



# REPORT TO COUNCIL

## City of Sacramento

915 I Street, Sacramento, CA 95814-2671  
www.CityofSacramento.org

**PUBLIC HEARING**  
**March 27, 2007**

Honorable Mayor and  
Members of the City Council

**Title: Temporary Street Closure of the Alley Bounded by Fienza Avenue, Lexington Street, Santiago Avenue and Evergreen Street; Temporary Closure Proceeding No. TSC06-10**

**Location/Council District:** Alley bounded by Fienza Avenue, Lexington Street, Santiago Avenue and Evergreen Street in Council District 2 (see Attachment 2, Page 5).

**Recommendation:** Conduct a Public Hearing and upon conclusion adopt a **Resolution** approving the temporary closure of the alley bounded by Fienza Avenue, Lexington Street, Santiago Avenue and Evergreen Street.

**Contact:** Jerry Lovato, Senior Engineering Technician, (916) 808-7918; Thomas Adams, Engineering Technician, (916) 808-7929

**Presenters:** Thomas Adams, Engineering Technician

**Department:** Development Services

**Division:** Development Engineering

**Organization No:** 4881

### **Description/Analysis**

**Issue:** The adjacent property owners to the subject alley have requested a temporary closure of the alley to help eliminate or reduce the amount of criminal activity within this alley.

A summary of the project's history is included in Attachment 1, Page 4.

**Policy Considerations:** The temporary closure is in compliance with California State Vehicle Code Section 21101.4 and Sacramento City Code Chapter 12.16 which allows the temporary closures of streets or alleys. This temporary closure is consistent with the City's Strategic Plan focus area in that it will improve and expand public safety, achieve sustainability and enhance livability. This is in keeping with the City's vision of being the most livable city in America.


**Committee/Commission Action:** None

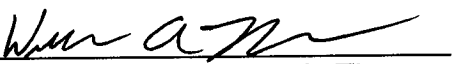
**Environmental Considerations:** The Environmental Planning Services section of the Development Services Department has reviewed the proposed temporary alley closure and determined that the activity is exempt from the provisions of the California Environmental Quality Act (CEQA) under Section 15301(f) of the CEQA Guidelines. This project consists of the temporary closure of an existing alley by adding a gate to the entrance of the alley. This project falls under CEQA Guidelines of Categorical Exemptions Section 15301(f) in that this temporary alley closure involves no expansion of use beyond what currently exists. Access to the alley will be given to appropriate departments and agencies.

**Rationale for Recommendation:** Adoption of the attached Resolution will provide additional security for the property owners and residents adjacent to the subject alley.

**Financial Considerations:** This request is processed under the Problem Alley Abatement Program of the City. The program, which provides for the construction of gates and necessary signs on alleys with crime-related problems, was approved for FY 2006/2007 by City Council and will be funded by the Problem Alley Abatement Program's Operating Budget. Staff has determined that the request to temporarily close the subject alley meets the criteria set forth in the Vehicle Code 21101.4 and City Code 12.16. The Problem Alley Abatement Program and Sacramento Housing and Redevelopment Agency (SHRA) will fund the costs for construction of the gates and necessary signs which is estimated at \$5,794.00. The shared cost will be 50% from the aforementioned program and 50% from SHRA.

**Emerging Small Business Development (ESBD):** None

Respectfully Submitted by:   
Edward Williams  
Manager, Development Engineering

Respectfully Submitted by:   
William A. Thomas  
Director of Development Services Department

Recommendation Approved:

  
RAY KERRIDGE  
City Manager

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## **Background**

### **The Temporary Alley Closure of the Alley Bounded by Frienza Avenue, Lexington Street, Santiago Avenue and Evergreen Street**

This proposed temporary closure of the subject alley was requested by the adjacent property owners to the subject alley. The alley is currently unrestricted to vehicular and pedestrian traffic. This accessibility has allowed non-residents the ability to travel through the subject alley and commit criminal acts. Many of these activities have been documented by the Sacramento Police Department which supports the temporary closure of this subject alley (see Attachment 3, Page 6).

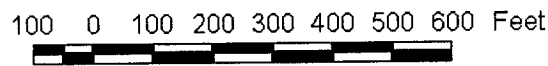
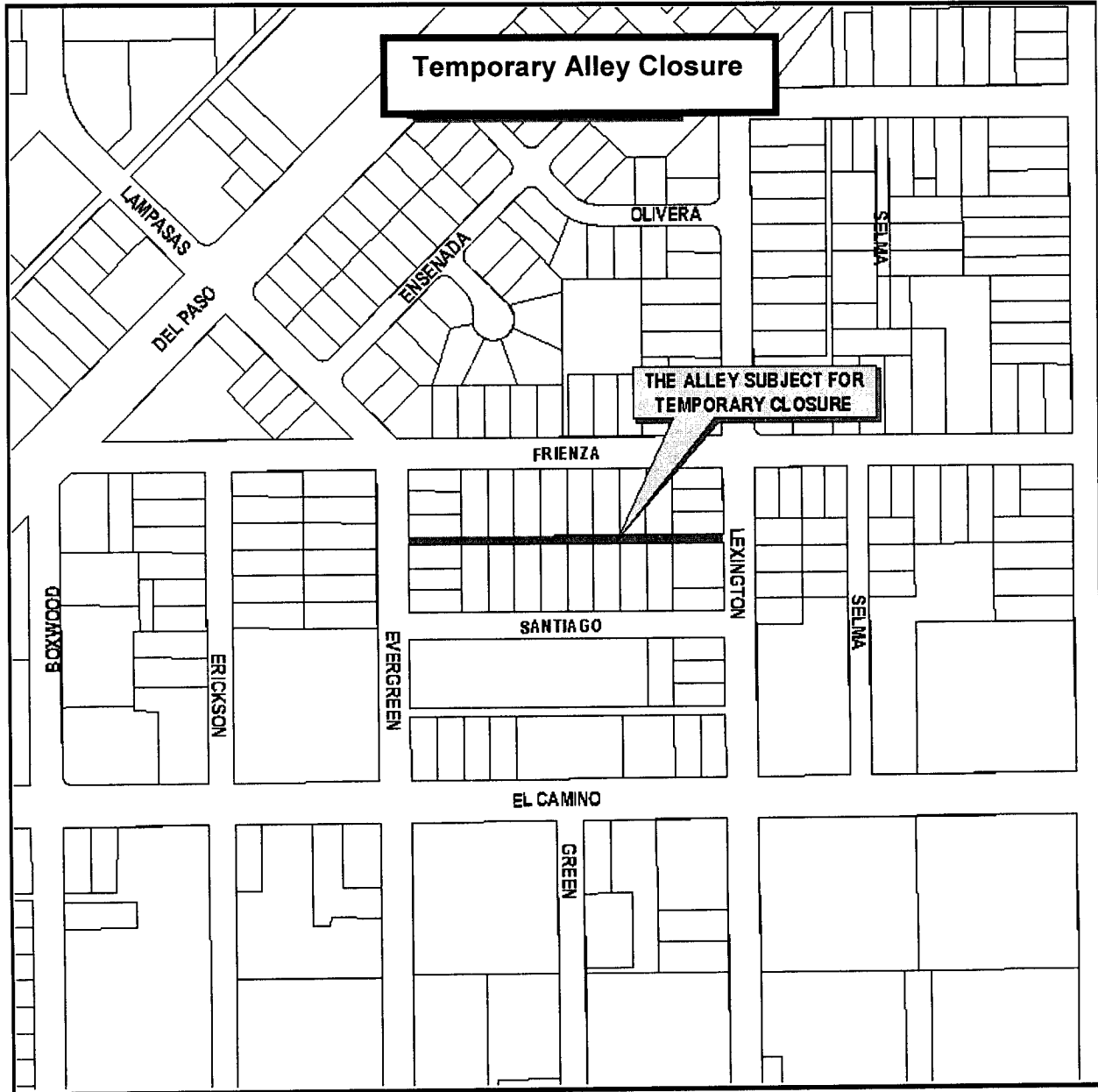
The temporary closure of this subject alley will entail the installation of two gates near the entrances of the subject alley. These two gates will be locked and only allow the adjacent property owners, their affiliates, City agencies, utility companies and emergency personnel pedestrian and vehicular access through the alley (see Attachment 2, Page 5). The temporary closure will assist in deterring criminal acts being committed within the subject alley by reducing the number of non-residents frequenting the alley.

The total cost of installing these two gates for this subject alley will cost \$5,794.00. This cost will be split between the City of Sacramento's Problem Alley Abatement Program and the Sacramento Housing and Redevelopment Agency. Each entity will pay \$2,897.00 towards the cost of installing both gates (see Attachment 6, Page 9).

In addition to the Police Departments support of the temporary closure of the subject alley, the City of Sacramento Fire Department has also given support to the alley closure. The Fire Department certifies that the proposed temporary street closure will not adversely impact their operation or the safety within the surrounding neighborhoods (see Attachment 4, Page 7).

The temporary closure of the alley is also supported by the City of Sacramento's Department of Transportation (DOT). DOT certifies that the proposed temporary alley closure does not include a through highway or arterial street and that the alley closure allows adequate and safe traffic circulation on the adjacent streets (see Attachment 5, Page 8).

The temporary street closure is not to exceed (18) months unless the closure is properly extended. Once approved, the closure may be extended for an additional five (5) consecutive periods of not more than eighteen (18) months each. Prior to each extension, City Council must hold a Public Hearing. Noticing to the public regarding the temporary street closure has been completed prior to this City Council meeting in accordance with City Code section 12.16.220.



TEMPORARY CLOSURE,  
Alley Bounded by Fianza Avenue, Lexington  
Street, Santiago Avenue and Evergreen Street

**Attachment 3**



**POLICE DEPARTMENT**

**CITY OF SACRAMENTO  
CALIFORNIA**

5770 Freeport Blvd. Room 100  
Sacramento CA 95822

Phone (916) 433-1300

**TO:** City of Sacramento  
Development Services  
1231 I Street, Room 200  
Sacramento, CA 95814

**SUBJECT:** Temporary Closure of an Alley bounded by Frenza Avenue, Lexington Street, El Camino Avenue and Evergreen Street

I have reviewed the material on the subject alley proposed for temporary closure. On behalf of the Police Department, I find that the area of the proposed temporary closure on the subject alley suffers from serious and continual criminal activity. Vehicular and pedestrian traffic contributes to this activity. Given the ongoing criminal activity in the area of this alley, I recommend that the proposed temporary closure on the alley be implemented. Such action would substantially alleviate the serious and continual criminal activity in the area. Additional comments may follow bellow.

**COMMENTS:**

The types of crime-related activities in the past 3 months (June, July and August 2005)

- Narcotic related arrests: 4
- Felony Assault: 1
- Misdemeanor Assault: 1
- Auto Theft: 3
- DUI Arrests: 1
- Theft: 1
- Suspicious Subject/Veh. 3
- Burglary/Residential: 1
- Disturbance: 4

*S. Matmer*  
Department Signature

10.26.05  
Date



**Attachment 4**



**FIRE DEPARTMENT**

**CITY OF SACRAMENTO  
CALIFORNIA**

5770 Freeport Blvd. Room  
200  
Sacramento CA 95822  
Phone (916) 433-1300

**TO:** City of Sacramento  
Development Services  
1231 I Street, Room 200  
Sacramento, CA 95814

**SUBJECT:** The Temporary Closure of an Alley bounded by Frenza Avenue, Lexington Street, El Camino Avenue and Evergreen Street

I have reviewed the material on the subject alley proposed for temporary closure. On behalf of the Department, I find that the proposed temporary closure will not adversely impact the operations of the Sacramento Fire Department. The Fire Department supports this temporary closure. Additional comments may follow below

**COMMENTS:**

*Knox Key must be available...*

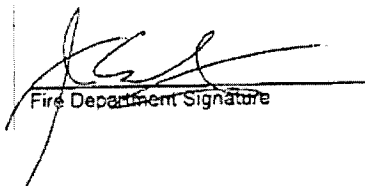
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Fire Department Signature

*2/28/07*  
Date



**Attachment 5**



CITY OF SACRAMENTO  
CALIFORNIA

DEPARTMENT OF  
TRANSPORTATION

915 I Street Room 2000  
Sacramento CA 95814  
Phone (916) 806-8507

TO: City of Sacramento  
Development Services  
1231 I Street, Room 200  
Sacramento, CA 95814

SUBJECT: The Temporary Closure of an Alley bounded by Frenza Avenue, Lexington Street, El Camino Avenue and Evergreen Street

In reference to the requested temporary closure, I have reviewed the material on the above subject alley. I find the alley is under the City of Sacramento's jurisdiction and the proposed temporary closure does not include an arterial or a through street. It also appears that the restriction will allow adequate traffic circulation on the area. The Department of public works supports this temporary closure on the subject alley. Additional comments may follow below.

COMMENTS:

*OK*  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

  
\_\_\_\_\_  
Department Signature

*Transportation*

*11/1/05*  
\_\_\_\_\_  
Date





**RESOLUTION NO.**

Adopted by the Sacramento City Council

**APPROVING THE TEMPORARY STREET CLOSURE OF THE ALLEY BOUNDED BY FRIENZA AVENUE, LEXINGTON STREET, SANTIAGO AVENUE AND EVERGREEN STREET IN COUNCIL DISTRICT 2; TEMPORARY CLOSURE PROCEEDING NO. TSC06-10**

**BACKGROUND**

- A. The City received a request from the property owners and neighboring residents of the alley bounded by Frienza Avenue, Lexington Street, Santiago Avenue and Evergreen Street for a temporary alley closure.
- B. The Sacramento Housing and Redevelopment Agency has agreed to pay 50% of the costs to temporarily close this alley.
- C. The Vehicle Code of the State of California Section 21101.4 and the Sacramento City Code Chapter 12.16 authorize the City Council to temporarily close streets and alleys to prevent occurrences of crime related activities.

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

- Section 1. Based upon substantial evidence present in the record of the proceedings regarding this matter, City Council hereby makes the following findings:
- a) There is serious and continual criminal activity in the area of the subject alley recommended for closure. This finding is based upon a recommendation of the Police Department.
  - b) The alley recommended for closure is under the City's jurisdiction and has not been designated as a through highway or arterial street.
  - c) Vehicle or pedestrian traffic in the alley recommended for closure contributes to the criminal activity that is occurring there.
  - d) The alley closure will not substantially adversely affect traffic flow, safety on the streets or in the surrounding neighborhoods, the operation of emergency vehicles, the performance of municipal or public utility services, or the delivery of freight by commercial vehicles in the area of the street recommended for closure.

Section 2. The Council finds and determines that the subject alley closure will substantially alleviate the existing serious and continual criminal activity in that alley.

Section 3. City Council grants the temporary closure of the subject alley with the following conditions:

- a) A gate security device approved by the Sacramento Fire Department will be installed on the gates.
- b) City departments and utility companies will have twenty-four (24) hour access to their facilities within the alley.
- c) In the event that the gate security device requires construction by a private entity for improvements in the public right-of-way, a revocable encroachment permit and an excavation permit must be obtained from the Development Services Department. The revocable encroachment permit is to be issued simultaneously with this Resolution. The excavation permit, if required, may be issued subsequent to this Resolution, but must be obtained prior to the construction of improvements in the public right-of-way. Staff recommends that the City Manager waive the fee for the revocable encroachment permit.