

**LOCAL LAWS
OF
THE CITY OF NEW YORK
FOR THE YEAR 2009**

No. 72

Introduced by Council Members Crowley, Brewer, Comrie, Gennaro, Gonzalez, Koppell, Liu, Nelson, Stewart, Vann, Weprin, Gerson, Jackson, White Jr., Eugene and Recchia Jr.

A LOCAL LAW

To amend the administrative code of the city of New York, in relation to unattended vehicles.

Be it enacted by the Council as follows:

Section 1. Section 10-111 of the administrative code of the city of New York is amended to read as follows:

§ 10-111 [Locks on motor vehicles] *Unattended vehicles.* a. It shall be unlawful for any person driving or in charge of a motor vehicle to permit it to stand unattended [for more than three minutes] on the streets or thoroughfares of the city, without first stopping the engine, locking the ignition and, *where the ignition is locked or unlocked by a key or other device*, removing [the] *such key or other device.*

b. Violations. Any person who violates the provisions of this section, upon conviction thereof, shall be punished by a fine of [not more than five] *two hundred fifty* dollars or imprisonment not to exceed two days, or both. Whenever a police officer shall find a motor vehicle standing in violation of this provision, the officer may *stop the engine and/or* remove the ignition key *or device* therefrom and, in the event that the owner or operator thereof is not present, shall deliver [it] *the ignition key or device* to the

nearest patrol precinct station house within one hour after removing same to be held for and returned to such owner or operator. In the event the key *or device* is so delivered to a station house, the officer shall attach to the vehicle a tag stating where the *ignition key or device* may be reclaimed.

c. The provisions of this section shall not apply to any person driving or in charge of a *utility vehicle regulated by the New York state public service commission when the engine is used to operate a processing device and the wheels on the vehicle are chocked and an emergency brake is applied to secure the vehicle in place* [an omnibus operated under a franchise of the city of New York, which has clearly marked on its exterior the name of its owner].

§ 2. This local law shall take effect immediately after it is enacted into 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 ...October 28, 2009..... and approved by the Mayor onNovember 17, 2009.....

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

CERTIFICATION PURSUANT TO MUNICIPAL HOME RULE §27

Pursuant to the provisions of Municipal Home Rule Law §27, I hereby certify that the enclosed Local Law (Local Law 72 of 2009, Council Int. No. 947-A) contains the correct text and:

Received the following vote at the meeting of the New York City Council on October 28, 2009:
47 for, 1 against, 0 not voting.
Was signed by the Mayor on November 17, 2009
Was returned to the City Clerk on November 17, 2009

JEFFREY D. FRIEDLANDER, Acting Corporation Counsel.