



## **Zoning Resolution**

**THE CITY OF NEW YORK**  
**Zohran K. Mamdani, Mayor**

**CITY PLANNING COMMISSION**  
**Sideya Sherman, Chair**

# **104-32 - Rooftop Regulations**

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## 104-32 - Rooftop Regulations

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LAST AMENDED

12/19/2007

The special rooftop regulations of Section [104-32](#), inclusive, shall apply in Subdistricts A and C.

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## 104-321 - Rooftop equipment

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LAST AMENDED

12/6/2023

**#Energy infrastructure equipment#** and **#accessory#** mechanical equipment, other than solar or wind energy systems, may be located on the roof of a **#building#** in accordance with the following provisions:

- (a) **#Energy infrastructure equipment#** and **#accessory#** mechanical equipment shall not exceed the maximum height for rooftop equipment specified for each Parcel as set forth in Appendix B of this Chapter and shall be measured from the roof level of the highest **#story#** of the **#building#**. Such equipment may penetrate the maximum **#building#** height specified for each Parcel as set forth in Appendix B.
- (b) Such equipment shall be set back at least 10 feet from the **#upper street wall#** of the **#building#**. In addition, such equipment shall not penetrate a **#sky exposure plane#** that begins at the point of intersection of the roof and the **#upper street wall#** of the **#building#**, and rises over the **#building#** at a slope of 2.7 feet of vertical distance for each foot of horizontal distance, except for permitted obstructions set forth in Section 104-322. Where

portions of the #upper street wall# are located at different distances from the #street line# or #mandatory widened sidewalk line#, whichever is applicable, the portion used to establish such reference line shall be the portion that occupies the greatest area of such #upper street wall#.

- (c) Such equipment shall not overhang any recess in the #building# wall that is open to the sky.

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## 104-322 - Permitted obstructions

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LAST AMENDED

12/6/2023

The obstructions set forth in Section [33-42](#), other than the rooftop equipment permitted pursuant to Section [104-321](#), as well as the following obstructions, may penetrate the applicable maximum #building# height and the applicable maximum height for rooftop equipment set forth in Appendix B of this Chapter, and may also penetrate the #sky exposure plane# set forth in Section [104-321](#) (Rooftop equipment). Within 50 feet of the #upper street wall#, the width of such obstructions shall be limited in total to 10 percent of the #aggregate width of street walls# of a #building#, per #street# frontage, at any level above the maximum level of rooftop equipment as set forth in Section [104-321](#). Beyond 50 feet from the #upper street wall#, the permitted obstructions may occupy an area not to exceed 30 percent of the #building# coverage at the ground level. Where portions of the #upper street wall# are located at different distances from the #street line# or #mandatory widened sidewalk line#, whichever is applicable, the portion used to establish such reference line shall be the portion that occupies the greatest area of such #upper street wall#. However, in no event shall such obstructions be located within 10 feet of the #upper street wall#.

- (a) Antennae and structural support thereto;
- (b) Pipes and supporting structures;

(c) Railings.