

1 RCNY §49-12

CHAPTER 49 OUTDOOR SIGNS

Subchapter

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Subchapter B – Registration of Outdoor Advertising Companies

§49-12 Application for registration.

(a) The application for registration or the renewal of registration shall contain all of the information required by the application form and these rules. Except where an application is filed pursuant to subsection (3) below, the party holding fee or the dominant lease to the sign, sign structure or sign location, shall act as the applicant for registration. An applicant shall:

- (1) file an application for registration and be issued an OAC registration number; or,
- (2) where an affiliated OAC exists, file an application for registration on behalf of itself and any affiliated OAC only to the extent of their shared control of any sign(s), sign structure(s), and sign location(s), and each such shared inventory shall be issued the OAC registration number that has been assigned to the applicant; or,
- (3) file a single application for registration on behalf of itself and every affiliated OAC, including all signs, sign structures, and sign locations under the control of the applicant and every affiliated OAC.

A responsible officer of the applicant shall certify the completeness and accuracy of the application and accompanying documents. A responsible officer of the affiliated OAC shall authorize the applicant to submit an application and act on behalf of the affiliated OAC. The Department shall act upon the application either by accepting the application or by notifying the applicant of deficiency in accordance with subdivision c of this section promptly but not later than 60 days after the date of receipt of the application, except that on or before such 60th day, the Commissioner may on good cause shown and upon notification to the applicant, extend such time for an additional 45 days. If the Department fails to act upon the application within such 60-day period or, where applicable, within such further 45-day period, the application shall be deemed accepted.

(b) The Department shall accept applications complying with the provisions of these rules and other applicable law. An OAC registration number shall be issued to the applicant of each accepted registration application. Where the application is for the renewal of an existing registration, the applicant shall be notified of such acceptance.

(c) The Department may reject an application for registration or for the renewal of registration if it finds that the application, including the accompanying listing of sign inventory required by section 49-15 of this chapter, is not complete and accurate or all required documents have not been submitted with the application. Before rejecting an application, the Department shall provide the applicant with an explanation of the deficiency and a period of time, but not more than 45 days, within which the applicant may submit a corrected application and any missing documents. Upon written request and for good cause, the Commissioner may extend the time for submitting a corrected application.

(d) An OAC registration number issued by the Department pursuant to this section shall not be transferable.

(e) An OAC shall notify the Department within 30 days thereof of any material change in the information provided in the most recent registration or renewal application submitted pursuant to this chapter. Where the material change involves the addition of an affiliated OAC, such additional affiliated OAC shall not do business as an OAC until notice of such material change is received.