

## OFFICE OF THE CITY ADMINSTRATOR

### NOTICE OF EMERGENCY AND PROPOSED RULEMAKING

The City Administrator, pursuant to the authority set forth in Section 10 of the Construction Codes Approval and Amendments Act of 1986 (Act), effective March 21, 1987 (D.C. Law 6-216; D.C. Official Code § 6-1409 (2012 Repl. & 2015 Supp.)) and Mayor's Order 2015-36, dated January 9, 2015, hereby gives notice of the adoption on an emergency basis of the following amendments to Appendix N, Title 12-A (D.C. Building Code Supplement of 2013) of the District of Columbia Municipal Regulations (DCMR). This proposed rulemaking would revise section N101.3.5.3 of Appendix N to require permitting of signs that are located inside a building and are legible or clearly discernible from a property other than the property on which the sign is located and to regulate such signs as exterior signs under Appendix N.

The emergency rulemaking is necessary to ensure that unpermitted, quasi-exterior signage does not proliferate across the District. This emergency rulemaking was adopted on July 12, 2016 and became effective on that date. The emergency rulemaking shall remain in effect for one hundred and twenty (120) days, or until November 8, 2016, unless earlier superseded by publication of a Notice of Final Rulemaking in the D.C. Register.

The City Administrator also hereby gives notice of the intent to take final rulemaking action to adopt this amendment. Pursuant to Section 10(a) of the Act, the proposed amendment will be submitted to the Council of the District of Columbia for a forty-five (45) day period of review before permanent adoption. Final rulemaking action will be taken not less than thirty (30) days after the date of publication of this notice in the *D.C. Register* or Council approval of the amendment, whichever is later.

#### **Section N101.3.5.3 of Appendix N of Subtitle A (Building Code Supplement) of Title 12 (D.C. Construction Codes Supplement of 2013) of the District of Columbia Municipal Regulations is amended to read as follows:**

**N101.3.5.3 Signs within a building.** Any sign located entirely inside a building, unless the sign: (1) is attached directly or painted on a window; (2) is located within 18 inches (457 mm) of a window or entrance; or (3) contains writing that is legible, or an image that is clearly discernible, from property other than the property on which the sign is located. A sign inside a building that (1) is attached directly or painted on a window; (2) is located within 18 inches (457 mm) of a window or entrance; or (3) contains writing that is legible, or an image that is clearly discernible, from property other than the property on which the sign is located shall require a permit and shall be regulated as a sign under this Appendix N.

All persons desiring to comment on these proposed regulations should submit comments in writing to Jill Stern, Construction Codes Coordinating Board Chairperson, Department of Consumer and Regulatory Affairs, 1100 Fourth Street, SW, Room 5100, Washington, D.C. 20024, or via e-mail at [jill.stern@dc.gov](mailto:jill.stern@dc.gov), not later than thirty (30) days after publication of this

notice in the *D.C. Register*. Persons with questions concerning this Notice of Proposed Rulemaking should call (202) 442-4400. Copies of the proposed rules can be obtained from the address listed above. A copy fee of one dollar (\$1.00) will be charged for each copy of the proposed rulemaking requested.