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2 Councilmember Mary M. Cheh

Councilmember Brianne K. Nadeau

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6 Councilmember Charles Allen

Councilmember Robert C. White, Jr.

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10 Councilmember David Grosso

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15 A BILL

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19 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

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24 To amend, on an emergency basis, section 47-362 of the District of Columbia Official Code to
25 require Council approval of capital reprogrammings made by the District Department of
26 Transportation if certain conditions are not met.

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28 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this
29 act may be cited as the “Eastern Downtown Cycletrack Project Transparency Emergency
30 Amendment Act of 2020”.

31 Sec. 2. Section 47-362 of the District of Columbia Official Code is amended by adding a
32 new subsection (i) to read as follows:

33 “(i)(1) Notwithstanding § 47-363, after November 1, 2020, the District Department of
34 Transportation (“DDOT”) shall not, unless the Council has approved the action by resolution,
35 make a capital reprogramming until the following conditions on 9th Street, N.W., between
36 Pennsylvania Avenue, N.W., and Florida Avenue, N.W., have been met:

37 “(A) The number of vehicle travel lanes in the northbound direction
38 between Massachusetts Avenue, N.W., and Florida Avenue, N.W., are reduced from 2 to one
39 through lanes;

40 “(B) A full-time vehicle parking lane is removed between H Street, N.W.,
41 and E Street, N.W.;

42 “(C) Design elements are installed to ensure that all right-of-way widths
43 affected by the reduction in lanes described in subparagraphs (A) and (B) of this paragraph are
44 available for use exclusively by modes of transportation other than motor vehicles, as that term is
45 defined in § 50-1108;

46 “(D) High-visibility crosswalk markings are installed at all locations that
47 meet the standards for high-visibility crosswalk markings in DDOT’s 2019 Design and
48 Engineering Manual;

49 “(E) The total curb width designated for use as Sunday angled parking is
50 not reduced; and

51 “(F) Consistent Sunday angled parking rules are implemented between N
52 Street, N.W. and U Street, N.W., if feasible.

53 “(2) On April 2, 2020, and on the first Tuesday of each month thereafter, DDOT
54 shall submit to the Council committee with oversight over DDOT and the Councilmembers
55 representing Wards 1, 2, and 6, a letter that:

56 “(A) Describes the status of the procurements for design and for
57 construction of the Eastern Downtown Protected Cycletrack Project (“Project”);

58 “(B) Estimates the percent of final design the Project has reached and the
59 projected date that the Project will reach 100% design;

60 “(C) Describes outreach made during the previous month, or planned for
61 the following month, to District residents and stakeholders about the design of the Project; and

62 “(D) Includes the most current publicly available design of the Project.

63 “(3) In at least one of the letters described in paragraph (2) of this subsection,
64 DDOT shall include information on the future feasibility of extending protected bicycle
65 infrastructure on 9th Street, N.W., between Florida Avenue, N.W. and V Street, N.W., and on
66 Florida Avenue, N.W., between V Street, N.W. and 11th Street, N.W.

67 “(4) This subsection shall expire on the date that the Office of Contracting and
68 Procurement publishes on its website a request for proposals for the construction phase of the
69 Project or on the date that the Department of Transportation publishes on its website a Notice to
70 Proceed for the construction phase of the project.”.

71 Sec. 3. Fiscal impact statement.

72 The Council adopts the fiscal impact statement of the Budget Director as the fiscal impact
73 statement required by section 4a of the General Legislative Procedures Act of 1975, approved
74 October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

75 Sec. 4. Effective date.

76 This act shall take effect following approval by the Mayor (or in the event of a veto by
77 the Mayor, action by the Council to override the veto), and shall remain in effect for no longer
78 than 90 days, as provided for emergency acts of the Council of the District of Columbia in
79 section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87
80 Stat. 788; D.C. Official Code § 1-204.12(a)).