

## DISTRICT DEPARTMENT OF TRANSPORTATION

## NOTICE OF PROPOSED RULEMAKING

The Director of the District Department of Transportation, pursuant to the authority of section 3(b) and section 5(3)(D) of Department of Transportation Establishment Act of 2002, effective May 21, 2002 (D.C. Law 14-137, D.C. Official Code § 50-921.01 (2003 Supp.)) Mayor's Order 2002-102 (June 12, 2002); and Mayor's Order 2003-59 (May 16, 2003), hereby gives notice of the intent to amend chapter 24 of Title 18 DCMR, "Vehicle and Traffic Regulations". The new subsections will regulate permit parking privileges granted to Advisory Neighborhood Commissioners pursuant to D.C. Official Code § 1-309.12(3)(D)(2001). Final rulemaking action to adopt these amendments shall be taken in not less than thirty (30) days from the date of publication of this notice in the D.C. Register.

Title 18 DCMR is amended by adding two new subsections § 2420.3 through 2420.9 to read as follows:

- 2420.3 An Advisory Neighborhood Commissioner while on official business and occupying a vehicle displaying an ANC parking placard distributed pursuant to D.C. Official Code § 1-309.12 may park the vehicle at any:
- (a) Parking meter without the requirement of payment of meter fees under 18 DCMR 2404.06;
  - (b) Timed-limit curbside space including Residential Permit Parking areas; or
  - (c) Official government reserved parking space.
- 2420.4 Nothing in § 2420.3 shall be construed as authorizing Advisory Neighborhood Commissioners to park a motor vehicle in any place where or during any times when the stopping, standing, or parking of motor vehicles is prohibited or set aside for specified types of vehicles, nor exempt the holder from the observance of any traffic regulation other than those mentioned in 2420.3.
- 2420.5 Any person who willfully and falsely commits any of the following acts shall be considered in violation of this chapter:
- (a) Utilizes an ANC placard or license plate not issued to that person to obtain the special parking privileges enumerated in this

chapter; or

(b) Allows a non-ANC Commissioner to use his or her placard or license plate to obtain parking privileges when the ANC Commissioner is not in the motor vehicle; or

(c) Utilizes an ANC parking placard or license plate for special parking privileges while not on official business.

- 2420.6 The Director is authorized to revoke the ANC parking privileges of any individual found to be in violation of this chapter. Upon written notification of the revocation the individual shall surrender the placard to the Director.
- 2420.7 Failure to surrender a revoked parking placard shall constitute a violation of this chapter.
- 2420.8 An ANC parking placard shall be issued upon request of an Advisory Neighborhood Commissioner and shall be valid for a period of two years or until the Commissioner's term ends, whichever is the first to occur, and may be renewed for a similar period for so long as the Commissioner remains in office.

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 Steve Asher, Chief of Staff, Traffic Services Administration, Department of Transportation, 2000 14th Street, N.W., 7th Floor, Washington, D.C. 20009. Copies of this proposal are available, at cost, by writing to the above address.