



2.10

DEVELOPMENT SERVICES
DEPARTMENT

CITY OF SACRAMENTO
CALIFORNIA

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DEVELOPMENT ENGINEERING
AND FINANCE DIVISION

April 7, 2005

City Council
Sacramento, California

Honorable Members in Session:

SUBJECT: RESOLUTION AUTHORIZING THE RESTRICTION OF TRAFFIC THROUGH THE ALLEY BOUNDED BY "S" STREET, 41ST STREET, "T" STREET AND 40TH STREET WITHIN COUNCIL DISTRICT 6 RESTRICTION OF TRAFFIC PROCEEDING NO. RT05-02

LOCATION AND COUNCIL DISTRICT:

The alley bounded by "S" Street, 41st Street, "T" Street and 40th Street in Council District 6 (See Attachment "A").

RECOMMENDATION:

This report recommends that the City Council adopt the attached resolution:

- Approving the restriction of traffic through the alley bounded by "S" Street, 41st Street, "T" Street and 40th Street (See Attachment "A").

CONTACT PERSONS: Cesar Narvaez, Engineering Technician III, 808-7873
Jerry Lovato, Senior Engineering Technician, 808-7918

FOR COUNCIL MEETING OF: May 10, 2005

SUMMARY:

Neighboring residents and property owners adjacent to the subject alley requested that the City provide alley restrictions for the vehicular traffic to abate crime-related problems through this subject alley.

COMMITTEE/COMMISSION ACTION:

None.

BACKGROUND INFORMATION:

The subject alley currently has unrestricted access for vehicular traffic. Residents and property owners adjacent to the alley informed the Neighborhood Services Department that they are experiencing crime-related problems in the subject alley. A majority of the residents and property owners are requesting that the City restrict the alley traffic to abate criminal activities. 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 2004/2005 by City Council and will be funded by the approved Development Services Department, Development Engineering and Finance Division's FY 2004/2005 operating budget. City staff recommends installation of a gate at the subject alley that will restrict vehicular traffic. The location of the gate will be approximately two feet from the common property line of the properties at 4017 "T" Street and 4025 "T" Street and will extend to the fence of the property at 1908 41st Street (see Attachment "A"). The approximate two foot gap from the properties at 4117 "T" Street and 4025 "T" Street to the gate will provide access for pedestrians.

The Police Department has documented that the areas of the proposed restriction of traffic suffer from crime-related activities. The Police Department has documented that among the residences immediately adjacent to the alley, there has been an average of one burglary per month in the past three months, and among the residences in the neighborhood around the alley, but not adjacent, there has been an average of 2 burglaries per month for the past year. The Police Department recommends the restriction of traffic be implemented to substantially alleviate these activities (see Attachment "B" & "B-1").

The Fire Department and Department of Transportation have reviewed and recommended the restriction of traffic through the subject alley. Letters regarding this restriction of traffic are on file with the Development Services Department, Development Engineering and Finance Division.

The Fire Department has approved the installation of a gate security device and, 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 subject 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 a 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 Problem Alley Abatement Program and the adjacent property owners will share the cost for construction of a gate and necessary signs estimated at \$3,300. The shared cost will be 50% from the aforementioned program and 50% from the adjacent property owners.

ENVIRONMENTAL CONSIDERATIONS:

The Environmental Services Manager has determined that the project is exempt from the provisions of the California Environmental Quality Act (CEQA) under Class 1, Section 15301(c) and Class 3, Section 15303(e) of the CEQA Guidelines. Projects exempt under Section 15301(c), consist of the operation, repair, or minor alteration of existing highways, streets, sidewalks, gutters, bicycle and pedestrian trails, and similar facilities involving negligible or no expansion of use. Projects exempt under Class 3, Section 15303(e), consist of the construction of small accessory structures.

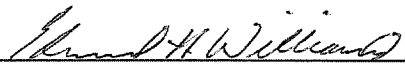
POLICY CONSIDERATIONS:

The procedures under which the restriction of traffic is being initiated are set forth in the Vehicle Code Section 21102.1 and Sacramento City Code Chapter 12.40.10 through 12.40.80 allowing the restriction of traffic through an alley or alleys for the protection or preservation of the public peace, safety, health or welfare. This is consistent with the City's adopted 2000-2004 Strategic Plan in that it will enhance and preserve the neighborhoods.

ESBD CONSIDERATIONS:


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

Respectfully submitted,



Edward Williams, Manager
Development Engineering And Finance

RECOMMENDATION APPROVED:



ROBERT P. THOMAS
City Manager

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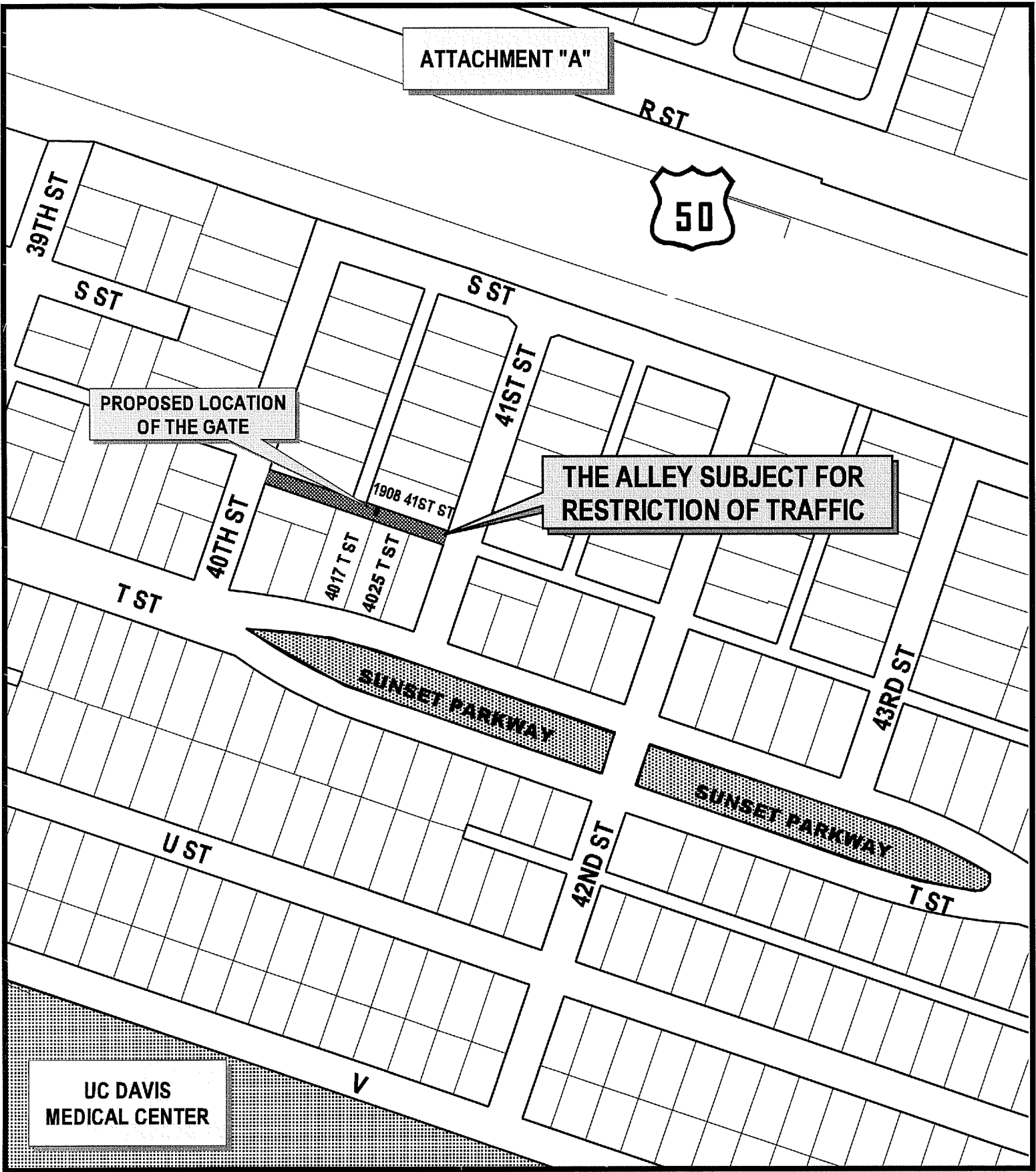
1. Attachment A, Location Map, pg. 4
2. Attachment B & B-1, Police Department Clearance Letter, pg. 5 & 6
3. Resolution Adopting Findings of Fact and Approving the Vacation, pg. 7

ATTACHMENT "A"



PROPOSED LOCATION OF THE GATE

THE ALLEY SUBJECT FOR RESTRICTION OF TRAFFIC



UC DAVIS MEDICAL CENTER



Restriction of Traffic, RT05-02
The Alley Bounded by "S" Street , 41st Street,
"T" Street and 40th Street





ATTACHMENT B

POLICE DEPARTMENT

**CITY OF SACRAMENTO
CALIFORNIA**

5770 FREEFORT BLVD. #100
SACRAMENTO, CA 95822

Phone (916) 2645471

MEMORANDUM

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

SUBJECT: THE PROPOSED RESTRICTION OF TRAFFIC THROUGH THE ALLEY BOUNDED BY "S" STREET, 41ST STREET, "T" STREET AND 40TH STREET IN COUNCIL DISTRICT 6 (See Attached map)

I have reviewed the material on the subject alley proposed for restriction of traffic. On behalf of the Police Department, I find that the area of the proposed restriction of traffic 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 restriction of traffic 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:

(see attached memorandum)


Police Department Signature

2/25/05
Date



ATTACHMENT B-1

DEPARTMENT OF
POLICE

ALBERT NÁJERA
CHIEF OF POLICE

STEVE SEGURA
DEPUTY CHIEF OF POLICE

RICK BRAZIEL
DEPUTY CHIEF OF POLICE

CITY OF SACRAMENTO
CALIFORNIA

February 25, 2005

5770 FREEPORT BLVD., SUITE 100
SACRAMENTO, CA
95822-3516

PH 916-433-0800
FAX 916-433-0818
www.sacpd.org

MEMORANDUM

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

SUBJECT: **THE PROPOSED RESTICTION OF TRAFFIC THROUGH
THE ALLEY BOUND BY "S" STREET, 41ST STREET, "T"
STREET AND 40TH STREET IN COUNCIL DISTRICT 6**

The neighborhood where this alley closure is proposed has a high number of burglaries. Among the residences immediately adjacent to this alley, there has been an average of one burglary per month in the past three months. Among the residences in the neighborhood around the alley, but not adjacent, there has been an average of 2 burglaries per month in the past year.

This alley also has a significant amount of transient foot traffic and illegal dumping that has occurred over the past year as well as several complaints regarding narcotic and prostitution activity.


Captain Sam Somers
South Area Command
(916) 277-6001

RESOLUTION NO.

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF: _____

RESOLUTION AUTHORIZING THE RESTRICTION OF TRAFFIC THROUGH THE ALLEY BOUNDED BY "S" STREET, 41ST STREET, "T" STREET AND 40TH STREET WITHIN COUNCIL DISTRICT 6

RESTRICTION OF TRAFFIC PROCEEDING NO. RT05-02

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 12.40.10 through 12.40.80 of the Sacramento City Code, the City Council hereby considers approval of the restriction of vehicular traffic on the following subject alley located at:

The alley bounded by "S" Street, 41st Street, "T" street and 40th 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 alley.
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.
 - 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. 7

FOR CITY CLERK USE ONLY

RESOLUTION NO.: _____

DATE ADOPTED: _____

- 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 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.
- e. The City's Problem Alley Abatement Program will pay for one-half of the costs for construction of the gate and necessary signs, and the adjacent property owners will pay the remaining one-half.

MAYOR

ATTEST:

CITY CLERK

FOR CITY CLERK USE ONLY

RESOLUTION NO.: _____

DATE ADOPTED: _____

