

**BEFORE THE BOARD OF SUPERVISORS OF THE
COUNTY OF AMADOR, STATE OF CALIFORNIA**

IN THE MATTER OF:

RESOLUTION PLACING CHARGES FOR)	RESOLUTION NO. 10-081
NON-PAYMENT OF COSTS OF ABATEMENT)	
OF PUBLIC NUISANCE OF FISCAL YEAR)	
2010 – 2011 TAX ROLL AND AUTHORIZING)	
RECORDATION OF NOTICE OF ABATEMENT)	
LIEN WITH COUNTY RECORDER)	

WHEREAS, the Board of Supervisors ordered administrative abatement of a public nuisance from private property after duly notice public hearing on the matter pursuant to Amador County Code section 2.06.100 and California Government Code section 25845; and

WHEREAS, the property owner failed to abate the nuisance at their own expense, as ordered by the Board of Supervisors; and

WHEREAS, Amador County Code Enforcement caused the public nuisance to be abated in accordance with the order of the Board of Supervisors; and

WHEREAS, the County served upon the property owner a demand for reimbursement of costs of administrative abatement of the public nuisance upon the property, in the amount of \$20,428.80; and

WHEREAS, the County desires to recover the costs incurred in abating the public nuisance by placing a special assessment against the property from which the public nuisance was abated; and

WHEREAS, the County further desires to record a Notice of Abatement Lien with the Amador County Recorder's Office against the parcel of property from which the public nuisance was abated; and

WHEREAS, notification of a public hearing was made on the matters of the special assessment lien and the recordation of a Notice of Abatement Lien by both publication in the Ledger Dispatch in accordance with Amador County Codes, as well as by personal service and mail upon the Public Administrator at the property tax billing address for the property owner; and

BE IT RESOLVED by the Board of Supervisors of the County of Amador, State of California, as follows:

1. The Board of Supervisors hereby adopts the recommendation of Staff to place a lien for the costs of abatement of the public nuisance upon the Fiscal Year 2010 – 2011 Tax Roll for the property, and to record a Notice of Abatement Lien against the property.
2. The Board of Supervisors hereby resolves to cause a special assessment in the amount of \$20,428.80 to be placed on the Fiscal Year 2010 – 2011 Tax Roll for the property identified in Attachment “A” hereto, which assessment may be collected at the same time and in the same manner as ordinary county taxes are collected, and shall be subject to the same penalties and same procedure and sale in case of delinquency as are provided for ordinary county taxes.
3. The Board of Supervisors further resolves to cause a Notice of Abatement Lien to be recorded with the Amador County Recorder’s Office against the property identified in Attachment “A” hereto.

The foregoing resolution was duly passed and adopted by the Board of Supervisors of the County of Amador at a regular meeting thereof, held on the 4th day of May 2010 by the following vote:

AYES: Brian Oneto, John Plasse, Theodore F. Novelli, Louis D. Boitano and Richard Forster

NOES: None


ABSENT: None



Chairman, Board of Supervisors

ATTEST:

JENNIFER BURNS, Clerk of the
Board of Supervisors, Amador County,
California



Deputy

ATTACHMENT "A"

1. Improved real property located in Amador County, California, described as follows:

"Lots 1, 2, 3, and 4 in Block 8 of Pine Lodge Park Sub-division No. 2, according to the official plat thereof recorded April 8, 1947 in Vol. 4 of Maps and Plats, page 7, records of Amador County;

"Also all that portion of Lot 5 Block 8 of Pine Lodge Park Subdivision No. 2, according to the official plat thereof recorded April 8, 1947 in Vol. 4 of Maps and Plats, page 7, records of Amador County, described as follows:

"Commencing at the most northerly corner of Lot 5 Block 8 of said Subdivision on the southwesterly line of Cedar Trail, and from said point of beginning; thence

"(1) South 40° 44' East 16 feet along the southwesterly line of Cedar Trail;

"(2) Thence, leaving said Cedar Trail, a distance of 65 feet, more or less, in a direct line in a southeasterly direction to a point on the southeasterly line of said Lot 5 Block 8, said point being North 44° 55' East, 53.8 feet from the southerly corner of said Lot;

"(3) Thence North 4° 34' West, 65.0 feet to a corner common to Lots 4 and 5 of Block 8;

"(4) Thence along the boundary between Lots 4 and 5 Block 8, North 50° 46' East, 100.0 feet to the point of beginning.

"Being the southwesterly portion of Lot 5 Block 8 of Pine Lodge Park Subdivision No. 2, according to the official plat thereof, above referred to."

APN 14- 091 -020- 00