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Councilmember Charles Allen Chairman Phil Mendelson

A BILL

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IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

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To order, on an emergency basis, the closing of a portion of a public alley system in Square 748, bounded by 3rd Street, N.E., L Street, N.E., M Street, N.E., 2nd Street, N.E. and Delaware Avenue, N.E., in Ward 6.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act be cited as the “Closing of a Public Alley in Square 748, S.O. 16-21105, Emergency Act of 2018”.

Sec. 2. (a) Pursuant to Section 404 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-204.04), and consistent with the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-201.01 *et seq.*), the Council of the District of Columbia finds the portion of the public alley system in Square 748, as shown on the Surveyor’s plat filed in S.O. 16-21105, is unnecessary for alley purposes and orders it closed, with title to the land to vest as shown on the Surveyor’s plat.

(b) The approval of the Council of this alley closing is contingent upon the recordation of an easement for the benefit of the District of Columbia, as shown on the Surveyor’s plat filed in S.O. 16-21105 that includes an agreement by the owner of the property encumbered by the easement to maintain the easement area for public use.

Sec. 3. Transmittal.

The Council shall transmit a copy of this act, upon its effective date, to the Mayor Office of the Surveyor.

Sec. 4. Fiscal impact statement.

The Council adopts the fiscal impact statement in the committee report for the Closing of a Public Alley in Square 748, S.O. 16-21105, Act of 2018, passed on 1st reading on March 6, 2018 (Engrossed version of B22-328), as the fiscal impact statement required by section 4a of the General Legislative Procedures Act of 1975, approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

Sec. 5. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto) and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section 412(a) of the District of Columbia Home Rule Act, approved December 24,1973 (87 Stat. 788; D.C. Official Code § l-20a.12(a)).