



City of Palo Alto

City Council Staff Report

(ID # 9790)

Report Type: Action Items

Meeting Date: 1/22/2019

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 (Continued From January 14, 2019)

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 2019 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 9801 on November 26th, 2018 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 9801 provided for a public hearing date of January 14th, 2019 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 26th, 2018 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 Categorical 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: 2019 Palo Alto Commencment report

Not Yet Adopted

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

RECITALS

A. On November 26, 2018 the Palo Alto City Council adopted Resolution No. 9801 declaring weeds to be a nuisance and setting January 14, 2019 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

**2019 WEED ABATEMENT PROGRAM
COMMENCEMENT REPORT
CITY OF PALO ALTO**

Situs	APN		CITY/STATE			
1576	HAMILTON	AV 003-24-010	1576 HAMILTON AVENUE LLC	0 PO BOX 1179	PALO ALTO	CA 94304
999	EMBARCADER	RD 003-41-068	GE, RUIFANG AND WANG, PEIYU	999 EMBARCADERO RD	PALO ALTO	CA 94303-3050
1938	CHANNING	AV 003-42-039	HALEY, PHILIP H TRUSTEE & ET AL	506 EISENHOWER ST	DAVIS	CA 95616
1031	EMBARCADER	RD 003-42-060	OMEGACLOUD CORPORATION	10181 ADRIANA AV	CUPERTINO	CA 95014-1125
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
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	P O BOX 156	SOUTH DOS PALOS	CA 93665
135	MELVILLE	AV 124-15-028	POPPY, JAMES C AND SYLVESTER,	135 MELVILLE AV	PALO ALTO	CA 94301-3541
425	STANFORD	AV 124-31-027	NICHOLLS, MARIE L TRUSTEE	425 STANFORD AV	PALO ALTO	CA 94306-1149
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
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
22	ROOSEVELT	CL 132-29-067	CHIOU, REN-KANG AND TENG, HSIU-	22 ROOSEVELT CL	PALO ALTO	CA 94306-4216
18	ROOSEVELT	CL 132-29-069	Amir D. Bernstein, Trustee	18 ROOSEVELT CL	PALO ALTO	CA 94306-4216
0	OLIVE	AV 132-32-037	SI 45 LLC	10600 DE ANZA BL STE 200 N	CUPERTINO	CA 95014
0		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
220	MATADERO	AVE 132-34-025	AJLOUN ENTERPRISES LLC	186 CAMELIA DR	DALY CITY	CA 94015
280	MATADERO	AV 132-34-031	ROSE ROCK PROPERTY	19066 AUSTIN WY	SARATOGA	CA 95070-6405

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Situs	APN		CITY/STATE				
290	MATADERO	AV 132-34-032	RUEHL, KARL K AND SIGRID T	2391 GABRIEL AV	MOUNTAIN VIEW	CA	94040-1415
3605	PARK	BL 132-34-050	BROSZ, KAROLYN	3605 PARK BL	PALO ALTO	CA	94306-2853
3561	PARK	BL 132-34-052	MAHAL, JASWINDER	180 PARK SHARON DR	SAN JOSE	CA	95136-2535
3705	EL CAMINO	132-35-045	WILTON COURT II LLC	725 ALMA ST	PALO ALTO	CA	94301-2403
421	FERNANDO	AV 132-39-037	WILLIGER, EDWARD M	0 P O BOX 20089	STANFORD	CA	94309-0089
3550	ORINDA	ST 132-40-001	RODRIGUEZ, AGUSTIN E TRUSTEE &	3550 ORINDA ST	PALO ALTO	CA	94306-2842
405	CURTNER	AV 132-41-072	CURTNER INVESTMENT GROUP LLC	5526 BIGOAK DR	SAN JOSE	CA	95129-3107
4032	PARK	BL 132-43-025	ZHU, LI AND WAN, FANNY TRUSTEE	33345 7TH ST	UNION CITY	CA	94587
613	STANFORD	AV 137-01-059	BAUMANN, JOHN R	613 STANFORD AV	PALO ALTO	CA	94306-1412
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 PO BOX 61178	PALO ALTO	CA	94306-6178
2195	COLUMBIA	ST 137-06-036	EDELMAN, ANDREA TRUSTEE	2195 COLUMBIA ST	PALO ALTO	CA	94306-1233
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
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 Home LLC	19925 Stevens Creek Blvd. Ste.	Cupertino	CA	95014
567	MAYBELL	AV 137-25-109	GOLDEN GATE HOMES LLC	2225 BAYSHORE RD	PALO ALTO	CA	94303
4170	ALTA MESA	AV 137-25-113	WU, MIKE C AND TSAI-FENG	4170 ALTA MESA AV	PALO ALTO	CA	94306-3930
4155	AMARANTA	AV 137-26-001	CORLAY, NANCY	4155 AMARANTA AV	PALO ALTO	CA	94306-3903

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4158	AMARANTA	AV 137-26-027	EDMONDS, BRIAN W AND PARSA,	4158 AMARANTA AV	PALO ALTO	CA	94306-3905
4170	COULOMBE	DR 137-26-112	TANA, CHININ TRUSTEE & ET AL	4170 COULOMBE DR	PALO ALTO	CA	94306-3801
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 RDW	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
144	MONROE	DR 148-06-001	PALO ALTO CA 14 LLC	2316 WAHSATCH AVN #631	COLORADO SPRINGS	CO	80907
4388	SILVA	CT 148-12-028	YIN, JUN AND DUANMU, LAN	4388 SILVA CT	PALO ALTO	CA	94306-4422
633	ARASTRADER	RD 167-06-016	STONE, VIRGINIA A AND BRADLEY K	3516 BAJAMONT WY	CARMICHAEL	CA	95608
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	AV 175-01-037	TLT LLC	0 PO BOX 1667	PALO ALTO	CA	94302
4158	OAKHILL	AV 175-01-051	KAMATH, SWATI P TRUSTEE	4158 OAKHILL AV	PALO ALTO	CA	94306-3720
4243	MANUELA	CT 175-02-053	WEAKLAND, ALAN TRUSTEE & ET	515 FLOWER STS FLOOR 25	LOS ANGELES	CA	90071
4103	OLD TRACE	RD 175-20-078	SMITHWICK, ALTON D AND URSULA	0 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
0	OLD ADOBE	RD 175-20-092	GROVE, EVA K TRUSTEE	171 MAIN ST 278	LOS ALTOS	CA	94022
2946	ALEXIS	DR 182-40-004	HWANG, CHERNG-DAW AND BI-	2946 ALEXIS DR	PALO ALTO	CA	94304-1301