



Legislation Text

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Int. No. 1256

By Council Members Holden, Ariola and Brannan

A Local Law to amend the administrative code of the city of New York, in relation to applicable fines and civil penalties for the obstruction of fire hydrants

Be it enacted by the Council as follows:

Section 1. Subdivisions d and e of section 15-205 of the administrative code of the city of New York, as added by local law number 149 for the year 2016, are amended to read as follows:

d. [Notwithstanding section 15-216, a] A violation or knowing violation of paragraph 1 of subdivision b of this section involving the obstruction of a fire hydrant through the throwing or piling of snow or ice or of subdivision c of this section shall be punishable in the same manner as a violation of subdivision a of section 16-123, except that a knowing violation of paragraph 1 of subdivision b of this section involving the obstruction of a fire hydrant through the throwing or piling of snow or ice may in addition be punishable by imprisonment not to exceed one day. A violation or knowing violation of paragraph 1 of subdivision b of this section involving the obstruction of a fire hydrant in any other manner or of paragraph 2 of such subdivision shall be punishable in accordance with section 15-216.

e. In addition to the department, the department of sanitation may enforce [the provisions] paragraph 1 of subdivision b of this section and subdivision c of this section. The department, the department of sanitation, or both may promulgate rules necessary for the implementation of this subdivision.

§ 2. Paragraph 2 of subdivision k of section 20-231 of the administrative code of the city of New York, as added by local law number 64 for the year 2003, is amended to read as follows:

2. Notwithstanding any other provision of this section or [the second undesignated] paragraph 2 of

subdivision b of section 15-205 [of the code], a newsstand, the location or dimensions of which were not in violation of the provisions of this section or any rule promulgated pursuant thereto at the date of the grant of a franchise and which complies with all of the terms and conditions of such franchise, may be reconstructed at such location by such franchisee if such reconstruction does not change the location of such newsstand or expand the area occupied by such newsstand for any reason, including compliance with the requirements of any provision of law in effect at the time of such reconstruction, such as the requirements of the Americans with Disabilities Act. If such reconstruction results in a change in location or an expansion of the area occupied by such newsstand, such newsstand may be reconstructed at such changed or expanded location if that location complies with the siting criteria applicable to the renewal of the license of such newsstand in subparagraph (a) or (b) of paragraph two of subdivision d of this section. If such reconstruction at such location would not comply with such criteria, such newsstand may be relocated in accordance with the process defined in paragraph five of this subdivision to a location that meets the criteria in subparagraph (a) of such paragraph two.

§ 3. This local law takes effect 120 days after becoming law.

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