

AN ACT

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

*Codification
District of
Columbia
Official Code*

2001 Edition

2004 Fall
Supp.

West Group
Publisher

To amend, on a temporary basis, the Business Improvement Districts Act of 1996 to approve the establishment of the Mount Vernon Triangle business improvement district.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Mount Vernon Triangle Business Improvement District Temporary Amendment Act of 2004".

Sec. 2. The Business Improvement Districts Act of 1996, effective May 29, 1996 (D.C. Law 11-134; D.C. Official Code § 2-1215.01 *et seq.*), is amended as follows:

(a) Section 3(18) (D.C. Official Code § 2-1215.02(18)) is amended to read as follows:

Note,
§ 2-1215.02

"(18) "Nonexempt real property" means real property that is not exempt from paying real property taxes pursuant to section 47-1001 *et seq.*, is not residential property, and is not the residential portion of a property used for both residential and nonresidential purposes; except, in the case of the Mount Vernon Triangle BID, "nonexempt real property" means real property that is not:

"(A) Exempt from paying real property taxes pursuant to section 47-1001 *et seq.*;

"(B) A residential building where, upon the effective date of the Business Improvement District Emergency Amendment Act of 2004, passed on 1st reading on March 2, 2004 (Enrolled version of Bill 15-735), 90% or more of the leased units are restricted to households with at least one individual of 62 years of age or older and all individuals of 55 years of age or older;

"(C) A residential building where, upon the effective date of the Business Improvement District Emergency Amendment Act of 2004, passed on 1st reading on March 2, 2004 (Enrolled version of Bill 15-735), 20% or more of the units are subject to a contract for project-based assistance under section 8 of the United States Housing Act of 1937, approved August 22, 1974 (88 Stat. 663; 42 U.S.C. 1437f); or

"(D) A residential building with fewer than 10 residential units.".

(b) Section 5 (D.C. Official Code § 2-1215.04) is amended as follows:

Note,
§ 2-1215.04

(1) Subsection (b) is amended by striking the phrase "or Capitol Hill" and inserting the phrase "Capitol Hill or Mount Vernon Triangle" in its place.

(2) A new subsection (e-3) is added to read as follows:

"(e-3)(1) Subject to the review and approval of the Mayor under the provisions of sections 5 and 6, the formation of the Mount Vernon Triangle BID, including all nonexempt real property within the geographic areas set forth in subsection (b) of this section, is hereby authorized and the BID taxes established in subsection (c) of this section are hereby imposed through the expiration date of this act or the termination or dissolution of the BID.

“(2) The Mount Vernon Triangle BID shall be comprised of the geographic area bounded by a line that begins at the center of the intersection of 7th Street, N.W., and New York Avenue, N.W.; and continues northeast down the middle of New York Avenue, N.W., until it reaches New Jersey Avenue, N.W.; and continues southeast down the middle of New Jersey Avenue, N.W., until it reaches Massachusetts Avenue, N.W.; and continues northwest down the middle of Massachusetts Avenue, N.W., until it reaches 7th Street, N.W.; and continues north down the middle of 7th Street, N.W., until it reaches the center of the intersection of 7th Street, N.W., and L Street, N.W.

“(3) The BID taxes for the nonexempt real properties in the Mount Vernon Triangle BID shall be 20 cents per square foot of land.”.

Sec. 3. Fiscal impact statement.

The Council adopts the attached fiscal impact statement 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.

(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), 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.

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

Chairman
Council of the District of Columbia

Mayor
District of Columbia