

AN AMENDMENT

3

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

DATE June 5, 2007

Amendment offered by Councilmember Harry Thomas, Jr.

to: Bill No 17-109

P.R. No.

 Other

Version:	Introduced	<u> </u>
	Committee Print	<u> X </u>
	First Reading	<u> </u>
	Amended First Reading	<u> </u>
	Engrossed	<u> </u>
	Enrolled	<u> </u>
	Unidentified	<u> </u>

Page 2

2(b)(1)(B) strike "project site." And insert "project site; or"

Insert a new 2(b)(1)(C)

"(C) In any C-3, C-4, or C-5 zone within 5000 feet from the Baseball Stadium footprint"

Rationale

This amendment is the most efficient way to meet the concerns of the affected licensees, because it will allow the business to operate with minimal impact to their business, their customers, and the City by allowing them the option to operate in a location close to the area from which they were displaced.

Fiscal Impact Statement

This amendment will have no fiscal impact.

Rationale

This amendment is necessary to promote the legitimate public policy expressed in the zoning for sexually oriented business by including the same language in this bill regarding ABC license transfer.

Fiscal Impact Statement

This amendment will have no fiscal impact.

AMENDMENT

6

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

DATE June 5, 2007

Amendment offered by Councilmember Harry Thomas, Jr.

To: Bill No. B17-109 the "One-Time Relocation of Licensees Displaced by the Ballpark and Skyland Development Project Amendment Act of 2007".

Version: Introduced _____
Committee Print X
First Reading _____
Amended First Reading _____
Engrossed _____
Enrolled _____
Unidentified _____

Sec.2.

A new subsection (c) is added to read as follows:

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

Rationale:

This amendment requires the licensees to engage the Advisory Neighborhood Commission to discuss entering a voluntary agreement. Although citizen participation in the ABC license process is bypassed in this legislation, it would be prudent to promote that licensees build a relationship with civic leaders in order manage the concerns of the affected community. This amendment does not require the licensees to enter an agreement, but only that they engage the community and make an effort.

AMENDMENT

#7

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To: Bill No. B17-109 the "One-Time Relocation of Licensees Displaced by the Ballpark and Skyland Development Project Amendment Act of 2007".

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Sec.2.

A new subsection is added to read as follows:

"(c) Notwithstanding any other provision, licensees shall not transfer their license to a location until the Office of Planning conducts a Small Area Plan, and the Mayor reviews and submits a final conceptual plan to the Council for 30 day approval review demonstrating that the proposed site of the license transfer does not conflict with the final conceptual plan; or

- (1) If one year has elapsed from the effective date of this act prior to the Mayor submitting a final conceptual plan".

Rationale:

This amendment requires that license transfers pursuant to this bill are consistent with "Small Area Plans" to be conducted by the Office of Planning for the affected areas. Also, this amendment allows for transfers to take place after 12 months, if the Council has yet to make a determination, in order to protect the interests of the licensees. This amendment is vitally important because many of the neighborhoods in question have been woefully underserved in the past, and these Small Area Plans are a necessary step

for these neighborhoods and resident to see meaningful and welcomed change and development. Therefore, it is critical that the City is particularly mindful not to jeopardize much needed progress for these communities.