Agenda Report Reviewed by: City Manager:

CITY OF SEBASTOPOL CITY COUNCIL AGENDA ITEM

Meeting Date:	June 7, 2022
То:	Honorable Mayor and Honorable City Councilmembers
From:	Fire Chief Bill Braga
Subject:	Weed Abatement Public Hearing
Recommendation:	All parcels on Exhibit "A" attached be included under the enclosed Resolution allowing
	the City to abate weeds.
Funding:	Currently Budgeted: Yes NoX N/A
	Net General Fund Cost: None
Account Code/Costs a	authorized in City Approved Budget (if applicable) <u>AK</u> (verified by Administrative Services

INTRODUCTION/PURPOSE:

This item is to request City Council to review for approval of the attached Exhibit "A" and Resolution for the abatement of weeds.

BACKGROUND:

City Ordinance #647 requires notification to property owners that they have the right to protest, during a public hearing, their being included on the list of properties scheduled for weed abatement by the City.

DISCUSSION:

At the May 3, 2022 City Council Meeting, the Council adopted a Resolution declaring weeds a public nuisance and set a date for Public Hearing of June 7, 2022 in order to provide property owners a means of protesting the removal of weeds on their property.

If after hearing any and all objections from property owners, the City Council may remove any parcels it deems appropriate from the weed abatement program.

After those properties are removed, if any, then the attached Resolution may be acted upon. This Resolution empowers City Staff to enter upon identified properties and abate weeds/fire hazards and invoice the property owners for the cost of abatement plus administrative costs.

GOALS:

This action supports the following City Council Goals and General Plan Actions:

- Goal 4 Maintain and Enhance the City of Sebastopol as a Walkable/Bike-able Community and Enhance the City's Commitment to Promotion of our public's health by Creating and Participating in City and Community Programs, Services and Policies.
 - 4.1 Create a Safe, Healthy and Attractive Environment for Residents and Visitors Circulation (CIR)

Community Health and Wellness (CHW)

Chapter 10: Goals CHW 1 thru CHW 6 [Pg.10-1 thru 10-8]

PUBLIC COMMENT:

As of the writing of this staff report, the City has not received any public comment. However, if staff receives public comment from interested parties following the publication and distribution of this staff report, such comments will be provided to the City Council as supplemental materials before or at the meeting. In addition, public comments may be offered during the public hearing.

PUBLIC NOTICE:

This agenda item was noticed in accordance with the Ralph M. Brown Act and was available for public viewing and review at least 72 hours prior to the scheduled meeting date.

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 conduct the public hearing and adopt the attached resolution.

Attachment(s):

Resolution Exhibit "A"

Exhibit "A" Weed Abatement Listing

Parcel Number	<u>Street</u>	<u>Owner</u>	<u>Address</u>	<u>City</u>	State	<u>Zip</u>
004 044 007 000	7710 5		100 5 01 1 01 1 1100			22212
004-211-007-000	7716 Bodega Avenue	Sebastopol Pacific Associates	430 E State Street, #100	Eagle	ID	83616
060-230-067-000	7760 Bodega Avenue	Sebastopol Pacific Associates	439 East State Street, #100	Eagle	ID	83616
004-350-024-000	7950 Bodega Avenue	Huntley Square LLC	630 Airpark Drive #A	Napa	CA	94558
004-370-017-000	7951 Bodega Avenue	Steve Lang	7136 Burnett Street	Sebastopol	CA	95472
004-350-076-000	8086 Bodega Avenue	Postcard Properties	2044 Union Street	San Francisco	CA	94123
004-281-021-000	7816 Brookside Avenue	Bettylou Niclaes	16076 Armstrong Ct.	Guerneville	CA	95446
004-052-001-000	6828 Depot Street	MV Hotel Sebastopol, LLC	580 2nd Street #260	Oakland	CA	94607
004-470-066-000	1208 Enos Avenue	Cruz Family Trust	1204 Enos Avenue	Sebastopol	CA	95472
004-124-001-000	7095 Fellers Lane	Jay Hanson	3771 Redwood Circle	Palo Alto	CA	94306
004-320-005-000	7154 Fircrest Avenue	Ellen Stortz Trust	979 Lillian Way	Sebastopol	CA	95472
004-172-017-000	763 First Street	Steve Schoch	974 Blue Bonnett Dr.	Sunnyvale	CA	94086
004-340-020-000	1020 First Street	Bryan Varnadore	1020 First Street	Sebastopol	CA	95472
004-490-046-000	215 Golden Ridge Avenue	Robert O. Beauchamp	215 Golden Ridge Ave	Sebastopol	CA	95472
004-420-030-000	220 Golden Ridge Avenue	Tommie L. Cazel	9 San Luis PI.	Santa Rosa	CA	95409
004-102-027-000	778 Gravenstein Hwy South	Jenny Soley	5815 Yerba Buena Road	Santa Rosa	CA	95409
004-390-003-000	955 Gravenstein Hwy South	James F. Cotter	2135 E Hildebrand	San Antonio	TX	78205
004-390-009-000	995 Gravenstein Hwy South	James F. Cotter	2135 E Hildebrand	San Antonio	TX	78205
060-261-026-000	1011 Gravenstein Hwy North	Sebastopol LLC	PO Box 4976	Jackson	WY	83001
060-261-028-000	1009 Gravenstein Nwy North	Sebastopol LLC	PO Box 4976	Jackson	WY	83001
060-261-029-000	1003 Gravenstein Hwy North	H-1 Real Estate LLC	PO Box 4976	Jackson	WY	83001
004-660-031-000	Giusti Court	Lorraine Giusti	913 McFarlane Avenue	Sebastopol	CA	95472
004-660-032-000	Giusti Court	Lorraine Giusti	913 McFarlane Avenue	Sebastopol	CA	95472
004-660-033-000	Giusti Court	Lorraine Giusti	913 McFarlane Avenue	Sebastopol	CA	95472
004-312-027-000	586 Harrison Street	Diane Massey-Todd	PO Box 1603	Forestville	CA	95436
004-390-011-000	7005 Hazel Cotter Court	James F. Cotter	2135 E Hildebrand	San Antonio	TX	78205
004-470-042-000	1209 Jean Drive	Bettylou Niclaes	16076 Armstrong Ct.	Guerneville	CA	95446
004-470-043-000	1213 Jean Drive	Bettylou Niclaes	16076 Armstrong Ct.	Guerneville	CA	95446
004-340-025-000	950 McFarlane Avenue	Paul Giusti	913 McFarlane Avenue	Sebastopol	CA	95472
004-291-043-000	385 Murphy Avenue	Gus Paxinos	963 West Sierra Avenue	Cotati	CA	94931
004-670-022-000	333 North Main St	Habitat for Humanity	1201 Piner Road #500	Santa Rosa	CA	95403
004-272-052-000	Springdale Street	Donald Doherty	P O Box 2275	Santa Rosa	CA	95405
004-272-053-000	Springdale Street	Eric Valentino, Tr.	1057 Marcussen Dr.	Menlo Park	CA	94025
004-272-054-000	Springdale Street	Donald Doherty	P O Box 2275	Santa Rosa	CA	95405
004-161-029-000	530 Swain Woods Terrace	Carol Lynch	3897 MacGregor Common	Livermore	CA	94551
004-083-025-000	6732 Walker Avenue	Bryan Farrell	177 Sacramento Street	Sacramento	CA	95603
060-120-003-000	6733 Walker Avenue	Bryan Farrell	177 Sacramento Street	Sacramento	CA	95603
004-272-057-000	7836 Washington Avenue	Tracy Bryant	7836 Washington Avenue	Sebastopol	CA	95472
004-272-055-000	7850 Washington Avenue	Donald Doherty	P O Box 2275	Santa Rosa	CA	95405
004-272-060-000	7854 Washington Avenue	Donald Doherty	P O Box 2275	Santa Rosa	CA	95405
060-240-052-000	7870 Washington Avenue	Donald Doherty	P O Box 2275	Santa Rosa	CA	95405
	7-07-0 VVasnington Avenue	Donald Donalty	I O DON ZZIO			50 1 00

RESOLUTION NO.	-2022
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RESOLUTION ORDERING ABATEMENT OF WEEDS EXISTING WITHIN

THE CITY OF SEBASTOPOL

WHEREAS, The City Council of the City of Sebastopol did, by Resolution No.6426-2022, adopted on May 3rd, 2022, declaring that all weeds growing upon any private property or in any public street or alley, constitute a public nuisance, and

WHEREAS, pursuant to Ordinance No. 647 of the City of Sebastopol due notice has been given to certain owners of properties upon which, or in front of which, such weeds are growing, and

WHEREAS, on June 7th, 2022, a public hearing was held by the City Council of the City of Sebastopol to consider all protests to the proposed removal of weeds and such protests have been given due consideration.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Sebastopol that all objections, if any, presented to said City Council at said public hearing are herewith overruled.

BE IT FURTHER RESOLVED that the City Manager, Fire Chief, employees or agents, are hereby expressly authorized to enter upon private property and abate such nuisances by having all weeds referred to, which have not heretofore been removed, removed from said properties as set forth on Exhibit A attached hereto, provided, however, that the property owner shall have the right to destroy or remove at his own expense such weeds prior to the arrival of the City Manager or his authorized representatives.

The above and foregoing Resolution was duly passed, approved and adopted at a meeting by the City Council on the 7th day of June, 2022, by the following vote:

VOTE:	
AYES: NOES: ABSTAIN: ABSENT:	
	APPROVED: Mayor Patrick Slater
ATTEST:	Mary Gourley, Assistant City Manager/City Clerk, MMC
APPROVEI	O AS TO FORM: Larry McLaughlin, City Manager/Attorney