

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

607B



FROM: County Counsel
Code Enforcement Department


SUBMITTAL DATE:
January 19, 2012

SUBJECT: Statement of Abatement Costs [Case Nos. CV09-01829, CV09-02446 & CV09-02447]
Subject Property: 26855 Highway 74, Perris; GARCIA
APN: 345-220-077
District Five / District One

Departmental Concurrence

RECOMMENDED MOTION: Move that the Board of Supervisors:

- (1) assess the reasonable costs of abatement of a public nuisance (land use without permit, construction without permits and inoperable vehicles) in the above-referenced matter to be **five thousand, three hundred eighty-eight dollars and fifty-eight cents (US \$5,388.58)**;
- (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.




PATRICIA MUNROE, 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

Consent
 Policy
 Consent
 Policy

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

Prev. Agn. Ref.: | **District:** 5 / 1 | **Agenda Number:**

9.6

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BACKGROUND: Government Code § 25845, Riverside County Ordinance Nos. 348, 457, 520 and 725 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 or about June 9, 2009, the Riverside County Code Enforcement Department issued a Notice of Intention to Abate and Remove in Case No. CV09-02447 (inoperable vehicles). Additionally, on or about Sept. 23, 2009, a Notice of Decision / Order to abate abandoned, wrecked, dismantled or inoperable vehicles and/or parts were issued. As a result, on or about June 8, 2010, the inoperative vehicles were abated from the subject property under the direction of the Riverside County Code Enforcement Department pursuant to seizure warrant no. MISC 2010-043.

Notices of Violation and Administrative Citations were issued in Case Nos. CV09-01829 (use without planning department approval – auto repair and sales) and CV09-02446 (construction without permits - barn conversion into commercial garage). Subsequently, the property owner brought the subject property into compliance.

The property has a delinquent tax status as of 2007.

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.