

ORDINANCE NO. 92-039

ADOPTED BY THE SACRAMENTO CITY COUNCIL

JUL 21 1992

ON DATE OF _____

ORDINANCE AMENDING THE DISTRICTS ESTABLISHED BY THE COMPREHENSIVE ZONING ORDINANCE NO. 2550, FOURTH SERIES, AS AMENDED, BY REMOVING PROPERTY LOCATED AT THE SOUTHEAST CORNER OF STOCKTON BLVD. AT 48TH STREET (8.1± ACRES) FROM THE C-2 AND R-2B-R AND PLACING THE SAME IN THE C-2-R (2.5± ACRES) AND R-2B-R (5.62± ACRES) ZONE(S) OR MORE RESTRICTIVE ZONE(S)

(FILE NO. P90-470)

(APN: 040-0021-039 & 040)

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 C-2-R AND R-2B-R zone(s) established by Ordinance No. 2550, Fourth Series, as amended, is hereby removed from said zones and placed in the C-2-R (2.5± acres) and R-2B-R (5.62± acres).

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.

FOR CITY CLERK USE ONLY

ORDINANCE NO.: 92-039

DATE ADOPTED: JUL 21 1992

- 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 on April 2,3 1992, on file in the office of the Planning Division, or any provision or modification thereof as subsequently reviewed and approved by the Planning Commission, no such permit shall be issued, and the Planning Division 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.

SECTION 3

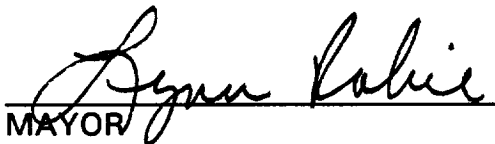
Rezoning of the property described in the attached exhibit(s) by the adoption of this Ordinance shall be deemed to be in compliance with the procedures for the rezoning of property prescribed in Ordinance No. 2550, Fourth Series, as said procedures have been affected by recent court decisions.

PASSED FOR PUBLICATION: July 7, 1992

PASSED: July 21, 1992

EFFECTIVE: August 21, 1992

VICE **MAYOR**



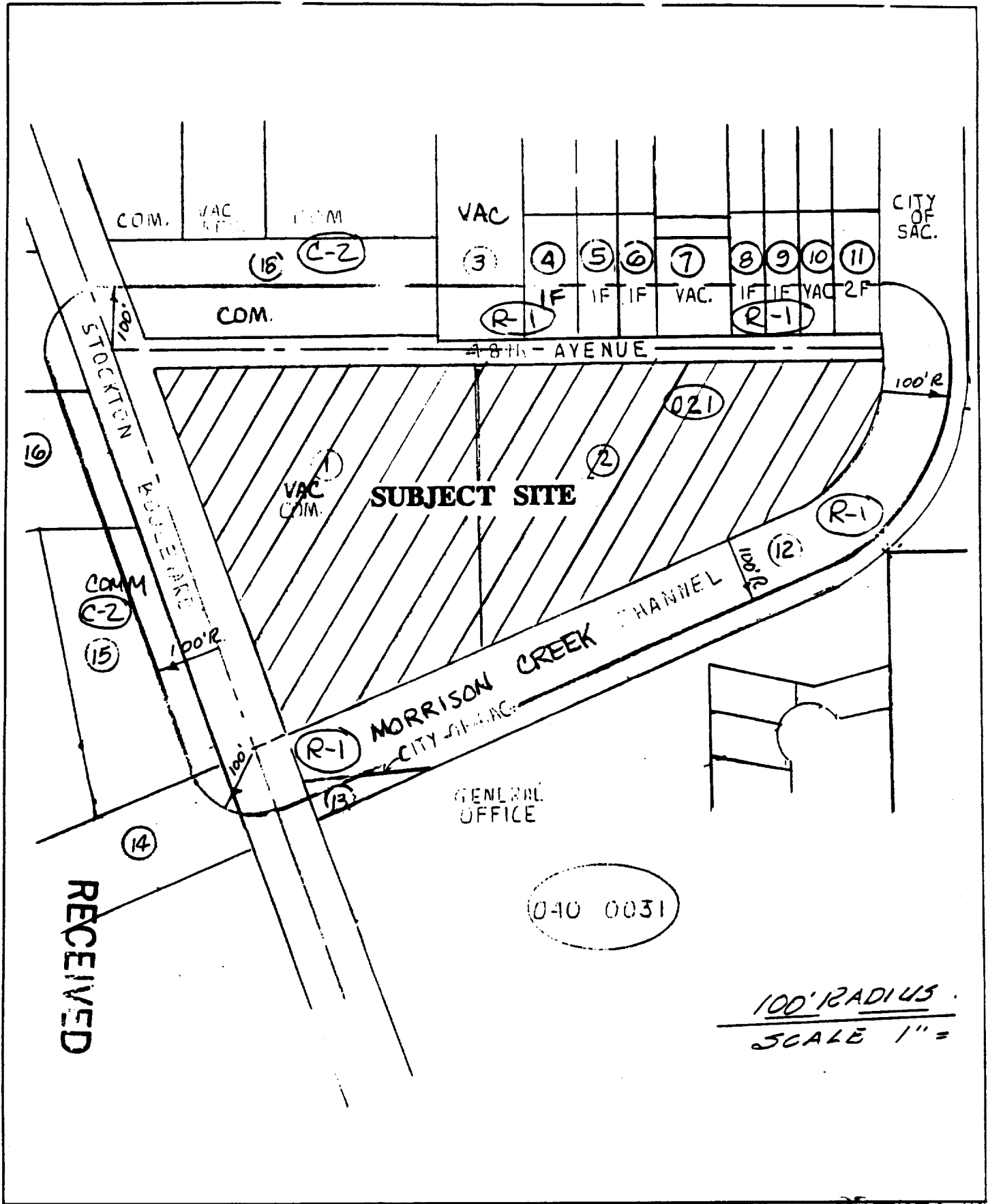
ATTEST:


CITY CLERK

FOR CITY CLERK USE ONLY

RESOLUTION NO.: **92-039**

DATE ADOPTED: **JUL 2 1992**



92-039

LAND USE & ZONING MAP RESOLUTION

EXHIBIT F

PROPOSED
LEGAL DESCRIPTION
Apartment Complex

A parcel of land situate in the City of Sacramento, County of Sacramento, State of California, being a portion of Lot 511 and all of Lot 510 of "Lake House Acres or Brook Realty County's Subdivision No. 113, according to the Official Plat thereof, filed in the office of the Recorder of Sacramento County of June 23, 1908 in Book 9 of Maps, Map No. 9 and all that portion of Lots 8 and 9 of "Lake House Acres or Brook Realty County's Subdivision No. 125", according to the amended Plat thereof, filed in the office of the Recorder of Sacramento County on July 20, 1909 in Book 9 of Maps, Map No. 43 which said parcel is located northerly and westerly of the northwesterly boundary of the 130.00 foot right-of-way known as Morrison Creek Channel, as described as Parcels 9 and 10 in that certain lis pendens recorded in Book 5241, page 191, Sacramento County Official Records.

EXCEPTING THEREFROM: The westerly 200.00 feet of said Parcel 511 of which the easterly line of said westerly 200.00 feet to parallel to the upper Stockton Boulevard.

DESCRIPTION
Shopping Center

A parcel of land situate in the City of Sacramento, County of Sacramento, State of California, being a portion of Lot 511 of "Lake House Acres or Brook Realty County's Subdivision No. 113, according to the Official Plat thereof, filed in the office of the Recorder of Sacramento County on June 23, 1908 in Book 9 of Maps, Map No. 9 more particularly described as follows:

The westerly 200.00 feet of said parcel 511, the easterly line of said westerly 200.00 feet is parallel to the upper Stockton Boulevard.

P90-470

April 23, 1992

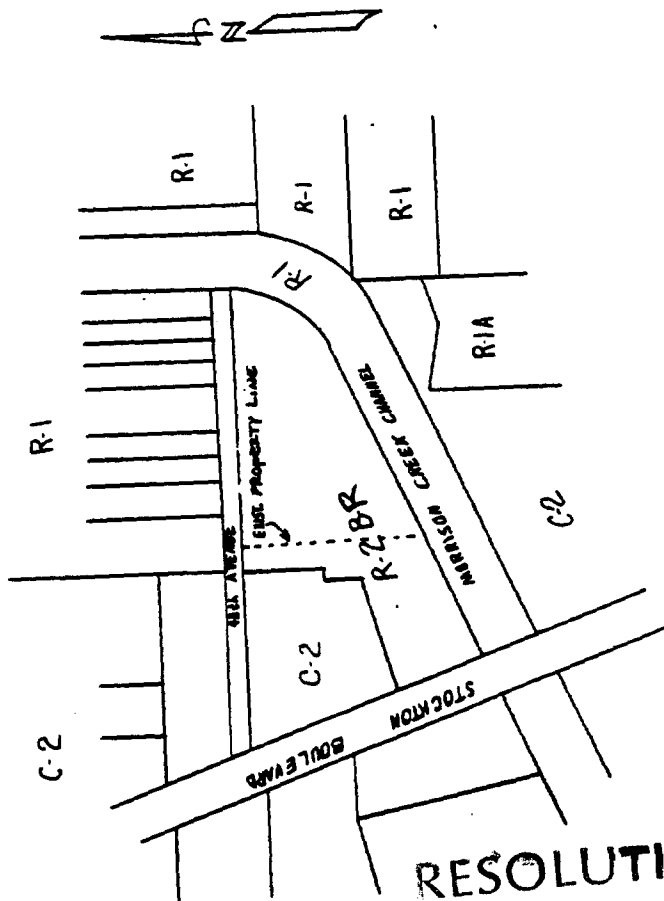
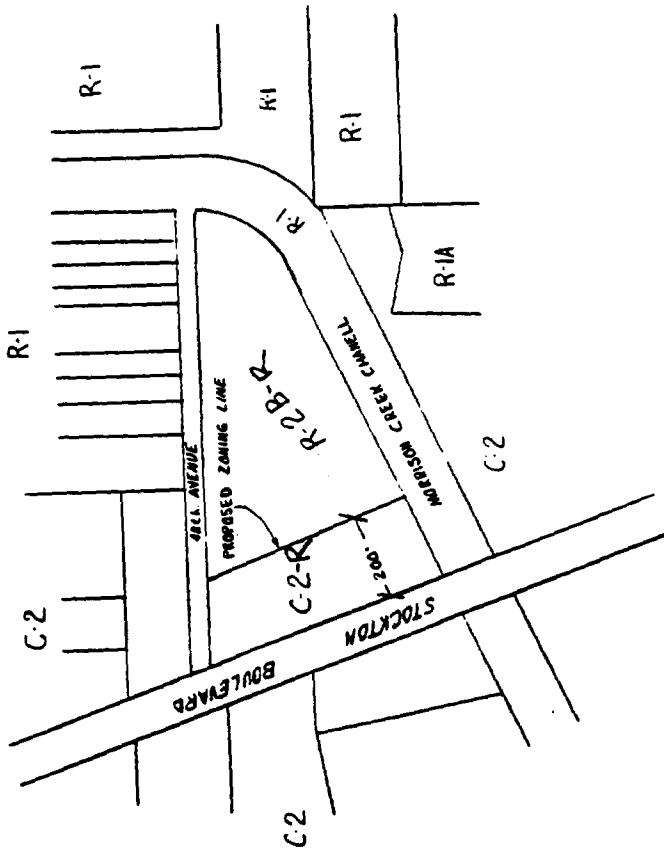
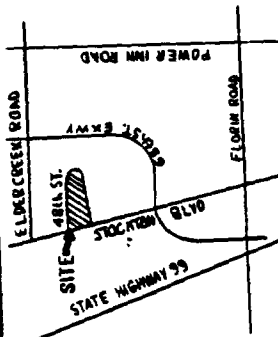
Revised
P 90-470
RESOLUTION # 70

JUL 21 1992 #

EXHIBIT A

ZONING MAP

ASSESSOR'S PARCEL NUMBER 040-021-0398040



ROSE'S ENGINEERING-GEOLOGY & SURVEY INC
9070 ELK GROVE BLVD
(916) 880-5445
ELK GROVE, CALIFORNIA
95824

CLIENT: PAT DESTEFANO
DRAWN BY: T. O'LEARY
SCALE: 1"=200'
DATE: FEBRUARY, 1992

P90-470

April 23, 1992

RESOLUTION 92-039
JUL 2 11 1992
Nem # 9