



OFFICE OF ENVIRONMENTAL REMEDIATION

100 Gold Street - 2nd Floor
New York, New York 10038

Daniel Walsh, Ph.D.
Director

Tel: (212) 788-8841
Fax: (212) 788-2941

November 3, 2014

Thomas Fariello, R.A.
First Deputy Commissioner
NYC Department of Buildings
280 Broadway, 7th Floor
New York, NY 10007

Re: **DOB Screening Criteria – “E” Designation Requirements**
Any combination of Hazmat/Air/Noise “E” Designation

Dear Commissioner Fariello:

In an effort to streamline the E-Designation review process, OER has determined that specific DOB permit applications do not trigger the “E” designation, require an OER technical review, or require any additional OER approval(s), and ultimately result in the issuance of a ***Notice of No Objection*** by OER. As a result, OER has determined that DOB should waive the “E” designation requirement for the following Jobs/Project Types:

- Alterations limited to the following work types:
 - Curb Cut
 - Sidewalk Shed/Fence
 - Scaffolding
 - Construction Equipment
 - Sprinkler/Standpipe
 - Fire Alarm System
- Sign (SN)
 - Wall sign application (only)
 - Ground or Pylon supported sign (only) - no associated foundation/structural support work
- Place of Assembly (PA)
 - No work action

Under no circumstances shall self-certification by an applicant (PE/RA or filing representative) justify a DOB waiver; nor shall any additional/subsequent applications under a filing action listed in bullets above (outside the original permit scope) be waived. As per Section 11-15 of the NYC Zoning Resolution, all other job filings at “E” designated lots will be flagged by DOB. OER should be consulted if any questions arise as to whether a permit/action should be waived.

Separately, pursuant to Section 24-07 (b)(4) of Title 15 of The Rules of The City of New York (The “E” Designation Rule), a Notice To Proceed is void if an applicant does not commence work on an OER approved Remedial Action Plan within one year from the date of approval thereof.

If you have any questions or comments, please feel free to contact me directly at 212.788.3922.

Sincerely,

A handwritten signature in blue ink, appearing to read "M. Bertini".

Maurizio Bertini, Ph.D.
Assistant Director

cc: D. Walsh, M. McIntyre, PMA-OER
Felicia Miller, DOB - femiller@buildings.nyc.gov