RESOLUTION NO. 2020-5653

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF YORBA LINDA, CALIFORNIA CONFIRMING THE REPORT OF COSTS OF ABATEMENT OF WEEDS, RUBBISH, REFUSE, AND DIRT PUBLIC NUISANCES, AND IMPOSING SPECIAL ASSESSMENTS AS LIENS ON PARCELS WITHIN THE CITY OF YORBA LINDA

WHEREAS, Resolution No. 2019-5629 was adopted on August 20, 2019, declaring that weeds growing upon or in front of, and rubbish, and refuse, and dirt upon or in front of certain property in the City of Yorba Linda constitutes a public nuisance and further declaring the intention of the City of Yorba Linda to provide for the abatement thereof, and setting a public hearing thereon; and

WHEREAS, Notice to Destroy Weeds and Remove Rubbish, Refuse and Dirt was given in accordance with the provisions of Section 39560 of the California Government Code and such resolution; and

WHEREAS, a public hearing was held by the Yorba Linda City Council on August 20, 2019, and all objections to the proposed abatement of such nuisance by removal of weeds, rubbish, refuse and dirt were heard and considered in accordance with such provisions and such resolution; and

WHEREAS, the Yorba Linda City Council ordered the Senior Community Preservation Officer to abate such nuisances by Resolution No. 2019-5629 adopted on August 20, 2019; and

WHEREAS, an itemized written report showing the cost of abatement of such nuisance upon or in front of each separate parcel of land has been prepared by the Senior Community Preservation Officer and submitted to the City Council for confirmation; and

WHEREAS, a copy of such report was posted on or near the door of the City Council Chambers for at least three (3) days prior to such submission, with a notice of the time of such submission; and

WHEREAS, a Public Hearing by such City Council for receiving and consideration of such report with any objections of the property owners liable to be assessed for such abatement, was held by the Yorba Linda City Council on March 17th, 2020.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF YORBA LINDA DOES FIND, DETERMINE, AND RESOLVE AS FOLLOWS:

1. That such report, attached as Exhibit “A”, and incorporated herein by this reference, hereby is confirmed as to the costs of abatement of such nuisance as to each parcel set forth in said report and such costs hereby are made and confirmed as a special assessment against each such parcel, and the same shall be a lien on each such parcel.
2. The City Clerk is authorized and directed to deliver a certified copy of the Resolution to the County Auditor/Assessor/Tax Collector.

PASSED, APPROVED AND ADOPTED at a regular meeting of the City Council of the City of Yorba Linda on this 7th day of April, 2020

BETH HANEY, MAYOR
CITY OF YORBA LINDA

ATTEST:

MARCIA BROWN, CITY CLERK
CITY OF YORBA LINDA

APPROVED AS TO FORM:
RUTAN & TUCKER, LLP

CITY ATTORNEY

STATE OF CALIFORNIA  )
COUNTY OF ORANGE  )

I, MARCIA BROWN, City Clerk of the City of Yorba Linda, California, DO HEREBY CERTIFY that the foregoing Resolution was adopted at a regular meeting of the City Council of the City of Yorba Linda held on the 7th day of April, 2020, and was carried by the following roll call vote:

MARCIA BROWN, CITY CLERK
CITY OF YORBA LINDA