

## **RESOLUTION 2011-38**

### **RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROHNERT PARK DECLARING WEEDS TO BE A NUISANCE AND PROVIDING FOR WEED ABATEMENT PURSUANT TO GOVERNMENT CODE SECTIONS 39560 THROUGH 39588; ARTICLE 2 - ALTERNATIVE PROCEDURES FOR WEED AND RUBBISH ABATEMENT AND SETTING PUBLIC HEARING**

**WHEREAS**, there exists on numerous lots and parcels of real property within the City of Rohnert Park weeds, dry grass, stubble, brush, litter and other flammable material which creates a fire hazard;

**WHEREAS**, for the last several decades, the City of Rohnert Park has ordered the abatement of such weeds, dry grass, stubble, brush, litter and other flammable materials;

**WHEREAS**, the City has traditionally achieved 100 percent compliance from affected property owners; and

**WHEREAS**, the City desires to continue with an annual weed abatement program to protect the public health, peace, and welfare.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ROHNERT PARK** that the weeds, dry grass, stubble, brush, litter and other flammable material endangers the public safety by creating a fire hazard and constitutes a public nuisance and shall be abated as such.

**BE IT FURTHER RESOLVED** that the Department of Public Safety of the City of Rohnert Park has prepared a listing of each such lot or parcel describing it by the street name and the Assessor's Parcel Number according to the official City Assessment Map, a copy of such listing is attached hereto as Exhibit "A."

**BE IT FURTHER RESOLVED** that notice shall be given to destroy, remove and clear dry weeds, grass, stubble, brush, litter and other flammable materials existing on said lots or parcels within the City of Rohnert Park, and a hearing on said matters is hereby set for June 14, 2011, at the hour of 6:00 p.m., in the City Hall Council Chamber, Rohnert Park, California.

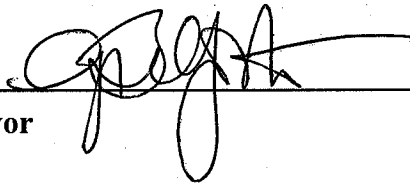
**BE IT FURTHER RESOLVED** that the Department of Public Safety of the City of Rohnert Park is hereby directed to give notice of such public hearing to the owners of the lots or parcels subject to this resolution in accordance with Section 39567.1 of the Government Code of the State of California.

**BE IT FURTHER RESOLVED** that the Fire Marshal of the City of Rohnert Park is hereby designated as the person referred to in Government Code Sections 39560, et. seq. as "Superintendent" and shall have all the powers and perform all of the duties and acts as therein specified.

**BE IT FURTHER RESOLVED** that in addition to the notice requirements set forth in Sections 39564 through and including 39567.1 of the Government Code, the City Clerk of the City of Rohnert Park is hereby directed to cause to be published twice in a newspaper of general circulation, notice of (1) this resolution, (2) the direction to property owners to destroy, remove and clear dry weeds, grass, stubble, brush, litter and other flammable materials, and (3) the public hearing to hear objections from property owners regarding the destruction or removal of such weeds and other materials, the first publication of which shall be not less than ten (10) days prior to said public hearing.

**DULY AND REGULARLY ADOPTED** by the City Council of the City of Rohnert Park this 24th day of May, 2011.

**CITY OF ROHNERT PARK**

  
\_\_\_\_\_  
Mayor

**ATTEST:**

  
\_\_\_\_\_  
City Clerk



AHANOTU: <u>AYE</u> CALLINAN: <u>AYE</u> MACKENZIE: <u>ABSENT</u> STAFFORD: <u>AYE</u> BELFORTE: <u>AYE</u> AYES: (4) NOES: (0) ABSENT: (1) ABSTAIN: (0)
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**Exhibit A to  
Resolution No. 2011-38  
is available for public review  
during regular business hours  
at the City Clerk's Office  
Rohnert Park City Hall  
130 Avram Avenue  
(707) 588-2225**