

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

206B



FROM: County Counsel
Code Enforcement Department

SUBMITTAL DATE:
January 12, 2011

SUBJECT: Statement of Expense [Case Nos. CV07-2942, CV04-0615, CV07-2945 & CV09-05825]
Subject Property: 23660 Highway 74, Perris; CHAVEZ / MATTERA
APN: 326-240-085
District: Five

Departmental Concurrence

RECOMMENDED MOTION: Move that the Board of Supervisors:

- (1) assess the reasonable costs of abatement of a public nuisance (accumulated rubbish, substandard structures and substandard mobile home/recreational vehicle/travel trailer) in the above-referenced matter to be **twenty-four thousand, three hundred twenty dollars and seventy-four cents (US \$24,320.74)**;
- (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.

L. Alexandra Fong
L. ALEXANDRA FONG, 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 *Jennifer L. Sargent*
County Executive Office Signature

Consent
 Policy
 Consent
 Policy

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

Prev. Agn. Ref.: | District: 5 | Agenda Number: 9.14

ATTACHMENTS FILED WITH THE CLERK OF THE COURT

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BACKGROUND: Government Code § 25845, Riverside County Ordinance Nos. 457 (RCC Title 15), 541 (RCC Title 8) and 725 (RCC Chapter 1.16) and Section 1618, Article 10, Title 25 of the California Code of Regulations, provide authority for 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.

Notices of Violation were issued by the Code Enforcement Department in the years 2004 through 2009. Subsequently, the property was brought into compliance under the direction of the Riverside County Code Enforcement Department pursuant to seizure warrant numbers MISC 2008-072 with regard to Case No. CV04-0615; MISC 2010-045 with regard to Case Nos. CV07-2942 & CV07-2945; and MISC 2010-047 with regard to Case No. CV09-05825.

Upon receiving a lot book report, it was determined that the new property owners (CHAVEZ) gained title October 2010, after the costs were incurred. Further research indicated that CHAVEZ gained title through a quiet title action for adverse possession, Case No. RIC 508272. CHAVEZ subsequently deeded a portion of the property to the MATTERAS.

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.