RESOLUTION NO. _____

RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA OVERRULING PROTESTS AND AUTHORIZING ABATEMENT OF WEEDS OR RUBBISH UPON OR IN FRONT OF CERTAIN PROPERTIES WITHIN THE CITY OF SANTA ROSA AS A PUBLIC NUISANCE

WHEREAS, in accordance with Article II, Chapter 9, of the Santa Rosa City Code, it is the determination of Council that certain weeds growing upon the streets and sidewalks and upon or in front of private property within the City of Santa Rosa which bear seeds of a wingy or downy nature and other weeds which have attained or will attain a full, natural growth in height in excess of four inches, and vines which are closer than twenty feet to any combustible building, fence or other combustible improvement whatsoever do, or will if not abated, constitute a fire and health menace and are otherwise noxious and dangerous, and that the same constitute a public nuisance; and

WHEREAS, it is further determination of Council that rubbish consisting of all combustible or non-combustible waste, refuse and worthless or useless articles of property left, deposited or abandoned on any lot or parcel of land in the City of Santa Rosa in such fashion and in such quantity as to be unhealthful, dangerous to persons, or so as to interfere with the abatement of weeds under the Santa Rosa City Code are declared to constitute a nuisance; and

WHEREAS, the Santa Rosa Fire Department has given all notices required by and in accordance with the provisions of Section 9-08 of the Santa Rosa City Code, which included notice of a public hearing to be held on March 5, 2013, for hearing objections or protests to the removal of such weeds and rubbish; and

WHEREAS, the Council has this date received, heard and considered objections or protests.

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Santa Rosa, having heard and considered all objections and protests to the removal of such weeds and rubbish at the noticed time and place, overrules all objections and protests, if any, except as reflected by modifications made during the course of the hearing.

BE IT FURTHER RESOLVED that the Council of the City of Santa Rosa authorizes the City of Santa Rosa Fire Department to abate the public nuisance in accordance with the further provisions of Article II, Chapter 9, of the Santa Rosa City Code, and as otherwise provided by law.

IN COUNCIL DULY PASSED this 5th day of March, 2013.

AYES:
NOES:
ABSENT:
ABSTAIN:

ATTEST:_____ APPROVED:_____
City Clerk Mayor

APPROVED AS TO FORM:

CP
_____
City Attorney