

RESOLUTION NO. 2022-5792

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF YORBA LINDA CONFIRMING THE COSTS TO ABATE THE PUBLIC NUISANCE AT THE PRIVATE PROPERTY LOCATED AT ASSESSOR'S PARCEL NO. 323-431-18 IN THE CITY OF YORBA LINDA AND ORDERING THE COLLECTION OF SUCH COSTS AS A SPECIAL ASSESSMENT LIEN ON SUCH PROPERTY.

WHEREAS, Resolution No. 2021-5757 was adopted on June 15, 2021, 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 June 15, 2021, 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. 2021-5757 adopted on June 15, 2021; and

WHEREAS, an itemized account of the total cost to abate the nuisance conditions on the property, attached hereto as Exhibit "A" and incorporated herein by reference, has been prepared and is presented to the City Council for confirmation; and

WHEREAS, the total cost to abate the nuisance on the property includes the trimming of the dead and overgrown weeds and vegetation on the property; and

WHEREAS a public hearing by such City Council for receiving and consideration of such itemized account with any objections of the property owners liable to be assessed for such abatement, was held by the Yorba Linda City Council on April 5, 2022.

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

1. That such account, 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 such parcel, and the same shall be placed as a lien on 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 5th day of April 2022.

CARLOS RODRIGUEZ, 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)
ss.
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 5th day of April 2022, and was carried by the following roll call vote:

AYES: COUNCILMEMBERS:
NOES: COUNCILMEMBERS:
ABSENT: COUNCILMEMBERS:

MARCIA BROWN, CITY CLERK
CITY OF YORBA LINDA