

RESOLUTION NO. 3756

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MONTE SERENO
DECLARING NOXIOUS AND DANGEROUS WEEDS AND RUBBISH, REFUSE
AND DIRT TO BE A PUBLIC NUISANCE**

WHEREAS, certain weeds, dirt, rubbish and other hazardous material are growing, located or existing upon private property or properties, and in sidewalks, streets or alleys within the City of Monte Sereno, more specifically identified by address or parcel set forth in Exhibit A, hereby incorporated into this resolution; and

WHEREAS, said weeds are of a kind which, when mature, bear wingy or downy seeds and which attain such a large growth as to become a fire menace when dry, or which are otherwise noxious or dangerous, and which weeds are seasonal and recurrent nuisances; and

WHEREAS, said weeds, dirt, rubbish and other hazardous material constitutes a public nuisance and require the abatement thereof as provided by law; and

WHEREAS, in accordance with Government Code sections 39501 and 39502, Monte Sereno Municipal Code Chapter 8.02 sets forth the process and the authority for the abatement of weeds within the City of Monte Sereno and for the assessment of the costs of removal by lien,

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Monte Sereno, as follows:

1. That the weeds, dirt, rubbish and other hazardous material constitute a public nuisance and that the said public nuisance should be abated in the manner provided in Chapter 8.02 "Weed Abatement" of the Monte Sereno Municipal Code.

2. In accordance with Monte Sereno Municipal Code section 8.02.050, the nuisances identified in this resolution must be abated by the property owner within thirty (30) days after the adoption of this resolution, or within such other time as may be established by written agreement with the Fire Marshal or City Engineer. If not abated within such time as set forth herein, the City of Monte Sereno shall cause such nuisance to be abated, and the expense of such abatement assessed upon the property requiring weed removal.



2. After the passage of this resolution, the City Clerk shall mail notice to the affected property owners as soon as practicable and cause notice of its passage to be conspicuously posted in three (3) prominent places in the City of Monte Sereno at least ten days prior to the time fixed by the City Council for hearing objections, and which notice shall be in the form prescribed in Section 8.02.060 of the Monte Sereno Municipal Code.

3. The City Council shall hear and consider all objections to the proposed destruction or removal of weeds, dirt, rubbish or other hazardous material at a public hearing to be held at 7:00 p.m. on the 21st day of January, 2020 in the Council Chambers, City Hall, 18041 Saratoga-Los Gatos Road, Monte Sereno, California. By motion or resolution at the conclusion of said hearing the City Council shall either allow or overrule any objections.

4. If objections have not been made, or after the City Council has disposed of those objections made, the City Council shall order by resolution that the City Manager or the City Engineer, or their designated representatives, abate any nuisance caused by weeds that have not yet been abated by the property owner, and that the expense of abatement be assessed upon the property requiring such abatement.

Regularly adopted and passed this 3rd day of December, 2019, by the following vote:

AYES: Council Members Ellahie, Leuthold, Mayor Pro Tempore Lawler and Mayor Turner

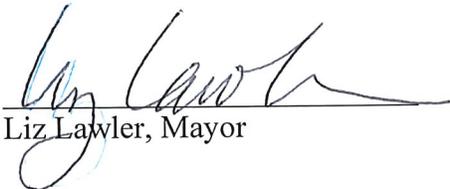
NOES: None

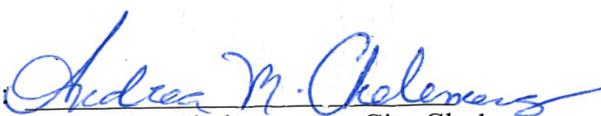
ABSENT: None

ABSTAIN: None

RECUSED: Council Member LaBouve

APPROVED:


Liz Lawler, Mayor

ATTEST: 
Andrea M. Chelemengos, City Clerk

**2020 WEED ABATEMENT PROGRAM
COMMENCEMENT REPORT
CITY OF MONTE SERENO**

Situs	APN	CITY/STATE
18081	SARATOGA- RD 410-20-036	KRIKAVA, LARRY DEAN FRIDAY HARBOR WA 98250-1759
18245	SARATOGA- RD 410-23-007	DO, CUONG VIET AND MINHA TON MONTE SERENO CA 95030-3142
18216	DAVES AV 410-29-013	SINGH, SUKHPAL TRUSTEE & ET AL MONTE SERENO CA 95030
15400	VIA 410-30-013	MURPHY, AUGUSTA M AND WILLIAM MONTE SERENO CA 95030-2102
0	BECKY LN 410-42-013	WONG, ALLEN TRUSTEE SAN JOSE CA 95170
15086	BECKY LN 410-42-014	TIERNEY, HARRY B TRUSTEE MONTE SERENO CA 95030-2106
15890	MATILJA DR 510-07-038	MILLER, RONALD J AND JOAN T MONTE SERENO CA 95030-3073
16005	GREENWOOD LN 510-10-041	FOUR EIGHTEEN HOLDINGS LLC SAN JOSE CA 95120-3514
18240	BANCROFT AV 510-12-002	MASSIH, MALIHEH LOS GATOS CA 95032-0000
16301	RIDGECREST AV 510-21-036	FARZANFAR, SAMAD TRUSTEE & ET RIVERSIDE CA 92508
	NO SITUS 510-21-094	FISHER, STEPHEN M TRUSTEE MONTE SERENO CA 95030-4137