

**RESCINDED BY BUILDINGS  
BULLETIN 2023-015**

THE CITY OF NEW YORK  
**HOUSING AND DEVELOPMENT ADMINISTRATION**  
DEPARTMENT OF BUILDINGS

DEPARTMENTAL MEMORANDUM

DATE: July 6, 1976

TO: ALL BOROUGH SUPERINTENDENTS

FROM: Blaise F. Parascandola, Assistant Commissioner

SUBJECT: Local Law No. 5 - Request For Certificate of Occupancy

This memorandum will confirm procedures regarding the issuance of temporary or final Certificate of Occupancy for buildings governed by the provisions of Local Law No. 5/73 notwithstanding the pending injunction issued by the Supreme Court, New York County, in *Mc Callin v Walsh*.

- 1) All temporary certificates that were issued prior to February 7, 1976, shall be renewed automatically as they become due and a tickler system should be kept to renew same as they become due.
- 2) Requests for new temporary certificates for buildings for which work was completed over the 100 ft. level subsequent to February 7, 1976 shall be forwarded to my office for reconsideration by the Commissioner.
- 3) Where temporary certificates were issued prior to February 7, 1976 and additional floors are requested to be included over the 100 ft. level, these requests shall also be forwarded to my office for reconsideration by the Commissioner.
- 4) No final Certificate of Occupancy shall be issued unless all requirements of Local Law No. 5/73 have been complied with.

BFP/mb  
cc: Comm. Walsh  
Deputy Comm. Jenkins  
I. E. Minkin  
L. Beck

  
Blaise F. Parascandola

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JUL 7 1976