

ORDINANCE NO. 85-059

ADOPTED BY THE SACRAMENTO CITY COUNCIL ON DATE OF

JUN 11 1985

ORDINANCE AMENDING THE DISTRICTS ESTABLISHED BY THE COMPREHENSIVE ZONING ORDINANCE NO. 2550, FOURTH SERIES, AS AMENDED, BY REMOVING PROPERTY LOCATED AT THE SOUTH-WEST CORNER OF POCKET ROAD AND GREENHAVEN DRIVE

FROM THE AGRICULTURAL, A ZONE(S)

AND PLACING SAME IN THE TOWNHOUSE, R-1A AND SINGLE FAMILY, R-1 ZONE(S)

(FILE NO. P-85-164 )(APN: 031-112-06,08,11)

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

SECTION 1.

The territory described in the attached exhibit(s) which is in the Agricultural, A zone(s), established by Ordinance No. 2550, Fourth Series, as amended, is hereby removed from said zone and placed in the Townhouse, R-1A and Single Family, R-1 zone(s).

This action rezoning the property described in the attached exhibit(s) is adopted subject to the following conditions and stipulations:

- a. A material consideration in the decision of the Planning Commission to recommend and the City Council to approve rezoning of the applicant's property is the development plans and representations submitted by the applicant in support of this request. It is believed said plans and representations are an integral part of such proposal and should continue to be the development program for the property.
b. If an application for a building permit or other construction permit is filed for said parcel which is not in conformity with the proposed development plans and representations submitted by the applicant and as approved by the Planning Commission May 7, 1985, on file in the office of the Planning Department, or any provision or modification thereof as subsequently reviewed and approved by the Planning Commission, no such permit shall be issued, and the Planning Director shall report the matter to the Planning Commission as provided for in Ordinance No. 3201, Fourth Series.

SECTION 2.

The City Clerk of the City of Sacramento is hereby directed to amend the maps which are a part of said Ordinance No. 2550, Fourth Series, to conform to the provisions of this ordinance.

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SECTION 3.

Rezoning of the property described in the attached exhibit(s) by the adoption of this ordinance shall be deemed to be in compliance with the procedures for the rezoning of property prescribed in Ordinance No. 2550, Fourth Series, as said procedures have been affected by recent court decisions.

PASSED FOR PUBLICATION: JUN 4 1985

PASSED: JUN 11 1985

EFFECTIVE: JUL 11 1985

*Anne Ruder*

MAYOR

ATTEST:

*Conni R. Peto*

DEPUTY CITY CLERK

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DESCRIPTION OF DUTRA RANCH

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

PARCEL NO. 1:

All that portion of Swamp Land Survey No. 245, Sacramento County Surveys, located in projected Sections 2, 3, 10 and 11, Township 7 North, Range 4 East, Mount Diablo Base and Meridian, more particularly described as follows:

BEGINNING at the Southwest corner of tract of land belonging to the late Mary Williams in Section 2, 3, 10 and 11 Township 7 North, Range 4 East, Mount Diablo Base and Meridian and running thence North along the line common to said tract of land and the lands now or formerly owned by J.C. Baumgartel 3035 feet to Goslings (Jobs) Slough thence Easterly along said Slough 144 feet thence Southerly and parallel with said common line to the Sacramento River; thence Northerly along said River 144 feet to the place of beginning; and being the West 10 acres of the said Mary Williams Tract and a fractional part of Swamp Land Survey No. 245 of Sacramento County Surveys and being the same property conveyed to said Albert F. Williams by the late Mary Williams by Deed dated December 22, 1897, and recorded in Book 189 of Deeds, page 121.

PARCEL NO. 2:

All that portion of Swamp Land Survey No. 245, Sacramento County Surveys, located in projected Sections 2, 3, 10 and 11, Township 7 North, Range 4 East, Mount Diablo Base and Meridian, more particularly described as follows:

That certain tract of land within Reclamation District No. 673, in the County of Sacramento, State of California, and bounded on the North and East by Gosling (Jobs) Slough, on the South by the Sacramento River and on the West by the property formerly owned by Albert F. Williams and being a fractional part of Swamp Land Survey No. 245 of Sacramento County and being the same lands described in Deed from the Estate of Mary Williams, recorded March 27, 1918, in Book 462 of Deeds, at Page 450, and all that property acquired by Quitclaim Deed executed by Title Insurance and Trust Company, a corporation, to Antone Dutra, a widower, recorded March 9, 1965, in Book 5195 Page 83 Official Records Sacramento County.

PARCEL NO. 3:

All that portion of Swamp Land Survey 245, being located in Sections 3 and 10 Township 7 North Range 4 East, Mount Diablo Base and Meridian, more particularly described as follows:

BEGINNING at a point on the left or North bank of the Sacramento River, said point being further described as being located North 85° 28' East 16.108 chains from the division corner common to Swamp Land Surveys 245 and 192 of Sacramento County Surveys and running thence from said point of beginning along the division line common to the lands of A.F. Williams and the estate of C.C. Baumgartel, deceased, North 0° 06' West 47.95 chains to the centerline of Jobs Slough, so called; thence along the centerline of said Slough, South 76° 21' West 3.392 chains; thence parallel to and distant 3.377 chains West from the aforesaid division line South 0° 06' East 47.397 chains to the left or North bank of the Sacramento River; thence North 85° 28' East 3.468 chains to the place of beginning, and being further described as "The Geo. C. Baumgartel Ranch", as shown on the "Plat of Tract of Land Owned by the Heirs of J.C. Baumgartel", filed in the office of the Recorder of Sacramento County, on February 1, 1900 in Book 3 of Maps, at Map No. 37.

EXCEPTING THEREFROM all that portion of Parcels 1, 2 and 3 lying North of the centerline of Pocket Road.

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