



THE CITY RECORD

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THE CITY RECORD

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PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

MANHATTAN BOROUGH PRESIDENT

MEETING

PUBLIC NOTICE IS HEREBY GIVEN THAT THE MANHATTAN BOROUGH BOARD MEETING is scheduled for September 18, 2008 from 8:30 A.M. to 10:00 A.M., at the Office of the Manhattan Borough President, located at 1 Centre Street, 19th Floor South (Large Conference Room).

PLEASE NOTE: Individuals requesting sign-language interpreters or other reasonable accommodations for disabilities should contact the Office of the Manhattan Borough President, located at 1 Centre Street, 19th Floor South, New York, NY 10007 at (212) 669-8300. NO LATER THAN THREE (3) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING/MEETING.

s9-17

CITY COUNCIL

PUBLIC HEARING

NOTICE IS HEREBY GIVEN THAT the Council has scheduled the following public hearings on the matters indicated below:

The Subcommittee on Zoning and Franchises will hold a public hearing on the following matters in the Council Committee Room, City Hall, New York City, New York 10007, commencing at 9:30 A.M. on Tuesday, September 16, 2008:

88TH STREET REZONING

QUEENS CB - 3 C 060467 ZMQ

Application submitted by GTJ Co., Inc. pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 9c:

- changing from an R3-2 District to a C4-1 District property bounded by a line 320 feet northerly of the former centerline of 24th Avenue, 89th Street, the centerline of former 24th Avenue, and a line 140 feet westerly of 89th Street; and
- changing from a C4-2 District to a C4-1 District property bounded by a line 320 feet northerly of the former centerline of 24th Avenue, a line 140 feet westerly of 89th Street, the centerline of former 24th Avenue, and a line 100 feet easterly of the former 88th Street.

as shown on a diagram (for illustrative purposes) dated March 24, 2008.

88TH STREET REZONING

QUEENS CB - 3 C 060466 MMQ

Application submitted by GTJ Co. Inc., pursuant to Sections 197-c and 199 of the New York City Charter and Section 5-430 et seq. of the New York City Administrative Code, for an amendment to the City Map involving:

- the elimination, discontinuance and closing of 88th Street between 23rd Avenue and 24th Avenue and portions of 24th Avenue between 88th Street and 90th Place;
- the delineation of a Permanent Sewer Easement;
- the adjustment of grades necessitated thereby; and
- any acquisition or disposition of real properties related thereto,

in accordance with Map No. 4994 dated May 2, 2007 and signed by the Borough President.

HOSPITAL FOR SPECIAL SURGERY

MANHATTAN CB - 8 C 060333 ZSM

Application submitted by Hospital for Special Surgery pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-682 of the Zoning Resolution to allow the development of a 12-story hospital building in demapped air space above the portion of the Franklin D. Roosevelt Drive located between East 71st Street and a line midway between East 71st Street and East 72nd Street and to permit the modification of the loading berth requirements of Section 25-70 (Off-Street Loading Regulations, General Purposes), for a zoning lot generally bounded by the U.S. Pierhead and Bulkhead Line of the East River, the center line of East 71st Street, East 71st Street, a line 373 feet east of York Avenue, East 72nd Street, a line 498 feet east of York Avenue and a line midway between East 71st Street and East 72nd Street (Block 1482, p/o Lot 9020 and Block 1483, Lots 23 and 33), within an R9 District.

HOSPITAL FOR SPECIAL SURGERY

MANHATTAN CB - 8 C 060440 MMM

Application submitted by the Hospital for Special Surgery, pursuant to Sections 197-c and 199 of the New York City Charter and Section 5-430 et seq. of the New York City Administrative Code, for an amendment to the City Map involving:

- the elimination, discontinuance and closing of Volumes of the FDR Drive between East 71st and East 72nd Streets;
- the adjustment of grades necessitated thereby; and
- any acquisition or disposition of real property related thereto,

in accordance with Map No. 30223 dated March 25, 2008 and signed by the Borough President.

HOSPITAL FOR SPECIAL SURGERY

MANHATTAN CB - 8 N 070145 ZRM

Application submitted by the Hospital for Special Surgery pursuant to Section 201 of the New York City Charter for an amendment of the Zoning Resolution of the City of New York, relating to Article VII, Chapter 4 (Special Permits by the City Planning Commission),

Matter in underline is new, to be added
Matter in strikeout is text to be deleted;
Matter in # # is defined in Section 12-10 (Definitions);
* * * indicates where unchanged text appears in the Zoning Resolution

Article VII
Administration

Chapter 4
Special Permits by the City Planning Commission

~~12/7/89~~

74-682
Development over streets

In R9 or R10 Districts when the air space above a #street# or portion thereof is closed, demapped and conveyed by the City to the owner of an adjoining #zoning lot# owned by a non-profit institution pursuant to State enabling legislation enacted in 1971, the City Planning Commission may, by special permit, allow in such demapped air-space, ~~considered as part of the adjoining #zoning lot#~~, the #development# or #enlargement# of #buildings# which are an expansion of an existing hospital, college, university or functionally-related facility. In connection therewith, the Commission may also permit modification of off-street loading and #bulk# regulations, except #floor area ratio# regulations, under the applicable district regulation, ~~provided that~~. ~~In addition to~~ the requirements set forth in the 1973 Agreement among the City of New York, the Society of the New York Hospital, and the New York Society for the Relief of the Ruptured and Crippled, maintaining the Hospital for Special Surgery, and the Rockefeller University are met; and that such demapped air space shall be considered as part of the adjoining #zoning lot#, except that any #building# located in demapped air space shall utilize only unused #floor area# from the portion of the adjoining #zoning lot# not within the demapped air space.

In order to grant such special permit the Commission shall find that:

- for #development# or #enlargements# in such demapped air space and for modification of #bulk# regulations, that the location and distribution of new #bulk# shall result in a good site plan in relation to the existing #buildings# on site and in the area; ~~the location and distribution of new #bulk# result in a good site plan; and~~
 - any #building# located in demapped air space utilizes only unused #floor area# from the portion of the adjoining #zoning lot# not within the demapped air space; and
 - any #building# located in the demapped air space shall comply with the #accessory# off street parking and loading requirements of the applicable district.
- for modification of off-street loading requirements, when such non-profit institution includes more than one #building# on two or more #zoning lots#, the City Planning Commission may determine the required number of loading berths as if such non-profit institution were located on a single #zoning lot#, and may permit such loading berths to be located anywhere within such institution without regard for #zoning lot lines#, provided that such loading berths will be:
 - adequate to serve the requirements of the institution;
 - accessible to all the #uses# in such institution without the need to cross any #street# at grade; and
 - located so as not to adversely affect the movement of pedestrians or vehicles on the #streets# within or surrounding such institution.

The Commission may impose additional conditions and safeguards, consistent with the requirements set forth in the 1973 Agreement, to improve the quality of the #development# and minimize adverse effects on the character of the surrounding area.

The #curb level# of a #zoning lot# of which the demapped air space is a part shall not be affected by the closing and demapping of air space above such #street#. However, the Commission may establish an appropriate level or levels instead of #curb level# as the reference plane for the applicable regulations relating to #open space#, #yards#, level of #yards#, equivalent #rear yards#, #rear yard# setback, minimum distance between #buildings#, and the front height and setback

HOSPITAL FOR SPECIAL SURGERY

MANHATTAN CB - 8

C 070171 ZSM

Application submitted by Hospital for Special Surgery pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-682 of the Zoning Resolution to allow the enlargement of an existing hospital including a three-story addition to a building in demapped air space above the portion of the Franklin D. Roosevelt Drive located between East 71st Street and former East 70th Street and to permit the modification of the lot coverage requirements of Section 24-11 (Maximum Floor Area Ratio and percentage of Lot Coverage), for a zoning lot generally bounded by the U.S. Pierhead and Bulkhead Line of the East River, the center line of the former East 70th Street, a line approximately 417 feet east of York Avenue, and the center line of East 71st Street (Block 1482, Lots 20 and p/o Lot 9020), within an R9 District.

WALDHEIM REZONING

QUEENS CB - 7

C 080457 ZMQ

Application submitted by the Department of City Planning pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section Nos. 10b, 10c and 10d:

1. **eliminating from within an existing R3-2 District a C1-2 District** bounded by Franklin Avenue, a line 150 feet northeasterly of Bowne Street, Ash Avenue, and Bowne Street;
2. **eliminating from within an existing R3-2 District a C2-2 District** bounded by a line 150 feet northwesterly of 45th Avenue, a line midway between Smart Street and Bowne Street, 45th Avenue, and a line midway between Bowne Street and Robinson Street;
3. **eliminating from within an existing R7-1 District a C1-2 District** bounded by Franklin Avenue, Bowne Street, Ash Avenue, and a line 150 feet southwesterly of Bowne Street;
4. **changing from an R3-2 District to an R3X District** property bounded by a line midway between Sanford Avenue and Franklin Avenue, Parsons Boulevard, Franklin Avenue, a line 80 feet southwesterly of Parsons Boulevard, Beech Avenue, Parsons Boulevard, a line midway between Cherry Avenue and Delaware Avenue, a line 100 feet northeasterly of Parsons Boulevard, Beech Avenue, a line 460 feet southwesterly of 147th Street, the southeasterly street line of Ash Avenue, 147th Street, a line 125 feet southeasterly of Sanford Avenue, 149th Street, Beech Avenue, a line midway between 149th Street and 149th Place, a line 125 feet southeasterly of Sanford Avenue, a line 115 feet southwesterly of Murray Street, Sanford Avenue, a line midway between 155th Street and 156th Street, Beech Avenue, 156th Street, 45th Avenue, a line perpendicular to the southeasterly street line of 45th Avenue distance 150 feet northeasterly (as measured along the street line) from the point of intersection of the southeasterly street line of 45th Avenue and the northeasterly street line of Parsons Boulevard, Parsons Boulevard, a line midway between 45th Avenue and Georgia Road, a line 320 feet northeasterly of Burling Street, 45th Avenue, Parsons Boulevard, Delaware Avenue, Burling Street, a line 380 feet southeasterly of Cherry Avenue, a line midway between Smart Street and Bowne Street, Cherry Avenue, and Bowne Street;
5. **changing from an R3-2 District to an R4 District** property bounded by Franklin Avenue, Parsons Boulevard, a line 125 feet northwesterly of Beech Avenue, a line 460 feet southwesterly of 147th Street, Beech Avenue, a line 100 feet northeasterly of Parsons Boulevard, a line midway between Cherry Avenue and Delaware Avenue, Parsons Boulevard, Beech Avenue, and a line 80 feet southwesterly of Parsons Boulevard;
6. **changing from an R3-2 District to an R4A District** property bounded by Sanford Avenue, 156th Street, Beech Avenue, and a line midway between 155th Street and 156th Street;
7. **changing from an R3-2 District to an R4-1 District** property bounded by:
 - a. Sanford Avenue, a line 115 feet southwesterly of Murray Street, a line 125 feet southeasterly of Sanford Avenue, a line midway between 149th Street and 149th Place, Beech Avenue, 149th Street, a line 125 feet southeasterly of Sanford Avenue, and 147th Street; and
 - b. Cherry Avenue, a line midway between Smart Street and Bowne Street, a line 380 feet southeasterly of Cherry Avenue, Burling Street, 45th Avenue, and Robinson Street;

8. **changing from an R3-2 District to an R6A District** property bounded by Ash Avenue, 147th Street, the southeasterly street line of Ash Avenue, a line 460 feet southwesterly of 147th Street, a line 125 feet northwesterly of Beech Avenue, and Parsons Boulevard;
9. **changing from an R6 District to an R6A District** property bounded by Sanford Avenue, 147th Street, Ash Avenue, Parsons Boulevard, a line midway between Sanford Avenue and Franklin Avenue, and Bowne Street;
10. **changing from an R6 District to an R7-1 District** property bounded by Elder Avenue, Kissena Boulevard, 45th Avenue, and Colden Street;
11. **changing from an R7-1 District to an R7B District** property bounded by Franklin Avenue, Bowne Street, Cherry Avenue, Robinson Street, a line 250 feet southeasterly of Cherry Avenue, a line 100 feet southwesterly of Union Street, a line 100 feet southeasterly of Cherry Avenue, and a line 150 feet northeasterly of Kissena Boulevard;
12. **establishing within a proposed R3X District a C1-3 District** bounded by:
 - a. Franklin Avenue, a line 100 feet northeasterly of Bowne Street, Ash Avenue, and Bowne Street; and
 - b. Elm Avenue, a line 150 feet northeasterly of 147th Street, 45th Avenue, a line 100 feet northeasterly of Parsons Boulevard, a line midway between 45th Avenue and Hawthorn Avenue, Parsons Boulevard, a line midway between 45th Avenue and Georgia Road, a line 100 feet southwesterly of Parsons Boulevard, 45th Avenue and its northeasterly centerline prolongation, and 147th Street;
13. **establishing within a proposed R4-1 District a C1-3 District** bounded by a line 100 feet northwesterly of 45th Avenue, a line midway between Smart Street and Bowne Street, 45th Avenue, and a line midway between Bowne Street and Robinson Street; and
14. **establishing within a proposed R7B District a C1-3 District** bounded by Franklin Avenue, Bowne Street, Ash Avenue, and a line 100 feet southwesterly of Bowne Street;

as shown on a diagram (for illustrative purposes only) dated June 2, 2008, and which includes CEQR designation E-220.

The Subcommittee on Landmarks, Public Siting and Maritime Uses will hold a public hearing on the following matters in the Council Committee Room, City Hall, New York City, New York 10007, commencing at 11:00 A.M. on Tuesday, September 16, 2008.

P.S. 89-BROOKLYN

(CYPRESS HILLS COMMUNITY SCHOOL)

BROOKLYN CB - 5

20085694 SCK

Application pursuant to Section 1732 of the New York School Construction Authority Act, concerning the proposed site selection for a new, approximately 330-seat Primary/Intermediate School Facility known as P.S. 89, Brooklyn (Cypress Hills Community School) located at Block 3952, Lots 1, 2, 45 and 47, Community School District No. 19.

THE WHITNEY MUSEUM

MANHATTAN CB - 2

N 080406 ZRM

Application submitted by the Whitney Museum of American Art and the Economic Development Corporation pursuant to Section 201 of the New York City Charter for amendment of the Zoning Resolution of the City of New York, concerning Section 74-92, (Use Group 3A and 4A Community Facilities and Certain Large Retail Establishments in Manufacturing Districts) to facilitate the Whitney Museum expansion.

Matter in Greystone is new, to be added;

Matter in ~~Strikeout~~ is old, to be deleted;

Matter within # # is defined in Section 12-10; and

* * * indicates where unchanged text would appear in the

Zoning Resolution.

* * *

4/24/08 - #5

74-92

Use Groups 3A and 4A Community Facilities and Certain Large Retail Establishments in Manufacturing Districts

74-921

Use Groups 3A and 4A community facilities

(a) Use modifications for Use Groups 3A and 4A in M1 Districts

In M1 Districts, except for houses of worship, the City Planning Commission may permit #uses# listed in Use Group 4A - Community Facilities and, in M1-5 Districts, except in M1-5A, M1-5B and M1-5M Districts, the Commission may permit museums and non-commercial art galleries as listed in Use Group 3A, provided that such community facility is located not more than 400 feet from the boundary of a district where such facility is permitted as-of-right and the Commission finds that:

- (a-1) an adequate separation from noise, traffic and other adverse effects of the surrounding non-#residential districts# is achieved through the use

of sound-attenuating exterior wall and window construction or by the provision of adequate open areas along #lot lines# of the #zoning lot#;

- (b-2) such facility is so located as to draw a minimum of vehicular traffic to and through local #streets# and that such #use# will not produce traffic congestion or other adverse effects that interfere with the appropriate #use# of land in the district or in any adjacent district;
- (e-3) where applicable, adequate reservoir space at the vehicular entrance and sufficient vehicular entrances and exits are provided to prevent congestion;
- (d-4) in selecting the site, due consideration has been given to the proximity and adequacy of bus and rapid transit facilities;
- (e-5) for a Use Group 4A #use#, within the neighborhood primarily to be served by the community facility, there is no practical possibility of obtaining a site of adequate size located in a district where it is permitted as-of-right because appropriate sites in such districts are occupied by substantial improvements; and
- (f-6) such facility will not impair the essential character of the surrounding area.

The provisions of this special permit relating to Use Group 3A museums and non-commercial art galleries shall be inapplicable to the #Special Tribeca Mixed Use District#.

(b) Bulk modifications for museums in M1-5 Districts

For a #building# containing a museum #use# listed in Use Group 3A, in an M1-5 District, on a #zoning lot# over which the High Line (as defined in Section 98-01) passes, the Commission may modify height and setback regulations, provided that such modifications:

- (1) provide a better distribution of #bulk# on the #zoning lot#;
- (2) result in a better relationship of the #building# to open areas including the High Line, adjacent #streets# and surrounding #developments#;
- (3) provide adequate light and air for #buildings# on the #zoning lot# and do not adversely affect adjacent #zoning lots# by unduly restricting access to light and air to surrounding #streets# and properties; and
- (4) result in a #development# that facilitates the public's use and enjoyment of the High Line.

The Commission may prescribe additional conditions and safeguards to minimize adverse effects on the character of the surrounding area.

* * *

THE WHITNEY MUSEUM

MANHATTAN CB - 2

C 080407 PCM

Application submitted by the Department of Parks and Recreation and the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter for the site selection and acquisition of property located at 555 West Street/820 Washington Street (Block 644, Lots 1 and 10) for use as a maintenance and operations facility for the High Line public open space.

THE WHITNEY MUSEUM

MANHATTAN CB - 2

C 080408 PPM

Application submitted by the Department of Citywide Administrative Services and the Department of Small Business Services, pursuant to Section 197-c of the New York City Charter, for the disposition to the New York City Economic Development Corporation of city-owned property, pursuant to zoning, located at Block 644 Lots 1 and 10, which includes the disposition of easements over portions of Block 644 Lots 1 and 10.

THE WHITNEY MUSEUM

MANHATTAN CB - 2

C 080409 ZSM

Application submitted by the Whitney Museum of American Art and the New York City Economic Development Corporation pursuant to Sections 197-c and 201 of the New York City Charter for the grant of special permits pursuant to:

1. Section 74-921(a) of the Zoning Resolution to allow Use Group 3A (museum use) in an M1-5 District, and
2. Section 74-921(b) of the Zoning Resolution to modify the requirements of Section 43-43 (Maximum Height of Front Wall and Required Front Setbacks) for a building containing a museum use in Use Group 3A, on a zoning lot over which the High Line (as defined in Section 98-01) passes;

in connection with the proposed development of a 6-story museum building on property located at 555 West Street a.k.a. 820 Washington Street (Block 644, Lots 1 and 10), in an M1-5 District.

The Subcommittee on Planning, Dispositions and Concessions will hold a public hearing on the following matters in the Council Committee Room, City Hall, New York City, New York 10007, commencing at 1:00 P.M. on Tuesday, September 16, 2008:

**EAST 125TH STREET DEVELOPMENT
MANHATTAN CB - 11 C 080331 HAM**
Application submitted by the Department of Housing Preservation and Development (HPD):

- 1) pursuant to Article 16 of the General Municipal Law of New York State for:
 - a) the designation of property located at 2293 Third Avenue (Block 1789, Lot 46); East 125th Street to East 126th Street, from 2nd Avenue to 3rd Avenue (Block 1790, Lots 1, 3, 5, 6, 8, 12, 13, 20, 24, 25, 26-31, 40, 41, 44-46, 49, and 101); 2321 3rd Avenue (Block 1791, Lot 1); 2469 2nd Avenue (Block 1791, Lot 25); and 230 East 127th Street (Block 1791, Lot 34), Sites 13A, 12, 8A, and 9 of the Harlem-East Harlem Urban Renewal Area, as an Urban Development Action Area; and
 - b) an Urban Development Action Area Project for such area; and
- 2) pursuant to Section 197-c of the New York City Charter for the disposition of such property to a developer to be selected by HPD;

to facilitate the development of a mixed use project, tentatively known as the East 125th Street Development, with residential, retail and publicly accessible open space.

**EAST 125TH STREET DEVELOPMENT
MANHATTAN CB - 11 C 080332 HUM**
Application submitted by the Department of Housing Preservation and Development (HPD) pursuant to Section 505 of Article 15 of the General Municipal (Urban Renewal) Law of New York State and Section 197-c of the New York City Charter for the 15th amendment to the Harlem-East Harlem Urban Renewal Plan for the Harlem-East Harlem Urban Renewal Area.

**EAST 125TH STREET DEVELOPMENT
MANHATTAN CB - 11 C 080333 ZMM**
Application submitted by the Department of Housing Preservation and Development pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section Nos. 6a & 6b:

1. changing from an R7-2 District to a C6-3 District property bounded by East 127th Street, a line 250 feet westerly of Second Avenue, a line midway between East 126th Street and East 127th Street, Second Avenue, East 126th Street, and Third Avenue;
2. changing from a C4-4 District to a C6-3 District property bounded by a line midway between East 125th Street/Dr. Martin Luther King Jr. Boulevard and East 126th Street, a line 100 feet easterly of Third Avenue, East 125th Street/ Dr. Martin Luther King Jr. Boulevard, a line 130 feet easterly of Third Avenue, a line 75 feet southerly of East 125th Street/ Dr. Martin Luther King Jr. Boulevard, and Third Avenue; and
3. changing from an M1-2 District to a C6-3 District property bounded by:
 - a. East 127th Street, Second Avenue, a line midway between East 126th Street and East 127th Street, and a line 250 feet westerly of Second Avenue; and
 - b. East 126th Street, Second Avenue, East 125th Street/ Dr. Martin Luther King Jr. Boulevard, a line 100 feet easterly of Third Avenue, a line midway between East 125th Street/ Dr. Martin Luther King Jr. Boulevard and East 126th Street, and Third Avenue;

as shown on a diagram (for illustrative purposes only) dated March 24, 2008.

**EAST 125TH STREET DEVELOPMENT
MANHATTAN CB - 11 N 090083 HGM**
Amendment to Harlem-East Harlem Urban Renewal Area, designating additional property on Block 1790, Lots 8 and 46 and Block 1791, Lots 25 and 34 as an area appropriate for urban renewal, pursuant to Section 504 of Article 15 of the General Municipal Law (Urban Renewal Law) of New York State.

Proposals subject to Council review and action pursuant to the Urban Development Action Area Act, Article 16 of the New York General Municipal Law, at the request of the Department of Housing Preservation and Development ("HPD"), which requests that the Council:

1. Find that the present status of the listed areas tends to impair or arrest the sound growth and development of the municipality and that the proposed Urban Development Action Area Project is consistent with the policy and purposes of Section 691 of the General Municipal Law;
2. Waive the area designation requirements of Section 693 of the General Municipal Law pursuant to said Section;
3. Waive the requirements of Sections 197-c and 197-d of the New York City Charter pursuant to Section 694 of the General Municipal Law;
4. Approve the projects as Urban Development Action Area Projects pursuant to Section 694 of the General Municipal Law; and
5. Approve a partial exemption of the Projects from

real property taxes pursuant to Section 577 of the Private Housing Finance Law for #'s 1 through 4.

NO.	ADDRESS	BLOCK/LOT		BORO	PROGRAM	COMMUNITY BOARD
1.	212-214 W. 108th Street	1879/41, /42		Manhattan	Tenant Interim Lease	7
2.	307 W. 111th Street	1846/39		Manhattan	Tenant Interim Lease	10
3.	660 St. Nicholas Avenue	2051/33		Manhattan	Tenant Interim Lease	09
4.	824 St. Nicholas Avenue	2066/29		Manhattan	Tenant Interim Lease	09

s10-16

CITY PLANNING COMMISSION

PUBLIC HEARING

NOTICE IS HEREBY GIVEN THAT RESOLUTIONS Have been adopted by the City Planning Commission scheduling public hearings on the following matters to be held at Specter Hall, 22 Reade Street New York, New York, on Wednesday, September 24, 2008, commencing at 10:00 A.M.

**BOROUGH OF MANHATTAN
No. 1**

125TH STREET FOLLOW-UP ZONING TEXT

CD 10 N 090031ZRM
IN THE MATTER OF an application submitted by the Department of City Planning pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, concerning Article IX, Chapter 7 (Special 125th Street District), to modify height and bulk regulations within the C4-7 zoned portion of the Core Subdistrict

Matter in underline is new, to be added
Matter in ~~strikeout~~ is old, to be deleted;
Matter within # # is defined in 12-10 or
* * * indicates where unchanged text appears in the Zoning Resolution

**ARTICLE IX
SPECIAL PURPOSE DISTRICTS**

* * *

**Chapter 7
Special 125th Street District**

* * *

**97-411
Maximum floor area ratio in C4-4D, C4-7 and C6-3 Districts**

In C4-4D, C4-7 or C6-3 Districts, the maximum permitted #floor area ratios# for new #developments# or #enlargements# shall be as listed in the following table for #residential#, #commercial# and #community facility uses and may only be increased pursuant to Section 97-42 (Floor Area Bonuses).

**MAXIMUM PERMITTED FLOOR AREA RATIO (FAR)
FOR RESIDENTIAL, COMMERCIAL AND COMMUNITY FACILITY USES**

District	OUTSIDE THE CORE SUBDISTRICT			WITHIN THE CORE SUBDISTRICT		
	#Residential floor area ratio#	Commercial #floor area ratio#	Community Facility #floor area ratio#	#Residential floor area ratio#	Commercial #floor area ratio#	Community Facility #floor area ratio#
C4-4D	5.4	4.0	6.0	5.4	4.0	6.0
C4-7	9.0	10.0	10.0	9.0 5.4	10.0 7.2	10.0 7.2
C6-3	6.0	6.0	6.0	5.4	6.0	6.0

* * *

**97-422
Floor area bonus for visual or performing arts uses**

In C4-4D, C4-7 or C6-3 Districts within the #Special 125th Street District#, for a new #development# or #enlargement# with frontage on 125th Street, the maximum #floor area ratio# otherwise permitted for #residential# or #commercial uses# listed in Section 97-411 may be increased up to the maximum #floor area ratio# specified in the following table, provided that for every four square feet of bonused #floor area#, an amount of space equivalent to one square foot of such bonused #floor area# shall be used for those visual or performing arts #uses# designated in paragraph (b) of Section 97-11 (Special Arts and Entertainment Uses). Such bonused #floor area# shall be permitted only upon certification by the Chairperson of the City Planning Commission to the Commissioner of Buildings that the conditions set forth in Section 97-423 have been met.

**MAXIMUM PERMITTED FLOOR AREA RATIO (FAR)
FOR RESIDENTIAL AND COMMERCIAL USES WITH
FLOOR AREA BONUS FOR VISUAL OR PERFORMING ARTS USES**

District	OUTSIDE THE CORE SUBDISTRICT				WITHIN THE CORE SUBDISTRICT			
	#Residential floor area ratio#		Commercial #floor area ratio#		#Residential floor area ratio#		Commercial #floor area ratio#	
	Base	Maximum	Base	Maximum	Base	Maximum	Base	Maximum
C4-4D	5.4	7.2	4.0	5.4	5.4	7.2	4.0	5.4
C4-7	9.0	12.0	10.0	12.0	9.0 5.4	12.0 7.2	10.0 7.2	12.0 8.65
C6-3	6.0	8.0	6.0	8.0	5.4	7.2	6.0	8.0

* * *

**97-442
Height and setback regulations for C4-7 and C6-3 Districts**

The following modifications of the underlying district regulations shall apply for C4-7 and C6-3 Districts within the Special District:

- (a) The minimum and maximum base height of the #street wall# and the maximum height of a #development# or #enlargement# shall be modified, as set forth in the following table:

MINIMUM BASE HEIGHT, MAXIMUM BASE HEIGHT AND MAXIMUM BUILDING HEIGHT

District	Street Wall Height (in feet)		Maximum Building Height (in feet)
	Minimum Base Height	Maximum Base Height	
C4-7	60	85	200 195
C6-3	60	85	160

All portions of buildings that exceed a height of 85 feet in C4-7 and C6-3 Districts shall be set back at least 15 feet from the #street line#, except that such setback depth may include the depth of any permitted recess in the #street wall#, according to the provisions of 97-433 (Street wall location).

- (b) Special regulations for certain C4-7 Districts
 - (1) For the area located within 50 feet of the 126th Street frontage and between 200 feet east of Adam Clayton Powell Boulevard and 150 feet west of Lenox Avenue/Malcolm X Boulevard, the height of any portion of a #development# or #enlargement# shall be limited to 80 feet.
 - (2) For #zoning lots# bounded by 125th Street, Park Avenue and 124th Street, the maximum #building# height shall be 330 feet.
 - (3) For Lots 1 and 7501 on #Block# 1910, the requirements of City Environmental Quality Review (CEQR) Environmental Designation number (E-201) have been modified, as set forth in the Technical Memorandum to the Final Environmental Impact Statement for CEQR Number 070DCP030M, dated July 18, 2008.
- (c) In C6-3 Districts, the maximum length of any #story# located above a height of 85 feet shall not exceed 150 feet. Such length shall be measured by inscribing within a rectangle the outermost walls at the level of each #story# entirely above a height of 85 feet. No side of such rectangle shall exceed a width of 150 feet.

* * *

**No. 2
HUDSON SQUARE BID**

CD 2 N 090020 BDM
IN THE MATTER OF an application submitted by the Department of Small Business Services on behalf of the Hudson Square Business Improvement District pursuant to Section 25-405 of the Administrative Code of the City of New York, as amended, concerning the formation of the Hudson Square Business Improvement District.

**BOROUGH OF QUEENS
No. 3
EDGEMERE URBAN RENEWAL PLAN**

CD 14 C 080455 HUQ
IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development (HPD) pursuant to Section 505 of Article 15 of the General Municipal (Urban Renewal) Law of New York State and Section 197-c of the New York City Charter, for the 1st amendment to the Edgemere Urban Renewal Plan for the Edgemere Urban Renewal Area.

The proposed amendment will change the definitions of residential and commercial land use, in Section C.2.a and C.2.b to uses permitted by the Zoning Resolution and Sites 1, 33, and 34 are cited as exceptions to the height restriction for new residential buildings in Section C.3.e.

**Nos. 4, 5, 6, 7 & 8
WATERPOINTE
No. 4**

CD 7 C 080203 ZMQ
IN THE MATTER OF an application submitted by the 151-45 Sixth Road Whitestone Partners, LLC pursuant to

Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 7d changing from an M1-1 District to an R3-2 District property bounded by the U.S. Pierhead Line, a line 560 feet westerly of the westerly street line and the northerly prolongation of the westerly street line of 154th Place (straight line portion), a line 670 feet northerly of 10th Avenue (straight line portion) and its westerly prolongation, a line 100 feet easterly of the northerly prolongation of the easterly street line of 152nd Street, a line 85 feet northerly of the easterly prolongation of the northerly street line of Powell's Cove Boulevard, the northerly centerline prolongation of 152nd Street, a line 130 feet northerly of Powell's Cove Boulevard, 151st Place, 6th Road and a line 280 feet easterly of 151st Street and its northerly prolongation, as shown on a diagram (for illustrative purposes only) dated June 16, 2008.

No. 5

CD 7 C 080204 MMQ
IN THE MATTER OF an application, submitted by 151-45 Sixth Road Whitestone Partners, LLC, pursuant to Sections 197-c and 199 of the New York City Charter and Section 5-430 et seq. of the New York City Administrative Code for an amendment to the City Map involving:

- the elimination, discontinuance and closing of a portion of 152nd Street between Powell's Cove Boulevard and the U.S. Bulkhead Line;
- the delineation of a permanent sewer easement;
- the adjustment of grades necessitated thereby; and
- any acquisition or disposition of real properties related thereto,

in accordance with Map No. 5004, dated May 15, 2008, and signed by the Borough President.

No. 6

CD 7 C 080207 ZSQ
IN THE MATTER OF an application submitted by the 151-45 Sixth Road Whitestone Partners, LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to the following Sections of the Zoning Resolution:

1. Section 78-312(c) to modify the front yard regulations of Section 23-45 (Minimum Required Front Yards) in the periphery of the development;
2. Section 78-312(d) and Section 62-132(c) to modify the height and setback regulations of Section 23-631 (Height and setback requirements in R1, R2, R3, R4 and R5 Districts); and
3. Section 78-312(f) to modify the distance between buildings requirements of Section 23-711 (Minimum Distance between Buildings on a single Zoning Lot);

to facilitate the development of a 114-unit large-scale residential development on property located at 151-45 Sixth Road (Block 4531, Lots 79 & 92, Block 4524, Lots 77 & 92, Block 4487, Lots 160, 169, 170 & 200, the bed of former 6th Road, and the bed of the proposed to be demapped portion of 152nd Street), in an R3-2*.

*Note: The site is proposed to be rezoned from an M1-1 District to an R3-2 District under a related application (C 080203 ZMQ).

Plans for this proposal are on file with the City Planning Commission and may be seen in Room 3N, 22 Reade Street, New York, N.Y. 10007.

No. 7

CD 7 C 080207 (A) ZSQ
IN THE MATTER OF an application submitted by the 151-45 Sixth Road Whitestone Partners, LLC pursuant to Sections 197-c and 201 of the New York City Charter and proposed for modification pursuant to Section 2-06(c)(1) of the Uniform Land Use Review Procedure for the grant of a special permit pursuant to Section 78-312(f) of the Zoning Resolution to modify the distance between buildings requirements of Section 23-711 (Minimum Distance between Buildings on a single Zoning Lot) to facilitate the development of 52 1-family detached homes within a large-scale residential development on property located at 151-45 Sixth Road (Block 4531, Lots 79 & 92, Block 4524, Lots 77 & 92, Block 4487, Lots 160, 169, 170 & 200, the bed of former 6th Road, and the bed of the proposed to be demapped portion of 152nd Street), in an R3-2* District.

*Note: The site is proposed to be rezoned from an M1-1 District to an R3-2 District under a related application (C 080203 ZMQ).

Plans for this proposal are on file with the City Planning Commission and may be seen in Room 3N, 22 Reade Street, New York, N.Y. 10007.

No. 8

CD 7 C 080208 ZSQ
IN THE MATTER OF an application submitted by the 151-45 Sixth Road Whitestone Partners, LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 78-34 (Special Permit Provisions for Certain Large-Scale Developments) of the Zoning Resolution to modify, in accordance with Section 78-351, the permitted residential floor area ratio to 0.6 and the open space ratio to 125, to facilitate the development of a 114-unit large-scale residential development on property located at 151-45 Sixth Road (Block 4531, Lots 79 & 92, Block 4524, Lots 77 & 92, Block 4487, Lots 160, 169, 170 & 200, the bed of former 6th Road, and the bed of the proposed to be demapped portion of 152nd Street), in an R3-2* District.

*Note: The site is proposed to be rezoned from an M1-1

District to an R3-2 District under a related application (C 080203 ZMQ).

Plans for this proposal are on file with the City Planning Commission and may be seen in Room 3N, 22 Reade Street, New York, N.Y. 10007.

YVETTE V. GRUEL, Calendar Officer
City Planning Commission
22 Reade Street, Room 2E
New York, New York 10007
Telephone (212) 720-3370

s11-24

COMMUNITY BOARDS**■ PUBLIC HEARINGS**

PUBLIC NOTICE IS HEREBY GIVEN THAT the following matters have been scheduled for public hearing by Community Boards:

BOROUGH OF BROOKLYN

COMMUNITY BOARD NO. 18 - Wednesday, September 17, 2008 at 8:00 P.M., Kings Plaza Community Room, Flatbush Avenue and Avenue V, Brooklyn, NY

An application by Mercy Home for Children, 243 Prospect Park West, under the auspices of the New York State Office of Mental Retardation and Developmental Disabilities (OMRDD), pursuant to Section 41-34 of the Mental Hygiene Law, to establish a community residence at 1641 East 53rd Street, a detached two-family, 1 3/4 story cape style house.

BSA# 170-96-BZ

8501 Flatlands Avenue
A public hearing on an application to waive the Rules of Practice and Procedure to reopen and amend the BSA Resolution pursuant to Sections 72-01 and 72-22 of the Zoning Resolution to extend the term of an existing variance for ten (10) years, to allow for an automotive repair facility, Use Group 16 in an R5 zoning district; and to allow the legalization of the addition of two (2) offices that were constructed within the existing envelope of the prior approval.

s11-17

PUBLIC NOTICE IS HEREBY GIVEN THAT the following matters have been scheduled for public hearing by Community Boards:

BOROUGH OF QUEENS

COMMUNITY BOARD NO. 1 - Tuesday, September 16, 2008, 7:00 P.M., Astoria World Manor, 25-22 Astoria Boulevard, Astoria, Queens

090056PCQ

IN THE MATTER OF an application submitted by the Board of Elections and the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter, for the site selection and acquisition of property located at 37-18 Northern Boulevard, for use as a warehouse facility.

N080532ECQ

IN THE MATTER OF an application from the Sibeca Corporation, doing business as Pollos Mario, for review, pursuant to Section 366-a (c) of the New York City Charter, of the grant of a renewal of a revocable consent to operate an enclosed sidewalk cafe with 10 tables and 30 seats at 40-19 Broadway, on the northwest corner of 41st Street, Queens.

s10-16

PUBLIC NOTICE IS HEREBY GIVEN THAT the following matters have been scheduled for public hearing by Community Boards:

BOROUGH OF QUEENS

COMMUNITY BOARD NO. 13 - Tuesday, September 16, 2008, 7:30 P.M., 145-03 Farmers Boulevard, Springfield Gardens, NY

#090087PSQ

Project Name: NYPD Evidence Vehicle Storage

s10-16

DEFERRED COMPENSATION PLAN**■ MEETING**

The New York City Deferred Compensation Plan Board will hold its monthly meeting on Thursday, September 18, 2008 from 12:00 P.M. to 3:30 P.M. The meeting will be held at 40 Rector Street, 3rd Floor, NYC.

s16-18

EMPLOYEES' RETIREMENT SYSTEM**■ INVESTMENT MEETING**

Please be advised that the next Investment Meeting of the Board of Trustees of the New York City Employees' Retirement System has been scheduled for Tuesday, September 23, 2008 at 9:30 A.M. to be held at the New York City Employees' Retirement System, 335 Adams Street, 22nd Floor Boardroom, Brooklyn, NY 11201-3751.

s16-22

EQUAL EMPLOYMENT PRACTICES COMMISSION**■ MEETING**

The next meeting of the Equal Employment Practices Commission will be on Thursday, September 18, 2008 at 10:00 A.M. in the Conference Room/Library at the Commission's office, located at 40 Rector Street, 14th Floor.

s15-18

LANDMARKS PRESERVATION COMMISSION**■ PUBLIC HEARINGS**

NOTICE IS HEREBY GIVEN that pursuant to the provisions of 3020 of the New York City Charter and Chapter 3 of Title 24 of the Administrative Code of the City of New York (Sections 25-303 and 25-313) that on **Tuesday, September 16, 2008 at 9:30 P.M.**, at the Landmarks Preservation Commission will conduct a *public hearing and a continued public hearing* in the Public Meeting Room of the Landmarks Preservation Commission, located at The Municipal Building, 1 Centre Street, 9th Floor North, City of New York with respect to the following proposed Historic District, Landmark and Landmark Site. Any person requiring reasonable accommodation in order to participate in the hearing should call or write the Landmarks Preservation Commission, [Municipal Building, 1 Centre Street, 9th Floor North, New York, NY 10007, (212) 669-7700] no later than five (5) business days before the hearing. There will also be a public meeting on that day.

ITEMS TO BE HEARD
BOROUGH OF BROOKLYN

PUBLIC HEARING ITEM NO. 1
LP-2309

PROPOSED ALICE AND AGATE HISTORIC DISTRICT,
BOROUGH OF BROOKLYN

Boundary Description

The (proposed) Alice and Agate Courts Historic District consists of the property bounded by a line beginning at the intersection of the northern curblin of Atlantic Avenue and a line extending southerly from the western property line of 1 Alice Court (aka 1463 Atlantic Avenue), continuing easterly along said curblin to a point formed by its intersection with a line extending southerly from the eastern property line of 2 Agate Court (aka 1491 Atlantic Avenue), northerly along said line and the eastern property lines of 2 through 18 Agate Court, westerly along the northern property line of 18 Agate Court, the southern property line of 19-20 Agate Court (aka 412-414 Herkimer Street), the northern property lines of 17 Agate Court and 18 Alice Court, a portion of the southern property line of 400-408 Herkimer Street, and the northern property line of 17 Alice Court, to the western property line of 17 Alice Court, southerly along said property line and the property lines of 15 through 1 Alice Court, to the point of the beginning.

BOROUGH OF MANHATTAN

PUBLIC HEARING ITEM NO. 2
LP-2123

Public Hearing Continued from June 17, 2003
BAUMANN BROTHERS FURNITURE AND CARPETS STORE, 22-26 East 14th Street (aka 19-25 East 13th Street), Manhattan.
Landmark Site: Borough of Manhattan Tax Map Block 571, Lots 1101 and 1102.

a29-s16

NOTICE IS HEREBY GIVEN that pursuant to the provisions of Title 25, chapter 3 of the Administrative Code of the City of New York (Sections 25-307, 25-308, 25,309, 25-313, 25-318, 25-320) (formerly Chapter 8-A, Sections 207-6.0, 207-7.0, 207-12.0, 207-17.0, and 207-19.0), on Tuesday, **September 23, 2008** at 9:30 A.M. in the morning of that day, a public hearing will be held in the Conference Room at 1 Centre Street, 9th Floor, Borough of Manhattan with respect to the following properties and then followed by a public meeting. Any person requiring reasonable accommodation in order to participate in the hearing or attend the meeting should call or write the Landmarks Commission no later than five (5) business days before the hearing or meeting.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF THE BRONX 09-3008 – Block Various, lot Various-
Fieldston Historic District
A romantically planned suburb developed by the Delafield Estate in 1914 by engineer Albert Wheeler based on recommendations made by Frederick Law Olmsted and James R. Croe, characterized by an eclectic variety of residential styles including variants of the Colonial Revival, Craftsman, various picturesque revivals including Medieval, Tudor, and Mediterranean, as well as formal modernist houses. Application is to proposed master plan for certain alterations to improvements in the Fieldston Historic District.

PROPOSED RULEMAKING
A proposal to adopt the Fieldston Historic District Implementation Rules for a proposed master plan for certain alterations to improvement in the Fieldston Historic District pursuant to the City Administrative Procedures Act.

BINDING REPORT
BOROUGH OF QUEENS 09-0519 - Block 10097, lot 1-

153-10 Jamaica Avenue - First Reformed Church of Jamaica - Individual Landmark
An Early Romanesque Revival style church designed by Sidney J. Young, built in 1858-1859 and altered in 1902. Application is to install free-standing signage.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF QUEENS 08-7806 - Block 1448, lot 27-34-42 88th Street - Jackson Heights Historic District
An Anglo-American Garden style home designed by C. L. Varrone and built in 1925-26. Application is to legalize the installation of fences at the front yard without Landmarks Preservation Commission permits.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF QUEENS 08-7978 - Block 1448, lot 28-34-44 88th Street - Jackson Heights Historic District
An Anglo-American Garden style home designed by C. L. Varrone and built in 1925-26. Application is to legalize the installation of fences at the front yard without Landmarks Preservation Commission permits.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF QUEENS 08-7824 - Block 1448, lot 29-34-46 88th Street - Jackson Heights Historic District
An Anglo-American Garden style home designed by C. L. Varrone and built in 1925-26. Application is to legalize the installation of fences at the front yard without Landmarks Preservation Commission permits.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 09-1696 - Block 43, lot 27-74 Hudson Avenue - Vinegar Hill Historic District
A Greek Revival style rowhouse built circa 1828-1841. Application is to install storefront infill.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 09-2887 - Block 234, lot 59-128 Willow Street - Brooklyn Heights Historic District
A neo-Gothic apartment house designed by Sless & Bryson and built in 1925. Application is to construct an access ramp and alter the entrance stairs and to install a new canopy.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 09-1107 - Block 234, lot 24-169 Columbia Heights - Brooklyn Heights Historic District
A Beaux-Art style hotel building built in 1903. Application is to replace the marquee and install ironwork and lighting.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 09-0019 - Block 249, lot 43-166 Montague Street - Brooklyn Heights Historic District
Romanesque Revival style office building, designed by George Morse and built in 1891. Application is to install a barrier-free access lift.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 09-0409 - Block 261, lot 47-42 Garden Place - Brooklyn Heights Historic District
An Eclectic style house built in 1861-1879. Application is to construct a rear yard addition, and alter the rear facade.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 08-0957, 08-0958 - Block 1063, lot 5, 6-79-81 7th Avenue - Park Slope Historic District
Two one-story commercial buildings built prior to 1939. Application is to demolish the buildings and construct a new building. Zoned C1-3.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-0791 - Block 174, lot 25-79 Franklin Street - Tribeca East Historic District
A converted dwelling built in 1814-1815 and altered in 1930 and 1966. Application is to install new storefront infill.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-2754 - Block 547, lot 30-715 Broadway - NoHo Historic District
A Renaissance Revival style store and office building, designed by Robert Maynicke and built in 1894-1896. Application is to install a flagpole.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-7350 - Block 231, lot 4-307 Canal Street, aka 49 Howard Street - SoHo-Cast Iron Historic District
An Italianate style store building, built in 1856 and 1862. Application is to replace ground floor infill.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-0915 - Block 473, lot 10-478-482 Broadway - SoHo Cast Iron Historic District
A neo-Grec style store and loft building designed by Richard Morris Hunt and built in 1873-1874. Application is to install mechanical equipment on the roof.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-3072 - Block 500, lot 34-89 Greene Street, aka 127 Spring Street - Soho Cast-Iron Historic District
A store and loft building designed by J.B. Snook and built in 1886-87. Application is to install storefront infill.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-2534 - Block 610, lot 16-115-125 7th Avenue South - Greenwich Village Historic District
A building designed by the Liebman Melting Partnership and built in 1990-1994. Application is to alter the façade and construct a rooftop addition. Zoned CA-5.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-1791 - Block 632, lot 55-535 Hudson Street - Greenwich Village Historic District
An apartment building designed by Samuel Roth and built in 1951-1953. Application is to modify openings and to create a master plan governing the future installation of storefront infill and signage.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-2517 - Block 622, lot 16-400 Bleecker Street - Greenwich Village Historic District
A Queen Anne style apartment house built in 1888. Application is to install new storefront infill.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-1600 - Block 567, lot 9-6 East 10th Street - Greenwich Village Historic District
A Greek Revival style house built in 1848 and altered in the early twentieth century. Application is to alter the front facade and construct a rear addition. Zoned R7-2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-2603 - Block 625, lot 7501-299 West 12th Street - Greenwich Village Historic District
An apartment house designed by Emery Roth and built in 1929-1931. Application is to install a rooftop pergola.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-2481 - Block 552, lot 13-80 Washington Place - Greenwich Village Historic District
A Greek Revival style rowhouse built in 1839 and altered in the early 20th century. Application is to alter the front facade; construct rear yard addition and a rooftop addition, and to excavate the rear yard. Zoned R7-2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-2922 - Block 551, lot 7-19 Washington Square North - Greenwich Village Historic District
A Greek Revival style brick house with Italianate style details built in 1835-1836 with a rear extension designed by McKim, Meade and White and built in 1886. Application is to install a barrier-free access ramp, demolish a chimney, install rooftop equipment and bulkheads.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-7939 - Block 743, lot 3-152 9th Avenue - Chelsea Historic District
A venacular style rowhouse built in 1852 and altered in the 20th-century. Application is to construct a rooftop addition. Zoned R8-A.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-2536 - Block 682, lot 29-2 Park Avenue - Individual Landmark
An Art Deco office tower designed by Ely Jacques Kahn and built in 1926-1928. Application is to establish a Master Plan governing the future installation of storefront infill.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-1500 - Block 834, lot 29-17 West 32nd Street - (former) Aberdeen Hotel-Individual Landmark
A Beaux-Arts style hotel designed by Harry B. Mulliken and built in 1902-1904. Application is to install an entrance canopy.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-1506 - Block 1015, lot 12-217-247 West 43rd Street, aka 216-232 West 44th Street - New York Times Building-Individual Landmark
A neo-Gothic style skyscraper designed by Buchman & Fox and built 1912-1913, with a French Renaissance style addition designed by Ludlow & Peabody and built in 1922-1924, and a neo-Gothic style addition designed by Albert Kahn, Inc. and built in 1930-1933. Application is to install signage and to replace a clock.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-2061 - Block 1010, lot 5-165 West 57th Street - Columbia Artists Management Inc. Building & former Louis H. Chalif Normal School of Dance-Individual Landmark
An Italian Renaissance style building designed by George A. and Henry Boehm and built in 1916. Application is to install an entrance ramp and rooftop mechanical equipment.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-7596 - Block 1124, lot 3-67, 69, 71 and 73 West 71st Street - Upper West Side/ Central Park West Historic District
A row of four neo-Grec style rowhouses, designed by Thom and Wilson and built in 1887-1888. Application is to install new storefront infill, install a storefront at #67, and construct rear yard additions at #67 and #69. Zoned C-18a, R8b.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-0168 - Block 1211, lot 33-428 Columbus Avenue - Upper West Side/Central Park West Historic District
An Early 20th century commercial style office building designed by Charles J. Perry and built in 1900. Application is to alter and enlarge an existing rooftop addition. Zoned C1-8A.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 06-4323 - Block 1251, lot 7501-190 Riverside Drive - Riverside-West End Historic District
An Beaux-Arts style apartment building designed by Townsend, Steindle & Haskell and built in 1909-10. Application is to construct a rooftop addition. Zoned R10A.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-0968 - Block 1235, lot 57,58,158
258-262 West 88th Street - Riverside-West End Historic District
Three Renaissance Revival style rowhouses designed by Nelson M. Whipple and built in 1884. Application is to construct rooftop and rear yard additions.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-1926 - Block 1420, lot 1-200 East 66th Street - Manhattan House-Individual Landmark
A Modern style mixed-use complex, designed by Mayer & Whittlesey and Skidmore, Owings, & Merrill, and built

between 1947 and 1951. Application is to replace driveways and sidewalks at two entrances.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 07-3450 - Block 1520, lot 102-1147 Park Avenue - Carnegie Hill Historic District
A neo-Grec style rowhouse designed by John Sullivan and built in 1884-85. Application is to alter the front facade.

s10-23

SMALL BUSINESS SERVICES

NOTICE

NOTICE IS HEREBY GIVEN THAT THE FOLLOWING NEW YORK CITY EMPIRE ZONES ADMINISTRATIVE BOARD MEETINGS WILL BE HELD IN MANHATTAN, BRONX, BROOKLYN, QUEENS AND STATEN ISLAND AS CITED BELOW:

EMPIRE ZONE ADMINISTRATIVE BOARD MEETINGS
September 17-26, 2008

Zone - Date - Time - Location

Rockaway - Wednesday, Sept. 17 - 10:00 A.M. – 11:30 A.M.
Queens Borough President's Office, 120-55 Queens Boulevard

South Jamaica - Wednesday, Sept. 17 - 12:00 P.M. – 1:30 P.M.
- Queens Borough President's Office, 120-55 Queens Boulevard

North Brooklyn/Brooklyn Navy Yard - Thursday, Sept. 18 - 9:30 A.M. – 11:00 A.M. - Brooklyn Workforce 1 Center, 9 Bond Street, 5th Fl. - Brooklyn

Southwest Brooklyn - Thursday, Sept. 18 - 11:30 A.M. – 1:00 P.M. - Brooklyn Workforce 1 Center, 9 Bond Street, 5th Fl. Brooklyn

East Brooklyn - Thursday, Sept. 18 - 1:30 P.M. – 3:00 P.M.
Brooklyn Workforce 1 Center, 9 Bond Street, 5th Fl. Brooklyn

East Harlem - Friday, Sept. 19 - 10:00 A.M. – 11:30 A.M.
SBS Office –Board Room, 110 William Street, 7th Floor

North Shore - Tuesday, Sept. 23 - 10:00 A.M. – 11:30 A.M.
SI Workforce 1 Center, 60 Bay Street - SI, NY

West Shore - Tuesday, Sept. 23 - 12:00 P.M. – 1:30 P.M.
SI Workforce 1 Center, 60 Bay Street - SI, NY

Hunts Point - Wednesday, Sept. 24 - 10:00 A.M. – 11:30 A.M.
Bronx Workforce 1 Center, 358 East 149th St., 2nd Fl. Bronx

Port Morris - Wednesday, Sept. 24 - 12:00 P.M. – 1:30 P.M.
Bronx Workforce 1 Center, 358 East 149th St., 2nd Fl. Bronx

Chinatown/Lower East Side - Friday, Sept. 26 - 10:00 A.M. 11:30 A.M. - SBS Office –Board Room, 110 William Street, 7th Floor

For Further Information Call:
MR. Jared Walkowitz (212) 618-8863
New York City Department of Small Business Services,
110 William Street, 7th Floor, New York, NY 10038.

s12-16

BOARD OF STANDARDS AND APPEALS

PUBLIC HEARING

OCTOBER 7, 2008, 10:00 A.M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning, October 7, 2008, 10:00 A.M., at 40 Rector Street, 6th Floor, New York, N.Y. 10006, on the following matters:

SPECIAL ORDER CALENDAR

736-45-BZ
APPLICANT – Walter T. Gorman, P.E., for Midel Property Associates, LLC, owner; Exxon Mobil Corporation, lessee. SUBJECT – Application June 3, 2008 - Extension of Term/waiver for a previously granted variance for the operation of a gasoline service station (Mobil), in a C2-4/R8 zoning district, which expired on March 17, 1999 and an Extension of Time to obtain a Certificate of Occupancy which expired on May 8, 2000.

PREMISES AFFECTED – 3740 Broadway, northeast corner of West 155th Street, Block 2114, Lot 1, Borough of Manhattan.

COMMUNITY BOARD #12M

94-58-BZ
APPLICANT – Walter T. Gorman, P.E., for Exxon Mobil Corporation, owner; Nor-East S/S Incorporated, lessee. SUBJECT – Application June 19, 2008 - Extension of Term/waiver for the continued operation of a gasoline service station (Mobil), in an R-4 zoning district, which expired on September 30, 2003

PREMISES AFFECTED – 22-55/25-75 Brooklyn Queens Expressway, northeast corner of 30th Avenue, Block 1046, Lot 1, Borough of Queens.

COMMUNITY BOARD #3Q

141-58-BZ
APPLICANT – Kenneth H. Koons, for East 201 Street Realty Corporation, owner.

SUBJECT – Application August 14, 2008 - Extension of Term of a UG7 Funeral Home in an R8C- (Special Grand Concourse Preservation) zoning district which expired on July 15, 2008.

PREMISES AFFECTED – 201-203 East 202nd Street, northeast corner Grand Concourse, Block 3307, Lots 67 & 68, Borough of Bronx.

COMMUNITY BOARD #7BX

198-66-BZ
 APPLICANT – Eric Palatnik, P.C., for 300 East 74 Owners Corporation, owner.
 SUBJECT – Application July 25, 2008 - Extension of Time to Complete Construction of an existing plaza for a residential high rise building, in a C1-9 zoning district, which expired on June 19, 2008 and an Extension of Time to obtain a Certificate of Occupancy which expires on June 19, 2009.
 PREMISES AFFECTED – 300 East 74th Street, between First and Second Avenues, Block 1448, Lot 3, Borough of Manhattan.
COMMUNITY BOARD #8M

170-96-BZ
 APPLICANT – Martyn & Don Weston, Architects, for 8501 Flatlands Avenue, owner.
 SUBJECT – Application July 30, 2008 - Extension of Term/Amendment/Waiver (72-01 & 72-22) to reopen the term of 10 years for an automobile repair facility located in an R5 zoning district.
 PREMISES AFFECTED – 8501 Flatlands Avenue, northeast corner of East 85th Street, Block 8006, Lots 6 and 7, Borough of Brooklyn.
COMMUNITY BOARD #18BK

20-02-BZ
 APPLICANT – The Law Office of Fredrick A. Becker, for 303 Park Avenue South Leasehold Co., LLC, owner; New York Sports Club, lessee.
 SUBJECT – Application September 18, 2006 - Extension of Term/Amendment-To allow the operation of a Physical Culture Establishment/Health Club and change in hour of operation, on portions of the cellar, first floor and second floor of the existing five story mixed use loft building.
 PREMISES AFFECTED – 303 Park Avenue South, northeast corner of Park Avenue South and East 23rd Street, Block 879, Lot 1, Borough of Manhattan.
COMMUNITY BOARD #5M

APPEALS CALENDAR

70-08-A thru 72-08-A
 APPLICANT – Eric Palatnik, P.C., for TOCS Developers, Inc., owner.
 SUBJECT – Application April 1, 2008 - An appeal seeking a determination that the property owner has acquired a common law vested right to continue construction commenced under the prior Zoning district regulations. R3A Zoning District.
 PREMISES AFFECTED – 215C, 215B, 215A Van Name Avenue, north of the corner formed by intersection of Forest Avenue, Block 1194, Lot 42, Borough of Staten Island.
COMMUNITY BOARD #1SI

73-08-A thru 75-08-A
 APPLICANT – Eric Palatnik, P.C., for S.B. Holding, owner.
 SUBJECT – Application April 1, 2008 - An appeal seeking a determination that the property owner has acquired a common law vested right to continue construction under the prior district regulations. R3A zoning district.
 PREMISES AFFECTED – 354 Van Name, northeast of the corner formed by the intersection of Van Name and Forest Avenue, Block 1198, Lots 42, 43, 44, Borough of Staten Island.
COMMUNITY BOARD #1SI

81-08-A & 82-08-A
 APPLICANT – Harvey Epstein, Esq., for 514-516 East 5th Street, LLC, owner.
 SUBJECT – Application April 4, 2008 - Appeal seeking to revoke permit and approvals for a vertical enlargement of an existing non- fireproof tenement building which fails to comply with the applicable provisions of the MDL regarding fire safety standards. R7-2 zoning district.
 PREMISES AFFECTED – 514-516 & 515 East 5th Street, between A and Avenue B, Block 401, Lot 17, 18 & 56, Borough of Manhattan.
COMMUNITY BOARD #3M

168-08-A
 APPLICANT – Cozen O'Connor Attorneys, for South Brighton Development, LLC, owner.
 SUBJECT – Application June 24, 2008 - Legalization of an existing building not fronting on a legally mapped street contrary to General City Law Section 36. R6(OP) zoning district.
 PREMISES AFFECTED – 63 Brighton 2nd Place, east side of Brighton 2nd Place, 110' north of Brighton 2nd Lane, Block 8662, Lot 157, Borough of Brooklyn.
COMMUNITY BOARD #13BK

OCTOBER 7, 2008, 1:30 P.M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, October 7, 2008, at 1:30 P.M., at 40 Rector Street, 6th Floor, New York, N.Y. 10006, on the following matters:

ZONING CALENDAR

46-08-BZ
 APPLICANT – Law Office of Fredrick A. Becker, for Congregation Adas Yereim, owner.
 SUBJECT – Application February 15, 2008 - Variance (§72-21) to permit the construction of a community facility building. The proposals contrary to sections 24-11 (Floor area ratio and lot coverage) and 24-522 (front wall height, setback, sky exposure plane and number of stories). R6 district.
 PREMISES AFFECTED – 491 Bedford Avenue, 142 Clymer Street, southwest corner of Bedford Avenue and Clymer Street, Block 2173, Lot 6, Borough of Brooklyn.
COMMUNITY BOARD #1BK

175-08-BZ
 APPLICANT – Eric Palatnik, P.C., for Mama Spa Corporation, owner.
 SUBJECT – Application July 3, 2008 – Special Permit (73-36) to allow a Physical Culture Establishment at the cellar, first and second floors of an existing five-story building. The proposal is contrary to ZR Section 32-10. C6-1 district.
 PREMISES AFFECTED – 141 Allen Street, between Rivington Street and Delancy Street, Block 415, Lot 24, Borough of Manhattan.
COMMUNITY BOARD #3M

189-08-BZ
 APPLICANT – The Law Office of Fredrick A. Becker, for Broadway Mercer Associates, owner; TSI Mercer Street, LLC d/b/a New York Sports Club, lessee.
 SUBJECT – Application July 14, 2008 – Special Permit (73-36) to allow the legalization of a Physical Culture Establishment in the cellar, first and second floors in the six-story mixed-use building. The proposal is contrary to ZR Section 32-10. C6-2 district.
 PREMISES AFFECTED – 232 Mercer Street, Easterly side of Mercer Street 220' north of Blecker Street. Block 532, Lot 15, Borough of Manhattan.
COMMUNITY BOARD # 2M

190-08-BZ
 APPLICANT – Valerie Campbell, Esquire c/o Kramer Levin Nafalis & Frankel, for 41-43 Bond Street LLC, owner.
 SUBJECT – Application July 14, 2008 – Variance (§72-21) to allow a nine (9) story residential building (UG 2) containing eight (8) dwelling units; contrary to use regulations (§42-10). M1-5B district.
 PREMISES AFFECTED – 41-43 Bond Street, south side of Bond Street, between Lafayette Street and Bowery, Block 529, Lots 29 & 30, Borough of Manhattan.
COMMUNITY BOARD # 2M

203-08-BZ
 APPLICANT – Sheldon Lobel, P.C. for Avi Babayof, owner.
 SUBJECT – Application August 1, 2008 – Special Permit (§73-622) for the enlargement of an existing two family residence to be converted to a single family residence. This application seeks to vary open space and floor area (§23-141); side yards (§23-461) and less than the minimum rear yard (§23-47) in an R-2 zoning district.
 PREMISES AFFECTED – 1245 East 23rd Street, located on the east side of East 23rd Street between Avenue L and Avenue M. Block 7641, Lot 26, Borough of Brooklyn.
COMMUNITY BOARD #14BK

214-08-BZ
 APPLICANT – Harold Weinberg, for Yossi Cohen, owner.
 SUBJECT – Application August 19, 2008 – Special Permit (73-622) for the enlargement of an existing family residence. This application seeks to vary floor area, lot coverage and open space (23-141); less than the minimum side yard (23-461) and less than minimum required rear yard (23-47) in an R3-2 zoning district.
 PREMISES AFFECTED – 1855 East 24th Street, east side 305' north of Avenue S between Avenue R and Avenue S, Block 6830, Lot 64, Borough of Brooklyn.
COMMUNITY BOARD #15BK

Jeff Mulligan, Executive Director

OCTOBER 8, 2008, 10:00 A.M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning, October 8, 2008, 10:00 A.M., at 40 Rector Street, 6th Floor, New York, N.Y. 10006, on the following matters:

SPECIAL PUBLIC HEARING

229-06-A
 APPLICANT – Sheldon Lobel, P.C., for Breezy Point Cooperative, Incorporated, owner; Thomas Carroll, lessee.
 SUBJECT – Application September 6, 2006 - Appeal seeking to revoke permits and approvals for the reconstruction and enlargement of an existing one family dwelling which creates new non-compliances, increases the degree of existing non-compliances with the bulk provisions of the Zoning Resolutions and violates provisions of the Building Code, regarding access and fire safety. R4 - Zoning District.
 PREMISES AFFECTED – 607 Bayside Drive, Adjacent to service road, Block 16350, Lot 300, Borough of Queens.
COMMUNITY BOARD #14Q

140-07-A
 APPLICANT – Rothkrug, Rothkrug & Spector, LLP, for Breezy Point Cooperative, Incorporated, owner; Thomas Carroll, lessee.
 SUBJECT – Application May 25, 2007 - Appeal seeking to reverse the Department of Building's decision to revoke permits and approvals for a one family home. R4 zoning district.
 PREMISES AFFECTED – 607 Bayside Drive, Adjacent to service road, Block 16350, Lot 300, Borough of Queens.
COMMUNITY BOARD #14Q

Jeff Mulligan, Executive Director

← s16-17

TRANSPORTATION

■ **PUBLIC HEARING**

NOTICE IS HEREBY GIVEN, pursuant to law, that the following proposed revocable consents, have been scheduled for a public hearing by the New York City Department of Transportation. The hearing will be held at 40 Worth Street, Room 814 commencing at 2:00 p.m. on Wednesday, September 24, 2008. Interested Parties can obtain copies of proposed agreements or request sign-language interpreters (with at least seven days prior notice) at 40 Worth Street, 9th Floor South, New York, NY 10013, or by calling (212) 442-8040.

#1 In the matter of a proposed revocable consent authorizing Commonwealth Boulevard LLC to maintain and use a fenced-in area on the southwest sidewalk of 246th Street, northwest of Service Road of Grand Central Parkway, in the Borough of Queens. The proposed revocable consent is for a term of ten years from the date of approval by the Mayor to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

From the Approval Date to June 30, 2019 - \$100/per annum.

the maintenance of a security deposit in the sum of \$1,500, and the filing of an insurance policy in the minimum amount

of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

#2 In the matter of a proposed revocable consent authorizing Commonwealth Boulevard LLC to maintain and use a fenced-in area on the east sidewalk of Commonwealth Boulevard, south of Cullman Avenue, in the Borough of Queens. The proposed revocable consent is for a term of ten years from the Date of Approval by the Mayor to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

From the Approval Date to June 30, 2019 - \$100/per annum. the maintenance of a security deposit in the sum of \$1,500, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

#3 In the matter of a proposed revocable consent authorizing Citigroup Inc. to construct, maintain and use bollards and horizontal ties on the sidewalks of the site bounded by 44th Road, Crescent Street, Hunter Street and 44th Drive, in the Borough of Queens. The proposed revocable consent is for a term of ten years from the Date of Approval by the Mayor to June 30, 2019 and provides, among other terms and conditions, for no compensation or security deposit payable to the city.

the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

#4 In the matter of a proposed revocable consent authorizing Michael Jackson to construct, maintain and use a stoop and a fenced-in area on the west sidewalk of West 4th Street, north of West 11th Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the Date of Approval by the Mayor to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

From the Approval Date to June 30, 2019 - \$25/per annum.

the maintenance of a security deposit in the sum of \$5,000, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

#5 In the matter of a proposed modification of revocable consent authorizing New York University to maintain and use additional pipes and conduits in the vicinity of Washington Square, in the Borough of Manhattan. The proposed revocable consent is for a term of five years from the Date of Approval by the Mayor to June 30, 2014, and provides among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2009 to June 30, 2010 - \$145,504
 For the period July 1, 2010 to June 30, 2011 - \$148,713
 For the period July 1, 2011 to June 30, 2012 - \$151,922
 For the period July 1, 2012 to June 30, 2013 - \$155,131
 For the period July 1, 2013 to June 30, 2014 - \$158,341

the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

#6 In the matter of a proposed revocable consent authorizing Lester Haynes to maintain and use a fenced-in area on the southwest sidewalk of East 69th Street, southeast of Avenue M, and on the southeast sidewalk of Avenue M, southwest of East 69th Street, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from the Date of Approval by the Mayor to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

From the Approval Date to June 30, 2019 - \$100/per annum.

the maintenance of a security deposit in the sum of \$2,500, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

s4-24

COURT NOTICE

SUPREME COURT

■ **NOTICE**

**RICHMOND COUNTY
 IA PART 74
 NOTICE OF PETITION
 INDEX NUMBER (CY) 4018/08**

In the Matter of Application of the CITY OF NEW YORK, relative to acquiring title in fee simple absolute to certain real property where not heretofore acquired for the

GRANTWOOD RETENTION BASIN

located in the area generally bounded by Shotwell Avenue to the east, Tyron Avenue to the south, Grantwood Avenue to the west, and Woodrow Road to the north, in the Borough of Staten Island, City and State of New York.

PLEASE TAKE NOTICE that the Corporation Counsel of the City of New York intends to make application to the

Supreme Court of the State of New York, Richmond County, IA Part 74, for certain relief.

The application will be made at the following time and place: At 360 Adams Street, Brooklyn, New York, in the City and State of New York, on October 3, 2008, at 9:30 A.M., or as soon thereafter as counsel can be heard.

The application is for an order:

- 1) authorizing the City to file an acquisition map in the office of the Clerk of Richmond County;
2) directing that upon the filing of said map, title to the property sought to be acquired shall vest in the City;
3) providing that just compensation therefor be ascertained and determined by the Supreme Court without a jury; and
4) providing that notices of claim must be served and filed within one calendar year from the vesting date.

The City of New York, in this proceeding, intends to acquire title in fee simple absolute to certain real property where not heretofore acquired for the same purpose, for the Grantwood Retention Basin, situated in the Arden Heights watershed area, for the storage and conveyance of stormwater, in the Borough of Staten Island, City and State of New York.

The description of the real property to be acquired is as follows:

Borough of Staten Island
Block 5676, Lot 1

ALL that certain plot, piece or parcel of land, situate, lying and being in the Borough of Staten Island, County of Richmond, City and State of New York, being more particularly bounded and described as follows:

BEGINNING at the point formed by the intersection of the easterly line of Grantwood Avenue and the southwesterly line of Woodrow Road;

RUNNING THENCE along the southwesterly line of Woodrow Road, North 39 degrees 20 minutes 00 seconds East, a distance of 387.18 feet to a point;

THENCE along the southeasterly line of Woodrow Road, South 74 degrees 48 minutes 30 seconds East, a distance of 20.00 feet to a point;

THENCE along the westerly line of Shotwell Avenue, South 8 degrees 56 minutes 55 seconds East, a distance of 420.00 feet to a point;

THENCE along the division line between the Tax Lots 1, 49 and 125 in the Tax Block 5676 as shown on the tax map of the City of New York for the Borough of Staten Island as said tax map existed on October 30, 2001, South 76 degrees 23 minutes 57 seconds West, a distance of 299.16 feet (as per survey) and 299.15 feet (as per tax map) to a point on the easterly line of Grantwood Avenue;

THENCE along said easterly line of Grantwood Avenue, North 11 degrees 37 minutes 00 seconds West, a distance of 195.00 feet to the point or place of BEGINNING.

Surveys, maps or plans of the property to be acquired are on file in the office of the Corporation Counsel of the City of New York, 100 Church Street, New York, New York 10007.

PLEASE TAKE FURTHER NOTICE THAT, pursuant to EDPL § 402(B)(4), any party seeking to oppose the acquisition must interpose a verified answer, which must contain specific denial of each material allegation of the petition controverted by the opponent, or any statement of new matter deemed by the opponent to be a defense to the proceeding. Pursuant to CPLR 403, said answer must be served upon the office of the Corporation Counsel at least seven (7) days before the date that the petition is noticed to be heard.

Dated: August 19, 2008, New York, New York
MICHAEL A. CARDOZO
Corporation Counsel of the City of New York
100 Church Street
New York, New York 10007
Tel. (212) 788-0710

SEE MAP ON BACK PAGE

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PROPERTY DISPOSITION

CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF MUNICIPAL SUPPLY SERVICES

AUCTION

PUBLIC AUCTION SALE NUMBER 09001-F

NOTICE IS HEREBY GIVEN of a bi-weekly public auction of City fleet vehicles consisting of cars, vans, light duty vehicles, trucks, heavy equipment and miscellaneous automotive equipment to be held on Wednesday, September 17, 2008 (SALE NUMBER 09001-F). This auction is held every other Wednesday unless otherwise notified. Viewing is on auction

day only from 8:30 A.M. until 9:00 A.M. The auction begins at 9:00 A.M.

NOTE: LOCATION: 570 Kent Avenue, Brooklyn, NY (in the Brooklyn Navy Yard between Taylor and Clymer Streets).

A listing of vehicles to be offered for sale in the next auction can be viewed on our website on the Friday prior to the sale date at: http://www.nyc.gov/auctions. Terms and Conditions of Sale can also be viewed at this site.

For further information, please call (718) 417-2155 or (718) 625-1313.

s5-17

SALE BY SEALED BID

SALE OF: 1 UNUSED "CARRIER" ECOLOGICAL CHILLER AND 1 USED FUEL TANK.

S.P.#: 09004 DUE: September 18, 2008

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

DCAS, Division of Municipal Supply Services, 18th Floor Bid Room, Municipal Building, New York, NY 10007. For sales proposal contact Gladys Genoves-McCauley (718) 417-2156 for information.

s5-18

POLICE

OWNERS ARE WANTED BY THE PROPERTY CLERK DIVISION OF THE NEW YORK CITY POLICE DEPARTMENT.

The following listed property is in the custody, of the Property Clerk Division without claimants.

Recovered, lost, abandoned property, property obtained from prisoners, emotionally disturbed, intoxicated and deceased persons; and property obtained from persons incapable of caring for themselves. Motor vehicles, boats, bicycles, business machines, cameras, calculating machines, electrical and optical property, furniture, furs, handbags, hardware, jewelry, photographic equipment, radios, robes, sound systems, surgical and musical instruments, tools, wearing apparel, communications equipment, computers, and other miscellaneous articles.

INQUIRIES

Inquiries relating to such property should be made in the Borough concerned, at the following office of the Property Clerk.

FOR MOTOR VEHICLES

- (All Boroughs):
* College Auto Pound, 129-01 31 Avenue, College Point, NY 11354, (718) 445-0100
* Gowanus Auto Pound, 29th Street and 2nd Avenue, Brooklyn, NY 11212, (718) 832-3852
* Erie Basin Auto Pound, 700 Columbia Street, Brooklyn, NY 11231, (718) 246-2029

FOR ALL OTHER PROPERTY

- * Manhattan - 1 Police Plaza, New York, NY 10038, (212) 374-4925.
* Brooklyn - 84th Precinct, 301 Gold Street, Brooklyn, NY 11201, (718) 875-6675.
* Bronx Property Clerk - 215 East 161 Street, Bronx, NY 10451, (718) 590-2806.
* Queens Property Clerk - 47-07 Pearson Place, Long Island City, NY 11101, (718) 433-2678.
* Staten Island Property Clerk - 1 Edgewater Plaza, Staten Island, NY 10301, (718) 876-8484.

j1-d31

AUCTION

PUBLIC AUCTION SALE NUMBER 1141

NOTICE IS HEREBY GIVEN of a ONE (1) day public auction of unclaimed salvage vehicles, motorcycles, automobiles, trucks, and vans. Inspection day is September 22, 2008 from 10:00 A.M. - 2:00 P.M. Salvage vehicles, motorcycles, automobiles, trucks, and vans will be auctioned on September 23, 2008 at approximately 9:30 A.M.

Auction will be held at the Erie Basin Auto Pound, 700 Columbia Street (in Redhook area of B'klyn., 2 blocks from Halleck St.)

For information concerning the inspection and sale of these items, call the Property Clerk Division's Auction Unit information line (646) 610-4614.

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PROCUREMENT

"The City of New York is committed to achieving excellence in the design and construction of its capital program, and building on the tradition of innovation in architecture and engineering that has contributed to the City's prestige as a global destination. The contracting opportunities for construction/construction services and construction-related services that appear in the individual agency listings below reflect that commitment to excellence."

ADMINISTRATION FOR CHILDREN'S SERVICES

SOLICITATIONS

Human/Client Service

CHILD WELFARE SERVICES INCLUDING COMMUNITY COALITIONS - Competitive Sealed Proposals - PIN# 0682009CWSCC - DUE 12-05-08 AT 2:00 P.M. - This solicitation has multiple due dates depending on the service type as follows:

Program Area(s) Proposal Due Date Time
Community Coalition Contractors, 12/05/08, 2:00 P.M.
All Preventive Services, 12/09/08, 2:00 P.M.
All Foster Care Services, and
All Residential Care Services, 12/16/08, 2:00 P.M.

Obtain personnel or expertise not available in the agency.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above. Administration for Children's Services, 150 William Street, 9th Floor. Rafael Asusta (212) 341-3511, curfp@dfa.state.ny.us

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CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF MUNICIPAL SUPPLY SERVICES

AWARDS

Goods

CONVENTIONAL CAB WITH 22 FOOT TRAINING MODULE - Competitive Sealed Bids - PIN# 857800366 - AMT: \$836,597.00 - TO: Gabrielli Truck Sales Limited, 153-20 South Conduit Avenue, Jamaica, NY 11434.

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VENDOR LISTS

Goods

ACCEPTABLE BRAND LIST - In accordance with PPB Rules, Section 2-05(c)(3), the following is a list of all food items for which an Acceptable Brands List has been established.

- 1. Mix, Biscuit - AB-14-1:92
2. Mix, Bran Muffin - AB-14-2:91
3. Mix, Corn Muffin - AB-14-5:91
4. Mix, Pie Crust - AB-14-9:91
5. Mixes, Cake - AB-14-11:92A
6. Mix, Egg Nog - AB-14-19:93
7. Canned Beef Stew - AB-14-25:97
8. Canned Ham Shanks - AB-14-28:91
9. Canned Corned Beef Hash - AB-14-26:94
10. Canned Boned Chicken - AB-14-27:91
11. Canned Corned Beef - AB-14-30:91
12. Canned Ham, Cured - AB-14-29:91
13. Complete Horse Feed Pellets - AB-15-1:92
14. Canned Soups - AB-14-10:92D
15. Infant Formula, Ready to Feed - AB-16-1:93
16. Spices - AB-14-12:95
17. Soy Sauce - AB-14-03:94
18. Worcestershire Sauce - AB-14-04:94

Application for inclusion on the above enumerated Acceptable Brand Lists for foods shall be made in writing and addressed to: Purchase Director, Food Unit, Department of Citywide Administrative Services, Division of Municipal Supply Services, 1 Centre Street, 18th Floor, New York, NY 10007. (212) 669-4207.

j4-jy17

EQUIPMENT FOR DEPARTMENT OF SANITATION -

In accordance with PPB Rules, Section 2.05(c)(3), an acceptable brands list will be established for the following equipment for the Department of Sanitation:
A. Collection Truck Bodies
B. Collection Truck Cab Chassis
C. Major Component Parts (Engine, Transmission, etc.)

Applications for consideration of equipment products for inclusion on the acceptable brands list are available from: Vendor Relations, Department of Citywide Administrative Services, Division of Municipal Supply Services, 1 Centre Street, 18th Floor, New York, NY 10007. (212) 669-8562.

j4-jy17

OPEN SPACE FURNITURE SYSTEMS - CITYWIDE - In accordance with PPB Rules, Section 2.05(c)(3), an Acceptable Brands List, #AB-17W-1:99, has been established for open space furniture systems.

Application for consideration of product for inclusion on this acceptable brands list shall be made in writing and addressed to: Vendor Relations, Department of Citywide Administrative Services, Division of Municipal Supply Services, 1 Centre Street, 18th Floor, New York, NY 10007, (212) 669-8562.

j4-jy17

EDUCATION

DIVISION OF CONTRACTS AND PURCHASING

SOLICITATIONS

Goods

FIT DECK CARDS - CSB - PIN# Z0857040 - DUE 09-18-08 AT 5:00 P.M. - Bid opening: Friday, September 19th, 2008 at 11:00 A.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

NYCDOE, Division of Contracts and Purchasing, Room 1201 65 Court Street, Brooklyn, NY 11201, (718) 935-2300 http://schools.nyc.gov/dcp

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3. Attach appropriate documentation demonstrating the current use of each proposed facility and the vendor's site control of the facility for a period of at least 3 years.

4. For each proposed facility, a) Indicate the number of beds to be provided and demonstrate that the facility has the capacity to provide the indicated number of beds. b) Demonstrate that the facility will be appropriately equipped to provide services for male or female youth.

5. Demonstrate the vendor's organizational capability to: a) Provide the indicated number of beds at each proposed facility. (If the vendor is a current provider, also demonstrate the capability to provide the indicated number of beds in addition to those already provided.) b) Ensure that each proposed facility will be fully operational by required date in accordance with the applicable regulations promulgated by the New York State Office of Children and Family Services (NYS OCFS), 9 N.Y.C.R.R. Section 180 et seq.

6. Demonstrate the quantity and quality of the vendor's successful relevant experience.

7. Attach for each proposed facility three-year annual line item operating budget. Include staffing details. Proposed start up costs should be included in addition to the proposed three-year annual line item operating budget.

All expressions of interest received in the manner set forth will be reviewed to determine if they are responsive to the material requirements of this solicitation. Expressions of interest determined to be non-responsive will not be further considered. Expressions of interest determined to be responsive will be considered in terms of the following factors:

- Appropriateness of each proposed facility.
● Demonstrated site control of each proposed facility.
● Demonstrated level of organizational capability to provide the proposed number of beds and to ensure that each proposed facility is fully operational by the applicable requisite date.
● Demonstrated quantity and quality of successful relevant experience.
● Annual budget amount and cost effectiveness of the budget.

The Department will enter into negotiations with the vendor(s) determined to be the best qualified at the time of evaluation, based on consideration of the above-cited factors. A contract will be awarded to the responsible vendor(s) whose offer(s) is/are determined to be the most advantageous to the City, taking into consideration the price and the other factors set forth in this solicitation.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

n20-13

PARKS AND RECREATION

CONTRACT ADMINISTRATION
SOLICITATIONS

Construction/Construction Services

ELECTRICAL WORK - Competitive Sealed Bids - PIN# 8462008M063C02 - DUE 10-16-08 AT 10:30 A.M.

● PLUMBING WORK - Competitive Sealed Bids - PIN# 8462008M063C03 - DUE 10-16-08 AT 10:30 A.M.

● HVAC WORK - Competitive Sealed Bids - PIN# 8462008M063C04 - DUE 10-16-08 AT 10:30 A.M.

In connection with the reconstruction and addition to the 59th Street Recreation Center, located between West 59th and West 60th Streets, Amsterdam and West End Avenues, Manhattan.

These contracts are subject to Apprenticeship program requirements.

A pre-bid meeting is scheduled for Tuesday, September 30, 2008 at 11:00 A.M. at the site.

Bid documents are available for a fee of \$25.00 in the Blueprint Room, Room #64, Olmsted Center, from 8:00 A.M. to 3:00 P.M. The fee is payable by company check or money order to the City of NY, Parks and Recreation.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Parks and Recreation, Olmsted Center, Room 64 Flushing Meadows Corona Park, Flushing, NY 11368.

s16

REVENUE AND CONCESSIONS

SOLICITATIONS

Services (Other Than Human Services)

OPERATION OF THREE (3) MOBILE FOOD UNITS AND THE RENOVATION, OPERATION, AND MANAGEMENT OF A PARKING LOT, SNACK BAR, AND BEACH SHOP

Competitive Sealed Bids - PIN# B251-SB,PL - DUE 10-27-08 AT 3:00 P.M. - At Manhattan Beach, Brooklyn.

Telecommunication Device for the Deaf (TDD) 212-504-4115.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Parks and Recreation, The Arsenal-Central Park 830 Fifth Avenue, Room 407, New York, NY 10021.

s15-26

AWARDS

Services (Other Than Human Services)

OPERATION OF ONE (1) PROCESSING CART

Competitive Sealed Bids - PIN# M223-A-C - At P.S. 192 Playground, southwest corner of Amsterdam Avenue and west 138th Street, across from CCNY, Manhattan.

The City of New York Department of Parks and Recreation ("Parks") has awarded as a concession the operation of one (1) processing cart for the sale of Parks approved items at P.S. 192 Playground, southwest corner of Amsterdam Avenue and west 138th Street, across from CCNY, Manhattan.

● OPERATION OF ONE (1) MOBILE TRUCK

Competitive Sealed Bids - PIN# M41-W140-MT. - At Hamilton Place between West 140th and West 141st Streets, Manhattan. Notice of Award. Parks Solicitation #: CWB2008A.

● OPERATION OF ONE (1) PUSH CART

Competitive Sealed Bids - PIN# M71-W91-2C. - Near the entrance of the West 91st Playground, Riverside Park, Manhattan. Notice of Award. Parks Solicitation #: CWB2008A.

● OPERATION OF ONE (1) PUSH CART

Competitive Sealed Bids - PIN# M71-W96-C. - At the northern end of the West 96th Street Tennis Courts, Riverside Park, Manhattan. Notice of Award. Parks Concession ID#: M71-W96-C.

s16

SCHOOL CONSTRUCTION AUTHORITY

CONTRACT ADMINISTRATION
SOLICITATIONS

Construction/Construction Services

REPAIR CEILING, UNDER POOL AND CHIMNEY

Competitive Sealed Bids - PIN# SCA09-11635D-1 - DUE 10-03-08 AT 10:30 A.M. - James Monroe HS (Bronx). Project Range: \$1,450,000.00 to \$1,525,000.00.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents,

vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

s15-19

TRANSPORTATION

BRIDGES

SOLICITATIONS

Construction/Construction Services

CORRECTION; REHABILITATION OF 11TH AVENUE VIADUCT

Competitive Sealed Bids - PIN# 84108MNR241 - DUE 09-30-08 AT 11:00 A.M. - CORRECTION; BID EXTENSION: Rehabilitation (South Section) of 11th Ave. Viaduct between West 30th and West 33rd Streets over LIRR Yard together with all work incidental thereto in the Borough of Manhattan.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Department of Transportation, Contract Management Unit, Office of the Agency Chief Contracting Officer, 40 Worth Street, Room 824A, New York, NY 10013.

s16

TRIBOROUGH BRIDGE & TUNNEL AUTHORITY

SOLICITATIONS

Services

FURNISH AND INSTALL DIESEL EMISSIONS RETROFIT TECHNOLOGY

Competitive Sealed Bids - PIN# 08OPR2832000 - DUE 10-07-08 AT 3:00 P.M. - On various Triborough Bridge and Tunnel Authority and Long Island Rail Road Heavy Duty Vehicles.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Triborough Bridge and Tunnel Authority, 2 Broadway, Bid Suite, New York, NY 10004, Bid Reception Desk, (646) 252-6101, vprocure@mtabt.org.

s16

AGENCY RULES

SANITATION

NOTICE

NOTICE OF PUBLIC HEARING AND OPPORTUNITY TO COMMENT ON PROPOSED RULES GOVERNING ELECTRONIC EQUIPMENT COLLECTION, RECYCLING AND REUSE

NOTICE IS HEREBY GIVEN in accordance with the requirements of section 1043 of the New York City Charter and pursuant to the authority vested in the Commissioner of the Department of Sanitation by section 753(a) and (b) of the New York City Charter and Administrative Code §16-432 that the Department proposes to adopt the following rules governing electronic equipment collection, recycling and reuse.

Written comments regarding these proposed rules may be sent to the office of the Deputy Commissioner for Legal Affairs, New York City Department of Sanitation, 125 Worth Street, Room 710, New York, New York 10013 on or before

October 31, 2008. In addition, a public hearing regarding the proposed amendments will be held on October 21, 2008 at 125 Worth Street, 2nd Floor Auditorium, New York, New York from 9:30 A.M. to 12:30 P.M. and 2:00 P.M. to 4:00 P.M. Persons who request that a language interpreter or sign language interpreter or other form of reasonable accommodation for a disability be provided at the hearing are asked to notify Edna Luna by October 14, 2008. Ms. Luna may be contacted by fax at (212) 788-3876 or by mail at 125 Worth Street, Room 710, New York, New York 10013. Written comments and a summary of oral comments received at the hearing will be available for public inspection, within a reasonable time after receipt between the hours of 9:00 A.M. and 5:00 P.M. at the office of the Deputy Commissioner for Legal Affairs.

Dated: September 16, 2008. John J. Doherty, Commissioner.

Section 1. Title 16 of the Rules of the City of New York is amended by adding a new Chapter 17 to read as follows:

Chapter 17

ELECTRONIC EQUIPMENT COLLECTION, RECYCLING AND REUSE

§17-01 Definitions. When used in this subchapter:

Brand name. "Brand name" shall mean a manufacturer's name, brand designation, make or model name or number, or other nomenclature by which covered electronic equipment is offered for sale by a manufacturer.

Cathode Ray Tube. "Cathode ray tube" shall mean a vacuum tube or picture tube used to convert an electronic signal into a visual image.

Computer. "Computer" shall mean an electronic, magnetic, optical, electrochemical or other high-speed processing device performing a logical, arithmetic or storage function, and shall include a laptop computer and a desktop computer; but such term shall not include an automated typewriter or typesetter, portable hand-held calculator, portable digital assistant, or other similar device.

Computer Central Processing Unit. "Computer central processing unit" shall mean a server or the central processing unit component of a desktop computer, and shall include (1) its casing and all interior wires, circuitry, cables and other hardware and (2) all exterior cables and power cords.

Covered Electronic Equipment. "Covered electronic equipment" shall mean any of the following categories of equipment: (1) computer central processing unit; (2) computer keyboard; (3) electronic mouse or similar pointing device; (4) television; (5) printer; (6) monitor; (7) computer; and (8) portable digital music player that has memory capability and is battery-powered. "Covered electronic equipment" shall not include any automobile or any part thereof; mobile phone; household appliance such as a clothes washer, clothes dryer, refrigerator, freezer, microwave oven, oven, range or dishwasher; equipment that is functionally or physically part of a larger piece of equipment intended for use in an industrial, research, and development or commercial setting; security, anti-terrorism or medical equipment that utilizes a cathode ray tube, a cathode ray tube device or a flat panel display or similar video display device that is not separate from the larger piece of equipment; any device defined in 21 U.S.C. § 321; video game system; global positioning system (GPS) device; marine equipment; digital video recorder; cash register or similar point of sale device; portable DVD player; digital picture frame; audio equipment other than portable battery-powered digital music player with memory capability; universal serial bus (USB) device.

Department. "Department" shall mean the Department of Sanitation.

Desktop Computer. "Desktop computer" shall mean a personal computer, other than a laptop computer, designed to be used at a single location, and shall include any or all of the following components: computer central processing unit, monitor, computer keyboard, electronic mouse or similar pointing device, and any exterior cables and power cords.

Electronic Recycler. "Electronic recycler" shall mean a person who: (1) refurbishes or otherwise processes covered electronic equipment for reuse or resale; or (2) removes, segregates or otherwise extracts components or commodities from covered electronic equipment, either by manual or mechanical separation or by changing such equipment's physical or chemical composition, for the purpose of reusing or recycling such components or commodities.

End Market. "End market" shall mean any market for (1) reused covered electronic equipment or (2) covered electronic equipment, or any components thereof, after such equipment has been recycled.

Label. "Label" shall mean information on the surface of covered electronic equipment, which must be permanently attached to, printed or engraved on or incorporated in any other permanent manner on such equipment, and obvious and visible to users of such equipment.

Laptop Computer. "Laptop computer" shall mean any personal computer that is portable and includes a visual display, monitor and a computer keyboard, and shall include any exterior cables and power cords.

Manufacturer. "Manufacturer" shall mean a person who (1) assembles or substantially assembles, or has assembled or substantially assembled, covered electronic equipment for sale in the City; (2) manufactures or has manufactured covered electronic equipment under its own brand name or under any other brand name for sale in the City; (3) sells or

has sold, under its own brand name, covered electronic equipment produced by another person for sale in the City; (4) owns a brand name that it licenses or has licensed to another person for use on covered electronic equipment for sale in the City; (5) imports or imported covered electronic equipment for sale in the City; or (6) manufactures or has manufactured covered electronic equipment for sale in the City without affixing a brand name.

Monitor. "Monitor" shall mean a separate visual display component of a computer, including a liquid crystal display, plasma screen, cathode ray tube or other image projection technology, that includes a screen that is greater than four inches, when measured diagonally, and one or more circuit boards, whether sold separately or with a computer central processing unit. A "monitor" includes the screen (including its image projection technology), casing, interior wires and circuitry, all exterior and interior cables, and power cords.

Orphan waste. "Orphan waste" shall mean covered electronic equipment, the manufacturer of which cannot be identified or is no longer in business and for which no successor-in-interest has been identified.

Person. "Person" shall mean any individual, business entity, partnership, company, corporation, not-for-profit corporation, association, governmental entity, public benefit corporation, public authority or firm.

Printer. "Printer" shall mean any desktop or standalone device sold exclusively for external use with a computer that provides for input to or output from a computer and is used to print words, characters or images in any form, including devices that include additional functions such as fax, scan or copy. A printer shall not include products for which printing is not the primary function, or specialized printing devices, such as a label maker or Braille embosser.

Recycle. "Recycle" shall mean to use the materials contained in covered electronic equipment or components thereof as raw materials for new products or components, but not for energy recovery or generation by means of combustion, gasification, pyrolysis or other means.

Reuse. "Reuse" shall mean any reuse of covered electronic equipment or any components thereof for the same purpose for which they were originally conceived.

Sell or Sale. "Sell" or "sale" shall mean any transfer for consideration, by lease or sales contract of title to or the right to use covered electronic equipment from a manufacturer or retailer to any person, including but not limited to transactions conducted through retail sales outlets, catalogs, or the internet. "Sell" or "sale" includes the transfer of new, used or refurbished covered electronic equipment, but does not include transfers between end users of such equipment.

Television. "Television" shall mean a display system containing a cathode ray tube or any other type of display primarily intended to receive broadcast video programming, having a viewable area greater than four inches when measured diagonally.

§17-02 Responsibility of Manufacturer Collection.

(a) Beginning July first, two thousand-nine or one hundred eighty days after an electronic waste management plan is approved by the department, whichever date is later, a manufacturer must accept for collection, handling and recycling or reuse covered electronic equipment in accordance with Chapter 4-A of Title 16 of the Administrative Code.

(b) No manufacturer shall be required to accept covered electronic equipment that is of a different type than that which is currently or previously assembled, manufactured or imported by such manufacturer, or currently or previously sold under the brand name owned or licensed by such manufacturer. Covered electronic equipment shall be considered to be of the same type if it is included within the same category of covered electronic equipment set forth under the definition of covered electronic equipment in §17-01 of this chapter; provided, however, that (1) a laptop computer shall be considered the same type of covered electronic equipment as a desktop computer or any component thereof and (2) a server shall not be considered to be the same type of covered electronic equipment as the central processing unit component of a desktop computer.

(c) A manufacturer shall not impose a fee or other charge on any person for the collection, handling, and recycling or reuse of covered electronic equipment, except that a fee or other charge may be imposed by contractual agreement between a manufacturer and a business entity, partnership, company, corporation or firm having more than fifty full time employees other than a not-for-profit corporation as defined in subparagraph five or seven of New York Not-for-Profit Corporation Law § 102(a), association, governmental entity, public benefit corporation or public authority.

§17-03 Manufacturer Electronic Waste Management Plan Requirements.

(a) No later than sixty days after these rules governing electronic equipment collection recycling and reuse are published as final in the *City Record*, a manufacturer shall submit to the department an electronic waste management plan pursuant to §16-423 of the Administrative Code. Any person who becomes a manufacturer on or after such date shall submit to the department an electronic waste management plan for the collection, handling, and recycling or reuse of covered electronic equipment prior to selling any covered electronic equipment in the City. All plans shall be submitted to the Director of the Bureau of Waste Prevention, Reuse and Recycling, New York City Department of Sanitation, 44 Beaver Street, 6th Floor, New York, NY 10004.

(b) Each manufacturer must submit a bank or certified check, payable to the "New York City Department of Sanitation", in the amount of one thousand five hundred dollars (\$1500) with its proposed plan as required by §16-423 (b) of the Administrative Code.

(c) A manufacturer's electronic waste management plan shall be signed by an officer, director or other person having knowledge of the manufacturer's electronic waste management plan.

(d) A manufacturer may elect to submit an individual or a group plan, whereby one or more manufacturers participate in a collective plan for the collection, handling, recycling and reuse of covered electronic equipment. Any manufacturer participating in a group plan may separately submit any information not pertaining to such collective plan for the collection, handling recycling and reuse of covered electronic equipment provided the group plan indicates such separate submission. For each manufacturer participating in a group electronic waste management plan, an officer, director or other person having knowledge of the manufacturer's electronic waste management plan shall sign such plan with respect to those portions of the plan that relate to such manufacturer.

(e) If two or more manufacturers share responsibility for the same brand of covered electronic equipment, any plan submitted by such manufacturers shall indicate such joint responsibility.

(f) The Department may, upon a showing of good cause by the manufacturer, designate information relating to covered electronic equipment submitted to the Department by such manufacturer as confidential.

(g) The electronic waste management plan shall be submitted on an electronic waste management plan submission form provided by the department. Such form may be obtained from the department's website or by written request to the Director of Bureau of Waste Prevention, Reuse and Recycling, New York City Department of Sanitation, 44 Beaver Street, 6th Floor, New York, NY 10004. Unless otherwise indicated on the form, all information on such form must be completed in order to comply with this section. Any manufacturer that fails to complete any information as requested on such form shall be deemed not to have submitted a plan and shall be subject to the penalties set forth in §16-427 (d) (1) of the Administrative Code for failure to submit an electronic waste management plan.

(h) A manufacturer's electronic waste management plan shall include:

(1) information about the manufacturer, including company name, tax identification number, postal address, telephone number, company website, website of such manufacturer's electronic waste management plan, and information on whether the manufacturer is participating in a group plan. Such information shall also include contact information for a person from each manufacturer participating in such group plan. Such contact information shall include the person's name, title, electronic mail address, postal address and telephone number.

(2) a description of the manufacturer's plan for the collection, handling, and recycling or reuse of covered electronic equipment in the City, including the methods by which a person can return to the manufacturer such covered electronic equipment. Pursuant to §16-423 (d) (1) of the Administrative Code, a manufacturer must provide convenient collection methods for covered electronic equipment to residents of the City. Convenient collection shall mean:

(i) for small items, including portable battery powered digital music players with memory capability, laptop computers, televisions under ten pounds, and electronic mice (or similar pointing devices) and/or computer keyboards returned independently of a computer central processing unit, convenient collection shall include a mail-back or retail store drop-off program, whereby any person in the City can return covered electronic equipment to the manufacturer by mail (or similarly convenient delivery service) or at multiple retail store locations throughout the City.

(ii) for large items, including televisions that are ten pounds or heavier, desktop computers, monitors, computer central processing units, and electronic mice (or similar pointing devices) or computer keyboards returned with a computer central processing unit, convenient collection shall include an option whereby the covered electronic equipment is collected directly from persons in the City.

(iii) all material necessary to effectuate mail-back, drop-off or collection must be provided free of charge, except as provided in §17-02(c) of this chapter.

(iv) where collection is being made pursuant to a contractual agreement between the manufacturer and any business entity, partnership, company, association, governmental entity, public benefit corporation or public authority, corporation or firm having more than fifty full time employees, the terms of convenient collection may be agreed upon by the parties to the contract.

(3) information regarding any person who will collect, recycle or process for reuse covered electronic equipment pursuant to the manufacturer's electronic waste management plan, including such person's company name, tax identification number, address, telephone number and company website.

(4) the start and end dates of the contract between the manufacturer and the person referred to in paragraph three of this subdivision.

(5) a description of how the manufacturer will inform

residents and businesses of the City about such manufacturer's plan for the collection, handling, recycling or reuse of covered electronic equipment, including a toll-free telephone number and/or an internet website address.

(6) a description of the manufacturer's plan for the disposition of covered electronic equipment, including any plan for the recycling or reuse of such covered electronic equipment. Such description shall include:

(i) a description of the processes and methods to be used for the collection, handling, recycling and recovery of covered electronic equipment by each electronic recycler utilized by the manufacturer, the type of covered electronic equipment accepted from the manufacturer by each such electronic recycler, the percentage of covered electronic equipment exported for recycling or reuse by each such electronic recycler and the countries to which such covered electronic equipment is exported, details on any disassembly or physical recovery operations to be used by each such electronic recycler, the locations of all operations of each such electronic recycler with respect to covered electronic equipment collected from the manufacturer and a description of the operations at each such location.

(ii) a description of anticipated end markets to be utilized for recycled and/or reused covered electronic equipment, including the locations of such end markets and the types of recycled materials and/or reused covered electronic equipment of components thereof accepted by such end markets.

(iii) a description of the method to be used to destroy all data in any covered electronic equipment collected, either through physical destruction of the data storage components or through data wiping, meeting or exceeding United States Department of Defense standard 5220.22M.

(iv) a description of any plan to re-sell or donate covered electronic equipment, including whether such donated or re-sold covered electronic equipment will be in full working condition.

(v) a description of any tracking system used by the manufacturer to track returned covered electronic equipment that is recycled or reused pursuant to the manufacturer's electronic waste management plan.

(vi) a description of any environmental, health or safety audits that any recycling facility or electronic recycler utilized by the manufacturer or such electronic recycler has undergone, including a description of the audit process used, the results of such audit and any certifications provided to the facility or electronic recycler as a result of such audit.

(vii) a certification stating that the collection, handling and recycling or reuse of covered electronic equipment will comply with all applicable local, state, federal and international laws and regulations. For any electronic recycler utilized by the manufacturer, the certification must include copies of all federal and state transportation, operation and disposal permits. Such certification shall be issued by an officer or director or any other person having knowledge of the manufacturer's compliance with such laws and regulations.

(7) annual City sales data of the manufacturer's covered electronic equipment for the previous three calendar years, including a description of the method or methods of sale currently used in the City. Such sales data shall be expressed in terms of both the total weight sold and the number of units of a type of covered electronic equipment sold.

(8) a list of every brand name of the manufacturer pursuant to §16-423(d)(7) of the Administrative Code. For each brand name, the covered electronic equipment sold under that brand name must be set forth.

(9) any additional information required by §16-423(d) of the Administrative Code.

(i) Electronic waste management plans will be approved or disapproved by the department in accordance with §16-423(e) of the Administrative Code.

§17-04 Waiver of Provisions of Electronic Waste Management Plan.

(a) A manufacturer must submit an electronic waste management plan that meets all of the requirements of §16-423 of the Administrative Code unless a waiver pursuant to §16-423(e) of the Administrative Code is approved by the department. Such waiver shall only be approved upon a detailed showing of good cause by the manufacturer why it is unable to comply with any such requirement.

(b) A manufacturer's request for a waiver must be submitted prior to or with the submission of the manufacturer's proposed electronic waste management plan, or any proposed plan modification to which such request relates, by letter to the department. Should the department disapprove a manufacturer's waiver request, such manufacturer will be notified in writing of the reasons for such disapproval. Such manufacturer shall then submit the required information with its electronic waste management plan or proposed modification thereof, if such request for a waiver was submitted prior to the submission of such plan or modification, or 30 days after notification of the Department's disapproval, if such request for a waiver was submitted with such plan or modification.

(c) If a manufacturer is unable to provide accurate City sales data pursuant to §17-03(h)(7) of this chapter, it must ask for a waiver of this requirement pursuant to this section, explaining why such sales data cannot be provided, and provide accurate New York State sales data. If the manufacturer cannot provide accurate New York State sales data, it must explain why such sales data cannot be provided

and provide sales data calculated by dividing its national sales data by the per capita population of the City.

(d) The approval of any waiver pursuant to this section shall not affect the manufacturer's obligation to comply with any other requirement of Chapter 4-A of Title 16 of the Administrative Code or this chapter, including without limitation any reporting requirement contained in §17-08 of this Chapter and/or §16-428 of the Administrative Code.

§17-05 Department Audits.

(a) The department may audit any information included in a manufacturer's electronic waste management plan or annual report

(b) Each manufacturer's records pertaining to the information required to be included in either its electronic waste management plan or its annual report must be maintained for a period of five years subsequent to the submission of such electronic waste management plan or annual report. Such records shall be provided to the department upon request.

§17-06 Modification of Electronic Waste Management Plans.

(a) A proposed modification to the description of the manufacturer's plan for the collection of covered electronic equipment in the City must be approved by the department before the manufacturer implements the proposed modification. Such proposed modification shall be sent to the Director of Bureau for Waste Prevention, Reuse and Recycling, New York City Department of Sanitation, 44 Beaver Street, 6th Floor, New York, NY 10004.

(b) Any other proposed modification to a manufacturer's electronic waste management plan may be submitted to the department at any time before or after the proposed modification is implemented, but in no event later than the date the manufacturer's next annual report is due, in which case such proposed modification may be included in such manufacturer's annual report; provided, however, that any change to the information required by paragraph (1) or (5) of §17-03(h) shall be provided to the department immediately. If the department rejects any such proposed modification submitted by the manufacturer after it has been implemented, the manufacturer shall discontinue the plan modification in accordance with the instructions of the department.

(c) Proposed modifications to a manufacturer's electronic waste management plan will be approved or disapproved by the department in accordance with §16-423(h) of the Administrative Code.

§17-07 Labeling.

(a) Pursuant to §16-425 (a) of the Administrative Code, a manufacturer may not sell or otherwise distribute for sale in the City covered electronic equipment unless such equipment has a label that identifies such manufacturer.

(b) In accordance with §16-425 (b) of the Administrative Code, a manufacturer must provide information on how a person can return covered electronic equipment pursuant to such manufacturer's electronic waste management plan at the point of sale. Such information must be provided in writing to such person purchasing covered electronic equipment and may be included on the receipt of purchase, on or inside the product box or in any equipment manual accompanying the product, or provided in any other manner at the point of sale that is reasonably accessible to the buyer of such equipment.

§17-08 Reporting.

(a) Beginning no later than July 1, 2009, a manufacturer shall submit to the department annual reports pursuant to §16-428(a) of the Administrative Code. Annual reports shall be submitted to the Director of Bureau of Waste Prevention, Reuse and Recycling, New York City Department of Sanitation, 44 Beaver Street 6th Floor, New York, NY 10004 together with the annual report fee pursuant to subdivision (b) of this section.

(b) Each manufacturer must submit a bank or certified check in the amount of one thousand two hundred fifty dollars (\$1250) payable to the "New York City Department of Sanitation" as required by §16-423 (b) of the Administrative Code with such manufacturer's annual report.

(c) An annual report shall be submitted on an annual reporting form that may be obtained from the department's website or by written request to the Director of Bureau of Waste Prevention, Reuse and Recycling, New York City Department of Sanitation, 44 Beaver Street 6th Floor, New York, NY 10004. Unless otherwise indicated on the form, all information on the form must be completed in order to comply with this section. Any manufacturer that fails to complete any information as requested on the form shall be deemed not to have submitted an annual report and shall be subject to the penalties set forth in §16-427(d)(1) of the Administrative Code for failure to submit an annual report.

(d) Manufacturers participating in a group electronic waste management plan may submit a group annual report. Such report must contain all of the information required pursuant to subdivision (f) of this section for each individual manufacturer; provided, however, that a manufacturer participating in such report may separately submit any required information not pertaining to the group electronic waste management plan.

(e) A manufacturer's annual report shall be signed by an officer, director or other person having knowledge of the manufacturer's electronic waste management plan. For a group annual report, an officer, director or other person

having knowledge of the manufacturer's electronic waste management plan for each manufacturer participating in the submission shall sign such report with respect to those portions of the annual report plan, including the group electronic waste management plan, that relate to such manufacturer.

(f) A manufacturer's annual report shall include:

(1) any approved modification to the manufacturer's electronic waste management plan during the previous calendar year indicating which sections of the plan have been changed.

(2) any proposed modification to the manufacturer's electronic waste management plan pursuant to §17-06(b) of this chapter indicating which sections of the plan would be changed pursuant to such proposed modifications.

(3) New York City sales data for covered electronic equipment sold during the previous calendar year.

(4) a description of the manufacturer's collection and handling system for covered electronic equipment, including information on any collector, transporter or electronic recycler utilized by the manufacturer for collection, handling, recycling or reuse of covered electronic equipment under the manufacturer's electronic waste management plan. Such information shall include the collector, transporter or electronic recycler's company name, tax identification number, address, telephone number, company website, and information on the contract between the manufacturer and such collector, transporter or electronic recycler, including the start and end dates of such contract.

(5) the quantity of covered electronic equipment collected for recycling or reuse in the City during the previous calendar year pursuant to the manufacturer's electronic waste management plan expressed both in terms of the total weight of collected covered electronic equipment and as a percentage of the average annual sales of the manufacturer's covered electronic equipment in the City, reported by weight, during the previous three calendar years. Such collected covered electronic equipment shall be categorized by the type of covered electronic equipment collected, and further categorized, to the extent possible, by the quantity of covered electronic equipment collected from individuals and government entities.

(6) the weight of orphan waste collected during the previous calendar year pursuant to the manufacturer's electronic waste management plan, categorized by the type of covered electronic equipment collected.

(7) a description of the actual disposition of the manufacturer's covered electronic equipment collected pursuant to the manufacturer's electronic waste management plan during the previous calendar year, including information on any electronic recycler, end markets and re-sale or donation opportunities utilized by the manufacturer. Such description shall include:

(i) a description of the processes and methods used by any such electronic recycler to recycle collected covered electronic equipment, including the type of covered electronic equipment accepted, the percentage of covered electronic equipment exported for recycling or reuse, and the countries to which such covered electronic equipment was exported.

(ii) a description of any end markets utilized by such manufacturer or electronic recycler for collected covered electronic equipment, including the location of such end markets and the types of materials accepted by such end markets.

(iii) a description of the method used by the manufacturer and/or any such electronic recycler to destroy all data in collected covered electronic equipment. Such destruction of data must meet or exceed United States Department of Defense Standard 5220.22M.

(iv) a description of any re-sale or donation programs for collected covered electronic equipment, including whether such donated or re-sold covered electronic equipment was in full working condition when re-sold or donated.

(v) a description of any data tracking and accounting system maintained by the manufacturer and/or electronic recycler to track collected covered electronic equipment.

(vi) a description of any environmental, health and safety audits that any recycling facility or electronic recycler utilized by the manufacturer or such electronic recycler has undergone, including a description of the audit process used, the results of such audit and any certifications provided to the facility or electronic recycler as a result of such audit.

(vii) a certification stating that the collection, handling and recycling or reuse of collected covered electronic equipment complies with all local, state, federal and international laws and regulations. For any collector or transporter of covered electronic equipment, electronic recycler, and end market utilized by the manufacturer, the certification must include a copy of all applicable federal and state transportation, operation and disposal permits. Such certification shall be issued by an officer, director or other person having knowledge of the manufacturer's compliance with such laws and regulations.

(8) examples of how the manufacturer has informed residents and businesses of the City about such manufacturer's plan for the collection, handling, and recycling or reuse of covered electronic equipment.

(9) the number of visits to the internet website and calls to the toll-free telephone numbers established by the manufacturer's electronic waste management plan.

(10) any other information required by §16-428(a) of the Administrative Code.

§17-09 Additional Clarification.

(a) A manufacturer seeking clarification whether any of its products are covered electronic equipment may send a letter explaining in detail such product to: Deputy Commissioner for Legal Affairs, New York City Department of Sanitation, 125 Worth Street, Room 710, New York, NY 10013.

(b) Any person who requires clarification whether it is a manufacturer may send a detailed letter explaining its operations in New York City to: Deputy Commissioner for Legal Affairs, New York City Department of Sanitation, 125 Worth Street, Room 710, New York, NY 10013.

§17-10 Applicability. In addition to the rules set forth in this chapter, all manufacturers and other persons subject to Chapter 4-A of title 16 of the Administrative Code also shall comply with, and are subject to, any and all provisions relating to such manufacturers and other persons contained in such Chapter 4-A.

Statement of Basis and Purpose

Pursuant to §753 of the New York City Charter and Local Law No. 13 of 2008 ("Local Law 13"), the Sanitation Commissioner is authorized to adopt rules relating to the collection for recycling or reuse of electronic equipment in the City of New York.

These rules clarify the definition of covered electronic equipment and expressly exclude certain electronic products that do not fall within that definition, such as video game systems, GPS devices, automobile parts or components, marine equipment, digital video recorders, point of sale devices, portable DVD players, digital picture frames, audio equipment other than covered portable battery powered digital music players, and USB devices. In addition, these rules further define other terms set forth in Local Law 13 and define additional terms, including computer central processing unit, desktop computer, laptop computer and printer.

The rules make clear that no manufacturer shall be required to accept covered electronic equipment that is of a different type than that currently or previously assembled, manufactured or imported by such manufacturer, or currently or previously sold under the brand name of such manufacturer. For example, pursuant to the collection requirements set forth in Administrative Code §16-422(b)-(d), a cathode ray tube television must be accepted with the purchase of a liquid crystal display or plasma screen television. A printer with multiple functions, such as scan, fax and copy functions, must be accepted with the purchase of a printer with only a printing function. A computer that includes a monitor and central processing unit in one device (including, but not limited to, a laptop computer) shall be considered the same as a desktop computer with separate monitor and central processing unit components.

These rules set forth procedures for a manufacturer to submit its electronic waste management plans to the Department. Every such plan must be submitted to the Department on an electronic waste management plan submission form provided by the Department. This form will be available on the Department's website and or in hard copy by mail after the rules are published as final.

Additionally, these rules establish specific information for mandatory inclusion in a manufacturer's electronic waste management plan. Every manufacturer must submit a \$1,500.00 fee with its proposed plan as required by Local Law 13.

The Department's rules also define the term "convenient collection". Because of the unique characteristics of New York City, including the low percentage of citizens with access to vehicles, convenient collection for large items is defined as including any option whereby the covered electronic equipment is collected directly from the person's home or business. For smaller items, convenient collection is defined to include either a mail-back option or retail store drop-off locations.

The rules set forth a procedure that allows a manufacturer to apply for a waiver of any of the required elements of an electronic waste management plan submitted to the Department. Should a manufacturer be unable to meet any of the enumerated requirements, a waiver must be requested from the Department and any such waiver may only be granted upon a showing of good cause.

The rules also establish labeling requirements for covered electronic equipment. Local Law 13 requires the manufacturer to provide information on how a person can return covered electronic equipment pursuant to such manufacturer's electronic waste management plan at the point of sale. These rules clarify that such information must be provided in writing and may be included on the receipt of purchase, on or inside the product box, in any equipment manual accompanying the product, or in any other manner at the point of sale that is reasonably accessible to the buyer of such equipment.

Finally, these rules establish the data that every manufacturer must include in its annual report as required by Local Law 13. The submission of such report must be accompanied by a \$1,250.00 fee. These rules clarify that such annual report must include detailed information on the quantity of covered electronic equipment collected under a manufacturer's electronic waste management plan, as well as information on the collectors, transporters and end markets utilized by the manufacturer.

Due to the short amount of time between the passage of Local Law 13 and the required submission date for electronic waste management plans, the Department is granting manufacturers a grace period before assessing fines for the late submission of plans. Electronic waste management plans will not be due until 60 days after the rules are published as final in the City Record.

TAXI AND LIMOUSINE COMMISSION

NOTICE

Notice of Promulgation of Rules

NOTICE IS HEREBY GIVEN in accordance with section 1043(b) of the Charter of the City of New York ("Charter") that the Taxi and Limousine Commission ("TLC") promulgates rules governing insignia for accessible vehicles.

These rules are promulgated pursuant to sections 1043 and 2303(b)(11) of the Charter and section 19-503 of the Administrative Code of the City of New York. These rules were published on August 8, 2008 for public comment in The City Record. On September 10, 2008, a public hearing was held by the TLC at its offices at 40 Rector Street, 5th Floor, New York, New York 10006, and these rules were voted on and passed. Pursuant to section 1043(e)(1)(c) of the Charter, these rules will take effect 30 days following the publication in The City Record.

New material is underlined.

[Material inside brackets indicates deleted material.]

Section 1. Paragraph (5) of subdivision (b) of Section 1-35 of Chapter 1 of Title 35 of the Rules of the City of New York is amended to read as follows:

§1-35 Markings and Advertising.

(b) An owner shall not display any lettering, emblem, or advertising of any kind on the exterior of a taxicab, its windows or an exterior accessory, by means of paint, stencil, decal, sticker, or otherwise, unless authorized by the Commission, except:

(5) for an accessible taxicab, insignia, the [design] designs of which shall be provided by the Commission on its website or through other means it deems appropriate as set forth on its website, that identify the vehicle as an accessible taxicab. Such insignia shall be located on the exterior of the C-pillars of a sedan or an SUV or on the exterior of the D-pillars of a minivan, on both sides of such taxicab, and shall be visible to passengers entering the accessible taxicab and shall also be located on the middle of the hood of such taxicab so as to be visible to passengers hailing or approaching such taxicab; and

STATEMENT OF BASIS AND PURPOSE OF PROMULGATED RULES

Pursuant to Local Law 55 of 2006 (Administrative Code section 19-514, subd. h), existing Taxi and Limousine Commission ("Commission") rules require markings on wheelchair accessible taxicabs, specifically on the C-pillars of a sedan or an SUV or D-pillars of a minivan. Feedback from taxicab passengers who use wheelchairs indicates that these markings may not always be sufficiently visible to passengers attempting to hail wheelchair accessible taxicabs. Therefore, this promulgated rule requires an additional marking to be placed in the middle of the hood of the taxicab.

As with the previous markings, the new marking will be designed by the Commission. The Commission intends to use a larger marking for the hood than is used for the pillars, in order to enhance the visibility of wheelchair accessible taxicabs for street hails.



HEALTH AND MENTAL HYGIENE

NOTICE

Notice of Concept Paper

In advance of the release of a Request for Proposals for qualified health care providers to expand primary care services in New York City Communities with the most severe primary health care shortages, the Department of Health and Mental Hygiene (DOHMH) is issuing a concept paper presenting DOHMH's plan for this new citywide service. The concept paper will be posted on the Department's website on September 22, 2008 at http://www.nyc.gov/html/doh/downloads/pdf/acco/2008/acco-concept-pccb-200907.pdf and public comment is invited.

s15-19

CHANGES IN PERSONNEL

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Includes Police Department and Fire Department personnel changes for period ending 08/22/08.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for BARRETT, NOVLETTE, BRACERO, ELSA, DEWAN JR, JOHN, DUNCAN, WILLIAM, DUSHA, ROBERT, EDMOND, MARCELLA, ELLICOTT, BRIAN, FIGUEROA JR, CARLOS, GRIFFITH, GLENROY, JENSEN, JIM, KABASERVICE, BRIAN, KAMBOURAS, NICHOLAS, KELLMAN, SHARON, LEE, YINGYU, MEEHAN, KEVIN, MIETLOWSKI, ADAM, MONELLO, NICHOLAS, PROKOFYEVA, REGINA, RELILLY, STEVEN, ROMER, WILLIAM, ROPER, PATRICE, RUSINOV, PAVEL, SENICA, JOHN, STRANO, LOUIS, TENTLER, YEVGENIY, YEUNG, POSUM.

ADMIN FOR CHILDREN'S SVCS FOR PERIOD ENDING 08/22/08

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for ABDIN, ABDUL, ABELLARD, RAYMOND, AGNESS, GLYNIS, AHMAD, BADER, AKBAR, SAALIHAH, ALDEN, TAMARA, AMALATHAS, THOMAS, AMBROSE, MATTHEW, BABB, JEREMY, BARISS, PETER, BAXTER, TRUDY-AN, BELTON, TRACI, BENEJAN, MARIA, BLAIR, TERRENCE, BOGDANOVIC, DZEVSHIR, BOYCE, ISHA, BRANCALE, MELISSA, BREBNOR, NAEEM, BRISSETT, JACQUELI, BROWN, HASSAN, CANELA, MIOZOTIS, CASTELAN, LYNN, CEVI, KRISTO.

Table with columns: NAME, LAST, F, NUM, SALARY, ACTION, PROV, EFF DATE. Lists employees such as CHRISTIE YOLANDA, CUMMINGS-GRAYSON JANICE, DANIELS VALERIE, etc.

HRA/DEPT OF SOCIAL SERVICES FOR PERIOD ENDING 08/22/08

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists employees such as ABDALLA AZZAH, AINA TOLUPOPE, ALBURY JUDITH, etc.

Table with columns: NAME, LAST, F, NUM, SALARY, ACTION, PROV, EFF DATE. Lists employees such as FLORES MONIQUE, FLOWERS MICHAEL, FURNES DIANE, etc.

DEPT. OF HOMELESS SERVICES FOR PERIOD ENDING 08/22/08

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists employees such as ACHIRON EVAN, ARMOUR MARJORIE, BREWSTER LAURA, etc.

HUMAN RIGHTS COMMISSION FOR PERIOD ENDING 08/22/08

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Includes entry for WHITAKER WILLIE.

DEPT OF YOUTH & COMM DEV SRVS FOR PERIOD ENDING 08/22/08

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Includes entries for FORTUNAK, GLADDEN, JENKINS, JOHNSON, SERRANO, VARELA.

COMMUNITY COLLEGE (BRONX) FOR PERIOD ENDING 08/22/08

Large table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists numerous employees and their details.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Includes entries for WATFORD, WHITE, WIGFALL.

COMMUNITY COLLEGE (QUEENSBORO) FOR PERIOD ENDING 08/22/08

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists employees for Queensboro College.

COMMUNITY COLLEGE (KINGSBORO) FOR PERIOD ENDING 08/22/08

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists employees for Kingsboro College.

COMMUNITY COLLEGE (MANHATTAN) FOR PERIOD ENDING 08/22/08

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists employees for Manhattan College.

COURT NOTICE MAP FOR GRANTWOOD RETENTION BASIN, STATEN ISLAND

Map showing land parcels, acquisition lines, and wetland boundaries. Includes a legend, commissioner's signature, and assessed valuations table.

READER'S GUIDE

The City Record (CR) is, published each business day and includes notices of proposed New York City procurement actions, contract awards, and other procurement-related information. Solicitation notices for most procurements valued at or above \$100,000 for information technology and for construction and construction related services, above \$50,000 for other services, and above \$25,000 for other goods are published for at least one day. Other types of procurements, such as sole source, require notice in the City Record for five consecutive days. Unless otherwise specified, the agencies and offices listed are open for business Mondays thru Fridays from 9:00 A.M. to 5:00 P.M. except legal holidays.

NOTICE TO ALL NEW YORK CITY CONTRACTORS

The New York State Constitution ensures that all laborers, workers or mechanics employed by a contractor or subcontractor doing public work are to be paid the same wage rate that prevails in the trade where the public work is being done. Additionally, New York State Labor Law §§ 220 and 230 provide that a contractor or subcontractor doing public work in construction or building service must pay its employees no less than the prevailing wage. Section 6-109 (the Living Wage Law) of the New York City Administrative Code also provides for a "living wage", as well as prevailing wage, to be paid to workers employed by City contractors in certain occupations. The Comptroller of the City of New York is mandated to enforce prevailing wage. Contact the NYC Comptrollers Office at www.comptroller.nyc.gov, click on Labor Law Schedules to view rates.

New York City's "Burma Law" (Local Law No. 33 of 1997) No Longer to be Enforced. In light of the United States Supreme Court's decision in **Crosby v. National Foreign Trade Council**, 530 U.S. 363 (2000), the City has determined that New York City's Local Law No. 33 of 1997 (codified in Administrative Code Section 6-115 and Charter Section 1524), which restricts City business with banks and companies doing business in Burma, is unconstitutional. This is to advise, therefore, that the language relating to Burma contained in existing New York City contracts may not be enforced.

CONSTRUCTION/CONSTRUCTION SERVICES OR CONSTRUCTION RELATED SERVICES

The City of New York is committed to achieving excellence in the design and construction of its capital program, and building on the tradition of innovation in architecture and engineering that has contributed to the City's prestige as a global destination.

VENDOR ENROLLMENT APPLICATION

New York City procures approximately \$7 billion worth of goods, services, construction and construction-related services every year. The NYC Procurement Policy Board Rules require that agencies primarily solicit from established mailing lists called bidder/proposer lists. To register for these lists-free of charge-, prospective suppliers should fill out and submit the NYC-FMS Vendor Enrollment application.

- Online at NYC.gov/selltonyc
- To request a hardcopy application, call the Vendor Enrollment Center at (212) 857-1680.

Attention Existing Suppliers:

Even if you already do business with NYC agencies, be sure to fill out an application. We are switching over to citywide, centralized Bidders Lists instead of the agency-specific lists previously used to issue notices about upcoming contract opportunities. To continue receiving notices of New York City contract opportunities, you must fill out and submit a NYC-FMS Vendor Enrollment application.

If you are uncertain whether you have already submitted an application, call us at (212) 857-1680.

SELLING TO GOVERNMENT TRAINING WORKSHOP

New and experienced vendors are encouraged to register for a free training course on how to do business with New York City. "Selling to Government" workshops are conducted by the Department of Small Business Services, 110 William Street, New York, NY 10038. Morning and afternoon sessions are convened on the first Tuesday of each month. For more information, and to register, call (212) 618-8845.

PRE-QUALIFIED LIST

New York City procurement policy permits agencies to develop and solicit from pre-qualified lists of vendors, under prescribed circumstance. When it is decided by an agency to develop a pre-qualified list, criteria for pre-qualification must be clearly explained in the solicitation and notice of the opportunity to pre-qualify for that solicitation must be published in at least five issues of the CR.

Information and qualification questionnaires for inclusion on such list may be obtained directly from the Agency Chief Contracting Officer at each agency, (see Vendor Information Manual). A completed qualification Questionnaire may be submitted to the Chief Contracting Officer at any time, unless otherwise indicated and action (approval or denial) shall be taken by the agency within 90 days from the date of submission. Any denial or revocation of pre-qualified status can be appealed to the Office of Administrative Trials and Hearings, (OATH), Section 3-11 of the Procurement Policy Board Rules describes the criteria for the general use of pre-qualified lists.

NON-MAYORAL ENTITIES

The following agencies are not subject to Procurement Policy Board rules and do not follow all of the above procedures: City University, Department of Education, Metropolitan Transportation Authority, Health & Hospitals Corporation, Housing Authority. Suppliers interested in applying for inclusion on bidders list should contact these entities directly (see Vendor Information Manual) at the addresses given.

PUBLIC ACCESS CENTER

The Public Access Center is available to suppliers and the public as a central source for supplier-related information through on-line computer access. The Center is located at 253 Broadway, 9th floor, in lower Manhattan, and is open Monday through Friday from 10:00 A.M to 3:00 P.M. For information, contact the Mayor's Office of Contract Services at (212) 788-0010.

ATTENTION: NEW YORK CITY MINORITY AND WOMEN OWNED BUSINESS ENTERPRISES

Join the growing number of Minority and Women Owned Business Enterprises (M/WBEs) that are competing for New York City's business. In order to become certified for the program, your company must substantiate that it: (1) is at least fifty-one percent (51%) owned, operated and controlled by a minority or woman and (2) is either located in New York City or has a significant tie to New York City's business community. To obtain a copy of the certification application and to learn more about the program, contact the New York City Department of Small Business Services, 110 William Street, 2nd Floor, New York, New York 10038 (212) 513-6311.

PROMPT PAYMENT

It is the policy of the City of New York to pay its bills promptly. The Procurement Policy Board Rules generally require that the City pay its bills within 30 days after the receipt of a proper invoice. The City now pays interest on all late invoices. The grace period that formerly existed was eliminated on July 1, 2000. However, there are certain types of payments that are not eligible for interest. These are listed in Section 4-06 of the Procurement Policy Board Rules. The Comptroller and OMB determine the interest rate on late payments twice a year, in January and in July.

PROCUREMENT POLICY BOARD RULES

The Rules may also be accessed on the City Website, <http://NYC.GOV.Selltonyc>

COMMON ABBREVIATIONS USED IN THE CR

The CR contains many abbreviations. Listed below are simple explanations of some of the most common ones appearing in the CR:

- AB Acceptable Brands List
- AC Accelerated Procurement
- AMT Amount of Contract
- BL Bidders List
- CSB Competitive Sealed Bidding (including multi-step)
- CB/PQ CB from Pre-qualified Vendor List
- CP Competitive Sealed Proposal (including multi-step)
- CP/PQ CP from Pre-qualified Vendor List
- CR The City Record newspaper
- DA Date bid/proposal documents available
- DUE Bid/Proposal due date; bid opening date
- EM Emergency Procurement
- IG Intergovernmental Purchasing
- LBE Locally Based Business Enterprise
- M/WBE Minority/Women's Business Enterprise
- NA Negotiated Acquisition
- NOTICE.... Date Intent to Negotiate Notice was published in CR
- OLB..... Award to Other Than Lowest Responsible & Responsive Bidder/Proposer
- PIN..... Procurement Identification Number
- PPB Procurement Policy Board
- PQ Pre-qualified Vendors List
- RS..... Source required by state/federal law or grant
- SCE Service Contract Short-Term Extension
- DP Demonstration Project
- SS Sole Source Procurement
- ST/FED Subject to State &/or Federal requirements

KEY TO METHODS OF SOURCE SELECTION

The Procurement Policy Board (PPB) of the City of New York has by rule defined the appropriate methods of source selection for City procurement and reasons justifying their use. The CR procurement notices of many agencies include an abbreviated reference to the source selection method utilized. The following is a list of those methods and the abbreviations used:

- CSB **Competitive Sealed Bidding** (including multi-step)
Special Case Solicitations / Summary of Circumstances:
- CP **Competitive Sealed Proposal** (including multi-step)
- CP/1 Specifications not sufficiently definite
- CP/2 Judgment required in best interest of City
- CP/3 Testing required to evaluate
- CB/PQ/4
- CP/PQ/4 **CB or CP from Pre-qualified Vendor List/** Advance qualification screening needed
- DP Demonstration Project
- SS **Sole Source Procurement/**only one source
- RS..... Procurement from a Required Source/ST/FED
- NA Negotiated Acquisition
For ongoing construction project only:
- NA/8 Compelling programmatic needs

- NA/9New contractor needed for changed/additional work
- NA/10Change in scope, essential to solicit one or limited number of contractors
- NA/11Immediate successor contractor required due to termination/default
For Legal services only:
- NA/12Specialized legal devices needed; CP not advantageous
- WA**Solicitation Based on Waiver/Summary of Circumstances** (Client Services/BSB or CP only)
- WA1Prevent loss of sudden outside funding
- WA2Existing contractor unavailable/immediate need
- WA3Unsuccessful efforts to contract/need continues
- IG**Intergovernmental Purchasing** (award only)
- IG/FFederal
- IG/SState
- IG/OOther
- EM**Emergency Procurement** (award only) An unforeseen danger to:
- EM/ALife
- EM/BSafety
- EM/CProperty
- EM/DA necessary service
- AC**Accelerated Procurement/**markets with significant short-term price fluctuations
- SCE**Service Contract Extension/**insufficient time; necessary service; fair price
Award to Other Than Lowest Responsible & Responsive Bidder or Proposer / Reason (award only)
- OLB/aanti-apartheid preference
- OLB/blocal vendor preference
- OLB/crecycled preference
- OLB/dother: (specify)

HOW TO READ CR PROCUREMENT NOTICES

Procurement Notices in the CR are arranged by alphabetically listed Agencies, and within Agency, by Division if any. The notices for each Agency (or Division) are further divided into three subsections: Solicitations, Awards; and Lists & Miscellaneous notices. Each of these subsections separately lists notices pertaining to Goods, Services, or Construction.

Notices of Public Hearings on Contract Awards appear at the end of the Procurement Section. At the end of each Agency (or Division) listing is a paragraph giving the specific address to contact to secure, examine and/or to submit bid or proposal documents, forms, plans, specifications, and other information, as well as where bids will be publicly opened and read. This address should be used for the purpose specified UNLESS a different one is given in the individual notice. In that event, the directions in the individual notice should be followed. The following is a SAMPLE notice and an explanation of the notice format used by the CR.

SAMPLE NOTICE:

POLICE

DEPARTMENT OF YOUTH SERVICES

■ SOLICITATIONS

Services (Other Than Human Services)

BUS SERVICES FOR CITY YOUTH PROGRAM – Competitive Sealed Bids – PIN# 056020000293 – DUE 04-21-03 AT 11:00 A.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
NYPD, Contract Administration Unit, 51 Chambers Street, Room 310, New York, NY 10007. Manuel Cruz (646) 610-5225.

☛ m27-30

ITEM	EXPLANATION
POLICE DEPARTMENT	Name of contracting agency
DEPARTMENT OF YOUTH SERVICES	Name of contracting division
■ SOLICITATIONS	Type of Procurement action
<i>Services (Other Than Human Services)</i>	Category of procurement
BUS SERVICES FOR CITY YOUTH PROGRAM	Short Title
CSB PIN # 056020000293 DUE 04-21-03 AT 11:00 am	Method of source selection Procurement identification number Bid submission due 4-21-03 by 11:00 am; bid opening date/time is the same.
<i>Use the following address unless otherwise specified in notice, to secure, examine-submit bid/proposal documents; etc.</i>	Paragraph at the end of Agency Division listing giving contact information, or submit bid/information or and Agency Contact address
	NYPD, Contract Administration Unit 51 Chambers Street, Room 310 New York, NY 10007. Manuel Cruz (646) 610-5225.
☛	Indicates New Ad
m27-30	Date that notice appears in City Record

NUMBERED NOTES

Numbered Notes are Footnotes. If a Numbered Note is referenced in a notice, the note so referenced must be read as part of the notice. **1.** All bid deposits must be by company certified check or money order made payable to Agency or Company.