

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

316B



FROM: County Counsel
Code Enforcement Department

SUBMITTAL DATE:
June 29, 2011

SUBJECT: Statement of Abatement Costs [Case Nos. CV06-2433, CV06-2434, CV06-2435, CV06-2868
CV06-2870, CV06-3133, CV09-04056 & CV09-04057
Subject Property: 61875 Crest Street, Desert Hot Springs; ROACH
APN: 667-211-043
District Five

RECOMMENDED MOTION: Move that the Board of Supervisors:

- 1) assess the reasonable costs of abatement of a public nuisance (inoperable vehicle, wrecked & dismantled vehicles, substandard mobile homes, substandard structures, accumulated rubbish, excessive outside storage, substandard recreational vehicle, construction without permits (sheds/workshops, carport, room addition(s) and storage area) in the above-referenced matter to be **forty-eight thousand, three hundred seventy-five dollars and thirty-seven cents (US \$48,375.37)**;
- (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.

Raymond M. Mistica
RAYMOND M. MISTICA, 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 Policy Policy
 Per Exec. Ofc.: Consent Policy

Prev. Agn. Ref.:

District: 5

Agenda Number:

9.20

Statement of Abatement Costs [Case No Case Nos. CV06-2433, CV06-2434, CV06-2435, CV06-2868
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BACKGROUND: Government Code § 25845, Riverside County Ordinance Nos. 520 (RCC Title 10), 457 (RCC Title 15), 541 (RCC Title 8), 348 (RCC Title 17) 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.

The Board of Supervisors issued an Order to Abate Nuisance in case number CV06-2433 on Dec. 19, 2006 and recorded on Dec. 21, 2006 as document number 2006-0932581. Subsequently, this case was closed, with the violations remaining, and re-opened under case number CV09-04056. Seizure warrant number MISC 2010-033 was issued. On or about May 5, 2010, the inoperable, dismantled and wrecked vehicles were abated by the property owner.

The Board of Supervisors issued an Order to Abate Nuisance in case numbers CV06-2434, CV06-2435 and CV06-2868 on July 15, 2008 and recorded on July 17, 2008 as document number 2008-0390223. Subsequently, on or about June 29, 2009, the substandard structure, excessive outside storage and accumulated rubbish was abated under direction of the Riverside County Code Enforcement Department pursuant to seizure warrant MISC 2009-052.

Notices of Violation were issued regarding case number CV06-2870 for substandard mobile home/recreational vehicle. On or about July 28, 2009, the case was closed, with the violations remaining, and re-opened under case number CV09-04057. Additionally, on or about Jan. 19, 2010, a Notice of Intent to Seize was issued. Subsequently, the two substandard mobile homes were abated on or about May 13, 2010 under the direction of the Riverside County Code Enforcement Department pursuant to seizure warrant MISC 2010-031.

Notices of Violation were issued regarding case number CV06-3133 for construction without permit. On or about July 28, 2009, the case was closed, with the violations remaining, and re-opened under case number CV09-04325. The County of Riverside is seeking to recover costs incurred for case number CV06-3133 from May 18, 2006 to Feb. 3, 2009.

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.