

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

608 B



FROM: County Counsel
Code Enforcement Department

SUBMITTAL DATE:
October 28, 2010

SUBJECT: Statement of Expense [Case No. CV 06-4057]
Subject Property: 40485 Starlight Lane, Indio; ARCHULETA
APN: 607-020-038
District Four

Departmental Concurrence

RECOMMENDED MOTION: Move that the Board of Supervisors:

- (1) assess the reasonable costs of abatement of a public nuisance (Unpermitted Lane Use – Contractor's Storage Yard) in the above-referenced matter to be three thousand, three hundred, sixty-five dollars (US \$3,365.00);
- (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. 348 (RCC Title 17) 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] for *Alexandra Fong*
L. ALEXANDRA FONG, Deputy County Counsel
for PAMELA J. WALLS, County Counsel

(continued)

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

Consent
 Policy
 Consent
 Policy

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

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Stone, seconded by Supervisor Ashley 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: November 9, 2010
 xc: Co. Co., CED, Prop. Owner

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

Prev. Agn. Ref.: | District: 4 | Agenda Number: **9.4**

Statement of Expense [Case No. CV 06-4057]
Subject Property: 40485 Starlight Lane, Indio; ARCHULETA
APN: 607-020-038
District Four

The Riverside County Code Enforcement Department issued Notices of Violation dated July 6, 2006 and July 20, 2006 in the above-referenced matter. Subsequently, the property owner brought the property into compliance.

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



KATHERINE A. LIND
Assistant County Counsel

3960 ORANGE STREET, FIFTH FLOOR
RIVERSIDE, CA 92501-3674
TELEPHONE: 951/955-6300
FAX: 951/955-6322 & 951/955-6363

October 21, 2010

NOTICE OF HEARING RE: STATEMENT OF EXPENSE

To: Owner(s) or Interested Parties
(See Attached Proof of Service
and Notice List)

Subject Property: 40485 Starlight Lane, Indio
Case No.: CV 06-4057; ARCHULETA
APN: 607-020-038

NOTICE IS HEREBY GIVEN that a hearing will be held before the Riverside County Board of Supervisors on **Tuesday, November 9, 2009, 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 unpermitted land use – contractor's storage yard on your real property commonly described as 40485 Starlight Lane, Indio, and more particularly described as Assessor's Parcel Number 607-020-038.

The total expense due, including all other fees and costs, for the abatement of the above-described dangerous or injurious condition is **three thousand, three hundred, sixty-five dollars (US \$3,365.00)**. 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. 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



L. ALEXANDRA WONG
Deputy County Counsel

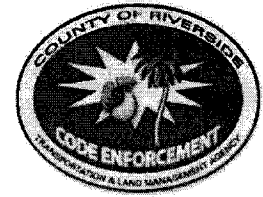
Enclosure: Statement of Expense



COUNTY OF RIVERSIDE

Code Enforcement Administration

STATEMENT OF EXPENSE WORKSHEET



CASE NUMBER: CV06-4057
OWNER: TOMMY L ARCHULETA
SITUS: 40485 STARLIGHT LN INDIO, CA. 92201
APN: 607-020-038
SUPERVISORIAL DISTRICT: 4
AUTHORITY: RIVERSIDE COUNTY ORDINANCE NO(s).
 348 (RCC Title 17) & 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>
06/27/06 - 10/16/08	CV06-4057: Officers- Alatorre/ Delgado/ Gianos/ Haeberle/ Hannah/ Herrera - Field Investigation/File Maintenance	28.30	\$2,889.70
10/21/10	Prepare/Attend Statement of Expense Hearing	0.50	\$65.00
SUBTOTAL CODE ENFORCEMENT COSTS		28.80	\$2,954.70
	COUNTY COUNSEL- LEGAL CONSULTATION SERVICES-Includes Administrative Costs	1.40	\$195.30
10/19/10	CONTRACTOR SERVICES- Lot/Title Report - RZ Title Services Inc.		\$120.00
05/31/07	Optima Information Services - Lot Book Report		\$95.00
TOTAL COSTS DUE			\$3,365.00

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 21st day of October, 2010, at Riverside, California.



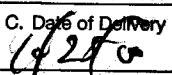


 Cuong Pham
 Code Enforcement Department

NOTICE LIST

Subject Property: 40485 Starlight Lane, Indio; Case No.: CV 06-4057;
APN: 607-020-038; District Four

TOMMY L ARCHULETA
40485 STARLIGHT LANE
INDIO CA 92201

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none">■ 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.	A. Signature X  <input type="checkbox"/> Agent <input type="checkbox"/> Addressee	
	B. Received by (Printed Name)  C. Date of Delivery 	
1. Article Addressed to: TOMMY L ARCHULETA 40485 STARLIGHT LANE INDIO CA 92201	D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No	
CW 06-4057 (ARCHULETA) SEE 1	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.	
	4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	
2. Article Number (Transfer from service label)	7009 1680 0000 9032 4380	

1 **PROOF OF SERVICE**

2 Case No. CV 06-4057

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 October 21, 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).

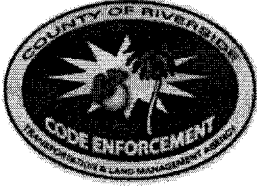
19 XX **STATE - I declare under penalty of perjury under the laws of the State of California that the**
20 **above is true and correct.**

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 October 21, 2010, at Riverside, California.

24
25
26
27
28


BRENDA G. PEELER



**CODE ENFORCEMENT DEPARTMENT
COUNTY OF RIVERSIDE**

GLENN BAUDE
Director

AFFIDAVIT OF POSTING OF NOTICES

October 25, 2010

RE CASE NO: CV064057

I, Brenda 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 10/22/10 at 2:15pm, I securely and conspicuously posted Notice Of Hearing RE: Statement Of Expense at the property described as:

Property Address: 40485 STARLIGHT LN, INDIO

Assessor's Parcel Number: 607-020-038

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

Executed on October 25, 2010 in the County of Riverside, California.

CODE ENFORCEMENT DEPARTMENT


By: Brenda Hannah, Code Enforcement Officer

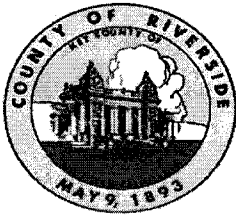
**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

FROM: County Counsel
Code Enforcement Department
SUBJECT: Statement of Expense [Case No. CV 06-4057]
Subject Property: 40485 Starlight Lane, Indio; ARCHULETA
APN: 607-020-038
District Four

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

Hearing Date: November 9, 2010

Statement of Expense with Supporting Documents	Exhibit A
Notices of Violation dated: July 5, 2006 and July 20, 2006 (including Proofs of Service, Affidavits of Posting and Return Receipts).....	Exhibit B
Notice of Noncompliance	Exhibit C
Assessment-Roll For The Year 2010/2011 And Geographic Information System, Oct. 21, 2010.....	Exhibit D



COUNTY OF RIVERSIDE

Code Enforcement Administration

STATEMENT OF EXPENSE WORKSHEET



CASE NUMBER: CV06-4057

OWNER: TOMMY L ARCHULETA

SITUS: 40485 STARLIGHT LN INDIO, CA. 92201

APN: 607-020-038

SUPERVISORIAL DISTRICT: 4

AUTHORITY: RIVERSIDE COUNTY ORDINANCE NO(s).
348 (RCC Title 17) & 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>
06/27/06 - 10/16/08	CV06-4057: Officers- Alatorre/ Delgado/ Gianos/ Haeberle/ Hannah/ Herrera - Field Investigation/File Maintenance	28.30	\$2,889.70
10/21/10	Prepare/Attend Statement of Expense Hearing	0.50	\$65.00
SUBTOTAL CODE ENFORCEMENT COSTS		28.80	\$2,954.70
	COUNTY COUNSEL- LEGAL CONSULTATION SERVICES-Includes Administrative Costs	1.40	\$195.30
10/19/10	CONTRACTOR SERVICES- Lot/Title Report - RZ Title Services Inc.		\$120.00
05/31/07	Optima Information Services - Lot Book Report		\$95.00
TOTAL COSTS DUE			\$3,365.00

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 21st day of October, 2010, at Riverside, California.



Cuong Pham
Code Enforcement Department

BILL DATE	CLIENT / BILL MATTER	BILL HOURS	BILL AMOUNT	ATTY	DESCRIPTION
	CV064057				
	CV064057				
	CV064057				
	CV064057				
	CV064057				
Subtotal		0	0		
Add					
N/A	CV064057	0	0		Mailing Expense
8/5/2010	CV064057	0.9	125.55		Prepare case for SOE Hearing
11/9/2010	CV064057	0.5	69.75		Attend SOE Hearing
Total		1.4	195.3		

EXHIBIT NO. A²



Optima Order Number: 0504001 Customer Order Number CV064057 Issue Date: 5/10/2007 Effective Date: 5/1/2007
Form Version 2.25:

Begin Copy Below This Line.

PARTIES OF INTEREST REPORT

Report Cost: \$95.00

Customer Information

Customer Name: ARCHULETA, TOMMY L.
Property Address: 40485 STARLIGHT LN., INDIO, CA 92201
Munic/County: RIVERSIDE

Deed Information

Grantee: TOMMY L. ARCHULETA, JR., A SINGLE MAN
Document Type: GRANT DEED
Filed: Dated: 9/13/2001 Recorded: 1/25/2002
Book: Page: No.: 2002-045967
Comment:

Grantee: TOMMY N. ARCHULETA AND LUPE L. ARCHULETA, HUSBAND AND WIFE AS COMMUNITY PROPERTY
Document Type: GRANT DEED
Filed: Dated: 3/9/1994 Recorded: 6/13/1994
Book: Page: No.: 239653
Comment:

Vesting: TOMMY L. ARCHULETA, JR., A SINGLE MAN
Legal Description: See Attached Exhibit 'A'

Tax Information

Tax ID: 607-020-038-2

Assessment Information

Land: \$118,151.00 Building/Improvement \$257,931.00 Assessed Valuation: \$376,082.00

Judgment and Lien Information

MORTGAGE INFORMATION:

1. DEED OF TRUST
AMOUNT: \$200,000.00
RECORDED: 6/13/1994 AS INSTRUMENT NO. 239654, BOOK , PAGE
DATED: 6/8/1994
TRUSTOR: TOMMY N. ARCHULETA AND LUPE L. ARCHULETA, HUSBAND AND WIFE
TRUSTEE: EL PASEO FINANCIAL, INC., A CALIFORNIA CORPORATION
BENEFICIARY: WILLIAM A. NONAGHAN AND DESDA J. NONAGHAN, TRUSTEES OF THE NONAGHAN FAMILY TRUST
DATED JUNE 9, 1989
COMMENT:

2. DEED OF TRUST
AMOUNT: \$30,000.00
RECORDED: 6/13/1994 AS INSTRUMENT NO. 239655, BOOK , PAGE

EXHIBIT NO. A4

*ordered 5/4/07 by
David 5/10/07 by*



INVOICE

Order Number: 22846	Order Date: 10/19/2010
----------------------------	-------------------------------

Customer Information:

Acct No. 1044

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

Attn: Brent Steele
REF: CV06-4057/Brenda Peeler
IN RE: ARCHULETA, TOMMY L

Product and/or Service ordered for Property known as:	
40485 Starlight Lane Indio, CA 92201	
DESCRIPTION:	FEE:
Lot Book Report	\$120.00
TOTAL DUE:	\$120.00

Payment due upon receipt. Please remit to:

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

EXHIBIT NO. A⁵

COUNTY OF RIVERSIDE
DEPARTMENT OF BUILDING & SAFETY
NOTICE OF VIOLATION

CY064057
CASE NO.: _____ APN 607-020-038

THE PROPERTY AT 40485 STARLIGHT B. DRIVES
WAS INSPECTED AT 2:10am/pm ON 4/15/06
BY Delgado #31

(Name of Inspector or Investigator/ Badge No.)
AND FOUND TO BE IN VIOLATION OF RIVERSIDE
CODE AS FOLLOWS:

CODE 17 SECTION 24.010
UNDEVELOPED LAND USE - CONTRADICTION SIGNAGE
YARD.

YOU ARE DIRECTED TO COMPLY WITH THIS NOTICE BY

DISCONTINUING USE & REMOVE ALL COMMERCIAL
VEHICLES AND EQUIPMENT FROM PROPERTY (RESIDENTIAL
NEEDED COUNTY PLANNING DEPT APPROVAL AND COMPLETED
FOR THIS USE. ALL REQUIREMENTS FOR THIS USE.

IMMEDIATELY. A FOLLOW-UP INVESTIGATION WILL BE
CONDUCTED ON OR ABOUT 30 Days. FAILURE
TO COMPLY BY THIS DATE COULD RESULT IN THE
ISSUANCE OF AN ADMINISTRATIVE CITATION, AND THE
IMPOSITION OF A LIEN ON THE PROPERTY FOR THE
ABATEMENT AND ENFORCEMENT COSTS.

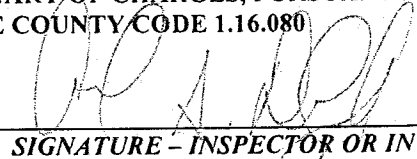
PENALTY FOR FAILURE TO COMPLY

A FINE MAY BE ASSESSED AT THE RATE OF:
\$100 FOR EACH VIOLATION ON THE FIRST OFFENSE
\$200 FOR EACH VIOLATION ON THE SECOND OFFENSE
\$500 FOR EACH VIOLATION ON THE THIRD OFFENSE

NOTICE IS HEREBY GIVEN THAT AT THE CONCLUSION OF
THIS CASE YOU WILL RECEIVE A SUMMARY OF
ADMINISTRATIVE COSTS ASSOCIATED WITH THE
PROCESSING OF SUCH VIOLATION (S), AT AN HOURLY
RATE OF \$ 102.00 AS DETERMINED BY THE BOARD OF
SUPERVISORS.

In addition to the above;

YOU WILL HAVE THE RIGHT TO OBJECT TO THESE CHARGES
BY FILING A REQUEST FOR HEARING WITH THE DEPARTMENT
OF BUILDING & SAFETY WITHIN TEN (10) DAYS OF SERVICE OF
THE SUMMARY OF CHARGES, PURSUANT TO SECTION C. OF
RIVERSIDE COUNTY CODE 1.16.080



SIGNATURE - INSPECTOR OR INVESTIGATOR

OFFICE LOCATIONS: (See Reverse Side)

RECEIVED BY:

Postco

DATE: 4/16/06

B

EXHIBIT NO. _____

COUNTY OF RIVERSIDE

Building and Safety Department
Code Enforcement Division

AFFIDAVIT OF POSTING OF NOTICES

Case No.: CV064057

I, the undersigned, hereby declare:

1. I am employed by the Riverside County Department of Building and Safety Code Enforcement Division; that my business address is:

County of Riverside
Building & Safety Department
Code Enforcement Division
82675 Highway 111, Room 211
Indio, CA 92201

2. That on 07/05/06, at 2:10am/pm, I securely and conspicuously posted a Notice of Violation at the property described as:

Property Address: 40485 Starlight, Bermuda Dunes
Assessor's Parcel Number: 607-020-038

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

Executed on 07/05/06, at Indio, California.

BUILDING & SAFETY DEPARTMENT

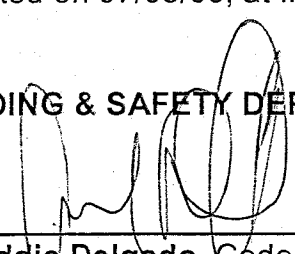
By: 
Eddie Delgado, Code Enforcement Officer

EXHIBIT NO. B²



County of Riverside
Building and Safety Department
CODE ENFORCEMENT DIVISION



James J. Miller
Director

NOTICE OF VIOLATION

July 20, 2006

Tommy L Archuleta
40485 Starlight Ln
Bermuda Dunes, Ca 92203

Re: Case No.: CV06-4057

NOTICE IS HEREBY GIVEN that property owned or controlled by you at 40485 Starlight, Bermuda Dunes, California, Assessor's Parcel Number 607-020-038, is in violation of Riverside County Code Section(s) RCC 17.24.010 of, an Ordinance of the County of Riverside providing for land use planning and zoning regulations and related functions. **Such violation(s) are described as:**

1. Unpermitted Land Use –(contractor's storage yard).

YOU ARE HEREBY REQUIRED TO COMPLY with the provisions of Riverside County Code by:

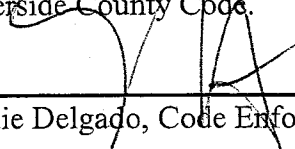
1. CEASE unpermitted property use of (contractor's storage yard) and contact Riverside County Department of Building & Safety for land use and Zoning.

COMPLIANCE MUST BE COMPLETED BY August 20, 2006

FAILURE TO COMPLY WILL RESULT IN LEGAL ACTION BEING BROUGHT AGAINST YOU.

NOTICE IS HEREBY GIVEN that at the conclusion of this case you will receive a Summary of Administrative Costs associated with the processing of such violation(s), at an hourly rate of **\$103.00** as determined by the Board of Supervisors.

You will have the right to object to these charges by filing a request for hearing with the Department of Building and Safety within 10 days of service of the Summary of Administrative Costs, pursuant to section 1.16.080 of Riverside County Code.



Eddie Delgado, Code Enforcement Officer

EXHIBIT NO. B³

PROOF OF SERVICE BY MAIL

Case No. CV06-4057

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 **82-675 Highway 111, Room 209, 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 20th day of July 2006 I served a copy of the papers to which this proof of service is attached, entitled:

Notice of Violation
RCC 17.24.010
Unpermitted Property Use –(contractors storage yard)

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:

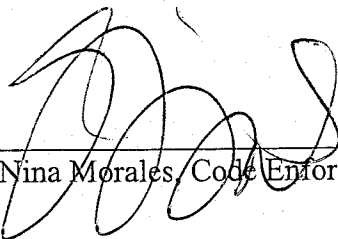
Tommy L Archuleta
40485 Starlight Ln
Bermuda Dunes, Ca 92201

The envelope was sealed and placed for collection and mailing at Indio, CALIFORNIA, 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 20th day of July 2006 at Indio, California.

CERTIFIED MAIL



Nina Morales, Code Enforcement Aide

Article Number:

EXHIBIT NO. 34



When recorded please mail to:
Mail Stop# 4029

M	S	U	PAGE	SIZE	DA	PCOR	NOCOR	SMF	MISC.	
	1		1							
					1			✓	TP	
A	R	L				COPY	LONG	REFUND	NCHG	EXAM

NOTICE OF NONCOMPLIANCE

①



In the matter of the Property of)
Tommy L. Archuleta)

Case No. CV064057

NOTICE IS HEREBY GIVEN to all persons, pursuant to Section 10 of Ordinance Number 725 of the County of Riverside, State of California, that proceedings have been commenced with respect to violations of Riverside County Ordinance No. 348 (RCC Title 17.24.010) described as Unpermitted Land Use – Contractor’s Storage Yard. Such proceedings are based upon the noncompliance of such real property, located at 40485 Starlight Ln., Indio, CA and more particularly described as Assessment Parcel No. 607-020-038 and having a legal description of 2.59 acres, more or less, in Por Par 121, Record of Survey Book 23, Page 43, Section 7 T5S R7E, with the requirements of Ordinance No. 348 (RCC Title 17.24.010).

The owner has been advised to immediately correct the above-referenced violations to avoid further action by the County of Riverside which may include demolition, removal, razing, etc., to abate the public nuisance. Any costs incurred by the County, including, but not limited to investigative, administrative and abatement costs and attorneys’ fees, may become a lien on the property. Further details regarding this notice may be obtained by addressing an inquiry to the Building and Safety Department 82675 Highway 111, Room 209, Indio, CA 92201, Attention Eddie Delgado, Code Enforcement Officer.

NOTICE IS FURTHER GIVEN in accordance with 17274 and 24436.5 of the California Revenue and Taxation Code, that a tax deduction may not be allowed for interest, taxes, depreciation, or amortization paid or incurred in the taxable year affected by these proceedings.

COUNTY OF RIVERSIDE
DEPARTMENT OF BUILDING AND SAFETY

By [Signature]
Dave Lawless, Supervising Code Enforcement Officer
Code Enforcement Division

ACKNOWLEDGMENT

State of California)
County of Riverside)

On Fri. 7-14-06 before me, Lupe Torres Alatorre, Notary Public, personally appeared Dave Lawless, personally known to me 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.

WITNESS my hand and official seal.

Lupe Torres Alatorre

(Seal of Notary)

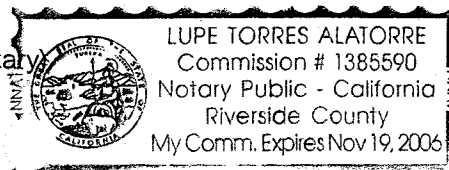


EXHIBIT NO. _____

C

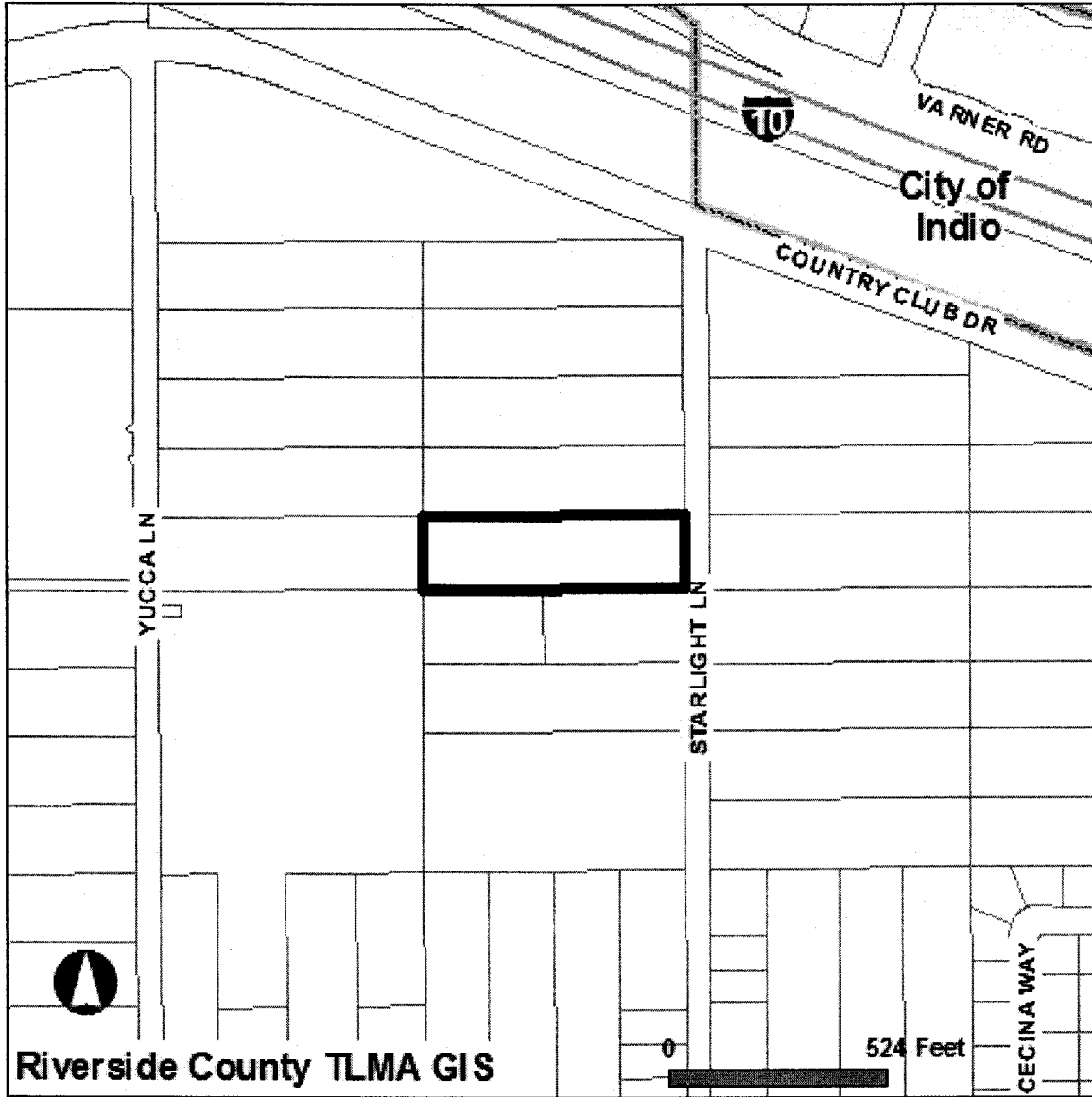
Assessment Roll For the 2010-2011 Tax Year as of January 1,2010

Assessment #607020038-2		Parcel # 607020038-2	
Assessee:	ARCHULETA TOMMY L	Land	125,084
Mail Address:	40485 STARLIGHT LN INDIO CA 92201	Structure	308,378
Real Property Use Code:	R1	Full Value	433,462
Base Year	1995	Homeowners' Exemption	7,000
Conveyance Number:	0045967	Total Net	426,462
Conveyance (mm/yy):	1/2002		
PUI:	R010012		
TRA:	75-004		
Taxability Code:	0-00		
ID Data:	Lot 121 RS 023/043		
Situs Address:	40485 STARLIGHT LN INDIO CA 92201		

View Parcel Map

EXHIBIT NO. D

RIVERSIDE COUNTY GIS



Selected parcel(s):
607-020-038

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

607-020-038-2

OWNER NAME / ADDRESS

TOMMY L ARCHULETA
40485 STARLIGHT LN
INDIO, CA. 92201

MAILING ADDRESS

(SEE OWNER)
40485 STARLIGHT LN
INDIO CA.. 92201

EXHIBIT NO. _____

D²

LEGAL DESCRIPTION

RECORDED BOOK/PAGE: RS 23/43
SUBDIVISION NAME: NOT AVAILABLE
LOT/PARCEL: 121, BLOCK: NOT AVAILABLE
Por. TRACT NUMBER: NOT AVAILABLE

LOT SIZE

RECORDED LOT SIZE IS 2.59 ACRES

PROPERTY CHARACTERISTICS

WOOD FRAME, 2657 SQFT., 5 BDRM/ 3.5 BATH, 1 STORY, ATTACHED GARAGE(590 SQ. FT), CONST'D 1989TILE, ROOF, CENTRAL HEATING, CENTRAL COOLING

THOMAS BROS. MAPS PAGE/GRID

PAGE: 819 GRID: F3

CITY BOUNDARY/SPHERE

NOT WITHIN A CITY
NOT WITHIN A CITY SPHERE
NO ANNEXATION DATE AVAILABLE
NO LAFCO CASE # AVAILABLE
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

T5SR7E SEC 7

ELEVATION RANGE

100/104 FEET

PREVIOUS APN

607-020-021

PLANNING

LAND USE DESIGNATIONS

Zoning not consistent with the General Plan.
EDR

AREA PLAN (RCIP)

WESTERN COACHELLA VALLEY

GENERAL PLAN POLICY OVERLAYS

NOT IN A GENERAL PLAN POLICY OVERLAY AREA

GENERAL PLAN POLICY AREAS

NONE

ZONING CLASSIFICATIONS (ORD. 348)

R-1-12000

ZONING DISTRICTS AND ZONING AREAS

BERMUDA DUNES DISTRICT

ZONING OVERLAYS

IN OR PARTIALLY WITHIN THE BERMUDA DUNES NEIGHBORHOOD PRESERVATION OVERLAY

SPECIFIC PLANS

NOT WITHIN A SPECIFIC PLAN

AGRICULTURAL PRESERVE

NOT IN AN AGRICULTURAL PRESERVE

REDEVELOPMENT AREAS

NOT IN A REDEVELOPMENT AREA

AIRPORT INFLUENCE AREAS

BERMUDA DUNES

AIRPORT COMPATIBILITY ZONES

BERMUDA DUNES ZONE B1

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)

WESTERN 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

207A

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
MODERATE

SUBSIDENCE
SUSCEPTIBLE

PALEONTOLOGICAL SENSITIVITY
LOW POTENTIAL.
FOLLOWING A LITERATURE SEARCH, RECORDS CHECK AND A FIELD SURVEY, AREAS MAY BE DETERMINED BY A QUALIFIED VERTEBRATE PALEONTOLOGIST AS HAVING LOW POTENTIAL FOR CONTAINING SIGNIFICANT PALEONTOLOGICAL RESOURCES SUBJECT TO ADVERSE IMPACTS.

MISCELLANEOUS

SCHOOL DISTRICT
DESERT SANDS UNIFIED

COMMUNITIES
BERMUDA DUNES

COUNTY SERVICE AREA
NOT IN A COUNTY SERVICE AREA.

LIGHTING (ORD. 655)
ZONE B, 42.74 MILES FROM MT. PALOMAR OBSERVATORY

2000 CENSUS TRACT
045206

FARMLAND
OTHER LANDS
URBAN-BUILT UP LAND

TAX RATE AREAS
075-004
• CITRUS PEST CONTROL 2
• COACHELLA VAL JT BLO HIGH
• COACHELLA VALLEY PUBLIC CEMETERY
• COACHELLA VALLEY REC AND PARK
• COACHELLA VALLEY RESOURCE CONSER
• COACHELLA VALLEY WATER DISTRICT
• COUNTY FREE LIBRARY
• 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
- DESERT SANDS UNIFIED SCHOOL
- GENERAL
- GENERAL PURPOSE
- RIV CO REG PARK & OPEN SPACE
- RIV. CO. OFFICE OF EDUCATION
- 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 Oct 21 11:51:12 2010
Version 100826