

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

303B



FROM: County Counsel
Code Enforcement Department

SUBMITTAL DATE:
June 29, 2011

SUBJECT: Statement of Abatement Costs [Case No. CV10-00501]
Subject Property: 1 Parcel SE/O 27036 Rancho California Road, Temecula; BARNES
APN: 935-380-008
District One

RECOMMENDED MOTION: Move that the Board of Supervisors:

- 1) assess the reasonable costs of abatement of a public nuisance [storm water regulation – failure to install or maintain best management practices (BMP's)] in the above-referenced matter to be **three thousand, one hundred nineteen dollars and eighty cents (US \$3,119.80)**;
- (2) assess the costs of abatement against the above-described subject property;
- (3) authorize the recordation of a notice of abatement lien;
- (4) authorize the abatement costs to be added to the tax roll as a special assessment; and
- (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: *Tina Grande*
Tina Grande

County Executive Office Signature

Consent
 Policy
 Consent
 Policy

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

Prev. Agn. Ref.: | District: 1 | Agenda Number:

9.6

Departmental Concurrence

Statement of Abatement Costs [Case No. CV10-00501]

Subject Property: 2 Parcels SE/O 27036 Rancho California Road, Temecula; BARNES

APN: 935-380-009

District: One

Page 2

BACKGROUND: Government Code § 25845, Riverside County Ordinance Nos. 754 (RCC Title 12) and 725 (RCC Title 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.

On Jan. 16, 2010, the Code Enforcement Department issued a Notice of Violation for illegal grading and NPDES violations, requiring completion by Jan. 18, 2010. Storm water and debris from this and other properties were running off onto other properties. Due to the forecast of rain for Jan. 21, 2010 and Jan. 22, 2010, exigent circumstances existed and BMPS were installed in order to stabilize the site.

The Notice of Hearing re Statement of Abatement Costs 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.