

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

113B



FROM: TLMA – Code Enforcement Department

SUBMITTAL DATE:
April 9, 2014

SUBJECT: Abatement of Public Nuisance [Excess Outside Storage & Accumulated Rubbish]
Case No: CV13-03447 [JOHNSON]
Subject Property: 43355 Beverlee Circle, Hemet; APN: 549-222-015
District: 3/3 [\$0]

RECOMMENDED MOTION: That the Board of Supervisors move that:

1. The excess outside storage of materials and accumulation of rubbish on the real property located at 43355 Beverlee Circle, Hemet, Riverside County, California, APN: 549-222-015 be declared a public nuisance and a violation of Riverside County Ordinance Nos. 348 and 541.
2. Phillip T. Johnson, Mary V. Johnson and Kevin Phillip Johnson, the owners of the subject real property, be directed to abate the excess outside storage and accumulated rubbish on the property by removing the same from real property within ninety (90) days.

Click here to enter text.

GREG FLANNERY
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

FORM APPROVED COUNTY COUNSEL
BY:
L. ALEXANDRA FONG
DATE: 3/13/14
Departmental Concurrence

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

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 [Excessive Outside Storage & Accumulated Rubbish]
Case No: CV13-03447 [JOHNSON]
Subject Property: 43355 Beverlee Circle, Hemet; APN: 549-222-015
District: 3/3**

DATE: April 9, 2014

PAGE: 2 of 3

RECOMMENDED MOTION (continued):

3. If the owners or whoever has possession of the real property do 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 or receipt of a Court Order authorizing entry onto the real property, when necessary under applicable law, may abate the excess outside storage and 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 excess outside storage of materials and accumulation of rubbish on the real property is declared to be in violation of Riverside County Ordinance Nos. 348 and 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 Jacob Dietrich on October 8, 2013. The Inspection revealed the excess outside storage of material and an accumulation of rubbish on the subject property in violation of Riverside County Ordinances Nos. 348 and 541. The items included but were not limited to: ladders, discarded furniture, bicycle, Christmas tree stand, plastic storage tubs, plastic crates, scrap metal, partially burnt books, magazines, wood, quad, outdoor fire pit, lawn chairs, dog crates, vehicle parts, mattresses, chairs, bed frame, sliding closet doors, sewage pipe, yard tools, plastic 5 gallon buckets, couch, cabinets, bedding, clothes, appliances, dresser, exercise equipment, picture frames, ice chest, gardening items, laundry baskets, cans of paint, oil, miscellaneous chemicals, used tires, wagon, portable closets, portable storage sheds, refrigerators, baby seats, flood lights, shopping basket, boogie board, wood laminate flooring, electrical cords, clay pigeons, tools chest, tables, air compressor, hunting decoys and other miscellaneous items.

2. Follow up inspections of the above-described real property on October 24, 2013, December 26, 2013 and March XX, 2014 revealed that the property continues to be in violation of Riverside County Ordinance Nos. 348 and 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 the excess outside storage and accumulated rubbish.

Impact on Citizens and Businesses

Failure to abate will have a negative impact on citizens or businesses due to health and safety hazards, nuisance, and potential impact on real estate values.

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

FORM 11: Abatement of Public Nuisance [Excessive Outside Storage & Accumulated Rubbish]

Case No: CV13-03447 [JOHNSON]

Subject Property: 43355 Beverlee Circle, Hemet; APN: 549-222-015

District: 3/3

DATE: April 9, 2014

PAGE: 3 of 3

SUPPLEMENTAL:

N/A

Additional Fiscal Information

N/A

Contract History and Price Reasonableness

N/A

ATTACHMENTS