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CITY OF SACRAMENTO

DEPARTMENT OF FINANCE
REVENUE DIVISION
915 I STREET
ROOM 104
SACRAMENTO, CA 95814-2696
TELEPHONE (916) 449-5454

CITY MANAGER'S OFFICE
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APR 20 1983

April 20, 1983
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APPROVED
BY THE CITY COUNCIL

APR 26 1983

OFFICE OF THE
CITY CLERK

City Council
Sacramento, California

Honorable Members in Session:

SUBJECT: RESOLUTION SETTING A HEARING DATE TO ASSESS COSTS OF
WEED ABATEMENT AS A LIEN

SUMMARY

Attached are two resolutions setting a hearing for May 19, 1983, to assess the costs of various unpaid weed abatement work. The hearings are set in accordance with the provisions of California Government and City Codes. Approval of the resolutions is recommended.

BACKGROUND

The resolutions are for unpaid weed abatement work for 1981 and 1982. The 1981 weed abatement process is handled by the Fire Department. Beginning with the 1982 weed abatement process, the Department of Finance has assumed responsibility for billing of these charges. Due to available billing and collecting resources within the Department of Finance, the 1982 lien process is accelerated by one year.

1981:

Resolution No. 81-143, March 3, 1981, declared certain parcels of property throughout the City of Sacramento to be a public nuisance due to weeds and rubbish and required that said nuisances be abated either by the owner of said property or by a City Contractor.

With the adoption of this resolution, a form as prescribed by Chapter 13 of the California Government Code was issued to 14,000 property owners and a date was set of March 17, 1981, to hear objections of owners so notified.

Said hearing was held and on March 24, 1981, Resolution No. 81-205 was adopted over-ruling such objections and ordering the Weed Abatement Division to proceed with the abatement of weeds and rubbish throughout the City of Sacramento.

Physical abatement was made during the period of April 4th to November 15th, 1981, and 2,606 lots were abated by City Contractors and invoices issued in the amount of \$170,309.50. All lots were inspected by the Fire Department both

Resolution Setting a Hearing Date For Weed Abatement

prior to and after abatement work, and charges verified as to performance and quality.

The charges that remain apparently are not going to be paid and this resolution effects the placing of the charges as a lien against the property. Inasmuch as the invoices were issued on November 13, 1981, it is felt that sufficient time has elapsed and that steps should be taken to record them as a special assessment lien in the manner provided by Government Code Sections 39560-39587.

1982:

Resolution No. 82-033, January 19, 1982, declared certain parcels of property throughout the City of Sacramento to be a public nuisance due to weeds and rubbish and required that said nuisances be abated either by the owner of said property or by a City Contractor.

With the adoption of this resolution, a form as prescribed by Chapter 13 of the California Government Code was issued to 14,000 property owners and a date was set of February 2, 1982, to hear objections of owners so notified.

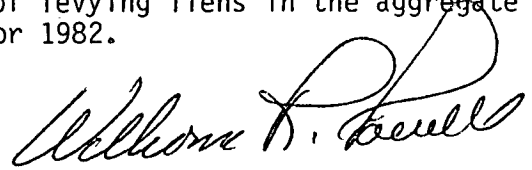
Said hearing was held and on February 9, 1982, Resolution No. 82-076 was adopted over-ruling such objections and ordering the Weed Abatement Division to proceed with the abatement of weeds and rubbish throughout the City of Sacramento.

Physical abatement was made during the period of April 21st to November 30th, 1982, and 3,009 lots were abated by City Contractors and bills mailed in the amount of \$192,473.00. All lots were inspected by the Fire Department both prior to and after abatement work, and the charges verified as to performance and quality.

The charges that remain apparently are not going to be paid and this resolution effects the placing of the charges as a lien against the property. Inasmuch as the invoices were issued on January 5, 1982, it is felt that sufficient time has elapsed and that steps should be taken to record them as a special assessment lien in the manner provided by Government Code Sections 39560-39587.

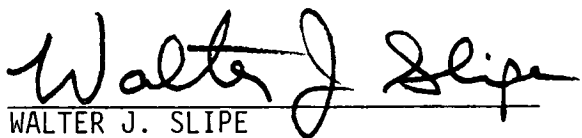
RECOMMENDATION

It is recommended that the City Council adopt the attached two resolutions setting a hearing date of May 19, 1983 for the purpose of levying liens in the aggregate amount of \$55,773.00 for 1981, and \$95,058.50 for 1982.



WILLIAM R. POWELL
Fire Chief

RECOMMENDATION APPROVED:



WALTER J. SLIPE
City Manager



MICHAEL L. MEDEMA
Revenue Officer

Attachments

April 26, 1983
All Districts

RESOLUTION NO. 83-312

ADOPTED BY THE SACRAMENTO CITY COUNCIL ON DATE OF

RESOLUTION SETTING A HEARING DATE TO ASSESS COSTS OF UNPAID WEED ABATEMENT WORK AS A LIEN

WHEREAS pursuant to the provisions of Section 39500 et seq. of the California Government Code, and City of Sacramento Resolution No. 81-143, dated March 3, 1981, and Resolution No. 81-205, dated March 24, 1981, the Fire Marshal has directed that abatement work be performed at the address hereto set forth, and

WHEREAS the owners of said property failed to perform abatement work as required by said provisions, and

WHEREAS the Fire Marshal ordered that said abatement work be done by the City and the costs of same be made a special assessment lien upon the property, and

WHEREAS said work has been done by contractors of the City, and

WHEREAS the owners of the property upon which abatement work was performed have not voluntarily paid the City for the costs of said abatement

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

1. That the City Council hold a hearing before it on May 17, 1983, in the City Council Chambers, 915 I Street, Sacramento, California, to hear and consider all protests, if there shall be any, and then affirm or reject the placing of the costs of such abatement work upon such property as a special assessment lien.
2. The property upon which said abatement work has been performed, and proposed liens in the amount of \$55,773.00 placed on file with the City Clerk and incorporated within this resolution by reference, Pages 1 through 28, and is to be posted outside the Council Chamber as prescribed by law.

MAYOR _____

ATTEST

APPROVED BY THE CITY COUNCIL

APR 26 1983

CITY CLERK

OFFICE OF THE CITY CLERK

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NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

1. That the City Council hold a hearing before it on May 19, 1983, in the City Council Chambers, 915 I Street, Sacramento, California, to hear and consider all protests, if there shall be any, and then affirm or reject the placing of the costs of such abatement work upon such property as a special assessment lien.
2. The property upon which said abatement work has been performed, and proposed liens in the amount of \$95,058.00 placed on file with the City Clerk and incorporated within this resolution by reference, Pages 1 through 40, and is to be posted outside the Council Chamber as prescribed by law.

MAYOR

ATTEST

CITY CLERK

APPROVED
BY THE CITY COUNCIL

APR 26 1983

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