

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

906 B



FROM: County Counsel
Code Enforcement Department

SUBMITTAL DATE:
March 17, 2011

SUBJECT: Statement of Expense [Case Nos.: CV05-4324, CV05-4325 & CV06-6286]
Subject Property: 19770 Cooper Road, N. Palm Springs; DURAN
APN: 668-390-065
District Five

RECOMMENDED MOTION: Move that the Board of Supervisors:

- (1) assess the reasonable costs of abatement of a public nuisance (substandard structure, accumulated rubbish and unpermitted land use – storage of shipping container) in the above-referenced matter to be **seven thousand, five hundred twenty-three dollars and fourteen cents (US \$7,523.14)**;
- (2) assess the costs of abatement against the above-described subject property;
- (3) authorize the recordation of a notice of abatement lien; and
- (4) authorize the abatement costs to be added to the tax roll as a special assessment
- (5) authorize and direct the Code Enforcement Department to take any reasonable actions to collect the amount owed.

Raymond M. Mistica

RAYMOND M. MISTICA, 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 | <input type="checkbox"/> |
| Requires 4/5 Vote | <input type="checkbox"/> |

C.E.O. RECOMMENDATION:

APPROVE

BY:

Tina Grande
Tina Grande

County Executive Office Signature

- Consent
- Policy
- Consent
- Policy

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

Prev. Agn. Ref.:

District: 5

Agenda Number:

9.5

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BACKGROUND: Government Code § 25845, Riverside County Ordinance Nos. 457 (RCC Title 15), 541 (RCC Chapter 8.120), 348 (RCC Title 17) and 725 (RCC Chapter 1.16) authorize the recovery of abatement costs in public nuisance cases, the recordation of a notice of abatement lien and inclusion of abatement costs on the tax roll as a special assessment upon approval of the Board of Supervisors.

With regard to Case Nos. CV05-4324 & CV05-4325, the Board of Supervisors issued an Order to Abate on Sept. 1, 2009 and recorded on Sept. 2, 2009, as document number 2009-0458330. Subsequently, on or about May 20, 2010, the substandard structure and accumulated rubbish was voluntarily abated from the subject property. Additionally, with regard to Case No. CV06-6286, numerous Notices of Violation and Administrative Citations were issued. Subsequently, on or about May 14, 2010, the shipping container was voluntarily removed from the subject property.

The property has a delinquent tax status as of 2006.

The Notice of Hearing re Statement of Expense has been posted on the property and mailed to the property owner and all interested parties, as required by law. Copies of all relevant notices issued in this matter together with proof of service and posting have been separately filed with the Clerk of the Board and are made a part of the record herein, pursuant to Riverside County Ordinance 725.