

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

615B



FROM: County Counsel/TLMA
Code Enforcement Department

SUBMITTAL DATE:
July 15, 2010

SUBJECT: Order to Abate [Accumulation of Rubbish]
Case No. : CV 09-02125 (HANELINE/PARRAS)
Subject Property: 21120 Via Galleon, Murrieta; APN: 930-250-006
District: 1

RECOMMENDED MOTION: Move that:

1. The Findings of Fact, Conclusions and Order to Abate in Case No. CV 09-02125 be approved;
2. The Chairman of the Board of Supervisors be authorized to execute the Findings of Fact, Conclusions and order to Abate in Case No. CV 09-02125; and
3. The Clerk of the Board of Supervisors be authorized to record the Findings of Fact, Conclusions and Order to Abate in Case No. CV 09-02125.

(Continued)

L.A. Fong
L. ALEXANDRA FONG, 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

Tina Grande
Tina Grande

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Buster, Stone, Benoit and Ashley
Nays: None
Absent: Tavaglione
Date: July 27, 2010
xc: Co.Co.(3); Recorder

Kecia Harper-Ihem
Clerk of the Board
By: *Kecia Harper-Ihem*
Deputy

ATTACHMENTS FILED WITH THE CLERK OF THE BOARD

Departmental Concurrence

Consent Policy
 Consent Policy

Dep't Recomm.:
 Per Exec. Ofc.:

Abatement of Public Nuisance
Case No. CV 09-02125; HANELINE/PARRAS
21120 Via Galleon, Murrieta
Page 2

BACKGROUND:

On June 29, 2010, this Board received the declaration of the Code Enforcement Officer in the above-referenced matter. At the conclusion of the hearing, this Board declared the accumulation of rubbish located on the subject property to be a public nuisance. The Board ordered the property owner to abate the violative conditions on the property and directed County Counsel to prepare Findings of Fact, Conclusions and Order to Abate.

1 RECORDING REQUESTED BY:
Kecia Harper-Ihem, Clerk of the
2 Board of Supervisors
(Stop #1010)
3



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M. Hoga						T:	CTY	UNI	512

4
5 WHEN RECORDED PLEASE MAIL TO:
L. Alexandra Fong, Deputy County Counsel
6 County of Riverside
OFFICE OF COUNTY COUNSEL
7 3960 Orange Street, Fifth Floor (Stop #1350)
Riverside, CA 92501

[EXEMPT'6103]

8
9 **BOARD OF SUPERVISORS**
COUNTY OF RIVERSIDE



10
11 IN RE ABATEMENT OF PUBLIC NUISANCE:
[ACCUMULATION OF RUBBISH]; APN 930-
12 250-006, 21120 VIA GALLEON, MURRIETA,
RIVERSIDE COUNTY, CALIFORNIA; JEFFERY
13 W. HANELINE AND HEIDI L. PARRAS,
OWNERS.

CASE NO. CV 09-02125

FINDINGS OF FACT,
CONCLUSIONS AND ORDER TO
ABATE NUISANCE

[R.C.O. Nos. 541 (RCC Chapter 8.120)
and 725 (RCC Title 1)]

14
15
16 The above-captioned matter came on regularly for hearing on June 29, 2010, before the Board
17 of Supervisors of the County of Riverside, State of California in the Board Room, First Floor Annex,
18 County Administrative Center, 4080 Lemon Street, Riverside, California regarding the real property
19 described as 21120 Via Galleon, Murrieta, Riverside County, and further described as Assessor's
20 Parcel Number 930-250-006 referred to hereinafter as "THE PROPERTY."

21 L. Alexandra Fong, Deputy County Counsel, appeared along with Brian Black, Supervising
22 Code Enforcement Officer, on behalf of the Director of the Code Enforcement Department.

23 Owners did not appear.

24 The Board of Supervisors received the Declaration of Code Enforcement Officer together
25 with the attached exhibits, evidencing the accumulation of rubbish on THE PROPERTY as a public
26 nuisance and violation of Riverside County Ordinance No. 541, as codified in Riverside County Code
27 Chapter 8.120.

28 ///

1 **SUMMARY OF EVIDENCE**

2 1. Documents of record in the Riverside County Recorder's Office identify the
3 OWNERS of THE PROPERTY as Jeffery W. Haneline and Heidi L. Parras ("OWNERS").

4 2. Documents of title indicate that other parties potentially hold a legal interest in THE
5 PROPERTY, to-wit: Sonja T. Longley, Vivian A. Ganaden, La Cresta Property Owners Association,
6 Rancho California Water District and State of California Franchise Tax Board ("INTERESTED
7 PARTIES").

8 3. THE PROPERTY was inspected by Code Enforcement Officers on March 24, 2009,
9 April 24, 2009, April 27, 2009, July 6, 2009, July 16, 2009, October 13, 2009, December 9, 2009,
10 December 29, 2009, March 2, 2010, March 11, 2010, June 14, 2010 and June 28, 2010.

11 4. During each inspection, an accumulation of rubbish was observed on THE
12 PROPERTY. The rubbish consisted of, but was not limited to: household trash and miscellaneous
13 debris.

14 5. THE PROPERTY was determined to be in violation of Riverside County Ordinance
15 No. 541 (RCC Chapter 8.120) by the Code Enforcement Officer.

16 6. A Notice of Noncompliance was recorded in the Office of the County Recorder,
17 County of Riverside, State of California on March 16, 2010 as instrument number 2010-0120727.

18 7. On March 24, 2009, a Notice of Violation was posted on THE PROPERTY. On
19 March 30, 2009, a Notice of Violation was mailed by certified mail, return receipt requested to
20 OWNER, Jeffery Haneline. On March 17, 2010, a Notice of Violation was mailed by certified mail,
21 return receipt requested to OWNERS and INTERESTED PARTIES.

22 8. On June 10, 2010, a "Notice to Correct County Ordinance Violations and Abate
23 Public Nuisance" providing notice of the public hearing before the Board of Supervisors on June 29,
24 2010 was mailed by certified mail, return receipt requested, to the OWNERS and INTERESTED
25 PARTIES and was posted on THE PROPERTY on June 14, 2010.

26 **FINDINGS AND CONCLUSIONS**

27 WHEREFORE, the Board of Supervisors of the County of Riverside, State of California, in
28 regular session assembled on June 29, 2010, finds and concludes that:

2010-0352204
07/28/2010 09:09A
2 of 5



1 costs" means "any costs or expenses reasonably related to the abatement of conditions which violate
2 County Land Use Ordinances, and shall include, but not be limited to, enforcement, investigation,
3 collection and administrative costs, attorneys fees, and the costs associated with the removal or
4 correction of the violation." Reasonable abatement costs accrued by the Code Enforcement
5 Department will be recoverable from the property owner(s) even if THE PROPERTY is brought into
6 compliance within ninety (90) days of the date of this Order to Abate Nuisance.

7
8 Dated: July 27, 2010

COUNTY OF RIVERSIDE

9
10 By Marion Ashley
11 Marion Ashley
12 Chairman, Board of Supervisors

13 ATTEST:

14 KECIA HARPER-IHEM

15 Clerk to the Board

16 By Alexandra Fong
17 Deputy

18
19 (SEAL)



2010-0352204
07/28/2010 08:00A
4 of 5

FORM APPROVED COUNTY COUNSEL
BY: Alexandra Fong 7/27/10 DATE
L. ALEXANDRA FONG



**LARRY W. WARD
COUNTY OF RIVERSIDE
ASSESSOR-COUNTY CLERK-RECORDER**

Recorder
P.O. Box 751
Riverside, CA 92502-0751
(951) 486-7000

<http://riverside.asrclrec.com>

CERTIFICATION

Pursuant to the provisions of Government Code 27361.7, I certify under the penalty of perjury that the following is a true copy of illegible wording found in the attached document:

(Print or type the page number(s) and wording below):

CLARIFICATION OF THE SEAL for the Riverside County Board of Supervisors
(embossed on document)



Date:

7-27-10

Signature:

Karen Barton

Print Name:

Karen Barton, Board Assistant, Riverside County Clerk of the Board



NOTICE LIST

Subject Property: 21120 Via Galleon, Murrieta
Case No.: CV 09-02125 APN: 930-250-006; District 1

JEFFERY W HANELINE
HEIDI L PARRAS
21120 VIA GALLEON
MURRIETA, CA 92562

VIVIAN A. GANADEN
26712 RABIDA CIRCLE
MISSION VIEJO, CA 92691

LA CRESTA PROPERTY OWNERS ASSOCIATION
C/O COAST ASSESSMENT SERVICE COMPANY
PO BOX 972
GARDEN GROVE, CA 92842

RANCHO CALIFORNIA WATER DISTRICT
PO BOX 9017
TEMECULA, CA 92589

STATE OF CALIFORNIA FRANCHISE TAX BOARD
PO BOX 2952
SACRAMENTO, CA 95812

NOTICE LIST

Subject Property: 21120 Via Galleon, Murrieta
Case No.: CV 09-02125 APN: 930-250-006; District 1

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

STATE OF CALIFORNIA FRANCHISE TAX BOARD
PO BOX 2952
SACRAMENTO CA 95812

09-02125 (Handline) FF 5

2. Article Number
(Transfer from service label)
PS Form 3811, February 2004

7009 3410 0000 1317 7816

Domestic Return Receipt

102595-02-M-1540

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

TRACRESTA PROPERTY OWNERS ASSOCIATION
C/O COAST ASSESSMENT SERVICE COMPANY
PO BOX 972
GARDEN GROVE, CA 92842

09-02125 (Handline) FF 5

2. Article Number
(Transfer from service label)
PS Form 3811, February 2004

7009 3410 0000 1317 7823

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

- A. Signature *Ramon Burt* Agent
- B. Received by (Printed Name) Addressee
- C. Date of Delivery
- D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No



3. Service Type

- Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

COMPLETE THIS SECTION ON DELIVERY

- A. Signature Agent
- [Signature]* Addressee
- B. Received by (Printed Name) Addressee
- D. S. Morcote*
- C. Date of Delivery Yes
- 8-19-10*
- D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

RANCHO CALIFORNIA WATER DISTRICT
PO BOX 9017
TEMECULA CA 92589

2. Article Number
(Transfer from service label)

7009 3410 0000 1317 7830

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

- A. Signature Agent
- [Signature]* Addressee
- B. Received by (Printed Name) Addressee
- Pam Jensen*
- C. Date of Delivery Yes
- 20*
- D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No



3. Service Type

- Certified Mail Express Mail
 Registered C.O.D.
 Insured Mail

4. Restricted Delivery? (Extra Fee) Yes

09-10860 (Handline) FF 5



[Home](#) | [Help](#) | [Sign In](#)

[Track & Confirm](#) [FAQs](#)

Track & Confirm

Search Results

Label/Receipt Number: **7009 3410 0000 1317 7847**
 Service(s): **Certified Mail™**
 Status: **Notice Left**

We attempted to deliver your item at 12:20 pm on August 19, 2010 in MURRIETA, CA 92562 and a notice was left. You may pick up the item at the Post Office indicated on the notice, go to www.usps.com/redelivery, or call 800-ASK-USPS to arrange for redelivery. If this item is unclaimed after 15 days then it will be returned to the sender. Information, if available, is updated periodically throughout the day. Please check again later.

Detailed Results:

- Notice Left, August 19, 2010, 12:20 pm, MURRIETA, CA 92562
- Arrival at Unit, August 19, 2010, 7:52 am, MURRIETA, CA 92563

Notification Options

Track & Confirm by email

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

Track & Confirm

Enter Label/Receipt Number.

[Go >](#)

[Site Map](#) [Customer Service](#) [Forms](#) [Gov't Services](#) [Careers](#) [Privacy Policy](#) [Terms of Use](#) [Business Customer Gateway](#)

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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	\$.66	Mailed 8/19/10 Postmark Here	
Certified Fee	2.80		
Return Receipt Fee (Endorsement Required)	2.30		
Restricted Delivery Fee (Endorsement Required)			
Total Postage & Fees	\$ 5.76		
Sent To: JEFFERY W HANELINE			
Street, or PO: HEIDI L PARRAS			
City, St: 21120 VIA GALLEON			
MURRIETA CA 92562			
PS Form 3800, August 2006		See Reverse for Instructions	

7009 3410 0000 1317 7847

NOTICE LIST

Subject Property: 21120 Via Galleon, Murrieta
Case No.: CV 09-02125 APN: 930-250-006; District 1

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

CERTIFIED MAIL



7009 3410 0000 1317 7854

REWARDING CO

18 AUG 2010



02 1P
0003958246 AUG 18 2010
MAILED FROM ZIP CODE 92501

\$ 005.710

VIVIAN A GANADEN
26712 RABIDA CIRCLE
MISSION VIEJO CA 92691

32

MIXIE 927 DE 1 00 08/26/10

NOT DELIVERABLE TO SENDER
UNABLE TO FORWARD

BC: 92501364405 *0704-07055-18-43

92691 30404 68999



PROOF OF SERVICE

Case No. CV 09-02125

STATE OF CALIFORNIA, COUNTY OF RIVERSIDE

I, Brenda Peeler, the undersigned, declare that 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 3960 Orange Street, 5th Floor, Riverside, California 92501-3674.

That on August 18, 2010, I served the following document(s):

FINDINGS OF FACT, CONCLUSIONS AND ORDER TO ABATE NUISANCE

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

**OWNERS OR INTERESTED PARTIES
(SEE ATTACHED NOTICE LIST)**

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

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

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

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

EXECUTED ON August 18, 2010, at Riverside, California.



BRENDA PEELER



Code Enforcement Department
County Of Riverside
Lake Elsinore District Office
117 S. Langstaff Street
Lake Elsinore, California 92530
(951) 245-3186 – Fax (951) 245-3205

John Boyd
DIRECTOR

AFFIDAVIT OF POSTING OF NOTICES

Case No.: CV09-02125

I, Brett Farlow , hereby declare:

1. I am employed by the Riverside County Code Enforcement Department; that my business address is:

County of Riverside
Code Enforcement Department
117 South Langstaff Street
Lake Elsinore, Ca, 92530

2. That on 08/24/10 at **0730 Hours.**, I securely and conspicuously posted a **Findings of Fact, Conclusions and Order To Abate Public Nuisance** at the property described as:

Property Address: 21120 Via Galleon, Murrieta

Assessor's Parcel Number: 930-250-006

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

Executed on 08/24/10 at Murrieta California.

CODE ENFORCEMENT DEPARTMENT

By: RR
Brett Farlow , Code Enforcement Officer