

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

417B



FROM: County Counsel
Code Enforcement Department

SUBMITTAL DATE:
July 14, 2011

SUBJECT: Statement of Abatement Costs [Case Nos. CV04-3248, CV07-5432 & CV08-05059]
Subject Property: 5115 and 5165 Green River Road in the unincorporated area of Riverside County; STARRANCH MANAGEMENT LLC
APN: 101-200-004, 101-200-005, 101-200-006, 101-200-007, 101-200-008, 101-200-009, 101-200-010, 101-200-012, 101-210-011, 101-210-014, 101-210-017, 101-210-019 and 101-210-021
District Two

Departmental Concurrence

RECOMMENDED MOTION: Move that the Board of Supervisors:

- 1) assess the reasonable costs of abatement of a public nuisance [unpermitted land use, grading without permits, excessive outside storage, inoperable vehicles, accumulated rubbish and construction without permits) in the above-referenced matter to be **fifty-three thousand, three hundred seventy-three dollars and fifty cents (US \$53,373.50)**;
- (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

- Dep't Recomm.: Consent
- Per Exec. Ofc.: Consent
- Policy: Policy

Prev. Agn. Ref.: _____ District: 2 Agenda Number: _____

9.9

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101-200-010, 101-200-012, 101-210-011, 101-210-014, 101-210-017, 101-210-019 and
101-210-021

District Two

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BACKGROUND: Government Code § 25845, Riverside County Ordinance Nos. 348 (RCC Title 17), 520 (RCC Title 10), 541 (RCC Title 8), 457 (RCC Title 15) 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 August 10, 2010, the Superior Court of the State of California, County of Riverside, issued its "Judgment (granting Plaintiff's Complaint for Injunctive Relief)" as a result of a lawsuit filed by the County of Riverside in Case No. RIC 512809 (see attached exhibit). The Court awarded County of Riverside costs and attorneys' fees in the amount of fifty-three thousand, three hundred seventy-three dollars and fifty cents (US \$53,373.50). County of Riverside seeks to have these costs recorded against the subject property as an abatement lien and to be added to the tax roll as a special assessment.

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.

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APN NOS.: 101-200-004, 101-200-005, 101-200-006, 101-200-007 & 101-200-
008, 101-200-009, 101-200-010, 101-200-012, 101-210-011, 101-210-014,
101-210-017, 101-210-019 & 101-210-021
District Two

**TABLE OF SUPPLEMENTAL DOCUMENTS
FILED WITH THE CLERK OF THE BOARD**

Hearing Date: JULY 26, 2011

Notice of Hearing Re: Statement of Abatement Costs (including Proof(s) of Service and Affidavit(s) of Posting	Exhibit A
Superior Court Judgment Filed Aug. 10, 2010	Exhibit B
Assessment-Rolls For The Year 10/11 And Geographic Information System Reports, July 13, 2011	Exhibit C
Lot Book Report	Exhibit D