

# H. R. 723

To deauthorize a portion of the project for navigation, Potomac River, Washington Channel, District of Columbia, under the jurisdiction of the Corps of Engineers.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 15, 2011

Ms. NORTON introduced the following bill; which was referred to the  
Committee on Transportation and Infrastructure

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## A BILL

To deauthorize a portion of the project for navigation, Potomac River, Washington Channel, District of Columbia, under the jurisdiction of the Corps of Engineers.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. PROJECT FOR NAVIGATION, WASHINGTON**  
4       **CHANNEL, DISTRICT OF COLUMBIA.**

5       Upon the date of enactment of this Act, the following  
6       portion of the project for navigation, Potomac River,  
7       Washington Channel, District of Columbia, authorized by  
8       the Act of August 30, 1935 (chapter 831; 49 Stat. 1028),  
9       is deauthorized: Beginning at Washington Harbor Chan-

1 nel Geometry Centerline of the 400-foot-wide main naviga-  
2 tional ship channel, Centerline Station No. 103+73.12,  
3 coordinates North 441948.20, East 1303969.30, as stated  
4 and depicted on the Condition Survey Anacostia, Virginia,  
5 Washington and Magazine Bar Shoal Channels, Wash-  
6 ington, D.C., Sheet 6 of 6, prepared by the United States  
7 Army Corps of Engineers, Baltimore district, July 2007;  
8 thence departing the aforementioned centerline traveling  
9 the following courses and distances: N. 40 degrees 10 min-  
10 utes 45 seconds E., 200.00 feet to a point, on the outline  
11 of said 400-foot-wide channel thence binding on said out-  
12 line the following three courses and distances: S. 49 de-  
13 grees 49 minutes 15 seconds E., 1,507.86 feet to a point,  
14 thence; S. 29 degrees 44 minutes 42 seconds E., 2,083.17  
15 feet to a point, thence; S. 11 degrees 27 minutes 04 sec-  
16 onds E., 363.00 feet to a point, thence; S. 78 degrees 32  
17 minutes 56 seconds W., 200.00 feet to a point binding  
18 on the centerline of the 400-foot-wide main navigational  
19 channel at computed Centerline Station No. 65+54.31,  
20 coordinates North 438923.9874, East 1306159.9738,  
21 thence; continuing with the aforementioned centerline the  
22 following courses and distances: N. 11 degrees 27 minutes  
23 04 seconds W., 330.80 feet to a point, Centerline Station  
24 No. 68+85.10, thence; N. 29 degrees 44 minutes 42 sec-  
25 onds W., 2,015.56 feet to a point, Centerline Station No.

1 89+00.67, thence; N. 49 degrees 49 minutes 15 seconds  
2 W., 1,472.26 feet to the point of beginning, such area in  
3 total containing a computed area of 777,284 square feet  
4 or 17.84399 acres of riparian water way.

**[DISCUSSION DRAFT]**

JUNE 9, 2011

112TH CONGRESS  
1ST SESSION**H. R.** \_\_\_\_\_

To promote the development of the Southwest waterfront in the District  
of Columbia, and for other purposes.

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**IN THE HOUSE OF REPRESENTATIVES**

Ms. NORTON introduced the following bill; which was referred to the  
Committee on \_\_\_\_\_

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**A BILL**

To promote the development of the Southwest waterfront  
in the District of Columbia, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. PROMOTING DEVELOPMENT OF SOUTHWEST**  
4 **WATERFRONT.**

5 (a) **UPDATED DESCRIPTION OF PROPERTY.**—Section  
6 1 of the Act entitled “An Act to authorize the Commis-  
7 sioners of the District of Columbia on behalf of the United  
8 States to transfer from the United States to the District

1 of Columbia Redevelopment Land Agency title to certain  
2 real property in said District”, approved September 8,  
3 1960 (sec. 6—321.01, D.C. Official Code), is amended by  
4 striking all that follows the colon and inserting the fol-  
5 lowing: “The property the legal description of which is the  
6 Southwest Waterfront Project Site (dated October 8,  
7 2009) under Exhibit A of the document titled ‘Intent to  
8 Clarify the Legal Description in Furtherance of Land Dis-  
9 position Agreement’, as filed with the Recorder of Deeds  
10 on October 27, 2009 as Instrument Number  
11 2009116776.”

12 (b) CLARIFICATION OF METHOD OF TRANSFER.—  
13 Section 1 of such Act (sec. 6—321.01, D.C. Official Code)  
14 is amended by inserting “by one or more quitclaim deeds”  
15 immediately after “to transfer”.

16 (c) CLARIFICATION OF RELATION TO MASTER DE-  
17 VELOPMENT PLAN.—Section 2 of such Act (sec. 6—  
18 321.02, D.C. Official Code) is amended by striking “urban  
19 renewal plan” and inserting “master plan”.

20 (d) EXPANDING PERMITTED DISPOSITIONS AND  
21 USES OF CERTAIN PROPERTY.—Section 4 of such Act  
22 (sec. 6—321.04, D.C. Official Code) is amended to read  
23 as follows:

24 “SEC. 4. The Agency is hereby authorized, in accord-  
25 ance with the District of Columbia Redevelopment Act of

1 1945 and section 1, to lease or sell to a redevelopment  
2 company or other lessee or purchaser such real property  
3 as may be transferred to the Agency under the authority  
4 of this Act.”.

5 (e) REPEAL OF REVERSION.—

6 (1) REPEAL.—Section 5 of such Act (sec. 6—  
7 321.05, D.C. Official Code) is repealed.

8 (2) CONFORMING AMENDMENT.—Section 3 of  
9 such Act (sec. 6—321.03, D.C. Official Code) is  
10 amended by striking “Subject to the provisions of  
11 section 5 of this Act, the” and inserting “The”.

12 (f) CLARIFICATION OF ROLE OF DISTRICT OF CO-  
13 LUMBIA AS SUCCESSOR IN INTEREST.—Section 8 of such  
14 Act (sec. 6—321.08, D.C. Official Code) is amended by  
15 striking the period at the end and inserting the following:  
16 “, except that any reference to the ‘Agency’ shall be  
17 deemed to be a reference to the District of Columbia as  
18 the successor in interest to the Agency.”.

19 **SEC. 2. CLARIFICATION OF PERMITTED ACTIVITIES AT MU-  
20 NICIPAL FISH MARKET.**

21 The Act entitled “An Act Authorizing the Commis-  
22 sioners of the District of Columbia to make regulations  
23 respecting the rights and privileges of the fish wharf”, ap-  
24 proved March 19, 1906 (sec. 37—205.01, D.C. Official  
25 Code), is amended by adding at the end the following new

1 sentence: "The activities that may be carried out at the  
2 market operated under this Act include, but are not lim-  
3 ited to, the enclosed or open air vending, selling, leasing,  
4 demonstrating, crafting, consuming, and exhibiting of all  
5 types of food and beverage, produce, consumables, organic  
6 or 'green' themed items, plants and flowers, artisan wares,  
7 arts, handmade or handiercrafts, and such other similar or  
8 related retail and consumer goods, as well as any and all  
9 appurtenant, ancillary, complementary or co-existing cul-  
10 tural, theatrical, residential, exhibition, office, or arts  
11 uses."

drug addiction via advocating for better prevention, treatment and recovery services in the New York State area and abroad.

He was born in Harlem, New York and is the eldest son of eight siblings. He joined in matrimony with Talisa S. Ferrand and together they have one daughter and five grandchildren.

Pastor Ferrand earned a Masters' Degree and received an Honorary Doctorate Degree from the Bible Faith School on May 18, 2008. He worked at Realty House Inc, obtained his CASAC, and became part of the NYS OASAS faculty helping individuals facing drug and alcohol addiction. He also worked as a Program Director in other treatment programs. In 2010 he received a Human Services Board Certified Practitioner certification. He is the author of three books entitled: "We Fall Down But We Get Up" (the Prodigal Son), Life After Death (The Do's & Don'ts) and Nos Caemos Pero Nos Levantamos (El Hijo Prodigal).

Pastor Ferrand's Christian journey was influenced by many of the socio-cultural and political dynamics impacting society during the time of the Civil Rights Movements and Black Panthers. He was also raised in the Baptist faith.

In 1999 Pastor Ferrand began attending the Temple of Blessings C.O.G.I.C. under the leadership of Pastor David Grayson Jr. where he became an armor bearer and then a Deacon.

In September 2000, Pastor Ferrand was ordained by Overseer Frieda Harrison of the Jehovah Jireh Ministries. He and his wife then organized the "Reaching Across the World Ministries, Inc. (RAWM)", with the mission of providing human services that are geared toward reducing social ills impacting humanity.

Pastor Ferrand expanded services at RAWM's to include a 350 Hour Educational Training Program, licensed by the NYS Office of Alcoholism & Substance Abuse Services, the North Carolina Substance Abuse Professional Practice Board and the National Association of Alcoholism and Drug Abuse Counselors. He continues to provide annual summer youth employment, counseling, self help groups, job interviewing skills, college internships for undergraduates and graduates as well as a host of other human services. As a result of his servitude, he has received numerous proclamations and other accolades.

Mr. Speaker, I would like to recognize Pastor Grayling Ferrand for his extraordinary accomplishments and his spirit which reflect the best our nation has to offer.

#### HONORING ROBERT DUNCAN

#### HON. TODD ROKITA

OF INDIANA

IN THE HOUSE OF REPRESENTATIVES

Wednesday, June 22, 2011

Mr. ROKITA. Mr. Speaker, I rise today to recognize a true model Hoosier and American upon his retirement.

For nearly 40 years, Mr. Robert Duncan has been the backbone of aviation law in Indiana. As a leader in the aviation community, Mr.

Duncan has helped author, advocated for and implemented the most innovative aviation policy in the country for the State of Indiana and the Indianapolis Airport Authority (IAA). Mr. Duncan has played a pivotal role in the growth of the Indianapolis Airport, and ultimately, central Indiana and the country. The special attention Mr. Duncan has paid to successfully balancing the growth of our Indiana's main International Airport, with the protection of the rights of private citizens a high priority, is a model for economic growth and personal freedom in any industry. His efforts are a part of Indiana's Comeback story.

More specifically, Mr. Duncan was the lead negotiator on all central Indiana aviation-related land acquisition during his years of service to Indiana. Notably, the expansion of the airport, as well as land acquisitions for the smaller community airports nearby, has enabled the growth that the IAA has contributed to the Hoosier state. In addition, Mr. Duncan was directly responsible for the placement of a United States Postal Service hub with the IAA. With the establishment of this hub, it laid the groundwork that would attract other private sector package carriers and logistics companies that now operate in Indianapolis and nearby communities. The economic impact these expansions have had is immeasurable. I see the fruits of Bob's efforts everyday in West Central Indiana.

With a long list of accolades for his years of leadership, Mr. Duncan has been named the Indiana Aviation Man of the Year, as well as receiving a Special Recognition Award from the Aviation Association of Indiana. Throughout his career, Mr. Duncan has made it a habit to assist other airports with legal matters, at no cost, aiding growth and demonstrating the dedication and passion he has with the aviation community throughout the state, to the benefit of all Hoosiers and travelers to and from our state.

Mr. Duncan also routinely volunteers his time for charitable efforts, both in aviation and in his local community. From his efforts with the Brownsburg Public Library to his coaching of basketball and softball, Mr. Duncan has the heart of a true public servant. Additionally, Mr. Duncan has routinely flown charitable Angel Flights throughout the country, to aide those in need of transportation for medical treatment without the means to travel. I am particularly familiar with this type of program, and Bob and I have piloted several Angel Flights together.

As a graduate of Hanover College and Indiana University's School of Law, Bob contributes back to the education of others interested in aviation and aviation law. Bob is a supervising private flight instructor, as well as an adjunct professor in aviation law at Indiana University's School of Law, Indianapolis.

Hoosiers especially, and Americans, are lucky to have benefited from the years of dedicated service in planning and abundant expertise provided by Mr. Duncan for nearly four decades. His volunteerism is an added classic Hoosier trait. Bob has exemplified the essence of Hoosier values with his commonsense leadership and dedication to the betterment of our great state. For his efforts and ethics, I am

proud to commend this Hoosier, Robert Duncan, upon his pending retirement.

#### INTRODUCTION OF THE BILL TO DEVELOP THE SOUTHWEST WATERFRONT IN THE DISTRICT OF COLUMBIA

#### HON. ELEANOR HOLMES NORTON

OF THE DISTRICT OF COLUMBIA

IN THE HOUSE OF REPRESENTATIVES

Wednesday, June 22, 2011

Ms. NORTON. Mr. Speaker, today I rise to introduce an essential bill for the redevelopment of the Southwest Waterfront in the District of Columbia. The bill transfers unencumbered ownership of the Southwest Waterfront from the federal government to the District. Although the District has owned the Waterfront since the 1960s, the land has been encumbered by restrictions put in place by Congress before the District got home rule; a time when development by the city was not contemplated. My bill updates outdated legislation and allows for the highest and best use of the land.

The bill would amend the D.C. Code to allow the District to transfer the property by quitclaim deed, to update the site description of the land to conform with its current configuration, to allow for the sale of condominiums on the land, to remove references to an urban renewal plan that has expired, to remove references to the District of Columbia Redevelopment Land Agency, which no longer exists, and to expand the permissible uses for the Fish Market in order to allow the sale of other foods, beverages, produce, and flowers.

The District of Columbia has created a 21st-century vision for the Southwest Waterfront and is actively engaged in a revitalization and redevelopment that will draw visitors down 10th street from the National Mall. However, as was typical for District land before home rule, the original law restricts the use of the land along the waterfront to lease-only arrangements, driving down the useful value of the land and making it impossible to replace antiquated structures with new buildings for new uses. The restrictions on the land serve no federal purpose and seriously limit needed revenue for the city. Federal officials have been consulted on the transfer and have no objection to it.

The federal government has no interest in the waterfront land other than the Maine Lobsterman Memorial and the Titanic Memorial, which have been carved out of the transfer. Because of the current restrictions on the land, part of the waterfront is an underused eyesore. However, the redevelopment will bring 2.5 million square feet of mixed-use development to the waterfront, including public and private docks, restaurants, office buildings and residences, providing jobs and local revenue at a time when they are most needed.

This is a noncontroversial bill that removes out-of-date laws and involves no cost to the federal government. I urge my colleagues to support the bill.