

Attachment B

Notice of Nuisance Abatement Assessment Lien



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

Government Code § 27383

2022-022932

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

Pages: 15

Recording Fee: \$ 0.00
Tax Fee: \$0
Clerk: jc Total: \$0.00
Dec 27, 2022 at 01:43:54



NOTICE OF NUISANCE

ABATEMENT

ASSESSMENT LIEN



[Humboldt County Code §351-22]

Address of Affected Property: 120784 State Highway 101, Orick, CA 95555

Assessor's Parcel Number: 520-086-008

Owner: Green Valley Motel, LLC
DBA Green Valley Motel
1732 Almanor St.
Oxnard, CA 93030

Amanda Kushwaha
Agent For Service Process
1732 Almanor St.
Oxnard, CA 93030

NOTICE IS HEREBY GIVEN that the Humboldt County Code Enforcement Unit has taken the actions described in "Attachment A – Actions Required to Abate Nuisance" to correct the condition or conditions found to constitute a nuisance on the above-referenced property situated in the County of Humboldt, State of California, as described in "Attachment B – Legal Description."

NOTICE IS FURTHER GIVEN that, after completion of the nuisance abatement proceedings described in "Attachment C – Nuisance Abatement Proceedings," the Humboldt County Board of Supervisors approved the levy of a nuisance abatement assessment against the affected property in the amount of **One Hundred Nineteen Thousand Two Hundred Eighty Nine Dollars and Six Cents (\$119,289.06)**, which is attached hereto as "Attachment D – Final Nuisance Abatement Assessment," in order to recover the abatement costs, administrative costs and/or attorney's fees incurred to correct the condition or conditions found to constitute a nuisance on the affected property.

A CLAIM OF LIEN IS HEREBY MADE upon the affected property in the amount of the above-referenced final nuisance abatement assessment levied against the affected property, as described in "Attachment D – Final Nuisance Abatement Assessment," in order to recover the abatement costs, administrative costs and/or attorney's fees incurred during the performance of the actions required to correct the condition or conditions found to constitute a nuisance on the affected property.

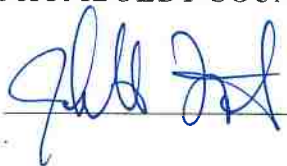
NOTICE IS FURTHER GIVEN that upon recordation of this Notice of Nuisance Abatement Lien, which shall be no sooner than forty-five (45) calendar days after service thereof, the Nuisance Abatement Assessment Lien shall become a charge against the affected property and may be collected at the same time 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 affected property may be sold by the Humboldt County Treasurer-Tax Collector after three (3) years for unpaid delinquent Nuisance Abatement Assessment Liens.

NOTICE IS FURTHER GIVEN that the Nuisance Abatement Assessment Lien shall also have 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 the Nuisance Abatement Assessment Lien may be foreclosed, and the affected property sold, by the filing of a complaint for foreclosure in a court of competent jurisdiction, and the issuance of a judgment to foreclose.

FOR THE HUMBOLDT COUNTY CODE ENFORCEMENT UNIT:

Signature:  _____

Title: Director Planning and Building Department

Name: John Ford

Date: 10/20/2022

CERTIFICATE OF ACKNOWLEDGMENT

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.

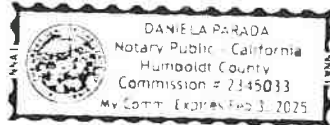
STATE OF CALIFORNIA }
COUNTY OF HUMBOLDT }

On this 20th day of OCTOBER, 2022, before me, Daniela Parada Notary Public, personally appeared John Ford 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 acted, executed the instrument.

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

Witness my hand and official seal.

Daniela Parada (seal)
Signature



ATTACHMENT A ACTIONS REQUIRED TO ABATE NUISANCE

Violations	Nature of Corrective Actions Taken	Date
§351-3(c)	Receive Complaint and Open Case	December 7, 2020
	Conduct Research	December 9, 2020
§311-10.1	Drive-By Property	December 11, 2020
§521-4	Research Business License	March 23, 2021
§354-1	Responded to Property and Contacted Onsite Manager - Consent Inspection Requested and Refused	March 23, 2021
	Phone Call with Property Owner Regarding Scheduling a Consent Inspection	April 23, 2021
	Joint Response to Property to Inspect	September 15, 2021
	Interdepartmental Meeting Regarding Motel Abatement & Impacts to Occupants	September 24, 2021
	Compose and Send Letter to Property Owner	December 10, 2021
	Phone Call with Motel Manager Regarding Dumpster	September 21, 2021
	Phone Call with Property Owner Regarding Violations	September 23, 2021
	Served NTA and NOV, Conference Call with Property Owner	October 12, 2021
	Coordinate Junk Vehicle Tow, Prepare Junk Vehicle Letters	October 14-15, 2021
	Disperse Tenant Relocation Forms to Occupants of Motel	October 19, 2021
	Tenant Relocation Benefit Form Coordination	October 20, 2021
	Conference Call with Property Owner Regarding Compliance Agreement	October 22, 2021
	Phone Call with DHHS Regarding Certain Tenant Relocations	October 22, 2021
	Prepare Inspection Warrant & Order of Abatement	Oct. 25-Nov. 3, 2021
	Disperse Tenant Relocation Benefit Checks	October 25-28, 2021
	Coordinate Service of Inspection Warrant	November 2, 2021

§351-3(c)	Respond to Motel to Post Inspection Warrant & Order of Abatement	November 3, 2021
§311-10.1	Serve Inspection Warrant & Order of Abatement	November 5, 2021
§521-4	Inspection Warrant & Order of Abatement Follow-up/Reports	November 9, 2021
§354-1	Research and Coordinate Exterminators	November 15, 2021
	Prepare Inspection Warrant & Order of Abatement for Fumigation	Dec. 27 – Jan. 4, 2022
	Coordinate Asbestos and Lead Testing	January 3, 2022
	Phone Call from Potential Buyer of Property	January 6, 2022
	Conference Call with Property Owner	January 13, 2022
	Posted Inspection Warrant & Order of Abatement for Fumigation	February 22, 2022
	Respond to Various Inquiries Regarding Status of Case	April – July, 2022
	Prepare Notice of Nuisance Abatement Assessment	August 10, 2022
	Post Notice of Nuisance Abatement Assessment	August 18, 2022
	Notice of Nuisance Abatement Assessment Approved by the Board of Supervisors	October 4, 2022
	Notice of Nuisance Abatement Assessment Lien Prepared	October 18, 2022

ATTACHMENT B

LEGAL DESCRIPTION

That real property situated in the State of California, County of Humboldt, described as follows:

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

Those portions of the Northeast Quarter of Section 4, Township 10 North, Range 1 East, Humboldt Meridian, described as follows:

PARCEL ONE

COMMENCING on the Southerly line of the State Highway as conveyed to the State of California by Robert Swan by Deed of May 16, 1924 recorded May 17, 1924 in Book 169, Page 54 of Deeds, where said East line is intersected by the Southwesterly line of the parcel of land heretofore conveyed by Robert Swan to B.P. McConnaha by Deed recorded in Book 150, Page 443 of Deeds, in the Office of the County Recorder of said County;

thence along the Southwesterly line of said parcel conveyed to McConnaha, South 48 degrees 30 minutes East, 87.4 feet to the most Southerly corner thereof, said corner being the true point of beginning of the parcel of land to be herein described;

thence from said true point of beginning South 41 degrees 21 minutes West parallel with the State Highway, 425 feet;

thence South 48 degrees 30 minutes East, 75 feet;

thence North 41 degrees 21 minutes East parallel with the State Highway 425 feet; thence North 48 degrees 30 minutes West, 75 feet to the point of beginning.

PARCEL TWO

COMMENCING on the Southeasterly line of the State Highway right of way (as conveyed to the State of California, by Robert Swan by Deed dated May 16, 1924, and recorded May 17, 1924 in Book 169, Page 54 of Deeds) where said East line is intersected by the Southwesterly line of a parcel of land heretofore conveyed by Robert Swan to B.P. McConnaha and C.J. McConnaha by Deed recorded November 17, 1920 in Book 150, Page 443 of Deeds;

thence along the Southwesterly line of said parcel conveyed to McConnaha, South 48 degrees 30 minutes East, 87.4 feet to the most Southerly corner thereof;

thence South 41 degrees 21 minutes West parallel with the State Highway, 425 feet;

thence North 48 degrees 39 minutes West, 87 feet to the said State Highway;

thence along same North 41 degrees 21 minutes East, 425 feet to the point of beginning.

PARCEL THREE

BEGINNING at a point on the East side of the County Road leading from Trinidad to Crescent City (as it existed in the year 1920), distant 220 feet Southwesterly from the Southwest corner of lot conveyed to Orick School District by Robert Swan by Deed dated in November 1919, and recorded in Book 148, Page 457 of Deeds, in the Office of the County Recorder of said County;

thence along the East side of said road South 41 degrees 30 minutes West, 100 feet;

thence South 48 degrees 30 minutes East, 110 feet; thence North 41 degrees 30 minutes East, 100 feet;

thence North 48 degrees 30 minutes West, 110 feet to the point of beginning.

ATTACHMENT B
LEGAL DESCRIPTION
(continued)

PARCEL FOUR

An easement for water pipe lines together with the right to lay, replace and maintain said pipe lines over the following described strips of land:

- (1) A strip of land 15 feet in width, the center line of which begins on the Westerly line of the State Highway at a point North 41 degrees 12 minutes East thereon 75 feet from the most Southerly corner of the land conveyed to James L. Hagood and wife by Deed recorded April 23, 1970, under Recorder's Serial No. 5737, in the Office of the County recorder of said County.

- (2) A strip of land 4 feet in width the center line of which begins at Point "A" herein above referred to; thence North 48 degrees 42 minutes West, 48 feet to a point (said point for convenience herein is designated as Point "B");
thence continuing North 48 degrees 42 minutes West, 65 feet;
thence South 41 degrees 18 minutes West, 75 feet to the Southwesterly line of said land conveyed to James L. Hagood and wife above mentioned.

- (3) A strip of land 4 feet in width, the center line of which begins at Point "B" herein above referred to; thence North 3 degrees 42 minutes West to the Northeasterly line of said land conveyed to James L. Hagood and wife above mentioned.

ATTACHMENT C NUISANCE ABATEMENT PROCEEDINGS

Violations	Nature of Nuisance Abatement Proceedings	Date
§351-3(c)	Receive Complaint and Open Case	December 7, 2020
	Conduct Research	December 9, 2020
§311-10.1	Joint Response to Property to Inspect	September 15, 2021
§521-4	Served NTA and NOV, Conference Call with Property Owner	October 12, 2021
§354-1	Tenant Relocation Benefit Coordination	October 19-28, 2021
	Prepare Inspection Warrant & Order of Abatement	Oct. 25-Nov. 3, 2021
	Serve Inspection Warrant & Order of Abatement	November 5, 2021
	Return Inspection Warrant & Order of Abatement	November 17, 2021
	Prepare Inspection Warrant & Order of Abatement for Fumigation	Dec. 27 – Jan. 4, 2022
	Coordinate Asbestos and Lead Testing	January 3, 2022
	Serve Inspection Warrant & Order of Abatement for Fumigation & Testing	January 6, 2022
	Return Inspection Warrant & Order of Abatement for Fumigation & Testing	April 7, 2022
	Prepare Notice of Nuisance Abatement Assessment	August 10, 2022
	Post Notice of Nuisance Abatement Assessment	August 18, 2022
Notice of Nuisance Abatement Assessment Approved by the Board of Supervisors	October 4, 2022	
Notice of Nuisance Abatement Assessment Lien Prepared	October 18, 2022	

ATTACHMENT D
FINAL NUISANCE ABATEMENT ASSESSMENT

BOARD OF SUPERVISORS

REX BOHN
First District
MICHELLE BUSHNELL
Second District
MIKE WILSON
Third District
VIRGINIA BASS
Chair - Fourth District
STEVE MADRONE
Vice Chair - Fifth District



COUNTY STAFF

ELISHIA HAYES
County Administrative Officer
SCOTT MILES
Interim County Counsel
KATHY HAYES
Clerk of the Board

**BOARD OF SUPERVISORS
COUNTY OF HUMBOLDT
825 FIFTH STREET
EUREKA, CA 95501
SUPERVISORS' CHAMBER, FIRST FLOOR
ACTION SUMMARY**

Tuesday, October 4, 2022

9:00 AM

Regular Meeting - Hybrid

A. ROLL CALL

Present: 5 - Supervisor Rex Bohn, Supervisor Michelle Bushnell, Supervisor Mike Wilson,
Supervisor Virginia Bass, and Supervisor Steve Madrone
Absent: 0

B. SALUTE TO THE FLAG

C. MODIFICATIONS TO THE AGENDA

Items D-11 and I-3 were pulled from the agenda to be brought back to a date undetermined.

D. CONSENT CALENDAR

Approval of the Consent Agenda

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, to approve the Consent Agenda. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Michelle Bushnell, Mike Wilson, Virginia Bass, and Steve Madrone

Clerk of the Board

- I. Board of Supervisors Teleconferencing Meetings and AB 361: Continuation of Emergency

Recommendation: That the Board of Supervisors:

1. Approve and authorize the Department of Health and Human Services - Behavioral Health to advertise and distribute the attached Request for Proposals regarding the provision of recovery residence services as part of the Substance Abuse Block Grant Program; and
2. Direct the Clerk of the Board to provide the Department of Health and Human Services Contract Unit with one (1) fully executed certified copy of the Board Order related to this item.

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, to approve staff recommendations. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Michelle Bushnell, Mike Wilson, Virginia Bass, and Steve Madrone

Department of Health and Human Services: Public Health

7. Letter of Support for the Department of Health and Human Services (DHHS) Public Health Reaccreditation

Recommendation: That the Board of Supervisors:

1. Approve and authorize the Chair to sign the letter of support to the Public Health Accreditation Board (PHAB); and
2. Direct the Clerk of the Board to return the signed letter to Public Health for submission to PHAB.

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, to approve staff recommendations. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Michelle Bushnell, Mike Wilson, Virginia Bass, and Steve Madrone

Human Resources

8. Fiscal Year 2022-2023 Professional Service Agreement Amendment with Kronick, Moskovitz, Tiedemann, and Girard.

Recommendation: That the Board of Supervisors:

- 1) Approve the amendment to professional services agreement with Kronick, Moskovitz, Tiedemann, and Girard for the term to encompass Fiscal Years 2022-23 and 2023-24 and increase the contract amount to a total not to exceed amount of \$200,000.

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, to approve staff recommendations. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Michelle Bushnell, Mike Wilson, Virginia Bass, and Steve Madrone

Planning and Building Department

9. Summarily approve Nuisance Abatement Assessment on the property located at 120784 State Hwy 101, Orick

Recommendation. That the Board of Supervisors:

1. Summarily approve the proposed Nuisance Abatement Assessment for case CE20-0849 on the property located at 120784 State Hwy 101, Orick, CA (APN 520-086-008 and 520-086-009) which is in violation of various Humboldt County Codes in the amount of \$119,289.06 in accordance with Title III, Division 5, Chapter 2, section 351-21 Summary Approval of Proposed Assessments.

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, to approve staff recommendations. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Michelle Bushnell, Mike Wilson, Virginia Bass, and Steve Madrone

10. Summarily approve Nuisance Abatement Assessment on the property located at 3029 Eel River Drive, Loleta

Recommendation. That the Board of Supervisors:

1. Summarily approve the proposed Nuisance Abatement Assessment for case 15CEU-45 on the property located at 3029 Eel River Drive, Loleta (APN 309-041-016) which is in violation of various Humboldt County Codes in the amount of \$67,821.64 in accordance with Title III, Division 5, Chapter 2, section 351-21 Summary Approval of Proposed Assessments.

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, to approve staff recommendations. The motion carried by the following vote:

Aye: 5 - Rex Bohn, Michelle Bushnell, Mike Wilson, Virginia Bass, and Steve Madrone

11. Summarily Approve Administrative Civil Penalty Assessment on Various Properties

Recommendation: That the Board of Supervisors:

1. Approve the proposed Administrative Civil Penalty Assessments on property owners who are in violation of various Humboldt County Codes including violation of Commercial Cannabis Land Use Ordinance (CCLUO) (formerly Commercial Medical Marijuana Ordinance) in the amount of \$900,000.00 plus administrative costs incurred in accordance with Title III, Division 5, Chapter 2, section 352-20 Summary Approval of Proposed Administrative Civil Penalty Assessments.

This item was pulled from the agenda to be brought back to a date undetermined.

Probation

12. Professional Services Agreement between County of Humboldt and Narum Clinical Services for Sex Offender Treatment Services

Recommendation: That the Board of Supervisors:

1. Approve the professional services agreement with Narum Clinical Services for sex offender treatment services in an amount not to exceed \$60,000 (Attachment 1); and
2. Authorize the Chief Probation Officer to sign this agreement and any future amendments after approval by County Counsel, Risk Management and the County Administrative Office.

A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, to approve staff recommendations. The motion carried by the following vote:

I, NIKKI TURNER, Deputy Clerk of the Board of Supervisors, County of Humboldt, State of California, do hereby certify the foregoing to be a full, true, and correct original record of the above entitled meeting of the Humboldt County Board of Supervisors held in Eureka, California.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Board of Supervisors.

NIKKI TURNER

Deputy Clerk of the Board of Supervisors of the County of Humboldt, State of California






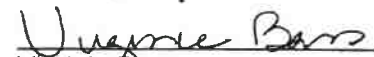
MINUTES
TUESDAY, October 04, 2022

The Honorable Board of Supervisors of the County of Humboldt met in regular session on the above date within the Humboldt County Courthouse, Eureka, California. The minutes of this meeting were approved on Tuesday, October 18, 2022 with the vote as shown below.

AYES: Supervisors: Bushnell, Bohn, Bass, Madrone, Wilson
NAYS: Supervisors: --
ABSENT: Supervisors: --
ABSTAIN: Supervisors: --



Nikki Turner
Deputy Clerk of the Board



Virginia Bass
Chair of the Board



COUNTY OF HUMBOLDT

Master

File Number: 22-1246

File ID: 22-1246	Type: Code Enforcement	Status: Passed
Version: 1	Agenda Section:	Department: Planning and Building
Subject:		File Created: 09/12/2022
		Final Action: 10/04/2022
Title: Summarily approve Nuisance Abatement Assessment on the property located at 120784 State Hwy 101, Orick		

Internal Notes:

Sponsors:

Enactment Date:

Attachments: Staff Report, Attachment A - N&OSSH and OTV, Attachment B - NTA NOV, Attachment C - Warrants, Attachment D - Pre & Post Abatement Photos, Attachment E - Invoices, Attachment F - NoN Abatement Assessment

Enactment Number:

Recommendation:

Public Notice Date:

Drafter: slippre@co.humboldt.ca.us

Effective Date:

Related Files:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Board of Supervisors	10/04/2022	approved				Pass
	Action Text: A motion was made by Supervisor Wilson, seconded by Supervisor Bushnell, to approve staff recommendations. The motion carried by the following vote: Aye: 5 Supervisor Bohn, Supervisor Bushnell, Supervisor Wilson, Supervisor Bass and Supervisor Madrone						