

**City Environmental Quality Review  
ENVIRONMENTAL ASSESSMENT STATEMENT  
PART I, GENERAL INFORMATION**

**Reference  
Numbers**

1. **05CCO012Y**  
CEQR REFERENCE NUMBER (TO BE ASSIGNED BY LEAD AGENCY)

**N/A**  
ULURP REFERENCE NO. IF APPLICABLE

**N/A**  
BSA REFERENCE NO. IF APPLICABLE

**Proposed Int. No. 379-A**  
OTHER REFERENCE NO (S) IF APPLICABLE  
(e.g. Legislative Intro, CAPA, etc)

**Lead  
Agency &  
Applicant  
Information**  
PROVIDE APPLICABLE  
INFORMATION

2a. **Lead Agency**  
**New York City Council**  
NAME OF LEAD AGENCY

**Russell Unger**  
NAME OF LEAD AGENCY CONTACT PERSON

**250 Broadway, 14<sup>th</sup> Floor**  
ADDRESS

**New York**                      **NY**                      **10007**  
CITY                                      STATE                                      ZIP

**212-788-7026**                      **212-788-9168**  
TELEPHONE                                      FAX

EMAIL ADDRESS

2b. **Applicant Information N/A**  
NAME OF APPLICANT

NAME OF APPLICANT'S REPRESENTATIVE OR CONTACT PERSON

ADDRESS

CITY                                      STATE                                      ZIP

TELEPHONE                                      FAX

EMAIL ADDRESS

**Action  
Description**  
SEE CEQR MANUAL  
SECTIONS 2A & 2B

3a. NAME OF PROPOSAL                      **Proposed Int. No. 379-A: A local law to amend the administrative code of the city of New York, in relation to requiring the purchase of Energy Star certified appliances whenever appliances in certain apartments are replaced.**

3b. DESCRIBE THE ACTION(S) AND APPROVAL(S) BEING SOUGHT FROM OR UNDERTAKEN BY CITY (AND IF APPLICABLE, STATE AND FEDERAL AGENCIES) AND, BRIEFLY, DESCRIBE THE DEVELOPMENT OR PROJECT THAT WOULD RESULT FROM THE PROPOSED ACTION(S) AND APPROVAL(S):

**See Attachment A**

3c. DESCRIBE THE PURPOSE OF AND NEED FOR THE ACTION(S) AND APPROVAL(S):

**See Attachment A**

4. CITY PLANNING COMMISSION  Yes  No  
 Change in City Map  Zoning Certification  Site Selection- Public Facility  
 Zoning Map Amendment  Zoning Authorization  Disposition- Real Property  Franchise  
 Zoning Text Amendment  Housing Plan & Project  UDAAP  Revocable Consent  Concession  
 Charter 197-a Plan  
 Zoning Special Permit, specify type:  
 Modification of  
 Renewal of  
 Other

5. UNIFORM LAND USE PROCEDURE (ULURP)  Yes  No

6. BOARD OF STANDARDS AND APPEALS  Yes  No

- Special Permit  New  Renewal  Expiration Date  
 Variance  Use  Bulk

Specify affected section(s) of Zoning Resolution

7. DEPARTMENT OF ENVIRONMENTAL PROTECTION  Yes  No

- Title V Facility  Power Generation Facility  Medical Waste Treatment Facility

8. OTHER CITY APPROVALS  Yes  No

- Legislation  Rulemaking; specify agency:  
 Construction of Public Facilities  Funding of Construction, Specify  Funding of Programs, Specify  
 Policy or plan  Permits, Specify:

Other; explain: \_\_\_\_\_

9. STATE ACTIONS/APPROVALS/FUNDING  Yes  No

If "Yes," identify \_\_\_\_\_

10. FEDERAL ACTIONS/APPROVALS/FUNDING  Yes  No

If "Yes," identify \_\_\_\_\_

- 11a. Unlisted; or  Type I; specify category (see 6 NYCRR 617.4 and NYC Executive Order 91 OF 1977, as amended):

- 11b.  Localized action, site specific  Localized action, change in regulatory control for small area  Generic action

12. Identify the analysis year (or build year) for the proposed action: N/A

Would the proposal be implemented in a single phase?  Yes  No  NA.

Anticipated period of construction: \_\_\_\_\_

Anticipated completion date: \_\_\_\_\_

Would the proposal be implemented in multiple phases?  Yes  No  NA.

Number of phases: \_\_\_\_\_

Describe phases and construction schedule: \_\_\_\_\_

- 13a. LOCATION OF PROJECT SITE N/A

STREET ADDRESS

DESCRIPTION OF PROPERTY BY BOUNDING OR CROSS STREETS

EXISTING ZONING DISTRICT, INCLUDING SPECIAL ZONING DISTRICT DESIGNATION IF ANY

ZONING SECTIONAL MAP NO.

TAX BLOCK AND LOT NUMBERS

BOROUGH

COMMUNITY DISTRICT NO.

- 13b. PHYSICAL DIMENSIONS AND SCALE OF PROJECT N/A

TOTAL CONTIGUOUS SQUARE FEET OWNED OR CONTROLLED BY PROJECT SPONSOR:

SQ. FT.

PROJECT SQUARE FEET TO BE DEVELOPED:

SQ. FT.

GROSS FLOOR AREA OF PROJECT:

SQ. FT.

IF THE ACTION IS AN EXPANSION, INDICATE PERCENT OF EXPANSION PROPOSED

% OF

DIMENSIONS (IN FEET) OF LARGEST PROPOSED STRUCTURE:

HEIGHT

WIDTH

LENGTH.

LINEAR FEET OF FRONTAGE ALONG A PUBLIC THOROUGHFARE:

PLEASE NOTE THAT MANY ACTIONS ARE NOT SUBJECT TO CEQR. SEE SECTION 110 OF TECHNICAL MANUAL

## Action Type

## Analysis Year

## Directly Affected Area

INDICATE LOCATION OF PROJECT SITE FOR ACTIONS INVOLVING A SINGLE SITE ONLY (PROVIDE ATTACHMENTS AS NECESSARY FOR MULTIPLE SITES)

13c. IF THE ACTION WOULD APPLY TO THE ENTIRE CITY OR TO AREAS THAT ARE SO EXTENSIVE THAT A SITE SPECIFIC DESCRIPTION IS NOT APPROPRIATE OR PRACTICABLE, DESCRIBE THE AREA LIKELY TO BE AFFECTED BY THE ACTION:

**The law and any rules promulgated thereunder would apply citywide**

13d. DOES THE PROPOSED ACTION INVOLVE CHANGES IN REGULATORY CONTROLS THAT WOULD AFFECT ONE OR MORE SITES NOT ASSOCIATED WITH A SPECIFIC DEVELOPMENT?  Yes  No  
IF 'YES', IDENTIFY THE LOCATION OF THE SITES PROVIDING THE INFORMATION REQUESTED IN 13a & 13b ABOVE. **The law and any rules promulgated thereunder would apply citywide**

## PART II, SITE AND ACTION DESCRIPTION

### Site Description

EXCEPT WHERE OTHERWISE INDICATED, ANSWER THE FOLLOWING QUESTIONS WITH REGARD TO THE DIRECTLY AFFECTED AREA. THE DIRECTLY AFFECTED AREA CONSISTS OF THE PROJECT SITE AND THE AREA SUBJECT TO ANY CHANGE IN REGULATORY CONTROLS.

1. **GRAPHICS** Please attach: (1) a Sanborn or other land use map; (2) a zoning map; and (3) a tax map. On each map, clearly show the boundaries of the directly affected area or areas and indicate a 400-foot radius drawn from the outer boundaries of the project site. The maps should not exceed 8½ x 14 inches in size. **N/A**

2. **PHYSICAL SETTING** (both developed and undeveloped areas) **N/A**  
 Total directly affected area (sq. ft.): \_\_\_\_\_ Water surface area (sq. ft.): \_\_\_\_\_  
 Roads, building and other paved surfaces (sq. ft.): \_\_\_\_\_ Other, describe (sq. ft.): \_\_\_\_\_

3. **PRESENT LAND USE** **N/A**

Residential

Total no. of dwelling units \_\_\_\_\_ No. of low-to-moderate income units \_\_\_\_\_

No. of stories \_\_\_\_\_ Gross floor area (sq. ft.) \_\_\_\_\_

Describe type of residential structures: \_\_\_\_\_

Commercial

Retail: No. of bldgs \_\_\_\_\_ Gross floor area of each building (sq. ft.): \_\_\_\_\_

Office: No. of bldgs \_\_\_\_\_ Gross floor area of each building (sq. ft.): \_\_\_\_\_

Other: No. of bldgs \_\_\_\_\_ Gross floor area of each building (sq. ft.): \_\_\_\_\_

Specify type(s): \_\_\_\_\_ No. of stories and height of each building: \_\_\_\_\_

Manufacturing/Industrial

No. of bldgs \_\_\_\_\_ Gross floor area of each building (sq. ft.): \_\_\_\_\_

No. of stories and height of each building: \_\_\_\_\_

Type of use(s): \_\_\_\_\_ Open storage area (sq. ft.) \_\_\_\_\_

If any unenclosed activities, specify: \_\_\_\_\_

Community facility

Type of community facility: \_\_\_\_\_

No. of bldgs \_\_\_\_\_ Gross floor area of each building (sq. ft.): \_\_\_\_\_

No. of stories and height of each building: \_\_\_\_\_

Vacant land

Is there any vacant land in the directly affected area?  Yes  No

If yes, describe briefly: \_\_\_\_\_

Publicly accessible open space

Is there any existing publicly accessible open space in the directly affected area?  Yes  No

If yes, describe briefly: \_\_\_\_\_

Does the directly affected area include any mapped City, State or Federal parkland?  Yes  No

If yes, describe briefly: \_\_\_\_\_

Does the directly affected area include any mapped or otherwise known wetland?  Yes  No

If yes, describe briefly: \_\_\_\_\_

Other land use

No. of stories \_\_\_\_\_ Gross floor area (sq. ft.) \_\_\_\_\_

Type of use: \_\_\_\_\_

4. **EXISTING PARKING** **N/A**

Garages

No. of public spaces: \_\_\_\_\_ No. of accessory spaces: \_\_\_\_\_

Operating hours: \_\_\_\_\_ Attended or non-attended? \_\_\_\_\_

Lots

No. of public spaces: \_\_\_\_\_ No. of accessory spaces: \_\_\_\_\_

Operating hours: \_\_\_\_\_ Attended or non-attended? \_\_\_\_\_

Other (including street parking)- please specify and provide same data as for lots and garages, as appropriate.

5. **EXISTING STORAGE TANKS** **N/A**

Gas or service stations?  Yes  No Oil storage facility?  Yes  No Other?  Yes  No

If yes, specify: \_\_\_\_\_

Number and size of tanks: \_\_\_\_\_ Last NYFD inspection date \_\_\_\_\_

Location and depth of tanks: \_\_\_\_\_

6. CURRENT USERS N/A

No. of residents: \_\_\_\_\_ No. and type of businesses: \_\_\_\_\_  
No. and type of workers by businesses: \_\_\_\_\_ No. and type of non-residents who are not workers: \_\_\_\_\_

7. HISTORIC RESOURCES (ARCHITECTURAL AND ARCHAEOLOGICAL RESOURCES) N/A

Answer the following two questions with regard to the directly affected area, lots abutting that area, lots along the same blockfront or directly across the street from the same blockfront, and, where the directly affected area includes a corner lot, lots which front on the same street intersection.

Do any of the areas listed above contain any improvement, interior landscape feature, aggregate of landscape features, or archaeological resource that:

- (a) has been designated (or is calendared for consideration as) a New York City Landmark, Interior Landmark or Scenic Landmark;
  - (b) is within a designated New York City Historic District;
  - (c) has been listed on, or determined eligible for, the New York State or National Register of Historic Places;
  - (d) is within a New York State or National Register Historic District; or
  - (e) has been recommended by the New York State Board for listing on the New York State or National Register of Historic Places?
- Identify any resource:

Do any of the areas listed in the introductory paragraph above contain any historic or archaeological resource, other than those listed in response to the previous question? Identify any resource.

8. WATERFRONT REVITALIZATION PROGRAM N/A

Is any part of the directly affected area within the City's Waterfront Revitalization Program boundaries?  Yes  No  
(A map of the boundaries can be obtained at the Department of City Planning bookstore.)

If yes, append a map showing the directly affected area as it relates to such boundaries. A map requested in other parts of this form may be used.

9. CONSTRUCTION N/A

Will the action result in demolition of or significant physical alteration to any improvement?  Yes  No  
If yes, describe briefly:

Will the action involve either above-ground construction resulting in any ground disturbance or in-ground construction?  
 Yes  No If yes, describe briefly:

10. PROPOSED LAND USE N/A

Residential

Total no. of dwelling units \_\_\_\_\_ No. of low-to-moderate income units \_\_\_\_\_ Gross floor area (sq. ft.) \_\_\_\_\_  
No. of stories \_\_\_\_\_ Describe type of residential structures: \_\_\_\_\_

Commercial

Retail: No. of bldgs \_\_\_\_\_ Gross floor area of each building (sq. ft.): \_\_\_\_\_

Office: No. of bldgs \_\_\_\_\_ Gross floor area of each building (sq. ft.): \_\_\_\_\_

Other: No. of bldgs \_\_\_\_\_ Gross floor area of each building (sq. ft.): \_\_\_\_\_

Specify type(s): \_\_\_\_\_

No. of stories and height of each building: \_\_\_\_\_

Manufacturing/Industrial

No. of bldgs \_\_\_\_\_ Gross floor area of each building (sq. ft.): \_\_\_\_\_

No. of stories and height of each building: \_\_\_\_\_

Type of use(s): \_\_\_\_\_ Open storage area (sq. ft.) \_\_\_\_\_ If any unenclosed activities, specify: \_\_\_\_\_

Community facility

Type of community facility: \_\_\_\_\_

No. of bldgs \_\_\_\_\_ Gross floor area of each building (sq. ft.): \_\_\_\_\_

No. of stories and height of each building: \_\_\_\_\_

Vacant land

Is there any vacant land in the directly affected area?  Yes  No

If yes, describe briefly:

SEE CEQR  
TECHNICAL MANUAL  
CHAPTER III K.  
WATERFRONT  
REVITALIZATION  
PROGRAM

**Project  
Description**

THIS SUBPART SHOULD  
GENERALLY BE  
COMPLETED ONLY IF  
YOUR ACTION  
INCLUDES A SPECIFIC  
OR KNOWN  
DEVELOPMENT  
AT PARTICULAR  
LOCATIONS

Publicly accessible open space

Is there any existing publicly accessible open space to be removed or altered?  Yes  No

If yes, describe briefly:

Is there any existing publicly accessible open space to be added?  Yes  No

If yes, describe briefly:

Other land use

Gross floor area (sq. ft.) \_\_\_\_\_ No. of stories \_\_\_\_\_ Type of use: \_\_\_\_\_

**11. PROPOSED PARKING N/A**

Garages

No. of public spaces: \_\_\_\_\_ No. of accessory spaces: \_\_\_\_\_

Operating hours: \_\_\_\_\_ Attended or non-attended? \_\_\_\_\_

Lots

No. of public spaces: \_\_\_\_\_ No. of accessory spaces: \_\_\_\_\_

Operating hours: \_\_\_\_\_ Attended or non-attended? \_\_\_\_\_

Other (including street parking) - please specify and provide same data as for lots and garages, as appropriate.

No. and location of proposed curb cuts:

**12. PROPOSED STORAGE TANKS N/A**

Gas or service stations?  Yes  No Oil storage facility?  Yes  No Other?  Yes  No

If yes, specify: \_\_\_\_\_

Size of tanks: \_\_\_\_\_ Location and depth of tanks: \_\_\_\_\_

**13. PROPOSED USERS N/A**

No. of residents: \_\_\_\_\_ No. and type of businesses: \_\_\_\_\_

No. and type of workers by businesses: \_\_\_\_\_ No. and type of non-residents who are not workers: \_\_\_\_\_

SEE CEQR  
TECHNICAL MANUAL  
CHAPTER III B.,  
SOCIO-ECONOMIC  
CONDITIONS

**14. HISTORIC RESOURCES (ARCHITECTURAL AND ARCHAEOLOGICAL RESOURCES) N/A**

Will the action affect any architectural or archaeological resource identified in response to either of the two questions at number 7 in the Site Description section of the form?  Yes  No

If yes, describe briefly:

SEE CEQR  
TECHNICAL MANUAL  
CHAPTER III C.,  
COMMUNITY FACILI-  
TIES & SERVICES

**15. DIRECT DISPLACEMENT N/A**

Will the action directly displace specific business or affordable and/or low income residential units?  Yes  No

If yes, describe briefly:

**Zoning  
Information**

**16. COMMUNITY FACILITIES N/A**

Will the action directly eliminate, displace, or alter public or publicly funded community facilities such as educational facilities, libraries, hospitals and other health care facilities, day care centers, police stations, or fire stations?  Yes  No

If yes, describe briefly:

17. What is the zoning classification(s) of the directly affected area? **N/A**

18. What is the maximum amount of floor area that can be developed in the directly affected area under the present zoning? Describe in terms of bulk for each use. **N/A**

19. What is the proposed zoning of the directly affected area? **N/A**

20. What is the maximum amount of floor area that could be developed in the directly affected area under the proposed zoning? Describe in terms of bulk for each use. **N/A**

21. What are the predominant land uses and zoning classifications within a 1/4 mile radius of the proposed action? **N/A**

## Additional Information

22. Attach any additional information as may be needed to describe the action. If your action involves changes in regulatory controls that affect one or more sites not associated with a specific development, it is generally appropriate to include here one or more reasonable development scenarios for such sites and, to the extent possible, to provide information about such scenario(s) similar to that requested in the Project Description questions 9 through 16. **N/A**

## Analyses

23. Attach analyses for each of the impact categories listed below (or indicate where an impact category is not applicable):
- |  |  |
|--|--|
| a. LAND USE, ZONING, AND PUBLIC POLICY | See CEQR Technical Manual Chapter III.A. |
| b. SOCIOECONOMIC CONDITIONS            | See CEQR Technical Manual Chapter III.B. |
| c. COMMUNITY FACILITIES AND SERVICES   | See CEQR Technical Manual Chapter III.C. |
| d. OPEN SPACE                          | See CEQR Technical Manual Chapter III.D. |
| e. SHADOWS                             | See CEQR Technical Manual Chapter III.E. |
| f. HISTORIC RESOURCES                  | See CEQR Technical Manual Chapter III.F. |
| g. URBAN DESIGN/VISUAL RESOURCES       | See CEQR Technical Manual Chapter III.G. |
| h. NEIGHBORHOOD CHARACTER              | See CEQR Technical Manual Chapter III.H. |
| i. NATURAL RESOURCES                   | See CEQR Technical Manual Chapter III.I. |
| j. HAZARDOUS MATERIALS                 | See CEQR Technical Manual Chapter III.J. |
| k. WATERFRONT REVITALIZATION PROGRAM   | See CEQR Technical Manual Chapter III.K. |
| l. INFRASTRUCTURE                      | See CEQR Technical Manual Chapter III.L. |
| m. SOLID WASTE AND SANITATION SERVICES | See CEQR Technical Manual Chapter III.M. |
| n. ENERGY                              | See CEQR Technical Manual Chapter III.N. |
| o. TRAFFIC AND PARKING                 | See CEQR Technical Manual Chapter III.O. |
| p. TRANSIT AND PEDESTRIANS             | See CEQR Technical Manual Chapter III.P. |
| q. AIR QUALITY                         | See CEQR Technical Manual Chapter III.Q. |
| r. NOISE                               | See CEQR Technical Manual Chapter III.R. |
| s. CONSTRUCTION IMPACTS                | See CEQR Technical Manual Chapter III.S. |
| t. PUBLIC HEALTH                       | See CEQR Technical Manual Chapter III.T. |

The CEQR Technical Manual sets forth methodologies developed by the City to be used in analyses prepared for the above-listed categories. Other methodologies developed or approved by the lead agency may also be utilized. If a different methodology is contemplated, it may be advisable to consult with the Mayor's Office of Environmental Coordination. You should also attach any other necessary analyses or information relevant to the determination whether the action may have a significant impact on the environment, including, where appropriate, information on combined or cumulative impacts, as might occur, for example, where actions are interdependent or occur within a discrete geographical area or time frame.

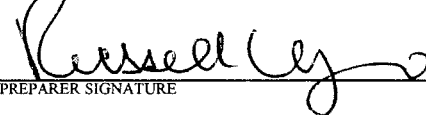
## Applicant Certification

24. **Russell Unger**

PREPARER NAME

**Legislative Attorney, New York City Council**

PREPARER TITLE

  
PREPARER SIGNATURE

11/29/2005  
DATE

**New York City Council**

PRINCIPAL

**Jeffrey Haberman**

NAME OF PRINCIPAL REPRESENTATIVE

**Deputy Director, Infrastructure Division**

TITLE OF PRINCIPAL REPRESENTATIVE

  
SIGNATURE OF PRINCIPAL REPRESENTATIVE

November 29, 2005  
DATE

NOTE: Any person who knowingly makes a false statement or who knowingly falsifies any statement on this form or allows any such statement to be falsified shall be guilty of an offense punishable by fine or imprisonment or both, pursuant to Section 10-154 of the New York City Administrative Code, and may be liable under applicable laws.

**Impact  
Significance**

**PART III, ENVIRONMENTAL ASSESSMENT AND DETERMINATION**

TO BE COMPLETED BY THE LEAD AGENCY

The lead agency should complete this Part after Parts I and II have been completed. In completing this Part, the lead agency should consult 6 NYCRR 617.7, which contains the State Department of Environmental Conservation's criteria for determining significance. The lead agency should ensure the creation of a record sufficient to support the determination in this Part. The record may be based upon analyses submitted by the applicant (if any) with Part II of the EAS. The CEQR Technical Manual sets forth methodologies developed by the City to be used in analyses prepared for the listed categories. Alternative or additional methodologies may be utilized by the lead agency.


- For each of the impact categories listed below, consider whether the action may have a significant effect on the environment with respect to the impact category. If it may, answer yes.

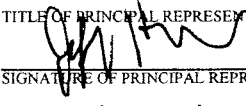
**See Attachment B for Analysis**

LAND USE, ZONING, AND PUBLIC POLICY	<u>NO</u>
SOCIOECONOMIC CONDITIONS	<u>NO</u>
COMMUNITY FACILITIES AND SERVICES	<u>NO</u>
OPEN SPACE	<u>NO</u>
SHADOWS	<u>NO</u>
URBAN DESIGN/VISUAL RESOURCES	<u>NO</u>
NEIGHBORHOOD CHARACTER	<u>NO</u>
NATURAL RESOURCES	<u>NO</u>
HAZARDOUS MATERIALS	<u>NO</u>
WATERFRONT REVITALIZATION PROGRAM	<u>NO</u>
INFRASTRUCTURE	<u>NO</u>
SOLID WASTE AND SANITATION SERVICES	<u>NO</u>
ENERGY	<u>NO</u>
TRAFFIC AND PARKING	<u>NO</u>
TRANSIT AND PEDESTRIANS	<u>NO</u>
AIR QUALITY	<u>NO</u>
NOISE	<u>NO</u>
CONSTRUCTION IMPACTS	<u>NO</u>
PUBLIC HEALTH	<u>NO</u>

- Are there any aspects of the action relevant to the determination whether the action may have a significant impact on the environment, such as combined or cumulative impacts, that were not fully covered by other responses and supporting materials? If there are such impacts, explain them and state where, as a result of them, the action may have a significant impact on the environment. **NO**
- If the lead agency has determined in its answers to questions 1 and 2 of this Part that the action will have no significant impact on the environment, a negative declaration is appropriate. The lead agency may, in its discretion, further elaborate here upon the reasons for issuance of a negative declaration. **See Attachments A and B**
- If the lead agency has determined in its answers to questions 1 and 2 of this part that the action may have a significant impact on the environment, a conditional negative declaration (CND) may be appropriate if there is a private applicant for the action and the action is not Type I. A CND is only appropriate when conditions imposed by the lead agency will modify the proposed action so that no significant adverse environmental impacts will result. If a CND is appropriate, the lead agency should describe here the conditions to the action that will be undertaken and how they will mitigate potential significant impacts.
- If the lead agency has determined that the action may have a significant impact on the environment, and if a conditional negative declaration is not appropriate, then the lead agency should issue a positive declaration. Where appropriate, the lead agency may, in its discretion, further elaborate here upon the reasons for issuance of a positive declaration. In particular, if supporting materials do not make clear the basis for a positive declaration, the lead agency should describe briefly the impact(s) it has identified that may constitute a significant impact on the environment

**Lead Agency  
Certification**

Russell Unger  
PREPARER NAME  
Legislative Attorney, New York City Council  
PREPARER TITLE  
  
PREPARER SIGNATURE  
11/29/2005  
DATE

Jeffrey Haberman  
NAME OF PRINCIPAL REPRESENTATIVE  
Deputy Director, Infrastructure Division  
TITLE OF PRINCIPAL REPRESENTATIVE  
  
SIGNATURE OF PRINCIPAL REPRESENTATIVE  
November 29, 2005  
DATE



**ATTACHMENT A TO ENVIRONMENTAL ASSESSMENT STATEMENT:  
Proposed Int. No. 379-A**

**Project Description and Purpose and Need**

Re: A local law, Proposed Int. No. 379-A, to amend the administrative code of the city of New York, in relation to requiring the purchase of Energy Star certified appliances whenever appliances in certain apartments are replaced.

**CEQR No. 05CCO012Y**

**Location: Citywide**

**Project Description**

*Introduction:*

The action consists of the passage of a local law, Proposed Int. No. 379-A, which would add a new section 11-245.8 to the Administrative Code of the City of New York. The proposed new section, described in more detail below, would require buildings that receive certain city tax benefits to purchase ENERGY STAR certified appliances whenever new appliances are installed.

Discretionary actions that require environmental review include passage of the proposed law by the City Council and approval of the law by the Mayor of New York City. The proposal is a generic action, as the law would apply citywide. The City Council is the lead agency for this environmental review.

*Section 11-245.8:*

The new section 11-245.8 would apply to buildings that receive tax benefits pursuant to Real Property Tax Law Sections 421-a or 489, and would take effect one year following its enactment into law.

Any new refrigerator, room air conditioner, dishwasher or clothes washer that is installed in an apartment would be required to be ENERGY STAR certified. The same requirements would apply to boilers and furnaces that provide heat or hot water to apartments.

The Commissioner of Housing Preservation and Development would also be authorized to enact rules requiring additional energy conservation measures for buildings covered by

the proposed local law. The Commissioner would be required to inform applicants for the effected tax benefits of the requirements of the proposed law.

The local law would provide exemptions if there is no ENERGY STAR certified equipment of appropriate size or capacity.

### **Purpose and Need**

By mandating the purchase of ENERGY STAR certified appliances whenever a new appliance is installed, the proposed law would reduce energy costs for tenants and owners, and energy use in the City. Thus, the proposed law would positively impact public health and many aspects of the environment.

Home electricity and gas expenses represent a substantial cost for many low-income New Yorkers in rental apartments. For example, nationally in 1997, households in multi-family buildings spent an average of \$848 per year on energy.<sup>1</sup> When people buy appliances for their own homes, they have an incentive to ensure that the appliances use the least energy possible because homeowners pay for their energy costs. When landlords or developers, however, purchase appliances, they do not have the same incentive. Since it is tenants who generally pay for energy costs, the primary financial concern for landlords and developers is to limit the up-front costs of appliances, without regard for energy consumption. The proposed local law would thus address this problem of “split incentives” in rental apartments – landlords purchase appliances, but tenants normally pay for electricity and thus reap any benefits of improved energy efficiency – by requiring the purchase of ENERGY STAR appliances.

The United States Environmental Protection Agency and the Department of Energy certify a wide range of household appliances and building materials as energy efficient through the ENERGY STAR program, including refrigerators, room air conditioners, dishwashers, clothes washers and windows. For example, ENERGY STAR qualified dishwashers use 25% less energy than the federal minimum standard for energy consumption. ENERGY STAR certified products are widely available and generally have little or no cost premium compared with uncertified products. Even when Energy Star products are more expensive than conventional options, these products more than pay for the increased price over time through reduced energy costs.

As a result of this local law, there would be financial savings from a reduction in energy use and reduced strain on local infrastructure.

Of particular importance to human health and the environment are the energy savings from this proposed local law. Since much of New York City’s electricity is produced within the City, and most buildings use oil or natural gas for their heat and hot water,

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<sup>1</sup> U.S. Energy Information Administration, Department of Energy, Residential Energy Consumption and Expenditures per Household Member and per Building.

reducing energy consumption by appliances would translate directly into reduced local pollution, including the emission of sulfur dioxide, nitrogen oxides, particulate matter, carbon dioxide, and mercury. These pollutants contribute to respiratory disease, heart disease, smog, acid rain, and climate change.

In conclusion, this proposed local law would have a large and positive impact on a wide range of environmental and health issues.



**ATTACHMENT B TO ENVIRONMENTAL ASSESSMENT STATEMENT:**  
Proposed Int. No. 379-A

**ENVIRONMENTAL ANALYSIS**

Re: **Proposed Int. No. 379-A** – A local law to amend the administrative code of the city of New York, in relation to requiring the purchase of Energy Star certified appliances whenever appliances in certain apartments are replaced.

**CEQR No. 05CCO012Y**

**Location: Citywide**

**Socioeconomic Conditions:**

The proposed action is generic in nature and would not displace or cause any site-specific socioeconomic changes to occur. As a generic action, it would not directly or indirectly displace residential populations or businesses, lead to new development, or affect the real estate market.

**Open Space:**

The proposed action is generic in nature and would neither directly nor indirectly have any significant adverse environmental impact on existing open space nor would it curtail or impede the creation or more open space. Therefore, no additional description or analysis is required.

**Shadows:**

The proposed action is generic in nature and would not independently result in adding any new structures or otherwise cause shadows; therefore, no additional description or analysis is needed.

**Historic Resources:**

The proposed action is generic in nature and would not independently involve any in-ground disturbance that could impact archeological resources or cause new construction, a change in visual context, construction, additions to any buildings, a change in shadows,

or any other outcome that could impact architectural resources. Therefore, no additional description or analysis is required.

**Urban Design/Visual Resources:**

The proposed action is generic in nature and would not independently alter any building bulk or setbacks or cause any in-ground construction. Consequently, no additional description or analysis is required.

**Neighborhood Character:**

The proposed action is generic in nature and would have no adverse environmental impact on land use, urban design, visual resources, historic resources, socioeconomic conditions, traffic, noise, or any other impact category that may affect neighborhood character. Therefore, no additional description or analysis is required.

**Natural Resources:**

The proposed action is generic in nature and would not have significant adverse environmental impact on any site-specific natural resources. Therefore, no additional description or analysis is needed. It should be noted, however, that the proposed action is expected to have a positive impact on natural resources. It would cause a reduction in energy use, which would lead to corresponding benefits to air quality and reduce pollutants that contribute to acid deposition, which has been of great concern in New York State, and which has a detrimental effect on vegetation and aquatic life. The reduction in energy use would also help prevent potential negative impacts from global climate change, such as loss of wetland and flooding of uplands.

**Hazardous Materials:**

The proposed action is generic in nature: it would neither independently affect a site with hazardous materials, increase pathways of exposure to hazardous materials, or introduce new activities or processes that use hazardous materials. Consequently, no additional description or analysis is needed.

**Waterfront Revitalization Program:**

The proposed action is generic in nature and would have no affect on the Coastal Zone. Therefore, no additional description or analysis is required.

**Infrastructure:**

The proposed action is generic in nature and would not require additional City water, wastewater treatment, or storm water management facility. Therefore no additional description or analysis is needed.

**Solid Waste and Sanitation:**

The proposed action is generic in nature and would not affect the generation or management of City solid waste or rules related to the generation or management of City solid waste. Therefore, no additional description or analysis is needed.

**Energy:**

The proposed action is generic in nature and would not independently affect the transmission or generation of energy or lead to the indirect consumption of energy. Therefore, no additional description or analysis is needed. It should be noted, however, that the proposed action would reduce energy use in the city by requiring the purchase of energy-efficient appliances by owners of certain buildings.

**Traffic and Parking:**

The proposed action is generic in nature and would not generate any new vehicle trips or cause development that would create new vehicle trips. Therefore, no additional description or analysis is required.

**Transit and Pedestrians:**

The proposed action is generic in nature and would not independently lead to any development, rail or bus riders, pedestrian traffic, or other transit- or pedestrian-related impacts. Therefore, no additional description or analysis is required.

**Air Quality:**

The proposed action is generic in nature and would not cause significant adverse environmental impacts from mobile or stationary sources. It would not increase or cause a redistribution of traffic, create new mobile sources of pollutants, or add new uses near mobile pollution sources. Neither would it create new stationary sources of air pollution, add new uses near existing emissions stacks, or independently change the dispersion of pollutants from existing sources. It would not create odors or place new sensitive

receptors close to sources of odor. Therefore, no additional description or analysis is required.

It should be added, however, that the proposed action is expected to benefit air quality and public health. The proposed local law would enhance air quality by reducing energy use, thereby reducing local air pollution.

**Noise:**

The proposed action is generic in nature and will not create mobile or stationary sources that could affect noise. The proposed action will not generate new trips from vehicles, aircraft, or trains. It would not create any new stationary sources, new sensitive receptors, or cause construction of any kind. Therefore, no additional description or analysis is required.

**Public Health:**

The proposed action is generic in nature and would have no significant adverse environmental impact on public health. It would not increase traffic or emissions, cause exposure to toxics or contaminants, affect solid waste management, have noise or odor impacts, or create any other significant adverse environmental impact on public health impact. Therefore, no additional description or analysis is required.

The proposed action would, however, have beneficial impacts to public health. For a discussion of those benefits, see Attachment A, Purpose and Need.

**Construction Impacts:**

The proposed action is generic in nature and would not include any construction. Therefore no additional description or analysis is needed.



**ATTACHMENT C TO ENVIRONMENTAL ASSESSMENT STATEMENT**



Proposed Int. No. 379-A

By The Speaker (Council Member Miller) and Council Members Clarke, Perkins, Gentile, Barron, Gennaro, Gerson, James, Koppell, Lopez, Nelson, Palma, Quinn, Vallone Jr., Weprin, Jackson, Brewer, Monserrate, Recchia Jr., DeBlasio, Baez, Moskowitz, Fidler, Yassky, Liu, Foster, Gioia, Sanders Jr., McMahon, Addabbo Jr., Reyna, Katz, Reed, Avella and The Public Advocate (Ms. Gotbaum)

A LOCAL LAW

To amend the administrative code of the city of New York, in relation to requiring the purchase of Energy Star certified appliances whenever appliances in certain apartments are replaced.

Be it enacted by the Council as follows:

Section 1. Statement of findings and purpose. Home electricity and gas expenses represent a substantial cost for many low-income New Yorkers in rental apartments. For example, nationally in 1997, households in multi-family buildings spent an average of \$848 per year on energy.<sup>1</sup> In addition, since much of New York City's electricity is produced within the City, energy consumption translates directly into greater local pollution, including emissions of sulfur dioxide, nitrogen oxides, particulate matter, carbon dioxide and mercury. These pollutants contribute to respiratory disease, heart disease, smog, acid rain and climate change. Moreover, as energy demand rises, so does our reliance on dirty, inefficient power plants and the City and nation's dependence on foreign oil and natural gas.

The United States Environmental Protection Agency and the Department of Energy certify a wide range of household appliances and building materials as energy efficient through the ENERGY STAR program, including refrigerators, room air

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<sup>1</sup> U.S. Energy Information Administration, Department of Energy, Residential Energy Consumption and Expenditures per Household Member and per Building.

conditioners, dishwashers, clothes washers and windows. For example, ENERGY STAR qualified dishwashers use 25% less energy than the federal minimum standard for energy consumption. ENERGY STAR certified products are widely available and generally have little or no cost premium compared with uncertified products. Even when Energy Star products are more expensive than conventional options, these products more than pay for the increased price over time through reduced energy costs.

When people buy appliances for their own homes, they have an incentive to ensure that the appliances use the least energy possible because homeowners pay for their energy costs. When landlords or developers, however, purchase appliances, they do not have the same incentive. Since it is tenants or future owners who generally pay for energy costs, the primary financial concern for landlords and developers is to limit the up-front costs of appliances, without regard for energy consumption.

The Council finds that the increased use of ENERGY STAR certified appliances for apartments in New York City will substantially reduce household energy costs as well as the City's electricity consumption and air pollution. Accordingly, the Council declares that it is reasonable and necessary to require those who receive certain tax benefits from the City to purchase Energy Star certified appliances when they replace appliances in rental apartments.

§2. The administrative code of the city of New York is amended by adding a new section 11-245.8 to part 1 of subchapter 2 of chapter 2 of title 21 to read as follows:

§11-245.8 ENERGY STAR appliances. a. For the purposes of this section, the following definitions shall apply in conjunction with the definitions found in sections 27-232 and 27-2004 of this code:

(1) The term “ENERGY STAR” shall mean a designation from the United States environmental protection agency or department of energy indicating that a product meets the energy efficiency standards set forth by the agency for compliance with the ENERGY STAR program.

(2) The term “household appliance” shall mean any refrigerator, room air conditioner, dishwasher or clothes washer, within a dwelling unit in a multiple dwelling that is provided by the owner of such multiple dwelling. This definition shall also include any boiler or furnace that provides heat or hot water for any dwelling unit in a multiple dwelling.

b. For any building for which any benefit is conferred pursuant to four hundred eighty-nine of the real property tax law, whenever any household appliance in any dwelling unit, or any household appliance that provides heat or hot water for any dwelling unit in a multiple dwelling, is installed or replaced with a new household appliance, such new appliance shall be certified as Energy Star.

c. For any building for which any benefit is conferred pursuant to section four hundred twenty-one-a of the real property tax law, whenever any household appliance in any dwelling unit, or any household appliance that provides heat or hot water for any dwelling unit in a multiple dwelling, is installed or replaced with a new household appliance, such new appliance shall be certified as Energy Star.

d. The commissioner may enact rules requiring additional energy conservation measures for any building for which any benefit is conferred pursuant to section four hundred eighty-nine of the real property tax law or section four hundred twenty-one-a of the real property tax law.

e. The commissioner shall inform applicants for any benefits affected by this section of the requirements of this section.

f. The requirements of subdivisions b and c of this section shall not apply where:

1) an ENERGY STAR certified household appliance of appropriate size is not manufactured, such that movement of walls or fixtures would be necessary to create sufficient space for such appliance; or

2) an ENERGY STAR certified boiler or furnace of sufficient capacity is not manufactured.

§3. This local law shall take effect ninety days after its enactment, except that the provisions of subdivision c of section 11-245.8 of bill section 2 shall take effect one year after enactment, and except that the commissioner of housing preservation and development shall take all actions necessary to implement this local law on or before the date upon which this local law shall take effect.

RBU  
LS 815  
11/07/2005

**ATTACHMENT D TO ENVIRONMENTAL ASSESSMENT STATEMENT**





For Internal Use Only:

Date Received: \_\_\_\_\_

WRP no. \_\_\_\_\_

DOS no. \_\_\_\_\_

## NEW YORK CITY WATERFRONT REVITALIZATION PROGRAM Consistency Assessment Form

Proposed actions that are subject to CEQR, ULURP or other local, state or federal discretionary review procedures, and that are within New York City's designated coastal zone, must be reviewed and assessed for their consistency with the New York City Waterfront Revitalization Program (WRP). The WRP was adopted as a 197-a Plan by the Council of the City of New York on October 13, 1999, and subsequently approved by the New York State Department of State with the concurrence of the United States Department of Commerce pursuant to applicable state and federal law, including the Waterfront Revitalization of Coastal Areas and Inland Waterways Act. As a result of these approvals, state and federal discretionary actions within the city's coastal zone must be consistent to the maximum extent practicable with the WRP policies and the city must be given the opportunity to comment on all state and federal projects within its coastal zone.

This form is intended to assist an applicant in certifying that the proposed activity is consistent with the WRP. It should be completed when the local, state, or federal application is prepared. The completed form and accompanying information will be used by the New York State Department of State, other state agencies or the New York City Department of City Planning in their review of the applicant's certification of consistency.

### A. APPLICANT

1. Name: New York City Council
2. Address: 250 Broadway, 14th Floor, New York, NY 10007
3. Telephone: 212-788-9122 Fax: 212-788-9168 E-mail: \_\_\_\_\_
4. Project site owner: \_\_\_\_\_

### B. PROPOSED ACTIVITY

1. Brief description of activity:  
A proposed local law (Proposed Int. No. 379-A) to amend the administrative code of the city of New York, in relation to requiring the purchase of Energy Star certified appliances whenever appliances in certain apartments are replaced.
2. Purpose of activity:  
Require owners of buildings that receive certain city tax benefits to purchase ENERGY STAR certified appliances whenever new appliances are installed.
3. Location of activity: (street address/borough or site description):  
Citywide.

**Proposed Activity Cont'd**

4. If a federal or state permit or license was issued or is required for the proposed activity, identify the permit type(s), the authorizing agency and provide the application or permit number(s), if known:

N/A

5. Is federal or state funding being used to finance the project? If so, please identify the funding source(s).

No.

6. Will the proposed project require the preparation of an environmental impact statement?

Yes \_\_\_\_\_ No  If yes, identify Lead Agency:

7. Identify city discretionary actions, such as a zoning amendment or adoption of an urban renewal plan, required for the proposed project.

Passage of the proposed local law by the New York City Council and approval of the law by the Mayor of New York or, in the case of a mayoral veto, an override of such veto by the New York City Council.

**C. COASTAL ASSESSMENT**

**Location Questions:**

1. Is the project site on the waterfront or at the water's edge?

Yes

No

\_\_\_\_\_

2. Does the proposed project require a waterfront site?

\_\_\_\_\_

3. Would the action result in a physical alteration to a waterfront site, including land along the shoreline, land underwater, or coastal waters?

\_\_\_\_\_

**Policy Questions**

Yes

No

The following questions represent, in a broad sense, the policies of the WRP. Numbers in parentheses after each question indicate the policy or policies addressed by the question. The new Waterfront Revitalization Program offers detailed explanations of the policies, including criteria for consistency determinations.

Check either "Yes" or "No" for each of the following questions. For all "yes" responses, provide an attachment assessing the effects of the proposed activity on the relevant policies or standards. Explain how the action would be consistent with the goals of those policies and standards.

4. Will the proposed project result in revitalization or redevelopment of a deteriorated or under-used waterfront site? (1)

\_\_\_\_\_

5. Is the project site appropriate for residential or commercial redevelopment? (1.1)

\_\_\_\_\_

6. Will the action result in a change in scale or character of a neighborhood? (1.2)

\_\_\_\_\_

**Policy Questions cont'd**

	Yes	No
7. Will the proposed activity require provision of new public services or infrastructure in undeveloped or sparsely populated sections of the coastal area? (1.3)	_____	✓
8. Is the action located in one of the designated Significant Maritime and Industrial Areas (SMIA): South Bronx, Newtown Creek, Brooklyn Navy Yard, Red Hook, Sunset Park, or Staten Island? (2)	_____	✓
9. Are there any waterfront structures, such as piers, docks, bulkheads or wharves, located on the project sites? (2)	_____	✓
10. Would the action involve the siting or construction of a facility essential to the generation or transmission of energy, or a natural gas facility, or would it develop new energy resources? (2.1)	_____	✓
11. Does the action involve the siting of a working waterfront use outside of a SMIA? (2.2)	_____	✓
12. Does the proposed project involve infrastructure improvement, such as construction or repair of piers, docks, or bulkheads? (2.3, 3.2)	_____	✓
13. Would the action involve mining, dredging, or dredge disposal, or placement of dredged or fill materials in coastal waters? (2.3, 3.1, 4, 5.3, 6.3)	_____	✓
14. Would the action be located in a commercial or recreational boating center, such as City Island, Sheepshead Bay or Great Kills or an area devoted to water-dependent transportation? (3)	_____	✓
15. Would the proposed project have an adverse effect upon the land or water uses within a commercial or recreation boating center or water-dependent transportation center? (3.1)	_____	✓
16. Would the proposed project create any conflicts between commercial and recreational boating? (3.2)	_____	✓
17. Does the proposed project involve any boating activity that would have an impact on the aquatic environment or surrounding land and water uses? (3.3)	_____	✓
18. Is the action located in one of the designated Special Natural Waterfront Areas (SNWA): Long Island Sound- East River, Jamaica Bay, or Northwest Staten Island? (4 and 9.2)	_____	✓
19. Is the project site in or adjacent to a Significant Coastal Fish and Wildlife Habitat? (4.1)	_____	✓
20. Is the site located within or adjacent to a Recognized Ecological Complex: South Shore of Staten Island or Riverdale Natural Area District? (4.1 and 9.2)	_____	✓
21. Would the action involve any activity in or near a tidal or freshwater wetland? (4.2)	_____	✓
22. Does the project site contain a rare ecological community or would the proposed project affect a vulnerable plant, fish, or wildlife species? (4.3)	_____	✓
23. Would the action have any effects on commercial or recreational use of fish resources? (4.4)	_____	✓
24. Would the proposed project in any way affect the water quality classification of nearby waters or be unable to be consistent with that classification? (5)	_____	✓
25. Would the action result in any direct or indirect discharges, including toxins, hazardous substances, or other pollutants, effluent, or waste, into any waterbody? (5.1)	_____	✓
26. Would the action result in the draining of stormwater runoff or sewer overflows into coastal waters? (5.1)	_____	✓
27. Will any activity associated with the project generate nonpoint source pollution? (5.2)	_____	✓
28. Would the action cause violations of the National or State air quality standards? (5.2)	_____	✓

**Policy Questions cont'd**

**Yes No**

29. Would the action result in significant amounts of acid rain precursors (nitrates and sulfates)? (5.2C)	_____	✓
30. Will the project involve the excavation or placing of fill in or near navigable waters, marshes, estuaries, tidal marshes or other wetlands? (5.3)	_____	✓
31. Would the proposed action have any effects on surface or ground water supplies? (5.4)	_____	✓
32. Would the action result in any activities within a federally designated flood hazard area or state-designated erosion hazards area? (6)	_____	✓
33. Would the action result in any construction activities that would lead to erosion? (6)	_____	✓
34. Would the action involve construction or reconstruction of a flood or erosion control structure? (6.1)	_____	✓
35. Would the action involve any new or increased activity on or near any beach, dune, barrier island, or bluff? (6.1)	_____	✓
36. Does the proposed project involve use of public funds for flood prevention or erosion control? (6.2)	_____	✓
37. Would the proposed project affect a non-renewable source of sand ? (6.3)	_____	✓
38. Would the action result in shipping, handling, or storing of solid wastes, hazardous materials, or other pollutants? (7)	_____	✓
39. Would the action affect any sites that have been used as landfills? (7.1)	_____	✓
40. Would the action result in development of a site that may contain contamination or that has a history of underground fuel tanks, oil spills, or other form or petroleum product use or storage? (7.2)	_____	✓
41. Will the proposed activity result in any transport, storage, treatment, or disposal of solid wastes or hazardous materials, or the siting of a solid or hazardous waste facility? (7.3)	_____	✓
42. Would the action result in a reduction of existing or required access to or along coastal waters, public access areas, or public parks or open spaces? (8)	_____	✓
43. Will the proposed project affect or be located in, on, or adjacent to any federal, state, or city park or other land in public ownership protected for open space preservation? (8)	_____	✓
44. Would the action result in the provision of open space without provision for its maintenance? (8.1)	_____	✓
45. Would the action result in any development along the shoreline but NOT include new water-enhanced or water-dependent recreational space? (8.2)	_____	✓
46. Will the proposed project impede visual access to coastal lands, waters and open space? (8.3)	_____	✓
47. Does the proposed project involve publicly owned or acquired land that could accommodate waterfront open space or recreation? (8.4)	_____	✓
48. Does the project site involve lands or waters held in public trust by the state or city? (8.5)	_____	✓
49. Would the action affect natural or built resources that contribute to the scenic quality of a coastal area? (9)	_____	✓
50. Does the site currently include elements that degrade the area's scenic quality or block views to the water? (9.1)	_____	✓

**Policy Questions cont'd**

**Yes      No**

51. Would the proposed action have a significant adverse impact on historic, archeological, or cultural resources? (10)

\_\_\_\_\_

52. Will the proposed activity affect or be located in, on, or adjacent to an historic resource listed on the National or State Register of Historic Places, or designated as a landmark by the City of New York? (10)

\_\_\_\_\_

**D. CERTIFICATION**

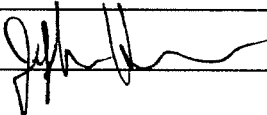
The applicant or agent must certify that the proposed activity is consistent with New York City's Waterfront Revitalization Program, pursuant to the New York State Coastal Management Program. If this certification cannot be made, the proposed activity shall not be undertaken. If the certification can be made, complete this section.

"The proposed activity complies with New York State's Coastal Management Program as expressed in New York City's approved Local Waterfront Revitalization Program, pursuant to New York State's Coastal Management Program, and will be conducted in a manner consistent with such program."

Applicant/Agent Name: Jeffrey Haberman, Deputy Director, Infrastructure Division

Address: 250 Broadway, 14th Floor

New York, NY 10007 Telephone 212-788-9122

Applicant/Agent Signature:  Date: November 29, 2005





## NEGATIVE DECLARATION

CEQR No. 05CCO012Y

Date Issued: November 18, 2005

Name: Proposed Int. 379-A – A local law to amend the administrative code of the city of New York, in relation to requiring the purchase of Energy Star certified appliances whenever appliances in certain apartments are replaced.

Location: Citywide

SEQR Classification: This action is classified as an Unlisted Action pursuant to 6NYCRR, Part 617.4

Lead Agency: The Council of the City of New York

DESCRIPTION: A proposed local law to amend the administrative code of the city of New York. The proposal would require the purchase of energy-efficient appliances by owners of certain buildings.

The proposed project requires the following discretionary approvals:

- Passage of Proposed Int. No. 379-A by the New York City Council
- Approval by Mayor or, in the case of a mayoral veto, an override of such veto by the New York City Council

## STATEMENT OF NO SIGNIFICANT EFFECT:

The Council of the City of New York has reviewed information about the action contained in an Environmental Assessment Statement dated November 9, 2005, pursuant to Article 8 of the New York State Environmental Conservation Law and 6NYCRR, Part 617.7, and has determined that the action will not have a significant adverse impact on the environment.

## REASONS SUPPORTING THIS DETERMINATION:

### 1. Natural Resources:

It is expected that the proposed legislation would positively impact natural resources, since it will cause a reduction in energy use, which will lead to corresponding benefits to air quality and reduce pollutants that contribute to acid deposition, which has been of great concern in New York State, and which has a detrimental effect on vegetation and aquatic life. The reduction in energy use will also help prevent potential negative impacts from global climate change, such as loss of wetland and flooding of uplands.

### 2. Energy:

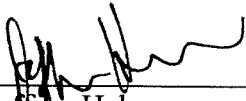
The proposed action would not have any significant adverse impact on energy use or generation. It would, however, reduce energy use in the city by requiring the purchase of energy-efficient appliances by owners of certain buildings.

### 3. Air Quality and Public Health:

The proposed action will benefit air quality and public health. The proposed local law is, however, expected to benefit air quality and public health. The proposed local law would enhance air quality by reducing energy use, thereby reducing local air pollution.

No significant adverse effects upon the environment would occur that would require preparation of an Environmental Impact Statement.





Jeffrey Haberman  
Deputy Director, Infrastructure Division  
New York City Council

November 29, 2005  
Date

cc: Peter Madonia  
John Kriebel, DDC  
Deborah Taylor, DOB  
Russell Unger, NYC Council  
Robert Kulikowski, OEC

