The New York City Council

City Hall
New York, NY 10007

Legislation Details (With Text)

File #:	Int 1063-2018 **Version:** A	**Name:**	Requiring notice when contaminants are found in soil.
Type:	Introduction	**Status:**	Enacted
		In control:	Committee on Environmental Protection
On agenda:	8/8/2018		
Enactment date:	4/14/2019	**Enactment #:**	2019/072

Title: A Local Law to amend the administrative code of the city of New York, in relation to requiring notice when contaminants are found in soil

Sponsors: Robert F. Holden, Kalman Yeger, Fernando Cabrera, Paul A. Vallone, Daniel Dromm, Mark Gjonaj, Laurie A. Cumbo, Diana I. Ayala, Ben Kallos, Costa G. Constantinides, Carlos Menchaca, Donovan J. Richards, Stephen T. Levin, Carlina Rivera, Joseph C. Borelli, Eric A. Ulrich

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Date	Ver.	Action By	Action	Result
8/8/2018	*	City Council	Introduced by Council	
8/8/2018	*	City Council	Referred to Comm by Council	
9/19/2018	*	City Council	Re-referred to Committee by Council	
9/27/2018	*	Committee on Environmental Protection	Hearing Held by Committee	
9/27/2018	*	Committee on Health	Laid Over by Committee	
9/27/2018	*	Committee on Environmental Protection	Laid Over by Committee	
9/27/2018	*	Committee on Housing and Buildings	Laid Over by Committee	
9/27/2018	*	Committee on Housing and Buildings	Hearing Held by Committee	
9/27/2018	*	Committee on Health	Hearing Held by Committee	
3/13/2019	*	Committee on Environmental Protection	Hearing Held by Committee	
3/13/2019	*	Committee on Environmental Protection	Amendment Proposed by Comm	
3/13/2019	*	Committee on Environmental Protection	Amended by Committee	
3/13/2019	A	Committee on Environmental Protection	Approved by Committee	Pass
3/13/2019	A	City Council	Approved by Council	Pass
3/28/2019	A	City Council	Sent to Mayor by Council	

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4/2/2019	A	Mayor	Hearing Scheduled by Mayor
4/14/2019	A	Administration	City Charter Rule Adopted
4/17/2019	A	City Council	Returned Unsigned by Mayor

Int. No. 1063-A

By Council Members Holden, Yeger, Cabrera, Vallone, Dromm, Gjonaj, Cumbo, Ayala, Kallos, Constantinides, Menchaca, Richards, Levin, Rivera, Borelli and Ulrich

A Local Law to amend the administrative code of the city of New York, in relation to requiring notice when contaminants are found in soil

Be it enacted by the Council as follows:

Section 1. Chapter 2 of title 4 of the administrative code of the city of New York is amended by adding a new section 4-214 to read as follows:

§ 4-214 Notice of soil contaminants in city development projects. a. Definitions. For the purposes of this section, the following terms have the following meanings:

City development project. The term "city development project" means a project undertaken by an agency, a city economic development entity, or by a party in contract with the city, for the purpose of improvement or development of real property, including, but not limited to, street, road and sewer improvements and maintenance.

City economic development entity. The term "city economic development entity" means an entity that provides or administers economic development benefits under contract with the department of small business services.

Hazardous level of lead in soil. The term "hazardous level of lead in soil" means soil containing a lead level of five parts per million or above as determined by the toxicity characteristic leaching procedure as defined in subpart C of part 261 of subchapter I of chapter I of title 40 of the code of federal regulations or any subsequent provisions.

b. Within five business days of discovering or becoming aware of a hazardous level of lead in soil as a result of an environmental subsurface investigation in any city development project that will expose such soil as

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part of the project, the agency or city economic development entity that is supervising a capital project shall:

1. Notify the community board and the council member in whose district the city development project is located of such results;

2. Post such results within the appropriate website; and

3. Develop air monitoring instructions for all relevant parties in contract with the city, including a community air monitoring plan that complies with all applicable local, state and federal guidance documents.

§ 2. This local law takes effect 180 days after it becomes law.

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LS #6519
LS #6520
LS #6522
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