

**LOCAL LAWS
OF
THE CITY OF NEW YORK
FOR THE YEAR 2007**

No. 17

Introduced by Council Members Dilan, Addabbo Jr., Gentile, Gerson, Gonzalez, James, Martinez, Nelson, Recchia Jr., Sears, Stewart, Garodnick, White Jr. and Weprin (in conjunction with the Mayor)

A LOCAL LAW

To amend the administrative code of the city of New York, in relation to notification to the department prior to the use or installation of suspended scaffolds hung from c-hooks and outrigger beams.

Be it enacted by the Council as follows:

Section 1. Chapter 1 of title 27 of the administrative code of the city of New York is amended by adding a new section 27-1050.1 to read as follows:

§ 27-1050.1 Notification of use or installation of c-hooks or outrigger beams.

a. Notification and fee. No person shall use or install a suspended scaffold hung from c-hooks or outrigger beams on any building without notifying the department in a form and manner specified by the department at least twenty-four but no more than forty-eight hours prior to the commencement of such use or installation. The notification shall be accompanied by a fee in the amount of thirty-five dollars.

b. Violation. Notwithstanding any inconsistent provision of this chapter, any person who fails to provide notice as required in this section shall be liable for a penalty in the amount of \$500 for the first violation and \$1,250 for the second and each subsequent violation, to be recovered in a proceeding before the environmental control board. The penalty for default shall be \$2,500 for the first violation and \$10,000 for the second and each subsequent violation.

c. Stop work order. In addition to the penalties set forth in this section, the commissioner shall issue a stop work order if there is a failure to provide notice as required in this section and if (1) the rigger is unlicensed, (2) the workers lack certificates of fitness as required by the department's rules or (3) the rigger failed to file with the department satisfactory evidence of the required insurance and/or bond. Upon issuance of such stop work order, the work shall immediately be stopped for a minimum of two business days. The work shall not recommence until the stop work order has been lifted. In addition, the penalties set forth in section 26-181.1 shall also be assessed, as applicable.

§2. This local law shall take effect ninety days after its enactment into law.

The City of New York, Office of the City Clerk, s.s.:

I hereby certify that the foregoing is a true copy of a local law of The City of New York, passed by the Council on March 28, 2007 and was approved by the Mayor on April 17, 2007.

Victor L. Robles, City Clerk, Clerk of the Council.

CERTIFICATION PURSUANT TO MUNICIPAL HOME RULE LAW §27

Pursuant to the provisions of Municipal Home Rule Law §27, I hereby certify that the enclosed Local Law (Local Law 017 of 2007, Council Int. No. 523-A) contains the correct text and:

Received the following vote at the meeting of the New York City Council on March 28, 2007:
47 For, 0 Against, 0 Not Voting
Was signed by the Mayor on April 17, 2007
Was returned to the City Clerk on April 17, 2007.

Jeffrey D. Friedlander, Acting Corporation Counsel.