

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
Craig A Kramer, Clerk/Recorder
BOOK **20050906** PAGE **0869**

Tuesday, SEP 06, 2005 9:38:43 AM
Ttl Pd \$0.00 Nbr--0003830897

SAH/45/1-2

RESOLUTION NO. 2005-251

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
APPROVING THE ABANDONMENT OF A PORTION OF A 40-FOOT WIDE
IRREVOCABLE OFFER OF DEDICATION (I.O.D.) FOR RIGHT-OF-WAY AND
PUBLIC PURPOSES LOCATED ON LAGUNA MAIN STREET BETWEEN LAGUNA
BOULEVARD AND VAUX AVENUE, LAGUNA WEST COMMERCIAL**

WHEREAS, the City has a request from K. F. Property Inc. (owners) of the property affected by an Irrevocable offer of Dedication (I.O.D.); and

WHEREAS, owner has a proposed project on the affected property that has been approved for development through the City's design review process and staff has determined that the said I.O.D. is not necessary for the purpose of which it was offered; and

WHEREAS, there are no utilities in the I.O.D. and letters from the utility companies have been received by staff and there are no objections to the abandonment; and

WHEREAS, staff has determined that the abandonment is consistent with the Streets and Highways Code Section (Section 8300 et. seq.); and

WHEREAS, the City of Elk Grove Planning Department has reviewed this project and determined this project is a Categorical Exemption (Class 5, Section 15305) under the provisions of the California Environmental Quality Act (CEQA); and

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

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

- a. That said 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 interest will be served by the herein vacation.

NOW, BE IT FURTHER RESOLVED AND ORDERED that said Irrevocable Offer of Dedication shown on Exhibit "A" and described in Exhibit "B" is hereby vacated.


BE IT FINALLY RESOLVED AND ORDERED that the City Clerk of the City of Elk Grove 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 on this 24th day of August.



DANIEL BRIGGS, MAYOR of the
CITY OF ELK GROVE

ATTEST:



PEGGY E. JACKSON, CITY CLERK

APPROVED AS TO FORM:



ANTHONY B. MANZANETTI,
CITY ATTORNEY

CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2005-251

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 24th day of August, 2005 by the following vote:

AYES 4: COUNCILMEMBERS: Scherman, Soares, Briggs, Cooper

NOES 0: COUNCILMEMBERS:

ABSTAIN 0 COUNCILMEMBERS:

ABSENT 1: COUNCILMEMBERS: Leary



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