

A RESOLUTION

25-694

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 29, 2024

To declare the existence of an emergency with respect to the need order the closing of two portions of the public alley system, including a 20-foot-wide segment in Square 5051 in Northeast, in Ward 7; and to amend section 47-4701 of the District of Columbia Official Code to clarify when a tax abatement financial analysis must be provided for a bill with a tax abatement that is not of general applicability.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Closing of a Public Alley in Square 5051, S.O. 21-00136, Second Emergency Declaration Resolution of 2024”.

Sec. 2. (a) On July 9, 2024, the Council approved the Closing of a Public Alley in Square 5051, S.O. 21-00136, Emergency Act of 2024, effective July 26, 2024 (D.C. Act 25-547; 71 DCR 9984)(“Emergency Act”). The Emergency Act is set to expire on October 24, 2024. The Closing of a Public Alley in Square 5051, S.O. 21-00136, Act of 2024, enacted on October 24, 2024 (D.C. Act 25-597; 71 DCR ____)(“Permanent Act”) was approved by the Council on final reading on October 1, 2024, and signed by the Mayor, but still must undergo congressional review. Because the Permanent Act must undergo congressional review, it will not be in effect before the Emergency Act expires. This new emergency measure is necessary to prevent a gap in the law between the expiration of the Emergency Act and the effective date of the Permanent Act.

(b) District law currently requires a completed tax abatement financial analysis (“TAFE”) before the Council can hold a hearing on a bill with a tax exemption or abatement that is not of general applicability. The Office of Chief Financial Officer estimates that, on average, a TAFE may take as long as 4 weeks to complete. The Committee of the Whole has scheduled a hearing for the Downtown Arena Revitalization Act of 2024, as introduced on October 18, 2024 (Bill 25-1004), to take place on November 14, 2024. The Office of Chief Financial Officer cannot complete a TAFE before this date. As such, it is necessary to amend Section 47-4701 of the District of Columbia Official Code to clarify that a TAFE must be completed and provided to the Council before final reading.

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Sec. 3. The Council determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Closing of a Public Alley in Square 5051, S.O. 21-00136, Second Emergency Act of 2024 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.