

ATTACHMENT B

Parminder Gyani #18CEU-360

APN 317-105-003

1. Recent Site History
2. Inspection Report & Photos 2018
3. Inspection Report & Photos 2020
4. Notice Documents 2018
 - a. Cover Letter for Notice to Abate Nuisance & Notice of Violation and Proposed Administrative Civil Penalty
 - b. Notice of Violation and Proposed Administrative Civil Penalty
 - c. Notice to Abate Nuisance
 - d. Proof of Service for Notice to Abate Nuisance & Notice of Violation and Proposed Administrative Civil Penalty
5. Notice Documents 2020
 - a. Cover Letter for Notice to Abate Nuisance & Notice of Violation and Proposed Administrative Civil Penalty
 - b. Notice of Violation and Proposed Administrative Civil Penalty
 - c. Notice to Abate Nuisance
 - d. Proof of Service for Notice to Abate Nuisance & Notice of Violation and Proposed Administrative Civil Penalty
6. Failure to Contact Letter and Proof of Service 2018
7. Abatement Review
8. Notice of Administrative Civil Penalty Assessment with Proof of Service



2018-02-08 (0.50m)



2018-05-23 (0.40m)

Recent Site History

APN: 317-105-003-000



20190719_185406_ssc4_u0003

July 19, 2019

Inspection Report

Marlen Richmond
Code Compliance Officer
Humboldt County

Parminder Gyani
1860 N Fuller Ave #418
Los Angeles, CA 90046
APN: 317-105-003
Blake Mountain Area

On Wednesday, August 15, 2018, I, Marlen Richmond participated in the service of a search warrant exercised by the Humboldt County Sheriff Office (HCSO). Members of team included California Department of Fish & Wildlife (CDFW), United States Forest Service (USFS), Humboldt County Code Enforcement Unit (CEU), and Humboldt County Environmental Health. Once the property was secured, we were given approval to proceed with our inspection for code violations. This report will indicate each location by GPS coordinates and indicate the associated violation at the location if applicable. The parcel was located in the Blake Mountain area of Humboldt County. Access is off State Highway 36 to Ridge Rd.

I was unaware that we would be serving a warrant on this property on this particular day so was unable to check OnTrack. The Sheriff's office did, however, check with the Planning and Building Department on the status of the parcel. They determined that it at one time had an application but it had been closed and therefore should not have cultivation. It was also determined that they had continued their operation onto adjacent Forest Service land.

The property consisted of 6 main areas spread good distances across the property. The inspection began at a large shed structure and barn near the entrance of the property and continued W across and down the hillside.

LS 1 (40.56307, -123.570356) A large shed type structure with sleeping and kitchen areas inside.
Violations: Const. of Building/Structure in Violation of Building, Plumbing and/or Electrical Codes.

SW 1 (40.563079, -123.570356) Large pile of trash leaning against building, covered in flies and bees, clearly having been there a while. Just downslope from here more trash and burnt rubbish were in a class III watercourse. Violations: Improper Storage and Removal of Solid Waste, Development in a Streamside Management Area Without a Permit.

LS 2 (40.56307, -123.570481) Large, nearly collapsing barn being used for storage and as a residence.
Violations: Const. of Building/Structure in Violation of Building, Plumbing and/or Electrical Codes.

GH 1 (40.563079, -123.570603) Small greenhouse used for outdoor cultivation of marijuana plants approximately 3' in height. Violations: : Violation of the Commercial Medical Marijuana Ordinance, Const. of Building/Structure in Violation of Building, Plumbing and/or Electrical Codes.

SW 1 (40.562958, -123.570357) Pit toilet outhouse loosely constructed with plywood. Appeared to discharge almost directly to a class III. Violations: Unapproved Sewage Disposal System.

WF 1 (40.562894, -123.570235) Class III impacted with waste and sewage. Violations: Development in a Streamside Management Area Without a Permit.

WF 2 (40.562796, -123.571192) Pond excavated on a watercourse. Violations: Development in a Streamside Management Area Without a Permit, Grading Without Permits.

(Moving across the property to the SW to reach the next developed area. Area contains an outdoor cultivation, a pool, and small generators.)

OA 1 (40.561422, -123.571276) Outdoor cultivation area consisting of marijuana plants 3-4' in height. Violations: Violation of the Commercial Medical Marijuana Ordinance.

(Continuing S across the property to reach the next developed area. Area two outdoor cultivation areas.)

OA 2 (40.560894, -123.57185) Outdoor cultivation area consisting of marijuana plants 3-4' in height. Violations: Violation of the Commercial Medical Marijuana Ordinance.

OA 3 (40.560773, -123.571349) Outdoor cultivation area consisting of marijuana plants 3-4' in height. Violations: Violation of the Commercial Medical Marijuana Ordinance.

(Moving across the property to the W to reach the next developed area. Area contains three greenhouses for mixed light and 4 outdoor cultivations. Water storage also present.)

OA 4 (40.56236, -123.575837) Outdoor cultivation area consisting of marijuana plants 3-4' in height. Violations: Violation of the Commercial Medical Marijuana Ordinance.

GH 2, 3, & 4 (40.562905, -123.576715) One small and two large mixed light greenhouses containing marijuana plants <6" in height. Violations: Const. of Building/Structure in Violation of Building, Plumbing and/or Electrical Codes, Grading Without Permits, Violation of the Commercial Medical Marijuana Ordinance.

OA 5, 6 & 7 (40.563096, -123.576644 & 40.563028, -123.576932 & 40.563362, -123.577723) Three outdoor cultivation areas consisting of marijuana plants 2-4' in height. Violations: Violation of the Commercial Medical Marijuana Ordinance.

(Continuing SW and downslope following water line in search of water source.)

WF 3 (40.560862, -123.580319) Point of diversion and water impoundment in tributary to the Mad River. Violations: Development in a Streamside Management Area Without a Permit, Grading Without Permits.

(Back upslope and to W to large developed area. Now on USFS land. Area consists of a large drying area, a shed, two mixed light greenhouses and a large outdoor cultivation.)

BS 2 (40.564353, -123.578689) Large drying area made of 12" logs, black tarps, and netting. Adjacent shack containing soil, fertilizer, and other growing supplies. Violations: Const. of Building/Structure in Violation of Building, Plumbing and/or Electrical Codes.

GH 5 & 6 (40.564704, -123.5787) Two large mixed light greenhouses containing marijuana plants approximately 12" in height. Violations: Const. of Building/Structure in Violation of Building, Plumbing and/or Electrical Codes, Grading Without Permits, Violation of the Commercial Medical Marijuana Ordinance.

OA 8 & 9 (40.564647, -123.578814 & 40.564787, -123.578454) Two outdoor cultivation areas on either side of greenhouses, consisting of marijuana plants approximately 4' in height. Violations: Violation of the Commercial Medical Marijuana Ordinance.

(Backtracking E across the property and continuing down the final road, central to the property at the S end.)

OA 10 (40.560757, -123.574131) Outdoor cultivation area not currently in use. Violations: Violation of the Commercial Medical Marijuana Ordinance.

OA 11 (40.562151, -123.574361) Long and narrow outdoor cultivation area consisting of marijuana plants 3-4' in height. Violations: Violation of the Commercial Medical Marijuana Ordinance.

Summary

7 cannabis cultivation sites using both outdoor and mixed light methods were eradicated by HCSO.

Roads appeared recently graded with high amounts of loose sediment. Imagery shows large amounts of grading done in last year (see Recent Site History). There was one unpermitted pond on parcel.

Though no large landfill, there were many smaller concentrations of waste across property.

Outhouse at main living area discharging directly to the ground surface, very near to waterway.

CDFW found multiple violations of watercourses.

Violations:

Grading Without Permits

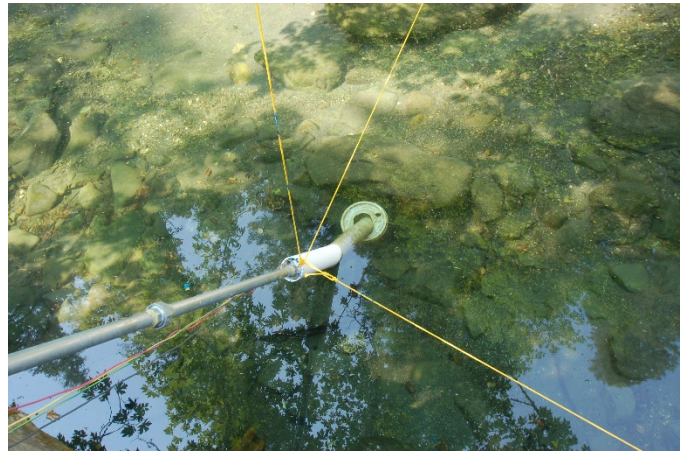
Const. of Building/Structure in Violation of Building, Plumbing and/or Electrical Codes

Violation of the Commercial Medical Marijuana Ordinance

Development in a Streamside Management Area Without a Permit

Unapproved Sewage Disposal System

Improper Storage and Removal of Solid Waste



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

Inspector: Brady Wylie	Date: 8/12/2020
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PROPERTY DETAILS	
Type of Inspection: Search Warrant	Main Agency: HCSO
Property Name(s): Gyani Parminder 9537 DALEGROVE DR BEVERLY HILLS CA 90210-1711	APN(s): 317-105-003-000
Situs Address/Area: US Forest Route 1	Zoning: TPZ
Ownership History; Purchased: Jennifer Vaatete (1/12/2018)	Grant Deed: 2018-00473

Planning & Building Records	
Permits: None	Applicant: PLN-12598-SP: Closed Due to Inactivity
Special Notes: n/a	CEU Case: 18CEU-360: NTA/NOV Served

INSPECTION DETAILS	
Meet up:	Time: 15:00
Other Agencies: CDFW, CDFA.	

SUMMARY: 317-105-003-000 Gyani Parminder

In support of Law Enforcement Operations on 8/12/2020, at approximately 15:00, I accompanied the Humboldt County Sheriff's Office on a Search Warrant for parcel number 317-105-003-000, located off Forest Route 1, between Mad River, and Blue Lake, CA. Other agencies on scene were the California Department of Fish and Wildlife, and the California Department Food and Agriculture. 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, Unpermitted Structures, Unpermitted Grading, Development in a Streamside Management Area, Improper Storage and Removal of Solid Waste, and an Unapproved Sewage Disposal System.

The property consisted of seven (7) graded flats that encompassed greenhouses with cannabis cultivation. I will refer to the three (4) westernmost flats working west to east. The remaining three (3) flats were located on the eastern side of the property and were aligned in a north to south position, and therefore I will refer to the remaining greenhouses in northern to southern orientation.

The westernmost graded flat measured approximately 3,600 SF and had a 20' cut. The flat supported a greenhouse (approx. 2,961 SF) that contained 3-4' budded cannabis. Directly below was the location of an additional graded area (approx. 18,900 SF w/ 3-4' cut) that encompassed two (2) greenhouses that measured 3,960 SF and both contained 3-4' budded cannabis. The area surrounding the graded flats had tree removal and graded fill within a SMA. Some of the graded fill appeared to be within the creek bed.

The next graded flat, being the centermost of the westernmost graded flats, measured approximately 4,410 SF with an 8' cut. The graded flat had a greenhouse situated in the center of the flat that measured approximately 3,024 SF and had 3-4' budded cannabis. On the southwest corner of the flat was a solid waste pile of uncontained garbage.

The next graded flat, is the easternmost of the four (4) graded flats. The flat measured approximately 3,150 SF with a 6' cut. A greenhouse was situated on the flat and was approximately 2,772 SF and contained 3' budded cannabis. On the fringes of the flat, three (3) squirrels were found dead with blood spewing out of their noses. No entry/exit wound was observed from a bullet. A CDFW Senior Environmental Scientist and I concluded that a rodenticide was likely the culprit for the death of the squirrels. The CDFW Environmental Scientist removed/bagged the dead squirrels for proper disposal so that birds of prey or scavengers wouldn't eat the poisoned critters.

The remaining three (3) flats are the easternmost flats that I mentioned I'd refer to in a north to south orientation. The northernmost of the easternmost flats measured approximately 10,125 SF with a 10' cut. The flat encompassed a greenhouse that measured approximately 3,564 SF and contained 3-4' budded cannabis.

The centermost of the easternmost graded flats measured approximately 5,400 SF with a 6' cut. A large/steep berm was observed for the development of the bench flat. The flat supported a greenhouse that measured approximately 3,870 SF and contained 3-4' budded cannabis.

The southernmost of the easternmost graded flats measured approximately 2,700 SF with a 6' cut. The graded flat supported a greenhouse, approximately 2,376 SF, that contained 3-4' budded cannabis.

The remaining violations occurred near the barn and residence on the property which is located north of the three (3) easternmost graded flats. The barn was used for storage of cultivation related items. Located behind the barn were two (2) water tanks with water lines heading downslope towards the cultivation areas. Next to the barn, was a residence. Behind the residence was an outhouse that had a sewage outflow pipe running downslope to an open pit, constituting an unapproved sewage disposal system violation.

Please refer to "Locations of Interest" below for additional details/measurements:

Locations of Interest: 317-105-003-000 Gyani Parminder			
Lat.	Long.	Description	Violation
40.562871	-123.572635	New graded road	331-14
40.561905	-123.574191	GH: approx. 2,772 SF w/ 3' budded cannabis in beds	314-55.4/ 331-28
40.561938	-123.574162	Graded flat: approx. 3,150 SF w/ 6' cut	331-14
40.563046	-123.576552	GH: approx. 2,961 SF w/ 3-4' budded cannabis in beds	314-55.4/ 331-28
40.563018	-123.576635	Graded flat: approx. 3,600 SF w/ 20' cut	331-14
40.562849	-123.576597	Graded flat: approx. 18,900 SF w/ 3-4' cut	331-14
40.562839	-123.576677	GH: approx. 3,960 SF w/ 3-4' budded cannabis	314-55.4/ 331-28
40.562741	-123.576717	Tree removal and graded fill in SMA	331-14/ 314-61.1
40.56274	-123.57682	GH: approx. 3,960 SF w/ 3-4' budded cannabis	314-55.4/ 331-28
40.562856	-123.576195	Graded fill pushed into SMA	331-14/ 314-61.1
40.562439	-123.57588	GH: approx. 3,024 SF w/ 3-4' budded cannabis	314-55.4/ 331-28
40.562465	-123.575907	Graded flat: approx. 4,410 SF w/ 8' cut	331-14
40.562375	-123.576074	Solid waste: uncontained garbage	521-4
40.562547	-123.573414	(4) water tanks	-
40.56305	-123.570519	Barn: cultivation storage	-
40.562936	-123.570498	(2) water tanks	-

40.563043	-123.570358	Residence	-
40.562985	-123.570332	Outhouse: sewage outflow pipe drains to open pit	611-3
40.562032	-123.571255	Graded flat: approx. 10,125 SF w/ 10' cut	331-14
40.561977	-123.57131	GH: approx. 3,564 SF w/ 3-4' budded cannabis	314-55.4/ 331-28
40.561469	-123.571116	GH: approx. 3,870 SF w/ 3-4' budded cannabis	314-55.4/ 331-28
40.561492	-123.571143	Graded flat: approx. 5,400 SF w/ 6' cut	331-14
40.560894	-123.571826	Graded flat: approx. 2,700 SF w/ 6' cut	331-14
40.560894	-123.57187	GH: approx. 2,376 SF w/ 3-4' budded cannabis	314-55.4/ 331-28

VIOLATIONS FOR PARCEL: 317-105-003-000 Gyani Parminder

Section	Nature	Count
331-14	Grading Without Permits	11
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	26,437 SF
314-61.1	Development in a Streamside Management Area without a Permit	1
611-3	Unapproved Sewage Disposal System	1
521-4	Improper Storage and Removal of Solid Waste	1

NOTES: 317-105-003-000 Gyani Parminder

Number of Cannabis Plants: 5,520

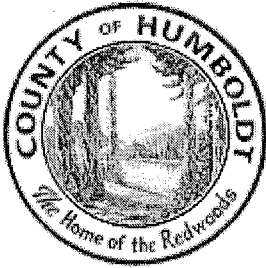
Processed: 0

People on Site: 0

Other Notes:

Three (3) squirrels found dead with blood spewing out of their noses surrounding one of the cultivation areas. No entry/exit wound observed from a bullet. A CDFW Senior Environmental Scientist and I concluded that a rodenticide was likely the culprit for the death of the squirrels. The CDFW Environmental Scientist removed/bagged the dead squirrels for proper disposal so that birds of prey or scavengers wouldn't eat the poisoned critters.





CODE ENFORCEMENT UNIT
COUNTY OF HUMBOLDT

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

October 04, 2018

Parminder Gyani
1860 N Fuller Ave #418
Los Angeles, CA 90046

Re: Service of a Notice to Abate Nuisance & Notice of Violation and Proposed Administrative Civil Penalty; Parminder Gyani; River Rd, Dinsmore, CA 95526; APN: 317-105-003-000

To Parminder Gyani:

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:

- 331-14: *Grading Without Permits*
- 331-28: *Construction of Building/Structure in Violation of Building, Plumbing and/or Electrical Codes*
- 314-55.4: *Violation of the Commercial Cannabis Land Use Ordinance*
- 314-61.1: *Development within a Streamside Management Area*
- 611-3: *Unapproved Sewage Disposal System*
- 521-4: *Improper Storage and Removal of Solid Waste*

Consequently, the Code Enforcement Unit has elected to record a *Notice to Abate Nuisance & Notice of Violation and Proposed Administrative Civil Penalty* against your property.

Please note that these recorded Notices may hinder the property owner's ability to sell or refinance the property. The Notices also states 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 \$10,000 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.

If you have any questions or concerns about these documents or the code enforcement process in general, please feel free to call me at #707-476-2429 or email me at BBowes1@co.humboldt.ca.us.

Sincerely,

Brian Bowes
Investigator, 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

NOTICE TO ABATE NUISANCE

[Humboldt County Code §351-7]

Address of Affected Property:

River Rd, Dinsmore, CA 95526

Assessor's Parcel Numbers:

317-105-003-000

Owners:

Parminder Gyani
1860 N Fuller Ave #418
Los Angeles, CA 90046

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.

APN: 317-105-003-000

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."

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: October 04, 2018

ATTACHMENT A

CONDITIONS CONSTITUTING A NUISANCE

Code Section	Nature of Violation	Corrective Action Required
331-14	Grading Without Permits	Apply for and obtain permits to develop and implement a restoration plan.
331-28	Construction of Building/Structure in Violation of Building, Plumbing and/or Electrical Codes	Remove all unpermitted structures with a nexus to cannabis cultivation, including applying for and obtaining a demolition permit when necessary. Apply for and obtain permits for any unpermitted structures without a nexus to cannabis cultivation
314-55.4	Violation of the Commercial Cannabis Land Use Ordinance	a) Cease commercial, medical marijuana cultivation operations and remove all supporting infrastructure and b) Apply for and obtain permits to develop and implement a restoration plan.
314-61.1	Development within a Streamside Management Area	Apply for and obtain permits to develop and implement a restoration plan.
611-3	Unapproved Sewage Disposal System	Apply for & receive permit from Environmental Health Department for sewage disposal system
521-4	Improper Storage and Removal of Solid Waste	Contain & dispose of all solid waste properly

ATTACHMENT B

LEGAL DESCRIPTION

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

The South Half of the Southeast Quarter;
the Southeast Quarter of the Southwest Quarter;
the East Half of the Northeast Quarter of the Southwest Quarter;
the Southeast Quarter of the Southeast Quarter of the Northwest Quarter; and
the Southwest Quarter of the Southwest Quarter of the Northeast Quarter, all in Section 11, Township 2 North,
Range 5 East, Humboldt Meridian.

ATTACHMENT C

CODE ENFORCEMENT APPEAL HEARING REQUEST FORM

Address of Affected Property:
River Rd, Dinsmore, CA 95526

Assessor's Parcel Number:
317-105-003-000

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: _____



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

NOTICE OF VIOLATION AND PROPOSED ADMINISTRATIVE CIVIL PENALTY

[Humboldt County Code §352-7]

Address of Affected Property:

River Rd, Dinsmore, CA 95526

Assessor's Parcel Number:

317-105-003-000

To Owner:

Parminder Gyani
1860 N Fuller Ave #418
Los Angeles, CA 90046

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 **Ten Thousand Dollars (\$10,000.00)** 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.

APN: 317-105-003-000

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 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: October 04, 2018

ATTACHMENT A

CONDITIONS CONSTITUTING A VIOLATION

Code Section	Nature of Violation	Corrective Action Required
☐ 331-14	Grading Without Permits	Apply for and obtain permits to develop and implement a restoration plan.
☐ 331-28	Construction of Building/Structure in Violation of Building, Plumbing and/or Electrical Codes	Remove all unpermitted structures with a nexus to cannabis cultivation, including applying for and obtaining a demolition permit when necessary. Apply for and obtain permits for any unpermitted structures without a nexus to cannabis cultivation
☐ 314-55.4	Violation of the Commercial Cannabis Land Use Ordinance	a) Cease commercial, medical marijuana cultivation operations and remove all supporting infrastructure and b) Apply for and obtain permits to develop and implement a restoration plan.
☐ 314-61.1	Development within a Streamside Management Area	Apply for an obtain permits to develop and implement a restoration plan.
☐ 611-3	Unapproved Sewage Disposal System	Apply for & receive permit from Environmental Health Department for sewage disposal system
☐ 521-4	Improper Storage and Removal of Solid Waste	Contain & dispose of all solid waste properly

ATTACHMENT B LEGAL DESCRIPTION

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

The South Half of the Southeast Quarter;
the Southeast Quarter of the Southwest Quarter;
the East Half of the Northeast Quarter of the Southwest Quarter;
the Southeast Quarter of the Southeast Quarter of the Northwest Quarter; and
the Southwest Quarter of the Southwest Quarter of the Northeast Quarter, all in Section 11, Township 2 North,
Range 5 East, Humboldt Meridian.

ATTACHMENT C
ADMINISTRATIVE CIVIL PENALTY APPEAL HEARING
REQUEST FORM

Address of Affected Property:
River Rd, Dinsmore, CA 95526

Assessor's Parcel Number:
317-105-003-000

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.

PROOF OF SERVICE

STATE OF CALIFORNIA)
) ss.
COUNTY OF HUMBOLDT)

I, TASHEENA EVENSON, 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 October 4th 2018 I served a true copy NOTICE TO ABATE NUISANCE AND 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.)

Parminder Gyani
1860 N Fuller Ave #418
Los Angeles, CA 90046
First Class and Cert.

_____ 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 4 day of October, 2018, in the City of Eureka, County of Humboldt, State of California.



Tasheena Evenson - 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 Courthouse; 825 Fifth Street, Eureka, California; that on October 4, 2018, 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:

X _____ by personally posting a true copy thereof on the locked steel gate entering to premises located at:

River Road, Dinsmore, CA

APN: 317-105-003

GPS: N40.57680, W123.54250

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

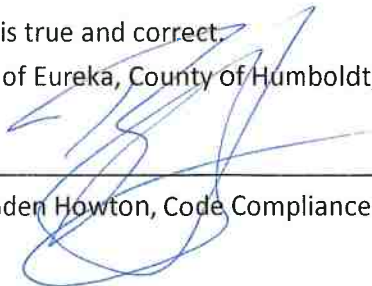
_____ by placing a true copy in the County's Mailroom designated to the attorney named below:

_____ 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 October, 2018, in the City of Eureka, County of Humboldt, State of California.



Branden Howton, Code Compliance Officer



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

NOTICE OF VIOLATION AND PROPOSED ADMINISTRATIVE CIVIL PENALTY

[Humboldt County Code §352-7]

Assessor's Parcel Number:
317-105-003-000

To Owner:
Parminder Gyani
9537 Dalegrove Dr
Beverly Hills, CA 90210

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 Penalty.

APN: 317-105-003-000

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: Code Compliance Officer

Name: Brady Wylie

Date: September 09, 2020

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 26,437 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	Eight (8) greenhouse/hoop-house 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 of multiple graded areas in excess of 50 cubic yards of cut/fill to facilitate commercial cannabis cultivation activity.	4	\$10,000 per day
611-3; 314-55.4.3	Development within a Streamside Management Area; Facilities/Activities in Violation of the Commercial Cannabis Land Use Ordinance	Grading, fill, and tree removal located within a Streamside Management Area.	4	\$10,000 per day
521-4	Improper Storage and Removal of Solid Waste	Improperly contained garbage pile	1	\$500 per day
611-3	Unapproved Sewage Disposal System	One (1) outhouse with an open pit	1	\$500 per day

ATTACHMENT B LEGAL DESCRIPTION

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

The South Half of the Southeast Quarter;
the Southeast Quarter of the Southwest Quarter;
the East Half of the Northeast Quarter of the Southwest Quarter;
the Southeast Quarter of the Southeast Quarter of the Northwest Quarter; and
the Southwest Quarter of the Southwest Quarter of the Northeast Quarter, all in Section 11, Township 2 North,
Range 5 East, Humboldt Meridian.

ATTACHMENT C
ADMINISTRATIVE CIVIL PENALTY APPEAL HEARING
REQUEST FORM

Assessor's Parcel Number:
317-105-003-000

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: _____



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

NOTICE TO ABATE NUISANCE

[Humboldt County Code §351-7]

Assessor's Parcel Numbers:

317-105-003-000

Owners:

Parminder Gyani
9537 Dalegrove Dr
Beverly Hills, CA 90210

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: 317-105-003-000

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.

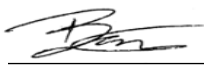
NOTICE IS FURTHER GIVEN that, if the required corrective action or actions set forth in “Attachment A – Conditions Constituting a Nuisance” is not commenced, prosecuted and completed within ten (10) calendar days after service of this Notice to Abate Nuisance, or in case of an appeal, the time limits 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: Code Compliance Officer

Name: Brady Wylie

Date: September 09, 2020

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 26,437 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	Eight (8) greenhouse/hoop-house 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 of multiple graded areas 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.
611-3; 314-55.4.3	Development within a Streamside Management Area; Facilities/Activities in Violation of the Commercial Cannabis Land Use Ordinance	Grading, fill, and tree removal located within a Streamside Management Area.	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	Improperly contained garbage pile	Contain & dispose of all solid waste properly.
611-3	Unapproved Sewage Disposal System	One (1) outhouse with an open pit	Apply for & receive permit from Department of Environmental Health (DEH) for sewage disposal system; or, cease use and implement in discussion with DEH a plan to properly remove sewage disposal system.

ATTACHMENT B LEGAL DESCRIPTION

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

The South Half of the Southeast Quarter;
the Southeast Quarter of the Southwest Quarter;
the East Half of the Northeast Quarter of the Southwest Quarter;
the Southeast Quarter of the Southeast Quarter of the Northwest Quarter; and
the Southwest Quarter of the Southwest Quarter of the Northeast Quarter, all in Section 11, Township 2 North,
Range 5 East, Humboldt Meridian.

ATTACHMENT C

CODE ENFORCEMENT APPEAL HEARING REQUEST FORM

Assessor's Parcel Number:
317-105-003-000

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: _____

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 23, 2020 I served a true copy **NOTICE TO ABATE NUISANCE AND 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.)

**Parminder Gyani
9537 Dalegrove Dr
Beverly Hills, CA 90210**

_____ 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 23rd day of September, 2020, in the City of Eureka, County of Humboldt, State of California.

Daniela Parada

Daniela Parada, Code Enforcement Legal Office Assistant

PROOF OF SERVICE

STATE OF CALIFORNIA)
) ss.
COUNTY OF HUMBOLDT)

I, Brady Wylie, 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 September 23, 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:

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

Gyani Parminder

APN: 317-105-003-000; GPS: 40.57680, -123.54250

_____ 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 9th day of October, 2020, in the City of Eureka, County of Humboldt,
State of California.



Brady Wylie, Code Compliance Officer

November 26, 2018



County of Humboldt
Planning & Building
Department
3015 H Street
Eureka, CA 95501

NOTICE OF FAILURE TO CONTACT

Parminder Gyani
1860 N Fuller Ave #418
Los Angeles, CA 90046

APN: 317-105-003-000

On October 4, 2018 a **Notice to Abate Nuisance** and **Notice of Violation** was served and filed in the Office of the Humboldt County Code Enforcement with Building and Planning, pursuant to section 351-14 of the Humboldt County Code, regarding conditions constituting a nuisance on or about the real property situated in the County of Humboldt, State of California.

This letter is to inform you that you have failed to make contact on the Notice to Abate Nuisance and/or Notice of Violation and Proposed Administrative Civil Penalty within 15 days from the date of service indicated, and that civil fines and penalties are being accrued. You may call (707) 268-3733, or e-mail wblack2@co.humboldt.ca.us.

Should you further fail to address these violations, we will commence next steps to formally assess administrative and civil penalties.

Thank you for your cooperation in this matter.

COUNTY OF HUMBOLDT:

By: 
Inspector Brian Bowes
Humboldt County Planning and Building Department

Date: 11-26-18

PROOF OF SERVICE

STATE OF CALIFORNIA)
) ss.
COUNTY OF HUMBOLDT)

I, TASHEENA EVENSON, 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 November 27th 2018 I served a true copy NOTICE OF FAILURE TO CONTACT.

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.)

Parminder Gyani
1860 N Fuller Ave #418
Los Angeles, CA 90046

_____ 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 27 day of November, 2018, in the City of Eureka, County of Humboldt, State of California.



Tasheena Evenson - Code Enforcement Legal Office Assistant

**Abatement Review:
APN: 317-105-003-000**

Date Served: 10/4/2018

The screenshot displays the Humboldt County Internal Web GIS interface. At the top, the title bar includes 'Humboldt County Internal Web GIS', 'Planning & Building Department', 'WebGIS Portal', 'Comments', 'Help', and 'Legend Key'. A search bar on the left contains the text 'Parcel APN, or Location'. The main map area shows an aerial view of a rural landscape with a parcel boundary highlighted in red. A 'Query' window is open, displaying the following information:

Query	
< OPTIONS	Results
Number of features found: 1	
APN:	317-105-003-000
Owner Name:	Gyani Parminder
Situs Address:	
Situs City:	

At the bottom of the query window is a 'Clear Results' button. The map interface includes various navigation and tool icons on the left and bottom, and a scale bar at the bottom left. The bottom right corner of the map area contains the text 'USDA FSA | Humboldt County GIS | Esri, HERE, Garmin, IPC' and the Esri logo.

GIS Parcel Boundary Map & Cultivation Area ID

**Abatement Review:
APN: 317-105-003-000**

Prior to Service



👁 2018-05-23 0.40 m 1.96% Sharpened

May 23, 2018

**Abatement Review:
APN: 317-105-003-000**

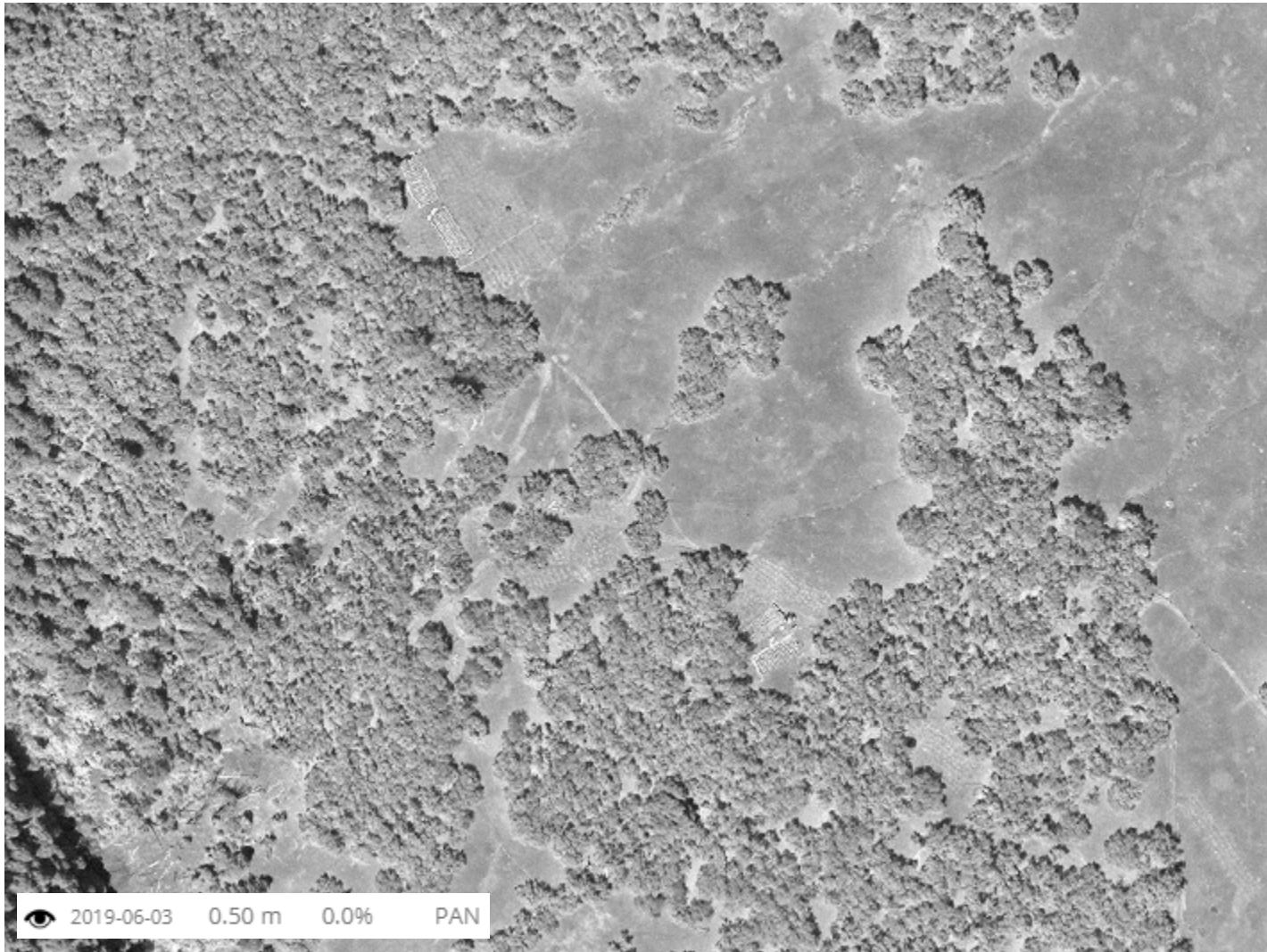
1 Month After Service



November 7, 2018

**Abatement Review:
APN: 317-105-003-000**

8 Months After Service



June 3, 2019



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:

River Rd, Dinsmore, CA 95526

Assessor's Parcel Number:

317-105-003-000

Owner:

Parminder Gyani
9537 Dalegrove Dr
Beverly Hills, CA 90210

NOTICE IS HEREBY GIVEN that a final administrative civil penalty in the amount of **Nine Hundred Thousand Dollars (\$900,000.00)** 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 **Nine Hundred Thousand Dollars (\$901,194.78)** 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: 317-105-003-000

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.

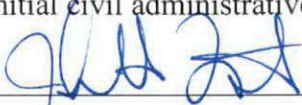
NOTICE IS FURTHER GIVEN that, upon receipt of an objection to the proposed assessment, the Code Enforcement Unit shall set the matter for hearing before the Humboldt County Board of Supervisors and issue a Notice of Administrative Civil Penalty Assessment Appeal Hearing as set forth in Humboldt County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

Signature:  _____
Name: John Ford

Title: Director
Date: SEPTEMBER 8, 2020

ATTACHMENT A LEGAL DESCRIPTION

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

The South Half of the Southeast Quarter;
the Southeast Quarter of the Southwest Quarter;
the East Half of the Northeast Quarter of the Southwest Quarter;
the Southeast Quarter of the Southeast Quarter of the Northwest Quarter; and
the Southwest Quarter of the Southwest Quarter of the Northeast Quarter, all in Section 11, Township 2 North,
Range 5 East, Humboldt Meridian.

ATTACHMENT B ACCOUNT OF COSTS INCURRED

ADMINISTRATIVE COSTS		
Violation(s)	Nature of Cost Incurred	Amount
§314-55.4 §331-28	Agency Assistance on Law Enforcement Search Warrant	
	2 Staff Hours Driving Mileage Cost	\$ 226.24
§331-14 §314-61.1 §521-4 §611-3	Preparation and Service of Notice to Abate Nuisance & Notice of Violation by Posting, by Mail, and Legal Advertisement	
	2 Staff Hours Grant Deed Cost Certified Mailing Cost Driving Mileage Cost Legal Advertisement Cost	\$ 437.34
	Preparation and Service of Notice of Failure to Contact Letter by Mail	
	0.5 Staff Hours Certified Mailing Cost	\$ 48.60
	Agency Assistance on Law Enforcement Search Warrant	
	4 Staff Hours Driving Mileage Cost	\$ 482.59
		Total Cost \$ 1,194.78

**ATTACHMENT C
ACTIONS REQUIRED TO IMPOSE
ADMINISTRATIVE CIVIL PENALTY**

Violation(s)	Nature of Actions Taken To Impose Administrative Civil Penalty	Date
§314-55.4	Agency Assistance on Law Enforcement Search Warrant	August 15, 2018
§331-28	Preparation and Service of Notice to Abate Nuisance & Notice of Violation by Posting, by Mail, and Legal Advertisement	October 4, 2018
§331-14		
§314-61.1	Preparation and Service of Notice of Failure to Contact Letter by Mail	November 27, 2018
§521-4	Agency Assistance on Law Enforcement Search Warrant	August 12, 2020
§611-3		

ATTACHMENT D
ADMINISTRATIVE CIVIL PENALTY ASSESSMENT APPEAL
HEARING REQUEST FORM

Address of Affected Property: River Rd, Dinsmore, CA 95526

Assessor's Parcel Number: 317-105-003-000

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 that a violation has occurred or exists on the affected property and/or the amount of the proposed administrative civil penalty assessment]:

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: _____

Date: _____

Name: _____

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 28, 2020 I served a true copy **NOTICE 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.)

Parminder Gyani
9537 Dalegrove Dr
Beverly Hills, CA 90210

_____ 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 28th day of September, 2020, in the City of Eureka, County of Humboldt, State of California.

Daniela Parada

Daniela Parada, Code Enforcement Legal Office Assistant

PROOF OF SERVICE

STATE OF CALIFORNIA)
) ss.
COUNTY OF HUMBOLDT)

I, Brady Wylie, 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 September 23, 2020, 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:

 X by personally posting a true copy thereof on a gate allowing access to property:
APN: 317-105-003-000; GPS: 40.57680, -123.54250


_____ 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 9th day of October, 2020, in the City of Eureka, County of Humboldt,
State of California.



Brady Wylie, Code Compliance Officer