

CITY OF CLOVERDALE
CITY COUNCIL
RESOLUTION NO. 038-2018

No Action Taken

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CLOVERDALE ORDERING THE CLOVERDALE FIRE PROTECTION DISTRICT CHIEF OR OTHER AUTHORIZED PERSON TO ABATE WEEDS PREVIOUSLY DECLARED A NUISANCE ON PRIVATE PROPERTIES LOCATED AT 129 RAILROAD AVE. (APN: 001-103-041), 612 N. CLOVERDALE BLVD. (APN: 001-151-023), 217 VISTA VIEW DRIVE (APN: 001-350-049); AUTHORIZING THE CLOVERDALE FIRE PROTECTION DISTRICT CHIEF OR OTHER AUTHORIZED PERSON TO ENTER ONTO SAID PROPERTIES TO ABATE THE WEEDS; AND, AUTHORIZING STAFF TO SEEK AN ABATEMENT ORDER THROUGH THE SONOMA COUNTY SUPERIOR COURT FOR THE SAME, IF NECESSARY UNDER THE CIRCUMSTANCES

WHEREAS, pursuant to City of Cloverdale Municipal Code Chapter 8.16, entitled "Weed Abatement", the City Council did declare, by Resolution No. 035-2018 adopted on June 12, 2018, that weeds growing on the private properties located throughout the City of Cloverdale constitute a public nuisance and pose a risk to public safety by creating a fire hazard and ordered said nuisance conditions to be abated by the destruction or removal of the weeds; and

WHEREAS, Exhibit A to Resolution No. 035-2018 identified certain properties within the City of Cloverdale that remain in violation of the weed abatement ordinance, constituting a public nuisance due to weed conditions in the front, rear and side yards and pose a risk to public safety by creating a fire hazard; and

WHEREAS, the following properties identified in Exhibit A to Resolution No. 035-2018 have not removed or otherwise abated weeds growing upon their property: 129 Railroad Ave (APN: 001-103-041), 612 N. Cloverdale Blvd (APN: 001-151-023), 217 Vista View Drive (APN: 001-350-049); and

WHEREAS, Resolution No. 035-2018 established that if the weeds are not abated by removal or destruction prior to June 26, 2018, the weeds will be removed, and the nuisance abated by the City; and

WHEREAS, Resolution 035-2018 established a hearing on any objections to the proposed destruction or removal of such weeds by the City Council for Tuesday, June 26, 2018, at or soon after 6:00 p.m., at 209 N. Cloverdale Blvd., Cloverdale, California; and

WHEREAS, the office of the City Clerk did mail written Notices to Destroy Weeds, as set forth in Cloverdale Municipal Code Section 8.16.050, to each of the assessed owners of record of the subject properties setting the Public Hearing date of June 26, 2018 at or soon after 6:00 p.m. for hearing objections; and

WHEREAS, on June 26, 2018 the City Council did hold a Hearing on the Notice to Destroy Weeds as prescribed in the Notice for the purpose of considering any evidence from the owners of the property located at 129 Railroad Ave (APN: 001-103-041) and 612 N. Cloverdale Blvd (APN: 001-151-023) opposing the Notice to Destroy Weeds; and

WHEREAS, a report by City Staff was presented and made a part of the recommendations of said hearing; and