

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

914B



FROM: County Counsel/TLMA
Code Enforcement Department

SUBMITTAL DATE:
December 29, 2006

SUBJECT: Abatement of Public Nuisance [Accumulation of Rubbish];
Case No.: CV 06-4049
Subject Property: Southeast Side of Club View Drive and Galley Drive North Shore.
APN: 723-340-001

RECOMMENDED MOTION: Move that:

- ((1)) The accumulation of rubbish on the real property located at Southeast Side of Club View Drive and Galley Drive, North Shore, Riverside County, California, APN: 723-340-001, be declared a public nuisance and a violation of Riverside County Ordinance No. 541 which does not permit the accumulation of rubbish on the property.
- ((2)) Edward G. Moran, Margaret E. Bailey, and Julie J. Choate, the owners of the subject real property, be directed to abate the accumulation of rubbish on the property by removing the same from the real property within ninety (90) days.

(Continued)

TIFFANY N. NORTH, Deputy County Counsel
for JOE RANK, County Counsel

FINANCIAL DATA	Current F.Y. Total Cost:	\$ N/A	In Current Year Budget:	N/A
	Current F.Y. Net County Cost:	\$ N/A	Budget Adjustment:	N/A
	Annual Net County Cost:	\$ N/A	For Fiscal Year:	N/A

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

Consent

Dep't Recomm.:
Per Exec. Ofc.:

5002 DEC 33 11 8: 13
RECEIVED RIVERSIDE COUNTY

Prev. Agn. Ref.: | District: 4 | Agenda Number:

9.5

Abatement of Public Nuisance

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Southeast Side of Club View Drive and Galley Drive North Shore, Indio

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- (3) If the owners or whoever has possession or control of the real property do not take the above described action within ninety (90) days of the date of the Board's Order to Abate, that representatives of the Code Enforcement Department, Sheriff's Department, and/or a contractor, upon consent of an owner or receipt of a Court Order authorizing entry onto the real property, when necessary under applicable law, shall abate the accumulation of rubbish by removing the same from the real property.
- (4) The reasonable cost 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 Riverside County Ordinance No. 725.
- (5) County Counsel be directed to prepare the necessary Findings of Facts and Conclusions that the accumulation of rubbish on the real property is declared to be in violation of Riverside County Ordinance No. 541, and a public nuisance, and further, to prepare an Order to Abate for approval by the Board of Supervisors.

JUSTIFICATION:

1. An initial inspection was made of the subject real property by the Code Enforcement Officer on June 27, 2006.
2. The inspection revealed the accumulation of rubbish on the subject property in violation of Riverside County Ordinance No. 541. The items included but were not limited to: household waste, tires, furniture, appliances, and green waste. The accumulation of rubbish on the property was estimated to be approximately 1,577 square feet.
3. Subsequent inspections of the above-described real property on July 6, 2006, August 24, 2006 and November 27, 2006 revealed the property continues to be in violation of Riverside County Ordinance No. 541.
4. Staff and the Code Enforcement Department have complied with the requirements set forth in the appropriate laws of this jurisdiction pertaining to the Administrative Abatement Proceedings for the removal of accumulated rubbish.