

RESOLUTION NO. R03-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALOS VERDES ESTATES DECLARING THAT WEEDS GROWING UPON AND IN FRONT OF, AND BRUSH, RUBBISH, REFUSE, AND DIRT UPON AND IN FRONT OF CERTAIN PRIVATE PROPERTY IN THE CITY ARE A PUBLIC NUISANCE, AND DECLARING ITS INTENTION TO PROVIDE FOR THE ABATEMENT THEREOF.

THE CITY COUNCIL OF THE CITY OF PALOS VERDES ESTATES DOES RESOLVE AS FOLLOWS:

BE IT RESOLVED THAT, pursuant to the provisions of Articles 1 and 2, Chapter 13, part 2, Division 3, Title 4, of the California Government Code, Sections 39500 to 39588, inclusive, and evidence received by it, the City Council of the City of Palos Verdes Estates specifically finds:

SECTION 1. That the weeds growing upon the streets and sidewalks in front of said property are weeds which bear seeds of a wingy or downy nature or attain such large growth as to become a fire menace to adjacent improved property when dry, or which are otherwise noxious or dangerous.

SECTION 2. That the presence of dry grass, stubble, refuse, or other flammable materials are conditions which endanger the public safety.

SECTION 3. That by reason of the foregoing fact, the weeds or dry grass, stubble, refuse, or other flammable material growing or existing upon the private property hereinafter described, and upon the streets and sidewalks in front of said property constitute a public nuisance and should be abated as such.

SECTION 4. That the private property, together with the streets and sidewalks in front of same herein referred to, is more particularly described as follows, to-wit: That certain property described in Appendix "A" attached hereto and by this reference made a part hereof as though set forth in full at this point.

BE IT THEREFORE RESOLVED, pursuant to the findings of fact, by this Council heretofore made, that the weeds or dry grass, stubble, refuse, or other flammable material in and upon and in front of the real property hereinbefore described constitute and are hereby declared to be a public nuisance which should be abated. The Agricultural Commissioner/Director of Weights and Measures, County of Los Angeles, is hereby designated the person to give notice to destroy said weeds or dry grass, stubble, refuse, or other flammable material and shall cause notices to be given to each property owner by United States Mail and said notice shall be substantially in the following form to-wit.

BE IT THEREFORE RESOLVED, that the Agricultural Commissioner is hereby authorized and directed to recover its costs of inspection of the properties hereinabove described in a manner consistent with prior action of the Board adopting a fee schedule for such inspections. The recovery of these costs is vital to the ongoing operation governing the identification and abatement of those properties that constitute a public nuisance and endanger the public safety.

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

Notice is hereby given that on February 11, 2003, the City Council of the City of Palos Verdes Estates passed or will pass a resolution declaring noxious or dangerous weeds, tumbleweeds, sagebrush, and/or chaparral were growing upon or in front of said property of certain streets in said city or unincorporated area of the County of Los Angeles, and more particularly described in the resolution, and that they constitute a fire hazard or public nuisance which must be abated by the removal of said weeds, brush, rubbish, refuse and dirt, otherwise they may be removed and the nuisance abated by city or county authorities and the cost of removal assessed upon the land from or in front of which the weeds, brush, rubbish, refuse and dirt are removed, and such cost will constitute a special assessment against such lots or lands. In addition, the Board of Supervisors authorized and directed the Agricultural Commissioner to recover its costs of details. All property owners having any objections to the proposed removal of weeds, brush, rubbish, refuse, dirt, and the recovery of inspection costs, are hereby notified that they may attend a meeting of the City Council of the City of Palos Verdes Estates to be held in the Council Chamber of said City at 7:30 p.m. on February 25, 2003. Protests which are not resolved will be heard and given full consideration. If the property owner does not want to present objections to the proposed removal of the weeds, brush, rubbish, refuse, dirt, or to the recovery of inspection costs, the owner need not appear at the above-mentioned hearings.

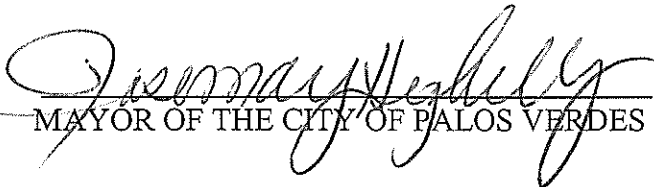
City Clerk of the City of Palos Verdes Estates

Property owners are advised that regrowth after first removal should not be permitted otherwise City crews may clear regrowth.

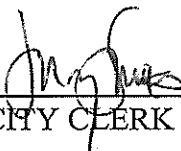
BE IT FURTHER RESOLVED THAT the 25th day of February, 2003, at the hour of 7:30 p.m. of said day is the day and hour, and the Meeting Room of the City Council of the City of Palos Verdes Estates in the City Hall in the City of Palos Verdes Estates is fixed by this City Council as the place when and where any and all property owners having any objections to the aforesaid proposed removal of weeds or dry grass, stubble, refuse, or other flammable material may appear before the City Council and show cause why said weeds or dry grass, stubble, refuse, or other flammable material should not be removed in accordance with this resolution, and said objections will then and there be heard and given due consideration; and

BE IT RESOLVED THAT the notices to destroy weeds or dry grass, stubble, refuse or other flammable material hereinbefore referred to shall be mailed by said Agricultural Commissioner/Director of Weights and Measures at least ten days prior to February 25, 2003.

PASSED AND ADOPTED this 11th day of February 2003.


MAYOR OF THE CITY OF PALOS VERDES ESTATES

ATTEST:

BY 
CITY CLERK OF THE CITY OF PALOS VERDES ESTATES

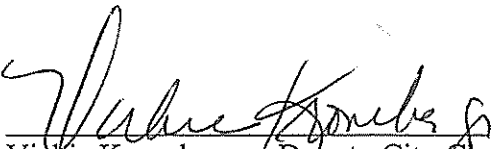
STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) SS:
CITY OF PALOS VERDES ESTATES)

I, Vickie Kroneberger, Deputy City Clerk for the City of Palos Verdes Estates, California, do hereby certify that the foregoing Resolution **R03-04** was duly and regularly approved and adopted by the City Council of the City of Palos Verdes Estates at its regular meeting of the City Council on the 11th day of February, 2003, by the following vote:

AYES: COUNCILMEMBERS: Humphrey, Mackenbach, Flood
And Sherwood

NOES: COUNCILMEMBERS: None

ABSENT: COUNCILMEMBERS: Turner


Vickie Kroneberger, Deputy City Clerk