



Legislation Details (With Text)

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7/28/2020	*	City Council	Introduced by Council	
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Int. No. 2016

By Council Member Reynoso

A Local Law to amend the administrative code of the city of New York, in relation to the establishment of an office of restaurant recovery in response to the COVID-19 pandemic, technical amendments in relation thereto and the expiration and repeal thereof

Be it enacted by the Council as follows:

Section 1. Subchapter 7 of chapter 1 of title 3 of the administrative code of the city of New York, as added by local law number 38 for the year 2019, is renumbered subchapter 8 of such chapter, and sections 3-170, 3-171 and 3-172 of such subchapter, as added by local law number 38 for the year 2019, and 3-173 of such subchapter, as added by local law number 40 for the year 2019, are renumbered sections 3-180, 3-181, 3-182 and 3-183, respectively.

§ 2. Chapter 1 of title 3 of the administrative code of the city of New York is amended by adding a new subchapter 9 to read as follows:

SUBCHAPTER 9

OFFICE OF RESTAURANT RECOVERY

§ 3-190 Definitions. For the purposes of this subchapter, the following terms have the following meanings:

Director. The term “director” means the director of restaurant recovery.

Restaurant. The term “restaurant” has the same meaning as is ascribed to such term in section 17-502.

§ 3-191 Office. The mayor shall establish an office of restaurant recovery to facilitate the recovery of restaurants from the 2019 novel coronavirus, COVID-19. Such office may be established within any office of the mayor or as a separate office or within any agency. Such office shall be headed by a director of restaurant recovery. The mayor shall appoint the director no later than 30 days after the effective date of this subchapter, except that if the mayor establishes the office within an agency other than the office of the mayor, the head of such agency shall designate the director within such time.

§ 3-192 Powers and duties of director. The director shall have the power and duty to:

1. Develop and implement a citywide restaurant recovery plan, in consultation with relevant agencies, including, but not limited to, the department of small business services and the department of health and mental hygiene, and, in such capacity, shall:

(a) Assess the challenges restaurants face and the assistance restaurants need to recover;

(b) Assess all programs and policies relevant to the recovery of restaurants adopted in and outside of the city; and

(c) Develop and implement programs and policies regarding recovery of the restaurant industry;

2. Identify and monitor a set of metrics to assess restaurant recovery, which shall include data regarding the restaurants that have remained open since the onset of COVID-19, data on the restaurants that have closed since such onset and data on the restaurants that opened after such onset;

3. Advise the mayor on restaurant recovery, including, but not limited to, data, programs and policies,

state and federal efforts, and the coordination among agencies under the jurisdiction of the mayor involved in recovery;

4. Promote the recovery of restaurants, in consultation with government and relevant stakeholders, including, but not limited to, restaurants, patrons and trade groups; and

5. Perform such other relevant duties as the mayor may assign.

§ 3-193 Reports. a. Initial report. No later than 120 days after the effective date of this subchapter, the director shall submit to the mayor and the speaker of the council an initial report, which shall include, but need not be limited to, the metrics to be used to assess restaurant recovery, preliminary findings regarding recovery and proposed solutions to such findings.

b. Annual report. After the initial report, the director shall annually submit to the mayor and the speaker of the council a report that summarizes the activities of the office of restaurant recovery and assesses the recovery of restaurants based, in part, on the metrics required by this subchapter.

c. Publication of report. No more than 30 days after a report required by this section is submitted to the mayor and the speaker of the council, the director shall publish such report on the website of the office of restaurant recovery.

§ 3-194 Early termination. If before the expiration of this subchapter, the mayor, in consultation with the director, determines that the restaurant industry has stabilized based in part on the metrics required by this subchapter, the mayor may dissolve the office and end compliance with the requirements of this subchapter following submission to the mayor and the speaker of the council of (i) a written notice of such determination and (ii) a final report by the director pursuant to section 3-193.

§ 3. This local law takes effect immediately and expires and is deemed repealed 5 years after it becomes law. The mayor and any affected agency may take any steps necessary for the implementation of this local law before such effective date.