



**CITY OF ESSEX JUNCTION
CITY COUNCIL
SPECIAL MEETING AGENDA**

Online & 2 Lincoln St.
Essex Junction, VT 05452
Friday, January 19, 2024
5:00 PM

E-mail: admin@essexjunction.org

www.essexjunction.org

Phone: (802) 878-6944

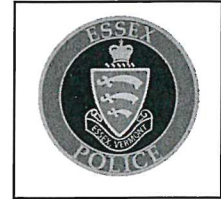
This meeting will be in-person at 2 Lincoln Street and available remotely. Options join the meeting remotely:

- **JOIN ONLINE:** [Join Zoom Meeting](#)
- **JOIN CALLING:** (toll free audio only): (888) 788-0099 | Meeting ID: 944 6429 7825; Passcode: 635787


1. **CALL TO ORDER** [5:00 PM]
2. **AGENDA ADDITIONS/CHANGES**
3. **APPROVE AGENDA**
4. **PUBLIC TO BE HEARD**
 - a. Comments from Public
5. **VICIOUS DOG HEARING - CONTINUED**
6. **ADJOURN**

Members of the public are encouraged to speak during the Public to Be Heard agenda item, during a Public Hearing, or, when recognized by the President, during consideration of a specific agenda item. The public will not be permitted to participate when a motion is being discussed except when specifically requested by the President. Regarding zoom participants, if individuals interrupt, they will be muted; and if they interrupt a second time they will be removed. This agenda is available in alternative formats upon request. Meetings of the City Council, like all programs and activities of the City of Essex Junction, are accessible to people with disabilities. For information on accessibility or this agenda, call the City Manager's office at 802-878-6944 TTY: 7-1-1 or (800) 253-0191.

MEMORANDUM



TO: City of Essex Junction Trustees,
Regina Mahoney, City Manager
Ron Hoague, Chief of Police

FROM: Lt. Rob Kissinger, Essex Police Department 

DATE: January 16, 2024

RE: Vicious Dog Hearing – Jessica Ploof and Dozer

Issue

Notifying the City Trustees of a Vicious Dog Hearing on January 17, 2024 at 6:30PM

Discussion

The City has received a request for a vicious dog hearing from Amanda Sayles in regards to an animal incident on January 9, 2024 where Amanda and her dog suffered injuries from being attacked by a dog owned by Jessica Ploof named "Dozer".

The Police Department has conducted an investigation along with the Animal Control Officer and is requesting the Council take testimony and consider evidence related to the incident with the goal of determining if the dog "Dozer" meets the definition of a vicious dog as defined in Chapter 5 of City Ordinance:

"a dog, which causes or has previously caused bodily injury which has necessitated medical attention by attacking, biting or endangering the safety of a person or other domestic animal on any public or private property, unless the person is trespassing on the property of another animal, was protecting or defending itself, its offspring, another domestic pet or animal or a person from attack or assault or the person attacked or threatened by the dog was engaged in teasing, tormenting, battering, assaulting, injuring or otherwise provoking the dog."

If so determined, "make such order for the protection of persons as the facts and circumstances of the case may require, including, without limitation, that the vicious dog may be disposed of in a humane way, muzzled, chained, or confined."

Cost:

None

Recommendation:

None



1/18/2024

Dear Jamie Blake,

This letter is to notify you that the dog bite hearing that was held by the City Council on January 17, 2024 has been continued to Friday, January 19, 2024 at 5pm. The hearing will take place in the Conference Room at 2 Lincoln St, Essex Junction; and on zoom. The Council continued the hearing because you were not in attendance on January 17, 2024. Please be advised that the Council also decided that Dozer will stay impounded until final disposition of the hearing in accordance with Section 514.A of Chapter 5 of the City Municipal Code – Regulation of Dogs.

The agenda for the continued hearing on Friday, January 19, 2024 at 5pm is attached.

Thank you,

A handwritten signature in blue ink that reads "Regina Mahony". The signature is written in a cursive, flowing style.

Regina Mahony
City Manager

Chief of Police
Ron Hoague
(802) 878-1335

Department Fax
(802) 878-1340



Dispatch
(802) 878-8331

Detective Division
(802) 879-4923

Records Division
(802) 878-1337

ESSEX POLICE DEPARTMENT

145 Maple Street
Essex Junction, Vermont
05452-3792
www.epdvt.org

Jessica Ploof
48 Old Colchester Road
Essex Junction City

January 16, 2024

Dear Jessica,

This letter is to inform you the Essex Junction City Council intends to hold a “Vicious Dog Hearing” hearing about the incident that occurred on January 9, 2024, where your dog Dozer, a male grey pit bull left your property (48 Old Colchester Road) and bit a dog named Daisy and her owner, Amanda. You may offer testimony at the hearing.

The hearing will be held on January 17, 2024, at 6:30pm at the Essex Junction City Offices – Council Chambers, located at 2 Lincoln Street, Essex Junction City, Vermont.

Sincerely,

Lt Robert Kissinger
Executive Officer

**ESSEX POLICE DEPARTMENT
Animal Complaint Form**

Case Number: 24ES000254		Officer: Remillard
PERSONAL INFORMATION		
Complaint Name: Amanda Sayles		DOB: [REDACTED]
Address: [REDACTED]		
City: Essex	State: VT	Zip: 05452
Home Phone: [REDACTED]	Cell Phone:	Email:
Victim Name: Same as Above		DOB:
Address:		
City:	State:	Zip:
Home Phone:	Cell Phone:	Email:
If Victim is minor Parents Name:		
Home Phone:	Cell Phone:	Email:
Type and Location of injury: <input type="checkbox"/> Scratch <input checked="" type="checkbox"/> Bite <input type="checkbox"/> Other (describe) Left pointer finger		
Type of Animal involved: <input checked="" type="checkbox"/> Dog <input type="checkbox"/> Cat <input type="checkbox"/> Other		
Description of Animal: grey pit bull		
Location of incident: 52 Old Colchester Rd, Essex Jct. VT		
INVESTIGATIVE INFORMATION		
Date and Time of Incident: 01/09/24		Date and Time Reported: 01/09/24 1221
Statement forms provided: <input type="checkbox"/> Victim <input type="checkbox"/> Witnesses		Photographs of injury: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Medical Attention Sought: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Medical Release form signed: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Medical Facility:		Attending Physician:
TOE Response Procedure provided: Date / Time: 01/09/24 1221 By Whom: Remillard Victim signature:		
Victim provided Animal Bite law: Date / Time: 01/09/24 1221 By Whom: Remillard Victim signature:		
Quarantine Verified: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Date Checked:	By Whom:
ANIMAL INFORMATION		
Animal's Name: Dozer	Animal Registered: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Where:
License #:	Veterinarian:	Tel#:
Rabies Vaccinated: <input type="checkbox"/> Yes <input type="checkbox"/> No	Rabies Tag #:	Date of Shot:
Owner's Name: Jessica Ploof		DOB: [REDACTED]
Address: [REDACTED]		Email: N/A
City: Essex Jct	State: VT	Tel#: [REDACTED]
Emailed to dogbites@essex.org <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Date Sent: 01/10/24	By Whom: Cpl. Remillard



CITY OF ESSEX JUNCTION VERMONT

2 LINCOLN STREET, ESSEX JUNCTION, VERMONT 05452

Fax: 878-6946 **E-mail:** admin@essexjunction.org **Website:** www.essexjunction.org

City of Essex Junction Response Procedure for Dog Bite Incidents

- The police department will conduct an investigation into any incident reported to the police department where an individual has been bitten or attacked by a domestic pet or wolf-hybrid.
- The investigation will attempt to determine the date, time and location of the incident, the name of the victim, the name and address of the owner of the domestic pet, the nature and extent of injuries.
- The police department will file a written report with the City Health Officer and notify the Animal Control Warden (ACW).
- The ACW (or a police officer) will explain to the victim the procedures established by Vermont law. A copy of Title 20 V.S.A. Section 3546 will be provided to the victim.
- Should the victim elect to submit a qualifying written complaint with the Council, a hearing date will be scheduled within 7 days of receipt of the complaint. The victim and the owner(s) of the domestic pet or wolf-hybrid will be provided with the date, time and location of the hearing.
- Following an investigation and hearing, the Council may issue an order for the protection of the public in accordance with Title 20 V.S.A. Section 3546. The victim and owner(s) will be provided with information regarding the outcome of the hearing and the decision of the Council.

The Vermont Statutes Online

[Title 20 : Internal Security And Public Safety](#)

[Chapter 193 : Domestic Pet Or Wolf-hybrid Control](#)

Subchapter 001 : General Provisions

• **§ 3546. Investigation of vicious domestic pets or wolf-hybrids; order**

(a) When a domestic pet or wolf-hybrid has bitten a person while the domestic pet or wolf-hybrid is off the premises of the owner or keeper, and the person bitten requires medical attention for the attack, such person may file a written complaint with the legislative body of the municipality. The complaint shall contain the time, date and place where the attack occurred, the name and address of the victim or victims, and any other facts that may assist the legislative body in conducting its investigation required by subsection (b) of this section.

(b) The legislative body, within seven days from receipt of the complaint, shall investigate the charges and hold a hearing on the matter. If the owner of the domestic pet or wolf-hybrid which is the subject of the complaint can be ascertained with due diligence, said owner shall be provided with a written notice of the time, date and place of hearing and the facts of the complaint.

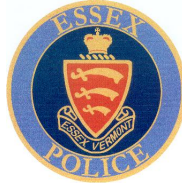
(c) If the domestic pet or wolf-hybrid is found to have bitten the victim without provocation, the municipal officials shall make such order for the protection of persons as the facts and circumstances of the case may require, including, without limitation, that the domestic pet or wolf-hybrid is disposed of in a humane way, muzzled, chained, or confined. The order shall be sent by certified mail, return receipt requested. A person who, after receiving notice, fails to comply with the terms of the order shall be subject to the penalties provided in section 3550 of this chapter.

(d) The procedures provided in this section shall apply if the domestic pet or wolf-hybrid is not a rabies suspect. If a member of the legislative body or a municipal official designated by the legislative body determines that the animal is a rabies suspect, the provisions of subchapter 5 of this chapter and the rules of the department of health shall apply.

(e) The procedures provided in this section shall not apply if the voters of a municipality, at a special or annual meeting duly warned for the purpose, have authorized the legislative body of the municipality to regulate domestic pets or wolf-hybrids by ordinances that are inconsistent with this section, in which case those ordinances shall apply. (Amended 1977, No. 215 (Adj. Sess.), § 2, eff. April 12, 1978; 1993, No. 213 (Adj. Sess.), § 4, eff. June 15, 1994; 2007, No. 121 (Adj. Sess.), § 15.)

Chief of Police
Ron Hoague
(802) 878-1335

Department Fax
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ESSEX POLICE DEPARTMENT

145 Maple Street
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ANIMAL QUARANTINE INFORMATION

- Confine the animal in a house, garage, kennel or other escape proof enclosure or building for ten (10) days.
- Observe the animal daily for signs of illness or behavioral changes. Contact the Police Department and your veterinarian immediately if any signs of illness or behavioral changes are noted.
- The animal **MUST** be on a leash and **UNDER THE CONTROL** of an **ADULT** if it is away from the confinement area.
- If the animal escapes, notify the Police Department immediately.
- Do not permit contact with any other humans or animals during the confinement period.
- **DO NOT** remove the animal from the premises during the confinement period except for emergencies or veterinary appointments. If the animal must be removed from the premises for an emergency, the Police Department must be notified.
- **DO NOT** sell, give away, kill or otherwise dispose of the animal during the confinement period without the written permission of the local Health Officer and the Vermont Department of Health.
- The health officer, ACO or authorized representative **MUST** check the animal at the end of the ten (10) day period before the quarantine is lifted.
- Confinement dates shall be from _____ to _____

I _____, have read and had the above guidelines explained to me and agree to follow them. I further understand that any violation of the guidelines will result in my animal being confined at an approved kennel or veterinary hospital, at my expense, for the remainder of the confinement period.

(Owner or responsible party)

(Witness)

Date _____

RULES OF PROCEDURE FOR VICIOUS AND POTENTIALLY VICIOUS DOG HEARINGS

APPLICATION. The following rules shall apply when the City of Essex Junction Council conducts a hearing pursuant to Chapter 5 of the City of Essex Junction Municipal Code and/or Title 20 Vermont Statutes Annotated Chapter 193. A copy of these rules shall be provided to the complainant/victim, the dog/domestic pet owner/keeper, anyone offering evidence in the proceeding, and any member of the public upon request.

PROCEDURE. The City of Essex Junction Council shall hold vicious and potentially vicious dog hearings at a special meeting separate from a regular business meeting if time allows.

The City of Essex Junction Council Chair or, in the Chair's absence, the Vice-Chair will preside over all hearings held pursuant to Chapter 5. If both the Chair and the Vice-Chair are absent, a member will be selected to Chair the hearing by a quorum of the Council prior to the start of the hearing. The Chair may make motions and vote on all questions before the Council. The Chair rules on all questions of order and procedure.

The Chair and/or the Council by majority vote, may exclude any irrelevant, unreliable, or unnecessarily repetitive evidence. Relevant evidence is any verbal testimony or document that tends to demonstrate the innocence or guilt of the dog and/or owner/keeper subject of the complaint. Reliable evidence is any relevant evidence commonly relied upon by reasonably prudent people in the conduct of their affairs.

The complainant/victim, the dog owner/keeper, and all people offering written evidence shall submit three copies of any documentary evidence to the Council. The Chair will mark all documents submitted with appropriate identifying information.

The Council will conduct any hearing pursuant to Chapter 5 of the City of Essex Junction Municipal Code in the following sequence:

1. Open the hearing by reading the warning/notice of the hearing.
2. Read the complaint received and remind all present that the hearing is (1) being commenced and conducted pursuant to Chapter 5 of the City of Essex Junction Municipal Code, (2) will be conducted in an orderly manner pursuant to these rules of procedure, and (3) that all statements must be directed to the Chair.
3. Direct the complainant/victim, the dog owner/keeper (if available), and all others providing evidence thereafter to step forward and take the following oath:
"Under the pains and penalties of perjury, do you solemnly swear that the evidence you give in the cause under consideration shall be the whole truth and nothing but the truth?"
4. Ask the complainant/victim if they have received a copy of these rules of procedure and whether they have any questions about how the hearing will proceed.
5. Request disclosure of any potential conflicts of interest and/or ex parte communications.
6. Accept written information from the complainant/victim presented to the Council.
7. Invite the complainant/victim to present oral testimony to the Council.

8. Invite the Council members to ask questions of the complainant/victim.
9. Invite the dog owner/keeper to respond to evidence presented; followed by any written information/oral testimony they would like to present.
10. Invite Council members to ask questions of the dog owner/keeper.
11. Invite anyone else to submit any relevant evidence/testimony regarding the complaint.
12. Invite more questions or comments from members of the Council.
13. Allow final comments or questions from the complainant, dog owner/keeper, or members of the Council.
14. Upon motion and majority approval, the Chair shall either: adjourn (recess and continue) the hearing to a time and date certain (e.g. to obtain additional evidence); or close the proceedings by stating that the evidence is closed and the Council will enter into deliberative session and issue its written decision to the dog owner/keeper and complainant/victim.

DELIBERATIONS The Council will then conduct deliberations in private. Following deliberations, the decision of the Council will set forth in writing its findings of facts and conclusion of law, and orders, which will be sent to the complainant/victim and dog owner/keeper within 30 days.

These rules may be amended by a majority vote of the members of the Council.

Adopted by the City of Essex Junction Council at its meeting held _____.

Signed,

Andrew Brown

Raj Chawla

Amber Thibeault

Dan Kerin

George Tyler

Chief of Police
Ron Hoague
(802) 878-1335

Department Fax
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- The animal **MUST** be on a leash and **UNDER THE CONTROL** of an **ADULT** if it is away from the confinement area.
- If the animal escapes, notify the Police Department immediately.
- Do not permit contact with any other humans or animals during the confinement period.
- **DO NOT** remove the animal from the premises during the confinement period except for emergencies or veterinary appointments. If the animal must be removed from the premises for an emergency, the Police Department must be notified.
- **DO NOT** sell, give away, kill or otherwise dispose of the animal during the confinement period without the written permission of the local Health Officer and the Vermont Department of Health.
- The health officer, ACO or authorized representative **MUST** check the animal at the end of the ten (10) day period before the quarantine is lifted.
- Confinement dates shall be from 1/9/24 to 1/19/24

I JESSICA PLOOF, have read and had the above guidelines explained to me and agree to follow them. I further understand that any violation of the guidelines will result in my animal being confined at an approved kennel or veterinary hospital, at my expense, for the remainder of the confinement period.

Jessica Ploof
(Owner or responsible party)

[Signature]
(Witness)

Date 1/9/24

**CITY OF ESSEX JUNCTION
MUNICIPAL CODE
CHAPTER 5
REGULATION OF DOGS**

This ordinance is enacted pursuant to 24 V.S.A. §§ 1971; 2291(10), and 20 V.S.A. § 3549. It shall constitute a civil ordinance within the meaning of 24 V.S.A., Chapter 59.

502 - PURPOSE

The purpose of this ordinance is to regulate the licensing, keeping, leashing, muzzling, restraint, impoundment and destruction of dogs and wolf-hybrids and their running at large in order to protect the public health and safety of the City and preserve the quiet enjoyment of its residents' homes and properties.

503 - DEFINITIONS

Used in this chapter, unless the context indicates otherwise:

- A. **Dog**: shall mean an animal of the canine species (*Canis familiaris*), and for the purposes of this ordinance shall include any wolf-hybrid as defined in 20 V.S.A. § 3541(8).
- B. **At large**: means off the premises of the owner except for those areas as defined in subsection B of 510, and not under the control of the owner, a member of their immediate family, or an agent of the owner, by leash, cord or chain so that at all times the dog may be prevented from causing any damage, disturbance, nuisance or annoyance.
- C. **Municipal official**: shall mean Animal Control Officer of the Essex Police Department or any police officer; deputy sheriff; or any person designated by the City of Essex Junction for the control of dogs.
- D. **Owner**: means any person who has actual or constructive possession of a dog. The term also includes those persons who provide food and shelter to a dog.
- E. **Premises**: means the home and/or real property of the dog owner.
- F. **Potentially Vicious Dog**: shall mean a dog running at large that inflicts minor injuries on a person not necessitating medical attention; chases in a menacing manner, threatens to attack or attacks another domestic pet or domestic animal; causes damage to personal property; chases a person; or causes any person to reasonably fear attack or bodily injury from such dog. A dog shall not be deemed a "potentially vicious dog" if the dog was protecting or defending itself, its offspring, another domestic pet or animal or a person from attack or assault or the person attacked or threatened by the dog was engaged in teasing, tormenting, battering, assaulting, injuring or otherwise provoking the dog.

- G. **Vicious Dog:** shall mean a dog, which causes or has previously caused bodily injury which has necessitated medical attention by attacking, biting or endangering the safety of a person or other domestic animal on any public or private property, unless the person is trespassing on the property of another animal, was protecting or defending itself, its offspring, another domestic pet or animal or a person from attack or assault or the person attacked or threatened by the dog was engaged in teasing, tormenting, battering, assaulting, injuring or otherwise provoking the dog.

504 - LICENSE REQUIREMENTS

- A. Dogs must be registered and licensed annually with the City Clerk's Office, pursuant to 20 V.S.A. § 3581.
- B. All dog owners shall obtain and be required to demonstrate proof of current rabies vaccinations, a certificate or a certified copy thereof signed by a duly licensed veterinarian as a requirement of the annual license application.
- C. All dogs must wear a collar or harness with current license attached. Any dogs visiting from another town, city or state must wear a collar or harness with current license of said jurisdiction. A dog that is found to be without a collar or harness and license shall be in violation of this ordinance.

505 - FALSIFYING DOCUMENTS

- A. No owner shall knowingly present false documentation to the City Clerk's Office with the purpose of misleading either the breed of the dog or proof of rabies vaccination certificates.

506 - INVESTIGATION OF VICIOUS DOGS

- A. When a dog has either bitten or inflicted bodily injury to a person while the dog is off the premises of the owner or keeper, and the person bitten requires medical attention for the attack, such person may file a written complaint with the Legislative Body for the City of Essex Junction. The complaint shall contain the time, date and place where the attack occurred, the name and address of the victim or victims, and any other facts that may assist the legislative body in conducting its investigation required by subsection (B) of this section.
- B. The legislative body, within seven (7) days from receipt of the complaint, may request the police department to investigate the charges and hold a hearing on the matter. If the owner of the dog that is the subject of the complaint can be ascertained with due diligence, said owner shall be provided with a written notice of the time, date and place of hearing and the facts of the complaint.
- C. If the dog is found to have bitten or inflicted bodily injury on the victim without provocation, the legislative body for the City of Essex Junction shall make such order for

the protection of persons as the facts and circumstances of the case may require, including, without limitation, that the vicious dog may be disposed of in a humane way, muzzled, chained, or confined. The order shall be sent by certified mail, return receipt requested. A person who, after receiving notice, fails to comply with the terms of the order shall be subject to the penalties provided in 20 V.S.A. § 3550.

- D. The procedures provided in this section shall apply if the dog is not a rabies suspect. If a member of the legislative body or a municipal official designated by the legislative body determines that the animal is a rabies suspect, the provisions of 20 V.S.A. Chapter 193, Subchapter 5, and the rules of the department of health shall apply, and the terms and conditions set forth in the legislative body's order shall be enforced.

*Cross reference. General Provisions,
See 20 V.S.A. § 3546; Penalties,
See 20 V.S.A. § 2550; Control of Rabies,
See 20 V.S.A. § 3801-3813.*

507 - POTENTIALLY VICIOUS DOGS

- A. A person claiming a dog is a “potentially vicious dog” may file a written complaint with the legislative body. The complaint shall contain the time, date and place where the alleged behavior occurred, an identification of the domestic pet or animal threatened or attacked; the name and address of any victim or victims, and any other facts that may assist the legislative body in conducting its hearing.
- B. A municipal official upon discovery of a potentially vicious dog may also file a written complaint with the legislative body.
- C. Upon receipt of a “potentially vicious dog” complaint the legislative body may proceed as in the case of a “vicious dog” complaint, as described in Section 506, with the exception that if the legislative body determines that the behavior classifies the dog as “potentially vicious” the legislative body may order any protective measures be taken absent the dog being humanely destroyed.

508 - DOG BITES

- A. No person shall permit or cause any dog to cause bodily injury to a person or other domestic animal.

509 - DISTURBANCE BY SOUND

- A. No person shall keep or harbor a dog that disturbs the quiet, comfort and repose of others by frequent or long continued barking, whining, calling, or howling that disturbs the comfort or repose of persons in the vicinity for a continuous period of 15 minutes or more. “This regulation shall not apply to dogs in a kennel or boarding facility which has

received a zoning permit under the City of Essex Junction- Land Development Code. The zoning permit will govern the use of the kennel or boarding facility.”

510 - RUNNING AT LARGE

- A. No owner shall permit or cause any dog to go at large off the premises on any public or private property within the City of Essex Junction. Dogs shall be restrained by leash, cord or chain. All dogs using a city sidewalk, recreational or bicycle path, and parking areas must be leashed on a leash that is no longer than six (6) feet. This Ordinance shall not apply to the barking or running at large of a working farm dog when it is on the property being farmed by the person who registered the working farm dog, pursuant to subsection 3581(a) of 20 V.S.A., in the following circumstances:
 - a. if the working farm dog is barking in order to herd or protect livestock or poultry or to protect crops; or
 - b. if the working farm dog is running at large in order to herd or protect livestock or poultry or to protect crops.
- B. Exemptions - Dogs shall be under control of the owner, but may be unrestrained by leash, cord or chain:
 - a. In the dog park located at 111 West Street, according to the regulations for use of the park.

511 - DOG WASTE

- A. A dog that defecates in any public area or on the private premises of another person and whose owner does not immediately remove the fecal material and dispose of it in a sanitary manner is in violation of this ordinance.

512 - IMPOUNDING—CONTRACTING FOR SERVICES

- A. The legislative body may enter into a contract or contracts with persons or firms for impoundment services and enforcement of this chapter.

513 - IMPOUNDING—AUTHORIZED WHEN—NOTICE TO OWNER

- A. Any dog may be immediately impounded if the dog:
 - a. Has been determined by a municipal official to be a “potentially vicious dog” which presents an imminent danger to people or other animals.
 - b. Has reportedly bitten a person off or on the premises of the owner.
 - c. Is in violation of state licensing law.
 - d. Has an unknown rabies vaccination history or is suspected of having been exposed to rabies.
 - e. Is running at large.
 - f. Is found without a collar or a harness.

- B. A municipal official who impounds a dog shall, within twenty-four hours, give notice to the owner thereof either personally, by telephone, email or by regular mail postage to the owner's last known address. Such notice shall inform the owner of the violations, the dog's location, and the necessary steps to have it returned to the owner.

514 - IMPOUNDMENT—RELEASE CONDITIONS

- A. Impounded dogs shall be released to the owner only after payment of all penalties and impoundment fees (including, but not limited to, boarding, food, and veterinary expenses), the final disposition of a potentially vicious dog or vicious dog hearing if applicable, and after all necessary remedial action, as determined by the enforcement officer and or legislative body in consideration of the violation committed, is taken by the owner. Remedial action shall include, but is not limited to, such actions as providing a collar and current license; verification of certification of current vaccination against rabies; payment of all applicable fines or waiver fees; and proof of satisfactory successful completion of a program designed to improve the owner's understanding and execution of dog ownership responsibilities.
- B. If the owner of a dog impounded under the provisions of this ordinance refuses to take the remedial action necessary to secure the dog's release within ten (10) calendar days following notice of impoundment or gives notice either personally, by telephone call, or in writing to the municipality of forfeiture of ownership before that time, the dog may be placed in an adoptive home, transferred to a humane society or rescue organization; or, if the City is unable to transfer the dog, it may be humanely destroyed. The owner of a dog transferred or humanely destroyed shall remain liable for all expenses incurred by the City for treatment, boarding and care of the dog for the duration of its impoundment, and any expenses associated with its transfer or humane disposal.
- C. The procedures provided in this section shall only apply if the dog is not a rabies suspect. If an official designated by the legislative body to enforce the provisions of this ordinance determines that the dog is a rabies suspect, the municipal official shall immediately notify the City Health Officer who shall proceed in accordance with the Vermont Department of Health's rules.

515 - UNCLAIMED DOGS—OWNER RESPONSIBLE FOR COSTS

- A. Any owner, if known, who elects not to redeem their dog and does not pay the boarding fees and impoundment fees within thirty (30) days of initial impoundment, may be assessed all of such fees and charges in a civil action brought under this chapter.

516 - INTERFERENCE WITH IMPOUNDMENT PROHIBITED

- A. Any person who interferes with the impounding of a dog under provision of this chapter, or releases or who attempts to release an impounded dog contrary to this chapter, shall be

punished by fees not to exceed eight hundred dollars (\$800.00) in an action brought under this chapter.

517 - CONFINEMENT OF ANIMALS

- A. An owner shall not leave an animal unattended in a standing or parked motor vehicle in a manner that would endanger the health or safety of the animal.
- B. Any municipal official may use reasonable force to remove any such animal from a motor vehicle. The municipal official removing an animal shall deliver the animal to a humane society, veterinarian or municipal pound. If the owner of the animal cannot be found, the municipal official shall place a written notice in the vehicle, bearing the name of the officer and the department and address where the animal may be claimed. The owner shall be liable for reasonable expenses, and a lien may be placed on the animal for these expenses. The officer may not be held liable for criminal or civil liability for any damage resulting from actions taken under this section.

*Cross reference. Humane and Proper Treatment of Animals,
See 13 V.S.A. § 386.*

518 - ENFORCEMENT

- A. This is a civil ordinance and shall be enforced in accordance with 24 V.S.A. § 1974a et seq.

519 - VIOLATIONS – PENALTIES

- A. Any person in violation of any provisions of this chapter shall be fined a civil penalty of up to \$800 dollars per violation and may be subject to enforcement pursuant to Chapter 9 Section 905 and 24 V.S.A. §1974a(d).

520 - SEVERABILITY

- A. If any portion of this ordinance and any amendments made hereto are held unconstitutional or invalid by a court of competent jurisdiction, the remainder of this ordinance and amendments made hereto shall not be affected and shall remain in full force and effect. If any statute referred to in this ordinance shall be amended this ordinance shall be deemed to refer to such statute as amended.

521 - APPEAL RIGHTS

- A. A respondent aggrieved by a decision made following a hearing before the legislative body or hearing officer may appeal within 30 days of receipt of the decision to the Civil Division of the Superior Court, which shall consider the matter de novo.

Approved by City Council on 3/8/2023

Hello,

I am Amanda Sayles and the dog owner of Daisy. I was out walking my dog on January 9, 2024, at 1 pm, along Old Colchester Road in Essex Junction, Vermont, as I work at the Army Corps of Engineers Vermont Project Office at 11 Lincoln Street in Essex Junction, Vermont. A grey pit bull attacked and bit my dog and me as I was about to cross Old Colchester Road (next to Fairview Cemetery). My first thought was the pit bull was lost and needed to find its owner. I did not approach the pit bull. I stopped and did not move. My dog was sitting (on leash) as I commanded her to. Then when the pit bull (named Dozer) was about 10 feet from me, it lunged at myself and Daisy. The pit bull grasped onto Daisy's leg and clamped down and would not release. I tried to intervene to save my dog's life and that is not an embellishment, to say the least. This is when I got bit by Dozer in the hand. I screamed for help, and thankfully, three good Samaritans came to my rescue. It took three full-size adults to kneel on the pit bull to release its mouth. During this time, I called 911, using the person's phone that was holding down the pit bull. Another good Samaritan stopped her car and let me keep Daisy in her car until the Ambulance and Police showed up.

The Police and Ambulance showed up about 5 minutes after the 911 call was made. It took about another 5 minutes for the owner, Ms. Jessica Ploof, to show up at the scene. Ms. Ploof's house is 4 houses away from the scene (48 Old Colchester Road), showing that she did not have her dog under control. Ms. Ploof stated that her dog would never bite another human and asked for Dozer to be released. I told Ms. Ploof, Dozer bit me and my dog. She did not seem remorseful and was calling for Dozer when he was being restrained. The Police Officer, Kristopher Remillard, stated that a leash was required to remove Dozer from the scene. For a Police Officer to have to state to Ms. Ploof a leash was required was scary, to say the least, as her dog just bit me and my dog. The chance for Dozer to bite another human and in the area was extremely high and she wanted to let him loose.

I am extremely concerned that this incident will happen again and next time it could be a small child. This is speculation but the chances are high as this is a family neighborhood with soccer fields in the surrounding area. To my understanding, Dozer was just purchased from one of Ms. Ploof's friends, so I am unaware of how long they have had this dog in the neighborhood, but I am very nervous when spring comes, and kids are using the soccer fields.

I am dealing with personal suffering. My dog has a \$1,400 vet bill and she still has more office visits to go to. She did not sleep at all last night (Jan 9th) as she was in pain and constantly cried. I went to an urgent care to seek medical assistance for my finger as the skin was broken, which is another expense that I have not received the bill for. I am still unaware if Dozer has had its rabies shots. My dog is up to date on its vaccines, so this is not a concern for her health. However, if Dozer does have rabies, I am at great risk and need to know immediately to seek proper medical attention.

It is my understanding, that the Animal Control officer is part-time in Essex and will try to follow up but I am unaware of the timeline of the follow-up. If Dozer does have rabies, I should be getting more medical attention as soon as possible. I please ask to be notified of the status of Dozer's vaccines and if he has any symptoms of Rabies, as Officer Remillard has tried making numerous attempts to find out for me.

I ask that you please assess if Dozer is placed in the proper home. I am a dog lover and do not want to see any harm come to Dozer but with this behavior, he needs proper training. I am extremely concerned about others' well-being in the neighborhood, as I do not feel safe in that neighborhood anymore.

Sincerely,

Amanda. L. T. Sayles



Attachments:

1. Animal Bite Packet - Town of Essex
2. Photos of Daisy's bite marks
3. Photos of Amanda Sayles bite marks
4. Vet Bill for Daisy
5. Amanda Sayles's Doctor Visit





Daisy

Bandage with paw print pattern



Daisy

Let it Snow

INVOICE

Eastwood Animal Clinic

298 US Route 4 East
Rutland, VT 05701
802-773-7711

FOR: Amanda Sayles
[REDACTED]
Essex Jct., VT 05452
[REDACTED]

Printed: 01-10-24 at 9:15a
Date: 01-10-24
Account: 23279
Invoice: 749418

Date	For	Qty	Description	Price	Discount	Price
ANESTHESIA SERVICES						
01-09-24		1	Telazol			53.00
01-09-24		1	Isoflurane Anesthesia			26.00
01-09-24		1	Preanesthetic Injection(s)			25.00
BOARDING SERVICES						
01-09-24		1	Canine Boarding per night			18.00
EXAMINATION SERVICES						
01-09-24		1	Emergency Fee-Day			55.00
01-09-24		1	inject - Cerenia 10 mg/ml			17.00
01-09-24		1	Brief Exam			15.00
01-09-24		1	Rabies Vac., Canine 1yr			18.00
01-09-24		1	Hospital Care			15.00
01-09-24		1	Office Visit			30.00
HOSPITALIZATION SERVICES						
01-09-24		1	Fluid Pump			10.00
INVENTORY-INHOUSE/EXPENDABLES						
01-09-24		7	Buprenorphine 0.6 mg/ml			101.08
LABORATORY SERVICES						
01-09-24		1	SDMA			45.00
01-09-24		1	Thyroid Panel / Catalyst T4 Test			46.00
01-09-24		1	CBC / IDEXX ProCyte			45.00
01-09-24		1	4DX plus Snap Test			45.00
01-09-24		1	Chem 4 Electrolyte Profile			42.00
01-09-24		1	Canine Pancreatic Lipase Snap Te			45.00
01-09-24		1	Chem 17 Diagnostic Health Profile			70.00
01-09-24		1	Catalyst Bile Acids Test			45.00
MEDICATIONS (DISPENSED/OTC)						
01-09-24		14	Tramadol Hydrochloride (50mg) #6			8.60
01-09-24		30	Clavamox Chew 375 mg tab #6224			107.40
01-09-24		1	Ampicillin Sulbactam 1.5 gm/vial			23.00

01-09-24	2	Previcox 227 mg #622451	13.74
01-09-24	1	Cefazolin 1000 mgs IV	28.00

PET ACCESSORIES

01-09-24	1	Medipaw Boot (Green) Large	30.00
----------	---	----------------------------	-------

PROF. SERVICES/PROCEDURES

01-09-24	1	inject - Pantoprazole 4 mg/ml	19.00
01-09-24	1	Catheterization - intravenous	27.00
01-09-24	1	Laceration Repair	250.00
01-09-24	1	Bandaging - routine	20.00
01-09-24	1	Fluid Therapy - IV	27.00
01-09-24	1	Injection - Penicillin IMIU.1ml	17.00
01-09-24	1	Inject - Meloxicam 5mg/ml	17.00

SURGICAL SERVICES

01-09-24	2	Surgical Supply Fee/unit	26.00
01-09-24	2	Surgical Pack Fee	20.00
01-09-24	1	Anesthesia Monitoring	10.00

Total of services for DAISY			=====
			1409.82

Total charges, this invoice...	1409.82
Your old balance...	<u>0.00</u>
Your new balance...	1409.82

Reminders for: Daisy (Weight: 68.0 lbs - 4y)		Last done
01-08-25	Heartworm Lyme Ehrlichia test	01-09-24
01-08-25	Rabies Vac., Canine 3yr	
04-29-24	Lyme Annual Vaccine	04-30-23
04-29-24	With DHLPP Annual Vaccine	04-30-23
04-29-24	Fecal Examination	04-30-23
04-29-24	Bordetella Vaccine	04-30-23
11-19-23	Canine Influenza Combo Vaccine	11-19-22

Next appointment for Daisy		Qty
01-13-24	At: 10:30a With: Bruce LeGallais, DVM	





Express Care Castleton
275 Route 30 N.
Bomoseen, VT 05732-9647

Phone: 802-468-5641

Clinical Visit Summary of Today's Visit

01/09/24 Visit with PHILIP WAGENBACH, PA

Amanda L. Sayles

DOB: [REDACTED] Sex: F Race: White

Ethnicity: Not Hispanic / Latino Preferred Language: English

Reason For Visit

Patient presents. (Complaint)

Vitals

Today's Diagnosis

Other injury of unspecified body region, initial encounter (T14.8xxA)

Bitten by dog, initial encounter (W54.0xxA)

Problem List

Allergies

Medications

New

Amoxicillin/Clavulanate Potassium : 500-125 mg, 1 tab by mouth three times a day for 5 days (W54.0xxA)

Continue

Procedures

Office/Outpatient Established Low MDM 20-29 Min

Tobacco Use Status

Future Appointments

Loc: 3

FW: Recent dog bite

Ron Hoague <rhoague@essex.org>

Tue 1/16/2024 10:33 AM

To: Robert Kissinger <rkissinger@ESSEX.ORG>



Ron Hoague | Chief of Police

ESSEX POLICE DEPARTMENT

145 Maple Street | Essex Jct., VT 05452

Ph. 802-857-0093

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From: Regina Mahony <RMahony@essexjunction.org>

Sent: Friday, January 12, 2024 3:40 PM

To: Ron Hoague <rhoague@essex.org>

Cc: City of Essex Jct - Health Officer <healthofficer@essexjunction.org>; Joanne Pfaff <jpfaff@essexjunction.org>; Ashley Snellenberger <ASnellenberger@essexjunction.org>; EPD ACO <epd.aco@essex.org>

Subject: FW: Recent dog bite

CAUTION: This email originated from **OUTSIDE** our organization. **STOP & CONSIDER** before responding, clicking on links, or opening attachments.

See below. This includes the official request for the hearing.

From: Health Officer <healthofficer@Essexjunction.org>

Sent: Friday, January 12, 2024 6:47 AM

To: Regina Mahony <RMahony@essexjunction.org>

Subject: FW: Recent dog bite

Hey Regina,

Here is the Update from Ms. Sayles. I'm going to try and reach out to Ms. Ploof today and see if she can get me her dogs vaccination report and then respond back to Ms. Sayles. Ill forward you another email exchange between the ACO and the officer that responded to the incident, so you have a full picture of what is going on and how messy this seems to all be.

Fingers crossed this can all get sorted out!

-Matt

From: Sayles, Amanda L CIV USARMY CENAE (USA) [REDACTED]

Sent: Thursday, January 11, 2024 4:35 PM

To: Health Officer <healthofficer@Essexjunction.org>

Subject: RE: Recent dog bite

Hi Matthew,

I just got off the phone with ACO and it seems like there is nothing she can do. She left a voicemail but there is no follow up. I think to get anything to move forward I will be filing for the vicious dog hearing request because no one can make contact with the owner. I think the hearing would at least make the owner aware that this was an unacceptable event that happened and she needs to keep her dog leashed and vaccinated.

Please take my complaint letter as a request to file a vicious dog hearing, as it is my understanding this is the only way forward to have the dog properly restrained.

Thank you,
Amanda Sayles

From: Sayles, Amanda L CIV USARMY CENAE (USA)

Sent: Thursday, January 11, 2024 1:44 PM

To: Health Officer <healthofficer@Essexjunction.org>

Subject: RE: Recent dog bite

Hi Matthew,

The ACO has not reached out to me. The Police officer stated he sent the report to the ACO but they are part time so I am not sure if they are aware of the situation yet. I do appreciate you looking at this and specially in regards to the vaccines/ status of Dozer for my health.

I am glad you clarified what I was submitting. In part c of 506 it talks about putting the dog down in a humane way. I was NOT asking for this. I do not want to see any harm come to this dog (or any dog), but my intent of my letter was to seek help on how to make sure this does not happen again. I really do not want anyone or another animal to get hurt. So if I do not submit the vicious dog hearing request, is there anything the town can do legally do to say Ms. Ploof is deemed an "unfit" person (if in fact the Town agrees with my statements) to take away the dog or have her train it? If the form is not submitted, what can you or someone else at the town really do? If I do submit the form, is there anyway my statement makes a difference saying I do not want the dog put down or is that completely up to the Town?

As for the 19th, I appreciate you being able to meet me in the early morning. Once it gets closer you can let me know what works for you. I wake up at 5am for work so anytime works.

Best Regards,
Amanda Sayles

From: Health Officer <healthofficer@Essexjunction.org>

Sent: Thursday, January 11, 2024 12:59 PM

To: Sayles, Amanda L CIV USARMY CENAE (USA)

Subject: [Non-DoD Source] RE: Recent dog bite

Hi Amanda,

No need to apologize, I'm sure you have a millions questions that come and go when a traumatic experience like this occurs especially when it involves a loved animal like Daisy.

Has the ACO reached out to you yet? I was hoping they would be able to make contact with Ms.Ploof to acquire an update on the current state of Dozers vaccines. I did inquire with the City clerk to see if Dozer had been licensed. We do not have a license on file, Im not to surprised as the city just took over licensing at the start of the new year and by the sounds of it Dozer is rather new to the owner. I will try and follow up with Ms.Ploof to make sure we get an update on Dozers vaccines. I do agree with you and your doctor that the chances are very low of Dozer having rabies however I want to make sure we do our due diligence to get you the right information for your own health and ease of mind.

Also, I do want to ask now since I've read over all your submitted documents and our procedures. Are you looking to have a Vicious dog hearing done on Dozer? I will attach what that procedure entails(under section 506). I just want to clarify if that was your intention with your complaint letter because if it was then the time clock of 7 days of that hearing to be needed would have started when we received your complaint. If that is not your intention that is totally fine and we will still try and make sure Dozer is a good fit with that owner.

As for the visit on the 19th with Daisy I get into work at 7am. We can discuss as the date gets closer to try and nail in a time. I would like to assume I can be there early in the AM if that works with you as to maybe not disrupt your day anymore than we have to?

-Matthew Smith

From: Sayles, Amanda L CIV USARMY CENAE (USA)

Sent: Thursday, January 11, 2024 11:29 AM

To: Health Officer <healthofficer@Essexjunction.org>

Subject: RE: Recent dog bite

[EXTERNAL]

Hello Matthew,

I do not mean to double email you but I wanted to ask you the question about the other dog. It is my understanding that the other dog that bit Daisy and me was not vaccinated. I could be wrong but that is the feeling the cop got as he did not get a straight answer. Are you the person following up at 48 Old Colchester Road on the status of accessing if the dog does or does not have rabies?

I was advised by my health care provider it is highly unlikely in this area a dog that is not a stray would have rabies. He stated that in this area there has been minimal reports in the last few years of even stay animals being reported as having rabies. So I was not given any rabies vaccines. I just wanted to understand if you are the person accessing the dog and can you let me know if anything shows. I want to make sure I am doing the right thing for my health.

Thank you and I appreciate your time,
Amanda Sayles

From: Sayles, Amanda L CIV USARMY CENAE (USA)
Sent: Thursday, January 11, 2024 9:56 AM
To: Health Officer <healthofficer@Essexjunction.org>
Subject: RE: Recent dog bite

Hello Matthew,

Thank you for reaching out and letting me know the protocol. I did not know she needed to be quarantine for 10 days and want to be honest. Daisy has went to her vet's that is in Rutland, VT but she did not come in contact with any dogs there (she was in her own room). The storm was bad Tuesday night so I did stay at my parents place in Castleton, Vermont. They have no dogs and Daisy did not come in contact with another dog since the incident and I will be sure to keep it that way. She will be leashed anytime when she is outside to go to the bathroom. She does have another vet visit this weekend for a follow up in Rutland, Vermont. I will be sure she does not come in contact with another dog/ animal when she is there.

As for Friday the 19th, I will work from home. Let me know a good time for you to stop by. I do coach at Essex's rink 5-7:30 on the 19th but if that is the only time you can stop by just let me know and I will be sure to find a sub for me.

I also want to be completely honest about her being registered. This is my oversight and I will go to the Town of Essex's office today and get her registered. She is of course up to date on all her vaccines and I can have them available for you to view on the 19th when you stop by if you need them. If you need a copy of the vaccines let me know and can have them scanned and sent to you if you need them beforehand.

I appreciate you reaching out and your assistance on the matter.

Best Regards,

Amanda Sayles

From: Health Officer <healthofficer@Essexjunction.org>
Sent: Wednesday, January 10, 2024 6:47 PM
To: Sayles, Amanda L CIV USARMY CENAE (USA) [REDACTED]
Subject: [Non-DoD Source] Recent dog bite

Good evening Amanda,

First, I'm sorry you and Daisy had to go through this traumatic experience and I hope the both of you recover quickly and don't lose too much more sleep.

The Animal control officer should be reaching out to you to investigate further and hopefully will be able to figure out the status on Dozers vaccines. If I do not hear from the ACO I will try and reach Ms. Ploof. I see your address listed is in the town of Essex so I'm assuming Daisy is registered in the town of Essex?

I just want to make sure you are aware of the 10 day quarantine procedure that Daisy will have to partake in. Daisy is to remain in the house for the 10 days only to be let out to use the bathroom and Daisy must be leashed while outside during this period. If you have people/family over during this 10 day period (ending the 19th) Daisy must be in a separate room or in a crate and not be able to make contact with anyone who doesn't currently live in the household.

I know you say Daisy is up to date on vaccines but this is the process for all dogs that have been bitten/attacked by other animals. At the end of the 10 day quarantine as the health officer I must do a site visit to check to make sure Daisy is not showing signs of rabies.

If you have any questions please do not hesitate to reach out to me!

My cell is [REDACTED] and I can be reached there from 7am-5pm or reach out at this email.

Again sorry for you and Daisy

-Matthew Smith

This message contains confidential information and is intended only for the individual(s) addressed in the message. If you aren't the named addressee, you should not disseminate, distribute, or copy this e-mail. If you aren't the intended recipient, you are notified that disclosing, distributing, or copying this e-mail is strictly prohibited.

Initial Call Information - [Animal - Bite] 01/09/24 12:21 : 52 Old Colchester Rd, Essex Junction City, VT

Incident Number: 24ES000254

Call Time: 2024-01-09 12:21:08 -0500

Call Type: Animal - Bite

Primary Ofc.: M393: Remillard, Kristopher

Owner.: 1706: Abair, Lisa

Call Type: Animal - Bite
Call Priority: In Progress
Call Origin: Phone
Date & Time of Call: 01/09/2024 12:21
Location of Call: 52 Old Colchester Rd, Essex Junction City, VT

Area: [Redacted]
Team: [Redacted]
Incident Number: 24ES000254
Roll Call:
Cancelled:
By Complainant: Lisa
Incident Codes: [Redacted]
Common Call Type: *Animals

Drugs Involved: Opiate blocker
 Mental Health
 DOMV
 Cargo theft
Alarm Number: [Redacted]
Incident flags: [Redacted]

Witness List

Person Type: Caller
Name: Logan, Mark W
DOB: [Redacted]
Primary Phone: [Redacted]

Bus. Address: [Redacted]

Person Type: Owner
Name: Ploof, Jessica L
DOB: [Redacted]
Primary Phone: [Redacted]

Bus. Address: [Redacted]

Person Type: Victim
Name: Sayles, Amanda L, T
DOB: [Redacted]
Primary Phone: [Redacted]

Bus. Address: [Redacted]

Person Type: Witness
Name: Lecoz, Christian
DOB: [Redacted]
Primary Phone: [Redacted]

Bus. Address: [Redacted]

Responding Officers

Officer name: M393: Remillard, Kristopher
 Dispatched
Primary
Enroute: 01/09/24 13:15:54
OnScene: 01/09/24 13:15:54
Cleared: 01/09/24 13:58:58
Secondary Loc.: [Redacted]

Officer name: M407: Roberto, Mi
 Dispatched
Primary
Enroute: 01/09/24 13:15:23
OnScene: 01/09/24 13:16:02
Cleared: 01/09/24 13:58:59
Secondary Loc.: [Redacted]

Dispatch Narratives

----- 1701: Hulbert, Karen - 01/15/24 11:44 -----

Christian came in with more questions and spoke to m406

----- 1701: Hulbert, Karen - 01/09/24 13:45 -----

explained quarantine process, shots etc. got the dog 3 days ago advised not registered

----- 1701: Hulbert, Karen - 01/09/24 13:40 -----

plroof,jessica 80/03/25 m407

----- 1701: Hulbert, Karen - 01/09/24 13:15 -----

female bit by pit bull, caller called in on [REDACTED]

<i>MRI#</i>	<i>NCIC NIC#</i>	<i>Narrative</i>	<input type="checkbox"/> <i>Cancelled</i>

People Detail - Logan, Mark W ([REDACTED]), Ploof, Jessica L ([REDACTED]), Sayles, Amanda L, T ([REDACTED]), Lecoz, Christian ([REDACTED])

Incident Number: 24ES000254
 Call Time: 2024-01-09 12:21:08 -0500
 Call Type: Animal - Bite
 Primary Ofc.: M393: Remillard, Kristopher
 Owner.: 1706: Abair, Lisa

Person Type **IBR Victim Type** **Name** [REDACTED] **DOB** [REDACTED] **Age** [REDACTED] **Address** [REDACTED]
 Caller **Bus.** Logan, Mark W **Juv.** [REDACTED]

Place of Birth [REDACTED] **Sex** Male - M **NIBRS Gender** Male - M **Race** White - W **Weight** [REDACTED] **Build** [REDACTED] **Nicknames** [REDACTED]

Hair [REDACTED] **Eyes** Blue - 1 **Facial Hair** [REDACTED] **Hair Length** [REDACTED] **Scars/Tattoos** [REDACTED] **SID** [REDACTED] **FBI#** [REDACTED]
Dec. [REDACTED]

Primary Phone [REDACTED] **Secondary Phone** [REDACTED] **Email** [REDACTED] **License** [REDACTED] **State** VT **Mailing Addr** [REDACTED]
School [REDACTED]

Ethnicity Not Hispanic or Latino - N **Employer** [REDACTED] **Employer Address** [REDACTED] **Groups** [REDACTED] **Emergency Contact** [REDACTED]

Attachment	Description	Uploaded at	Employee name	<input type="checkbox"/>
	[REDACTED]	[REDACTED]	[REDACTED]	Confidential

Clothing Description [REDACTED] **Dept. of Corrections Status** [REDACTED] **Weapon** [REDACTED] **IBR Injury** [REDACTED] **Paperwork to be served** [REDACTED]

IBR Res. Type [REDACTED] **Stmt Type** [REDACTED] **Taken By** [REDACTED] **BAC** [REDACTED] **Drugs Involved** [REDACTED] Opiate blocker Using Computer/Hand-held

Orphanage

Person Type **IBR Victim Type** **Name** [REDACTED] **DOB** [REDACTED] **Age** [REDACTED] **Address** [REDACTED]
 Owner **Bus.** Ploof, Jessica L **Juv.** [REDACTED]

Place of Birth [REDACTED] **Sex** Female - F **NIBRS Gender** Female - F **Race** White - W **Height** [REDACTED] **Weight** [REDACTED] **Build** [REDACTED] **Nicknames** Jessica Simays

Hair Black / BLK **Eyes** Hazel - 5 **Facial Hair** [REDACTED] **Hair Length** [REDACTED] **Scars/Tattoos** [REDACTED] **SID** [REDACTED] **FBI#** [REDACTED]
Dec. [REDACTED]

Primary Phone [REDACTED] **Secondary Phone** [REDACTED] **Email** [REDACTED] **License** [REDACTED] **State** VT **Mailing Addr** [REDACTED]
School [REDACTED]

Ethnicity Not Hispanic or Latino - N **Employer** [REDACTED] **Employer Address** [REDACTED] **Groups** [REDACTED] **Emergency Contact** [REDACTED]

Attachment	Description	Uploaded at	Employee name	<input type="checkbox"/>
Trespass Notice	[REDACTED]	10/03/2023 08:58	[REDACTED]	22908ploof.pdf Confidential

Clothing Description [REDACTED] **Dept. of Corrections Status** [REDACTED] **Weapon** [REDACTED] **IBR Injury** [REDACTED] **Paperwork to be served** [REDACTED]

IBR Res. Type **Stmt Type** **Taken By** **BAC** **Drugs Involved**

Opiate blocker Using Computer/Hand-held

Orphanage

Person Type **IBR Victim Type** **Name** **DOB** **Age** **Address**
 Victim Bus. Sayles, Amanda L, T [Redacted] [Redacted] Juv. [Redacted]

Place of Birth **Sex** **NIBRS Gender** **Race** **Height** **Weight** **Build** **Nicknames**
 [Redacted] Female - F Female - F White - W [Redacted] [Redacted] [Redacted] Amanda Tucker

Hair **Eyes** **Facial Hair** **Hair Length** **Scars/Tattoos** **SID** **FBI#**
 Blond or Strawberry / B Hazel - 5 [Redacted] Dec. [Redacted] [Redacted]

Primary Phone **Secondary Phone** **Email** **License** **State** **Mailing Addr**
 [Redacted] [Redacted] [Redacted] [Redacted] VT [Redacted]

School
 [Redacted]

Ethnicity **Employer** **Employer Address** **Groups** **Emergency Contact**
 Not Hispanic or Latino - N [Redacted] [Redacted] [Redacted] [Redacted]

Attachment **Description** **Uploaded at** **Employee name** **Confidential**

Clothing Description **Dept. of Corrections Status** **Weapon** **IBR Injury** **Paperwork to be served**
 [Redacted]

IBR Res. Type **Stmt Type** **Taken By** **BAC** **Drugs Involved**

Opiate blocker Using Computer/Hand-held

Orphanage

Person Type **IBR Victim Type** **Name** **DOB** **Age** **Address**
 Witness Bus. [Redacted] [Redacted] [Redacted] Juv. [Redacted]

Place of Birth **Sex** **NIBRS Gender** **Race** **Height** **Weight** **Build** **Nicknames**
 [Redacted] Male - M Male - M White - W [Redacted] [Redacted] [Redacted]

Hair **Eyes** **Facial Hair** **Hair Length** **Scars/Tattoos** **SID** **FBI#**
 Green - 3 [Redacted] Dec. [Redacted] [Redacted]

Primary Phone **Secondary Phone** **Email** **License** **State** **Mailing Addr**
 [Redacted] [Redacted] [Redacted] [Redacted] VT [Redacted]

School
 [Redacted]

Ethnicity **Employer** **Employer Address** **Groups** **Emergency Contact**
 Not Hispanic or Latino - N [Redacted] [Redacted] [Redacted] [Redacted]

Attachment **Description** **Uploaded at** **Employee name** **Confidential**

Clothing Description **Dept. of Corrections Status** **Weapon** **IBR Injury** **Paperwork to be served**
 [Redacted]

IBR Res. Type

Stmt Type

Taken By

BAC

Drugs Involved

*Opiate
blocker*

*Using
Computer/Hand-
held*

Orphanage

Incident Detail - : M393: Remillard, Kristopher

Incident Number: 24ES000254
 Call Time: 2024-01-09 12:21:08 -0500
 Call Type: Animal - Bite
 Primary Ofc.: M393: Remillard, Kristopher
 Owner.: 1706: Abair, Lisa

Occurred From: Occurred To: Invest./Primary Officer: M393: Remillard, Kristophe

Attachment	Description	Uploaded at	Employee name		
Other	<input type="text" value="Dog Bite Quarantine"/>	<input type="text" value="01/09/2024 15:57"/>	<input type="text" value="M407: Roberto, Mich"/>	<input type="checkbox"/>	Dog bite quarantine information.pdf
Attachment	<input type="text" value="Animal Complaint Le"/>	<input type="text" value="01/16/2024 10:04"/>	<input type="text" value="M399: Kissinger, Rot"/>	<input type="checkbox"/>	24es000254 animal control complaint letter.pdf
Other	<input type="text" value="Daisy Vet Bill"/>	<input type="text" value="01/16/2024 10:47"/>	<input type="text" value="M399: Kissinger, Rot"/>	<input type="checkbox"/>	Att. 4. vet bill for daisy.pdf
Other	<input type="text" value="Amanda Sayles Dr. V"/>	<input type="text" value="01/16/2024 10:49"/>	<input type="text" value="M399: Kissinger, Rot"/>	<input type="checkbox"/>	Att. 5. amanda sayles doctor visit.pdf
Image/Photo	<input type="text" value="Photos of bite marks"/>	<input type="text" value="01/16/2024 10:51"/>	<input type="text" value="M399: Kissinger, Rot"/>	<input type="checkbox"/>	Att. 3. photos of bite marks amanda and daisy.zip
Other	<input type="text" value="Essex Jct City Ordina"/>	<input type="text" value="01/16/2024 11:07"/>	<input type="text" value="M399: Kissinger, Rot"/>	<input type="checkbox"/>	Essex jct city regulation of dogs chapter 5.pdf
Other	<input type="text" value="Email String 24ES000"/>	<input type="text" value="01/16/2024 13:10"/>	<input type="text" value="M399: Kissinger, Rot"/>	<input type="checkbox"/>	Email string 24es000254.pdf
Other	<input type="text" value="Essex Jct. Rules of Pr"/>	<input type="text" value="01/16/2024 13:31"/>	<input type="text" value="M399: Kissinger, Rot"/>	<input type="checkbox"/>	Final city model rules of procedure for vicious dog hearings final 03082023 - signed 1.pdf

TRO/FRO Exists Alcohol Involved 911 Call Exists Medical Release Audio Recordings DCF Notified Crisis Svc Involved SIU Contacted Swabbings Video Recordings Taken Photos Prints Lifted Diagrams Clothing Evidence K9 Miranda Warning Other Evidence Processed Crime Scene Lpr Used

Evid. Search Conducted: Medical Evidence: Media/Press Summary: Secondary call type:

<i>Violation</i>			<i>Offense Cat</i>	<i>Offense SubCat</i>	<i>NIBRS Vio Type</i>	<i>Counts</i>	<i>#Premises</i>
			<input type="text"/>	<input type="text"/>		<input type="text"/>	<input type="text"/>
<i>Comm/Att</i>	<i>IBR Scene/Loc Typ</i>	<i>IBR Crim Act Typ</i>	<i>IBR Gang Affil</i>	<i>IBR Agg.Aslt/Hom.</i>	<i>IBR Weapon Type</i>	<i>NIBRS Override</i>	
<i>Point Of Entry</i>	<i>Force/No Force</i>	<i>Point of Exit</i>	<i>Campus Code</i>	<i>Justifiable Homicide</i>		<i>Significant Event</i>	

Narrative Type

Report

Officer

M393: Remilla

Narrative Template**Confidential****Narrative**

On the above date and time, I was dispatched to 52 Old Colchester Rd for a report of a dog bite.

Upon arrival, I observed 3 males holding a grey Pitbull to the ground that was unleashed. I asked the males if any of them were the dog owner and they advised they were not. I identified the victim as Amanda Sayles [REDACTED]. She had gotten bit in her left pointer finger. Ms. Sayles advised she was walking her dog, Daisy on leash near 52 Old Colchester Rd when the Pitbull ran after her and her dog and went after Daisy. Ms. Sayles in attempt to break the dogs apart was bit by the Pitbull in the process.

A female arrived on scene and was identified as Jessica Ploof DOB: [REDACTED]. She was the Pitbull's owner. Ms. Ploof advised she was putting groceries away and her dog, Dozer escaped from the residence. She brought a leash with her and contained Dozer. Daisy sustained injuries to her left leg and was brought to a vet by her owner, Ms. Sayles. Ms. Sayles was seen by Williston Rescue on scene and advised she would follow up with her primary care doctor.

Ms. Ploof did not have the dog registered in Essex and had only had the dog for less than a week. She stated she purchased the dog from a family friend in the Bronx and did not know if the dog was current on rabies vaccinations. Sgt. Roberto advised her she needs to look into getting the dogs paperwork and explained the quarantine process, the Town of Essex animal bite guidelines and the state statute regarding animal bites.

I explained all the above to Ms. Sayles and provided her with copies of the paperwork.

I have emailed DogBites for Essex and emailed the ACO for follow up.

Nothing further.

Cpl. Remillard

Narrative Type

Officer

Narrative Template

Notes

M399: Kissing

Confidential

Narrative

1/16/24 I was tasked with gathering all of the information, making sure the complainant/victim and owner were notified of the hearing.

Offense Suspect

Offense Victim

IBR Victim-Offender

Bias/Motivation (anti)

V. was LEO

V was LEO Assignment

Other ORI

LEOKA Narrative

Hello,

I am Amanda Sayles, owner of Daisy, a four-year-old labradoodle. I am here today to explain what happened on Tuesday, January 9th, 2024.

I was walking Daisy from 11 Lincoln Street to the end of the rec path off Old Colchester Road then back to 11 Lincoln Street, as I was on my lunch break. As I was headed back to the office, I was just leaving the rec fields and found a grey pit bull crossing the street. I commanded Daisy to sit as there was an off-leash dog in the area. Daisy sat. Once the pit bull was about 10 feet from me and Daisy, the pit bull charged/ ran at us.

At this point Daisy is pinned to the ground by the pit bull with its teeth sunk into her left armpit. The pit bull would not release its jaw to allow Daisy to stand back up for at least 30-45 seconds. Myself, and seconds later, three adults came to pull the pit bull off Daisy. This is when my left pointer finger was bite by the pit bull.

In my opinion, if I had not intervened (and let the dogs "figure it out" as stated to me later from the Animal Control Officer), Daisy would be died or have more severe injuries then she has currently as Daisy never once tried to bite the pit bull to defend herself. (I am now going to show pictures of the bite marks of both me and Daisy).

Once the three adults had the pit bull pinned down and Daisy jumped into a good Samaritan's car that pulled over, 911 was called. As I was waiting for the police and ambulance there was still no dog owner to be found.

After the police were there for at least 5 minutes, the pit bull's owner, Ms. Ploof, showed up. Ms. Ploof called for her dog when she saw three adults restraining Dozer (the pit bulls name). Ms. Ploof did not have a leash in hand and was requested by the Police Officer to remove the dog with a leash.

As Dozer was removed from the scene with a leash, I was accessed by the paramedics. I then took my dog to the Vet's to be then helped, which lead to over a 1,500\$ (and pending) vet bill, as she required stitches and was given antibiotics/ painkillers. I then went to an urgent care and received antibiotics as well so I would not get an infection. However, my Doctor stressed to me that Dozer needs to be watched for any symptoms of rabies or I myself have to go to the hospital and seek more medical attention. (Show evidence of Vet/ Dr. Bill)

This concludes the events of what occurred on January 9th, 2024 at approximately 1pm.

I do have a few concerns that I want to share in front of the council. My concerns here today are as followings:

First: Dozer, is not vaccinated under my understanding and was brought to Vermont with no health certificate. You may be aware, but not vaccinating your dog is in violation of Title 20: Chapter 193 Section 3581 of the Vermont State Statutes. What actions will be taken to ensure Ms. Ploof either vaccinates her dog or gives up her dog? And that she will not do this to another dog in the future?

Second: The police allowed Dozer to be released back to its owner after knowing that the dog was not vaccinated on January 9th. I am NOT (by any means) placing blame or pointing a finger at the police, as they responded and helped me that day, and I am so very thankful for that. However, I am trying to understand next steps, lessons learned. In the future, a dog that is knowingly not vaccinated and bit someone, should it be released back to its owner?

I state this because releasing the dog back to the owner posed two big concerns for me. First, I could be infected by rabies and neither the Health Officer nor the Animal Control Officer could and cannot get in contact with Ms. Ploof following the incident (to my understanding there has still been no contact). This is a health problem. The owner left with an unvaccinated dog, and we had no way of getting in touch with Ms. Ploof to follow the proper quarantine protocol for everyone's safety. I still do not know the status of Dozer and still worried that I could be infected with rabies. I only have a limited amount of time to get the vaccine but do not want to get the vaccine if it is not needed as it is expensive and painful.

My third concern is there is an unvaccinated, unleashed, and raged dog that lives four houses down from the rec fields that kids play at. I am asking you to please find a solution that the council agrees on that will make people in that neighborhood feel safe to bring their dog, child, loved ones there, because I know, I do not feel safe there anymore (or let alone on a walk anywhere).

Lastly, I would like share that my vet has given me a contact that is with Amster Dog Rescue. She has offered to re-home Dozer if that is what the council finds to be necessary. She will come pick up Dozer at any time and try to train Dozer, as she has experience with training dogs that are aggressive. I do not want any harm to come of Dozer, but I am asking for help to find what we can do so this type of incident does not happen again.

Finally, I would like to thank everyone for their time tonight to listen and access last Tuesday's incident. Thank you.



Animal Care Centers of NYC

Medical History Report

2336 Linden Boulevard
Brooklyn NY 11208
212-788-4000

Animal ID	Name	Type	Mixed	Color(1)	Color(2)	Gender
180957	Dozer	Dog	Yes	Gray		Male
Spayed / Neutered	Age	Primary Microchip #	Rabies Tag	Weight	Spay / Neuter Due Date	Temperature
No	2 Years	985113005867619	23-283696	54 lbs		

Veterinary Clinic Software Record #:
Incoming Agency:

Weight: 54 lbs
Date of Weighing: 8/28/2023

Date Spayed / Neutered:

Schedule Surgery Date:

Stitches Removal/Wound Recheck Date:

Clinic Name:

Previously Spayed / Neutered: No

General Vet Notes:

Previous Medical Details:

Known Allergies or Medical Conditions:

Feeding Requirements:

Indemnities/Waivers:

Medical Notes

Date

Notes

No Medical Notes Stored

Vet Treatments

Date Administered	Vet Treatment Type	Amount Given	Route of Administration	Treatment Result	Administered by External Vet
8/27/2023	Rabies Vaccine		SQ		
Notes: RHL	DA2PP Annual		SQ		
8/27/2023	Bordetella Disease Complex		SQ		
Notes: RFL					
8/27/2023	Weigh				
Notes: IN					
8/28/2023	Flea/Tick - Frontline				
Notes: 54#					
8/28/2023					

NYC



DOG LICENSE

QUANTASIA GAYE
[REDACTED]
BROOKLYN, NY 11237

Pet Name: DOZER
Year of Birth: 01/2019
Breed: American Pit Bull Mix / Pit Bull Mix
Spayed/Neutered: No

Gender: Male
Colors: Gray, White

License Number: 3502173

Expires: 08/29/2024

[Signature]

Assistant Commissioner, Bureau of Veterinary and Pest Control Services