

**ITEM 3 ATTACHMENT A
RESOLUTION NO. 2021-1724**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
CALABASAS, CALIFORNIA TO RECORD A NUISANCE
ABATEMENT LIEN AGAINST REAL PROPERTY LOCATED AT
22534 CALIPATRIA DRIVE, CALABASAS.**

WHEREAS, the City Council of the City of Calabasas finds that Harry Alfred White Jr., a/k/a Harry A. White is the owner of real property located 22534 Calipatria Drive, Calabasas, which is further identified by Los Angeles County Assessor Parcel No. 2080-010-012. The legal description for this property is set forth in Exhibit A to this resolution. The owner's address, according to Los Angeles County Assessor records, is 22534 Calipatria Drive, Calabasas, CA 91302-5812. Additional addresses for Harry Alfred White Jr., a/k/a Harry A. White are set forth in Exhibit B to this resolution.

WHEREAS, the City Council of the City of Calabasas has considered a City Manager Report dated March 29, 2021 (attached as Exhibit C) and finds that Harry Alfred White Jr., a/k/a Harry A. White is indebted to the City of Calabasas for abatement costs in the sum of \$43,078.49 that it incurred to abate a public nuisance at 22534 Calipatria Drive, Calabasas between November 19 and 24, 2020, in accordance with provisions in Chapter 8.20 [Public Nuisance and Abatement] of the Calabasas Municipal Code (hereafter, the "CMC") and pursuant to a November 17, 2020 Abatement Warrant from the Los Angeles County Superior Court. Those costs became final on March 17, 2021.

WHEREAS, the Los Angeles County Superior Court's November 17, 2020 Abatement Warrant constitutes an abatement order of that date.

WHEREAS, the City Council of the City of Calabasas finds that Harry Alfred White Jr., a/k/a Harry A. White has not paid abatement costs of \$43,078.49 to the City of Calabasas as of the date of adoption of this resolution.

WHEREAS, the City of Calabasas may record a Nuisance Abatement Lien against real property located 22534 Calipatria Drive, Calabasas, pursuant to Government Code Section 38773.1 and CMC Section 8.20.160.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CALABASAS AS FOLLOWS:

SECTION 1. The unpaid abatement costs of \$43,078.49 constitute a personal obligation of Harry Alfred White Jr., a/k/a Harry A. White.

SECTION 2. The City Council hereby approves and authorizes the City Manager, or his designee, to serve a Notice of Nuisance Abatement Lien for the amount of \$43,078.49 upon Harry Alfred White Jr., a/k/a Harry A. White in accordance with Government Code Section 38773.1 and pursuant to provisions in CMC Section 8.20.170. Upon completion of service, the City Manager, or his designee, shall cause a certified copy of this resolution to be submitted to the Los Angeles County Registrar-Recorder for recordation. The date of recording of the lien shall have the force, effect, and priority of a judgment lien.

SECTION 3. The City Clerk shall certify to the adoption of this resolution and shall cause the same to be processed in the manner required by law.

PASSED, APPROVED AND ADOPTED this 14th day of April 2021.

James R. Bozajian, Mayor

ATTEST:

Maricela Hernandez, City Clerk
Master Municipal Clerk
California Professional Municipal Clerk

APPROVED AS TO FORM:

Scott H. Howard
Colantuono, Highsmith & Whatley, PC
City Attorney

EXHIBIT A
LEGAL DESCRIPTION

THE LAND REFERRED TO HEREIN BELOW IS SITUATED IN THE CITY OF CALABASAS, IN THE COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AND IS DESCRIBED AS FOLLOWS:

LOT 125 OF TRACT NO. 29150, IN THE COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AS PER MAP RECORDED IN [BOOK 739, PAGES 57](#) TO 76 INCLUSIVE OF MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY.

EXCEPTING HEREUNDER ALL OIL, GAS, PETROLEUM AND OTHER HYDROCARBON SUBSTANCES IN AND UNDER SUCH PROPERTY, COMMUNITY SAVINGS AND LOAN ASSOCIATION (HEREIN REFERRED TO AS GRANTOR), ITS SUCCESSORS AND ASSIGNS, RETAINING THE EXCLUSIVE TITLE AND RIGHT TO REMOVE SAID SUBSTANCES, TOGETHER WITH THE SOLE RIGHT TO NEGOTIATE AND CONCLUDE LEASES AND AGREEMENTS WITH RESPECT TO ALL SUCH SUBSTANCES UNDER THE PROPERTY AND TO USE THOSE PORTIONS OF THE PROPERTY WHICH UNDERLIE A PLANE PARALLEL TO, AND 500 FEET BELOW THE PRESENT SURFACE OF THE PROPERTY FOR THE PURPOSE OF PROSPECTING FOR, DEVELOPING, STORING AND/OR EXTRACTING SUCH SUBSTANCES FROM THE PROPERTY, IT BEING EXPRESSLY UNDERSTOOD AND AGREED THAT GRANTOR, ITS SUCCESSORS AND ASSIGNS, SHALL HAVE NO RIGHT TO ENTER UPON THE SURFACE OF THE PROPERTY OR TO USE THE PROPERTY OR ANY PORTION THEREOF ABOVE THE LEVEL OF THE AFORESAID PLANE, AS RESERVED IN THE DEED FROM COMMUNITY SAVINGS AND LOAN ASSOCIATION, RECORDED JUNE 25, 1970 AS [INSTRUMENT NO. 472, OFFICIAL RECORDS](#).

EXHIBIT B

Harry Alfred White Jr., a/k/a Harry A. White
1892 Maricopa Dr.
Laughlin, NV 89029-1213

Harry Alfred White Jr., a/k/a Harry A. White
2381 E. Allen Dr.
Fort Mojave, AZ 86426-6326

Harry Alfred White Jr., a/k/a Harry A. White
2196 E. Arizona Avenue
Fort Mojave, AZ 86426-5401