

# ATTACHMENT J

Notice of Nuisance Abatement Assessment



**COUNTY OF HUMBOLDT**  
PLANNING AND BUILDING DEPARTMENT  
CODE ENFORCEMENT

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

May 18, 2021

Certified Mailing # 9171 9690 0935 0062 4916 14

Nathan Megazzi-Verco  
6147 Walnut Drive  
Eureka, CA 95503

**RE: Service of Notice of Nuisance Abatement Assessment**  
**6147 Walnut Drive, Eureka, CA, 95503, APN: 303-063-029**  
**Case No: 15CEU-56**

Dear Nathan Megazzi-Verco,

Please see attached the Notice of Nuisance Abatement Assessment for your property located at 6147 Walnut Drive, Eureka, CA, 95503, APN: 303-063-029, for your Code Enforcement Case 15CEU-56.

If you have any questions or concerns about these documents, please feel free to contact me by telephone at (707) 441-2627, or by email [ssoeth@co.humboldt.ca.us](mailto:ssoeth@co.humboldt.ca.us).

Sincerely,

Shauna Soeth  
Code Enforcement Investigator

Attachment: Notice of Nuisance Abatement Assessment



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

# NOTICE OF NUISANCE ABATEMENT ASSESSMENT

[Humboldt County Code §351-16]

Address of Affected Property: 6147 Walnut Drive, Eureka, California, 95503

Assessor's Parcel Number: 303-063-029

To: Nathan Megazzi-Vercò Donald Garcia

6147 Walnut Drive 6147 Walnut Drive

Eureka, CA 95503 Eureka, CA 95503

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

**NOTICE IS FURTHER GIVEN** that the Code Enforcement Unit will seek to levy a nuisance abatement assessment against the affected property in the amount of **Eighty-Four Thousand Fifty-Four Dollars and Eighty-Three Cents (\$84,054.83)** in order to recover the abatement costs, administrative costs and/or attorney's fees, as described in "Attachment C – Account of Costs Incurred and Proceeds Received," that were incurred to correct the condition or conditions found to constitute a nuisance on the affected property.

**NOTICE IS FURTHER GIVEN** that you may file with the Code Enforcement Unit an objection to the proposed assessment within ten (10) calendar days after service of this Notice of Nuisance Abatement Assessment.

**NOTICE IS FURTHER GIVEN** that an objection to the proposed assessment must be prepared using the form attached hereto as "Attachment D – Cost Recovery Hearing Request Form."

APN: 303-063-029

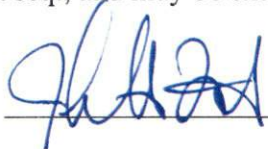
**NOTICE IS FURTHER GIVEN** that, upon receipt of an objection to the proposed assessment, the Code Enforcement Unit shall set the matter for hearing before the Humboldt County Board of Supervisors, and issue a Notice of Cost Recovery Hearing as set forth in Humboldt County Code Section 351-18.

**NOTICE IS FURTHER GIVEN** that the date of the Cost Recovery Hearing shall be no sooner than fifteen (15) calendar days after the date on which the Notice of Cost Recovery 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 a Cost Recovery Hearing, if an objection to the proposed assessment is not filed within ten (10) calendar days after service of this Notice of Nuisance Abatement Assessment.

**NOTICE IS FURTHER GIVEN** that the final nuisance abatement assessment, as approved by the Humboldt County Board of Supervisors, may become a charge against the affected property and may be collected at the same time and in the same manner, and shall be subject to the same penalties, interest and procedures of foreclosure and sale in the case of delinquency, as is provided for ordinary property taxes.

**NOTICE IS FURTHER GIVEN** that the final nuisance abatement assessment, as approved by the Humboldt County Board of Supervisors, 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.

Signature:  \_\_\_\_\_

Title: Director \_\_\_\_\_

Name: John Ford \_\_\_\_\_

Date: 5/12/2021 \_\_\_\_\_



# ATTACHMENT A

## ACTIONS REQUIRED TO ABATE NUISANCE

Violations	Nature of Corrective Actions Taken	Date
§521-4	Review Case and Past History Related to Property	June 11, 2020
	Prepare/Mail Contact Letter to Owners for Inspection	June 11, 2020
§354-1	Drafted Inspection Warrant Declaration and Inspection Warrant	July 9 & 10, 2020
	Submit Warrant Documents to Superior Court of Humboldt County	July 15, 2020
UHC 1001 and H&S 17290.3	Prepare Letter of Intent to Serve Inspection Warrant	July 17, 2020
	Post Property with Letter of Intent to Serve Inspection Warrant w/ Inspection Warrant	July 17, 2020
& §352- 3(t)(3)	Conducted Inspection pursuant the Inspection Warrant	July 21, 2020
	Prepare Notice to Abate Nuisance	March 2, 2021
	Post Notice to Abate Nuisance at Property	March 2, 2021
	Mail Notice to Abate Nuisance	March 4, 2021
	Drove by Property for Update on Conditions	March 16, 2021
	Prepare/Mail Formal Letter Regarding County's Intent to Conduct Abatement	March 17, 2021
	Posted Formal Letter Regarding County's Intent to Conduct Abatement at Property	March 18, 2021
	Procured Contractor for County Abatement	Mid March 2021-April 1, 2021
	Draft Declaration of Inspection Warrant and Order of Abatement and Inspection Warrant and Order of Abatement	March 30, 2021
	Responded to Property to Tag Junk Vehicle in the Driveway and Check Current Conditions of Property	March 30, 2021
	Completed Inspection Warrant and Order of Abatement Documents and Submitted them to the Superior Court of Humboldt County	April 1, 2021
	Prepared Letter of Intent to Serve Inspection/Abatement Warrant	April 1, 2021
	Letter of Intent to Serve Inspection/Abatement Warrant Posted at Property	April 1, 2021
	Conducted Inspection Pursuant the Inspection Warrant and Order of Abatement	April 5, 2021
	County Abatement Commenced	April 5, 2021
	Worked with Humboldt County Sheriff's Office to Remove Stolen Vehicle from Property	April 6, 2021

Responded to Property for Walk Through to Confirm Solid Waste was Removed and Structure was Boarded Up	April 8, 2021
Paperwork for Junk Vehicle to be Towed Completed and Submitted to Tow Company	April 9, 2021
Final Walk Through of Property to Confirm the Abatement was Completed	April 14, 2021
Completed and Submitted Declaration of Execution and Return of Inspection Warrant and Order of Abatement to Superior Court of Humboldt County	May 4, 2021
Prepare Notice of Nuisance Abatement Assessment	May 4, 2021



## ATTACHMENT B LEGAL DESCRIPTION

The real property situate in the county of Humboldt, State of California, described as:

### PARCEL ONE

That portion of the lands in the northwest quarter of the northeast quarter of Section 14, Township 4 North, Range 1 West, Humboldt Meridian, conveyed to Harry Van Deusen and Ethel Van Deusen, his wife as joint tenants, by deed dated November 23, 1956 and recorded June 17, 1957 in Book 448 of Official Records, page 120, as Recorder's File No. 9097, Humboldt County Records, described as follows:

BEGINNING at a point on the south line of Christensen Lane located North 00 degrees 45 feet West, 743.00 feet and North 89 degrees 31 feet East, 399.9 feet from the southwest corner of said northwest quarter of the northeast quarter of said Section 14;

and running thence South 00 degrees 43 feet East, 65 feet to the true point of beginning of the parcel of land to be here described;

thence continuing South 00 degrees 43 feet East, 55 feet;

thence South 89 degrees 31 feet West, 70.00 feet;

thence South 00 degrees 43 feet East, 10 feet;

thence South 89 degrees 31 feet West to the center line of Walnut Street, as conveyed by deed executed by Harry Van Deusen and wife to the county of Humboldt, recorded December 3, 1957 in Book 468 of Official records, page 598 under Recorder's File No. 17761, Humboldt county Records;

thence northeasterly along said center line to a point that bears South 89 degrees 31 feet West from the true point of beginning;

and thence North 89 degrees 31 feet East to the true point of beginning.

EXCEPTING THEREFROM a portion described as follows:

BEGINNING at a point on the south line of Christensen Lane located North 00 degrees 43 feet West, 743.00 feet and North 89 degrees 31 feet East, 399.9 feet from the southwest corner of said northwest quarter of the northeast quarter of Section 14;

thence South 00 degrees 43 feet East, 65 feet to the true point of beginning;

thence South 00 degrees 43 feet East, 9.04 feet;

thence South 89 degrees 17 feet West, 10 feet;

thence North 00 degrees 43 feet West, 9.04 feet;

thence North 89 degrees 17 feet East, 10 feet to the true point of beginning.

ALSO EXCEPTING THEREFROM that portion described as follows:

BEGINNING at a point located North 00 degrees 43 feet West, 678.00 feet and North 89 degrees 31 feet East, 389.9 feet from the southwest corner of the northwest quarter of the northeast quarter of Section 14, Township 4 North, Range 1 West, Humboldt Meridian;

thence South 0 degrees 43 feet East, 9 feet;

thence South 89 degrees 31 feet West to the centerline of Walnut Street as described in the deed to the county of Humboldt recorded December 3, 1957 in Book 468 of Official Records, page 598;

thence northeasterly along said centerline to a point which bears South 89 degrees 31 feet West of the point of beginning; thence North 89 degrees 31 feet East to the point of beginning.

**PARCEL TWO**

That portion of the northwest quarter of the northeast quarter of Section 14, Township 4 North, Range 1 West, Humboldt Meridian, described as follows:

**BEGINNING** at a point on the south line of Christensen Lane located North 00 degrees 43 feet West, 743.00 feet and North 89 degrees 31 feet East, 399.9 feet from the southwest corner of said northwest quarter of the northeast quarter of said Section 14;

thence South 00 degrees 43 feet East, 130 feet to the true point of beginning;  
thence from said true point of beginning south 89 degrees 31 feet West, 70 feet;  
thence South 0 degrees 43 feet East, 37.91 feet to a point located North 0 degrees 43 feet West a distance of 105 feet from the north line of a land shown as Hazelwood Lane on Parcel Map No. 1556 on file in the office of the county recorder of said county in Book 13 of Parcel maps, page 110;  
thence North 89 degrees 31 feet East, 70 feet; thence North 0 degrees 43 feet West, 37.91 feet to the true point of beginning.



## ATTACHMENT C

### ACCOUNT OF COSTS INCURRED AND PROCEEDS RECEIVED

ABATEMENT COSTS		
Violation	Nature of Cost Incurred	Amount
§521-4 & §351-3(c)	Equipment, materials, personnel, disposal fees	\$79,599.72
	<b>Total:</b>	<b>\$79,599.72</b>
ADMINISTRATIVE COSTS		
Violation	Nature of Cost Incurred	Amount
521-4 & §351-3(c)	<b>Staff Time:</b> Investigator 38.35 hours at \$115 an hour _____ Legal Office Assistant .1 hour at \$83 an hour	\$4,416.50
	<b>Mileage:</b> 71.5 Miles at \$0.54 a mile	\$38.61
	<b>Total:</b>	<b>\$4,455.11</b>

## ATTACHMENT C

### ACCOUNT OF COSTS INCURRED AND PROCEEDS RECEIVED

ATTORNEY'S FEES		
Violation	Nature of Cost Incurred	Amount
§521-4 & §351-3(c)	None	\$0.00
PROCEEDS RECEIVED FROM SALE OF PERSONAL PROPERTY		
Violation	Property Sold	Amount Received
§521-4 & §351-3(c)	None	\$0.00

**ATTACHMENT D**  
**COST RECOVERY HEARING REQUEST FORM**

**Address of Affected Property:** 6147 Walnut Drive, Eureka, CA, 95503

**Assessor's Parcel Number:** 303-063-029

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

Pursuant to Humboldt County Code Section 351-18, I am requesting a hearing to contest the amount of the nuisance abatement assessment proposed to be levied against the affected property in order to recover the abatement costs, administrative costs and/or attorney's fees incurred by the Humboldt County Code Enforcement Unit during the performance of the actions required to correct the condition or conditions found to constitute a nuisance on the affected property.

[Brief statement of the material facts that the requesting party claims support the contention that amount of the proposed assessment is 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 amount of the proposed assessment]:

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 Cost Recovery Hearing, as set forth in the Notice of Cost Recovery Hearing issued pursuant to Humboldt County Code Section 351-18, the amount of the proposed assessment will become final, and be summarily approved by the Humboldt County Board of Supervisors, ten (10) calendar days after service of the Notice of Nuisance Abatement Assessment pursuant to Humboldt County Code Section 351-21.

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: \_\_\_\_\_

APN: 303-063-029



**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 May 19, 2021 I served a true copy

**Service of Notice of Nuisance Abatement 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.)

Nathan Megazzi-Verco  
6147 Walnut Drive  
Eureka, CA 95503

Donald Garcia  
6147 Walnut Drive  
Eureka, CA 95503

\_\_\_\_\_ 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 day 19th of May 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, SHAUNA SOETH, 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 May 18, 2021, I served a true copy of **NOTICE OF NUISANCE ABATEMENT ASSESSMENT.**

\_\_\_\_\_ 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 & Certified Mail)

\_\_\_\_\_ 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 premises located at:

**6147 Walnut Drive  
Eureka, CA 95503  
APN: 303-063-029**

\_\_\_\_\_ 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 19<sup>th</sup> day of May, in the City of Eureka, County of Humboldt, State of California.

  
\_\_\_\_\_  
Shauna Soeth - Investigator