



# CITY OF LONG BEACH

DEPARTMENT OF FINANCIAL MANAGEMENT

333 West Ocean Boulevard 6<sup>th</sup> Floor • Long Beach, CA 90802 • (562) 570-6169 • Fax (562) 570 -5836

July 13, 2010

HONORABLE MAYOR AND CITY COUNCIL  
City of Long Beach  
California

## RECOMMENDATION:

Adopt the attached Resolution directing the Los Angeles County Auditor-Controller to include, on the 2010-11 Secured Tax Roll, certain levies made pursuant to the provisions of the Long Beach Municipal Code for weed abatement, debris removal, and/or lot cleaning charges in the amount of \$57,411. (Districts 1, 2, 4, 6, 7, 8 and 9)

## DISCUSSION

Chapter 8.56 of the Long Beach Municipal Code sets forth procedures for notifying property owners to clean their vacant lots of weeds and/or debris. If the owner fails to remove the weeds or debris within the time stated following notification, or if ordered by the Board of Examiners, Appeals and Condemnation (BEAC), after appeal, the City is authorized to clean the lot and assess a levy.

The attached Resolution authorizes the City to collect delinquent weed removal charges, incidental enforcement costs, interest, and a lien transfer charge from the owners through their property tax bills for properties cleaned during July 1, 2009 through June 30, 2010. Interest accrues at the rate of 12 percent from the delinquency date through June 30, 2011.

For weed and debris removal, the City Code Enforcement Division computes and records the costs of removing weeds or debris on each parcel. Affected property owners are notified to pay these expenses. The owner may appeal the charges within 15 days of the bill. If the amount, as determined by the BEAC, is not paid within 30 days, the bill becomes delinquent and interest begins to accrue.

Upon approval by the City Council, the Director of Financial Management will forward the authorizing Resolution and the prescribed reporting forms to the Los Angeles County Auditor-Controller, Tax Division, for incorporation into the 2010-11 County Secured Tax Roll.

This matter was reviewed by Assistant City Attorney Michael J. Mais on June 17, 2010 and Budget Management Officer Victoria Bell on June 23, 2010.

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TIMING CONSIDERATIONS

City Council action on this item is requested on July 13, 2010, as the Los Angeles County Auditor-Controller requires receipt of the authorized lien assessment on July 31, 2010 or shortly thereafter.

FISCAL IMPACT

Weed abatement, debris removal and/or lot cleaning charges and interest in the amount of \$57,411 were levied against the 22 listed properties (see Exhibit A of Resolution). No delinquent building charges and interest are to be collected on this tax roll.

The County will be requested to collect these costs with the annual property taxes for deposit into the General Fund (GP). These revenues are used for code enforcement related activities undertaken by the Code Enforcement Division in the Department of Community Development (CD).

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,



LORI ANN FARRELL  
DIRECTOR OF FINANCIAL MANAGEMENT/CFO

LAF:DN:EC:mm  
K:\EXEC\COUNCIL LETTERS\TREASURY\07-13-10 CCL - WEED & DEMO TAX LIENS 2010-2011.DOC

ATTACHMENT

APPROVED:

  
\_\_\_\_\_  
PATRICK H. WEST  
CITY MANAGER

OFFICE OF THE CITY ATTORNEY  
ROBERT E. SHANNON, City Attorney  
333 West Ocean Boulevard, 11th Floor  
Long Beach, CA 90802-4664

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RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONG BEACH DIRECTING THE LOS ANGELES COUNTY AUDITOR-CONTROLLER TO INCLUDE ON THE 2010-2011 SECURED TAX ROLL CERTAIN ASSESSMENTS MADE PURSUANT TO PROVISIONS OF THE LONG BEACH MUNICIPAL CODE FOR WEED ABATEMENT, DEBRIS REMOVAL AND/OR LOT CLEANING CHARGES

WHEREAS, Chapter 8.56 of the Long Beach Municipal Code provides a system for levy and collection to cover the cost of removing weeds and debris by the City from privately owned real property; and

WHEREAS, the City's Building Official is required to certify to the City Treasurer-Tax Collector the amount of the unpaid weed and debris removal and lot cleaning charges and interest for delinquency; and

WHEREAS, the City's Building Official has certified to the City Treasurer-Tax Collector unpaid lot cleaning charges and interest for delinquency which should be entered upon the secured tax roll and collected in the same manner as ad valorem taxes.

NOW, THEREFORE, the City Council of the City of Long Beach resolves as follows:

Section 1. The Los Angeles County Auditor-Controller is hereby authorized and requested to include on the 2010-2011 secured tax roll the delinquent assessment charges, and penalties, if any, for each of the described parcels of real property set forth in Exhibit "A" attached hereto and made a part hereof. The county

OFFICE OF THE CITY ATTORNEY  
ROBERT E. SHANNON, City Attorney  
333 West Ocean Boulevard, 11th Floor  
Long Beach, CA 90802-4664

1 parcel number and the total unpaid assessment, together with interest thereon, and the  
2 situs address of the real property are set forth in Exhibit "A". Only the amount set forth  
3 in the third column entitled "Amount" should be entered as charges due the City of Long  
4 Beach on the real property to which the amount refers. The Los Angeles County  
5 Auditor-Controller is directed to collect said charges in the same manner as ad valorem  
6 taxes.

7 Section 2. The Director of Financial Management is directed to transmit  
8 to the County Auditor-Controller a certified copy thereof on or before July 31, 2010.

9 Section 3. This resolution shall take effect immediately upon its  
10 adoption by the City Council, and the City Clerk shall certify the vote adopting this  
11 resolution.

12 I hereby certify that the foregoing resolution was adopted by the City  
13 Council of the City of Long Beach at its meeting of \_\_\_\_\_, 2010, by the  
14 following votes:

15 Ayes: Councilmembers: \_\_\_\_\_

16 \_\_\_\_\_

17 \_\_\_\_\_

18 \_\_\_\_\_

19 Noes: Councilmembers: \_\_\_\_\_

20 \_\_\_\_\_

21 Absent: Councilmembers: \_\_\_\_\_

22 \_\_\_\_\_

23 \_\_\_\_\_

24 \_\_\_\_\_

25 \_\_\_\_\_  
City Clerk

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**City of Long Beach**  
Working Together to Serve

EXHIBIT "A"

**Memorandum**

**TAX LIEN FOR THE REAL AND SECURED ASSESSMENT ROLL  
(FOR WEED ABATEMENT)  
JULY 1, 2009 TO JUNE 30, 2010**

<u>TRA NO.</u>	<u>ASSESSORS' PARCEL</u>	<u>AMOUNT</u>	<u>SITUS ADDRS.</u>	<u>COUNCIL DIST.</u>
5705	7118-017-028	\$6275.38	6109 John Ave	9
5706	7124-031-009	\$1357.44	5840 Lime Ave	9
5717	7131-039-020	\$1185.25	233 Del Amo Blvd	8
5704	7303-006-049	\$1756.19	306 E. Eleanor Lane	9
5706	7123-017-020	\$1295.86	5863 Gaviota Ave	9
5751	7259-007-015	\$3965.32	1444 Obispo Ave	4
5768	7257-006-014	\$2303.14	541 Obispo Ave	2
5759	7278-026-009	\$4131.86	444&446 Daisy Ave/ 443&445 Crystal Ct	1
5759	7278-026-009	\$3533.84	444&446 Daisy Ave/ 443&445 Crystal Ct	1
5763	7274-012-012	\$2239.03	1010-14 Lime Ave	6
5763	7273-007-012	\$2189.72	1095 Long Beach Blvd	1
5763	7273-007-013	\$2041.74	1085 Long Beach Blvd	1
5763	7273-007-014	\$2461.51	1081 Long Beach Blvd	1
5758	7270-013-018	\$1460.47	237 W. 8 <sup>th</sup> St	1
5733	7210-029-008	\$4604.20	1990 Lemon Ave	6
5723	7317-010-005	\$2797.25	2418 Lincoln Ave	7
5732	7210-012-023	\$2203.57	1916 Myrtle Ave	6
5752	7268-025-035	\$1878.11	1738 MLK Ave	6
5733	7210-019-015	\$2951.58	1911 Lewis Ave	6
5733	7210-040-020	\$1744.27	1216 Leigh Ct	6
5722	7203-006-040	\$1812.91	3218 San Francisco Ave	7
5723	7317-010-005	\$3222.00	2418 Lincoln Ave	7

**GRAND TOTAL= \$ 57, 410.64**

AR:LR:mm  
(County:LienTransfer09/10)