

ATTACHMENT L

Long #18CEU-164

APN 208-221-005

1. Inspection Report from Law Enforcement Search Warrant August 2021
2. Notice Documents
 - 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
3. Notice of Administrative Civil Penalty Assessment with Proof of Service

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

Inspector: Branden Howton	Date: August 11, 2021
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PROPERTY DETAILS	
Type of Inspection: Search Warrant	Main Agency: HCSO
Property Name(s): Ryan Long PO Box 49 Mad River, CA 95552	APN(s): 208-221-005-000
Situs Address/Area: Dinsmore, CA 95526	Zoning: FR-B-5(40)
Ownership History; Purchased: February 13, 2013	Grant Deed: 2013-03260

Planning & Building Records	
Permits / Applications:	Applicant:
Special Notes:	CEU Case: 18CEU-164

INSPECTION DETAILS	
Meet up: Dinsmore Cal-Trans Yard	Time: 0700
Other Agencies: CDFW, CDFW (Bio), State Water Boards, Regional Water Boards, County Hazmat, Counter Drug Task Force, National Guard, US Ranger Service, Planning & Building.	

SUMMARY: 208-221-005-000 Ryan Long

In support of Law Enforcement Operations on August 11, 2021, at approximately 12:12, I accompanied the Humboldt County Sheriff's Office (HCSO) on a Search Warrant for parcel number 208-221-005-000, located in Dinsmore, CA. Other agencies on scene were the California Department of Fish and Wildlife (CDFW), the California State Water Boards, National Guard, Counter Drug Task Force, the Regional Water Boards, Planning and Building, US Ranger Service, and County Hazmat. Once the area was secured for entry, I entered the property and conducted a site inspection on behalf of Humboldt County Code Enforcement where I verified and documented the violations of Improper Storage and / or Removal of Solid Waste, Junk and / or Inoperable Vehicle, Use of a Recreational Vehicle as a Residence, Unapproved Sewage Disposal System, Failure to Maintain Fencing Around a Pool, Construction in Violation of Building Codes, Grading without Permits, Development within a Streamside Management System, and Violation of the Humboldt County Commercial Cannabis Land Use Ordinance (CCLUO).

Area 1

The first area on the property I inspected (Area 1) is located in the Northeast corner of the parcel. It consisted of six (6) greenhouse structures (Greenhouses 1 – 6) constructed of PVC conduit with wood bracing filled with budding and flowering cannabis plants. The cannabis plants found within all six (6) greenhouses were between 3' – 6' feet in height, suggesting the crop was planted at the same time.

Only Six (6) cannabis plants per permitted residential structure, per parcel is allowed per California State Ordinances, and Humboldt County Code, without the proper County Permits and State Licenses. Additionally, any structure measuring 120 ft² or larger in size requires a permit per Humboldt County Code 331-11. For these reasons, violations of the building code and the CCLUO were noted. Details of the greenhouses can be found in the "Locations of Interest" section below.

To the South of the cultivation, I noted two (2) junk vehicles and a tow-along travel trailer (Trailer) which was unusable and filled with trash and garbage. The junk vehicles appeared to have been in this location for quite some and were obviously missing wheels and engine parts. For these reasons I noted two (2) violations of junk and / or inoperable vehicle and a violation of improper storage and / or removal of solid waste for the trailer.

Also, to the South of the cannabis cultivation I located tents being used as a living area.

To the West of the cultivation area, I documented two (2) above ground pools. They were constructed from wood and lined with tarpaulin. They were being used to supply water to the cannabis cultivation, as well as being used to wash clothing. Details of the pools can be found in the "Locations of Interest" section below.

Area 2

The second area of cannabis cultivation (Area 2) was located in the Southeastern corner of the parcel. An unpermitted Graded Road was created to allow access to Area 2. The Graded Road measured 477 feet in length, averaged 10 foot in width, had a high geo instability rating, and was found on a slope listed as 30 – >50%. Any graded area where excess of 50 cubic yards of earth is moved, or is in a moderate to high geo instability area, or has a 15% or greater slope, or is created for the placement of structures upon it requires a grading permit. Furthermore, the Graded Road starts within the boundary of an unmarked watercourse. For these reasons, I noted violations of unpermitted graded and development within a streamside management area.

In Area 2, I documented five (5) greenhouses (Greenhouses 7 – 11) of the same construction as those in Area 1, measuring well over the 120 ft², and filled with budding cannabis plants standing between 3' – 4' feet in height. Once again, only Six (6) cannabis plants per permitted residential structure, per parcel is allowed per California State Ordinances, and Humboldt County Code, without the proper County Permits and State Licenses. I noted violations of the CCLUO and the building code for each structure. Details of the individual greenhouses can be found in the "Locations of Interest" section below.

To the East of the cultivation site, I located two (2) water tanks (Water Tanks 1) with a total capacity of 3,250 – gallons. Water Tanks 1 was found to be supplying water to the unpermitted cannabis cultivation operation in Area 2.

In the immediate area where the Graded Road started, I also documented a pile of the solid waste containing plastics and metal that was burnt. This is a violation of improper disposal of solid waste and was noted as such.

Additionally, I located several (3) recreational vehicles (RVs 1 – 3) in this same area. Two of the RVs were filled with debris and marked as solid waste violations, and the third was in a state of storage and not found to be in violation of Humboldt County Code.

I noted multiple piles of solid waste located throughout the property.

More importantly, strewn throughout the cannabis cultivation, I noted several areas covering several thousand square feet littered with human waste. Each instance of this was noted as a violation of unpermitted sewage disposal system.

This concludes my report. Reference map included.

Locations of Interest: 208-221-005-000 Ryan Long			
Lat.	Long.	Description	Violation
		Area 1	
40.53038	-123.60289	Greenhouse 1; 1,320 ft ² ; PVC with wood bracing; Cannabis; budding, 3½' - 6' feet in height, placed in pots.	314-55.4 331-28
40.53031	-123.60316	Greenhouse 2; 1,800 ft ² ; PVC with wood bracing; Cannabis; flowering, 3½' - 6' feet in height, placed in pots.	314-55.4 331-28
40.53036	-123.60323	Greenhouse 3; 1,800 ft ² ; PVC with wood bracing; Cannabis; flowering, 3½' - 6' feet in height, placed in pots.	314-55.4 331-28
40.53045	-123.60326	Greenhouse 4; 1,460 ft ² ; PVC with wood bracing; Cannabis; flowering, 3½' - 6' feet in height, placed in pots.	314-55.4 331-28
40.53051	-123.60326	Greenhouse 5; 1,460 ft ² ; PVC with wood bracing; Cannabis; flowering, 3½' - 6' feet in height, placed in pots.	314-55.4 331-28
40.53067	-123.60335	Greenhouse 6; 1,500 ft ² ; PVC with wood bracing; Cannabis; flowering, 3½' - 6' feet in height, placed in pots.	314-55.4 331-28
40.53006	-123.60293	Junk Vehicle; Oldsmobile; Station Wagon; Green; missing wheels, windows, engine parts.	354-1
40.53013	-123.60288	Junk Vehicle; Chevrolet; S-10 Pick-up; Blue; flat tires, missing engine parts, doors.	354-1
40.53013	-123.60301	Trailer; Solid Waste.	521-4
40.53014	-123.60326	Tents.	
40.530582	-123.60387	Pool; 400 ft ² ; 3½' foot depth; wood and tarp construction; no fencing or safety measures.	314-55.4 331-28 332-3
40.53064	-123.60409	Pool; 100 ft ² ; 3½' foot depth; wood and tarp construction; no fencing or safety measures.	314-55.4 332-3
		Area 2	
40.52757	-123.60548	Graded Road; 477' foot long; 10' foot wide; 30 - >50% slope; high geo instability rating. Within SMA.	314-55.4 331-14 314-61.1
40.52832	-123.60594	Greenhouse 7; 770 ft ² ; PVC with wood bracing; Cannabis; budding, 3½' - 6' feet in height, placed in pots.	314-55.4 331-28

40.52837	-123.50688	Greenhouse 8; 1,584 ft ² ; PVC with wood bracing; Cannabis; budding, 3½' - 6' feet in height, placed in pots.	314-55.4 331-28
40.52842	-123.60582	Greenhouse 9; 1,710 ft ² ; PVC with wood bracing; Cannabis; budding, 3½' - 6' feet in height, placed in pots.	314-55.4 331-28
40.52848	-123.60578	Greenhouse 10; 528 ft ² ; PVC with wood bracing; Cannabis; budding, 3½' - 6' feet in height, placed in pots.	314-55.4 331-28
40.52658	-123.60605	Greenhouse 11; 1,296 ft ² ; PVC with wood bracing; Cannabis; budding, 3½' - 6' feet in height, placed in pots.	314-55.4 331-28
40.528178	-123.60530	Water Tanks 1; 2 tanks; 3,250 – gallon capacity; 1 @ 3,000 – gallons 1 @ 250 – gallons	314-55.4
40.52758	-123.60645	Burn Pile; plastics & metal.	314-55.4
40.52781	-123.60672	RV 1; Solid Waste.	521-4
40.52770	-123.60684	RV 2; Solid Waste.	521-4
40.52777	-123.60695	RV 3; In state of storage.	

VIOLATIONS FOR PARCEL: 208-221-005-000 Ryan Long		
Section	Nature	Count
314-55.4	Violation of the Commercial Cannabis Land Use Ordinance	17
	Total area of cannabis cultivation	15,228 ft ²
331-14	Grading Without Permits	1
	Total area of grading measured	4,770 ft ²
331-28	Const. of Building/Structure in Violation of Building, Plumbing and/or Electrical Codes	12
314-61.1	Development in a Streamside Management Area without a Permit	1
332-3	Failure to maintain fencing around a pool	2
354-1	Junk and/or Inoperable Vehicles	2
611-3	Unapproved Sewage Disposal System	100+
951-3	Burning inflammable materials.	1
521-4	Improper Storage and Removal of Solid Waste	40

NOTES: 208-221-005-000 Ryan Long

Number of Plants: 6,024 cannabis plants eradicated

Processed: None

People on Site:

None

Other Notes:



AREA 1

AREA 2

AREA 1



AREA 1

Area of outdoor toilet use



AREA 2



AREA 2

Area of outdoor toilet use





COUNTY OF HUMBOLDT
PLANNING AND BUILDING DEPARTMENT
CODE ENFORCEMENT

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

Certified Mailing No.:

August 19, 2021

Ryan B Long
P O Box 49
Mad River, CA 95552

Re: Service of a Notice to Abate Nuisance & Notice of Violation and Proposed Administrative Civil Penalty; Ryan B Long; ; APN(s): 208-221-005-000

To Ryan B Long:

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

314-55.4.3:	<i>Violation of the Commercial Cannabis Land Use Ordinance</i>
314-61.1; 314-55.4.3:	<i>Development within a Streamside Management Area; Facilities/Activities in Violation of the Commercial Cannabis Land Use Ordinance</i>
331-14; 314-55.4.3:	<i>Grading without Permits; Facilities/Activities in Violation of the Commercial Cannabis Land Use Ordinance</i>
331-28; 314-55.4.3:	<i>Construction of Building/Structure in Violation of Building, Plumbing and/or Electrical Codes; Facilities/Activities in Violation of the Commercial Cannabis Land Use Ordinance</i>
354-1:	<i>Junk and/or Inoperable Vehicles</i>
521-10:	<i>Improper Disposal of Solid Waste</i>
521-4:	<i>Improper Storage and Removal of Solid Waste</i>
611-3:	<i>Unapproved Sewage Disposal System</i>

The **Notice to Abate Nuisance** 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 proposes an **administrative civil penalty in the amount of \$44,000.00 per day** for a period of ninety days. **The administrative civil penalty will begin to accumulate ten days after the Notice is served if required corrective actions are**

not completed. The Notices list options that may be taken by you and/or the property owner in response to these Notices.

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

Sincerely,

A handwritten signature in blue ink that reads "B Bowes". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

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

Government Code § 27383

NOTICE OF VIOLATION AND PROPOSED ADMINISTRATIVE CIVIL PENALTY

[Humboldt County Code §352-7]

Address of Affected Property:

Assessor's Parcel Number:

208-221-005-000

To Owner:

Ryan B Long
P O Box 49
Mad River, CA 95552

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-Four Thousand Dollars (\$44,000.00)** 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

APN: 208-221-005-000

(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.

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: August 19, 2021

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 15,222 square feet of cultivation.	4	\$10,000.00
314-61.1; 314-55.4.3	Development within a Streamside Management Area; Facilities/Activities in Violation of the Commercial Cannabis Land Use Ordinance	Development in a Streamside Management Area of to facilitate commercial cannabis cultivation activity.	4	\$10,000.00
331-14; 314-55.4.3	Grading without Permits; Facilities/Activities in Violation of the Commercial Cannabis Land Use Ordinance	Development without permits in or around an excess of 50 cubic yards of cut/fill, to support a structure, on slopes greater than 15%, or in a moderate to high geo-instability area, to facilitate commercial cannabis cultivation activity.	4	\$10,000.00
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	Twelve (12) structures facilitating commercial cannabis activity and constructed contrary to the provisions of Humboldt County Code.	4	\$10,000.00
354-1	Junk and/or Inoperable Vehicles	Two (2) Junk and/or Inoperable Vehicles	4	\$1,000.00
521-10	Improper Disposal of Solid Waste	Burn pile found in SMA with metals and plastics.	4	\$1,000.00

521-4	Improper Storage and Removal of Solid Waste	Multiple piles of solid waste, including RV's and discarded tents.	4	\$1,000.00
611-3	Unapproved Sewage Disposal System	Multiple areas found with human waste. Areas totaling over 1,000 square feet.	4	\$1,000.00

ATTACHMENT B

LEGAL DESCRIPTION

PARCEL ONE

Parcel 44 of Timberline Ranch Estates, as shown on the amended record of Survey map thereof: filed in the office of the County Recorder of Humboldt County, California on May 19, 1971, Book 26 of Surveys pages 135 to 143 inclusive.

RESERVING THEREFROM permanent, exclusive, divisible (into as many parcels as grantor desires assignable in whole or in part, toll free easements, in gross, for ingress, egress, public and private utility purposes and all other purposes without limitations as to burden or use within those certain strips of land 50 feet in width, the centerlines of which being the centerlines of all existing roads thereon.

ALSO RESERVING THEREFROM unto Grantor, in perpetuity, the exclusive right to transport forest products of any nature over and across the existing roads on said property and the right to construct roads in the future as deemed necessary.

PARCEL TWO

A non-exclusive easement for ingress, egress and public utility purposes within those portions of the following described roads:

- (a) Snow Ridge Road, 60 feet in width that lies within the exterior boundaries of Parcel 45 as shown on the Amended Record of Survey Map referred to in Parcel One above.
- (b) Eight Mile Ridge Road, 60 feet in width that lies within the exterior boundaries of Parcel 45 as shown on said Amended Record of Survey Map.

PARCEL THREE

A non-exclusive easement for ingress, egress and public utility purposes within a strip of land 60 feet in width, the centerline of which being more particularly described and shown on the Record of Survey Map on file in the Office of the County Recorder of Humboldt County, California, in Book 33 of Surveys, page 69.

EXCEPTING THEREFROM Parcel Three above, that portion thereof described under Courses "A" through "T" inclusive, as shown on said Record of Survey Map.

PARCEL FOUR

A non-exclusive easement for ingress, egress and public utility purposes within those portions of the following described roads:

- (a) River Court, 60 feet in width, that lies within the exterior boundaries of Parcels 142, 143, 144, 145 and 146, as shown on the Amended Record of Survey Map on file in the Office of the County Recorder of Said County, in Book 26 of Surveys, page 141
- (b) River Road, 60 feet in width, that lies within the exterior boundaries of Parcels 146, 147, 148, 149, 150, 151, 152, 153 and 154, as shown on said Amended Record of Survey Map.

PARCEL FIVE

A non-exclusive easement for ingress, egress and public utility purposes within a strip of land 60 feet in width, the centerline of which is the centerline of the existing road extending from that portion of River Road that lies within the exterior boundaries of Parcel 154, as shown on said Amended Record of Survey Map in the Southerly direction to the Forest Service Road.

PARCEL SIX

A non-exclusive right of way for ingress and egress over a strip of land 60 feet in width, the centerline of which is the existing road over the North Half of Lot 2, and that portion of Lot 3, lying North of Mad River of Section 5, Township 1 North, Range 5 East, Humboldt Meridian.

PARCEL SEVEN

The right to use that certain non-exclusive right of way, 60 feet in width, as the same is reserved in the Deed from Marion P. Scianna and Norma Jean Scianna, husband and wife, et al, to Salvatore Marino and Barbara Marino, husband and wife, as joint tenants, et al dated July 15, 1971 and recorded November 3, 1971, in Book 151 of Official Records, page 266, Trinity County Records.

Being the same as conveyed by Deed from Marion P. Scianna and Norma Jean Scianna, his wife, to Jed Land Company, a Limited Partnership, et al, dated October 27, 1978, recorded October 30, 1978, in Book 195 of Official Records, page 648. Trinity County Records and recorded November 10, 1978, Book 1528 of Official Records, page 288, Humboldt County Records.

PARCEL EIGHT

A non-exclusive easement for ingress, egress and public utility purposes within a strip of land, 60 feet in width, the centerline of which is being the centerline of an existing road, extending from a point on the South line of Parcel 44, as shown on the Amended Record of Survey Map referred to in Parcel One herein, said point being the South line near the Southwest corner of said Parcel 44, and extending in a general Southeasterly and Easterly direction over and across:

The Southwest Quarter of the Northwest Quarter;

The Northwest Quarter of the Southwest Quarter; and

The Northeast Quarter of the Southwest Quarter of Section 27, Township 2 North, Range 5 East, Humboldt Meridian to its intersection with the easement described as Parcel Three herein.

ATTACHMENT C
ADMINISTRATIVE CIVIL PENALTY APPEAL HEARING
REQUEST FORM

Address of Affected Property:

Assessor's Parcel Number:
208-221-005-000

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

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

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

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

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

Name: _____ Telephone Number: _____

Address: _____ City, State: _____

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

Signature: _____ Date: _____

Name: _____



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

Government Code § 27383

NOTICE TO ABATE NUISANCE

[Humboldt County Code §351-7]

Address of Affected Property:

Assessor's Parcel Numbers:

208-221-005-000

Owners:

Ryan B Long
P O Box 49
Mad River, CA 95552

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: 208-221-005-000

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: August 19, 2021

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 15,222 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.
314-61.1; 314-55.4.3	Development within a Streamside Management Area; Facilities/Activities in Violation of the Commercial Cannabis Land Use Ordinance	Development in a Streamside Management Area of to facilitate commercial cannabis cultivation activity.	Remove impermanent materials from waterway. If applicable, submit and obtain approval for a restoration plan to remediate development in Streamside Management Area. Obtain all permits needed for restoration, complete the approved work, and pass a final inspection.
331-14; 314-55.4.3	Grading without Permits; Facilities/Activities in Violation of the Commercial Cannabis Land Use Ordinance	Development without permits in or around an excess of 50 cubic yards of cut/fill, to support a structure, on slopes greater than 15%, or in a moderate to high geo-instability area, 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.
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	Twelve (12) 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.
354-1	Junk and/or Inoperable Vehicles	Two (2) Junk and/or Inoperable Vehicles	a) Restore vehicle(s) to operative condition, and/or b) Remove inoperable vehicles, and/or c) Store inoperative vehicles within enclosed structure
521-10	Improper Disposal of Solid Waste	Burn pile found in SMA with metals and plastics.	Properly remove solid waste. No burning or burying of solid waste.

521-4	Improper Storage and Removal of Solid Waste	Multiple piles of solid waste, including RV's and discarded tents.	Contain & dispose of all solid waste properly
611-3	Unapproved Sewage Disposal System	Multiple areas found with human waste. Areas totaling over 1,000 square feet.	Apply for & receive permit from Environmental Health Department for sewage disposal system

ATTACHMENT B

LEGAL DESCRIPTION

PARCEL ONE

Parcel 44 of Timberline Ranch Estates, as shown on the amended record of Survey map thereof: filed in the office of the County Recorder of Humboldt County, California on May 19, 1971, Book 26 of Surveys pages 135 to 143 inclusive.

RESERVING THEREFROM permanent, exclusive, divisible (into as many parcels as grantor desires assignable in whole or in part, toll free easements, in gross, for ingress, egress, public and private utility purposes and all other purposes without limitations as to burden or use within those certain strips of land 50 feet in width, the centerlines of which being the centerlines of all existing roads thereon.

ALSO RESERVING THEREFROM unto Grantor, in perpetuity, the exclusive right to transport forest products of any nature over and across the existing roads on said property and the right to construct roads in the future as deemed necessary.

PARCEL TWO

A non-exclusive easement for ingress, egress and public utility purposes within those portions of the following described roads:

- (a) Snow Ridge Road, 60 feet in width that lies within the exterior boundaries of Parcel 45 as shown on the Amended Record of Survey Map referred to in Parcel One above.
- (b) Eight Mile Ridge Road, 60 feet in width that lies within the exterior boundaries of Parcel 45 as shown on said Amended Record of Survey Map.

PARCEL THREE

A non-exclusive easement for ingress, egress and public utility purposes within a strip of land 60 feet in width, the centerline of which being more particularly described and shown on the Record of Survey Map on file in the Office of the County Recorder of Humboldt County, California, in Book 33 of Surveys, page 69.

EXCEPTING THEREFROM Parcel Three above, that portion thereof described under Courses "A" through "T" inclusive, as shown on said Record of Survey Map.

PARCEL FOUR

A non-exclusive easement for ingress, egress and public utility purposes within those portions of the following described roads:

- (a) River Court, 60 feet in width, that lies within the exterior boundaries of Parcels 142, 143, 144, 145 and 146, as shown on the Amended Record of Survey Map on file in the Office of the County Recorder of Said County, in Book 26 of Surveys, page 141
- (b) River Road, 60 feet in width, that lies within the exterior boundaries of Parcels 146, 147, 148, 149, 150, 151, 152, 153 and 154, as shown on said Amended Record of Survey Map.

PARCEL FIVE

A non-exclusive easement for ingress, egress and public utility purposes within a strip of land 60 feet in width, the centerline of which is the centerline of the existing road extending from that portion of River Road that lies within the exterior boundaries of Parcel 154, as shown on said Amended Record of Survey Map in the Southerly direction to the Forest Service Road.

PARCEL SIX

A non-exclusive right of way for ingress and egress over a strip of land 60 feet in width, the centerline of which is the existing road over the North Half of Lot 2, and that portion of Lot 3, lying North of Mad River of Section 5, Township 1 North, Range 5 East, Humboldt Meridian.

PARCEL SEVEN

The right to use that certain non-exclusive right of way, 60 feet in width, as the same is reserved in the Deed from Marion P. Scianna and Norma Jean Scianna, husband and wife, et al, to Salvatore Marino and Barbara Marino, husband and wife, as joint tenants, et al dated July 15, 1971 and recorded November 3, 1971, in Book 151 of Official Records, page 266, Trinity County Records.

Being the same as conveyed by Deed from Marion P. Scianna and Norma Jean Scianna, his wife, to Jed Land Company, a Limited Partnership, et al, dated October 27, 1978, recorded October 30, 1978, in Book 195 of Official Records, page 648. Trinity County Records and recorded November 10, 1978, Book 1528 of Official Records, page 288, Humboldt County Records.

PARCEL EIGHT

A non-exclusive easement for ingress, egress and public utility purposes within a strip of land, 60 feet in width, the centerline of which is being the centerline of an existing road, extending from a point on the South line of Parcel 44, as shown on the Amended Record of Survey Map referred to in Parcel One herein, said point being the South line near the Southwest corner of said Parcel 44, and extending in a general Southeasterly and Easterly direction over and across:

The Southwest Quarter of the Northwest Quarter,

The Northwest Quarter of the Southwest Quarter, and

The Northeast Quarter of the Southwest Quarter of Section 27, Township 2 North, Range 5 East, Humboldt Meridian to its intersection with the easement described as Parcel Three herein.

ATTACHMENT C

CODE ENFORCEMENT APPEAL HEARING REQUEST FORM

Address of Affected Property:

Assessor's Parcel Number:

208-221-005-000

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

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

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

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

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

Name: _____ Telephone Number: _____

Address: _____ City, State: _____

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: _____ 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 August 18, 2021 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.)

**Ryan B Long
P O Box 49
Mad River, CA 95552**

_____ 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 20 day of August, 2021, 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, Branden Howton, say:

I am a citizen of the United States, over 18 years of age, a resident of the County of Humboldt, State of California, and not a party to the within action; that my business address is County of Humboldt Planning & Building Dept.; 3015 H Street, Eureka, California; that on August 23, 2021, 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:

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

APN: 208-221-005-000; GPS 40.50194, -123.56198

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


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

_____ by fax as set forth below:

_____ by electronic service as set forth below:

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

Executed on this 23rd day of August 2021, in the City of Eureka, County of Humboldt, State of California.



Branden Howton, Code Compliance Officer

CIVIL PENALTY

[Humboldt County Code §352-7]

Address of Affected Property:

Assessor's Parcel Number:

208-221-005-000

To Owner:

Ryan B Long

P O Box 49

Mad River, CA 95552

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 standards set forth in Humboldt County Code. Such conditions exist to an extent that constitutes a "violation" as defined in Humboldt County Code Section 352-3(t).

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

NOTICE IS FURTHER GIVEN that, if the required corrective action or action to remedy said conditions within ten (10) calendar days after service of this Notice of Violation and Proposed Administrative Penalty, a daily administrative penalty of **Forty-Four Thousand Dollars (\$44,000)** is imposed for a period of up to ninety (90) calendar days pursuant to Humboldt County Code Section 352-5.

NOTICE IS FURTHER GIVEN that any calendar day that falls on a Saturday, Sunday, or public holiday shall be excluded from the calculation of the period of time 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 and including the date of the violation.

2021.8.23 06:34

KEEP OUT

COUNTY OF HUMBOLDT
COUNTY ADMINISTRATOR
Warren Block
P.O. Box 100
Eureka, CA 99901
Phone: (707) 441-1000
Fax: (707) 441-1001
www.humboldtcounty.gov

PLD
UNIT

Government Code § 27363

NOTICE OF VIOLATION AND PROPOSED ADMINISTRATIVE CIVIL PENALTY

(Humboldt County Code §302-7)

Address of Affected Property:

Assessor's Parcel Number:
208-221-005-000

To: Owner:
Ryan B Long
P O Box 48
Mad River, CA 95552

NOTICE IS HEREBY GIVEN that conditions described in "Attachment A - Conditions Constituting a Violation" exist on property situated in the "Parcel" of Humboldt County, 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 352-310.

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 Four Thousand Dollars (\$44,000.00)** 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 hundredth violation is corrected or otherwise remedied shall constitute a separate violation up to the hundredth violation is corrected or otherwise remedied.

APN: 208-221-005-000

2021.8.23 06:34



2021.8.23 06:34



2021.8.23 06:34



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

NOTICE OF ADMINISTRATIVE CIVIL PENALTY ASSESSMENT

[Humboldt County Code §352-15]

Address of Affected Property:

Assessor's Parcel Number:

208-221-005-000

Owner:

Ryan B Long
P O Box 49
Mad River, CA 95552

NOTICE IS HEREBY GIVEN that a final administrative civil penalty in the amount of **One Million Nine Hundred Eighty Thousand Dollars (\$1,980,000.00)** 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 **One Million Nine Hundred Eighty-One Thousand Seven Hundred Ninety-Six Dollars and twenty-three cents (\$1,981,796.23)** 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: 208-221-005-000

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


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

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

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

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

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

Signature: 
Name: John Ford

Title: Director, Planning & Building Dept.
Date: 10/21/2021

ATTACHMENT A LEGAL DESCRIPTION

PARCEL ONE

Parcel 44 of Timberline Ranch Estates, as shown on the amended record of Survey map thereof filed in the office of the County Recorder of Humboldt County, California on May 19, 1971, Book 26 of Surveys pages 135 to 143 inclusive.

RESERVING THEREFROM permanent, exclusive, divisible (into as many parcels as grantor desires assignable in whole or in part, toll free easements, in gross, for ingress, egress, public and private utility purposes and all other purposes without limitations as to burden or use within those certain strips of land 50 feet in width, the centerlines of which being the centerlines of all existing roads thereon.

ALSO RESERVING THEREFROM unto Grantor, in perpetuity, the exclusive right to transport forest products of any nature over and across the existing roads on said property and the right to construct roads in the future as deemed necessary.

PARCEL TWO

A non-exclusive easement for ingress, egress and public utility purposes within those portions of the following described roads:

- (a) Snow Ridge Road, 60 feet in width that lies within the exterior boundaries of Parcel 45 as shown on the Amended Record of Survey Map referred to in Parcel One above.
- (b) Eight Mile Ridge Road, 60 feet in width that lies within the exterior boundaries of Parcel 45 as shown on said Amended Record of Survey Map.

PARCEL THREE

A non-exclusive easement for ingress, egress and public utility purposes within a strip of land 60 feet in width, the centerline of which being more particularly described and shown on the Record of Survey Map on file in the Office of the County Recorder of Humboldt County, California, in Book 33 of Surveys, page 69.

EXCEPTING THEREFROM Parcel Three above, that portion thereof described under Courses "A" through "T" inclusive, as shown on said Record of Survey Map.

PARCEL FOUR

A non-exclusive easement for ingress, egress and public utility purposes within those portions of the following described roads:

- (a) River Court, 60 feet in width, that lies within the exterior boundaries of Parcels 142, 143, 144, 145 and 146, as shown on the Amended Record of Survey Map on file in the Office of the County Recorder of Said County, in Book 26 of Surveys, page 141
- (b) River Road, 60 feet in width, that lies within the exterior boundaries of Parcels 146, 147, 148, 149, 150, 151, 152, 153 and 154, as shown on said Amended Record of Survey Map.

PARCEL FIVE

A non-exclusive easement for ingress, egress and public utility purposes within a strip of land 60 feet in width, the centerline of which is the centerline of the existing road extending from that portion of River Road that lies within the exterior boundaries of Parcel 154, as shown on said Amended Record of Survey Map in the Southerly direction to the Forest Service Road.

PARCEL SIX

A non-exclusive right of way for ingress and egress over a strip of land 60 feet in width, the centerline of which is the existing road over the North Half of Lot 2, and that portion of Lot 3, lying North of Mad River of Section 5, Township 1 North, Range 5 East, Humboldt Meridian.

PARCEL SEVEN

The right to use that certain non-exclusive right of way, 60 feet in width, as the same is reserved in the Deed from Marion P. Scianna and Norma Jean Scianna, husband and wife, et al, to Salvatore Marino and Barbara Marino, husband and wife, as joint tenants, et al dated July 15, 1971 and recorded November 3, 1971, in Book 151 of Official Records, page 266, Trinity County Records.

Being the same as conveyed by Deed from Marion P. Scianna and Norma Jean Scianna, his wife, to Jed Land Company, a Limited Partnership, et al, dated October 27, 1978, recorded October 30, 1978, in Book 195 of Official Records, page 648. Trinity County Records and recorded November 10, 1978, Book 1528 of Official Records, page 288, Humboldt County Records.

PARCEL EIGHT

A non-exclusive easement for ingress, egress and public utility purposes within a strip of land, 60 feet in width, the centerline of which is being the centerline of an existing road, extending from a point on the South line of Parcel 44, as shown on the Amended Record of Survey Map referred to in Parcel One herein, said point being the South line near the Southwest corner of said Parcel 44, and extending in a general Southeasterly and Easterly direction over and across:

The Southwest Quarter of the Northwest Quarter;

The Northwest Quarter of the Southwest Quarter; and

The Northeast Quarter of the Southwest Quarter of Section 27, Township 2 North, Range 5 East, Humboldt Meridian to its intersection with the easement described as Parcel Three herein.

ATTACHMENT B ACCOUNT OF COSTS INCURRED

ADMINISTRATIVE COSTS		
Violation(s)	Nature of Cost Incurred	Amount
§314-55.4.3	Satellite Inspection of Property	
	1 Staff Hours	\$ 110.00
§314-61.1; 314-55.4.3	Agency Assistance on Law Enforcement Search Warrant	
	1.53 Staff Hours	
§331-14; 314-55.4.3	Driving Mileage Cost	\$ 182.04
	Preparation and Service of Notice to Abate Nuisance & Notice of Violation by Posting, by Mail, and Legal Advertisement	
§331-28; 314-55.4.3	1.03 Staff Hours	
	Grant Deed Cost	
§354-1	Certified Mailing Cost	
	Driving Mileage Cost	
§521-10	Legal Advertisement Cost	\$ 315.78
§521-4	Preparation and Service of No Contact Warning Letter	
	0.5 Staff Hours	
§611-3	Certified Mailing Cost	\$ 48.60
	Satellite Inspection of Property	
	1.5 Staff Hours	\$ 172.50
	Agency Assistance on Law Enforcement Search Warrant	
	7.75 Staff Hours	
	Driving Mileage Cost	\$ 837.70
	Preparation and Service of Notice to Abate Nuisance & Notice of Violation by Posting and by Mail	
	1.03 Staff Hours	
	Grant Deed Cost	
	Certified Mailing Cost	
	Driving Mileage Cost	\$ 129.61
		Total Cost
		\$ 1,796.23

ATTACHMENT C

ACTIONS REQUIRED TO IMPOSE ADMINISTRATIVE CIVIL PENALTY

Violation(s)	Nature of Actions Taken To Impose Administrative Civil Penalty	Date
§314-55.4.3	Satellite Inspection of Property	June 13, 2018
§314-61.1; 314-55.4.3	Agency Assistance on Law Enforcement Search Warrant	June 20, 2018
§331-14; 314-55.4.3	Preparation and Service of Notice to Abate Nuisance & Notice of Violation by Posting, by Mail, and Legal Advertisement	June 20, 2018
§331-28; 314-55.4.3	Preparation and Service of No Contact Warning Letter	November 26, 2018
§354-1	Satellite Inspection of Property	July 12, 2021
§521-10	Agency Assistance on Law Enforcement Search Warrant	August 11, 2021
§521-4		August 27, 2021
§611-3	Preparation and Service of Notice to Abate Nuisance & Notice of Violation by Posting and by Mail	

ATTACHMENT D
ADMINISTRATIVE CIVIL PENALTY ASSESSMENT APPEAL
HEARING REQUEST FORM

Address of Affected Property:

Assessor's Parcel Number: 208-221-005-000

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

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

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

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

Name: _____ Telephone Number: _____

Address: _____ City, State: _____

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

Signature: _____ Date: _____

Name: _____

PROOF OF SERVICE

STATE OF CALIFORNIA)
) ss.
COUNTY OF HUMBOLDT)

I, Roman Dylan Fierro, 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 November 1, 2021, I served a true copy of **NOTICE OF ADMINISTRATIVE CIVIL PENALTY ASSESSMENT.**

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.)

Ryan B Long
PO Box 49
Mad River, CA 95552

- _____ by personally hand delivering a true copy thereof to the occupant who resides at the premises located at:
- _____ by personally posting a true copy thereof on a gate allowing access to property:
- _____ by placing a true copy thereof in the designated place at Court Operations to the attorney/parties named below:
- _____ by placing a true copy in the County’s Mailroom designated to the attorney named below:
- _____ by fax as set forth below:
- _____ by electronic service as set forth below:

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

Executed on this 1st day of November, 2021, in the City of Eureka, County of Humboldt, State of California.

R.D. Fierro

Roman Dylan Fierro – Administrative Analyst

PROOF OF SERVICE

STATE OF CALIFORNIA)
) ss.
COUNTY OF HUMBOLDT)

I, Branden Howton, say:

I am a citizen of the United States, over 18 years of age, a resident of the County of Humboldt, State of California, and not a party to the within action; that my business address is County of Humboldt Planning & Building Dept.; 3015 H Street, Eureka, California; that on October 29, 2021, 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: 208-221-005-000; GPS 40.50196, -123.56195

_____ 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 02 day of November, 2021, in the City of Eureka, County of Humboldt, State of California.

Branden Howton, Code Compliance Officer



Address of Affected Property:

Assessor's Parcel Number:

208-221-005-000

Owner:

Ryan B Long

P O Box 49

Mad River, CA 95552

NOTICE IS HEREBY GIVEN that a fine of **Nine Hundred Eighty Thousand Dollars** has been assessed against the property by the County Code Enforcement Unit's determination under Section 352-3(t), has occurred or exists on the property located in Humboldt, State of California, as described below:

2021.10.29 08:56

NOTICE IS FURTHER GIVEN that the civil penalty assessment against the property is for **One Million Nine Hundred Eighty One**



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

NOTICE OF ADMINISTRATIVE CIVIL PENALTY ASSESSMENT

[Humboldt County Code §352-15]

Address of Affected Property:

Assessor's Parcel Number:
208-221-005-000

Owner:
Ryan B Long
P O Box 49
Mad River, CA 95552

NOTICE IS HEREBY GIVEN that a final administrative civil penalty in the amount of **One Million Nine Hundred Eighty Thousand Dollars (\$1,980,000.00)** 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 **One Million Nine Hundred Eighty-One Thousand Seven Hundred Ninety-Six Dollars and twenty-three cents (\$1,981,796.23)** 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: 208-221-005-000

STAPLES

2021.10.29 08:56



NOTICE OF ADMINISTRATION
SICILIA PABLOTTI ROSSIGNOLI

KEEP OUT

2021.10.29 08:56



2021.10.29 08:56



2021.10.29 08:56