



THE CITY OF NEW YORK
OFFICE OF THE MAYOR
NEW YORK, N. Y. 10007

EMERGENCY EXECUTIVE ORDER NO. 106

DECLARATION EXTENDING LOCAL STATE OF EMERGENCY

April 9, 2020

EMERGENCY EXECUTIVE ORDER

WHEREAS, on March 7, 2020, New York State Governor Andrew Cuomo declared a State disaster emergency for the entire State of New York to address the threat that COVID-19 poses to the health and welfare of New York residents and visitors; and

WHEREAS, Emergency Executive Order No. 98, issued March 12, 2020, contains a declaration of a state of emergency in the City of New York due to the threat posed by COVID-19 to the health and welfare of City residents, and such declaration remains in effect for a period not to exceed thirty (30) days or until rescinded, whichever occurs first; and

WHEREAS, this Order is given because of the propensity of the virus to spread person-to-person and also because the actions taken to prevent such spread have led to property loss and damage; and

WHEREAS, measures taken to combat the spread of COVID-19 may prevent individuals, businesses and other entities from meeting legally imposed deadlines for the filing of certain documents or for the completion of other required actions; and

WHEREAS, this Order is given in order to ensure that the Governor's orders are enforced; and

NOW, THEREFORE, pursuant to the powers vested in me by the laws of the State of New York and the City of New York, including but not limited to the New York Executive Law, the New York City Charter and the Administrative Code of the City of New York, and the common law authority to protect the public in the event of an emergency:

Section 1. I hereby direct that the State of Emergency declared in Emergency Executive Order No. 98, dated March 12, 2020, is extended for thirty (30) days.

§ 2. I hereby direct that section 1 of Emergency Executive Order No. 105, dated April 4, 2020, is extended for five (5) days.

§ 3. I hereby order that sections 1-09.1 and 1-09.3 of title 2 of the Rules of the City of New York, relating to practices and procedures of the Board of Standards and Appeals, to the extent such provisions require that an application and supporting materials be submitted in-person, are modified to allow applications to be filed electronically during the pendency of the emergency.

§ 4. I hereby order that sections 1-10.4, 1-10.6 and 1-10.7 of title 2 of the Rules of the City of New York, relating to practices and procedures of the Board of Standards and Appeals, to the extent such provisions require the posting of the hearing calendar at Board of Standards and Appeals' offices and the mailing or in-person delivery of application materials and hearing notices, are suspended, provided that delivery of application materials and hearing notices shall be made by electronic means during the pendency of the emergency.

§ 5. I hereby suspend section 4-112 of the New York City Administrative Code to the extent that such section requires conveyances of real property to be signed by the City Clerk and to bear the seal of the City.

§ 6. I hereby suspend subdivisions d and e of section 17-196 of the New York City Administrative Code to the extent that subdivision d prohibits requiring the use of the electronic death registration system for the registration of deaths in the event of an emergency declared by the Mayor or the Commissioner of Health and Mental Hygiene, and that subdivision e requires quarterly training on the use of such system, provided that such training be made available upon the request of any responsible person, as that term is defined in such section, and, furthermore, I hereby permit the Board of Health to require the electronic death registration system be the exclusive means for the registration of deaths occurring within the City.

§ 7. This Order incorporates any and all relevant provisions of Governor Executive Order No. 202 and subsequent orders issued by the Governor of New York State to address the State of Emergency declared in that Order pursuant to his powers under section 29-a of the Executive Law.

§ 8. I hereby direct the Fire Department of the City of New York, the New York City Police Department, the Department of Buildings, the Sheriff, and other agencies as needed to immediately enforce the directives set forth in this Order in accordance with their lawful enforcement authorities, including but not limited to Administrative Code sections 15-227(a), 28-105.10.1, and 28-201.1, and section 107.6 of the New York City Fire Code. Violations of the directives set forth in this Order may be issued as if they were violations under the New York City Health Code, title 24 Rules of the City of New York section 3.11, and may be enforced as such by the Department of Health and Mental Hygiene or any other agency named in this section.

§ 9. The State of Emergency shall remain in effect for a period not to exceed thirty days or until rescinded, whichever occurs first. Additional declarations to extend the State of Emergency for additional periods not to exceed thirty days will be issued if needed. The remainder of this Order shall remain in effect for five (5) days unless terminated at an earlier date. This Order may be extended for additional periods not to exceed five (5) days each during the pendency of the local state of emergency.



Bill de Blasio,
MAYOR