

## **Regulatory Agenda for Fiscal Year 2012**

Pursuant to Section 1042 of the Charter of the City of New York, the Mayor's Office of Environmental Remediation hereby publishes a Regulatory Agenda for the Fiscal Year ending June 30, 2012. This Regulatory Agenda describes briefly the subject areas in which it is anticipated that rules may be promulgated during the fiscal year.

The legal basis for the proposed rules is paragraphs 15 and 18 of subdivision e of Section 15 of the New York City Charter, which confers upon the Office of Environmental Remediation the authority to promulgate rules relating to the E-Designation program and the local brownfield incentive grant program.

The individuals and entities likely to be subject to the proposed rules are owners and developers of properties encumbered with an E-Designation and owners and developers who seek city brownfield incentive grants.

An office official knowledgeable about the subject area of each proposal is:

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### **1. AMENDMENTS TO E-DESIGNATION RULE**

The Mayor's Office of Environmental Remediation (OER) plans to amend the (E) Designation Rule to reflect a proposed amendment to the Zoning Resolution section 11-15 which establishes (E) designations. The amended rule will also incorporate new requirements from the May 2010 City Environmental Quality Review Technical Manual as well as other recent changes that OER has made to increase the transparency and accountability of the E program. Finally, the amended rule will set forth the administrative process for OER to review and approve parties' plans to satisfy air quality and noise E designations. OER expects to promulgate the amended rule during the second half of fiscal year 2012.

### **2. AMENDMENTS TO THE BROWNFIELD INCENTIVE GRANT RULE**

OER plans to amend the Brownfield Incentive Grant Rule to create a new grant type, expand the definition of community facilities and add additional services and activities to be eligible for reimbursement with city brownfield incentive grant funds. OER expect to promulgate the new rule during the first half of fiscal year 2012.

Daniel Walsh  
Director, Mayor's Office of Environmental Remediation