



## Legislation Details (With Text)

**File #:** 20-1062      **Version:** 1      **Name:**  
**Type:** Action Item      **Status:** Agenda Ready  
**File created:** 10/29/2020      **In control:** BOARD OF SUPERVISORS  
**On agenda:** 11/3/2020      **Final action:**  
**Title:** 10:00 A.M. - October 6, 2020 continuance of Hearing on Account and proposed Assessment for the property 12942 Second St., Clearlake Oaks, CA  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:**

Date	Ver.	Action By	Action	Result
11/3/2020	1	BOARD OF SUPERVISORS	Adopted	Pass

### Memorandum

**Date:** November 3, 2020  
**To:** The Honorable Moke Simon, Chair, Lake County Board of Supervisors  
**From:** Scott De Leon, Community Development Interim Director  
Tocarra Thomas, Deputy Community Development Director  
Andrew Williams, Code Enforcement Manager  
Marcus Beltramo, Code Enforcement Officer  
**Subject:** October 6, 2020 continuance of Hearing on Account and proposed Assessment for the property 12942 Second St., Clearlake Oaks, CA

**Executive Summary:** (include fiscal and staffing impact narrative):

On October 6, 2020, The Code Enforcement Division came before the Lake County Board of Supervisors (BOS) to give an account of the abatement action taken against the property located at 12942 Second St., Clearlake Oaks, CA (property) and the proposed assessment of costs for that abatement action. The continuance was necessary due to the concerns raised by the BOS regarding the costs and the legality of the gate and fence materials used to secure the property, and if those costs could be properly assessed as part of a lien against the property. The BOS requested more information on the matter before making a determination. Code Enforcement has been able to gather some of the requested information (see below), however Code Enforcement is waiting on information to be provided by the contractor regarding the costs of the gate and fence materials which should be provided in the very near future.

- The Notice of Nuisance and Order to Abate cited violations of the Lake County Vacant Structure Ordinance. Pursuant to Chapter 5, Section 5-4A 2019 California Building Code Section 116 - Unsafe Structures and Equipment - *A vacant structure that is not secured against entry shall be deemed unsafe*

- . The Chief Building Official may require a fence to secure an unsafe structure from being entered or occupied.
- The Notice of Nuisance and Order to abate cited violations of Lake County Vacant Structure Ordinance. Pursuant to Chapter 5, Article VII, Section 5-35.1 (j) - *The County Building Official may require the owner to erect a fence that meets the specifications of the Building Inspection Department on the property where the vacant structure is located. Any fence erected in accordance with this section shall be maintained in a safe condition without tears, breaks, rust, or dangerous protuberances.*

At this time, Code Enforcement is requesting a one week continuance to obtain said information in order to provide the BOS with complete and full information prior to their making any determinations and providing any direction to Code Enforcement as to the amount of the lien to be recorded against the property.

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

Estimated Cost: \$5,834.46 Amount Budgeted: \_\_\_\_\_ Additional Requested: \_\_\_\_\_ Future Annual Cost: \_\_\_\_\_

**Consistency with Vision 2028 and/or Fiscal Crisis Management Plan** (check all that apply):

- |   |  |   |  |
|---|--|---|--|
| <input checked="" type="checkbox"/> Well-being of Residents | <input checked="" type="checkbox"/> Public Safety    | <input type="checkbox"/> Infrastructure   | <input type="checkbox"/> Not applicable      |
| <input type="checkbox"/> Economic Development               | <input type="checkbox"/> Disaster Recovery           | <input type="checkbox"/> County Workforce | <input type="checkbox"/> Technology Upgrades |
| <input type="checkbox"/> Community Collaboration            | <input type="checkbox"/> Business Process Efficiency | <input type="checkbox"/> Clear Lake       | <input type="checkbox"/> Revenue Generation  |
|   |  |   | <input type="checkbox"/> Cost Savings        |

**If request for exemption from competitive bid in accordance with County Code Chapter 2 Sec. 2-38, fill in blanks below:**

Which exemption is being requested?

How long has Agreement been in place?

When was purchase last rebid?

Reason for request to waive bid?

**Recommended Action:**

Continue to the November 17, 2020 Board of Supervisors Meeting.