

Councilmember Tommy Wells

A BILL

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

Councilmember Wells introduced the following bill, which was referred to the Committee on _____.

To give the Mayor authority to grant a property owner's request to make a property ineligible for residential parking permits when a property does not have any residents at the time of the a request.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA,
That this act may be cited as the "Neighborhood Parking Protection Act of 2013".

Sec. 2(a) The Mayor may, upon written request of the owner of a property, designate the property and residents of the property as ineligible to obtain residential parking permits; provided, that no certificates of occupancy have been issued to the property at the time that the request has been made and at the time that the property is designated.

(b) Before entering into a purchase and sales agreement or lease, an owner of a property that has been designated as ineligible to obtain residential parking permits shall:

(1) Provide written notice of the designation to a buyer or residential tenant; and

(2) Require the buyer or residential tenant to acknowledge receipt of this notice in writing.

(c) The Mayor shall record with the recorder of deeds a restrictive covenant identifying the real properties designated ineligible for a residential parking permit pursuant to subsection (a) of this section.

(d)(1) Failure of the property owner to provide written notice of a residential tenant's inability to obtain a residential parking permit associated with the property shall

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1 be grounds for the tenant to be released from obligations under the rental agreement and
2 recover damages

3 (2) Failure of the property owner to provide written notice of a buyer's
4 inability to obtain a residential parking permit associated with the property shall be
5 considered a material breach of the purchase and sales agreement.

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7 Sec. 3. Fiscal impact statement.

8 The Council adopts the fiscal impact statement in the committee report as the
9 fiscal impact statement required by section 602(c)(3) of the District of Columbia Home
10 Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-
11 206.02(c)(3)).

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13 Sec. 4. Effective date.

14 This act shall take effect following approval by the Mayor (or in the event of veto
15 by the Mayor, action by this Council to override the veto), a 30-day period of
16 Congressional review as provided in section 602(c)(1) of the District of Columbia Home
17 Rule Act, approved December 24, 1973 (87 Stat. 813, D.C. Official Code § 1-
18 206.02(c)(1)), and publication in the District of Columbia Register