



Legislation Text

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Int. No. 204

By Council Members Sanchez, De La Rosa, Richardson Jordan, Joseph, Stevens, Salamanca, Dinowitz, Abreu, Ayala, Feliz, Hudson, Ossé, Hanif, Won, Williams, Cabán, Velázquez, Riley, Avilés, Brewer, Schulman, Restler, Fariás, Krishnan, Gutiérrez, Nurse, Kagan, Narcisse, Hanks, Botcher, Brannan and Brooks-Powers

A Local Law to amend the administrative code of the city of New York, in relation to raising the inspection fees for certain housing inspections

Be it enacted by the Council as follows:

Section 1. Subparagraph (i) of paragraph (8) of subdivision (f) of section 27-2115 of the administrative code of the city of New York, as added by local law number 65 for the year 2014, is amended to read as follows:

(8)(i) Notwithstanding any other provision of law, where (A) the department has performed two or more complaint-based inspections in the same dwelling unit within a twelve-month period, (B) each such inspection has resulted in the issuance of a hazardous or immediately hazardous violation, and (C) not all such violations have been certified as corrected pursuant to this section, the department may impose an inspection fee of [two hundred] five hundred dollars for the third and for each subsequent complaint-based inspection that it performs in such dwelling unit within the same twelve-month period that results in the issuance of a hazardous or immediately hazardous violation, provided that the department may by rule increase the fee for inspections performed to no more than one thousand dollars during the period of October first through May thirty-first. Such inspection fee shall be in addition to any civil penalties that may be due and payable.

§ 2. Subparagraph (iv) of paragraph (1) of subdivision (k) of section 27-2115 of the administrative code of the city of New York, as added by local law number 65 for the year 2011, is amended to read as follows:

(iv) Notwithstanding any other provision of law, a person who, after inspection by the department, is

issued an immediately hazardous violation for a third or any subsequent violation of section 27-2028, section 27-2031, or section 27-2032 of this chapter at the same dwelling or multiple dwelling within the same calendar year or, in the case of subdivision a of section 27-2029 of this chapter, at the same dwelling or multiple dwelling within the same period of October first through May thirty-first, shall be subject to a fee of [two hundred] five hundred dollars for each inspection that results in the issuance of such violation as well as any civil penalties that may be due and payable for the violation, provided[, however,] that [such] the department may by rule increase the fee for inspections performed to no more than one thousand dollars. Such fee shall not be applicable to inspections performed in a multiple dwelling that is included in the alternative enforcement program pursuant to article ten of subchapter five of this chapter. All fees that remain unpaid shall constitute a debt recoverable from the owner and a lien upon the premises, and upon the rents and other income thereof. The provisions of article eight of subchapter five of this chapter shall govern the effect and enforcement of such debt and lien.

§ 3. This local law takes effect 180 days after it becomes law.

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