

NO FEE DOCUMENT
Government Code §27383
RECORDING REQUESTED BY
AND WHEN RECORDED RETURN TO:

City Clerk's Office
City of Elk Grove
8401 Laguna Palms Way
Elk Grove, CA 95758

Space above this line for Recorder's use

RESOLUTION 2019-269

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE

I, **JASON LINDGREN**, City Clerk of the City of Elk Grove, do hereby certify as follows:

I am the duly appointed, qualified City Clerk of the City of Elk Grove, a California municipal corporation; as such City Clerk, I am the custodian of the official records of the City Council of said City. The attached resolution, is a full, true, and correct copy of **Resolution No. 2019-269**, on file in the Office of the City Clerk.

IN WITNESS WHEREOF, I have hereto affixed my hand and the seal of the City of Elk Grove on December 16, 2019.



JASON LINDGREN, CITY CLERK
CITY OF ELK GROVE



RESOLUTION NO. 2019-269

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
SETTING ASIDE A PORTION OF CITY-OWNED PROPERTY TO BE USED FOR
PUBLIC UTILITY AND PUBLIC FACILITIES PURPOSES (CEQA EXEMPT)**

WHEREAS, the City of Elk Grove is fee owner of a landscape parcel of land along the north side of Kammerer Road adjacent to the Sterling Meadows Subdivision; and

WHEREAS, Sacramento County Water Agency (SWCA) and other public utility companies need to place public utilities and public facilities within the City-owned property; and

WHEREAS, the City is willing to set-aside a portion of City-owned property for these underground and public facilities; and

WHEREAS, the necessary legal description, attached hereto as Exhibit A and shown on the plat attached hereto as Exhibit B, have been reviewed by City staff; and

WHEREAS, the setting aside of City-owned property for the subject public utility and public facility corridor is exempt from review under the California Environmental Quality Act (Pub. Resources Code §§ 21000 et seq., hereafter "CEQA") pursuant to State CEQA Guidelines Section 15061(b)(3), the Common Sense Exemption, which provides that an activity is exempt from CEQA when it can be seen with certainty that there is no possibility that the activity may have a significant effect on the environment. The adjacent Sterling Meadows subdivision along with the future utilities to be placed within the subject corridor were already approved as a project with a certified EIR, and the setting aside of City-owned property for the subject corridor will not result in any additional activity, and thus the setting aside of City-owned property for the subject corridor will have no effect on the environment.

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

- a. That the set-aside for public utility and public facilities over the City-owned property is would be consistent with, and not violate, the General Plan and all elements and components thereof; and
- b. That the public interest will be served by the herein set-aside.

AND BE IT FURTHER RESOLVED AND ORDERED that the area as described in Exhibit A Legal Description and shown on the plat labeled Exhibit A-1, attached hereto and incorporated herein by reference, shall be from this day forward the area set-aside for public utilities and public facilities for the purposes of installation and maintenance of water, gas, sewer, electrical, television, and telephone services together with all appurtenances pertaining thereto, on, over, under, and across that area of land as described.

AND BE IT FINALLY RESOLVED AND ORDERED that the City Council does hereby direct the City Clerk to cause a certified copy of this Resolution and Exhibits A and B, attested by the Clerk under seal, to be recorded in the office of the County Recorder of the County of Sacramento.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 11th day of December 2019



STEVE LY, MAYOR of the
CITY OF ELK GROVE

ATTEST:

APPROVED AS TO FORM:



JASON LINDGREN, CITY CLERK

JONATHAN P. HOBBS,
CITY ATTORNEY

EXHIBIT "A"

DESCRIPTION OF PUBLIC FACILITIES AND PUBLIC UTILITIES SET-ASIDE

All that real property situated in the City of Elk Grove, County of Sacramento, State of California and located within a portion of Section 13, Township 6 North, Range 5 East, Mount Diablo Meridian and being a portion of Lots 1, 2 & 3 as shown on the map of "Subdivision No. 01-130-01 Sterling Meadows Large Lot Phase 1", filed for record April 14, 2014 in Book 381 of Maps at Page 3 and a portion of the property described in that certain Grant Deed recorded April 22, 2019 as Document No. 201904220076, Official Records of Sacramento County more particularly described as follows:

Commencing at a 3/4" iron pipe with a plastic plug stamped "LS 7944" marking the south east corner of said Lot 3; thence along the east line of said Lot 3, North 00°41'54" West a distance of 59.00 feet to the True Point of Beginning; thence from the **TRUE POINT OF BEGINNING** and leaving said east line for the following eleven (11) courses and distances:

1. South 89°17'54" West a distance of 944.38 feet;
2. North 89°16'01" West a distance of 126.35 feet;
3. North 87°18'52" West a distance of 200.34 feet;
4. South 89°17'54" West a distance of 287.57 feet;
5. North 00°42'06" West a distance of 12.00 feet;
6. South 89°17'54" West a distance of 18.01 feet to a point of curvature;
7. 38.27 feet along the arc of a tangent 25.00 foot radius curve to the right through a central angle of 87°42'27";
8. North 89°17'54" East a distance of 331.63 feet;
9. South 87°18'52" East a distance of 200.79 feet;
10. South 89°16'01" East a distance of 125.29 feet; and
11. North 89°17'54" East a distance of 943.93 feet to said east line of Lot 3;

thence along said east line, South 00°41'54" East a distance of 36.00 feet to the True Point of Beginning.

Containing 1.309 acres of land, more or less.

See Exhibit "A-1" plat to accompany description, attached hereto and made a part hereof.

This legal description was prepared by me or under my supervision pursuant to Section 8729(2) of the Professional Land Surveyors Act.

The Basis of Bearing for this description is North 89°17'54" East as shown on the centerline of Section 12 on the map of Subdivision No. 01-130-01, Sterling Meadows Large Lot Phase 1, filed for record April 14, 2014 in Book 381 of Maps at Page 3 Sacramento County Records.

Robert M. Plank, PLS 5760
License Expiration Date: 06-30-2020

Date: _____



Description prepared by:
MACKAY & SOMPS CIVIL ENGINEERS, INC.
1025 Creekside Ridge Rd., Suite 150 Roseville, CA 95678
P:\27113\SRV\Mapping\Desc\Sac County Water Agency\ Desc.doc

EXHIBIT B

LEGEND

- ⊙ 3/4" IRON PIPE STAMPED "LS 7944"
- P.O.C. POINT OF COMMENCEMENT
- T.P.O.B. TRUE POINT OF BEGINNING
- DIMENSION POINT
- DOC. DOCUMENT
- P.U.E. PUBLIC UTILITY EASEMENT
- R/W RIGHT OF WAY
- B.M. BOOK OF MAPS

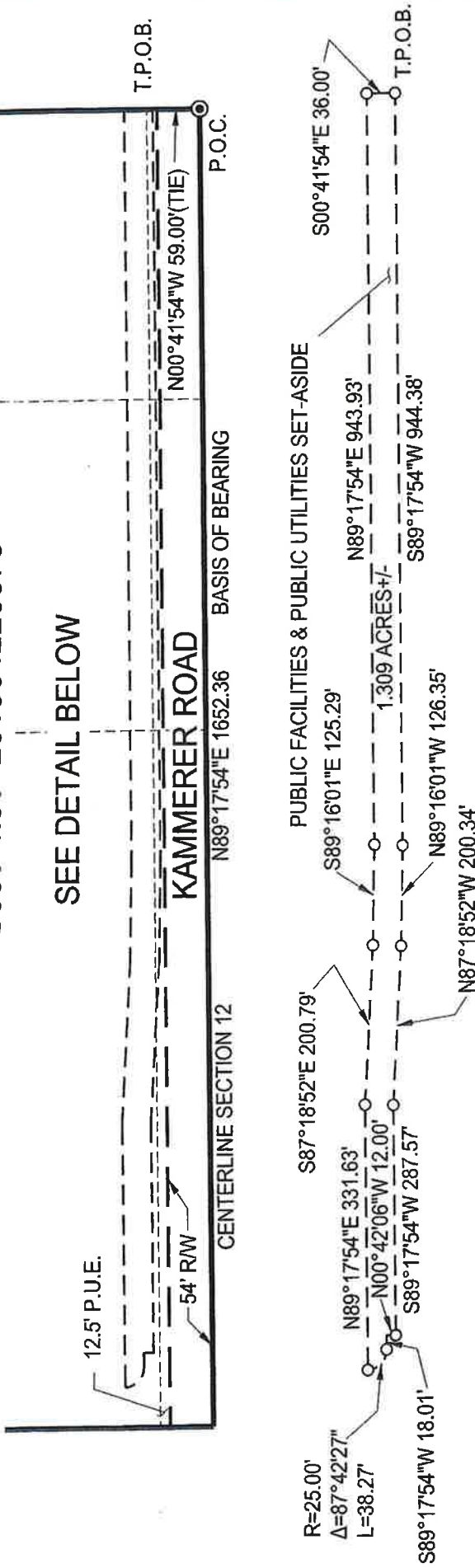
LOT 1
381 B.M. 3

LOT 2
381 B.M. 3

LOT 3
381 B.M. 3

CITY OF ELK GROVE
DOC. NO. 201904220076

SEE DETAIL BELOW



SHEET 1 OF 1



EXHIBIT "A-1"
PUBLIC FACILITIES & PUBLIC UTILITIES SET-ASIDE
STERLING MEADOWS
PORTION SECTION 13, T. 6 N., R. 5 E., M.D.M.
CITY OF ELK GROVE
COUNTY OF SACRAMENTO STATE OF CALIFORNIA

MACKAY & SOMPS
ENGINEERS PLANNERS SURVEYORS
1025 Creekside Ridge Rd., Suite 150, 95678
(916) 773-1189

RMP	1" = 300'	12/5/2019	2713.PH2
DRAWN BY	SCALE	DATE	JOB NO.

IF A DISCREPANCY EXISTS BETWEEN THIS EXHIBIT AND THE ASSOCIATED DESCRIPTION, THE DESCRIPTION HOLDS. THIS EXHIBIT IS FOR GRAPHIC PURPOSES ONLY.

**CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2019-269**

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

I, Jason Lindgren, 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 December 11, 2019 by the following vote:

AYES: COUNCILMEMBERS: *Ly, Hume, Detrick, Nguyen, Suen*

NOES: COUNCILMEMBERS: *None*

ABSTAIN: COUNCILMEMBERS: *None*

ABSENT: COUNCILMEMBERS: *None*



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

EXHIBIT "A"
DESCRIPTION OF PUBLIC FACILITIES AND PUBLIC UTILITIES SET-ASIDE

All that real property situated in the City of Elk Grove, County of Sacramento, State of California and located within a portion of Section 13, Township 6 North, Range 5 East, Mount Diablo Meridian and being a portion of Lots 1, 2 & 3 as shown on the map of "Subdivision No. 01-130-01 Sterling Meadows Large Lot Phase 1", filed for record April 14, 2014 in Book 381 of Maps at Page 3 and a portion of the property described in that certain Grant Deed recorded April 22, 2019 as Document No. 201904220076, Official Records of Sacramento County more particularly described as follows:

Commencing at a 3/4" iron pipe with a plastic plug stamped "LS 7944" marking the south east corner of said Lot 3; thence along the east line of said Lot 3, North 00°41'54" West a distance of 59.00 feet to the True Point of Beginning; thence from the **TRUE POINT OF BEGINNING** and leaving said east line for the following eleven (11) courses and distances:

1. South 89°17'54" West a distance of 944.38 feet;
2. North 89°16'01" West a distance of 126.35 feet;
3. North 87°18'52" West a distance of 200.34 feet;
4. South 89°17'54" West a distance of 287.57 feet;
5. North 00°42'06" West a distance of 12.00 feet;
6. South 89°17'54" West a distance of 18.01 feet to a point of curvature;
7. 38.27 feet along the arc of a tangent 25.00 foot radius curve to the right through a central angle of 87°42'27";
8. North 89°17'54" East a distance of 331.63 feet;
9. South 87°18'52" East a distance of 200.79 feet;
10. South 89°16'01" East a distance of 125.29 feet; and
11. North 89°17'54" East a distance of 943.93 feet to said east line of Lot 3;

thence along said east line, South 00°41'54" East a distance of 36.00 feet to the True Point of Beginning.

Containing 1.309 acres of land, more or less.

See Exhibit "A-1" plat to accompany description, attached hereto and made a part hereof.

This legal description was prepared by me or under my supervision pursuant to Section 8729(2) of the Professional Land Surveyors Act.

The Basis of Bearing for this description is North 89°17'54" East as shown on the centerline of Section 12 on the map of Subdivision No. 01-130-01, Sterling Meadows Large Lot Phase 1, filed for record April 14, 2014 in Book 381 of Maps at Page 3 Sacramento County Records.

Robert M. Plank, PLS 5760
License Expiration Date: 06-30-2020

Date: _____



Description prepared by:
MACKAY & SOMPS CIVIL ENGINEERS, INC.
1025 Creekside Ridge Rd., Suite 150 Roseville, CA 95678
P:\27113\SRV\Mapping\Desc\Sac County Water Agency\ Desc.doc

EXHIBIT B

LEGEND

- 3/4" IRON PIPE STAMPED "LS 7944"
- P.O.C. POINT OF COMMENCEMENT
- T.P.O.B. TRUE POINT OF BEGINNING
- DIMENSION POINT
- DOC. DOCUMENT
- P.U.E. PUBLIC UTILITY EASEMENT
- R/W RIGHT OF WAY
- B.M. BOOK OF MAPS

LOT 1

381 B.M. 3

LOT 2

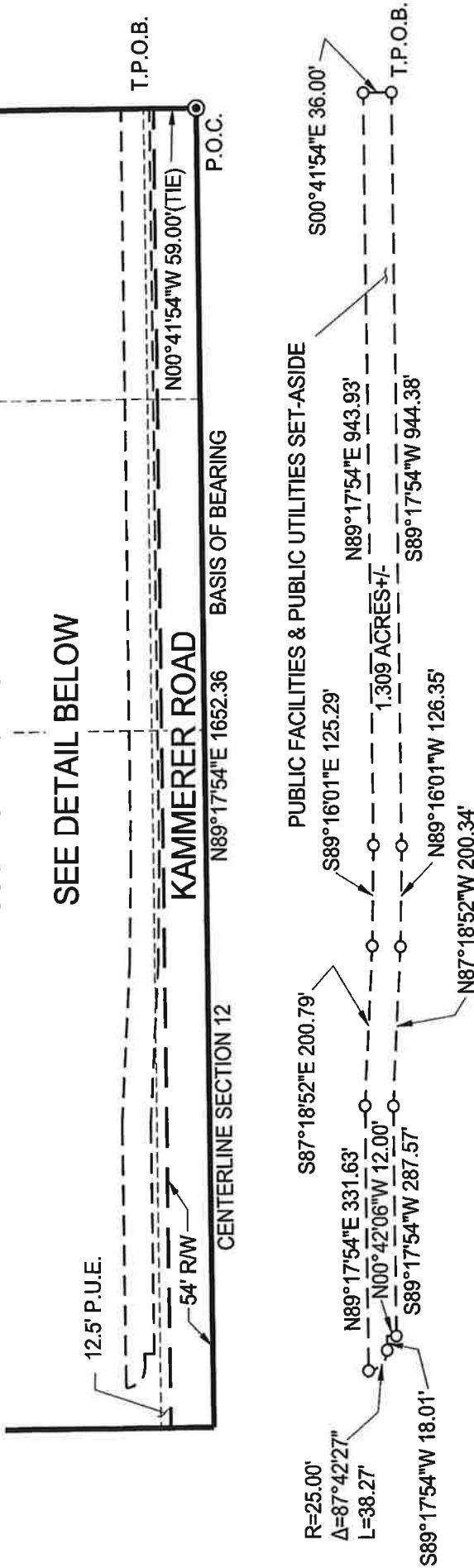
381 B.M. 3

LOT 3

381 B.M. 3

CITY OF ELK GROVE
DOC. NO. 201904220076

SEE DETAIL BELOW



SHEET 1 OF 1



EXHIBIT "A-1"
PUBLIC FACILITIES & PUBLIC UTILITIES SET-ASIDE
STERLING MEADOWS
PORTION SECTION 13, T. 6 N., R. 5 E., M.D.M.
CITY OF ELK GROVE
COUNTY OF SACRAMENTO STATE OF CALIFORNIA

MACKAY & SOMPS
ENGINEERS PLANNERS SURVEYORS
1025 Creekside Ridge Rd., Suite 150, 95678
(916) 773-1189

RMP	1"=300'	12/5/2019	27113.PH2
DRAWN BY	SCALE	DATE	JOB NO.

IF A DISCREPANCY EXISTS BETWEEN THIS EXHIBIT AND THE ASSOCIATED DESCRIPTION, THE DESCRIPTION HOLDS. THIS EXHIBIT IS FOR GRAPHIC PURPOSES ONLY.