



## CONSTRUCTION CODES UPDATE PAGES

Attached are Construction Codes Update Pages. These pages reflect local laws enacted and ministerial administrative corrections made after July 1, 2008. Please note that the source of a particular update, the local law number, and year is indicated on each page. Please visit our [webpage](#) to ensure that your codes are complete and up to date as the City Council may periodically pass Local Laws that affect the Construction Codes.

### **Instructions:**

Please place each page, according to its page number found on the bottom right hand corner, into your Construction Codes books. The pages contain letters after the page number and should be placed in alphabetical order following the number, i.e. 5, 6, 6a, 6b, etc.

- Place Title Pages in the front of your Code books for easy reference.
- Note: If you have all four Construction Codes (Building, Mechanical, Plumbing & Fuel Gas), please make sure to insert updates made to the Administrative Provisions into each of the four Code books.

# CONSTRUCTION CODES UPDATE PAGES

## UPDATE # 40

Source: Chapter 225 of the Laws of New York State of 2010, effective May 1, 2011.

This update includes the following page:

<b>BUILDING CODE</b>	
<b><u>Section</u></b>	<b><u>Page Number</u></b>
310.1.2	38a

## CONSTRUCTION CODES UPDATE PAGE

Matter in plain text is unchanged. Matter underlined is new. Matter ~~stricken through~~ is deleted.  
**Source: Chapter 225 of the Laws of New York State of 2010**, effective May 1, 2011.

**BUILDING CODE**

*Insert between pages 38 and 39 of your bound volume.*

Amend section 310.1.2 to read as follows:

**310.1.2 Group R-2.** This occupancy shall include buildings or portions thereof containing sleeping units or more than two dwelling units that are occupied, ~~as a rule, for shelter and sleeping accommodation on a long term basis for a month or more at a time~~ for permanent residence purposes as defined in subparagraph (a) of paragraph eight of subdivision a of Section 27-2004 of the *New York City Housing Maintenance Code*. Such occupancy shall be subject to the *New York State Multiple Dwelling Law*. This group shall include, but not be limited to, the following:

- Adult homes or enriched housing with 16 or fewer occupants requiring supervised care on a 24-hour basis in the same building, provided that the number of occupants per dwelling unit does not exceed the definition of a family
- Apartment houses
- Apartment hotels (nontransient)

Class A multiple dwellings as defined in Section 27-2004 of the *New York City Housing Maintenance Code* and Section 4 of the *New York State Multiple Dwelling Law*, including the following:

1. Dwelling units where the resident of the unit provides custodial care to no more than four persons on less than a 24-hour basis and not overnight.
2. Dwelling units where the resident of the unit provides child custodial care as a family day care home registered with the New York City Department of Health and Mental Hygiene in accordance with the *New York State Social Services Law* with no more than six children between the ages of 2 and 13, or with no more than five children if any are under the age of 2, receiving supervised care on less than a 24-hour basis and not overnight.

**Exception:** Class A multiple dwellings classified in Group I-1.

- Convents and monasteries with more than 20 occupants in the building
- Student apartments