

# Nine Mile Ranch HOA — Race Track Enforcement Case Docket

Latest update: June 26, 2026

Document links will be added as files are posted to the HOA website.

Members can read and track the Board's enforcement actions by timeline below, regarding the unauthorized motor vehicle race track constructed on Lot 39, Division 4 (Crest Drive). The Board has filed suit in Okanogan County Superior Court. Court documents filed in this matter are public records and are posted to the HOA website for member review. Members with questions may contact the Board at [bod@9mileranchhoa.org](mailto:bod@9mileranchhoa.org).

#	DATE	ITEM	DOCUMENT
1	Jan 23, 2026	Board issued initial Notice of Violation to lot owner for using HOA roads and easements in a recreational and abusive manner (road burnouts/vehicle misuse), as documented in YouTube videos. Fines of \$50.00 levied. Owner did not respond or request a hearing per the HOA Fine Policy.	<a href="#">Notice of Violation - January 23, 2026</a>
2	Feb 4, 2026	Lot owner publicly announced intent to build a race track on his property via social media, in direct response to the HOA fine notice. Board noted this.	
3	Mar 7-9, 2026	Board held executive session to discuss the developing race track. Notice of Violation (dated March 7) sent to lot owner by first class mail, certified mail, and email, identifying CC&R violations and demanding compliance. Kirk Johnson signed a legal declaration confirming the letter was placed in the mail on March 9.	<a href="#">Notice of Violation - March 7, 2026</a>
4	Mar 10, 2026	Board unanimously adopted the Off-Road Vehicular Use Rule. Rule mailed to lot owner March 11.	<a href="#">Off-Road Vehicular Use Rule</a>
5	Mar 11, 2026	Okanogan County Office of Planning and Development issued a Notice of Violation and Cease and Desist Order to the lot owner for unpermitted development of a motorized vehicle track (OCC Chapter 17.10.070, Parcel 4028160005). Signed by Director Pete Palmer.	<a href="#">County Notice of Violation &amp; C&amp;D</a>
6	Mar 14, 2026	Lot owner held first public race event in deliberate defiance of the HOA Notice of Violation, the county Notice of Violation, the county Cease and Desist Order, and the CCRs.	
7	Mar 16, 2026	Board voted unanimously to engage HOA legal counsel, Ken Miller & Associates, PLLC (Okanogan). Attorney issued a formal Cease and Desist letter to the lot owner.	<a href="#">Attorney C&amp;D Letter</a>
8	Mar 16, 2026	Notice of Violation and Fines issued to lot owner for documented CC&R violations including race track operation.	<a href="#">Notice of Violation and Fines - March 16, 2026</a>
9	Mar 17, 2026	Complaint for Injunctive Relief filed in Okanogan County Superior Court (Case No. 26-2 0012724). Nine Mile Ranch HOA v. Charles McNeil and Blackstar Stability Revitalization Trust F1A. Seeks a court order prohibiting operation of the race track and award of all attorney fees and costs to the HOA.	<a href="#">Complaint for Injunctive Relief</a>
10	Mar 19, 2026	Temporary Restraining Order signed by Okanogan County Superior Court judge at 3:26 PM. Orders the lot owner to immediately cease all construction, development, and racing activities on Lot 39. Hearing scheduled for March 26, 2026 at 9:00 AM, Okanogan County Superior Court.	<a href="#">Temporary Restraining Order</a>
11	Mar 20, 2026	Okanogan County Planning Department physically posted a Cease and Desist notice on the fence gate at the race track entrance.	
12	Mar 21, 2026	Lot owner formally served with the Temporary Restraining Order and all court documents. Lot owner did not proceed with the planned race event. The March 21 race was stopped.	

13	Mar 26, 2026	Preliminary Injunction hearing — 9:00 AM, Okanogan County Superior Court. OUTCOME: Judge Burke declined to convert TRO to Preliminary Injunction. Ruled a formal PI motion is required. TRO extended for two weeks. McNeil declined to sign the extension order in open court. Next hearing set for April 9, 2026 at 9:00 AM.	
14	Mar 26, 2026	Extension of TRO and Notice of Hearing — signed by Judge Burke at 10:00 AM. TRO reissued with same language. Next hearing set for April 9, 2026.	<a href="#">Extension of TRO - March 26, 2026</a>
15	Mar 26, 2026	Court Hearing Minutes — official clerk record of the March 26 preliminary injunction hearing. Judge Burke presiding. Includes timestamped record of all statements made by counsel, McNeil, and the court.	<a href="#">Court Hearing Minutes - March 26, 2026</a>
16	Apr 9, 2026	Preliminary Injunction hearing — 9:00 AM, Okanogan County Superior Court. OUTCOME: PRELIMINARY INJUNCTION GRANTED by Judge Burke. McNeil appeared pro se and filed no written response. Blackstar (Zaretic) appeared and took no position. Court found all three Lenoff factors satisfied. McNeil enjoined from racetrack development and race events until trial.	
17	Apr 9, 2026	<p>Preliminary Injunction Order -- signed by Judge Burke April 9, 2026 at 10:35 AM. Filed with Okanogan County Clerk Susan Speiker. Presented by Blake P. Chesledon, WSBA #62568.</p> <p>Court cited CC&amp;Rs Article IX Sec. 9 and Sec. 15 (damage to natural vegetation, wildlife shelters, nesting areas, and noxious noise -- incompatible with Nine Mile Ranch as a nature refuge and conservancy).</p> <p>ORDER:</p> <ol style="list-style-type: none"> <li>1. McNeil shall immediately cease construction and development of a racetrack at Lot 39, Division IV (Parcel 4028160005).</li> <li>2. McNeil shall not permit any other person to construct or develop a racetrack at the Property.</li> <li>3. McNeil shall not conduct any racing activities or other motor vehicle sports at the existing race track.</li> <li>4. McNeil shall advise all persons arriving to participate in motor vehicle sports of this Court's Order.</li> <li>5. Order remains in place until trial or further order of the Court.</li> </ol>	<a href="#">Preliminary Injunction</a>
18	Apr 11, 2026	Board held regular and executive session. Motion to levy fines to Division 4, Lot 39 per March 16, 2026 Notice of Violation passed unanimously. Motion for Summary Judgment confirmed as next legal step.	
19	Jun 22, 2026	Motion for Summary Judgment filed with Okanogan County Superior Court. Three supporting declarations filed simultaneously:	<a href="#">Motion for Summary Judgment</a>
	Jun 22, 2026	Declaration of Karen Durell:	<a href="#">Declaration of Karen Durell</a>
	Jun 22, 2026	Declaration of Kirk Johnson:	<a href="#">Declaration of Kirk Johnson</a>
	Jun 22, 2026	Declaration of Terry Bachmann: All documents recorded, delivered, and posted to HOA website.	<a href="#">Declaration of Terry Bachmann</a>
20	Ongoing	<p>Board will continue to post updates and publicly-available court documents as the case proceeds. Motion for Summary Judgment filed June 22, 2026. Fines accruing per March 16, 2026 Notice of Violation.</p> <p>Next hearing is scheduled for July 20th, 9:30 am - 12:00.</p>	