



OFFICE OF
CITY ATTORNEY

CITY OF SAN DIEGO

SAN DIEGO, CALIFORNIA

July 15, 1931.

C. L. Byers
CITY ATTORNEY
CITY OF SAN DIEGO

DEPUTIES
E. S. LOVETT
HARRY S. CLARK
H. W. HACHE

The Mayor and Common Council,
Of The City of San Diego, Calif.

Gentlemen: In Re: Alleged nuisance on Scripps property at Pacific Beach

In complying with the request of the Council to institute abatement proceedings on the alleged nuisance maintained on the Scripps property at Pacific Beach, this office first investigated the facts to ascertain whether or not there is sufficient legal grounds for the action.

Inasmuch as the matter involved is one of health, we would be forced to rely on evidence submitted to the court in an action by the Board of Health and its inspectors. We therefore requested that inspectors from the Board of Health be detailed to thoroughly investigate the conditions surrounding the alleged nuisance, advising them of the different matters necessary to be found existing in order to predicate a legal cause of action for abatement. We have received, therefore, a report from the Chief Sanitary Inspector, which report shows that there is no legal basis for an action to abate a nuisance at the property involved.

In our judgment, based upon the facts as found by the inspectors for the Board of Health, The City of San Diego would be unsuccessful in attempting to proceed by court action.

We inclose herewith copy of the report submitted, which explains the conditions surrounding the property.

Respectfully submitted,

C. L. Byers
City Attorney.

CLB/M

JULY

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F. 2458

Ms Adams.

M. 1154

S. D. Fr. & Son.

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report from
Bondy
Heath*

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DOCUMENT No. 270151

Filed JUL 16 1931

City Clerk

By Deputy

COMMUNICATION

FROM

City Attorney

re alleged nuisance on Scripps property

[Signature]

Presented to Council on JUL 20 1931