REPORT TO COUNCIL
City of Sacramento

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

PUBLIC HEARING
October 9, 2007

Honorable Mayor and
Members of the City Council

Title: Temporary Street Closure of the Two Alleys Bounded by Forrest Street, Fairfield Street, El Monte Avenue and Del Paso Boulevard; Temporary Closure Proceeding No. TSC07-01

Location/Council District: Two Alleys Bounded by Forrest Street, Fairfield Street, El Monte Avenue and Del Paso Boulevard in Council District 2 (see Attachment 2, Page 5).

Recommendation: Conduct a public hearing and upon conclusion 1) adopt a **Resolution** approving the temporary closure of the alley bounded by Forrest Street, Winnipeg Street, El Monte Avenue and Del Paso Boulevard (Alley #1); and 2) adopt a **Resolution** approving the temporary closure of the alley bounded by Fairfield Street, Winnipeg Street, El Monte Avenue and Del Paso Boulevard (Alley #2).

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: 4887

Description/Analysis

Issue: The adjacent property owners to the subject alleys have requested a temporary closure of both the alleys to help eliminate or reduce the amount of criminal activity within each alley.

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

Policy Considerations: The temporary closures are 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. These temporary closures are consistent with the City's Strategic Plan focus areas 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 closures 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 closures of existing alleys by adding gates to the entrances of each alley. This project falls under CEQA Guidelines of Categorical Exemptions Section 15301(f) in that these temporary alley closures involve no expansion of use beyond what currently exists. Access to the alley will be given to appropriate departments and agencies.

Rationale for Recommendation: Adoption of the attached Resolutions will provide additional security for the property owners and residents adjacent to the subject alleys.

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 2007/2008 by City Council and will be funded by the Problem Alley Abatement Program's Operating Budget. Staff has determined that the request to temporarily close the subject alleys meets the criteria set forth in the Vehicle Code 21101.4 and City Code 12.16. The Problem Alley Abatement Program and Sacramento Housing and Redevelopment Agency (SHRA) will fund the costs for construction of the gates and necessary signs which is estimated at $11,576. The shared cost will be 50% from the aforementioned program and 50% from SHRA.

Emerging Small Business Development (ESBD): None

Respectfully Submitted by: Edward H. Williams
Edward Williams
Manager, Development Engineering

Approved by: William A. Thomas
William A. Thomas
Director of Development Services

Recommendation Approved:

for RAY KERRIDGE
City Manager

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Attachment 1

Background

The Temporary Alley Closure of the Two Alleys Bounded by Forrest Street, Fairfield Street, El Monte Avenue and Del Paso Boulevard

This proposed temporary closure of the two subject alleys was requested by the adjacent property owners of the subject alleys. Both alleys are currently unrestricted to vehicular and pedestrian traffic. This open access to these alleys has allowed non-residents the ability to use these alleys for criminal activity. Many of these activities have been documented by the Sacramento Police Department which supports the temporary closure of these subject alleys (see Attachments 3, 4 Pages 6,7).

The temporary closure of these two subject alleys will entail the installation of two gates near the entrances of each alley (four gates total). Each gate will be locked and only allow the adjacent property owners, their affiliates, City agencies, utility companies and emergency personnel pedestrian and vehicular access through the alley (see Attachment 2, Page 5). 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.

By a special request the adjacent property and business owners of alley #1(Exhibit A, Page 10) would like to have one or both of their gates open during business hours (8am to 6pm) to accommodate their parking, delivery and customer pick up schedule. It is understood that the business or owner who opens the gates will close and lock the gates at the end of each business day. This access will be extended as courtesy to the adjacent business and property owners of this subject alley. If compliance of making sure that these gates are closed and locked is not met, staff will revaluate the conditions surrounding these gates being left open and implement an appropriate solution.

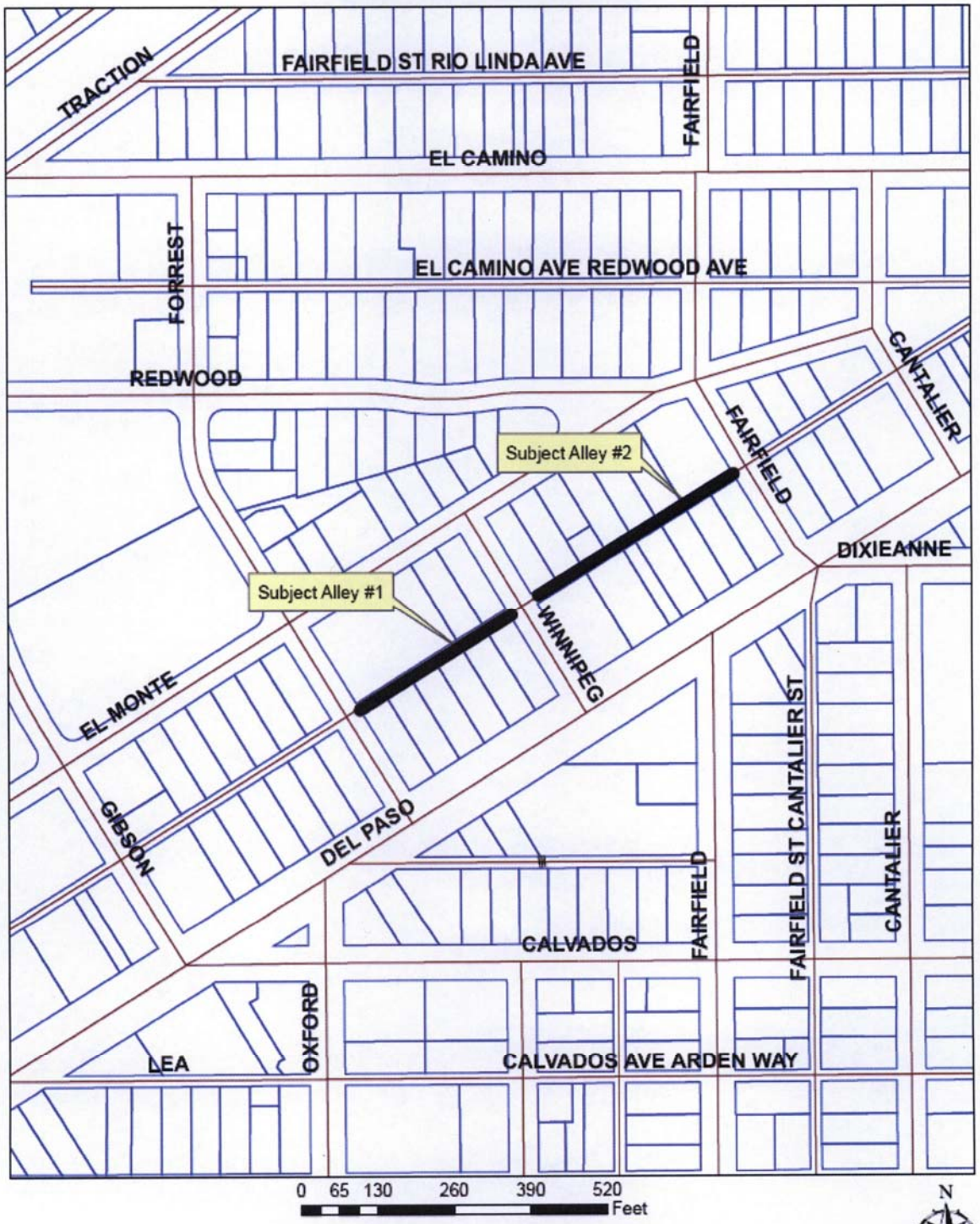
The total cost of installing all four gates for these two alleys will cost $11,576. This cost will be split between the City of Sacramento's Problem Alley Abatement Program and the Sacramento Housing and Redevelopment Agency. Each entity will pay $5,788 towards the cost of installing all four gates (see Attachment 2, Page 5).

In addition to the Police Department's support of the temporary closure of the subject alley, the City of Sacramento Fire Department as well as the City's Department of Transportation has given their support to both of the alley closures.

The temporary street closures are not to exceed (18) months unless the closure is properly extended. Once approved, the closures 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 closures has been completed prior to this City Council meeting in accordance with City Code section 12.16.220.

Attachment 2

Temporary Alley Closures



FORREST/FAIRFIELD/EL MONTE/DEL PASO

Attachment 3

ALLEY #1

DEPARTMENT OF POLICE

CHIEF OF POLICE
ALBERT NÁJERA

DEPUTY CHIEFS
STEVE SEGURA
RICK BRAZILE
SAM SOMERS, JR.
BRIAN LOUIE

CITY OF SACRAMENTO
CALIFORNIA

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

PH 916-808-0800
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www.sacpd.org

Subject: The Temporary Closure of An Alley Bounded By Del Paso Blvd, Forrest St., El Monte Wy., and Winnipeg St. Within Council District 2.

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 below.

Crime related activities within the past 6 months that have been documented in this subject alley are as follow:

- Stolen Vehicle locate 1
- Disturbance 18
- Suspicious Subject 5
- Narcotics Activity 1
- Felony Assault 4

Number of crime related calls in the past year in the subject alley are 39 although the number for calls for service total 259. There may be other calls in the area related to the subject alley, that are showing up in the area surrounding the subject alley.

Police Department Signature: Lt. Kevin Gardner
Date: 07-13-07

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.

Attachment 4

ALLEY #2

DEPARTMENT OF POLICE

CHIEF OF POLICE
ALBERT NÁJERA

DEPUTY CHIEFS
STEVE SEGURA
DICK HOSTLER
SAM SOMERS, JR.
BRIAN LOUIE

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Crime related activities within the past 6 months that have been documented in this subject alley are as follow:

- Stolen Vehicle locate 1
- Disturbance 8
- Suspicious Subject 5
- Narcotics Activity 2
- Car Burglary 1
- Vandalism 1

Number of crime related calls in the past year in the subject alley are 41 although the number for calls for service total 176. There may be other calls in the area related to the subject alley, that are showing up in the area surrounding the subject alley.

Police Department Signature: Lt. Kevin Gardner
Date: 07-13-07

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.

Attachment 5

RESOLUTION NO.

Adopted by the Sacramento City Council

APPROVING THE TEMPORARY STREET CLOSURE OF THE ALLEY BOUNDED BY FORREST STREET, WINNIPEG STREET, EL MONTE AVENUE AND DEL PASO BOULEVARD IN COUNCIL DISTRICT 2; TEMPORARY CLOSURE PROCEEDING NO. TSC07-01

BACKGROUND

A. The City received a request from the property owners and neighboring residents of the alley bounded by Forrest Street, Winnipeg Street, El Monte Avenue and Del Paso Boulevard for a temporary alley closure.

B. The Sacramento Housing and Redevelopment Agency has agreed to pay 50% of the costs to temporarily close this alley.

C. 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:

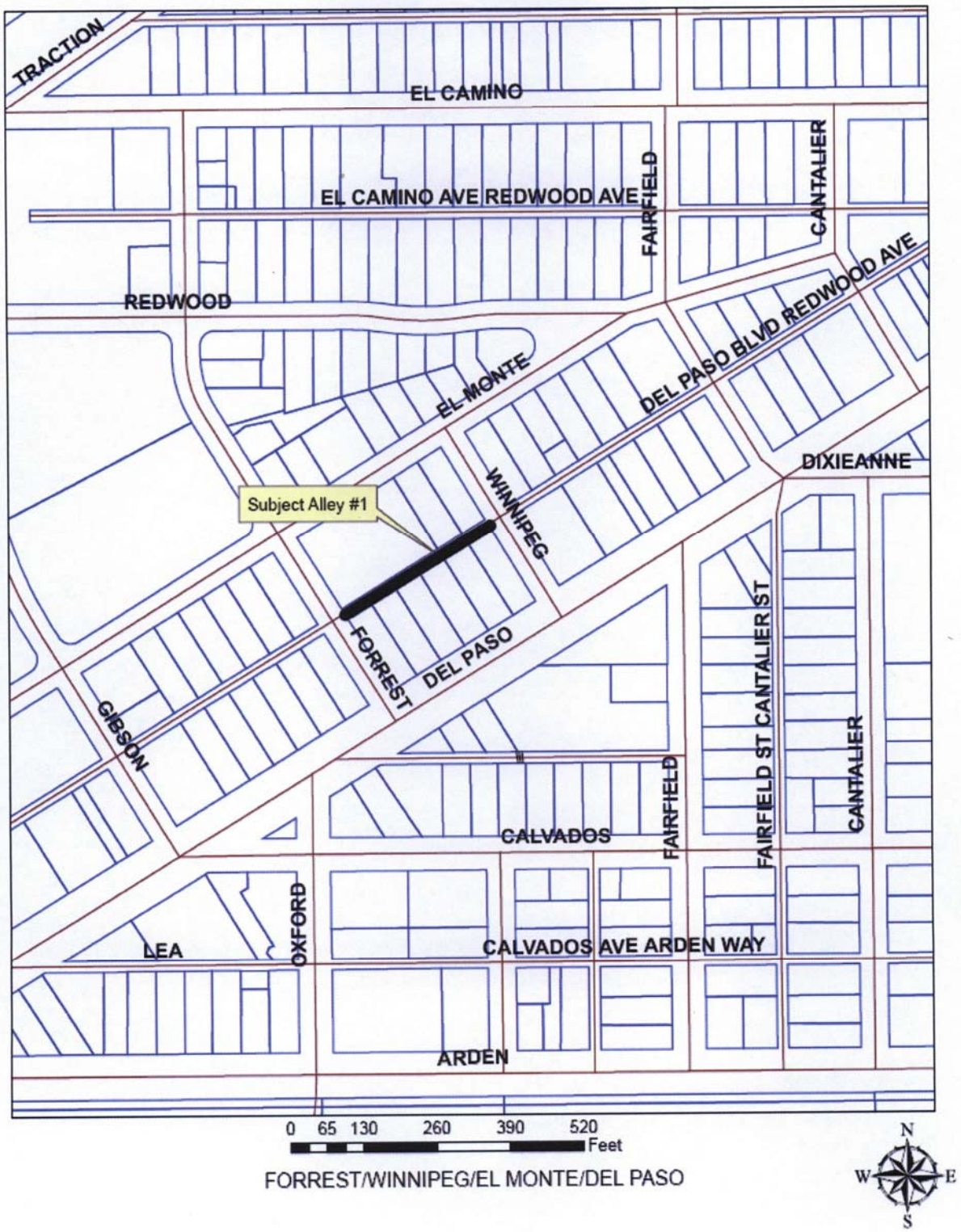
a) A gate security device approved by the Sacramento Fire Department will be installed on the gates.

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.

EXHIBIT A

ALLEY CLOSURES



FORREST/WINNIPEG/EL MONTE/DEL PASO

RESOLUTION NO.

Adopted by the Sacramento City Council

APPROVING THE TEMPORARY STREET CLOSURE OF THE ALLEY BOUNDED BY FAIRFIELD STREET, WINNIPEG STREET, EL MONTE AVENUE AND DEL PASO BOULEVARD IN COUNCIL DISTRICT 2; TEMPORARY CLOSURE PROCEEDING NO. TSC07-01

BACKGROUND

A. The City received a request from the property owners and neighboring residents of the alley bounded by Fairfield Street, Winnipeg Street, El Monte Avenue and Del Paso Boulevard for a temporary alley closure.

B. The Sacramento Housing and Redevelopment Agency has agreed to pay 50% of the costs to temporarily close this alley.

C. 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.

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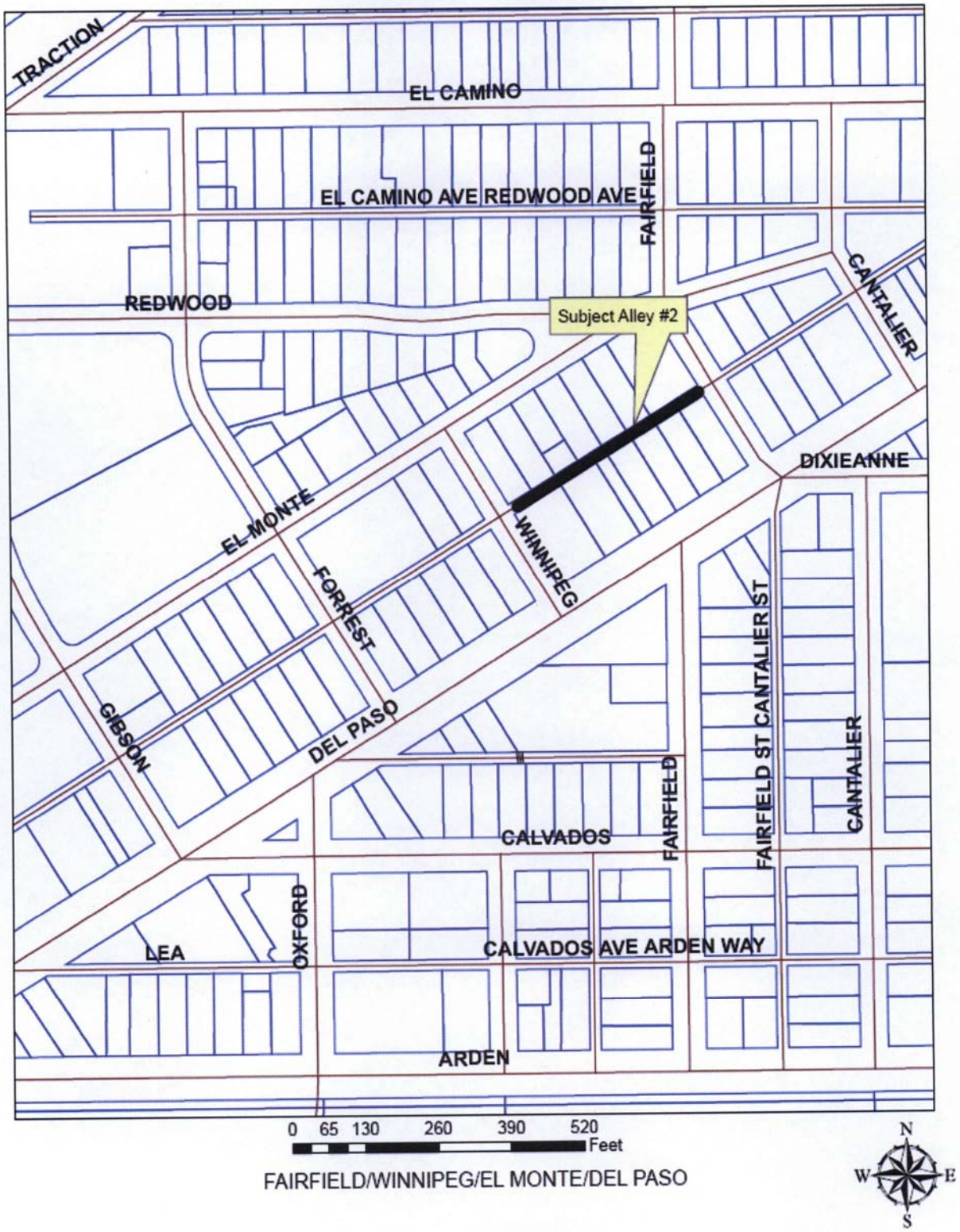

FAIRFIELD/WINNIPEG/EL MONTE/DEL PASO