

**LOCAL LAWS  
OF  
THE CITY OF NEW YORK  
FOR THE YEAR 2018**

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**No. 3**

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Introduced by Council Members Kallos, Rose, Constantinides, Reynoso, Levin, Espinal, Menchaca, Cornegy and Richards.

**A LOCAL LAW**

**To amend the New York city building code, in relation to crane modernization**

*Be it enacted by the Council as follows:*

Section 1. Section BC 202 of the New York city building code is amended by adding a new definition for “MANUFACTURE DATE (Crane),” in appropriate alphabetical order, to read as follows:

**MANUFACTURE DATE (Crane).** *See Section 3302.1.*

§2. Section 3302.1 of the New York city building code is amended by adding a new definition for “MANUFACTURE DATE (Crane),” in appropriate alphabetical order, to read as follows:

**MANUFACTURE DATE (Crane).** *For a particular crane, the earlier of the following dates:*

- 1. The date the crane was originally manufactured for its intended purpose.*
- 2. The date that the oldest major component of the crane was originally manufactured.*

§3. Section BC 3319 of the New York city building code is amended by adding new section 3319.13 to read as follows:

**3319.13 Age limitations for cranes.** *Only cranes having an age of less than 25 years from the manufacture date may be used in New York City. Notwithstanding the provisions of Section 3319.5, the certificate of operation for a crane with an age greater than 25 years from the manufacture date shall be deemed to have expired.*

**Exceptions:**

1. *A crane with an age of 25 years or greater from the manufacture date that is (i) in use on a project on January 1, 2019 or (ii) not in use on January 1, 2019, but for which an application for a certificate of on-site inspection has been approved as of January 1, 2019, may continue to be used until completion of the project for which it is being used or the project for which such certificate of onsite inspection was issued.*

2. *Where a crane with an age of less than 25 years from the manufacture date at the time the department approved the application for a certificate of on-site inspection is being used on a project and will reach an age of 25 years or greater from the manufacture date during such project, such crane may be used for the duration of that project or until it reaches 28 years of age, whichever occurs earlier.*

3. *The commissioner may approve the use of a crane with an age of 25 years or greater from the manufacture date for up to a maximum of five years, not to exceed 30 years from the manufacture date, when records as required by rule of the department are deemed sufficient by the commissioner to establish that such crane meets the manufacturer's standards for use.*

4. *This section shall not apply to equipment used for pile driving or clamshell work.*

§4. This local law shall take effect on January 1, 2019, except that the commissioner of buildings may take such measures as are necessary for its implementation, including the promulgation of rules, prior to such effective date.

THE CITY OF NEW YORK, OFFICE OF THE CITY CLERK, s.s.:

I hereby certify that the foregoing is a true copy of a local law of The City of New York, passed by the Council on November 30, 2017 and returned unsigned by the Mayor on January 5, 2018.

MICHAEL M. McSWEENEY, City Clerk, Clerk of the Council.

CERTIFICATION OF CORPORATION COUNSEL

I hereby certify that the form of the enclosed local law (Local Law No. 3 of 2018, Council Int. No. 443-A of 2014) to be filed with the Secretary of State contains the correct text of the local law passed by the New York City Council, presented to the Mayor and neither approved nor disapproved within thirty days thereafter.

STEVEN LOUIS, Acting Corporation Counsel.