

DISTRICT OF COLUMBIA
OFFICIAL CODE

TITLE 9.
TRANSPORTATION SYSTEMS.

CHAPTER 2.
STREET AND ALLEY CLOSING AND ACQUISITION
PROCEDURES.

2001 Edition

DISTRICT OF COLUMBIA OFFICIAL CODE

CHAPTER 2. STREET AND ALLEY CLOSING AND ACQUISITION PROCEDURES.

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CHAPTER 2. STREET AND ALLEY CLOSING AND ACQUISITION PROCEDURES.

UNIT A. STREET AND ALLEY CLOSINGS.

SUBCHAPTER I. DEFINITIONS.

§ 9-201.01. DEFINITIONS.

For purposes of this chapter the term:

- (1) "Alley" means any public alley, as recorded in the records of the Office of the Surveyor, from its intersection with a street or another alley to its next intersection with a street or alley, or where it dead-ends.
- (2) "Council" means the Council of the District of Columbia.
- (2A) "DDOT" means the District Department of Transportation.
- (3) "District" means the District of Columbia government.
- (4) "Highway plan" means the plan of the permanent system of highways developed pursuant to § 9-103.01 et seq.
- (5) "Mayor" means the Mayor of the District of Columbia, or the Mayor's designated representative.
- (6) "Owner" means the owner(s) of record as shown on the records in the Department of Finance and Revenue.
- (7) "Street" means any public right-of-way, recorded as a street, road, or highway in the records of the Office of the Surveyor.
- (8) "Surveyor" means the Surveyor of the District of Columbia.

(Mar. 10, 1983, D.C. Law 4-201, § 101, 30 DCR 148; Apr. 18, 1996, D.C. Law 11-110, § 18, 43 DCR 530; Oct. 22, 2008, D.C. Law 17-246, § 2(a), 55 DCR 9010.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 7-411.

Effect of Amendments

D.C. Law 17-246 added par. (2A).

Legislative History of Laws

Law 4-201, the "Street and Alley Closing and Acquisition Procedures Act of 1982," was introduced in Council and assigned Bill No. 4-341, which was referred to the Committee on Transportation and Environmental Affairs. The Bill was adopted on first and second readings on November 16, 1982, and December 14, 1982, respectively. Signed by the Mayor on December 28, 1982, it was assigned Act No. 4-285 and transmitted to both Houses of Congress for its review.

Law 11-110, the "Technical Amendments Act of 1996," was introduced in Council and assigned Bill No. 11-485, which was referred to the Committee of the Whole. The Bill was adopted on first and second readings on December 5, 1995, and January 4, 1996, respectively. Signed by the Mayor on January 26, 1996, it was assigned Act No. 11-199 and transmitted to both Houses of Congress for its review. D.C. Law 11-110 became effective on April 18, 1996.

Law 17-246, the "Street and Alley Closing and Acquisition Procedures Amendment Act of 2008", was introduced in Council and assigned Bill No. 17-479 which was referred to the Committee on the Whole. The Bill was adopted on first and second readings on July 1, 2008, and July 15, 2008, respectively. Signed by the

Mayor on July 28, 2008, it was assigned Act No. 17-473 and transmitted to both Houses of Congress for its review. D.C. Law 17-246 became effective on October 22, 2008.

References in Text

Pursuant to the Office of the Chief Financial Officer's "Notice of Public Interest" published in the April 18, 1997, issue of the District of Columbia Register (44 DCR 2345) the Office of Tax and Revenue assumed all of the duties and functions previously performed by the Department of Finance and Revenue, as set forth in Commissioner's Order 69-96, dated March 7, 1969. This action was made effective January 22, 1997, *nunc pro tunc*.

SUBCHAPTER II. STREET AND ALLEY CLOSING PROCEDURES.

§ 9-202.01. AUTHORITY OF THE COUNCIL.

The Mayor may close all or part of any street or alley which is determined by the Council to be unnecessary for street or alley purposes, upon approval of a proposed resolution submitted by the Mayor to the Council for its review.

(Mar. 10, 1983, D.C. Law 4-201, § 201, 30 DCR 148; Apr. 29, 1998, D.C. Law 12-86, § 504(a), 45 DCR 1172.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 7-421.

Emergency Act Amendments

For temporary order to close public alleys in Square 51, see § 2 of the Closing of Public Alleys in Square 51, S.O. 98-145, Emergency Act of 1998 (D.C. Act 12- 597, January 20, 1999, 45 DCR 1142).

Legislative History of Laws

For legislative history of D.C. Law 4-201, see Historical and Statutory Notes following § 9-201.01.

Law 12-86, the "Omnibus Regulatory Reform Amendment Act of 1998," was introduced in Council and assigned Bill No. 12-458, which was referred to the Committee on Public Works and the Environment and the Committee on Consumer and Regulatory Affairs. The Bill was adopted on first and second readings on December 19, 1997, and January 6, 1998, respectively. Signed by the Mayor on January 28, 1998, it was assigned Act No. 12-256 and transmitted to both Houses of Congress for its review. D.C. Law 12-86 became effective on April 29, 1998.

Miscellaneous Notes

Opposition to partial closure of Pennsylvania Avenue, N.W.: Pursuant to Resolution 6-136, the "Opposition to the Partial Closure of Pennsylvania Avenue, N.W., Resolution of 1985," effective May 14, 1985, the Council emphatically opposes any proposal which includes the closure of Pennsylvania Avenue, N.W., between 15th and 17th Streets, N.W.

Authority to enact closing acts reaffirmed: Section 133 of § 101(d) of Pub. L. 99-591, the D.C. Appropriation Act, 1987, provided that the Congress of the United States reaffirms the authority of the Council of the District of Columbia, as authorized by § 7-421, to enact the Closing of a Portion of 8th Street, Northwest, and Public Alleys in Square 403 Act of 1984 (D.C. Law 5- 148), and the Closing of a Portion of 8th Street, Northwest, and Public Alleys and Square 403 Emergency Act of 1984 (D.C. Act 5-206).

Alley closings: Council regularly adopts alley closings which take effect after signature by the Mayor and 30-day Congressional review in accordance with § 1-206.02(c)(1) and publication in either the District of Columbia Register, the District of Columbia Statutes-at-Large, or the District of Columbia Municipal Regulations. The alley closings are noted in the D.C. Laws Not Codified Table located in the tables volume.

Closing of Glover Archbold Parkway: Section 2 of D.C. Law 9-51 ordered, on a temporary basis, the closing of Glover Archbold Parkway, N.W., between Upton Street, N.W., and Van Ness Street, N.W. Section 3 of D.C. Law 9-51 provided, on a temporary basis, for the establishment of a street easement to be known as 40th Place, N.W., in Square 1789 and adjacent to Glover Archbold Parkway, N.W., S.O. 99-117 in Ward 3. Section 4 of D.C. Law 9-51 provided a map of the closing of Glover Archbold Parkway, N.W., and the establishment of 40th Place, N.W. Section 5(b) of D.C. Law 9-51 provided that the act shall expire on the 225th day of its having taken effect.

Temporary closing of public alleys in Square 51: Section 2(a) of D.C. Law 12- 280 provides for the temporary closing of the public alleys in Square 51, as shown on the Surveyor's plat filed under S.O. 98-145, with title to

the land to vest as shown on the Surveyor's plat. Section 6(b) of D.C. Law 12-280 provides that the act shall expire after 225 days of its having taken effect.

Closing of public alley in Square 371: Section 2 of D.C. Law 12-267 provides that the Council of the District of Columbia found the public alley in Square 371, as shown on the Surveyor's plat filed under S.O. 96-202, unnecessary for alley purposes, and ordered it closed, with title to the land to revert as shown on the Surveyor's plan.

Section 2 of D.C. Law 13-124 provides:

"Pursuant to section 201 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Code § 9-202.01), the Council of the District of Columbia finds that the public alley in Square 6159, as shown on the Surveyor's plat filed under S.O. 98-125, is unnecessary for alley purposes and orders it closed, with title to the land to vest as shown on the Surveyor's plat. Prior to the issuance of a building permit for the development of Lots 126, 123, and 812 in Square 6159, which is facilitated by the alley closing that is the subject of this act, the applicant shall certify to the District that the applicant's building plans satisfy the conditions required by the Department of Public works as set forth in the official file on S.O. 98-125."

Section 2 of D.C. Law 13-240 provides:

"(a) Pursuant to section 201 of the Street and Alley Closing and Acquisition Procedures Act of 1982 the Council of the District of Columbia finds that the public alley in Square 4335, as shown on the Surveyor's plat filed under S.O. 98-245, is unnecessary for alley purposes and orders it closed, with title to vest as shown on the Surveyor's plat.

"(b) The approval of the Council of the District of Columbia of the closing of this alley is contingent upon the applicant satisfying the conditions required by the Department of Public Works as set forth in the official file on S.O. 98-245.

"(c) The approval of the Council of this closing is further contingent upon the recording, in the Recorder of Deeds Division of the District of Columbia Office of Tax and Revenue, of a covenant between the applicant and Verizon Atlantic and the applicant and PEPCO, granting each an easement for access and egress."

Section 2 of D.C. Law 14-37 provides:

"(a) Pursuant to section 201 the Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9- 202.01), the Council of the District of Columbia finds that the public alley in Square 192, as shown on the Surveyor's plat filed under S.O. 93-89, 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 Council's order to close the alley is contingent upon:

"(1) The establishment of easements and satisfaction of other conditions required by the Department of Public Works, the District of Columbia Water and Sewer Authority, and public utilities as set forth in the official file on S.O. 93-89; and

"(2) The owner of Lots 61, 62, 37, 38, 39, and 21 ('community garden lots'), or any subsequently consolidated lot which includes the community garden lots, retaining the community garden lots for the purpose of a community garden for a period of not less than five years after the effective date of this act [October 13, 2001]."

Section 2 of D.C. Law 15-243 provides:

"Pursuant to section 201 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-202.01), the Council finds that the portion of the of the intersection of Minnesota Avenue and East Capitol Street, N.E., adjacent to Square 5047, as shown on the surveyor's plat filed under S. O. 02-3743, is unnecessary for street purposes and orders it closed, with title to the land to vest as shown on the surveyor's plat. The approval of the Council of this closing is contingent upon the satisfaction of all conditions set forth in the official file of S.O. 02-3743."

Section 2 of D.C. Law 15-254 provides:

"Pursuant to section 201 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-202.01), the Council finds that the public alleys in Square 2674, as shown on the Surveyor's plat filed under S.O. 01-2426, are unnecessary for alley purposes and orders them closed, with title to the land to vest as shown on the Surveyor's plat. The approval of the Council of this closing is contingent upon satisfaction of all conditions set forth in the official file on S.O. 01-2426."

Section 2 of D.C. Law 15-306 provides:

"Sec. 2. (a) Pursuant to section 201 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-202.01), the Council finds that the portion of a public alley in Square 317, as shown on the Surveyor's plat filed under S.O. 04-7832, 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 closing is contingent upon the satisfaction of the:

"(1) Conditions of the District of Columbia Office of Planning as set forth in the Office's memorandum, dated October 15, 2004, to the Surveyor and all other conditions set forth in the official file of S.O. 04-7832;

"(2) Provision, by the Applicant, of:

"(A) Commercial trash storage and disposal services within its proposed building for use by the buildings on Lots 22 and 835 in Square 317 and at no cost to the owners of Lots 22 and 835;

"(B) Automatic panic bar egress at the exit points of the proposed 10-foot wide, east-west pedestrian easement ("easement") to be provided through the Applicant's proposed building for persons exiting from the buildings located on Lots 22 and 835 in Square 317;

"(C) Automated access from 11th Street at the entry to the easement to the occupants of the building located on Lots 22 and 835 in Square 317;

"(D) A Commercial video screening and access mechanism at the entry to the easement from 11th Street to the occupants of the building on Lot 835 in Square 317;

"(E) Key access to the easement to the District of Columbia Fire and Emergency Medical Services Department; and

"(F) A building design for the proposed building that includes a garage ventilation discharge with an elevation at a minimum of 6 feet, 6 inches above grade and an exhaust velocity that will exchange the air in the garage no less than 7 times per hour; and

"(3) Incorporation of the conditions described in paragraphs (1) and (2) of this subsection in a recorded covenant."

§ 9-202.02. ACTIONS REQUIRED OF MAYOR PRIOR TO CONSIDERATION OF APPLICATION.

Prior to consideration by a committee of the Council of an application to close all or part of a street or alley, the Mayor shall:

(1) Provide the Council with a Surveyor's plat showing:

(A) The street or alley, or part thereof, to be closed;

(B) The lots abutting the street or alley, or part thereof, to be closed;

(C) Any dedication of land for street or alley purposes;

(D) Any easements to be established or reserved by the District; and

(E) The person(s) to whom the title to the land to be closed is to revert or vest.

(2) Provide the Council with any comments on the proposed closing submitted by the affected District agencies and public utilities.

(3) Except as provided in § 9-202.03, refer the application to the National Capital Planning Commission for its recommendations.

(4) Refer to the Historic Preservation Review Board, as established by § 6-1103 for its review, any application to close any street located on the L'Enfant Street Plan.

(5) Refer the application to the Advisory Neighborhood Commission in whose area the street or alley to be closed is located for its review, and provide the Council with a copy of any comments submitted by the affected Advisory Neighborhood Commission.

(6) Provide notice of the application to each abutting property owner, and provide the Council with a copy of any comments submitted by an abutting property owner.

(Mar. 10, 1983, D.C. Law 4-201, § 202, 30 DCR 148; May 10, 1988, D.C. Law 7-106, § 2(b), 35 DCR 2170; Sept. 21, 1988, D.C. Law 7-144, § 3(a), 35 DCR 5405.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 7-422.

Legislative History of Laws

For legislative history of D.C. Law 4-201, see Historical and Statutory Notes following § 9-201.01.

For legislative history of D.C. Law 7-106, see Historical and Statutory Notes following § 9-203.06.

Law 7-144, the "Closing of a Public Alley in Square 140, S.O. 86-368, and the Street and Alley Closing Conforming Amendment Act of 1988," was introduced in Council and assigned Bill No. 7-482, which was referred to the Committee of the Whole. The Bill was adopted on first and second readings on June 14, 1988 and June 28, 1988, respectively. Signed by the Mayor on June 30, 1988, it was assigned Act No. 7-196 and

transmitted to both Houses of Congress for its review.

Delegation of Authority

Delegation of authority under Law 4-201, see Mayor's Order 83-139, May 26, 1983.

§ 9-202.03. EXCEPTIONS FROM REQUIREMENT OF REFERRAL OF APPLICATION TO NATIONAL CAPITAL PLANNING COMMISSION.

Section 9-202.02(3) shall not apply to any application to close all or part of an alley in the circumstances enumerated in § 9-202.05(2), (4)(A), (5), or (6).

(Mar. 10, 1983, D.C. Law 4-201, § 203, 30 DCR 148.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 7-423.

Legislative History of Laws

For legislative history of D.C. Law 4-201, see Historical and Statutory Notes following § 9-201.01.

§ 9-202.04. PUBLIC HEARING REQUIRED.

Except as provided in § 9-202.05, the Council shall hold a public hearing on all applications to close all or part of a street or alley.

(Mar. 10, 1983, D.C. Law 4-201, § 204, 30 DCR 148.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 7-424.

Legislative History of Laws

For legislative history of D.C. Law 4-201, see Historical and Statutory Notes following § 9-201.01.

§ 9-202.05. INAPPLICABILITY OF § 9-202.04.

Section 9-202.04 shall not apply to any application to close:

- (1) All or part of any alley when the application has been supported in writing by all of the owners of all the property in the square;
- (2) All or part of any alley where the width of the alley is 10 feet or less, and the application has been supported in writing by all of the owners of all the property abutting the entire alley;
- (3) All or part of any dead-end or unimproved street or alley when the application has been supported in writing by all of the record owners of all the property on both sides of the block(s) of the street which abuts the block(s) of that street to be closed or which abuts the entire alley;
- (4) All or any part of any alley when the application has been supported in writing by all of the record owners of all the property abutting the entire alley, and when land in the same square is concurrently provided for alley purposes either by:
 - (A) Dedication; or
 - (B) Easement;
- (5) All or part of any alley when:
 - (A) The closing is supported in writing by all of the owners of the property in 2/3 of the square;
 - (B) The alley, all or part of which is to be closed, is located entirely within 2/3 of the square owned by the persons supporting the closing; and
 - (C) The owners propose to develop the entire area of the square which they own; and
- (6) All or part of any alley when the District or the United States holds title to all the property abutting the alley, all or part of which is to be closed.

(Mar. 10, 1983, D.C. Law 4-201, § 205, 30 DCR 148; Mar. 14, 1985, D.C. Law 5-159, § 9, 32 DCR 30.)

HISTORICAL AND STATUTORY NOTES

For legislative history of D.C. Law 4-201, see Historical and Statutory Notes following § 9-201.01.

Law 5-159, the "End of Session Technical Amendments Act of 1984," was introduced in Council and assigned Bill No. 5-540, which was referred to the Committee of the Whole. The Bill was adopted on first and second readings on November 20, 1984, and December 4, 1984, respectively. Signed by the Mayor on December 10, 1984, it was assigned Act No. 5-224 and transmitted to both Houses of Congress for its review.

§ 9-202.06. DUTIES OF APPLICANT; MAYOR TO MAKE AVAILABLE SIGNS AND PRESCRIBE FORMAT FOR WRITTEN NOTICE.

(a) At least 15 days and no more than 60 days prior to the date of any public hearing to consider an application to close all or part of a street or alley, the applicant shall:

(1) Give written notice of the date, time, and location of the public hearing to all of the owners of all the property on both sides of the block(s) of the street which abuts the block(s) of that street to be closed or which abuts that entire alley; and

(2) Post a sign which indicates the date, time, and location of the public hearing at each end of the block(s) of that street to be closed, or at each entrance from a street to any alley in the square.

(b) At least 15 days and no more than 6 months prior to final consideration by the Council of a proposed resolution to close all or part of a street or alley which has not been the subject of a public hearing, the applicant shall:

(1) Give written notice of the Council's intent to consider the proposed resolution to all of the owners of all the property on both sides of the block(s) of the street or which abuts that alley; and

(2) Post a sign which indicates the Council's intent to consider the proposed resolution at each end of the block(s) of that street to be closed, or at each entrance from a street to any alley in the square.

(c) The applicant shall certify to the Council that the notice required in subsection (a) or (b) of this section has been given. A post office receipt of proof of mailing of the notice to the property owner's last known address and a photograph of each posted sign shall be sufficient proof that the required notice was given.

(d) The Mayor shall make available the signs and shall prescribe by rule a format for the written notice to be given pursuant to this section.

(Mar. 10, 1983, D.C. Law 4-201, § 206, 30 DCR 148; Apr. 30, 1988, D.C. Law 7-104, § 30, 35 DCR 147; Sept. 21, 1988, D.C. Law 7-144, § 3(b), 35 DCR 5405; Apr. 29, 1998, D.C. Law 12-86, § 504(b), 45 DCR 1172; Apr. 20, 1999, D.C. Law 12-264, § 20, 46 DCR 2118.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

Legislative History of Laws

For legislative history of D.C. Law 4-201, see Historical and Statutory Notes following § 9-201.01.

Law 7-104, the "Technical Amendments Act of 1987," was introduced in Council and assigned Bill No. 7-346, which was referred to the Committee of the Whole. The Bill was adopted on first and second readings on November 24, 1987, and December 8, 1987, respectively. Signed by the Mayor on December 22, 1987, it was assigned Act No. 7-124 and transmitted to both Houses of Congress for its review.

For legislative history of D.C. Law 7-144, see Historical and Statutory Notes following § 9-202.02.

For legislative history of D.C. Law 12-86, see Historical and Statutory Notes following § 9-202.01.

Law 12-264, the "Technical Amendments Act of 1998," was introduced in Council and assigned Bill No. 12-804, which was referred to the Committee of the Whole. The Bill was adopted on first and second readings on November 10, 1998, and December 1, 1998, respectively. Signed by the Mayor on January 7, 1999, it was assigned Act No. 12-626 and transmitted to both Houses of Congress for its review. D.C. Law 12-264 became effective on April 20, 1999.

§ 9-202.07. PUBLICATION OF NOTICE OF HEARING; WRITTEN NOTICE TO INVOLVED ADVISORY NEIGHBORHOOD COMMISSION.

(a) At least 15 days prior to a public hearing to consider an application to close all or part of a street or alley, the Council shall publish notice of the public hearing in the D.C. Register and shall give written notice of the public hearing to the advisory neighborhood commission(s) in whose commission area the street and alley to be closed is located.

(b) At least 15 days and no more than 6 months prior to final consideration by the Council of proposed legislation to close all or part of a street or alley which has not been the subject of a public hearing, the Council shall give written notice of the Council's intent to consider the proposed legislation to the advisory neighborhood commission(s) in whose commission area the street and alley to be closed is located.

(Mar. 10, 1983, D.C. Law 4-201, § 207, 30 DCR 148; May 10, 1988, D.C. Law 7-106, § 2(c), 35 DCR 2170.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 7-427.

Legislative History of Laws

For legislative history of D.C. Law 4-201, see Historical and Statutory Notes following § 9-201.01.

For legislative history of D.C. Law 7-106, see Historical and Statutory Notes following § 9-203.06.

§ 9-202.08. DISPOSITION OF PROPERTY; USE OF MONEY RECEIVED THEREFROM.

Where title to the street or alley, of which all or part is to be closed, can reasonably be determined to be held by the United States or the District, the Council may dispose of the property to the best advantage of the District and may assess the fair market value of the land and the value of the District's improvements on the land to the person(s) to whom the title to the land is to vest. Any money received for land where the title was held by the United States shall be deposited in the Treasury of the United States to the credit of the United States. Any money received for land where title was held by the District shall be credited to the General Fund of the District.

(Mar. 10, 1983, D.C. Law 4-201, § 208, 30 DCR 148.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 7-428.

Legislative History of Laws

For legislative history of D.C. Law 4-201, see Historical and Statutory Notes following § 9-201.01.

§ 9-202.09. APPROVAL SUBJECT TO CONTINGENCIES; RELOCATION ASSISTANCE.

(a) The Council may make the approval of a closing of all or part of a street or alley contingent upon any or all of the following:

- (1) The dedication of any other land for street or alley purposes;
- (2) The granting to the District of specific easements for public purposes; or
- (3) Any other condition that the Council considers necessary.

(b)(1) If the closing of all or part of a street or alley is associated with the demolition, substantial rehabilitation, or discontinuance of an existing building and results in the displacement of existing retail tenants, then the applicant shall certify to the District, prior to the issuance of a building permit for the development facilitated by the alley closing, that the applicant has either:

(A) Offered each eligible retail tenant a preferential opportunity to return to the new or rehabilitated building upon completion; or

(B) Provided each eligible retail tenant a relocation payment, the amount of which shall be calculated by multiplying the assessed value of the existing building by the proportion of square footage within the building that was occupied by the retail tenant, but in no event shall this relocation payment be required to exceed \$25,000.

(2) If the applicant offers the preferential opportunity to return referred to in subparagraph (1)(A) of this subsection and if the eligible retail tenant accepts the offer, then the applicant shall not be required to provide the eligible retail tenant with the relocation payment referred to in subparagraph (1)(B) of this

subsection. If the applicant offers the preferential opportunity to return referred to in subparagraph (1)(A) of this subsection and if the eligible retail tenant declines or does not respond to the offer, then the applicant shall provide the eligible retail tenant with the relocation payment referred to in subparagraph (1)(B) of this subsection. If the applicant chooses not to offer the preferential opportunity to return referred to in subparagraph (1)(A) of this subsection, then the applicant shall provide the eligible retail tenant with the relocation payment referred to in subparagraph (1)(B) of this subsection.

(3) The preferential opportunity to return referred to in subparagraph (1) (A) of this subsection includes at least a written offer to return to space to be leased in the new or rehabilitated building upon completion.

(4) The relocation assistance required by this section referred to in paragraph (1) of this subsection shall be designed for the benefit of eligible retail tenants who are displaced by a development associated with a street or alley closing, and both the eligible retail tenants and the Corporation Counsel, on behalf of the District of Columbia, shall have the right to sue in the Superior Court of the District of Columbia to enforce the relocation assistance required by this section. A copy of the relocation assistance required by this section shall be sent by the applicant to all retail tenants who may be displaced by a development associated with the application, and the applicant shall use best efforts to notify retail tenants of the relocation assistance required by this section.

(5) Prior to consideration by a committee of the Council of an application to close all or part of a street or alley, the Mayor shall provide the Council with information regarding:

(A) The effect of the street or alley closing upon any existing retail tenants in buildings associated with the street or alley closing; and

(B) The assessed value of the street or alley to be closed and the assessed values of land and of buildings associated with the street or alley closing.

(c) In order to be eligible for the relocation assistance provided in subsection (b) of this section, a retail tenant:

(1) Shall be a nonresidential tenant offering goods or nonprofessional services;

(2) Shall have been a tenant of the existing building for a minimum of 3 years prior to the date of introduction of proposed legislation to close all or a part of a street or alley associated with the demolition, substantial rehabilitation, or discontinuance of the existing building;

(3) Shall have had an annual gross revenue, from all business locations within the District of Columbia, that totaled not more than \$5,000,000 in the year preceding the date of displacement;

(4) Shall not have an ownership interest in the property to be developed; and

(5) Shall relocate within the District of Columbia.

(d) A retail tenant shall refund any relocation payment provided under this section if the retail tenant relocates outside the District of Columbia within a period of 3 years.

(e) The provisions of subsections (b) and (c) of this section shall not apply to applications by the Washington Metropolitan Area Transit Authority for closing all or part of a street or alley for the sole purpose of construction of transit facilities.

(f) An applicant who obtains a street or alley closing or a zoning density increase and who is required to construct or rehabilitate affordable housing pursuant to section 308b of the Comprehensive Plan (10 DCMR) shall not be issued a building permit for the applicant's commercial development until the applicant certifies to the District either that a building permit has been issued for the required amount of affordable housing, or that the applicant has contributed sufficient funds to a housing provider to construct or rehabilitate the required amount of affordable housing.

(Mar. 10, 1983, D.C. Law 4-201, § 209, 30 DCR 148; Aug. 7, 1986, D.C. Law 6-133, § 2, 33 DCR 3625; Oct. 6, 1994, D.C. Law 10-193, § 3(c), 41 DCR 5536; Apr. 27, 1999, D.C. Law 12-275, § 4, 46 DCR 1441.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 7-429.

Legislative History of Laws

For legislative history of D.C. Law 4-201, see Historical and Statutory Notes following § 9-201.01.

Law 6-133, the "Street and Alley Closing and Acquisition Procedures Act of 1982 Relocation Assistance Amendment Act of 1986," was introduced in Council and assigned Bill No. 6-330, which was referred to the Committee of the Whole. The Bill was adopted on first and second readings on May 13, 1986 and May 27, 1986, respectively. Signed by the Mayor on June 6, 1986, it was assigned Act No. 6- 171 and transmitted to both Houses of Congress for its review.

Law 10-193, the "Comprehensive Plan Amendments Act of 1994," was introduced in Council and assigned

Bill No. 10-212, which was referred to the Committee of the Whole. The Bill was adopted on first and second readings on June 7, 1994, and June 21, 1994, respectively. Signed by the Mayor on August 8, 1994, it was assigned Act No. 10-323 and transmitted to both Houses of Congress for its review. D.C. Law 10-193 became effective on October 6, 1994.

Law 12-275, the "Comprehensive Plan Amendment Act of 1998," was introduced in Council and assigned Bill No. 12-99. The Bill was adopted on first and second readings on December 1, 1998, and December 15, 1998, respectively. Signed by the Mayor on December 31, 1998, it was assigned Act No. 12-609 and transmitted to both Houses of Congress for its review. D.C. Law 12-275 became effective on April 27, 1999.

Effective Dates

Section 4(b) of D.C. Law 10-193 provided that no District element of the Comprehensive Plan for the National Capital shall take effect until it has been reviewed by the National Capital Planning Commission as provided in § 2-1002(a) and § 1-204.23.

Section 7(b) of D.C. Law 12-275 provided that no District element of the Comprehensive Plan for the National Capital shall take effect until it has been reviewed by the National Capital Planning Commission as provided in § 2-1002(a) and § 1-204.23.

References in Text

Section 308b of the Comprehensive Plan (10 DCMR) referred to in (f) is codified as § 308b of Title 10 of the D.C. Municipal Regulations.

§ 9-202.10. REQUIRED NOTICE OF APPROVAL TO AFFECTED PROPERTY OWNERS.

Except in the circumstances enumerated in § 9-202.05(1) through (6), following enactment of legislation ordering the closing of all or part of a street or alley, the Mayor shall give written notice to the owners of the property on both sides of the block(s) of the street to be closed or which abuts that entire alley, that the legislation has been approved by the Council and signed by the Mayor. This notice shall also indicate that any written objection by an interested party aggrieved by the closing must state how the person is aggrieved by the closing and must be filed with the Mayor within 30 days of the mailing of the notice.

(Mar. 10, 1983, D.C. Law 4-201, § 210, 30 DCR 148.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 7-430.

Legislative History of Laws

For legislative history of D.C. Law 4-201, see Historical and Statutory Notes following § 9-201.01.

§ 9-202.11. JUDICIAL PROCEEDING UPON FILING OF OBJECTION; DAMAGES.

When an objection is filed with the Mayor as provided for in § 9-202.10, the Mayor shall institute a proceeding in rem in the Superior Court of the District of Columbia for the closing of the street or alley, or part thereof, and for the ascertainment of damages and the assessment of benefits resulting from the closing. The proceedings shall be conducted in the same manner as proceedings for the condemnation of land for streets and alleys pursuant to Chapter 13 of Title 16. Any damages awarded by the Court shall cover the administrative costs of the proceedings and shall be paid by the applicant for the closing, the applicant having the right, within a reasonable time to be fixed by the Court in its order confirming the verdict, to abandon the proposed closing without being liable for damages ordered by the Court. If no damages are awarded by the Court, the person who filed the objection shall pay the administrative costs of the in rem proceeding.

(Mar. 10, 1983, D.C. Law 4-201, § 211, 30 DCR 148.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 7-431.

Legislative History of Laws

For legislative history of D.C. Law 4-201, see Historical and Statutory Notes following § 9-201.01.

§ 9-202.12. RECORDATION OF CLOSING ACT AND SURVEYOR'S PLAT; EFFECTS OF RECORDATION.

Following the effective date of an act ordering the closing of a street or alley, and following the finding by the Surveyor of compliance with any conditions required in the street or alley closing act pursuant to § 9-202.09 and following the payment of any damages awarded pursuant to § 9-202.11, the Surveyor shall record a copy of the street or alley closing act and the Surveyor's plat in the Office of the Surveyor. Upon the recordation of the Surveyor's plat, the street or alley, or part thereof, will be deemed closed and the title to the land shall revert to or be vested in fee simple to the record owners as shown on the plat. This land shall thereafter be assessable in all respects as all other real property in the District of Columbia. The right of the public to use the street or alley, and any proprietary interest of the United States or the District in the street or alley, or part thereof, shall cease, unless a temporary continued use is required by the Mayor. Upon the recordation in the Office of the Surveyor of a closing plat showing any easement or dedication of land for public purposes that has been established or accepted in an act closing a street or alley, or part thereof, the land encompassed by the easement or dedication shall thereafter be available for that public use.

(Mar. 10, 1983, D.C. Law 4-201, § 212, 30 DCR 148.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 7-432.

Legislative History of Laws

For legislative history of D.C. Law 4-201, see Historical and Statutory Notes following § 9-201.01.

§ 9-202.13. DISPOSITION OF CLOSING ACT AND PLAT.

Upon the recordation of the plat, the Surveyor shall send a copy of the act and the plat to the applicant and to the Director of the Department of Finance and Revenue.

(Mar. 10, 1983, D.C. Law 4-201, § 213, 30 DCR 148.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 7-433.

Legislative History of Laws

For legislative history of D.C. Law 4-201, see Historical and Statutory Notes following § 9-201.01.

References in Text

Pursuant to the Office of the Chief Financial Officer's "Notice of Public Interest" published in the April 18, 1997, issue of the District of Columbia Register (44 DCR 2345) the Office of Tax and Revenue assumed all of the duties and functions previously performed by the Department of Finance and Revenue, as set forth in Commissioner's Order 69-96, dated March 7, 1969. This action was made effective January 22, 1997, *nunc pro tunc*.

§ 9-202.14. FEE SCHEDULE.

The Mayor shall establish a fee schedule to recover the costs associated with the consideration of an application to close all or part of a street or alley.

(Mar. 10, 1983, D.C. Law 4-201, § 214, 30 DCR 148.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 7-434.

Legislative History of Laws

For legislative history of D.C. Law 4-201, see Historical and Statutory Notes following § 9-201.01.

§ 9-202.15. MAYOR TO ISSUE PROCEDURES FOR REVIEW BY AGENCIES AND PUBLIC UTILITIES.

Within 6 months of April 29, 1998, the Mayor shall issue procedures to require that all administrative reviews by affected agencies and by the public utilities of all applications to close all or part of a street or public alley, including agency and utility procedures both prior to Council review and after enactment of the resolution, will be completed within a total period of no greater than 180 days from the date of application. This 180 day period shall not include the days that the resolution is pending in the Council.

(Mar. 10, 1983, D.C. Law 4-201, § 215, 30 DCR 148; Apr. 29, 1998, D.C. Law 12-86, § 504(c), 45 DCR 1172.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 7-435.

Legislative History of Laws

For legislative history of D.C. Law 4-201, see Historical and Statutory Notes following § 9-201.01.

For legislative history of D.C. Law 12-86, see Historical and Statutory Notes following § 9-202.01.

SUBCHAPTER III. NEW STREETS OR ALLEYS.

§ 9-203.01. SCOPE OF MAYOR'S AUTHORITY.

The Mayor may open, extend, widen, or straighten:

- (1) Any street to conform with the highway plan; or
- (2) Any minor street or alley, upon the petition of the owners of more than 1/2 of the property fronting on the proposed street or alley, or when the Mayor finds that the public interest would be served best by the action.

(Mar. 10, 1983, D.C. Law 4-201, § 301, 30 DCR 148.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 7-441.

Legislative History of Laws

For legislative history of D.C. Law 4-201, see Historical and Statutory Notes following § 9-201.01.

Delegation of Authority

Delegation of authority under Law 4-201, see Mayor's Order 83-139, May 26, 1983.

§ 9-203.02. METHODS OF ACQUISITION.

Any land used for the purpose of opening, extending, widening, or straightening any street, minor street, or alley pursuant to § 9-203.01 may be acquired by:

- (1) Purchase;
- (2) Condemnation pursuant to Chapter 13 of Title 16; or
- (3) Acceptance by the Council of a dedication of land; provided, that if the land is to be acquired for a Federal Aid Highway project, the person offering to dedicate the land must be informed of his or her right to compensation for it.

(Mar. 10, 1983, D.C. Law 4-201, § 302, 30 DCR 148.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 7-442.

Temporary Amendments of Section

For temporary (225 day) acceptance of dedication, see § 2 of Dedication and Designation of Harry Thomas Way Temporary Act of 1998 (D.C. Law 12-251, April 20, 1999, law notification 46 DCR 4164).

Section 2 of D.C. Law 17-240 amended section 2 of D.C. Law 15-310, in subsec. (a)(1), by substituting "provided, that the dedication of land, in fee, for street purposes of Tingey Street shall exclude the land that is

located under the existing historic building known as Building 160, consisting of approximately 2,577 square feet, as such land is depicted on a certain survey, prepared by AMT, LLC, to mark and map ('excluded land') and recorded in the records of the Office of the Surveyor on February 25, 2008, as Map RS-126 and prepared in conjunction with a plat in Survey Book 1000 at page 203 and also known as Map No. RS-126; and, provided further, that" for "provided, that"; and by adding subsec. (c) to read as follows:

"(c) Upon the effective date of the Tingey Street, S.E. Right-of-Way Emergency Amendment Act of 2008, signed by the Mayor on July 16, 2008 (D.C. Act 17-426; 55 DCR 8248), the excluded land, as described in subsection (a) (1) of this section, shall revert to and be vested in the United States of America, acting by and through the Administrator of the General Services Administration."

Section 5(b) of D.C. Law 17-240 provides that the act shall expire after 225 days of its having taken effect.

Emergency Act Amendments

For temporary acceptance of dedication of land located between Eckington Place, N.E., and Third Street, N.E., as a public street, see § 2(a) of the Dedication and Designation of Harry Thomas Way Emergency Act of 1998 (D.C. Act 12-579, January 12, 1999, 45 DCR 966).

For acceptance of a dedication of certain land, see § 2(a) of the Dedication and Designation of Harry Thomas Way, N.E. Emergency Act of 1999 (D.C. Act 13- 198, December 1, 1999, 46 DCR 10444).

For acceptance of a dedication of certain land, see § 2(a) of the Dedication and Designation of Harry Thomas Way, N.E. Congressional Review Emergency Act of 2000 (D.C. Act 13-277, March 7, 2000, 47 DCR 2017).

For temporary (90 day) amendment of D. C. Law 14-287, § 3, see § 2 of Removal from the Permanent System of Highways, a Portion of 22nd Street, S.E. and the Dedication of Land for Street Purposes (S.O. 00-89) Technical Emergency Amendment Act of 2004 (D.C. Act 15-461, June 23, 2004, 51 DCR 6748).

For temporary (90 day) amendment of D.C. Law 14-287, § 3, see § 2 of Removal from the Permanent System of Highways, a Portion of 22nd Street, S.E. and the Dedication of Land for Street Purposes (S.O.00-89) Technical Congressional Review Emergency Amendment Act of 2004 (D.C. Act 15-516, August 2, 2004, 51 DCR 8988).

For temporary (90 day) dedication, see § 3 of Closing, Dedication, and Designation of Public Streets and Alleys in Squares 5246, 5273, 5277, 5279, 5280, and 5281, S.O. 02-4088, Emergency Act of 2005 (D.C. Act 16-65, April 20, 2005, 52 DCR 4138).

For temporary (90 day) acceptance of dedication, see § 3 of Closing, Dedication, and Designation of Public Streets and Alleys in Squares 5318, 5319, and 5320 Emergency Act of 2006 (D.C. Act 16-419, July 18, 2006, 53 DCR 6161).

For temporary (90 day) acceptance of dedication, see § 2 of Dedication of Public Streets and Alleys in Squares 5318, 5319, and 5320 Congressional Review Emergency Act of 2006 (D.C. Act 16-497, October 23, 2006, 53 DCR 8840).

For temporary (90 day) amendment of D.C. Law 15-310, see § 2(a) of Tingey Street, S.E. Right-of-Way Emergency Amendment Act of 2008 (D.C. Act 17-426, July 16, 2008, 55 DCR 8248).

For temporary (90 day) amendment of section 2 of D.C. Law 15-310, see § 2(a) of Tingey Street, S.E. Right-of-Way Congressional Review Emergency Amendment Act of 2008 (D.C. Act 17-558, October 27, 2008, 55 DCR 12008).

For temporary (90 day) amendment of section 2 of D.C. Law 15-310, see § 2(a) of Tingey Street, S.E. Right-of-Way Congressional Review Emergency Amendment Act of 2009 (D.C. Act 18-111, June 18, 2009, 56 DCR 4938).

Legislative History of Laws

For legislative history of D.C. Law 4-201, see Historical and Statutory Notes following § 9-201.01.

Miscellaneous Notes

Approval of new streets or alleys: Section 3 of D.C. Law 8-81 provided that the Council accepted the dedication of land for minor streets in Squares 5041 and 5056; approved the set-aside of portions of public alleys for minor streets in Squares 5041 and 5056, as shown on the Surveyor's plat filed under S.O. 88- 212; approved the set-aside of a portion of Grant Street, N.E., for Parkside Place, N.E., as shown on the Surveyor's plat filed under S.O. 88-212; and approved the establishment of building restriction lines for minor streets in Squares 5041 and 5056, as shown on the Surveyor's plat filed under S.O. 88-212.

Approval of new streets or alleys: Section 2 of D.C. Law 8-178 provided that the Council accepts the dedication of land and approves the establishment of building restriction lines necessary to create minor streets within Lot 2 in Square 5957, as shown on the Surveyor's plat filed under S.O. 89-276, upon the filing of certain covenants in the Recorder of Deeds Division. Section 4(b) of D.C. Law 8-178 provided that if the covenant required by § 2 of the act is not filed within 2 years of October 2, 1990, the act shall expire.

Section 2 of D.C. Law 10-100 provided that the Council accepts the dedication of land in fee simple absolute of land in square 5338, for public street purposes, as shown on the surveyor's plat filed under S.O. 86-24.

Section 2 of D.C. Law 10-197 provided that the Council accepts the dedication of land and approves the establishment of building restriction lines necessary to create a minor street in Square 5969 near Mississippi Avenue, S.E., and 4th Street, S.E., as shown on the Surveyor's plat filed under S.O. 92-124.

Section 2 of D.C. Law 13-82 provides:

"Pursuant to section 302(c) of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Code § 7-442(3) [§ 9-203.02(3), 2001 Ed.]), the Council of the District of Columbia accepts the dedication of a fee simple absolute in land in Square 557 for public alley purposes, as shown on the Surveyor's plat filed under S.O. 93- 207."

Section 2 of D.C. Law 13-89 provides:

"(a) Pursuant to section 302(c) of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Code § 7-442(3) [§ 9-203.02(3), 2001 Ed.]) ('Act'), and notwithstanding the requirement set forth in section 304 of the Act (D.C. Code § 7-444 [§ 9- 203.04, 2001 Ed.]), that in any one block length, a minor street shall be 75 feet wide, the Council accepts the dedication of land necessary to create a minor street in squares 3575, 3576, 3579, 3580, 3581, 3582 and 3583 between Eckington Place, N.E., and Third Street, N.E., as shown on the Surveyor's plat filed under S.O. 98-243.

"(b) Pursuant to sections 401 and 405 of the Act (D.C. Code §§ 7-451 and 7-455 [§§ 9-204.01 and 9-204.04, 2001 Ed.]), the minor street created by the dedication of land in subsection (a) of this section shall be designated 'Harry Thomas Way, N.E.'."

Section 3 of D.C. Law 14-287, as amended by D.C. Law 15-192, § 2, Sept. 30, 2004, 51 DCR 6741, and D.C. Law 15-243, § 3, Mar. 16, 2004, 51 DCR 11231, provides:

"(a) Pursuant to sections 302(c) and 304 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-203.02(3) and 9-203.04) ("Act"), the Council accepts the dedication, in fee simple absolute, of the land necessary for the realignment of streets in Square 5621, bounded by T Street and 22nd Street as shown on the revised Surveyor's plat filed under S.O. 00-89. This dedication shall be conditioned upon the applicant's construction of a new street on the land to be dedicated and compliance with all conditions required by the District Department of Transportation, as specified in the S. O. 00-89 file. The Mayor is authorized to accept street improvements made or to be made by the applicant to the area dedication for street purposes, subject to the District Department of Transportation.

"(b) Pursuant to sections 401 and 405 of the Act, the Council hereby designates the dedicated land described in subsection (a) of this section as 'Fairlawn Court, S.E.'"

Section 2 of D.C. Law 15-29 provides:

"(a) Pursuant to section 302(c) of the Street and Alley Closing and Acquisition Procedures Act of 1982 ('Act'), effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-203.02(3)), the Council accepts the dedication, in fee simple absolute, of land necessary to create Commodore Joshua Barney Drive, N.E., Fort Lincoln Drive, N.E., and Lincoln Drive North, N.E., all in Square 4325, bounded by Bladensburg Road, N.E., South Dakota Avenue, N.E., and New York Avenue, N.E., as shown on the Surveyor's plat filed under S.O. 00-98.

"(b) Pursuant to sections 401 and 405 of the Act, the streets created by the dedication of the land referenced in subsection (a) of this section shall be designated as 'Commodore Joshua Barney Drive, N.E.', 'Fort Lincoln Drive, N.E.', and 'Lincoln Drive North, N.E.', as shown on the Surveyor's plat filed under S.O. 00-98."

Section 2 of D.C. Law 15-144 provides:

"Sec. 2. (a) Notwithstanding any provision of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-202.01 *et seq.*) ('Act'), the Council orders the closing of the 600 block of I Street, S.E., as shown on the revised Surveyor's plat filed under S.O. 95-251.

"(b) Notwithstanding any provision of the Act, the Council accepts the dedication of land for street purposes, which is the existing functioning street that is located immediately north of and parallel to the Southeast Freeway between 6th Street, S.E., and 7th Street, S.E., and designates this street as 'Virginia Avenue, S.E.', as shown on the revised Surveyor's plat filed under S.O. 95-251."

Section 2 of D.C. Law 18-68 provides:

"Sec. 2. Pursuant to section 302(c) of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-203.02(3)) ('Act'), and notwithstanding the requirements of section 304 of the Act (D.C. Official Code § 9-203.04), the Council accepts the dedication, in fee simple absolute, of the land necessary for street and alley purposes as shown on the Surveyor's Plat filed under S.O. 07-3090."

Section 2 of D.C. Law 15-310, as amended by section 7 of D.C. Law 18-39, provides:

"Sec. 2. (a) Pursuant to section 302 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § D.C. Official Code § 9-203.02) ("Act"), and notwithstanding the requirements set forth in sections 303 and 304 of the Act, the Council accepts:

"(1) The dedication of land in fee for street purposes from the General Services Administration of portions of New Jersey Avenue, Tingey Street, and 4th Street; provided, that the dedication of land, in fee, for street purposes of Tingey Street shall exclude the land that is located under the existing historic building known as Building 160, consisting of approximately 2,577 square feet, as such land is depicted on a certain survey, prepared by AMT, LLC, to mark and map ('excluded land') and recorded in the records of the Office of the Surveyor on February 25, 2008, as Map RS-126 and prepared in conjunction with a plat in Survey Book 1000 at page 203 and also known as Map No. RS-126; and, provided further, that the General Services Administration, on behalf of the United States and its successors in interests, reserves by perpetual easement the right to:

"(A) Use the below-grade space of the right-of-way without charge from the District and without the requirement for public-space permits, subject to the District's right to:

"(i) Inspect the proposed plans to insure the integrity of the streets; and

"(ii) Install utilities in the below-grade space; and

"(B) Construct street improvements at grade, such as curb cuts and lay-bys, within the area dedicated for street purposes, pursuant to the District Department of Transportation's standards governing such improvements;

"(2) The dedication of land in fee for street purposes from JBG/SEFC Venture, L.L.C., of portions of New Jersey Avenue, Tingey Street, and 4th Street;

"(3) The dedication of land by easement for public space purposes from JBG/SEFC Venture, L.L.C., of a portion of New Jersey Avenue; and

"(4) The dedication of below-grade space by easement for utility purposes from JBG/SEFC Venture, L.L.C., of a portion of New Jersey Avenue.

"(b) The Council's acceptance of the dedication of land described in subsection (a) of this section is contingent upon the filing of covenants in the Land Records for the District of Columbia and the filing of the dedication plat in the Office of the Surveyor for the District of Columbia.

"(c) On July 16, 2008, the excluded land, as described in subsection (a)(1) of this section, shall revert to and be vested in the United States of America, acting by and through the Administrator of the General Services Administration."

Section 3 of D.C. Law 16-5 provides:

"Sec. 3. Pursuant to sections 302 and 401 of the Act, the Council accepts the dedication of the streets and alleys in Squares 5246, 5272, 5273, 5276, 5277, 5279, 5280, and 5281, as shown on the Surveyor's plats filed under S.O. 02- 4088, and dedicates the streets as extensions of 57th Street, S.E., 57th Place, S.E., and Blaine Street, N.E., as shown on the Surveyor's plats in the S.O. File 02-4088. The approval of the Council of this dedication is contingent upon the satisfaction of all the conditions set forth in the official S.O. File 02-4088."

§ 3 of D.C. Law 16-26 provides:

"Sec. 3. (a) Pursuant to sections 302(c) and 304 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-203.02(3) and 9-203.04) ("Street and Alley Closing and Acquisition Procedures Act"), the Council accepts the dedication, in fee simple absolute, of the land necessary for the realignment of streets in Square 5912, as shown on the Surveyor's plat in S.O. File 04- 8736.

"(b) Pursuant to section 302(c) of the Street and Alley Closing and Acquisition Procedures Act and notwithstanding the requirement set forth in section 304 that in any one block length, a minor street shall be 75 feet wide, the Council accepts the dedication of land necessary to create several minor streets and alleys in Square 5912, as shown on the Surveyor's plat in S.O. File 04-8736.

"(c) Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act, the minor streets created by the dedication of land in subsection (b) of this section shall be designated Tanner Place, S.E. , Anderson Place, S.E., and Cook Drive, S.E."

Section 2 of D.C. Law 16-70 provides:

"Sec. 2. (a) In accordance with section 302 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-203.02), the Council accepts the dedication of land in fee for alley purposes in Square 5252, as shown on the Surveyor's plat in the S.O. File 03-1717.

"(b) The dedication of land as provided in subsection (a) of this section shall be effective upon the filing of the dedication plat in the Office of the Surveyor for the District of Columbia."

Section 2 of D.C. Law 16-180 provides:

"Pursuant to section 302 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-203.02) ('Act'), the Council approves the dedication

of land for streets and alleys in Squares 5318, 5319, and 5320, in Ward 7, as shown on the Surveyor's plats filed under S.O. 05-8132. The approval of the Council of this dedication is contingent upon the satisfaction of all the conditions set forth in the official file of S.O. 05-8132."

Section 2 of D.C. Law 17-174 provides:

"Sec. 2. Pursuant to section 302(c) of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-203.02(3))("Act"), and notwithstanding the requirements of section 304 of the Act (D.C. Official Code § 9-203.04), the Council accepts the dedication, in fee simple absolute, of the land necessary for street purposes and approves the establishment of a building restriction line in Square 1346, bounded by Foxhall Road, N.W., and W Street, N.W., as shown on the Surveyor's plat filed under S.O. 06-9108. The Council's acceptance of this dedication and building line restriction shall be contingent upon the applicant's satisfaction of all conditions set forth in the official file S.O. 06-9108."

Section 3 of D.C. Law 18-39 provides:

"Sec. 3. (a) Pursuant to sections 302 and 401 of the Act (D.C. Official Code §§ 9-203.02 and 9-204.01), and notwithstanding the requirements of section 303(a), (b), and (c)(2) and section 304 of the Act (D.C. Official Code §§ 9-203.03(a), (b), and (c)(2) and 9-203.04), the Council accepts the dedication of land as shown on the Surveyor's plat filed under S.O. 07-8802 and designates the streets as N Street, S.E., 2nd Street, S.E., 3rd Street, S.E., 4th Street, S.E., 5th Street, S.E., Water Street, S.E., and Tingey Street, S.E., as shown on the Surveyor's plat filed under S.O. File 07-8802.

"(b) The Council's acceptance of the dedication of land described in subsection (a) of this section is contingent upon the issuance of the written statement by the District Department of Transportation required by section 303(c)(1) of the Act (D.C. Official Code § 9-203.03(c)(1)) ('DDOT Statement'); except, that the DDOT Statement shall not be required if the District of Columbia, acting through the District Department of Transportation, and Forest City SEFC, LLC, have executed an agreement governing the acceptance and dedication of street improvements in the Southeast Federal Center and the agreement is in full force and effect.

"(c) Nothing in this section shall be deemed to waive any laws, regulations, rules, or orders that are applicable to the construction of improvements on the land dedicated pursuant to this section."

§ 9-203.03. COUNCIL ACCEPTANCE OF LAND DEDICATION.

(a) Where the highway plan shows: (1) a street as 90 feet wide, the Council may accept a dedication of land no less than 60 feet wide; (2) a street as 120 feet or more wide, the Council may accept a dedication of land no less than 90 feet wide; provided, that in both clauses (1) and (2) of this section the persons dedicating the land agree to establish building restriction lines to correspond with the width of the street as shown on the highway plan.

(b) An application to dedicate land to establish a minor street that would not meet the requirements of § 9-203.04 shall be accompanied by a document signed by the Mayor, stating that the Mayor has authorized the nonconforming street width or building-line setback.

(c) When the Council makes street construction a condition for the dedication of land for street purposes, the Surveyor shall not record a dedication plat until DDOT has issued a written statement ("DDOT Statement") that:

(1) The owner of the property to be dedicated has constructed the street improvements in accordance with the Council's conditions, DDOT's standard and specifications, and any plans required and approved by DDOT; and

(2) The owner of the property being dedicated has signed a document, which shall be attached to the DDOT Statement, that indemnifies and holds harmless the District and all of its officers, agents, and servants against any and all claims or liability arising from or based on, or as a consequence or result of, any latent defects, act, omission, or default of the owner of the property, his employees, agents, servants, contractors, or subcontractors, in the performance of, or in connection with, any work required, contemplated, or performed in connection with the construction of the street.

(Mar. 10, 1983, D.C. Law 4-201, § 303, 30 DCR 148; Oct. 22, 2008, D.C. Law 17-246, § 2(b), 55 DCR 9010.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 7-443.

Effect of Amendments

D.C. Law 17-246 designated subsec. (a); and added subsecs. (b) and (c).

For legislative history of D.C. Law 4-201, see Historical and Statutory Notes following § 9-201.01.

For Law 17-246, see notes following § 9-201.01.

§ 9-203.04. MINOR STREETS.

Except as provided in § 9-203.03(b) and (c), and any regulations issued pursuant to § 9-203.03(b) or (c), in any 1 block length, a minor street shall be 75 feet wide, though land may be acquired at a width of 55 feet with building restriction lines set 10 feet back on both sides of the street lines.

(Mar. 10, 1983, D.C. Law 4-201, § 304, 30 DCR 148; Oct. 22, 2008, D.C. Law 17-246, § 2(c), 55 DCR 9010.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 7-444.

Effect of Amendments

D.C. Law 17-246 substituted "Except as provided in § 9-203.03(b) and (c), and any regulations issued pursuant to § 9-203.03(b) or (c), in any" for "In any".

Legislative History of Laws

For legislative history of D.C. Law 4-201, see Historical and Statutory Notes following § 9-201.01.

For Law 17-246, see notes following § 9-201.01.

Miscellaneous Notes

Approval of new streets or alleys: Section 2 of D.C. Law 8-178 provided that the Council accepts the dedication of land and approves the establishment of building restriction lines necessary to create minor streets within Lot 2 in Square 5957, as shown on the Surveyor's plat filed under S.O. 89-276, upon the filing of certain covenants in the Recorder of Deeds Division. Section 4(b) of D.C. Law 8-178 provided that if the covenant required by § 2 of the act is not filed within 2 years of October 2, 1990, the act shall expire.

Creation of street: Section 2 of D.C. Law 7-102 provided that pursuant to § 9-203.04 the Council of the District of Columbia accepts the dedication of land and approves the establishment of building restriction lines necessary to create a minor street in Square 4325 connecting 31st Place, N.E., and Fort Lincoln Drive, N.E., in Fort Lincoln New Town, as shown in the Surveyor's plat filed under S.O. 85-189.

Approval of new streets or alleys: Section 3 of D.C. Law 8-81 provided that the Council accepted the dedication of land for minor streets in Squares 5041 and 5056; approved the set-aside of portions of public alleys for minor streets in Squares 5041 and 5056, as shown on the Surveyor's plat filed under S.O. 88-212; approved the set-aside of a portion of Grant Street, N.E., for Parkside Place, N.E., as shown on the Surveyor's plat filed under S.O. 88-212; and approved the establishment of building restriction lines for minor streets in Squares 5041 and 5056, as shown on the Surveyor's plat filed under S.O. 88-212.

Section 2 of D.C. Law 10-197 provided that the Council accepts the dedication of land and approves the establishment of building restriction lines necessary to create a minor street in Square 5969 near Mississippi Avenue, S.E., and 4th Street, S.E., as shown on the Surveyor's plat filed under S.O. 92-124.

§ 9-203.05. AREA BETWEEN PROPERTY LINE AND BUILDING RESTRICTION LINE.

Any area between the property line and the building restriction line shall be considered as private property set aside and treated as public space under the care and maintenance of the property owner. The use of this area shall be controlled by the District of Columbia police regulations with respect to the use of public space and the projection of buildings beyond the building line. The District shall have a right-of-way through this area for sewers and water mains free of charge. The Mayor may build sidewalks on this area if in the judgment of the Mayor the space between the street lines is not sufficient to permit the construction of sidewalks within the street lines.

(Mar. 10, 1983, D.C. Law 4-201, § 305, 30 DCR 148.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 7-445.

For legislative history of D.C. Law 4-201, see Historical and Statutory Notes following § 9-201.01.

§ 9-203.06. IMPROVEMENT OF STREET--PREREQUISITES.

(a) Prior to the improvement or issuance of a permit to improve a street that has been acquired for street purposes by the District but has neither been improved nor used as a public right-of-way for vehicles within 10 years of its acquisition, the Mayor shall submit a proposed street improvement, a proposed resolution to consider the proposed improvement, and supporting documents regarding the proposed improvement to the Council for a 45-day period of review, excluding Saturdays, Sundays, holidays, and days of Council recess. If the Council does not approve or disapprove the proposed improvement, in whole or in part, by resolution within this 45-day review period, the proposed improvement shall be deemed approved, and the Mayor may improve or issue a permit to improve the street.

(b) Prior to submitting the resolution to the Council required in subsection (a) of this section, the Mayor shall solicit comments on the proposed improvement from appropriate executive branch agencies and public utilities, the Advisory Neighborhood Commission within whose area the street is located, and each owner of property within the squares adjacent to the street to be improved.

(c) The supporting documents required to be submitted to the Council by subsection (a) of this section shall include at a minimum:

(1) A Surveyor's plat showing the street proposed to be improved; a listing by name, address, and lot and square numbers of each owner of property within the squares adjacent to the street to be improved; and the date and method of acquisition by the District of the street;

(2) Comments on the proposed improvement from appropriate District agencies and public utilities, including information regarding:

(A) Any building or development plans and any filed zoning cases related to the proposed improvement;

(B) The conformity of the proposed improvement and any associated development with the policies and land use designations set forth in the District of Columbia Comprehensive Plan Act of 1984;

(C) The present and future traffic needs to be served by the proposed improvement, any alternative means of serving those needs that have been considered, and an assessment of the impact of the proposed improvement and any associated development on traffic circulation, parking availability, and environmental conditions in the surrounding area;

(D) The total costs associated with the proposed improvement, including the costs of the proposed improvement and future maintenance of the street, and whether those costs are to be borne by the District or by a private party;

(E) The probable assessed value of the land to be improved for street purposes, and the existing condition and use of this land;

(F) The assessed values of the land and buildings on property within the squares that abut the street to be improved; and

(G) Any requirements or easements to be established as conditions to approval of the proposed improvement; and

(3) Certification by the Mayor or the Mayor's agent that the affected Advisory Neighborhood Commission and each owner of property within the squares adjacent to the street to be improved has been notified about the proposed improvement, and copies of any comments on the proposed improvement that have been received by the executive branch from the Advisory Neighborhood Commission, property owners, or any other persons.

(d) This section shall not apply to a proposal that consists of:

(1) Rehabilitation, repair, or reconstruction of a street that is already being used as a public right-of-way for vehicles at the time of the proposal; or

(2) Widening, realignment, or extension by 10 feet or less of the pavement of a street that is already being used as a public right-of-way for vehicles at the time of the proposal.

(Mar. 10, 1983, D.C. Law 4-201, § 306, as added May 10, 1988, D.C. Law 7-106, § 2(a), 35 DCR 2170.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 7-446.

Law 7-106, the "New Streets or Alleys Amendment Act of 1988," was introduced in Council and assigned Bill No. 7-100, which was referred to the Committee of the Whole. The Bill was adopted on first and second readings on February 16, 1988 and March 1, 1988, respectively. Signed by the Mayor on March 16, 1988, it was assigned Act No. 7-148 and transmitted to both Houses of Congress for its review.

References in Text

The "District of Columbia Comprehensive Plan Act of 1984," referred to in subsection (c)(2)(B), is D.C. Law 5-76.

§ 9-203.07. IMPROVEMENT OF STREET--RULES.

(a) Within 6 months of May 10, 1988, the Mayor shall, pursuant to subchapter I of Chapter 5 of Title 2, issue rules to govern the procedures and standards for acquiring and improving streets and alleys in the District of Columbia. These rules shall include the establishment of:

- (1) Procedures by which notification and opportunity to comment shall be provided to the Advisory Neighborhood Commission within whose area the street or alley is located;
- (2) Procedures by which notification and opportunity to comment shall be provided to each owner of property within the squares adjacent to the street to be acquired or improved and within the square in which an alley is to be acquired or improved; and
- (3) Standards for making a determination that the acquisition or improvement of a street or alley would be in the public interest, for evaluating the comments received from the affected Advisory Neighborhood Commission and property owners within whose area the street or alley is located, and for assessing the criteria set forth in § 9-203.06(c)(2).

(b) This section shall not apply to a proposal that consists of:

- (1) Rehabilitation, repair, or reconstruction of a street or alley that is already being used as a public right-of-way for vehicles at the time of the proposal; or
- (2) Widening, realignment, or extension by 10 feet or less of the pavement of a street or alley that is already being used as a public right-of-way for vehicles at the time of the proposal.

(Mar. 10, 1983, D.C. Law 4-201, § 307, as added May 10, 1988, D.C. Law 7-106, § 2(a), 35 DCR 2170.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 7-447.

Legislative History of Laws

For legislative history of D.C. Law 7-106, see Historical and Statutory Notes following § 9-203.06.

Delegation of Authority

Delegation of authority pursuant to D.C. Law 7-106, "New Street or Alley Amendment Act of 1988", see Mayor's Order 88-162, July 11, 1988.

§ 9-203.08. SUBMISSION OF HIGHWAY PLAN.

(a) Within 1 year of May 10, 1988, the Mayor shall submit a report to the Council on the highway plan for the District of Columbia.

(b) The report shall include:

- (1) An updated list of each street that has been acquired but has not been improved and does not function as a public right-of-way for vehicles, including the location of the street, the date and method of approval of the street on the highway plan if applicable, and the date and method of acquisition of the street by the District;
- (2) An updated list of each street on the highway plan that has not been acquired by the District, including the location of the street and the date and method of approval of the street on the highway plan; and
- (3) A list of each unimproved acquired street and of each unacquired street on the highway plan determined by the Mayor to be no longer necessary for present or future street purposes, accompanied by proposed legislation and supporting documents to close these unimproved acquired streets and to remove these unacquired streets from the highway plan.

(Mar. 10, 1983, D.C. Law 4-201, § 308, as added May 10, 1988, D.C. Law 7-106, § 2(a), 35 DCR 2170.)

HISTORICAL AND STATUTORY NOTES

§ 9-203.09. OFFICIAL STREET MAP; PERIODIC PUBLICATION; CONTENTS; AVAILABILITY.

(a) Within 2 years of May 10, 1988, and every 5 years thereafter, the Mayor shall publish an official street map that delineates each street and property square in the District of Columbia.

(b) This map shall distinguish between:

- (1) Streets that have been improved, constructed, or paved;
- (2) Streets that have been acquired but have not been improved, constructed, or paved; and
- (3) Streets that are on the highway plan but have not been acquired and have not been improved, constructed, or paved.

(c) This map shall be available for review in every public library in the District and be available for sale by the District of Columbia Office of Documents.

(Mar. 10, 1983, D.C. Law 4-201, § 309, as added May 10, 1988, D.C. Law 7- 106, § 2(a), 35 DCR 2170.)

SUBCHAPTER IV. PUBLIC SPACE NAMES AND COMMEMORATIVE WORKS.

PART A. NAMING OF PUBLIC SPACE.

§ 9-204.01. SCOPE OF COUNCIL'S AUTHORITY.

Any proposed designation or change of the name of any public space or commemorative work on public space in the District of Columbia shall require approval by the Mayor and the Council as follows:

- (1) The Mayor may submit a resolution to the Council proposing a designation, change of name, or commemorative work for the Council's approval.
- (2) A Councilmember may introduce an act proposing a designation, change of name, or commemorative work.
- (3) In accordance with paragraph (4) of this subsection, the Council may approve legislation submitted pursuant to paragraphs (1) or (2) of this subsection following a public hearing held by the Council and in accordance with the criteria set forth in this subchapter.
- (4) For commemorative works, the criteria set forth in part B of this subchapter shall be met prior to Council approval.

(Mar. 10, 1983, D.C. Law 4-201, § 401, 30 DCR 148; Apr. 4, 2001, D.C. Law 13-275, § 2(c), 48 DCR 1660.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 7-451.

Effect of Amendments

D.C. Law 13-275 rewrote the section which had read:

"The Council may name or change the name of any public street, alley, circle, bridge, building, park, or other public place or property referred to in this subchapter as "public space" in the District of Columbia."

Temporary Amendments of Section

For temporary (225 day) designation of street, see § 4 of Harris/Hinton Place and Bishop Samuel Kesley Way Designation Act of 1998 (D.C. Law 12-235, April 20, 1999, law notification 46 DCR 4148).

For temporary (225 day) renaming of recreation center, see §§ 2,3 of Harry L. Thomas, Sr., Recreation Center Designation Temporary Act of 2000 (D.C. Law 13- 134, June 24, 2000, law notification 47 DCR 5518).

For temporary (225 day) designation of street, see § 2 of Bishop Samuel Kelsey Way Clarification Temporary Amendment Act of 2000 (D.C. Law 13-223, April 3, 2001, law notification 48 DCR 3465).

For temporary (225 day) designation of street, see § 2 of Cady's Alley Designation Temporary Act of 2002 (D.C. Law 14-244, March 25, 2003, law notification 50 DCR 2757).

Section 2 of D.C. Law 18-143 amended section 2(2) of D.C. Law 16-52 by deleting "and the adjacent north-south portion of Champlain Street, N.W., that intersects Florida Avenue, N.W., between Square 2558 and 2562".

Section 4(a) of D.C. Law 18-143 provides that the act shall expire after 225 days of its having taken effect.

Temporary Addition of Section

Section 2 of D.C. Law 19-57 added a section to read as follows:

"Sec. 2. Pursuant to sections 401 and 403a of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01 and 9-204.03a) ("Act"), and notwithstanding the second sentence in section 403a and section 407 of the Act (D.C. Official Code §§ 9-204.03a and 9-204.07), the Council symbolically designates the public street starting on the corner of Martin Luther King, Jr., Avenue, S.E., and Good Hope Road, S.E., moving across the 11th Street Bridge, across the Southeast Freeway, across the Southwest Freeway, onto Maine Avenue, S.W., and ending on the corner of 23rd Street, S.W., and Independence Avenue, S.W., as 'Martin Luther King, Jr., Drive'."

Section 4(b) of D.C. Law 19-57 provides that the act shall expire after 225 days of its having taken effect.

Temporary Enactment

Section 3(b) of D.C. Law 18-272 added provisions relating to the dedication of a portion of Ingraham Street, N.E. to read as follows:

"(b) The Council's acceptance of the dedication of land described in subsection (a) of this section is contingent upon the filing of the dedication plat in the Office of the Surveyor."

Section 6(b) of D.C. Law 18-272 provides that the act shall expire after 225 days of its having taken effect.

Emergency Act Amendments

For temporary designation of minor street as "Harry Thomas Way", see § 2(b) of the Dedication and Designation of Harry Thomas Way Emergency Act of 1998 (D.C. Act 12-579, January 12, 1999, 45 DCR 966).

For designation of certain dedicated land, see § 2(b) of the Dedication and Designation of Harry Thomas Way, N.E. Emergency Act of 1999 (D.C. Act 13-198, December 1, 1999, 46 DCR 10444).

For designation of certain dedicated land, see § 2(b) of the Dedication and Designation of Harry Thomas Way, N.E. Congressional Review Emergency Act of 2000 (D.C. Act 13-277, March 7, 2000, 47 DCR 2017).

For temporary (90 day) renaming of the Langley-McKinley Recreation Center as the Harry L. Thomas, Sr., Recreation Center, see § 2 of the Harry L. Thomas, Sr., Recreation Center Designation Emergency Act of 2000 (D.C. Act 13-292, February 23, 2000, 47 DCR 2061).

For temporary (90 day) amendment of section, see § 2 of the Bishop Samuel Kelsey Way Clarification Emergency Amendment Act of 2000 (D.C. Act 13-472, November 7, 2000, 47 DCR 9642).

For temporary (90 day) amendment of section, see § 2 of the John T. 'Big John' Williams Building Designation Emergency Act of 2000 (D.C. Act 13-529, January 11, 2001, 48 DCR 644).

For temporary (90 day) amendment of section, see § 2(c) of the Commemorative Works on Public Space Emergency Amendment Act of 2000 (D.C. Act 13-564, January 31, 2001, 48 DCR 1627).

For temporary (90 day) designation of Cady's Alley, see § 2 of Cady's Alley Designation Emergency Act of 2002 (D.C. Act 14-505, October 23, 2002, 49 DCR 10041).

For temporary (90 day) closing of a drainage alley and portions of Burns Place, S.E., see § 2(c) of Closing of a Drainage Alley and Portions of Burns Place, S.E., and C Street, S.E., and the Dedication of Burns Court, S.E., Bay Lane, S.E., and Cape Drive, S.E., (S.O. 01-2143), Emergency Act of 2002 (D.C. Act 14-607, January 7, 2003, 50 DCR 695).

For temporary (90 day) designation of the William H. Rumsey, Sr. Aquatic Center, see § 2 of William H. Rumsey, Sr. Designation Emergency Act of 2003 (D.C. Act 15-18, February 24, 2003, 50 DCR 1950).

For temporary (90 day) dedication, see § 3 of Closing, Dedication, and Designation of Public Streets and Alleys in Squares 5246, 5273, 5277, 5279, 5280, and 5281, S.O. 02-4088, Emergency Act of 2005 (D.C. Act 16-65, April 20, 2005, 52 DCR 4138).

For temporary (90 day) designation of dedicated streets, see §§ 4 and 5 of Closing, Dedication, and Designation of Public Streets and Alleys in Squares 5318, 5319, and 5320 Emergency Act of 2006 (D.C. Act 16-419, July 18, 2006, 53 DCR 6161).

For temporary (90 day) designation of dedicated streets, see §§ 3 and 4 of Dedication of Public Streets and

Alleys in Squares 5318, 5319, and 5320 Congressional Review Emergency Act of 2006 (D.C. Act 16-497, October 23, 2006, 53 DCR 8840).

For temporary (90 day) amendment of section, see § 2 of Gerald W. Burke, Junior Building Designation Emergency Act of 2008 (D.C. Act 17-352, April 17, 2008, 55 DCR 5368).

For temporary (90 day) designation of dedicated streets, see §§ 2 and 3 of Old Morgan School Place, N.W. Renaming Emergency Amendment Act of 2009 (D.C. Act 18-284, January 22, 2010, 57 DCR 1171).

For temporary (90 day) addition of section, see § 3 of Closing of Public Streets and a Public Alley and Dedication and Designation of Land for Street Purposes in Squares 3765, 3767, 3768, and 3769 Emergency Act of 2010 (D.C. Act 18-510, July 30, 2010, 57 DCR 7590).

For temporary (90 day) addition of section, see § 2 of Martin Luther King, Jr., Drive Designation Emergency Act of 2011 (D.C. Act 19-130, August 1, 2011, 58 DCR 6787).

For temporary (90 day) addition of section, see § 2 of Second Rita B. Bright Family and Youth Center Designation Emergency Act of 2011 (D.C. Act 19-160, October 11, 2011, 58 DCR 8886).

For temporary (90 day) addition of section, see § 2 of Second Park at LeDroit Designation Emergency Act of 2011 (D.C. Act 19-162, October 11, 2011, 58 DCR 8890).

Legislative History of Laws

For legislative history of D.C. Law 4-201, see Historical and Statutory Notes following § 9-201.01.

Law 13-275, the "Commemorative Works on Public Space Amendment Act of 2000", was introduced in Council and assigned Bill No. 13-697, which was referred to the Committee of the Whole. The Bill was adopted on first and second readings on December 5, 2000, and December 19, 2000, respectively. Signed by the Mayor on January 16, 2001, it was assigned Act No. 13-570 and transmitted to both Houses of Congress for its review. D.C. Law 13-275 became effective on April 4, 2001.

Resolutions

Resolution 15-580, the "September 11 Memorial Grove on Kingman Island Approval Resolution of 2004", was approved effective June 29, 2004.

Miscellaneous Notes

Designation of Raoul Wallenberg Place: Section 132 of H.R. 3067, amended by H.R. 99-419, incorporated in Pub. L. 99-190 by § 101(c), the D.C. Appropriation Act, 1986, provided that the portion of 15th Street, Southwest, located between Maine and Independence Avenues shall hereafter be known and designated as "Raoul Wallenberg Place", and any law, regulation, map, document or other record of the United States and the District of Columbia which refers to that portion of such street shall be deemed to refer to "Raoul Wallenberg Place".

Erection of signs at Sakharov Plaza: Section 132 of § 101(d) of Pub. L. 99- 591, the D.C. Appropriation Act, 1987, provided that the District of Columbia shall construct three signs which contain the words, "Sakharov Plaza". These signs shall be placed immediately above existing signs on the corners of 16th and L and 16th and M Streets, Northwest. These should be similar to signs used by the city to designate the location of Metro stations. In addition, a sign shall be placed on city property directly adjacent to, or directly in front of, 1125 16th Street designating the actual location of Andrei Sakharov Plaza. Hereafter the proper address of the Soviet Embassy in Washington, District of Columbia, shall be No. 1 Andrei Sakharov Plaza.

Designation of Carlos Manuel Rosario Adult Education Center: Section 3 of D.C. Law 8-177 provided that, pursuant to § 9-204.01, the Council hereby renames the adult education center presently known as the Gordon Adult Education Center as the "Carlos Manuel Rosario Adult Education Center". Section 4 of D.C. Law 8- 177 provided that after October 2, 1990, the Surveyor of the District of Columbia shall record in the Office of the Surveyor "Carlos Manuel Rosario Adult Education Center" as the name of the adult education center located at 35th and T Streets, N.W. The Council requests the Board of Education to erect appropriate signs at this adult education center in accordance with this act.

Designation of 7th Street, S.E., Oxon Run Road, S.E., and Edward Eugene Cornwell, Jr., Drive, S.E: Section 3 of D.C. Law 8-178 provided that pursuant to § 9-204.01, the minor streets created by the dedications referred to in § 2 of D.C. Law 8-178 shall be named, respectively, as 7th Street, S.E., Oxon Run Road, S.E., and Edward Eugene Cornwell, Jr., Drive, S.E., as shown on the Surveyor's plat filed under S.O. 89-276. Section 4(b) of D.C. Law 8-178 provided that if the covenant required by § 2 of the act is not filed within 2 years of October 2, 1990, the act shall expire.

Designation of Juanita E. Thornton-Shepherd Park Branch Library: Section 2 of D.C. Law 9-78 provided that the Council renamed the Shepherd Park Branch of the District of Columbia Public Library, at 7420 Georgia Avenue, N.W., as the Juanita E. Thornton-Shepherd Park Branch of the District of Columbia Public Library. Section 4 of D.C. Law 9-78 provided that the act shall apply on September 15, 1992.

Designation of Ridgecrest Court: Section 2 of D.C. Law 9-242 provided that pursuant to this section, the Council of the District of Columbia designates the portion of Shipley Terrace, S.E., between the 1900 block and the 2100 block, as "Ridgecrest Court."

Designation of Fraser Court: Section 2 of D.C. Law 10-93 provided that pursuant to §§ 9-204.01 and 9-204.03, the Council of the District of Columbia names the public alley in Square 110, running north to south between the 1900 block of R Street, N.W. and S Street, N.W. as "Fraser Court."

Designation of Bishop Aimilianos Laloussis Park: Section 2 of D.C. Law 12-157 provided that, pursuant to this section, the small park located at 36th Street, Massachusetts Avenue and Garfield Street, N.W. (Reservation 330 N) is designated as the "Bishop Aimilianos Laloussis Park," in honor of Bishop Laloussis' humanitarian service to the Washington, D.C. community from 1934 to 1960.

Designation of Francis Anderson Gregory Regional Branch Library: Section 2 of D.C. Law 6-150 provided that the Council renamed the regional branch library known as the Fort Davis Regional Branch Library located at 3660 Alabama Avenue, S.E., Washington, D.C., as the Francis Anderson Gregory Regional Branch Library in recognition of the contributions of Francis Anderson Gregory in the field of education.

Designation of Patricia Roberts Harris Drive: Section 3 of D.C. Law 7-102 provided that pursuant to § 9-204.01, the minor street created by the dedication referred to in section 2 shall be named Patricia Roberts Harris Drive. Section 2 of D.C. Law 7-102 provided that pursuant to § 9-203.04, the Council of the District of Columbia accepts the dedication of land and approves the establishment of building restriction lines necessary to create a minor street in Square 4325 connecting 31st Place, N.E., and Fort Lincoln Drive, N.E., in Fort Lincoln New Town, as shown in the Surveyor's plat filed under S.O. 85-189.

Designation of Officer Kevin J. Welsh Memorial Bridge: Section 2 of D.C. Law 7-193 provided that the Council of the District of Columbia designates the western structure of the 11th Street Bridge over the Anacostia River, which is part of Interstate 295 southbound, as the Officer Kevin J. Welsh Memorial Bridge.

Designation of Washington Avenue: Section 2 of D.C. Law 8-39 provided that pursuant to § 9-204.01, Canal Street, S.W., between Independence Avenue, S.W. and South Capital Street, shall be named Washington Avenue, S.W.

Designation of Grant Place, N.E., Burnham Place, N.E., Barnes Street, N.E., Albert Irvin Cassell Place, N.E., Franklin Delano Roosevelt Place, N.E., and Parkside Place, N.E: Section 4 of D.C. Law 8-81 provided that the minor streets created by the closings referred to in § 2 of D.C. Law 8-81 and by dedications referred to in § 3 of D.C. Law 8-81 shall be named or renamed Grant Place, N.E., Burnham Place, N.E., Barnes Street, N.E., Albert Irvin Cassell Place, N.E., Franklin Delano Roosevelt Place, N.E., and Parkside Place, N.E., as shown on the Surveyor's plat filed under S.O. 88-212.

Designation of Officer Dana E. Harwood Memorial Pier: Section 2 of D.C. Law 8- 115 provided that pursuant to § 9-204.01, the Council of the District of Columbia designated Pier 5, which is located at 550 Maine Avenue S.W., as the Officer Dana E. Harwood Memorial Pier.

Designation of Windy Court and Derby Lane: Section 2 of D.C. Law 8-174 provided that pursuant to § 9-204.01, the Council names the public alleys in Square 991 bounded by 11th Street, S.E., 12th Street, S.E., South Carolina Avenue, S.E., and D Street, S.E., as "Windy Court" and "Derby Lane", respectively, as shown on the Surveyor's plat filed under S.O. 89-282.

Designation of Naylor Court, N.W: Section 2 of D.C. Law 8-194 provided that pursuant to § 9-204.01 and notwithstanding § 9-204.03a, the north-south public alleys in Square 367, bounded by N Street, N.W., O Street, N.W., 9th Street, N.W., and 10th Street, N.W., are hereby designated as "Naylor Court, N.W."

Designation of Dwight David Eisenhower Freeway: Section 2 of D.C. Law 8-223 provided that pursuant to § 9-204.01, a portion of Interstate 395 known as the Southwest Freeway, which is located between the 14th Street bridges and the 3rd Street tunnel, known as the Center Leg Freeway, shall be named "Dwight David Eisenhower Freeway"; and that a meaningful part of the full name cited in subsection (a) of this section may be used on each street sign that designates this name.

Designation of H. Carl Moultrie I Courthouse of the District of Columbia: Section 3 of D.C. Law 8-230 provided that pursuant to § 9-204.01, the District of Columbia Courthouse is hereby named the "H. Carl Moultrie, I, Courthouse of the District of Columbia" in honor of H. Carl Moultrie, I.

Designation of Spring of Freedom Street: Section 2 of D.C. Law 9-59 provided that pursuant to § 9-204.01, the portion of Linnean Avenue, N.W., in Ward 3 between Tilden Street, N.W., and Shoemaker Street, N.W., is designated as the "Spring of Freedom Street".

Designation of Queen's Stroll Place: D.C. Law 9-61 provided that pursuant to § 9-204.01, Drake Place, S.E., in Ward 7, parallel and between D and E Streets, S.E., and between 50th and 54th Streets, S.E., is designated as "Queen's Stroll Place".

Designation of Hugh A. Johnson, Jr., Park: Section 2 of D.C. Law 9-68 provided that the park located at South Dakota Avenue and Irving Street, N.E., shall be named the "Hugh A. Johnson, Jr., Park".

Designation of Carbery Place: Section 2 of D.C. Law 9-117 provided that pursuant to this section, the Council of the District of Columbia names the public alley that abuts lot 29, in Square 812, bounded by 4th Street, 5th Street, and D Street, N.E., as "Carbery Place".

Designation of Zei Alley: Section 2 of D.C. Law 9-162 provided that the Council of the District of Columbia designates the public alley in Square 220, bounded by 14th Street, 15th Street, H Street, and I Street, N.W.,

running east to west between 14th and 15th Streets, N.W., in Ward 2, as Zei Alley.

Designation of Islamic Way: Section 2 of D.C. Law 9-172 provided that the Council of the District of Columbia designates the 1500 block of 4th Street, N.W., between P and Q Streets, N.W., in Ward 5, as Islamic Way.

Designation of Estelle Simms, Bloomingdale, Edgewood, Eckington (BEE) Civic Park: Section 2(a) of D.C. Law 9-195 provided that the small park located at Rhode Island Avenue and U Street, N.W. (Lot 1, Square 3112), shall be named the Estelle Simms, Bloomingdale, Edgewood, Eckington (BEE) Civic Park.

Section 2(b) of D.C. Law 9-195 provided that a meaningful part of the full name cited in section 2(a) of Law 9-195 may be used on a park sign that designates this name.

Designation of Mitch Snyder Place: Section 2 of D.C. Law 9-220 provided that the Council of the District of Columbia designated the 400 block of 2nd Street, N.W., between D and E Streets, N.W., as Mitch Snyder Place. The 400 block of 2nd Street, N.W., shall concurrently be known as 2nd Street and Mitch Snyder Place.

Designation of Malcolm X Avenue: Section 2 of D.C. Law 9-225 provided that the Council of the District of Columbia designates the portion of Portland Street, S.E., between 9th Street, S.E. and South Capitol Street, S.E., as Malcolm X Avenue.

Designation of John A. Wilson Building: Section 3 of D.C. Law 10-69 provided that pursuant to § 9-204.01, the District Building, located at 1350 Pennsylvania Avenue, N.W., is hereby renamed the "John A. Wilson Building."

Designation of St. Francis de Sales Place: Section 2 of D.C. Law 10-81 provided that pursuant to § 9-204.01, the Council of the District of Columbia designates the 2000 block of Fulton Place, N.E., as "St. Francis de Sales Place."

Designation of Theodore R. Hagans, Jr., Center: Section 2 of D.C. Law 10-141 provided that pursuant to this section, the Fort Lincoln Cultural Center located at 31st Place and Fort Lincoln Drive, N.E., shall be named the Theodore R. Hagans, Jr., Center.

Dedication of Woodcrest Drive: Section 3 of D.C. Law 10-197 provided that the minor street created by the dedication referred to in § 2 of that act shall be named Woodcrest Drive.

Designation of Maurice T. Turner, Jr., Education and Training Center: Section 2 of D.C. Law 10-239 provided that pursuant to § 9-204.01, the Metropolitan Police Academy located 4665 Blue Plains Drive, S.W., is designated the "Maurice T. Turner, Jr., Education and Training Center."

Dedication of Harry Thomas Way: Section 2 of D.C. Law 12-251 accepted, on a temporary basis, the dedication of land located between Eckington Place, N.E. and Third Street, N.E., as a public street, and designated the street as Harry Thomas Way.

Section 4(b) of D.C. Law 12-251 provided that the act shall expire after 225 days of its having taken effect.

Designation of Henry J. Daly Building: Section 2 of D.C. Law 11-120 provided that pursuant to this section, the Municipal Center located at 300 Indiana Avenue, N.W., is designated the "Henry J. Daly Building."

Designation of Joseph H. Cole Fitness Center: Section 2 of D.C. Law 11-251 provided that pursuant to this section, the Council of the District of Columbia designated the recreation center located at 1200 Morse Street, N.E., formerly known as the Wheatley Recreation Center, as the "Joseph H. Cole Fitness Center."

Designation of Dave Clarke School of Law: Section 3 of D.C. Law 12-85 provided that pursuant to this section, the Council of the District of Columbia designates the UDC School of Law, at 4250 Connecticut Avenue, N.W., the Dave Clarke School of Law.

Designation of Dwight Anderson Mosley Athletic Field: Section 3 of D.C. Law 12-105 provided that, pursuant to this section, the Council of the District of Columbia designates the outdoor recreational facilities of Taft Junior High School, at 18th and Perry Streets, N.E., the Dwight Anderson Mosley Athletic Field.

Designation of Brian T.A. Gibson Memorial Building: Section 3 of D.C. Law 12- 73 provided that pursuant to this section, the Council of the District of Columbia designates the Fourth District Police Headquarters, located at 6001 Georgia Avenue, N.W., as the Brian T. A. Gibson Memorial Building.

Designation of James M. McGee, Jr. Street, S.E: Section 2 of D.C. Law 12-83 provided that pursuant to this section, the Council of District of Columbia designates the 2700 block of Irving Street, S.E. as "James M. McGee, Jr. Street S.E."

Designation of Ronald H. Brown Middle School: Section 3 of D.C. Law 12-84 provided that pursuant to this section, the Council hereby renames the Daniel C. Roper Middle School, located at 4800 Meade Street, N.E., as the "Ronald H. Brown Middle School."

Designation of Old Rock Creek Church Road, N.W: Section 2 of D.C. Law 12-166 provided that pursuant to this section, the unnumbered block of Rock Creek Church Road, N.W. between North Capitol and Webster Streets, N.W. is designated as "Old Rock Creek Church Road, N.W."

Designation of Harris/Hinton Place N.W: Section 3 of D.C. Law 12-235 provided that pursuant to this section, the Council of the District of Columbia designated the unit block of Hanover Place N.W. as Harris/Hinton Place, N.W.

Designation of Bishop Samuel Kelsey Way, N.W.: Section 4 of D.C. Law 12-235, as amended by section 10 of D.C. Law 13-313 provided that pursuant to this section, the Council of the District of Columbia designated the 1400 block of Park Road, N.W., as Bishop Samuel Kelsey Way, N.W.

Designation of Walter C. Pierce Community Park: Section 2 of D.C. Law 11-1 provided that the Community Park West located at 2700 Adams Mill Road, N.W., at the intersection of Ontario Place, N.W. (Square 2547 and Lot 810), shall be named the "Walter C. Pierce Community Park."

Section 3 of D.C. Law 11-1 provided that a meaningful part of the full name "Walter C. Pierce Community Park" may be used on a park sign designating the name of the park.

Section 4 of D.C. Law 11-1 provided that the Secretary of the Council of the District of Columbia shall transmit a copy of the act, after it becomes effective, to the Surveyor of the District of Columbia, who shall record in the Office of the Surveyor, "Walter C. Pierce Community Park" as the name of the park.

Designation of Isle of Patmos Plaza: Section 2 of D.C. Law 11-41 provided that the Council of the District of Columbia designates the 1200 block of Douglas Street, N.E., as the "Isle of Patmos Plaza".

Section 3 of D.C. Law 13-108 provides:

"Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Code § 7-451 [§ 9-204.01, 2001 Ed.]) ('the Act'), and notwithstanding the requirements set forth in section 405 of the Act (D.C. Code § 7-455 [§ 9-204.04, 2001 Ed.]) that no public space shall be named in honor of any person who has been deceased less than 2 years, the Council of the District of Columbia designates the triangular park located at the intersection of 15th Street, S.E., G Street, S.E., and Potomac Avenue, S.E. (Reservation 255-n) as the 'Dennis Dolinger Memorial Park.' "

Section 2 of D.C. Law 13-282 provides:

"Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982, the Council of the District of Columbia designates the unit 100 block of 9th Street, N.W., and the unit 100, 200, 300, and 400 blocks of 9th Street, S.W., commonly known as the Ninth Street Tunnel, as the 'Anthony W. Simms Tunnel'."

Sections 2 to 4 of D.C. Law 13-284 provide:

"Sec. 2. Pursuant to sections 401 and 403 of the Street and Alley Closing and Acquisition Procedures Act of 1982 the Council of the District of Columbia designates the alley that runs North-South between 14th and 15th Streets, N.W., as 'Historic Waverly Alley'.

"Sec. 3. Pursuant to sections 401 and 403 of the Street and Alley Closing and Acquisition Procedures Act of 1982 the Council of the District of Columbia designates the alley that runs East-West between and parallel to U and T Streets, N.W., and between 14th and 15th Streets, N.W., as 'Paloma Way'.

"Sec. 4. Pursuant to sections 401 and 403 of the Street and Alley Closing and Acquisition Procedures Act of 1982 the Council of the District of Columbia designates the alley that runs North-South between U and T Streets, N.W., and to the east of Historic Waverly Alley, as 'Treto Way'."

Section 3 of D.C. Law 13-295 provides:

"Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982 the Council of the District of Columbia designates the triangular park located at the intersection of Western Avenue, Ellicott Street, N.W. and 48th Street, N.W., in Ward 3, (Reservation 454-n) as the 'Galen Tait Memorial Park'."

Section 3 of D.C. Law 14-32 provides:

"Sec. 3. Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code 9-204.01), the Council designates the park in the 5100 block of Illinois Avenue, N.W., at 9th Street, N.W., as the 'Lorenzo Larry Allen Memorial Park'."

Section 3 of D.C. Law 14-39 provides:

"Sec. 3. Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code 9-204.01) ("the Act"), the Council of the District of Columbia designates the triangular park located at the intersection of 9th Street, N.W., Q Street, N.W., and Rhode Island Avenue, N.W., (Reservation 157), as the 'Carter G. Woodson Memorial Park'."

Designation of Washington Place, N.E.: Section 5 of D.C. Law 14-103 provided that pursuant to this section, a portion of South Ave., N.E. is closed and designated as Washington Place, N.E.

Section 2 of D.C. Law 14-123 provides:

"Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982, the Engine Company No. 6 fire station, located at 1300 New Jersey Avenue, N.W., is hereby designated the 'John T. 'Big John' Williams Building'."

Section 2 of D.C. Law 14-127 provides:

"Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982, and notwithstanding section 407 of the Act, the Council of the District of Columbia designates the plaza formed by

the sidewalks on the north side of Square 441 and the south side of Square 440 of the 600 block of T Street, N.W., between Florida Avenue, N.W., and 7th Street, N.W., as 'Edward 'Duke' Ellington Plaza'."

Designation of Cady's Alley: Section 2 of D.C. Law 14-272 provides: "Pursuant to sections 401 and 403 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01 and 9-204.03), the Council of the District of Columbia designates the alley that runs East-West between 33rd and 34th Streets, N.W., and parallel to M Street and Water Street, N.W. as 'Cady's Alley'."

Designation of Carl Wilson Basketball Court: Section 2 of D.C. Law 14-292 provides: "Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-204.01), the basketball court at the Hardy Recreation Center is hereby named the 'Carl Wilson Basketball Court'."

Designation of William H. Rumsey, SR. Aquatic Center: Section 2 of D.C. Law 15-4 provides: "Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-204.01)(Act), and notwithstanding section 405 of the Act (D.C. Official Code § 9-204.05) that no public space shall be named in honor of any person who has been deceased less than 2 years, the Council designates the Capitol East Natatorium, located at 635 North Carolina Avenue, S.E., as the 'William H. Rumsey, Sr. Aquatic Center'."

Designation of Marvin Caplan Memorial Park; Section 2 of D.C. Law 15-6 provides: "Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-204.01), the Council designates the park bounded by Alaska Avenue, N.W., Holly Street, N.W., and 13th Street, N.W., as the 'Marvin Caplan Memorial Park'."

Designation of Henry Kennedy Memorial Tennis Courts: Section 2 of D.C. Law 15- 126 provides: "Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-204.01)(Act), the Council designates the tennis courts located at the corner of 3rd and Van Buren Streets, N.W., as the 'Henry Kennedy Memorial Tennis Courts'."

Section 2 of D.C. Law 15-144 provides:

"Sec. 2. (a) Notwithstanding any provision of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-202.01 *et seq.*) (Act), the Council orders the closing of the 600 block of I Street, S.E., as shown on the revised Surveyor's plat filed under S.O. 95-251.

"(b) Notwithstanding any provision of the Act, the Council accepts the dedication of land for street purposes, which is the existing functioning street that is located immediately north of and parallel to the Southeast Freeway between 6th Street, S.E., and 7th Street, S.E., and designates this street as 'Virginia Avenue, S.E.,' as shown on the revised Surveyor's plat filed under S.O. 95-251."

Designation of Freedom Way: Section 2 of D.C. Law 15-168 provides: "Pursuant to sections 401 and 403 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01 and 9-204.03), the Council designates the alley bound by Potomac Avenue, S.E., Kentucky Avenue, S.E., 15th Street, S.E., and Pennsylvania Avenue, S.E., in Ward 6, as 'Freedom Way'."

Section 3 of D.C. Law 16-5 provides:

"Sec. 3. Pursuant to sections 302 and 401 of the Act, the Council accepts the dedication of the streets and alleys in Squares 5246, 5272, 5273, 5276, 5277, 5279, 5280, and 5281, as shown on the Surveyor's plats filed under S.O. 02- 4088, and dedicates the streets as extensions of 57th Street, S.E., 57th Place, S.E., and Blaine Street, N.E., as shown on the Surveyor's plats in the S.O. File 02-4088. The approval of the Council of this dedication is contingent upon the satisfaction of all the conditions set forth in the official S.O. File 02-4088."

Designation of Old Morgan School Place: Section 2 of D.C. Law 16-52, as amended by section 2 of D.C. Law 18-166, provides:

"Sec. 2. Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-204.01), and notwithstanding section 304 (D.C. Official Code § 9-203.04), the Council designates:

"(1) The alley in Square 2562 that runs east-west from Champlain Street, N.W., to Ontario Road, N.W., parallel to Florida Avenue, N.W., as a street; and

"(2) The street, currently designated as an alley, that runs east-west between Champlain Street, N.W., and Ontario Road, N.W., parallel to Florida Avenue, N.W., in Square 2562, as "Old Morgan School Place."

Designation of Walt Whitman Way: Section 2 of D.C. Law 16-54 provides: "Pursuant to sections 401 and 403a of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201, D.C. Official Code §§ 9-204.01 and 9-204.03a), the Council symbolically designates F Street, N.W., between 7th Street, N.W., and 8th Street, N.W., as Walt Whitman Way."

Designation of National Opera Street: Section 2 of D.C. Law 16-92 provides: "Pursuant to sections 401 and

403a of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01 and 9-204.03a), the Council symbolically designates the 2700 block of F Street, N.W., as 'National Opera Street'."

Designation of Walter E. Washington Way: Section 2 of D.C. Law 16-106 provides: "Sec. 2. Pursuant to sections 401 and 403a of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01 and 9-204.03a), the Council symbolically designates the 300 block of 13 1/2 Street, N.W., as 'Walter E. Washington Way'."

Designation of Home of Walter Washington Way: Section 2 of D.C. Law 16-107 provides: "Sec. 2. Pursuant to sections 401 and 403a of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01 and 9-204.03a), the Council symbolically designates the 400 block of J Street, N.W., as 'Home of Walter Washington Way'."

Designation of Terry Hairston Run: Section 2 of D.C. Law 16-108 provides: "Sec. 2. Pursuant to section 401 and 403a of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01 and 9-204.03a), the Council symbolically designates the 300 block of Burns Street, S.E., as 'Terry Hairston Run'."

Designation of Carolyn Llorente Memorial Park: Section 2 of D.C. Law 16-109 provides: "Sec. 2. Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-204.01), the Council designates the park bounded by Columbia Road, N.W., 19th Street, N.W., and Wyoming Avenue, N.W., as the 'Carolyn Llorente Memorial Park'."

Designation of Marvin Gaye Recreation Center and Playground: Section 2 of D.C. Law 16-177 provides: Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-204.01), the Council designates the Watts Branch Recreation Center and the Watts Branch Playground located within the Marvin Gaye Park, as the 'Marvin Gaye Recreation Center' and 'Marvin Gaye Playground,' respectively."

Designation of Kimi Gray Court, S.E., and Ivory Walters Lane, S.E.; Section 3 of D.C. Law 16-180 provides: "Pursuant to section 401 of the Act (D.C. Official Code § 9-204.01), and as set forth in the official file of S.O. 05- 8132, the Council designates:

"(1) The new public horseshoe street off of 51st Street, S.E., as 'Kimi Gray Court, S.E.'; and

"(2) The new public street between G Street, S.E., and 51st Street, S.E., as 'Ivory Walters Lane S.E.'."

Designation of Walter E. Washington Convention Center: Section 2 of D.C. Law 16-283 provides: "Pursuant to sections 401 and 405 of the Street and Alley Closing Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01 and 9-204.05), the Council designates the Washington Convention Center, located at 801 Mount Vernon Place, N.W., as the 'Walter E. Washington Convention Center'."

Designation of Lorraine H. Whitlock Memorial Bridge: Section 2 of Law 17-11 provides: "Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-204.01), the Council designates the Benning Road Bridge, located between 34th Street, N.E., and Minnesota Avenue, N.E., as the 'Lorraine H. Whitlock Memorial Bridge'."

Designation of Calvin Woodland Sr. Place: Section 2 of D.C. Law 17-36 provides: "Pursuant to sections 401 and 403a of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01 and 9-204.03a) ('Act'), and notwithstanding section 407 of the Act (D.C. Official Code § 9-204.07), the Council symbolically designates Hartford Street, S.E., from Alabama Avenue, S.E., to 22nd Street, S.E., as 'Calvin Woodland Sr. Place'."

Designation of Adams Alley: Section 2 of D.C. Law 17-37 provides: "Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-204.01), the Council designates the alley in Square 2566 that runs east to west from 17th Street, N.W., toward Ontario Road, N.W., and parallel to Kalorama Road, N.W., and Euclid Street, N.W., as 'Adams Alley'."

Designation of Joe Pozell Square: Section 2 of D.C. Law 17-38 provides: "Pursuant to sections 401 and 403a of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01 and 9-204.03a), the Council symbolically designates the intersection at Wisconsin Avenue, N.W., and M Street, N.W., as 'Joe Pozell Square'."

Designation of Hattie Holmes Senior Wellness Center: Section 2 of D.C. Law 17- 92 provides: "Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201, D.C. Official Code § 9-204.01), the site of the old Kennedy Theater, at 324 Kennedy Street, N.W., in Ward 4, is designated as the 'Hattie Holmes Senior Wellness Center'."

Designation of E.W. Stevenson, Sr. Boulevard: Section 2 of D.C. Law 17-178 provides: "Pursuant to sections 401 and 403a of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01 and 9-204.03a) ('Act'), and notwithstanding section 407 of the Act (D.C. Official Code § 9-204.07), the Council symbolically designates the 2500 block of 12th Place, S.E., as 'E.W. Stevenson, Sr. Boulevard'."

Designation of Gerard W. Burke, Jr. Building: Section 2 of D.C. Law 17-182 provides: "Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-204.01), the Metropolitan Police Department Third District Substation, located at 750 Park Road, N.W., in Ward 1, is designated as the 'Gerard W. Burke, Jr. Building'."

Designation of Rev. M. Cecil Mills Way: Section 2 of Law 17-194 provides: "Pursuant to sections 401 and 403a of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01 and 9-204.03a) ('Act'), and notwithstanding section 407 of the Act (D.C. Official Code § 9-204.07), the Council symbolically designates the 1600 block of Newton Street, N.W. as 'Rev. M. Cecil Mills Way'."

Designation of the Ethel Kennedy Bridge: Section 2 of D.C. Law 17-195 provides: "Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-204.01) ('Act'), and notwithstanding section 405 of the Act (D.C. Official Code § 9-204.05), the Benning Road Bridge, over the Anacostia River, is named the 'Ethel Kennedy Bridge'."

Designation of Abe Pollin Way: Section 2 of D.C. Law 17-200 provides: "Pursuant to sections 401 and 403a of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01 and 9-204.03a) ('Act'), and notwithstanding sections 405 and 407 of the Act (D.C. Official Code §§ 9-204.05 and 9-204.07), the Council symbolically designates the 600 block of F Street, N.W., between 6th Street, N.W., and 7th Street, N.W., in Ward 2, as 'Abe Pollin Way'."

Designation of Dr. Vincent E. Reed Auditorium: Section 3 of D.C. Law 17-203 provides: "Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-204.01) ('Act'), and notwithstanding section 405 of the Act (D.C. Official Code § 9-204.05), the auditorium at Benjamin Banneker Academic High School, located at 800 Euclid Street, N.W., in Ward 1, is named the 'Dr. Vincent E. Reed Auditorium'."

Designation of Lauzun's Legion Bridge: Section 2 of D.C. Law 17-256 provides: "Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-204.01), the Council designates the P Street Bridge, bounded by P Street, N.W., and 23rd Street, N.W., in Ward 2, as the 'Lauzun's Legion Bridge'."

Designation of Maury Wills Baseball Field: Section 2 of D.C. Law 17-257 provides: "Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-204.01) ('Act'), and notwithstanding section 405 of the Act (D.C. Official Code § 9-204.05), the Council designates the baseball field at the Banneker Recreation Center, located at the 2500 block of Georgia Avenue, N.W., in Ward 1, as the 'Maury Wills Baseball Field'."

Designation of Marvin Gaye Way: Section 2 of D.C. Law 17-261 provides: "Pursuant to sections 401 and 403a of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01 and 9-204.03a) ('Act'), and notwithstanding section 407 of the Act (D.C. Official Code § 9-204.07), the Council symbolically designates the 5200 block of Foote Street N.E., between Division Avenue, N.E., and 52nd Street, N.E., in Ward 7, as 'Marvin Gaye Way'."

Designation of Lola Beaver Memorial Park: Section 2 of D.C. Law 17-267 provides: "Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-204.01), the Council designates the park in Square 0918, bounded by Massachusetts Avenue, N.E., 9th Street, N.E., and A Street, N.E., in Ward 6, as 'Lola Beaver Memorial Park'."

Designation of Jackson H. Gerhart House: Section 2 of D.C. Law 17-268 provides: "Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201, D.C. Official Code § 9-204.01), the Council designates the Engine Company No. 17 fire station, located at 1227 Monroe Street, N. E., in Ward 5, as the 'Jackson H. Gerhart House'."

Designation of Fire Chief Burton W. Johnson Building: Section 2 of D.C. Law 17-272 provides: "Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-204.01), the Council designates Engine Company No. 4 fire station, located at 2501 Sherman Avenue, N. W., in Ward 1, as the 'Fire Chief Burton W. Johnson Building'."

Designation of Langston Hughes Way: Section 2 of D.C. Law 17-323 provides: "Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-204.01) ('Act'), and notwithstanding sections 405 and 407 of the Act (D.C. Official Code §§ 9-204.05 and 9-204.07), the Council symbolically designates V Street, N.W., from 13th Street, N.W., to 14th Street, N.W., in Ward 1, as 'Langston Hughes Way'."

Designation of Duke Ellington Way, Chuck Brown Way, and Cathy Hughes Way at the Howard Theater: Section 2 of D.C. Law 17-329 provides:

"Sec. 2. Pursuant to sections 401 and 403a of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01 and 9-204.03a) ('Act'), the Council symbolically designates:

"(1) Notwithstanding section 407 of the Act (D.C. Official Code § 9-204.07), T Street, N.W., from 6th Street, N.W., to 7th Street, N.W., as 'Duke Ellington Way;' and

"(2) Notwithstanding sections 405 and 407 of the Act (D.C. Official Code §§ 9-204.05 and 9-204.07), 7th Street, N.W., from T Street, N.W., to Florida Avenue, N.W., as 'Chuck Brown Way', and 7th Street, N.W., from S Street, N.W., to T Street, N.W., as 'Cathy Hughes Way'."

Designation of Reverend Dr. Luke Mitchell, Jr. Way: Section 2 of D.C. Law 17-330 provides: "Pursuant to sections 401 and 403a of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01 and 9-204.03a) ('Act'), and notwithstanding sections 405 and 407 of the Act (D.C. Official Code §§ 9-204.05 and 9-204.07), the Council symbolically designates the 700 block of 58th Street, N.E., between Nannie Helen Burroughs Avenue, N.E., and Eastern Avenue, N.E., in Ward 7, as 'Reverend Dr. Luke Mitchell, Jr. Way'."

Designation of the Andrus House: Section 2 of D.C. Law 17-331 provides: "Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-204.01) ('Act'), the Council designates the home, located at 2635 18th Street, N.E., in Ward 5, as 'The Andrus House', in honor of Dr. Ethel Percy Andrus, founder of AARP."

Designation of Taxation Without Representation Street: Section 2 of D.C. Law 17-332 provides: "Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-204.01), the Council renames the portion of South Capitol Street, S.E., between N Street, S.E., and Potomac Avenue, S.E., in Ward 6, as 'Taxation Without Representation Street, S.E.'."

Designation of Dr. Purvis J. Williams Auditorium and Athletic Field: Section 2 of D.C. Law 17-333 provides: "Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-204.01) ('Act'), and notwithstanding sections 405 and 407 of the Act (D.C. Official Code §§ 9-204.05 and 9-204.07), the Council designates the auditorium and the athletic field located at Joel Elias Spingarn Senior High school, located at 2500 Benning Road, N.E., in Ward 5, as the 'Dr. Purvis J. Williams Auditorium' and the 'Dr. Purvis J. Williams Athletic Field'."

Designation of Hal Gordon Way: Section 2 of D.C. Law 17-334 provides: "Pursuant to sections 401 and 403a of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01 and 9-204.03a) ('Act'), and notwithstanding sections 405 and 407 of the Act (D.C. Official Code §§ 9-204.05 and 9-204.07), the Council symbolically designates the 100 block of 15th Street, S.E., in Ward 6, as 'Hal Gordon Way', in honor of the late Harold J. Gordon."

Designation of Public Streets at The Yards: Section 5 of D.C. Law 18-39 provides: "Pursuant to section 401 (D.C. Official Code § 9-204.01) and notwithstanding section 402 of the Act (D.C. Official Code § 9-204.02), the dedication of land as described in section 3 and on the Surveyor's plat filed in S.O. 07-8802 shall be designated as follows:

"(1) The eastern extension of Tingey Street, S.E., between 4th Street, S.E., and 5th Street, S.E., shall be designated as Tingey Street, S.E.

"(2) The western extension of N Street, S.E., (Closed) between 1st Street, S.E., and Canal Street, S.E., and between Canal Street, S.E., and Public Space in Square W-771 shall be designated as N Street, S.E.

"(3) The southern most street running east-west shall be designated as Water Street, S.E.

"(4) The eastern most street running north-south shall be designated as 5th Street, S.E.

"(5) The southern extension of 4th Street, S.E., shall be designated as 4th Street, S.E.

"(6) The north-south street between Public Space in Square W-771 and 4th Street, S.E., shall be designated as 3rd Street, S.E.

"(7) The western most street running north-south shall be designated as 2nd Street, S.E."

Designation of Bloomington Court Alley: Section 2 of D.C. Law 18-67 provides: "Pursuant to sections 401 and 403 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-204.01 and § 9-204.03), the Council designates the alley in Square 3116, bordered by the 100 blocks of U Street, N.W., and V Street, N.W., and the 2000 blocks of 1st Street, N.W., and Flagler Place, N.W., as 'Bloomingle Court'."

Designation of Loree H. Murray Way: Section 2 of D.C. Law 18-79 provides: "Pursuant to sections 401 and 403a of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01 and 9-204.03a) ('Act'), and notwithstanding section 405 (D.C. Official Code § 9-204.05) of the Act, the Council symbolically designates the 1100 block of 7th Street, N.E., as 'Loree H. Murray Way'."

Designation of Msgr J. Mundell Way: Section 2 of D.C. Law 18-171 provides:

"Pursuant to sections 401 and 403a of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01 and 9-204.03a) ("Act"), and notwithstanding section 407 of the Act (D.C. Official Code § 9-204.07), the Council symbolically designates the 800 block of N Street, N.W., in Ward 2, as 'Msgr J. Mundell Way'."

Designation of Ronald H. Brown Way: Section 2 of D.C. Law 18-172 provides:

"Pursuant to sections 401 and 403a of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01 and 9-204.03a) ("Act"), and notwithstanding section 407 of the Act (D.C. Official Code § 9-204.07), the Council symbolically designates the 200 and 300 blocks of 14th Street, N.W., in Ward 2, as 'Ronald H. Brown Way'."

Designation of Rev. Dr. Edward Thomas Way: Section 2 of D.C. Law 18-173 provides:

"Pursuant to sections 401 and 403a of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01 and 9-204.03a) ("Act"), and notwithstanding section 407 of the Act (D.C. Official Code § 9-204.07), the Council symbolically designates the 2700 block of 13th Street, N.W., as 'Rev. Dr. Edward Thomas Way'."

Designation of Tenth Street Community Park; Section 2 of D.C. Law 18-175 provides:

"Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-204.01), the Council designates the park in Lot 874, Square 369, bounded by 10th Street, N.W., L Street, N.W., and M Street, N.W., in Ward 2, as 'Tenth Street Community Park'."

Designation of Mamie "Peanut" Johnson Field: Section 2 of D.C. Law 18-243 provides: "Pursuant to section 401 of the Street and Alley Closing Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; DC Official Code § 9-204.01) ('Act'), and notwithstanding section 405 of the Act (D.C. Official Code § 9-204.05), the Council designates the field located at the Rosedale Recreation Center at 1700 Gales Street, N.E., in Ward 6, as the 'Mamie 'Peanut' Johnson Field'."

Designation of Duke Ellington Park: Section 2 of D.C. Law 18-244 provides: "Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-204.01), the Council designates the park bounded by New Hampshire Avenue, N.W., M Street, N.W., and 21st Street, N.W., in Ward 2, as 'Duke Ellington Park'."

Designation of Bishop William F. Hart, Jr. Way: Section 2 of D.C. Law 18-245 provides: "Pursuant to sections 401 and 403a of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01 and 9-204.03a) ('Act'), and notwithstanding sections 405 and 407 of the Act (D.C. Official Code §§ 9-204.05 and 9-204.07), the Council symbolically designates the 1000 block of V Street, N.W., as 'Bishop William F. Hart, Jr. Way'."

Designation of Ingraham Street, N.E.: Section 3 of D.C. Law 18-247 provides:

"(a) Pursuant to sections 302 and 401 of the Act (D.C. Official Code §§ 9-203.02 and 9-204.01), and notwithstanding the requirements set forth in sections 303 and 304 of the Act (D.C. Official Code §§ 9-203.03 and 9-203.04), the Council accepts the dedication of the new portion of Ingraham Street, N.E., as shown on the Surveyor's dedication plat filed under S.O. 09-11837, and designates the street as 'Ingraham Street, N.E.'."

"(b) The Council's acceptance of the dedication of land described in subsection (a) of this section is contingent upon the filing of the dedication plat in the Office of the Surveyor."

Designation of PeterBug Matthews Way: Section 2 of D.C. Law 18-248 provides: "Pursuant to sections 401 and 403a of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01 and 9-204.03a) ('Act'), and notwithstanding sections 405 and 407 of the Act (D.C. Official Code §§ 9-204.05 and 9-204.07), the Council symbolically designates the 400 block of 13th Street, S.E., as 'PeterBug Matthews Way'."

Designation of Dorothy Irene Height Memorial Library: Section 2 of D.C. Law 18-249 provides: "Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-204.01) ('Act'), and notwithstanding section 405 of the Act (D.C. Official Code § 9-204.05), the Council designates the Benning Neighborhood Library, located at 3935 Benning Road, N.E., in Ward 7, as the 'Dorothy Irene Height Memorial Library'."

Designation of Frank Kameny Way: Section 2 of D.C. Law 18-250 provides: "Pursuant to sections 401 and 403a of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01 and 9-204.03a) ('Act'), and notwithstanding sections 405 and 407 of the Act (D.C. Official Code §§ 9-204.05 and 9-204.07), the Council symbolically designates the 1600 block of 17th Street, N.W., between Q Street, N.W., and R Street, N.W., as 'Frank Kameny Way'."

Designation of Rev. Donald Robinson Field: Section 2 of D.C. Law 18-325 provides: "Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-204.01) ('Act'), and notwithstanding section 405 of the Act (D.C. Official Code § 9-204.05), the Council designates the athletic field located at the Edgewood Recreation Center at 3rd Street, N.E., and Evarts Street, N.E., in Ward 5, as the 'Rev. Donald Robinson Field'."

Designation of Bernice Elizabeth Fonteneau "Miss B's" Senior Wellness Center: Section 2 of D.C. Law 18-326 provides: "Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-204.01), the Council designates the senior wellness center located at 3531 Georgia Avenue, N.W., in Ward 1, as the 'Bernice Elizabeth Fonteneau 'Miss B's' Senior Wellness Center'."

Designation of Thelma Jones Way: Section 2 of D.C. Law 18-332 provides: "Pursuant to sections 401 and 403a of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01 and 9-204.03a) ('Act'), and notwithstanding sections 405 and 407 of the Act (D.C. Official Code §§ 9-204.05 and 9-204.07), the Council symbolically designates the alley between U Place, S.E., and Good Hope Road, S.E., as 'Thelma Jones Way'."

Designation of The Park at LeDroit: Section 2 of D.C. Law 19-61 provides:

"Sec. 2. Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-204.01), the Council designates the park bounded by V Street, N.W., 2nd Street, N.W., and Elm Street, N.W., in Ward 1, as 'The Park at LeDroit'."

Designation of the Rita B. Bright Family and Youth Center: Section 2 of D.C. Law 19-66 provides:

"Sec. 2. Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-204.01), the Department of Parks and Recreation building located at 2500 14th Street, N.W., is designated as the 'Rita B. Bright Family and Youth Center'."

Designation of Martin Luther King Drive: Section 2 of D.C. Law 19-68 provides:

"Sec. 2. Pursuant to sections 401 and 403a of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01 and 9-204.03a) ('Act'), and notwithstanding the second sentence in section 403a and section 407 of the Act (D.C. Official Code § 9-204.07), the Council symbolically designates the public street starting on the corner of Martin Luther King, Jr. Avenue, S.E., and Good Hope Road, S.E., moving across the 11th Street Bridge, across the Southeast Freeway, across the Southwest Freeway, onto Maine Avenue, S.W., and ending on the corner of Maine Avenue, S.W., and Raoul Wallenberg Place, S.W., as 'Martin Luther King, Jr. Drive'."

Designation of William O. Lockridge Way: Section 2 of D.C. Law 19-85 provides:

"Sec. 2. Pursuant to section 401 and 403a of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01 and 9-204.03a) ('Act'), and notwithstanding sections 405 and 407 of the Act (D.C. Official Code §§ 9-204.05 and 9-204.07), the Council of the District of Columbia symbolically designates the public street Valley Avenue, S.E., between 4th Street, S.E., and 9th Street, S.E., as 'William O. Lockridge Way'."

Designation of Southwest Duck Pond: Section 2 of D.C. Law 19-105 provides:

"Sec. 2. Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-204.01), the Council designates the park located at 6th Street, S.W., and I Street, S.W., in Ward 6, as the 'Southwest Duck Pond'."

Designation of Paul Washington Way: Section 2 of D.C. Law 19-107 provides:

"Sec. 2. Pursuant to sections 401 and 403a of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01 and 9-204.03a) ('Act'), and notwithstanding section 407 of the Act (D.C. Official Code § 9-204.07), the Council symbolically designates the 4600 block of 12th Street, N.E., in Ward 5, as 'Paul Washington Way'."

Designation of Glover Park Community Center: Section 2 of D.C. Law 19-108 provides:

"Sec. 2. Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-204.01) ('Act'), and notwithstanding section 405 of the Act (D.C. Official Code § 9-204.05), the Council designates the Stoddert Recreation Center, located at 39th Street, N.W., and Calvert Street, N.W., in Ward 3, as the 'Glover Park Community Center'."

Designation of Rev. Dr. Jerry A. Moore, Jr. Commemorative Plaza: Section 2 of D.C. Law 19-109 provides:

"Sec. 2. Pursuant to sections 401 and 403a of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01 and 9-204.03a) ('Act'), and notwithstanding sections 405 and 407 of the Act (D.C. Official Code §§ 9-204.05 and 9-204.07), the Council symbolically designates the public space encompassing the 4600 block of 16th Street, N.W., the 1600 block of Buchanan Street, N.W., the 1600 block of Crittenden Street, N.W., and the 4600 block of 17th Street, N.W., in Ward 4, as the 'Rev. Dr. Jerry A. Moore, Jr. Commemorative Plaza'."

Designation of 9/11 Memorial Grove: Section 2 of D.C. Law 19-114 provides:

"Sec. 2. Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01), the Council designates the park in Reservations 328 and 329, located at the intersection of Massachusetts Avenue, N.W., and Fulton Street, N.W., in Ward 3, as the '9/11 Memorial Grove'."

Designation of Lillian A. Gordon Water Play Area and Margaret B. Cooper and Lillian A. Gordon Park; Section 2 of D.C. Law 19-117 provides:

"Sec. 2. Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-204.01) ('Act'), and notwithstanding sections 405 and 407 of the Act (D.C. Official Code §§ 9-204.05 and 9-204.07), the Council designates:

"(1) The water play area at the Kennedy Recreation Center, located as 1401 7th Street, N.W., in Ward 2, the 'Lillian A. Gordon Water Play Area'; and

"(2) The park located at 6th Street, N.W., between R Street, N.W., and Rhode Island Avenue, N.W., in Ward 2, the 'Margaret B. Cooper and Lillian A. Gordon Park'."

Designation of Willie Wood Way: Section 2 of D.C. Law 19-118 provides:

"Sec. 2. Pursuant to sections 401 and 403a of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01 and 9-204.03a) ('Act'), and notwithstanding sections 405 and 407 of the Act (D.C. Official Code §§ 9-204.05 and 9-204.07), the Council symbolically designates the unit block of N Street, N.W., between 1st Street, N.W., and New York Avenue, N.W., in Ward 5, as 'Willie Wood Way'."

Designation of William O'Neal Lockridge Memorial Library at Bellevue: Section 2 of D.C. Law 19-119 provides:

"Sec. 2. Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-204.01) ('Act'), and notwithstanding section 405 of the Act (D.C. Official Code § 9-204.05), the Council designates the Washington Highlands Neighborhood Library, located at 115 Atlantic Street, S.W., in Ward 8, as the 'William O'Neal Lockridge Memorial Library at Bellevue'."

Designation of Adolf Cluss Court: Section 2 of D.C. Law 19-154 provides:

"Sec. 2. Pursuant to sections 401 and 403a of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01 and 9-204.03a) ('Act'), and notwithstanding section 407 of the Act (D.C. Official Code § 9-204.07), the Council designates the alley between C Street, S.E., and D Street, S.E., and parallel to 12th Street, S.E., and 13th Street, S.E., as 'Adolf Cluss Court'."

Designation of Elizabeth P. Thomas Way: Section 2 of D.C. Law 19-159 provides:

"Sec. 2. Pursuant to sections 401 and 403a of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01 and 9-204.03a), the Council symbolically designates Quackenbos Street, N.W., between Georgia Avenue, N.W., and 13th Street, N.W., in Ward 4, as 'Elizabeth P. Thomas Way'."

Designation of "Where Lincoln's Legacy Lives"; Section 2 of D.C. Law 19-160 provides:

"Sec. 2. Pursuant to sections 401 and 403a of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01 and 9-204.03a) ("Act"), and notwithstanding section 407 of the Act (D.C. Official Code § 9-204.07), the Council symbolically designates the public space of the 500 block of 10th Street, N.W., between E Street, N.W., and F Street, N.W., as 'Where Lincoln's Legacy Lives' and orders that a street sign be placed at the intersection of 10th Street, N.W., and E Street, N.W., and at the intersection of 10th Street, N.W., and F Street, N.W., that reads 'Where Lincoln's Legacy Lives'."

Designation of Hilda H.M. Mason Way: Section 2 of D.C. Law 19-163 provides:

"Sec. 2. Pursuant to sections 401 and 403a of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01 and 9-204.03a) ('Act'), and notwithstanding section 407 of the Act (D.C. Official Code § 9-204.07), the Council symbolically designates the 1400 block of Roxanna Road, N.W., as 'Hilda H.M. Mason Way'."

§ 9-204.02. SYSTEM OF DESIGNATIONS.

In naming any street or circle the following system shall be adhered to:

- (1) The broad diagonal highways shall be designated as avenues, and shall be named after states and territories of the United States.
- (2) Streets running north and south shall be designated with numbers consecutively in each direction from the meridian of the United States Capitol. Any street not in exact alignment with those streets to its north and south shall be given the same designation as the street which is most nearly in line with its alignment.
- (3) Streets running east and west shall be designated with the letters of the alphabet until these letters are exhausted. Beyond this they shall have names of 1 syllable, then names of 2 and 3 syllables, all arranged in alphabetical order. Any street not in exact alignment with those streets to its east and west shall be given the same designation as the street most nearly in line with its alignment.
- (4) Streets which do not form an essential part of the rectangular system of streets shall be designated as roads, drives, or places and shall be named after a prominent local feature in their vicinity, or by such other distinguishing designation as the Council may determine to be appropriate.
- (5) Circles shall be named after distinguished persons who have been prominent in the service of this

country.

(Mar. 10, 1983, D.C. Law 4-201, § 402, 30 DCR 148; Apr. 26, 1988, D.C. Law 7-102, § 4, 35 DCR 2053.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 7-452.

Legislative History of Laws

For legislative history of D.C. Law 4-201, see Historical and Statutory Notes following § 9-201.01.

Law 7-102, the "Dedication and Designation of Patricia Roberts Harris Drive, N.E., S.O. 85-189, and Street Naming Amendment Act of 1988," was introduced in Council and assigned Bill No. 7-255, which was referred to the Committee of the Whole. The Bill was adopted on first and second readings on February 2, 1988 and February 16, 1988, respectively. Signed by the Mayor on March 2, 1988, it was assigned Act No. 7-147 and transmitted to both Houses of Congress for its review.

§ 9-204.03. ALLEYS.

The Council shall not name any alley in the District of Columbia except when the alley provides the only access to a residential or commercial property, and except when the Council designates a symbolic name for the alley pursuant to § 9-204.03a.

(Mar. 10, 1983, D.C. Law 4-201, § 403, 30 DCR 148; Apr. 9, 1997, D.C. Law 11-236, § 2(a), 44 DCR 917.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 7-453.

1981 Ed., § 7-453.

Legislative History of Laws

For legislative history of D.C. Law 4-201, see Historical and Statutory Notes following § 9-201.01.

Law 11-236, the "Naming of Public Spaces Amendment Act of 1996," was introduced in Council and assigned Bill No. 11-565, which was referred to the Committee on Public Works and the Environment. The Bill was adopted on first and second readings on November 7, 1996, and December 3, 1996, respectively. Signed by the Mayor on December 24, 1996, it was assigned Act No. 11-496 and transmitted to both Houses of Congress for its review. D.C. Law 11-236 became effective on April 9, 1997.

§ 9-204.03A. SYMBOLIC NAMES.

The Council may designate a symbolic name for any public space, which shall be in addition to and subordinate to any name that is the mailing address for the public space, and which shall conform with the requirements of this chapter pertaining to the naming of public spaces. A symbolic designation shall not duplicate any name which includes the following words within its name: "Avenue", "Street", "Road", "Drive", "Place", "Circle", or "Alley".

(Mar. 10, 1983, D.C. Law 4-201, § 403a, as added Apr. 9, 1997, D.C. Law 11-236, § 2(b), 44 DCR 917.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 7-453.1.

Temporary Amendments of Section

For temporary (225 day) designation of street, see § 2 of Kivie Kaplan Way Designation Temporary Act of 2003 (D.C. Law 15-13, June 21, 2003, law notification 50 DCR 5457).

Emergency Act Amendments

For temporary (90 day) amendment of section, see § 2 of Kivie Kaplan Way Designation Emergency Act of 2003 (D.C. Act 15-54, April 4, 2003, 50 DCR 2967).

Legislative History of Laws

For legislative history of D.C. Law 11-236, see Historical and Statutory Notes following § 9-204.03.

Miscellaneous Notes

Section 3 of D.C. Law 13-106 provides:

"Pursuant to section 403a the Street and Alley Closing and Acquisition Procedures Act of 1982, effective April 9, 1997 (D.C. Law 11-236; D.C. Code § 7-453.1) ('Act'), and notwithstanding the requirement set forth in section 405 of the Act (D.C. Code § 7-455), that no public space shall be named in honor of any person who has been deceased less than 2 years, the alley running east to west between the 100 block of 10th Street, N.E., and the 100 block of 11th Street, N.E., shall be designated as 'Al Arrighi Way', in honor of Mr. Al Arrighi's contributions to the quality of life of the Capitol Hill neighborhood in the District of Columbia."

Section 3 of D.C. Law 14-46 provides:

"Sec. 3. Pursuant to section 403a of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 11- 236; D.C. Official Code 9-204.03a), the Council of the District of Columbia symbolically designates the northwest corner of Barry Place, N.W., at Georgia Avenue N.W., as 'Ed Murphy Way, N.W.,' by placing a street sign on the northwest corner of Barry Place, N.W., at Georgia Avenue, N.W., which reads 'Ed Murphy Way, N.W.'."

Section 2 of D.C. Law 15-70 provides:

"Sec. 2. Pursuant to section 403a of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective April 9, 1997 (D.C. Law 11-236; D.C. Official Code § 9-204.03a), the Council symbolically designates 21st Street, N.W., between Massachusetts Avenue and Q Street, N.W., as 'Kivie Kaplan Way.'"

§ 9-204.04. DUPLICATIVE NAMES PROHIBITED.

No public space in the District of Columbia shall be given the same name as that given another public space in the District.

(Mar. 10, 1983, D.C. Law 4-201, § 404, 30 DCR 148.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 7-454.

Legislative History of Laws

For legislative history of D.C. Law 4-201, see Historical and Statutory Notes following § 9-201.01.

Miscellaneous Notes

Section 2 of D.C. Law 13-288 provides:

"Pursuant to section 401 of the Street and Alley Closing and Acquisition Procedures Act of 1982 ('the Act'), and notwithstanding section 404 of the Act, which requires no public space in the District of Columbia be given the same name as that given another public space in the District, the Council of the District of Columbia redesignates the Langley-McKinley Recreation Center as the 'Harry L. Thomas, Sr., Recreation Center'."

§ 9-204.05. USE OF LIVING PERSONS' NAMES PROHIBITED; USE OF DECEASED PERSONS' NAMES RESTRICTED.

No public space in the District shall be named in honor of any living person, or in honor of any person who has been deceased less than 2 years, unless the deceased person was a President or Vice President of the United States, a United States Senator or Representative, a Mayor of the District of Columbia, or a member of the Council of the District of Columbia.

(Mar. 10, 1983, D.C. Law 4-201, § 405, 30 DCR 148.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 7-455.

Temporary Amendments of Section

For temporary (225 day) acceptance of dedication, see § 2 of Dedication and Designation of Harry Thomas Way Temporary Act of 1998 (D.C. Law 12-251, April 20, 1999, law notification 46 DCR 4164).

Emergency Act Amendments

For temporary designation of minor street as "Harry Thomas Way", see § 2(b) of the Dedication and Designation of Harry Thomas Way Emergency Act of 1998 (D.C. Act 12-579, January 12, 1999, 45 DCR 966).

For designation of certain dedicated land, see § 2(b) of the Dedication and Designation of Harry Thomas Way, N.E. Emergency Act of 1999 (D.C. Act 13-198, December 1, 1999, 46 DCR 10444).

For designation of certain dedicated land, see § 2(b) of the Dedication and Designation of Harry Thomas Way, N.E. Congressional Review Emergency Act of 2000 (D.C. Act 13-277, March 7, 2000, 47 DCR 2017).

Legislative History of Laws

For legislative history of D.C. Law 4-201, see Historical and Statutory Notes following § 9-201.01.

§ 9-204.06. EXTENT OF NAME TO BE USED; USE ON STREET SIGNS.

The Council shall use the person's given name as well as the person's surname in naming a public space in the District of Columbia in honor of a person. If the full name exceeds 21 characters a meaningful part of the name may be used on the street signs.

(Mar. 10, 1983, D.C. Law 4-201, § 406, 30 DCR 148.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 7-456.

Legislative History of Laws

For legislative history of D.C. Law 4-201, see Historical and Statutory Notes following § 9-201.01.

§ 9-204.07. SUBMISSION OF BILL TO INVOLVED ADVISORY NEIGHBORHOOD COMMISSION.

(a) The initiator of a proposal to name or rename a public space shall:

(1) Submit a petition to the Council in support of the proposal which is signed by a majority of owners of property abutting the public space to be named or renamed, prior to Council adoption of a bill to designate the naming or renaming; and

(2) Pay fees to the District government, which shall be established by the Mayor by rulemaking, for all costs associated with the consideration of the proposal by the Council and the Mayor, if the proposal is enacted, all costs associated with the implementation of the proposal by the District government, including, but not limited to, the costs of installing and maintaining signs which designate the name of the public space.

(b) Prior to consideration by a committee of the Council of a bill to name or rename a public space, the Mayor shall provide the Council with the following:

(1) A surveyor's plat showing the public space to be named or renamed, the square in or adjacent to which the public space is located, and the abutting square of the affected area;

(2) A report on the number of mailing addresses affected by the proposal, the number of signs required to implement the proposal, and the fiscal impact of considering and implementing the proposal; and

(3) A report to the Council that all abutting property owners have been notified of the proposed symbolic name designation.

(c) Not less than 30 days prior to Council consideration of a bill to name or rename a public space in the District of Columbia, the Council shall submit a copy of the bill for review and comment to each Advisory Neighborhood Commission in which the public space is located.

(Mar. 10, 1983, D.C. Law 4-201, § 407, 30 DCR 148; Apr. 9, 1997, D.C. Law 11-236, § 2(c), 44 DCR 917.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 7-457.

Legislative History of Laws

For legislative history of D.C. Law 4-201, see Historical and Statutory Notes following § 9-201.01.

For legislative history of D.C. Law 11-236, see Historical and Statutory Notes following § 9-204.03.

§ 9-204.08. PROPOSAL TO NAME OR RENAME TO BE SUBMITTED TO

AFFECTED PROPERTY OWNERS.

The person or persons who initiate a proposal to name or rename a street or alley in the District of Columbia shall submit in writing a copy of the proposal to each owner of property abutting the affected street or alley.

(Mar. 10, 1983, D.C. Law 4-201, § 408, 30 DCR 148.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 7-458.

Legislative History of Laws

For legislative history of D.C. Law 4-201, see Historical and Statutory Notes following § 9-201.01.

§ 9-204.09. RIGHTS OF CERTAIN BOARDS PRESERVED.

Nothing in this chapter shall prohibit the Board of Education, the Board of Library Trustees, or the Board of Trustees of the University of the District of Columbia from naming or renaming the public buildings or spaces under their respective jurisdictions.

(Mar. 10, 1983, D.C. Law 4-201, § 409, 30 DCR 148.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 7-459.

Legislative History of Laws

For legislative history of D.C. Law 4-201, see Historical and Statutory Notes following § 9-201.01.

PART B. COMMEMORATIVE WORKS.

§ 9-204.11. DEFINITIONS.

For the purposes of this subchapter, the term:

(1)(A) "Commemorative work" means any statue, monument, sculpture, streetscape or landscape feature, including a garden or memorial grove, or other structure, which is located on public space and which is designed to perpetuate in a permanent manner the memory of an individual, group, event, or other significant element of international, national, or local culture or history.

(B) "Commemorative work" does not mean any statue, monument, sculpture, streetscape or landscape feature, including a garden or memorial grove, or other structure, which is (i) located within the interior of a structure that is not itself a commemorative work; (ii) a structure that is used primarily for other purposes; or (iii) intended to be displayed for only a limited period of time that does not exceed one year.

(C) "Commemorative work" does not mean the naming of an existing public space, a plaque, or a wayside or wayfinding sign or commemorative feature incorporated within ordinary walkway paving.

(2)(A) "Public space" means any public street, alley, circle, bridge, building, park, other public place or property owned by or under the administrative control or jurisdiction of the District of Columbia.

(B) "Public space" does not include property that is both owned by the Federal government and under the administrative control or jurisdiction of the National Park Service, the General Services Administration, the Department of Defense, or other federal agency.

(3) "Sponsor" means a Federal or District agency, or an individual, group, or organization that is described in section 501(c)(3) of the Internal Revenue Code of 1986, and exempt from tax under section 501(a) of the Internal Revenue Code, and which is authorized by the Mayor and Council to establish a commemorative work on public space in the District of Columbia.

(Mar. 10, 1983, D.C. Law 4-201, § 411, as added Apr. 4, 2001, D.C. Law 13-275, § 2(d), 48 DCR 1660.)

HISTORICAL AND STATUTORY NOTES

Emergency Act Amendments

For temporary (90 day) amendment of section, see § 2(d) of the Commemorative Works on Public Space

Emergency Amendment Act of 2000 (D.C. Act 13-564, January 31, 2001, 48 DCR 1627).

Legislative History of Laws

For Law 13-275, see notes following § 9-204.01.

§ 9-204.12. COMMEMORATIVE WORKS COMMITTEE.

(a) There is established a District of Columbia Commemorative Works Committee ("Committee") to advise and recommend to the Mayor and the Council a disposition of each application to place a commemorative work on public space in the District of Columbia.

(b) The Committee shall be composed of 12 voting members, 3 of whom shall be citizen members and 9 of whom shall be *ex officio* members. The 3 citizen members shall each be appointed by the Mayor with the advice and consent of the Council for a 3-year term. The following government officials, or their designated representatives, shall serve as the *ex officio* members:

- (1) The Director of the Office of Planning, who shall serve as chairperson of the Committee;
- (2) The Director of the Department of Parks and Recreation;
- (3) The Director of the Department of Public Works;
- (4) The Chief Property Management Officer;
- (5) The Executive Director of the Commission on the Arts and Humanities;
- (6) The Chairperson of the Historic Preservation Review Board;
- (7) The Secretary of the District of Columbia;
- (8) The Director of the Department of Consumer and Regulatory Affairs; and
- (9) The Director of the Department of Housing and Community Development.

(c) Each citizen member appointed to the Committee shall be a person who has displayed an active interest or ability in the visual arts, architecture, urban planning, civic design, or history.

(d) The Mayor shall establish rules and procedures for the administration of the Committee.

(Mar. 10, 1983, D.C. Law 4-201, § 412, as added Apr. 4, 2001, D.C. Law 13-275, § 2(d), 48 DCR 1660; Oct. 26, 2001, D.C. Law 14-42, § 25, 48 DCR 7612; Apr. 13, 2005, D.C. Law 15-354, § 22, 52 DCR 2638.)

HISTORICAL AND STATUTORY NOTES

Effect of Amendments

D.C. Law 14-42, in subsec. (b), substituted "12 voting members" for "11 voting members" and "9 of whom" for "8 of whom" in the introductory paragraph, deleted the word "and" at the end of par. (7), added "; and" at the end of par. (8); and added par. (9) relating to the Director of the Department of Housing and Community Development.

D.C. Law 15-354, in subsec. (b)(4), substituted "Chief Property Management Officer" for "Director of the Office of Property Management".

Emergency Act Amendments

For temporary (90 day) amendment of section, see § 2(d) of the Commemorative Works on Public Space Emergency Amendment Act of 2000 (D.C. Act 13-564, January 31, 2001, 48 DCR 1627).

For temporary (90 day) amendment of section, see § 25 of Technical Amendments Emergency Act of 2001 (D.C. Act 14-108, August 3, 2001, 48 DCR 7622).

Legislative History of Laws

For Law 13-275, see notes following § 9-204.01.

Law 14-42, the "Technical Correction Amendment Act of 2001", was introduced in Council and assigned Bill No. 14-216, which was referred to the Committee of the Whole. The Bill was adopted on first and second readings on June 5, 2001, and June 26, 2001, respectively. Signed by the Mayor on July 24, 2001, it was assigned Act No. 14-107 and transmitted to both Houses of Congress for its review. D.C. Law 14-42 became effective on October 26, 2001.

For Law 15-354, see notes following § 9-111.01a.

§ 9-204.13. AUTHORITY OF THE COMMITTEE.

(a) The Committee shall act in an advisory capacity to the Mayor and the Council to:

(1) Develop criteria to be used to review, evaluate, approve, or deny applications for placement of commemorative works on public space in the District;

(2) Review each application for placement of a commemorative work on public space in the District, by considering: the appropriateness of the location, subject matter, and design of the commemorative work, including the aesthetic, environmental, traffic and parking, and financial impacts of the proposal upon the surrounding community and the District; and the sufficiency of the sponsor to fund the construction and maintenance of the commemorative work;

(3) Refer each application for a commemorative work on public space in the District for review and comments by affected advisory neighborhood commissions, by affected District agencies and public utilities, and by the National Capital Memorial Commission; and

(4) Recommend to the Mayor and the Council a disposition of each application for placement of a commemorative work on public space in the District.

(b) The recommendations of the Committee shall not be inconsistent with:

(1) The Comprehensive Plan for the National Capital (10 DCMR);

(2) The District of Columbia Home Rule Act;

(3) The Zoning Regulations of the District of Columbia (11 DCMR); and

(4) The Public Space and Safety Regulations of the District of Columbia (24 DCMR).

(Mar. 10, 1983, D.C. Law 4-201, § 413, as added Apr. 4, 2001, D.C. Law 13-275, § 2(d), 48 DCR 1660.)

HISTORICAL AND STATUTORY NOTES

Emergency Act Amendments

For temporary (90 day) amendment of section, see § 2(d) of the Commemorative Works on Public Space Emergency Amendment Act of 2000 (D.C. Act 13-564, January 31, 2001, 48 DCR 1627).

Legislative History of Laws

For Law 13-275, see notes following § 9-204.01.

§ 9-204.14. APPLICATIONS FOR COMMEMORATIVE WORKS.

Any sponsor may propose the placement of a commemorative work on public space in the District. Any proposal for a commemorative work on public space in the District shall be accompanied by a completed application to the Committee by a sponsor. The Mayor shall develop a procedure for receiving applications for commemorative works. The Mayor shall publish in the *D.C. Register* the application procedure, including all information required for the application to be complete.

(Mar. 10, 1983, D.C. Law 4-201, § 414, as added Apr. 4, 2001, D.C. Law 13-275, § 2(d), 48 DCR 1660.)

HISTORICAL AND STATUTORY NOTES

Emergency Act Amendments

For temporary (90 day) amendment of section, see § 2(d) of the Commemorative Works on Public Space Emergency Amendment Act of 2000 (D.C. Act 13-564, January 31, 2001, 48 DCR 1627).

Legislative History of Laws

For Law 13-275, see notes following § 9-204.01.

§ 9-204.15. GUIDELINES FOR CONSIDERATION OF APPLICATIONS.

(a) Commemorative works on public space that are proposed for commemoration of local individuals, groups, events, or other significant elements of District of Columbia culture or history generally should be given priority over other commemorative works.

(b) Subjects to be memorialized by commemorative works on public space in the District should be of long-term historic importance and shall generally not be any living person, any deceased person who has been deceased less than 10 years, nor any event that has occurred within 10 years of the application for placement of the commemorative work on public space.

(c) In considering a proposed commemorative work on public space, the Mayor, the Council, and the Committee shall be guided by the following criteria, in addition to any other criteria set forth in this subchapter, and any other criteria not inconsistent with this subchapter developed by the Mayor and published in the *D.C. Register*:

(1) To the maximum extent possible, a commemorative work shall be located in surroundings that are

relevant to and compatible with the subject of the commemorative work.

(2) A commemorative work shall be situated in a manner that prevents interference with or encroachment upon any existing commemorative work, and that protects and enhances, to the maximum extent practicable, open space, existing public and private uses, and cultural and natural resources.

(3) A commemorative work shall be constructed of durable material suitable to the outdoor environment, and any landscape features of a commemorative work shall be compatible with the climate.

(Mar. 10, 1983, D.C. Law 4-201, § 415, as added Apr. 4, 2001, D.C. Law 13-275, § 2(d), 48 DCR 1660.)

HISTORICAL AND STATUTORY NOTES

Emergency Act Amendments

For temporary (90 day) amendment of section, see § 2(d) of the Commemorative Works on Public Space Emergency Amendment Act of 2000 (D.C. Act 13-564, January 31, 2001, 48 DCR 1627).

Legislative History of Laws

For Law 13-275, see notes following § 9-204.01.

Delegation of Authority

Delegation of Authority to Promulgate Rules Pursuant to the Commemorative Works on Public Space Amendment Act of 2000, see Mayor's Order 2005-59, April 1, 2005 (52 DCR 5798).

§ 9-204.16. EASEMENTS FOR COMMEMORATIVE WORKS.

Following approval of a commemorative work by the Mayor and the Council pursuant to § 9-204.01, the Mayor shall provide an easement to the sponsor of the commemorative work for the use of District public space for the purpose of constructing and maintaining the approved commemorative work. The term of the easement shall be for a maximum of 25 years and may be automatically renewable for successive 25 year terms in perpetuity unless cancelled in writing by the Mayor for good cause. The Mayor shall establish the rules for termination of an easement granted for a commemorative work. The Mayor shall require each sponsor of an approved commemorative work to provide for all of the financing necessary to develop, construct, and maintain the commemorative work. A sponsor of an approved commemorative work shall be financially responsible for the perpetual maintenance of the commemorative work.

(Mar. 10, 1983, D.C. Law 4-201, § 416, as added Apr. 4, 2001, D.C. Law 13-275, § 2(d), 48 DCR 1660.)

HISTORICAL AND STATUTORY NOTES

Emergency Act Amendments

For temporary (90 day) amendment of section, see § 2(d) of the Commemorative Works on Public Space Emergency Amendment Act of 2000 (D.C. Act 13-564, January 31, 2001, 48 DCR 1627).

Legislative History of Laws

For Law 13-275, see notes following § 9-204.01.

§ 9-204.17. ISSUANCE OF PERMITS.

Prior to issuing a permit for the construction of a commemorative work on public space in the District, the Mayor shall determine that:

(1) The sponsor, site, subject matter, and design of the proposed commemorative work have been approved by the Mayor and Council pursuant to § 9-204.01;

(2) The proposed commemorative work complies with requirements set forth in subchapter I of Chapter 11 of Title 6 and subchapter V of Chapter 1 of Subtitle A of Title 8;

(3) Knowledgeable persons qualified in the field of preservation and maintenance have been consulted to determine structural soundness and durability of the proposed commemorative work;

(4) The sponsor authorized to construct the commemorative work has submitted contract documents for the construction of the commemorative work to the Mayor; and

(5) The sponsor authorized to construct and maintain the commemorative work has sufficient funds to complete construction of the project and to provide for the ongoing maintenance of the commemorative work.

(Mar. 10, 1983, D.C. Law 4-201, § 417, as added Apr. 4, 2001, D.C. Law 13-275, § 2(d), 48 DCR 1660.)

HISTORICAL AND STATUTORY NOTES

Emergency Act Amendments

For temporary (90 day) amendment of section, see § 2(d) of the Commemorative Works on Public Space Emergency Amendment Act of 2000 (D.C. Act 13-564, January 31, 2001, 48 DCR 1627).

Legislative History of Laws

For Law 13-275, see notes following § 9-204.01.

§ 9-204.18. DEPOSIT FOR MAINTENANCE OF COMMEMORATIVE WORK.

(a) In addition to the criteria set forth in § 9-204.17, no construction permit shall be issued unless the sponsor authorized to construct the commemorative work has donated either an amount that is equal to 10% of the total estimated cost of the construction or another amount determined by the Mayor to offset the costs of perpetual maintenance and preservation of the commemorative work.

(b) All proceeds received pursuant to subsection (a) of this section shall be deposited in a nonlapsing account of the District government and shall be available for the nonrecurring repair and maintenance of the sponsor's commemorative work pursuant to the provisions of this section.

(c) The sponsor shall be required to submit to the Mayor an annual report of operations prior to and during construction of the commemorative work, including financial statements audited by an independent certified public accountant, paid for by the sponsor authorized to construct the commemorative work.

(d) The provisions of this section shall not apply to a commemorative work that is constructed by a Federal or District agency and where less than 50% of the funding for the construction is provided by private sources.

(Mar. 10, 1983, D.C. Law 4-201, § 418, as added Apr. 4, 2001, D.C. Law 13-275, § 2(d), 48 DCR 1660.)

HISTORICAL AND STATUTORY NOTES

Emergency Act Amendments

For temporary (90 day) amendment of section, see § 2(d) of the Commemorative Works on Public Space Emergency Amendment Act of 2000 (D.C. Act 13-564, January 31, 2001, 48 DCR 1627).

Legislative History of Laws

For Law 13-275, see notes following § 9-204.01.

§ 9-204.19. EXPIRATION OF APPROVAL OF COMMEMORATIVE WORK.

Approval of a commemorative work pursuant to § 9-204.01, and any easement granted pursuant to the approval, shall expire at the end of a 7-year period beginning on the effective date of the approval unless:

(1) The Mayor issues a construction permit for the commemorative work during that period; or

(2) Prior to the end of the 7-year period, the Mayor:

(A) Determines that all regulatory approvals other than the construction permit for the commemorative work have been obtained and not less than 75% of the amount estimated to be required to construct the commemorative work has been raised; and

(B) Submits a proposed resolution that is approved by the Council to extend the 7-year authority for the commemorative work for a period not to exceed 3 years, at the end of which period the approval shall expire if a construction permit has not been issued for the commemorative work.

(Mar. 10, 1983, D.C. Law 4-201, § 419, as added Apr. 4, 2001, D.C. Law 13-275, § 2(d), 48 DCR 1660.)

HISTORICAL AND STATUTORY NOTES

Emergency Act Amendments

For temporary (90 day) amendment of section, see § 2(d) of the Commemorative Works on Public Space Emergency Amendment Act of 2000 (D.C. Act 13-564, January 31, 2001, 48 DCR 1627).

Legislative History of Laws

For Law 13-275, see notes following § 9-204.01.

SUBCHAPTER V. [RESERVED]

SUBCHAPTER VI. MISCELLANEOUS PROVISIONS.

§ 9-206.01. VALIDITY OF CONDEMNATIONS OR CLOSINGS PURSUANT TO REPEALED LAW NOT AFFECTED.

The validity of any condemnation proceeding or any street or alley closing pursuant to any section of law repealed by this act shall not be affected by its repeal.

(Mar. 10, 1983, D.C. Law 4-201, § 601, 30 DCR 148.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 7-471.

Legislative History of Laws

For legislative history of D.C. Law 4-201, see Historical and Statutory Notes following § 9-201.01.

References in Text

"This act," referred to in this section, is D.C. Law 4-201.

§ 9-206.02. AUTHORITY TO ISSUE RULES.

The Mayor may issue rules necessary to implement and enforce this chapter.

(Mar. 10, 1983, D.C. Law 4-201, § 602, 30 DCR 148.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 7-472.

Legislative History of Laws

For legislative history of D.C. Law 4-201, see Historical and Statutory Notes following § 9-201.01.

UNIT B. REPEALED PROVISIONS.

§§ 9-221.01 TO 9-221.10. CLOSINGS AUTHORIZED; DISPOSITION OF PROPERTY; PROPOSED CLOSING OF PUBLIC WAY--NOTICE, HEARING; PLANS; ORDER; RECORDATION; IN REM PROCEEDING--INSTITUTED UPON OBJECTION TO ORDER; DAMAGES; ASSESSMENT OF BENEFITS; ABANDONMENT; PETITION BY PROPERTY OWNERS FOR CLOSING; PRIOR LAWS TO REMAIN IN FORCE; SHORT TITLE.[REPEALED]

(Mar. 10, 1983, D.C. Law 4-201, § 726, 30 DCR 148.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., §§ 7-401 to 7-410.

Legislative History of Laws

For legislative history of D.C. Law 4-201, see Historical and Statutory Notes following § 9-201.01.