

RESOLUTION NO. 23-053

**A RESOLUTION OF THE CUPERTINO CITY COUNCIL
DECLARING PROPERTIES AS HAVING POTENTIAL FIRE HAZARDS
FROM BRUSH AND SETTING A PUBLIC HEARING TO DECLARE A
PUBLIC NUISANCE AND FOR OBJECTIONS TO PROPOSED REMOVAL**

WHEREAS, brush is growing in the City of Cupertino upon certain streets, sidewalks, highways, roads and private property; and

WHEREAS, said brush may attain such growth as to become a fire menace or which are otherwise noxious or dangerous; and

WHEREAS, said brush appears to be a public nuisance;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Cupertino does hereby declare:

1. That said brush does now appear to be a public nuisance and potential fire hazard;
2. That said condition and potential fire hazard exists upon all of the streets, sidewalks, highways, roads, and private property more particularly described by common names or by reference to the tract, block, lot, code area, and parcel number on the report to be provided by the Santa Clara County Fire Department;
3. That the 6th day of July, 2023, at the hour of 6:45 p.m., or as soon thereafter as the matter can be heard, in the Council Chamber in the Community Hall, City of Cupertino and via teleconference, with details on how to attend the meeting appearing on the City Council agenda for that date, are hereby set as the time and place to determine whether the condition is a public nuisance and where all property owners having any objections to the proposed removal of such brush may be heard;
4. That the Santa Clara County Fire Marshal is hereby designated and ordered as the person to give notice of the adoption of this resolution in the manner and form provided in Section 16.40.200 of the Cupertino Municipal Code.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Cupertino this 16th day of May, 2023 by the following vote:



Members of the City Council

AYES: Wei, Mohan, Chao, Fruen, Moore

NOES: None

ABSENT: None

ABSTAIN: None

SIGNED:  _____ Hung Wei, Mayor City of Cupertino	<u>06/01/23</u> _____ Date
ATTEST:  _____ Kirsten Squarcia, City Clerk	<u>6/6/23</u> _____ Date