

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

519B



FROM: County Counsel
Code Enforcement Department

SUBMITTAL DATE:
February 3, 2011

SUBJECT: Statement of Expense [Case No. CV 10-02607]
Subject Property: 2 Parcels W/O 15899 Bryant Road, Riverside; SHAY
APN: 285-060-044
District One

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 **one thousand, eight hundred seventy-one dollars and forty cents (US \$1,871.40)**;
- (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
- (5) authorize and direct the Code Enforcement Department to take any reasonable actions to collect the amount owed.

[Handwritten Signature]

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: *[Handwritten Signature]*
Jennifer L. Sargent

County Executive Office Signature

Policy
 Policy

Consent
 Consent

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Ashley, seconded by Supervisor Stone 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: February 15, 2011
xc: Co. Co., CED, Prop. Owner

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

Prev. Agn. Ref.: | District: 1 | Agenda Number:

9.10

Statement of Expense [Case No. CV 10-02607]
Subject Property: 2 Parcels W/O 15899 Bryant Road, Riverside; SHAY
APN: 285-060-044
District One
Page 2

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.

Multiple Notices of Violation were issued. On April 7, 2010, a Notice of Violation and Order to Remove Accumulated Rubbish was issued. Subsequently, on or about August 19, 2010, the accumulated rubbish was abated from the subject property under the direction of the Riverside County Code Enforcement Department.

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.

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APN: 285-060-044
District One

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

Hearing Date: FEBRUARY 15, 2011

Notice of Statement Expense Hearing (including Proofs of Service, Affidavits of Posting and Return Receipts)	Exhibit A
Statement of Expense Worksheet with Supporting Documents	Exhibit B
Assessment-Roll For The Year 10/11 And Geographic Information System, Jan. 31, 2011	Exhibit C

PAMELA J. WALLS
County Counsel

OFFICE OF COUNTY COUNSEL
COUNTY OF RIVERSIDE



KATHERINE A. LIND
Assistant County Counsel

3960 ORANGE STREET, SUITE 500
RIVERSIDE, CA 92501-3674
TELEPHONE: 951/955-6300
FAX: 951/955-6322 & 951/955-6363

January 31, 2011

**NOTICE OF HEARING
RE: STATEMENT OF EXPENSE**

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

Subject Property: 2 Parcels W/O 15899 Bryant Road, Riverside
Case No.: CV10-02607; SHAY
APN NOS.: 285-060-044

NOTICE IS HEREBY GIVEN that a hearing will be held before the Riverside County Board of Supervisors on **Tuesday, February 15, 2011, 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 located on your real property commonly described as 2 Parcels W/O 15899 Bryant Road, Riverside, Riverside County, California and more particularly described as Assessor's Parcel Number 285-060-044.

The total expense due, including all other fees and costs, for the abatement of the above-described dangerous or injurious condition is **one thousand, eight hundred seventy-one dollars and forty cents, (US \$1,871.40)**. 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 Conference Room 2A located on the 1st floor in front of the Human Resources Office to discuss the case.

PAMELA J. WALLS
County Counsel



L. ALEXANDRA FONG
Deputy County Counsel

Enclosure: Statement of Expense

EXHIBIT NO. A



County of Riverside Code Enforcement Department

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

Statement of Expense

285060044
ROBERT W SHAY
300 PASEO DE LA PLAYA NO D
REDONDO BEACH CA. 90277

Date	Invoice #
12/27/2010	100087

Property Address
285060044 ROBERT W SHAY 2 P/W (15899 BRYANT RD) RIVERSIDE, CA

Case Number	District	Class
CV1002607	1	

Date	Item	Description	Hours/Qty	Rate	Amount
3/30/2010	Officer Hours	Labor Charges - Officer Time	0.2	109.00	21.80
4/7/2010	Officer Hours	Labor Charges - Officer Time	0.1	109.00	10.90
5/26/2010	Officer Hours	Labor Charges - Officer Time	0.2	82.00	16.40
8/9/2010	Officer Hours	Labor Charges - Officer Time	0.1	82.00	8.20
8/19/2010	Officer Hours	Labor Charges - Officer Time	0.9	82.00	73.80
	SOE Preparation	Prepare Statement of Expense		65.00	65.00
		Subtotal Code Enforcement Costs			196.10
	Prepare Case for SOE He...			125.55	125.55
	Attend SOE Hearing			69.75	69.75
		Subtotal County Counsel Costs			195.30
8/24/2010	Demolition & Disposal	Demolition & Disposal	1	1,360.00	1,360.00
12/27/2010	Lot/Title Report	Lot/Title Report		120.00	120.00
		Subtotal Contractor Costs			1,480.00
Subtotal					\$1,871.40
Payments/Credits					\$0.00
Total					\$1,871.40

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

[Signature]
Code Enforcement Department

EXHIBIT NO. A2

NOTICE LIST

Subject Property: 2 Parcels W/O 15899 Bryant Road, Riverside; Case No.: CV10-02607;
APN: 285-060-044; District One

ROBERT W SHAY
300 PASEO DE LA PAYA NO D
REDONDO BEACH CA 90277

7010 1670 0001 7232 7550

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
Certified Fee	2.80
Return Receipt Fee (Endorsement Required)	2.30
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.54
MAILED 1/31/11	
Postmark Here	
Sent To	
Street, Apt or PO Box	ROBERT W SHAY
City, State	300 PASEO DE LA PAYA NO D REDONDO BEACH CA 90277
PS Form 3800, August 2006	
See Reverse for Instructions	

EXHIBIT NO. A³

PROOF OF SERVICE

Case No. CV10-02607

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STATE OF CALIFORNIA, COUNTY OF RIVERSIDE

I, Brenda G. Peeler, 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, Suite 500, Riverside, California 92501.

That on January 31, 2011, I served the following document(s):

- NOTICE OF HEARING RE: STATEMENT OF EXPENSE
- STATEMENT OF EXPENSE WORKSHEET

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

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

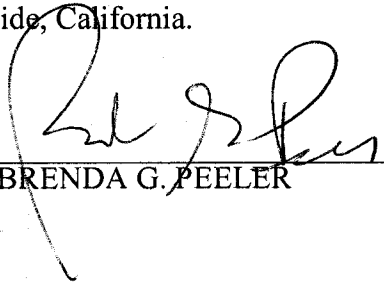
XX **BY CERTIFIED MAIL, RETURN RECEIPT REQUESTED.** I am "readily familiar" with the office's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid at Riverside, California, 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 January 31, 2011, at Riverside, California.



BRENDA G. PEELER

EXHIBIT NO. A4



**CODE ENFORCEMENT DEPARTMENT
COUNTY OF RIVERSIDE**

GLENN BAUDE
Director

AFFIDAVIT OF POSTING OF NOTICES

February 1, 2011

RE CASE NO: CV1002607

I, Marco Diaz, hereby declare:

I am employed by the Riverside County Code Enforcement Department; that my business address is 19450 Clark Street, Perris, California 92570 .

That on 02/01/2011 at 2:58PM, I securely and conspicuously posted a NOTICE OF HEARING RE: STATEMENT OF EXPENSE at the property described as:

Property Address: 2 P/W OF 15899 BRYANT RD, RIVERSIDE

Assessor's Parcel Number: 285-060-044

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

Executed on February 1, 2011 in the County of Riverside, California.

CODE ENFORCEMENT DEPARTMENT


By: Marco Diaz, Code Enforcement Technician

EXHIBIT NO. A⁵



County of Riverside Code Enforcement Department

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

Statement of Expense

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ROBERT W SHAY
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		Subtotal Contractor Costs			1,480.00
				Subtotal	\$1,871.40
				Payments/Credits	\$0.00
				Total	\$1,871.40

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

Duey
Code Enforcement Department

EXHIBIT NO. B



12620 Bosley Lane TLMA ADMINISTRATION
 Corona, Ca. 92883
 (951) 277-3404

10 SEP -8 AM 10:20

TLA 51488

Invoice

TLARC SEP 27 2010
 Voucher No. 258551
 BILL TO: Darlene Snyder
52161

Invoice No. 63092
 Invoice Date 8/24/2010

RECEIVED
 SEP - 8 2010

COUNTY OF RIVERSIDE
 TLMA ADMINISTRATION
 P.O. BOX 1605
 RIVERSIDE, CA 92502-1605

PROJECT
 15899 BRYANT, RIV

TLMA - PURCHASING

P.O.#
 285-060-044



RECEIVED **DUE DATE**
 SEP 14 2010 9/13/2010

QTY	DESCRIPTION	RATE	AMOUNT
	W.O. 148845 8-19-10 REMOVAL AND DISPOSAL OF RUBBISH FROM LOCATED SITE..... Sales Tax	1,360.00 8.75%	1,360.00 0.00

RECEIVED SEP 09 2010

PAYMENT APPROVAL
 Fund 10000
 DeptID 3140100000
 Account 525440
 Project 201002607
 Amount Paid \$1,360.00
 Signature [Signature]
 Date 9/13/10

TLMA
 SEP 27 2010
 Approved
 Robert Brooks (5-3243)

INVOICE TOTAL \$1,360.00

EXHIBIT NO. B2

9/9/10 Sent to Sylvia 12th FL. Cmm



INVOICE

Order Number: 23066

Order Date: 1/11/2011

Customer Information:

Acct No. 1044

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

Attn: Brent Steele
REF: CV10-02607 / Brenda Peeler
IN RE: SHAY, ROBERT W.

Product and/or Service ordered for Property known as:	
Vacant Land	
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. B³

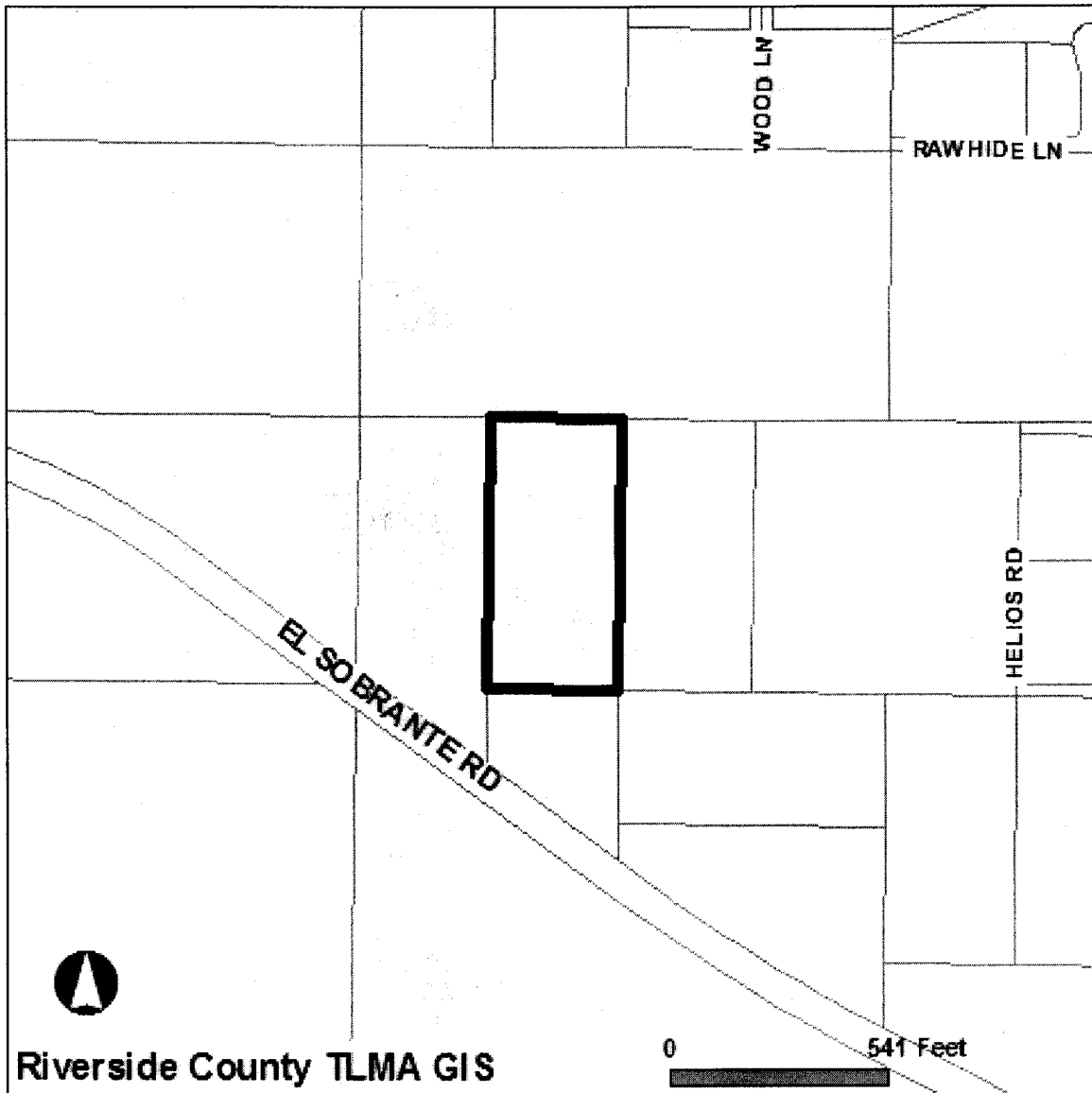
Assessment Roll For the 2010-2011 Tax Year as of January 1,2010

Assessment #285060044-7		Parcel # 285060044-7	
Assessee:	SHAY ROBERT W	Land	165,724
Mail Address:	300 PASEO DE LA PLAYA NO D	Full Value	165,724
City, State Zip:	REDONDO BEACH, CA 90277	Total Net	165,724
Real Property Use Code:	YR		
Base Year	1989		
Conveyance Number:	0130063		
Conveyance (mm/yy):	5/1988		
PUI:	R070000		
TRA:	88-038		
Taxability Code:	0-00		
ID Data:	SEE ASSESSOR MAPS		

[View Parcel Map](#)

EXHIBIT NO. C

RIVERSIDE COUNTY GIS



Selected parcel(s):
285-060-044

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

285-060-044-7

OWNER NAME / ADDRESS

ROBERT W SHAY
ADDRESS NOT AVAILABLE

MAILING ADDRESS

(SEE OWNER)
300 PASEO DE LA PLAYA NO D
REDONDO BEACH CA. 90277

LEGAL DESCRIPTION

EXHIBIT NO. C²

LEGAL DESCRIPTION IS NOT AVAILABLE

LOT SIZE

RECORDED LOT SIZE IS 5 ACRES

PROPERTY CHARACTERISTICS

NO PROPERTY DESCRIPTION AVAILABLE

THOMAS BROS. MAPS PAGE/GRID

PAGE: 775 GRID: G1

CITY BOUNDARY/SPHERE

NOT WITHIN A CITY
CITY SPHERE: RIVERSIDE
ANNEXATION DATE: OCT. 26, 2006
LAFCO CASE #: 2005-17-1,2&5
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)

BOB BUSTER, DISTRICT 1

TOWNSHIP/RANGE

T4SR5W SEC 3

ELEVATION RANGE

1468/1488 FEET

PREVIOUS APN

285-060-037

PLANNING

LAND USE DESIGNATIONS

Zoning not consistent with the General Plan.
RR

AREA PLAN (RCIP)

LAKE MATHEWS / WOODCREST

GENERAL PLAN POLICY OVERLAYS

NOT IN A GENERAL PLAN POLICY OVERLAY AREA

GENERAL PLAN POLICY AREAS

NONE

ZONING CLASSIFICATIONS (ORD. 348)

R-A-1 (CZ 5086)

ZONING DISTRICTS AND ZONING AREAS

LAKE MATHEWS DISTRICT

ZONING OVERLAYS

NOT IN A ZONING 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

NOT IN AN AIRPORT INFLUENCE AREA

AIRPORT COMPATIBILITY ZONES

NOT IN AN AIRPORT COMPATIBILITY ZONE

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)
Agricultural Land
Grassland

FIRE

HIGH FIRE AREA (ORD. 787)
IN HIGH FIRE AREA - Grading And Building Permit Applications Require Fire Dept Clearance Prior To Permit Issuance.

FIRE RESPONSIBILITY AREA
STATE RESPONSIBILITY AREA

DEVELOPMENT FEES

CVMSHCP FEE AREA (ORD. 875)
NOT WITHIN THE COACHELLA VALLEY MSHCP FEE AREA

WRMSHCP FEE AREA (ORD. 810)
IN OR PARTIALLY WITHIN THE WESTERN RIVERSIDE MSHCP FEE AREA. SEE MAP FOR MORE INFORMATION.

ROAD & BRIDGE DISTRICT
NOT IN A DISTRICT

EASTERN TUMF (TRANSPORTATION UNIFORM MITIGATION FEE ORD. 673)
NOT WITHIN THE EASTERN TUMF FEE AREA

WESTERN TUMF (TRANSPORTATION UNIFORM MITIGATION FEE ORD. 824)
IN OR PARTIALLY WITHIN A TUMF FEE AREA. SEE MAP FOR MORE INFORMATION. NORTHWEST

DIF (DEVELOPMENT IMPACT FEE AREA ORD. 659)
LAKE MATHEWS

SKR FEE AREA (STEPHEN'S KANGAROO RAT ORD. 663.10)
IN OR PARTIALLY WITHIN AN SKR FEE AREA. SEE MAP FOR MORE INFORMATION.

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
32

TRANSPORTATION AGREEMENTS
NOT IN A TRANSPORTATION AGREEMENT

CETAP (COMMUNITY AND ENVIRONMENTAL TRANSPORTATION ACCEPTABILITY PROCESS) CORRIDORS
CONTACT FARAH KHORASHADI IN THE TRANSPORTATION DEPARTMENT AT (951)955-2091.

HYDROLOGY

FLOOD PLAIN REVIEW

NOT REQUIRED.

WATER DISTRICT

WMWD

FLOOD CONTROL DISTRICT

RIVERSIDE COUNTY FLOOD CONTROL DISTRICT

WATERSHEDSANTA ANA RIVER

GEOLOGIC

FAULT ZONE

NOT IN A FAULT ZONE

FAULTS

NOT WITHIN A 1/2 MILE OF A FAULT

LIQUEFACTION POTENTIAL

NO POTENTIAL FOR LIQUEFACTION EXISTS

SUBSIDENCE

NOT IN A SUBSIDENCE AREA

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

RIVERSIDE UNIFIED

COMMUNITIES

LAKE MATHEWS

COUNTY SERVICE AREA

NOT IN A COUNTY SERVICE AREA.

LIGHTING (ORD. 655)

NOT APPLICABLE, 45.45 MILES FROM MT. PALOMAR OBSERVATORY

2000 CENSUS TRACT

042008

FARMLAND

OTHER LANDS

TAX RATE AREAS

088-038

- COUNTY FREE LIBRARY
- COUNTY STRUCTURE FIRE PROTECTION
- COUNTY WASTE RESOURCE MGMT DIST
- CSA 152
- FLOOD CONTROL ADMINISTRATION
- FLOOD CONTROL ZONE 2
- GENERAL
- GENERAL PURPOSE
- METRO WATER WEST 1302999
- PERRIS VALLEY CEMETERY
- RIV CO REG PARK & OPEN SPACE
- RIV. CO. OFFICE OF EDUCATION
- RIVERSIDE CITY COMMUNITY COLLEGE
- RIVERSIDE CORONA RESOURCE CONSER
- RIVERSIDE UNIFIED SCHOOL
- SAN JACINTO BASIN RESOURCE CONS
- WESTERN MUN WTR IMP #1-BLO

• WESTERN MUNICIPAL WATER

SPECIAL NOTES
NO SPECIAL NOTES

CODE COMPLAINTS
NO CODE COMPLAINTS

REPORT PRINTED ON...Mon Jan 31 15:05:38 2011
Version 101221