

AN ACT

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District of
Columbia
Official Code*

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IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To amend AN ACT to provide for the abatement of nuisances in the District of Columbia by the Commissioners of said District, and for other purposes, to authorize the Director of the Department of Consumer and Regulatory Affairs to summarily enclose a vacant property, where a life-or-health threatening condition exists.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Summary Enclosure of Nuisance Vacant Property Amendment Act of 2006”.

Sec. 2. Section 1 of AN ACT to provide for the abatement of nuisances in the District of Columbia by the Commissioners of said District, and for other purposes, approved April 14, 1906 (34 Stat. 115; D.C. Official Code § 42-3131.01), is amended as follows:

Amend
§ 42-3131.01

(a) Subsection (a) is amended as follows:

(1) The existing text is designated as paragraph (1).

(2) The newly designated paragraph (1) is amended by striking the word “Whenever” and inserting the phrase “Except as provided in paragraph (2) of this subsection, whenever” in its place.

(3) A new paragraph (2) is added to read as follows:

“(2) Whenever the owner of any vacant building, as defined in section 5(5), shall fail to enclose the doors, windows, areaways, or other openings of the property, the Mayor may immediately enclose the property to meet the standard described in section 12. Subsequent to the enclosure, the Mayor shall give the owner notice as prescribed in section 3.”.

(b) Subsection (c) is amended by striking the phrase “the interruption of electrical, heat, gas, water, or other essential services, when interruption results from other than natural causes.” and inserting the phrase “a vacant building, as defined in section 5(5), or the interruption of electrical, heat, gas, water, or other essential services, when interruption results from other than natural causes. Except in the case of a vacant building,” in its place.

Sec. 3. Fiscal impact statement.

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

Sec. 4. 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, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

Chairman
Council of the District of Columbia

Mayor
District of Columbia