



Legislation Text

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Int. No. 185

By Council Members Chin, Johnson, Koo, Mendez and Rose

A Local Law to amend the administrative code of the city of New York, in relation to the permitting and monitoring of portable generators.

Be it enacted by the Council as follows:

Section 1. Section 24-104 of the administrative code of the city of New York is amended by adding a new subdivision 54 to read as follows:

(54) Portable generator means any internal combustion engine whose uses may include, but are not limited to, the generation of electric power, designed to be and capable of being carried or moved from one location to another.

§ 2. Subdivision a of section 24-121 of the administrative code of the city of New York is amended by adding a new paragraph 19 to read as follows:

(19) Portable generators. An application for a permit for the installation of any generator shall include documentation that the generator has passed a smoke test performed in accordance with the procedures set forth in “Method 9 - Visual determination of the opacity of emissions from stationary sources,” Appendix A-4 to part sixty of title forty of the code of federal regulations, or documentation in the form of certification by a professional engineer or registered architect that a stack test has been performed in accordance with the rules of the department.

§ 3. Subchapter 6 of chapter 1 of title 24 of the administrative code of the city of New York is amended by adding a new section 24-141.1 to read as follows:

§ 24-141.1 Portable generators used to power building systems; monitoring. Portable generators used by

building owners or operators to power building systems for more than forty-eight hours continuously, or for more than ninety-six hours in any seven day period, shall be continuously monitored by the owner or operator for the air quality where such portable generator is located within one hundred fifty feet of any residential building while it is in operation. Such air quality monitoring shall continue for the duration that such generator is used to power building systems or its intermittent use to power building systems is anticipated, and the owner or operator shall report the results to the department weekly. The commissioner shall promulgate rules to carry out the provisions of this section.

§ 4. This local law shall take effect one hundred twenty days after its enactment into law provided, however, that prior to such effective date the commissioner environmental protection shall promulgate rules or take any other action necessary for implementation of this local law.

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