



Legislation Details (With Text)

**File #:** 17-130      **Version:** 2      **Name:**

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**File created:** 1/31/2017      **In control:** BOARD OF SUPERVISORS

**On agenda:** 2/14/2017      **Final action:**

**Title:** 9:20 A.M. - HEARING - Nuisance Abatement Assessment confirmation and proposed recordation of Notice of Lien in the amount of \$1631.27, for 5845 State Hwy 20, Lucerne CA (APN 034-421-28 - Anthony Tucciarelli.)

**Sponsors:** Community Development

**Indexes:**

**Code sections:**

**Attachments:** 1. hearing packet

Date	Ver.	Action By	Action	Result
2/14/2017	2	BOARD OF SUPERVISORS	approved	Pass

**MEMORANDUM**

**TO:** Board of Supervisors

**FROM:** Robert Massarelli, Community Development Director  
Kathy Freeman, Code Enforcement Program Supervisor

**By:** Michael Penhall, Code Enforcement Officer

**SUBJECT:** Notice of Assessment & Lien Hearing for *Anthony Tucciarelli*;  
**February 14, 2017 @ 9:20 AM**  
Supervisorial District 3

**Date:** January 26, 2017

- ATTACHMENTS:**
1. Notice of Nuisance and Order to Abate
  2. 48 Hour Summary Abatement Notice
  3. Notice of Assessment
  4. Proposed Notice of Lien
  5. Contractor's Invoices
  6. Task Sheet

**EXECUTIVE SUMMARY:**

**I. PROPERTY OUTLINE:**

Property Owner: Anthony Tucciarelli  
Location: 5845 State Hwy 20, Lucerne CA  
APN: 034-421-28  
Zoning: "CR", Resort Commercial District  
Case #: 16-0045

**II. ABATEMENT SUMMARY**

On **March 24, 2016**, a Notice of Nuisance and Order to Abate was prepared and posted at **5845 State Hwy 20, Lucerne CA**, within the **Clearlake Beach Annex 3** Subdivision, and mailed, certified to the property owner of record due to **household garbage, junk, trash & debris**. Several complaints had been filed by area residents. The Abatement Notice provided Mr. Tucciarelli with 30 days to abate the property. However, upon the initial site visit, household garbage was observed to be dumped on the property causing an immediate public health hazard. A Summary Abatement Notice was then prepared, posted on the property, and mailed providing the property owner with 48 hours to remove "just" the household garbage. A site visit was conducted on or about **March 28, 2016** and it was verified that the property owner had not abated the garbage. On that same date, staff from Code Enforcement solicited and obtained bids from a local contractor for summary abatement of just the household garbage on the property. On or about **March 31, 2016**, a local contractor was awarded the contract and the household garbage was removed and disposed of.

On **June 20, 2016** a follow up site visit was conducted and it was observed that the junk, trash and debris still remained on the property. A courtesy letter was then prepared and sent to the property owner requesting them to abate the remaining violations on the property. On **December 21, 2016** a site visit was conducted and it was observed that the property had not been abated. Staff from Code Enforcement solicited and obtained bids from a local contractor for abatement of the remaining junk, trash and debris on the property. **On January 4, 2017** a site visit was conducted, confirming the property was cleaned up by the contractor.

**RECOMMENDED ACTION:**

Staff recommends the Board of Supervisors confirm the assessment of **\$1,631.27** and direct staff to Record a Notice of Lien against the property. The cost of abatement services was **\$1,150.00**. The administrative costs on this case amounted to **\$481.27**.

**Sample Motion:**

I move that the assessment of **\$1,631.27** for nuisance abatement on property located at **5845 State Hwy 20 Lucerne CA**, also known as Assessors Parcel Number **034-421-28**, and owned by **Anthony Tucciarelli** be confirmed and the Enforcement Official be directed to prepare and have recorded in the office of the Lake County Recorder, a Notice of Lien in the amount of **\$1,631.27** pursuant to Lake County Ordinance Code Chapter 13, Section 13-43