

9/25/2024

COMPLIANCE ORDER

Owner: LEON ALAN
Mailing Address: 1381 CARRIAGE RD
Mailing City: HOLLISTER CA 95023
Site Address: 1381 CARRIAGE RD
Case number: #24-2522

The City of Hollister Code Enforcement Department has identified a violation of the City Ordinance on your property located at 1381 Carriage Road. Follow up with the City of Hollister Engineering department identified no proper permits were pulled or on file with City 's Engineering department for the unpermitted fence extension on your property.

Please find below a list of corrections and the due dates by which they must be completed.

CORRECTIONS:

1. On or before **October 25, 2024**, visit the City of Hollister Engineering department and submit a proper permit for the fence extension on your property; Engineering is located at 361 Fifth Street, Hollister, CA 95023 (**picture attached**)

VIOLATIONS:

17.16.050 Fencing, screening, and walls.

- Purpose.* The purpose of this section is to protect economic and aesthetic values and ensure safe travel and vision clearance by regulating the development of fences, walls, and screening.
- Applicability.* The requirements of this section apply to all fences and walls unless otherwise stated. Fences exceeding the general height limit or setback requirements in the applicable zoning districts will require a land use permit.

1.18.060 Hearing request.

- Any recipient of an administrative citation may contest the citation by completing a request for hearing form and returning it to code enforcement located within the Hollister Police Department (365 Fourth Street Suite A, Hollister, Ca 95023) within 30 days from the date of the administrative citation, together with an advance deposit of the total penalty amount or an advance deposit hardship waiver application form. Please bring the administrative citation.
- A request for hearing form may be obtained from City Hall.
- The person requesting the hearing shall be notified of the time and place set for the hearing at least ten days prior to the date of the hearing.
- If the enforcement officer submits an additional written report concerning the administrative citation to the hearing officer for consideration at the hearing, then a copy of this report also shall be served on the person requesting the hearing at least five days prior to the date of the hearing.

1.18.070 - Hearing procedure.

- A. No hearing to contest an administrative citation before a hearing officer shall be held unless the penalty has been deposited in advance in accordance with Section 1.18.060(A) or an advance deposit hardship waiver has been filed with and accepted by the code enforcement department.
- B. A hearing before the hearing officer shall be set for a date that is not less than 15 days and not more than 60 days from the date that the request for hearing is filed in accordance with the provisions of this chapter.
- C. At the hearing, the party contesting the administrative citation shall be given the opportunity to testify and to present evidence concerning the administrative citation.
- D. The failure of any recipient of an administrative citation to appear at the administrative citation hearing shall constitute a forfeiture of the penalty and a failure to exhaust his or her administrative remedies.
- E. The administrative citation and any additional report submitted by the enforcement officer shall constitute prima facie evidence of the respective facts contained in those documents.
- F. The hearing officer may continue the hearing and request additional information from the enforcement officer or the recipient of the citation prior to issuing a written decision

1.18.130 - Advance deposit hardship waiver.

- A. Any person who intends to request a hearing to contest an administrative citation, and who is financially unable to make the advance deposit of the penalty as required in Section 1.18.060(A), may file a request for an advance deposit hardship waiver which shall include a sworn affidavit as described in subsection C of this section.
- B. The request shall be filed, along with the request for hearing form, with code enforcement on an advance deposit hardship waiver application form, available from the code enforcement office, within 30 days of the date of the administrative citation.
- C. The city manager or designee may waive the requirement of an advance deposit and issue the advance deposit hardship waiver only if the cited party submits to code enforcement a sworn affidavit, together with any supporting documents or materials, demonstrating to the satisfaction of the city manager the person's actual financial inability to deposit with the city the full amount of the penalty in advance of the hearing. In determining the cited party's financial ability or inability to deposit the full amount of the penalty in advance, the city manager shall consider the amount of the penalty imposed, the income of the cited party, the expenses of the cited party, and any other factors that are reasonably related to the cited party's ability to deposit the full amount.
- D. The requirement of depositing the full amount of the penalty as described in Section 1.18.060(A) shall be stayed unless or until the city manager makes a full determination not to issue the advance deposit hardship waiver.
- E. If the city manager makes a determination to deny the advance deposit hardship waiver application, a written determination listing the reasons for said denial shall be issued. The written determination to deny the waiver shall be final.
- F. The written determination of the city manager's denial of the advance deposit hardship waiver shall be served by mail upon the person who applied for the waiver

HOLLISTER POLICE

Integrity, Professionalism, Respect, Commitment, Accountability

Carlos Reynoso, Chief of Police

Please contact the City of Hollister Code Enforcement at 831-636-4356 when the violation has been corrected.

Thank you,
A. Trejo
Code Enforcement Officer
Hollister Police Department

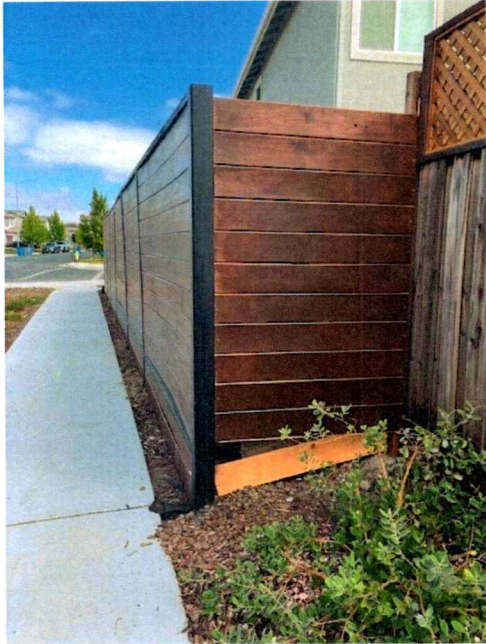


Fence extended closer to sidewalk

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Rear extension of the fence line