

AN ACT

*Codification  
District of  
Columbia  
Official Code*

2001 Edition

2005 Winter  
Supp.

West Group  
Publisher

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To amend the Advisory Neighborhood Commissions Act of 1975 to require that notice be sent to Advisory Neighborhood Commissions, individual commissioners in affected single-member districts, and the Councilmember in the affected Ward of the intent of the District to acquire real property through lease or purchase or the intent to change the use of an existing property; to amend section 10 of An Act Providing for the zoning of the District of Columbia and the regulation of the location, height, bulk, and uses of buildings and other structures and of the uses of land in the District of Columbia, and for other purposes to prohibit the issuance of a building permit if the required notice is not given, and to require the Department of Consumer and Regulatory Affairs to issue a cease and desist order to any construction project undertaken by or on behalf of the District government that has not provided the proper notice.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Notice Requirement for Publicly Funded Building Projects Amendment Act of 2004".

Sec. 2. Section 13(b) of the Advisory Neighborhood Commissions Act of 1975, effective March 26, 1976 (D.C. Law 1-21; D.C. Official Code § 1-309.10(b)), is amended by striking the phrase "District government actions or proposed actions" and inserting the phrase "District government actions or proposed actions, including (1) the intent to acquire an interest in real property, either through purchase or lease or (2) the intent to change the use of property owned or leased by or on behalf of the government," in its place.

Amend  
§ 1-309.10

Sec. 3. Section 10 of An Act Providing for the zoning of the District of Columbia and the regulation of the location, height, bulk, and uses of buildings and other structures and of the uses of land in the District of Columbia, and for other purposes, approved June 20, 1938 (52 Stat. 800; D.C. Official Code § 6-641.09), is amended as follows:

Amend  
§ 6-641.09

(a) The existing text is designated as subsection (a).

(b) A new subsection (b) is added to read as follows:

“(b) A building permit shall not be issued to or on behalf of the District government unless proper notice has been given under section 13 of the Advisory Neighborhood Commissions Act of 1975, effective March 26, 1976 (D.C. Law 1-21; D.C. Official Code § 1-309.10). The Department of Consumer and Regulatory Affairs shall issue a cease and desist order to enjoin any construction project that is issued in noncompliance with this section.”.

Sec. 4. 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. 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, 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