

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

310B



**FROM:** County Counsel/TLMA  
Code Enforcement Department

**SUBJECT:** Abatement of Public Nuisance [Accumulation of Rubbish and Excess Outside Storage]  
Case Nos.: CV 08-01925 and 08-01926  
Subject Property: 30951 Paradise Palm Avenue, Homeland  
APN: 459-253-005  
District Five

**SUBMITTAL DATE:**  
February 2, 2009

Departmental Concurrence

**RECOMMENDED MOTION:** Move that:

- (1) The outside storage on the real property located at 30951 Paradise Palm Avenue Homeland, Riverside County, California, APN: 459-253-005, be declared a public nuisance and a violation of Riverside County Ordinance Nos. 348, which prohibits excessive outside storage on the property.

*[Signature]*  
\_\_\_\_\_  
JULIE A. JARVI, Deputy County Counsel  
for PAMELA J. WALLS, Interim County Counsel

(Continued)

<b>FINANCIAL DATA</b>	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

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

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

BY: *[Signature]*  
Tina Grande

**County Executive Office Signature**

Consent  
 Policy  
 Consent  
 Policy  
 Dept'l Recomm.:  
 Per Exec. Ofc.:

**Prev. Agn. Ref.:** | **District: 5** | **Agenda Number:**

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- (2) The owner, or whoever has possession and control of the subject real property, be directed to abate the excess outside storage on the property by removing the same from the real property within ninety (90) days.
- (3) The accumulation of rubbish on the real property located at 30951 Paradise Palm Avenue, Homeland, Riverside County, California, APN: 459-253-005, 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.
- (4) The owner, or whoever has possession and control of the subject real property, be directed to abate the accumulation of rubbish on the property by removing and disposing of the same from the real property within ninety (90) days.
- (5) If the owner, or whoever has possession or control of the real property, does not take the above-described actions within ninety (90) days of the date of the Board's Order to Abate, the accumulated rubbish, excess outside storage and contents therein shall be abated and disposed of by representatives of the Riverside County Code Enforcement Department, a contractor or the Sheriff's Department upon receipt of an owner's consent, or a Court Order where necessary under applicable law, authorizing entry onto The Property.
- (6) 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 Nos. 348, 541 and 725.
- (7) County Counsel be directed to prepare the necessary Findings of Facts and Conclusions that the accumulation of rubbish and excess outside storage 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 and Order and Findings for approval by the Board.

**JUSTIFICATION:**

1. On April 22, 2008, Code Enforcement Officer Lori Lyon conducted an initial inspection of The Property. The inspection revealed excessive outside storage and an accumulation of rubbish on the subject property in violation of Riverside County Ordinance Nos. 348 and 541. The outside storage consisted of, but was not limited to: lumber, stacked tree wood, plastic containers, shelves, pots, animal cages, barrels, used and broken plywood, broken blocks and bricks, furniture, tarps and various items covered with tarps.
2. Subsequent inspections of the above-described real property on August 11, 2008, September 17, 2008, December 3, 2008 and January 23, 2009, revealed the property continues to be in violation of Riverside County Ordinance Nos. 348 and 541.

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3. 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 abatement of the accumulated rubbish and excessive outside storage.