

**BOARD OF ADMINISTRATIVE APPEALS
ADMINISTRATIVE REVIEW PANEL**

**Council Chambers
200 "H" Street**

**JANUARY 5, 2017
3:00 P.M.**

3:00 P.M. ROLL CALL Deborah Simpson, Chairperson
Frederick Rouse, Vice Chairperson
Andrew Schleder
Ademuyiwa "Ade" Adeyemi
Martin T. Gonsalves
April Ussam-Lemmons, Alternate

PLEDGE OF ALLEGIANCE

1. CONSENT CALENDAR

A. APPROVAL OF ADMINISTRATIVE APPEALS MEETING MINUTES FOR DECEMBER 1, 2016

Recommended Action: Motion to approve the minutes

STAFF REPORT

B. APPROVAL OF THE LEVY OF SPECIAL ASSESSMENTS ON CERTAIN PROPERTIES FOR UNPAID ADMINISTRATIVE CITATIONS & ABATEMENTS FOR THE MONTH OF OCTOBER 2016

Recommendation: The Board of Administrative Appeals shall confirm each assessment and the amount thereof, as proposed or as corrected and modified, and order it assessed against the property. The Board shall also direct that the same be recorded with the Contra Costa County Recorder's Office and thereafter the assessment shall constitute a special assessment and lien against the property.

STAFF REPORT

2. **REGULAR AGENDA**

OATH for all intending to testify

- A. **CITATION NO.'S 25447 AND 25460/CASE NO. CD1609-067** – APPEAL OF TWO ADMINISTRATIVE CITATIONS ISSUED REGARDING INOPERABLE VEHICLE [§5-1.202(D)] AND JUNK AND RUBBISH [§5-1.202(A)(1)(a)] FOR CALVIN LAVINDER, 1401 TULIP DRIVE, ANTIOCH, CA

STAFF REPORT

STAFF REPORT

PUBLIC COMMENTS—*Only unagendized issues will be discussed during this time*

WRITTEN/ORAL COMMUNICATIONS

ADJOURNMENT

Notice of Availability of Reports

This agenda is a summary of the discussion items/actions proposed to be taken by the Board of Administrative Appeals. Materials provided regarding the agenda items will be available at the following website: <http://www.ci.antioch.ca.us/CityGov/Agendas/default.asp> or at the City Clerk's Office located on the 3rd floor of City Hall, 200 H Street, Antioch, CA 94509, Monday through Thursday, for inspection and copying (for a fee). Copies are also made available at the Antioch Public Library for inspection. The meetings are accessible to those with disabilities. Auxiliary aides will be made available for persons with hearing or vision disabilities upon request in advance at (925) 779-7009 or TDD (925) 779-7081.

Notice of Opportunity to Address the Committee

The public has the opportunity to address the Board on each agenda item. To address the Board, fill out a yellow Speaker Request form, available on each side of the entrance doors, and place in the Speaker Card Tray. This will enable us to call upon you to speak. Each speaker is limited to not more than 3 minutes. Comments regarding matters not on this Agenda may be addressed during the "Public Comments" section on the agenda. No one may speak more than once on an agenda item or during "Public Comments".

PLEASE TURN OFF CELL PHONES BEFORE ENTERING COUNCIL CHAMBERS.

**BOARD OF ADMINISTRATIVE APPEALS
ADMINISTRATIVE REVIEW PANEL**

**Regular Meeting
3:00 P.M.**

**December 1, 2016
Council Chambers**

Chairperson Simpson called the meeting to order at 3:01 P.M. on Thursday, December 1, 2016 in the Council Chambers.

ROLL CALL:

Present: Board Members Schleder, Rouse, Ussam-Lemmons and Chairperson Simpson
Absent: Board Members Adeyemi and Gonsalves

Staff Present: Administrative Services Director/Acting City Clerk, Nickie Mastay
Code Enforcement Assistant, Denise Skaggs

PLEDGE OF ALLEGIANCE

Chairperson Simpson led the board, staff and public in the Pledge of Allegiance.

1. CONSENT CALENDAR

**A. APPROVAL OF ADMINISTRATIVE APPEALS MEETING MINUTES FOR
NOVEMBER 3, 2016**

On motion by Board Member Schleder, seconded by Board Member Rouse, the Board of Administrative Appeals approved the Minutes of November 3, 2016. The motion carried the following vote:

Ayes: Rouse, Schleder, Ussam-Lemmons
Abstain: Simpson
Absent: Gonsalves, Adeyemi

**B. APPROVAL OF THE LEVY OF SPECIAL ASSESSMENTS ON CERTAIN
PROPERTIES FOR UNPAID ADMINISTRATIVE CITATIONS & ABATEMENTS
FOR THE MONTH OF SEPTEMBER 2016**

On motion by Board Member Rouse, seconded by Board Member Ussam-Lemmons, the Board of Administrative Appeals members present unanimously confirmed each assessment and the amount thereof, as proposed or as corrected and modified, and order it assessed against the property. The Board also directed that the same be recorded with the Contra Costa County Recorder's Office and thereafter the assessment shall constitute a special assessment and lien against the property. The motion carried the following vote:

BOARD OF ADMINISTRATIVE APPEALS

Regular Meeting

December 1, 2016

Page 2 of 2

Ayes: Rouse, Schleder, Ussam-Lemmons, Simpson

Absent: Gonsalves, Adeyemi

PUBLIC COMMENTS - None

WRITTEN/ORAL COMMUNICATIONS

Board Member Rouse wished everyone a Happy Holiday.

Chairperson Simpson wished everyone a Happy Holiday and thanked Board Members for serving in 2016.

ADJOURNMENT

Chairperson Simpson adjourned the Administrative Board of Appeals meeting at 3:04 P.M. to the next regularly scheduled meeting on January 5, 2017.

Respectfully Submitted,

Kitty Eiden
Minutes Clerk

**STAFF REPORT TO THE BOARD OF ADMINISTRATIVE APPEALS
FOR CONSIDERATION AT THE HEARING ON JANUARY 5, 2017**

Prepared by: Mike Aguirre, Interim Code Enforcement Manager
Date: December 19, 2016
Subject: Approval of the Levy of Special Assessments on Certain Properties for Unpaid Administrative Citations & Abatements for the Month of October, 2016

RECOMMENDATION

The Board of Administrative Appeals shall confirm each assessment and the amount thereof, as proposed or as corrected and modified, and order it assessed against the property (Attachment "A"). The Board shall also direct that the same be recorded with the Contra Costa County Records Office and thereafter the assessment shall constitute a special assessment and lien against the property.

FISCAL IMPACT

The action will enable the City of Antioch to collect outstanding receivables against properties for the month of October, 2016, in the amount of **\$4,500.00**

BACKGROUND INFORMATION

Pursuant to Antioch Municipal Code §1-5.09 the City may collect any past due Administrative Citation fines, Abatements or late payment charges by use of special assessment liens and all action for recovery of money.

A Notice of Intent to Record Lien was sent to each property owner who is entitled to notice reflecting the property address directly connected to conditions or activities on the subject real property, assessors parcel number, the municipal code violation, administrative citation fine and copy of the administrative citations.

ATTACHMENT

A: List of assessments

CITATIONS ABATEMENTS FOR BOARD OF APPEALS - JANUARY 5, 2017
ATTACHMENT A

AR	Case	APN	Amount	Site Address	Owner last	Owner first	Mailing address	Paid
AR147100	CD1609-049	072-221-008	\$310.00	4052 ROCKFORD DR	BELLAMY	ALAN B.	80 EDGEWATER PLACE, PITTSBURG, CA 94565	
AR147267	CD1609-040	076-422-004	\$310.00	3207 MODRONE ST	BREEZE	DARLENE	3205 MADRONE ST	
AR147270	CE1610-003	068-545-010	\$420.00	3216 ASHLEY WAY	MCDOWELL	SYLVIA	3216 ASHLEY WAY	
AR147265	CD1605-095	065-261-012	\$2,400.00	85 S LAKE DR	RITTER	DEAN J	85 S LAKE DR	
AR146986	CE1608-141	056-011-043	\$750.00	4863 LONE TREE WAY	SHREEJI SAI ASSOCIATES		501 EASTON AVE, SAN BRUNO, CA 94066	
AR147098	CE1609-026	072-282-005	\$310.00	4301 ROCKY POINT DR	SHULTZ	HENRY & RYCA A.	4301 ROCKY POINT DR	
		TOTAL	\$4,500.00					

**STAFF REPORT TO THE ADMINISTRATIVE REVIEW PANEL
FOR CONSIDERATION AT THE HEARING ON JANUARY 5, 2017**

PREPARED BY: Jeff Gallegos, Code Enforcement Officer City of Antioch

PREPARED FOR: Administrative Board of Appeals

APPROVED BY: Mike Aguirre, Interim Code Enforcement Manager 

DATE: December 28, 2016

SUBJECT: Case No. CD1609-067 Tulip Dr.
Violation of Antioch Municipal Codes §5-1.202(A1a) & §5-1.202 (D)

REQUEST:

Mr. Calvin Lavinder requests a hearing to appeal Administrative Citation's # 25447 issued on October 4, 2016 and # 25460 issued on November 15, 2016 , citing violation of the Antioch Municipal Code Sections:

§5-1.202(A1a) The keeping, storage, depositing or accumulation on the premises of any personal property, including, but not limited to, abandoned, wrecked, dismantled, discarded or inoperable equipment, appliances, furniture, containers, packing materials, scrap metal, wood, building materials, junk, solid waste, rubbish, trash and debris, dirt, sand, gravel, concrete or similar materials that is visible from the public right-of-way and:

1. Poses a risk of harm to the public; or
2. Constitutes visual blight or reduces the aesthetic appearance of the neighborhood; or
3. Is offensive to the senses; or
4. Is detrimental to the use and enjoyment of nearby properties; or
5. Reduces nearby property values due to the visibility from the public right-of-way.

§5-1.202(D) Any outdoor parking or storage of any inoperable, wrecked, dismantled, salvaged, abandoned vehicle, or parts thereof, including watercraft so that it is within the view from the public right-of-way.

BACKGROUND INFORMATION:

On 9-20-2016, Code Enforcement received a phone complaint for junk and rubbish at the listed address.

On 9-21-2016, I inspected the property and saw several items of junk and rubbish on the ground of the driveway, in a cargo trailer in the driveway, and stacked in a boat in the driveway. One of the vehicles in the driveway appeared inoperable, with flat tires and an open hood. There was also a blue tarp hanging across the front of the house, porch area, approximately 5 feet off the ground. Behind the tarp were several more items, including building materials, a mattress and other miscellaneous items. I spoke to a male, later identified as Ricky, and a female, who identified themselves as occupants of the house. They said they understood what needed to be corrected, but it may take longer than the 10 days allotted to them on the Notice of Violation. I told them to start with the work, and I would extend the deadline if I could see progress in the clean up.

I prepared a Notice of Violation letter for Antioch Municipal Code violations §5-1.202(A1a) Junk and rubbish, and §5-1.202(D) inoperable vehicle. I handed a copy of the notice to the male occupant, see above, and mailed a copy of the Notice of Violation letter by first class mail to the listed property owner on file by the County Assessor's office to Calvin Lavinder at Tulip Dr. Antioch, CA 94509. Photos and a copy of the Notice of Violation letter are hereto attached as Exhibit "A".

On 10-4-16, I inspected the property and saw several more items of junk and rubbish in public view, as well as the original inoperable vehicle. There was a different female on the porch this time, she stated that she was there to pick up Ricky but he wasn't answering the door. I gave her a business card and told her to have Ricky call me when she spoke to him. I issued an administrative citation for \$200 (\$100 for each violation) and a re-inspection fee of \$200. Both were mailed to Tulip Dr. Antioch, CA 94509. Photos, citation and re-inspection fee sheet attached hereto as Exhibit "B".

On 10-19-16, I was able to speak to Calvin Lavinder via telephone and he told me he has just served a restraining order against the tenant Ricky and the Contra Costa County Sheriff's department has just come and evicted him. Lavinder was currently in the process of cleaning up the property and requested more time as he is doing the work himself, he said he needed 3-4 more days. I told him that I'd come out Monday 10/24, which was 5 days, and re-inspect. He agreed to the time allotted.

On 10-27-16, I inspected the property and some progress had been made. The inoperable vehicle was no longer in the driveway and several items of junk and rubbish were removed. There was now a pickup truck in the driveway filled with junk and rubbish. I attempted to call Lavinder and got an answering machine, I left a message to call me as soon as possible to avoid another citation.

On 11-2-16, I inspected the property and the truck filled with junk and rubbish was still in the driveway. I called Lavinder to question why the truck was still there, he stated the brakes went out after he loaded it and it would be fixed on Thursday or Friday. I told him that I'd be back out on Monday to inspect and if it was still there I would issue him a new citation.

On 11-7-16, I inspected the property and all the junk and rubbish around the driveway had been cleared away. The items on the side of the house were blocked by a make shift gate, the items in the bed of the truck were no longer there, and the items in the porch area had been removed. The only thing remaining was a make shift wood partition covered in blue tarp. I called Lavinder and told him the tarp needed to be removed and to call me when it's complete.

On 11-14-16, I inspected the property and several items from the house had been moved out to the porch area. I also inspected behind the makeshift gate and saw an inoperable motorcycle, as well as several discarded tires. I called Lavinder to question the new items in the yard, but I got a message that the number no longer accepts calls. I issued an administrative citation for \$500 (2nd citation for j/r), and a re-inspection fee of \$200. Both were mailed to Tulip Dr. Antioch, CA 94509. Photos, citation and re-inspection fee sheet attached hereto as Exhibit "C".

On 11-28-16, I inspected the property and there were no more violations. Everything that I requested to be done had been. See attached photos attached hereto as Exhibit "D".

RECOMMENDATION:

Recommendation to uphold the Administrative Citation issued to Calvin Lavinder for violation of the Antioch Municipal Codes §5-1.202(A1a) and §5-1.202(D).



NOTICE OF VIOLATION OF ANTIOCH MUNICIPAL CODE AND MAINTAINING PUBLIC NUISANCE IN THE CITY OF ANTIOCH

To: CALVIN LEVINDERLocation of property: TULIP DR. ANTIOCH, CA 94509APN: 074172057Date of Inspection: 9-21-16Case #: CD1609-067

The property listed above has been found to be in violation of the City of Antioch's Municipal Code. The violation(s) marked below require immediate action by the property owner/resident. Failure to correct these violation(s) by the date indicated will result in further actions being taken by the City.

Antioch Municipal Code Sections:

<input type="checkbox"/>	4-16.03 Major automotive repairs in a residential district in public view
<input checked="" type="checkbox"/>	5-1.202 (A1 a) Property inadequately maintained (inoperable equipment, junk, rubbish, building materials, and containers) in public view
<input type="checkbox"/>	5-1.202(A2) Premises on which overgrown, dead or decayed trees, weeds or other vegetation pose a risk or harm to public, visual blight
<input type="checkbox"/>	5-1.202(B) Building or structures in a state of disrepair including walls, fences, signs, retaining walls, which are broken, deteriorated
<input checked="" type="checkbox"/>	5-1.202(D) Outdoor parking or storage of inoperable, wrecked, dismantled, salvaged, abandoned vehicle or parts thereof including watercrafts
<input type="checkbox"/>	5-1.202(D)(2) Parking on unimproved surface.
<input type="checkbox"/>	5-1.403 Property owner shall not permit property that has been defaced with graffiti to remain
<input type="checkbox"/>	8-1.02 Building permits required to erect, construct, enlarge, alter, repair, move, improve, remove, convert or demolish, occupy or maintain
<input type="checkbox"/>	9-5.1210 Tree branches shall be trimmed at least 7 feet over the sidewalk and 14 feet over the street
<input type="checkbox"/>	9-5.3830 It shall be unlawful to maintain any recreation vehicle as a temporary or permanent residence upon a lot or parcel of land within the city
<input type="checkbox"/>	5-1.202(c)(1) Abandoned/unsecured or partially constructed buildings.
<input type="checkbox"/>	7-2.623 No encroachment of any nature shall be permitted within the public right-of-way.
<input type="checkbox"/>	Other
<input type="checkbox"/>	Other:

Required Corrections: Within 10 calendar days from the date of this notice, you must correct the violation(s) (checked off above) or file an appeal with the office of the City Clerk. If you fail to do so, there will be a ~~\$150.00~~ ^{\$20} re-inspection fee in addition, the City may issue Administrative Citations, which carry fines that range from \$100.00 to \$1,000.00 per violation for every day the violation(s) are permitted to remain and/or take other actions to compel your compliance.

We will be conducting our follow up inspection at the end of the above deadline to confirm your compliance. Thank you in advance for your cooperation in abating these violation(s). If you have any questions, you may contact me at number indicated below during regular business hours.

Notes: REMOVE ALL INOPERABLE VEHICLES FROM PUBLIC VIEW, INCLUDING BOAT, BLACK SEDAN & GREY CADILLAC. REMOVE ALL ITEMS OF JUNK & RUBBISH FROM PUBLIC VIEW, INCLUDING ALL TRASH IN TRAILOR, ALL TRASH IN BOAT, ALL ITEMS ON DRIVEWAY, TIRES, BLUE TARP, PLYWOOD, MATTRESS, CHAIRS, PAINT CANS, APPLIANCES, AND ALL OTHER ITEMS.

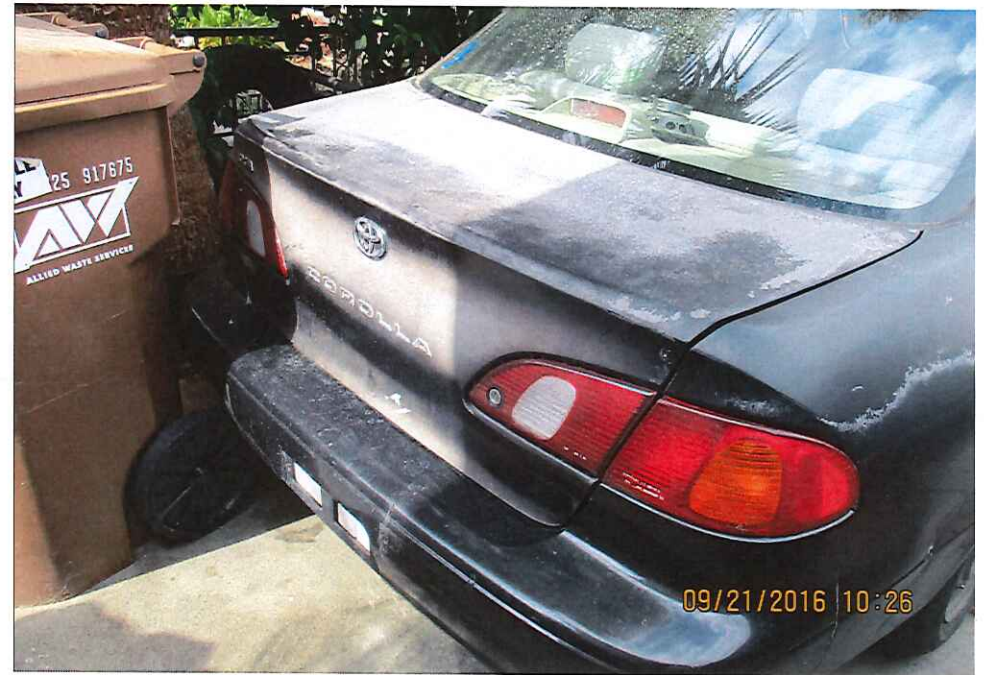
The property owner is responsible for all costs associated with the abatement of this nuisance including, inspection fees, hearing costs, and any costs incurred by the City if forced to abate this nuisance.

Correct Violation(s) by: 10-4-16Request building permit(s) by: N/AOfficer: JOE GAUELOSPhone: 925-779-6153Date: 9-21-16

White - File / Yellow - Owner / Pink - Post

Community Development Department









ADMINISTRATIVE

CITATION

City of Antioch

Citation #

25447

EXHIBIT B

- ☒ Code Enforcement - (925) 779-7042
☐ Police Department - (925) 779-6900
☐ Animal Control - (925) 779-6989

Date of Violation <u>10-4-16</u>	Time <u>1100</u> <input checked="" type="radio"/> AM <input type="radio"/> PM	Day of Week <u>MONDAY</u>
If Violation <u>JUNK OR RUBBISH</u>		
Citation Issued To (owner/resident/business) <u>CALVIN LAWRENCE</u>		Date Issued <u>10-4-16</u>
Address if different than violation <u>SAME</u>		
City <u>ANTIOCH</u>	State <u>CA</u>	Zip <u>94509</u>
Driver's License	State	DOB
Vehicle License	State	Year Make Model Color

You are being issued an Administrative Citation for the above violation(s). Additional violations may result in additional Administrative fines and/or legal action.

- ☒ 1st Violation \$100.00
☐ 2nd Violation \$200.00/\$500.00
☐ 3rd Violation \$500.00/\$1,000.00

Refer to the back of this citation for information on paying the amount indicated.

AMC Violation Code Section	Description of Violation(s)	Fine Amount(s)
5-1.202(A)(a)	JUNK & RUBBISH	\$ 100-
5-1.202(D)	INOPERABLE VEHICLE	\$ 100-
		\$
		\$
		\$
TOTAL DUE:		\$ 200-

Notes:

REMOVE ALL ITEMS OF JUNK & RUBBISH FROM PUBLIC VIEW. REMOVE INOPERABLE FROM PUBLIC VIEW.

Case # CD1609-067

Issuing Officer <u>J. GALLAGHER</u>	ID number <u>ES579</u>	Date <u>10-4-16</u>
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TO AVOID ADDITIONAL CITATIONS, YOU MUST ABATE THE ABOVE VIOLATION(S) ON OR BEFORE: 10-11-16

Questions regarding payment of this citation, call the Finance Department, (925) 779-7055. Mail payment to:

City of Antioch
 Finance Department
 P.O. Box 5007
 Antioch, CA 94531-5007

To pay in person, the Cashiers are located on the First Floor of City Hall, 200 H Street, Antioch, California
 Monday - Friday - 8:00 a.m. - 4:30 p.m. except holidays

See Reverse Side

WHITE - FILE COPY / YELLOW - VIOLATION COPY / PINK - FINANCE COPY



RE-INSPECTION FEE

The violation(s) as indicated on the Notice of Violation or Notice and Order have not been corrected and will require additional inspection(s). In addition to your citation, you have been assessed a re-inspection fee of **\$200.00**. This fee is due within ten (10) days from the date of this notice. Each additional inspection will also be assessed inspection fees.

Case #: CD1609-067 Inspection Date: 10-4-16
Property address: TULIP DR. APN#: 074-172-007
Officer: J. GAUZEBOIS Phone #: 925-779-6153 Date: 10-4-16









ADMINISTRATIVE

CITATION

City of Antioch

Citation #

25460

- ☒ Code Enforcement - (925) 779-7042
☐ Police Department - (925) 779-6900
☐ Animal Control - (925) 779-6989

Date of Violation 11-14-16	Time 0800	<input checked="" type="checkbox"/> AM <input type="checkbox"/> PM	Day of Week MONDAY
Location of Violation TUMP DR			
Citation Issued To (owner/resident/business) CALVIN LAVENDER			Date Issued 11/14/16
Address if different than violation SAVE			
City ANTIOCH	State CA	Zip 94509	
Driver's License	State	DOB	
Vehicle License	State	Year	Make Model Color

You are being issued an Administrative Citation for the above violation(s). Additional violations may result in additional Administrative fines and/or legal action.

☐ 1st Violation \$100.00

☒ 2nd Violation \$200.00/\$500.00

☐ 3rd Violation \$500.00/\$1,000.00

Refer to the back of this citation for information on paying the amount indicated.

AMC Violation Code Section	Description of Violation(s)	Fine Amount(s)
5-1.202(A1a)	JUNK & RUBBISH	\$ 500-
		\$
		\$
		\$
		\$
TOTAL DUE:		\$ 500-

Notes:

REMOVE ALL ITEMS OF JUNK & RUBBISH FROM RUBIC VIEW, INCLUDING MOTORCYCLE, TIRES, AND ALL ITEMS IN PORCH AREA.

Case # **CD1009-067**

Issuing Officer

ID number

Date

J. GALLEGOS**ES539****11/14/16**

TO AVOID ADDITIONAL CITATIONS, YOU MUST ABATE THE ABOVE VIOLATION(S) ON OR BEFORE: **11/24/16**

Questions regarding payment of this citation, call the Finance Department, (925) 779-7055. Mail payment to:

City of Antioch
 Finance Department
 P.O. Box 5007
 Antioch, CA 94531-5007

To pay in person, the Cashiers are located on the First Floor of City Hall, 200 H Street, Antioch, California

Monday - Friday - 8:00 a.m. - 4:30 p.m. except holidays

See Rev. Side

WHITE - FILE COPY / YELLOW - VIOLATION COPY / PINK - FINANCE COPY



RE-INSPECTION FEE

The violation(s) as indicated on the Notice of Violation or Notice and Order have not been corrected and will require additional inspection(s). In addition to your citation, you have been assessed a re-inspection fee of **\$200.00**. This fee is due within ten (10) days from the date of this notice. Each additional inspection will also be assessed inspection fees.

Case #: CD11609-067 Inspection Date: 11-14-16

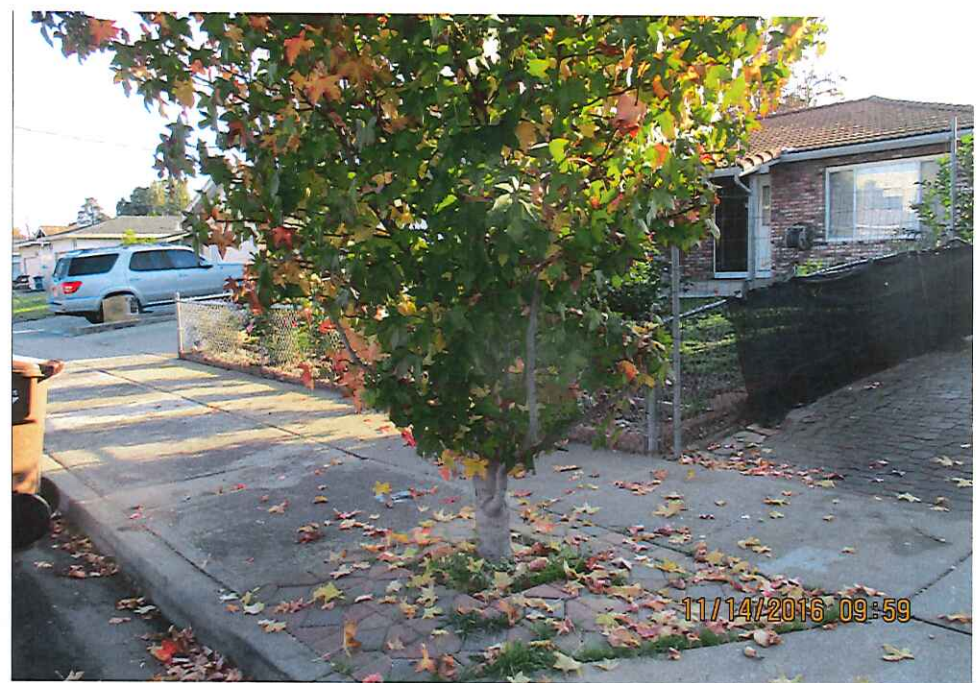
Property address: TULIP DR APN#: 074-172-007

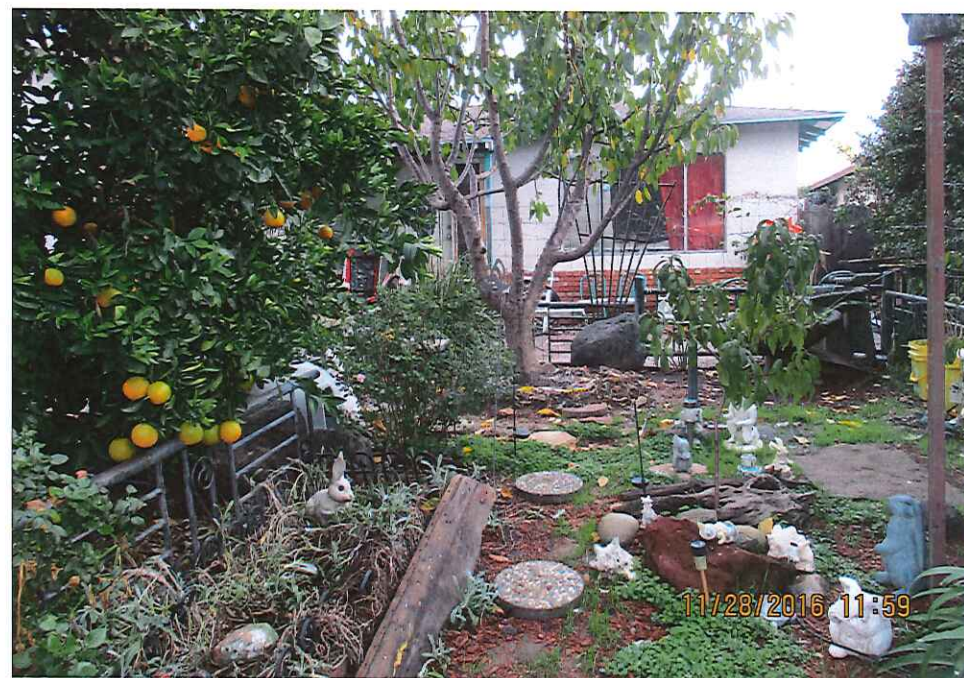
Officer: J. GAWELAS Phone #: 925-779-6153 Date: 11-14-16



















December 22, 2016

Calvin Lavinder
Tulip Drive
Antioch, CA 94509

Subj: Notice of Hearing before the Antioch Board of Administrative Appeals

Ref: a) Your Citation Appeal application received December 19, 2016
b) Your Hardship Waiver Application – Citation received December 19, 2016

Dear Mr. Lavinder,

I found your *Hardship Waiver Application – Citation* to be sufficient and accepted based on the documents and income you provided with the application.

Your appeal will be heard before the Board of Administrative Appeals on **Thursday, January 5, 2016 at 3:00 p.m.** in the City Council Chambers, 200 H Street, Antioch, CA.

All people who wish to speak on your appeal, including you, will be required to take an Oath. You will be allotted 10 minutes in which to present your case before the Board and provide any additional supporting materials not previously submitted to the City Clerk.

If you have any questions, please do not hesitate to call our office. Thank you.

Sincerely,

A handwritten signature in black ink, appearing to read "Arne Simonsen", is written over the typed name.

ARNE SIMONSEN
City Clerk

Enclosure: Sufficiency of Hardship Application – Citation re Calvin Lavinder dated 12/22/16

Office of the City Clerk
200 H Street
P. O. Box 5007
Antioch CA 94531-5007
Phone: (925) 779-7009/Fax: (925) 779-7007



PROOF OF SERVICE BY MAIL

STATE OF CALIFORNIA)
COUNTY OF CONTRA COSTA) ss

I am a citizen of the United States and a resident of the county aforesaid; I am over the age of eighteen years and not a party to the within entitled action; my business address is Office of the City Clerk for the City of Antioch, 200 "H" Street, P.O. Box 5007, Antioch, California 94531-5007. On December 22, 2016, I served the within Notice, by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the United States mail at Antioch, California addressed as follows:

Calvin Lavinder
Tulip Drive
Antioch, CA 94509

I, Arne Simonsen, certify (or declare), under penalty of perjury, that the foregoing is true and correct. Executed on December 22, 2016, at Antioch, California.

*Office of the City Clerk
200 H Street
P. O. Box 5007
Antioch CA 94531-5007
Phone: (925) 779-7009/Fax: (925) 779-7007*

HARDSHIP WAIVER APPLICATION - CITATION

You are required to show your inability to pay by attaching a copy of last year's tax return (with W-2's or 1099's), in addition to one (1) or more of the following additional documents, to this application:

- Pay stubs for the last 6 months or unemployment check stubs;
- Utility billing with Lifeline rates;
- Recent Chapter 7 Bankruptcy filing (within last 6 months);
- Documentation of any Welfare/S.S.I./A.D.C. payments for the last 6 months;
- Other: _____

NOTE: If you declare that you were not required by law to file a tax return for last year, you must attach at least two (2) of the above documents. **If you fail to attach the required documents your application will be rejected.**

I hereby authorize the City of Antioch to contact my employer (if any listed above).

I understand that this hardship consideration is for the deferral of the fine for neutral examination of the citation. If under the neutral examination the citation is found valid, the full amount of the citation is due at that time.

I (print name) CALVIN LAVINDER declare under penalty of perjury of the laws of the State of California that the information I have provided herein is a full and true statement of my knowledge and information.

Executed this Date: 12/19/14

Calvin Lavinder
Signature

This Section to be completed by City Staff only:

Granted or denied: 12/22/14 Determination made by: _____

ARLE HANSEN, CITY CLERK

Grounds for granting or denying (Circle response):

1. Supporting documentation Sufficient / Insufficient
2. Income: Exceeds (Meets)
3. Other: _____

Copy of Determination mailed/personal service to Applicant on: 12/22/14



City of Antioch
Citation Appeal Application

RECEIVED

DEC 19 2016

CITY OF ANTIOCH
CITY CLERK

CITY OF ANTIOCH
ATTN: CITY CLERK
P.O. BOX 5007
ANTIOCH, CA 94531-5007
(925) 779-7009

Date of Citation: 11.14.16

Citation #: 25460
25447

Name: CALVIN LAVINDER

Property Address: Tulip Dr.
Antioch, CA 94509

Mailing Address:

Home Phone:

Work Phone:

REASON FOR APPEAL

My name is CALVIN LAVINDER
I am 78 year old man
The reason for I want to appeal
is because, Forest Gastelum live in
my house He stole my MAIL not the
Citation from City of Antioch, I never received
and I was very sick BREAT down my NOSES
I went to KAISER Hospital, and He told
them what happen to me, and He send
me to the mental Health in Long Tree was Hospital
Sincerely

Signature Calvin Lavinder

Date 11.13.16

ADMINISTRATIVE

CITATION

City of Antioch

Citation # 23400

- ☒ Code Enforcement - (925) 779-7042
☐ Police Department - (925) 779-6900
☐ Animal Control - (925) 779-6989

Date of Violation 11-14-16 Time 0800 ☒ AM ☐ PM Day of Week MONDAY

Issued To (owner/resident/business)
THUP DR

Address if different than violation
CALVIN LAVENDER

SAME

CITY ANTIOCH State CA Zip 94509

Driver's License ANTIOCH State CA DOB 94509

Vehicle License ANTIOCH State CA Year 1 Make Model Color

You are being issued an Administrative Citation for the above violation(s). Additional violations may result in additional Administrative fines and/or legal action.

Refer to the back of this citation for information on paying the amount indicated.

o 1st Violation \$100.00

o 2nd Violation \$200.00 (\$500.00)

o 3rd Violation \$500.00 (\$1,000.00)

AMC Violation Code Section

Description of Violation(s)

Fine Amount(s)

5-12.02 (A) JUNK & RUBBISH

\$ 500

\$

\$

\$

\$

TOTAL DUE: \$ 500

Notes: REMOVE ALL ITEMS OF JUNK & RUBBISH FROM PUBLIC VIEW, INCLUDING MOTORCYCLE, TIRES, AND ALL ITEMS IN PORCH AREA.

Case # CD11609-067

Issuing Officer J. GALLEGOS ID number ES339 Date 11/14/16

TO AVOID ADDITIONAL CITATIONS, YOU MUST ABATE THE ABOVE VIOLATION(S) ON OR BEFORE: 11/24/16

Questions regarding payment of this citation, call the Finance Department, (925) 779-7055. Mail payment to:

City of Antioch
 Finance Department
 P.O. Box 5807
 Antioch, CA 94531-5807

To pay in person, the Cashiers are located on the First Floor of City Hall, 200 H Street, Antioch, California

Monday - Friday - 9:00 a.m. - 4:30 p.m. except holidays

See Reverse Side



RE-INSPECTION FEE

The violation(s) as indicated on the Notice of Violation or Notice and Order have not been corrected and will require additional inspection(s). In addition to your citation, you have been assessed a re-inspection fee of **\$200.00**. This fee is due within ten (10) days from the date of this notice. Each additional inspection will also be assessed inspection fees.

Case #: CD11609-067 Inspection Date: 11-14-16

Property address: THUP DR APN#: 074-172-007

Officer: J. GALLEGOS Phone #: 925-779-6153 Date: 11-14-16

ADMINISTRATIVE

CITATION

City of Antioch

Citation # 25347

- ☒ Code Enforcement - (925) 779-7042
☐ Police Department - (925) 779-6900
☐ Animal Control - (925) 779-6989

Date of Violation 10-4-16 Time 1100 0 AM PM Day of Week MONDAY

Location of Violation TULIP DR. ANTIOCH, CA 94509

Citation issued to (owner/resident/business) CALVIN LAMMERY Date Issued 10-4-16

Address if different than violation SAME

City Antioch State CA DOB 94509

Driver's License State Year Make Model Color

Vehicle License State Year Make Model Color

You are being issued an Administrative Citation for the above violation(s). Additional violations may result in additional Administrative fines and/or legal action.

Refer to the back of this citation for information on paying the amount indicated.		
<input checked="" type="radio"/> 1 st Violation \$100.00		
<input type="radio"/> 2 nd Violation \$200.00/\$500.00		
<input type="radio"/> 3 rd Violation \$500.00/\$1,000.00		
AMC Violation Code/Section	Description of Violation(s)	Fine Amount(s)
S-1.202(A)(4)	JUNK & RUBBISH	\$ 100 -
S-1.202(D)	INOPERABLE VEHICLE	\$ 100 -
		\$
		\$
		\$
TOTAL DUE:		\$ 200 -
Notes:		

Case # CD1609-067 Issuing Officer T. GAUERAS ID number 5539 Date 10-4-16

TO AVOID ADDITIONAL CITATIONS, YOU MUST ABATE THE ABOVE VIOLATION(S) ON OR BEFORE: 10-11-16

Questions regarding payment of this citation, call the Finance Department, (925) 779-7055. Mail payment to:

City of Antioch
Finance Department
P.O. Box 5007

Antioch, CA 94531-5007

To pay in person, the Cashiers are located on the First Floor of City Hall, 200 H Street, Antioch, California
Monday - Friday - 8:00 a.m. - 4:30 p.m. except holidays

See Reverse Side

WHITE - FILE COPY / YELLOW - VIOLATION COPY / PINK - FINANCE COPY



RE-INSPECTION FEE

The violation(s) as indicated on the Notice of Violation or Notice and Order have not been corrected and will require additional inspection(s). In addition to your citation, you have been assessed a re-inspection fee of **\$200.00**. This fee is due within ten (10) days from the date of this notice. Each additional inspection will also be assessed inspection fees.

Case #: CD1609-067 Inspection Date: 10-4-16

Property address: TULIP DR. APN#: 074-172-007

Officer: J. GAUERAS Phone #: 925-779-6153 Date: 10-4-16

City of Antioch
ARIQTR - Short Format (ID Sort)

Report Date: 12/13/2016

Name: LAVINDER, CALVIN

Div	Account	Description	Ref Date	Ref	Type	Amount
GEN	-----	ADMIN CITATION #25447	11/16/2016	AR147264	AR	200.00
GEN		LATE CHARGE	11/16/2016	AR147264	AR	20.00
GEN		RE-INSPECTION FEE	11/16/2016	AR147264	AR	200.00
GEN		ADMIN CITATION #25460	12/06/2016	AR147641	AR	500.00
GEN		RE-INSPECTION FEE	12/06/2016	AR147641	AR	200.00
GEN		LATE CHARGE	12/06/2016	AR147641	AR	50.00
GEN		INCODE 956211	12/07/2016	AR147264	AR	(420.00)

Account Total: 750.00

Report Total: 750.00

CITY OF ANTIOCH
ATTN: A/R DEPT
P.O. BOX 5007
ANTIOCH, CA 94531-5007



INVOICE

Invoice Number:
Invoice Date:
Customer ID:

Bill To: CALVIN LAVINDER
TULIP DR
ANTIOCH, CA 94509

Accounts Receivable Phone Nos.:
General (925) 779-7000
FAX (925) 779-7054
Planning/
Engineering (925) 779-7035

REFERENCE	DESCRIPTION	QUANTITY	UNIT PRICE	EXTENSION
	ADMIN CITATION #25460	1.00	500.00	500.00
	LATE CHARGE	1.00	50.00	50.00
	RE-INSPECTION FEE	1.00	200.00	200.00
Invoices Are Due And Payable Upon Receipt				
				Sub Total 750.00
				Sales Tax 0.00
				Total Due 750.00

PLEASE RETURN THIS PORTION WITH YOUR PAYMENT

Please make checks payable to:
CITY OF ANTIOCH

Customer ID:
Invoice Number:
Invoice Date:

PAYMENT AMOUNT: _____



RE-INSPECTION FEE

The violation(s) as indicated on the Notice of Violation or Notice and Order have not been corrected and will require additional inspection(s). In addition to your citation, you have been assessed a re-inspection fee of **\$200.00**. This fee is due within ten (10) days from the date of this notice. Each additional inspection will also be assessed inspection fees.

Case #: CD1609-007 Inspection Date: 10-9-16
Property address: TULIP DR APN#: 074-172-001
Officer: J. GALLAGHER Phone #: 925-779-6153 Date: 10-9-16

7/2016

White: Case File Yellow: Owner Pink: Finance

CITY OF ANTIOCH
925-779-7055

REC#: 00956211 12/02/2016 10:17 AM
OPER: AJ1 TERM: 001
REF#:

TRAN: 900.0000 TRUE MISC RECEIPTS

ABATEMENT CDBG	200.00CR
ABATEMENT CDBG	20.00CR
ABATEMENT CDBG	200.00CR

TENDERED: 420.00 CASH
APPLIED: 420.00-

CHANGE: 0.00

EA-116**Order on Request to Continue Hearing**

Complete items ①, ②, and ③ only.

① Protected Person

Full Name: _____

② Restrained Person

Full Name: _____

③ Person Seeking ContinuanceI am the ☐ person in ① ☒ person in ②

Your Lawyer (if you have one for this case):

Name: _____ State Bar No.: _____

Firm Name: _____

Your Address (If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or e-mail.)

Address: _____

City: _____ State: _____ Zip: _____

Telephone: _____ Fax: _____ E-Mail: _____

Clerk stamps date here when form is filed.

FILED
OCT 27 2016STEPHEN H. HAZO CLERK OF THE COURT
SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF CONTRA COSTA

By _____, Deputy Clerk

Fill in court name and street address:

Superior Court of California, County of
CONTRA COSTA
725 COURT STREET
MARTINEZ, CA 94553

Fill in case number:

Case Number:

N16-1846

④ Order on Request for Continuancea. The hearing in this matter is currently scheduled for (date): 10/27/16 at (time): 1:30pmb. ☐ The request for a continuance is DENIED for the reasons set forth ☐ below ☐ on Attachment 4b

The hearing shall be held as currently scheduled in a, above. The Temporary Restraining Order (form EA-110) issued on (date): _____ remains in full force and effect until the hearing date.

c. ☒ The request for a continuance is GRANTED as set forth below.**⑤ Order for Continuance and Notice of New Hearing**

The court hearing on the Request for Elder or Dependent Adult Abuse Restraining Orders (form EA-100) is continued and rescheduled as follows:

**New
Hearing
Date**Date: 11/3/16 Time: 1:30Dept.: 12 Room: G

Name and address of court if different from above:

Pittsburg Superior Ct
1000 Center Dr
Pittsburg CA 94565

The extended Temporary Restraining Order (form EA-110) expires at the end of this hearing.

This is a Court Order.

6 Reason for the Continuance

a. The continuance is needed because:

- (1) ☐ The person in (2) was not served before the current hearing date.
 (2) ☒ The person in (2) asked for a first continuance of the hearing.
 (3) ☐ The person in (2) asked for more time to hire a lawyer or prepare a response.
 (4) ☐ Other good cause as stated ☐ below ☐ on Attachment 6a(4)

b. ☐ The court finds good cause and orders a continuance in its discretion.**7 Extension of Temporary Restraining Order**a. ☐ No Temporary Restraining Order was issued in this case.b. ☒ Extension of the *Temporary Restraining Order* (TRO; form EA-110) issued on (date): 10/7/16
until the new hearing date is:

- (1) ☒ GRANTED. There are no changes to the TRO except for the expiration date. The TRO remains in effect until the end of the hearing in (5).
 (2) ☐ GRANTED AS MODIFIED. The TRO is modified. See the attached modified order. Any orders on the attached form remain in effect until the end of the hearing in (5).
 (3) ☐ DENIED and the Temporary Restraining Order is TERMINATED for the reasons stated
☐ below ☐ on Attachment 7b(3)

Warning and Notice to the Person in (2)

If (7) b(1) or b(2) is checked, you must continue to obey the Temporary Restraining Order until it expires at the end of the hearing scheduled in (5).

8 ☐ Other Orders (specify):☐ Other orders are attached at the end of this Order on Attachment 8.**This is a Court Order.**

Order on Request to Continue Hearing
(CLETS TEA or TEF)
(Elder or Dependent Adult Abuse Prevention)

Case Number:

N16-1846

9 Service of Order

- a. ☒ No further service of this Order is required because both parties were present at the initial hearing date in item 4a, and both were given a signed copy of this Order. *Court will contact RSPND.*
- b. ☐ The court granted the person in (1)'s request to continue the hearing date. A copy of this Order must be served on the person in (2) at least _____ days before the hearing in (5).
- (1) ☐ All other documents requesting elder and dependent adult abuse restraining orders as shown in form EA-109, *Notice of Court Hearing*, item (5) must be personally served on the person in (2).
- (2) ☐ The *Temporary Restraining Order* (form EA-110) has been modified and must be personally served on the person in (2).
- (3) ☐ A copy of the *Temporary Restraining Order* must NOT be served because extension of the order is denied in item 7b(3).
- c. ☐ The court granted the person in (2)'s request to continue the hearing date. A copy of this Order must be served on the person in (1) at least _____ days before the hearing in (5). A copy of the *Temporary Restraining Order* (form EA-110) must be personally served if it was modified by the court in item 7b(2).
- d. ☐ All documents must be personally served unless otherwise specified below.
- _____

10 No Fee to Serve (Notify) Restrained Person

If the sheriff or marshal serves this Order, he or she will do it for free.

11 Mandatory Entry of Order Into CARPOS Through CLETS

If a continuance is granted, the court or its designee will transmit this form within one business day to law enforcement personnel for entry into the California Restraining and Protective Order System (CARPOS) via the California Law Enforcement Telecommunications System (CLETS).

Date: 10/27/16

Charles S. Tett
Judicial Officer

This is a Court Order.

**Order on Request to Continue Hearing
(CLETS TEA or TEF)
(Elder or Dependent Adult Abuse Prevention)**

Case Number:

216-1846



Request for Accommodations

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the hearing. Contact the clerk's office or go to www.courts.ca.gov/forms.htm for *Request for Accommodations by Persons with Disabilities and Response* (form MC-410). (Civ. Code, § 54.8.)

(Clerk will fill out this part.)

—Clerk's Certificate—

Clerk's Certificate
[seal]

I certify that this *Order on Request to Continue Hearing* is a true and correct copy of the original on file in the court.

Date: OCT 27 2016

Clerk, by Mun, Deputy



This is a Court Order.

Order on Request to Continue Hearing
(CLETS TEA or TEF)
(Elder or Dependent Adult Abuse Prevention)

EA-116, Page 4 of 4

1 CITY OF ANTIOCH
2 Third and "H" Streets
3 P.O. Box 5007
4 Antioch, CA 94531-5007
5 925-779-7015

6 ADMINISTRATIVE CITATION HEARING

7 PURUSANT TO SECTION 1-5.05 OF ANTIOCH MUNICIPAL CODE

9 In re the Matter of:

10 CALVIN LAVINDER [APPELLANT]

Citation No.: 25447 AND 25460
(TULIP DR, ANTIOCH, CA)

[PROPOSED] DECISION OF BOARD OF
ADMINISTRATIVE APPEALS

14 I. GENERAL FINDINGS:

- 15 1. City of Antioch Citation No. 25447 AND 25460 was upheld.
- 16 2. City of Antioch Citation No. 25447 AND 25460 (Tulip Drive, Antioch, CA) was duly
17 issued on October 4, 2016 and November 15, 2016 citing two violations of the Antioch Municipal
18 Code section §

19 Antioch Municipal Code section §5-1.202(A)(1) which states the keeping, storage, depositing or
20 accumulation on the premises of any personal property, including, but not limited to, abandoned,
21 wrecked, dismantled, discarded or inoperable equipment, appliances, furniture, containers,
22 packing materials, scrap metal, wood, building materials, junk, solid waste, rubbish, trash and
23 debris, dirt, sand, gravel, concrete or similar materials that is visible from the public right-of-way
and: poses a risk of harm to the public or; constitutes visual blight or reduces the aesthetic
appearance of the neighborhood; or is offensive to the senses; or is detrimental to the use and
enjoyment of nearby properties; or reduces nearby property values due to the visibility from the
public right-of-way.

24 Antioch Municipal Code section 5-1.202(D) which states is it a public nuisance to have outdoor
25 parking or storage of any inoperable, wrecked, dismantled, salvaged, abandoned vehicle, or parts
26 thereof including watercraft so that is within the view from the public right-of-way. Any vehicle
27 that is not currently registered with the California Department of Motor Vehicles to operate
28 legally on a public street is deemed inoperable for purposes of this section.

3. The Citation concerns Municipal Code violations at Tulip Drive, Antioch, CA. At all
relevant times Appellant was the owner of the property and/or the responsible party.

- 1 4. Appellant appealed Citation No. 25447 AND 25460 on December 19, 2016.
- 2
- 3 5. An Administrative Appeals Board Hearing regarding the appeal was set for January 5, 2017 at
- 4 3:00 p.m. at the Antioch City Council Chambers, and the Appellant was duly notified by the City
- 5 Clerk.
- 6 6. Chapter 5 of Title 1 of the Antioch Municipal Code allows police officers, as well as other City
- 7 officials enumerated in the Municipal Code to issue administrative citations to persons
- 8 responsible for a violation of the Antioch Municipal Code.

9 II. SPECIFIC FINDINGS:

10 An Administrative Appeals Board Hearing regarding Appellant's appeal of the Citation was duly held

11 on January 5, 2017, at 3:00 p.m. Evidence, both oral and documentary, was taken and based on the

12 preponderance of said evidence, the following specific findings are made:

- 13 1. On 9-20-2016, Code Enforcement received a phone complaint for junk and rubbish at the listed
- 14 address.
- 15 2. On 9-21-2016, CEO Gallegos inspected the property and saw several items of junk and rubbish
- 16 on the ground of the driveway, in a cargo trailer in the driveway, and stacked in a boat in the
- 17 driveway. One of the vehicles in the driveway appeared inoperable, with flat tires and an open
- 18 hood. There was also a blue tarp hanging across the front of the house, porch area, approximately
- 19 5 feet off the ground. Behind the tarp were several more items, including building materials, a
- 20 mattress and other miscellaneous items. CEO Gallegos spoke to a male, later identified as Ricky,
- 21 and a female, who identified themselves as occupants of the house. They said they understood
- 22 what needed to be corrected, but it may take longer than the 10 days allotted to them on the
- 23 Notice of Violation. CEO Gallegos told them to start with the work, and I would extend the
- 24 deadline if I could see progress in the clean up.

25 CEO Gallegos prepared a Notice of Violation letter for Antioch Municipal Code violations §5-

26 1.202(A1a) Junk and rubbish, and §5-1.202(D) inoperable vehicle. CEO Gallegos handed a copy

27 of the notice to the male occupant, and mailed a copy of the Notice of Violation letter by first

28 class mail to the listed property owner on file by the County Assessor's office to Calvin Lavinder

at Tulip Dr. Antioch, CA 94509.

- 29 3. On 10-4-16, CEO Gallegos inspected the property and saw several more items of junk and
- 30 rubbish in public view, as well as the original inoperable vehicle. There was a different female
- 31 on the porch this time, she stated that she was there to pick up Ricky but he wasn't answering the
- 32 door. CEO Gallegos gave her a business card and told her to have Ricky call me when she spoke
- 33 to him. CEO Gallegos issued an administrative citation for \$200 (\$100 for each violation) and a
- 34 re-inspection fee of \$200. Both were mailed to Tulip Dr. Antioch, CA 94509.
- 35 4. On 10-19-16, CEO Gallegos was able to speak to Calvin Lavinder via telephone and he told CEO
- 36 Gallegos, he has just served a restraining order against the tenant Ricky and the Contra Costa
- 37 County Sheriff's department has just come and evicted him. Lavinder was currently in the
- 38 process of cleaning up the property and requested more time as he is doing the work himself, he

1 said he needed 3-4 more days. CEO Gallegos told him that he would come out Monday 10/24,
2 which was 5 days, and re-inspect. Lavinder agreed to the time allotted.

- 3 5. On 10-27-16, CEO Gallegos inspected the property and some progress had been made. The
4 inoperable vehicle was no longer in the driveway and several items of junk and rubbish were
5 removed. There was now a pickup truck in the driveway filled with junk and rubbish. CEO
6 Gallegos attempted to call Calvin and got an answering machine and left a message to call CEO
7 Gallegos as soon as possible to avoid another citation.
- 8 6. On 11-2-16, CEO Gallegos inspected the property and the truck filled with junk and rubbish was
9 still in the driveway. CEO Gallegos called Lavinder to question why the truck was still there.
10 Lavinder stated the brakes went out after he loaded it and it would be fixed on Thursday or
11 Friday. CEO Gallegos told Lavinder that he would be back out on Monday to inspect and if it
12 was still there CEO Gallegos would issue him a new citation.
- 13 7. On 11-7-16, CEO Gallegos inspected the property and all the junk and rubbish around the
14 driveway had been cleared away. The items on the side of the house were blocked by a make
15 shift gate, the items in the bed of the truck were no longer there, and the items in the porch area
16 had been removed. The only thing remaining was a make shift wood partition covered in blue
17 tarp. CEO Gallegos called Lavinder and told him the tarp needed to be removed and to call me
18 when it's complete.
- 19 8. On 11-14-16, CEO Gallegos inspected the property and several items from the house had been
20 moved out to the porch area. CEO Gallegos also inspected behind the makeshift gate and saw an
21 inoperable motorcycle, as well as several discarded tires. CEO Gallegos called Lavinder to
22 question the new items in the yard, but CEO Gallegos got a message that the number no longer
23 accepts calls. CEO Gallegos issued an administrative citation for \$500 (2nd citation for j/r), and a
24 re-inspection fee of \$200. Both were mailed to Tulip Dr. Antioch, CA 94509.
- 25 9. On 11-28-16, CEO Gallegos inspected the property and there were no more violations.
26 Everything that CEO Gallegos requested to be done had been.
- 27 10. Appellant has continued conduct in violation of Antioch Municipal Code section §5-1.202(D) and
28 §5-1.202(A1)(a) despite the warnings.
11. The Board finds that the reasons given by Appellant for these ongoing violations are not credible
and are not mitigations for her unlawful conduct.

1 Based on a preponderance of evidence, the Board finds that there was probable cause to issue the citation and the
2 appeal is denied. The citation deposit amount will not be refunded.

3 III. NOTICE:

4 Notice of this decision shall be given to the Appellant, by hand delivering a copy of these Findings
5 and Decision to Appellant or by mailing a copy by first class U.S. Mail, addressed to Calvin
6 Lavinder, Tulip Drive, CA, 94509.

7 Dated: January 5, 2017

8
9

CHAIRPERSON OF THE BOARD

10 **Notice of Right To Appeal Decision:** Any person aggrieved by an Administrative Board of Appeals may obtain
11 review of the decision by the Contra Costa Superior Court, 725 Court Street, Martinez, CA, 94553, pursuant to
12 Section 53069.4 of the California Government Code.
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