

June 26, 2003

To the Public Improvements Committee

Subject: Common Council Resolution File Number 020626

Dear Honorable Members:

Returned herewith is Common Council Resolution File Number 020626, being a request by Angelo Falluca, agent for Palermo Properties, LLC, for an amendment to a special privilege originally granted to Jack & Zina Falluca to construct and maintain a platform with ramp and to install, use and maintain 2 excess projecting doors into the public right-of-way of South 8th Street and West Maple Street, respectively, at the building located at 800 West Maple Street.

The existing special privilege Common Council Resolution File Number 990821, that was adopted on October 19, 2003, granted permission to construct and maintain a 21-foot long, 4-foot 8-inch wide platform with ramp that projected 4 feet 8 inches into the 15-foot wide sidewalk area on the west side of South 8th Street. The door openings were to be created on the north side of West Maple Street.

The present request is to change the name of the grantee of the special privilege to Palermo Properties, LLC, being the current name of the owner of the property, for the continued encroachment of the above indicated items.

Our field investigation revealed those items had been created. In addition, several other encroaching items were observed: 4 bollards, an air-curtain, apparatus, a trash basket, steps, and security cameras. Two of the bollards are located on either side of an overhead door where the trash is removed. The other two bollards "guard" two corners of the building further north along the property. A driveway approach at the overhead door is used as a backup driveway. That is, during loading or unloading operations trucks occupy and block the sidewalk. This can continue to be allowed by the special privilege procedure. At that overhead door, the air-curtain apparatus is located. Its encroachment is 2.5 feet (projection) by 8 feet wide. It is a series of fans within a metal housing. One of the cameras views the door that opens onto the platform on South 8th Street. It possibly also views the backup driveway operation. The other camera views the doors on West Maple Street that were previously permitted. At one of those doors,

there are 2 projecting steps. At the other door there is one step. The trash basket is cylindrical and is hung on the building wall on West Maple Street between the westerly door and the security camera. All of these items are to remain and therefore will be included in the special privilege resolution.

To the Public Improvements Committee

June 26, 2003

Page 2

It does not appear that the use and maintenance of the above items has had an adverse effect upon the use of the public rights-of-way in this area. We have, therefore, prepared the attached resolution which, if adopted, would change the name of the grantee of the special privilege and continue to allow the said items to encroach into the rights-of-way.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

Mariano A. Schifalacqua
Commissioner of Public Works

Martin G. Collins
Commissioner
Department of Neighborhood Services

JJM:cjt

Attachment