

RESOLUTION 12-22

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILLIAMS REGARDING WEED AND RUBBISH ABATEMENT

WHEREAS, real property in the City of Williams covered by weeds, rubbish, refuse, and dirt constitutes a hazard to the health, safety, and well-being of the citizens of the City of Williams;

WHEREAS, Government Code §§ 39561, 39562 and 39562.1 and Article V of Chapter 8.16 of the Williams Municipal Code authorize the City Council to declare by Resolution that weeds growing upon the streets, sidewalks, or private property in the City and all rubbish, refuse, and dirt upon parkways, sidewalks, or private property within the City constitute a public nuisance;

WHEREAS, the City Council is further authorized to declare these offending parcels of real property to constitute seasonal and recurrent nuisances and to order the abatement of all such nuisances; and

WHEREAS, as set forth below, certain parcels of real property within the City currently constitute public nuisances under these provisions.

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

1. **Incorporation of Recitals.** The City Council hereby finds and determines that the Recitals of this Resolution are true and correct and are hereby incorporated into this Resolution as though fully set forth herein.

2. **Public Nuisance.** All weeds growing upon the streets, sidewalks, or private property in the City, and all rubbish, refuse, and dirt upon parkways, sidewalks, or private property in the City are declared public nuisances pursuant to Government Code § 39561 and Article V of Chapter 8.16 of the Williams Municipal Code.

3. **Affected Parcels.** The weeds upon the parcels of real property in the City of Williams more particularly described in Exhibit A are declared to be seasonal and recurrent public nuisances to be abated pursuant to Government Code § 39562.1 and Article V of Chapter 8.16 of the Williams Municipal Code.

4. **Notice.** Notices of the Public Hearing identified in Section 5 below shall be mailed to all persons owning property described in this Resolution in the manner provided by Section 39567.1 of the Government Code, or the property shall be posted as provided by Sections 39564-39567 of the Government Code.

5. **Hearing.** The owners of real property identified in Exhibit A who have any objections to the proposed abatement of nuisances by the City in the manner permitted by law are hereby notified to attend the meeting of the City Council to be held at 6:00 PM on October 17, 2012, at Williams City Hall, 810 E Street, Williams, California 95987, when their objections

will be heard and given due consideration.

6. **Cost Recovery.** At the conclusion of any proceedings instituted by this Resolution, the City shall recover all abatement and administrative costs and attorneys' fees to the extent permitted by law. Such costs may be recovered through a special assessment against offending properties.

7. **Effective Date.** This Resolution shall be effective as of the date of its adoption.

MOVED, PASSED AND ADOPTED by the City Council of the City of Williams, this _____ day of _____, 2012 by the following vote:

Ayes:
Noes:
Abstain:
Absent:

City of Williams

John J. Troughton, Jr., Mayor

ATTEST:

APPROVED AS TO FORM:

Charles Bergson, City Clerk

Ann M. Siprelle, City Attorney

EXHIBIT "A"