

RESOLUTION No. 50-08

RESOLUTION OF THE COUNCIL OF THE CITY OF RICHMOND LEVYING A SPECIAL ASSESSMENT ON THE PROPERTIES SITUATED IN THE CITY OF RICHMOND, COUNTY OF CONTRA COSTA, STATE OF CALIFORNIA, DESCRIBED IN EXHIBIT "A" (VEHICLE ABATEMENT RECEIVABLES)

WHEREAS, the properties identified in **Exhibit "A"**, attached hereto and incorporated herein by this reference, are located in the City of Richmond, County of Contra Costa, State of California;

WHEREAS, the City of Richmond has identified these properties as the locations where the accumulation and storage of abandoned, wrecked, dismantled, or inoperative vehicles, or parts thereof, has caused conditions injurious to health, safety, and general welfare, and therefore constituting a public nuisance that may be abated by the City of Richmond in accordance with the Richmond Municipal Code (RMC), Chapter 11.76;

WHEREAS, the City of Richmond through the Chief of Police or his representatives has entered onto these properties to obtain information as to the identities of vehicles constituting a nuisance, and has caused their removal;

WHEREAS, the City of Richmond has, by resolution, determined and fixed an amount to be assessed against the properties as administrative costs, excluding the actual costs of removal of the vehicles;

WHEREAS, the City has sent a ten-day notice of intention to abate and remove, by certified mail to both the owners of the vehicles and the owners of the properties;

WHEREAS, the Chief of Police, in accordance with the procedures set forth in Chapter 11.76 of the Richmond Municipal Code, has determined that the vehicles or parts thereof found on the properties are a nuisance;

WHEREAS, the administrative costs and the costs of removal of vehicles from the properties described in **Exhibit "A"** have not been paid for within 30 days after the removal of the vehicles;

NOW, THEREFORE, BE IT RESOLVED that, pursuant to Chapter 11.76.120 of the Richmond Municipal Code, the City does hereby levy a **special assessment** against each of said properties identified in **Exhibit "A"**, which shall become a lien on each parcel of land, collectible in the same manner as taxes upon real estate properties; and

BE IT FUTHER RESOLVED that a copy of this resolution shall be delivered to the Finance Director and the Chief of Police, and that the Finance Director is authorized and directed to collect the funds in the manner provided by law for collection of special assessments. When collected, these funds should be credited to Code Enforcement Recovery Fund 1000, Cost Center 11246; and

BE IT FURTHER RESOLVED that the Clerk of the City of Richmond is hereby directed to cause this resolution to be recorded with the Recorder's Office of the County of Contra Costa, California.

I certify that the foregoing resolution was adopted by the Council of the City of Richmond at a regular meeting thereof held on May 3, 2008, by the following vote:

AYES: Councilmembers Bates, Butt, Lopez, Marquez, Rogers, Sandhu, Thurmond, Viramontes, and Mayor McLaughlin

NOES: None

ABSTENTIONS: None

ABSENT: None

DIANE HOLMES
CLERK OF THE CITY OF RICHMOND

(SEAL)

APPROVED:

GAYLE McLAUGHLIN
Mayor

APPROVED AS TO FORM:

LOUISE RENNE, Interim
City Attorney

I certify that the foregoing is a true copy of Resolution No. 50-08, was finally passed and adopted by the Council of the City of Richmond at a meeting held May 20, 2008.