



DEPARTMENT OF ENVIRONMENTAL RESOURCES
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STANISLAUS COUNTY NUISANCE ABATEMENT HEARING BOARD

MINUTES

REGULAR MEETING

JULY 28, 2005

I. ROLL CALL: Meeting called to order at 6:00 p.m.

Present: Chairperson Jim Poore, Marie Assali and Allen Layman

Absent: Mickey Peabody

Staff

Present: Ed Burroughs, Deputy County Counsel; Michael Newton, Code Enforcement Manager; Janice McClendon, Zoning Enforcement Officer; Robert Miramontes, Zoning Enforcement Officer; Ginny Thomas, Zoning Enforcement Officer; and Jan Simpson, Administrative Secretary for the Code Enforcement Unit

II. PLEDGE OF ALLEGIANCE

III. APPROVAL OF MINUTES

- A. June 23, 2005
Continued indefinitely.

IV. MATTERS OF INTEREST FROM THE CODE ENFORCEMENT MANAGER

Request that Item A., CE05-1556 at 300 E. Barnhart Road, Ceres be continued until August 25, 2005. Remove Item E., CE05-648 at 6942 Langworth Road, Oakdale. The owner is in compliance.

V. CORRESPONDENCE

None

VI. CONFLICT OF INTEREST DECLARATION

None

VII. PUBLIC ABATEMENT HEARINGS (Consent Items)

Chair Jim Poore informed the public of the consent items and procedure.
Public hearing opened.
Public hearing closed.

CONSENT ITEMS

- A. **ABATEMENT HEARING REGARDING CE NO. 05-1556 AT 300 E BARNHART ROAD, CERES**
Continuing CE05-1556 at 300 E. Barnhart Road, Ceres to the next Nuisance Abatement Hearing on August 25, 2005 at the request of Michael Newton, Code Enforcement Manager.
- B. **ABATEMENT HEARING REGARDING CE NO. 04-2713 AT 3430 MOORE ROAD, CERES**
Layman/Assali, Unanimous (3-0), **RECOMMENDS APPROVAL TO THE BOARD OF SUPERVISORS.**
Assali/Layman, Unanimous (3-0), reopen the Public Hearing so the case may be heard.
Staff report: Robert Miramontes Recommends **APPROVAL.**
Public hearing opened.
OPPOSITION: Frank Navarro (Francisco).
FAVOR: John Henry Carlson.
Public hearing closed.
Assali/Layman, Unanimous (3-0), continue the case to August 25, 2005. Within the next seven (7) days abate the weeds in the front and back yards and remove the barrels of oil.
- C. **ABATEMENT HEARING REGARDING CE NO. 04-4403 AT 600 HARTLEY DRIVE, MODESTO**
Layman/Assali, Unanimous (3-0), **RECOMMENDS APPROVAL TO THE BOARD OF SUPERVISORS.**
- D. **ABATEMENT HEARING REGARDING CE NO. 05-254 AT 221 CROCKETT AVENUE, MODESTO**
Layman/Assali, Unanimous (3-0), **RECOMMENDS APPROVAL TO THE BOARD OF SUPERVISORS.**
- E. **ABATEMENT HEARING REGARDING CE NO. 05-648 AT 6942 LANGWORTH ROAD, OAKDALE**
Removed from the calendar at the request of Michael Newton, Code Enforcement Manager, owner complied with the ordinance.
- F. **ABATEMENT HEARING REGARDING CE NO. 04-1798 AT 8012 MONDO LANE, OAKDALE**
Layman/Assali, Unanimous (3-0), **RECOMMENDS APPROVAL TO THE BOARD OF SUPERVISORS.**
- G. **ABATEMENT HEARING REGARDING CE NO. 05-767 AT 3231/3230 MINNIEAR AVENUE, MODESTO**
Layman/Assali, Unanimous (3-0), **RECOMMENDS APPROVAL TO THE BOARD OF SUPERVISORS.**

- H. **ABATEMENT HEARING REGARDING CE NO. 05-1632 AT 1757 SPOKANE STREET, MODESTO**
Removed for public hearing.
Staff report: Ginny Thomas Recommends **APPROVAL**.
Public hearing opened.
OPPOSITION: Albor Armando.
FAVOR: Michael Peterson, 315 Colusa.
Public hearing closed.
Layman/Assali, Unanimous (3-0), **RECOMMENDS APPROVAL TO THE BOARD OF SUPERVISORS.**
- I. **ABATEMENT HEARING REGARDING CE NO. 05-1319 AT 3225 W WHITMORE AVENUE, MODESTO**
Layman/Assali, Unanimous (3-0), **RECOMMENDS APPROVAL TO THE BOARD OF SUPERVISORS.**
- J. **ABATEMENT HEARING REGARDING CE NO. 05-869 AT 2212 ORANGE AVENUE, PATTERSON**
Layman/Assali, Unanimous (3-0), **RECOMMENDS APPROVAL TO THE BOARD OF SUPERVISORS.**
- K. **ABATEMENT HEARING REGARDING CE NO. 05-1295 AT 13949 CARPENTER ROAD, CROWS LANDING**
Removed for public hearing.
Staff report: Ginny Thomas Recommends **APPROVAL**.
Public hearing opened.
OPPOSITION: David Hobbs, 11855 Walnut Avenue, Oakdale, California.
Ed Friedberg, 3602 Jorge Court, Turlock.
Tom Morton.
Miguel Maciel.
Mary Ann Parker.
Michael Damaso, 1119 E. Linwood.
Wilton Fryer, 1633 Liberty Court, Turlock, California.
FAVOR: No one spoke.
Public hearing closed.
Layman/Assali, Unanimous (3-0), continue the case to August 25, 2005. Show a good faith effort by submitting an extension letter to the Department of Environmental Resources, contact the Planning Department and go forward with the permit process and choose a representative that will keep the Department of Environmental Resources informed on your progress.
- L. **BILLING HEARING REGARDING CE NO. 04-786 AT 4604 MONTE VISTA AVENUE, DENAIR**
Layman/Assali, Unanimous (3-0), **BILLING APPROVED AS REASONABLE, RECOMMENDS APPROVAL TO THE BOARD OF SUPERVISORS.**

VIII. **ADDITIONAL MATTERS AT DISCRETION OF CHAIRPERSON**
None

IX. OTHER MATTERS OF INTEREST
None

X. MEETING ADJOURNED AT 8:05 P.M.

Michael Newton, Code Enforcement Manager

(The above is a summary of the minutes of the Nuisance Abatement Hearing Board. Complete tape(s)/DVD(s) of the meeting are available from the Department of Environmental Resources Director).