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A BILL

21-586

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA



To order the closing of a portion of a public alley system in Square 126, bounded by K Street to the north, 17th Street to the east, I Street to the south, and 18th Street to the west, in Northwest Washington D.C. in Ward 2.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Closing of Public Alley in Square 126, S.O. 14-17521, Act of 2016”.

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.) (“Act”), the Council finds that the portion of the public alley system in Square 126 as shown on the Surveyor’s plat filed in S.O. 14-17521, is unnecessary for alley purposes and orders it closed, with title to the land to vest as shown on the Surveyor’s plat filed in S.O. 14-17521.

(b) The approval of the Council of this alley closing is contingent upon the payments specified herein as well as satisfaction of all the conditions set forth in the official file, S.O. 14-17521, before the recordation of the alley closing by the Surveyor including:

- (1) That the applicant executes and records an easement for public use to the benefit of the District of Columbia over the surface of the closed alley, with a clearance of 15 feet above

ENGROSSED ORIGINAL

29 the surface of the closed alley, and the easement will include an agreement by the owner of the
30 property encumbered by the easement to maintain the closed alley for public use. This easement
31 shall run with the land and be recorded in the land records of the Recorder of Deeds for the District
32 of Columbia.

33 (2) That the applicant execute and record an easement for the benefit of the D.C.
34 Water and Sewer Authority for the maintenance and operation of the manhole and catch basin
35 located in the portion of the alley to be closed.

36 (3) That the applicant makes a payment of \$98,000 to the District Government for
37 the fiscal impact and a payment of \$217,000 to the Golden Triangle Business Improvement District
38 (“BID”). The payment to the Golden Triangle BID shall be used for public purposes and shall be
39 in addition to any other assessments and payments imposed on the applicant by the Golden
40 Triangle BID.

41 (c) Upon fulfilling the conditions stated in subsection (b), the lease dated April 1, 2003
42 between the District of Columbia and 1700 K Street Associates, LLC is extinguished.

43 **Sec. 3. Transmittal.**

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

46 **Sec. 4. Fiscal impact statement.**

47 The Council adopts the fiscal impact statement in the committee report as the fiscal impact
48 statement required by section 4a of the General Legislative Procedures Act of 1975, approved
49 October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

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50 Sec. 5. Effective date.

51 This act shall take effect following approval by the Mayor (or in the event of veto by the
52 Mayor, action by the Council to override the veto), a 30-day period of congressional review as
53 provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24,
54 1983 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of
55 Columbia Register.