



Legislation Details (With Text)

**File #:** 22-452      **Version:** 1      **Name:**

**Type:** Action Item      **Status:** Agenda Ready

**File created:** 5/2/2022      **In control:** BOARD OF SUPERVISORS

**On agenda:** 6/7/2022      **Final action:**

**Title:** 9:15 A.M. - Hearing on Account and Proposed Assessment for 7137 E State Hwy 20, Lucerne CA

**Sponsors:** Water Resources

**Indexes:**

**Code sections:**

**Attachments:** 1. 7137 E State Hwy 20 Exhibit A-E

Date	Ver.	Action By	Action	Result
6/7/2022	1	BOARD OF SUPERVISORS		

**Memorandum**

**Date:** June 7, 2022

**To:** The Honorable Lake County Board of Supervisors

**From:** Scott De Leon, Water Resources Director and William Fox, Water Resources Program Coordinator

**Subject:** Hearing on Account and Proposed Assessment for 7137 E State Hwy 20, Lucerne CA

**Executive Summary:**

**Property Description:**

Property Owner: SKINNER VIRGIL C & AUDREY  
 Property Address: 7137 E STATE HWY 20 LUCERNE  
 APN: 006-023-03  
 Zoning: SR, Suburban Reserve District  
 Supervisorial District: Eddie "EJ" Crandell

**Exhibit A - Parcel and Vicinity Map**

**Abatement Summary:**

Pursuant to Lake County Code (LCC) Chapter 13, Article VI, Section 13-42.1 - Upon completion of the abatement, the Board shall hear and consider the account and proposed assessment, together with objections and protests thereto. At the conclusion of the hearing, the Board may make such modifications and revisions of the proposed account and assessment as it deems just, and may order the account and proposed assessment confirmed or denied, in whole or in part or as modified and revised. (LCC Chapter 13, Article VI, Section 13-42.1)

On January 21, 2021 during a shoreline survey of Clear Lake, the property located at 7137 E STATE HWY 20 Lucerne CA (property) was found to be in violation of the LCC and Lakebed Encroachment Lease. A violation letter was sent to the property owner on May 18, 2021.

- LCC Ch. 23-13. - Maintenance, Repair and Removal of Improvements.
- Lakebed Encroachment Lease - 13. Maintenance and Repair.

The property was an improved lot with a lakebed structure consisting of a pier and covered platform.

A Notice of Nuisance and Order to Abate (NONOTA) was issued against the property on September 28, 2021. The property owner reflected on title is Virgil and Audrey Skinner (Skinner). Notices were posted on the property and mailed to Skinner's address reflected on county records. The notices were signed for and marked as received.

Due to the fact that the legal responsible party was not able or willing to correct the violation(s), Water Resources moved forward with the abatement process.

On February 14, 2022, an inspection and abatement warrant was issued by a County of Lake Superior Judge.

On February 16, 2022, an inspection of the property was conducted to observe the extent and scope of the violations that were occurring on the property. Our contractor who responded to RFQ 21-13 provided quotes on the lakebed structure abatement.

***Exhibit B - Site Photos (taken January 21 2021)***

On February 20, 2022, the following quotes from the contractors were received:

- Lake Marine Construction - \$17,345.00

***Exhibit C - Contractor RFQ Response/Invoice***

On September 15<sup>th</sup> 2021, invitation for bid number 21-13 Abatement Services for Lakebed Structures was posted on the Lake County Bids & RFPs website. All practicing local Class A Licensed Marine Contractors were contacted via phone and/or emailed about the RFQ posting. On September 25<sup>th</sup> 2021, the window for submission of questions closed. On September 27<sup>th</sup> 2021, the addendum of questions was posted on the Lake County Bids & RFPs website. On September 30<sup>th</sup> 2021, the RFQ proposal deadline was reached. The County received one bid on RFQ 21-13 from Lake Marine Construction. After speaking to other Class A Licensed Marine Contractors it was determined that re-advertising the project would not likely result in more bids. On October 15<sup>th</sup> 2021, Lake Marine Construction was awarded a contract for abatement services of lakebed structures.

On February 26, 2022, the abatement was conducted by and which Lake Marine Construction removed the dilapidated lakebed structure causing said nuisance.

On February 28, 2022, compliance with the issued Notice of Nuisance and Order to Abate was attained.

**Exhibit D - Post Abatement Site Photos (taken February 28<sup>th</sup> 2022)**  
**Exhibit E - Task Sheet**

**If not budgeted, fill in the blanks below only:**

Estimated Cost: \_\_\_\_\_ Amount Budgeted: \_\_\_\_\_ Additional Requested: \_\_\_\_\_ Future Annual Cost: \_\_\_\_\_

**Consistency with Vision 2028** (check all that apply):

Not applicable

- |  |  |   |
|--|--|---|
| <input type="checkbox"/> Well-being of Residents | <input checked="" type="checkbox"/> Public Safety    | <input checked="" type="checkbox"/> Disaster Prevention, Preparedness, Recovery |
| <input type="checkbox"/> Economic Development    | <input type="checkbox"/> Infrastructure              | <input type="checkbox"/> County Workforce                                       |
| <input type="checkbox"/> Community Collaboration | <input type="checkbox"/> Business Process Efficiency | <input checked="" type="checkbox"/> Clear Lake                                  |

**Recommended Action:**

Staff recommends the Board of Supervisors confirm the assessment of \$18,517.56, and direct staff to Record a Notice of Special Assessment Lien against the property. The cost of abatement services was \$17,345.00. The administrative costs on this case amounted to \$1,172.56.