

RESOLUTION NO. 3738

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MONTE SERENO OVERRULING OBJECTIONS AND DETERMINING TO PROCEED WITH BRUSH ABATEMENT

WHEREAS, the City Council adopted Resolution No. 3733 on May 7, 2019, which by its terms the Council did declare as a public nuisance all growing, located or existing upon streets, sidewalks, alleys or upon private property in the City; and

WHEREAS, a Public Hearing was held on June 18, 2019 and no objections to the proposed removal of Brush were made or presented orally or in written form.

NOW THEREFORE, IT IS FOUND, ORDERED AND DETERMINED as follows:

1. On June 18, 2019, the City Council elected to proceed under Chapter 2 of Title 8 of the Monte Sereno Municipal Code and did declare as a public nuisance all Brush growing, located or existing upon the streets, sidewalks, alleys and private property in the City, all as more particularly described in Resolution 3733 adopted on May 7, 2019.
2. The Council fixed Tuesday, June 18, 2019, at the hour 7:00 p.m. in the Council Chambers, City Hall, 18041 Saratoga-Los Gatos Road, Monte Sereno, California, as the time and place for hearing all objections to the proposed destruction or removal of Brush and the Fire Marshal did prepare Notices to remove Brush did, in the time and manner prescribed by Chapter 2 entitled "Weed and Brush Abatement" of Title 8 of the Monte Sereno Municipal Code, cause copies of the Notice to be conspicuously posted in three (3) prominent places in the City of Monte Sereno.
3. The City Council did hold a Public Hearing on June 18, 2019, and no oral objections to the proposed removal of Brush were presented, and the Hearing was closed on June 18, 2019.

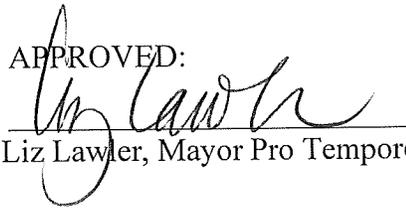
4. The City Manager or City Engineer or their representatives is ordered to abate the nuisance declared by Resolution No. 3733 by having brush removed as specified in Chapter 2 of Title 8 of the Monte Sereno Municipal Code and, for this purpose, the City Manager or City Engineer or their representatives may enter upon private property to abate the nuisance. Before the City Manager or City Engineer or their representatives arrives, any property owner may remove brush at his or her own expense.

5. The City Manager or City Engineer or their representatives shall keep an account of the cost of abatement in front of or on each separate parcel of land where the work is done and shall submit to the Council for consideration, hearing or objection, modification and confirmation, an itemized written report showing this cost, all as more particularly described in Chapter 2 of Title 8 of the Monte Sereno Municipal Code.

REGULARLY passed and adopted this 18th day of June, 2019.

AYES: Council Members Ellahie, LaBouve, Leuthold and Mayor Pro Tempore
Lawler
NOES: None
ABSTAIN: None
ABSENT: Mayor Turner

APPROVED:


Liz Lawler, Mayor Pro Tempore

ATTEST: 
Andrea M. Chelemengos, City Clerk