

# CITY COUNCIL STAFF REPORT

DATE:

June 21, 2017

PUBLIC HEARING

SUBJECT:

FILING OF NUISANCE ABATEMENT RESOLUTIONS REPORTS FOR

**FIVE PUBLIC NUISANCES** 

FROM:

David H. Ready, City Manager

BY:

Department of Building & Safety

#### SUMMARY

Staff recommends Council adopt the attached resolutions and affirm the Director of Building and Code Enforcement's itemized reports which details attorney's fees and administrative costs for preparing, bidding and awarding the contract for the public nuisance abatement work performed on the subject properties, thereby making the incurred costs as identified recoverable, and further, authorize the placement of a lien against said properties if the fees are not paid by the subject property owners.

#### RECOMMENDATION:

- Adopt Resolution No. \_\_\_\_\_ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS CONFIRMING THE REPORT OF PROCEEDINGS AND ACCOUNTING FOR THE PUBLIC NUISANCE ABATEMENT LIEN LOCATED AT 208 ROSA PARKS ROAD:"
- 2. Adopt Resolution No.\_\_\_\_\_ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS CONFIRMING THE REPORT OF PROCEEDINGS AND ACCOUNTING FOR THE PUBLIC NUISANCE ABATEMENT LIEN LOCATED AT 4388 EAST MESQUITE AVENUE;"
- 3. Adopt Resolution No.\_\_\_\_ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS CONFIRMING THE REPORT OF PROCEEDINGS AND ACCOUNTING FOR THE PUBLIC NUISANCE ABATEMENT LIEN LOCATED AT 1266 SOUTH FARRELL DRIVE;"

TEM NO. 2.F.

- 4. Adopt Resolution No.\_\_\_\_\_ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS CONFIRMING THE REPORT OF PROCEEDINGS AND ACCOUNTING FOR THE PUBLIC NUISANCE ABATEMENT LIEN LOCATED AT 941 EAST ANZA DRIVE;"
- 5. Adopt Resolution No.\_\_\_\_ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS CONFIRMING THE REPORT OF PROCEEDINGS AND ACCOUNTING FOR THE PUBLIC NUISANCE ABATEMENT LIEN LOCATED AT 870 ARROYO VISTA DRIVE;"
- 6. Authorize and direct the City Manager, or his designee, to serve notice of and record a lien against the Subject Properties if said costs are not paid.

## **STAFF ANALYSIS:**

Throughout the year, Code Enforcement actions have required that properties which have not come into voluntary compliance be abated of public nuisances. The five cases before the Council were abated by the City of Palm Springs through the contract vendor process and those costs and associated fees have not be recovered from the property owners. Section 11.72.260 of the Palm Springs Municipal Code requires this report of Resolutions to be filed with the City Council. Following the filing of the report, the City Clerk will deliver the Resolutions by certified mail to the Riverside County Auditor-Controller's Office to establish special assessment liens on the billings yet unpaid. Attached to this report are the Resolutions for 5 of these nuisances that have been abated, but for which the property owners have not paid the billing. The total amount outstanding is \$29,745.85.

#### FISCAL IMPACT:

Funds expended for the abatement of public nuisances along with associated and City costs are recovered through the filing of a nuisance abatement lien as specified in Section 11.72.265 of the Palm Springs Municipal Code. The City has already paid the bills incurred for these abatements. These bills include City Attorney fees, abatement contractor cost, and staff time costs. If recovered by special assessment liens through the tax rolls, \$29,745.85 can be returned to the General Fund.

James Zicaro

Director of Building and Safety

Marcus L. Fuller, MPA, P.E., P.L.S.

Assistant City Manager/City Engineer

David H. Ready, Ph. D, Esq.

City Manager

03

#### RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS CONFIRMING THE REPORT OF PROCEEDINGS AND ACCOUNTING FOR THE PUBLIC NUISANCE LIEN LOCATED AT 208 ROSA PARKS ROAD.

WHEREAS, the City has abated proceedings concerning a public nuisance located on the property described as 208 Rosa Parks Road, Palm Springs, California; and

WHEREAS, said property is shown as Assessor's Parcel No. 669-413-020 on the County Assessor's map books as of May 8, 2017.

WHEREAS, the Director of Building & Safety has reported that notices required in accordance with Chapter 11.72 of the Palm Springs Municipal Code have been given and that the owner has refused to comply; and

WHEREAS, pursuant to said code, the City there upon abated the public nuisance located on the property described above.

THE CITY COUNCIL OF THE CITY OF PALM SPRINGS DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. That the City Council hereby approves the report of Proceedings and Accounting of the cost in the total amount of \$651.00, attached hereto as Exhibit A.

SECTION 2. That a special assessment lien in the amount of \$651.00 is hereby imposed upon the property herein above described.

SECTION 3. That a certified copy of this Resolution and the report be filed with the Riverside County Auditor-Controller's office.

SECTION 4. That the County Auditor-Controller is respectfully requested to enter the amount of the assessment on the County Tax Roll opposite the parcel of land referred to, and that thereafter said amount shall be collected at the same time and in the same manner as ordinary municipal taxes.

SECTION 5. That a certified copy of this resolution and the report shall be recorded with the Riverside County Recorder's office.

Resolution No Page 2	
ADOPTED this 21 <sup>st</sup> day of June 2017.	
	David H. Ready, Esq., Ph., City Manager
ATTEST:	
	_
Kathleen D. Hart, MMC, Interim City Cle	rk
CERTIF	CICATION
STATE OF CALIFORNIA ) COUNTY OF RIVERSIDE ) ss. CITY OF PALM SPRINGS )	
Resolution No is a full, true and	City of Palm Springs, hereby certify that correct copy, and was duly adopted at a e City of Palm Springs on June 21, 2017,
AYES: NOES: ABSENT: ABSTAIN:	
	Kathleen D. Hart, MMC, Interim City Clerk City of Palm Springs, California

#### Exhibit A

### PROCEEDINGS AND ACCOUNTING REPORT

#### PUBLIC NUISANCE ABATEMENT

I. LOCATION/LEGAL:

Assessor's Parcel Number:

669-413-020

Address:

208 Rosa Parks Road, Palm Springs

II. OWNER OF RECORD:

Claude Arnold

III. PROCEEDURE:

A. Public Nuisance Posting:

08/26/16

B. Non-Compliance:

01/24/17

C. Bid Solicitation:

01/15/17

D. Notice to Proceed:

01/24/17

E. Work Completion:

01/26/17

F. Billing:

On 02/01/17, owner billed \$651.00 to cover

Abatement cost and City administrative costs.

G. Non-Payment:

As of May 8, 2017, the bill remained

Outstanding.

IV. ACCOUNTING:

Abatement :

\$550.00

Administrative:

101.00

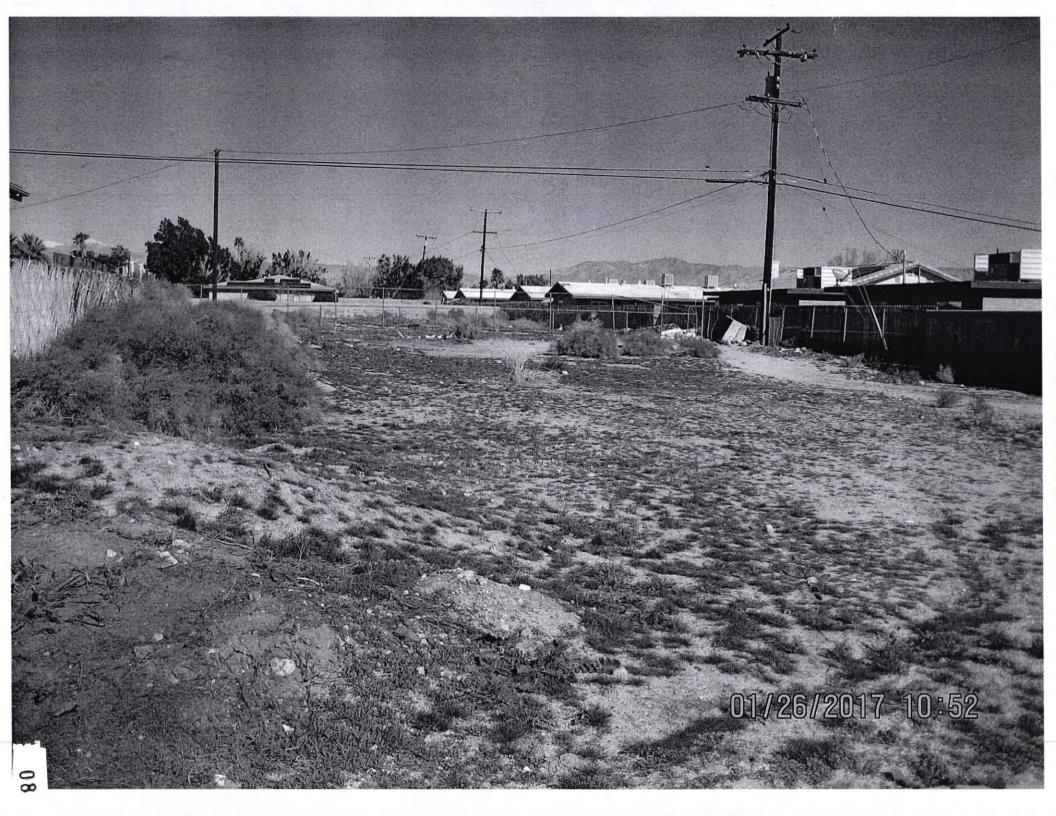
Total:

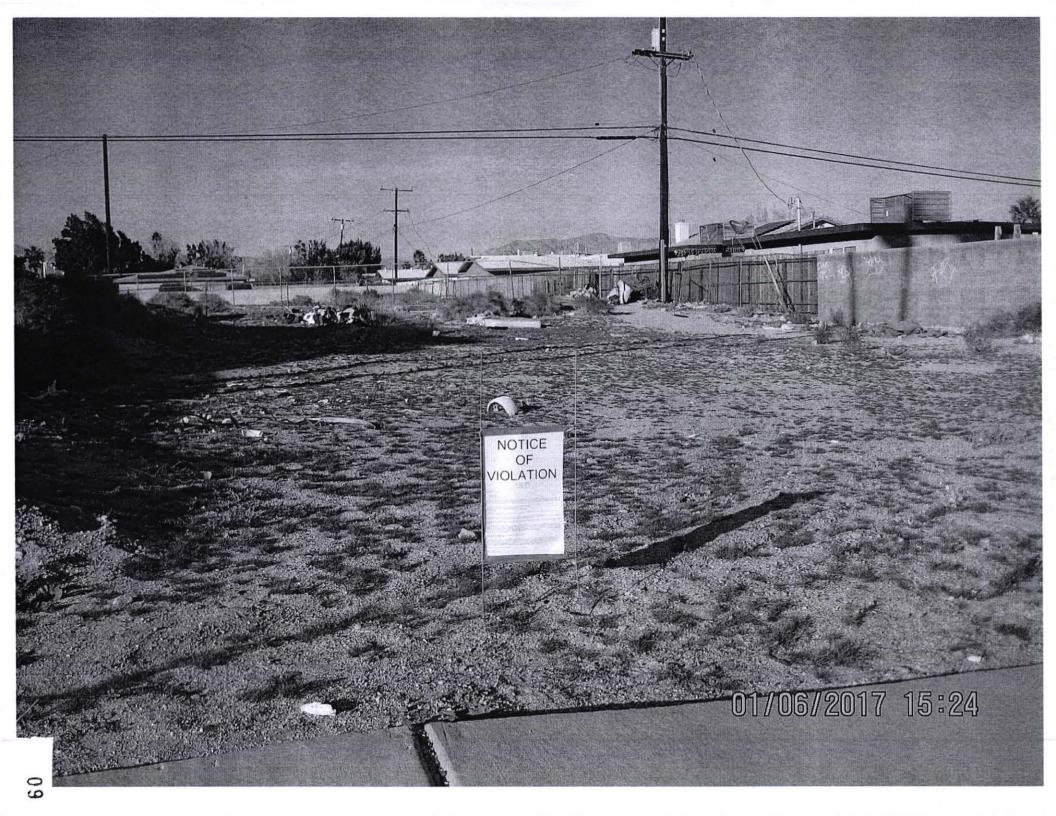
\$651.00

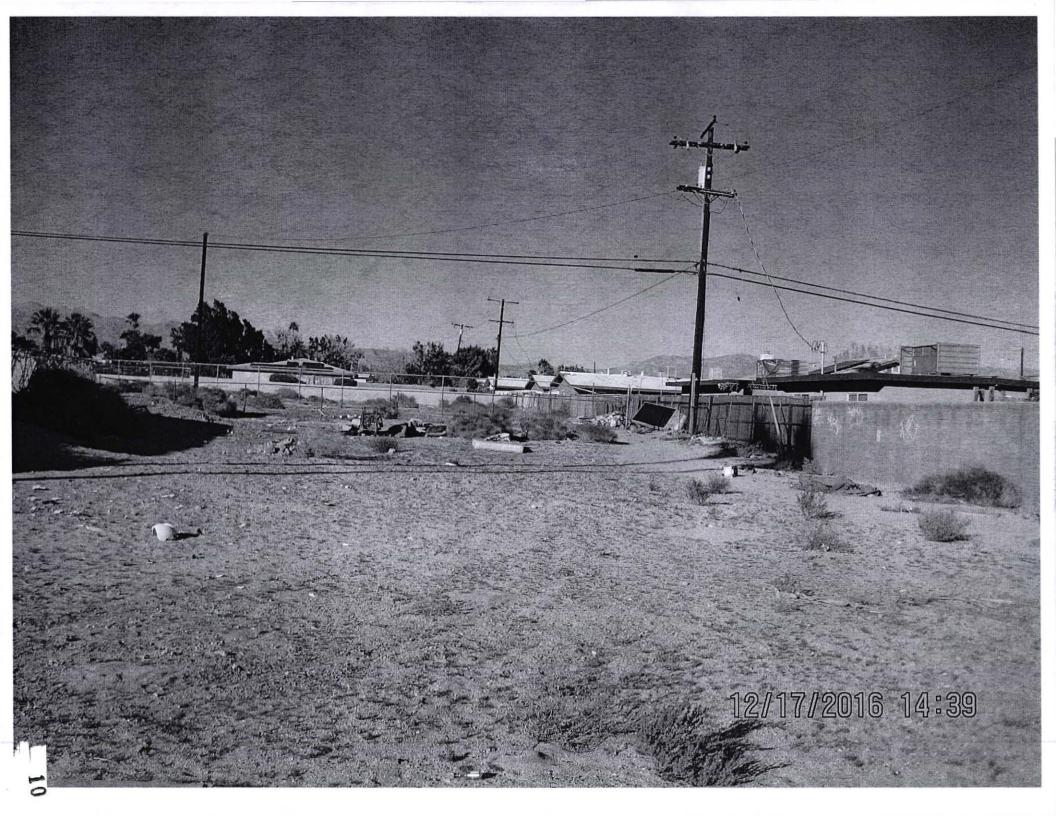
James Zicaro M.C.P.

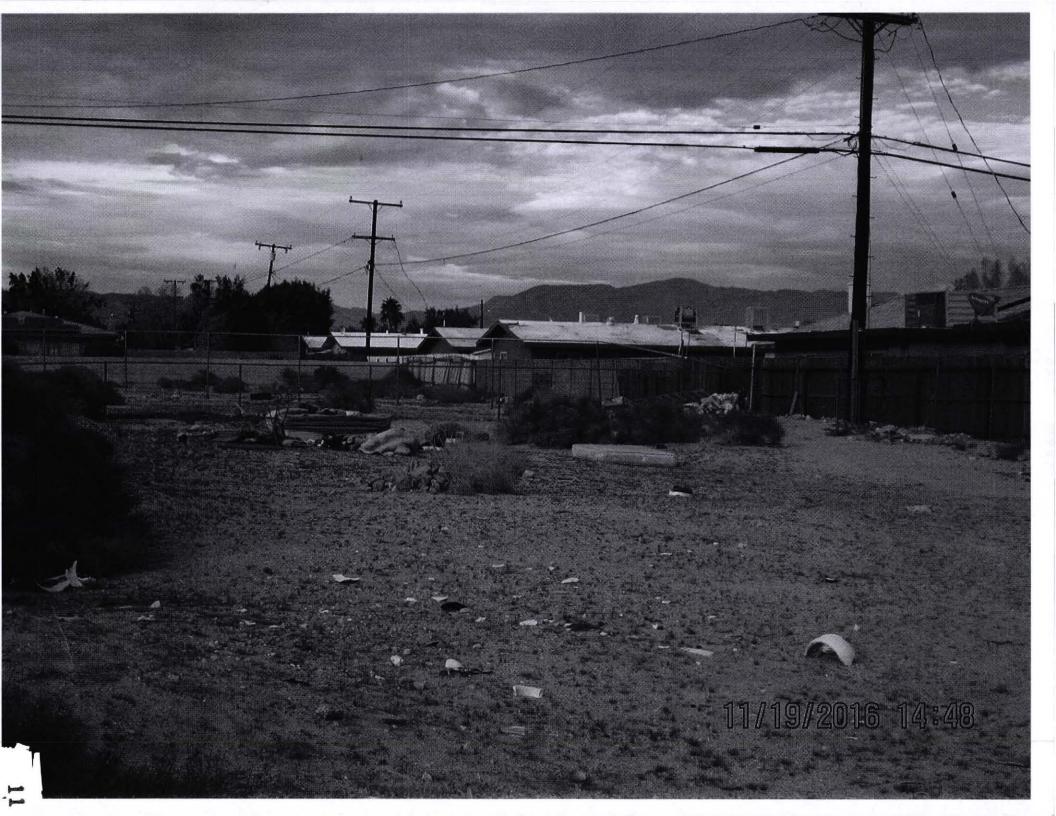
Director of Building and Safety

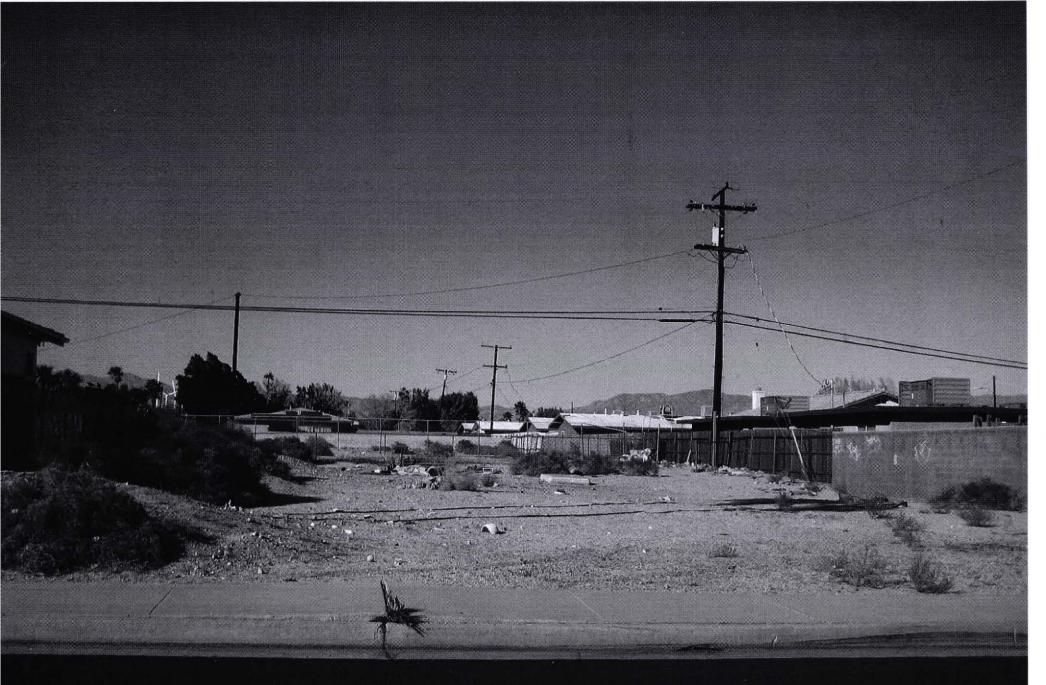




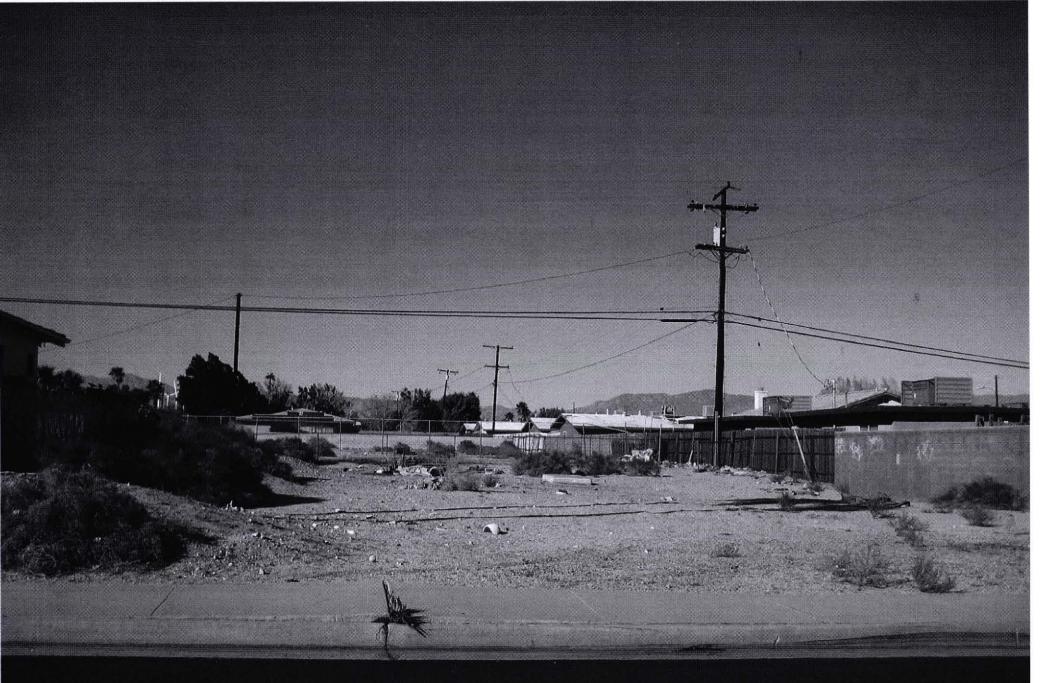




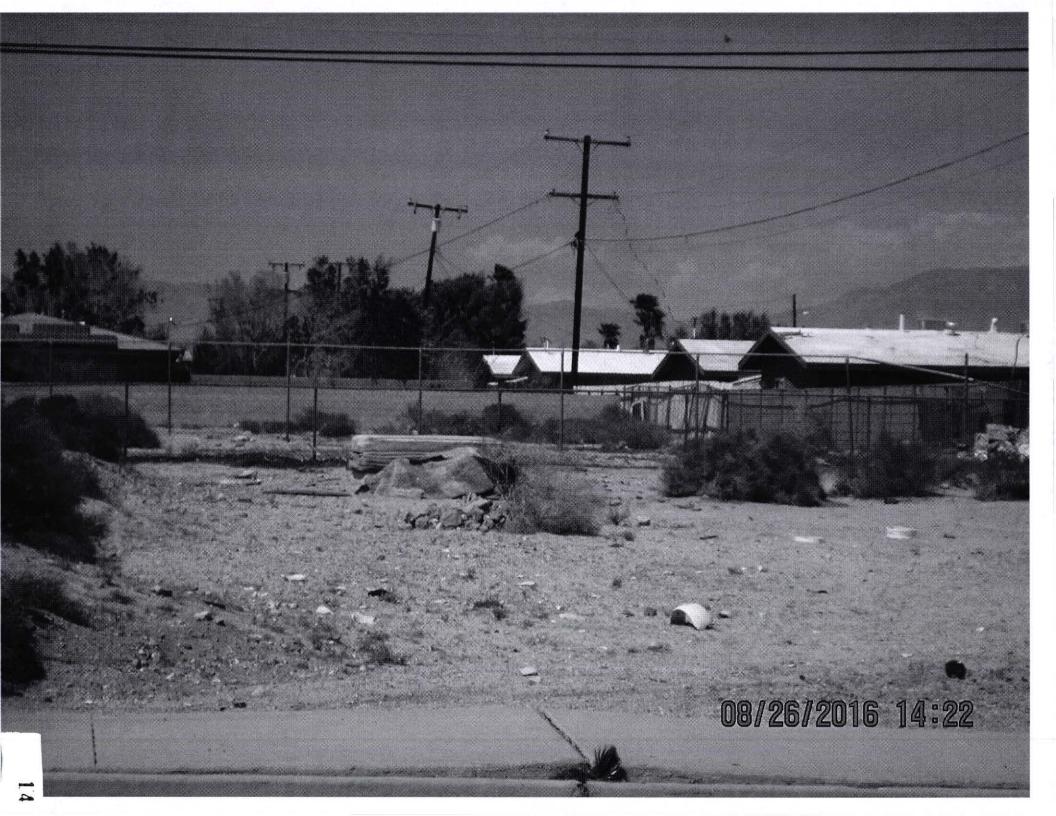


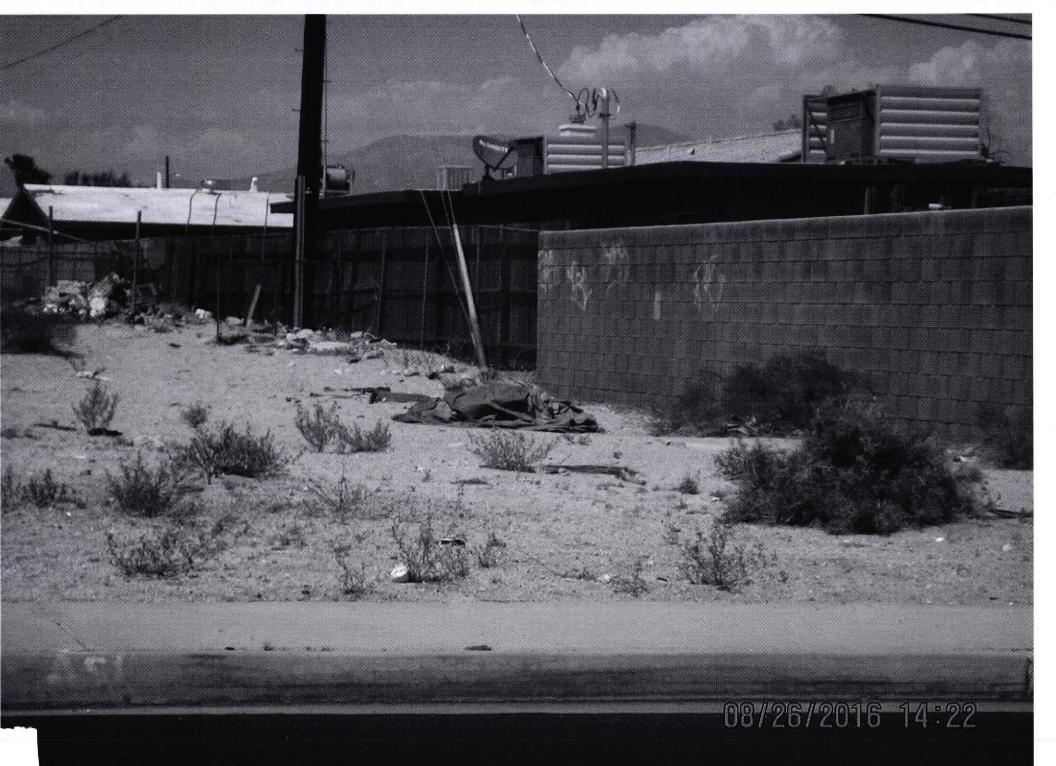


10/20/2016 15:37



10/20/2016 15:37





#### NOTICE OF PUBLIC HEARING

### CITY COUNCIL CITY OF PALM SPRINGS

PUBLIC NUISANCE ABATEMENT Claude Arnold 208 Rosa Parks Road APN: 669-413-020

NOTICE IS HEREBY GIVEN that the City Council of the City of Palm Springs, California, will hold a public hearing at its meeting on June 21, 2017. The City Council meeting will begin at 6:00 p.m., in the Council Chamber at City Hall, 3200 E. Tahquitz Canyon Way, Palm Springs.

The purpose of the hearing is to consider a special abatement lien to be placed on the individual property tax roll for monies owed to the City of Palm Springs in the amount of \$651.00.

Response to this notice may be made verbally at the public hearing and/or in writing before the hearing. Written comments may be made to the City Council by letter (mail or hand delivery) to:

Kathleen D. Hart, MMC Interim City Clerk City of Palm Springs 3200 East Tahquitz Canyon Way Palm Springs, CA 92262

If any individual or group challenges the action in court, issues raised may be limited to only those issues raised at the public hearing described in this notice or in written correspondence at or prior to the meeting. Notice of Public Hearing is being sent to the property owner of the subject property. An opportunity will be given at said hearing for all interested persons to be heard. Questions regarding this case may be directed to James Zicaro, Director of Building & Code Enforcement, 760-323-8242.

Si necesita ayuda con esta carta, por favor llame a la Ciudad de Palm Springs y puede hablar con Nadine Fieger (760) 322-8364 ext. 8758.

Kathleen D. Hart, MMC Interim City Clerk



## CITY OF PALM SPRINGS PUBLIC HEARING NOTIFICATION



## CITY CLERK'S DEPARTMENT Kathleen D. Hart, MMC, Interim City Clerk

City Council

Meeting Date:

June 21, 2017

Subject:

PUBLIC NUISANCE ABATEMENT

#### **AFFIDAVIT OF MAILING**

I, Arwel Bermudo, Code Compliance Secretary, of the City of Palm Springs, California, do hereby certify that a copy of the attached Notice of Public Hearing was mailed to each and every person as listed on below May 10, 2017, in a sealed envelope, with postage prepaid, and depositing same in the U.S. Mail at Palm Springs, California.

I declare under penalty of perjury that the foregoing is true and correct.

Arwel Bermudo

**Code Compliance Secretary** 

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON	DELIVERY
<ul> <li>Complete items 1, 2, and 3.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the maliplece, or on the front if space permits.</li> </ul>	A. Signature  X  B. Received by (Printed Name)	☐ Agent ☐ Addressee C. Date of Delivery
1. Article Addressed to:  Claude Arneld  579 Head A  Zan Francisco, A 94132	D. Is delivery address different from If YES, enter delivery address	
9590 9402 2651 6336 7127 85  2. Article Number (Transfer from service label) 7016 1970 0000 5598 64	3. Service Type  Adult Signature Adult Signature Restricted Delivery Certified Mail® Certified Mail Restricted Delivery Collect on Delivery Collect on Delivery Restricted Delivery Restricted Delivery	☐ Priority Mail Express® ☐ Registered Mail™ ☐ Registered Mail Restricted Delivery ☐ Return Receipt for Merchandise ☐ Signature Confirmation™ ☐ Signature Confirmation Restricted Delivery
PS Form 3811, July 2015 PSN 7530-02-000-9053	Į.	Domestic Return Receipt

		Domestic Mail Uniy
PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF THE REUTHA ADDRESS. POLD AT DOTTED LINE	2016 1970 0000 5598 64	For delivery information, visit our website at www.usps.com*.  Certified Mall Fee  Extra Services & Fees (check box, add too as appropriate)  Return Receipt (hardcopy)  Return Receipt (electronic)  Adult Signature Required  Adult Signature Required  Postage  Total Postage and Fees  Sent To  Circle and Applications (Section 1)  Section and Application 1)  Circle and Application 1)
		PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instruction

#### RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS CONFIRMING THE REPORT OF PROCEEDINGS AND ACCOUNTING FOR THE PUBLIC NUISANCE LIEN LOCATED AT 4388 EAST MESQUITE AVENUE.

WHEREAS, the City has abated proceedings concerning a public nuisance located on the property described as 4388 East Mesquite Avenue, Palm Springs, California; and

WHEREAS, said property is shown as Assessor's Parcel No. 680-151-046 on the County Assessor's map books as of May 8, 2017; and

WHEREAS, the Director of Building & Safety has reported that notices required in accordance with Chapter 11.72 of the Palm Springs Municipal Code have been given and that the owner has refused to comply; and

WHEREAS, pursuant to said code, the City there upon abated the public nuisance located on the property described above.

THE CITY COUNCIL OF THE CITY OF PALM SPRINGS DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. That the City Council hereby approves the report of Proceedings and Accounting of the cost in the total amount of \$7,586.10, attached hereto as Exhibit A.

SECTION 2. That a special assessment lien in the amount of \$7,586.10 is hereby imposed upon the property herein above described.

SECTION 3. That a certified copy of this Resolution and the report be filed with the Riverside County Auditor-Controller's office.

SECTION 4. That the County Auditor-Controller is respectfully requested to enter the amount of the assessment on the County Tax Roll opposite the parcel of land referred to, and that thereafter said amount shall be collected at the same time and in the same manner as ordinary municipal taxes.

SECTION 5. That a certified copy of this resolution and the report shall be recorded with the Riverside County Recorder's office.

Resolution No Page 2	
ADOPTED this 21st day of June 2017.	
	David H. Ready, Esq., Ph., City Manager
ATTEST:	
Kathleen D. Hart, MMC, Interim City Cle	- erk
CERTIF	ICATION
STATE OF CALIFORNIA ) COUNTY OF RIVERSIDE ) ss. CITY OF PALM SPRINGS )	
Resolution No is a full, true and	City of Palm Springs, hereby certify that correct copy, and was duly adopted at a le City of Palm Springs on June 21, 2017
AYES: NOES: ABSENT: ABSTAIN:	
	Kathleen D. Hart, MMC, Interim City Clerk City of Palm Springs, California

#### Exhibit A

#### PROCEEDINGS AND ACCOUNTING REPORT

#### PUBLIC NUISANCE ABATEMENT

l. LOCATION/LEGAL:

Assessor's Parcel Number:

680-151-046

Address:

4388 East Mesquite Avenue, Palm Springs

B. OWNER OF RECORD: Audrey Coleman

III. PROCEEDURE:

> Public Nuisance Posting: 12/01/15 Α.

Non-Compliance: B.

03/10/16

C. **Bid Solicitation:**  03/21/16

D. Notice to Proceed: 03/22/16

E. Work Completion: 03/23/16

F. Billing: On 04/15/16, owner billed \$7,586.10 to cover

Abatement cost and City administrative costs.

G. Non-Payment: As of May 8, 2017, the bill remained

Outstanding.

IV. ACCOUNTING:

Abatement:

\$4,100.00

Administrative:

3,486.10

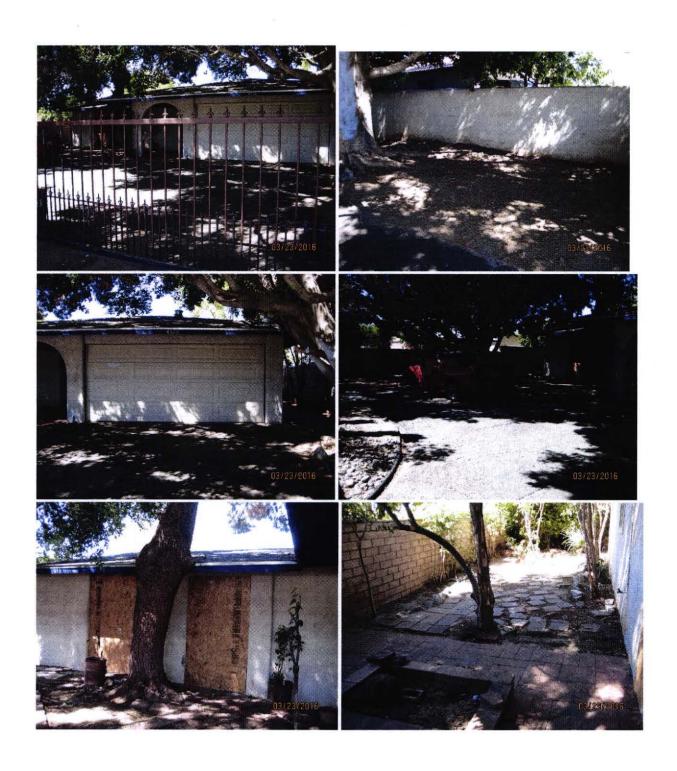
Total:

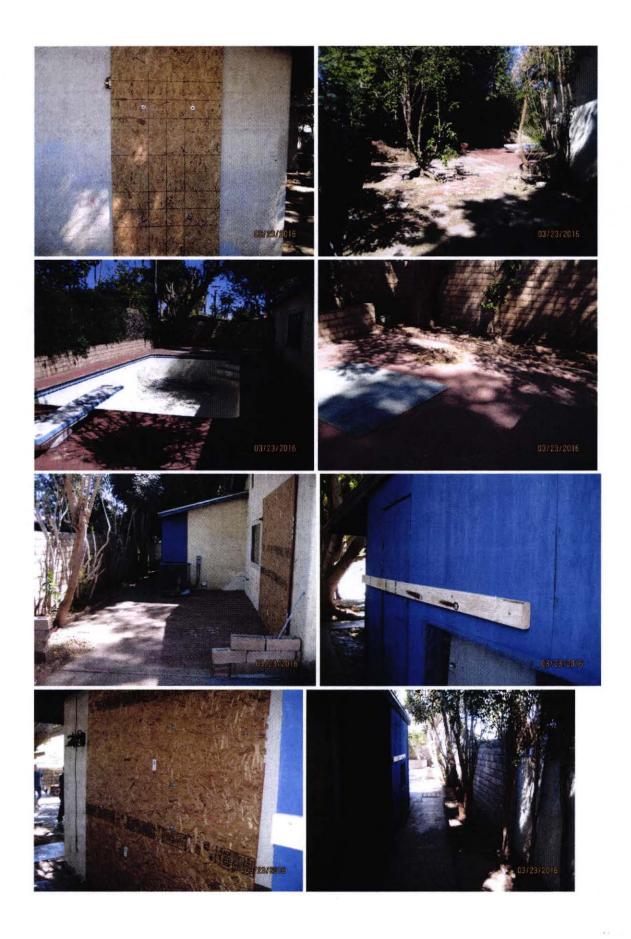
\$7,586.10

James Zicaro M.C.P.

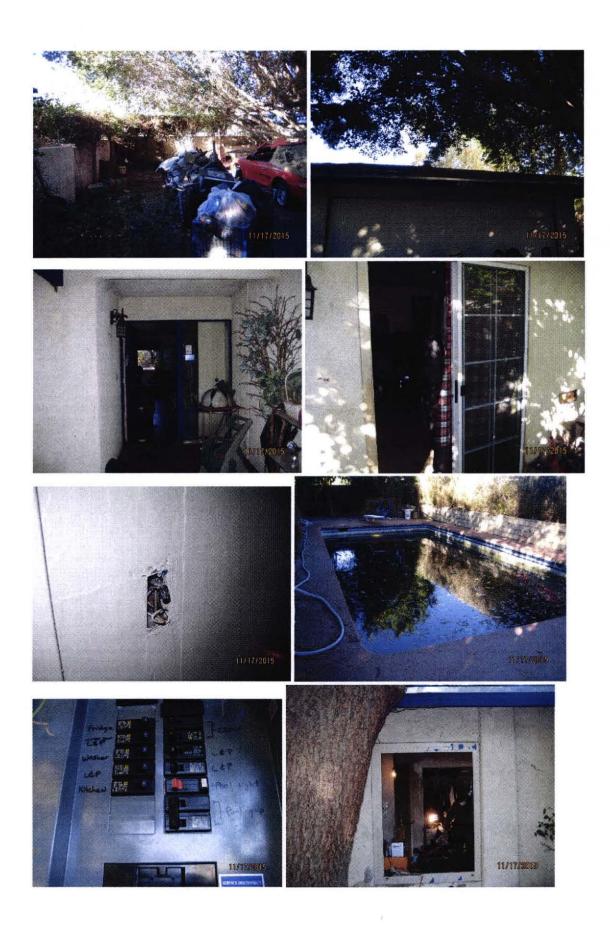
Director of Building and Safety

1. N. 184









#### NOTICE OF PUBLIC HEARING

## CITY COUNCIL CITY OF PALM SPRINGS

PUBLIC NUISANCE ABATEMENT Audrey Coleman 4388 East Mesquite Avenue APN: 680-151-046

NOTICE IS HEREBY GIVEN that the City Council of the City of Palm Springs, California, will hold a public hearing at its meeting on June 21, 2017. The City Council meeting will begin at 6:00 p.m., in the Council Chamber at City Hall, 3200 E. Tahquitz Canyon Way, Palm Springs.

The purpose of the hearing is to consider a special abatement lien to be placed on the individual property tax roll for monies owed to the City of Palm Springs in the amount of \$7,586.10.

Response to this notice may be made verbally at the public hearing and/or in writing before the hearing. Written comments may be made to the City Council by letter (mail or hand delivery) to:

Kathleen D. Hart, MMC
Interim City Clerk
City of Palm Springs
3200 East Tahquitz Canyon Way
Palm Springs, CA 92262

If any individual or group challenges the action in court, issues raised may be limited to only those issues raised at the public hearing described in this notice or in written correspondence at or prior to the meeting. Notice of Public Hearing is being sent to the property owner of the subject property. An opportunity will be given at said hearing for all interested persons to be heard. Questions regarding this case may be directed to James Zicaro, Director of Building & Code Enforcement, 760-323-8242.

Si necesita ayuda con esta carta, por favor llame a la Ciudad de Palm Springs y puede hablar con Nadine Fieger (760) 322-8364 ext. 8758.

Kathleen D. Hart, MMC Interim City Clerk



## CITY OF PALM SPRINGS PUBLIC HEARING NOTIFICATION



## CITY CLERK'S DEPARTMENT Kathleen D. Hart, MMC, Interim City Clerk

City Council

Meeting Date:

June 21, 2017

Subject:

**PUBLIC NUISANCE ABATEMENT** 

#### **AFFIDAVIT OF MAILING**

I, Arwel Bermudo, Code Compliance Secretary, of the City of Palm Springs, California, do hereby certify that a copy of the attached Notice of Public Hearing was mailed to each and every person as listed on below May 10, 2017, in a sealed envelope, with postage prepaid, and depositing same in the U.S. Mail at Palm Springs, California.

I declare under penalty of perjury that the foregoing is true and correct.

Arwel Bermudo

**Code Compliance Secretary** 

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON	DELIVERY
<ul> <li>Complete items 1, 2, and 3.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	A. Signature  X  B. Received by (Printed Name)	☐ Agent ☐ Addressee C. Date of Delivery
1. Article Addressed to: Auctrey Coleman 4388 Mcsquite Ave Palm Springs. A 92244	D. Is delivery address different fron If YES, enter delivery address	
9590 9402 2651 6336 7127 78  2. Article Number (Transfer from sender John) 7016 1970 0000 5598 64	3. Service Type  Adult Signature Adult Signature Restricted Delivery Certified Mail® Certified Mail Restricted Delivery Collect on Delivery Collect on Delivery Restricted Delivery	☐ Priority Mail Express® ☐ Registered Mail™ ☐ Registered Mail Restricted Delivery ☐ Return Receipt for Merchandise ☐ Signature Confirmation™ ☐ Signature Confirmation Restricted Delivery

Men. Men. Men. Men. Men. Men. Men. Men.		6249	U.S. Postal Service™ CERTIFIED MAIL® RECEIPT Domestic Mail Only For delivery information, visit our website at www.usps.com*.	
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COPY

#### RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS CONFIRMING THE REPORT OF PROCEEDINGS AND ACCOUNTING FOR THE PUBLIC NUISANCE LIEN LOCATED AT 1266 SOUTH FARRELL DRIVE.

WHEREAS, the City has abated proceedings concerning a public nuisance located on the property described as 1266 South Farrell Drive, Palm Springs, California; and

WHEREAS, said property is shown as Assessor's Parcel No. 502-333-012 on the County Assessor's map books as of May 8, 2017; and

WHEREAS, the Director of Building & Safety has reported that notices required in accordance with Chapter 11.72 of the Palm Springs Municipal Code have been given and that the owner has refused to comply; and

WHEREAS, pursuant to said code, the City there upon abated the public nuisance located on the property described above.

THE CITY COUNCIL OF THE CITY OF PALM SPRINGS DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. That the City Council hereby approves the report of Proceedings and Accounting of the cost in the total amount of \$7,405.90, attached hereto as Exhibit A.

SECTION 2. That a special assessment lien in the amount of \$7,405.90 is hereby imposed upon the property herein above described.

SECTION 3. That a certified copy of this Resolution and the report be filed with the Riverside County Auditor-Controller's office.

SECTION 4. That the County Auditor-Controller is respectfully requested to enter the amount of the assessment on the County Tax Roll opposite the parcel of land referred to, and that thereafter said amount shall be collected at the same time and in the same manner as ordinary municipal taxes.

SECTION 5. That a certified copy of this resolution and the report shall be recorded with the Riverside County Recorder's office.

29

Resolution No Page 2	
ADOPTED this 21 <sup>st</sup> day of June 2017.	
	David H. Ready, Esq., Ph., City Manager
ATTEST:	
K All and D. Hard MINO. Later the Other Olivers	Ta.
Kathleen D. Hart, MMC, Interim City Cle	erk
CERTIF	FICATION
STATE OF CALIFORNIA ) COUNTY OF RIVERSIDE ) ss. CITY OF PALM SPRINGS )	
Resolution No is a full, true and	City of Palm Springs, hereby certify that correct copy, and was duly adopted at a ne City of Palm Springs on June 21, 2017,
AYES: NOES: ABSENT: ABSTAIN:	
	Kathleen D. Hart, MMC, Interim City Clerk

City of Palm Springs, California

#### Exhibit A

#### PROCEEDINGS AND ACCOUNTING REPORT

#### PUBLIC NUISANCE ABATEMENT

I. LOCATION/LEGAL:

Assessor's Parcel Number:

502-333-012

Address:

1266 South Farrell Drive, Palm Springs

II. OWNER OF RECORD:

Patricia Pogoda

III. PROCEEDURE:

A. Public Nuisance Posting:

12/01/15

B. Non-Compliance:

08/04/16

C. Bid Solicitation:

09/20/16

D. Notice to Proceed:

09/20/16

E. Work Completion:

09/23/16

F. Billing:

On 10/27/16, owner billed \$7,405.90 to cover

Abatement cost and City administrative costs.

G. Non-Payment:

As of May 8, 2017, the bill remained

Outstanding.

IV. ACCOUNTING:

Abatement :

\$3,255.90

Administrative:

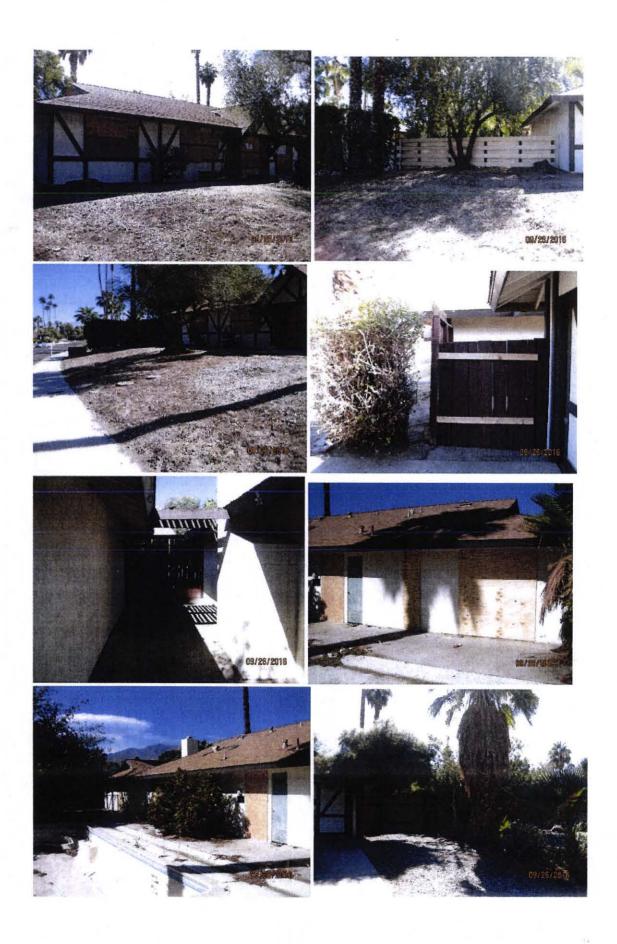
4,150.00

Total:

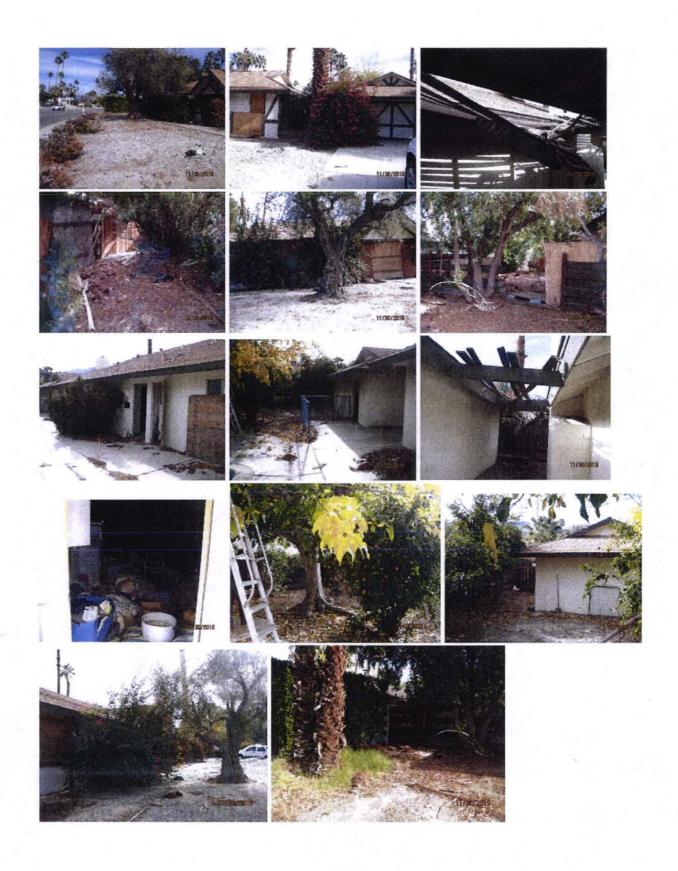
\$7,405.90

James Zicaro M.C.P.

Director of Building and Safety







#### NOTICE OF PUBLIC HEARING

## CITY COUNCIL CITY OF PALM SPRINGS

PUBLIC NUISANCE ABATEMENT
Patricia Pogoda
1266 South Farrell Drive
APN: 502-333-012

NOTICE IS HEREBY GIVEN that the City Council of the City of Palm Springs, California, will hold a public hearing at its meeting on June 21, 2017. The City Council meeting will begin at 6:00 p.m., in the Council Chamber at City Hall, 3200 E. Tahquitz Canyon Way, Palm Springs.

The purpose of the hearing is to consider a special abatement lien to be placed on the individual property tax roll for monies owed to the City of Palm Springs in the amount of \$7,405.90.

Response to this notice may be made verbally at the public hearing and/or in writing before the hearing. Written comments may be made to the City Council by letter (mail or hand delivery) to:

Kathleen D. Hart, MMC Interim City Clerk City of Palm Springs 3200 East Tahquitz Canyon Way Palm Springs, CA 92262

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Si necesita ayuda con esta carta, por favor llame a la Ciudad de Palm Springs y puede hablar con Nadine Fieger (760) 322-8364 ext. 8758.

Kathleen D. Hart, MMC Interim City Clerk



## CITY OF PALM SPRINGS PUBLIC HEARING NOTIFICATION



## CITY CLERK'S DEPARTMENT Kathleen D. Hart, MMC, Interim City Clerk

City Council

Meeting Date:

June 21, 2017

Subject:

PUBLIC NUISANCE ABATEMENT

#### **AFFIDAVIT OF MAILING**

I, Arwel Bermudo, Code Compliance Secretary, of the City of Palm Springs, California, do hereby certify that a copy of the attached Notice of Public Hearing was mailed to each and every person as listed on below May 10, 2017, in a sealed envelope, with postage prepaid, and depositing same in the U.S. Mail at Palm Springs, California.

I declare under penalty of perjury that the foregoing is true and correct.

Arwel Bermudo

**Code Compliance Secretary** 

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON	DELIVERY
<ul> <li>Complete items 1, 2, and 3.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece,</li> </ul>	A. Signature  X  B. Received by (Printed Name)	☐ Agent☐ Addressee☐ C. Date of Delivery
or on the front if space permits.  1. Article Addressed to:  Patricia Pogoda  4740 Variage Ave Apt A  Valley Village (A 9407)	D. Is delivery address different fron If YES, enter delivery address i	
9590 9402 2651 6336 7127 61  2. Article Number (Transfer from service label) 7016 1970 0000 5598 64	3. Service Type  Adult Signature  Adult Signature Restricted Delivery  Certified Mail®  Certified Mail®  Collect on Delivery  Collect on Delivery Restricted Delivery  Restricted Delivery	☐ Priority Mail Express® ☐ Registered Mail™ ☐ Registered Mail Restricted Delivery ☐ Return Receipt for Merchandise ☐ Signature Confirmation™ ☐ Signature Confirmation Restricted Delivery

JOHN TANK	5 4 6 2 1 L C 2	Domestic Mail Only
CERTIFIED MAIL	7016 1970 0000 5598 7016 1970 0000 5598	Certified Mail Fee  Stra Services & Fees (check box, add fee as appropriate)  Return Receipt (hardcopy)  Return Receipt (electronic)  Certified Mail Restricted Delivery  Adult Signature Required  Adult Signature Restricted Delivery \$  Postage  S  Total Postage and Fees  Sent To



RESOL	LITION	NO	

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS CONFIRMING THE REPORT OF PROCEEDINGS AND ACCOUNTING FOR THE PUBLIC NUISANCE LIEN LOCATED AT 941 EAST ANZA DRIVE.

WHEREAS, the City has abated proceedings concerning a public nuisance located on the property described as 941 East Anza Drive Palm Springs, California; and

WHEREAS, said property is shown as Assessor's Parcel No. 511-131-006 on the County Assessor's map books as of May 8, 2017; and

WHEREAS, the Director of Building & Safety has reported that notices required in accordance with Chapter 11.72 of the Palm Springs Municipal Code have been given and that the owner has refused to comply; and

WHEREAS, pursuant to said code, the City there upon abated the public nuisance located on the property described above.

THE CITY COUNCIL OF THE CITY OF PALM SPRINGS DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. That the City Council hereby approves the report of Proceedings and Accounting of the cost in the total amount of \$7,518.65, attached hereto as Exhibit A.

SECTION 2. That a special assessment lien in the amount of \$7,518.65 is hereby imposed upon the property herein above described.

SECTION 3. That a certified copy of this Resolution and the report be filed with the Riverside County Auditor-Controller's office.

SECTION 4. That the County Auditor-Controller is respectfully requested to enter the amount of the assessment on the County Tax Roll opposite the parcel of land referred to, and that thereafter said amount shall be collected at the same time and in the same manner as ordinary municipal taxes.

SECTION 5. That a certified copy of this resolution and the report shall be recorded with the Riverside County Recorder's office.

Resolution No Page 2	
ADOPTED this 21 <sup>st</sup> day of June 2017.	
	David H. Ready, Esq., Ph., City Manager
ATTEST:	
Kathleen D. Hart, MMC, Interim City Cle	_ erk
CERTIF	FICATION
STATE OF CALIFORNIA ) COUNTY OF RIVERSIDE ) ss. CITY OF PALM SPRINGS )	
Resolution No is a full, true and	City of Palm Springs, hereby certify that correct copy, and was duly adopted at a le City of Palm Springs on June 21, 2017,
AYES: NOES: ABSENT: ABSTAIN:	
	Kathleen D. Hart, MMC, Interim City Clerk City of Palm Springs, California

#### Exhibit A

## PROCEEDINGS AND ACCOUNTING REPORT

## PUBLIC NUISANCE ABATEMENT

I. LOCATION/LEGAL:

Assessor's Parcel Number:

511-131-006

Address:

941 East Anza Drive, Palm Springs

II. OWNER OF RECORD: Hannah Harrow Sacks Trust

111. PROCEEDURE:

> Public Nuisance Posting: 09/24/15 Α.

B. Non-Compliance: 10/09/15

C. Bid Solicitation:

04/27/16

Notice to Proceed: D.

04/27/16

Work Completion: E.

05/03/16

F. Billing: On 08/01/16, owner billed \$7,518.65 to cover

Abatement cost and City administrative costs.

G. Non-Payment: As of May 8, 2017 the bill remained

Outstanding.

IV. **ACCOUNTING:** 

Abatement:

\$1,250.00

Administrative:

6,268.65

Total:

\$7,518.65

James Zicaro M.C.P.

Director of Building and Safety

Before After













Before

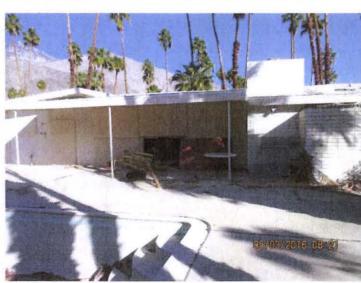
After

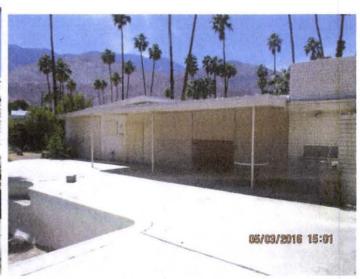




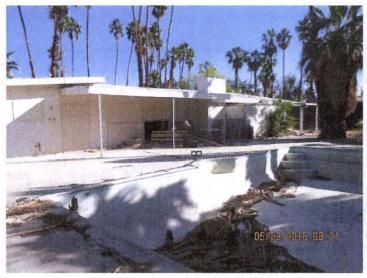








Before After





















#### NOTICE OF PUBLIC HEARING

## CITY COUNCIL CITY OF PALM SPRINGS

PUBLIC NUISANCE ABATEMENT Hannah Harrow Sacks Trust 941 East Anza Drive APN: 511-131-006

NOTICE IS HEREBY GIVEN that the City Council of the City of Palm Springs, California, will hold a public hearing at its meeting on June 21, 2017. The City Council meeting will begin at 6:00 p.m., in the Council Chamber at City Hall, 3200 E. Tahquitz Canyon Way, Palm Springs.

The purpose of the hearing is to consider a special abatement lien to be placed on the individual property tax roll for monies owed to the City of Palm Springs in the amount of \$7,518.65.

Response to this notice may be made verbally at the public hearing and/or in writing before the hearing. Written comments may be made to the City Council by letter (mail or hand delivery) to:

Kathleen D. Hart, MMC Interim City Clerk City of Palm Springs 3200 East Tahquitz Canyon Way Palm Springs, CA 92262

If any individual or group challenges the action in court, issues raised may be limited to only those issues raised at the public hearing described in this notice or in written correspondence at or prior to the meeting. Notice of Public Hearing is being sent to the property owner of the subject property. An opportunity will be given at said hearing for all interested persons to be heard. Questions regarding this case may be directed to James Zicaro, Director of Building & Code Enforcement, 760-323-8242.

Si necesita ayuda con esta carta, por favor llame a la Ciudad de Palm Springs y puede hablar con Nadine Fieger (760) 322-8364 ext. 8758.

Kathleen D. Hart, MMC Interim City Clerk

COPY

# CITY OF PALM SPRINGS PUBLIC HEARING NOTIFICATION



## CITY CLERK'S DEPARTMENT Kathleen D. Hart, MMC, Interim City Clerk

City Council

Meeting Date:

June 21, 2017

Subject:

PUBLIC NUISANCE ABATEMENT

### **AFFIDAVIT OF MAILING**

I, Arwel Bermudo, Code Compliance Secretary, of the City of Palm Springs, California, do hereby certify that a copy of the attached Notice of Public Hearing was mailed to each and every person as listed on below May 10, 2017, in a sealed envelope, with postage prepaid, and depositing same in the U.S. Mail at Palm Springs, California.

I declare under penalty of perjury that the foregoing is true and correct.

Arwel Bermudo

**Code Compliance Secretary** 

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON	DELIVERY
<ul> <li>Complete Items 1, 2, and 3.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	A. Signature  X  B. Received by (Printed Name)	☐ Agent ☐ Addressee C. Date of Delivery
1. Article Addressed to: Hannah Haman Sades 211 / Mailang Dr Beverly Hills, CA 90212	D. Is delivery address different from If YES, enter delivery address	
9590 9402 2651 6336 7127 92  2. Article Number (Transfer from service teles) 7016 1970 0000 5598	3. Service Type  Adult Signature Certifled Mail® Coefficied Mail Restricted Delivery Collect on Delivery  Collect on Delivery estricted Delivery  (over \$500)	☐ Priority Mail Exprese® ☐ Registered Mail™ ☐ Registered Mail Restricted Delivery ☐ Return Receipt for Merchandles ☐ Signature Confirmation ☐ Signature Confirmation Restricted Delivery

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A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM SPRINGS CONFIRMING THE REPORT OF PROCEEDINGS AND ACCOUNTING FOR THE PUBLIC NUISANCE LIEN LOCATED AT 870 ARROYO VISTA DRIVE.

WHEREAS, the City has abated proceedings concerning a public nuisance located on the property described as 870 Arroyo Vista Drive, Palm Springs, California; and

WHEREAS, said property is shown as Assessor's Parcel No. 680-524-017 on the County Assessor's map books as of May 8, 2017; and

WHEREAS, the Director of Building & Safety has reported that notices required in accordance with Chapter 11.72 of the Palm Springs Municipal Code have been given and that the owner has refused to comply; and

WHEREAS, pursuant to said code, the City there upon abated the public nuisance located on the property described above.

THE CITY COUNCIL OF THE CITY OF PALM SPRINGS DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. That the City Council hereby approves the report of Proceedings and Accounting of the cost in the total amount of \$6,584.20, attached hereto as Exhibit A.

SECTION 2. That a special assessment lien in the amount of \$6,584.20 is hereby imposed upon the property herein above described.

SECTION 3. That a certified copy of this Resolution and the report be filed with the Riverside County Auditor-Controller's office.

SECTION 4. That the County Auditor-Controller is respectfully requested to enter the amount of the assessment on the County Tax Roll opposite the parcel of land referred to, and that thereafter said amount shall be collected at the same time and in the same manner as ordinary municipal taxes.

SECTION 5. That a certified copy of this resolution and the report shall be recorded with the Riverside County Recorder's office.

Resolution No Page 2	
ADOPTED this 21st day of June 2017.	
	David H. Ready, Esq., Ph., City Manager
ATTEST:	
Kathleen D. Hart, MMC, Interim City Cle	 erk
CERTII	FICATION
STATE OF CALIFORNIA ) COUNTY OF RIVERSIDE ) ss. CITY OF PALM SPRINGS )	
Resolution No is a full, true and	City of Palm Springs, hereby certify that correct copy, and was duly adopted at a f the City of Palm Springs on June 21 <sup>st</sup> ,
AYES: NOES: ABSENT: ABSTAIN:	
	Kathleen D. Hart, MMC, Interim City Clerk City of Palm Springs, California

#### Exhibit A

## PROCEEDINGS AND ACCOUNTING REPORT

### **PUBLIC NUISANCE ABATEMENT**

١. LOCATION/LEGAL:

Assessor's Parcel Number:

680-524-017

Address:

870 Arroyo Vista Drive, Palm Springs

11. OWNER OF RECORD: The Turchi Living Trust

Ш. PROCEEDURE:

> Α. Public Nuisance Posting: 11/17/16

B. Non-Compliance:

12/01/16

C. **Bid Solicitation:**  01/11/17

Notice to Proceed: D.

01/17/17

Ε. Work Completion:

02/23/17

F. Billing: On 02/23/17, owner billed \$6,584.20 to cover

Abatement cost and City administrative costs.

G. Non-Payment: As of May, 8, 2017, the bill remained

Outstanding.

IV. ACCOUNTING:

Abatement:

\$4,750.00

Administrative:

1,834.20

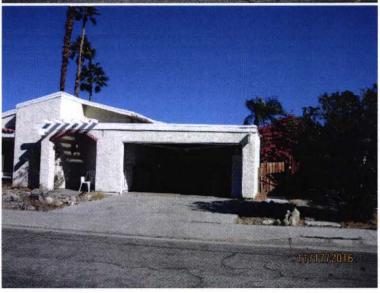
Total:

\$6,584.20

James Zicaro M.C.P. Director of Building and Safety













#### NOTICE OF PUBLIC HEARING

# CITY COUNCIL CITY OF PAI M SPRINGS

PUBLIC NUISANCE ABATEMENT
The Turchi Living Trust
870 Arroyo Vista Drive
APN: 680-524-017

NOTICE IS HEREBY GIVEN that the City Council of the City of Palm Springs, California, will hold a public hearing at its meeting on June 21, 2017. The City Council meeting will begin at 6:00 p.m., in the Council Chamber at City Hall, 3200 E. Tahquitz Canyon Way, Palm Springs.

The purpose of the hearing is to consider a special abatement lien to be placed on the individual property tax roll for monies owed to the City of Palm Springs in the amount of \$6,584.20.

Response to this notice may be made verbally at the public hearing and/or in writing before the hearing. Written comments may be made to the City Council by letter (mail or hand delivery) to:

Kathleen D. Hart, MMC Interim City Clerk City of Palm Springs 3200 East Tahquitz Canyon Way Palm Springs, CA 92262

If any individual or group challenges the action in court, issues raised may be limited to only those issues raised at the public hearing described in this notice or in written correspondence at or prior to the meeting. Notice of Public Hearing is being sent to the property owner of the subject property. An opportunity will be given at said hearing for all interested persons to be heard. Questions regarding this case may be directed to James Zicaro, Director of Building & Code Enforcement, 760-323-8242.

Si necesita ayuda con esta carta, por favor llame a la Ciudad de Palm Springs y puede hablar con Nadine Fieger (760) 322-8364 ext. 8758.

Kathleen D. Hart, MMC Interim City Clerk



# CITY OF PALM SPRINGS PUBLIC HEARING NOTIFICATION



## CITY CLERK'S DEPARTMENT Kathleen D. Hart, MMC, Interim City Clerk

City Council

Meeting Date:

June 21, 2017

Subject:

PUBLIC NUISANCE ABATEMENT

## **AFFIDAVIT OF MAILING**

I, Arwel Bermudo, Code Compliance Secretary, of the City of Palm Springs, California, do hereby certify that a copy of the attached Notice of Public Hearing was mailed to each and every person as listed on below May 10, 2017, in a sealed envelope, with postage prepaid, and depositing same in the U.S. Mail at Palm Springs, California.

I declare under penalty of perjury that the foregoing is true and correct.

Arwel Bermudo

**Code Compliance Secretary** 

So that we can return the card to you.  Attach this card to the back of the mailplece, or on the front if space permits.  D. Is delivery address different from item 1? Yes if YES, enter delivery address below:  D. Is delivery address below:  If YES, enter delivery address below:  Service Type  Adult Signature  Adult Signature  Adult Signature  Adult Signature  Adult Signature  Adult Signature  Certified Mail®  Certified Mail Restricted Delivery  Certified Mail Restricted Delivery  Collect on Delivery  Collect on Delivery  Collect on Delivery  Collect on Delivery Restricted Delivery  Collect on Delivery	ENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON	DELIVERY
If YES, enter delivery address below: Note that the first part of	Print your name and address on the reverse so that we can return the card to you.  Attach this card to the back of the mailplece,	x	☐ Agent ☐ Addressee C. Date of Delivery
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Li Signature Com	9590 9402 2651 6336 7127 54  Article Number (Transfer from service label)	☐ Adult Signature ☐ Adult Signature Restricted Delivery ☐ Certified Mail® ☐ Certified Mail Restricted Delivery ☐ Collect on Delivery ☐ Collect on Delivery Restricted Delivery 5 ☐ ☐ stricted Delivery	CI Return Receipt for Merchandise

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	·	, - ,		City, State, 1974 PS Form 3800, April 2015 PSN 7551-02-000-9047	122/ ; 4 See Reverse for Instruction

