



NYC Buildings Department
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Purpose: This document clarifies the acceptance criteria for the applications for construction document approval under the 1968 Building Code submitted between July 1, 2008 and June 30, 2009.

Related Code Section(s): AC 28 101.4.2 AC 28 101.5 AC 28 105.2

Subject(s): Construction documents, application for; construction documents, approval of;

The one year “grace period” provision in Title 28 ends on June 30, 2009. Specifically, Section 28-101.4.2 provides that, in pertinent part:

“...Any work for which an application for construction document approval was submitted to the department prior to [July 1, 2008] and not thereafter abandoned, or for which an application for construction document approval is submitted to the department [between July 1, 2008 and June 30, 2009] may, at the option of the owner, be performed in its entirety in accordance with the provisions of [2008 Construction Codes], or in accordance with the 1968 building code, provided that such work is commenced within twelve months after the date of issuance of a permit therefore and is diligently carried on to completion...”

Therefore, for applicants who elect the 1968 Building Code for new construction before July 1, 2009, an application for construction document approval must be submitted on or before June 30, 2009 and must have a Job Status Code “D” and Online Code “A/P Entire”.

At a minimum, such application shall include architectural, foundation and structural plans. Additional subsequent related filings for such application under the 1968 Building Code may be submitted on or after July 1, 2009 but they must be diligently pursued to completion.

Reviews and approvals from other agencies (e.g. Transit Authority, Department of Transportation, Fire Department, Board of Standards and Appeals) are not prerequisites of such an application for construction document approval.