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CITY OF SACRAMENTO

May 29th, 1984

DEPARTMENT OF PUBLIC WORKS

Engineering and Transportation Division
915 I Street - Room 300
Sacramento, California 95814

CITY MANAGER'S OFFICE
RECEIVED
MAY 22 1984

| | Telephones (916) |
|------------------------|------------------|
| Civil Engineering | 449-5281 |
| Electrical Engineering | 449-5287 |
| Architecture | 449-5144 |
| Construction | 449-5281 |
| Real Estate | 449-5626 |
| Traffic Engineering | 449-5307 |
| Parking | 449-5354 |
| Street Maintenance | 449-5236 |

City Council
Sacramento, California

Honorable Members In Session:

SUBJECT: Hearing on Resolution of Necessity: Acquisition of
Parcels 2486-6 and 2486-11 for Fruitridge Road
Widening, Power Inn Road east to Central California
Traction Railroad

BACKGROUND INFORMATION

As part of the widening of Fruitridge Road, it will be necessary to acquire additional right of way as shown on the attached map. The owners of the property are unwilling to sell said right of way to the City which requires that the City exercise its power of eminent domain to acquire the necessary right of way.

On April 24th, 1984, the Council adopted a Resolution of Intention to adopt the Resolution of Necessity setting a hearing on said Resolution of Necessity for May 29th, 1984.

FINANCIAL DATA

The estimated cost of the two acquisitions to the City is \$64,450.00 and has been appropriated in the Major Street Construction Fund.

RECOMMENDATION

It is recommended that the Hearing be closed and the Resolution of Necessity be adopted.

Respectfully submitted,

APPROVED
BY THE CITY COUNCIL

JF
M. Varozza
J. F. Varozza
Director of Public Works

MAY 29 1984
OFFICE OF THE
CITY CLERK

Recommendation Approved:

Walter J. Slipe
Walter J. Slipe
City Manager

May 29th, 1984
DISTRICT NO. 6

JFV:IEM:bb

May 29th, 1984
CITY COUNCIL OF THE CITY OF SACRAMENTO

In the Matter of the Widening)
of Fruitridge Road at Power Inn) ENGINEER'S REPORT
Road East to Central California)
Traction Railroad,)
City Project 2486)

A Public Hearing was set for this date, pertaining to the acquisition of right of way necessary for the widening of Fruitridge Road. This proposed project has been undertaken due to the following facts and will provide the following benefits:

1. That the City Council approved the Community Plan for College Greens in June, 1967.
2. That on May 12th, 1982, the City Engineer declared the project to be categorically exempt from filing an environmental impact report.
3. That in order for the City of Sacramento to widen said Fruitridge Road requires the acquisition of additional right of way described as City Project Parcel Nos. 2486-6 and 2486-11.
4. That the right of way necessary to widen Fruitridge Road will amount to partial takes and no structures are being acquired, therefore, no homeowner or resident will be required to move.

4. That on April 24th, 1984, the City Council adopted the Resolution Authorizing giving Notice of Intent to Adopt Condemnation Resolution to acquire said Parcel.

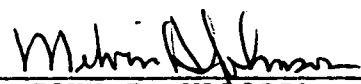
5. That on April 30th, 1984, the City Clerk mailed by certified mail, notices of a Hearing to be held on May 29th, 1984 for the adoption of the Resolution Authorizing Acquisition of Property By Exercise of the Power of Eminent Domain to all the known owners of said Parcel.

6. That the final day for receiving written requests to appear and be heard by the Council was May 22nd, 1984.

7. That no written protests have been received by the City Clerk prior to May 22nd, 1984.

It is recommended that the Hearing be closed and the attached Resolution Authorizing Acquisition of Property By Exercise of the Power of Eminent Domain be adopted.

EXECUTED THIS 29TH DAY OF MAY, 1984.



JOHN F. VAROZZA
CITY ENGINEER

RESOLUTION NO. 84-439

Adopted by The Sacramento City Council on date of

MAY 29, 1984

RESOLUTION OF NECESSITY: ACQUISITION OF PARCELS
2486-6 AND 2486-11, FRUITRIDGE ROAD WIDENING, POWER
INN ROAD TO CENTRAL CALIFORNIA TRACTION RAILROAD

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO, TWO-THIRDS
OF ALL MEMBERS OF SAID COUNCIL VOTING IN FAVOR THEREOF:

1. That the City of Sacramento intends to acquire through the exercise of the power of eminent domain the real property or interests in real property hereinafter described as Parcels 2486-6 and 2486-11 (herein referred to as the "Subject Parcels").

2. That the City of Sacramento intends to acquire the Subject Parcels in fee simple absolute unless a lesser estate is expressly specified in the description of said parcel.

3. That the Subject Parcels are to be taken for the following public use: street purposes.

4. That the statute or statutes authorizing the City of Sacramento to acquire the Subject Parcels for the above-mentioned public purposes are as follows: Government Code, Section 37350.5.

5. That the Subject Parcels are generally located on Fruitridge Road between Power Inn Road and Central California Traction Railroad.

6. That the City Council declares that it has found and determined each of the following:

a. The public interest and necessity require the parcels for widening Fruitridge Road and Florin Perkins Road.

b. The parcels are located in the manner that will be most compatible with the greatest public good and the least private injury.

c. The Subject Parcels are necessary for the widening of Fruitridge Road and Florin Perkins Road.

7. That the City of Sacramento, a municipal corporation, its appropriate officers, employees and agents, are hereby authorized and empowered:

APPROVED
BY THE CITY COUNCIL

MAY 29 1984

OFFICE OF THE
CITY CLERK

a. To acquire in fee simple in the name of the City of Sacramento, a municipal corporation, the Subject Parcels by condemnation in accordance with the provisions of the Eminent Domain Law of the State of California.

b. To prepare, file and prosecute in the appropriate court, such proceedings in eminent domain as are necessary for the acquisition of the Subject Parcels; and,

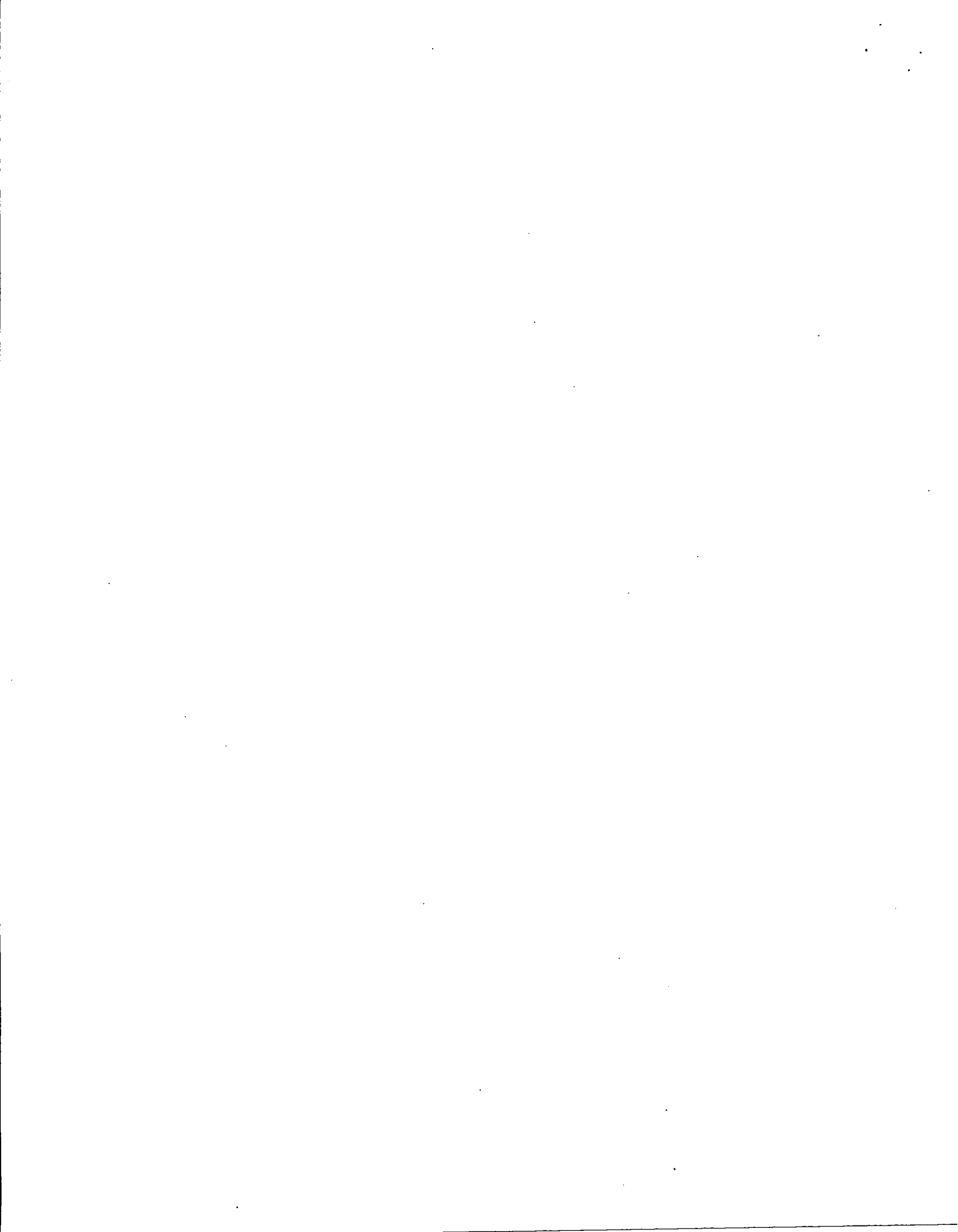
c. To deposit the probable amount of compensation, as fixed by the City Council in accordance with law, with the Clerk of the appropriate court and to make application to said court for an order permitting the City of Sacramento to take immediate possession and use of the Subject Parcels.

8. The Subject Parcels, being the real property or interest therein which the City is by this Resolution authorized to acquire is situated in the City of Sacramento, State of California, and described as follows:

Parcel 2486-6

All that portion of the Southeast one-quarter of Section 23, Township 8 North, Range 5 East, M.D.M., described as follows:

Beginning at a point located on the easterly line of said Section 23, from which the Southeast corner thereof bears South 40.00 feet, said point of beginning being the Northeast corner of that certain tract of land described in the Right-of-Way Deed recorded in the office of the Recorder of Sacramento County in Book 3331 of official Records, at page 377; thence from said point of beginning along the northerly line of said tract described in the aforesaid deed South 89° 44' 20" West 1320.35 feet to the Northwest corner of said tract, said point lying on the westerly line of said Southeast one-quarter of Section 23; thence along said westerly line North 00° 01' 52" East 5.00 feet thence North 89° 44' 20" East 586.50 feet; thence North 87° 56' 56" East 320.16 feet; thence North 89° 44' 20" East 320.00 feet; thence curving to the left on an arc of 25.00 feet radius, said arc being subtended by a chord bearing North 44° 52' 17" East 35.28 feet to a point distant 69.00 feet, measured at right angles, from the easterly line of said Section 23; thence parallel to said easterly line North 320.00 feet; thence East 69.00 feet to a point located on said easterly line of Section 23; thence along said easterly line South 359.57 feet to the point of beginning.



Parcel 2486-11

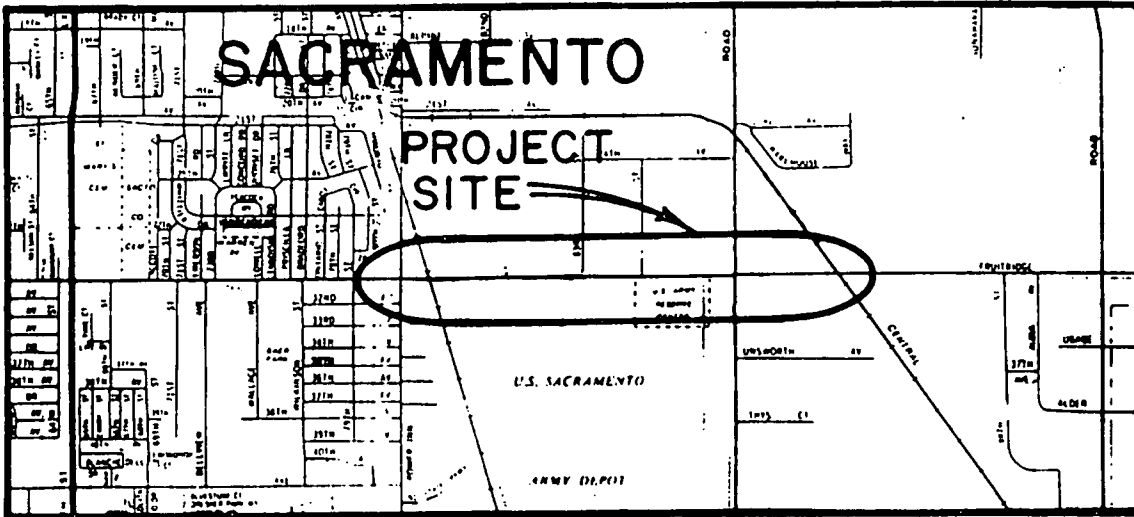
All that portion of the Northwest one-quarter of Section 25, Township 8 North, Range 5 East, M.D.M., described as follows:

Beginning at the intersection of the centerline of the Great Western Power Company Right-of-Way, recorded in Book 30 of the Official Records of said county at page 374, with the southerly line of that certain Irrevocable Offer of Dedication to the City of Sacramento, recorded in Book 72-11-20 of Official Records of said county at page 532, from which point the Northwest corner of said Section 25 bears North 31° 28' 20" West 62.16 feet and North 89° 54' 00" West 27.18 feet; thence from said point of beginning, along the aforesaid southerly line of the Irrevocable Offer of Dedication and the southerly line of that certain Right-of-Way Deed recorded in Book 3317 of Official Records of said county at Page 580 the following four (4) courses and distances: (1) curving to the right on an arc of 20.00 feet radius, from a tangent bearing North 58° 31' 08" East, said arc being subtended by a chord bearing North 74° 18' 34" East 10.88 feet, (2) South 89° 54' 00" East 60.00 feet, (3) North 87° 29' 51" East 220.23 feet and (4) South 89° 54' 00" East 381.81 feet; thence South 00° 03' 45" East 10.00 feet; thence North 89° 54' 00" West 187.19 feet; thence South 88° 18' 36" West 160.08 feet; thence North 89° 54' 00" West 319.62 feet; thence curving to the left on an arc of 25.00 feet radius, said arc being subtended by a chord bearing South 85° 26' 31" West 4.06 feet to a point located on said centerline of the Great Western Power Company right-of-way; thence along said centerline North 31° 28' 20" West 2.78 feet to the point of beginning.

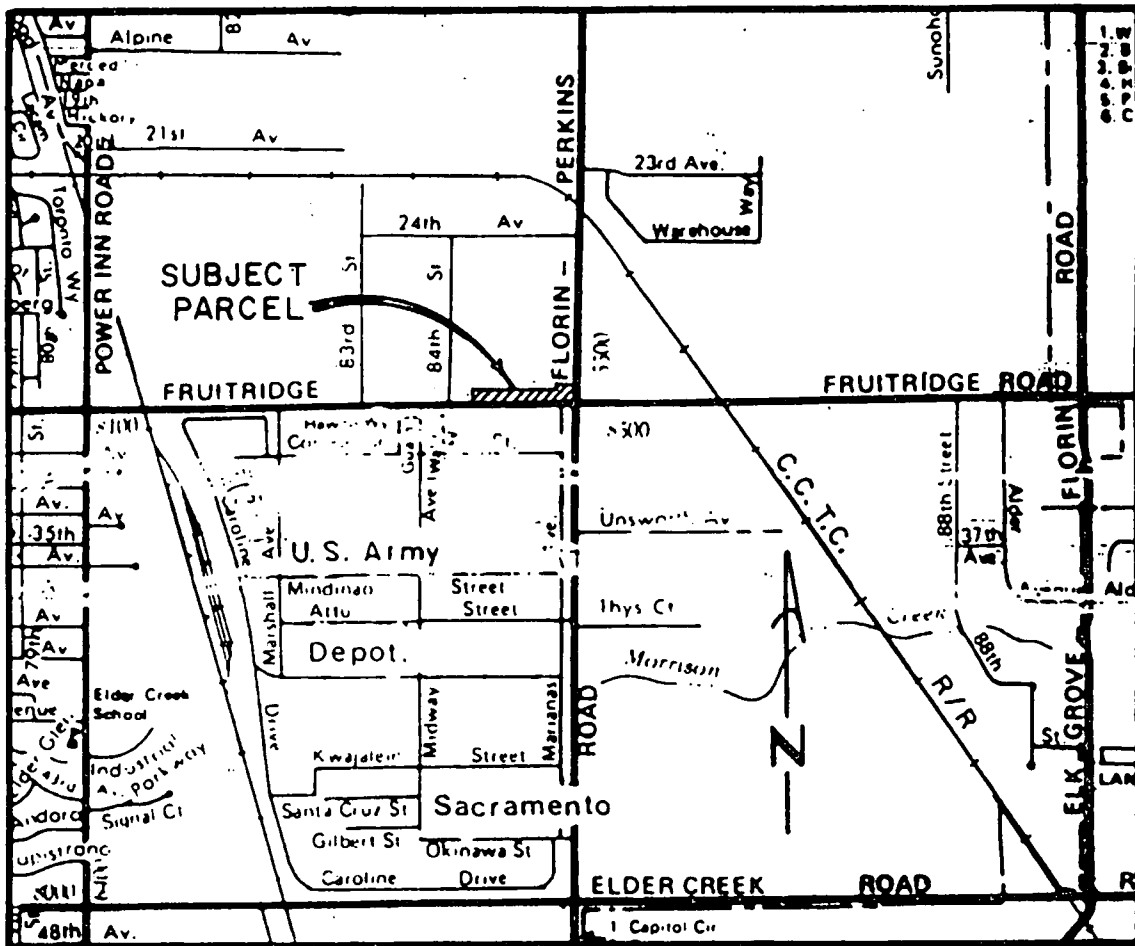
MAYOR

ATTEST:

CITY CLERK



VICINITY MAP



LOCATION MAP

FRUITRIDGE ROAD

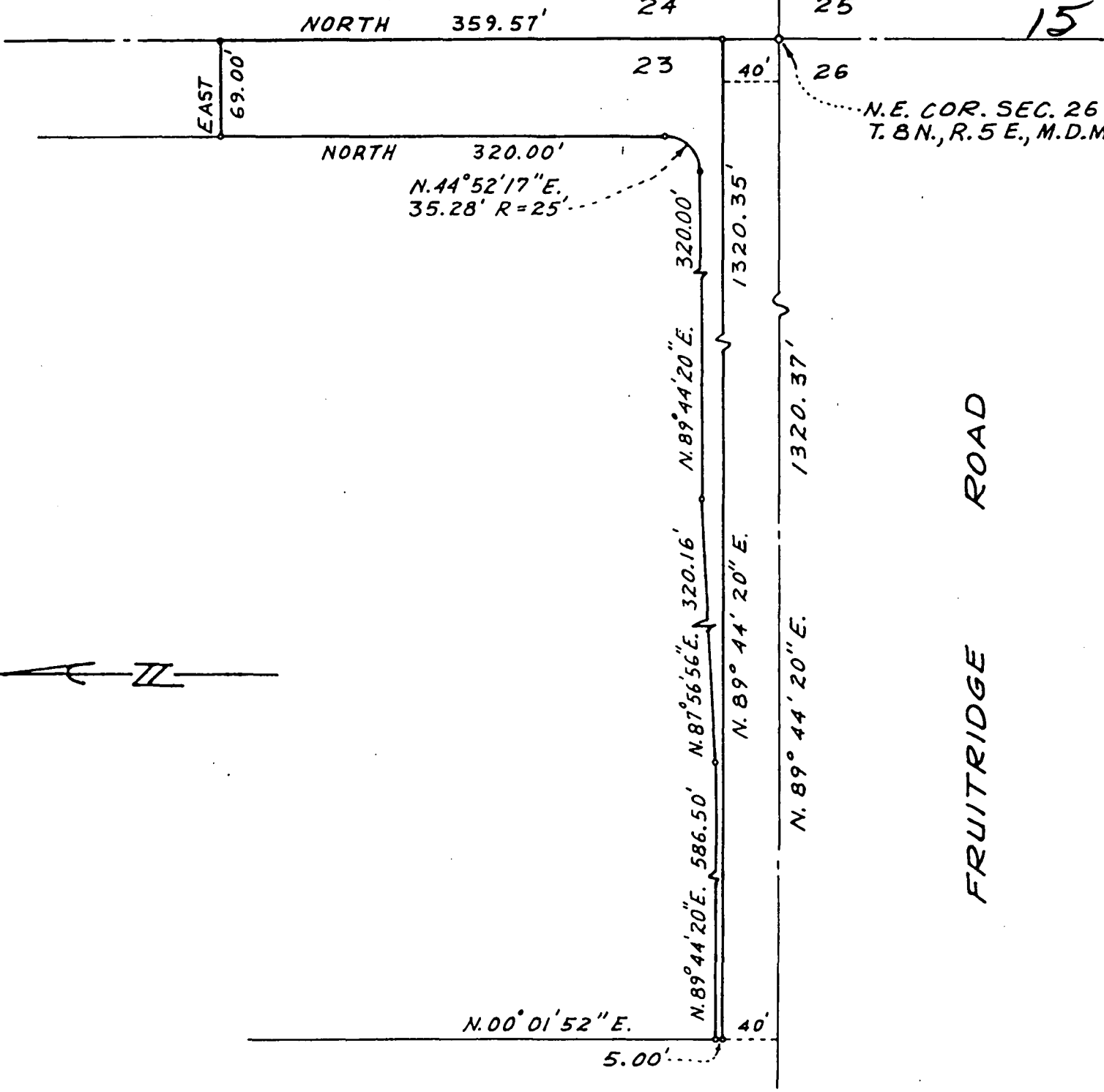
POWER INN ROAD TO C.C.T.C. R/R

PARCEL NO. 2486-6



FLORIN-PERKINS

ROAD 15

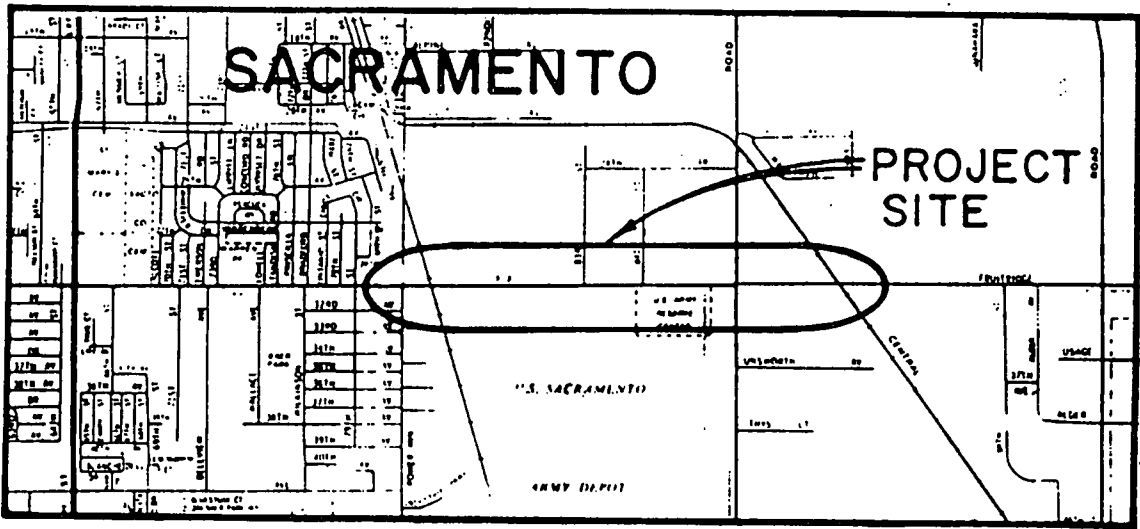


PARCEL MAP

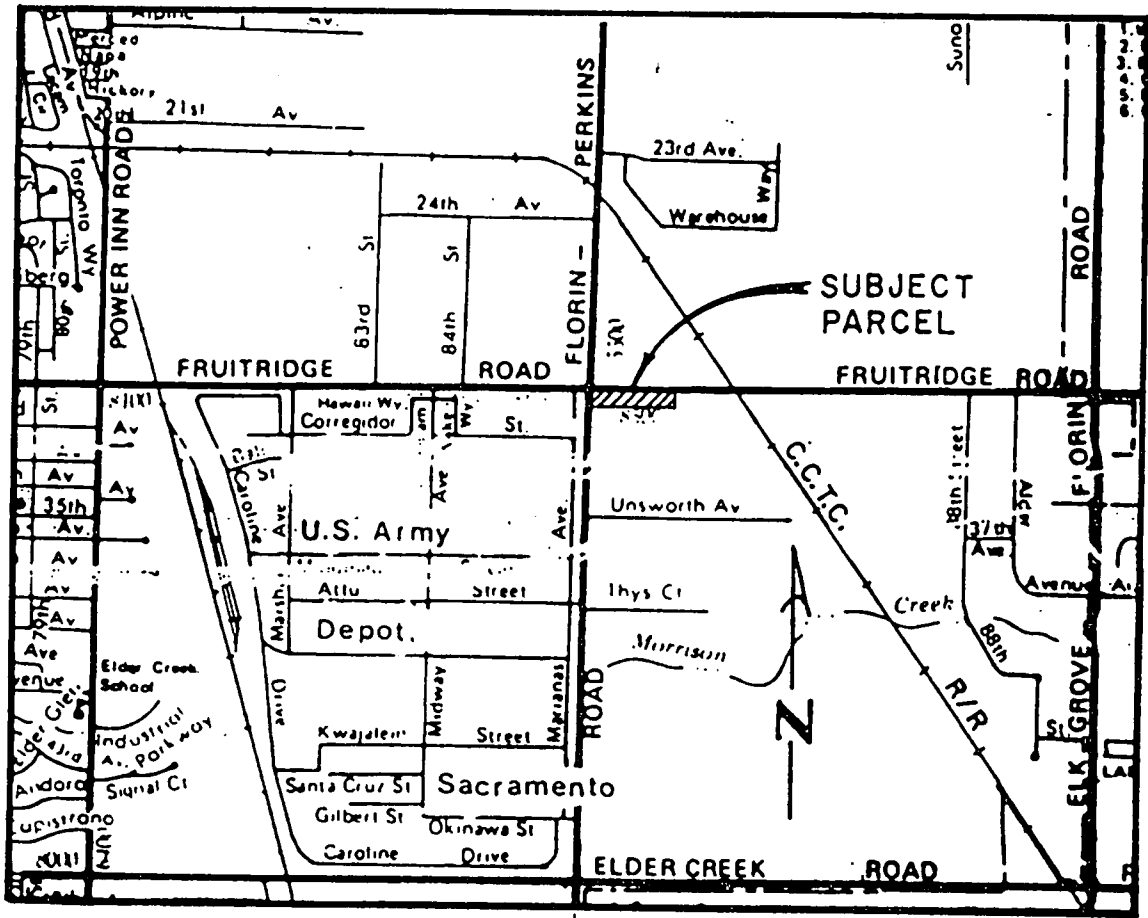
FRUITRIDGE ROAD

POWER INN ROAD TO C.C.T.C. R/R

PARCEL NO. 2486-6



VICINITY MAP



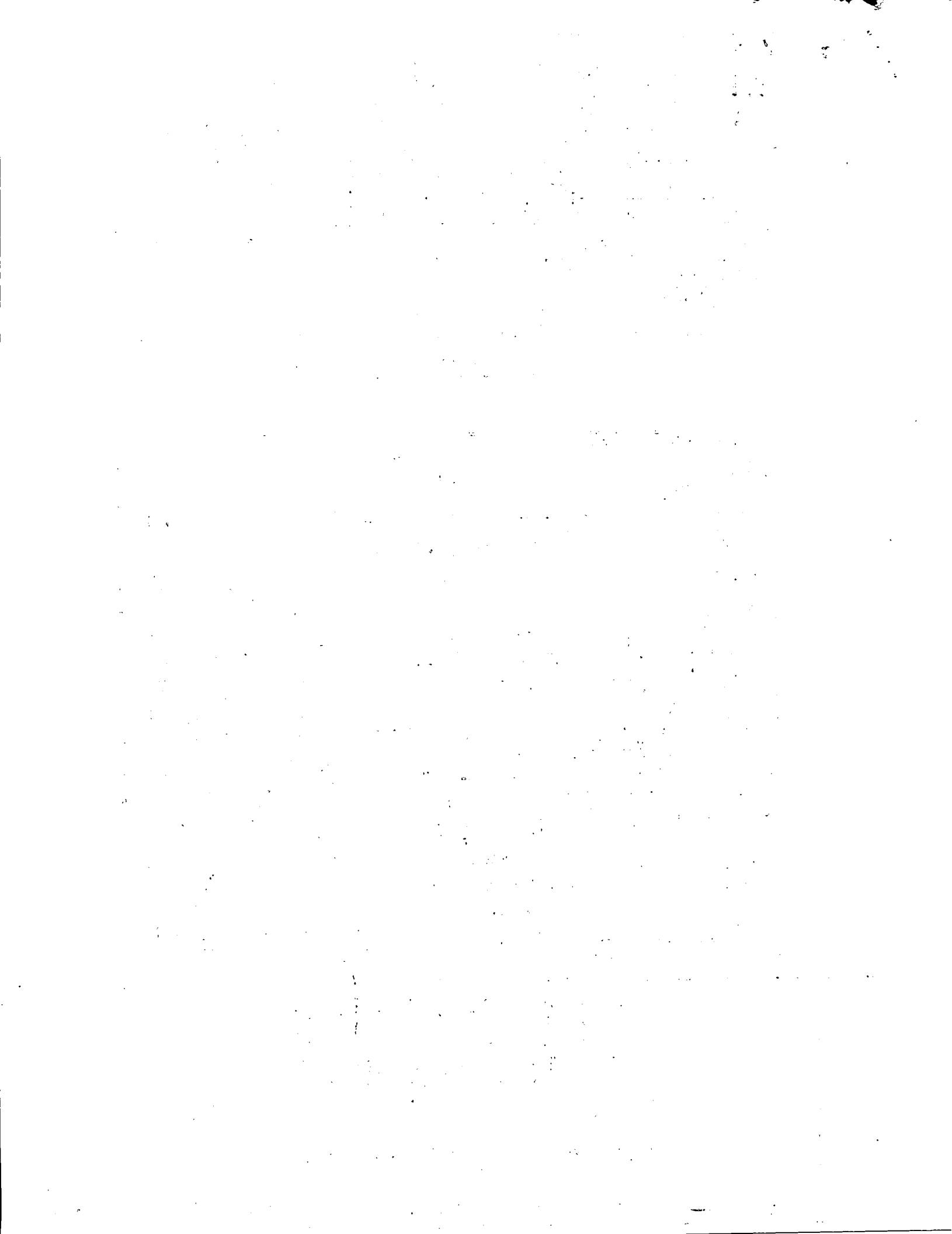
LOCATION MAP

FRUITRIDGE ROAD

POWER INN ROAD TO C.C.T.C. R/R

PARCEL NO. 2486-11





FLORIN - PERKINS

ROAD

N.00°03'45"W.

26

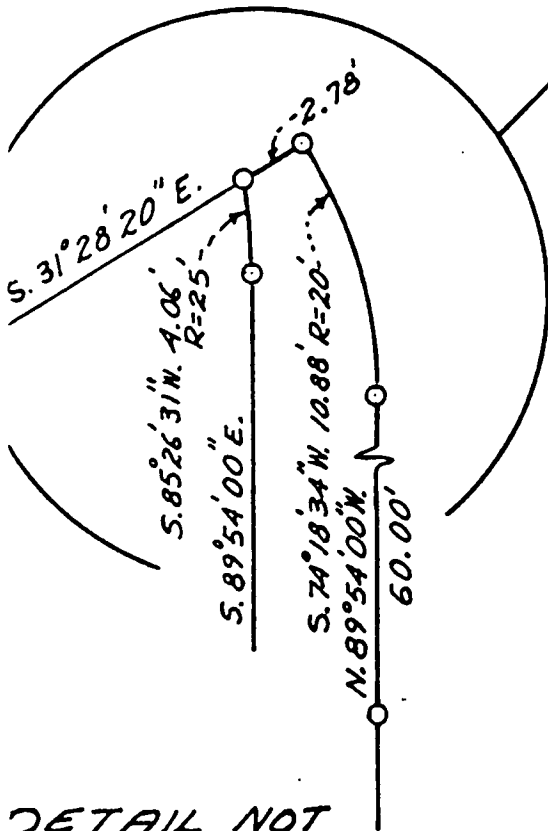
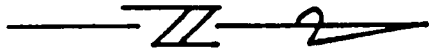
23

25

24

15

S.W. COR. SEC. 24
T. 8 N., R. 5 E., M.D.M.



DETAIL NOT TO SCALE

S. 31° 28' 20" E.
IDENTICAL

319.62'
S. 89° 54' 00" E.
N. 87° 29' 51" E. 220.23'
731.90'
N. 89° 54' 00" W.
381.81'
S. 88° 18' 36" W. 160.08'
S. 89° 54' 00" E. 187.19'
N. 89° 54' 00" W. 40.00'

N. 00° 03' 45" W.

10.00'

FRUITRIDGE ROAD

PARCEL MAP

FRUITRIDGE ROAD

POWER INN ROAD TO C.C.T.C. R/R



PARCEL NO. 2486-11