



FINDINGS AND ORDER CONFIRMING ACCOUNT AND ASSESSMENT

In Re: Cost Recovery Hearing
City of Rio Dell vs The Estate of Helen Elliott
337 Second Avenue, Rio Dell, California
AP# 053-152-006

July 7, 2026

On July 7, 2026, the Rio Dell City Council convened a hearing under Rio Dell Municipal Code Section 8.10.320 for the assessment of costs related to nuisance abatement activities at the subject premises recited above.

At said hearing the Council considered the evidence presented to it concerning the subject premises, including relevant documents, writings, codes, ordinances, as well as oral testimony at the hearing, and now, therefore, it makes the following:

FINDINGS:

1. The property located at 337 Second Avenue, Rio Dell, California is located in an Urban Residential zone within the City of Rio Dell, Humboldt County, California and is referred to as Assessor's Parcel Number 053-152-006; and
2. The Rio Dell Police Department opened a code enforcement case on this property due to the violations on the property, to wit: Property use in violation of Rio Dell Municipal Code Section 8.10.020(a)(1), improper disposal of solid waste; and Section 8.10.020(b) Abandoned Appliances and Section 8.10.020(a)(2) Excessive Vegetation
3. The Notice of Violation dated 9/23/2025 was mailed first class to the property owner Nila Cruzan, pursuant to Rio Dell Municipal Code Section 8.10.230, describing the violations and ordering abatement of those conditions; and
4. Due to the property being vacant and the property owner in a care facility, the property owner was served with a Notice of Nuisance and Order to Abate dated 11/13/2025 pursuant to Rio Dell Municipal Code Section 8.10.260, giving the property owner additional, significant, and reasonable amount of time to correct the violations; and

5. The property owner did not contest the imposition of the Notice of Violation and Order to Abate; and
6. The property owner refused and/or failed to meet the deadlines imposed by the Notice of Violation and Order to Abate; and
7. On January 9, 2026, the City of Rio Dell did, in fact, abated said nuisances; and
8. The City of Rio Dell maintained an accurate and itemized account of the cost of the abatement, pursuant to Rio Dell Municipal Code Section 8.10.310; and
9. The property owner was served with a Cost Recovery Assessment outlining the costs incurred by the City and requesting that payment be made within thirty days; and
10. The property owner has refused and/or failed to make payment to the City for the cost of the abatement within the time allotted; and
11. On March 2, 2026, The property owner was served with a Notice of Assessment, pursuant to Rio Dell Municipal Code Section 8.10.320, specifying the work done; an itemized account of the cost and receipts of performing the abatement; the amount of the assessment proposed to be levied against the property, the time and place where the Rio Dell Police Department would submit the account to the Rio Dell City Council for confirmation; and a statement that the City Council would hear and consider objections and protests to said account and proposed assessment; and
12. The costs of the abatement as set forth in the Notice of Assessment were necessarily incurred and are reasonable.

Following the said meeting and hearing, the City Council for the City of Rio Dell does hereby ordain and declare as follows:

ORDER:

1. That the account and proposed assessment of \$4,097.83 be, and is hereby, confirmed in full; and
2. That the Rio Dell Police Department shall cause to be prepared and recorded in the Office of the County Recorder, a Notice of Lien, which shall contain the identity of the property, a description of the proceedings under which the assessment was made (including this Order Confirming Assessment), the amount of the assessment, and a claim of lien on the described premises.

The City Council votes are tabulated as follows:

Mayor Debra Garnes:	Yes ☐ ; No ☐
Mayor Pro Tem Amanda Carter:	Yes ☐ ; No ☐
Councilmember Frank Wilson:	Yes ☐ ; No ☐
Councilmember Robert Orr:	Yes ☐ ; No ☐
Councilmember Julie Woodall:	Yes ☐ ; No ☐

DATED: _____

Mayor of the City of Rio Dell

DATED: _____

Clerk of the City of Rio Dell