

**NEW YORK CITY FIRE DEPARTMENT  
FY 2020 REGULATORY AGENDA**

Pursuant to Section 1042 of the New York City Charter, the New York City Fire Department hereby publishes its Regulatory Agenda for Fiscal Year 2020. The Fire Department anticipates promulgating new rules during Fiscal Year 2020 that address the subjects set forth below.

Fire Department rules are consolidated in Title 3 of the Rules of the City of New York and are posted on the Fire Department's website at <https://www1.nyc.gov/site/fdny/codes/fire-department-rules/fire-dept-rules.page>.

**1. Fire and Emergency Preparedness (FEP) Level 2 Plans**

Reasons for Proposed Rule: The rule will implement the emergency planning and preparedness provisions of Chapter 4 of the 2014 New York City Fire Code pertaining to fire and emergency preparedness (FEP) Level 2 plans (FC401.5).

Summary of Anticipated Content: The proposed rule will establish standards, procedures and requirements for buildings and occupancies required to have FEP Level 2 plans.

Summary of Objectives: Implementation of the proposed rule will increase fire safety and non-fire emergency preparedness in buildings and occupancies required to have an FEP Level 2 plan.

Legal Basis for the Proposed Rule: Sections FC 102.6.3 and 401.5 of the New York City Fire Code (Title 29 of Administrative Code of the City of New York) authorize the Fire Department to propose this rule.

Relevant Federal, State and Local Laws and Rules: None.

Individuals and Entities Likely to be Affected by the Proposed Rule: The rule will generally affect owners of certain large buildings and the businesses that occupy them, as set forth in FC Sections 403 to 415.

Anticipated Adoption: First Quarter, FY 2020

Agency Contact: New York City Fire Department  
Bureau of Fire Prevention  
code.develop@fdny.nyc.gov  
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**2. Non-Tobacco Hookah Establishments**

Reasons for Proposed Rule: The rule will implement Local Law No. 187 of 2017, which among other things regulated fire safety in non-tobacco hookah establishments.

Summary of Anticipated Content: The proposed rule will address fire safety concerns arising from the preparation, handling, storage, and disposal of lighted charcoal, which is used to heat material smoked in a hookah pipe. The proposed rule will also address the storage of unlit charcoal.

Summary of Objectives: Implementation of the rule will mitigate existing fire safety hazards and increase the safety of occupants in non-tobacco hookah establishments.

Legal Basis for the Proposed Rule: Sections FC 102.6.3 and 310.7 of the New York City Fire Code (Title 29 of Administrative Code of the City of New York) authorize the Fire Department to propose this rule.

Relevant Federal, State and Local Laws and Rules: Local Law No. 187 of 2017.

Individuals and Entities Likely to be Affected by the Proposed Rule: The rule will affect non-tobacco hookah establishments that are issued a permit by the New York City Department of Health and Mental Hygiene pursuant to Local Law No. 187 of 2017.

Anticipated Adoption: Second Quarter of FY 2020

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**3. Cleaning of commercial cooking systems and equipment**

Reasons for Proposed Rule: The proposed rule will address fire safety in commercial kitchens and the increase in the number of fires resulting from inadequate cleaning of kitchen exhaust systems and ducts.

Summary of Anticipated Content: The proposed rule will require cleaning companies to provide documentation of cleaning of commercial cooking exhaust systems, and will require notification to the Fire Department when proper cleaning cannot be performed.

Summary of Objectives: Implementation of the proposed rule is expected to reduce the number of fires arising from commercial cooking exhaust systems by ensuring adequate cleaning of such systems.

Legal Basis for the Proposed Rule: Sections FC 102.6.3 and 609 of the New York City Fire Code (Title 29 of Administrative Code of the City of New York) authorize the Fire Department to propose this rule.

Relevant Federal, State and Local Laws and Rules: None

Individuals and Entities Likely to be Affected by the Proposed Rule: The rule will affect companies authorized to conduct cleaning of commercial cooking exhaust systems.

Anticipated Adoption: Second Quarter, FY 2020

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**4. Blasting Operations**

Reasons for Proposed Rule: The proposed rule will clarify and elaborate upon existing Fire Code requirements, including the type and placement of seismic and structure vibration monitoring equipment; procedures for monitoring ground vibrations and air overpressure; and reporting thresholds and procedures. The proposed rule will also establish qualifications for the individuals and companies who conduct blast monitoring.

Summary of Anticipated Content: The proposed rule will set forth procedures, standards and other requirements for measuring, recording and reporting ground vibration, air overpressure, and building movement associated with the use of explosives for blasting operations.

Summary of Objectives: Implementation of the proposed rule will improve the quality of blast vibration monitoring while minimizing incorrect measurements and unnecessary delays.

Legal Basis for the Proposed Rule: Sections FC 102.6.3 and 3307 of the New York City Fire Code (Title 29 of Administrative Code of the City of New York) authorize the Fire Department to propose this rule.

Relevant Federal, State and Local Laws and Rules: None.

Individuals and Entities Likely to be Affected by the Proposed Rule: The rule will affect developers and blasting contractors who conduct blasting operations on construction sites and other approved projects.

Anticipated Adoption: Third Quarter, FY 2020

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**Questions or Comments**

Communications regarding this Regulatory Agenda should be directed to the Code Development Unit, Bureau of Fire Prevention, 9 MetroTech Center, Brooklyn, NY 11201-3857, or use the Public Feedback form for Fire Department Rules on the Fire Department's website, <https://www1.nyc.gov/site/fdny/codes/code-feedback/code-and-rules-public-feedback-form.page>.