

RESOLUTION NO. 2008-162

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
SETTING ASIDE RESOLUTION NO. 2006-40 WHICH APPROVED A MITIGATED
NEGATIVE DECLARATION OF ENVIRONMENTAL SIGNIFICANCE, TENTATIVE
SUBDIVISION MAP, LARGE LOT MAP, DESIGN REVIEW, AND EXCEPTION FOR
THE VINTARA PARK PROJECT NO. EG-04-787, SUBJECT TO FINDINGS AND
CONDITIONS OF APPROVAL**

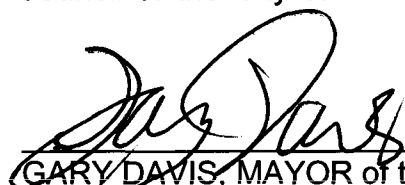
WHEREAS, on February 22, 2006, the City of Elk Grove adopted Resolution No. 2006-40, approving a mitigated negative declaration of environmental significance, Tentative Subdivision Map, Large Lot Map, Design Review and Exception for the Vintara Park Project No. EG-04-787, Subject to Findings and Conditions of Approval; and

WHEREAS, Quail Ranch Estates Association v. City of Elk Grove, et al., Sacramento Superior Court Case No. 06CS00442 , was filed to challenge the adequacy of the mitigated negative declaration and Initial Study prepared by the City of Elk Grove for this development project; and

WHEREAS, on May 22, 2008, the Superior Court issued a "Ruling on Submitted Matter", finding that the negative declaration was adequate for all issues except for water and traffic issues and finding that the City of Elk Grove should conduct additional environmental review of the Vintara Park project to address those issues.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove hereby sets aside its approval of Resolution No. 2006-40 and the land use entitlements approved through that Resolution.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 9th day of July, 2008.



GARY DAVIS, MAYOR of the
CITY OF ELK GROVE

ATTEST:



SUSAN J. BLACKSTON, CITY CLERK

APPROVED AS TO FORM:



SUSAN COCHRAN, CITY ATTORNEY

**CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2008-162**

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 July 9, 2008 by the following vote:

AYES : COUNCILMEMBERS: *Davis, Hume, Scherman, Cooper, Leary*
NOES: COUNCILMEMBERS: *None*
ABSTAIN : COUNCILMEMBERS: *None*
ABSENT: COUNCILMEMBERS: *None*


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