



**THE COUNCIL OF THE CITY OF NEW YORK  
FINANCE DIVISION  
PRESTON NIBLACK, DIRECTOR  
FISCAL IMPACT STATEMENT**

**INTRO. NO. 1015-A**

**COMMITTEE: Housing and Buildings**

**TITLE:** To amend the administrative code of the city of New York, in relation to the safety and security of construction sites at which permitted work has been suspended.

**SPONSORS:** Council Members Garodnick, Brewer, Lappin, Gentile, James, Mealy, Nelson, Palma, Sanders Jr., Seabrook, Mark-Viverito, Fidler, White Jr., Arroyo, Jackson, Vacca and Comrie Jr. (in conjunction with the Mayor)

**SUMMARY OF LEGISLATION:** This legislation would allow the Department of Building's (DOB) commissioner to establish a program to maintain the safety of construction sites where permitted work is temporarily suspended or has not commenced. The construction site owner may apply to be included in the program, and the commissioner, at a minimum, would require that the owner notify the commissioner when permitted work will be suspended and when it will be resumed or commenced, and that the owner submit for the commissioner's approval a detailed plan for maintaining the safety of the construction site during the period when permitted work will be suspended or not commenced. The plan would contain proposed measures such as securing the site from unauthorized access; the correction of any adjudicated and outstanding violations issued; and other provisions as the commissioner would require, which may include but need not be limited to, a protocol for restoring safe access to areas, such as public sidewalks. Construction site work permits approved for the program would remain in effect until the end of the term for which they were issued and may be renewed. The commissioner may remove the site from the program for failure to comply with the requirements and conditions of the program. The commissioner would post to the DOB website a list of the sites in the program and indicate if such sites have been removed from the program for noncompliance or because work has resumed or commenced.

**EFFECTIVE DATE:** This legislation would take effect immediately and would be deemed to be of no further force and effect after June 30, 2013.

**FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED:** Fiscal 2010

**FISCAL IMPACT STATEMENT:**

	<b>Effective FY10</b>	<b>FY Succeeding Effective FY11</b>	<b>Full Fiscal Impact FY10</b>
<b>Revenues (+)</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Expenditures (-)</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Net</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**IMPACT ON REVENUES:** There would be no impact on revenues by the enactment of this legislation.

**IMPACT ON EXPENDITURES:** There would be no impact on expenditures by the enactment of this legislation.

**SOURCE OF FUNDS TO COVER ESTIMATED COSTS:** Not applicable

**SOURCE OF INFORMATION:** New York City Council Finance Division

**ESTIMATE PREPARED BY:** Ralph P. Hernandez, Legislative Financial Analyst  
Nathan Toth, Assistant Director  
New York City Council Finance Division

**HISTORY:** Introduced by Council and referred to Housing and Buildings Committee as Int. 1015 on June 10, 2009. Hearing held and laid over by Committee as Int. 1015 on September 21, 2009. To be voted by Committee as Int. 1015-A on October 14, 2009.