

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF FRESNO, CALIFORNIA,
AMENDING 11-115 OF THE FRESNO MUNICIPAL CODE,
RELATING TO THE ADOPTION OF RULES AND
REGULATIONS RESTRICTING VEHICULAR OR
PEDESTRIAN TRAFFIC THROUGH ALLEYS

THE COUNCIL OF THE CITY OF FRESNO DOES ORDAIN AS FOLLOWS:

SECTION 1. Section 11-115 of the Fresno Municipal Code is amended to read:

SECTION 11-115. – ALLEY CLOSURES.

(a) The Council finds and declares all of the following:

(1) It is the interest of the City of Fresno to restrict vehicular and pedestrian access to alleys when closure of alleys furthers the protection and preservation of the public peace, safety, health and welfare.

(2) The City of Fresno is experiencing the illegal dumping of items such as trash, solid waste, and discarded tires in alleys.

(3) That illegal conduct in the form of prostitution, drug transactions and similar conduct is being conducted in alleys.

(4) That illegal dumping, prostitution and drug transactions are becoming routine activities within alleys.

1 of 4

Date Adopted:

Date Approved

Effective Date:

City Attorney Approval: 

Ordinance No.

(5) The adoption of rules and regulations that the Council seeks to enact in this Section are for the preservation and furtherance of the public peace, safety, health and welfare.

(b) The Director of Public Works, under the supervision and direction of the Chief Administrative Officer or his/her designee, shall be the officer in charge of the functions of closing alleys in accordance with this Section and shall prepare rules and regulations defining the procedures and requirements for closing alleys. Whenever a request is made to the Director of Public Works to close an alley, the Director shall determine that the closure of the alley is consistent with the findings, rules and regulations defined within this Section.

[(c) The Director of Public Works shall review requests made to close an alley, when at least seventy-five percent (75%) of all adjacent property owners have consented to the closure.]

[ed] No alley subject to this Ordinance shall be closed for vehicular or pedestrian traffic until appropriate signs giving notice of the restriction are posted at every entrance to the alley.

[de] Any alley closed pursuant to this Section shall continue to provide access to utility vehicles or pedestrian traffic in order that the utility may maintain, operate, replace, remove or renew existing and functioning utility facilities.

[ef] The alley closure shall be done in a manner to allow a delivery of freight by commercial vehicles and shall not adversely affect the operation of emergency vehicles or the performance of municipal services.

[fg] This Ordinance shall not authorize the restriction of access of certain members of the public to the alley, while permitting others unrestrictive access to the alley.

[gh] Any restriction of vehicular or pedestrian traffic authorized pursuant to this Section shall remain in effect for such period of time as specified or determined by the Directory of Public Works.

SECTION 2. This ordinance shall become effective and in full force and effect at 12:01 a.m. on the thirty-first day after its final passage.

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STATE OF CALIFORNIA)
COUNTY OF FRESNO) ss.
CITY OF FRESNO)

I, TODD STERMER, City Clerk of the City of Fresno, certify that the foregoing ordinance was adopted by the Council of the City of Fresno, at a regular meeting held on the _____ day of _____ 2024.

AYES :
NOES :
ABSENT :
ABSTAIN :

Mayor Approval: _____, 2024
Mayor Approval/No Return: _____, 2024
Mayor Veto: _____, 2024
Council Override Vote: _____, 2024

TODD STERMER, CMC
City Clerk

By: _____
Deputy Date

APPROVED AS TO FORM:
ANDREW JANZ
City Attorney

By: _____
Angela M. Karst Date
Senior Deputy City Attorney