

CRM-APPROVED COUNTY COUNSEL  
 10/30/13  
 PATRICIA MUNROE / DATE

Departmental Concurrence

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

504 B




**FROM:** TLMA – Code Enforcement Department

**SUBMITTAL DATE:**  
 November 20, 2013

**SUBJECT:** Abatement of Public Nuisance [Accumulated Rubbish]  
 Case No: CV12-05595 [BAC HOME LOANS, SERVICING L.P.]  
 Subject Property: 33649 El Centro Ave., Hemet; APN: 458-225-005  
 District: 3/3 [\$0.00]

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


1. The accumulation of rubbish on the real property located at 33649 El Centro Ave., Hemet, Riverside County, California, APN: 458-225-005 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. BAC Home Servicing 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	

**SOURCE OF FUNDS** \_\_\_\_\_ Budget Adjustment: \_\_\_\_\_  
 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: 3/3 Agenda Number: \_\_\_\_\_

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

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

**Case No: 12-05595 [BAC HOME LOANS SERVICING, L.P.]**

**Subject Property: 33649 El Centro Ave., Hemet; APN: 458-225-005**

**District: 3/3**

**DATE:** November 20, 2013

**PAGE:** 2 of 2

**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 Code Enforcement Officer Matt Jones on October 17, 2012. The inspection revealed accumulated rubbish on the subject property in violation of Riverside County Ordinance 541. The rubbish consisted of, but was not limited to: plastic containers, tires, wood, metal, debris, trailer, broken furniture and miscellaneous debris.

2. Follow up inspections of the above-described real property on October 30, 2012, November 13, 2012, February 20, 2013, March 6, 2013, April 25, 2013 and September 9, 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

**ATTACHMENTS**