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## Property; recovery of costs for removal of debris

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## Property; recovery of costs for removal of debris

NEV. REV. STAT. § 244.— (new); § 444.630 (amended).  
AB 209 (Committee on Commerce); 1989 STAT. Ch. 217

Chapter 217 authorizes counties to use any reasonable means to recover the costs<sup>1</sup> for removing refuse or debris,<sup>2</sup> or for repairing or demolishing a dangerous structure.<sup>3</sup> Chapter 217 specifically allows counties to place liens on the property from which the debris or structure is removed.<sup>4</sup>

Existing law makes it a crime to deposit garbage<sup>5</sup> on public property, or on private property where the public is allowed.<sup>6</sup> Chapter 217 creates a reasonable inference that the owner of the garbage was the person who deposited it.<sup>7</sup>

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1. See 1989 Nev. Stat. ch. 217, sec. 1, at 484 (enacting NEV. REV. STAT. § 244.—) (costs include the labor and materials used for the removal or repair).

2. Debris includes weeds and noxious plants, but does not include hazardous waste. *Id.* See NEV. REV. STAT. § 459.430 (1987) (definition of hazardous waste).

3. 1989 Nev. Stat. ch. 217, sec. 1, at 484 (enacting NEV. REV. STAT. § 244.—). The Board of County Commissioners may, by ordinance, adopt any reasonable means to recover money. *Id.*

4. *Id.* (counties may put a lien on the property on which the debris or dangerous structure is located in order to recover the costs for removal, repair, or demolition). The lien is valid only if a statement of the amount owing is filed with the county recorder along with a description of the property, and notice of the lien is mailed, by certified or registered mail, to the last known owner of the property. *Id.*

5. See NEV. REV. STAT. § 444.630 1 (1987) (definition of garbage).

6. *Id.* § 444.630 2 (a person who dumps or deposits garbage, or causes garbage to be dumped or deposited, is guilty of a misdemeanor).

7. 1989 Nev. Stat. ch. 217, sec. 2, at 484 (amending NEV. REV. STAT. § 444.630). Ownership of garbage does not transfer from the original owner until it is received by a person authorized to dispose of solid waste, or until deposited in a garbage dump site. *Id.*

## Property: rehabilitation of abandoned residential property

NEV. REV. STAT. § \_\_\_\_ (new); § 361.603 (amended).  
AB 218 (Regan); 1989 STAT. Ch. 82

Chapter 82 authorizes the governing body of a county or city to establish a program for the rehabilitation<sup>1</sup> of abandoned residential

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1. See 1989 Nev. Stat. ch. 82, sec. 3, at 189 (enacting NEV. REV. STAT. § \_\_\_\_.) (definition of rehabilitation).