

**LOCAL LAWS
OF
THE CITY OF NEW YORK
FOR THE YEAR 2020**

No. 46

Introduced by Council Members Ampry-Samuel, Kallos, Ayala, Gibson, Lander, Cornegy, Menchaca, Vallone and Rivera.

A LOCAL LAW

To amend the administrative code of the city of New York, in relation to ensuring that community gardens are classified as open space, outdoor recreation, a community garden or other similar description of land in a database maintained by the department of city planning

Be it enacted by the Council as follows:

Section 1. Chapter 1 of title 25 of the administrative code of the city of New York is amended to add a new section 25-116 to read as follows:

§ 25-116 *Community gardens. a. Definitions. For the purposes of this section, the following terms have the following meanings:*

Community garden. The term “community garden” means a tax lot where a garden registered with the department of parks and recreation is located.

Land use category. The term “land use category” means a value assigned by the department of city planning to each tax lot in the primary land use tax lot output database that describes how such tax lot is primarily used.

Primary land use tax lot output database. The term “primary land use tax lot output database” means the publicly accessible data file compiled and maintained by the department of city planning that contains land use and geographic data at the tax lot level, or any successor data file that is similar in form or function.

b. The department of city planning shall assign a land use category to a community garden, in accordance with its methodology for classifying such a lot, that describes such garden in the primary land use tax lot output database as open space, outdoor recreation, a community garden, or other similar description. The department shall not assign a community garden a land use category in such database that describes such garden as vacant.

c. The department of city planning shall include a statement in the primary land use tax lot output database that the assignment of a land use category to any tax lot in such database is solely informational and does not confer or change a legal status for such tax lot.

§ 2. This local law takes effect 180 days after it becomes law.

THE CITY OF NEW YORK, OFFICE OF THE CITY CLERK, s.s.:

I hereby certify that the foregoing is a true copy of a local law of The City of New York, passed by the Council on February 27, 2020 and returned unsigned by the Mayor on April 16, 2020.

MICHAEL M. McSWEENEY, City Clerk, Clerk of the Council.

CERTIFICATION OF CORPORATION COUNSEL

I hereby certify that the form of the enclosed local law (Local Law No. 46 of 2020, Council Int. No. 1652-A of 2019) to be filed with the Secretary of State contains the correct text of the local law passed by the New York City Council, presented to the Mayor and neither approved nor disapproved within thirty days thereafter.

STEPHEN LOUIS, Acting Corporation Counsel.