
CITY OF SUSANVILLE
66 N. Lassen Street • Susanville CA
James Merchant, Chair

Matthew Eltzroth • Tony Ardito • Wayne Jambois • Rod DeBoer

Susanville Planning Commission
**Regular Planning Commission Meeting • City Council Chambers 66
N. Lassen Street, Susanville, CA 96130**
Tuesday, November 12, 2024 - 5:30 PM

CALL TO ORDER
ROLL CALL

1. **APPROVAL OF AGENDA:** *(Additions and/or Deletions)*
2. **BUSINESS FROM THE FLOOR:** *Any person may address the Commission at this time upon any subject on the agenda or not on the agenda within the jurisdiction of the City of Susanville Planning Commission. However, comments on items on the agenda may be reserved until the item is discussed and any matter not on the agenda that requires action will be referred to staff for a report and action at a subsequent meeting.
Presentations are subject to a five-minute limit.*
3. **CONSENT ITEMS:** *All matters listed under the Consent Calendar are considered to be routine by the Planning Commission. There will be no separate discussion on these items. Any member of the public or the Planning Commission may request removal of an item from the Consent Calendar to be considered separately.*
4. **PUBLIC HEARINGS:**
 - 4.A *Consider Resolution No. 24-1188Â declaring public nuisance conditions at 2772 Main St. (APN: 105-310-003-000) and approving the issuance of Nuisance Abatement Order NA2024-002 ordering the property owner to abate nuisance conditions.*
5. **NEW BUSINESS:**
6. **CORRESPONDENCE:**
7. **COUNTY REFERRALS:**
8. **ADJOURNMENT:** **The next regular meeting of the Susanville Planning Commission will be held on November 26, 2024 at 5:30PM.*

Reports and documents relating to each agenda item are on file in the Office of the City Clerk and are available for public inspection during normal business hours and at the meeting. These reports and documents are also available at the City's website www.cityofsusanville.net, unless there were systems problems posting to the website.

Accessibility: An interpreter for the hearing-impaired may be made available upon request to the City Clerk seventy-two hours prior to a meeting. A reader for the vision-impaired for purposes of reviewing the agenda may be made available upon request to the City Clerk. The location of this meeting is wheelchair-accessible.

I, Ruth McElrath, certify that I caused to be posted notice of the regular meeting scheduled for November, 12, 2024 in the areas designated on November, 8, 2024.

The Planning Commission's action on Use Permit (including Planned Development Use Permits) and Variance items may be appealed to the City Council within 5 business days of action. The Planning Commission's action on Tentative Subdivision items may be appealed to the City Council within 10 business days of action. Appeals of the Planning Commission's action must be made in writing on the form provided by the City and must be accompanied by a fee adopted by the City Council. Appeals of Planning Commission actions must be based on comments made known (either through written or verbal comment) at the Planning Commission Meeting. Please contact the Community Development Department for more information regarding appeals.

SUSANVILLE PLANNING COMMISSION AGENDA ITEM

Submitted By:	Michael Prettyman, Building & Planning Division
Action Date:	November 12, 2024
SUBJECT:	Consider Resolution No. 24-1188 declaring public nuisance conditions at 2772 Main St. (APN: 105-310-003-000) and approving the issuance of Nuisance Abatement Order NA2024-002 ordering the property owner to abate nuisance conditions.
PRESENTED BY:	Michael Prettyman, Code Enforcement & Kelly Mumper, City Planner
SUMMARY:	The building located at 2772 Main Street has been declared substandard and in violation of California Health and Safety Code 17920.3 since December of 2016. The Susanville Police Department has received 19 calls for service at the property in 2024; 58 in total since January of 2021. The Susanville Fire Department has received 14 calls for service in the past 11 months. On July 30, 2024, a Notification of Nuisance was mailed and e-mailed to the property owner requesting compliance by September 1, 2024. The property owner called in response to the e-mail and sated he has no intentions of demolishing the building but intends to rent/lease the building and his attorney would be representing him in further proceedings with the City. On September 30, 2024 a Notice of Intention to Abate and Notice of Public Hearing was mailed and posted pursuant to Chapter 8.32.110 of the Susanville Municipal Code which requested compliance by November 1, 2024 and set the hearing date for today, November 12, 2024. An email was also sent as a courtesy to inform the property owner. The property owner responded to the email stating the building has been rented. On October 24, 2024 I sent an email to the owner in an attempt to arrange a meeting to determine the scope of work and establish reasonable abatement timelines and expectations. He responded on October 25, 2024 and stated he is working on the building with his tenants and his attorney Peter Talia would be in contact.
FISCAL IMPACT:	None at this time.
ACTION REQUESTED:	Motion to approve Resolution No. 24-1188 declaring public nuisance conditions at 2772 Main St. (APN: 105-310-003-000) and approving the issuance of Nuisance Abatement Order NA2024-002 ordering the property owner to abate nuisance conditions.

ATTACHMENTS:

16-12-06 Red Tag Report.pdf
24-7-30 Notification of Nuisance.pdf
24-9-30 Notice to Abate.pdf
24-9-30 Cert. Reciept.pdf
24-9-30 NTA & Hearing Posting.jpg
24-9-30 Notice to Abate Posting.docx
24-10-23 InterMountain News Public Hearing Notice.docx
Email Correspondence.pdf
24-11-12_Abatement_Order_NA2024-002.doc
24-11-12 Resolution No. 24-1188.doc



Community Development Department

Building Division

66 North Lassen Street
Susanville, CA 96130
(530) 252-5117
(530) 257-4725 Facsimile
www.cityofsusanville.org

SITE SURVEY

Permit No.: N/A

Date received: _____

Received by: _____

Address for Site Survey: 2772 Main St (Bowling Alley)

PROPERTY OWNER:

CONTRACTOR:

Name / Contact: Fire Dept

Company Name: Fire damage

Address: _____

City, State, Zip Code: _____

Phone Number: _____

☒ **FIRE DAMAGE ASSESSMENT**

☐ **LEGALIZE UNPERMITTED WORK**

☐ **RENEW EXPIRED PERMIT**

☐ **PRE-DEMOLITION ASSESSMENT**

Permit No.: _____

Permit No.: _____

Survey Results: A number of metal purlins are damaged and one main support beam shows some deformation. The repair will require a qualified engineer to review the main beam & verify integrity.

Pre-DEMOLITION Assessment

Survey Site and verify the following:

- All buildings to be demolished.
- Any possible hazardous materials.
- Water wells.
- Basements.

Fire Damage Assessment

Fire surveys are conducted to review the structural integrity of building components and to determine appropriate requirements for plan review submittals, when applicable.

All portions of building being repaired shall comply with current City Codes and Ordinances.

Building Inspector Name: David Purvis

Phone: (530) 252-5117

Signature: _____

Date: 12/19/16

Planning Dept. Name: _____

Phone: (530) 252-5115

Signature: _____

Date: _____

NOTE: Applicant, please bring a copy of this completed survey to the building division when obtaining permit.



City of Susanville

(530) 252-5100 • 66 North Lassen Street • Susanville, CA 96130-3904

NOTIFICATION OF NUISANCE

July 30, 2024

Amar Singh Mathfallu
18767 North Highway 99
Acampo, CA. 95220

RE: 2772 Main Street, Susanville, Ca. 96130
APN: 105-310-003-000
Code Enforcement Case # CE2024-006

Dear Amar Singh Mathfallu:

This letter serves to notify you that the City of Susanville believes nuisance conditions exist on the above referenced property in violation of the California Health and Safety Code, California Building Code and Susanville Municipal Code (SMC).

§ 8.32.050 of the SMC defines a public nuisance as: "A condition of real property or a building, structure, improvement, or other thing on real property that violates any provision of this code, including but not limited to:

A substandard building or a dangerous building or structure maintained in violation of the housing regulations or dangerous building regulations adopted by or pursuant to this code; or...

Dangerous buildings as defined and regulated by Chapter 15.10 of this code."

§ 8.32.050 of the SMC further defines a public nuisance as: "A condition of real property or a building, structure, improvement, or other thing on real property that is unsightly and, by reason thereof, contributes to a diminution in the value of surrounding properties when visible from a public right-of-way or alley, including, but not limited to:...

An abandoned and dilapidated building or portion of a building; or...

The maintenance of property in the city in violation of Chapter 8.52 of this code."

The building on the subject property has been declared a substandard and dangerous building since December of 2017 and continues to be an attractive nuisance. To date, there has been no action from you, the property owner, to repair or demolish the structure. § 8.32.040 of the SMC states: "No person may maintain or use property or allow their property to be maintained or used in a manner that creates or fosters the creation of a public nuisance."

Mendy Schuster
Mayor
Russ Brown
Mayor pro tem

Councilmembers:
Curtis Bortle
Dawn Miller
Patrick Parrish

You must secure appropriate permits and commence abatement work for the lawful demolition or reconstruction of the dangerous and substandard building located on the above referenced property no later than August 31, 2024.

If unabated, the City of Susanville shall pursue enforcement action as authorized by the Susanville Municipal Code. Enforcement action may include any of the authorized methods per the Susanville Municipal Code which include, but not limited to, Nuisance Abatement Orders [Chapter 8.32 SMC], Administrative Citations [Chapter 8.40] which are subject to the general penalty outlined in Section 1.12.010 SMC, civil litigation and up to criminal prosecution.

If you have any questions or would like to schedule an inspection, please feel free to contact me at (530) 257-1055.

Respectfully,

A handwritten signature in black ink, appearing to be 'MP' with a stylized flourish.

Michael Prettyman
City of Susanville
Code Enforcement Officer



City of Susanville

(530) 252-5100 • 66 North Lassen Street • Susanville, CA 96130-3904

NOTICE OF INTENTION TO ABATE PUBLIC NUISANCE

CERTIFIED MAIL/RETURN RECIEPT
7017 1070 0000 7543 3333

September 30, 2024

Amar Singh Mathfallu
18767 North Highway 99
Acampo, CA. 95220

RE: 2772 Main St.
Susanville, Ca. 96130
APN: 105-310-003-000
Code Enforcement Case # CE2024-006

To Amar Singh Mathfallu:

The building on the subject property has been declared substandard since December of 2016. A Notification of Nuisance was sent on July 30, 2024, and requested compliance by September 1, 2024. The subject property remains in violation of the California Health and Safety Code (HSC) and Susanville Municipal Code (SMC). Specific code violations known and observed on September 30, 2024, are as follows:

HSC § 17920.3

- 17920.3 (a)(14): General dilapidation or improper maintenance.
- 17920.3 (b)(4): Members of walls, partitions, or other vertical supports that split, lean, list, or buckle due to defective material or deterioration.
- 17920.3 (b)(6): Members of ceilings, roofs, ceiling and roof supports, or other horizontal members which sag, split, or buckle due to defective material or deterioration.
- 17920.3 (g)(1): Deteriorating, crumbling, or loose plaster.
- 17920.3 (g)(2): Deteriorating or ineffective waterproofing of exterior walls, roofs, foundations, or floors, including broken windows or doors.
- 17920.3 (g)(3): Defective or lack of weather protection for exterior wall coverings, including lack of paint, or weathering due to lack of paint or other approved protective covering.
- 17920.3 (g)(4): Broken, rotted, split, or buckled exterior wall coverings or roof coverings.
- 17920.3 (j): Those premises on which an accumulation of weeds, vegetation, junk, dead organic matter, debris, garbage, offal, rodent harborages, stagnant water, combustible materials, and similar materials or conditions constitute fire, health, or safety hazards.

Mendy Schuster
Mayor
Russ Brown
Mayor pro tem

Councilmembers:
Curtis Bortle
Dawn Miller
Patrick Parrish

SMC § 8.32.050

- 8.32.050 (A)(2): A substandard building or a dangerous building or structure maintained in violation of the housing regulations or dangerous building regulations adopted by or pursuant to this code.
- 8.32.050 (A)(3): A building or structure constructed, maintained or used in violation of the building regulations or fire regulations adopted by or pursuant to this code.
- 8.32.050 (A)(4): Neglected vacant buildings as defined and regulated in Chapter 15.09 of this code.
- 8.32.050 (C)(2): An abandoned and dilapidated building or portion of a building.
- 8.32.050 (C)(4): The maintenance of property in the city in violation of Chapter 8.52 of this code.

SMC § 8.52.030

- 8.52.030 (A)(1): Faulty weather protection
- 8.52.030 (A)(5): Broken or defective elements of a building, structure, parking lot or landscaped area which are injurious or potentially injurious to the public health, safety and welfare or have a tendency to degrade the appearance and property values of surrounding property.
- 8.52.030 (B)(1)(b): Overgrown trees, landscaping, or other plant materials which are likely to provide a harboring place for vagrants or other persons.
- 8.52.030 (B)(1)(d): Overgrown trees, landscaping, or other plant materials which have tendency to depreciate the appearance and property values of surrounding properties.
- 8.52.030 (B)(1)(e): Overgrown trees, landscaping, or other plant materials which create a fire hazard.
- 8.52.030 (I): To allow or permit graffiti to remain on any building, fence, wall, structure, sign or vehicle when visible to the public street, highway, right-of-way or public place for more than one week. For the purpose of this section, "graffiti" means any unauthorized inscription, word, figure, mark or design that is written, marked, etched, scratched, drawn or painted on any surface in violation of this code or other state or local law.

The City of Susanville again requests your voluntary compliance and appreciates your cooperation in abating the conditions constituting a public nuisance by securing permits for and commencing work upon, lawful reconstruction or demolition of the substandard building and removing all graffiti and overgrown vegetation on the property.

You must abate the nuisance on or before November 1, 2024.

Be advised, if not self-abated within the allotted timeframe, further administrative action may lead to the imposition of administrative citations and/or administrative fines up to \$500 per day beginning November 2, 2024, and accumulate each day until the nuisance is abated. Enforcement action may include any of the authorized methods per the SMC which include, but not limited to, Chapter 8.32 and Chapter 8.40 which are subject to the general penalty outlined in SMC § 1.12.010.

A public hearing has been set for November 12, 2024, at or after 5:30PM at 66 N. Lassen St., Susanville Ca. 96130, whereat you will be given an opportunity to show cause as to why the nuisance should not be abated. Failure to appear at the nuisance abatement hearing shall constitute a failure to exhaust administrative remedies.

If the hearing board finds that a public nuisance does exist and there is sufficient cause to abate the nuisance, all costs of the city's abatement efforts, including the abatement work and administrative time to investigate and hear and effect the abatement may be charged against you, the responsible party, as a personal debt or may be assessed upon the property and will constitute a lien or special assessment upon the property until paid.

Again, voluntary compliance is still the goal so **please contact Code Enforcement to discuss timelines and expectations prior to the November 1, 2024, deadline.**

Please feel free to contact me directly at (530) 257-1055.

Respectfully,



Michael Prettyman
Code Enforcement Officer
City of Susanville

7077 1070 0000 7543 3333

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Domestic Mail Only	
For delivery information, visit our website at www.usps.com [®] .	
OFFICIAL USE	
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Extra Services & Fees (check box, add fee as appropriate)	
☐ Return Receipt (hardcopy)	\$
☐ Return Receipt (electronic)	\$
☐ Certified Mail Restricted Delivery	\$
☐ Adult Signature Required	\$
☐ Adult Signature Restricted Delivery	\$
Postage	
\$	
Total Postage and Fees	
\$	
Sent To	Amar Singh Mathfallu
Street and Apt. No., P.O.	18767 North Highway 99
City, State, ZIP+4 [®]	Acampo, CA. 95220
PS Form 3800, April 2010 PSN 7530-02-000-9000 See reverse for instructions	

Postmark
Here



September 30, 2024 3:53 PM



City of Susanville

(530) 252-5100 • 66 North Lassen Street • Susanville, CA 96130-3904



NOTICE OF INTENTION TO ABATE PUBLIC NUISANCE and NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Planning Commission of the City of Susanville will conduct a Public Hearing whereat the hearing board shall receive, hear, and consider all relevant evidence, objections, protests and testimony of the responsible party, as well as that of other witnesses, and interested persons relative to the alleged public nuisance and to any proposed abatement measures at the following location(s):

- 2772 Main Street, Susanville, Ca. 96130 (APN: 105-310-003-000)

The Public Hearing will be held on Tuesday November 12, 2024, at 5:30 P.M. (or as soon thereafter as the agenda permits) in the Susanville City Council Chambers located at 66 North Lassen Street, Susanville, California 96130. The public is invited to attend and provide oral and/or written comments. Written comments must be received prior to 4:00 P.M. on Friday November 8, 2024, for Planning Commission review and consideration. For further information or questions, please contact the Building and Planning Division at (530) 252-5118.

The Public Hearing will be held on **Tuesday November 12, 2024, at 5:30 P.M.** (or as soon thereafter as the agenda permits) in the **Susanville City Council Chambers located at 66 North Lassen Street, Susanville, California.**

Posted: September 30, 2024

By: Michael Prettyman, Code Enforcement Officer

Mendy Schuster – Mayor | Russ Brown – Mayor Pro Tem | Curtis Bortle, Dawn Miller, Patrick Parrish
Susanville City Council

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the City of Susanville Planning Commission will conduct a Public Hearing to receive, hear, and consider all relevant evidence, objections, protests and testimony of the responsible party, as well as that of other witnesses, and interested persons relative to the alleged public nuisance and to any proposed abatement measures at 2772 Main Street, Susanville, Ca. 96130. (APN: 105-310-003-000)

The Public Hearing will be held on Tuesday, November 12, 2024, at 5:30 P.M. (or as soon thereafter as the agenda permits) in the Susanville City Council Chambers located at 66 North Lassen Street, Susanville, California 96130. The public is invited to attend and provide oral and/or written comments. Written comments must be received prior to 4:00 P.M. on Friday November 8, 2024, for Planning Commission review and consideration.

If you have any questions or concerns regarding this notice, you may contact the Building and Planning Division at (530) 252-5118.

BY: Michael Prettyman, Code Enforcement Officer
FOR: City of Susanville, Planning Commission

From: [Amar Mathfallu](#)
To: [Mike Prettyman](#)
Subject: Re: Courtesy Notice
Date: Thursday, October 24, 2024 4:10:56 PM

Mr . Prettyman thanks for ur concern about the bowling alley building we r working with our current tenants on the place and my attorney Mr. Talia will be Involve dealing with u on this as my legal help his on vacation but I will have him contact u next week. Again thanks u

On Oct 24, 2024, at 2:55 PM, Mike Prettyman
<mprettyman@cityofsusanville.org> wrote:

Good Afternoon Amar,

I know you and Kelly have been in contact recently but I wanted to follow up with you concerning the conditions of the bowling alley and any measures you may have taken thus far to abate. You stated in your previous e-mail response that the building has been rented. While that is certainly a good sign as we want nothing more than to see new businesses succeed, the public nuisance conditions must be addressed. I would like to propose and on-site meeting with you and other City Staff prior to the compliance deadline to inspect the building so all parties involved have a better understanding of the work that lies ahead. It is my hope that we can establish reasonable timelines and expectations to present to the Planning Commission for consideration at the Noticed 11-12-24 public hearing.

Kind Regards,

Michael G. Prettyman

Code Enforcement Officer

City of Susanville

66 N. Lassen Street

Susanville, CA 96130

Office: (530) 257-1055

[<image001.png>](#)

From: Amar Mathfallu <amathfallu@yahoo.com>
Sent: Monday, September 30, 2024 5:36 PM
To: Mike Prettyman <mprettyman@cityofsusanville.org>
Subject: Re: Courtesy Notice

Already have the building rented

On Sep 30, 2024, at 4:18 PM, Mike Prettyman
<mprettyman@cityofsusanville.org> wrote:

Dear Amar,

As a courtesy, I have attached a copy of the “Notice of Intention to Abate” which was sent today via Certified Mail to your Acampo address on record. Please reach out with any questions.

Kind Regards,

Michael G. Prettyman

Code Enforcement Officer

City of Susanville

66 N. Lassen Street

Susanville, CA 96130

Office: (530) 257-1055

[<image001.png>](#)

<24-9-30 Notice to Abate.pdf>

1 Margret E. Long SBN: 227176
2 City Attorney for City of Susanville
3 66 North Lassen Street
4 Susanville, CA 96130
5 Phone: 530-252-5100
6 attorney@cityofsusanville.org

7 Attorney for: Petitioner/City of Susanville

8 PLANNING COMMISSION
9 CITY OF SUSANVILLE

10 City of Susanville,

11 Petitioner

12 v

13 AMAR SINGH MATHFALLU

14 Respondent

Nuisance Abatement Order
NA2024-002

Hearing: November 12, 2024, at 5:30 p.m. in
Council Chambers
66 North Lassen Street
Susanville, CA 96130

- 15
- 16 1. This proceeding was heard:
- 17 a. On November 12, 2024, at 5:30 pm in the Council Chambers at 66 North Lassen
- 18 Street, Susanville, CA 96130.
- 19 b. By the Planning Commission of the City of Susanville (also referred to as the
- 20 Hearing Board or the Board) with the following commissioners of the Planning
- 21 Commission present: James Merchant, Rod DeBoer, Wayne Jambois, Mathhew
- 22 Eltzroth, and Tony Ardito.
- 23 c. James Merchant presided over the procedure as Chairperson.
- 24 d. This matter was set on a "Notice of Intention to Abate Public Nuisance & Notice
- 25 of Public Hearing" dated September 30, 2024, and served on Respondent, AMAR
- 26 SINGH MATHFALLU, by Certified Mail on September 30, 2024, and posted on
- 27 the structure at 2772 Main Street on September 30, 2024.
- 28 e. Present at the hearing where:

- i. Michael Prettyman, Code Enforcement Officer, Kelly Mumper, City Planner, Ruth McElrath, Permit Technician / Secretary of the Planning Commission, Jolene Arredondo, Assistant to the City Administrator, Erik Edholm, Assistant Director of Public Works, and Robert Godman, Director of Public Works representing the City of Susanville and
- ii. The Respondent did not appear at this hearing.

FINDINGS

The Hearing Board makes the following findings.

1. Pursuant to City of Susanville Municipal Code chapter 8.32.040, "No person may maintain or use property or allow their property to be maintained or used in a manner that creates or fosters the creation of a public nuisance."
2. AMAR SINGH MATHFALLU owns the commercial property and is the responsible party for the property located at 2772 Main Street (APN: 105-310-003-000).
3. AMAR SINGH MATHFALLU was properly served with a Notification of Nuisance on July 30, 2024, with service pursuant to City of Susanville Municipal Code section 8.32.060.
4. AMAR SINGH MATHFALLU was properly served by Certified Mail with a Notice of Intention to Abate Public Nuisance and Notice of Public Hearing on September 30, 2024, and notice was properly posted in a conspicuous place on the building at 2772 Main Street, pursuant to City of Susanville Municipal Code section 8.32.090.
5. The violations alleged in the Notice of Intention to Abate are factually true and constitute a public nuisance under Susanville Municipal Code 8.32 as set forth in the notice.

Orders

The Hearing Board orders the following.

1. AMAR SINGH MATHFALLU must abate the public nuisance 2772 Main Street by doing the following at 2772 Main St.:
 - a. Secure permits for lawful reconstruction or demolition of vacant building.
 - b. Commence lawful reconstruction or demolition of vacant building.
 - c. Remove all overgrown and hazardous vegetation from the property.

- d. Remove all graffiti from the property.
2. AMAR SINGH MATHFALLU must fully abate and remedy all conditions as stated in the Notice to Abate contributing to the public nuisance no later than Monday, December 4, 2024 by 4:00 p.m.
3. After AMAR SINGH MATHFALLU abates the nuisance at 2772 Main Street, AMAR SINGH MATHFALLU must contact the Building and Planning Department at the City of Susanville and request that an official at the City of Susanville inspect the condition of the property and buildings at 2772 Main Street to determine if the public nuisance was abated.
4. If AMAR SINGH MATHFALLU does not abate the public nuisance at 2772 Main Street by 4:00 p.m. on December 4, 2024, the City of Susanville shall abate, or cause to be abated, said nuisances on the property at 2772 Main Street.
5. The Susanville Planning Commission orders an administrative penalty pursuant to section 8.32.290 of the City of Susanville Municipal Code be assessed in the amount \$500.00 per day beginning on November 13, 2024, and accumulating each day until the nuisance is abated. The maximum administrative penalty shall be \$10,000, exclusive of administrative costs and interest.
6. All costs of the City's abatement efforts, including the abatement work and administrative time to investigate and to hear and effect the abatement shall be charged against AMAR SINGH MATHFALLU as a personal debt or may be assessed upon 2772 Main Street and will constitute a lien or special assessment upon the property until paid.
7. This Order shall be effective for one year after issuance. During such period, the hearing board shall retain jurisdiction over the conditions of the building, structure or property which constituted the nuisance established by this Order, as well as the abatement thereof, to ensure that the nuisance does not reoccur and that the building, structure, or property is maintained in such a manner so as not to create a nuisance. If, during this one-year period, any enforcement official determines that the same or another nuisance, as defined by this chapter exists with respect to the building, structure or property, he or she

1 may give notice to abate the nuisance as provided for in section 8.32.060 of the City of
2 Susanville Municipal Code. If AMAR SINGH MATHFALLU does not abate the nuisance
3 at any time within the abatement period, the City may proceed with the abatement itself
4 under the provisions of section 8.32.190 of the City of Susanville Municipal Code without
5 further action of the hearing board. The City of Susanville may also recover all of its
6 abatement effort costs as provided for in the City of Susanville Municipal Code.

7 Appeal

8 Whenever any person is aggrieved by this final order of the Hearing Board, this person may appeal
9 the Nuisance Abatement Order to the City Council of the City of Susanville. To request an
10 appeal, the person aggrieved by this order shall notify the City Clerk, in writing, within twenty-
11 one (21) days of the issuance of this order of their request to have this appeal heard by the City
12 Council. The aggrieved person shall deposit two hundred dollars (\$200.00) to the City of
13 Susanville. The appellant shall be responsible for all costs of such appeal which exceeds the
14 deposited amount. If the aggrieved person requests an appeal hearing, this hearing shall be
15 granted within forty-five (45) days of the filing appeal at a regularly scheduled meeting of the
16 Susanville City Council. The appellant shall be notified no less than ten (10) days of the
17 scheduled appeal hearing.

18
19
20 The foregoing order was adopted at a regular meeting of the Planning Commission of the city of
21 Susanville, held on the 12th day of November 2024.

22
23 Dated: _____

24 James Merchant

25 City of Susanville Planning Commission Chairperson
26
27
28

RESOLUTION NO. 24-1188
A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF SUSANVILLE
APPROVING THE ISSUANCE OF NUISANCE ABATEMENT ORDER NA2024-002 AND
ORDERING THE PROPERTY OWNER OF 2772 MAIN STREET (APN: 105-310-003-000)
TO ABATE NUISANCE CONDITIONS

WHEREAS, California Government Code Sections 36901, 38771, and 38773.5(a) authorizes the City of Susanville to enact ordinances declaring what constitutes a nuisance, the procedures for abating nuisance conditions, providing for the recovery of costs and attorney fees to abate the nuisance, and providing for the collection of civil penalties; and

WHEREAS, the Susanville City Council adopted Ordinance 17-1011 that declares conditions of real property that constitute a public nuisance and provides for the abatement of said nuisance conditions; and

WHEREAS, a public nuisance has been declared upon the property of 2772 Main Street (APN: 105-310-003-000) and attempts to bring the property into voluntary compliance have been futile; and

WHEREAS, the City of Susanville intends to have the property abated to remove the nuisance conditions and therefore invoke Chapter 8.32 of the Susanville Municipal Code and request the Susanville Planning Commission issue a nuisance abatement order to compel the property owners to abate and remove nuisance conditions or the city of Susanville shall be authorized to perform the necessary abatement work.

NOW, THEREFORE, BE IT RESOLVED that the Planning Commission of the City of Susanville hereby finds that the violations alleged in the Notice of Intention to Abate are factually true and constitute a public nuisance under Susanville Municipal Code 8.32; and

BE IT FURTHER RESOLVED that the Planning Commission of the City of Susanville hereby approves the issuance of a Nuisance Abatement Order NA2024-002 and orders Amar Singh Mathfallu, landowner of 2772 Main Street, (APN 107-156-009-000) to abate the nuisance conditions.

APPROVED: _____
James Merchant, Chairperson

ATTEST: _____
Heidi Whitlock, City Clerk

The foregoing resolution was adopted at a regular meeting of the Planning Commission of the City of Susanville, held on the 12th day of November 2024, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

Heidi Whitlock, City Clerk