

4613--A

2013-2014 Regular Sessions

I N S E N A T E

April 15, 2013

Introduced by Sen. GOLDEN -- read twice and ordered printed, and when printed to be committed to the Committee on Cities -- recommitted to the Committee on Cities in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the administrative code of the city of New York, in relation to school zone speed limits and signage and other traffic calming devices

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Subdivision a of section 19-177 of the administrative code
2 of the city of New York, as added by local law number 6 of the city of
3 New York for the year 1996, is amended and five new subdivisions d, e,
4 f, g, and h are added to read as follows:
5 a. The official speed limit for a vehicle in the city of New York
6 shall be thirty miles per hour EXCEPT THAT:
7 1. SCHOOL SPEED LIMITS MAY BE ESTABLISHED AT NOT LESS THAN FIFTEEN
8 MILES PER HOUR, FOR A DISTANCE NOT TO EXCEED ONE THOUSAND THREE HUNDRED
9 TWENTY FEET ON A HIGHWAY PASSING A SCHOOL BUILDING OR AT AN ENTRANCE OR
10 EXIT OF A SCHOOL ABUTTING A HIGHWAY;
11 2. SENIOR CENTER SPEED LIMITS MAY BE ESTABLISHED AT NOT LESS THAN
12 FIFTEEN MILES PER HOUR FOR A DISTANCE NOT TO EXCEED ONE THOUSAND THREE
13 HUNDRED TWENTY FEET ON A HIGHWAY PASSING A SENIOR CENTER BUILDING OR THE
14 ENTRANCE OR EXIT OF A SENIOR CENTER ABUTTING A HIGHWAY. FOR PURPOSES OF
15 THIS SECTION, THE TERM "SENIOR CENTER" SHALL HAVE THE SAME MEANING AS IN
16 SECTION 21-201 OF THIS CODE;
17 3. PARK SPEED LIMITS MAY BE ESTABLISHED AT NOT LESS THAN FIFTEEN MILES
18 PER HOUR FOR A DISTANCE NOT TO EXCEED ONE THOUSAND THREE HUNDRED TWENTY
19 FEET ON A HIGHWAY PASSING A PARK OR AT AN ENTRANCE OR EXIT OF A PARK
20 ABUTTING A HIGHWAY. FOR THE PURPOSES OF THIS SECTION THE TERM "PARK"
21 SHALL MEAN ANY BUILDING, STRUCTURE, PLAYING FIELD OR LAND CONTAINED

EXPLANATION--Matter in *ITALICS* (underscored) is new; matter in brackets
[] is old law to be omitted.

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1 WITHIN THE BOUNDARY OF LAND OWNED, LEASED OR MAINTAINED BY THE CITY OF
2 NEW YORK OR BY ANY NOT-FOR-PROFIT CORPORATION OR ELEMOSYNARY INSTITU-
3 TION, CORPORATION, OR ASSOCIATION WHICH IS USED ON A REGULAR BASIS AS A
4 RECREATION AREA AND IS SO DESIGNATED AND MAY ALSO MEAN ANY OF THE
5 FOLLOWING WHICH HAS THE SAME OWNERSHIP AS THE PARK GROUND: ANY PARKING
6 LOT, PARKING GARAGE, OR OTHER PARKING FACILITY, MARINA, BOAT LAUNCH, OR
7 OTHER SIMILAR FACILITY WHICH IS WITHIN ONE THOUSAND FEET OF AND SERVES
8 SUCH PARK AND WHICH IS SO DESIGNATED BY EASILY VISIBLE SIGNAGE AS SERV-
9 ING SUCH PARK;

10 4. PLAYGROUND SPEED LIMITS MAY BE ESTABLISHED AT NOT LESS THAN FIFTEEN
11 MILES PER HOUR FOR A DISTANCE NOT TO EXCEED ONE THOUSAND THREE HUNDRED
12 TWENTY FEET ON A HIGHWAY PASSING A PLAYGROUND OR AT AN ENTRANCE OR EXIT
13 OF A PLAYGROUND ABUTTING A HIGHWAY. FOR THE PURPOSES OF THIS SECTION THE
14 TERM "PLAYGROUND" SHALL MEAN ANY PLAYING FIELD, PLAYGROUND OR LAND
15 CONTAINED WITHIN THE BOUNDARY OF LAND OWNED, LEASED OR MAINTAINED BY THE
16 CITY OF NEW YORK OR BY ANY NOT-FOR-PROFIT CORPORATION OR ASSOCIATION
17 WHICH IS USED ON A REGULAR BASIS AS A RECREATION AREA AND IS SO DESIG-
18 NATED;

19 5. HOSPITAL SPEED LIMITS MAY BE ESTABLISHED AT NOT LESS THAN FIFTEEN
20 MILES PER HOUR FOR A DISTANCE NOT TO EXCEED ONE THOUSAND THREE HUNDRED
21 TWENTY FEET ON A HIGHWAY PASSING A HOSPITAL BUILDING OR AT AN ENTRANCE
22 OR EXIT OF A HOSPITAL ABUTTING A HIGHWAY; OR

23 6. except where an official sign indicates that a different speed
24 limit is in effect.

25 D. THE COMMISSIONER SHALL POST AT EACH PUBLIC AND NON-PUBLIC SCHOOL,
26 SCHOOL ZONE SPEED LIMIT SIGNS. NO PERSON SHALL DRIVE IN EXCESS OF SUCH
27 MAXIMUM SCHOOL SPEED LIMITS DURING:

28 1. SCHOOL DAYS AT TIMES INDICATED ON THE SCHOOL ZONE SPEED LIMIT SIGN,
29 PROVIDED, HOWEVER, THAT SUCH TIMES SHALL BE BETWEEN THE HOURS OF SEVEN
30 O'CLOCK A.M. AND SIX O'CLOCK P.M. OR ALTERNATIVE TIMES WITHIN SUCH
31 HOURS; OR

32 2. A PERIOD WHEN THE BEACONS ATTACHED TO THE SCHOOL ZONE SPEED LIMIT
33 SIGN ARE FLASHING AND SUCH SIGN IS EQUIPPED WITH A NOTICE THAT INDICATES
34 THAT THE SCHOOL ZONE SPEED LIMIT IS IN EFFECT WHEN SUCH BEACONS ARE
35 FLASHING, PROVIDED, HOWEVER, THAT SUCH BEACONS SHALL ONLY FLASH DURING
36 STUDENT ACTIVITIES AT THE SCHOOL AND UP TO THIRTY MINUTES IMMEDIATELY
37 BEFORE AND UP TO THIRTY MINUTES IMMEDIATELY AFTER SUCH STUDENT ACTIV-
38 ITIES.

39 E. THE COMMISSIONER SHALL POST AT EACH SENIOR CENTER SPEED ZONE SPEED
40 LIMIT SIGNS. NO PERSON SHALL DRIVE IN EXCESS OF SUCH MAXIMUM SPEED
41 LIMITS DURING THE TIMES INDICATED ON THE SPEED LIMIT SIGN, PROVIDED,
42 HOWEVER, THAT SUCH TIMES SHALL BE BETWEEN THE HOURS OF SIX O'CLOCK A.M.
43 AND NINE O'CLOCK P.M. OR ALTERNATIVE TIMES WITHIN SUCH HOURS.

44 F. THE COMMISSIONER SHALL POST AT EACH PARK ZONE SPEED LIMIT SIGNS. NO
45 PERSON SHALL DRIVE IN EXCESS OF SUCH MAXIMUM SPEED LIMITS DURING THE
46 TIMES INDICATED ON THE SPEED LIMIT SIGN, PROVIDED, HOWEVER, THAT SUCH
47 TIMES SHALL BE BETWEEN THE HOURS OF SIX O'CLOCK A.M. AND NINE O'CLOCK
48 P.M., UNLESS OTHER OPEN HOURS ARE POSTED AT ANY PARK.

49 G. THE COMMISSIONER SHALL POST AT EACH PLAYGROUND ZONE SPEED LIMIT
50 SIGNS. NO PERSON SHALL DRIVE IN EXCESS OF SUCH MAXIMUM SPEED LIMITS
51 DURING THE TIMES INDICATED ON THE SPEED LIMIT SIGN, PROVIDED, HOWEVER,
52 THAT SUCH TIMES SHALL BE BETWEEN THE HOURS OF EIGHT O'CLOCK A.M. AND
53 EIGHT O'CLOCK P.M., UNLESS OTHER OPEN HOURS ARE POSTED AT ANY PLAY-
54 GROUND.

55 H. THE COMMISSIONER SHALL POST AT EACH HOSPITAL ZONE SPEED LIMIT
56 SIGNS. NO PERSON SHALL DRIVE IN EXCESS OF SUCH MAXIMUM SPEED LIMITS.

1 S 2. Paragraph 3 of subdivision a and subdivision b of section 19-183
2 of the administrative code of the city of New York, as added by local
3 law number 64 of the city of New York for the year 2010, are amended and
4 five new subdivisions c, d, e, f and g are added to read as follows:

5 3. "Traffic calming device" shall mean any device, not governed by the
6 manual on uniform traffic control devices, including, but not limited
7 to, speed humps, curb extensions, traffic diverters, FLASHING BEACONS,
8 median barriers and raised walkways, installed on a street and intended
9 to slow, reduce or alter motor vehicle traffic to improve safety for
10 pedestrians and bicyclists.

11 b. The department shall establish guidelines governing the approval
12 and placement of traffic calming devices. Such guidelines shall consider
13 whether such traffic calming devices would be installed [adjacent to a
14 school or] in a location where a high percentage of seniors use the
15 streets, such as locations adjacent to senior centers and nursing homes,
16 and any other locations as determined by the department. Such guidelines
17 shall list the conditions under which installation of such traffic calm-
18 ing device may be appropriate. Such guidelines shall be distributed to
19 any entity upon request and shall be published on the department's
20 website.

21 C. THE DEPARTMENT SHALL INSTALL AND MAINTAIN TRAFFIC CALMING DEVICES
22 ADJACENT TO SCHOOLS AND ANY OTHER LOCATIONS AS DETERMINED BY THE DEPART-
23 MENT FOR STUDENT SAFETY AND NO LATER THAN MARCH FIRST OF EACH YEAR, THE
24 COMMISSIONER SHALL TRANSMIT TO THE MAYOR AND THE CITY COUNCIL A REPORT
25 SETTING FORTH, WITH RESPECT TO THE PRIOR CALENDAR YEAR, THE FOLLOWING
26 INFORMATION:

27 1. THE LOCATION OF EACH SCHOOL SPEED LIMIT ZONE SIGN;

28 2. THE NUMBER OF CITATIONS ISSUED FOR SPEED VIOLATIONS IN EACH SUCH
29 SPEED ZONE;

30 3. THE EFFECT THAT SUCH SCHOOL SPEED LIMIT ZONE SIGNS HAVE ON THE
31 NUMBER OF CITATIONS ISSUED AND NUMBER OF ACCIDENTS OCCURRING WITHIN EACH
32 SUCH ZONE; PROVIDED THAT SUCH EFFECT SHALL INCLUDE STATISTICS REGARDING
33 THE CITATIONS ISSUED AND ACCIDENTS FOR EACH SPEED ZONE DURING THE IMME-
34 DIATELY PRIOR CALENDAR YEAR; AND

35 4. THE EFFECT THAT SUCH SCHOOL SPEED ZONES HAVE ON THE TRAFFIC FLOW
36 AND SPEED VIOLATIONS IN AREAS OUTSIDE THE SCHOOL SPEED LIMIT ZONES.

37 D. THE DEPARTMENT SHALL INSTALL AND MAINTAIN TRAFFIC CALMING DEVICES
38 ADJACENT TO SENIOR CENTERS AS SUCH TERM IS DEFINED IN SECTION 21-201 OF
39 THIS CODE, AND NO LATER THAN MARCH FIRST OF EACH YEAR, THE COMMISSIONER
40 SHALL TRANSMIT TO THE MAYOR AND THE CITY COUNCIL A REPORT SETTING FORTH,
41 WITH RESPECT TO THE PRIOR CALENDAR YEAR, THE FOLLOWING INFORMATION:

42 1. THE LOCATION OF EACH SENIOR CENTER SPEED LIMIT ZONE SIGN;

43 2. THE NUMBER OF CITATIONS ISSUED FOR SPEED VIOLATIONS IN EACH SUCH
44 SPEED ZONE;

45 3. THE EFFECT THAT SUCH SENIOR CENTER SPEED LIMIT ZONE SIGNS HAVE ON
46 THE NUMBER OF CITATIONS ISSUED AND NUMBER OF ACCIDENTS OCCURRING WITHIN
47 EACH SUCH ZONE; PROVIDED THAT SUCH EFFECT SHALL INCLUDE STATISTICS
48 REGARDING THE CITATIONS ISSUED AND ACCIDENTS FOR EACH SPEED ZONE DURING
49 THE IMMEDIATELY PRIOR CALENDAR YEAR; AND

50 4. THE EFFECT THAT SUCH SENIOR CENTER SPEED ZONES HAVE ON THE TRAFFIC
51 FLOW AND SPEED VIOLATIONS IN THE AREAS OUTSIDE THE SENIOR CENTER SPEED
52 LIMIT ZONES.

53 E. THE DEPARTMENT SHALL INSTALL AND MAINTAIN TRAFFIC CALMING DEVICES
54 ADJACENT TO PARKS AS SUCH TERM IS DEFINED IN SECTION 19-177 OF THIS
55 SUBCHAPTER AND NO LATER THAN MARCH FIRST OF EACH YEAR, THE COMMISSIONER

1 SHALL TRANSMIT TO THE MAYOR AND THE CITY COUNCIL A REPORT SETTING FORTH,
2 WITH RESPECT TO THE PRIOR CALENDAR YEAR, THE FOLLOWING INFORMATION:

3 1. THE LOCATION OF EACH PARK SPEED LIMIT ZONE SIGN;

4 2. THE NUMBER OF CITATIONS ISSUED FOR SPEED VIOLATIONS IN EACH SUCH
5 SPEED ZONE;

6 3. THE EFFECT THAT SUCH PARK SPEED LIMIT ZONE SIGNS HAVE ON THE NUMBER
7 OF CITATIONS ISSUED AND NUMBER OF ACCIDENTS OCCURRING WITHIN EACH SUCH
8 ZONE; PROVIDED THAT SUCH EFFECT SHALL INCLUDE STATISTICS REGARDING THE
9 CITATIONS ISSUED AND ACCIDENTS FOR EACH SPEED ZONE DURING THE IMMEDIATE-
10 LY PRIOR CALENDAR YEAR; AND

11 4. THE EFFECT THAT SUCH PARK SPEED ZONES HAVE ON THE TRAFFIC FLOW AND
12 SPEED VIOLATIONS IN THE AREAS OUTSIDE THE PARK SPEED LIMIT ZONES.

13 F. THE DEPARTMENT SHALL INSTALL AND MAINTAIN TRAFFIC CALMING DEVICES
14 ADJACENT TO PLAYGROUNDS AS SUCH TERM IS DEFINED IN SECTION 19-177 OF
15 THIS SUBCHAPTER AND NO LATER THAN MARCH FIRST OF EACH YEAR, THE COMMIS-
16 SIONER SHALL TRANSMIT TO THE MAYOR AND THE CITY COUNCIL A REPORT SETTING
17 FORTH, WITH RESPECT TO THE PRIOR CALENDAR YEAR, THE FOLLOWING INFORMA-
18 TION:

19 1. THE LOCATION OF EACH PLAYGROUND SPEED LIMIT ZONE SIGN;

20 2. THE NUMBER OF CITATIONS ISSUED FOR SPEED VIOLATIONS IN EACH SUCH
21 SPEED ZONE;

22 3. THE EFFECT THAT SUCH PLAYGROUND SPEED LIMIT ZONE SIGNS HAVE ON THE
23 NUMBER OF CITATIONS ISSUED AND NUMBER OF ACCIDENTS OCCURRING WITHIN EACH
24 SUCH ZONE; PROVIDED THAT SUCH EFFECT SHALL INCLUDE STATISTICS REGARDING
25 THE CITATIONS ISSUED AND ACCIDENTS FOR EACH SPEED ZONE DURING THE IMME-
26 DIATELY PRIOR CALENDAR YEAR; AND

27 4. THE EFFECT THAT SUCH PLAYGROUND SPEED ZONES HAVE ON THE TRAFFIC
28 FLOW AND SPEED VIOLATIONS IN THE AREAS OUTSIDE THE PLAYGROUND SPEED
29 LIMIT ZONES.

30 G. THE DEPARTMENT SHALL INSTALL AND MAINTAIN TRAFFIC CALMING DEVICES
31 ADJACENT TO HOSPITALS AND NO LATER THAN MARCH FIRST OF EACH YEAR, THE
32 COMMISSIONER SHALL TRANSMIT TO THE MAYOR AND THE CITY COUNCIL A REPORT
33 SETTING FORTH, WITH RESPECT TO THE PRIOR CALENDAR YEAR, THE FOLLOWING
34 INFORMATION:

35 1. THE LOCATION OF EACH HOSPITAL SPEED LIMIT ZONE SIGN;

36 2. THE NUMBER OF CITATIONS ISSUED FOR SPEED VIOLATIONS IN EACH SUCH
37 SPEED ZONE;

38 3. THE EFFECT THAT SUCH HOSPITAL SPEED LIMIT ZONE SIGNS HAVE ON THE
39 NUMBER OF CITATIONS ISSUED AND NUMBER OF ACCIDENTS OCCURRING WITHIN EACH
40 SUCH ZONE; PROVIDED THAT SUCH EFFECT SHALL INCLUDE STATISTICS REGARDING
41 THE CITATIONS ISSUED AND ACCIDENTS FOR EACH SPEED ZONE DURING THE IMME-
42 DIATELY PRIOR CALENDAR YEAR; AND

43 4. THE EFFECT THAT SUCH HOSPITAL SPEED ZONES HAVE ON THE TRAFFIC FLOW
44 AND SPEED VIOLATIONS IN THE AREAS OUTSIDE THE HOSPITAL SPEED LIMIT
45 ZONES.

46 S 3. This act shall take effect on the one hundred eightieth day after
47 it shall have become a law; provided, however, that effective immediate-
48 ly, the addition, amendment and/or repeal of any rule or regulation
49 necessary for the implementation of this act on its effective date are
50 authorized to be made and completed on or before such effective date.