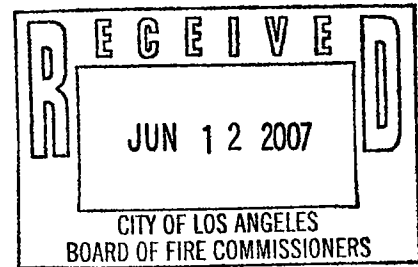


LOS ANGELES FIRE DEPARTMENT



JUN 19 2007

DOUGLAS L. BARRY
INTERIM FIRE CHIEF



June 13, 2007

BOARD OF FIRE COMMISSIONERS
FILE NO. BFC 07-048

TO: Board of Fire Commissioners

FROM: Douglas L. Barry, Interim Fire Chief *DLB*

SUBJECT: PROPOSED DECISIONS AND RECOMMENDATIONS FOR THE 2006
NONCOMPLIANCE INSPECTION FEE APPEALS

FINAL ACTION:	<input type="checkbox"/> Approved	<input type="checkbox"/> Approved w/Corrections	<input type="checkbox"/> Withdrawn
	<input type="checkbox"/> Denied	<input type="checkbox"/> Received & Filed	<input type="checkbox"/> Other

Recommendations: That the Board:

1. Approve the Hearing Officers' "Proposed Decision and Recommendations."
2. Direct the Fire Department to mail the notification letter to the property owner regarding the Board of Fire Commissioners' findings, conclusion and proposed assessment.
3. Direct the Fire Department to complete all accounting transactions.
4. Direct the Department to forward the unpaid Noncompliance Inspection Fee to the Los Angeles County Tax Collector for placement on the Los Angeles County 2007 Property Tax rolls.

Summary:

The Hearing Officers have completed 2006 Noncompliance Inspection Fee written appeals. The Board of Fire Commissioners will determine to modify or rescind the fees, or to impose and require the owner to pay the fees. This determination by the Board will be final.

FINDINGS

As established in the Los Angeles Municipal Code, Section 57.03.05, once a property is inspected and found to be in noncompliance, a reinspection date is scheduled. Upon reinspection of the property, if the property remains in noncompliance, the property owner is responsible for a noncompliance fee for all subsequent inspections. Property owners assessed a noncompliance fee are required by municipal code to appeal their assessment to the Board of Fire Commissioners in writing.

The Hearing Officers, designated by the Board of Fire Commissioners, were randomly assigned 116 written appeals in keeping with California Supreme Court ruling and the City Attorney regarding administrative hearings. The Hearing Officers have returned their combined reports for submittal to the Board of Fire Commissioners for final approval.

CONCLUSION

Upon approval of this report by the Board of Fire Commissioners, the 2006 Noncompliance Inspection Fee Appeals will be completed. Any unpaid invoices will be forwarded to the Los Angeles County Tax Collector for placement on the 2007 Property Tax rolls.

Board report prepared by Robert Knight, Captain II, and Kathy Dade, Management Analyst I, Brush Clearance Unit.

Attachments