

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



717B

FROM: County Counsel/TLMA
Department of Building & Safety

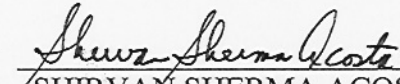
SUBMITTAL DATE: February 19, 2003

SUBJECT: Abatement of Public Nuisance [Unapproved fencing material];
B&S Case No.: CV 01-3129
Subject Property: 25470 Catt Road, Wildomar; APN: 362-180-038
District One

RECOMMENDED MOTION: Move that:

1. The unapproved fencing material (PVC pipe and blue tarp) on the real property located at 25470 Catt Road, Wildomar, Riverside County, California, APN: 362-180-038, be declared a public nuisance and a violation of Riverside County Code Chapter 17.172.205.
2. Theresa A. McLaughlin and Universal Song of Life Church, the owners of the subject real property, be directed to abate the unapproved fencing material on the property by removing the same from the real property within ninety (90) days.
3. If the owners or whoever has possession or control of the real property does not take the above described action within ninety (90) days of the date of the Board's Order to Abate, that representatives of the Department of Building & Safety, Sheriff's Department, and/or a contractor, upon consent of the owner or receipt of a Court Order authorizing entry onto the real property, when necessary under applicable law, shall abate the unapproved fencing material by removing the same from the real property.

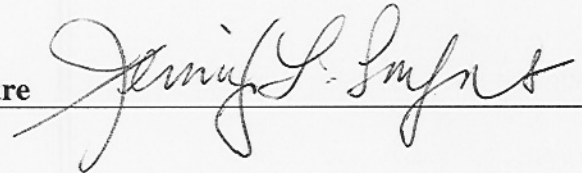
(Continued)


SHIRVAN SHERMA ACOSTA,
Deputy County Counsel

C.E.O. RECOMMENDATION:

APPROVE

County Executive Office Signature



Policy
 Policy

Consent
 Consent

Department Recommendation:
Per Executive Office:

Prev. Agn. ref.

Dist. 1

AGENDA NO.

9.2

4. The reasonable costs of abatement, after notice and an opportunity for hearing, shall be imposed as a lien on the real property, which may be collected as a special assessment against the real property pursuant to Government Code Section 25845 and Ordinance No. 725.
5. County Counsel be directed to prepare the necessary Findings of Fact and Conclusions that the unapproved fencing material on the real property is declared to be in violation of Riverside County Code Chapter 17.172.205, and a public nuisance, and further, to prepare and Order to Abate for approval by the Board.

JUSTIFICATION:

1. An initial inspection was made of the subject property on August 14, 2001.
2. The inspection of the property revealed that unapproved fencing material, PVC pipe and blue tarp, is being used in violation of Riverside County Code Chapter 17.172.205.
3. Subsequent inspections of the above-described real property on March 18, April 11, August 1, November 19, December 12, 2002, and January 31, 2003 revealed that the property continued to be in violation of Riverside County Code Chapter 17.172.205.
4. Staff of the Department of Building and Safety have complied with the notice requirements set forth in the appropriate laws of this jurisdiction pertaining to the Administrative Abatement Proceedings for the removal of unapproved fencing material.