

DRAFT RESOLUTION

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ATASCADERO, CALIFORNIA, DECLARING VEGETATIVE GROWTH (NOXIOUS WEEDS) AND/OR REFUSE A PUBLIC NUISANCE

WHEREAS, the Atascadero Fire & Emergency Services (AFES) conducted parcel inspections throughout the City of Atascadero in late March 2026; and

WHEREAS, AFES considers a property, land, or lot a future or “potential” hazard if the property, land, or lot is not completely landscaped or irrigated and/or there is a potential for weed growth; and

WHEREAS, property, lands, or lots in the City were identified as having existing, future, or “potential” hazards that are considered to be a public nuisance; and

WHEREAS, AFES is commencing proceedings for the abatement of said nuisances; and

WHEREAS, abatement fees will be placed on the San Luis Obispo County Special Tax Assessment for the Fiscal Year 2026-2027 Tax Roll.

NOW, THEREFORE BE IT RESOLVED, by the City Council of the City of Atascadero:

SECTION 1. That vegetative growth (noxious weeds) and/or refuse are, or may become, a hazard and hereby declared to be a public nuisance which should be abated for the reasons that vegetative growth may attain such a large growth as to become a fire menace and/or drainage restriction, when mature and said refuse may become a public nuisance, thereby creating a hazard to public health and safety.

The City Council of the City of Atascadero finds and declares that vegetative growth (noxious weeds) and/or refuse on specified parcels of property are seasonal and recurrent nuisances. Such seasonal and recurrent nuisances shall be abated in accordance with the provisions of City and State laws. No further hearings need to be held, and it shall be sufficient to mail a notice to the owner of the property as their address appears upon the current assessment roll.

SECTION 2. A description of the parcel of lots of private property upon which, or in front of which, said nuisances are or may become a hazard, according to the official Assessment Map of said City of Atascadero, shall be posted annually in the office of the City Clerk and referred to as Exhibit A, attached hereto and incorporated herein by this reference.

SECTION 3. The City Clerk or designee is hereby ordered and directed to mail written notices of the proposed abatement to all persons owning property described in accordance with Section 6-13.08 of the Atascadero Municipal Code.

SECTION 4. Pursuant to Section 6-13.10 of the Atascadero Municipal Code, the City Council shall hear and consider all objections or protests to the required removal of said vegetative

growth and/or refuse. The City Clerk shall post a copy of the public hearing notice in accordance with the Ralph M. Brown Act.

SECTION 5. Pursuant to Section 6-13.17 of the Atascadero Municipal Code, if the owner does not abate the hazard, it will be abated by the City contractor. The cost of the abatement plus a \$299 flat fee and 166% administrative fee and County fee will be assessed upon the County property tax bill and constitute a lien upon such land until paid.

PASSED AND ADOPTED at a regular meeting of the City Council held on the 14th day of April 2026.

On motion by _____ and seconded by _____, the foregoing Resolution is hereby adopted in its entirety on the following roll call vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

CITY OF ATASCADERO

Charles Bourbeau, Mayor

ATTEST:

Lara K. Henderson, City Clerk