

**A RESOLUTION**

**Proposed  
Resolution  
20-497**

*To declare as no longer required for public purposes the District-owned real property located at 100 41st Street, N.E., most commonly known as the Benning School, and more specifically designated for tax and assessment purposes as Lot 828, Square 5084.*

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Benning School Surplus Property Declaration Resolution of 2013”.

**Benning School  
Surplus Property  
Declaration  
Resolution of  
2013**

**Sec. 2. Findings.**

(a) The District is the owner of the real property located at 100 41st Street, N.E., most commonly known as the Benning School, and more specifically designated for tax and assessment purposes as Lot 828, Square 5084 (“Property”). The Property is composed of a building containing approximately 70,900 square feet situated on approximately 129,847 square feet of land.

(b) The Property is no longer required for public purposes because the Property, in its current condition, necessitates cost-prohibitive renovations to adaptively re-use the Property for a District agency or other public use in a cost-effective manner on a long-term basis. The maintenance required to preserve the building in its current state will continue to increase and eventually overburden the District's facilities management and maintenance capacity. Declaring that the Property is no longer required for public purposes and disposing of it under a long-term ground lease or other method is the most expedient and cost-effective solution to reactivate the Property, provide public benefits such as a charter school, allow the District to retain long-term fee-simple ownership of the Property, and provide the citizens of the District of Columbia with outstanding educational services.

(c) The District has satisfied the public hearing requirements of section 1(a-1)(4) of an Act Authorizing the sale of certain real estate in the District of Columbia no longer required for public purposes, approved August 5, 1939 (53 Stat. 1211; D.C. Official Code § 10-801(a-1)(4)) (“Act”), by holding a public hearing on April 18, 2013.

**Sec. 3.** Pursuant to section 1(a-1) of the Act (D.C. Official Code § 10-801(a-1)), the Council finds that the Property is no longer required for public purposes.

**Sec. 4. Transmittal.**

The Secretary to the Council shall transmit a copy of this resolution, upon its adoption, to the Office of the Mayor, the Department of General Services, and the Office of the Chief Financial Officer.

Sec. 5. 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. 6. Effective date.

This resolution shall take effect immediately.