

LANDMARKS PRESERVATION COMMISSION

Notice of Opportunity to Comment on Proposed Rule

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY GRANTED to the New York City Landmarks Preservation Commission by Section 3020 of the New York City Charter and by Sections 25-303, 25-305, 25-306, 25-307, 25-308, 25-310, 25-313 and 25-319 of Title 25, Chapter 3 of the Administrative Code of the City of New York, and in accord with §1043 of the Charter that the Landmarks Preservation Commission intends to amend the section Chapter 13 of Title 63 of the Rules of the City of New York, relating to the payment of application fees. The material proposed to be adopted is shown below.

Written comments regarding the proposed rule may be sent to Mark A. Silberman, Counsel, Landmarks Preservation Commission, Municipal Building, 9th Floor North, 1 Centre Street, New York, New York 10007 on or before August 4, 2009.

A public hearing will be held at the offices of the Landmarks Preservation Commission, Municipal Building, 9th Floor North, 1 Centre Street, New York, NY 10007 on August 4, 2009, commencing at 9:30 A.M. Persons wishing to speak are requested to notify Jennifer Fernandez at 212-669-7923 at least three days prior to the date of the public hearing.

Written comments and a recording of the testimony received at the hearing will be available for the public. If you wish to obtain a copy of these documents please complete an appointment request for records access form, available on the Commission's website, www.nyc.gov/landmarks. If you need assistance with the form please contact the Public Information Officer (212-669-7817, info@lpc.nyc.gov) for instructions. You will be contacted by the Commission's Records Specialist regarding the cost of the copies and when they will be ready for pick-up.

PROPOSED AMENDMENT TO RULES FOR FEES FOR CERTAIN TYPES OF APPLICATIONS

Statement of Basis and Purpose of Proposed Rule

The Landmarks Preservation Commission is authorized, pursuant to Section 25-319 of the Administrative Code of the City of New York, to promulgate regulations governing the protection, preservation, enhancement, perpetuation and use of landmarks, interior landmarks and buildings in historic districts. The Commission issues permits authorizing work on such designated landmarks which, following procedures stated in Sections 25-305, 25-306, 25-307, 25-308 and 25-310 of the Administrative Code, it determines to be appropriate in accordance with the factors and standards provided under Sections 25-306, 25-307 and 25-310. In order to maintain its permit issuance services the Commission intends to increase some fees to cover the

cost associated with the issuance of permits.

Section 1. Section 13-04 of chapter 13 of Title 63 of the Rules of the City of New York is amended to read as follows:

New material is underlined, deleted material is in [brackets].

Chapter 13. Fees

§ 13-04 Computation of fees. Fees shall be computed as hereinafter provided:

(a) New buildings. The fees for permits to construct new buildings shall be computed as follows:

(1) a fee of [thirteen] twenty cents per square foot or fraction thereof, but not less than one hundred dollars per structure, for work subject to a fee payable to the Department of Buildings pursuant to Section 26-212(1)(a) of the Administrative Code.

(2) a fee of [six] ten cents per square foot, or fraction thereof, but not less than one hundred dollars per structure, for work subject to a fee payable to the Department of Buildings pursuant to Section 26-212(1)(b) of the Administrative Code.

(b) Building alterations. A fee of fifty dollars for the first twenty-five thousand dollars, or fraction thereof, of the cost of the work and [three] four dollars for each additional one thousand dollars, or fraction thereof, of cost over twenty-five thousand dollars for work subject to a fee payable to the Department of Buildings pursuant to Sections 26-212(2)(a), 212(2)(b), 212(5)(a)(1) and 212(5)(a)(2) of the Administrative Code.