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





FROM:

County Counsel

Code Enforcement Department

SUBMITTAL DATE: January 12, 2011

SUBJECT: Statement of Expense [Case No. CV 07-4920]

Subject Property: 38685 De Portola Road, Temecula; FITZPATRICK

APN: 927-620-017

District Three

RECOMMENDED MOTION: Move that the Board of Supervisors:

- 1) assess the reasonable costs of abatement of a public nuisance (grading without permits) in the above-referenced matter to be nine thousand, one hundred twenty-five dollars (US \$9,125.00);
- assess the costs of abatement against the above-described subject property; (2)
- authorize the recordation of a notice of abatement lien; and (3)
- authorize the abatement costs to be added to the tax roll as a special assessment (4)

authorize and direct the Code Enforcement Department to take any reasonable actions to collect the (5)amount owed.

L. ALEXANDRA FONG, Deputy County Counsel for PAMELA J. WALLS, County Counsel Current F.Y. Total Cost: In Current Year Budget: N/A **FINANCIAL Current F.Y. Net County Cost:** \$ N/A **Budget Adjustment:** N/A DATA **Annual Net County Cost:** \$ N/A For Fiscal Year: N/A SOURCE OF FUNDS: Positions To Be **Deleted Per A-30** Requires 4/5 Vote C.E.O. RECOMMENDATION: APPROVE **County Executive Office Signature**

Policy Policy

V

Departmental Concurrence

Consent

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Stone, seconded by Supervisor Buster and duly carried, IT WAS ORDERED that the above matter is approved as recommended with a revised amount of costs to \$4,697.50.

3

Ayes:

Buster, Stone, Benoit and Ashley

Navs:

None

Absent:

Tavaglione

February 15, 2011

xc: Co. Co., CED, Prop. Owner

Prev. Agn. Ref.:

District:

Agenda Number:

Kecia Harper-Ihem

Clerk of the Board

ATTACHMENTS FILED WITH THE CLERK OF THE POAPO

Exec. Ofc.

Dep't Recomm.:

Statement of Expense [Case No. CV 07-4920]

Subject Property: 38685 De Portola Road, Temecula; FITZPATRICK

APN: 927-620-017 District: Three

Page 2

BACKGROUND: Government Code § 25845, Riverside County Ordinance Nos. 457 (RCC Title 15) and 725 (RCC Title 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.

The Board of Supervisors issued and Order to Abate Nuisance in this case on March 25, 2008 and recorded on March 26, 2008, as document number 2008-0146666. Subsequently, the property was brought 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.

BOARD OF SUPERVISORS PUBLIC HEARING

February 15, 2011 (Continued 9.8 of February 8, 2011)

AGENDA ITEM NO. 9.13

Supplemental Documents

Statement of Expense 38685 De Portola Road, Temecula Case No. CV07-4920

DISTRICT 3

OFFICE OF COUNTY COUNSEL COUNTY OF RIVERSIDE

PAMELA J. WALLS County Counsel

Assistant County Counsel KATHERINE A. LIND

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



1.00

1.50

February 3, 2011

CONTINUATION NOTICE OF HEARING RE: STATEMENT OF EXPENSE

To: Owner(s) or Interested Parties (See Attached Proof of Service and Notice List) Subject Property: 38685 De Portola Road, Temecula Case No.: CV07-4920; FITZPATRICK

APN: 927-620-017

NOTICE IS HEREBY GIVEN that a hearing that was held before the Riverside County Board of Supervisors on Tuesday, January 25, 2011, at 9:30 a.m. in the Board of Supervisors Room, 4080 Lemon Street, 1st Floor Annex, Riverside, California, and has been continued at your request from Tuesday, February 8, 2011 to Tuesday, February 15, 2011 at 9:30 a.m. 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 grading located on your real property commonly described as 38685 De Portola Road, Temecula, Riverside County, California and more particularly described as Assessor's Parcel Number 927-620-017.

The total expense due, including all other fees and costs, for the abatement of the above-described dangerous or injurious condition is **nine thousand**, **one hundred twenty-five dollars (US \$9,125.00)**. 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 Conference Room 2A located on the 1st floor in front of the Human Resources Office to discuss the case.

sic C.

JISIG C.

PAMELA J. WALLS

County Counsel

L. ALEXANDRA FONG Deputy County Counsel

Enclosure: Statement of Expense



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

(1000 - No.

927620017-6 RANDALL L FITZPATRICK GAIL FITZPATRICK 38685 DE PORTOLA RD TEMECULA CA. 92592

Statement of Expense

Date	Invoice #
12/21/2010	100054

Case Number	District	Class
CV074920	3	SOE

927620017-6 38685 DE PORTOLA RD TEMECULA, CA 92592

Date	Item	Description	Hours/Qty	Rate	Amount
6/13/2007	Officer Hours	Labor Charges - Officer Time	1.1	129.00	141.90
6/18/2007	Officer Hours	Labor Charges - Officer Time	1.7	129.00	219.30
7/3/2007	Officer Hours	Labor Charges - Officer Time	1	129.00	129.00
7/3/2007	Officer Hours	Labor Charges - Officer Time	0.3	109.00	32.70
7/10/2007	Officer Hours	Labor Charges - Officer Time	0.5	109.00	54.50
8/30/2007	Officer Hours	Labor Charges - Officer Time	0.3	109.00	32.70
9/19/2007	Officer Hours	Labor Charges - Officer Time	0.8	109.00	87.20
9/19/2007	Officer Hours	Labor Charges - Officer Time	0.9	129.00	116.10
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10/31/2007	Officer Hours	Labor Charges - Officer Time	0.2	129.00	25.80
2/7/2008	Officer Hours	Labor Charges - Officer Time	0.3	109.00	32.70
3/4/2008	Officer Hours	Labor Charges - Officer Time	0.6	109.00	65.40
3/11/2008	Officer Hours	Labor Charges - Officer Time	4.3	109.00	468.70
3/11/2008	Officer Hours	Labor Charges - Officer Time	0.1	129.00	12.90
4/8/2008	Officer Hours	Labor Charges - Officer Time	0.3	109.00	32.70
5/13/2008	Officer Hours	Labor Charges - Officer Time	0.7	109.00	76.30
7/24/2008	Officer Hours	Labor Charges - Officer Time	1.2	109.00	130,80
	SOE Preparation	Prepare Statement of Expense	1	65.00	65.00
		Subtotal Code Enforcement Costs			2,020.40
10/25/2007	Attorney Fees	Attorney Fees - County Counsel	0.2	128.00	25.60
11/30/2007	Attorney Fees	Attorney Fees - County Counsel	0.4	64.00	25.60
	-		Subto	tal	
	The state of the s		Payme	ents/Credi	ts
			Tota	L	

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

EXHIBIT NO.

Code Enforcement Department



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927620017-6 RANDALL L FITZPATRICK GAIL FITZPATRICK 38685 DE PORTOLA RD TEMECULA CA. 92592

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Property Address

927620017-6
38685 DE PORTOLA RD
TEMECULA, CA 92592

Date	Item	Description	Hours/Qty	Rate	Amount
12/5/2007	Attorney Fees	Attorney Fees - County Counsel	0.7	64.00	44.8
12/6/2007	Attorney Fees	Attorney Fees - County Counsel	1.5	128.00	192.0
12/10/2007	Attorney Fees	Attorney Fees - County Counsel	2	128.00	256.0
12/18/2007	Attorney Fees	Attorney Fees - County Counsel	1.5	128.00	192.0
1/15/2008	Attorney Fees	Attorney Fees - County Counsel	1.3	128.00	166.4
1/22/2008	Attorney Fees	Attorney Fees - County Counsel	2	128.00	256.0
1/23/2008	Attorney Fees	Attorney Fees - County Counsel	1	128.00	128.0
1/28/2008	Attorney Fees	Attorney Fees - County Counsel	2	128.00	256.0
1/31/2008	Attorney Fees	Attorney Fees - County Counsel	2.2	128.00	281.6
2/4/2008	Mailing Fees - Counsel	Mailing Fees - County Counsel	1	5.21	5.3
2/4/2008	Attorney Fees	Attorney Fees - County Counsel	1.5	128.00	192.0
2/22/2008	Attorney Fees	Attorney Fees - County Counsel	0.8	64.00	51.2
2/29/2008	Attorney Fees	Attorney Fees - County Counsel	0.5	128.00	64.0
3/4/2008	Attorney Fees	Attorney Fees - County Counsel	0.4	128.00	51.3
3/10/2008	Attorney Fees	Attorney Fees - County Counsel	0.8	128.00	102.
3/11/2008	Attorney Fees	Attorney Fees - County Counsel	1	64.00	64.
3/11/2008	Attorney Fees	Attorney Fees - County Counsel	1.5	128,00	192.
3/11/2008	Attorney Fees	Attorney Fees - County Counsel	1.5	128.00	192.
3/12/2008	Attorney Fees	Attorney Fees - County Counsel	0.4	64.00	25.
3/14/2008	Attorney Fees	Attorney Fees - County Counsel	1	128.00	128.
4/2/2008	Attorney Fees	Attorney Fees - County Counsel	0.3	128.00	38.
4/3/2008	Mailing Fees - Counsel	Mailing Fees - County Counsel	1 1	5.21	5.:

Subtotal

Payments/Credits

Total

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

County Cyr ...

Code Enforcement Department

EXHIBIT NO.



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

927620017-6 RANDALL L FITZPATRICK GAIL FITZPATRICK 38685 DE PORTOLA RD TEMECULA CA. 92592

Statement of Expense

Date	Invoice #
12/21/2010	100054

Case Number	District	Class
CV074920	3	SOE

Property Address 927620017-6 38685 DE PORTOLA RD TEMECULA, CA 92592

Date	Item	Description	Hours/Qty	Rate	Amount
4/25/2008	Attorney Fees	Attorney Fees - County Counsel	0.1	128.00	12.80
4/25/2008	Attorney Fees	Attorney Fees - County Counsel	0.2	128.00	25.60
7/3/2008	Attorney Fees	Attorney Fees - County Counsel	0.2	139.50	27.9 0
7/3/2008	Attorney Fees	Attorney Fees - County Counsel	0.5	139.52	69.76
7/8/2008	Attorney Fees	Attorney Fees - County Counsel	0.3	128.00	38.40
7/8/2008	Attorney Fees	Attorney Fees - County Counsel	0.5	139.52	69.76
7/10/2008	Attorney Fees	Attorney Fees - County Counsel	0.5	139.52	69.76
9/4/2008	Attorney Fees	Attorney Fees - County Counsel	0.3	139.50	41.85
9/9/2008	Attorney Fees	Attorney Fees - County Counsel	0.7	139.5143	97.60
9/10/2008	Attorney Fees	Attorney Fees - County Counsel	0.5	139.52	69.7
9/15/2008	Attorney Fees	Attorney Fees - County Counsel	2	139.51	279.0
2/2/2009	Attorney Fees	Attorney Fees - County Counsel	3	139.51	418.5
2/3/2009	Attorney Fees	Attorney Fees - County Counsel	3	139.51	418.5
2/4/2009	Attorney Fees	Attorney Fees - County Counsel	1	139.51	139.5
2/5/2009	Attorney Fees	Attorney Fees - County Counsel	0.5	139.52	69.7
2/6/2009	Attorney Fees	Attorney Fees - County Counsel	0.3	139.50	41.8
2/6/2009	Attorney Fees	Attorney Fees - County Counsel	5	139.51	697.5
2/9/2009	Attorney Fees	Attorney Fees - County Counsel	6	139.51	837.0
2/10/2009	Attorney Fees	Attorney Fees - County Counsel	0.2	139.50	27.9
2/11/2009	Attorney Fees	Attorney Fees - County Counsel	0.5	139.52	69.7
2/18/2009	Attorney Fees	Attorney Fees - County Counsel	1	139.51	139.5
2/19/2009	Attorney Fees	Attorney Fees - County Counsel	0.1	139.50	13.9

Subtotal

Payments/Credits

Total

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

Code Enforcement Department

EXHIBIT NO.



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

927620017-6 RANDALL L FITZPATRICK GAIL FITZPATRICK 38685 DE PORTOLA RD TEMECULA CA. 92592

Statement of Expense

Date	Invoice #
12/21/2010	100054

Case Number	District	Class
CV074920	3	SOE

927620017-6 38685 DE PORTOLA RD TEMECULA, CA 92592

Date	Item	Description	Hours/Qty	Rate	Amount
2/23/2009 2/25/2009	Attorney Fees Attorney Fees Prepare Case for SOE He Attend SOE Hearing	Attorney Fees - County Counsel Attorney Fees - County Counsel Subtotal County Counsel Costs	0.1 0.1	139.50 139.50 125.55 69.75	13.95 125.55
10/5/2007	Lot/Title Report Lot/Title Report	Lot/Title Report Lot/Title Report Subtotal Contractor Costs	1	150.00 120.00	
	1				2
	-				

Subtotal \$9,125.00

Payments/Credits \$0.00

Total \$9,125.00

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

Code Enforcement Department

EXHIBIT NO.

NOTICE LIST

Subject Property: 38685 De Portola Road, Temecula; Case No.: CV07-4920; APN: 927-620-017; District Three

RANDALL L FITZPATRICK GAIL FITZPATRICK 38685 DE PORTOLA ROAD TEMECULA CA 92592

ARTHUR GAITAN
JULIA GAITAN
3636 HEMLOCK DRIVE
SAN BERNARDINO CA 92404

15.



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FAQs

Track & Confirm

Search Results

Label/Receipt Number: 7010 1670 0001 7232 7840

Service(s): Certified Mail[™] Status: Notice Left

We attempted to deliver your item at 12:42 pm on February 04, 2011 in TEMECULA, CA 92592 and a notice was left. You may arrange redelivery by visiting www.usps.com/redelivery or calling 800-ASK-USPS, or may pick up the item at the Post Office indicated on the notice. 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.

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FAQs

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Track & Confirm

Search Results

Label/Receipt Number: 7010 1670 0001 7232 7833

Service(s): Certified Mail™

Status: Delivered

Your item was delivered at 11:27 am on February 08, 2011 in

RIVERSIDE, CA 92501.

Track & Confirm Enter Label/Receipt Number.

Detailed Results:

Delivered, February 08, 2011, 11:27 am, RIVERSIDE, CA 92501

Arrival at Unit, February 04, 2011, 7:30 am, SAN BERNARDINO, CA 92404

Notification Options

Track & Confirm by email

Get current event information or updates for your item sent to you or others by email. | 6a >

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Business Customer Gateway

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No FEAR Act EEO Data

FOIA







PROOF OF SERVICE 1 Case No. CV07-4920 2 STATE OF CALIFORNIA, COUNTY OF RIVERSIDE 3 I. Brenda G. Peeler, declare that I am a citizen of the United States and am employed in the County 4 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. 5 That on Feb. 3, 2011, I served the following document(s): 6 CONTINUED NOTICE OF HEARING RE: STATEMENT OF 7 8 STATEMENT OF EXPENSE WORKSHEET 9 by placing a true copy thereof enclosed in a sealed envelope(s) addressed as follows: 10 OWNERS OR INTERESTED PARTIES (SEE NOTICE LIST ATTACHED TO NOTICE OF HEARING) 11 BY CERTIFIED MAIL, RETURN RECEIPT REQUESTED. I am "readily familiar" 12 XX 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 13 postage thereon fully prepaid at Riverside, California, in the ordinary course of business. 14 BY PERSONAL SERVICE: I caused to be delivered such envelope(s) by hand to the offices of the addressee(s). 15 STATE - I declare under penalty of perjury under the laws of the State of California that the XX16 above is true and correct. 17 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. 18 EXECUTED ON Feb. 3, 2011, at Riverside, Canfornia. 19 2.0 21 BRENDA G.PEELER 22 23 24 25

26

27

28



CODE ENFORCEMENT DEPARTMENT COUNTY OF RIVERSIDE

GLENN BAUDE Director

AFFIDAVIT OF POSTING OF NOTICES

February 8, 2011

RE CASE NO: CV074920

I, Vicky Jordan, hereby declare:

I am employed by the Riverside County Code Enforcement Department; that my business address is 4080 Lemon Street, 12th Floor, Riverside, California 92501.

That on 2/8/2011 at 9:25 AM, I securely and conspicuously posted Continuation Notice of Hearing RE: Statement of Expense at the property described as:

Property Address: 38685 DE PORTOLA RD, TEMECULA

Assessor's Parcel Number: 927-620-012

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

Executed on February 8, 2011 in the County of Riverside, California.

CODE ENFORCEMENT DEPARTMENT

By: Vicky Jordan, Code Enforcement Technician

OFFICE OF COUNTY COUNSEL COUNTY OF RIVERSIDE

PAMELA J. WALLS County Counsel

Assistant County Counsel
KATHERINE A. LIND

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



January 26, 2011

CONTINUATION NOTICE OF HEARING RE: STATEMENT OF EXPENSE

To: Owner(s) or Interested Parties (See Attached Proof of Service and Notice List) Subject Property: 38685 De Portola Road, Temecula

Case No.: CV07-4920; FITZPATRICK

APN: 927-620-017

NOTICE IS HEREBY GIVEN that a hearing that was held before the Riverside County Board of Supervisors on Tuesday, January 25, 2011, at 9:30 a.m. in the Board of Supervisors Room, 4080 Lemon Street, 1st Floor Annex, Riverside, California, and has been continued to Tuesday, February 8, 2011, at 9:30 a.m. 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 grading located on your real property commonly described as 38685 De Portola Road, Temecula, Riverside County, California and more particularly described as Assessor's Parcel Number 927-620-017.

The total expense due, including all other fees and costs, for the abatement of the above-described dangerous or injurious condition is **nine thousand**, **one hundred twenty-five dollars (US \$9,125.00)**. 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 Conference Room 2A located on the 1st floor in front of the Human Resources Office to discuss the case.

PAMELA J. WALLS

L. ALEXANDRA FONG Deputy County Counsel

Enclosure: Statement of Expense

County Counsel



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

927620017-6 RANDALL L FITZPATRICK GAIL FITZPATRICK 38685 DE PORTOLA RD TEMECULA CA. 92592

Statement of Expense

Date	Invoice #
12/21/2010	100054

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Property Address

927620017-6
38685 DE PORTOLA RD
TEMECULA, CA 92592

Date	Item	Description	Hours/Qty	Rate	Amount
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		The state of the s	Subto	4-1	

Subtotal

Payments/Credits

Total

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

Code Enforcement Department



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

927620017-6 RANDALL L-FITZPATRICK GAIL FITZPATRICK 38685 DE PORTOLA RD TEMECULA CA. 92592

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2/4/2008	Attorney Fees	Attorney Fees - County Counsel	1.5	128.00	192.00
2/22/2008	Attorney Fees	Attorney Fees - County Counsel	0.8	64.00	51.20
2/29/2008	Attorney Fees	Attorney Fees - County Counsel	0.5	128.00	64.00
3/4/2008	Attorney Fees	Attorney Fees - County Counsel	0.4	128.00	51.20
3/10/2008	Attorney Fees	Attorney Fees - County Counsel	0.8	128.00	102.40
3/11/2008	Attorney Fees	Attorney Fees - County Counsel	1	64.00	64.00
3/11/2008	Attorney Fees	Attorney Fees - County Counsel	1.5	128.00	192.00
3/11/2008	Attorney Fees	Attorney Fees - County Counsel	1.5	128.00	192.00
3/12/2008	Attorney Fees	Attorney Fees - County Counsel	0.4	64.00	25.60
3/14/2008	Attorney Fees	Attorney Fees - County Counsel	1	128.00	128.00
4/2/2008	Attorney Fees	Attorney Fees - County Counsel	0.3	128.00	38.40
4/3/2008	Mailing Fees - Counsel	Mailing Fees - County Counsel	1	5.21	5.21
	37) S. J. S.				

Subtotal
Payments/Credits

Total

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

Code Enforcement Department



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

927620017-6

RANDALL L FITZPATRICK
GAIL FITZPATRICK
38685 DE PORTOLA RD
TEMECULA CA. 92592

Statement of Expense

Date	Invoice #
12/21/2010	100054

Case Number	District	Class
CV074920	3	SOE

Property Address

927620017-6
38685 DE PORTOLA RD
TEMECULA, CA 92592

D a te	Item	Description	Hours/Qty	Rate	Amount
4/25/2008	Attorney Fees	Attorney Fees - County Counsel	0.1	128.00	. 12.80
4/25/2008	Attorney Fees	Attorney Fees - County Counsel	0.2	128.00	25.60
7/3/2008	Attorney Fees	Attorney Fees - County Counsel	0.2	139.50	27.90
7/3/2008	Attorney Fees	Attorney Fees - County Counsel	0.5	139.52	69.76
7/8/2008	Attorney Fees	Attorney Fees - County Counsel	0.3	128.00	38.40
7/8/2008	Attorney Fees	Attorney Fees - County Counsel	₹ 0.5	139.52	69.76
7/10/2008	Attorney Fees	Attorney Fees - County Counsel	0.5	139.52	69.76
9/4/2008	Attorney Fees	Attorney Fees - County Counsel	0.3	139.50	41.85
9/9/2008	Attorney Fees	Attorney Fees - County Counsel	0.7	139.5143	97.66
9/10/2008	Attorney Fees	Attorney Fees - County Counsel	0,5	139.52	69.76
9/15/2008	Attorney Fees	Attorney Fees - County Counsel	2	139.51	279.02
2/2/2009	Attorney Fees	Attorney Fees - County Counsel	3	139.51	418.53
2/3/2009	Attorney Fees	Attorney Fees - County Counsel	3	139.51	418.53
2/4/2009	Attorney Fees	Attorney Fees - County Counsel	1	139.51	139.51
2/5/2009	Attorney Fees	Attorney Fees - County Counsel	0.5	139.52	69.76
2/6/2009	Attorney Fees	Attorney Fees - County Counsel	0.3	139.50	41.85
2/6/2009	Attorney Fees	Attorney Fees - County Counsel	5	139:51	697.55
2/9/2009	Attorney Fees	Attorney Fees - County Counsel	6	139.51	837.06
2/10/2009	Attorney Fees	Attorney Fees - County Counsel	0.2	139.50	27.90
2/11/2009	Attorney Fees	Attorney Fees - County Counsel	0.5	139.52	69.76
2/18/2009	Attorney Fees	Attorney Fees - County Counsel	1	139.51	139.51
2/19/2009	Attorney Fees	Attorney Fees - County Counsel	0.1	139.50	13.95
			Subto	tal	
		15 (10 til)	Payme	ents/Credit	S
	8		Total		

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

Code Enforcement Department



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

927620017-6 RANDALL L FITZPATRICK GAIL FITZPATRICK 38685 DE PORTOLA RD TEMECULA CA. 92592

Statement of Expense

Date	Invoice #
12/21/2010	100054

Case Number	District	Class
CV074920	3	SOE

Property Address

927620017-6
38685 DE PORTOLA RD
TEMECULA, CA 92592

Date	Item	Description	Hours/Qty	Rate	Amount
2/23/2009 2/25/2009	Attorney Fees Attorney Fees Prepare Case for SOE He Attend SOE Hearing	Attorney Fees - County Counsel Attorney Fees - County Counsel Subtotal County Counsel Costs	0.1	139.50 139.50 125.55 69.75	125.55
10/5/2007	Lot/Title Report Lot/Title Report	Lot/Title Report Lot/Title Report Subtotal Contractor Costs		150.00 120.00	
			Subto	tal	\$9,125.00

Subtotal \$9,125.00

Payments/Credits \$0.00

Total \$9,125.00

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

Code Enforcement Department

NOTICE LIST

Subject Property: 38685 De Portola Road, Temecula; Case No.: CV07-4920; APN: 927-620-017; District Three

RANDALL L FITZPATRICK GAIL FITZPATRICK 38685 DE PORTOLA ROAD TEMECULA CA 92592

ARTHUR GAITAN
JULIA GAITAN
3636 HEMLOCK DRIVE
SAN BERNARDINO CA 92404



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Track & Confirm

FAQs

Track & Confirm

Search Results

Label/Receipt Number: 7010 1670 0001 7232 7314

Service(s): Certified Mail™

Status: Delivered

Your item was delivered at 1:16 pm on February 07, 2011 in RIVERSIDE, CA 92501.

Track & Confirm Enter Label/Receipt Number, 60 >

Detailed Results:

- Delivered, February 07, 2011, 1:16 pm, RIVERSIDE, CA 92501
- Undeliverable as Addressed, February 01, 2011, 12:19 pm, SAN BERNARDINO, CA 92404
- Undeliverable as Addressed, January 29, 2011, 3:27 pm, SAN BERNARDINO, CA 92404
- Arrival at Unit, January 29, 2011, 6:55 am, SAN BERNARDINO, CA 92404

Notification Options

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

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No FEAR Act EEO Data

FOIA





U.S. Postal Service in CERTIFIED MAIL RECEIPT 7371 (Domestic Mail Only; No Insurance Coverage Provided) For delivery information visit our website at www.usps.com ш 723 Marles 1/2 Postage 0007 Certifled Fee Return Receipt Fee (Endorsement Required) 2.30 Restricted Delivery Fee (Endorsement Required) 1670 Total Postage & Fees 7070 Sent **ARTHUR GAITAN** Stree JULIA GAITAN or P(3636 HEMLOCK DRIVE City SAN BERNARDINO CA 92404 PS Form 3800, August 2006



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FAQs

Track & Confirm

Search Results

Label/Receipt Number: 7010 1670 0001 7232 7307

Service(s): Certified Mail™

Status: Delivered

Your item was delivered at 12:33 pm on January 28, 2011 in TEMECULA, CA 92592.

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. 605

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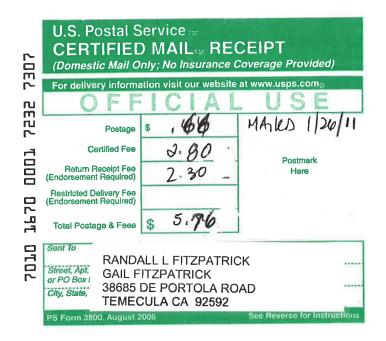
Tems of Use

Business Customer Gateway

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No FEAR Act EEO Data

FOIA



PROOF OF SERVICE Case No. CV07-4920

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 26, 2011, I served the following document(s):

- CONTINUED 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)

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 26, 2011, at Riverside, California.

BRENDA G. PEELER



CODE ENFORCEMENT DEPARTMENT COUNTY OF RIVERSIDE

GLENN BAUDE Director

AFFIDAVIT OF POSTING OF NOTICES

January 27, 2011

RE CASE NO: CV074920

I, Vicky Jordan, hereby declare:

I am employed by the Riverside County Code Enforcement Department; that my business address is 4080 Lemon Street, 12th Floor, Riverside, California 92501.

That on $\underline{1/27/2011}$ at $\underline{11:43~AM}$, I securely and conspicuously posted Continuation Notice of Hearing RE: Statement of Expense at the property described as:

Property Address: 0,

Assessor's Parcel Number: 927-620-017

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

Executed on January 27, 2011 in the County of Riverside, California.

CODE ENFORCEMENT DEPARTMENT

By: Vicky Jordan Code Enforcement Technician

MINUTES OF THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



9.17

9:30 a.m. being the time set for public hearing on the recommendation from County Counsel/Code Enforcement regarding Public Hearing on Statement of Expense Case No. CV 07-4920 located at 38685 De Portola Road, Temecula; APN: 927-620-017, 3rd District, the chairman called the matter for hearing.

Alexandra Fong, Deputy County Counsel, presented the matter.

On motion of Supervisor Stone, seconded by Supervisor Tavaglione and duly carried by unanimous vote, IT WAS ORDERED that the above matter is continued to Tuesday, February 15, 2011 at 9:30 a.m.

hereby certify the entered on	at the foregoing is a full true, and correct copy of February 8, 2011 of Supe	an order made and ervisors Minutes.
(seal)	WITNESS my hand and the seal of the Board Dated: February 8, 2011 Kecia Harper-Ihem, Clerk of the Board of Sup and for the County of Riverside, State of Calif	ervisors, in
	By: A CENDA NO	Deputy

9.17

xc: Co. Co., CED, Prop. Owner, COB

MINUTES OF THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



9.8

9:30 a.m. being the time set for public hearing on the recommendation from County Counsel/Code Enforcement regarding Public Hearing on Statement of Expense Case No. CV 07-4920 located at 38685 De Portola Road, Temecula; APN: 927-620-017 3rd District, the chairman called the matter for hearing.

Alexandra Fong, Deputy County Counsel, presented the matter.

The following people spoke on the matter:

Randy Fitzpatrick

On motion of Supervisor Stone, seconded by Supervisor Benoit and duly carried, IT WAS ORDERED that the above matter is continued to Tuesday, February 8, 2011 at 9:30 a.m.

Roll Call:

Ayes:

Buster, Stone, Benoit and Ashley

Nays:

None

Absent:

Tavaglione

I hereby certify the entered on	nat the foregoing is a full true, and correct co January 25, 2011 of	py of an order made and Supervisors Minutes.
	WITNESS my hand and the seal of the E Dated: January 25, 2011	•
	Kecia Harper-Ihem, Clerk of the Board o	t Supervisors, in
(seal)	and for the County of Riverside, State of	California.
` /	HILLIM ALSO	
	By: // MAVIAW/WIA	Deputy

AGENDA NO.

9.8

xc: Co. Co., CED, Prop. Owner, COB

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

FROM:

County Counsel

Code Enforcement Department

SUBJECT: Statement of Expense [Case No. CV07-4920]

Subject Property: 38685 De Portola Road, Temecula; FITZPATRICK

APN: 927-620-017 **District Three**

TABLE OF SUPPLEMENTAL DOCUMENTS FILED WITH THE CLERK OF THE BOARD

Hearing Date: January 25, 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	
Assessment-Roll For The Year 10/11 And Geographic Information System, January 6, 2011	Exhibit C

PAMELA J. WALLS County Counsel

KATHERINE A. LIND

Assistant County Counsel

OFFICE OF COUNTY COUNSEL COUNTY OF RIVERSIDE

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



January 10, 2011

NOTICE OF HEARING RE: STATEMENT OF EXPENSE

To: Owner(s) or Interested Parties (See Attached Proof of Service and Notice List) Subject Property: 38685 De Portola Road Case No.; CV07-4920; FITZPATRICK

APN: 927-620-017

NOTICE IS HEREBY GIVEN that a hearing will be held before the Riverside County Board of Supervisors on Tuesday, January 25, 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 unpermitted grading on your real property commonly described as 38685 De Portola Road, and more particularly described as Assessor's Parcel Number 927-620-017.

The total expense due, including all other fees and costs, for the abatement of the above-described dangerous or injurious condition is **nine thousand**, **one hundred twenty-five dollars (US \$9,125.00)**. 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.

101

PAMELA J. WALLS County Counsel

L. ALEXANDRA FONG Deputy County Counsel

Enclosure: Statement of Expense

EXHIBIT NO. ___



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

927620017-6 RANDALL L FITZPATRICK GAIL FITZPATRICK 38685 DE PORTOLA RD TEMECULA CA. 92592

Statement of Expense

Date	Invoice #
12/21/2010	100054

Case Number	District	Class
CV074920	3	SOE

Property Address 927620017-6 38685 DE PORTOLA RD TEMECULA, CA 92592

Date	Item	Description	Hours/Qty	Rate	Amount
6/13/2007	Officer Hours	Labor Charges - Officer Time	1.1	129.00	141.90
6/18/2007	Officer Hours	Labor Charges - Officer Time	1.7	129.00	219.30
7/3/2007	Officer Hours	Labor Charges - Officer Time	1	129.00	129.00
7/3/2007	Officer Hours	Labor Charges - Officer Time	0.3	109.00	32.70
7/10/2007	Officer Hours	Labor Charges - Officer Time	0.5	109.00	54.50
8/30/2007	Officer Hours	Labor Charges - Officer Time	0.3	109.00	32.70
9/19/2007	Officer Hours	Labor Charges - Officer Time	0.8	109.00	87.20
9/19/2007	Officer Hours	Labor Charges - Officer Time	0.9	129.00	116.10
10/15/2007	Officer Hours	Labor Charges - Officer Time	2.3	129.00	296.70
10/31/2007	Officer Hours	Labor Charges - Officer Time	0.2	129.00	25.80
2/7/2008	Officer Hours	Labor Charges - Officer Time	0.3	109.00	32.70
3/4/2008	Officer Hours	Labor Charges - Officer Time	0.6	109.00	65.40
3/11/2008	Officer Hours	Labor Charges - Officer Time	4.3	109.00	468.70
3/11/2008	Officer Hours	Labor Charges - Officer Time	0.1	129.00	12.90
4/8/2008	Officer Hours	Labor Charges - Officer Time	0.3	109.00	32.70
5/13/2008	Officer Hours	Labor Charges - Officer Time	0.7	109.00	76.30
7/24/2008	Officer Hours	Labor Charges - Officer Time	1.2	109.00	130.80
	SOE Preparation	Prepare Statement of Expense		65.00	65.00
		Subtotal Code Enforcement Costs			2,020.40
10/25/2007	Attorney Fees	Attorney Fees - County Counsel	0.2	128.00	25.60
11/30/2007	Attorney Fees	Attorney Fees - County Counsel	0.4	64.00	25.60
			Subto	tal	***

Payments/Credits

Total

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



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

927620017-6 RANDALL L FITZPATRICK GAIL FITZPATRICK 38685 DE PORTOLA RD TEMECULA CA. 92592

Statement of Expense

Date	Invoice #
12/21/2010	100054

Case Number	District	Class
CV074920	3	SOE

Property Address 927620017-6 38685 DE PORTOLA RD TEMECULA, CA 92592

Date	Item	Description	Hours/Qty	Rate	Amount
12/5/2007	Attorney Fees	Attorney Fees - County Counsel	0.7	64.00	44.80
12/6/2007	Attorney Fees	Attorney Fees - County Counsel	1.5	128.00	192.00
12/10/2007	Attorney Fees	Attorney Fees - County Counsel	2	128.00	256.00
12/18/2007	Attorney Fees	Attorney Fees - County Counsel	1.5	128.00	192.00
1/15/2008	Attorney Fees	Attorney Fees - County Counsel	1.3	128.00	166.40
1/22/2008	Attorney Fees	Attorney Fees - County Counsel	2	128.00	256.00
1/23/2008	Attorney Fees	Attorney Fees - County Counsel	1	128.00	128.00
1/28/2008	Attorney Fees	Attorney Fees - County Counsel	2	128.00	256.00
1/31/2008	Attorney Fees	Attorney Fees - County Counsel	2.2	128.00	281.60
2/4/2008	Mailing Fees - Counsel	Mailing Fees - County Counsel	1	5.21	5.21
2/4/2008	Attorney Fees	Attorney Fees - County Counsel	1.5	128.00	
2/22/2008	Attorney Fees	Attorney Fees - County Counsel	0.8	64.00	lu
2/29/2008	Attorney Fees	Attorney Fees - County Counsel	0.5	128.00	
3/4/2008	Attorney Fees	Attorney Fees - County Counsel	0.4	128.00	
3/10/2008	Attorney Fees	Attorney Fees - County Counsel	0.8	128.00	
3/11/2008	Attorney Fees	Attorney Fees - County Counsel	1	64.00	
3/11/2008	Attorney Fees	Attorney Fees - County Counsel	1.5	128.00	
3/11/2008	Attorney Fees	Attorney Fees - County Counsel	1.5	128.00	
3/12/2008	Attorney Fees	Attorney Fees - County Counsel	0.4	64.00	
3/14/2008	Attorney Fees	Attorney Fees - County Counsel	1	128.00	
4/2/2008	Attorney Fees	Attorney Fees - County Counsel	0.3	128.00	
4/3/2008	Mailing Fees - Counsel	Mailing Fees - County Counsel	1	5.21	5.21
		· ·	Subto	tal	

Payments/Credits

Total

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

Code Enforcement Department

EXHIBIT NO.



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

927620017-6 RANDALL L FITZPATRICK GAIL FITZPATRICK 38685 DE PORTOLA RD TEMECULA CA. 92592

Statement of Expense

Date	Invoice #
12/21/2010	100054

Case Number	District	Class
CV074920	3	SOE

Property Address 927620017-6 38685 DE PORTOLA RD TEMECULA, CA 92592

Date	Item	Description	Hours/Qty	Rate	Amount
4/25/2008	Attorney Fees	Attorney Fees - County Counsel	0.1	128.00	12.80
4/25/2008	Attorney Fees	Attorney Fees - County Counsel	0.2	128.00	25.60
7/3/2008	Attorney Fees	Attorney Fees - County Counsel	0.2	139.50	27.90
7/3/2008	Attorney Fees	Attorney Fees - County Counsel	0.5	139.52	69.76
7/8/2008	Attorney Fees	Attorney Fees - County Counsel	0.3	128.00	38.40
7/8/2008	Attorney Fees	Attorney Fees - County Counsel	0.5	139.52	69.76
7/10/2008	Attorney Fees	Attorney Fees - County Counsel	0.5	139.52	69.76
9/4/2008	Attorney Fees	Attorney Fees - County Counsel	0.3	139.50	41.85
9/9/2008	Attorney Fees	Attorney Fees - County Counsel	0.7	139.5143	97.66
9/10/2008	Attorney Fees	Attorney Fees - County Counsel	0.5	139.52	69.76
9/15/2008	Attorney Fees	Attorney Fees - County Counsel	2	139.51	279.02
2/2/2009	Attorney Fees	Attorney Fees - County Counsel	3	139.51	418.53
2/3/2009	Attorney Fees	Attorney Fees - County Counsel	3	139.51	418.53
2/4/2009	Attorney Fees	Attorney Fees - County Counsel	1	139.51	139.51
2/5/2009	Attorney Fees	Attorney Fees - County Counsel	0.5	139.52	69.76
2/6/2009	Attorney Fees	Attorney Fees - County Counsel	0.3	139.50	41.85
2/6/2009	Attorney Fees	Attorney Fees - County Counsel	5	139.51	697.55
2/9/2009	Attorney Fees	Attorney Fees - County Counsel	6	139.51	837.06
2/10/2009	Attorney Fees	Attorney Fees - County Counsel	0.2	139.50	27.90
2/11/2009	Attorney Fees	Attorney Fees - County Counsel	0.5	139.52	69.76
2/18/2009	Attorney Fees	Attorney Fees - County Counsel	1	139.51	139.51
2/19/2009	Attorney Fees	Attorney Fees - County Counsel	0.1	139.50	13.95
	L		Subto	tal	

Subtotal

Payments/Credits

Total

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

Code Enforcement Department



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

927620017-6 RANDALL L FITZPATRICK GAIL FITZPATRICK 38685 DE PORTOLA RD TEMECULA CA. 92592

Statement of Expense

Date	Invoice #
12/21/2010	100054

Case Number	District	Class
CV074920	3	SOE

Property Address

927620017-6
38685 DE PORTOLA RD
TEMECULA, CA 92592

Date	Item	Description	Hours/Qty	Rate	Amount
2/23/2009 2/25/2009	Attorney Fees Attorney Fees Prepare Case for SOE He Attend SOE Hearing	Attorney Fees - County Counsel Attorney Fees - County Counsel Subtotal County Counsel Costs	0.1	139.50 139.50 125.55 69.75	13.95 13.95 125.55 69.75 6,834.60
10/5/2007	Lot/Title Report Lot/Title Report	Lot/Title Report Lot/Title Report Subtotal Contractor Costs	1	150.00 120.00	150.00 120.00 270.00
			(E) X		
			Subto	otal	\$9,125.00
			Paym	ents/Credit	ts \$0.00

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

Code Enforcement Department

EXHIBIT NO.

Total

\$9,125.00

NOTICE LIST

Subject Property: 38685 De Portola Road, Temecula; Case No.: CV07-4920; APN: 927-620-017; District Three

RANDALL L FITZPATRICK GAIL FITZPATRICK 38685 DE PORTOLA ROAD TEMECULA CA 92592

ARTHUR GAITAN
JULIA GAITAN
3636 HEMLOCK DRIVE
SAN BERNARDINO CA 92404



6300		Service m O MAIL m REC	
	For delivery information	ation visit our website	at www.usps.com
띰		ICAL	USE
72	Postage	\$.44	MALES 1/10/11
7	Certified Fee	280	Destroyde
1000	Return Receipt Fee (Endorsement Required)	2:30	Postmark Here
	Restricted Delivery Fee (Endorsement Required)		
1670	Total Postage & Fees	\$ 5.54	
2010			4
	PS Form 3800, August 2	006	structions

EXHIBIT NO.

27

28

A

EXHIBIT NO.



CODE ENFORCEMENT DEPARTMENT COUNTY OF RIVERSIDE

GLENN BAUDE Director

AFFIDAVIT OF POSTING OF NOTICES

January 11, 2011

RE CASE NO: CV074920

I, Vicky Jordan, hereby declare:

I am employed by the Riverside County Code Enforcement Department; that my business address is 4080 Lemon Street, 12th Floor, Riverside, California 92501.

That on <u>01/11/2011</u> at <u>12:50 PM</u>, I securely and conspicuously posted Notice of Hearing RE: Statment of Expense at the property described as:

Property Address: 0,

Assessor's Parcel Number: 927-620-017

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

Executed on January 11, 2011 in the County of Riverside, California.

CODE ENFORCEMENT DEPARTMENT

By: Vicky Jordan, Code Enforcement Technician

EXHIBIT NO. =

4080 LEMON STREET, 12TH FLOOR, RIVERSIDE, CALIFORNIA 92501

(951) 955-2004 • FAX (951) 955-8680



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

927620017-6 RANDALL L FITZPATRICK GAIL FITZPATRICK 38685 DE PORTOLA RD TEMECULA CA. 92592

Statement of Expense

Date	Invoice #
12/21/2010	100054

Case Number	District	Class
CV074920	3	SOE

Property Address

927620017-6
38685 DE PORTOLA RD
TEMECULA, CA 92592

Date	Item	Description	Hours/Qty	Rate	Amount
6/13/2007	Officer Hours	Labor Charges - Officer Time	1.1	129.00	141.90
6/18/2007	Officer Hours	Labor Charges - Officer Time	1.7	129.00	219.30
7/3/2007	Officer Hours	Labor Charges - Officer Time	1	129.00	129.00
7/3/2007	Officer Hours	Labor Charges - Officer Time	0.3	109.00	32.70
7/10/2007	Officer Hours	Labor Charges - Officer Time	0.5	109.00	54.50
8/30/2007	Officer Hours	Labor Charges - Officer Time	0.3	109.00	32.70
9/19/2007	Officer Hours	Labor Charges - Officer Time	0.8	109.00	87.20
9/19/2007	Officer Hours	Labor Charges - Officer Time	0.9	129.00	116.10
10/15/2007	Officer Hours	Labor Charges - Officer Time	2.3	129.00	296.70
10/31/2007	Officer Hours	Labor Charges - Officer Time	0.2	129.00	25.80
2/7/2008	Officer Hours	Labor Charges - Officer Time	0.3	109.00	32.70
3/4/2008	Officer Hours	Labor Charges - Officer Time	0.6	109.00	65.40
3/11/2008	Officer Hours	Labor Charges - Officer Time	4.3	109.00	468.70
3/11/2008	Officer Hours	Labor Charges - Officer Time	0.1	129.00	12.90
4/8/2008	Officer Hours	Labor Charges - Officer Time	0.3	109.00	32.70
5/13/2008	Officer Hours	Labor Charges - Officer Time	0.7	109.00	76.30
7/24/2008	Officer Hours	Labor Charges - Officer Time	1.2	109.00	130.80
	SOE Preparation	Prepare Statement of Expense	1	65.00	65.00
		Subtotal Code Enforcement Costs			2,020.40
10/25/2007	Attorney Fees	Attorney Fees - County Counsel	0.2	128.00	25.60
11/30/2007	Attorney Fees	Attorney Fees - County Counsel	0.4	64.00	25.60
		_	Subto	tal	
		2	Payme	ents/Credit	rs

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

Code Enforcement Department

EXHIBIT NO.

Total





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

927620017-6 RANDALL L FITZPATRICK GAIL FITZPATRICK 38685 DE PORTOLA RD TEMECULA CA. 92592

Statement of Expense

Date	Invoice #
12/21/2010	100054

Case Number	District	Class	
CV074920	3	SOE	

Property Address

927620017-6
38685 DE PORTOLA RD
TEMECULA, CA 92592

Date	Item	Description	Hours/Qty	Rate	Amount
12/5/2007	Attorney Fees	Attorney Fees - County Counsel	0.7	64.00	44.80
12/6/2007	Attorney Fees	Attorney Fees - County Counsel	1.5	128.00	192.00
12/10/2007	Attorney Fees	Attorney Fees - County Counsel	2	128.00	256.00
12/18/2007	Attorney Fees	Attorney Fees - County Counsel	1.5	128.00	9 192.00
1/15/2008	Attorney Fees	Attorney Fees - County Counsel	1.3	128.00	166.40
1/22/2008	Attorney Fees	Attorney Fees - County Counsel	2	128.00	256.00
1/23/2008	Attorney Fees	Attorney Fees - County Counsel	1	128.00	128.00
1/28/2008	Attorney Fees	Attorney Fees - County Counsel	2	128.00	256.00
1/31/2008	Attorney Fees	Attorney Fees - County Counsel	2.2	128.00	281.60
2/4/2008	Mailing Fees - Counsel	Mailing Fees - County Counsel	1	5.21	5.21
2/4/2008	Attorney Fees	Attorney Fees - County Counsel	1.5	128.00	192.00
2/22/2008	Attorney Fees	Attorney Fees - County Counsel	0.8	64.00	51.20
2/29/2008	Attorney Fees	Attorney Fees - County Counsel	0.5	128.00	64.00
3/4/2008	Attorney Fees	Attorney Fees - County Counsel	0.4	128.00	51.20
3/10/2008	Attorney Fees	Attorney Fees - County Counsel	0.8	128.00	102.40
3/11/2008	Attorney Fees	Attorney Fees - County Counsel	1	64.00	64.00
3/11/2008	Attorney Fees	Attorney Fees - County Counsel	2 1.5	128.00	192.00
3/11/2008	Attorney Fees	Attorney Fees - County Counsel	1.5	128.00	192.00
3/12/2008	Attorney Fees	Attorney Fees - County Counsel	0.4	64.00	25.60
3/14/2008	Attorney Fees	Attorney Fees - County Counsel	1	128.00	128.00
4/2/2008	Attorney Fees	Attorney Fees - County Counsel	0.3	128.00	38.40
4/3/2008	Mailing Fees - Counsel	Mailing Fees - County Counsel	1	5.21	5.21
			Subto	tal	
	,		T_		

Payments/Credits

Total

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

EXHIBIT NO.

B2

Code Enforcement Department



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

927620017-6 RANDALL L FITZPATRICK GAIL FITZPATRICK 38685 DE PORTOLA RD TEMECULA CA. 92592

Statement of Expense

Date	Invoice #
12/21/2010	100054

Case Number	District	Class
CV074920	3	SOE

927620017-6 38685 DE PORTOLA RD TEMECULA, CA 92592

Date	Item	Description	Hours/Qty	Rate	Amount
4/25/2008	Attorney Fees	Attorney Fees - County Counsel	0.1	128.00	12.80
4/25/2008	Attorney Fees	Attorney Fees - County Counsel	0.2	128.00	25.60
7/3/2008	Attorney Fees	Attorney Fees - County Counsel	0.2	139.50	27.90
7/3/2008	Attorney Fees	Attorney Fees - County Counsel	0.5	139.52	69.76
7/8/2008	Attorney Fees	Attorney Fees - County Counsel	0.3	128.00	38.40
7/8/2008	Attorney Fees	Attorney Fees - County Counsel	0.5	139.52	69.76
7/10/2008	Attorney Fees	Attorney Fees - County Counsel	0.5	139.52	69.76
9/4/2008	Attorney Fees	Attorney Fees - County Counsel	0.3	139.50	41.85
9/9/2008	Attorney Fees	Attorney Fees - County Counsel	0.7	139.5143	97.66
9/10/2008	Attorney Fees	Attorney Fees - County Counsel	0.5	139.52	69.76
9/15/2008	Attorney Fees	Attorney Fees - County Counsel	2	139.51	279.02
2/2/2009	Attorney Fees	Attorney Fees - County Counsel	3	139.51	418.53
2/3/2009	Attorney Fees	Attorney Fees - County Counsel	3	139.51	418.53
2/4/2009	Attorney Fees	Attorney Fees - County Counsel	1	139.51	139.51
2/5/2009	Attorney Fees	Attorney Fees - County Counsel	0.5	139.52	69.76
2/6/2009	Attorney Fees	Attorney Fees - County Counsel	0.3	139.50	41.85
2/6/2009	Attorney Fees	Attorney Fees - County Counsel	5	139.51	697.55
2/9/2009	Attorney Fees	Attorney Fees - County Counsel	6	139.51	837.06
2/10/2009	Attorney Fees	Attorney Fees - County Counsel	0.2	139.50	27.90
2/11/2009	Attorney Fees	Attorney Fees - County Counsel	0.5	139.52	69.76
2/18/2009	Attorney Fees	Attorney Fees - County Counsel	1	139.51	139.51
2/19/2009	Attorney Fees	Attorney Fees - County Counsel	0.1	139.50	13.95
	15 CALL	V V	Subto	tal	

Payments/Credits

Total

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

Code Enforcement Department

EXHIBIT NO.

B3



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

927620017-6 RANDALL L FITZPATRICK GAIL FITZPATRICK 38685 DE PORTOLA RD TEMECULA CA. 92592

Statement of Expense

Date	Invoice #
12/21/2010	100054

Case Number	District	Class
CV074920	3	SOE

Property Address

927620017-6
38685 DE PORTOLA RD
TEMECULA, CA 92592

Date	Item	Description	Hours/Qty	Rate	Amount
2/23/2009 2/25/2009	Attorney Fees Attorney Fees Prepare Case for SOE He Attend SOE Hearing Lot/Title Report	Attorney Fees - County Counsel Attorney Fees - County Counsel Subtotal County Counsel Costs Lot/Title Report	0.1	139.50 139.50 125.55 69.75	13.95 13.95 125.55 69.75 6,834.60
10/3/2007	Lot/Title Report	Lot/Title Report Subtotal Contractor Costs	ан в И	120.00	120.00 270.00
			Subto	otal	\$9,125.00
		5	Paym	ents/Credit	s \$0.00

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

Code Enforcement Department

Page 4

EXHIBIT NO.

Total

\$9,125.00

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Expenditure Transactions Criteria: Post On = 7/1/2002..12/31/2010

Journal		Fund	Journal ID Fund Department Account	Account	Program	Project	Class	Amount	Description	Operator
Fund 10000 General Fund	ral Fund									
Account 525440 Professional Services	- Professional Se	rvices								
1/7/2008	1/7/2008 AP01184387	10000	3140100000	525440		ZCV074920		150.00	PROFESSIONAL SERVICES	E221241
Total Professional Services	nal Services							150.00		
Total General Fund	pun							150.00		

Run: 12/21/2010 12:00 PM Data Last Updated: 12/21/2010 6:22:47 AM



INVOICE

Order Date: 12/28/2010 Order Number: 23029

Customer Information:

Acct No.

1044

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

Attn:

Brent Steele

REF:

CV07-4920 / Brenda Peeler

IN RE: FITZPATRICK, RANDALL L.

Product and/or Service ordered for Property kno	own as:
Livestock	
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.

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

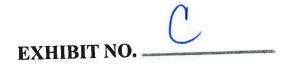
Assessment #927620017	7-6	Parcel # 927620017-6	
Assessee:	FITZPATRICK RANDALL L	Land	109,539
Assessee:	FITZPATRICK GAIL A	Structure	17,496
Mail Address:	38685 DE PORTOLA RD	Full Value	127,035
City, State Zip:	TEMECULA CA 92592	Total Net	127,035
Real Property Use Code:	AL		,
Base Year	2001		

View Parcel Map

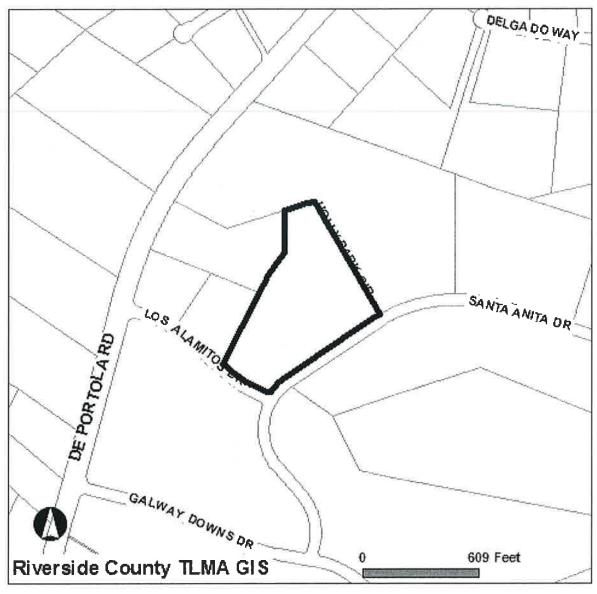
Conveyance Number: 0068700
Conveyance (mm/yy): 2/2000
PUI: A120000

TRA: 94-021 **Taxability Code:** 0-00

ID Data: Lot 4 PM 155/062 PM 21984



RIVERSIDE COUNTY GIS



Selected parcel(s): 927-620-017

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

927-620-017-6

OWNER NAME / ADDRESS RANDALL L FITZPATRICK GAIL FITZPATRICK ADDRESS NOT AVAILABLE

MAILING ADDRESS

(SEE OWNER) 38685 DE PORTOLA RD TEMECULA CA. 92592

EXHIBIT NO. __

LEGAL DESCRIPTION

RECORDED BOOK/PAGE: PM 155/62 SUBDIVISION NAME: PM 21984 LOT/PARCEL: 4, BLOCK: NOT AVAILABLE TRACT NUMBER: NOT AVAILABLE

LOT SIZE

RECORDED LOT SIZE IS 9.34 ACRES

PROPERTY CHARACTERISTICS

NO PROPERTY DESCRIPTION AVAILABLE

THOMAS BROS. MAPS PAGE/GRID

PAGE: 960 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)

JEFF STONE, DISTRICT 3

TOWNSHIP/RANGE

T7SR1W SEC 31

ELEVATION RANGE

1456/1532 FEET

PREVIOUS APN

927-620-013

PLANNING

LAND USE DESIGNATIONS

Zoning not consistent with the General Plan.

AREA PLAN (RCIP)

SOUTHWEST AREA

GENERAL PLAN POLICY OVERLAYS

NOT IN A GENERAL PLAN POLICY OVERLAY AREA

GENERAL PLAN POLICY AREAS

NONE

ZONING CLASSIFICATIONS (ORD. 348)

R-A-2 1/2

ZONING DISTRICTS AND ZONING AREAS

RANCHO CALIFORNIA AREA

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 COMPATIBLITY ZONES

NOT IN AN AIRPORT COMPATIBILTY 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

WRMSHCP CELL NUMBER

6694

HANS/ERP (HABITAT ACQUISITION AND NEGOTIATION STRATEGY/EXPEDITED REVIEW PROCESS)

VEGETATION (2005)

Coastal Sage Scrub
Developed/Disturbed Land

FIRE

HIGH FIRE AREA (ORD. 787)

NOT IN A HIGH FIRE AREA

FIRE RESPONSIBLITY 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 SOUTHWEST

DIF (DEVELOPMENT IMPACT FEE AREA ORD. 659)

SOUTHWEST AREA

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

130

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

FMWD

FLOOD CONTROL DISTRICT

RIVERSIDE COUNTY FLOOD CONTROL DISTRICT

WATERSHED

SANTA MARGARITA

GEOLOGIC

FAULT ZONE

NOT IN A FAULT ZONE

FAULTS

WITHIN A 1/2 MILE OF

UNNAMED FAULT IN ELSINORE FAULT ZONE

CONTACT THE COUNTY'S CHIEF ENGINEERING GEOLOGIST AT (951)955-6863.

LIQUEFACTION POTENTIAL

NO POTENTIAL FOR LIQUEFACTION EXISTS

SUBSIDENCE

SUSCEPTIBLE

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

TEMECULA VALLEY UNIFIED

COMMUNITIES

RANCHO CALIFORNIA

COUNTY SERVICE AREA

NOT IN A COUNTY SERVICE AREA.

LIGHTING (ORD. 655)

ZONE A, 14.39 MILES FROM MT. PALOMAR OBSERVATORY

2000 CENSUS TRACT

043203

FARMLAND

OTHER LANDS

TAX RATE AREAS

094-021

- COUNTY FREE LIBRARY
 COUNTY STRUCTURE FIRE PROTECTION
 COUNTY WASTE RESOURCE MGMT DIST
- CSA 152
- EASTERN MUN WATER IMP DIST B
- EASTERN MUNICIPAL WATER
- ELS MURRIETA ANZA RESOURCE CONS
- ELSINORE AREA ELEM SCHOOL FUND
- FLOOD CONTROL ADMINISTRATION
- FLOOD CONTROL ZONE 7
- GENERAL
- GENERAL PURPOSE

- METRO WATER EAST 1301999
 MT SAN JACINTO JUNIOR COLLEGE
 RANCHO CAL WTR R DIV DEBT SV
 RIV CO REG PARK & OPEN SPACE
 RIV. CO. OFFICE OF EDUCATION
 TEMECULA PUBLIC CEMETERY
 TEMECULA UNIFIED
 TEMECULA UNIFIED B & I

SPECIAL NOTES NO SPECIAL NOTES

CODE COMPLAINTS NO CODE COMPLAINTS

REPORT PRINTED ON...Thu Jan 06 13:19:37 2011 Version 101221

Riverside County Board of Supervisors Request to Speak



Submit request to Clerk of Board (right of podium), Speakers are entitled to three (3) minutes, subject Board Rules listed on the reverse side of this form.

SPEAKER'S NAME: RANDY FITSPATRICK
(only if follow-up mail response requested)
City: TEMECULA Zip: 4259R
Phone #: 951 3039449 (V07-9920
Date: 1/25/11 Agenda # 5 TATEMENT OF BAPESOS
Position on "Regular" (non-appealed) Agenda Item:
SupportOpposeNeutral
SupportOpposeNeutral Note: If you are here for an agenda item that is filed for "Appeal", please state separately your position on the appeal below:
Note: If you are here for an agenda item that is filed for "Appeal", please state separately your position on
Note: If you are here for an agenda item that is filed for "Appeal", please state separately your position on the appeal below: