



13.1

DEPARTMENT OF
FIRE

DENNIS SMITH
FIRE CHIEF

CITY OF SACRAMENTO
CALIFORNIA

March 30, 2001

1231 I STREET
SUITE 401
SACRAMENTO, CA
95814-2979

PH 916-264-5266
FAX 916-264-7079

City Council
Sacramento, California

Honorable Members in Session:

**SUBJECT: FINDING OF FACT REGARDING WRITTEN OBJECTIONS RECEIVED
AT THE WEED ABATEMENT HEARING ON MARCH 27, 2001**

LOCATION: City-wide

STAFF RECOMMENDATION:

It is recommended that the City Council approve the attached Resolution regarding Finding of Fact concerning objections and ordering abatement of weeds, rubbish, litter and/or dirt.

CONTACT PERSON: Karen Parrottino, Administrative Services Officer, 264-7146

FOR COUNCIL MEETING OF: April 10, 2001

SUMMARY:

In order to proceed with the yearly weed abatement program, it is necessary for the City Council to approve the attached Finding of Fact and Resolution.

BACKGROUND:

The City Council passed Resolution 2001-133 on March 6, 2001, declaring that weeds of a seasonal and recurrent nature were growing on various parcels within the City of Sacramento and set a hearing for March 27, 2001, to consider any objections to the proposed weed abatement on properties within the city. There are approximately 8,600 parcels which were surveyed during the winter months that are the subject of the Weed Abatement Program. Each of the property owners had been noticed of the hearing of March 27, 2001, by mail. Three (3) written objection were received by the City Clerk's office:

1. The objection of Robert Thompson in regard to his property, parcel 225-1190-031, 3873 Sainsbury Drive was deleted upon receipt based on photos, property description and deed recording date.
2. Request received from Dr. Robert Hackney who resides near parcel 225-0230-074 & 088 which is a future City park site. Dr. Robert Hackney's wife has a medical problem which is exacerbated by the weeds. Work was completed March 27, 2001.
3. Letter received from Luko Or regarding parcel 117-0680-046, 8356 Langtree Way and parcel 117-0680-064, 8352 Langtree Way stating that he will make arrangements to have the lots abated before April 15, 2001.

FINANCIAL CONSIDERATIONS:

The City must abate approximately 2,000 lots which property owners fail to abate. The cost of these abatements plus an administrative fee is made the obligation of the property owner.

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 recommendation is consistent with current City policy.

ESB CONSIDERATIONS:

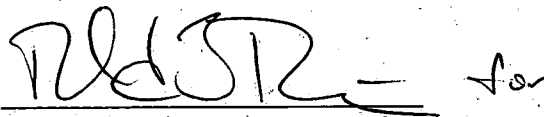
Not applicable as no goods or services are being purchased.

Respectfully submitted,



Dennis Smith
Fire Chief

RECOMMENDATION APPROVED:



ROBERT J. THOMAS
City Manager

RESOLUTION NO.

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF _____

FINDING OF FACT AND RESOLUTION CONCERNING OBJECTIONS AND ORDERING ABATEMENT OF WEEDS, RUBBISH, LITTER AND/OR DIRT

WHEREAS, the City Council by Resolution No. 2001-133, set a Public Hearing for March 27, 2001, 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 2001-133; and

WHEREAS, the notice of the time and place of the hearing was given in the manner provided by law; and

WHEREAS, there were three (3) written objections received by mail; and

WHEREAS, the City Council, pursuant to Section 61.1403 of the Sacramento City Code has by Resolution 75-616, provided the standards for solicitation and award of contracts for the abatement of nuisances of this type.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

1. Three written objections were received:
 - A. The objection of Robert Thompson in regard to his property, parcel 225-1190-031, 3873 Sainsbury Drive was deleted upon receipt based on photos, property description and deed recording date.
 - B. Request received from Dr. Robert Hackney who resides near parcel 225-0230-074 & 088 which is a future City park site. Dr. Robert Hackney's wife has a medical problem which is exacerbated by the weeds. Work was completed March 27, 2001.

FOR CITY CLERK USE ONLY

RESOLUTION NO.: _____

DATE ADOPTED: _____

- C. Letter received from Luko Or regarding parcel 117-0680-046, 8356 Langtree Way and parcel 117-0680-064, 8352 Langtree Way stating that he will make arrangements to have the lots abated before April 15, 2001.
- 2. That the Fire Chief of the Department of Fire, City of Sacramento, is hereby ordered to proceed in the manner provided by the City Code, Resolution 2001-133, and Section 39500 et. seq., of the Government Code of the State of California, with the abatement of the public nuisances created by weeds, rubbish, litter, and/or dirt.
- 3. That before the City's contractor arrives to perform weed and rubbish abatement work, any property owner may remove the weeds, rubbish, litter and/or dirt from their property at their own expense and avoid the cost of having the work performed by the City.

MAYOR

ATTEST:

CITY CLERK

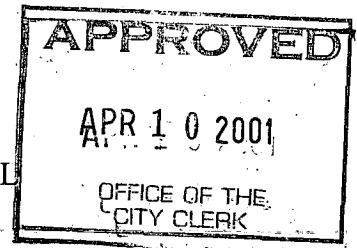
FOR CITY CLERK USE ONLY

RESOLUTION NO.: _____

DATE ADOPTED: _____

RESOLUTION NO. 2001-206

ADOPTED BY THE SACRAMENTO CITY COUNCIL



ON DATE OF _____

**FINDING OF FACT AND RESOLUTION CONCERNING OBJECTIONS
AND ORDERING ABATEMENT OF WEEDS, RUBBISH, LITTER
AND/OR DIRT**

WHEREAS, the City Council by Resolution No. 2001-133, set a Public Hearing for March 27, 2001, 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 2001-133; and

WHEREAS, the notice of the time and place of the hearing was given in the manner provided by law; and

WHEREAS, there were three (3) written objections received by mail that are hereby determined to be meritorious; and

WHEREAS, the City Council, pursuant to Section 61.1403 of the Sacramento City Code has by Resolution 75-616, provided the standards for solicitation and award of contracts for the abatement of nuisances of this type.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

1. That the Fire Chief of the Department of Fire, City of Sacramento, is hereby ordered to proceed in the manner provided by the City Code, Resolution 2001-133, and Section 39500 et. seq., of the Government Code of the State of California, with the abatement of the public nuisances created by weeds, rubbish, litter, and/or dirt, with the exception of the following three parcels:
 - A. Parcel 225-1190-031, located at 3873 Sainsbury Drive, is deleted from the list of parcels to be abated based on photos, property description and the deed recording date.

FOR CITY CLERK USE ONLY

RESOLUTION NO.: _____

DATE ADOPTED: _____

- B. Parcel 225-0230-074 & 088, which is a future City park site, is deleted from the list of parcels to be abated because the work was completed March 27, 2001.
 - C. Parcel 117-0680-046, located at 8356 Langtree Way, and Parcel 117-0680-064, located at 8352 Langtree Way, are deleted from the list of parcels to be abated on the condition that the property owner complete the required abatement on or before April 15, 2001.
2. That before the City's contractor arrives to perform weed and rubbish abatement work, any property owner may remove the weeds, rubbish, litter and/or dirt from their property at their own expense and avoid the cost of having the work performed by the City.

MAYOR

ATTEST:

CITY CLERK

FOR CITY CLERK USE ONLY

RESOLUTION NO.: _____

DATE ADOPTED: _____

Vito N. Makauskas

4999 Kahala Avenue
Suite 141
Honolulu, Hawaii 96816
Phone 808 735 3935
Fax 808 735 8753
Email vito@aloha.net

City Clerk of Sacramento
915 "I" Street
Room 304
Sacramento, CA 95814

RECEIVED
CITY CLERKS OFFICE
CITY OF SACRAMENTO
APR 2 2 23 PM '01

3/27/01

Dear City clerk,

I am in receipt of your notice dated 03/09/01 resolution number 01-133 regarding maintenance and or weed abatement to parcel # 010-0124-027-000. Upon inspection of the property, a lot that is paved and has a chain link fence surrounding it, we have been advised that it is in no need of maintenance.

However, there is a small parcel of land at the end of said parcel in need of yard maintenance. I have enclosed an assessor's map for your convenience. The triangle lot is numbered 31 and our lot is numbered 27.

Perhaps the inspector can re-inspect and advise, so that this issue concerning our property will be closed. Correspondence should be mailed to address filed with City of Sacramento.

Thank you for your consideration,



Vito N. Makauskas

cc Sacramento fire department
John Levas
Michael Tuttle

SCALE IN 1/10 OF AN INCH

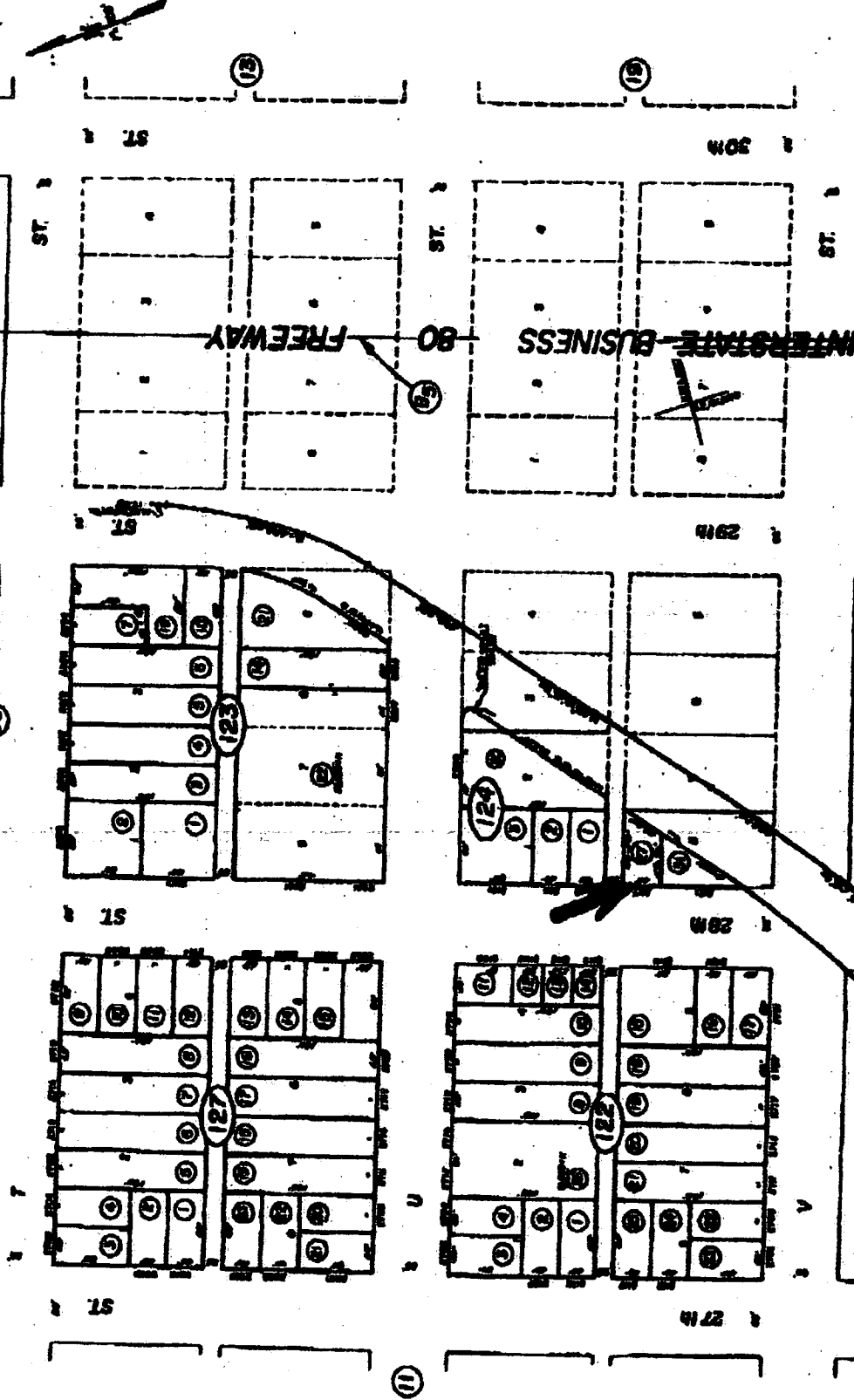
1-800-345-7334



OLD CITY

Tax Area Code

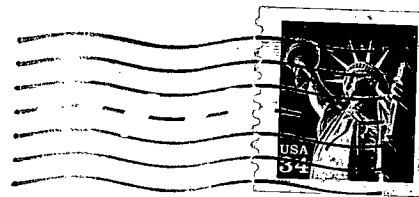
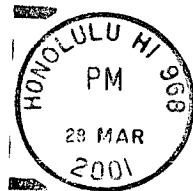
10-72



CITY OF SACRAMENTO
Assessor's Map 84-10-PL-12
County of Sacramento, Calif.

NOT - Assessor's Best Numbers Shown in Ellipse
Assessor's Parcel Numbers Shown in Circle

4999 Kapaolu Ave.
Ste 141
Honolulu, HI 96816



City Clerk of Sacramento
915 "I" Street
Room 304
Sacramento, CA 95814