

CITY COUNCIL MEETING
May 8, 1991

CC-35(a)

The meeting was called to order by Mayor Hinchman.

Debra D. Loh, Consultant, Jones & Stokes Associates, Inc. reviewed the changes in the following elements of the City of Lodi General Plan Update proposed by the Planning Commission:

- a) Circulation
- b) Noise
- c) Conservation
- d) Parks, Recreation and Open Space
- e) Health and Safety
- d) Urban Design and Cultural Resources

General Plan Update appendix A changes proposed by the Planning Commission were also outlined.

Following discussion, on motion of Mayor Hinchman, Sieglock second, the City Council set a public hearing at a joint meeting of the Lodi City Council and the Lodi City Planning Commission to be held at 7:30 p.m. on Wednesday, June 12, 1991 to consider the following matters:

- a) to consider the Planning Commission's recommendations regarding the City of Lodi General Plan;
- b) to consider certification of the City of Lodi General Plan Final Environmental Impact Report as adequate environmental documentation regarding the matter; and
- c) to consider the adoption of the City of Lodi General Plan update.

BROWN, HALL, SPATOLA, CLAIR & MCKINLEY

LAW OFFICES

THE FOUNTAINS

3031 WEST MARCH LANE, SUITE 230 WEST
STOCKTON, CALIFORNIA 95219-6500

(209) 477-8171

FAX (209) 477-2549

NAT BROWN
JERRY D. HALL
CHARLES R. SPATOLA
STEVEN A. CLAIR
JOHN H. MCKINLEY
RONALD M. STEIN

RECEIVED
1991 MAY -6 AM 9:23
ALICE W. REIMCHE
CITY CLERK
CITY OF LODI

May 2, 1991

ALICE W. REIMCHE
CITY CLERK
CITY OF LODI
221 W. PINE ST.
LODI CA 95240

Re : Southwest Corner Kettleman Lane and Sylvan Way --
General Plan Designation

Dear Alice,

I would appreciate your submitting the attached letter to the City Council. It is my understanding that the City Council is in the process of amending the City's General Plan. Unfortunately, I was unable to be at the last City Council meeting regarding the land uses in the new General Plan.

I am interested in letting the City Council know that I am representing property owner, who is interested in having the property located at the Southwest corner of Kettleman Lane and Sylvan designated on the General Plan as commercial rather than office, as it is presently designated the General Plan.

It is my understanding that the Planning Commission in reviewing the General Plan made a determination to leave the property at the Southwest corner of Kettleman Lane and Sylvan Way as office rather than amending it to commercial. However, I would ask on behalf of my client to have the

Council review the General Plan designation of this property and change same from office to commercial. Thank you.

Sincerely,

BROWN, HALL, SPATOLA, CLAIR & MCKINLEY



RONALD M. STEIN

RMS/rjs

c: Tom Peterson
City Manager
Jim Schroeder
Community Dev. Dir.

C:\DATA\Z\SCHIRMKE

BROWN, HALL, SPATOLA, CLAIR & MCKIN.

LAW OFFICES

THE FOUNTAINS

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STEVEN A. CLAIR
JOHN H. MCKINLEY
RONALD M. STEIN

May 2, 1991

DAVID M. HINCHMAN, MAYOR
AND CITY COUNCIL
CITY OF LODI
221 E. PINE ST.
LODI CA 95240

Re: Southwest Corner Kettleman Lane and Sylvan Way --
General Plan Designation

Dear Mayor and Council members,

It is my understanding that the City Council, at this time, is in the process of updating the general plan for the City of Lodi. One property which the Planning Commission has already considered is the Southwest corner of Kettleman Lane at Sylvan Way. It is my understanding that the property is presently designated on the Lodi General Plan, land use diagram as office. My client is interested in having that property redesignated general commercial on the General Plan.

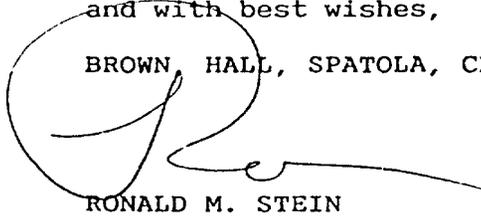
It is my understanding that the Lodi Planning Commission already reviewed that particular site and determined to keep that the site designated as office on the Lodi General Plan Land use diagram update. On behalf of my client, I would appreciate the City Council reviewing the City Planning Departments decision with an eye towards amending the Lodi General Plan Land Use for that property from office to general commercial. It is my understanding that the City Council will be holding a public hearing on the land uses, in the new general plan and we would appreciate being on calendar for that hearing and would appreciate the Council going forward with reviewing that land use designation.

For your information, my client has filed with the Planning Department an application for a General Plan Rezoning and Tentative Map change for that property.

However, with the City Council reviewing the General Plan, at this time, it would make some sense to attempt to have the change in the General Plan made with the other General Plan changes. Thank you very much for any consideration you give to my client in this matter.

Sincerely yours,
and with best wishes,

BROWN, HALL, SPATOLA, CLAIR & MCKINLEY

A handwritten signature in black ink, appearing to be 'RMS', is written over the printed name 'RONALD M. STEIN'. The signature is fluid and cursive, with a large loop at the beginning and a long horizontal stroke extending to the right.

RONALD M. STEIN

RMS/rjs

C:\DATA\Z\SCHNCHMN

NOTICE

The Lodi City Council will conduct a public hearing
at 7:30 p.m. on Wednesday, June 12, 1991 in the
Carnegie Forum, 305 West Pine Street, Lodi
to consider the following matters:

- a) to consider the Planning Commission's recommendations regarding the City of Lodi General Plan;
- b) to consider certification of the City of Lodi General Plan Final Environmental Impact Report as adequate environmental documentation regarding the matter; and
- c) to consider the adoption of the City of Lodi General Plan update.

For further information, call the City Clerk's office
at 333-6702.

Note: Please run regular columnar bordered ad

DECLARATION OF MAILING

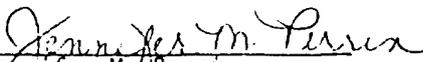
On May 10, 1991 in the City of Lodi, San Joaquin County, California, I deposited in the United States mail, envelopes with first-class postage prepaid thereon, containing a copy of the Notice attached hereto, marked Exhibit "A"; said envelopes were addressed as is more particularly shown on Exhibit "B" attached hereto.

There is a regular daily communication by mail between the City of Lodi, California, and the places to which said envelopes were addressed.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on May 10, 1991, at Lodi, California.

Alice M. Reimche
City Clerk



Jennifer M. Perrin
Deputy City Clerk

DEC/01
TXTA.FRM



CITY OF LODI

CARNEGIE FORUM
305 West Pine Street, Lodi

NOTICE OF PUBLIC HEARING

Date: June 12, 1991

Time: 7:30 p.m.

For information regarding this Public Hearing
Please Contact:

Alice M. Reimche
City Clerk

Telephone: 333-6702

NOTICE OF PUBLIC HEARING

June 12, 1991

NOTICE IS HEREBY GIVEN that on Wednesday, at the hour of 7:30 p.m., or as soon thereafter as the matter may be heard, the City Council will conduct a public hearing to consider the following matter:

- a) to consider the Planning Commission's recommendations regarding the City of Lodi General Plan;
- b) to consider certification of the City of Lodi General Plan Final Environmental Impact Report as adequate environmental documentation regarding the matter; and
- c) to consider the adoption of the City of Lodi General Plan update.

All interested persons are invited to present their views and comments on this matter. Written statements may be filed with the City Clerk at any time prior to the hearing scheduled herein, and oral statements may be made at said hearing.

If you challenge the subject matter in court, you may be limited to raising only those issues you or someone else raised at the Public Hearing described in this notice or in written correspondence delivered to the City Clerk, 221 West Pine Street, at or prior to the Public Hearing.

By Order Of the Lodi City Council:

Alice M. Reimche
City Clerk

Dated: May 10, 1991

Approved as to form:

Bobby W. McNatt
City Attorney

NOTICE OF SPECIAL COUNCIL MEETING
MAILING LIST
EXHIBIT "B"

Phillip A. Pennino
1502 Keagle Way
Lodi, CA 95242

John R. Snider
2328 Brittany Lane
Lodi, CA 95240

David M. Hinchman
1131 South Pleasant Avenue
Lodi, CA 95240

James W. Pinkerton
916 West Turner Road
Lodi, CA 95240

Jack A. Sieglock
1702 Timberlake Circle
Lodi, CA 95242

KCVR Radio
P. O. Box 600
Lodi, CA 95241

KSTN Radio
3171 Ralph Avenue
Stockton, CA 95206

City Clerk
City of Lodi

Community Development Director
City of Lodi

Michael A. Lapenta
1718 Edgewood Drive
Lodi, CA 95240

Susan Hitchcock
141 South Avena Avenue
Lodi, CA 95240

Roger Stafford
801 South Mills Avenue
Lodi, CA 95240

James E. Griffith
1020 Bradford Circle
Lodi, CA 95240

Dorance Ochs
Lodi Senior Citizens Commission
1812 Burgundy Drive
Lodi, CA 95240

COUN/16/TXTA.02J

Tamma Adamek
Lodi News Sentinel
P.O. Box 1360
Lodi, CA 95240

Carl Fink
540 S. Mills Ave.
Lodi, CA 95242

King Videocable
Attn: Ms. Deanna Enright
1521 South Stockton Street
Lodi, CA 95240

Victoria Colliver
Stockton Record
235 South Hutchins Street
Lodi, CA 95240

Lodi Magazine
P. O. Box 648
Lodi, CA 95241

City Manager
City of Lodi

Assistant City Manager
City of Lodi

City Attorney
City of Lodi

Public Works Director
City of Lodi

John Giannoni
1420 S. Mills Ave., Ste. E
Lodi, CA 95242

Craig Rasmussen
1111 West Tokay Street
Lodi, CA 95240

Larry Mindt
P.O. Box 782
Lodi, CA 95241

Harry Marzolf
445 Madrone Court
Lodi, CA 95240

Stockton Record
Attention: Richard Hanner
City Editor
P.O. Box 900
Stockton, CA 95201

Neumiller & Beardslee
Attention: Thomas Terpstra
5th Floor Waterfront Office Tower II
509 West Weber Avenue
Stockton, CA 95203

CITY COUNCIL MEETING
June 12, 1991

ADOPTION OF GENERAL
PLAN UPDATE

RESOLUTION NO. 91-93

CC-35(a) *
CC-300

A verbatim transcript of this meeting was prepared by Tamara L. Blakely, CSR, No. 5806. The subject transcript is attached to the original set of minutes marked Exhibit A and thereby made a part hereof filed in City of Lodi official Minute Book No. 26 on file in the City Clerk's office.

* BACK UP DRAFT
INFORMATION
FILED UNDER
CC-35-(a)-1
IN ACCORDIAN
FOLDER

Dear Mayor and City Council members,

When you make your decision this evening on the new General Plan for the City of Lodi I want to urge you to accept the proposed 2 percent growth limitation. Additionally, in keeping with the spirit of Measure A, I am requesting you to give consideration to putting a measure on the ballot at the next general election which will require a vote of the electorate in order to increase the percentage amount.

While the present City Council may not allow amendments increasing the percentage of growth allowed, future City Councils may. The citizens of Lodi deserve assurance that some type of controlled growth will remain in effect.

Thank you

Beryl Engstrom

June 10, 1991

Dear Alice,

I am out of town at this time and will not be back in time to attend the City Council meeting of June 12th so I am requesting that you read this letter at the meeting.

I apologize for the letter being handwritten but I do not have access to a typewriter.

Thank you, Reryl Engquist



CITY OF LODI

CARNEGIE FORUM
305 West Pine Street, Lodi

Joint Meeting of the Lodi City Council
and the Lodi Planning Commission
DATE: Wednesday, June 12, 1991
TIME: 7:30 p.m.

1. Roll call to be recorded by City Clerk
2. Public hearing to consider -
 - a) the Planning Commission's recommendations regarding the City of Lodi General Plan;
 - b) certification of the City of Lodi General Plan Final Environmental Impact Report as adequate environmental documentation regarding the matter; and
 - c) the adoption of the City of Lodi General Plan update (Resolution No. 91-93).

3. Adjournment

Chronology

1. Key points stated with appropriate motions
2. Open public hearing on a and b
 - Talk about map
 - Talk about policy document (schools)
3. MOTION - Certify E.I.R. (Motion Action)
MOTION - Adopt General Plan (Resolution No. 91-93)

Pursuant to Section 54956.2(a) of the Government Code of the State of California, this Agenda was posted at a public place freely accessible to the public 24 hours a day.

Alice M. Reimche, City Clerk

For information concerning this Agenda
please contact Alice M. Reimche, City Clerk,
Telephone - 333-6702

AGN6#12/TXTA.02J/AGENDAS

MEMORANDUM, City of Lodi, Community Development Department

TO: CITY MANAGER

FROM: COMMUNITY DEVELOPMENT DIRECTOR *JAS*

DATE: JUNE 12, 1991

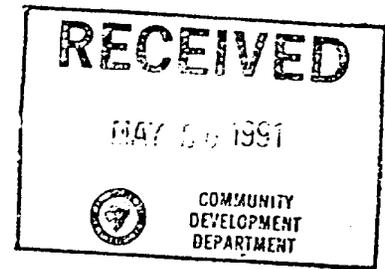
SUBJECT: GENERAL PLAN ITEMS WHICH APPEAR TO HAVE GENERAL CONSENT
(KEY POINTS)

Background Information. On June 11, 1991 the Mayor, City Manager, City Attorney and Community Development Director outlined the following General Plan items which appear to have general consent of the City Council members.

1. The phasing which appears in the Growth Management material is for residential only and does not affect commercial or industrial. (Statement of fact)
2. The Industrial Reserve category should be eliminated, and all industrial areas shall be designated either heavy or light industrial. (Motion)
3. The southwest corner of Lower Sacramento Road and Kettleman Lane should be designated commercial (i.e. NCC). (Motion)
4. The north side of Kettleman Lane between between the Municipal Service Center and the commercial at the north east corner of Lower Sacramento Road and Kettleman Lane should be designated "office" to a depth of 300 feet with the remaining area shown as residential. (Motion)
5. Property which is already in the City limits will not be considered for redesignation and must go through the traditional General Plan Amendment and rezoning process. (Statement of fact)
6. The priority system which appears in the Growth Management material shall remain as designated. (Statement of fact)

Lodi Parks and Recreation Department
125 N. Stockton St., Lodi, CA 95240
333-6742 or 333-6744 Field/Facility Conditions

M E M O R A N D U M



TO: Jim Schroeder, Community Development Director
FROM: Ron Williamson, Parks and Recreation Director *RW*
DATE: May 17, 1991
SUBJECT: ADDITIONAL PARKS AND RECREATION NEEDS IN GENERAL PLAN

After our most recent review of the General Plan, my staff has made a couple of suggestions that I think are important and should be included in the General Plan.

1. That a standard of one man per ten acres be set. We would prefer one man to seven acres but reality dictates differently.
2. That we create an assessment district to address the related costs of providing and maintaining smaller neighborhood-type parks as endorsed by my staff and the Planning Commission? This would only address neighborhood parks, not the larger, more regionalized parks.
3. Please remove Hutchins Street Square's square footage from our square footage allowance for future indoor facilities since our only involvement with Hutchins Street Square is the maintenance. We feel we'll need every bit of the 44,000 plus square feet being allowed us just to cover an indoor sports center and day care/community park building(s) that will be needed for Lodi in the future.

I called Debbie Loh and she recommended I write this memo to you for inclusion in General Plan materials for future meetings with the public and council.

RW/lm

cc: Tom Peterson, City Manager
Marilyn Field, Recreation Superintendent
Scott Essin, Parks Superintendent

BROWN, HALL, SPATOLA, CLAIR & MCKINLEY

LAW OFFICES

THE FOUNTAINS

3031 WEST MARCH LANE, SUITE 230 WEST
STOCKTON, CALIFORNIA 95219-6500

(209) 477-8171

FAX (209) 477-2549

May 20, 1991

HAT BROWN
JERRY D. HALL
CHARLES R. SPATOLA
STEVEN A. CLAIR
JOHN H. MCKINLEY
RONALD M. STEIN
JOSEPH A. VARN

Alice Reimche
Lodi City Clerk
221 W. Pine Street
Lodi, CA 95240

RE: General Plan Agenda/Cochran Road Neighbors

Dear Alice:

As always it was a pleasure seeing you at the City Council meeting on Wednesday, May 15, 1991.

By this letter I am letting you know that my clients, the Cochran Road neighbors, are interested in being on the June 12, 1991, City Council agenda in order to move for a general plan designation change for the property which is located between Cochran Road to the north, Vine to the south, Westwind to the east, and Lower Sacramento Road to the west. Specifically, the property is the Roget parking lot which is located to the east of the condominiums which face Cochran Road as well as the property on the east side of Community Drive between Cochran Road to the north and Vine Street to the south.

It is the wish of Cochran Road neighbors to have that parcel(s) redesignated on the new general plan as Single Family Residential. At present that land appears in the general plan as Residential-Commercial-Professional (RCP).

Thank you very much for your assistance in this matter.

Sincerely,

BROWN, HALL, SPATOLA, CLAIR & MCKINLEY


RONALD M. STEIN

cc: Jim Schroeder, CD Director

RMS:jkg
A:ctylodi2\

ALICE M. REIMCHE
CITY CLERK
CITY OF LODI

1991 MAY 22 AM 9 34

RECEIVED

Alice

BROWN, HALL, SPATOLA, CLAIR & MCKINLEY

LAW OFFICES

THE FOUNTAINS

3031 WEST MARCH LANE, SUITE 230 WEST
STOCKTON, CALIFORNIA 95219-6500

(209) 477-8171
FAX (209) 477-2549

NAT BROWN
JERRY D. HALL
CHARLES R. SPATOLA
STEVEN A. CLAIR
JOHN H. MCKINLEY
RONALD M. STEIN
JOSEPH A. VARNI

May 20, 1991

RECEIVED
1991 MAY 22 AM 9 34
ALICE M. REIMCHE
CITY CLERK
CITY OF LODI

Alice Reimche
Lodi City Clerk
221 W. Pine Street
Lodi, CA 95240

RE: GPA and Rezoning of 1340 South Pleasant Avenue

Dear ~~Mrs.~~ ^{Alice} Reimche:

This office represents Jerry Kelly, 1165 W. Elm Street, Stockton, CA 95203. Mr. Kelly is the owner of property located in the city of Lodi at 1340 South Pleasant Avenue. For your information and to refresh your memory, I am attaching a March 16, 1987 letter regarding the request to have the property at 1340 South Pleasant Avenue redesignated in the Land Use Element of the General Plan from medium density residential to commercial. As you may recall, at the time (March, 1987) the City Council denied the redesignation (general plan amendment) because they were in the process of updating the full general plan.

Further, it is my remembrance that the City Council determined to look at not only the property at 1340 South Pleasant but the properties within the immediate vicinity of that property which front on Kettleman Lane. The concern the Council had was that it would make more sense to redesignate all those properties at one time rather than do it on a piecemeal basis, and, frankly, it would be easier to do it as part of the update of the general plan.

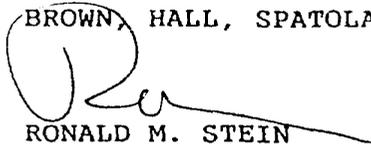
It is my understanding that on June 12, 1991, the City Council will be holding a public hearing on the land use element of the new general plan. I would appreciate having the property at 1340 South Pleasant Avenue on the agenda for possible redesignation to commercial from medium density residential.

Jim Schroeder, Community Development Director, suggested that Mr. Kelly send this letter to your office to make sure that his property is discussed at that hearing.

If there is anything further that you need me to do, please feel free to call my office. If not, I shall see you on the 12th. I hope all is well with regard to Merv.

Sincerely,

BROWN, HALL, SPATOLA, CLAIR & MCKINLEY

A handwritten signature in black ink, appearing to be 'R. Stein', written over the typed name 'RONALD M. STEIN'. The signature is fluid and cursive, with a long horizontal stroke extending to the right.

RONALD M. STEIN

cc: Jim Schroeder, Director of Community Development

RMS:jkg
A:Citylodi

CITY COUNCIL

FRED M. REID, Mayor
EVELYN M. OLSON
Mayor Pro Tempore
DAVID M. HINCHMAN
JAMES W. PINKERTON, Jr.
JOHN R. (Randy) SNIDER

CITY OF LODI

CITY HALL, 221 WEST PINE STREET
CALL BOX 3006
LODI, CALIFORNIA 95241-1910
(209) 334-5634

THOMAS A. PETERSON
City Manager

ALICE M. REIMCHE
City Clerk

RONALD M. STEIN
City Attorney

March 16, 1987

COPY

Mr. Jerry D. Kelly
1340 South Pleasant Avenue
Lodi, CA 95240

Dear Mr. Kelly:

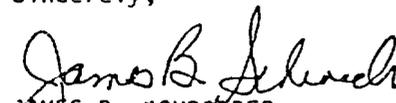
RE: GENERAL PLAN AMENDMENT AND REZONING
1340 SOUTH PLEASANT AVENUE

At its meeting of Monday, March 9, 1987, the Lodi Planning Commission recommended the following actions to the Lodi City Council:

1. Approval of your request to amend the Land Use Element of the Lodi General Plan (GPA-LU-1) by redesignating 1340 South Pleasant Avenue from Medium Density Residential to Commercial;
2. Approval of your request to rezone 1340 South Pleasant Avenue from R-MD, Medium Density Multiple Family Residential to C-2, General Commercial; and
3. Certification of a Negative Declaration as adequate environmental documentation on the above requests.

These recommendations have been forwarded to the City Council for final hearing and action. Mrs. Alice M. Reimche, City Clerk, will inform you of the time and place of the Council's hearing.

Sincerely,


JAMES B. SCHROEDER
Community Development Director

cc: City Clerk
La Don G. Bader, Attorney at Law

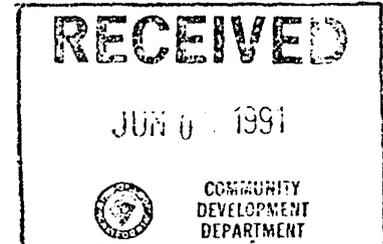


San Joaquin County Council of Governments

Member Agencies: Cities of Escalon, Lathrop, Lodi, Manteca, Ripon, Stockton, Tracy, County of San Joaquin

June 3, 1991

Mr. Jim Schroeder
City of Lodi
Planning Department
P.O. Box 3006
Lodi, CA 95240



Dear Mr. Schroeder:

State law requires Airport Land Use Commissions to review all General Plans that affect the areas of influence of public access airports. Any plans found out of conformance with the Airport Land Use Plan (ALUP) must be modified or the governing body must override the ALUP. COG has reviewed the City of Lodi's draft General Plan as it relates to Airport Land Use Commission issues. This letter makes comments related to the ALUC review only; additional comments related to the circulation element may also be forthcoming under separate cover.

The southern portion of the General Plan study area falls within the airport area of influence of Precissi Airport. This area is roughly bounded by State Route 12 to the north, West Lane/Hutchins to the east, Armstrong Road to the south and the planning boundary to the west (outlined in red on the enclosed map).

The General Plan indicates that this area has a designation of "planned residential reserve" south of Harney Road. The Airport Land Use Plan allows residential development within this zone, since it falls outside of high noise contours. However, the area is subject to occasional overflight and single event noise disturbances. The ALUP will soon require that all new noise sensitive uses (residential, churches, schools, etc.) within an airport area of influence will be subject to an aviation easement. This requirement will affect new uses within the red area. An aviation easement allows aircraft to use the airspace above the property and serves to notify property owners that the area is subject to occasional overflight. The City should be aware of this requirement and may choose to require developers to notify prospective buyers of the potential for noise disturbances.

Certain other restrictions apply within this area. A complete list of these is attached. Of primary concern are height restrictions, particularly in the transitional surface area, marked in blue on the map. Tall structures must be reviewed to determine if they pose a hazard to aircraft safety. Depending on the height of the structure, the applicant may be required to file form 7460-1 to the FAA for review. Enclosed is a copy of the form, including the conditions under which it is required.

Another issue of concern is the siting of new dumps, landfills or waterways. These facilities attract birds and thus pose a hazard to aircraft. The Airport Land Use Plan requires mitigation of bird hazards for any new uses within the airport area of influence. New residential developments may include a lakes or ponds that fall into the category of bird hazards.

Regional Transportation Planning Agency, Local Transportation Authority, Congestion Management Agency, Airport Land Use Commission

1860 E. Hazelton Avenue • Stockton, California 95205 • (209) 468-3913 • FAX: (209) 468-3330

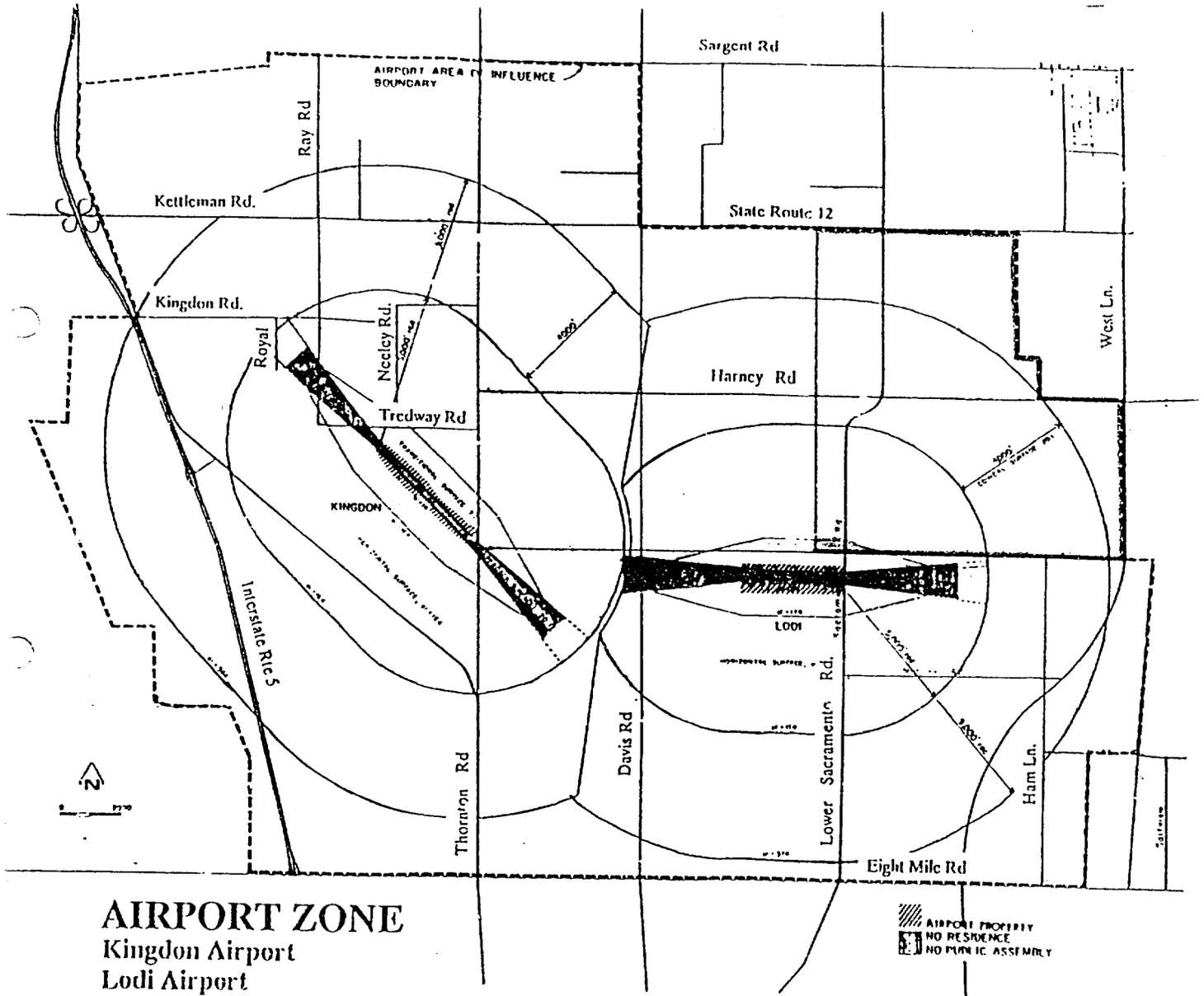
Letter to Jim Schroeder
June 3, 1991
Page 2

In summary, staff will recommend that the Airport Land Use Commission find this General Plan in conformance with the Airport Land Use Plan. Formal action on this recommendation will take place on June 25, at the COG Board meeting. If you have any questions, please contact me.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Debra L. Hale".

DEBRA L. HALE
Regional Planner



AIRPORT ZONE
 Kingdon Airport
 Lodi Airport

 AIRPORT PROPERTY
 NO RESIDENCE
 NO PUBLIC ASSEMBLY

Excerpted from the San Joaquin County Airport Land Use Plan:

Land Use Restrictions:

Areas Under Horizontal and Conical Surfaces

Reflective materials are not permitted to be used in structures or signs to avoid distracting pilots on the critical approach and departure phases of flight.

No (radio) transmissions which would interfere with aircraft communications or navigation are permitted.

Dumps, water retention ponds, and landfills are permitted only if they will not prevent a bird hazard to aircraft.

Proposed communications towers and other very tall structures should be evaluated to ensure that they will not pose as aircraft hazards.

Schools should be located away from present and future flight paths.

No special construction standards are required unless the project is in a 60 dB CNEL or higher noise contour area.

*Sample -
Stockton Airport*

After notarizing, return to:

Department of Aviation
5000 S. Airport Way, Room 202
Stockton, CA 95206

DEED OF AVIGATION AND HAZARD EASEMENT

GRANTORS, _____ hereby grant to the COUNTY OF SAN JOAQUIN, a political subdivision of the State of California, its successors and assigns, as owner of the STOCKTON METROPOLITAN AIRPORT, Stockton, California, a perpetual and assignable avigation easement in and over the real property, whose description is attached hereto and made a part hereof and, a right-of-way for the free and unrestricted passage of aircraft of any and all kinds now or hereafter known, in, through, across, and about the airspace above the surface of said real property at all times.

The aforesaid easement and rights thereof include, but are not limited to, the following rights:

1. For the use and benefit of the public, including the continuing right to fly, or cause or permit the flight, by any and all persons, of any aircraft, of any and all kinds now or hereafter known, in, through, across, or about any portion of the airspace whose description is attached hereto and made a part hereof.

2. For the use and benefit of the public, including the continuing right to cause or create, or permit or allow to be caused or created, within all airspace above the existing surface of the said real property, whether or not while directly over said land, such noise (including any noise generated outside the boundaries of said real property) vibration, current, or other effects of air, illumination, and fuel consumption as may be inherent in or may arise or occur from the operation of aircraft of any and all kinds, either now existing or to be developed in the future, for navigation of, or flight in air, or from landing at or taking off from said airport, including ground run-ups and testing of aircraft engines.

3. The right to regulate or prohibit the release into the air of any substance which would impair the visibility of or otherwise interfere with the operations of aircraft such as, but not limited to, steam, dust, and smoke.

4. The right to regulate or prohibit light emissions, either direct or indirect (reflective), which might interfere with pilot vision.

5. The right to prohibit electrical emissions which would interfere with aircraft communications systems or aircraft navigational equipment.

6. Any other use of easement from time to time as may be required by the Federal Aviation Administration, and/or any other entity, agency, or department of any State, Federal or local government, or designee thereof, authorized to impose rules and regulations for the operation of the Stockton Metropolitan Airport.

This easement shall be effective from this date and run with the land until such time as the STOCKTON METROPOLITAN AIRPORT is no longer used as an airport.

_____ Dated: _____
Grantor

_____ Dated: _____
Grantor

This is to certify that the interest in real property conveyed by the deed or grant deed dated _____ from _____ to _____, a political corporation and/or governmental agency is hereby accepted by order of the _____ on _____ pursuant to authority conferred by resolution of the _____ adopted on _____ and the grantee consents to recordation thereof by its duly authorized officer.

ACCEPTED: COUNTY OF SAN JOAQUIN, CALIFORNIA

Dated: _____

By: _____, Chairman
San Joaquin County Board of Supervisors

STATE OF CALIFORNIA)
) ss
COUNTY OF SAN JOAQUIN)

On this the ____ day of _____, in the year ____, before me,
the undersigned, a Notary Public in and for said County and State,
personally appeared

_____ personally known to me or proved
to me on the basis of satisfactory evidence to be the person whose
name subscribed to the within instrument and acknowledged that

_____ executed
the same.

Signature of Notary

Name Typed or Printed

REAL PROPERTY DESCRIPTION

RESOLUTION NO. 91-93

=====

A RESOLUTION OF THE LODI CITY COUNCIL
ADOPTING BY REFERENCE AS IF FULLY SET FORTH HEREIN
THE DRAFT GENERAL PLAN (AS AMENDED)
PRESENTED TO THE COUNCIL ON JUNE 12, 1991

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WHEREAS, the Lodi City Council has held a number of public hearings on the issue of the City's General Plan as required by law, the final hearing being held on June 12, 1991; and

WHEREAS, all necessary findings for adoption of the new General Plan have been made, as more fully set forth in the General Plan Policy Document;

NOW, THEREFOR, BE IT RESOLVED by the Lodi City Council that the Draft General Plan Policy Document and Maps, as amended, copies of which are on file in the office of the City Clerk, are hereby adopted.

Dated: June 12, 1991

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I hereby certify that Resolution No. 91-93 was passed and adopted by the Lodi City Council in a joint meeting of the Lodi City Council and the Lodi Planning Commission held June 12, 1991 by the following vote:

- Ayes: Council Members - Pennino, Pinkerton, Sieglock, Snider and Hinchman (Mayor)
- Noes: Council Members - None
- Absent: Council Members - None

Alice M. Reimche
Alice M. Reimche
City Clerk