
DEPARTMENT OF
GENERAL SERVICES

CITY OF SACRAMENTO
CALIFORNIA

5730 24TH STREET
BUILDING 4
SACRAMENTO, CA 95822

FACILITIES AND REAL PROPERTY
MANAGEMENT DIVISION

PH 916-808-8251
FAX 916-808-8250

WO# 260290
ACQE: 07-01-03

January 22, 2009

CERTIFIED MAIL

Current Tenant
1671 Ferran Avenue
Sacramento, CA 95832

Attention: Current Tenant

**RE: PROJECT NAME: MEADOWVIEW ROAD FENCE IMPROVEMENTS PROJECT
RES FILE # ACQE: 07-01-03
APN (portion of): 052-0111-022**

You are being sent this letter and notice because you reside on property owned by Benny and Verna Ruiz, at 1671 Ferran Avenue, Sacramento, CA 95832. The law provides the procedure for public agencies to acquire private property, or interests therein, for public use. It requires that every agency, which intends to acquire property interests by condemnation, must notify the owners, and if necessary, the occupants, of that property of its intention to condemn and of the date, time and place of the hearing authorizing the action. Such notice must be given prior to submission of an authorizing resolution to the City Council for adoption. The purpose of the enclosed Notice of Hearing is to advise you, as occupant, that acquisition of a temporary interest in the property you reside in will be sought through judicial process if an amicable agreement is not reached with the property owner. The Notice does not mean that an agreement cannot be reached.

Agreement between an owner and the City of Sacramento may be delayed for a variety of good reasons; however, in order to maintain a schedule for construction of this project, certain procedural steps must be taken. One such step is to advise an owner, and if necessary, the occupants, of our hearing to acquire a temporary interest in the property through court proceedings. The Meadowview Road Fence Improvements Project, which requires acquisition of a temporary interest in the property you reside in (or a portion thereof), is now scheduled for construction in the near future.

The enclosed Notice of Hearing gives you an opportunity to appear before the City Council and raise questions concerning the public interest, necessity, and location of the project as it affects the property you reside in. If the Resolution is adopted, the City Council has the authority to file an eminent domain action in the Superior Court.

If you desire to appear before the City Council, please give proper notice to the City Clerk as indicated on the enclosed notice.

If you should have any questions in regards to this notice or the project, please contact me at (916) 808-5752.

Sincerely,

Ken Hancock
Real Property Agent

Enclosure

cc: Ruiz

CITY OF SACRAMENTO
NOTICE OF PUBLIC HEARING
ON ADOPTION OF RESOLUTION
AUTHORIZING ACQUISITION OF PROPERTY
BY EXERCISE OF THE POWER OF EMINENT DOMAIN
MEADOWVIEW ROAD FENCE IMPROVEMENTS PROJECT
(Code of Civil Procedure, Section 1245.235)

Current Tenant
1671 Ferran Avenue
Sacramento, CA 95832

RE: APN (portion of): 052-0111-022
RES FILE: ACQE 07-01-03

California Code of Civil Procedure, Section 1240.030, provides that the power of eminent domain may be exercised to acquire property, or an interest therein, for a proposed project if the following conditions are established:

- a) The public interest and necessity require the project.
- b) The project is planned or located in the manner that will be most compatible with the greatest public good and the least private injury.
- c) The temporary interest sought to be acquired from the property is necessary for the project.
- d) The offer required by Section 7267.2 of the Government Code has been made to the owner of record.

You are hereby notified that the City Council at its meeting to be held at **2:00 P.M. on February 10, 2009, in the City Council Chambers, City Hall, 915 I Street, Sacramento, California**, will be asked to decide if the above conditions are met concerning the property you reside in and, if so, to adopt a Resolution of Necessity.

The adopted Resolution would authorize the City of Sacramento to acquire the temporary interest in the property by eminent domain if necessary. The legal description and plat map of the required property are attached to this Notice and are marked Exhibits A & B.

You are entitled to appear and be heard before the City Council. To do so, you must file a written request to appear and be heard. All written requests to appear must be received by the City Clerk, 915 I Street, Sacramento, California, **not later than 5:00 P.M. on FEBRUARY 9, 2009. (This date is the Monday before the Council date)**

Your written statement should include a statement of the condition(s) that you feel are pertinent to the property you reside in. The three conditions, which may affect the property, are set forth above (designated (a), (b), and (c)). By designating which condition forms the basis of your concerns, and why, you will enable the City to better review the project's affect on the property.

The City Council must adopt a Resolution of Necessity before an eminent domain proceeding can be commenced. Within six months of the adoption of the Resolution of Necessity, the City of Sacramento will commence eminent domain proceedings in the Superior Court in Sacramento County.

If you wish to seek the advice of an attorney in this matter, you should do so promptly so that your written request to appear and be heard, if any, may be filed with the City in a timely manner.

Date of Mailing: January 22, 2009

Ken Hancock
Real Property Agent

Attachments
Exhibit A: Legal Description
Exhibit B: Plat Map

EXHIBIT A
APN 052-0111-022
TEMPORARY EASEMENT DESCRIPTION
Page 1 of 1

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

Parcel 1

All that Portion of Lot 128, as shown on the official plat of "Carella Gardens Unit No. 11" in Book 59 of Maps, Map No. 5, filed in the office of the Recorder of said county, described as follows:

Beginning at a point on the Southerly line of Meadowview Road, said point also being the Northwest corner of said Lot 128; thence from said Point of Beginning along the Northerly line of said lot Easterly, 55.00 feet to the Easterly line of said Portion of Lot 28 as described in Book 711101 or Official Deeds Page 237, recorded in the Office of the Recorder of said county; thence along said Easterly line, Southerly, 10.00 feet; thence parallel with said Northerly line to the Westerly line of said lot, Westerly 55.00 feet; thence along the Westerly line of said lot, Northerly, 10.00 feet, to the Point of Beginning, containing 550.00 square feet, more or less.



