

**THE CITY OF NEW YORK
DEPARTMENT OF FINANCE**

Pursuant to the power vested in me as Commissioner of Finance by sections 389(b) and 1043 of the New York Charter, section 237 subdivision 3 of the Vehicle and Traffic Law and section 19-203 of the Administrative Code of the City of New York, I hereby promulgate the within amendment to the Rules Relating to Parking Violations (New matter is underscored).

MARTHA E. STARK
Commissioner of Finance

Section 1. The definition of “notice of violation (summons)” contained in section 39-01 of chapter 39 of title 19 of the Official Compilation of Rules of the City of New York is amended to read as follows:

Notice of violation (summons). “Notice of violation” shall mean:

(1) A form or duplicate thereof prepared and distributed by the Bureau substantially completed and sworn to or affirmed by authorized issuing agents which shall constitute a notice of violation when served as hereinafter provided.

(2) For purposes of this definition, authorized issuing agents shall be members of the Police Department, Fire Department, Department of Transportation, Traffic Enforcement Agents, Department of Sanitation, the Sheriff, Under Sheriff, and Deputy Sheriffs of the Office of the City Sheriff, Department of Business Services, New York City Housing Authority Police, Port Authority of New York and New Jersey Police, Police of the Metropolitan Transportation Authority and its subsidiary authorities, United States Park Police, Department of Buildings Special Patrolmen, State Regional Park Police, Taxi and Limousine Commission, Waterfront Commission of New York Harbor, Department of Parks and Recreation, Department of Correction, Roosevelt Island Security Organization, Sea Gate Association Police, Snug Harbor Rangers with peace officer status, Amtrak Police Officers, Conrail Police Officers, Office of Court Administration Court Officers, Department of Health Police Officers, Health and Hospitals Corporation Police Officers, New York State Office of Mental Health Safety Officers, New York State Office of Mental Retardation and Developmental Disabilities Police Officers, Triborough Bridge and Tunnel Authority Police Officers, State University Maritime College Public Safety Officers, Department of Environmental Protection Police Officers, and managers of the New York City Transit Authority.

(3) For purposes of this definition, authorized issuing agents shall also include special patrolmen appointed by the police commissioner pursuant to subdivision (c) of §14-106 of the Administrative Code of the City of New York to do special duty at Arlington Terrace in the Borough of Staten Island, at the New York City Hunts Point Terminal Market in the borough of the Bronx, and Stuyvesant Town in the borough of Manhattan.

STATEMENT OF BASIS AND PURPOSE OF RULE AMENDMENT

The definition of “Notice of Violation (summons)” contained in section 39-01 of the Rules Relating to Parking Violations is being amended to state that Police Officers of the New York City Department of Environmental Protection are authorized to issue notices of parking violation in the City of New York.

In December 2000, the patrol jurisdiction of the New York City Department of Environmental Protection Police Department was expanded to include the City of New York (N.Y. Criminal Procedure Law §1.20 subd. 34(o)). The New York City Department of Environmental Protection has numerous sites throughout the City and although its primary mission is the protection of these facilities, there are times when parking issues will arise, thus necessitating enforcement. For example, illegally parked vehicles may interfere with timely delivery of chemicals necessary for proper treatment of New York City’s Water Supply.