# 1 2

### 

### 

#### **RESOLUTION NO. 2018-135**

#### A RESOLUTION OF THE ALBANY CITY COUNCIL DIRECTING STAFF TO ISSUE THE ENCROACHMENT PERMIT PURSUANT TO THE REQUEST FOR A PARKLET AT 1116 SOLANO AVENUE

**WHEREAS,** AC Transit filed an encroachment permit application with the City of Albany on January 11, 2018; and

WHEREAS, the Traffic & Safety Commission initially review the request at the February 22, 2018 hearing and continued the matter to a date certain pending additional information to be provided by staff; and

**WHEREAS**, the Traffic & Safety Commission voted 4-0 on February 22, 2018 to forward a recommendation to the City Council to direct staff to issue the encroachment permit; and

WHEREAS, the City Council held a public hearing and considered all public comments received, the presentation by City staff, the staff report, and all other pertinent documents regarding the proposed request and adopted Resolution 2018-45 on April 16, 2018 directing staff to issue the encroachment permit for AC Transit; and

WHEREAS, Andrew Cohen on behalf of Mr. Dewie's Cashew Creamery filed and encroachment permit application on July 20, 2018 for a bus stop parklet at 1116 Solano Avenue, and;

WHEREAS, the Traffic & Safety Commission voted 4-0 on October 25, 2018 to forward a recommendation to the City Council to direct staff to issue the encroachment permit; and

WHEREAS, parklet maintenance is the responsibility of the project sponsor and staff is hereby authorized to work with the project sponsor to establish and implement a memorandum of understanding for on-going parklet maintenance; and

**WHEREAS**, the City Council held a public hearing and considered all public comments received, the presentation by City staff, the staff report, and all other pertinent documents regarding the proposed request.

**NOW, THEREFORE, BE IT RESOLVED,** that the Albany City Council hereby directs staff to issue the encroachment permit for the parklet at 1116 Solano Avenue.

PEGGY MCQUAID, MAYOR



## City of Albany

1000 San Pablo Avenue • Albany, California 94706 (510) 528-5710 • www.albanyca.org

RESOLUTION NO. 2018-135

PASSED AND APPROVED BY THE COUNCIL OF THE CITY OF ALBANY, The 19<sup>th</sup> day of November, 2018, by the following votes:

AYES: Council Members Barnes, Maass, Nason, Pilch, and Mayor McQuaid

NOES:

ABSENT:

ABSTAINED:

**RECUSED:** 

WITNESS MY HAND AND THE SEAL OF THE CITY OF ALBANY, this 20<sup>th</sup> day of November, 2018

Anne Hsu
CITY CLERK