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REPORT TO COUNCIL
City of Sacramento

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

PUBLIC HEARING
December 13, 2005

Honorable Mayor and
Members of the City Council

Subject: Temporary Closure Of An Alley Bounded By San Francisco Boulevard, 52nd Street, 20th Street, Stockton Boulevard And 51st Street, Temporary Closure Proceeding No. TSC05-05

Location/Council District:

Alley Bounded by San Francisco Boulevard, 52nd Street, 20th Street, Stockton Boulevard and 51st Street within Council District 5 (see Attachment "A")

Recommendation:

Adopt the attached Resolution approving the temporary closure of the subject alley.

Contact: Jerry Lovato, Senior Engineering Technician, (916)808-7918; Cesar Narvaez II, Engineering Technician III, (916)808-7873
Presenters: Cesar Narvaez II, Engineering Technician III
Department: Development Services Department
Division: Development Engineering and Finance
Organization No: 4815

Summary:

The Resolution (2001-041) authorizing the temporary closure of the subject alley has expired. With this expiration, the neighboring residents and property owners in Council District 5 request that the City re-close the subject alley for another period of 18 months. Staff recommends approval of this alley closure pursuant to Vehicle Code 21101.4 and Sacramento City Code 12.16.

Committee/Commission Action: None.

Background Information:

On August 1994, the City Council approved the Resolution No. 95-536 temporarily closing the subject alley for 18 months. This temporary closure was not extended until January 2001. On January 16, 2001, Resolution 2001-041 was adopted by City Council

extending the temporary closure for an additional 18 month period. This Resolution extending the closure of the subject alley expired on July 2002. With this expiration, the majority of the adjacent property owners and residents to the alley requested that the City close the subject alley for another 18-month period.

From the date of the expiration of the extension of closure to March 2005 the alley remained closed. On March 22, 2005, the City locked-open the gates at this alley and began processing the request for re-closure. This re-opening of the alley and request for re-closure were prompted by the request of the owners of 4121-B 51st Street to relocate the gate located near San Francisco Blvd. This gate is currently located 15 feet south of San Francisco Blvd (or 15 feet from back of walk). The owners of 4121-B 51st Street requested this gate be relocated approximately 160 feet south of San Francisco Blvd (see Attachment "B"). This alley serves as main access for 4121-B 51st Street to a public street. The owners of 4121-B 51st Street have reported to the City that the current location of the gate is very inconvenient to them since their only access is off the alley. However, relocating this gate will expose 4 properties, namely 5110 & 5118 San Francisco Blvd, 4122 52nd Street and 4121-B 51st Street, to public access.

The owners of 5110 & 5118 San Francisco Blvd. and 4122 52nd Street do not support the relocation of the gate. They believe that their properties will be exposed to lawbreakers when the gate is relocated. During the period the gates were opened, one of these properties was burglarized. The owners told staff that during a police investigation, a police officer told them that most likely the burglar used the alley as an access point to their property. In addition, relocating the gate will also expose the northern portion of the alley to illegal dumping. Since the opening of the alley, owners and residents also reported other illegal activities occurring in the alley such as abandoned vehicles, prostitution, illegal parking, and illegal dumping. The Sacramento Police Department has reported that in the period from May 1, 2005 to August 31, 2005, the average call for Police service in the area of the subject alley is 1.65 calls per day with a total of 194 calls for Police service (see Attachment "C-1").

For the safety of the neighboring residents and property owners, staff recommends closure of the alley for another 18 month period and the gate remain in its current location. Property owners and residents who have access to the alley will be provided a key to access the gates. This closure will assist the prevention, or at least the reduction, of the occurrences of crime-related activities in the subject alley. Staff has determined that the requested closure of the subject alley meets the criteria set forth in the Vehicle Code 21101.4 and Sacramento City Code 12.16.

The Police Department recommends the implementation of the temporary closure of the subject alley. This closure will assist in preventing the occurrence or reoccurrence of crime related activities in the subject alley (see Attachment "C").

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 "D").

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

The subject 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 City Council meeting in accordance with City Code section 12.16.220.

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 by the approved Development Services Department, Development Engineering and Finance Division's FY 2005/2006 operating budget.

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. This project consists of the temporary closure of an existing road by adding gates to the entrances of the alley. 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 furtherance of Vehicle Code Section 21101.4 and Sacramento City Code Chapter 12.16 allowing the temporary closure through street or alley. This 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.

Emerging Small Business Development (ESBD): None.

Respectfully Submitted by: _____
Edward Williams
Manager, Development Engineering and Finance

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

Recommendation Approved:

_____
ROBERT P. THOMAS
City Manager

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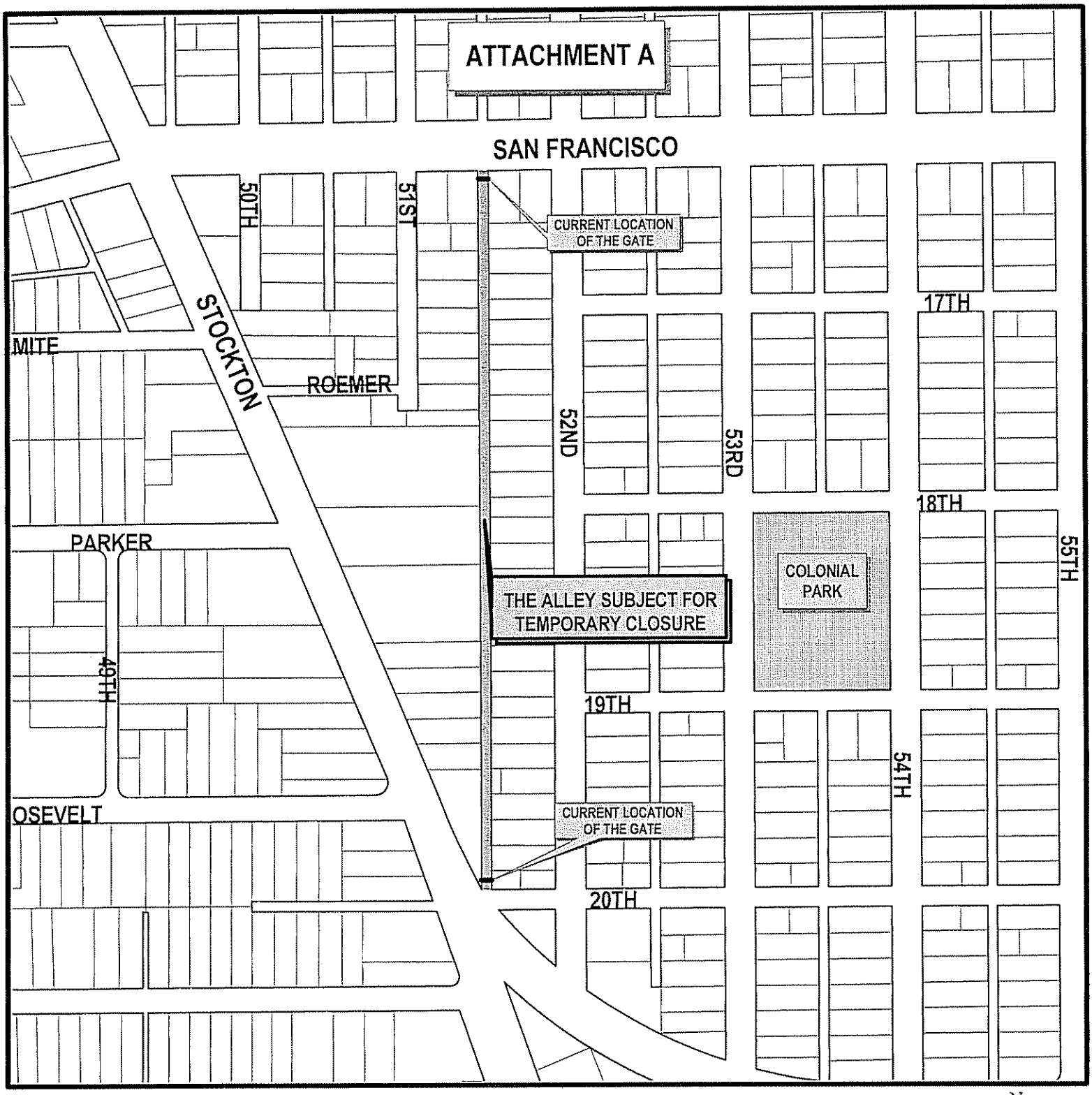

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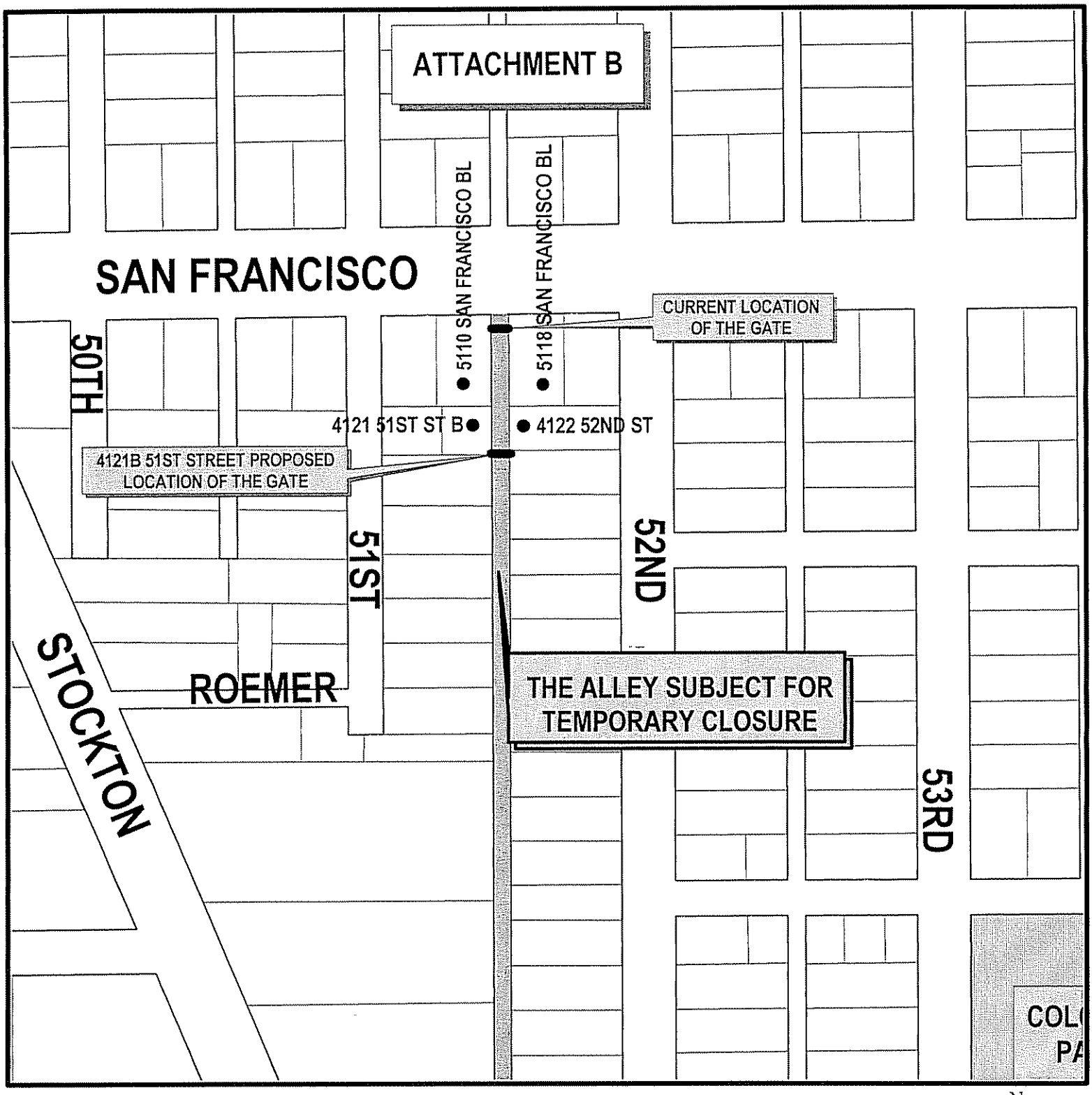
N W E S

Development Services

CesarN_0111405

TEMPORARY CLOSURE,
Alley Bounded by San Francisco, 52nd Street
20th Street, Stockton Blvd. and 51st Street



Development Services

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TEMPORARY CLOSURE,
Alley Bounded by San Francisco, 52nd Street
20th Street, Stockton Blvd. and 51st Street

Temporary Closure Proceeding No TSC05-05

December 13, 2005

ATTACHMENT C

POLICE DEPARTMENT

CITY OF SACRAMENTO
CALIFORNIA

5770 Freeport Blvd. Room 100
Sacramento CA 95822

Phone (916) 808-5471

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

SUBJECT: The Extension Of Temporary Closure Of An Alley Bounded By San Francisco Boulevard, 52nd Street, 20th Street, Stockton Boulevard And 51st Street Within Council District 3

I have reviewed the material on the subject street for extension of temporary closure. On behalf of the Police Department, I find that the subject street 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 street, I recommend that the extension of temporary closure of traffic on the street be implemented. Such action would substantially alleviate the serious and continual criminal activity in the area. Additional comments may follow bellow.

COMMENTS:

Hahn #4075
Police Department Signature

9/12/05
Date

Documented Crime Activities possibly related to the ALLEY bounded by San Francisco Way, 52nd St, 20th St, and 51st St.
05/01/05 -08/31/05

ATTACHMENT C-1

273.5PC (Domestic Violence)	4
242PC (Battery)	3
245PC (Assault w/ deadly Weapon)	4
261PC (Rape)	1
243(d)PC (Sexual battery)	1
10851VC (Stolen Vehicle)	6
Towed/Stored Vehicle	6
459PC (Burglary)	9
484PC (Petty theft)	2
594PC (Vandalism)	3
211PC (Robbery)	1
Narcotic Activity	2
Disturbance	12
Report of Threats	2
Fraud	1
Juvenile Disturbance	1
Shopping Carts located	1
Missing Person Located	1
Subject Stop	15
Suspicious vehicle	2
Noise Disturbance	3
911 Hang up	18
Traffic Stop	18
Welfare Check	6
Suspicious Persons/Circumstances	21
Ringing Alarm Day/Night	10
Domestic Violence related Disturbance	7
Disturbance- Weapons Involved	4
Reckless Driver	5
Family Disturbance	9
Prowler	2
Suspicious Vehicle Occupied	1
5150 (Mental Subject) Violent	1
5150 (Mental Subject)	1
Hazard in Roadway	5
Traffic Accident	6

Average # of calls per day = 1.65

Temporary Closure Proceeding No. TSC05-05

December 13, 2005

ATTACHMENT D

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: The For The Extension Of Temporary Closure Of An Alley Bounded By San Francisco Boulevard, 52nd Street, 20th Street, Stockton Boulevard And 51st Street Within Council District 3

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

COMMENTS: Please allow for KNOX key ACCESS.

Thanks

Fire Department Signature

8/19/05
Date

Temporary Closure Proceeding No. TSC05-05

December 13, 2005

ATTACHMENT E

DEPARTMENT OF TRANSPORTATION

CITY OF SACRAMENTO
CALIFORNIA

915 I Street Room 2000
Sacramento CA 95814

Phone (916) 808-8307

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

SUBJECT: The For The Extension Of Temporary Closure Of An Alley Bounded By San Francisco Boulevard, 52nd Street, 20th Street, Stockton Boulevard And 51st Street Within Council District 3

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

COMMENTS:

OK

Department of Transportation Signature

Aug 24, 2005
Date

RESOLUTION NO.

Adopted by the Sacramento City Council

RESOLUTION APPROVING THE TEMPORARY CLOSURE OF THE ALLEY BOUNDED BY SAN FRANCISCO BOULEVARD, 52ND STREET, 20TH AVENUE, STOCKTON BOULEVARD AND 51ST STREET WITHIN COUNCIL DISTRICT 5

TEMPORARY CLOSURE PROCEEDING NO. TSC05-05

BACKGROUND

A. The City received a request from the abutting property owners and residents to the subject alley to temporarily close the subject alley 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 authorizes 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 are serious and continual criminal activity in the area of the 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 alley 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 alley closure.

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

Section 3. City Council grants this alley closure of the 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 road.