



City of Palo Alto

City Council Staff Report

(ID # 8446)

Report Type: Action Items

Meeting Date: 1/22/2018

Summary Title: Public Hearing on Objections to Weed Abatement and Adoption

Title: PUBLIC HEARING: on Objections to Weed Abatement and Adoption of Resolution Ordering Weed Nuisance Abated

From: City Manager

Lead Department: Fire

Recommendation

Staff recommends that Council hold a public hearing to hear and consider any objections to the proposed destruction and removal of weeds, and adopt the attached Resolution (Attachment A) ordering the abatement of weed nuisances in the City of Palo Alto.

Executive Summary

The City of Palo Alto contracts with Santa Clara County Agriculture and Resource Management to remove and destroy weeds, as defined in Palo Alto Municipal Code Chapter 8.08. This hearing allows all those affected and listed on the County's 2017 Weed Abatement Program Commencement Report (Attachment B) to be heard and have their objections and comments considered by Council before the Council adopts a Resolution ordering the abatement of weed nuisances in the City.

Background

The Council adopted Resolution 9719 on November 13, 2017 and declared weeds to be a nuisance and ordered the abatement of that nuisance as called for in Palo Alto Municipal Code Chapter 8.08. Resolution 9719 provided for a public hearing date of January 22, 2018 and required notice to interested property owners and the public.

Discussion

The Santa Clara County Department of Agriculture and Resource Management maintains the contract for abatement of weeds within the City of Palo Alto. Upon notification of the City Council's November 13, 2017 action declaring weeds to be a nuisance and ordering abatement thereof, the Department of Agriculture and Resource Management took steps to notify each property owner by mail of the proposed weed abatement action on respective properties and posted, on the public notice bulletin board, a list of the properties affected. The Department of

Agriculture and Resource Management has furnished copies of the property listing to the City Clerk and the City Fire Marshal. The City Clerk also posted and published notice of the hearing as required.

At this public hearing, property owners may appear and object to the proposed weed destruction or removal. After the hearing and consideration of any objections, the Council may sustain or overrule any or all objections. If objections are sustained, the Council may remove properties from the weed abatement commencement report. Upon adoption of the a resolution confirming the weed abatement commencement report and ordering weed nuisances abated, the County will be asked to perform the abatement work to destroy and remove any weeds.

Resource Impact

All Charges for the weed abatement services are included as a special assessment on bills for property taxes levied against the respective lots and parcels of land, which are considered liens on these properties.

Policy Implications

This procedure is consistent with existing City policies and Municipal Code Chapter 8.08.

Environmental Review

Santa Clara County has determined the Weed Abatement Program to be Categorically Exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA guidelines Sections 15308.

Attachments:

- Attachment A: RESO_2.Ordering Weed Nuisance Abated
- Attachment B: Palo Alto Commencement 2018

Not Yet Adopted

Resolution No. ____
Resolution of the Council of the City of Palo Alto Ordering
Weed Nuisance Abated

RECITALS

A. On November 13, 2017 the Palo Alto City Council adopted Resolution No. 9719 declaring weeds to be a nuisance and setting January 22, 2018 at 6:00 p.m. or as soon thereafter as the matter may be heard, in the Civic Center as the time and place for a hearing of objections to the proposed destruction and removal of weeds; and

B. In accordance with said Resolution, notice of such hearing was given in the manner provided by law, as appears from the affidavits on file in the Office of the City Clerk; and

C. All persons desiring to be heard were given an opportunity to be heard, and all matters and things pertaining to said weed abatement were fully heard and considered by this Council.

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

SECTION 1. Any and all objections to the proposed destruction and removal of such weeds are overruled.

SECTION 2. The Fire Chief hereby is ordered to do all things necessary and authorized in Chapter 8.08 of the Palo Alto Municipal Code to abate such nuisance, or cause the same to be abated by contract with the County of Santa Clara.

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Not Yet Adopted

SECTION 3. The County of Santa Clara as lead agency has determined that this project is exempt from the provisions of the California Environmental Quality Act (“CEQA”) under CEQA Guidelines Section 15308 as an action by regulatory agencies authorized by state or local ordinance to assure the maintenance, restoration, enhancement, or protection of the environment.

INTRODUCED AND PASSED:

AYES:

NOES:

ABSENT:

ABSTENTIONS:

ATTEST:

City Clerk

Mayor

APPROVED AS TO FORM:

APPROVED:

Sr. Deputy City Attorney

City Manager

Fire Chief

Director of Administrative Services

**2018 WEED ABATEMENT PROGRAM
COMMENCEMENT REPORT
CITY OF PALO ALTO**

Situs	APN			CITY/STATE				
1119	FIFE	AV	003-21-063	JUE, KENNETH R	0 P O BOX 83	PALO ALTO	CA	94302-0083
1031	EMBARCADER	RD	003-42-060	FERRIS, CYNTHIA M	825 CARMEL ST	SANTA CRUZ	CA	95062-4633
2385	ST FRANCIS	DR	003-48-021	ZADIK, YAIR AND LINDA	2385 ST FRANCIS DR	PALO ALTO	CA	94303-3136
2075	LOUIS	RD	003-50-021	KELLER, JEFFREY R	2075 LOUIS RD	PALO ALTO	CA	94303-3452
900	CALIFORNIA	AV	003-51-021	WAVECHO LLC	4546 EL CAMINO REAL	LOS ALTOS	CA	94022
946	EL CAJON	WY	003-52-057	PILLSBURY, HELEN B AND ALBERT F	946 EL CAJON WY	PALO ALTO	CA	94303-3408
669	EVERETT	AV	120-02-017	GOLUB, BENJAMIN TRUSTEE & ET	669 EVERETT AV	PALO ALTO	CA	94301-1342
260	BYRON	ST	120-02-030	LIVERIGHT, MICHAEL	260 BYRON ST	PALO ALTO	CA	94301-1307
733	RAMONA	ST	120-27-063	KODA, ROSS K TRUSTEE	0 P O BOX 156	SOUTH DOS PALOS	CA	93665
1215	EMERSON	ST	124-12-016	LEVITSKY, ROBERT S	1200 EMERSON ST	PALO ALTO	CA	94301-3528
2257	BRYANT	ST	124-14-021	HONG, JACK TRUSTEE & ET AL	658 LOWELL AV	PALO ALTO	CA	94301-3817
1200	EMERSON	ST	124-15-001	LEVITSKY, ROBERT S	1200 EMERSON ST	PALO ALTO	CA	94301-3528
1246	EMERSON	ST	124-15-004	CASTILLEJA SCHOOL FOUNDATION	1310 BRYANT ST	PALO ALTO	CA	94301
128	KINGSLEY	AV	124-15-038	KHAN, ANWAR AND NAYYAR	2341 FALLING WATER CT	SANTA CLARA	CA	95054-1316
168	KELLOGG	AV	124-16-009	MYERS, JOHN A AND YVONNE M	168 KELLOGG AV	PALO ALTO	CA	94301-3536
111	WASHINGTON	AV	124-19-106	KULKARNI, SACHIN AND	353 WHISMAN STATION DR	MOUNTAIN VIEW	CA	94043-2011
170	CALIFORNIA	AV	124-20-030	LEE, DONGIK AND HYUNHEE	170 CALIFORNIA AV	PALO ALTO	CA	94301-3959
2105	BIRCH	ST	124-27-031	LYNN, BENJAMIN ET AL	2105 BIRCH ST	PALO ALTO	CA	94306-1539
360	LELAND	AV	124-30-067	HAMMERSON, WILLIAM A AND	375 LELAND AV	PALO ALTO	CA	94306-1128
425	STANFORD	AV	124-31-027	NICHOLLS, MARIE L TRUSTEE	425 STANFORD AV	PALO ALTO	CA	94306-1149
2469	LOUIS	RD	127-03-072	SHAMOTO, ARLENE SACHIKO	2140 SANTA CRUZ AV	MENLO PARK	CA	94025
743	COLORADO	AV	127-34-101	HUANG, HSING Y ET AL	743 COLORADO AV	PALO ALTO	CA	94303-3913
3101	MIDDLEFIELD	RD	127-53-007	FISHER LLC	4861 SALLY CT	UNION CITY	CA	94587

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Situs	APN				CITY/STATE			
699	ASHTON	AV	132-04-093	SHIU, PUN H	699 ASHTON AV	PALO ALTO	CA	94306-3610
3489	COWPER	ST	132-05-108	MC CALLEY, RODERICK C ET AL	3489 COWPER ST	PALO ALTO	CA	94306-3617
149	EL DORADO	AV	132-25-022	QUAN, STEVEN Y AND LILLIAN M	3143 GREER RD	PALO ALTO	CA	94303-4027
18	ROOSEVELT	CL	132-29-069	BERNSTEIN, AMIR	18 ROOSEVELT CL	PALO ALTO	CA	94306-4216
0	OLIVE	AV	132-32-037	SI 45 LLC	10600 DE ANZA BL STE 200	CUPERTINO	CA	95014
3350	BIRCH	St	132-33-050	Linda Allen	1700 Space Park Dr.	SANTA CLARA	CA	95054
231	FERNANDO	AV	132-34-019	GOODRICH, EVELYN L AND GEORGE	231 FERNANDO AV	PALO ALTO	CA	94306-2815
210	MATADERO	AV	132-34-024	APTE, RAJ B ET AL	210 MATADERO AV	PALO ALTO	CA	94306-2831
220	MATADERO	AVE	132-34-025	AJLOUN ENTERPRISES LLC	186 CAMELIA DR	DALY CITY	CA	94015
3605	PARK	BL	132-34-050	BROSZ, KAROLYN	3605 PARK BL	PALO ALTO	CA	94306-2853
210	WILTON	AV	132-35-012	CHASE WILTON LLC	3024 ROSS RD	PALO ALTO	CA	94303-4102
434	FERNANDO	AV	132-39-025	TREVILLION, LYNETTE	434 FERNANDO AV	PALO ALTO	CA	94306-2819
459	FERNANDO	AV	132-39-032	CREELMAN, MICHAEL W AND ROSIE	0 P O BOX 971	HAGATNA	GU	96932
3938	PARK	BL	132-42-031	VILLADOR, GUADALUPE	3938 PARK BL	PALO ALTO	CA	94306-3306
3905	PARK	BL	132-42-065	LU, SLIM ET AL	3905 PARK BL	PALO ALTO	CA	94306-3307
4032	PARK	BL	132-43-025	ZHU, LI AND WAN, FANNY TRUSTEE	33345 7TH ST	UNION CITY	CA	94587
4060	PARK	BL	132-43-030	VELKOFF, VICTORIA	4060 PARK BL	PALO ALTO	CA	94306-3308
300	CHARLESTON	RD	132-45-079	JESKE, STEVEN E	300 CHARLESTON RD	PALO ALTO	CA	94306-4101
3080	SOUTH	CT	132-47-037	SETH, SHASHI TRUSTEE	2400 EL CAMINO REAL #1103	MOUNTAIN VIEW	CA	94040
2321	WELLESLEY	ST	137-02-024	CULPEPPER, BENJAMIN J	335 PANORAMIC WY	BERKELEY	CA	94704
2250	COLUMBIA	ST	137-05-095	TAGGART, KENNETH AND CYNTHIA	0 P O BOX 51177	PALO ALTO	CA	94303
2120	COLUMBIA	ST	137-06-088	HALL, LOIS M TRUSTEE	1135 HOPKINS AV	PALO ALTO	CA	94301-3435
3700	EL CAMINO		137-11-078	KSS INVESTMENT LLC	1380 MIRAVALLE AV	LOS ALTOS	CA	94024-5744

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4031	AMARANTA	AV	137-21-034	SOOD, RAKESH TRUSTEE & ET AL	4218 YNIGO WY	PALO ALTO	CA	94306-3843
795	CEREZA	DR	137-21-064	LAMB, MARY ELLEN	795 CEREZA DR	PALO ALTO	CA	94306-3145
4146	EL CAMINO		137-24-034	JUAN, SU CHEN AND CHUNG-	6 ATHERTON OAKS LN	ATHERTON	CA	94027
4175	ALTA MESA	AV	137-25-005	ALINA, MYRNA AND MYRNA ALINA	4175 ALTA MESA AV	PALO ALTO	CA	94306-3931
590	MAYBELL	AV	137-25-088	VILKIN, PETER	673 MAYBELL AV	PALO ALTO	CA	94306-3817
575	MAYBELL	AV	137-25-108	GOLDEN GATE HOMES LLC	2225 BAYSHORE RD	PALO ALTO	CA	94303
567	MAYBELL	AV	137-25-109	GOLDEN GATE HOMES LLC	2225 BAYSHORE RD	PALO ALTO	CA	94303
4155	AMARANTA	AV	137-26-001	CORLAY, NANCY	4155 AMARANTA AV	PALO ALTO	CA	94306-3903
3495	DEER CREEK	RD	142-16-062	LELAND STANFORD JR UNIV BOARD	150 PORTOLA RD	PORTOLA VALLEY	CA	94025
3500	DEER CREEK	RD	142-16-066	LELAND STANFORD JR UNIVERSITY	3500 DEER CREEK RD	PALO ALTO	CA	94304
4208	RUTHELMA	AV	148-02-002	SHIU, BOON W	2478 GEARY BL	SAN FRANCISCO	CA	94115-3317
295	CHARLESTON	RD	148-02-010	HE, SHUDONG AND CHEN, ZHENG	295 CHARLESTON RD	PALO ALTO	CA	94306-4128
262	WHITCLEM	DR	148-02-044	HUANG, HAIHUA AND JIANG, MIN	6665 CLIFFORD DR	CUPERTINO	CA	95014-4530
285	CHARLESTON	RD	148-03-033	O-YUAN, SHAN AND CHENG, TANG	317 HARTSTENE DR	REDWOOD CITY	CA	94065
156	MONROE	DR	148-06-003	TU, LILY	434 CANAL ST #15	SAN JOSE	CA	94080
4350	SILVA	CT	148-12-016	BROWN, THOMAS C AND WANG,	4350 SILVA CT	PALO ALTO	CA	94306-4422
693	ARASTRADER	RD	167-04-011	BOWMAN INTERNATIONAL SCHOOL	4000 TERMAN DR	PALO ALTO	CA	94306-3838
4179	OAK HILL	AV	175-01-025	BACHRACH, VIRGINIA R TRUSTEE	171 EVERETT AV	PALO ALTO	CA	94301
4169	OAK HILL	AV	175-01-026	BACHRACH, VIRGINIA R TRUSTEE	171 EVERETT AV	PALO ALTO	CA	94301
849	MESA	AVE	175-01-037	T.L.T. LLC	PO BOX 1667	PALO ALTO		94302
4158	OAKHILL	AV	175-01-051	KAMATH, SWATI P TRUSTEE	4158 OAKHILL AV	PALO ALTO	CA	94306-3720
4247	MANUELA	CT	175-02-051	WEAKLAND, ALAN TRUSTEE & ET	515 FLOWER ST	LOS ANGELES	CA	90071
4243	MANUELA	CT	175-02-053	WEAKLAND, ALAN TRUSTEE & ET	515 FLOWER ST	LOS ANGELES	CA	90071

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Situs	APN				CITY/STATE			
4103	OLD TRACE	RD	175-20-078	SMITHWICK ALTON D & URSULA L	PO BOX 60065	PALO ALTO	CA	94306
890	MOCKINGBIRD LN		175-20-082	JOSHI, VIVEK TRUSTEE & ET AL	890 MOCKINGBIRD LN	PALO ALTO	CA	94306-3719
895	MOCKINGBIRD LN		175-20-086	WOLF, ELIZABETH B TRUSTEE	895 MOCKINGBIRD LN	PALO ALTO	CA	94306-3719
	OLD ADOBE	RD	175-20-092	GROVE EVA K TRUSTEE	171 MAIN ST UNIT 278	LOS ALTOS	CA	94022
2946	ALEXIS	DR	182-40-004	HWANG, CHERNG-DAW AND BI-	2946 ALEXIS DR	PALO ALTO	CA	94304-1301
3101	ALEXIS	DR	182-43-020	BOTTOMS, WILMER R AND DIANE L	3101 ALEXIS DR	PALO ALTO	CA	94304-1306
0	ALEXIS	DR	182-43-034	HWA, EILEEN AND GEORGE	29 VENTRIS RD B-4 9/F	SAN FRANCISCO		
996	LAUREL GLEN	DR	182-43-037	SHOUKRY, MOHAMED M TRUSTEE &	10675 SANTA LUCIA RD	CUPERTINO	CA	95014-3937
963	LAUREL GLEN	DR	182-49-002	SCHATZ, JACQUELINE J	0 PO BOX 17625	STANFORD	CA	94309