

ORDINANCE NO. 85-002

ADOPTED BY THE SACRAMENTO CITY COUNCIL ON DATE OF

JAN 2 1985

ORDINANCE AMENDING THE DISTRICTS ESTABLISHED BY THE COMPREHENSIVE ZONING ORDINANCE NO. 2550, FOURTH SERIES, AS AMENDED, BY REMOVING PROPERTY LOCATED AT THE NORTH-EAST CORNER OF RUSH RIVER DRIVE AND WINDBRIDGE DRIVE FROM THE AGRICULTURAL, A

AND PLACING SAME IN THE GARDEN APARTMENT-REVIEW, R-2B-R

(FILE NO. P-84-348)(APN:031-020-61; 031-060-10)

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 Garden Apartment-Review, R-2B-R 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 November 8, 1984, 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: NOV 26 1984

PASSED: JAN 2 1985

EFFECTIVE: FEB 1 1985


MAYOR

ATTEST:


CITY CLERK

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LEGAL DESCRIPTION

7440-055-3

PARCEL TO BE REZONED

All that portion of that certain parcel of land described in Book 74-02-05 of Official Records of Sacramento County, at Page 502, described as follows:

Beginning at the Northwest corner of that certain 73.985 acre tract, as said tract is shown on that certain Record of Survey entitled "Portion of Projected Sections 3, 4, 9 & 10, T. 7 N., R. 4 E., M.D.B. & M.," recorded in the office of the Recorder of Sacramento County in Book 34 of Surveys at Page 5; thence from said point of beginning along the Westerly boundary of said 73.985 acre tract South 23° 16' 15" West 44.46 feet; thence leaving said boundary North 72° 30' 57" West 94.87 feet; thence North 70° 13' 24" West 50.00 feet; thence North 72° 30' 57" West 8.33 feet; thence South 87° 30' 57" East 163.20 feet to the point of beginning, containing 0.080 acre more or less.

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THE SPINK CORPORATION
CHECKED: _____ DATE _____
TYPING _____
TRAVERSE *L. Spink*
MAP _____
DELIVERED TO: _____

Refer this description to title or map books or records of the County Recorder and the Planning Commission of the City of Sacramento for copy, on a separate sheet, if needed.