



TEHAMA COUNTY CODE ENFORCEMENT
UNLAWFUL MARIJUANA CULTIVATION ORDINANCE
(Tehama County Code Chapter 9.06)

NOTICE OF COSTS AND/OR ADMINISTRATIVE PENALTY DUE

DATE OF NOTICE: 8/19/2021

Property Owner Name and Last Known Address:

Jonathon Garcia Martinez
3385 Brooks Ave.
Santa Rosa, CA 95407

Occupant:

Jose Chavez & Jonathan Mendoza
17050 Hickman Ln.
Cottonwood, CA 96022

Site Address:

16501 Endeavor Ln., Red Bluff

Assessor's Parcel Number:

007-260-031

Enforcing Officer:

C. Westom

Inspection Date:

6/15/2021

You are receiving this letter because you are either the owner, occupant, tenant, or a person who caused, permitted, maintained, conducted, suffered, or allowed the unlawful marijuana cultivation to exist on the Premises.

A "Notice of Violation and Proposed Administrative Penalty, Notice to Abate Unlawful Marijuana Cultivation, and Administrative Order to Show Cause" ("Notice") was posted at the Premises and mailed to you. The Notice stated the unlawful marijuana cultivation must be abated, otherwise an administrative penalty would begin to accrue against you. The enforcing officer re-inspected the Premises and determined you did not lawfully abate and/or did not provide evidence of lawful disposal or relocate, as per Tehama County Code 9.06.100, of the unlawful marijuana. An Administrative Hearing was held and the Administrative Hearing Officer issued her Decision. A copy of the Decision of the Administrative Hearing Officer was previously sent to you.

A daily administrative penalty as indicated on the enclosed invoice has accrued. **YOU ARE LIABLE FOR PAYING THE TOTAL DAILY ADMINISTRATIVE PENALTY** accrued against you. Interest continues to accrue on this obligation, as of the date of the Administrative Hearing Officer's Decision, until satisfied in full, pursuant to the laws applicable to civil judgments.

THE AMOUNT(S) INDICATED ON THE ENCLOSED INVOICE IS DUE AND PAYABLE IMMEDIATELY TO TEHAMA COUNTY:

If each obligation owing is not satisfied in full within **ninety (90) days** and/or has not been successfully challenged by a timely writ of mandate, pursuant to Code of Civil Procedure section 1094.5, or appeal, pursuant to Government Code section 53069.4, subdivision (b), the obligation may constitute a lien against the Premises.

Please make your payment via certified funds, i.e., cash or cashier's check, payable to Tehama County Department of Environmental Health. **Personal checks will not be accepted.**

Sincerely,

Margarita Garcia
Code Compliance Coordinator

8/19/2021

Date of Service of Notice

Tehama County Environmental Health Department
633 Washington Street, Room 36
Red Bluff, CA 96080
530-527-8020



Code Enforcement Account Invoice

TO: JONATHON GARCIA MARTINEZ

3385 BROOKS AVE
SANTA ROSA, CA 95407

Jose Chavez &
Jonathan Mendoza
17050 Hickman Ln.
Cottonwood, CA 96022

Account ID	Date
AR0002733	8/18/2021

Invoice ID	Invoice Total Due:
IN0008796	\$ 30,000.00

PAYMENT DUE IMMEDIATELY

You received this invoice because you were either the property owner, occupant or a person who caused, permitted, suffers or maintained, conducted, or otherwise suffered or allowed the violation to exist.

APN: 007-260-031

Site Location: 16501 ENDEAVOR LANE RED BLUFF

Date	Program/ Element	Description	Amount
------	---------------------	-------------	--------

Invoice #IN0008796

--- Date of Invoice : 8/3/2021

08/03/21	8115	UNLAWFUL MARIJUANA ADMINISTRATIVE PENALTIES	\$ 30,000.00
----------	------	---	--------------

Penalties due for unlawful marijuana cultivation. \$1,000.00 per day starting 6/28/21 through 7/27/21
30 days at \$1,000.00 per day = \$30,000.00

Total Due for This Invoice: \$ 30,000.00

Please make payments to Tehama County Environmental Health Code Enforcement
633 Washington Street, Room 36, Red Bluff, CA 96080 in the form of a cashier's
check or money order, no personal checks.

Interest shall accrue on any amounts due from the effective date until the date paid
pursuant to the laws applicable to civil judgments.



**TEHAMA COUNTY ENVIRONMENTAL HEALTH
CODE ENFORCEMENT**

633 Washington St., Room 36
Red Bluff, CA. 96080
Phone: (530) 527-8020
FAX: (530) 527-6617
e-mail: lgarcia@co.tehama.ca.us

APPLICANT INFORMATION:

Name:

Address:

Phone Number:

Email Address:

An Administrative Penalty in the amount of \$ _____ was imposed for maintaining a public nuisance in the form of unlawful marijuana upon the following Premises: _____

I am applying for: Payment Plan Agreement **OR** Compromise Agreement

This is only an application, a compromise agreement will need to be signed in order for the reduced amount to be effective.

If a compromise (reduction) is approved, you will only have 30 days to pay the reduced amount once the agreement has been received in our office.

If not paid in 30 days, the balance will revert back to the full amount.

My proposed agreement and reasons therefore are listed below:

Signature of Applicant

Date



Decision of Administrative Hearing Officer
UNLAWFUL MARIJUANA CULTIVATION ORDINANCE
(Tehama County Code Chapter 9.06)
ADMINISTRATIVE HEARING ON THE NOTICE OF VIOLATION
AND PROPOSED ADMINISTRATIVE PENALTIES: EHCE 21-64
DATE OF DECISION: 8/18/2021

Property Owner Name and Last Known Address:
Jonathon Garcia Martinez
3385 Brooks Ave.
Santa Rosa, CA 95407

Occupants:
To all occupants at this address

tenants **Jose Chavez**
Jonathan Mendoza

Site Address:
16501 Endeavor Lane, Red Bluff

Assessor's Parcel Number:
007-260-031

REGARDING the alleged violation(s) of the Tehama County Code ("TCC") as described below:
Any unlawful cultivation of marijuana. (TCC §9.06.035.)

The **6/21/2021** hearing on the **Notice of Violation and Proposed Administrative Penalty ("NOV")** was continued to **8/18/2021** in Department 4 of the Old Courthouse located on the second floor at 633 Washington Street, the Honorable Lynn M. Cottier presiding. At the continued hearing, the following person(s) appeared:

- Owner & both tenants; and
- _____; and
- CMG Mendoza interpreted Spanish/English and
- For Mr. Chavez
- Parties not appearing at the continued hearing have failed to exhaust their administrative remedies; and

After examining the evidence presented at the hearing and considering the arguments, I find the following:
 The notice of the continued hearing is

- proper; and
- not proper; and

I hereby find, based on the evidence presented at this continued hearing, the alleged violation(s):

- Was considered abated by the Enforcing Officer on _____; and
- Was voluntarily abated on _____ and no longer exists on the Premises; and
- Continued to exist on the Premises pursuant to TCC § 9.06.100; and
- Other _____; and

I hereby find that the proposed daily administrative penalty and/or abatement costs set forth in the NOV is:

- Imposed in the amount stated in the NOV for a total of \$ 30,000
- Modified to be: _____ for a total of \$ _____
- Disapproved to be \$NONE.

These findings are supported by the following evidence presented at this continued hearing:

- The Report and Accounting of the Enforcing Officer ("Exhibit A" or "Report"); and
- Statements from the Enforcing Officer attesting that:
 - The information contained in the Report is true and accurate; and
 - Other: Admitted invoice; and
- Other evidence submitted at this Hearing by:
 - Enforcing Officer: Clint Weston; and
 - Other: Owner & both tenants; and



Decision of Administrative Hearing Officer
UNLAWFUL MARIJUANA CULTIVATION ORDINANCE
(Tehama County Code Chapter 9.06)

ADMINISTRATIVE HEARING ON THE NOTICE OF VIOLATION
AND PROPOSED ADMINISTRATIVE PENALTIES: EHCE 21-64
DATE OF DECISION: 8/18/2021

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

- The amount of administrative penalty or administrative costs and/or costs of abatement or costs pursuant to TCC §§ 9.06.090, as set forth above, shall be final and conclusive. Payment shall be due WITHIN 20 CALENDAR DAYS AFTER SERVICE OF THIS DECISION.
- Other: _____

NOTICE IS HEREBY GIVEN. This Decision may be challenged pursuant to Code of Civil Procedure §§ 1094.5 and 1094.6. A writ of mandate must be filed within **90 days** of the service of this Decision. A decision imposing any administrative penalty may be challenged pursuant to Government Code ("GC") § 53069.

ATTENTION!

YOU WILL BE REQUIRED TO PAY THE COST OF ANY ABATEMENT RESULTING FROM THIS DECISION, INCLUDING COST OF ADMINISTRATION, WITHIN 90 CALENDAR DAYS AFTER THE HEARING OFFICER HAS APPROVED OR MODIFIED THE ACCOUNTING OF THE ENFORCING OFFICER. THE BOARD OF SUPERVISORS MAY SPECIALLY ASSESS SAID COSTS ON THE COUNTY TAX ROLL AND AUTHORIZE RECORDATION OF A NOTICE OF ABATEMENT LIEN AGAINST THE PREMISES. (GC § 25845.)

YOU ARE REQUIRED TO PAY ANY ADMINISTRATIVE PENALTY IMPOSED OR MODIFIED WITHIN 20 CALENDAR DAYS AFTER THIS DECISION IS SERVED. (TCC § 9.06.165) THE BOARD OF SUPERVISORS MAY AUTHORIZE RECORDATION OF A NOTICE OF ADMINISTRATIVE PENALTY LIEN AGAINST THE PREMISES. (GC § 53069.4.)

8-18-21

Date of Decision

Lynn M. Cottier
Tehama County Administrative Hearing Officer

Tehama County Environmental Health Department
633 Washington Street, Room 36
Red Bluff, CA 96080
530-527-8020

ATTACHMENT A



Code Enforcement Account Invoice

TO: JONATHON GARCIA MARTINEZ

3385 BROOKS AVE
SANTA ROSA, CA 95407

Account ID	Date
AR0002733	8/3/2021
Invoice ID	Invoice Total Due:
IN0008796	\$ 30,000.00

PAYMENT DUE IMMEDIATELY

You received this invoice because you were either the property owner, occupant or a person who caused, permitted, suffers or maintained, conducted, or otherwise suffered or allowed the violation to exist.

APN: 007-260-031

Site Location: 16501 ENDEAVOR LANE RED BLUFF

Date	Program/ Element	Description	Amount
------	---------------------	-------------	--------

Invoice #IN0008796

--- Date of Invoice : 8/3/2021

08/03/21	8115	UNLAWFUL MARIJUANA ADMINISTRATIVE PENALTIES	\$ 30,000.00
----------	------	---	--------------

Penalties due for unlawful marijuana cultivation. \$1,000.00 per day starting 6/28/21 through 7/27/21
30 days at \$1,000.00 per day = \$30,000.00

Total Due for This Invoice: \$ 30,000.00

Please make payments to Tehama County Environmental Health Code Enforcement
633 Washington Street, Room 36, Red Bluff, CA 96080 in the form of a cashier's
check or money order, no personal checks.

Interest shall accrue on any amounts due from the effective date until the date paid
pursuant to the laws applicable to civil judgments.

Exhibit
One
7 pages

PROMISSORY NOTE and BILL OF SALE

MARIA MORALES PIMENTEL Refers to as "Buyer" Agrees to pay to the order of. **JONATHAN GARCIA MARTINEZ**. Referred to herein as the "Seller" the sum of \$105,000.00 for the purchase of the **PROPERTY LOCATED:**

16501 Endeavor Ln, Cottonwood Ca 96022

Also show and Record as Red Bluff, to be verified with county records before grant deed be issue and payment became final.

Also, the County Records of Tehama show As Jonathon Garcia Martinez.

Where sellers assure buyer that is the same person.

TERMS

Buyer is giving seller the amount of \$55,000.00 as a DOWN PAYMENT follow by monthly payments of \$0

the balance of \$55,000.00 for a period of 1 year will be

January 30,2022 no pre-payment penalty or interest charged.

This is a a-is sale, no warranty given or implied.

principal(buyer) is responsible any other taxes and utilities.

Seller will clear any debt with their mortgage lender to have a title free & clear to transfer the Grant Deed to buyer. Seller agrees to pay as soon as possible the balance to the lender.

Buyer is responsible to take care of the property and has no right to sell without authorization by the seller until note is paid in full.

Buyer to take possession of the property by January 30,2021

NOTE

THIS IS SPECIAL NOTE PROERTY HAS A MOBIL HOME, WHERE SELLER GUARANTE THAT THE PROPERTY HAVE BEEN RELEASE FROM THE Housing development of Sacramento that the mobile home will be recognized as permanent home.

Label number CAL004587

Length 65"

Wide 12"

Trade Name Homette

Decal number ABH9458

And the event of any thing may happen the heirs of both parties will grant this agreement.

Maria Morales Pimentel

Maria Morales Pimentel

1/30/21

Date

Jonathan Garcia
Jonathan Gracia Martinez

1-30-21
Date

RECORDING REQUESTED BY:

Robert J. Orr

WHEN RECORDED, MAIL THIS DEED AND TAX STATEMENTS TO:

JONATHON GARCIA MARTINEZ
3384 Brooks Avenue
Santa Rosa, CA 95407

Doc # 2014003393
Page 1 of 2
Date: 3/28/2014 02:33P
Recording Requested By:
GENERAL PUBLIC
Filed & Recorded in Official Records
of TEHAMA COUNTY
SEVERLY ROSE
COUNTY CLERK & RECORDER
Fees \$32.00

APN 007-260-31

Grant Deed

The undersigned Grantor declares:

The Documentary Transfer Tax is \$ 45¹⁰
Computed on full value less value of liens or encumbrances remaining at time of sale.
This property is located in the Unincorporated Area, County of Tehama.

For a valuable consideration, receipt of which is hereby acknowledged, I, Robert J. Orr, Trustee of the Orr Survivor's Spouse Family Trust, grant to JONATHON GARCIA MARTINEZ all that real property situated in the Unincorporated Area, County of Tehama, State of California, described as:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

Dated: 12/4, 2013

Robert J. Orr
Robert J. Orr, Trustee of
the Orr Survivor's Spouse Family Trust

Notary Acknowledgment

State of California
County of SACRAMENTO

On December 04 2013, before me, Ken Ming Sou, Notary Public, personally appeared Robert J. Orr, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that on his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature *Ken Ming Sou*



CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California

County of Shasta

On 01/30/2021
Date

before me,

Evangelina Sosa Notary Public
Here Insert Name and Title of the Officer

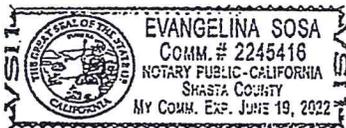
personally appeared

Jonathan Garcia, Maria Amador, and Roberto Fuentes
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Place Notary Seal and/or Stamp Above

Signature

[Handwritten Signature]

Signature of Notary Public

OPTIONAL

Completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: Promissory note and Bill of sale

Document Date: 01/30/2021

Number of Pages: 6

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

Corporate Officer - Title(s): _____

Partner - Limited General

Individual Attorney in Fact

Trustee Guardian of Conservator

Other: _____

Signer is Representing: _____

Signer's Name: _____

Corporate Officer - Title(s): _____

Partner - Limited General

Individual Attorney in Fact

Trustee Guardian of Conservator

Other: _____

Signer is Representing: _____

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

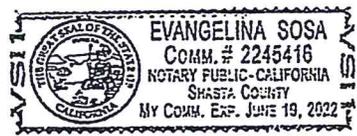
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California }
County of Shasta }
On 01/30/2021 before me, Evangelina Sosa Notary Public
Date Here Insert Name and Title of the Officer
personally appeared Donna Ruth Garcia, Denise Marie Nix, & Araceli Araceli
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Place Notary Seal and/or Stamp Above

Signature [Handwritten Signature]
Signature of Notary Public

OPTIONAL

Completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document
 Title or Type of Document: Promissory Note and Bill of Sale
 Document Date: 01/30/2021 Number of Pages: 6
 Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____	Signer's Name: _____
<input type="checkbox"/> Corporate Officer - Title(s): _____	<input type="checkbox"/> Corporate Officer - Title(s): _____
<input type="checkbox"/> Partner - <input type="checkbox"/> Limited <input type="checkbox"/> General	<input type="checkbox"/> Partner - <input type="checkbox"/> Limited <input type="checkbox"/> General
<input type="checkbox"/> Individual <input type="checkbox"/> Attorney in Fact	<input type="checkbox"/> Individual <input type="checkbox"/> Attorney in Fact
<input type="checkbox"/> Trustee <input type="checkbox"/> Guardian of Conservator	<input type="checkbox"/> Trustee <input type="checkbox"/> Guardian of Conservator
<input type="checkbox"/> Other: _____	<input type="checkbox"/> Other: _____
Signer is Representing: _____	Signer is Representing: _____

PROOF OF SERVICE

I, Margarita Garcia, declare:

1. I am over age 18, not a party to this action, and am employed in Tehama County, California at the Department of Environmental Health - Code Enforcement; my business address is 633 Washington Street, Room 36, Red Bluff, CA, 96080.

2. On August 19, 2021, I served the following documents:

- Copy of this Proof of Service
- Decision of Hearing Officer regarding penalties and/or costs
- Invoice
- Notice of Costs and/or Administrative Penalties Due
- Notice of Pending Nuisance Abatement Proceeding
- Payment Plan/Compromise Application
- _____

3. I served the documents on the following person(s):

- Jonathon Garcia Martinez, 3385 Brooks Ave., Santa Rosa, CA 95407
NAME ADDRESS
- Jose Chavez + Jonathan Mendoza, 17050 Hickman Ln., Cottonwood, CA 96022
NAME ADDRESS
- _____
NAME ADDRESS

4. The documents were served by the following means, by:

- Personal service.** I personally delivered the documents to the person(s) listed in item 3. Delivery was made to:
 - Party's Attorney: _____
 - Party: _____
- United States mail.** I enclosed the documents in a sealed envelope addressed to the person(s) at the addresses listed in item 3, and deposited the sealed envelope with the United States Postal Service, with postage fully prepaid, at Red Bluff, CA 96080.

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

Executed at Red Bluff, this August 19, 2021, at 4:30 pm.
DATE TIME

Margarita Garcia
NAME OF DECLARANT

Margarita Garcia
SIGNATURE OF DECLARANT