



**THURSTON COUNTY**  
WASHINGTON  
SINCE 1852

COUNTY COMMISSIONERS

Cathy Wolfe  
District One

Sandra Romero  
District Two

Karen Valenzuela  
District Three

**PUBLIC HEALTH AND  
SOCIAL SERVICES DEPARTMENT**

May 20, 2009

Sherri McDonald, RN, MPA,  
Director  
Diana T. Yu, MD, MSPH  
Health Officer

Mr. Jeffrey Nevin  
POB 344  
Davenport, WA. 99122

**CERTIFIED MAIL**

**NOTICE OF VIOLATION - ORDER TO CORRECT**

Dear Mr. Nevin,

On April 30, 2009 this department investigated a solid waste complaint on your property at 2021 Boulevard Rd. SE, the Boulevard Nursery. Observed on the property at the time of the visit, was a pile of trash and other solid waste running along the entire fenceline on the south side of the property. Also observed was that the associated buildings on the property were in a state of disrepair making the property a public health threat. To date, May 20, 2009 there has been no clean up of the property.

You as the property owner are ultimately responsible for the solid waste on your property. The solid waste on the property constitutes a violation of Article V, Section 6.2 of the Thurston County Sanitary Code, which states:

6.2 It shall be unlawful for any person to allow or permit garbage to remain on their property without a permit, exemption or deferral as required by this Article. The health officer is authorized to require the owner, operator, occupant, tenant or other person responsible for solid waste handling to abate illegal dumping, disposal or accumulations on property under their control, as part of a notice of violation or order issued pursuant to Section 7 of Article 1.

**You are hereby directed to take the following actions:**

1. Remove and properly dispose of at a licensed solid waste and or recycling facility by **June 4, 2009** the above mentioned solid waste that is accumulated on your property.

(Please turn over)

2. Provide this office with receipts from the disposal and/or recycling facility by **June 4, 2009**. A representative of this office will then be sent to the property to verify the clean up.

**Failure to take these actions, may result in the issuance of a Citation for a Class 1 Civil Infraction in the amount of \$250.00 plus statutory court costs. Each day of any such violation is a separate civil infraction. This citation must then be resolved through the Thurston County District Court. Failure to abate the violation may also result in the issuance of an Administrative Civil Penalty with fines of up to \$500.00 per day.**

**Any aggrieved person may appeal a Notice of Violation by requesting an administrative hearing pursuant to Article I, Section 8 of the Thurston County Sanitary Code. A request for a hearing shall be filed in writing with the department accompanied by required fees within fifteen (15) calendar days of the date of the Notice of Violation on a form provided by the department. In this case, the service date is May 20, 2009, and an appeal must be filed by June 4, 2009.**

Citizens with disabilities requiring special accommodation at the hearing should call Bill Dean at 754-4111. Citizens with hearing impairments may call the county's TDD line at 754-2933.

If you have any questions, please contact me, Monday through Thursday, **8:00am - 5:30pm**, at 754-4111. If I am not available, please leave your name, phone number, and the best way to reach you.

Sincerely,

Bill Dean  
Environmental Health Specialist II  
Environmental Health Division

cc: Copy Via First Class Mail  
Scott Cushing, Prosecuting Attorney's Office  
Totten Inc. C/O CT Corporation System, 1801 West Bay Dr. Suite 206, Olympia 98502 -  
(Thurston County Auditor reference # 3684285)

Two copies of this document, properly addressed and postage prepaid, were mailed, one by first class mail and the other by certified mail, return receipt requested, to Mr. Jeffrey Nevin on, \_\_\_\_\_. I certify under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

Dated this \_\_\_\_ Day of \_\_\_\_\_, 2009 at Olympia Washington

Signature  
Print Name