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7 MUNICIPAL/SUPERIOR COURT OF CALIFORNIA, COUNTY OF SHASTA

8 IN THE MATTER OF THE )  
9 INSPECTION AT: ) <sup>3</sup>NO.  
10 ) **AFFIDAVIT FOR INSPECTION**  
11 <sup>2</sup>APN 108-090-02 )  
Pray Road, Redding ) **WARRANT**  
12 )  
13

14 I, Pedro Campos, being duly sworn, hereby say:

15 <sup>5</sup>1. I am an Air Pollution Specialist employed by the  
16 California Air Resources Board ("ARB"). I have been so employed  
17 for eight years. I work in the compliance division which involves  
18 complaint response and investigation, including complaints  
19 regarding asbestos. I have recently completed a 40 hour course in  
20 asbestos regulations. Prior to working for ARB, I worked as an air  
21 pollution inspector for Kern County for ten years. For five of  
22 those years, I was in charge of the asbestos regulation program in  
23 Kern County. During my employment in Kern County, I attended  
24 several one and two day asbestos regulation courses put on by the  
25 state and federal government. I have inspected more than one  
26 hundred buildings for the presence of asbestos.  
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1           <sup>6</sup>2. This Affidavit is made in support of a request for an  
2 inspection warrant; to establish reason to believe that conditions  
3 of nonconformity with the Health and Safety Code and the  
4 ordinances of the City of Redding regarding demolition and  
5 asbestos management may exist at APN 108-090-02 on Pray Road,  
6 Redding; and to set forth reasons why it is necessary to have the  
7 California Air Resources Board and the City of Redding Planning  
8 and Building Department assist in the execution of said Warrant;  
9 and to permit these agencies to conduct an inspection of the  
10 property to determine what, if any, violations regarding  
11 demolition and asbestos regulations exist.

12           <sup>7</sup>3. The property to be inspected is located on Pray Road at  
13 the southwest intersection of Pray Road and Westside Road in the  
14 City of Redding, California, assessor's parcel number (APN) 108-  
15 090-02, consisting of a 2.9 acre parcel. On the parcel is a  
16 commercial building facing Westside Road. Behind the commercial  
17 building are approximately 12 small cottage type single family  
18 residences, currently unoccupied and the subject of an abatement  
19 order by the City of Redding (copy attached as Exhibit "A"). One  
20 of these small residences has an address of 2200 Pray Road. The  
21 commercial building houses an appliance shop which is not included  
22 in this warrant.

23           <sup>8</sup>4.           According to county records, the owner of record of the  
24 real property described above is listed as Stanley M. Bridges,  
25 P.O. Box 189, Redding, California.

26           <sup>9</sup>5.           On November 7, 1997 I met with Mike Nowman of the City  
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1 of Redding Building and Planning Department to discuss with him a  
2 case referred by his Department to the Air Resources Board. Mr.  
3 Nowman informed me<sup>10</sup> that the City of Redding had ordered several  
4 small dilapidated cottages/houses on APN 108-090-02 on Pray Road  
5 be demolished. Nowman gave me a copy of the abatement order  
6 (attached). Nowman also told me that the owner had refused to  
7 obtain a demolition permit or to take test for the presence of  
8 asbestos. According to Mr. Nowman, county records indicated the  
9 owner of the property was Stanley M. Bridges. Nowman and I went to  
10 the Pray Road location.

11 6. Upon arrival at the property, I talked to Lonnie Finch who  
12 identified himself as the manager for Mr. Bridges. I asked Finch  
13 for permission to inspect the property for possible asbestos<sup>11</sup>.  
14 Finch stated he did not have the authority from Bridges to allow  
15 entry by inspectors. <sup>12</sup>From my position in the alley way where the  
16 conversation with Finch took place, I could see that at least 2 of  
17 the cottages had already been demolished. This is a violation of  
18 the local ordinance regarding the requirement that a demolition  
19 permit be obtained prior to demolition. It is also a violation of  
20 state law (Health and Safety Code sections 39655 (a), and  
21 39658(b)(1)) which adopt applicable federal regulations regarding  
22 asbestos which require that all projects involving demolition of  
23 more than four units certify that asbestos has been either  
24 determined not to be present or that it has been removed by a  
25 licensed abatement contractor and notice prior to commencement of  
26 demolition to the Air Resources Board. No such notice has been  
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1 received on this property. Approximately seven cottages  
2 remaining had what appeared to me to be troweled on stucco  
3 exteriors which could contain asbestos. These type of materials  
4 can become friable during demolition unless specific precautions  
5 are taken. If these precautions are not taken, demolition will  
6 result in release of friable asbestos, which is a violation of  
7 state law. In addition, friable asbestos is hazardous waste under  
8 the Health and Safety Code and must be transported only to  
9 licensed disposal facilities.

10 7. <sup>11</sup>Finch assured me that he would advise Mr. Bridges to  
11 contact me as soon as possible regarding the inspection. He also  
12 agreed not to do any more demolition until the property had been  
13 inspected. To this date, I have not been contacted by Mr. Bridges.  
14 The City of Redding has requested that we obtain the samples so  
15 that demolition may be completed.

16 8. <sup>11</sup>On December 8, 1997, a letter was sent to the owner, Mr.  
17 Bridges at the P.O. Box listed in county records, requesting that  
18 he contact me to arrange a date for an inspection. No response has  
19 been received from that letter.

20 9. <sup>13</sup>In light of the above circumstances, I request that  
21 permission be given to conduct this inspection without the  
22 presence of the owner. There are no occupants of the property. Mr.  
23 Stanley's manager, Mr. Finch may be present.

24 <sup>14</sup>10. I also request that the City of Redding Building and  
25 Planning be allowed to inspect as they have authority<sup>15</sup> over the  
26 abatement and demolition issues (Uniform Building Code section 203  
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1 as adopted by the City of Redding). The California Department of  
2 Air Resources has the authority to conduct the inspection inspec-  
3 tion prayed for herein pursuant to Health and Safety Code sections  
4 39655 (a), 39658(b)(1) and 41510. Your affiant is authorized by  
5 the Air Resources Board to conduct investigations and inspections  
6 of places where violations of asbestos may be present.  
7

8 WHEREFORE, your affiant respectfully requests an inspection  
9 warrant issue pursuant to Code of Civil Procedure sections 1822.50  
10 et seq. to permit an inspection and investigation of the premises  
11 named in the caption above, as set forth fully in the Inspection  
12 Warrant,

13 AND<sup>15</sup> to permit the inspection between the hours of 8:00 a.m.  
14 and 6:00 p.m.;

15  
16 I affirm under penalty of perjury that the above information  
17 is true and correct to the best of my knowledge.  
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20 \_\_\_\_\_  
Pedro Campos, Affiant<sup>16</sup>

21  
22 SUBSCRIBED AND SWORN TO BEFORE ME,  
23 DECEMBER 16, 1997.

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25 \_\_\_\_\_  
Magistrate's Signature<sup>17</sup>  
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