

**CITY OF NEW YORK
DEPARTMENT OF HOUSING PRESERVATION AND DEVELOPMENT**

NOTICE OF ADOPTION

NOTICE IS HEREBY GIVEN that pursuant to the authority vested in the City of New York Department of Housing Preservation and Development (HPD) by Chapter 61 of the New York City Charter (Charter) and by and in accordance with Charter §1043(b), HPD hereby adopts amendments to rules relating to successor tenants in City-owned buildings and the Tenant Interim Lease (TIL) program. The proposed rules were published in the City Record on August 11, 2014. A public hearing was held on September 16, 2014.

STATEMENT OF BASIS AND PURPOSE OF ADOPTED RULE

The adopted rule amends HPD's rules regarding successor tenants in City-owned buildings as well as the rules regarding the TIL Program. The amendments delete references to agency divisions that no longer exist and clarify that HPD's successor tenant rules apply to buildings that are in the TIL Program, in addition to the other City-owned buildings under HPD's jurisdiction.

"Shall" and "must" denote mandatory requirements and may be used interchangeably in the rules of this department, unless otherwise specified or unless the context clearly indicates otherwise.

New material in the following rule is underlined, deleted material is in [brackets].

Section one. The title of Chapter 24 of Title 28 of the Rules of the City of New York is amended to read as follows:

Successor Tenants in City Owned Buildings under the Supervision of the [Division of Property Management and the Division of Homeless Housing Development] Department of Housing Preservation and Development

§2. Section 24-01 of Chapter 24 of Title 28 of the Rules of the City of New York is amended to read as follows:

City owned building. "City owned building" shall mean any building owned by the City of New York and assigned to HPD for management, including a building participating in the Tenant Interim Lease Program.

[DHHD. "DHHD" shall mean the Division of Homeless Housing Development.]

[DPM. "DPM" shall mean the Division of Property Management.]

HPD. "HPD" shall mean the New York City Department of Housing Preservation and Development or any successor agency.

§3. Section 24-03 of Chapter 24 of Title 28 of the Rules of the City of New York is amended to read as follows:

These rules apply to residential apartments in [city] City owned buildings under the jurisdiction of [DPM and DHHD] HPD.

§4. Subdivision a of section 34-02 of Chapter 34 of Title 28 of the Rules of the City of New York is amended to read as follows:

(a) Coverage. These Rules will govern the procedures for: selecting Buildings for the Program, leasing Buildings to the Tenant Associations, determining and establishing rent, providing notice to Tenants and terminating buildings from the Program. Buildings in the Program will be subject to these Rules, [and] chapter 21 of this title, and chapter 24 of this title. Notwithstanding any provision of chapter 14 to the contrary, Buildings in the Program will not be subject to chapter 14 of this title.

§5. Section 34-04 of Chapter 34 of Title 28 of the Rules of the City of New York is amended to read as follows:

(i) Successor Tenants. An application for a family member to be approved as a successor tenant will be subject to the rules governing successor tenants set forth in Chapter 24 of Title 28 of the rules of the city of New York. The Tenant Association will be required to provide a statement either supporting or opposing the successor tenant application. This statement must include the Tenant Association's reasons for support or opposition.