

AN ACT

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

*Codification
District of
Columbia
Official Code*

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To order the closing of a portion of South Avenue, N.E., adjacent to Square 3854, bounded by Rhode Island Avenue, N.E., and 10th Street, N.E., in Ward 5, to accept the dedication of land for public street purposes, to authorize the improvement of the dedicated land for street purposes, to authorize modifications to the permanent system of highways in the District of Columbia, and to designate the dedicated street as Washington Place, N.E.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Closing of a Portion of South Avenue, N.E., and Designation of Washington Place, N.E., S.O. 01-312, Act of 2002".

Sec. 2. Pursuant to section 201 of 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) ("Act"), the Council of the District of Columbia finds that the portion of South Avenue, N.E., adjacent to Square 3854, as shown on the Surveyor's plat filed under S.O. 01-312, is unnecessary for street purposes and orders it closed, with title to the land to vest as shown on the Surveyor's plat.

Sec. 3. Pursuant to sections 209(a)(1) and 301 of the Act (D.C. Official Code §§ 9-202.09(a)(1) and 9-203.01), and notwithstanding the requirement set forth in section 304 of the Act (D.C. Official Code § 9-203.04), the Council accepts the dedication of land for street purposes, as shown on the Surveyor's plat filed under S.O. 01-312, as a condition to the closing of the portion of South Avenue, N.E., as provided in section 2, and requires the recordation of the dedication as a condition to the street closing. Notwithstanding section 306 of the Act (D.C. Official Code § 9-203.06), the Mayor is authorized to accept street improvements made or to be made by the applicant to the area dedicated for street purposes, subject to approval by the District of Columbia Department of Public Works.

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Sec. 4. Notwithstanding An act to provide a permanent system of highways in that part of the District of Columbia lying outside of cities, approved March 2, 1893 (27 Stat. 532; D.C. Official Code § 9-103.01), the Council modifies the Permanent System of Highways in the District of Columbia to accommodate the development of a shopping center that will include K-Mart, Giant Food, and Home Depot stores on Lots 800, 801, and 802 in Square 3854, by:

(1) Eliminating all portions of the Permanent System of Highways that are located on Lot 801 in Square 3854; and

(2) Adding the area of land shown on the Surveyor's plat filed under S.O. 01-312 to the Permanent System of Highways.

Sec. 5. Pursuant to section 401 of the Act (D.C. Official Code § 9-204.01), the minor street created by the dedication of land as provided in section 3 shall be designated as "Washington Place, N.E.".

Note,
§ 9-204.01

Sec. 6. 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. 7. The Secretary to the Council shall transmit a copy of this act, upon its effectiveness, each to the District of Columbia Surveyor, the Office of the Deputy Mayor for Planning and Economic Development, the District of Columbia Department of Public Works, and the District of Columbia Recorder of Deeds.

Sec. 8. This act shall take effect upon its 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

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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