

AN ACT

Bill 19-607
Act 19-590
effective
January 10,
2013

Codification
District of
Columbia
Official Code
2001 Edition

Neighborhood
Contractor
Daytime
Parking
Permit Act of
2012

New
§ 50-2635

To require the District Department of Transportation to implement a daytime parking permit program for contractors, to establish eligibility criteria, and to require the Mayor to promulgate rules to implement this act.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Neighborhood Contractor Daytime Parking Permit Act of 2012”.

Sec. 2. Contractor daytime parking permit.

(a) The District Department of Transportation (“DDOT”) shall establish a contractor daytime parking permit program (“Program”) pursuant to the requirements of this section.

(b) Under the Program, a commercial vehicle, as defined by section 9901.1 of Title 18 of the District of Columbia Municipal Regulations (18 DCMR § 9901.1), shall be able to obtain a contractor daytime parking permit (“CDP permit”) allowing the vehicle to be parked at a legal, on-street parking space designated for residential permit parking pursuant to sections 2411, 2412, and 2413 of Title 18 of the District of Columbia Municipal Regulations (18 DCMR § 2411, 2412, 2413) from 7:00 a.m. until 5:00 p.m. for the purposes of construction, maintenance, or repairs conducted at a single-family residence or a residence with fewer than 4 housing units.

(c) Only a contractor with an appropriate business or professional license, whichever is required for the contractor to do business in the District, may purchase a CDP permit.

(d) DDOT shall sell CDP permits to licensed contractors through:

(1) Electronic or phone-based systems;

(2) Booklets of tickets registered to a contractor, as opposed to a specific vehicle;

and

(3) Other means selected by DDOT.

(e) A CDP permit shall be valid for one day only and shall expire at 5 p.m. on the date for which the permit is issued.

(f) The fee for a CDP permit shall be \$10 per day, plus applicable service fees; provided, that DDOT may adjust this fee by rule.

(g) Fees collected from the issuance of CDP permits shall be used to administer the program and shall be paid into the DDOT Enterprise Fund for Transportation Initiatives, established under section 9e of the Department of Transportation Establishment Act of 2002, effective May 21, 2002 (D.C. Law 14-137; D.C. Official Code § 50-921.13).

(h) The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), shall issue

rules to implement the provisions of this act. The proposed rules shall be submitted to the Council for a 45-day period of review, excluding Saturdays, Sundays, legal holidays, and days of Council recess. If the Council does not approve or disapprove the proposed rules, in whole or in part, by resolution within the 45-day review period, the proposed rules shall be deemed disapproved.

(i) One year from the date that CDP permits are first available for purchase, the Mayor shall transmit a report to the Council evaluating the Program's performance, including an evaluation of possible abuse of the Program.

Sec. 3. Clarification of commercial vehicle definition.

DCMR

Section 9901.1 of Title 18 of the District of Columbia Municipal Regulations (18 DCMR § 9901.1) is amended by striking the period in paragraph (b) of the definition of "Commercial Vehicle" and inserting the phrase "; or" in its place.

Sec. 4. 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. 5. 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), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule 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.