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A BILL

22-979

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA



To approve the transfer of jurisdiction over U.S. Reservation 724 (Lot 896, less and except the northern portion previously retain by the District, and Lot 897 within Square 620) in the District of Columbia, from the United States of America, acting by and through the Department of the Interior, National Park Service, to the District of Columbia, and to extinguish covenants within Square 620.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Revised Transfer of Jurisdiction over U.S. Reservation 724 (Lots 896 and 897 within Square 620) and Extinguishment of Covenants Act of 2018”.

Sec. 2. (a) Pursuant to section 1 of An Act To authorize the transfer of public land in the District of Columbia, approved May 20, 1932 (47 Stat. 161: D.C. Official Code § 10-111), the Council of the District of Columbia approves the transfer of jurisdiction of approximately 15,610 square feet of land area that is located approximately 30 feet to the east of the northeast corner of the intersection of First and L Streets, NW (Lot 896, less and except the northern portion previously retain by the District) and approximately 2,925 square feet of land area that occupies a 30-foot segment of the former First Street right of way (Lot 897), known collectively as U.S. Reservation 724 (Lots 896 and 897 within Square 620), as further identified on the attached map

26 (“the Parcel”), from the United States, acting by and through the Department of the Interior,  
27 National Park Service, to the District of Columbia.

28 (b) This approval is subject to the following restrictions:

29 (1) Lot 896 will continue to be used for recreational purposes;

30 (2) Lot 897 will continue to be used for pedestrian circulation, except that Lot  
31 897 may be designated with a typical District Department of Transportation sidewalk section;

32 (3) Only administrative jurisdiction over the Parcel is hereby transferred and that  
33 title to the transfer remains vested in the United States of America;

34 (4) The District of Columbia shall not transfer administrative jurisdiction of the  
35 Parcel without the prior written approval of the National Park Service. The National Park  
36 Service shall concur or object in writing 45 days after the receipt of any proposed transfer; and

37 (5) If, in the opinion of the National Park Service, facts or circumstances arise  
38 that appear to be a material violation of any restriction, the National Park Service shall promptly  
39 so notify the District in writing. The National Park Service and the District shall then use  
40 diligent good-faith efforts to reach agreement regarding what, if any, corrective actions are  
41 necessary and a schedule for completing such corrective actions, and the District shall initiate  
42 corrective action within one hundred twenty (120) days of the notice of violation; and

43 (6) Nothing in this authorization shall be construed as binding the United States  
44 or the District to expend in any one fiscal year any sum in excess of appropriations made by  
45 Congress for this purpose or to involve the United States or the District in any contract or other

46 obligation for this further expenditure of money in excess of such appropriations, 31 U.S.C.  
47 §1341(a)(1). In addition, all obligations of the District provided herein shall be subject to the  
48 limitations set forth in applicable federal law, D.C. Official Code § 47-105, the District of  
49 Columbia Anti-Deficiency Act, D.C. Official Code §§ 47-355.01 et seq. (as the foregoing  
50 statutes may be amended from time to time), and § 446 of the District of Columbia Home Rule  
51 Act;

52 (7) The restrictions contained in this Act shall bind the National Park Service and  
53 the District and their assigns; and

54 (8) The National Park Service and the District have the right specifically to  
55 enforce these restrictions. This resolution is not intended to confer upon any entity other than the  
56 National Park Service and the District and their assigns any rights or remedies hereunder.

57 Sec. 3. Extinguishment of Covenants

58 (a) Notwithstanding any other law, the District consents to the extinguishment of  
59 covenant between Sursum Corda, Inc. and the National Capital Housing Authority dated May 31,  
60 1968, recorded in the Recorder of Deeds against Square 620, Lots 248, 249, and 250 and  
61 recorded in Book 12912 at page 444 on August 22, 1968.

62 (b) Notwithstanding any other law, the District consents to the extinguishment of the  
63 covenant between the Commissioners of the District of Columbia and Sursum Corda Inc., under  
64 the Act of December 20, 1944, 58 Stat. 819, as made applicable by the Reorganization Plan No.  
65 3 of 1967 dated June 28, 1968, recorded in the Recorder of Deeds against Square 620, Lots 248,

66 249, and 250 and recorded in Book 12935 at page 296 on October 31, 1968.

67           Sec. 4. The Transfer of Jurisdiction over U.S. Reservation 724 (Lots 896 and 897 within  
68 Square 620) Emergency Approval Resolution of 2017, approved November 10, 2017 (D.C.  
69 Resolution 22-299; 64 DCR 50) is repealed.

70           Sec. 5. Fiscal Impact Statement

71           The Council adopts the fiscal impact statement in the committee report as the fiscal  
72 impact statement required by section 4a of the General Legislative Procedures Act of 1975,  
73 approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

74           Sec. 6. Effective date.

75           This act shall take effect following approval by the Mayor (or in the event of veto by the  
76 Mayor, action by the Council to override the veto), a 30-day period of congressional review as  
77 provided in section 602(c)(1) of the District of Columbia Home Act, approved December 24,  
78 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of  
79 Columbia Register.