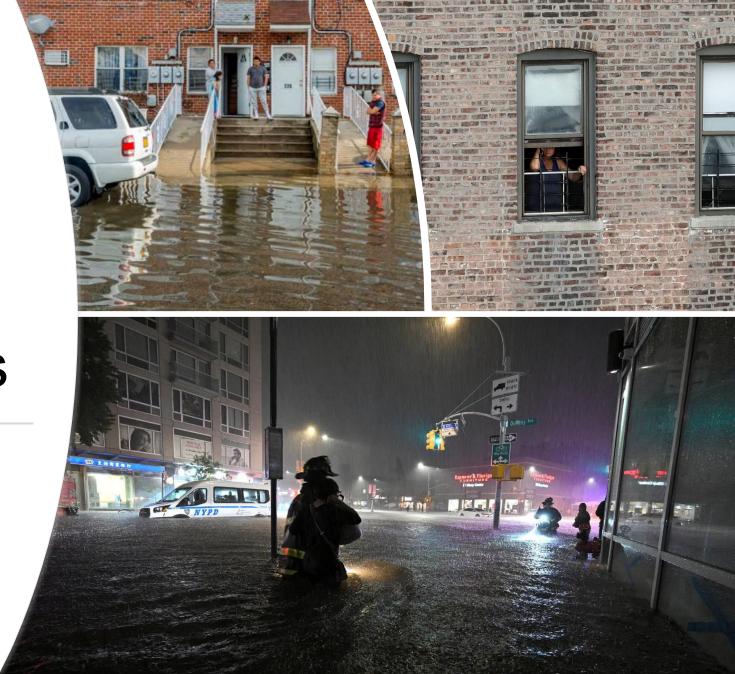


# Resiliency in HPD New Construction Design Guidelines

October 15th, 2024



## Introduction

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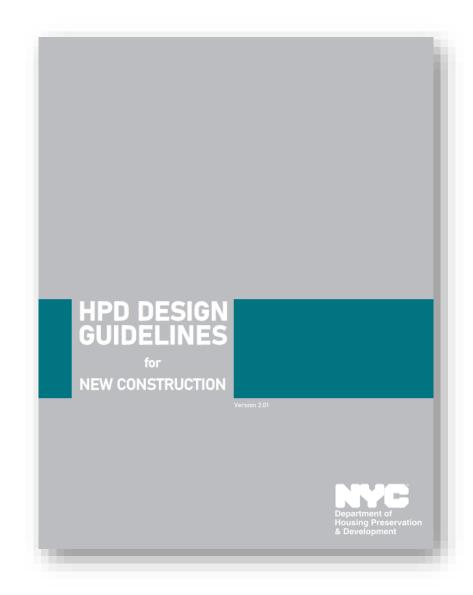
nicholasm@hpd.nyc.gov

Please introduce yourself and share your affiliation in the chat!

## Agenda

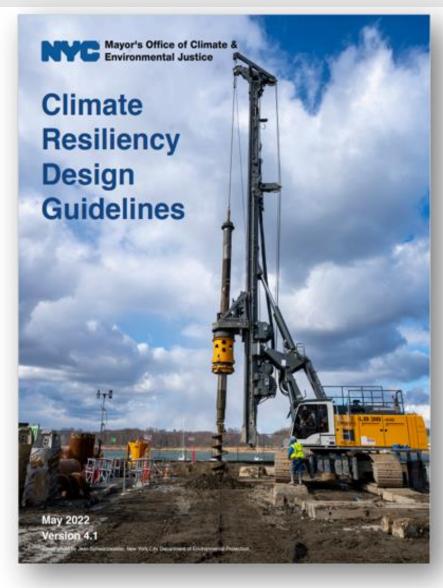
- HPD Design Guidelines for New Construction
- Resiliency Design Review & waiver process
- Climate Resiliency Requirements
  - Flood Resilient Construction (Section 2.1)
  - Stormwater Management (2.2)
  - Extreme Heat (2.3)
  - Passive Survivability (2.4)
- Overview of Screening Tools
- Q&A

# Key Climate Resiliency Documents Design Guidelines for New Construction



- HPD's Design Guidelines for New Construction establish the building design criteria by which HPD's Division of Building and Land Development Services (BLDS) evaluates proposed developments for multifamily new construction, supportive, and senior housing projects.
- Projects must comply with HPD's Design Guidelines and design acceptance by BLDS is a prerequisite to loan closing for any new construction project developed under applicable HPD loan programs.
- Version 2.0, released in September 2023 incorporates new resiliency design requirements based on forward-looking climate change projections into HPD's design standards.
  - HPD's resiliency requirements are based on Climate Resiliency Design Guidelines (CRDG) design standards and other best practices.

## Key Climate Resiliency Documents Climate Resiliency Design Guidelines



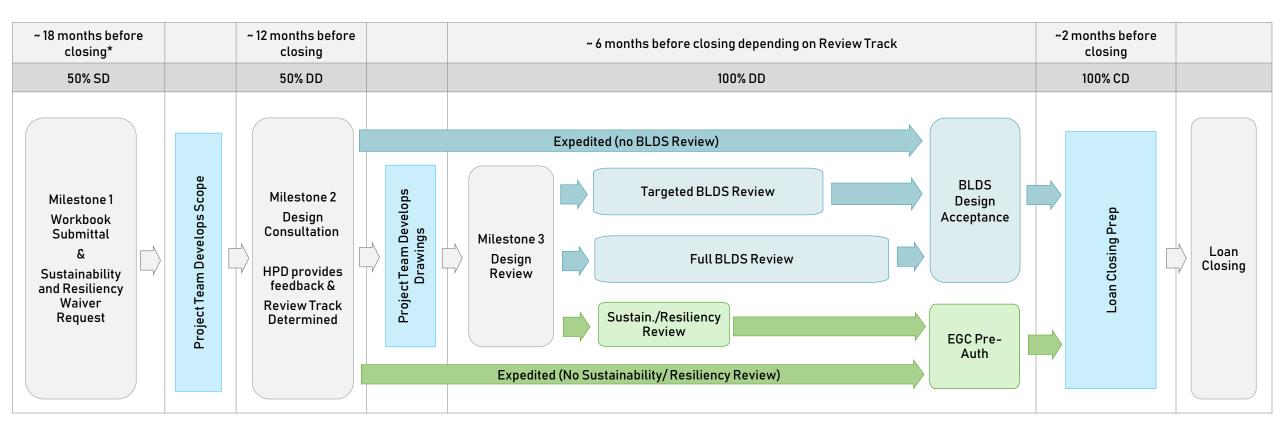
- The NYC Climate Resiliency Design Guidelines were developed to provide step-by-step instructions on designing facilities and infrastructure that incorporate forward-looking climate change data on heat, precipitation, and sea level rise.
- Used throughout the design process—during project scoping and planning initiation, as a reference in requests for proposals (RFPs), during the preliminary design or study phase, through to final design—for all new construction and substantial improvements of City facilities.
- Under the CRDG, buildings are required to be built to projected resiliency standards through their full useful life.
- Per LL 41 (2021) by 2027, City capital projects including most projects financed by HPD must meet a stringent set of requirements that will certify their preparedness for extreme weather threats.

## New Climate Resiliency Requirements and Guidelines

- Resiliency requirements fall within Chapter 2, Section 2 of the Design Guidelines
  - 2.1 Flood Resistant Construction
  - 2.2 Stormwater Management
  - 2.3 Extreme Heat\*
  - 2.4 Backup Power and Passive Survivability\*
- Compliance with the Resiliency requirements is necessary to receive BLDS Design approval and for Enterprise Green Communities (EGC) Pre-authorization
- Design Waivers are considered for certain mandatory criteria and must be requested early in the process to avoid issues.
  - \* HPD's Resiliency and Sustainability teams work together throughout project review to ensure that projects are both resilient to climate risks and align with the Agency's sustainability goals.



# **BLDS Design Review Process**



Legend

Milestones

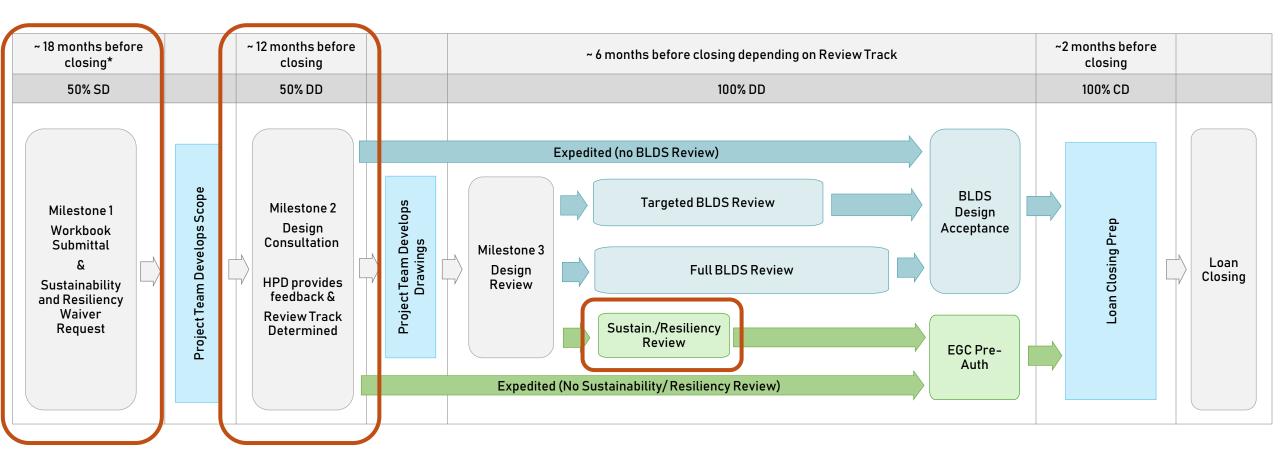
Project
Team

HPD BLDS

HPD
Sustainability
& Resiliency

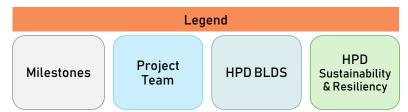
<sup>\*</sup>This is a draft, provisional schedule and timeframes provided here are estimates.

# **BLDS Design Review Process**



Important checkpoints for Resiliency review

\*This is a draft, provisional schedule and timeframes provided here are estimates.



## **HPD Design Review Process**

### Milestone 1 Submission

- Timing: Around 18 months before closing, before Design Drawings initiated
- Goals of Milestone 1 Submission.
  - Initial Workbook submittal with basic project information
  - Determine which resiliency and sustainability requirements apply to your project
  - Determine if waivers for any requirements are necessary

Review the detailed New Construction

Design Guidelines

Process.

New Construction
Design Guidelines
Workbook



## **HPD Design Review Process**

## **Design Consultation**

- Timing: Around 12 months before closing, 50% Design Drawings.
- Goals of the Design Consultation:
  - Discuss compliance with design guidelines, accessibility, solar, electrification, **flood** and heat risk, etc.
  - Address any questions or concerns the development team may have
  - Establish review track and determine need for Sustainability/Resiliency Review

Review the detailed New Construction Design Guidelines Process.

Design Consultation
Submission Checklist



## **HPD Design Review Process**

## Post-Design Consultation Resiliency/Sustainability Review

- Timing: Following Design Consultation, concurrent with Final Design Review
- Goals of the Resiliency and Sustainability Review:
  - Iterative working process to address remaining resiliency or sustainability compliance issues following Design Consultation, when necessary.
  - Finalize drawings before submitting for final design review and EGC Certification.
- Next step: Updated materials will be submitted to BLDS for Final Design Review.

Review the detailed

New Construction

Design Guidelines

Process.

# HPD Design Review Process Design Waivers

#### What are resiliency design waivers available for?

- Chapter 2, Section 2.1 (Flood Resistant Construction) and Section 2.2 (Stormwater Management)
- Restricted to building design features and not available for operational requirements
- Only apply to requirements within the HPD Design Guidelines and do not supersede any other regulatory or permitting requirements by HPD or other City agencies

#### Design waivers provided on as-needed basis when full compliance is determined to be infeasible by HPD.

- Loss of residential units
- Unmitigable technical or operational constraints
- Financial feasibility
- Alternatives mitigating flood risk to the maximum extent feasible have been identified and approved\*.

# HPD Design Review Process Design Waivers

### Submitting A Waiver:

- Applicants should submit a Design Waiver Request form as early as possible during schematic
  design once waiver needs are identified, but no later than Milestone 1 submission of BLDS Design Review.
- A complete submission includes:
  - Completed Design Wavier Request form;
  - Relevant schematic drawings, including cellar, first floor and rooftop plans where necessary;
  - Narrative clearly outlining infeasibility of meeting resiliency requirements, and
  - Alternative mitigation proposed in lieu of full compliance.
- Tentative approval of a design waiver request will be provided ahead of submission, but a formal, signed Design Waiver Request Form will only be provided after HPD accepts a Milestone 1 submission.

#### **HPD Design Waiver Request Form**

INSTRUCTIONS: Certain deviations from the baseline requirements will be considered via a Design Waiver Request, if necessary. Evaluations of waiver requests will include the determination of the appropriateness of the proposed alternative(s). Waiver requests will be reviewed on a case-by-case basis and determinations will be based on the degree of technical infeasibility, financial infeasibility, impact on residents, or inability to comply with HPD's Electric Heating Policies. Applicant may submit up to 2 waiver requests on a single document.

NOTE: A waiver approval does not exempt any project from compliance with a code, zoning, or other legal requirement or a local law. If a project's design is modified or underlying conditions that affect the feasibility of meeting the waived conditions change, a new waiver will be required.

Have questions for Sustainability? Reach out: <a href="mailto:greencommunities@hpd.nvc.gov">greencommunities@hpd.nvc.gov</a> Have questions for Resiliency? Reach out: <a href="mailto:resiliency@hpd.nvc.gov">resiliency@hpd.nvc.gov</a>

PROJECT AND BUILDING INFORMATION	Auto-filled from INTAKE tab	
Developer/ Sponsor Name	0	
Architect of Record	0	
MEP Engineer of Record	0	
HPD 5-digit Project ID	0	
HPD Project Name	0	
HPD Primary Program	0	
Are any of the sites defined as flood-prone?	0	

WAIVER REQUEST #1	All cells must be filled out
Design Guidelines Criteria for which Waiver is being requested	
List all BBLs for which Waiver is being requested:	
Reason Waiver is being sought (please use cell below for further explanation):	
Additional explanation to support Waiver request (required): For 2.1 and 2.2 Waivers: Provide illustrative and written materials to demonstrate why compliance is infeasible. Include diagram(s) and plan(s) showing location of building systems, sidewalk elevation, BFE, 2080s SLR-adjusted DFE, proposed building height, and any other pertinent information. Note whether units could be	
Proposed substitution/ solution:	
If reason for Waiver is financial feasibility, provide estimate of cost impact compared to the proposed substitution/ solution:	
List of attached supporting documentation.	

### Enterprise Green Communities Pre-Authorization Form



Office of Policy and Strategy Sustainability Unit

#N/A

#N/A

#### VSTRUCTIONS

This form is required for all projects funded by HPD that are required to comply with the 2020 Enterprise Green Communities Criteria with NYC Overlay V2.0.

- Submit this tab along with the required submittals, the completed workbook, and a PDF of your signed HPD Design Waivers to greencommunities@hpd.nyc.gov
- Projects filing multiple EGC applications must use a separate form for each
- · Gray cells are autopopulated
- · Fill out all light blue cells

PROJEC	TINFORMATION			
Project N	Name	0	HPD ID	0
Green C	onsultant	0 HPD Program		0
HPD Pro	oject Mgr	0		
How ma	ny buildings in this project?	0		
Project Classification				New Construction
ENERGY STAR Multifamily New Construction Certification Pathway			0	
High-Performance Building Certification			0	
Did project trigger Sustanability Review during Design Consultation?			No	
HPD DE	SIGN WAIVERS - Project has re-	ceived the follow	ring HPD Design Waivers	
1.1b	1b Design building to meet Local Law 97's 2050 GHG emissions limits in 2050			
1.2a	All-electric heating/cooling a	nd domestic hot	water equipment	
2.1a	Elevate all residential units, on the 2080s SLR-adjusted DFE	critical mechanic	al, electrical and life safety equipment above	
4.2a	All-electric ranges, cooktops	, ovens and cloth	nes dryers	
4.3a	.3a Infrastructure to accommodate future EV charging in all parking lots			
4.3b	At least one Level 2 electric v spaces provided in a project.	ehicle (EV) char	ging station for 5% of parking	
4.3c	Individual driveways, provide 208/240-volt	a dedicated bra	nch circuit that is not less than 40-amp and	
	r for the following NYC Overlay (		a waiver for the above HPD design criteria the tems are specific to the NYC Overlay requireme	
		_		#N/A
5.5b	Moving to Zero Carbon: All Et	-		#N/A

WAIVER REQUEST #2

All cells must be filled out

Energy Star Appliances

Please use the space below to list any other

Resilient Energy Systems: Floor

5.7

ofing

GC waivers that will

pught

# Climate Hazards in the Design Guidelines

### Sea Level Rise

Tidal and Storm Surge Flooding

## Precipitation

**Stormwater Flooding** 

### Heat

Higher Average Temps and Extreme Heat





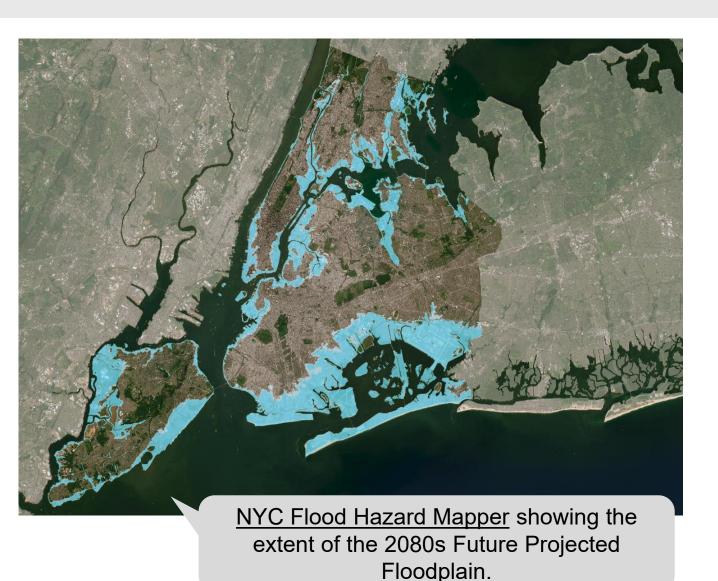


# Defining Flood-prone Sites

#### HPD Design Guidelines define <u>flood-prone</u> sites as:

- Sites within the Special Flood Hazard Area, comprised of the 2007 effective Flood Insurance Rate Map (FIRM) and 2015 Preliminary Flood Insurance Rate Map (PFIRM), whichever is more restrictive, or
- Sites located within the 2080s 1% annual chance coastal floodplain per NYC's Flood Hazard Mapper, or
- Sites (or parts of sites) that are shown as adjacent to flooded areas in the Extreme Stormwater Flood (100-year storm with 2080s SLR) scenario in the NYC Stormwater Flood Map.

## 2.1 Flood Resistant Construction



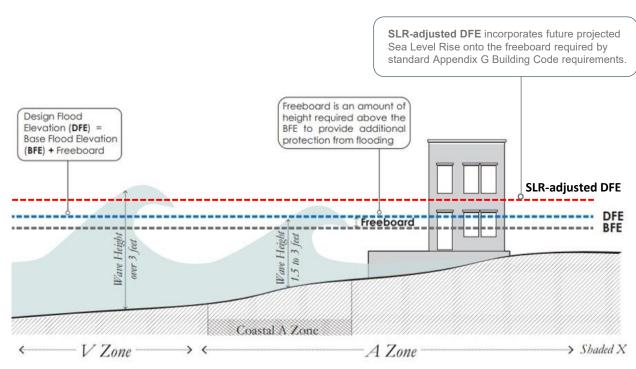
- Section 2.1 Flood Resistant Construction applies to sites defined as being within the Special Flood Hazard Area and/or the 2080s 1% annual chance coastal floodplain per NYC's Flood Hazard Mapper
- According to the New York City Panel on Climate Change (NPCC)\*, mid-range (25-75th percentile) projections for sea level rise are 25-39 inches by the 2080s.
- The CRDG establish a Sea Level Rise
   Adjusted Design Flood Elevation (SLR adjusted DFE of 52" for projects with a
   useful life through the 2080s.

<sup>\*</sup>Source: NPCC 2023 Special Climate Report. Projections for sea level rise are relative to the 1995 to 2014 base period

## 2.1 Flood Resistant Construction

#### Requirements for coastal flood-prone sites:

- Elevate all residential units, critical mechanical, electrical and life safety equipment and controls, services critical to building function, and at least one point of egress for each required egress pathway above the 2080s SLR-adjusted Design Flood Elevation.
- Dry floodproof critical equipment that cannot be elevated, ensuring that the top of permanent flood barriers are above 2080s SLR-adjusted DFE levels.\*
- Design foundation, basement and ground floor structural elements for anticipated flood load.



Source: Adapted from NYC DCP Resilient Neighborhoods Study

\* Design waiver required

## 2.1 Flood Resistant Construction

#### Additional requirements for coastal flood-prone sites include:

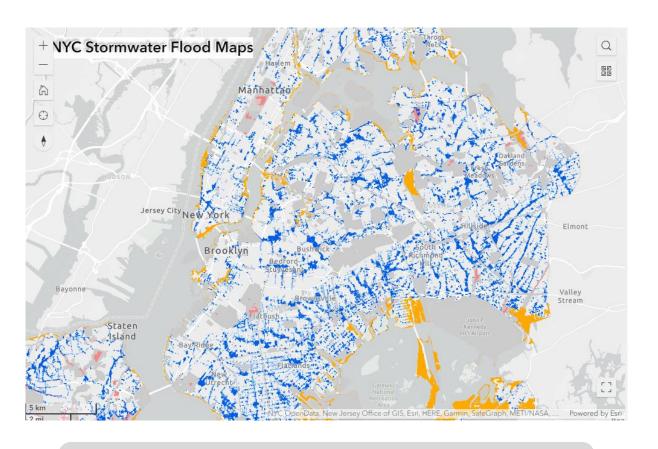
- Use flood resistant construction materials for all construction susceptible to flooding
- Install backwater valves with containment tanks and ejector pumps
- Limit paved surfaces to where they are required, use open-grid or permeable systems where possible
- Provide permanent signage in buildings and flood disclosure information on tenant leases
- Procure flood insurance



Beach Green Dunes I and II, Queens

#### **Additional Reach recommendations referenced**

# 2.2 Stormwater Management



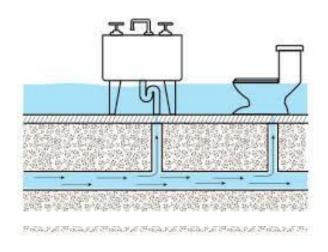
NYC DEP's Stormwater Flood Map showing the extent of the Extreme Stormwater Flood Area

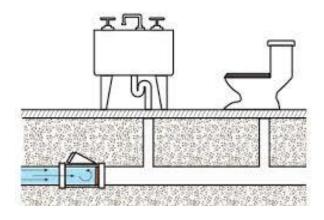
- Section 2.2 Stormwater Management applies to sites (or parts of sites) shown as adjacent to flooded areas in the extreme stormwater flooding scenario in the NYC Stormwater Flood Map
  - The extreme stormwater flooding scenario models a present-day rainstorm of 3.6 in./hour
- The NPCC anticipates that by the 2080s, NYC could experience as much as **25 percent more annual rainfall** than today, and 1.5 times as many days with more than one inch of rain.

# 2.2 Stormwater Management

#### Requirements for stormwater flood-prone sites:

- Elevate all residential units, critical mechanical, electrical and life safety equipment and controls, services critical to building function, and at least one point of egress for each required egress pathway above grade.
- Dry floodproof critical equipment that cannot be elevated above grade.\*
- Install backwater valves with containment tanks and ejector pumps in the lowest level of the building.



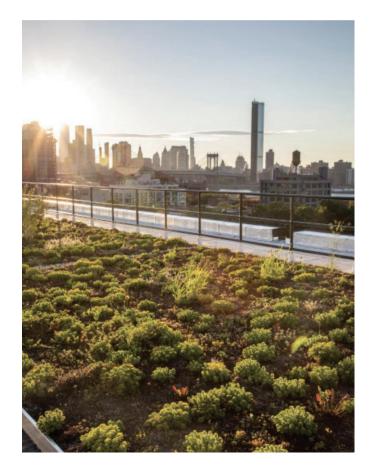


Source: NYC Department of Environmental Protection

# 2.2 Stormwater Management

#### Additional stormwater requirements include:

- Complying with DEP's Unified Stormwater Rule (USWR)
  - Projects that disturb 20,000 sf or more of soil or create 5,000 sf or more new impervious surface require
     a Stormwater Construction Permit
- All projects must limit paved surfaces to where they are required for programmatic site elements in favor of vegetated surfaces and/or vegetated stormwater retention systems
- Procure flood insurance.



Source: NYC Department of Environmental Protection

## **Identifying Critical Equipment**

#### How is critical mechanical equipment defined?

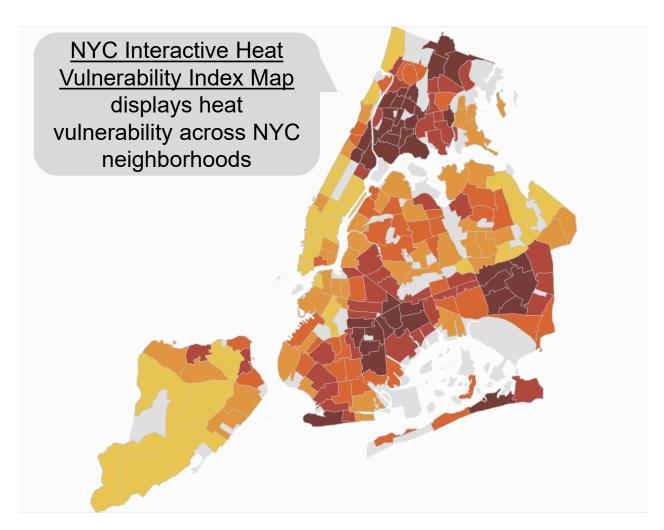
The Design Guidelines for New Construction identify the following residential-serving building systems as critical utilities and equipment for the purposes of the resiliency requirements in Chapter 2, Section 2:

- HVAC systems
- Boilers, furnaces, and water heaters
- Fuel storage tanks
- Fire-suppression sprinkler controls
- Elevator machine rooms
- Electrical panels and switch gear
- Backup generators and other emergency backup systems
- Alarm controls and components
- Energy management systems
- Telecommunications equipment
- Electric and gas meters
- Utility shut-off switches



Source: NYC Department of Buildings

## 2.3 Extreme Heat



- Section 2.3 Extreme Heat provides requirements for mitigating the effects of extreme heat
- More New Yorkers die from heat every year than from any other type of extreme weather.
- 85% of NYC heat-stroke deaths happened after exposure to heat inside the home.
- Concentrations of heat-absorbing land cover and underinvestment in open space have contributed to heat impact concentration in highheat neighborhoods.

## 2.3 Extreme Heat

#### **Requirements for all HPD projects:**

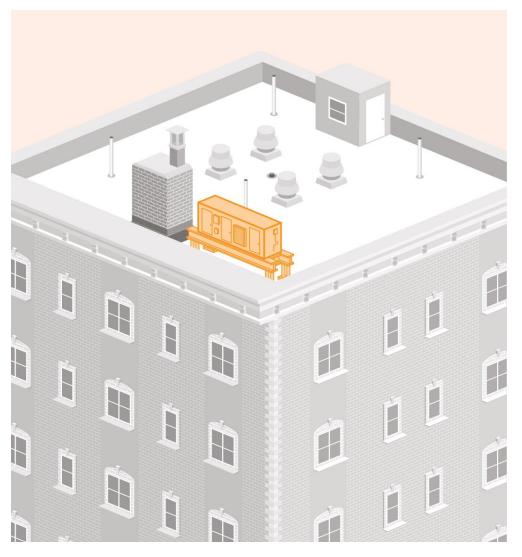
- All HPD-assisted projects must be designed and constructed to provide ENERGY STAR rated or equivalent cooling to all residents in all habitable rooms in all buildings. Refer to Section 3.2 for additional info.
- At least 50% of the site's hardscaped areas must use: light colored, high-albedo materials with an initial minimum solar reflectance of 0.33, or an open-grid pavement system.

## 2.3 Extreme Heat

- Requirements for Senior Housing or buildings with low-mobility populations in 50% or more units, and which are located in high-heat risk areas (HVI score of 4 or 5) that are not located within a 0.25-mile walk distance of dedicated, accessible open space:
  - Must provide **permanent open space** for use by all residents that is at least 80% unpaved except where necessary for programmatic uses, should provide shade to at least 75% of the area, and include seating.
    - See Section 2.3.b for full requirements

# 2.4 Backup Power and Passive Survivability

**Section 2.4** Backup Power and Passive Survivability contains requirements that will ensure residents are safe in the event of an emergency.



Source: Enterprise: Strategies for Multifamily Building Resilience

# 2.4 Backup Power and Passive Survivability

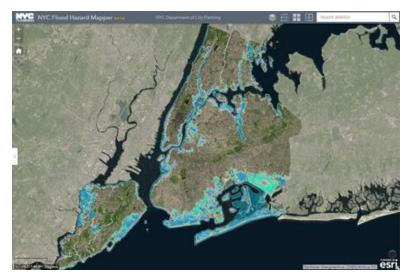
#### **Requirements all HPD projects:**

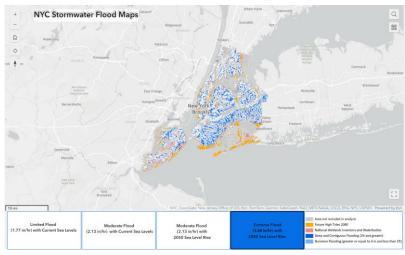
 Where backup power is not otherwise required, provide a dedicated emergency panel that can be safely and easily connected to an efficient generator, mobile generator or island-able solar system to power critical/ emergency loads.

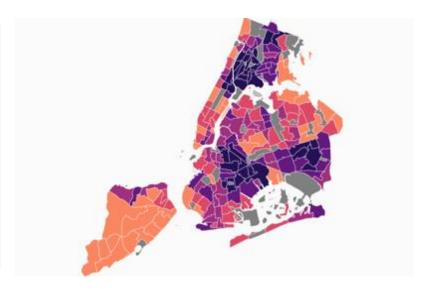
#### Requirements for Housing with seniors in at least 50% of units:

- Adequate backup power generation in addition to service for critical/emergency loads - to ensure that at least one elevator remains functional during an emergency
- A community space (or spaces) that can serve as a "Place of Refuge" equal
  to 15 SF per bedroom that is accessible to all residents that includes
  backup power for heating, cooling, lighting, outlets, WiFi, at least one
  refrigerator for every 50 bedrooms (or approximately 0.5 cubic feet per
  bedroom), and at least one accessible bathroom with a potable water
  source. Space must have natural ventilation and lighting.

# Climate Screening Tools







### NYC Flood Hazard Mapper

Displays current and future coastal flood hazards for the city, including current and future projected floodplains as well high tide marks adjusted for sea level rise.

### **Stormwater Flood Maps**

Depict a range of stormwater flood scenarios that reflect current and future risk.

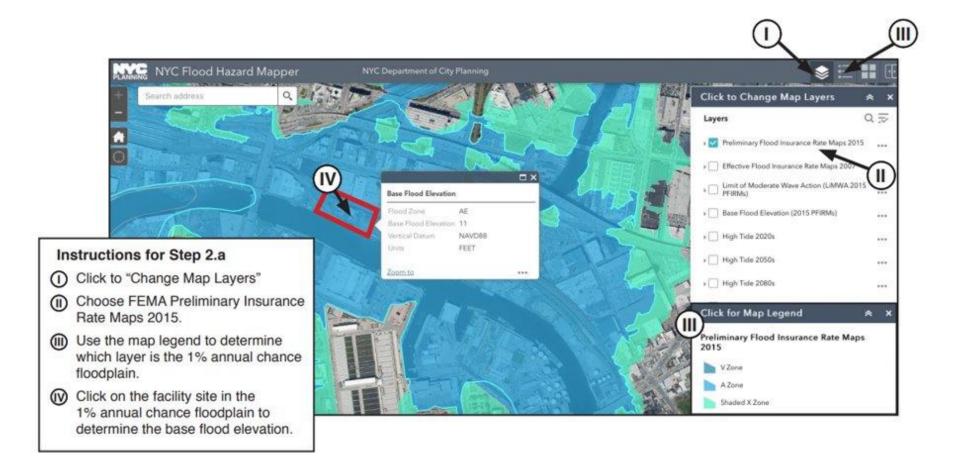
Reflect Deep and Contiguous Flooding (1ft and greater) and Nuisance Flooding (greater or equal to 4 in and less than 1ft) under Moderate and Extreme Stormwater conditions.

### **Heat Vulnerability Index (HVI)**

Shows the risk of community-level heat impacts due to extreme heat events.

It is made up of data on surface temperature, green space, air conditioning access, poverty, and Black population (the population most excluded from heat resources).

# Screening Sites for Climate Hazards Current Flood Plain



Using the Flood
Hazard Mapping Tool,
FEMA's Preliminary
Flood Insurance Rate
Maps 2015
(PFIRM 2015) can be
selected from the map
layers menu from the right
side of the screen
to determine whether a site
is located within the
current floodplain.

# Screening Sites for Climate Hazards Future Flood Plain



If the site is not within the PFIRM 2015, the Flood Hazard Mapper can be used to determine future risk from flooding. Select the Future Floodplain corresponding to the project's useful life from the map layers menu.

# Screening Sites for Climate Hazards Calculating Design Flood Elevation

Current Building Code design flood elevations (DFE) are determined by using the **base flood elevation** (BFE) established by the FEMA PFIRM 2015 and adding 2 feet of **freeboard** as required by Appendix G of the Building Code on Flood Resistant Construction.

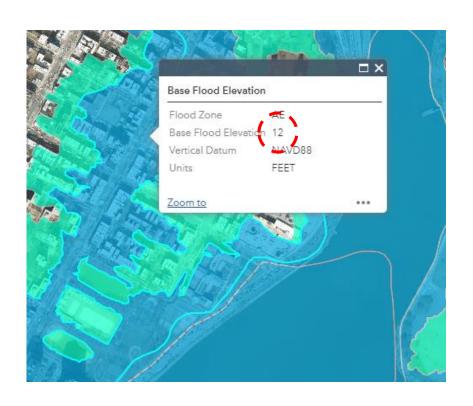
In the CRDG, an additional sea level rise adjustment is added in accordance with the end of the building's useful life to arrive at the Sea Level Rise-adjusted design flood elevation (SLR-adusted DFE).

Critical* and Non-critical Facilities				
End of Useful Life	Base Flood Elevation (BFE) <sup>54</sup> in NAVD 88	+ Freeboard <sup>55</sup>	+ Sea Level Rise Adjustment <sup>56</sup>	= Design Flood Elevation (DFE) in NAVD 88
<b>2020s</b> (through to 2039)	FEMA 1% (PFIRM)	24"	6"	= FEMA 1% + 30"
2050s (2040-2069)	FEMA 1% (PFIRM)	24"	16"	= FEMA 1% + 40"
2080s (2070-2099)	FEMA 1% (PFIRM)	24"	28"	= FEMA 1% + 52"
2100+	FEMA 1% (PFIRM)	24"	36"	= FEMA 1% + 60"

Additional analysis should be conducted to incorporate wave action and wave run-up in DFE calculations especially in areas that are located within the FEMA's 1% annual chance Limit of Moderate Wave Action (LiMWA) zone. Wave run-up is the maximum vertical extent of wave uprush above surge.

Source: Climate Resiliency Design Guidelines V4.1

# Screening Sites for Climate Hazards Calculating SLR-adjusted Design Flood Elevation



Critical* and Non-critical Facilities				
End of Useful Life	Base Flood Elevation (BFE) <sup>54</sup> in NAVD 88	+ Freeboard55	+ Sea Level Rise Adjustment <sup>56</sup>	= Design Flood Elevation (DFE) in NAVD 88
<b>2020s</b> (through to 2039)	FEMA 1% (PFIRM)	24"	6"	= FEMA 1% + 30"
<b>2050s</b> (2040-2069)	FEMA 1% (PFIRM)	24"	16"	= FEMA 1% + 40"
<b>2080s</b> (2070-2099)	FEMA 1% (PFIRM)	24"	28"	= FEMA 1% + 52"
2100+	FEMA 1% (PFIRM)	24"	36"	= FEMA 1% + 60"

Additional analysis should be conducted to incorporate wave action and wave run-up in DFE calculations especially in areas that are located within the FEMA's 1% annual chance Limit of Moderate Wave Action (LiMWA) zone. Wave run-up is the maximum vertical exter of wave urunsh above surge.

A housing project on this site with a useful life into the 2080s would have to be built to a SLR-adjusted Design Flood Elevation of **16' 4"** NAVD88\*.

\*NAVD88 refers to North American Vertical Datum of 1988, a reference tidal benchmark elevation used to calculate flood elevations.

## Screening Sites for Climate Hazards

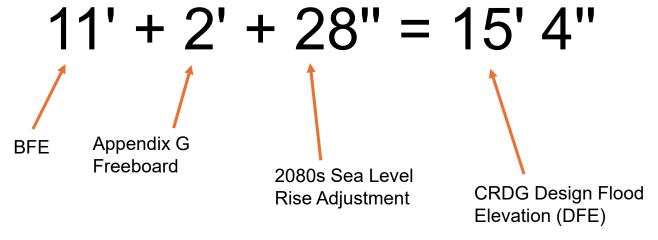
Calculating Design Flood Elevation



When a project Is located in the future floodplain, the base flood elevation from the closest 1% annual storm area on the FEMA 2015 PFIRM is used to calculate DFE.

Table 5 - Determine the sea level rise-adjusted design flood elevation (DFE) <sup>53</sup>				
Critical* and Non-critical Facilities				
End of Useful Life	Base Flood Elevation (BFE) <sup>54</sup> in NAVD 88	+ Freeboard <sup>55</sup>	+ Sea Level Rise Adjustment <sup>56</sup>	= Design Flood Elevation (DFE) in NAVD 88
<b>2020s</b> (through to 2039)	FEMA 1% (PFIRM)	24"	6"	= FEMA 1% + 30"
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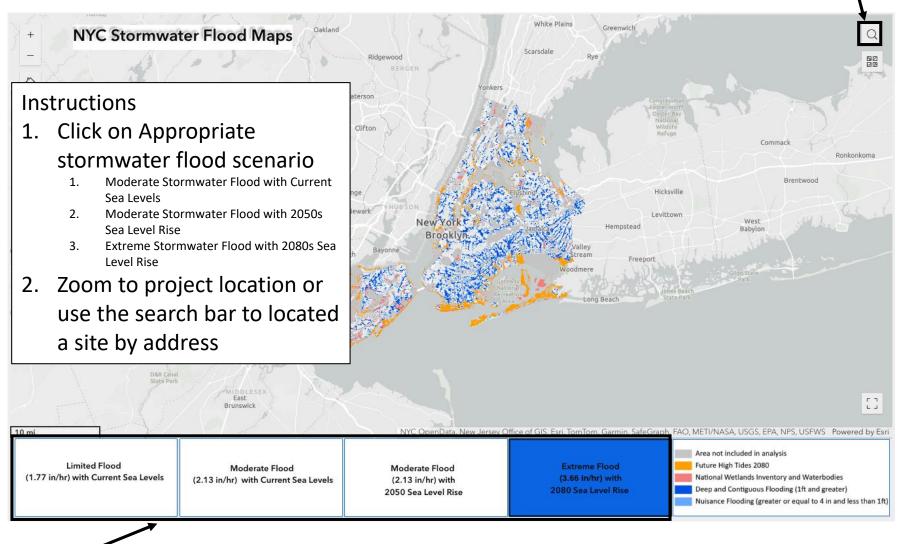
Additional analysis should be conducted to incorporate wave action and wave run-up in DFE calculations especially in areas that are located within the FEMA's 1% annual chance Limit of Moderate Wave Action (LiMWA) zone. Wave run-up is the maximum vertical exten of wave uprush above surge.



A housing project on this site with a useful life into the 2080s would have to be built to a SLR-adjusted Design Flood Elevation (DFE) of **15' 4"** NAVD88.

# Screening Sites for Climate Hazards

Stormwater Flood Map



Risk of stormwater flooding can be approximated using the NYC DEP <u>Stormwater Flood Map</u>.

Selecting the map from the bottom menu corresponding to the project's useful life, assess whether the site, primary access roads, primary road frontage at the site, and/or immediately adjacent properties are shown to be at risk.

# Screening Sites for Climate Hazards Stormwater Flood Map



Because the NYC Stormwater Flood Maps largely map flood risk along public rights-of-way, HPD has adopted an adjacency requirement for development sites.

If any part of a project site is adjacent to a roadway or other public right-of-way shown as flooded on the Extreme Stormwater Flood scenario map, then that site is considered at risk of stormwater flooding and must comply with Section 2.2.

# Screening Sites for Climate Hazards Heat

Vulnerability to extreme heat is evaluated using the Heat Vulnerability Index, which can be viewed using the NYC DOHMH <u>Interactive</u> <u>Heat Vulnerability Map</u>

Each Neighborhood Tabulation Area (NTA) in the city is scored from 1-5 based on physical, social, and economic factors associated with increased risk of heat-related morbidity and mortality

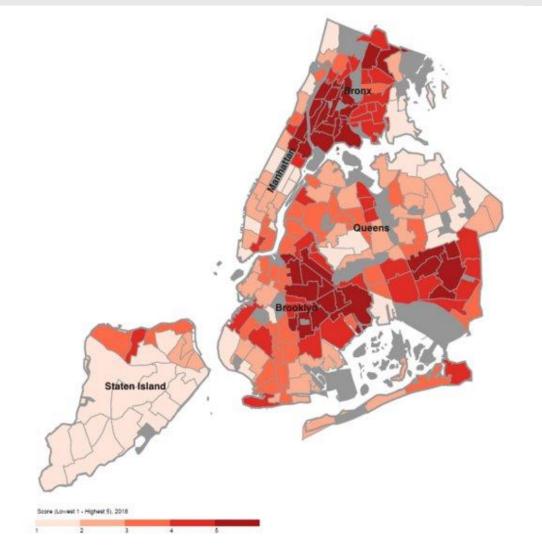
#### **★** Interactive Heat Vulnerability Index

Hot weather is dangerous. In New York City – and across the country – more people die from heat than from all other natural disasters combined. As our climate continues to warm, we expect more heat events that can put people's lives at risk.

In New York City, the risk of death from heat is unfairly distributed across neighborhoods. We identified neighborhood environmental and social factors associated with increased risk to create a heat vulnerability index. This can identify neighborhoods at highest risk and help inform neighborhood-level policies and programs that can protect people - sending resources to where they're needed the most.

Use this Heat Vulnerability Explorer to look up your neighborhood's heat vulnerability and the neighborhood characteristics that affect it.

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Source: Heat Vulnerability Index (HVI) for New York City Neighborhood Tabulation Areas (NTA) (NYCDOHMH 2018)

### Thank You!

Further questions can be submitted to <a href="Resiliency@hpd.nyc.gov">Resiliency@hpd.nyc.gov</a>

### Additional resources on resiliency:

- Climate Resiliency Design Guidelines
- HPD Resiliency (Updated soon with additional resources)
- HPD Sustainability
- HPD BLDS



Source: NYC DCP Retrofitting Buildings for Flood Risk