

RESOLUTION NO. 2004-122

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF **FEB 24 2004**

RESOLUTION AUTHORIZING THE RESTRICTION OF TRAFFIC THROUGH SEVEN (7) ALLEYS WITHIN THE OLD NORTH SACRAMENTO NEIGHBORHOOD LOCATED IN COUNCIL DISTRICT 2. (RESTRICTION OF TRAFFIC PROCEEDING NO. RT03-02, RT03-03, RT03-04, RT03-05 RT03-06, RT03-07 AND RT03-08)

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, on February 24, 2004, City Council considers the approval of the restriction of traffic of the following alleys:
 - a. The alley bounded by Del Paso Boulevard, Fairfield Street, Calvados Avenue and Oxford Street (RT03-02).
 - b. The Alley bounded by Dixieanne Avenue, Oakmont Street, Calvados Avenue and Cambridge Street (RT03-03).
 - c. The alley bounded by Dixieanne Avenue, Cambridge Street, Calvados Avenue and Beaumont Street (RT03-04).
 - d. The alley bounded by Dixieanne Avenue, Beaumont Street, Calvados Avenue and Empress Street (RT03-05).
 - e. The alley bounded by Dixieanne Avenue, Empress Street, Calvados Avenue and Boxwood Street (RT03-06).
 - f. The alley bounded by Dixieanne Avenue, Boxwood Street, Calvados Avenue and Erickson Street (RT03-07).
 - g. The alley bounded by Darina Avenue, Beaumont Street, Dixieanne Avenue and Oakmont Street (RT03-08).
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 alleys shall have restriction from 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

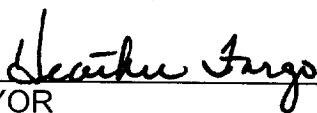
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restriction is no longer necessary for the protection or preservation of the public peace, safety, health, or welfare.

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.
 - b. Signs giving notice of such restrictions shall be installed at the entrances to the subject alleys 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 alleys.
 - 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:


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