

ENROLLMENT(S)



COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 8-33

"Closing of a Public Alley in Square 2960,
S.O. 87-273, Act of 1989".

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. 8-71 on first and second readings, June 13, 1989, and June 27, 1989, respectively. Following the signature of the Mayor on July 7, 1989, this legislation was assigned Act No. 8-58, published in the July 21, 1989, edition of the D.C. Register, (Vol. 36 page 5033) and transmitted to Congress on July 12, 1989 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 8-33, effective September 22, 1989.


DAVID A. CLARKE
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

July 12,13,14,17,18,19,20,21,24,25,26,27,28,31

August 1,2,3,4

September 6,7,8,11,12,13,14,15,18,19,20,21

SEP 22 1989

Codification,
District of Columbia Code
(1990 Supplement)

AN ACT

D.C. ACT 8 - 58

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JUL 07 1989

To provide conditional approval of the closing of a public alley in Square 2960, bounded by Eastern Avenue, N.W., Georgia Avenue, N.W., Alaska Avenue, N.W., Kalmia Road, N.W., and 12th Street, N.W., in Ward 4.

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 2960, S.O. 87-273, Act of 1989".

Sec. 2. 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, sec. 7-421), the Council of the District of Columbia ("Council") finds that the public alley in Square 2960, as shown on the Surveyor's plat filed under S.O. 87-273, is unnecessary for alley purposes and orders the public alley closed, with title to the land to vest as shown on the Surveyor's plat filed under S.O. 87-273, only if there is first filed in the Recorder of Deeds Division of the District of Columbia Department of Finance and Revenue ("Recorder of Deeds") a covenant between the District of Columbia and the owners of the lots that abut the alley to be closed that incorporates the following conditions:

Section,
7-421

(1) An order of the Zoning Commission for the District of Columbia, which modifies Zoning Commission Order No. 584 in Case No. 87-37C, adopted August 8, 1988 (35 DCR 7520 et seq.), by reducing the maximum height to not more than 60 feet and the number of residential units to not more than 126 units in the previously adopted Planned Unit Development in that case;

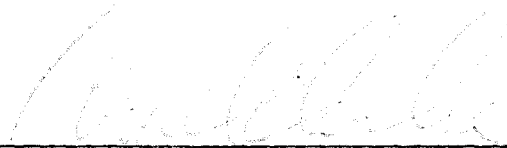
(2) The fire prevention and protection conditions set forth by the Fire Department of the District of Columbia;

(3) The conditions set forth by the District of Columbia Department of Public Works; and

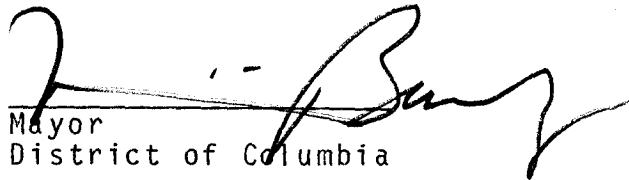
(4) The conditions required by the Street and Alley Closing and Acquisition Procedures Act of 1982 Relocation Assistance Amendment Act of 1986, effective August 7, 1986 (D.C. Law 6-133; D.C. Code, sec. 7-429).

Sec. 3. (a) 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, sec. 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 or on October 1, 1989, whichever occurs later, unless within that time an instrument is filed in the Recorder of Deeds which conveys title from the present owner of any property that abuts the alley to any other person. If, during that time, such an instrument is filed with the Recorder of Deeds, this act shall be null and void.

(b) If the covenant required by section 2 is not filed within 2 years of the effective date of this act, this act shall expire.



Chairman
Council of the District of Columbia



Mayor
District of Columbia

APPROVED: July 7, 1989



COUNCIL OF THE DISTRICT OF COLUMBIA
Council Period Eight

RECORD OF OFFICIAL COUNCIL VOTE

DOCKET NO: Bill 8-71

Item on Consent Calendar

ACTION & DATE: Adopted First Reading, 6-13-89

VOICE VOTE: _____

Recorded vote on request

Absent: _____

ROLL CALL VOTE: — RESULT Approved (8 / 2 / 2 / 1)

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	X				MASON	X				THOMAS, SR.	X			
CRAWFORD	X				NATHANSON			X		WILSON			X	
JARVIS		X			RAY		X			WINTER	X			
KANE	X				ROLARK	X								
LIGHTFOOT	X				SMITH, JR.	X								

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

CERTIFICATION RECORD

Russell A. Smith
 Secretary to the Council

30 June 1989
 Date

Item on Consent Calendar

ACTION & DATE: Adopted Final Reading, 6-27-89

VOICE VOTE: Approved, Member Jarvis voted no

Recorded vote on request

Absent: Lightfoot

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					MASON					THOMAS, SR.				
CRAWFORD					NATHANSON					WILSON				
JARVIS					RAY					WINTER				
KANE					ROLARK									
LIGHTFOOT					SMITH, JR.									

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

CERTIFICATION RECORD

Russell A. Smith
 Secretary to the Council

30 June 1989
 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					MASON					THOMAS, SR.				
CRAWFORD					NATHANSON					WILSON				
JARVIS					RAY					WINTER				
KANE					ROLARK									
LIGHTFOOT					SMITH, JR.									

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

CERTIFICATION RECORD

Secretary to the Council

Date