

**LOCAL LAWS
OF
THE CITY OF NEW YORK
FOR THE YEAR 2021**

No. 167

Introduced by Council Members Powers, Menchaca and Kallos.

A LOCAL LAW

To amend the administrative code of the city of New York, in relation to truck loading zones

Be it enacted by the Council as follows:

Section 1. Title 19 of the administrative code of the city of New York is amended by adding a new section 19-159.5 to read as follows:

§ 19-159.5 Temporary truck loading zones. a. For the purposes of this section, the following terms have the following meanings:

Commercial parking meter area. The term “commercial parking meter area” has the same meaning as set forth in the rules of the department.

Commercial vehicle. The term “commercial vehicle” has the same meaning as set forth in the rules of the department.

Temporary truck loading zone. The term “temporary truck loading zone” has the same meaning as such term is defined in section 19-170.1.

Truck loading zone. The term “truck loading zone” has the same meaning as such term is defined in section 19-170.1.

b. Any permit of more than 180 days issued by the commissioner authorizing work affecting a street segment or intersection that has a truck loading zone shall include a stipulation requiring

that the applicant shall not occupy or otherwise obstruct the use of a truck loading zone in the affected street segment or intersection.

c. In the event that a truck loading zone must be occupied or otherwise obstructed for any permit of more than 180 days, the applicant shall be required to maintain a temporary truck loading zone if, in the judgement of the commissioner:

1. maintaining a temporary loading zone is feasible;

2. the occupation or obstruction of the truck loading zone will result in a significant negative impact on traffic flow; and

3. alternative truck loading zones or other loading space is insufficient to accommodate demand for loading space.

The department shall specify the particular manner in which the temporary truck loading zone for such street segment or intersection should be maintained.

d. In the event a permittee violates any stipulation required by subdivision b or subdivision c of this section, the commissioner may revoke or refuse to renew such permit pursuant to subdivision e of section 19-103 or take any other action authorized by law.

§ 2. Paragraph 2 of subdivision f of section 19-162.3 of the administrative code of the city of New York, as added by local law number 9 for the year 2020, is amended to read as follows:

2. Parking with a city-issued parking permit shall not be permitted in the following areas, in addition to any areas designated by rule or specified on or programmed into the permit:

(a) “no standing” areas;

(b) “no stopping” areas;

(c) fire hydrants;

(d) bus stops;

(e) areas where such parking would constitute double parking;

(f) driveways;

(g) bridges and highways; [and]

(h) carsharing parking spaces;

(i) truck loading zones as defined in section 19-170.1 within the area south of and including 60th street in the borough of Manhattan;

(j) no parking anytime areas within the area south of and including 60th street in the borough of Manhattan;

(k) no parking specific hours within the area south of and including 60th street in the borough of Manhattan;

(l) no standing specific hours within the area south of and including 60th street in the borough of Manhattan;

(m) no standing except trucks loading and unloading zones within the area south of and including 60th street in the borough of Manhattan;

(n) truck loading only zones within the area south of and including 60th street in the borough of Manhattan; and

(o) no standing except vehicles with consul-c or diplomat-a&d license plates d/s decals only within the area south of and including 60th street in the borough of Manhattan.

§ 3. Subdivision a of section 19-170 of the administrative code of the city of New York, as added by local law number 25 for the year 1988, is amended to read as follows:

a. When parking is not otherwise restricted, no person shall park a commercial vehicle in

excess of three hours, *unless otherwise indicated by a posted sign*. For purposes of this section, the term commercial vehicle [shall mean a motor vehicle designed, maintained, or used primarily for the transportation of property] *has the same meaning as set forth in the rules of the department*.

§ 4. Subchapter 2 of chapter 1 of title 19 of the administrative code of the city of New York is amended by adding a new section 19-170.1 to read as follows:

§ 19-170.1 *Truck loading zones and commercial parking meter areas. a. Definitions. For purposes of this section, the following terms have the following meanings:*

Commercial parking meter area. The term “commercial parking meter area” shall have the same meaning as set forth in the rules of the department.

Commercial vehicle. The term “commercial vehicle” has the same meaning as set forth in the rules of the department.

Parking meter. The term “parking meter” means a device which accepts payment or a credential that authorizes vehicle parking time, including, but not limited to a pay-and-display parking meter or a pay-by-plate parking meter.

1. Pay and display parking meter. The term “pay and display parking meter” means an electronic parking meter that dispenses timed receipts that must be displayed on the dashboard of a motor vehicle or in a visible and secure place on a motorcycle.

2. Pay by plate parking meters. The term “pay by plate parking meter” means an electronic parking meter that requires entry of license plate information for proper registration of payment.

Service vehicle. The term “service vehicle” shall have the same meaning as set forth in the rules of the department.

Temporary truck loading zone. The term “temporary truck loading zone” means a truck loading zone intended to be used for a set period of time during which construction staging prevents or otherwise affects use of a truck loading zone.

Truck loading zone. The term “truck loading zone” means a portion of curb space at which no vehicle except a commercial vehicle may stand or park for the purpose of making pickups or service calls, or loading or unloading goods, tools, materials, or other items pursuant to department rules and regulations.

b. The department shall regulate commercial parking meter areas with a parking meter, mobile payment system, a parking reservation system, or other means as determined by the department. No person shall park a commercial vehicle or a service vehicle, whether attended or not, in a commercial parking meter area:

1. without first purchasing the amount of parking time desired from a parking meter, mobile payment system, parking reservation system, or other means as determined by the department; or
or 2. in excess of three hours, unless otherwise indicated by a posted sign.

c. The department may regulate truck loading zones with a parking meter, mobile payment system, a parking reservation system, or other means as determined by the department. No person shall park a commercial vehicle or a service vehicle, whether attended or not, in such truck loading zone:

1. without first purchasing the amount of parking time desired from a parking meter, mobile payment system, parking reservation system, or other means as determined by the department; or
2. in excess of three hours, unless otherwise indicated by a posted sign.

d. The department may authorize electric or human-powered non-vehicular modes of delivery

to park or stand in commercial parking meter areas, truck loading zones, and temporary truck loading zones including, but not limited to, cargo bicycles.

e. The department may promulgate rules establishing reduced parking rates for zero emission commercial vehicles, and reduced or eliminated parking rates for any authorized non-vehicular modes of delivery.

f. The department shall evaluate its paid commercial parking rules and determine whether there are locations where time limits of more than three hours are appropriate based on curb access needs and if such changes encourage delivery consolidation or reduction of truck trips.

§ 5. This local law takes effect 180 days after it becomes law, except that the department shall take such measures as are necessary for the implementation of this local law, including the promulgation of rules, before such date.

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 November 23, 2021 and returned unsigned by the Mayor on December 23, 2021.

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. 167 of 2021, Council Int. No. 2277-A of 2021) 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.