

**BOARD OF TRUSTEES  
UNIVERSITY OF THE DISTRICT OF COLUMBIA  
UDC RESOLUTION NO. 2020-\_\_\_\_\_**

**SUBJECT: NOTICE OF PROPOSED RULEMAKING, AMENDMENTS TO CHAPTER 6, TO IMPLEMENT A RESERVE/PREMIUM FEE FOR FACULTY, STAFF, AND CONTRACTORS WITH UNIVERSITY ISSUED IDENTIFICATION AND INAPPLICABILITY OF PARKING RATES PROVIDED BY THIRD PARTY CONTRACTOR**

**WHEREAS**, the Board of Trustees of the University of the District of Columbia, pursuant to the authority set forth under the District of Columbia Public Postsecondary Education Reorganization Act Amendments (Act), effective January 2, 1976 (D.C. Law 1-36; D.C. Official Code §38-1202.01(a)(7); 38-1202.06(3)(13)(2012 Repl.) has the power to adopt, prescribe, amend, repeal and enforce bylaws, rules, and regulations it considers necessary for the governance and administration of the University of the District of Columbia (“University”); and

**WHEREAS**, pursuant to D.C. Official Code § 38-1202.06(13), it is the duty of the Board to perform such duties and make such regulations as may be necessary to carry out the purposes of the University and that such regulations are adopted in accordance with the provisions of D.C. Official Code § 2-505(a); and

**WHEREAS**, the University seeks to institute a reserve/premium parking garage rate which reflects the current market rate of maintaining a parking garage by implementing a discretionary reserved/premium parking garage rate for faculty, staff, and contractors with University-issued identification; and

**WHEREAS**, the University proposes to limit all adopted parking rates to faculty, staff, students or contractors with University issued identification except in instances where parking is provided through a lease or contract by a third-party contractor to the University; and

**WHEREAS**, the Board seeks to amend, and adopt a revision to Section 607.4 of Title 8B of the District of Columbia Municipal Regulations (DCMR), Chapter 6, Campus Life, to allow the University to implement a discretionary reserved/premium parking fee for faculty, staff and contractors with University issued identification and to add a new Section 608.4 to limit all adopted parking rates to faculty, staff, students or contractors with University issued identification except in instances where parking is provided thru a lease or contract by a third-party contractor to the University; and

**THEREFORE, BE IT RESOLVED** that the Board of Trustees of the University of the District of Columbia hereby takes proposed rulemaking action to amend D. C. Municipal Regulations Title 8B, Chapter 6, Section 607.4 of the University Rules to implement a discretionary reserved/premium parking garage rate for faculty, staff, and contractors with University-issued identification and to add a Section 608.4 to limit all adopted parking rates to faculty, staff, students or contractors with University issued identification except in instances where parking is provided via a lease or contract by a third-party contractor to the University as indicated in the Notice of Proposed Rulemaking attached hereto as Exhibit A; and

**BE IT FURTHER RESOLVED** that the General Counsel is hereby directed to publish this Notice of Proposed Rulemaking in the D.C. Register as soon as is practicable for a comment period of not less than thirty (30) days, in accordance with the provisions of D.C. Official Code §2-505 (a).

Submitted by the Operations Committee

February 18, 2020

Approved by the Board of Trustees:

March 3, 2020

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Christopher Bell  
Chairperson of the Board

## EXHIBIT A

### UNIVERSITY OF THE DISTRICT OF COLUMBIA

#### NOTICE OF PROPOSED RULEMAKING

The Board of Trustees of the University of the District of Columbia pursuant to the authority set forth under the District of Columbia Public Postsecondary Education Reorganization Act Amendments (Act) effective January 2, 1976 (D.C. Law 1-36; D.C. Official Code §§ 38-1202.01(a); 38-1202.06)(3),(13) (2001 & 2011 Supp.) hereby gives notice of its intent to amend chapter 6 (Campus Life) of subtitle B (University of the District of Columbia) of title 8 (Higher Education) of the District of Columbia Municipal Regulations (DCMR) in not less than thirty (30) days from the date of publication of this notice in the *D.C. Register*.

The purpose of the proposed rulemaking is to implement a discretionary reserved/premium parking rate for faculty, staff, and contractors with University-issued identification beginning in the spring semester of 2020.

The Board of Trustees will take final action to adopt these amendments to the University Rules in not less than thirty (30) days from the date of publication of this notice in the *D.C. Register*.

**Chapter 6, CAMPUS LIFE, of subtitle B, UNIVERSITY OF THE DISTRICT OF COLUMBIA, of title 8, HIGHER EDUCATION, is amended as follows:**

**Section 607, PARKING FEES, Subsection 607.4 is amended as follows:**

607.4           The reserved/premium parking fee for faculty, staff, and contractors with University issued identification shall be \$175.00 (Fall & Spring Semester) and \$75.00 (Summer), except as otherwise provided in this chapter.

**Section 608, VISITOR AND GUEST PARKING, Subsection 608.4 is added to read as follows:**

608.4           The adopted parking rates are applicable to faculty, staff, students or contractors with University issued identification except in instances where parking is provided via a lease or contract by a third-party contractor to the University.

All persons desiring to comment on the subject matter of the proposed rulemaking should file comments in writing not later than thirty (30) days after the date of publication of this notice in the *D.C. Register*.

Comments should be filed with the Office of General Counsel, Building 39- Room 301-Q, University of the District of Columbia, 4200 Connecticut Avenue, N.W., Washington, D.C. 20008.

Comments may also be submitted by email to [OfficeofGC@udc.edu](mailto:OfficeofGC@udc.edu). Individuals wishing to comment by email must include the phrase “Comment to Proposed Rulemaking: To implement a reserve/premium fee for faculty, staff and contractors” in the subject line.

## FISCAL IMPACT STATEMENT

**TO:** The Board of Trustees

**FROM:** Managing Director of Finance *David A. Franklin*

**DATE:** March 3, 2020

**SUBJECT:** Reserved parking rate and inapplicability of parking rates provided by third-party contractor

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### Conclusion

It has been concluded that the establishment of a discretionary reserved/premium parking rate and inapplicability of parking rates provided by a third-party contractor will result in a positive fiscal impact on the University of the District of Columbia's annual revenue stream.

### Background

The proposed resolution will establish a reserved/premium parking rate of \$175.00 (Fall & Spring Semester) and \$75.00 (Summer) for current UDC staff, faculty, and contractors who wish to avail themselves of this parking feature. The proposed rate would accomplish the following: (1) generate a slight increase in revenue; and (2) allow the University to remain well below the market rate average for the Van Ness Corridor.

The reserved/premium parking rate is projected to generate approximately \$2,000.00 in additional annual postsecondary revenue. The reserved/premium parking rate will apply only to UDC staff, faculty, and contractors who wish to avail themselves of this parking feature.

Furthermore, the University proposes to limit all adopted parking rates to faculty, staff, students, or contractors with University-issued identification, except in instances where parking is provided through a lease or contract by a third-party contractor to the University.

### Financial Impact

It is projected that the proposed reserved/premium parking rate and the inapplicability of University parking rates to a third-party contractor would lead to an increase in revenue for the University. This request has been approved based on information provided.

There are no anticipated risks at this time.

<b>Average Semester Reserved/Premium Passes: 40</b>	
Rate	25.00
Semester Revenue	1,000
Annual Revenue	2,000