

RESOLUTION NO. 2005-491

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF JUN 28 2005

RESOLUTION RESCINDING THE PLANNING ENTITLEMENTS FOR THE ISLANDS AT RIVERLAKE RESIDENTIAL PROJECT (P01-133)

(APNs: 031-1210-003 and 061, 031-1200-073, 031-1030-015 and 031, 031-1300-048)

BACKGROUND:

A. The City Council adopted Resolution No. 2003-393 on June 17, 2003, which adopted a notice of decision and findings of fact approving the following planning entitlements for the Islands at Riverlake residential project:

1. **Environmental Determination:** Mitigated Negative Declaration;
2. **Mitigation Monitoring Plan;**
3. **Special Permit** to develop detached single-family dwellings within the LPPT PUD;
4. **Tentative Map** subdividing 20.6 vacant acres into 139 single-family lots in the Single-family Alternative Planned Unit Development (R-1A PUD) zone; and
5. **Subdivision Modification** to reduce the standard 41' right-of-way width for a street.

B. In *The Pocket Protectors v. City of Sacramento* (2005) 124 Cal.App.4th 903, the California Court of Appeal for the Third Appellate District ruled that the City's certification of the Mitigated Negative Declaration for this project was invalid and ordered that the City prepare an Environmental Impact Report.

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

The planning entitlements listed in paragraph A of the Background are rescinded, effective immediately.

HEATHER FARGO

MAYOR

ATTEST:

SHIRLEY CONCOLINO

CITY CLERK

P01-133

FOR CITY CLERK USE ONLY

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