

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

811B



FROM: County Counsel
Code Enforcement Department

SUBMITTAL DATE:
August 31, 2011

SUBJECT: Statement of Abatement Costs [Case No. CV07-8874]
Subject Property: 39533 Calle Anita, Temecula; CHRISTENSEN
APN: 941-190-035
District Three

RECOMMENDED MOTION: Move that the Board of Supervisors:

- 1) assess the reasonable costs of abatement of a public nuisance (construction without permits) in the above-referenced matter to be **four thousand, four hundred twenty-eight dollars and three cents (US \$4,428.03)** was reasonable and that a refund or reimbursement of the entire or a portion of said amount already paid by the property owner is not warranted.

BACKGROUND: Government Code § 25845, Riverside County Ordinance Nos. 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.

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

Policy ☒ Policy

Consent ☐ Consent

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

Prev. Agn. Ref.: | District: 3 | Agenda Number:

9.7

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Notices of Violation and Administrative Citations were issued. On or about July 24, 2009, the property was brought into compliance; permit #BAS080327 was in "finaled" status, and the case was closed.

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.

Property owner Christensen has requested a hearing before the Board of Supervisors to contest the amount of the costs of abatement that the property owner had already paid in full and seeks a refund or reimbursement of the total or a portion of the amount already paid.