



Legislation Details (With Text)

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Title:	A Local Law to amend the administrative code of the city of New York, in relation to the creation of a pest control board.				
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Int. No. 149

By Council Members Chin, Gonzalez, James, Koslowitz, Palma, Recchia, Rodriguez, Vann and Nelson

A Local Law to amend the administrative code of the city of New York, in relation to the creation of a pest control board.

Be it enacted by the Council as follows:

Section 1. Title 17 of the administrative code of the city of New York is hereby amended by adding a new chapter 13 to read as follows:

CHAPTER 13

PEST CONTROL BOARD

§ 17-1301. Pest control board.

§ 17-1301 Pest control board. a. There shall be a pest control board consisting of seven members.

Five members of the board shall be appointed by the mayor, provided that at least two such members shall have experience in pest control; the mayor shall appoint one of such five members to serve as the chairperson. The

commissioners of the department of health and mental hygiene and the department of sanitation, or such appointee of each such commissioner, shall serve ex officio.

b. The service of each member other than a member serving in an ex officio capacity shall be for a term of two years to commence ninety days after the effective date of the local law that added this chapter. Any vacancy occurring other than by expiration of term shall be filled by in the same manner as the original position was filled. A person filling such a vacancy shall serve for the unexpired portion of the term of the member succeeded. New terms shall begin on the next day after the expiration date of the preceding term.

c. Members of the board shall serve without compensation.

d. No person shall be ineligible for membership on the board because such person holds any other public office, employment or trust, nor shall any person be made ineligible to or forfeit such person's right to any public office, employment or trust by reason of such appointment.

e. The board shall meet at least four times a year.

f. The board's work shall include, but not be limited to, implementing any system established for the control and/or eradication of rodents, vermin, insects and other pests, including the promulgation of rules and regulations and the imposition of any penalties related thereto, as required by local law.

g. The board may employ staff, including an executive director and a counsel, as is necessary for carrying out its duties, and to promote understanding of, and compliance with, the requirements of this chapter, and make necessary expenditures subject to appropriation.

h. The board may take such other actions as are necessary and proper to carry out the purposes of this chapter.

i. The board shall issue an annual report to the mayor and council. Such report shall include, but not be limited to, a study of the pest population in the city, describing changes in its demographics and any new or ongoing health concerns associated with such pest population, and the board's recommendations for combating such pest population and proposed legislation, as necessary, to accomplish such recommendations.

§2. Effect of invalidity; severability. If any section, subsection, sentence, clause, phrase or other portion of this local law is, for any reason, declared unconstitutional or invalid, in whole or in part, by any court of competent jurisdiction, such portion shall be deemed severable, and such unconstitutionality or invalidity shall not affect the validity of the remaining portions of this local law, which remaining portions shall continue in full force and effect.

§3. This local law shall take effect immediately.

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LS # 641

3/12/10

AS / LR