



Sacramento County
Donna Allred, Clerk/Recorder

Doc #	202303220437	Fees	\$0.00
3/22/2023	10:35:32 AM	Taxes	\$0.00
CRR		PCOR	\$0.00
Titles	1	Paid	\$0.00
Pages	10		

NO FEE DOCUMENT
Government Code §27383
RECORDING REQUESTED BY
AND WHEN RECORDED RETURN TO:

City Clerk's Office
City of Elk Grove
8401 Laguna Palms Way
Elk Grove, CA 95758

Space above this line for Recorder's use

RESOLUTION NO. 2023-049

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
APPROVING A SET-ASIDE FOR PUBLIC RIGHT-OF-WAY AND ALL USES
INCIDENTAL THERETO ON A CITY-OWNED PARCEL (APN 132-0320-010) FOR
SOUZA DAIRY UNITS 1, 2 AND 3 (SUBDIVISION NOS. 13-030-01, 13-030-02,
AND 13-030-03) (NO FURTHER ENVIRONMENTAL REVIEW REQUIRED)**

RESOLUTION NO. 2023-049

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE APPROVING A SET-ASIDE FOR PUBLIC RIGHT-OF-WAY AND ALL USES INCIDENTAL THERETO ON A CITY-OWNED PARCEL (APN 132-0320-010) FOR SOUZA DAIRY UNITS 1, 2 AND 3 (SUBDIVISION NOS. 13-030-01, 13-030-02, AND 13-030-03) (NO FURTHER ENVIRONMENTAL REVIEW REQUIRED)

WHEREAS, the City of Elk Grove (City) is the fee owner of the property at 8675 Kammerer Road, identified as Assessor Parcel Number (APN) 132-0320-010 (the "Parcel"); and

WHEREAS, on November 9, 2022, the City approved the final map for Souza Dairy Subdivision, Units 1, 2, and 3 (Subdivision Nos. 13-030-01, 13-030-02, and 13-030-03); and

WHEREAS, the Souza Dairy project is required to design and improve Lotz Parkway, along the Parcel's frontage; and

WHEREAS, to allow for the public street connection, as required by the conditions of approval for the Souza Dairy project, a public right-of-way easement across the Parcel is necessary; and

WHEREAS, approving a set-aside for a public right-of-way across the Parcel will allow for public access, consistent with the Southeast Policy Area (SEPA) goals and policies; and

WHEREAS, staff has determined no further environmental review is required, pursuant to State CEQA Guidelines Section 15162, which identifies the requirements for which subsequent analysis is required.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove hereby finds as follows:

- 1) The set-aside for public right-of-way purposes across the Parcel would be consistent with and not violate the SEPA goals and policies, which is to develop an efficient roadway network across the Plan Area; and
- 2) Public interest will be served by the set-aside herein; and
- 3) The area as described in Exhibits A and A-1, legal description and plat, attached hereto and incorporated herein by reference, shall from this day forward be set-aside for public right-of-way purposes and all uses incidental thereto; and
- 4) The City Council does hereby direct the City Clerk to cause a certified copy of this Resolution, including Exhibits A and A-1, attested to by the Clerk under seal, to be recorded in the office of the County Recorder of the County of Sacramento.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 8th day of March 2023


BOBBIE SINGH-ALLEN, MAYOR of the
CITY OF ELK GROVE

ATTEST:


JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:



JONATHAN P. HOBBS,
CITY ATTORNEY

EXHIBIT "A"
DESCRIPTION OF RIGHT-OF-WAY EASEMENT
APN 132-0320-010

All that real property situated in the City of Elk Grove, County of Sacramento, State of California, located within the southwest quarter of Section 12 and the northwest quarter of Section 13, Township 6 North, Range 5 East, Mount Diablo Meridian, being a portion of the Lands of the City of Elk Grove as described in that Grant Deed recorded April 8, 2022, as document number 202204080348, Official Records of Sacramento County, more particularly described as follows:

Beginning at the northeast corner of said Lands of the City of Elk Grove, being on the east line of said southwest quarter of Section 12 and the southeast corner of the boundary of the property shown and depicted on that certain Final Map titled "Subdivision No. 13-030.03 Souza Dairy Unit 3," filed in Book 444 of Maps, at Page 7, Sacramento County Records; thence from the **Point of Beginning** for the following six (6) courses:

1. Along said east line of the southwest quarter of Section 12, South 00°28'24" East a distance of 738.24 feet to the quarter corner of said Sections 12 and 13;
2. Along the east line of said northwest quarter of Section 13, South 00°38'54" East a distance of 2311.54 feet to the northeasterly corner of the Lands of the City of Elk Grove as described in that Grant Deed recorded April 20, 2021, as document number 2021042101433, Official Records of Sacramento County, said point bears North 00°38'54" West a distance of 296.04 feet along said east line to the center quarter corner of said Section 13 ;
3. Leaving said east line along the northerly line of said Lands described in document number 202104201433, South 89°21'06" West a distance of 37.00 feet to a line that is parallel with and distant westerly 37.00 feet, measured at right angles, from said east line of the northwest quarter of Section 13;
4. Along said parallel line, North 00°38'54" West a distance of 2311.60 feet to a line that is parallel with and distant westerly 37.00 feet, measured at right angles, from said east line of the southwest quarter of Section 12;
5. Along said parallel line, North 00°28'24" West a distance of 721.34 feet to the southerly boundary of said Final Map; and
6. Leaving said parallel line along said southerly boundary line, North 64°53'44" East a distance of 40.70 feet to the **Point of Beginning**.

Containing 2.583 acres of land, more or less.

See Exhibit "A-1" plat to accompany description, attached hereto and made a part hereof.

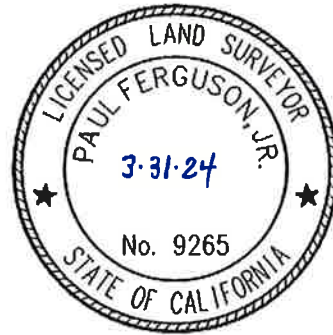
The Basis of Bearings for this legal description is the east line of the southwest quarter of Section 12 as shown on that certain Final Map titled "Subdivision No. 13-030.03 Souza Dairy Unit 3," filed in Book 444 of Maps, at Page 7, Sacramento County Records

This legal description was prepared by me or under my supervision pursuant to Section 8729 (2) of the Professional Land Surveyors Act.

Paul Ferguson, Jr.

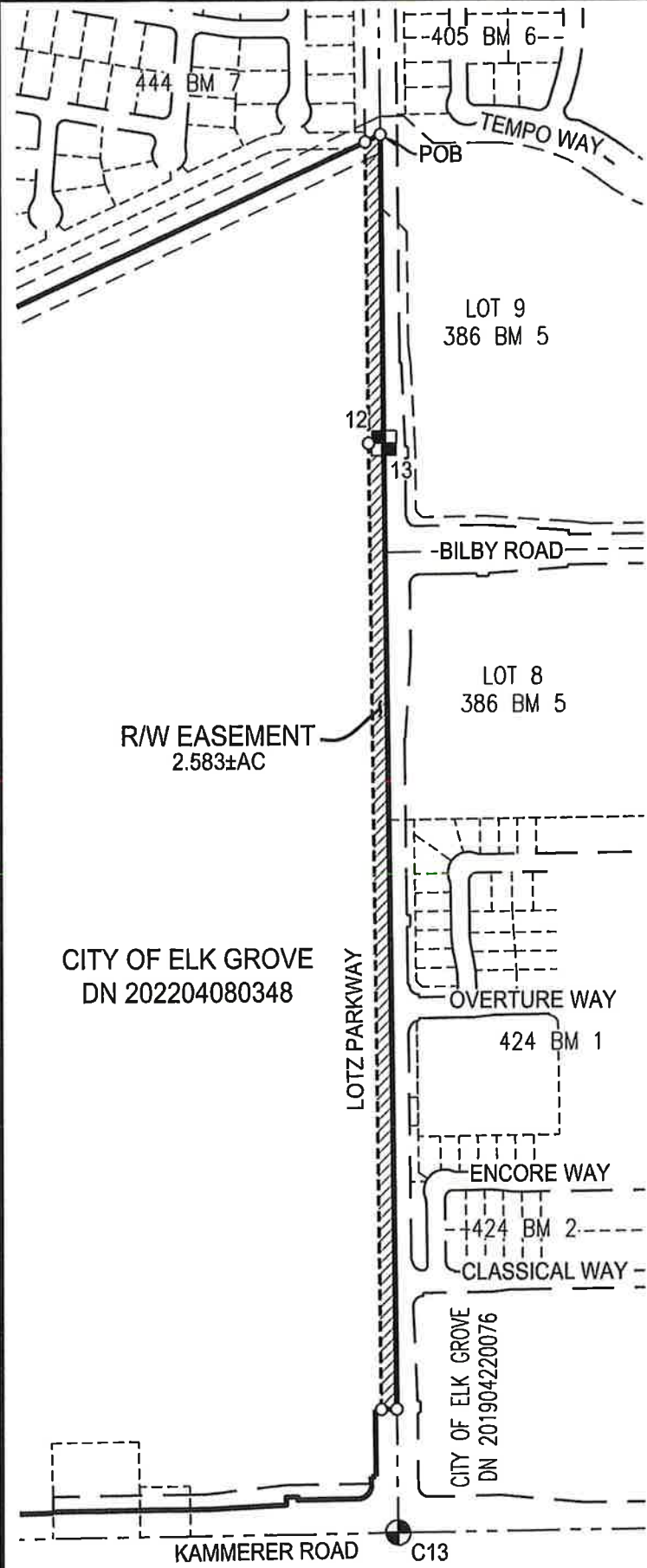
Paul Ferguson, Jr., PLS 9265
License Expiration Date: 03-31-2024

Date: 2/17/2023



Description prepared by:
MACKAY & SOMPS CIVIL ENGINEERS, INC.
1025 Creekside Ridge Dr., Suite 150, Roseville, CA 95678
P:\27180\SRV\Mapping\Desc\LOTZ PKWY\DESC-LOTZ PKWY.docx

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 pferguson
 09:15:43
 2-06-2023



LEGEND

- QUARTER / CENTER CORNER
- DIMENSION POINT
- AC ACRES
- BM BOOK OF MAPS
- DE DRAINAGE EASEMENT
- DN DOCUMENT NUMBER
- OR OFFICIAL RECORDS
- POB POINT OF BEGINNING
- PUE PUBLIC UTILITY EASEMENT
- R/W RIGHT-OF-WAY
- (1) 444 BM 7 (SOUZA DAIRY UNIT 3)
- (2) 430 BM 7 (SOUZA DAIRY LLM)



SHEET 1 OF 3

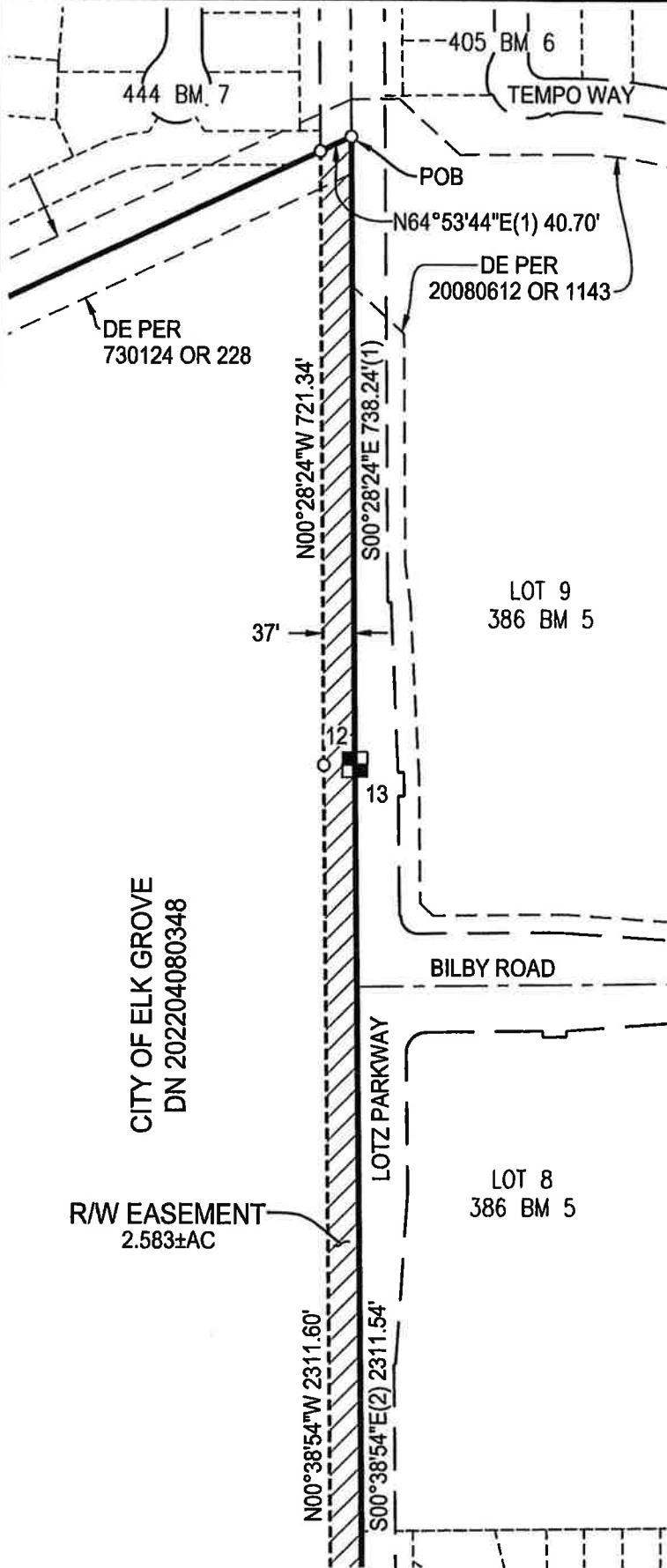
EXHIBIT "A-1"
RIGHT-OF-WAY EASEMENT
LANDS OF CITY OF ELK GROVE
 SECTIONS 12 & 13, T. 6 N., R. 5 E., M.D.M.
 CITY OF ELK GROVE
 COUNTY OF SACRAMENTO STATE OF CALIFORNIA

MACKAY & SOMPS
 ENGINEERS PLANNERS SURVEYORS
 1025 Creekside Ridge Drive, Suite 150, Roseville, CA 95678 (916) 773-1189

PFF	1"= 400'	02/03/2023	27180.LOTZ
DRAWN BY	SCALE	DATE	JOB NO.

IF A DISCREPANCY EXISTS BETWEEN THIS EXHIBIT AND THE ASSOCIATED DESCRIPTION, THE DESCRIPTION HOLDS. THIS EXHIBIT IS FOR GRAPHIC PURPOSES ONLY.

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 pferguson
 09:16:41
 2-06-2023



SEE SHEET 3

SHEET 2 OF 3

EXHIBIT "A-1"
RIGHT-OF-WAY EASEMENT
LANDS OF CITY OF ELK GROVE
 SECTIONS 12 & 13, T. 6 N., R. 5 E., M.D.M.
 CITY OF ELK GROVE
 COUNTY OF SACRAMENTO STATE OF CALIFORNIA

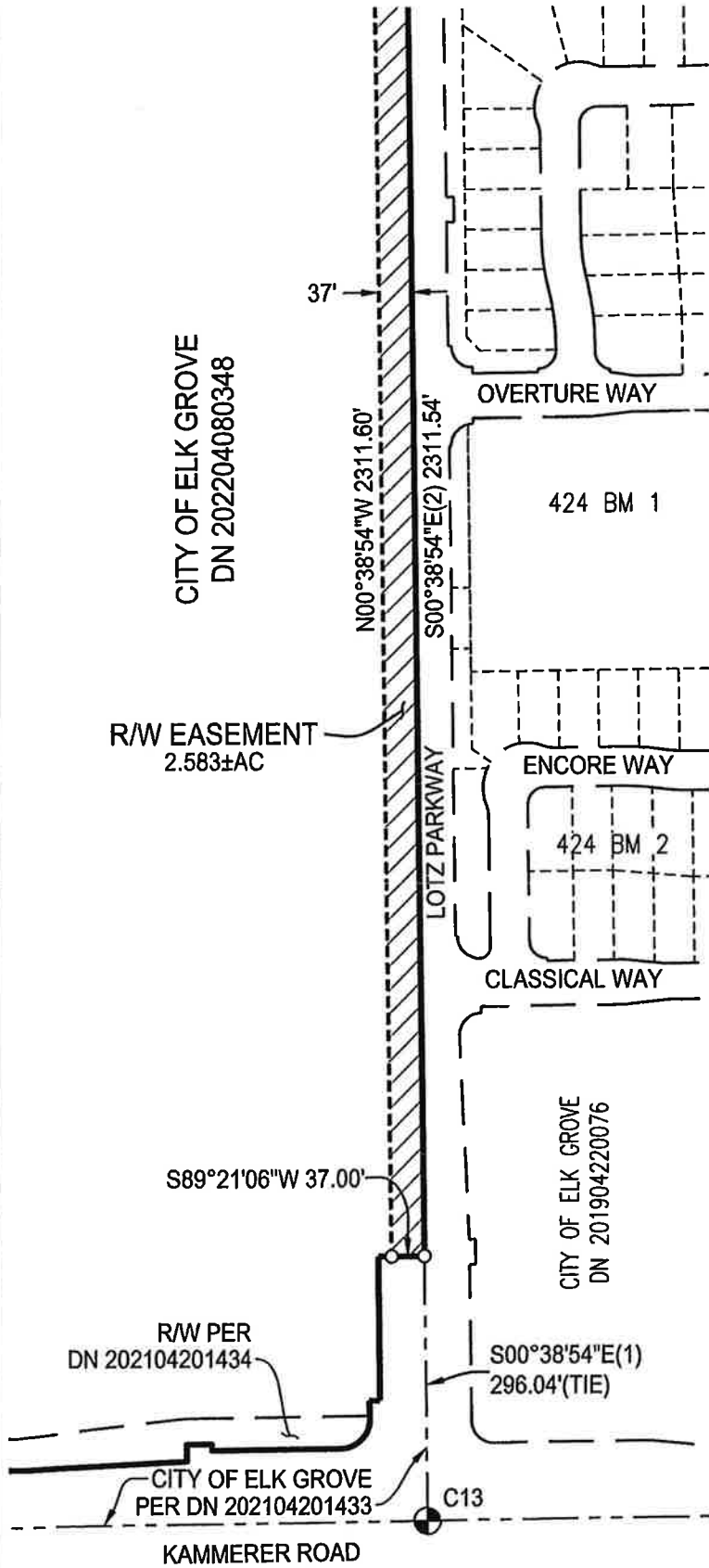
MACKAY & SOMPS
 ENGINEERS PLANNERS SURVEYORS
 1025 Creekside Ridge Drive, Suite 150, Roseville, CA 95678 (916) 773-1189

PFF	1"= 200'	02/03/2023	27180.LOTZ
DRAWN BY	SCALE	DATE	JOB NO.

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 p.ferguson
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 2-06-2023

SEE SHEET 2



SHEET 3 OF 3

EXHIBIT "A-1"
RIGHT-OF-WAY EASEMENT
LANDS OF CITY OF ELK GROVE
 SECTIONS 12 & 13, T. 6 N., R. 5 E., M.D.M.
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 COUNTY OF SACRAMENTO STATE OF CALIFORNIA

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CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2023-049

STATE OF CALIFORNIA)
COUNTY OF SACRAMENTO) **ss**
CITY OF ELK GROVE)

I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on March 8, 2023 by the following vote:

- AYES: COUNCILMEMBERS: Singh-Allen, Spease, Brewer, Robles, Suen**
- NOES: COUNCILMEMBERS: None**
- ABSTAIN: COUNCILMEMBERS: None**
- ABSENT: COUNCILMEMBERS: None**



Jason Lindgren, City Clerk
City of Elk Grove, California