

City of Sacramento

Legislation Text

File #: 2019-00115, **Version:** 1

Title:
2019 Annual Weed and Rubbish Abatement Notification

File ID: 2019-00115

Location: Citywide

Recommendation:

Adopt a Resolution: 1) declaring weeds, rubbish, refuse, and dirt to be a public nuisance pursuant to California Government Code § 39561 and City Code Chapter 8.28; 2) declaring that weeds on specified parcels of property are seasonal and recurrent nuisances pursuant to Government Code § 39562.1 and City Code Chapter 8.28, and the description of said parcels are at Exhibit A to the Resolution; 3) authorizing notification be sent to the owners of said real property having any objections to the proposed abatement of said nuisances in the manner prescribed by Government Code § 39567 and 39567.1 and Chapter 8.28 of the Sacramento City Code; and 4) setting a public hearing for March 26, 2019, for objections to be heard and given due consideration.

Contact: Tina Lee-Vogt, Program Manager, (916) 808-2679, Community Development Department

Presenter: None

Attachments:

- 1-Description/Analysis
- 2-Resolution
- 3-Exhibit A (Weed and Rubbish Abatement Report)

Description/Analysis

Issue Detail: Pursuant to Government Code § 39561 et seq., the City annually notifies owners of real property with weed and rubbish issues. This procedure provides that if the respective owners do not abate the nuisances, a city contractor may abate them at a cost determined by competitive bidding from licensed city contractors plus an administrative charge of \$525.00 as set by City Council action.

Policy Considerations: Pursuant to Government Code § 39561 et seq. and Chapter 8.28 of the Sacramento City Code authorizes abatement thereof, weeds growing upon the streets, sidewalks, or private property in the City. See Government Code § 39576.5.

Economic Impacts: None.

Environmental Considerations: In the event the Weed Abatement Officer detects a potentially sensitive area, the condition will be reported to the Environmental Services Division for direction and to be compliant with the California Environmental Quality Act. Abatement will be suspended at that location until instruction is provided. This process is similar to the approach taken when potentially hazardous materials are located at an abatement site.

Sustainability: There are no sustainability considerations as listed in the Sustainability Master Plan applicable to declaring properties that were determined to need abatement of weed and rubbish.

Commission/Committee Action: None.

Rationale for Recommendation: The weed and rubbish abatement program eliminates hazards to the health, safety, and well-being of the citizens of the City of Sacramento, pursuant to Government Code § 39561 et seq. and Chapter 8.28 of the Sacramento City Code.

Financial Considerations: The costs associated with printing and mailing annual weed abatement notices to owners of vacant parcels within the city is available in the Community Development Department's FY2018/19 operating budget.

Local Business Enterprise (LBE): Not applicable.

Background: The weed abatement program was initiated on July 10, 1969 and has been in effect since the City first adopted the standards for weed and rubbish abatement. A database was created comprised of the hereinafter described real property within the city limits that was covered by weeds, rubbish, refuse, and dirt, and said weeds, rubbish, refuse, and dirt that constituted a hazard to the health, safety, and well-being of the citizens of the city. Routine inspections made by the Code Enforcement Officers as requested ensure that the described real property has been added to the database and/or is eliminated from the database when the property no longer constitutes a potential hazard to the health, safety, and well-being of the citizens.

Presently over 6,300 weed and rubbish abatement notifications go out to parcel owners. Of those, approximately 800-1,200 will require abatement due to lack of abatement by parcel owner. The real property on which said nuisances exist is on file at the Community Development Department, 300 Richards Boulevard, 3rd Floor, Sacramento, CA 95811, and the Office of the City Clerk, in New City Hall at 915 I Street, 5th floor, Sacramento, CA 95814.

An invoice will be issued by the City for abatement at the completion of the weed abatement season. Non-payment may result in the cost of the abatement being placed as a lien against the property.