

COUNCIL OF THE DISTRICT OF COLUMBIA

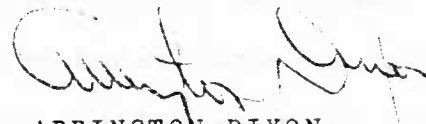
NOTICE

D.C. LAW 4-125

"Presidential Inauguration Special Regulations and Rule of Interpretation Concerning Nonrevival of Statutes Act of 1982".

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. 4-406 on first and second readings, April 6, 1982 and April 27, 1982, respectively. Following the Signature of the Mayor on May 11, 1982, this legislation was assigned Act No. 4-190, published in the May 21, 1982 edition of the D.C. Register, (Vol. 29 page 2093) and transmitted to Congress on May 18, 1982 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 4-125, effective July 2, 1982.



ARRINGTON DIXON
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

| | |
|------|--|
| May | 18,19,20,21,24,25,26,27 |
| June | 2,3,4,7,8,9,10,11,14,15,16,17,18,21,22,23,24,25,28, 29,30 |
| July | 1 |

D.C. LAW 4 = 125
EFFECTIVE DATE JUL 02 1982

AN ACT

D.C. ACT 4 - 190

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

MAY 11 1982

To establish special regulations for the preservation of public order and the protection of life and property in connection with Presidential inaugural ceremonies, and to establish a rule of interpretation concerning the nonrevival of statutes.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA,
That this act may be cited as the "Presidential Inauguration Special Regulations and Rule of Interpretation Concerning Nonrevival of Statutes Act of 1982".

DEFINITIONS

Sec. 2. For the purposes of this act, the term:

(1) "Chief of Police" means the Chief of Police of the Metropolitan Police Department of the District of Columbia, as established by section 1 of An Act Relating to the Metropolitan Police of the District of Columbia, approved February 28, 1901 (31 Stat. 819; D.C. Code, sec. 4-107), or his or her designated agent.

(2) "Concessions Committee" means the Concessions Committee of the Inaugural Committee, or its designated agent.

(3) "D.C." means the District of Columbia.

CODIFICATION
D.C. Municipal
Regulations
(DCMR)

&

Note,
D.C. Code,
sec. 1-1802
(1981 ed.)

(4) "D.C. Sales and Use Tax Acts" means the District of Columbia Sales Tax Act, approved May 27, 1949 (63 Stat. 112; D.C. Code, sec. 47-2001 et seq.) and the District of Columbia Use Tax Act, approved May 27, 1949 (63 Stat. 124; D.C. Code, sec. 47-2201 et seq.).

(5) "Director of Environmental Services" means the Director of the Department of Environmental Services of the District of Columbia (Commissioner's Order 71-255), or his or her designated agent.

(6) "Director of Finance and Revenue" means the Director of the Department of Finance and Revenue of the District of Columbia (Commissioner's Order 69-96), or his or her designated agent.

(7) "Director of Housing and Community Development" means the Director of the Department of Housing and Community Development of the District of Columbia (Reorganization Plan 3 of 1975), or his or her designated agent.

(8) "Director of Licenses, Investigations and Inspections" means the Director of the Department of Licenses, Investigations and Inspections of the District of Columbia (Reorganization Order 55), or his or her designated agent.

(9) "Director of Transportation" means the Director of the Department of Transportation of the District of Columbia (Reorganization Plan 2 of 1975),

or his or her designated agent.

(10) "Fire Chief" means the Fire Chief of the Fire Department of the District of Columbia (Reorganization Order 6), or his or her designated agent.

(11) "Inaugural Area" means the area beginning at the southeast corner of 2nd and E Streets, S.E., north along the east curb of 2nd Street, S.E. and N.E. to the northeast curb of Massachusetts Avenue, N.E.; northwest along the north curb of Massachusetts Avenue, N.E. to Union Station Plaza; west along the north side of Union Station Plaza to the northeast curb of Massachusetts Avenue, N.E.; northwest along the north curb of Massachusetts Avenue, N.E. to the west curb of North Capitol Street; south along the west curb of North Capitol Street to the north curb of E Street, N.W.; west along the north curb of E Street, N.W. to the east curb of 6th Street, N.W.; north along the east curb of 6th Street, N.W. to the north curb of H Street, N.W.; west along the north curb of H Street, N.W. to the east curb of 10th Street, N.W.; north along the east curb of 10th Street, N.W. to the north curb of K Street, N.W.; west along the north curb of K Street, N.W. to the northwest corner of Washington Circle at 23rd and K Streets, N.W.; west along the north curb of K Street to the west boundary of Rock Creek Parkway; south along the west boundary of Rock Creek Parkway to the Potomac

River; then south along the east bank of the Potomac River to a point due west of the south intersection of Independence Avenue and Ohio Drive, S.W.; east along the south curb of Independence Avenue, S.W. to the southwest curb of Canal Street, S.W.; southeast along the southwest curb of Canal Street, S.W. to the south curb of E Street, S.E.; east along the south curb of E Street, S.E. to the west curb of 2nd Street, S.E.; to the point of beginning.

(12) "Inaugural Committee" and "inaugural period" shall have the meanings respectively ascribed to them by section 1 of the Presidential Inaugural Ceremonies Act, approved August 6, 1956 (70 Stat. 1049; D.C. Code, sec. 1-1801 et seq.).

(13) "Mayor" means the Mayor of the District of Columbia, or his or her designated agent.

GENERAL REGULATIONS

Sec. 3. During the inaugural period no person not a member of a duly organized committee regularly appointed for service in connection with the inaugural ceremonies shall wear the badge or insignia of any such committee or falsely represent himself or herself to be a member of any such committee. No person shall use, display, or duplicate any press, photographer's, radio, television, vehicle, or any other pass issued by the Chief of Police or under authority of this act, unless so specifically authorized by the Chief of Police in

writing.

Sec. 4. During the inaugural period the Chief of Police may close, temporarily, the streets and avenues included in the route of any parade, and the streets used for ceremony or unusual gathering of people in connection with any official inaugural activity, and such intersecting streets, avenues, alleyways, and abutting reservations as may be designated by the Chief of Police. The closing of streets shall be for such a period of time as the Chief of Police may deem necessary in the interest of the public. The Chief of Police may suspend or reroute the movement of all pedestrian and vehicular traffic, including, with the approval of the Washington Metropolitan Area Transit Authority, the operation of buses, on any street, avenue, or highway in the District of Columbia, or may divert traffic in such manner and in such direction as the Chief of Police deems advisable in the interest of the public.

Sec. 5. During the inaugural period no person shall, without proper authority, pass through, over, under, or break down, cut, remove, injure, or destroy any rope or other barricade erected or placed by lawful authority; nor shall any person remove, injure, or in any manner tamper with any light or sign placed upon any such rope or barricade.

Sec. 6. During the inaugural period no person

shall intrude with any vehicle, stand, box, or obstruction of any kind into any area, designated and properly marked by lawful authority, contiguous to the route of any parade or ceremony or unusual gathering of people, except as authorized by the Chief of Police.

Sec. 7. During the inaugural period no person shall falsely represent, either directly or indirectly, that any program, medal, guidebook, or picture is the official souvenir program, medal, guidebook, or picture approved as such by the Inaugural Committee.

Sec. 8. During the inaugural period:

(a) Except as provided in subsection (b), no person shall occupy, sit, stand on, or otherwise use any table, box, ladder, crate, or similar object in any area along the inaugural parade route in which spectators are allowed to stand.

(b) A person may use a chair (including a folding or wheel chair) for sitting purposes along the inaugural parade route if the use of such a chair does not obstruct the view of persons seated in the reviewing stands. No person shall cause any chair brought by him or her to the inaugural area to remain in such area after the conclusion of the inaugural parade.

Sec. 9. During the inaugural period no box, barrel, table, ladder, chair, or other obstruction shall be offered for sale, for rental, for hire, or for

distribution along the street, roadway, sidewalk, or on any statue, parking lot, or public reservation on or adjacent to any part of the inaugural parade route or on any private property on or adjacent to any part of the inaugural parade route, without permission of the Inaugural Committee.

Sec. 10. Nothing in this act shall have the effect of repealing the provisions of Commissioners' Order No. 58-320, effective February 27, 1958 (Article 20, section 2 of the Police Regulations of the District of Columbia).

Sec. 11. During the inaugural period:

(a) Except as provided in subsection (b), the Director of Licenses, Investigations and Inspections may issue temporary permits for use of public space and the use and occupancy of other spaces by spectators as hereafter provided. No owner or lessee of any building on the line of any parade, or on any intersecting street, avenue, alley, or reservation abutting the line of the parade, shall permit the use or occupation by spectators of any floor, roof, porch, or balcony above the ground floor without first having secured a permit from the Director of Licences, Investigations and Inspections. Each such permit shall be subject to the approval of the Chief of Police.

(b) The foregoing requirements shall not be applicable to any building owned by the United States

government or by the District of Columbia government.

Sec. 12. During the inaugural period no person within the Inaugural Area shall give, sell, offer for sale, carry, or display, any imitation pistol, toy revolver, long gun, or other imitation weapon.

Sec. 13. During the inaugural period no person shall in any manner convey, transport, drive, carry, or exhibit upon any street, avenue, alley, or reservation within the Inaugural Area any sign, advertising device, or other object which in any way obstructs the free passage of pedestrian or vehicular traffic. No sign shall be mounted on any rigid material other than wood, and such mounting handle or device shall not exceed three-fourths ($3/4$) inches by three-fourths ($3/4$) inches by three (3) feet.

Sec. 14. During the inaugural period no person shall, without proper permit, erect any support or stretch any conductor to illuminate any street, avenue, or alley, or otherwise than in accordance with the terms and conditions of such permit as may be issued.

Sec. 15. During the inaugural period no person shall hang or suspend advertising signs on the front of any building, unless duly authorized to do so under existing sign and building regulations.

Sec. 16. During the inaugural period the proprietors or lessees of any premises or building used for temporary housing or quarters shall maintain the

same in a sanitary condition and shall permit inspections by authorized members of the Metropolitan Police Department, D.C. Fire Department, Housing Code Regulation Division, Department of Housing and Community Development, and members of the District of Columbia Consolidated Inspection Strike Force under Mayor's Order No. 80-91, effective March 12, 1980, as amended by Mayor's Order No. 80-218a, effective August 18, 1980.

Sec. 17. During the inaugural period no stove, torch, or open flame device for cooking, illuminating, or heating shall be used upon any street, alley, sidewalk, or reservation in the Inaugural Area, except in accordance with the provisions of section 20.

MERCHANDISE VENDORS

Sec. 18. During the inaugural period:

(a)(1) No person shall, in or on any street or avenue (including the roadway, treespace, sidewalk, and parking area), alley, park, or reservation in the Inaugural Area, sell, offer for sale, or distribute any goods, wares, or merchandise without first having obtained a special license from the Director of Licenses, Investigations and Inspections to exercise this privilege.

(2) The privilege granted by special license shall not extend to those lands administered by National Capital Parks, National Park Service, Department of the

Interior, unless a vending permit is obtained from the Secretary of the Interior or his or her designated representative, in accordance with National Capital Parks regulations.

(3) Such special license shall be issued after approval, by the Concessions Committee, of both the applicant for license and the goods, wares, or merchandise to be offered for sale under the license applied for, and after approval of the applicant by the Director of Licenses, Investigations and Inspections. Upon securing the required approvals by the Concessions Committee and the Director of Licenses, Investigations and Inspections and payment to the Concessions Committee of the fee fixed by the Concessions Committee, a certificate of approval signed by the designated representative of the Concession Committee shall be presented to the Director of Licenses, Investigations and Inspections. A special license may be issued by the Director of Licenses, Investigations and Inspections upon payment to the D.C. Treasurer of a license fee for each license. The posting of a deposit with the D.C. Treasurer, in the form of a certified check or U.S. Postal Money Order, payable to the D.C. Treasurer, shall be made in such amount as may be prescribed by the Director of Finance and Revenue. The deposit shall be applied later to the tax imposed on the licensee by the D.C. Sales and Use Tax Acts, as

applicable to the sales made by him or her. As a prerequisite to the issuance of such license, the applicant shall first obtain a Certificate of Registration in accordance with the provisions of the D.C. Sales and Use Tax Acts, authorizing him or her to sell tangible personal property at retail and to collect reimbursement of the tax specified by the D.C. Sales and Use Tax Acts. The licensee shall make such Certificate of Registration available for examination by an officer or member of the Metropolitan Police Department, an investigator of the Department of Licenses, Investigations and Inspections, or by the Director of Finance and Revenue, whenever a request for examination is made.

(4) Except as provided in paragraph (5), such special license shall authorize the licensee, during the effective period of this act, to ply his or her trade, and to use in connection therewith a display board not to exceed three (3) feet by five (5) feet in size, exclusive of legs, from or upon any street, avenue, alley, or public reservation in the District of Columbia, including the Inaugural Area. Such special license is not applicable to the United States Capitol grounds.

(5) No person to whom the special license authorized by this section has been issued shall:

(A) sell any item of merchandise other

than such item or items as he or she may be specifically authorized to sell by the Concessions Committee, as evidenced in writing on any pass issued to him or her, or in other written authorization furnished him or her by the Concessions Committee;

(B) ply his or her trade between the hours of 10 p.m. and 7 a.m.;

(C) sell or offer to sell food, drinks, or tobacco;

(D) sell or offer to sell confetti or any kindred substance, or any substance or device designed to annoy any person;

(E) on Inauguration Day, sell or offer to sell goods, wares, or merchandise in any of the inaugural stands, or in the roadway along the route of the inaugural parade, between sunrise and sunset or until the parade has passed, whichever is later;

(F) remain in any one (1) place upon any of the highways or public spaces for a period longer than necessary to make a sale after having been specifically authorized to remain in one (1) location by the Concessions Committee and the Chief of Police;

(G) interfere with traffic or cause annoyance to residents or passersby; or

(H) ply his or her trade upon arterial or boulevard highways or upon any of the highways in front of or around any public or private school during

such times as the same are in session, or in violation of the traffic regulations, or upon any highway around the following circles or grounds: Dupont, Scott, Thomas, Logan, Sheridan, and Washington Circles; or the grounds of the United States Capitol and the Library of Congress; or on any street intersecting with such highways for a distance of one hundred (100) feet from the outer edge of such highways; or on Pennsylvania Avenue between First and Sixth Streets, N.W., and on the south side of Pennsylvania Avenue between East Executive and West Executive Avenues, N.W.; or on South Executive Avenue, N.W.; or within the area bounded by 14th Street, N.W. and S.W. on the east, Constitution Avenue, N.W. on the north, and the Potomac River on the west and south; or on State Place; or on Alexander Hamilton Place, N.W.

(b) Application for the issuance of a special license to exercise the privilege of selling, or offering for sale, or distributing goods, wares, or merchandise in or on any street, avenue, alley, or reservation in the Inaugural Area during the inaugural period, shall be submitted to the Director of Licenses, Investigations and Inspections, on a form provided by the Director for such purpose, and such application shall be accompanied by: (1) three (3) full face photographs measuring two (2) inches by two (2) inches taken no earlier than twenty (20) days prior to the

filing of the application, and (2) a sample of each article of merchandise to be sold by such applicant. Each such application shall be subject to the approval of the Concessions Committee, which may investigate both the applicant for such license and the goods, wares, and merchandise to be offered for sale under the license applied for, and may charge the applicant for such investigation such reasonable fee as the Concessions Committee may fix. Such application shall also be subject to the approval of the Director of Licenses, Investigations and Inspections for the issuance of a license and, where practicable, a pass. The pass shall bear the name of the person to whom it is issued, shall specify thereon the articles authorized to be sold by the licensee, and shall be worn conspicuously by the licensee while vending any of the goods, wares, or merchandise for the sale of which he or she has been issued a license. No vehicle of any description shall be used in connection with the sale or distribution of any article of merchandise for which a license is issued, unless the Concessions Committee finds that the sale or distribution of any article of merchandise can be accomplished only from a fixed location, in which case such article or articles of merchandise may be sold from a stand or vehicle stationed at a fixed location if the location be approved by the Concessions Committee, the Chief of

Police, and the Director of Licenses, Investigations and Inspections. There shall be displayed on such stand or vehicle, whenever it is being used for the sale or distribution of such merchandise, the pass or placard issued for such stand or vehicle by the Director of Licenses, Investigations and Inspections. Such use of a vehicle shall be limited to the period between 6 a.m. and 7 p.m. on the day of the Presidential Inauguration and the inaugural parade, unless further limited by the Concessions Committee.

(c) It shall be a condition precedent to the issuance of any such license under the provisions of this section that such pass or badge may be immediately revoked and taken up by any member of the Metropolitan Police Department or other duly qualified law enforcement personnel, including members of the United States Park Police, upon demand, where the licensee is found violating any provision of law, of this act, of the Police Regulations of the District of Columbia, or of the National Capital Park Regulations, or is found to have furnished any false or misleading information in connection with his or her application for such special license.

(d) Notwithstanding the foregoing provisions of this section, persons holding a valid license issued under the provisions of A Regulation Governing Vending in Public Space, approved December 13, 1974 (Reg.

74-39; 21 DCR 1285) may, during the inaugural period, operate on the licensed vendor stands in the manner and subject to the limitations established by this Regulation, and nothing in this section shall be construed as requiring such persons, providing they observe strictly the limitations set forth in this Regulation, to secure the special license regulating sales of good, wares, and merchandise in the Inaugural Area during the inaugural period.

(e) The provisions of this section shall not be construed as applying to any authorized person, properly identified by a card issued by the Inaugural Committee, engaged in the sale of the Inaugural Committee's official souvenirs, medals, programs, and guidebooks, but nothing contained in this subsection shall be construed to permit a vendor selling such official souvenirs, medals, programs, or guidebooks to sell any other items of merchandise without first having complied with the provisions of this section.

FOOD VENDORS

Sec. 19. During the inaugural period:

(a)(1) Except as provided in paragraph (2), the sale of fruit, food, lunches, candy, tobacco, drinks, and similar items in any of the reviewing stands or on any street, avenue, alley, or reservation in the Inaugural Area, between 6 a.m. and 7 p.m. on the day of the Inauguration and the inaugural parade, shall be

under the direct supervision of the Concessions Committee and shall be subject to such conditions and agreements as the Committee may require of persons selling or offering to sell such items during such period. Only such items as may be approved by the Concessions Committee and the Director of Environmental Services shall be sold, offered for sale, or distributed.

(2) No milk products or frozen desserts may be sold, offered for sale, or distributed unless they have been produced and distributed under permits issued by the Director of Environmental Services. Fruit, food, lunches, drinks, and similar items may be sold, offered for sale, or distributed only from a stand or booth properly equipped with the sanitation and safety facilities and devices required by section 20 of this act and operated in accordance with the provisions of section 20 of this act.

(b) No person shall sell or offer to sell any fruit, food, lunches, candy, tobacco, drinks, or similar items in any reviewing stand or in or on any street, avenue, alley, or reservation in the inaugural area between 6 a.m. and 7 p.m. on the day of the Inauguration and inaugural parade, without first having obtained from the District of Columbia a special license to exercise such privilege.

(1) The privilege granted by special license

shall not extend to those lands administered by National Capital Parks, National Parks Service, Department of the Interior, unless a vending permit is obtained from the Secretary of the Interior or his or her designated representative, in accordance with National Capital Parks regulations.

(2) Such special license shall be issued only with the approval of the Concessions Committee, and the Concessions Committee may, in its discretion, require one (1) or more of the following: (A) a fee for any investigation or inspection which it may make; (B) an agreement with any applicant respecting the items to be sold, the prices to be charged, and any other conditions the Concessions Committee deems proper; and (C) such conditions as the Concessions Committee may attach to its approval of each such application. After the application for a special license has been approved by the Concessions Committee and in the case of food, lunches, candy, drinks, or similar items by the Director of Environmental Services, such special license application shall be presented to the Director of Licenses, Investigations and Inspections. Upon payment to the D.C. Treasurer of a license fee for each license, such license may be issued by the Director of Licenses, Investigations and Inspections. The licensee shall post with the D.C. Treasurer a deposit in the form of a certified check or U.S. Postal Money Order,

which shall be made payable to the D.C. Treasurer, in an amount as may be prescribed by the Director of Finance and Revenue, and which deposit shall later be applied in whole or in part to the licensee's payment to the District of Columbia pursuant to the D.C. Sales and Use Tax Acts as applicable to the sales made by him or her. As a prerequisite to the issuance of such license, the applicant shall first obtain a Certificate of Registration in accordance with the provisions of the D.C. Sales and Use Tax Acts, authorizing him or her to sell tangible personal property at retail and collect reimbursement of the tax specified by the D.C. Sales and Use Tax Acts. The licensee shall make such Certificates of Registration available for examination by an officer or member of the Metropolitan Police Department, by an investigator of the Department of Licenses, Investigations and Inspections, or by the Director of Finance and Revenue, whenever a request therefor is made.

(c) Application for the issuance of a special license to exercise the privilege of selling, or offering for sale, fruit, food, lunches, candy, tobacco, drinks, or similar items in any reviewing stand or in the inaugural area, shall be submitted to the Director of Licenses, Investigations and Inspections, on a form provided by the Director of Licenses, Investigations and Inspections for such

purpose. Such application shall be accompanied by three (3) full face photographs measuring two (2) inches by two (2) inches taken after the date of the publication of this act. Each such application shall be subject to the approval of the Concessions Committee, and the Committee, after approving an application for the special license, shall forward it, together with the photographs, to the Director of Licenses, Investigations and Inspections.

(d) Persons issued the special license authorized by this section may employ such number of assistants or helpers as the Concessions Committee and the Director of Licenses, Investigations and Inspections in their discretion may authorize. Each assistant or helper shall comply with this act and with applicable health regulations. The Director of Licenses, Investigations and Inspections may furnish each assistant or helper, upon payment to the D.C. Treasurer of a fee, a pass or badge bearing his or her name authorizing him or her to sell the items for which the licensee has been licensed. Any person to whom such a pass or badge is issued shall sell only the items authorized to be sold by him or her in the vicinity of the stand or booth operated by the licensee by whom he or she is employed. Such pass or badge shall be conspicuously displayed on the outer coat lapel or garment of each assistant or helper to whom a pass or badge may be issued. The

issuance of passes or badges to the assistants or helpers of a licensee shall be subject to such conditions as the Concessions Committee and the Director of Licenses, Investigations and Inspections may impose. Any licensee requesting one (1) or more passes or badges for assistants or helpers employed by him or her shall, in connection with such request, furnish the Director of Licenses, Investigations and Inspections with the name and address of each assistant or helper.

(e) Any license authorized by this section shall continue to be valid only so long as the licensee continues to have the approval of the Concessions Committee. Such license shall be subject to summary revocation by the Director of Licenses, Investigations and Inspections whenever he or she receives written notice from the Concessions Committee that the Committee has withdrawn its approval of the licensee. The acceptance of such license by the licensee shall constitute a waiver of any and all claims by the licensee against the District of Columbia government and its officers, agents, and employees for loss, damage, or injury by reason of revocation of such license.

CONCESSION STANDS

Sec. 20. During the inaugural period:

(a) No person shall set up any stand or booth for

the sale, offering for sale, or distribution of fruit, food, lunches, candy, tobacco, drinks, or similar items on any street, avenue, alley, or public reservation at any point between the established building lines, without first having the operation and location of such stand or booth approved by the Concessions Committee, the Chief of Police, the Fire Chief, the Director of Environmental Services, and the Department of Transportation. The approval of the Secretary of the Interior, or his or her designated representative, shall be required in the case of sites on Federal reservations or grounds under his or her jurisdiction. Approval by the Concessions Committee shall be conditioned upon the agreement of the licensee to comply with the requirements for the construction, operation, and sanitation of food concession stands as are required by this act and other regulations of the District of Columbia, and any other conditions the Concessions Committee may require. After such stand or booth has been approved, there shall be attached to such stand or booth a card or placard to be issued by the Director of Licenses, Investigations and Inspections, indicating that the location and operation of such stand or booth have been approved.

(b) Permits to erect concession stands on public space within the jurisdiction of the Mayor, shall be obtained from the Director of Licenses, Investigations

and Inspections, Permit Branch. Applications for such permits shall be accompanied by at least two (2) blueprints or linen tracings showing structural details (including all wiring and piping) and the location of the stands. Applications shall be filed not later than five (5) days prior to Inauguration Day.

(c) Permits for electrical wiring or appliances shall be obtained from the Director of Licenses, Investigations and Inspections, Permit Branch, subject to the requirements of the District of Columbia Electrical Code, effective September 21, 1977 (D.C. Law 2-17; 5B-2 DCRR) and approval of the Director of Housing and Community Development. Applications for electrical permits shall be filed not later than five (5) days prior to Inauguration Day, and shall be accompanied by the appropriate fees, payable to the D.C. Treasurer, as set forth in the electrical fee schedule, section 301 of the License Fees and Charges Act of 1976, effective September 14, 1976 (D.C. Law 1-82; D.C. Code, sec. 47-2712).

(d) All food stands shall be covered with wood, metal, flame resistant canvas, or similar material approved by the Fire Chief.

(e) Food stands and mobile units shall be constructed and be ready for inspection by the District of Columbia at least one (1) day prior to Inauguration Day, unless a later time is authorized by the

Concessions Committee.

(f) Concession stands equipped with heating or cooking facilities shall be not less than fifteen (15) feet from any reviewing stand.

(g) Heating and cooking appliances in concession stands shall be either electrical or liquefied petroleum gas consuming appliances. A permit shall be obtained from the Fire Chief for the use of liquefied petroleum gas.

(h) Each cooking appliance shall be installed on a substantial support in such manner that the burners of such cooking appliance shall be at least thirty (30) inches above the floor or ground on which the support for such appliance may rest. If the top of such support is of wood or other combustible material, it shall be protected directly under the cooking appliance with at least one-half (1/2) inch of sheet rock or similar fire resistant material.

(i) Cylinders containing liquefied petroleum gas shall be located at least six (6) feet from cooking and heating appliances and shall be of a type acceptable under current U.S. Department of Transportation shipping specifications. Each stove in which such gas is used shall be designed for such use, and the connection between the stove and any such cylinder shall be subject to the approval of the Fire Chief.

(j) All lighting appliances shall be of a type

approved by the Director of Housing and Community Development and the Fire Chief.

(k) Dry chemical fire extinguishers suitable for Class A, B, or C fires, with a minimum classification of 2A-10B:C, bearing an Underwriters Laboratory label, the number and size to be approved by the Fire Chief, shall be available at each stand.

(l) Each stand shall be equipped with one (1) or more metal trash containers with tight-fitting metal covers, of a size adequate, as determined by the Fire Chief and the Director of Environmental Services, to accommodate the trash resulting from the operations conducted or to be conducted in such stand.

(m) Work surfaces for food preparation shall be at least thirty (30) inches from any service counter and shall be so arranged, located, and protected that food thereon is not unreasonably subjected to contamination by dirt, dust, insects, droppings, or other extraneous material. All work surfaces used in food preparation shall be smooth, readily cleanable, and kept clean.

(n) All food shall be from inspected and approved sources, shall be handled in a sanitary manner, and shall be protected from contamination by dirt, dust, insects, droppings, and other extraneous material. All food that is not prepackaged or prewrapped in individual servings so as to protect it from

contamination by dirt, dust, insects, droppings, and other extraneous material shall be dispensed in single service containers or wrappers. All condiments shall be dispensed only by means of preportioned single service packages. All milk products and any other product for addition to beverages shall be dispensed to the consumer in original unopened containers. No beverage shall be dispensed or sold to the public in individual glass containers or bottles. All such beverages shall be dispensed or sold in paper or plastic cups. All potentially hazardous foods and beverages which consist in whole or in part of milk or milk products, eggs, meat, fish, shell fish, or poultry, shall be maintained at a temperature of forty-five (45) degrees Fahrenheit or lower, or one hundred forty (140) degrees Fahrenheit or above, except when actually being prepared or served.

(o) Food handlers shall be required to and shall cleanse their hands before beginning work, and again after each interruption thereof. Hands shall be kept clean at all times when persons are engaged in handling food, utensils, or equipment. In lieu of running hot and cold water, each food stand shall be provided with suitable cleansing devices or liquids containing a detergent-sanitizer of a kind and strength approved by the Director of Environmental Services and in such quantity as he or she may approve. Paper towels shall

be provided at each stand to dry hands.

(p) All food handlers shall wear clean garments and caps or hairnets, and shall present a clean appearance at all times. No food handler shall be permitted to smoke, or use tobacco, while preparing, handling, or serving food.

(q) Whenever the Director of Environmental Services has reason to believe that any food vendor, or the operation of any food stand or mobile food dispensing unit, creates an imminent danger to public health, the Director of Environmental Services is authorized to require such food vendor, or the operator of such food stand or mobile food dispensing unit, to cease operating until the condition creating the imminent danger to public health is corrected to the satisfaction of the Director of Environmental Services.

(r) Concession stands shall be removed not later than forty-eight (48) hours after Inauguration Day. All other stands, booths, and temporary structures shall be removed by the date set by Inaugural Committee or Concessions Committee contracts. In the event the person responsible for the erection of any stand, booth, or temporary structure has failed to remove the same within the time specified by this subsection, the cost of such removal, whether such removal is by or under the authority of the Inaugural Committee or the District of Columbia, shall be at the expense of such

person.

REVIEWING STANDS AND TEMPORARY STRUCTURES

Sec. 21. During the inaugural period:

(a) The approval of the Inaugural Committee shall be required for all reviewing stands and other temporary structures to be constructed on public grounds, and, depending on the location of such stand or structure, the approval of the Secretary of the Interior or the Mayor shall be required when appropriate.

(b) Permits shall be required for the erection of all reviewing stands and other temporary structures, whether on public or private property. Applications, together with five (5) copies of structural plans and seating arrangements, shall be submitted to the Permit Branch, Department of Licenses, Investigations and Inspections, not later than one (1) week prior to the scheduled date of stand or structure erection.

(c) Reviewing stands and other temporary structures shall be constructed in accordance with the applicable requirements of the Second Amendment to the Building Code for the District of Columbia, effective September 21, 1977 (D.C. Law 2-18; 5A-1 DCRR).

(d) Reviewing stands, whether constructed on public or private property, shall be ready for inspection by the Director of Housing and Community Development not later than 10 a.m. of the second day

preceding Inauguration Day.

(e) Other temporary structures erected for use in connection with Inauguration Day activities shall be ready for inspection by the Director of Housing and Community Development not later than 3 p.m. of the second day preceding Inauguration Day, unless a later time is authorized by the Concessions Committee.

(f) Unless such reviewing stands or other temporary structures are approved, their use is prohibited.

NEWS AND MEDIA SPACE PERMITS

Sec. 22. During the inaugural period:

(a) Permits shall be required for the erection of all temporary stands and platforms for the temporary storage of equipment and for the parking of motor vehicles, including, but not limited to, vans, trucks, station-wagons, and cherry-pickers, on public space in connection with news and media coverage of events and ceremonies during the inaugural period by photographers, the press, magazines, radio, and television stations, and other news services.

(b) Applications for a permit for such temporary use of public space shall be submitted to the D.C. Public Space Committee, on a form provided by the D.C. Public Space Committee for such purpose. Each application shall be accompanied by a detailed site plan, including structural plans and an electrical

wiring plan for the temporary structure, if applicable, and shall be subject to the concurring approval of the Inaugural Committee and the United States Secret Service.

(c) A fee consistent with the Permit and Certificate Fee Schedule of the District of Columbia shall be charged for each such permit.

SPECIAL HEALTH REGULATIONS

Sec. 23. Notwithstanding the provisions of section 24 of Article 17 of the Police Regulations of the District of Columbia, the National Railroad Passenger Corporation may establish for the inaugural period temporary places of abode in sleeping cars located in established railroad yards and sidings within the District of Columbia if the Director of Environmental Services finds that: (a) such railroad yards and sidings have adequate and sufficient water supplies and sewage disposal facilities; (b) adequate receptacles for refuse services are available; (c) sufficient lawful garbage receptacles have been provided for all dining cars and temporary feeding facilities to store accumulated garbage between periods of collection to be established by the Director of Environmental Services; and (d) all water and ice supplies are so protected as to prevent contamination of these commodities. The area or areas so used are to be maintained in a clean and sanitary condition at all

times. The Director of Environmental Services shall make such inspections and take such steps as may be necessary to obtain compliance with the foregoing. A license issued by the Director of Licenses, Investigations and Inspections shall be required, and a fee for each license shall be required for each sleeping car so used as a temporary place of abode, for each calendar day or part of a day each car is so used, payable to the D.C. Treasurer.

Sec. 24. Notwithstanding the provisions of section 24 of Article 17 of the Police Regulations of the District of Columbia, automobile house trailers may be parked on private property for a period not to exceed the inaugural period, provided a permit to do so is obtained from the Director of Environmental Services. Such permit shall be issued only upon a finding by the Director of Environmental Services that there will be available to the occupants of such trailers adequate and sufficient water supplies and facilities for disposal of sewage and refuse. The Director of Environmental Services shall make such inspections and take such steps as may be necessary to obtain compliance with the foregoing. No fee will be required for such permit.

Sec. 25. During the inaugural period no chemical toilets shall be used unless they are provided with an adequate amount of deodorizing and sanitizing chemical

approved by the Director of Environmental Services and are serviced as their use requires.

Sec. 26. From forty-eight (48) hours prior to, and twelve (12) hours after Inauguration Day, nonresident indigent patients receiving care as emergency patients at D.C. General Hospital, Glenn Dale Hospital, or at the private hospitals under contract to the District of Columbia government, shall be considered as patients eligible for care at the expense of the District of Columbia.

SPECIAL TRAFFIC REGULATIONS

Sec. 27. During the inaugural period:

(a) Except as provided in subsection (b), the Inaugural Area is declared a congested area and no parking shall be permitted therein on Inauguration Day, or until such time as the signs prohibiting parking may be removed.

(b) This section shall not be applicable to the United States Capitol grounds, its streets and roadways, except as specifically agreed to by the Joint Congressional Committee on Inaugural Ceremonies.

Sec. 28. During the inaugural period:

(a) Within the Inaugural Area and on the highways designated in this Act, except as provided in subsection (b), no vehicle shall be parked or left standing except when actually taking on or discharging passengers, or, in the case of commercial vehicles,

while actually loading or unloading merchandise; and such vehicles when so engaged shall stop or stand in a position parallel with the curb.

(b) This section shall not apply to taxicabs or sight-seeing vehicles, which may occupy the stands established for a period of five (5) days including Inauguration Day, or such special stands as may hereafter be established within this zone, except where the occupying of such stands will interfere with the formation or passage of any scheduled parade or ceremony, or the free movement of traffic.

ADDITIONAL SNOW EMERGENCY ROUTES

Sec. 29. In the event that it becomes necessary for the Director of Transportation to declare no parking on the designated Snow Emergency Routes in compliance with 18 D.C.M.R. sec. 2414 during the period from three (3) days prior to and including Inauguration Day, such parking shall be prohibited on the following streets:

Both sides of C Street, S.E., from New Jersey Avenue to 3rd Street;

Both sides of E Street, S.E., from South Capitol Street to 3rd Street;

Both sides of F Street, N.W., from 21st Street to 23rd Street;

Both sides of G Street, N.W., from 21st Street to 23rd Street;

Both sides of H Street, N.W., from 21st Street to 23rd Street; and

Both sides of 20th Street, N.W., from Constitution Avenue to K Street.

FLOATS

Sec. 30. During the inaugural period:

(a) All decorations used on floats shall be of flame resistant material approved by the Fire Chief. Heating devices or smoke effects used on floats shall not be installed unless written permission of the Fire Chief has been obtained in advance. All electrical wiring used in floats, including that in the propelling equipment of floats, shall be installed in a safe manner and shall be clean and free from defects. Fire extinguishers of such number, type, and size as may be required by the Fire Chief shall be carried on each float.

(b) A list of all float entries, giving the location where each float is being built, shall be furnished to the Fire Chief by the Inaugural Committee no later than the final date for such entries, in order that inspections can be made during construction of those floats which are being built within the Washington, D.C. metropolitan area. Floats which are constructed at locations outside the Washington, D.C. metropolitan area shall be inspected in accordance with the provisions of subsection (c).

(c) Floats shall be completed and made available for inspection by the Fire Chief at least eight (8) hours prior to the inaugural parade. Floats which do not meet the requirements of subsection (a) will not be permitted to participate in the inaugural parade.

Sec. 31. During the inaugural period:

(a) All vehicles and floats exceeding the following size and weight limitations, specified in 18 D.C.M.R. secs. 2501, 2502, and 2505 shall require special hauling permits prior to being moved within the District of Columbia, in accordance with the provisions of 18 D.C.M.R. sec. 2508:

| | Combined <u>Vehicles</u> | Single Unit <u>Vehicles</u> |
|--------------|-----------------------------|--------------------------------|
| Gross Weight | 80,000 lbs. | 50,000 lbs. |
| Total Height | 13'-6" | 13'-6" |
| Total Length | 55'-0" | 40'-0" |

(including tractor)

Special hauling permits will be issued upon application to the Department of Licenses, Investigations and Inspections, Permit Branch, and upon payment to the D.C. Treasurer of a permit fee for each such permit.

(b) The engines and all other mechanical equipment of floats shall be in good working order and shall be free of excess grease. The mechanical condition of any motor vehicle used for the transportation or propulsion of a float shall be

subject to the approval of the Director of Transportation, and no such vehicle shall be operated in the inaugural parade until it has been approved by the Director of Transportation.

STABLING OF ANIMALS

Sec. 32. Notwithstanding the provisions of sections 3 and 18 of an Ordinance to Revise, Consolidate, and Amend the Ordinances of the Board of Health, temporary places for stabling animals may be established during the inaugural period within the District of Columbia if the Director of Environmental Services finds that: (a) such places have adequate and sufficient water supplies; (b) adequate receptacles for manure have been furnished; (c) adequate services for the removal of manure are available; and (d) no animals are to be quartered within fifty (50) feet of any dwelling unit, railroad sleeping car, or other place used for habitation. The stabling area shall be maintained in a sanitary condition at all times. The Director of Environmental Services is authorized and directed to make such inspections and take such steps as may be necessary to obtain compliance with the foregoing. A license issued by the Director of Licenses, Investigations and Inspections shall be required for each area where animals are stabled.

Sec. 33. During the inaugural period:

(a) Each building, structure, tent, shelter or

premises in which animals may be stabled shall be subject to the approval of the Fire Chief and the Director of Environmental Services, and shall comply with the requirements of section 32.

Non-fire-resistant buildings and structures may be used for the stabling of animals only if specifically approved for such use by the Fire Chief and the Director of Housing and Community Development.

(b) Canvas and other fabrics used in the construction of tents or shelters shall be flame resistant as directed by the Fire Chief.

(c) Where canvas or other fabric has been used in the construction of a tent or shelter, such tent or shelter shall not be erected within fifty (50) feet of any building. No internal combustion engine shall be permitted or used within twenty-five (25) feet of any such tent or shelter.

(d) No person shall smoke in any building or premises in which hay, straw, wood shavings, dried grass, or similar combustible material is stored or used. "NO SMOKING" signs shall be conspicuously displayed in any such building or premises at close intervals.

(e) No internal combustion engine shall be permitted or used in any area in which animals may be stabled.

(f) No open fires, flame appliance, or flame

device shall be permitted or used in any area in which animals may be stabled.

(g) All trash, refuse, manure, discarded bedding for animals, and other waste shall be removed daily, or more often if so ordered by either the Fire Chief or the Director of Environmental Services.

(h) Firefighting appliances of such type and in such number as the Fire Chief in his or her discretion may require shall be provided by the person using any building or premises for the stabling of animals.

ROLE OF THE COUNCIL OF THE DISTRICT OF COLUMBIA

Sec. 34. (a) In all negotiations on behalf of the government with the inaugural or concessions committee, the Mayor shall consult with the Council of the District of Columbia, or such committee as the Council of the District of Columbia may, by resolution, establish.

(b) The Mayor shall provide the Chairman and each Member of the Council of the District of Columbia fifteen (15) special registration tags authorized by section 2(b) of the Presidential Inaugural Ceremonies Act, approved August 6, 1966 (70 Stat. 1049; D.C. Code, sec. 1-1802(b)).

FEE SCHEDULE AND LOCATION OF D.C. GOVERNMENT DEPARTMENTS; SPECIAL
RULES AUTHORIZED

Sec. 35 (a) The Mayor may issue rules as provided in section 35 to set fees and identify the office location of District of Columbia government agencies identified in this act no earlier than December 1, 1984, nor later than December 20, 1984, for the inauguration to be held on January 20, 1985. For each Inauguration Day thereafter the Mayor may issue rules as provided herein no more than fifty (50) days nor less than thirty-five (35) prior to Inauguration Day.

(b) If the Mayor does not issue a schedule of fees or rules identifying agency office locations as provided in subsection (a), the following fee schedule and office addresses shall be applicable during the inaugural period:

| <u>(1) License or permit</u> | <u>Fee</u> |
|---|--------------------------------|
| (A) Oversized vehicles and floats | \$19 |
| (B) Railroad sleeping cars (per car per day) | 10 |
| (C) Merchandise vendors | 10 |
| (D) Food vendors | 10 |
| (E) Food vendors; assistants or helpers | 1 |
| (F) Electrical permit | See D.C. Code, Sec. 47-2712 |
| (G) Stabling of horses | 35 |

- (H) Concession stands to be erected on public space 19

(2) Office Location of District of Columbia

Government Agencies

- (A) Department of Licenses, Investigations and Inspections

Room 101, North Potomac Building

614 H Street, N.W.

Washington, D.C. 20001

(Permit Branch - Room 105)

- (B) D.C. Public Space Committee

Room 616

613 G Street, N.W.

Washington, D.C. 20004

RULES

Sec. 36. The Mayor may issue rules pursuant to section 105 of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1206; D.C. Code, sec. 1-1506) to implement the provisions of this act.

PENALTY

Sec. 37. Any person violating any of the provisions of this act shall be punished by a fine of not more than one hundred dollars (\$100) or be imprisoned for not more than thirty (30) days.

EXCLUSION PROVISIONS

Sec. 38. Nothing contained in this act shall be applicable to any part of the United States Capitol

grounds.

Sec. 39. No permit or license issued under the authority of this act shall permit any person to engage in any activity in areas under the jurisdiction of the United States Park Police, the United States Secret Service, or any other federal police force, where such activity is contrary to the express orders of a member of such force.

Sec. 40. Nothing in this act shall be construed as prohibiting the entry, by proper procedure, to any area under exclusive control of a federal officer or agency by any person authorized to make such entry by such officer or agency.

RULE OF INTERPRETATION CONCERNING NONREVIVAL OF STATUTES

Sec. 41. As a rule of statutory interpretation, in enacting a statute which includes among its provisions the repeal of a previously enacted repeal (including the repeal of a proviso or an exception), it is not the intention of the Council of the District of Columbia to revive the statute or part thereof which was previously repealed unless such intention to revive the previously repealed statute is specifically included in the language of the statute repealing the previous repealer.


New
D.C.Code,
title 49,
chapter 5,
(1981 ed.)

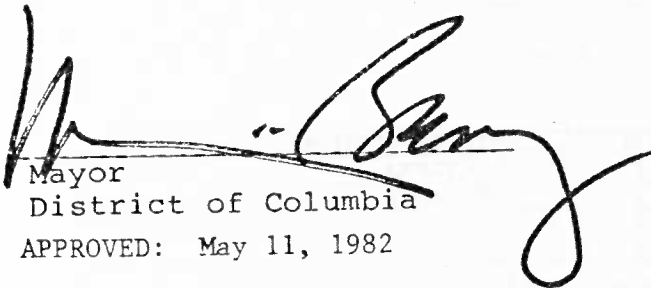
D.C.Code,
sec. 49-501
(1981 ed.)

EFFECTIVE DATE

Sec. 42. This act shall take effect after a 30-day period of Congressional review following

approval by the Mayor (or in event of veto by the Mayor, action by the Council of the District of Columbia to override 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)).


Chairman
Council of the District of Columbia


Mayor
District of Columbia
APPROVED: May 11, 1982



COUNCIL OF THE DISTRICT OF COLUMBIA
 Council Period Four
 First Session

DOCKET NO: B 4-406

Item on Consent Calendar

ACTION: Adopted First Reading, 4-6-82

VOICE VOTE: Unanimous

Absent: Ray and Wilson

ROLL CALL VOTE:

| 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. DIXON | | | | | KANE | | | | | SHACKLETON | | | | |
| WINTER | | | | | MASON | | | | | SPAULDING | | | | |
| CLARKE | | | | | MOORE, JR. | | | | | WILSON | | | | |
| CRAWFORD | | | | | RAY | | | | | | | | | |
| JARVIS | | | | | ROLARK | | | | | | | | | |

X - Indicates Vote A.B. - Absent N.V. - Not Voting

CERTIFICATION OF RECORD

William K. Cunningham 5/4/82
 Secretary to the Council Date

Item on Consent Calendar

ACTION: Adopted Final Reading, 4-27-82

VOICE VOTE: Unanimous

Absent: all present

ROLL CALL VOTE:

| 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. DIXON | | | | | KANE | | | | | SHACKLETON | | | | |
| WINTER | | | | | MASON | | | | | SPAULDING | | | | |
| CLARKE | | | | | MOORE, JR. | | | | | WILSON | | | | |
| CRAWFORD | | | | | RAY | | | | | | | | | |
| JARVIS | | | | | ROLARK | | | | | | | | | |

X - Indicates Vote A.B. - Absent N.V. - Not Voting

CERTIFICATION OF RECORD

William K. Cunningham 5/4/82
 Secretary to the Council Date

Item on Consent Calendar

ACTION: _____

VOICE VOTE: _____

Absent: _____

ROLL CALL VOTE:

| 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. DIXON | | | | | KANE | | | | | SHACKLETON | | | | |
| WINTER | | | | | MASON | | | | | SPAULDING | | | | |
| CLARKE | | | | | MOORE, JR. | | | | | WILSON | | | | |
| CRAWFORD | | | | | RAY | | | | | | | | | |
| JARVIS | | | | | ROLARK | | | | | | | | | |

X - Indicates Vote A.B. - Absent N.V. - Not Voting

CERTIFICATION OF RECORD

Secretary to the Council _____ Date _____