



Legislation Text

File #: Int 1271-2023, **Version:** *

Int. No. 1271

By Council Member Ung

A Local Law to amend the administrative code of the city of New York, in relation to banning the use of commercial char broilers on or in connection with mobile food vending units

Be it enacted by the Council as follows:

Section 1. Subchapter 6 of chapter 1 of title 24 of the administrative code of the city of New York is amended by adding a new section 24-149.7 to read as follows:

§ 24-149.7 Commercial charbroiling on or in connection with mobile food vending units. a. Prohibition.

No person shall operate a commercial char broiler on or in connection with a mobile food vending unit.

b. Enforcement. 1. A person who violates subdivision a of this section or any rule promulgated thereunder is liable for civil penalties as prescribed by section 24-178 and any rules promulgated thereunder.

2. For a subsequent violation of subdivision a of this section committed after the date of a first violation of such subdivision, the commissioner may seize and impound the commercial char broiler. Where such char broiler cannot be detached from a mobile food vending unit, the commissioner may seize and hold the entire mobile food vending unit.

3. A party affected by a seizure pursuant to this subdivision is entitled to a hearing within 10 days after such seizure, in accordance with the rules of the board. Such a party may obtain an expedited hearing by submitting written notice to the board, in which case the board shall hold such expedited hearing within 24 hours of service of such request, in accordance with the rules of the board. The board shall issue a final decision and order thereon within 3 days after the conclusion of a hearing or expedited hearing held pursuant to this paragraph.

§ 2. The table of civil penalties in subparagraph (i) of paragraph (3) of subdivision (a) of section 24-178 of the administrative code of the city of New York is amended by adding a new row in numerical order to read as follows:

<u>24-149.7</u>	<u>400</u>	<u>1600</u>
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§ 3. This local law takes effect 1 year after it becomes law.

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