


Agenda Report Reviewed by:
City Manager: 

CITY OF SEBASTOPOL
CITY COUNCIL
AGENDA ITEM

Meeting Date: May 16, 2023
To: Honorable Mayor and Honorable City Councilmembers
From: Interim Fire Chief Jack Piccinini
Subject: Resolution Declaring Weeds a Public Nuisance
Recommandation : Staff recommends adoption of the attached Resolution in order to proceed with the City’s Weed Abatement Program.
Funding: Currently Budgeted: _____ Yes _____ No X N/A
Net General Fund Cost: None

Account Code/Costs authorized in City Approved Budget (if applicable) AK (verified by Administrative Services Department)

INTRODUCTION/PURPOSE:

This item is to request City Council to approve the attached Resolution declaring weeds growing upon private properties within the City a fire hazard and a public nuisance and set a public hearing date on June 6, 2023 for those who object to the proposed removal of weeds from their lots.

BACKGROUND:

Every year a number of private properties are declared to be a fire hazard, therefore a public nuisance and in need of abatement. The resolution is passed and adopted, and a date set for a public hearing for those owners who object to this resolution. The hearing date will provide us sufficient time to legally notice all of the affected property owners of the public hearing. This is an annual program for weed abatement in the City. City Ordinance #647 provides for an abatement procedure and hearings.

DISCUSSION:

The attached Resolution signifies the beginning of the City’s Annual Weed Abatement Program. The Resolution declares weeds a public nuisance and sets a date for public hearing in order to provide property owners a means of protesting the removal of weeds on their property.

The parcels of land listed on Exhibit “A” (attached) have been inspected and, at that time of inspection, were found to have weeds thereon. These weeds have the potential to become a fire hazard in the very near future as summer weather patterns cause the weeds to become dry and combustible.

If the weeds on these parcels are not removed by June 15th, 2023, the City will abate the fire hazards and bill the property owners for the cost of abatement plus administrative costs.

City Council / General Plan Goals:

This item reflects the City Council Goals and Values as listed below:
The City of Sebastopol is committed to maintaining a high quality of life for current and future members of our community, through excellent public service and careful stewardship of its financial, human, and natural resources.

Goal 6: Maintain a highly qualified Staff that works to provide services to serve and protect the residents of this community.

PUBLIC COMMENT:

As of the writing of this staff report, the City has not received any public comment. However, public comment from interested parties following the publication and distribution of this staff report will be provided to the City Council as supplemental materials before or at the meeting. In addition, a consent calendar item may be requested to be removed from the consent calendar if a member of the Council or public requests to provide public comment on this item.

FISCAL IMPACT:

There is no fiscal impact with this item tonight; however, if the property owner fails to abate their lots, a contractor hired by the Fire Department will abate the lots and the property owner will be billed for the cost of abatement plus administrative costs.

RECOMMENDATION:

That the City Council adopts the attached Resolution in order to proceed with the City's Weed Abatement Program.

Attachment(s):

Resolution
Exhibit "A"

Exhibit "A"
Weed Abatement Listing

<u>Parcel Number</u>	<u>Street</u>	<u>Owner</u>	<u>Address</u>	<u>City</u>	<u>State</u>	<u>Zip</u>
	7716 Bodega Avenue					
	7760 Bodega Avenue					
	7950 Bodega Avenue					
	7951 Bodega Avenue					
	8086 Bodega Avenue					
	7816 Brookside Avenue					
	6828 Depot Street					
	1208 Enos Avenue					
	7095 Fellers Lane					
	7154 Fircrest Avenue					
	763 First Street					
	1020 First Street					
	215 Golden Ridge Avenue					
	220 Golden Ridge Avenue					
	778 Gravenstein Hwy South					
	955 Gravenstein Hwy South					
	995 Gravenstein Hwy South					
	1011 Gravenstein Hwy North					
	1009 Gravenstein Nwy North					
	1003 Gravenstein Hwy North					
	Giusti Court					
	Giusti Court					
	Giusti Court					
	586 Harrison Street					
	7005 Hazel Cotter Court					
	1209 Jean Drive					
	1213 Jean Drive					
	950 McFarlane Avenue					
	385 Murphy Avenue					
	333 North Main St					
	Springdale Street					
	Springdale Street					
	Springdale Street					
	530 Swain Woods Terrace					
	6732 Walker Avenue					
	6733 Walker Avenue					
	7836 Washington Avenue					
	7850 Washington Avenue					
	7854 Washington Avenue					
	7870 Washington Avenue					

RESOLUTION # _____

RESOLUTION DECLARING WEEDS ON PRIVATE PROPERTY TO BE A PUBLIC NUISANCE IN ACCORDANCE WITH ORDINANCE #647

WHEREAS, the Fire Chief has reported that certain owners of properties have not abated and removed weeds and other fire hazards from their property, and

WHEREAS, Ordinance #647 provides for an abatement procedure and hearing,

NOW THEREFORE, BE IT RESOLVED that the weeds on properties listed on the attached Exhibit "A" are hereby declared to be a Public Nuisance, and

BE IT FURTHER RESOLVED that a hearing is hereby set for 6:00 p.m., June 6th, 2023 to hear any objections to the proposed destruction and removal of said Weeds and Fire Hazards; and that the expense thereof shall be assessed upon the lot or lands from which such weeds shall have been destroyed or removed.

The above and foregoing Resolution was duly passed, approved and adopted at a meeting by the City Council on the 16th day of May, 2023, by the following vote:

I, the undersigned, hereby certify that the foregoing Resolution was duly adopted by City of Sebastopol City Council following a roll call vote:

VOTE:

Ayes:

Noes:

Absent:

Abstain:

APPROVED:

Mayor Neysa Hinton

ATTEST:

Mary Gourley, Assistant City Manager/City Clerk, MMC

APPROVED AS TO FORM:

Larry McLaughlin, City Attorney