

CITY COUNCIL MEETING

SEPTEMBER 15, 1982

REPORTS OF THE  
CITY MANAGER

CLOSING PORTION  
OF PLEASANT  
AVENUE NEAR  
NEEDHAM SCHOOL

Agenda Item "1" - "Proposed closing of a portion of Pleasant Avenue at Needham School" was introduced by Council Member Westland, Principal of Needham School was in the audience and responded to questions as were posed by members of the Council.

RES. NO. 82-107

On motion of Council Member Snider, Olson second, Council adopted Resolution No. 82-107 - Closing a portion of Pleasant Avenue near Needham School (between Tokay Street and Chestnut Street) during school hours. The motion carried by the following vote:

Ayes: Council Member - Murphy, Olson, Snider, and Reid

Noes: Council Member - Pinkerton

Absent: Council Member - None

CITY COUNCIL

FRED M. REID, Mayor  
ROBERT G. MURPHY,  
Mayor Pro Tempore  
EVELYN M. OLSON  
JAMES W. PINKERTON, Jr.  
JOHN R. (Randy) SNIDER

# CITY OF LODI

CITY HALL, 221 WEST PINE STREET  
POST OFFICE BOX 320  
LODI, CALIFORNIA 95241  
(209) 334-5634

HENRY A. GLAVES, Jr.  
City Manager

ALICE M. REIMCHE  
City Clerk

RONALD M. STEIN  
City Attorney

RECEIVED

1982 SEP 10 AM 8 38

ALICE M. REIMCHE  
CITY CLERK  
SEP 10 1982



Dear Pleasant Avenue Property Owner:

SUBJECT: Possible Temporary Closure of Pleasant Avenue in Vicinity  
of Needham School

The purpose of this letter is to inform you that the above subject matter will be a City Council agenda item for their next regular Council meeting on Wednesday, September 15, 1982. If you wish to be present, the Council meeting starts at 8:00 P.M. and is held on the 2nd floor of City Hall.

Enclosed for your information is a Council communication concerning this agenda item. If the City Council does approve the request of the Lodi Unified School District, it is the intention of staff to recommend that the approval be conditioned upon the following:

1. Public Works Department to approve type and placement of barricades.
2. Public Works to approve the storage and securing of barricades when not in use.
3. All cost to be paid by Lodi Unified School District.

Sincerely

Jack L. Ronsko  
Public Works Director

Enclosure

cc: City Council  
Mamie Starr

JLR/eeh



# CITY OF LODI

PUBLIC WORKS DEPARTMENT

## COUNCIL COMMUNICATION

TO: City Council

FROM: City Manager

DATE: August 27, 1982

SUBJECT: Closure of Pleasant Avenue in Vicinity of Needham School

RECOMMENDED ACTION: That the City Council consider a request from Lodi Unified School District to close a portion of Pleasant Avenue near Needham School during school hours. A copy of the request with reasons for the closure is attached as Exhibit A.

BACKGROUND INFORMATION:

1. There are nine homes on the west side of Pleasant Avenue between Tokay Street and Chestnut Street which would be affected by the closure. The residents were contacted and none had any objections to closing the street. It was explained to each that the closure might prove an inconvenience, but all felt the elimination of traffic during school hours would more than offset any inconvenience.
2. The Average Daily Traffic on this portion of Pleasant Avenue is 380 vehicles, and the volume between 7:30 A.M. and 2:30 P.M. is 200 vehicles.
3. The street would be barricaded (by adult school personnel) at the south line of the alley south of Chestnut Street and approximately 300 feet south of that location. Refer to Exhibit B.

Signs to be installed by City of Lodi crews (and paid for by the L.U.S.D.) would be placed on Pleasant Avenue at Tokay Street and Chestnut Street. The signs would read "CLOSED TO THRU TRAFFIC, 7:30 A.M. - 2:30 P.M., School Days Only."

4. We have contacted Don MacLeod, Fire Chief and Capt. Floyd Williams, Police Department and neither have any objections to the closure.

  
Jack L. Ronsko  
Public Works Director

Attachment

JLR/MD/eeh cc: Ron Alsup, Hilda Wentland, Mamie Starr

APPROVED:

HENRY A. GLAVES, City Manager

FILE NO.

K-1

VEHICLE CODE

§ 21102

§ 21100.5. Local authority to adopt regulations

Notwithstanding any other provisions of law, local authorities of any city which is on a natural island with an area in excess of 20,000 acres and which is within a county having a population in excess of 4,000,000, may, if they determine such rules and regulations to be necessary in view of the special \* \* \* problem existing thereon with respect to the size and nature of the streets of the city and with respect to the characteristics and nature of the city itself, adopt rules and regulations by ordinance or resolution on the following matters:

- (a) Regulating the size of vehicles used on streets under their jurisdiction.
- (b) Regulating the number of vehicles permitted on streets under their jurisdiction.
- (c) Prohibiting the operation, on streets under their jurisdiction, of designated classes of vehicles.
- (d) Establishing noise limits, which are different from those prescribed by this code, for vehicles operated on streets under their jurisdiction and prohibiting the operation of vehicles which exceed such limits.
- (e) Establishing a maximum speed limit lower than that which the local authority otherwise permitted by this code to establish.

This section shall not apply to vehicles of utilities which are under the jurisdiction of the Public Utilities Commission while engaged in maintenance and construction type service work.

(Added by Stats.1972, c. 169, p. 388, § 1. Amended by Stats.1974, c. 232, p. 551, § 1.)

Library references  
Automobiles §24(1), 7.  
C.J.S. Motor Vehicles § 14 et seq.

§ 21101. Regulation of highways

1. In general  
Subs. (c) of this section does not permit exclusion of classes of persons from using any of a city's streets. *City of Lafayette v. Contra Costa County* (1979) 154 Cal.Rptr. 274, 91 C.A.3d 748.

Cities and counties may not enact vehicular noise limits to be enforceable on the highways different from those shown in §§ 21130, 21150. 54 Ops.Atty.Gen. 178, 4-25-72.

Pursuant to this section, a city or county may prohibit the use of particular highways or streets by certain classes of vehicles in exercise of its police powers. *Id.*

While a city or county may not use this section as a means of enacting an elaborate statutory scheme based upon detailed noise criterion such as the Legislature has done, a city or county may prohibit the use of particular highways by certain classes of vehicles determined to be excessively noisy. *Id.*

2. Closing highways

Subs. (a) of this section authorizing closure of roads that are not needed for vehicular traffic did not impliedly grant city authority to partially close road to all but

certain "exempt" motorists; thus, it was not within scope of city's police powers to effect such a closure. *City of Lafayette v. Contra Costa County* (1977) 154 Cal.Rptr. 274, 91 C.A.3d 748.

Evidence that action of city in closing a street near the city's boundary with an adjacent city served to promote the health, safety and general welfare of the residents in the residential area in which the street lay and was reasonably necessary to facilitate the flow of traffic since the street was not suited to bear the burden of through traffic sustained finding that the street was not "needed" for vehicular traffic, especially where two streets approximately one and one-half miles to the northeast could be used for that purpose without undue inconvenience, so that the action of the city came within this section authorizing city to close any highway which is no longer "needed." *Snyder v. City of South Pasadena* (1973) 126 Cal.Rptr. 220, 68 C.A.3d 1051.

Action of city in closing street at a point near the boundary with an adjacent city did not conflict with state law. *Id.*

§ 21102. Local authority to close streets

Local authorities may adopt rules and regulations by ordinance or resolution closing to vehicular traffic that portion of any street or highway crossing or dividing any school ground or grounds when in the opinion of the legislative body having jurisdiction such closing is necessary for the protection of persons attending such school or school grounds. The closing to vehicular traffic may be limited to such hours and days as the legislative body may specify. No such ordinance or resolution shall be effective until appropriate signs giving notice thereof are posted along the street or highway affected, nor in the case of state highways,

Asterisks \* \* \* indicate deletions by amendment



F-4  
9/15

RESOLUTION NO. 82-107

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LODI  
TEMPORARILY CLOSING A PORTION OF PLEASANT AVENUE  
IN THE VICINITY OF NEEDHAM SCHOOL BETWEEN TOKAY STREET  
AND CHESTNUT STREET DURING SCHOOL HOURS

WHEREAS, that portion of Pleasant Avenue between Tokay Street  
and Chestnut Street divides the school grounds of Needham School; and

WHEREAS, it is the opinion of the City Council of the City of Lodi  
that the closing of Pleasant Avenue between Tokay Street and Chestnut Street  
during school hours is necessary for the protection of students attending  
Needham School;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the  
City of Lodi does hereby temporarily close Pleasant Avenue between Tokay Street  
and Chestnut Street DURING SCHOOL HOURS.

Dated: September 15, 1982

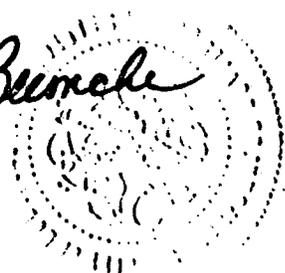
I hereby certify that Resolution No. 82-107 was passed  
and adopted by the City Council of the City of Lodi  
in a regular meeting held September 15, 1982 by the  
following vote:

Ayes: Council Member - Snider, Olson, Murphy,  
and Reid (Mayor)

Noes: Council Member - Pinkerton

Absent: Council Member - None

*Alice M. Reimche*  
ALICE M. REIMCHE  
City Clerk





# CITY OF LODI

PUBLIC WORKS DEPARTMENT

## COUNCIL COMMUNICATION

TO: City Council

FROM: City Manager

DATE: August 27, 1982

SUBJECT: Closure of Pleasant Avenue in Vicinity of Needham School

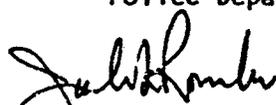
RECOMMENDED ACTION: That the City Council consider a request from Lodi Unified School District to close a portion of Pleasant Avenue near Needham School during school hours. A copy of the request with reasons for the closure is attached as Exhibit A.

BACKGROUND INFORMATION:

1. There are nine homes on the west side of Pleasant Avenue between Tokay Street and Chestnut Street which would be affected by the closure. The residents were contacted and none had any objections to closing the street. It was explained to each that the closure might prove an inconvenience, but all felt the elimination of traffic during school hours would more than offset any inconvenience.
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3. The street would be barricaded (by adult school personnel) at the south line of the alley south of Chestnut Street and approximately 300 feet south of that location. Refer to Exhibit B.

Signs to be installed by City of Lodi crews (and paid for by the L.U.S.D.) would be placed on Pleasant Avenue at Tokay Street and Chestnut Street. The signs would read "CLOSED TO THRU TRAFFIC, 7:30 A.M. - 2:30 P.M., School Days Only."

4. We have contacted Don MacLeod, Fire Chief and Capt. Floyd Williams, Police Department and neither have any objections to the closure.

  
Jack L. Ronsko  
Public Works Director

Attachment

JLR/MD/eeh cc: Ron Alsup, Hilda Wentland, Mamie Starr

APPROVED:

HENRY A. GLAVES, City Manager

FILE NO.



# lodi unified school district

FACILITIES and PLANNING, 815 W. LOCKEFORD ST., LODI, CA. 95240 (209) 369-7411 - 466-0363

July 6, 1982

K-5

Mr. Jack Ronsko  
Public Works Director  
City of Lodi  
221 West Pine Street  
Lodi, California 95240

Dear Jack:

Re: Needham School Crossing.

Please accept this letter as a request for closure of Pleasant Avenue in front of Needham School and Needham School Annex (420 South Pleasant Street) during school days, between the hours of 7:30 a.m. and 2:30 p.m. (approximately).

Needham School will be used as a Middle School (seventh and eighth grade) during the coming school year. The middle School program requires that students change class location at prescribed periods during the school day. Because of the number of students crossing the street throughout the school day, we feel that closure of a portion of the street during school times is a reasonable request. It is recognized that closure may cause some inconvenience to residents on the street; however, the number of residences is limited; there is good alternate access to the north and south; and there is little through-traffic using the street.

Recognizing the cost of labor, etc. it has been suggested that students (or school staff) could move signed barricades into position each morning and remove them in the afternoon. If you have any other suggestions for protecting the safety of the children crossing the street, please let me know.

I look forward to hearing from you on this request.

Sincerely,

Mary Joan Starr, AICP  
Facility Planner

MJS/py

cc: Ron Alsup  
Hilda Wentland  
Glenn Robison/Marvin Davis City of Lodi

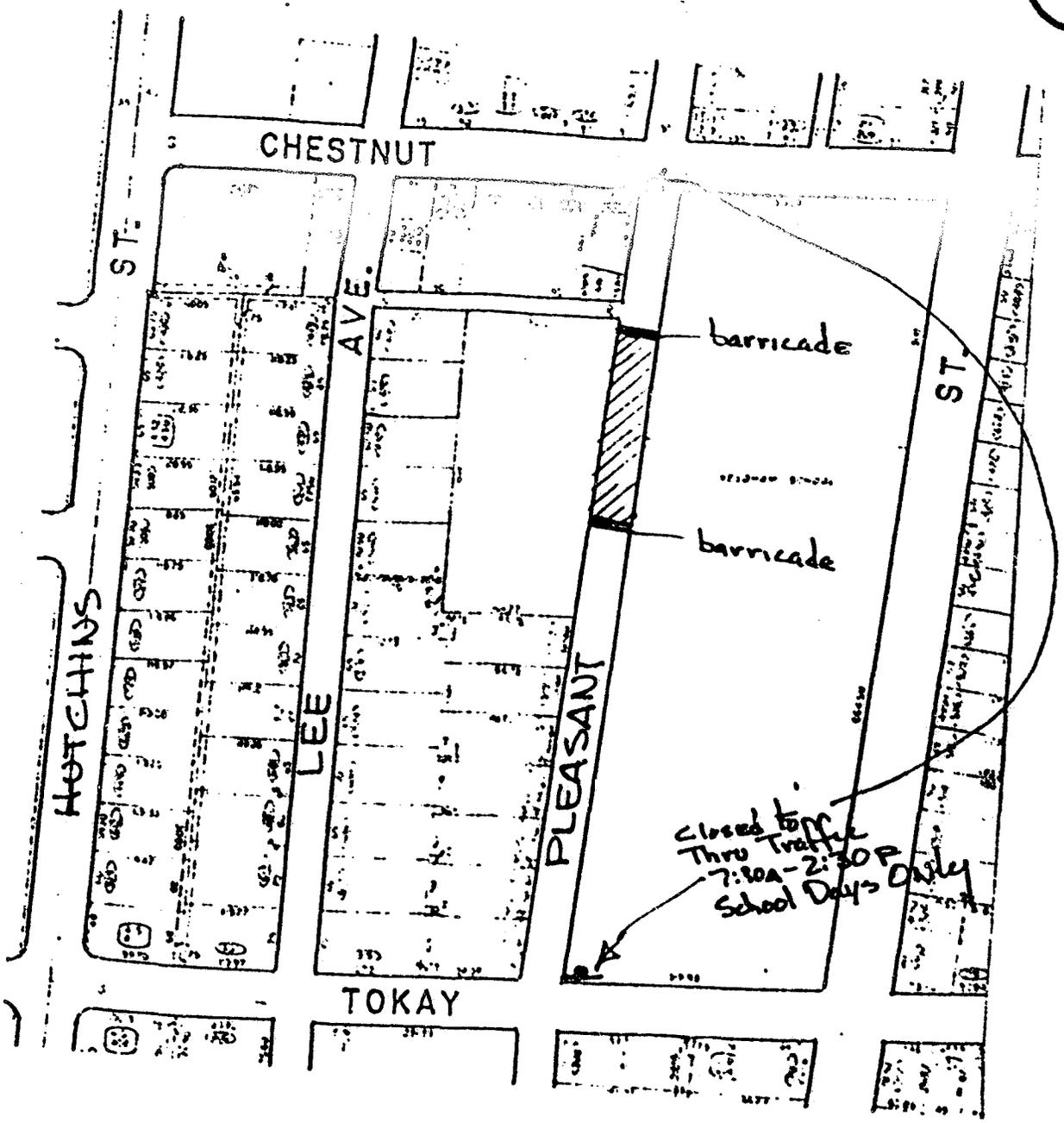
**RECEIVED**

JUL - 8 1982



**CITY OF LODI**  
PUBLIC WORKS DEPARTMENT

K-5



Pleasant Ave ADT = 380 betw Tokay & Chestnut  
7:30 am to 2:30 pm : Average Traffic = 200



# Lodi Unified School District

FACILITIES and PLANNING, 815 W. LOCKEFORD ST., LODI, CA. 95240 (209) 369-7411 - 466-0353

## MEMORANDUM

K-5

TO: Jack Ponsko, Public Works Director

August 26, 1982

FROM: Mamie Starr *MS*

RE: Needham School Crossing

I submit the following information in support of our request for daily closure of Pleasant Avenue in front of Needham School.

For the first month of school until the portables can be occupied, sixth grade students will be located at Washington School with all seventh graders remaining at Needham. As a result there will be an "above-normal" amount of crossing with approximately 260 students per day crossing Pleasant back and forth between 8:40 a.m. and 3:00 p.m. As I understand the schedule there will be no significant blocks of time when there will be no crossing - this is a middle school; therefore, there will be a steady stream of traffic with peak periods approximately every 40 minutes. When the portables arrive, the sixth grade students will be returned to Needham increasing the school population to approximately 260 students. It is anticipated that the number of crossings will decrease slightly as we have scheduled sixth graders on one side of the street and 7th graders on the other. There are P.E. classes all day with 36 students crossing for each class. Lunch period is 11:45 to 1:22 each day.

Please do not hesitate to contact me or Hilda Wentland, the Principal, if you need additional information.