



REPORT TO COUNCIL

City of Sacramento

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

PUBLIC HEARING
June 27, 2006

Honorable Mayor and
 Members of the City Council

Subject: Temporary Street Closure - Shining Star Drive at Morrison Creek, Temporary Closure Proceeding No. TSC06-06

Location/Council District:

Shining Star Drive at Morrison Creek in Council District 8 (see Attachment "A", Page 5)

Recommendation:

Adopt the attached Resolution approving the temporary closure of Shining Star Drive at Morrison Creek, and the approval of the implementation of No Parking Zones along Shining Star Drive and Creeks Edge Way between Franklin Boulevard and Morrison Creek.

Contact: Jerry Lovato, Senior Engineering Technician, (916)808-7918; Cesar Narvaez II, Junior Engineer, (916)808-7873

Presenters: Cesar Narvaez II, Junior Engineer

Department: Development Services Department

Division: Development Engineering

Organization No: 4815

Summary:

This proposed temporary closure of Shining Star Drive at Morrison Creek is in conjunction with the temporary closure of streets and alleys within the Phoenix Park Subdivision and Franklin Villa Estate Unit No.1 that was approved by City Council on May 30, 2006. Staff finds that the temporary closure of this portion of Shining Star Drive is vital to the continuing decline of criminal activities within the said subdivisions. Staff recommends approval of this proposed closure pursuant to Vehicle Code Section 21101.4 and Sacramento City Chapter Code 12.16. At the request of the homeowners of the affected area, and the recommendation from the Police Department, the Development Engineering Division of the Development Services Department, along with Parking Services of the Department of Transportation, recommend the implementation of No Parking Zones along Shining Star Drive and Creeks Edge Way between Franklin

Boulevard and Morrison Creek to address safety and security issues along these streets.

Committee/Commission Action: None

Background Information:

This proposed temporary closure of Shining Star Drive at Morrison Creek is in conjunction with the temporary closure of streets and alleys within the Phoenix Park Subdivision and Franklin Villa Estate Unit No.1 that was approved by City Council on May 30, 2006. This portion of Shining Star Drive is included in the notices that were sent out to the property owners of the two subdivisions requesting the temporary closure of streets and alleys within the said subdivisions. The majority of the property owners supported these street and alley closures including the closure of this portion of Shining Star Drive. Shining Star Drive is formerly known as G Parkway Drive, and was part of the Franklin Villa temporary street and alley closure that was approved by City Council in 1993. Staff did not include this Shining Star Drive as part of the temporary closure project that was approved by City Council on May 30, 2006 because at that time, the funding source and the responsible parties had not been identified. The proposed closure of this portion of Shining Star Drive will require closure of existing gates that are installed at the bridge at Morrison Creek. These gates will require minor repair and installation of a new City lock and Fire Department approved Knox lock.

At the direction of the City Manager, the City will be responsible for the initial, eighteen-month period maintenance of the gates that are required for this closure. The eighteen-month period starts upon approval of this proposed closure by City Council. The Development Services Department, Development Engineering Division, will be the lead City agency responsible for the maintenance of these gates. 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, will fund the maintenance requirement of these gates.

The Police Department recommends the implementation of the temporary closure of the subject street. This closure will assist in preventing the occurrence or reoccurrence of crime related activities in the subject streets and alleys. The Police Department has documented 3,138 calls for services in this area from January 2004 to December 2005 (see Attachment "B", Page 6).

Verification has been obtained from the Fire Department that the proposed closure will not adversely impact their operation or safety in the surrounding neighborhoods (see Attachment "C", Page 10).

Verification has been obtained from the Department of Transportation that the proposed closure does not include a through highway or an arterial street. The street closure allows adequate and safe traffic circulation on the adjacent streets (see Attachment "D", Page 11).

Staff recommends the closure of the subject street in order to stop or reduce illegal activities in the area. The street closure is not to exceed eighteen (18) months unless the closure is properly extended. Once approved, the closure may be extended for an additional five (5) consecutive periods of not more than eighteen (18) months each. Prior to each extension, City Council must hold a Public Hearing.

Noticing to the public regarding the temporary closure has been completed prior to this City Council meeting in accordance with City Code section 12.16.220.

With the removal of the guard shack at Shining Star Drive, and the removal of the gates at the Creeks Edge Way, Shining Star Drive and Creeks Edge Way will be open to the public. Residents and owners are concerned about parking along these streets that may cause safety and security issues. In order to address this possible safety and security issues along these streets, the homeowners request that the City implement No Parking Zones along these streets. The Police Department supports and recommends this request. With this the Development Engineering Division and Parking Services recommend that City Council approve the implementation of No Parking Zones along these streets.

Financial Considerations:

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 2005/2006 by City Council and will be funded through the approved Development Services Department, Development Engineering Division's FY 2005/2006 operating budget. Parking Services of the Department of Transportation will be responsible for the cost of installation of necessary signs required by this project.

Environmental Considerations:

The Environmental Planning Services Division of the Development Services Department has reviewed the temporary 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. These projects consist of the temporary closure of an existing street by installation of gates. This temporary closure involves no expansion of use beyond what currently exists. Access to the road will be given to appropriate departments and agencies.

Policy Considerations:

The temporary closure is in accordance with Vehicle Code Section 21101.4 and Sacramento City Code Chapter 12.16 allowing the temporary closure of through streets or alleys. These are consistent with the City's Strategic Plan 3 Year Goals 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.

Emerging Small Business Development (ESBD): None

Respectfully Submitted by: 
Edward Williams
Manager, Development Engineering

Respectfully Submitted by: 
William A. Thomas
Director of Development, Development Services Department

Recommendation Approved:


RAY KERRIDGE
City Manager

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S:\Moves\DEV\Develop Svcs\ABANDONMENTS\VALLEY_ABATEMENT PROJECTS\1Project Study\NSD2\Franklin Villa\SHINING_star_DRIVE\ccr\CCR_Rev\CCR_050806_No Shining Star Drive_REV061606 doc

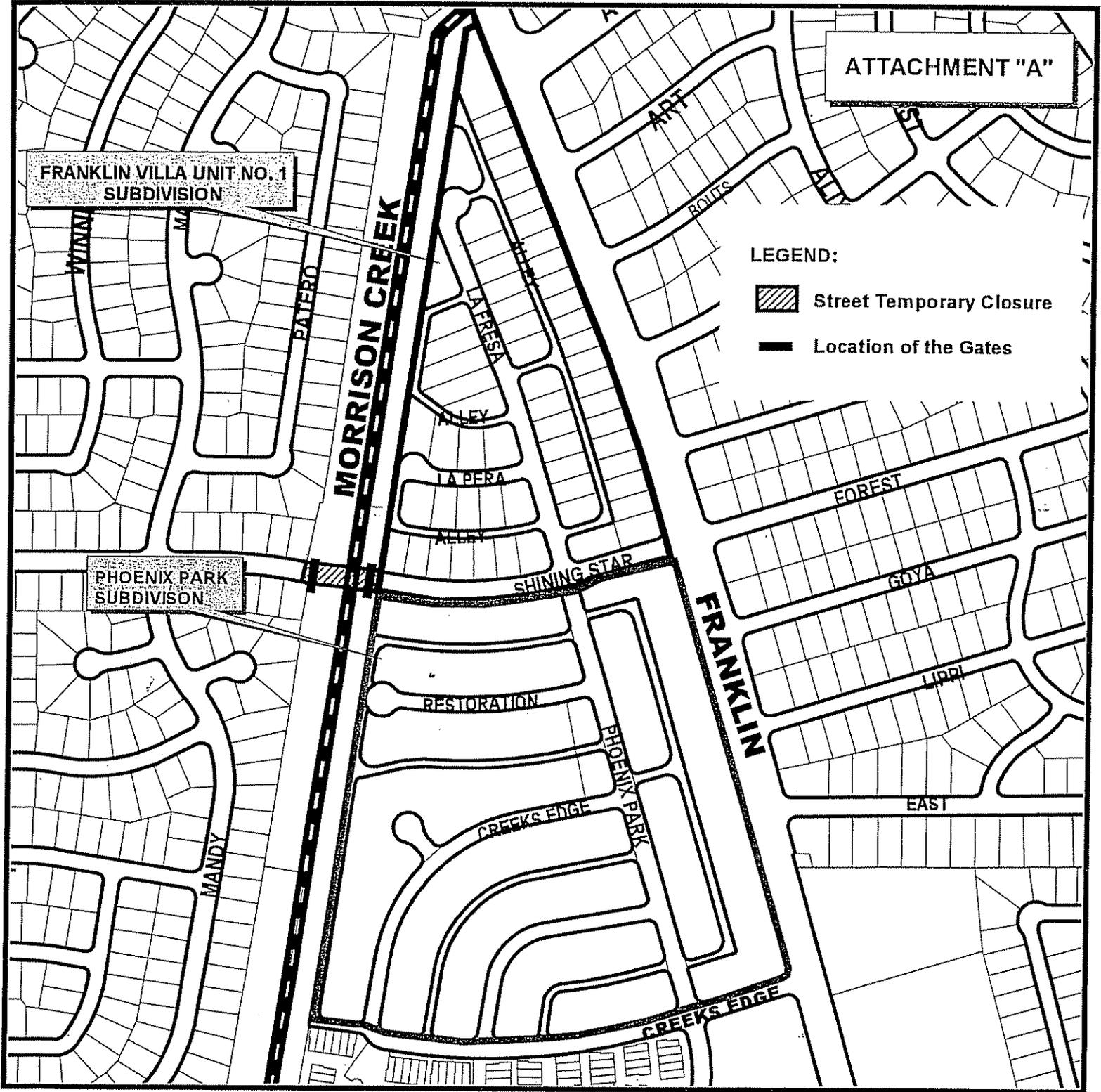
ATTACHMENT "A"

FRANKLIN VILLA UNIT NO. 1
SUBDIVISION

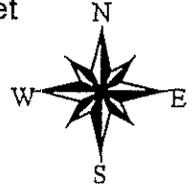
PHOENIX PARK
SUBDIVISION

LEGEND:

-  Street Temporary Closure
-  Location of the Gates



TEMPORARY STREET CLOSURE, TSC06-06
Shining Star Drive at Morrison Creek in Council
District 8





ATTACHMENT B

DEPARTMENT OF
POLICE

CITY OF SACRAMENTO
CALIFORNIA

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

ALBERT NÁJERA
CHIEF OF POLICE

STEVE SEGURA
DEPUTY CHIEF OF POLICE

RICK BRAZIEL
DEPUTY CHIEF OF POLICE

April 18, 2006

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

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

Subject: Temporary Street Closure of La Fresa Court, La Pera Court, Shining Star Drive, Phoenix Park Drive, Restoration Court, Creeks Edge Way, Abiding, El Mango Way, and all the alleys bound by Franklin Boulevard, Brookfield Avenue, and Morrison Creek

The Sacramento Police Department supports temporary street closure of all streets indicated on the attached map. There has been a history of violent crime and narcotic activity in this neighborhood for over 20 years. At one point, this area of approximately one square mile generated more calls for Police service than any other neighborhood in South Sacramento. Please see attached statistics of calls for service for the last year.

The recent improvements implemented by the Sacramento Housing and Redevelopment Agency, along with the enforcement of the Sacramento Police Department Problem-Oriented Policing Team, have had a significant impact on the overall improvement of this neighborhood.

It is the opinion of the Sacramento Police Department that the temporary street closures are necessary to complete the final phase of this improvement project.

Lieutenant Jacqueline Dowden
Sacramento Police Department
5303 Franklin Boulevard
Sacramento, CA 95820
(916) 277-6001
LDowden@pd.cityofsacramento.org

**SACRAMENTO POLICE DEPARTMENT'S
CALLS FOR SERVICE (CFS) OF
THE PHOENIX PARK AREA
JANUARY 1, 2005-APRIL 1, 2006**

TYPE OF CALL	# OF CFS
Kidnap	2
Robbery	10
Misdemeanor Battery	48
Felony Assault	32
Shoot into Inhabited Dwelling	1
Rape	2
Sex Crime	4
Child Abuse/Neglect	5
Domestic Violence	184
Keep the Peace	11
Disturbance	298
Disturbance w/ Weapon Involved	16
Burglary	31
Forgery	1
Felony Hit & Run	4
Misdemeanor Hit & Run	9

Vehicle Accident	14
Petty Theft	25
Grand Theft	4
Reckless Driver	5
Stolen Vehicle	23
Recovered Stolen Vehicle	6
Vandalism	29
Abandoned Vehicle	1
Prowler	3
Auto Burglary	4
Drunk Subject	4
Dead Body	2
Suspicious Activity	420
Suspicious Occupied Vehicle	67
Suspicious Unoccupied Vehicle	48
Narcotic Activity	26
Ringing Alarm	43
Silent Alarm	22
Officer Holding Prisoner	1
Medical Aid	12
Arson	2

Incomplete Phone Call for Police	337
Vehicle Parked in Violation Zone	17
Vehicle Parked Blocking Private Driveway	4
Missing Person	48
Welfare Check	52
Check on Hazard	26
Found Property	4
Possession of Stolen Property	1
Mental Subject	9
Traffic Stop	545
Subject Stop	782
Directed Patrol/Gameplan	164
Attempt to Pick-Up for Warrant	72

- The #s shown only represent *reported* CFS for the following boundaries:
 - G Pkwy/Restoration Ct & Franklin Blvd to the north
 - Brookfield Dr to the south
 - Restoration Ct to the west
 - Franklin Blvd to the east



ATTACHMENT C

FIRE DEPARTMENT

CITY OF SACRAMENTO
CALIFORNIA

5770 Freeport Blvd. Room
200
Sacramento CA 95822
Phone (916) 433-1300

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

SUBJECT: Clearance for the of Temporary Street Closure of La Fresa Court, La Pera Court, Shining Star Drive, Phoenix Park Drive, Restoration Court, Creek Edge Way, Abiding, El Mango Way and all the alleys bounded by Franklin Boulevard, Brookfield Avenue and Morrison Creek.

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

COMMENTS:

All gates are ok as long as they are all Knox accessible.

Fire Department Signature

Date 4/25/06





ATTACHMENT D

DEPARTMENT OF
TRANSPORTATION

CITY OF SACRAMENTO
CALIFORNIA

915 I Street 2nd Floor
Sacramento CA 95814

Phone (916) 808-8307

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

SUBJECT: Clearance for the of Temporary Street Closure of La Fresa Court, La Pera Court, Shining Star Drive, Phoenix Park Drive, Restoration Court, Creek Edge Way, Abiding, El Mango Way and all the alleys bounded by Franklin Boulevard, Brookfield Avenue and Morrison Creek.

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

COMMENTS:

TRAFFIC ENGINEERING DOES NOT FIND ANY
SAFETY ISSUES WITH THE TEMPORARY
STREET CLOSURES PROPOSED IN THIS DOCUMENT


Traffic Department Signature

4/27/06
Date



RESOLUTION NO.

Adopted by the Sacramento City Council

RESOLUTION APPROVING THE TEMPORARY STREET CLOSURE - SHINING STAR DRIVE AT MORRISON CREEK LOCATED IN COUNCIL DISTRICT 8

TEMPORARY CLOSURE PROCEEDING NO. TSC06-06

BACKGROUND

- A. The City received a request from the property owners and residents of Phoenix Park Subdivision and Franklin Villa Estate Unit No.1 Subdivision to temporarily close Shining Star Drive at Morrison Creek to stop the occurrences of crime related activities.
- B. The Vehicle Code of the State of California Section 21101.4 and the Sacramento City Code Chapter 12.16 authorize the City Council to temporarily close streets and alleys to prevent occurrences of crime related activities.
- C. The City received a request from the property owners and residents to implement No Parking Zones along Shining Star Drive and Creeks Edge Way between Franklin Boulevard and Morrison Creek to address safety and security along these streets.

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, City Council hereby makes the following findings:
 - a) There is serious and continual criminal activity in the area of the street recommended for closure. This finding is based upon a recommendation of the Police Department.
 - b) The street 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 street recommended for closure contributes to the criminal activity that is occurring there.
 - d) The street closure will not substantially adversely affect traffic flow, safety on the street 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 closure.

Section 2. The Council finds and determines that the subject street closure will substantially alleviate the existing serious and continual criminal activity in that street.

Section 3. City Council grants this street closure with the following conditions:

- a) The City will maintain the gates with this closure for an initial one time period of eighteen (18) months only.
- b) A gate security device approved by the Sacramento Fire Department will be installed on the gates.
- c) City departments and utility companies will have twenty-four (24) hour access to their facilities within the road.
- 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.

Section 4. The Council approves the No Parking Zones along Shining Star Drive and Creeks Edge Way between Franklin Boulevard and Morrison Creek.