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**DEPARTMENT OF  
PUBLIC WORKS**

ENGINEERING DIVISION

THOMAS M. FINLEY  
ENGINEERING DIVISION MANAGER

**CITY OF SACRAMENTO  
CALIFORNIA**

927 TENTH STREET  
ROOM 200  
SACRAMENTO, CA  
95814-2705

916-449-8220

CONSTRUCTION SECTION  
640 BERCUT DRIVE  
SUITE B  
SACRAMENTO, CA  
95814-0131

916-449-5282

**APPROVED**  
BY THE CITY COUNCIL

**MAY 24 1988**

**OFFICE OF THE  
CITY CLERK**

May 24, 1988

City Council  
Sacramento, California

Honorable Members In Session:

**SUBJECT: Termination of Eminent Domain Proceedings for the Extension of Long Haul Drive (JN:9917) - Rescinding Resolutions Nos. 87-960 and 87-961**

**SUMMARY**

It is requested that the City Council adopt the attached resolutions rescinding Resolutions Nos. 87-960 and 87-961.

**BACKGROUND**

When the City Council approved the tentative map for Elder Creek Industrial Park, one of the conditions of approval was that the developers obtain access to Elk Grove-Florin Road by acquiring a right-of-way to extend Long Haul Drive. This condition also stated that in the event the developers were unable to obtain the right-of-way to Elk Grove-Florin Road from the adjacent property owner, the City would use its power of eminent domain to acquire it. After unsuccessful attempts at acquisition, the developers requested that the City use its eminent domain powers.

The developers have now informed staff that they do not wish to proceed with the final subdivision map until a later date. The six-month period for final filing of the eminent domain proceedings with the court will soon elapse. It is, therefore, necessary to rescind the resolutions authorizing this action.

**FINANCIAL**

Although a revolving fund was created by Resolution 87-961, no funds have been deposited.

City Council  
Termination of Eminent Domain Proceedings -  
Extension of Long Haul Drive  
May 24, 1988  
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RECOMMENDATION

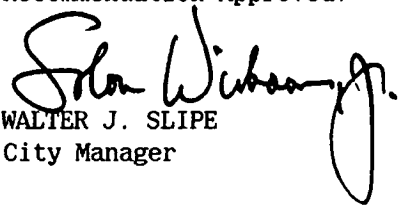
It is recommended that the attached resolution which rescinds Resolutions Nos. 87-960 and 87-961 be adopted.

Respectfully submitted,

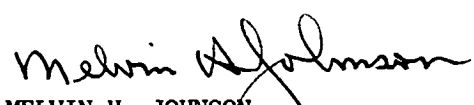


THOMAS M. FINLEY  
Engineering Division Manager

Recommendation Approved:

for:   
WALTER J. SLIPE  
City Manager

Approved:

  
MELVIN H. JOHNSON  
Director of Public Works

EF:dek  
RE3-20.D  
05.1688.2

May 24, 1988  
District No. 6

Attachment

**RESOLUTION NO. 88-436**

ADOPTED BY THE SACRAMENTO CITY COUNCIL ON DATE OF

RESOLUTION RESCINDING RESOLUTION NOS. 87-960  
AND 87-961 FOR ELDER CREEK INDUSTRIAL PARK  
(JN:9917)

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

1. Resolution No. 87-960, Resolution of Necessity, Acquisition of Three Parcels for Right-of-Way for the Extension of Long Haul Drive From Elk Grove-Florin Road to Elder Creek Industrial Park, is hereby rescinded.
2. Resolution No. 87-961, Creating a Revolving Fund, Elder Creek Industrial Park Assessment District, is hereby rescinded.

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK

**APPROVED**  
BY THE CITY COUNCIL

MAY 24 1988

OFFICE OF THE  
CITY CLERK