

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

106B



FROM: County Counsel
Code Enforcement Department


SUBMITTAL DATE:
September 8, 2011

SUBJECT: Statement of Abatement Costs [Case No. C10-05198]
Subject Property: 32830 Wesley Street, Winchester; MOOREHOWARD INV LLC
APN: 462-152-017
District Three

RECOMMENDED MOTION: Move that the Board of Supervisors:

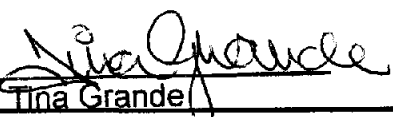
- 1) assess the reasonable costs of abatement of a public nuisance (construction without permits) in the above-referenced matter to be **six hundred thirty-one dollars (US \$631.00)** was reasonable and that a refund or reimbursement of the entire or a portion of said amount already paid by the property 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.


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

County Executive Office Signature

Departmental Concurrence

Consent
 Policy

 Consent
 Policy

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

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

9.5

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Notices of Violation and Administrative Citations were issued. Subsequently, on or about Jan. 3, 2011, the property owner brought the property into compliance.

Property owner has requested a hearing before the Board of Supervisors to contest the amount of the costs of abatement that the property owner has already paid in full and seeks a refund or reimbursement of the total or a portion of the amount already paid. Additionally, the property was transferred to the corporation in 2010; however, it should be noted that Richard W. Moore appears to have an interest in the subject property (see Exhibit E – California Business Search).

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

Hearing Date: SEPTEMBER 20, 2011

Notice of Hearing Re: Statement of Abatement Costs (including Proof(s) of Service and Affidavit(s) of Posting	Exhibit A
Summary Statement of Abatement Costs and Statement of Abatement Costs with Supporting Documents	Exhibit B
Assessment-Roll For The Year 10/11 And Geographic Information System, May 24, 2011	Exhibit C
Lot Book Report.....	Exhibit D
California Business Search.....	Exhibit E
Demand for Payment Statement of Abatement Costs Notice of Special Tax Assessment	Exhibit F