during this meeting, although no Council action will be taken.

Reasonable Accommodations for Persons with Disabilities will be made upon Request and if Feasible.



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Meeting Minutes - Final Board of Health

Wednesday, December 14, 2022

7:00 AM

Council Chambers, 6th Floor

1. Call meeting to order

Meeting called to order by Chairperson, Cathy Spears.

Present: 7 - Meltzer, Spears, Fuchs, Werth, Kane, Fenton and Mayor Woodford

Excused: 1 - Vogel

2. Roll call of membership

Present: 7 - Meltzer, Spears, Fuchs, Werth, Kane, Fenton and Mayor Woodford

Excused: 1 - Vogel

3. Approval of minutes from previous meeting

approved

Aye: 7 - Meltzer, Spears, Fuchs, Werth, Kane, Fenton and Mayor Woodford

Excused: 1 - Vogel

[22-1259](#)

Meeting Minutes Board of Health 10.12.22

Attachments: [Meeting Minutes Board of Health10.12.22](#)

4. Public Hearings/Appearances

5. Action Items

[22-1549](#)

Conditional Noise Variance for Department of Public Works Project

Attachments: [O-23 Noise Variance.pdf](#)

approved

Aye: 7 - Meltzer, Spears, Fuchs, Werth, Kane, Fenton and Mayor Woodford

Excused: 1 - Vogel

[22-1553](#)

Environmental Health Fee Schedule Proposal

Attachments: [2022.12.14_EHFeeScheduleMemo_a.docx](#)
 [2023_EHFeeSchedule.pdf](#)

recommended for approval

Aye: 7 - Meltzer, Spears, Fuchs, Werth, Kane, Fenton and Mayor Woodford

Excused: 1 - Vogel

6. Information Items

Present: 7 - Meltzer, Spears, Fuchs, Werth, Kane, Fenton and Mayor Woodford

Excused: 1 - Vogel

[22-1552](#)

Level III Health Department Certification Letter

Attachments: [2022_Level3HealthDepartmentCertificationLetter_0.pdf](#)

presented

7. Adjournment

approved

Aye: 7 - Meltzer, Spears, Fuchs, Werth, Kane, Fenton and Mayor Woodford

Recused: 1 - Vogel

Approved Noise Variances 2023

Event Date	Time	Address	Event/Source of Noise	Contact Name	Contact Phone	Date Noise Variance Approved
Friday, March 17, 2023	4pm-10pm	201 S Walnut Street	Live Music	Matt Miller	920.573.0959	1/25/2023
Saturday, March 18, 2023	4pm-10pm	202 S Walnut Street	Live Music	Matt Miller	920.573.0959	1/25/2023
Saturday, May 6, 2023	4pm-10pm	203 S Walnut Street	Live Music	Matt Miller	920.573.0959	1/25/2023
Saturday, May 20, 2023	2pm-10pm	1025 N Badger Avenue	Amplified Sound / Live Music	Reginald Desamour	920.702.7009	1/24/2023
Friday, August 4, 2023	6pm-10pm	211 S Walnut Street	Live Music	Kelly Stiles/ Matt Ricks	920.216.3992 / 920.428.3005	1/25/2023
Saturday, August 5, 2023	5pm-9pm	211 S Walnut Street	Live Music	Kelly Stiles/ Matt Ricks	920.428.3005	1/25/2023
Friday, September 15, 2023	4pm-10pm	204 S Walnut Street	Live Music	Matt Miller	920.573.0959	1/25/2023
Saturday, September 16, 2023	10am-10pm	205 S Walnut Street	Live Music	Matt Miller	920.573.0959	1/25/2023

IN THE CITY OF APPLETON,
OUTAGAMIE COUNTY,
STATE OF WISCONSIN

CITY OF APPLETON
A Wisconsin Municipal Corporation

Petitioner,

v.

JENNY LEE & DHAY THAO as owner of: REBEL, N+, R+2024 CROSSROADS VET, L, M, PITBULL,
WHITE

Respondent.

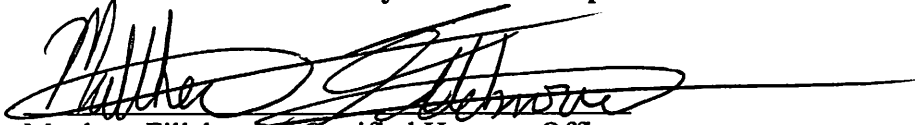
ORDER DECLARING ANIMAL DANGEROUS

As the owner and/or caretaker of *the above-named ANIMAL*, you are hereby notified that the City of Appleton has declared that *the above-named ANIMAL* AS dangerous pursuant to the City of Appleton's Municipal Code 3-131.


Because the animal has been declared dangerous, you are further notified that you must immediately comply with leashing, muzzling, and confinement requirements of City of Appleton Municipal Code Section 3-132. You must, within thirty (30) days, comply with all other requirements of City of Appleton Municipal Code Section 3-132 of the dangerous declaration.

This order remains in effect, even if appealed, until modified or withdrawn. This order is in effect for the lifetime of the animals.

SO ORDERED on January 12th 2023 at 2pm


Matthew Fillebrown, Certified Humane Officer
Appleton Police Dept. City of Appleton, WI

I, Jenny Lee (respondent's printed name), acknowledge receipt of this order and understand the contents of the order, including the time limits if I wish to appeal.

Signed: 

Date: 1/12/23

The Health Deputy Director, Charles Sepers, with the City of Appleton Health Department can be reached at:

Health Director - Dr. Charles Sepers

100 North Appleton Street

Appleton, WI 54911

Phone: 920-832-6433

Fax: 920-832-5853

Email: Charles.Sepers@appleton.org

I have enclosed copies of the City of Appleton Municipal Ordinances pertaining to this matter. Please review and comply with City of Appleton Municipal Code Section sections 3-1, 3-2, 3-131, 3-132, 3-133, and 3-134.

If you have any further question, please contact the City of Appleton Health Department.
Sincerely,

Matt Fillebrown

Lead CSO #9563 / Humane Officer

Appleton Police Department

Enclosures:

Order

City of Appleton Municipal Code Sections 3-1, 3-2, 3-131, 3-132, 3-133, 3-134

CC: CPT. Lewis - Appleton Police Department, CA Darrin Glad - Appleton City Attorney's Office, and Charles Sepers - Health Department

10/10/2022

JENNY LEE & DHAY THAO

RE: DECLARATION AND ORDER OF DANGEROUS ANIMAL

Dear Jenny & DHAY

Please let this letter and the attached order serve as your notice, that the City of Appleton's Humane Officer has formally declared your animal: REBEL, N+, R+2024 CROSSROADS VET, L, M, PITBULL, WHITE, as a **DANGEROUS ANIMAL**, pursuant to the City of Appleton Municipal Code, Section 3-131.

I have declared your ANIMAL as dangerous after conducting my investigation, which is summarized below:

Incident # A21042959: On 10/15/21 REBEL was involved in unprovoked attack vs another dog off of Rebel's property. This animal attack was determined to be an unprovoked animal attack that Jenny was cited for.

Incident # A22023952: On 05/22/22 REBEL was involved in unprovoked attack vs another his owner, Jenny Lee. This animal attack was determined to be an unprovoked animal attack that caused significant injuries to Jenny. Stiches were needed to close the wounds on Jenny's forehead. This case was exceptionally cleared by arrest for being unprovoked.

Due to the repeated reported incidents of Rebel being involved in unprovoked attacks vs domesticated animals and humans which have caused significant injuries, REBEL, N+, R+2024 CROSSROADS VET, L, M, PITBULL, WHITE, is being declared as a dangerous animal for the City of Appleton.

IMMEDIATE ACTION IS REQUIRED:

Because your ANIMAL has been declared dangerous, you must comply with leashing, muzzling, and confinement requirements **IMMEDIATELY**, as set forth in City of Appleton Municipal Code Section 3-132. You must, **within thirty (30) days**, comply with all other requirements of City of Appleton Municipal Code Section 3-132 of the dangerous declaration. The pertinent section of the municipal code is attached to this document. This order is intended to protect against injurious results to human beings and domestic pets caused by unprovoked attacks by your animal.

APPEAL RIGHTS ARE TIME-SENSITIVE:

If you or any other owner or caretaker of the above-named animals wishes to contest the attached Order, **within 72 hours YOU MUST deliver to the Health Officer a written objection** to the order stating specific reasons for contesting the order. Failure to timely file an objection will result in your forfeiture of the right to appeal this Order.