

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

Office of the City Clerk
City of Elk Grove
8401 Laguna Palms Way, 1st Floor
Elk Grove, CA 95758



Sacramento County Recorder
Craig A. Kramer, Clerk/Recorder
BOOK **20100719** PAGE **0299**

Monday, JUL 19, 2010 9:14:37 AM
Ttl Pd \$0.00 Nbr-0006425729

TML/85/1-15

Space above this line for Recorder's Use

RESOLUTION NO. 2009-255

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
APPROVING THE ABANDONMENT OF PORTIONS OF KAMMERER ROAD AND
WEST STOCKTON BOULEVARD (FORMERLY KAMMERER ROAD) AND
ADJACENT PUBLIC UTILITY EASEMENTS AND AUTHORIZING THE CITY
MANAGER TO EXECUTE A LICENSE AGREEMENT WITHIN THE LENT RANCH
MARKETPLACE SUBDIVISION**

WHEREAS, the City of Elk Grove approved Subdivision No. 00-038.00 Lent Ranch Marketplace ("mall") on December 12, 2007; and

WHEREAS, the realigned Kammerer Road as shown on the Lent Ranch Marketplace map joined the reconstructed Grant Line Interchange connecting Grant Line to Kammerer Road running in an east-west direction on the south side of the mall site in addition to dedicating Promenade Parkway connecting the old alignment of Kammerer Road to the new realignment; and

WHEREAS, this realigned Kammerer Road necessitated a name change for a portion of Kammerer Road east of Promenade Parkway to West Stockton Boulevard per Resolution No. 2007-206; and

WHEREAS, the realigned Kammerer Road eliminates the need for the old Kammerer Road alignment including the adjacent public utility easement and the planned right-of-way width of West Stockton Boulevard north of the centerline and east of Promenade Parkway has been reduced from 54 feet to 30 feet and the excess 24 feet of right-of-way, along with the adjacent public utility easement, is no longer needed; and

WHEREAS, the City is currently using the property for temporary storage of street sweeping spoils and will need to continue utilizing the property until June 1, 2010 and such abandonment shall not be recorded until an executed license agreement is available to be simultaneously recorded.

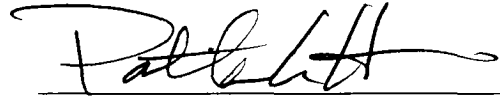
NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove hereby authorizes the City Manager to execute a License Agreement in substantially the same format as the draft attached hereto and incorporated herein to allow the City to continue utilizing the property until June 1, 2010 for street sweeping operations and makes the following findings:

- 1) That these abandonments are being made under the Streets and Highway Code, Division 9, Part 3, Chapter 3, Section 8320 through 8325 inclusive; and
- 2) That the subject portion of Kammerer Road has been superseded by realignment and that of West Stockton Boulevard has excess right-of-way as a result of the realignment, which in turn eliminates the need for the adjacent public utility easements; and
- 3) That these abandonments are consistent with the City's General Plan and Section 65402 of the Government Code and pursuant to Section 65402 and City Council Resolution No. 2006-224 are exempt from Planning Commission review as a realignment project; and
- 4) The proposed abandonment is consistent with the Lent Ranch Marketplace SPA, for which an Environmental Impact Report (EIR) was previously certified (SCH# 19971220022). The environmental effects of the proposed actions were analyzed in the previously certified EIR. There are no substantial changes to the project, no substantial changes to the circumstances under which the project was undertaken, and there is no new information which was not known or could have been known at the time of the certification of the prior EIR that would require preparation of a subsequent or supplemental EIR. Therefore, no further environmental review is required; and
- 5) That the portions of Kammerer Road and West Stockton Boulevard together with their adjacent public utility easements are described in Exhibits "A-1", "A-3", "A-5", "A-7" and "A-9" and shown on plats to accompany legal descriptions "A-2", "A-4", "A-6", "A-8", "A-10" and "A-11" attached hereto.

NOW, THEREFORE, BE IT FURTHER RESOLVED AND ORDERED that Kammerer Road as described in Exhibit "A-3" and shown on plat to accompany legal description Exhibit "A-4" and West Stockton Boulevard described in Exhibits "A-1" and "A-5" and shown on plats to accompany legal descriptions "A-2" and "A-6" **are hereby abandoned** and that from and after the date of the recordation of this resolution the street abandoned **no longer constitutes a public street** and that the public utility easements described in Exhibit "A-4", "A-7" and "A-9" and shown on plats to accompany legal descriptions Exhibit "A-8", "A-9" and "A-11" **are hereby abandoned**.

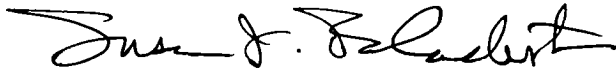
NOW, THEREFORE, BE IT FINALLY RESOLVED that the City Clerk of the City of Elk Grove shall cause a certified copy of this Resolution of Abandonment and Exhibits "A-1" through "A-11" attached hereto attested by the Clerk under seal, to be recorded in the Office of the County Recorder of the County of Sacramento upon receipt of the executed license agreement referenced above that is available to be simultaneously recorded.

PASSED AND ADOPTED by the City Council of the City of Elk Grove on this 9th day of December 2009.



PATRICK HUME, MAYOR of the
CITY OF ELK GROVE

ATTEST:



SUSAN J. BLACKSTON, CITY CLERK

APPROVED AS TO FORM:



SUSAN COCHRAN, CITY ATTORNEY

EXHIBIT "A-1"
DESCRIPTION OF
RIGHT-OF-WAY ABANDONMENT

A portion of West Stockton Boulevard (formerly Kammerer Road) , in the City of Elk Grove, County of Sacramento, State of California as dedicated to the County of Sacramento on the map entitled "Parcel Map of Por. Of the NW ¼ & NE ¼ of Section 18, T.6 N., R.6 E., M.D.M." filed for record in Book 150 of Parcel Maps, at Page 7, in the office of the County Recorder of said County described as follows:

Beginning at the intersection of the east line of Lot J with the north 54.00 foot right-of-way line of West Stockton Boulevard (formerly Kammerer Road) as shown on the map entitled "Subdivision No. 00-038.00 Lent Ranch Marketplace" filed for record in Book 372 of Maps, at Page 27, Sacramento County Records; thence from said **POINT OF BEGINNING** coincident with the prolongation of the east line of said Lot J, South 00°37'11" East a distance of 30.00 feet to the south line of the north 30.00 feet of said Kammerer Road; thence coincident with said south line of the north 30.00 feet, South 89°17'27" West a distance of 470.53 feet to a point of curvature; thence 39.27 feet along the arc of a tangent 25.00 foot radius curve to the right through a central angle of 90°00'00"; thence North 00°42'33" West a distance of 5.99 feet to a point of curvature; thence from a radial line which bears South 89°17'28" West, 0.99 feet along the arc of a non-tangent 25.00 foot radius curve to the left through a central angle of 02°16'28" to the north 54.00 foot right-of-way line of Kammerer Road; thence coincident with said north 54.00 foot right-of-way line, North 89°17'27" East a distance of 495.56 feet to the Point of Beginning.

Containing 14,732 square feet of land, more or less.

See Exhibit "A-2", plat to accompany description, attached hereto and made a part hereof.

The **Basis of Bearings** for this description is the California State Plane Coordinate System, Zone 2, NAD'83, Epoch Date 1997.30, as measured between NGS Station "Eschinger," 1st order, and NGS station "Keller," 1st order. Said bearing is North 20°56'36" West. Distances shown are ground based.



Craig E. Spiess P.L.S. 7944
Expires: December 31, 2009

Date: 11/6/09



PREPARED BY WOOD RODGERS, INC
SACRAMENTO, CALIFORNIA

EXHIBIT 'A-2'

SHEET 1 OF 1

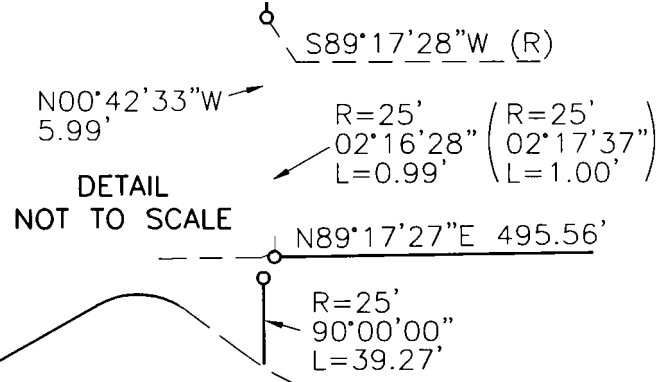
PLAT TO ACCOMPANY
DESCRIPTION

SEE DESCRIPTION FOR
COURSE INFORMATION

LENT RANCH MARKETPLACE RIGHT-OF-WAY ABANDONMENT

CITY OF ELK GROVE

COUNTY OF SACRAMENTO STATE OF CALIFORNIA



DETAIL
NOT TO SCALE

KAMMERER ROAD

LOT J
372 B.M. 27

LOT K
372 B.M. 27

LOT I
372 B.M. 27

PROMENADE PARKWAY

SEE DETAIL

R=25'
90°00'00"
L=39.27'

S89°17'27"W
470.53'

30' P.O.B.

S00°37'11"E
30.00'

N89°17'27"E 495.56'

KAMMERER ROAD

WEST STOCKTON BLVD.
(KAMMERER ROAD)


54' RIGHT-OF-WAY
PER 150 P.M. 7

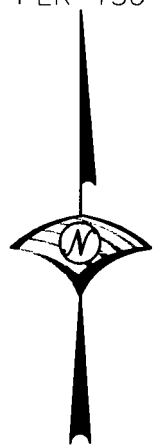
24' RIGHT-OF-WAY
TO REMAIN

54' RIGHT-OF-WAY
PER 150 P.M. 7

LEGEND:

P.O.B. POINT OF BEGINNING

 PORTION OF WEST STOCKTON BLVD.
BEING ABANDONED



SCALE: 1"=200'



WOOD RODGERS
ENGINEERING • MAPPING • PLANNING • SURVEYING

3301 C St., Bldg. 100-B Tel 916.341.7760
Sacramento, CA 95816 Fax 916.341.7767

EXHIBIT "A-3"
DESCRIPTION OF
RIGHT-OF-WAY ABANDONMENT

A portion of Kammerer Road in the City of Elk Grove, County of Sacramento, State of California as dedicated to the County of Sacramento on the map entitled "Parcel Map of Por. Of the NW ¼ & NE ¼ of Section 18, T.6 N., R.6 E., M.D.M." filed for record in Book 150 of Parcel Maps, at Page 7, in the office of the County Recorder of said County described as follows:

Beginning at the southeast corner of said Lot I as shown on the map entitled "Subdivision No. 00-038.00 Lent Ranch Marketplace" filed for record in Book 372 of Maps, at Page 27, Sacramento County Records; thence from said **POINT OF BEGINNING** coincident with the south line of said Lot I, South 89°17'27" West a distance of 986.96 feet to southeasterly right-of-way line of Kammerer Road as shown on said map entitled "Subdivision No. 00-038.00 Lent Ranch Marketplace" and being a point of curvature; thence coincident with said southeasterly right-of-way line of Kammerer Road, the from a radial line which bears South 14°27'22" East, northeast, 191.24 feet along the arc of a non-tangent 2059.00 foot radius curve to the left through a central angle of 05°19'18" to the north 54.00 foot right-of-way line of Kammerer Road; thence coincident with said north 54.00 foot right-of-way line, North 89°17'27" East a distance of 803.57 feet to a point of curvature; thence leaving said north 54.00 foot right-of-way line, from a radial line which bears North 71°14'15" West, south, 55.40 feet along the arc of a non-tangent 72.00 foot radius curve to the left through a central angle of 44°05'21" to the south line of said Lot J; thence coincident with said south line of Lot J, South 89°17'27" West a distance of 2.43 feet to the Point of Beginning.

Containing 1.10 acres of land, more or less.

See Exhibit "A-4", plat to accompany description, attached hereto and made a part hereof.

The **Basis of Bearings** for this description is the California State Plane Coordinate System, Zone 2, NAD'83, Epoch Date 1997.30, as measured between NGS Station "Eschinger," 1st order, and NGS station "Keller," 1st order. Said bearing is North 20°56'36" West. Distances shown are ground based.



Craig E. Spiess P.L.S. 7944
Expires: December 31, 2009

Date: 11/6/09



PREPARED BY WOOD RODGERS, INC
SACRAMENTO, CALIFORNIA

EXHIBIT 'A-4'

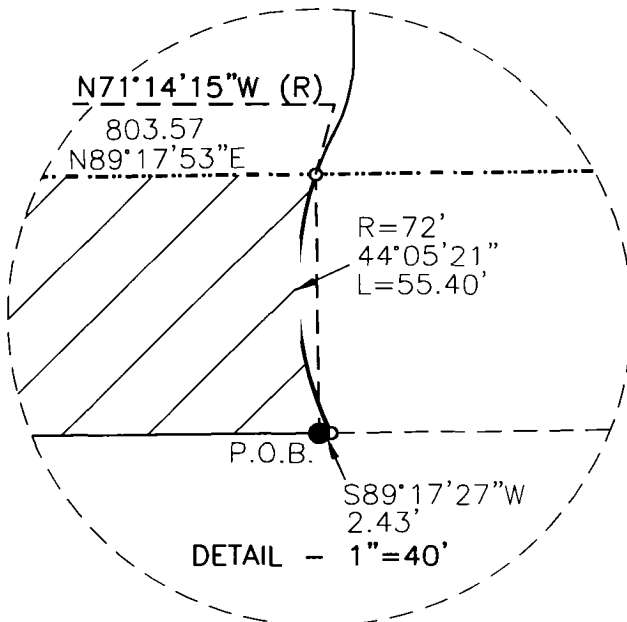
SHEET 1 OF 1

PLAT TO ACCOMPANY
DESCRIPTION

SEE DESCRIPTION FOR
COURSE INFORMATION

LENT RANCH MARKETPLACE
RIGHT-OF-WAY ABANDONMENT

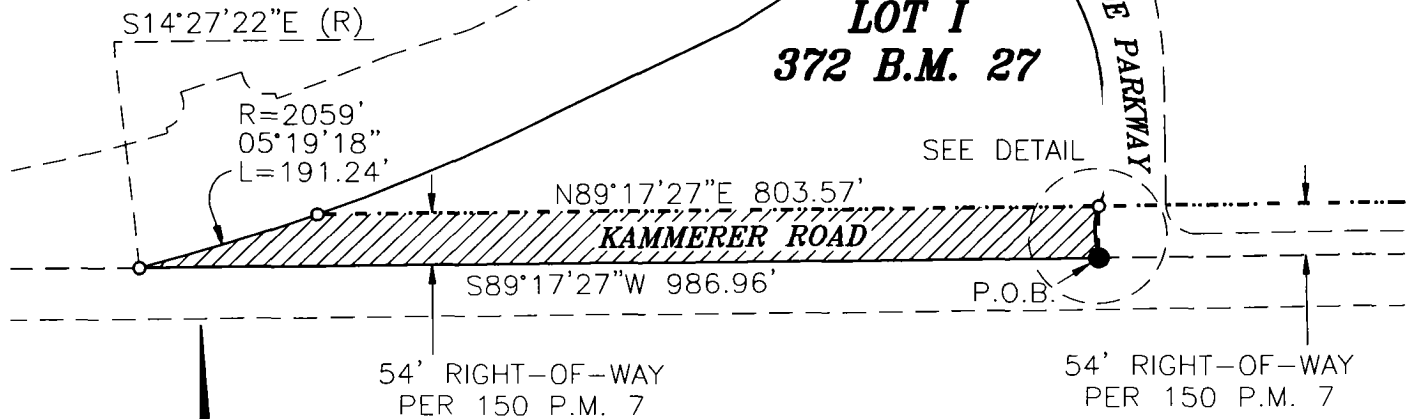
CITY OF ELK GROVE
COUNTY OF SACRAMENTO STATE OF CALIFORNIA



LOT B
372 B.M. 27

LOT J
372 B.M. 27

LOT I
372 B.M. 27



LEGEND:

P.O.B. POINT OF BEGINNING

 PORTION OF KAMMERER ROAD
BEING ABANDONED

SCALE: 1"=200'



WOOD RODGERS
ENGINEERING • MAPPING • PLANNING • SURVEYING

3301 C St., Bldg. 100-B Tel 916.341.7760
Sacramento, CA 95816 Fax 916.341.7767

EXHIBIT "A-5"
DESCRIPTION OF
RIGHT-OF-WAY ABANDONMENT

A portion of West Stockton Boulevard (formerly Kammerer Road) , in the City of Elk Grove, County of Sacramento, State of California as dedicated to the County of Sacramento on the map entitled "Parcel Map of Por. Of the NW ¼ & NE ¼ of Section 18, T.6 N., R.6 E., M.D.M." filed for record in Book 150 of Parcel Maps, at Page 7, in the office of the County Recorder of said County described as follows:

Beginning at the intersection of the west line of Lot K with the north 54.00 foot right-of-way line of West Stockton Boulevard (formerly Kammerer Road) as shown on the map entitled "Subdivision No. 00-038.00 Lent Ranch Marketplace" filed for record in Book 372 of Maps, at Page 27, Sacramento County Records; thence from said **POINT OF BEGINNING** coincident with the north 54.00 foot right-of-way line of Kammerer Road for the following two (2) courses and distances:

1. North 89°17'27" East a distance of 296.99 feet; and
2. North 89°17'16" East a distance of 757.48 feet to the east line of said Lot K;

thence coincident with said east line of Lot K for the following two (2) courses and distances:

1. South 40°50'02" West a distance of 38.80 feet; and
2. South 00°32'47" East a distance of 0.96 feet to the south line of the north 30.00 feet of said Kammerer Road;

thence coincident with said south line of the north 30.00 feet of Kammerer Road for the following two (2) courses and distances:

1. South 89°17'16" West a distance of 731.74 feet; and
2. South 89°17'27" West a distance of 297.04 feet to the west line of said Lot K;

thence coincident with said west line of Lot K, North 00°37'11" West a distance of 30.00 feet to the Point of Beginning.

Containing 31,237 square feet of land, more or less.

See Exhibit "A-6", plat to accompany description, attached hereto and made a part hereof.

The **Basis of Bearings** for this description is the California State Plane Coordinate System, Zone 2, NAD'83, Epoch Date 1997.30, as measured between NGS Station "Eschinger," 1st order, and NGS station "Keller," 1st order. Said bearing is North 20°56'36" West. Distances shown are ground based.



Craig E. Spiess P.L.S. 7944
Expires: December 31, 2009

Date: 8/26/09



PREPARED BY WOOD RODGERS, INC
SACRAMENTO, CALIFORNIA

EXHIBIT "A-6"

SHEET 1 OF 1

PLAT TO ACCOMPANY
DESCRIPTION

SEE DESCRIPTION FOR
COURSE INFORMATION

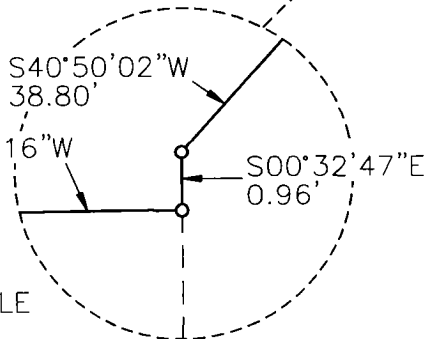
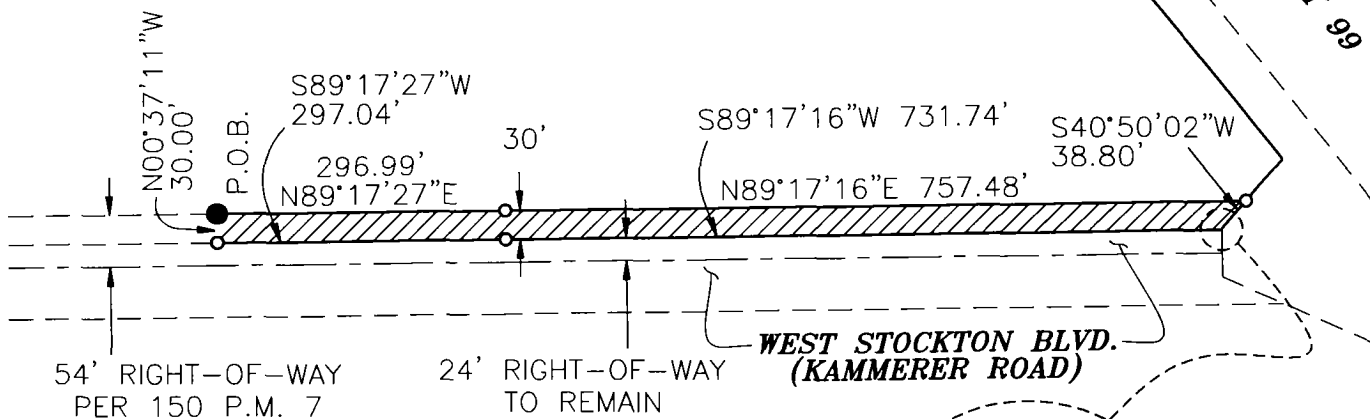
LENT RANCH MARKETPLACE RIGHT-OF-WAY ABANDONMENT CITY OF ELK GROVE COUNTY OF SACRAMENTO STATE OF CALIFORNIA



LOT J
372 B.M. 27

LOT K
372 B.M. 27

STATE HIGHWAY 99



DETAIL
NOT TO SCALE



SCALE: 1"=200'

LEGEND:

P.O.B. POINT OF BEGINNING



PORTION OF WEST STOCKTON BLVD.
BEING ABANDONED



WOOD RODGERS
ENGINEERING • MAPPING • PLANNING • SURVEYING

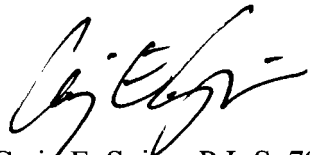
3301 C St., Bldg. 100-B Tel 916.341.7760
Sacramento, CA 95816 Fax 916.341.7767

EXHIBIT "A-7"
DESCRIPTION OF
PUBLIC UTILITY EASEMENT ABANDONMENT

A portion of that certain 12.50 foot wide public utility easement in the City of Elk Grove, County of Sacramento, State of California as dedicated to the County of Sacramento on the map entitled "Parcel Map of Por. Of the NW ¼ & NE ¼ of Section 18, T.6 N., R.6 E., M.D.M" filed for record in Book 150 of Parcel Maps, at Page 7, in the office of the County Recorder of said County described as follows:

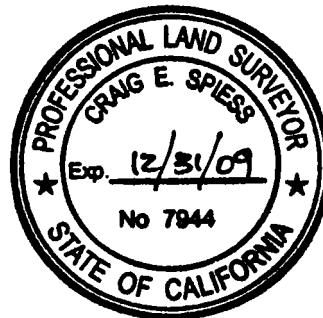
That portion that lies within Lot K as shown on map entitled "Subdivision No. 00-038.00 Lent Ranch Marketplace" filed for record in Book 372 of Maps, at Page 27, Sacramento County Records.

See Exhibit "A-8", plat to accompany description, attached hereto and made a part hereof.



Craig E. Spiess P.L.S. 7944
Expires: December 31, 2009

Date: 8/26/09



PREPARED BY WOOD RODGERS, INC
SACRAMENTO, CALIFORNIA

EXHIBIT "A-8"

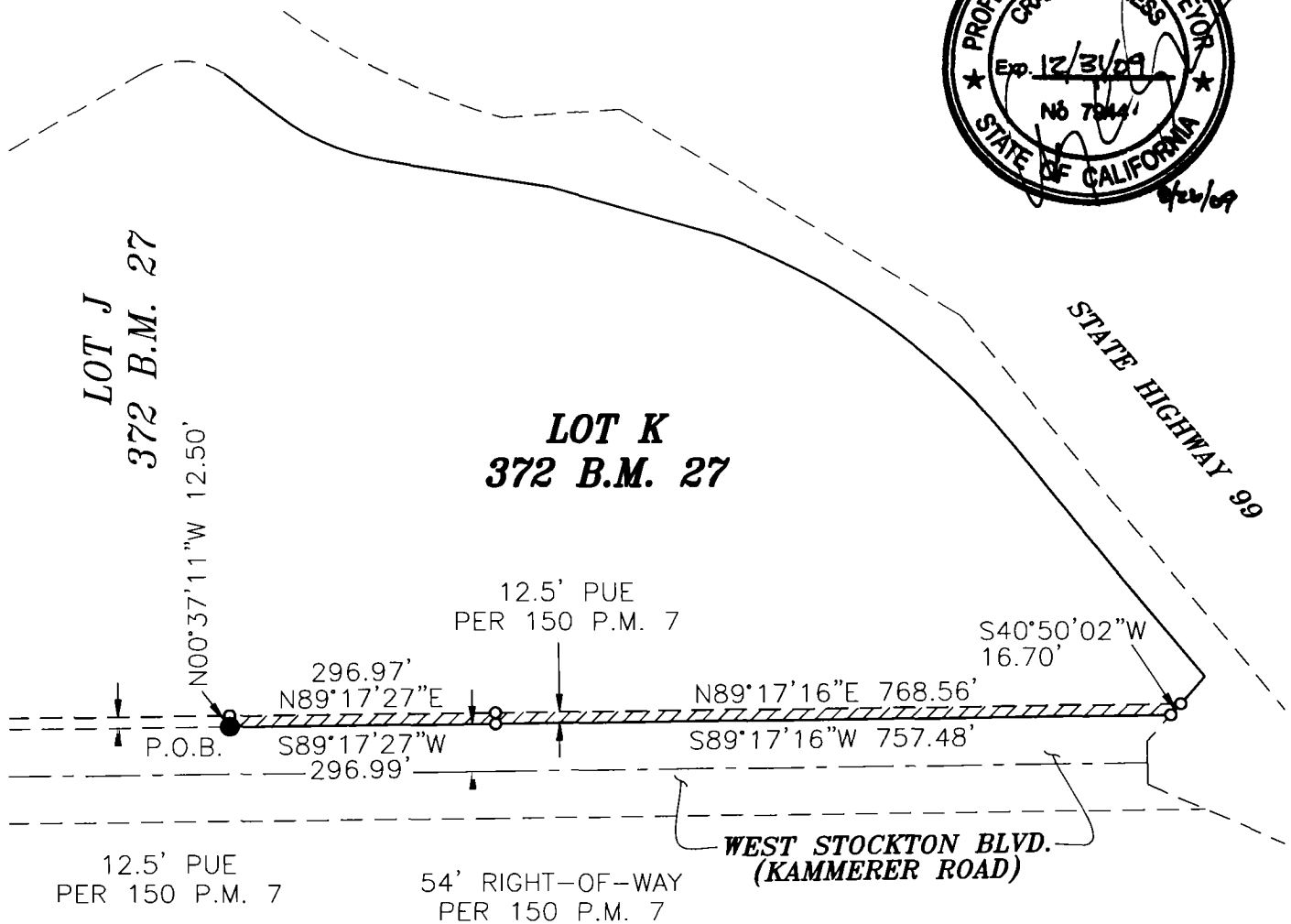
SHEET 1 OF 1

PLAT TO ACCOMPANY
DESCRIPTION

SEE DESCRIPTION FOR
COURSE INFORMATION

LENT RANCH MARKETPLACE
PUBLIC UTILITY EASEMENT ABANDONMENT

CITY OF ELK GROVE
COUNTY OF SACRAMENTO STATE OF CALIFORNIA



LEGEND:

P.O.B. POINT OF BEGINNING

 PUBLIC UTILITY EASEMENT
BEING ABANDONED

SCALE: 1"=200'



WOOD RODGERS
ENGINEERING • MAPPING • PLANNING • SURVEYING

3301 C St., Bldg. 100-B Tel 916.341.7760
Sacramento, CA 95816 Fax 916.341.7767

EXHIBIT "A-9"
DESCRIPTION OF
PUBLIC UTILITY EASEMENT ABANDONMENT

Those portions of that certain 12.50 foot wide public utility easement in the City of Elk Grove, County of Sacramento, State of California as dedicated to the County of Sacramento on the map entitled "Parcel Map of Por. Of the NW ¼ & NE ¼ of Section 18, T.6 N., R.6 E., M.D.M" filed for record in Book 150 of Parcel Maps, at Page 7, in the office of the County Recorder of said County and a portion of that certain 12.50 foot wide public utility easement in the City of Elk Grove, County of Sacramento, State of California as dedicated to the City of Elk Grove on the map entitled "Subdivision No. 00-038.00 Lent Ranch Marketplace" filed for record in Book 372 of Maps, at Page 27, Sacramento County Records described as follows:

That portion that lies within Lot I as shown on map entitled "Subdivision No. 00-038.00 Lent Ranch Marketplace" filed for record in Book 372 of Maps, at Page 27, Sacramento County Records.

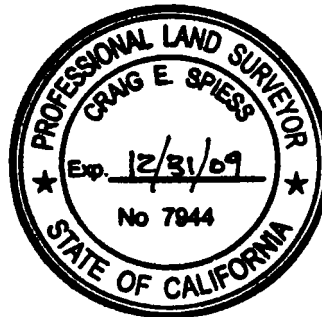
That portion that lies within Lot J as shown on map entitled "Subdivision No. 00-038.00 Lent Ranch Marketplace" filed for record in Book 372 of Maps, at Page 27, Sacramento County Records.

See Exhibits "A-10" and "A-11", plats to accompany description, attached hereto and made a part hereof.



Craig E. Spiess P.L.S. 7944
Expires: December 31, 2009

Date: 8/26/09



PREPARED BY WOOD RODGERS, INC
SACRAMENTO, CALIFORNIA

EXHIBIT 'A-10'

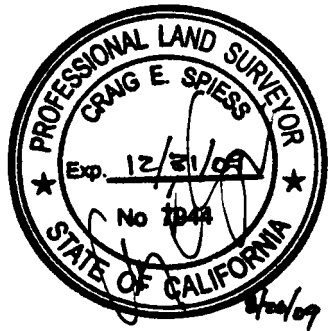
SHEET 1 OF 1

PLAT TO ACCOMPANY
DESCRIPTION

SEE DESCRIPTION FOR
COURSE INFORMATION

LENT RANCH MARKETPLACE
PUBLIC UTILITY EASEMENT ABANDONMENT

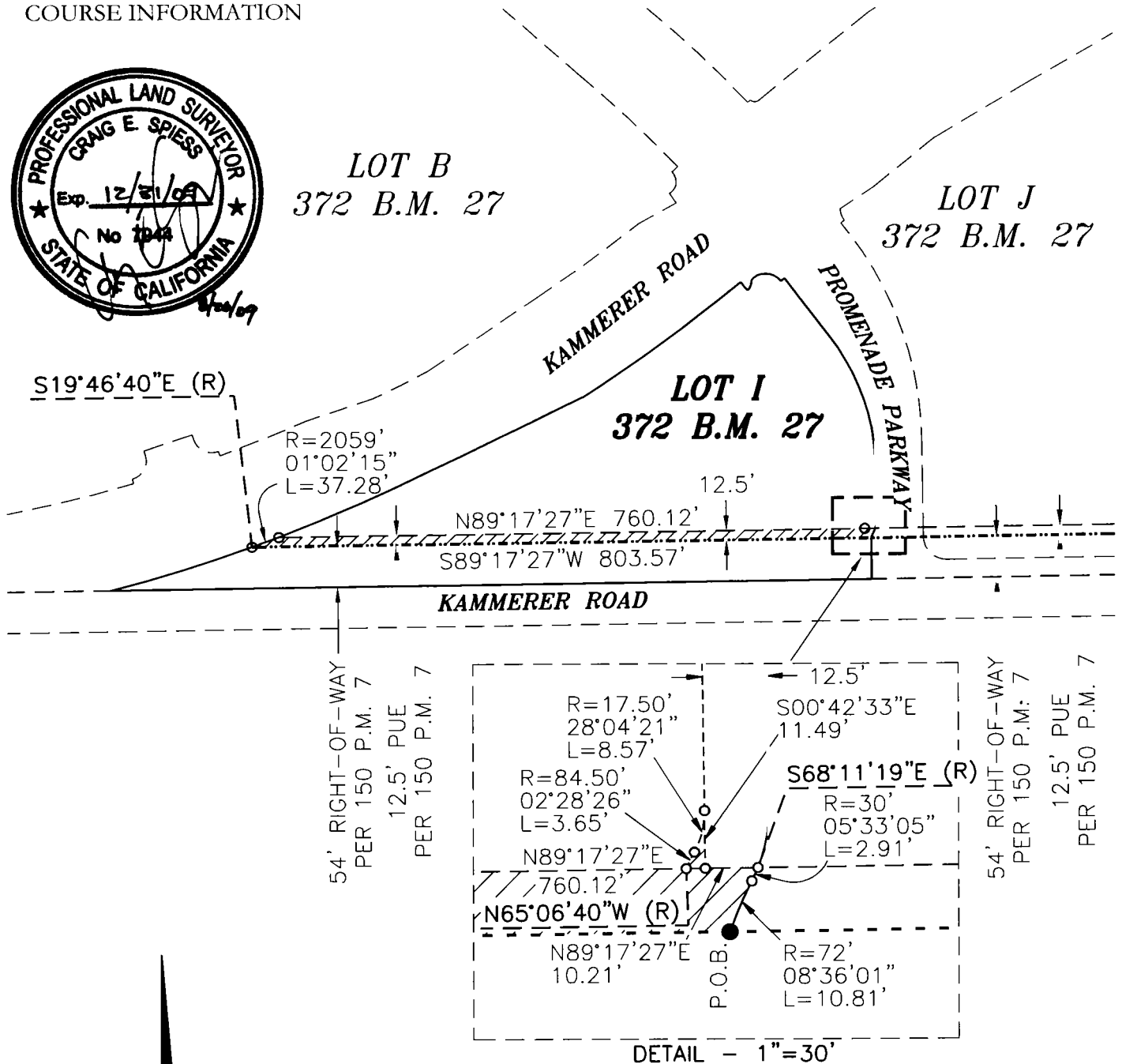
CITY OF ELK GROVE
COUNTY OF SACRAMENTO STATE OF CALIFORNIA



LOT B
372 B.M. 27

LOT J
372 B.M. 27

LOT I
372 B.M. 27



SCALE: 1"=200'

LEGEND:

P.O.B. POINT OF BEGINNING

PUBLIC UTILITY EASEMENT
BEING ABANDONED



WOOD RODGERS
ENGINEERING • MAPPING • PLANNING • SURVEYING

3301 C St., Bldg. 100-B Tel 916.341.7760
Sacramento, CA 95816 Fax 916.341.7767

EXHIBIT 'A-11'

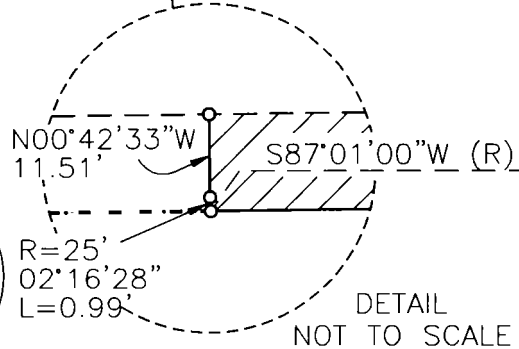
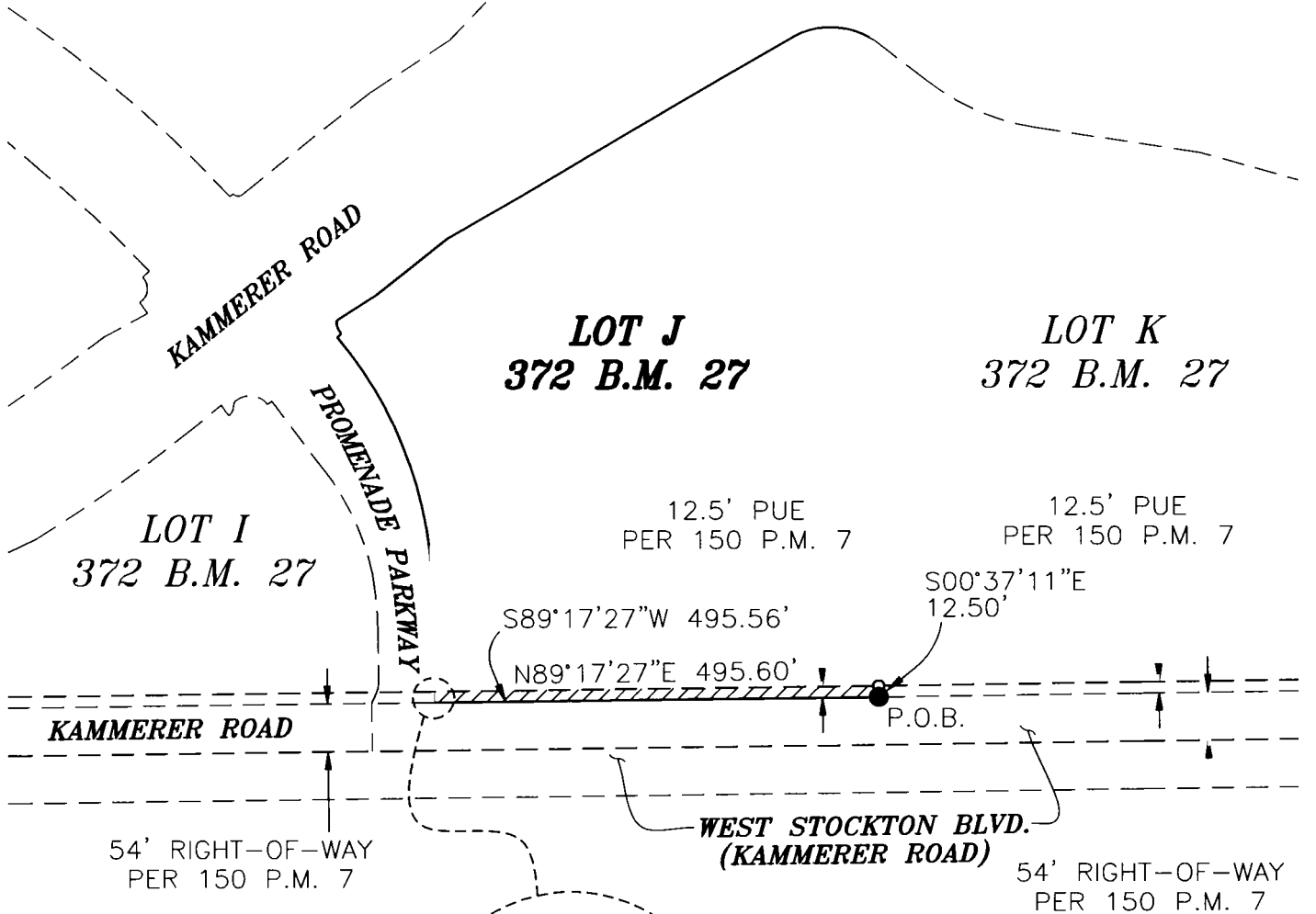
SHEET 1 OF 1

PLAT TO ACCOMPANY
DESCRIPTION

SEE DESCRIPTION FOR
COURSE INFORMATION

LENT RANCH MARKETPLACE
PUBLIC UTILITY EASEMENT ABANDONMENT

CITY OF ELK GROVE
COUNTY OF SACRAMENTO STATE OF CALIFORNIA



LEGEND:

P.O.B. POINT OF BEGINNING

 PUBLIC UTILITY EASEMENT
BEING ABANDONED

SCALE: 1"=200'



WOOD RODGERS
ENGINEERING • MAPPING • PLANNING • SURVEYING

3301 C St., Bldg. 100-B Tel 916.341.7760
Sacramento, CA 95816 Fax 916.341.7767

**CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2009-255**

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

I, Susan J. Blackston, 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 December 9, 2009 by the following vote:

AYES : COUNCILMEMBERS: Hume, Scherman, Cooper, Davis, Detrick

NOES: COUNCILMEMBERS: None

ABSTAIN : COUNCILMEMBERS: None

ABSENT: COUNCILMEMBERS: None



**Susan J. Blackston, City Clerk
City of Elk Grove, California**