



Legislation Text

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Int. No. 2367

By Council Members Koo and Yeger

A Local Law to amend the administrative code of the city of New York, in relation to parking violations issued for the failure to observe a parking sign where pavement markings designate a parking space

Be it enacted by the Council as follows:

Section 1. Subchapter 2 of chapter 1 of title 19 of the administrative code of the city of New York is amended by adding a new section 19-175.8 to read as follows:

§ 19-175.8 Failure to observe a parking sign where pavement markings designate a parking space. a. Affirmative defense. Notwithstanding any rule or regulation to the contrary, it shall be an affirmative defense to a notice of violation for the failure to observe a parking sign, with the burden of proof on the vehicle owner, that pavement markings on the roadway designated a parking space.

b. Exceptions. Such affirmative defense shall not be available to a vehicle owner where:

1. The department installed a physical barrier in the parking space to designate no parking; or

2. Pavement markings designate a parking space but street signs limit:

(a) The times when parking is authorized; or

(b) The type of vehicle authorized to park in such parking space.

c. Outreach. Beginning no later than the effective date of this local law, and continuing for 90 days thereafter, the commissioner, in collaboration with relevant agencies and relevant stakeholders, shall conduct culturally appropriate outreach in the designated citywide languages, as defined in section 23-1101, to alert vehicle owners to the affirmative defense established by subdivision a. Such outreach shall include, but need not be limited to, posting information on relevant agency websites and distributing information to vehicle

owners and relevant stakeholders.

d. The commissioner shall promulgate rules necessary and appropriate to the administration of this section.

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

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