



# THE CITY RECORD

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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, April 16, 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 05 - BSA #241-47 BZ** - IN THE MATTER of an application submitted by Sheldon Lobel P.C. on behalf of Marin Vajanc, pursuant to Section 11-411 of the NYC Zoning Resolution for an extension of the term of the previously granted variance, an amendment to the variance to allow a change of use from a knitting mill (U.G.17) to a contractor's service establishment and a manufacturing establishment (U.G.17) and a waiver of the Rules of the Practice and Procedure in an R5B district located at **16-23/25 Hancock Street**, Block 3548, Lot 97, zoning map 13d, Ridgewood, Queens.

**CD 11 - BSA #20-09 BZ** - IN THE MATTER of an application submitted by Metro PCS New York, LLC on behalf of Valerie Arms Apt. Corp., pursuant to Section 73-30 of the NYC Zoning Resolution, for a special permit to install a non-accessory radio facility in an R3-2/C1-2 district located at **54-44 Little Neck Parkway**, Block 8256, Lot 108, Zoning Map 11c, Little Neck, Borough of Queens.

**CD 13 - BSA #21-09 BZ** - IN THE MATTER of an application submitted by MetroPCS New York, LLC on behalf of Braddock Avenue Owners, Inc., pursuant to Sections 73-03 and 73-30 of the NYC Zoning Resolution for a special permit to install a non-accessory radio facility on the rooftop of an existing 6-story residential building in an R4 district located at **222-89 Braddock Avenue**, Block 7968, Lot 31, zoning map 15a, Queens Village, Queens.

**CD07 - 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), in M1-1 and M3-1 districts, 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.

**CD07 - ULURP #C090366 PCQ** - IN THE MATTER of an application submitted by the Department of Transportation and the Department of Citywide Administrative Services, pursuant to Section 197-c of New York City Charter, for the site selection and acquisition of property in an M3-1 district located at **130-31 Northern Boulevard**, Block 1791 Lots 52, 68, and 72 for the continued use as an asphalt plant, zoning map 10a, Flushing, Borough of Queens. **a10-16**

## CITY COUNCIL

### PUBLIC HEARING

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

The Subcommittee on Zoning and Franchises will hold a public hearing on the following matters in the Council Committee Room, City Hall, New York City, New York 10007, commencing at 9:30 A.M. on Monday, April 20, 2009:

### PLAZA LOUNGE

**QUEENS CB - 1 20095082 TCQ**  
Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of Plaza Patisserie, Inc., d/b/a Plaza Lounge, to continue to maintain and operate an unenclosed sidewalk café at 29-20 30th Avenue.

**354 CLARKSON AVENUE REZONING**  
**BROOKLYN CB - 17 C 070396 ZMK**  
Application submitted by ESP Group LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 17b:

- changing from an M1-1 District to an R7A District property bounded by Clarkson Avenue, a line 100 feet westerly of New York Avenue, a line midway between Clarkson Avenue and Lenox Avenue, and a line 100 feet easterly of Nostrand Avenue; and
- establishing within the proposed R7A District a C2-4 District bounded by Clarkson Avenue, a line 100 feet westerly of New York Avenue, a line midway between Clarkson Avenue and Lenox Avenue, and a line 100 feet easterly of Nostrand Avenue;

as shown on a diagram (for illustrative purposes only) dated November 17, 2008 and subject to the conditions of CEQR Declaration E-224.

### CLINTON PARK

**MANHATTAN CB - 4 C 080008 ZMM**  
Application submitted by 536 W 54th LLC A, 536 W 54th LLC B and 536 W 54th Street LLC C pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 8c changing from an M1-5 District to a C6-3X District property bounded by West 54th Street, a line 470 feet easterly of Eleventh Avenue, West 53rd Street and Eleventh Avenue, as shown on a diagram (for

illustrative purposes only) dated October 27, 2008.

### CLINTON PARK

**MANHATTAN CB - 4 N 080009 ZRM**  
Application submitted by 536 W 54th LLC A, 536 W 54th LLC B and 536 W 54th Street LLC C pursuant to Section 201 of the New York City Charter for an amendment of the Zoning Resolution of the City of New York, relating to Article II, Chapter 3 (Bulk Regulations for Residential Buildings in Residence Districts) and relating to Article IX, Chapter 6 (Special Clinton District).

Matter in underline is new, to be added;  
Matter in ~~strike out~~ is old, to be deleted;  
Matter within # # is defined in Section 12-10 (DEFINITIONS)

\*\*\* indicates where unchanged text appears in the Resolution

\* \* \*

96-80  
EXCLUDED AREAS

Except as provided in this Section, the regulations set forth in this Chapter shall not apply to the following areas:

- (a) parcels within the blocks bounded by West 50th Street, Tenth Avenue, West 56th Street and Eleventh Avenue known as the Clinton Community Urban Renewal Development Area, provided that in this area the provisions of Sections 96-40 (MODIFICATIONS OF GENERAL LARGE-SCALE DEVELOPMENT PROVISIONS) 96-51 (Mandatory Tree Planting Provisions) and 96-81 (C6-3X Designated District) shall apply to.

In addition, in C6-3X Districts, the following shall be permitted #uses# below the level of any floor occupied by #dwelling units#:

- automobile showrooms with automobile sales and preparation of automobiles for delivery;
- automobile repairs; and
- New York City Police Department stables for horses, with #accessory# automobile parking.

Should the floor to ceiling height of such Police Department stable, as measured from the #base plane#, exceed 23 feet, then any floor space occupied by #accessory# parking located on the floor immediately above the floor occupied by such Police Department stable and immediately below the level of any floor occupied by #dwelling units# shall be exempted from the definition of #floor area#.

\* \* \*

96-81  
C6-3X Designated District

- (a) Inclusionary Housing Program  
Where the designated district is C6-3X within the Excluded Area, such district shall be an #Inclusionary Housing designated area# pursuant to Section 12-10 (Definitions), for the purpose of making the Inclusionary Housing Program regulations of Section 23-90 (Inclusionary Housing Program), inclusive, applicable as modified within the Special District.

- (b) Maximum #floor area ratio#  
Within such #Inclusionary Housing designated area#, the maximum #floor area ratio# for any # zoning lot# containing a #residential use# shall not exceed the base #floor area ratio# of 6.75, except that such base #floor area ratio# may be increased to the maximum #floor area ratio# of 9.0, through the provision of #lower income housing#, pursuant

to the provisions relating to #Inclusionary Housing designated areas# in Section 23-90.

#### CLINTON PARK

##### MANHATTAN CB - 4

**C 080010 ZSM**

Application submitted by 536 W 54th LLC A, 536 W 54th LLC B and 536 W 54th Street LLC C pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-743(a) of the Zoning Resolution to modify the height and setback regulations of Section 35-24 (Special Street Wall Location and Height and Setback Regulations in Certain Districts) to facilitate the construction of a mixed use development on property located at 770 Eleventh Avenue (Block 1082, Lot 1), in a C6-3X District, within the Special Clinton District (Excluded Area), in a general large-scale development.

#### CLINTON PARK

##### MANHATTAN CB - 4

**C 080011 ZSM**

Application submitted by 536 W 54th LLC A, 536 W 54th LLC B and 536 W 54th Street LLC C pursuant to Sections 197-c and 201 of the New York City Charter for the grant of special permits pursuant to Section 74-744(b) of the Zoning Resolution to allow residential and non-residential uses to be arranged on the third floor level without regard for the regulations set forth in Section 32-42 (Location within Buildings) and Section 74-744(c) to modify the sign regulations of Section 32-67 (Special Provisions Applying along District Boundaries) to facilitate the construction of a mixed use development on property located at 770 Eleventh Avenue (Block 1082, Lot 1), in a C6-3X District, within the Special Clinton District (Excluded Area), in a general large-scale development.

#### 150 AMSTERDAM AVENUE

##### MANHATTAN CB - 7

**C 090132 ZMM**

Application submitted by 150 Amsterdam Avenue Holdings, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 8c, by establishing within an existing R8 District a C2-5 District bounded by a line 230 feet northerly of West 66th Street, Amsterdam Avenue, West 66th Street, and a line 100 feet westerly of Amsterdam Avenue, Borough of Manhattan, Community District 7, as shown on a diagram (for illustrative purposes only) dated November 17, 2008.

#### OCEANA-BRIGHTON BY THE SEA

##### BROOKLYN CB 13

**M 910478E ZMK**

Application submitted by Brighton Development, LLC for the modification of Restrictive Declaration D -131 and its subsequent amendments, pursuant to Section 2b of that Restrictive Declaration (1998 Declaration) which was previously approved as part of an application for a modification of Restrictive Declaration D-131 (C 910478(A) ZMK), and originally approved as part of an application for a Zoning Map Amendment (C 910478 ZMK) for a residential development on property generally bounded by Brighton Beach Avenue, Seacoast Terrace, a park and Coney Island Avenue (Block 8720, part of Lot 14), in an R7-1 District.

#### OCEANA-BRIGHTON BY THE SEA

##### BROOKLYN CB 13

**C 090179 ZMK**

Application submitted by the Brighton Development LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 28d, by establishing within an existing R7-1 District a C2-4 District bounded by a line 100 feet southerly of Brighton Beach Avenue, a line 200 feet easterly of Coney Island Avenue, a line perpendicular to the easterly street line of Coney Island Avenue distant 340 feet southerly (as measured along the street line) from the point of intersection of the easterly street line of Coney Island Avenue and the southerly street line of Brighton Beach Avenue, and Coney Island Avenue, as shown on a diagram (for illustrative purposes only) dated November 17, 2008.

#### WATERFRONT ZONING TEXT

##### CITYWIDE

**N 090239 ZRY**

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 modifications of Article VI, Chapter 2 (Special Regulations Applying in the Waterfront Area), and various related Sections of the Zoning Resolution.

See City Council's Link at

[http://www.nycouncil.info/html/calendar/calendar\\_new.cfm](http://www.nycouncil.info/html/calendar/calendar_new.cfm)

#### NORTH FLUSHING REZONING

##### QUEENS CBs - 7 and 11

**C 090281 ZMQ**

Application submitted by the Department of City Planning pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section Nos. 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:
  1. Willets Point Boulevard,
  2. Parsons Boulevard,
  3. the westerly prolongation of the northerly

4. street line of 25th Drive, a line 125 feet westerly of Parsons Boulevard, and
5. 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, 65th 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 a 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;
- as shown in a diagram (for illustrative purposes only) dated January 20, 2009.

**NORTH FLUSHING REZONING  
CITYWIDE N 090282 ZRY**

Application submitted by the Department of City Planning pursuant to Section 201 of the New York City Charter, for 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 established on or before (effective date) and R2A Districts established on or after December 20, 2006, if a building permit for other construction has been lawfully issued prior to the date establishing such ~~R2A~~ District, 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 such ~~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 R3, R4A and R4-1 Districts in #lower density growth management areas#, and in all R1-2A Districts, #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 R3, R4A and R4-1 Districts within #lower density growth management areas#, and in all R1-2A Districts, #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#.

\* \* \*

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:

(a)

Table with 3 columns: District, Minimum Required #Open Space Ratio#, Maximum #Floor Area Ratio#

\* R1-2A, R2A and R2X are subject to the provisions of paragraph (b).

(b)

Table with 4 columns: District, Maximum #Lot Coverage# (in percent), Minimum Required #Open Space# (in percent), Maximum #Floor Area Ratio#

\* 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 R3, R4A and R4-1 Districts within #lower density growth management areas#, and in all R1-2A Districts, 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#.

\* \* \*

23-22 Maximum Number of Dwelling Units or Rooming Units

R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

In all districts, as indicated, the maximum number of #dwelling units# or #rooming units# shall equal the maximum #residential floor area# permitted on the #zoning lot# divided by the applicable factor in the following table. In R1 through R5 Districts, no #rooming units# shall be permitted and any #dwelling unit# shall be occupied by only one #family#. Fractions equal to or greater than three-quarters resulting from this calculation shall be considered to be one #dwelling unit# or #rooming unit#.

\* \* \*

FACTOR FOR DETERMINING MAXIMUM NUMBER OF DWELLING UNITS OR ROOMING UNITS

Table with 3 columns: District, Factor for #Dwelling Units#, Factor for #Rooming Units#

23-30 LOT AREA AND LOT WIDTH REGULATIONS

\* \* \*

23-32 Minimum Lot Area or Lot Width for Residences

R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

In all districts, as indicated, except as provided in Section 23-33 (Special Provisions for Existing Small Lots), no #residence# is permitted on a #zoning lot# with a total #lot area# or #lot width# less than as set forth in the following table:

REQUIRED MINIMUM LOT AREA AND LOT WIDTH

Table with 4 columns: Type of #Residence#, Minimum #Lot Area# (in sq. ft.), Minimum #Lot Width# (in feet), District

23-40 YARD REGULATIONS

23-45 Minimum Required Front Yards

R1 R2 R3 R4 R5

(a) 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.

Front Yard District

Table with 2 columns: Front Yard, District

\* 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).

\* \* \*

23-461 Side yards for single- or two-family residences

R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

(a) In all districts, as indicated, for #single-family detached residences# or, where permitted, for #two-family detached residences#, #side yards# shall be provided as set forth in the table in this paragraph, except that on #corner lots# in R1, R2, R3, R4 and R5 Districts, one #side yard# shall be at least 20 feet in width:

MINIMUM REQUIRED SIDE YARDS

Table with 4 columns: Number Required, Required Total Width (in feet), Required Minimum Width of any #Side Yard# (in feet), District

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:

R1-2A R2A R2X R3 R4 R4A R4-1 R5A

(b) 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, District

The Subcommittee on Landmarks, Public Siting and Maritime Uses will hold a public hearing on the following matters in the Council Committee Room, City Hall, New York City, New York 10007, commencing at 11:00 A.M. on Monday, April 20, 2009:

CONSOLIDATED EDISON CO. BUILDING MANHATTAN CB - 6 20095359 HKM (N 090330 HKM) Designation (List No. 410/LP-2313) by the Landmarks Preservation Commission pursuant to Section 3020 of the New York City Charter of the landmark designation of the Consolidated Edison Building, located at 4 Irving Place a.k.a. 2-12 Irving Place, 121-147 East 14th Street, 120-140 East 15th Street (Block 870, part of Lot 24), as an historic landmark.

ONE CHASE MANHATTAN PLAZA MANHATTAN CB - 1 20095360 HKM (N 090331 HKM) Designation (List No. 410/LP-2294) by the Landmarks Preservation Commission pursuant to Section 3020 of the New York City Charter of the landmark designation of One Chase Manhattan Plaza, aka 16-48 Liberty Street, 26-40 Nassau Street, 28-44 Pine Street, 55-77 William Street (Block 44, Lot 1), as an historic landmark.

ALICE AND AGATE COURTS BROOKLYN CB - 3 20095361 HKK (N 090329 HKK) Designation (List No. 410/LP-2309) by the Landmarks Preservation Commission pursuant to Section 3020 of the New York City Charter of the landmark designation of Alice and Agate Courts Historic District. The district boundaries are:

property bounded by a line beginning at the intersection of the northern curbline of Atlantic Avenue and a line extending

southerly from the western property line of 1 Alice Court (aka 1463 Atlantic Avenue), continuing easterly along said curbline to a point formed by its intersection with a line extending southerly from the eastern property line of 2 Agate Court (aka 1491 Atlantic Avenue), northerly along said line and the eastern property lines of 2 through 18 Agate Court, westerly along the northern property line of 18 Agate Court, continuing westerly along a line extending from the northern property line of 18 Agate Court to the northern property line of 17 Agate Court, along the northern property lines of 17 Agate Court and 18 Alice Court, continuing westerly along a line extending from the northern property line of 18 Alice Court to the northern property line of 17 Alice Court, along the northern property line of 17 Alice Court, to the western property line of 17 Alice Court, southerly along said property line and the property lines of 15 through 1 Alice Court, to the point of the beginning. The boundary description is intended to encompass the wall along the northern edge of Agate Court between lot 72 and 74, as an historic district.

**P.S. 160-K ANNEX**

**BROOKLYN CB - 12** **20095191 SCK**  
Application pursuant to Section 1732 of the New York School Construction Authority Act, concerning the proposed site selection for a new, approximately 535-Seat Primary School Facility, known as P.S. 160-K Annex, to be located at 1061-1071 52nd Street (Block 5653, Lot 55) in Community School District No. 20.

**COMMUNITY HEALTH ACADEMY**

**MANHATTAN CB - 12** **20095290 SCM**  
Application pursuant to Section 1732 of the New York School Construction Authority Act, concerning the proposed site selection for a new, approximately 572-Seat Intermediate/High School Facility, known as Community Health Academy of the Heights, Manhattan, to be located at 1970 Amsterdam Avenue (Block 2116, Lot 33 in portion) in Community School District No. 6.

**The Subcommittee on Planning, Dispositions and Concessions will hold a public hearing on the following matters in the Council Committee Room, City Hall, New York City, New York 10007, commencing at 1:00 P.M. on Monday, April 20, 2009:**

**LIBERTY FOUNTAIN APARTMENTS**

**BROOKLYN CB - 5** **C 090227 HAK**  
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, 117, 119, 123, 125, 127, and 129 Fountain Avenue (Block 4191, Lots 14-20); 922, 924, 926, 928, 930, and 932 Liberty Avenue (Block 4191, Lot 22, and Lots 26-30); an 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, Lot 22, and Lots 26, 27, 29, and 30); an 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 as Liberty/Fountain Apartments, with approximately residential 43 units.

**CONEY ISLAND COMMONS**

**BROOKLYN CB - 13** **C 090250 ZMK**  
Application submitted by the Department of Housing Preservation & Development, pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section Nos. 28d, changing from an R6 District to an R7-2 District property bounded by a line 460 feet southerly of Mermaid Avenue, West 29th Street, Surf Avenue, and West 30th Street, as shown on a diagram (for illustrative purposes only) dated January 5, 2009, and subject to the conditions of CEQR Declaration E-226.

**CONEY ISLAND COMMONS**

**BROOKLYN CB - 13** **C 090251 HAK**  
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:

| BLOCK | LOT | ADDRESS                |
|-------|-----|------------------------|
| 7051  | 33  | 2958 West 29th Street  |
| 7051  | 35  | 2962 West 29th Street  |
| 7051  | 37  | 2964 West 29th Street  |
| 7051  | 38  | 2968 West 29th Street  |
| 7051  | 39  | 2964A West 29th Street |
| 7051  | 40  | 2970A West 29th Street |
| 7051  | 41  | 2972 West 29th Street  |
| 7051  | 42  | 2980 West 29th Street  |
| 7051  | 46  | 2901 Surf Avenue       |
| 7051  | 57  | 2981 West 30th Street  |
| 7051  | 59  | 2975 West 30th Street  |
| 7051  | 61  | 2973 West 30th Street  |
| 7051  | 63  | 2971 West 30th Street  |
| 7051  | 64  | 2969 West 30th Street  |
| 7051  | 65  | 2967 West 30th Street  |
| 7051  | 68  | 2957 West 30th Street  |
| 7051  | 138 | 2968A West 29th Street |

|      |     |                         |
|------|-----|-------------------------|
| 7051 | 139 | 2968B West 29th Street  |
| 7051 | 140 | 2970 West 29th Street   |
| 7051 | 141 | 2974 West 29th Street   |
| 7051 | 142 | 2974 ½ West 29th Street |
| 7051 | 143 | 2974T West 29th Street  |
| 7051 | 144 | 2974Q West 29th Street  |
| 7051 | 145 | 2974D West 29th Street  |
| 7051 | 165 | 2967A West 30th Street  |
| 7051 | 166 | 2928 West 30th Street   |
| 7051 | 167 | 2967C West 30th Street  |
| 7051 | 168 | 2967D West 30th Street  |
| 7051 | 169 | 2968E West 30th Street  |
| 7051 | 170 | 2967F West 30th Street  |
| 7051 | 171 | 2967G West 30th Street  |
| 7051 | 172 | 2967H West 30th Street  |
| 7051 | 239 | 2906 West 30th Street   |
| 7051 | 269 | 2971A West 30th Street  |
| 7051 | 339 | 2968C West 29th Street  |
| 7051 | 439 | 2908I West 29th Street  |

- 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 a mixed use development, tentatively known as Coney Island Commons, with community center space and approximately 188 affordable residential units, to be developed under the Department of Housing Preservation and Development's Multi-Family Program.

**a14-20**

**HEARINGS**

**HEARING BY THE COMMITTEE ON RULES, PRIVILEGES AND ELECTIONS**

**THE COMMITTEE ON RULES, PRIVILEGES AND ELECTIONS WILL HOLD A HEARING ON WEDNESDAY, APRIL 22 AT 10:00 A.M. IN THE COUNCIL CHAMBERS, CITY HALL, NEW YORK, NEW YORK 10007 ON THE FOLLOWING MATTERS:**

**Advice and Consent**

- **Pre-considered M**, Communication from the Mayor submitting the name of Margery H. Perlmutter for re-appointment as a member of the New York City Landmarks Preservation Commission ("LPC") pursuant to §§ 31 and 3020 of the *New York City Charter*. Should Ms. Perlmutter receive the advice and consent of the Council, she will serve the remainder of a three-year term that expires on June 28, 2011.
- **M-1353**, Communication from the Mayor submitting the name of Ms. Betty Y. Chen for re-appointment as a member of the New York City Planning Commission pursuant to §§ 31 and 192 of the *New York City Charter*. Should Ms. Chen receive the advice and consent of the Council, she will be eligible to serve the remainder of a five-year term that expires on June 30, 2013.
- **M-1354**, Communication from the Mayor submitting the name of Nancy G. Chaffetz for appointment as a member of the New York City Civil Service Commission pursuant to §§ 31 and 813 of the *New York City Charter*. Should Ms. Chaffetz receive the advice and consent of the Council, she will be eligible to serve the remainder of a six-year term that expires on March 21, 2011.
- **M-1355**, Communication from the Mayor submitting the name of Stephen Byrns for re-appointment as a member of the New York City Landmarks Preservation Commission ("LPC") pursuant to §§ 31 and 3020 of the *New York City Charter*. Should Mr. Byrns receive the advice and consent of the Council, he will serve the remainder of a three-year term that expires on June 28, 2011.

**Appointment**

- **Pre-considered M**, Robert L. Cohen, M.D., candidate for appointment by the Council to the New York City Board of Correction pursuant to § 626 of the *New York City Charter*. If Dr. Cohen is appointed, he will be eligible to serve for the remainder of a six-year term expiring on October 12, 2011.

**AND SUCH OTHER BUSINESS AS MAY BE NECESSARY**

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 M. McSweeney  
City Clerk, Clerk of the Council

**a15-22**

**CITY PLANNING COMMISSION**

**PUBLIC HEARINGS**

**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, April 22, 2009, commencing at 10:00 A.M.**

**BOROUGH OF MANHATTAN  
No. 1  
TIMES SQUARE BID**

**CDs 4 & 5** **N 090346 BDM**  
**IN THE MATTER OF** an application submitted by the Department of Small Business Services on behalf of the Times

Square Business Improvement District pursuant to Section 25-405 of the Administrative Code of the City of New York, as amended, concerning the amendment of the Times Square Business Improvement District.

**No. 2 BATTERY PARK CITY SITE 3**

**CD 1** **N 090306 ZRM**  
**IN THE MATTER OF** an application submitted by the Battery Park City Authority 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 VII, Chapter 4 (Special Battery Park City District) relating to paragraph (e) of Section 84-144 (Location of Curb Cuts) on the east side of Battery Place between Second Place and Third Place.

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

84-144  
Location of curb cuts

Curb cuts are permitted only in the areas or locations indicated in Appendices 2.6 and 3.5. The aggregate width of all curb cuts provided for any #development# shall not exceed 20 feet, except that:

- (a) for the #zoning lot# bounded to the north by a mapped public place, to the west by North Park, to the south by Chambers Street, and to the east by Marginal Street, the aggregate width of all curb cuts shall not exceed 40 feet;
- (b) for the #zoning lot# bounded by Warren Street to the north, River Terrace to the west, North End Avenue to the east and Park Place West to the south, the aggregate width of all curb cuts shall not exceed 30 feet, comprised of two 15 foot curb cuts;
- (c) for the #zoning lot# bounded by Murray Street to the north, River Terrace to the west, North End Avenue to the east and Vesey Place to the south, the aggregate width of all curb cuts shall not exceed 40 feet, including a 25 foot wide curb cut to the #accessory# off-street parking facility;
- (d) for the #zoning lot# south of First Place and east of Battery Place, the aggregate width of all curb cuts shall not exceed 50 feet;
- (e) for each #zoning lot# located on the east side of Battery Place:
  - (1) between First Place and ~~Third Second~~ Place, the aggregate width of all curb cuts shall not exceed 40 feet;
  - (2) between Second Place and Third Place, the aggregate width of all curb cuts shall not exceed 50 feet; and
- (f) for the #zoning lot# south of First Place and west of Battery Place, the aggregate width of all curb cuts shall not exceed 24 feet.

**BOROUGH OF QUEENS**

**No. 3  
CORD MEYER-FOREST HILLS REZONING**

**CD 6** **C 090283 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 No.14a; by changing from an R1-2 District to an R1-2A\* District property bounded by a line midway between 66th Avenue and 66th Road, 110th Street, 67th Road, 112th Street, the easterly centerline prolongation line of 67th Drive, the southwesterly service road of the Grand Central Parkway, the easterly centerline prolongation of 72nd Avenue, 72nd Avenue, a line 425 feet northeasterly of 112th Street, a line midway between 72nd Avenue and 72nd Road, 112th Street, 71st Avenue, 110th Street, 70th Road, and 108th Street, as shown on a diagram (for illustrative purposes only) dated March 2, 2009.

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

**No. 4  
SPECIAL LONG ISLAND CITY DISTRICT TEXT AMENDMENT**

**CD 2** **N 090304 ZRQ**  
**IN THE MATTER OF** an application submitted by the New York City Department of City Planning pursuant to Section 200 of the New York City Charter for an amendment of the Zoning Resolution of the City of New York, relating to Article XI, Chapter 7 to modify certain provisions concerning the Queens Plaza, Court Square, and Hunters Point subdistricts of the Special Long Island City Mixed Use District.

Matter Underlined is new, to be added;  
Matter in ~~Strikeout~~ is old, to be deleted;  
Matter within # # is defined in Section 12-10;  
\* \* \* indicate where unchanged text appears in the Zoning Resolution

**Article III – Commercial District Regulations**

**Chapter 7  
Special Urban Design Regulations**

**37-40  
OFF-STREET RELOCATION OR RENOVATION OF A SUBWAY STAIR**

Where a #development# or #enlargement# is constructed on a #zoning lot# of 5,000 square feet or more of #lot area# that

fronts on a portion of a sidewalk containing a stairway entrance or entrances into a subway station located within the #Special Midtown District# as listed in Section 81-46, the #Special Lower Manhattan District# as listed in Section 91-43, the #Special Downtown Brooklyn District# as listed in Section 101-43, the #Special Long Island City Mixed Use District# as described in Section 117-44, the #Special Union Square District# as listed in Section 118-60 and those stations listed in the following table, the existing entrance or entrances shall be relocated from the #street# onto the #zoning lot#. The new entrance or entrances\* shall be provided in accordance with the provisions of this Section.

Article XI - Special Purpose Districts

Chapter 7 Special Long Island City Mixed Use District

117-10 HUNTERS POINT SUBDISTRICT

117-23 Street Wall Location in Certain Designated Districts

R6B M1-4/R6A M1-4/R6B M1-4/R7A M1-4/R7X M1-5/R8A In the districts indicated, the #street wall# of any #development# or #enlargement# containing #residences# shall be located no closer to nor further from the #street line# than the #street wall# of an adjacent existing #building#.

117-40 COURT SQUARE SUBDISTRICT

117-401 General provisions

The regulations governing #developments#, #enlargements#, #extensions# or changes of #use# within the Court Square Subdistrict of the #Special Long Island City Mixed Use District# are contained within Sections 117-40 through 117-45, inclusive. These regulations supplement the provisions of Sections 117-01 through 117-03, inclusive, of the #Special Long Island City Mixed Use District# and supersede the underlying districts.

Mandatory pedestrian circulation and subway improvements are those elements of the Subdistrict Plan which shall be built by the developer of the #zoning lot# to which they apply.

For the purposes of the mandatory pedestrian circulation and subway improvements in the Subdistrict, the #floor area# of the #development# or #enlargement# shall be the total amount of #floor area# resulting from #developments# or #enlargements# after August 14, 1986.

For the purposes of the mandatory pedestrian circulation and subway improvements in the Subdistrict, any tract of land consisting of two or more contiguous lots of record under single ownership or control as of March 1, 1986, shall be considered a single #zoning lot#.

117-41 Court Square Subdistrict Plan

The Subdistrict Plan for the Court Square Subdistrict specifies the location of Blocks 1, 2 and 3 and identifies the improvements to be provided in the District under the provisions of this Chapter. The elements of the Subdistrict Plan are set forth in Appendix B of this Chapter, which consists of the Subdistrict Plan Map and the Description of Improvements, and is incorporated into the provisions of this Chapter.

117-42 Special Bulk and Use Regulations in the Court Square Subdistrict

#Developments# or #enlargements# containing at least 70,000 square feet of #floor area# on #zoning lots# of at least 10,000 square feet are subject to the provisions of the underlying C5-3 District, as modified by Sections 117-40 through 117-45, inclusive.

Other #developments# or #enlargements# are subject to the #use# provisions of the underlying C5-3 District and the #bulk# provisions of an M1-4/R6B designated district pursuant to the regulations of Article XII, Chapter 3 (Special Mixed Use District), as modified by Sections 117-00 through 117-22, inclusive.

117-421 Special bulk regulations

(a) #Developments# or #enlargements# that meet the minimum #floor area# and #zoning lot# standards of Section 117-44 and provide mandatory subway improvements as required by Section 117-44, may #develop# to a #floor area ratio# of 15.0. #Developments# or #enlargements# that do not meet the minimum standards of Section 117-44 shall not exceed the maximum #floor area ratio# of the designated district for the applicable #use#.

(b) The following provisions shall not apply within the Court Square Subdistrict:

- Section 33-13 (Floor Area Bonus for a Public Plaza)
Section 33-14 (Floor Area Bonus for Arcades)

Section 33-26 (Minimum Required Rear Yards)
Section 34-223 (Floor area bonus for a public plaza)
Section 34-224 (Floor area bonus for an arcade)
Section 34-23 (Modification of Yard Regulations).

(c) The height and setback regulations of the underlying C5-3 District shall apply, except that:

(1) No #building or other structure# shall exceed a height of 85 feet above the #base plane# within the area bounded by 23rd Street, 44th Road, a line 60 feet east of and parallel to 23rd Street, and a line 75 feet north of and parallel to 45th Road, and

(2) On Blocks 1 and 3, the #street wall# of a #building# or other structure# shall be located on the #street line# or sidewalk widening line, where applicable, and extend along the entire #street# frontage of the #zoning lot# up to at least a height of 60 feet and a maximum height of 85 feet before setback. Recesses, not to exceed three feet in depth from the #street line#, shall be permitted on the ground floor where required to provide access to the #building#. Above the level of the second #story#, up to 30 percent of the #aggregate width of #street walls# may be located beyond the #street line#, provided no such recesses are within 15 feet of an adjacent #building#.

Above a height of 85 feet, the underlying height and setback regulations shall apply. However, the underlying tower regulations shall be modified to permit portions of #buildings# that exceed a height of 85 feet to be set back at least five feet from a #wide street line#, provided no portion of such #building# that exceeds a height of 85 feet is located within 15 feet of a #side lot line#. The provisions of this paragraph (c)(2) shall not apply to #enlargements# on #zoning lots# existing on (the effective date of amendment), where such #zoning lot# includes an existing #building# to remain with at least 300,000 square feet of #floor area#.

117-423 Sidewalk widening

For any #development# or #enlargement# on Block 3 with a building wall facing 45th Road, a sidewalk widening with a minimum depth of five feet and a maximum depth of ten feet shall be provided on 45th Road between 23rd Street and Jackson Avenue. Such sidewalk widening shall be a continuous, paved open area along the #front lot line# of the #zoning lot# at the same elevation as the adjoining sidewalk and directly accessible to the public at all times. Such sidewalk widening shall be unobstructed from its lowest level to the sky except for temporary elements of weather protection, such as awnings or canopies, provided that the total area (measured on the plan) of such elements does not exceed 20 percent of the sidewalk widening area, and that such elements and any attachments thereto are at least 8 feet above #curb level#, and that any post or other support for such element or any attachment to the support has a maximum horizontal dimension of 6 inches. No #street# trees, vehicle storage, parking or trash storage is permitted on such sidewalk widening.

117-43 Mandatory Circulation Improvement

All #developments# or #enlargements# on #zoning lots# of at least 15,000 square feet that contain at least 50,000 square feet of #floor area# or on #zoning lots# of any size providing at least 200,000 square feet of #floor area# shall provide a minimum amount of pedestrian circulation space at the rate provided in the following table:

Table with 2 columns: #Lot Area#, Minimum Area of Pedestrian Circulation Space. Rows: 15,000 to 40,000 sq. ft. (1 sq. ft. per 350 sq. ft. of #floor area#), Above 40,000 sq. ft. (1 sq. ft. per 300 sq. ft. of #floor area#)

The pedestrian circulation space provided shall be one or more of the following types: building entrance recess area, corner circulation space, sidewalk widening or subway stair relocation.

Such pedestrian circulation space shall meet the requirements set forth in Section 117-431 (Design standards for pedestrian circulation spaces). No sidewalk widenings or corner circulation spaces shall be permitted along 23rd Street within the Court Square Subdistrict.

117-431 Design standards for pedestrian circulation spaces

(a) Sidewalk widening

A sidewalk widening is a continuous, paved open area along the #front lot line# of a #zoning lot# at the same elevation as the adjoining sidewalk and directly accessible to the public at all times. A sidewalk widening shall meet the following requirements:

(1) Dimensions

(2) A sidewalk widening shall have a width no less than 5 feet nor greater than 10 feet measured perpendicular to the #street line#, and shall be contiguous along its entire length to a sidewalk. Permitted interruptions

Only under the following conditions shall any interruptions of the continuity of a qualifying sidewalk widening be permitted.

(i) A sidewalk widening may be overlapped by a corner circulation space or a building entrance recess area that permits uninterrupted pedestrian flow.

(ii) An off-street subway entrance may interrupt a sidewalk widening, provided such an entrance is located at a #side lot line# or is located at the intersection of two #street lines#.

(iii) A sidewalk widening may be overlapped by the queuing space of a relocated subway entrance, provided that the queuing space for the entrance leaves a 5-foot-uninterrupted width of sidewalk widening along the entire length of the queuing space.

(iv) A sidewalk widening may be interrupted by a driveway that is located at a #side lot line#. The area occupied by the driveway, up to the width of the sidewalk widening, may be counted towards meeting the pedestrian circulation space requirement, provided that there shall be no change of grade within the area of the sidewalk widening.

(3) Permitted obstructions

A sidewalk widening shall be unobstructed from its lowest level to the sky except for temporary elements of weather protection, such as awnings or canopies, provided that the total area (measured on the plan) of such elements does not exceed 20 percent of the sidewalk widening area, and that such elements and any attachments thereto are at least 8 feet above the #curb level#, and that any post or other support for such element or any attachment to the support has a maximum horizontal dimension of 6 inches.

(4) Specific prohibitions

No #street# trees are permitted on a sidewalk widening. No vehicle storage, parking or trash storage is permitted on a sidewalk widening. Gratings may not occupy more than 50 percent of the sidewalk widening area nor be wider than one-half the width of the sidewalk widening.

(5) Special design treatment

When one end of the sidewalk widening abuts an existing #building# on the #zoning lot# or an existing #building# on the #side lot line# of the adjacent #zoning lot#, design treatment of the termination of the sidewalk widening is required to smooth pedestrian flow. The portion of the sidewalk widening subject to design treatment, hereinafter called the transition area, shall not extend more than 10 feet along the sidewalk widening from its termination.

The transition area shall be landscaped and the paved portion shall have a curved or diagonal edge effecting a gradual reduction of its width over the length of the transition area to no width at the point of the sidewalk widening termination. The unpaved portion of such landscaped treatment shall not exceed 50 percent of the transition area and shall be considered a permitted obstruction.

(b) Corner circulation space

A corner circulation space is a small open space on the #zoning lot# of a #development# or #enlargement#, adjoining the intersection of two #streets#, at the same elevation as the adjoining sidewalk or sidewalk widening and directly accessible to the public at all times. A corner circulation space shall meet the following requirements:

(1) Dimensions

A corner circulation space shall have a

minimum area of 200 square feet, a minimum depth of 15 feet measured along a line bisecting the angle of intersecting #street lines#, and shall extend along both #street lines# for at least 15 feet but not more than 40 feet from the intersection of the two #street lines#.

(2) **Obstructions**  
A corner circulation space shall be clear of all obstructions, including, without limitation, door swings, building columns, #street# trees, planters, vehicle storage, parking or trash storage. No gratings except for drainage are permitted.

(3) **Building entrances**  
Entrances to ground level #uses# are permitted from a corner circulation space. An entrance to a building lobby is permitted from a corner circulation space, provided that the entrance is at no point within 20 feet of the intersection of the two #street lines# which bound the corner circulation space.

(4) **Permitted overlap**  
A corner circulation space may overlap with a sidewalk widening.

(e) **Building entrance recess area**  
A building entrance recess area is a space which adjoins and is open to a sidewalk or sidewalk widening for its entire length and provides unobstructed access to the building's lobby entrance. A building entrance recess area shall meet the following requirements.

(1) **Dimensions**  
A building entrance recess area shall have a minimum length of 15 feet and a maximum length of 40 feet measured parallel to the #street line#. It shall have a maximum depth of 15 feet measured from the #street line#, and if it adjoins a sidewalk widening shall have a minimum depth of 10 feet measured from the #street line#.

(2) **Obstructions**  
A building entrance recess area shall either be completely open to the sky or completely under an overhanging portion of the #building# with a minimum clear height of 15 feet. It shall be free of obstructions except for building columns, between any two of which there shall be a clear space of at least 15 feet measured parallel to the #street line#. Between a building column and a wall of the #building# there shall be a clear path at least 5 feet in width.

(3) **Permitted overlap**  
A building entrance recess area may overlap with a sidewalk widening or a corner circulation space.

**117-44  
Mandatory Subway Improvements**

#Developments# or #enlargements# containing at least 70,000 square feet of total #floor area# on #zoning lots# of at least 10,000 square feet shall provide mandatory subway improvements as described in Appendix B of this Chapter

(a) #Zoning lots# with at least 5,000 square feet of #lot area#

#Developments# or #enlargements# on #zoning lots# with 5,000 square feet or more of #lot area#, which front on a sidewalk containing a sidewalk entrance(s) into a subway, shall relocate the stairway or entrance(s) to the subway onto the #zoning lot# in accordance with the provisions of Section 37-40 (Off-Street Relocation or Renovation of a Subway Stair), with the exception that, in addition to the waivers provided by Section 37-44, the additional standards for location, design and hours of public accessibility contained in Section 37-41 may be waived upon a finding by the Metropolitan Transportation Authority that they are undesirable or unnecessary to ensure a good overall design.

(b) #Zoning lots# with at least 10,000 square feet of #lot area#

#Developments# or #enlargements# on Blocks 1, 2 or 3, identified in Appendix B (Court Square Subdistrict Plan Map and Description of Improvements) of this Chapter, containing at least 70,000 square feet of #floor area# on #zoning lots# of at least 10,000 square feet of #lot area# shall provide mandatory subway improvements as described in paragraph (a) for Block 1, paragraph (b) for Block 2 and paragraph (c)(1) for Block 3 in Appendix B.

In addition, on #-Block # 3, any #development# or #enlargement# containing at least 300,000 square feet of

total #floor area# or any #development# or #enlargement# on a #zoning lot# of at least 30,000 square feet of #lot area# shall provide all the mandatory subway improvements for the #block #, as described in paragraphs (c)(1) and (c)(2) for (# Block #-3).

**117-441  
Standards and procedures for mandatory subway improvements**

\* \* \*  
(b) Procedure  
(1) Pre-application

\* \* \*  
(6) Where a #development# or #enlargement# is located on a #zoning lot# which fronts on a sidewalk containing a sidewalk entrance or entrances into a subway and such #zoning lot# contains 5,000 square feet or more of #lot area#, such #development# or #enlargement# shall relocate the stairway entrance or entrances to the subway onto the #zoning lot# in accordance with the provisions of Section 37-03 (Off-Street Relocation or Renovation of a Subway Stair), with the exception that, in addition to the waivers provided by Section 37-034 (Waiver of requirements), the additional standards contained in Section 37-031 (Standards for location, design and hours of public accessibility) may be waived upon a finding by the Metropolitan Transportation Authority that they are undesirable or unnecessary to ensure a good overall design.

\* \* \*  
**117-50  
QUEENS PLAZA SUBDISTRICT**

\* \* \*  
**117-531  
Street wall location**

(g) For any #development# or #enlargement# on a #zoning lot# located on Jackson Avenue between 42nd Road and Queens Plaza South, the #street wall# fronting on Jackson Avenue may be set back ~~ten~~ five feet from the #street line# only upon certification of the Chairperson of the City Planning Commission to the Department of Buildings that the Jackson Avenue sidewalk adjacent to the #zoning lot# will be landscaped in accordance with a plan acceptable to the Department of Transportation and the Chairperson. Such plan shall include five planting beds that shall contain a mixture of deciduous and evergreen shrubs, ground covers and flowers. Such planting beds shall be installed and maintained by the owner of the #development# or #enlargement#. The #street wall# of any subsequent #development# or #enlargement# shall be located no closer to nor further from the #street line# than the #street wall# of an adjacent existing #building#.

\* \* \*  
**Appendix B  
Court Square Subdistrict Plan Map and Description of Improvements**

**Description of Improvements**  
This Appendix describes the mandatory lot improvements that are designated on the District Plan Map in Appendix B for the Court Square Subdistrict. This Descriptions refers to the text for requirements and standards for the following improvements.

(a) #-Block #-1

(1) A subway improvement, to consist of a connection between the G and 7 lines and maintenance of glass partitions in the control area of the E/F Ely Avenue mezzanine and near the control area of the G mezzanine which are to be installed by the developer of #Block #-2. The developer shall notify the Chairperson of the City Planning Commission upon both application for and issuance of a first building permit for the #development# on this #block#.

(b) #-Block #-2

(1) A subway improvement, to consist of a connection between the E/F and G lines, preparation of preliminary plans for a G/7 connection and installation of glass partitions in the control area of the E/F Ely Avenue mezzanine and near the control area of the G mezzanine upon receipt of a written request by the Chairperson of the City Planning Commission, which shall occur only after the issuance of a first building permit for the #development# on #-Block #-1.

(c) #-Block #-3

(1) A subway improvement, to consist of construction of a building entrance within the #lot line# at the northwestern corner of the #block#, a direct link to the 7 platform and construction of a new mezzanine area; and/or The first #development# to meet the criteria for a subway improvement shall construct new entrances at the intersection of 44th Drive and 23rd Street for the Number 7

45th Road/Courthouse Square station, in consultation with the Metropolitan Transportation Authority and the Department of City Planning.

(2) A subway improvement, to consist of a substantial physical improvement to the G platform and mezzanine areas, including reconfiguration of control areas as necessary and acoustical upgrading. For subsequent #developments#, a subway improvement to the north end of the Number 7 45th Road/Courthouse Square station shall be required. Such improvement shall be determined in consultation with the Metropolitan Transportation Authority and the Department of City Planning.

\* \* \*  
**CITYWIDE  
No. 5  
PRIVATELY OWNED PUBLIC PLAZAS FOLLOW-UP  
TEXT AMENDMENT**

**CITYWIDE N 090317 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 Article III, Chapter 7 (Special Urban Design Regulations concerning provisions related to privately owned public plazas.

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

**ARTICLE III  
COMMERCIAL DISTRICT REGULATIONS**

\* \* \*  
**Chapter 7  
Special Urban Design Regulations**

\* \* \*  
**37-60  
PUBLICLY ACCESSIBLE OPEN AREAS EXISTING  
PRIOR TO OCTOBER 17, 2007**

\* \* \*  
**37-62  
Changes to Existing Publicly Accessible Open Areas**

**37-625  
Design changes**  
Design changes to existing #plazas#, #residential plazas# or #urban plazas# may be made only upon certification by the Chairperson of the City Planning Commission that such changes would result in a #plaza#, #residential plaza# or #urban plaza# that is in greater accordance with the standards set forth in Section 37-70 (PUBLIC PLAZAS), inclusive. The provisions of Section 37-78 (Compliance), other than paragraph (e) (Special regulations for an urban plaza in the Special Lower Manhattan District), shall be made applicable to such #plaza#, #residential plaza# or #urban plaza#.

**37-70  
PUBLIC PLAZAS**

\* \* \*  
**37-71  
Basic Design Criteria**

**37-712  
Area dimensions**  
A #public plaza# shall contain an area of not less than 2,000 square feet. In no case shall spaces between existing #buildings# remaining on the #zoning lot# qualify as #public plazas#. In addition, in order to preserve the provisions relating to the boundaries, proportions and obstructions of #public plazas#, on any one #zoning lot#, an open area which does not qualify for bonus #floor area# may not be located between two #public plazas#, or between a #public plaza# and a #building# wall or #arcade# of the #development#.

Any non-bonus open area located adjacent to a #public plaza#, other than an open area bounding a #street line# used for pedestrian access, must either:

- (a) be separated from the #public plaza# by a buffer, such as a wall, decorative fence, or opaque plantings at least six feet in height; or
- (b) meet all requirements for minor portions of #public plazas# related to size, configuration, orientation, as specified in Section 37-716.

**37-713  
Locational restrictions**  
No #public plaza#, or portion thereof, shall be located within 175 feet of an existing #publicly accessible open area# or #public park#. The distance of 175 feet shall be measured along the #street# on which the existing amenity fronts. No #public plaza#, or portion thereof, shall be located within 175 feet of an existing #publicly accessible open area# or #public park# as measured along the #street line# on which the existing amenity fronts if the #public plaza# is to be located on the same side of the #street#, or as measured along the directly opposite #street line# if the #public plaza# is to be located on the other side of the #street#. Such distance shall include the width of any #street# that intersects the #street# on which the amenity fronts.

However, such location restriction may be waived if the #public plaza# is located directly across the #street# from the existing #publicly accessible open area# or #public park# and if the Chairperson of the City Planning Commission finds that the location of the #public plaza# at such location would create or contribute to a pedestrian circulation network

connecting the two or more open areas.

\* \* \*

**37-72 Access and Circulation**

**37-721 Sidewalk frontage**

To facilitate access to a #public plaza#, the area within 15 feet of a #street line# or sidewalk widening, along at least 50 percent of each aggregate #street# frontage of the major and minor portions, shall be free of obstructions to public access to the #public plaza# from the adjacent sidewalk or sidewalk widening, except for those obstructions listed in this Section. For #corner public plazas#, the area within 15 feet of the intersection of any two or more #streets# on which the #public plaza# fronts shall be at the same elevation as the adjoining public sidewalk and shall be free of obstructions, except for those listed in this Section. Only areas with at least five feet of clear, unobstructed area when measured parallel to the street line shall be considered to be free of obstructions. For the remaining 50 percent of the frontage and within 15 feet of the #street line#, no walls or other obstructions, except for permitted obstructions listed in this Section and fixed and moveable seating and tables, shall be higher than two feet above the #curb level# of the #street line# in front of the #public plaza#.

The following shall be considered permitted obstructions within the sidewalk frontage:

- Light stanchions;
- Public space signage;
- Railings for steps;
- Trash receptacles;
- Trees planted flush to grade.

To facilitate pedestrian access to a #public plaza#, the following rules shall apply to the area of the #public plaza# located within 15 feet of a #street line# or sidewalk widening line:

- (a) At least 50 percent of such area shall be free of obstructions and comply with the following provisions:
  - (1) At least 50 percent of the #public plaza# frontage along each #street line# or sidewalk widening line shall be free of obstructions; and
  - (2) Such unobstructed access area shall extend to a depth of 15 feet measured perpendicular to the #street line#. The width of such access area need not be contiguous provided that no portion of such area shall have a width of less than five feet measured parallel to the #street line#, and at least one portion of such area shall have a width of at least eight feet measured parallel to the #street line#.
- (b) In the remaining 50 percent of such area, only those obstructions listed in Section 37-726 (Permitted Obstructions) shall be allowed, provided such obstructions are not higher than two feet above the level of the public sidewalk fronting the #public plaza#, except for light stanchions, public space signage, railings for steps, trash receptacles, trees and fixed or moveable seating and tables. Furthermore, planting walls or trellises, water features and artwork may exceed a height of two feet when located within three feet of a wall bounding the #public plaza#.

For #corner public plazas#, the requirements of this Section shall apply separately to each #street# frontage, and the area within 15 feet of the intersection of any two or more #streets# on which the #public plaza# fronts shall be at the same elevation as the adjoining public sidewalk and shall be free of obstructions.

\* \* \*

**37-724 Subway entrances**

Where an entry to a subway station exists in the sidewalk area of a #street# on which a #public plaza# fronts and such entry is not replaced within the #public plaza# itself, the #public plaza# shall be #developed# at the same elevation as the adjacent sidewalk for a distance of at least 15 feet in all directions from the entry superstructure. Such #public plaza# area around a subway entry shall be free of all obstructions and may count towards the required clear area requirements as specified in Section 37-721 (Sidewalk frontage).

\* \* \*

**37-726 Permitted obstructions**

- (d) Prohibition of garage entrances, driveways, parking spaces, loading berths, exhaust vents, mechanical equipment and building trash storage facilities
- \* \* \*
- No exhaust vents or mechanical equipment are permitted on any #public plaza# or on the any building wall of the #development# fronting upon the #public plaza#, except that unless such exhaust vents on the building wall that are more than 15 feet above the level of the adjacent #public plaza# shall be permitted. All exhaust vents and mechanical equipment located adjacent to a #public plaza# shall be separated from it by a barrier sufficient to substantially, visually and audibly, conceal their presence and operation. Air intake

vents or shafts shall be permitted within a #public plaza# provided that such vents are concealed from public view by planting or other design features and that such vents do not impair visibility within the #public plaza# area.

\* \* \*

**37-728 Standards of accessibility for persons with disabilities**  
All #public plazas# shall conform with applicable laws pertaining to access for persons with disabilities regardless of whether the #building# associated with the #public plaza# is existing or is a new. #development#.

**37-73 Kiosks and Open Air Cafes**

Kiosks and open air cafes may be placed within a #publicly accessible open area# upon certification, pursuant to this Section. Such features shall be treated as permitted obstructions. Only #uses# permitted by the applicable district regulations may occupy #publicly accessible open areas# or front on #publicly accessible open areas#.

- (a) Kiosks
 

Where a kiosk is provided, it shall be a one-story temporary or permanent structure that is substantially open and transparent as approved by the Department of Buildings in conformance with the Building Code. Kiosks, including roofed areas, shall not occupy an area in excess of 100 square feet per kiosk. One kiosk is permitted for every 5,000 square feet of #publicly accessible open area#, exclusive of areas occupied by other approved kiosks or open air cafes. Kiosk placement shall not impede or be located within any pedestrian circulation path. Any area occupied by a kiosk shall be excluded from the calculation of #floor area#. Kiosks may be occupied only by #uses# permitted by the applicable district regulations such as news, book or magazine stands, food or drink service, flower stands, information booths, or other activities that promote the public use and enjoyment of the #publicly accessible open area#. Any kitchen equipment shall be stored entirely within the kiosk.

Kiosks must be in operation and provide service a minimum of 225 days per year. However, kiosks may operate for fewer days in accordance with conditions set forth in paragraph (c) of this Section, if they are completely removed from the #publicly accessible open area# when not in operation and if the area previously occupied by the kiosk is returned to public use and such area is in compliance with the #public plaza# design standards.

Notwithstanding the provisions of Section 32-41 (Enclosure Within Buildings), outdoor eating services or #uses# occupying kiosks may serve customers in a #publicly accessible open area# through open windows.

- (b) Open air cafes
 

Where an open air cafe is provided, it shall be a permanently unenclosed restaurant or eating or drinking place, permitted by applicable district regulations, which may have waiter or table service, and shall be open to the sky except that it may have umbrellas, temporary fabric roofs with no vertical supports in conformance with the Building Code, and removable heating lamps. Open air cafes shall occupy an aggregate area not more than 20 percent of the total area of the #publicly accessible open area#. #Publicly accessible open areas# less than 10 feet in width that are located between separate sections of the same open air cafe or between sections of an open air cafe and a kiosk that provides service for such cafe must be included in the calculation of the maximum aggregate area of the open air cafe. Open air cafes shall be located along the edge of the #publicly accessible open area#, except for open air cafes located within #publicly accessible open areas# greater than 30,000 square feet in area. Open air cafes may not occupy more than one third of any #street# frontage in a major portion of the #publicly accessible open area# and may not contain any required circulation paths. An open air cafe must be accessible from all sides where there is a boundary with the remainder of the #publicly accessible open area#, except where there are planters or walls approved pursuant to a prior certification for an open air cafe. Subject to the foregoing exception, fences, planters, walls, fabric dividers or other barriers that separate open air cafe areas from the #public plaza# #publicly accessible open area# or sidewalk are prohibited. Open air cafes shall be located at the same elevation as the adjoining #public plaza# and sidewalk areas, except for platforms that shall not exceed six inches in height. All furnishings of an open air cafe, including tables, chairs, bussing stations, and heating lamps, shall be completely removed from the #publicly accessible open area# when the open air cafe is not in active use, except that tables and chairs may remain in the #publicly accessible open area# if they are unsecured and may be used by the public without restriction. No kitchen equipment shall be installed within an open air cafe; kitchen equipment, however, may be contained in a kiosk adjoining an open air cafe. An open air cafe qualifying as a permitted obstruction shall be excluded from the definition of #floor area#.

The exterior corners of the border of the space to be

occupied by an open air cafe shall be marked on the ground by a line painted with white latex traffic or zone marking paint. The line shall be one inch wide and three inches in length on each side of the cafe border from the point where the borders intersect at an angled corner. In addition, a line one inch wide and three inches long shall be marked on the ground at intervals of no more than five feet starting from the end point of the line marking the cafe corners. Open air cafes must be in operation and provide service a minimum of 225 days per year.

Open air cafes shall be located at the same elevation as an adjoining #public plaza# and sidewalk area, except for platforms that shall not exceed six inches in height. Certification

- (c) Kiosks and open air cafes that comply with the provisions of this Section may be placed within the area of a #publicly accessible open area# upon certification by the Chairperson of the City Planning Commission to the Commissioner of Buildings, that:
  - (1) such #use# promotes public use and enjoyment of the #publicly accessible open area#;
  - (2) such #use# complements desirable #uses# in the surrounding area;
  - (4)(3) the owners of such #use# or the building owner will maintain such #use# in accordance with the provisions of Section 37-77 (Maintenance) shall be responsible for the maintenance of such kiosk or open air cafe, which shall be located within areas designated on building plans as available for occupancy by such #uses# and no encroachment by a kiosk or open air cafe outside an area so designated shall be permitted;
  - (5)(4) such #use# does not adversely impact visual and physical access to and throughout the #publicly accessible open area#;
  - (3)(5) such #use#, when located within a #public plaza#, is provided in accordance with all the requirements set forth in this Section;
  - (6) for kiosks and open air cafes located within an existing #publicly accessible open area# such #use#, is proposed as part of a general improvement of the #publicly accessible open area# where necessary, including as much landscaping and public seating as is feasible, in accordance with the standards for #public plazas#;
  - (7) a #sign# shall be provided in public view within the cafe area indicating the days and hours of operation of such cafe; and
  - (8) for kiosks that are in operation less than 225 days per year, an off-season plan has been submitted to the Chairperson showing that such kiosks will be completely removed from the #publicly accessible open area# when not in operation, that the area previously occupied by the kiosk is returned to public use and such area is in compliance with the applicable #publicly accessible open area# design standards.

- (d) Process
 

An application for certification shall be filed with the Chairperson of the City Planning Commission, and the Chairperson shall furnish a copy of the application for such certification to the affected Community Board at the earliest possible stage. The Chairperson will give due consideration to the Community Board's opinion as to the appropriateness of such a facility in the area and shall respond to such application for certification within 60 days of the application's receipt.

The Chairperson shall file any such certification with the City Council. The Council, within 20 days of such filing, may resolve by majority vote to review such certification. If the Council so resolves, within 50 days of the filing of the Chairperson's certification, the Council shall hold a public hearing and may approve or disapprove such certification. If, within the time periods provided for in this Section, the Council fails to act on the Chairperson's certification, the Council shall be deemed to have approved such certification.

Such certification shall be effective for a period of three years.

All applications for the placement of kiosks or open air cafes within a #publicly accessible open area# filed with the Chairperson of the City Planning Commission shall include a detailed site plan or plans indicating compliance with the provisions of this Section, including the layout and number of tables, chairs, restaurant equipment and heating lamps, as well as the storage location for periods when the kiosk or open air cafe is closed. Where a



kiosk or open air cafe is to be located within an existing #publicly accessible open area# each kiosk or open air cafe application must be accompanied by a compliance report in accordance with the requirements of Section 37-78, paragraph (b)(c). ~~except that date of inspection shall be within 15 days of the date that the application is filed.~~  
 Where design changes to #publicly accessible open areas# are necessary in order to accommodate such kiosk or open air cafe, or to comply with paragraph (c)(6) of this Section, a certification pursuant to Section 37-625 (Design Changes) shall be required.

All such plans for kiosks or open air cafes, once certified, shall be filed and duly recorded in the Borough Office of the City Register of the City of New York, indexed against the property in the form of a legal instrument providing notice of the certification for the kiosk or open air cafe, pursuant to this Section. The form and contents of the legal instrument shall be satisfactory to the Chairperson, and the filing and recording of such instrument shall be a precondition for the placement of the kiosk or open air cafe within the #publicly accessible open area#.

\* \* \*

**37-741 Seating**

The following standards shall be met for all required seating:

- (3) At least 50 percent of the linear feet of fixed seating shall have backs at least 14 inches high and a maximum seat depth of 20 inches. Walls located adjacent to a seating surface shall not count as seat backs. All seat backs must either be contoured in form for comfort or shall be reclined from vertical between 10 to 15 degrees.
- (4) Moveable seating or chairs, excluding seating for open air cafes, may be credited as 24 inches of linear seating per chair. Moveable seating provided as a required amenity shall be provided in the amount of one chair per 200 square feet of #public plaza# area. One table shall be provided for every four such moveable chairs.

All moveable seats must have backs and a maximum seat depth of 20 inches. Moveable chairs shall not be chained, fixed, or otherwise secured while the #public plaza# is open to the public; moveable chairs, however, may be removed during the nighttime hours of 9:00 pm to 7:00 am.

\* \* \*

**37-742**

**Planting and trees**

The provisions of this Section are intended to facilitate a combination of landscaping elements in order to provide comfort, shade and textural variety.

At least 20 percent of the area of a #public plaza# shall be comprised of planting beds with a minimum dimension of two feet, exclusive of any bounding walls.

All #public plazas# shall provide a minimum of four trees. For a #public plaza# greater than 6,000 square feet in area, an additional four caliper inches in additional trees or multi-stemmed equivalents must be provided for each additional 1,000 square feet of #public plaza# area, rounded to the nearest 1,000 square feet.

All #public plazas# shall also provide one of the following additional planting types: additional trees, planters, planting beds, or accessible lawns. Trees provided to satisfy this requirement shall be provided at the rate of one tree for every 2,000 square feet of #public plaza# area. Planters, planting beds, and accessible lawns provided to satisfy this requirement shall be provided at the rate of 150 square feet for every 1,000 square feet of #public plaza# area. Plantings contained in hanging containers shall not satisfy this planting requirement.

For all #public plazas#, at least 50 percent of the required #public plaza# trees shall be planted flush-to-grade or planted at grade within planting beds with no raised curbs or railings. Trees planted flush-to-grade shall be surrounded by a porous surface (such as grating or open-joint paving) that allows water to penetrate into the soil for a minimum radius of two feet, six inches. Such porous surface shall be of sufficient strength and density to accommodate pedestrian circulation, including all requirements related to accessibility for the disabled, and shall be of a design that allows for tree growth. Installed fixtures such as lighting stanchions, electrical outlets or conduits shall not be located within the required porous area of any tree planted flush-to-grade.

Where trees are planted within a #public plaza#, they shall measure at least four inches in caliper at the time of planting, unless alternative, multi-stemmed equivalents are specified in the approved planting plans. Each tree shall be planted in at least 200 cubic feet of soil with a depth of soil of at least 3 feet, 6 inches.

When planting beds are provided, they shall have a soil depth of at least eighteen inches for grass or other ground cover, three feet for shrubs and 3 feet, 6 inches for trees. No planters or planting beds shall have bounding walls that exceed 18 inches in height above any adjacent walking surfaces. Any planting bed containing required trees shall have a continuous area of at least 75 square feet for each tree exclusive of bounding walls. Furthermore, each tree located within a planting bed shall be surrounded by a continuous permeable surface measuring at least five feet square. Any lawns or turf grass planting beds shall not exceed six inches above any adjacent walking surfaces.

\* \* \*

**37-747**

**Public space signage**

Entry and information plaques shall be provided, as described in Section 37-751 (Public space signage systems).

**37-75**

**Signs**

**37-751**

**Public space signage systems**

The following public space signage systems shall be required for all #public plazas#:

- (a) Entry plaque  
\* \* \*  
The entry plaque shall be mounted on a wall or a permanent free-standing post within five feet of the sidewalk with its center five feet above the elevation of the nearest walkable pavement. The maximum height of such free-standing post shall be six feet, with a maximum width and depth of 16 inches. It shall be in a position that clearly identifies the entry into the #public plaza#, and placed so that the entire entry plaque is obvious and directly visible, without any obstruction, along every line of sight from all paths of pedestrian access to the #public plaza#.

- (b) Information plaque  
~~An information plaque, constructed from the same permanent materials as the entry plaque or combined with one or more of the required entry plaques shall be provided. Information plaques shall be located within five feet of a sidewalk and shall have all required lettering located above a height of three feet. The information plaque shall consist of:~~  
  
An information plaque, constructed from the same permanent materials as the entry plaque or combined with one or more of the required entry plaques shall be provided. Information plaques shall be mounted on a wall or a permanent free-standing post within five feet of the sidewalk and shall have all required lettering located three feet above the elevation of the nearest walkable pavement. The maximum height of such free-standing post shall be six feet, with a maximum width and depth of 16 inches. The information plaque shall consist of:

\* \* \*

**37-753**

**Accessory signs**

A #public plaza# shall be treated as a #street# for the purposes of the applicable #sign# regulations. #Signs#, except for the plaque required by Section 37-751, are permitted only as #accessory# to #uses# permitted within the #public plaza# and #uses# adjoining the #public plaza#, and are otherwise regulated by the applicable district regulations set forth in Section 32-60 (SIGN REGULATIONS).

#Signs accessory# to the #building# or tenants of retail spaces fronting on the #public plaza# are permitted within the #public plaza# area, provided that:

- (a) no more than three such #signs# are provided within the #public plaza#, but in no event shall more than one of these #signs# be freestanding, as described in paragraph (c) of this Section;
- (b) all such #signs# shall be non-illuminated;
- (c) such #signs# shall contain only the building or establishment name and address;
- (d) any #signs# affixed to the building walls may not exceed two feet square in size;
- (e) any freestanding #signs# shall not exceed two feet in horizontal dimension and, if associated with a #building# used for office uses, may contain the names of principal building tenants in addition to the content permitted, as described in this Section, and shall also contain the public space symbol as described in Section 37-751 and the words "Open to Public" in lettering at least two inches in height; and
- (f) any #sign# located on permitted canopies or awnings within the #public plaza# shall contain only the building or establishment name and must not exceed a height of one foot.

A #public plaza# shall be treated as a #street# for the purposes of the applicable #sign# regulations. #Signs#, except for the plaque required by Section 37-751, are permitted only as #accessory# to #uses# permitted within the #public plaza# and #uses# adjoining the #public plaza#, and are otherwise regulated by the applicable district regulations set forth in Section 32-60 (SIGN REGULATIONS), except as provided below:

- (a) each establishment fronting on the #public plaza# shall be permitted to have not more than one #sign# affixed to the building wall fronting on the #public plaza#;
- (b) all #signs# shall be non-illuminated#;
- (c) all #signs# shall contain only the building or establishment name and address;
- (d) all #signs accessory# to retail #uses# affixed to building walls may not exceed four square feet in size;
- (e) all #accessory signs# located within the #public

plaza#, including structures to which the signs are affixed, shall not be higher than three feet above the level of the adjoining public access area. Such #signs# shall not exceed an area of two square feet. In addition, no portion of such sign facing the #street# shall exceed a width of 16 inches, except for corner #public plazas#, this limitation shall apply on only one #street# frontage. If such #sign# is associated with a #building# used for office uses, such #sign# shall contain only the names of principal building tenants and shall also contain the public space symbol as described in Section 37-751 and the words "Open to Public" in lettering at least two inches in height; and

- (f) all #signs# located on permitted canopies or awnings within the #public plaza# shall contain only the building or establishment name and shall not exceed a height of one foot.

**37-76**

**Mandatory Allocation of Frontages for Permitted Uses**

At least 50 percent of the total frontage of all new building walls of the #development# fronting on a #public plaza#, or fronting on an #arcade# adjoining a #public plaza#, exclusive of such frontage occupied by building lobbies and frontage used for subway access, shall be allocated for occupancy at the ground floor level by retail or service establishments permitted by the applicable district regulations but not including uses in Use Groups 6B, 6E, 7C, 8C, 9B, 10B, 11 and 12D, or banks, automobile showrooms or plumbing, heating or ventilating equipment showrooms. In addition, libraries, museums and art galleries shall be permitted. All such #uses# shall:

- (1) be directly accessible from the major portion of the #public plaza#, an adjoining #arcade#, or a #street# frontage shared by the retail establishment and the #public plaza#;
- (2) Such retail spaces shall have a minimum depth of 15 feet, measured perpendicular to the wall adjoining the #public plaza#; and
- (3) occupy such frontage for the life of the increased #floor area# of the bonused #development#.

The remaining frontage may be occupied by other #uses#, lobby entrances or vertical circulation elements, in accordance with the district regulations.

~~Principal entrances to #buildings#~~ A public entrance to the principal use of the #building# associated with the #public plaza# shall be located within 10 feet of the major portion of the #public plaza#. Frontage on the #public plaza# that is occupied by a building entrance or lobby shall not exceed 60 feet or 40 percent of the total aggregate frontage of the #development's# new building walls on the major and minor portions of the #public plaza#, whichever is less, but in no case shall building entrances or lobbies occupy less than 20 feet of frontage on the #public plaza#.

The building frontage All new building walls fronting on the major and minor portions of the #public plaza# shall be treated with clear, untinted transparent material for 50 percent of its surface area below 14 feet above the #public plaza# level, or the ceiling level of the ground floor of the #building#, whichever is lower. Any non-transparent area fronting on the major or minor portion of a #public plaza# shall be treated with a decorative element or material or shall be planted to a minimum height of 15 feet above the #public plaza#.

**37-77**

**Maintenance**

- (a) The building owner shall be responsible for the maintenance of the #public plaza# including, but not limited to, the location of permitted obstructions pursuant to Section 37-726, litter control, management of pigeons and rodents, maintenance of required lighting levels, and the care and replacement of furnishings and vegetation within the #zoning lot# and in the #street# sidewalk area adjacent to the #zoning lot#.
- (b) Kiosks and open air cafes #developed# in accordance with the provisions of Section 37-73 shall be located within areas designated on building plans as available for occupancy by such #uses# and no encroachment by a kiosk or open air cafe outside an area so designated shall be permitted.
- (e) Performance bond

Prior to obtaining any certificate of occupancy from the Department of Buildings, the building owner shall post with the Comptroller of the City of New York, a performance bond, City securities or fixed income securities, at the Comptroller's discretion, to ensure the mandatory tree planting, moveable seating exclusive of any seating for open air cafes, and the litter free maintenance of the #public plaza# including the replacement of such trees and moveable furniture during the life of the #development#.

In the event of a failure in the required performance, the Chairperson of the City Planning Commission shall notify the building owner in writing of such failure and shall stipulate the period of time in which the building owner has to correct the failure. If the failure is not corrected in the stipulated time, the Chairperson may declare the building owner in default in the required performance and the City may enforce the obligation by whatever means may be appropriate to the situation, including letting contracts for

doing any required planting, installation or maintenance and paying all labor, material and other costs connected with such work from the bond or City securities that the building owner is required to provide.

In the event that the City enforces the aforementioned obligation as provided for in this paragraph, (c), the building owner shall, within 90 days of such enforcement, provide the City with an additional bond or City securities in an amount not less than that which was expended to cure the default.

The value of the bond or City securities if tendered prior to January 1, 1998, shall be at a rate of \$750 per required tree, \$100 per moveable chair and \$200 per 1,000 square feet of #urban plaza# for litter removal, as set forth in this Section.

Effective January 1, 1980, and at five year intervals thereafter, the City Planning Commission shall establish new rates for the mandatory tree planting, moveable seating and litter free maintenance of the #public plaza#.

37-78 Compliance

- (a) Building permits

No foundation permit shall be issued by the Department of Buildings for any #development# or #enlargement# that includes a #public plaza#, nor shall any permit be issued by the Department of Buildings for any change to a #plaza#, #residential plaza# or #urban plaza# without certification by the Chairperson of the City Planning Commission of compliance with the provisions of Section 37-70 or Section 37-625, as applicable.

An application for such certification shall be filed with the Chairperson showing the plan of the #zoning lot#, a site plan indicating the area and dimensions of the proposed #public plaza# and the location of the proposed #development# or #enlargement# and all existing #buildings# temporarily or permanently occupying the #zoning lot#; computations of proposed #floor area#, including bonus #floor area#; and a detailed plan or plans prepared by a registered landscape architect, including but not limited to a furnishing plan, a planting plan, a signage plan, a lighting/photometric plan and sections and elevations, as necessary to demonstrate compliance with the provisions of Section 37-70 or Section 37-625, as applicable.

All plans for #public plazas# or other #publicly accessible open areas# that are the subject of a certification pursuant to Section 37-625 shall be filed and duly recorded in the Borough Office of the City Register of the City of New York, indexed against the property in the form of a legal instrument, in a form satisfactory to the Chairperson, providing notice of the certification of the #public plaza#, pursuant to this Section. Such filing and recording of such instrument shall be a precondition to certification. The recording information shall be included on the certificate of occupancy for any #building#, or portion thereof, on the #zoning lot# issued after the recording date. No temporary or final certificate of occupancy shall be issued for any bonus #floor area# generated by a #public plaza# unless and until the #public plaza# has been substantially completed in accordance with the approved plans, as verified by the Department of City Planning and certified to the Department of Buildings.

Notwithstanding any of the provisions of Section 11-33 (Building Permits for Minor or Major Development or Other Construction Issued Before Effective Date of Amendment), any #residential plaza# or #urban plaza# for which a certification was granted pursuant to Article II, Chapter 3, or Article III, Chapter 7, between June 4, 2005 and June 4, 2007, and any #urban plaza# for which a certification was granted prior to (effective date of amendment) may be #developed# in accordance with the regulations in effect on the date of such certification.

- (b) Periodic compliance reporting

No later than June 30 of the year, beginning in the third calendar year following the calendar year in which certification was made and at three year intervals thereafter, the Director of the Department of City Planning and the affected Community Board shall be provided with a report regarding compliance of the #public plaza# #publicly accessible open area# with the regulations of Section 37-70 or Section 37-625, as applicable, as of a date of inspection which shall be no earlier than May 15 of the year in which the report is filed. Such report shall be provided by a registered architect, landscape architect or professional engineer, in a format acceptable to the Director and shall include, without limitation:

- (1) a copy of the original #public plaza# or design change certification letter, and if applicable, any approval letter pertaining to any other authorization or certification pursuant to this Chapter;
- (2) a statement that the #public plaza#

#publicly accessible open area# has been inspected by such registered architect, landscape architect or professional engineer and that the #public plaza# such open area is in full compliance with the regulations under which the #public plaza# it was approved as well as the approved plans pertaining to such #public plaza# open area and, if applicable, the requirements of any other authorization or certification pursuant to this Chapter, or non-compliance with such regulations and plans;

- (3) an inventory list of amenities required under the regulations under which the #public plaza# #publicly accessible open area# was approved and the approved plans pertaining to such #public plaza# open area and, if applicable, the requirements of any other authorization or certification pursuant to Section 37-70, together with an identification of any amenity on such inventory list for which inspection did not show compliance, including whether such amenities are in working order, and a description of the non-compliance;

- (4) photographs documenting the condition of the #public plaza# #publicly accessible open area# at the time of inspection, sufficient to indicate the presence or absence, either full or partial, of the amenities on the inventory list of amenities.

The report submitted to the Director of the Department of City Planning shall be accompanied by documentation demonstrating that such report has also been provided to the affected Community Board.

Compliance reporting pursuant to this paragraph, (b), shall be a condition of all certifications granted pursuant to Section 37-70.

- (c) Compliance reports at time of application

In a new certification or authorization for involving an existing #public plaza#, #publicly accessible open area# where such #public plaza# was the subject of a previously granted certification or authorization granted pursuant to Section 37-70, the applicant shall provide include a compliance report in the format required under paragraph (b) of this Section, based upon an inspection of the #public plaza# #publicly accessible open area# by a registered architect, landscape architect or professional engineer conducted no more than 45 days prior to the filing of such application.

The following conditions may constitute grounds to disapprove the application for certification or authorization:

- (1) such report shows non-compliance with the regulations under which the #public plaza# #publicly accessible open area# was approved, conditions or restrictions of a previously granted certification or authorization, or with the approved plans pertaining to such #public plaza# #publicly accessible open area#; or
- (2) the #public plaza# #publicly accessible open area# has been the subject of one or more enforcement proceedings for which there have been final adjudications of a violation with respect to any of the foregoing.

In the case of a certification, the Chairperson, or in the case of an authorization, the Commission, may, in lieu of disapproval, accept a compliance plan for the #public plaza# #publicly accessible open area#, which plan shall set forth the means by which future compliance will be ensured.

- (d) Failure to comply

Failure to comply with a condition or restriction in an authorization or certification granted pursuant to Section 37-70 or with approved plans related thereto, or failure to submit a required compliance report shall constitute a violation of this Resolution and may constitute the basis for denial or revocation

of a building permit or certificate of occupancy, or for a revocation or such authorization or certification, and for all other applicable remedies.

\* \* \*

BOROUGH OF QUEENS No. 6 GRACE ASPHALT PLANT

CD 7 C 090366 PCQ IN THE MATTER OF an application submitted by the Department of Transportation and the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter, for the site selection and acquisition of property located at 130-31 Northern Boulevard (Block 1791, Lots 52, 68 and 72) , for use as an asphalt plant.

YVETTE V. GRUEL, Calendar Officer City Planning Commission

22 Reade Street, Room 2E New York, New York 10007 Telephone (212) 720-3370

a9-22

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, April 23, 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.

a16-22

LABOR RELATIONS

DEFERRED COMPENSATION PLAN

NOTICE

The New York City Deferred Compensation Plan Board will hold its monthly meeting on Thursday, April 16, 2009 from 10:00 A.M. to 1:00 P.M. The meeting will be held at 40 Rector Street, 3rd Floor, NYC.

a14-16

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, April 21, 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.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF QUEENS 09-7269- Block 133, lot 60-39-87 48th Street - Sunnyside Gardens Historic District A brick rowhouse with Colonial Revival style details designed by Clarence Stein, Henry Wright and Frederick Ackerman and built in 1927. Application is to install a fence.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF QUEENS 08-8128- Block 182, lot 79-39-02 44th Street - Sunnyside Gardens Historic District A brick rowhouse with Colonial Revival style details designed by Clarence Stein, Henry Wright and Frederick Ackerman and built in 1927. Application is to install a curb cut and parking pad.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF BROOKLYN 09-6415- Block 154, lot 17-372 Fulton Street - Gage & Tollner Restaurant, Interior Landmark - Individual Landmark A late-Italianate style townhouse with restaurant, built circa 1870. Application is to modify interior features.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF BROOKLYN 09-7473- Block 1977, lot 22-474 Waverly Place - Clinton Hill Historic District A neo-Grec style rowhouse designed by Robert Dixon and built in 1888. Application is to construct a rooftop addition. Zoned R68.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF BROOKLYN 09-6846- Block 230, lot 15-112 Hicks Street - Brooklyn Heights Historic District An eclectic style rowhouse built between 1880-1899. Application is to construct a rear yard addition. Zoned R6, LH-1.

ADVISORY REPORT BOROUGH OF MANHATTAN 09-7352- Block 7777, lot 77- Canal Street and Broadway - SoHo-Cast Iron Historic District and Tribeca East Historic District A commercial thoroughfare first laid out as a canal in 1805 and filled in as a road bed circa 1815. Application is to install flood mitigation measures.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF MANHATTAN 09-4742- Block 591, lot 48-82 Christopher Street - Greenwich Village Historic District An apartment building built in 1892. Application is to legalize the installation of a bracket sign installed without Landmarks Preservation Commission permits and to install a second bracket sign.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF MANHATTAN 08-5152- Block 612, lot 7504-15 Charles Street - Greenwich Village Historic District An apartment house built in 1961. Application is to legalize the installation of a storefront in non-compliance with CofA 06-7239.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF MANHATTAN 09-5670 - Block 611, lot 8-247 West 4th Street - Greenwich Village Historic District A Federal style rowhouse built in 1828. Application is to excavate the rear yard, to construct a rear yard addition, and modify an existing rooftop addition. Zoned R6.

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  
09-2361- Block, 7777 lot 777 - 97-99 7th Avenue South - Greenwich Village Historic District  
A converted garage building built in 1919. Application is to modify a fence installed without Landmarks Preservation Commission permits.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-7506- Block 849, lot 7505-141 Fifth Avenue - Ladies' Mile Historic District  
A Beaux-Arts style loft building designed by Robert Maynicke and built circa 1896-1900. Application is to install storefront infill.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-7580 - Block 823, Lot 4-682 6th Avenue - Ladies' Mile Historic District  
A neo-Renaissance style store and loft building designed by Stephenson & Greene and built in 1897. Application is to install storefront infill.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 08-3540 - Block 875, lot 18-34 Gramercy Park - Gramercy Park Historic District  
A Queen Anne style apartment house designed by George W. Da Cunha and built in 1882-1883. Application is to install pigeon netting.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-7587- Block 1121, lot 25-15 West 68th Street- Upper West Side/Central Park West Historic District  
A Beaux Arts style rowhouse designed by Buchman & Fox and built in 1909 -10. Application is to modify a window opening to accommodate an at-grade entrance.

MODIFICATION OF USE AND BULK  
BOROUGH OF MANHATTAN 09-3804 - Block 1121, lot 25-15 West 68th Street - Upper West Side/Central Park West Historic District  
A Beaux Arts style rowhouse designed by Buchman & Fox and built in 1909-10. Application is to request that the Landmarks Preservation Commission issue a report to the City Planning Commission relating to an application for a Modification of Use pursuant to Section 74-711 of the Zoning Resolution. Zoned R8B.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-7914 - Block 1119, lot 36-2 West 67th Street, aka 70 Central Park West- Upper West Side/Central Park West Historic District  
A neo-Renaissance style studio building designed by Rich & Mathesius and built in 1919. Application is to replace windows.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-7345 - Block 1141, lot 15-154 West 70th Street - Upper West Side/Central Park West Historic District  
A neo-Renaissance style apartment building designed by Robert Maynicke, and built in 1899-1900. Application is to modify the ground floor, replace windows, and construct elevator and mechanical bulkheads.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 08-8278 - Block 1205, lot 29-315 Central Park West - Upper West Side/Central Park West Historic District  
A neo-Renaissance style apartment building designed by Schwartz and Gross and built in 1912-13. Application is to construct a barrier-free access ramp.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-7059 - Block 1217, lot 141 118 West 87th Street - Upper West Side Historic District  
A Queen Anne style rowhouse designed by John G. Prague and built in 1887-88. Application is to legalize the installation of security cameras without Landmarks Preservation Commission permits, and a light fixture installed in non-compliance with PMW 08-5565.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-6640 - Block 1202, lot 41-22 West 89th Street - Upper West Side/Central Park West Historic District  
A Renaissance Revival style rowhouse designed by Gilbert A. Schellenger and built in 1894. Application is to construct a rear yard addition and relocate a window. Zoned R7-2.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-6528 - Block 1380, lot 69-4 East 66th Street - Upper East Side Historic District  
A neo-Italian Renaissance style apartment building designed by J.E.R. Carpenter and built in 1919-20. Application is to modify and create new window openings and install windows and balconies.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-0998 Block 1402, lot 1-651-657 - Park Avenue, aka 101-109 East 67th Street, 102-108 East 68th Street - Upper East Side Historic District  
A neo-Federal style apartment building designed by J.E.R. Carpenter and built in 1923. Application is to construct a rooftop addition. Zoned R10.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-5983 - Block 1404, lot 9-117-119 East 69th Street - Upper East Side Historic District  
A neo-Georgian style townhouse designed by Julius F.

Gaynor and built in 1928-29. Application is to modify the rear facade.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-7773 - Block 1410, lot 69-829 Park Avenue - Upper East Side Historic District  
A neo-Classical style apartment building designed by Pickering & Walker and built in 1910-11. Application is to install tree-pits with metal bollards.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-7911 - Block 1504, lot 44-66 East 93rd Street - Carnegie Hill Historic District  
A Queen Anne style rowhouse designed by A.B. Ogden & Son and built in 1890-91. Application is to alter the areaway, install a barrier-free access lift, and construct a rooftop bulkhead.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 08-2731 - Block 2059, lot 156-466 West 145th Street - Hamilton Heights Historic District Extension  
A Renaissance Revival style rowhouse designed by G. A. Schellenger and built in 1896. Application is to alter the areaway and install a barrier-free access chair lift.

a8-21

## TRANSPORTATION

### PUBLIC HEARINGS

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, April 29, 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 Mr. and Mrs. S. Graham to continue to maintain and use a stoop and a fenced-in area on the south sidewalk of East 78th Street, west of Madison Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years 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:

From the Approval Date to June 30, 2018 - \$25/annum

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

#2 In the matter of a proposed revocable consent authorizing The New York and Presbyterian Hospitals, Inc. to continue to maintain and use a tunnel under and across Fort Washington Avenue, south of West 168th Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years 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 - \$15,057  
For the period July 1, 2009 to June 30, 2010 - \$15,496  
For the period July 1, 2010 to June 30, 2011 - \$15,935  
For the period July 1, 2011 to June 30, 2012 - \$16,374  
For the period July 1, 2012 to June 30, 2013 - \$16,813  
For the period July 1, 2013 to June 30, 2014 - \$17,252  
For the period July 1, 2014 to June 30, 2015 - \$17,691  
For the period July 1, 2015 to June 30, 2016 - \$18,130  
For the period July 1, 2016 to June 30, 2017 - \$18,569  
For the period July 1, 2017 to June 30, 2018 - \$19,008

the maintenance of a security deposit in the sum of \$19,000, 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 The Trustees of Columbia University in the City of New York to continue to maintain and use three transformer vaults and a conduit, together with a manhole, under the south sidewalk of West 120th Street, east of Broadway, in the Borough of Manhattan. 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 - \$20,058  
For the period July 1, 2010 to June 30, 2011 - \$20,642  
For the period July 1, 2011 to June 30, 2012 - \$21,226  
For the period July 1, 2012 to June 30, 2013 - \$21,810  
For the period July 1, 2013 to June 30, 2014 - \$22,394  
For the period July 1, 2014 to June 30, 2015 - \$22,978  
For the period July 1, 2015 to June 30, 2016 - \$23,562  
For the period July 1, 2016 to June 30, 2017 - \$24,146  
For the period July 1, 2017 to June 30, 2018 - \$24,730  
For the period July 1, 2018 to June 30, 2019 - \$25,314

the maintenance of a security deposit in the sum of \$25,400, 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.

#4 In the matter of a proposed revocable consent authorizing Sprint Communications Company L.P. to continue to maintain and use conduits in West 15th Street, West 16th Street, Eighth Avenue and Ninth Avenue, and cables in the existing facilities of the Empire City Subway Company (Limited), in the Borough of Manhattan. 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 - \$150,319  
For the period July 1, 2010 to June 30, 2011 - \$154,697  
For the period July 1, 2011 to June 30, 2012 - \$159,075  
For the period July 1, 2012 to June 30, 2013 - \$163,453  
For the period July 1, 2013 to June 30, 2014 - \$167,831  
For the period July 1, 2014 to June 30, 2015 - \$172,209  
For the period July 1, 2015 to June 30, 2016 - \$176,587  
For the period July 1, 2016 to June 30, 2017 - \$180,965  
For the period July 1, 2017 to June 30, 2018 - \$185,343  
For the period July 1, 2018 to June 30, 2019 - \$189,721

the maintenance of a security deposit in the sum of \$189,800, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

#5 In the matter of a proposed revocable consent authorizing Grand Millennium Condominium to continue to maintain and use an electrical conduit under and along the west sidewalk of Broadway, south of West 67th Street, and under and along the south sidewalk of West 67th Street, west of Broadway, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years 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 - \$2,761  
For the period July 1, 2009 to June 30, 2010 - \$2,841  
For the period July 1, 2010 to June 30, 2011 - \$2,921  
For the period July 1, 2011 to June 30, 2012 - \$3,001  
For the period July 1, 2012 to June 30, 2013 - \$3,081  
For the period July 1, 2013 to June 30, 2014 - \$3,161  
For the period July 1, 2014 to June 30, 2015 - \$3,241  
For the period July 1, 2015 to June 30, 2016 - \$3,321  
For the period July 1, 2016 to June 30, 2017 - \$3,401  
For the period July 1, 2017 to June 30, 2018 - \$3,481

the maintenance of a security deposit in the sum of \$3,500, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

#6 In the matter of a proposed revocable consent authorizing New York University to continue to maintain and use a conduit under and across Stuyvesant Street, north of East 9th Street, a conduit under and across Cooper Square, north of East 4th Street, and cables in the existing facilities of the Empire City Subway Company (Limited), in the Borough of Manhattan. 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 - \$15,643  
For the period July 1, 2010 to June 30, 2011 - \$16,099  
For the period July 1, 2011 to June 30, 2012 - \$16,655  
For the period July 1, 2012 to June 30, 2013 - \$17,011  
For the period July 1, 2013 to June 30, 2014 - \$17,467  
For the period July 1, 2014 to June 30, 2015 - \$17,923  
For the period July 1, 2015 to June 30, 2016 - \$18,379  
For the period July 1, 2016 to June 30, 2017 - \$18,835  
For the period July 1, 2017 to June 30, 2018 - \$19,291  
For the period July 1, 2018 to June 30, 2019 - \$19,747

the maintenance of a security deposit in the sum of \$15,200, 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.

#7 In the matter of a proposed modification revocable consent authorizing New York University to construct, maintain and use the additional conduits under and across Washington Place, west of Mercer Street, under and across Mercer Street, north of Washington Place, and under and across Washington Place, east of Mercer Street, in the Borough of Manhattan. The proposed modification revocable consent is for the period from the Date of Approval by the Mayor to June 30, 2009 is increased by \$10,059 per annum and thereafter annual compensation shall be based on the following schedule:

For the period July 1, 2009 to June 30, 2010 - \$35,601

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.

a9-29

## YOUTH AND COMMUNITY DEVELOPMENT

### PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Wednesday, April 29, 2009, 156 William Street 2nd Floor Auditorium, Borough of Manhattan, commencing at 2:00 P.M on the following:

IN THE MATTER of the proposed contracts between the Department of Youth and Community Development and the Contractor listed below to provide Runaway Homeless Youth Services for vulnerable young people. The Contractor's PIN number and contract amount is indicated below. The contract term shall be from July 1, 2008 to June 30, 2009 with no option to renew.

#### Contractor/Address

1 SCO Family of Services  
1 Alexander Place, Glen Cove, New York 11542

PIN# 26009009287G

Amount \$287,964

2 SCO Family of Services  
1 Alexander Place, Glen Cove, New York 11542

**PIN#** 26009009288G **Amount** \$313,101

The proposed contractor is being funded by City Council Discretionary Funds, pursuant to Section 1-02(e) of the Procurement Policy Board Rules.

A Draft of the contract may be inspected at the Department of Youth and Community Development, Office of the ACCO, 156 William Street, 2nd Floor, New York, NY 10038, on business days, from April 16, 2009 to April 29, 2009, excluding Holidays, from 9:00 A.M. to 5:00 P.M.

Anyone who wishes to speak at the public hearing should request to do so in writing. The written request must be received by the Agency within 5 business days after publication of this notice. Written request to speak should be sent to Mr. Vincent Perneti, Deputy Agency Chief Contracting Officer, 156 William Street, 2nd Floor, New York, NY 10038, [vperneti@dycd.nyc.gov](mailto:vperneti@dycd.nyc.gov). If the Department of Youth and Community Development receives no written requests to speak within the prescribed time, the Department reserves the right not to conduct the public hearing.

**IN THE MATTER** of the proposed contract between the Department of Youth and Community Development and the Contractor listed below to provide Immigration legal services to indigent New York City residents, all of whom will receive individualized legal consultations. The Contractor's PIN number and contract amount is indicated below. The contract term shall be from July 1, 2008 to June 30, 2009 with no option to renew.

**Contractor/Address**

Catholic Charities Community Service, Archdiocese of NY  
1011 First Avenue, New York, NY 10022

**PIN#** 26009039050G **Amount** \$149,000

The proposed contractor is being funded by City Council Discretionary Funds, pursuant to Section 1-02(e) of the Procurement Policy Board Rules.

A Draft of the contract may be inspected at the Department of Youth and Community Development, Office of the ACCO, 156 William Street, 2nd Floor, New York, NY 10038, on business days, from April 16, 2009 to April 29, 2009, excluding Holidays, from 9:00 A.M. to 5:00 P.M.

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**IN THE MATTER** of the proposed contract between the Department of Youth and Community Development and the Contractor listed below to support the Young Heroes program, which creates a resource bank of community based and youth development organizations to encourage partnership with schools. The Contractor's PIN number and contract amount is indicated below. The contract term shall be from July 1, 2008 to June 30, 2009 with no option to renew.

**Contractor/Address**

City Year, Inc.  
20 West 22nd Street, New York, NY 10010

**PIN#** 26009032379G **Amount** \$213,500

The proposed contractor is being funded by City Council Discretionary Funds, pursuant to Section 1-02(e) of the Procurement Policy Board Rules.

A Draft of the contract may be inspected at the Department of Youth and Community Development, Office of the ACCO, 156 William Street, 2nd Floor, New York, NY 10038, on business days, from April 16, 2009 to April 29, 2009, excluding Holidays, from 9:00 A.M. to 5:00 P.M.

Anyone who wishes to speak at the public hearing should request to do so in writing. The written request must be received by the Agency within 5 business days after publication of this notice. Written request to speak should be sent to Mr. Vincent Perneti, Deputy Agency Chief Contracting Officer, 156 William Street, 2nd Floor, New York, NY 10038, [vperneti@dycd.nyc.gov](mailto:vperneti@dycd.nyc.gov). If the Department of Youth and Community Development receives no written requests to speak within the prescribed time, the Department reserves the right not to conduct the public hearing.

## COURT NOTICES

### SUPREME COURT

#### NOTICE

#### QUEENS COUNTY IA PART 8 NOTICE OF PETITION

#### INDEX NUMBER 8655/09

In the Matter of the Application of THE CITY OF NEW YORK, relative to acquiring title in fee to certain real property where not heretofore acquired for the same purpose located along

**BEACH 43rd STREET**  
from Beach Channel Drive to Conch Basin Bulkhead; and

**BEACH 44th STREET**  
from Beach Channel Drive to Conch Road; and

**BEACH 45th STREET**  
from Beach Channel Drive to Norton Avenue; and

**CONCH DRIVE**  
from Beach 43rd Street to Norton Basin Bulkhead; and

**NORTON AVENUE**  
from Beach 45th Street to Beach 43rd Street; and

**EDGEMERE DRIVE**  
from Beach 44th Street to Beach 43rd Street; and

**HANTZ ROAD**  
from Beach 45th Street to Beach 44th Street; and

**CONCH ROAD**  
from Beach 43rd Street to Beach 44th Street

in the Borough of Queens, City and State of New York.

**PLEASE TAKE NOTICE** that the Corporation Counsel of the City of New York intends to make application to the Supreme Court of the State of New York, Queens County, IA Part 8, for certain relief.

The application will be made at the following time and place: At 88-11 Sutphin Blvd., Jamaica, in the Borough of Queens, City and State of New York, on May 8, 2009 at 10:00 A.M., or as soon thereafter as counsel can be heard.

The application is for an order:

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

The City of New York, in this proceeding, intends to acquire title in fee simple absolute to certain real property where not heretofore acquired for the same purpose, for the DEPARTMENT OF DESIGN AND CONSTRUCTION and the DEPARTMENT OF TRANSPORTATION in the Borough of Queens City and State of New York.

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

#### PART 1

Beginning at a point on the northerly line of Beach Channel Drive (75 feet wide) extended easterly, said point being 4.00 feet distant easterly from the corner formed by the intersection of the northerly line of Beach Channel Drive and the westerly line of Beach 45th Street (50 feet wide) as said streets are shown on Alteration Map No. 4929 and on Acquisition and Damage Map No. 5944, dated April 9, 2007

- Running thence northerly along a line through the bed of Beach 45th Street, for 887.71 feet to a point;
- Running thence westerly and deflecting to the left 90 degrees 00 minutes 00 seconds from the last-mentioned course, for 4.00 feet to a point on the westerly line of Beach 45th Street;
- Running thence northerly along the westerly line of Beach 45th Street and deflecting to the right 90 degrees 00 minutes 00 seconds from the last-mentioned course, for 164.09 feet to a point on the westerly line of Beach 45th Street;
- Running easterly along a line through the bed of Beach 45th Street and deflecting to the right 90 degrees 00 minutes 00 seconds from the last-mentioned course, for 5.48 feet to a point;
- Running thence northerly along a line through the bed of Beach 45th Street and deflecting to the left 90 degrees 00 minutes 00 seconds from the last-mentioned course, for 33.20 feet to a point;
- Running thence westerly along a line through the bed of Beach 45th Street and deflecting to the left 90 degrees 00 minutes 00 seconds from the last-mentioned course, for 5.48 feet to a point on the westerly line of Beach 45th Street;
- Running thence northerly along the westerly line of Beach 45th Street and deflecting to the right 90 degrees 00 minutes 00 seconds from the last-mentioned course, for 79.61 feet to a point of curvature;
- Running thence easterly through the bed of Norton Avenue and along a curve bearing to the right with a radius of 20.00 feet and a central angle of 90 degrees 00 minutes 00 seconds, an arc distance of 31.42 feet to a point of tangency in the bed of Norton Avenue;
- Running thence easterly along a line through the bed of Norton Avenue, for 21.54 feet to a point in the bed of Beach 44th Street (60 feet wide);
- Running thence southerly along a line through the bed of Beach 44th Street, deflecting to the right 90 degrees 00 minutes 00 seconds from the last mentioned course, for 50.00 feet to a point in the bed of Beach 44th Street;
- Running thence westerly along a line through the bed of Norton Avenue, deflecting to the right 90

- degrees 00 minutes 00 seconds from the last mentioned course, for 131.54 feet to a point of curvature;
- Running thence southerly through the bed of Norton Avenue and along a curve bearing to the left with a radius of 54.50 feet and a central angle of 90 degrees 00 minutes 00 second, an arc distance of 85.61 feet to a point of tangency in the bed of Beach 45th Street;
- Running thence southerly along a line through the bed of Beach 45th Street for 725.00 feet to a point on the northerly line of Hantz Road (50 feet wide) extended westerly;
- Running thence easterly along the northerly line of Hantz Road, deflecting to the left 90 degrees 00 minutes 00 seconds from the last mentioned course, for 189.54 feet to point in the bed of Beach 44th Street;
- Running thence southerly along a line through the bed of Beach 44th Street, deflecting to the right 90 degrees 00 minutes 00 seconds from the last mentioned course, for 50.00 feet to a point on the southerly line of Hantz Road extended easterly;
- Running thence westerly along said southerly line of Hantz Road extended westerly, deflecting to the right 90 degrees 00 minutes 00 seconds from the last mentioned course, for 189.54 feet to a point in the bed of Beach 45th Street;
- Running thence southerly along a line through the bed of Beach 45th Street, deflecting to the left 90 degrees 00 minutes 00 seconds from the last mentioned course, for 304.61 feet to a point on the northerly line of Beach Channel Drive;
- Running thence westerly along the northerly line of Beach Channel Drive, deflecting to the right 90 degrees 00 minutes 00 seconds from the last mentioned course, for 42.00 feet to the place and point of beginning.

#### PART 2

Beginning at a point on the northerly line of Beach Channel Drive (75 feet wide) extended easterly, said point being 9.00 feet distant easterly from the corner formed by the intersection of the northerly line Beach Channel Drive and the westerly line of Beach 44th Street (60 feet wide) as said streets are shown on Alteration Map No. 2929 and on Acquisition and Damage Map No. 5944, dated April 9, 2007.

- Running thence northerly along a line through the bed of Beach 44th Street, for 1134.61 feet to a point;
- Running thence westerly along a line through the bed of Beach 44th Street, and deflecting to the left 90 degrees 00 minutes 00 seconds from the last-mentioned course, for 4.00 feet to a point on the westerly line of Beach 45th Street;
- Running thence northerly along a line through the bed of Beach 44th Street and deflecting to the right 90 degrees 00 minutes 00 seconds from the last-mentioned course for 392.68 feet to a point of curvature;
- Running thence easterly through the bed of Beach 44th Street and along a curve bearing to the right with a radius of 20.00 feet and a central angle of 90 degrees 06 minutes 52.5 seconds, an arc distance of 31.74 feet to a point of tangency in the bed of Conch Road;
- Running thence easterly along a line through the bed of Conch Road, for 250.09 feet to a point on the westerly line of Beach 43rd Street (50 feet wide);
- Running thence southerly along the westerly line of Beach 43rd Street deflecting to the right 90 degrees 02 minutes 42.5 seconds from the last mentioned course, for 50.00 feet to a point;
- Running thence westerly along a line through the bed of Conch Road, deflecting to the right 89 degrees 57 minutes 17.5 seconds from the last mentioned course, for 164.87 feet to a point of curvature;
- Running thence southerly through the bed of Conch Road and along a curve bearing to the left with a radius of 55.00 feet and a central angle of 90 degrees 06 minutes 52.5 seconds, an arc distance of 86.50 feet to a point of tangency in the bed of Beach 44th Street;
- Running thence southerly along a line through the bed of Beach 44th Street for 257.51 feet to a point in the bed of Beach 44th Street;
- Running thence easterly along a line through the bed of Norton Avenue, deflecting to the left 90 degrees 00 minutes 00 seconds from the last mentioned course, for 219.12 feet to point on the westerly line of Beach 43rd Street;
- Running thence southerly along the westerly line of Beach 43rd Street, deflecting to the right 90 degrees 09 minutes 35 seconds from the last mentioned course, for 50.00 feet a point;
- Running thence westerly along a line through the bed of Norton Avenue, deflecting to the right 89 degrees 50 minutes 25 seconds from the last mentioned course, for 222.99 feet to a point in the bed of Beach 44th Street;
- Running thence southerly along a line through the bed of Beach 44th Street, deflecting to the left 90 degrees 00 minutes 00 seconds from the last mentioned course, for 382.82 feet to a point on the northerly line of Edgemere Drive (50 feet wide) extended westerly in the bed of Beach 44th Street;
- Running thence easterly along the northerly line of Edgemere Drive, deflecting to the left 90 degrees 00 minutes 00 seconds from the last mentioned course, for 221.93 feet to the corner formed by the intersection of the northerly line of Edgemere Drive with the westerly line of Beach 43rd Street;
- Running thence southerly along the westerly line of Beach 43rd Street, deflecting to the right 90 degrees 09 minutes 35 seconds from the last mentioned course, for 50.00 feet to the corner

- formed by the intersection of the southerly line of Edgemere Drive with the westerly line of Beach 43rd Street;
- No.16 Running thence westerly along the southerly line of Edgemere Drive extended westerly, deflecting to the right 89 degrees 50 minutes 25 seconds from the last mentioned course, for 221.79 feet to a point in the bed of Beach 44th Street;
  - No. 17 Running thence southerly along a line through the bed of Beach 44th Street, deflecting to the left 90 degrees 00 minutes 00 seconds from the last mentioned course, for 701.79 feet to a point on the northerly line of Beach Channel Drive;
  - No. 18 Running thence westerly along the northerly line of Beach Channel Drive, deflecting to the right 90 degrees 00 minutes 00 seconds from the last mentioned course, for 41.98 feet to the place and point of beginning.

PART 3

Beginning at the corner formed by the intersection of the northerly line of Beach Channel Drive (75 feet wide) with the westerly line of Beach 43rd Street (50 feet wide), as said streets are shown on Alteration Map No. 4929 and on Acquisition and Damage Map No. 5944, dated April 9, 2007.

- No. 1 Running thence northerly along said westerly line of Beach 43rd Street for 2071.91 feet to the intersection of the northerly terminus of Beach 43rd Street and the southerly U.S. Pierhead and Bulkhead Line of Conch Basin as shown on Alteration Map No. 4929;
- No. 2 Running thence northerly along said U.S. Pierhead and Bulkhead Line, deflecting to the right 45 degrees 13 minutes 06.7 seconds from the last mentioned course, for 7.04 feet to an angle point in the U.S. Pierhead and Bulkhead Line as shown on Alteration Map No. 4929;
- No. 3 Running thence northeasterly along said U.S. Pierhead and Bulkhead Line, deflecting to the right 21 degrees 15 minutes 19.5 seconds from the last mentioned course, for 49.08 feet to the intersection of the easterly line of Beach 43rd Street with the southerly U.S. Pierhead and Bulkhead Line of Conch Basin as shown on Alteration Map No. 4929;
- No. 4 Running thence southerly along the easterly line of Beach 43rd Street, deflecting to the right 113 degrees 31 minutes 33.8 seconds from the last mentioned course, for 84.65 feet to a point of curvature;
- No. 5 Running thence along a curve bearing to the left with a radius of 25.00 feet and a central angle of 90 degrees 00 minutes 00 seconds, an arc distance of 39.27 feet to a point of tangency on the northerly line of Conch Drive (50 feet wide);
- No. 6 Running thence easterly along said northerly line of Conch Drive for 70.00 feet to the intersection of easterly terminus of Conch Drive and the westerly New York City Bulkhead Line of Norton Basin as shown on Alteration Map No. 4929;
- No. 7 Running thence southerly along said New York City Bulkhead Line, deflecting to the right 90 degrees 00 minutes 00 seconds from the last mentioned course, for 50.00 feet to a point on the southerly line of Conch Drive;
- No. 8 Running thence westerly along the southerly line of Conch Drive, deflecting to the right 90 degrees 00 minutes 00 seconds from the last mentioned course, for 70.00 feet to a point of curvature;
- No. 9 Running thence along a curve bearing to the left with a radius of 25.00 feet and a central angle of 90 degrees 00 minutes 00 seconds, an arc distance of 39.27 feet to a point of tangency on the easterly line of Beach 43rd Street;
- No. 10 Running thence southerly along said easterly line of Beach 43rd Street for 1903.68 feet to a corner formed by the intersection of the northerly line of Beach Channel Drive with the easterly line of Beach 43rd Street as shown on Alteration Map No. 4949.
- No. 11 Thence westerly along a line, deflecting to the right 92 degrees 43 minutes 34 seconds from the last mentioned course, for 5.00 feet to a point;
- No. 12 Thence westerly along a line deflecting to the left 14 degrees 31 minutes 48 seconds from the last mentioned course, for 40.90 feet a point;
- No. 13 Thence westerly along a line, deflecting to the right 11 degrees 38 minutes 40 seconds from the last mentioned course, for 4.97 feet to the place and point of beginning.

The areas to be acquired are shown as Beach 43rd Street, Beach 44th Street, Beach 45th Street, Edgemere Drive, Conch Road, Conch Drive and Norton Avenue shown on Alteration Map No. 4929, certified by the City Planning Commission on August 18, 1997, and on Acquisition and Damage Map No. 5944 dated April 9, 2007.

The properties affected by this proceeding are located in Beach 43rd Street, Beach 44th Street, Beach 45th Street, Edgemere Drive, Conch Road, Conch Drive and Norton Avenue and Queens Tax Blocks 15960, 15961, 15962, 15963, 15964, 15965, 15966, 15967, and 15968 as shown on the Tax Map of the City of New York for the Borough and County of Queens as said Tax Map existed on March 10 & 16, 2006.

The property shall be acquired subject to encroachments, if any, of the structures, improvements and appurtenances standing or maintained partly upon the above described parcels and partly upon the lands and premises adjoining the same, as long as such encroachments shall stand.

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

**PLEASE TAKE FURTHER NOTICE THAT,** pursuant to EDPL § 402(B)(4), any party seeking to oppose the acquisition must interpose a verified answer, which must contain specific denial of each material allegation of the petition controverted by the opponent, or any statement of

new matter deemed by the opponent to be a defense to the proceeding. Pursuant to CPLR 403, said answer must be served upon the office of the Corporation Counsel at least seven (7) days before the date that the petition is noticed to be heard.

Dated: April 3, 2009, New York, New York  
**MICHAEL A. CARDOZO**  
 Corporation Counsel of the City of New York  
 100 Church Street, Room 5-217  
 New York, New York 10007  
 Tel. (212) 788-0424

SEE MAPS ON BACK PAGES

a13-28

## PROPERTY DISPOSITION

### CITYWIDE ADMINISTRATIVE SERVICES

#### DIVISION OF MUNICIPAL SUPPLY SERVICES

##### AUCTION

PUBLIC AUCTION SALE NUMBER 09001- U AND V

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 29, 2009 (SALE NUMBER 09001-V). 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, April 15, 2009 (SALE NUMBER 09001-U) 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.

a1-29

##### SALE BY SEALED BID

**SALE OF: 1 LOT OF UNCLEAR ALUMINUM/COPPER.**

S.P. #: 09018 DUE: April 23, 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.  
*DCAS, Division of Municipal Supply Services, 18th Floor Bid Room, Municipal Building, New York, NY 10007. For sales proposal contact Gladys Genoves-McCauley (718) 417-2156 for information.*

a10-23

### POLICE

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

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

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

#### INQUIRIES

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

#### FOR MOTOR VEHICLES

(All Boroughs):

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

#### FOR ALL OTHER PROPERTY

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

j1-d31

#### AUCTION

**PUBLIC AUCTION SALE NUMBER 1156**

NOTICE IS HEREBY GIVEN of a ONE (1) day public auction of unclaimed salvage vehicles, motorcycles, trucks, and vans. Inspection day is April 20, 2009 from 10:00 A.M. - 2:00 P.M.

Salvage vehicles, motorcycles, automobiles, trucks, and vans will be auctioned on April 21, 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.

a8-21

## PROCUREMENT

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

### ADMINISTRATION FOR CHILDREN'S SERVICES

#### AWARDS

##### Goods & Services

EXTRAORDINARY NEEDS FOSTER CARE – Renewal – PIN# 06803ENFC004 – AMT: \$4,987,648.00 – TO: Mercyfirst, 525 Convent Road, Syosset, NY 11791.  
 ● EXTRAORDINARY NEEDS FOSTER CARE – Renewal – PIN# 06802NCIB002 – AMT: \$9,061,937.00 – TO: SCO Family of Services St. Christopher-Ottilie, 1 Alexander Place, Glen Cove, NY 11542.

a16

### CITYWIDE ADMINISTRATIVE SERVICES

#### DIVISION OF MUNICIPAL SUPPLY SERVICES

##### SOLICITATIONS

##### Goods

ASPHALT PLANT REPAIR PTS. GENCOR CONVEYOR – Competitive Sealed Bids – PIN# 8570900601 – DUE 05-01-09 AT 10:30 A.M.  
 ● INFANT SWADDLER AND OBS KITS – Competitive Sealed Bids – PIN# 8570900372 – DUE 05-12-09 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.

a16

#### 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

**DESIGN & CONSTRUCTION**

**AWARDS**

Construction / Construction Services

**HW2CR08A, RESIDENT ENGINEERING INSPECTION SERVICES FOR CITYWIDE MILLING PROJECT INVOLVING GRINDING EXISTING ASPHALTIC CONCRETE WEARING COURSES, BROOKLYN AND STATEN ISLAND** – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 8502008HW0053P – AMT: \$875,507.00 – TO: Ammann and Whitney Consulting Eng., 96 Morton Street, New York, NY 10014.

a16

**AGENCY CHIEF CONTRACTING OFFICER**

**AWARDS**

Construction / Construction Services

**JATC, CONSULTANT FOR ARCHITECTURAL DESIGN AND SERVICES DURING CONSTRUCTION FOR JAMES A. THOMAS CENTER, RECONSTRUCTION PHASE II, RIKERS ISLAND** – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 8502008CR0017P – AMT: \$6,730,087.00 – TO: Karlesberger Architecture, P.C., 192 Lexington Avenue, 14th Floor, New York, NY 10016. ● **PW335EPS313, REQUIREMENTS CONTRACT FOR ENVIRONMENTAL SERVICES** – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 8502008RQ0032P – AMT: \$2,000,000.00 – TO: Weston Solutions of New York, Inc., 205 Campus Drive, Edison, NJ 08837.

a16

**ECONOMIC DEVELOPMENT CORPORATION**

**CONTRACTS**

**SOLICITATIONS**

Goods & Services

**CORRECTION: ADVERTISING SERVICES CONCESSION, MANHATTAN CRUISE TERMINAL RFP** – Request for Proposals – PIN# 35660001 – DUE 05-04-09 AT 4:00 P.M. – The City of New York (the “City”), acting through the New York City Department of Small Business Services (“DSBS”), is requesting proposals for a concession for advertising at the Manhattan Cruise Terminal located at Pier 88 and Pier 90 on the West Side of Manhattan in New York City. The Manhattan Cruise Terminal is a first-class cruise ship facility. The City wishes to enhance and fully capitalize on this facility’s popularity.

The concessionaire shall be responsible for the development and implementation of the advertising opportunities at the Manhattan Cruise Terminal. The scope of the advertising services at the Manhattan Cruise Terminal shall include, but not be limited to, developing and advertising marketing plan; conducting the physical design, construction, control, installation, and maintenance of the advertising signage; promoting, soliciting, negotiating and procuring contracts for advertising users; processing and collecting advertising sales revenues; and paying the City a concession fee that includes a minimum annual guarantee, as further described in the Request For Proposals (“RFP”).

The selected concessionaire will enter into a concession agreement with the City for a term of five (5) years, with one (1) renewal option, at the City’s sole discretion, for another five (5) years. The concession agreement will be terminable at will by the City upon twenty-five (25) days’ notice. The concession agreement shall be administered by the New York City Economic Development Corporation (“NYCEDC”) who shall act as the City’s representative for all purposes with respect to this RFP and the concession agreement.

The concessionaire shall be selected on the basis of factors stated in the RFP which are: the proposed concession fee; the overall experience of proposer and overall quality of proposal; and the marketing strategy and approach to advertising sales revenues.

Additional information on the cruise industry and NYCruise including location map, 2009 NYCruise Schedule, and cruise demographics are located in the attachments to the RFP.

Companies who have been certified with the New York City Small Business Services as Minority and Women Owned Business Enterprises (“M/WBE”) are strongly encouraged to apply. To find out more about M/WBE certification, please call 311 or go to www.nyc.gov/getcertified.

The RFP is available for in-person pick-up between 9:30 A.M. and 4:30 P.M., Monday through Friday.

Respondents may submit questions and/or requests for clarifications to NYCEDC no later than 4:00 P.M. on

Tuesday, April 14, 2009. Questions regarding the subject matter of this RFP may be asked at the pre-proposal meeting or must be submitted in writing to the Project Manager, Jennifer Wertz, either at the following NYCEDC mailing address: NYCEDC, 110 William Street, 6th Floor, New York, NY 10038, or via e-mail: cruiseadvertisingMCT@nycdec.com. For all questions that do not pertain to the subject matter of this RFP please contact NYCEDC’s Contracts Hotline at (212) 312-3969.

Answers to all questions/requests for clarifications will be available for in-person pick-up from NYCEDC at 110 William Street, 6th Floor, New York, NY (between Fulton Street and John Street) and will be posted, to NYCEDC’s website at www.nycdec.com/RFP by Monday, April 20, 2009. Any proposer may request a printed copy by sending a written request to the Project Manager at the above address.

To download a copy of the solicitation documents please visit www.nycdec.com/RFP. Proposals in response to this RFP are due no later than 4:00 P.M., except as provided for in Section 1-13(j)(2)(i) of the Concession Rules on Monday, May 4, 2009. Proposers shall submit six (6) sets of the proposal (including six sets of all required attachments) and should submit one (1) electronic version of the proposal to: NYCEDC, 110 William Street, 6th Floor, New York, NY 10038, attention: Maryann Catalano, Senior Vice President.

**PRE-PROPOSAL MEETING AND SITE TOUR**

There will be a pre-proposal meeting and site tour at the Manhattan Cruise Terminal, (entrance located at 711 12th Avenue (55th Street and 12th Avenue), New York, NY 10019), that will be held at 11:00 A.M. on Tuesday, April 7, 2009. The pre-proposal meeting and site tour will start at the main entrance lobby area of Pier 88. If you are considering responding to this RFP, please make every attempt to attend this recommended pre-proposal meeting and site tour.

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.

*Economic Development Corp., 110 William Street, 6th Floor New York, NY 10038. Maryann Catalano (212) 312-3969 cruiseadvertisingMCT@nycdec.com*

a3-16

**EDUCATION**

**DIVISION OF CONTRACTS AND PURCHASING**

**SOLICITATIONS**

Human / Client Service

**CORRECTION: SYSTEM-WIDE PROGRAM EVALUATION SERVICES** – Competitive Sealed Bids – PIN# R0694040 – DUE 05-05-09 AT 5:00 P.M. – **CORRECTION:** The New York City Department of Education (NYCDOE) on behalf of the Research and Policy Support Group seeks proposals from both qualified individuals and organizations experienced in providing professional development consultant services to teachers/administrators and instructional specialists engaged in Evaluation Services: - System-Wide Program Evaluation Services The goal of this PQS is to enable central offices, instructional leaders and instructional learning organizations to develop cohesive and consistent programs that address the needs of evaluating the success of programs and services provided to the New York City school system. The services to be performed by the selected contractor(s) will be determined by the schools, districts, school support organizations and various DOE central and field offices. This solicitation is open indefinitely, however, to ensure that services are available for the 2009-2010 school year, you must submit your company’s proposal no later than: May 5th, 2009 at 5:00 P.M. To download, please go to <https://vendorhotline.nycenet.edu>. If you cannot download this PQS, send an e-mail to [xcerda@schools.nyc.gov](mailto:xcerda@schools.nyc.gov) with your company’s name, address, phone, fax, and e-mail address.

There was a pre-proposal conference on: Tuesday, April 14th, 2009, from 1:00 P.M. - 2:30 P.M., at 65 Court Street, 17th Floor, Conference Room A, Brooklyn, NY 11201.

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 Education, 65 Court Street, Room 1201, Brooklyn, NY 11201. Vendor Hotline (718) 935-2300, vendorhotline@schools.nyc.gov*

a16

**EMPLOYEES’ RETIREMENT SYSTEM**

**AWARDS**

Goods & Services

**PURCHASE IBM BACKUP SOLUTION AND PERFORMANCE MONITORING SOFTWARE THROUGH VICOM INFINITY** – Sole Source – Available only from a single source - PIN# 00904102009 – AMT: \$220,116.00 – TO: Vicom Infinity, 2 Boeing Plaza, Farmingdale, NY 11735.

a16

**ENVIRONMENTAL PROTECTION**

**SOLICITATIONS**

Construction / Construction Services

**CORRECTION: RE-BID: CONSTRUCTION OF THREE 140,000 CU.FT. SLUDGE SHIPS, NEWTOWN CREEK WPCP, BROOKLYN** – Competitive Sealed Bids –

PIN# 82609WP01134 – DUE 07-30-09 AT 11:30 A.M. **CORRECTION:** CONTRACT NC -50A. Construction of three identical 140,000 cu.ft. Sludge Ships (Length OA 290’, Beam 70’, Depth 18’, twin-screw, spoon bow) associated with Newtown Creek WPCP, Brooklyn, NY. Performance and payment bond set at 25% of bid. The contract includes incentives (\$2,200,000 total) of \$10,000/day for first vessel and \$5,000/day for remaining two vessels for early delivery up to 110 days ahead of contract delivery times. Liquidated damages set at \$500/day. Scheduled delivery of each vessel is 958, 1057 and 1170 days after the notice to commence work. Vessel contract level design has been reviewed and approved by the ABS. As part of the INVITATION FOR BID, bidders shall furnish documentation in accordance with Section B2-Bidder Responsibilities and Qualifications. Document Fee \$100.00 (Waived for Bidders that have previously purchased bid sets) includes total solicitation package consisting of: 1. Book 1 - Invitation for Bid 2. Book 2 - Information for Bidders, NYC Standard Construction Contract, General Specifications, Technical Specifications 3. Contract Drawings (ABS approved) 4. One Compact Disc containing above contract documents.

The anticipated notice-to commence work date: 4/1/2010. There will be a non-mandatory pre-bid conference with call-in option at 1:00 P.M. on May 20, 2009 at NYC Department of Environmental Protection, Bureau of Engineering Design and Construction, 96-05 Horace Harding Expressway, 4th Floor - Low Rise Building, Corona , NY at 1:00 P.M. For call in information, please contact the project manager listed below. For project questions contact PROJECT MANAGER - ROBERT D’ATTILE, (718) 595-6004. Vendor ID#: 49052.

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 Environmental Protection, 59-17 Junction Boulevard, 17th Floor, Flushing, New York 11373. Greg Hall (718) 595-3236, G.Hall@dep.nyc.gov

a16

**BUREAU OF WATER SUPPLY**

**SOLICITATIONS**

Services (Other Than Human Services)

**CATSKILL WATERSHED CORPORATION OPERATING FUNDS** – Sole Source – Available only from a single source - PIN# 82609WS00036 – DUE 05-01-09 AT 4:00 P.M. – The NYC DEP proposes to enter into a sole source contract with the Catskill Watershed Corporation to provide operating funds for the continued implementation of a number of effective water quality protection programs in the West of Hudson Watershed. To implement and manage these programs, the City contracted with the Catskill Watershed Corporation, which is not-for-profit Corporation that was established to administer Watershed Protection and Partnership Programs. Any firm which believes it can also provide the required service is invited to so, indicated by letter which must be received no later than April 30, 2009, at 4:00 P.M., at: Department of Environmental Protection, Agency Chief Contracting Officer, 59-17 Junction Blvd., 17th Floor, Flushing, New York 11373. Debra Butlien (718) 595-3423 dbutlien@dep.nyc.gov Contract CAT-381.

a15-21

**BUREAU OF WASTEWATER TREATMENT**

**SOLICITATIONS**

Construction / Construction Services

**RE-BID: RECONSTRUCTION OF 4160 VOLT MAIN SEWAGE PUMP AND BLOWER MOTORS, CITYWIDE** – Competitive Sealed Bids – PIN# 82609WPC1175 – DUE 05-06-09 AT 11:30 A.M. – RE-BID: Contract PW-67(R). Vendor Source ID#: 58320. The document fee is \$80.00. The Project Manager for this job is Michael Siebs (718) 595-4833.

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 Environmental Protection 59-17 Junction Blvd., 17th Floor, Flushing, New York 11373. Greg Hall (718) 595-3236, ghall@dep.nyc.gov

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**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

**CORROSION REMOVAL/PREVENTION ON ABSORPTION UNIT** – Sole Source – Available only from a single source - PIN# 231-09-124 – DUE 04-20-09 AT 10:00 A.M. – The North Brooklyn Health Network intends to enter into a sole source service contract for a corrosion removal/prevention on absorbent unit using Enecon Ceram Alloy CL plus AC and Ceram Alloy CP plus AP with Enecon Northeast A.P.S., 58 Florida Street, Farmingdale, NY 11735.

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

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.*  
Akihiko Hirao (718) 260-7684,  
akihiko.hirao@woodhullhc.nychhc.org

a13-17

**RE-INSTALLATION OF LRS SOFTWARE AND TRAINING** – Sole Source – Available only from a single source - PIN# 231-09-123 – DUE 04-20-09 AT 11:00 A.M. – The North Brooklyn Health Network intends to enter into a sole source contract for re-installation of LRS Software and training for Anyqueue, PageSorter and Web Connect latest version with Siemens Medical Solution USA, Inc. Two 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 Deborah Royster, Procurement Analyst, 100 North Portland Avenue, Rm C-32, Brooklyn, NY 11205 or Roysterd@nychhc.org on or before 10:30 A.M. on April 20, 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, Rm. C-32, Brooklyn, NY 11205.*  
Deborah Royster (718) 260-7694,  
Deborah.Royster@woodhullhc.nychhc.org

a13-17

**MATERIALS MANAGEMENT**

■ SOLICITATIONS

*Goods & Services*

**ANESTHESIA AIRWAYS AND OTHER PRODUCTS** – Competitive Sealed Bids – PIN# 029-0042 – DUE 04-22-09 AT 10:00 A.M.

- **DISPOSAL SURGICAL GOWNS, PACKS, DRAPES, AND OTHER RELATED PRODUCTS** – Competitive Sealed Bids – PIN# 029-0044 – DUE 04-22-09 AT 2:30 P.M.
- **DISPOSAL SURGICAL GOWNS, PACKS, DRAPES, AND OTHER RELATED PRODUCTS** – Competitive Sealed Bids – PIN# 029-0043 – DUE 04-22-09 AT 2:15 P.M.
- **CRITICAL CARE PRODUCTS, BUTTERFLY CATHETERS, SUCTION CANISTERS, PAIN MANAGEMENT PUMPS** – Competitive Sealed Bids – PIN# 029-0040 – DUE 04-21-09 AT 10:00 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.  
*Health and Hospitals Corporation, 346 Broadway, Rm. 516 New York, NY 10013.* Naima Richardson (212) 442-0328  
Naima.Richardson@nychhc.org

a16

**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, mzmooira@dhs.nyc.gov

j12-24

**HOUSING AUTHORITY**

■ SOLICITATIONS

*Construction/Construction Services*

**REPAIRING WATER TANK ENCLOSURE AT MONROE HOUSES** – Competitive Sealed Bids – PIN# RW8014692 – DUE 04-28-09 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

a15-21

**INSTALLATION OF SMOKE, CARBON MONOXIDE DETECTORS AND STROBE LIGHTS AT VARIOUS BROOKLYN / STATEN ISLAND DEVELOPMENTS** – Competitive Sealed Bids – PIN# EL9003990 – DUE 04-27-09 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

a13-17

**OFFICE OF MANAGEMENT AND BUDGET**

■ VENDOR LISTS

*Services (Other Than Human Services)*

**VALUE ENGINEERING VENDOR PRE-QUALIFICATION – VENDOR PRE-QUALIFICATION** In the category: Value Engineering (VE) Consultant Services for Complex Capital Projects. Consultant must be a Certified Value Specialist (CVS), as accredited by Society of American Value Engineers (SAVE) international or equivalent and must conduct VE studies using the formal five-step VE job plan. Consultant must be able to provide all required VE team members, either directly, or by providing sub-consultants. Consultant must have recent, successful experience in performing VE studies for the NYC Office of Management and Budget. Please contact to request a pre-qualified Questionnaire by April 21, 2009: Kadi-Anne McGlashan-Cole, 8th Floor, 75 Park Place, NY, NY 10007, (212) 788-5821 or via e-mail at contracts@omb.nyc.gov

a15-21

**PARKS AND RECREATION**

**CONTRACT ADMINISTRATION**

■ SOLICITATIONS

*Construction/Construction Services*

- **RECONSTRUCTION OF PLAYGROUNDS 1 AND 3 AND THE CENTRAL SPRAY PLAZA** – Competitive Sealed Bids – PIN# 8462009X104C01 – DUE 05-15-09 AT 10:30 A.M. – In Williamsbridge Oval, The Bronx, known as Contract #X104-107MA1. Vendor Source ID#: 59301.
- **RECONSTRUCTION OF THE CRICKET FIELD AND PATHS** – Competitive Sealed Bids – PIN# 8462009Q005C01 – DUE 05-15-09 AT 10:30 A.M. - Between Foch and Rockaway Boulevards in Baisley Pond Park, Queens, known as Contract #Q005-108M. Vendor Source ID#: 59300.

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

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 5, Conference Room  
Flushing Meadows-Corona Park, Flushing, NY 11368.

a16

**REVENUE AND CONCESSIONS**

■ SOLICITATIONS

*Services (Other Than Human Services)*

**CONSTRUCTION, OPERATION AND MAINTENANCE OF FIVE (5) BIKE RENTAL STATIONS** – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# M10,37,72,144-BR – DUE 05-14-09 – At Central Park, Riverside Park, West Harlem Piers Park, East River Park, and Highbridge Park, Manhattan.

There will be four (4) recommended on-site proposer meetings and site tours. On Monday, April 20, 2009 at 12:00 P.M., we will be meeting at the Central Park - Merchants' Gate location, which is located by the Maine Monument on Columbus Circle. Later, on Monday, April 20, 2009 at 3:00 P.M., we will meet at Highbridge Park location, which is at the corner of Fort George Hill and Dyckman Street in the Inwood section of Manhattan. Proposers attending these meetings will be responsible for their own transportation between the two sites. On Tuesday, April 21, 2009 at 11:00 A.M., a proposer meeting will be held at the East River Park location, near the north end of the running track between the East 6th Street and East 10th Street pedestrian bridges that cross the FDR River. On Wednesday, April 22, 2009 at 11:00 A.M., we will meet at the Riverside Park location, which is at 70th, near Pier 1, in Riverside Park. The second half of this meeting will be held at the West Harlem Piers Park location, which is at the end of West 135th Street. Proposers attending this meeting will be responsible for their own transportation between the two sites. If you are considering responding to

this RFP, please make every effort to attend these recommended meetings and site tours.

**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

a10-23

**DEVELOPMENT AND OPERATIONS OF A SPORTS FACILITY AND FOOD SERVICE FACILITY**

Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# X344-SB-IS-IT – DUE 07-08-09 AT 3:00 P.M. – At Mill Pond Park in the Bronx. Parks will hold a proposer meeting on Thursday, May 21, 2009 at 11:00 A.M. on the 3rd Floor of the Arsenal in Central Park, which is located at 830 5th Ave. (at the intersections of 5th Ave. and E. 64th St.), New York, NY 10065.

**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.*  
Joel Metlen (212) 360-1397, joel.metlen@parks.nyc.gov

a8-21

**SCHOOL CONSTRUCTION AUTHORITY**

**CONTRACT ADMINISTRATION**

■ SOLICITATIONS

*Construction/Construction Services*

**HVAC REFURBISHMENT** – Competitive Sealed Bids – PIN# SCA09-12785D-1 – DUE 05-04-09 AT 11:00 A.M. – George Wingate HS (Brooklyn). Project Range: \$1,610,000.00 to \$1,694,000.00. Non-refundable bid documents charge: \$100.00.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
*School Construction Authority, 30-30 Thomson Avenue Long Island City, NY 11101.* Ricardo Forde (718) 752-5288  
rforde@nycsca.org

a15-21

**VENTILATION SYSTEM REFURBISHMENT** – Competitive Sealed Bids – PIN# SCA09-12784D-1 – DUE 05-04-09 AT 11:30 A.M. – Prospect Heights H.S (Brooklyn). Project Range: \$800,000.00 to \$930,000.00. 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.

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

a14-20

**WINDOWS, PARAPETS** – Competitive Sealed Bids – PIN# SCA09-12160D-1 – DUE 05-05-09 AT 10:00 A.M. – PS 163 (Bronx). Project Range: \$1,820,000.00 to \$1,915,000.00. NYC School Construction Authority, Plans Room Window, Room #1046, 30-30 Thomson Avenue, 1st Floor, Long Island City, New York 11101. Non-refundable bid 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.

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.* Kevantae Idlett (718) 472-8360  
kidlett@nycsca.org

a15-21

**EXTERIOR MASONRY, PARAPETS, FLOOD ELIMINATION**

Competitive Sealed Bids – PIN# 09-12284D-1 – DUE 05-07-09 AT 10:00 A.M. – PS 279 Annex at PS 242 (Brooklyn). Project Range: \$3,570,000.00 to \$3,755,000.00. 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.

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.* Stephanie Lyle (718) 752-5854  
slyle@nycsca.org

a14-20

**FLOORS** – Competitive Sealed Bids – PIN# SCA09-12381D-1 – DUE 04-28-09 AT 10:00 A.M. – PS 183 (Brooklyn). Project Range: \$2,150,000.00 to \$2,260,000.00. 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.

*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. Stephanie Lyle (718) 752-5854, slyle@nysca.org*

a13-17

**PARAPETS/EXT. MAS/WINDOW/AUD. UPGD/ELEC SYS.** – Competitive Sealed Bids – PIN# SCA09-004462-1 – DUE 04-30-09 AT 11:30 A.M. – PS 118 (Queens). Project Range: \$3,530,000.00 to \$3,715,000.00. Non-refundable bid documents charge: \$100.00, certified check or money order. 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. Rookmin Singh (718) 752-5843, rsingh@nysca.org*

a13-17

**PROGRAM ACCESSIBILITY** – Competitive Sealed Bids – PIN# SCA09-12208D-1 – DUE 05-05-09 AT 3:00 P.M. – Project Range: \$3,000,000.00 to \$3,160,000.00.  
**● IP SURVEILLANCE CAMERA** – Competitive Sealed Bids – PIN# SCA09-12563D-1 – DUE 05-06-09 AT 10:00 A.M. – Project Range: \$990,000.00 to \$1,050,000.00.

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.

*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, Plans Room Window, Room #1046, Long Island City, NY 11101. Stacia Edwards (718) 752-5849, sedwards@nysca.org*

a16-22

**WINDOWS, EXTERIOR MASONRY, FLOOD ELIMINATION** – Competitive Sealed Bids – PIN# 09-12354D-1 – DUE 05-07-09 AT 11:30 A.M. – West Brooklyn Community High School (Brooklyn). Project Range: \$2,310,000.00 to \$2,440,000.00. 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.

*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. Stephanie Lyle (718) 752-5854, slyle@nysca.org*

a15-21

#### Construction Related Services

**EXTERIOR MASONRY** – Competitive Sealed Bids – PIN# SCA09-12132D-1 – DUE 04-29-09 AT 2:30 P.M. – Project Range: \$2,800,000.00 to \$2,950,000.00. 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.

*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@nysca.org*

a13-17

## TAXI AND LIMOUSINE COMMISSION

### LEGAL DEPARTMENT

#### ■ SOLICITATIONS

Goods

**IMPROVEMENTS/UPGRADES TO THE TAXICAB PASSENGER ENHANCEMENT PROGRAM (T-PEP)** – Request for Information – PIN# 156RFITPEP – DUE 06-15-09 – The New York City Taxi and Limousine Commission has issued a Request for Information (RFI) regarding Improvements/Upgrades to the Taxicab Passenger Enhancement Program (T-PEP). Please see the full document by going to [www.nyc.gov/cityrecord](http://www.nyc.gov/cityrecord).

*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.*

*Taxi and Limousine Commission, 40 Rector Street, 5th Floor New York, NY 10006. Sherryl Eluto (212) 227-2670, elutos@tlc.nyc.gov*

a16

## TRANSPORTATION

### ■ SOLICITATIONS

Services (Other Than Human Services)

**MAINTENANCE SLIDING DOORS FERRY TERMINALS** – Competitive Sealed Bids – PIN# 84108MBPT294 – DUE 05-18-09 AT 11:00 A.M. – Effective Monday, May 4, 2009. The Department of Transportation's Office of the Agency Chief Contracting Officer/Contract Management Unit and Bid Room will be located at 55 Water Street, Ground Floor, New York, NY 10041. Contract documents available during the hours of 9:00 A.M. - 3:00 P.M. ONLY. Repair work on all the Manual Pedestrian doors and the automatic sliding doors at the St. George (Staten Island) and the Whitehall (N.Y.) Ferry Terminal. A pre-bid meeting (optional) will be held on Tuesday, May 5, 2009 at 10:00 A.M. at 1 Ferry Terminal Drive Conference Room, Staten Island, N.Y. A deposit of \$50.00 in the form of a certified check or money order made payable to New York City Department of Transportation is required to obtain Contract Bid/Proposal Documents. NO CASH ACCEPTED. Refund will be made only for Contract Bid/Proposal Documents that are returned in its original condition within 10 days after bid opening. Any persons delivering bid documents must enter the building located on the south side of the building facing the Vietnam Veterans Memorial. All visitors must go through the building's security screening process. Bidders should allow extra time and ensure that proper government issued photo identification (i.e. Drivers License, Passport, Identification card) is available upon request. Please ensure that your company's address, telephone and fax numbers are submitted by your company (or messenger service) when picking up contract documents. For additional information please contact Frank Nicolosi at (718) 876-4020. Vendor Source ID#: 59217.

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

*Department of Transportation, Contract Management Unit Office of the Agency Chief Contracting Officer 40 Worth Street, Room 824A, New York, NY 10013. Bid Window (212) 442-7565.*

a16

### DIVISION OF FRANCHISES, CONCESSIONS AND CONSENTS

#### ■ SOLICITATIONS

Services (Other Than Human Services)

**CANCELLATION: UNSUBSIDIZED BUS SERVICE IN BROOKLYN** – Request for Proposals – PIN# 84109BKAD415 – DUE 05-20-09 AT 2:00 P.M. – CANCELLATION: This Request for Proposals (RFP) is being cancelled to allow the City to develop the RFP further, in order to ensure that the final solicitation is in the best interest of the City and its bus-riding patrons.

DOT's Office of Franchises, Concessions and Consents is soliciting proposals for a non-exclusive franchise for an unsubsidized bus line providing common carrier service to passengers along designated routes between Williamsburg and Borough Park in the Borough of Brooklyn. The initial term of the Franchise Contract will be ten (10) years, followed by an optional renewal period of ten (10) years and a second optional renewal period of five (5) years. The renewals shall be exercised at the sole option of the Department of Transportation.

The Request for Proposals will be available online starting on April 20, 2009, from: <http://www.nyc.gov/html/dot/html/about/rfpintro.shtml>.

Hard copies may be obtained: From April 20 - April 30, 2009, 9:00 A.M. to 3:00 P.M.: Department of Transportation, ACCO Contracts Unit, 40 Worth Street, Room 824A, New York, NY 10013.

From May 4 - May 19, 2009, 9:00 A.M. to 3:00 P.M.: Department of Transportation, ACCO Contract Management Unit, 55 Water Street, Ground Floor, New York, NY 10041.

Proposals must be submitted to ACCO Contract Management Unit, Department of Transportation, 55 Water Street, Ground Floor, New York, NY 10041. There will be a pre-proposal conference on May 11, 2009 at 11:00 A.M. at 40 Worth St, NY, NY. Please contact the Authorized Department Contact for the room number. Attendees are asked to RSVP. Attendance by proposers is optional but strongly recommended.

All inquiries should be submitted in writing and will be answered in writing.

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

*Department of Transportation, ACCO Contract Management Unit, 55 Water Street, Ground Floor, New York, NY 10041. 40 Worth Street, Room 940, New York, NY 10013.*

*Owiso Makuku (212) 442-8040, franchises@dot.nyc.gov*

a14-24

## AGENCY RULES

### BUILDINGS

#### ■ NOTICE

#### NOTICE OF ADOPTION OF RULE

**NOTICE IS HEREBY GIVEN**, pursuant to the authority vested in the Commissioner of the Department of Buildings by Section 643 of the New York City Charter and in

accordance with section 1043 of the Charter, that the Department of Buildings hereby amends Section 907-01 of Chapter 900 of Title 1 of the Official Compilation of the Rules of the City of New York, regarding one-way emergency voice communication systems.

This rule was first published on March 2, 2009 and a public hearing thereon was held on April 2, 2009.

Dated: April 6, 2009 /s/ Robert D. LiMandri  
 New York, New York Commissioner

NFPA 72-02, as modified by paragraph (6) of subdivision (c) of Section 907-01 of Chapter 900 of Title 1 of the Rules of the City of New York, to read as follows:

**6.9.10.4 Speaker Stations.** Speaker stations shall be installed in each dwelling unit and on at least every [fourth] other [floor] story in every required vertical exit enclosure.

#### STATEMENT OF BASIS AND PURPOSE

The foregoing rule amendment is promulgated pursuant to the authority of the Commissioner of Buildings under Sections 643 and 1043 of the New York City Charter.

Pursuant to Local Law 33 of 2007, as codified in Sections 907.2.12.2 of the New York City Building Code, this rule establishes the technical standards for the installation of one-way emergency voice communications systems in compliance with that mandate by making additions and amendments to NFPA 72, National Fire Alarm Code, 2002 edition, for purposes of the application of such referenced standard in the City of New York in relation to one-way emergency voice communication systems.

The original rule, as promulgated, requires speaker stations serving one way voice communication systems to be installed on every fourth floor; whereas Section 907.2.12.2, Exception 3.2 of the Building Code requires that such announcement devices be installed on at least every other story.

Section 28-102.2 of the New York City Administrative Code states that where there is conflict or inconsistency between the requirements of the code and other applicable laws and rules, unless otherwise required, such conflict shall be resolved in favor of the more restrictive requirement. Therefore, the more restrictive provisions of the Building Code would prevail over those of 1 RCNY 907-01, as promulgated. This rule amendment is promulgated to establish consistency between the requirements of the law and this rule.

a16

## SPECIAL MATERIALS

### CITY PLANNING

#### ■ NOTICE

#### Substantial Amendment to the 2008 Consolidated Plan 12-day Public Comment Period Addendum - Homelessness Prevention and Rapid Re-Housing Program

Pursuant to the Title XII of the American Recovery and Reinvestment Act of 2009 ("ARRA" or the "Recovery Act") the City of New York announces the 12-day public comment period for the substantial amendment to the 2008 Consolidated Plan: Addendum - Homelessness Prevention and Rapid Re-Housing Program (HPRP).

The Public Comment period will begin Thursday, April 30 and end Monday, May 11, 2009.

The HPRP was created by Congress to provide grants to States and localities to provide financial assistance and services to either prevent individuals and families from becoming homeless or help those are experiencing homelessness to be quickly re-housed and stabilized. The City of New York is expected to receive approximately \$73,929,700 in HPRP funds.

Under existing U.S. Department of Housing and Urban Development (HUD) Consolidated Plan citizen participation regulations, substantial amendments to an approved Plan are required to undergo a 30-day comment period. However, in order to expedite the localities receiving the funds, Congress has waived this regulation and requires the Program to undergo only a 12-day public review period instead.

All comments received at the end of the comment period (close of business) will be summarized and the City's responses incorporated into the 2008 Consolidated Plan amendment addendum for submission to HUD.

The City of New York must submit the amendment to HUD by May 18, 2009 in order to be eligible to receive its allocation.

Copies of the 2008 Consolidated Plan - Addendum: Homelessness Prevention and Rapid Re-Housing Program (HPRP) will be made available at: The City Planning Bookstore, 22 Reade Street, New York, NY (10:00 A.M. - 4:00 P.M., Mon. - Fri.).

In addition, on Thursday, April 30, 2009 at 10:00 A.M. an Adobe PDF version of the amendment will be available for



free downloading from the internet via both the Department of Homeless Services' and the Department of City Planning's websites at: [www.nyc.gov/dhs](http://www.nyc.gov/dhs) and [www.nyc.gov/planning](http://www.nyc.gov/planning), respectively.

Question and comments may be directed to:  
Bill Distefano  
Director of Planning, Development and Grants  
Division of Prevention, Policy and Planning  
NYC Department of Homeless Services  
33 Beaver Street, Room 2011, New York, NY 10007  
Phone: 212-232-0563  
Email: [bdistefa@dhs.nyc.gov](mailto:bdistefa@dhs.nyc.gov)

The City of New York:  
Amanda M. Burden, FAICP, Director, Department of City Planning  
Robert V. Hess, Commissioner, Department of Homeless Services

☛ a16-30

### Fordham University Lincoln Center Master Plan

|                               |                          |
|-------------------------------|--------------------------|
| <b>Project Identification</b> | <b>Lead Agency</b>       |
| CEQR No. 05DCP020M            | City Planning Commission |
| ULURP Nos. C 050260 ZSM,      | 22 Reade Street, Room 1W |
| C 050269 ZSM, C 050271 ZSM,   | New York, New York 10007 |
| C 090173 ZSM, N 090170 ZRM,   |                          |
| N 090171 ZAM, N 090172 ZAM    |                          |
| SEQRA Classification: Type I  |                          |

#### Contact Person

Robert Dobruskin, AICP, Director (212) 720-3423  
Environmental Assessment and Review Division  
New York City Department of City Planning

Pursuant to City Environmental Quality Review (CEQR), Mayoral Executive Order No. 91 of 1977, CEQR Rules of Procedure of 1991 and the regulations of Article 8 of the State Environmental Conservation Law, State Environmental Quality Review Act (SEQRA) as found in 6 NYCRR Part 617, a Final Environmental Impact Statement (FEIS) has been prepared for the action described below. Copies of the FEIS are available for public inspection at the office of the undersigned. The proposal involves actions by the City Planning Commission and Council of the City of New York pursuant to Uniform Land Use Review Procedures (ULURP). A public hearing on the Draft Environmental Impact Statement (DEIS) was held on Wednesday, March 4th, 2009. Comments were requested on the DEIS and were received and considered by the Lead Agency until Monday, March 16th, 2009. This FEIS incorporates responses to the public comments received on the DEIS and additional analysis conducted subsequent to the completion of the DEIS. The proposed action is classified as a SEQRA Type I action.

Fordham University has developed a Master Plan to provide about 2.35 million square feet of additional gross floor area at its Lincoln Center campus on the Upper West Side of Manhattan. The campus occupies a superblock bounded by Columbus and Amsterdam Avenues and West 60th and West 62nd Streets immediately south of Lincoln Center for the Performing Arts. The proposed campus development would provide approximately 2.35 million square feet of additional gross floor area at this location (1.6 million gross square feet of additional academic and dormitory space and 736,500 gross square feet of new residential space to be built by private developers). In addition, accessory parking would be provided in below-grade parking garages. Development is expected to occur in two phases with Phase I complete by 2014 and Phase II (full development) complete by 2032.

While the proposed development would be as-of-right with regard to use and floor area, it would require special permits from the City Planning Commission (CPC) pursuant to Zoning Resolution (ZR) Section 82-33 to waive height, setback, and minimum distance between buildings, courts, and minimum distance between legally required windows and walls and/or lot lines; special permits from the CPC pursuant to ZR Section 13-561 and ZR Section 82-50 to permit accessory parking garages for community facility and residential uses within the Special Lincoln Square District. Fordham is also requesting a text change in the provisions of ZR Section 82-50 that would clarify the intention of the ZR regarding curb cuts on wide streets for off-street loading berths and would therefore facilitate the authorizations to be obtained pursuant to ZR Section 13-553 for all curb cuts on wide streets accessing loading berths. Authorizations are sought (i) to permit a curb cut on a wide street for the two parking garages sharing one entrance on West 62nd Street, and (ii) pursuant to the amended ZR Section 82-50(b) to permit a curb cut for a loading berth on a wide street (West 62nd Street) within the Special Lincoln Square District. Since development of the garage beneath Site 3 could be delayed by the city's Third Water Tunnel project, an extension of the period normally allowed for the automatic lapse of the special permit for accessory parking is also being requested.

Fordham is also seeking approval by DASNY for the authorization of the expenditure of proceeds from the State of New York Personal Income Tax Revenue Bond (Education Resolution) program. The bond proceeds will be used to finance the development of the academic buildings in the Master Plan.

Fordham's Lincoln Center campus measures 302,048 square feet and is occupied by three buildings and a one-story connecting podium. The existing buildings are the Law School, the Leon Lowenstein Center (Lowenstein Center), and McMahan Hall. The Lowenstein Center houses the Graduate Schools of Business Administration, Social Service, and Education, as well as the Manhattan branch of Fordham College. McMahan Hall is a dormitory for graduate and undergraduate students. Together, these buildings have a total of 791,075 square feet of zoning floor area.

Fordham shares its superblock with a 36-story apartment

building (The Alfred Condominium) and a public parking garage. Uses on the blocks surrounding the Fordham campus include the Lincoln Center for the Performing Arts on the north; the Amsterdam Houses, a large public housing project, and P.S. 191, to the west; John Jay College, the Church of St. Paul the Apostle, and a mixed-use tower to the south; and residential towers along Columbus Avenue to the east.

The proposed Fordham University Lincoln Center Master Plan is designed to accommodate both the existing activities on the Lincoln Center campus and the anticipated expansion of the University's programs over the next 25 years. The proposed expansion would accommodate a growth in Fordham's student enrollment from 7,962 to 11,220, and a growth in its faculty and staff from 1,273 to 1,795. Furthermore, the University wishes to expand the opportunities for students to live on the Lincoln Center campus and would seek to approximately triple the number of dormitory beds on campus. Approval of the proposed action would allow Fordham to develop a Master Plan for its Lincoln Center campus that is consistent with both the objectives of the Special Lincoln Square District and the urban design context of the existing campus and surrounding area.

The proposed Master Plan calls for Fordham to lease or otherwise convey portions of its Lincoln Center campus for the development of two private residential apartment buildings. The funds derived from these transactions would create an endowment for the construction of buildings for Fordham's academic program. Under the Master Plan, the residential buildings would be developed along Amsterdam Avenue, at the corners of West 60th and West 62nd Streets. The buildings would include below-grade accessory parking.

The proposed Master Plan would create a wide, iconic entrance to the campus along Columbus Avenue. A 60-foot-wide space leading to the upper-level central campus would be flanked by two buildings to the north and south, and would contain stairways, planted areas, and landscaping. To the north and west would be the graduate Schools of Business and Social Services along Columbus Avenue, and the Graduate School of Education along West 62nd Street. Active uses at the ground-floor street level may include the University Art Gallery, a café, and the University Bookstore. These buildings would also include dormitory space above.

The initial phase of construction would create a new Law School and new dormitory space. At the same time, private development of a new residential condominium would proceed at West 62nd Street and Amsterdam Avenue. The remainder of the initial phase of construction would commence upon the city's completion of the access shaft for the Third Water Tunnel on West 60th Street and would result in additional dormitory space, a student center, and the second private residential development.

The second phase of the proposed development would create new space for the Schools of Business, Social Services, and Education, an expansion of the Quinn Library, a new theater, and additional dormitory facilities.

It is anticipated that a Restrictive Declaration would provide standards for the design and operation of the interim plaza on Columbus Avenue and the interim stair on West 62nd Street to be created in Phase I of the project. Further, the Restrictive Declaration would provide a procedure for obtaining approval of the design standards for the permanent staircases providing access to the main campus plaza. A Restrictive Declaration will also establish standards for practices and measures to be implemented during construction to mitigate noise and air quality standards and will provide for an independent monitor and mechanisms to enforce the standards.

The FEIS identifies potential significant adverse impacts related to shadows, traffic, pedestrians, and construction. The FEIS identifies measures that would fully or partially mitigate impacts for shadows, traffic, pedestrians, and construction. The FEIS identifies unavoidable significant impacts in the area of shadows and construction noise. Additional modifications to the proposed action are under consideration by CPC. These changes would reduce bulk with smaller maximum building envelopes and lower building heights for most of the buildings expected to be built under the proposed Master Plan. There would be less floor area, fewer parking spaces by the removal of a garage, and certain other design changes such as the width of sidewalks on Columbus Avenue and West 62nd Street, the entrance stairs on Columbus Avenue and West 62nd Street, and requirements for ground-floor transparency. The FEIS compares the effects of the modified project to those of the proposed action. The analysis concludes that the proposed action including potential modifications would reduce to some degree the significant adverse environmental impacts identified for the proposed action in the FEIS, including shadow impacts and traffic impacts. For traffic, while overall impacts would be reduced, one turning movement would experience a significant adverse impact that otherwise would not occur with the proposed action. For the other technical areas, the modified project would have the same impact conclusions as those with the proposed action.

On April 10, 2009, the New York City Department of City Planning, on behalf of the City Planning Commission as lead agency, issued a Notice of Completion for a Final Environmental Impact Statement (FEIS) for the proposed Fordham University Lincoln Center Master Plan. Copies of the Final Environmental Impact Statement may be obtained from the Environmental Assessment and Review Division, New York City Department of City Planning, 22 Reade Street, 4E, New York, New York 10007, Robert Dobruskin, Director (212) 720-3423; or from the Office of Environmental Coordination, 253 Broadway, 14th Floor, New York, New York 10038, Robert Kulikowski, Director (212) 788-9956; and on the New York City Department of City Planning's Planning's website at [http://www.nyc.gov/html/dcp/html/env\\_review/eis.shtml](http://www.nyc.gov/html/dcp/html/env_review/eis.shtml).

☛ a16

## COLLECTIVE BARGAINING

### NOTICE

#### NOTICE OF AMENDED CERTIFICATION

This notice is to acknowledge that the Board of Certification has issued Decision and Order as follows:

**DATE:** April 8, 2009

**DOCKET #:** RU-1159-94

**DECISION:** 2 OCB2d 13 (BOC 2009)

**EMPLOYERS:** The City of New York, represented by the Office of Labor Relations  
40 Rector Street, 4th Floor, New York, NY 10006

New York City Housing Authority  
250 Broadway, New York, NY 10007

#### CERTIFIED/RECOGNIZED BARGAINING REPRESENTATIVE:

Communications Workers of America, Local 1180, 6 Harrison Street, 4th Floor, New York, NY 10013

**AMENDMENT:** Certification No. 41-73 has been amended to add the following Title/Code:

**Added: Administrative Manager, Levels I and II (Title Code No. 10025)\***

**\* Administrative Managers employed in Captain positions in the Police Division of the Department of Environmental Protection are not added to Certification No. 41-73**

☛ a16

## COMPTROLLER

### NOTICE

NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre St., Rm. 629, New York, NY 10007 on April 21, 2009, to the person or persons legally entitled an amount as certified to the Comptroller by the Corporation Counsel on damage parcels, as follows:

| Damage Parcel No. | Block | Lot     |
|-------------------|-------|---------|
| 9                 | 3544  | 25      |
| 10,10A            | 3544  | 43      |
| 12                | 3545  | 41      |
| 21,21A            | 3550  | 15      |
| 22,22A            | 3551  | P/O 116 |
| 23,23A            | 3551  | 115     |
| 24,24A            | 3551  | 113     |
| 25,25A            | 3551  | 112     |
| 26                | 3551  | 14      |
| 37                | 3551  | 8       |
| 29                | 3551  | 56      |
| 30                | 3551  | 53      |

Acquired in the proceeding, entitled: New Creek Bluebelt, Phase 3 subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

William C. Thompson, Jr.  
Comptroller

a7-21

## 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:** April 8, 2009

**TO: OCCUPANTS, FORMER OCCUPANTS AND OTHER INTERESTED PARTIES OF**

| Address                       | Application # | Inquiry Period            |
|-------------------------------|---------------|---------------------------|
| 88 Lafayette Avenue, Brooklyn | 24/09         | March 30, 2006 to Present |
| 142 1st Avenue, Manhattan     | 25/09         | March 31, 2006 to Present |

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.

a8-16

## OFFICE OF MANAGEMENT AND BUDGET

### NOTICE

#### NOTICE OF DESIGNATION

This notice is to acknowledge that the Board of Certification has issued a Decision and Order designating positions managerial and/or confidential as follows:

**DATE:** April 8, 2009

**DOCKET #:** RU-1159-94

**DECISION:** 2 OCB2d 13 (BOC 2009)

**EMPLOYER:** The City of New York, represented by the Office of Labor Relations, 40 Rector Street, 4th Floor, New York, NY 10006

New York City Housing Authority,  
250 Broadway, New York, NY 10007

#### CERTIFIED/RECOGNIZED BARGAINING REPRESENTATIVE:

Communications Workers of America, Local 1180, 6 Harrison Street, 4th Floor, New York, NY 10013

**DESIGNATION:** The Administrative Manager, Levels I and II, positions currently held by employees listed in attached Appendices A and B are designated managerial and/or confidential and, therefore, excluded from collective bargaining

#### Appendix A

##### MANAGERIAL DESIGNATIONS

| Agency/<br>Employer                                | Name                    | Department/<br>Division                       | Functional<br>Title  |
|--|-------------------------|---|--|
| Administration for Children's Services             | Hruska, Nancy           | Policy and Planning                           | Executive Assistant to the Deputy Commissioner                                       |
| Department of Citywide Administrative Services     | Rafra-Hawthorne, Cheryl | Bureau of Personnel Development               | Director of the Mayor's Graduate Scholarship Program and the Work Experience Program |
|  | Ramsey, Tina            | Applications Unit                             | Deputy Director  |
| Department of Environmental Protection             | Benedetto, Mark         | Police Division                               | Assistant Chief  |
|  | McHale, Robert          | Administration Bureau                         | Director of Payroll  |
| Department of Finance                              | Gambino, Eva            | Payment Operations Division                   | Administrative Liaison   |
| Department of Health and Mental Hygiene            | Green, Lisa             | Division of Mental Hygiene                    | Director of Housing Services   |
|  | Rippon, David           | Bureau of Emergency Management                | Senior Emergency Planner   |
|  | Rohner, Christopher     | Bureau of Emergency Management                | Senior Emergency Manager   |
| Department of Housing Preservation and Development | Marcus, Amy             | Labor Relations                               | Director of Labor Relations  |
| Department of Juvenile Justice                     | Haynes, Tonia           | Central Office                                | EEO Officer  |
| Department of Sanitation                           | Clavin, Thomas          | Bureau of Motor Vehicles                      | Director of Administration and Fiscal Services                                       |
|  | Russell, Rhona          | Bureau of Engineering                         | Assistant Director of Administration   |
| Department of Small Business Services              | Waldrup, Jeremy         | Division of Business and District Development | Executive Director of NYC Business Solutions   |
| District Attorney's Office-Kings County            | Eisenhardt, Roger       | Human Resources                               | Deputy Director  |
|  | Gerber, Sylvia          | Human Resources                               | Director of Human Resources  |
| District Attorney's Office-Richmond County         | Dalton, Elizabeth Ann   | Administration Bureau                         | Director of Human Resources  |
| New York City Employees' Retirement System         | Baksh, Felita           | Human Resources                               | Director of Human Resources  |
| Police Department                                  | Brown, Debra            | Personnel Orders Section                      | Administrator-In-Charge  |
| Taxi and Limousine Commission                      | Rojas, Carmen           | Human Resources                               | Deputy Director  |
| Teachers Retirement Fund                           | Freeman, Ileana         | Human Resources                               | Employee Relations Manager   |
|  | Moore, Brenda           | Human Resources                               | Employee Relations Manager   |

|                   |                 |   |   |
|-------------------|-----------------|---|---|
|                   | Pope, Dennis    | Human Resources                           | Human Resources Records and Reporting Manager     |
| Housing Authority | Amore, Debbie   | Human Resources                           | Chief of the Records Control Division             |
|                   | Harris, Lillian | Policy, Planning, and Management Analysis | Executive Assistant to the Deputy General Manager |

#### Appendix B

##### CONFIDENTIAL DESIGNATIONS

| Agency/<br>Employer                            | Name                  | Department/<br>Division                      | Functional<br>Title  |
|--|-----------------------|--|--|
| Borough President's Office-Staten Island       | Witzak, Lorraine      | Executive Office                             | Executive Assistant & Confidential Secretary                       |
| Department of Citywide Administrative Services | Martin, Norma         | Executive Division                           | EEO Officer  |
| Department of Environmental Protection         | McHale, Robert        | Administration Bureau                        | Director of Payroll  |
| Department of Juvenile Justice                 | Haynes, Tonia         | Central Office                               | EEO Officer  |
| District Attorney's Office-Kings County        | Perez, Juanita        | Payroll Management Unit                      | Payroll Director   |
| District Attorney's Office-Richmond County     | Dalton, Elizabeth Ann | Administration Bureau                        | Director of Human Resources  |
| Fire Department                                | Dominguez, Maria      | Bureau of Technology Development and Systems | Deputy Director of Project Management and Administration           |
| Office of the Comptroller                      | Basso, Elaine         | Executive Office                             | Executive Assistant to the First Deputy Comptroller/Chief of Staff |
|  | Merola, Magdalene     | General Counsel's Office                     | Office Associate   |
| Taxi and Limousine Commission                  | Rojas, Carmen         | Human Resources                              | Deputy Director  |
| Teachers Retirement Fund                       | Bubaris, Virginia     | Human Resources                              | Employee Relations Manager   |
| Housing Authority                              | Amore, Debbie         | Human Resources                              | Chief of the Records Control Division                              |
|  | Brasse, Shireen       | Office of the Secretary                      | Executive Assistant to the Secretary                               |
|  | Greenfield, Glenn     | Budget & Financial Planning                  | System Coordinator   |
|  | McLeod, Monique       | Community Operations                         | Executive Assistant to the Deputy General Manager                  |

Note that some employees are both managerial and confidential and, therefore, appear on both Appendix A and Appendix B. To the extent that there are any discrepancies between the decision and the appendices, the Board's determinations are those set forth in the decision.

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## POLICE

### NOTICE

The New York City Police Department (NYPD) is currently accepting applications for permits for the 2009 Arterial Tow Program selection process. Applications are available and may be picked up from May 4, 2009 to May 18, 2009 between the hours of 9:00 A.M. and 5:00 P.M., Monday through Friday, at 315 Hudson Street, 3rd Floor, New York, NY 10013. Or you may download applications by visiting the City Record Website <http://a856-internet.nyc.gov/nycvendoronline/VendorShort/asp/VendorMenu.asp> and follow the links to NYPD solicitations. Note: The applications will not be available for download until May 4, 2009. Completed applications will be accepted from July 6, 2009 to July 10, 2009 between the hours of 9:00 A.M. and 5:00 P.M. at 315 Hudson Street, 3rd Floor, New York, NY 10013. Completed applications are due no later than July 10, 2009 at 5:00 P.M. Any inquiries regarding this solicitation must be directed to Mr. Frank Bello, Agency Chief Contracting Officer, NYPD Contract Administration Unit, **via email at [frank.bello@nypd.org](mailto:frank.bello@nypd.org) or via fax at (646) 610-5129** on or before May 18, 2009.

a1-m18

## TRANSPORTATION

### DIVISION OF FRANCHISES, CONCESSIONS AND CONSENTS

#### NOTICE

#### PUBLIC NOTICE OF A CONCESSION OPPORTUNITY FOR THE OPERATION, MANAGEMENT AND

#### MAINTENANCE OF PEDESTRIAN PLAZAS LOCATED ON BROADWAY AND 6th AVENUE, BETWEEN 33rd AND 36TH STREETS, BOROUGH OF MANHATTAN

Pursuant to the Concession Rules of the City of New York, the Department of Transportation ("DOT") intends to enter into a concession for the operation, management, and maintenance of pedestrian plazas located on Broadway and 6th Avenue between 33rd and 36th Streets, Borough of Manhattan, including through DOT-approved events, sponsorships, and subconcessions providing for the sale of any of the following: prepared food, flowers, locally grown produce or locally manufactured products, merchandise that promotes the neighborhood or the concessionaire, or other similar merchandise. The concessionaire shall issue solicitations in the basic form of a Request for Proposals to select entities to operate and manage such subconcessions. The selection of the entities to operate and manage the subconcessions will be subject to DOT's approval.

The concession agreement will provide for one (1) nine-month term, followed by one (1) five-year and four (4) one-year renewal options. The renewal options shall be exercisable at DOT's discretion. Any revenue received by the concessionaire in excess of both the amount attributable to maintenance of the pedestrian plazas and reasonable administrative costs shall be paid to DOT for the City's General Fund.

DOT has identified the 34th Street Partnership as a potential concessionaire, but DOT will consider additional expressions of interest from other potential not for profit concessionaires for the operation, management, and maintenance of pedestrian plazas located on Broadway and 6th Avenue between 33rd and 36th Streets, Borough of Manhattan. In order to qualify, interested organizations should have demonstrated experience in the management, operation and maintenance of publicly-accessible facilities, including but not limited to programming/events management and concession or retail operation/management.

Not for profit organizations may express interest in the proposed concession by contacting Andrew Wiley-Schwartz, Assistant Commissioner for Public Spaces by email at [awileyschwartz@dot.nyc.gov](mailto:awileyschwartz@dot.nyc.gov) or in writing at 40 Worth Street, 10th Floor, New York, NY 10013 by May 12, 2009. Mr. Wiley-Schwartz may also be contacted with any questions relating to the proposed concession by email or by telephone at (212) 442-7462.

Please note that the New York City Comptroller is charged with the audit of concession agreements in New York City. Any person or entity that believes that there has been unfairness, favoritism or impropriety in the concession process should inform the Comptroller, Office of Contract Administration, 1 Centre Street, New York, New York 10007, telephone number (212) 669-2323.

a10-23

#### PUBLIC NOTICE OF A CONCESSION OPPORTUNITY FOR THE OPERATION, MANAGEMENT AND MAINTENANCE OF PEDESTRIAN PLAZAS LOCATED ON BROADWAY AND 7TH AVENUE BETWEEN 41st AND 47TH STREETS, BOROUGH OF MANHATTAN

Pursuant to the Concession Rules of the City of New York, the Department of Transportation ("DOT") intends to enter into a concession for the operation, management, and maintenance of pedestrian plazas located on Broadway and 7th Avenue between 41st and 47th Streets, Borough of Manhattan, including through DOT-approved events, sponsorships, and subconcessions providing for the sale of any of the following: prepared food, flowers, locally grown produce or locally manufactured products, merchandise that promotes the neighborhood or the concessionaire, or other similar merchandise. The concessionaire shall issue solicitations in the basic form of a Request for Proposals to select entities to operate and manage such subconcessions. The selection of the entities to operate and manage the subconcessions will be subject to DOT's approval.

The concession agreement will provide for one (1) nine-month term, followed by one (1) five-year and four (4) one-year renewal options. The renewal options shall be exercisable at DOT's discretion. Any revenue received by the concessionaire in excess of both the amount attributable to maintenance of the pedestrian plazas and reasonable administrative costs shall be paid to DOT for the City's General Fund.

DOT has identified the Times Square Alliance as a potential concessionaire, but DOT will consider additional expressions of interest from other potential not for profit concessionaires for the operation, management, and maintenance of pedestrian plazas located on Broadway and 7th Avenue between 41st and 47th Streets, Borough of Manhattan. In order to qualify, interested organizations should have demonstrated experience in the management, operation and maintenance of publicly-accessible facilities, including but not limited to programming/events management and concession or retail operation/management. Not for profit organizations may express interest in the proposed concession by contacting Andrew Wiley-Schwartz, Assistant Commissioner for Public Spaces by email at [awileyschwartz@dot.nyc.gov](mailto:awileyschwartz@dot.nyc.gov) or in writing at 40 Worth Street, 10th Floor, New York, NY 10013 by May 12, 2009. Mr. Wiley-Schwartz may also be contacted with any questions relating to the proposed concession by email or by telephone at (212) 442-7462.

Please note that the New York City Comptroller is charged with the audit of concession agreements in New York City. Any person or entity that believes that there has been unfairness, favoritism or impropriety in the concession process should inform the Comptroller, Office of Contract Administration, 1 Centre Street, New York, New York 10007, telephone number (212) 669-2323.

a10-23

CHANGES IN PERSONNEL

DEPT OF INFO TECHNOLOGY & TELE FOR PERIOD ENDING 03/06/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the Department of Info Technology & Tele.

DEPT OF RECORDS & INFO SERVICE FOR PERIOD ENDING 03/06/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the Department of Records & Info Service.

CONSUMER AFFAIRS FOR PERIOD ENDING 03/06/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for Consumer Affairs.

DEPT OF CITYWIDE ADMIN SVCS FOR PERIOD ENDING 03/06/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the Department of Citywide Admin Svcs.

DISTRICT ATTORNEY-MANHATTAN FOR PERIOD ENDING 03/06/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the District Attorney-Manhattan.

BRONX DISTRICT ATTORNEY FOR PERIOD ENDING 03/06/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the Bronx District Attorney.

DISTRICT ATTORNEY KINGS COUNTY FOR PERIOD ENDING 03/06/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the District Attorney Kings County.

DISTRICT ATTORNEY RICHMOND COU FOR PERIOD ENDING 03/06/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the District Attorney Richmond Cou.

DISTRICT ATTORNEY-SPECIAL NARC FOR PERIOD ENDING 03/06/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the District Attorney-Special Narc.

OFFICE OF THE MAYOR FOR PERIOD ENDING 03/20/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the Office of the Mayor.

BOARD OF ELECTION FOR PERIOD ENDING 03/20/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the Board of Election.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for Farquharson Sofia.

CAMPAIGN FINANCE BOARD FOR PERIOD ENDING 03/20/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the Campaign Finance Board.

NYC EMPLOYEES RETIREMENT SYS FOR PERIOD ENDING 03/20/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for NYC Employees Retirement Sys.

PRESIDENT BOROUGH OF MANHATTAN FOR PERIOD ENDING 03/20/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the President Borough of Manhattan.

BOROUGH PRESIDENT-BRONX FOR PERIOD ENDING 03/20/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the Borough President-Bronx.

BOROUGH PRESIDENT-QUEENS FOR PERIOD ENDING 03/20/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the Borough President-Queens.

OFFICE OF THE COMPTROLLER FOR PERIOD ENDING 03/20/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the Office of the Comptroller.

OFFICE OF EMERGENCY MANAGEMENT FOR PERIOD ENDING 03/20/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the Office of Emergency Management.

OFFICE OF MANAGEMENT & BUDGET FOR PERIOD ENDING 03/20/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the Office of Management & Budget.

LAW DEPARTMENT FOR PERIOD ENDING 03/20/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the Law Department.

DEPARTMENT OF CITY PLANNING FOR PERIOD ENDING 03/20/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the Department of City Planning.

DEPARTMENT OF INVESTIGATION FOR PERIOD ENDING 03/20/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the Department of Investigation.

TEACHERS RETIREMENT SYSTEM FOR PERIOD ENDING 03/20/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the Teachers Retirement System.

CIVILIAN COMPLAINT REVIEW BD FOR PERIOD ENDING 03/20/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the Civilian Complaint Review Bd.

POLICE DEPARTMENT FOR PERIOD ENDING 03/20/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the Police Department.

Table with columns for employee name, ID, salary, status, and date. Includes names like BLACKMAN, BLYDEN, BOYLE, BRACERO, BRADY, BROWN, etc.

COURT NOTICE MAPS FOR BEACH 43RD STREET ET AL.

Engineering map showing street layouts (Beach 43rd, 44th, 45th, Conch Drive, Hantz Road, Edgemere Drive, Norton Avenue, Conch Road) and technical details including a legend, notes, and a seal for the State of New York Licensed Land Surveyor.







## 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](http://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 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.