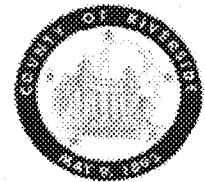


**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

1238



FROM: County Counsel/TLMA
Code Enforcement Department

SUBJECT: Abatement of Public Nuisance [Shipping Containers]
Case No.: CV 09-06649 (CASSINI)
Subject Property: 1 Parcel South of 28384 Winchester Rd., Winchester
District Three; APN: 463-117-007

SUBMITTAL DATE:
May 6, 2010

Departmental Concurrence

RECOMMENDED MOTION: Move that:

1. The shipping containers on the real property located at 1 Parcel South of 28384 Winchester Road, Winchester, Riverside County, California, APN: 463-117-007 be declared a public nuisance and a violation of Riverside County Ordinance No. 348 (Riverside County Code Chapter 17.288).
2. Ronald Cassini, the owner of the subject real property, be directed to abate the shipping containers on the property by removing the same from the real property within ninety (90) days.

(Continued)

JULIE A. 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

County Executive Office Signature

☐ Consent ☒ Policy

☐ Consent ☒ Policy

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

Prev. Agn. Ref.:

District: 3

Agenda Number:

Abatement of Public Nuisance

Case No. CV 09-06649

1 Parcel South of 28384 Winchester Rd., Winchester

Page 2

3. If the owner of the real property does 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 shipping containers 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 shipping containers on the real property are declared to be in violation of Riverside County Ordinance No. 348, and a public nuisance, and further, to prepare and 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 September 21, 2009.
2. The inspection revealed two shipping containers on the subject property in violation of Riverside County Ordinance No. 348.
3. Subsequent re-inspections of the above-described real property on October 26, 2009, October 27, 2009, November 24, 2009, December 2, 2009, January 25, 2010, and March 18, 2010 revealed that the property continued to be in violation of Riverside County Ordinance No. 348.
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 shipping containers.