



City of Batavia
Department of Public Works
Bureau of Inspections

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Awnings and Canopies

Definition: (as applicable to chapter 31 and 32 of the Building Code of NYS)

Awning- An architectural projection that provides weather protection, identity or decoration and is wholly supported by the building to which it is attached. An awning is comprised of a lightweight, rigid skeleton structure over which a covering is attached.

Canopy- An architectural projection that provides weather protection, identity or decoration and is supported by the building to which it is attached and at the outer end by not less than one upright support. A canopy is comprised of a rigid structure over which a covering is attached.

Listed below are some of the general requirements for encroachments into the public right of way.

- * Canopy supports are not permitted to be located within the public right of way.
- * The vertical clearance to the lowest part of any awning shall be 7' minimum.
- * The vertical clearance to the lowest part of any canopy shall be 8' minimum.
- * Awnings and canopies shall not extend into or occupy more than two-thirds (2/3) the width of the sidewalk measured from the building wall. NOTE: Encroachments fifteen feet or more above grade are not limited.
- * Awnings and canopies shall be designed and constructed to withstand wind and other forces. Structural members shall be protected from deterioration. Awnings shall have frames of noncombustible or fire protected materials with either combustible or non-combustible covers. Canopies shall have rigid framework with approved coverings that meet the fire propagation performance criteria of NFPA 701.
- * Any projections into New York State controlled right of ways may be subject to additional regulations as set forth by the Department of Transportation.