

LOS ANGELES FIRE DEPARTMENT



MILLAGE PEAKS
FIRE CHIEF

July 5, 2011

BOARD OF FIRE COMMISSIONERS
FILE NO. 11-085

TO: Board of Fire Commissioners

FROM: Millage Peaks, Fire Chief *mlp*

SUBJECT: PROPOSED DECISIONS AND RECOMMENDATIONS FOR THE 2010
NONCOMPLIANCE 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 Withdrawn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 2011 Property Tax rolls.

SUMMARY:

The process in which the Fire Department enforces the Fire Code is through the inspection process. Properties found not in compliance with Fire Code during the initial inspection, a notice of noncompliance is issued indicating the violations found during the inspection.

A follow-up inspection is conducted and if the nuisance has not been abated, then a second notice is issued. At this point, the property owner is subjected to a Noncompliance fee.

FINDINGS:

Each property owner is given an opportunity to challenge the Noncompliance fee by completing a questionnaire included with his or her Noncompliance fee invoice. The Board of Fire Commissioners' designees have reviewed the questionnaires and have prepared the "Proposed Decision and Recommendation." The Board of Fire Commissioners has the authority to modify or rescind the fees, or impose and require the owner to pay the fee. In regards to the Noncompliance Fee Appeals, the Board of Fire Commissioners' determination is final.

CONCLUSION:

Upon approval of this report by the Board of Fire Commissioners, the 2010 Noncompliance Inspection Fee Appeals will be completed. Any unpaid invoices can be forwarded to the Los Angeles County Tax Collector for placement on the 2011 Property Tax rolls.

Board report prepared by Robert Knight, Captain II, Brush Clearance Unit.

Attachments

BOARD OF FIRE COMMISSIONERS

GENETHIA HUDLEY-HAYES
PRESIDENT

CASIMIRO U. TOLENTINO
VICE PRESIDENT

DIANA M. BONTÁ
ANDREW FRIEDMAN
JILL FURILLO

LETICIA GOMEZ
EXECUTIVE ASSISTANT I

CITY OF LOS ANGELES
CALIFORNIA



ANTONIO R. VILLARAIGOSA
MAYOR

FIRE DEPARTMENT

MILLAGE PEAKS
FIRE CHIEF

6262 VAN NUYS BLVD #451
VAN NUYS, CA 91401

(818) 374-1111
FAX: (818) 778-4910

<http://www.lafd.org>

(DATE)

Dear Property Owner:

As President of the Los Angeles Board of Fire Commissioners, I am writing to inform you of the decision regarding your written appeal of the Noncompliance Fee assessed toward your property for the 2010 Brush Clearance Season. Due to the volume of Noncompliance Inspection Fee written appeals that were received by my office, the task of reviewing each appeal became a very time consuming job, I thank you for your patience.

Los Angeles Municipal Code, Section 57.03.05, provides the Board of Fire Commissioners the authority to review the Noncompliance Inspection Fee Written Appeals. The Code also provides that the determination by the Board of Fire Commissioners shall be final.

The Hearing Officer assigned to your appeal has completed a thorough review of your written appeal and the Los Angeles Fire Department records concerning your property. Based on the Hearing Officer's recommendation, the Los Angeles Board of Fire Commissioners has determined that your Noncompliance Inspection Fee Written Appeal has been **GRANTED**.

Thank you for your courtesy and patience throughout the appeal process, and please remember that brush clearance is a year-round responsibility.

Very truly yours,

Genethia Hudley-Hayes, President
Board of Fire Commissioners

Map Book, Page and Parcel: «CAPN»
Property Location: «HZDLOCSTNM»

BOARD OF FIRE COMMISSIONERS

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July 1, 2011

Dear Property Owner:

On behalf of the Los Angeles Board of Fire Commissioners, I am writing to inform you of the decision regarding your written appeal of the noncompliance fee assessed on your property for the 2010 Brush Clearance Season.

The Los Angeles Municipal Code, Section 57.03.05, authorizes the Board of Fire Commissioners or their representative to review the Noncompliance Inspection Fee Written Appeals. The Municipal Code also stipulates that the determination by the Board is final.

The Hearing Officer assigned to your appeal has completed a thorough review of the documentation that you provided and the Los Angeles Fire Department's records concerning your property. Based on the Hearing Officer's recommendation, the Los Angeles Board of Fire Commissioners has determined that your Noncompliance Inspection Fee Written Appeal is **DENIED**.

The **\$312.00** Noncompliance Inspection Fee must be received by (DATE). Please note that if your payment is not received by the established deadline, you are subject to a 50% penalty. Additionally, any outstanding balances are sent to the County Assessor's Office for assessment onto the property tax bill.

If you have any further questions, please contact the Brush Clearance Unit at (818) 374-1111. Thank you for your courtesy and patience throughout the appeal process. Please remember that brush clearance is a year-round responsibility.

Sincerely,

GENETHIA HUDLEY-HAYES
President, Board of Fire Commissioners

Map Book, Page and Parcel: «APN»
Property Location: «HZDLOCSTNM»

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The Los Angeles Municipal Code, Section 57.03.05, authorizes the Board of Fire Commissioners or their representative to review the Noncompliance Inspection Fee Written Appeals. The Municipal Code also stipulates that the determination by the Board is final.

The Hearing Officer assigned to your appeal has completed a thorough review of the documentation that you provided and the Los Angeles Fire Department's records concerning your property. Based on the Hearing Officer's recommendation, the Los Angeles Board of Fire Commissioners has determined that your Noncompliance Inspection Fee Written Appeal is **DENIED**.

The **\$320.00** Noncompliance Inspection Fee must be received by (DATE). Please note that if your payment is not received by the established deadline, you are subject to a 50% penalty. Additionally, any outstanding balances are sent to the County Assessor's Office for assessment onto the property tax bill.

If you have any further questions, please contact the Brush Clearance Unit at (818) 374-1111. Thank you for your courtesy and patience throughout the appeal process. Please remember that brush clearance is a year-round responsibility.

Sincerely,

GENETHIA HUDLEY-HAYES
President, Board of Fire Commissioners

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Property Location: «HZDLOCSTNM»

BOARD REPORT #11-085 –
Proposed Decisions and
Recommendations for the 2010
Noncompliance Fee Appeals

For copies of this report, please contact the
Brush Clearance Unit at (818) 374-1111.
This document is too large to post online.