

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

318B



FROM: County Counsel/TLMA
Code Enforcement Department

SUBJECT: Abatement of Public Nuisance [Excess Outside Storage and
Accumulation of Rubbish];
Case No.: CV 04-4844
Subject Property: 21900 Woodward Street, Perris; APN: 315-141-020
District One

SUBMITTAL DATE:
April 16, 2007

RECOMMENDED MOTION: Move that:

- (1) The excess outside storage of materials and accumulation of rubbish on the real property located at 21900 Woodward Street, Perris, Riverside County, California, APN: 315-141-020 be declared a public nuisance and a violation of Riverside County Ordinance Nos. 348 (Riverside County Code Chapter 17.16) and 541 (Riverside County Code Chapter 8.120).
- (2) BART Productions, the owner of the subject real property, be directed to abate the excess outside storage and accumulation of rubbish on the property by removing the same from the real property within ninety (90) days.

[Signature]

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

(Continued)

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

[Signature]

Policy
 Policy
 Consent
 Consent

Dept Recomm.:
 Per Exec. Ofc.:

Prev. Agn. Ref.:

District: 1

Agenda Number:

9.1

- (3) If the owner or whoever has possession or control of the real property does not take the above described action within ninety (90) days of the date of posting and mailing the Board's Order to Abate, then representatives of the Code Enforcement Department, 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.
- (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 Riverside County 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 are declared to be in violation of Riverside County Ordinance Nos. 348 and 541, 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 January 13, 2005.
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 materials and rubbish included but were not limited to: wood, lumber, metal, appliances, containers, tires, paper waste, vegetative waste, household rubbish and miscellaneous debris. The amount of excess outside storage of materials and accumulation of rubbish measured approximately two hundred fifty (250) square feet.
3. Subsequent re-inspections of the above-described real property on June 19, 2006, September 18, 2006, February 26, 2007, March 1, 2007 and April 10, 2007 revealed that the property continued to be in violation of Riverside County Ordinance Nos. 348 and 541.
4. Staff and the Code Enforcement Department 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 of materials and accumulated rubbish.