



**Contra
Costa
County**

To: Board of Supervisors

From: Catherine Kutsuris, Conservation & Development Director

Date: January 24, 2012

Subject: Cost Confirmation Hearing for 401 Market Ave., Richmond, CA

RECOMMENDATION(S):

OPEN the hearing on the attached itemized report on the costs of abating a public nuisance on the real property located at 401 Market Ave., Richmond, CA, Contra Costa County; APN 409-261-013; RECEIVE and CONSIDER the report and any objections from the property owner and other persons with a legal interest in the property; and CLOSE the hearing.

DETERMINE the costs of all abatement work and all administrative costs to be \$6,120.75.

ORDER the itemized report confirmed and DIRECT it to be filed with the Clerk of the Board of Supervisors.

ORDER the costs to be specially assessed against the above-referenced property and AUTHORIZE the recordation of a Notice Of Abatement Lien.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

Action of Board On: **01/24/2012** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I
Supervisor

Gayle B. Uilkema, District II
Supervisor

Mary N. Piepho, District III
Supervisor

Karen Mitchoff, District IV
Supervisor

Federal D. Glover, District V
Supervisor

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 24, 2012

David Twa, County Administrator and Clerk of the Board of Supervisors

By: June McHuen, Deputy

Contact: Jason Crapo
335-1108

cc:

FISCAL IMPACT:

The costs as determined above will be added to the tax roll as a special assessment and will be collected at the same time and in the same manner as ordinary county taxes are collected.

BACKGROUND:

Contra Costa County Ordinance Code Article 14-6.4 and Government Code Section 25845 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 Notice to Comply was posted on the above-referenced property for a vacant structure whose premises contain excessive vegetation and served on the property owner and all persons known to be in possession of the property by certified mail on September 22, 2011.

The property owner did not file an appeal. The County Abatement officer abated the property on October 17, 2011.

The property owner was billed for all administrative costs. The bill was sent by certified and first-class mail to the property owner on October 25, 2011. The property owner did not pay the bill within 45 days of the date of mailing.

Notice of this Cost Hearing was sent to the property owner by certified mail by the Clerk of the Board. For proof of service, see the Clerk of the Board at 651 Pine St., Room 106, Martinez, CA.

CONSEQUENCE OF NEGATIVE ACTION:

If the recommended actions are not approved, the County will not be able to recover costs incurred for abating code violations.

CHILDREN'S IMPACT STATEMENT:

None

CLERK'S ADDENDUM

CLOSED the hearing; DETERMINED the costs of all abatement work and all administrative costs to be \$6,120.75; ORDERED the itemized report confirmed and DIRECTED it to be filed with the Clerk of the Board of Supervisors; ORDERED the costs to be specially assessed against the above-referenced property and AUTHORIZED the recordation of a Notice Of Abatement Lien.

ATTACHMENTS

Photos

Itemized Costs