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RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE, CALIFORNIA, APPROVING THE REPORT, ASSESSING THE COSTS AND ESTABLISHING LIENS AGAINST PARCELS OF REAL PROPERTY IN THE CITY OF RIVERSIDE RELATING TO UNPAID ADMINISTRATIVE CIVIL PENALTIES PURSUANT TO CHAPTER 1.17 OF THE RIVERSIDE MUNICIPAL CODE.

WHEREAS Article XI, Section 7 of the California Constitution grants counties and cities authority to make and enforce local ordinances pursuant to their police power; and

WHEREAS Section 53069.4 of the Government Code authorizes the legislative body of a local agency to pass an ordinance that makes any violation of any ordinance enacted by the local agency subject to an administrative fine or penalty; and

WHEREAS pursuant to Section 53069.4 of the Government Code, the City of Riverside has enacted Chapter 1.17 of the Riverside Municipal Code to govern the imposition, enforcement, collection and administrative review of assessed administrative fines or penalties; and

WHEREAS Section 36901 of the California Government Code and Section 2929.3 of the California Civil Code authorizes a city to impose administrative fines and penalties and for violations of city ordinances; and

WHEREAS, the rights and remedies provided in Section 2929.3 of the California Civil Code are cumulative and in addition to any other rights and remedies provided by law and does not preempt local ordinances; and

WHEREAS, Riverside Municipal Code Section 1.17.300 authorizes the assessment of administrative civil penalties as an additional code enforcement remedy; and

WHEREAS, Riverside Municipal Code Section 1.17.300 authorizes the assessment of civil penalties at a daily rate not to exceed \$1,000 per day or \$100,000 per parcel for violations of any provision of the Municipal Code and provides recovery of the penalties by assessment of a lien or legal action by the City; and

WHEREAS, Riverside Municipal Code Section 1.17.300 authorizes the Administrative Hearing Officer, after review of the evidence, to issue an Administrative Civil Penalties

1 Enforcement Order setting forth the terms for compliance as well as the daily rate and/or  
2 duration of the civil penalties; and

3 WHEREAS, Section 1.17.090 of the Riverside Municipal Code provides that  
4 administrative civil penalties shall be a debt to the City and subject to all remedies for debt  
5 collection as allowed by law; and

6 WHEREAS, Section 1.17.090 of the Riverside Municipal Code authorizes unpaid  
7 administrative civil penalties to be placed on the regular tax rolls for collection in the same  
8 manner as an ad valorem tax without further hearing; and

9 WHEREAS, a public hearing was held on July 11, 2017 by the City Council of the City  
10 of Riverside.

11 NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Riverside,  
12 California, as follows:

13 Section 1: That Administrative Civil Penalties Notice and Orders were sent to each  
14 owner of various affected properties located within the City of Riverside advising each such  
15 property owner of the violations, the remedial action required to permanently correct outstanding  
16 violations and the time frames for completion.

17 Section 2: That after the time limit for compliance as set forth in such notice and order  
18 expired, a Notice of Hearing on Administrative Civil Penalties was sent to each owner of various  
19 affected properties located within the City of Riverside giving the property owner the  
20 opportunity to provide evidence and testimony before the Administrative Hearing Officer.

21 Section 3: That the Administrative Hearing Officer has issued Administrative Civil  
22 Penalties Enforcement Orders, assessing a daily rate of civil penalties to each owner of the  
23 various affected properties located within the City of Riverside.

24 Section 4: That no appeals have been filed pursuant to Section 1.17.380 of the Riverside  
25 Municipal Code.

26 Section 5: That invoices were sent to each affected property owner setting forth the costs  
27 of abatement including the administrative costs.

28 Section 6: That it be and is hereby found and determined by the City Council that the

1 administrative civil penalties assessed against parcels of land located within the City of Riverside  
2 described in Exhibit D, attached hereto and incorporated herein by this reference, were assessed  
3 pursuant to Chapter 1.17 of the Riverside Municipal Code.

4 Section 7: That the report and accounting setting forth the charges was prepared in full  
5 compliance with the applicable requirements of Chapter 1.17 of the Riverside Municipal Code  
6 and is thereby in compliance with the laws pertaining to the levy of the subject costs and said  
7 costs are based on the actual cost to abate the nuisance and is levied without regard to property  
8 valuations.

9 Section 8: That the above-mentioned report and account be and the same is hereby  
10 confirmed and the cost of the civil penalties on each of the parcels of land described in said  
11 Exhibit D, as said costs are set forth therein, be and the same are hereby charged and assessed as  
12 liens upon the respective parcels of land, as such parcels are shown on the last available  
13 assessment roll of the County of Riverside, to be collected for the 2017/2018 tax year.

14 Section 9: That the owner of each parcel of land described in Exhibit D be ordered to pay  
15 said assessment as described therein as directed by the Tax Collector of the County of Riverside.

16 Section 10: That the City Clerk shall prepare and file with the County Recorder and  
17 County Auditor of the County of Riverside a certified copy of this resolution, including Exhibit  
18 D.

19 Section 11: That the civil penalties against any parcel listed in Exhibit D assessed by this  
20 resolution and the lien created thereby shall be deemed discharged and released upon the  
21 payment of said parcel of the property taxes for the tax year above noted.

22 ADOPTED by the City Council this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

23  
24 \_\_\_\_\_  
25 WILLIAM RUSTY BAILEY III  
26 Mayor of the City of Riverside

27 Attest:

28 \_\_\_\_\_  
COLLEEN J. NICOL  
City Clerk of the City of Riverside

1 I, Colleen J. Nicol, City Clerk of the City of Riverside, California, hereby certify that the  
2 foregoing resolution was duly and regularly adopted at a meeting of the City Council of said City  
3 at its meeting held on the \_\_\_\_ day of \_\_\_\_, 2017, by the following vote, to wit:

4 Ayes:

5 Noes:

6 Absent:

7 Abstain:

8 IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of  
9 the City of Riverside, California, this \_\_\_\_ day of \_\_\_\_, 2017.

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11 \_\_\_\_\_  
12 COLLEEN J. NICOL  
13 City Clerk of the City of Riverside  
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CA17-0769

EXHIBIT D  
ADMINISTRATIVE CIVIL PENALTIES  
FISCAL YEAR 2016-2017  
JULY 11, 2017

APN/PROPERTY ADDRESS	PROPERTY OWNER	INVOICE	AMOUNT DUE
155-113-014 10178 FALLSVALE LN	LOPEZ, DANIEL & MICHELLE 10178 FALLSVALES LN RIVERSIDE, CA 92503	234736	4,200.00
155-113-014 10178 FALLSVALE LN	LOPEZ, DANIEL & MICHELLE 10178 FALLSVALES LN RIVERSIDE, CA 92503	235482	2,150.00
155-113-014 10178 FALLSVALE LN	LOPEZ, DANIEL & MICHELLE 10178 FALLSVALES LN RIVERSIDE, CA 92503	233297	1,524.73
150-091-001 10390 ARLINGTON AVE	DUQUE, ANDREAS PALACIOS & ANA C PO BOX 7761 RIVERSIDE, CA 92513	233177	71,400.00
150-091-001 10390 ARLINGTON AVE	DUQUE, ANDREAS PALACIOS & ANA C PO BOX 7761 RIVERSIDE, CA 92513	236041	28,600.00
150-091-001 10390 ARLINGTON AVE	DUQUE, ANDREAS PALACIOS & ANA C PO BOX 7761 RIVERSIDE, CA 92513	232469	1,282.27
146-170-034 10910 NORWOOD AVE	LUIS & MARIA ESTRADA 10910 NORWOOD AVE RIVERSIDE, CA 92505	227697	1,494.79
222-204-004 2411 SUNSET DR	MARTIN, RUTH & MAURICE BAUER 2411 SUNSET DR RIVERSIDE, CA 92506	233178	22,200.00
222-204-004 2411 SUNSET DR	MARTIN, RUTH & MAURICE BAUER 2411 SUNSET DR RIVERSIDE, CA 92506	235334	13,800.00

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FISCAL YEAR 2016-2017  
JULY 11, 2017

APN/PROPERTY ADDRESS	PROPERTY OWNER	INVOICE	AMOUNT DUE
209-101-001 2450 MARKET ST	VANOWEN HOLDINGS LLC 11747 SAN VICENTE BLVD LOS ANGELES, CA 90049	235037	8,764.16
209-101-001 2450 MARKET ST	VANOWEN HOLDINGS LLC 11747 SAN VICENTE BLVD LOS ANGELES, CA 90049	235479	62,100.00
211-252-015 2790 14TH ST	KEKICO INC 1015 CROCKER ST # PO2 KEVIN K. KIM, AGENT FO LOS ANGELES, CA 90021	234705	1,981.29
233-263-030 2952 CONSTELLATION PL	HARRELL, ONETA 10364 VICTORIA AVE RIVERSIDE, CA 92503	236707	8,650.00
233-071-006 3490 EVEREST AVE	BORN, STELLA C 3490 EVEREST AVE RIVERSIDE, CA 92503	232385	7,800.00
234-150-046 3510 VAN BUREN BLVD	AAR PROPERTIES PO BOX 7637 RIVERSIDE, CA 92513	236039	1,595.33
234-150-046 3510 VAN BUREN BLVD	AAR PROPERTIES PO BOX 7637 RIVERSIDE, CA 92513	236650	90,400.00
324-150-046 3510 VAN BUREN BLVD	AAR PROPERTIES PO BOX 7637 RIVERSIDE, CA 92513	236706	9,600.00
225-250-006 3532 CENTRAL AVE	RAVAZ 3532 CENTRAL AVE RIVERSIDE, CA 92506	234996	2,373.97

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JULY 11, 2017

APN/PROPERTY ADDRESS	PROPERTY OWNER	INVOICE	AMOUNT DUE
225-250-006 3532 CENTRAL AVE	RAVAZ 3532 CENTRAL AVE RIVERSIDE, CA 92506	235333	54,400.00
225-250-006 3532 CENTRAL AVE	RAVAZ 3532 CENTRAL AVE RIVERSIDE, CA 92506	236042	29,600.00
225-133-009 3912 MERRILL AVE	NGUYEN, CAN & LINH DUONG 12502 GARDEN GROVE BLVD GARDEN GROVE, CA 92843	233180	85,400.00
258-171-018 4256 QUAIL RD	QUINTERO, DAVID PO BOX 56662 RIVERSIDE, CA 92517	231955	11,000.00
221-122-001 4304 EUCALYPTUS AVE	SMITH ETAL, C&H STEEN & R STEEN & RANDELL 26092 HAFLINGER CT MORENO VALLEY, CA 92555	232470	16,200.00
221-122-001 4304 EUCALYPTUS AVE	SMITH ETAL, C&H STEEN & R STEEN & RANDELL 26092 HAFLINGER CT MORENO VALLEY, CA 92555	233039	4,600.00
221-122-001 4304 EUCALYPTUS AVE	SMITH ETAL, C&H STEEN & R STEEN & RANDELL 26092 HAFLINGER CT MORENO VALLEY, CA 92555	233535	9,800.00
221-122-001 4304 EUCALYPTUS AVE	SMITH ETAL, C&H STEEN & R STEEN & RANDELL 26092 HAFLINGER CT MORENO VALLEY, CA 92555	234070	6,600.00
221-122-001 4304 EUCALYPTUS AVE	SMITH ETAL, C&H STEEN & R STEEN & RANDELL 26092 HAFLINGER CT MORENO VALLEY, CA 92555	234446	7,000.00

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JULY 11, 2017

APN/PROPERTY ADDRESS	PROPERTY OWNER	INVOICE	AMOUNT DUE
221-122-001 4304 EUCALYPTUS AVE	SMITH ETAL, C&H STEEN & R STEEN & RANDELL 26092 HAFLINGER CT MORENO VALLEY, CA 92555	235477	12,800.00
221-122-001 4304 EUCALYPTUS AVE	SMITH ETAL, C&H STEEN & R STEEN & RANDELL 26092 HAFLINGER CT MORENO VALLEY, CA 92555	236708	10,000.00
146-232-005 4853 DOANE AVE	FLORES, JESUS R & IRENE 4853 DOANE AVE RIVERSIDE, CA 92505	233703	4,400.00
146-232-005 4853 DOANE AVE	FLORES, JESUS R & IRENE 4853 DOANE AVE RIVERSIDE, CA 92505	231801	6,900.00
146-232-005 4853 DOANE AVE	FLORES, JESUS R & IRENE 4853 DOANE AVE RIVERSIDE, CA 92505	231953	6,900.00
146-232-005 4853 DOANE AVE	FLORES, JESUS R & IRENE 4853 DOANE AVE RIVERSIDE, CA 92505	232386	2,900.00
146-232-005 4853 DOANE AVE	FLORES, JESUS R & IRENE 4853 DOANE AVE RIVERSIDE, CA 92505	233040	3,200.00
146-232-005 4853 DOANE AVE	FLORES, JESUS R & IRENE 4853 DOANE AVE RIVERSIDE, CA 92505	234445	5,600.00
146-232-005 4853 DOANE AVE	FLORES, JESUS R & IRENE 4853 DOANE AVE RIVERSIDE, CA 92505	235036	4,000.00

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JULY 11, 2017

APN/PROPERTY ADDRESS	PROPERTY OWNER	INVOICE	AMOUNT DUE
146-232-005 4853 DOANE AVE	FLORES, JESUS R & IRENE 4853 DOANE AVE RIVERSIDE, CA 92505	236040	4,300.00
149-350-014 5515 BUSHNELL AVE	BURCH, JB & PEARL B 9662 VELARDO DR HUNTINGTON BEACH, CA 92646	232472	29,375.00
151-214-015 5646 CHALLEN AVE	GARCIA, DENNIS D 7339 YSMAEL VILLEGAS ST RIVERSIDE, CA 92504	236709	1,479.09
149-150-048 5697 KINGS RANCH RD	RAMIREZ, MARIA LUZ & JOVITA 5967 KINGS RANCH RD RIVERSIDE, CA 92505	235332	17,700.00
149-133-009 5757 BOLIVAR ST	MG CAPITAL GROUP INC 19200 VON KARMON AVE #5TH FLOOR IRVINE, CA 92612	233042	56,000.00
149-150-048 5967 KINGS RANCH RD	RAMIREZ, MARIA LUZ & JOVITA 5967 KINGS RANCH RD RIVERSIDE, CA 92505	235483	3,250.00
149-150-048 5967 KINGS RANCH RD	RAMIREZ, MARIA LUZ & JOVITA 5967 KINGS RANCH RD RIVERSIDE, CA 92505	233298	1,543.73
150-221-027 6024 TYLER ST	HOOPER, DARYL L 5225 CANYON CREST DRIVE #71546 RIVERSIDE, CA 92507	232368	100,000.00
150-062-020 6320 JONES AVE	RAMOS, MANUEL 250 CROSS RAIL LN NORCO, CA 92860	232473	4,900.00

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APN/PROPERTY ADDRESS	PROPERTY OWNER	INVOICE	AMOUNT DUE
150-062-020 6320 JONES AVE	RAMOS, MANUEL 250 CROSS RAIL LN NORCO, CA 92860	235331	15,800.00
154-321-015 6455 JONES AVE	ZEPEDA, DAVID 3205 KENDALL DR SAN BERNARDINO, CA 92407	233534	4,200.00
154-321-015 6455 JONES AVE	ZEPEDA, DAVID 3205 KENDALL DR SAN BERNARDINO, CA 92407	231954	9,500.00
154-321-015 6455 JONES AVE	ZEPEDA, DAVID 3205 KENDALL DR SAN BERNARDINO, CA 92407	233041	4,400.00
154-321-015 6455 JONES AVE	ZEPEDA, DAVID 3205 KENDALL DR SAN BERNARDINO, CA 92407	234043	3,700.00
154-321-015 6455 JONES AVE	ZEPEDA, DAVID 3205 KENDALL DR SAN BERNARDINO, CA 92407	235481	5,400.00
154-321-015 6455 JONES AVE	ZEPEDA, DAVID 3205 KENDALL DR SAN BERNARDINO, CA 92407	234704	4,400.00
154-270-014 6764 CHADBOURNE AVE	LOPEZ, MARIA L G & MANUEL 6764 CHADBOURNE AVE RIVERSIDE, CA 92505	235484	1,733.43
230-275-011 7595 EMERALD ST	ERE INVESTMENTS LLC 4242 LOUISE AVE ENCINO, CA 91316	234706	1,874.25

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FISCAL YEAR 2016-2017  
JULY 11, 2017

APN/PROPERTY ADDRESS	PROPERTY OWNER	INVOICE	AMOUNT DUE
230-275-011 7595 EMERALD ST	ERE INVESTMENTS LLC 4242 LOUISE AVE ENCINO, CA 91316	236086	19,400.00
230-223-022 7825 RAILROAD AVE	GONZALES, JOSE & SADIE G SANCHEZ 27224 CORNELL ST HEMET, CA 92544	231802	49,700.00
230-223-022 7825 RAILROAD AVE	GONZALES, JOSE & SADIE G SANCHEZ 27224 CORNELL ST HEMET, CA 92544	232474	29,400.00
230-223-022 7825 RAILROAD AVE	GONZALES, JOSE & SADIE G SANCHEZ 27224 CORNELL ST HEMET, CA 92544	231781	1,516.09
151-140-030 7895 CYPRESS AVE	JZSJAN 1066 CORONET DR RIVERSIDE, CA 92506	232821	1,086.06
191-102-012 8705 PEMBROKE AVE	LOUDEN LLC 5440 TRABUCO RD # 200 IRVINE, CA 92620	231782	19,600.00
191-102-012 8705 PEMBROKE AVE	LOUDEN LLC 5440 TRABUCO RD # 200 IRVINE, CA 92620	232384	10,200.00
191-102-012 8705 PEMBROKE AVE	LOUDEN LLC 5440 TRABUCO RD # 200 IRVINE, CA 92620	231783	1,472.97
155-171-014 9003 ARLINGTON AVE	TRAN, THANH T 5877 GRAND AVE RIVERSIDE, CA 92504	235574	12,200.00

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FISCAL YEAR 2016-2017  
JULY 11, 2017

APN/PROPERTY ADDRESS	PROPERTY OWNER	INVOICE	AMOUNT DUE
191-321-024 9325 MAGNOLIA AVE	HENRIQUEZ, JASON STEVEN 24288 OLD COUNTRY RD MORENO VALLEY, CA 92557	232206	22,400.00
217-100-004 PINE CENTER	GOODSON, MICHAEL L 2392 S CALLE PALO FIERRO PALM SPRINGS, CA 92264	232471	7,900.00
217-100-004 PINE CENTER	GOODSON, MICHAEL L 2392 S CALLE PALO FIERRO PALM SPRINGS, CA 92264	235478	18,800.00
217-100-004 PINE CENTER	GOODSON, MICHAEL L 2392 S CALLE PALO FIERRO PALM SPRINGS, CA 92264	236649	2,000.00
155-113-014 10178 FALLSVALE LN	LOPEZ, DANIEL & MICHELLE 10178 FALLSVALES LN RIVERSIDE, CA 92503	233704	14,000.00
TOTAL FOR EXHIBIT			1,100,447.16