



## CONSTRUCTION CODES UPDATE PAGES

Attached are Construction Codes Update Pages. These pages reflect local laws enacted and ministerial administrative corrections made after July 1, 2008. Please note that the source of a particular update, the local law number, and year is indicated on each page. Please visit our [webpage](#) to ensure that your codes are complete and up to date as the City Council may periodically pass Local Laws that affect the Construction Codes.

### **Instructions:**

Please place each page, according to its page number found on the bottom right hand corner, into your Construction Codes books. The pages contain letters after the page number and should be placed in alphabetical order following the number, i.e. 5, 6, 6a, 6b, etc.

- Place Title Pages in the front of your Code books for easy reference.
- Note: If you have all four Construction Codes (Building, Mechanical, Plumbing & Fuel Gas), please make sure to insert updates made to the Administrative Provisions into each of the four Code books.

# CONSTRUCTION CODES UPDATE PAGES

## UPDATE # 72

Source: Local Law 2 of 2013, effective May 6, 2013.

This update includes the following pages:

<b>GENERAL ADMINISTRATIVE PROVISIONS (PRECEDING THE BUILDING, FUEL GAS, MECHANICAL AND PLUMBING CODES)</b>	
<b><u>Section</u></b>	<b><u>Page Number</u></b>
Table 28-112.8	A-28b
28-117.1.1	A-34a
28-117.1.2	A-34a
28-117.1.3	A-34a-b
28-117.3	A-34c

<b>BUILDING CODE</b>	
<b><u>Section</u></b>	<b><u>Page Number</u></b>
3110.7	588a

## CONSTRUCTION CODES UPDATE PAGE

Matter in plain text is unchanged. Matter underlined is new. Matter ~~stricken through~~ is deleted.  
**Source:** Local Law 2 of 2013, effective May 6, 2013.

**GENERAL ADMINISTRATIVE PROVISIONS**

*Insert between pages A-28a and A-29 of your bound volumes of the NYC Building Code, NYC Plumbing Code, NYC Mechanical Code and NYC Fuel Gas Code.*

A certain fee set forth in Table 28-112.8 is amended to read as follows:

**TABLE 28-112.8**

<b>Item Description</b>	<b>Fee</b>	<b>Comments</b>
Place of assembly certificate of operation.	\$200.	\$100 <del>renewal</del> <u>amendment.</u>

## CONSTRUCTION CODES UPDATE PAGE

Matter in plain text is unchanged. Matter underlined is new. Matter ~~stricken through~~ is deleted.

Source: Local Law 2 of 2013, effective May 6, 2013.

## GENERAL ADMINISTRATIVE PROVISIONS

*Insert between pages A-34 and A-35 of your bound volumes of the NYC Building Code, NYC Plumbing Code, NYC Mechanical Code and NYC Fuel Gas Code.*

Amend section 28-117.1.1 to read as follows:

**§28-117.1.1 Contents of the place of assembly certificate of operation.** The place of assembly certificate of operation shall contain the place of assembly certificate number, the number of persons who may legally occupy the space and any other information that the commissioner may determine. Such place of assembly certificate of operation shall be framed and mounted in a location that is conspicuously visible to a person entering the space. For the purposes of this article a department issued place of assembly permit issued prior to the effective date of this code or place of assembly certificate of operation shall be valid until its expiration, at which time a new place of assembly certificate of operation shall be required in accordance with the provisions of this article and with the filing requirements of the department. ~~Prior to the expiration of the term of such place of assembly permit, the party responsible for renewal shall apply to the department for a certificate of operation in accordance with this article, except that the issuance of such certificate shall be subject to the same inspection requirement as a renewal of a certificate of operation pursuant to this code.~~

Add the following new sections 28-117.1.2 and 28-117.1.3 to read as follows:

**§28-117.1.2 New certificate required.** The following changes to a place of assembly shall require a new place of assembly certificate of operation instead of an amendment filed in accordance with section 28-117.1.3:

1. For a department issued place of assembly permit or place of assembly certificate of operation that does not have a nine-digit job number, any change of zoning use group, assembly occupancy group A-1 through A-5, or any of the changes set forth in section 28-117.1.3.
2. For all other department issued place of assembly permits or place of assembly certificates of operation, any change of zoning use group or assembly occupancy group A-1 through A-5.

**§28-117.1.3 Amendments.** No change shall be made to a place of assembly that is inconsistent with the most recently issued place of assembly certificate of operation or renewal unless an amendment to such certificate is filed with and approved or accepted by the department. Changes that require an amendment include any of the following:

## CONSTRUCTION CODES UPDATE PAGE

Matter in plain text is unchanged. Matter underlined is new. Matter ~~stricken through~~ is deleted.

**Source:** Local Law 2 of 2013, effective May 6, 2013.

1. Any physical change requiring an alteration permit to be issued by the department.
2. Any amendment to the plan for seating and other moveable furnishings, in accordance with section 28-117.1.
3. Any change to the name of the establishment.

## CONSTRUCTION CODES UPDATE PAGE

Matter in plain text is unchanged. Matter underlined is new. Matter ~~stricken through~~ is deleted.

**Source:** Local Law 2 of 2013, effective May 6, 2013.

## GENERAL ADMINISTRATIVE PROVISIONS

*Insert between pages A-34b and A-35 of your bound volumes of the NYC Building Code, NYC Plumbing Code, NYC Mechanical Code and NYC Fuel Gas Code.*

Amend section 28-117.3 to read as follows:

**§28-117.3 Duration ~~and renewal~~ of certificate.** A place of assembly certificate of operation shall be issued ~~for a term of 1 year and may be renewed annually upon payment of proper fees and proof of satisfactory inspection by the fire department by the~~ department and shall be effective for one year after its issuance. Thereafter, such certificate shall be effective only for periods of time during which there is in effect an annual place of assembly permit issued by the fire department pursuant to section 105.6 of the New York city fire code.

## CONSTRUCTION CODES UPDATE PAGE

Matter in plain text is unchanged. Matter underlined is new. Matter ~~stricken through~~ is deleted.

**Source:** Local Law 2 of 2013, effective May 6, 2013.

**BUILDING CODE**

*Insert between pages 588 and 589 of your bound volume.*

Amend the following section 3110.7 to read as follows:

**3110.7 Assembly seating.** Unless separated from seating inside the building by fire partitions complying with Section 708, the seating for enclosed sidewalk cafés shall be added to that inside the building in order to determine whether a place of assembly ~~permit~~ certificate of operation is required.