

ATTACHMENT F

Inspection Warrant and
Order of Abatement

FILED

MAR 16 2022

SH
SUPERIOR COURT OF CALIFORNIA
COUNTY OF HUMBOLDT

1 County of Humboldt
2 **CODE ENFORCEMENT UNIT**
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9 Attorney for Applicant
10 **COUNTY OF HUMBOLDT**

11 **SUPERIOR COURT OF CALIFORNIA**

12 **COUNTY OF HUMBOLDT**

13 IN THE MATTER OF THE
14 APPLICATION OF THE
15 COUNTY OF HUMBOLDT FOR
16 AN INSPECTION WARRANT
17 RE PREMISES AT:

18 3029 EEL RIVER DRIVE
19 LOLETA, CA 95551
20 APN: 309-041-016

21 WARRANT NO: *SW2200168*

22 **INSPECTION WARRANT AND**
23 **ORDER OF ABATEMENT**

24 The People of the State of California to:

25 **SARA QUENELL, CODE ENFORCEMENT INVESTIGATOR**

26 Proof, by declaration, made this day before me that there is cause for believing that there
27 are conditions of nonconformity in and upon the premises located at 3029 Eel River Drive, Loleta,
28 California, which Humboldt County Treasurer-Tax Collector records indicate belongs to
Margaret Belli, which constitute alleged violations of Humboldt County Code Sections 521-4 –
Improper Storage and Removal of Solid Waste; 351-1 – Junk and/or Inoperable Vehicles; 371-

1 2 – Maintaining a Junkyard; 331-28 – Construction of Building/Structure in Violation of
2 Building, Plumbing and/or Electrical Codes; 313-88.1.1.2 – Use of a Recreational Vehicle or
3 Mobile Home as a Residence in the Coastal Zone; 314-61.1 – Development in a Streamside
4 Management Area Without a Permit; 331-14 – Grading without Permits; 611-3 – Approved
5 Sewage Treatment System Required; 612-5 – Declaration of Public Nuisance: the presence of
6 sewage upon the surface of the ground.
7

8 **YOU ARE HERBY COMMANDED** to enter and inspect the premises
9 described below and to take evidence, as authorized and required by the Code of Civil Procedure
10 Section 1822.50, for the purpose of determining the previously determined violations of
11 Humboldt County Code Sections 521-4 – Improper Storage and Removal of Solid Waste; 351-
12 1 – Junk and/or Inoperable Vehicles; 371-2 – Maintaining a Junkyard; 331-28 – Construction of
13 Building/Structure in Violation of Building, Plumbing and/or Electrical Codes; 313-88.1.1.2 –
14 Use of a Recreational Vehicle or Mobile Home as a Residence in the Coastal Zone; 314-61.1 –
15 Development in a Streamside Management Area Without a Permit; 331-14 – Grading without
16 Permits; 611-3 – Approved Sewage Treatment System Required; 612-5 – Declaration of Public
17 Nuisance: the presence of sewage upon the surface of the ground still exists on the subject
18 premises, including the current conditions of the subject premises and to conduct an abatement
19 of the solid waste, junk and/or inoperable vehicles, sewage systems, and grading, without
20 limitation, the removal and disposal of solid and hazardous waste, garbage, trash, junk vehicles,
21 demolition waste, refuse, and debris. The premises are located in the unincorporated area of
22 Humboldt County described as:
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26 **3029 Eel River Drive**
27 **Loleta, CA 95551**
28 **APN: 309-041-016**

1 This warrant authorizes entry by you, employees with K.H. McKenny, Inc. and
2 it's subcontractors, law enforcement for security purposes, additional personnel from CEU,
3 Planning and Building Department staff Department of Health and Human Services staff,
4 including but not limited to Environmental Health, and such other persons as you deem necessary
5 to assist you in conducting the inspection and abatement upon the above-described property,
6 including measurements and taking of photographs of the property and the conditions found
7 upon it without limitation; removing and disposing of solid waste and hazardous material,
8 garbage, trash, junk vehicles, demolition waste, refuse, and debris; and demolition of unsafe
9 structures, including without limitation the removal of demolished materials, returning the
10 property's grade to it's original condition; capping of water and sewer pipes; installation of
11 temporary fencing, and any other reasonable steps necessary to accomplish the abatement.
12 Additionally, this warrant authorizes K.H. McKenny, Inc. to store any equipment or materials
13 deemed necessary on the property for the entirety of the abatement.
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17 You may force entry onto the property, including, but not limited to, the cutting
18 of chains or locks on gates, and removal of any and all vehicles blocking access into the subject
19 premises if the owner/occupant(s) are not present to provide entry. You may force entry into the
20 main structure and any outbuildings pursuant to this warrant located on the property to confirm
21 conditions cited and abate the cited violations. You may perform any and all other acts
22 reasonably necessary to determine the current conditions on the specified property and conduct
23 the abatement allowed by HCC Section 351-13(a).
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1 This warrant is effective from the date hereof for a period not to exceed six (6) weeks.
2 Said inspection shall not be made between 5:00 p.m. and 7:00 a.m. of the succeeding day and
3 may be made in the absence of the owner/occupant(s). This warrant shall be returned to the
4 Clerk of the Humboldt County Superior Court after it has been served.
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6 You shall advise the owner/occupant(s) that a willful refusal to permit the
7 inspection authorized by this warrant is a misdemeanor pursuant to Section 1822.57 of the Code
8 of Civil Procedure and willful refusal to permit the abatement is a violation of this order.

9 Date: March 16, 2022.
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Rosemary A. Leming

SUPERIOR COURT JUDGE