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

827B

FROM: County Counsel/TLMA
Code Enforcement Department

SUBMITTAL DATE:
May 13, 2010

SUBJECT: Abatement of Public Nuisance [Accumulation of Rubbish];
Case No.: CV 09-06749; BONNER/PITTERMAN
Subject Property: One Parcel East of 21725 Orange Street, Perris
APN: 322-110-029
District Five

RECOMMENDED MOTION: Move that:

(1) The accumulation of rubbish on the real property located at One Parcel East of 21725 Orange Street, Perris Riverside County, California, APN: 322-110-029, 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) Owner Joshua Pitterman, 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.

L. ALEXANDRA FONG, Deputy County Counsel
for PAMELA J. WALLS, 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 ☐

Requires 4/5 Vote ☐

C.E.O. RECOMMENDATION:

APPROVE

BY: Tina Grande

County Executive Office Signature

Departmental Concurrence

Dep't Recomm.: ☐ Consent X Policy

Per Exec. Ofc.: ☐ Consent ☒ Policy

Prev. Agn. Ref.: | **District:** 5 | **Agenda Number:** 9.8

Form 11 (Rev 06/2003)

ATTACHMENTS FILED
WITH THE CLERK OF THE BOARD

(3) If the owner or whoever has possession or control 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 of the owner 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 and disposing of 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 Riverside County Ordinance No. 725.

(5) County Counsel be directed to prepare the necessary Findings of Facts 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 property by the Code Enforcement Officer on September 9, 2009.

2. The inspection revealed an accumulation of rubbish on the subject property in violation of Riverside County Ordinance No. 541. The items included but were not limited to: tires, general household debris, damaged furniture, construction debris, damaged fencing and miscellaneous debris.

3. Subsequent follow up inspections of the above-described real property on November 20, 2009, December 7, 2009, January 19, 2010 and April 14, 2010 revealed that the property continued to be in violation of Riverside County Ordinance No. 541.

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 accumulated rubbish.