

Fact Sheet

New Fee Program For E-Designation and Restrictive Declaration Review Program

On April 27, 2010, Section 24-09 of Chapter 24 of Title 15 of the Rules of the City of New York became effective, requiring the Office of Environmental Remediation (OER) to impose a fee for review and approval of alterations and developments on sites with an E-Designation and/or a recorded Restrictive Declaration for hazardous materials.

Minor Alterations

An applicant who seeks approval of minor alterations resulting in issuance of a “Notice of No Objection” for E-designation sites and hazardous materials restrictive declaration sites pays a fee of \$250.

Examples of minor alterations include, but are not limited to, projects with:

- no soil disturbance;
- no change of use, occupancy, or egress;
- no change of windows;
- or no change of stack location, boilers, or fuel type.

Development Projects Requiring a Phased Review and Sign-Off

Applicants whose development projects require a phased review and sign-off procedure resulting in issuance of a “Notice to Proceed” and subsequent “Notice of Satisfaction” for E-designation sites and hazardous materials restrictive declaration sites would pay a fee of \$750. Examples of development actions requiring a phased review and sign-off procedure include, but are not limited to, commercial and/or residential projects with:

- new buildings;
- alterations involving soil disturbance;
- alterations requiring a new Certificate of Occupancy, such as a change of use from commercial to residential;
- alterations involving a change of windows; or
- alterations involving stack locations, boilers, or fuel types.

Please note: This fact sheet is for informational purposes only. There is no need to respond with a payment. Fee request forms will be sent via email to all applicants undergoing an active OER review in the coming months.

Visit our Website

To read more about the fees or download a PDF of the rule, visit www.nyc.gov/efee.