



COUNTY OF NEVADA
COMMUNITY DEVELOPMENT AGENCY
DEPARTMENT OF PUBLIC WORKS
950 MAIDU AVENUE, NEVADA CITY, CA 95959-8617
(530) 265-1411 FAX (530) 265-9849 www.mynevadacounty.com

Sean Powers
 Community Development Agency Director

Trisha Tillotson
 Director of Public Works

December 20, 2019

Larry Andresen
 [REDACTED]

RE: Encroachment Permit Violation on Floriston Ave

Hello Mr. Andresen,

This letter is a follow up to my December 3, 2019 letter in which you were notified to cease and desist all unpermitted work in the County right of way, specifically on Floriston Avenue in Nevada County. The Nevada County Department of Public Works has investigated the situation (see attached pictures) and has determined that unpermitted work has occurred and is a violation of Nevada County General Code Section G-IV 4.A Regulating Roadway Encroachments. Furthermore, per Section G-IV 4.A.29 Restoring Highways, Section G-IV 4.A.32 Relocation of Facilities, Section G-IV 4.A.39 Violations/infractions and G-IV-4.A.43 Cost of Enforcement of the Nevada County General Code, you are responsible for restoring the highway, relocation of water facilities, subject to a mandatory fine of \$100 for working in the County right of way without a permit and subject to the cost of enforcement up to \$5,000 per violation.

While the unpermitted work has already occurred, your encroachment permit application and plans must be revised and resubmitted within 30 days and reflect the following work:

Highway restoration is necessary as follows:

1. Replacement of railroad ties fronting 10949 Floriston Avenue.
2. Relocation of permitted personal property fronting 10949 Floriston Avenue.
3. Replacement of a landscape barrier fronting 10941 Floriston Avenue by a licensed landscape contractor. The estimated costs of replacing the landscape barrier are attached for reference and are estimated at \$5,880.

Relocation/Possible Repair of Facilities, specifically water utilities under the purview of the Truckee Donner Public Utility District (TDPUD), for 10941 and 10949 Floriston Avenue. The cost to relocate the water utilities has been estimated by the TDPUD to be \$9,020.00. In addition, the water line is leaking and requires repair of which you may also be responsible for. You must work with the TDPUD directly to have them perform all the work necessary to complete the relocation. This will be a condition of your encroachment permit.

Submittal of the revised plan does not constitute approval of an encroachment permit. The submitted plans will require review and ultimately approval plus the development of conditions of approval prior to issuance of the permit.

In addition, the cost of enforcement is \$970.02 plus the \$100 mandatory fine, for a total cost of \$1,070.02 see attached invoice, which must be paid within 30 days of the date of this letter otherwise a late penalty of 10% will be applied.

You may appeal this fine to the Board of Supervisors by filing a statement of appeal with the Clerk of the Board within 30 days of the date of this letter. Forms, a fee schedule and additional information are available in the Clerk of the Boards office or online at: <https://www.mynevadacounty.com/878/Land-Use-Appeals>. If appealed, an item will be scheduled with the Board of Supervisors per the Nevada County Land Use and Development Code Section L-II 5.12 through 5.15.

Should you have any questions, please reach out to me at (530) 265-1411 or by email at Trisha.Tillotson@co.nevada.ca.us.

Sincerely,



Trisha Tillotson
Director of Public Works

Cc: Code Compliance
Tahoe Donner Public Utility District
CDA Fiscal

Landscape Estimate to Replace Rock Planter and Shrubs

FOR RICHARD AND MARY FEHRT AT [REDACTED]

Cost to remove road base and excavate for rock planter and shrubs

2 men, 1 day @\$250 per person/day (includes disposal fee)	\$550
Backhoe rental and delivery fee (\$190)	\$610
Dump truck rental	\$400

Cost to purchase rocks and set rocks in place around planter

2 men, 2 days @ \$250 per person/day	\$500
Cost to purchase rocks	\$1,600
Backhoe rental, 2 days @ \$420/day (includes pickup fee \$190)	\$1030

Cost for purchasing and installing soil for planter

6 yards planter mix @ \$45/yard	\$270
1 man ½ day @ \$250/day	\$125

Cost to purchase and install plants in rock planter

4-5 gallon can Syringa vulgaris (Lilac) @ \$35/ea	\$140
6-1 gallon can Mahonia repens (Oregon grape) @ \$15/ea	\$90
1-15 gallon can Cornus florida (Dogwood)	\$90
2 men ½ day @ \$250/day per person	\$250

Cost to purchase gravel and to spread around planter to blend with driveway

2 yards gravel @ \$50/yard(includes delivery fee)	\$100
1 man ½ day @ \$250/day	\$125

<u>Total cost:</u>	<u>\$5880</u>
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