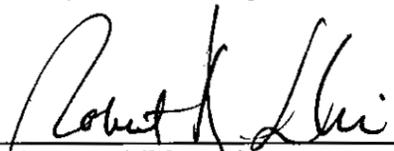


NOTICE OF ADOPTION OF RULE

NOTICE IS HEREBY GIVEN, pursuant to the authority vested in the Commissioner of the Department of Buildings by Section 643 of the New York City Charter and in accordance with Section 1043 of the Charter and Section 28-103.19 of the New York City Administrative Code, that the Department of Buildings hereby adds a new Chapter 6000, Subchapter H and Section 6008-01 to Title 1 of the Official Compilation of the Rules of the City of New York, relating to a American Society of Mechanical Engineers ("ASME"), Boiler & Pressure Vessel Code edition amendment.

This rule was first published on March 24, 2009 and a public hearing thereon was held on April 27, 2009.

Dated: 4.30, 2009
New York, New York



Robert D. LiMandri
Commissioner

Title 1 of the Rules of the City of New York is amended by adding a new Chapter 6000, Subchapter H and Section 6008-01, to read as follows:

Chapter 6000
Fuel Gas Code

Subchapter H
Referenced Standards

§6008-01 American Society of Mechanical Engineers (“ASME”), Boiler & Pressure Vessel Code edition amendment. Pursuant to Section 28-103.19 of the New York City Administrative Code, ASME BPVC-01, as identified in Section FGC 802 of the New York City Fuel Gas Code, is hereby deleted and a new “ASME” BPVC-04 is added, to read as follows:

BPVC - 04 ASME Boiler & Pressure Vessel Code (2004 Edition).....406.1.1.1, 406.1.1.2, 631.1

STATEMENT OF BASIS AND PURPOSE

This rule is promulgated pursuant to the authority of the Commissioner of Buildings under Sections 643 and 1043 of the New York City Charter and Section 28-103.19 of the New York City Administrative Code, and amends the edition of the American Society of Mechanical Engineers, Boiler & Pressure Vessel Code.

The Department has determined that the reference to the 2001 edition of the American Society of Mechanical Engineers, Boiler & Pressure Vessel Code prescribed in the "ASME" portion of Section FGC 802 of the New York City Fuel Gas Code is incorrect. The 2004 edition will now be referenced instead, which conforms to the "ASME" portion of Section MC 1502 of the New York City Mechanical Code, thereby creating consistency among the codes.