

ENROLLED ORIGINAL

A RESOLUTION

15-556

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

May 4, 2004

To declare the existence of an emergency with respect to the need to clarify the procedures by which the National Capital Revitalization Corporation may exercise its eminent domain authority and to approve the exercise of eminent domain by the National Capital Revitalization Corporation or the RLA Revitalization Corporation in the Skyland area.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "National Capital Revitalization Corporation Eminent Domain Clarification and Skyland Eminent Domain Approval Emergency Declaration Resolution of 2004".

Sec. 2. The Skyland property is controlled by over 15 owners and contains 40 parcels of land. In order for development to proceed, the National Capital Revitalization Corporation ("NCRC") needs the Council to approve the use of eminent domain so that it can negotiate with landowners and start the process of site acquisition. The emergency is that site control is a precursor to obtaining firm commitments from retailers, and in order for development to proceed on a timely basis, the NCRC needs to bring to the table all land owners to commence the negotiation process and also to show the commitment of the D.C. government to the project.

Sec. 3. The Council finds that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the National Capital Revitalization Corporation Eminent Domain Clarification and Skyland Approval Emergency Amendment Act of 2004 be adopted on an emergency basis.

Sec. 4. This resolution shall take effect immediately.