

RESOLUTION NO. 2010-132

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
APPROVING TO ALLOW THE SACRAMENTO REGIONAL TRANSIT DISTRICT TO
PURCHASE 26.5 ACRES OF MITIGATION ACREAGE FROM THE DELTA BREEZE
VINEYARD PROPERTY**

WHEREAS, the City of Elk Grove has acquired property (known as "Delta Breeze Vineyard Property") that has been converted and managed as Swainson's Hawk foraging habitat; and

WHEREAS, the mechanism for mitigating the loss of Swainson's Hawk foraging habitat through the Delta Breeze Vineyard Property is the payment of a mitigation fee; and

WHEREAS, the Sacramento Regional Transit District (hereinafter referred as "RT") has the requirement to mitigate the loss of 26.5 acres of Swainson's Hawk foraging habitat associated with the South Sacramento Corridor Phase 2 light rail extension project (hereinafter referred as "SSCP2") that terminates at Cosumnes River College; and

WHEREAS, RT anticipates that more than 50% of the ridership for the new extension will come from Elk Grove, and the extension of tracks to Cosumnes River College will also serve as the future extension line into Elk Grove; and

WHEREAS, RT has consulted with the California Department of Fish and Game (hereinafter referred as "CDFG") regarding Swainson's Hawk mitigation; and

WHEREAS, CDFG has indicated to RT that purchasing mitigation acreage at the Delta Breeze Vineyard Property would satisfy the Swainson's Hawk mitigation requirement for the SSCP2 project; and

WHEREAS, this activity is exempt under the California Environmental Quality Act. Guidelines Section 15308, Class 8, of Title 14 of the California Code of Regulations Actions by Regulatory Agencies for Protection of the Environment.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove hereby approves allowing the Sacramento Regional Transit District to purchase 26.5 acres of mitigation acreage from the Delta Breeze Vineyard Property.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 23rd day of June 2010.



SOPHIA SCHERMAN, MAYOR of the
CITY OF ELK GROVE

ATTEST:



JASON LINDGREN, INTERIM CITY CLERK

APPROVED AS TO FORM:



SUSAN COCHRAN, CITY ATTORNEY

**CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2010-132**

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

I, Jason Lindgren, Interim 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 June 23, 2010 by the following vote:

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


**Jason Lindgren, Interim City Clerk
City of Elk Grove, California**