



COUNTY OF NEVADA
COMMUNITY DEVELOPMENT AGENCY
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Craig Griesbach, Director of Building

Agricultural Commissioner

Building Department

Environmental Health

Planning Department

Dept. of Public Works

NEVADA COUNTY BOARD OF SUPERVISORS
Board Agenda Memo

MEETING DATE: June 14, 2022

TO: Board of Supervisors

FROM: **Jeff Merriman, Code Compliance Program Manager**

SUBJECT: Resolution summarily adopting a recommendation of the Nuisance Abatement Hearing Body and approving a proposed assessment in the amount of \$27,709.78, after a nuisance abatement at 27958 Sweetland Road, North San Juan, CA 95960 (APN 060-091-001).

RECOMMENDATION: Adopt the resolution approving the proposed assessment.

FUNDING: This Resolution does not have an immediate financial impact to the Code Compliance budget or to the County General Fund. The County General Fund funded the abatement contract. In the event that an assessment is recovered from the property owner, the General Fund will be reimbursed for the cost of the contract.

ATTACHMENTS:

- Resolution approving the proposed assessment.
- Cost accounting decision.

BACKGROUND:

The Community Development Agency, Code Compliance Division, serves as the enforcement agency of the County's Land Use and Development Code. When voluntary compliance is not achieved, a matter is referred to the Code Compliance Division for abatement.

On December 23, 2019 the Code Compliance Division referred this property to a Hearing Body to determine if said property was a nuisance and should be subject for abatement, after exhausting all efforts to help the property owner come into voluntary compliance. The subject parcel contained a large number of inoperable vehicles, solid waste, multiple occupied RV's, unpermitted structures, and illegal sewage disposal, in violation of multiple Nevada County codes and ordinances. To mitigate the health and safety threats to neighboring properties, the Code Compliance Division worked with various County Departments to proceed with an abatement of the hazardous violations.

The County Purchasing Agent used a competitively-awarded qualified list for these services to invite vendors to participate. Multiple firms were invited to a job walk at the subject location where the Code & Cannabis Program Manager answered questions related to the scope of work and site conditions.

The lowest responsive and responsible bidder was determined to be Celestial Valley Towing of Grass Valley, CA, with a bid of \$17,700.00. On January 13, 2020 the Purchasing Department approved the execution of the contract with Celestial Valley Towing.

On May 01, 2020 an abatement warrant was executed and the nuisance abated on the subject property. The Code Compliance Division worked with Celestial Valley Towing to clear all inoperable vehicles, solid waste, RV's, unpermitted structures, and illegal sewage disposal sites within the boundaries of the parcel.

On April 18, 2022 at a public hearing, the Code Compliance Division presented a detailed cost accounting to the Hearing Officer, as required by Section 5.23 of the Land Use and Development Code. The property owner was notified of the cost accounting hearing and was afforded the opportunity to present evidence in support of modifying or rejecting the County's cost accounting. The property owner did not attend the hearing. The Hearing Officer, in accordance with County codes and policies, confirmed the proposed assessment of \$27,709.78 against the subject property and recommended the Board of Supervisors approve the assessment as final. This proposed assessment includes the contract cost of \$17,700.00, in addition to \$9,289.78.00 for County administrative costs and \$720.00 for Hearing Officer. The full breakdown of the assessment costs is included in the findings of the attached Hearing Officer's decision.

Under the Nuisance Abatement Ordinance, the Board may adopt the recommendation of the Nuisance Abatement Hearing Body without further notice of hearing, or may set the matter for a de novo hearing in accordance with Government Code Section 29845(h). Staff has reviewed the Hearing Body's decision and recommends the Board of Supervisors summarily adopt the proposed assessment without further hearing.

Item Initiated by: Jeff Merriman
Approved by: Craig Griesbach

Submittal Date: May 27, 2022