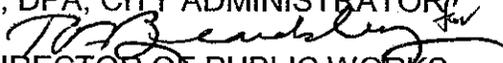


Council/Agency Meeting Held: _____ Deferred/Continued to: _____ <input type="checkbox"/> Approved <input type="checkbox"/> Conditionally Approved <input type="checkbox"/> Denied	_____ City Clerk's Signature
Council Meeting Date: 5/7/2007	Department ID Number: PW 07-021

**CITY OF HUNTINGTON BEACH
REQUEST FOR CITY COUNCIL ACTION**

SUBMITTED TO: HONORABLE MAYOR AND CITY COUNCIL MEMBERS

SUBMITTED BY: PENELOPE CULBRETH-GRAFT, DPA, CITY ADMINISTRATOR 

PREPARED BY: ROBERT F. BEARDSLEY, PE, DIRECTOR OF PUBLIC WORKS 

SUBJECT: Conduct Public Hearing for Annual Weed Abatement Program

Statement of Issue, Funding Source, Recommended Action, Alternative Action(s), Analysis, Environmental Status, Attachment(s)
--

Statement of Issue: Pursuant to Resolution 2007-13, a public hearing must be held before staff can initiate the removal of weeds, refuse and rubbish from undeveloped private properties at the owner's expense.

Funding Source: Funds in the amount of \$29,000 are budgeted in Weed Abatement, Account No. 10085416.64620, for abatement of public and private properties. Costs for abatement of private properties will be added to the County Assessor's tax role.

Recommended Action: Motion to:

1. Open a public hearing for any objections and protests to the proposed removal of weeds, refuse and rubbish; and following the hearing;
2. Authorize the Superintendent of Streets (Director of Public Works) to proceed with the abatement of said nuisance.

Alternative Action(s):

Postpone the hearing to a later date and direct staff to modify the annual weed abatement schedule.

D-2

REQUEST FOR CITY COUNCIL ACTION

MEETING DATE: 5/7/2007

DEPARTMENT ID NUMBER: PW 07-021

Analysis: On February 20, 2007, City Council adopted Resolution 2007-13 declaring that certain weeds, refuse, and rubbish on public and private properties are a public nuisance that should be abated as provided in Division 3, Article 2, Chapter 13 of the of the California Government Code. The City cannot commence removal of weeds, refuse, and rubbish from private property at the owner's expense until a public hearing has been held to hear any objections and/or protests. The resolution fixed a public hearing date of May 7, 2007.

If the private property owner is unable or unwilling to clear their property by their own means, City staff will complete the task. If the City clears the property, the private property owner is billed for the City's cost on their property tax bill and these funds are reimbursed to the General Fund.

Exhibit A of Resolution 2007-13 indicated a total of 163 private properties. The resolution required that notices be posted on all affected private properties not later than 10 days prior to the time of the hearing of objections. This action was taken and the Affidavit of Posting is attached.

Strategic Plan Goal: C-2 Provide quality public services to meet community expectations.

Environmental Status: Not applicable.

Public Works Commission Action: Not required.

Attachment(s):

City Clerk's Page Number	No.	Description
3	1.	Resolution 2007-13
11	2.	Affidavit of Posting
14	3.	Notice to Destroy Weeds and Remove Rubbish and Refuse
16	4.	PowerPoint Presentation

ATTACHMENT #1

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RESOLUTION NO- 2007-13

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON BEACH FINDING AND DECLARING THAT CERTAIN WEEDS GROWING IN THE CITY, AND RUBBISH AND REFUSE DEPOSITED ON PUBLIC WAYS AND PRIVATE PROPERTY ARE A PUBLIC NUISANCE; AND FIXING THE TIME FOR HEARING PROTESTS AND OBJECTIONS TO THE ABATEMENT THEREOF

WHEREAS, it has come to the attention of the City Council of the City of Huntington Beach that certain weeds more particularly described below are growing upon certain streets, sidewalks, parkways and private property in the City of Huntington Beach, and that rubbish and refuse are found upon parkways, sidewalks and private property in the City, and that the same are a public nuisance; and

It appears to the City Council of the City of Huntington Beach that said weeds and rubbish and refuse should be removed and abated as a public nuisance in accordance with the provisions of Division 3, Chapter 13, Article 2 of the California Government Code, commencing with Section 39560.

NOW, THEREFORE, BE IT RESOLVED as follows:

SECTION 1. Pursuant to the provisions of Division 3, Chapter 13, Article 2 of the California Government Code and Huntington Beach Municipal Code, Chapter 8.16, the City Council of the City of Huntington Beach hereby determines and declares that weeds which bear seeds of a downy or winged nature, and weeds which attain such a large growth as to become, when dry, a fire menace, and dry grass, stubble, brush, litter or other flammable material which endangers the public safety by creating a fire hazard, and weeds which are otherwise noxious or dangerous, are growing upon certain streets, sidewalks, parkways and private property in the City, and that rubbish and refuse are found upon parkways, sidewalks and private property in the City, and the same are hereby declared to be a public nuisance. The names of such streets as they are commonly known, and the property fronting upon such streets, sidewalks or parkways, or in front of which such nuisance exists are hereinafter particularly described according to the official assessment maps of the County of Orange, as set out in Exhibit A, attached hereto and incorporated by this reference.

SECTION 2. The Director of Public Works of the City of Huntington Beach for the purpose of this resolution, and pursuant to Section 39560 of the California Government Code, is hereby designated as the person to perform the duties imposed by law, and is hereby instructed and directed to prepare and post notices to destroy weeds or to remove said rubbish and refuse as required by law. Such notices shall be in accordance with the requirements contained in Government Code Sections 39565 through 39566, and shall be conspicuously posted on or in front of the property on which, or in front of which the nuisance exists or, if the property has no frontage, upon any street, highway or road most likely to give actual notice to the owner. The notices shall be posted as follows: One notice to each piece or parcel of property in separate

ownership of not over fifty (50) feet frontage; not more than two (2) notices to any such parcel of property in separate ownership with a frontage of one hundred (100) feet or less; and if the frontage of any place or parcel of property in separate ownership is greater than one hundred (100) feet, such notices shall be posted at not more than one hundred (100) feet apart. Such notice shall be posted at least ten (10) days prior to the time of hearing of objections.

SECTION 3. The City Council does hereby fix May 7, 2007 at 6:00 p.m. as the time, or as soon thereafter as the matter may be heard, in the Council Chambers in the Civic Center, Huntington Beach, California as the place for hearing objections and protests to the proposed removal of such weeds, rubbish and refuse.

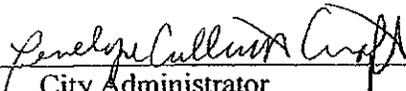
PASSED AND ADOPTED by the City Council of the City of Huntington Beach at a regular meeting thereof held on the 20th day of February, 2007.



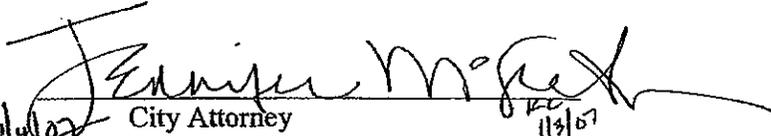
Mayor

REVIEWED AND APPROVED:

APPROVED AS TO FORM:

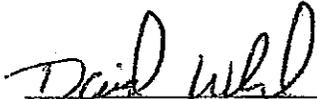


City Administrator



City Attorney
11/9/07

INITIATED AND APPROVED:



Director of Public Works For RFB

2007 Vacant Parcels
Private Ownership

	APN	OWNED	LOCATION	SIZE	SQ. FT.
1	023-093-18	PRIVATE	CORNER 14TH & MAIN	ODD	7,900
2	023-114-14	PRIVATE	S/E CORNER 20TH & ACACIA	117.5 X 50	5,875
3	023-122-32	PRIVATE	CORNER 22ND & ORANGE	117.5 X 50	5,875
4	023-124-02	PRIVATE	S/SIDE 20TH @ PECAN	100 X 117.5	11,750
5	023-124-04	PRIVATE	S/SIDE 20TH BTW PECAN & ORANGE	50 X 117.5	5,875
6	023-126-11	PRIVATE	N/SIDE 21ST BTW OLIVE & ORANGE	117.5 X 50	5,875
7	023-127-27	PRIVATE	S/SIDE 21ST BTW OLIVE & ORANGE	117.5 X 25	2,938
8	023-134-12	PRIVATE	N/SIDE 19TH BTW OLIVE & WALNUT	25 X 95	2,375
9	023-136-20	PRIVATE	PCH BTW 21ST AND 22ND	25 X 127	3,175
10	023-137-02	PRIVATE	S/SIDE 21ST BTW PCH & WALNUT	117.5 X 37.5	4,406
11	023-142-16	PRIVATE	17TH BTW PALM & ACACIA	117.5 X 50	5,875
12	023-147-24	PRIVATE	N/W CORNER ACACIA & 16TH	117.5 X 25	2,938
13	023-147-25	PRIVATE	N/W CORNER ACACIA & 16TH	117.5 X 25	2,938
14	023-156-14	PRIVATE	N/SIDE 17TH BTW OLIVE & ORANGE	117.5 X 25	2,938
15	023-167-08	PRIVATE	N/SIDE 16TH CORNER OF PCH (Lot 1)	25 X 163	4,075
16	024-012-02	PRIVATE	S/SIDE 14TH @ PALM	117.5 X 50	5,875
17	024-038-02	PRIVATE	S/SIDE 12TH BTW PCH & WALNUT	50 X 117.5	5,875
18	024-038-03	PRIVATE	S/SIDE 12TH BTW PCH & WALNUT	50 X 117.5	5,875
19	024-071-17	PRIVATE	W/SIDE MAIN @ 11TH	50X150	7,500
20	024-107-09	PRIVATE	N/W CORNER 8TH & PECAN	50 X 117.5	5,875
21	024-123-07	PRIVATE	N/SIDE 8TH BTW PCH & WALNUT	62.5 X 117.5	7,344
22	024-124-16	PRIVATE	PCH BTW 7TH AND 8TH	25 X 110	2,750
23	024-134-13	PRIVATE	E/S LAKE BTW ALLEY AND PECAN	117.5 X 50	5,875
24	024-134-15	PRIVATE	TRIANGLE E/S LAKE BTW ALLEY & ORANGE	ODD	
25	024-141-26	PRIVATE	S/SIDE 7TH BTW OLIVE & ORANGE	50 X 117.5	5,875
26	024-142-10	PRIVATE	N/SIDE 5TH BTW OLIVE & ORANGE	25 X 107.5	2,688
27	024-142-22	PRIVATE	N/SIDE 5TH BTW OLIVE & ORANGE	25 X 107.5	2,688
28	024-147-34	PRIVATE	5th St BTW WALNUT & OLIVE	50X105	5,250
29	024-151-29	PRIVATE	PCH SO. CORNER OF 7TH	100 X 108	10,800
30	024-162-01	PRIVATE	S/W CORNER OLIVE & 1ST	100 X 117.5	11,750
31	024-164-07	PRIVATE	N/W CORNER 2ND & OLIVE	50 X 117.5	5,875
32	025-024-06	PRIVATE	N/SIDE YORKTOWN E/OF LAKE	ODD	54,450
33	025-103-01	PRIVATE	S/W CORNER DELAWARE & KNOXVILLE	55X125	6,875
34	025-107-12	PRIVATE	S/W CORNER CALIFORNIA & KNOXVILLE	27 X 127.5	3,443
35	025-180-13	PRIVATE	E/SIDE BEACH SO. OF WILLIAMS	125 X 75	9,375
36	025-180-15	PRIVATE	S/SIDE WILLIAMS WEST OF BEACH	300 X 120	36,000
37	107-664-02	PRIVATE	N/W CORNER WARNER & NEWLAND	125 X 150	18,750
38	107-691-20	PRIVATE	SE CORNER BEACH & TERRY	150X150	22,500
39	110-021-23	PRIVATE	WARNER @ SANDRALEE	ODD	5,600
40	110-151-10	PRIVATE	N/OF ELLIS @ QUARTERHORSE	112 X 25	2,800
41	110-151-11	PRIVATE	N/OF ELLIS @ QUARTERHORSE	112 X 25	2,800
42	110-151-17	PRIVATE	N/OF ELLIS @ QUARTERHORSE	ODD	43,200
43	110-152-01	PRIVATE	N/OF ELLIS @ QUARTERHORSE	112 X 25	2,800
44	110-152-03	PRIVATE	N/OF ELLIS @ QUARTERHORSE	112 X 25	2,800
45	110-152-04	PRIVATE	N/OF ELLIS @ QUARTERHORSE	112 X 25	2,800
46	110-152-05	PRIVATE	N/OF ELLIS @ QUARTERHORSE	112 X 25	2,800
47	110-152-07	PRIVATE	N/OF ELLIS @ QUARTERHORSE	112 X 25	2,800
48	110-152-08	PRIVATE	N/OF ELLIS @ QUARTERHORSE	112 X 25	2,800
49	110-152-09	PRIVATE	N/OF ELLIS @ QUARTERHORSE	112 X 25	2,800
50	110-152-14	PRIVATE	N/OF ELLIS @ QUARTERHORSE	112 X 25	2,800
51	110-152-20	PRIVATE	N/OF ELLIS @ QUARTERHORSE	112 X 25	2,800
52	110-152-22	PRIVATE	N/OF ELLIS @ QUARTERHORSE	112 X 25	2,800
53	110-152-23	PRIVATE	N/OF ELLIS @ QUARTERHORSE	112 X 25	2,800

2007 Vacant Parcels
Private Ownership

	APN	OWNED	LOCATION	SIZE	SQ. FT.
54	110-153-04	PRIVATE	N/OF ELLIS @ QUARTERHORSE	112 X 25	2,800
55	110-160-01	PRIVATE	N/OF ELLIS @ QUARTERHORSE	-----	99,600
56	110-162-03	PRIVATE	N/OF ELLIS @ QUARTERHORSE	112 X 25	2,800
57	110-162-04	PRIVATE	N/OF ELLIS @ QUARTERHORSE	112 X 25	2,800
58	110-162-05	PRIVATE	N/OF ELLIS @ QUARTERHORSE	112 X 25	2,800
59	110-162-06	PRIVATE	N/OF ELLIS @ QUARTERHORSE	112 X 25	2,800
60	110-162-19	PRIVATE	N/OF ELLIS @ QUARTERHORSE	112 X 25	2,800
61	110-163-13	PRIVATE	N/OF ELLIS @ QUARTERHORSE	112 X 25	2,800
62	110-163-16	PRIVATE	N/OF ELLIS @ QUARTERHORSE	112 X 25	2,800
63	110-163-17	PRIVATE	N/OF ELLIS @ QUARTERHORSE	112 X 25	2,800
64	110-163-22	PRIVATE	N/OF ELLIS @ QUARTERHORSE	112 X 25	2,800
65	110-164-06	PRIVATE	N/OF ELLIS @ QUARTERHORSE	112 X 25	2,800
66	110-164-07	PRIVATE	N/OF ELLIS @ QUARTERHORSE	112 X 25	2,800
67	110-164-08	PRIVATE	N/OF ELLIS @ QUARTERHORSE	112 X 25	2,800
68	110-164-11	PRIVATE	N/OF ELLIS @ QUARTERHORSE	112 X 25	2,800
69	110-164-12	PRIVATE	N/OF ELLIS @ QUARTERHORSE	112 X 25	2,800
70	110-164-15	PRIVATE	N/OF ELLIS @ QUARTERHORSE	112 X 50	5,600
71	110-164-16	PRIVATE	N/OF ELLIS @ QUARTERHORSE	112 X 25	2,800
72	110-164-18	PRIVATE	N/OF ELLIS @ QUARTERHORSE	112 X 25	2,800
73	110-164-21	PRIVATE	N/OF ELLIS @ QUARTERHORSE	112 X 25	2,800
74	110-165-01	PRIVATE	N/OF ELLIS @ QUARTERHORSE	112 X 25	2,800
75	110-165-03	PRIVATE	N/OF ELLIS @ QUARTERHORSE	112 X 25	2,800
76	110-165-05	PRIVATE	N/OF ELLIS @ QUARTERHORSE	112 X 25	2,800
77	110-180-01	PRIVATE	ELLIS N/OF SADDLEBACK	112 X 25	2,800
78	110-182-03	PRIVATE	ELLIS N/OF SADDLEBACK	112 X 25	2,800
79	110-182-11	PRIVATE	ELLIS N/OF SADDLEBACK	112 X 25	2,800
80	110-183-19	PRIVATE	ELLIS N/OF SADDLEBACK	112 X 25	2,800
81	110-184-04	PRIVATE	ELLIS N/OF SADDLEBACK	112 X 25	2,800
82	110-184-10	PRIVATE	ELLIS N/OF SADDLEBACK	112 X 25	2,800
83	110-184-16	PRIVATE	ELLIS N/OF SADDLEBACK	112 X 25	2,800
84	110-184-17	PRIVATE	ELLIS N/OF SADDLEBACK	112 X 25	2,800
85	110-185-06	PRIVATE	ELLIS N/OF SADDLEBACK	112 X 50	5,600
86	110-185-15	PRIVATE	ELLIS N/OF SADDLEBACK	112 X 25	2,800
87	110-186-03	PRIVATE	ELLIS N/OF SADDLEBACK	112 X 25	2,800
88	110-186-04	PRIVATE	ELLIS N/OF SADDLEBACK	112 X 50	5,600
89	110-186-07	PRIVATE	ELLIS N/OF SADDLEBACK	112 X 25	2,800
90	110-186-08	PRIVATE	ELLIS N/OF SADDLEBACK	112 X 25	2,800
91	110-186-09	PRIVATE	ELLIS N/OF SADDLEBACK	112 X 25	2,800
92	110-186-14	PRIVATE	ELLIS N/OF SADDLEBACK	112 X 25	2,800
93	110-186-15	PRIVATE	ELLIS N/OF SADDLEBACK	112 X 25	2,800
94	110-186-16	PRIVATE	ELLIS N/OF SADDLEBACK	112 X 25	2,800
95	110-211-01	PRIVATE	W/SIDE GOLDENWEST S/OF ELLIS	112 X 25	2,800
96	110-211-04	PRIVATE	W/SIDE GOLDENWEST S/OF ELLIS	112 X 25	2,800
97	110-211-05	PRIVATE	W/SIDE GOLDENWEST S/OF ELLIS	112 X 175	19,600
98	111-130-10	PRIVATE	S/E CORNER GARFIELD & GOLDENWEST	50 X 117	5,850
99	111-120-11	PRIVATE	N/E CORNER GARFIELD & GOLDENWEST	145 X 50	7,250
100	111-140-28	PRIVATE	E/SIDE STEWART S/OF GARFIELD	-----	10,875
101	111-140-29	PRIVATE	E/SIDE STEWART S/OF GARFIELD	-----	10,875
102	111-140-30	PRIVATE	E/SIDE STEWART S/OF GARFIELD	-----	10,875
103	111-140-31	PRIVATE	E/SIDE STEWART S/OF GARFIELD	-----	10,875
104	111-140-32	PRIVATE	E/SIDE STEWART S/OF GARFIELD	ODD	
105	111-140-33	PRIVATE	E/SIDE STEWART S/OF GARFIELD	ODD	
106	111-150-47	PRIVATE	GARFIELD E/OF GOTHARD	127 X 175	22,225

2007 Vacant Parcels
Private Ownership

	APN	OWNED	LOCATION	SIZE	SQ. FT.
107	142-131-04	PRIVATE	S/W CORNER GOLDENWEST & EDINGER	150 X 118	17,700
108	142-172-01	PRIVATE	S/SIDE HEIL @ BEACH	ODD	18,525
109	145-543-07	PRIVATE	ENGINEER & PIPELINE	168 X 164	27,552
110	146-463-14	PRIVATE	S/E CORNER GOLDENWEST & EDINGER	150 X 120	18,000
111	148-021-24	PRIVATE	BEACH BLVD. FRONTAGE @ ATLANTA	ODD	27,402
112	153-051-11	PRIVATE	E/S BEACH N/OF YORKTOWN	100 X 442	44,200
113	153-201-27	PRIVATE	S/SIDE GARFIELD W/O BROOKHURST	75 X 400	30,000
114	159-031-18	PRIVATE	W/SIDE BEACH N/OF MAIN	-----	34,284
115	159-121-22	PRIVATE	E/SIDE DELAWARE N/OF GARFIELD	300 X 150	45,000
116	159-282-14	PRIVATE	N/SIDE CLAY BTW HOLLY AND HUNTINGTON	-----	49,800
117	159-393-14	PRIVATE	S/SIDE ELLIS E/OF QUARTERHORSE	112 X 25	2,800
118	159-393-17	PRIVATE	S/SIDE ELLIS E/OF QUARTERHORSE	112 X 25	2,800
119	159-393-18	PRIVATE	S/SIDE ELLIS E/OF QUARTERHORSE	112 X 25	2,800
120	159-393-24	PRIVATE	S/SIDE ELLIS E/OF QUARTERHORSE	112 X 25	2,800
121	159-393-29	PRIVATE	S/SIDE ELLIS E/OF QUARTERHORSE	112 X 25	2,800
122	159-393-49	PRIVATE	S/SIDE ELLIS E/OF QUARTERHORSE	112 X 25	2,800
123	159-393-53	PRIVATE	S/SIDE ELLIS E/OF QUARTERHORSE	112 X 25	2,800
124	159-393-54	PRIVATE	S/SIDE ELLIS E/OF QUARTERHORSE	112 X 25	2,800
125	159-393-56	PRIVATE	S/SIDE ELLIS E/OF QUARTERHORSE	ODD	14,000
126	159-393-57	PRIVATE	S/SIDE ELLIS E/OF QUARTERHORSE	112 X 25	2,800
127	159-393-58	PRIVATE	S/SIDE ELLIS E/OF QUARTERHORSE	112 X 25	2,800
128	159-393-59	PRIVATE	S/SIDE ELLIS E/OF QUARTERHORSE	112 X 25	2,800
129	159-393-60	PRIVATE	S/SIDE ELLIS E/OF QUARTERHORSE	112 X 25	2,800
130	159-393-61	PRIVATE	S/SIDE ELLIS E/OF QUARTERHORSE	50 X 112	5,600
131	159-393-62	PRIVATE	S/SIDE ELLIS E/OF QUARTERHORSE	50 X 112	5,600
132	159-393-63	PRIVATE	S/SIDE ELLIS E/OF QUARTERHORSE	ODD	
133	163-121-01	PRIVATE	SE CORNER WARNER & BOLSA CHICA	95X91	8,645
134	163-263-09	PRIVATE	STRIP S/END OF BECK @ BANKTON	ODD	
135	163-263-10	PRIVATE	TRIANGLE S/END OF CANDLE CR.	ODD	
136	163-271-08	PRIVATE	TRIANGLE @ GAINSFORD/FANWOOD	ODD	
137	163-271-14	PRIVATE	END OF ALLSTONE DR.	ODD	
138	163-302-34	PRIVATE	LYNN @ LOS PATOS	95 X 80	7,600
139	165-301-25	PRIVATE	W/SIDE BEACH N/OF RONALD	62 X 118	7,316
140	165-301-26	PRIVATE	W/SIDE BEACH N/OF RONALD	62 X 118	7,316
141	165-301-27	PRIVATE	W/SIDE OF BEACH AT RONALD	60 X 100	6,000
142	165-361-05	PRIVATE	WARNER E/OF OAK	49.5 X 134	6,653
143	165-361-06	PRIVATE	WARNER E/OF OAK	49.5 X 134	6,653
144	165-361-07	PRIVATE	WARNER E/OF OAK	49.5 X 134	6,653
145	165-361-08	PRIVATE	WARNER E/OF OAK	49.5 X 134	6,653
146	165-364-06	PRIVATE	CYPRESS @ ELM	41 X 110	4,510
147	167-311-02	PRIVATE	E/SIDE BEACH N/OF HOLLAND	264 X 174	45,936
148	167-321-10	PRIVATE	W/SIDE "B" N/OF BLAYLOCK	45 X 116	5,220
149	167-325-19	PRIVATE	E/SIDE BEACH S/OF BLAYLOCK	95 X 100	9,500
150	167-325-20	PRIVATE	E/SIDE BEACH S/OF BLAYLOCK	100 X 103	10,300
151	167-325-21	PRIVATE	E/SIDE BEACH S/OF BLAYLOCK	30 X 198	5,940
152	178-161-35	PRIVATE	N/S HEIL E/OF LEGRANDE	131 X 120	15,720
153	178-201-28	PRIVATE	GREEN BTW PIERCE & NEELY	25 X 49	1,225
154	178-201-29	PRIVATE	GREEN BTW PIERCE & NEELY	25 X 49	1,225
155	178-201-30	PRIVATE	GREEN BTW PIERCE & NEELY	50 X 49	2,450
156	178-201-31	PRIVATE	GREEN BTW PIERCE & NEELY	25 X 49	1,225
157	178-201-32	PRIVATE	GREEN BTW PIERCE & NEELY	25 X 49	1,225
158	178-201-33	PRIVATE	GREEN BTW PIERCE & NEELY	25 X 49	1,225
159	178-411-17	PRIVATE	END OF MALDEN CIRCLE	130 X 90	8,400

**2007 Vacant Parcels
Private Ownership**

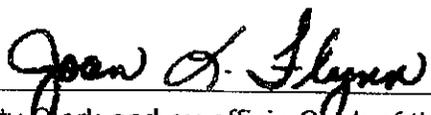
	APN	OWNED	LOCATION	SIZE	SQ. FT.
160	178-411-19	PRIVATE	END OF MALDEN CIRCLE	130 X 90	8,400
161	178-431-07	PRIVATE	W/SIDE CHANNEL N/OF ADMIRALTY	65 X 100	6,500
162	178-432-03	PRIVATE	CHANNEL S/OF ADMIRALTY	125 X 61	7,625
163	195-053-18	PRIVATE	N/E CORNER SPRINGDALE & BOLSA	150 X 120	18,000

Total Affected Lots = 163

STATE OF CALIFORNIA
COUNTY OF ORANGE) ss:
CITY OF HUNTINGTON BEACH)

I, JOAN L. FLYNN the duly elected, qualified City Clerk of the City of Huntington Beach, and ex-officio Clerk of the City Council of said City, do hereby certify that the whole number of members of the City Council of the City of Huntington Beach is seven; that the foregoing resolution was passed and adopted by the affirmative vote of at least a majority of all the members of said City Council at an **regular** meeting thereof held on the **20th day of February, 2007** by the following vote:

AYES: Bohr, Carchio, Cook, Coerper, Green, Hansen, Hardy
NOES: None
ABSENT: None
ABSTAIN: None



City Clerk and ex-officio Clerk of the
City Council of the City of
Huntington Beach, California

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ATTACHMENT #2

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AFFIDAVIT OF POSTING NOTICE TO DESTROY WEEDS

State of California)
County of Orange)

Robert F. Beardsley, being duly sworn, deposes, and says:

That he is now and was during all the time mentioned the duly appointed and qualified Street Superintendent of the City of Huntington Beach, in said County and State.

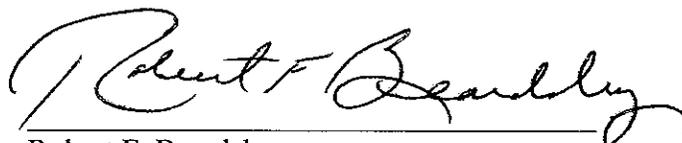
That on the 20th day of February, 2007, the City Council of said City passed its Resolution of Intention No. 2007-13, declaring that noxious and dangerous weeds were growing upon or in front of property as described in said Resolution No. 2007-13.

That after adoption of said Resolution he caused to be posted conspicuously, along all the streets and property within the district described in said Resolution, notices of passage of said Resolution and headed, "Notice to Destroy Weeds and Remove Rubbish and Refuse," one of which notices, similar to the notices posted as aforesaid, is annexed hereto and made a part hereof.

That all notices were posted:

- (a) One notice to each separately owned parcel of property of not over fifty (50) feet frontage.
- (b) Not more than two notices to any such parcel of one hundred (100) feet of frontage or less.
- (c) Notices of not more than one hundred (100) feet apart if the frontage of such a parcel is greater than one hundred (100) feet.

That he completed all the posting of said notices on the 18th day of April 2007, and thereafter he made this affidavit and filed it with the City Clerk of the City of Huntington Beach, California.



Robert F. Beardsley
Superintendent of Streets
(Director of Public Works)

Subscribed and sworn to before me on this 25TH day of APRIL, 2007



Joan L. Flynn
asst. City Clerk

CALIFORNIA JURAT WITH AFFIANT STATEMENT

State of California

County of ORANGE } ss.

- See Attached Document (Notary to cross out lines 1-6 below)
- See Statement Below (Lines 1-5 to be completed only by document signer[s], not Notary)

1 _____

2 _____

3 _____

4 _____

5 _____

6 _____

Signature of Document Signer No. 1 _____ Signature of Document Signer No. 2 (if any) _____

Subscribed and sworn to (or affirmed) before me on this

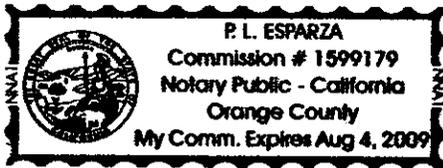
25TH day of APRIL, 2007, by
Date Month Year
 (1) ROBERT F. BEANSLEY
Name of Signer

- Personally known to me
- Proved to me on the basis of satisfactory evidence to be the person who appeared before me (.) (.)

(2) ROBIN LEGAL
Name of Signer

- Personally known to me
- Proved to me on the basis of satisfactory evidence to be the person who appeared before me.)

P. L. Esparza
Signature of Notary Public



Place Notary Seal Above

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Further Description of Any Attached Document

Title or Type of Document: AFFIDAVIT OF POSTING NOTICE TO DESTROY WEEDS

Document Date: APRIL 25, 2007 Number of Pages: _____

Signer(s) Other Than Named Above: _____

RIGHT THUMBPRINT OF SIGNER #1
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RIGHT THUMBPRINT OF SIGNER #2
 Top of thumb here

ATTACHMENT #3

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NOTICE TO DESTROY WEEDS AND REMOVE RUBBISH AND REFUSE

NOTICE IS HEREBY GIVEN THAT ON THE 21st DAY OF FEBRUARY 2007, THE CITY COUNCIL, CITY OF HUNTINGTON BEACH, PASSED RESOLUTION NO. 2007-13.

DECLARING THAT NOXIOUS OR DANGEROUS WEEDS WERE GROWING UPON OR IN FRONT OF THE PROPERTY ON THIS STREET, AND THAT RUBBISH AND REFUSE WERE UPON OR IN FRONT OF PROPERTY ON THIS STREET IN THE CITY OF HUNTINGTON BEACH AND MORE PARTICULARLY DESCRIBED IN THE RESOLUTION, AND THAT THEY CONSTITUTE A PUBLIC NUISANCE WHICH MUST BE ABATED BY THE REMOVAL OF WEEDS, RUBBISH AND REFUSE. OTHERWISE, THEY WILL BE REMOVED AND THE NUISANCE ABATED BY THE CITY AND COST OF REMOVAL ASSESSED UPON THE LAND FROM OR IN FRONT OF WHICH THE WEEDS, RUBBISH AND REFUSE ARE REMOVED AND WILL CONSTITUTE A LIEN UPON SUCH LAND UNTIL PAID. REFERENCE IS HEREBY MADE TO THE RESOLUTION FOR FURTHER PARTICULARS. A COPY OF SAID RESOLUTION IS ON FILE IN THE OFFICE OF THE CITY CLERK.

ALL PROPERTY OWNERS HAVING ANY OBJECTIONS TO THE PROPOSED REMOVAL OF THE WEEDS, RUBBISH, REFUSE, AND DIRT ARE HEREBY NOTIFIED TO ATTEND A MEETING OF THE CITY COUNCIL, CITY OF HUNTINGTON BEACH, TO BE HELD ON THE 7th DAY OF MAY AT THE HOUR OF 6:00 P.M. OR AS SOON THEREAFTER AS POSSIBLE, WHEN THEIR OBJECTIONS WILL BE HEARD AND GIVEN DUE CONSIDERATION.

DATED THIS 9th DAY OF APRIL 2007

ROBERT F. BEARDSLEY
SUPERINTENDENT OF STREETS
(DIRECTOR OF PUBLIC WORKS)
CITY OF HUNTINGTON BEACH

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ATTACHMENT #4

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DEPARTMENT OF PUBLIC WORKS

ANNUAL WEED, RUBBISH, AND REFUSE ABATEMENT PROGRAM

PROGRAM TIMELINE

- **February 20, 2007: City Council adopted Resolution No. 2007-13**
- **Weeds, rubbish, and refuse upon certain streets, sidewalks, parkways and private properties in city were declared nuisance**
- **Affected properties were identified through field inspections and document research**

PROGRAM TIMELINE

- **March 30, 2007: Letters were mailed to private property owners**
- **April 9– 13: Affected private properties were posted with the Notice to Destroy Weeds and Remove Rubbish and Refuse**

PROGRAM TIMELINE

- **May 7, 2007: Hearing of public objections at City Council meeting**
- **May 9, 2007: Deadline for private property owners to respond to city**
- **May 14, 2007: Abatement to commence on all properties for completion on or around June 1, 2007**

PROGRAM TIMELINE

- **July 6, 2007: Cost per parcel to be posted on Council Bulletin Board**
- **July 16, 2007: City Council will be requested to certify clearing costs for inclusion on County 2007-2008 Tax Roll**

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