

**LOCAL LAWS  
OF  
THE CITY OF NEW YORK  
FOR THE YEAR 2019**

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**No. 181**

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Introduced by Council Members Constantinides, Espinal, Brannan, Kallos, Ayala and Rivera.

**A LOCAL LAW**

**To amend the administrative code of the city of New York, in relation to installing utility-scale energy storage systems on city buildings and conducting a feasibility study on the installation of such systems throughout the city**

*Be it enacted by the Council as follows:*

Section 1. Chapter 2 of title 4 of the administrative code of the city of New York is amended by adding a new section 4-207.3 to read as follows:

*§ 4-207.3 Utility-scale energy storage systems for city buildings. a. Definitions. As used in this section, the following terms have the following meanings:*

*Energy storage system. The term “energy storage system” means a set of methods and technologies for storing potential, kinetic, chemical, electromagnetic, thermal, or any other type of energy, including compressed air, flywheels, batteries, superconducting magnetic storage and ice storage, so that such energy may be used at a time other than when it is generated.*

*City building. The term “city building” means a building that is owned by the city or for which the city regularly pays all of the annual energy bills, or a cultural institution that is in the cultural institutions group as determined by the department of cultural affairs for which the city regularly pays all or part of the annual energy bills.*

*Commissioner. The term “commissioner” means the commissioner of citywide administrative services*

*Cost effective. The term “cost effective” means, with respect to the installation of an energy storage system, that the cumulative savings in energy costs expected to result from the use of such system will, within 15 years of installation of such system, be equal to or exceed the expected costs of the acquisition, installation, and maintenance of such system during that same time period. The determination of cost effectiveness shall not include any savings in energy costs directly attributed to federal, state and other non-city governmental assistance, but shall include the social cost of carbon value, as provided in paragraph 3 of subdivision d of section 3-125 or pursuant to paragraph 4 of subdivision d of section 3-125, provided however, that a site- or project-specific social cost of carbon value may be developed and used in lieu of the social cost of carbon value provided in or pursuant to such paragraphs if such site- or project-specific social cost of carbon value is higher than the social cost of carbon value provided in or pursuant to such paragraphs.*

*Department. The term “department” means the department of citywide administrative services.*

*b. No later than April 30, 2021, the department, or any other agency authorized by the commissioner, shall complete a study regarding the feasibility of the installation and use of each available type of utility-scale energy storage systems in each city building, and submit to the mayor and the speaker of the council a copy of such study. Such study shall include a review of any available federal or state funds or incentives for the acquisition, installation, operation or maintenance of such systems.*

*c. The department, or any other agency authorized by the commissioner, shall, in accordance with all applicable law, install utility-scale energy storage systems on all city buildings where the installation of such systems is cost effective, as determined by the study described in subdivision b.*

*d. No later than December 15, 2021, the department shall report to the mayor and the speaker of the council:*

*1. The types of utility-scale energy storage systems that were studied, as applied to various city buildings;*

*2. The city buildings where the installation of a utility-scale energy storage system may be appropriate, as determined by the department and the projected annual energy and other cost savings for each such system, both individually and in the aggregate;*

*3. The number of city buildings where the installation of a utility-scale energy storage system has been commenced by the department or other agency authorized by the commissioner; and*

*4. The number of city buildings where the installation of a utility-scale energy storage system has been completed by the department or other agency authorized by the commissioner, the type of such system installed on such building, and the annual energy and other cost savings associated with the installation and use of such systems.*

§ 2. No later than 2 years after the effective date of this local law, one or more offices or agencies designated by the mayor shall submit to the mayor and speaker of the council, and make available to the public, a report regarding the feasibility of installing utility-scale energy storage systems on buildings throughout the city other than city buildings, as defined in section 4-207.3 of the administrative code of the city of New York. Such report shall also include, but need not be limited to, recommendations on where the installation of utility-scale energy storage systems

would be appropriate and the identification of any financial or environmental benefits to the public that are associated with the installation of such systems.

§ 3. This local law takes effect immediately.

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 September 25, 2019 and returned unsigned by the Mayor on November 13, 2019.

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. 181 of 2019, Council Int. No. 49-A of 2018) 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.

STEPHEN LOUIS, Acting Corporation Counsel.