

**Resolution No. 2023-XXX N.C.S.
of the City of Petaluma, California**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PETALUMA CONFIRMING THE
COST OF ABATEMENT OF WEEDS AND CONFIRMING APPROVAL OF THE FORWARDING OF
UNPAID BILLS TO THE COUNTY ASSESSOR'S OFFICE FOR COLLECTION OF ASSESSMENTS**

WHEREAS, on April 3, 2023 and July 10, 2023 the City Council adopted resolutions declaring weeds a nuisance; and

WHEREAS, on April 17, 2023 and July 17, 2023 the City Council adopted a resolution authorizing the City to abate said nuisances; and

WHEREAS, on the 2nd day of October, the Fire Marshal provided to the City Council of Petaluma an itemized report detailing the cost of removing weeds, excessive organic yard waste, foliage, overgrowth, dirt and/or debris from forty-one (41) separate parcels, all as shown and set forth on the attached itemized report. Said work was completed pursuant to Government Code, Title 4, Chapter 13, including §§39560 et seq., and proceedings of this City Council, including the Resolutions adopted April 17, 2023; and

WHEREAS, the Fire Marshal kept an accounting of nuisance weed abatement completed by the City's weed contractor, Land Revision, and submitted the 2023 Weed Abatement Cost Report ("Report") to the City Council showing the cost of removing weeds, excessive organic yard waste, foliage, overgrowth, dirt and/or debris from the forty-one (41) parcels abated this season in accordance with Government Code Section 39574; and

WHEREAS, before said Report was submitted to the City Council, a copy of same was posted on the Chamber door of the City Council prior to the 2nd day of October 2023 and for at least three days, together with notice of the date on which the Report would be submitted to the City Council for confirmation in accordance with Government Code Section 39576; and

WHEREAS, said displayed notice and report states that a Public Hearing would be held before this City Council on this 2nd day of October at the hour of 6:30 P.M., or as soon thereafter as can be heard, about the outcome of the abatement season; and

WHEREAS, at the time and place referred to in said notice, the City Council heard the Fire Marshal's Report, together with any objections raised by the property owners, and the City Council made its recommendations and any modifications it deemed necessary to be included in the final Report; and

WHEREAS, a copy of the Property Tax Levy Report has been given to the County Auditor/Assessor of Sonoma County in advance of the City Council hearing this matter; and

WHEREAS, compliance with the California Environmental Quality Act (CEQA) for the 2023 weed abatement program was already analyzed at the April 17, 2023 City Council meeting; and

WHEREAS, this action of confirming the weed abatement cost report and forwarding the costs to the County to assess is exempt from CEQA because it is not a project which has a potential for resulting in either a direct physical change in the environment, or a reasonably foreseeable indirect physical change in the environment, and is a fiscal and administrative activity pursuant to CEQA Guideline section 15378.

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

1. Declares that the above recitals are true and correct and are incorporated into this resolution as findings of the City Council.
2. Finds that compliance with the California Environmental Quality Act (CEQA) for the 2023 weed abatement program was already analyzed at the April 17, 2023 City Council meeting. Regardless, this action of confirming the weed abatement cost report and forwarding the costs to the County to assess is exempt from CEQA because it is not a project which has a potential for resulting in either a direct physical change in the environment, or a reasonably foreseeable indirect physical change in the environment, and is a fiscal and administrative activity pursuant to CEQA Guideline section 15378.
3. The Fire Marshal’s 2023 Weed Abatement Cost Report, and each amount and part thereof, is hereby confirmed, and as to the delinquent parcels listed in the attached Exhibit A, the amount shown for each such parcel constitutes a special assessment against each such delinquent parcel.
4. The Property Tax Levy Report provided to the County Auditor/Assessor of Sonoma County is hereby confirmed, such that a special assessment shall be charged against each delinquent parcel as listed in the Property Tax Levy Report, pursuant to Government Code, Title 4, Chapter 13, including §§39560 et seq.

Under the power and authority conferred upon this Council by the Charter of said City.

REFERENCE: I hereby certify the foregoing Resolution was introduced and adopted by the Council of the City of Petaluma at a Regular meeting on the 2nd day of October 2023, by the following vote:

Approved as to form:

City Attorney

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

City Clerk

Mayor

EXHIBIT A**UNPAID INVOICES FOR WEED ABATEMENT WORK PERFORMED IN 2023
SUBMIT FOR PROPERTY TAX LEVY**

APN	Property Address	Owner	Amount Due
007422028	4951 Stony Pt Rd	H&H REAL ESTATE LLC ET AL	625.00
008123015	201 Pet Blvd S	UNION OIL COMPANY OF CALIFORNIA	580.00
008471018	1100 Pet Blvd S	PRB ENTERPRISES LLC	1260.00
006441013	745 N Webster St	PRESIDING BISHOP CH OF JESUS CHRIST L D S	1940.00
007143003	15 Copeland St	PACIFICA HAYSTACK LP	1680.00
007143014	217 Weller St		
007143004	219 Weller St		
007143015	215 Weller St		
019210009	2 Rovina Ln	DEVOTO DAVID F TR	1200.00
007422041	0 Denman Rd	COUNTY OF SONOMA	524.50
019210035	1450 Pet Blvd S	OSBORNE JASON & BYRNE KATE	2552.88
019210032	1340 Pet Blvd S	MC 2 PETALUMA LLC	1274.50
019210034	0 McNear	MCCOMIC KATHERINE E & MCCOMIC ETRAN CHANE	439.50
019210033	149 McNear Ave	MC 2 PETALUMA LLC	589.50
007171005	400 Hopper St	VULCAN LANDS INC	325.00
008073014	317 Hill Blvd	GOLTERMANN JOHN K C	410.00
005040039	3200 Lakeville Hwy	LABCON NORTH AMERICA	765.00
136690011	0 Hopper St	PETALUMA RIVERFRONT LLC	625.00
007361031	901 Martin Cir	KENILWORTH APTS LLC ET AL	870.00
008253016	31 Fairview Terr	ESENBERG MARK A & LYNETTE M	442.50
019500012	2 Benjamin Ln	POTE MICHAEL THOMAS & POTE RUET	325.00
136690012	0 Bautista	PETALUMA RIVERFRONT LLC	1430.00
005221005	1108 Gumwood Dr	KUDROFF JIM J	367.50
048142009	0 Cinnabar Rd	260 CINNABAR LLC	410.00
006361030	131 Liberty St	131 LIBERTY ST LLC	540.00