



# CITY OF SACRAMENTO

March 31st, 1981

REAL ESTATE AND STREET ASSESSMENTS DIVISION  
915 I STREET  
CITY HALL ROOM 207  
SACRAMENTO, CALIFORNIA 95814  
TELEPHONE (916) 449-5626

IRVIN E. MORAES  
REAL ESTATE SUPERVISOR

City Council  
Sacramento, California

CITY MANAGER'S OFFICE  
**RECEIVED**  
MAR 25 1981

Honorable Members In Session:

SUBJECT: Hearing on Acquisition of property for the Extension of Truxel Road northerly from San Juan Road.

BACKGROUND INFORMATION

The Hearing on the Resolution of Necessity for the acquisition of the additional right of way necessary for the extension of Truxel Road northerly from San Juan Road has been set for this date. One of the property owners has requested to be heard on this matter. (See attached Engineer's Report.)

The acquisition of this right of way is necessary in order, to allow the construction of the subdivision Villa San Juan located west of the Truxel Road Extension. Construction is proposed to start at once.

FINANCIAL DATA

All expenses for the acquisition of the right of way are being paid for by the subdivider.

RECOMMENDATION

It is recommended that the attached Resolution of Necessity be adopted.

Respectfully submitted,

R. H. Parker  
City Engineer

Recommendation Approved;

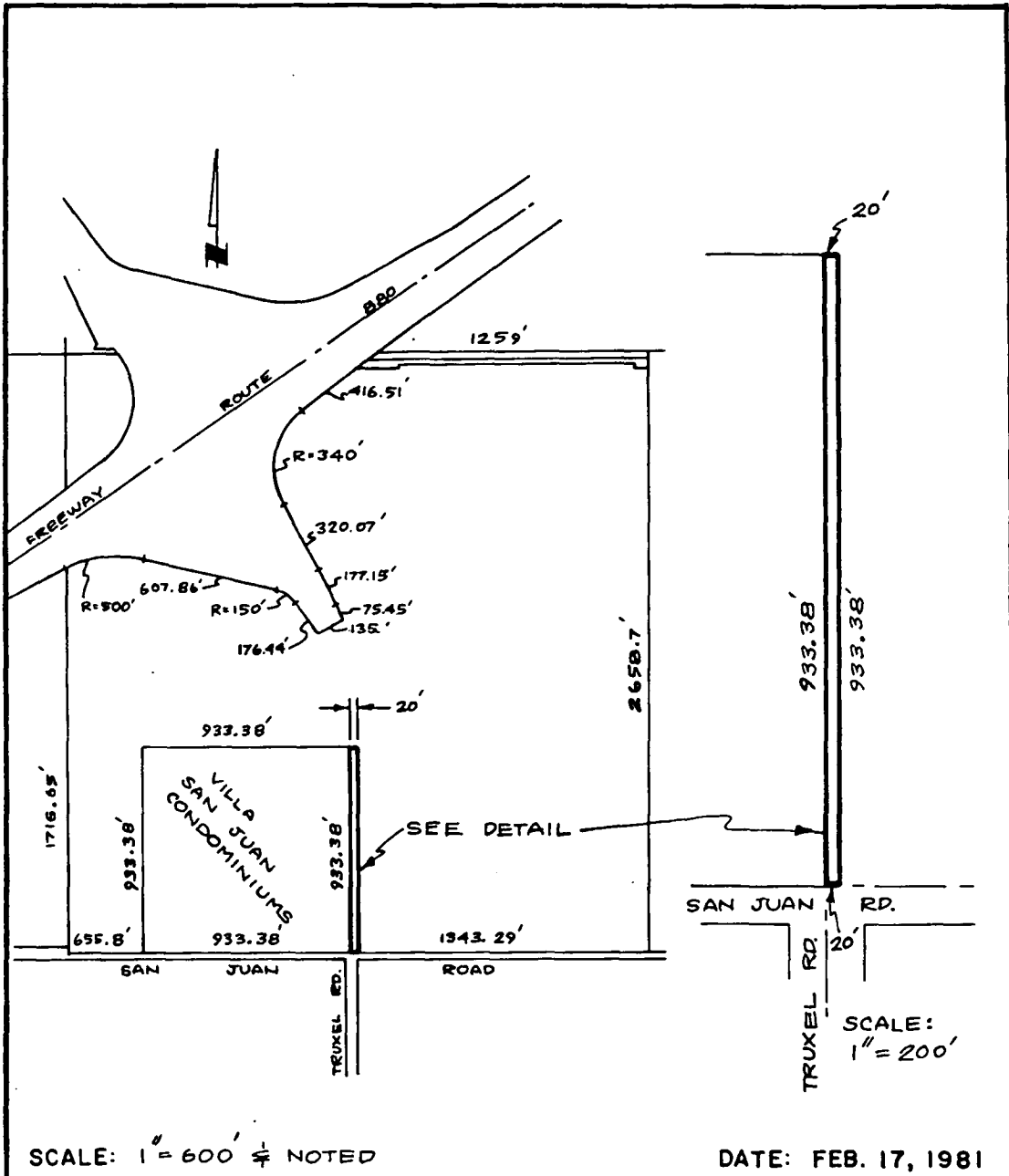
Walter J. Slipe  
City Manager

March 31st, 1981  
DISTRICT NO. 1

**APPROVED**  
BY THE CITY COUNCIL

MAR 31 1981

OFFICE OF THE  
CITY CLERK



SCALE: 1" = 600'  $\frac{1}{4}$  NOTED

DATE: FEB. 17, 1981

**PARCEL MAP**  
**EXTENSION OF TRUXEL ROAD**  
**PARCEL NO.**  
**2434-1**  
 CITY OF SACRAMENTO ENGINEERING DEPARTMENT

**RESOLUTION NO. 81-242**

Adopted by The Sacramento City Council on date of

MARCH 31ST, 1981

**RESOLUTION OF NECESSITY: ACQUISITION OF  
PARCEL 2434-1, PORTION OF THE NORTHERLY EXTEN-  
SION OF TRUXEL ROAD NORTH OF SAN JUAN ROAD**

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 Parcel 2434-1, (herein referred to as the "Subject Parcel").

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

3. That the Subject Parcel is to be taken for the following public use: road purposes.

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

5. That the Subject Parcel is generally located at Intersection of San Juan Road and Truxel Road, Sacramento, California.

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

a. The public interest and necessity require the Parcel for proposed northerly extension of Truxel Road north of San Juan Road.

b. The extension of Truxel Road will be in the manner that will be most compatible with the greatest public good and the least private injury.

c. The Subject Parcel is necessary for the extension of Truxel Road which will eventually tie into Interstate 880.

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

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

**APPROVED**  
BY THE CITY COUNCIL

MAR 31 1981

OFFICE OF THE  
CITY CLERK

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

8. The Subject Parcel, 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 2434-1

All that portion of the West one-half of Section 13, Township 9, North, Range 4 East, M.D.B. & M., described as follows:

A strip of land twenty (20.00) feet in width, measured at right angles, the Westerly line of which is described as follows:

BEGINNING at a point located on the Southerly line of said section 13, from which the Southwest corner thereof bears South 89° 51' 11" West 1302.50 feet; thence from said point of beginning North 00° 52' 47" West 933.38 feet.

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MAYOR

ATTEST:

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CITY CLERK

March 31st, 1981

CITY COUNCIL OF THE CITY OF SACRAMENTO

In the Matter of Widening the Extension     )  
of Truxel Road North of San Juan Road.     )     ENGINEER'S REPORT  
City Project No. 2434-1                     )

A Public Hearing was held on March 31st, 1981, pertaining to the acquisition of right of way necessary for the widening of the Truxel Road Extension, north of San Juan 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 South Natomas Community Plan on February 21st, 1978.
2. That the South Natomas Community Plan calls for the extension of Truxel Road from San Juan Road to its ultimate intersection and tie with Interstate Freeway 880,
3. That on April 29th, 1980, the City Council approved a Tentative Map for Villa San Juan which required the improvement of Truxel Road north of San Juan Road.
4. That in order for the City of Sacramento to extend said Truxel Road requires the acquisition of twenty feet of additional right of way east of Villa San Juan to provide for a north bound lane and emergency parking lane,
5. That the right of way necessary for the development of Villa San Juan Subdivision and will amount to a partial take from the easterly adjoining property owner and no structures are being acquired, therefore, no homeowner or resident will be required to move.
6. That on February 24th, 1981, the City Council adopted the Resolution Authorizing Giving Notice of Intent to Adopt Condemnation Resolution to acquire said Parcel.

7. That on February 26th, 1981, the City Clerk mailed, by certified mail, notices of a Hearing to be held on March 31st, 1981, for the 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.

8. That the final day for receiving written request to appear and be heard by the Council was March 24th, 1981.

9. That a written request to appear before the Council was received by the City Clerk prior to March 24th, 1981, (from James S. Reed, Attorney at Law, represneting Margaret C. Fong,) one of the owners.

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 31ST DAY OF MARCH, 1981.



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R. H. PARKER  
CITY ENGINEER



# CITY OF SACRAMENTO

February 24th, 1981

REAL ESTATE AND STREET ASSESSMENTS DIVISION  
915 I STREET  
CITY HALL ROOM 207  
SACRAMENTO, CALIFORNIA 95814  
TELEPHONE (916) 449-5626

CITY MANAGER'S OFFICE  
**RECEIVED**  
FEB 18 1981

RVIN E. MORAES  
REAL ESTATE SUPERVISOR

City Council  
Sacramento, California

Honorable Members in Session:

**SUBJECT:** Authorizing Giving of Notice of Intent to Adopt a  
Condemnation Resolution to Acquire Additional land  
for the Widening of Truxel Road North of San Juan Road

### BACKGROUND INFORMATION

On July 22nd, 1980, the City Council approved a tentative map for Villa San Juan. One of the conditions of approval of the tentative map was that the developer acquire an additional 20 feet of right-of-way from the property lying easterly of said subdivision to provide for the extension of the north bound traffic lane of Truxel Road together with parking north of San Juan Road. The developer has been unable to acquire said 20 feet of right-of-way and has offered the owner of the property its fair market value. The City Real Estate Division has also attempted to acquire the property on behalf of the developer at its appraised value and has also been turned down.

To enable the developer to obtain approval of his final map, it is necessary that the City acquire the necessary right-of-way by the use of its power of eminent domain.

### FINANCIAL DATA

The cost for said right-of-way is to be paid out of Major City Street Funds and has been established as \$16,000.00 by a private independent appraiser. Said \$16,000.00 will be deducted from any City contribution for the extra width pavement for San Juan Road and Truxel Road which are to be built as part of the subdivision. The total amount of City Road contribution is estimated to be \$32,400.00.

### RECOMMENDATION

It is recommended that the attached Resolution Giving of Notice of Intent to adopt Condemnation Resolution be adopted:

**APPROVED**  
BY THE CITY COUNCIL

FEB 24 1981

OFFICE OF THE  
CITY CLERK

Recommendation Approved

*Walter J. Slipe*  
Walter J. Slipe  
City Manager

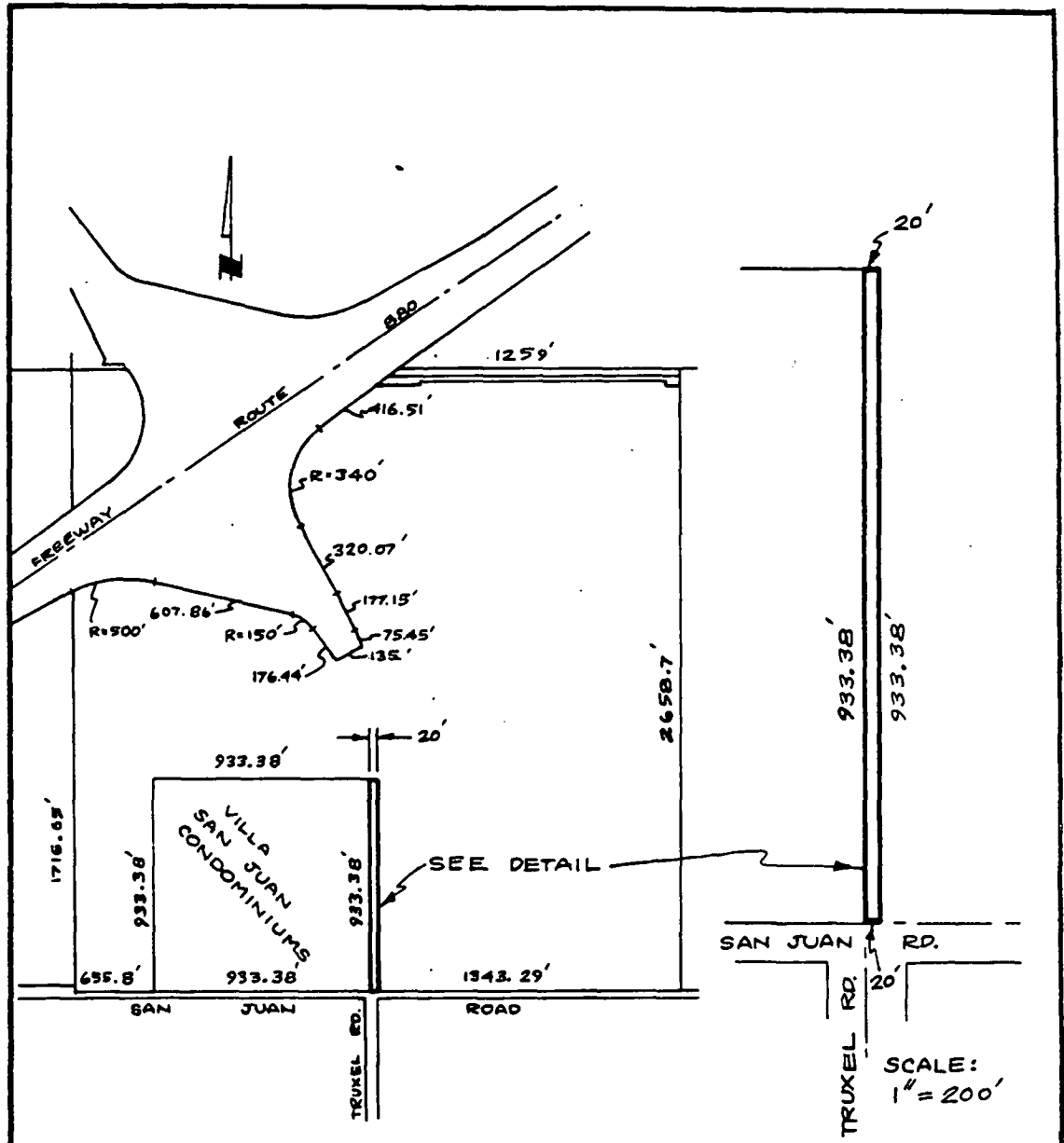
*3-31-81*

Respectfully submitted,

*R. H. Parker*

R. H. Parker  
City Engineer

February 24th, 1981  
DISTRICT NO. 1



SCALE: 1" = 600'  $\neq$  NOTED

DATE: FEB. 17, 1981

**PARCEL MAP**  
**EXTENSION OF TRUXEL ROAD**  
**PARCEL NO.**  
**2434-1**

CITY OF SACRAMENTO ENGINEERING DEPARTMENT



**RESOLUTION NO. 81-111**

Adopted by The Sacramento City Council on date of

FEBRUARY 24, 1981

RESOLUTION AUTHORIZING GIVING OF NOTICE OF INTENT  
TO ADOPT CONDEMNATION RESOLUTION:

ACQUISITION OF PARCEL 2434-1, PORTION OF NORTHERLY  
EXTENSION OF TRUXEL ROAD NORTH OF SAN JUAN ROAD

Recitals:

A. It has been recommended to the City Council that a certain parcel of property be acquired by the City for public use by this exercise of the power of eminent domain.

B. The City desires to afford the owner of such parcel the opportunity to appear and be heard at a public hearing concerning those matters specified in Section 1245.235 of the Code of Civil Procedure.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO AS FOLLOWS:

1. That the City Council announces its intent to adopt the attached resolution, marked Exhibit A.

2. That the City City Clerk is hereby authorized and directed to give the notice of said intention as required by Section 1245.235 of the Code of Civil Procedure.

3. That said notice shall provide that the City Council shall hold the hearing required by Section 1245.235 of the Code of Civil Procedure at the regular Council meeting to be held at 7:30 P. M. on March 31st, 1981 in the City Council Chambers and that the request to appear and be heard at said hearing shall be filed in writing in the office of the City Clerk not later than 5:00 P. M. on March 24, 1981.

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK

**APPROVED**  
BY THE CITY COUNCIL

FEB 24 1981

OFFICE OF THE  
CITY CLERK

## RESOLUTION NO.

Adopted by The Sacramento City Council on date of

MARCH 31ST, 1981

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"EXHIBIT A"

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

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