

UPCOMING CHANGE

NYC Energy Conservation Code (NYCECC): Issuance of Department of Buildings Violations (*returnable to the Environmental Control Board - ECB*) and Stop Work Orders for Energy Code Infractions

Beginning March 2016, the Department of Buildings (DOB) will issue DOB Violations (returnable to the ECB) and Stop Work Orders for Energy Code Infractions.

Issuance of Violations

Violations for Energy Code Infractions are Class 2 (major) violations, which carry a monetary penalty, unless dismissed by the ECB.

To avoid penalties that may be imposed by the ECB, applicants may admit guilt and cure the violation. To cure a violation applicants must obtain an **approved** Certificate of Correction from the Department, prior to the cure date indicated on the face of the violation. To cure a violation and avoid penalties, applicants must:

1. Correct all violating condition(s) and submit proof of correction
2. Submit a Certificate of Correction (Form AEU2)
3. Submit a Statement in Support of Certificate of Correction (Form AEU20)

Certificates of Correction along with supporting documents must be mailed or submitted in person to:

NYC Department of Buildings
Administrative Enforcement Unit – Attn: Customer Service
280 Broadway, 5th Floor
New York, New York 10007

Issuance and Lifting of Stop Work Orders

Beginning March 2016, the Department of Buildings may issue Stop Work Orders (SWO) in conjunction with DOB violations (returnable to the ECB) for Energy Code Infractions.

To lift a SWO, request a rescission by email to EnergyCodeSWO@buildings.nyc.gov. All requests must include the following information:

- Name of person submitting, address, phone number and affiliation with the property;
- The property address, Building Information Number (BIN) and block and lot numbers;
- The (NOV) number; and a notarized written statement from the permit holder confirming that the violating condition has been rectified

Requests will be processed within five (5) business days. If all requirements are met, the SWO will be rescinded. Re-inspections may be conducted, as needed.

If the cure date has passed, SWOs will not be lifted unless, the violation is paid and an approved certificate of correction has been obtained. Failure to correct violating condition(s) may negatively affect the ability to sell, refinance, and obtain a new Certificate of Occupancy or a Letter of Completion for a property.

To check the status of a Stop Work Order or a violation, use the [Buildings Information System](#). If a SWO has been rescinded, the banner will be removed from the property profile. If an approved certificate of correction has been issued, the violation status will display *resolved*.