

City of New Rochelle  
Development

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**MEMORANDUM**

TO: Honorable Mayor and City Council  
THRU: Charles B. Strome, III, City Manager  
FROM: Kathleen E. Gill, Corp. Counsel/Interim Development Commissioner  
DATE: April 13, 2021  
SUBJECT: PROPOSED LEGISLATION ADOPTING THE NYSTRETCH ENERGY CODE  
2020 - Ordinance amending Section 111-5, Designation of Enforcement Official,  
of Chapter 111, Building Construction, of the Code of the City of New Rochelle.

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**Background:**

The New York State Energy Research and Development Authority (NYSERDA) has developed the NYStretch Energy Code - 2020 (NYStretch). The code seeks to foster future development in a manner that protects public health, and meets energy and climate goals.

Municipalities are not required to adopt the code. However, NYStretch is consistent with other efforts the City is already involved in, including NYSEDA's Clean Energy Communities and NYSDEC Climate Smart Communities. It also assists in meeting the goals set forth in GreenNR.

For developers, by making an upfront investment, those with long-term commitments to the city will see notable savings over time by complying with this code.

**Recommendation:**

Staff recommends that Council adopt the proposed resolution.

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## LEGISLATION

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ORDINANCE AMENDING SECTION 111-5, DESIGNATION OF ENFORCEMENT OFFICIAL, OF CHAPTER 111, BUILDING CONSTRUCTION, OF THE CODE OF THE CITY OF NEW ROCHELLE.

BE IT ORDAINED by the City of New Rochelle:

The Code of the City of New Rochelle, Section 111-5, Designation of enforcement official, of Chapter 111, Building Construction, is hereby amended as follows:

§ 111-5. Designation of enforcement official.

The head of the Bureau of Buildings, Department of Development, City of New Rochelle, New York, shall be the Building Official, and he shall act as the code enforcement official for those provisions of the State Code as relate to the construction and repair of structures, which shall include the NYStretch Energy Code - 2020 (NYStretch).

Matter underlined added.

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**MEMORANDUM**

TO: Honorable Mayor and City Council  
THRU: Charles B. Strome, III, City Manager  
FROM: Kathleen E. Gill, Corp. Counsel/Interim Development Commissioner  
DATE: April 13, 2021  
SUBJECT: PROPOSED AMENDMENT TO CHAPTER 111, BUILDING CONSTRUCTION, TO INCORPORATE THE NYSTRETCH ENERGY CODE 2020 - Resolution adopting the NYStretch Energy Code 2020, applicable to all new construction, substantial renovations, alterations and additions as required by the 2020 ECCCNY S in the City of New Rochelle.

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**Background:**

Staff has submitted a proposed resolution that would adopt the NYStretch Energy Code - 2020 (NYStretch). The code seeks to foster future development in a manner that protects public health, and meets energy and climate goals.

In conjunction with the proposed resolution, it is recommended that the city adopt a minor amendment to Chapter 111 Building Construction to specify that the Building Official shall have the authority to enforce NYStretch. The proposed amendment is attached.

**Recommendation:**

Staff recommends that Council adopt the proposed legislation.

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## LEGISLATION

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RESOLUTION ADOPTING THE NYSTRETCH ENERGY CODE 2020, APPLICABLE TO ALL NEW CONSTRUCTION, SUBSTANTIAL RENOVATIONS, ALTERATIONS AND ADDITIONS AS REQUIRED BY THE 2020 ECCCNYS IN THE CITY OF NEW ROCHELLE.

WHEREAS, to prevent a statewide patchwork of stricter energy codes, the New York State Energy Research and Development Authority (NYSERDA) developed the NYStretch Energy Code 2020 (NYStretch); and

WHEREAS, a stretch energy code is simply an energy code that is more stringent than the minimum base energy code that can be voluntarily adopted by local jurisdictions. NYStretch is a model stretch code that will be ten to twelve percent (10-12 %) more efficient than the minimum requirements of the base energy code, the 2020 Energy Conservation Construction Code of New York State (2020 ECCCNYS); and

WHEREAS, under NY Energy Law § 11-109, the City Council of the City of New Rochelle is authorized to adopt a local energy code more stringent than the 2020 ECCCNYS; and

WHEREAS, the City of New Rochelle is considering amending Chapter 111 Building Construction, which makes the City Code consistent with revisions to the New York State Energy Conservation and Construction Code and require more stringent regulations as they relate to new construction or substantial renovation projects; and

WHEREAS, the City Council is declared Lead Agency for the purposes of environmental review with respect to the proposed resolution, in accordance with Article 8 of the Environmental Conservation Law of the State of New York, and the regulations promulgated thereunder at 6 NYCRR 617 (collectively, "SEQRA"); and

WHEREAS, the City Council, as Lead Agency, has advised that the proposed action meets the criteria of a "Type II Action" under SEQRA; now, therefore, be it

RESOLVED by the City Council of the City of New Rochelle that the City of New Rochelle hereby adopts the NYStretch Energy Code 2020, applicable to all new construction, substantial renovations, alterations and additions; and be it further

RESOLVED that the proposed code amendment is enacted pursuant to New York Energy Law §11-109(1), and Municipal Home Rule Law §10 and in accordance with the procedures detailed in Municipal Home Rule § 20; and be it further

RESOLVED that this resolution shall take effect one hundred and eighty (180) days after the adoption of this resolution.

City of New Rochelle  
Development

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**MEMORANDUM**

TO: Honorable Mayor and City Council  
THRU: Charles B. Strome, III, City Manager  
FROM: Kathleen E. Gill, Corp. Counsel/Interim Development Commissioner  
DATE: April 20, 2021  
SUBJECT: PROPOSED LEGISLATION ADOPTING THE NYSTRETCH ENERGY CODE  
2020 - Ordinance amending Section 111-5, Designation of Enforcement Official,  
of Chapter 111, Building Construction, of the Code of the City of New Rochelle.

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**Background:**

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