

AN ACT

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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 the public alley system in Square 126, bounded by K Street, N.W., 17th Street, N.W., I Street, N.W., and 18th Street, N.W., 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, Emergency Act of 2016”.

Sec. 2. (a) Pursuant to section 404 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 787; 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 finds a 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.

(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 for S.O. 14-17521 prior to the recordation of the alley-closing plat, including:

(1) That the applicant execute and record an easement for the benefit of the District of Columbia over the surface of the closed alley, with a clearance of 15 feet above the surface of the closed alley, that includes an agreement by the owner of the property encumbered by the easement to maintain the closed alley for public use. This easement shall run with the land and be recorded in the land records of the Recorder of Deeds for the District of Columbia.

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

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

Sec. 3. Transmittal.

The Council shall transmit a copy of this act, upon its effective date, to the 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 126, S.O. 14-17521, Act of 2016, passed on 2nd reading on December 20, 2016 (Enrolled version of Bill 21-586), 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 § 1-204.12(a)).

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Chairman  
Council of the District of Columbia

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Mayor  
District of Columbia