



**County Fire Department  
COUNTY OF TULARE  
AGENDA ITEM**

**BOARD OF SUPERVISORS**

ALLEN ISHIDA  
District One

PETE VANDER POEL  
District Two

PHILLIP A. COX  
District Three

J. STEVEN WORTHLEY  
District Four

MIKE ENNIS  
District Five

**AGENDA DATE:** February 24, 2009

Public Hearing Required	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input type="checkbox"/>
Published Notice Required	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input type="checkbox"/>
Advertised Published Notice	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Meet & Confer Required	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Electronic file(s) has been sent	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input type="checkbox"/>
Budget Transfer (Aud 308) attached	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Personnel Resolution attached	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Resolution, Ordinance or Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s)	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>

CONTACT PERSON: Curt White      PHONE: 559-747-8233

**SUBJECT:** Approve Fire Hazard Abatement Cost Recovery Actions.

**REQUEST(S):**

That the Board of Supervisors:

1. Conduct a public hearing for Fire Hazard Abatement Cost Recovery.
2. Confirm the accounting as modified.
3. Order that the costs, as confirmed, be recorded in the office of the Tulare County Clerk/Recorder.
4. Order that the Tulare County Auditor-Controller/Treasurer-Tax Collector place such costs on the County tax roll as special assessments against the respective parcels of land.

**SUMMARY:**

Each year, the Fire Department must abate fire hazards on property throughout the County, where the owner has failed to abate the hazard within the specified time limits. The Ordinance Code allows the County to recover the costs associated with abating the hazard, plus an administrative fee.

Pursuant to Tulare County Ordinance Code Sections 4-11-1265 through 4-11-1285, the Tulare County Fire Chief determined that weeds and rubbish existing on the parcels listed in Exhibit "A" (attached) constituted a fire hazard and a public nuisance. Notice of this determination and the right to request to appear and be heard by this Board prior to abatement by the Fire Chief was given to all owners and known possessors of these parcels, as required by Government Code Section 25845.

**SUBJECT:** Approve Fire Hazard Abatement Cost Recovery Actions  
**DATE:** February 24, 2009

Requests to appear before this Board and be heard have been received and the Fire Chief has given notice required by Tulare County Ordinance Code Section 4-11-1265 through 4-11-1285, and has caused the fire hazard and public nuisance on each of these said parcels to be abated by persons other than the owner.

The Fire Chief has filed with this Board his account showing for each parcel the costs of abatement and the cost of administration. The Clerk of the Board has given the owner of each of the parcels the notice of hearing required by Tulare County Ordinance Code Section 4-11-1270.

**FISCAL IMPACT/FINANCING:**

There is no net cost to the County. Approval of this item will enhance County efforts to recoup costs already incurred.

**LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:**

This action helps provide for the safety and security of the public by providing funding for the Fire Department to continue enforcement of the Hazard Abatement Program.

**ALTERNATIVES:**

The Board could choose to take no action; however, this would preclude an effective means for recovery of hazard abatement costs.

**INVOLVEMENT OF OTHER DEPARTMENTS OR AGENCIES:**

Auditor-Controller/Treasurer-Tax Collector will place abatement and administrative costs on the County tax roll. County Clerk-Recorder will record the costs as confirmed.

**ADMINISTRATIVE SIGN-OFF:**



Steven K. Sunderland  
Fire Chief

c: Auditor/Controller  
Clerk-Recorder  
County Counsel  
County Administrative Office (2)

Attachment: Exhibit "A", listing of parcels and hazard abatement costs.

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

**IN THE MATTER OF APPROVAL            )  
OF FIRE HAZARD ABATEMENT        )  
COST RECOVERY ACTIONS            )**       **RESOLUTION NO. \_\_\_\_\_  
AGREEMENT NO. \_\_\_\_\_**

UPON MOTION OF SUPERVISOR \_\_\_\_\_,        **SECONDED        BY**  
**SUPERVISOR \_\_\_\_\_, THE FOLLOWING WAS ADOPTED BY THE**  
**BOARD OF SUPERVISORS, AT AN OFFICIAL MEETING HELD \_\_\_\_\_**  
**\_\_\_\_\_, BY THE FOLLOWING VOTE:**

**AYES:  
NOES:  
ABSTAIN:  
ABSENT:**

**ATTEST:   JEAN M. ROUSSEAU  
COUNTY ADMINISTRATIVE OFFICER/  
CLERK, BOARD OF SUPERVISORS**

**BY: \_\_\_\_\_  
Deputy Clerk**

**\* \* \* \* \***

- 1. Conducted a public hearing for Fire Hazard Abatement Cost Recovery.**
- 2. Confirmed the accounting as modified.**
- 3. Ordered that the costs, as confirmed, be recorded in the office of the Tulare County Clerk/Recorder.**
- 4. Ordered that the Tulare County Auditor-Controller/Treasurer-Tax Collector place such costs on the County tax roll as special assessments against the respective parcels of land.**

# EXHIBIT "A"

CASE #	OWNERS' NAME	APN #	CONTR. CHARGE	ADMIN. FEE	TOTAL FEE
08-09-056	BANTZ (TR), Loretta	311-181-005	\$187.50	\$261.00	\$448.50
<p>The subject property located at <b>ALPAUGH LOTS 550</b> was inspected on <b>MAY 1, 2008</b>, by a Tulare County Fire Fighter and it was determined that a fire hazard and public nuisance existed based upon the observation of <b>WEEDS, GRASS, TREE TRIMMINGS, SCRAP LUMBER, AND RUBBISH</b>. On <b>MAY 14, 2008</b>, the Hazard Abatement Officer caused to be mailed to the property owner(s) a notice of violation indicating, among other things, the nature of the fire hazardous condition on the subject property; the right of the property owner(s) to appeal the Fire Warden's determination of public nuisance to the Board of Supervisors; the consequences of the failure to abate the public nuisance; the specific steps that must be taken to abate the public nuisance; and an invitation to the property owner(s) to contact the Hazard Abatement Officer if they had any questions. A copy of this notice of violation is contained in the case file. No request for appeal of the Fire Warden's public nuisance determination was made by the property owners. The subject property was re-inspected on <b>JUNE 6, 2008</b>, and it was determined that the fire hazard was not abated. Consequently, following inspection by the Tulare County Fire Hazard Abatement Officer on <b>SEPTEMBER 30, 2008</b>, a Contractor's Work Order was ordered on <b>SEPTEMBER 30, 2008</b>, and completed on <b>OCTOBER 18, 2008</b>. The actual cost to abate the fire hazard is broken down as follows: (2.5 hours X \$75.00 per hour = <b>\$187.50</b>). Photographs of the "before" and "after" condition of the subject property were taken and are in the case file. The County's Administrative Fee of <b>\$261.00</b> (previously approved by the Board of Supervisors) was added to the amount of the contractor's cost.</p>					
08-09-055	CH-Assembly of God of Alpaugh	311-181-008	\$262.50	\$261.00	\$523.50
<p>The subject property located at <b>5491 LAKE STREET, ALPAUGH</b>, was inspected on <b>MAY 1, 2008</b>, by a Tulare County Fire Fighter and it was determined that a fire hazard and public nuisance existed based upon the observation of <b>WEEDS AND GRASS</b>. On <b>MAY 14, 2008</b>, the Hazard Abatement Officer caused to be mailed to the property owner(s) a notice of violation indicating, among other things, the nature of the fire hazardous condition on the subject property; the right of the property owner(s) to appeal the Fire Warden's determination of public nuisance to the Board of Supervisors; the consequences of the failure to abate the public nuisance; the specific steps that must be taken to abate the public nuisance; and an invitation to the property owner(s) to contact the Hazard Abatement Officer if they had any questions. A copy of this notice of violation is contained in the case file. No request for appeal of the Fire Warden's public nuisance determination was made by the property owners. The subject property was re-inspected on <b>JUNE 6, 2008</b>, and it was determined that the fire hazard was not abated. Consequently, following inspection by the Tulare County Fire Hazard Abatement Officer on <b>SEPTEMBER 30, 2008</b>, a Contractor's Work Order was ordered on <b>SEPTEMBER 30, 2008</b>, and completed on <b>OCTOBER 23, 2008</b>. The actual cost to abate the fire hazard is broken down as follows: (3.5 hours X \$75.00 per hour = <b>\$262.50</b>). Photographs of the "before" and "after" condition of the subject property were taken and are in the case file. The County's Administrative Fee of <b>\$261.00</b> (previously approved by the Board of Supervisors) was added to the amount of the contractor's cost.</p>					

## EXHIBIT "A"

08-09-052	HUERTA, Luis & Rosario	311-184-001	\$675.00	\$261.00	\$936.00
<p>The subject property located at <b>5488 ELLIS ROAD, ALPAUGH</b>, was inspected on <b>MAY 1, 2008</b>, by a Tulare County Fire Fighter and it was determined that a fire hazard and public nuisance existed based upon the observation of <b>WEEDS, GRASS, TREE TRIMMINGS, AND SCRAP LUMBER</b>. On <b>MAY 14, 2008</b>, the Hazard Abatement Officer caused to be mailed to the property owner(s) a notice of violation indicating, among other things, the nature of the fire hazardous condition on the subject property; the right of the property owner(s) to appeal the Fire Warden's determination of public nuisance to the Board of Supervisors; the consequences of the failure to abate the public nuisance; the specific steps that must be taken to abate the public nuisance; and an invitation to the property owner(s) to contact the Hazard Abatement Officer if they had any questions. A copy of this notice of violation is contained in the case file. No request for appeal of the Fire Warden's public nuisance determination was made by the property owners. The subject property was re-inspected on <b>JUNE 6, 2008</b>, and it was determined that the fire hazard was not abated. Consequently, following inspection by the Tulare County Fire Hazard Abatement Officer on <b>SEPTEMBER 30, 2008</b>, a Contractor's Work Order was ordered on <b>SEPTEMBER 30, 2008</b>, and completed on <b>OCTOBER 23, 2008</b>. The actual cost to abate the fire hazard is broken down as follows: (9.0 hours X \$75.00 per hour = \$675.00). Photographs of the "before" and "after" condition of the subject property were taken and are in the case file. The County's Administrative Fee of \$261.00 (previously approved by the Board of Supervisors) was added to the amount of the contractor's cost.</p>					
08-09-021	DIAZ, Manuel Rios	311-192-015	\$562.50	\$261.00	\$823.00
<p>The subject property located at <b>ALPAUGH LTS 666 TO 668</b> was inspected on <b>MAY 3, 2008</b>, by a Tulare County Fire Fighter and it was determined that a fire hazard and public nuisance existed based upon the observation of <b>WEEDS, GRASS, TREE TRIMMINGS, SCRAP LUMBER, RUBBISH, AND TIRES</b>. On <b>MAY 12, 2008</b>, the Hazard Abatement Officer caused to be mailed to the property owner(s) a notice of violation indicating, among other things, the nature of the fire hazardous condition on the subject property; the right of the property owner(s) to appeal the Fire Warden's determination of public nuisance to the Board of Supervisors; the consequences of the failure to abate the public nuisance; the specific steps that must be taken to abate the public nuisance; and an invitation to the property owner(s) to contact the Hazard Abatement Officer if they had any questions. A copy of this notice of violation is contained in the case file. No request for appeal of the Fire Warden's public nuisance determination was made by the property owners. The subject property was re-inspected on <b>JUNE 3, 2008</b>, and it was determined that the fire hazard was not abated. Consequently, following inspection by the Tulare County Fire Hazard Abatement Officer on <b>SEPTEMBER 30, 2008</b>, a Contractor's Work Order was ordered on <b>SEPTEMBER 30, 2008</b>, and completed on <b>OCTOBER 20, 2008</b>. The actual cost to abate the fire hazard is broken down as follows: (7.5 hours X \$75.00 per hour = \$562.50). Photographs of the "before" and "after" condition of the subject property were taken and are in the case file. The County's Administrative Fee of \$261.00 (previously approved by the Board of Supervisors) was added to the amount of the contractor's cost.</p>					

## EXHIBIT "A"

08-09-017	BANTZ (TR), Loretta	311-202-010	\$300.00	\$261.00	\$561.00
<p>The subject property located at <b>ALPAUGH LOT 608</b> was inspected on <b>MAY 3, 2008</b>, by a Tulare County Fire Fighter and it was determined that a fire hazard and public nuisance existed based upon the observation of <b>WEEDS, GRASS AND RUBBISH</b>. On <b>MAY 12, 2008</b>, the Hazard Abatement Officer caused to be mailed to the property owner(s) a notice of violation indicating, among other things, the nature of the fire hazardous condition on the subject property; the right of the property owner(s) to appeal the Fire Warden's determination of public nuisance to the Board of Supervisors; the consequences of the failure to abate the public nuisance; the specific steps that must be taken to abate the public nuisance; and an invitation to the property owner(s) to contact the Hazard Abatement Officer if they had any questions. A copy of this notice of violation is contained in the case file. No request for appeal of the Fire Warden's public nuisance determination was made by the property owners. The subject property was re-inspected on <b>JUNE 3, 2008</b>, and it was determined that the fire hazard was not abated. Consequently, following inspection by the Tulare County Fire Hazard Abatement Officer on <b>SEPTEMBER 30, 2008</b>, a Contractor's Work Order was ordered on <b>SEPTEMBER 30, 2008</b>, and completed on <b>OCTOBER 20, 2008</b>. The actual cost to abate the fire hazard is broken down as follows: (4.0 hours X \$75.00 per hour = \$300). Photographs of the "before" and "after" condition of the subject property were taken and are in the case file. The County's Administrative Fee of \$261.00 (previously approved by the Board of Supervisors) was added to the amount of the contractor's cost.</p>					
08-09-011	MORALES, Saul Antonio	311-203-022	\$300.00	\$261.00	\$561.00
<p>The subject property located at <b>LTS 584-585-586-587 TOWNSITE OF ALPAUGH RM 7-27</b> was inspected on <b>MAY 3, 2008</b>, by a Tulare County Fire Fighter and it was determined that a fire hazard and public nuisance existed based upon the observation of <b>WEEDS AND GRASS</b>. On <b>MAY 12, 2008</b>, the Hazard Abatement Officer caused to be mailed to the property owner(s) a notice of violation indicating, among other things, the nature of the fire hazardous condition on the subject property; the right of the property owner(s) to appeal the Fire Warden's determination of public nuisance to the Board of Supervisors; the consequences of the failure to abate the public nuisance; the specific steps that must be taken to abate the public nuisance; and an invitation to the property owner(s) to contact the Hazard Abatement Officer if they had any questions. A copy of this notice of violation is contained in the case file. No request for appeal of the Fire Warden's public nuisance determination was made by the property owners. The subject property was re-inspected on <b>JUNE 3, 2008</b>, and it was determined that the fire hazard was not abated. Consequently, following inspection by the Tulare County Fire Hazard Abatement Officer on <b>SEPTEMBER 30, 2008</b>, a Contractor's Work Order was ordered on <b>SEPTEMBER 30, 2008</b>, and completed on <b>OCTOBER 23, 2008</b>. The actual cost to abate the fire hazard is broken down as follows: (4.0 hours X \$75.00 per hour = \$300.00). Photographs of the "before" and "after" condition of the subject property were taken and are in the case file. The County's Administrative Fee of \$261.00 (previously approved by the Board of Supervisors) was added to the amount of the contractor's cost.</p>					

## EXHIBIT "A"

08-09-013	LOPEZ, Randy Joe	311-203-023	\$225.00	\$261.00	\$486.00
<p>The subject property located at <b>ALPAUGH V7 P27 - LT 578</b> was inspected on <b>MAY 3, 2008</b>, by a Tulare County Fire Fighter and it was determined that a fire hazard and public nuisance existed based upon the observation of <b>WEEDS AND GRASS</b>. On <b>MAY 12, 2008</b>, the Hazard Abatement Officer caused to be mailed to the property owner(s) a notice of violation indicating, among other things, the nature of the fire hazardous condition on the subject property; the right of the property owner(s) to appeal the Fire Warden's determination of public nuisance to the Board of Supervisors; the consequences of the failure to abate the public nuisance; the specific steps that must be taken to abate the public nuisance; and an invitation to the property owner(s) to contact the Hazard Abatement Officer if they had any questions. A copy of this notice of violation is contained in the case file. No request for appeal of the Fire Warden's public nuisance determination was made by the property owners. The subject property was re-inspected on <b>JUNE 3, 2008</b>, and it was determined that the fire hazard was not abated. Consequently, following inspection by the Tulare County Fire Hazard Abatement Officer on <b>SEPTEMBER 30, 2008</b>, a Contractor's Work Order was ordered on <b>SEPTEMBER 30, 2008</b>, and completed on <b>OCTOBER 23, 2008</b>. The actual cost to abate the fire hazard is broken down as follows: (3.0 hours X \$75.00 per hour = \$225.00). Photographs of the "before" and "after" condition of the subject property were taken and are in the case file. The County's Administrative Fee of \$261.00 (previously approved by the Board of Supervisors) was added to the amount of the contractor's cost.</p>					
08-09-002	PETRINA, Anthony W. & Patsy R.	311-204-011	\$637.50	\$261.00	\$898.50
<p>The subject property located at <b>ALPAUGH LOTS 72 &amp; 73</b> was inspected on <b>MAY 3, 2008</b>, by a Tulare County Fire Fighter and it was determined that a fire hazard and public nuisance existed based upon the observation of <b>WEEDS, GRASS, TREE TRIMMINGS, SCRAP LUMBER, AND RUBBISH</b>. On <b>MAY 12, 2008</b>, the Hazard Abatement Officer caused to be mailed to the property owner(s) a notice of violation indicating, among other things, the nature of the fire hazardous condition on the subject property; the right of the property owner(s) to appeal the Fire Warden's determination of public nuisance to the Board of Supervisors; the consequences of the failure to abate the public nuisance; the specific steps that must be taken to abate the public nuisance; and an invitation to the property owner(s) to contact the Hazard Abatement Officer if they had any questions. A copy of this notice of violation is contained in the case file. No request for appeal of the Fire Warden's public nuisance determination was made by the property owners. The subject property was re-inspected on <b>JUNE 3, 2008</b>, and it was determined that the fire hazard was not abated. Consequently, following inspection by the Tulare County Fire Hazard Abatement Officer on <b>SEPTEMBER 30, 2008</b>, a Contractor's Work Order was ordered on <b>SEPTEMBER 30, 2008</b>, and completed on <b>OCTOBER 18, 2008</b>. The actual cost to abate the fire hazard is broken down as follows: (8.5 hours X \$75.00 per hour = \$637.50). Photographs of the "before" and "after" condition of the subject property were taken and are in the case file. The County's Administrative Fee of \$261.00 (previously approved by the Board of Supervisors) was added to the amount of the contractor's cost.</p>					

## EXHIBIT "A"

08-09-020	BANTZ (TR), Loretta	311-212-026	\$1,012.50	\$261.00	\$1,273.50
<p>The subject property located at <b>ALPAUGH V7 P27 - LT 306</b> was inspected on <b>MAY 3, 2008</b>, by a Tulare County Fire Fighter and it was determined that a fire hazard and public nuisance existed based upon the observation of <b>WEEDS, GRASS, TREE TRIMMINGS, RUBBISH, AND TIRES</b>. On <b>MAY 12, 2008</b>, the Hazard Abatement Officer caused to be mailed to the property owner(s) a notice of violation indicating, among other things, the nature of the fire hazardous condition on the subject property; the right of the property owner(s) to appeal the Fire Warden's determination of public nuisance to the Board of Supervisors; the consequences of the failure to abate the public nuisance; the specific steps that must be taken to abate the public nuisance; and an invitation to the property owner(s) to contact the Hazard Abatement Officer if they had any questions. A copy of this notice of violation is contained in the case file. No request for appeal of the Fire Warden's public nuisance determination was made by the property owners. The subject property was re-inspected on <b>JUNE 3, 2008</b>, and it was determined that the fire hazard was not abated. Consequently, following inspection by the Tulare County Fire Hazard Abatement Officer on <b>SEPTEMBER 30, 2008</b>, a Contractor's Work Order was ordered on <b>SEPTEMBER 30, 2008</b>, and completed on <b>OCTOBER 20, 2008</b>. The actual cost to abate the fire hazard is broken down as follows: (13.5 hours X \$75.00 per hour = <b>\$1,012.50</b>). Photographs of the "before" and "after" condition of the subject property were taken and are in the case file. The County's Administrative Fee of <b>\$261.00</b> (previously approved by the Board of Supervisors) was added to the amount of the contractor's cost.</p>					
08-09-001	MOORE, Paul	311-214-009	\$187.50	\$261.00	\$448.50
<p>The subject property located at <b>ALPAUGH LOTS 13 &amp; 14</b> was inspected on <b>MAY 3, 2008</b>, by a Tulare County Fire Fighter and it was determined that a fire hazard and public nuisance existed based upon the observation of <b>WEEDS AND GRASS</b>. On <b>MAY 12, 2008</b>, the Hazard Abatement Officer caused to be mailed to the property owner(s) a notice of violation indicating, among other things, the nature of the fire hazardous condition on the subject property; the right of the property owner(s) to appeal the Fire Warden's determination of public nuisance to the Board of Supervisors; the consequences of the failure to abate the public nuisance; the specific steps that must be taken to abate the public nuisance; and an invitation to the property owner(s) to contact the Hazard Abatement Officer if they had any questions. A copy of this notice of violation is contained in the case file. No request for appeal of the Fire Warden's public nuisance determination was made by the property owners. The subject property was re-inspected on <b>JUNE 3, 2008</b>, and it was determined that the fire hazard was not abated. Consequently, following inspection by the Tulare County Fire Hazard Abatement Officer on <b>SEPTEMBER 30, 2008</b>, a Contractor's Work Order was ordered on <b>SEPTEMBER 30, 2008</b>, and completed on <b>OCTOBER 18, 2008</b>. The actual cost to abate the fire hazard is broken down as follows: (2.5 hours X \$75.00 per hour = <b>\$187.50</b>). Photographs of the "before" and "after" condition of the subject property were taken and are in the case file. The County's Administrative Fee of <b>\$261.00</b> (previously approved by the Board of Supervisors) was added to the amount of the contractor's cost.</p>					



## EXHIBIT "A"

08-09-019	BANTZ (TR), Loretta	311-222-009	\$337.50	\$261.00	\$598.50
<p>The subject property located at <b>ALPAUGH LOT 259</b> was inspected on <b>MAY 3, 2008</b>, by a Tulare County Fire Fighter and it was determined that a fire hazard and public nuisance existed based upon the observation of <b>WEEDS AND GRASS</b>. On <b>MAY 12, 2008</b>, the Hazard Abatement Officer caused to be mailed to the property owner(s) a notice of violation indicating, among other things, the nature of the fire hazardous condition on the subject property; the right of the property owner(s) to appeal the Fire Warden's determination of public nuisance to the Board of Supervisors; the consequences of the failure to abate the public nuisance; the specific steps that must be taken to abate the public nuisance; and an invitation to the property owner(s) to contact the Hazard Abatement Officer if they had any questions. A copy of this notice of violation is contained in the case file. No request for appeal of the Fire Warden's public nuisance determination was made by the property owners. The subject property was re-inspected on <b>JUNE 3, 2008</b>, and it was determined that the fire hazard was not abated. Consequently, following inspection by the Tulare County Fire Hazard Abatement Officer on <b>SEPTEMBER 30, 2008</b>, a Contractor's Work Order was ordered on <b>SEPTEMBER 30, 2008</b>, and completed on <b>OCTOBER 20, 2008</b>. The actual cost to abate the fire hazard is broken down as follows: (4.5 hours X \$75.00 per hour = \$337.50). Photographs of the "before" and "after" condition of the subject property were taken and are in the case file. The County's Administrative Fee of \$261.00 (previously approved by the Board of Supervisors) was added to the amount of the contractor's cost.</p>					
08-09-007	CRAIG, Keith Allen	311-223-022	\$750.00	\$261.00	\$1,011.00
<p>The subject property located at <b>ALPAUGH LTS 228-229 &amp; POR 227</b> was inspected on <b>MAY 3, 2008</b>, by a Tulare County Fire Fighter and it was determined that a fire hazard and public nuisance existed based upon the observation of <b>WEEDS, GRASS AND ABANDONED VEHICLE</b>. On <b>MAY 12, 2008</b>, the Hazard Abatement Officer caused to be mailed to the property owner(s) a notice of violation indicating, among other things, the nature of the fire hazardous condition on the subject property; the right of the property owner(s) to appeal the Fire Warden's determination of public nuisance to the Board of Supervisors; the consequences of the failure to abate the public nuisance; the specific steps that must be taken to abate the public nuisance; and an invitation to the property owner(s) to contact the Hazard Abatement Officer if they had any questions. A copy of this notice of violation is contained in the case file. No request for appeal of the Fire Warden's public nuisance determination was made by the property owners. The subject property was re-inspected on <b>JUNE 3, 2008</b>, and it was determined that the fire hazard was not abated. Consequently, following inspection by the Tulare County Fire Hazard Abatement Officer on <b>SEPTEMBER 30, 2008</b>, a Contractor's Work Order was ordered on <b>SEPTEMBER 30, 2008</b>, and completed on <b>OCTOBER 23, 2008</b>. The actual cost to abate the fire hazard is broken down as follows: (10.0 hours X \$75.00 per hour = \$750.00). Photographs of the "before" and "after" condition of the subject property were taken and are in the case file. The County's Administrative Fee of \$261.00 (previously approved by the Board of Supervisors) was added to the amount of the contractor's cost.</p>					

## EXHIBIT "A"

08-09-005	GARCIA, Daniel & Concepcion	311-224-010	\$562.50	\$261.00	\$823.50
<p>The subject property located at <b>ALPAUGH LOT 197</b> was inspected on <b>MAY 3, 2008</b>, by a Tulare County Fire Fighter and it was determined that a fire hazard and public nuisance existed based upon the observation of <b>WEEDS AND GRASS</b>. On <b>MAY 12, 2008</b>, the Hazard Abatement Officer caused to be mailed to the property owner(s) a notice of violation indicating, among other things, the nature of the fire hazardous condition on the subject property; the right of the property owner(s) to appeal the Fire Warden's determination of public nuisance to the Board of Supervisors; the consequences of the failure to abate the public nuisance; the specific steps that must be taken to abate the public nuisance; and an invitation to the property owner(s) to contact the Hazard Abatement Officer if they had any questions. A copy of this notice of violation is contained in the case file. No request for appeal of the Fire Warden's public nuisance determination was made by the property owners. The subject property was re-inspected on <b>JUNE 3, 2008</b>, and it was determined that the fire hazard was not abated. Consequently, following inspection by the Tulare County Fire Hazard Abatement Officer on <b>SEPTEMBER 30, 2008</b>, a Contractor's Work Order was ordered on <b>SEPTEMBER 30, 2008</b>, and completed on <b>OCTOBER 18, 2008</b>. The actual cost to abate the fire hazard is broken down as follows: (7.5 hours X \$75.00 per hour = \$562.50). Photographs of the "before" and "after" condition of the subject property were taken and are in the case file. The County's Administrative Fee of \$261.00 (previously approved by the Board of Supervisors) was added to the amount of the contractor's cost.</p>					
08-09-006	WEST ISLE LINE, INC.	311-224-022	\$206.25	\$261.00	\$467.25
<p>The subject property located at <b>LT 207 TOWNSITE OF ALPAUGH RM 7-27</b> was inspected on <b>MAY 3, 2008</b>, by a Tulare County Fire Fighter and it was determined that a fire hazard and public nuisance existed based upon the observation of <b>WEEDS, GRASS AND TREE TRIMMINGS</b>. On <b>MAY 12, 2008</b>, the Hazard Abatement Officer caused to be mailed to the property owner(s) a notice of violation indicating, among other things, the nature of the fire hazardous condition on the subject property; the right of the property owner(s) to appeal the Fire Warden's determination of public nuisance to the Board of Supervisors; the consequences of the failure to abate the public nuisance; the specific steps that must be taken to abate the public nuisance; and an invitation to the property owner(s) to contact the Hazard Abatement Officer if they had any questions. A copy of this notice of violation is contained in the case file. No request for appeal of the Fire Warden's public nuisance determination was made by the property owners. The subject property was re-inspected on <b>JUNE 3, 2008</b>, and it was determined that the fire hazard was not abated. Consequently, following inspection by the Tulare County Fire Hazard Abatement Officer on <b>SEPTEMBER 30, 2008</b>, a Contractor's Work Order was ordered on <b>SEPTEMBER 30, 2008</b>, and completed on <b>OCTOBER 18, 2008</b>. The actual cost to abate the fire hazard is broken down as follows: (2.75 hours X \$75.00 per hour = \$206.25). Photographs of the "before" and "after" condition of the subject property were taken and are in the case file. The County's Administrative Fee of \$261.00 (previously approved by the Board of Supervisors) was added to the amount of the contractor's cost.</p>					

TOTAL PARCELS ON THE AGENCA ITEM - 14  
TOTAL COST OF ABATEMENT - \$9,860.25

RECORDING REQUESTED

**TULARE COUNTY FIRE DEPARTMENT**

AND WHEN RECORDED MAIL TO:

NAME

STREET  
ADDRESS

CITY,  
STATE  
& ZIP

NOTE: Exempt from Recording Fees per  
Government Code Sections 6105 & 27383

SPACE ABOVE THIS LINE FOR RECORDER'S USE

**PROPOSED**

**NOTICE OF PUBLIC NUISANCE ABATEMENT LIEN**

WHEREAS, on \_\_\_\_\_, a duly noticed public hearing was conducted by the Board of Supervisors of the County of Tulare pursuant to Health and Safety Code Sections 14930 and 14931 (Abatement of Hazardous Weeds and Rubbish: Alternative Procedure) and Tulare County Ordinance Code Sections 4-11-1000 et. seq. (Fire Hazardous Weeds and Rubbish).

WHEREAS, on \_\_\_\_\_, (pursuant to Tulare County Board of Supervisors Resolution No. \_\_\_\_\_), it was determined that a public nuisance consisting of fire hazardous \_\_\_\_\_ existed on the below described parcel of real property.

WHEREAS, pursuant to Health and Safety Code Sections 14930 and 14931 and Tulare County Ordinance Code Sections 4-11-1000 et seq., the public nuisance was abated on \_\_\_\_\_.

WHEREAS, the cost of such abatement amounted to \$ \_\_\_\_\_;

WHEREAS, the record owner (or possessor) of the real property on which the public nuisance was abated is \_\_\_\_\_.

NOW, THEREFORE, BE IT KNOWN that a Public Nuisance Abatement Lien exists on the real property described below as the last known address of the record owner (or possessor) as follows:

Street Address:

Legal Description:

Assessor's Parcel Number:

BE IT FURTHER KNOWN that the amount of such lien shall be \$ \_\_\_\_\_, plus interest and other costs which may hereafter become due.

**EXHIBIT "B"**

BE IT FURTHER KNOWN that this lien may be recorded pursuant to Government Code Section 25845 (Abatement of Nuisance); that the amount of such lien 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 the same procedure and sale in the case of delinquency as are provided for ordinary county taxes; and that all laws applicable to the levy, collection, and enforcement of county taxes are applicable to this special assessment.

BE IT FURTHER KNOWN that (pursuant to Government Code Section 25845) recordation of this Notice of Abatement Lien has the same effect as recordation of an abstract of a money judgment recorded pursuant to Article 2 (commencing with Section 697.310) of Chapter 2 of Division 2 of Title 9 of Part 2 of the Code of Civil Procedure; that such lien created has the same priority as a judgment lien on real property and continues in effect until released; and that upon order of the Board of Supervisors (or any county officer authorized by the Board of Supervisors to act on its behalf), an abatement lien created under Government Code Section 25845 may be released or subordinated in the same manner as a judgment lien on real property may be released or subordinated.

Date:

STEVE SUNDERLAND, CHIEF  
TULARE COUNTY FIRE DEPARTMENT

By

Cyndi Delman  
Fire Inspector, Prevention

State of California

County of Tulare

On \_\_\_\_\_ before me, \_\_\_\_\_ a Notary Public,  
personally appeared \_\_\_\_\_, who proved to me on  
the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the  
within instrument and acknowledged to me that he/she/they executed the same in  
his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument  
the person(s), or the entity upon behalf of which the person(s) acted, executed the  
instrument.

***I certify under PENALTY OF PERJURY under the laws of the State of California that the  
foregoing paragraph is true and correct.***

WITNESS my hand and official seal.

Signature \_\_\_\_\_ (Seal)