AGENDA
Fairview Fire Protection District Special Board Meeting
Monday, October 19, 2026, 7:00 P.M.
FIRE STATION 8
25862 FIVE CANYONS PARKWAY, CASTRO VALLEY, CA 94552

PUBLIC PARTICIPATION FOR ONLINE OBSERVERS

Fairview Fire Protection District encourages public participation by online observers of its meetings, including in any of the following ways.

OBSERVE:

• To observe the meeting by video conference, at the noticed meeting time in the header above, please click on this link, or input the link into your web browser's URL bar:

https://us06web.zoom.us/j/87534117974

Zoom's instructions on how to join a meeting by video conference are available at: https://support.zoom.us/hc/en-us/articles/201362193, which is a webpage address that provides a tutorial video entitled "Joining a Meeting."

• To listen to the meeting by phone, please call one of the numbers below at the noticed meeting time:

Dial (for higher quality, dial a number based on your current location):

+1 253 215 8782 or +1 346 248 7799
or +1 720 707 2699 or +1 301 715 8592
or +1 312 626 6799 or +1 646 558 8656

For each number, please be patient and when requested, dial the following Webinar ID: 87534117974

After calling any of these phone numbers, if you are asked for a participant ID or code, press the pound (#) key.

Zoom's instructions on how to join a meeting by phone are available at: https://support.zoom.us/hc/en-us/articles/201362663, which is a webpage address that provides written tutorial instructions entitled " Joining a Meeting By Phone."

PROVIDE PUBLIC COMMENT VIA TELECONFERENCE: There are three ways for online observers to make public comment within the time allotted for public comment on an eligible Agenda item.

• Comment in advance via email. To send your comment directly to the Board and staff BEFORE the meeting starts, please send your comment, along with your full name and agenda item number you are commenting on, to Melissa Dimic at directordimic@fairviewfiredistrict.org. Please note that submissions close twenty-four (24) hours before posted meeting time. All submitted public comments will be provided to the Directors prior to the meeting, and the District will momentarily confirm during the meeting itself receipt of any timely email comments.

• By Video Conference. To comment by Zoom video conference, click the "Raise Your Hand" button to request to speak when Public Comment is being taken on an eligible agenda item at the beginning of the meeting. You will then be unmuted, during your turn, and allowed to participate in public comment. After the allotted time, you will then be re-muted. Instructions on how to "Raise Your Hand" are available at: https://support.zoom.us/hc/en-us/articles/205566129, which is a webpage entitled "Raise Hand In Webinar."

• By Phone. To comment by phone, please call on one of the above listed phone numbers. You will be prompted to "Raise Your Hand" by pressing STAR-NINE ("*9") to request to speak when Public Comment is being taken on a eligible agenda item at the beginning of the meeting. Once it is your turn, you will be unmuted and allowed to comment. After the allotted time, you will be re-muted. Instructions of how to raise your hand by phone are available at: https://support.zoom.us/hc/en-us/articles/201362663, which is a webpage entitled "Joining a Meeting by Phone."

If you have any questions about these protocols, please e-mail Tara Reyes, at tara.reyes@hayward-ca.gov.

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Pursuant to Government Code section 54953(b), Board Member Sarah Choi will participate in this meeting by teleconference from the following location:
14455 Highway 16
Brooks, CA 95606

1. **CALL TO ORDER AND PLEDGE OF ALLEGIANCE**

2. **ROLL CALL: DIRECTORS DIMIC, CHOI, JUSTICE & McDANIEL**

3. **WELCOME:** If you wish to speak on an item which appears on this agenda, the President will call your name when your agenda item is being considered. Please state your name and address for the record. Each speaker is allowed three (3) minutes.

4. **PUBLIC COMMENT PERIOD** (The Public Comments Period provides an opportunity for citizens to address the Board on items not listed on the agenda. The Board welcomes your comments under this section but is prohibited by State law from discussing items not on the agenda.)

5. **MESSAGE FROM THE PRESIDENT** — **INFO**

6. **PUBLIC HEARING ON ORDER TO ABATE,** per the "FFPD 2020 Fuels Management and Weed Abatement Ordinance" — **INFO/ACTION**
Property Address: Nina St (landlocked behind Beckham Way)
APN: 426-0150-043-00

7. **ADOPT RESOLUTION TO MAKE FINDING(S) AND ORDER ABATEMENT,** per the "FFPD 2020 Fuels Management and Weed Abatement Ordinance" — **INFO/ACTION**
Property Address: Nina St (landlocked behind Beckham Way)
APN: 426-0150-043-00

8. **PUBLIC HEARING ON ORDER TO ABATE,** per the "FFPD 2020 Fuels Management and Weed Abatement Ordinance" — **INFO/ACTION**
Property Address: Reyna Dr (lot behind Cisneros Dr)
APN: 417-0299-027-00

9. **ADOPT RESOLUTION TO MAKE FINDING(S) AND ORDER ABATEMENT,** per the "FFPD 2020 Fuels Management and Weed Abatement Ordinance" — **INFO/ACTION**
Property Address: Reyna Dr (lot behind Cisneros Dr)
APN: 417-0299-027-00

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10. MEETING ACTIONS ITEMS SUMMARY **INFO/ACTION**

11. COMMENTS BY BOARD MEMBERS **INFO/ACTION**

12. AGENDA ITEMS FOR NEXT BOARD MEETING

13. ADJOURNMENT

In compliance with the Americans with Disabilities Act, for those requiring special assistance to access the videoconference meeting, to access written documents being discussed at the Board meeting, or to otherwise participate at Board meetings, please contact Tara Reyes at (510) 583-4940 for assistance. Notification at least 48 hours before the meeting will enable the District to make reasonable arrangements to ensure accessibility to the Board meeting and to provide any required accommodations, auxiliary aids or services.

5. Message from The President

6. PUBLIC HEARING ON ORDER TO ABATE, PER THE "FFPD 2020 Fuels Management and Weed Abatement Ordinance"

Property Address: Nina St (landlocked behind Beckham Way)
APN: 426-0150-043-00

INFO/ACTION

7. ADOPT RESOLUTION TO MAKE FINDING(S) AND ORDER ABATEMENT, PER THE "FFPD 2020 Fuels Management and Weed Abatement Ordinance"

Property Address: Nina St (landlocked behind Beckham Way)
APN: 426-0150-043-00

INFO/ACTION

BOARD OF DIRECTORS
MELISSA DIMIC
MICHAEL JUSTICE
MARK MCDANIEL
SARAH CHOI

FAIRVIEW
FIRE PROTECTION DISTRICT

25862 FIVE CANYONS PKWY
CASTRO VALLEY, CA 94552
(510) 583-4930

FIRE CHIEF
RYAN HAMRE
www.fairviewfiredistrictca.gov

ORDER TO ABATE PROPERTY

October 21, 2026

EKER, MEHMET A
34640 CALCUTTA DR,
FREMONT CA 94555

RE: Property Address: **Nina St** (landlocked behind Beckham Way)
APN: **426-0150-043-00**

Pursuant to its authority codified in the California Health and Safety Code and the California Government Code, the Fairview Fire Protection District ("District") hereby orders that, by **6 PM PT on November 4, 2026**, the owner of the property on **Nina St. Hayward, CA 94541** at Assessor's Parcel Number **426-0150-043-00** shall conduct abatement of the fire hazard nuisance identified and documented by the District in its Notice to Destroy Weeds, sent by U.S. Certified Mail on **October 1, 2026**, as follows:

Violation of Weeds, Grass, Brush, and Dead Growth Abatement Standard(s)

Per FFPD Ordinance 1:

I. RESIDENTIAL AND COMMERCIAL AREAS

A. Complete abatement:

1. All weeds, grass, or other vegetation that is dry or will become dry during the months of May - November must be removed or otherwise abated from the entire parcel.
2. This abatement must be maintained whenever growth exceeds 4 inches in height.

Inspector's Comment: **6/25/26: Trees have been cut down but need to be removed.**
7/30/26: Issue still present.

FAILURE TO COMPLY WITH THIS ORDER BY NOVEMBER 4, 2026 WILL RESULT IN MANDATORY ABATEMENT BY THE DISTRICT, WITH ALL COSTS TO BE ASSESSED AGAINST THE PROPERTY UNTIL PAYMENT BY THE OWNER.

After November 4, 2026, if the ordered abatement is not conducted to the satisfaction of the Fire Marshall, the District shall assign abatement as ordered to a contractor, which contractor shall conduct the above-identified abatement between November 5, 2026 and November 19, 2026, between the hours of 8am and 6pm, or as warranted by a Court of Competent Jurisdiction.

Once abatement is conducted, the District will send a Demand for Payment for the full cost of abatement actually expended by the District between the time of the hearing and the completion of the abatement. **The cost of the abatement will be assessed upon the property from which the nuisance is removed, and if left unpaid by the owner, may constitute a lien or special assessment upon the property until paid.**

BOARD OF DIRECTORS
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MICHAEL JUSTICE
MARK MCDANIEL
SARAH CHOI

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FIRE CHIEF
RYAN HAMRE
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Attached hereto, please read and consider executing this consent form for the District to enter the land and conduct abatement if abatement is not conducted by November 4, 2026, without need for obtaining a warrant.

Jonathan Hamilton
Fire Marshal

Cc: File

Encl: Property Owner Consent Form
Resolution to Make Findings and Order Abatement
Proof of Service

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VOLUNTARY WRITTEN CONSENT TO ENTER PROPERTY, CONDUCT INSPECTION, AND/OR CONDUCT ABATEMENT OF ANY AND ALL FIRE HAZARD CONDITIONS

I, the undersigned, certify that I am the (circle one):

Owner **Co-Owner** **Tenant** **Property Manager**

of the real property located at **Nina St. Hayward, CA 94541 at Assessor's Parcel Number 426-0150-043-00**. As such, I am the person responsible for said property and all fixtures, vegetation and other assets located thereon. I hereby freely and voluntarily **consent to the entry upon said property** by the Fairview Fire Protection District, the Hayward Fire Department, the Fire Marshall, and their officers, agents and designees, including but not limited to any abatement entity authorized by the Fairview Fire Protection District, and/or law enforcement personnel accompanying any of the aforementioned parties **for the purpose of** inspecting said property for compliance with the Fairview Fire Protection District's abatement standards. I also freely and voluntarily consent to abatement of any nuisance, in the form of a fire hazard, documented by the inspectors in the attached materials and subject of the District's Abatement Order.

I GIVE THIS CONSENT AFTER THE INSPECTOR INFORMED ME THAT I HAVE A CONSTITUTIONAL RIGHT TO REFUSE TO PERMIT THE ABOVE-IDENTIFIED PARTIES TO ENTER THE LAND, TO INSPECT, AND/OR TO CONDUCT ABATEMENT. NO PROMISES, THREATS, OR COERCION HAVE BEEN MADE TO INDUCE ME TO RELINQUISH THIS RIGHT, BUT I DO SO FREELY AND VOLUNTARILY. FURTHERMORE, THIS CONSENT EXPIRES AT 6:00 PM ON NOVEMBER 19, 2026, AND MAY BE WITHDRAWN AT ANYTIME. I UNDERSTAND THAT IF I WITHDRAW CONSENT AFTER INSPECTOR(S) HAVE ENTERED THE PROPERTY SUBJECT TO THIS WRITTEN CONSENT, THEY WILL CEASE ALL INSPECTION AND/OR ABATEMENT AND EXIT THE PROPERTY WITH REASONABLE PROMPTNESS.

Inspection, if authorized, may include the observation of physical conditions, taking of photographs, and questioning of or conferring with persons present on the property privately to obtain information bearing on whether violations of the District's Abatement Standards exist. Any person present may refuse to answer questions.

Abatement, if any is required subject to the Abatement Order, shall include the removal, complete demolition, and/or permanent disposal of all items comprising the following conditions of non-conformity found upon the premises: any fire hazard condition that is deemed by the District to violate the abatement standards, including unlawful accumulations of grass, weeds, and growths on the property. One or more peace officers may accompany the abatement to ensure peaceful proceedings.

The Inspection and Abatement shall be conducted between Thursday, November 5, 2026 and Thursday, November 19, 2026, which starts the business day after the deadline to voluntarily comply with the Ordered Abatement attached hereto. The Inspection and Abatement shall include the entire property, excluding the interior of any dwelling, and be conducted between the hours of 8:00am and 6:00pm to minimize any intrusion on the normal operations of the property and any adjacent property.

BOARD OF DIRECTORS
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I further certify that I have authority to grant access to said property and that no other person's or entity's authorization is required for the Inspection and/or Abatement herein described. This authorization shall remain valid until revoked in writing by the undersigned.

Nina St. Hayward CA 94541/426-0150-043-00
Property Address/APN

Signature of Responsible Party

Name of Responsible Party

Telephone Number

Date

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF ALAMEDA

I, Norma Marples am over the age of 18 and employed by the City of Hayward, 777, "B" Street, Hayward, Alameda County, California 94541.

On **10/21/26** I served the following document(s) on the interested parties in this action by sending true copies as shown below for service as designated below:

1) Order to Abate – Property located at:
   Nina St. Hayward CA
   APN: 426-0150-043-00
2) Property Owner Consent Form
3) Resolution to Make Findings and Order Abatement

SERVICE BY U.S. MAIL UNDER THE LAWS OF THE STATE OF CALIFORNIA

EKER, MEHMET A
34640 CALCUTTA DR,
FREMONT CA 94555

I am familiar with this business' practice for collection and processing of correspondence for mailing, and that correspondence will be enclosed in a sealed envelope with postage fully prepaid and deposited with the U.S. Postal Service on the date herein above in the ordinary course of business at Hayward, California.

I declare under penalty of perjury, under the laws of the State of California, that the foregoing is true and correct.

Executed on **10/21/26,** at Hayward, California.

Norma Marples

Norma Marples
Sr. Secretary
510-583-4930

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SARAH CHOI

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RESOLUTION OF THE FAIRVIEW FIRE PROTECTION DISTRICT TO MAKE FINDINGS AND ORDER ABATEMENT

WHEREAS, state law codifies the Fairview Fire Protection District's ("District") authority to order the abatement of nuisances in the form of fire hazards;

WHEREAS, the District's 2020 Fuels Management and Weed Abatement Ordinance ("Ordinance") notifies all parcel owners in the District of this authority and sets forth the process for the District to declare a public nuisance, set a hearing date, and upon the completion of a hearing, make findings and if appropriate issue an Order to Abate;

WHEREAS, on 05/21/26, the District issued an Abatement Notice to the following property: **Nina St. Hayward, CA 94541, APN 426-0150-043-00** after inspecting said property, and no voluntary abatement occurred thereafter;

WHEREAS, on 07/01/26, the District issued a Second Abatement Notice to the following property after inspecting said property, and no voluntary abatement occurred thereafter;

WHEREAS, on 09/28/26, the District declared a nuisance at the following property in violation of the District's Abatement Standards; and issued a Notice to Destroy Weeds setting a hearing date of today, **10/19/26** which notice was mailed via U.S. Certified Mail on **10/01/26**;

WHEREAS, having now held a hearing to consider whether to make findings and issue an order to abate, and to provide the property owner with an opportunity to be heard and give any stated objections due weight;

THEREFORE, the District makes the following findings:

The Fire Marshal for Hayward Fire Department ("Fire Marshal") and inspectors reporting to the Fire Marshal ("Inspectors") provide services under contract to the Fairview Fire Protection District ("District") that include, but are not limited to, the inspection and enforcement of the District's published abatement standards on applicable parcels in the District's jurisdiction. These services to the District entail rendering determinations about noncompliance based on the written, verbal, and physical evidence that is gathered through photographs and investigations that are documented.

On or about April 9, 2926, Hayward's Inspectors acting on behalf of the District caused to be inspected the property located at **Nina St. Hayward, CA 94541, APN 426-0150-043-00** ("Property"), which is a parcel located in and subject to the District's jurisdiction. The Inspectors found a violation of the District's published abatement standards.

On behalf of the District, on May 21, 2026, the City of Hayward caused to be served a "Fire Suppression Abatement Notice" on the owners of the Property ("Owners") and also enclosed a copy of the District's published abatement standards as well as abatement instructions with a photograph. The Fire Suppression Abatement Notice

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notified the Owners that unsafe high fire hazard conditions existed on the Property that need to be removed or otherwise abated. The Fire Suppression Abatement notice set a deadline for the Owners to comply with the District's published abatement standards by following the abatement instructions within 21 days of the notice, and further specified that failure to abate would result in a hearing and the District's formal consideration after a hearing to exercise its authority to order mandatory abatement. The Fire Suppression Abatement Notice provided the Fire Marshal's office phone number.

On or about June 25, 2026, Hayward's Inspectors again caused to be inspected the Property and found the same violations of the District's published abatement standards. On behalf of the District, on July 1, 2026, the City of Hayward caused to be served a second "Fire Suppression Abatement Notice" on the Owners of the Property and also enclosed a copy of the District's published abatement standards as well specific abatement instructions with a photograph, which stated: "all weeds, grass, or other vegetation that is dry or will become dry during the months of May - November must be removed or otherwise abated from the entire parcel." On or about July 30, 2026, Hayward's Inspectors again caused to be inspected the Property and reported that "Violations remain". No subsequent progress was made by Owner to correct the violation, and the Owner did not agree to abate in compliance with the District's published abatement standards.

The Fire Marshal reported to the District on September 28, 2026, that nuisance conditions continue to exist on the Property. Accordingly, the Fire Marshal recommended to the District that it was necessary to declare a nuisance due to the ongoing violation of the District's abatement standards. Based upon the Fire Marshal's report, and the General Manger's recommendation, the Board of the District resolved in open session to declare a nuisance, directed staff to issue a formal Notice to Destroy Weeds, and set a hearing for October 19, 2026, at 7:00 PM. Staff followed the Board's direction, and served the Owners with a Notice to Destroy Weeds with updated abatement instructions via U.S. Certified Mail on October 1, 2026.

The Fire Marshal has confirmed that given his training and experience, it is his belief and judgment that the unabated nuisance on the Property creates a significant fire danger.

A public nuisance consisting of a fire hazard exists at the Property, in violation of the District's published abatement standards. The public nuisance consists of the fire hazards detailed in the Notice to Destroy Weeds and the attachments that were served on October 1, 2026, via U.S. Certified Mail to Owners of the Property.

BASED UPON THE ABOVE-DETAILED FINDING(S), the District hereby directs staff to issue an Order to Abate. The Order shall comport with the District's Ordinance and set an initial deadline for the property owner's compliance by the following deadline: **November 4, 2026**. If the property is not abated by this deadline, pursuant to the District's authority detailed herein, the Fire Chief or the Fire Chief's designee shall arrange for the District's abatement of the nuisance at the expense of the property owner. The Order shall be accompanied by a request for the property owner to consent to the District's entry onto the property to conduct the abatement, which shall only come into force if the property is not abated by the above-identified deadline. If the abatement is not completed and the consent form is not returned by the deadline, staff are directed to arrange for warranted abatement.

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FIRE CHIEF
RYAN HAMRE
www.fairviewfiredistrictca.gov

By adoption at a meeting of the Board, this direction and Order are each effective this 19th Day of October 2026.

AYES: _____
NOES: _____
ABSTAIN: _____
ABSENT: _____

_____
Melissa Dimic
President of the Board of Directors
Fairview Fire Protection District

BOARD OF DIRECTORS
MELISSA DIMIC
MICHAEL JUSTICE
MARK MCDANIEL
SARAH CHOI

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NOTICE TO DESTROY WEEDS

EKER, MEHMET A

34640 CALCUTTA DR,
FREMONT CA 94555

RE: Property Address: Nina St (landlocked behind Beckham Way)
APN: 426-0150-043-00
Inspection Date: 7/30/2026

You are invited to a Zoom webinar. Monday, October 19, 2026, 07:00 PM Pacific Time (US and Canada)
Topic: Special Meeting
Please click the link below to join the webinar:
https://us06web.zoom.us/j/87534117974
Or Telephone: Dial (for higher quality, dial a number based on your current location):
+1 253 215 8782 or +1 346 248 7799, or +1 720 707 2699 or +1 301 715 8592, or +1 312 626 6799 or +1 646 558 8656. For each number, please be patient and when requested, dial the following Webinar ID: 87534117974.

Notice is hereby given that on **September 28, 2026**, the Fire Chief or designee of the Fairview Fire Protection District declared that a public nuisance exists upon the following property **Nina St (landlocked behind Beckham Way), APN: 426-0150-043-00,** in the Fairview Fire Protection District, and more particularly described in the declaration and that the public nuisance must be abated by its removal, otherwise they will be removed and the nuisance will be abated by the District authorities, in which case the cost of such removal shall be assessed upon the lots and lands from which or in front of which such weeds are removed, and such cost will constitute a lien upon such lots or lands until paid. Reference is hereby made to the enclosed resolution for further particulars. All property owners having any objections to the proposed removal of such weeds are hereby notified to attend a meeting of the Fairview First Protection District Governing Board, to be held **Monday, October 19, 2026**, when their objections will be heard and given due consideration.

THE DISTRICT SHALL CONDUCT THE HEARING VIA "ZOOM" VIDEO CONFERENCE, WHICH IS THE PROPERTY OWNER'S OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT FOR THE DISTRICT TO CONSIDER BEFORE ISSUING AN ORDER TO ABATE THE NUISANCE.

If after the completion of the hearing, the District issues an Order to Abate, the District will issue an Order to Abate with a deadline for you to comply with the Order, conduct the abatement at your own cost, and consent to the District's entry onto the property to confirm abatement has been completed. If you do not complete the abatement at your own cost by the deadline, the District will cause the nuisance to be abated. In that case, you will be asked to consent to the District's entry onto the property to conduct the abatement. While you are not legally required to consent to the District's entry onto the land, any cost of obtaining a warrant to lawfully enter the property shall be added to the District's final Demand for Payment.

Once a nuisance has been abated, either by the landowner or by the District, the District may recover the costs it incurred to hold the hearing, issue the order, and enforce the Order to Abate, which is one of the reasons the District always emphasizes voluntary compliance at every stage of this process.

If you have any questions regarding this notice or access to the zoom meeting, please email norma.marples@hayward-ca.gov or call (510) 583-4930 within 10 days of your receipt of this notice. Your cooperation will be greatly appreciated.

Jonathan Hamilton
Fire Marshal

Encl: FFPD Abatement Standards
Declaration of Public Nuisance
Proof of Service

Additional Abatement Instructions

<u>WEEDS, GRASS, BRUSH, AND DEAD GROWTH</u>:

I. RESIDENTIAL AND COMMERCIAL AREAS

A. Complete abatement:

1. All weeds, grass, or other vegetation that is dry or will become dry during the months of May - November must be removed or otherwise abated from the entire parcel.
2. This abatement must be maintained whenever growth exceeds 4 inches in height.

Action Needed:

Remove all dead or down trees, and tree limbs from the property.

BOARD OF DIRECTORS
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SARAH CHOI

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RESOLUTION OF THE FAIRVIEW FIRE PROTECTION DISTRICT TO DECLARE A NUISANCE

WHEREAS, state law codifies the Fairview Fire Protection District's ("District") authority to order the abatement of nuisances in the form of fire hazards;

WHEREAS, the District's 2020 Fuels Management and Weed Abatement Ordinance ("Ordinance") notifies all parcel owners in the District of this authority and sets forth the process for the District to declare a public nuisance, set a hearing date, and upon the completion of a hearing, make findings and issue an Order to Abate;

WHEREAS, the District makes the following Declaration of Public Nuisance and will cause to be issued a Notice to Destroy Weeds setting a hearing date of Monday, October 19, 2026, where the property owner(s) may be heard and the Board shall give any stated objections due weight.

WHEREAS, the District may also consider whether to declare a seasonal nuisance, empowering the District to Order abatement on an annual basis;

THEREFORE, the District makes the following Declaration of Public Nuisance;

A public nuisance consisting of a fire hazard exists at the following property:

Property Address: **Nina St (landlocked behind Beckham Way)**
APN: **426-0150-043-00**

The nuisance is described by the Chief or designee as follows:

Violation of **Weeds, Grass, Brush, and Dead Growth** Abatement Standard(s)

Per FFPD Ordinance 1:

I. RESIDENTIAL AND COMMERCIAL AREAS

A. Complete abatement:

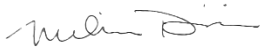
1. All weeds, grass, or other vegetation that is dry or will become dry during the months of May - November must be removed or otherwise abated from the entire parcel.
2. This abatement must be maintained whenever growth exceeds 4 inches in height.

Inspector's Comment: **6/25/26: Trees have been cut down but need to be removed. 7/30/26: Issue still present.**

BASED UPON THE ABOVE-DETAILED DECLARATION, the District hereby directs staff to issue a Notice to Destroy Weeds. The Notice shall comport with the District's Ordinance and set the following hearing date for the District to consider issuing an Order to Abate: **October 19, 2026**.

By adoption at a meeting of the Board, this Declaration is effective this 28th Day of September 2026.

AYES: 4
NOES: 0
ABSTAIN: 0
ABSENT: 0



_____

Melissa Dimic
President of the Board of Directors
Fairview Fire Protection District

ORDINANCE 1
Fairview Fire Protection District (FFPD)
ABATEMENT STANDARDS

The following standards are considered as a minimum. The Fire District may require additional abatement due to terrain, height of growth, location, use of land, etcetera. **No burning is allowed.**

RUBBISH, TRASH, OTHER UNSAFE CONDITIONS:

I. ALL PROPERTIES
   A. All rubbish, trash, trimmings or litter shall be abated.
   B. All wood fuel or lumber shall be neatly stacked or removed from property:

WEEDS, GRASS, BRUSH, AND DEAD GROWTH:

I. RESIDENTIAL AND COMMERCIAL AREAS
   A. Complete abatement:
      1. All weeds, grass, or other vegetation that is dry or will become dry during the months of May - November must be removed or otherwise abated from the entire parcel.
      2. This abatement must be maintained whenever growth exceeds 4 inches in height.

II. CROP LAND AND PASTURELAND (LIVESTOCK GRAZING)
   A. 30-foot-wide continuous firebreaks (cleared space) shall be installed and maintained around each parcel property line as the terrain allows.
   B. 30-foot-wide cross breaks (cleared space) intersecting the firebreaks shall be installed:
      1. On one side of all obstructions to emergency vehicles such as ditches, creeks, fence lines and the like within parcels.
      2. On the top of all ridges, hills, and saddles.
      3. On both sides of access roads.
   C. 30-foot-wide minimum cleared space around all buildings or to property line, whichever is closer.
   D. Complete abatement (cleared space) extending at least 30 feet beyond the foliage of any trees that would present a hazard to any building or structure.

III. UNUSED LAND -VACANT PROPERTY (WITHOUT GRAZING OR CROP USE)
   A. Residential and Commercial areas:
      1. Complete abatement (as per "I" above).
   B. Rural property other than "IIIA":
      1. For parcels **5.0 acres or smaller** complete abatement is required.
      2. For parcels **5.1 acres or larger** requires firebreaks two times the width of the cleared space specified in "II" above.

IV. INACCESSIBLE TERRAIN AREAS- (PROPERTY NOT ACCESSIBLE BY ROADWAY).
   A. Graded fire trails, maintained to provide access for firefighting personnel and equipment may be used in place of firebreaks and cross breaks on an area-by-area basis.

V. WEED ABATEMENT ENFORCEMENT AND CHARGES:
   A. A Public Hearing will be held, and the Board may order the abatement of the Public Nuisance. If abatement is so ordered, the Board will authorize the Fire Chief to assign a contractor to abate the property. To view the 2020 Fuels Management, Abatement & Enforcement Ordinance of the FFPD please visit our website at www.fairviewfiredistrict.org.
   B. Per the 2020 Fuels Management, Abatement & Enforcement Ordinance Section 8, the property owner is responsible for all costs of abatement, which include, but are not limited to, the actual costs to abate, any and all administrative costs, cost of mailing, personnel time, computer retrieval, Investigation, boundary determination, measurement, any directly related costs actually incurred by contractors, and other related costs authorized in writing by the District.

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF ALAMEDA

I, Norma Marples, am over the age of 18 and employed by the City of Hayward, 777, "B" Street, Hayward, Alameda County, California 94541.

On **10/01/26** I served the following document(s) on the interested parties in this action by sending true copies **via U.S. Certified Mail to the Property Owners as Their Names and Addresses Appear from the Last Equalized Assessment Role or as they are otherwise known to the City of Hayward** as designated below:

1) Notice to Destroy Weeds – Property located at:
Nina St (landlocked behind Beckham Way)
426-0150-043-00

2) Additional Abatement Instructions

3) Fairview Fire Protection District's ("FFPD") September 28, 2026, Resolution to Declare a Nuisance

4) FFPD Weed Abatement Standards

SERVICE BY U.S. CERTIFIED MAIL:

EKER MEHMET A
34640 CALCUTTA DR,
FREMONT CA 94555

I declare under penalty of perjury, under the laws of the State of California, that the foregoing is true and correct.

Executed on **10/01/26** at Hayward, California.

Norma Marples
Sr. Secretary
510-583-4930

8. PUBLIC HEARING ON ORDER TO ABATE, PER THE "FFPD 2020 FUELS MANAGEMENT AND WEED ABATEMENT ORDINANCE"

Property Address: Reyna Dr (lot behind Cisneros Dr)
APN: 417-0299-027-00

INFO/ACTION

9. ADOPT RESOLUTION TO MAKE FINDING(S) AND ORDER ABATEMENT, PER THE "FFPD 2020 Fuels Management and Weed Abatement Ordinance"

Property Address: Reyna Dr (lot behind Cisneros Dr)
APN: 417-0299-027-00

INFO/ACTION

BOARD OF DIRECTORS
MELISSA DIMIC
MICHAEL JUSTICE
MARK MCDANIEL
SARAH CHOI

FAIRVIEW
FIRE PROTECTION DISTRICT

25862 FIVE CANYONS PKWY
CASTRO VALLEY, CA 94552
(510) 583-4930

FIRE CHIEF
RYAN HAMRE
www.fairviewfiredistrictca.gov

ORDER TO ABATE PROPERTY

October 21, 2026

BAYVIEW COMMUNITY CORPORATION
1448 15TH ST 100,
SANTA MONICA CA 90404

RE: Property Address: **Reyna Dr (lot behind Cisneros Dr)**
APN: **417-0299-027-00**

Pursuant to its authority codified in the California Health and Safety Code and the California Government Code, the Fairview Fire Protection District ("District") hereby orders that, by **6 PM PT on November 4, 2026**, the owner of the property on **Reyna Dr. Hayward, CA 94541** at Assessor's Parcel Number **417-0299-027-00** shall conduct abatement of the fire hazard nuisance identified and documented by the District in its Notice to Destroy Weeds, sent by U.S. Certified Mail on **October 1, 2026**, as follows:

Violation of Weeds, Grass, Brush, and Dead Growth Abatement Standard(s)

Per FFPD Ordinance 1:

I. RESIDENTIAL AND COMMERCIAL AREAS
   A. Complete abatement:
      1. All weeds, grass, or other vegetation that is dry or will become dry during the months of May - November must be removed or otherwise abated from the entire parcel.
      2. This abatement must be maintained whenever growth exceeds 4 inches in height.

Inspector's Comment: **6/25/26: Multiple dead trees in the creek that need to be removed.**
7/30/26: Issue still present.

FAILURE TO COMPLY WITH THIS ORDER BY NOVEMBER 4, 2026 WILL RESULT IN MANDATORY ABATEMENT BY THE DISTRICT, WITH ALL COSTS TO BE ASSESSED AGAINST THE PROPERTY UNTIL PAYMENT BY THE OWNER.

After November 4, 2026, if the ordered abatement is not conducted to the satisfaction of the Fire Marshall, the District shall assign abatement as ordered to a contractor, which contractor shall conduct the above-identified abatement between November 5, 2026 and November 19, 2026, between the hours of 8am and 6pm, or as warranted by a Court of Competent Jurisdiction.

Once abatement is conducted, the District will send a Demand for Payment for the full cost of abatement actually expended by the District between the time of the hearing and the completion of the abatement. **The cost of the abatement will be assessed upon the property from which the nuisance is removed, and if left unpaid by the owner, may constitute a lien or special assessment upon the property until paid.**

BOARD OF DIRECTORS
MELISSA DIMIC
MICHAEL JUSTICE
MARK MCDANIEL
SARAH CHOI

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FIRE CHIEF
RYAN HAMRE
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Attached hereto, please read and consider executing this consent form for the District to enter the land and conduct abatement if abatement is not conducted by November 4, 2026, without need for obtaining a warrant.

Jonathan Hamilton
Fire Marshal

Cc: File

Encl: Property Owner Consent Form
Resolution to Make Findings and Order Abatement
Proof of Service

BOARD OF DIRECTORS
MELISSA DIMIC
MICHAEL JUSTICE
MARK MCDANIEL
SARAH CHOI

FAIRVIEW
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VOLUNTARY WRITTEN CONSENT TO ENTER PROPERTY, CONDUCT INSPECTION, AND/OR CONDUCT ABATEMENT OF ANY AND ALL FIRE HAZARD CONDITIONS

I, the undersigned, certify that I am the (circle one):

Owner **Co-Owner** **Tenant** **Property Manager**

of the real property located at **Reyna Dr. Hayward, CA 94541** at Assessor's Parcel Number **417-0299-027-00**. As such, I am the person responsible for said property and all fixtures, vegetation and other assets located thereon. I hereby freely and voluntarily **consent to the entry upon said property** by the Fairview Fire Protection District, the Hayward Fire Department, the Fire Marshall, and their officers, agents and designees, including but not limited to any abatement entity authorized by the Fairview Fire Protection District, and/or law enforcement personnel accompanying any of the aforementioned parties **for the purpose of** inspecting said property for compliance with the Fairview Fire Protection District's abatement standards. I also freely and voluntarily consent to abatement of any nuisance, in the form of a fire hazard, documented by the inspectors in the attached materials and subject of the District's Abatement Order.

I GIVE THIS CONSENT AFTER THE INSPECTOR INFORMED ME THAT I HAVE A CONSTITUTIONAL RIGHT TO REFUSE TO PERMIT THE ABOVE-IDENTIFIED PARTIES TO ENTER THE LAND, TO INSPECT, AND/OR TO CONDUCT ABATEMENT. NO PROMISES, THREATS, OR COERCION HAVE BEEN MADE TO INDUCE ME TO RELINQUISH THIS RIGHT, BUT I DO SO FREELY AND VOLUNTARILY. FURTHERMORE, THIS CONSENT EXPIRES AT 6:00 PM ON NOVEMBER 19, 2026, AND MAY BE WITHDRAWN AT ANYTIME. I UNDERSTAND THAT IF I WITHDRAW CONSENT AFTER INSPECTOR(S) HAVE ENTERED THE PROPERTY SUBJECT TO THIS WRITTEN CONSENT, THEY WILL CEASE ALL INSPECTION AND/OR ABATEMENT AND EXIT THE PROPERTY WITH REASONABLE PROMPTNESS.

Inspection, if authorized, may include the observation of physical conditions, taking of photographs, and questioning of or conferring with persons present on the property privately to obtain information bearing on whether violations of the District's Abatement Standards exist. Any person present may refuse to answer questions.

Abatement, if any is required subject to the Abatement Order, shall include the removal, complete demolition, and/or permanent disposal of all items comprising the following conditions of non-conformity found upon the premises: any fire hazard condition that is deemed by the District to violate the abatement standards, including unlawful accumulations of grass, weeds, and growths on the property. One or more peace officers may accompany the abatement to ensure peaceful proceedings.

The Inspection and Abatement shall be conducted between Thursday, November 5, 2026 and Thursday, November 19, 2026, which starts the business day after the deadline to voluntarily comply with the Ordered Abatement attached hereto. The Inspection and Abatement shall include the entire property, excluding the interior of any dwelling, and be conducted between the hours of 8:00am and 6:00pm to minimize any intrusion on the normal operations of the property and any adjacent property.

BOARD OF DIRECTORS
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SARAH CHOI

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I further certify that I have authority to grant access to said property and that no other person's or entity's authorization is required for the Inspection and/or Abatement herein described. This authorization shall remain valid until revoked in writing by the undersigned.

Reyna Dr. Hayward, CA 94541/APN# 417-0299-027-00
Property Address/APN

Signature of Responsible Party

Name of Responsible Party

Telephone Number

Date

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF ALAMEDA

I, Norma Marples am over the age of 18 and employed by the City of Hayward, 777, "B" Street, Hayward, Alameda County, California 94541.

On **10/21/26** I served the following document(s) on the interested parties in this action by sending true copies as shown below for service as designated below:

1) Order to Abate – Property located at:
   Reyna Dr. Hayward, CA 94541
   APN# 417-0299-027-00
2) Property Owner Consent Form
3) Resolution to Make Findings and Order Abatement

SERVICE BY U.S. MAIL UNDER THE LAWS OF THE STATE OF CALIFORNIA

BAYVIEW COMMUNITY CORPORATION
1448 15TH ST 100,
SANTA MONICA CA 90404

I am familiar with this business' practice for collection and processing of correspondence for mailing, and that correspondence will be enclosed in a sealed envelope with postage fully prepaid and deposited with the U.S. Postal Service on the date herein above in the ordinary course of business at Hayward, California.

I declare under penalty of perjury, under the laws of the State of California, that the foregoing is true and correct.

Executed on **10/21/26,** at Hayward, California.

Norma Marples

Norma Marples
Sr. Secretary
510-583-4930

BOARD OF DIRECTORS
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SARAH CHOI

FAIRVIEW
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RESOLUTION OF THE FAIRVIEW FIRE PROTECTION DISTRICT TO MAKE FINDINGS AND ORDER ABATEMENT

WHEREAS, state law codifies the Fairview Fire Protection District's ("District") authority to order the abatement of nuisances in the form of fire hazards;

WHEREAS, the District's 2020 Fuels Management and Weed Abatement Ordinance ("Ordinance") notifies all parcel owners in the District of this authority and sets forth the process for the District to declare a public nuisance, set a hearing date, and upon the completion of a hearing, make findings and if appropriate issue an Order to Abate;

WHEREAS, on 05/21/26, the District issued an Abatement Notice to the following property: **Reyna Dr. Hayward, CA 94541**, **APN 417-0299-027-00** after inspecting said property, and no voluntary abatement occurred thereafter;

WHEREAS, on 07/01/26, the District issued a Second Abatement Notice to the following property after inspecting said property, and no voluntary abatement occurred thereafter;

WHEREAS, on 09/28/26, the District declared a nuisance at the following property in violation of the District's Abatement Standards; and issued a Notice to Destroy Weeds setting a hearing date of today, **10/19/26** which notice was mailed via U.S. Certified Mail on **10/01/26**;

WHEREAS, having now held a hearing to consider whether to make findings and issue an order to abate, and to provide the property owner with an opportunity to be heard and give any stated objections due weight;

THEREFORE, the District makes the following findings:

The Fire Marshal for Hayward Fire Department ("Fire Marshal") and inspectors reporting to the Fire Marshal ("Inspectors") provide services under contract to the Fairview Fire Protection District ("District") that include, but are not limited to, the inspection and enforcement of the District's published abatement standards on applicable parcels in the District's jurisdiction. These services to the District entail rendering determinations about noncompliance based on the written, verbal, and physical evidence that is gathered through photographs and investigations that are documented.

On or about March 6, 2026, Hayward's Inspectors acting on behalf of the District caused to be inspected the property located at **Reyna Dr. Hayward, CA 94541**, **APN 417-0299-027-00** ("Property"), which is a parcel located in and subject to the District's jurisdiction. The Inspectors found a violation of the District's published abatement standards.

On behalf of the District, on May 21, 2026, the City of Hayward caused to be served a "Fire Suppression Abatement Notice" on the owners of the Property ("Owners") and also enclosed a copy of the District's published abatement standards as well as abatement instructions with a photograph. The Fire Suppression Abatement Notice

BOARD OF DIRECTORS
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SARAH CHOI

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notified the Owners that unsafe high fire hazard conditions existed on the Property that need to be removed or otherwise abated. The Fire Suppression Abatement notice set a deadline for the Owners to comply with the District's published abatement standards by following the abatement instructions within 21 days of the notice, and further specified that failure to abate would result in a hearing and the District's formal consideration after a hearing to exercise its authority to order mandatory abatement. The Fire Suppression Abatement Notice provided the Fire Marshal's office phone number.

On or about June 25, 2026, Hayward's Inspectors again caused to be inspected the Property and found the same violations of the District's published abatement standards. On behalf of the District, on July 1, 2026, the City of Hayward caused to be served a second "Fire Suppression Abatement Notice" on the Owners of the Property and also enclosed a copy of the District's published abatement standards as well specific abatement instructions with a photograph, which stated: "all weeds, grass, or other vegetation that is dry or will become dry during the months of May - November must be removed or otherwise abated from the entire parcel." On or about July 30, 2026, Hayward's Inspectors again caused to be inspected the Property and reported that "Violations remain". No subsequent progress was made by Owner to correct the violation, and the Owner did not agree to abate in compliance with the District's published abatement standards.

The Fire Marshal reported to the District on September 28, 2026 that nuisance conditions continue to exist on the Property. Accordingly, the Fire Marshal recommended to the District that it was necessary to declare a nuisance due to the ongoing violation of the District's abatement standards. Based upon the Fire Marshal's report, and the General Manger's recommendation, the Board of the District resolved in open session to declare a nuisance, directed staff to issue a formal Notice to Destroy Weeds, and set a hearing for October 19, 2026, at 7:00 PM. Staff followed the Board's direction, and served the Owners with a Notice to Destroy Weeds with updated abatement instructions via U.S. Certified Mail on October 1, 2026.

The Fire Marshal has confirmed that given his training and experience, it is his belief and judgment that the unabated nuisance on the Property creates a significant fire danger.

A public nuisance consisting of a fire hazard exists at the Property, in violation of the District's published abatement standards. The public nuisance consists of the fire hazards detailed in the Notice to Destroy Weeds and the attachments that were served on October 1, 2026, via U.S. Certified Mail to Owners of the Property.

BASED UPON THE ABOVE-DETAILED FINDING(S), the District hereby directs staff to issue an Order to Abate. The Order shall comport with the District's Ordinance and set an initial deadline for the property owner's compliance by the following deadline: **November 4, 2026**. If the property is not abated by this deadline, pursuant to the District's authority detailed herein, the Fire Chief or the Fire Chief's designee shall arrange for the District's abatement of the nuisance at the expense of the property owner. The Order shall be accompanied by a request for the property owner to consent to the District's entry onto the property to conduct the abatement, which shall only come into force if the property is not abated by the above-identified deadline. If the abatement is not completed and the consent form is not returned by the deadline, staff are directed to arrange for warranted abatement.

BOARD OF DIRECTORS
MELISSA DIMIC
MICHAEL JUSTICE
MARK MCDANIEL
SARAH CHOI

FAIRVIEW
FIRE PROTECTION DISTRICT

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(510) 583-4930

FIRE CHIEF
RYAN HAMRE
www.fairviewfiredistrictca.gov

By adoption at a meeting of the Board, this direction and Order are each effective this 19th Day of October 2026.

AYES: _____
NOES: _____
ABSTAIN: _____
ABSENT: _____

_____
Melissa Dimic
President of the Board of Directors
Fairview Fire Protection District

BOARD OF DIRECTORS
MELISSA DIMIC
MICHAEL JUSTICE
MARK MCDANIEL
SARAH CHOI

FAIRVIEW
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NOTICE TO DESTROY WEEDS

BAYVIEW COMMUNITY CORPORATION
1448 15TH ST 100,
SANTA MONICA CA 90404

RE: Property Address: Reyna Dr (lot behind Cisneros Dr)
APN: 417-0299-027-00
Inspection Date: 7/30/2026

You are invited to a Zoom webinar. Monday, October 19, 2026, 07:00 PM Pacific Time (US and Canada)
Topic: Special Meeting
Please click the link below to join the webinar:
https://us06web.zoom.us/j/87534117974
Or Telephone: Dial (for higher quality, dial a number based on your current location):
+1 253 215 8782, or +1 346 248 7799, or +1 720 707 2699, or +1 301 715 8592, or +1 312 626 6799, or +1 646 558 8656. For each number, please be patient and when requested, dial the following Webinar ID: 87534117974.

Notice is hereby given that on **September 28, 2026**, the Fire Chief or designee of the Fairview Fire Protection District declared that a public nuisance exists upon the following property **Reyna Dr (lot behind Cisneros Dr), APN: 417-0299-027-00,** in the Fairview Fire Protection District, and more particularly described in the declaration and that the public nuisance must be abated by its removal, otherwise they will be removed and the nuisance will be abated by the District authorities, in which case the cost of such removal shall be assessed upon the lots and lands from which or in front of which such weeds are removed, and such cost will constitute a lien upon such lots or lands until paid. Reference is hereby made to the enclosed resolution for further particulars. All property owners having any objections to the proposed removal of such weeds are hereby notified to attend a meeting of the Fairview First Protection District Governing Board, to be held **Monday, October 19, 2026**, when their objections will be heard and given due consideration.

THE DISTRICT SHALL CONDUCT THE HEARING VIA "ZOOM" VIDEO CONFERENCE, WHICH IS THE PROPERTY OWNER'S OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT FOR THE DISTRICT TO CONSIDER BEFORE ISSUING AN ORDER TO ABATE THE NUISANCE.

If after the completion of the hearing, the District issues an Order to Abate, the District will issue an Order to Abate with a deadline for you to comply with the Order, conduct the abatement at your own cost, and consent to the District's entry onto the property to confirm abatement has been completed. If you do not complete the abatement at your own cost by the deadline, the District will cause the nuisance to be abated. In that case, you will be asked to consent to the District's entry onto the property to conduct the abatement. While you are not legally required to consent to the District's entry onto the land, any cost of obtaining a warrant to lawfully enter the property shall be added to the District's final Demand for Payment.

Once a nuisance has been abated, either by the landowner or by the District, the District may recover the costs it incurred to hold the hearing, issue the order, and enforce the Order to Abate, which is one of the reasons the District always emphasizes voluntary compliance at every stage of this process.

If you have any questions regarding this notice or access to the zoom meeting, please email norma.marples@hayward-ca.gov or call (510) 583-4930 within 10 days of your receipt of this notice. Your cooperation will be greatly appreciated.

Jonathan Hamilton
Fire Marshal

Encl: FFPD Abatement Standards
Declaration of Public Nuisance
Proof of Service

Additional Abatement Instructions

WEEDS, GRASS, BRUSH, AND DEAD GROWTH:

I. RESIDENTIAL AND COMMERCIAL AREAS

A. Complete abatement:

1. All weeds, grass, or other vegetation that is dry or will become dry during the months of May - November must be removed or otherwise abated from the entire parcel.
2. This abatement must be maintained whenever growth exceeds 4 inches in height.

Action Needed:

Remove all dead or down trees, and tree limbs from the property.

BOARD OF DIRECTORS
MELISSA DIMIC
MICHAEL JUSTICE
MARK MCDANIEL
SARAH CHOI

FAIRVIEW
FIRE PROTECTION DISTRICT

25862 FIVE CANYONS PKWY
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FIRE CHIEF
RYAN HAMRE
www.fairviewfiredistrictca.gov

RESOLUTION OF THE FAIRVIEW FIRE PROTECTION DISTRICT TO DECLARE A NUISANCE

WHEREAS, state law codifies the Fairview Fire Protection District's ("District") authority to order the abatement of nuisances in the form of fire hazards;

WHEREAS, the District's 2020 Fuels Management and Weed Abatement Ordinance ("Ordinance") notifies all parcel owners in the District of this authority and sets forth the process for the District to declare a public nuisance, set a hearing date, and upon the completion of a hearing, make findings and issue an Order to Abate;

WHEREAS, the District makes the following Declaration of Public Nuisance and will cause to be issued a Notice to Destroy Weeds setting a hearing date of Monday, October 19, 2026, where the property owner(s) may be heard and the Board shall give any stated objections due weight.

WHEREAS, the District may also consider whether to declare a seasonal nuisance, empowering the District to Order abatement on an annual basis;

THEREFORE, the District makes the following Declaration of Public Nuisance;

A public nuisance consisting of a fire hazard exists at the following property:

Property Address: **Reyna Dr (lot behind Cisneros Dr)**
APN: **417-0299-027-00**

The nuisance is described by the Chief or designee as follows:

Violation of **Weeds, Grass, Brush, and Dead Growth** Abatement Standard(s)

Per FFPD Ordinance 1:

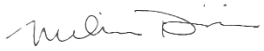
I. RESIDENTIAL AND COMMERCIAL AREAS
   A. Complete abatement:
      1. All weeds, grass, or other vegetation that is dry or will become dry during the months of May - November must be removed or otherwise abated from the entire parcel.
      2. This abatement must be maintained whenever growth exceeds 4 inches in height.

Inspector's Comment: **6/25/26: Multiple dead trees in the creek that need to be removed. 7/30/26: Issue still present.**

BASED UPON THE ABOVE-DETAILED DECLARATION, the District hereby directs staff to issue a Notice to Destroy Weeds. The Notice shall comport with the District's Ordinance and set the following hearing date for the District to consider issuing an Order to Abate: **October 19, 2026**.

By adoption at a meeting of the Board, this Declaration is effective this 28th Day of September 2026.

AYES: 4
NOES: 0
ABSTAIN: 0
ABSENT: 0



_____

Melissa Dimic
President of the Board of Directors
Fairview Fire Protection District

ORDINANCE 1
Fairview Fire Protection District (FFPD)
ABATEMENT STANDARDS

The following standards are considered as a minimum. The Fire District may require additional abatement due to terrain, height of growth, location, use of land, etcetera. **No burning is allowed.**

RUBBISH, TRASH, OTHER UNSAFE CONDITIONS:

I. ALL PROPERTIES
   A. All rubbish, trash, trimmings or litter shall be abated.
   B. All wood fuel or lumber shall be neatly stacked or removed from property:

WEEDS, GRASS, BRUSH, AND DEAD GROWTH:

I. RESIDENTIAL AND COMMERCIAL AREAS
   A. Complete abatement:
      1. All weeds, grass, or other vegetation that is dry or will become dry during the months of May - November must be removed or otherwise abated from the entire parcel.
      2. This abatement must be maintained whenever growth exceeds 4 inches in height.

II. CROP LAND AND PASTURELAND (LIVESTOCK GRAZING)
   A. 30-foot-wide continuous firebreaks (cleared space) shall be installed and maintained around each parcel property line as the terrain allows.
   B. 30-foot-wide cross breaks (cleared space) intersecting the firebreaks shall be installed:
      1. On one side of all obstructions to emergency vehicles such as ditches, creeks, fence lines and the like within parcels.
      2. On the top of all ridges, hills, and saddles.
      3. On both sides of access roads.
   C. 30-foot-wide minimum cleared space around all buildings or to property line, whichever is closer.
   D. Complete abatement (cleared space) extending at least 30 feet beyond the foliage of any trees that would present a hazard to any building or structure.

III. UNUSED LAND -VACANT PROPERTY (WITHOUT GRAZING OR CROP USE)
   A. Residential and Commercial areas:
      1. Complete abatement (as per "I" above).
   B. Rural property other than "IIIA":
      1. For parcels **5.0 acres or smaller** complete abatement is required.
      2. For parcels **5.1 acres or larger** requires firebreaks two times the width of the cleared space specified in "II" above.

IV. INACCESSIBLE TERRAIN AREAS- (PROPERTY NOT ACCESSIBLE BY ROADWAY).
   A. Graded fire trails, maintained to provide access for firefighting personnel and equipment may be used in place of firebreaks and cross breaks on an area-by-area basis.

V. WEED ABATEMENT ENFORCEMENT AND CHARGES:
   A. A Public Hearing will be held, and the Board may order the abatement of the Public Nuisance. If abatement is so ordered, the Board will authorize the Fire Chief to assign a contractor to abate the property. To view the 2020 Fuels Management, Abatement & Enforcement Ordinance of the FFPD please visit our website at www.fairviewfiredistrict.org.
   B. Per the 2020 Fuels Management, Abatement & Enforcement Ordinance Section 8, the property owner is responsible for all costs of abatement, which include, but are not limited to, the actual costs to abate, any and all administrative costs, cost of mailing, personnel time, computer retrieval, Investigation, boundary determination, measurement, any directly related costs actually incurred by contractors, and other related costs authorized in writing by the District.

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF ALAMEDA

I, Norma Marples, am over the age of 18 and employed by the City of Hayward, 777, "B" Street, Hayward, Alameda County, California 94541.

On **10/01/26** I served the following document(s) on the interested parties in this action by sending true copies **via U.S. Certified Mail to the Property Owners as Their Names and Addresses Appear from the Last Equalized Assessment Role or as they are otherwise known to the City of Hayward** as designated below:

1) Notice to Destroy Weeds – Property located at:
Reyna Dr (lot behind Cisneros Dr)
417-0299-027-00

2) Additional Abatement Instructions

3) Fairview Fire Protection District's ("FFPD") September 28, 2026, Resolution to Declare a Nuisance

4) FFPD Weed Abatement Standards

SERVICE BY U.S. CERTIFIED MAIL:

BAYVIEW COMMUNITY CORPORATION
1448 15TH, ST 100,
SANTA MONICA CA 90404

I declare under penalty of perjury, under the laws of the State of California, that the foregoing is true and correct.

Executed on **10/01/26** at Hayward, California.

Norma Marples
Sr. Secretary
510-583-4930

10. Meeting Actions Items Summary

11. Comments by Board Members

12. Agenda Items For Next Board Meeting