

A BILL

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To amend, on an emergency basis, the District of Columbia Public Works Act of 1954 to clarify that the sanitary sewer service charge shall be paid by properties not connected with any District sewer conducting sanitary sewage.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “CRIAC Clarification Emergency Amendment Act of 2024”.

Sec. 2. (a) The District of Columbia Public Works Act of 1954, approved May 18, 1954 (68 Stat. 107; D.C. Official Code § 34-2101 *et seq.*), is amended as follows:

(1) Section 207(a)(1) (D.C. Official Code § 34-2107(a)(1) is amended to read as follows:

“(1) A billing methodology which takes into account both the water consumption of, and water service to, a property where water is supplied from the District water supply system.”.

(2) Section 208 (D.C. Official Code § 34-2108) is amended by adding a new subsection (d) to read as follows:

“(d) The owner or occupant of each property in the District shall pay any impervious area charge that the District of Columbia Water and Sewer Authority establishes pursuant to section 216b(c-1) of the Water and Sewer Authority Establishment and Department of Public Works

33 Reorganization Act of 1996, effective April 18, 1996 (D.C. Law 11-111; D.C. Official Code §
34 34-2202.16(c-1)).”.

35 (b) Section 216 of the Water and Sewer Authority Establishment and Department of
36 Public Works Reorganization Act of 1996, effective April 18, 1996 (D.C. Law 11-111; D.C.
37 Official Code § 34-2202.16), is amended by adding a new subsections (c-1) and (c-2) to read as
38 follows:

39 “(c-1) The Authority shall assess an impervious area charge on any property in the
40 District based on a billing methodology that takes into account the amount of impervious surface
41 on a property that either prevents or retards the entry of water into the ground as occurring under
42 natural conditions, or that causes water to run off the surface in greater quantities or at an
43 increased rate of flow, relative to the flow present under natural conditions. For the purposes of
44 this subsection, the term “surface” shall include rooftops, footprints of patios, driveways, private
45 streets, other paved areas, athletic courts and swimming pools, and any path or walkway that is
46 covered by impervious material.

47 (c-2) The impervious area charge shall be the obligation of the property owner. Failure to
48 pay the impervious area charge shall result in a lien being placed upon the property without
49 further notice to the owner. The Mayor may enforce the lien in the same manner as in § 34-
50 2407.02.”.

51 Sec. 3. Applicability.

52 This act shall apply as of the effective date of the Water and Sewer Authority Equitable
53 Ratemaking Amendment Act of 2008, effective March 25, 2009 (D.C. Law 17-370; 56 DCR
54 1350).

55 Sec. 4. Fiscal impact statement.

56 The Council adopts the fiscal impact statement of the Budget Director as the fiscal impact
57 statement required by section 4a of the General Legislative Procedures Act of 1975, approved
58 October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

59 Sec. 5. Effective date.

60 This act shall take effect following approval by the Mayor (or in the event of veto by the
61 Mayor, action by the Council to override the veto), and shall remain in effect for no longer than
62 90 days, as provided for emergency acts of the Council of the District of Columbia in section
63 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788;
64 D.C. Official Code § 1-204.12(a)).