

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

824B



FROM: County Counsel
Code Enforcement Department

SUBMITTAL DATE:
May 13, 2010

SUBJECT: Statement of Expense [Case No. CV 07-7698]
Subject Property: 1 Lot S/O 86573 Wallace Road, Thermal; MCDOWELL
APN: 763-300-006
District Four

RECOMMENDED MOTION: Move that the Board of Supervisors:

- (1) assess the reasonable costs of abatement of a public nuisance (accumulated rubbish) in the above-referenced matter to be ten thousand, eight hundred, sixty-three dollars and sixty cents (US \$10,863.60);
- (2) assess the costs of abatement against the above-described subject property;
- (3) authorize the recordation of a notice of abatement lien; and
- (4) authorize the abatement costs to be added to the tax roll as a special assessment

BACKGROUND: Government Code § 25845, Riverside County Ordinance Nos. 541(RCC Chapter 8.120) and 725(RCC Chapter 1.16) authorize the recovery of abatement costs in public nuisance cases, the recordation of a notice of abatement lien and inclusion of abatement costs on the tax roll as a special assessment upon approval of the Board of Supervisors.

[Signature]

JULIE A. JARVI, Deputy County Counsel
for PAMELA J. WALLS, County Counsel

FINANCIAL DATA	Current F.Y. Total Cost:	\$ N/A	In Current Year Budget:	N/A
	Current F.Y. Net County Cost:	\$ N/A	Budget Adjustment:	N/A
	Annual Net County Cost:	\$ N/A	For Fiscal Year:	N/A

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

C.E.O. RECOMMENDATION:

APPROVE

BY: *[Signature]*
Tina Grande

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Stone, seconded by Supervisor Benoit and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Buster, Tavaglione, Stone, Benoit and Ashley

Nays: None

Absent: None

Date: May 25, 2010

xc: Co. Co., CED(2), Prop. Owner

Kecia Harper-Ihem

Clerk of the Board

By: *[Signature]*
Deputy

Prev. Agn. Ref.:

District: 4

Agenda Number:

ATTACHMENTS FILED
WITH THE CLERK OF THE BOARD

9.8

Dept't Recomm.: Consent Policy
 Per Exec. Ofc.: Consent Policy

Departmental Concurrence

Statement of Expense [Case No. CV 07-7698]
Subject Property: 1 Lot S/O 86573 Wallace Road, Thermal; MCDOWELL
APN: 763-300-006
District Four

The Riverside Code Enforcement Department issued Notices of Violation and Order to Remove Rubbish on November 8, 2007, November 13, 2007 and January 31, 2008. After expiration of the thirty-day (30) stay of execution of the Order to Remove, on or about April 17, 2008, the rubbish and debris located on the subject property was abated under direction of the Riverside County Code Enforcement Department.

The property has a delinquent tax status as of 2008.

The Notice of Hearing re Statement of Expense has been posted on the property and mailed to the property owner and all interested parties, as required by law. Copies of all relevant notices issued in this matter together with proof of service and posting have been separately filed with the Clerk of the Board and are made a part of the record herein, pursuant to Riverside County Ordinance 725.

PAMELA J. WALLS
County Counsel

OFFICE OF COUNTY COUNSEL
COUNTY OF RIVERSIDE



Principal Deputy
KATHERINE A. LIND

3960 ORANGE STREET, 5TH FLOOR
RIVERSIDE, CA 92501
TELEPHONE: 951/955-6300
FAX: 951/955-6322 & 955-6363

April 20, 2010

NOTICE OF HEARING RE: STATEMENT OF EXPENSE

To: Owner(s) or Interested Parties
(See Attached Notice List)

Subject Property: 1 Lot S/O 86573 Wallace Road, Thermal
Case No.: CV 07-7698; MCDOWELL
APN: 763-300-006


NOTICE IS HEREBY GIVEN that a hearing will be held before the Riverside County Board of Supervisors on **Tuesday, May 25, 2010, at 9:30 a.m.** in the Board of Supervisors Room, 4080 Lemon Street, 1st Floor Annex, Riverside, California, at which time and place pertinent testimony will be heard regarding the expenses incurred by the County of Riverside, Code Enforcement Department ("DEPARTMENT") for the above-referenced abatement case. Said abatement case involved accumulated rubbish on your real property commonly described as 1 Lot S/O 86573 Wallace Road, Thermal, Riverside County, California and more particularly described as Assessor's Parcel Number 763-300-006.

The total expense due, including all other fees and costs, for the abatement of the above-described dangerous or injurious condition is **ten thousand, eight hundred, sixty-three dollars and sixty cents, (US \$10,863.60)**. This amount is immediately due and payable. If you have any objections to the Statement of Expense attached hereto, you must address your objections to the Board of Supervisors at the hearing. If you have any questions about the attached Statement of Expense or would like to see additional documents in support of costs set forth on the Statement of Expense Worksheet, please contact the undersigned at (951) 955-6300. In the event the total amount due is not paid to the DEPARTMENT prior to the Board Hearing, the DEPARTMENT shall seek an order from the Board of Supervisors to place a lien against your property and collect the amount due as a special tax assessment.

Failure to appear at the hearing will result in the exclusion of your testimony and facts as known to the DEPARTMENT will be presented to the Board of Supervisors for their final consideration and deliberation of this matter.

You are encouraged to contact Supervising Code Enforcement Officer, Brian Black (951) 955-2004 prior to the hearing. Please meet with the undersigned or Brian Black at 8:30 a.m. on the day of the hearing in the lobby of the 1st floor annex in front of the Clerk of the Board's Office to discuss the case.

PAMELA J. WALLS
County Counsel



JULIE A. JARVI
Deputy County Counsel

Enclosure: Statement of Expense



COUNTY OF RIVERSIDE

Code Enforcement Administration

STATEMENT OF EXPENSE WORKSHEET



CASE NUMBER: CV07-7698

OWNER: BESSIE M MCDOWELL & ET AL

SITUS: 1 LOT S. OF 86573 WALLACE RD., THERMAL, CA

APN: 763-300-006-9

SUPERVISORIAL DISTRICT: 4

AUTHORITY: RIVERSIDE COUNTY ORDINANCE NO(s).
541 (RCC Chapter 8.120) & 725 (RCC Chapter 1.16)

Code Enforcement Department Billable Rates: Effective June 21, 2007 (Riverside County Ordinance 725.12)

SUPER-SUPERVISING CODE ENFORCEMENT OFFICER \$130.00/HR
 SENIOR-SENIOR CODE ENFORCEMENT OFFICER \$129.00/HR
 OFFICER- CODE ENFORCEMENT OFFICER II \$109.00/HR
 TECH- CODE ENFORCEMENT TECHNICIAN \$82.00/HR

<u>DATE</u>	<u>DESCRIPTION</u>	<u>HOURS</u>	<u>AMOUNT</u>
11/13/07 - 04/30/08	CV07-7698: Officers- Hannah/Herrera/Overholt - Field Investigation/File Maintenance	1.7	\$189.30
05/29/09	Officer research, report writing, records preparation & processing		\$163.50
05/29/09	Prepare release documentation		\$63.50
SUBTOTAL CODE ENFORCEMENT COSTS			\$416.30
	COUNTY COUNSEL- LEGAL CONSULTATION SERVICES-Includes Administrative Costs	1.4	\$195.30
	CONTRACTOR SERVICES-		
04/17/08	Gar-Cast - Lot Clean		\$10,100.00
01/13/09	Optima Information Services - Lot Book Report		\$95.00
03/23/10	Lot/Title Report - RZ Title Services Inc.		\$57.00
TOTAL COSTS DUE			\$10,863.60

I affirm and declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed this 15th day of April, 2010, at Riverside, California.



 Cuong Pham
 Code Enforcement Department

NOTICE LIST

Subject Property: 1 Lot S/O 86573 Wallace Road, Thermal; Case No.: CV 07-7698;
 APN: 763-300-006; District 4

BESSIE M MCDOWELL
 THE REVEREND K C MCDOWELL
 4657 VICTORIA AVENUE
 RIVERSIDE CA 92507

LEAMON COLE
 1408 FLORES STREET
 SAN BERNARDINO CA 92405

ELSIA WEAVER
 3107 JACARENDA
 CASA BLANCA CA 92504

WILLIE MAE COLE
 2132 EAST 101 STREET
 UNIT 511
 LOS ANGELES CA 90002

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<p>1. Article Addressed to:</p> <p>BESSIE M MCDOWELL THE REVEREND K C MCDOWELL 4657 VICTORIA AVENUE RIVERSIDE CA 92507</p>		<p>A. Signature <input checked="" type="checkbox"/> <i>Bessie McDowell</i> <input type="checkbox"/> Agent</p> <p>B. Received by (Printed Name) <i>Bessie McDowell</i> <input type="checkbox"/> Addressee</p> <p>C. Date of Delivery</p>	
<p>2. Article Number <i>CV 07-7698 (McDowell) SEC 4</i> (Transfer from service label) 7009 3410 0000 1317 6451</p>		<p>3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>	
<p>PS Form 3811, February 2004</p>		<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
		102595-02-M-1540	

NOTICE LIST

Subject Property: 1 Lot S/O 86573 Wallace Road, Thermal; Case No.: CV 07-7698;
APN: 763-300-006 District 4

Office of County Counsel
3960 Orange Street, 5th Floor
Riverside, CA 92501

CERTIFIED MAIL™



7009 3410 0000 1317 6444

ELSIA WEAVER
3107 JACARENDA
CASA BLANCA CA 92501

NIXIE 923 SE 1 06 04/22/10

RETURN TO SENDER
REFUSED
UNABLE TO FORWARD

BC: 92501364405 *0704-01514-20-35

925045-29901 02904



0700 Orange Street
Riverside, CA 92501



- Undeliverable as Addressed
- Moved, Left No Address
- Unclassified
- Returned
- Attempted, Not Known
- Search Status
- No Search Number
- No Searchable
- No Recipient
- Mismatch



7009 3410 0000 1317 6468

JK

LEAMON COLE
1408 FLORES STREET
SAN BERNARDINO CA 92405

NIXIE 923 SE 1 06 04/22/10

RETURN TO SENDER
NOT DELIVERABLE
UNABLE TO FORWARD

BC: 92501364405 *0704-01515-20-35

9241131 0650133024



UNITED STATES POSTAGE
PITNEY BOWES
02 1P \$005.540
0003958246 APR 20 2010
MAILED FROM ZIP CODE 92501

*Refused
Don't Live Here*

UNITED STATES POSTAGE
PITNEY BOWES
02 1P \$005.540
0003958246 APR 20 2010
MAILED FROM ZIP CODE 92501



Track & Confirm

Search Results

Label/Receipt Number: **7009 3410 0000 1317 6475**
Service(s): **Certified Mail™**
Status: **Arrival at Unit**

Your item arrived at 6:45 AM on April 22, 2010 in LOS ANGELES, CA 90059. Information, if available, is updated periodically throughout the day. Please check again later.

Track & Confirm

Enter Label/Receipt Number.

[Go >](#)

Notification Options

Track & Confirm by email

Get current event information or updates for your item sent to you or others by email. [Go >](#)

7009 3410 0000 1317 6475

U.S. Postal Service™		
CERTIFIED MAIL™ RECEIPT		
<i>(Domestic Mail Only; No Insurance Coverage Provided)</i>		
For delivery information visit our website at www.usps.com		
OFFICIAL USE		
Postage	\$.44	Mailed 4/20/10 Postmark Here
Certified Fee	2.80	
Return Receipt Fee (Endorsement Required)	2.30	
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$ 5.54	
Sent To: WILLIE MAE COLE		
Street, or PO: 2132 EAST 101 STREET		
City, S: UNIT 511		
LOS ANGELES CA 90002		
PS Form 3800, August 2006		See Reverse for Instructions

1 **PROOF OF SERVICE**

2 Case No. CV 07-7698

3 STATE OF CALIFORNIA, COUNTY OF RIVERSIDE

4 I, Brenda G. Peeler, declare that I am a citizen of the United States and am employed in the County
5 of Riverside, over the age of 18 years and not a party to the within action or proceeding; that my
6 business address is 3960 Orange Street, 5th Floor, Riverside, California 92501.

7 That on April 20, 2010, I served the following document(s):

- 8 - **NOTICE OF HEARING RE: STATEMENT OF EXPENSE**
9 - **STATEMENT OF EXPENSE WORKSHEET**

10 by placing a true copy thereof enclosed in a sealed envelope(s) addressed as follows:

11 **OWNERS OR INTERESTED PARTIES**
12 **(SEE NOTICE LIST ATTACHED TO NOTICE OF HEARING)**

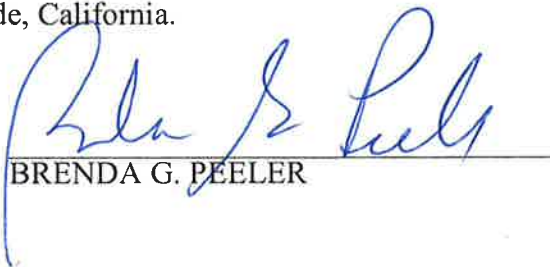
13 XX **BY CERTIFIED MAIL, RETURN RECEIPT REQUESTED.** I am "readily familiar"
14 with the office's practice of collection and processing correspondence for mailing. Under
15 that practice it would be deposited with the U.S. Postal Service on that same day with
16 postage thereon fully prepaid at Riverside, California, in the ordinary course of business.

17 **BY PERSONAL SERVICE:** I caused to be delivered such envelope(s) by hand to the offices
18 of the addressee(s).

19 XX **STATE - I declare under penalty of perjury under the laws of the State of California that the**
20 **above is true and correct.**

21 **FEDERAL - I declare that I am employed in the office of a member of the bar of this court at**
22 **whose direction the service was made.**

23 EXECUTED ON April 20, 2010, at Riverside, California.

24 
25 _____
26 BREND A G. PEELER
27
28



**CODE ENFORCEMENT DEPARTMENT
COUNTY OF RIVERSIDE**

JOHN BOYD
Director

AFFIDAVIT OF POSTING OF NOTICES

April 21, 2010

RE CASE NO: CV077698

I, Rusty Hannah, hereby declare:

I am employed by the Riverside County Code Enforcement Department; that my business address is 31-290 Plantation Drive, Thousand Palms, California 92276 .

That on 04/20/2010 at 11:00 am, I securely and conspicuously posted Notice of hearing, re; statement of expense and intrested party list at the property described as:


Property Address: 0 ,

Assessor's Parcel Number: 763-300-006

I declare under the penalty of perjury that the foregoing is true and correct.

Executed on April 21, 2010 in the County of Riverside, California.

CODE ENFORCEMENT DEPARTMENT


By: Rusty Hannah, Code Enforcement Officer

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

FROM: County Counsel
Code Enforcement Department
SUBJECT: Statement of Expense [Case No. CV 07-7698]
Subject Property: 1 Lot S/O 86573 Wallace Road, Thermal; MCDOWELL
APN: 763-300-006
District Four

**TABLE OF SUPPLEMENTAL DOCUMENTS
FILED WITH THE CLERK OF THE BOARD**

Hearing Date: May 25, 2010

Statement of Expense Worksheet with Supporting Documents	Exhibit A
Notice of Violation and Order to Remove Rubbish (including Proofs of Service, Affidavits of Posting and Return Receipts).....	Exhibit B
Notice of Noncompliance	Exhibit C
Notice of Abatement Lien	Exhibit D
Assessment-Roll For The Year 09/10 And Geographic Information System, March 18, 2010	Exhibit E



COUNTY OF RIVERSIDE

Code Enforcement Administration

STATEMENT OF EXPENSE WORKSHEET



CASE NUMBER: CV07-7698
 OWNER: BESSIE M MCDOWELL & ET AL
 SITUS: 1 LOT S. OF 86573 WALLACE RD., THERMAL, CA
 APN: 763-300-006-9
 SUPERVISORIAL DISTRICT: 4
 AUTHORITY: RIVERSIDE COUNTY ORDINANCE NO(s).
 541 (RCC Chapter 8.120) & 725 (RCC Chapter 1.16)

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 SENIOR-SENIOR CODE ENFORCEMENT OFFICER \$129.00/HR
 OFFICER- CODE ENFORCEMENT OFFICER II \$109.00/HR
 TECH- CODE ENFORCEMENT TECHNICIAN \$82.00/HR

DATE	DESCRIPTION	HOURS	AMOUNT
11/13/07 - 04/30/08	CV07-7698: Officers- Hannah/Herrera/Overholt - Field Investigation/File Maintenance	1.7	\$189.30
05/29/09	Officer research, report writing, records preparation & processing		\$163.50
05/29/09	Prepare release documentation		\$63.50
SUBTOTAL CODE ENFORCEMENT COSTS			\$416.30
	COUNTY COUNSEL-		
	LEGAL CONSULTATION SERVICES-Includes Administrative Costs	1.4	\$195.30
	CONTRACTOR SERVICES-		
04/17/08	Gar-Cast - Lot Clean		\$10,100.00
01/13/09	Optima Information Services - Lot Book Report		\$95.00
03/23/10	Lot/Title Report - RZ Title Services Inc.		\$57.00
TOTAL COSTS DUE			\$10,863.60

I affirm and declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed this 15th day of April, 2010, at Riverside, California.



 Cuong Pham
 Code Enforcement Department

County Counsel Costs

BILL DATE	CLIENT / BILL MATTER	BILL HOURS	BILL AMOUNT	ATTY	DESCRIPTION
4/20/2010	CV077698	0.9	125.55	JAJ	Prepare Case for Statement of Expense Hearing
5/25/2010	CV077698	0.5	69.75	JAJ	Attend Statement of Expense Hearing
Total		1.4	195.3		

EXHIBIT NO. A²



County of Riverside Code Enforcement Department

P.O. Box 1469, Riverside, CA 92502
Phone: (951) 955-2004 Fax: (951) 955-8680
demands@rctlma.org

Summary of Costs

763300006
BESSIE M MCDOWELL, ET AL
4657 VICTORIA AVE.,
RIVERSIDE, CA 92507

Date	Invoice #
5/29/2009	865

Amounts are due and payable upon receipt		
Case Number	District	Class
CV077698	4	Cost Recovery

Property Address
763300006 -4 BESSIE M MCDOWELL, ET AL 1 LOT S. OF 86573 WALLACE RD., THERMAL, CA

Date	Item	Description	Hours/Quantity	Rate	Amount
11/13/2007	Enforcement Labor	Labor charges - Officer time	0.2	129.00	25.80
12/11/2007	Enforcement Labor	Labor charges - Officer time	0.2	109.00	21.80
1/29/2008	Enforcement Labor	Labor charges - Officer time	0.8	109.00	87.20
3/24/2008	Enforcement Labor	Labor charges - Officer time	0.5	109.00	54.50
4/17/2008	Demolition & Disposal Services	Demolition & Disposal Services	1	10,100.00	10,100.00
1/13/2009	Lot/Title R	Lot/Title Report	1	95.00	95.00
5/29/2009	Prepare Release	Prepare release documentation		63.50	63.50
5/29/2009	Case Management	Officer research, report writing, records preparation & processing		163.50	163.50
Subtotal					\$10,611.30

Riverside County Ordinance 725 provides for the recovery of abatement and administrative costs reasonably related to Code Enforcement, including costs related to the abatement, collection, attorney's fees and staff time for site inspections, investigation, summaries, reports, and notices.

Payments/Credits	\$0.00
Total	\$10,611.30

Payment for this bill is due immediately for the costs of abatement, together with administrative costs and attorneys' fees. If the costs are not paid within fifteen (15) days of mailing, the costs shall become a recorded lien against your property and collected as a special assessment with the property taxes.

Make checks payable to Riverside County Code Enforcement and remit to P.O. Box 1469, Riverside, CA 92502

EXHIBIT NO. A⁴

TA 34454

GAR-CAST
13039 TIERRA CANYON DR.
MORENO VALLEY, CA 92553
PH.# 951-656-5222
FAX.# 951-656-2351

USE AS ORIGINAL

INVOICE

DATE: 04-17-08
INVOICE NO. 41708
P.O.# tla0034454

BILL TO: COUNTY OF RIVERSIDE

RECEIVED
APR 18 2008

RECEIVED
APR 24 2008

TLMA - PURCHASING

JOB LOCATION	DESCRIPTION	PRICE	TLMA - PURCHASING TOTAL
APN: 763-300-006 South of 86573 Wallace Rd, Thermal, ca.	Lot Clean-up	\$9500.00	
	Extra charge = \$600.00	\$600.00	\$10,100.00

TLMA

MAY 02 2008

Approved

Amount New Due \$10,100.00
Robert Brooks

TLARC MAY 02 2008
Voucher No. 181563
Carolyn Hannibal (5-2719)

MAKE CHECK PAYABLE TO: GAR-CAST
13039 TIERRA CANYON DR.
MORENO VALLEY, CA 92553

PAYMENT APPROVAL

DeptID 3140100000

Account 525440 ⁴⁻²⁴⁻⁰⁸

Project ECU077698

Signature [Signature]

Date 4/22/08



Optima Order Number: 0913014 Customer Order Number: CV077698 Issue Date: 9/20/2007 Effective Date: 9/17/2007
Form Version 2.25:

Begin Copy Below This Line.

PARTIES OF INTEREST REPORT

Report Cost: \$95.00

Customer Information

Customer Name: MCDOWELL, BESSIE M
Property Address: VACANT, , CA
Munic/County: RIVERSIDE

Deed Information

Grantee: ESTELLA COLE, A MARRIED WOMAN, AS HER SOLE AND SEPARATE PROPERTY
Document Type: GRANT DEED
Filed: Dated: 1/22/1963 Recorded: 1/22/1963
Book: 3306 Page: 573 No.: 7450
Comment:

Grantee: BESSIE MAE MCDOWELL, LEAMON COLE, ELSIE WEAVER AND WILLIE MAE COLE
Document Type: DECREE SETTling FINAL ACCOUNT OF ADMINISTRATRIX, AND FOR FINAL DISTRIBUTION
Filed: Dated: 12/15/1972 Recorded: 12/15/1972
Book: Page: No.: 168773
Comment:

Vesting: BESSIE MAE MCDOWELL, LEAMON COLE, ELSIE WEAVER AND WILLIE MAE COLE
Legal Description: See Attached Exhibit 'A'

Tax Information

Tax ID: 763-300-006-9

Assessment Information

Land: \$1,340.00 Building/Improvements \$0.00 Assessed Valuation: \$1,340.00

Judgment and Lien Information

MORTGAGE INFORMATION:

NO OPEN MORTGAGES

JUDGMENT INFORMATION:

NONE

EXHIBIT NO. Ab



INVOICE

Order Number: 21377 **Order Date:** 3/23/2010

Customer Information:

Acct No. 1044

RIVERSIDE COUNTY TLMA-CODE ENFORCEMENT
4080 Lemon Street
Riverside, CA 92501

Attn: Brent Steele
REF: CV07-7698 / Brenda Peeler
IN RE: MCDOWELL, BESSIE M.

Product and/or Service ordered for Property known as: Vacant Land	
DESCRIPTION: Updated Lot Book	FEE: \$57.00
TOTAL DUE:	\$57.00

Payment due upon receipt. Please remit to:

RZ Title Services, Inc.
P.O. Box 1193
Whittier, CA 90609

EXHIBIT NO. A7



Jay E. Orr
DIRECTOR

Code Enforcement Department
County Of Riverside
Indio District Office
82-675 Highway 111, Room 3050
Indio, California 92201
(760) 863-7180 – Fax (760) 863-7066

NOTICE OF VIOLATION AND ORDER TO REMOVE RUBBISH

October 31, 2007

Bessie M. McDowell
ET AL
4657 Victoria Ave
Riverside, CA 92507

RE: 1 lot S. of 86573 Wallace Rd., Thermal
Case Number CV07-7698

YOU ARE HEREBY NOTICED that the Riverside Code Enforcement Department has determined that conditions exist on the above-described real property which is further described as Assessor's Parcel No. 763-300-006, ("your property") which violate Riverside County Ordinance (RCO) No. 541.5, in that an unlawful accumulation of rubbish, trash, debris or other items dangerous or injurious to the health and welfare of persons or the environment is being maintained or permitted to exist thereon, constituting a public nuisance.

Due to the seriousness of the threat to public health, safety and welfare, a NOTICE OF NONCOMPLIANCE IS BEING RECORDED AGAINST YOUR PROPERTY, a copy of which is attached hereto.

YOU ARE ORDERED TO ABATE THE PUBLIC NUISANCE WITHIN THIRTY (30) DAYS. You are further ordered to bring your property into compliance with RCO 541.5 by removing all rubbish, trash, debris or other dangerous or injurious items from your property and depositing said items at a landfill, transfer station or collection site lawfully permitted to receive and dispose of such items.

By receipt of this Order, you are noticed that an administrative proceeding to abate a public nuisance has been initiated against you and your property, thus administrative abatement costs have commenced accruing, including but not limited to investigative and enforcement costs. You are liable for the full repayment of these costs to the County of Riverside, together with actual costs to remove all rubbish, trash or debris and attorneys' fees, if applicable. Furthermore, these costs will be recorded as a lien via special assessment against your property. Failure to bring your property into compliance with RCO No. 541.5 could further subject you, as the owner or person in possession, to civil, administrative, and criminal penalties.

YOU HAVE A RIGHT TO OBJECT TO THIS NOTICE WITHIN THIRTY (30) DAYS and request a hearing in front of the Riverside County Board of Supervisors by making a written request addressed to NOV.45 – Code Enforcement 10.07

EXHIBIT NO. B

Code Enforcement, 82675 Highway 111, Room 3050, Indio, CA 92236. Attn: CEO Rusty Hannah; and postmarked no later than November 30, 2007.

IF YOU DO NOT REQUEST A HEARING, the public nuisance on your property will be abated by Riverside County Code Enforcement without further notice. A private, independent contractor will be hired to clear your property and you will be liable for all abatement costs, including administrative costs and attorneys' fees as defined in RCO 451.5.

IF A HEARING IS REQUESTED by you, further notice of the date and time of the hearing will be mailed to you. During the hearing, Code Enforcement Officers will present oral and/or documentary evidence to the Board of Supervisors as to why a public nuisance is deemed to exist on your property. You, your representatives or any interested person may also testify at the hearing and submit evidence regarding the conditions of your property.

At the end of the initial thirty (30) day period, or after a hearing in which an Order to Abate is issued against you and your property, the County Enforcement Officer shall immediately abate the violating conditions by use of a private, independent contractor. Thereafter, an Abatement Bill will be mailed to you demanding immediate payment for the costs of abatement, together with administrative costs and attorneys' fees. If the costs are not paid within fifteen (15) days of mailing, the costs shall become a recorded lien against your property and collected as a special assessment with the property taxes.

The Abatement Bill and Notice of Hearing, if a hearing is requested by you, will be mailed to you at the address listed on this notice. **IF YOU REQUEST A DIFFERENT MAILING ADDRESS TO BE USED**, you must make this request in writing to the undersigned prior to the expiration of the initial thirty (30) day time period.

YOU ARE ENCOURAGED TO IMMEDIATELY CONTACT the Code Enforcement Officer in writing or call (760) 863-7180 to discuss resolution of this matter.

CODE ENFORCEMENT DEPARTMENT


Rusty Hannah
Code Enforcement Officer II

PROOF OF SERVICE BY MAIL

Case No. CV07-7698

I, the undersigned, say I am a citizen of the United States and am employed in the County of Riverside, over the age of 18 years and not a party to the within action or proceeding; that my business address is 82675 Highway 111, Room 3050, Indio, CA 92201.

I am readily familiar with our department's practice for collection and processing of correspondence for mailing with the United States Postal Service. Correspondence is deposited with the United States Postal Service on the same day in the ordinary course of business.

That on the 8th day of November, 2007 I served a copy of the papers to which this proof of service is attached, entitled:

Notice of Violation
Order to Remove Rubbish

by depositing a copy thereof in an envelope for deposit in the United States Postal Service via Certified Mail, return receipt requested, and addressed as follows:

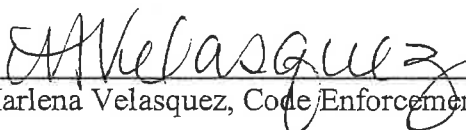
Bessie M. McDowell
ET AL
4657 Victoria Ave
Riverside, CA 92507

The envelope was sealed and placed for collection and mailing at 82675 Highway 111, Room 3050, Indio, CA 92201, on the same date following the ordinary business practices.

I certify under penalty of perjury according to the laws of the State of California that the foregoing is true and correct.

Executed this 8th of November, 2007 at Indio, California.

CERTIFIED/REGULAR MAIL


Marlena Velasquez, Code Enforcement Aide

Article Number: 70041160000406055300

EXHIBIT NO. B²



JAY E. ORR
DIRECTOR

CODE ENFORCEMENT DEPARTMENT
COUNTY OF RIVERSIDE

82675 HWY 111, ROOM 3050
INDIO, CALIFORNIA 92201
(760) 863-7180 • FAX (760) 863-7066

JOHN BOYD
DEPUTY DIRECTOR

BRIAN BLACK
STEVE BLOOMQUIST
JIM MONROE
DIVISION MANAGERS

AFFIDAVIT OF POSTING OF NOTICES

Case No.: CV078698

I, Rusty Hannah, hereby declare:

1. I am employed by the Riverside County Code Enforcement Department, and that My business address is:

County of Riverside
Code Enforcement Department
82-675 Highway 111, Room 3050
Indio, CA 92201

2. That on **November 13, 2007 at approximately 10:55 a.m.**, I securely and conspicuously posted a Notice of Violation for RCO 541.5; Accumulated Rubbish, household trash, metal, vehicle parts, plastic, wood, cut/ dry/ dead vegetation, etc. A copy of the Notice of Non-Compliance and a Do Not Dump sign at the property described as:

Property Address: 1 lot S of 86573 Wallace Rd., Thermal, Ca. 92274

Assessor's Parcel Number: 763-300-006

I declare under the penalty of perjury that the foregoing is true and correct.

Executed on **November 14, 2007** at Indio, California.

By: 
Rusty Hannah, Code Enforcement Officer

EXHIBIT NO. B³

PROOF OF SERVICE BY MAIL

Case No. CV07-7698

I, the undersigned, say I am a citizen of the United States and am employed in the County of Riverside, over the age of 18 years and not a party to the within action or proceeding; that my business address is 82675 Highway 111, Room 3050, Indio, CA 92201.

I am readily familiar with our department's practice for collection and processing of correspondence for mailing with the United States Postal Service. Correspondence is deposited with the United States Postal Service on the same day in the ordinary course of business.

That on the 31st day of January, 2008 I served a copy of the papers to which this proof of service is attached, entitled:

Notice of Violation
RCO 541.5
Order to remove rubbish
Notice of Non Compliance (DOC#2007-0646198 recorded 101907)

by depositing a copy thereof in an envelope for deposit in the United States Postal Service via Certified Mail, return receipt requested, and addressed as follows:

Leamon Cole
1408 Flores Street
San Bernardino, CA 92405

Elsia Weaver
3107 Jacarenda
Casa Blanca, CA 92504


Willie Mae Cole
2132 East 101st, Unit 511
Los Angeles, CA 90002

The envelope was sealed and placed for collection and mailing at 82675 Highway 111, Room 3050, Indio, CA 92201, on the same date following the ordinary business practices.

I certify under penalty of perjury according to the laws of the State of California that the foregoing is true and correct.

Executed this 31st of January, 2008 at Indio, California.

CERTIFIED MAIL



Marlana Velasquez, Code Enforcement Aide

Article Number: 70070220000445792366, 2373, 2380

EXHIBIT NO. B⁴

County of Riverside
Code Enforcement Department
82-675 Hwy. 111, Room 3050
Indio, CA 92201

CERTIFIED MAIL™



7007 0220 0004 4579 2373

NOT ATTEMPTED
3107 Jacaranda
Casa Blanca, CA 92504
CV077698 RH (541.5)

UNITED STATES POSTAL SERVICE
02 1A
0004337431
MAILED FROM ZIP CODE 92504
\$05.210
FEB 01 2008

925044579 0010

**U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT**
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage \$	Postmark Here

Return Receipt Fee (Endorsement Required)
Raschhofer, Matthew, Frae (Endorser)

Total P
Elsia Weaver
3107 Jacaranda
Casa Blanca, CA 92504
CV077698 RH (541.5)

Sent To
Street, #
or PO B
City, State, ZIP+4

PS Form 3800, August 2006 See Reverse for Instructions

EXHIBIT NO. B7

When recorded please mail to:
County of Riverside
Code Enforcement: Administration
4080 Lemon St.
Riverside, CA. 92501, 12th floor

Mail Stop# 1012
ATTN: Wen Chen

DOC # 2010-0013998
01/13/2010

Customer Copy Label
The paper to which this label is
affixed has not been compared
with the recorded document

Larry W Ward
County of Riverside
Assessor, County Clerk & Recorder

NOTICE OF ABATEMENT LIEN

In the matter of the Property of

)

Case No.: CV07-7698

MCDOWELL BESSIE M ET AL

NOTICE IS HEREBY GIVEN to all persons, pursuant to Ordinance Nos. 541 (RCC Chapter 8.120) and 725 (RCC Chapter 1.16) of the County of Riverside, State of California and Section 25845 of the California Government Code, that proceedings have been completed with respect to the removal of accumulated rubbish which constituted violations of Riverside County Ordinance Nos. 541 (RCC Chapter 8.120) and 725 (RCC Chapter 1.16); that such proceedings were based upon the noncompliance of such real property, located at 1 Lot South of 86573 Wallace Rd., Thermal, CA, and more particularly described as Assessor's Parcel Number 763-300-006-9, having a legal description of .33 ACRES M/L IN POR LOT 7 MB 004/053 COACHELLA LAND & WATER CO, with the requirements of Ordinance Nos. 541 (RCC Chapter 8.120) and 725 (RCC Chapter 1.16); and that the expenses incurred by the County, including, but not limited to investigative, administrative, and abatement costs and attorneys' fees have become a lien on said property. The actions taken to abate the subject condition were as follows: The abated property is described as 1 Lot South of 86573 Wallace Rd., Thermal, CA; the name and mailing address of the record owner is Bessie M McDowell, ET AL located at 4657 Victoria Ave., Riverside, CA 92507.

Pursuant to Riverside County Ordinance No. 541, Section 8(b) (RCC 8.120.080(B)), the real property identified as 1 Lot South of 86573 Wallace Rd., Thermal, CA and Assessor's Parcel Number 763-300-006-9 constituted a public nuisance due to the accumulation of rubbish on the property. Notice was posted and mailed via certified mail to the owner of the real property as such person's name and address appear on the last County Equalized Assessment Roll, identifying the accumulation of rubbish. The administrative abatement process concluded on 4/30/2008 with the abatement of all accumulated rubbish. A Summary of Cost in the amount of \$10,611.30 was mailed to the real property owner and a Notice of Non-Compliance has been recorded against the property. By failing to pay the amount indicated on the Summary of Cost, and pursuant to Riverside County Ordinance No. 541, Section 8(g) (RCC 8.120.080(G)), a lien has been imposed on the above described real property in the amount of the abatement costs and recorded with the Riverside County Recorder's Office.

COUNTY OF RIVERSIDE
DEPARTMENT OF CODE ENFORCEMENT

By: Wen Chen
Wen Chen
Code Enforcement Administration

Copy

ACKNOWLEDGMENT

State of California)
County of Riverside) SS.

On JAN 13 2010 before me, Jeremy Murphy, Notary Public, personally appeared Wen Chen who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Jeremy Murphy (Seal of Notary)

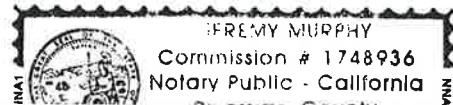


EXHIBIT NO. D

Assessment Roll For the 2009-2010 Tax Year as of January 1,2009

Assessment #763300006-9		Parcel # 763300006-9	
Assessee:	MCDOWELL BESSIE M	Land	1,420
Mail Address:	4657 VICTORIA AVE	Full Value	1,420
City, State Zip:	RIVERSIDE CA 92507	Total Net	1,420
Real Property Use Code:	YD		
Base Year	1975		
Conveyance Number:	0168773		
Conveyance (mm/yy):	12/1972		
PUI:	Y020000		
TRA:	58-085		
Taxability Code:	0-00		
ID Data:	Lot 7 MB 004/053 COACHELLA LAND & WATER CO		

View Parcel Map

This must be in red to be a
"CERTIFIED COPY"

I hereby certify the foregoing instrument to which this stamp has been affixed consisting of 1 pages to be a full, true and correct copy of the original on file and of record in my office.

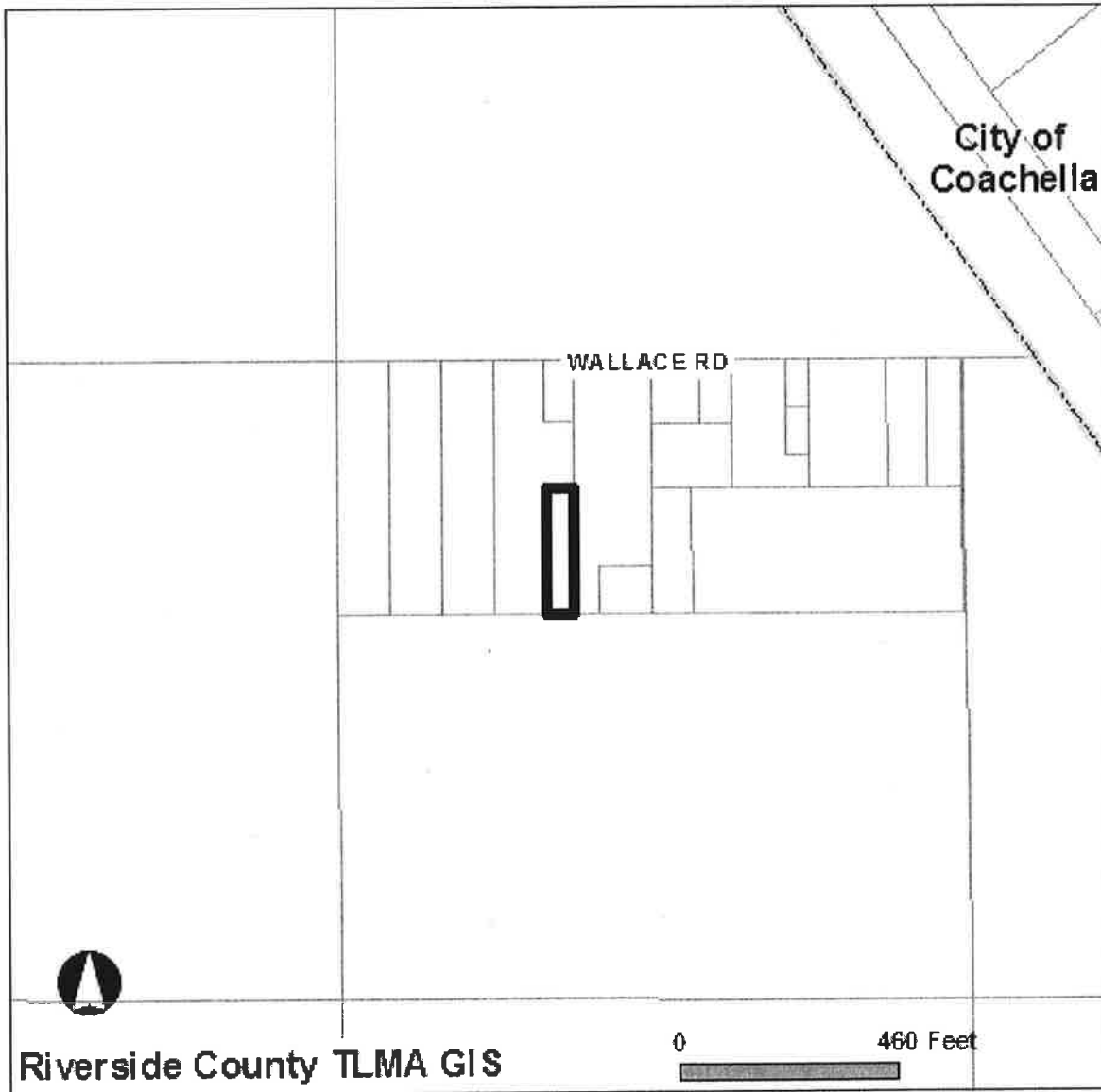
Larry W Ward
Assessor - County Clerk - Recorder
County of Riverside, State of California
MAR 25 2010
Dated: _____



Certification must be in red to be a
"CERTIFIED COPY"

EXHIBIT NO. E

RIVERSIDE COUNTY GIS



Selected parcel(s):
763-300-006

IMPORTANT

Maps and data are to be used for reference purposes only. Map features are approximate, and are not necessarily accurate to surveying or engineering standards. The County of Riverside makes no warranty or guarantee as to the content (the source is often third party), accuracy, timeliness, or completeness of any of the data provided, and assumes no legal responsibility for the information contained on this map. Any use of this product with respect to accuracy and precision shall be the sole responsibility of the user.

STANDARD REPORT

APNs

763-300-006-9

OWNER NAME / ADDRESS

BESSIE M MCDOWELL
ET AL
ADDRESS NOT AVAILABLE

MAILING ADDRESS

(SEE OWNER)
4657 VICTORIA AVE
RIVERSIDE CA. 92507

EXHIBIT NO. E2

LEGAL DESCRIPTION

RECORDED BOOK/PAGE: MB 4/53
SUBDIVISION NAME: COACHELLA LAND & WATER CO
LOT/PARCEL: 7, BLOCK: NOT AVAILABLE
, Por. TRACT NUMBER: NOT AVAILABLE

LOT SIZE

RECORDED LOT SIZE IS 0.33 ACRES

PROPERTY CHARACTERISTICS

NO PROPERTY DESCRIPTION AVAILABLE

THOMAS BROS. MAPS PAGE/GRID

PAGE: 5531 GRID: F3

CITY BOUNDARY/SPHERE

NOT WITHIN A CITY
CITY SPHERE: COACHELLA
ANNEXATION DATE: JUN. 22, 2006
LAFCO CASE #: 2005-22-4
NO PROPOSALS

MARCH JOINT POWERS AUTHORITY

NOT IN THE JURISDICTION OF THE MARCH JOINT POWERS AUTHORITY

INDIAN TRIBAL LAND

NOT IN A TRIBAL LAND

SUPERVISORIAL DISTRICT (ORD. 813)

JOHN BENOIT, DISTRICT 4

TOWNSHIP/RANGE

T6SR8E SEC 16

ELEVATION RANGE

-106 FEET

PREVIOUS APN

NO DATA AVAILABLE

PLANNING

LAND USE DESIGNATIONS

Zoning not consistent with the General Plan.
L1

AREA PLAN (RCIP)

EASTERN COACHELLA VALLEY

GENERAL PLAN POLICY OVERLAYS

NOT IN A GENERAL PLAN POLICY OVERLAY AREA

GENERAL PLAN POLICY AREAS

NONE

ZONING CLASSIFICATIONS (ORD. 348)

M-SC

ZONING DISTRICTS AND ZONING AREAS

LOWER COACHELLA VALLEY DISTRICT

ZONING OVERLAYS

NOT IN A ZONING OVERLAY

SPECIFIC PLANS

NOT WITHIN A SPECIFIC PLAN

AGRICULTURAL PRESERVE

NOT IN AN AGRICULTURAL PRESERVE

REDEVELOPMENT AREAS

PROJECT AREA NAME: DCPA
SUBAREA NAME: THERMAL & JACQUELINE COCHRAN AIRPORT
AMENDMENT NUMBER: 0
ADOPTION DATE: DEC. 23, 1986
ACREAGE: 18352 ACRES

AIRPORT INFLUENCE AREAS

JACQUELINE COCHRAN

AIRPORT COMPATIBILITY ZONESJACQUELINE COCHRAN ZONE B1
JACQUELINE COCHRAN ZONE C**ENVIRONMENTAL****CVMSHCP (COACHELLA VALLEY MULTI-SPECIES HABITAT CONSERVATION PLAN) CONSERVATION AREA**
NOT IN A CONSERVATION AREA**CVMSHCP FLUVIAL SAND TRANSPORT SPECIAL PROVISION AREAS**
NOT IN A FLUVIAL SAND TRANSPORT SPECIAL PROVISION AREA**WRMSHCP (WESTERN RIVERSIDE COUNTY MULTI-SPECIES HABITAT CONSERVATION PLAN) CELL GROUP**
NOT IN A CELL GROUP**WRMSHCP CELL NUMBER**
NOT IN A CELL**HANS/ERP (HABITAT ACQUISITION AND NEGOTIATION STRATEGY/EXPEDITED REVIEW PROCESS)**
NONE**VEGETATION (2005)**
NO DATA AVAILABLE**FIRE****HIGH FIRE AREA (ORD. 787)**
NOT IN A HIGH FIRE AREA**FIRE RESPONSIBILITY AREA**
NOT IN A FIRE RESPONSIBILITY AREA**DEVELOPMENT FEES****CVMSHCP FEE AREA (ORD. 875)**
WITHIN THE COACHELLA VALLEY MSHCP FEE AREA**WRMSHCP FEE AREA (ORD. 810)**
NOT WITHIN THE WESTERN RIVERSIDE COUNTY MSHCP FEE AREA**ROAD & BRIDGE DISTRICT**
NOT IN A DISTRICT**EASTERN TUMF (TRANSPORTATION UNIFORM MITIGATION FEE ORD. 673)**
IN OR PARTIALLY WITHIN A TUMF FEE AREA. SEE MAP FOR MORE INFORMATION.
In EAST**WESTERN TUMF (TRANSPORTATION UNIFORM MITIGATION FEE ORD. 824)**
NOT WITHIN THE WESTERN TUMF FEE AREA**DIF (DEVELOPMENT IMPACT FEE AREA ORD. 659)**
EASTERN COACHELLA VALLEY**SKR FEE AREA (STEPHEN'S KANGAROO RAT ORD. 663.10)**
NOT WITHIN AN SKR FEE AREA.**DEVELOPMENT AGREEMENTS**
NOT IN A DEVELOPMENT AGREEMENT AREA**TRANSPORTATION****CIRCULATION ELEMENT ULTIMATE RIGHT-OF-WAY**
NOT IN A CIRCULATION ELEMENT RIGHT-OF-WAY**ROAD BOOK PAGE**
219

TRANSPORTATION AGREEMENTS
NOT IN A TRANSPORTATION AGREEMENT**CETAP (COMMUNITY AND ENVIRONMENTAL TRANSPORTATION ACCEPTABILITY PROCESS) CORRIDORS**
NOT IN A CETAP CORRIDOR.**HYDROLOGY****FLOOD PLAIN REVIEW**
NOT REQUIRED.**WATER DISTRICT**
CVWD**FLOOD CONTROL DISTRICT**
COACHELLA VALLEY WATER DISTRICT**WATERSHED**
WHITEWATER**GEOLOGIC****FAULT ZONE**
NOT IN A FAULT ZONE**FAULTS**
NOT WITHIN A 1/2 MILE OF A FAULT**LIQUEFACTION POTENTIAL**
HIGH**SUBSIDENCE**
ACTIVE**PALEONTOLOGICAL SENSITIVITY**
HIGH SENSITIVITY (HIGH A).
BASED ON GEOLOGIC FORMATIONS OR MAPPABLE ROCK UNITS THAT ARE ROCKS THAT CONTAIN FOSSILIZED BODY ELEMENTS, AND TRACE FOSSILS SUCH AS TRACKS, NESTS AND EGGS. THESE FOSSILS OCCUR ON OR BELOW THE SURFACE.**MISCELLANEOUS****SCHOOL DISTRICT**
COACHELLA VALLEY UNIFIED**COMMUNITIES**
THERMAL**COUNTY SERVICE AREA**
IN OR PARTIALLY WITHIN
THERMAL #125 -
STREET LIGHTING**LIGHTING (ORD. 655)**
NOT APPLICABLE, 45.81 MILES FROM MT. PALOMAR OBSERVATORY**2000 CENSUS TRACT**
045603**FARMLAND**
OTHER LANDS**TAX RATE AREAS**
058-085
• CITRUS PEST CONTROL 2
• COACHELLA VAL JT BLO HIGH
• COACHELLA VALLEY PUBLIC CEMETERY
• COACHELLA VALLEY REC AND PARK
• COACHELLA VALLEY RESOURCE CONSER
• COACHELLA VALLEY UNIFIED SCHOOL
• COACHELLA VALLEY WATER DISTRICT
• COUNTY FREE LIBRARY
• COUNTY SERVICE AREA 125 *

- COUNTY STRUCTURE FIRE PROTECTION
- COUNTY WASTE RESOURCE MGMT DIST
- CSA 152
- CV MOSQ & VECTOR CONTROL
- CVWD IMP DIST 1 DEBT SV
- CVWD STORM WTR UNIT
- DESERT COMMUNITY COLLEGE
- GENERAL
- GENERAL PURPOSE
- PROJECT 4-THERMAL
- RIV CO REG PARK & OPEN SPACE
- RIV. CO. OFFICE OF EDUCATION
- SO COACHELLA VALLEY CSD
- SUPERVISORIAL ROAD DISTRICT 4

SPECIAL NOTES

PLEASE REFER TO ORDINANCE 457.96 FOR COACHELLA VALLEY AGRICULTURAL GRADING EXEMPTIONS.

CODE COMPLAINTS

NO CODE COMPLAINTS

REPORT PRINTED ON...Thu Mar 18 17:15:17 2010