

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

626 B



SUBMITTAL DATE:
March 9, 2009

FROM: County Counsel/TLMA
Code Enforcement Department

SUBJECT: Order to Abate [Accumulation of Rubbish];
Case No.: CV 07-8195
Subject Property: 22470 Norma Street, Perris
APN 345-080-018
District Five

RECOMMENDED MOTION: Move that

- (1) The Findings of Fact, Conclusions and Order to Abate in Case No. CV 07-8195 be approved;
- (2) The Chairman of the Board of Supervisors be authorized to execute the Findings of Fact, Conclusions and Order to Abate in Case No. CV 07-8195; and
- (3) The Clerk of the Board of Supervisors be authorized to record the Findings of Fact, Conclusions and Order to Abate in Case No. CV 07-8195.

BACKGROUND:

On February 24, 2009 this Board received the Declaration of the Code Enforcement Officer in the above-referenced matter. At the conclusion of the hearing, this Board declared the accumulation of rubbish located on the subject property to be a public nuisance. The Board ordered the property owner to abate the violative conditions on the property and directed County Counsel to prepare the Findings of Fact, Conclusion and Order to Abate.

JULIE A.K. JARVI, Deputy County Counsel
for PAMELA J. WALLS, 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

BY: Tina Grande
Tina Grande

County Executive Office Signature

- Policy
- Policy
- Consent
- Consent

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

SEARCHED TO EN 3:12
INDEXED TO EN 3:12
FILED TO EN 3:12

Prev. Agn. Ref.: 02/24/09; 9.3 **District:** 5 **Agenda Number:**

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WHEN RECORDED PLEASE MAIL TO:
Julie A.K. Jarvi, Deputy County Counsel
County of Riverside
OFFICE OF COUNTY COUNSEL
3535 Tenth Street, Suite 300 (Stop #1350)
Riverside, CA 92501

EXEMPT'6103

**BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE**

IN RE ABATEMENT OF PUBLIC NUISANCE:)	CASE NO. CV 07-8195
[ACCUMULATION OF RUBBISH]; APN 345-)	
080-018, 22470 NORMA STREET, PERRIS,)	FINDINGS OF FACT,
RIVERSIDE COUNTY, CALIFORNIA; ALLEN)	CONCLUSIONS AND ORDER TO
H. PALAMA, OWNER.)	ABATE NUISANCE
)	
)	[R.C.O. Nos. 541 (RCC Chapter 8.120)
)	and 725 (RCC Title 1)]

The above-captioned matter came on regularly for hearing on February 24, 2009, before the Board of Supervisors of the County of Riverside, State of California in the Board Room, First Floor Annex, County Administrative Center, 4080 Lemon Street, Riverside, California regarding the real property described as 22470 Norma Street, Perris, Riverside County, and further described as Assessor's Parcel Number 345-080-018 referred to hereinafter as "THE PROPERTY."

Elena Boeva, Deputy County Counsel, appeared along with Kenneth King, Senior Code Enforcement Officer, on behalf of the Director of the Code Enforcement Department.

No one appeared on behalf of the property owner.

The Board of Supervisors received the Declaration of Code Enforcement Officer together with the attached exhibits, evidencing the accumulation of rubbish on THE PROPERTY as a public nuisance and violation of Riverside County Ordinance No. 541, as codified in Riverside County Code Chapter 8.120.

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1 **SUMMARY OF EVIDENCE**

2 1. Documents of record in the Riverside County Recorder's Office identify the OWNER
3 of THE PROPERTY as Allen H. Palama ("OWNER").

4 2. Documents of title indicate that another party potentially holds a legal interest in THE
5 PROPERTY, to-wit: Artis L. Lang, Dasin Financial Corp., Imperial Home Mortgage, Universal
6 Accounts, Evelyn Palama and Dennis Poole ("INTERESTED PARTIES").

7 3. THE PROPERTY was inspected by Code Enforcement Officers on October 17, 2007,
8 January 29, 2008, April 29, 2008, July 30, 2008, January 23, 2009 and February 20, 2009.

9 4. During each inspection, an accumulation of rubbish was observed on THE
10 PROPERTY. The rubbish consisted of, but was not limited to: concrete, green waste and
11 miscellaneous debris.

12 5. THE PROPERTY was determined to be in violation of Riverside County Ordinance
13 No. 541 (RCC Chapter 8.120) by the Code Enforcement Officer.

14 6. A Notice of Noncompliance was recorded in the Office of the County Recorder,
15 County of Riverside, State of California on December 11, 2007 as instrument number 2007-
16 0740254.

17 7. On October 17, 2007, a Notice of Violation was posted on THE PROPERTY. On
18 November 29, 2007, a Notice of Violation was mailed by certified mail, return receipt requested to
19 OWNER and INTERESTED PARTIES.

20 8. On January 22, 2009, a "Notice to Correct County Ordinance Violations and Abate
21 Public Nuisance" providing notice of the public hearing before the Board of Supervisors on February
22 24, 2009 was mailed by certified mail, return receipt requested, to the OWNER and INTERESTED
23 PARTIES and posted on THE PROPERTY on January 23, 2009.

24 **FINDINGS AND CONCLUSIONS**

25 WHEREFORE, the Board of Supervisors of the County of Riverside, State of California, in
26 regular session assembled on February 24, 2009 finds and concludes that:

27 1. WHEREAS, the accumulation of rubbish on the real property located at 22470 Norma
28 Street, Perris, Riverside County, California, also identified as Assessor's Parcel Number 345-080-018

1 collection and administrative costs, attorneys fees, and the costs associated with the removal or
2 correction of the violation." Reasonable abatement costs accrued by the Code Enforcement
3 Department will be recoverable from the property owner(s) even if THE PROPERTY is brought into
4 compliance within ninety (90) days of the date of this Order to Abate Nuisance.

5
6 Dated: _____

COUNTY OF RIVERSIDE

7
8 By _____
9 Jeff Stone,
10 Chairman, Board of Supervisors

11 ATTEST:
12 NANCY ROMERO
13 Clerk to the Board

14 By
15 Deputy

16 FORM APPROVED COUNTY COUNSEL
17 BY: Julie A. Koons Jarvi 3/2/09
18 JULIE A. KOONS JARVI DATE

19 (SEAL)
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