

AN ACT

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To order the closing of portions of 2nd Street, N.E., and N Street, N.E., adjacent to Square 710, and the alley system in Square 710, bounded by 1st Street, N.E., New York Avenue, N.E., O Street, N.E., Florida Avenue, N.E., 2nd Street, N.E., and N Street, N.E., in Ward 6.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Closing of Portions of 2nd and N Streets, N.E., and the Alley System in Square 710, S.O. 00-97, Act of 2001".

Sec. 2. Pursuant to the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-202.01 *et seq.*), the Council of the District of Columbia finds that portions of 2nd Street, N.E., and N Street, N.E., adjacent to Square 710, and the alley system in Square 710, bounded by 1st Street, N.E., New York Avenue, N.E., O Street, N.E., Florida Avenue, N.E., 2nd Street, N.E., and N Street, N.E., as shown on the revised Surveyor's plat filed under S.O. 00-97, are unnecessary for street and alley purposes and orders them closed, with title to the land to vest as shown on the revised Surveyor's plat.

Sec. 3. The Council's order to close the streets and alleys described in section 2 is contingent upon the filing, with the Recorder of Deeds Division of the Office of Tax and Revenue, of a covenant between the District government, the General Services Administration, and the Bureau of Alcohol, Tobacco and Firearms ("ATF") which incorporates the easement conditions required by the Potomac Electric Power Company and the District of Columbia Water and Sewer Authority as set forth in the official file on S.O. 00-97, and the following conditions required by the Office of Planning in its February 21, 2000, memorandum to the Surveyor as agreed to by the General Services Administration in its May 1, 2001, letter to District officials and as set forth in the official file on S.O. 00-97:

- (1) Square 710 is intended to be developed for the ATF National Headquarters

Building ("ATF Project"). All decisions regarding 2nd Street, N Street, sidewalks, egress, and access will be made in coordination with and consultation with the adjacent property owners but in no event will such decisions compromise the ATF Headquarters program and security requirements.

(A) The ATF Project shall allow for the provision of new roadways, of a minimum of 2 lanes ("New Roadways") with sidewalks, along, or in the areas of, N Street, N.E., and 2nd Street, N.E.

(B) The ATF Project shall allow for continuous vehicular access from the New Roadways for the adjacent property owners, currently including the District of Columbia government and the Penrose Group of Companies.

(C) The ATF Project, together with the adjacent property owners, will make every effort to accommodate the new 2nd Street and N Street alignments on their respective properties in a manner that minimizes negative impacts to all affected properties.

(2) The final location, extent of public access, and funding of construction, management, and maintenance of the New Roadways shall be agreed upon by all affected parties prior to any permit approvals and finalized in such a manner that such shall continue as covenants affecting the property.

Sec. 4. The Council adopts the fiscal impact statement in the committee report on bill 14-225 as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (84 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 5. The Secretary to the Council shall transmit a copy of this act, upon its effectiveness, each to the District of Columbia Surveyor, the Deputy Mayor for Planning and Economic Development, the Director of the Office of Planning, and the District of Columbia Recorder of Deeds.

Sec. 6. 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), approval by the Financial Responsibility and Management Assistance Authority as provided in section 203(a) of the District of Columbia Financial Responsibility and Management Assistance Act of 1995, approved April 17, 1995 (109 Stat. 116; D.C. Official Code § 47-392.03(a)), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule

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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