

RESOLUTION NO. 2007-668

Adopted by the Sacramento City Council

September 11, 2007

APPROVING BOUNDARY MAP OF TERRITORY TO BE ANNEXED AND PRELIMINARILY APPROVING ENGINEER'S REPORT TO THE NEIGHBORHOOD WATER QUALITY DISTRICT (ANNEXATION 4)

BACKGROUND

- A. The City Council has previously formed the Neighborhood Water Quality District No. 2003-03 under Chapter 3.124 of the Sacramento City Code (Chapter 3.124).
- B. Buzz Oates Development L. P., a California Limited Partnership; The Marvin L. Oates Trust and Woodside Hampton Station, Inc., a California Corporation (Landowners), are the owners of the territory described in Exhibit A. Landowners have applied for a subdivision map covering this territory, and one of the conditions of approval for the subdivision map requires Landowners to annex the territory to the district. To fulfill this condition, Landowners presented to the City a petition requesting that the City commence proceedings for annexing the territory to the district in accordance with Chapter 3.124.
- C. The City has installed, constructed, or acquired within the territory described in Exhibit A, or will subsequently install, construct, or acquire, the public improvements generally described in Exhibit B. The City will also maintain and service these improvements in the manner generally described in Exhibit B. To finance the cost of providing the maintenance and service of improvements, and as requested by Landowners, the City Council proposes to annex to the district the territory described in Exhibit A.
- D. By Resolution No. 2007-667, and in response to Landowners' petition, the City Council (1) initiated proceedings to annex to the district the territory described in Exhibit A; (2) designated the Development Engineering Manager of the Development Services Department to be the Engineer for purposes of the annexing the territory to the district and levying an assessment to finance the maintenance, and service of improvements generally described in Exhibit B; (3) directed the Engineer to prepare and file with the City Clerk a map of the territory to be annexed, as required by

Streets and Highways Code section 3110; and (4) directed the Engineer to prepare and file with the City Clerk the Engineer's Report required by section 4 in article XIID of the California Constitution and Section 3.124.110 of the Sacramento City Code.

- E. As directed, the Engineer has prepared and filed with the City Clerk (1) a map entitled "Boundary Map Annexation #4 to the Neighborhood Water Quality District No. 2003-03" which shows the proposed boundaries of the territory to be annexed (the Boundary Map); and (2) an Engineer's Report prepared in accordance with section 4 in article XIID of the California Constitution and Section 3.124.110 of the Sacramento City Code (the Engineer's Report). The City Clerk has presented the Boundary Map and the Engineer's Report to the City Council for consideration and the City Council has fully considered both the Boundary Map and the Engineer's Report.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

- Section 1. The City Council finds and determines that the background statements A through E are true and correct.
- Section 2. The City Council approves the Boundary Map, a copy of which is attached as Exhibit C, and directs the City Clerk to endorse on the Boundary Map a certificate evidencing the date and adoption of this resolution.
- Section 3. The City Council preliminarily approves the Engineer's Report.
- Section 4. Exhibits A, B, B-1, and C are part of this resolution.

Table of Contents:

- Exhibit A: Legal Description of Territory to Be Annexed – 1 Page
Exhibit B: Description of Maintenance – 1 Page
Exhibit B-1: Map of Territory to Be Annexed – 1 Page
Exhibit C: Boundary Map – 1 Page

Adopted by the City of Sacramento City Council on September 11, 2007 by the following vote:

Ayes: Councilmembers Cohn, Fong, Hammond, McCarty, Pannell, Sheedy, Tretheway, and Waters .

Noes: None.

Abstain: None.

Absent: Mayor Fargo.



Kevin McCarty, Vice-Mayor

Attest:



Shirley Corcolino, City Clerk

Resolution Approving Boundary Map
EXHIBIT A

LEGAL DESCRIPTION OF TERRITORY TO BE ANNEXED

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

The subdivision map entitled "Hampton Station Unit No.1", recorded on July 13, 2007 in Book 370 of Maps, Map number 1, records of Sacramento County.

Resolution Approving Boundary Map
EXHIBIT B

DESCRIPTION OF MAINTENANCE, AND SERVICE OF IMPROVEMENTS

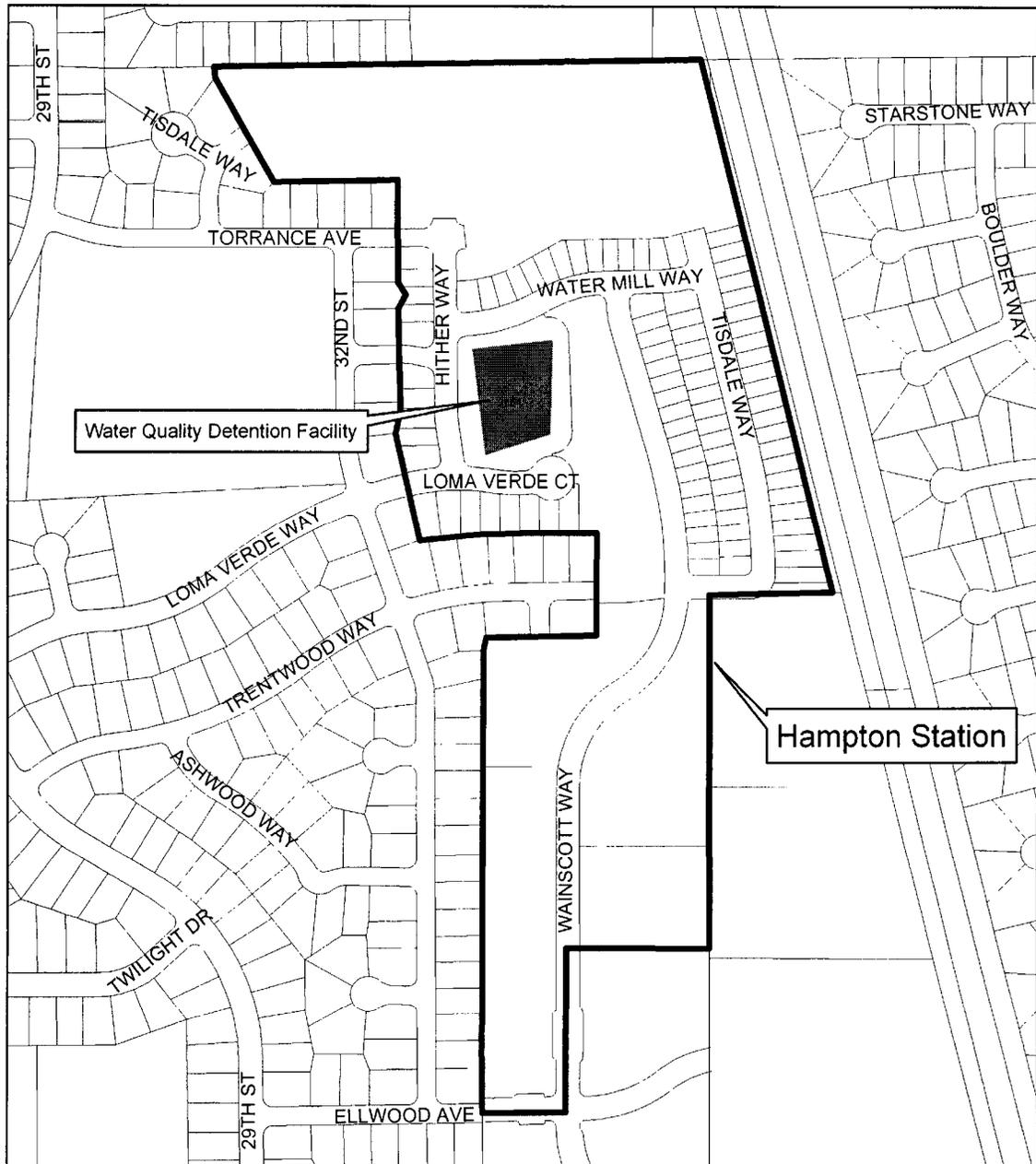
The Services to be provided within the subdivision entitled Hampton Station (lot A) the area to be annexed to the District are described as follows:

Furnish all tools, equipment, apparatus, facilities, labor, material, supplies and utilities necessary or desirable to maintain and service the landscaping, irrigation systems, drainage structures and water quality features as shown on Exhibit B-1, and more particularly described on plans and specifications approved by the City of Sacramento on file at the City of Sacramento, Development Services Department, 915 "I" Street, 3rd Floor, Sacramento, CA 95814.

The improvements to be maintained generally consist of landscaping, irrigation systems, drainage structures and water quality features for the maintenance areas within the subdivision identified on Exhibit B-1. Maintenance of said improvements shall include, but not be limited to, periodic mowing of grass and fertilizing, together with the regular furnishing of water for irrigation of all plant material, and the repair, maintenance, and replacement of irrigation systems, drainage structures, water quality features, planted materials, and amenities.

Resolution Approving Boundary Map
EXHIBIT B-1

Annexation #4 to the Neighborhood Water Quality District No. 2003-03
Hampton Station Subdivision



BMueller 8/7/07

