


Government of the District of Columbia
Office of the Chief Financial Officer



Jeffrey S. DeWitt
Chief Financial Officer

MEMORANDUM

TO: The Honorable Phil Mendelson
Chairman, Council of the District of Columbia

FROM: Jeffrey S. DeWitt
Chief Financial Officer 

DATE: March 2, 2017

SUBJECT: Fiscal Impact Statement -Land Disposition Transparency Emergency
Amendment Act of 2017

REFERENCE: Draft Bill as shared with the Office of Revenue Analysis on February 24,
2017

Conclusion

Funds are sufficient in the fiscal year 2017 through fiscal year 2020 budget and financial plan to implement the bill.

Background

The Land Disposition Transparency and Clarification Amendment Act of 2016¹ (“Act”) recently increased the requirements the Mayor must meet before the Mayor may designate a District-owned property as surplus property and dispose of it. The Act’s changes included requirements to provide public notice and hold public hearings that inform the Mayor’s decision that the property is no longer necessary for public uses, allow the public to provide suggested uses for the property, and inform the public about related development activities that are located off-site from the proposed real property disposition.

The bill exempts any properties considered for surplus designation and disposition for which the Mayor issued a request for proposal or began a disposition negotiation prior to the approval of the new notice and public hearing requirements outlined above. The bill requires the Mayor to hold at least one hearing to inform the public about why the Mayor previously determined the property was no longer required for public purposes.

The bill also clarifies that the Mayor must provide assurances that the business terms provided in the Land Disposition Agreement submitted to Council with a disposition resolution are consistent

¹ Enacted February 17, 2017 (D.C. Act 21-685; D.C. Official Code § 10-801).

The Honorable Phil Mendelson

FIS: "Land Disposition Transparency Emergency Amendment Act of 2017," Draft Bill as shared with the Office of Revenue Analysis on February 24, 2017

with those in the executed term sheet or Memorandum of Understanding between the Mayor and the proposed development entity.

Financial Plan Impact

Funds are sufficient in the fiscal year 2017 through fiscal year 2020 budget and financial plan to implement the bill. The bill's implementation allows properties already in the District's surplus and disposition pipeline to move forward under the previous requirements without the Act's additional notice and hearing requirements. The Mayor must still hold at least one hearing to inform the public about the finding that the property was no longer necessary for public purposes. The Mayor can absorb any costs associated with the bill's implementation.