



Memorandum

TO: HONORABLE MAYOR AND
CITY COUNCIL

FROM: Stephen M. Haase

SUBJECT: PENITENCIA NO. 72

DATE: August 24, 2005

Approved

Date

8/30/05

COUNCIL DISTRICT: 5

Please place on the Consent Calendar of the September 13, 2005 City Council Agenda:

RECOMMENDATION

Adoption of a resolution initiating proceedings and setting September 27, 2005, at 1:30 p.m. for Council consideration on the reorganization of territory designated as Penitencia No. 72 which involves the annexation to the City of San José of 0.84 acres of land more or less, located at the on the west side of Toyon Avenue, approximately 370 feet south of Selby Lane, and adjacent to the City of San José annexation Penitencia No. 1-B and the detachment of the same from County Lighting County Services, Central Fire Protection, Area No.01 (Library Services) County Services and Sanitation District 2-3. A map showing the affected territory is attached.

CEQA

GP2020 EIR (Resolution No. 65459). (File No. C05-024).


STEPHEN M. HAASE, DIRECTOR
Planning, Building and Code Enforcement

"EXHIBIT A"

April 11, 2005
Rev. June 13, 2005
Annexation to the City of San Jose

Name of Annexation: Penitencia No. 72

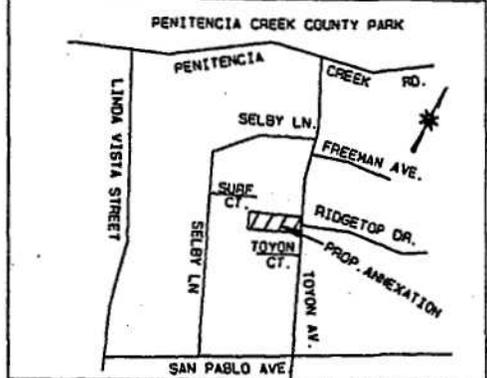
All that certain Real Property situated in the County of Santa Clara, State of California, being all of lands conveyed to Daniel and Rolly Dupree by Document No. 17616501 and Document No. 17382224, Santa Clara County Official Records, more particularly described as follows:

Beginning at the most Easterly corner of Lot One as shown on the Map of Tract No. 1571 Recorded in Book 63 of Maps at Page 13 being also a point on the existing City Limit Line of the City of San Jose as established by annexation Penitencia No. 1-B at the Southwesterly line of Toyon Avenue, thence along said Southwest line and the existing City Limit Line, South 29°00'00" East, 125.00 feet to the most Northerly corner of Tract No. 3753; thence, leaving said Southwest line and the existing City Limit Line, along the Northerly boundary of said Tract No. 3753, South 61°00'00" West, 292.00 feet to the most Westerly corner of said Tract No. 3753 being also a point on the Easterly line of Lot 22 of said Tract No. 1571; thence along the Easterly line of Lots 22, 21, 20 and 19 of said Tract No. 1571, North 29°00'00" West, 125.00 feet to the most Southerly corner of Lot 17 of said Tract No. 1571; thence along the Southerly boundary of said Lot 17 and along the Southerly lines of Lots 16 and 1, North 61°00'00" East, 292.00 feet to the point of beginning. Containing 0.84 Acres, more or less.

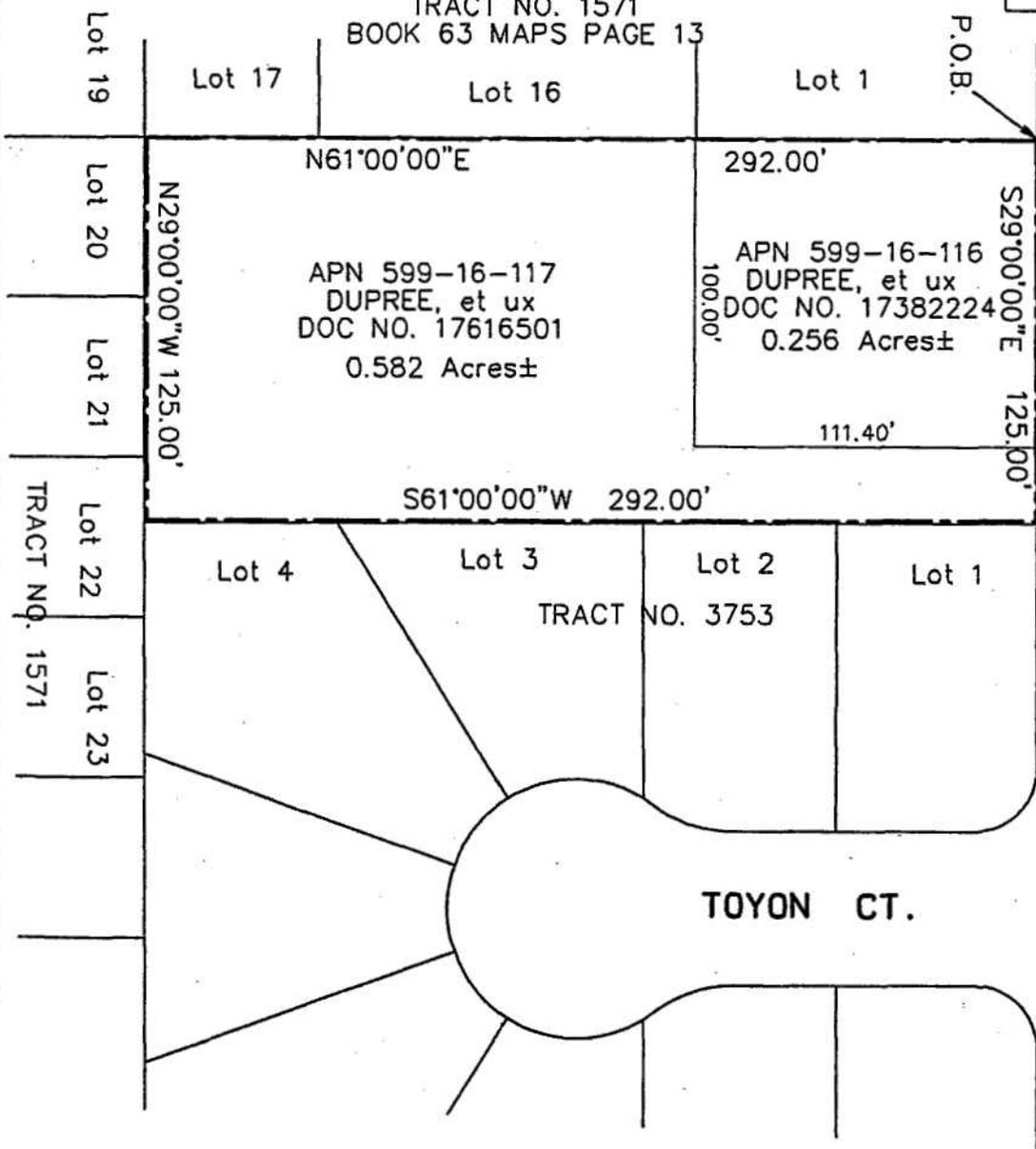
Prepared by:




Charles L. Evans, LLS 3709



TRACT NO. 1571
BOOK 63 MAPS PAGE 13



Existing City Limits Line
of the City of San Jose
as established by annexation
Penitencia No. 1-B

TOYON AVENUE 60' WIDE

RIDGETOP DR.

BOUNDARY LINE OF PROPOSED ANNEXATION

EXISTING CITY LIMITS LINE



PREPARED BY OR UNDER THE DIRECTION OF

Charles Evans
CHARLES EVANS, LLS 3709

EXHIBIT B
PROPOSED ANNEXATION
TO CITY OF SAN JOSE
Penitencia No. 72 0.84 Acres

Rev. June 13, 2005
April 7, 2005 SCALE . . . 1" = 60'

EVANS SURVEYS INC.
420 UNION AVE.
FAIRFIELD, CA 94533
7-426-4709 FAX 707-426-5348