

39

# RESOLUTION NO. 86-075

ADOPTED BY THE REDEVELOPMENT AGENCY OF THE CITY OF SACRAMENTO  
ON DATE OF

November 25, 1986

## AMENDMENTS TO PERMIT COMMERCIAL USE AND APPROVAL OF LEASE ASSIGNMENT FOR AIRSPACE OVER "5TH" STREET AND "K" STREET OVERPASS

WHEREAS, the Redevelopment Agency of the City of Sacramento has made Declarations of Restrictions ("Declaration of Restrictions") recorded August 3, 1967, in Book 67-08-31, Page 1184, of the Sacramento County Recorder, which Declaration of Restrictions preclude general retail uses of the real property interest ("Property") in the airspace over the "5th" Street and "K" Street Overpass, more particularly described in the staff report filed herewith; and

WHEREAS, by lease ("Lease") recorded August 31, 1967, in Book 67-08-31, Page 1196 of the Sacramento County Recorder, the Agency has leased the Property to Tishman Sacramento, Inc. subject to the sublease of the Property to Bank of America NT & SA, which now desires to sell its interests in the leasehold and improvements to Copeland and Enterprises, Inc., for general retail uses; and

WHEREAS, the Agency deems general retail use to be a suitable use for the Property; now, therefore,

BE IT RESOLVED BY THE REDEVELOPMENT COMMISSION OF THE CITY OF SACRAMENTO:

Section 1. The Declarations of Restrictions and the Lease are amended to permit, in addition to the uses expressly permitted, general retail use of the Property.

Section 2. The Agency approves the assignment of the Lease to Copeland Enterprises, Inc. for general retail use of the Property, subject to the written agreement of Copeland Enterprises, Inc., to be subject to and comply with all of the existing Lease terms as so amended.

**RESOLUTION No. 86-075**

NOV 25 1986

39

Section 3. The Executive Director is authorized to execute all documents and do all acts necessary to carry out the intent of this resolution.

Gene Rudin  
CHAIR

ATTEST:

William H. Ryan  
SECRETARY

0579L

**RESOLUTION No. 86-075**

NOV 25 1986