

RESOLUTION NO. CE25-05  
EHCH 25-19

A RECOMMENDED DECISION OF THE HEARING OFFICER OF THE COUNTY OF TEHAMA THAT THE ADMINISTRATIVE COSTS OF ABATEMENT BE SPECIALLY ASSESSED AGAINST THE AFFECTED PROPERTY AND THAT NOTICE OF ABATEMENT LIEN BE RECORDED, PURSUANT TO CHAPTER 9.06 OF THE TEHAMA COUNTY CODE, GOVERNMENT CODE SECTION 25845, AND GOVERNMENT CODE SECTION 53069.4 RESPECTIVELY.

Owner: Hector Alvarado  
Site Address: 7980 Hernandez Rd., Gerber  
APN: 064-280-017

**WHEREAS**, in accordance with the procedures set forth in Chapter 9.06 of the Tehama County Code, unlawful marijuana cultivation occurring on **7980 Hernandez Rd., Gerber, California, APN: 064-280-017** was determined to be a public nuisance constituting an immediate threat to public health and/or safety; and

**WHEREAS**, the nuisance was summarily abated pursuant to Section 9.06.180 of the Tehama County Code on **9/2/2025**; and

**WHEREAS**, the Hearing Officer declared the alleged violations to constitute a public nuisance that was an immediate threat to public health and/or safety on **9/10/2025**, and

**WHEREAS**, the Board of Supervisors is authorized to specially assess the costs of abatement and administrative costs as a lien against the property described above pursuant to Tehama County Code Section 9.06.160 and Government Code Section 25845; and

**WHEREAS**, the enforcing officer has kept an account of the cost of the abatement, and has rendered a report in writing to the hearing officer showing the cost of abatement and the administrative costs, the total of which was **\$1,959.44**; and

**WHEREAS**, the County has made a demand upon the property owner, Hector Alvarado, in the amount **\$1,959.44** to be reimburse to the County for the cost of abatement and not received payment in full; and

**WHEREAS**, the County has not received payment in full for the cost of abatement and the administrative costs from the property owner, and no timely appeal was filed with the Superior Court; and

**WHEREAS**, the property owner has been given notice of the hearing on the accounting conducted by the hearing officer and the property owner was provided an opportunity to be heard in regard to the administrative costs and;

**WHEREAS**, the Hearing Officer is authorized pursuant to Section 9.06.155 of the Tehama County Code to prepare a recommended decision and resolution for board approval for both the administrative costs and; and

**THEREFORE, THE HEARING OFFICER PRESENTS THE FOLLOWING RECOMMENDED DECISION:**

**1) That the report of the enforcing officer, attached hereto as Attachment "A-1", with any modifications directed by the Hearing Officer, be confirmed and approved; and**

**2) That, based on all of the evidence in the record, the Board of Supervisors find that the owners of the property described in Attachment "A-1" had actual knowledge of the unlawful marijuana cultivation, or could have acquired such knowledge through the exercise of reasonable diligence; and**

**3) That the Board of Supervisors authorizes and directs the Enforcement Officer to record a Notice of Abatement Lien and against the property for the amounts stated in Attachment "A-1", with any and all modifications directed by the Hearing Officer, in substantially the form attached hereto as Attachment "B-1" respectively**

THE HEARING OFFICER does hereby order the Clerk of the Hearing Officer to promptly transmit the Recommended Decision ("Recommendation") **to the Tehama County Board of Supervisors to adopt without further notice of hearing, or to set for de novo hearing. The Board of Supervisors' Decision shall be final and conclusive.**

The foregoing resolution was offered by the Administrative Hearing Officer, Amber Lane.

Amber Sumalt Lane  
Administrative Hearing Officer, Amber Lane

10/22/25  
Date

STATE OF CALIFORNIA        )  
  ) ss  
COUNTY OF TEHAMA        )

I, Julie Benson, Code Compliance Coordinator for the Tehama County Environmental Health Code Enforcement and Clerk and ex-officio Clerk of the Administrative Hearing Officer of the County of Tehama, State of California, hereby certify the above and foregoing to be a full, true and correct copy of a resolution adopted by said Administrative Hearing Officer on the **22nd** day of **October, 2025**.

DATED: This 22 day of October, 2025.

Julie Benson Code Compliance  
Coordinator for the Tehama County Environmental  
Health Code Enforcement and Clerk and ex-officio  
Clerk of the Administrative Hearing Officer of the  
County of Tehama, State of California,

By Julie Benson

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



# Attachment A-1

## Code Enforcement Account Invoice

TO: HECTOR ALVARADO  
  
7980 HERNANDEZ RD.  
GERBER, CA 96035

Account ID	Date
AR0003435	9/24/2025
Invoice ID	Invoice Total Due:
IN0013300	\$ 1,959.44

**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: 064-280-017

Site Location: 7980 HERNANDEZ RD. GERBER

Date	Program/ Element	Description	Amount
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Invoice #IN0013300 --- Date of Invoice : 9/24/2025  
09/24/25 8117 UNLAWFUL MARIJUANA ABATEMENT COST \$ 1,959.44  
Cost due for abatement on 9/2/2025

Total Due for This Invoice: \$ 1,959.44

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.

<b>Abatement Costs Accounting Form</b>				
<b>Owner Name:</b>	Hector Alvarado			
<b>Site Address:</b>	7980 Hernandez Rd., Gerber			
<b>APN:</b>	064-280-017			
	Minutes	Pages Copied		
Notice	20	3		
Copies-Notice (4 ea.x 3pgs ea.) & Final Decision Packet pgs.	5	24		
Mail Preparation	4			
Deliver to Post Office/FedEx	30			
Warrant Application Preperation				
Warrant Preperation				
Warrant Return Preperation				
Totals	59	27		
Time @ \$.77 per min.			\$45.43	
Copies @ .25 ea			\$6.75	
Post Office/FedEx Postage			\$23.95	
<b>Total Adminstrative Costs</b>				<b>\$76.13</b>
	Hrs.	Costs per hr.		
Code Officer-1 at 4hrs.	1	\$51.80	\$51.80	
TMC Officer-1 at 2.5 hrs.	2.5	\$59.87	\$149.68	
TMC Officer-1 at 2.5 hrs.	2.5	\$49.81	\$124.53	
TMC Officer-1 at 2.5 hrs.	2.5	\$73.79	\$184.48	
TMC Officer-1 at 2.5 hrs.	2.5	\$76.66	\$191.65	
TMC Officer-1 at 2.5 hrs.	2.5	\$49.81	\$124.53	
TMC Officer-1 at 2.5 hrs.	2.5	\$49.82	\$124.55	
TMC Officer-1 at 2.5 hrs.	2.5	\$74.64	\$186.60	
TMC Officer-1 at 2.5 hrs.	2.5	\$75.14	\$187.85	
TMC Officer-1 at 2.5 hrs.	2.5	\$76.91	\$192.28	
<b>Total Officer Time</b>				<b>\$1,517.93</b>
Mileage	Miles	Rate	Total	
11 vehicles @ 29.1mi. each	320.1	\$0.70	\$224.07	
<b>Total Mileage</b>				<b>\$224.07</b>
<b>Equipment Costs</b>				<b>\$0.00</b>
<b>Landfill Costs</b>			141.31	<b>\$141.31</b>
	<b>Total Abatement Costs</b>			<b>\$1,959.44</b>
<b>Administrative Penalty</b>				
<b>Abatement Costs Only</b>				
	<b>Total Administrative Penalty</b>			<b>\$ -</b>
	<b>INVOICE TOTAL</b>			<b>\$1,959.44</b>

# Attachment B-1

Recording requested by and mail to:

Tehama County Department of  
Environmental Health,  
Code Enforcement  
633 Washington St., Room 36  
Red Bluff, CA 96080

## NOTICE OF ABATEMENT LIEN

Property Owner Name and Last Known Address:

XXXX  
XXXX  
XXXX

Site Address:

XXXX  
XXXX  
XXXX

Assessor's Parcel Number

#####

Date Enforcing Officer Ordered Abatement By:

MM/DD/YYYY

Date Abatement Completed:

MM/DD/YYYY

**WHEREAS**, Exhibit "A" attached hereto and incorporated herein is a legal description of the subject property ("Premises").

**WHEREAS**, on MM/DD/YYYY, the Choose an item., declaring the conditions existing on the Premises to be a public nuisance ordered the abatement thereof, in accordance with the procedures set forth in Choose an item. of the Tehama County Code.

**WHEREAS**, on MM/DD/YYYY the enforcing officer for the County of Tehama abated the nuisance then existing on the Premises by the removal of the public nuisance.

**WHEREAS**, on MM/DD/YYYY the County of Tehama made a demand that the cost of abatement and the cost of administration in the sum of \$##### be paid by MM/DD/YYYY. The amount paid toward the total sum to date is: \$####.

**WHEREAS**, on MM/DD/YYYY, the Tehama County Board of Supervisors adopted Resolution No. ##### ordering that these costs be specially assessed against the Premises and further ordering recordation of this Notice of Abatement Lien against the Premises, pursuant to Choose an item. of the Tehama County Code and Government Code section 25845.

**WHEREAS**, the County of Tehama does hereby claim an Abatement Lien in the sum of \$##### to recover the cost of abatement and cost of administration. The same shall be a lien upon the Premises until the same has been paid in full and released of record.

NOW THEREFORE be it known that an Abatement Lien exists on the Premises.

NOTICE IS HEREBY GIVEN.