

RESOLUTION NO. 2024-XX

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALTOS
DECLARING THE BUILDING LOCATED AT 4898 EL CAMINO REAL, LOS ALTOS,
CA, 94022, A PUBLIC NUISANCE PURSUANT TO CHAPTER 11.10 OF THE LOS
ALTOS MUNICIPAL CODE AND DIRECTING THE CITY MANAGER TO ABATE
THE NUISANCE**

WHEREAS, ADL 15 LLC., is the recorded owner of the property located at 4898 El Camino Real, Los Altos, CA, 94022, hereinafter referred to collectively as the “premises”; and

WHEREAS, the premises at 4898 El Camino Real consists of a vacant commercial building; and

WHEREAS, the Building Official of the City of Los Altos is authorized by the California Building Codes to enforce all provisions of the Code including authority to inspect any building or structure and order that any such building or structure determined under the California Building Codes to be Unsafe and Unfit for Human Occupancy be declared a public nuisance and order the recorded owner to abate the nuisance conditions by demolition of the unsafe structures and the removal of the junk, trash, debris and weeds on the property; and

WHEREAS, inspection of the premises was conducted by the City Building Official, and Assistant City Manager with Police escort on April 2, 2024; and

WHEREAS, an Order of Abatement dated April 8, 2024, was issued by the Building Official giving you sixty (60) calendar days and was granted an additional thirty (30) calendar days to abate the nuisance; and

WHEREAS, a Notice of Nuisance Abatement dated August 1, 2024, was issued by the Assistant City Manager giving you ten (10) calendar days to obtain a demolition permit from the Development Services Department, Building Division, or to file an Appeal of their determination with the City Clerk; and

WHEREAS, said Notice of Nuisance Abatement dated August 1, 2024, gave notice that the premises were found to still be Unsafe, and Unfit for Human Occupancy and was determined to be a Public Nuisance; and

WHEREAS, on August 1, 2024, said Notice of Nuisance Abatement dated August 1, 2024, was mailed by certified mail, postage prepaid, return receipt requested to recorded owners, and via electronic mail (email) and the holder of the deed of trust of record, pursuant to Chapter 11.10 of the Los Altos Municipal Code; and

WHEREAS, the owners of said premises have failed to obtain the required demolition permit as required by two (2) separate abatement notices and are now a violation of the Chapter 11.10 of the Los Altos Municipal Code; and

NOW, THEREFORE, BE IT RESOLVED the City Council of the City of Los Altos does hereby order:

PLEASE TAKE FURTHER NOTICE THAT PURSUANT TO RESOLUTION 2024-XX, THE PREMISES HAS BEEN DECLARED A PUBLIC NUISANCE. THE CITY COUNCIL AFFIRMS THE NOTICE DATED AUGUST 1, 2024; AND DIRECTS THE CITY MANAGER TO ABATE SUCH NUISANCE BY THE DEMOLITION OF THE BUILDING LOCATED AT 4898 EL CAMINO REAL, LOS ALTOS, CA, 94022.

BE IT FURTHER RESOLVED:

1. The City Manager is hereby directed to obtain the assistance from a qualified license contractor to demolish the premises where the nuisance exists following the Emergency Procurement Procedures as outlined in the City of Los Altos Purchasing Policy; and
2. The City Manager shall keep an itemized account of all expenses and costs incurred by the city in the abatement of the nuisance on the premises; and
3. The City Manager is hereby directed to seek reimbursement from the owner(s) of said premises pursuant to Chapter 11.10 of the Los Altos Municipal Code.

BE IT FURTHER RESOLVED, the City Council of the City of Los Altos does hereby ordain as follows:

SECTION 1. The above recitals are true and correct and are incorporated herein.

SECTION 2. This Resolution has been reviewed with respect to the applicability of the California Environmental Quality Act (CEQA) and the State CEQA Guidelines. This action is exempt from environmental review pursuant to Section 15321 of the California Environmental Quality Act (CEQA) as this is Enforcement Actions by Regulatory Agencies.

SECTION 3. The officers and staff of the City are hereby authorized, jointly and severally, to do all things which they may deem necessary or proper to effectuate the purposes of this Resolution, and any such actions previously taken are hereby ratified and confirmed.

SECTION 4. This Resolution shall become effective immediately upon its adoption.

I HEREBY CERTIFY that the foregoing is a true and correct copy of a Resolution passed and adopted by the City Council of the City of Los Altos at a meeting thereof on the 27th day of August 2024 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Jonathan D. Weinberg, MAYOR

Attest:

Melissa Thurman MMC, CITY CLERK

