

THE CITY OF NEW YORK
DEPARTMENT OF BUILDINGS

DEPARTMENTAL MEMORANDUM

DATE: December 8, 1982

TO: Borough Superintendents and Executive Staff

FROM: Blaise F. Parascandola

Deputy Commissioner

SUBJECT: Local Law # 5 Compliance

This memorandum amends the informational letter to Owners, Architects, Engineers, Professional, and Industry Organizations dated July 16, 1982.

Specifically, this revision relates to verifying compliance with the compartmentation requirements of Local Law No. 5 for central air-conditioned buildings as per § C26-504.1 (c) of the Code that floor areas must be subdivided into fire resistive compartments of 7,500 square feet or less.

1. § C26-504.1 (c) (6) b - one third (1/3) of the total floor area of the building to comply by December 13, 1981*

(a) An amendment application to the Local Law No. 5 applications may be filed by the owner or his representative as applicant listing the completed Alteration (Alt) and Building Notice (BN) applications that have been filed from February 7, 1973 to December 13, 1981 and thereafter by a licensed Professional Engineer, P.E., or Registered Architect, R.A., including those inspected under Directive No. 14/1975) in connection with any alteration work affecting one third (1/3) of the floor area of the building above 40 feet in height.

1. When the amendment is filed by the owner, it shall be processed by the examination procedure set forth in the Building Code. (§ C26-108.1 - 026108.9).

2. When the amendment application is filed by an R.A. or P.E. it may be processed by departmental directive # 14/1975.

(b) When the interior alteration work performed under these Alt. and BN applications involves less than 1/3 of the floor area of the building above 40 feet, a separate (BN) application must be submitted by a licensed P.E. or R.A. This application must state that an inspection has been made by the P.E. or R.A. of the balance of the one third (1/3) floor area above 40 feet and that such floor area had the required fire resistive compartments.

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(c) If after compliance with (a) and (b) above, there remains a portion of the floor area of one third (1/3) of the building above 40 feet in height not subdivided into the required compartments then an application must be filed and approved and work completed and inspected by the Department or by a P.E. or R.A. under Directive No. 14/1975 to bring such remaining portion of the floor area into compliance.

2. § C26-604.1 (c) (6) c - Two third (2/3) of the total floor area of the building to comply by August 7, 1984*

The procedure set forth in paragraph 1 above for verifying compliance with the one third (1/3) floor area requirement shall be similarly followed to verify compliance with the requirement that two-thirds (2/3) of the floor area above 40 feet in height must be subdivided into fire-resistive compartments.

3. § C26-504.1 (a) (6) a- Total floor area of the building to comply by February 7, 1988*

Again, similarly, the procedure set forth in paragraphs 1 above shall be followed to verify compliance that the total floor area of the building above 40 feet in height has been subdivided into fire-resistive compartments.

*Dates for compliance as per Local Law No. 86/1979

BFP:mh

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