

The City of New York
HOUSING AND DEVELOPMENT ADMINISTRATION
Department of Buildings

DIRECTIVE NO. 12 of 1971

TO: Borough Superintendents

DATE: August 6, 1971

FROM: Thomas V. Burke, Director of Operations

SUBJECT: Surveys; Sections C26-110.2(a)(1) and C26-121.7
Administrative Code and Article 145 of the
State Education Law

Article 145 of the State Education Law has been revised by Chapter 987 of the laws of 1971. Sections 7201 and 7203 of Article 145 define the practice of engineering and land surveying. Section 7208e of Article 145 of the State Education Law indicates that said article shall not be construed to prevent the making of surveys by professional engineers, except that the determination of real property boundaries may be done only by a licensed land surveyor.

Section C26-110.2 of the Administrative Code requires lot diagrams to be filed in conjunction with new building applications, which are to be drawn in accordance with a boundary survey made by a licensed surveyor, and which is to be attached thereto.

Section C26-121.7 of the Administrative Code indicates that applications for certificates of occupancy for new buildings or extensions to existing buildings are required to be accompanied by a complete lot survey made by a licensed surveyor, showing certain information, including the location and boundaries of the lot.

Based on the above mentioned sections of law, surveys required by

sections C26-110.2 and C26-121.7 may be made only by a licensed land surveyor.

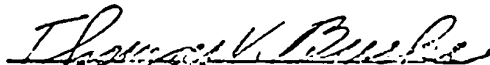
However, this shall not be construed to prohibit the following:

1. Waiver of requirements for surveys by Borough Superintendents in the case of small sheds, stands, signs, and similar small structures; and,
2. The making of land surveys by a professional engineer where such land surveys are essential to engineering projects, provided he was licensed as a professional engineer in this state on or before January 1, 1971, and files evidence satisfactory to the state board on or before July 1, 1972, that he is competent and experienced in such land surveys, pursuant to Section 7208m of the State Education Law.

TVE/IEM/sl

cc: Executive staff

Industry


Thomas V. Burke
Director of Operations