1-1-1989

Property; recovery of costs for removal of debris

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Recommended Citation

The University of the Pacific, McGeorge School of Law, Property; recovery of costs for removal of debris, 1989 U. PAC. L. REV. (2019).
Available at: https://scholarlycommons.pacific.edu/nlr/vol1989/iss1/130

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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\(^1\) for removing refuse or debris,\(^2\) or for repairing or demolishing a dangerous structure.\(^3\) Chapter 217 specifically allows counties to place liens on the property from which the debris or structure is removed.\(^4\)

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

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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.

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.


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\(^1\) of abandoned residential

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