



CITY OF SACRAMENTO

CITY PLANNING DEPARTMENT

725 "J" STREET

SACRAMENTO, CALIF. 95814
TELEPHONE (916) 449-5604

MARTY VAN DUYN
PLANNING DIRECTOR

August 28, 1980

City Council
Sacramento, California

Honorable Members in Session:

- SUBJECT:
1. Rescinding Resolutions 80-494 and 80-495 approving Schematic Plan and Tentative Map for Delta Point West;
 2. Repeal Rezoning Ordinance 4393 for Delta Point West (P-8997)

LOCATION: Northeast corner of Truxel Road and Garden Highway

SUMMARY

On July 29, 1980, the City Council approved development plans for Delta Point West by adopting the above referenced Resolutions and Ordinance. Subsequent to the Council's action, it was determined that an appeal of the Negative Declaration for the project had been timely filed. The appeal of the negative declaration in effect nullified the Council's action for Delta Point West. It is therefore necessary to rescind the previously approved resolutions and repeal the rezoning ordinance. The attached documents must be adopted to accomplish this action.

RECOMMENDATION

Staff recommends that the City Council adopt the attached resolutions and ordinance.

Respectfully submitted,

Howard me for:
Marty Van Duyn
Planning Director

FOR CITY COUNCIL INFORMATION
WALTER J. SLIPE
CITY MANAGER

MVD:HY:bw
Attachments
P-8997

APPROVED
BY THE CITY COUNCIL

SEP 2 1980

OFFICE OF THE
CITY CLERK

September 2, 1980
District No. 1

RESOLUTION NO. ~~1111~~ 80-580

Adopted by The Sacramento City Council on date of
September 2, 1980

RESCINDING RESOLUTIONS 80-494 AND 80-495 FOR
DELTA POINT WEST (P-8997) (APN: 274-061-21, 22)

The Council of the City of Sacramento hereby resolves
that Resolutions 80-494 and 80-495 are hereby rescinded.

MAYOR

ATTEST:

CITY CLERK

P-8997

APPROVED
BY THE CITY COUNCIL

SEP 2 1980

OFFICE OF THE
CITY CLERK

44M
ORDINANCE NO. FOURTH SERIES

AN ORDINANCE REPEALING ORDINANCE NO. 4393
OF THE CITY OF SACRAMENTO COMPREHENSIVE
ZONING ORDINANCE NO. 2550, FOURTH SERIES
(P-8997) AND DECLARING SAID ORDINANCE TO
BE AN EMERGENCY MEASURE TO TAKE EFFECT
IMMEDIATELY

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

SECTION 1.

Ordinance No. 4393, Fourth Series, which rezoned certain property from the R-3-R Light Density Multiple Family Review and R-1AR Townhouse Review Zones to R-1A(PUD) Townhouse and R-3R(PUD) Light Density Multiple Family Review in connection with the project known as Delta Point and which was enacted on July 29, 1980 is hereby repealed.

SECTION 2.

The provisions of Section 13-A-8 and 9 of the Comprehensive Zoning Ordinance of the City of Sacramento, Ordinance No. 2550, Fourth Series, relating to notice and hearings on amendments to the Comprehensive Zoning Ordinance shall not apply to this Ordinance due to the emergency set forth below.

SECTION 3.

This Ordinance is hereby declared to be an emergency measure to take effect immediately. The facts constituting the emergency are the timely appeal of the negative declaration on the project and the need to hear the appeal on the negative declaration before taking action on the Delta Point Project. It is therefore necessary that this ordinance take effect immediately to repeal Ordinance No. 4393 so that a hearing on the appeal may be conducted.

PASSED:

EFFECTIVE:

ATTEST:

MAYOR

APPROVED
BY THE CITY COUNCIL

SEP 2 1980

CITY CLERK

OFFICE OF THE
CITY CLERK

In the matter of the decision of)
the City Council on application)
P-8997, Special Permit to develop)
190 townhouse-condominium units)
within the Delta Point PUD)
located at the northeast corner)
of Truxel Road and Garden Highway)

NOTICE OF DECISION
AND
FINDINGS OF FACT

At its regular meeting of September 2, 1980, the City Council heard and considered evidence in the above entitled matter. Based on oral and documentary evidence at such hearing, the Council approved the project based on the following findings:

1. The proposal is based on sound principles of land use in that:
 - a. Adequate parking is provided.
 - b. The townhouse-condominium units are suitable for the subject site and is compatible with surrounding land uses.
 - c. The site is located along a major street.
2. The proposal will not be injurious to surrounding properties in that the design criteria and schematic plan will insure the proper development of the site in relation to the area.
3. The proposal is consistent with both the 1974 General Plan and the South Natomas Plan which designates the site for residential purposes.

Wesley L. Henderson

MAYOR

ATTEST:

Lorraine Mejera

CITY CLERK



CITY OF SACRAMENTO

OFFICE OF THE CITY CLERK

915 I STREET

CITY HALL ROOM 203

SACRAMENTO, CALIFORNIA 95814

TELEPHONE (916) 449-5426

LORRAINE MAGANA
CITY CLERK

September 3, 1980

John Pitalo
Morton & Pitalo, Inc.
1767-J Tribute Road,
Sacramento, CA 95815

Dear Mr. Pitalo,

On September 2, 1980, the City Council approved the following for property located Northeast corner of Truxel Road and Garden Highway (P-8997):

A. Resolution rescinding Resolutions 80-494 and 80-495 for Delta Point West which approved the Schematic Plan and Tentative Map.

B. Ordinance repealing rezoning Ordinance 4393.

Sincerely,


Lorraine Magana
City Clerk

LM/mm/26

Enc: Certified copy of Resolution
Certified copy of Ordinance

cc: Planning Department
Robert Doyle
Treetops Unlimited