

DEPARTMENT OF HOUSING PRESERVATION AND DEVELOPMENT

Notice of Adoption

Notice is hereby given that pursuant to the authority vested in the Commissioner of the Department of Housing Preservation and Development (“HPD”) by Sections 1043 and 1802 of the New York City Charter and Section 26-301 of the Administrative Code of the City of New York, HPD hereby repeals Section 18-03 of Chapter 18 of Title 28 of the Rules of the City of New York. HPD determined, pursuant to New York City Charter section 1043(e), that a public hearing on the proposed repeal of the rule would serve no public purpose. A notice of proposed rulemaking was published in the City Record on April 10, 2018.

Statement of Basis and Purpose

HPD provides relocation services to tenants whose buildings have been issued vacate orders. Section 18-03 of Chapter 18 of Title 28 of the Rules of the City of New York was adopted decades ago to establish procedures for providing “finder’s fee” payments to persons or entities furnishing permanent accommodations to relocatees. HPD ceased using outside parties to identify available apartments for relocatees many years ago. Instead, HPD’s own staff identifies such housing opportunities. Thus, this rule no longer serves any purpose. For this reason, HPD repeals Section 18-03.

This rule was identified as part of a comprehensive rules review initiative undertaken by the NYC Mayor’s Office of Operations, working with the City’s rulemaking agencies, the Law Department, and the Office of Management and Budget. The initiative identified rules that will be repealed or modified to reduce regulatory burdens, increase equity, support small businesses, and simplify and update content to help support public understanding and compliance.

New material is underlined.

[Deleted material is in brackets.]

“Shall” and “must” denote mandatory requirements and may be used interchangeably in the rules of this department, unless otherwise specified or unless the context clearly indicates otherwise.

Section 1. Section 18-03 of Chapter 18 of Title 28 of the Rules of the City of New York, relating to relocation finder’s fees, is hereby REPEALED.