

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



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FROM: County Counsel/TLMA
Department of Building & Safety

SUBMITTAL DATE: November 4, 2003

SUBJECT: Abatement of Public Nuisance [Outside Storage];
B&S Case No.: CV 02-4213
Subject Property: 17691 Traxler Lane, Perris; APN: 295-080-024
District One

RECOMMENDED MOTION: Move that:

1. The outside storage of materials on the real property located at 17691 Traxler Lane, Perris, Riverside County, California, APN: 295-080-024 be declared a public nuisance and a violation of Riverside County Ordinance No. 348.
2. Daniel Charles Lauder, the owner of the subject real property, be directed to abate the outside storage on the property by removing the same from the real property within ninety (90) days.
3. If the owner of the real property does not take the above described action within ninety (90) days of the posting and mailing of the Board's Order to Abate, that representatives of the Department of Building & Safety, Sheriff's Department, and/or a contractor, upon consent or receipt of a Court Order authorizing entry onto the real property when necessary under applicable law, shall abate the excess outside storage by removing the same from the real property.

(Continued)

Shirvan Sherma Acosta

 SHIRVAN SHERMA ACOSTA,
 Deputy County Counsel

C.E.O. RECOMMENDATION:

APPROVE

County Executive Office Signature *Barbara Krumholz*

Policy

Consent

Department Recommendation:
Per Executive Office:

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Dist. 1

AGENDA NO.

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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 excess outside storage of materials on the real property is declared to be in violation of Riverside County Ordinance No. 348, 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 by the Code Enforcement Officer on December 10, 2002.
2. The inspection revealed the excess outside storage of materials or junkyard on the subject property in violation of Riverside County Ordinance No. 348. The items included but were not limited to: wood, metal, trash and debris. On December 10, 2002, the amount of outside storage was determined to be eight hundred sixty (860) square feet.
3. Subsequent re-inspections of the above-described real property on August 4, and September 23, 2003, revealed that the property continued to be in violation of Riverside County Ordinance No. 348.
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 outside storage.