

EL DORADO HILLS COUNTY WATER DISTRICT

RESOLUTION 2023-02

Resolution of the Board of Directors to Exercise its Statutory Authority to Abate Weeds on Properties on which said Weeds Constitute a Public Nuisance

WHEREAS, the El Dorado Hills County Water District Board (EDHCWD), also known as the El Dorado Hills Fire Department (Fire Department) has the authority pursuant to Section 13879 and Section 14875 et seq., of the Health and Safety Code, to declare weeds a fire hazard and abate said weeds; and

WHEREAS, “weeds” are defined as all weeds growing upon streets, sidewalks, or private property in any county, including any fire protection district and including any of the following: (a) weeds which bear seeds of a downy or wingy nature; (b) sagebrush, chaparral, and any other brush or weeds which attain such large growth as to become, when dry, a fire menace to adjacent improved property; (c) weeds which are otherwise noxious or dangerous; (d) poison oak or poison ivy when the conditions of growth are such as to constitute a menace to the public health; (e) dry grass, stubble, brush, litter, or other flammable material which endangers the public safety by creating a fire hazard; and

WHEREAS, the El Dorado Hills County Water District desires to abate weeds in the District as described in Fire Protection Standard W-001 (Hazardous Vegetation on Unimproved Properties) of the District.

NOW, THEREFORE, the EDHCWD (Fire Department) resolves as follows:

1. **Declaration**: The EDHCWD (Fire Department) hereby declares that weeds growing upon streets, sidewalks and private property on or near the properties described herein below are a nuisance to the public.
2. **Description of Properties**: (See attached list of County of El Dorado Assessor Parcel Numbers found in Exhibit “A”).
3. **Enforcement**: The EDHCWD Fire Chief, or any employee or agent of the District appointed by the Fire Chief, has the authority to enforce the abatement procedures established herein.
4. **Notice**: The EDHCWD (Fire Department) shall abate said weeds in accordance with the notice requirements of Chapter 3 (commencing with Section 14890) of Part 5 of Division 12 of the California Health and Safety Code by posting and publishing the notice of hearing on the properties affected thereby or by mailing same to the property owner as established by assessment rolls.

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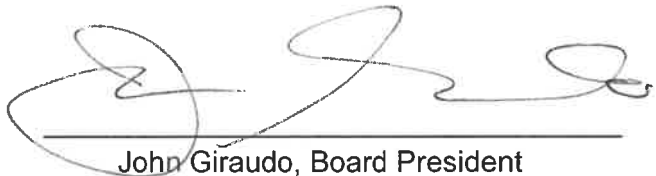
5. Assessments: The amount of the cost for abating the weeds and the amount of the cost incurred by the District in enforcing abatement including investigation, boundary determination, measurement, clerical and other related costs shall constitute special assessments against the property from which removal occurs and are a lien on the property for the amount of the respective assessments. The assessment may be collected at the same time and in the same manner as ordinary municipal ad valorem taxes are collected. After the report on the determination of the assessment is confirmed by the Board pursuant to Sections 14910 and 14911 of the California Health and Safety Code and the report is thereafter turned over to the County Auditor, the assessment shall then be collected at the same time and in the same manner as county taxes are collected and are subject to the same penalties and the same procedure for sale in case of delinquency as provided for ordinary county taxes.

PASSED AND ADOPTED by the Board of the El Dorado Hills County Water District this 20th day of April 2023, by the following vote:

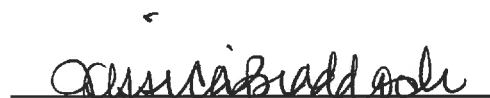
AYES: 5

NOES: 0

ABSENT: 0


John Giraudo, Board President

ATTEST:


Jessica Braddock, Board Secretary