


Councilmember Mary M. Cheh

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10 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
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15 To amend An Act Authorizing the sale of certain real estate in the District of Columbia no longer
16 required for public purposes to require the Mayor to provide the Council with an annual
17 account of green space owned or leased by the District, to require the Mayor to include
18 the square footage of green space at a real property, and any gained or lost square
19 footage, in surplus and disposition resolutions transmitted to the Council, to require the
20 Mayor to include a finding that the proposed manner of disposition will not meaningfully
21 reduce the availability of green space to the community in a disposition resolution, to
22 require the Mayor to describe and provide a rationale to the Council for any reduction in
23 square footage of green space, and to amend the Disposal of District Owned Surplus Real
24 Property Amendment Act of 1989 to include a definition of green space.
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26 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this
27 act may be cited as the “Surplus and Disposition Green Space Retention Amendment Act of
28 2018”.

29 Sec. 2. Section 1 of An Act Authorizing the sale of certain real estate in the District of
30 Columbia no longer required for public purposes, approved August 5, 1939 (53 Stat. 1211; D.C.
31 Official Code § 10-801), is amended as follows:

32 (a) Subsection (a-1)(2)(A) is amended by striking the phrase “by the Mayor,” and
33 inserting the phrase “by the Mayor, the square footage of green space on the real property,” in its
34 place.

35 (b) A new subsection (a-1)(6) is added to read as follows:

36 “(6) Within 180 days after the effective date of the Surplus and Disposition Green
37 Space Retention Amendment Act of 2018, as introduced on DATE, 2018 (Bill 22-XXX) , and on
38 an annual basis thereafter, the Mayor shall transmit to the Council a report on green space in the
39 District, which shall include:

40 “(A) The total square footage of green space owned by the District, broken
41 down by ward and then by the District agency that owns the real property;

42 “(B) The total square footage of green space leased by the District, broken
43 down by ward and then by the District agency that leases the real property;

44 “(C) The square footage of green space that the District gained or lost over
45 the preceding year, broken down by ward and then by the District agency that owns or leases the
46 real property;

47 “(D) A summary of measures taken by the Mayor over the preceding year
48 to increase access to green space for District residents.”

49 (c) Subsection (b) is amended as follows:

50 (1) Paragraph (3) is amended by striking the phrase “disposed of;” and inserting
51 the phrase “disposed of, including the square footage of green space on the real property;” in its
52 place;

53 (2) Paragraph (4) is amended by striking the phrase “property (“Project”);” and
54 inserting the phrase “property (“Project”), including the square footage of green space that will
55 be gained or lost pursuant to the proposed method of disposition;”

56 (3) Paragraph (8)(F) is amended by striking the phrase “District; and” and
57 inserting “District;” in its place;

58 (4) Paragraph (9) is amended by striking the phrase “the Council.” and inserting
59 the phrase, “the Council.”; and” in its place; and

60 (5) A new paragraph 10 is added to read as follows:

61 “(10) Where a proposed method of disposition would reduce the square footage of
62 green space on the real property, a description of other green space within a five-block radius of
63 the real property, including the approximate size of that green space.”

64 (d) Subsection (b-1) is amended by adding a new paragraph (7) to read as follows:

65 “(7) For all District real property that includes green space, and where the
66 proposed method disposition would reduce the square footage of that green space:

67 (A) An account of the square footage of green space on the property and
68 the proposed reduction in square footage;

69 (B) An account of the square footage of green space available to the
70 community within a 5-block radius of the real property; and

71 (C) An explanation of how the agency considered the availability of green
72 space in its selection of a method of disposition, and why a disposition method that reduced the
73 square footage of green space at the real property was determined to be more beneficial for the
74 District than other proposed methods of disposition or retaining the real property in the District
75 portfolio.”.

76 Sec. 3. Section 1a of An Act Authorizing the sale of certain real estate in the District of
77 Columbia no longer required for public purposes, effective March 15, 1990 (D.C. Law 8-96;
78 D.C. Official Code § 10-801.01), is amended as follows:

79 (a) The section heading is amended to read “Definitions.”.

80 (b) The existing text is amended to read as follows:

81 “For the purposes of this act, the term:

82 “(1) “Green space” means an area of grass, trees, or other vegetation that is located on
83 real property owned or leased by the District and accessible to the public.

84 “(2) “Real property” means land titled in the name of the District or in which the District
85 has a controlling interest and includes all structures of a permanent character erected thereon or
86 affixed thereto, any natural resources located thereon or thereunder, all riparian rights attached
87 thereto, or any air space located above or below the property or any street or alley under the
88 jurisdiction of the Mayor.”.

89 Sec. 4. Fiscal impact statement.

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

93 Sec. 5. Effective date.

94 This act shall take effect following approval by the Mayor (or in the event of veto by the
95 Mayor, action by the Council to override the veto), a 30-day period of congressional review as
96 provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December
97 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of
98 Columbia Register.