

AN ACT

*Codification
District of
Columbia
Official Code*

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IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To amend section 25-374 of the District of Columbia Official Code to permit, within a time certain, a one-time transfer of licensee establishments that permit nude dancing and were displaced by development in or near the Ballpark footprint, or within the Skyland Development Project site.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “One-Time Relocation of Licensees Displaced by the Ballpark and Skyland Development Project Act of 2007”.

Sec. 2. Section 25-374 of the District of Columbia Official Code is amended as follows:

Amend
§ 25-374

(a) Designate the existing text as subsection (a).

(b) New subsections (b), (c), (d), (e), (f), and (g) are added to read as follows:

“(b)(1) Notwithstanding the restrictions of subsection (a) and (a)(1) of this section, but subject to the provisions in subsection (a)(2) of this section, if a licensee was located in a CM or M-zoned district, in or within 2000 feet of the footprint of the Ballpark, as of January 1, 2006, or was located within the Skyland Development Project site as described in § 2-1219.19(c)(1), as of January 1, 2007, then within one year of the effective date of the One-Time Relocation of Licensees Displaced by the Ballpark and Skyland Development Project Act of 2007, passed on 2nd reading on July 10, 2007 (Enrolled version of Bill 17-109), a license may be transferred to:

“(A) A location in any CM or M-zoned district, if the licensee was located in a CM or M-zoned district, respectively, as identified in the zoning regulations of the District of Columbia and shown in the official atlases of the Zoning Commission of the District of Columbia;

“(B) A location in any CM-zoned district, if the licensee was located within the Skyland Development Project site; or

“(C) In any C-3, C-4, or C-5 zone within 5000 feet from the Ballpark footprint.

“(2) For the purposes of this subsection, the term “Ballpark” shall have the same meaning as provided in § 47-2002.05(a)(1)(A).

“(c)(1) No more than 2 licensees may be transferred to any one ward pursuant to subsection (b) of this section.

“(2) Licensees transferring to a C-4 zone shall not count against the ward limitations set forth in paragraph (1) of this subsection.

“(d) Notwithstanding any other provision, licensees relocating pursuant to subsection (b) of this section shall not locate within 1,200 feet from each other.

“(e) No portion of any establishment granted a license pursuant to subsection (b) of this section shall be located within 600 feet of a church, school, library, playground, or the area under the jurisdiction of the Commission of Fine Arts pursuant to §§ 6-611.01-6-611.02.

“(f) All licensees shall consult the Advisory Neighborhood Commission in the area where the license is transferred pursuant to subsection (b) of this section regarding entering a voluntary agreement with the community.

“(g) Notwithstanding any other provision of this section, a license under subsection (b) of this section shall not be transferred prior to November 1, 2007, or to a location that has been rezoned by that date to a residential, C-1, or C-2 zoning district classification as identified in the Zoning Regulations of the District of Columbia.”.

Sec. 3. 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. 4. 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

ENROLLED ORIGINAL

24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

Chairman
Council of the District of Columbia

Mayor
District of Columbia