

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



427 B

FROM: County Counsel/TLMA
Department of Building & Safety

SUBMITTAL DATE: July 27, 2004

SUBJECT: Abatement of Public Nuisance [Excess Outside Storage and Accumulation of Rubbish];
B&S Case No.: CV 03-1864
Subject Property: 22420 Ellis Street, Perris; APN: 325-190-022
District five

RECOMMENDED MOTION: Move that:

1. The excess outside storage of materials and accumulation of rubbish on the real property located at 22420 Ellis Street, Perris, Riverside County, California, APN: 325-190-022 be declared a public nuisance and a violation of Riverside County Ordinance Nos. 348 and 541.
2. Eloise Brazel Bowers, the owner of the subject real property, be directed to abate the excess outside storage and accumulation of rubbish on the property by removing 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 and accumulation of rubbish 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:

Prev. Agn. ref.

Dist. 5

AGENDA NO.

9.3

ATTACHMENTS FILED
WITH THE CLERK OF THE BOARD

2004 AUG 18 PM 2:00
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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 and accumulation of Rubbish on the real property is declared to be in violation of Riverside County Ordinance Nos. 348 and 541, 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 Code Enforcement Officers on May 1, 2003.
2. The inspection revealed the excess outside storage of materials and accumulation of rubbish on the subject property in violation of Riverside County Ordinance Nos. 348 and 541. The items included but were not limited to: washing machine, dryer, broken bicycle, an engine, auto parts, broken lawn furniture, broken weight bench and other household items in the front yard. As of February 4, 2004, the amount of excess outside storage of materials and accumulation of rubbish measured approximately two thousand (2,000) square feet.
3. Subsequent re-inspections of the above-described real property on July 3, 2003, February 4, May 17 and June 18, 2004, revealed that the property continued to be in violation of Riverside County Ordinance Nos. 348 and 541.
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 and accumulation of rubbish.

SEARCHED 10 BK 2-00
INDEXED 10 BK 2-00
SERIALIZED 10 BK 2-00