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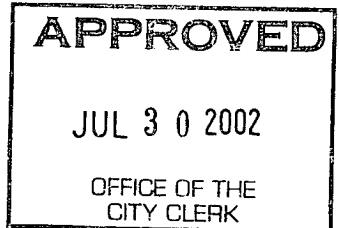
DEPARTMENT OF
PUBLIC WORKS

CITY OF SACRAMENTO
CALIFORNIA

Special Districts
1231 I Street, Room 300
Sacramento, CA 95814

DEVELOPMENT SERVICES DIVISION

PH 916-264-7113
FAX 916-264-7480



July 15, 2002

City Council
Sacramento, California

Honorable Members in Session:

**SUBJECT: RESOLUTION AUTHORIZING THE RESTRICTION OF TRAFFIC
THROUGH THE ALLEY BOUNDED BY 4TH AVENUE, MARSHALL WAY,
FRANKLIN BOULEVARD AND 27TH STREET (RA02-05)**

LOCATION AND COUNCIL DISTRICT:

The alley bounded by 4th Avenue, Marshall Way, Franklin Boulevard and 27th Street located in Council District 5 and Neighborhood Services Area 3 (see attached Exhibit A).

RECOMMENDATION:

This report recommends that the City Council adopt the attached resolution approving the restriction of traffic through the subject alley as shown in Exhibit A.

CONTACT PERSON:

**Cesar Narvaez II, Engineering Technician, 264-7873
Edward Williams, Senior Engineer, 264-5440**

FOR COUNCIL MEETING:

July 30, 2002

Department of
PUBLICWORKS
CITY OF
SACRAMENTO

City Council
Restriction of Traffic (RA02-05)
July 15, 2002

SUMMARY:

- Neighboring residents in Council District 5 requested that the City provide an alley restriction for vehicular and pedestrian traffic to combat crime-related problems through the alley.
- City staff's recommendation is to install a gate that would substantially alleviate the criminal activities through the alley.
- California Vehicle Code Section 21102.1 and Sacramento City Code Chapter 12.40 authorize the restriction of traffic through alleys for the protection or preservation of the public peace, safety, health or welfare.

COMMITTEE/COMMISSION ACTION:

None.

BACKGROUND INFORMATION:

- The alley currently has unrestricted access for vehicular and pedestrian traffic. Residents adjacent to the alley have informed the Neighborhood Services Department that they are experiencing crime-related problems in the alley. The Police Department has documented crime-related activities such as theft and burglary in the area of the alley. A majority of the residents are requesting that the City restrict the alley traffic to abate criminal activities that are occurring.
- The installation of a gate that will connect fences on each side of the alley will restrict pedestrian and vehicular traffic through the alley. The gate will be installed across the properties with assessor's parcel number (APN) 013-0092-018 and APN 013-0092-022 (see Exhibit A).
- Section 12.40.020 of the City Code authorizes the City Council to adopt a resolution authorizing the restriction of vehicular or pedestrian traffic through any alley(s) by means of gates, barriers, or other control devices, when the City Council finds that such restriction is necessary for the protection or preservation of the public peace, safety, health, or welfare.
- The Police Department, Fire Department and Public Works Department have approved and recommended the restriction of traffic through the subject alley in order to abate criminal activity that is occurring in the alley.

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- The Fire Department has approved the installation of a gate security device. Pursuant to City Code Section 12.40.050, signs notifying the public of the restriction of traffic will be installed at every entrance to the alley prior to installation of the gate security device.
- Section 12.40.030 of the City Code states that any restriction of vehicular or pedestrian traffic authorized pursuant to Section 12.40.020 shall remain in effect for such period of time as specified in the City Council's resolution authorizing such restriction, or if no time period is specified, until the City Council finds that such restriction is no longer necessary for the protection or preservation of the public peace, safety, health, or welfare.

FINANCIAL CONSIDERATIONS:

The construction of gate and necessary warning signs on alleys with crime related-problems will be funded by Public Works, Development Services Division operating budget which was approved by City Council through the Fiscal Year 2002/03 Budget.

ENVIRONMENTAL CONSIDERATIONS:

The Planning and Building Department, Environmental Planning Services has reviewed this project and has determined that the restriction of access to the alley bounded by 4th Avenue, Marshall Way, Franklin Boulevard and 27th Street 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 restriction of access to an existing alley by installing a gate in the middle of the alley. This restriction of access involves no expansion of use beyond what currently exists. Access to the alley will be given to appropriate departments and agencies.

POLICY CONSIDERATIONS:

- The procedures under which this temporary closure is being initiated are set forth in the Vehicle Code Section 21102.1 and Sacramento City Code Chapter 12.40 allowing the restriction of traffic through an alley or alleys for the protection or preservation of the public peace, safety, health or welfare.
- The restriction of traffic through the alley meets the guidelines set forth in City Council Resolution No. 96-176 which are to be considered in evaluating the merits of a proposed street or alley closure.

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- The restriction of traffic through the alley is consistent with the City's Strategic Plan in preserving and enhancing the City's neighborhoods and quality of life.

ESBD CONSIDERATIONS:

City council adoption of the attached resolution is not affected by City policy related to ESBD.

Respectfully submitted,



Tim Quintero
Area 3 Director

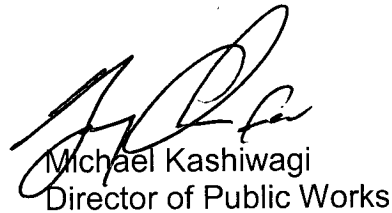


Gary Alm, Manager
Development Services

RECOMMENDATION APPROVED:

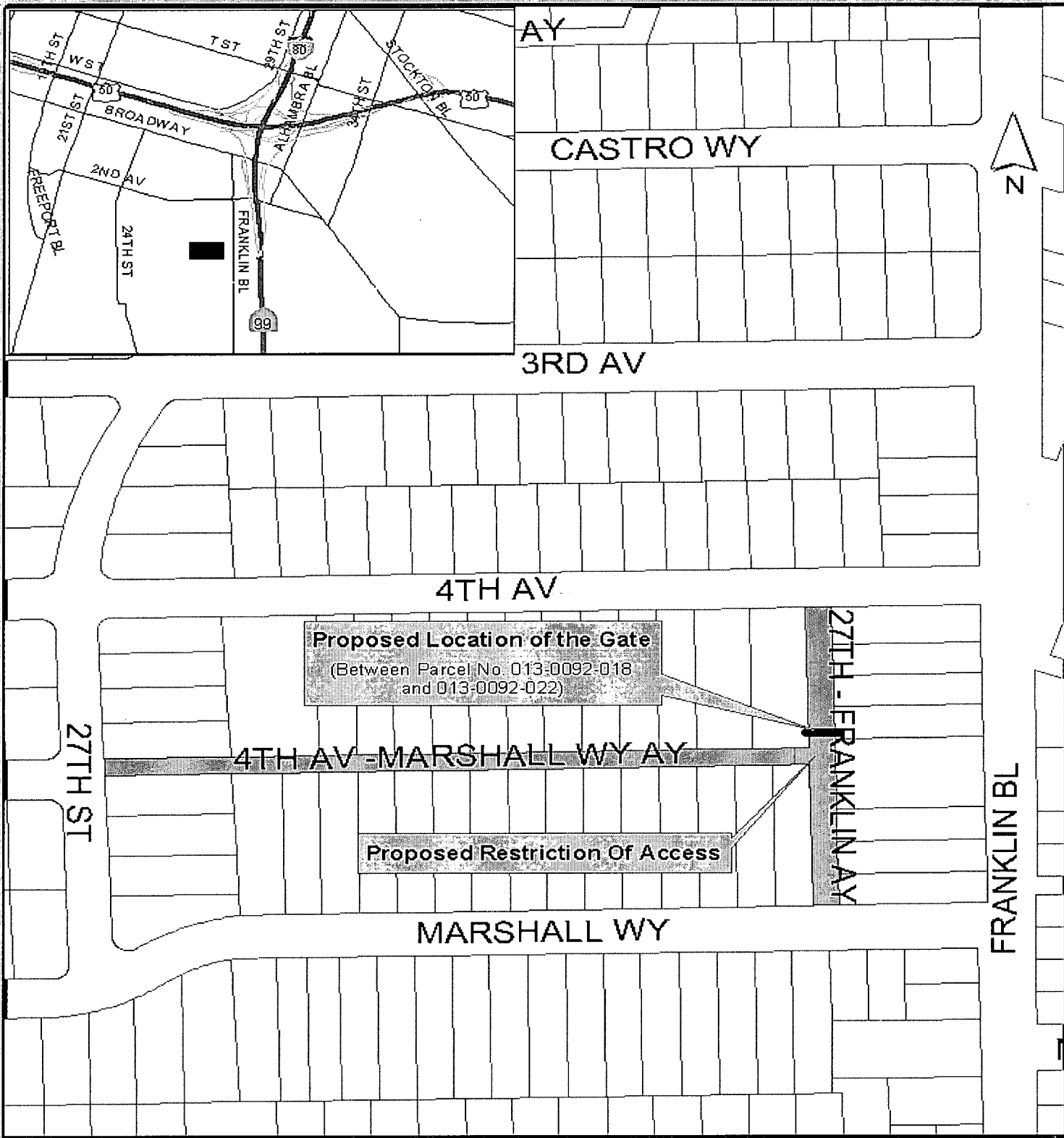


ROBERT P. THOMAS
City Manager



Michael Kashiwagi
Director of Public Works

EXHIBIT A

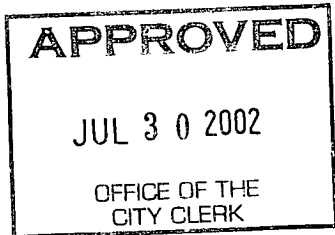


Restriction Of Access Bounded By
27th Street, 4th Ave, Franklin BL, and Marshall Way

Department of
PUBLICWORKS

CITY OF SACRAMENTO
Development Services & Special Districts

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BTL User: July 2nd, 2002



RESOLUTION NO. 2002-502

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF _____

**RESOLUTION AUTHORIZING THE RESTRICTION OF TRAFFIC THROUGH THE ALLEY BOUNDED BY 4TH AVENUE, MARSHALL WAY, FRANKLIN BOULEVARD AND 27TH STREET WITHIN COUNCIL DISTRICT 5.
RESTRICTED TRAFFIC PROCEEDING NO. RA02-05**

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

- 1. 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 traffic on the following subject alley located at:

Bounded by 4th Avenue, Marshall Way, Franklin Boulevard and 27th Street.

- 2. The City Council finds and declares that all the facts, as set forth in this resolution, and as stated in the staff report, are true and correct; and that by reason of these findings the subject alley shall have restriction of vehicle and pedestrian traffic.
- 3. The City Council finds and determines that such restriction of traffic by means of a gate is necessary for the protection or preservation of the public peace, safety, health or welfare. Duration of restriction is until the City Council finds that such restriction is no longer necessary for the protection or preservation of the public peace, safety, health, or welfare.
- 4. The City Council finds and determines that the restriction of traffic provides adequate access for the maintenance, operation, replacement, removal, or renewal of existing and functioning utilities, for delivery of freight by commercial vehicles, for the operation of emergency vehicles, and for the performance of municipal services in or accessible through said alleys.
- 5. The City Council approves the restriction of access to the subject alley with the following conditions:
 - a. A gate security device approved by the Sacramento Fire Department shall be installed.

FOR CITY CLERK USE ONLY

RESOLUTION NO: _____

DATE ADOPTED: _____

- b. 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.
- c. The gate 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.
- d. 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 Public Works 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.

MAYOR

ATTEST:

CITY CLERK

FOR CITY CLERK USE ONLY

RESOLUTION NO: _____

DATE ADOPTED: _____