

NOTICE OF PUBLIC HEARING

Subject: Opportunity to comment on proposed fees for filing energy efficiency reports and for energy code compliance review

Date / Time: February 15, 2013 / 10am

Location: Department of Buildings
280 Broadway, 3rd Floor
New York, NY 10007

Contact: Gina Bocra
Chief Sustainability Officer
New York City Department of Buildings
280 Broadway, 7th floor
New York, New York 10007

Proposed Rule Amendment

Pursuant to the authority vested in the Commissioner of Buildings by sections 643 and 1043 of the New York City Charter, and in accordance with section 1043 of the Charter, the Department of Buildings proposes to amend Section 101-03 of Chapter 100 of Title 1 of the Rules of the City of New York relating to fees payable to the Department.

The rule was not included in the agency's most recent regulatory agenda, because it was not anticipated at the time the agenda was published.

Instructions

- Prior to the hearing, you may submit written comments about the proposed amendment to Ms. Bocra by mail or electronically through the [NYC Rules](http://www.nyc.gov/nycrules) website at <http://www.nyc.gov/nycrules> by February 15, 2013.
- To request a sign language interpreter or other reasonable accommodation for a disability at the hearing, please contact Ms. Bocra by January 24, 2013.
- Written comments and a summary of oral comments received at the hearing will be available until March 18, 2013 between the hours of 9:00 a.m. and 5:00 p.m. at the Office of the Commissioner, Department of Buildings, 280 Broadway, 7th floor, New York, NY 10007.

STATEMENT OF BASIS AND PURPOSE

This rule is proposed pursuant to the authority of the Commissioner of Buildings under Sections 643 and 1043(a) of the New York City Charter, section 28-308.4 of the New York City Administrative Code, 1 RCNY 103-07 and section 103.3 of the New York City Energy Code.

Section 28-308.4 of the Administrative Code requires an energy efficiency report to be filed by building owners every ten years. That section also allows the owner to apply for an extension of time to file the report. 1 RCNY 103-07 provides for a fee to be charged for filing energy efficiency reports.

Section 103.3 of the Energy Code provides for department examination of construction documents to determine whether they are in compliance with the requirements of the Energy Code.

The proposed amendments would:

- Add fees for initial filings, extensions and amendments of energy efficiency reports.
- Add fees for Energy Code compliance reviews.

New matter is underlined.

Section 101-03 of Title 1 of the Rules of the City of New York is amended by adding the following entries at the end of the table set forth in that section:

<u>Energy efficiency reports</u>	
• <u>Initial filing</u>	<u>\$375</u>
• <u>Extension request</u>	<u>\$155</u>
• <u>Amendments</u>	<u>\$145</u>
<u>Energy Code compliance review</u>	<u>\$220</u>

In accordance with section 1043(d)(4) of the New York City Charter, a review of this rule pursuant to Local Law 46 of 2010 was not performed.