

**LOCAL LAWS
OF
THE CITY OF NEW YORK
FOR THE YEAR 2013**

No. 9

Introduced by Council Members Fidler, Rivera, Brewer, Dickens, Eugene, Gentile, James, Koppell, Lander, Mendez, Nelson, Recchia, Rose, Williams, Rodriguez, Dromm, Garodnick, Jackson, Greenfield, Barron, Vallone, Crowley, Gennaro, Lappin and Levin.

A LOCAL LAW

To amend the administrative code of the city of New York, in relation to requiring that all gas stations post road signs displaying the total selling price of gasoline and/or diesel motor fuel and that such road signs and any other sign, poster or placard advertising the price of gasoline and/or diesel motor fuel disclose the total selling price for cash and credit or debit card purchases.

Be it enacted by the Council as follows:

Section 1. Subdivision b of section 20-672 of the administrative code of the city of New York, as amended by local law number 38 for the year 2006, is amended to read as follows:

[(b)]. [Where a sign, poster or placard advertises the selling price per gallon of gasoline or diesel motor fuel on, at or about the premises where such gasoline or diesel motor fuel is sold or offered for sale, or where such] *In addition to any sign or placard required pursuant to subdivision five of section one hundred ninety-two of the agriculture and markets law, there shall be a sign, poster or placard clearly visible to drivers of approaching motor vehicles on the premises of every location at which gasoline and/or diesel motor fuel are sold or offered for sale. Such sign shall be in a size and style to be determined by the commissioner. Such sign, in addition to any other sign, poster or placard that advertises the selling price of gasoline and directly or indirectly refers to a premises where the advertised gasoline [or] and/or diesel motor fuel [is] are*

sold or offered for sale, [such sign, poster or placard] shall state the name, trade name, brand, mark or symbol and grade or quality classification of such gasoline or diesel motor fuel, together with the total selling price per gallon. Total selling price shall be the sum of the basic price per gallon plus all applicable taxes. *Such sign, poster or placard shall conform to the rules and regulations of all governmental agencies with jurisdiction as to structure and location.*

1. A retail dealer shall only sell at [such posted] the total selling price. Any such price when posted may not be raised for a period of not less than twenty-four hours. [Such sign, poster or placard shall conform to the rules and regulations of all governmental agencies with jurisdiction as to structure and location.]

2. *Where the total selling price for purchases made with cash is less than the total selling price for purchases made with credit card, debit card or other form of non-cash payment, such sign, poster or placard shall state the total selling price for each type of accepted payment.*

§2. Subdivision c of section 20-672 of the administrative code of the city of New York, as relettered by local law number 31 for the year 1988, is amended to read as follows:

c. All numbers referring to price shall be the same height, width and thickness. Identification of the gasoline or diesel motor fuel offered for sale, *and any non-numerical language distinguishing the total cash selling price from the total credit card, debit card or other form of non-cash payment selling price* shall be in letters and numbers not less than one-half of the height, width and thickness of the numbers referring to price. Letters and numbers shall be black on a white background.

§ 3. This local law shall take effect one hundred twenty days after it shall have been enacted into law; provided that the commissioner and the commissioner of the department of transportation may take any actions necessary for the implementation of this local law prior to such

effective date including, but not limited to, promulgating rules.

THE CITY OF NEW YORK, OFFICE OF THE CITY CLERK, s.s.:

I hereby certify that the foregoing is a true copy of a local law of The City of New York,
passed by the Council on January 23, 2013 and returned unsigned by the Mayor on February 22, 2013

MICHAEL M. McSWEENEY, City Clerk Clerk of the Council.

CERTIFICATION OF CORPORATION COUNSEL

I hereby certify that the form of the enclosed local law (Local Law No. 9 of 2013, Council Int No. 702-A of 2013) to be filed with the Secretary of State contains the correct text of the local law passed by the New York City Council, presented to the Mayor and neither approved nor disapproved within thirty days thereafter.

JEFFREY D. FRIEDLANDER, Acting Corporation Counsel.