



Legislation Text

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Int. No. 73

By Council Members Gerson, Fidler, Koppell, Mendez, Recchia Jr., Sanders Jr., Weprin and Liu

A Local Law to amend the administrative code of the city of New York, in relation to obligating the city of New York to perform repairs upon sidewalks that remain in disrepair following the issuance of a notice of violation.

Be it enacted by the Council as follows:

Section 1. Section 19-152 of the administrative code of the city of New York, as amended by local law number 64 for the year 1995, is amended by adding thereto a new subdivision o to read as follows:

o. Notwithstanding any inconsistent provision of this section, the city of New York shall be required to reinstall, reconstruct, repave or repair an existing sidewalk flag at legal grade when such sidewalk remains in disrepair for ninety days following the issuance of a notice of violation by the department to the property owner responsible for such work. The city shall

(i) not acquire the liability for any accident or harm related to or caused by such sidewalk flag during and after repair performed by the department or its contractors; such liability shall remain with the property owner;

(ii) mail a letter of request for payment to the property owner within thirty days of the completion of repair and require payment within thirty days of the date of the letter of request;

(iii) file a lien with respect to such property for the actual cost to the city for the repair, including the cost of labor, until the property owner pays the amount owed plus interest;

(iv) reserve the right to initiate a civil action against such property owner for the purposes of collecting the unpaid amount owed to the city for costs associated with repair by the department or its contractors.

§2 This local law shall take effect immediately after it is enactment into law.

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