

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

809B



FROM: County Counsel
Code Enforcement Department

SUBMITTAL DATE:
May 25, 2011

SUBJECT: VACATE Order re: Statement of Expense [Case No. CV09-11303]
Subject Property: 1 Parcel N/E of 21210 Old Elsinore Road, Perris; HERREDIA
APN: 322-160-006
District One

Departmental Concurrence

RECOMMENDED MOTION: Move that the Board of Supervisors:

- (1) vacate the Order assessing costs in the amount of **three thousand, nine hundred seventy-seven dollars and forty cents (US \$3,977.40)**;
- (2) vacate the recordation of a notice of abatement lien; and
- (3) vacate the authorization that the abatement costs to be added to the tax roll as a special assessment.

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

County Executive Office Signature

BY
Tina Grande

Consent
 Policy
 Consent
 Policy

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Buster, Stone, Benoit and Ashley
Nays: None
Absent: Tavaglione
Date: June 7, 2011
xc: Co.Co., CED, Applicant

Kecia Harper-Ihem
 Clerk of the Board
 By:
 Deputy

Dept's Recomm.:
 Per Exec. Ofc.:

Prev. Agn. Ref.: 3/26/11, 9.3

District: 1

Agenda Number:

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BACKGROUND: On March 26, 2011, the Board of Supervisors approved the request by the Code Enforcement Department to:

- (1) assess the reasonable costs of abatement of a public nuisance (accumulated rubbish) in the above-referenced matter to be **three thousand, nine hundred seventy-seven dollars and forty cents (US \$3,977.40)**;
- (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.

On April 5, 2011, during "Oral Communications from the Audience" the Board of Supervisors vacated the orders, pursuant to a request by the property owner, who provided evidence from the United States Postal Service that he had not received notice of the hearing until March 27, 2011, the day after the hearing was held. The Board also set a new hearing on May 17, 2011. The new hearing was not set on the Board's Agenda.

Therefore, in an abundance of caution, this request is being made.