

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

809



**FROM:** FIRE

**SUBMITTAL DATE:**  
February 9, 2006

**SUBJECT:** Public Hearing and Adoption of Resolution 2006-019 Confirming Special Assessments for the Cost of Abating Hazardous Orchards, Groves and Vineyards

**RECOMMENDED MOTION:**

- (1) That the Board set a public hearing for August 1, 2006 (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 2006-019 confirming special assessments for the cost incurred in abating hazardous orchards, groves and vineyards.

**BACKGROUND:** Riverside County Ordinance 772 establishes an on-going program to abate abandoned or neglected orchards, groves and vineyards. The identification of the orchards, groves and vineyards that need to be cleared begins in April 2006. A "Notice to Abate" will then be mailed to each owner of record. Thirty days from the mail date reinspections will be made to identify parcels not in compliance. Those properties not cleared by the legal owner will be turned over to the County contractor for abatement.

  
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 Craig E. Anthony, County Fire Chief

**FINANCIAL DATA**

Current F.Y. Total Cost:	\$	In Current Year Budget:
Current F.Y. Net County Cost:	\$	Budget Adjustment:
Annual Net County Cost:	\$	For Fiscal Year:

**SOURCE OF FUNDS:**

Positions To Be Deleted Per A-30	<input type="checkbox"/>
Requires 4/5 Vote	<input type="checkbox"/>

**C.E.O. RECOMMENDATION:**

APPROVE

County Executive Office Signature



Policy  
 Policy

Consent  
 Consent

Dept Recomm.:  
 Per Exec. Ofc.:

Prev. Agn. Ref.: \_\_\_\_\_ | District: All | Agenda Number: \_\_\_\_\_

2.8

Departmental Concurrence

BY:   
 MAR 06 2006

UNAPPROVED COUNTY COUNSEL

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A list of properties that are subject to a fee assessment will be provided at the August 1, 2006 Board Meeting. This fee incorporates the contractor's discing cost, an administrative fee of \$126.00 and an interest rate factor of .0398.

The confirmation in a public hearing of the list of parcels subject to the abatement fee is the final step required under Health and Safety Code Section 14910 and County Ordinance 772 to establish assessments and liens on those parcels

2 RESOLUTION NO. 2006-019

3 ORDERING THE CONFIRMATION OF SPECIAL ASSESSMENTS  
4 AND LIENS AGAINST PARCELS OF LAND LOCATED WITHIN  
5 THE COUNTY OF RIVERSIDE FOR COSTS OF THE ABATEMENT  
6 AND REMOVAL OF HAZARDOUS ABANDONED OR NEGLECTED  
7 ORCHARD, GROVES AND VINEYARDS PURSUANT TO  
8 GOVERNMENT CODE SECTION 24845 AND  
9 COUNTY ORDINANCE NO. 772

10 WHEREAS, Riverside County in Ordinance No. 772 has established a methodology for the  
11 removal of abandoned or neglected orchards, groves and vineyards in various areas of the unincorporated  
12 portions of western Riverside County; and

13 WHEREAS, Section 5 of Ordinance No. 772 provides for the mailing of individual notices to the  
14 owners of such parcels advising them of their obligation to remove the abandoned or neglected orchards,  
15 groves and vineyards on such lands or be charged for the costs of such removal when the work is done by  
16 the County or by a contractor hired by the County; and

17 WHEREAS, on those parcels, where the removal is not carried out by the owners, the County,  
18 acting through various contractors, will carry out the removal work required; and

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

21 WHEREAS, pursuant to Section 7 of Ordinance No. 772 the Fire Department will send individual  
22 billing notices to the various parcel owners for the cost of the abatement and removal; and

23 WHEREAS, such property owners have had the opportunity to object through the appeals  
24 procedure established in Section 6 of Ordinance No. 772; and

25 WHEREAS, the billing for those parcels whose owners have been noticed remain unpaid; now,  
26 therefore;

27 BE IT RESOLVED AND ORDERED by the Board of Supervisors of the County of Riverside,  
28 State of California, in regular session assembled on August 1, 2006, that the noticed parcels and costs of  
abatement for removal of abandoned or neglected orchards, groves and vineyards for each parcel

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1 will be hereby confirmed and that henceforth said costs shall constitute special assessments against the  
2 respective parcels of land, and are liens on said lands in the amount of the respective assessments.

3 BE IT FURTHER RESOLVED AND ORDERED that a copy of this Resolution shall be  
4 transmitted to the Auditor-Controller of Riverside County who shall enter the amounts of the respective  
5 assessments against the respective parcels of land as they appear on the current assessment roll. Said  
6 assessments shall be collected at the same time in the same manner as ordinary municipal ad valorem  
7 taxes as provided by Section 8 of Ordinance No. 772.

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