

RESOLUTION NO. R-2017-

A RESOLUTION authorizing issuance of a right-of-way use permit in the alley at 25 N Front Street #2.

WHEREAS, pursuant to Chapter 8.20 YMC, the City Council is authorized to issue permits for construction of certain improvements within public rights-of-way; and

WHEREAS, Doug Robertson, on behalf of the North Front Street Association, is requesting a right-of-way use permit to allow the organization to construct and maintain a 16 foot gate in the alley between North Front Street and Staff Sgt. Pendleton Way in the public right-of-way due to an increase in loitering, criminal activity and accumulation of garbage and debris in the alley, which is having negative effects on the businesses in the area; and

WHEREAS, the property is located in the Central Business District (CBD) zoning district; and

WHEREAS, the application was deemed complete on July 28, 2017; and

WHEREAS the gate will close the North/South Alley to pedestrian and vehicle traffic; and

WHEREAS, city staff has recommended approval of such permit, with the addition of a termination provision allowing termination on 30 days' notice or at the end of the permit's one year term; and

WHEREAS the Yakima City Council Economic Development Committee recommended that the application be reviewed by the full Council; and

WHEREAS, the City Council, having considered such application and the recommendation of city staff, hereby finds and determines that issuance of the requested right-of-way use permit authorized pursuant to Chapter 8.20 YMC is in the best interest of residents of the City of Yakima and the City, and will promote the general health, safety and welfare; now, therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF YAKIMA:

The City Manager, or his designee, is hereby authorized to execute and issue a right-of-way use permit in accordance with the provisions of Chapter 8.20 YMC and in conformity with the application for such permit submitted by North Front Street Association by application dated July 28, 2017, and designated as city Regulatory License No. RL170044, for the installation of a 16ft gate to be installed in the alley between N 1st Street and Yakima Ave, which shall include the following provisions:

1. Follow all requirements of YMC 8.20, including but not limited to the insurance requirements;
2. North Front Street Association shall purchase and install a Knox Box with the assistance and direction of the Yakima Fire Department;
3. A building permit pursuant to the 2015 International Building Code shall be obtained prior to construction;
4. Installation of the gate shall allow for the maintenance access to underground utilities (manholes, storm grates, etc);
5. The following signs shall be installed in and around the alley at locations to be determined by traffic engineering; a standard Do Not Enter sign, an Alley Closed Ahead sign that will be a 30 x 30 diamond shaped sign with black letters on a yellow background, and reflective markers can be any red reflective material or sign with at least 324 sq inches (18 x 18) of reflective surface on each side of the gate; and
6. Termination of the permit may be made upon 30 days written notice to the North Front Street Association by the City.

ADOPTED BY THE CITY COUNCIL this 5th day of September, 2017.

Kathy Coffey, Mayor

ATTEST:

Sonya Claar Tee, City Clerk