

RESOLUTION NO. 26 - 103
A RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF EL PASO DE ROBLES
ORDERING ABATEMENT OF 3640 OAK STREET
APN 008-011-030

WHEREAS, on June 28, 1996, inspectors from the Paso Robles Department of Emergency Services conducted an inspection at said property at the request of concerned citizens; and

WHEREAS, the Department of Emergency Services has inspected the site and has determined that the site constitutes a serious violation of Municipal and Uniform Fire Codes; and

WHEREAS, the unsightly appearance of the property may have adverse impacts on abutting and adjacent properties; and

WHEREAS, the Department of Emergency Services has determined these conditions to be dangerous to human life, and detrimental to the public health and safety; and

WHEREAS, the property owner was sent a "Notice of Nuisance" on July 1, 1996, and the property was posted with a "Notice to Abate Nuisance" on August 5, 1996; and

WHEREAS, the City has complied with all notice requirements set forth in Section 9.06.110 and 9.06.120 of the Paso Robles Municipal Code; and

WHEREAS, no action has been taken by the property owners to abate said conditions; and

WHEREAS, the Paso Robles City Council conducted a hearing on August 20, 1996, to determine the condition of said property.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of El Paso de Robles, finds that the following conditions exist at said property and constitute a nuisance:

1. Conditions causing a blighted condition detrimental to property values in the neighborhood or otherwise detrimental to the health, safety and welfare of the public; PRMC 9.06.030(9)(11).
2. Unlawful continuance of a fire hazard; UFC Section 103.4.4.
3. Unlawful accumulation of combustible rubbish and vegetation; UFC Section 1103.1.

BE IT FURTHER RESOLVED AND ORDERED, that based on the above findings, the City Council of the City of El Paso de Robles does hereby direct and order the property owner to cause abatement by removal of the materials creating the nuisance within 30 days, but not less than 15 days per Paso Robles Municipal Code Section 9.06.140.

BE IT FURTHER RESOLVED AND ORDERED, that, in the event such abatement is not commenced, prosecuted and completed within 30 days, then the City Council of the City of El Paso de Robles, does hereby direct and order Department of Emergency Services staff to take all steps reasonably necessary to remove the materials creating the nuisance and cause a tax lien to be placed upon the property for the amount of City costs incurred for removing and abating said nuisance.

BE IT FURTHER RESOLVED AND ORDERED, that this Order of Abatement of the Council of the City of El Paso de Robles shall be served as provided in Section 9.06.110 of Paso Robles Municipal Code, and the time limits set by the City Council shall not commence until the order is served as provided therein.

PASSED AND ADOPTED by the City Council of the City of El Paso de Robles, this 20th day of August, 1996 by the following vote:

AYES: Heggarty, Martin, Picanco, and Macklin

NOES: None

ABSENT: Iversen


Walter J. Macklin, Mayor

ATTEST:



Richard J. Ramirez, City Manager/City Clerk