

A BILL

IN THE DISTRICT OF COLUMBIA

Councilmember Sharon Ambrose introduced the following bill, which was referred to the Committee on \_\_\_\_\_.

To order the closing of the public alley in Square 739, bounded by New Jersey Avenue, Canal, 2<sup>nd</sup>, and K Streets, S.E.; the opening I Street, S.E. between 2<sup>nd</sup> Street and New Jersey Avenue, S.E.; the widening 2<sup>nd</sup> Street, S.E. between I and K Streets, S.E.; the widening of New Jersey Avenue north of Canal Street, S.E.; the opening of H Street, S.E. to connect to New Jersey Avenue, S.E.; the closure of Closing Canal Street (North), Canal Street (South), and a portion of First Street, S.E.; to accept the dedication and designation of Reservation 17-A and Lot 801, Square 737N for public street purposes; to authorize the improvement of the dedicated land for street purposes; to authorize modifications to the permanent system of highways in the District of Columbia; and to designate the dedicated streets as I Street, S.E. and H Street, S.E. and New Jersey Avenue, S.E. in Ward 6.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Closing of a Public Alley in Squares 739, the Closure of Streets, the Opening and Widening of Streets, and the Dedication of Land for Street Purposes (S.O. 06-221), Act of 2006.”

Sec. 2. Pursuant to Section 201 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-202.01, *et seq.*) (the "Act") (D.C. Official Code § 9-203.02), the Council of the District of Columbia finds the public alley in Square 739, as shown on the Surveyor's plat filed under S.O. File 06-221, is unnecessary

for alley purposes and orders it closed, with title to the land to vest as shown on the Surveyor's plat. 1  
The approval of the Council of this closing is contingent upon the satisfaction of all the conditions 2  
set forth in the official S.O. File 06-221. 3

Sec. 3. Pursuant to Sections 302 and 401 of the Act (D.C. Official Code §§ 9-203.02 and 4  
9-204.01), and notwithstanding the requirements set forth in Sections 303, 304 and 402 of the Act 5  
(D.C. Official Code §§ 9-203.03, 9-203.04, and 9-204.02), the Council accepts the dedications of 6  
the streets as shown on the Surveyor's plats filed under S.O. File 06-221, and designates the streets 7  
as I Street, S.E. and H Street, S.E., and New Jersey Avenue, S.E., as shown on the Surveyor's plats 8  
filed under S.O. File 06-221. The approval of the Council of this dedication and designation is 9  
contingent upon the satisfaction of all the conditions set forth in the official S.O. File 06-221. 10

Sec. 4. Notwithstanding Section 306 of the Act (D.C. Official Code § 9-203.06), the Mayor 11  
is authorized to: (a) to accept street improvements made or to be made by the applicant to the area 12  
dedicated for street purposes, subject to confirmation by the District Department of Transportation 13  
that such streets have been constructed in accordance with District Department of Transportation 14  
standards; and (b) to waive all deposits related to subsection (a) hereinabove. 15

Sec. 5. Notwithstanding D.C. Official Code § 9-103.01, *et seq.* regarding the Permanent 16  
Highway Plan and notwithstanding the procedural requirements for a modification to the Permanent 17  
Highway Plan set forth in D.C. Official Code § 9-101.06, the Council amends the Permanent System 18  
of Highways in the District of Columbia by adding the area of land shown on the Surveyor's plat 19  
filed under S.O. File 04-12080. The National Capital Planning Commission approved the 20  
modification to the Permanent Highway Plan on July 28, 2005. 21

Sec. 6. The Council adopts the fiscal impact statement in the committee report as the 22  
fiscal impact statement required by Section 602(c)(3) of the District of Columbia Home Rule 23

Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)). 1

Sec. 7. The Secretary to the Council shall transmit a copy of this act, upon its effective 2  
date, each to the Office of the Mayor, the Office of the Surveyor of the District of Columbia, the 3  
Office of Planning, the Building and Land Regulation Administration of the Department of 4  
Consumer and Regulatory Affairs, and the District of Columbia Recorder of Deeds. 5

Sec. 8. This act shall take effect upon its enactment (approval by the Mayor, or in the 6  
event of veto by the Mayor, action by the Council to override the veto), a 30-day period of 7  
Congressional review as provided in Section 602(c)(2) of the District of Columbia Home Rule 8  
Act, approved December 24, 1973 (87 Stat. 788, D.C. Official Code §1-206), and publication in 9  
the DC Register. 10