



Legislation Text

File #: Int 0286-2002, **Version:** A

Proposed Int. No. 286-A

By Council Members Vallone, Gioia, Reed, Addabbo, Diaz, Felder, Fidler, Gerson, Katz, Koppell, Liu, Nelson, Quinn, Sanders, Sears, Serrano, Weprin, Gallagher, Golden and Oddo; also Council Members Yassky and Moskowitz

A Local Law to amend the administrative code of the city of New York, in relation to increasing the penalties for the defacement of property and the possession, sale and display of graffiti instruments.

Be it enacted by the Council as follows:

Section 1. Subsections (f) and (g) of section 10-117 of the administrative code of the city of New York are hereby amended to read as follows:

f. Any person who violates the provisions of this section shall be guilty of a class B misdemeanor punishable by a fine of not more than five hundred dollars or imprisonment of not more than three months, or both. Any person who has been previously convicted of violating the provisions of this section shall be guilty of a class A misdemeanor punishable by a fine of not more than one thousand dollars or imprisonment of not more than one year, or both.

g. In addition to the criminal penalties imposed pursuant to subdivision f of this section, a person who violates the provisions of subdivision a, b, c or d of this section shall be liable for a civil penalty of not more than five hundred dollars for each violation which may be recovered in a proceeding before the environmental control board. Any person who has been previously convicted of violating the provisions of subdivision a, b, c or d of this section shall be liable for a civil penalty of not more than one thousand dollars for each violation which may be recovered in a proceeding before the environmental control board. Such proceeding shall be commenced by the service of a notice of violation returnable before such board.

§2. This local law shall take effect 120 days after enactment.

TB:ml
LS:
9/19/02