

TABLE OF CONTENTS

BOARD OF SUPERVISORS' MEETING (March 12, 2024)

FILE NUMBER: CDEF2023-017
PROPERTY OWNER: Yang Ger
TYPE OF APPLICATION: Recovery of Administrative Penalties

Board Letter	2
Draft Resolution.....	3
Legal Description (Exhibit A of Draft Resolution)	5
Cost Recovery Worksheet (Exhibit B of Draft Resolution)	6
Notice to Abate and Declaration of Mailing.....	7
July 20, 2023, Decision of Administrative Hearing Officer Bob Burns Ordering Abatement and Civil Penalty.....	10
Notice of Hearing Officer Decision/Notice of Administrative Penalties	13
Noticing of Hearing to Property Owner and Declaration of Mailing	17
Vicinity Map	21



County of Lassen

Department of Planning and Building Services

• Planning • Building • Environmental Health • Code Enforcement • Surveyor • Surface Mining

Maurice L. Anderson, Director
707 Nevada Street, Suite 5
Susanville, CA 96130-3912
Main Phone: 530 251-8269
Fax: 530 251-8373
email: landuse@co.lassen.ca.us
website: www.co.lassen.ca.us

March 12, 2024

Zoning & Building
Inspection Requests
Phone: 530 257-5263

TO: Board of Supervisors
Agenda Date: March 12, 2024

FROM: Maurice L. Anderson, Director

SUBJECT: Hearing to consider recovery of administrative penalties for a public nuisance located at (No Number) Hummingbird Rd Madeline, Ca 96119 (A.P.N 031-210-003); as provided in Title 1, Chapter 1.18.170(i), of Lassen County Code. This property is owned by Yang Ger. The associated code enforcement file number CDEF2023-017. The administrative penalty is due to the owner's failure to abate the public nuisance, in accordance with the Notice and Order to Correct Violations and the Decision of the Hearing Officer.

Recommendation

1. Receive the Enforcing Officer's Report; and
2. Conduct a hearing; and
3. Adopt, modify, or discharge the administrative penalties; and
4. Adopt a resolution ordering recordation of a lien against real property described herein, on which a public nuisance was identified in violation of Chapter 1.18 of the Lassen County Code, in order to recover administrative penalties as established by the Lassen County Hearing Officer.

Summary

The purpose of this hearing is to determine whether or not the Board of Supervisors should order staff to record a lien against real property located in Lassen County, in order to recover administrative penalties established through enforcement of the Lassen County Public Nuisance Ordinance. As stipulated under Section §1.18.090(c) of County Code, the decision of the Hearing Officer, with regard to the existence a public nuisance, is final. The property described herein (Exhibit A of Draft Resolution), is owned by Yang Ger and was found to be in violation of Lassen County Code Chapter 1.18 as outlined in the Decision of Hearing Officer dated July 19, 2023.

In this case the identified nuisance was not abated as ordered by the Enforcing Officer and an Administrative Hearing was held on July 19, 2023. The Hearing Officer determined that the nuisance did exist as posted, and that the property owner failed to abate as ordered. In addition to affirming the Enforcing Officers Report, the Hearing Officer ordered Administrative penalties to the property owner in the amount of \$13,500.00 The decision of the Administrative Hearing Officer is attached with this Board letter. Interest has accrued on the unpaid fines in the amount of \$613.70, bringing the total requested lien amount to \$14,613.70.

MLA: coe

RESOLUTION NO. _____

**RESOLUTION ORDERING RECORDATION OF AN ADMINISTRATIVE PENALTY
LIEN PURSUANT TO LASSEN COUNTY CODE SECTION 1.18.170 (i)**

WHEREAS, Assessor's Parcel Number 031-210-003, described in Exhibit A, is owned by Yang Ger; and

WHEREAS, on July 19, 2023, the Administrative Hearing Officer rendered a Decision ordering the abatement of a public nuisance pursuant Lassen County Code Chapter 1.18 and ordered a civil penalty against the property; and

WHEREAS, on March 12, 2024, the Board of Supervisors conducted a noticed hearing whereat evidence was presented and consideration was made regarding administrative civil penalties, attached as Exhibit B.

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. That the foregoing recitals are true and correct.
2. That notice of the hearing has been given as required by the Lassen County Code.
3. That the information provided in the Board packet for this hearing is true and correct.
4. That the administrative civil penalty sum of \$14,000.00 combined with interest at \$613.70 is hereby affirmed and shall be assessed against real property as described in Exhibit A, also known as Assessor's Parcel Number 031-210-003.
5. That the Lassen County Board of Supervisors hereby orders that a lien be placed against Assessor's Parcel Number 031-210-003 in accordance with Lassen County Code subsection 1.18.170(i), to recuperate the cost affirmed herein (\$14,613.70)

The foregoing resolution was adopted at a regular meeting of the Board of Supervisors of the County of Lassen, State of California, held on the 12th day of March, 2024 by the following vote:

RESOLUTION NO. _____

Yang Ger

AYES: _____

NOES: _____

ABSENT: _____

CHAIRMAN of the Board of Supervisors,
County of Lassen, State of California

ATTEST:
JULIE BUSTAMANTE
Clerk of the Board

BY _____
MICHELE J. YDERRAGA, Deputy Clerk of the Board

MICHELE J. YDERRAGA, Deputy Clerk of the Board of Supervisors, County of Lassen, do hereby certify that the foregoing resolution was adopted by the said Board of Supervisors at a regular meeting thereof held on the 12th day of March 2023.

Deputy Clerk of the County of Lassen Board of Supervisors

EXHIBIT "A"
LEGAL DESCRIPTION

All that certain real property situated in a portion of Section 33, Township 36 North, Range 12 East, Mount Diablo Base and Meridian, in the unincorporated territory of Lassen County, California, more particularly described as follows:

Lot 421, as shown on that certain map entitled "Moon Valley Ranch Unit No. 4", filed January 28, 1971 in the Office of the Lassen County Recorder in Book 8 of Maps at Pages 8-32.



Don E. Willis

EXHIBIT B

Print Date: 03/12/2024



LASSEN COUNTY
NOTICE TO ABATE – NOTICE OF PROPOSED PENALTY
NOTICE OF ADMINISTRATIVE ORDER TO SHOW CAUSE

Property Owner Name and Last Known Address:

Occupant: **Unknown**

Yang Ger

1905 Mountain Vista Dr

Oroville, CA 95965

Site Address:

Assessor's Parcel Number: **031-210-003**

(No Number) Hummingbird Rd.

Madeline, Ca 96119

Enforcing Officer: **M. Prettyman**

Inspection Date: **6-22-2023**

TO OWNER AND RESIDENT: YOU ARE HEREBY NOTIFIED that conditions exist on the above premises, which constitute a **PUBLIC NUISANCE** under Title 1.18 of the Lassen County Code. Such condition(s) violate(s) the following specific provision(s) of the Lassen County Code: **Buildings and construction in violation of the provisions of Title 12 of the Lassen County Code (work without permits when permits are required) public nuisance pursuant to 1.18.020 (a) and (c) of the Lassen County Code and marijuana cultivation in violation of the provisions of Title 19.**

You are required to abate the above violation(s) within **Twelve (12) CALENDAR DAYS** of this notice by: **7-9-2023**. To abate the nuisance, you must take the following action: **Remove all structures and buildings constructed without first obtaining permits, or, obtain building permits necessary for lawful construction (inspection will be required). Remove all marijuana cultivation in violation of the provisions of Title 19.**

You may present yourself before a hearing officer to show good cause why this nuisance should not be abated by the enforcing officer. The date, time, and location of this hearing are listed below. You will be given an opportunity at this hearing to present testimony or other evidence why the conditions on the listed property do not constitute a nuisance and should not be abated. There is no fee for this hearing if the nuisance is abated by the date on the notice or a **\$500 fee** for this hearing should you fail to comply and are found in violation of Lassen County Code Chapter 1.18.

If you do not abate the nuisance yourself, or show good cause to the hearing officer why it should not be abated, the enforcing officer may come on your property and abate the nuisance him or herself. All abatement costs, including administrative costs, may be made a special assessment added to the tax roll and become a lien on this real property, or be placed on the unsecured tax roll (see back side for more information).

Also, if you do not abate this nuisance by the date set forth above, you will be charged an administrative penalty of **\$1000.00 PER DAY** beginning on **6-28-2023** and continuing until the nuisance is abated and the abatement is confirmed by an enforcement officer (see back side for more information).

YOU are responsible for reporting to the County that you have abated this nuisance. To do so, **YOU** must contact the Enforcement Officer at 530-251-8269 to report having corrected the problem.

HEARING DATE: July 19, 2023

TIME: At or After 2:00 P.M.

ADDRESS: 707 Nevada St. Susanville, CA 96130 – Board Chambers



Attestation of Enforcing Officer

6/28/2023

Date of Notice

(S/PLA/Building/CODE/000MASTER DOCS/NoticeToAbate-ProposedPenalty-AdminOrderPg1/Rev. 9/15/2017)

DUE PROCESS FOR ALLEGED VIOLATORS
OF LASSEN COUNTY'S PUBLIC NUISANCE ORDINANCE

You have been notified of activity on land that you are associated with that allegedly constitutes a violation of Lassen County Code. You have two choices. You can either correct the problem by abating the nuisance by the date ordered (see front of notice) or you can challenge the order to abate and order proposing administrative penalties. If you voluntarily abate the nuisance by the date ordered on the front of this notice, you must still notify the enforcing officer of this fact and have them come and confirm that you have done so. The enforcing officer is available by phone at 530.251.8269.

If you choose to challenge the order to abate and order for proposed administrative penalties you must attend the administrative hearing at the date, time, and location identified on the front of this notice. If you do not show up, you lose your right to challenge the order to abate and any proposed penalties. Also, if you do not show up at that hearing, you will have failed to exhaust your administrative remedies and any order of the hearing officer will become final for all purposes.

At the administrative hearing, the alleged violator may present evidence to the hearing officer to show good cause why:

- (i) The identified public nuisance should not be abated;
- (ii) The proposed amount of administrative penalty set forth in this notice should not be imposed, in whole or in part; and
- (iii) The means of abatement set forth in this notice are not proper.

Once the hearing officer renders a decision, that decision will be sent to you at the address you receive your property tax bill. If the hearing officer upheld the order to abate the nuisance or any proposed penalties, you must immediately abate the nuisance and you have 20 days within which to pay any administrative penalties. Payment of administrative penalties shall be made to the Lassen County Tax Collector at 220 S. Lassen St., Susanville, CA 96130.

If you challenge the order to abate the nuisance or any proposed penalties at a hearing and lose your challenge, and you do not abate the nuisance, the enforcing officer may come onto your property without your permission and legally abate the nuisance him or herself. Likewise, if you challenge any proposed administrative penalties and lose that challenge and do not subsequently pay them to Lassen County, those penalties will continue to accrue per day until such time as the nuisance is abated and such abatement is confirmed by an enforcing officer. Moreover, these penalties will become a lien on the real property and can be a cause of forced sale of the real property at some time in the future.

If you have any questions about how this process works or about the Lassen County Code in general, contact Lassen County Planning and Building Services at 530.251.8269 or in person at 707 Nevada St., Susanville, CA 96130.

DECLARATION OF SERVICE BY FIRST CLASS MAIL

I, THE UNDERSIGNED, DECLARE THAT:

1. I am an employee of Lassen County, California, over the age of eighteen years and not a party to the within entitled cause or matter;
2. My business address is 707 Nevada Street, Room 236, Susanville, California 96130; and;
3. I served the foregoing **NOTICE TO ABATE – NOTICE OF PROPOSED PENALTY – NOTICE OF ADMINISTRATIVE ORDER TO SHOW CAUSE** on the interested parties in said cause by depositing a true copy thereof enclosed in a sealed envelope and placing the envelope for collection and mailing on the date and at the place shown below following our ordinary business practices. I am readily familiar with this business' practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in a sealed envelope with first class postage fully paid in Susanville, California, on Thursday, June 29, 2023, addressed as follows:

Yang Ger
1905 Mountain Vista Drive
Oroville, CA 95965

I declare under penalty of perjury that the foregoing is true and correct.
Executed this Thursday, June 29, 2023, at Susanville, California 96130.



Brooke Suarez



Decision of Administrative Hearing Officer
(Lassen County Code Title 1, Chapter: 1.18)

ADMINISTRATIVE HEARING #: 23-017

CDEF: 2023-017

DATE OF HEARING: July 19, 2023

Property Owner Name and Last Known Address:

Occupant: **Unknown**

Yang Ger

1905 Mountain Vista Dr

Oroville, CA 95965

Site Address:

Assessor's Parcel Number: **031-210-2023**

(No Number) Hummingbird Rd

Madeline, Ca 96119

Hearing Officer:

Robert Burns

Date of Administrative Hearing:

July 19, 2023

WHEREAS, the enforcing officer scheduled an Administrative Hearing on **DATE: 7-19-23**, giving the owner(s) and/or occupant(s) of the Premises an opportunity to present evidence and elicit testimony regarding (i) whether the conditions existing on the Premises constitute a nuisance and/or whether there is any good cause why those conditions should not be abated, and (ii) whether the proposed amount of administrative penalty set forth in the Notice shall be imposed, modified, or disapproved, in whole or in part.

The owner(s) and/or occupant(s) and/or representatives/legal counsel appeared:

☐

☐

☒ Failure of an owner or occupant to appear and present evidence at the hearing constitutes a failure to exhaust their administrative remedies. (Lassen County Code (LCC) Title 1, Chapter 1.18.100(c))

NOW, THEREFORE, as the Hearing Officer for the County of Lassen and based upon the record before me, issue the following findings and declarations:

☒ The enforcing officer ☒ **DID** ☐ **DID NOT** properly serve the notice of Order to Show Cause on the owners and/or occupants pursuant to LCC Title 1, Chapter 1.18.060 – 1.18.080.

☒ **I HEREBY FIND** that the alleged violation(s) ☒ **DID** ☐ **DID NOT** exist on the Premises and the owner/ occupants failed to abate the nuisance based upon the following evidence presented at this hearing and/or continuance of hearing:

☒ The Staff Report, attached hereto and incorporated herein, as well as the marked exhibits _____

☒ Statements from the enforcing officer C Evans ; m. prettyman attesting that:

☒ The information contained in the Staff Report is true and accurate; and

☐ Other: _____; and

☒ Photograph(s) of the violation(s) taken and submitted as evidence at this Hearing by:

☒ Enforcing Officer: and

☐ Other: _____; and

☐ Other evidence submitted at this Hearing by:

☐ Enforcing Officer: and

☐ Other: _____; and

☒ **I HEREBY FIND**, based on the foregoing evidence presented at this Hearing, the alleged violation(s):

☒ Continued to exist unabated on the Premises; and

☐ Were abated by the county Planning and Building Services Department.

☐ Other: _____; and

☒ **I HEREBY FIND** that the proposed administrative penalty set forth in the Notice is:

☐ Imposed in the amount stated in the Notice. _____

☒ Modified to be: 500 _____.

☐ Disapproved.

☐ Other: _____.

☒ Based on the above findings, I hereby find the violation(s) alleged in the Notice are factually true and constitute a public nuisance under Lassen County Code Title 1, Chapter **1.18**, as set forth in the Notice; and

☒ The **unpermitted structures** on the Premises is subject to abatement in accordance with Lassen County Code Title 1, Chapter **1.18**, and the means of abatement set forth in the Notice are proper.

NOW, THEREFORE, as the Hearing Officer for the County of Lassen and based upon the record before me, issue the following orders:

☒ The Notice issued by the enforcing officer on **6-28-2023** is hereby affirmed in full; and

☒ A public nuisance on the Premises shall be abated by the owner(s) and/or occupant(s) of the Premises, in the manner set forth in the Notice, within **FIVE (5) CALENDAR DAYS** of service of this Decision (LCC Title 1, Chapter 1.18.120); and

☒ If the owner(s) and/or occupant(s) of the premises fail to abate the nuisance as ordered by the Hearing Officer, and/or the nuisance continues to exist, the Enforcing Officer shall abate, or cause to be abated said nuisance and shall keep an itemized account of the costs incurred by the County to abate the nuisance. The owner(s) and/or occupants shall be liable for all cost in accordance with Lassen County Code Title 1, Chapter **1.18.120**. If unpaid, said cost will be charged against the premises in accordance with the provisions of Lassen County Code Title 1, Chapter **1.18.110**.

☒ The amount of administrative penalty, as set forth above, shall be final and conclusive. Payment of the administrative penalty specified in this Decision shall be made in the manner set forth in Lassen County Code Title 1, Chapter **1.18.170(g)** in accordance with Government Code Section 53069.4, Subsection (b).

ATTENTION!

If the amount of administrative penalty is imposed or modified, you are required to pay that amount within **TWENTY (20) CALENDAR DAYS** after service of this Decision.

If the administrative penalty is not satisfied **IN FULL** within **NINETY (90) DAYS** and/or has not been challenged by a timely writ of mandate or appeal, the Board of Supervisors may authorize recordation of a Notice of Administrative Penalty Lien against the Premises. (Government Code section 53069.4)

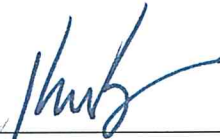
ATTENTION!

If the Enforcing Officer is required to abate the nuisance, you are required to pay the cost of abatement, including cost of administration, within **NINETY (90) CALENDAR DAYS** after service of this Decision.

If the cost of abatement, including cost of administration, is not satisfied in full within **NINETY (90) DAYS** and/or has not been challenged by a timely writ of mandate, the Board of Supervisors may specially assess the costs on the County tax roll and authorize recordation of a Notice of Abatement Lien against the Premises. (Government Code section 25845).

7-19-23

Date of Decision



Robert Burns
Lassen County Administrative Hearing Officer



County of Lassen

Department of Planning and Building Services

• Planning • Building • Environmental Health • Code Enforcement • Surveyor • Surface Mining

Maurice L. Anderson, Director
707 Nevada Street, Suite 5
Susanville, CA 96130-3912
Phone: 530 251-8269
Fax: 530 251-8373
email: landuse@co.lassen.ca.us
website: www.co.lassen.ca.us

NOTICE OF HEARING OFFICER DECISION

CERTIFIED MAIL/RETURN RECEIPT
7017 1070 0000 7542 3310

July 20, 2023

Yang Ger
1905 Mountain Vista Dr
Oroville, Ca 95965

Zoning & Building
Inspection Requests
Phone: 530 257-5263

Environmental Health
Messages: 530 251-8528
email: EHE@co.lassen.ca.us

RE: Code Enforcement Case No. 2023-017
(No Number) Hummingbird Rd
Madeline, CA 96119
Assessor's Parcel Number: 031-210-003

Dear Ger Yang:

The intent of this letter is to inform you of the Hearing Officer's decision from the Public Nuisance Ordinance Hearing held on July 19, 2023. Hearing Officer Robert Burns determined that a public nuisance did exist on the above-mentioned property and that the voluntary abatement of said nuisance was not completed by July 9, 2023 as ordered in the Notice to Abate issued on June 28, 2023. An administrative penalty has been set for \$500 per day from June 28, 2023 until the nuisance is abated. The Hearing Officer's Decision is attached.

TITLE 1.18.170 ADMINISTRATIVE CIVIL PENALTIES

1.18.170 (g): Payment of an administrative penalty specified in the hearing officer's order shall be made to the county within twenty days of service of the order, unless timely appealed to the Superior Court in accordance with Government Code Section 53069.4, subdivision (b)

1.18.170 (h): Interest shall accrue on all amounts due under this section, from the effective date of the administrative penalty order, as set forth in this section, to the date paid pursuant to the laws applicable to civil money judgments.

1.18.170 (i): In addition to any other legal remedy, whenever the amount of any administrative penalty imposed pursuant to this section has not been satisfied in full within ninety days and has not been timely appealed to the Superior Court in accordance with Government Code Section

Yang Ger
July 20, 2023
Page 2 of 2

53069.4, subdivision (b), or if appealed, such appeal has been dismissed or denied, this obligation may be enforced as a lien against the real property on which the violation occurred.

Payment of administrative penalties must be made to Lassen County Planning and Building Services Department located at 707 Nevada Street, Suite 5 Susanville, CA. 96130.

Should you have any questions, contact Code Enforcement Officer Cody Evans, or Officer Michael Prettyman at (530) 251-8269.

Sincerely,



MLA Maurice L. Anderson,
Director

MLA:Coc

Enclosure: Hearing Officer Decision

DECLARATION OF SERVICE BY CERTIFIED/RETURN RECEIPT AND FIRST CLASS MAIL

I, THE UNDERSIGNED, DECLARE THAT:

1. I am an employee of Lassen County, California, over the age of eighteen years and not a party to the within entitle cause or matter;
2. My business address is 707 Nevada Street, Susanville, California 96130 and;
3. I served the foregoing **NOTICE OF HEARING OFFICER DECISION** on the interested parties in said cause by depositing true copies thereof enclosed in sealed envelopes and placing the envelopes for collection and mailing on the date and at the place shown below following our ordinary business practices. I am readily familiar with this business' practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in sealed envelopes with postage fully paid for both Certified/Return receipt and 1st Class, in Susanville, California on July 20, 2023, addressed as follows:

Yang Ger
1905 Mountain Vista Drive
Oroville, CA 95965

I declare under penalty of perjury that the foregoing is true and correct. Executed on July 20, 2023, at Susanville, California, 96130.



Brooke Suarez

7017 1070 0000 7542 3310

U.S. Postal Service™	
CERTIFIED MAIL® RECEIPT	
Domestic Mail Only	
For delivery information, visit our website at www.usps.com ®.	
OFFICIAL USE	
Certified Mail Fee	\$
Extra Services & Fees (check box, add fee as appropriate)	
☐ Return Receipt (hardcopy)	\$
☐ Return Receipt (electronic)	\$
☐ Certified Mail Restricted Delivery	\$
☐ Adult Signature Required	\$
☐ Adult Signature Restricted Delivery	\$
Postage	\$
Total Postage and Fees	\$
Sent To	
Street and Apt. No., or PO Box	
City, State, ZIP+4®	
Yang Ger 1905 Mountain Vista Drive Oroville, CA 95965	
PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions	

SUSANVILLE, CA 96130
Postmark
JUL 20 2023
SUSANVILLE MAIN
USPS

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Yang
1965 Mountain Vista Drive
Oroville, CA 95965



9590 9402 4063 8079 6489 75

2. Article Number (Transfer from service label)

7017 1070 0000 7542 3310

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *Yia Lee*

☒ Agent
☐ Addressee

B. Received by (Printed Name)

Yia Lee

C. Date of Delivery

07-24-23

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

- | | |
|--|---|
| ☒ Adult Signature | ☐ Priority Mail Express® |
| ☐ Adult Signature Restricted Delivery | ☐ Registered Mail™ |
| ☐ Certified Mail® | ☐ Registered Mail Restricted Delivery |
| ☐ Certified Mail Restricted Delivery | ☐ Return Receipt for Merchandise |
| ☐ Collect on Delivery | ☐ Signature Confirmation™ |
| ☐ Collect on Delivery Restricted Delivery | ☐ Signature Confirmation Restricted Delivery |
| ☐ Insured Mail | |
| ☐ Insured Mail Restricted Delivery (over \$500) | |

PS Form 3811, July 2015 PSN 7530-02-000-9053

CDEF 2023-017

Domestic Return Receipt



County of Lassen
Department of Planning and Building Services

• Planning • Building • Environmental Health • Code Enforcement • Surveyor • Surface Mining

Maurice L. Anderson, Director

707 Nevada Street, Suite 5

Susanville, CA 96130-3912

Main Phone: 530 251-8269

Fax: 530 251-8373

email: landuse@co.lassen.ca.us

website: www.co.lassen.ca.us

August 7, 2023

Yang Ger
1905 Mountain Vista Dr
Oroville, Ca 95965

Zoning & Building
Inspection Requests
Phone: 530 257-5263

RE: Code Enforcement Case No. 2023-017
(No Number) Hummingbird Rd
Madeline, CA 96119
Assessor's Parcel Number: 031-210-003

Dear Yang Ger:

The intent of this letter is to inform you of the Hearing Officer's decision from the Public Nuisance Ordinance Hearing held on July 19, 2023. Hearing Officer Robert Burns determined that a public nuisance did exist on the above-mentioned property and that the voluntary abatement of said nuisance was not completed by July 9, 2023 as ordered in the Notice to Abate issued on June 28, 2023.

The administrative penalty of \$500.00 per day is set for twenty-seven (27) days from June 28, 2023 thru July 24, 2023. Payment of the administrative penalty (\$13,500) and hearing fee (\$500) is due in the amount of \$14,000.

Furthermore, if the owner(s) and/or occupant(s) of the premises fail to abate the nuisance as ordered by the Hearing Officer, and or the nuisance continues to exist, the Enforcing Officer shall abate, or cause to be abated said nuisance and shall keep and itemized account of the costs incurred by the County to abate the nuisance. The owners and or occupants shall be liable for all cost in accordance with Lassen County Code Title 1 Chapter 1.18.120. If unpaid, said cost will be charged against the premises in accordance with the provisions of Lassen County Code Title 1, Chapter 1.18.110.

TITLE 1.18.170 ADMINISTRATIVE CIVIL PENALTIES

1.18.170 (g): *Payment of an administrative penalty specified in the hearing officer's order shall be made to the county within twenty days of service of the order, unless timely appealed to the Superior Court in accordance with Government Code Section 53069.4, subdivision (b)*

1.18.170 (h): *Interest shall accrue on all amounts due under this section, from the effective date of the administrative penalty order, as set forth in this section, to the date paid pursuant to the laws applicable to civil money judgments.*

1.18.170 (i): *In addition to any other legal remedy, whenever the amount of any administrative penalty imposed pursuant to this section has not been satisfied in full within ninety days and has not been timely appealed to the Superior Court in accordance with Government Code Section 53069.4, subdivision (b), or if appealed, such appeal has been dismissed or denied, this obligation may be enforced as a lien against the real property on which the violation occurred.*

Payment of administrative penalties must be made to Lassen County Planning and Building Services Department located at 707 Nevada Street, Suite 5 Susanville, CA. 96130.

Should you have any questions, contact the Code Enforcement Division at (530) 251-8269.

Sincerely,



A. Maurice L. Anderson,
Director

MLA:mgp

DECLARATION OF SERVICE BY FIRST CLASS MAIL

I, THE UNDERSIGNED, DECLARE THAT:

1. I am an employee of Lassen County, California, over the age of eighteen years and not a party to the within entitled cause or matter;
2. My business address is 707 Nevada Street, Room 236, Susanville, California 96130; and;
3. I served the foregoing **LETTER OF HEARING OFFICER DECISION** on the interested parties in said cause by depositing a true copy thereof enclosed in a sealed envelope and placing the envelope for collection and mailing on the date and at the place shown below following our ordinary business practices. I am readily familiar with this business' practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in a sealed envelope with first class postage fully paid in Susanville, California, on August 9, 2023, addressed as follows:

Yang Ger
1905 Mountain Vista Drive
Oroville, CA 95965

I declare under penalty of perjury that the foregoing is true and correct.
Executed this August 9, 2023, at Susanville, California 96130.



Brooke Suarez

FILE NUMBER:CDEF2023-
012,017,022,039,038,018

DECLARATION OF SERVICE BY FIRST CLASS MAIL

I, THE UNDERSIGNED, DECLARE THAT:

I am an employee of Lassen County, California, over the age of eighteen years and not a party to the within entitled cause or matter; My business address is 707 Nevada Street, Suite 5, Susanville, California 96130; and I served the foregoing: NOTICE OF HEARING the interested parties in said cause by depositing true copies thereof enclosed in sealed envelopes and placing the envelopes for collection and mailing on the date and at the place shown below following our ordinary business practices. I am readily familiar with this business' practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in sealed envelopes with postage fully paid, in Susanville, California, on: (date):February 27, 2024 addressed as follows:

Sanchez Mauricio
2840 Rosewood Ave.
Ceres CA 95307

Syvichith Kong
2576 Millcreek Dr. Apt 152
Sacramento CA 95833

Shadow Vang
5636 Martin Luther Jr Bd.
Sacramento CA 95824

Yang Thai
6517 E. Amherst Ave.
Fresno CA 93727

Yang Ger
1905 Mountain Vista Dr.
Oroville CA 95965

Yeng Yang
6212 25th Street
Sacramento CA 95822

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

Executed on: February 27, 2024 at Susanville, California 96130.
(date)

Sign: _____

Anetia Elliott

Name (Print): _____

Anetia Elliott



© 2015 ParcelQuest www.parcelquest.com (888) 217-8999

Map data ©2024 Imagery ©2024 TerraMetrics 2 km