

**Meeting Date:** 7/26/2016

**Report Type:** Public Hearing

**Report ID:** 2016-00721

**Title:** Temporary Closure of The Alley Bounded by Castro Way, 2nd Avenue, 24th and 25th Streets (Noticed 07/15/2016)

**Location:** District 5

**Recommendation:** Conduct a public hearing and upon conclusion pass a Resolution authorizing the temporary closure of the alley bounded by Castro Way, 2nd Avenue, 24th and 25th Streets to through vehicular and pedestrian traffic.

**Contact:** Thomas Adams, Engineering Technician, (916) 808-7929; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works

**Presenter:** Thomas Adams, Engineering Technician, (916) 808-7929, Department of Public Works

**Department:** Public Works Department

**Division:** Engineering Services Admin

**Dept ID:** 15001111

**Attachments:**

- 1-Description/Analysis
- 2-Attachment - Clearance Letters
- 3-Resolution
- 4-Exhibit A - Location Map

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**City Attorney Review**

Approved as to Form  
Paul Gale  
7/18/2016 7:49:55 AM

**Approvals/Acknowledgements**

Department Director or Designee: Jerry Way - 7/7/2016 12:47:50 PM

## **Description/Analysis**

**Issue Detail:** The adjacent property owners have raised concerns about dumping and other illegal activity within the subject alley. The concerns were forwarded to the City's Department of Public Works with a request that the Alley Abatement Program (T15100900) be utilized to help deter the illegal dumping and other criminal activities. For the temporary closure of the alley, funding from the majority of the property owners and the Alley Abatement Program (T15100900) will pay for the costs associated with the gate construction. The majority of the property owners along with the Police, Fire and Public Works Departments support this temporary closure request.

**Policy Considerations:** The procedures for the temporary closures of through vehicular and pedestrian traffic are set forth in the Vehicle Code Section 21101.4 and Sacramento City Code Chapter 12.16 allowing the temporary closure for the protection or preservation of the public peace, safety, health or welfare. The temporary closure will improve and expand public safety, and enhance livability.

**Economic Impacts:** None

### **Environmental Considerations:**

**California Environmental Quality Act and National Environmental Policy Act (CEQA/NEPA):** The Environmental Planning Services section of the Community Development Department has reviewed the proposed temporary street closure and determined that the activity is exempt from the provisions of the California Environmental Quality Act (CEQA) under Section 15301(f) of the CEQA Guidelines in that this temporary street closure involves no expansion of use beyond what currently exists. Access to the street and alleys will be given to appropriate departments and agencies.

**Sustainability Considerations:** Not applicable.

**Commission/Committee Action:** None

**Rational for Recommendation:** Temporary closure of the alley will provide security for the property owners for 18 months by reducing opportunities for individuals to commit illegal acts and dumping within this alley. A time extension of the temporary closure will require the approval by City Council at the end of the 18 month time period.

**Financial Considerations:** The construction and installation of the gates will be funded by Alley Abatement Program (T15100900) and the adjacent property owners. The total estimated cost for the construction and installation of the gates is \$10,106.

The Alley Abatement Program (T15100900) will fund 50 percent of the costs with the other 50 percent coming from the adjacent property owners. The property owners' contributions have been appropriated into the Alley Abatement Program (T15100900).

As of June 16, 2016, the Alley Abatement Program (T15100900) has a total budget of \$870,930 and an unobligated balance of \$274,926, which is sufficient to process this request.

**Local Business Enterprise (LBE):** The City's LBE policy for public projects less than \$100,000 was included in the invitation to bid. No bidders met the requirements to receive the 5% LBE preference.



POLICE DEPARTMENT

CITY OF SACRAMENTO  
CALIFORNIA

5770 FREEPORT BOULEVARD  
Ste.100  
Sacramento, CA 95822

**MEMORANDUM**

TO: City of Sacramento  
Development Engineering  
300 Richards Blvd, 3<sup>rd</sup> Floor  
Sacramento, CA 95811

SUBJECT: **TEMPORARY CLOSURE OF TRAFFIC THROUGH THE ALLEY  
BOUNDED BY CASTRO WAY, 2<sup>nd</sup> AVENUE, 24<sup>th</sup> AND 25<sup>th</sup>  
STREETS.**

In reference to the requested temporary closure I have reviewed the material on the above alley. On behalf of the Police Department, I find that the area of the proposed temporary closure of the alley suffers from criminal activity. Given the criminal activity in the area of this alley, I recommend the proposed temporary closure restricting vehicular and pedestrian traffic of the alley be implemented. Such action may help mitigate the criminal activity in the area.

Additional comments may follow below.

COMMENTS:

SEVERAL INSTANCES OF TRANSIENT-RELATED CRIME IN  
NEARBY ALLEYS INCLUDING ONE SERIOUS ASSAULT IN  
THE PAST YEAR.

 #3117

Police Department Signature

5-5-16  
Date



FIRE DEPARTMENT

CITY OF SACRAMENTO  
CALIFORNIA

5770 FREEPORT BOULEVARD  
Ste. 200  
Sacramento, CA 95822

**MEMORANDUM**

TO: City of Sacramento  
Development Engineering  
300 Richards Blvd, 3<sup>rd</sup> Floor  
Sacramento, CA 95811

SUBJECT: **TEMPORARY CLOSURE OF TRAFFIC THROUGH THE ALLEY  
BOUNDED BY CASTRO WAY, 2<sup>ND</sup> AVENUE, 24<sup>TH</sup> AND 25<sup>TH</sup>  
STREETS**

In reference to the temporary closure of the alley, I have reviewed the material on the above subject right of way. On behalf of the Fire Department, I find that the area of the proposed temporary closure will not adversely impact the operations of the Sacramento Fire Department. The Fire Department supports the temporary closure restricting vehicular and pedestrian access of the alley.

Additional comments may follow below.

COMMENTS:

*Provide an approved Key Padlock for the proposed vehicle  
gates.*

*Kim Lense*

Fire Department Signature

*4/2/16*

Date

City of  
**SACRAMENTO**

Department of Public Works

Transportation Services Division

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**MEMORANDUM**

TO: City of Sacramento  
Development Engineering  
300 Richards Blvd, 3<sup>rd</sup> Floor  
Sacramento, CA 95811

SUBJECT: **TEMPORARY CLOSURE OF TRAFFIC THROUGH THE ALLEY  
BOUNDED BY CASTRO WAY, 2<sup>ND</sup> AVENUE, 24<sup>TH</sup> AND 25<sup>TH</sup>  
STREETS**

In reference to the requested temporary closure of the alley, I have reviewed the material on the above subject right of way. I find the alley is under the City of Sacramento's jurisdiction and that the proposed temporary closure of the subject alley does not include any arterial or a through street. The Department of Public Works supports the temporary closure of the alley restricting vehicular and pedestrian traffic.

Additional comments may follow below.

COMMENTS:

TRAFFIC ENGINEERING IS NOT OPPOSED TO  
THIS ALLEY CLOSURE

  
\_\_\_\_\_  
Transportation Engineering Signature

4-20-16  
\_\_\_\_\_  
Date

## **RESOLUTION NO.**

Adopted by the Sacramento City Council

### **RESOLUTION AUTHORIZING THE TEMPORARY CLOSURE OF THE ALLEY BOUNDED BY CASTRO WAY, 2<sup>ND</sup> AVENUE, 24<sup>TH</sup> AND 25<sup>TH</sup> STREETS LOCATED IN COUNCIL DISTRICT 5 PROCEEDING NO. TSC16-01**

#### **BACKGROUND**

- A. The City received a request from the adjacent property owners to utilize the Alley Abatement Program for the purpose of temporary closure of the alley bounded by Castro Way, 2<sup>nd</sup> Avenue, 24<sup>th</sup> and 25<sup>th</sup> Streets to through vehicular and pedestrian traffic.
- B. In accordance with Section 21101.4 of the Vehicle Code of the State of California and with Chapter 12.16 of the Sacramento City Code, the City Council hereby considers approval of the temporary closure of the subject alley identified in Exhibit A to help curtail criminal activities.

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

- Section 1. Based upon substantial evidence present in the record of the proceedings regarding this matter, the City Council hereby makes the following findings:
- a) There is serious and continual criminal activity in the area of the subject alley recommended for temporary closure. This finding is based upon a recommendation of the Police Department.
  - b) The alley recommended for closure is under the City's jurisdiction and has not been designated as a through highway or arterial street.
  - c) Vehicle or pedestrian traffic in the alleyway recommended for closure contributes to the criminal activity that is occurring there.

- d) The alley closure will not substantially adversely affect traffic flow, safety on the streets or in the surrounding neighborhoods, the operation of emergency vehicles, the performance of municipal or public utility services, or the delivery of freight by commercial vehicles in the area of the street recommended for closure.

Section 2. The temporary closure of the subject alley is necessary for the protection or preservation of the public peace, safety, health or welfare of the neighborhood.

Section 3. Under Vehicle Code Section 21101.4 of the State of California, all temporary closures are valid for 18 months except for when this period has been extended for an additional 18 months of not more than eight additional consecutive periods by resolution.

Section 4. The City Council approves the temporary closure of the subject alley identified in Exhibit A to through vehicular and pedestrian traffic with the following conditions:

- a) A locking security device approved by the Sacramento Fire Department will be installed on each gate.
- b) City departments and utility companies will have twenty-four (24) hour access to their facilities within the alley.
- c) Adjacent property owners may be granted access to the alley through the security device that has been approved by the City's Department of Public Works.
- d) 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 Public Works.

Section 5. Exhibit A is attached and made a part of this Resolution.

# Exhibit A

Map Location for Alley Temporary Closure

