

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

812



**FROM:** Department of Environmental Health

**SUBMITTAL DATE:**  
June 10, 2014

**SUBJECT:** Public Hearing and Adoption of Resolution 2014-106 Confirming Special Assessments for Unpaid Trash Collection Fees. [All Districts, \$0]

**RECOMMENDED MOTION:**

1. Open the public hearing regarding the adoption of Resolution 2014-106.
2. Upon the close of the public hearing, the Board adopt Resolution 2014-106 confirming special assessments for the amount incurred in unpaid trash collection fees.

**BACKGROUND:**

Riverside County Ordinance No. 745 and Resolution Nos. 04-298, 05-154, 06-063, 06-159 and 06-389 establish a Tax Lien Guaranteed Comprehensive Collection area for the residential properties located within the unincorporated County.

(continued)

Steve Van Stockum  
Director

SVS:JW

FORM APPROVED COUNTY COUNSEL  
BY: PAUL JEARLY  
DATE: 6-10-14  
Departmental Concurrence

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost:	POLICY/CONSENT (per Exec. Office)
COST	\$ 0	\$ 0	\$ 0	\$ 0	Consent <input type="checkbox"/> Policy <input checked="" type="checkbox"/>
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0	
SOURCE OF FUNDS: n/a				Budget Adjustment: No	
				For Fiscal Year: 14/15	

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

APPROVE

BY:   
Steven G. Horn

County Executive Office Signature

**MINUTES OF THE BOARD OF SUPERVISORS**

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

Prev. Agn. Ref.: 06/25/13 3.15

District: ALL

Agenda Number:

9-2

**SUBMITTAL TO THE BOARD OF SUPERVISORS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA  
FORM 11: Special Assessments for Unpaid Trash Collection Charges**

**DATE: June 10, 2014**

**PAGE: Page 2 of 2**

**BACKGROUND (continued):**

Riverside County Ordinance No. 745 and Resolution Nos. 04-298, 05-154, 06-063, 06-159 and 06-389 establish a Tax Lien Guaranteed Comprehensive Collection area for the residential properties located within the unincorporated County.

The franchise waste haulers mailed bills and statements of nonpayment to each owner of record in accordance with Section 9 of Riverside County Ordinance No. 745. The Board of Supervisors approved new notification procedures and language was added to ensure property owners are aware of the requirement for solid waste collection and that they are responsible for the charges as well as those of their tenants. The franchise waste haulers forwarded a list of properties with unpaid trash collection fees to the Department of Environmental Health (Department) for special assessment.

A list of parcels that are subject to fee assessment are provided on the attached Exhibit "A." A notice of the public hearing will be sent to the subject property owners by the Department pursuant to Section 12 of Ordinance No. 745.

Upon confirmation by the Board of Supervisors, the cost of unpaid trash collection fees and applicable surcharges will be processed by the Department to make such outstanding fees a special assessment on those parcels listed on the attached Exhibit "A." Upon the property owner's payment of the special assessment, the outstanding trash collection fees will be paid to the franchise waste haulers.

**Impact on Citizens and Businesses**

The regular removal of solid waste from residential properties is basic sanitation practice that protects both the environment and the public. The mandatory collection of solid waste and the payment for the collection service is critical. Residents that have stayed current with their solid waste collection bill would not be affected by this item.

**Additional Fiscal Information**

The approval of this change will result in no cost to the County; implementation expenses are borne by the franchisee.

2 RESOLUTION NO. 2014-106

3  
4 A RESOLUTION OF THE COUNTY OF RIVERSIDE ORDERING THE CONFIRMATION OF  
5 SPECIAL ASSESSMENTS AGAINST PARCELS OF LAND FOR UNPAID AND DELINQUENT  
6 CHARGES FOR TRASH COLLECTION SERVICES

7  
8 WHEREAS, Riverside County Ordinance 745 has established the authority of the Board of  
9 Supervisors to designate areas of the County as comprehensive collection areas in which waste collection  
10 services are compulsory;

11 WHEREAS, Riverside County Resolution Nos. 04-298, 05-154, 06-063, 06-159 and 06-389 have  
12 established a Special Assessment Guaranteed Comprehensive Collection area for the residential  
13 properties located within portions of unincorporated communities within the First, Second, Third, Fourth  
14 and Fifth Districts;

15 WHEREAS, certain parcels maintained unpaid and delinquent charges for waste collection services,  
16 which will be paid by the County to the Waste Hauler upon the property owner's payment of the  
17 assessment;

18 WHEREAS, the charges placed upon the parcels are the cost of the service already provided by the  
19 Waste Hauler and any applicable surcharges are not a charge based upon the value of the parcels; and

20 WHEREAS, pursuant to Section 9 of Ordinance No. 745 the Waste Hauler has sent individual  
21 billing notices to the various parcel owners for the cost of service;

22 WHEREAS, such property owners have had the opportunity to appeal through the procedure  
23 established in Section 10 of Ordinance 745;

24 WHEREAS the property owners have been notified pursuant to Ordinance 745 and the Board of  
25 Supervisors directed additional notification procedures; and

1 WHEREAS, the billing for those parcels listed on the attached Exhibit "A" remains unpaid; now,  
2 therefore;

3 BE IT RESOLVED AND ORDERED that the Board of Supervisors of the County of Riverside,  
4 State of California, in regular session assembled on July 15, 2014, that the list of parcels upon which the  
5 unpaid trash collection fees for each parcel as shown on Exhibit "A" are hereby confirmed and that  
6 henceforth, said delinquent charges shall constitute special assessments against the respective parcels of  
7 land, and are liens on said lands in the amount of the respective assessments, as authorized by  
8 Government Code section 25828. In addition, the surcharge as allowed by Riverside County Ordinance  
9 640 shall take effect when the lien is applied to the property tax bill.

10 BE IT FURTHER RESOLVED AND ORDERED that a certified copy of this Resolution and the  
11 attached Exhibit "A" shall be transmitted to the Auditor-Controller of Riverside County who shall enter  
12 the amounts of the respective assessments against the respective parcels of land as they appear on the  
13 current assessment roll. Said assessments shall be collected at the same time and in the same manner as  
14 ordinary municipal ad valorem taxes as provided by Section 13 of Ordinance No. 745.

15  
16  
17  
18  
19  
20  
21  
22  
23 FORM APPROVED COUNTY COUNSEL  
24 BY: PAUL J EARLY 6/10/14 DATE