

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

271



**FROM: FIRE**

**SUBMITTAL DATE:  
7/8/2013**

**SUBJECT: Set Public Hearing and Adoption of Resolution 2013-193. Confirming Special Assessments for the Cost of Abating Hazardous Weeds.**

**RECOMMENDED MOTION:**

- ( 1 ) Direct the Clerk of the Board to set a public hearing for \_\_\_\_\_ the list of parcels upon which the cost of weed abatement will become a special assessment.
- ( 2 ) Following a public hearing that the Board adopt Resolution 2013-193 confirming special assessments for costs incurred by the County in abating hazardous weeds.

**BACKGROUND:** Riverside County Ordinance 695.4 establishes an on-going program to abate hazardous vegetation. A "Notice To Abate" was sent to each owner of record, advising them of their obligation to comply within thirty days from the date of notice. Parcels found not in compliance by the Riverside County Fire Department, after re-inspection, have been turned over to the County Contractors for abatement.

A list of properties that are subject to a fee assessment will be provided at the Public Hearing. This fee incorporates the contractor's costs and an administrative fee of \$254.00

John R. Hawkins, County Chief

<b>FINANCIAL DATA</b>	Current F.Y. Total Cost:	\$ 0.00	In Current Year Budget:	N/A
	Current F.Y. Net County Cost:	\$ 0.00	Budget Adjustment:	No
	Annual Net County Cost:	\$ 0.00	For Fiscal Year:	13/14

<b>SOURCE OF FUNDS: N/A</b>	<b>Positions To Be Deleted Per A-30</b>	<input type="checkbox"/>
	<b>Requires 4/5 Vote</b>	<input type="checkbox"/>

**C.E.O. RECOMMENDATION: APPROVE.**

County Executive Office Signature

By Tina Grande

FORM APPROVED COUNTY COUNSEL  
BY BRUCE G. FORDON DATE 7/10/13  
Departmental Concurrence

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

STAMP: JUN 10 6W 5:00  
RIVERSIDE COUNTY CLERK

Prev. Agn. Ref.:

District: All

Agenda Number:

**3-67**

Form 11 - **Subject:** Set Public Hearing and Adoption of Resolution 2013-193 Confirming Fire Department Special Assessments for the Cost of Abating Hazardous Weeds.

Once a property is identified to be in non-compliance, a notice of violation and an order to abate is issued. If the property is not abated, then the county abates the property. At the conclusion of the abatement, a bill is issued. If not paid then the county has the ability to recover abatement costs by assessing real property. The county is then able to recover costs through the property tax process.

The adoption of Resolution 2013-193 in a public hearing of the list of those parcels not in compliance and subject to the abatement fee is the final step required under the Health and Safety Code Section 14910 and County Ordinance 695.4 to establish assessments and liens on those parcels.

The special assessments enumerated in this Item include the balance of hazardous weed abatement assessments for Fiscal Year 2013/2014, which were omitted from Resolution 2013-97 (Item 9-10) passed by the Board of Supervisor's on June 25, 2013.

For Fiscal year 2013/14, 541 parcels were involuntarily cleared of hazardous weeds at a cost of \$235,873.29. The resolution has been approved as to form by County Counsel.

2 RESOLUTION NO.2013-193

3  
4 ORDERING THE CONFIRMATION OF SPECIAL ASSESSMENTS  
5 AND LIENS AGAINST PARCELS OF LAND LOCATED WITHIN  
6 THE COUNTY OF RIVERSIDE FOR COSTS OF THE ABATEMENT  
7 AND REMOVAL OF HAZARDOUS WEEDS PURSUANT TO  
8 HEALTH AND SAFETY CODE SECTION 14912 AND  
9 COUNTY ORDINANCE NO. 695.4

10 WHEREAS, Health & Safety Code Section 14875 et seq. provides for  
11 the abatement and removal of hazardous weeds; and

12 WHEREAS, Riverside County in Ordinance No. 695.4 has established  
13 a methodology for the removal of hazardous weeds in various areas of  
14 the unincorporated portions of western Riverside County; and

15 WHEREAS, Section 6A of Ordinance No. 695.4 provides for the  
16 mailing of individual notices to the owners of such parcels advising  
17 them of their obligation to remove the weeds on such lands or be  
18 charged for the costs of such removal when the work is done by the  
19 County or by a contractor hired by the County; and

20 WHEREAS, such property owners have had the opportunity to object  
21 through filing a written request, within fifteen calendar days of the  
22 postmark on the Notice to Abate, as stated in the appeals procedure  
23 established in Section 6C of Ordinance No. 695.4; and

24 WHEREAS, on those parcels, where the removal was not carried out  
25 by the owners, the County, acting through various contractors, has now  
26 carried out the removal work required; and

27 WHEREAS, the charges placed upon the parcels is the cost of  
28 removal where the work was not carried out by the owners and is not a  
29 charge based upon the value of the parcels; and

30 WHEREAS, pursuant to Section 6F of Ordinance No. 695.4 the Fire  
Department shall render to the Property Owner an invoice demanding

1 payment within 15 days covering the costs of the work necessary for  
2 such abatement; and

3 WHEREAS, the billing for those parcels listed on the  
4 attached Exhibit "A" remain unpaid; now, therefore;

5 BE IT RESOLVED AND ORDERED by the Board of Supervisors of the  
6 County of Riverside, State of California, in regular session assembled  
7 on \_\_\_\_\_, that the list of parcels and costs of abatement for  
8 removal of hazardous weeds for each parcel as shown on Exhibit "A" are  
9 hereby confirmed and that henceforth said costs shall constitute  
10 special assessments against the respective parcels of land, and are  
11 liens on said lands in the amounts of the respective assessments.

12 BE IT FURTHER RESOLVED AND ORDERED that a copy of this Resolution  
13 shall be transmitted on August 13, 2013 to the Auditor-Controller of  
14 Riverside County who shall enter the amounts of the respective  
15 assessments against the respective parcels of land as they appear on  
16 the current assessment roll. Said assessments shall be collected at  
17 the same time in the same manner as ordinary municipal ad valorem  
18 taxes as provided by Section 6G of Ordinance No. 695.4.

19 BE IT FURTHER RESOLVED AND ORDERED that the parcels and costs of  
20 abatement for removal of hazardous weeds for each parcel as shown on  
21 Exhibit "A" of this Resolution are in addition to the parcels and  
22 costs of abatement for removal of hazardous weeds shown on Exhibit "A"  
23 of Resolution 2013-97, which was passed by the Board of Supervisors on  
24 June 25, 2013 as Agenda Item 9-10.

25  
26 **FORM APPROVED COUNTY COUNSEL**  
27 BY: Bruce G. Fordon 7/19/13  
28 BRUCE G. FORDON DATE  
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