



# City of Palo Alto

## City Council Staff Report

(ID # 8447)

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**Report Type: Action Items**

**Meeting Date: 6/25/2018**

**Summary Title: Public Hearing: Adoption of a Resolution Confirming Weed Abatement & Assessment**

**Title: PUBLIC HEARING: Adoption of a Resolution Confirming Weed Abatement Report and Ordering Cost of Abatement to be a Special Assessment on the Respective Properties Described Therein**

**From: City Manager**

**Lead Department: Fire**

### **Recommendation**

Staff recommends Council (1) hold a public hearing to hear and consider objections from affected property owners of proposed assessments related to completed weed abatement work, and (2) adopt the attached resolution confirming the report and ordering abatement costs to be a special assessment on the properties specified in the report.

### **Background**

The Weed Abatement Division of Santa Clara County Agriculture and Environmental Management administers the contract for weed abatement within the City of Palo Alto, in accordance with an agreement established on April 18, 1977 between the City and County.

On November 13, 2017, in accordance with Palo Alto Municipal Code Chapter 8.08, the City Council declared weeds to be a nuisance and ordered that the nuisance be abated. A public hearing was held on January 22, 2018, to consider objections to the proposed destruction or removal of the weeds. No objections were noted. Once the above steps had been taken, the County Weed Abatement Division instructed its contractor to abate weeds on City and private properties within Palo Alto. That work has now been completed. Property owners were notified the third week in December 2017 that weeds were to be abated by April 30th, 2018, either by the owners or by the County. If the property owners chose to have the County abate the weeds, the abatement charges would be levied against the respective properties as an assessment by the County Assessor. The County has since informed the property owners of the costs for destroying and removing the weeds.

The City Clerk has published the required notice of this hearing in the Palo Alto Weekly. The cost report by the County Weed Abatement Division has been posted on the City Hall Plaza bulletin board for ten days prior to this hearing.

### **Discussion**

Property owners may object to the charges for weed abatement being levied against their properties. The charge consists of the contractor's cost plus 150 percent administrative charges, in accordance with Palo Alto's contract with Santa Clara County (CMR #7527, December 12, 2016).

A representative from the County Weed Abatement Division will be present at the public hearing with the records of weed abatement that have taken place. Should there be any modifications in the proposed assessments as a result of the hearing; changes in the assessment spread will be made as necessary. After any recalculations are completed, and Council adopts the attached resolution confirming the abatements and ordering those costs to be imposed as liens on the abated properties, the assessments will be submitted to the County Assessor for entry on the October tax roll upon which general City taxes are to be collected.

### **RESOURCE IMPACT**

There is no direct fiscal impact of this action to the City. The assessments identified on Exhibit "A" of the resolution, totaling \$39,348.27, will be imposed as liens on the properties listed and will not be borne by the City.

### **POLICY IMPLICATIONS**

This procedure is consistent with existing City policies.

### **ENVIRONMENTAL ASSESSMENT**

The Santa Clara County Counsel has determined the Weed Abatement Program to be Categorically Exempt from CEQA pursuant to CEQA Guidelines Section 15308.

### **Attachments:**

- Attachment A: 2018 Resolution Confirming Weed Abatement Report

**NOT YET APPROVED**

Resolution No. \_\_\_\_\_  
Resolution Confirming Weed Abatement Report and Ordering Cost of  
Abatement to be a Special Assessment on the Respective Properties  
Described Therein

RECITALS

A. The Council of the City of Palo Alto has heretofore declared weeds growing on certain properties within the City to be a public nuisance by Resolution No. 9719, dated November 13, 2017 and

B. The Council on January 22, 2018, did adopt Resolution No. 9733 thereby ordering the weed nuisance abated; and

C. Subsequent to the giving of said notice, the Fire Chief, through his Administrator, the Weed Abatement Division of Santa Clara County Department of Agriculture and Environmental Management, has caused to be abated the weeds on the herein described properties; and

D. The Fire Chief, through his Administrator, the Weed Abatement Division of Santa Clara County Department of Agriculture and Environmental Management, has filed his report and assessment list for weed abatement as provided by law and a hearing has been duly set and noticed, for objections to said report and assessment list and for confirmation; and

E. The Council has duly considered the report and assessment list and any objections thereto.

NOW, THEREFORE, the Council of the City of Palo Alto does RESOLVE as follows:

SECTION 1. The report and assessment list is in all respects complete and correct and is hereby confirmed. The amounts of the cost for abating the nuisance are confirmed and those remaining unpaid, as shown on Exhibit "A" attached hereto and incorporated herein, shall constitute special assessments against the respective parcels of land and are a lien on the property for the amount of the respective assessment.

SECTION 2. All written or oral protests or objections to said report and assessment list are overruled or denied.

SECTION 3. The unpaid assessments shown on Exhibit "A" shall be entered upon the 2018-2019 tax roll against the parcels of land and shall be collected at the same time and in the same manner as general City taxes, be subject to the same interest and penalties, and be subject to the same procedure and sale in case of delinquency. All laws and ordinances applicable to the levy, collection, and enforcement of City taxes are hereby made applicable to this special assessment.

***NOT YET APPROVED***

SECTION 4. Santa Clara County has determined the weed abatement program to be categorically exempt from CEQA pursuant to CEQA Guidelines Section 15308.

INTRODUCED AND PASSED:

AYES:

NOES:

ABSENT:

ABSTENTIONS:

ATTEST:

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

\_\_\_\_\_  
Mayor

APPROVED AS TO FORM:

APPROVED:

\_\_\_\_\_  
Assistant City Attorney

\_\_\_\_\_  
City Manager

\_\_\_\_\_  
Fire Chief

\_\_\_\_\_  
Director of Administrative Services

# 2018 Weed Abatement Program

Exhibit A1

## Assessment Report CITY of PALO ALTO

	Situs		APN	OWNER ADDRESS			TAX ROLL	TRA	
							AMT		
1	1119	Fife	003-21-063	<b>Jue, Kenneth R</b>	P O Box 83	PALO ALTO	94302-0083	\$90.00	6006
2	1031	Embarcadero	003-42-060	<b>Ferris, Cynthia M</b>	825 Carmel St	SANTA CRUZ	95062-4633	\$1,294.84	6006
3	2385	St Francis	003-48-021	<b>Zadik, Yair And Linda</b>	2385 St Francis Dr	PALO ALTO	94303-3136	\$1,302.48	6006
4	2075	Louis	003-50-021	<b>Keller, Jeffrey R</b>	2075 Louis Rd	PALO ALTO	94303-3452	\$1,783.80	6006
5	900	California	003-51-021	<b>Wavecho Llc</b>	4546 El Camino Real	LOS ALTOS	94022	\$90.00	6006
6	946	El Cajon	003-52-057	<b>Pillsbury, Helen B And Albert F</b>	946 El Cajon Wy	PALO ALTO	94303-3408	\$90.00	6006
7	669	Everett	120-02-017	<b>Golub, Benjamin Trustee &amp; Et Al</b>	669 Everett Av	PALO ALTO	94301-1342	\$90.00	6006
8	260	Byron	120-02-030	<b>Liveright, Michael</b>	260 Byron St	PALO ALTO	94301-1307	\$1,325.40	6006
9	733	Ramona	120-27-063	<b>Koda, Ross K Trustee</b>	0 P O Box 156	SOUTH DOS PALOS	93665	\$1,409.44	6006
10	1215	Emerson	124-12-016	<b>Levitsky, Robert S</b>	1200 Emerson St	PALO ALTO	94301-3528	\$90.00	6006
11	2257	Bryant	124-14-021	<b>Hong, Jack Trustee &amp; Et Al</b>	658 Lowell Av	PALO ALTO	94301-3817	\$90.00	6006
12	1200	Emerson	124-15-001	<b>Levitsky, Robert S</b>	1200 Emerson St	PALO ALTO	94301-3528	\$90.00	6006
13	1246	Emerson	124-15-004	<b>Castilleja School Foundation</b>	1310 Bryant St	PALO ALTO	94301	\$90.00	6006
14	128	Kingsley	124-15-038	<b>Khan, Anwar And Nayyar</b>	2341 Falling Water Ct	SANTA CLARA	95054-1316	\$1,531.68	6006
15	168	Kellogg	124-16-009	<b>Myers, John A And Yvonne M</b>	168 Kellogg Av	PALO ALTO	94301-3536	\$90.00	6006
16	111	Washington	124-19-106	<b>Kulkarni, Sachin And Narkhede,</b>	353 Whisman Station Dr	MOUNTAIN VIEW	94043-2011	\$90.00	6006
17	170	California	124-20-030	<b>Lee, Dongik And Hyunhee</b>	170 California Av	PALO ALTO	94301-3959	\$90.00	6006
18	2105	Birch	124-27-031	<b>Lynn, Benjamin Et Al</b>	2105 Birch St	PALO ALTO	94306-1539	\$90.00	6006

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CITY of PALO ALTO

Situs			APN	OWNER ADDRESS			TAX ROLL AMT	TRA	
19	360	Leland	124-30-067	Hammerson, William A And Kathleen	375 Leland Av	PALO ALTO	94306-1128	\$90.00	6006
20	425	Stanford	124-31-027	Nicholls, Marie L Trustee	425 Stanford Av	PALO ALTO	94306-1149	\$90.00	6006
21	2469	Louis	127-03-072	Shamoto, Arlene Sachiko Trustee &	2140 Santa Cruz Av	MENLO PARK	94025	\$90.00	6006
22	743	Colorado	127-34-101	Huang, Hsing Y Et Al	743 Colorado Av	PALO ALTO	94303-3913	\$90.00	6006
23	3101	Middlefield	127-53-007	Fisher Llc	4861 Sally Ct	UNION CITY	94587	\$90.00	6006
24	699	Ashton	132-04-093	Shiu, Pun H	699 Ashton Av	PALO ALTO	94306-3610	\$90.00	6006
25	3489	Cowper	132-05-108	Mc Calley, Roderick C Et Al	3489 Cowper St	PALO ALTO	94306-3617	\$90.00	6006
26	149	El Dorado	132-25-022	Quan, Steven Y And Lillian M Trustee	3143 Greer Rd	PALO ALTO	94303-4027	\$1,287.20	6006
27	18	Roosevelt	132-29-069	Bernstein, Amir	18 Roosevelt Cl	PALO ALTO	94306-4216	\$90.00	6006
28	0	Olive	132-32-037	Si 45 Llc	10600 De Anza Bl Ste 200	CUPERTINO	95014	\$90.00	6006
29	3350	Birch	132-33-050	Linda Allen	1700 Space Park Dr.	SANTA CLARA	95054	\$90.00	6006
30	231	Fernando	132-34-019	Goodrich, Evelyn L And George M	231 Fernando Av	PALO ALTO	94306-2815	\$715.66	6006
31	210	Matadero	132-34-024	Apte, Raj B Et Al	210 Matadero Av	PALO ALTO	94306-2831	\$90.00	6006
32	220	Matadero	132-34-025	Ajloun Enterprises Llc	186 Camelia Dr	DALY CITY	94015	\$1,830.10	6001
33	3605	Park	132-34-050	Brosz, Karolyn	3605 Park Bl	PALO ALTO	94306-2853	\$1,363.60	6006
34	210	Wilton	132-35-012	Chase Wilton Llc	3024 Ross Rd	PALO ALTO	94303-4102	\$90.00	6006
35	434	Fernando	132-39-025	Trevillion, Lynette	434 Fernando Av	PALO ALTO	94306-2819	\$90.00	6006
36	459	Fernando	132-39-032	Creelman, Michael W And Rosie M	0 P O Box 971	HAGATNA	96932	\$90.00	6006

**2018 Weed Abatement Program**

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Situs			APN	OWNER	ADDRESS			TAX ROLL AMT	TRA
37	3938	Park	132-42-031	Villador, Guadalupe	3938 Park Bl	PALO ALTO	94306-3306	\$90.00	6006
38	3905	Park	132-42-065	Lu, Slim Et Al	3905 Park Bl	PALO ALTO	94306-3307	\$90.00	6006
39	4032	Park	132-43-025	Zhu, Li And Wan, Fanny Trustee	33345 7th St	UNION CITY	94587	\$1,283.38	6006
40	4060	Park	132-43-030	Velkoff, Victoria	4060 Park Bl	PALO ALTO	94306-3308	\$90.00	6006
41	300	Charleston	132-45-079	Jeske, Steven E	300 Charleston Rd	PALO ALTO	94306-4101	\$90.00	6006
42	3080	South	132-47-037	Seth, Shashi Trustee	2400 El Camino Real #1103	MOUNTAIN VIEW	94040	\$90.00	6006
43	2321	Wellesley	137-02-024	Culpepper, Benjamin J	335 Panoramic Wy	BERKELEY	94704	\$90.00	6006
44	2250	Columbia	137-05-095	Taggart, Kenneth	P.o. Box 61178	Palo Alto	94306-6178	\$90.00	6006
45	2120	Columbia	137-06-088	Hall, Lois M Trustee	1135 Hopkins Av	PALO ALTO	94301-3435	\$90.00	6006
46	3700	El Camino Real	137-11-078	Kss Investment Llc	1380 Miravalle Av	LOS ALTOS	94024-5744	\$1,363.60	6006
47	4031	Amaranta	137-21-034	Sood, Rakesh Trustee & Et Al	4218 Ynigo Wy	PALO ALTO	94306-3843	\$90.00	6006
48	795	Cereza	137-21-064	Lamb, Mary Ellen	795 Cereza Dr	PALO ALTO	94306-3145	\$90.00	6006
49	4146	El Camino Real	137-24-034	Juan, Su Chen And Chung-chiung	6 Atherton Oaks Ln	ATHERTON	94027	\$1,879.30	6006
50	4175	Alta Mesa	137-25-005	Alina, Myrna And Myrna Alina 2012	4175 Alta Mesa Av	PALO ALTO	94306-3931	\$90.00	6006
51	590	Maybell	137-25-088	Vilkin, Peter	673 Maybell Av	PALO ALTO	94306-3817	\$90.00	6006
52	575	Maybell	137-25-108	Golden Gate Homes Llc	2225 Bayshore Rd	PALO ALTO	94303	\$90.00	6006
53	567	Maybell	137-25-109	Golden Gate Homes Llc	2225 Bayshore Rd	PALO ALTO	94303	\$90.00	6006
54	4155	Amaranta	137-26-001	Corlay, Nancy	4155 Amaranta Av	PALO ALTO	94306-3903	\$90.00	6006

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Situs		APN	OWNER ADDRESS				TAX ROLL AMT	TRA
55	3495 Deer Creek	142-16-062	Leland Stanford Jr Univ Board	150 Portola Rd	PORTOLA VALLEY	94025	\$2,204.00	6006
56	3500 Deer Creek	142-16-066	Leland Stanford Jr University Board	3500 Deer Creek Rd	PALO ALTO	94304	\$6,597.00	6006
57	4208 Ruthelma	148-02-002	Shiu, Boon W	2478 Geary Bl	SAN FRANCISCO	94115-3317	\$90.00	6006
58	295 Charleston	148-02-010	He, Shudong And Chen, Zheng	295 Charleston Rd	PALO ALTO	94306-4128	\$90.00	6006
59	262 Whitclem	148-02-044	Huang, Haihua And Jiang, Min	6665 Clifford Dr	CUPERTINO	95014-4530	\$90.00	6006
60	285 Charleston	148-03-033	O-yuan, Shan And Cheng, Tang Yu	317 Hartstene Dr	REDWOOD CITY	94065	\$90.00	6006
61	156 Monroe	148-06-003	Tu, Lily	434 Canal St #15	SAN JOSE	94080	\$90.00	6006
62	4350 Silva	148-12-016	Brown, Thomas C And Wang, Kuo-	4350 Silva Ct	PALO ALTO	94306-4422	\$90.00	6006
63	693 Arastradero	167-04-011	Bowman International School	4000 Terman Dr	PALO ALTO	94306-3838	\$90.00	6006
64	4179 Oak Hill	175-01-025	Bachrach, Virginia R Trustee	171 Everett Av	PALO ALTO	94301	\$90.00	6006
65	4169 Oak Hill	175-01-026	Bachrach, Virginia R Trustee	171 Everett Av	PALO ALTO	94301	\$90.00	6006
66	849 Mesa	175-01-037	T.l.t. Llc	Po Box 1667	PALO ALTO	94302	\$1,631.00	6001
67	4158 Oakhill	175-01-051	Kamath, Swati P Trustee	4158 Oakhill Av	PALO ALTO	94306-3720	\$1,527.86	6006
68	4247 Manuela	175-02-051	Weakland, Alan Trustee & Et Al	515 Flower St	LOS ANGELES	90071	\$90.00	6006
69	4243 Manuela	175-02-053	Weakland, Alan Trustee & Et Al	515 Flower St	LOS ANGELES	90071	\$90.00	6006
70	4103 Old Trace	175-20-078	Smithwick Alton D & Ursula L	Po Box 60065	PALO ALTO	94306	\$1,565.51	6020
71	890 Mockingbird	175-20-082	Joshi, Vivek Trustee & Et Al	890 Mockingbird Ln	PALO ALTO	94306-3719	\$90.00	6006
72	895 Mockingbird	175-20-086	Wolf, Elizabeth B Trustee	895 Mockingbird Ln	PALO ALTO	94306-3719	\$90.00	6006



# 2018 Weed Abatement Program

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Situs	APN	OWNER ADDRESS				TAX ROLL AMT	TRA	
73	Old Adobe	175-20-092	Grove Eva K Trustee	171 Main St Unit 278	LOS ALTOS	94022	\$2,322.42	6020
74	2946 Alexis	182-40-004	Hwang, Cherng-daw And Bi-shuang	2946 Alexis Dr	PALO ALTO	94304-1301	\$90.00	6006
75	3101 Alexis	182-43-020	Bottoms, Wilmer R And Diane L	3101 Alexis Dr	PALO ALTO	94304-1306		6006
76	996 Laurel Glen	182-43-037	Shoukry, Mohamed M Trustee & Et	10675 Santa Lucia Rd	CUPERTINO	95014-3937	\$90.00	6006
77	963 Laurel Glen	182-49-002	Schatz, Jacqueline J	Po Box 17625	STANFORD	94309	\$90.00	6006
						<b>TOTAL</b>	<b>\$39,348.27</b>	