

2 RESOLUTION NO. 2004-194

3  
4 ORDERING THE CONFIRMATION OF SPECIAL ASSESSMENTS  
5 AND LIENS AGAINST PARCELS OF LAND LOCATED WITHIN  
6 THE COUNTY OF RIVERSIDE FOR COSTS OF THE ABATEMENT  
7 AND REMOVAL OF HAZARDOUS WEEDS PURSUANT TO  
8 HEALTH AND SAFETY CODE SECTION 14912 AND  
9 COUNTY ORDINANCE NO. 695.2

10 WHEREAS, Health & Safety Code Section 14875 et seq. provides for  
11 the abatement and removal of hazardous weeds; and

12 WHEREAS, Riverside County in Ordinance No. 695.2 has established  
13 a methodology for the removal of hazardous weeds in various areas of  
14 the unincorporated portions of western Riverside County; and

15 WHEREAS, Section 3 of Ordinance No. 695.2 provides for the  
16 mailing of individual notices to the owners of such parcels advising  
17 them of their obligation to remove the weeds on such lands or be  
18 charged for the costs of such removal when the work is done by the  
19 County or by a contractor hired by the County; and

20 WHEREAS, on those parcels, where the removal was not carried out  
21 by the owners, the County, acting through various contractors, has now  
22 carried out the removal work required; and

23 WHEREAS, the charges placed upon the parcels is the cost of  
24 removal where the work was not carried out by the owners and is not a  
25 charge based upon the value of the parcels; and

26 WHEREAS, pursuant to Section 3 of Ordinance No. 695.2 the Fire  
27 Department has since sent individual billing notices to the various  
28 parcel owners for the cost of the abatement and removal; and

29 WHEREAS, such property owners have had the opportunity to object  
30 through the appeals procedure established in Section 4 of Ordinance  
No. 695.2; and

1           WHEREAS, the billing for those parcels listed on the attached  
2 Exhibit "A" remain unpaid; now, therefore;

3           BE IT RESOLVED AND ORDERED by the Board of Supervisors of the  
4 County of Riverside, State of California, in regular session assembled  
5 on August 10, 2004 that the list of parcels and costs of abatement for  
6 removal of hazardous weeds for each parcel as shown on Exhibit "A" are  
7 hereby confirmed and that henceforth said costs shall constitute  
8 special assessments against the respective parcels of land, and are  
9 liens on said lands in the amounts of the respective assessments.

10           BE IT FURTHER RESOLVED AND ORDERED that a copy of this Resolution  
11 shall be transmitted to the Auditor-Controller of Riverside County who  
12 shall enter the amounts of the respective assessments against the  
13 respective parcels of land as they appear on the current assessment  
14 roll. Said assessments shall be collected at the same time in the  
15 same manner as ordinary municipal ad valorem taxes as provided by  
16 Section 6 of Ordinance No. 695.2.

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

319



**FROM:** FIRE

**SUBMITTAL DATE:** April 12, 2004

**SUBJECT:** Public Hearing and Adoption of Resolution 2004-194 Confirming Special Assessments for the Cost of Abating Hazardous Weeds

**RECOMMENDED MOTION:**

- (1) That the Board set a public hearing for August 10, 2004 (Clerk to advertise) the list of parcels upon which the cost of abatement will become a special assessment.
- (2) That following a public hearing the Board adopt Resolution 2004-194 confirming special assessments for the cost incurred in abating hazardous weeds.

**BACKGROUND:** On October 16, 1990, the Board of Supervisors adopted Ordinance 695 establishing an on-going program to abate hazardous weeds. The identifying of vacant parcels in need of clearing hazardous weeds for the current year began in April 2004. A mailed notice to abate was then sent to each owner of record identified during the process. Thirty days from the mail date reinspections were made to identify those parcels not in compliance. Those properties not cleared by the legal owner were turned over to the County contractor for abatement. (Continued on Page Two)

\_\_\_\_\_  
 TOM TISDALE  
 County Fire Chief

**FINANCIAL DATA: N/A**  
**CURRENT YEAR COST \$**  
**NET COUNTY COST**  
**BUDGET ADJUSTMENT**  
**SOURCE OF FUNDS:**

**ANNUAL COST:**  
**IN CURRENT YEAR BUDGET:**  
**FOR FY:**

FORM APPROVED  
COUNTY COUNSEL

**CEO RECOMMENDATIONS:**

**APPROVE**

APR 20 2004

\_\_\_\_\_  
 County Executive Officer Signature:

BY   
 \_\_\_\_\_

**MINUTES OF THE BOARD OF SUPERVISORS**

On motion of Supervisor Wilson, seconded by Supervisor Tavaglione and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Buster, Tavaglione, Venable, Wilson and Ashley  
 Noes: None  
 Absent: None  
 Date: May 4, 2004  
 xc: Fire, Co.Co., COB

Nancy Romero  
 Clerk of the Board  
 By:   
 \_\_\_\_\_

Deputy

Prev. Agn. ref.

Dist.  
All

AGENDA NO.

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**ATTACHMENTS FILED  
WITH THE CLERK OF THE BOARD**

Policy

Consent  
 Consent

Department Recommendation:  
Per Executive Office:

Form 11 - Fire Department  
April 12, 2004  
Page Two

A list of properties that are subject to a fee assessment will be provided at the August 3, 2004 Board Meeting. This fee incorporates the contractor/discing cost, plus an administrative fee of \$126.00 and an interest rate factor of .0398.

The confirmation in a public hearing of the list of parcels upon which the cost of abatement will become a special assessment is the required, final step under Health and Safety Code Section 14910 and the Ordinance to establish assessments and liens on those parcels where abatement has been carried out at public expense and no payment has yet been received by the County.