



REPORT TO COUNCIL

City of Sacramento

915 I Street, Sacramento, CA 95814-2671
[www. CityofSacramento.org](http://www.CityofSacramento.org)

CONSENT
 March 31, 2009

Honorable Mayor and
 Members of the City Council

Title: Restriction of Traffic Through Elby Lane, the Alleyway Bounded Between Broadway, 36th Street, 5th Avenue and Bret Harte Court; Restricted Traffic Proceeding No. RT09-01

Location/Council District: Elby Lane, the Alley bounded between Broadway, 36th Street, 5th Avenue and Bret Harte Court in Council District 5 (see Attachment 2, Page 5).

Recommendation: Adopt the attached **Resolution** authorizing the restriction of vehicular traffic through the alleyway Elby Lane bounded between Broadway, 36th Street, 5th Avenue and Bret Harte Court.

Contact: Jerry Lovato, Senior Engineering Technician, (916) 808-7918; Thomas Adams, Engineering Technician, (916) 808-7929

Presenters: None

Department: Transportation

Division: Engineering Services

Organization No: 15001181

Description/Analysis

Issue: The property owners have requested the restricted access of this alley to help eliminate or reduce the amount of criminal activity and vehicular traffic within the alleyway.

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 allowing the restriction of traffic through an alley or alleys for the protection or preservation of the public peace, safety, health or welfare. This restriction is consistent with the City's Strategic Plan focus area in that it will improve and expand public safety, achieve sustainability and enhance livability. This is in keeping with the City's vision of being the most livable city in America.

Environmental Considerations:

California Environmental Quality Act (CEQA): The Environmental Planning Services section of the Development Services Department 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.

Sustainability Considerations: None

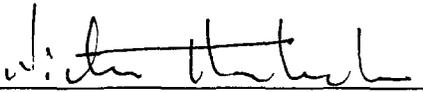
Committee/Commission Action: None

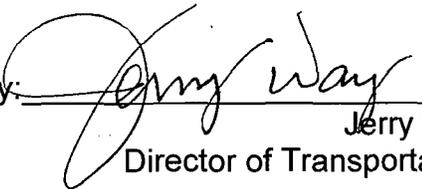
Rationale for Recommendation: Adoption of the attached Resolution will provide additional security for the property owners by eliminating the opportunity for individuals to commit illegal acts and illegally dump within the alleyway.

Financial Considerations: The cost associated with this request is paid by the Alley Abatement Program (T15090900). The total estimated cost to process this alley request is \$1,500; fifty percent of the total costs will be paid for by the Alley Abatement Program (T15090900) and the other fifty percent will be paid for by the Redevelopment Agency through their contribution to the Quality of Life Program, Alley Gate Installations Project (T15088405). There are no general funds planned or allocated for this project.

As of March 5, 2009 the Alley Abatement Program (T15090900) has a total budget of \$60,000 and an unobligated balance of \$60,000 and the Quality of Life Alley Gate Installation Project (T15088405) has a total budget of \$18,000 and an unobligated balance of \$18,000, which is sufficient to cover the total estimated costs of \$1,500.

Emerging Small Business Development (ESBD): None

Respectfully Submitted by: 
Nicholas Theocharides
Engineering Services Manager

Approved by: 
Jerry Way
Director of Transportation

Recommendation Approved:

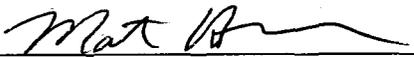
Don

Ray Kerridge
City Manager

Table of Contents:

	Report	Pg 1
Attachments		
1	Background	Pg 4
2	Location Map of Restricted Alleyway	Pg 5
3	Police Department Clearance Letter with Crime Activities	Pg 6
4	Fire Department Clearance Letter	Pg 7
5	Department of Transportation, Traffic Engineering Clearance Letter	Pg 8
6	Resolution	Pg 9

Attachment 1**Background**

This proposed alley restriction was requested by the property owners along the subject alleyway known as Elby Lane. The alleyway is currently unrestricted to vehicular and pedestrian traffic. This accessibility has allowed the alleyway to be utilized as a conduit for illegal activity within the alley and the adjacent properties. Many of these activities have been documented by the Sacramento Police Department in which over a year's span from 2008 to 2009 more than 180 calls for service have been reported. With this amount of calls for service the Police Department supports this subject alley restriction (see Attachment 3, Page 6).

The restriction of this alley will entail the installation of three metal bollards across the alleyway. This will allow access for pedestrians but not motorized vehicles. One of these bollards will be collapsible and will have a City of Sacramento's Fire Department approved Knox lock and a City only accessible lock with key access for emergency vehicles and city maintenance personnel. The restriction of this alley will assist in deterring criminal activity and reducing the number of vehicles utilizing the alleyway as a means to conduct criminal acts.

The total estimated cost of installing the three metal bollards with appropriate signs and locks will be \$1,500. This cost will be shared between the City of Sacramento's Alley Abatement Program (T15090900) and Sacramento's Redevelopment Agency through the Quality of Life Program, Alley Gate Installations Project (T15088405). Each entity will pay fifty percent (\$750) towards the cost of installing the bollards and required signs.

In addition to the Police Department's support of the alley restriction of the subject alley, the City of Sacramento Fire Department has also given support to the alley restriction. The Fire Department certifies that the proposed alley restriction will not adversely impact their operation or the safety within the surrounding neighborhoods (see Attachment 4, Page 7).

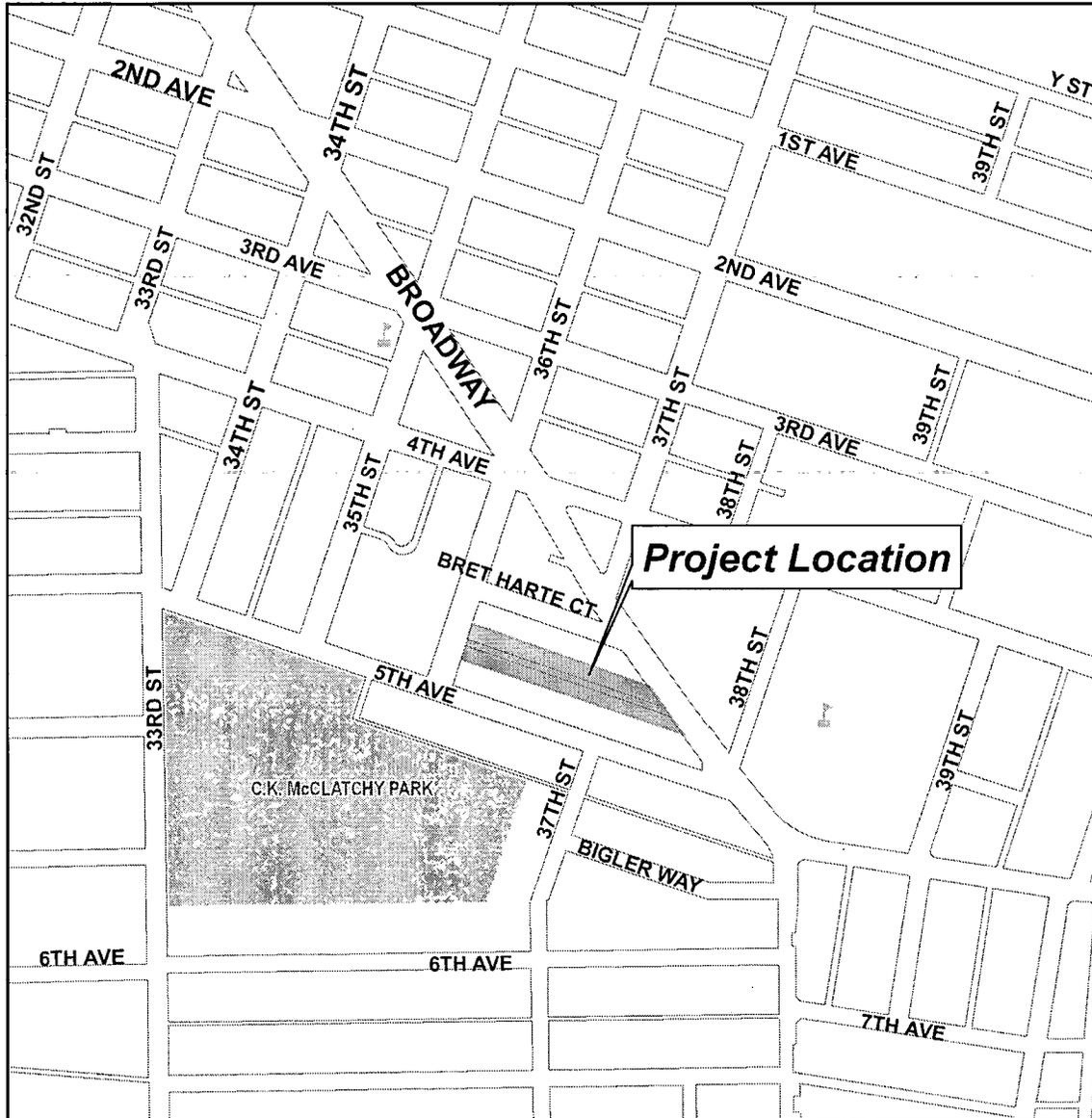
The restriction of this subject alley is also supported by the City of Sacramento's Department of Transportation (DOT). DOT certifies that the proposed alley restriction does not include a through highway or arterial street and that the alley restriction allows adequate and safe traffic circulation on the adjacent streets (see Attachment 5, Page 8).

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.

The majority of the adjacent property owners along with City staff support this alley restriction.

Attachment 2

Location Map for
Alleyway
(Elby Lane)



Department of
TRANSPORTATION
City of Sacramento

Map Contact: S. Tobin
Map Date: March 09

0 0.025 0.05 0.1
Miles





POLICE DEPARTMENT

CITY OF SACRAMENTO
CALIFORNIA

5770 FREEPORT BLVD. #100
SACRAMENTO, CA 95822

Phone (916) 2645471

MEMORANDUM

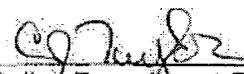
TO: City of Sacramento
Development Services
300 Richards Blvd, attn: Thomas Adams
Sacramento, CA 95811

SUBJECT: CLEARANCE FOR THE RESTRICTION OF TRAFFIC THROUGH
THE ALLEY BOUNDED BY by Bret Harte ct, 36th Street, Broadway
and 5th Avenue

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 below.

COMMENTS:

THE ATTACHED LIST OF CALLS FOR SERVICE REFLECTS
THE CALLS IN THE AREA OF THIS ALLEY. ALL OF THESE
CALLS WOULD NOT GO AWAY BY CLOSING THE ALLEY
BUT SOME OF THEM LIKELY WOULD.


Police Department Signature

FEB 9, 2009
Date



FIRE DEPARTMENT

CITY OF SACRAMENTO
CALIFORNIA

5770 Freeport Blvd. Room 200
Sacramento CA 95822

Phone (916) 433-1300

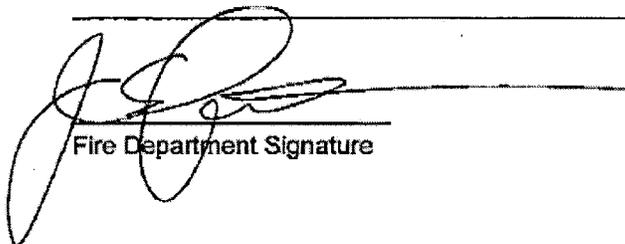
MEMORANDUM

TO: City of Sacramento
Development Services
915 I Street, Room 300
Sacramento, CA 95814

**SUBJECT: CLEARANCE FOR THE PROPOSED RESTRICTION OF TRAFFIC
THROUGH THE ALLEY (Elby Ln) BOUNDED by Bret Harte ct, 36th
Street, Broadway and 5th Avenue (See Attached map)**

I have reviewed the material on the subject alley proposed for restriction of traffic. On behalf of the Department, I find that the proposed restriction will not adversely impact the operations of the Sacramento Fire Department. The Fire Department supports this restriction of traffic. Additional comments may follow below.

COMMENTS:



Fire Department Signature

2-5-09
Date



Attachment 5



TRANSPORTATION DEPARTMENT
TRAFFIC ENGINEERING

CITY OF SACRAMENTO
CALIFORNIA

915 I Street, Room 200
Sacramento CA 95811
Phone (916) 808-7607

MEMORANDUM

TO: City of Sacramento
Development Services
915 I Street, Room 300
Sacramento, CA 95814

SUBJECT: CLEARANCE FOR THE PROPOSED RESTRICTION OF TRAFFIC THROUGH THE ALLEY (Elby Ln) BOUNDED by Bret Harte ct, 36th Street, Broadway and 5th Avenue

In reference to the requested restriction of traffic, I have reviewed the material on the above subject alley. I find the alley is under the City of Sacramento's jurisdiction and the proposed restriction of traffic does not include an arterial or a through street. It also appears that the restriction will allow adequate traffic circulation on the area. The Department of public works supports this restriction of traffic on the subject alley. Additional comments may follow below.

COMMENTS:



Traffic Engineering Signature

12-23-08
Date



RESOLUTION NO.

Adopted by the Sacramento City Council

Resolution Authorizing the Restriction of Traffic Through Elby Lane the Alleyway Bounded Between Broadway, 36th Street, 5th Avenue and Bret Harte Court Proceeding No. RT09-01

BACKGROUND

- A. The City received a request from the adjacent property owners for the restriction of the subject adjacent alleyway Elby Lane bounded by Broadway, 36th Street, 5th Avenue and Bret Harte Court.
- B. The Sacramento Redevelopment Agency has agreed to pay 50 percent of the total costs to construct the alley bollards and placement of the necessary signage through the Quality of Life Program, Alley Gate Installations Project (T15088405). The other 50 percent of total costs will be paid for by the City's Department of Transportation's Alley Abatement Program (T15090900).
- 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 traffic on the following subject alley to help prevent future criminal acts.

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

- Section 1. Restriction of vehicular traffic through the subject alleyway named Elby Lane which is bounded by Broadway, 36th Street, 5th Avenue and Bret Harte Court is necessary for the protection or preservation of the public peace, Safety, health or welfare of the neighborhood.
- Section 2. City Council grants the restriction of the subject alley with the following conditions:
 - a) A locking security device approved by the Sacramento Fire Department will be installed on the bollards.
 - 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.
- 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 Department of Transportation. 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. Staff recommends that the City Manager waive the fee for the revocable encroachment permit.

