

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

505B



FORM APPROVED COUNTY COUNSEL  
BY: Patricia Munroe 9/24/13  
DATE  
Departmental Concurrence

**FROM:** TLMA – Code Enforcement Department

**SUBMITTAL DATE:**  
November 20, 2013

**SUBJECT:** Abatement of Public Nuisance [Accumulated Rubbish]  
Case No: CV12-05142 [MORGAN PROPERTIES, L.P.]  
Subject Property: Vacant Lot on Davis Street, Lake Elsinore; APN: 386-160-004  
District: 1/1 [\$0.00]

**RECOMMENDED MOTION:** That the Board of Supervisors move that:

1. The accumulation of rubbish on the real property located at the Vacant Lot on Davis Street, Lake Elsinore, Riverside County, California, APN: 386-160-004 be declared a public nuisance and a violation of Riverside County Ordinance No. 541 which does not permit the accumulation of rubbish on the property.
2. Morgan Properties, L.P., the owner of the subject real property, be directed to abate the accumulation of rubbish on the property by removing the same from the real property within ninety (90) days.

\_\_\_\_\_  
GREG FLANNERY  
Interim Code Enforcement Official

(Continued)

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost:	POLICY/CONSENT (per Exec. Office)
COST	\$ N/A	\$ N/A	\$ N/A	\$ N/A	Consent <input type="checkbox"/> Policy <input checked="" type="checkbox"/>
NET COUNTY COST	\$ N/A	\$ N/A	\$ N/A	\$ N/A	
<b>SOURCE OF FUNDS</b>				<b>Budget Adjustment:</b>	
				For Fiscal Year:	

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

APPROVE

BY:   
Tina Grande

County Executive Office Signature

**MINUTES OF THE BOARD OF SUPERVISORS**

- Positions Added
- Change Order
- A-30
- 4/5 Vote

Prev. Agn. Ref.:

District: 1/1

Agenda Number:

9-1

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

**FORM 11: Abatement of Public Nuisance [Accumulated Rubbish]**

**Case No: 12-05142 [MORGAN PROPERTIES, L.P.]**

**Subject Property: Vacant Lot of Davis Street, Lake Elsinore; APN: 386-160-004**

**District: 1/1**

**DATE:** November 20, 2013

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**RECOMMENDED MOTION (continued):**

3. If the owner or whoever has possession or control of the real property does not take the above described action within ninety (90) days of the date of the Board's Order to Abate, that representatives of the Code Enforcement Department, Sheriff's Department, and/or a contractor, upon consent of the owner or receipt of a Court Order authorizing entry onto the real property, when necessary under applicable law, may abate the accumulation of rubbish by removing and disposing of the same from the real property.

4. The reasonable costs of abatement, after notice and an opportunity for hearing, shall be imposed as a lien on the real property, which may be collected as a special assessment against the real property pursuant to Government Code Section 25845 and Riverside County Ordinance No. 725.

5. County Counsel be directed to prepare the necessary Findings of Fact and Conclusions that the accumulation of rubbish on the real property is declared to be in violation of Riverside County Ordinance No. 541, and a public nuisance, and further, to prepare an Order to Abate for approval by the Board.

**BACKGROUND:**

1. An initial inspection was made on the subject property by Senior Code Enforcement Officer Cynthia Black on October 4, 2012. The Inspection revealed the accumulation of rubbish on the subject property in violation of Riverside County Ordinance 541. The rubbish consisted of, but was not limited to: household trash, discarded furniture and miscellaneous debris.

2. Follow up inspection of the above-described real property on June 19, 2013, revealed the property continues to be in violation of Riverside County Ordinance No. 541.

3. Staff and the Code Enforcement Department have complied with the notice requirements set forth in the appropriate laws of this jurisdiction pertaining to the administrative abatement proceedings for the removal of accumulated rubbish.

**Impact on Citizens and Businesses**

N/A

**SUPPLEMENTAL:**

**Additional Fiscal Information**

N/A

**Contract History and Price Reasonableness**

N/A

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**FORM 11: Abatement of Public Nuisance [Accumulated Rubbish]**

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**ATTACHMENTS (if needed, in this order):**

**A. BUDGET ADJUSTMENT**

**B. CHANGE ORDER REPORT**

<b>NUMBER</b>	<b>AMOUNT</b>	<b>PERCENT</b>	<b>DESCRIPTION</b>

(Additional description and details of new change order(s) – one or two paragraphs for each.)

**C. PERSONNEL CHANGE and ORDINANCE 440 REPORT**