

**LOCAL LAWS  
OF  
THE CITY OF NEW YORK  
FOR THE YEAR 2022**

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**No. 109**

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Introduced by Council Members Bottcher, Nurse, Ossé, Louis, Marte, Williams, Krishnan, Hanif, Narcisse, Brooks-Powers, Cabán, Gutiérrez, Avilés, Brannan, Schulman, Hudson, Richardson Jordan, Barron, Sanchez, Joseph, Farías, Abreu, Restler, Riley, Ayala, Powers, Gennaro, De La Rosa, Holden, Hanks, Dinowitz, Mealy, Won, Velázquez, Kagan, Lee and Salamanca (in conjunction with the Brooklyn Borough President) (by request of the Manhattan Borough President).

**To amend the administrative code of the city of New York and the New York city building code, in relation to abating rodents as a requirement for the issuance of certain construction permits**

*Be it enacted by the Council as follows:*

Section 1. Article 105 of chapter 1 of title 28 of the administrative code of the city of New York is amended by adding a new section 28-105.2.3 to read as follows:

*§ 28-105.2.3 Rodent abatement during certain construction work. For work that is subject to rodent extermination pursuant to section 3306.9.13 of the New York city building code, prior to the issuance of a permit authorizing work, the applicant shall certify that a licensed exterminator has been retained to effectively treat the premises for rodent extermination as per the requirements of the department of health and mental hygiene.*

§ 2. Section 3306.9.13 of the New York city building code is amended to read as follows:

**3306.9.13 Rodent extermination.** A licensed exterminator shall effectively treat the premises for rodent extermination as per the requirements of the Department of Health and Mental Hygiene for the following work:

1. Where the proposed construction work involves 50% or more of the floor area of a building;
2. Where the proposed vertical or horizontal enlargement increases the amount of building floor area by more than 25% over the amount of existing floor area of the building;
3. Where the proposed demolition involves more than 50% of the floor area of a building;
4. Where full demolition work is proposed.

[**Exception:** Partial demolition operations.]

§ 3. This local law takes effect 180 days after it becomes law.

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 October 27, 2022 and approved by the Mayor on November 18, 2022.

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. 109 of 2022, Council Int. No. 442-A of 2022) to be filed with the Secretary of State contains the correct text of the local law passed by the New York City Council and approved by the Mayor.

STEPHEN LOUIS, Acting Corporation Counsel.