



CITY OF CLEARLAKE

City Council

STAFF REPORT

SUBJECT: To hear and act upon an appeal of the City of Clearlake Hearing Officer's order, denying an appeal of an Order to Abate for the property located at 14525 Lakeshore Drive, in accordance with Clearlake Municipal Code Chapter 10

MEETING DATE: 06/02/2022

SUBMITTED BY: Lee Lambert- Code Enforcement Supervisor

PURPOSE OF REPORT ☐ Information Only ☐ Discussion ☒ Action Item

WHAT IS BEING ASKED OF THE CITY COUNCIL/BOARD:

1. The City Council is being asked to Adopt Resolution No. 2022-28: Resolution of the City Council of the City of Clearlake confirming or denying the appeal of the City of Clearlake Hearing Officer's order, denying an appeal of an Order to Abate for the real property located at 14525 Lakeshore Drive, in accordance with Chapter 10 of the Clearlake Municipal Code

BACKGROUND/DISCUSSION: The purpose of this hearing is to consider and act upon any and all appeal(s) of the City of Clearlake Hearing Officer's order, an order denying the appeal of an Order to Abate. Upon due consideration of the evidence and testimony submitted by staff and the appellant(s), the Council may:

1. Grant the appeal and adopt the Resolution upholding the appeal; or
2. Deny the appeal and adopt the Resolution upholding the Hearing Officer's order.

The following is a summary identifying subject property(s) and property owner(s):

1. Location: 14525 Lakeshore Drive Clearlake, CA 95422 A.P.N.# 040-183-220

Owner: Cherlopalle, Vasudev & Shekar, Roopa

- ✓ A Notice of Violation and Order to Abate were issued to the property owner on 03/23/2022.
- ✓ The property owner submitted an appeal of the Order to Abate in a timely manner.
- ✓ On 04/20/2022, an appeal hearing was held in front of the City of Clearlake Hearing Officer, at which time evidence and testimony was submitted by the property owner and City staff.
- ✓ On 05/09/2022, the City of Clearlake Hearing Officer made his determination upholding the Order to Abate and denying the appeal.
- ✓ The property owner submitted an appeal of the Hearing Officer's order in a timely manner.

OPTIONS:

1. Move to uphold the City of Clearlake Hearing Officer's order and to read said Resolution by title only. A roll call vote shall follow the reading of said Resolution.
2. Move to grant the appeal of the City of Clearlake Hearing Officer's order and to read said Resolution by title only. A roll call vote shall follow the reading of said Resolution.

FISCAL IMPACT:

☒ None ☐ \$ Budgeted Item? ☐ Yes ☐ No

Budget Adjustment Needed? ☐ Yes ☐ No If yes, amount of appropriation increase: \$.

Affected fund(s): ☐ General Fund ☐ Measure P Fund ☐ Measure V Fund ☐ Other: .

Comments: N/A

STRATEGIC PLAN IMPACT

☒ Goal #1: Make Clearlake a Visibly Cleaner City

☒ Goal #2: Make Clearlake a Statistically Safer City

☐ Goal #3: Improve the Quality of Life in Clearlake with Improved Public Facilities

☒ Goal #4 Improve the Image of Clearlake

☐ Goal #5 Ensure Fiscal Sustainability of City

☐ Goal #6: Update Policies and Procedures to Current Government Standards

☐ Goal #7: Support Economic Development

SUGGESTED MOTIONS:

1. Move to Adopt Resolution No. 2022-28: Resolution of the City Council of the City of Clearlake, upholding the City of Clearlake Hearing Officer's order, in accordance with Chapter 10 of the Clearlake Municipal Code

☒ **Attachments:**

- 1) Resolution # 2022-28 (Both Denying & Granting of Appeal)
- 2) Evidence (Case Facts & Findings and Exhibits I thru XIV),
as provided and testified to, before the Hearing Officer.
- 3) Notice of Results of Abatement Hearing
- 4) Request for Appeal of Hearing Officer's order