

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

116B



FROM: County Counsel/TLMA
Code Enforcement Department

SUBMITTAL DATE:
November 26, 2007

SUBJECT: Abatement of Public Nuisance [Appeal; Inoperative Vehicles];
Case Nos.: CV 02-1210 and CV06-7958;
Subject Property: 13711 and 13771 Calle De Los Pinos, Lake Elsinore, Riverside
County;
APNs: 386-040-031 and 386-040-032

RECOMMENDED MOTION: Move that:

- (1) The vehicles, motorcycles and auto parts as set forth in the Vehicle Investigation Inventory Abatement Report be found to be abandoned, wrecked, dismantled or inoperative vehicles and declared a public nuisance in violation of Riverside County Ordinance No. 520 (RCC Chapter 10.04.).
- (2) The Administrative Hearing Order/Decision issued on April 20, 2005 be affirmed.
- (3) Adelfo Melloni and Susana Melloni, or anyone having possession or control of the vehicles, motorcycles and auto parts be required to abate the public nuisance by removing them from the subject property, or lawfully enclosing them in a building, within fifteen (15) days of the posting and mailing of the Board's Order.

[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

BY *[Signature]*
Tina Grande

County Executive Office Signature

- Policy
- Policy
- Consent
- Consent

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

Prev. Agn. Ref.:

District: 1

Agenda Number:

Abatement of Public Nuisance [Excess Outside Storage and Accumulation of Rubbish];

Case No.: CV 02-1209

Subject Property: 13711 Calle De Los Pinos, Lake Elsinore; APN: 386-040-032

District One

3. If the owners 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 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 and disposing of 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 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 inspection was made of the subject property by the Code Enforcement Officer on August 17, 2004. 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: construction materials, auto parts, scrap wood, scrap metal, appliances, tools, machinery, tires, metal racks, furniture and other miscellaneous items. The excessive outside storage of materials and accumulation of rubbish was estimated to be approximately 13,503 square feet.
2. Subsequent re-inspections of the above-described real property on August 27, 2004, September 23, 2004, October 8, 2004, January 26, 2005, May 18, 2005, October 12, 2005, January 12, 2006, January 8, 2007, January 18, 2007, May 15, 2007 and October 31, 2007, revealed that the property continued to be in violation of Riverside County Ordinance Nos. 348 and 541.
3. 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.