



## REPORT TO COUNCIL City of Sacramento

915 I Street, Sacramento, CA 95814-2604  
www.CityofSacramento.org

Public Hearing  
March 21, 2006

Honorable Mayor and  
Members of the City Council

**SUBJECT:** Public Hearing to Hear and Consider Objections to the Proposed Removal of Weeds, Rubbish, and/or Dirt from Various Parcels of Property Within the City of Sacramento

**LOCATION AND COUNCIL DISTRICT:** City-wide

### RECOMMENDATION:

Conduct a public hearing to hear and consider all objections to the proposed removal of weeds, rubbish, and/or dirt from various parcels of property within the City of Sacramento, if any, (the real property on which nuisances exist is on file at the Sacramento Fire Department and the Office of the City Clerk) close the public hearing, allow or overrule any objections, if any, and direct staff to prepare a resolution, including findings of fact, which shall be presented to the City Council on April 4, 2006. In the event there are no objections, adopt the attached resolution concerning the removal of weeds, rubbish, and/or dirt.

**CONTACT PERSON:** Russell VanVuren, Fire Captain, Fire Prevention, 433-1622

**FOR THE COUNCIL MEETING OF:** March 21, 2006

### SUMMARY:

This public hearing is authorized by Title 4, Division 3, Article 2 of the Government Code (Sections 39560 through 39588), entitled "Weed and Rubbish Abatement."

**Committee/ Commission Action:** None.

### BACKGROUND INFORMATION:

On February 28, 2006, the City Council passed Resolution No. 2006-141, declaring that certain specified parcels of property in the City of Sacramento have noxious or dangerous weeds, rubbish, refuse, and/or dirt which constitute public nuisances, and setting March 21,



2006, for a public hearing to hear and consider any objections to the proposed abatement of weeds, rubbish, refuse, and dirt. Property owners of parcels to be abated have been notified by mail of this public hearing.

**FINANCIAL CONSIDERATIONS:**

The City anticipates that it will need to abate weeds, rubbish, and/or dirt on approximately 2,000 parcels of property due to the owners' failure to abate these public nuisances. The cost of these abatements, plus an administrative fee, is a personal obligation of the property owner and made a special assessment against the property.

**ENVIRONMENTAL CONSIDERATIONS:**

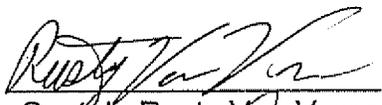
In the event the Weed Abatement Officer detects a potentially sensitive area, the condition will be reported to the Environmental Services Division for direction. Abatement will be suspended at that location until instruction is provided. This process is similar to the approach taken when potentially hazardous materials are located at an abatement site.

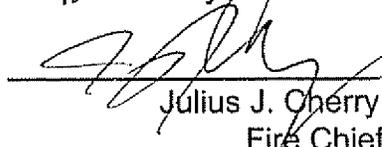
**POLICY CONSIDERATIONS:**

The declaration of aforementioned and described conditions and abatement of weeds is consistent with City Council policy and direction. It is also consistent with the City Council goal of enhancing and preserving neighborhoods.

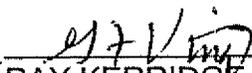
**Emerging Small Business Development (ESBD):**

No goods or services are being purchased.

Respectfully Submitted by:   
Captain Rusty Van Vuren

Approved by:   
Julius J. Cherry  
Fire Chief

**RECOMMENDATION APPROVED:**

  
RAY KERRIDGE  
City Manager

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**RESOLUTION NO.**

Adopted by the Sacramento City Council

**RESOLUTION CONCERNING ABATEMENT OF WEEDS, RUBBISH, LITTER  
AND/OR DIRT**

**BACKGROUND**

- A. The City Council by Resolution No. 2006-141, set a public hearing for March 21, 2006, at 7:00 p.m., in the City Council Chambers to hear and consider all objections to the proposed removal of weeds, rubbish, refuse and dirt from various parcels of property situated within the City of Sacramento and more particularly described in Resolution No. 2006-141.
  
- B. The notice of the times and place of the public hearing was given in the manner provided by law.

**BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL  
RESOLVES AS FOLLOWS:**

Section 1. That the Fire Chief of the City of Sacramento is hereby ordered to proceed in the manner provided by the City Code, Resolution No. 2006-141, and Section 39560 through 39588 of the Government Code, with the abatement of the public nuisances created by weeds, rubbish, litter, and/or dirt in the parcels of property more particularly described in Resolution No. 2006-141.

Section 2. That if a property owner, at its sole expense, removes the weeds, rubbish, and/or dirt from its parcel or parcels of property before the City of Sacramento's contractor arrives to perform the abatement, then the property owner shall avoid the cost of having the work performed by the City of Sacramento.