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CITY OF SACRAMENTO

DEPARTMENT OF PLANNING AND DEVELOPMENT
1231 "I" Street Sacramento, Ca. 95814

APPROVED
BY THE CITY COUNCIL

Administration
Room 300 449-5571
Building Inspections
Room 200 449-5716
Planning
Room 200 449-5604

February 12, 1987

FEB 17 1987

OFFICE OF THE
CITY CLERK

City Council
Sacramento, California

Honorable Members in Session:

SUBJECT: Danekas Reorganization (Annexation to the City of Sacramento and Detachment from the Southgate Recreation and Park District, Florin Fire Protection District, Metropolitan Storm Drain Maintenance District, and the Elk Grove Cosumnes Cemetery District) of approximately 87.7 acres. (M86-030)

SUMMARY

The City of Sacramento is initiating the reorganization of property located east of Bruceville Road and west of Stockton Boulevard in the vicinity of Duluth Avenue. This 87.7 acre reorganization was initiated in order to modify the proposed annexation boundaries. Parcels 117-182-009-017 are excluded in the proposed annexation modification (see Exhibits A and B).

BACKGROUND INFORMATION

On October 1, 1986, the Local Agency Formation Commission (LAFCO) approved the original annexation proposal and directed the City, as the Conducting Authority, to hold a public hearing. Prior to the approval, LAFCO modified the original annexation proposal adding Parcels (117-182-009-017) to create even boundaries (see Exhibit A). This LAFCO modification changed the original annexation proposal to inhabited territory (12 or more registered voters), although this was not clear in the LAFCO Resolution.

On February 10, 1987, the original annexation proposal initiated by Art Danekas was terminated by the City Council. A majority of registered voters residing within the original annexation area filed written protest (6 of 15 registered voters; 40 percent). The majority of registered voters that protested, resided on Parcels (117-182-009-017). A reorganization with written protest of 25 percent or greater require the City Council to adopt a resolution terminating the proceedings or to order an election.

RECOMMENDATION

Staff recommends that the City Council:

1. Adopt the attached resolution initiating the reorganization of the Danekas Reorganization; and
2. Submit a transmittal letter to LAFCO requesting them to waive their one year waiting period to hold a hearing, for the Danekas Reorganization, due to uncertainty of inhabited/uninhabited territory.

Respectfully submitted,



Gary Stonehouse
Principal Planner

GS:BW:jg
Attachment
M86-030

February 17, 1987
District No. 7

DESCRIPTION
PARCELS TO BE ANNEXED

All that certain real property situate in the County of Sacramento, State of California, described as follows:

Lots 7, 8, 9, 10, 11 and 12, as said lots are shown and so designated on the official "PLAT OF HEWITT SUBDIVISION NO. 4", filed in the office of the Recorder of Sacramento County in Book 14 of Maps, Map No. 55, TOGETHER WITH a portion of the southeast one-quarter of Section 15, Township 7 North, Range 5 East, Mount Diablo Meridian, and being described as one parcel of land, as follows:

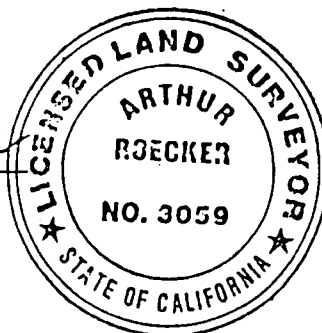
Beginning at the southwest corner of said Lot 12; thence, from said point of beginning, ^{Northward} along the west line of said Lots 7, 8, 9, 10, 11 and 12, and along the west line of Hewitt Avenue, a road 40 feet in width as shown on said "PLAT OF HEWITT SUBDIVISION NO. 4", North a distance of 2020.95 feet to the northwest corner of said Lot 7; thence, along the north line of said Lot 7, North 89°58'00" East 1947.18 feet to the northeast corner of said Lot 7, said northeast corner being in the centerline of Upper Stockton Road as said road is shown on said "PLAT OF HEWITT SUBDIVISION NO. 4"; thence, along said centerline and along the easterly line of said Lot 7, South 20°21'00" East 350.00 feet to the southeast corner of said Lot 7; thence, continuing along the centerline of said Upper Stockton Road, South 21°00'30" East 1576 feet, more or less, to the northeast corner of Parcel 1 as shown on the "RECORD OF SURVEY OF FR SECTION 15, TWP. 7 N. R. 5 E. P. J. WUMKES ET AL OWNERS" filed in the office of the Recorder of Sacramento County in Book 7 of Surveys, Survey No. 43; thence, along the north line of said Record of Survey, South 89°34'00" West 1311.1 feet to the northwest corner of Parcel 8 as shown on said Record of Survey, said Parcel 8 being in the easterly line of said Lot 12; thence, along said easterly line, South 09°49'00" East 205.00 feet to the southeast corner of said Lot 12; thence, along the south line of said Lot 12, South 89°33'30" West 1357.83 feet to the point of beginning.

EXCEPTING THEREFROM all those portions thereof lying easterly from the easterly line of the frontage road lying on the westerly side of Freeway 99, as said frontage road is shown on the State of California, Department of Public Works, Division of Highways Right of Way Map, Sheet 11 of 13 Sheets, approved June 4, 1956, and on file in the office of the Recorder of Sacramento County.

Prepared by,

Arthur Roecker

Arthur Roecker
L S 3059



W.O. 8603-05
April 17, 1986

RESOLUTION No. 87-109

Adopted by The Sacramento City Council on date of

APPROVED
BY THE CITY COUNCIL
FEB 17 1987
OFFICE OF THE
CITY CLERK

A RESOLUTION OF APPLICATION BY THE CITY OF SACRAMENTO REQUESTING THE LOCAL AGENCY FORMATION COMMISSION TO TAKE PROCEEDINGS FOR THE DANEKAS REORGANIZATION (M86-030)

RESOLVED, by the City Council of the City of Sacramento, that:

WHEREAS, the City of Sacramento desires to initiate proceedings pursuant to the Cortese-Knox Local Government Reorganization Act of 1985, Division 3, commencing with Section 56000 of the California Government Code, for the Danekas annexation to the City of Sacramento; and the detachment of said territory from the Southgate Recreation and Park District, Florin Fire Protection District Metropolitan Storm Drain Maintenance District, and the Elk Grove Consumes Cemetery District.

WHEREAS, the territory proposed to be annexed is inhabited, and a description of the boundaries of the territory is set forth in Exhibit B attached hereto and by this reference incorporated herein; and

WHEREAS, this proposal is consistent with the sphere of influence of the affected City and/or district(s); and

WHEREAS, it is desired to provide that the proposed annexation be subject to the following terms and conditions; and

WHEREAS, the reasons for this proposed annexation are as follows: modify the original annexation proposal;

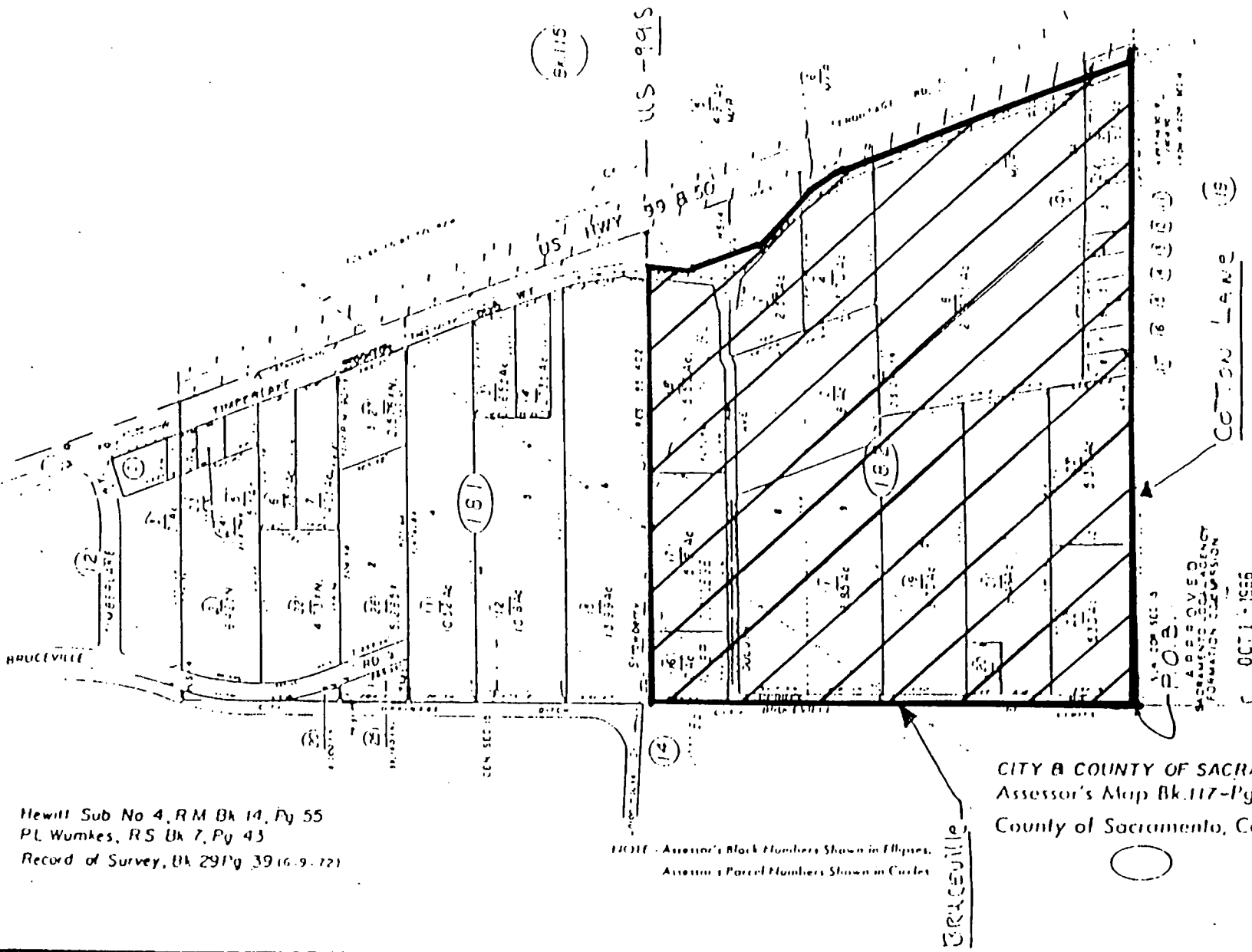
NOW, THEREFORE, this Resolution of Application is hereby adopted and approved by the City Council of the City of Sacramento and is hereby requested to take proceedings for the reorganization of territory as described in Exhibit B according to the terms and conditions stated above and in the manner provided by the Cortese-Knox Local Government Reorganization Act of 1985.

MAYOR

ATTEST:

CITY CLERK

EXHIBIT A ORIGINAL ANNEXATION PROPOSAL



Hewitt Sub No 4, RM Bk 14, Pg 55
 PL Wumkes, RS Bk 7, Pg 43
 Record of Survey, BA 291 p 39 (6.9.72)

NOTE - Assessor's Block Numbers Shown in Ellipses,
 Assessor's Parcel Numbers Shown in Squares

CITY & COUNTY OF SACRAMENTO
 Assessor's Map Bk. 117-Pg. 18
 County of Sacramento, Calif.

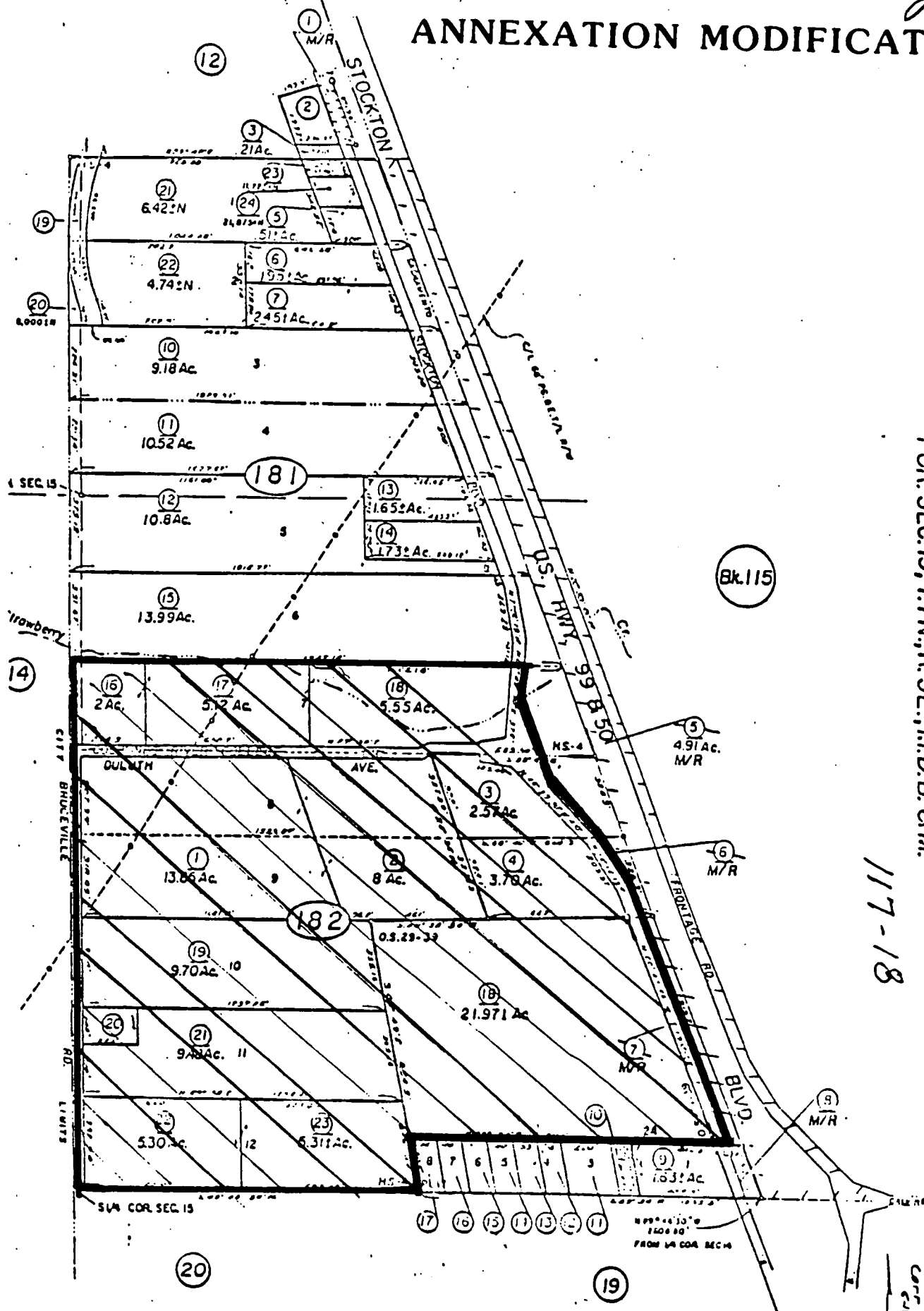
BY ORDER OF THE BOARD OF SUPERVISORS
 SACRAMENTO COUNTY
 FORMATION DIVISION
 OCT 1 - 1955

FOR SEC. 15, T. 7N., R. 5E., M.D.B. & M.

EXHIBIT B

23

ANNEXATION MODIFICATION



Bk. 115

117-18

UNIVERSITY OF CALIFORNIA LIBRARY

COPY 1/400'



CITY OF SACRAMENTO

DEPARTMENT OF PUBLIC WORKS

ENGINEERING DIVISION

THOMAS M. FINLEY
Engineering Division Manager

July 7, 1986

Mr. John O'Farrell, Executive Officer
Sacramento Local Agency Formation Commission
700 H Street, Suite 7625
Sacramento, CA 95814

RE: Danekas Reorganization

Dear Mr. O'Farrell:

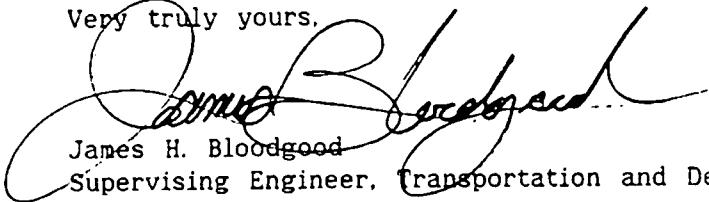
The Department of Public Works for the City of Sacramento offers the following comments concerning the proposed annexation - Danekas Reorganization:

1. The primary source of water for this area will be surface water. If the area becomes part of the City, it is automatically included in City water rights place of use.
2. There will be a significant cost in bringing surface water supplies to the area (\$6,000 to \$7,000 per acre), however, these costs are typical for any newly developing area. Such costs would be either advanced by the developers or recovered by means of a water system development fee at the time of connection.
3. A drainage study will be required. It is anticipated that drainage improvements will include the realignment widening and deepening of Strawberry Creek and the construction of a drainage pump station and the accompanying trunk and lateral drain lines. It is expected that the area of benefit will extend southerly to approximately Jacinto Road.
4. The Flood Insurance Study and maps must be removed concurrently with construction of the realigned and improved Strawberry Creek.
5. Sanitary sewer service will be provided by the Regional County Sanitation District and County Sanitation District No. 1. The property must be annexed to said districts and payments made of applicable fees.

Mr. John O'Farrell
Danekas Reorganization
July 7, 1986
Page 2

- 6. The Laguna Financing Plan prepared by the County of Sacramento outlines specific roadway improvement costs which are the obligation of the County of Sacramento. Among these costs are the improvement of Bruceville Road to the existing City limit line. This cost will continue to be the obligation of the County, should this annexation be approved.
- 7. Again, pertaining to the improvement of Bruceville Road, an existing residence is located at the intersection of Duluth Avenue and Bruceville Road. The cost of acquiring this property for the construction of Bruceville Road will also be the responsibility of the County of Sacramento.
- 8. Final Subdivision Maps will not be approved until construction of the outlying infrastructure facilities is essentially complete.

Very truly yours,



James H. Bloodgood
Supervising Engineer, Transportation and Development

JHB:vr
JB06.wp1

cc: Harry Behrens, Supervising Engineer, Utility Planning
Dee Lewis, Supervising Engineer, Engineering Design
Bridgette Williams, Assistant Planner
Randy Foust, Senior Civil Engineer



CITY OF SACRAMENTO

DEPARTMENT OF PUBLIC WORKS

ENGINEERING DIVISION

THOMAS M. FINLEY
Engineering Division Manager

July 10, 1986

Mr. John O'Farrell, Executive Officer
Sacramento Local Agency Formation Commission
700 H Street, Suite 7625
Sacramento, CA 95814

CITY OF SACRAMENTO
RECEIVED
JUL 14 1986

RE: Danekas Reorganization

Dear Mr. O'Farrell:

Item No. 4 in my letter of July 7, 1986 pertaining to the proposed annexation for the Danekas Reorganization should be modified to read as follows:

The Flood Insurance Study and maps must be revised concurrently with construction of the realigned and improved Strawberry Creek.

If you have any questions pertaining to this, please contact me at 449-5307.

Very truly yours,

James H. Bloodgood
Supervising Engineer

JHB:vr
JB01.wp1(B)

cc: Thomas M. Finley, Engineering Division Manager
Dee Lewis, Supervising Engineer, Design
Harry Behrens, Supervising Engineer, Utility Planning

RESOLUTION NO. LAFC 942

RESOLUTION OF THE SACRAMENTO LOCAL AGENCY FORMATION
COMMISSION MAKING DETERMINATIONS AND APPROVING
THE DANEKAS REORGANIZATION (10-86)
(Annexation to the City of Sacramento)

WHEREAS, a petition proosing a reorganization calling for annexation of certain described territory to the City of Sacramento, and detachment of said territory from the Southgate Recreation and Park District, Florin Fire Protection District, Metropolitan Storm Drain Maintenance District, and the Elk Grove-Cosumnes Cemetery District, in the County of Sacramento, was heretofore filed with the Executive Officer of this Commission, and the Executive Officer has examined said reorganization proposal and has determined that said filing is sufficient; and

WHEREAS, at the times and in the form and manner required by law, the Executive Officer has given notice of a public hearing by this Commission upon the proposal; and

WHEREAS, the public hearing called by this Commission was held on the date and at the time and place specified in the notice of public hearing and in any order or orders continuing the hearing; and

WHEREAS, at the hearing, this Commission heard, received and considered all oral and written protests and evidence which were given, presented or filed, and all persons present were given an opportunity to hear and be heard in respect to any matter relating to the proposal considered at the hearing;

NOW, THEREFORE, the SACRAMENTO LOCAL AGENCY FORMATION COMMISSION does hereby find, determine, resolve and order as follows:

- 1. Notice as required by law has been given.

Resolution No. LAFC 942, page 2.

2. The Danekas Reorganization, as modified by the Sacramento Local Agency Formation Commission, including annexation to the City of Sacramento and detachment from the Southgate Recreation and Park District, Florin Fire Protection District, Metropolitan Storm Drain Maintenance District, and the Elk Grove-Cosumnes Cemetery District, is approved; the property description is attached hereto and made a part hereof. (Exhibit A)
3. Section 99.1 of the Revenue and Tax Code has been satisfied.
4. As approved, the reorganization is in conformity with applicable general and specific plans.
5. The reasons for approval of the reorganization are as follows:
 - a. The parcels are in need of municipal services for the purpose of development.
 - b. The City of Sacramento is capable of providing municipal services to all of the area in question.
 - c. Said territory is contiguous to the City of Sacramento.
 - d. All of the proposal area, as modified, is within the City of Sacramento Sphere of Influence.
 - e. The Danekas reorganization represents a reasonable and logical extension of the City of Sacramento's corporate boundary.
 - f. There are no significant environmental impacts caused by this project and a negative declaration has been prepared.
6. The City of Sacramento, as conducting authority, shall initiate further proceedings in this matter and may proceed in accordance with notice and hearing procedures.

1786-030

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~~12-4-86~~

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#16

Resolution No. LAFCo 942, page 3.

7. The Executive Officer is directed to mail certified copies of this resolution as provided in Section 56853 of the Government Code.

PASSED AND ADOPTED by the SACRAMENTO LOCAL AGENCY FORMATION COMMISSION on October 1, 1986, by the following vote, to wit:

AYES: Commissioners Smith, Johnson, Collin, Hannaford, Kastanis, Chamberlain.

NOES: None.

ABSENT: Commissioners Keller, Tomson.

George E. Hannaford
George E. Hannaford, Chairman
SACRAMENTO LOCAL AGENCY FORMATION COMMISSION

ATTEST:

Marilyn Ann Flemmer
Marilyn Ann Flemmer
Commission Clerk

Maf

DANEKAS REORGANIZATION
Exhibit A

All that certain real property situate in the County of Sacramento, State of California, described as follows:

Lots 7, 8, 9, 10, 11 and 12, as said lots are shown and so designated on the official "PLAT OF HEWITT SUBDIVISION NO. 4", filed in the Office of the Recorder of Sacramento County in Book 14 of Maps, Map No. 55, TOGETHER WITH a portion of the southeast one-quarter of Section 15, Township 7 North, Range 5 East, Mount Diablo Meridian, and being described as one parcel of land, as follows:

BEGINNING at the southwest corner of the Northeast one-quarter of Section 15, Township 7 North, Range 5 East, M.D.B. & M., said point being the southwest corner of said Lot 12; thence, from said point of beginning, along the west line of said Lots 7, 8, 9, 10, 11, and 12, and along the west line of Hewitt Avenue, a road 40 feet in width as shown on said "PLAT OF HEWITT SUBDIVISION NO. 4", North a distance of 2020.95 feet to the northwest corner of said Lot 7; thence, along the north line of said Lot 7, North 89°58'00" East 1947.18 feet to the northeast corner of said Lot 7, said northeast corner being in the centerline of Upper Stockton Road as said road is shown on said "PLAT OF HEWITT SUBDIVISION NO. 4"; thence, along said centerline and along the easterly line of said Lot 7, South 20°21'00" East 350.00 feet to the southeast corner of said Lot 7; thence, continuing along the centerline of said Upper Stockton Road, South 21°00'30" East 1576 feet, more or less, to the northeast corner of Parcel 1 as shown on the "RECORD OF SURVEY OF FR SECTION 15, TWP. 7N. R. 5 E. P.J. WUMKES ET AL OWNERS" filed in the office of the Recorder of Sacramento County in Book 7 of Surveys, Survey No. 43; thence, along the east line of said Parcel 1 South 20°57'00" East 216.00 feet to a point on the southerly boundary of said Section

15; thence South 89°34'00" West 1353.50 feet to the southeast corner of Lot 12, said Hewitt Subdivision No. 4; thence, along the south line of said Lot 12, South 89°33'30" West 1357.83 feet to the point of beginning.

EXCEPTING THEREFROM all those portions thereof lying easterly from the easterly line of the frontage road lying on the westerly side of Freeway 99, as said frontage road is shown on the State of California, Department of Public Works, Division of Highways Right of Way Map, Sheet 11 of 13 Sheets, approved June 4, 1956, and on file in the office of the Recorder of Sacramento County.

MB:Maf

9/2/86

APPROVED
SACRAMENTO LOCAL AGENCY
FORMATION COMMISSION

OCT 1 - 1986

BY Muller
Commission Clerk

27 12 18-86
12-4-86

1786-030

6
#16

PETITION
FOR PROCEEDINGS PURSUANT TO
THE CORTESE-KNOX LOCAL GOVERNMENT REORGANIZATION ACT OF 1985

The undersigned hereby petition(s) the Local Agency Formation Commission of
SACRAMENTO County for approval of a proposed change of organization or
reorganization, and stipulate(s) as follows:

1. This proposal is made pursuant to Part 3, Division 3, Title 5 of the California
Government Code (commencing with Section 56000, Cortese-Knox Local Government Reorganization
Act of 1985).

2. The specific change(s) of organization proposed (i.e., annexation, detachment,
reorganization, etc.) is/are: Annexation to the City of Sacramento.

3. The boundaries of the territory(ies) included in the proposal are as described in Exhibit(s)
attached hereto and by this reference incorporated herein.

4. The territory(ies) included in the proposal is/~~are~~ uninhabited (12 or more
registered voters) uninhabited.

5. This proposal is/~~is not~~ consistent with the sphere of influence of the affected city and/or
district(s).

6. The reason(s) for the proposed Annexation (annexation, detachment,
reorganization, etc.) is/are: To obtain Citu Services including the consolidation of planning,
development and the permit process, into a single agency and to expedite the transport-
ation corridors planned for the area.

7. The proposed Annexation is requested to be made subject to the
following terms and conditions: _____

8. The persons signing this petition have signed as registered voters X owners of land (check one).

9. If the formation of a new district(s) is included in the proposal:

(a) The principal act(s) under which said district(s) is/are proposed to be formed is/are: _____

(b) The proposed name(s) of the new district(s) is/are: _____

(c) The boundaries of the proposed new district(s) are as described in Exhibit(s) _____, _____, heretofore incorporated herein.

10. If an incorporation is included in the proposal:

(a) The name proposed for the new city is: _____

(b) Provisions are requested for appointment of:

(i) city manager Yes No

(ii) the city clerk and city treasurer Yes No

11. If the proposal includes the consolidation of special districts, the proposed name of the consolidated district is _____.

Wherefore, petitioner(s) request(s) that proceedings be taken in accordance with the provisions of Section 56000, et seq. of the Government Code and herewith affix signatures(s) as follows:

Chief Petitioners (not to exceed three):

<u>DATE</u>	<u>PRINTED NAME</u>	<u>SIGNATURE</u>	<u>RESIDENCE ADDRESS</u>
1.4-23-86	Arthur A. Danekas	<i>Arthur A. Danekas</i>	6256 ELOPIA SAC - 958
2.			
3.			