

5043

2015-2016 Regular Sessions

I N   S E N A T E

April 29, 2015

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Introduced by Sen. AVELLA -- read twice and ordered printed, and when printed to be committed to the Committee on Housing, Construction and Community Development

AN ACT to amend the administrative code of the city of New York, in relation to abandoned buildings and stalled construction sites

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

- 1     Section 1. The administrative code of the city of New York is amended  
2     by adding a new section 28-118.22 to read as follows:  
3     S 28-118.22 ABANDONED BUILDINGS AND/OR STALLED CONSTRUCTION SITES. ALL  
4     NEW BUILDING CONSTRUCTION OR ALTERATIONS OF CURRENT BUILDINGS IN AN R1,  
5     2, 3 OR 4 ZONING AREA SHALL COMPLETE CONSTRUCTION AND/OR ALTERATIONS AND  
6     OBTAIN A CERTIFICATE OF OCCUPANCY WITHIN FOUR YEARS OF THE INITIAL  
7     PERMIT FOR SUCH CONSTRUCTION AND/OR ALTERATION. IF SUCH CONSTRUCTION IS  
8     NOT COMPLETE AND A CERTIFICATE OF OCCUPANCY PURSUANT TO THIS ARTICLE IS  
9     NOT OBTAINED WITHIN FOUR YEARS, THE DEPARTMENT MAY DEMOLISH THE STRUC-  
10    TURE AND RETURN THE SITE TO A CLEAN AND SAFE CONDITION AT THE PROPERTY  
11    OWNER'S EXPENSE.  
12    S 2. Section 28-214.1 of the administrative code of the city of New  
13    York, as amended by section 54 of part A of local law 141 of the city of  
14    New York for the year 2013, is amended to read as follows:  
15    S 28-214.1 Order to seal, secure, and close. 1. If the commissioner  
16    determines such action is necessary to the preservation of life and  
17    safety the commissioner may order a building subject to a vacate order  
18    to be sealed, secured and closed.  
19    2. AFTER A PERIOD OF TWO YEARS, IF NO ATTEMPT IS MADE TO REHABILITATE  
20    THE "SEALED" STATUS OF SUCH BUILDING PURSUANT TO SUBDIVISION ONE OF THIS  
21    SECTION, SUCH BUILDING MAY BE DEMOLISHED AT THE PROPERTY OWNER'S EXPENSE  
22    PURSUANT TO SECTION 28-214.1.5 OF THIS ARTICLE.  
23    S 3. This act shall take effect immediately.

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

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