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THE CITY RECORD

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PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

QUEENS BOROUGH PRESIDENT

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN THAT a Public Hearing will be held by the Borough President of Queens, Helen Marshall, on **Thursday, March 12, 2009** at 10:30 A.M., in the Borough Presidents Conference Room located at 120-55 Queens Boulevard, Kew Gardens, New York 11424, on the following items:

NOTE: Individuals requesting Sign Language Interpreters should contact the Borough President's Office, (718) 286-2860, TDD users should call (718) 286-2656, no later than **FIVE BUSINESS DAYS PRIOR TO THE PUBLIC HEARING.**

CD 07 - BSA #1038-80 BZ - IN THE MATTER of an application submitted by Davidoff Malito & Hatcher LLP on behalf of Feinrose Downing LLC pursuant to Section 73-11 of the NYC Zoning Resolution, for extension of the term of an existing special permit to allow the continued operation of an amusement arcade in an M2-1 district located at **31-07, 09 and 11 Downing Street**, Block 4327, Lot 1, Zoning Map 10a, Whitestone, Borough of Queens.

CD 02 - BSA #173-08 BZ - IN THE MATTER of an application submitted by Rothkrug Rothkrug & Spector, LLP on behalf of Royal One Real Estate, LLC, pursuant to Section 72-21 of the NYC Zoning Resolution, for a bulk variance to allow development of an hotel located in an M1-5/R7-3 District located at **42-59 Crescent Street**, Block 430, Lots 37 & 38, Zoning Map 9b, Long Island City, Borough of Queens.

CD 02- ULURP #N090304 ZRQ - IN THE MATTER of an application submitted by the NYC Department of City Planning, pursuant to Sections 200 and 201 of the NYC Charter, proposing text amendments to the Special Long Island City Mixed Use District affecting the Queens Plaza Subdistrict and Court Square Subdistrict, Zoning Maps 8d & 9b, Hunters Point, Borough of Queens.

CD 07 - ULURP #N090318 ZRQ - IN THE MATTER of an application submitted by the New York City Economic Development Corporation (NYCEDC) in coordination with the New York City Department of City Planning, pursuant to Section 197-c of New York City Charter, for zoning text amendments to establish the Special College Point District to create special regulations pertaining to yards, signage, landscaping, use, bulk and parking to sustain the corporate park environment within College Point II Industrial Urban Renewal Area (expiring April 24, 2009), an area generally bounded by 15th Avenue to the north, the Whitestone Expressway to the east, the Flushing River and Bay to the south, and 130th Street to the west, College Point, Borough of

Queens. (related items: ULURP # C090319 ZMQ and #C090320 PPQ)

CD 07 - ULURP #C090319 ZMQ - IN THE MATTER of an application submitted by the New York City Economic Development Corporation (NYCEDC) in coordination with the New York City Department of City Planning, pursuant to Section 197-c of New York City Charter, to rezone all or portions of 94 blocks in the College Point II Industrial Urban Renewal Area (expiring April 24, 2009) from existing M1-1 and M3-1 to M1-1 and M2-1 to reflect current land use patterns and create a uniformity of allowable uses and continuity of use conformance within a new Special College Point District consisting of 112 blocks, an area generally bounded by 15th Avenue to the north, the Whitestone Expressway to the east, the Flushing River and Bay to the south, and 130th Street to the west, College Point, Borough of Queens. (related items: ULURP # N090318 ZRQ and #C090320 PPQ)

CD 07 - ULURP #C090320 PPQ - IN THE MATTER of an application submitted by the Department of Citywide Administrative Services (DCAS), pursuant to Section 197-c of New York City Charter, for the disposition of nine (9) city-owned properties in the College Point Urban Renewal Area (expiring April 2009) Block 4317, p/o Lot 1, p/o Lot 8900, Lot 20, Block 4356, p/o Lot 30, Block 4357, p/o Lot 1, Block 4358, p/o Lot 1, Block 4359, p/o Lot 1, Block 4206, Lot 100, Block 4207, p/o Lot 1, zoning map 10a, College Point, Borough of Queens. (related items: ULURP # N090318 ZRQ and #C090319 ZMQ)

m6-12

CITY COUNCIL

PUBLIC HEARING

HEARING BY THE COMMITTEE ON HOUSING AND BUILDINGS

THE COMMITTEE ON HOUSING AND BUILDINGS WILL HOLD A HEARING ON MONDAY, MARCH 16, 2009 AT 10:00 A.M. IN THE COUNCIL CHAMBERS, CITY HALL, NEW YORK, NEW YORK 10007 ON THE FOLLOWING MATTERS:

Int. No. 923, a Local Law to amend the administrative code of the City of New York, in relation to extending the rent stabilization laws.

Res. No. 1815, a Resolution determining that a public emergency requiring rent control in the City of New York continues to exist and will continue to exist on and after April 1, 2009

A Calendar of speakers will be established in advance. Persons interested in being heard should write to the Honorable Christine C. Quinn, Speaker of the City Council, City Hall, New York, New York 10007, setting forth their name, representation and viewpoints.

Michael McSweeney
Acting City Clerk, Clerk of the Council

f13-m16

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 Spector Hall, 22 Reade Street New York, New York, on Wednesday, March 18, 2009, commencing at 10:00 A.M.

BOROUGH OF THE BRONX

No. 1

CARL C. ICHAN CHARTER SCHOOL PLAYGROUND CD 3 C 090228 HAX

IN THE MATTER OF an 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 404 Claremont Parkway (Block 2896, Lot 96), 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 selected by HPD;

to facilitate an expansion of the playground for the Carl C. Ichan Charter School.

BOROUGH OF BROOKLYN

No. 2

LIBERTY FOUNTAIN APARTMENTS CD 5 C 090227 HAK

IN THE MATTER OF an 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 115, (Block 4191, Lots 14-20); 922, 924, 926, 928, 930, and 932 Liberty Avenue (Block 4191, Lot 22, and Lots 26-30); and 66, 68, 70, and 72 Crystal Street (Block 4191, Lots 32-35), 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 property located at 115, 117, 119, 123, 125, 127, and 129 Fountain Avenue (Block 4191, Lots 14-20); 924, 926, 930, and 932 Liberty Avenue (Block 4191, Lots 26, 27, 29 and 30); and 66, 68, 70, and 72 Crystal Street (Block 4191, Lots 32-35), to a developer selected by HPD;

to facilitate development of a three-story building, tentatively known Liberty/Fountain Apartments, with approximately 43 residential units.

BOROUGH OF MANHATTAN

No. 3

HOBBS COURT CD 11 C 090125 ZMM

IN THE MATTER OF an application submitted by the New York City Housing Authority and Phipps Houses and Urban Builders Collaborative, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 6b changing from an R7A District to

a R8A District property bounded by East 103rd Street, a line 325 feet easterly of Second Avenue, East 102nd Street, and a line 100 feet easterly of Second Avenue, as shown on a diagram (for illustrative purposes only) dated December 1, 2008.

No. 4

86TH STREET SIDEWALK CAFES TEXT AMENDMENT CD 8 N 090165 ZRM

IN THE MATTER OF an application submitted by Maz Mezcal Restaurant 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 I, Chapter 4 (Sidewalk Café Regulations), relating to Section 14-43 to permit small sidewalk cafes on the south side of East 86th Street from First Avenue to a line 125 feet east of Second Avenue.

Matter in underline is new, to be added; Matter in ~~strikeout~~ is old, to be deleted; Matter within # # is defined in Section 12-10;

14-43

Locations Where Only Small Sidewalk Cafes Are Permitted

#Small sidewalk cafes# may be located wherever #sidewalk cafes# are permitted, pursuant to Section 14-011 (Sidewalk cafe locations). In addition, only #small sidewalk cafes# shall be allowed on the following #streets#, subject to the underlying zoning.

Manhattan:

- Orchard Street - from Canal Street to Houston Street
Delancey Street - from Norfolk Street to the Bowery
Centre Street - from Canal Street to Spring Street
Lafayette Street - from Canal Street to Houston Street
Sixth Avenue - from Canal Street to a line 100 feet south of Spring Street
Special Union Square Special District*
14th Street - from Second Avenue to Irving Place
14th Street - from a line 100 feet west of University Place to Eighth Avenue
23rd Street - from the East River to Eighth Avenue
31st Street - from Fifth Avenue to a line 200 feet east of Broadway
34th Street - from the East River to Fifth Avenue
35th Street - from a line 150 feet east of Fifth Avenue to a line 150 feet east of Sixth Avenue
36th Street - from a line 150 feet east of Fifth Avenue to a line 150 feet west of Fifth Avenue
37th Street - from a line 150 feet east of Fifth Avenue to a line 150 feet west of Fifth Avenue
37th Street - from a line 150 feet east of Sixth Avenue to Broadway
38th Street - from Third Avenue to Seventh Avenue
39th Street - from Exit Street to Seventh Avenue
40th Street - from a line 100 feet east of Exit Street to Broadway
41st Street - from a line 100 feet east of Exit Street to Third Avenue
42nd Street - from First Avenue to Third Avenue
42nd Street - from Fifth Avenue to a line 275 feet east of Sixth Avenue
All #streets# bounded by 43rd Street on the south, 46th Street on the north, a line 200 feet east of Third Avenue on the east and Third Avenue on the west
43rd Street - from Fifth Avenue to Sixth Avenue
44th Street - from Fifth Avenue to Sixth Avenue
45th Street - from Fifth Avenue to Sixth Avenue
46th Street - from Fifth Avenue to Sixth Avenue
47th Street - from a line 200 feet east of Third Avenue to Third Avenue
48th Street - from a line 150 feet east of Third Avenue on the east and Sixth Avenue on the west
49th Street - from a line 150 feet east of Third Avenue on the east and Sixth Avenue on the west
50th Street - from a line 150 feet east of Third Avenue on the east and Sixth Avenue on the west
51st Street - from a line 150 feet east of Third Avenue to Eighth Avenue
52nd Street - from a line 160 feet east of Third Avenue to Eighth Avenue
53rd Street - from a line 160 feet east of Third Avenue to Eighth Avenue
54st Street - from a line 150 feet east of Third Avenue to Eighth Avenue
55th Street - from a line 100 feet west of Second Avenue to Eighth Avenue
56th Street - from a line 100 feet west of Second Avenue to Eighth Avenue
57th Street - from the East River to Eighth Avenue
58th Street - from the East River to Eighth Avenue
59th Street - from the East River to Second Avenue
59th Street (Central Park South) - from Sixth Avenue to Columbus Circle
60th Street - from Lexington Avenue to Fifth Avenue
61st Street - from Third Avenue to Fifth Avenue
62nd Street - from Second Avenue to Fifth Avenue
63rd Street - from Second Avenue to Fifth Avenue
86th Street - from First Avenue to a line 125 feet east of Second Avenue, south side only
116th Street - from Malcolm X Boulevard to Frederick Douglass Boulevard
First Avenue - from 48th Street to 56th Street
Third Avenue - from 38th Street to 62nd Street
Lexington Avenue - from a line 100 feet south of 23rd Street to a line 100 feet north of 34th Street
Lexington Avenue - the entire length from a line 100 feet north of 96th Street, northward
Park Avenue - from 38th Street to 40th Street
Park Avenue - from 48th Street to 60th Street
Park Avenue - the entire length from a line 100 feet north of 96th Street, northward
Madison Avenue - from 23rd Street to 38th Street
Madison Avenue - from 59th Street to 61st Street

Special Madison Avenue Preservation District**
Madison Avenue - the entire length from a line 100 feet north of 96th Street, northward
Fifth Avenue - from 12th Street to 33rd Street
Fifth Avenue - from 59th Street to 61st Street
Sixth Avenue - from 36th Street to 42nd Street
Sixth Avenue - from a line 150 feet north of 42nd Street to 48th Street
Sixth Avenue - from 50th Street to Central Park South
Seventh Avenue - from 50th Street to Central Park South
Broadway - from 36th Street to 40th Street
Broadway - from 50th Street to Columbus Circle
Columbus Circle - from Eighth Avenue, westward, to Broadway.

* #Small sidewalk cafes# are not allowed on 14th Street

** #Small sidewalk cafes# are not allowed on 86th Street within the Special Madison Avenue District

BOROUGH OF QUEENS

Nos. 5 & 6

NORTH FLUSHING REZONING/R1-2A DISTRICT ZONING TEXT

No. 5

CDs 7 & 11 C 090281 ZMQ

IN THE MATTER OF an 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. 7d, 11a and 11c:

- 1. eliminating from within an existing R4 District a C1-2 District bounded by:
a. 25th Avenue, Francis Lewis Boulevard, 26th Avenue, a line 150 feet westerly of 168th Street, a line 150 feet southwesterly of Francis Lewis Boulevard, Bayside Lane, 25th Drive, and 166th Street;
b. 26th Avenue, a line 150 feet northeasterly of Francis Lewis Boulevard, 27th Avenue, a line midway between Francis Lewis Boulevard and 172nd Street, 28th Avenue, and Francis Lewis Boulevard;
2. eliminating from within an existing R5 District a C1-2 District bounded by:
a. Willets Point Boulevard,
b. Parsons Boulevard,
c. the westerly prolongation of the northerly street line of 25th Drive,
d. a line 125 feet westerly of Parsons Boulevard, and
e. a line perpendicular to Willets Point Boulevard and passing through a point on Course No. 4 distance 160 feet northerly of Course No. 3;
3. eliminating from within an existing R4 District a C1-3 District bounded by 24th Road, a line 100 feet northeasterly of Francis Lewis Boulevard, 169th Street, Francis Lewis Boulevard, and 166th Street;
4. eliminating from within an existing R4 District a C1-4 District bounded by 169th Street, a line 100 feet northeasterly of Francis Lewis Boulevard, 26th Avenue, and Francis Lewis Boulevard;
5. changing from an R1-2 District to an R1-2A* District property bounded by 32nd Avenue, a line midway between 162nd Street and 163rd Street, a line 60 feet northerly of 35th Avenue, a line midway between 167th Street and 168th Street, Elmer E. Crocheron Avenue, 164th Street, a line 100 feet northerly of Elmer E. Crocheron Avenue, a line 100 feet northerly of Northern Boulevard, 158th Street, Northern Boulevard, 157th Street, a line 150 feet northerly of Northern Boulevard, and 156th Street;
6. changing from an R1-2 District to an R2 District property bounded by Riverside Drive, 159th Street, Powells Cove Boulevard, and a line midway between 158th Street and 159th Street;
7. changing from an R6 District to an R2 District property bounded by a line 100 feet southerly of 33rd Avenue, the southerly prolongation of a line 90 feet easterly of 143rd Street (straight line portion), the southerly terminus of 143rd Street and its northwesterly and southeasterly prolongations, and Union Street;
8. changing from an R1-2 District to an R2A District property bounded by a line 100 feet northerly of 35th Avenue, a line midway between 167th Street and 168th Street, a line 60 northerly of 35th Avenue, and a line midway between 162nd Street and 163rd Street;
9. changing from an R2 District to an R2A District property bounded by:
a. a line midway between 28th Avenue, and 29th Avenue and its westerly prolongation, the northerly prolongation of the easterly street line of 148th Street, 29th Avenue, 148th Street, Bayside Avenue, 150th Street, a line 100 feet southerly of Bayside Avenue, Murray Lane, Bayside Avenue, a line 100 feet westerly of Murray Street, 25th Avenue, 166th Street, Bayside Lane, a line midway between 25th Drive and 26th Avenue, a line 150 feet southwesterly of

Francis Lewis Boulevard, a line 150 feet westerly of 168th Street, 26th Avenue, Francis Lewis Boulevard, 170th Street, 29th Avenue, Francis Lewis Boulevard, 33rd Avenue, 191st Street, a line 150 feet southerly of 33rd Avenue, a line 100 feet southwesterly of Francis Lewis Boulevard, the westerly centerline prolongation of 34th Avenue, 192nd Street, a line 100 feet northerly of 35th Avenue, 190th Street, 35th Avenue, Utopia Parkway, a line perpendicular to the westerly street line of Utopia Parkway distant 100 feet northerly (as measured along the street line) from the point of intersection of the westerly street line of Utopia Parkway and the northerly street line of Elmer E. Crocheron Avenue, 172nd Street, a line perpendicular to the westerly street line of 172nd Street distant 90 feet northerly (as measured along the street line) from the point of intersection of the westerly street line of 172nd Street and the northerly street line of Elmer E. Crocheron Avenue, a line midway between 171st Street and 172nd Street, Elmer E. Crocheron Avenue, 169th Street, a line 100 feet northerly of Elmer E. Crocheron Avenue, 168th Street, Elmer E. Crocheron Avenue, a line midway between 167th Street and 168th Street, a line 100 feet northerly of 35th Avenue, a line midway between 162nd Street and 163rd Street, 32nd Avenue, 156th Street, a line 100 feet southerly of 33rd Avenue, 154th Street, 33rd Avenue, Murray Street, 34th Avenue, a line midway between 147th Place and 148th Street, 33rd Avenue, Union Street, 29th Avenue, and a line 100 feet easterly of Union Street, and excluding the area bounded by a line 150 feet northwesterly of Bayside Lane, 28th Avenue and its easterly prolongation, Bayside Lane, a line 100 feet southerly of 27th Avenue, a line midway between 167th Street and 168th Street, a line 100 feet northerly of 32nd Avenue, 168th Street, 32nd Avenue, a line midway between 166th Street and 167th Street, a line 100 feet northerly of 32nd Avenue, a line midway between 162nd Street and 163rd Street, 29th Avenue, and 161st Street;

b. 26th Avenue, a line 100 feet northeasterly of 202nd Street, a line 250 feet northwesterly of 29th Avenue, 202nd Street, 29th Avenue, Utopia Parkway, 28th Avenue, and 172nd Street; and

c. 26th Avenue, the westerly service road of the Clearview Expressway, 29th Avenue, and 206th Street;

10. changing from an R3-2 District to an R2A District property bounded by:

a. Willets Point Boulevard, 149th Street, a line 100 feet northerly of 25th Drive, 148th Street, 25th Drive and a line midway between 147th Street and 148th Street;

b. Bayside Avenue, Murray Lane, a line 100 feet southerly of Bayside Avenue, and 150th Street;

c. 34th Avenue, Murray Street, a line 150 feet northerly of 35th Avenue, 150th Place, 35th Avenue, and a line midway between 150th Street and 150th Place;

d. a line 150 feet northwesterly of Bayside Lane, 28th Avenue, a line 240 feet easterly of 161st Street, a line 100 feet northwesterly of Bayside Lane, and 161st Street;

e. Bayside Lane, a line 100 feet southerly of 27th Avenue, 166th Street, a line 100 feet northerly of 32nd Avenue, 164th Street, a line 100 feet southerly of 29th Avenue, 165th Street, a line 100 feet northerly of 29th Avenue, 163rd Street, and the easterly centerline prolongation of 28th Avenue; and

f. a line 100 feet southerly of 27th Avenue, a line midway between 167th Street and 168th Street, 29th Avenue, and 167th Street;

11. changing from an R3X District to an R2A District property bounded by:

a. 29th Avenue, 202nd Street, 32nd Avenue, and 201st Street; and

b. 29th Avenue, the westerly service road of the Clearview Expressway, 32nd Avenue, and 204th Street;

12. changing from an R4 District to an R2A District property bounded by:

a. a line midway between 25th Drive and

- 26th Avenue and its easterly prolongation, 168th Street, 26th Avenue, a line 150 feet westerly of 168th Street, and a line 150 feet southwesterly of Francis Lewis Boulevard;
- b. 24th Road, a line 150 feet northeasterly of Francis Lewis Boulevard, 169th Street, and a line 100 feet northeasterly of Francis Lewis Boulevard;
- c. a line 150 feet northeasterly of Francis Lewis Boulevard, 26th Avenue, a line 100 feet northeasterly of Francis Lewis Boulevard, and 169th Street; and
- d. a line 100 feet southeasterly of 26th Avenue, 172nd Street, 28th Avenue, and 100 feet northeasterly of Francis Lewis Boulevard;
- 13. changing from an R4-1 District to an R2A District property bounded by 32nd Avenue, the westerly service road of the Clearview Expressway, a line 95 feet northwesterly of 34th Avenue, a line midway between 204th Street and 205th Street, a line 95 feet southeasterly of 33rd Avenue, 204th Street, a line 95 feet northwesterly of 33rd Avenue, a line midway between 204th Street and 205th Street, a line 95 feet southeasterly of 32nd Avenue, and 204th Street;
- 14. changing from an R5 District to an R2A District property bounded by 35th Avenue, 190th Street, a line 100 feet northerly of Elmer E. Crocheron Avenue, and Utopia Parkway;
- 15. changing from an R3-2 District to an R3-1 District property bounded by Willets Point Boulevard, a line midway between 147th Street and 148th Street, 25th Drive, 148th Street, a line 100 feet northerly of 25th Drive, 149th Street, 28th Avenue, and 147th Street;
- 16. changing from an R2 District to an R3-2 District property bounded by:
 - a. a line midway between 28th Avenue and 29th Avenue, 149th Street, Bayside Avenue, 148th Street, 29th Avenue, and the northerly prolongation of the easterly street line of 148th Street; and
 - b. a line 100 feet northerly of 34th Avenue, a line 100 feet westerly of 153rd Street, a line 40 feet northerly of 34th Avenue, 153rd Street, 34th Avenue, and Murray Street;
- 17. changing from an R2 District to an R3X District property bounded by 26th Avenue, 203rd Street, 29th Avenue, 202nd Street, a line 250 feet northwesterly of 29th Avenue, and a line 100 feet northeasterly of 202nd Street;
- 18. changing from an R4-1 District to an R3X District property bounded by 32nd Avenue, 204th Street, a line 95 feet southeasterly of 32nd Avenue, and 201st Street;
- 19. changing from an R2 District to an R4 District property bounded by 25th Drive, Bayside Lane, a line 150 feet southwesterly of Francis Lewis Boulevard, a line midway between 25th Drive and 26th Avenue, Bayside Lane, and 166th Street;
- 20. changing from an R5 District to an R4 District property bounded by:
 - a. Willets Point Boulevard, 146th Street, 28th Avenue, and Parsons Boulevard; and
 - b. 35th Avenue, Francis Lewis Boulevard, the southerly boundary line of the Long Island Rail Road right-of-way (Northside Division), 192nd Street, 39th Avenue, 194th Street, 37th Avenue, 193rd Street, Elmer E. Crocheron Avenue, and a line 240 feet easterly of 192nd Street;
- 21. changing from an R5 District to an R4-1 District property bounded by 35th Avenue, a line 240 feet easterly of 192nd Street, Elmer E. Crocheron Avenue, 193rd Street, 37th Avenue, 194th Street, 39th Avenue, 193rd Street, a line 100 feet southerly of 37th Avenue, 190th Street, 37th Avenue, 192nd Street, a line 100 feet northerly of 37th Avenue, a line midway between 191st Street and 192nd Street, Elmer E. Crocheron Avenue, and 192nd Street;
- 22. changing from an R3-2 District to an R4A District property bounded by:
 - a. Willets Point Boulevard, 147th Street, 28th Avenue, 194th Street, a line midway between 28th Avenue and 29th Avenue, and 146th Street;
 - b. 25th Avenue, a line 100 feet westerly of Murray Street, Bayside Avenue, 150th Street, a line midway between 29th Avenue and Bayside Avenue, a line 100 feet easterly of 150th Street, 26th Avenue, and a line 95 feet easterly of 150th Street; and
 - c. 34th Avenue, 149th Place, a line 100 feet

- northerly of Northern Boulevard, 149th Street, 35th Avenue, and 146th Street;
- 23. changing from a R5 District to an R4A District property bounded by 28th Avenue, 146th Street, a line midway between 28th Avenue and 29th Avenue, and Parsons Boulevard;
- 24. changing from an R2 District to an R4B District property bounded by:
 - a. Francis Lewis Boulevard, 29th Avenue, and 170th Street; and
 - b. a line 100 feet northerly of 32nd Avenue, 168th Street, 32nd Avenue, and a line midway between 166th Street and 167th Street;
- 25. changing from an R3-2 District to an R4B District property bounded by a line 100 feet southerly of 27th Avenue, 167th Street, 29th Avenue, a line midway between 167th Street and 168th Street, a line 100 feet northerly of 32nd Avenue, and 166th Street;
- 26. changing from an R4 District to an R4B District property bounded by 28th Avenue, Utopia Parkway, and Francis Lewis Boulevard;
- 27. changing from an R4-1 District to an R4B District property bounded by a line 95 feet northwesterly of 34th Avenue, the westerly service road of Clearview Expressway, a line 100 feet southeasterly of 34th Avenue, and 205th Street;
- 28. changing from an R2 District to an R5B District property bounded by:
 - a. a line 100 feet northerly of 35th Avenue, 192nd Street, 35th Avenue, and 190th Street; and
 - b. a line perpendicular to the westerly street line of 172nd Street distant 90 feet northerly (as measured along the street line) from the point of intersection of the westerly street line of 172nd Street and the northerly street line of Elmer E. Crocheron Avenue, 172nd Street, a line perpendicular to the westerly street line of Utopia Parkway distant 100 feet northerly (as measured along the street line) from the point of intersection of the westerly street line of Utopia Parkway and the northerly street line of Elmer E. Crocheron Avenue, Utopia Parkway, Elmer E. Crocheron Avenue, and a line midway between 171st Street and 172nd Street;
- 29. changing from an R5 District to an R5B District property bounded by:
 - a. 35th Avenue, 192nd Street, Elmer E. Crocheron Avenue, a line midway between 191st Street and 192nd Street, a line 100 feet northerly of 37th Avenue, 192nd Street, 37th Avenue, 190th Street, a line 100 feet southerly of 37th Avenue, 192nd Street, the southerly boundary line of the Long Island Rail Road right-of-way (Northside Division), the northerly prolongation of the easterly street line of 189th Street, 39th Avenue, 170th Street, Depot Road, a line midway between 168th Street and 169th Street, a line 100 feet southerly of Elmer E. Crocheron Avenue, 169th Street, Elmer E. Crocheron Avenue, Utopia Parkway, a line 100 feet northerly of Elmer E. Crocheron Avenue, and 190th Street; and
 - b. the southwesterly centerline of 34th Avenue, Francis Lewis Boulevard, 35th Avenue, and 192nd Street;
- 30. changing from an R2 District to an R5D District property bounded by a line 100 feet northerly of Elmer E. Crocheron Avenue, 169th Street, Elmer E. Crocheron Avenue, and 168th Street;
- 31. changing from an R5 District to an R5D District property bounded by Elmer E. Crocheron Avenue, 169th Street, a line 100 feet southerly of Elmer E. Crocheron Avenue, a line midway between 168th Street and 169th Street, Depot Road, the northerly centerline prolongation of 168th Street, Station Road, and 167th Street and its southerly centerline;
- 32. changing from an R6 District to an R5D District property bounded by 31st Drive, Union Street, 33rd Avenue, Leavitt Street, 32nd Avenue, and 140th Street;
- 33. establishing within an existing R3-2 District a C1-3 District bounded by 28th Avenue, 163rd Street, a line 100 feet northerly of 29th Avenue, 161st Street, a line 100 feet northwesterly of Bayside Lane, and a line 240 feet easterly of 161st Street; and
- 34. establishing within an existing R4 District a C1-3 District bounded by 25th Avenue, a line 100 feet northeasterly of Francis Lewis Boulevard, 169th Street, a line 100 feet northeasterly of Francis Lewis Boulevard, 28th Avenue, Francis Lewis Boulevard, 26th Avenue, 168th Street, a line midway between 25th Drive and 26th Avenue and its easterly prolongation, a line 100 feet westerly of

168th Street and its northerly prolongation, and Francis Lewis Boulevard;

Borough of Queens, Community Districts 7 & 11 as shown in a diagram (for illustrative purposes only dated January 20, 2009.

*Note: An R1-2A District is proposed to be created under a related concurrent application N 090282 ZRY for an amendment of the Zoning Resolution.

No. 6

CITYWIDE **N 090282 ZRY**

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, relating to the creation of an R1-2A Zoning District.

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

* * *

Article 1
General Provisions

Chapter 1
Title, Establishment of Controls and Interpretation of Regulations
 * * *

11-12
Establishment of Districts

In order to carry out the purposes and provisions of this Resolution, the following districts are hereby established:

- Residence Districts
- R1-1 Single-Family Detached Residence District
 - R1-2 Single-Family Detached Residence District
 - R1-2A Single-Family Detached Residence District

* * *

11-335
Building permits for other construction in R1-2A and R2A Districts

In R1-2A Districts and R2A Districts established on or after December 20, 2006, if a building permit for other construction has been lawfully issued prior to the dates establishing such ~~R2A~~ Districts, such construction may be continued, notwithstanding the provisions of paragraph (a) of Section 11-332 (Extension of period to complete construction), provided that the Department of Buildings determines that all of the requisite structural framing to perform the work authorized under the permit was completed on or before the date establishing the ~~R2A~~ District. If the Commissioner of Buildings determines that such framing was not complete on such date, the provisions of paragraph (a) of Section 11-332 shall apply.

* * *

Article 1
Chapter 2
Construction of Language and Definitions

* * *

12-10
Definitions
 * * *

Floor area

“Floor area” is the sum of the gross areas of the several floors of a #building# or #buildings#, measured from the exterior faces of exterior walls or from the center lines of walls separating two #buildings#. In particular, #floor area# includes:

* * *

(i) floor space used for #accessory# off-street parking spaces provided in any #story# after June 30, 1989:

(1) within #detached# or #semi-detached single-# or #two-family residences# in R1-2A, R2A, R2X, R3, R4 or R5 Districts, except that:

(i) in R2A Districts, #floor area# within such #residences# shall include only floor space in excess of 300 square feet for one such space; and

(ii) in all R1-2A Districts, and in R3, R4A and R4-1 Districts in #lower density growth management areas#, #floor area# within such #residences# shall include only floor space in excess of 300 square feet for one such space and in excess of 500 square feet for two such spaces;

* * *

(o) any other floor space not specifically excluded.

However, the #floor area# of a #building# shall not include:

* * *

(6) floor space used for #accessory# off-street parking spaces provided in any #story#:

(i) up to 200 square feet per required space existing on June 30, 1989, within #residential buildings# in R3, R4 or R5 Districts, and up to 300 square feet for

one required space in R2A Districts. However, for #detached# or #semi-detached single-# or #two-family residences# in all R1-2A Districts and in R3, R4A and R4-1 Districts within #lower density growth management areas#, #floor area# shall not include up to 300 square feet for one required space and up to 500 square feet for two required spaces;

(8) floor space used for mechanical equipment, except that such exclusion shall not apply in R2A Districts, and in R1-2A, R2X, R3, R4, or R5 Districts, such exclusion shall be limited to 50 square feet for the first #dwelling unit#, an additional 30 square feet for the second #dwelling unit# and an additional 10 square feet for each additional #dwelling unit#. For the purposes of calculating floor space used for mechanical equipment, #building segments# on a single #zoning lot# may be considered to be separate #buildings#;

(9) except in R1-2A, R2A, R2X, R3, R4 and R5 Districts, the lowest #story# (whether a #basement# or otherwise) of a #residential building#, provided that:

(i) such #building# contains not more than two #stories# above such #story#;

Article II Chapter 3 Bulk Regulations for Residential Buildings in Residence Districts

23-12 Permitted Obstructions in Open Space

R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

In the districts indicated, the following shall not be considered obstructions when located in any #open space# required on a #zoning lot#, except that no portion of such #open space# which is also a required #yard# or #rear yard equivalent#, or is needed to satisfy the minimum required area or dimensions of a #court#, may contain any obstructions not permitted in such #yard#, #rear yard equivalent# or #court#:

(e) Parking spaces, off-street, enclosed, #accessory#, not to exceed one space per dwelling unit#, when #accessory# to a #single-family#, #two-family# or three-family #residence#, provided that the total area occupied by a #building# used for such purposes does not exceed 20 percent of the total required #open space# on the #zoning lot#. However, two such spaces for a #single-family residence# may be permitted in #lower density growth management areas# and in R1-2A Districts;

23-141 Open space and floor area regulations in R1, R2, R3, R4 or R5 Districts

R1 R2 R3 R4 R5

Except as otherwise provided in paragraph (a) of Section 23-147 (For non-profit residences for the elderly), in the districts indicated, the minimum required #open space# or #open space ratio#, the maximum #lot coverage# and the maximum #floor area ratio# for any #building# on a #zoning lot# shall be as set forth in the following tables:

Table with 3 columns: District, Minimum Required #Open Space Ratio#, Maximum #Floor Area Ratio#. Row 1: R1, R2, 150.0, 0.50. Note: * R1-2A, R2A and R2X are subject to the provisions of paragraph (b).

Table with 4 columns: District, Maximum #Lot Coverage# (in percent), Minimum Required #Open Space# (in percent), Maximum #Floor Area Ratio#. Rows include R1-2A, R2A, R2X, R3-1, R3-2, R3A, R3X, R4, R4A, R4-1, R4B, R5, R5A, R5B, R5D.

* For #corner lots#, the maximum #lot coverage# shall be 80 percent and the minimum required #open space# shall be 20 percent.

In addition, the following rules shall apply:

(4) In all R1-2A Districts and in R3, R4A and R4-1 Districts within #lower density growth management areas#, the permitted #floor area# of a #single-# or #two-family detached# or #semi-detached residence# may be increased by up to 300 square feet for one parking space and up to 500 square feet for two parking spaces provided such spaces are in a garage located, wholly or partly, in the #side lot ribbon# pursuant to Sections 23-12, paragraph (e), 23-441 or 23-442, except that in R1-2A Districts, such parking spaces need not be located in the #side lot ribbon#.

23-40 YARD REGULATIONS

23-45 Minimum Required Front Yards

(a) R1 R2 R3 R4 R5 In the districts indicated, #front yards# shall be provided as set forth in the following table, except that for a #corner lot# in an R1-2 District, one #front yard# may have a depth of 15 feet and, for a #corner lot# in an R3 District, one #front yard# may have a depth of 10 feet.

Table with 2 columns: Front Yard, District. Rows: 20 feet (R1), 20 feet* (R1-2A), 15 feet (R2, R2X, R3-1, R3-2), 15 feet* (R2A), 10 feet* (R3A, R3X, R4-1, R4A, R5A), 10 feet** (R4, R5), 5 feet* (R4B, R5B, R5D).

* Except as provided in paragraphs (b) and (c) of this Section.

** If the depth of a #front yard# exceeds 10 feet or the #zoning lot# is #developed# pursuant to the optional regulations applicable in a #predominantly built-up area#, the depth of a #front yard# shall be at least 18 feet. However, on a #corner lot#, if one #front yard# has a depth of at least 18 feet, the other #front yard# shall have a depth of at least 10 feet.

Furthermore, if an opening to an #accessory# off-street parking space is located within the #street wall# of a #residential building#, there shall be an open area between the opening and the #street line# which is at least 8 and 1/2 feet in width by 18 feet in depth, except this provision shall not apply in R5D Districts.

R2A R3A R3X R4-1 R4A R4B R5A R5B R5D

(b) For the purpose of paragraphs (b) and (c) the area between the #street line# and the front building wall of adjacent #buildings# on the same or adjoining #zoning lots# shall be considered adjacent #front yards#.

Except as provided in paragraph (c) of this Section, in the districts indicated, if adjacent #residential buildings# on the same or on adjoining #zoning lots# fronting on the same #street# have #front yards# greater than the minimum set forth in paragraph (a) of this Section, then a #front yard# shall be provided which:

- (1) in R1-2A, R2A, R3A, R3X, R4A, R4-1 or R5A Districts is at least as deep as an adjacent #front yard#; and
(2) in R4B, R5B or R5D Districts is no deeper than the deepest adjacent #front yard# and no shallower than the shallowest adjacent #front yard#.

However, a #front yard# need not exceed 20 feet in depth, except that in R1-2A Districts, a #front yard# need not exceed 25 feet in depth.

In determining the depth of the adjacent #front yards#, balconies, and projections from the front building wall that do not exceed 33 percent of the aggregate width of the #building#, shall be disregarded.

For new #developments# or #enlargements#, projections into the required #front yard# are permitted provided that the aggregate width of all projections at the level of any #story# does not exceed 33 percent of the aggregate width of the #building#. The depth of such projections shall not exceed three feet into the #front yard#. However, balconies shall be subject to the provisions of Sections 23-13 (Balconies) and 23-44 (Permitted Obstructions in Required Yards or Rear Yard Equivalents).

23-631 Height and setback in R1, R2, R3, R4 and R5 Districts

R1 R2 (a) In the districts indicated, except R1-2A, R2A and R2X Districts, the front wall or any other portion of a #building# or other structure# shall not penetrate the #sky exposure plane# set forth in the following table:

(b) R1-2A R2A R2X R3 R4 R4A R4-1 R5A In the districts indicated, the height and setback of a #building# or other structure# shall be as set forth herein except where modified pursuant to paragraphs (h) and (i) of this Section.

For the purposes of this Section, where #base planes# of different elevations apply to different portions of a #building# or other structure#, each such portion of the #building# may be considered to be a separate #building#. Furthermore, for the purposes of this Section, #building segments# may be considered to be separate #buildings# and abutting #semi-detached buildings# may be considered to be one #building#.

The perimeter walls of a #building# or other structure# are those portions of the outermost walls enclosing the #floor area# within a #building# or other structure# at any level and height is measured from the #base plane#. Perimeter walls are subject to setback regulations at a maximum height above the #base plane# of:

Table with 2 columns: Height, Districts. Rows: 21 feet (R2A, R2X, R3, R4A), 25 feet (R1-2A, R4, R4-1, R5A), 26 feet* (R3, R4A, R4-1 within #lower density growth management areas#).

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

m5-18

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 Spector Hall, 22 Reade Street New York, New York, on Wednesday, March 18, 2009, commencing at 10:00 A.M.

No. 1 HPD OFFICE SPACE

CD 12 C 090327 PXM IN THE MATTER OF a Notice of Intent to acquire office space submitted by the Department of Citywide Administrative Services, pursuant to Section 195 of the New York City Charter for the use of property located at 4650 Broadway (Block 2175, Lot 1) (Department of Housing Preservation and Development offices).

No. 2 NYPD OFFICE SPACE

CD 12 C 090328 PXM IN THE MATTER OF a Notice of Intent to acquire office space submitted by the Department of Citywide Administrative Services, pursuant to Section 195 of the New York City Charter for the use of property located at 4650 Broadway (Block 2175, Lot 1) (New York City Police Department offices).

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

m5-18

COMMUNITY BOARDS

PUBLIC HEARINGS

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

BOROUGH OF MANHATTAN

COMMUNITY BOARD NO. 5 - Thursday, March 12, 2009, 6:00 P.M., First Alliance Church, 127 West 26th Street, New York, NY

C 090263ZSM IN THE MATTER OF an application submitted by the Port of Authority of New York and New Jersey and the New Jersey Transit pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit, to allow the construction of a railroad passenger station and ventilation facilities, other facilities or services used or required.

m6-12

BOARD OF CORRECTION

MEETING

Please take note that the next meeting of the Board of Correction will be held on March 12, 2009, at 9:30 A.M. in the Conference Room of the Board of Correction located at 51 Chambers Street, Room 929, New York, NY 10007. At that time, there will be a discussion of various issues concerning New York City's correctional system.

m6-12

EMPLOYEES' RETIREMENT SYSTEM

MEETING

Please be advised that the next Regular Meeting of the Board of Trustees of the New York City Employees' Retirement System has been scheduled for Thursday, March 12, 2009 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.

m5-11

EQUAL EMPLOYMENT PRACTICES COMMISSION

MEETING

The next meeting of the Equal Employment Practices Commission will be held in the Commission's Conference Room/Library at 40 Rector Street, (14th Floor) on Thursday, March 12, 2009 at 10:00 A.M.

m5-11

FRANCHISE AND CONCESSION REVIEW COMMITTEE

MEETING

PUBLIC NOTICE IS HEREBY GIVEN THAT the Franchise and Concession Review Committee will hold a Public Meeting at 2:30 P.M., on Wednesday, March 11, 2009 at 22 Reade Street, 2nd Floor Conference Room, Borough of Manhattan.

NOTE: Individuals requesting Sign Language Interpreters should contact the Mayor's Office of Contracts Services, Public Hearings Unit, 253 Broadway, 9th Floor, New York, NY 10007, (212) 788-7490, no later than SEVEN (7) BUSINESS DAYS PRIOR TO THE PUBLIC MEETING. TDD users should call Verizon relay service.

m2-11

INDEPENDENT BUDGET OFFICE

MEETING

The New York City Independent Budget Office Advisory Board will hold a meeting on Thursday, March 19, 2009, beginning at 8:30 A.M., at the offices of the NYC Independent Budget Office, 110 William Street, 14th Floor. There will be an opportunity for the public to address the advisory board during the public portion of the meeting.

m11-12

LANDMARKS PRESERVATION COMMISSION

PUBLIC HEARINGS

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, **March 17, 2009**, 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.

BINDING REPORT
BOROUGH OF QUEENS 09-5830 - Block 5917, lot 1-Building 431 - Fort Totten Historic District
A Capehart type twin dwelling built in 1959 by the U.S. Army within a military complex of fortifications originally built in 1862 and altered over time. Application is to install a barrier-free access ramp and generator.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF QUEENS 08-5737 - Block 8106, lot 69-240-35 43rd Avenue - Douglaston Hill Historic District
A neo-Colonial style free-standing house designed by D.S. Hopkins and built in 1900-1901. Application is to legalize the installation of posts and retaining walls without Landmarks Preservation Commission permits.

ADVISORY REPORT
BOROUGH OF MANHATTAN 09-6967 - Block 73, lot 2-South Street, between John Street and Maiden Lane - South Street Seaport Historic District
A street created on landfill circa 1810. Application is to construct a pier, landscape the esplanade, and construct a structure beneath the FDR. Zoned C-2-8.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-6475 - Block 179, lot 6-9 Worth Street - Tribeca West Historic District
A utilitarian style store and loft building designed by Joseph Naylor, built 1872, altered by William Graul in 1881. Application is to construct a rooftop addition. Zoned C6-2A.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-5978 - Block 515, lot 1-451 West Broadway - SoHo-Cast Iron Historic District
A commercial building designed by James Dubois and built in 1883-1884, with a sixth story added in 1906. Application is to legalize the installation of a flagpole without Landmarks Preservation Commission permits.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-5175 - Block 147, lot 13-137 West Broadway - Tribeca South Historic District
An Italianate/Second Empire style store and loft building designed by Alfred E. Dunham and built in 1867. Application is to construct a rooftop bulkhead and a barrier-free access ramp.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-5621 - Block 473, lot 14-

484 Broadway - SoHo-Cast Iron Historic District
A store building designed by J. B. Snook, built 1879, and altered in 1911. Application is to install a barrier-free access ramp. Zoned M1-5B.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-7107 - Block 642, lot 1-113 Jane Street - American Seamen's Friend Society Sailor's Home-Individual Landmark
A neo-Classical style building designed by William A. Boring and built in 1907-08. Application is to construct rooftop additions. C6-2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-6737 - Block 572, lot 10-61 West 8th Street - Greenwich Village Historic District
A rowhouse built in 1839, and altered in late 19th and early 20th centuries. Application is to install storefront infill.

BINDING REPORT
BOROUGH OF MANHATTAN 09-5939 - Block 549, lot 1,2,3,4-Washington Square Park - Greenwich Village Historic District
A public park built in 1826 with subsequent alterations. Application is to construct a stage platform, and alter the pathway.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-7103 - Block 633, lot 37-145 Perry Street - Greenwich Village Historic District
A two-story building used as a freight loading station since 1938. Application is to demolish the existing building and construct three buildings and create curb cuts. Zoned C6-1.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-6236 - Block 849, lot 29-41 East 20th Street - Ladies' Mile Historic District
A stable built in 1849-51 and altered in the Early 20th century Commercial style in 1908 by G.B. Webb. Application is to install storefront infill.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-6456 - Block 847, lot 11, 62-881-887 Broadway, aka 115 Fifth Avenue, aka 9-13 East 18th Street - Ladies' Mile Historic District
A Second Empire Commercial style department store building designed by Griffith Thomas and built in 1868-1876. Application is to establish a master plan governing the future installation of storefronts and windows, and to install flagpoles and banners.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-6451 - Block 847, lot 1-109-111 Fifth Avenue, aka 3-5 East 18th Street - Ladies' Mile Historic District
A neo-Renaissance style store and office building designed by William Schickel & Co. and built in 1894-95. Application is to install a flagpole and banner and to alter a service entrance.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-5923 - Block 827, lot 43-210 Fifth Avenue, aka 1132 Broadway - Madison Square North Historic District
A Beaux Arts style loft and bachelor apartments building designed by John B. Snook & Sons and built in 1901-1902. Application is to construct a rooftop bulkhead.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-6827 - Block 859, lot 5-1 East 29th Street - Church of the Transfiguration - Individual Landmark
A Gothic Revival style church building built in 1849-50. Application is to alter the garden landscape.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-6052 - Block 1120, lot 38-12-14 West 68th Street - Upper West Side/ Central Park West Historic District
A Queen Anne style house designed by Louis Thouvard in 1895 with attached studio building designed by Edwin C. Georgi and built in 1925. Application is to legalize the construction of an addition to the 1925 studio building, and to legalize the replacement of iron work all without Landmarks Preservation Commission permits.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-5281 - Block 1149, lot 29-105 West 77th Street - Upper West Side/Central Park West Historic District
A Renaissance Revival style flats building designed by Thom & Wilson and built in 1892. Application is to legalize the installation of storefront infill without Landmarks Preservation Commission permits.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-6424 - Block 1376, lot 65-8 East 62nd Street - Upper East Side Historic District
A Beaux-Arts style residence designed by John H. Duncan and built in 1902-1903. Application is to excavate the rear yard and construct a rear yard addition. Zoned R8B.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-4942 - Block 1405, lot 8-115 East 70th Street - Upper East Side Historic District
A neo-French Classic style residence designed by Patrick J. Murray and built in 1921-22. Application is to legalize the installation of a metal lattice at the roof and entryway light fixtures without Landmarks Preservation Commission permits.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-6197 - Block 1390, lot 57-20 East 76th Street - Upper East Side Historic District
A neo-Classical style apartment hotel designed by Schwartz & Gross and built in 1925-26. Application is to install a marquee and awnings.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-6808 - Block 1378, lot 115-712 Madison Avenue - Upper East Side Historic District
An Italianate/neo-Grec style residential building designed by Gage Inslee and built in 1871, and altered in 1920 to accommodate storefronts at the first and second floors. Application is to install a new storefront and construct a rear yard addition. Zoned C5-1.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-6626 - Block 1412, lot 1-863 Park Avenue - Upper East Side Historic District
A neo-Renaissance style apartment building designed by Pollard & Steinam and built in 1907-08. Application is to install a barrier-free access ramp.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-5050 - Block 1506, lot 62-16 East 95th Street - Carnegie Hill Historic District
A Renaissance Revival-style rowhouse designed by Henry Andersen and built in 1899. Application is to alter rear facade; construct a rear yard addition, and excavate the rear yard. Zoned R8.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-1030 - Block 2024, lot 18-229 West 138th Street - St. Nicholas Historic District
A neo-Georgian style rowhouse built in 1891-92. Application is to legalize the installation of windows without Landmarks Preservation Commission permits.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-4201 - Block 2067, lot 10-469 West 152nd Street - Hamilton Heights/Sugar Hill Northwest Historic District
A Renaissance Revival style apartment house designed by John P. Leo and built in 1895. Application is to legalize the installation of windows without Landmarks Preservation Commission permits.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF THE BRONX 09-5934 - Block 2267, lot 44-295 St. Ann's Avenue - St. Ann's Episcopal Church and Graveyard-Individual Landmark
A Gothic Revival style church built in 1841, and a Gothic style parish hall built in 1916. Application is to construct a new shed building. Zoned R-6.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 09-7055 - Block 253, lot 67-88 Remsen Street, aka 17 Grace Court Alley - Brooklyn Heights Historic District
A Greek Revival style house and carriage house built in 1838. Application is to modify a window opening, construct a stair bulkhead, and install rooftop railings. Zoned R6, LH-1.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 09-6912 - Block 252, lot 28-254 Hicks Street - Brooklyn Heights Historic District
A neo-Gothic style church designed by Richard Upjohn and built in 1847 with a Parish House built in 1931. Application is to construct an addition. Zoned R6.

BINDING REPORT
BOROUGH OF BROOKLYN 09-7066 - Block 2696, lot 1-776 Lorimer Street - McCarren Play Center - Individual Landmark
An Art Moderne style pool complex designed by architect Aymar Embury II, landscape architects Gilmore D. Clarke and Allyn R. Jennings, and civil engineers W. Earle Andres and William H. Latham, and built in 1936. Application is to reconstruct the facades of the bathhouse, comfort stations, and perimeter walls.

ADVISORY REPORT
BOROUGH OF BROOKLYN 09-7019 - Block 999, lot 99-Eastern Parkway, Plaza Street East to Washington Avenue - Eastern Parkway - Scenic Landmark
A Scenic Parkway designed by Frederick Law Olmsted and Calvert Vaux and built in 1870-1874. Application is to reconstruct and alter the parkway from Grand Army Plaza to Washington Avenue.

m4-17

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, March 24, 2009**, the Landmarks Preservation Commission will conduct a *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 Landmarks, Landmark Sites and proposed Historic Districts. 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.

PUBLIC HEARING ITEMS

PUBLIC HEARING ITEM NO. 1 LP-2320
MOUNT OLIVE FIRE BAPTIZED HOLINESS CHURCH (FORMER SECOND REFORMED PRESBYTERIAN CHURCH), 308 West 122nd Street (aka 304-308 West 122nd Street), Manhattan.
Landmark Site: Borough of Manhattan Tax Map Block 1948, Lot 41

PUBLIC HEARING ITEM NO. 2 LP-2280
WILLIAM ULMER BREWERY, 31 Belvedere Street; 26-28 Locust Street; 71 Beaver Street (aka 71-83 Beaver Street), Brooklyn.
Landmark Site: Borough of Brooklyn Tax Map Block 3135, Lot 34, 16, 27

PUBLIC HEARING ITEM NO. 3 LP-2328
ASCHENBROEDEL VEREIN (LATER GESANGVEREIN SCHILLER BUND/NOW LaMAMA EXPERIMENTAL THEATER CLUB BUILDING), 74 East 4th Street, Manhattan
Landmark Site: Borough of Manhattan Tax Map Block 459, Lot 23

PUBLIC HEARING ITEM NO. 4 LP-2326
MIDDLETON S. and EMILIE NEILSON BURRILL HOUSE, 36 East 38th Street, Manhattan.
Landmark Site: Borough of Manhattan Tax Map Block 867, Lot 45

PUBLIC HEARING ITEM NO. 5 LP-2329
EDITH ANDREWS LOGAN RESIDENCE, 17 West 56th Street, Manhattan.
Landmark Site: Borough of Manhattan Tax Map Block 1272, Lot 25

PUBLIC HEARING ITEM NO. 6 LP-2330
E. HAYWARD FERRY RESIDENCE, 26 West 56th Street, Manhattan.
Landmark Site: Borough of Manhattan Tax Map Block 1271, Lot 54

PUBLIC HEARING ITEM NO. 7 LP-2337
FORT WASHINGTON PRESBYTERIAN CHURCH, 21 Wadsworth Avenue (aka 21-27 Wadsworth Avenue; 617-619 West 174th Street), Manhattan.
Landmark Site: Borough of Manhattan Tax Map Block 2143, Lot 38 in part, consisting of the land on which the church building is situated, excluding the Sunday School.

PUBLIC HEARING ITEM NO. 8 LP-2325
RIDGEWOOD THEATER, 55-27 Myrtle Avenue, Queens.
Landmark Site: Borough of Queens Tax Map Block 3451 Lot 7 in part

PUBLIC HEARING ITEM NO. 9 LP-2337
PROPOSED FILLMORE PLACE HISTORIC DISTRICT
Borough of Brooklyn
Boundary Description
The proposed Fillmore Place Historic District consists of the property bounded by a line beginning at the intersection of the

northern curblines of Fillmore Place and the western curblines of Roebing Street, continuing southerly across the roadbed of Fillmore Place and along the western curblines of Roebing Street to a point formed by its intersection with a line extending easterly from the southern property line of 168 Roebing Street, westerly along said line and the southern property line of 168 Roebing Street, southerly along a portion of the eastern property line of 30 Fillmore Place, westerly along the southern property lines of 30 through 18 Fillmore Place, southerly along a portion of the eastern property line of 16 Fillmore Place, westerly along the southern property lines of 16 through 10 Fillmore Place, northerly along a portion of the western property line of 10 Fillmore Place, westerly along the southern property line of 675 Driggs Avenue to the eastern curblines of Driggs Avenue, northerly along said curblines to a point formed by its intersection with a line extending easterly from the northern curblines of North 1st Street, westerly across the roadbed of Driggs Avenue and along the northern curblines of North 1st Street to a point formed by its intersection with a line extending southerly from the western property line of 676 Driggs Avenue, northerly along the western property lines of 676 through 662 Driggs Avenue, easterly along the northern property line of 662 Driggs Avenue to the western curblines of Driggs Avenue, southerly along said curblines to a point formed by its intersection with a line extending westerly from the northern property line of 667 Driggs Avenue, easterly along said line across the roadbed of Driggs Avenue and along the northern property lines of 667 Driggs Avenue and 7 Fillmore Place, northerly along a portion of the western property line of 9 Fillmore Place, easterly along the northern property lines of 9 through 21 Fillmore Place, southerly along a portion of the eastern property line of 21 Fillmore Place, easterly along the northern property line of 23 Fillmore Place, southerly along the eastern property line of 23 Fillmore Place to the northern curblines of Fillmore Place, easterly along said curblines to the point of the beginning.

PUBLIC HEARING ITEM NO. 10 LP-2334
PROPOSED OCEAN ON THE PARK HISTORIC DISTRICT
Borough of Brooklyn

Boundary Description

The proposed Ocean on the Park Historic District is bounded by a line beginning at a point on the eastern curblines of Ocean Avenue on a line extending westerly from the southern property line of 211 Ocean Avenue, easterly along said line and the southern property line of 211 Ocean Avenue, northerly along the eastern property lines of Nos. 211 through 189 Ocean Avenue, westerly along the northern property line of 189 Ocean Avenue to the eastern curblines of Ocean Avenue, and southerly along the eastern curblines of Ocean Avenue, to the point of beginning.

PUBLIC HEARING ITEM NO. 11 LP-2335
PROPOSED AUDUBON PARK HISTORIC DISTRICT
Borough of Manhattan

Boundary Description

The (proposed) Audubon Park Historic District consists of the property bounded by a line beginning at the intersection of the southern curblines of West 156th Street and the western curblines of Broadway, extending northerly across West 156th Street and continuing northwesterly along the southwestern curblines of Edward M. Morgan Place to its intersection with the southeastern curblines of Riverside Drive, continuing northeasterly across Edward M. Morgan Place to the intersection of the northeastern curblines of Edward M. Morgan Place with the southern curblines of West 158th Street, easterly along the southern curblines of West 158th Street to a point formed by its intersection with a line extending southerly from the eastern property line of 609 West 158th Street, northerly across the roadbed and along said property line to the northern property line of 609 West 158th Street, westerly along said property line and the northern property line of 611 West 158th Street (aka 810 Riverside Drive) to the western property line of 611 West 158th Street (aka 810 Riverside Drive), southerly along said property line to the northern curblines of West 158th Street, westerly across Riverside Drive and along said curblines to a point formed by its intersection with a line extending northerly from the western property line of 807 Riverside Drive (aka 620-624 West 158th Street), southerly across the roadbed and along said property line to the northern property line of 801 Riverside Drive, westerly along a portion of said property line to the western property line of 801 Riverside Drive, southerly along a portion of said property line to the northern property line of 779 Riverside Drive (aka 779-789 Riverside Drive), westerly along said property line to the western property line of 779 Riverside Drive (aka 779-789 Riverside Drive), southerly along said property line to the northern property line of 773 Riverside Drive (aka 773-777 Riverside Drive), westerly along a portion of said property line and along the northern property line of Manhattan Tax Map Block 2134 Lot 250 to the northeastern curblines of Riverside Drive West, southeasterly and easterly along said curblines, continuing easterly along the southern curblines of Riverside Drive, easterly across Riverside Drive to the eastern curblines of Riverside Drive, southerly along said curblines to its intersection with the northern curblines of West 155th Street, easterly along said curblines to a point formed by its intersection with a line extending southerly from the eastern property line of 780 Riverside Drive (aka 780-784 Riverside Drive; 635-639 West 155th Street), northerly along said property line and along the eastern property line of 788 Riverside Drive (aka 786-788 Riverside Drive; 640-642 West 156th Street) to the southern curblines of West 156th Street, easterly along said curblines to the point of the beginning.

m10-23

LOFT BOARD

■ PUBLIC MEETING

NOTICE IS HEREBY GIVEN PURSUANT TO ARTICLE 7 OF THE PUBLIC OFFICERS LAW that the New York City Loft Board will have its monthly Board meeting on **Thursday, March 19, 2009**. The meeting will be held at 2:00 P.M. at Spector Hall, 22 Reade Street, 1st Floor. The proposed agenda will include cases and general business.

The general public is invited to attend and observe the proceedings.

• m11-13

SCHOOL CONSTRUCTION AUTHORITY

■ NOTICE

NOTICE OF PUBLIC HEARING PURSUANT TO ARTICLE 2 OF THE NEW YORK STATE EMINENT DOMAIN PROCEDURE LAW

The New York City School Construction Authority (“SCA”) will hold a public hearing on March 27, 2009, at 4:00 P.M., pursuant to Article 2 of the New York State Eminent Domain Procedure Law with respect to the SCA’s proposed acquisition, by condemnation, of Tax Block 6062, Lot 31, located in the Borough of Brooklyn, City and State of New York, for the purpose of constructing at the site an approximately 450-seat primary school facility known as PS 264K accommodating students pre-K through fifth grades pursuant to the New York City Department of Education’s Five-Year Educational Capital Facilities Plan. The subject property is located at 368 88th Street on the south side of 88th Street, 100 feet west of 4th Avenue in the Bay Ridge section of the Borough of Brooklyn. **The public hearing will be held at 415 89th Street, Bay Ridge, Brooklyn, New York, in the 4th Floor Conference Room.**

The purposes of the hearing are to inform the public of the proposed project, to review the public use to be served by the proposed project and to give all interested persons an opportunity to be heard concerning the proposed public project. Property owners who may subsequently wish to challenge condemnation of their property via judicial review may do so only on the basis of issues, facts and objections raised at the hearing. All persons are invited to attend the hearing and to present oral and/or written statements concerning the proposed acquisition. The SCA will accept written comments on the proposed project at the address listed below until April 9, 2009. Materials relating to the project are available for examination during normal business hours at the Legal Department of the SCA at 30-30 Thomson Avenue, Long Island City, New York 11101. For further information, contact Gregory P. Shaw, Principal Attorney of the SCA, at (718) 472-8232.

m9-13

BOARD OF STANDARDS AND APPEALS

■ PUBLIC HEARINGS

MARCH 24, 2009, 10:00 A.M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning, March 24, 2009, 10:00 A.M., at 40 Rector Street, 6th Floor, New York, N.Y. 10006, on the following matters:

SPECIAL ORDER CALENDAR

709-55-BZ

APPLICANT – Whitman Breed Abbott & Morgan LLP, for LMT Realty LLC, owner; Mobil Oil Corporation, lessee. SUBJECT – Application February 23, 2009 – Extension of Time to obtain a Certificate of Occupancy for a Gasoline Service Station (Mobil), in a C1-2/R4 zoning district, which expired on March 24, 2009. PREMISES AFFECTED – 2000 Rockaway Parkway, north west of Seaview Avenue, Block 8299, Lot 69, Borough of Brooklyn. **COMMUNITY BOARD #18BK**

7-99-BZ

APPLICANT – The Law Office of Fredrick A. Becker, for HKAL 34th Street Limited Partnership, owner; TSI East 34 LLC d/b/a New York Sports Club, lessee. SUBJECT – Application February 9, 2009 – Extension of Term of a previously granted Special Permit for the operation of Physical Culture Establishment (New York Sports Club (NYSC)), located in a C1-9 (TA) zoning district, which expired on January 11, 2009. PREMISES AFFECTED – 300 East 34th Street, southeast corner of East 34th Street, and Second Avenue, Block 939, Lot 1, Borough of Manhattan. **COMMUNITY BOARD #6M**

APPEALS CALENDAR

311-08-BZY

APPLICANT – Slater & Beckerman, LLP, for D.A.B. Group LLC, owner. SUBJECT – Application December 18, 2008 – Extension of time to complete construction (\$11-331) of a minor development commenced prior to the amendment of the Zoning district regulations. C4-4A. PREMISES AFFECTED – 77, 79 & 81 Rivington Street, Block 415, Lots 61, 62, 63, 66, 67, Borough of Manhattan. **COMMUNITY BOARD #3M**

313-08-A

APPLICANT – Chuck Close, c/o Offices of Howard Goldman, LLC, for Proprietary Lessee of Studio and Basement Cooperative, lessee. SUBJECT – Application December 22, 2008 – Appeal seeking to revoke permits and approvals for a six story commercial building that violates the Building Code and Zoning Resolution. M1-5B zoning district. PREMISES AFFECTED – 363-371 Lafayette Street, east side of Lafayette Street between Great Jones and Bond Streets, Block 530, Lot 17, Borough of Manhattan. **COMMUNITY BOARD #2M**

MARCH 24, 2009, 1:30 P.M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, March 24, 2009, at 1:30 P.M., at 40 Rector Street, 6th Floor, New York, N.Y. 10006, on the following matters:

ZONING CALENDAR

97-08-BZ

APPLICANT – Eric Palatnik, P.C., for Chesky Berkowitz, owner; Central UTA, lessee. SUBJECT – Application April 18, 2008 – Special Permit (§73-19) to allow the proposed legalization of the existing yeshiva (Use Group 3 school). M1-1 district. PREMISES AFFECTED – 84 Sanford Street, between Park Avenue and Myrtle Avenue, Block 1736, Lot 14, Borough of Brooklyn. **COMMUNITY BOARD #3BK**

235-08-BZ

APPLICANT – Eric Palatnik, P.C., for Agudath Taharath Mishpachan, owners. SUBJECT – Application September 16, 2008 – Variance (§72-21) to permit the expansion of a Use Group 3 Mikvah. The proposal is contrary to ZR §33-12 (Maximum floor area ratio) and §33-431 (Maximum height of walls and required setbacks). C2-3/R4 district. PREMISES AFFECTED – 1508 Union Street, located at the southwest corner of Union Street and Albany Avenue, Block 1279, Lot 41, Borough of Brooklyn. **COMMUNITY BOARD #9BK**

274-08-BZ

APPLICANT – Jesse Masyr, Esq., Wachtel & Masyr, LLP, for West Broadway 220 LLC (47 Grand Street), owner; West Broadway 330 LLC (431, 43 Grand Street), lessee. SUBJECT – Application November 10, 2008 – Variance pursuant to §72-21 to allow for an increase in floor area,

variation in height and setback requirements and retail use below the level of the second story, contrary to §42-14, §43-12 and §43-43. M1-5A & M1-5B Districts. PREMISES AFFECTED – 41-47 Grand Street (a/k/a 330 West Broadway) southwest corner of Grand Street and West Broadway, Block 227, Lots 19, 20, 22, Borough of Manhattan. **COMMUNITY BOARD #2M**

306-08-BZ

APPLICANT – Sheldon Lobel, P.C., for Third and Fifty-Eight. LLC, owner; Evergreen Spa, Inc., lessee. SUBJECT – Application December 18, 2008 – Special Permit (§73-36) to allow the operation of a physical culture establishment in the cellar of an existing 21-story mixed-use building. The proposal is contrary to ZR §32-10. C5-2 district. PREMISES AFFECTED – 969 Third Avenue a/k/a 200 East 58th Street, Block 1331, Lot 7501, Borough of Manhattan. **COMMUNITY BOARD #6M**

Jeff Mulligan, Executive Director

m10-11

TAXI AND LIMOUSINE COMMISSION

■ MEETING

PUBLIC NOTICE IS HEREBY GIVEN THAT THE NEW YORK CITY TAXI AND LIMOUSINE COMMISSION will hold a Commission Meeting on Thursday, March 26, 2009 at 9:30 A.M. at the offices of the New York City Taxi and Limousine Commission, located at 40 Rector Street, 5th Floor, New York, New York.

• m11

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, March 18, 2009. 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 Jeremy Lechtzin and Amy B. Klein to construct, maintain and use a stoop on the north sidewalk of Hicks Street, east of Cranberry 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 - \$25/per annum

the maintenance of a security deposit in the sum of \$8,000, 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.

#2 In the matter of a proposed revocable consent authorizing Watchtower Bible and Tract Society of New York, Inc. to continue to maintain and use a tunnel under and across Columbia Heights, south of Orange Street, in the Borough of Brooklyn. The proposed revocable consent is for a term from July 1, 2009 to June 30, 2019 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 - \$25,278
For the period July 1, 2010 to June 30, 2011 - \$26,014
For the period July 1, 2011 to June 30, 2012 - \$26,750
For the period July 1, 2012 to June 30, 2013 - \$27,486
For the period July 1, 2013 to June 30, 2014 - \$28,222
For the period July 1, 2014 to June 30, 2015 - \$28,958
For the period July 1, 2015 to June 30, 2016 - \$29,694
For the period July 1, 2016 to June 30, 2017 - \$30,430
For the period July 1, 2017 to June 30, 2018 - \$31,166
For the period July 1, 2018 to June 30, 2019 - \$31,902

the maintenance of a security deposit in the sum of \$32,000, and the filing of an insurance policy in the minimum amount of \$1,250,000/\$5,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$1,000,000.

#3 In the matter of a proposed revocable consent authorizing Watchtower Bible and Tract Society of New York to continue to maintain and use a tunnel under and across Columbia Heights at Pineapple Street, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from July 1, 2009 to June 30, 2019 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 - \$ 9,351
For the period July 1, 2010 to June 30, 2011 - \$ 9,623
For the period July 1, 2011 to June 30, 2012 - \$ 9,895
For the period July 1, 2012 to June 30, 2013 - \$10,167
For the period July 1, 2013 to June 30, 2014 - \$10,439
For the period July 1, 2014 to June 30, 2015 - \$10,711
For the period July 1, 2015 to June 30, 2016 - \$10,983
For the period July 1, 2016 to June 30, 2017 - \$11,255
For the period July 1, 2017 to June 30, 2018 - \$11,527
For the period July 1, 2018 to June 30, 2019 - \$11,799

the maintenance of a security deposit in the sum of \$11,800, and the filing of an insurance policy in the minimum amount of \$1,250,000/\$5,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$1,000,000.

#4 In the matter of a proposed revocable consent authorizing Watchtower Bible and Tract Society of New York, Inc. to continue to maintain and use a tunnel under and across Orange Street, east of Columbia Heights, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from July 1, 2009 to June 30, 2019 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 - \$7,306
For the period July 1, 2010 to June 30, 2011 - \$7,519
For the period July 1, 2011 to June 30, 2012 - \$7,732
For the period July 1, 2012 to June 30, 2013 - \$7,945
For the period July 1, 2013 to June 30, 2014 - \$8,158
For the period July 1, 2014 to June 30, 2015 - \$8,371
For the period July 1, 2015 to June 30, 2016 - \$8,584
For the period July 1, 2016 to June 30, 2017 - \$8,797
For the period July 1, 2017 to June 30, 2018 - \$9,010
For the period July 1, 2018 to June 30, 2019 - \$9,223

the maintenance of a security deposit in the sum of \$10,600, and the filing of an insurance policy in the minimum amount of \$1,250,000/\$5,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$1,000,000.

#5 In the matter of a proposed revocable consent authorizing Montefiore Medical Center to maintain and use conduits under and across East 233rd Street, east of Bronx Boulevard, in the Borough of the Bronx. The proposed revocable consent is for a term from July 1, 2008 to June 30, 2018 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2008 to June 30, 2009 - \$3,873
For the period July 1, 2009 to June 30, 2010 - \$3,986
For the period July 1, 2010 to June 30, 2011 - \$4,099
For the period July 1, 2011 to June 30, 2012 - \$4,212
For the period July 1, 2012 to June 30, 2013 - \$4,325
For the period July 1, 2013 to June 30, 2014 - \$4,438
For the period July 1, 2014 to June 30, 2015 - \$4,551
For the period July 1, 2015 to June 30, 2016 - \$4,664
For the period July 1, 2016 to June 30, 2017 - \$4,777
For the period July 1, 2017 to June 30, 2018 - \$4,890

the maintenance of a security deposit in the sum of \$4,900, 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.

f26-m17



CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF MUNICIPAL SUPPLY SERVICES

■ AUCTION

PUBLIC AUCTION SALE NUMBER 09001 - S & T

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, April 1, 2009 (SALE NUMBER 09001-T). 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: The auction scheduled for Wednesday, March 18, 2009 (Sale Number 09001-S) has been cancelled.

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 web site, 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.

m5-a1

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 11201, (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 1154

NOTICE IS HEREBY GIVEN of a ONE (1) day public auction of unclaimed salvage vehicles, motorcycles, automobiles, trucks, and vans. Inspection day is March 23, 2009 from 10:00 A.M. - 2:00 P.M.

Salvage vehicles, motorcycles, automobiles, trucks, and vans will be auctioned on March 24, 2009 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.

m11-24



"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

■ INTENT TO AWARD

Goods & Services

CHILD COUNSELOR/CHILD ESCORT – Negotiated Acquisition – Specifications cannot be made sufficiently definite - PIN# 068-09-NEX-0015 – DUE 03-12-09 AT 5:00 P.M. – ACS is extending the contract with the current vendor until the new solicitation can be completed.

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, New York, NY 10038. Albert Lewis (212) 341-3462, albert.lewis@dca.state.ny.us

m11

AGING

■ AWARDS

Goods & Services

SERVICES FOR SENIOR CITIZENS – BP/City Council Discretionary – PIN# 12509DISC1YX – AMT: \$15,000.00 – TO: Centro Gerontologico Latino, Inc., 75 Maiden Lane - 208, New York, NY 10038.

m11

CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF MUNICIPAL SUPPLY SERVICES

■ SOLICITATIONS

Goods

BOAT, 21 FOOT WATER SAMPLING – Competitive Sealed Bids – PIN# 8570900238 – DUE 04-06-09 AT 10:30 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. Department of Citywide Administrative Services 1 Centre Street, Room 1800, New York, NY 10007. Jeanette Megna (212) 669-8610.

m11

■ AWARDS

Goods

INFORMATION BUILDERS (NYPD USE ONLY) – Renewal – PIN# 857500238 – AMT: \$1,500,000.00 – TO: Information Builders Inc., 2 Penn Plaza, 26th Floor, New York, NY 10121. ● **TRUCK, UTILITY BODY, DSNY** – Competitive Sealed Bids – PIN# 857801324 – AMT: \$3,345,972.00 – TO: Chas S Winner Inc. dba Winner Ford, 250 Haddonfield Berlin Road, Cherry Hill, NJ 08034. ● **FIRE HYDRANT PARTS (II)** – Competitive Sealed Bids – PIN# 8579000092 – AMT: \$676,563.00 – TO: Sigma Corporation, 700 Goldman Drive, P.O. Box 300, Cream Ridge, NJ 08514.

m11

HAZARDOUS INCIDENT RESPONSE EQUIPMENT: GRAINGER EXAMINATION GLOVES - CSH – Intergovernmental Purchase – PIN# 8570900859 – AMT: \$112,000.00 – TO: W. W. Grainger, 58-45 Grand Ave., Maspeth, NY 11378. NYS Contract #PC 63953.

Suppliers wishing to be considered for a contract with the Office of General Services of New York State are advised to contact the Procurement Services Group, Corning Tower Room 3711, Empire State Plaza, Albany, NY 12242 or by phone: 518-474-6717.

m11

■ 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) 669-8610.

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) 669-8610.

j4-jy17

COMPTROLLER

BUREAU OF ASSET MANAGEMENT

■ AWARDS

Services (Other Than Human Services)

INVESTMENT CONSULTANT SERVICES – Renewal – PIN# 0150589201ZE – AMT: \$736,000.00 – TO: Callan Associates, Inc., 101 California Street, Suite 3500, San Francisco, CA 94111.

m11

INVESTMENT MANAGEMENT SERVICES – Request for Proposals – PIN# 01507810602QE – AMT: \$550,000.00 – TO: Winslow Management Company LLC, 99 High Street, 12th Floor, Boston, MA 02110.

● **INVESTMENT MANAGEMENT SERVICES** – Request for Proposals – PIN# 01505894051Q – AMT: \$14,900,000.00 – TO: Mondrian Investment Partners, Ltd., 10 Gresham Street, Fifth Floor, London EC2V 7JD, UK.

m11

INVESTMENT CONSULTANT – Request for Proposals – PIN# 0150589503ZP – AMT: \$140,000.00 – TO: Pension Consulting Alliance Inc., 15760 Ventura Blvd., Suite 700, Encino, CA 91436.

m11

INVESTMENT ADVISORY SERVICES – Request for Proposals – PIN# 0150085914FI – AMT: \$3,030,000.00 – TO: TWC Asset Management Company, 865 South Figueroa, Suite 1800, Los Angeles, CA 90017-2543.

● **INVESTMENT ADVISORY SERVICES** – Renewal – PIN# 0150085805QI – AMT: \$595,000.00 – TO: BlackRock Investment Management, LLC, 40 East 52nd Street, New York, NY 10022.

● **INVESTMENT ADVISORY SERVICES** – Renewal – PIN# 0150286602QV – AMT: \$5,255,000.00 – TO: Iridian Asset Management LLC, 276 Post Road West, Westport, CT 06880-4704.

● **INVESTMENT ADVISORY SERVICES** – Renewal – PIN# 0150588802ZP – AMT: \$1,000,000.00 – TO: Aldus Capital LLC, 2651 N. Harwood Street, Suite 210, Dallas, TX 75201.

m11

DESIGN & CONSTRUCTION

CONTRACT SECTION

■ AWARDS

Construction / Construction Services

CLEANING, TELEVISION INSPECTION RECORDING AND DIGITAL AUDIO VISUAL RECORDING OF SEWERS AT UNKNOWN LOCATIONS, CITYWIDE – Competitive Sealed Bids – PIN# 8502009SE0002C – AMT: \$1,275,245.00 – TO: National Water Main Cleaning Co., Inc., 875 Summer Avenue, Newark, NJ 07104. Project NO.: SETVDDC09.

m11

ENVIRONMENTAL PROTECTION

■ AWARDS

CRO-3120S-E: CROTON WATER TREATMENT OFFSITE FACILITIES (ELECTRICAL) – Competitive Sealed Bids – PIN# 82608WM00234 – AMT: \$15,762,500.00 – TO: Eldor Electric, 18-15 129th Street, College Point, NY 11356. Contract CRO-3120S-E.

● **CROTON WATER TREATMENT OFFSITE FACILITIES (HVAC)** – Competitive Sealed Bids – PIN# 82608WM00235 – AMT: \$822,000.00 – TO: AWL Industries, 460 Morgan Ave., Brooklyn, NY 11222. Contract CRO-3120S-H.

● **NEW CROTON AQUEDUCT REHABILITATION PROGRAM (GENERAL)** – Competitive Sealed Bids – PIN# 82607WM00203 – AMT: \$91,696,805.00 – TO: Frontier Kemper/Schiavone/Picone (JV), 1695 Allen Road, Evansville, IN 47710.

 m11
BUREAU OF WATER SUPPLY

■ AWARDS

Services (Other Than Human Services)

CONTRACT DEL-357: SLUDGE REMOVAL OF THE MARGARETVILLE WASTEWATER TREATMENT PLANT – Competitive Sealed Bids – PIN# 82608WS00050 – AMT: \$172,800.00 – TO: Spectraserv Inc., 75 Jacobus Avenue, South Keany, NJ 07032. Contract DEL-357.

 m11
HEALTH AND HOSPITALS CORPORATION

The New York City Health and Hospitals Corporation is regularly soliciting bids for supplies and equipment at its Central Purchasing Offices, 346 Broadway, New York City, Room 516, for its Hospitals and Diagnostic and Treatment Centers. All interested parties are welcome to review the bids that are posted in Room 516 weekdays between 9:00 a.m. and 4:30 p.m. For information regarding bids and the bidding process, please call (212) 442-3863.

 j1-d31

■ SOLICITATIONS

Goods & Services

SPOTWAVE INDOOR WIRELESS COVERAGE SYSTEM – Competitive Sealed Bids – PIN# 231-09-116 – DUE 04-01-09 AT 10:00 A.M. – Install Spotwave Indoor Wireless Coverage System for the Telecommunication Department at Woodhull Medical and Mental Health Center, 760 Broadway, Brooklyn, NY 11206. To request a bid package at no charge, email Deborah.Royster@woodhullhc.nychhc.org. Hard copy of the bid package can also be obtained for a fee of \$25.00 per set (check or money order) made payable to NYCHHC, in the Purchasing Department, Room C-32, 100 North Portland Avenue, Brooklyn, NY 11205.

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. North Brooklyn Health Network, 100 North Portland Avenue, Rm. C-32, Brooklyn, NY 11205. Deborah Royster (718) 260-7694, deborah.royster@woodhullhc.nychhc.org

 m11

ON LINE SUBSCRIPTIONS – Sole Source – Available only from a single source - PIN# 231-09-112 – DUE 03-17-09 AT 10:00 A.M. – The North Brooklyn Health Network intends to enter into a sole source contract for On-Line Subscriptions to OVID/LWW database with Metropolitan New York Library Council, 57 East 11th Street, New York, NY 10003-4605.

Any other supplier who is capable of providing this service for the North Brooklyn Health Network may express their interest in doing so by writing to Deborah Royster, Procurement Analyst, 100 North Portland Avenue, Rm. C-32, Brooklyn, NY 11205 or Roysterd@nychhc.org on or before 9:30 A.M. on March 17, 2009.

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. North Brooklyn Health Network, 100 North Portland Avenue, C-32, Brooklyn, NY 11205. Deborah Royster (718) 260-7694, deborah.royster@woodhullhc.nychhc.org

 m9-13

Services (Other Than Human Services)

SERVICE AGREEMENT FOR SIEMENS AXIOM LUMINOUS TF - LUMINOUS PRO – Sole Source – Available only from a single source - PIN# 231-09-113 – DUE 03-16-09 AT 10:00 A.M. – The North Brooklyn Health Network intends to enter into a sole source service contract for a AXIO-Luminous TF-Luminous Pro X-ray equipment with Siemens Medical Solutions USA, Inc., 2 Penn Plaza, Suite 1900, New York, NY 10121.

Any other supplier who is capable of providing this service for the North Brooklyn Health Network may express their interest in doing so by writing to Akihiko Hirao, Buyer, 100 North Portland Avenue, Rm. C-32, Brooklyn, NY 11205 or akihiko.hirao@woodhullhc.nychhc.org.

 m9-13
HOMELESS SERVICES**OFFICE OF CONTRACTS AND PROCUREMENT**

■ SOLICITATIONS

Human/Client Service

TRANSITIONAL RESIDENCES FOR HOMELESS/ DROP-IN CENTERS – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 071-00S-003-262Z – DUE 06-25-10 AT 10:00 A.M. The Department of Homeless Services is soliciting proposals from organizations interested in developing and operating

transitional residences for homeless adults and families including the Neighborhood Based Cluster Residence and drop-in centers for adults. This is an open-ended solicitation; there is no due date for submission.

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 Homeless Services, 33 Beaver Street 13th Floor, New York, NY 10004.

Marta Zmoira (212) 361-0888, mzmaira@dhs.nyc.gov

 j12-24
HOUSING AUTHORITY

■ SOLICITATIONS

Construction/Construction Services

REPLACEMENT OF VACCUM, CONDENSATE AND SUMP PUMPS AT BEACH 41ST STREET HOUSES – Competitive Sealed Bids – PIN# HE8011790 – DUE 03-31-09 AT 10:00 A.M. – Bid documents are available Monday through Friday, 9:00 A.M. to 4:00 P.M., for a \$25.00 fee in the form of a money order or certified check made payable to NYCHA.

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. Housing Authority, 90 Church Street, 11th Floor, New York, NY 10007. Gloria Guillo, MPA, CPPO, (212) 306-3121, gloria.guillo@nycha.nyc.gov

 m9-13

LOCKER ROOMS UPGRADES AT VARIOUS SITES, THE BRONX – Competitive Sealed Bids – PIN# GR8020274 – DUE 03-31-09 AT 10:30 A.M.

● **APARTMENT RESTORATION AT WSUR (BROWNSTONES)** – Competitive Sealed Bids – PIN# GR7024409 – DUE 04-01-09 AT 10:00 A.M.

Bid documents are available Monday through Friday, 9:00 A.M. to 4:00 P.M., for a \$25.00 fee in the form of a money order or certified check made payable to NYCHA.

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. Housing Authority, 90 Church Street, 11th Floor, New York, NY 10007. Gloria Guillo (212) 306-3121, gloria.guillo@nycha.nyc.gov

 m10-16
PARKS AND RECREATION**CONTRACT ADMINISTRATION**

■ SOLICITATIONS

Construction/Construction Services

RECONSTRUCTION OF WALTER WARD PLAYGROUND – Competitive Sealed Bids – PIN# 8462009Q421C01 – DUE 04-13-09 AT 10:30 A.M. Located between 88th and 89th Streets North of 160th Avenue, Queens, known as Contract #Q421-108M. Vendor Source ID#: 58538.

● **RECONSTRUCTION OF JAMES MADISON PLAZA** – Competitive Sealed Bids – PIN# 8462009M255C01 – DUE 04-13-09 AT 10:30 A.M. - Located between Saint James Place, Madison and Pearl Streets, Manhattan, known as Contract #M0255-107M. Vendor Source ID#: 58539.

These procurements are subject to participation goals for MBEs and/or WBEs as required by Local Law 129 of 2005.

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. A separate check/money order is required for each project. The Company name, address and telephone number as well as the project contract number must appear on the check/money order. Bidders should ensure that the correct company name, address, telephone and fax numbers are submitted by your company/messenger service when picking up bid documents.

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. Juan Alban (718) 760-6771, Juan.Alban@parks.nyc.gov Olmsted Center, Room 60, Flushing Meadows-Corona Park, Flushing, NY 11368.

 m11
REVENUE AND CONCESSIONS

■ SOLICITATIONS

Services (Other Than Human Services)

OPERATION OF TENNIS PROFESSIONAL CONCESSIONS – Competitive Sealed Bids – PIN# CWTP2009 – DUE 03-30-09 AT 3:00 P.M. – At various locations. Citywide. 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. Evan George (212) 360-3495, evan.george@parks.nyc.gov

 m9-20

RENOVATION, OPERATION AND MAINTENANCE OF OWEN F. DOLEN NEWSSTAND – Competitive Sealed Bids – PIN# X16-NS – DUE 04-08-09 AT 11:00 A.M. Westchester Square, Bronx.

● **RENOVATION, OPERATION AND MAINTENANCE OF A NEWSSTAND** – Competitive Sealed Bids – PIN# M125-NS – DUE 04-08-09 AT 11:00 A.M. – At Avenue of the Americas and West 3rd Street, Manhattan.

● **RENOVATION, OPERATION AND MAINTENANCE OF A NEWSSTAND** – Competitive Sealed Bids – PIN# M13-NS – DUE 04-08-09 AT 11:00 A.M. - At City Hall Park, located at Murray Street on Broadway, Manhattan. 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. Eve Mersfelder (212) 360-3407, eve.mersfelder@parks.nyc.gov

 m2-13

OPERATION AND MANAGEMENT OF PARKING LOTS – Competitive Sealed Bids – PIN# M104-PL – DUE 03-20-09 AT 1:00 P.M. – On Randall's Island, Manhattan. 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. Gabrielle Ohayon (212) 360-1397, gabrielle.ohayon@parks.nyc.gov

 m2-13

OPERATION OF TEN (10) MOBILE FOOD UNITS – Competitive Sealed Bids – PIN# X39-1-10-C-BW – DUE 04-01-09 AT 11:00 A.M. – At Orchard Beach in Pelham Bay Park, Bronx. 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. Alexander Han (212) 360-1397, alexander.han@parks.nyc.gov

 m11-24
POLICE**CONTRACT ADMINISTRATION UNIT**

■ SOLICITATIONS

Construction Related Services

REMOVE/REPLACE ROOFING – Competitive Sealed Bids – PIN# 056090000620 – DUE 04-07-09 AT 11:00 A.M. At the 102nd Precinct. Mandatory pre-bid conference is scheduled to be held 10:00 A.M. on Monday, March 16, 2009 at 102 Precinct Station House, 87-34 118th Street, Queens, N.Y. VSID#: 58415.

● **REPAIR FLOOR SLABS, WALL AND SIDEWALK** – Competitive Sealed Bids – PIN# 056090000645 – DUE 04-14-09 AT 11:00 A.M. At the Fleet Services Division Shop #1, 11 Front Street, Borough of Brooklyn. Mandatory pre-bid conference is scheduled to be held 10:00 A.M. on Monday, March 23, 2009 at Fleet Services Division Shop #1, 11 Front Street, Brooklyn. N.Y. VSID#: 58426.

These procurements are subject to participation goals for MBEs and/or WBEs as required by Local Law 129 of 2005.

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. Police Department, 51 Chambers Street, Room 310, New York, NY 10007. Stephanie Gallop (646) 610-5225. NYPD, Contract Administration Unit, 51 Chambers Street, Room 310, New York, NY 10007.

 m11
SCHOOL CONSTRUCTION AUTHORITY

■ SOLICITATIONS

Construction/Construction Services

WINDOW REPLACEMENT/FLOOR ELIMINATION – Competitive Sealed Bids – PIN# SCA09-12113D-1 – DUE 03-26-09 AT 11:30 A.M. – PS 107 (Brooklyn). Project Range: \$2,180,000.00 to \$2,291,000.00. Non-refundable bid documents charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA, (718) 752-5843.

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. School Construction Authority, 30-30 Thomson Avenue Long Island City, NY 11101. R. Sharon Singh (718) 752-5843, rstngh@nyscca.org

 m6-12
CONTRACT ADMINISTRATION

■ SOLICITATIONS

Construction/Construction Services

GYMNASIUM UPGRADE – Competitive Sealed Bids – PIN# SCA09-12324D-1 – DUE 03-26-09 AT 10:30 A.M. PS 81 (Brooklyn). Gymnasium Upgrade. Solicitation: SCA09-12324D-1. Project Range: \$970,000.00 to \$1,030,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority.

School Construction Authority, 30-30 Thomson Avenue Long Island City, NY 11101. Anthony Largie (718) 752-5842 alargie@nyscca.org

 m9-13

EXTERIOR MASONRY, PARAPETS, ROOFS – Competitive Sealed Bids – PIN# SCA09-12135D-1 – DUE 03-25-09 AT 2:30 P.M. – JHS 228 (Brooklyn). Project Range: \$2,080,000.00 to \$2,190,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

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. School Construction Authority, 30-30 Thomson Avenue Long Island City, NY 11101. Michele Perez (718) 752-5854 mperez@nycsca.org

m5-11

EXTERIOR MASONRY/FLOOD ELIMINATION/ROOFS /PARAPETS – Competitive Sealed Bids – PIN# SCA09-12037D-1 – DUE 03-25-09 AT 10:30 A.M. PS 106 (Brooklyn). Project Range: \$3,560,000.00 to \$3,744,000.00. NYC School Construction Authority, Plans Room Window, Room #1046, 30-30 Thomson Avenue, 1st Floor, Long Island City, New York 11101. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA, (718) 752-5849.

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. School Construction Authority, 30-30 Thomson Avenue Long Island City, NY 11101. Stacia Edwards (718) 752-5849 sedwards@nycsca.org

m9-13

WINDOWS/FLOOD ELIMINATION – Competitive Sealed Bids – PIN# SCA09-12357D-1 – DUE 03-30-09 AT 10:30 A.M. – PS 26 (Queens). Project Range: \$3,350,000.00 - \$3,522,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

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. School Construction Authority, 30-30 Thomson Avenue 1st Floor, Long Island City, NY 11101. Judith Walker (718) 752-5868, jwalker@nycsca.org

m11-17

FLOOD ELIMINATION – Public Bid – PIN# SCA09-12211D-1 – DUE 03-24-09 AT 11:30 A.M. PS 284 (Brooklyn). Flood Elimination. Project Range: \$1,010,000.00 - \$1,070,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

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. School Construction Authority, 30-30 Thomson Avenue Long Island City, NY 11101. Anthony Largie (718) 752-5842 alargie@nycsca.org

m9-13

Construction Related Services

PLAYGROUND REDEVELOPMENT – Competitive Sealed Bids – PIN# SCA09-12232D-1 – DUE 03-30-09 AT 11:00 A.M. – Project Range: \$1,070,000.00 to \$1,130,000.00. NYC School Construction Authority, Plans Room Window, Room #1046, 30-30 Thomson Avenue, 1st Floor, Long Island City, New York 11101. Non-refundable bid document charge: \$100.00, certified check or money order only, payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

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. School Construction Authority, 30-30 Thomson Avenue Long Island City, NY 11101. Stacia Edwards (718) 752-5849 sedwards@nycsca.org

m10-16

AGENCY PUBLIC HEARINGS ON CONTRACT AWARDS

“These Hearings may be cablecast on NYC TV Channel 74 on Sundays, from 5:00 p.m. to 7:00 p.m. For more information, visit: www.nyc.gov/tv” **NOTE: Individuals requesting Sign Language Interpreters should contact the Mayor’s Office of Contract Services, Public Hearings Unit, 253 Broadway, 9th Floor, New York, N.Y. 10007, (212) 788-7490, no later than SEVEN (7) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING. TDD users should call Verizon relay services.**

HOMELESS SERVICES

PUBLIC HEARINGS

WITHDRAWN BY THE DEPARTMENT OF HOMELESS SERVICES

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, March 19, 2009, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

IN THE MATTER of a proposed contract between the

Department of Homeless Services and CAMBA, Inc., 1720 Church Avenue, Brooklyn, NY 11226, to provide a Relocation Assistance Program at 885 Flatbush Avenue, 4th Floor, Brooklyn, NY 11226. The contract amount shall be \$620,256. The contract term shall be from July 1, 2009 to December 31, 2009. PIN#: 071-09S-03-1385.

The proposed contractor has been selected by means of Negotiated Acquisition Extension, pursuant to Section 3-04 (b) (2) (iii) of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the Department of Homeless Services, 33 Beaver Street, NY, NY, 10004, from March 6, 2009 to March 19, 2009, excluding Saturdays, Sundays and Holidays from 9:00 A.M. to 5:00 P.M.

COMMUNICATION dated March 9, 2009, from the Department of Homeless Services, requesting withdrawal of the aforesaid matter from the March 19, 2009 Contract Public Hearing.

m10-11



TAXI AND LIMOUSINE COMMISSION

NOTICE

Notice of Public Hearing and Opportunity to Comment on Proposed 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”) proposes rules to require TLC inspections and enhanced markings for for-hire vehicles and to clarify and enhance the accountability of licensed for-hire vehicle bases and vehicle owners.

These rules are proposed pursuant to section 1043 of the Charter and sections 19-504 and 19-511 of the Administrative Code of the City of New York. The proposed rules encompass matters are included in the TLC’s regulatory agenda for Fiscal Years 2008 and 2009.

A public hearing on these proposed rules will be held by the TLC at its offices at 40 Rector Street, 5th Floor, New York, New York 10006 on April 16, 2009, at 9:30 A.M. Persons wishing to testify at the hearing may notify the TLC in advance, either in writing or by telephone to the TLC’s Office of Legal Affairs at the address and telephone given below. Any request for a sign language interpreter or other form of reasonable accommodation for a disability at the hearing must be submitted to the Office of Legal Affairs in writing, by telephone, or by TTY/TDD no later than April 3, 2009.

Written comments in connection with these proposed rules should be submitted to the Office of Legal Affairs and must be received no later than April 10, 2009 to:

**Charles R. Fraser
Deputy Commissioner for Legal Affairs/General Counsel
Taxi and Limousine Commission
40 Rector Street, 5th Floor
New York, New York 10006
Telephone: 212-676-1117
Fax: 212-676-1102
TTY/TDD: 212-341-9596
Email: tlcrules@tlc.nyc.gov**

Written comments and a summary of all comments received at the hearing will be available for public inspection at that office.

New material is underlined.
[Material inside brackets indicates deleted material.]

Section 1. It is hereby proposed that section 6-01 of Title 35 of the Rules of the City of New York be amended to add, in alphabetical order, the definitions of Base, Base License, Base Owner, Chairperson and Penalty Point to read as follows:

Base. A base is a base station, a black car base, or a luxury limousine base.

Base license. A base license is a license issued by the Commission for operation of a base.

Base owner. A base owner is an individual, partnership or corporation licensed by the Commission to operate a base.

Chairperson. The Chairperson is the chairperson of the Commission, or his or her designee.

Penalty point. A penalty point is a non-monetary penalty assessed against either a base owner or the owner of a for-hire vehicle upon conviction for violation of certain provisions of this chapter.

Section 2. It is hereby proposed that the definitions of for-hire operator’s permit and for-hire vehicle permit set forth in section 6-01 of Title 35 of the Rules of the City of New York be amended to read as follows:

For-hire vehicle [operator’s permit] driver’s license. A for-hire vehicle [operator’s permit] driver’s license is a [permit] license issued by the Commission to persons who meet Commission qualifications as for-hire vehicle drivers

For-hire vehicle permit. A for-hire vehicle permit is a permit issued by the Commission to a for-hire vehicle or base owner to allow [an affiliated] a vehicle affiliated with a base to be dispatched by said base.

Section 3. It is hereby proposed that section 6-02(a)(3) and (a)(4) of Title 35 of the Rules of the City of New York be amended to read as follows:

(3) (A) A license issued to a new applicant for a for-hire vehicle license shall expire two years subsequent to the date the license was issued. A license issued to a renewing

applicant for a for-hire vehicle license shall expire two years subsequent to the date on which the previous license expired. The Commission may, in its discretion, extend the expiration date of such license by up to an additional thirty-one days.

(B) A for-hire vehicle permit shall terminate prior to the expiration date upon revocation or surrender of the permit, or surrender of the vehicle’s license plates to the applicable state department of motor vehicles, and such permit shall not thereafter be renewed or reinstated.

(4)(A) [A] Prior to July 1, 2009, a renewing applicant must file a completed application on or before the expiration date of the license.

(B) (i) On and after July 1, 2009, a renewing applicant must file a completed application for renewal of a for-hire vehicle permit not less than thirty (30) days before the expiration date of the permit.

(ii) The Commission will permit a renewing applicant to file a completed application at any time up until the expiration date of the for-hire vehicle permit upon payment of a \$25 late fee.

(iii) No renewal application will be accepted after the expiration date of the for-hire vehicle permit and such permit will expire and not be renewed.

Section 4. It is hereby proposed that section 6-02(b) of Title 35 of the Rules of the City of New York be amended to read as follows:

(b) The term of every [base station, black car base and luxury limousine] base license issued by the Taxi and Limousine Commission under the For-Hire Vehicle Rules shall be as follows:

(1) A license issued to a new applicant applying for a license on or after July 1, 2009 shall expire [two] three years subsequent to the last day of the month in which the new license is issued. (For example, a new applicant files on October 10, 2009 [1997, and is approved by TLC on December 15, 1997. No action is taken by the City Council before March 15, 1998;] and TLC issues a license on March 24, [1998]2010. That license would expire on March 3[0]1, [2000]2013.)

(2) A license issued to a renewing applicant with a license expiring on or after July 1, 2009 shall expire [two] three years from the date on which the previous license expired. (For example, a renewing applicant whose license expired on [May]July 31, [1997]2009 would receive a license expiring on [May]July 31,[1999] 2012. An applicant who did not submit a completed renewal application until [June 15] July 31, [1997]2009 would still receive a license that expired on [May]July 31, [1999]2012, and may be subject to penalties pursuant to paragraphs [3]5 and [4]6 below.)

(3) Licenses issued prior to July 1, 2009 shall expire (A) two years from the date on which the previous license expired if a renewal license or (B) two years subsequent to the last day of the month in which the license was issued, if a new license.

[4]3) A renewing applicant for a base license must file a completed application by no [less] later than sixty days before the expiration date of the license. A renewing applicant must pay a late fee of \$25 with any late application filed later than 60 days before the expiration date of the license. No renewing applicant shall be permitted to file a renewal application after the date of expiration of its license. The license of a base which fails to file a completed renewal application prior to the expiration date of the base’s license will expire and not be renewed.

[4]5) A person who engages in a licensed activity after the expiration date of a license and before the issuance of a renewal license is engaged in unlicensed activity and may be subject to penalties pursuant to applicable statutes and regulations, except as provided in paragraph (5)6).

[5]6) If timely application for renewal of the license has been made pursuant to Rule 6-02(b)(3)4), the Chairperson shall extend the effectiveness of the license pending the review of the renewal application. If a renewal license is subsequently issued in such case, its term shall expire as provided in paragraphs (2) and (3) above. If a renewal application is denied, the applicant shall not be considered to have been unlicensed prior to the date of denial of the renewal application.

Section 5. It is hereby proposed that section 6-04(a) of Title 35 of the Rules of the City of New York be amended to read as follows:

(a) No person shall operate a base [station, black car base or luxury limousine base] without a current and valid license from the Commission, which license is not suspended, revoked or expired. In addition to any penalties specified by this chapter, any person operating a base without a current and valid license, including a license which is suspended, revoked or expired shall be subject to penalties applicable to unlicensed operation. Subdivisions (b) through (d) and (f) and (g) and (j) of this section shall apply only to applicants for a base station license or renewal thereof, or to applicants for a change in base station location pursuant to §6-06(d) of this Chapter, except where otherwise noted.

Section 6. It is hereby proposed that section 6-04(b)(1) of Title 35 of the Rules of the City of New York be amended to read as follows:

(b)(1) An applicant for a license to operate a base station shall demonstrate to the satisfaction of the Commission that the operator of the base station shall provide and utilize lawful off-street facilities for the parking and storage of the licensed for-hire vehicles that are to be dispatched from the base station equal to not less than one parking space for every two such vehicles or fraction thereof. The maximum permissible distance between the base station and such off-street parking facilities shall be one and one-half miles. The off-street parking facilities shall be in a location zoned for the operation of a parking facility. An applicant (including a renewal applicant, an applicant seeking to relocate an

existing base station, or an applicant seeking to change the ownership of an existing base station) for a license to operate a base station must submit with the base station license application a copy of a lease agreement or contract for such off-street parking facilities, which lease or contract must be in writing and which must contain the date the agreement was executed, the address for the off-street parking location and contact information for such location, the total number of spaces subject to the agreement, the starting and ending dates for the agreement, the payment(s) required for the agreement, and the typewritten names and titles of the signatories, together with signatures and contact information for each signatory.

Section 7. It is hereby proposed that section 6-04(b)(4) of Title 35 of the Rules of the City of New York be amended to read as follows:

(4) No base station license shall be renewed, and any base station license may be revoked, where it has been determined after an administrative proceeding that the applicant or licensee has failed to comply with the off-street parking requirements set forth in paragraph (1) of this section or as they may have been modified pursuant to paragraph (3) of this section, including if the applicant or licensee fails to maintain the number of off-street parking spaces required by this section at any time.

Section 8. It is hereby proposed that section 6-04(e) of Title 35 of the Rules of the City of New York be amended to read as follows:

(e) Prior to the issuance of a license for a base [station] or the renewal of a valid base [station] license, the applicant shall provide to the Commission a bond in the amount of five thousand dollars with one or more sureties to be approved by the Commission. Such bond shall be for the benefit of New York City and shall be conditioned upon the licensee complying with the requirement that the licensee dispatch only vehicles which are currently licensed by the Commission and which have a current New York City commercial use motor vehicle tax stamp and upon the payment by the licensee of all civil penalties imposed pursuant to any provision of this chapter. The bond must be maintained by the base owner for the term of the license. The bond shall further permit the Commission to draw upon the bond to satisfy any penalties incurred by the base for any violation of this chapter which have not been paid following the imposition of the penalty and the completion of any appeal. The Chairperson will give the base owner 30 days' notice prior to drawing upon the bond to satisfy any penalty. In the event that the Commission draws on the bond, the base owner shall be assessed one penalty point.

Section 9. It is hereby proposed that section 6-04 of Title 35 of the Rules of the City of New York be amended to add a new subdivision (j) thereto to read as follows:

(j) Each applicant for a base station license or for the renewal of a base station license or for a change of ownership of a base station license must submit a business plan for the base station with such application. Such business plan must, at a minimum, set forth:

(1) The business name, address, telephone number, email address and 24 hour contact number for the base station;

(2) The base station's methods and practices for ensuring compliance with the rules of this chapter by itself, its employees, owners of vehicles affiliated with the base station, and drivers operating such vehicles;

(3) Such base station's plans to operate within the scope of, and in compliance with, the Commission's rules and how the base station intends to prevent recurrence of violations of the rules of this chapter incurred during the ending licensing term and the term preceding the ending term;

(4) Policies and procedures to ensure that affiliated vehicles will make use of the base station's off-street parking location, the address of the off-street parking location and such location's distance from the base station, and policies and procedures to ensure that affiliated vehicles not using the off-street parking location shall comply with all applicable traffic and parking regulations;

(5) The number of vehicles affiliated with the base station (or, in the case of an applicant for a new license, the number of vehicles anticipated to be affiliated with the base station upon licensure) and the average number of vehicles anticipated to be affiliated during the term of the license;

(6) The number of requests for transportation received and the number of trips dispatched on a daily basis (or, in the case of an applicant for a new license, the number of requests anticipated to be received and the number of trips anticipated to be dispatched), and the average number of trips anticipated to be dispatched during the term of licensure;

(7) A description of how calls will be answered, rides dispatched, and complaints handled;

(8) Hours of operation of the base and office hours;

(9) A fare schedule in a form and format prescribed by the Chairperson;

(10) A plan for assuring that affiliated vehicles and the drivers of such vehicles provide transportation only through pre-arrangement made with the base station and do not accept passengers by street hail or other than by dispatch by the base station; and

(11) Such other matters as may be required by the Chairperson or the Commission as a condition of renewal of a base station license in light of the specifics of the base station's application and operating history.

Section 10. It is hereby proposed that section 6-05(a)(1) of Title 35 of the Rules of the City of New York be amended to read as follows:

(a)(1)(A) Any base station license or ownership interest in the licensee may be transferred to a proposed transferee who has demonstrated to the satisfaction of the Commission the qualifications to assume the duties and obligations of a base station owner provided that either the transferor or transferee shall have filed a bond to cover all the outstanding tort liabilities of the transferor arising out of the operation of a base station and the for-hire vehicle owners by the transferor which is in excess of the amount covered by any bond or insurance policy in effect pursuant to the New York State Vehicle and Traffic Law, and all outstanding fines, penalties and other liabilities which the transferor owes to the Commission shall have been satisfied. An application for approval of a transfer of an interest in a base station license or base station owner must include a business plan meeting the requirements of section 6-04(j) of this chapter. All such transfers and any changes in corporate officers or directors

must be approved by the Commission in order to be effective and no such transfer or change shall be effective until approved and the Chairperson has given notice of the approval to the licensee. Furthermore, no application to approve a transfer of a base station license or an interest in a base station license or an interest in a base station owner shall be complete, and no approval of such application shall be effective, until both the transferor and transferee have appeared in person as directed by the Chairperson to complete the transfer, with such appearance to be in person for a party who is an individual, or by a general partner, if the party to the transfer is a partnership, or by an officer and stockholders holding a majority of the stock of the party, if the party to the transfer is a corporation.

(B) A base license or ownership interest in a black car base or luxury limousine base may be transferred to a proposed transferee who has demonstrated to the satisfaction of the Chairperson the qualifications to assume the duties and obligations of a base owner provided that all outstanding fines, penalties and other liabilities which the transferor owes to the Commission shall have been satisfied. All such transfers and any changes in corporate officers or directors must be approved by the Chairperson and no such transfer or change shall be effective until approved and the Chairperson has given notice of the approval to the licensee. Furthermore, no application to approve a transfer of any black car base or luxury limousine base license or an interest in such a base license or an interest in the owner of such a base shall be complete, and no approval of such application shall be effective, until both the transferor and transferee have appeared in person as directed by the Chairperson to complete the transfer, with such appearance to be in person for a party who is an individual, or by a general partner, if the party to the transfer is a partnership, or by an officer and stockholders holding a majority of the stock of the party, if the party to the transfer is a corporation.

Section 11. It is hereby proposed that section 6-05(e) of Title 35 of the Rules of the City of New York be amended to read as follows:

(e) The Commission shall revoke any base station license for nonuse in the event it shall find after a [public] hearing that the base station has not been in operation for sixty consecutive days, provided that such failure to operate shall not have been caused by strike, riot, war, public catastrophe or other act beyond the control of the licensee. The Commission shall also revoke, after a hearing, any base license in the event that the base location is not occupied by the base. Where the Commission finds that a particular base station cannot be operated due to an act beyond the control of the licensee, a temporary [replacement] base station license shall be issued to the same licensee for an alternative location, provided that all other requirements for such license are met and provided further that the unexpired term of the original license is six months or more. Such temporary base station license shall be for a term not to exceed 60 days. During the 60 day period, the base owner must either file an application to change the base location or must return to operation at the original base location and notify the Chairperson of the return. The temporary base station license will not be extended unless within the 60 day period the base owner either (1) files an application to change the base location and the Commission has not completed its review of the application within the 60 day period or (2) demonstrates that good cause exists for a further extension because the base owner requires additional time to return the base to the original location

Section 12. It is hereby proposed that section 6-06(a) of Title 35 of the Rules of the City of New York be amended to add new subdivisions (6), (7) and (8) thereto, to read as follows:

(a) A licensed base owner must at all times:

* * *
(6) Conspicuously display within the base the current schedule of rates charged by the base;

(7) Conspicuously display the base name, any trade, business or operating name, and the TLC license number on the front or office door of the base's premises.

(8) Maintain and have available for inspection at the base the evidence of compliance with off street parking requirements in the form required by section 6-04(b)(1) of this chapter.

Section 13. It is hereby proposed that section 6-06(b)(3) of Title 35 of the Rules of the City of New York be amended and that new paragraphs (4), (5) and (6) be added, to read as follows:

(3) A base owner shall file with the Commission the name, including any trade, business, or operating name(s) used in the operation of the base or in promotions or advertising, and address of the base from which for-hire vehicles affiliated with such base are dispatched. The Chairperson may reject any such trade, business or operating name if, in the judgment of the Chairperson, such name is substantially similar to the trade, business or operating name of another base, and the base owner may not use such name. A base may use only one trade, business or operating name in its operations, including in its public communications, advertising, promotional activities, and passenger solicitation activities.

(4) Any trade, business or operating name approved by the Chairperson for one base may not be used by any other base, and such name will not be approved for use by any other base, unless both bases seeking to use the same trade, business or operating name share identical ownership.

(5) A base owner shall file with the Chairperson all contact information made available to or offered to the public for purposes of pre-arranging transportation for hire, including telephone numbers, Web sites and email addresses. Such telephone numbers, Web sites, email addresses and other contact information and methods may be used only with the name approved pursuant to paragraph (3) of this subdivision.

(6) A base owner shall file with the Chairperson the base's hours of operations and shall notify the Chairperson of any change in such hours of operation.

Section 14. It is hereby proposed that section 6-06(c) of Title 35 of the Rules of the City of New York be amended to read as follows:

(c) A base owner shall conspicuously state in all advertising, whether print, [and] broadcast, electronic and internet advertising and in all handbills, fliers, Web sites or other promotional materials and on all business cards and receipts that the base is licensed by TLC and shall include the number of the TLC license issued to the base in all such materials.

Section 15. It is hereby proposed that section 6-07(a) of Title 35 of the Rules of the City of New York be amended to read as follows:

(a) A base owner shall provide an accurate and binding price quote to any prospective passenger contacting the base, and if the passenger engages to receive the transportation, the price for such transportation shall be the price quoted by the base. A base owner shall not quote or charge a fare in excess of the fare prescribed by the schedule of the rates of fare on file with the Commission as required by section 6-08(c) of this chapter. A base owner shall be responsible for ensuring that transportation is provided only by pre-arrangement through the base. [A base owner shall be responsible for handling passenger complaints. Complaints about a base or an affiliated driver or vehicle that are registered with the Commission shall be logged in at the Commission, assigned a case number and referred to the appropriate base. Within ten (10) working days from the date of referral, the base shall notify the Commission in writing, making reference to the case number, regarding the satisfactory handling of any such complaint.]

Section 16. It is hereby proposed that section 6-07(b)(3) of Title 35 of the Rules of the City of New York be amended to read as follows:

(3) The base owner's responsibilities pursuant to paragraphs (1) and (2) shall extend to the public streets and sidewalks on either side of the street, within the city block front where the base is located, including both sides of the street on which the base is located.

Section 17. It is hereby proposed that the introductory material of section 6-07(b) of Title 35 of the Rules of the City of New York be amended and that new paragraphs (4) and (5) be added, to read as follows:

(b) A base owner shall be responsible for overseeing the management of the base to ensure that base personnel, and the owners and drivers [operators of affiliated vehicles] of vehicles affiliated with the base, whether on duty or not, do not, within the area set forth in paragraph (3), engage in any of the following activities:

* * *
(4) A base owner shall further be responsible for ensuring that vehicles affiliated with the base or dispatched by the base and their drivers will obey all applicable traffic and parking regulations within the area set forth in paragraph 3.

(5) A base owner shall further be responsible for ensuring that vehicles affiliated with the base or dispatched by the base and their drivers when visiting the base will not create a nuisance such as by engaging in unnecessary horn honking, littering, or the playing of loud audio material within the area set forth in paragraph 3.

Section 18. It is hereby proposed that section 6-07 of Title 35 of the Rules of the City of New York be amended to add new subdivisions (g), (h), (i), (j) and (k) to read as follows:

(g) A base owner shall maintain and enforce rules and policies preventing vehicles affiliated with the base or dispatched by the base and drivers of such vehicles from accepting street hails.

(h) A base owner may terminate the affiliation of a vehicle only after submission to the Chairperson of either a form prescribed by the Chairperson indicating the vehicle owner's consent to such termination or a form prescribed by the Chairperson indicating 10 days' notice of termination mailed to the vehicle owner's address as on file with the Commission by certified mail with return receipt requested, together with proof of mailing of such notice. Such termination will become effective upon the filing of the appropriate form with the Commission.

(i) Notwithstanding the provisions of subdivision (h) of this section, a vehicle's affiliation with a base will terminate automatically upon revocation of the base's license, suspension of the base's license for a continuous period in excess of 30 days, or upon expiration of the base's license. In addition, a vehicle's affiliation with a base will terminate automatically upon expiration or revocation of such vehicle's for-hire vehicle permit.

(j) A base owner shall not dispatch a vehicle which is not affiliated with such base unless the base is dispatching an accessible vehicle pursuant to contract as provided by section 6-07(f).

(k) A base owner shall be responsible for handling customer complaints when directed by the Chairperson and shall provide any information requested by the Chairperson regarding such complaints.

Section 19. It is hereby proposed that section 6-08(c) of Title 35 of the Rules of the City of New York be amended to read as follows:

(c) A base owner shall be responsible for filing with the [Commission] Chairperson in a form and format prescribed by the Chairperson, [on an annual basis, or whenever there is a material change,] the schedule of the rates of fare charged by such base, including any surcharges such as credit card fees. Such a schedule shall be filed whenever rates are changed and also annually, no later than the anniversary date of the license and, in any year in which the license expires, such schedule must be filed with the renewal application. A schedule must also be filed with any application to change the ownership or location of the base. Failure to file such schedule with a renewal application or an application to change ownership or location will result in denial of the application by the Chairperson.

Section 20. It is hereby proposed that section 6-08 of Title 35 of the Rules of the City of New York be amended to add a subdivision (f) thereto to read as follows:

(f) A base owner shall be responsible for maintaining paper or electronic records of all vehicles that are or have been affiliated with or dispatched by the base during the preceding 12 months, including dates of affiliation, vehicle identification numbers, Department of Motor Vehicles (or equivalent) registration numbers, for-hire vehicle permit numbers, and inspection records, together with the drivers of such vehicles including dates of operation, Department of Motor Vehicles license numbers, for-hire vehicle driver's license numbers and copies of forms affiliating and dis-affiliating vehicles.

Section 21. It is hereby proposed that section 6-11(a) of Title 35 of the Rules of the City of New York be amended to read as follows:

(a) A for-hire vehicle owner shall be responsible for having said for-hire vehicle licensed by the Commission. The Commission shall post on its Web site a list of vehicles holding current, valid permits. A for-hire vehicle owner shall not allow a vehicle to be dispatched unless the owner holds a current, valid for-hire vehicle permit for such vehicle which permit is not expired, suspended or revoked.

Section 22. It is hereby proposed that section 6-11(c) of Title 35 of the Rules of the City of New York be amended to read as follows:

(c) An owner of a for-hire vehicle shall not dispatch [n]or permit another person to dispatch such vehicle unless it is affiliated with a licensed base and such dispatch is made from the base with which the vehicle is affiliated, except when a dispatch is made pursuant to section 6-07(f) of this chapter. Dispatch of a vehicle which is not affiliated with a licensed base and dispatch of a vehicle from a base with which the vehicle is not affiliated shall constitute unlicensed operation and subject the owner to any applicable penalties for unlicensed operation.

Section 23. It is hereby proposed that section 6-11(d)(2) of Title 35 of the Rules of the City of New York be amended to read as follows:

(d)(2) A for-hire vehicle owner, [who] which has received notice that [his] its liability insurance is to be terminated, shall surrender [his] its for-hire vehicle permit and [decals] decal(s) to the Commission on or before the termination date of the insurance, unless the vehicle owner [of the vehicle] submits proof of new insurance effective on the date of termination of the old policy before the termination of the policy.

Section 24. It is hereby proposed that section 6-11(e) of Title 35 of the Rules of the City of New York be amended to read as follows:

(e)(1) No unauthorized entry shall be made on [either] the for-hire vehicle permit or [decals] decal(s), nor shall any entry on [either] the for-hire vehicle permit or [decals] decal(s) be changed or defaced.

(2) An unreadable for-hire vehicle permit or [decals] decal(s) shall immediately be surrendered to the Commission for replacement.

(3) A for-hire vehicle owner shall immediately notify the Commission of the theft, loss or destruction of a for-hire vehicle permit or [decals] decal(s) of said vehicle, [and] furnish the Commission with an affidavit or information as may be required, and shall replace same.

Section 25. It is hereby proposed that section 6-11 of Title 35 of the Rules of the City of New York be amended to add new subdivisions (n), (o), (p), (q), (r), (s) and (t) to read as follows:

(n) There shall not be more than one for-hire vehicle permit issued and in effect for any vehicle, as indicated by the vehicle identification number, at any one time.

(o) If the Commission receives a for-hire vehicle permit application for a vehicle, as indicated by the vehicle identification number, for which Commission records indicate that a previously issued for-hire vehicle permit is in effect and not expired, the holder of such previously issued permit shall be scheduled for a hearing to determine the fitness of such holder to hold such permit under section 8-15 of this title and the previously issued permit shall be revoked unless the holder demonstrates that the holder has transferred the permit to a new vehicle.

(p) The holder of a for-hire vehicle permit who wishes to transfer the permit to a new vehicle must file an application to transfer the permit within fifteen days after registering the new vehicle with the New York State Department of Motor Vehicles, or comparable agency of the state of registration. No such application will be approved until the permit holder presents the vehicle for inspection at the Commission's inspection facility.

(q) No for-hire vehicle permit shall be issued to any applicant if a previous for-hire vehicle permit held by the applicant was revoked by the Commission, until the applicant for such new permit has been determined fit to hold such permit following a determination of such applicant's fitness to hold a permit under section 8-15 of this title. For purposes of this subdivision and the review of fitness required for applicants under this paragraph, a previous permit which has been revoked shall include any permit held by any partner, officer or shareholder of applicant, or by any entity in which any partner, officer, or shareholder of applicant was a partner, officer, or shareholder.

(r) A for-hire vehicle permit shall be revoked for non-use pursuant to section 19-504(g) of the Administrative Code of the City of New York if:

(1) the permit holder fails to maintain a base affiliation as required by section 6-11(c) of this chapter for 60 days;

(2) the permit holder fails to maintain insurance coverage as required by section 6-11(d) of this chapter for 60 days; or

(3) the permit holder fails to comply with the inspection requirements as required by section 6-12(c) of this chapter for 60 days.

(s) Any owner of a for-hire vehicle the for-hire vehicle permit for which has been revoked by the Commission, has expired, or has been denied renewal, must surrender the permit to the Commission, and, if the vehicle is registered in New York State, must surrender the T&LC license plates to the New York State Department of Motor Vehicles, each within 10 days after such revocation, expiration, or denial.

(t) A for-hire vehicle may be affiliated with only one base at any time.

Section 26. It is hereby proposed that section 6-12 of Title 35 of the Rules of the City of New York be amended to read as follows:

§ 6-12 Conditions of Licensure and Operation Relating to For-Hire Vehicles and Bases.

A [for-hire vehicle] base owner and a for-hire vehicle owner shall each be [jointly and severally]separately and independently responsible for compliance with the following provisions and liable for penalties for violation thereof. No for-hire vehicle [shall be used in the course of operations of a for-hire vehicle service unless the vehicle is] permit shall be issued or renewed unless the for-hire vehicle is in compliance with the requirements of this section at the time of issuance or renewal. Each for-hire vehicle must be in compliance with the following at all times during which such vehicle has a for-hire vehicle permit:

(a) (1) A current, valid Commission license decal or decals [is], which are not expired, suspended or revoked, are affixed to the front right side of the windshield of the vehicle so as to be plainly visible.

(2)(i) Beginning on September 1, 2009, each vehicle must have three (3) current, valid and unexpired Commission

license decals issued by the Commission.

(ii) One of these decals must be on the front lower right side of the windshield of the vehicle and one on the lower rear corner of each of the two rear quarter windows, or, if there are no rear quarter windows, on the lower rear window just above the rear door.

(iii) Each decal must be plainly visible.

(iv) Each decal must contain all information that may be required by the Chairperson, and must be completed correctly and legibly.

(3) (i) For any vehicle for which a new application or a renewal application is made, or which is a replacement vehicle, or which is changing its base affiliation, or which is changing its license plates, beginning on September 1, 2009, the vehicle must have three (3) current, valid and unexpired Commission license decals.

(ii) One of these decals must be on the front lower right side of the windshield of the vehicle and one on the lower rear corner of each of the two rear quarter windows, or, if there are no rear quarter windows, on the lower rear window just above the rear door.

(iii) Each decal must be plainly visible.

(iv) The decals must be affixed by Commission staff.

(v) When the for-hire vehicle is replaced or changes affiliation to a different base, or changes its license plates, such vehicle must be brought to the Commission's Safety and Emissions Division to have new decals placed on the vehicle by Commission staff.

(b) A current, valid and unexpired registration sticker from an authorized state motor vehicle department is affixed to the left front windshield so as to be plainly visible.

(c) (1) A current, valid and unexpired New York State Department of Motor Vehicles inspection sticker, which is no fewer than eight (8) months from the month of expiration on the sticker, is affixed to the front left side of the windshield so as to be plainly visible.

(2) For-hire vehicles shall be inspected three times a year and at least once every four months [, and at any other time the Commission has reason to believe that said vehicle is unfit or unsafe for use].

(3)(i) *New Applications for For-Hire Vehicles That Are Model Year 1996 or Later.*

Beginning on September 1, 2009, and during such time as the Commission's Safety and Emissions Division is a Department of Motor Vehicles (DMV) certified inspection station, as a condition for issuance of a new for-hire vehicle permit or approval as a replacement vehicle, vehicles that are model year 1996 or later must be inspected at the Commission's Safety and Emissions Division within ten (10) days after the issuance of T&LC plates by DMV, or after the Commission's acceptance of the application for vehicles registered outside New York State, and, in either case, must pass such inspection within sixty (60) days after the date of the first scheduled inspection of such vehicle and before issuance of a new for-hire vehicle permit. The maximum number of inspections allowed in such sixty-day period is four (4) inspections. The maximum limit of 4 inspections which must occur within 60 days applies not only to the vehicle originally submitted for licensure but also to any replacement vehicle submitted. Failure of the vehicle originally submitted for licensure and of all replacement vehicles to pass an inspection four times within 60 days will result in denial of the application. Such inspection(s) shall comply with the vehicle inspection requirements set forth in section 301 of the Vehicle and Traffic Law and shall further inspect for compliance with the owner and vehicle requirements set forth in this chapter, and shall constitute one of the inspections required by section 19-504(f) of the Administrative Code and by paragraph (2) of this subdivision. The fee for such TLC inspections shall be the fee prescribed by regulation of the DMV for inspections pursuant to section 305 of the Vehicle and Traffic Law.

(ii) *New Applications for For-Hire Vehicles That Are Model Year 1995 or Earlier.*

Beginning on September 1, 2009, and during such time as the Commission's Safety and Emissions Division is a DMV certified inspection station, as a condition for issuance of a new for-hire vehicle permit or approval as a replacement vehicle, vehicles that are model year 1995 and earlier must be inspected at the Commission's Safety and Emissions Division within ten (10) days after the issuance of T&LC plates by DMV, or after the Commission's acceptance of the application for vehicles registered outside New York State, and, in either case, must pass such inspection within sixty (60) days after the date of the first scheduled inspection of such vehicle and before issuance of a new for-hire vehicle permit. The maximum number of inspections allowed in such sixty-day period is four (4) inspections. The maximum limit of 4 inspections which must occur within 60 days applies not only to the vehicle originally submitted for licensure but also to any replacement vehicle submitted. Failure of the vehicle originally submitted for licensure and of all replacement vehicles to pass an inspection four times within 60 days will result in denial of the application. Such inspection(s) shall comply with the vehicle inspection requirements set forth in section 301 of the Vehicle and Traffic Law and shall further inspect for compliance with the owner and vehicle requirements set forth in this chapter, except that such inspections shall not include emissions testing and shall not constitute one of the inspections required by section 19-504(f) of the Administrative Code and by paragraph (2) of this subdivision. The fee for such TLC inspections shall be the safety inspection fee prescribed by regulation of the DMV for inspections pursuant to section 305 of the Vehicle and Traffic Law.

(4)(i) *Renewals for For-Hire Vehicles That Are Model Year 1996 or Later.*

Beginning on February 1, 2010, and during such time as the Commission's Safety and Emissions Division is a DMV certified inspection station, as a condition for renewal of a for-hire vehicle permit, vehicles that are model year 1996 or later must have been inspected at the Commission's Safety and Emissions Division and pass such inspection within thirty (30) days after the date of the first scheduled inspection of such vehicle and before a renewal permit will be issued. The maximum number of inspections allowed in such thirty-day period is four (4) inspections. The maximum limit of 4 inspections which must occur within 30 days applies not only to the vehicle originally submitted for licensure but also to any replacement vehicle submitted. Failure of the vehicle originally submitted for licensure and of all replacement vehicles to pass an inspection four times within 30 days will result in denial of the application. If a vehicle has not passed inspection by the permit expiration date, the vehicle shall not operate until it passes inspection. If a vehicle does not pass inspection within the thirty-day period, the vehicle shall not

operate and the application shall be denied. Such inspection(s) shall comply with the vehicle inspection requirements set forth in section 301 of the Vehicle and Traffic Law and shall further inspect for compliance with the vehicle owner and for-hire vehicle requirements set forth in this chapter and shall constitute one of the inspections required by section 19-504(f) of the Administrative Code and by paragraph (2) of this subdivision. The fee for such TLC inspections shall be the fee prescribed by regulation of the DMV as set forth in paragraph (3)(i) of this subdivision.

(ii) *Renewals for For-Hire Vehicles That Are Model Year 1995 or Earlier.*

Beginning on February 1, 2010, and during such time as the Commission's Safety and Emissions Division is a DMV certified inspection station, as a condition for renewal of a for-hire vehicle permit, vehicles that are model year 1995 and earlier must have been inspected at the Commission's Safety and Emissions Division and pass such inspection within thirty (30) days after the date of the first scheduled inspection of such vehicle and before a renewal permit will be issued. The maximum number of inspections allowed in such thirty-day period is four (4) inspections. The maximum limit of 4 inspections which must occur within 30 days applies not only to the vehicle originally submitted for licensure but also to any replacement vehicle submitted. Failure of the vehicle originally submitted for inspection and of all replacement vehicles to pass an inspection four times within 30 days will result in denial of the application. If a vehicle has not passed inspection by the permit expiration date, the vehicle shall not operate until it passes inspection. If a vehicle does not pass inspection within the thirty-day period, the vehicle shall not operate and the application shall be denied. Such inspection(s) shall comply with the vehicle inspection requirements set forth in section 301 of the Vehicle and Traffic Law and shall further inspect for compliance with the vehicle owner and for-hire vehicle requirements set forth in this chapter, except that such inspections shall not include emissions testing and shall not constitute one of the inspections required by section 19-504(f) of the Administrative Code and by paragraph (2) of this subdivision. The fee for such TLC inspections shall be the safety inspection fee prescribed by regulation of the DMV as set forth in paragraph (3)(ii) of this subdivision.

(d) For vehicles registered with the Department of Motor Vehicles prior to April 30, 1999, a current, valid and unexpired New York City commercial use motor vehicle tax stamp is affixed to the front right side of the windshield of the vehicle so as to be plainly visible. For vehicles registered after April 30, 1999, proof that the required commercial use motor vehicle tax for the current tax period has been paid.

(e)

(1) The license plate number on said motor vehicle tax stamp, state registration and Commission decals each match, and match the license plates affixed to the vehicle.

(2) The last six digits of the vehicle identification number (VIN) on [said state registration and] the Commission decals shall [each] match[, the last six digits of the VIN on the state registration] and match the VIN of the vehicle.

(3) A for-hire vehicle that is registered in New York State [for which a for-hire vehicle license is issued or renewed on or after May 10, 2006,] must have New York State license plates affixed to the vehicle that are embossed with the legend "T & LC."

(4) A base and/or a base owner shall not dispatch, and a for-hire vehicle owner shall not allow a vehicle to be dispatched:

(A) unless the vehicle is registered in New York State and has license plates embossed with the legend "T & LC", or unless the vehicle is registered in another state and complies with any applicable license plate requirements.

(B) unless the vehicle has a current, valid for-hire vehicle permit which has not expired, been suspended, or been revoked.

(f)

(1) The marking requirements of the Commission; including, but not limited to: Exterior identification of the base name and base vehicle number. Luxury limousines shall be exempt from the requirements of this paragraph.]

(i) *Exterior Markings.* Beginning on July 1, 2009, the exterior markings of a for-hire vehicle must include: the name of the base station with which the vehicle is affiliated, the base station license number, and the base station telephone number, either (1) all in letters and numerals not less than one-and-one-half inches in height, on the exterior of a door or doors on both sides of the affiliated vehicle, below the windows and not less than six inches above the bottom of the door(s); (2) all in letters and numerals not less than one inch in height in one location on the rear of the affiliated vehicle below the rear window, and not less than six inches above the bottom of the rear of the vehicle, or (3) both on the doors and rear of the vehicle. The letters and numerals must be of a color contrasting with the color of the body of the vehicle to provide easy legibility. Lettering and numbering shall be spaced to provide easy legibility and, if placed on doors on both sides of the vehicle shall be identical on both sides of the livery. All decals shall have semi-permanent adhesive. Luxury limousines and black cars shall be exempt from the requirements of this subdivision (f)(1)(i).

(2) A[n] vehicle owner may not display any advertising, either on the exterior or the interior of a for-hire vehicle, unless such advertising has been authorized by the Commission, and a permit has been issued to the owner in accordance with the provisions of the Administrative Code. The Commission shall not approve any advertising for the exterior of a for-hire vehicle that consists, in whole or in part, of roof top advertising.

(3) Any accessible vehicle licensed by the Commission shall display insignia, the design of which shall be provided by the Commission on its Web site or through means it deems appropriate as set forth on its Web site, that identify such vehicle as an accessible vehicle. 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 vehicle, and shall be visible to passengers entering the accessible vehicle.

(4) Any clean air for-hire vehicle licensed by the Commission shall display insignia, the design of which shall be provided by the Commission on its Web site or through other means it deems appropriate as set forth on its Web site, that identify such vehicle as a clean air vehicle. 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 vehicle, and shall be visible to passengers entering the clean air for-hire vehicle.

(g) A for-hire vehicle shall not be equipped with a rooflight, except for a vehicle that operates primarily in Staten Island and is affiliated with a base located in Staten Island. A rooflight on such a Staten Island vehicle must meet the specifications set forth in the definition of "rooflight" in these rules.

(h) No for-hire vehicle [used in the course of operations of a for-hire vehicle service] shall be, in whole or in part, any shade of taxicab yellow.

(i) No for-hire vehicle shall be equipped with a meter, except a wheelchair accessible livery which is participating in the dispatch program as set forth in chapter 16 of this title.

(j) The provisions of this subdivision (j) apply to the base owner and the owner of the for-hire vehicle; the driver's responsibilities are set forth separately in subdivision 6-16(e) of this chapter.

(1) Before July 1, 2009[No] each for-hire vehicle [shall be used in the course of operations of a for-hire vehicle service unless] must contain the following items [are present] in the right visor or on top of the right side of the dashboard or in the glove compartment:

[1] (A) the certificate of registration or legible photostat thereof;

[2] (B) the for-hire vehicle permit or legible photostat thereof; and

[3](C) the insurance card or legible photostat thereof.

(2) Beginning on July 1, 2009, each for-hire vehicle must contain the following items:

(A) in the right visor or on top of the right side of the dashboard or in the glove compartment:

(i) the certificate of registration or legible photostat thereof;

(ii) the insurance card or legible photostat thereof; and

(iii) the for-hire vehicle permit or legible photostat thereof.

(B) in a protective holder mounted behind the driver's seat in the vehicle:

(i) the for-hire vehicle driver's license of the driver.

(3) Beginning on September 1, 2009, each for-hire vehicle must contain the following items:

(A) in the right visor or on top of the right side of the dashboard or in the glove compartment:

(i) the certificate of registration or legible photostat thereof; and

(ii) the insurance card or legible photostat thereof.

(B) in a protective holder mounted behind the driver's seat in the vehicle:

(i) the for-hire vehicle driver's license of the driver; and

(ii) the for-hire vehicle permit.

(k) Livery Bill of Rights. Beginning on June 26, 2009 every livery owner must post a Livery Passengers' Bill of Rights in a form and format prescribed by the Commission, which shall be posted by the Commission on its Web site or through means it deems appropriate as set forth on its Web site. The Livery Passengers' Bill of Rights must be placed in a protective holder mounted behind the front passenger's seat of the vehicle.

[(k)

(1) Neither a base owner nor a for-hire vehicle owner shall dispatch an affiliated vehicle while the affiliated driver's chauffeur's license is not current and valid. For purposes of these rules, a valid chauffeur's license shall mean a license which is neither expired, suspended, revoked, conditional or restricted as to use by the New York State Department of Motor Vehicles or agency of another state which issued such license for violations of traffic laws or regulations.

(2) A base owner and a for-hire vehicle owner shall not dispatch an affiliated vehicle unless the driver possesses a current for-hire operator's permit issued by the Commission. For purposes of these rules, a current operator's permit shall mean a permit issued for the current time period which is neither suspended, revoked nor expired. The Commission shall mail to each licensed base owner a copy of the suspension list(s) prepared by the Commission. There shall be a seventy-two (72) hour grace period, which shall be calculated from the date appearing on the face of the suspension list(s), during which time a licensed base owner and a for-hire vehicle owner shall not be held accountable for knowing the information contained therein.

(3) A base owner and a for-hire vehicle owner shall not knowingly allow an affiliated for-hire vehicle to be operated by a driver who is under the influence of any drugs or alcohol or whose driving ability is in any way impaired.

(l) No for-hire vehicle shall be used in the course of operations of a for-hire vehicle service when the Commission or the New York State Department of Motor Vehicles has determined that the vehicle is unsafe or unfit for use as a for-hire vehicle and the vehicle owner has been directed to remove such vehicle from service.

(m)

(1) No for-hire vehicle shall be used in the course of operations of a for-hire vehicle service unless all seat belts and shoulder belts are clearly visible, accessible and in good working order.

(2) Each for-hire vehicle commencing with the 1991 model year and for all model years thereafter shall in addition to seat belts for each seating position and shoulder belts for both outside front seat positions be equipped with shoulder belts for both outside passenger rear seat positions.

(n) No vehicle shall be used to transport passengers for hire in the City of New York if said vehicle has been altered after manufacture to increase its length, width, weight or seating capacity, or to modify its chassis and/or body design, unless said modification has been made in accordance with a program approved in advance by the original vehicle manufacturer, and said alteration has been performed by a coachbuilder or other entity approved and certified by the vehicle manufacturer to perform such alterations. An original, unaltered, approved coachbuilder's or vehicle modifier's certification sticker shall be affixed to the vehicle at a location to be determined by the Commission.

(o) Any officer or employee of the Commission designated by the Chairperson of the Commission, or any police officer may conduct on-street inspections of a vehicle providing transportation for hire and operating within New York City to assure compliance with New York City regulations or where such inspections are otherwise permitted. The owner of such vehicle must repair or replace such vehicle within ten days if ordered to do so.

(p)

(1) To be affiliated with a black car base, a vehicle owned or leased by a new applicant must meet the requirements set forth in sections 6-09 and 6-10 of this chapter. For purposes of this paragraph (p)(1), a "new applicant" is the owner or lessee of a vehicle who does not hold a current for-hire vehicle permit for that vehicle.

(2) To be affiliated with a black car base, a vehicle owned or leased by a renewal applicant must meet the requirements set forth in section 6-10 of this chapter. For purposes of this paragraph (p)(2), a "renewal applicant" is the owner or lessee of a vehicle who holds a current for-hire vehicle permit for that vehicle and is affiliated with a black car base when the application is submitted.]

Section 27. It is hereby proposed that f Title 35 of the Rules of the City of New York be amended by the addition of a new section 6-12.1 thereto, to read as follows:

§ 6-12.1 Additional Conditions of Operation of For-Hire Vehicles and Bases.

A base owner and a for-hire vehicle owner shall each be separately and independently responsible for compliance with the following provisions and liable for penalties for violation thereof.

(a)

(1) A base owner shall not dispatch or allow to operate, and a for-hire vehicle owner shall not allow to be dispatched or operated, a for-hire vehicle unless the driver's chauffeur's license is current and valid. For purposes of these rules, a valid chauffeur's license shall mean a license which is neither expired, suspended, revoked, conditional or restricted as to use by the New York State Department of Motor Vehicles or agency of another state which issued such license for violations of traffic laws or regulations. Each base owner and each for-hire vehicle owner is responsible for knowing the status of the state issued driver's license for any driver dispatched.

(2) A base owner shall not dispatch or allow to operate, and a for-hire vehicle owner shall not allow to be dispatched or operated, a vehicle unless the driver possesses a current for-hire vehicle driver's license issued by the Commission. For purposes of these rules, a current for-hire vehicle driver's license shall mean a license issued for the current time period which is neither suspended, revoked nor expired. The Commission shall post on its Web site a list of drivers and vehicles holding current, valid permits and licenses.

(3) A base owner and a for-hire vehicle owner shall not knowingly allow a for-hire vehicle to be operated by a driver who is under the influence of any drugs or alcohol or whose driving ability is in any way impaired.

(b)

(1) No for-hire vehicle shall be driven when the Chairperson or the New York State Department of Motor Vehicles or a DMV inspection facility has determined that the vehicle is unsafe or unfit for use as a for-hire vehicle. The for-hire vehicle permit shall be suspended pursuant to section 8-17(b) of this title upon such determination. In addition:

(2) If the Chairperson has determined that the vehicle is unsafe or unfit, the decals shall be confiscated by the Chairperson.

(3) If the New York State Department of Motor Vehicles or a DMV inspection facility other than the Commission has determined that the vehicle is unsafe or unfit, the vehicle owner must return the decals to the Chairperson within 72 hours of issuance of the determination.

(4) If the Chairperson has any reason to believe that any for-hire vehicle is unsafe or unfit for use, the Chairperson may order such vehicle to report to the Commission's inspection facility.

(c)

(1) Each for-hire vehicle shall have all seat belts and shoulder belts clearly visible, accessible and in good working order.

(2) Each for-hire vehicle shall in addition to seat belts for each seating position and shoulder belts for both outside front seat positions be equipped with shoulder belts for both outside passenger rear seat positions.

(d) No for-hire vehicle shall be issued a permit or be used to transport passengers for hire in the City of New York if the vehicle has been altered after manufacture to increase its length, width, weight or seating capacity, or to modify its chassis and/or body design, unless the modification has been made in accordance with a program approved in advance by the original vehicle manufacturer, and the alteration has been performed by an entity approved and certified by the vehicle manufacturer to perform such alterations. An original, unaltered, approved vehicle modifier's certification sticker shall be affixed to the vehicle at a location to be determined by the Commission.

(e) Any officer or employee of the Commission designated by the Chairperson of the Commission, or any police officer, may

conduct on-street inspections of vehicles providing transportation for hire and operating within New York City to assure compliance with all applicable laws and rules and may order the vehicle to report to the Commission's inspection facility.

(f) No for-hire vehicle owner shall permit his or her vehicle to transport passengers for hire other than through pre-arrangement with a base licensed by the Commission. A for-hire vehicle owner shall be liable for penalties for any violation of this section if the vehicle is used to transport passengers other than through pre-arrangement.

(g)

(1) To be affiliated with a black car base, a vehicle owned or leased by a new applicant, beginning January 1, 2010, must meet the requirements set forth in section 6-09 and, beginning January 1, 2011, must meet the requirements set forth in section 6-10 of this chapter. For purposes of this paragraph (g)(1), a "new applicant" is the owner or lessee of a vehicle who does not hold a current for-hire vehicle permit for that vehicle.

(2) To be affiliated with a black car base, a vehicle owned or leased by a renewal applicant, beginning January 1, 2011, must meet the requirements set forth in section 6-10 of this chapter. For purposes of this paragraph (g)(2), a "renewal applicant" is the owner or lessee of a vehicle who holds a current for-hire vehicle permit for that vehicle and is affiliated with a black car base when the application is submitted.

(h) No base and no owner of a for-hire vehicle shall require that any prospective passenger must share a ride with another prospective passenger.

(i) The owner of a for-hire vehicle shall be responsible for ensuring that the driver and vehicle will obey all applicable traffic and parking regulations within the area set forth in section 6-07(b)(3) of this chapter.

(j) The owner of a for-hire vehicle shall be responsible for ensuring that the driver and the vehicle while stopped at the base with which the vehicle is affiliated or by which the vehicle is dispatched will not create a nuisance such as by engaging in horn honking, littering, or the playing of loud audio material within the area set from in section 6-07(b)(3) of this chapter.

(k) The owner of a for-hire vehicle shall be responsible for ensuring that the vehicle is equipped with functioning heating and air conditioning equipment.

Section 28. It is hereby proposed that section 6-16 (e) of Title 35 of the Rules of the City of New York be amended to read as follows:

(e)(1) A driver [shall] must not operate a for-hire vehicle without a current, valid and unexpired for-hire vehicle permit decal or decals issued by the Commission. [Said] The decal shall be affixed to the [right] front right side of the windshield of the vehicle and, if three decals are required, also on each of the two rear quarter windows. The decals must be plainly visible. [and] In addition, until July 1, 2009 the following items shall be present in the for-hire vehicle:

[1](A) the [affiliated] driver's [for-hire vehicle operator's permit] for-hire vehicle driver's license;

[2](B) the certificate of registration or legible photostat thereof;

[3](C) the for-hire vehicle permit or legible photostat thereof;

[4](D) the insurance card or legible photostat thereof;

[5](E) if such for-hire vehicle is used for providing pre-arranged transportation for hire between the City of New York and an issuing jurisdiction, a trip log conforming to the requirements of §6-25 of this chapter.

(2) Beginning on July 1, 2009, the driver's for-hire vehicle driver's license must be displayed in a protective holder mounted behind the driver's seat and the vehicle must contain all other items listed in paragraph (1) of this subdivision.

(3) Beginning on September 1, 2009 a driver must not operate a for-hire vehicle without three (3) current, valid and unexpired for-hire vehicle license decals, issued by the Commission's Licensing Division, affixed, one to the front right side of the windshield of the vehicle and one to each of the two rear quarter windows, so as to be plainly visible, and the following items shall be present in the for-hire vehicle:

(A) in the right visor or on top of the right side of the dashboard or in the glove compartment:

(i) the certificate of registration or legible photostat thereof;

(ii) the insurance card or legible photostat thereof;

(B) in a protective holder mounted behind the driver's seat in the vehicle:

(i) the for-hire vehicle driver's license of the driver; and

(ii) the for-hire vehicle permit.

(C) if such for-hire vehicle is used for providing pre-arranged transportation for hire between the City of New York and an issuing jurisdiction, a trip log conforming to the requirements of §6-25 of this chapter.

Section 29. It is hereby proposed that section 6-16(o) of Title 35 of the Rules of the City of New York be amended to read as follows:

(o) A driver shall not charge or attempt to charge a fare above the pre-approved rate quoted by the dispatcher. A driver shall not impose or attempt to impose any additional charge for transporting a person with a disability, a service animal accompanying a person with a disability or a wheelchair or other mobility aid. No passenger shall be asked or required to tip.

Section 30. It is hereby proposed that section 6-16 of Title 35 of the Rules of the City of New York be amended to add a new subdivisions (w) through (bb) to read as follows:

(w) A driver while stopped at the base with which the

driver's vehicle is affiliated shall use the off-street parking facilities required by section 6-04(b) of this chapter or, if not, shall comply with all applicable traffic and parking regulations.

(x) A driver while stopped at the base with which the driver's vehicle is affiliated must not create a nuisance such as by engaging in littering or the playing of loud audio material within the area set forth in section 6-07(b)(3) of this chapter. A driver must never engage in horn honking while stopped at the base.

(y) No driver of a for-hire vehicle shall require that any prospective passenger must share a ride with another prospective passenger.

(z) A driver during his or her workshift must keep the vehicle's interior clean and scent free.

(aa) All audio equipment controlled by the driver must be turned on or off at the request of the passenger. The passenger shall have the right to select what is played on the audio equipment. Whether or not the vehicle is hired, an audio device must be played at normal volume only, and all noise ordinances shall be complied with.

(bb) A driver must turn on or off heating or air-conditioning equipment at the request of the passenger.

Section 31. It is hereby proposed that section 6-22 of Title 35 of the Rules of the City of New York be amended to add the new penalties for sections 6-04(b)(4), 6-04(e), 6-05(e) 6-06(a)(6), 6-06(a)(7), 6-06(a)(8), 6-06(b)(5), 6-06(b)(6), 6-07(g)(1), 6-07(j), 6-07(k), 6-11(o), 6-11(r), 6-12(e)(4), 6-12(f)(1)(ii), 6-12(k) 6-16(w) through 6-16(bb), 6-29(b) and 6-29(d); to amend the penalties for sections 6-04(a), 6-06(d), 6-06(f), 6-07(a), 6-07(f), 6-11(a), 6-11(b), 6-11(c), 6-12(a), 6-12(c), 6-12(f)(1), 6-12(j), 6-16(e), and 6-16(o), to eliminate the penalties for former sections 6-02(b)(3) and 6-12(k)(1) through 6-12(o), and to add new penalties for new section 6-12.1(a)(1) through 6-12.1(k), to read as follows:

Table with 3 columns: Rule No., Penalty, and Personal Appearance Required. Rows include various sections like § 6-02(b)(3), § 6-04(a), § 6-04(b)(4), § 6-04(e), § 6-04(i)(j)(1), § 6-05(e), § 6-06(a)(4), § 6-06(a)(6), § 6-06(a)(7), § 6-06(a)(8), § 6-06(b)(5), § 6-06(b)(6), § 6-06(c), § 6-06(d), § 6-06(f), 6-07(a), § 6-07(g), § 6-07(i), § 6-07(k), § 6-08(b), and § 6-11(a).

Table with 3 columns: Section, Description, and Yes/No. Rows include § 6-11(b), § 6-11(c), § 6-11(o), § 6-11(r), § 6-12(a), § 6-12(c), § 6-12(e)(4), § 6-12(f)(1)(ii), § 6-12(f)(1)(iii), § 6-12(j), § 6-12(k), § 6-12(k)(1), § 6-12(k)(2), § 6-12(k)(3), § 6-12(l), § 6-12(m)(1), § 6-12(m)(2), § 6-12(n), § 6-12(o), § 6-12.1(a)(1), § 6-12.1(a)(2), § 6-12.1(a)(3), § 6-12.1(b), § 6-12.1(c)(1), § 6-12.1(c)(2), § 6-12.1(d), § 6-12.1(e), § 6-12.1(f), § 6-12.1(h), § 6-12.1(i), § 6-12.1(j), § 6-12.1(k), § 6-16(e), § 6-16(o), § 6-16(v)(3), and § 6-16(w).

Table with 3 columns: Section, Amount, and Yes/No. Rows include § 6-16(x), § 6-16(y), § 6-16(z), § 6-16(aa), § 6-16(bb), § 6-29(b), and § 6-29(d).

* [As reads in the Official Compilation of the Rules of the City of New York, Should read: "\$500 for the second violation in 24 months."] [Emphasis added.]

Section 32. It is hereby proposed that Title 35 of the Rules of the City of New York be amended to add a new section 6-29 thereto to read as follows:

§ 6-29 Penalty Points for Bases and For-Hire Vehicles. A base or the holder of a for-hire vehicle permit will accumulate penalty points as penalties for violation of certain rules as specified in section 6-22.

(a) When a penalty point is imposed upon a for-hire vehicle, the base with which the for-hire vehicle is affiliated will be given notice of the imposition of the point by first class mail to the base address on file with the Commission.

(b) The permit of any for-hire vehicle that accumulates three penalty points for occurrences during any license term shall be revoked.

(c) The base affiliated with any for-hire vehicle for which the for-hire vehicle permit is revoked pursuant to subdivision (b) of this section shall accumulate one penalty point.

(d) The license of any base that accumulates five penalty points for occurrences during any license term shall be revoked.

(e) The revocation of any license or permit required by this section shall occur at any time the required number of penalty points have been accumulated, even if the permit or license has been renewed subsequent to the term for which such points have been accumulated.

(f) Revocation required under this section may be imposed as part of the decision imposing the final point necessary for revocation, or the Chairperson may commence revocation proceedings against any licensee which has accumulated sufficient points to require revocation proceedings at any other time. At any time base revocation is mandated and the last penalty point arises from for-hire vehicle permit revocation pursuant to subdivision (b) of this section, revocation must be imposed following a separate revocation proceeding. Any revocation proceeding required by this section shall proceed under section 8-15 of this title.

Statement of Basis and Purpose

The proposed rule would amend chapter 6 of the Taxi and Limousine Commission's rules to strengthen oversight of the for-hire vehicle industry, to enhance the ties among bases and for-hire vehicle owners and FHV drivers, and to better communicate the legal status of for-hire vehicles to the public. The proposed rule will require greater accountability of bases and vehicle owners for the lawful conduct of the for-hire business. The rule will reward greater accountability by enhancing the value of a base license.

In particular, the proposed rule would:

As to vehicles:

- require that each for-hire vehicle be inspected at the TLC's inspection facility at upon first licensure and upon license renewal. For vehicles that are model year 1996 or later, the TLC inspection will qualify as one of the three DMV inspections required annually.
● set time limits during the application or renewal process by which the TLC inspection must be passed and require that each vehicle must pass within four tries.
● require that license decals be placed on the vehicle by the TLC only after the vehicle has passed the TLC inspection or at any time a vehicle is replaced or changes affiliation.
● require that, starting in September, 2009, vehicles must have three exterior TLC decals.
● enhance requirements for exterior base identification markings for each vehicle.
● require the summary suspension pursuant to section 8-17(b) of any for-hire vehicle permit and the return of the TLC decal(s) at any time a vehicle is found to be unfit or unsafe at its inspection.
● require that renewal applications for for-hire vehicle permits must be filed at least 30 days prior to permit expiration. Renewing applicants may file a renewal application after that date only upon payment of a \$25 late fee and in no event later than the expiration date.
● provide explicitly that for-hire vehicle permit termination includes revocation or surrender of the permit.
● provide explicitly that a for-hire vehicle may be affiliated with only one base at any time.
● prohibit a base and a vehicle owner from dispatching a for-hire vehicle from a base other than the base with which the vehicle is affiliated.
● specify that applicants for for-hire vehicle permits with a prior history of vehicle permit revocation will be subject to a fitness hearing before any new permit can be issued.
● impose penalties for vehicle owners if drivers accept street hails.
● impose fixed penalties and suspension until compliance with respect to the for-hire vehicle permits for failure to have a valid TLC license decal on a vehicle.
● require that vehicle owners who fail for any 60-day period to maintain affiliations or insurance or to

comply with the inspection requirements, be subject to revocation under section 19-504(g) of the Administrative Code.

- provide for the non-renewal of any for-hire vehicle permit if the vehicle is not in compliance with the requirements of section 6-12 of the TLC's rules at the time of renewal.
● require for-hire vehicles to have heating and air conditioning.
As to bases:
● impose new requirements for bases seeking to terminate vehicle affiliations to reduce the possibility that licensed vehicles lack affiliations.
● require base stations to submit business plans meeting certain minimum standards with license applications, renewal applications or applications for ownership changes.
● strengthen requirements for demonstrating compliance with off-street parking requirements.
● enhance requirements regarding base use of trade names and telephone numbers, Web sites and contact information.
● strengthen base record keeping requirements.
● extend the term of base licenses to three years.
● require base license renewal applications be filed 60 days prior to license expiration.
● enhance requirements for bases with respect to filing their rates of fare with the Commission.
● enhance requirements regarding on- and off-street parking for bases.
● require bases to provide a price quote to prospective riders.
● require bases to provide bonds.
● require base owners to maintain lists of vehicles which are affiliated with the base and their drivers.
● impose penalties for base station owners which fail to maintain a bond and for those who have failed to pay fines and penalties resulting in a draw on the bond.
● add a fine for base owners who fail to meet requirements to provide transportation service to persons with disabilities.
● provide that base transfers can occur only upon appearance of the transferor and transferee at the TLC and clarify that all base license transfers require TLC approval.

As to bases and vehicles:

- require revocation of base licenses and for-hire vehicle permits upon repeated convictions for violations of certain rules, in particular rules regarding the dispatch of unlicensed drivers.
● specify that bases, vehicle owners and drivers cannot require passengers to share rides.
● clarify that base owners and vehicle owners are separately and independently responsible for the conditions of operation of for-hire vehicles.
● specify that base owners, vehicles and drivers are responsible for obeying traffic laws and not creating a nuisance while visiting a base.

As to drivers:

- require the driver of a for-hire vehicle to keep the vehicle clean during his or her work shift.
● require the driver of a for-hire vehicle to comply with passenger requests regarding heat, air conditioning and audio equipment.

Finally, the proposed rule provides for the posting of a Livery Passengers' Bill of Rights, as required by section 19-537 of the Administrative Code of the City of New York, recently added by local law (effective June 26, 2009).

Community Planning and Development formula entitlement programs: Community Development Block Grant (CDBG); HOME Investment Partnerships (HOME); Emergency Shelter Grant (ESG); and Housing Opportunities for Persons with AIDS (HOPWA). The APR reports on the accomplishments and commitment of these funds during the 2008 program year, January 1, 2008 to December 31, 2008. In addition, a One-Year update of the City's Affirmatively Furthering Fair Housing (AFFH) Statement is included.

As of March 12, 2009, copies of the Proposed APR can be obtained at the Department of City Planning Bookstore, 22 Reade Street, Manhattan, Monday - Friday; 10:00 A.M. - 4:00 P.M. In addition, copies of the Proposed APR will be available for review at the main public library in each of the five boroughs. Please call (212) 720-3337 for information on the closest library. Furthermore, an Adobe PDF version of the Proposed Annual Performance Report will be available for free downloading from the internet via Department of City Planning's website at: www.nyc.gov/planning.

The public comment period ends close of business March 26, 2009. Written comments should be sent to: Charles V. Sorrentino, New York City Consolidated Plan Coordinator, Department of City Planning, 22 Reade Street, 4N, New York, N.Y. 10007.

m9-20

COLLECTIVE BARGAINING

NOTICE

NOTICE OF PETITION REQUESTING AN AMENDMENT TO CERTIFICATION

This is to acknowledge that the New York City Office of Collective Bargaining is in receipt of the Petition Requesting an Amendment to Certification described below:

DATE: February 25, 2009 DOCKET #: AC-47-09

PETITIONER: District Council 37, AFSCME, AFL-CIO, 125 Barclay Street, New York, NY 10007

RECEIVED: Petition Requesting an Amendment to Certification

AMENDMENT REQUESTED: Add title - Behavioral Health Associate (Title Code No. 039810) - to Certification No. 16-2007

EMPLOYER: New York City Health and Hospitals Corporation, 125 Worth Street, New York, NY 10013.

BOARD OF CERTIFICATION

Karine Spencer DIRECTOR OF REPRESENTATION

m11

ECONOMIC DEVELOPMENT CORPORATION

NOTICE

Availability of Surplus Federal Property to State and Local Eligible Parties, Including Homeless Service Providers

Muller Local Redevelopment Authority

As required by the Base Closure Community Redevelopment and Homeless Assistance Act of 1994, as amended (the Redevelopment Act) and its implementing regulations, the Muller LRA ("LRA") for the Sgt. Joseph A. Muller Army Reserve Center ("Muller Army Reserve Center") is seeking notices of interest ("NOI") for surplus property at the installation. State and local governments, homeless service providers and other interested parties may submit NOIs no later than 5 p.m. on June 23, 2009. A listing of surplus property at the Muller Army Reserve Center was published by the Department of the Army in the Federal Register on May 8, 2007. The complete listing can be obtained by calling the LRA contact person identified below.

NOIs for homeless assistance may be submitted by any State or local government agency or private nonprofit organization that provides or proposes to provide services to homeless persons and/or families residing in New York City, preferably in the Borough of the Bronx.

A workshop will be held at the Muller Army Reserve Center, 555 East 238th Street, Bronx, New York, on April 29, 2009 at 10:00 A.M., which will include an overview of the base redevelopment planning process, a tour of the installation, information on any land use constraints known at the time, and information on the NOI process. To register for this workshop, please call the LRA contact person identified below by April 23, 2009. Attendance at this workshop is not required to submit an NOI, but is highly encouraged.

NOIs from homeless service providers must include:

- (i) a description of the homeless assistance program that the homeless service provider proposes to carry out at the Muller Army Reserve Center;
(ii) a description of the need for the program;
(iii) a description of the extent to which the program is or will be coordinated with other homeless assistance programs in the communities in the vicinity of the Muller Army Reserve Center;
(iv) information about the physical requirements necessary to carry out the program, including a

- (v) description of the buildings and property at Muller Army Reserve Center that are necessary in order to carry out the program;
(vi) a description of the financial plan, the organizational structure and capacity, prior experience, and qualifications of the organization to carry out the program; and
an assessment of the time required to commence carrying out the program.

Entities interested in obtaining property through a public benefit conveyance ("PBC"), other than a homeless assistance conveyance, are invited to contact the following Federal agency offices to find out more about each agency's PBC program and to discuss with the agency the entity's potential for qualifying for a conveyance of property. Federal agencies sponsoring PBCs include the Department of the Interior for parks, recreation, wildlife conservation, lighthouses, and historic monuments uses; the Department of Education for educational uses; the Department of Health and Human Services for public health uses; the Department of Justice for correctional facilities and law enforcement uses; the Department of Housing and Urban Development for Self-Help Programs; the Department of Transportation for airports and seaports; the Veterans Administration for cemeteries; and the Federal Emergency Management Agency for emergency management purposes. A complete listing of the Federal agencies with PBC programs with specific points of contact is available from the LRA.

NOIs for PBCs must include:

- (i) a description of the eligibility for the proposed transfer,
(ii) the proposed use of the property, including a description of the buildings and property necessary to carry out such proposed use,
(iii) time frame for occupation, and
(iv) the benefit to the community from such proposed use, including the number of jobs the use would generate

For additional information or to register for the workshop, contact Ernie Padron, New York City Economic Development Corporation at 110 William Street, New York, NY 10038, epadron@nycdec.com or (212) 312-4219.

m11

HOUSING PRESERVATION & DEVELOPMENT

NOTICE

OFFICE OF PRESERVATION SERVICES CERTIFICATION OF NO HARASSMENT UNIT

REQUEST FOR COMMENT ON APPLICATION FOR CERTIFICATION OF NO HARASSMENT PURSUANT TO LOCAL LAW 19 OF 1983

DATE OF NOTICE: March 9, 2009

TO: OCCUPANTS, FORMER OCCUPANTS AND OTHER INTERESTED PARTIES OF

Table with 3 columns: Address, Application #, Inquiry Period. Lists various addresses in Manhattan and Brooklyn with application dates and inquiry periods.

The Department of Housing Preservation and Development has received an application for a certification that during the inquiry period noted for the premises above, that no harassment has occurred at such premises in the form of threats, use of physical force, deprivation of essential services such as heat, water, gas or electric, or by any other conduct intended to cause persons to vacate the premises or waive rights related to their occupancy. Upon the issuance of a Certification, an owner can legally convert the premises to non-single room occupancy use.

Comments as to whether harassment has occurred at the premises should be submitted to the Anti-Harassment Unit, 100 Gold Street, 3rd Floor, New York, NY 10038, by letter postmarked not later than 30 days from the date of this notice or by an in-person statement made within the same period. To schedule an appointment for an in-person statement call (212) 863-8272.

m9-16

OFFICE OF PRESERVATION SERVICES CERTIFICATION OF NO HARASSMENT UNIT

REQUEST FOR COMMENT ON APPLICATION FOR CERTIFICATION OF NO HARASSMENT PURSUANT TO THE SPECIAL GREENPOINT-WILLIAMSBURG DISTRICT PROVISIONS OF THE ZONING RESOLUTION

DATE OF NOTICE: March 9, 2009

TO: OCCUPANTS, FORMER OCCUPANTS AND OTHER INTERESTED PARTIES OF

Table with 3 columns: Address, Application #, Inquiry Period. Lists 148 North 8th Street, Brooklyn with application date and inquiry period.

Prior to the issuance of a permit by the Department of Buildings for the alteration or demolition of residential



CITY PLANNING

NOTICE

PROPOSED ANNUAL PERFORMANCE REPORT (APR) 2008 CONSOLIDATED PLAN PROGRAM YEAR COMMENT PERIOD - March 12 - March 26, 2009

The Proposed 2008 Consolidated Plan Annual Performance Report (APR) Public Comment Period will be from March 12th to March 26th. This document describes the City's performance concerning the: statutory requirements of the Cranston-Gonzalez Housing Act's Comprehensive Housing Affordability Strategy, and the City's use of the four U.S. Department of Housing and Urban Development (HUD)

buildings in certain areas of the **Special Greenpoint-Williamsburg District**, the Department of Housing Preservation and Development is required to certify that: 1) prior to evicting or otherwise terminating the occupancy of any tenant preparatory to alteration or demolition, the owner shall have notified HPD of the owner's intention to alter or demolish the building and 2) the eviction and relocation practices followed by the owner of the building satisfy all applicable legal requirements and that no harassment has occurred.

The owner of the building located at the above-referenced address seeks the issuance of an HPD Certification. The owner has represented and certified to HPD of the owner's intention to alter or demolish the building and that the eviction and relocation practices followed by the owner satisfy all applicable legal requirements and that no harassment has occurred. For your information HPD considers harassment to include, but not be limited to, the threatened or actual use of physical force, deprivation of essential services such as heat, water, gas or electric, or any other conduct intended to cause persons to vacate the premises or waive rights related to their occupancy.

HPD requests that if you have any comments or evidence of unlawful eviction and relocation practices or harassment occurring at the above referenced premises that you notify the Anti-Harassment Unit, 3rd Floor, 100 Gold Street, New York, NY 10038, by letter postmarked not later than 30 days from the date of this notice or by an in-person statement made within the same period. To schedule an appointment for an in-person statement call (212) 863-8272.

m9-16

MAYOR'S OFFICE OF ENVIRONMENTAL COORDINATION

■ NOTICE

NEGATIVE DECLARATION

CEQR No. 09DME007Q Date Issued: February 3, 2009

NAME: College Point Corporate Park Rezoning and Dispositions

LOCATION: College Point Corporate Park: Generally bounded by 15th Avenue to the north, the Whitestone Expressway to the east, 130 and 127 Streets between 15th and 28th Avenues to the west, and Flushing Bay to the south and southwest
Borough of Queens, Community Board 7

LEAD AGENCY: Office of the Deputy Mayor for Economic Development

SEQR CLASSIFICATION: The project is classified as a Type I action pursuant to 6 NYCRR Part 617.4(b)(2)

DESCRIPTION:

The proposed project would affect the area within the College Point Corporate Park, an approximately 550-acre area, generally bounded 15th Avenue to the north, the Whitestone Expressway to the east, 130 and 127 Streets between 15th and 28th Avenues to the west, and Flushing Bay to the south and southwest. The proposed project involves zoning map and text amendments, and disposition of City-owned properties within the Corporate Park to various private entities. Specifically, approval is sought for the following discretionary actions:

- Proposed zoning map amendments, which would:
 - Establish the Special College Point District, which would encompass all or portions of 112 tax blocks within the Corporate Park;
 - Rezone all or portions of 50 tax blocks from M1-1 (1.0 FAR) to M2-1 (2.0 FAR);
 - Rezone all or portions of 43 tax blocks from M3-1 (2.0 FAR) to M2-1 (2.0 FAR); and
 - Rezone Block 4360 from M3-1 (2.0 FAR) to M1-1 (1.0 FAR).
- Proposed zoning text amendments, which would set forth the regulations of the Special College Point District. To meet the goals of the Special District, the zoning text includes regulations related to special use regulations, bulk and yard requirements, performance standards, signage, landscaping, and parking and loading requirements.
- Disposition of nine City-owned lots (in whole or in part) located within the Corporate Park, from DCAS to NYCEDC, and, subsequently, from NYCEDC to designated developers. These include: Block 4317, Lot 20, part of Lot 1, part of Lot 8900; Block 4356, part of Lot 30; Block 4357, part of Lot 1; Block 4358, part of Lot 1; Block 4359, part of Lot 1; Block 4206, Lot 100, and Block 4207, part of Lot 1. Disposition would require approval under City Charter Section 197(c) and separate Borough Board and Mayoral approval pursuant to City Charter Section 384(b)(4) for the approval of the business terms pursuant to Article 16 of the General Municipal Law and Section 1802(6)(j) of the City Charter.

Statement of No Significant Effect


Pursuant to Executive Order 91 of 1977, as amended, and the Rules of Procedure for City Environmental Quality Review, found at Title 62, Chapter 5 of the Rules of the City of New York, the Office of the Deputy Mayor for Economic Development assumed the role of lead agency for the purpose of conducting the environmental review. Based on an examination of information about the project contained in an Environmental Assessment Statement dated February 2, 2008 pursuant to Article 8 of the New York State Environmental Conservation Law and 6 NYCRR Part 617.7, the Office of the Deputy Mayor for Economic Development has determined that the proposed action will not have a significant adverse effect on the environment.

Reasons Supporting this Determination

The above determination is based on an Environmental

Assessment Statement (EAS) dated February 2, 2008 and incorporated by reference herein. The EAS finds that:

1. The proposed project would not have significant adverse impacts on land use or the character of the surrounding community.
2. The proposed project would not result in significant adverse traffic, noise, or air quality impacts.
3. The proposed project would not result in significant adverse impacts on cultural, archaeological, architectural, or aesthetic resources or the existing neighborhood.
4. The proposed project will not create a hazard to human health.
5. No other significant effects upon the environment that would require an Environmental Impact Statement are foreseeable.
6. This Negative Declaration was prepared in accordance with Article 8 of the New York State Environmental Conservation Law.


Robert R. Kulikowski, Ph.D.
Assistant to the Mayor

February 3, 2009
Date

☛ m11-13

OFFICE OF MANAGEMENT AND BUDGET

■ NOTICE

**COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM (C.D.)
NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS**

TO ALL INTERESTED AGENCIES, COMMUNITY BOARDS, GROUPS AND PERSONS:

This document constitutes the Notice of Intent to Request Release of Funds for the projects identified below. These projects are funded in the Thirty-Fifth Community Development Year (CD 35/Calendar Year 2009). The allocations for CD 35 reflect a spending pattern that is expected to be effective only in January – June, 2009. Funds reserved for the last six months of CD 35 will be reallocated in accordance with the adopted City Fiscal Year 2010 Community Development budget. On March 16, 2009 the City will submit to HUD its Request for Release of Funds for these projects. In accordance with 24 CFR Part 58.35 of the HUD Environmental Review Procedures for Title I Community Development Block Grant Programs, the activities conducted under the programs listed below have been determined to be categorically excluded from the Environmental Assessment requirements of the National Environmental Policy Act. This notice is prepared on a programmatic basis.

7A PROGRAM

CD funds are used by the Department of Housing Preservation and Development (HPD) to address hazardous conditions by correcting code violations and to provide systems renovations through 7A Financial Assistance packages to buildings under the management of a 7A administrator. CD 35 Allocation: \$1,374,000.

ALTERNATIVE ENFORCEMENT PROGRAM

The Alternative Enforcement Program is an additional HPD enforcement mechanism that is intended to alleviate the serious physical deterioration of the most distressed multiple dwellings in New York City by forcing the owner to make effective repairs or have city government do so in a more comprehensive fashion so that emergency conditions are alleviated and the underlying physical conditions related to the emergency housing code violations are addressed.

As described in the law, an owner will be notified by HPD that, based upon criteria in the law, his or her multiple dwelling has been chosen for participation in the Alternative Enforcement Program. An owner will have four months to repair the violations, pay all outstanding HPD emergency repair charges and liens, submit a current and valid property registration statement and request an HPD re-inspection. If the owner fails to meet all of the requirements for discharge within the first four months, HPD will perform a building-wide inspection and issue an order outlining the action necessary to address the emergency conditions and the underlying causes of those conditions (to minimize reoccurrence of those conditions). HPD will prepare a scope of work that will address the conditions cited in the order. Should an owner fail to comply with the order (which is similar to the current issuance of repair orders for emergency conditions in privately owned properly covered under CD regulations by the Emergency Repair Program, although with a broader scope), HPD will perform the work. CD 35 Allocation: \$18,502,000.

PRIMARY PREVENTION PROGRAM

The Primary Prevention Program, a joint initiative between the Department of Housing Preservation and Development (HPD) and the Department of Health and Mental Hygiene (DOHMH) offers grants to building owners for lead treatment. The program provides grants to owners of multi-unit apartment houses and one-, two-, and multi-family homes built before 1960, the year New York City banned the use of lead-based paint. CD funds are used for projects in which at least 51% of the households are at or below the low- and moderate-income levels. In addition to federal funds, the Primary Prevention Program is also supported by City Capital funds to address lead-based paint hazards citywide. CD 35 Allocation: \$480,000.

AVENUE NYC

The Department of Small Business Services' Avenue NYC program promotes the economic viability of neighborhood

retail areas. Some of the program's renovation activities established to deal with the most common problems confronting commercial streets include grants for facade improvement and security improvements such as buddy buzzers, gates, and storefront lighting. CD 35 Allocation: \$1,958,000.

MAYOR'S OFFICE FOR PEOPLE WITH DISABILITIES HOUSING SERVICES: PROJECT OPEN HOUSE

Under Project Open House, CD funds are used to remove architectural barriers from the homes of New York City residents (Section 8 income eligible) who have mobility impairments. CD 35 Allocation: \$236,000.

LANDMARKS HISTORIC PRESERVATION GRANT PROGRAM

The Landmarks Historic Preservation Grant Program provides grants to homeowners and not-for-profits who own or occupy a property that has been designated as a landmark, is located within a designated historic district or is listed in or is eligible to be listed in the National Register of Historic Places. Grants are awarded to homeowners and non-profits for facade improvement. Additionally, non-profits may be awarded grants for interior improvements provided the building has a designated interior. CD 35 Allocation: \$187,000.

COMMUNITY ARTS DEVELOPMENT PROGRAM (CADP)

CADP, administered by the Department of Cultural Affairs, funds improvements to publicly-owned, not-for-profit-owned and privately-owned facilities; acquisition and installation of works of art in public facilities and, under special circumstances, in non-profit owned facilities. CD 35 Allocation: \$138,000

UPGRADE OF HRA FACILITIES

The Human Resources Administration will use CD funds to rehabilitate client service facilities. Rehabilitation will include upgrade of main lobby areas, client communication systems, client bathrooms, Heating/Ventilation/Air Conditioning systems (HVAC), electrical systems and construction of new partitions. CD 35 Allocation: \$1,469,000.

CODE VIOLATION REMOVAL IN SCHOOLS

The Department of Education will use CD funds to prevent or remove code violations in New York City Schools. The activities may include the installation of emergency lighting, fire rated doors and hardware, fire alarm systems, fire suppression systems, fire extinguishers, flame proofing curtains, sprinkler/standpipe, potable water systems, sewage systems, kitchen ventilation/exhaust systems, heating/cooling/refrigeration systems; building elevator and sidewalk elevator upgrades; and the repair of damaged flooring, ceilings, electrical fixtures and wiring, and the emergency repainting of brick. CD 35 Allocation: \$5,000,000.

DFTA SENIOR CENTER IMPROVEMENTS

CD funds will be used for the renovation of the physical plant and the rectification of code violations in senior centers. Activities may include plumbing upgrade, installation of lighting and emergency lighting systems, security systems, air conditioning/heating/ventilation systems, kitchen fire extinguishing systems, hot water heaters, fire doors, and ramps, window upgrade/replacement, ceiling and roof rehabilitation, kitchen upgrade, bathroom renovation, re-wiring, floor replacement, handicapped access, and security and elevator improvements. CD 35 Allocation: \$2,166,000.

Environmental Review Records respecting the within projects have been made by the City of New York which document the environmental review of the projects. These Environmental Review Records are on file and copies may be obtained at the Office of Management and Budget, Community Development, 75 Park Place, 8th Floor, New York, New York 10007, between 10:00 A.M. and 5:00 P.M., Monday through Friday. Please call (212) 788-6177 to make an appointment to view or obtain a copy of the documents.

The City of New York will undertake the projects described above with CD funds from HUD, under Title I. The City of New York is certifying to HUD that the City and Budget Director Mark Page, in his official capacity as the Certifying Officer for the CD Program, consent to accept the jurisdiction of the federal courts if an action is brought to enforce responsibilities in relation to environmental reviews, decision-making and action and that these responsibilities have been satisfied. The legal effect of the certification is that upon its approval, New York City may use the CD funds, and HUD will have satisfied its responsibilities under the National Environmental Policy Act of 1969. HUD will accept an objection to its approval of the release of funds and acceptance of the certification only if it is on one of the following bases: a) That the certification was not in fact executed by the recipient's Certifying Officer, b) the recipient has failed to make one of the two findings pursuant to 58.41 or to make the written determination decision required by 58.47, 58.53 or 58.64 for the project as applicable, c) the recipient has omitted one or more of the steps set forth at Subparts F and G for the preparation and completion of an environmental assessment, d) the recipient has omitted one or more of the steps set forth at Subparts H and I for the preparation and completion of an environmental impact statement, e) the recipient did not comply with the historic review provisions of 36 CFR Part 800, f) with respect to a project for which a recipient has decided that 58.47, 58.53 or 58.64 apply, the recipient has failed to include in the ERR the written decision required, or its decision is not supported by the facts specified by the objecting party. Objections must be prepared and submitted in accordance with the required procedure (24 CFR Part 58), and may be addressed to HUD, Office of Community Planning and Development, 26 Federal Plaza, 35th Floor, New York, New York 10278. Objections to the release of funds on bases other than those stated above will not be considered by HUD. No objection received after March 31, 2009 will be considered by HUD.

City of New York: Office of Management and Budget, Mark Page, Budget Director. Date: March 6, 2009.

m6-12

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 <http://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 Judgement 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/9 New contractor needed for changed/additional work
- NA/10 Change in scope, essential to solicit one or limited number of contractors
- NA/11 Immediate successor contractor required due to termination/default
For Legal services only:
- NA/12 Specialized legal devices needed; CP not advantageous
- WA **Solicitation Based on Waiver/Summary of Circumstances** (Client Services/BSB or CP only)
- WA1 Prevent loss of sudden outside funding
- WA2 Existing contractor unavailable/immediate need
- WA3 Unsuccessful efforts to contract/need continues
- IG **Intergovernmental Purchasing** (award only)
- IG/F Federal
- IG/S State
- IG/O Other
- EM **Emergency Procurement** (award only) An unforeseen danger to:
- EM/A Life
- EM/B Safety
- EM/C Property
- EM/D A 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/a anti-apartheid preference
- OLB/b local vendor preference
- OLB/c recycled preference
- OLB/d other: (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	Method of source selection
PIN # 056020000293	Procurement identification number
DUE 04-21-03 AT 11:00 am	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.