



Legislation Text

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Int. No. 380

By Council Members Katz, Brewer, Jackson, Koppell, Lopez, Nelson, Quinn, Rivera, Yassky, Weprin, Moskowitz, Avella, DeBlasio, Perkins, Gentile and The Public Advocate (Ms. Gotbaum)

A Local Law to amend the administrative code of the city of New York, in relation to clarifying the rights of pet owners in multiple dwellings and granting senior citizens residing in such buildings the right to keep pets in their apartments.

Be it enacted by the Council as follows:

Section 1. Subdivision b of section 27-2009.1 of the administrative code of the city of New York is amended to read as follows:

b. Where a tenant in a multiple dwelling openly and notoriously for a period of three months or more following taking possession of a unit, harbors or has harbored a household pet or pets, the harboring of which is not prohibited by the multiple dwelling law, the housing maintenance or health codes of the city of New York or any other applicable law, and the owner of his agent has knowledge of this fact, and such owner fails within this three month period to commence a summary proceeding or action to enforce a lease provision prohibiting the keeping of such household pets, such lease provisions shall be deemed waived for the duration of the tenant's occupancy in the multiple dwelling.

§2. Subdivision c of section 27-2009.1 of such code is relettered as subdivision d, and a new subdivision c is added to read as follows:

c. No person, sixty-two years of age or older, shall be denied occupancy in, or be subject to eviction from, a multiple dwelling on the sole ground that such person harbors or will harbor a household pet or pets, the harboring of which is not prohibited by the multiple dwelling law, the housing maintenance or the health codes of the city of New York or any other applicable law.

§3. Subdivision d and e of section 27-2009.1 of such code are relettered as subdivisions e and f, respectively, and the new subdivision e is amended to read as follows:

[d.] e. The waiver provision and subdivision c of this section shall not apply where the harboring of a household pet causes damage to the subject premise, creates a nuisance or interferes substantially with the health, safety or welfare of the other tenants or occupants of the same or adjacent building or structure.

§4. This local law shall take effect immediately.

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