



REPORT TO COUNCIL City of Sacramento

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

PUBLIC HEARING
April 3, 2007

Honorable Mayor and
Members of the City Council

Title: Temporary Street Closure – Alley Bounded by 41st Street, 42nd Street, S Street and T Street; Temporary Closure Proceeding No. TSC06-11

Location/Council District: Alley bounded by 41st street, 42nd street, "S" Street and "T" Street in Council District 6 (see Attachment 2, Page 5).

Recommendation: Conduct a Public Hearing and upon conclusion, adopt a **Resolution** approving the temporary closure of the alley bound by 41st Street, 42nd Street, "S" Street and "T" Street.

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 adjacent property owners to the subject alley have requested a temporary closure of the alley to help eliminate or reduce the amount of criminal activity within this alley.

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

Policy Considerations: The temporary closure is in compliance with California State 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 section of the Development Services Department has reviewed the proposed

temporary alley 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 alley by adding a gate to the entrance of the alley. 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 property owners and residents adjacent to the subject alley.

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 FY2006/07 by City Council and will be funded by the Problem Alley Abatement Program's Operating Budget. The City will be responsible for the processing costs associated with this temporary closure proceeding. Under the Problem Alley Abatement Program the City will fund 50 percent of the costs of installing two wrought iron gates and the necessary signage for the temporary alley closure. Any maintenance costs associated with the two gates under the approved temporary closure will be absorbed with the Problem Alley Abatement Program's Operating Budget.

Emerging Small Business Development (ESBD): None

Respectfully Submitted by: 
Edward Williams
Manager, Development Engineering

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

Recommendation Approved:


RAY KERRIDGE
City Manager

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Background

The Temporary Alley Closure of the Alley Bounded by 41st Street, 42nd Street, S Street and T Street

This proposed temporary closure of the subject alley was requested by the adjacent property owners. The alley is currently accessible to non-residents. This accessibility has allowed non-residents the ability to travel through the subject alley and commit unwanted criminal acts. All of the adjacent property owners have given their consent to process the temporary closure of the subject alley. Many of these activities have been documented by the Sacramento Police Department (see Attachment 3, Page 6).

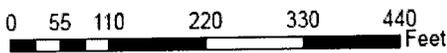
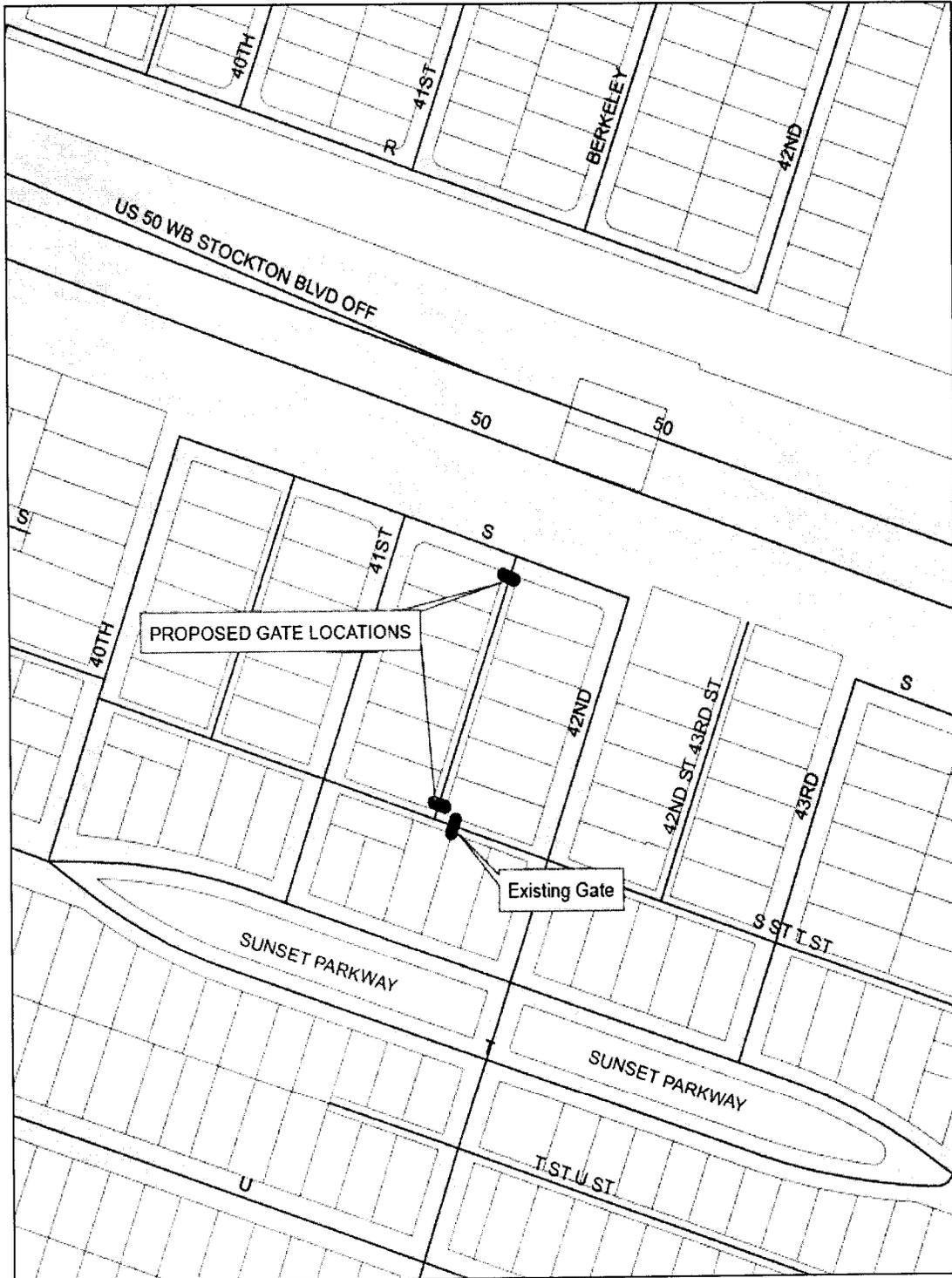
The Police Department recommends the temporary closure of the subject alley. The temporary closure will assist in deterring criminal acts being committed within the subject alley by reducing the number of non-residents frequenting the alley (see Attachment 4, Page 7).

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 5, Page 8).

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 6, Page 9).

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.

TEMPORARY ALLEY CLOSURE



Alley Bounded BY 41st Street, 42nd Street, "S" Street and "T" Street



Criminal Activity possibly related to Alley bound by S Street, 41st St. T street. & 42nd St
 District 6A Grid 1004
 03/01/05-03/01/06

Total Calls for Service	783
Average # of Calls Per Day	2
Suspicious Persons/Incidents (927)	69
Ringin Alarm Day/Night (933)	65
Disturbance (415)	62
Residential Burglary (459)	24
Stolen/Recovered Vehicle (503)	12
Petty Theft (484)	6
Car Clout (921)	4
Battery (242)	1
Grand Theft (487)	3
Assualt with a Deadly Weapon (245)	2
Vandalism	9

Attachment 4



POLICE DEPARTMENT

CITY OF SACRAMENTO
CALIFORNIA

5770 Freeport Blvd. Room 100
Sacramento CA 95822

Phone (916) 433-1300

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

SUBJECT: The Temporary Closure Of An Alley Bounded By S Street, 41st Street, T Street and 42nd Street Within Council District 6

I have reviewed the material on the subject alley proposed for temporary closure. On behalf of the Police Department, I find that the area of the proposed temporary closure 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 temporary closure 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:

SEE ATTACHED DOCUMENTS

Albert J. Snowden
Police Department Signature

03/21/06
Date





CITY OF SACRAMENTO
CALIFORNIA

FIRE DEPARTMENT

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 Closure Of An Alley Bounded By S Street, 41st Street, T
Street and 42nd Street Within Council District 6

I have reviewed the material on the subject alley 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:

GATE OK, AS LONG KNOX ACCESSIBLE

Fire Department Signature

Date 4/25/06



Attachment 6



CITY OF SACRAMENTO
CALIFORNIA

DEPARTMENT OF
TRANSPORTATION

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 Closure Of An Alley Bounded By S Street, 41st Street, T
Street and 42nd Street Within Council District 6

In reference to the requested temporary closure, 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 temporary closure 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 temporary closure on the subject alley. Additional comments may follow below.

COMMENTS:

*TRAFFIC ENGINEERING DOES NOT OBJECT
TO THIS ALLEY CLOSURE*

Traffic Department Signature

5/4/06
Date



RESOLUTION NO.

Adopted by the Sacramento City Council

APPROVING THE TEMPORARY STREET CLOSURE – THE ALLEY BOUNDED BY 41st STREET, 42nd STREET, "S" STREET AND "T" STREET IN COUNCIL DISTRICT

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TEMPORARY CLOSURE PROCEEDING NO. TSC06-11

BACKGROUND

- A. The City received a request from the property owners and residents of the alley bounded by 41st Street, 42nd Street, "S" Street and "T" Street.
- 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 subject alley recommended for 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 alley 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 Council finds and determines that the subject alley closure will substantially alleviate the existing serious and continual criminal activity in that alley.

Section 3. City Council grants the temporary closure of the subject alley 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 alley.
- c) 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 the revocable encroachment permit.