

AN ACT

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IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

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To dissolve the boards of directors of the National Capital Revitalization Corporation and the Anacostia Waterfront Corporation, to clarify the powers, duties, and responsibilities that the Mayor and the District assume after the boards of directors are dissolved, to repeal the National Capital Revitalization Corporation Act of 1998 and the Anacostia Waterfront Corporation Act of 2004, to transfer the assets and liabilities of the corporations to the District, to create a nonlapsing operating account and segregated capital accounts for the transfer of funds from the National Capital Revitalization Corporation and Anacostia Waterfront Corporation to the District, to establish environmental, housing, and hiring standards, and a Workforce Intermediary within the Anacostia Waterfront Development Zone, to clarify that the Mayor may modify certain urban renewal plans with Council approval, to clarify that the Mayor retains the eminent domain authority of the National Capital Revitalization Corporation within the Skyland Eminent Domain Area; and to repeal the National Capital Revitalization Corporation and Anacostia Waterfront Reorganization Act of 2007; to amend the District Department of the Environment Act of 2005 to give the Department grant-making authority; to amend section 47-3801 of the District of Columbia Official Code to retain the supermarket tax incentive; and to amend An Act Authorizing the sale of certain real estate in the District of Columbia no longer required for public purposes to allow the Mayor to dispose of certain parcels of land without additional Council approval.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "National Capital Revitalization Corporation and Anacostia Waterfront Corporation Reorganization Act of 2008".

**TITLE I. REORGANIZATION OF NCRC AND AWC.**

**Sec. 101. Dissolution of the boards of directors.**

(a) The Board of Directors of the National Capital Revitalization Corporation ("NCRC") and the Board of Directors of the RLA Revitalization Corporation ("RLARC"), established by sections 4 and 30a, respectively, of the National Capital Revitalization Corporation Act of 1998, effective September 11, 1998 (D.C. Law 12-144; D.C. Official Code §§ 2-1219.01 and 2-1219.31), are dissolved. The Mayor shall succeed to the powers, duties, and responsibilities of the boards of directors of the NCRC and the RLARC.

(b) The Board of Directors of the Anacostia Waterfront Corporation ("AWC"), established by section 105 of the Anacostia Waterfront Corporation Act of 2004, effective December 7, 2004 (D.C. Law 15-219; D.C. Official Code § 2-1223.05), and the boards of directors of its subsidiaries, the Southwest Waterfront Development Corporation ("SWDC") and the Southwest Waterfront Holdings Corporation ("SWHC"), are dissolved. The Mayor shall succeed to the powers, duties, and responsibilities of the board of directors of the AWC and its subsidiaries.

**Sec. 102. Transition to District control.**

(a)(1) The Mayor may transfer any contract of the AWC, NCRC, or any of their subsidiaries, which include the RLARC, the SWDC, the SWHC, and the Economic Development Finance Corporation ("EDFC"), established by section 4 of the District of Columbia Economic Development Corporation Act of 1984, effective June 1984 (D.C. Law 5-89; 41 DCR 2514) (repealed by section 7 of D.C. Law 14-213, effective October 19, 2002), to the District's contracting and procurement system. Any lawful contracts of the AWC and the NCRC not transferred by the Mayor under this subsection before October 1, 2007, shall be transferred to the District's contracting and procurement system on October 1, 2007, pursuant to sections 201 and 202.

(2) Notwithstanding paragraph (1) of this subsection, any rights and obligations existing under contracts to which either the AWC or the NCRC are parties shall not transfer to the District before October 1, 2007.

(b)(1) The Mayor may hire as an employee of the District government a person who was an employee of the AWC or the NCRC, or any of their subsidiaries, on July 20, 2007.

(2) Any employee of the NCRC or the AWC, or any of their subsidiaries, who was an employee on July 20, 2007, and who is not hired by the Mayor pursuant to paragraph (1) of this subsection, shall be entitled to 4 weeks severance pay, and one month's COBRA premium for continued health care under the Consolidated Omnibus Budget Reconciliation Act of 1985, approved April 7, 1986 (Pub. L. No. 99-272; 100 Stat. 82).

(c) Any leave that an employee who is hired pursuant to this section accrued during his or her tenure with the AWC, the NCRC, or any of their subsidiaries, shall be credited to the employee once the employee is hired by the District. The accrued leave of the employee shall

be allocated between sick leave and annual leave in such proportions as the Mayor considers appropriate.

(d) Each employee's length of service at the AWC or the NCRC, or any of their subsidiaries, and the employee's service with the District government, if such service was immediately prior to the employee's service with the AWC or the NCRC, shall be counted as creditable District government service for vesting in the District's retirement program and for the rate at which the employee accrues annual leave.

(e) If an employee is hired by the District government under this section and was employed by the District government immediately prior to his or her employment with the AWC or the NCRC and funds were deposited into the employee's District of Columbia retirement account during the employee's term of employment with the District government and the deposited funds lapsed from the retirement account because of a break in employment with the District government caused by the employee's service with the AWC or the NCRC, the deposited funds that lapsed shall be restored to the employee's retirement account by the District.

(f)(1) The Mayor may increase the full-time equivalent authority of the executive branch by 40 to effectuate the objectives of this act.

(2) Subject to Council approval by act, the Mayor may increase the full-time equivalent authority provided by this subsection.

(g)(1) The Mayor may transfer any unexpended balances of appropriations, allocations, income, or other funds available, including the Fiscal Year 2007 budget authority of the AWC and the NCRC, from the accounts and systems of the AWC and the NCRC to the District.

(2) All unexpended balances of appropriations, allocations, income, and other funds available, and the Fiscal Year 2007 budget authority of the AWC and the NCRC shall transfer to the District on October 1, 2007.

(3) Operating funds transferred pursuant to this subsection shall be deposited into the Economic Development Special Account established by section 301.

(4) Capital funds transferred pursuant to this subsection shall be deposited into the capital accounts established by section 302.

(h) The Mayor may transfer any property, records, rights, obligations, causes of action, legal or equitable title to any real property, or legal obligations of the NCRC and the AWC and any of their subsidiaries or predecessors in interest; provided, that all such property, records, rights, obligations, causes of action, legal and equitable title to any real property, or legal obligations under this subsection shall be transferred to the District on October 1, 2007, pursuant to sections 201 and 202.

(i) The Mayor shall prepare and submit to the Council by July 12, 2007, a transition plan for the transfer of the functions, duties, powers, records, real and personal property, liabilities, and other rights, authorities, obligations, and assets from the NCRC and the AWC to the management and control of the Mayor.

Sec. 103. (a) The National Capital Revitalization Corporation Act of 1998, effective September 11, 1998 (D.C. Law 12-144; D.C. Official Code § 2-1219.01 *et seq.*), is repealed.  
(b) This section shall apply as of October 1, 2007.

Repeal  
§§ 2-1219.01  
- 2-1219.53

Sec. 104. (a) The Anacostia Waterfront Corporation Act of 2004, effective December 7, 2004 (D.C. Law 15-219; D.C. Official Code § 2-1223.01 *et seq.*), is repealed.  
(b) This section shall apply as of October 1, 2007.

Repeal  
§§ 2-1223.01  
- 2-1223.33

TITLE II. TRANSFER OF ASSETS AND LIABILITIES.

Sec. 201. Transfer of NCRC assets and liabilities.

(a) On October 1, 2007:

(1) Legal and equitable title to all real property, personal property, capital, and intangible assets of the NCRC, the RLARC, the EDFC, and any of their subsidiaries, shall transfer, vest, and be titled, in the name of the District, and the Mayor may exercise any disposition authority related to the property that was previously approved by the Council.

(2) All property, records, and unexpended balances of appropriations, allocations, income, and other funds available to the NCRC, the RLARC, the EDFC, and any of their subsidiaries, shall transfer to the District.

(3) The unexpended balances of appropriations, allocations, income, and other funds available to the NCRC, the RLARC, the EDFC, and any of their subsidiaries, shall transfer to the Economic Development Special Account pursuant to section 301 or to the capital accounts pursuant to section 302.

(4) All lawful existing contractual rights and obligations, except employment contracts, of the NCRC, the RLARC, the EDFC, and any of their subsidiaries, shall transfer to the District, which shall assume all rights, duties, liabilities, and obligations as a successor in interest.

(5) All other existing rights and obligations, including all lawful contractual rights and obligations, and all causes of actions of the NCRC, the RLARC, the EDFC, and any of their subsidiaries, shall transfer to the District.

(b) Any existing contracts transferred to the District under this section or section 102(a) shall not be subject to the District of Columbia Procurement Practices Act of 1985, effective February 21, 1986 (D.C. Law 6-85; D.C. Official Code § 2-301.01 *et seq.*).

(c) All real property and other assets transferred pursuant to this section or section 102 that are subject to a Community Development Block Grant ("CDBG") subrecipient agreement with the Department of Housing and Community Development shall continue to be subject to the applicable subrecipient agreement and CDBG regulations.

(d) No existing lawful contract or other lawful legal obligation of the NCRC, the RLARC, the EDFC, and their subsidiaries transferred pursuant to subsection (a) of this section or pursuant to section 102 shall be abrogated or impaired by the repeal of the National Capital

Revitalization Corporation Act of 1998, effective September 11, 1998 (D.C. Law 12-144; D.C. Official Code § 2-1219.01 *et seq.*).

(e) Nothing in this section or section 102 shall impair the obligations, commitments, pledges, covenants, or the security made or provided by the NCRC, the RLARC, the EDFC, or any or their subsidiaries, the Chief Financial Officer, or the Department of Housing and Community Development.

**Sec. 202. Transfer of AWC assets and liabilities.**

(a) On October 1, 2007:

(1) Legal and equitable title to all real property, personal property, capital, and intangible assets of the AWC, the SWDC, the SWHC, and any of their subsidiaries, shall transfer, vest, and be titled in the name of the District and the Mayor may exercise any disposition authority related to the property that was previously approved by the Council.

(2) All property, records, and unexpended balances of appropriations, allocations, income, and other funds available to the AWC, the SWDC, and the SWHC, and any of their subsidiaries shall transfer to the District.

(3) The unexpended balances of appropriations, allocations, income and other funds available to the AWC, the SWDC, the SWHC, and any of their subsidiaries shall transfer to the Economic Development Special Account pursuant to section 301 or to the capital accounts pursuant to section 302.

(4) All lawful existing contractual rights and obligations of the AWC, the SWDC, the SWHC, and any of their subsidiaries, except employment contracts, shall transfer to the District, which shall assume all rights, duties, liabilities, and obligations as a successor in interest.

(5) All other existing rights and obligations, including all lawful contractual rights and obligations, and all causes of actions of the AWC, the SWDC, and the SWHC, any or their subsidiaries, shall transfer to the District.

(b) Existing contracts transferred to the District under this section or section 102(a), or contracts entered into under a solicitation continued under section 203, shall not be subject to the District of Columbia Procurement Practices Act of 1985, effective February 21, 1986 (D.C. Law 6-85; D.C. Official Code § 2-301.01 *et seq.*).

(c) All real property and other assets transferred pursuant to this section or section 102 that are subject to a CDBG subrecipient agreement with the Department of Housing and Community Development shall continue to be subject to the applicable subrecipient agreement until the agreement is amended or terminated or expires and shall be subject to applicable CDBG regulations.

(d) No existing lawful contract or other lawful legal obligation of the AWC, the SWDC, the SWHC, and any of their subsidiaries, transferred pursuant to subsection (a) of this section, shall be abrogated or impaired by the repeal of the Anacostia Waterfront Corporation Act of

2004, effective December 7, 2004 (D.C. Law 15-219; D.C. Official Code § 2-1223.01 *et seq.*) .

(e) Nothing in this section or section 102 shall impair the obligations, commitments, pledges, or covenants, or the security made or provided by the AWC, the SWDC, the SWHC, any of their subsidiaries, the Chief Financial Officer, or the Department of Housing and Community Development.

Sec. 203. Continuation of ongoing procurement process.

The Mayor may enter into a contract based upon a solicitation, including a request for proposals, request for qualifications, or request for expressions of interest, issued by the NCRC or the AWC before October 1, 2007.

**TITLE III. ECONOMIC DEVELOPMENT SPECIAL ACCOUNT.**

Sec. 301. Economic Development Special Account.

(a) There is established as a nonlapsing account within the General Fund of the District of Columbia the Economic Development Special Account ("Account"), which shall be used solely for the purposes set forth in this section.

(b)(1) Deposits into the Account shall include:

(A) All operating funds transferred from the Anacostia Waterfront Corporation Enterprise Fund, established by section 114 of the Anacostia Waterfront Corporation Act of 2004, effective December 7, 2004 (D.C. Law 15-219; D.C. Official Code § 2-1223.14);

(B) All operating funds transferred from the National Capital Revitalization Corporation Enterprise Fund, established by section 9 of the National Capital Revitalization Corporation Act of 1998, effective September 11, 1998 (D.C. Law 12-144; D.C. Official Code § 2-1219.08);

(C) All fees, revenues, and other income from real property or other assets formerly under the authority of the NCRC or the AWC, or any of their subsidiaries, which include RLARC, SWDC, SWHC, and EDFC;

(D) Funds authorized by an act of Congress, reprogramming, or intra-District transfer to be deposited into the Account;

(E) Any other monies designated by law or regulation to be deposited into the Account; and

(F) Interest on money deposited in the Account.

(2) Funds deposited into the Account pursuant to this subsection shall be maintained in segregated sub-accounts associated with each revenue source as the Chief Financial Officer determines to be necessary.

(3) The funds deposited into the Account shall not revert to the unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time, but shall be continually available for the uses and purposes set forth in subsections

(c) and (d) of this section, subject to authorization by Congress.

(c) Monies credited to the Account shall be allocated annually to the Office of the Deputy Mayor for Planning and Economic Development in an aggregate amount that is equal to the total deposits and earnings that are estimated to remain unspent in the Account at the end of the preceding fiscal year plus all deposits and earnings that are estimated to be received during the fiscal year for which the allocation is made.

(d) Monies may be used to pay the costs of operating and administering properties and programs under the authority of the Deputy Mayor for Planning and Economic Development, including properties and programs formerly operated and administered by the NCRC and the AWC, to provide economic development assistance, including the provision of grants, loans, and credit support or enhancement, and to implement other programs, projects, and initiatives that:

(1) Are consistent with and in furtherance of the economic development goals or activities of the District;

(2) Further meeting the requirements of providing jobs for District residents creating affordable housing, and restoring the District's waterways pursuant to Title IV;

(3) Support the development of a workforce intermediary pursuant to section 403; or

(4) Facilitate the implementation of the environmental standards pursuant to subtitle B of Title IV.

(e)(1) Fees, revenue, and other income that otherwise would be deposited into the Account under this section, but that are subject to Community Development Block Grant regulations shall be deposited into a segregated sub-account designated for Community Development Block Grant funds and shall be subject to applicable reporting to the United States Department of Housing and Urban Development.

(2) The funds in the segregated sub-account shall be included as a segregated line item in the budget of the Department of Housing and Community Development that the Mayor is required to submit to the Council pursuant to section 442 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 798; D.C. Official Code § 1-204.42), and shall be designated for the use of the Deputy Mayor for Planning and Economic Development consistent with the requirements of the Community Development Block Grant Program.

**Sec. 302. Capital accounts.**

(a) Any capital funds of the AWC and the NCRC transferred to the District government shall be transferred to segregated accounts in the General Capital Improvements Fund, which shall be designated specifically for capital projects of the former AWC and NCRC.

(b) The segregated accounts shall be under the expenditure authority of the Deputy Mayor for Planning and Economic Development.

**TITLE IV. ANACOSTIA WATERFRONT INITIATIVE AND ENVIRONMENTAL STANDARDS.**

**Subtitle A. Anacostia Waterfront Initiative and Framework Plan.**

**Sec. 401. Implementation of the Framework Plan.**

(a) For all projects within the Anacostia Waterfront Development Zone, the Mayor shall:

(1) Implement, induce, assist, facilitate, and coordinate implementation of the Anacostia Waterfront Framework Plan, dated November 2003, as amended or supplemented ("Framework Plan"), and any small area plans within the Anacostia Waterfront Development Zone approved by the Council;

(2) Induce, assist, and facilitate efforts to improve the environmental integrity of waterways within the Anacostia Waterfront Development Zone; and

(3) Exercise regional leadership for the restoration of the Anacostia River.

(b) The Mayor may amend or supplement the Framework Plan; provided, that a proposed amendment or supplement shall be:

(1) Made available by the Mayor to the public for a 30-day period of public review and comment; and

(2) Submitted to the Council for a 60-day period of review, excluding days of Council recess, along with a proposed resolution to approve the proposed amendment or supplement. If the Council does not approve or disapprove the proposed resolution within the 60-day period, the proposed amendment or supplement shall be deemed disapproved.

**Sec. 402. Provisions applicable to development projects located within the Anacostia Waterfront Development Zone.**

(a) In contracting with general contractors, developers, or construction managers on, and in providing assistance of over \$100,000 to, a development project located within the Anacostia Waterfront Development Zone, the Mayor shall require the general contractor, developer, and construction manager of the development project to engage in good faith efforts to:

(1) Procure and contract 35% of the dollar volume of its goods and services, including construction goods and services, with local, small, and disadvantaged business enterprises, with a preference for at least 10% of those enterprises located in Ward 8;

(2) Ensure that at least 51% of the new jobs created in connection with the project are filled by residents of the District, with a preference for at least 20% of those jobs designated for residents in Ward 8; and

(3) Utilize the workforce intermediary as defined in section 403 as the primary means of meeting the hiring requirement of paragraph (2) of this subsection.

(b)(1) With respect to development projects on real property owned, controlled, or disposed of by any instrumentality of the District within the Anacostia Waterfront Development

Zone, no less than the following percentages of residential units shall be affordable at the following income levels:

(A) For ownership units, at least 15% of the units shall be affordable to moderate-income households and at least 15% of the units shall be affordable to low-income households.

(B) For rental units, at least 15% of units shall be affordable to moderate-income households and at least 15% of units shall be affordable to low-income households.

(2) For the purposes of this subsection, the term:

(A) "Affordable" means housing for which a household at the required affordability level will pay no more than 30% of its income toward gross housing costs for 50 years in the case of rental units, and 20 years for homeownership units.

(B) "Area median income" means:

(i) For a household of 4 persons, the area median income for a household of 4 persons in the Washington Metropolitan Statistical Area as set forth in the periodic calculation provided by the United States Department of Housing and Urban Development;

(ii) For a household of 3 persons, 90% of the area median income for a household of 4 persons;

(iii) For a household of 2 persons, 80% of the area median income for a household of 4 persons;

(iv) For a household of one person, 70% of the area median income for a household of 4 persons; and

(v) For a household of more than 4 persons, the area median income for a household of 4 persons, increased by 10% of the area median income for a family of 4 persons for each household member exceeding 4 persons.

(C) "Low-income household" means a household consisting of one or more persons with income equal to or less than 30% of the area median income.

(D) "Moderate-income household" means a household consisting of one or more persons with income equal to or less than 60% of the area median income and greater than 30% of the area median income.

(3) Any percentage of household income referenced in this subsection shall be determined through a direct mathematical calculation and shall not take into account any adjustments made by the United States Department of Housing and Urban Development for the purposes of the programs it administers.

**Sec. 403. Workforce intermediary.**

(a) The Mayor shall use a workforce intermediary as the primary means of meeting the hiring requirements of section 402(a)(2).

(b)(1) If prior to July 20, 2007, the former AWC has selected an organization or organizations to serve as a workforce intermediary, the Mayor shall continue to use the organization or organizations as a workforce intermediary; provided, that the Mayor may select additional organizations and may terminate the use of the organization or organizations selected by the former AWC.

(2) If prior to July 20, 2007, the former AWC has not selected an organization or organizations to serve as a workforce intermediary, then by August 20, 2007, the Mayor shall issue a request for proposals designed to select an organization or organizations to serve as a workforce intermediary. Within 120 days after issuing the request for proposals, the Mayor shall select an organization or organizations to serve as a workforce intermediary.

(c) For the purposes of this section, the term "workforce intermediary" means an entity established or chosen by the Mayor, or the former AWC, that is modeled on similar, successful entities in other cities and is designed to meet the hiring goals of section 402(a)(2) by coordinating the needs and capacities of businesses that are creating new jobs in the Anacostia Waterfront Development Zone, workforce development organizations that serve residents of the District, and residents of the District who are seeking jobs in the Anacostia Waterfront Development Zone.

**Sec. 404. Definition of Anacostia Waterfront Development Zone.**

For the purpose of this title, the term "Anacostia Waterfront Development Zone" means:

- (1) Interstate 395 and all rights-of-way of Interstate 395, within the District, except for the portion of Interstate 95 that is north of D Street, N.W., and N.E.;
- (2) All land between that portion of Interstate 395 that is south of D Street, N.W., and N.E., and the Washington Channel;
- (3) All land between that portion of Interstate 395 that is south of D Street, N.W. and N.E., and the Anacostia River;
- (4) The portion of Interstate 295 that is north of the Anacostia River, within the District, and all rights-of-way of that portion of Interstate 295;
- (5) All land between that portion of Interstate 295 that is north of the Anacostia River and the Anacostia River;
- (6) The portion of the Anacostia Freeway that is north or east of the intersection of the Anacostia Freeway and Defense Boulevard and all rights-of-way of that portion of the Anacostia Freeway;
- (7) All land between that portion of the Anacostia Freeway described in paragraph (6) of this section and the Anacostia River;
- (8) All land that is adjacent to the Anacostia River and designated as parks, recreation, and open space on the District of Columbia Generalized Land Use Map, dated January 2002, except for the land that is:
  - (A) North of New York Avenue, N.E.;

- (B) East of the Anacostia Freeway;
- (C) Contiguous to that portion of the Suitland Parkway that is south of Martin Luther King, Jr. Avenue; and
- (D) South of a line drawn along, and as a continuation both east and west of, the center line of the portion of Defense Boulevard between Brookley Avenue, S.W., and Mitscher Road, S.W.;
- (9) All land, excluding Eastern High School, that is:
  - (A) Adjacent to the land described in paragraph (7) of this section;
  - (B) West of the Anacostia River; or
  - (C) Designated as a local public facility on the District of Columbia Generalized Land Use Map, dated January 2002;
- (10) All land that is:
  - (A) South or east of that portion of Potomac Avenue, S.E., between Interstate 295 and 19th Street, S.E.; and
  - (B) West or north of the Anacostia River;
- (11) The portion of the Anacostia River within the District; and
- (12) The Washington Channel.

Subtitle B. Anacostia Waterfront Environmental Standards.

Sec. 451. Short title.

This subtitle may be cited as the "Anacostia Waterfront Environmental Standards Act of 2008".

Sec. 452. Definitions.

(a) For the purposes of this subtitle, the term:

- (1) "Applicant" shall have the same meaning as set forth in section 2(2) of the Green Building Act.
- (2) "Green Building Act" means the Green Building Act of 2006, effective March 8, 2007 (D.C. Law 16-234; D.C. Official Code § 6-1451.01 *et seq.*).
- (3) "LEED", "LEED-CI", "LEED-CS", and "LEED-NC" shall have the same meanings as set forth in section (2)(26), (27), (28), and (30) of the Green Building Act.
- (4) "New construction" shall have the same meaning as set forth in section 2(33) of the Green Building Act.
- (5) "Project" shall have the same meaning as set forth in section 2(35) of the Green Building Act.
- (6) "Publicly-financed" shall have the same meaning as "public financing" as set forth in section 2(38) of the Green Building Act.
- (7) "Substantial improvement" shall have the same meaning as set forth in section 2(40) of the Green Building Act.

Sec. 453. Applicability of subtitle.

(a) This subtitle shall apply as follows:

(1) To development projects located within the Anacostia Waterfront Development Zone as defined in section 404; and

(2) To publicly-owned or publicly-financed non-residential and residential new construction or substantial improvement projects, which are:

(A) Initially funded in the Fiscal Year 2008 budget or later; or

(B) Constructed or substantially improved:

(i) As a result of a property disposition by lease or sale where District-owned or District instrumentality-owned property is leased or sold to private entities; or

(ii) Where 15% or more of a project's total project cost is publicly financed in Fiscal Year 2009 or later.

(b) The requirements set forth in sections 454, 455, 457, and 458 shall apply to publicly-owned or publicly-financed projects beginning on the effective date of this subtitle.

(c) The requirements set forth in section 456 shall apply to publicly-owned or publicly-financed projects beginning on the effective date of rules issued by the Mayor to implement section 456.

(d) The requirements set forth in sections 454, 455, and 457 shall apply to private projects beginning with projects for which the first building construction permit application is submitted to the Mayor after January 1, 2012.

Sec. 454. Integrated environmental design standards.

(a) All projects subject to this subtitle shall comply with the following integrated environmental design standards:

(1) The applicant for the project shall engage in pre-development and on-going consultation with appropriate District officials to review the plans of the applicant to ensure compliance with the standards imposed by this subtitle.

(2) The applicant for the project shall retain a LEED-accredited professional or maintain an experienced LEED-accredited member on-staff.

(3) The applicant for the project shall prepare and submit to the Mayor a sustainability plan as a component of the concept design package, which shall identify the project approach and elements used to satisfy the requirements of this subtitle. The sustainability plan shall include an analysis of energy use, green building, site planning and preservation, and stormwater management.

(4) The applicant for the project shall submit to the Mayor any draft or final checklists and other materials submitted to demonstrate LEED, Green Communities, and ENERGY STAR compliance.

Sec. 455. Green building standards.

(a) All projects subject to this section shall comply with the following green building standards:

(1) Non-residential new construction or substantial improvement projects shall:

(A) Fulfill or exceed the LEED-NC 2.2 or LEED-CS 2.0 standard at the gold level;

(B) Fulfill or exceed the LEED-CI standard at the gold level for improvements to interiors of new or existing non-residential buildings;

(C) Comply with the ENERGY STAR requirements of the Green Building Act and, in addition:

(i) Achieve 85 points on the Environmental Protection Agency national energy performance rating system; and

(ii) Be designed to be 30% more energy efficient than required by ASHRAE 90.1 2004, or a later standard adopted by the Mayor pursuant to section 461; and

(D) Provide ENERGY STAR Benchmark and Target Finder scores and ENERGY STAR statements to the District Department of the Environment (“DDOE”) and the Department of Consumer and Regulatory Affairs (“DCRA”) within 60 days after the scores are generated; and

(2)(A) Residential new construction and substantial improvement projects shall:

(i) Fulfill or exceed the LEED-NC 2.2 standard or LEED-CS 2.0 standard at the silver level; and

(ii) Achieve the ENERGY STAR label and be 30% more energy efficient than required by ASHRAE 90.1 2004, or such later standard adopted by the Mayor pursuant to section 461; and

(B) Residential new construction and substantial improvement projects may, if the project is a District-financed project that receives public financing for the purpose of assisting in the new construction or substantial rehabilitation of affordable housing, apply the Green Communities standards as an alternative to LEED for the affordable units within the project; provided, that the project shall achieve the ENERGY STAR label and be 30% more energy efficient than required by ASHRAE 90.1 2004, or a later standard adopted by the Mayor pursuant to section 461.

(b) The Mayor shall encourage developers to seek to align the project design with the greenhouse gas reduction goals in the "2030 Challenge" as adopted by the American Institute of Architects and United States Conference of Mayors.

(c) The DDOE, in coordination with the DCRA and other appropriate agencies shall, to the greatest extent practical, coordinate the implementation of the standards established by this section with implementation of the Green Building Act.

Sec. 456. Stormwater control standards.

(a) Private and public space, including buildings, sidewalks, streets, and lawns, within a project subject to this subtitle shall, whether or not the project discharges to separate or combined sewer systems, be designed, constructed, and maintained to comply with the following stormwater control standards:

(1) Reduce stormwater quantity by retaining and beneficially reusing on-site the stormwater generated on-site by a "1 inch in 24 hours" storm following 48 hours of dry conditions; provided, that if the DDOE determines that site conditions, including, soil or groundwater contamination, local geology, or impacts on surrounding landowners, limit the feasibility or appropriateness of on-site stormwater management, off-site mitigation or payment in lieu of mitigation may be used; provided further, that the volume treated equals 1.5 times the volume that would have been required to be treated on-site or 2 times its financial equivalent (where payment is made in lieu of mitigation);

(2) Improve stormwater quality by filtering all stormwater flowing from the project, up to the volume of a 2-year design storm, by passing the flow through a vegetated filtering medium or other on-site controls designed to remove sediment and pollutants of concern as identified in permits by the DDOE or the District of Columbia Water and Sewer Authority ("WASA"), so that the discharges will not cause or contribute to the exceedance of any water-quality standard applicable to the receiving water or cause interference or pass-through of pollutants at the Blue Plains receiving facility;

(3) Achieve the required level of stormwater control using the following methods, identified in order of preference:

(A) Vegetated controls designed to retain and beneficially use stormwater;

(B) Where compatible with groundwater protection, non-vegetated controls designed to promote infiltration;

(C) Other low-impact development practices;

(D) Collection and reuse of stormwater for on-site irrigation; and

(E) Other on-site design techniques as approved by the DDOE;

(4) Employ, where feasible, low-impact development technologies for public spaces regulated by District Department of Transportation ("DDOT");

(5) Restrict the on-site use of:

(A) Fertilizers, pesticides, and herbicides through use of an integrated pest management plan reviewed by the DDOE; and

(B) Coal tar sealants for paved surfaces;

(6) Design stormwater controls to prevent migration of stormwater into contaminated underlying soils or groundwater;

(7) Certify that remediation of contaminated soils or groundwater is either completed as part of the development or that properly functioning long-term remedial measures

are in place;

(8) Treat any groundwater produced at a project during construction or after completion of construction to remove sediment and pollutants of concern as required by the DDOE or United States Environmental Protection Agency, depending on which agency has jurisdiction; and

(9) Require that any groundwater discharged from the site into the sanitary sewer system conform to WASA requirements designed to ensure that it will not cause or contribute to the exceedance of any water quality standard applicable to the receiving water or cause interference or pass through of pollutants at the Blue Plains receiving facility.

(b) The DDOE may:

(1) Monitor and inspect projects that are subject to the standards imposed by this subtitle for compliance with these standards; and

(2) Require appropriate monitoring, sampling, analysis, record-keeping and annual certification of ongoing compliance with the standards imposed by this subtitle.

**Sec. 457. Marina standards.**

New or existing marinas within the Anacostia Waterfront Development Zone shall comply with the program elements outlined in the Clean Marina Guidebook issued by the National Park Service. The owner or applicant for the marina shall submit a copy of its Clean Marina Checklist and any supporting documentation to the DDOE.

**Sec. 458. Site planning and preservation standards.**

Projects subject to this subtitle shall comply with the following site planning and preservation standards:

(1) The project shall be designed to ensure continued public access to the Anacostia River and associated waterways and to the Anacostia riverwalk and trail system.

(2) Existing public parks shall be preserved and the Mayor shall endeavor to minimize encroachment unless there is no feasible alternative. If the project encroaches on a public park, the encroachment shall be mitigated in kind at a minimum acreage ratio of at least 1-to-1 and the mitigation shall be of equal or greater quality than the parkland that is lost.

(3) No construction or development shall disturb delineated wetlands or land within 100 feet of delineated wetlands, which shall be maintained as a buffer, unless the DDOE and the U.S. Army Corps of Engineers both agree that construction in these areas cannot reasonably be avoided. Any impacts on wetlands approved by the DDOE shall require mitigation in-kind at a minimum acreage ratio of 3-to-1. The mitigation shall be provided on-site, unless on-site locations are unavailable or infeasible as determined by both the DDOE and the United States Army Corps of Engineers. Preference for mitigation should be given to restoring degraded wetlands or recreating former wetlands, not creating new wetlands. On-site remaining wetlands and buffers that are not impacts and off-site mitigation areas shall be

permanently protected.

(4)(A) Streams that have been diverted into pipes or other constructed conveyances shall be daylit unless determined by the DDOE to be infeasible.

(B) For the purposes of this paragraph, the word “daylit” means the redirection of streams into above-ground channels in order to restore the streams to a more natural state and to enhance the riparian environment and ecological integrity of the Anacostia River system.

(5) The applicant shall ensure protection or creation of woodland and meadow riparian buffer zones along each bank of the Anacostia River defined in the Anacostia Waterfront Initiative Framework Plan of between 50 and 300 feet along the main channel of the Anacostia River, except where necessary to ensure public access and use of the waterfront. Development along tributary streams of the Anacostia River shall maintain a minimum riparian buffer of 25 feet. The DDOE may require a wider buffer along the channel or tributary streams where it is determined that a wider buffer zone is necessary to protect waterways.

(6) Roadways shall comply with the Anacostia Waterfront Transportation Architecture Design Standards developed by the DDOT.

(7) Applicants shall incorporate planted vegetated buffers within the right-of-way of all roadways to increase tree cover and shade, mitigate traffic noise, absorb toxic emissions, and minimize stormwater runoff at levels determined by the DDOE by rulemaking.

(8) Applicants shall ensure sufficient tree planting to provide canopy coverage within 20 years of project occupancy of 30% of non-roof impervious surfaces and 40% of overall-non-roof surfaces within the project area.

(9) Development along both sides of the Anacostia River and along associated waterways shall, unless determined by the DDOE to be infeasible, include continuous, publicly accessible trails that comply with the Anacostia Riverparks Plan and Riverwalk Design Guidelines.

(10) Applicants shall coordinate with the DDOE on any habitat restoration activity to ensure consistency with the DDOE's Wildlife Action Plan.

**Sec. 459. Exemptions to requirements.**

(a) The Mayor may grant, upon a showing of good cause, an exemption from a requirement of this subtitle, in whole or in part, if:

(1) There is evidence of a practical infeasibility or hardship of meeting the requirement; and

(2) The public interest would be better served by the exemption.

(b) When considering a request for an exemption, the Mayor may consider alternative measures proposed by the applicant.

(c) The Mayor shall give notice of any exemption granted pursuant to this section to the Council and affected Advisory Neighborhood Commission no less than 10 days from the date

the exemption is granted. Notice of the exemption shall be published in the District of Columbia Register before the exemption may take effect.

Sec. 460. Relationship to Green Building Act, the Water Pollution Control Act, and other laws.

Where the environmental standards established by this subtitle differ from those in the Green Building Act, effective March 8, 2007 (D.C. Law 16-234; D.C. Official Code § 6-1451.01 *et seq.*), the Water Pollution Control Act of 1984, effective March 16, 1985 (D.C. Law 5-188; D.C. Official Code § 8-103.01 *et seq.*), or other District law or regulation, the more stringent standard shall apply.

Sec. 461. Rulemaking.

(a) The Mayor shall issue rules within 180 days of the effective date of this subtitle to implement the requirements of this subtitle.

(b) All rules promulgated under this subtitle shall be submitted to the Council for review and approval.

(c) The Mayor may revise the rules approved by the Council pursuant to subsection (b) of this section subject to Council review and approval.

**TITLE. V. URBAN RENEWAL PLANS ADMINISTERED BY THE FORMER RLA AND NCRC.**

Sec. 501. Urban renewal plans.

(a) The Mayor may, with the consent of the Council, modify the urban renewal plans for the following urban renewal areas:

(1) The Downtown Urban Renewal Area (adopted by the National Capital Planning Commission, established by section 2 of An Act providing for a comprehensive development of the park and playground system of the National Capital, approved June 6, 1924 (43 Stat. 463; D.C. Official Code § 2-1002) (“NCPC”), on January 9, 1969, and approved by the Council on January 28, 1969);

(2) The Shaw School Urban Renewal Area (adopted by the NCPC on January 9, 1969, and approved by the Council on January 28, 1969); and

(3) The Fort Lincoln Urban Renewal Area (adopted by the NCPC on May 19, 1972, and approved by the Council on July 26, 1972).

(b) The Mayor shall transmit to the Council a proposed resolution to approve a modification authorized by this section. The proposed resolution shall be submitted for a 45-day period of review, excluding Saturdays, Sundays, legal holidays, and days of Council recess. If the Council does not approve or disapprove the proposed resolution within the 45-day review period, the proposed resolution shall be deemed approved.

**TITLE VI. EMINENT DOMAIN.**

**Sec. 601. Eminent domain.**

(a) The repeal of the National Capital Revitalization Corporation Act of 1998, effective September 11, 1998 (D.C. Law 12-144; D.C. Official Code § 2-1219.01 *et seq.*) ("NCRC Act"), under section 103(a) shall not impair or affect the validity of the acquisition by the NCRC or the RLARC of any properties nor shall the repeal affect the authority under which properties were previously taken, or for which condemnation proceedings were initiated, under section 20 of the NCRC Act (D.C. Official Code § 2-1219.19).

(b) Condemnation proceedings initiated by the NCRC or the RLARC under section 20 of the NCRC Act may be continued or reinstated by the Mayor in the name of the District and the Mayor may rely upon the authority pursuant to which the NCRC or the RLARC acted as well as the findings previously made by the Council and by the NCRC or the RLARC in connection with the condemnation proceedings or the authority granted to the Mayor pursuant to D.C. Official Code § 16-1311.

**Sec. 602. Further exercise of eminent domain at Skyland Shopping Center.**

(a) The Council affirms the findings made in section 2 of the National Capital Revitalization Corporation Eminent Domain Clarification and Skyland Eminent Domain Approval Amendment Act of 2004, effective April 5, 2005 (D.C. Law 15-286; 52 DCR 859) ("Skyland Eminent Domain Act").

(b) The Mayor may exercise eminent domain in accordance with the procedures set forth in subchapter II of Chapter 13 of Title 16 of the District of Columbia Official Code to acquire properties in the Skyland Eminent Domain Area for the purpose of redeveloping the Skyland Shopping Center in order to achieve the public purposes set forth in section 2(a)(15) of the Skyland Eminent Domain Act.

(c) For the purposes of this section, the term "Skyland Eminent Domain Area" means: Square 5632, Lot 1; Square 5632, Lot 3; Square 5632, Lot 4; Square 5632, Lot 5; Square 5632, Lot 802; Square 5633, Lot 800; Square 5633, Lot 801; Square 5641, Lot 0010; Square 5641, Lot 0011; Square 5641, Lot 0012; Square 5641, Lot 0013; Square 5641, Lot 0819; Square 5641N, Lot 0012; Square 5641N, Lot 0013; Square 5641N, Lot 0014; Square 5641N, Lot 0015; Square 5641N, Lot 0016; Square 5641N, Lot 0017; Square 5641N, Lot 0018; Square 5641N, Lot 0019; Square 5641N, Lot 0020; Square 5641N, Lot 0021; Square 5641N, Lot 0022; Square 5641N, Lot 0023; Square 5641N, Lot 0024; Square 5641N, Lot 0025; Square 5641N, Lot 0026; Square 5641N, Lot 0027; Square 5641N, Lot 0028; Square 5641N, Lot 0029; Square 5641N, Lot 0030; Square 5641N, Lot 0031; Square 5641N, Lot 0033; Parcel 02130052; Parcel 02130060; Parcel 02130061; Parcel 02140062; Parcel 02140088; Parcel 02140104; Parcel 02140182; Parcel 02140187; Parcel 02140189; Parcel 02140190; Parcel 02140196; and any other parcel or property located within the geographic area bounded by a line beginning at a point at the intersection of the northerly line of Good Hope Road, S.E., with the northerly line of Alabama

Avenue, S.E., and running northwesterly along said line of Good Hope Road, S.E., extended, to intersect a point on the east line of Naylor Road, S.E.; thence northwesterly along said line of Naylor Road to a point at the northwesterly corner of Lot 801 in Square 5633; thence northeasterly along the northerly line of said lot and square to a point at the westernmost corner of Parcel 213/52; thence continuing northeasterly along the northerly line of said Parcel 213/52 to a point at the southwest corner of Parcel 213/60; thence northwesterly along the arc of a curve, deflecting to the right, along the westerly line of said Parcel 213/60 to a point at the northernmost corner of said Parcel 213/60; thence southeasterly along the easterly lines of said Parcels 213/60 and 213/52 to a point at the northwesterly corner of Lot 33 in Square North of Square 5641; thence easterly along the north property lines of said Lot 33 and Lots 16 through 31, both inclusive, in Square north of Square 5641 to a point at the northeast corner of said Lot 31 in said square; thence south along the east line of said Lot 31 in said square to a point at the southeast corner thereof; thence westerly along the south lines of said Lots 31, 30, 29, 28, 27, 26, 25, 24, 23 and 22 in said square to a point at the southwest corner of said Lot 22 to intersect a line drawn northwesterly from the northeast corner of Lot 12 in Square North of Square 5641; thence southeasterly along said line drawn and the east line of said Lot 12 in said square to a point at the southeast corner thereof to a point that intersects a line drawn northwesterly from the northeast corner of Lot 13 in Square 5641; thence southeasterly along said line drawn and the east line of said Lot 13 in said square to a point at the southeast corner thereof; thence southwest along the south property lines of Lots 13 and 12 in Square 5641 to a point that intersects a line drawn northwesterly from the northeast corner of Lot 819 in Square 5641; thence southeasterly along said line drawn and the east line of said Lot 819 in said square to a point at the southeast corner of said Lot 819 in said square, on the north line of Alabama Avenue, S.E.; and thence southwest along the arc of a circle deflecting to the right along said line of Alabama Avenue, to the point of beginning.

**TITLE VII. CONFORMING AMENDMENTS.**

Sec. 701. Repeal of the National Capital Revitalization Corporation and Anacostia Waterfront Corporation Reorganization Act of 2007.

The National Capital Revitalization Corporation and Anacostia Waterfront Corporation Reorganization Act of 2007, effective September 18, 2007 (D.C. Law 17-20; 54 DCR 7052), is repealed.

Sec. 702. DDOE grants.

Section 107(10) of the District Department of the Environment Act of 2005, effective February 15, 2006 (D.C. Law 16-51; D.C. Official Code § 8-151.07(10)), is amended as follows:

- (a) Insert the phrase "and grants," after the word "awards".

Amend  
§ 8-151.07

(b) Insert the phrase ", nonprofit organizations, and community groups" after the word "businesses".

Sec. 703. Supermarket tax abatement.

(a) Chapter 38 of Title 47 of the District of Columbia Official Code is amended as follows:

(1) Section 47-3801 is amended as follows:

Amend  
§ 47-3801

(A) Paragraph (1) is amended as follows:

(i) The existing language is designated as subparagraph (A).

(ii) A new subparagraph (B) is added to read as follows:

“(B) "Development" also means the new construction or substantial rehabilitation of a qualified restaurant or retail store for which building permits are issued on or after October 4, 2000. For the purposes of this sub-subparagraph, "substantial rehabilitation" means a capital investment within any 24-month period in a qualified restaurant or retail store that exceeds 50% of the adjusted basis of the building as calculated for District income tax purposes.”

(B) A new paragraph (1A) is added to read as follows:

"(1A) "Priority development area" means:

"(A) The Downtown East Area which shall consist of land within the boundary descriptions beginning at the intersection of Pennsylvania Avenue, N.W., and New Jersey Avenue, N.W., to Massachusetts Avenue, N.W.; west on Massachusetts Avenue, N.W., to 15th Street, N.W.; south on 15th Street, N.W., to Pennsylvania Avenue, N.W.; and east on Pennsylvania Avenue, N.W., to New Jersey Avenue N.W.;

"(B) The Capital City Business and Industrial Area which shall consist of land within the boundary descriptions beginning at the intersection of New York Avenue, N.E., and 9th Street, N.E., to Montana Avenue, N.E.; north on Montana Avenue, N.E., to W Street, N.E.; west on W Street, N.E., to 13th Street, N.E.; northwest on 13th Street, N.E., to Brentwood Road, N.E.; southwest on Brentwood Road, N.E., to 9th Street, N.E.; and south on 9th Street, N.E., to New York Avenue, N.E.;

"(C) The Capital City Market Area which shall consist of land within the boundary descriptions beginning at the intersection of Florida Avenue, N.E., and North Capitol Street; southeast on Florida Avenue, N.E., to 12th Street, N.E.; south on 12th Street, N.E., to H Street, N.E., west on H street, N.E., to 9th Street, N.E., and north on 9th Street, N.E., to Florida Avenue, N.E.;

"(D) The Georgia Avenue Area which shall consist of any square located on or abutting Georgia Avenue, N.W., beginning at the intersection of Florida Avenue, N. W., and north on Georgia Avenue, N.W., to Eastern Avenue, N.W.;

"(E) All land within the District that is located east of the Anacostia River or east of the Potomac River that is not within the Anacostia Waterfront;

"(F) Any District-designated Foreign Trade Zone or Free Trade Zone pursuant to 19 U.S.C.S. § 81a et seq.;

"(G) Any federally-approved enterprise zone or empowerment zone;

"(H) Any federally-approved enterprise community, including Target Area 1: New York Avenue/Northwest; Target Area 2: Marshall Heights; and Target Area 3: Buzzard Point/Anacostia/Congress Heights;

"(I) Any area designated as Development Zone Areas pursuant to the Economic Development Zone Incentives Amendment Act of 1989, effective October 20, 1988 (D.C. Law 7-177; D.C. Official Code § 6-1501 *et seq.*), including Alabama Avenue, D.C. Village, and Anacostia;

"(J) Any housing opportunity area, development opportunity area, or new or upgraded commercial center designated on the District of Columbia Generalized Land Use Policies Map that is part of the Comprehensive Plan;

"(K) The Transit Impact Area which shall consist of any area located within 1500 feet of a Metrorail station in any of the areas set forth in this paragraph, or within 1500 feet of a Metrorail station at a designated Metrorail Station Development Opportunity Area, as defined in the District Elements of the Comprehensive Plan of the District of Columbia;

"(L) The Minnesota Avenue area which shall consist of land within the boundary descriptions beginning from East Capitol Street, N.E., to Nannie Helen Burroughs Avenue, N.E.; the Dix Street area which shall consist of land within the boundary descriptions beginning from 58th Street, N.E., to Eastern Avenue, N.E.; the Nannie Helen Burroughs area which shall consist of land within the boundary descriptions beginning from Eastern Avenue, N.E., to 49th Street, N.E.; the Pennsylvania Avenue area which shall consist of land within the boundary descriptions beginning from Branch Avenue, S.E., to Carpenter Street, S.E.; the Benning Road area which shall consist of land within the boundary descriptions beginning from East Capitol Street, S.E., to 44th Street, N.E., from Hanna Place, S.E., to Hillside Road, S.E., and from 39th Street, S.E., to 36th Street, S.E.; and the Division Avenue area from Eads Street, N.E., to Hayes Street, N.E.; and

"(M) Any property abandoned or underutilized because of perceived or actual contamination by hazardous substances or any property in which the expansion or redevelopment of the property is complicated by perceived or actual contamination by hazardous substances.”.

(C) A new paragraph (1B) is added to read as follows:

“(1B) “Qualified restaurant or retail store” means a restaurant or retail store located in a priority development area.”.

(D) Paragraph (2) is amended by striking the phrase "as defined in § 2-1219.20".

(2) Section 47-3802 is amended by adding the phrase “, qualified restaurant, or

retail store” after the phrase “qualified supermarket” wherever it appears.

Amend  
§ 47-3801

(b) Paragraphs (1)(A), (1)(C), and (2) of this section shall apply upon the inclusion of their fiscal effect in an approved budget and financial plan.

Sec. 704. Certain dispositions.

Amend  
§ 10-801

Section 1 of An Act Authorizing the sale of certain real estate in the District of Columbia no longer required for public purposes, approved August 5, 1939 (53 Stat. 1211; D.C. Official Code § 10-801), is amended by adding a new subsection (d-3) to read as follows:

“(d-3)(1) Notwithstanding subsections (a) through (d) and (e) of this section, the Mayor may dispose of the following properties:

“(A) Lots 106 and 803 in Square 442, in a manner not inconsistent with the Council's approval of the dispositions of these parcels pursuant to the Development of Small Parcels Resolution of 2006, deemed approved October 27, 2006 (Res. 16-849; 53 DCR 9376); and

“(B) Lots 848 and 849 in Square 2906 in a manner not inconsistent with the Council's approval of the dispositions of these parcels pursuant to the Disposition of Lots 848 and 849 in Square 2906 Approval Resolution of 2005, deemed approved July 2, 2005 (Res. 16-280; 52 DCR 7961).

“(2) The Mayor's authority to dispose of the properties listed in paragraph (1) of this subsection shall expire on November 5, 2009.”.

TITLE VIII. SUNSET.

Sec. 801. Sunset.

This act shall sunset on September 30, 2008, if the fiscal effect of this act has not been included in an approved budget and financial plan.

TITLE IX. FISCAL IMPACT STATEMENT; EFFECTIVE DATE.

Sec. 901. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Budget Director as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 902. 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), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December

**ENROLLED ORIGINAL**

24, 1973 (87 Stat 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

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Chairman  
Council of the District of Columbia

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Mayor  
District of Columbia