

NO FEE DOCUMENT

Government Code Section 6103

RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:

City of Elk Grove
Office of the City Clerk
8380 Laguna Palms Way
Elk Grove, CA 95758

Attention: City Clerk
Phone: (916) 683-7111

Sacramento County Recording
Mark Norris, Clerk/Recorder
BOOK **20040210** PAGE **1742**

Tuesday, FEB 10, 2004 1:23:14 PM
Ttl Pd \$0.00 Nbr-0002587010

JRQ/19/1-2

RESOLUTION 2004-13

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE TO
VACATE A 35 FOOT PUBLIC UTILITY EASEMENT AT THE LAGUNA BUSINESS
PARK
(ABANDONMENT PROCEEDING NUMBER EG-01-195)**

WHEREAS, the City received a petition to vacate from owners of property within the City of Elk Grove requesting the City Council of the City of Elk Grove to consider vacation of the subject property; and

WHEREAS, a notice that the City Council of the City of Elk Grove would consider the proposed vacation at a Public Hearing was given in compliance with California Streets and Highways Code, Section 8300, et. seq.; and

WHEREAS, the standards and procedures provided in the Public Streets, Highways and Service Easements Vacation Law, California Streets and Highways Code Section 8300 et seq., the City Council of the City of Elk Grove hereby declares its intention to vacate a public utility easement over Assessor's Parcel No.'s 116-0330-027, 116-0330-044, 116-0330-045, and 116-0330-046 specifically shown on the attached Exhibits; and

WHEREAS, the City of Elk Grove Planning Department has reviewed this project and is recommending that the City Council of the City of Elk Grove find the vacation of the public utility easement as described in the attached exhibits exempt from the provisions of the California Environmental Quality Act (CEQA) under Section 15305 of the CEQA Guidelines; and

WHEREAS, the City of Elk Grove Planning Department has determined that the vacation is consistent with the General Plan and all elements thereof.

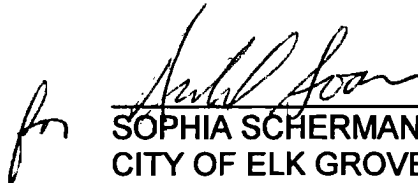
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Elk Grove, a political subdivision of the State of California that this City Council hereby finds as follows:

- a. That vacation would be consistent with, and not violate the General Plan and all elements and components thereof for the City of Elk Grove; and
- b. That the public utility easement is unnecessary for present or prospective public use because new easements will be provided once the parcels are developed; and
- c. That the public interest will be served by the herein vacation.

BE IT FURTHER RESOLVED AND ORDERED that the public utility easement over portions of the property shown on the attached Exhibit "A-1" is hereby vacated.

BE IT FINALLY RESOLVED AND ORDERED that the City Clerk of the Elk Grove City Council shall cause a certified copy of this Resolution of Vacation, attested by the Clerk under seal, to be recorded in the office of the Recorder of the County of Sacramento.

PASSED AND ADOPTED by the City Council of the City of Elk Grove 21st day of January 2004.




SOPHIA SCHERMAN, MAYOR of the
CITY OF ELK GROVE

ATTEST:



PEGGY E. JACKSON, CITY CLERK

APPROVED AS TO FORM:



ANTHONY B. MANZANETTI,
CITY ATTORNEY

1233.001

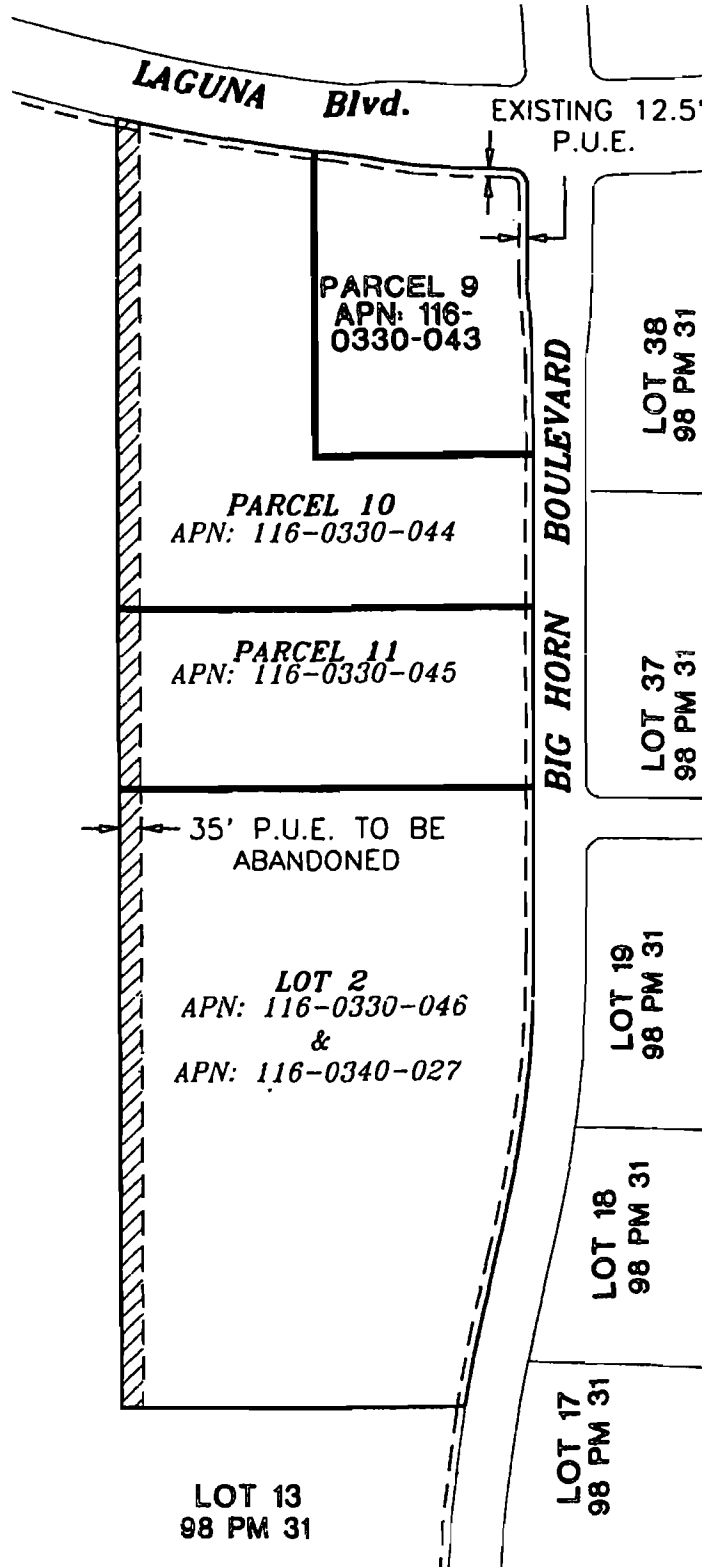
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EXHIBIT A-1

PLAT TO ACCOMPANY
DESCRIPTION

LEWIS OPERATING CORPORATION PUBLIC UTILITY EASEMENT ABANDONMENT LOTS 10,11 & 2

CITY OF ELK GROVE/ COUNTY OF SACRAMENTO STATE OF CALIFORNIA



SEE DESCRIPTION FOR
COURSE INFORMATION



WOOD RODGERS
ENGINEERING • MAPPING • PLANNING • SURVEYING
3301 C St., Bldg. 100-B Tel 916.341.7760

CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2004-13

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

I, Peggy E. Jackson, 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 the 21st day of January 2004 by the following vote:

AYES 5: COUNCILMEMBERS: Scherman, Soares, Briggs, Cooper, Leary

NOES 0: COUNCILMEMBERS:

ABSTAIN 0: COUNCILMEMBERS:

ABSENT 0: COUNCILMEMBERS:



Peggy E. Jackson, City Clerk
City of Elk Grove, California