

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

702B



FROM: County Counsel
Code Enforcement Department

SUBMITTAL DATE:
May 14, 2007

SUBJECT: Abatement of Public Nuisance [Accumulation of Rubbish];
CE Case No.: CV 06-2971
Subject Property: Southwest corner of Inyo Street and Diablo Road (13209 Lariat Lane), Desert Hot Springs: APN: 667-211-048
District Five

RECOMMENDED MOTION: Move that:

- (1) The accumulation of rubbish on the real property located at Southwest corner of Inyo Street and Diablo Road (13209 Lariat Lane), Desert Hot Springs, Riverside County, California, APN: 667-211-048, 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) Victor P. Lasic, Karolina V. Lasic and Victor V. Lasic, 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.

[Handwritten Signature]

(Continued)

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

[Handwritten Signature]

Tina Grande

Consent
 Policy
 Consent
 Policy

Dept Recomm.:
 Per Exec. Ofc.:

Prev. Agn. Ref.:

District: 5

Agenda Number:

9.2

- (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, then representatives of the Code Enforcement Department, Sheriff's Department, and/or a contractor, upon consent of the owners 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 Ordinance No. 725.
- (5) County Counsel be directed to prepare the necessary Findings of Fact 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.

JUSTIFICATION:

1. An initial inspection was made of the subject real property by the Code Enforcement Officers on May 18, 2006.
2. The inspection revealed the accumulation of rubbish on the subject property in violation of Riverside County Ordinance No. 541 (RCC Title 8.120). The rubbish consisted of, but was not limited to: pieces of wood, old broken furniture, pieces of glass, carpet pieces, clothes, debris, household trash, pieces of broken fencing, plastic containers, broken toys, large metal container, auto parts, pieces of plastic, household appliances, rusted dolly, broken wood cabinets, metal drums and metal cabinets.
3. Subsequent inspections of the above-described real property on November 15, 2006, November 27, 2006, March 20, 2007 and April 18, 2007, 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.