



Councilmember Mary M. Cheh

A BILL

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To give the Mayor the authority to make a property ineligible for residential parking permits when it is a condition of a zoning order.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "RPP Voluntarily Exclusion Act of 2020".

(a) The Mayor may, when a condition of a zoning order, designate a property, including its future residents, as ineligible to obtain residential parking permits.

(b) Before entering into a purchase and sales agreement or lease, an owner of a property that has been designated as ineligible to obtain residential parking permits pursuant to subsection

(a) of this section shall:

(1) Provide written notice of the designation to a buyer or residential tenant; and

(2) Require the buyer or residential tenant to acknowledge receipt of the notice required by paragraph (1) of this subsection in writing.

(c) Upon designating a property pursuant to subsection (a) of this section, the Mayor shall record with the recorder of deeds a restrictive covenant identifying any such property as

ineligible for a residential parking permit.

33 (d)(1) Failure of a property owner to provide written notice of a residential tenant's
34 ability to obtain a residential parking permit associated with the property shall be grounds for the
35 tenant to be released from obligations under the rental agreement.

36 (2) Failure of a property owner to provide written notice of a buyer's inability to
37 obtain a residential parking permit associated with the property shall be considered a material
38 breach of the purchase and sales agreement.

39 Sec. 3. Fiscal impact statement.

40 The Council adopts the fiscal impact statement in the committee report as the fiscal
41 impact statement required by section 4a of the General Legislative Procedures Act of 1975,
42 approved October 16, 2006 (12 Stat. 2038; D.C. Official Code § 1-301.47a).

43 Sec. 4. Effective date.

44 This act shall take effect following approval by the Mayor (or in the event of veto by the
45 Mayor, action by the Council to override the veto), a 30-day period of congressional review as
46 provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December
47 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of
48 Columbia Register.