

RESOLUTION NO. 20-

A RESOLUTION OF THE CUPERTINO CITY COUNCIL DECLARING WEEDS ON CERTAIN DESCRIBED PROPERTY TO BE A POTENTIAL FIRE HAZARD OR OTHER POTENTIAL NUISANCES AND SETTING A HEARING TO DECLARE PUBLIC NUISANCE AND FOR OBJECTIONS TO PROPOSED REMOVAL

WHEREAS, weeds as described in Chapter 9.08 of the Cupertino Municipal Code are growing in the City of Cupertino upon certain streets, sidewalks, highways, roads and private property; and

WHEREAS, said weeds are undesirable, noxious, and dangerous and/or due to their rapid growth are or may become a fire menace; as such, said weeds constitute a potential public nuisance under state law and Chapter 9.08 of the Cupertino Municipal Code; and

WHEREAS, property owners and other persons occupying or having charge or control of any building, lot, or premises within the City are required to remove weeds in accordance with the provisions of Chapter 9.08 of the Cupertino Municipal Code;

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

1. Weeds growing upon any private property or in any street or alley within the City in violation of Cupertino Municipal Code, Chapter 9.08 constitute a public nuisance;
2. The weeds found on the streets, sidewalks, highways, roads and private property, which properties are identified by common names or by reference to the tract, block, lot, code area, and parcel number on the report prepared by the County Agricultural Commissioner and attached hereto as Exhibit A, are declared as having potential fire hazards or other potential nuisances due to weeds that are noxious, dangerous, or pose health risks;
3. That the 19th day of January, 2021, at the hour of 6:45 p.m., or as soon thereafter as the matter can be heard, in a teleconference meeting with no physical location to help stop the spread of COVID, with details on how to attend the meeting appearing on the City Council Agenda for that date, is

hereby set as the time and place to declare weeds on these properties to be a public nuisance and where all property owners having any objections to the proposed removal of such weeds may be heard;

4. That the Agricultural Commissioner is hereby designated and ordered to give notice of the adoption of this resolution, in the manner and form provided in Chapter 9.08 of the Cupertino Municipal Code.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Cupertino this 1st day of December 2020 by the following vote:

Vote Members of the City Council

AYES:

NOES:

ABSENT:

ABSTAIN:

SIGNED:	
_____	_____
Steven Scharf, Mayor City of Cupertino	Date
ATTEST:	
_____	_____
Kirsten Squarcia, City Clerk	Date

Reserved for Exhibit A