

**COUNCIL RESOLUTION NO. 2020-**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
CHULA VISTA AUTHORIZING THE WEEKLY WEEKEND  
CLOSURE OF THIRD AVENUE FROM E STREET TO  
CENTER STREET FOR THE PERIOD OF JULY 15, 2020  
THROUGH JANUARY 15, 2021**

**WHEREAS**, On May 5, 2020, in response to the ongoing COVID-19 pandemic, the City Council approved the City of Chula Vista's COVID-19 90-Day Economic Recovery Plan; and

**WHEREAS**, within the COVID-19 90-Day Economic Recovery Plan is the City Council's approval of the "slow street" concept per SANDAG guidance which would allow the temporary closure of streets to create additional space for pedestrians to maintain social distancing as well as accommodate a safe and enjoyable atmosphere for future curb cafes and outdoor retail displays on Third Avenue during the COVID-19 pandemic; and

**WHEREAS**, City staff has worked with the Third Avenue Village Association (TAVA) to discuss the feasibility and implementation of a slow street concept requiring the closure of Third Avenue; and

**WHEREAS**, At the July 1, 2020 TAVA Board of Directors meeting, the Board voted to move forward with implementing the slow street concept with the closure of Third Avenue from E Street to Center Street from 2:00 p.m. – 10 p.m. Saturday and on Sunday from 2:00 p.m. – 10 p.m. each weekend, during the period of July 15, 2020 through January 15, 2021; and

**WHEREAS**, this weekly closure would leave all east/west side streets open to allow for emergency vehicle access and access to public parking; and

**WHEREAS**, in order for qualified business to be permitted to encroach in the public right-of-way for expanded operations, they will be required to enter into a Temporary Right of Entry License Agreement with the City; and

**WHEREAS**, Chula Vista Municipal Code (CVMC) section 12.28.020 requires that the City Council authorize by resolution certain encroachments in the public rights-of-way, including the proposed encroachments identified in this resolution and the accompanying agenda statement; and

**WHEREAS**, pursuant to CVMC 12.28.020, the City Engineer has submitted his recommendation to the City Manager for the City Council to approve the proposed encroachments into the public rights-of-way as identified in this resolution and the accompanying agenda statement; and

**WHEREAS**, pursuant to CVMC 12.28.020, if the City Council authorizes the proposed encroachment into the public rights-of-way as provided in this resolution, the City Engineer is authorized to issue the required permits; and

**WHEREAS**, TAVA will be responsible for costs and fees associated with operating the street closure.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Chula Vista, that it approves a ministerial permit process, subject to approval by the City Manager or designee, for businesses along Third Avenue between E and Center Streets to expand their operations into the public rights-of-way for the following purposes: 1) social distancing and queuing areas; 2) sidewalk cafés; and/or, 3) curb cafés.

**BE IT RESOLVED** by the City Council of the City of Chula Vista that it authorizes Temporary Right of Entry License Agreement, with such minor modifications as may be required or approved by the City Attorney, a copy of which shall be kept on file in the Office of the City Clerk, and authorizes and directs the City Engineer, or designee, to execute same, and issue the required permits.

Presented by:

Approved as to form by:

\_\_\_\_\_  
Eric Crockett  
Deputy City Manager

\_\_\_\_\_  
Glen R. Googins  
City Attorney