



THE CITY OF NEW YORK
OFFICE OF THE CITY CLERK

**Notice of Adoption of Amendments to Chapter 1 of Title 51
of the Rules of the City of New York Governing Lobbying**

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED IN the Office of the City Clerk (the “City Clerk) by Section 48 of the New York City Charter and Section 3-212 of the Administrative Code of the City of New York (the “Administrative Code”) and in accordance with the requirements of Section 1043 of the New York City Charter, of the adoption by the City Clerk of an amendment to Chapter 1 of Title 51 of the Rules of the City of New York to add a subdivision defining what constitutes “minor” pursuant to Administrative Code § 3-211(c)(3)(x).

This rule was proposed and published on November 29, 2021. The required public hearing was held on December 29, 2021.

Statement of Basis and Purpose of Rule

New York City’s Lobbying Law, New York City Administrative Code § 3-211 *et seq.*, regulates the conduct of lobbyists and their clients. The law provides that under certain circumstances architects and engineers be afforded exceptions from the reporting requirements. Pursuant to Administrative Code § 3-211(c)(3)(x), authorizations by the City Planning Commission pursuant to the zoning resolution and decisions related to real property by other boards or commissions designated as minor by the City Clerk are excluded from the reporting requirements of the lobbying law. This rule amends Chapter 1 of Title 51 of RCNY by adding a section defining what constitutes “minor” pursuant to Administrative Code § 3-211(c)(3)(x).

New material is underlined.

Section 1. Chapter 1 of Title 51 of the Rules of the City of New is amended by adding a new Section 1-17 to read as follows:

§1-17 Architects and Engineers Exception to Reportable Lobbying.

(a) Generally. Architects and engineers that are attempting to influence with respect to a lobbying activity as defined by Administrative Code § 3-211(c)(1) *et seq.* are engaged in a reportable lobbying activity. However, such activity may be excluded if the architect’s or

engineer's activity is defined as an exclusion pursuant to Administrative Code § 3-211(c)(3) et seq.

(b) Architects and engineers who communicate with or appear before the city planning commission with respect to an authorization pursuant to the zoning resolution or before any other boards or commissions with respect to a decision related to real property designated as minor are excluded pursuant to Administrative Code § 3-211(c)(3)(x).

(c) General definitions.

(1) Enlargement. An "enlargement" is an addition to the floor area of an existing building or an increase in the size of any other structure, and shall not include any portion of an existing building or structure.

(2) Project. Unless otherwise specified, a "project" shall mean either a new building or structure, or an enlargement.

(d) Definition of Minor. An authorization by the city planning commission pursuant to the zoning resolution or a decision related to real property by any other New York City board or commission is "minor" if:

(1) the real property that is the subject of the proposed project is designated as "class one" as defined in section 1802 of the New York Real Property Tax Law and would remain so designated upon completion of any work done pursuant to such authorization; or

(2) it involves real property designated as "class two", "class three" or "class four" as defined in section 1802 of the New York Real Property Tax law and the proposed project, if approved:

(i) would not exceed a construction cost of two hundred and fifty thousand dollars (\$250,000);

(ii) would not exceed three stories or 35 feet in height;

(iii) would not exceed a floor area of ten thousand (10,000) square feet;

(iv) would not exceed a lot coverage area of five thousand (5,000) square feet, whether the proposed project is an enlargement or a new building or structure; and

(v) does not involve more than two architects and/or three engineers working pursuant to their state-issued professional license on the proposed project being undertaken on such real property.

