



DEVELOPMENT SERVICES DEPT  
PLANNING DIVISION

**CITY OF SACRAMENTO**  
CALIFORNIA

1231 I STREET  
ROOM 300  
SACRAMENTO, CA  
95814-2998

PLANNING  
916-808-5381  
FAX 916-808-5328

**June 13, 2005**

City Council  
Sacramento, California

Honorable Members in Session:

**SUBJECT: STRAWBERRY FIELD DEVELOPMENT AGREEMENT TIME EXTENSION (P03-134)**

**LOCATION AND COUNCIL DISTRICT:** Located south of Arena Boulevard, west of Airport Road at Endeavor Way. Council District 1.

**RECOMMENDATION:**

This report recommends the item be passed for publication of title and continued to July 21, 2005.

**CONTACT PERSON:** Stacia Cosgrove, Associate Planner, 808-7110  
David Kwong, Interim Principal Planner, 808-2691

**FOR COUNCIL MEETING OF:** June 28, 2005

**SUMMARY:**

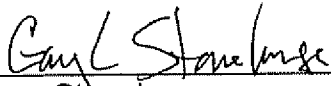
This item is presented at this time for approval of publication of title pursuant to City Charter, Section 32.

**BACKGROUND INFORMATION:**

Prior to publication of an item in a local paper to meet legal advertising requirements, the City Council must first pass the item for publication. The City Clerk then transmits the title of the item to the paper for publication and advertising the meeting date.



Respectfully submitted,

  
\_\_\_\_\_  
Gary Stonehouse  
Planning Director

RECOMMENDATION APPROVED:


  
\_\_\_\_\_  
ROBERT P. THOMAS  
City Manager

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# ORDINANCE NO.

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF \_\_\_\_\_

**AN ORDINANCE POSTPONING THE EFFECTIVE DATE OF A DEVELOPMENT AGREEMENT BETWEEN THE CITY OF SACRAMENTO AND TOWNE DEVELOPMENT OF SACRAMENTO, INC., FOR PROPERTY LOCATED SOUTH OF ARENA BOULEVARD, WEST OF AIRPORT ROAD AT ENDEAVOR WAY, IN NORTH NATOMAS, SACRAMENTO, CA.**

(APNs: 225-0150-015, -018, and a portion of -036) (P03-134)

## **BE IT ENACTED BY THE COUNCIL OF THE CITY OF SACRAMENTO:**

SECTION 1. On March 22, 2005, City Council approved the project entitlements for the Strawberry Field project, including a Development Agreement between the City of Sacramento and Towne Development of Sacramento, Inc. The definition of Effective Date on page 8 of the agreement provides that Towne Development must acquire title to the covered property within 90 days after the ordinance that approved the agreement takes effect. Because unanticipated environmental conditions have delayed Towne Development's acquisition of title, the parties now desire to amend the definition of Effective Date so that Towne Development has an additional 90 days to acquire title. The City Manager has deemed this amendment to be non-substantive for purposes of section 18.16.130 in the Sacramento City Code.

## SECTION 2

The City Council finds:

1. The definition of Effective Date, found on page 8 of the Strawberry Field Development Agreement, is amended to read in its entirety as follows:

**Effective Date:** the date on which the ordinance approving this agreement becomes effective, but only if LANDOWNER holds fee title to the Property on that date. If LANDOWNER acquires fee title to the Property after the date the approving ordinance becomes effective, then the Effective Date will be the date LANDOWNER acquires fee title, subject to the following:

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**FOR CITY CLERK USE ONLY**

ORDINANCE NO.: \_\_\_\_\_

DATE ADOPTED: \_\_\_\_\_

this Agreement will be void and unenforceable if LANDOWNER does not acquire fee title within 180 days after the approving ordinance becomes effective.

SECTION 3. The foregoing amendment to the Strawberry Field Development Agreement is hereby approved, and, when this ordinance is effective, the Mayor is authorized to execute on behalf of the City of Sacramento all documents required to implement the amendment.

PASSED FOR PUBLICATION:

PASSED:

EFFECTIVE:

\_\_\_\_\_  
MAYOR

ATTEST:

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

(P03-134)

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ORDINANCE NO.: \_\_\_\_\_

DATE ADOPTED: \_\_\_\_\_