



Legislation Text

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Int. No. 886

By Council Members Espinal, Levin, Cornegy, Torres, Moya, Constantinides, Levine, Reynoso, Ayala, Powers, Holden, Grodenchik, Koslowitz, Miller, Richards, Brannan, Maisel, Rosenthal and Ulrich

A Local Law to amend the administrative code of the city of New York, in relation to allowing pet harbors to be placed on sidewalks in front of commercial establishments

Be it enacted by the Council as follows:

Section 1. Section 19-136 of the administrative code of the city of New York is amended to add a new subdivision k to read as follows:

k. Pet harbors. 1. For purposes of this subdivision, the term “pet harbor” means an enclosed stationary self-service stand that allows owners to leave their pets unattended, in a safe enclosure for a short period of time.

2. Notwithstanding any inconsistent provision of this section, a pet harbor may be placed on a sidewalk adjacent to any commercial establishment, including those located on particular streets or in particular locations enumerated in paragraphs five through twenty-eight of subdivision a of this section and any particular streets or locations added to subdivision a of this section by local law on or after January 16, 1996, provided that (i) no portion of a pet harbor shall extend further than 3 feet from the building line; (ii) a width of at least nine and one-half feet is maintained on the sidewalk in front of a pet harbor without obstructing pedestrian movement; (iii) a pet harbor shall not be bolted to the sidewalk or chained to a lamppost or other street furniture; (iv) a pet harbor shall be removed from its location on a sidewalk adjacent to a commercial establishment between the hours of 11:00 p.m. and 7:00 a.m. on every day of the week, including Sundays and holidays; and (v) a pet harbor is in compliance with any other law and with any rules promulgated by the commissioner for purposes

of protecting the health, safety, convenience and welfare, and to safeguard the interests of the city.

3. No more than two pet harbors may be placed in front of any commercial establishment.

4. If a pet harbor is placed on the sidewalk in violation of the provisions of this subdivision, any authorized officer or employee of the department or the department of consumer affairs, or member of the police department, is authorized to provide for the removal of such pet harbor to any garage, automobile pound or other place of safety, and such pet harbor may be subject to forfeiture upon notice and judicial determination. If a forfeiture hearing is not commenced, the owner or other person lawfully entitled to the possession of such pet harbor may be charged with reasonable costs for removal and storage payable prior to the release of such pet harbor; provided, however, that a pet harbor that is not claimed within thirty days after its removal shall be deemed to be abandoned and may be sold at a public auction after having been advertised in the City Record, the proceeds thereof being paid into the general fund or such unclaimed pet harbor may be used or converted for use by the department or by another city agency or by a not-for-profit corporation.

5. The provisions of subdivision e of this section and sections 19-149, 19-150 and 19-151 of this subchapter shall apply to pet harbors placed on sidewalks.

§ 2. This local law takes effect 90 days after it becomes law.

BAM
LS 5572
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