

**LOCAL LAWS
OF
THE CITY OF NEW YORK
FOR THE YEAR 1995**

No. 30

Introduced by Council Members Koslowitz, Dear, Lasher, Pagan, Abel, Eristoff, Fossella, Fusco, Ognibene, Stabile and Millard (by the request of the Mayor); also Council Members Fisher, Leffler, Povman and Weiner.

A LOCAL LAW

To repeal subchapter one of chapter two of title twenty of the administrative code of the city of New York, relating to motion picture exhibitions.

Be it enacted by the Council as follows:

Section 1. Subdivision k of section 17-502 of the administrative code of the city of New York, as amended by local law number 2 for the year 1988, is amended to read as follows:

k. "Motion picture theater" means [a motion picture theater required to be licensed by the department of consumer affairs pursuant to section 20-203 of the code] *any public hall or room in which motion pictures are displayed. For purposes of this subdivision, "motion picture" means a display on a screen or other device, of pictures or objects in motion or rapidly changing scenery, whether or not such display shall be accompanied by a lecture, recitation or music.*

§2. Subchapter 1 of chapter 2 of title 20 of the administrative code of the city of New York is REPEALED.

§3. Subdivision a of section 27-4203 of the administrative code of the city of New York is amended to read as follows:

a. Except as hereinafter provided it shall be unlawful to use, store or have on hand any flammable motion picture film as defined in this subchapter in quantities greater than one standard or two sub-standard reels, or aggregating more than two thousand feet in length or more than ten pounds in weight, or to conduct a motion picture film studio, television studio, sound recording studio, motion picture titling studio, motion picture film laboratory, motion picture film exchange, motion picture film depot, motion still film laboratory or screening or projection room or to clean, polish, buff or process or print and develop any flammable motion picture film without a permit. The storage and use of motion picture film used solely in a projection machine in a theater or motion picture theater [duly licensed by the city] are exempt from the provisions of this section and from the general provisions of this subchapter, but shall be subject to the provisions of section 27-4206 of this subchapter.

§4. Section 27-4215 of the administrative code of the city of New York is amended to read as follows:

§27-4215 **Exemptions.** The storage and use in a theatre or motion picture theatre [, duly licensed by the city,] of motion picture film used solely in a projection machine, are exempt from the provisions of this subchapter, but shall be subject to the provisions of section 27-4206 of this code. The storage and use of safety film in a television studio as defined in section 27-4212 of this code are exempt from the provisions of this subchapter, but shall be subject to the provisions of subchapter twenty-A of this chapter.

§5. Notwithstanding any other provision of law, any motion picture exhibition license issued by the commissioner of consumer affairs pursuant to subchapter 1 of chapter 2 of title 20 of the administrative code of the city of New York prior to the effective date of this local law shall become null and void and be of no further effect as of the effective date of this local law.

§6. No action or proceeding, civil or criminal, pending at the time when this local law shall take effect shall be affected or abated by the adoption of this local law or by anything contained herein and all such actions or proceedings may be continued notwithstanding the adoption of this local law.

§7. This local law shall take effect on June 30, 1995.

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 April 12, 1995, and approved by the Mayor on April 21, 1995.

CARLOS CUEVAS, City Clerk, Clerk of the Council

CERTIFICATION PURSUANT TO MUNICIPAL HOME RULE LAW §27

Pursuant to the provisions of Municipal Home Rule Law §27, I hereby certify that the enclosed Local Law (Local Law 30 of 1995, Council Int. No. 443-A) contains the correct text and:

Received the following vote at the meeting of the New York City Council on April 12, 1995: 45 for, 2 against.

Was approved by the Mayor on April 21, 1995.

Was returned to the City Clerk on April 21, 1995.

JEFFREY D. FRIEDLANDER, Acting Corporation Counsel