



## **2014 CONSTRUCTION CODES UPDATE PAGES**

Attached are 2014 Construction Codes Update Pages. These pages reflect local laws enacted and ministerial administrative corrections made after December 31, 2014. 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.

# CONSTRUCTION CODES UPDATE PAGES

## UPDATE # 11

Source: Local Law 38 of 2015, effective May 6, 2016.

This update includes the following pages:

<b>GENERAL ADMINISTRATIVE PROVISIONS</b>	
<b><u>Section</u></b>	<b><u>Page Number</u></b>
28-106.1.1	24a
28-106.1.2	24a
28-106.3	24a
28-106.4	24b

<b>BUILDING CODE</b>	
<b><u>Section</u></b>	<b><u>Page Number</u></b>
2111.1	484a
3303.5.4	644a

<b>MECHANICAL CODE</b>	
<b><u>Section</u></b>	<b><u>Page Number</u></b>
901.3	96a
901.4	96a
901.5	96a
901.6	96a
901.7	96a

## CONSTRUCTION CODES UPDATE PAGE

Matter in plain text is unchanged. Matter underlined is new. Matter ~~stricken through~~ is deleted.  
**Source:** Local Law 38 of 2015, effective May 6, 2016.

## GENERAL ADMINISTRATIVE PROVISIONS

*Insert between pages 24 and 25 of your bound volume of the NYC General Administrative Provisions.*

Amend sections 28-106.1.1, 28-106.1.2, 28-106.3 and 28-106.4 to read as follows:

**§28-106.1.1 Full demolition permit.** The commissioner shall not issue a full demolition permit unless the owner of the building provides certification in a form and manner to be provided in the rules of the department of environmental protection that (i) the building is free of asbestos containing material, or (ii) the commissioner of environmental protection, has issued a variance from this requirement in accordance with subdivision ~~( $\ominus$ ) (m)~~ of section ~~24-146.1~~ 24-136 of the administrative code and the rules of the department of environmental protection, subject to the requirement that demolition work will be performed only in parts of the building that are certified free of asbestos containing material. The full demolition permit shall be subject to such additional conditions as the department of buildings may require of the permittee based on the size and complexity of the demolition work.

**Exception:** This section 28-106.1.1 shall not apply to full demolition performed as emergency work pursuant to article 215 of chapter 2 of this title where the emergency warrants immediate commencement of the work or full demolition with asbestos in place authorized pursuant to 12 NYCRR 56-11.5.

**§28-106.1.2 Alteration permit for the removal of one or more stories.** The commissioner shall not issue an alteration permit for the removal of one or more stories of a building unless the owner of the building provides certification in a form and manner to be provided in the rules of the department of environmental protection that (i) the stories to be removed are free of asbestos containing material and that no abatement activities will be performed anywhere in the building concurrently with the removal work authorized by such permit or (ii) the commissioner of environmental protection has issued a variance from these requirements in accordance with subdivision ~~( $\ominus$ ) (m)~~ of section ~~24-146.1~~ 24-136 of the administrative code and the rules of the department of environmental protection, subject to the requirement that work authorized by the alteration permit will be performed only in parts of the building that are certified free of asbestos containing material. The alteration permit shall be subject to such additional conditions as the department of buildings may require of the permittee based on the size and complexity of the work.

**Exception:** This section 28-106.1.2 shall not apply to removal of one or more stories performed as emergency work pursuant to article 215 of chapter 2 of this title where the emergency warrants immediate commencement of the work.

**§28-106.3 Permit exemption.** Except as otherwise provided by rule, work performed in the course of and only for the purpose of an asbestos project that is required to be

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permitted pursuant to section ~~24-146.3~~ 24-138 of the administrative code shall be exempt from the permit requirements of this code.

**§28-106.4 Definitions.** For the purposes of this article, the terms "asbestos" and "asbestos project" shall have the meanings as are ascribed in section ~~24-146.1~~ 24-136 of the administrative code.

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**Source:** Local Law 38 of 2015, effective May 6, 2016.

**BUILDING CODE**

*Insert between pages 484 and 485 of your bound volume of the NYC Building Code.*

Amend section 2111.1 to read as follows:

**2111.1 ~~Definition~~ General.** A masonry fireplace is a fireplace constructed of concrete or masonry. Masonry fireplaces shall be constructed in accordance with this section, Table 2111.1 and Figure 2111.1. All masonry fireplaces shall be installed, altered and maintained in buildings in conformity with the applicable provisions of the *New York City Air Pollution Control Code* and no new masonry fireplaces shall be permitted except those that burn the types of fuel allowed by section 24-149.2 of such code.

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**Source:** Local Law 38 of 2015, effective May 6, 2016.

**BUILDING CODE**

*Insert between pages 644 and 645 of your bound volume of the NYC Building Code.*

Amend section 3303.5.4 to read as follows:

**3303.5.4 Air pollution.** The provisions of the *Air Pollution Control Code* shall apply in order to prevent ~~particulate matter~~ dust from becoming airborne.

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**Source:** Local Law 38 of 2015, effective May 6, 2016.

## **MECHANICAL CODE**

*Insert between pages 96 and 97 of your bound volume of the NYC Mechanical Code.*

Add a new section 901.3 and amend sections 901.4, 901.5, 901.6, and 901.7 to read as follows:

**901.3 Solid fuel-burning fireplaces and appliances.** All solid fuel-burning fireplaces and appliances shall be installed, altered and maintained in buildings in conformity with the applicable provisions of the *New York City Air Pollution Control Code* and no new solid fuel-burning fireplaces or appliances shall be permitted except those that burn the types of fuel allowed by such code.

~~901.3~~ **901.4 Hazardous locations.** Fireplaces and solid fuel-burning appliances shall not be installed in hazardous locations.

~~901.4~~ **901.5 Fireplace accessories.** Listed fireplace accessories shall be installed in accordance with the conditions of the listing and the manufacturer's installation instructions.

~~901.5~~ **901.6 Inspection of solid fuel-burning heating appliances, chimneys and flues.** Inspections of solid fuel-burning heating appliances, chimneys and flues shall be in accordance with the *New York City Building Code*.

~~901.6~~ **901.7 Fireplaces.** Fireplaces (solid-fuel-type or ANSI Z21.50) shall be installed with tight-fitting noncombustible fireplace doors to control infiltration losses in construction types listed here:

1. Masonry or factory-built fireplaces designed to allow an open burn.
2. Decorative appliances (ANSI Z21.60 gas-log style unit) installed in a vented solid fuel fireplace.
3. Vented decorative gas fireplace appliances (ANSI Z21.50 unit).

Fireplaces shall be provided with a source of combustion air as required by the fireplace construction provisions of the *New York City Building Code* and Chapter 7 of this code.