



Legislation Text

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File #: Int 0295-2002, Version: \*

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Int. No. 295

By Council Members Koppell and Stewart

A Local Law to amend the administrative code of the City of New York, in relation to liability for certain injuries or damage.

Be it enacted by the Council as follows:

Section one. Section 16-123 of Chapter 1 of Title 16 of the administrative code of the City of New York is hereby amended to add a new subdivision k. to read as follows:

k. Notwithstanding any other provision of law, the owner of any building or lot of ground abutting upon any street or public place where the sidewalk is paved shall be primarily liable for any foreseeable injury or damage occurring on such sidewalk which is proximately caused by reason of omission or failure to carry out the provisions subdivisions a. and b. of this section. The city shall remain secondarily liable if the city is the owner of the sidewalk.

§2. Section 19-152 of Chapter 1 of Title 19 of the administrative code of the City of New York is hereby amended to add a new subdivision t. to read as follows:

t. Notwithstanding any other provision of law, the owner of any real property with frontal or abutting paved sidewalk including, but not limited to, the sidewalk intersection quadrant for corner property, shall be primarily liable for any foreseeable injury or damage proximately caused on such sidewalk by reason of omission or failure to do the work required pursuant to any order or notice issued by the department in accordance with the provisions of this section. The city shall remain secondarily liable if the city is owner of the sidewalk.

§3. This local law shall take effect ninety days after its enactment into law.