Legislation Details (With Text)

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Title: A Local Law to amend the administrative code of the city of New York, in relation to exempting soldiers' monument corporations from the payment of fees for fire department permits, inspections and performance tests.

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Date	Ver.	Action By	Action	Result
11/3/2011	*	City Council	Introduced by Council	
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12/31/2013	*	City Council	Filed (End of Session)	

Int. No. 699

By Council Members Dromm, Eugene, James, Mendez, Palma, Rose, Williams, Ulrich and Halloran

A Local Law to amend the administrative code of the city of New York, in relation to exempting soldiers' monument corporations from the payment of fees for fire department permits, inspections and performance tests.

Be it enacted by the Council as follows:

Section 1. Section FC 117.2.1 of chapter 2 of title 29 of the administrative code of the city of New York, as amended by local law number 41 for the year 2009, is amended to read as follows:

117.2.1 Permit, inspection and performance test fee exemption**.** The provisions of this code as to the payment of fees for permits, inspections or witnessing of required system performance tests shall not apply to premises used and owned or operated by a charitable, religious or educational institution, corporation or association organized and operated exclusively for charitable, religious, or educational purposes that is qualified as an exempt organization pursuant to United States Internal Revenue Code Section 501(c)(3),

provided that no part of the net earnings enures to the benefit of any private shareholder or individual; and provided further, that this exemption shall apply only to such portions of the premises used by such charitable, religious or educational institution, corporation or association predominantly as one of the following:

1. A house of worship, or dwelling units for members of the clergy of such religious institution, corporation or association situated on or adjacent to the same premises as such house of worship. For purposes of this section, "house of worship" shall mean that part of a premises classified in Occupancy Group A-3 that is used by members of a religious institution, corporation or association principally as a meeting place for divine worship or other religious observances, and "member of the clergy" shall mean a clergyman or minister, as defined in the religious corporations law, who officiates at or presides over such religious observances for such religious institution, corporation or association, and who does not derive his or her principal income from any other occupation or profession.

2. A school accredited by the state of New York providing kindergarten through twelfth grade education.

3. A soldiers' monument corporation incorporated pursuant to section fourteen hundred five of the not-for-profit corporation law.

§ 2. This local law shall take effect immediately.

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