

RESOLUTION NO. 2009-51

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
APPROVING PARCEL MAP NO. 05-866.01 CENTER POINTE AT LAGUNA**

WHEREAS, the City approved a Tentative Parcel Map on March 16, 2006, for the Center Pointe at Laguna West (Project); and

WHEREAS, the owners have submitted to the City of Elk Grove (City) for approval a proposed Parcel Map consistent with the previously approved Tentative Parcel Map; and

WHEREAS, staff has reviewed the proposed Parcel Map and finds it to be technically correct and that all applicable conditions of approval have been satisfied.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Elk Grove that the location and configuration of the parcels to be created by Parcel Map No. 05-866.01, Center Pointe at Laguna substantially comply with the previously approved Tentative Parcel Map.

BE IT FURTHER RESOLVED AND ORDERED that the City Council of the City of Elk Grove, pursuant to Government Code Section 66458, hereby approves Parcel Map No. 05-866.01, Center Pointe at Laguna, a copy of which is attached hereto and incorporated herein, submitted at the Elk Grove City Council meeting in connection with the owner Marvin L. Oates, Trustee of the Marvin L. Oates Trust Dated March 7, 1995.

PASSED AND ADOPTED by the City Council of the City of Elk Grove on this 11th day of March 2009.



PATRICK HUME, MAYOR of the
CITY OF ELK GROVE

ATTEST:



SUSAN J. BLACKSTON, CITY CLERK

APPROVED AS TO FORM:



SUSAN COCHRAN, CITY ATTORNEY

OWNER'S STATEMENT:

THE UNDERSIGNED HEREBY CONSENT TO THE PREPARATION AND RECORDATION OF THIS PARCEL MAP NO. 05-866.01 OF 'CENTER POINTE AT LAGUNA PHASE I' AND OFFERS FOR DEDICATION THE EASEMENT SHOWN HEREON WITHIN THESE BOUNDARIES AND ALSO OFFERS FOR DEDICATION AND DOES HEREBY DEDICATE TO SPECIFIC PURPOSES THE FOLLOWING:

A. RIGHTS OF WAY AND EASEMENTS FOR INSTALLATION AND MAINTENANCE OF WATER, GAS, AND DRAINAGE PIPES, AND FOR POLES AND OVER-HEAD AND UNDERGROUND WIRES AND CONDUITS FOR ELECTRICAL, TELEVISION AND TELEPHONE SERVICES, TOGETHER WITH ANY AND ALL APPURTENANCES PERTAINING THERETO ON, OVER, UNDER AND ACROSS THOSE STRIPS OF LAND LYING BETWEEN THE REAR AND/OR SIDE LINES OF LOTS AND LINES SHOWN HEREON AND DESIGNATED "PUBLIC UTILITY EASEMENT" (P.U.E.)

B. RIGHTS OF WAY AND EASEMENTS FOR INSTALLATION AND MAINTENANCE OF A STORM DRAINAGE AND LEVEE MAINTENANCE ROAD, TOGETHER WITH INGRESS/EGRESS AND ALL USES INCIDENT THERETO ON, OVER, UNDER AND ACROSS THOSE STRIPS OF LAND LYING BETWEEN THE LINES SHOWN HEREON AND DESIGNATED "STORM DRAINAGE AND LEVEE ROAD MAINTENANCE EASEMENT".

C. A RIGHT OF WAY AND EASEMENT FOR EMERGENCY ACCESS PURPOSES, TOGETHER WITH ANY AND ALL APPURTENANCES PERTAINING THERETO ON, OVER AND ACROSS STRIPS OF LAND SHOWN HEREON AND DESIGNATED "EMERGENCY VEHICLE ACCESS EASEMENT" (E.V.A.E.).

MARVIN L. OATES,
CO-TRUSTEE OF MARVIN L. OATES TRUST, DATED MARCH 7, 1995, AS AMENDED

MARVIN L. OATES, CO-TRUSTEE

NOTARY STATEMENT:

STATE OF CALIFORNIA)
COUNTY OF SACRAMENTO)

ON JANUARY 22 2009 BEFORE ME, _____ NOTARY PUBLIC
SALLY BARBER PERSONALLY APPEARED MARVIN L. OATES WHO PROVED TO ME ON BASIS
OF SATISFACTORY EVIDENCE TO BE THE PERSONS WHOSE NAMES ARE SUBSCRIBED TO
THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT THEY EXECUTED THE SAME
IN THEIR AUTHORIZED CAPACITIES, AND THAT BY THEIR SIGNATURES ON THE
INSTRUMENT THE PERSONS OR THE ENTITY UPON BEHALF OF WHICH THE PERSONS
ACTED, EXECUTED THE INSTRUMENT.

I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA
THAT THE FOREGOING PARAGRAPH IS TRUE AND CORRECT.

WITNESS MY HAND AND OFFICIAL SEAL:

Sally Barber
SIGNATURE

MY PRINCIPAL PLACE OF BUSINESS IS SACRAMENTO COUNTY

MY COMMISSION EXPIRES NOVEMBER 1, 2012

PARCEL MAP NO. 05-866.01
CENTER POINTE AT LAGUNA

PHASE 1

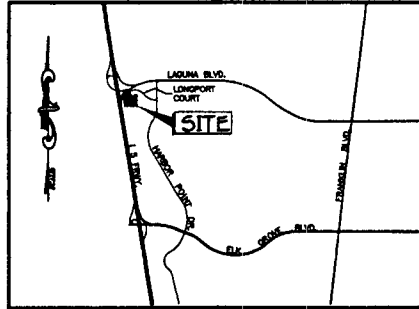
A PORTION OF PARCEL 'B' AS SHOWN ON THAT BOUNDARY
LINE ADJUSTMENT FILED PER 2002-07-02 O.R. 348

CITY OF ELK GROVE, COUNTY OF SACRAMENTO, STATE OF CALIFORNIA

MARCH 2009

BAKER-WILLIAMS ENGINEERING GROUP

Sheet 1 of 5



VICINITY MAP
N.T.S.

SOILS REPORT:

A SOILS REPORT FOR THIS SUBDIVISION WAS PREPARED BY CONSOLIDATED
ENGINEERING LABORATORIES, DATED JUNE 23, 2005 (CEL PROJECT NO. 82-0694).
A COPY OF THIS REPORT IS AVAILABLE FOR PUBLIC INSPECTION AT THE CITY OF ELK
GROVE PUBLIC WORKS DEPARTMENT.

SIGNATURE OMISSION STATEMENT:

PURSUANT TO SECTION ~~66436~~ ⁶⁶⁴³⁶ (a)(3)(X)(i)-(viii) OF THE SUBDIVISION MAP ACT THE
SIGNATURES OF THE FOLLOWING EASEMENT HOLDERS BY LISTED DEEDS HAVE BEEN
OMITTED AS THEIR INTEREST IS SUCH THAT IT CANNOT RIPEN INTO A FEE TITLE AND
SAID SIGNATURES ARE NOT REQUIRED BY LOCAL AGENCY:

1. LONGPORT HARBOUR LLC, EASEMENT HOLDER FOR AN INGRESS/EGRESS EASEMENT
PER DEED RECORDED IN BOOK 20020610 AT PAGE 161, OFFICIAL RECORDS OF
SACRAMENTO COUNTY.

2. SACRAMENTO MUNICIPAL UTILITY DISTRICT, EASEMENT HOLDER FOR A GRANT OF
RIGHT-OF-WAY PER DEED RECORDED IN BOOK 2005021 AT PAGE 1064, OFFICIAL
RECORDS OF SACRAMENTO COUNTY.

3. SACRAMENTO COUNTY WATER AGENCY, EASEMENT HOLDER FOR A GRANT OF
WATER EASEMENT SHOWN ON THAT MAP ENTITLED 'LAGUNA WEST COMMERCIAL'
FILED IN BOOK 285 OF MAPS, AT PAGE 4 AND A GRANT OF WATER EASEMENT FILED
FOR RECORD IN BOOK 20080227, PAGE 1858, OFFICIAL RECORDS OF SACRAMENTO
COUNTY.

4. COUNTY SANITATION DISTRICT NO. 1, NOW KNOWN AS SACRAMENTO AREA SEWER
DISTRICT, EASEMENT HOLDER FOR A GRANT OF EASEMENT FILED IN BOOK 20080221
AT PAGE 0117, OFFICIAL RECORDS OF SACRAMENTO COUNTY.

SURVEYOR'S STATEMENT:

THIS MAP WAS PREPARED BY ME OR UNDER MY DIRECTION AND IS BASED UPON A FIELD
SURVEY IN CONFORMANCE WITH THE REQUIREMENTS OF THE SUBDIVISION MAP ACT AND
LOCAL ORDINANCE AT THE REQUEST OF MARVIN L. OATES IN DECEMBER, 2005. I HEREBY
STATE THAT ALL THE MONUMENTS ARE OF THE CHARACTER AND OCCUPY THE POSITIONS
INDICATED OR THAT THEY WILL BE SET IN THOSE POSITIONS BEFORE
DECEMBER, 2008, AND THAT THE MONUMENTS WILL BE SUFFICIENT TO ENABLE THE SURVEY
TO BE RETRACED, AND THAT THIS FINAL MAP SUBSTANTIALLY CONFORMS TO THE
CONDITIONALLY APPROVED TENTATIVE MAP.

THIS SUBDIVISION HAS A TOTAL ACREAGE OF 4.612 ACRES, CONSISTING OF 5 COMMERCIAL
PARCELS.

DATE 12-2-08

MICHAEL F. WILLIAMS L.S. 4732
EXPIRES 9/30/2009



**SURVEYOR'S
ENGINEER'S STATEMENT:**

I HEREBY STATE THAT I HAVE EXAMINED THIS FINAL MAP OF 'CENTER POINTE AT
LAGUNA PHASE I, SUBD. NO. 05-866.01' AND FIND IT TO BE TECHNICALLY CORRECT.

JORJANFORD RAYMOND MICHAEL MANGER
RCE-28908 L.S. NO. 5154
EXP. DATE: 6-30-2009
DATE: _____

CITY ENGINEER'S STATEMENT:

I HEREBY STATE THAT I HAVE EXAMINED THIS PARCEL MAP NO. 05-866.01 'CENTER
POINTE AT LAGUNA PHASE I', AND FIND THAT IT SUBSTANTIALLY COMPLIES WITH THE
TENTATIVE MAP APPROVED BY THE PLANNING COMMISSION OF THE CITY OF ELK GROVE
ON MARCH 16, 2006 AND ANY APPROVED ALTERATIONS THEREOF, THAT ALL PROVISIONS
OF THE SUBDIVISION MAP ACT AND ALL LOCAL ORDINANCES HAVE BEEN COMPLIED WITH.

DATE: _____
~~FREE SUBMITTAL RCE-29418~~ RICHARD W. SHEPARD
CITY ENGINEER, CITY OF ELK GROVE RCE 85439
EXPIRATION DATE: 08-30-09
09 09

CITY CLERK'S STATEMENT:

I, CITY CLERK OF THE CITY OF ELK GROVE, HEREBY STATE THE CITY COUNCIL OF THE
CITY OF ELK GROVE HAS APPROVED THIS PARCEL MAP NO. 05-866.01 'CENTER POINTE AT
LAGUNA PHASE I' AND ACCEPTED, SUBJECT TO IMPROVEMENT, ON BEHALF OF THE PUBLIC,
ANY REAL PROPERTY OFFERED FOR DEDICATION FOR PUBLIC USE, IN CONFORMITY WITH
THE TERMS OF THE OFFER OF DEDICATION, ALL AS SHOWN ON THIS MAP.

DATE: _____
SUSAN J. BLACKSTON
CLERK OF CITY COUNCIL
CITY OF ELK GROVE

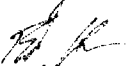
RECORDERS STATEMENT:

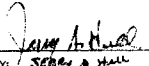
FILED THIS _____ DAY OF _____ 2009, AT _____ M. IN BOOK
_____ OF MAPS, AT PAGE _____, AT THE REQUEST OF BAKER WILLIAMS
ENGINEERING GROUP, TITLE TO THE LAND INCLUDED IN THIS SUBDIVISION BEING VESTED AS
PER CERTIFICATE NO. _____ ON FILE IN THIS OFFICE.

FEE _____
BOOK _____
PAGE _____
RECORDED OF SACRAMENTO COUNTY,
STATE OF CALIFORNIA
By: _____
DEPUTY

BENEFICIARY'S STATEMENT:

WE, THE UNDERSIGNED, WASHINGTON MUTUAL BANK, FA A FEDERAL ASSOCIATION AS BENEFICIARY UNDER DEED OF TRUST DATED NOVEMBER 15, 2008 AND FILED NOVEMBER 21, 2008, IN BOOK 20080121 PAGE 1432, OFFICIAL RECORDS OF SACRAMENTO COUNTY, HEREBY CONSENT TO THE PREPARATION AND RECORDATION OF THIS MAP.


BY: Edward E. Hansen
TITLE: Vice President


BY: Jerry A. Hull
TITLE: Vice President

PARCEL MAP NO. 05-866.01
CENTER POINTE AT LAGUNA

PHASE 1

A PORTION OF PARCEL 'B' AS SHOWN ON THAT BOUNDARY
LINE ADJUSTMENT FILED PER 2002-07-02 O.R. 348
CITY OF ELK GROVE, COUNTY OF SACRAMENTO, STATE OF CALIFORNIA

MARCH 2009

BAKER-WILLIAMS ENGINEERING GROUP

Sheet 2 of 5

NOTARY STATEMENT:

STATE OF ARIZONA
COUNTY OF MARICOPA

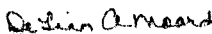
ON February 16, 2009 BEFORE ME, JULIAN A. MOORE

PERSONALLY APPEARED EDWARD E. HANSEN AND JERRY A. HULL NOTARY PUBLIC

WHO PROVED TO ME ON BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSON(S) WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/SHE/THEY EXECUTED THE SAME IN HIS/HER/THEIR AUTHORIZED CAPACITY(IES) AND THAT BY HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT THE PERSON(S) OR THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE INSTRUMENT.

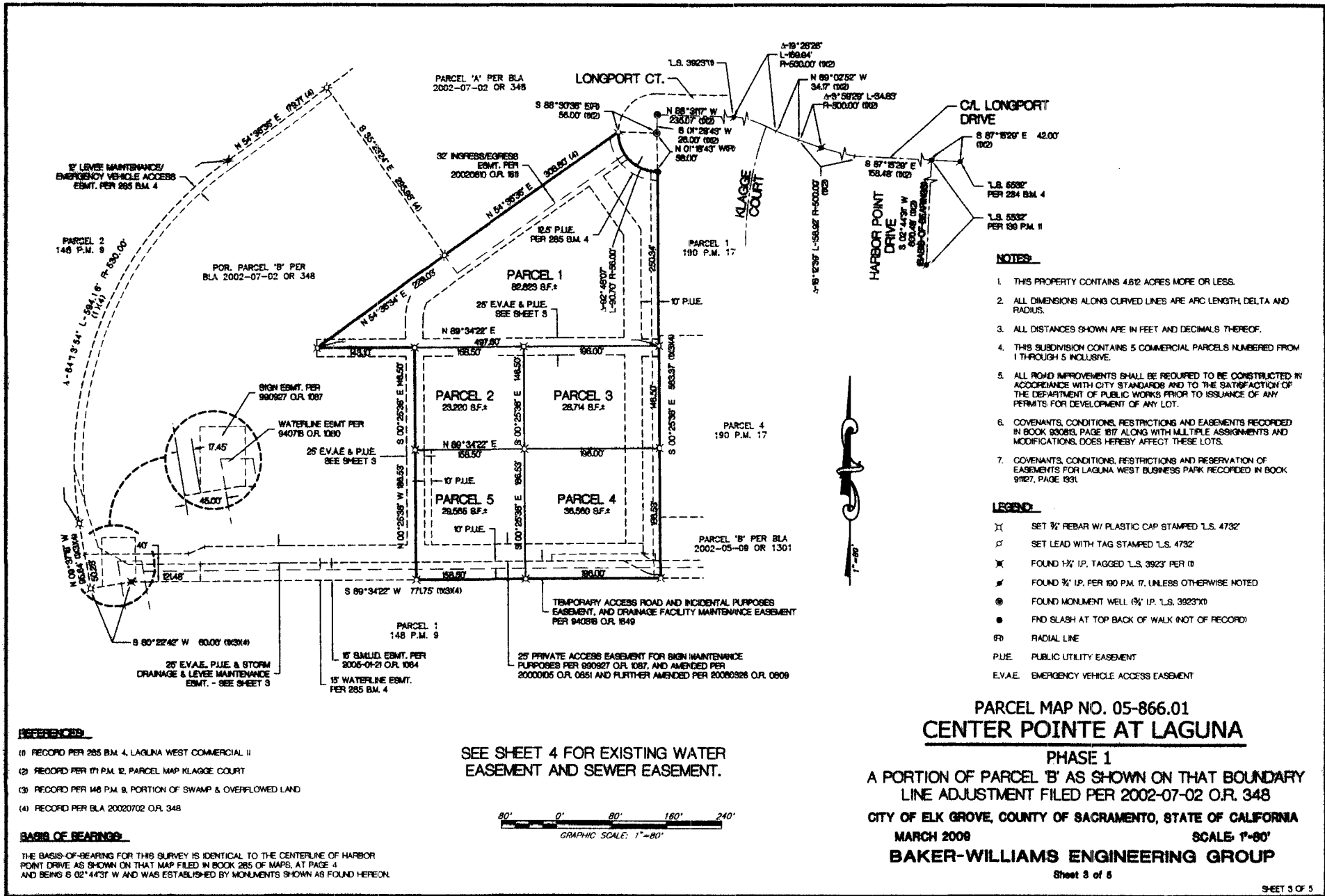
I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING PARAGRAPH IS TRUE AND CORRECT.

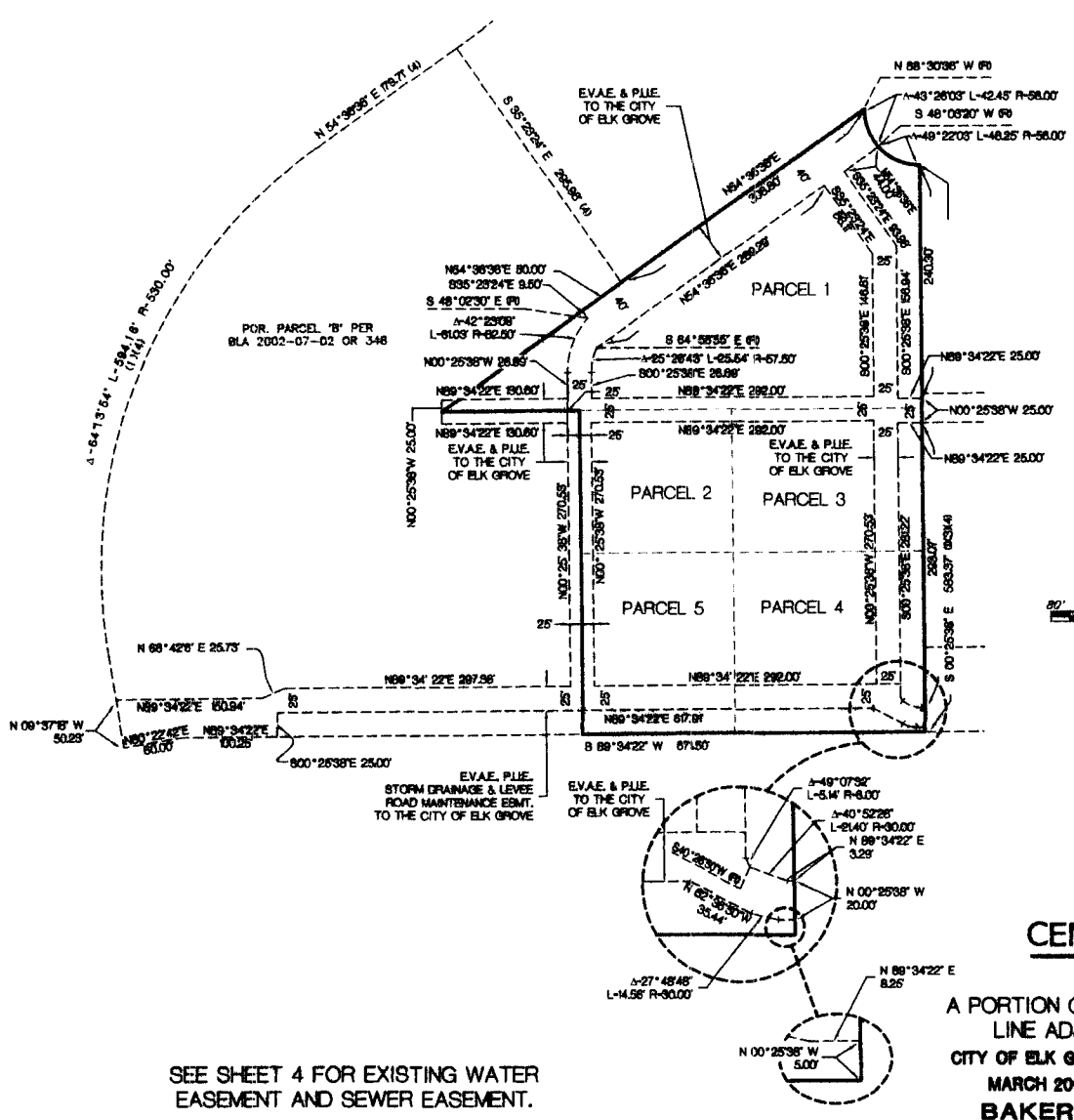
WITNESS MY HAND AND OFFICIAL SEAL:


SIGNATURE

MY PRINCIPAL PLACE OF BUSINESS IS MARICOPA COUNTY

MY COMMISSION EXPIRES July 20, 2012



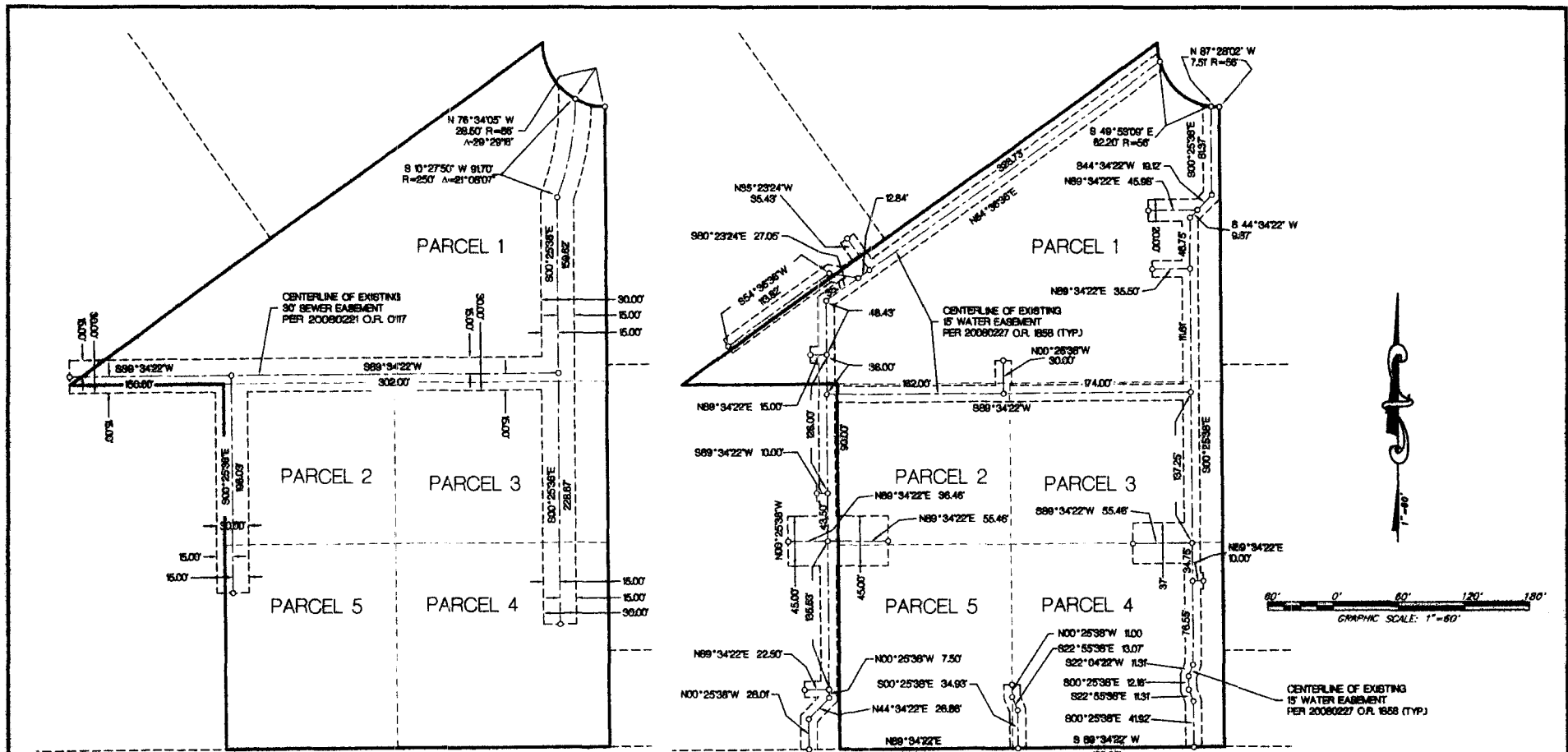


SEE SHEET 4 FOR EXISTING WATER EASEMENT AND SEWER EASEMENT.

PARCEL MAP NO. 05-866.01
CENTER POINTE AT LAGUNA

PHASE 1
 A PORTION OF PARCEL 'B' AS SHOWN ON THAT BOUNDARY LINE ADJUSTMENT FILED PER 2002-07-02 O.R. 348
 CITY OF ELK GROVE, COUNTY OF SACRAMENTO, STATE OF CALIFORNIA
 MARCH 2009
BAKER-WILLIAMS ENGINEERING GROUP
 SCALE: 1"=80'

Sheet 4 of 5



SEWER EASEMENT DETAIL

WATER EASEMENT DETAIL

PARCEL MAP NO. 05-866.01
CENTER POINTE AT LAGUNA

PHASE 1
 A PORTION OF PARCEL 'B' AS SHOWN ON THAT BOUNDARY
 LINE ADJUSTMENT FILED PER 2002-07-02 O.R. 348
 CITY OF ELK GROVE, COUNTY OF SACRAMENTO, STATE OF CALIFORNIA
 MARCH 2009
BAKER-WILLIAMS ENGINEERING GROUP

SCALE: 1"=60'
 Sheet 5 of 5

**CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2009-51**

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

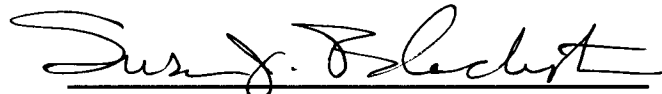
I, Susan J. Blackston, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on March 11, 2009 by the following vote:

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

NOES: COUNCILMEMBERS: *None*

ABSTAIN : COUNCILMEMBERS: *None*

ABSENT: COUNCILMEMBERS: *Davis*



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