

# ENROLLMENT(S)

kwiktag®

103 228 984



(5)

AN ACT

Codification

District of Columbia Code

D.C. ACT 10-367

(1995 Supplement)

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

DECEMBER 28, 1994

To amend An Act To vest in the Commissioners of the District of Columbia control of street parking in said District to authorize the Director of the Department of Recreation and Parks to regulate use of the parks under the control of the District and the Metropolitan Police Department to enforce the regulations.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Parks Amendment Act of 1994".

Sec. 2. An Act To vest in the Commissioners of the District of Columbia control of street parking in said District, approved July 1, 1898 (30 Stat. 570; D.C. Code § 8-106 *et seq.*), is amended by adding a new section 6a to read as follows:

"Sec. 6a. Authority of the Director of the Department of Recreation and Parks ("Department") to regulate District parks.

Note  
Section  
8-137.1

"(a) The Council finds that, in order to protect the public health and safety, environmental and scenic values, natural or cultural resources, equitable allocations and use of District park facilities, and to alleviate conflict among park visitors, it is necessary to implement management responsibilities for District parks.

"(b) The Director of the Department may:

"(1) Establish a reasonable schedule of hours for the operation of parks;

"(2) Impose limits, conditions, and restrictions on the public use of parks;

"(3) Close all or a portion of a park area to public use or to a specific use or activity; or

"(4) Terminate a limit, condition, restriction or any other decision made pursuant to the subsection.

"(c)(1) Except in emergency situations, the Director of the Department shall inform the public of closures, designations, use restrictions or conditions, or the termination or relaxation of such, which is of a nature, magnitude and duration that will result in a significant alteration in the public use pattern of the park area, adversely affect the park's natural, aesthetic, scenic or cultural values, require a long-term or significant modification in the resource management objectives of the unit, or is of a highly controversial nature, by publishing such changes as rulemaking in the District of Columbia Register and a major Washington, D.C. metropolitan newspaper.

"(2) Except in emergency situations, prior to implementing or terminating a restriction, condition, public use limit or closure, the Director of the Department shall prepare a written determination justifying the action. That determination shall set forth the reasons why the restriction, condition, public use limit or closure authorized by subsection (b) of this section has been established, and an explanation of why less restrictive measures will not suffice, or in the case of a termination of a restriction, condition, public use limit or closure previously established under subsection (b) of this section, a determination as to why the restriction is no longer necessary and a finding that the termination will not adversely impact park resources. This determination shall be available to the public upon request.

"(d) To implement a public use limit, the Director of the Department may establish a permit, registration, or reservation system. Permits shall be issued in accordance with, or in exception to, the criteria in subsection (b) of this section. Applications for use permits may be sent to the Director of the Department, 30 days in advance of the event, by writing a letter which describes the event including the date, day, starting and ending time of the event, a description of what the event will be, and approximately how many people are expected.

"(e) Violating a closure, designation, use or activity restriction or condition, schedule of visiting hours, or public use limit is prohibited. The District of Columbia Metropolitan Police Department may enforce the provisions contained in subsection (b) of this section. Any person violating the provisions of subsection (b) of this section may be punished by a fine of not more than \$100 or by imprisonment for not more than 90 days, or both."

Sec. 3. Effective date.

This act shall take effect after a 30-day period of Congressional review following approval by the Mayor (or in the event of veto by the Mayor, action by the Council of the District of Columbia to override the veto) as provided in section 602(c)(1) of the District of Columbia Self-Government and Governmental Reorganization Act, approved December 24, 1973 (87 Stat. 813; D.C. Code § 1-233(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.



\_\_\_\_\_  
Chairman  
Council of the District of Columbia

DEEMED APPROVED WITHOUT SIGNATURE  
UPON EXPIRATION OF 10-DAY MAYORAL  
REVIEW PERIOD.

NOT SIGNED

\_\_\_\_\_  
Mayor  
District of Columbia

December 28, 1994



# COUNCIL OF THE DISTRICT OF COLUMBIA

Council Period Ten

## RECORD OF OFFICIAL COUNCIL VOTE

DOCKET NO: B10-443

Item on Consent Calendar

ACTION & DATE: Adopted First Reading, 11-1-94

VOICE VOTE: Approved

Recorded vote on request

Absent: Barry

ROLL CALL VOTE — RESULT \_\_\_\_\_

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. CLARKE					EVANS					RAY				
BARRY					JARVIS					SMITH, JR.				
BRAZIL					LIGHTFOOT					THOMAS, SR.				
CHAVOUS					MASON									
CROPP					NATHANSON									

X — Indicates Vote    A.B. — Absent    N.V. — Present, not voting

CERTIFICATION RECORD

[Signature]  
Secretary to the Council

December 9, 1994  
Date

Item on Consent Calendar

ACTION & DATE: Adopted Final Reading, 12-6-94

VOICE VOTE: Approved

Recorded vote on request

Absent: Barry

ROLL CALL VOTE — RESULT \_\_\_\_\_

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. CLARKE					EVANS					RAY				
BARRY					JARVIS					SMITH, JR.				
BRAZIL					LIGHTFOOT					THOMAS, SR.				
CHAVOUS					MASON									
CROPP					NATHANSON									

X — Indicates Vote    A.B. — Absent    N.V. — Present, not voting

CERTIFICATION RECORD

[Signature]  
Secretary to the Council

December 9, 1994  
Date

Item on Consent Calendar

ACTION & DATE: \_\_\_\_\_

VOICE VOTE: \_\_\_\_\_

Recorded vote on request

Absent: \_\_\_\_\_

ROLL CALL VOTE — RESULT \_\_\_\_\_

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. CLARKE					EVANS					RAY				
BARRY					JARVIS					SMITH, JR.				
BRAZIL					LIGHTFOOT					THOMAS, SR.				
CHAVOUS					MASON									
CROPP					NATHANSON									

X — Indicates Vote    A.B. — Absent    N.V. — Present, not voting

CERTIFICATION RECORD

Secretary to the Council

Date

COUNCIL OF THE DISTRICT OF COLUMBIA  
OFFICE OF THE GENERAL COUNSEL  
WASHINGTON, D.C. 20004

RECEIVED  
DEC -8 P3:59

I. TRANSMITTAL OF ENROLLED LEGISLATION LEGISLATIVE SERVICE

Short Title: Parks Amendment Act of 1994

Bill #10-443

Act #

Date Transmitted to LSD:

Received by LSD:

cc: Councilmember Lightfoot

(with attachment)

cc: Codification Counsel

(with attachment)

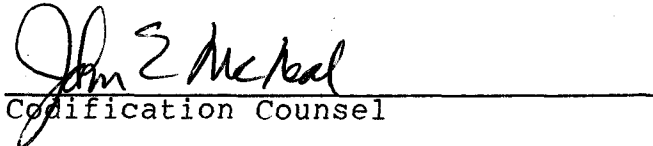
Please notify me of any error/comment within 24 hours.

---

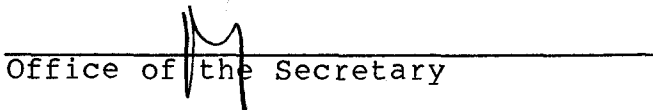
II. CLEARANCE OF ENROLLED LEGISLATION

  
Legislative Counsel

12-6-94  
Date

  
Codification Counsel

12-8-94  
Date

  
Office of the Secretary

12-9-94  
Date

---

III. CLEARANCE OF CORRESPONDENCE BY LSU

\_\_\_\_\_  
Letter(s) to the Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Letter(s) to Congress

\_\_\_\_\_  
Date



COUNCIL OF THE DISTRICT OF COLUMBIA  
WASHINGTON, D.C. 20004

DEC 12 1994

The Honorable Sharon Pratt Kelly  
Mayor of the District of Columbia  
441 4th Street, N.W., 11th Floor  
Washington, D.C. 20001

Re: Transmittal of Bill 10-443, "Parks Amendment Act of 1994".

Date of Council Action: 12-06-94

Dear Mayor Kelly:

The above named enacted bill is hereby transmitted in accordance with Section 404(e) of the District of Columbia Self-Government and Governmental Reorganization Act, P.L. 93-198.

Attached to this bill, for your information, is the report of the Council's standing committee with jurisdiction over this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "D. Clarke", written over the word "Sincerely,".

David A. Clarke  
Chairman of the Council

Enclosure



AN ACT

Codification  
District of Columbia Code  
(1995 Supplement)

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To amend An Act To vest in the Commissioners of the District of Columbia control of street parking in said District to authorize the Director of the Department of Recreation and Parks to regulate use of the parks under the control of the District and the Metropolitan Police Department to enforce the regulations.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Parks Amendment Act of 1994".

Sec. 2. An Act To vest in the Commissioners of the District of Columbia control of street parking in said District, approved July 1, 1898 (30 Stat. 570; D.C. Code § 8-106 *et seq.*), is amended by adding a new section 6a to read as follows:

"Sec. 6a. Authority of the Director of the Department of Recreation and Parks ("Department") to regulate District parks.

"(a) The Council finds that, in order to protect the public health and safety, environmental and scenic values, natural or cultural resources, equitable allocations and use of District park facilities, and to alleviate conflict among park visitors, it is necessary to implement management responsibilities for District parks.

"(b) The Director of the Department may:

"(1) Establish a reasonable schedule of hours for the operation of parks;

"(2) Impose limits, conditions, and restrictions on the public use of parks;

"(3) Close all or a portion of a park area to public use or to a specific use or activity; or

"(4) Terminate a limit, condition, restriction or any other decision made pursuant to the subsection.

"(c)(1) Except in emergency situations, the Director of the Department shall inform the public of closures, designations, use restrictions or conditions, or the termination or relaxation of such, which is of a nature, magnitude and duration that will result in a significant alteration in the public use pattern of the park area, adversely affect the park's natural, aesthetic, scenic or cultural values, require a long-term or significant modification in the resource management objectives of the unit, or is of a highly controversial nature, by publishing such changes as rulemaking in the District of Columbia Register and a major Washington, D.C. metropolitan newspaper.

Note  
Section  
8-137.1



"(2) Except in emergency situations, prior to implementing or terminating a restriction, condition, public use limit or closure, the Director of the Department shall prepare a written determination justifying the action. That determination shall set forth the reasons why the restriction, condition, public use limit or closure authorized by subsection (b) of this section has been established, and an explanation of why less restrictive measures will not suffice, or in the case of a termination of a restriction, condition, public use limit or closure previously established under subsection (b) of this section, a determination as to why the restriction is no longer necessary and a finding that the termination will not adversely impact park resources. This determination shall be available to the public upon request.

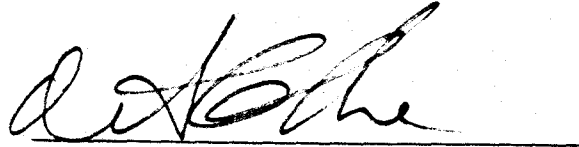
"(d) To implement a public use limit, the Director of the Department may establish a permit, registration, or reservation system. Permits shall be issued in accordance with, or in exception to, the criteria in subsection (b) of this section. Applications for use permits may be sent to the Director of the Department, 30 days in advance of the event, by writing a letter which describes the event including the date, day, starting and ending time of the event, a description of what the event will be, and approximately how many people are expected.

"(e) Violating a closure, designation, use or activity restriction or condition, schedule of visiting hours, or public use limit is prohibited. The District of Columbia Metropolitan Police Department may enforce the provisions contained in subsection (b) of this section. Any person violating the provisions of subsection (b) of this section may be punished by a fine of not more than \$100 or by imprisonment for not more than 90 days, or both."

Sec. 3. Effective date.

This act shall take effect after a 30-day period of Congressional review following approval by the Mayor (or in the event of veto by the Mayor, action by the Council of the District of Columbia to override the veto) as provided in section 602(c)(1) of the District of Columbia Self-Government and Governmental Reorganization Act, approved December 24, 1973 (87 Stat. 813; D.C. Code § 1-233(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.



Chairman  
Council of the District of Columbia

\_\_\_\_\_  
Mayor  
District of Columbia



# COUNCIL OF THE DISTRICT OF COLUMBIA

Council Period Ten

## RECORD OF OFFICIAL COUNCIL VOTE

DOCKET NO: B10-443

Item on Consent Calendar

ACTION & DATE: Adopted First Reading, 11-1-94

VOICE VOTE: Approved

Recorded vote on request

Absent: Barry

ROLL CALL VOTE - RESULT \_\_\_\_\_

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. CLARKE					EVANS					RAY				
BARRY					JARVIS					SMITH, JR.				
BRAZIL					LIGHTFOOT					THOMAS, SR.				
CHAVOUS					MASON									
CROPP					NATHANSON									

X - Indicates Vote    A.B. - Absent    N.V. - Present, not voting

CERTIFICATION RECORD

[Signature]  
Secretary to the Council

December 9, 1994  
Date

Item on Consent Calendar

ACTION & DATE: Adopted Final Reading, 12-6-94

VOICE VOTE: Approved

Recorded vote on request

Absent: Barry

ROLL CALL VOTE - RESULT \_\_\_\_\_

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. CLARKE					EVANS					RAY				
BARRY					JARVIS					SMITH, JR.				
BRAZIL					LIGHTFOOT					THOMAS, SR.				
CHAVOUS					MASON									
CROPP					NATHANSON									

X - Indicates Vote    A.B. - Absent    N.V. - Present, not voting

CERTIFICATION RECORD

[Signature]  
Secretary to the Council

December 9, 1994  
Date

Item on Consent Calendar

ACTION & DATE: \_\_\_\_\_

VOICE VOTE: \_\_\_\_\_

Recorded vote on request

Absent: \_\_\_\_\_

ROLL CALL VOTE - RESULT \_\_\_\_\_

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. CLARKE					EVANS					RAY				
BARRY					JARVIS					SMITH, JR.				
BRAZIL					LIGHTFOOT					THOMAS, SR.				
CHAVOUS					MASON									
CROPP					NATHANSON									

X - Indicates Vote    A.B. - Absent    N.V. - Present, not voting

CERTIFICATION RECORD

Secretary to the Council

Date