

NOTICE OF VIOLATION/ STOP WORK ORDER

**NO FURTHER WORK SHALL BE DONE WITHOUT
A VALID PERMIT.**

PURSUANT TO LAKE COUNTY CODE, CHAPTER 30, ARTICLE XI, SECTION 30-46 AND SECTION 30-48:

**A. CASE NUMBER: ENF21-00008
SITE ADDRESS: 2105 Rivas Road Lakeport CA
PROPERTY OWNER: Rivas Road LLC
ASSESSOR PARCEL #: 005-020-410
MAILING ADDRESS: PO BOX 1512 Ukiah CA 95482**

B. CONDITION CAUSING A VIOLATION OF THE LAKE COUNTY CODE:

Existing and/or occurring on the property are activities or operations that involve excavation, grading, earthwork construction, clearing, filling or a combination thereof that meet the requirements of a grading permit pursuant to Chapter 30, Article V, Section(s) 30-20, 30-21, or 30-22. The aforementioned acts or operations do not reach the requirements for an exempt of a grading permit. According to County records, there is no record of any grading permit application having been received and there is no record of any grading permit having been issued in connection to the property for the aforementioned acts (*Chapter 30, Article V.*). Any grading performed in violation of Chapter 30 shall be unlawful and deemed a public nuisance. (*Chapter 30, Article XI, Section 30-44.1; Chapter 13, Article I, Section 13-3.1 (e) (1); and Chapter 13, Article I, Section 13-3.1 (e) (5).*) Any work done or maintained in violation of the provisions of this Chapter and any use of land operated or maintained in violation of the provisions of this Chapter are hereby declared to be public nuisances and full abatement and restoration may be required and an assessment of cost may be levied pursuant to Chapter 13 of the Lake County Ordinance Code. (*Chapter 30, Article XI, Section 30-49.1*). Failure to abate the violation could subject the responsible party(ies) to administrative and criminal penalties and could result in the imposition of a lien on the property.

C. ORDER IS GIVEN TO COMMENCE ABATEMENT OF SAID NUISANCE AND/OR CODE VIOLATION(S) WITHIN THIRTY (30) DAYS OF THE DATE ON THIS NOTICE AND CORRECT THE CONDITIONS DESCRIBED ABOVE BY TAKING THE FOLLOWING ACTIONS:

1). Submit a grading permit application with applicable materials and information as required pursuant to Chapter 30 of the Grading Ordinance. This shall include payment of all fees and any penalties as allowed by State Law and the County Code(s), and as determined by the Lake County Building Official or Director of the Community Development Department

2). Restore the property to its original ungraded state, to satisfaction of and as determined by the Lake County Building Official or Director of the Community Development Department.

3). Achieve compliance with, adhere to, and abide by the Lake County Code and Lake County Zoning Ordinances, as applicable, including but not limited all articles contained in Chapter 30 - Grading Ordinance.

- D. CHAPTER 30, ARTICLE XI, SECTION 30-44.5 - A VIOLATION OF ANY PROVISIONS OF THIS CHAPTER, OR OF ANY CODES ADOPTED BY REFERENCE IN THIS CHAPTER, IS PUNISHABLE AS AN INFRACTION OR MISDEMEANOR. VIOLATIONS PROSECUTED AS AN INFRACTION SHALL BE PUNISHABLE BY FINES AS SPECIFIED IN GOVERNMENT CODE SECTION 25132. VIOLATION PROSECUTED AS MISDEMEANORS SHALL BE PUNISHABLE, BY IMPRISONMENT IN THE COUNTY JAIL FOR A TERM NOT EXCEEDING SIX (6) MONTHS, OR BY A FINE OF ONE THOUSAND DOLLARS (\$1,000). OR BOTH SUCH FINE AND IMPRISONMENT, AS WELL AS ADMINISTRATIVE COSTS ASSOCIATED WITH SUCH PROSECUTION.
- E. CHAPTER 30, ARTICLE XI, SECTION 48.2: FAILURE TO ABATE THE VIOLATION COULD SUBJECT THE RESPONSIBLE PARTY (IES) TO ADMINISTRATIVE AND CRIMINAL PENALTIES AND COULD RESULT IN THE IMPOSITION OF A LIEN ON THE PROPERTY.
- F. PURSUANT TO CHAPTER 13 OF THE LAKE COUNTY CODE, SECTION 13-49.2(4), YOU ARE HEREBY NOTIFIED THAT IF YOU WISH TO SHOW ANY CAUSE WHY SUCH CONDITION SHOULD NOT BE ABATED AS A PUBLIC NUISANCE BY THE ENFORCEMENT OFFICIAL, YOU MUST REQUEST A PUBLIC HEARING BEFORE THE LAKE COUNTY BOARD OF SUPERVISORS BY COMPLETING AN APPEAL HEARING REQUEST FORM. SAID FORM IS AVAILABLE AT THE COMMUNITY DEVELOPMENT DEPARTMENT (LOCATED AT 255 N. FORBES STREET, LAKEPORT) AND MUST BE FILED WITHIN 15 DAYS OF SERVICE OF THE NOTICE OF VIOLATION. IF YOU FAIL TO REQUEST AN APPEAL HEARING, THE IMPOSITION OF THE ADMINISTRATIVE PENALTIES SHALL BE FINAL.
- G. ANY RESPONSIBLE PARTY UPON WHOM AN ADMINISTRATIVE PENALTY HAS BEEN IMPOSED MAY SEEK JUDICIAL REVIEW OF THE ORDER IMPOSING THE PENALTY PURSUANT TO GOVERNMENT CODE SECTION 53069.4

Aaron Madden, Building Inspector
COMMUNITY DEVELOPMENT DEPARTMENT
COUNTY OF LAKE
STATE OF CALIFORNIA

DATED: _____, 2021



Lake County Community Development Department
Code Enforcement Division
255 N. Forbes Street, Lakeport
(707) 263-2309