



Date: November 23, 2004

To: Honorable Mayor and City Council

From: Councilmember Val Lerch, Chair, Public Safety Committee

Subject: **ALLEY CLOSURES**

The Public Safety Committee, at its meeting held November 9, 2004, considered communications relative to the above subject.

It is the recommendation of the Committee to the City Council that the communications be received and referred to the Housing and Neighborhoods Committee with an updated report from the City Attorney.

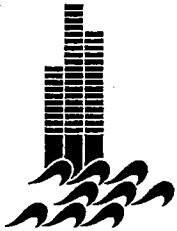
Respectfully submitted,

PUBLIC SAFETY COMMITTEE

Councilmember Val Lerch, Chair

Prepared by:
Martha Cobb

Unanimous vote
Absent: None



City of Long Beach


Working Together to Serve

Memorandum ?

R-28

Date: November 19, 2004

To: Members of the Public Safety Committee

From: Heather A. Mahood, Assistant City Attorney 

Subject: Alley Closures

Pursuant to your request, this memorandum will update our previous correspondence regarding alley closures. As you will recall, the issue which was referred to this Committee was whether alleys which experience crime problems can be gated off, with only adjoining residents having access to the alley with a key card or other device.

In 1995, Section 21102.1 permitted the closure of alleys by means of gates if it is necessary for "the preservation of the public peace, safety, health or welfare." However, Section (g) of that law clearly states that "no ordinance or resolution adopted pursuant to this section shall restrict the access of certain members of the public to the alley, while permitting others unrestricted access to the alley."

Nothing has changed this law in the time period since 1999. Limiting alley access to residents continues to be legally prohibited.

Please give me a call if you have any questions regarding the above.

HAM:fl
#04-05292