

RESOLUTION NO. 2258

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOLEDAD
DECLARING WEEDS AND REFUSE UPON OR IN FRONT OF
CERTAIN PARCELS OF REAL PROPERTY TO BE A
PUBLIC NUISANCE

BE IT RESOLVED by the City Council of the City of Soledad as follows:

Section 1. It is hereby found and declared that noxious or dangerous weeds, of a seasonal and recurrent nature, are growing on, in front of, and/or behind certain parcels of real property in the City of Soledad. A particular description of said parcels is hereunto attached, marked, "Exhibit A", and by reference made a part hereof.

Section 2. It is hereby further found and declared that said weeds growing on or in front of said parcels or real property, and rubbish, refuse and dirt upon or in front of the same, constitute a seasonal and recurrent public nuisance which must be abated by the removal of said noxious or dangerous weeds, rubbish, refuse and dirt, and that otherwise they will be removed and the nuisance will be abated by the City authorities; that in the case of abatement by the City authorities the cost of such removal, together with costs incurred by the City in enforcing abatement upon the parcels, including investigation, boundary determination, measurement, clerical and other related costs, will be assessed upon the land from or in front of which the weeds, rubbish, refuse and dirt are removed; that upon confirmation such cost will constitute a lien upon such parcel or lands until paid.

Section 3. The City Council will meet and hold a public hearing on July 12, 1993 at the hour of 6:30 p.m., in the Council Chambers at City Hall, 248 Main Street, Soledad, California, for the purpose of hearing and considering objections to the proposed removal of weeds, rubbish, refuse and dirt from any and all of said parcels.

The City Clerk hereby certifies that a notice of the proposed abatement and of said meeting has been mailed to all persons owning property described in this resolution "Exhibit A", at least five (5) days prior to the date of said meeting in accordance with the provisions of Section 39567.1 of the Government Code. Said notice was prepared and mailed in substantially the following form:

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"NOTICE TO DESTROY WEEDS AND REMOVE RUBBISH,
REFUSE AND DIRT"

TO: (NAME AND ADDRESS OF PROPERTY OWNER)

RE: (DESCRIPTION OF PROPERTY BY STREET NUMBER AND
ASSESSOR'S PARCEL NUMBER)

As of June 1, 1993, the above referenced property was determined to be in violation of the California Government Code, Section 39501 et seq., "Weed and Rubbish Abatement".

You are requested to remove all weeds, rubbish, refuse from your property by July 12, 1993

If you choose not to voluntarily comply with this request, this letter shall serve as notice that on the 12th day of July, 1993, the City Council of the City of Soledad will consider adopting a Resolution, declaring that the noxious or dangerous weeds growing upon, in front, and/or behind your parcel, a public nuisance which must be abated by the removal of the weeds, rubbish, refuse and dirt.

All property owners having any objections to the proposed removal of weeds, rubbish, refuse and dirt are hereby notified to attend the meeting of the City Council to be held on Monday, July 12th, at 6:30 p.m. in the City Hall Council Chambers, 248 Main Street, Soledad, California, when their objections will be heard and given due consideration. The City Council will consider the issuance of an order directing the Public Works Superintendent to abate the nuisance.

Any property owner may remove the weeds, rubbish, refuse, and dirt at his or her own expense prior to the City Council meeting of July 12th, 1993 without incurring the costs of the abatement order to be issued by the City Council.

In any case in which an order to abate is issued, the City Council may further order that a special assessment and lien be imposed pursuant to Section 39577 of the Government Code. The cost of abatement will be at least \$555.63 and may be higher depending on additional expenses.

If you elect to clean up your property, please call Soledad City Hall prior to the close of business (5:00 p.m.), July 9th, 1993 that said weeds and refuse removal has been satisfactorily completed.

Thus, an order of abatement directed towards your property will no longer be necessary. Please direct your request for

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inspection to Clarence Nielsen, Public Works Superintendent, at 408/678-3963, Post Office Box 156, Soledad, California 93960.

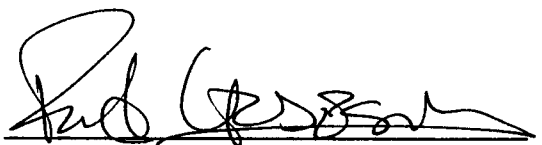
Dated this 9th day of June, 1993.

PASSED AND ADOPTED by the City Council of the City of Soledad at a regular meeting duly held on the 12th day of July, 1993, by the following vote:

AYES, and in favor thereof, Councilmembers: John Holguin, Ben Jimenez, Jr., Richard Ortiz, Mayor Pro Tem Fabian Barrera, Mayor Fred Ledesma

NOES, Councilmembers: None

ABSENT, Councilmembers: None


~~MAYOR OF THE CITY OF SOLEDAD~~

ATTEST:



CITY CLERK OF THE CITY OF SOLEDAD

TO: City Manager
 FROM: Public Works Superintendent
 SUBJECT: 1993 WEED ABATEMENT
 DATE: July 9, 1993

Thirty (30) weed abatement notices were mailed (certified, return receipt) to property owners.

Listed below are the five sites that have yet to comply with the abatement of weeds, debris/rubbish.

D&D Rentals 401 Front APN 022-014-12	Tall weeds need to be abated Public Works will contact new owner.
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Letter originally sent to D&D Rentals. City Hall was notified by D&D Rentals they are no longer the property owners. Guillermo Nieto is the property owner.

PG&E (Green Valley) 45 San Vicente Road APN 022-011-01	Weeds on lot adjoining West Street
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Pacific Choice Brands Nestles Road APN 022-224-02	Weeds around northend of office building need to be abated; frontage patch of weeds (inside fenced area and along curb)
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Received telephone call from Pacific Choice Brands on June 17th; the weeds would be abated within two weeks.

Sequoia Products Sawmill Nestles Road APN 022-224-05	Weeds along sidewalk area and inside fence on southend of property facing Nestles Road
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Fernando/Juanita Diaz 1565 Vineyard Drive	Weeds in backyard
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Working on abatement now, will finish by Monday, July 12th.



 CLARENCE NIELSEN
 Public Works Superintendent

Exhibit "A"