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A BILL

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

Councilmember Mary M. Cheh introduced the following bill, which was referred to the Committee on _____.

To require the Mayor to conduct a traffic-calming analysis before installation of high-impact traffic-calming measures, to require the Mayor to post the analysis on its website, to provide the Advisory Neighborhood Commission with 30-days’ notice, to empower the Mayor to install experimental traffic-calming measures, and to require the Mayor to issue rules implementing this Act.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA,
That this act may be cited as the “Professionalism in Traffic Calming Act of 2009”

Sec. 2. Definitions.

For the purposes of this act, the term “high-impact traffic-calming measures” means measures that significantly divert, reduce, or otherwise affect traffic volume or speeds or the availability emergency services, including full-street closures, median barriers, raised crosswalks, raised intersections, speed bumps, speed humps, and speed tables.

Sec. 3. Traffic-calming measures.

(a) Except as provided by section 4, the Mayor shall not install or remove any permanent high-impact traffic-calming measures without first conducting a traffic-calming analysis. The analysis shall include consideration of:

1 (1) Objective measures within a traffic stream, including traffic volume,
2 anticipated cut-through traffic, 85th percentile speed, pedestrian crossing volume, and the
3 number of accidents per year;

4 (2) Operational conditions within a traffic stream, including factors such
5 as speed and travel time, freedom to maneuver, traffic interruptions, comfort and
6 convenience, and safety;

7 (3) The effect of traffic-calming measures on nearby traffic streams;

8 (4) Cost considerations;

9 (5) The availability and effectiveness of alternative traffic-calming
10 measures within the traffic stream; and

11 (6) Other professional safety and engineering considerations.

12 (b) Before installation or removal of any permanent high-impact traffic-calming
13 measures, the Mayor shall:

14 (1) Post the traffic-calming analysis on its website.

15 (2) Provide the Advisory Neighborhood Commission in which the
16 proposed traffic-calming measures are to be installed at least 30 days' notice, including
17 the traffic-calming analysis, before installation or removal of any permanent high-impact
18 traffic-calming measure.

19 Sec. 4. Experimental traffic-calming measures.

20 The Mayor may install traffic-calming measures for research or other
21 experimental purposes by the District; *provided*, that without the approval of the
22 Advisory Neighborhood Commission in which the measures are located, the measures
23 must be removed within 180 days after installation.

1 Sec. 5. Rulemaking.

2 Within 90 days of the effective of this Act, the Mayor, pursuant to Title 1 of the
3 District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat.
4 1204; D.C. Official Code § 2-501 et seq.), shall issue rules to implement the provisions of
5 this act and to establish basic criteria for the application of traffic-calming measures and a
6 ranking system when the number of traffic-calming projects exceeds available funding in
7 the current or next fiscal year. The proposed rules shall be submitted to the Council for a
8 45-day period of review, excluding Saturdays, Sundays, legal holidays, and days of
9 Council recess. If the Council does not approve or disapprove the proposed rules, in
10 whole or in part, by resolution within this 45-day review period, the proposed rules shall
11 be deemed approved. Nothing in this section shall affect any requirements imposed upon
12 the Mayor by Title 1 of the District of Columbia Administrative Procedure Act, approved
13 October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 et seq.).

14 Sec. 6. Fiscal impact statement.

15 The Council adopts the fiscal impact statement in the committee report as the
16 fiscal impact statement required by section 602(c)(3) of the District of Columbia Home
17 Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-
18 206.02(c)(3)).

19 Sec. 7. Effective date.

20 This act shall take effect following approval by the Mayor (or in the event of veto
21 by the Mayor, action by the Council to override the veto), a 30-day period of
22 Congressional review as provided in section 602(c)(1) of the District of Columbia Home

- 1 Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-
- 2 206.02(c)(1)), and publication in the District of Columbia Register.