

“Fiscal Year 2009 Budget Support Act of 2008”. (Act A17-0419)

#### SUBTITLE F. KLINGLE ROAD.

Sec. 6016. Short title.

This subtitle may be cited as the "Klingle Road Sustainable Development Amendment Act of 2008".

Sec. 6017. Section 2402 of the Klingle Road Restoration Act of 2003, effective November 13, 2003 (D.C. Law 15-39; D.C. Official Code § 9-115.11), is amended to read as follows:

"Sec. 2402. Re-opening of Klingle Road.

"Notwithstanding any other law, the portion of Klingle Road, N.W., between Porter Street, N.W., on the east, to Cortland Place, N.W., on the west, which portion is currently closed to motor vehicle traffic, shall not be re-opened to the public for motor vehicle traffic. No funding, District, federal, or otherwise, shall be expended or accepted for the planning, design, construction, or reconstruction of this portion of Klingle Road for motor vehicle traffic."

Sec. 6018. Specified federal funding allocations for sustainable development at Klingle Road.

The District Department of Transportation shall allocate and use \$2 million from federal aid highway funds available to the District in fiscal year 2009 for the environmental remediation of Klingle Valley and construction of a pedestrian and bicycle trail, subject to the following restrictions:

- (1) Existing pavement on Klingle Road, N.W., along the portion between Porter Street, N.W., on the east, to Cortland Place, N.W., on the west, which portion is currently closed to motor vehicle traffic, shall be removed;
- (2) Existing storm water and sewage pipes shall be repaired, if necessary, to reduce or eliminate the runoff or discharge of storm water or sewage water into Klingle Valley;
- (3) The pedestrian and bicycle trail shall be constructed along the portion of Klingle Road, N.W., between Porter Street, N.W., on the east, to Cortland Place, N.W., on the west;
- (4) The right-of-way shall remain closed to motor vehicle traffic;
- (5) The pedestrian and bicycle trail shall not exceed 10 feet in width; and
- (6) The pedestrian and bicycle trail shall be surfaced with a water-permeable material."

Sec. 6019. Specified local funding allocation for alley repair.

Of the District funds included in the fiscal year 2009 budget of the District Department of Transportation Unified Fund, established by section 9c of the Department of Transportation Establishment Act of 2002, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 50-921.11), \$2 million proposed for Phase 1 of the reconstruction of Klingle Road, N.W., shall be allocated and used to fund alley repairs, subject to the following restrictions:

- (1) The amount of \$250,000 shall be allocated to each ward of the District; and
- (2) The funds allocated to each ward under paragraph (1) of this section shall then be used first to repair those alleys in that ward designated in "poor" condition by the Mayor.