



Legislation Text

File #: Int 0705-2011, **Version:** *

Int. No. 705

By Council Members Gennaro, Brewer, Chin, Fidler, James, Koppell, Lander, Palma, Recchia, Rose, Williams and Levin

A Local Law to amend the administrative code of the city of New York, in relation to the use of b-5 biodiesel diesel fuel in diesel-powered generators used in the production of films, television programs and advertisements, and at street fairs in New York City.

Be it enacted by the Council as follows:

Section1. Legislative findings and intent. The Council finds that the use of five percent biodiesel fuel, also known as b-5 biodiesel fuel, would reduce the emission of air pollutants in diesel-powered generators used in the production of films, television programs and advertisements, and at street fairs and would strengthen the alternative fuels market, support regional farmers and local businesses, and increase energy independence and the diversity of our energy supply.

Therefore, the Council finds that it is in the best interests of the City to address pollutants from the fossil fuels sector by requiring the use of b-5 biodiesel diesel fuel in diesel-powered generators used in the production of films, television programs and advertisements, and at street fairs in New York City.

§2. Subdivision a of section 24-163.8 of the administrative code of the city of New York is amended by adding a new paragraph 1-a to read as follows:

(1-a) “b-5 biodiesel” shall mean an ultra low sulfur diesel fuel which contains five percent biodiesel or 5 percent of a designated B100, that is composed exclusively of mono-alkyl esters of long chain fatty acids derived from feedstock and that meets the specifications of the american society of testing and materials designation D 6751-09a.

§3. Subdivision b of section 24-163.8 of the administrative code of the city of New York is amended

to read as follows:

(1) Any diesel-powered generator that is used to provide electrical power for equipment used in the production of any film, television program or advertisement, or for a street fair, where such production or street fair requires a permit from a city agency, shall be powered by [ultra low sulfur diesel fuel] b-5 biodiesel or an alternative.

(2) The mayor's office of film, theatre, and broadcasting shall issue to all film, television and advertising production companies that apply for a filming permit a notice that recites the provisions of this section and states that any diesel-powered generator that is utilized in a film, television or advertising production must use [ultra low sulfur diesel fuel] b-5 biodiesel or an alternative fuel.

(3) The street activity permit office shall issue to all applicants for a street activity permit for a street fair a notice that recites the provisions of this section and states that any diesel-powered generator that is utilized for a street fair must use [ultra low sulfur diesel fuel] b-5 biodiesel or an alternative fuel.

§3. This local law shall take effect one hundred eighty days after its enactment, except that the commissioner of environmental protection shall take such measures as are necessary for its implementation, including the promulgation of rules, prior to such effective date.

LS # 2550 SS

8/31//11 10:50 a.m.10/24/11 12:18 p.m., 10/24/11 12:38 p.m. 10/25/11 9:05 a.m., 10/25/11 12:18 p.m.