

RESOLUTION NO. 2019-0063

Adopted by the Sacramento City Council

February 26, 2019

Resolution Authorizing the Temporary Closures of (1) El Camino Avenue Darina Avenue Alley between Empress Street and Boxwood Street and (2) Amaranth Alley between Eleanor Avenue and Las Palmas Avenue, within Council District 2

BACKGROUND

- A. The City received a request from the adjacent property owners to temporarily close the alleys: (1) El Camino Avenue Darina Avenue Alley between Empress Street and Boxwood Street & (2) Amaranth Alley between Eleanor Avenue and Las Palmas Avenue.
- B. In accordance with Section 21101.4 of the Vehicle Code of the State of California and with Chapter 12.16 of the Sacramento City Code, the City Council hereby considers approval of the temporary closures of the subject alleys identified in this Resolution.

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

- Section 1. Based upon substantial evidence present in the record of the proceedings regarding this matter, the City Council hereby makes the following findings:
 - a. There is serious and continual criminal activity in these areas of the subject alleys recommended for temporary closures. These findings are based upon recommendations from the Police Department.
 - b. The alleys recommended for closures are under the City's jurisdiction and have not been designated as through highways or arterial streets.

- c. Vehicle or pedestrian traffic in the alleyways recommended for closures contributes to the criminal activities that are occurring there.
- d. The alley closures will not adversely affect traffic flow, safety on the adjacent 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 streets recommended for closure.

Section 2. The temporary closures of the subject alleys to through vehicular and pedestrian traffic are necessary for the protection or preservation of the public peace, safety, health or welfare of the neighborhood.

Section 3. Under Vehicle Code Section 21101.4 of the State of California, all temporary closures are valid for the 18 months except for when this period has been extended for an additional 18 months of not more than eight additional consecutive periods by resolution.

Section 4. The City Council approves the temporary closures of the subject alleys identified herein to through vehicular and pedestrian traffic with the following conditions.

- a. A locking security device approved by the Sacramento Fire Department will be installed on each gate.
- b. City departments and utility companies will have twenty-four (24) hour access to their facilities within the alleys.
- c. Adjacent property owners may be granted access to the alleys through the security device that has been approved by the City's Department of Public Works.
- d. In the event that the 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 Department of Public Works.

Adopted by the City of Sacramento City Council on February 26, 2019, by the following vote:

Ayes: Members Carr, Guerra, Hansen, Harris, Jennings, Schenirer, Warren and Mayor Steinberg

Noes: None

Abstain: None

Absent: Member Ashby

Attest:

Mindy Cuppy

Digitally signed by Mindy Cuppy
Date: 2019.02.28 09:18:57
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Mindy Cuppy, City Clerk

The presence of an electronic signature certifies that the foregoing is a true and correct copy as approved by the Sacramento City Council.