

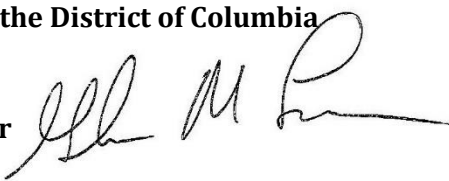
Government of the District of Columbia
Office of the Chief Financial Officer



Glen Lee
Chief Financial Officer

MEMORANDUM

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

FROM: Glen Lee
Chief Financial Officer 

DATE: September 28, 2022

SUBJECT: Fiscal Impact Statement – Sign Regulations Emergency Amendment Act of 2022

REFERENCE: Draft Bill as provided to the Office of Revenue Analysis on September 28, 2022

Conclusion

Funds are sufficient in the fiscal year 2023 budget and fiscal year 2023 through fiscal year 2026 budget and financial plan to implement the bill.

Background

To clarify legal questions raised by litigation, the bill affirmatively approves regulations regarding the display of outdoor signs and other forms of exterior advertising, which were previously adopted by the Construction Codes Coordinating Board (“the Board”) or the City Administrator, since March 20, 2014.¹ The regulations were already considered fully in effect by the District, either issued on an emergency basis by the City Administrator, or having been passively approved by Council. The affirmatively adopted regulations will be effective retroactively as of the dates they were previously adopted.

¹ Including Appendix N of Title 12-A of the District of Columbia Municipal Regulations (61 DCR 2782, published March 28, 2014), (63 DCR 11000, published July 12, 2016), (63 DCR 13718, published November 4, 2016), (64 DCR 2407, published March 3, 2017), (64 DCR 6105, published June 30, 2017), and (67 DCR 5679, published May 29, 2020).

The Honorable Phil Mendelson

FIS: "Sign Regulations Emergency Amendment Act of 2022," Draft bill as provided to the Office of Revenue
Analysis on September 28, 2022

The bill also clarifies that the Mayor has authority to issue emergency sign regulations under the Outdoor Sign Regulation Act², and can issue sign regulations under Section 10 of the Construction Codes Act³.

Lastly, the bill clarifies that the District's off-premises advertising restriction applies to both permitted and unpermitted signs, regardless of whether they were subject to signage rules at the time they were erected.

Financial Plan Impact

Funds are sufficient in the fiscal year 2023 budget and fiscal year 2023 through fiscal year 2026 budget and financial plan to implement the bill. There is no cost to clarifying approval processes of the sign regulations, or affirmatively adopting the regulations that have already been considered in effect by the District.

² "Outdoor Sign Regulation Act", approved March 3, 1931 (46 Stat. 1486; D.C. Official Code § 1-303.21).

³ "Construction Codes Approval and Amendments Act of 1986", effective March 21, 1987 (D.C. Law 6-216; D.C. Official Code 6-1409).