

AN ACT

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

*Codification  
District of  
Columbia  
Official Code*

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To authorize the 8<sup>th</sup> Street Plaza Condominium Association, Inc., to correct and amend its condominium instruments and to file documents associated with convertible and expandable land, to require the Office of the Surveyor to accept for filing the instruments and the documents, to prohibit the Office of Tax and Revenue from requiring pre-payment of real property taxes on the property of the 8<sup>th</sup> Street Condominium, located in Square 5956W and Lots 26, 27, 817,818, and 2001 through 2034 in Square 5956, to exempt the association from filing fees related to the instruments and documents, to authorize the Office of Tax and Revenue to do a reassessment or redistribution of any real property tax related to the 8<sup>th</sup> Street Condominium, and to provide that any lien or tax sale outstanding with respect to any lot of the 8<sup>th</sup> Street Condominium shall be unimpaired by any filing pursuant to the act.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “8<sup>th</sup> Street Plaza Condominium Association, Inc. Clarification Act of 2012”.

Sec. 2. (a)(1) Notwithstanding any provision of law to the contrary, the principal officer of the 8th Street Plaza Condominium Association, Inc., (“8th Street Association”) for the 8<sup>th</sup> Street Condominium, located in Square 5956W and Lots 26, 27, 817, 818, and 2001 through 2034 in Square 5956 (“8<sup>th</sup> Street Condominium”) may:

Note,  
§ 42-1903.01

(A) Through a simple majority of a quorum of its Board of Directors, correct, amend, and restate its condominium instruments, including its bylaws, declaration, and plats and plans (“modified instruments”), to correct any errors or omissions made by the declarant or other person; and

(B) File the appropriate documents with the Mayor associated with convertible and expandable land (“C & E land”) to be added to the 8th Street Condominium.

(2) Notwithstanding any provision of law to the contrary, the Office of Tax and Revenue shall not require pre-payment of real property taxes and the Office of the Surveyor shall accept the modified instruments, and the C & E land documents or instruments, if any, for filing.

(b)(1) The modified instruments and any C & E land documents or instruments shall be exempt from any filing fees established by the Mayor for services rendered by the Office of the

Surveyor or the Recorder of Deeds.

(2) The exemptions granted by paragraph (1) of this subsection shall expire one year after the effective date of this act.

(c)(1) On the date that any modified instrument or C & E land document or instrument is filed with the Mayor, the Office of Tax and Revenue, the Recorder of Deeds, or the Office of the Surveyor, the Office of Tax and Revenue is authorized to reassess or redistribute, in accordance with D.C. Official Code § 47-835, any real property tax related to the 8<sup>th</sup> Street Condominium that is levied, unpaid, due, or resulting from these documents or instruments as of the date that the document or instrument was filed.

(2) Any document or instrument filed pursuant to this act shall apply prospectively only for assessment and taxation purposes, and any lot created, discontinued, modified, or adjusted based on such document or instrument shall be effective for assessment and taxation purposes as of the beginning of the half tax year immediately succeeding the date such document or instrument is filed.

(d) Except as provided in subsection (e) of this section, any lien for unpaid real property taxes or any tax sale outstanding with respect to any lot constituting part of the 8<sup>th</sup> Street Condominium shall be unimpaired by any document or instrument filed pursuant to this act.

(e) If a lot is discontinued as a result of a filing made pursuant to this act, any unpaid real property tax for any period preceding the effective date of discontinuance shall be forgiven.

### **Sec. 3. Applicability.**

This act shall apply upon the inclusion of its fiscal effect in an approved budget and financial plan, as certified by the Chief Financial Officer to the Budget Director of the Council in a certification published by the Council in the District of Columbia Register.

### **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

**ENROLLED ORIGINAL**

24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

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Chairman  
Council of the District of Columbia

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Mayor  
District of Columbia