

March 30, 2005

To the Public Improvements Committee

Subject: Common Council Resolution File Number 021052

Dear Honorable Members:

Returned herewith is Common Council Resolution File Number 021052, which is an amendment to change the name of the grantee to Adhan Ahmad for the encroachment into the public right-of-way of West Scott Street of a fence-like concrete curb, two light poles, five bollards and an underground electrical conduit for the building at 1207 South Cesar E. Chavez Drive.

Permission for said items was originally granted to Joseph A. Nigrelli d/b/a Pepi's Italian Restaurant in 1982 by adoption of Common Council Resolution File Number 81-875-a. The previous resolution granted permission for a fence constructed out of 6-inch wide railroad ties stacked three high. At some point in the past, the "fence" was replaced with a concrete curb in approximately the same location as the old fence. The concrete curb, which appears to serve the same purpose as the former fence, is 8 inches high and is painted a bright yellow color. Said curb extends a distance of 118 feet from a point approximately 3 feet west of the westline of South Cesar E. Chavez Drive to a point approximately 121 feet west of the westline of South Cesar E. Chavez Drive to a point approximately 121 feet west of the westline of South Cesar E. Chavez Drive, encroaching a distance of approximately 3 feet 2 inches into the 16-foot wide, south sidewalk area of West Scott Street over its entire length. The curb extends southerly onto private property at the east end, extends a distance of 2 feet 4 inches towards private property at the west end and at each side of the driveway opening.

Other items, for which permission was granted, remain in the public right-of-way of West Scott Street, as described in Common Council Resolution File Number 81-875-a. The two 17-foot high, 4-inch diameter light poles are centered approximately 42 and 118 feet west of the westline of South Cesar E. Chavez Drive and 1 foot 6 inches north of the southline of West Scott Street. Said five 4-foot 6-inch high, 4-inch diameter bollards are located approximately 44, 50, 70, 115 and 121 feet west of the westline of South Cesar E. Chavez Drive and 6 inches north of the southline of West Scott Street. Four of the bollards are located adjacent to the two light poles, two per light pole, the fifth bollard is on the west side of the driveway. Finally, an underground electrical conduit to power the lights on the aforementioned light poles is located within the area enclosed by the concrete curbing.

To the Public Improvements Committee
March 30, 2005¹
Page 2

We are not aware that the presence of said items within the public right-of-way has had any adverse effects on the use of the public right-of-way. We have, therefore, prepared the attached resolution, which, if adopted, will change the name of the grantee.

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

Attachment