

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD**

NOTICE OF EMERGENCY RULEMAKING

The Alcoholic Beverage Control Board (“Board”), pursuant to the authority set forth in D.C. Official Code § 25-351(a) (2008 Supp.) and Section 303 of Title 23 of the District of Columbia Municipal Regulations (“DCMR”), hereby gives notice of the adoption of emergency rules that replace existing section 306 of Title 23 DCMR and maintain the current limit on the number of retailer’s licenses Class A, B, CR, CT, CN, CX, DR, DT, DN, and DX issued in a portion of East Dupont Circle, which shall be known as the East Dupont Circle Moratorium Zone, for a three (3) year period. These emergency rules also permit the approval of no more than four (4) lateral expansion applications.

On February 12, 2009, the Board received a request from Advisory Neighborhood Commission 2B (ANC 2B), voting nine (9) to zero (0) with a quorum present, for a thirty (30) day extension of the existing East Dupont Circle Moratorium Zone to April 23, 2009. The request for the extension was based upon ANC 2B’s desire to hold one more public meeting to receive community input and to finalize a committee report for consideration by the full ANC 2B. On March 4, 2009, the Board held a Fact Finding Hearing on the request for the thirty (30) day extension. ANC 2B appeared at the Fact Finding Hearing in support of the thirty (30) day extension. The Dupont Circle Merchants and Professional Association (DC MAP) also attended the Fact Finding Hearing and supported the thirty (30) day extension. As a result, the Board voted six (6) to zero (0) on March 4, 2009, to extend the existing East Dupont Circle moratorium for thirty (30) days to April 23, 2009.

On March 12, 2009, ANC 2B filed its resolution, adopted on a nine (9) to zero (0) vote with a quorum present, to renew the East Dupont Circle moratorium for a five (5) year period. The ANC 2B resolution requested the approval of no more than two (2) lateral expansions of existing licenses. The resolution also addressed requirements regarding entertainment endorsements, requested a prohibition on additional sidewalk café and rooftop seats for establishments along 17th Street between P and Q Streets, N.W., and encouraged establishments adjacent to Stead Park to construct summer gardens overlooking the renovated park.

On April 15, 2009, the Board held a public hearing on ANC 2B’s request to renew the moratorium pursuant to the requirements of D.C. Official Code § 25-354 (2001) and to approve no more than two (2) requests for lateral expansion of existing licenses. The Board received a significant amount of detailed testimony and comments, both in favor of and in opposition to the renewal of the East Dupont Circle moratorium.

On April 22, 2009, the Board found based upon the appropriateness standards set forth in D.C. Official Code §§ 25-313(b)(2) and 25-313(b)(3) (2001), that the testimony and evidence put forward by ANC 2B, and various individual residents located in or in proximity to the East

Dupont Circle Moratorium Zone warranted the continued limit on the number of retailer's licenses Class A, B, CR, CT, CN, CX, DR, DT, DN, and DX issued in the East Dupont Circle Moratorium Zone, based upon the appropriateness standards set forth in D.C. Official Code §§ 25-313(b)(2) and 25-313(b)(3) (2001) with some modification. The Board voted to modify the existing moratorium to permit the issuance of one (1) additional Class CR or Class DR retailer's license.

At the April 22, 2009 hearing, the Board adopted ANC 2B's proposal for the approval of no more than two (2) lateral expansion applications. The Board also noted that while it gave great weight to the ANC and considered heavily the concerns of the residents who live most closely to the commercial corridor, it is the Board's position that moratoriums are not meant to be in place indefinitely. The existing East Dupont Circle moratorium has been in place for over eighteen (18) years and there has been a great deal of change in the neighborhood it is intended to preserve.

On June 25, 2009, a Request for Reconsideration of the East Dupont Circle moratorium Proposed Rulemaking was filed by area residents led by David J. Mallof, Donald Jones, and Madison Jones (the Residents) asking the Board to reverse itself on three proposed actions in its April 22, 2009, decision. Specifically, the Residents requested that the Board not increase the number of existing licenses from 22 to 23; that the Board prohibit incremental licensing; and that the lateral expansions be limited to interior space only.

The Board, having been asked to reconsider its decision of April 22, 2009, takes this opportunity to not only review the Residents' Request for Reconsideration, but also takes this opportunity to revisit the entirety of its April 22, 2009, decision. The Board has decided to make two substantive changes to its original April 22, 2009, notice of proposed and emergency rulemaking. First, the Board is in agreement with the Residents' request that the Board maintain the current limit of existing licenses at twenty-two (22). As such, the Board has decided not to add an additional license in the East Dupont Circle Moratorium Zone. Second, public comment received by the Board reflects that there is a need for more than the two (2) lateral expansion applications requested by ANC 2B. Specifically, there are establishments with significant neighborhood support, who would not be able to file if lateral expansions were limited to only two (2) applications. As such, the Board now finds that it is appropriate to grant four (4) lateral expansions, rather than the two (2) that were originally requested.

This rulemaking was adopted by the Board on July 29, 2009, by a four (4) to two (2) vote. Board Members Mital M. Gandhi and Charles Brodsky dissented from the position taken by the majority of the Board with regard to the rulemaking. Board Members Gandhi and Brodsky were in favor of lifting the moratorium on lateral expansions altogether. Board Members Gandhi and Brodsky believe that the moratorium on lateral expansions has outlived its original purpose and that the restriction contributes to the stifling of economic growth in neighborhoods such as East Dupont Circle.

The statements set forth above reflect the written reasons for the Board's decision as required by subsection 303.1 of Title 23 DCMR (2004).

The emergency action is necessary for the preservation of the health, safety and welfare of the District residents by: (1) ensuring that the limitations placed on the issuance of new retailer's licenses Class A, B, CR, CT, CN, CX, DR, DT, DN, and DX are not exceeded; and (2) allowing no more than four (4) lateral expansion requests.

Pursuant to D.C. Official Code § 25-211(b)(2) (2008 Supp.), these proposed rules were transmitted to the Council of the District of Columbia ("Council"), and the final rules may not become effective until their approval by Council resolution during the ninety (90) day period of Council review.

These emergency rules were re-adopted by the Board on December 2, 2009, and again on May 12, 2010 to keep the existing moratorium in effect while the Council considers identical proposed rules already before the Council. These emergency rules will expire 120 days from the date of effectiveness or upon publication of a Notice of Final Rulemaking in the *D.C. Register*, whichever occurs first.

Title 23 DCMR, Chapter 3 (Limitations on Licenses), is amended by replacing the existing section 306 to read as follows:

306 EAST DUPONT CIRCLE MORATORIUM ZONE

- 306.1 A limit shall exist on the number of Retailer's licenses issued in the area that extends approximately six hundred (600) feet in all directions from the intersection of 17th and Q Streets, N.W., Washington, D.C., as follows: Class A – Two (2); Class B – Two (2); Class CR or Class DR – Sixteen (16); Class CT or Class DT – Two (2); Class CN or DN – Zero (0); and Class CX or Class DX – Zero (0). This area shall be known as the East Dupont Circle Moratorium Zone.
- 306.2 The East Dupont Circle Moratorium Zone is more specifically described as the area bounded by a line beginning at New Hampshire Avenue and S Street, N.W.; continuing east on S Street, N.W., to 17th Street, N.W.; continuing south on 17th Street, N.W., to Riggs Place, N.W.; continuing east on Riggs Place, N.W., to 16th Street, N.W.; continuing south on 16th Street, N.W., to P Street, N.W.; continuing west on P Street, N.W., to 18th Street, N.W.; continuing north on 18th Street, N.W., to New Hampshire Avenue, N.W.; and continuing northeast on New Hampshire Avenue, N.W. to S Street, N.W.
- 306.3 All hotels, whether present or future, shall be exempt from the East Dupont Circle Moratorium Zone.

- 306.4 Nothing in this section shall prohibit the Board from approving the transfer of ownership of a Retailer's license Class A, B, CR, CT, DR, or DT located within the East Dupont Circle Moratorium Zone, subject to the requirements of the Act and this title.
- 306.5 Nothing in this section shall prohibit the Board from approving the transfer of a license from a location within the East Dupont Circle Moratorium Zone to a new location within the East Dupont Circle Moratorium Zone.
- 306.6 A license holder outside the East Dupont Circle Moratorium Zone shall not be permitted to transfer its license to a location within the East Dupont Circle Moratorium Zone unless the transfer will not exceed the number of licenses permitted in the East Dupont Circle Moratorium Zone for that particular class or type, as set forth in Section 306.1.
- 306.7 Subject to the limitation set forth in Section 306.8, nothing in this section shall prohibit the filing of a license application or a valid protest of any transfer or change of license class.
- 306.8 No licensee in the East Dupont Circle Moratorium Zone shall be permitted to request a change of license class to CT, DT, CN, or DN.
- 306.9 No more than four (4) lateral expansion applications shall be approved by the Board in the East Dupont Circle Moratorium Zone. If four (4) lateral expansion applications are approved by the Board, current holders of a Retailer's license Class A, B, C, or D within the East Dupont Moratorium Zone shall not be permitted to apply to the Board for expansion of service or sale of alcoholic beverages into any adjoining or adjacent space, property, or lot, unless either: (a) the prior owner or occupant of the adjacent space, property, or lot held within the prior five (5) years a Retailer's license Class A, B, C, or D; or (b) the adjacent space, property, or lot had, for the prior five (5) years, a certificate of occupancy or building permit held in the name of the current holder of the Retailer's license Class A, B, C, or D seeking the lateral expansion. Nothing in this section shall prohibit holders of a Retailer's license Class C or D from applying for outdoor seating in public space.
- 306.10 This section shall expire three (3) years after the date of publication of the notice of final rulemaking.

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD**

NOTICE OF EMERGENCY RULEMAKING

The Alcoholic Beverage Control Board (“Board”), pursuant to the authority set forth in D.C. Official Code § 25-351(a) (2008 Supp.) and section 303 of Title 23 of the District of Columbia Municipal Regulations (“DCMR”), hereby gives notice of its intent to adopt emergency rules that amend existing subsection 307.3 of Title 23 DCMR by modifying the existing West Dupont Circle Moratorium Zone to exclude the 1500 block of Connecticut Avenue, N.W. These rules would also allow an existing restaurant licensee in the 1600 block of 21st Street, N.W., to apply to change its license class from a restaurant to a multipurpose facility.

The Board received a written letter from Advisory Neighborhood Commission (ANC) 2B, dated August 12, 2009, requesting that the Board amend the existing West Dupont Circle Moratorium Zone, as permitted by D.C. Official Code § 25-351(f), to carve out the 1500 block of Connecticut Avenue, N.W. ANC 2B’s letter indicates that the buildings on the 1500 block of Connecticut Avenue, N.W. have been vacant for several years and an opportunity now exists to place restaurants in that vacant space. ANC 2B states that its request is also supported by the Dupont Circle Citizen’s Association, Historic Dupont Circle Main Streets, and the Dupont Circle Merchants and Professionals Association. Additionally the District of Columbia Association of Beverage Alcohol Wholesalers has indicated its written support for this rulemaking.

At a September 9, 2009, public hearing, the Board received support for ANC 2B’s proposal from the Dupont Circle Merchants and Professionals Association. The Board also received testimony from the Phillips Collection requesting that the Board allow an existing restaurant licensee in the 1600 block of 21st Street, N.W., to apply for a multipurpose facility license.

The Board found ANC 2B’s request to be appropriate in its entirety and is adopting its recommendation. The Board also found appropriate the request of the Phillips Collection to allow for existing restaurant licenses in the 1600 block of 21st Street, N.W., to be eligible to apply for a multipurpose facility license.

The statements set forth above reflect the written reasons for the Board’s decision as required by subsection 303.1 of Title 23 DCMR.

The emergency action is necessary for the preservation of the health, safety and welfare of District residents. Specifically, the testimony of ANC 2B indicated that the issuance of additional restaurant licenses is necessary to contribute to the revitalization of a neighborhood that has endured vacant properties due to the departure of a large corporation that once occupied the 1500 block of Connecticut Avenue, N.W.

These emergency rules were originally adopted by the Board on September 16, 2009. The rules became effective on that date. Pursuant to D.C. Official Code § 25-211(b)(2) (2008 Supp.), these proposed rules were transmitted to the Council of the District of Columbia (“Council”),

and the final rules may not become effective until their approval by Council resolution during the ninety (90) day period of Council review.

These emergency rules were re-adopted by the Board on January 6, 2010 and again on May 12, 2010, to keep the existing moratorium in effect while the Council considers the proposed rules. These emergency rules will expire 120 days from the date of effectiveness or upon publication of a Notice of Final Rulemaking in the *D.C. Register*, whichever occurs first.

Title 23 DCMR, Chapter 3 (Limitations on Licenses), is amended by replacing the existing subsection 307.3 to read as follows:

307.3 All hotels, whether present or future, shall be exempt from the West Dupont Circle Moratorium Zone. The 1500 block of Connecticut Avenue, N.W., shall also be exempt from the West Dupont Circle Moratorium Zone. Notwithstanding the limitation on licenses contained in subsection 307.1, an existing Class CR or DR licensee in the 1600 block of 21st Street, N.W., shall be eligible to apply to change its license class from a restaurant to a multipurpose facility. Any license class change application approved by the Board from a restaurant to a multipurpose facility in the 1600 block of 21st Street, N.W., shall continue to count against the limit of permitted restaurant licenses by reducing the number of permitted restaurant licenses by one (1) for the duration of the West Dupont Circle Moratorium.

OFFICE OF THE CITY ADMINISTRATOR**NOTICE OF EMERGENCY AND PROPOSED RULEMAKING**

The City Administrator, pursuant to the authority under paragraph 7 of the General Expenses titles of An Act making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June thirtieth, nineteen hundred and ten, and for other purposes, approved March 3, 1909 (35 Stat. 689, ch. 250; D.C. Official Code § 6-661.01(a)) and Mayor's Order 88-16, January 22, 1988, hereby gives notice of the adoption of the following emergency rulemaking.

This emergency rulemaking will add a new subtitle K, chapter 1 to Title 12 of the District of Columbia Municipal Regulations establishing the fees to be charged by the Department of Consumer and Regulatory Affairs (DCRA) for building permits, certificates of occupancy, and other permits required by the District of Columbia Construction Codes or the Director of DCRA.

This emergency rulemaking is necessitated by the immediate need to comply with District law requirements of a balanced budget. The delay by the Council of the District of Columbia to review and approve the Fiscal Year 2010 Balanced Budget Support Emergency Act of 2010 has created the potential of an unbalanced budget. This emergency rulemaking will contribute the revenue necessary to maintain the District's balanced budget. The revenue obtained will be used to maintain critical services to the District's citizens and thereby preserve their health, safety, and welfare.

This emergency rulemaking was adopted on May 25, 2010, to become effective June 1, 2010. This emergency rulemaking will remain in effect for up to one hundred twenty (120) days from the date of effectiveness, unless earlier superseded by a notice of final rulemaking.

The City Administrator also hereby gives notice of the intent to adopt this rule, in final, in not less than thirty (30) days from the publication of this notice in the *D.C. Register*.

Title 12 of the District of Columbia Municipal Regulations is amended by adding a new Subtitle K, Chapter 1 to read as follows:

SUBTITLE K**CHAPTER 1 DCRA PERMITS DIVISION SCHEDULE OF FEES**

Sec.

100 General Provisions
101 Building Permit Fees

100 GENERAL PROVISIONS

100.1 This chapter establishes the fees for building permits, certificates of occupancy, and other permits required by the District of Columbia Construction Codes or code official.

100.2 Starting on June 1, 2010, the Director shall charge an additional fee of ten percent (10%) on the total cost of each permit issued, or document furnished, pursuant to this chapter to cover the costs of enhanced technological capabilities of the Permits Division. The additional fee required by this subsection shall expire on October 1, 2013.

101 BUILDING PERMIT FEES

101.1 The Director shall charge the following fees, pursuant to the Construction Codes Approval and Amendments Act of 1986, effective March 21, 1987 (D.C. Law 6-126; D.C. Official Code § 6-1405.01):

(a) Building structures and equipment:

Description	Fee Description	Fee Amount
New construction and alterations	Filing deposit	50% of the assessed permit fee based on the estimated cost of construction not to exceed \$20,000.
New construction and additions	Permit fee	\$0.03 per cubic foot of construction
	Green Building Fee - New construction	\$0.002 per square foot of construction
Alteration and repair	Permit Fee: construction valued less than \$500	\$33
	Permit Fee: construction valued between \$501-\$1,000	\$65
	Permit Fee: construction valued between \$1,001-\$1 million	\$30 + 2% of construction value \$1001-\$1 million
	Permit Fee: construction valued over \$1 million	\$10,030 + 1% of total construction cost
	Green Building Fee: construction valued between \$1,001-\$1 million	0.13% of construction value
	Green Building Fee: construction valued over \$1 million	\$1,300 + 0.0065% of construction value over \$1 million
Asbestos removal		Same as alteration/repair
Awning		\$65 each
Capacity placard review		\$20/hour
Contamination testing		\$33
Demolition		\$30 + 2% of construction cost

Excavation only	Less than 50,000 cubic feet	\$130
	50,000 cubic feet or more	\$650
Fire retardant painting	Less than 200 square feet	\$26
	200 square feet or more	\$46
Fence on private property (installation or repair)		\$33
Foundation only	Less than 50,000 cubic feet	\$130
	50,000 cubic feet or more	\$650
Garage (new) or shed (new)		\$65
Grandstand	100 or fewer seats	\$33
	101-500 seats	\$65
	501-1,000 seats	\$100
	Each additional 1,000 seats	\$33
Projection into public space	Residential	\$65 each
	Commercial	\$130 each
	Modification (variance)	\$130 each
Raze		\$0.02/cubic foot
Retaining wall, tank, tower		\$46/\$1000 of construction cost
Sheeting & shoring	Less than 50,000 cubic feet	\$130
	50,000 cubic feet or more	\$650
Sign	New up to 25 square feet	\$65
	New between 25-100 square feet	\$130
	More than 100 sq. ft.	\$130 + \$2 for each square foot over 100 square feet
	Billboard repair	\$33 each
	Special Sign artwork change	\$500 each
Swimming Pool	Up to 15,000 gallons	\$260
	More than 15,000 gallons	\$260 + \$33/1000 gallon
Test boring for gas/soil/water		\$7/bore
Miscellaneous (antenna, kiosk, pole, satellite dish, temporary barricade/fence/trailer/sidewalk shed/bridge, tent, tower crane)		\$33 each
Permit renewal or change of permit ownership		\$33 each
Postcard Permit		\$33 each

(b) Special permits and reviews:

<u>Description</u>		<u>Fee Amount</u>
Commission for Fine Arts review filing (first time, non-refundable)		\$33
Covenant	Processing	\$325
	Requiring Mayor's signature	\$130 additional
Preliminary Design Review Meeting	Single family	\$65
	Commercial: less than 10,000 sq. ft. (1 hour maximum)	\$130
	Commercial: between 10,000-100,000 sq. ft. (2 hour maximum)	\$390
	Commercial: 100,001 square feet and greater (3 hour maximum)	\$650
	Additional: per full or fraction of hour	\$150
Repeat Technical Review (rejected, revised, re-reviewed plans)	Single family	\$65
	Commercial: less than 10,000 square feet	\$130/discipline
	Commercial: between 10,000-100,000 square feet	\$390/discipline
	Commercial: 100,001 square feet and greater	\$650/discipline
Tenant layout		\$20/hour
Home Occupation	Non-refundable permit filing fee	\$33
	Permit issuance fee	\$33
Certificate of Occupancy	Copy	\$7 for regular copy; \$20 for certified copy/affidavit
	5,000 square feet or less	\$42 + \$33 filing fee
	5,001-50,000 square feet	\$42 + \$0.004/square foot + \$33 filing fee
	50,001-100,000 square feet	\$276 + \$0.003/square foot + \$33 filing fee
	100,001 sq. ft. or more	\$471 + \$0.0013/square foot. + \$33 filing fee
Certificate of Use	Enclosed sidewalk café	\$260 + \$0.03/cubic foot
	Unenclosed	\$260
	Certificate of use	\$260 per year

(c) Supplemental permits:

<u>Description</u>	<u>Fee</u>
Annual inspection certification-BBPV	\$33 each
Boiler furnace change or rebuilding	\$52 each
Boiler – MB	\$46 each

Fired object (misc.)		\$46 each
Incinerator & trash chutes	0-100 lbs/hour or domestic incinerator	\$33 each
	101-300 lbs/hour	\$52
	301-500 lbs/hour	\$65
	Over 500 lbs/hour	\$100
H/W boiler	0-500 gals/hour	\$46 each
	Over 500 gals/hour	\$52 each
Incinerator alterations	0-300 lbs	\$33 each
	Over 300 lbs	\$52 each
Heating boiler	0-1200 MBH	\$33 each
	1201-6000 MBH	\$52 each
	Over 6000 MBH	\$65 each
	0-8,500 sq. ft.	\$52 each
	Over 8,500 sq. ft.	\$100 each
Miniature boiler	Up to 500 gallons/hour	\$46 each
	500 gallons/hour and over	\$52 each
Oil-fired furnace	0-100 MBH	\$26 each
	Over 100 MBH	\$33 each
Power boiler	Q-10 HP; or 1675-8369 MBH	\$52 each
	11-50 HP; or 8370-16,739 MBH	\$65 each
	51-150 HP	\$100 each
	Over 150 HP; over 33,479 MBH	\$195 each
	0-1674 MBH	\$33 each
	16,740-33,479 MBH	\$111 each
Trash chute: No incinerator installation or misc.		\$46 each
Unfired pressure vessel		\$33 each

(d) Additional supplemental permits:

Group 1. Outlet (receptacle, switch, or fixture) wiring only	
Outlets(receptacles, switches, fixtures)	\$20 for each 10, or fraction of 10
Group 2. Fixture & Lamp Holder	
Lights fixtures and lamp holders	\$8 for each 10, or fraction of 10
Group 3. Electrical Discharge Sign	
Up to 500 VA	\$26
Each additional whole or fraction of 500 VA	\$20
Group 4. Heating Equipment	
Baseboard or space heater	\$10/KW up to 10 KW; \$6 for each additional KW
Furnace or unit heater	\$36 for first one; \$16, each additional

Furnace controls wiring/replacement only	\$24 each
Group 5. Commercial Heating and Cooking	
Appliance, 1-8 kW range	\$26 for first one; \$16, each additional
Appliance, over 8 kW range	\$36 for first one; \$16, each additional
Group 6. Motors & Generators	
Less than ¼ HP range	\$20 for each 10 or fraction of 10
¼-1 HP range	\$33 for first motor; \$16 for each additional
1-5 HP range	\$46 for first motor; \$16 for each additional
Over 5-10 HP range	\$60 for first motor; \$20 for each additional
Over 10-20 HP range	\$72 for first motor; \$26 for each additional
Over 20-30 HP range	\$91 for first motor; \$39 for each additional
Over 30-50 HP range	\$117 for first motor; \$47 for each additional
Over 50-75 HP range	\$130 for first motor; \$52 for each additional
Over 75 HP range	\$143 for first motor; \$65 for each additional
Group 7. Service	
Service conductor - conductors and poles	\$26 for first service/pole; \$8 each additional service/pole
Service conductor - overhead/underground	\$20 each
Group 8. Service & Meter Equipment	
Up to 20 Amp range	\$39 for first; \$16 for each additional
201-400 Amp range	\$52 for first; \$24 for each additional
401-800 Amp range	\$78 for first; \$39 for each additional
Over 800 Amp range	\$124 for first; \$52 for each additional
Group 9. Transformers	
1-10 kVA range	\$33 for first; \$16 for each additional
11-75 kVA range	\$46 for first; \$20 for each additional
76-200 kVA range	\$55 for first; \$23 for

	each additional
Over 200 kVA range (vault)	\$117 for first; \$52 for each additional
Group 10. Theater or Other Places of Public Assembly Equipment	
Spotlight	\$33 for first arc; \$16 each additional
	\$26 for first portable/temporary arc; \$16 each additional
	\$20 for first portable/incandescent; \$8 each additional
Motion picture machine	\$65 for first permanent; \$33 for each additional
	\$39 for first portable; \$20 for each additional
Slide projector	\$36 for first; \$20 each additional
Amplifier or portable switchboard	\$33 for first; \$16 each additional
Switchboard or dimmer over 1kW	\$26 for first; \$16 each additional
Portable TV installation	\$26 for first receiver; \$13 each additional
Portable or temporary incandescent light (no spotlights)	\$26 for 1-25 lights; \$33 for 26-50 lights; \$39 for 51-100 lights
	\$13 for each additional 100 lights or fraction of 100
Group 11. Temporary Installations, Decorations, Lawn Fetes, etc	
1-25 lights	\$33 for the first 90 days; \$16 for each additional 90 days or more
26-50 lights	\$39 for the first 90 days; \$20 for each additional 90 days or more
51-100 lights	\$55 for the first 90 days; \$28 for each additional 90 days or more
Each additional 100 lights	\$20 for the first 90 days; \$8 for each additional 90 days or

	more
Use of current on wiring, apparatus, and fixtures, for use pending installation completion	\$55 for the first 90 days; \$28 for each additional 90 days
Circus/carnival	\$125 for up to 50 kW; \$125 for each additional 100 kW
Exhibition	\$60 for up to 3000 square feet; \$33 for each additional 1000 square feet
Group 12. Radio and Television	
Centralized receiver amplifier	\$33 for the first amplifier; \$25 for each additional
Centralized speaker station	\$20 for the first station; \$20 for each 10 or fraction of 10
Closed circuit television camera	\$26 for the first camera; \$20 for each additional
Receiving station (including antenna/ground connection device for receivers)	\$20 for the first station; \$15 for each additional
Transmitting station	\$65 for the first station; \$33 for each additional
Group 13. Miscellaneous (R=Residential)	
ARC vapor lamp	\$26 for the first; \$16 for each additional
Battery charger	\$33 for the first; \$16 for each additional
Crane, electric, for construction work	\$125
Central air conditioning system, up to 5 T (R)	\$65 for the first; \$26 each for 2-25 systems; and \$16 each for more than 25
Clothes dryer (R) or range (R)	\$20 for the first; \$7 for each additional
Conduits-empty	\$20 per floor
Electric furnace (R)	\$39 for the first; \$29 each for 2-25 systems; and \$16 each for more than 25
Electric sign-incandescent	\$8 for each 10 or fraction of 10
Fire alarm system devices	\$20 for each 10 or

		fraction of 10
Panel board replacement/feeder conductor replacement		\$20 for the first panel board/feeder; \$8 for each additional
Preventive maintenance		\$130 per switchboard
Rectifier or welder		\$39 for the first; \$16 for each additional
X-ray machine		\$33 for the first; \$16 for each additional
Postcard Permit: Electrical General		\$20 each
Postcard Permit: Electrical Heavy-Up		\$59 each
Fire alarm/smoke/heat detectors; or LV telephone/data/voice outlets; or LV security alarm devices/data/voice devices; or sprinkler flow/tamper switches		\$20 each 10 or fraction of 10
Minimum permit fee		\$20
Appliances installation each type		\$26 for the first; \$20 for each additional
Gas conversion burner installation		\$46 each
Postcard Permit		\$26 per fixture or appliance
Gas appliances include boilers, cookers, ranges, furnaces, heaters, ironers (commercial or residential), kettles, mangles, radiators, refrigerators, stills, water heaters, grills, fireplaces, dryers, ovens, broilers, and fryers.		
Refrigeration Air Conditioning	Class E - 0-120,000 BTU/h	\$46 each
	Class D - 120,000-600,000 BTU/h	\$78 each
	Class C - 600,001-1,200,000 BTU/h	\$195 each
	Class B - 1,200,001-2,400,000 BTU/h	\$260 each
	Class A - over 2,400,000 BTU/h	\$390 each
Postcard Permit (up to 10 Ton)		\$46 each
Line cap (includes sewer, water); line cut (includes gas, sewer, soil waste, vent, and water lines); line test (gas lines); or meter relocation (gas or water)		\$26 each
Plumbing fixture		\$26 for the first; \$20 for each additional
Postcard Permit		\$26 per fixture or appliance
Sprinkler system (alter, install, repair, & check valve)	NFPA 13 system, up to 50 heads	\$4 per head
	Each additional head over 50	\$2 per head
	NFPA 13R or 13D system, up to 20 heads	\$3 per head
Plumbing fixtures including backflow preventers, basins, bath tubs, bidets, dishwashers, down spouts, drains (area/floor/roof), drinking fountains, garbage disposals, grease interceptors, hose bibs, laundry tubs, sewage		

ejectors, showers, sinks, slop sinks, sump pumps, urinals, washer boxes, and water closets.	
Boundary Surveys	
Field work	\$93
Drafting	\$25
Computing	\$38
Wall Examination	
Wall examination	\$182 + \$117/hour
Surveys: all types except wall exams (minimum of 2 hours charged)	\$255 + \$117/hour
Wall compilation	\$60 per building
Building Plats	
Up to 3 usual-shaped lots	\$50
More than 3 usual-shaped lots	\$50
Each additional lot	\$15
Unusual-shaped lots/large size tracts	\$30/hour
Optional expedited building plat	\$75
Optional electronic building plat	\$5
Certified copies of records	\$20
Optional Preliminary Review Meetings	
With Surveyor	\$50/hour
With Surveyor's office staff	\$30/hour
Computation Plat	
Research, computation, preparation, and recording of plat up to 3 usual-shaped sites	\$200
More than 3 usual-shaped sites	\$200
Each additional site	\$60
Correction of plat or plans	\$100
Registration of Land Surveyors	
Application	\$125
Examination	\$72
Retake of examination	\$40
Renewal of certification	\$75
Late renewal of certification	\$100
Reinstatement of certification	\$137
Street and Alley Closings or Revisions	
Closing application initial processing stage	\$2,500
Final processing stage	\$1,170
Application Revision	
Prior to completion of agency review application	\$130 each
After initial agency review	\$130
Dedication only of street and alley	\$72
Changing application basis after legislative package prepared	\$72 each
Changing application basis after recordation	\$101 each

Public Hearing and Recording	
Public hearing and recording	\$1,170 each
Change of Highway Plan	
Research, computation, and preparation	\$1,870
Public hearing and recording	\$1,170
Transfer of jurisdiction plat	\$420
Subdivision of Land Plats for:	
Up to 3 usual-shaped lots	\$400
More than 3 usual-shaped lots	\$400
Each additional lot	\$60
Irregular shaped sites (minimum fee for usual-shaped lot)	\$60/hour
Recordation	\$26
Redrawing plat of subdivision	\$65
Correcting/amending plat prior to recordation	\$24
Analysis of deed description	\$8
Preparing written metes and bounds description	\$65
Correcting/amending plat prior to recordation	\$24
Property Line Analysis Statement	
Issuance of written statement	\$104
Site visit (no written statement)	\$65
Establishment or Abandonment of Easements	
Miscellaneous plat	\$232
Field work	\$95/hour
Drafting	\$25/hour
Computing	\$38/hour
Recordation of Private Surveyors Plats	
Recording	\$100
Filing wall examination report	\$50
Condo Plats	
Initial recording of plats and plans	\$390
Plus	\$20 per recorded sheet
Recording amended plan and/pr plan	\$195
Plus	\$20 per amended sheet
Cancellation of private surveyor's recorded condo plat	\$100
Survey Copy Fees	
Prints from document or from microfilm normal service	\$4
Plat obtained from archival storage	\$39
Plus print	\$4
Unusually large prints	\$8
Fire Suppression Systems: Hoods and Ducts	

1-50 nozzles	\$6 each
Each nozzle thereafter	\$3 each
Minimum project review fee	\$33
Shop Drawing Review	
Shop drawing review fees	\$20/hour
Elevator	
Elevator repair fee	1% of construction cost
New elevator fee	\$85
Designation of a New Address	
New address	\$25 each
Modification and Variance Requests	
Modification and variance requests	\$175

All persons desiring to comment on these proposed regulations should submit comments in writing to Helder Gil, Legislative Affairs Specialist, Department of Consumer and Regulatory Affairs, 1100 Fourth Street, SW, Room 5164, Washington, D.C. 20024, or via e-mail at helder.gil@dc.gov, not later than thirty (30) days after publication of this notice in the *D.C. Register*. Copies of the emergency and proposed rules can be obtained from the address listed above. A copy fee of one dollar (\$1.00) will be charged for each copy of the emergency and proposed rulemaking requested. Free copies are available on the DCRA website at <http://dcra.dc.gov> by going to the "DCRA News" link and then clicking on the "Rulemaking" tab.

DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS**NOTICE OF EMERGENCY AND PROPOSED RULEMAKING**

The Director of the Department of Consumer and Regulatory Affairs, pursuant to the authority under section 101(b) of the Omnibus Regulatory Reform Amendment Act of 1998, effective April 29, 1998 (D.C. Law12-86; D.C. Official Code § 47-2851.04(c)(1)), hereby gives notice of the adoption of the following emergency rulemaking.

This emergency rulemaking will add a new chapter 5 to Title 17 of the District of Columbia Municipal Regulations establishing the fees to be charged by the Department of Consumer and Regulatory Affairs for all basic business licenses.

This emergency rulemaking is necessitated by the immediate need to comply with District law requirements of a balanced budget. The delay by the Council of the District of Columbia to review and approve the Fiscal Year 2010 Balanced Budget Support Emergency Act of 2010 has created the potential of an unbalanced budget. This emergency rulemaking will contribute the revenue necessary to maintain the District's balanced budget. The revenue obtained will be used to maintain critical services to the District's citizens and thereby preserve their health, safety, and welfare.

This emergency rulemaking was adopted on May 25, 2010, to become effective June 1, 2010. This emergency rulemaking will remain in effect for up to one hundred twenty (120) days from the date of effectiveness, unless earlier superseded by a notice of final rulemaking.

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

Title 17 of the District of Columbia Municipal Regulations is amended by adding a new chapter 5 to read as follows:

CHAPTER 5 BASIC BUSINESS LICENSE SCHEDULE OF FEES

Sec.	
500	General Provisions
501	Entertainment License Endorsements
502	Environmental Materials Endorsements
503	Housing: Transient Endorsements
504	Housing: Residential Endorsements
505	Inspected Sales and Services Endorsements
506	Manufacturing Endorsements
507	Motor Vehicle Sales, Service and Repair Endorsements
508	Public Health: Food Establishment Retail Endorsements
509	Public Health: Food Wholesale
510	Public Health: Public Accommodation Endorsements
511	Public Health: Pharmacy and Pharmaceuticals Endorsements
512	Public Health: Funeral Establishment Endorsements

- 513 Employment Services Endorsements
- 514 General Sales Endorsements
- 515 General Service and Repair Endorsements
- 516 General Business Endorsements

500 GENERAL PROVISIONS

- 500.1 This chapter establishes the fees and charges for licenses issued pursuant to the basic business license system (D.C. Official Code § 47-2851.01 *et seq.*).
- 500.2 The Director shall charge a fee of seventy dollars (\$70) for each basic business license, plus a fee of twenty-five dollars (\$25) for each endorsement added to the basic business license. Each basic business license and endorsement shall be valid for two (2) years from the date of issuance, unless earlier revoked or voluntarily relinquished.
- 500.3 The Director shall charge a fee of seventy dollars (\$70) for the renewal of each basic business license, plus a fee of twenty-five dollars (\$25) for each renewal endorsement added to the basic business license.
- 500.4 Starting on June 1, 2010, the Director shall charge an additional fee of ten percent (10%) on the total cost of each basic business license to cover the costs of enhanced technological capabilities of the basic business licensing system. The additional fee required by this subsection shall expire on October 1, 2013.

501 ENTERTAINMENT LICENSE ENDORSEMENTS

- 501.1 The Director shall charge fees for business license categories with an Entertainment endorsement as follows:
 - (a) Amusement park: \$416;
 - (b) Athletic exhibition: \$34;
 - (c) Billiard parlor: \$102 per table;
 - (d) Bowling alley: \$102 per lane;
 - (e) Carnivals and street festivals: \$158 per day;
 - (f) Circus: \$14 per car; \$19 per truck; with a maximum fee of \$875;
 - (g) Game table: \$102 per table;
 - (h) Mechanical Amusements Machines: \$50 for every three (3) machines;

- (i) Moving picture theater: \$1,079;
- (j) Public hall: \$1,300;
- (k) Skating rink: \$1,300;
- (l) Special events:
 - (1) If the application for the license is submitted thirty (30) days or more before the event: \$205 per day of event;
 - (2) If the application for the license is submitted between fifteen (15) and twenty-nine (29) days before the event: \$205 per day of event, plus \$100 expediting fee;
 - (3) If the application for the license is submitted fourteen (14) or fewer days before the event: \$205 per day of event, plus \$200 expediting fee;
- (m) Theater (live): \$2,392.

502 ENVIRONMENTAL MATERIALS ENDORSEMENT

502.1 The Director shall charge fees for business license categories with an Environmental Materials endorsement as follows:

- (a) Asbestos abatement business: \$780;
- (b) Bulk fuel metering: \$167;
- (c) Bulk fuel storage: \$208;
- (d) Bulk fuel above-ground tank: \$245 per tank;
- (e) Bulk fuel below-ground tank: \$160;
- (f) Dry cleaner: \$289;
- (g) Explosives: \$123;
- (h) Fireworks sales: \$130;
- (i) Fireworks sales (temporary): \$130;
- (j) Fireworks sales (wholesale): \$1,976;
- (k) Gasoline dealer: \$21 per pump;

- (l) Kerosene sales: \$78;
- (m) Pesticide applicator: \$130;
- (n) Pesticide operator: \$260;
- (o) Pesticide dealer: \$200;
- (p) Pyroxlin: \$130;
- (q) Solid waste collector: \$1,235;
- (r) Solid waste vehicle: \$253 per truck;
- (s) Solvent sales: \$50; and
- (t) Varsol sales: \$50.

503 HOUSING: TRANSIENT ENDORSEMENT

503.1 The Director shall charge fees for business license categories with a Housing: Transient endorsement as follows:

- (a) Boarding house or Rooming house:
 - (1) With one to four units: \$0;
 - (2) With five to 10 units: \$208;
 - (3) With 11 or more units: \$208, plus \$45 per each additional 10 units or fraction thereof;
- (b) Hotel:
 - (1) With one to 29 rooms: \$190;
 - (2) With 30 to 50 rooms: \$619;
 - (3) With 51 or more rooms: \$619, plus \$45 for each additional 10 rooms or fraction thereof;
 - (4) Hotel kitchen:
 - (A) One kitchen: \$0;

- (B) Two or more kitchens: \$190 per kitchen;
- (c) Inn and motel:
 - (1) With one to 29 rooms: \$45;
 - (2) With 30 to 50 rooms: \$411;
 - (3) With 51 or more rooms: \$411, plus \$45 for each additional 10 rooms or fractions thereof;
- (d) Bed and breakfast:
 - (1) With one to four rooms: \$0;
 - (2) With five to 10 rooms: \$208; and
 - (3) With 26 or more rooms: \$208, plus \$45 for each additional 10 rooms or fractions thereof.

504 HOUSING: RESIDENTIAL ENDORSEMENT

504.1 The Director shall charge fees for business license categories with a Housing: Residential endorsement as follows:

- (a) Apartment house:
 - (1) With three to five units: \$167;
 - (2) With six to 25 units: \$208;
 - (3) With 26 or more units: \$208, plus \$130 for each additional 25 units or fraction thereof;
- (b) One-family rental: \$35; and
- (c) Two-family rental: \$63.

504.2 Each license in this section shall be charged a per unit Rental Accommodations Division fee, pursuant to D.C. Official Code § 42-3504.01.

505 INSPECTED SALES AND SERVICES ENDORSEMENT

505.1 The Director shall charge fees for business license categories with an Inspected Sales and Services endorsement as follows:

- (a) Ambulance: \$91 per ambulance;
- (b) Auctioneer: \$578;
- (c) Auction sales: \$237;
- (d) Auction sales (temporary): \$91;
- (e) Auctioneer (temporary): \$100;
- (f) Elevator (passenger): \$141;
- (g) Elevator (freight, powered): \$141;
- (h) Elevator (freight, hand-driven): \$71;
- (i) Elevator (sidewalk, powered): \$71;
- (j) Elevator (sidewalk, hand-driven): \$47;
- (k) Escalator: \$117 per floor;
- (l) Man lifts: \$117;
- (m) Sidewalk elevators: \$166;
- (n) Dumbwaiters (powered): \$91;
- (o) Dumbwaiters (hand-driven): \$50;
- (p) Horse-drawn carriage: \$60;
- (q) Pawnbroker: \$1,430;
- (r) Pet shop: \$346;
- (s) Secondhand dealer (Class A): \$497;
- (t) Secondhand dealer (Class C): \$497;
- (u) Security alarm dealer: \$26;
- (v) Security alarm agent: \$26;
- (w) Security agency (firm): \$1,000; and

- (x) Security agency (person): \$500 per person.

506 MANUFACTURING ENDORSEMENT

506.1 The Director shall charge fees for business license categories with a Manufacturing endorsement as follows:

- (a) Mattress manufacturing: \$619; and
- (b) Mattress sales: \$45.

507 MOTOR VEHICLE SALES, SERVICE AND REPAIR ENDORSEMENT

507.1 The Director shall charge fees for business license categories with a Motor Vehicle Sales, Service, and Repair endorsement as follows:

- (a) Auto reposessor: \$45;
- (b) Auto rental: \$780;
- (c) Auto wash: \$78;
- (d) Consumer goods (auto repair): \$406;
- (e) Driving school: \$289;
- (f) Motor vehicle dealer: \$411;
- (g) Motor vehicle salesperson: \$45;
- (h) Used car lot: \$1,000;
- (i) Used car buyer/seller: \$45;
- (j) Used car seller only: \$45
- (k) Tow truck business: \$1,550;
- (l) Tow truck: \$326 per truck; and
- (m) Tow truck storage lot: \$300.

508 PUBLIC HEALTH: FOOD ESTABLISHMENT RETAIL ENDORSEMENT

508.1 The Director shall charge fees for business license categories with a Public Health: Food Establishment Retail endorsement as follows:

- (a) Candy manufacturer: \$289;
- (b) Commission merchant: \$1,560;
- (c) Ice cream manufacturer: \$2,730;
- (d) Marine food product (retail): \$289;
- (e) Bakery: \$375;
- (f) Caterer: \$222;
- (g) Delicatessen: \$450;
- (h) Food products: \$400;
- (i) Food vending machine: \$21 per machine;
- (j) Grocery store: \$289;
- (k) Restaurant:
 - (1) With one to 10 seats: \$450;
 - (2) With 11 to 50 seats: \$562;
 - (3) With 51 to 100 seats: \$673;
 - (4) With more than 100 seats: \$785;
- (l) Street vendor (Class A): \$338; and
- (m) Mobile delicatessen: \$346.

509 PUBLIC HEALTH: FOOD WHOLESALE

509.1 The Director shall charge fees for business license categories with a Public Health: Food Wholesale endorsement as follows:

- (a) Marine food product (wholesale): \$1,116.

510 PUBLIC HEALTH: PUBLIC ACCOMMODATIONS ENDORSEMENT

510.1 The Director shall charge fees for business license categories with a Public Health: Public Accommodations endorsement as follows:

- (a) Barber shop: \$78;
- (b) Beauty shops: \$78;
- (c) Massage establishment: \$780;
- (d) Mattress storage: \$45; and
- (e) Swimming pool: \$1,659.

**511 PUBLIC HEALTH: PHARMACY AND PHARMACEUTICALS
ENDORSEMENT**

511.1 The Director shall charge fees for business license categories with a Public Health: Pharmacy and Pharmaceuticals endorsement as follows:

- (a) Patent medicine: \$136.

512 PUBLIC HEALTH: FUNERAL ESTABLISHMENT ENDORSEMENT

512.1 The Director shall charge fees for business license categories with a Public Health: Funeral Establishment endorsement as follows:

- (a) Funeral establishment: \$228.

513 EMPLOYMENT SERVICES ENDORSEMENT

513.1 The Director shall charge fees for business license categories with an Employment Services endorsement as follows:

- (a) Employment agency: \$1,300;
- (b) Employment paid personnel service: \$1,300; and
- (c) Employment counseling: \$1,300.

514 GENERAL SALES ENDORSEMENT

514.1 The Director shall charge fees for business license categories with a General Sales endorsement as follows:

- (a) Barber chair: \$78;
- (b) Beauty booth: \$78;

- (c) Cigarette (retail): \$39;
- (d) Cigarette (wholesale): \$130;
- (e) General contractor: \$500;
- (f) Mattress sales: \$45;
- (g) Secondhand dealer (Class B): \$497;
- (h) Parking facility attendant: \$45;
- (i) Solicitor: \$411;
- (j) Street vendor (Class B): \$276; and
- (k) Street vendor (Class D): \$212.

515 GENERAL SERVICE AND REPAIR ENDORSEMENT

515.1 The Director shall charge fees for business license categories with a General Service and Repair endorsement as follows:

- (a) Consumer goods repair (electronic): \$406;
- (b) Home improvement contractor: \$167;
- (c) Home improvement salesperson: \$45;
- (d) Motor vehicle reinspection station: \$130;
- (e) Motor vehicle reinspector: \$65;
- (f) Parking facility:
 - (1) Up to 4,000 square feet: \$94;
 - (2) 4,001 to 16,000 square feet: \$128;
 - (3) More than 16,000 square feet: \$222;
- (g) Power laundry: \$245;
- (h) Tour guide: \$73; and
- (i) Valet parking company: \$222.

516 GENERAL BUSINESS ENDORSEMENT

516.1 The Director shall charge fees for business license categories with a General Business endorsement as follows:

- (a) Charitable solicitation: \$280;
- (b) Cooperative association: \$37; and
- (c) General business: \$200.

All persons desiring to comment on these proposed regulations should submit comments in writing to Helder Gil, Legislative Affairs Specialist, Department of Consumer and Regulatory Affairs, 1100 Fourth Street, SW, Room 5164, Washington, D.C. 20024, or via e-mail at helder.gil@dc.gov, not later than thirty (30) days after publication of this notice in the *D.C. Register*. Copies of the proposed rules can be obtained from the address listed above. A copy fee of one dollar (\$1.00) will be charged for each copy of the proposed rulemaking requested. Free copies are available on the DCRA website at <http://dcra.dc.gov> by going to the “DCRA News” link and then clicking on the “Rulemaking” tab.

**DISTRICT OF COLUMBIA
DEPARTMENT OF MOTOR VEHICLES**

**NOTICE OF EMERGENCY AND
PROPOSED RULEMAKING**

The Director of the Department of Motor Vehicles, pursuant to the authority set forth in Section 1825 of the Department of Motor Vehicles Establishment Act of 1998, effective March 26, 1999 (D.C. Law 12-175; D.C. Official Code § 50-904); § 6 of the District of Columbia Traffic Act of 1925, effective March 3, 1925 (43 Stat. 1121; D.C. Official Code § 50-2201.03); § 105 of the District of Columbia Traffic Adjudication Act of 1978, effective September 12, 1978 (D.C. Law. 2-104; D.C. Official Code § 50-2301.05); and Mayor's Order 2007-168, dated July 23, 2007, hereby gives notice of the intent to adopt the following rulemaking that will amend Chapter 26 of Title 18 of the District of Columbia Municipal Regulations (DCMR) (Vehicles and Traffic). The proposed rules would modify presently enacted fines. Final rulemaking action shall not be taken in less than thirty (30) days from the date of publication of this notice in the *D.C. Register*.

Pursuant to § 105 of the District of Columbia Traffic Adjudication Act of 1978, effective September 12, 1978 (D.C. Law. 2-104; D.C. Official Code § 50-2301.05), these proposed rules are being transmitted to the Council of the District of Columbia, and the final rules may not become effective until the expiration of the forty-five (45) day period of Council review or upon approval by Council resolution, whichever occurs first.

This emergency rulemaking is necessitated by the immediate need to comply with District law requirements of a balanced budget. The delay by the Council of the District of Columbia to review and approve the Fiscal Year 2010 Balanced Budget Support Emergency Act of 2010 has created the potential of an unbalanced budget. This emergency rulemaking will contribute the revenue necessary to maintain the District's balanced budget. The revenue obtained will be used to maintain critical services to the District's citizens and thereby preserve their health, safety, and welfare.

The emergency rulemaking was adopted on May 25, 2010 and will become effective on June 1, 2010. The emergency rulemaking will expire in 120 days from that date, or upon publication of the Notice of Final Rulemaking in the *D.C. Register*, whichever occurs first.

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

Subsection 2600.1 of Chapter 26 of Title 18, DCMR, is amended as follows:

2600.1 The following civil infractions and their respective fine amounts set forth in this section do not include those major moving violations for which jurisdiction remains in the Superior Court:

INFRACTION [18 DCMR Citation]

FINE

Alley	
Failure to stop when emerging from [§ 2207.1]	\$100
Attention, full time and	
Failure to give full time and attention to operation of vehicle [§ 2213.4]	\$25
Automobile	
Improper riding on [§ 2213.6]	\$25
Permitting passenger to ride on [§ 2213.5]	\$25
Operating with door(s) open [§ 2214.3]	\$25
Backing	
Without caution [§ 2206.3]	\$100
Barricaded or closed street	
Driving through [§ 2217.2]	\$500
Brakes	
Bad foot brakes [§ 720]	\$75
Bad hand brakes [§ 720]	\$75
Bridge	
Load limit violation [§ 2510.2]	See: "Weight Regulations"
Bumper	
Improper bumper on ice cream, soft drink, or other vending vehicle [§ 733.3]	\$25
No front bumper or rear bumper [§§ 733.1, 733.2]	\$25
Unsafe bumper [§§ 733.5, 733.6]	\$75
Child Restraint Act	
Violation of [D.C. Code §§ 50-1703, 1706]	\$75
Coasting	
Gears unmeshed or in neutral [§ 2212]	\$75
Colliding	
Failure to control speed to avoid [§ 2200.4]	\$150
With pedestrian [§ 2300.2]	\$500
With fixed object [§ 2220.4]	\$50
Commercial vehicle	
Spilling load [§ 2503.2]	\$150
Covering tags [§ 422.8]	\$500

Curb	
Interfere with moving traffic when pulling from [§ 2206.1]	\$100
Emergency vehicle	
Failure to pull to curb for [§ 2210.1]	\$150
Failure to yield right-of-way [§ 2210.1]	\$150
Fenders	
Operating with torn fender(s) [§ 733.5]	\$25
No fender(s) [§ 733.4]	\$25
Fire apparatus	
Entering same block with [§ 2210.4]	\$50
Following within 500 feet of [§ 2210.4]	\$100
Passing or approaching within prohibited distance of [§ 2210.4]	\$100
Fire hose	
Driving over [2210.5]	\$50
Following another vehicle too closely [§ 2201.9]	\$100
Funeral or other procession	
Driving through [§ 2218.2]	\$25
Failure to keep right while driving in [§ 2218.3]	\$15
Height	
Operating vehicle of greater height than permitted [§§ 2500, 2501, 2511]	\$250
Horn	
Failure to have on vehicle [§730.1]	\$15
Inaudible [§730.1]	\$15
Unnecessarily noisy or loud [§730.2]	\$25
Inspection	
Failure to display current sticker [§§ 601.1, 602, 607]	\$50
Failure to replace lost or mutilated sticker [§ 608.1]	\$50
Failure to report for [§ 601.1]	\$50
Operating with condemned sticker [§ 606.3]	\$100
Operating with expired sticker or expired rejection (red) sticker [§§ 602.4; 604.3]	\$50

International Registration Plan [D.C. Official Code § 50-1507.03]	
Failure to register	\$500
Failure to obtain trip permit	\$500
Exceeding registered gross weight	\$500
Intersection	
Failure to slow down for [§ 2200.5]	\$100
Failure to clear (including crosswalks) [§ 2201.11]	\$100
Lane or course	
Changing without caution [§ 2201.6]	\$100
Failure to stay in proper [§ 2201.6]	\$100
Improper use of restricted [§ 2220]	\$100
Lawful order or direction of a Police Officer	
Failure or refusal to comply with [§ 2000.2]	\$50
Length	
Operating vehicle of greater length than permitted by law [§ 2502]	\$250
License or permit	
Address, failure to change [§§ 109.3, 109.4]	\$50
Allowing unauthorized person to drive [§ 1100.12]	\$100
Allowing unlawful use [§ 1100.7]	\$50
Displaying, cancelled, suspended, revoked, or fraudulently altered [§ 1100.2]	\$50
Displaying or use another person's [§ 1100.4]	\$50
Failure to display upon demand [D.C. Code § 50-1401.01 (c)]	\$50
Failure to have license [§ 1100]	\$50
Learner's permit; allowing more than one passenger while operating with [§ 102.9]	\$100
Loaning or allowing use by another person [§ 1100.3]	\$50
Restriction, driving in violation of [§ 1100.9]	\$100
Lights	
Illegal headlight device [§ 718]	\$75
Improper lights [§§ 703-711]	\$75
No lights running [§ 703.1]	\$75
No rear light(s) [§ 705.1]	\$75
No stop light(s) [§ 706.1]	\$75
One light running [§ 704.1]	\$75
Operating with high beams [§ 715.4]	\$75

Littering	
From a vehicle upon public or private property [§ 2221.6]	\$100
Loads	
Extending beyond body of vehicle [§ 2503.1]	\$250
Failure to keep open load tightly covered [§ 2503.4]	\$250
Failure to secure load [§ 2503.4]	\$150
More than eight feet (8 ft.) wide [§ 2501.1]	\$250
No red flag on end of long load, or other load violation [§§ 703, 2503]	\$250
Mechanical condition unsafe	
Operating or permitting operation while [§ 600.2]	\$100
Median strip, channelizing island or safety zone (raised with curb), driving on or over [§ 2201.8]	\$100
Minibikes	
Motorized bicycles (See also violations for other vehicles) Operating unregistered minibike or motorized bicycle [§ 411.1]	\$50
Mirror	
No rear view mirror [§ 731.6]	\$75
Motorcycles (see also violations for other vehicles)	
Failure to wear protective helmet or have goggles, safety glasses, or have windshield while riding a motorcycle. [§ 2215]	\$75
Improper riding on [§ 2215]	\$25
No bus streets	
Driving through [§ 2217.8]	\$150
Noise	
Unnecessary or disturbing [§ 2221.1]	\$25
One-way street violation [§ 2201.5]	\$100
Opening door or permitting door to open on traffic side [§ 2214.4]	\$25
Open container of alcohol	
Operating with motor vehicle with [§ 2224.4]	\$100

Parade or procession without a permit [§ 2218]	\$25
Parking	
Failure to back into space [§ 2221.2]	\$10
Passing	
At intersection [§ 2202.3]	\$25
Improper [§ 2202]	\$100
Increasing speed to prevent [§ 2202.4]	\$50
On curve [§ 2202.3]	\$25
On right [§ 2202.4]	\$25
View obstructed [§ 2202.7]	\$25
Registration certificate	
Failure to change address on [§ 414]	\$10
Failure to exhibit on demand [§ 421]	\$50
Right side of roadway	
Failure to keep to [§ 2201.1]	\$50
Right turn on red	
Failure to come to a complete stop before turning [§ 2103.7]	\$100
Failure to yield right-of-way to vehicle or pedestrian [§ 2103.7]	\$50
Violation of "No Turn on Red" sign [§ 4013]	\$100
Right-of-way	
Failure to stop and give right-of-way to pedestrian in roadway [§ 2208]	\$250
Failure to yield to another vehicle [§§ 2207, 2208]	\$100
Failure to yield to pedestrian in the sidewalk [§ 2207.2]	\$250
Overtaking another vehicle stopped at a crosswalk or intersection for a pedestrian [§ 2221.5]	\$250
Stopping, standing, or parking a vehicle in a bicycle lane [§ 2405.1]	\$65
Safety zone	
Driving though [§ 2211.6]	\$75
School bus	
Passing a stopped bus when light flashing [§ 2209]	\$500
Sidewalk	
Driving on or over [§ 2221.3]	\$50

Signal for turn or stop Failure to give either hand or mechanical signal [§ 2205]	\$100
Signal device	
Disobeying green arrow [§ 2103.4]	\$50
Disobeying official signal [§ 2000.4]	\$100
Passing flashing red light [§ 2104]	\$50
Passing red light [§ 2103]	\$150
Passing steady yellow light [§ 2103]	\$50
Siren	
Unauthorized use of or possession of [§§ 712.4, 730.4]	\$50
Smoke	
Excessive [§ 750.3]	\$50
Snow tires or chains	
Operating without effective [§ 2219.1]	\$100
Snow emergency regulations	
Violation of [§ 2219]	\$250
Speeding	
Up to 10 mph in excess of limit [§ 2200]	\$75
11 to 15 mph in excess of limit [§ 2200]	\$125
16 to 20 mph in excess of limit [§ 2200]	\$150
21 to 25 mph in excess of limit [§ 2200]	\$200
Over 25 mph in excess of limit [§ 2200]	\$250
Minimum; driving too slowly [§ 2200.10]	\$50
Unreasonable [§ 2200.3]	\$100
Speedometer	
Defective [§ 735]	\$75
Failure to have on vehicle [§ 735]	\$75
Minibike violation [§ 735]	\$15
Sticker Regulation	
Sign or other unauthorized item attached to the mirror, window, or window frame [§ 2213.7]	\$15
Stop sign	
Passing [§ 2208.3]	\$50
Street	

Driving on wrong side [§ 2201.1]	\$50
Tags	
Altering tag(s) [§ 1104.2]	\$100
Covering [§ 422.8]	\$500
Dead or expired tags [§ 1101]	\$100
Fail to secure D.C. tags [§§ 422, 429.1]	\$100
Fail to turn in tags when required [§§ 415, 2706]	\$100
Fail to properly affix validation stickers [§ 422.7]	\$50
Failure to have or display current tags [§1101]	\$100
Illegible tag(s) [§ 422.5]	\$50
Improper display of [§ 422.4]	\$50
Improper use of dealer's tags [§ 1101]	\$50
Inadequate illumination of tag(s) [§ 705.4]	\$50
Loaning license tags [§ 1101.1]	\$50
No front tag [§§ 422.1; 422.3]	\$50
No rear tag [§§ 422.1; 422.3]	\$50
Obstructed tag(s) [§ 422.6]	\$50
Permitting use of dead tags [§ 1101]	\$100
Television visible to operator [§ 735.2]	\$100
Tires	
Unsafe or other violation [§ 732]	\$100
Title	
Failure to transfer D.C. [§ 402]	\$25
Towing	
Violation of regulations [§ 2504]	\$100
Traffic control device	
Interference with [§ 2101.1]	\$100
Unauthorized [§ 2102]	\$50
Truck restriction or route	
Driving a truck through a restricted street [§ 2505.6]	\$150
Violation of permit conditions [§ 2508.6]	\$50
Violation of tunnel restrictions [§ 2509]	\$250
Turn	
From wrong lane [§§ 2203, 2204]	\$100
Improper [§§ 2203, 2204]	\$100
Violation of turn restriction [§§ 4012-4018]	\$25
Vision	

Front or side; obstructed [§ 2213]	\$75
Objects hanging so as to obstruct [§ 2213]	\$75
Weight Regulations	
Up to 5,000 lbs. over limit [§ 2500.1]	\$250
In excess of 5,000 lbs. over limit [§ 2500.1]	\$100 plus \$16 for each additional 100 lbs. over 5,000 lbs.
Width	
Operating vehicle of greater width than permitted [§§ 2500, 2501, 2511]	\$50
Windshield	
Defective or obstructed [§ 731]	\$75
Windshield wipers	
Failure to have [§ 731]	\$75
Not in operating condition [§ 731]	\$25

NOTE: TRAFFIC VIOLATION IN NATIONAL CAPITAL PARKS

Additional traffic regulations for all District of Columbia areas under the jurisdiction of the U.S. National Park Service are set forth in Part 50 of Title 36 of the Code of Federal Regulations.

Penalties for violation of federal traffic regulations in park areas are set forth in 36 CFR § 50.5, and in other specific sections.

District of Columbia traffic laws and regulations, and the penalties applicable to violations of District laws and regulations set forth in this title and the D.C. Code, are also applicable in park areas located within the District of Columbia. [36 CFR § 50.3].

All persons desiring to comment on the subject matter of this proposed rulemaking should file comments, in writing, to David Glasser, General Counsel, D.C. Department of Motor Vehicles, 95 M Street, S.W., Suite 300, Washington, D.C. 20024. Comments must be received not later than thirty (30) days after the publication of this notice in the *D.C. Register*. Copies of this proposal may be obtained, at cost, by writing to the above address.