

ATTACHMENT I

Jose MC Amezcua #CE20-0684

APN: 531-074-005

1. Search Warrant Inspection Report
2. Notice Documents
 - a. Cover letter for Notice of Violation and Proposed Administrative Civil Penalty and Notice to Abate Nuisance
 - b. Notice of Violation and Proposed Administrative Civil Penalty
 - c. Notice to Abate Nuisance
 - d. Proof of Service for Notice of Violation and Proposed Administrative Civil Penalty and Notice to Abate Nuisance
3. Warning Letter
4. Notice of Administrative Civil Penalty Assessment with Proof of Service

**County of Humboldt Code Enforcement Unit
Inspection Notes**

Inspector: Branden Howton	Date: August 19, 2020
----------------------------------	------------------------------

PROPERTY DETAILS	
Type of Inspection: Search Warrant	Main Agency: HCSO
Property Name(s): Jose Amezcua 8241 Lovers Lane Hollister, CA 95023	APN(s): 531-074-005-000
Situs Address/Area: Iron Gate Road Hoopa, CA 95546	Zoning: TPZ
Ownership History; Purchased: April 12, 2019	Grant Deed: 2019-06448

Planning & Building Records	
Permits: None	Applicant:
Special Notes:	CEU Case: CE20-0684

INSPECTION DETAILS	
Meet up: Martins Ferry Bridge	Time: 0700
Other Agencies: CDFW, CDFA, County Hazmat, DOJ, National Guard	
Directions: St Hwy 101 to St Hwy 299 to St Hwy 96 to St Hwy 169 to Iron Gate Road.	

SUMMARY: 531-074-005-000 Jose Amezcua

In support of Law Enforcement Operations on August 19, 2020, at approximately 14:00, I accompanied the Humboldt County Sheriff's Office on a Search Warrant for parcel number 531-074-005-000, located at Iron Gate Road in Hoopa, CA. Other agencies on scene were the California Department of Fish and Wildlife, California Department Food and Agriculture, Department of Justice, National Guard, and County Hazmat. Once the area was secured for entry, I entered the property and conducted a site inspection on behalf of Humboldt County Code Enforcement where I verified and documented the violations of Unpermitted Cannabis Cultivation, Improper Storage and Removal of Solid Waste, Unpermitted Structures, and Unpermitted Grading.

I located the cannabis cultivation operation in the Southeast area of the parcel on a large graded flat (Graded Flat 1). Graded flat 1 measured 19,500 ft² in size and located in an area rated as having a moderate geo instability. The graded area was also had listed 0 - 15% slope and was found to have structures five (5) placed upon it. Any grading occurring in an area of moderate to high geo instability, on a slope greater than 15%, has buildings placed or intends on having buildings placed upon it, or moves greater than 50 cubic yards of earth requires a grading permit per Humboldt County Code 331-14. Therefore, Graded Flat 1 is a violation of unpermitted grading.

On Graded Flat 1 I noted four (4) erected greenhouse structures and one (1) demolished greenhouse structure, as well as, multiple piles of solid waste spread around the flat.

Greenhouse 1 was is located on the Northwest corner of Graded Flat 1, covered 1,800 ft², was constructed from PVC conduit pipes, and used wood bracing for structural support. I noted water lines within the structure and cannabis plants set within round pots located throughout. The cannabis plants were in a vegetative state and stood 18" – 24" inches in height.

Greenhouse 2 is immediately South of Greenhouse 1 and also measured 1,800 ft² in size and was constructed of PVC with wood bracing. The vegetative cannabis plants found within stood 3' – 4' feet in height and were growing in soft pots. Orange line was set up throughout Greenhouse 2 to help support the cannabis plants. I also located water lines running to the cannabis plants and throughout the greenhouse.

Greenhouses 3 and 4 run Northeast to Southwest and are laid out perpendicular to Greenhouses 1 and 2 along the Eastern edge of Graded Flat 1. Greenhouse 3 measured approximately 1,800 ft² in area and was constructed of PVC with wood bracing. The vegetative cannabis plants located within Greenhouse 3 stood 5' – 5½' feet in height and also used orange line to support the plants. Once again, I noted water lines running to the plants and throughout the structure and the cannabis plants were placed in pots.

Greenhouse 4 is located East of Greenhouse 3, measures 1,200 ft² in area, was constructed of PVC braced with wood, contained 18" – 24" inch potted cannabis plants in a vegetative state, and had water lines running to the plants and throughout the structure.

It appeared another greenhouse (Greenhouse 5) was located in the open area of Graded Flat 1, bordered by Greenhouse 2 on the North and Greenhouse 3 on the East, but was no longer there. Greenhouse 5 was removed, effectively eradicating the flowering cannabis plants, before my arrival to Graded Flat 1. I was able to find evidence of the flowering cannabis plants, roughly 4' – 5' feet in height, on site. I went to the pile of tilled cannabis and obtained a few specimens (4) for inspection. I measured the cannabis plants from the cut end to the top of the plant and readily identified their growth stage.

I then headed to the second cannabis cultivation site (Graded Flat 2) located East of Graded Flat 1, on the North side of the access road. This flat was occupied by three (3) greenhouse structures. Graded Flat 2 measures 7,400 ft² in size, is found in an area of moderate geo instability, and has a listed slope rating of 15 - 30%. Throughout this area, I also noted many 6' – 7' foot diameter pits with 3 – 5 growing cannabis plants each. One (1) raised bed was also located on Graded Flat 2 with cannabis plants of the same state and size of the plants found in the pits. There were water lines running over much of the flat. The cannabis plants found in the pits and raised bed were all vegetative in state and stood roughly 12" – 18" inches in height.

Greenhouse 6 and 7 each measured 1,000 ft² in area and were located on the North side of Graded Flat 2, running Northeast to Southwest. They contained 3' – 4' foot tall vegetative cannabis plants and used orange line to assist in support. Like the other greenhouse structures located on this parcel, I located waterlines running throughout Greenhouse 6 and 7, and the cannabis plants were found to be placed in pots.

Greenhouse 8 measured 240 ft² in size and appeared to be a converted carport. It was located on the Southeast corner of Graded Flat 2, was empty and void of cannabis; however, the tarp used as covering appeared to in good condition suggesting it had been used recently.

At time of inspection, any structure measuring over 120 ft² is required to have a permit. Since all greenhouses located on parcel were over the 120 ft² maximum, a violation of building code (unpermitted building) is warranted for each.

On the South side of the road I located a small graded area (Graded Flat 3) with a wooden shed measuring 48 ft² placed directly on the ground. Graded Flat 3 measures 1,400 ft² in size, is found in an area of moderate geo instability, and has a listed slope rating of 15 - 30%. Throughout this entire area I located multiple piles of solid waste, including many containers filled with nutrients and other mixtures, typically found on cannabis cultivation sites used to promote plant growth. I also located a trashcan filled with a large amount of orange line, visually like the line found in many of the greenhouse structures located on this parcel supporting the cannabis plants.

Locations of Interest: 531-074-005-000 Jose Amezcua			
Lat.	Long.	Description	Violation
41.22486	-123.73839	Graded Flat 1; 19,500 ft ² ; moderate geo instability; 0 - 15% slope. Structures Solid Waste.	314-55.4 331-14 521-4
41.22497	-123.73832	Greenhouse 1; 1,800 ft ² ; PVC with wood bracing; plumbing; Cannabis; vegetative, 18" – 24" inches in height, in pots	314-55.4 331-28
41.22494	-123.73836	Greenhouse 2; 1,800 ft ² ; PVC with wood bracing; plumbing; Cannabis; vegetative, 3' – 4' feet in height, in pots.	314-55.4 331-28
41.22475	-123.73821	Greenhouse 3; 1,800 ft ² ; PVC with wood bracing; plumbing; Cannabis; vegetative, 5' – 5½' feet in height, in pots.	314-55.4 331-28
41.22472	-123.73814	Greenhouse 4; 1,200 ft ² ; PVC with wood bracing; plumbing; Cannabis; vegetative, 18" – 24" inches in height, in pots.	314-55.4 331-28
41.224848	-123.73839	Greenhouse 5; DEMOLISHED; PVC with wood bracing; plumbing; Cannabis; vegetative, 4' in height,	314-55.4
41.22503	-123.73714	Graded Flat 2; 7,400 ft ² ; moderate geo instability; 15 - 30% slope. Structures Solid Waste.	314-55.4 331-14 521-4
41.22505	-123.73713	Greenhouse 6; 1,000 ft ² ; PVC with wood bracing; plumbing; Cannabis; vegetative, 3' – 4' feet in height,	314-55.4 331-28
41.22509	-123.73721	Greenhouse 7; 1,000 ft ² ; PVC with wood bracing; plumbing; Cannabis; vegetative, 3' – 4' feet in height,	314-55.4 331-28
41.22496	-123.73698	Greenhouse 8; 240 ft ² ; metal carport. Cannabis; None	331-28
41.22483	-123.73715	Graded Flat 3; 1,400 ft ² ; moderate geo instability; 15 - 30% slope. Structures Solid Waste.	314-55.4 331-14 521-4
41.22486	-123.73722	Shed; wooden; 48 ft ² .	

VIOLATIONS FOR PARCEL: 531-074-005-000 Jose Amezcua		
Section	Nature	Count
331-14	Grading Without Permits	28,300 ft ²
331-28	Const. of Building/Structure in Violation of Building, Plumbing and/or Electrical Codes	8
314-55.4	Violation of the Commercial Cannabis Land Use Ordinance	8,600 ft ²
521-4	Improper Storage and Removal of Solid Waste	3

NOTES: 531-074-005-000 Jose Amezcua	
Number of Plants:	4,107 cannabis plants eradicated
Processed:	48 pounds
People on Site:	None
Other Notes:	Processed cannabis found at another location on Brannon Mountain Road appeared to come from this location. Possible property owner (Jose Amezcua) is also the new property owner of other location.



CODE ENFORCEMENT UNIT
COUNTY OF HUMBOLDT

3015 H STREET
EUREKA, CALIFORNIA 95501
PHONE: (707) 476-2429 FAX: (707) 268-3792

September 30, 2020

Jose Amezcua
8241 Lovers Ln
Hollister, CA 95023

Re: Service of a Notice to Abate Nuisance & Notice of Violation and Proposed Administrative Civil Penalty; Jose Amezcua; APN(s): 531-074-005-000

To Jose Amezcua:

The Code Enforcement Unit recently inspected your above described property and observed violations of County Code. We are serving you with the attached **Notice to Abate Nuisance & Notice of Violation and Proposed Administrative Civil Penalty** for the following violations:

314-55.4.3:	<i>Violation of the Commercial Cannabis Land Use Ordinance</i>
331-28; 314-55.4.3:	<i>Construction of Building/Structure in Violation of Building, Plumbing and/or Electrical Codes; Facilities/Activities in Violation of the Commercial Cannabis Land Use Ordinance</i>
331-14; 314-55.4.3:	<i>Grading without Permits; Facilities/Activities in Violation of the Commercial Cannabis Land Use Ordinance</i>
314-61.1; 314-55.4.3:	<i>Development within a Streamside Management Area; Facilities/Activities in Violation of the Commercial Cannabis Land Use Ordinance</i>
521-4:	<i>Improper Storage and Removal of Solid Waste</i>

The Notices state the enforcement actions that can be taken to bring the property into compliance with Humboldt County Codes. Please also note that the attached **Notice of Violation and Proposed Administrative Civil Penalty** states that the County propose an administrative civil penalty in the amount of \$41,000 per day for a period of ninety days. The administrative civil penalty will begin to accumulate ten days after the Notice is served. The Notices list options that may be taken by you and/or the property owner in response to these Notices. If you are willing to bring the property into compliance with Humboldt County Codes but believe more than 10 days will be required to complete the work, the County of Humboldt may be willing to enter into a *Compliance Agreement* with the property owner and set an extended time frame to complete the corrective actions.

To discuss these documents and the required actions available to you, please feel free to call me at #707-441-2636 or email Code Enforcement Liaison Officer Warren Black at WBlack2@co.humboldt.ca.us.

Sincerely,

Branden Howton
Code Compliance Officer, Code Enforcement Unit

Enclosures:
Notice to Abate Nuisance
Notice of Violation and Proposed Administrative Civil Penalty



COUNTY OF HUMBOLDT
CODE ENFORCEMENT UNIT
3015 H Street
Eureka, California 95501
(707) 476-2429

Government Code § 27383

2022-010106

Recorded - Official Records
Humboldt County, California
Kelly E. Sanders, Recorder
Recorded by: HUMBOLDT CNTY

Pages: 6

Recording Fee: \$ 0.00
Tax Fee: \$0
Clerk: sc Total: \$0.00
May 24, 2022 at 08:50:38



NOTICE OF VIOLATION AND PROPOSED ADMINISTRATIVE CIVIL PENALTY

[Humboldt County Code §352-7]



Assessor's Parcel Number:
531-074-005-000

To Owner:
Jose Amezcua
8241 Lovers Ln
Hollister, CA 95023

NOTICE IS HEREBY GIVEN that conditions described in "Attachment A – Conditions Constituting a Violation" exist on property situated in the County of Humboldt, State of California, as described in "Attachment B – Legal Description," which are in violation of state law and/or the Humboldt County Code. Such conditions exist to an extent that constitutes a "violation" pursuant to Humboldt County Code Section 352-3(t).

YOU ARE HEREBY ORDERED to **CORRECT** or **OTHERWISE REMEDY** said violation within ten (10) calendar days after service of this Notice of Violation and Proposed Administrative Civil Penalty.

NOTICE IS FURTHER GIVEN that, if the required corrective action or actions set forth in "Attachment A – Conditions Constituting a Violation" is not commenced, prosecuted and completed within ten (10) calendar days after service of this Notice of Violation and Proposed Administrative Civil Penalty, a daily administrative penalty of **Forty-One Thousand Dollars (\$41,000)** will be imposed for a period of up to ninety (90) calendar days pursuant to Humboldt County Code Section 352-5.

NOTICE IS FURTHER GIVEN that each calendar day the violation occurs, continues or exists between the date on which the civil administrative penalty is imposed and the date on which the violation is corrected or otherwise remedied shall constitute a separate violation up to the ninetieth (90th) calendar day.

NOTICE IS FURTHER GIVEN that you may file with the Code Enforcement Unit an appeal of the determination that a violation has occurred or exists and/or the amount of the proposed administrative civil penalty within ten (10) calendar days after service of this Notice of Violation and Proposed Administrative Civil

APN: 531-074-005-000

Penalty.

NOTICE IS FURTHER GIVEN that an appeal of the Code Enforcement Unit's determination that a violation has occurred or exists and/or the amount of the proposed administrative civil penalty must be prepared using the form attached hereto as "Attachment C – Administrative Civil Penalty Appeal Hearing Request Form," and signed under penalty of perjury.

NOTICE IS FURTHER GIVEN that, upon receipt of an appeal of the determination that a violation has occurred or exists and/or the amount of the proposed administrative civil penalty, the Code Enforcement Unit shall set the matter for hearing before a County appointed hearing officer and issue a Notice of Administrative Civil Penalty Appeal Hearing as set forth in Humboldt County Code Section 352-9.

NOTICE IS FURTHER GIVEN that the date of the Administrative Civil Penalty Appeal Hearing shall be no sooner than fifteen (15) calendar days after the date on which the Notice of Administrative Civil Penalty Appeal Hearing is served.

NOTICE IS FURTHER GIVEN that the imposition of the administrative civil penalty shall become final and the Code Enforcement Unit shall acquire jurisdiction to collect the full amount thereof, along with any and all administrative costs and/or attorney's fees associated therewith, as follows:

- Within ten (10) calendar days after service of this Notice of Violation and Proposed Administrative Civil Penalty, if an appeal of the Code Enforcement Unit's determination that a violation has occurred, and/or an appeal of the amount of the administrative civil penalty, is not filed; or
- Within twenty (20) calendar days after service of the Finding of Violation and Order Imposing Administrative Civil Penalty, if a request for judicial review of the Hearing Officer's imposition of the final administrative civil penalty is not filed with the Humboldt County Superior Court as set forth in California Government Code Section 53069.4(b)(1)-(2); or
- Within ten (10) calendar days after service of the Humboldt County Superior Court's decision regarding the hearing officer's imposition of the final administrative civil penalty, if the Court finds in favor of the Code Enforcement Unit.

NOTICE IS FURTHER GIVEN that the final administrative civil penalty, along with any and all administrative costs and/or attorney's fees associated therewith, may become a lien against the property on which the violation occurred or exists that has the same force, effect and priority of a judgment lien governed by the provisions of California Code of Civil Procedure Sections 697.310, et seq., and may be extended as provided in California Code of Civil Procedure Sections 683.110, et seq.

NOTICE IS FURTHER GIVEN that an additional Notice of Violation and Proposed Administrative Civil Penalty can be served upon you, if the violation occurs, continues or exists after ninety (90) days from the date on which the initial civil administrative penalty is imposed.

For the Humboldt County Code Enforcement Unit:

Signature: 

Title: Investigator

Name: Brian Bowes

Date: 5-20-2022

ATTACHMENT A CONDITIONS CONSTITUTING A VIOLATION

Code Section(s)	Nature of Violation	Conditions Causing Nuisance	Violation Category (1-4)	Proposed Civil Administrative Penalty
314-55.4.3	Violation of the Commercial Cannabis Land Use Ordinance	Unpermitted commercial cannabis operation with approximately 29,308 square feet of cultivation.	4	\$10,000 per day
331-28; 314-55.4.3	Construction of Building/Structure in Violation of Building, Plumbing and/or Electrical Codes; Facilities/Activities in Violation of the Commercial Cannabis Land Use Ordinance	Twenty-two (22) structures facilitating commercial cannabis activity and constructed contrary to the provisions of Humboldt County Code.	4	\$10,000 per day
331-14; 314-55.4.3	Grading without Permits; Facilities/Activities in Violation of the Commercial Cannabis Land Use Ordinance	Development without permits in or around of in excess of 50 cubic yards of cut/fill to facilitate commercial cannabis cultivation activity.	4	\$10,000 per day
314-61.1; 314-55.4.3	Development within a Streamside Management Area; Facilities/Activities in Violation of the Commercial Cannabis Land Use Ordinance	Development in a mapped Streamside Management Area of to facilitate commercial cannabis cultivation activity.	4	\$10,000 per day
521-4	Improper Storage and Removal of Solid Waste	Multiple piles of solid waste.	1	\$1,000 per day

ATTACHMENT B LEGAL DESCRIPTION

EXHIBIT "A" Legal Description

For APN/Parcel ID(s): 531-074-005

THE LAND REFERRED TO HEREIN BELOW IS SITUATED IN THE UNINCORPORATED AREA IN COUNTY OF HUMBOLDT, STATE OF CALIFORNIA AND IS DESCRIBED AS FOLLOWS:

PARCEL ONE

The Northeast Quarter of the Southeast Quarter of Section 29, Township 10 North, Range 4 East, Humboldt Meridian.

PARCEL TWO

A non-exclusive right of way for ingress and egress and public utility purposes over and across the existing logging road running in a general Westerly and Easterly direction across the Southerly portion of the Northwest Quarter of the Southeast Quarter of Section 29, Township 10 North, Range 4 East, to connect with another existing road lying within said Northwest Quarter of Southeast Quarter.

Being that same right of way conveyed to Phillip K. Cox, et ux, by Eugene McLaughlin by grant deed recorded July 31, 1975 in Book 1299, Official Records, at Page 645, Humboldt County Records.

ATTACHMENT C
ADMINISTRATIVE CIVIL PENALTY APPEAL HEARING
REQUEST FORM

Assessor's Parcel Number:

531-074-005-000

To: Humboldt County Code Enforcement Unit

3015 H Street

Eureka California, 95501

Pursuant to Humboldt County Code Section 352-9, I am requesting a hearing to contest the Humboldt County Code Enforcement Unit's determination of the amount of the proposed administrative civil penalty for the above-referenced property.

[Brief statement setting forth the interest that the requesting party has in the Code Enforcement Unit's determination that a violation has occurred or exists on the affected property]: _____

[Brief statement of the material facts that the requesting party claims support the contention that the amount of the proposed administrative civil penalty is inappropriate under the circumstances, if applicable]: _____

[Brief statement of the material facts that the requesting party claims support the contention that the amount of the proposed administrative civil penalty is inappropriate under the circumstances, if applicable]: _____

[Address at which the requesting party agrees to accept service of any additional notices or documents relating to the Code Enforcement Unit's determination of the amount of the proposed administrative civil penalty for the above-referenced property.]:

Name: _____

Address: _____

City, State: _____

Telephone Number: _____

I hereby declare under the penalty of perjury, under the laws of the State of California, that the foregoing is true and correct to the best of my knowledge.

Signature: _____

Name: _____

Date: _____

CERTIFICATE OF ACKNOWLEDGEMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

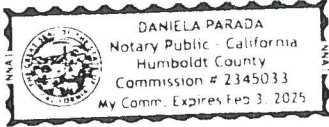
STATE OF CALIFORNIA }
COUNTY OF HUMBOLDT }

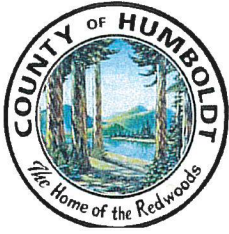
On May 20, 2022 before me, Daniela Parada, a Notary Public, personally appeared Brian Bowes, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her authorized capacity, and that by her signature on the instrument the person, or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature *Daniela Parada* (Seal)





COUNTY OF HUMBOLDT
CODE ENFORCEMENT UNIT
3015 H Street
Eureka, California 95501
(707) 476-2429

Government Code § 27383

2022-010105

Recorded - Official Records
Humboldt County, California
Kelly E. Sanders, Recorder
Recorded by: HUMBOLDT CNTY

Pages: 6

Recording Fee: \$ 0.00
Tax Fee: \$0
Clerk: sc Total: \$0.00
May 24, 2022 at 08:50:38



NOTICE TO ABATE NUISANCE

[Humboldt County Code §351-7]



Assessor's Parcel Numbers:

531-074-005-000

Owners:

Jose Amezcua
8241 Lovers Ln
Hollister, CA 95023

NOTICE IS HEREBY GIVEN that conditions described in "Attachment A – Conditions Constituting a Nuisance" exist on property situated in the County of Humboldt, State of California, as described in "Attachment B – Legal Description," which are in violation of state law and/or the Humboldt County Code. Such conditions exist to an extent that constitutes a "nuisance" pursuant to Humboldt County Code Section 351-3.

YOU ARE HEREBY ORDERED to **ABATE** said nuisance within ten (10) calendar days after service of this Notice to Abate Nuisance.

NOTICE IS FURTHER GIVEN that, if the Humboldt County Code Enforcement Unit determines that the condition or conditions causing said nuisance is imminently dangerous to human life or limb or is detrimental to the public health or safety, the Code Enforcement Unit may order that the affected property be vacated pending the correction or abatement of the condition or conditions causing the nuisance.

NOTICE IS FURTHER GIVEN that you may not retaliate against a lessee of the affected property pursuant to Section 1942.5 of the California Civil Code.

NOTICE IS FURTHER GIVEN that you may file with the Code Enforcement Unit an appeal of the determination that a nuisance exists on the affected property within ten (10) calendar days after service of this Notice to Abate Nuisance.

NOTICE IS FURTHER GIVEN that an appeal of the Code Enforcement Unit's determination that a nuisance exists on the affected property must be prepared using the form attached hereto as "Attachment C – Code Enforcement Appeal Hearing Request Form."

APN: 531-074-005-000

NOTICE IS FURTHER GIVEN that, upon receipt of an appeal of the determination that a Nuisance exists on the affected property, the Code Enforcement Unit shall set the matter for hearing before a County appointed hearing officer and issue a Notice of Code Enforcement Appeal Hearing as set forth in Humboldt County Code Section 351-9.

NOTICE IS FURTHER GIVEN that the date of the Code Enforcement Appeal Hearing shall be no sooner than fifteen (15) calendar days after the date on which the Notice of Code Enforcement Appeal Hearing is served.

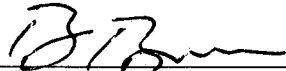
NOTICE IS FURTHER GIVEN that, if the required corrective action or actions set forth in "Attachment A – Conditions Constituting a Nuisance" is not commenced, prosecuted and completed within ten (10) calendar days after service of this Notice to Abate Nuisance, or in case of an appeal, the time limits set forth in the Finding of Nuisance and Order of Abatement, the Code Enforcement Unit may correct or abate the condition or conditions causing the nuisance on the affected property pursuant to Humboldt County Code Section 351-13.

NOTICE IS FURTHER GIVEN that the costs of the required abatement may become a charge against the affected property and made a special assessment against the property, and that said special assessment may be collected at the same time and in the same manner, and shall be subject to the same penalties, interest and procedures of foreclosure and sale in the case of delinquency, as is provided for ordinary property taxes.

NOTICE IS FURTHER GIVEN that the costs of the required abatement may also become a charge against the affected property which has the same force, effect and priority of a judgment lien governed by the provisions of California Code of Civil Procedure Sections 697.310, et seq., and may be extended as provided in California Code of Civil Procedure Sections 683.110, et seq.

NOTICE IS FURTHER GIVEN that any personal property collected by the Code Enforcement Unit during the correction or abatement of the condition or conditions causing the nuisance on the affected property may be sold in the same manner as surplus personal property of the County of Humboldt, and the proceeds from such sale shall be paid into the revolving fund created pursuant to the provisions of the Humboldt County Code.

For the Humboldt County Code Enforcement Unit:

Signature: 

Title: Investigator

Name: Brian Bowes

Date: 5-20-2022

ATTACHMENT A

CONDITIONS CONSTITUTING A NUISANCE

Code Section(s)	Nature of Violation	Conditions Causing Nuisance	Corrective Action Required
314-55.4.3	Violation of the Commercial Cannabis Land Use Ordinance	Unpermitted commercial cannabis operation with approximately 29,308 square feet of cultivation.	Cease all commercial cannabis cultivation operations and remove all cannabis and infrastructure supporting commercial cannabis including water infrastructure and power sources.
331-28; 314-55.4.3	Construction of Building/Structure in Violation of Building, Plumbing and/or Electrical Codes; Facilities/Activities in Violation of the Commercial Cannabis Land Use Ordinance	Twenty-two (22) structures facilitating commercial cannabis activity and constructed contrary to the provisions of Humboldt County Code.	Remove all structures with a nexus to cannabis cultivation and constructed in violation of Humboldt County Code, including applying for and obtaining a demolition permit when applicable.
331-14; 314-55.4.3	Grading without Permits; Facilities/Activities in Violation of the Commercial Cannabis Land Use Ordinance	Development without permits in or around of in excess of 50 cubic yards of cut/fill to facilitate commercial cannabis cultivation activity.	Submit and obtain approval for a restoration plan that provides for the remediation of the graded area(s). Obtain all permits required for approved restoration plan, complete the approved work, and pass a final inspection.
314-61.1; 314-55.4.3	Development within a Streamside Management Area; Facilities/Activities in Violation of the Commercial Cannabis Land Use Ordinance	Development in a mapped Streamside Management Area of to facilitate commercial cannabis cultivation activity.	Remove impermanent materials from waterway. If applicable, submit and obtain approval for a restoration plan to remediate development in Streamside Management Area. Obtain all permits needed for restoration, complete the approved work, and pass a final inspection.
521-4	Improper Storage and Removal of Solid Waste	Multiple piles of solid waste.	Contain & dispose of all solid waste properly.

ATTACHMENT B LEGAL DESCRIPTION

EXHIBIT "A" Legal Description

For APN/Parcel ID(s): 531-074-005

THE LAND REFERRED TO HEREIN BELOW IS SITUATED IN THE UNINCORPORATED AREA IN COUNTY OF HUMBOLDT, STATE OF CALIFORNIA AND IS DESCRIBED AS FOLLOWS:

PARCEL ONE

The Northeast Quarter of the Southeast Quarter of Section 29, Township 10 North, Range 4 East, Humboldt Meridian.

PARCEL TWO

A non-exclusive right of way for ingress and egress and public utility purposes over and across the existing logging road running in a general Westerly and Easterly direction across the Southerly portion of the Northwest Quarter of the Southeast Quarter of Section 29, Township 10 North, Range 4 East, to connect with another existing road lying within said Northwest Quarter of Southeast Quarter.

Being that same right of way conveyed to Phillip K. Cox, et ux, by Eugene McLaughlin by grant deed recorded July 31, 1975 in Book 1299, Official Records, at Page 645, Humboldt County Records.

ATTACHMENT C

CODE ENFORCEMENT APPEAL HEARING REQUEST FORM

Assessor's Parcel Number:

531-074-005-000

To: Humboldt County Code Enforcement Unit
3015 H Street
Eureka California, 95501

Pursuant to Humboldt County Code Section 351-9, I am requesting a hearing to contest the Humboldt County Code Enforcement Unit's determination that a nuisance exists on the above-referenced property.

[Brief statement setting forth the interest that the requesting party has in the Code Enforcement Unit's determination that a violation has occurred or exists on the affected property]: _____

[Brief statement of the material facts that the requesting party claims support the contention that a nuisance does not exist on the affected property]: _____

[Address at which the requesting party agrees to accept service of any additional notices or documents relating to the Code Enforcement Unit's determination that a nuisance exists on the affected property]:

Name: _____

Address: _____

City, State: _____

Telephone Number: _____

I understand, and agree, that if I fail to appear at the place and time set for the requested appeal hearing, as set forth in the Notice of Code Enforcement Appeal Hearing issued pursuant to Humboldt County Code Section 351-9, the Code Enforcement Unit's determination that a nuisance exists on the affected property will become final after ten (10) calendar days after service of the Notice to Abate Nuisance pursuant to Humboldt County Code Section 351-13.

I hereby declare under the penalty of perjury, under the laws of the State of California, that the foregoing is true and correct to the best of my knowledge.

Signature: _____

Name: _____

Date: _____

CERTIFICATE OF ACKNOWLEDGEMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

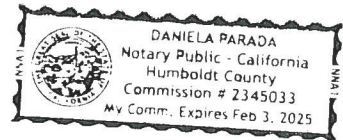
STATE OF CALIFORNIA }
COUNTY OF HUMBOLDT }

On May 20, 2022 before me, Daniela Parada, a Notary Public, personally appeared Brian Bowes, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her authorized capacity, and that by her signature on the instrument the person, or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature *Daniela Parada* (Seal)



PROOF OF SERVICE

STATE OF CALIFORNIA)
) ss.
COUNTY OF HUMBOLDT)

I, Daniela Parada, say:

I am a citizen of the United States, over 18 years of age, a resident of the County of Humboldt, State of California, and not a party to the within action; that my business address is Planning and Building Department, 3015 H Street, Eureka, California; that on September 30, 2020 I served a true copy

Notice to Abate Nuisance & Notice of Violation and Proposed Administrative Civil Penalty

XXX by placing a true copy of the aforementioned document in a sealed envelope individually addressed to each of the parties and caused each such envelope to be deposited with the U.S. Postal Service and/or picked up by an authorized representative, on that same day with fees fully prepaid at Eureka, California, in the ordinary course of business as set forth below: (First Class and Cert.)

Jose Amezcua
8241 Lovers Ln
Hollister, CA 95023

_____ by personally hand delivering a true copy thereof to the occupant at the premises located at:

_____ by personally posting a true copy thereof on the premises located at:

_____ by placing a true copy thereof in the designated place at Court Operations to the attorney/parties named below:

_____ by placing a true copy in the County’s Mailroom designated to the attorney named below:

I declare under penalty of perjury that the foregoing is true and correct.

Executed on this 30th day of September, 2020, in the City of Eureka, County of Humboldt, State of California.

Daniela Parada, *Code Enforcement Legal Office Assistant*

PROOF OF SERVICE

STATE OF CALIFORNIA)
) ss.
COUNTY OF HUMBOLDT)

I, Branden Howton, say:

I am a citizen of the United States, over 18 years of age, a resident of the County of Humboldt, State of California, and not a party to the within action; that my business address is Humboldt County Planning and Building Department; 3015 H St., Eureka, California; that on September 30, 2020, I served a true copy of **NOTICE OF VIOLATION AND PROPOSED ADMINISTRATIVE CIVIL PENALTIES & NOTICE TO ABATE NUISANCE.**

_____ by placing a true copy thereof enclosed in a sealed envelope and depositing the envelope at my place of business for same-day collection and mailing with the United States mail, following our ordinary business practices with which I am readily familiar, addressed as set forth below:

_____ by personally hand delivering a true copy thereof to the occupant who resides at the premises located at:

XXX by personally posting a true copy thereof on gate allowing access to property:

Iron Gate Road
APN: 531-074-005-000; GPS 41.23373, -123.76797

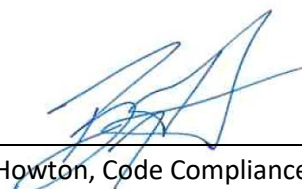
_____ by placing a true copy thereof in the designated place at Court Operations to the attorney/parties named below:

_____ by placing a true copy in the County’s Mailroom designated to the attorney named below:

_____ by fax as set forth below:

_____ by electronic service as set forth below:

I declare under penalty of perjury that the foregoing is true and correct.
Executed on this 5th day of July 2019, in the City of Eureka, County of Humboldt, State of California.



Branden Howton, Code Compliance Officer

PROPOSED ADMIN

CIVIL PEN

[Humboldt County C

Assessor's Parcel Number:
531-074-005-000

To Owner:
Jose Amezcua
8241 Lovers Ln
Hollister, CA 95023

NOTICE IS HEREBY GIVEN that conditions described
"Violation" exist on property situated in the County of Hum
"Attachment B – Legal Description," which are in violation of
Such conditions exist to an extent that constitutes a "violation"
352-3(t).

YOU ARE HEREBY ORDERED to **CORRECT** or **OTH**
ten (10) calendar days after service of this Notice of Violation and

NOTICE IS FURTHER GIVEN that, if the required correctiv
"A – Conditions Constituting a Violation" is not commenced, prosecu
days after service of this Notice of Violation and Proposed Administr
penalty of **Forty-One Thousand Dollars (\$41,000)** will be imposed
days pursuant to Humboldt County Code Section 52.5

9.30.2020 07:52

NOTICE IS FURTHER GIVEN that each calendar day the viol
the date on which the civil administrative penalty is imposed and the da
otherwise remedied shall constitute a separate violation up to the nineti

STAPLES



COUNTY OF HUMBOLDT
PLANNING AND BUILDING DEPARTMENT UNIT
3015 H Street
Eureka, California 95501
(707) 476-2429



COUNTY OF HUMBOLDT
PLANNING AND BUILDING DEPARTMENT
CODE ENFORCEMENT

Warren Black
Code Compliance Officer

3015 H Street
Eureka, CA 95501
wblack2@co.humboldt.ca.us

Phone: (707) 476-2429 441-2636
Fax: (707) 268-3792

NOTICE OF VIOLATION AND PROPOSED ADMINISTRATIVE CIVIL PENALTY

[Humboldt County Code §352-7]

Assessor's Parcel Number:
531-074-005-000

To Owner:
Jose Amezcua
8241 Lovers Ln
Hollister, CA 95023

NOTICE IS HEREBY GIVEN that conditions described in "Attachment A – Conditions Constituting a Violation" exist on property situated in the County of Humboldt, State of California, as described in "Attachment B – Legal Description," which are in violation of state law and/or the Humboldt County Code. Such conditions exist to an extent that constitutes a "violation" pursuant to Humboldt County Code Section 352-3(l).

YOU ARE HEREBY ORDERED TO CORRECT or OTHERWISE REMEDY said violation within ten (10) calendar days after service of this Notice of Violation and Proposed Administrative Civil Penalty.

NOTICE IS FURTHER GIVEN that, if the required corrective action or actions set forth in "Attachment A – Conditions Constituting a Violation" is not commenced, prosecuted and completed within ten (10) calendar days after service of this Notice of Violation and Proposed Administrative Civil Penalty, a daily administrative penalty of **Forty-One Thousand Dollars (\$41,000)** will be imposed for a period of up to ninety (90) calendar days pursuant to Humboldt County Code Section 352-5.

NOTICE IS FURTHER GIVEN that each calendar day the violation occurs, continues or exists between the date on which the civil administrative penalty is imposed and the date on which the violation is corrected or otherwise remedied shall constitute a separate violation up to the ninetieth (90th) calendar day.

NOTICE IS FURTHER GIVEN that you may appeal this determination that a violation has occurred or exists and the amount of the administrative civil penalty within ten (10) calendar days after service of this Notice of Violation and Proposed Administrative Civil Penalty.

APN: 531-074-005-000

9.30.2020 07:52

COUNTY OF HUMBOLDT
 CODE ENFORCEMENT UNIT
 Warren Black
 Code Compliance Officer

IBOLDT
 KLEINBT
 601

**NOTICE OF VIOLATION AND
 PROPOSED ADMINISTRATIVE
 CIVIL PENALTY**
 (Humboldt County Code §352-7)

Assessor's Parcel Number:
 531-074-003-000

To Owner:
 The North State Development Company LLC
 1220 Kensington Dr #182
 San Diego, CA 92106

NOTICE IS HEREBY GIVEN that conditions described in "Attachment A - Conditions Constituting a Violation" exist on property situated in the County of Humboldt, State of California, as described in "Attachment B - Legal Description," which are in violation of state law and/or the Humboldt County Code. Such conditions exist in an extent that constitute a "violation" pursuant to Humboldt County Code Section 352-3(a).

YOU ARE HEREBY ORDERED TO CORRECT OR OTHERWISE REMEDY said violation within 10(10) calendar days after service of this Notice of Violation and Proposed Administrative Civil Penalty.

NOTICE IS FURTHER GIVEN that, if the required corrective action or actions set forth in "Attachment A - Conditions Constituting a Violation," is not commenced, prosecuted and completed within ten (10) calendar days after service of this Notice of Violation and Proposed Administrative Civil Penalty, a daily administrative penalty of **Five-Dollar Thousand Dollars (\$5,000)** will be imposed for a period of up to ninety (90) calendar days pursuant to Humboldt County Code Section 352-5.

NOTICE IS FURTHER GIVEN that each calendar day the violation occurs, continues or exists between the date on which the civil administrative penalty is imposed and the date on which the violation is corrected or otherwise remedied shall constitute a separate violation up to the twentieth (20th) calendar day.

NOTICE IS FURTHER GIVEN that any may file with the Code Enforcement Unit an appeal of the determination that a violation has occurred or exists and/or the amount of the proposed administrative civil penalty within ten (10) calendar days after service of this Notice of Violation and Proposed Administrative Civil Penalty.

APN: 531-074-003-000

COUNTY OF HUMBOLDT
 CODE ENFORCEMENT UNIT
 Warren Black
 Code Compliance Officer

IBOLDT
 KLEINBT
 601

**NOTICE OF VIOLATION AND
 PROPOSED ADMINISTRATIVE
 CIVIL PENALTY**
 (Humboldt County Code §352-7)

Assessor's Parcel Number:
 534-097-007-000

To Owner:
 Lisa A Hart and Richard N Kufley
 167 Westgate Pl
 Sausalito, CA 94965

Address of Affected Property:
 1190 Tolovon, Sibley, Heald, CA 95564

NOTICE IS HEREBY GIVEN that conditions described in "Attachment A - Conditions Constituting a Violation" exist on property situated in the County of Humboldt, State of California, as described in "Attachment B - Legal Description," which are in violation of state law and/or the Humboldt County Code. Such conditions exist in an extent that constitute a "violation" pursuant to Humboldt County Code Section 352-3(a).

YOU ARE HEREBY ORDERED TO CORRECT OR OTHERWISE REMEDY said violation within 10(10) calendar days after service of this Notice of Violation and Proposed Administrative Civil Penalty.

NOTICE IS FURTHER GIVEN that, if the required corrective action or actions set forth in "Attachment A - Conditions Constituting a Violation," is not commenced, prosecuted and completed within ten (10) calendar days after service of this Notice of Violation and Proposed Administrative Civil Penalty, a daily administrative penalty of **Five-Dollar Thousand Dollars (\$5,000)** will be imposed for a period of up to ninety (90) calendar days pursuant to Humboldt County Code Section 352-5.

NOTICE IS FURTHER GIVEN that each calendar day the violation occurs, continues or exists between the date on which the civil administrative penalty is imposed and the date on which the violation is corrected or otherwise remedied shall constitute a separate violation up to the twentieth (20th) calendar day.

NOTICE IS FURTHER GIVEN that any may file with the Code Enforcement Unit an appeal of the determination that a violation has occurred or exists and/or the amount of the proposed administrative civil penalty within ten (10) calendar days after service of this Notice of Violation and Proposed Administrative Civil Penalty.

APN: 534-097-007-000

COUNTY OF HUMBOLDT
 CODE ENFORCEMENT UNIT
 Warren Black
 Code Compliance Officer

IBOLDT
 KLEINBT
 601

**NOTICE OF VIOLATION AND
 PROPOSED ADMINISTRATIVE
 CIVIL PENALTY**
 (Humboldt County Code §352-7)

Assessor's Parcel Number:
 531-074-003-000

To Owner:
 Lisa Hart
 167 Westgate Pl
 Sausalito, CA 94965

NOTICE IS HEREBY GIVEN that conditions described in "Attachment A - Conditions Constituting a Violation" exist on property situated in the County of Humboldt, State of California, as described in "Attachment B - Legal Description," which are in violation of state law and/or the Humboldt County Code. Such conditions exist in an extent that constitute a "violation" pursuant to Humboldt County Code Section 352-3(a).

YOU ARE HEREBY ORDERED TO CORRECT OR OTHERWISE REMEDY said violation within 10(10) calendar days after service of this Notice of Violation and Proposed Administrative Civil Penalty.

NOTICE IS FURTHER GIVEN that, if the required corrective action or actions set forth in "Attachment A - Conditions Constituting a Violation," is not commenced, prosecuted and completed within ten (10) calendar days after service of this Notice of Violation and Proposed Administrative Civil Penalty, a daily administrative penalty of **Five-Dollar Thousand Dollars (\$5,000)** will be imposed for a period of up to ninety (90) calendar days pursuant to Humboldt County Code Section 352-5.

NOTICE IS FURTHER GIVEN that each calendar day the violation occurs, continues or exists between the date on which the civil administrative penalty is imposed and the date on which the violation is corrected or otherwise remedied shall constitute a separate violation up to the twentieth (20th) calendar day.

NOTICE IS FURTHER GIVEN that any may file with the Code Enforcement Unit an appeal of the determination that a violation has occurred or exists and/or the amount of the proposed administrative civil penalty within ten (10) calendar days after service of this Notice of Violation and Proposed Administrative Civil Penalty.

APN: 531-074-003-000

**PRIVATE
 DRIVE**

9.30.2020 07:52



9.30.2020 07:52



9.30.2020 07:52



COUNTY OF HUMBOLDT
PLANNING AND BUILDING DEPARTMENT
CODE ENFORCEMENT

3015 H Street • Eureka CA 95501
Phone: (707) 476-2429 • Fax: (707) 268-3792

**OVER 90 DAYS UNRESOLVED WARNING:
NOTICE TO ABATE NUISANCE AND NOTICE OF VIOLATION**

October 01, 2021

Jose M C Amezcua
8241 Lovers Ln
Hollister, CA 95023

Case Number: CE20-0684
APN: 531-074-005-000

To Jose M C Amezcua:

On September 30, 2020, the Code Enforcement Unit served you with a *Notice to Abate Nuisance* and a *Notice of Violation and Proposed Administrative Civil Penalty* ("Notice of Violation") pertaining to the violations that had occurred and/or exist on the property described as Assessor's Parcel Number 531-074-005-000 ("Subject Property"). These Notices notified you that a daily administrative civil penalty in the amount of \$31,000.00 would be imposed for a period of up to ninety (90) days if the required corrective action(s) were not completed within ten (10) calendar days after service.

This letter is to inform you that more than ninety (90) days have passed since the ten (10) day period to abate the nuisance(s) and correct the violation(s) has expired. To date, our department has not received sufficient evidence of timely abatement in order to close the case and release the Notices nor has a compliance agreement been entered into between yourself and the County of Humboldt to stay enforcement and collection of the above-referenced daily administrative civil penalty in exchange for your promise to settle and resolve the violations within agreed to timelines.

As a result, the daily administrative civil penalty in the amount of \$31,000.00 has accrued for a maximum of ninety (90) days. At this time, the Code Enforcement Unit has jurisdiction to collect the total amount of accrued daily administrative civil penalty and could proceed to formally assess the administrative civil penalty and initiate the process of recording a lien on the property for the assessed penalty.

Please contact Code Enforcement staff within ten (10) days of receiving this letter to discuss outstanding Notices and the options available to you to bring the property into compliance and to settle and resolve case.

To contact Code Enforcement, call the Code Enforcement Line at (707) 476-2429 or e-mail Code Compliance Officer, Warren Black, at WBlack2@co.humboldt.ca.us. Thank you for your cooperation.

COUNTY OF HUMBOLDT:

By: 
Code Enforcement Investigator, Brian Bowes
Humboldt County Planning and Building Department

Date: October 01, 2021



COUNTY OF HUMBOLDT
CODE ENFORCEMENT
UNIT
3015 H Street
Eureka, California 95501
(707) 476-2429

NOTICE OF ADMINISTRATIVE CIVIL PENALTY ASSESSMENT

[Humboldt County Code §352-15]

Address of Affected Property:

Assessor's Parcel Number:
531-074-005-000

Owner:
Jose M C Amezcua
8241 Lovers Ln
Hollister, CA 95023

NOTICE IS HEREBY GIVEN that a final administrative civil penalty in the amount of **Two Million Seven Hundred Ninety Thousand Dollars (\$2,790,000.00)** has been imposed based on the Humboldt County Code Enforcement Unit's determination that a violation, as defined by Humboldt County Code Section 352-3(t), has occurred or exists on the above-referenced property situated in the County of Humboldt, State of California, as described in "Attachment A – Legal Description."

NOTICE IS FURTHER GIVEN that the Code Enforcement Unit will seek to levy an administrative civil penalty assessment against the property on which the violation occurred or exists in the amount of **Two Million Seven Hundred Ninety-One Thousand Ninety-Six Dollars and ninety-eight cents (\$2,791,096.98)** in order to collect the administrative civil penalty and recover the administrative costs and/or attorney's fees, as described in "Attachment B – Account of Costs Incurred," associated with the actions taken by the Code Enforcement Unit to impose the administrative civil penalty, as described in "Attachment C – Actions Required to Impose Administrative Civil Penalty."

NOTICE IS FURTHER GIVEN that you may file with the Code Enforcement Unit an objection to the proposed assessment that is limited to the amount of the administrative civil penalty, and/or the amount of the administrative costs and/or attorney's fees associated therewith, within ten (10) calendar days after service of this Notice of Administrative Civil Penalty Assessment.

APN: 531-074-005-000

NOTICE IS FURTHER GIVEN that an objection to the proposed assessment, must be prepared using the form attached hereto as "Attachment D – Administrative Civil Penalty Assessment Appeal Hearing Request Form," and signed under penalty of perjury.

NOTICE IS FURTHER GIVEN that, upon receipt of an objection to the proposed assessment, the Code Enforcement Unit shall set the matter for hearing before the Humboldt County Board of Supervisors and issue a Notice of Administrative Civil Penalty Assessment Appeal Hearing as set forth in Humboldt County Code Section 352-17.

NOTICE IS FURTHER GIVEN that the date of the Administrative Civil Penalty Assessment Appeal Hearing shall be no sooner than fifteen (15) calendar days after the date on which the Notice of Administrative Civil Penalty Assessment Appeal Hearing is served.

NOTICE IS FURTHER GIVEN that the proposed assessment shall be deemed final and summarily approved by the Humboldt County Board of Supervisors without holding an Administrative Civil Penalty Assessment Appeal Hearing, if an objection to the proposed assessment is not filed within ten (10) calendar days after service of this Notice of Administrative Civil Penalty Assessment.

NOTICE IS FURTHER GIVEN that the final administrative civil penalty assessment, as approved by the Humboldt County Board of Supervisors, may become a lien against the property on which the violation occurred or exists that has the same force, effect and priority of a judgment lien governed by the provisions of California Code of Civil Procedure Sections 697.310, et seq., and may be extended as provided in California Code of Civil Procedure Sections 683.110, et seq.

NOTICE IS FURTHER GIVEN that an additional Notice of Violation and Proposed Administrative Civil Penalty can be served upon you, if the violation occurs, continues or exists after ninety (90) days from the date on which the initial civil administrative penalty is imposed.

Humboldt County Code Enforcement Unit, Planning & Building Dept:

Signature:  _____

Name: John Ford _____

Title: Director, Planning & Building Dept. _____

Date: 4/21/2022 _____

ATTACHMENT A LEGAL DESCRIPTION

EXHIBIT "A" Legal Description

For APN/Parcel ID(s): 531-074-005

THE LAND REFERRED TO HEREIN BELOW IS SITUATED IN THE UNINCORPORATED AREA IN COUNTY OF HUMBOLDT, STATE OF CALIFORNIA AND IS DESCRIBED AS FOLLOWS:

PARCEL ONE

The Northeast Quarter of the Southeast Quarter of Section 29, Township 10 North, Range 4 East, Humboldt Meridian.

PARCEL TWO

A non-exclusive right of way for ingress and egress and public utility purposes over and across the existing logging road running in a general Westerly and Easterly direction across the Southerly portion of the Northwest Quarter of the Southeast Quarter of Section 29, Township 10 North, Range 4 East, to connect with another existing road lying within said Northwest Quarter of Southeast Quarter.

Being that same right of way conveyed to Phillip K. Cox, et ux, by Eugene McLaughlin by grant deed recorded July 31, 1975 in Book 1299, Official Records, at Page 645, Humboldt County Records.

ATTACHMENT B ACCOUNT OF COSTS INCURRED

ADMINISTRATIVE COSTS		
Violation(s)	Nature of Cost Incurred	Amount
§314-55.4.3 §331-28; 314-55.4.3	Agency Assistance on Law Enforcement Search Warrant 8.75 Staff Hours Driving Mileage Cost	\$ 954.50
	Preparation and Service of Notice to Abate Nuisance & Notice of Violation by Posting and by Mail 1 Staff Hours Grant Deed Cost Certified Mailing Cost Driving Mileage Cost	\$ 121.48
§331-14; 314-55.4.3 §314-61.1; 314-55.4.3	Preparation and Service of 90 Days Unresolved NOV Warning Letter by Mail 0.25 Staff Hours	\$ 21.00
§521-4		Total Cost \$ 1,096.98

ATTACHMENT C ACTIONS REQUIRED TO IMPOSE ADMINISTRATIVE CIVIL PENALTY

Violation(s)	Nature of Actions Taken To Impose Administrative Civil Penalty	Date
§314-55.4.3	Agency Assistance on Law Enforcement Search Warrant	August 19, 2020
§331-28; 314-55.4.3	Preparation and Service of Notice to Abate Nuisance & Notice of Violation by Posting and by Mail	September 30, 2020
§331-14; 314-55.4.3 §314-61.1; 314-55.4.3 §521-4	Preparation and Service of 90 Days Unresolved NOV Warning Letter by Mail	October 1, 2021

ATTACHMENT D ADMINISTRATIVE CIVIL PENALTY ASSESSMENT APPEAL HEARING REQUEST FORM

Address of Affected Property:

Assessor's Parcel Number: 531-074-005-000

To: Humboldt County Code Enforcement Unit
3015 H Street
Eureka California, 95501

Pursuant to Humboldt County Code Section 352-17, I am requesting a hearing to contest the amount of the administrative civil penalty assessment proposed to be levied against the property on which the violation occurred or exists in order to collect the final administrative civil penalty and recover the administrative costs and/or attorney's fees associated with the actions taken by the Humboldt County Code Enforcement Unit to impose the administrative civil penalty.

[Brief statement of the material facts that the requesting party claims support the contention that the amount of the administrative penalty, and/or the administrative costs and/or attorney's fees associated therewith, are inappropriate under the circumstances of this case]:

[Address at which the requesting party agrees to accept service of any additional notices or documents relating to the Code Enforcement Unit's determination of the amount of the proposed administrative civil penalty for the above-referenced property.]:

Name: _____ Telephone Number: _____

Address: _____ City, State: _____

I hereby declare under the penalty of perjury, under the laws of the State of California, that the foregoing is true and correct to the best of my knowledge.

Signature: _____ Date: _____

Name: _____

PROOF OF SERVICE

STATE OF CALIFORNIA)
) ss.
COUNTY OF HUMBOLDT)

I, Annette Van Elzen, say:

I am a citizen of the United States, over 18 years of age, a resident of the County of Humboldt, State of California, and not a party to the within action; that my business address is County of Humboldt Planning & Building Dept.; 3015 H Street, Eureka, California; that on April 26, 2022, I served a true copy of **NOTICE OF ADMINISTRATIVE CIVIL PENALTY ASSESSMENT.**

XXX by placing a true copy thereof enclosed in a sealed envelope and depositing the envelope at my place of business for same-day collection and mailing with the United States mail, following our ordinary business practices with which I am readily familiar, addressed as set forth below:

**Jose M C Amezcua
8241 Lovers Ln
Hollister, CA 95023**

_____ by personally hand delivering a true copy thereof to the occupant who resides at the premises located at:

_____ by personally posting a true copy thereof on a gate allowing access to property:

_____ by placing a true copy thereof in the designated place at Court Operations to the attorney/parties named below:

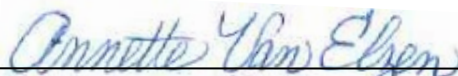
_____ by placing a true copy in the County's Mailroom designated to the attorney named below:

_____ by fax as set forth below:

_____ by electronic service as set forth below:

I declare under penalty of perjury that the foregoing is true and correct.

Executed on this 26th day of April, 2022, in the City of Eureka, County of Humboldt, State of California.



Annette Van Elzen - Legal Office Assistant

PROOF OF SERVICE

STATE OF CALIFORNIA)
) ss.
COUNTY OF HUMBOLDT)

I, Branden Howton, say:

I am a citizen of the United States, over 18 years of age, a resident of the County of Humboldt, State of California, and not a party to the within action; that my business address is County of Humboldt Planning & Building Dept.; 3015 H Street, Eureka, California; that on Arpil 22, 2022, I served a true copy of **NOTICE OF ADMINISTRATIVE CIVIL PENALTY ASSESSMENT.**

_____ by placing a true copy thereof enclosed in a sealed envelope and depositing the envelope at my place of business for same-day collection and mailing with the United States mail, following our ordinary business practices with which I am readily familiar, addressed as set forth below:

_____ by personally hand delivering a true copy thereof to the occupant who resides at the premises located at:

_____ by personally posting a true copy thereof on a gate allowing access to property:
APN: 531-074-005-000; GPS 41.23376, -123.71551

_____ by placing a true copy thereof in the designated place at Court Operations to the attorney/parties named below:

_____ by placing a true copy in the County’s Mailroom designated to the attorney named below:

_____ by fax as set forth below:

_____ by electronic service as set forth below:

I declare under penalty of perjury that the foregoing is true and correct.

Executed on this 23rd day of April 2022, in the City of Eureka, County of Humboldt, State of California.

Branden Howton, Code Compliance Officer



Address of Affected Property:

Assessor's Parcel Number:

531-074-005-000

Owner:

Jose M C Amezcua

8241 Lovers Ln

Hollister, CA 95023

NOTICE IS HEREBY GIVEN that a final
Seven Hundred Ninety Thousand Dollars (
County Code Enforcement Unit's determination
Section 352-3(t), has occurred or exists on the
Humboldt, State of California, as described in

NOTICE IS FURTHER GIVEN that the Code
civil penalty assessment against the property on
Two Million Seven Hundred Ninety-One Tho
(\$2,791,096.98) in order to collect the administrative
and/or attorney's fees, as described in Attachment
actions taken by the Code Enforcement Unit to imp
"Attachment C - Actions Required to Dispose Admini

2022.4.22 09:30

NOTICE IS FURTHER GIVEN



COUNTY OF HUMBOLDT
CODE ENFORCEMENT
UNIT
3015 H Street
Eureka, California 95501
(707) 476-2429



HUMBOLDT COUNTY
CODE ENFORCEMENT UNIT

Warren Black
Code Compliance Officer

Phone: (707) 476-2429
Fax: (707) 445-2676
Text: (707) 445-2678

2015 H Street
Eureka, CA 95501
wblack@hcs.humboldt.ca.us

NOTICE OF ADMINISTRATIVE CIVIL PENALTY ASSESSMENT

[Humboldt County Code §352-15]

Address of Affected Property:

Assessor's Parcel Number:
531-074-005-000

Owner:
Jose M C Amezcua
8241 Lovers Ln
Hollister, CA 95023

NOTICE IS HEREBY GIVEN that a final administrative civil penalty in the amount of **Two Million Seven Hundred Ninety Thousand Dollars (\$2,790,000.00)** has been imposed based on the Humboldt County Code Enforcement Unit's determination that a violation, as defined by Humboldt County Code Section 352-3(i), has occurred or exists on the above-referenced property situated in the County of Humboldt, State of California, as described in "Attachment A - Legal Description."

NOTICE IS FURTHER GIVEN that the Code Enforcement Unit will seek to levy an administrative civil penalty assessment against the property on which the violation occurred or exists in the amount of **Two Million Seven Hundred Ninety-One Thousand Ninety-Six Dollars and ninety-eight cents (\$2,791,096.98)** in order to collect the administrative civil penalty and recover the administrative costs and/or attorney's fees, as described in "Attachment B - Account of Costs Incurred," associated with the actions taken by the Code Enforcement Unit to impose the administrative civil penalty, as described in "Attachment C - Actions Required to Comply with Administrative Civil Penalty."

NOTICE IS FURTHER GIVEN that you may file with the Code Enforcement Unit an objection to the proposed assessment that is limited to the amount of the administrative civil penalty, and/or the amount of the administrative costs and/or attorney's fees associated therewith, within ten (10) calendar days after service of this Notice of Administrative Civil Penalty Assessment.

APN: 531-074-005-000

STAPLES

2022.4.22 09:30



NOTICE OF HEARING AND
PROPOSED ADMINISTRATIVE
CIVIL PENALTY

NOTICE OF ADMINISTRATIVE
CIVIL PENALTY ASSIGNMENT

2022.4.22 09:30



2022.4.22 09:30



2022.4.22 09:30