

A BILL

22-280

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To order the closing of a portion of the public alley system in Square 772, bounded by N Street, N.E., Florida Avenue, N.E., 4th Street, N.E., M Street, N.E., and 3rd Street, N.E., in Ward 6.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Closing of a Public Alley in Square 772, S.O. 16-25615, Act of 2017”.

Sec. 2. (a) Pursuant to section 404 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813, D.C. Official Code § 1-204.04), and consistent with the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-201.01 *et seq.*), the Council finds a portion of the public alley system in Square 772, as shown on the Surveyor’s plat filed in S.O. 16-25615, is unnecessary for alley purposes and orders it closed, with title to the land to vest as shown on the Surveyor’s plat.

(b) The approval of the Council of this alley closing is contingent upon the satisfaction of all the conditions set forth in the official file, S.O. 16-25615, prior to the recordation of the alley closing by the Surveyor including:

(1) That the applicant record an easement for the benefit of the District of Columbia over a portion of the surface of the closed alley and over the property it currently owns, said easement abutting the public alley system in Square 772, with a clearance of 9 feet

above the surface of the closed alley, and as shown on the Surveyor's plat filed in S.O. 16-25615. The easement will include an agreement by the owner of the property encumbered by the easement to maintain the easement area for public use. This easement shall run with the land and be recorded in the land records of the Recorder of Deeds for the District of Columbia.

Sec. 3. Transmittal.

The Council shall transmit a copy of this act, upon its effective date, to the Office of the Surveyor.

Sec. 4. Fiscal impact statement.

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

Sec. 5. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1983 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.