



Legislation Details (With Text)

File #: Int 0511-2018 **Version:** * **Name:** Require the dept of consumer affairs to conduct a retrospective review of existing sidewalk cafe violations.

Type: Introduction **Status:** Filed (End of Session)

In control: Committee on Consumer Affairs and Business Licensing

On agenda: 2/14/2018

Enactment date: **Enactment #:**

Title: A Local Law to require the department of consumer affairs to conduct a retrospective review of existing sidewalk cafe violations

Sponsors: Rory I. Lancman

Indexes:

Attachments: 1. Summary of Int. No. 511, 2. Int. No. 511, 3. February 14, 2018 - Stated Meeting Agenda, 4. Hearing Transcript - Stated Meeting 02-14-2018, 5. Minutes of the Stated Meeting - February 14, 2018

| Date | Ver. | Action By | Action | Result |
|------------|------|--------------|-----------------------------|--------|
| 2/14/2018 | * | City Council | Introduced by Council | |
| 2/14/2018 | * | City Council | Referred to Comm by Council | |
| 12/31/2021 | * | City Council | Filed (End of Session) | |

Int. No. 511

By Council Member Lancman

A Local Law to require the department of consumer affairs to conduct a retrospective review of existing sidewalk cafe violations

Be it enacted by the Council as follows:

Section 1. Retrospective review of existing sidewalk cafe violations. The department of consumer affairs shall conduct a retrospective review of the provisions of the administrative code and the rules of the city of New York that establish violations related to sidewalk cafes and are enforced by the department of consumer affairs. Such review shall examine existing sidewalk cafe violations for which a penalty or fine may be assessed for which there is no cure period or other opportunity for ameliorative action by the party or parties subject to the violation prior to the imposition of a penalty or fine. Upon the completion of such retrospective review and within 120 days of the enactment of this local law, a report shall be submitted to the mayor and the

speaker regarding the department's findings. Such report shall include:

(1) a description of each sidewalk cafe violation for which the agency recommends that a cure period or other opportunity for ameliorative action be provided prior to the imposition of a penalty or fine, and the basis for such conclusion; and

(2) a list of all other existing sidewalk cafe violations established by the department's rules for which a penalty or fine may be assessed for which there is no cure period or other opportunity for ameliorative action by the party or parties subject to enforcement prior to the imposition of a penalty or fine. This list shall identify, either by individual violation or on an aggregate basis, the rationale for the absence of a cure period or other opportunity for ameliorative action.

§2. This local law shall take effect immediately.

RC
LS 1177/Int. 395/2014
11/30/17