

RESOLUTION NO. 2011-209

Adopted by the Sacramento City Council

April 12, 2011

RESOLUTION AUTHORIZING THE RESTRICTION OF VEHICULAR AND PEDESTRIAN TRAFFIC THROUGH THE ALLEY BOUNDED BY 14TH STREET, 15TH STREET, "C" STREET AND "D" STREET PROCEEDING NO. RT11-01

BACKGROUND

- A. The City received a request from the adjacent property owners of the subject alley to restrict vehicular and pedestrian traffic through the alley bounded by 14th Street, 15th Street, "C" Street and "D" Street.
- B. The adjacent property owners have agreed to and have provided fifty (50) percent of the total cost to construct the alley gate and placement of the necessary signage. The other fifty (50) percent of total costs will be paid for by the Alley Abatement Program (T15100900).
- C. In accordance with Section 21102.1 of the Vehicle Code of the State of California and with Chapter 12.40 of the Sacramento City Code, the City Council hereby considers approval of the restriction of vehicular and pedestrian traffic in the subject alley for the protection and preservation of the public peace, safety, health and welfare.

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

- Section 1. Restriction of vehicular and pedestrian traffic through the subject alley bounded by 14th Street, 15th Street, "C" Street and "D" Street is necessary for the protection and preservation of the public peace, safety, health and welfare of the neighborhood.
- Section 2. Vehicular and pedestrian traffic through the alley bounded by 14th Street, 15th Street, "C" Street and "D" Street shall be restricted by placement of a gate within the alley subject to the following conditions:
 - a) A locking security device approved by the City of Sacramento Fire Department will be installed on the gate.
 - b) City departments and utility companies will have twenty-four (24) hour access to their facilities within the alley.
 - c) Signs giving notice of such restrictions shall be installed at the entrances to the subject alley prior to the installation of the gate security device.

- d) The locking security device shall not be operated in a selective manner that restricts the access of some vehicles and/or pedestrians to the subject alley, while permitting other vehicles and pedestrians unrestricted access to the alley except as stated above in Section 2(b).
- e) 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 City of Sacramento Department of Transportation. The revocable encroachment permit and 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. The City Manager is authorized to waive the fee for the revocable encroachment permit.

Adopted by the City of Sacramento City Council on April 12, 2011 by the following vote:

Ayes: Councilmembers Ashby, Cohn, D Fong, R Fong, McCarty, Pannell, Schenirer, Sheedy, and Mayor Johnson.

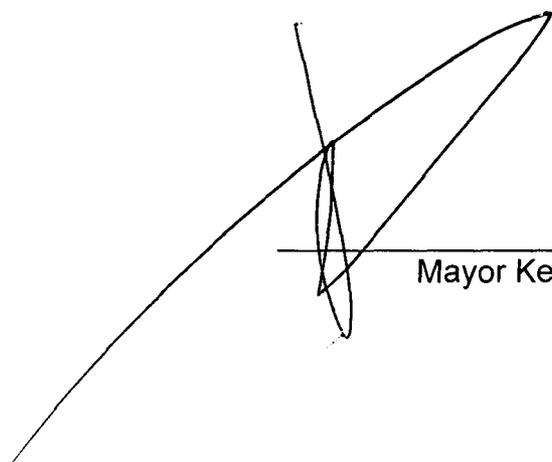
Noes: None.

Abstain: None.

Absent: None.

Attest:


Shirley Concolino, City Clerk



Mayor Kevin Johnson