REPORT TO COUNCIL
City of Sacramento

915 I Street, Sacramento, CA 95814-2671
www. CityofSacramento.org

PUBLIC HEARING
November 28, 2006

Honorable Mayor and
Members of the City Council

Title: Temporary Street Closure – Creeks Edge Way Between Franklin Boulevard and Morrison Creek; Temporary Closure Proceeding No. TSC06-08

Location/Council District: Creeks Edge Way between Franklin Boulevard and Morrison Creek Council District 8 (see Attachment 2, Page 6).

Recommendation: Conduct a Public Hearing and upon conclusion adopt a **Resolution** approving the temporary street closure of Creeks Edge Way.

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

Presenters: Thomas Adams, Engineering Technician

Department: Development Services

Division: Development Engineering

Organization No: 4881

Description/Analysis

Issue: The housing communities of Wildwood, Brookfield and Phoenix Park have requested a closure of portion of Creeks Edge Way to help curtail the intrusion of uninvited guest and non-residents who contribute to criminal activity within these housing communities.

A summary of the project's history is included in Attachment 1, Page 4.

Policy Considerations: The temporary street closure is in compliance with Vehicle Code Section 21101.4 and Sacramento City Code Chapter 12.16 which allows the temporary closures of streets or alleys. This temporary closure is 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.

Committee/Commission Action: None

Environmental Considerations: The Environmental Planning Services Division of the Development Services 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. This project consists of the temporary closure of an existing street by adding a gate to the entrance of the street. This project falls under CEQA Guidelines of Categorical Exemptions Section 15301(f) in that this temporary street closure involves no expansion of use beyond what currently exists. Access to the road will be given to appropriate departments and agencies.

Rationale for Recommendation: Adoption of the attached **Resolution** will provide additional security for the residents within the Wildwood, Brookfield, and Phoenix Park housing communities.

Financial Considerations: The Norwood Avenue Housing Corporation and Wildwood, Brookfield, and Phoenix Park homeowners associations will be responsible for the cost of installation and maintenance/repair of the gate to close the subject street, Creeks Edge Way.

Emerging Small Business Development (ESBD): None

Respectfully Submitted by: _____
Edward Williams
Manager, Development Engineering

Respectfully Submitted by: _____
William Thomas
Director of Development Services Department

Recommendation Approved:

_____
for RAY KERRIDGE
City Manager

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Attachment 1

Background

The Temporary Street Closure of Creeks Edge Way

This proposed temporary street closure of Creeks Edge Way is in conjunction with a prior temporary closure within the Phoenix Park Subdivision and Franklin Villa Estate Unit No. 1 that was approved by City Council on May 30, 2006. The location of this proposed gate will serve as an entrance and exit for the Wildwood and Brookfield communities and several residents of the Phoenix Park community. Currently at Creeks Edge Way there is a fixed stationary gate that occupies half of the street, and spike strips that occupy the other half. This current street configuration only allows vehicular traffic to exit from Creeks Edge Way to Franklin Boulevard; while allowing pedestrian traffic entry and exit access with no restrictions. Subsequently this allows unwanted guests and non-residents the ability to frequent the communities to commit criminal acts.

The implementation of the requested electric gate with this closure will curtail non-residents and uninvited guests from entering into the communities without the consent of the residents. The residents will have remote access to open the gate and allow wanted guests to enter the housing communities. A locked pedestrian access gate will also be placed adjacent to the electric gate and will be available for residents who have an access key to open it.

The construction cost of the electric gate will be absorbed by the Norwood Avenue Housing Corporation (NAHC). The NAHC is a 510(a)(3) non-profit public benefit corporation that is the sole and managing general partner of the Phoenix Park I Limited Partners and Phoenix Park II Limited Partners, that own respectively Phoenix Park I and Phoenix Park II. In addition to the electric gate, all maintenance and repair costs will be the responsibility of the Wildwood, Brookfield and Phoenix Park Homeowners Associations.

The Police Department recommends the implementation of the temporary closure of the subject street. The closure will assist in deterring criminal acts being committed within these housing communities from uninvited guests and non-residents. The Police Department has documented many calls for service in this area from January 1, 2006 to April 1, 2006 (see Attachment 3, Page 7).

Clearance verification has been obtained from the City of Sacramento Fire Department in which the proposed temporary street closure will not adversely impact their operation or the safety within the surrounding neighborhoods (see Attachment 4, Page 11).

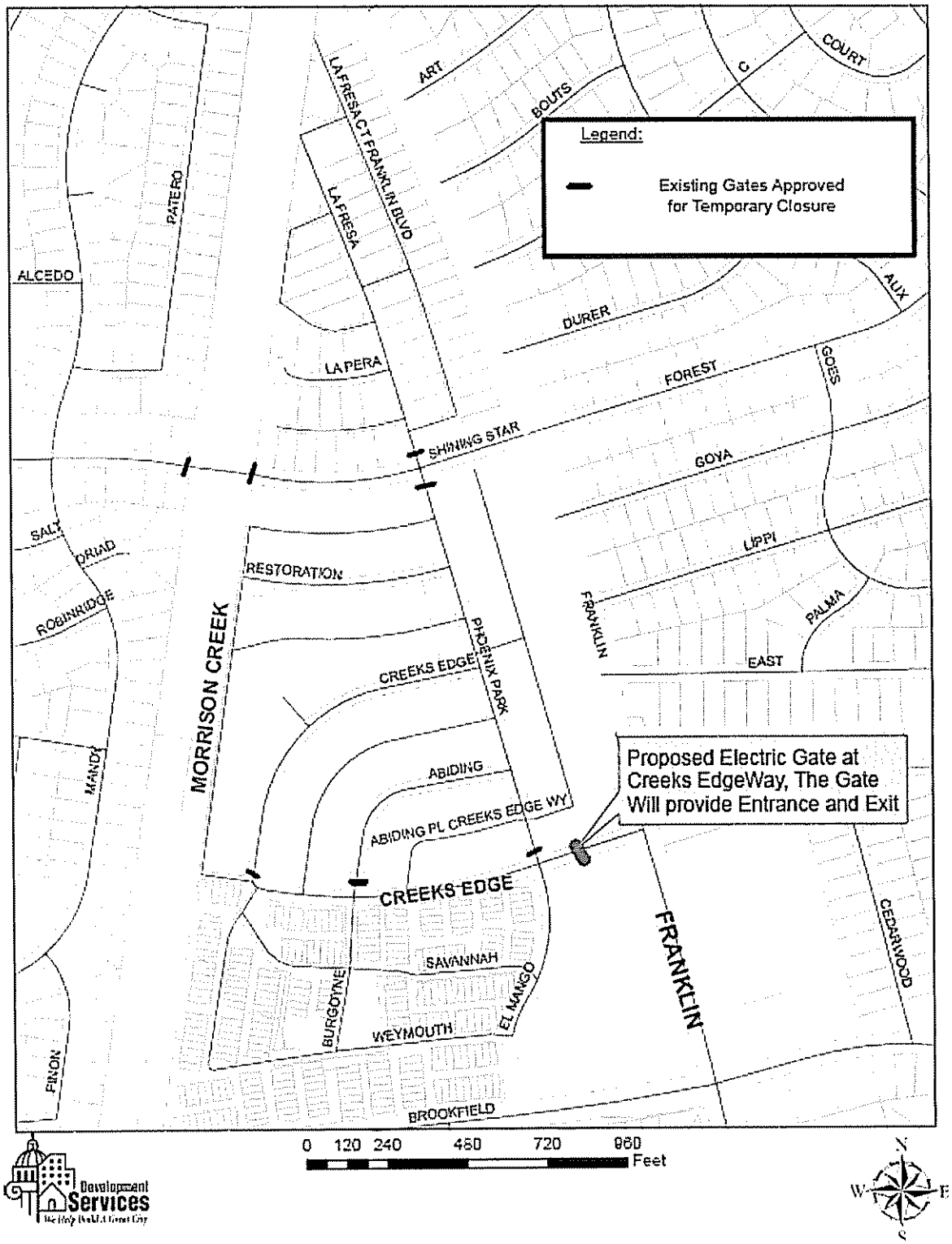
Clearance has also been obtained from the Department of Transportation in which the proposed temporary street closure does not include a through highway or arterial street. The street closure allows adequate and safe traffic circulation on the adjacent streets (see Attachment 5, Page 12).

The temporary street closure is not to exceed (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 street closure has been completed prior to this City Council meeting in accordance with City Code section 12.16.220.

Attachment 2

Temporary Street Closure

MAP LOCATION



TEMPORARY STREET CLOSURE, TSC06-08
CREEKS EDGE WAY BETWEEN FRANKLIN BOULEVARD AND MORRISON CREEK IN COUNCIL DISTRICT 8

Attachment 3

DEPARTMENT OF POLICE

ALBERT NÁJERA
CHIEF OF POLICE

STEVE SEGURA
DEPUTY CHIEF OF POLICE

RICK BRAZIEL
DEPUTY CHIEF OF POLICE

CITY OF SACRAMENTO
CALIFORNIA

5770 FREEPORT BLVD SUITE 100
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April 18, 2006

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

The mission of the Sacramento Police Department is to work in partnership with the Community to protect life and property, solve neighborhood problems, and enhance the quality of life in our City

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 4

FIRE DEPARTMENT

CITY OF SACRAMENTO
CALIFORNIA

5770 Freeport Blvd, Room 200
Sacramento CA 95822
Phone (916) 433-1621

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

SUBJECT: Clearance for the Temporary Street Closure of Creek Edge Way 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: Knox Box Padlock must be installed!

Fire Department Signature

10-17-06
Date

Development Services
We Help Build A Great City

Attachment 5

CITY OF SACRAMENTO
CALIFORNIA

DEPARTMENT OF
TRANSPORTATION

915 I Street 2nd Floor
Sacramento CA 95814
Phone (916) 808-5307

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

SUBJECT: Request Clearance for the Temporary Street Closure of Creek Edge Way 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 IS NOT OPPOSED TO THIS CLOSURE.

Traffic Department Signature

10-20-06
Date

Development Services
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Attachment 6

RESOLUTION NO.

Adopted by the Sacramento City Council

APPROVING THE TEMPORARY STREET CLOSURE – CREEKS EDGE WAY BETWEEN FRANKLIN BOULEVARD AND MORRISON CREEK IN COUNCIL DISTRICT 8

TEMPORARY CLOSURE PROCEEDING NO. TSC06-08

BACKGROUND

A. The City received a request from the property owners and residents of Wildwood, Brookfield and Phoenix Park Subdivision communities to temporarily close Creeks Edge Way between Franklin Boulevard and Morrison Creek.

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.

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 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 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 the temporary closure of Creeks Edge Way with the following conditions:

a) A gate security device approved by the Sacramento Fire Department will be installed on the gates.

b) City departments and utility companies will have twenty-four (24) hour access to their facilities within the road.

c) Norwood Avenue Housing Corporation will be responsible for the construction cost of the gate and Wildwood, Brookfield and Phoenix Park Homeowners Associations will be responsible for the maintenance and repair cost of the gate.

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. Staff recommends that the City Manager waive the fee for revocable encroachment permit.