

January 25, 2005

To the Public Improvements Committee

Subject: Common Council Resolution File Number 040447

Dear Honorable Members:

Returned herewith is Common Council Resolution File Number 040447, which is amending a special privilege to Garden Fresh Foods, Inc. to formally allow encroachment into the public right-of-way of the use of two backup driveways, one on West National Avenue and one on South 12<sup>th</sup> Street, for the building located at 726 South 12<sup>th</sup> Street. In addition, one existing backup driveway on West Pierce Street will be allowed continued encroachment into the public right-of-way.

Permission for the backup driveway to a 10-foot wide overhead door on West Pierce Street was originally granted in 1987 under Common Council Resolution File Number 870350. Subsequent to the granting permission for said backup driveway, Garden Fresh Foods, Inc. has renovated and expanded its facilities such that two backup driveways were constructed to access five loading dock doors. Of said loading dock doors, two 8-foot doors, face South 12<sup>th</sup> Street and three 7-foot wide doors, face West National Avenue.

A site visit revealed that some semi trucks that back into the loading docks facing West National Avenue were extending into the north driving lane, creating a hazard for both pedestrians and motor vehicles. When requested that all semi trucks backed into the docks facing West National Avenue be disconnected from their trailers so as not to extend beyond the north curb face of West National Avenue, Garden Fresh Foods, Inc. has cooperated. Subsequent, random site visits have not revealed any other trucks extending past the north curb face of West National Avenue, thus leaving room for pedestrians and other motor vehicles to go around the parked vehicle. This resolution prohibits vehicles backed to the loading docks from extending beyond the north curb face on West National Avenue. Since traffic volumes are significantly lower on West Pierce Street and South 12<sup>th</sup> Street, vehicles backed to the respective loading docks on these streets may extend to but not beyond the centerline of either street.

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Since Garden Fresh Foods, Inc. has been cooperative in keeping its vehicles from extending into West National Avenue and since traffic volumes on West Pierce Street and South 12<sup>th</sup> Street are low, we feel that the presence of said backup driveways within the public rights-of-way will not have any adverse effects on the use of the public right-of-way. We have, therefore, prepared the attached resolution, which, if adopted, will grant permission for one existing backup driveway and two newer backup driveways into the public rights-of-way.

Very truly yours,

Jeffrey S. Polenske, P.E.  
City Engineer

Jeffrey J. Mantes  
Commissioner of Public Works

Martin G. Collins  
Commissioner  
Department of Neighborhood Services

MDL:cjt  
Attachments