

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



111B

FROM: County Counsel/TLMA
Department of Building & Safety

SUBMITTAL DATE: February 10, 2004

SUBJECT: Abatement of Public Nuisance [Excess Outside Storage];
B&S Case No.: CV 03-1152
Subject Property: 764 Via Bernardo, Corona; APN: 102-242-023
District Two

RECOMMENDED MOTION: Move that:

1. The excess outside storage of materials on the real property located at 764 Via Bernardo, Corona, Riverside County, California, APN: 102-242-023 be declared a public nuisance and a violation of Riverside County Ordinance No. 348.
2. Eldon C. Hall, the owner of the subject real property, be directed to abate the excess 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 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 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)

DALE A. GARDNER
Deputy County Counsel

C.E.O. RECOMMENDATION:

APPROVE

County Executive Office Signature

Policy
 Policy

Consent
 Consent

Department Recommendation:
Per Executive Office:

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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 an 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 March 19, 2003.
2. The inspection revealed the excess outside storage of materials or junkyard on the subject property in violation of Riverside County Ordinance No. 348. On March 19, 2003, the items of outside storage included but were not limited to: wood, motorcycle parts, motorcycle tires, cardboard, bicycles, boxes and miscellaneous household items. On October 6, 2003 Code Enforcement Officers measured 1,645 square feet of outside storage on The Property.
3. Subsequent re-inspections of the above-described real property on May 7, June 18, August 18, and October 6, November 24, and December 16, 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 excess outside storage.