

NO FEE DOCUMENT

GOVERNMENT CODE SECTION 6103

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

City of Elk Grove
Office of the City Clerk
8380 Laguna Palms Way
Elk Grove, CA 95758

SPACE ABOVE THIS LINE RESERVED FOR RECORDER'S USE

RESOLUTION NO. 2007-270

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**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
APPROVING THE SUMMARY ABANDONMENT OF A PORTION OF A LIGHT AND
AIR EASEMENT ON PROPOSED SITE OF THE PROJECT ENTITLED THE
COMMONS AT ELK GROVE ASSISTED LIVING FACILITY (EG-06-1127.00)**

WHEREAS, the County of Sacramento was granted an easement for light and air as shown on Parcel A of Parcel Map filed in Book 48 Page 33, of Parcel Maps, Records of Sacramento County and upon incorporation was vested in the City of Elk Grove;

WHEREAS, the easement is in excess of current City needs and no public facilities are located within the easement; and

WHEREAS, this is consistent with the policies, standards, and procedures of the City of Elk Grove.


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

- a. Pursuant to Section 65402 of the Government Code, the abandonment is consistent with the General Plan;
- b. That the abandonment is being made under the Streets and Highways Code Section 8333;
- c. The easement area being abandoned adjacent to the public street known as Elk Grove Boulevard and is described in Exhibit "A" and shown on Exhibit "B" ; and
- d. This easement, as defined in Section 8306 of the Streets and Highways Code, can be Summarily Abandoned under Section 8333 (c) of said Code.

BE IT FURTHER RESOLVED AND ORDERED that the portion of the Light and Air easement as described in Exhibit "A" and shown on Exhibit "B" is **hereby abandoned** as of the date of the recordation of this Resolution.

BE IT FINALLY RESOLVED that the City Clerk of the City of Elk Grove shall cause a certified copy of this Resolution of Abandonment and Exhibits "A" and "B" attached hereto attested by the City 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 on this 12th day of December 2007.



JAMES COOPER, MAYOR of the
CITY OF ELK GROVE

ATTEST:



PEGGY E. JACKSON, CITY CLERK

APPROVED AS TO FORM:



SUSAN COCHRAN, CITY ATTORNEY

EXHIBIT "A"

LEGAL DESCRIPTION FOR ABANDONMENT PURPOSES

A portion of the 200-foot wide Light and Air Easement lying over and across Parcel "A" as shown on that certain Parcel Map, filed for record in Book 48 of Parcel Maps, Page 33, Sacramento County Records, lying in the south half (S 1/2) of the southeast quarter (SE 1/4) of Section 35, Township 7 North, Range 5 East, Mount Diablo Base and Meridian, City of Elk Grove, Sacramento County, State of California, being more particularly described as follows:

The north 100.00 feet of the 200-foot wide Light and Air Easement lying over and across Parcel "A" as shown on that certain Parcel Map, filed for record in Book 48 of Parcel Maps, Page 33, Sacramento County Records.

A plat (EXHIBIT "B") showing the above described easement is attached hereto and made a part hereof.

END OF DESCRIPTION

Dated: 3.23.07





SCALE: 1"=60'



PARCEL "A"
48-PM-33
APN: 116-0070-025
3.96 ACRES

PARCEL "A"
48-PM-32

LOT 15

LOT 14

LOT 13

LOT 12

LOT 11

WOODSIDE CREEK UNIT NO. 1
217-RM-4

ELK GROVE
COMMUNITY
SERVICE DISTRICT
LOT A



200' LIGHT AND AIR
SETBACK LINE
PER 48-PM-33

AREA TO BE RETAINED

SABRINA LANE

50' RIGHT-OF-WAY

ELK GROVE BOULEVARD

FD 2" I.P. WITH BRASS CAP STAMPED
"T.7N.,R.5E. 35/2 L.S. 3646 1976"
AT SOUTHWEST CORNER OF PARCEL "A"

EXHIBIT "B"



MCR Engineering, Inc.
PLANNING • ENGINEERING • SURVEYING
1242 Depot Court • Manteca, California 95336
2091 229-8229 • FAX 2091 229-8839

**100' WIDE ABANDONMENT OF
200' WIDE LIGHT & AIR ESMT.
PER 48-PM-33, S.C.R.**
ELK GROVE, CALIFORNIA

BY: DFB
DATE: 03/23/07
SHEET: 1 OF 1
FILE: 2006106-077\ALTA\06-077 ABANDONMENT.DWG

**CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2007-270**

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 December 12, 2007 by the following vote:

AYES : COUNCILMEMBERS: Cooper, Leary, Scherman, Hume, Davis

NOES: COUNCILMEMBERS: None

ABSTAIN : COUNCILMEMBERS: None

ABSENT: COUNCILMEMBERS: None



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

