

ENROLLMENT(S)

(5)



COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 12-150

"Eastern Market Open Air Retailing Second Temporary Act of 1998"

Pursuant to Section 412 of the District of Columbia Self-Government and Governmental Reorganization Act, P.L. 93-198 "the Act", the Council of the District of Columbia adopted Bill No. 12-620 on first and second readings, April 21, 1998 and May 5, 1998, respectively. Following the signature of the Mayor on May 20, 1998, pursuant to Section 404(e) of "the Act", and was assigned Act No. 12-362 and published in the June 19, 1998, edition of the D.C. Register (Vol. 45 page 3871) and transmitted to Congress on June 16, 1998 for a 30-day review, in accordance with Section 602(c)(1) of the Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional Review Period has expired, and therefore, cites this enactment as D.C. Law 12-150, effective September 18, 1998.



LINDA W. CROPP
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

June	16,17,18,19,22,23,24,25
July	14,15,16,17,20,21,22,23,24,27,28,29,30,31,
Sept.	8,9,10,11,14,15,16,17

AN ACT

D.C. ACT 12-362

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

MAY 20, 1998

*Codification
District of
Columbia
Code
1999 Supp.*

To permit, on a temporary basis, the interim continuation of non-food open air retailing in the exterior space at Eastern Market and to clarify the extent to which exterior space is otherwise leased.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Eastern Market Open Air Retailing Second Temporary Act of 1998".

Sec. 2. (a) Consistent with past practices of a Saturday Arts and Crafts Festival and Sunday Flea Market in the North Hall of Eastern Market and the adjacent District of Columbia property and public space exterior to the North Hall as designated in the April 29, 1982, April 16, 1987, and December 27, 1995, space sub-assignments from the Commission on Arts and Humanities ("Sub-assignments"), and consistent with the past practices of a Sunday Flea Market in the District of Columbia property and public space exterior to the Center and South Halls of Eastern Market, the Department of Administrative Services ("DAS") may permit open air non-food retailing activities in the same manner and under the same limits and rules as such activities existed as of November 30, 1997. No such open air retailing shall be permitted in the interior space or exterior right-of-way that are designated in the 1966 lease between Eastern Market Corporation and DAS without the agreement of the lessee, Eastern Market Corporation. For purposes of this act, the leased premises includes certain space in the building known as Eastern Market, located on Seventh Street, Southeast, between C Street and North Carolina Avenue (part of Lot 800 in Square 872) described as follows:

*Note, Section
10-138,
47-2002.1*

(1) The entire first floor except the space at the north end of the building once used by the District of Columbia Department of Highways and Traffic and currently known as the North Hall; and

(2) The entire second floor and basement.

(b) Nothing in this act or, for purposes of this act, nothing in the 1966 lease shall be construed to give the lessee any responsibility or authority in respect to the operation of the Farmers' Line or the open air non-food retailing activities on any exterior District of Columbia property or public space.

ENROLLED ORIGINAL

Sec. 3. For purposes of this act, the premises described in the Sub-assignments from the Commission on Arts and Humanities include: (a) the 4,500 square feet of space on the ground floor of the North end of Eastern Market; and (b) the grounds adjacent to the North end of Eastern Market (part of Lot 800 in Square 872, reference number 914.3021), which extend from the Seventh Street curb on the east to the building line, from the North Carolina curb line on the north to the building line, and from the alley curb line on the west to the building line.

Note, Section
10-138,
47-2002.1

Sec. 4. Bill 12-513, the Eastern Market Open Air Retailing Temporary Act of 1998, enacted on April 7, 1998, to be codified at Note, D.C. Code §§ 10-138 and 47-2002.1, is repealed.

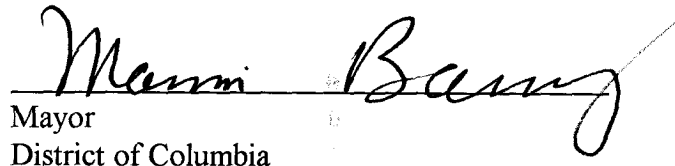
Sec. 5. This act shall have no fiscal impact.

Sec. 6. (a) 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), approval by the Financial Responsibility and Management Assistance Authority as provided in section 203(a) of the District of Columbia Financial Responsibility and Management Assistance Act of 1995, approved April 17, 1995 (109 Stat. 116; D.C. Code § 47-392.3(a)), 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, 1973 (87 Stat. 813; D.C. Code § 1-233(c)(1)), and publication in the District of Columbia Register.

(b) This act shall expire after 225 days of its having taken effect.



Chairman
Council of the District of Columbia



Mayor
District of Columbia

APPROVED: May 20, 1998



COUNCIL OF THE DISTRICT OF COLUMBIA

COUNCIL PERIOD TWELVE

RECORD OF OFFICIAL COUNCIL VOTE

B12-620

Docket No. _____

ITEM ON CONSENT CALENDAR

ACTION & DATE

ADOPTED FIRST READING, 4-21-98

VOICE VOTE

APPROVED

RECORDED VOTE ON REQUEST

THOMAS

ABSENT _____

ROLL CALL VOTE - Result _____

Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB
Chmn. Cropp					Chavous					Schwartz				
Allen					Evans					Smith, Jr.				
Ambrose					Jarvis					Thomas, Sr.				
Brazil					Mason									
Catania					Patterson									

X - Indicates Vote

AB - Absent

NV - Present not Voting

CERTIFICATION RECORD

[Signature]
Secretary to the Council

May 7, 1998
Date

ITEM ON CONSENT CALENDAR

ACTION & DATE

ADOPTED FINAL READING, 5-5-98

VOICE VOTE

APPROVED

RECORDED VOTE ON REQUEST

ALL PRESENT

ABSENT _____

ROLL CALL VOTE - Result _____

Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB
Chmn. Cropp					Chavous					Schwartz				
Allen					Evans					Smith, Jr.				
Ambrose					Jarvis					Thomas, Sr.				
Brazil					Mason									
Catania					Patterson									

X - Indicates Vote

AB - Absent

NV - Present not voting

CERTIFICATION RECORD

[Signature]
Secretary to the Council

May 7, 1998
Date

ITEM ON CONSENT CALENDAR

ACTION & DATE

VOICE VOTE

RECORDED VOTE ON REQUEST

ABSENT _____

ROLL CALL VOTE - Result _____

Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB
Chmn. Cropp					Chavous					Schwartz				
Allen					Evans					Smith, Jr.				
Ambrose					Jarvis					Thomas, Sr.				
Brazil					Mason									
Catania					Patterson									

X - Indicates Vote

AB - Absent

NV - Present not Voting

CERTIFICATION RECORD

Secretary to the Council

Date