



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 22-19
DATE OF DECISION: 6/22/2022 rescheduled to 7/6/2022

Property Owner Name and Last Known Address:
Eduardo Gonzalez
83 Rennat Way
Orland, CA 95963

Occupants:
all occupants at this address

Site Address:
17032 Stagecoach Rd., Corning, RTR

Assessor's Parcel Number:
060-050-009

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

The 5/11/2022 hearing on the Notice of Violation and Proposed Administrative Penalty ("NOV") was continued to 7/6/2022 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:

- Deputy County Counsel Carolyn Walker; and
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 5/16/22; 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

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 \$ 8,000 - plus \$ 507.11 = \$ 8,507.11 total
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 ("Invoice"); and
Statements from the Enforcing Officer attesting that:
The information contained in the Report is true and accurate; and
Other:
Other evidence submitted at this Hearing by:
Enforcing Officer: Keith Curl; and
Other:



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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.)

7-6-22

Date of Decision

Lynn M. Cottier

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: EDUARDO GONZALEZ

 83 RENNAT WAY
 ORLAND, CA 95963

Account ID AR0002847	Date 6/22/2022
Invoice ID IN0009011	Invoice Total Due: \$ 8,507.11

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: 060-050-009

Site Location: 17032 STAGECOACH RD. CORNING (RTR)

Date	Program/Element	Description	Amount
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Invoice #IN0009011

--- Date of Invoice : 5/26/2022

06/20/22	8115	UNLAWFUL MARIJUANA ADMINISTRATIVE PENALTIES	\$ 8,000.00
Penalties due for unlawful marijuana cultivation. \$1,000.00 per day starting 5/9/22 through 5/16/22 8 days at \$1,000.00 per day = \$8,000.00			
06/22/22	8117	UNLAWFUL MARIJUANA ABATEMENT COST	\$ 507.11
Cost due for abatement on 5/16/2022			

Total Due for This Invoice: \$ 8,507.11

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.

Abatement Costs Accounting Form

Owner Name:	Eduardo Gonzalez		
Site Address:	17032 Stagecoach Rd., RTR		
APN:	060-050-009		
	Minutes	Pages Copied	
Notice	20	3	
Copies-Notice (4 ea.x 3pgs ea.) & Final Decision Packet pgs.	5	11	
Mail Preparation	4		
Deliver to Post Office/FedEx	30		
Warrant Application Preperation	30	32	
Warrant Preperation	15	4	
Warrant Return Preperation	15	4	
Totals	119	54	
Time @ \$.6405 per min.			\$76.22
Copies @ .25 ea			\$13.50
Post Office/FedEx Postage			\$19.15
Total Adminstrative Costs			\$108.87
	Hrs.	Costs per hr.	
Code Officer-1 at 2hrs.	2	35.89	71.78
Code Officer-1 at 2hrs.	2	45.59	91.18
DA Officer-1 at 2 hrs.	2	33.97	67.94
DA Officer -1 at 2hrs	2	61.63	123.26
Total Officer Time			\$ 354.16
Mileage	Miles	Rate	Total
2 vehicles @ 38.0 mi. each	76	\$ 0.58	\$ 44.08
Total Mileage			\$ 44.08
Equipment Costs			
Landfill Costs			\$ -
Total Abatement Costs			\$507.11
Administrative Penalty			
Abatement Costs Only			
	Total Administrative Penalty		\$ -
	INVOICE TOTAL		\$507.11