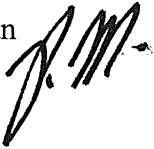


COUNCIL OF THE DISTRICT OF COLUMBIA
COMMITTEE OF THE WHOLE
1350 Pennsylvania Avenue, NW
Washington, DC 20004

MEMORANDUM

TO: Nyasha Smith, Secretary to the Council

FROM: Phil Mendelson, Chairman 

DATE: July 6, 2023

RE: **Request to Agendize for the July 11, 2023 Legislative Meeting**

I write to request that the following measures be placed on the July 11, 2023 legislative meeting, at the request of the Mayor:

- **Floodplain Review Authority Emergency Declaration Resolution of 2023**
- **Floodplain Review Authority Emergency Amendment Act of 2023**
- **Floodplain Review Authority Temporary Amendment Act of 2023**

The District of Columbia Applications Insurance Act (D.C. Official Code § 6-501 *et seq.*) requires the Mayor to review all building permit applications to determine whether the proposed building sites are safe from flooding. This authority was originally delegated to the Department of Consumer and Regulatory Affairs, then to D.C. Health, and finally to the Department of Energy and the Environment. The Act was amended via the Department of Buildings Establishment Act of 2020, which mistakenly delegated the authority in the Act to the Director of the Department of Buildings due to the Act's nexus with building permit reviews. This emergency legislation ensures that the authority conferred by the Act remains with the Director of the Department of Energy and Environment.

The need for this action by emergency legislation is to fix the delegation of authority immediately. It is intended that flood-related permit review remain with DOEE, so it makes no sense to have this any longer at the Department of Buildings.

Copies of the measures are attached. Please call me or Blaine Stum if you have any questions at (202) 724-8092.

cc: All Councilmembers
Council Officers