

A RESOLUTION

**Proposed
Resolution
20-674**

**See Emergency
D.C. Act 20-297
20 DCStat 3064**

To declare the existence of an emergency with respect to the need to amend the Advisory Neighborhood Commissions Boundaries Act of 2012 to authorize the District of Columbia Auditor to resume quarterly allotments to Advisory Neighborhood Commission 5C and forgive previous disallowances occurring before December 31, 2012.

**Advisory
Neighborhood
Commission
5C Allotments
Authorization
Emergency
Declaration
Resolution of
2014**

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Advisory Neighborhood Commission 5C Allotments Authorization Emergency Declaration Resolution of 2014”.

Sec. 2. (a) District law sets procedures to govern the process of adjusting the boundaries of the Advisory Neighborhood Commission (“ANC”) areas to meet statutory requirements, based on the 2010 census. Under District law, the Council of the District of Columbia is required to appoint ward task forces to recommend, through a final report, the adjustment of boundaries of ANCs and single-member districts.

(b) In 2012, the subcommittee within the Council that had oversight over the redistricting process found that the Ward 5 task force’s recommended boundaries were considerably out of compliance with the requirements of District law, which lead to a near total re-drawing of the ANC/SMD boundaries of the entire Ward.

(c) The boundaries that were redrawn for Ward 5 ANCs changed the landscape of ANCs within the ward. These changes allowed for an increased number of ANCs, which geographically displaced some from their former locations and led to the creation of entirely new ANCs.

(d) As a result of the 2012 redistricting, the new ANC 5C shares no geographic boundaries with its predecessor in name.

(e) Currently, within redistricting law, any financial obligation that is owed by a commission to the District is transferred and owed by the new commission with the same name even if the new commission shares none of the prior commission’s boundaries and had no actual involvement with “pre-redistricting” obligations. Additionally, due to stringent following of D.C. Official Code § 1-309.13(j)(2), no quarterly allotment may be forwarded to a commission until all reports of financial activity for the quarters preceding the immediate previous quarter are approved by the District of Columbia Auditor.

(f) Thus, the new ANC 5C is being held responsible for the old ANC 5C’s financial obligations, which presently total \$18,388.82 due to disallowed grants. The new ANC 5C had no actual involvement with pre-redistricting grant allocations and is located in an entirely different area within the ward. Moreover, as a result of its transferred financial obligation, the

new ANC 5C has been required to forfeit several of its quarterly allotments, which has negatively and unfairly affected the residents of the new ANC 5C.

(g) To address this inequity resulting from an oversight and allow the new ANC 5C to move forward, it is necessary to pass this emergency to forgive the new ANC 5C of this debt and allow for the District of Columbia Auditor to resume quarterly allotments.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Advisory Neighborhood Commission 5C Allotments Authorization Emergency Amendment Act of 2014 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.