

CHILD AND FAMILY SERVICES AGENCY

NOTICE OF EMERGENCY AND PROPOSED RULEMAKING

The Director of the Child and Family Services Agency ("CFSA"), acting pursuant to section 2(o) of the Child and Family Services Agency Establishment Amendment Act of 2000, effective April 4, 2001, D.C. Law 13-277, D.C. Official Code § 4-1303.03 (2006 Supp); section 106 of the Grandparent Caregivers Pilot Program Establishment Act of 2005, effective March 8, 2006, D.C. Law 16-69; Mayor's Order 2006-38, dated March 20, 2006; and section 3 of the Safe and Stable Homes for Children and Youth Amendment Act of 2007, D.C. Law 17-21, effective September 21, 2007 hereby gives notice of her intent to amend Chapter 68 of Title 29 DCMR, "Grandparent Caregivers Pilot Program Subsidies" on an emergency basis.

The emergency action is based upon an immediate need in the District of Columbia for grandparents to receive subsidies in order to care for and to protect the safety and welfare of their grandchildren. The emergency rules were adopted and became effective on February 26, 2008. They will remain in effect for 120 days from the date of adoption.

The Director also gives notice of her intent to take final rulemaking action to adopt these rules in not less than thirty (30) days from the date of publication of this notice in the *D.C. Register*, and following the review by the Council of the District of Columbia (Council) required by section 106 of the Act. Pursuant to that section, the proposed rules will be transmitted to the Council and will become effective upon the Council's approval of the rules by resolution or the expiration of the Council's thirty (30) day review period, whichever occurs first, and publication of a notice of final rulemaking in the *D.C. Register*.

29 DCMR § 6802.1 is amended as follows:

Paragraph (b) is amended to read as follows:

(b) The applicant is the grandparent, great-grandparent, great-aunt, or great uncle of the child or was the grandparent, great-grandparent, great-aunt, or great-uncle of the child prior to adopting the child.

Paragraph (c) is amended to read as follows:

(c) The applicant has been the child's primary caregiver for at least the previous six (6) months;

Paragraph (e) is amended to read as follows:

(e) The child's parent has not resided in the applicant's home for at least the most recent six (6) continuous months; provided that a parent may reside in the home without disqualifying the applicant from receiving a subsidy if:

- (1) The parent has designated the applicant to be the child's standby guardian pursuant to Chapter 48 of Title 16 of the D.C. Official Code;
- (2) The parent is a minor enrolled in school; or
- (3) The parent is a minor with a medically verifiable disability that prevents him or her from caring for the child;

Paragraph (f) is amended by striking "§ 6804" and substituting "§ 6805" in its place.

Paragraph (g) is amended by striking "§ 6804" and substituting "§ 6805" in its place.

Paragraph (k) is amended by striking "§ 6806" and substituting "§ 6807" in its place.

A new paragraph (l) is added to read as follows:

(l) The applicant is not currently receiving a guardianship or adoption subsidy for the child.

29 DCMR § 6803.2 is amended as follows:

Paragraph (a) is amended to read as follows:

(a) The application form, which shall include a signed statement, sworn under penalty of perjury, that all information provided in the application packet is true and accurate to the best belief of the applicant;

Paragraph (c) is amended to read as follows:

(c) Proof that the applicant is the primary caregiver as provided in § 6804;

Paragraph (h) is amended to read as follows:

(h) Proof that the child's parent has not resided in the applicant's home for at least the most recent six (6) months or proof of the following:

- (1) The parent has designated the applicant to be the child's standby guardian pursuant to Chapter 48 of Title 16 of the D.C. Official Code;
- (2) The parent is a minor enrolled in school; or
- (3) The parent is a minor with a medically verifiable disability that prevents him or her from caring for the child;

29 DCMR § 6803.5 is amended as follows:

A new § 6803.5 is added to read as follows:

6803.5 Any statement under this section made with knowledge that the information set forth therein is false shall be subject to prosecution as a false statement under D.C. Official Code § 22-2405(a) and punishable by a fine of not more than \$1,000 or imprisonment for not more than 180 days, or both.

29 DCMR §§ 6804 through § 6809 are renumbered as §§ 6805 through § 6810 and a new section § 6804 is added to read as follows:

6804 DOCUMENTATION OF STATUS AS PRIMARY CAREGIVER

6804.1 The applicant shall demonstrate that he or she is the primary caretaker of the child by providing at least one of the following documents:

- (a) A court order granting custody of the child to the applicant;
- (b) A court order granting the applicant standby guardianship of the child, pursuant to D.C. Official Code §§ 16-4801 – 4810; or
- (c) A decree stating that the applicant has adopted the child.

6804.2 If the applicant is unable to provide any of the documents listed in 29 DCMR § 6804.1(a) through (c), the applicant may demonstrate that he or she has been the primary caretaker of the child by providing documentation required in § 6804.3 and at least one of the following documents:

- (a) Records showing that the applicant enrolled the child in school the current or previous school year or is the primary educational contact for the child;
- (b) Immunization or medical records indicating that the applicant is tending to the medical needs of the child. The records provided must be no older than two years old;
- (c) Proof that the applicant has received either Supplemental Security Income or TANF for the child; or
- (d) A letter from any legal, medical, military, law enforcement, social service or similar professional, or the applicant's landlord describing the applicant's status relevant to the child.

6804.3 If the Applicant is establishing eligibility under § 6804.2, the applicant shall provide a signed, written statement that he or she has become the primary caregiver of the child because both parents are unable to fulfill the

duties of a primary caretaker due to at least one of the following situations:

- (a) Death;
- (b) Incarceration;
- (c) Lack of Involvement or Abandonment or Voluntary relinquishment of physical custody;
- (d) Separation due to abuse or neglect;
- (e) Active military assignment; or
- (f) Serious illness.

6804.4 The Agency reserves the right to request a home visit if probable cause exists to suspect the documents being provided are fraudulent or that the applicant has misrepresented himself or herself for the purpose of receiving the subsidy.

6804.5 If a home visit is requested, the applicant will be informed that:

- (a) The Agency representative visiting the home is a mandated reporter of child abuse or neglect and that any evidence of abuse or neglect will be reported to the child abuse hotline;
- (b) Any substantiated fraud will be reported to the Office of the Inspector General;
- (c) Upon completion of the home visit, the Agency representative will complete a report stating whether the suspicion of fraud is substantiated by a preponderance of the evidence known to the Agency;
- (d) If the suspicion is not so substantiated, the suspicion may not affect the Agency's decision regarding the application;
- (e) If the suspicion is so substantiated, the Agency may deny the application;
- (f) If the applicant does not submit to a home visit, the Agency may deny the application; and

- (g) The applicant may withdraw their application without repercussion at any time.

§ 6805.6 is amended by striking the phrase “§ 6804.4 or 6804.5” and substituting “§ 6805.4 or 6805.5” in its place.

Amend § 6806.1 as follows:

6806.1 The amount of the subsidy an applicant is eligible to receive shall be within five percent (5%) (no less than 95% and no more than 105%) of the regular daily rate of the subsidy for a long-term permanent Level 1 guardianship subsidy pursuant to Title 29 DCMR Chapter 61, less any TANF or Supplemental Security Income (SSI) benefits received for the child.

§ 6806.2 is amended by striking “§ 6807” and substituting “§ 6808” in its place.

§ 6807.3(b) is amended by striking “§ 6807” and substituting “§ 6808” in its place.

§ 6807.3(d) is amended by striking “§ 6807” and substituting “§ 6808” in its place.

§ 6807.5(b) is amended by striking “§ 6806.4” and substituting “§ 6807.4” in its place.

§ 6808.4(a) is amended to read as follows:

- (a) A signed statement, sworn under penalty of perjury, that all information provided to establish continued eligibility is true and accurate to the best belief of the recipient and that there has been no material change in circumstance since the recipient was initially determined to be eligible for a subsidy;

§ 6808.4(b) is amended to read as follows:

6808.4(b) Updated criminal background check every two years from the date of the initial application;

§ 6808.4(c) is amended to read as follows:

6808.4(c) Updated child protection register checks; and

§ 6809.1 is amended by striking “§ 6808.2” and substituting “§ 6809.2” in its place.

Amend § 6899 (Definitions) as follows:

The definition of "Child" is amended as follows: An individual who is under eighteen (18) years of age and who is or prior to being adopted by applicant was the grandchild, grand-nephew or grand-niece, as appropriate, of the applicant or recipient.

The definition of "Crime against a Child" is amended as follows:

"Crime against a Child" – A criminal offense which is comparable to:

- (a) Kidnapping of a child, except by a parent;
- (b) False imprisonment of a child, except by a parent;
- (c) Criminal sexual conduct toward a child;
- (d) Solicitation of a child to engage in sexual conduct;
- (e) Use of a child in a sexual performance;
- (f) Solicitation of a child to practice prostitution;
- (g) Any conduct that by its nature is a sexual offense against a child; or
- (h) Production or distribution of child pornography.

The following definition of "Minor" is amended as follows:

"Minor" – An individual who is under twenty-one (21) years of age.

All persons desiring to comment on the subject matter of this proposed rulemaking should file comments in writing within 30 days after the date of publication of this notice in the D.C. Register. Comments should be filed with Lindsay Hoffman, Program Manager, Child and Family Services Agency, 400 6th Street, S.W., Washington, D.C. 20024. Copies of these proposed rules may be obtained without charge at this address.

DISTRICT OF COLUMBIA DEPARTMENT OF TRANSPORTATION

NOTICE OF EMERGENCY AND PROPOSED RULEMAKING

The Director of the District Department of Transportation, pursuant to the authority of Sections 2 and 3 of the Performance Parking Pilot Zone Emergency Act of 2008, effective March 19, 2008 (D.C. Act 17-320), or any substantially identical successor legislation; Mayor's Order 2008-56 (March 28, 2008); Sections 3(b) and 5(3)(D) of Department of Transportation Establishment Act of 2002, effective May 21, 2002 (D.C. Law 14-137; D.C. Official Code §§ 50-921.02(b) and 50-921.04(3)(D)); Mayor's Order 2007-179 (August 3, 2007); and the Motor Vehicle Parking Regulation Amendment Act of 1999, effective May 9, 2000 (D.C. Law 13-97; 18 D.C.M.R. § 2412.4), hereby gives notice of the adoption on an emergency basis of amendments to Chapters 24, 26, and 99 of Title 18, which is entitled "Vehicle and Traffic Regulations." The proposed amendments establish a Ballpark Performance Parking Pilot Zone program to manage the impending demand for curbside parking created by the new Nationals Park baseball stadium.

This emergency action is necessary because the Washington Nationals baseball team will play their first game in the new Nationals Park on March 29, 2008, bringing thousands of cars to the ballpark and surrounding neighborhoods for this and 81 additional regular season home games. Immediate parking solutions must be implemented around the Park to alleviate congestion, improve the efficiency of curbside parking and protect the public safety from the significant increase in traffic.

This emergency rulemaking was adopted on March 28, 2008, and became effective immediately on that date.

The Director also gives notice of intent to take final rulemaking action to adopt this rulemaking in not less than thirty (30) days from the date of publication of this notice in the *D.C. Register*.

The emergency rulemaking will expire on July 26, 2008, or upon publication of a Notice of Final Rulemaking in the *D.C. Register*, whichever occurs first.

The following sections in 18 DCMR are amended as follows:

Chapter 24, **STOPPING, STANDING, PARKING, AND OTHER NON-MOVING VIOLATIONS**, is amended as follows:

By amending § 2404.13 to read as follows:

2404.13 Except as provided in § 2424, for the purpose of establishing meter rates based upon user demand for parking in various areas of the District, there shall be Premium Demand and Normal Demand Parking Meter Rate Zones.

By amending § 2404.14 – 2404.23 to read as follows:

- 2404.14 Except as provided in § 2424, the "Premium Demand Parking Meter Rate Zones" shall include those street segments or off-street parking facilities where the Director has determined there is a continuous demand for parking spaces to serve the various types of commercial activities in the immediate area.
- 2404.15 Except as provided in § 2424, the rates for parking meters in the "Premium Demand Parking Meter Rate Zones" shall be as follows:
- (a) Fifty cents (50¢) for fifteen minutes (15 min.);
 - (b) Twenty-five cents per hour (25¢/hr.) for motorcycle size spaces; and
 - (c) Twenty-five cents (25¢) for fifteen minutes (15 min.).
- 2404.16 Except as provided in § 2424, the "Normal Demand Parking Meter Rate Zones" shall include all metered street segments or off street parking facilities under District jurisdiction where Premium Demand Parking Meter Rate Zone does not apply, but where the Director has determined that parking meters are necessary to ensure necessary availability of parking for customers and visitors.
- 2404.17 Except as provided in § 2424, the rates for parking meters in the "Normal Demand Parking Meter Rate Zone" shall be as follows:
- (a) Fifty cents per hour (50¢/hr.) for automobile size spaces; and
 - (b) Twenty-five cents for two hours (25¢/2 hrs) for motorcycle size spaces.
- 2404.18 Except as provided in § 2424, the Director is authorized, by administrative rulemaking, to specify the street segments or off-street public parking facilities which are in each of the Rate Zones established above.
- 2404.19 Except as provided in § 2424, in determining in which Zone an individual block or facility should be included, the Director shall consider the need to promote short term access and the turnover of parking space occupancy necessary for equitable availability and efficient use of public parking spaces near commercial, cultural, educational, medical, recreational and transportation facilities.
- 2404.20 Except as provided in § 2424, all proposed modification to Rate Zone boundaries shall be subject to review and comment by the Advisory Neighborhood Commissions of the affected areas.

Saturday and between 1:00 p.m. and 12:00 a.m. (midnight) Sunday unless the motor vehicle displays a valid Zone 6 residential permit parking sticker or visitor permit for the designated area.

- (b) On the opposite side of the street, as designated, between 7:00 a.m. and 12:00 a.m. (midnight) Monday through Saturday and between 1:00 p.m. and 12:00 a.m. (midnight) Sunday, no parking may occur unless the motor vehicle displays a valid Zone 6 residential permit parking sticker or visitor parking permit for the designated area.

By amending § 2412.1 to read as follows:

- 2412.1 Except as provided in § 2424, the Director shall establish objective criteria to use in determining whether or not a block of a street is eligible for designation as a residential permit parking block

By amending § 2413.3 to read as follows:

- 2413.3 Except as provided in § 2424, the Director shall issue a residential permit parking sticker upon application, and upon payment of the fee established pursuant to § 2415, only to the owner or the operator of a motor vehicle who resides on property abutting a street designated as a residential permit parking block.

By amending § 2414.1 to read as follows:

- 2414.1 Except as provided in § 2424, the Director or the Chief of Police may issue visitor permits valid for periods up to fifteen (15) days to visitors at an address on a residential permit parking block

By amending § 2424 to read as follows:

2424 PERFORMANCE PARKING PILOT ZONES

- 2424.1 The regulations in this § 2424 do not guarantee or reserve curbside parking to any individual or class of drivers within the Ballpark Performance Parking Pilot Zone.
- 2424.2 The Ballpark Performance Parking Pilot Zone is designated as the area bounded by:
- (a) The Southeast/Southwest Freeway on the north, 10 Street, S.E. on the east, 12th Street, S.W. on the west, and the Washington Channel and Anacostia River on the south, including both sides of boundary streets, but not including the Southeast/Southwest Freeway; and

- (b) East Capitol Street on the north, 11th Street, S.E. on the east, Washington Avenue, S.W. and South Capitol Street on the west, and the Southeast/Southwest Freeway on the south, including both sides of boundary streets, but not including the Southeast/Southwest Freeway.
- (c) A map of the Ballpark Performance Parking Pilot Zone denoting the boundaries is attached as Appendix 24-1 and also may be found at: http://ddot.dc.gov/ddot/frames.asp?doc=/ddot/lib/ddot/parking/newrules/meterzones-map_ballpark_2008-03-27.pdf.

2424.3 To identify locations therein, the Ballpark Performance Parking Pilot Zone is divided into three smaller zones as follows:

- (a) Zone A: South of Southeast/Southwest Freeway, east of 12th Street, S.W., north of the Anacostia River and Washington Channel, and west of South Capitol Street;
- (b) Zone B: South of Virginia Avenue, S.E., East of South Capitol Street, north of the Anacostia River, and west of 10th Street, S.E.; and
- (c) Zone C: South of East Capitol Street, east of South Capitol Street, Virginia Avenue, S.E. and north, and west of 10th Street S.E.
- (d) A map of the Ballpark Performance Parking Pilot Zone denoting Zones A, B, and C is attached as Appendix 24-1 and also may be found at: http://ddot.dc.gov/ddot/frames.asp?doc=/ddot/lib/ddot/parking/newrules/meterzones-map_ballpark_2008-03-27.pdf.

2424.4 Notwithstanding §§ 2402, 2404, 2411, 2412, 2413, and 2414, the operator of a motor vehicle shall pay the rate posted on the applicable parking meter and abide by the associated time restrictions in the Ballpark Performance Parking Pilot Zone, except as provided below:

- (a) A motor vehicle shall not park on the following street segments during Ballpark Events:

STREET	BLOCKS	Side
Maine Avenue, SW*	600, 700, 800, 900	East & West
M Street, SW*	Unit, 100, 200, 300, 400, 500	North & South
M Street, SE*	Unit, 100, 200, 300, 400, 500, 600, 700, 800, 900, 1000, 1100	North & South
N Street, SE*	Unit	North & South
Potomac Ave, SE*	Unit	North & South
L Street, SE	Unit, 100, 200	North & South
K Street, SE	Unit, 100, 200	North & South
I (Eye) Street, SE	Unit, 100, 200	North & South

Van Street, SE	1200	East & West
Half Street, SE*	900, 1000, 1100, 1200,	East & West
First Street, SE*	900, 1000, 1100, 1200, 1300, 1400	East & West
New Jersey Ave, SE	800, 900, 1000, 1100, 1200,	East & West
Second Street, SE	800, 900, 1000, 1100, 1200,	East & West
* No Parking Mandated by the Ballpark Transportation Operations and Parking Plan (2007)		

- (b) Motor vehicles displaying a valid Zone 6 residential parking permit or a valid visitor permit shall be exempt from payment of parking meter rates and from associated time restrictions on the following street segments:

STREET	BLOCKS	Side
F Street, SE	100	South
South Carolina Ave, SE	200	South
D Street, SE (north segment)	200 (2 nd Street east to Alley)	North
I (Eye) Street, SE	700	North

2424.5 Notwithstanding §§ 2402, 2404, 2411, 2412, 2413, and 2414, these blocks in the Ballpark Performance Parking Pilot Zone will be included in the Residential Permit Parking Program and will be restricted where appropriate with "Two Hour Parking, 7A.M. to Midnight, Monday through Sunday, Zone 6 Permit Holders Excepted":

- (a) In Zone A:

STREET	BLOCKS IN RESIDENTIAL PROGRAM	Side
G Street, SW	100, 200, 300, 400, 500, 600, 700, 800	South
H Street, SW	100, 500, 600	South
I (Eye) Street, SW	200, 300, 400, 500, 600	South
K Street, SW	200	South
L Street, SW	200	South
N Street, SW	Unit, 100, 200, 300, 400	South
O Street, SW	Unit, 100, 200, 300, 400	South
P Street, SW	Unit, 100, 200, 300,	South
Q Street, SW	Unit, 100	South
Potomac Ave, SW	Unit,	South
R Street, SW	100	South
Carrollsbury Place, SW	1200, 1400	East
Half Street, SW	1200, 1300, 1400, 1500, 1600	East
Howison Place, SW	1200	East
First Street, SW	1200, 1300, 1400, 1500, 1600	East
Canal Street, SW (east segment)	1200, 1300	West
Canal Street, SW (east	1400	East

segment)		
Canal Street, SW (west segment)	1200	East
First Street, SW	1200, 1300, 1400, 1500, 1600	East
Delaware Ave, SW	800, 900, 1000, 1100, 1200, 1300	East
2 nd Street, SW	1500, 1600	East
3 rd Street, SW	700, 800, 900, 1000, 1100, 1400	East
4 th Street, SW	700, 800, 1200, 1300, 1400	East
6 th Street, SW	700, 800, 900, 1000, 1100, 1200	East
7 th Street, SW	700, 800	East

(b) In Zone B:

STREET	BLOCKS IN RESIDENTIAL PROGRAM	Side
Canal Street, SE	100	South
I (Eye) Street, SE	200, 300	South
K Street, SE	200, 300, 400, 500, 600	South
L Street, SE	200, 300, 400, 500, 600, 700	South
First Street, SE	800	East
2 nd Street, SE (east segment)	900, 1000, 1100	East
3 rd Street, SE	800, 900, 1000, 1100	East
4 th Street, SE	900, 1000, 1100	East
5 th Street, SE	900, 1000, 1100	East
7 th Street, SE	1000, 1100	East

(c) In Zone C:

STREET	BLOCKS IN RESIDENTIAL PROGRAM	Side
C Street, SE	200, 300, 400	South
Seward Square (south)	400, 500	South
D Street, SE	Unit, 100, 300, 400, 500, 600	South
North Carolina Ave, SE	100, 300	South
E Street, SE	100, 200, 300, 400, 500, 600, 700	South
Duddington Place, SE	100	South
South Carolina Ave, SE	300, 600	South
G Street, SE	300, 400, 500, 600, 700	South
I (Eye) Street, SE	600	South
Virginia Ave, SE (south of Freeway)	500, 600, 700	South
South Captiol Street, SE	400	East
New Jersey Ave, SE	400	East
First Street, SE	500	East
2 nd Street, SE	200, 300, 400, 500	East
3 rd Street, SE	200, 300, 400, 500, 600, 700	East
4 th Street, SE	300, 400, 500, 600, 700	East

5 th Street, SE	300, 400, 500, 600, 700	East
6 th Street, SE	300, 400, 500, 600, 700	East
7 th Street, SE	400, 500, 600, 700, 800	East

2424.6 Notwithstanding §§ 2402, 2404, 2411, 2412, 2413, and 2414, these blocks in the Ballpark Performance Parking Pilot Zone will be included in the Residential Permit Parking Program and will be restricted where appropriate with "Zone 6 Resident Parking Only" so that only motor vehicles displaying a valid Zone 6 residential parking permit or a valid visitor permit may park on the following street segments, Monday through Sunday, 7A.M. to Midnight:

(a) In Zone A:

STREET	BLOCKS IN RESIDENTIAL PROGRAM	Side
G Street, SW	100, 200, 300, 400, 500, 600, 700, 800	North
H Street, SW	100, 500, 600	North
I (Eye) Street, SW	200, 300, 400, 500, 600	North
K Street, SW	200	North
L Street, SW	200	North
N Street, SW	Unit, 100, 200, 300, 400	North
O Street, SW	Unit, 100, 200, 300, 400	North
P Street, SW	Unit, 100, 200, 300,	North
Q Street, SW	Unit, 100	North
Potomac Ave, SW	Unit,	North
R Street, SW	100	North
Carrollsborg Place, SW	1200, 1400	West
Half Street, SW	1200, 1300, 1400, 1500, 1600	West
Howison Place, SW	1200	West
First Street, SW	1200, 1300, 1400, 1500, 1600	West
Canal Street, SW (east segment)	1200, 1300	East
Canal Street, SW (east segment)	1400	West
Canal Street, SW (west segment)	1200	West
First Street, SW	1200, 1300, 1400, 1500, 1600	West
Delaware Ave, SW	800, 900, 1000, 1100, 1200, 1300	West
2 nd Street, SW	1500, 1600	West
3 rd Street, SW	700, 800, 900, 1000, 1100, 1400	West
4 th Street, SW	700, 800, 1200, 1300, 1400	West
6 th Street, SW	700, 800, 900, 1000, 1100, 1200	West
7 th Street, SW	700, 800	West

(b) In Zone B:

STREET	BLOCKS IN RESIDENTIAL PROGRAM	Side
Canal Street, SE	100	North
I (Eye) Street, SE	200, 300	North
K Street, SE	200, 300, 400, 500, 600	North
L Street, SE	200, 300, 400, 500, 600, 700	North
First Street, SE	800	West
3 rd Street, SE	800, 900, 1000, 1100	West
4 th Street, SE	900, 1000, 1100	West
5 th Street, SE	900, 1000, 1100	West
7 th Street, SE	1000, 1100	West

(c) In Zone C:

STREET	BLOCKS IN RESIDENTIAL PROGRAM	Side
C Street, SE	200, 300, 400	North
Seward Square (south)	400, 500	North
D Street, SE	Unit, 100, 300, 400, 500, 600	North
North Carolina Ave, SE	100, 300	North
E Street, SE	Unit, 100, 200, 300, 400, 500, 600, 700	North
Duddington Place, SE	100	North
F Street, SE	100	North
South Carolina Ave, SE	200, 300, 600	North
G Street, SE	300, 400, 500, 600, 700	North
I (Eye) Street, SE	600	North
Virginia Ave, SE (south of Freeway)	500, 600, 700	North
New Jersey Ave, SE	400	West
First Street, SE	400, 500	West
2 nd Street, SE	300, 400, 500	West
3 rd Street, SE	200, 300, 400, 500, 600, 700	West
4 th Street, SE	300, 400, 500, 600, 700	West
5 th Street, SE	300, 400, 500, 600, 700	West
6 th Street, SE	300, 400, 500, 600, 700	West
7 th Street, SE	400, 500, 600, 700, 800	West

2424.7 The performance parking goal for the parking meter rates in the Ballpark Performance Parking Pilot Zone shall be based on the following measure:

- (a) Except during Ballpark Events, average curbside occupancy shall be between eighty percent (80%) and ninety percent (90%) for street segments where parking is controlled by parking meters.

2424.8 Notwithstanding §§ 2402, 2404, 2424.7, 2411, 2412, 2413, and 2414, the initial rates for parking meters in the Ballpark Performance Parking Pilot Zone shall be as follows:

- (a) In Zone A:
 - (1) Except for parking meters on Water Street, S.W., the rates for parking meters shall be as follows:
 - (A) Regular rates – Monday-Sunday: 7:00 a.m. – Midnight:
 - (i) One dollar per hour (\$1.00/hr) for the first hour; and
 - (ii) One dollar and fifty cents per hour (\$1.50/hr) for each additional hour.
 - (iii) Three (3) hours total time limit at parking meter.
 - (B) Ballpark Event rates (Beginning one (1) hour before and ending one-half (½) hour after the Ballpark Event):
 - (i) Two dollars per hour (\$2.00/hr) for the first hour; and
 - (ii) Eighteen dollars per hour (\$18.00/hr) for each additional hour.
 - (2) The rates for parking meters on Water Street, S.W., shall be as follows:
 - (A) Regular rates (Monday-Sunday: 7:00 a.m. – Midnight)
 - (i) One dollar and fifty cents per hour (\$1.50/hr) for the first hour.
 - (ii) Two (2) hours total time limit at parking meter.
 - (B) Ballpark Event rates (Beginning one (1) hour before and ending one-half (½) hour after the Ballpark Event):
 - (i) One dollar and fifty cents per hour (\$1.50/hr) for the first hour.
 - (ii) Two (2) hours total time limit at parking meter.
 - (3) Loading zone rates:
 - (A) Monday-Friday: 7:00 a.m. – 4:30 p.m.:

- (i) One dollar for first thirty minutes (\$1.00/1st - 30 min.);
 - (ii) One dollar and fifty cents for second thirty minutes (\$1.50/2nd - 30 min.); and
 - (iii) Two dollars for third thirty minutes (\$2.00/3rd - 30 min.).
 - (iv) Ninety (90) minutes total time limit at parking meter.
- (B) On Monday-Friday, 4:30 p.m. to Midnight, and Sunday-Saturday, 7:00 am to Midnight, parking meter rates and time restrictions apply unless Ballpark Event rates apply.
- (C) No Loading Zones rates are in effect in Zone A during Ballpark Events.
- (4) Holiday Rates: Unless there is a Ballpark Event, no parking meter rates or time restrictions shall be enforced on holidays. In the event of a Ballpark Event on a holiday, Ballpark Event rates shall apply.
- (b) In Zone B:
 - (1) Regular rates – Monday – Sunday: 7:00 a.m. – Midnight:
 - (A) One dollar per hour (\$1.00/hr) for the first hour; and
 - (B) One dollar and fifty cents per hour (\$1.50/hr) for each additional hour.
 - (C) Two (2) hour parking limit on weekdays 7:00 a.m. until 6:30 p.m.
 - (D) Three hour parking limit on weekday evenings (6:30 p.m. until midnight) and on weekends (7:00 a.m. until midnight).
 - (2) Ballpark Event rates (Beginning one (1) hour before and ending one-half (½) hour after the Ballpark Event):
 - (A) During Ballpark Events, the 100 block of H Street, SE shall be priced as follows:

- (i) Two dollars per hour (\$2.00/hr) for the first two hours; and
 - (ii) Eighteen dollars per hour (\$18.00/hr) for each additional hour.
- (3) Loading zone rates:
 - (A) Monday-Friday: 7:00 a.m. – 4:30 p.m.:
 - (i) One dollar for first thirty minutes (\$1.00/1st - 30 min.);
 - (ii) One dollar and fifty cents for second thirty minutes (\$1.50/2nd – 30 min.); and
 - (iii) Two dollars for third thirty minutes (\$2.00/3rd – 30 min.).
 - (iv) Ninety (90) minutes total time limit in loading zone.
 - (B) On Monday-Friday, 4:30 p.m. to Midnight, and Sunday-Saturday, 7:00 am to Midnight, parking meter rates and time restrictions apply unless Ballpark Event rates apply.
 - (C) No Loading Zones rates are in effect in Zone B during Ballpark Events.
- (4) Holiday Rates: Unless there is a Ballpark Event, no parking meter rates or time restrictions shall be enforced on holidays. In the event of a Ballpark Event on a holiday, Ballpark Event rates shall apply.
- (c) In Zone C:
 - (1) Regular rates – Monday – Sunday, 7:00 a.m. – midnight:
 - (A) For Pennsylvania Avenue, SE; 8th Street SE; 7th & D Streets, SE bordering Eastern Market Metro Station; New Jersey Avenue between E Street, SE and Virginia Ave, SE; Virginia Avenue, SE between South Capitol Street and 2nd Street, SE,, and 700 Block of I (Eye) Street south side:

- (i) One dollar per hour (\$1.00/hr) for the first hour; and
 - (ii) One dollar and fifty cents per hour (\$1.50/hr) for each additional hour.
 - (iii) Two (2) hour limit Monday-Friday, 7 am – 6:30 pm.
 - (iv) Three (3) hour limit Monday-Friday, 6:30 pm – Midnight, and Saturday-Sunday, 7 am – Midnight.
- (B) For First Street, SE, east side between D and E Streets, SE:
- (i) One dollar per hour (\$1.00/hr) for the first hour; and
 - (ii) One dollar and fifty cents per hour (\$1.50/hr) for the second hour.
 - (iii) Two (2) hour total time limit at parking meter.
- (C) For D Street, SE between 2nd and 3rd Streets, SE:
- (i) One dollar per hour (\$1.00/hr).
 - (ii) Two (2) hour limit Monday-Friday, 7 am – 6:30 pm, and Saturday-Sunday, 6:30 pm – Midnight.
 - (iii) Three (3) hour limit Monday-Friday, 6:30 p.m. – Midnight, and Saturday-Sunday, 7 am – 6:30 p.m..
- (D) For Virginia Ave, SE between 2nd Street and 7th Street, SE:
- (i) One dollar per hour (\$1.00/hr).
 - (ii) Three (3) hour total time limit at parking meter.
- (E) For the south side of the 100 block of F Street, SE and the south side of the 200 block South Carolina Avenue, SE:

- (i) One dollar per hour (\$1.00/hr).
 - (ii) Two (2) hour limit Monday-Friday, 7 am – 6:30 pm.
 - (iii) Three (3) hour limit Monday-Friday, 6:30 pm until Midnight, and Saturday-Sunday, 7 am – Midnight.
- (F) For the north side of the 700 block of I (Eye) Street, SE:
 - (i) One dollar per hour (\$1.00/hr) for the first hour.
 - (ii) One dollar and fifty cents per hour (\$1.50/hr) for each additional hour.
 - (iii) Two (2) hour limit Monday-Friday, 7:00 a.m. – 6:30 p.m.
 - (iv) Three (3) hour limit Monday-Friday, 6:30 p.m. – Midnight, and Saturday-Sunday, 7:00 a.m. – Midnight.
- (2) Ballpark Event rates (beginning one (1) hour before and ending one-half (½) hour after the Ballpark Event):
 - (A) For Pennsylvania Avenue; 8th Street SE and 7th & D Streets SE bordering Eastern Market Metro Station; south side of 700 block of I (Eye) Street, SE; east side of First Street, SE between D & E Streets, SE; and D Street between 2nd and 3rd Street, SE:
 - (ii) One dollar and fifty cents per hour (\$1.50/hr).
 - (iii) Two (2) hour total time limit at parking meter.
 - (B) For New Jersey Ave, SE between E Street and Virginia Ave, SE, and Virginia Avenue between South Capitol Street and 7th Street, SE (both north & south of the SE-SW Freeway)
 - (i) Two dollars per hour (\$2.00/hr) for the first and second hours; and
 - (ii) Eighteen dollars per hour (\$18.00/hr) each additional hour.

- (C) For the south side of the 100 block of F Street, SE and the south side of the 200 block South Carolina Avenue, SE:
 - (i) Two dollars per hour (\$2.00/hr) for the first and second hours.
 - (ii) Eighteen dollars per hour (\$18.00/hr) for each additional hour.
- (D) For the north side of the 700 block of I (Eye) Street, SE:
 - (i) One dollar and fifty cents per hour (\$1.50/hr).
 - (ii) Two (2) hour limit.
- (3) Loading zones rates
 - (A) Monday-Friday: 7:00 a.m. – 4:30 p.m.:
 - (i) One dollar for first thirty minutes (\$1.00/1st - 30 min.);
 - (ii) One dollar and fifty cents for second thirty minutes (\$1.50/2nd – 30 min.); and
 - (iii) Two dollars for third thirty minutes (\$2.00/3rd – 30 min.).
 - (iv) Ninety (90) minutes total time limit in loading zone.
 - (B) On Monday-Friday, 4:30 p.m. to Midnight, and Sunday-Saturday, 7:00 am to Midnight, parking meter rates and time restrictions apply unless Ballpark Event rates apply.
 - (C) No Loading Zones rates are in effect in Zone C during Ballpark Events.
- (4) Holiday Rates: Unless there is a Ballpark Event, no parking meter rates or time restrictions shall be enforced on holidays. In the event of a Ballpark Event on a holiday, Ballpark Event rates shall apply.

2424.9

In addition to the visitor permits issued pursuant to § 2414, the Director may issue a visitor permit for the Ballpark Performance Parking Pilot Zone whereby

a visitor may park in the same manner and to the same extent as a Zone 6 residential parking permit holder. The visitor permit shall not be used in the following manner:

- (a) To avoid the requirement to register a District of Columbia resident's vehicle;
- (b) To avoid paying applicable parking meter rates or abiding by applicable time restrictions for persons entering the Ballpark Performance Parking Pilot Zone for any purpose other than visiting a resident in the Ballpark Performance Parking Pilot Zone;
- (c) Duplicating the visitor permit; or
- (d) Obtaining any compensation (monetary or otherwise) for the use or distribution of the visitor permit.

2424.10 If a receipt from a parking meter is required to park in the Ballpark Performance Parking Pilot Zone, the receipt shall be purchased from the meter closest to the parking space. The receipt shall be valid only when used for parking on the block closest to the parking meter that issued the receipt.

2424.11 If a receipt from a parking meter is required to park in the Ballpark Performance Parking Pilot Zone, and if the receipt has been received for an amount of parking time, no person shall purchase additional time from a parking meter to extend the parking time for the same motor vehicle at the same parking space for which the initial receipt was dispensed.

2424.12 The civil infractions and their respective fines set forth in § 2404 shall apply to the provisions in this § 2424 associated with the Ballpark Performance Parking Pilot Zone, except that fines during Ballpark Events shall be double the fines set forth in § 2404 or set forth elsewhere in this Chapter for non-Ballpark Event times.

By amending §2427.2 to read as follows:

2427.2 Streets listed in this subsection are exempt from the parking meter fee moratorium established in section 2426. Exempted streets are located within the boundaries listed in this subsection.

GEORGETOWN

STREET	FROM	TO
K St., NW	29th St., NW	37th St., NW (line off)

37th St., NW (line of)	K St., NW	Whitehaven Pkwy, NW
Whitehaven Pkwy, NW	37th St., NW	Wisconsin Ave., NW
Wisconsin Ave., NW	Whitehaven Pkwy, NW	S St., NW
S St., NW	Wisconsin Ave, NW	32nd St., NW
32nd St., NW	S St., NW	R St., NW
R St., NW	32nd St., NW	28th St., NW
28th St., NW	R St., NW	Q St., NW
Q St., NW	28th St., NW	26th St., NW
26th St., NW (line of)	Q St., NW	Rock Creek Pkwy, NW
Rock Creek Pkwy, NW	26th St., NW (line of)	K St., N.W.

MCI AREA

STREET	FROM	TO
Indiana Ave., NW	5th St., NW	6th St., NW
6th St., NW	Indiana Ave., NW	Pennsylvania Ave. NW
Pennsylvania Ave., NW	6th St., NW	9th St., NW
9th St., NW	Pennsylvania Ave., NW	K St., NW
K St., NW	9th St., NW	Massachusetts Ave., NW
Massachusetts Ave., NW	7th St., NW	5th St., NW
5th St., NW	Massachusetts Ave., NW	Indiana Ave., NW

BALLPARK PERFORMANCE PARKING PILOT ZONE [§ 2424]

All streets within the Ballpark Performance Parking Pilot Zone, designated as the area bounded by:

The Southeast/Southwest Freeway on the north, 10 Street, S.E. on the east, 12th Street, S.W. on the west, and the Washington Channel and Anacostia River on the south, including both sides of boundary streets, but not including the Southeast/Southwest Freeway; and

East Capitol Street on the north, 11th Street, S.E. on the east, Washington Avenue, S.W. and South Capitol Street on the west, and the Southeast/Southwest Freeway on the south, including both sides of boundary streets, but not including the Southeast/Southwest Freeway.

Section 2601, **PARKING AND OTHER NON-MOVING INFRACTIONS**, § 2601.1, the "Meter" and "Residential parking permit" sections are revised to read as follows:

Meter (includes fines associated with the Ballpark Performance Parking Pilot Zone) [§ 2404.24, § 2424.12]		In Ballpark Zone [§ 2404.24] [§ 2424.12]	During Ballpark Events [§ 2424.12]
Depositing additional payment to extend time beyond applicable limit [§ 2404.7, § 2424.12]	15.00	15.00	30.00
Illegally parked at [§ 2404.8, § 2424.12]	25.00	25.00	50.00
Failure to deposit payment [§ 2406.6, § 2424.12]	25.00	25.00	50.00
Failure to display multi-space parking meter receipt [§ 2402.10(d), § 2424.12]	50.00	50.00	100.00
Failure to display multi-space parking meter receipt properly [§ 2402.10(c), § 2424.12]	50.00	50.00	100.00
Displaying a multi-space parking meter receipt purchased at a meter that does not govern the parking space [§ 2424.10, § 2424.12]		30.00	60.00
Not parked in parking meter space [§ 2404.4, § 2424.12]	25.00	25.00	50.00
Obtaining an additional receipt to extend time for the same motor vehicle in the same parking space for which a prior receipt was already dispensed [§ 2424.11, § 2424.12]		30.00	60.00
Oversized vehicle at [§ 2404.5, § 2424.12]	25.00	25.00	50.00
Overtime at [§ 2404.3, § 2424.12]	25.00	25.00	50.00
Overtime parking in a loading			

zone [§ 2402.10(a), § 2424.12]	50.00	50.00	
The expiration time indicated on the parking meter receipt displayed on the vehicle has lapsed [§ 2402.10(b), § 2424.12]	50.00	25.00	100.00

...

Residential parking permit

Fail to properly display current sticker [§ 2411.6, § 2424.12]	15.00	15.00	30.00
Fail to remove expired sticker [§ 2411.6, § 2424.12]	15.00	15.00	30.00
Improper use of visitor permit [§ 2424.9, § 2424.12]		30.00	60.00
Residential permit parking area, beyond consecutive two hour period without valid permit [§ 2411.1, § 2424.12]	30.00	30.00	60.00

Section 9901, **DEFINITIONS**, § 9901.1, is amended to insert the following new definitions in alphabetical order:

Ballpark - Nationals Park baseball stadium.

Ballpark Event – Any activity held at the Ballpark expected to draw more than 3,000 attendees. Any Ballpark Event is considered to extend from the period of time beginning one (1) hour prior to the event's scheduled beginning at the Ballpark until thirty (30) minutes after the event ends.

Ballpark Performance Parking Pilot Zone (or Ballpark Zone) – The area designated as the area bounded by The Southeast/Southwest Freeway on the north, 10 Street, S.E. on the east, 12th Street, S.W. on the west, and the Washington Channel and Anacostia River on the south, including both sides of boundary streets, but not including the Southeast/Southwest Freeway; and East Capitol Street on the north, 11th Street, S.E. on the east, Washington Avenue, S.W. and South Capitol Street on the west, and the Southeast/Southwest Freeway on the south, including both sides of boundary streets, but not including the Southeast/Southwest Freeway.

Curbside Occupancy – Out of the total possible parking spaces on a street segment, the percentage that are occupied over a defined period of time.

Performance Parking Goal – Objective performance measure that can be monitored to determine the appropriateness of parking meter rates.

Performance Parking Pilot Zone – One of several parking areas defined for special parking pricing and other regulation under the Performance Parking Pilot Zone Emergency Act of 2008, DC Act 17-320, effective March 19, 2008.

All persons interested in commenting on the subject matter in this proposed rulemaking action may file comments in writing, not later than thirty (30) days after the publication of this notice in the *D.C. Register*, with Karina Ricks, Associate Director, District Department of Transportation, 2000 14th Street, N.W., 7th Floor, Washington, D.C. 20009. Comments may also be sent electronically to publicspace.committee@dc.gov. Copies of this proposal are available, at cost, by writing to the above address, and are also available electronically, at no cost, on the District Department of Transportation's web site at www.ddot.dc.gov.

NEW PARKING REGULATIONS IN THE BALLPARK DISTRICT

