

AN ACT

Bill 20-341

Emergency
Declaration
Res. 20-160
20 DCStat 1598

Not Codified

To approve, on an emergency basis, proposed rules amending Chapter 5 of Title 17 of the District of Columbia Municipal Regulations, Chapter 5 of Title 24 of the District of Columbia Municipal Regulations, and Chapter 33 of Title 16 of the District of Columbia Municipal Regulations to establish new rules for vendors, as amended.

Vending
Regulation
Emergency
Approval Act
of 2013

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Vending Regulation Emergency Approval Act of 2013”.

Sec. 2. Notwithstanding any other provision of law, the proposed rules transmitted by the Mayor on March 8, 2013, and published at 60 DCR 2869, amending Chapter 5 of Title 24 of the District of Columbia Municipal Regulations to establish new rules for vendors, are amended as follows:

(1) Section 533.7 is amended by striking the phrase “five-hundred feet (500 ft.)” and inserting the phrase “two-hundred feet (200 ft.) or directly across the street” in its place.

(2) Section 535.2(c) is amended to read as follows:

“(c) Where the adjacent unobstructed sidewalk is less than six feet (6 ft.) wide; provided, that for the purposes of this paragraph, a permeable or point obstruction, such as a parking meter, is not considered an obstruction;”.

Sec. 3. Notwithstanding section 11 of the Vending Regulation Act of 2009, effective October 22, 2009 (D.C. Law 18-71; D.C. Official Code § 37-131.10), the Council approves the following proposed rules transmitted by the Mayor on March 8, 2013, and published at 60 DCR 2869, and as amended by section 2, amending Chapter 5 of Title 24 of the District of Columbia Municipal Regulations to establish new rules for vendors:

(1) Sections 513 through 519.1; and

(2) Sections 533 through 543.

Sec. 4. Notwithstanding any other provision of law, the proposed rules transmitted by the Mayor on March 8, 2013, and published at 60 DCR 2869, amending Chapter 33 of Title 16 of the District of Columbia Municipal Regulations to establish new rules for vendors, are amended as follows:

(1) Section 3313.1 is amended by striking the second paragraph (e) and inserting in its place a new paragraph (e-1) to read as follows:

“(e-1) 24 DCMR § 535.1(a) (failure to vend in a legal parking space that meets the requirements of 532.2);”.

(2) Section 3313.4 is amended by adding a new paragraph (d-1) to read as follows:

“(d-1) 24 DCMR § 535.1(b) (failure to pay all parking meter fees) and (c) (failure to obey all posted time restrictions);”.

Sec. 5. Notwithstanding section 105 of the Department of Consumer and Regulatory Affairs Civil Infraction Act of 1985, effective October 5, 1985 (D.C. Law 6-42; D.C. Official Code § 2-1801.05), the Council approves proposed rule section 3313 transmitted by the Mayor on March 8, 2013, and published at 60 DCR 2869, and as amended by section 4, amending Chapter 33 of Title 16 of the District of Columbia Municipal Regulations to establish vending business license infractions.

Sec. 6. Notwithstanding section 47-2851.04(c)(1) of the District of Columbia Official Code, the Council approves proposed rule subsection 516.1, transmitted by the Mayor on March 8, 2013, and published at 60 DCR 2869, amending Chapter 5 of Title 17 of the District of Columbia Municipal Regulations to establish new business license fees.

Sec. 7. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Budget Director 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. 8. 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), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)).