

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

913B



FROM: County Counsel
Code Enforcement Department

SUBMITTAL DATE:
May 23, 2012

SUBJECT: Statement of Abatement Costs [Case Nos. CV98-0497, CV01-1649, CV10-03832 & CV10-03855]

Subject Property: 88-705 Avenue 62, Thermal; HERNANDEZ

APN: 749-300-003

District Four / District Four

RECOMMENDED MOTION: Move that the Board of Supervisors:

- (1) assess the reasonable costs of abatement of a public nuisance (illegal land use, substandard electrical, unpermitted mobile home park and accumulated rubbish) in the above-referenced matter to be **twenty-eight thousand, eight hundred two dollars and seventy cents (US \$28,802.70)**;
- (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

Tina Grande

County Executive Office Signature

Consent Policy
 Consent Policy

Dept's Recomm.:
 Per Exec. Ofc.:

ATTACHMENTS FILED
WITH THE CLERK OF THE BOARD

Prev. Agn. Ref.: | **District:** 4 / 4 | **Agenda Number:**

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BACKGROUND: Government Code § 25845, Riverside County Ordinance Nos. 348, 541 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 Oct. 4, 2011, the Superior Court of the State of California, County of Riverside, issued its Default Judgment and Order Assessing Abatement Costs and Attorney's Fees as a result of a lawsuit filed by the County of Riverside in Case No. INC 10009418. The Court awarded County of Riverside costs and attorneys' fees in the amount of twenty-eight thousand, eight hundred two dollars and seventy cents (\$28,802.70). 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, pursuant to Riverside County Ordinance No. 725.

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: JUNE 5, 2012

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 11/12 And Geographic Information System, April 17, 2012...	Exhibit C
Lot Book Report and/or DataQuick.....	Exhibit D