



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
PRESTON NIBLACK, DIRECTOR
FISCAL IMPACT STATEMENT**

PROPOSED INTRO. NO: 123-A

COMMITTEE: Parks and Recreation

TITLE: A Local Law to amend the administrative code of the city of New York, in relation to the surface areas of playgrounds and playing fields.

SPONSORS: Council Members Mark-Viverito, Dromm, Koppell, Lander, Rodriguez, Nelson, Van Bramer, Crowley, Arroyo, Lappin and Levin

SUMMARY OF LEGISLATION: The proposed legislation would amend chapter one of title 18 of the administrative code of the city of New York by adding a new section 18-136 entitled “Advisory Committee for new surfacing materials,” which would require the Department of Parks and Recreation (DPR) to consult with the Department of Health and Mental Hygiene (DOHMH) to identify and evaluate new surfacing materials not previously used for any playgrounds or athletic fields by DPR to determine the potential health, safety or environmental impact of such materials and whether such materials may benefit the public by enhancing recreational activities.

In addition, the bill would create an Advisory Committee (“the Committee”) on the safety of new surfacing materials. The Committee would be required to evaluate any report provided to it by the DPR and may at any time make independent recommendations to the DPR Commissioner regarding proposed new surfacing materials. The Committee would be made up of nine voting members, five appointed by the Mayor and four by the Council Speaker. In addition, the DPR Commissioner and DOHMH Commissioner, or their designees, would be non-voting members of the Committee. The Committee would have individuals with expertise in a variety of areas, including materials testing, health, science, environmental, architecture and physical exercise. It would also have at least one representative from groups who use City playgrounds or playing fields.

Furthermore, the bill would require that the DPR, at least every six months, provide to the Committee any evaluation of new surfacing materials intended for use and prior to such use by the Department, or provide to the Committee a written statement that no such report exists.

Lastly, the Committee shall be deemed established upon the appointment of its members and shall continue to exist until three years from the effective date of this local law after which it shall cease to exist.

EFFECTIVE DATE: This legislation would take effect immediately after its enactment into law.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2011

FISCAL IMPACT STATEMENT:

	Effective FY10	FY Succeeding Effective FY11	Full Fiscal Impact FY11
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is estimated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: There would be minimal to no impact on expenditures resulting from the enactment of this legislation.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: General Fund

SOURCE OF INFORMATION: City Council Finance Division

ESTIMATE PREPARED BY: Nathan Toth, Assistant Director
Chima Obichere, Supervising Legislative Financial Analyst

HISTORY: Int. 123 was introduced by the Council and referred to the Committee on Parks and Recreation on March 25, 2010. Hearing held and laid over by the Committee on April 15, 2010. The amended version, Proposed Int. 123-A, will be considered by the Committee on May 11, 2010.

DATE SUBMITTED TO COUNCIL: March 25, 2010.