



THE CITY RECORD

Official Journal of The City of New York

THE CITY RECORD
U.S.P.S. 014-660

Printed on paper containing
40% post-consumer material

VOLUME CXXXVI NUMBER 116

WEDNESDAY, JUNE 17, 2009

PRICE \$4.00

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THE CITY RECORD

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Published Monday through Friday, except legal holidays by the Department of Citywide Administrative Services of the City of New York under Authority of Section 1066 of the New York City Charter.

Subscription—\$500 a year; daily, \$4.00 a copy (\$5.00 by mail) Periodicals Postage Paid at New York, N.Y.
POSTMASTER: Send address changes to THE CITY RECORD, 1 Centre Street, Room 2208, New York, N.Y. 10007 - 1602

Editorial Office
1 Centre Street, Room 2208
New York N.Y. 10007-1602
Telephone (212) 669-8252

Subscription Changes/Information
1 Centre Street, Room 2208
New York N.Y. 10007-1602
Telephone (212) 669-8252

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PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

CITY COUNCIL

■ PUBLIC HEARINGS

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

The Subcommittee on Landmarks, Public Siting and Maritime Uses will hold a public hearing on the following matter in the Council Committee Room, City Hall, New York City, New York 10007, commencing at 11:00 A.M. on Tuesday, June 23, 2009:

AMETHYST HOUSE, INC.

STATEN ISLAND CB - 2 20095653 HHR
Application submitted by the New York Health and Hospitals Corporation pursuant to §7385(6) of its Enabling Act requesting the approval of the lease of a parcel of land located on the campus of Sea View Hospital Rehabilitation Center and Home to Amethyst House, Inc. to facilitate the development and operation of a community residential facility.

HOWLAND HOOK MARINE TERMINAL

STATEN ISLAND CB - 1 20095663 PNR
Application pursuant to Section 1301(2)(f) of the New York City Charter concerning the proposed lease amendment for the Howland Hook Marine Terminal between the Department of Small Business Services and the Port Authority of New York and New Jersey.

j16-23

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

The Subcommittee on Zoning and Franchises will hold a public hearing on the following matters in the Council Committee Room, City Hall, New York, New York 10007, commencing at 9:30 A.M. on Tuesday, June 23, 2009:

CORD MEYER-FOREST HILLS REZONING

QUEENS CB - 6 C 090283 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 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.

LOWER CONCOURSE REZONING

BRONX CB - 1 C 090303 ZMX
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. 6a:

- changing from an M2-1 District to an R7-2 District property bounded by a line 190 feet southerly of a park and its easterly prolongation, Major Deegan Expressway, Park Avenue and its northeasterly and southwesterly prolongations, and a U.S. Pierhead and Bulkhead Line;
- changing from an M1-2 District to a C4-4 District property bounded by East 149th Street, Morris Avenue, East 144th Street, Canal Place, East 146th Street, Park Avenue, East 144th Street, and the easterly street line of former Anthony J. Griffin Place and its northerly and southerly prolongations;
- changing from an M2-1 District to a C4-4 District property bounded by:
 - East 149th Street, Major Deegan Boulevard, the northerly boundary of a park and its easterly and westerly prolongations, and a U.S. Pierhead and Bulkhead Line; and
 - the southerly boundary line of a park and its easterly and westerly prolongations, Major Deegan Expressway, a line 190 feet southerly of a park and its easterly prolongation, and a U.S. Pierhead and Bulkhead Line;
- changing from an M1-2 District to a C6-2A District property bounded by East 144th Street, Grand Concourse, a line 120 feet southerly of East 144th Street, a line 100 feet easterly of Grand Concourse, the easterly prolongation of the southerly street line of East 140th Street, the westerly boundary line of the Metro North Rail Road (Harlem Division) right-of-way, East 138th Street, Major Deegan Boulevard, a line 100 feet northerly of East 138th Street, and Walton Avenue;
- changing from an M2-1 District to a C6-2A District property bounded by a line 100 feet northerly of East 138th Street, Major Deegan Boulevard, East 138th Street, and Major Deegan Expressway;
- changing from an M1-2 District to an M1-4 District property bounded by:
 - a line 75 feet southwesterly of East 138th Street, a line 100 feet northwesterly of Third Avenue, East 136th Street, and Rider Avenue; and
 - East 138th Street, Park Avenue and its southwesterly centerline prolongation, and an easterly service road of the Major Deegan Expressway;
- changing from an M2-1 District to an M1-4 District property bounded by a line 75 feet southwesterly of East 138th Street, Rider Avenue and its southwesterly centerline prolongation, East 135th Street, the northeasterly centerline prolongation of Park Avenue, Major Deegan Expressway, East 138th Street, an easterly service road of the Major Deegan Expressway, Park Avenue and its southwesterly centerline prolongation, a line 300 feet southwesterly of East 138th Street, and Canal Place;
- changing from an M1-2 District to an M1-4/R6A District property bounded by:
 - East 146th Street, Canal Place, East 144th Street, Rider Avenue, a line 275 feet

- northerly of East 141st Street, Canal Place, East 144th Street, and Park Avenue; and
 - a line 200 feet southerly of East 144th Street, Walton Avenue, a line 100 feet northerly of East 138th Street, Major Deegan Boulevard, and Gerard Avenue and its southerly centerline prolongation;
- changing from an M2-1 District to an M1-4/R6A District property bounded by the westerly centerline prolongation of East 140th Street, Major Deegan Boulevard, a line 100 feet northerly of East 138th Street, and Major Deegan Expressway;
 - changing from an R6 District to an M1-4/R7A District property bounded by East 142nd Street, Morris Avenue, East 140th Street, and Rider Avenue;
 - changing from an M1-2 District to an M1-4/R7A District property bounded by:
 - East 144th Street, Morris Avenue, East 142nd Street, and Rider Avenue;
 - East 140th Street, Morris Avenue, a line 100 feet northeasterly of East 138th Street, and Rider Avenue; and
 - a line 75 feet southwesterly of 138th Street, Lincoln Avenue, Major Deegan Expressway, Rider Avenue and its southwesterly centerline prolongation, East 136th Street, and a line 100 feet northwesterly of Third Avenue;
 - changing from an M1-2 District to an M1-4/R7X District property bounded by Park Avenue, a line 150 feet northeasterly of East 138th Street, Canal Place, a line 100 feet northeasterly of East 138th Street, Morris Avenue, Third Avenue, Lincoln Avenue, a line 75 feet southwesterly of East 138th Street, Rider Avenue, and East 138th Street;
 - changing from an M2-1 District to an M1-4/R7X District property bounded by Park Avenue, East 138th Street, Rider Avenue, a line 75 feet southwesterly of East 138th Street, Canal Place, and a line 300 feet southwesterly of East 138th Street;
 - changing from a C4-4 District to an M1-4/R8A District property bounded by East 149th Street, Walton Avenue, a line midway between East 144th Street and East 146th Street, and Gerard Avenue;
 - changing from an M1-2 District to and M1-4/R8A District property bounded by East 149th Street, Gerard Avenue, a line midway between East 144th Street and East 146th Street, Walton Avenue, a line 200 feet southerly of East 144th Street, Gerard Avenue and its southerly centerline prolongation, and Major Deegan Boulevard;
 - changing from an M2-1 District to an M1-4/R8A District property bounded by Major Deegan Boulevard, the westerly centerline prolongation of East 140th Street, and Major Deegan Expressway;
 - establishing within a proposed R7-2 District a C2-4 District bounded by a line 190 feet southerly of a park, Major Deegan Expressway, Park Avenue and its southwesterly and northeasterly centerline prolongations, and a U.S. Pierhead and Bulkhead Line;
 - establishing a Special Harlem River Waterfront District (HRW) bounded by East 149th Street, Major Deegan Expressway, Park Avenue and its southwesterly and northeasterly centerline prolongations, and a U.S. Pierhead and Bulkhead Line;
 - establishing a Special Mixed Use District (MX-13) bounded by:
 - East 149th Street, Walton Avenue, a line 100 feet northerly of East 138th Street, Major Deegan Expressway, Major Deegan Boulevard, the easterly centerline prolongation of East 149th Street, and the southerly centerline prolongation of River Avenue; and
 - East 146th Street, Canal Place, East 144th Street, Morris Avenue, Third Avenue, Lincoln Avenue, Major Deegan

Expressway, Rider Avenue and its southwesterly centerline prolongation, East 136th Street, a line 100 feet northwesterly of Third Avenue, a line 75 feet southwesterly of East 138th Street, Canal Place, a line 300 feet southwesterly of East 138th Street, Park Avenue, East 138th Street, Park Avenue, a line 150 feet northeasterly of East 138th Street, Canal Place, a line 100 feet northeasterly of East 138th Street, Rider Avenue, a line 275 feet northerly of East 141st Street, Canal Place, East 144th Street, and Park Avenue;

as shown on a diagram (for illustrative purposes only), dated February 2, 2009, modified by the City Planning Commission on May 20, 2009, and which includes CEQR Designation E-227.

**LOWER CONCOURSE REZONING
BRONX CB - 1 C 090166 MMX**
Application, submitted by the Department of City Planning and the Department of Parks and Recreation, pursuant to Sections 197-c and 199 of the New York City Charter, for an amendment to the City Map involving:

- the establishment of a waterfront Park in an area bounded by Major Deegan Boulevard, the Harlem River, and the extensions of East 144th Street and East 146th Street;
- and any acquisition or disposition of real property related thereto,

in accordance with Map No. 13124 dated January 29, 2009 and signed by the Borough President.

**LOWER CONCOURSE REZONING
BRONX CB - 1 N 090302 ZRX**
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 VI, Chapter 2 (Special Regulations Applying in the Waterfront Area); Article VIII, Chapter 7 establishing the Special Harlem River Waterfront District; and Article XII, Chapter 3 (Special Mixed Use District) specifying a Special Mixed Use District (MX-13) and amending related sections of the Zoning Resolution.

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 I
General Provisions**

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

**11-12
Establishment of Districts**

Establishment of the Special Grand Concourse Preservation District

Establishment of the Special Harlem River Waterfront District

In order to carry out the special purposes of this Resolution as set forth in Article VIII Chapter 7, the #Special Harlem River Waterfront District# is hereby established.

**Chapter 2
Construction of Language and Definitions**

**12-10
DEFINITIONS**

Special Harlem River Waterfront District

The "Special Harlem River Waterfront District" is a Special Purpose District designated by the letter "HRW" in which special regulations set forth in Article VIII Chapter 7 apply. The #Special Harlem River Waterfront District# appears on the #zoning maps# superimposed on other districts and its regulations supplement and supersede those of the districts on which it is superimposed.

**Article II
Residence District Regulations**

**Chapter 3
Bulk Regulations for Residential Buildings in Residence Districts**

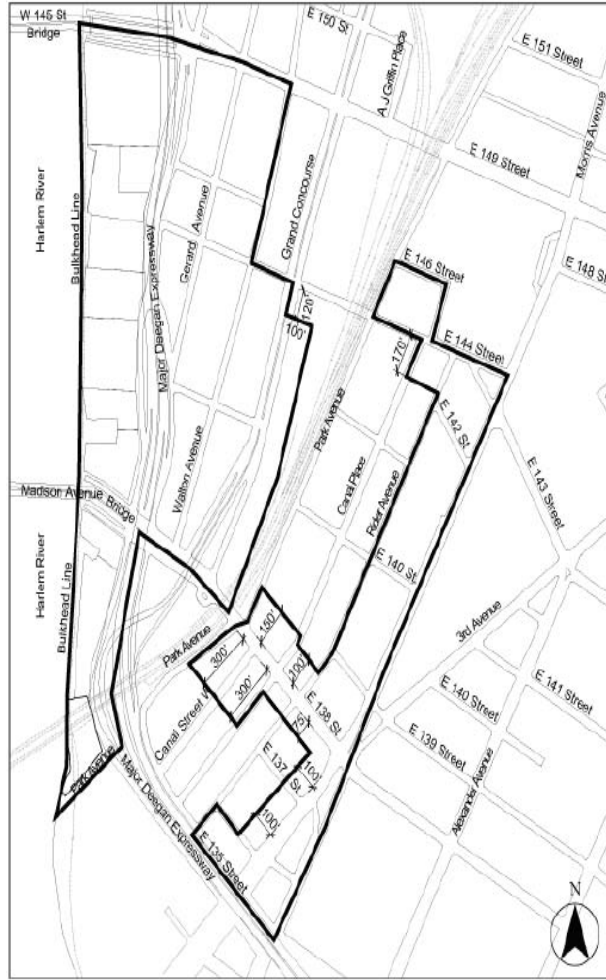
**23-144
In designated areas where the Inclusionary Housing Program is applicable**
In #Inclusionary Housing designated areas#, as listed in the following table, the maximum permitted #floor area ratios# shall be as set forth in Section 23-942 (In Inclusionary Housing designated areas). The locations of such districts are specified in Section 23-922 (Inclusionary Housing designated areas).

Community District	Zoning District
Community District 1, Bronx	R6AR7-2 R7AR7XR8A
Community District 1, Brooklyn	R6 R6A R6B R7A
Community District 2, Brooklyn	R7A
Community District 3, Brooklyn	R7D
Community District 7, Brooklyn	R8A
Community District 6, Manhattan	R10
Community District 7, Manhattan	R9A
Community District 2, Queens	R7X

**23-90
INCLUSIONARY HOUSING**

**23-922
Inclusionary housing designated areas**
The Inclusionary Housing Program shall apply in the following areas:

(17) In Community District 1, in the Borough of the Bronx, in the R6A, R7-2, R7A, R7X and R8A Districts within the areas shown on the following Map 17:



Map 17. Portion of Community District 1, Bronx

**Article IV
Manufacturing District Regulations**

**Chapter 2
Use Regulations**

**42-10
USES PERMITTED AS-OF-RIGHT**

**42-12
Use Groups 3A, 6A, 6B, 6D, 6F, 7B, 7C, 7D, 7E, 8, 9B, 9C, 10A, 10B, 10C, 11, 12A, 12C, 12D, 12E, 13, 14 and 16**

M1 M2 M3

Use Group 3A shall be limited to Museums that are ancillary to existing Motion Picture Production Studios or Radio or Television Studios, provided they are located within 500 feet of such studios and do not exceed 75,000 square feet of #floor area#.

Use Groups 6A except that foodstores, including supermarkets, grocery stores, or delicatessen stores, shall be limited to 10,000 square feet of #floor area# per establishment, 6B, 6D, 6F, 7B, 7C, 7D, 7E, 8, 9B, 9C, 10A, 10B, 10C, 11, 12A, 12C, 12D, 12E, 13, 14 and 16 as set forth in Sections 32-15 to 32-23, inclusive, and Section 32-25. However, in Community District 1, in the Borough of the Bronx, in M1-4 Districts, foodstores, including supermarkets, grocery stores, or delicatessen stores, shall be limited to 30,000 square feet of #floor area# per establishment.

**Article VI
Special Regulations Applicable to Certain Areas**

**Chapter 2
Special Regulations Applying in the Waterfront Area**

**62-90
WATERFRONT ACCESS PLANS**

**62-92
Borough of The Bronx**
The following Waterfront Access Plans are hereby established within the Borough of the Bronx. All applicable provisions of Article VI, Chapter 2, remain in effect within the areas delineated by such plans, except as expressly set forth otherwise in the plans:

BX-1: Harlem River, in the #Special Harlem River Waterfront District#, as set forth in Section 87-60 (Harlem River Waterfront Access Plan).

Note: All text in Article VIII, Chapter 7 is new; it is not underlined.

**Article VIII
Special Purpose Districts**

**Chapter 7
Special Harlem River Waterfront District**

**87-00
GENERAL PURPOSES**
The "Special Harlem River Waterfront District" established in this Resolution is designed to promote and protect public health, safety and general welfare. These general goals include, among others, the following specific purposes:

- (a) maintain and reestablish physical and visual public access to and along the waterfront;
- (b) create a lively and attractive built environment that will provide amenities and services for the use

- and enjoyment of area residents, workers and visitors;
- (c) promote the pedestrian orientation of ground floor uses in appropriate locations, and thus safeguard a traditional quality of higher density areas of the City;
- (d) encourage well-designed new development that complements the built character of the neighborhood;
- (e) take advantage of the Harlem River waterfront and provide an open space network comprised of parks, public open space and public access areas;
- (f) provide flexibility of architectural design within limits established to assure adequate access of light and air to streets and public access areas, and thus to encourage more attractive and economic building forms; and
- (g) promote the most desirable use of land and building development in accordance with the District Plan for the Harlem River waterfront.

**87-01
Definitions**

Parcel 1 Building Line
The "Parcel 1 Building Line" shall be:

- (a) in the event that the portion of the Major Deegan Expressway traversing Parcel 1 has been widened after (effective date of amendment), a line 22 feet west of and parallel to the as-built western edge of such expressway structure; or
- (b) in the event that the portion of the Major Deegan Expressway traversing Parcel 1 has not been widened after (effective date of amendment), a line connecting the points described below.
 - (1) a point located on the southern #street line# of East 149th Street that is 47 feet west of its intersection with Exterior Street; and
 - (2) a point on the southern boundary of Parcel 1 that is 107 feet west of its intersection with Exterior Street.

**87-02
General Provisions**

In harmony with the general purpose and intent of this Resolution and the general purposes of the #Special Harlem River Waterfront District#, the regulations of the #Special Harlem River Waterfront District# shall apply to all #developments#, #enlargements#, alterations and changes of #use# within the #Special Harlem River Waterfront District#, except as otherwise provided in this Chapter. The regulations of all other Chapters of this Resolution are applicable, except as superseded, supplemented or modified by the provisions of this Chapter. In the event of a conflict between the provisions of this Chapter and other regulations of this Resolution, the provisions of this Chapter shall control.

**87-03
District Plan and Maps**

The regulations of this Chapter are designed to implement the #Special Harlem River Waterfront District# Plan as set forth in the Appendix to this Chapter. The plan area has been divided into parcels consisting of tax blocks and lots as established on (effective date of amendment), as follows:

Parcel 1:	Block 2349, Lot 112
Parcel 2:	Block 2349, Lot 100
Parcel 3:	Block 2349, Lots 46, 47 & 146
Parcel 4:	Block 2349, Lot 38
Parcel 5:	Block 2349, Lots 15 & 20
Parcel 6:	Block 2349, Lots 3 & 4
Parcel 7:	Block 2323, Lot 43
Parcel 8:	Block 2323, Lot 28
Parcel 9:	Block 2323, Lots 5, 13 & 18

The District Plan includes the following maps:

Map 1	#Special Harlem River Waterfront District# and Parcels
Map 2	Waterfront Access Plan: Public Access Elements

**87-04
Applicability of Article I, Chapter 1**

Within the #Special Harlem River Waterfront District#, Section 11-15 (Environmental Requirements) shall apply, except that prior to issuing a building permit for any #development#, or for an #enlargement#, #extension# or a change of #use#, on a lot that has an (E) designation for hazardous material contamination, noise or air quality, the Department of Buildings shall be furnished with a report from the Department of Environmental Protection of the City of New York stating:

- (a) in the case of an (E) designation for hazardous material contamination, that environmental requirements related to the (E) designation have been met for that lot; or
- (b) in the case of an (E) designation for noise or air quality, that the plans and drawings for such #development# or #enlargement# will result in compliance with the environmental requirements related to the (E) designation.

**87-05
Applicability of Article VI, Chapter 2**

Parcels 1, 2, 3 and 4, as shown on Map 1 (Special Harlem River District and Parcels) shall be considered #waterfront zoning lots#, notwithstanding the mapping of any #streets# on such parcels after (effective date of amendment).

**87-06
Modification of Use and Bulk Regulations for Parcels Containing Newly Mapped Streets**

In the event that #streets# are mapped on Parcels 1, 2, 3 and 4 after (effective date of amendment), the area within such #streets# may continue to be considered part of the #zoning lot# for the purposes of applying all #use# and #bulk#

regulations of this Zoning Resolution.

87-10 SPECIAL USE REGULATIONS

The #use# regulations of the underlying districts are modified in Sections 87-11 through 87-24, inclusive.

As used in this Section, "ground floor level" shall mean the finished floor level within five feet of an adjacent public sidewalk or any other publicly accessible open area.

87-11 Vehicle Storage Establishments

Commercial or public utility vehicle storage, open or enclosed, including #accessory# motor fuel pumps as listed in Use Group 16C shall be a permitted #use# on Parcel 5, provided that:

- such #use# is the primary #use# on the parcel;
- no more than 10,000 square feet of #floor area# shall be provided on Parcel 5, and
- a #shore public walkway# is provided as set forth in paragraph (a) of Section 87-61 (Public Access Provisions by Parcel).

The streetscape provisions of Section 87-13, the maximum width of establishment provisions of Section 87-23 and the special height and setback regulations of Section 87-30, inclusive, shall not apply to such #use#.

87-12 Location of Commercial Space

The provisions of Section 32-422 (Location of floors occupied by non-residential uses) are modified to permit #residential uses# on the same #story# as a non-#residential use# provided no access exists between such #uses# at any level containing #residences# and provided any non-#residential uses# are not located directly over any #residential use#. However, such non-#residential uses# may be located over a #residential use# by authorization of the City Planning Commission upon a finding that sufficient separation of #residential uses# from non-#residential uses# exists within the #building#.

87-13 Streetscape Regulations

- Ground floor #use#

All #uses# shall have a depth of at least 25 feet from #building walls# facing a #shore public walkway#, #park# or #upland connection#. Lobbies and entrances may not occupy more than 20 feet or 25 percent of such #building wall# width, whichever is less. The level of the finished ground floor shall be located not higher than two feet above nor lower than two feet below the as-built level of the adjacent public sidewalk or other publicly accessible open area.

For #buildings# on Parcels 1 through 6 that face a #shore public walkway#, #park# or #upland connection#, not less than 20 percent of the ground floor level #floor area# of such portions of #buildings#, to a depth of 25 feet shall consist of #uses# from Use Groups 6A, 6C, 6F, 8A, 8B and 10A, as set forth in Article III, Chapter 2.

- Transparency

Any #building wall# containing ground floor level #commercial# and #community facility uses# that faces a #shore public walkway#, #park# or #upland connection# shall be glazed with transparent materials which may include show windows, glazed transoms or glazed portions of doors. Such glazing shall occupy at least 70 percent of the area of each such ground floor level #building wall#, measured to a height of ten feet above the level of the adjoining public sidewalk or other publicly accessible open area or #base plane#, whichever is higher. Not less than 50 percent of the area of each such ground floor level #building wall# shall be glazed with transparent materials and up to 20 percent of such area may be glazed with translucent materials.

- Security Gates

All security gates that are swung, drawn or lowered to secure commercial or community facility premises shall, when closed, permit visibility of at least 75 percent of the area covered by such gate when viewed from the #street# or publicly accessible open area, except that this provision shall not apply to entrances or exits to parking garages.

87-14 Location of Underground Uses

Notwithstanding the provisions of Section 62-332 (Rear yards and waterfront yards), underground #uses#, such as parking garages, shall not be allowed in #waterfront yards#.

87-20 SPECIAL FLOOR AREA REGULATIONS

The #Special Harlem River Waterfront 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), inclusive, applicable as modified within the Special District.

87-21 Special Residential Floor Area Regulations

The base #floor area ratio# for any #zoning lot# containing #residences# shall be 3.0. Such base #floor area ratio# may be increased to a maximum of 4.0 through the provision of #lower income housing# pursuant to the provisions for #Inclusionary Housing designated areas# in Section 23-90 (INCLUSIONARY HOUSING), except that the height and setback regulations of paragraph (b) of Section 23-942 (In Inclusionary Housing designated areas) shall not apply. In lieu thereof, the height and setback regulations of this Chapter shall apply.

87-22 Special Retail Floor Area Requirement

For each square foot of #commercial floor area# in a #building# from the #uses# listed in paragraph (a) of this Section, an equal or greater amount of #residential#, #community facility# or #commercial floor area# from #uses# listed in paragraph (b) of this Section shall be provided.

- Use Groups 6A and 6C, except for:

Docks for ferries, other than #gambling vessels#, limited to an aggregate operational passenger load, per #zoning lot#, of 150 passengers per half hour, and

Docks for water taxis with vessel capacity limited to 99 passengers, and

Docks or mooring facilities for non-commercial pleasure boats;

The following from Use Group 10:

Carpet, rug, linoleum or other floor covering stores, with no limitation on #floor area# per establishment

Clothing or clothing accessory stores, with no limitation on #floor area# per establishment

Department stores

Dry goods or fabric stores, with no limitation on #floor area# per establishment

The following from Use Group 12:

Billiard parlor or pool halls

Bowling alleys or table tennis halls, with no limitation on number of bowling lanes per establishment

Eating or drinking establishments with entertainment and a capacity of more than 200 persons, or establishments of any capacity with dancing

The following retail establishments:

Antique stores

Art gallery, commercial

Book stores

Candy or ice cream stores

Cigar and tobacco stores

Delicatessen stores

Drug stores

Gift shops

Jewelry or art metal craft shops

Music stores

Photographic equipment stores

Record stores

Stationery stores

Toy stores

- All #residential uses# in Use Groups 1 and 2

All #community facility uses# from Use Group 3, 4A, and 4B, except cemeteries

All #commercial uses# from Use Groups 5A, 6B and 8A

However, the City Planning Commission may authorize a modification or waiver of this provision upon finding that such #building# includes:

- a superior site plan that enables safe and efficient pedestrian connectivity to and between establishments and publicly accessible open areas;
- a superior parking and circulation plan that reduces conflicts between pedestrian and vehicular traffic, minimizes open parking lots, and limits conflicts between curb cuts;
- a design that enhances and is integrated with publicly accessible open areas including provision of a public entrance fronting on a #waterfront public access area#;
- a variety of retail establishments; and
- #uses# that do not unduly affect the #residential uses# in the nearby area or conflict with future land use and #development# of adjacent areas.

The City Planning Commission may prescribe appropriate conditions and safeguards to minimize adverse effects of any such #uses# on publicly accessible open areas.

87-23 Maximum Width of Establishments

On Parcels 5 and 6, the width of any ground floor level #commercial# or #community facility# establishments facing a #shore public walkway# or #upland connection#, shall be limited to 60 feet for each #street wall# facing such #shore public walkway# or #upland connection#.

87-24 Location of Building Entrances

On Parcels 1, 2, 3 and 4, the main front entrance of at least one #building#, as the term "main front entrance" is used in the New York City Fire Code, Section 502.1 (FRONTAGE SPACE), shall be located facing the #shore public walkway#. Such main front entrance of a #building# shall be:

- on Parcel 1, located no less than 120 feet from 149th Street;
- on Parcel 2, located no less than 95 feet from a #park#; and
- on Parcels 3 and 4, located no less than 45 feet from an #upland connection#.

**87-30
SPECIAL HEIGHT AND SETBACK REGULATIONS**
The underlying height and setback regulations shall not apply. In lieu thereof, the special height and setback regulations of this Section 87-30, inclusive, shall apply. For the purposes of applying such regulations:

- a #shore public walkway#, #park#, #upland connection# or fire apparatus access road, as required by the New York City Fire Code, shall be considered a #street# and its boundary shall be considered a #street line#. However, the following shall not be considered #streets# for the purposes of applying the #street wall# location provisions of paragraph (a) of Section 87-32:
 - Exterior street, and
 - That portion of any other #street#, #park#, #upland connection# or fire apparatus access road that is located east of the #Parcel 1 Building Line#.

- the height of all #buildings# or other structures# shall be measured from the #base plane#.

87-31 Permitted Obstructions

The provisions of Section 33-42 (Permitted Obstructions) shall apply to all #buildings#, except that elevator or stair bulkheads, roof water tanks, cooling towers or other mechanical equipment (including enclosures), may penetrate a maximum height limit, provided that either:

- the product, in square feet, of the #aggregate width of street walls# of such obstructions facing each #street# frontage, times their average height, in feet, shall not exceed a figure equal to eight times the width, in feet, of the #street wall# of the #building# facing such frontage; or
- the #lot coverage# of all such obstructions does not exceed 20 percent of the #lot coverage# of the #building#, and the height of all such obstructions does not exceed 40 feet. In addition, dormers may penetrate a maximum base height in accordance with the provisions of paragraph (c) of Section 23-621 (Permitted obstructions in certain districts).

87-32 Street Wall Location and Building Base

- #Street wall# location

The #street wall# of the #development# or #enlargement# shall be located within five feet of the #street line# and extend along the entire frontage of the #zoning lot#, except that:

- ground floor level recesses up to three feet deep shall be permitted for access to building entrances; and
- to allow for corner articulation, the #street wall# may be located anywhere within an area bounded by intersecting #street lines# and lines 15 feet from and parallel to such #street lines#; and
- for #buildings# that are required to locate at least one main front entrance facing a #shore public walkway#, pursuant to Section 87-24 (Location of Building Entrances), no portion of the #street wall# containing such entrance shall be closer to the #shore public walkway# than the main front entrance; and
- no portion of a #building# facing a #shore public walkway#, except on Parcel 1, shall exceed a width of 300 feet.

However, on Parcel 1, in order to accommodate a sewer easement located within an area bounded by the eastern boundary of the #shore public walkway#, East 149th Street, a line 120 feet south of and parallel to East 149th Street and a line 120 feet east of and parallel to the #shore public walkway#, no #street wall# shall be required along that portion of East 149th Street and any fire apparatus access road within such easement area. Such area not #developed# as a fire apparatus access road and open to the sky shall be at least 35 percent planted and shall not be used for parking or loading. Furthermore, in the event such area contains a driveway, it shall be screened from the #shore public walkway# and East 149th Street, except for curb cuts and pedestrian paths, with densely planted evergreen shrubs maintained at a height of three feet.

- Minimum and Maximum Base Heights

The #street wall# of a #development# or #enlargement# shall rise without setback to a minimum base height of six #stories# or 60 feet, or the height of the #building#, whichever is less, and a maximum base height of eight #stories# or 85 feet, whichever is less, before a setback is required. However, on Parcels 5 and 6, for #street walls# facing a #shore public walkway#, the minimum base height shall be 20 feet and the maximum base height shall be four #stories# or 40 feet, whichever is less, before a setback is required. Any portion of a #building# or other structure# that does not exceed such maximum base heights shall hereinafter be referred to as a "building base".

All portions of #buildings# that exceed the maximum base heights set forth in this paragraph, (b), shall be set back from the #street wall# of the #building# at least ten feet along a #shore public walkway#, #park# and Exterior Street, and at least 15 feet along an #upland connection#.

For #developments# or #enlargements# that exceed a height of eight #stories# or 85 feet, except on Parcels 5, 6, 7 and 9, not more than 40 percent of the #aggregate width of street walls# facing a #shore public walkway# shall rise without setback to at least a height of six #stories# or 60 feet, whichever is less, and at least 40 percent of the #aggregate width of street walls# facing a #shore public walkway# shall rise without setback to at least a height of eight #stories# or 85 feet, whichever is less.

Above the level of the second #story#, up to 30 percent of the #aggregate width of street walls# may be recessed, provided no recesses are located within 15 feet of an adjacent #building# or within 30 feet of the intersection of two #street lines#, except where corner articulation is provided as set forth in subparagraph (a)(1) of this Section.

- Transition heights

All #street walls#, except on Parcels 5 and 6, may rise to a maximum transition height of 115 feet, provided that, except on Parcel 7, not more than 60 percent of the #aggregate width of street walls# facing a #shore public walkway# exceeds a height of 85 feet. On Parcels 5 and 6, a #street wall# may rise to a maximum transition height of 85 feet, without limitation.

All portions of #buildings# that exceed the transition heights set forth in this paragraph, (c), shall comply with the tower provisions of Section 87-33.

87-33 Towers

All #stories# of a #development# or #enlargement# located partially or wholly above the applicable transition height set forth in paragraph (c) of Section 87-32 shall be considered a "tower" and shall comply with the provisions of this Section. For #zoning lots# with less than 130,000 square feet of #lot area#, only one tower shall be permitted. For #zoning lots# with 130,000 square feet of #lot area# or more, not more than two towers shall be permitted.

(a) Maximum tower height

For #zoning lots# with 100,000 square feet of #lot area# or less, the maximum height of a #building# shall be 300 feet. The maximum height of #buildings# on #zoning lots# with more than 100,000 square feet of #lot area# shall be 400 feet; however, for #zoning lots# with two towers, such maximum #building# height of 400 feet shall apply to not more than one tower, a maximum #building# height of 260 feet shall apply to the second tower, and there shall be a height differential of at least 40 feet between both towers.

(b) Location rules for #zoning lots# adjacent to #parks#

Where a tower is provided on a #zoning lot# adjacent to a #park#, such tower or portion thereof shall be located within 85 feet of such #park#, and if two towers are provided on such #zoning lot#, the second tower or portion thereof shall be located either within 120 feet of East 149th Street or within 45 feet of an #upland connection#. Where two towers are provided on a #zoning lot# adjacent to a #park#, the shorter of the towers shall be located nearer the #park#.

(c) Maximum tower size

The outermost walls of each #story# located entirely above the applicable transition height shall be inscribed within a rectangle. The maximum length of any side of such rectangle shall be 135 feet. Each #story# of a tower located entirely above the applicable transition height shall not exceed a gross area of 8,800 square feet.

(d) Tower top articulation

All #buildings# that exceed a height of 200 feet shall provide articulation in accordance with at least one of following provisions:

(1) Setbacks on each tower face

(i) For #buildings# less than 260 feet in height, the highest three #stories#, or as many #stories# as are located entirely above a height of 200 feet, whichever is less, shall have a #lot coverage# of at least 50 percent of the #story# immediately below such #stories#, and a maximum #lot coverage# of 80 percent of the #story# immediately below such #stories#.

(ii) For #buildings# 260 feet or more in height, the highest four #stories#, or as many #stories# as are located entirely above a height of 260 feet, whichever is less, shall have a #lot coverage# of at least 50 percent of the #story# immediately below such #stories#, and a maximum #lot coverage# of 80 percent of the #story# immediately below such #stories#.

Such reduced #lot coverage# shall be achieved by one or more setbacks on each face of the tower, where at least one setback on each tower face has a depth of at least four feet, and a width that, individually or in the aggregate, is equal to at least 10 percent of the width of such respective tower face. For the purposes of this subparagraph (1), each tower shall have four tower faces, with each face being the side of a rectangle within which the outermost walls of the highest #story# not subject to the reduced #lot coverage# provisions have been inscribed. The required setbacks shall be measured from the outermost walls of the #building# facing each tower face. Required setback areas may overlap.

(2) Three setbacks facing Harlem River

The upper #stories# of a tower shall provide setbacks with a minimum depth of 15 feet measured from the west facing wall of the #story# immediately below. Such setbacks shall be provided at the level of three different #stories#, or as many #stories# as are located entirely above a height of 230 feet, whichever is less. The lowest level at which such setbacks may be provided is 230 feet, and the highest #story# shall be located entirely within the eastern half of the tower.

87-40 SPECIAL REQUIREMENTS FOR CERTAIN ROADS AND SIDEWALKS

87-41 Fire Apparatus Access Roads

Where a fire apparatus access road is provided as required by the New York City Fire Code, such road shall comply with

the following requirements.

- The width of a paved road bed shall be 34 feet, constructed to minimum Department of Transportation standards for public #streets#, including curbs and curb drops.
- Curbs shall be provided along each side of the entire length of such road.
- A minimum 13 foot paved sidewalk shall be provided adjacent to and along the entire length of the required curb.
- For the purposes of making the #street# tree requirements of Section 26-41 applicable to fire apparatus access roads, a fire apparatus access road shall be considered a #street#.
- All such roads shall be constructed with lighting, signage, materials and crosswalks to minimum Department of Transportation standards for public #streets#.

87-42 Sidewalks

In the event that Parcel 1 is #developed# with #mixed-use buildings#, sidewalks shall be provided on Parcel 1 as follows:

- Sidewalks with a depth of at least 15 feet, measured perpendicular to the curb of a #street#, shall be provided along the entire Exterior Street and 149th Street frontage of a #zoning lot#. In locations where the width of the sidewalk within the #street# is less than 15 feet, a sidewalk widening shall be provided on the #zoning lot# so that the combined width of the sidewalk within the #street# and the sidewalk widening equals 15 feet. However, existing #buildings# to remain on the #zoning lot# need not be removed in order to comply with this requirement.
- A 22 foot wide walkway shall extend east of and along the #Parcel 1 Building Line#, linking East 149th Street and a #park#, or fire apparatus access road if such road is #developed# adjacent to the #park#. In the event that a parking lot is #developed# east of such walkway, the easternmost seven feet of such walkway shall be densely planted with evergreen shrubs maintained at a maximum height of three feet above the adjoining walkway. Such walkway and planting strip may be interrupted to allow vehicular or pedestrian access.
- Any driveway located east of the #Parcel 1 Building Line# that extends along a sewer easement and intersects Exterior Street shall have curbs and sidewalks with a minimum width of 13 feet along each curb, which may be interrupted to allow for vehicular access to a parking lot.

All sidewalks and sidewalk widenings shall be constructed or improved to Department of Transportation standards, shall be at the same level as the adjoining public sidewalks, and shall be accessible to the public at all times.

87-50 SPECIAL PARKING REGULATIONS

The following provisions shall apply to all parking facilities:

Use of parking facilities

All #accessory# off-street parking spaces may be made available for public use; any such space, however, shall be made available to the occupant of a #residence# to which it is accessory within 30 days after written request therefore is made to the landlord.

(b) Off-site parking

The off-site parking location provisions of Sections 36-42 and 36-43 shall not apply. In lieu thereof, all permitted or required off-#street# parking spaces may be provided on a #zoning lot# other than the same #zoning lot# to which such spaces are #accessory#, provided the lot to be used for parking is within the #Special Harlem River Waterfront District#.

(c) Location requirements for parking facilities

No parking facility, open or enclosed, shall front upon or be visible from

- a #shore public walkway#, except as provided for in paragraph (e) for Parcel 5;
- any #upland connection# or #park#, or portion thereof, that is located west of the #Parcel 1 Building Line#.

(d) Design requirements for enclosed off-street parking facilities

All enclosed off-street parking facilities shall be located either entirely below the level of any #street# or publicly accessible open area upon which such facility fronts, or when located above grade, in compliance with the following provisions:

- The provisions of this subparagraph (1) shall apply to facilities facing a #shore public walkway, #upland connection#, #park#, or northern #street line# of 138th Street.

Such facilities shall be located at every level above-grade, behind #commercial#, #community facility# or #residential floor area# with a minimum depth of 25 feet as measured any #building wall# facing a #shore public walkway#, or facing that portion of an #upland connection# or #park# located west of the #Parcel 1 Building Line# so that no portion of such parking facility is visible from the #shore public walkway#, #upland connection# or #park#. All such parking facilities shall be exempt from the definition of #floor area#.

On Parcel 6, the ground floor of a #building# within 60 feet of the

intersection of Exterior Street and East 138th Street shall be occupied to a depth of 25 feet with #commercial#, #community facility# or #residential floor area# so that no portion of a parking facility is visible from such portion of Exterior Street or East 138th Street.

- The provisions of this subparagraph (2) shall apply to facilities not facing a #shore public walkway#, or that portion of an #upland connection# or #park# located west of the #Parcel 1 Building Line#, or northern #street line# of East 138th Street.

Such facilities shall be designed so that:

- any non-horizontal parking desk structures are not visible from the exterior of the #building# in elevation view;
- opaque materials are located on the exterior #building wall# between the bottom of the floor of each parking desk and no less than three feet above such deck; and
- a total of at least 50 percent of such exterior #building wall# with adjacent parking spaces consists of opaque materials which may include permitted #signs#, graphic or sculptural art, or living plant material.

(e) Open parking lots

The requirements of Section 37-90 (PARKING LOTS) and screening requirements for open parking lots of Article VI Chapter 2 (Special Regulations Applying in the Waterfront Area) are modified as set forth in this paragraph (e).

For the purposes of applying the requirements of Section 37-90 (PARKING LOTS), a fire apparatus access road shall be considered a #street#.

On Parcel 1, for parking lots or portions thereof located east of the #Parcel 1 Building Line#, no landscaping shall be required. Such parking lots shall be screened from #streets# and any other publicly accessible areas by ornamental fencing, excluding chain link fencing, with a surface area at least 50 percent open and not more than four feet in height. However, along that portion of Exterior Street located between East 149th Street and a sewer easement, a seven foot wide strip, densely planted with evergreen shrubs maintained at a height of three feet shall be provided.

On Parcel 5, if a commercial or public utility vehicle storage #use#, as listed in Use Group 16C, is #developed# or #enlarged# as the primary #use# on the parcel, the screening requirements applicable to open parking lots set forth in Article VI, Chapter 2 shall not apply. In lieu thereof, such open parking lot shall be screened from the adjacent #shore public walkway# and #upland connection# with a wall or fence, other than a chain link fence, not more than 50 percent opaque, and at least five feet in height, but not more than six feet in height.

(f) Roof parking

Any roof of a facility containing off-street parking spaces, not otherwise covered by a #building#, which is larger than 400 square feet shall be landscaped. Up to five percent of such roof area may be used for mechanical equipment, provided that such mechanical equipment is screened from view by a fence which is at least 75 percent opaque or by at least three feet of dense planting. Up to 25 percent of such roof area may be accessible solely from an adjacent #dwelling unit# and the remaining roof area shall be accessible for the recreational use of the occupants of the building in which it is located. Hard surfaced areas shall not cover more than 60 percent of such roof area.

87-51 Curb Cut Restrictions

On Parcels 1, 2, 3 and 4, no curb cuts shall be provided facing a #shore public walkway# and, further, on Parcel 2, no curb cuts shall be provided facing a #park#.

87-60 HARLEM RIVER WATERFRONT ACCESS PLAN

Map 2 (Waterfront Access Plan: Public Access Elements) in the Appendix to this Chapter shows the boundaries of the area comprising the Harlem River Waterfront Access Plan and the location of certain features mandated or permitted by the Plan.

87-61 Special Public Access Provisions

The provisions of 62-50 (GENERAL REQUIREMENTS FOR VISUAL CORRIDORS AND WATERFRONT PUBLIC ACCESS AREAS) shall apply as follows:

(a) Shore public walkways

- The #shore public walkway# shall be constructed at an elevation of two feet above the highest level of the Oak Point Rail Link, except that:
 - on Parcels 6 and 7, no such elevation requirement shall apply.
 - on Parcel 5, if commercial or public utility vehicle storage, as listed in Use Group 16C, is #developed# or #enlarged# as the primary #use# on the #zoning lots#, such elevation requirement shall not apply. However, if commercial or public utility vehicle storage, as listed in Use Group 16C, is not #developed# or #enlarged# as the primary #use# on the #zoning lots#, such elevation requirement shall only apply along the westernmost section of the #shore public walkway# to a depth of 40 feet.

(iii) on all #zoning lots#, a #shore public walkway# shall be required to meet the grade of an existing adjacent #street#, which may include deviating from such elevation requirement where necessary.

(2) A dead-end fire apparatus access road turnaround, as defined in the New York City Fire Code Section 503.2.5 (Dead-ends), may by certification extend into a designated #shore public walkway# as set forth in Section 87-73 (Certification to Allow Fire Apparatus Access Road Turnaround in Shore Public Walkways).

(3) In the event that a portion of a #waterfront zoning lot# is within 40 feet of the #shoreline#, yet does not abut the #shoreline# because of an intervening #zoning lot#, a #shore public walkway# shall be provided on such upland portion. The width of the #shore public walkway# on such portion shall be 40 feet measured from the #shoreline# of the intervening #zoning lot# and shall include the width of the intervening #zoning lot#. The portion of such #shore public walkway# located upland of the intervening #zoning lot# shall be improved with a circulation path at least ten feet wide, and any required planted screening buffer shall have a width of at least four feet.

(4) On Parcel 5, if a commercial or public utility vehicle storage #use# is #developed# or #enlarged# as the primary #use# on the parcel, the #shore public walkway# requirements set forth in Section 62-62 shall apply except that:

(i) the required width of the #shore public walkway# may be reduced to a minimum of 20 feet along the northern edge of the inlet and may be reduced to a minimum of 30 feet along the eastern edge of the inlet.

(ii) the circulation path required in paragraph (a)(1) of Section 62-62 shall be modified to a minimum width of 10 feet along the northern and eastern edge of the inlet,

(iii) the screening provisions of paragraph (c)(2) of Section 62-62 shall not apply. In lieu thereof, a planted screening buffer with a width of four feet shall be provided. Such planted buffer shall consist of densely planted shrubs or multi-stemmed screening plants, with at least 50 percent being evergreen species. Shrubs shall have a height of at least four feet at the time of planting; and

(iv) in the event that the #upland connection# on Parcel 6 has not been #developed#, a ten foot wide pedestrian walkway between the #shore public walkway# and Exterior Street shall be provided on Parcel 5 adjacent to such #upland connection# location.

(b) Upland connections

#Upland connections# shall be located on Parcels 3, 4 and 6, as designated on Map 2 in the Appendix to this Chapter.

The provisions of Sections 62-50 (GENERAL REQUIREMENTS FOR VISUAL CORRIDORS AND WATERFRONT PUBLIC ACCESS AREAS) are modified as follows:

(1) Parcel 3 may provide the #upland connection# at either of the two optional locations indicated on Map 2 in the Appendix to this Chapter.

(2) The required width for an #upland connection# on Parcel 6, as indicated on Map 2, is reduced to 12 feet. Such #upland connection# shall be subject only to the applicable pedestrian path provisions.

(c) Supplemental public access areas

#Supplemental public access areas# pursuant to this Plan shall be provided on Parcels 1 and 2, as indicated on Map 2 in the Appendix to this Chapter, however, the requirement may be waived by certification by the Chairperson of the City Planning Commission as set forth in Section 87-62 (Certification to Waive Supplemental Public Access Area Requirement).

(d) Visual Corridors

#Visual corridors# shall be located within Parcels 1 and 4, and the #park#, as indicated on Map 2 in the Appendix to this Chapter.

87-62 Certification to Waive Supplemental Public Access Area Requirement

For Parcels 1 and 2, the requirement to provide a designated #supplemental public access area#, as indicated on Map 2 in the Appendix to this Chapter, may be waived by the Chairperson of the City Planning Commission upon finding that:

(a) the site plan includes a vehicular connection through the #zoning lot# pursuant to the design guidelines set forth in Section 87-41 (Fire Apparatus Access Roads); and

(b) a declaration of restrictions has been provided pursuant to Section 87-64 (Declaration of Restrictions); and

(c) the design meets all applicable connection requirements set forth in Section 87-66 (Connection

with adjacent zoning lots); and

(d) such a vehicular connection either:

(1) on Parcel 1, provides access between East 149th Street and Exterior Street, serving all #buildings# along the #shore public walkway# and #park#; or

(2) on Parcel 2, provides a bidirectional connection between Exterior Street at its intersection with East 144th Street and the southernmost #lot line# of the #development#.

87-63 Certification to Allow Fire Apparatus Access Road Turnaround in Shore Public Walkways

On Parcels 2, 3 and 4, a dead-end fire apparatus access road turnaround, as defined in the New York City Fire Code Section 503.2.5 (Dead-ends), may by certification, extend into the designated #shore public walkway#, provided that:

(a) a declaration of restrictions has been provided pursuant to Section 87-64; and

(b) a fire apparatus access road abutting the shared #zoning lot line# between the #development# seeking certification under this section and Parcels 2, 3 or 4 does not exist; and

(c) the fire apparatus access road serves as a segment of a bidirectional loop road along the #shore public walkway#, providing a connection to Exterior Street at the northeast corner of Parcel 2 and a connection to Exterior Street at the southeast corner of Parcel 4.

Such turnaround shall have a diameter of 70 feet and be located at the end of the fire apparatus access road, abutting the adjacent #lot line#. At no point may the turnaround extend into the #shore public walkway# for a distance greater than 23 feet. Sidewalks shall not be required adjacent to the turnaround. The portion of the turnaround that lies within a #shore public walkway# shall remain clear of obstacles, shall be composed of permeable materials, and shall meet all applicable requirements set forth in the New York City Fire Code Section 503.1.1 (Fire apparatus access roads). In addition, the roadbed material of a fire apparatus access road leading to a vehicular turnaround may be extended into the turnaround provided the area of the turnaround paved with such material is not wider than the roadbed leading to the turnaround. The remaining portions of the turnaround shall be paved with distinct materials to facilitate pedestrian usage. In addition, the level of the area within the turnaround shall be raised to be flush of the level of adjoining sidewalks.

87-64 Declaration of Restrictions

For any fire apparatus access road proposed for certification pursuant to Sections 87-62 or 87-63, a declaration of restrictions shall be provided to guarantee the construction, improvement, operation, maintenance and repair of such road, to guarantee that such road remains open, unobstructed and accessible to all members of the public, except as necessary to avoid public dedication, and to ensure compliance with all applicable provisions. Such declaration of restrictions shall be prepared in a form acceptable to the Department of City Planning, shall be filed and duly recorded in the Borough Office of the Register of the City of New York and indexed against the property. Filing and recording of the declaration of restrictions shall be a precondition for the Chairperson's certification under Section 87-62 and 87-63, where applicable.

For certifications proposed pursuant to Section 87-63, at the time a declaration of restrictions has been provided by the adjacent #development#, pursuant to this section, permitting vehicular connection between #zoning lots#, the #zoning lot# containing a previously constructed fire apparatus access turnaround shall be responsible for the following actions on the portion of the connection on such #zoning lot#:

(a) deconstructing the fire apparatus access road turnaround; and

(b) re-landscaping the area that had extended into the #shore public walkway#, so as to create the conditions of the immediately surrounding #shore public walkway#, which may include any combination of tree planting, laying sod, removing pavers, or any other required landscaping action; and

(c) extending all required sidewalks that had remained short of the #lot line# to the shared #lot line# to connect to the required adjacent sidewalks and enable pedestrian movement across #developments#; and

(d) complying with all applicable waterfront rules, street regulations and the New York City Fire Code.

87-65 Applicability of Waterfront Regulations

In the event that #streets# are mapped on Parcels 1, 2, 3 and 4 after (effective date of amendment), the area within such #streets# may continue to be considered part of the #zoning lot# for the purposes of applying all waterfront regulations of the Zoning Resolution.

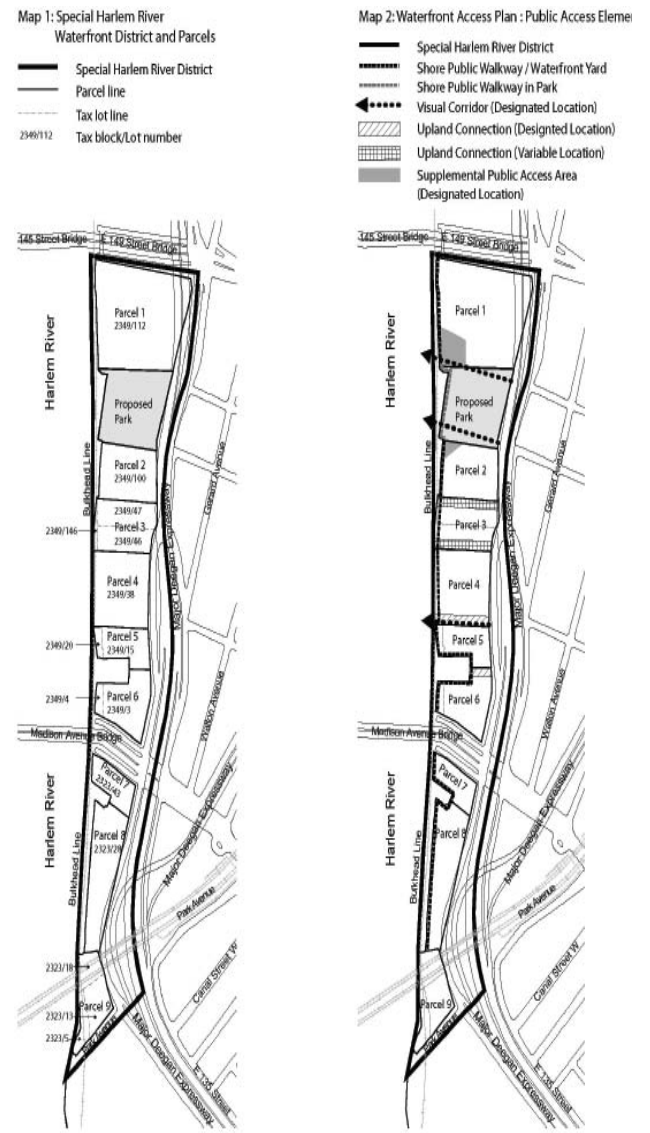
87-66 Connection with Adjacent Zoning Lots

The following provisions apply to #developments# pursuing certification pursuant to either Section 87-62 (Certification to Waive Supplemental Public Access Area Requirement) or Section 87-63 (Certification to Allow Fire Apparatus Access Road Turnaround in Shore Public Walkways).

On each of Parcels 2, 3 and 4, and only among Parcels 2, 3 and 4, a #development# shall provide a connection for bidirectional vehicular travel at an adjacent #zoning lot line# if such adjacent #zoning lot# has previously constructed a connection that terminates at the shared #lot line#. Any connection of fire apparatus access roads across a shared #zoning lot line# must meet the grade of and maintain the street width of the existing adjacent private street. In addition to such physical shared #lot line# connection, a private road declaration shall be provided pursuant to the provisions of Section 87-74 of this Chapter. A connection need not be opened unless and until such declaration of restrictions, in accordance with 87-74, has been recorded against the adjacent #zoning lot#.

When no connection for vehicular travel terminating at the opposite side of a shared #zoning lot line# exists, one may, by certification pursuant to Section 87-63, construct a dead-end fire apparatus access road turnaround that may extend into the designated #shore public walkway#. Such certification is also contingent upon providing a declaration of restrictions, in accordance with Section 87-64.

APPENDIX



Note: Only underlined text is new in the following Section.

Article XII - Special Purpose Districts

Chapter 3 Special Mixed Use District

123-66 Height and Setback Regulations

123-662 All buildings in Special Mixed Use Districts with R6, R7, R8, R9 and R10 District designations

TABLE B

In addition, in #Special Mixed-Use District# 13 in the Borough of The Bronx, at least 70 percent of the #aggregate width of street walls# shall be located within eight feet of the #street line# and shall extend to at least the minimum base height specified for the applicable district as set forth in Table B above, or the height of the #building#, whichever is less. The remaining 30 percent of the #aggregate width of street walls# may be located beyond eight feet of the #street line#. Existing #buildings# may be vertically #enlarged# by up to one #story# or 15 feet without regard to the #street wall# location provisions of this paragraph.

123-90 SPECIAL MIXED USE DISTRICTS SPECIFIED

The #Special Mixed Use District# is mapped in the following areas:

#Special Mixed Use District# - 13: (effective date) Lower Concourse, Bronx

The #Special Mixed Use District# - 13 is established in the Lower Concourse in The Bronx as indicated on the #zoning maps#.

CANARSIE REZONING

BROOKLYNCB - 18 C 090313 ZMK

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. 17d, 23a, 23c and 23d:

- 1. eliminating from an existing R4 District a C1-1 District bounded by Avenue L, East 95th Street, a line 200 feet southeasterly of Avenue L, and East 93rd Street;
2. eliminating from an existing R4 District a C1-2 District bounded by:
a. a line 200 feet southeasterly of Farragut Road, Rockaway Parkway, Glenwood Road, a line midway between Rockaway Parkway and East 98th Street, Conklin Avenue, Rockaway Parkway, a line 150 feet southeasterly of Flatlands Avenue, and East 96th Street,
b. a line 150 feet northwesterly of Flatlands Avenue, East 89th Street, Flatlands Avenue, and a line midway between East 88th Street and East 89th Street;

- c. a line 150 feet northwesterly of Avenue L, East 95th Street, Avenue L, East 93rd Street, a line 150 feet southeasterly of Avenue L, and East 91st Street;
- d. Avenue N, Rockaway Parkway, Seaview Avenue, and a line midway between East 96th Street and Rockaway Parkway;
3. eliminating from an existing R5 District a C1-2 District bounded by:
- a. Ralph Avenue, East 79th Street, a line 100 feet easterly of Ralph Avenue, a line 100 feet northeasterly East 78th Street, a line perpendicular to the northeasterly street line of East 78th Street distant 80 feet southeasterly (as measured along the street line) from the point of intersection of the northeasterly street line of East 78th Street and the easterly street line of Ralph Avenue, and East 78th Street;
- b. Ralph Avenue, East 77th Street, a line 150 feet southeasterly of Ralph Avenue, East 76th Street, and Glenwood Road,
- c. East 88th Street, a line 150 feet northwesterly of Flatlands Avenue, a line midway between East 88th Street and East 89th Street, and Flatlands Avenue;
- d. a line 150 feet northwesterly of Glenwood Road, East 105th Street, Glenwood Road, and East 103rd Street;
- e. a line 100 feet northwesterly of Seaview Avenue, East 98th Street, Seaview Avenue, a line 450 feet northeasterly of Rockaway Parkway, a line 200 feet southeasterly of Seaview Avenue, Rockaway Parkway, Skidmore Avenue, a line 350 feet southwesterly of Rockaway Parkway, St. Jude Place, Seaview Avenue, and Rockaway Parkway;
- f. Schenck Street, Rockaway Parkway, a line 100 feet southeasterly of Schenck Street, and a line 215 feet southwesterly of Rockaway Parkway;
4. eliminating from an existing R4 District a C 2-1 District bounded by a line 150 feet northwesterly of Avenue L, Rockaway Parkway, a line 320 feet southeasterly of Avenue L, East 96th Street, a line 150 feet southeasterly of Avenue L, and East 95th Street;
5. eliminating from an existing R5 District a C2-1 District bounded by:
- a. Avenue M, East 98th Street, a line 360 feet southeasterly of Avenue M, and Rockaway Parkway; and
- b. Flatlands Avenue, a line 325 feet northeasterly of 108th Street, the northwesterly prolongation of a U.S. Pierhead and Bulkhead Line, the southwesterly prolongation of a U.S. Pierhead and Bulkhead Line, and East 108th Street;
6. eliminating from an existing R4 District a C2-2 District bounded by:
- a. Foster Avenue, East 98th Street, a line 150 feet southeasterly of Foster Avenue, and Rockaway Avenue;
- b. a line 200 feet northwesterly of Farragut Road, a line midway between Rockaway Parkway and East 98th Street and its southeasterly prolongation, Glenwood Road, Rockaway Parkway, a line 200 feet southeasterly of Farragut Road, a line midway between East 96th Street and Rockaway Parkway, a line 150 feet northwesterly of Farragut Road, and Rockaway Parkway;
- c. Conklin Avenue, a line midway between East 92nd Street and East 93rd Street, a line 150 feet southeasterly of Flatlands Avenue, East 91st Street, Flatlands Avenue, and a line 150 feet southwesterly of East 92nd Street;
7. eliminating from an existing R5 District a C2-2 District bounded by:
- a. a line 100 feet northwesterly of Flatlands Avenue, East 83rd Street, Flatlands Avenue, East 81st Street, a line 100 feet southeasterly of Flatlands Avenue, East 76th Street, Flatlands Avenue, and the northwesterly centerline prolongation of East 77th Street; and
- b. Skidmore Avenue, Rockaway Parkway, Schenck Street, and East 96th Street;
8. changing from an R5 District to an R3-1 District property bounded by a line 100 feet southeasterly of Avenue L, East 105th Street, a line 100 feet northwesterly of Avenue M, and a line midway between East 100th Street and East 101st Street;
9. changing from an R5 District to an R3X District property bounded by a line 100 feet southeasterly of Avenue L, a line midway between East 100th Street and East 101st Street, a line 100 feet northwesterly of Avenue M, East 105th Street, Avenue L, a line 100 feet northeasterly of East 105th Street, a line midway between Avenue L and Flatlands 5th Street, East 108th Street, the northeasterly centerline prolongation of Flatlands 6th Street, a line 150 feet northeasterly of East 108th Street, the northeasterly centerline prolongation of Avenue M, East 108th Street, Seaview Avenue, a line midway between East 104th Street and East 105th Street, Avenue N, East 105th Street, a line 175 feet southeasterly of Avenue M, a line midway between East 102nd Street and East 103rd Street, a line 100 feet northwesterly of Avenue N, East 102nd Street, Avenue N, a line midway between East 101st Street and East 102nd Street, a line 175 feet northwesterly of Avenue N, a line midway between East 100th Street and East 101st Street, a line 100 feet southeasterly of Avenue M, and East 99th Street;
10. changing from an R5 District to an R4 District property bounded by:
- a. Glenwood Road, East 103rd Street, Flatlands Avenue, East 102nd Street, a line 100 feet southeasterly of Flatlands Avenue, East 101st Street, Avenue K, East 102nd Street, Avenue L, East 104th Street, Avenue K, East 103rd Street, Avenue J, East 104th Street, Flatlands 1st Street and its southwesterly centerline prolongation, a line 100 feet northeasterly of East 105th Street, Flatlands 3rd Street, East 105th Street, a line 100 feet southeasterly of Avenue L, East 99th Street, a line 100 feet northwesterly of Avenue L, a line midway between East 98th Street and East 99th Street, a line 225 feet southeasterly of Avenue K, Rockaway Parkway, a line 400 feet southeasterly of Avenue J, a line 100 feet southwesterly of East 98th Street, a line 200 feet northwesterly of Avenue J, East 98th Street, a line 375 feet southeasterly of Flatlands Avenue, East 99th Street, Flatlands Avenue, and a line midway between East 101st Street and East 102nd Street; and
- b. Avenue M, East 99th Street, a line 100 feet southeasterly of Avenue M, a line midway between East 100th Street and East 101st Street, a line 175 feet northwesterly of Avenue N, a line midway between East 101st Street and East 102nd Street, Avenue N, East 101st Street, Seaview Avenue, East 98th Street, a line 100 feet northwesterly of Seaview Avenue, and a line midway between East 98th Street and East 99th Street;
11. changing from an R4 District to an R4-1 District property bounded by:
- a. Krier Place, East 92nd Street, a line 100 feet southeasterly of Foster Avenue, a line midway between East 92nd Street and East 93rd Street, a line 100 feet northwesterly of Farragut Road, East 92nd Street, Farragut Road, East 93rd Street, a line 250 feet southeasterly of Farragut Road, a line midway between East 92nd Street and East 93rd Street, a line 100 feet northwesterly of Flatlands Avenue, a line midway between East 88th Street and East 89th Street, a line 175 feet southeasterly of Foster Avenue and its southwesterly prolongation, and a line 100 feet northeasterly of Remsen Avenue;
- b. Foster Avenue, a line midway between East 95th Street and East 96th Street, a line 275 feet southeasterly of Foster Avenue, East 96th Street, a line 175 feet southeasterly of Foster Avenue, a line midway between East 96th Street and Rockaway Parkway, a line 100 feet northwesterly of Flatlands Avenue, East 96th Street, a line 100 feet southeasterly of Flatlands Avenue, Rockaway Parkway, a line 225 feet southeasterly of Avenue K, East 95th Street, Avenue K, East 94th Street, a line 100 feet northwesterly of Avenue L, East 91st Street, a line perpendicular to the southwesterly street line of East 91st Street distant 100 feet southeasterly (as measured along the street line) from the point of intersection of the southwesterly street line of East 91st Street and the southeasterly street line of Avenue K, Remsen Avenue, a line 100 feet northwesterly of Avenue J, a line midway between East 88th Street and East 89th Street, Flatlands Avenue, East 91st Street, a line 100 feet southeasterly of Flatlands Avenue, East 93rd Street, a line 100 feet northwesterly of Flatlands Avenue, and a line midway between East 94th Street and East 95th Street;
- c. Foster Avenue, East 99th Street, a line 200 feet southeasterly of Farragut Road, a line midway between Rockaway Parkway and East 98th Street, a line 200 feet southeasterly of Foster Avenue, East 98th Street;
- d. Glenwood Road, East 100th Street, a line 75 feet northwesterly of Flatlands Avenue, East 99th Street, Flatlands Avenue, Rockaway Parkway, Conklin Avenue, and a line midway between Rockaway Parkway and East 98th Street;
- e. a line 100 feet southeasterly of Avenue L, Remsen Avenue, a line 100 feet southeasterly of Avenue M, a line midway between East 88th Street and East 89th Street, a line 100 feet northwesterly of Avenue M, and East 89th Street;
- f. a line 100 feet southeasterly of Avenue L, Rockaway Parkway, Seaview Avenue, a line midway between East 95th Street and East 96th Street, a line 250 feet northwesterly of Seaview Avenue, East 95th Street, Avenue N, a line midway between East 92nd Street and East 93rd Street and its northwesterly prolongation, a line 100 feet northwesterly of Seaview Avenue, East 92nd Street, Seaview Avenue, Remsen Avenue, a line 75 feet northwesterly of Seaview Avenue, a line midway between East 89th Street and Remsen Avenue, a line 150 feet southeasterly of Avenue N, Remsen Avenue, Avenue N, and East 91st Street;
12. changing from an R5 District to an R4-1 District property bounded by:
- a. a line 100 feet southeasterly of Foster Avenue, a line midway between East 88th Street and East 89th Street, a line 100 feet northwesterly of Avenue M, and East 89th Street, a line 100 feet southeasterly of Avenue M, East 88th Street, Flatlands Avenue, East 88th Street, Flatlands Avenue, a line midway between East 88th Street and East 89th Street, a line 100 feet northwesterly of Avenue J, and East 86th Street;
- c. a line 100 feet northwesterly of Avenue M, a line midway between East 88th Street and East 89th Street, a line 100 feet southeasterly of Avenue M, East 88th Street, Avenue N, and East 87th Street;
- d. Flatlands Avenue, East 99th Street, a line 375 feet southeasterly of Flatlands Avenue, and East 98th Street;
- e. a line 100 feet southeasterly of Avenue L, East 99th Street, Avenue M, a line midway between East 98th Street and East 99th Street, a line 100 feet northwesterly of Seaview Avenue, East 98th Street, Seaview Avenue, Rockaway Parkway, Avenue M, and a line midway between Rockaway Parkway and East 98th Street;
- f. a line 175 feet southeasterly of Avenue M, East 105th Street, Avenue N, a line midway between East 104th Street and East 105th Street, Seaview Avenue, East 103rd Street, a line 100 feet northwesterly of Avenue N, and a line midway between East 102nd Street and East 103rd Street;
- g. Flatlands 4th Street, East 108th Street, a line midway between Avenue L and Flatlands 5th Street, a line 100 feet northeasterly of East 105th Street, a line midway between Flatlands 4th Street and Avenue L, and a line 250 feet northeasterly of East 105th Street;
- h. East 108th Street, the northeasterly centerline prolongation of Avenue M, a line 100 feet northeasterly of East 108th Street, a line midway between the northeasterly centerline prolongation of Avenue M and Flatlands 7th Street and its northeasterly prolongation, a U.S. Pierhead and Bulkhead Line, and Flatlands 9th Street and its northeasterly centerline prolongation;
13. changing from a C8-1 District to an R4-1 District property bounded by:
- a. Farragut Road, a line midway between East 99th Street and East 100th Street, a line 200 feet southeasterly of Farragut Road, and East 99th Street;
- b. a line 50 feet northwesterly of Glenwood Road, a line 80 feet northeasterly of East 99th Street, Glenwood Road, and a line midway between Rockaway Parkway and East 98th Street;
14. changing from an R4 District to an R4A District property bounded by:
- a. a line 330 feet northwesterly of Foster Avenue, East 94th Street, Foster Avenue, a line midway between East 94th Street and East 95th Street, a line 100 feet northwesterly of Flatlands Avenue, a line midway between East 92nd Street and East 93rd Street, a line 250 feet southeasterly of Farragut Road, East 93rd Street, Farragut Road, East 92nd Street, a line 100 feet northwesterly of Farragut Road, a line midway between East 92nd Street and East 93rd Street, a line 100 feet southeasterly of Foster Avenue, East 92nd Street, Foster Avenue, and East 93rd Street;
- b. a line perpendicular to the southwesterly street line of East 91st Street distant 100 feet southeasterly (as measured along the street line) from the point of intersection of the southwesterly street line of East 91st Street and the southeasterly street line of Avenue K, East 91st Street, a line 100 feet southeasterly of Avenue L, East 89th Street, a line 100 feet northwesterly of Avenue M, a line midway between East 88th Street and East 89th Street, a line 100 feet southeasterly of Avenue K, and Remsen Avenue;
- c. Avenue K, East 95th Street, a line 225 feet southeasterly of Avenue K, Rockaway Parkway, a line 100 feet northwesterly of Avenue L, and East 94th Street;
15. changing from an R5 District to an R4A District property bounded by:
- a. a line 100 feet southeasterly of Avenue K, a line midway between East 88th Street and East 89th Street, a line 100 feet northwesterly of Avenue M, East 87th Street, a line 175 feet northwesterly of Avenue M, a line midway between East 86th Street and East 87th Street, a line 100 feet southeasterly of Avenue L, East 87th Street, Avenue L a line midway between East 86th Street and East 87th Street, a line 275 feet northwesterly of Avenue L, and East 87th Street;
- b. a line 225 feet southeasterly of Avenue K, a line midway between East 98th Street and East 99th Street, a line 100 feet northwesterly of Avenue L, East 99th Street, a line 100 feet southeasterly of Avenue L, a line midway between Rockaway Parkway and East 98th Street, Avenue M, and Rockaway Parkway;

16. changing from an R4 District to an R5 District property bounded by:
- a. Avenue N, Remsen Avenue, a line 150 feet southeasterly of Avenue N, a line midway between East 89th Street and Remsen Avenue, a line 75 feet northwesterly of Seaview Avenue, Remsen Avenue, Seaview Avenue, and a line midway between East 88th Street and East 89th Street, and
 - b. Avenue N, East 95th Street, a line 250 feet northwesterly of Seaview Avenue, a line midway between East 95th Street and East 96th Street, Seaview Avenue, East 92nd Street, a line 100 feet northwesterly of Seaview Avenue, and a line midway between East 92nd Street and East 93rd Street and its northwesterly prolongation;
17. changing from a C3 District to an R5 District property bounded by the southwesterly centerline prolongation of Paerdegat 12th Street, Paerdegat Avenue North, a northwesterly boundary line of Canarsie Beach Park, and a U.S. Pierhead and Bulkhead Line;
18. changing from an R4 District to an R5B District property bounded by :
- a. a line 100 feet northwesterly of Foster Avenue, East 93rd Street, Foster Avenue, and East 92nd Street;
 - b. a line 100 feet northwesterly of Foster Avenue, East 96th Street, Foster Avenue, a line midway between East 96th Street and Rockaway Parkway, a line 175 feet southeasterly of Foster Avenue, East 96th Street, a line 275 feet southeasterly of Foster Avenue, a line midway between East 95th Street and East 96th Street, Foster Avenue, and East 94th Street; and
 - c. a line 100 feet northwesterly of Avenue J, Remsen Avenue, a line 100 feet southeasterly of Avenue K, a line midway between East 88th Street and East 89th Street, Avenue K, a northeasterly boundary line of Canarsie Cemetery and its northwesterly and southeasterly prolongations, Church Lane and its southwesterly centerline prolongation, and a line midway between East 88th Street and East 89th Street;
19. changing from an R5 District to an R5B District property bounded by:
- a. a line 200 feet southeasterly of Foster Avenue, East 85th Street, a line 100 feet southeasterly of Foster Avenue, East 88th Street, a line 100 feet southeasterly of Farragut Road, East 86th Street, a line 100 feet southeasterly of Glenwood Road, East 85th Street, a line 100 feet northwesterly of Flatlands Avenue, a line 100 feet southwesterly of East 78th Street, Flatlands Avenue, the southeasterly centerline prolongation of East 77th Street, Glenwood Road, Ralph Avenue, East 79th Street, Glenwood Road, East 80th Street, Farragut Road, and East 81st Street;
 - b. a line 100 feet southeasterly of Flatlands Avenue, East 81st Street, Flatlands Avenue, East 84th Street, a line 100 feet southeasterly of Flatlands Avenue, East 85th Street, Flatlands Avenue, East 86th Street, a line 100 feet northwesterly of Avenue J, a line midway between East 88th Street and East 89th Street, Church Lane and its southwesterly centerline prolongation, a northeasterly boundary line of Canarsie Cemetery and its northwesterly and southeasterly prolongations, Avenue K, a line midway between East 88th Street and East 89th Street, a line 100 feet southeasterly of Avenue K, East 87th Street, a line 275 feet northwesterly of Avenue L, a line midway between East 86th Street and East 87th Street, Avenue L, East 85th Street, Avenue M, East 82nd Street, Avenue K, a line midway between East 81st Street and East 82nd Street, Avenue J, East 80th Street, a line midway between Paerdegat 2nd Street and Paerdegat 3rd Street, a line perpendicular to the northwesterly street line of Paerdegat 2nd Street distant 250 feet southwesterly (as measured along the street line) from the point of intersection of the southwesterly street line of East 80th Street and the northwesterly street line of Paerdegat 2nd Street, a line midway between Paerdegat 1st Street and Paerdegat 2nd Street, Paerdegat Avenue, and East 76th Street;
 - c. a line 100 feet southeasterly of Flatlands Avenue, East 103rd Street, Flatlands Avenue, East 104th Street, a line 100 feet southeasterly of Flatlands Avenue, East 106th Street, Flatlands Avenue, East 107th Street, Avenue J, East 108th Street, Flatlands 1st Street and its southwesterly centerline prolongation, East 104th Street, Avenue J, East 103rd Street, Avenue K, East 104th Street, Avenue L, East 102nd Street, Avenue K, and East 101st Street;
 - d. a line 100 feet northwesterly of Avenue N, East 103rd Street, Seaview Avenue, East 101st Street, Avenue N, and East 102nd Street;
20. changing from an R4 District to an R5D District property bounded by:
- a. Foster Avenue, East 98th Street, a line 200 feet southeasterly of Foster Avenue, a line midway between Rockaway Parkway and East 98th Street, Conklin Avenue, Rockaway Parkway, a line 100 feet southeasterly of Flatlands Avenue, East 96th Street, a line 100 feet northwesterly of Flatlands Avenue, a line 100 feet southeasterly of Flatlands Avenue, East 96th Street, a line 100 feet northwesterly of Flatlands Avenue, East 93rd Street, a line 100 feet southeasterly of Flatlands Avenue, East 91st Street, Flatlands Avenue, and a line midway between East 88th Street and East 89th Street; and
 - b. a line 100 feet northwesterly of Flatlands Avenue, East 93rd Street, a line 100 feet southeasterly of Flatlands Avenue, East 91st Street, Flatlands Avenue, and a line midway between East 88th Street and East 89th Street; and
 - c. a line 100 feet northwesterly of Avenue L, Rockaway Parkway, a line 100 feet southeasterly of Avenue L, and East 91st Street;
21. changing from an R5 District to an R5D District property bounded by:
- a. a line 100 feet northwesterly of Flatlands Avenue, a line midway between East 88th Street and East 89th Street, Flatlands Avenue, East 88th Street, a line 100 feet southeasterly of Flatlands Avenue, East 86th Street, Flatlands Avenue, East 85th Street, a line 100 feet southeasterly of Flatlands Avenue, East 84th Street, Flatlands Avenue, East 81st Street, a line 100 feet southeasterly of Flatlands Avenue, East 76th Street, Flatlands Avenue, and a line 100 feet southwesterly of East 78th Street;
 - b. Flatlands Avenue, East 98th Street, a line 100 feet southeasterly of Flatlands Avenue, and Rockaway Parkway;
 - c. Flatlands Avenue, East 103rd Street, a line 100 feet southeasterly of Flatlands Avenue, and East 102nd Street;
 - d. Flatlands Avenue, East 106th Street, a line 100 feet southeasterly of Flatlands Avenue, and East 104th Street;
 - e. Flatlands Avenue, a line 325 feet northeasterly of East 108th Street, a line 100 feet southeasterly of Flatlands Avenue, and East 108th Street;
22. establishing within a proposed R4-1 District a C1-3 District bounded by:
- a. Avenue N, Rockaway Parkway, a line 100 feet northwesterly of Seaview Avenue, East 98th Street, Seaview Avenue, and a line midway between East 96th Street and Rockaway Parkway;
 - b. Glenwood Road, a line midway between East 96th Street and Rockaway Parkway, a line 100 feet southeasterly of Glenwood Road, and East 96th Street; and
 - c. a line 100 feet southeasterly of Avenue L, a line midway between East 93rd Street and East 94th Street, a line 150 feet southeasterly of Avenue L, and East 93rd Street;
23. establishing within an existing R5 District a C1-3 District bounded by:
- a. Seaview Avenue, a line 450 feet northeasterly of Rockaway Parkway, a line 200 feet southeasterly of Seaview Avenue, Rockaway Parkway, Skidmore Avenue, a line 350 feet southwesterly of Rockaway Parkway, and St. Jude Place; and
 - b. a line 100 feet northwesterly of Glenwood Road, East 105th Street, Glenwood Road, and East 103rd Street;
24. establishing within a proposed R5B District a C1-3 District bounded by:
- a. Ralph Avenue, East 79th Street, a line 100 feet easterly of Ralph Avenue, a line 100 feet northeasterly of East 78th Street, a line perpendicular to the northeasterly street line of East 78th Street distant 80 feet southeasterly (as measured along the street line) from the point of intersection of the easterly street line of Ralph Avenue and the northeasterly street line of East 78th Street, and East 78th Street; and
 - b. Ralph Avenue, East 77th Street, a line 150 feet easterly of Ralph Avenue, East 76th Street, and Glenwood Road; and
25. establishing within a proposed R5D District a C1-3 District bounded by:
- a. a line 100 feet northwesterly of Flatlands Avenue, East 89th Street, Flatlands Avenue, and East 88th Street;
 - b. Glenwood Road, a line midway between Rockaway Parkway and East 98th Street, Conklin Avenue, Rockaway Parkway, a line 100 feet southeasterly of Flatlands Avenue, East 96th Street, a line 100 feet northwesterly of Flatlands Avenue, a line midway between East 96th Street and Rockaway Parkway, a line 200 feet southeasterly of Farragut Road, and Rockaway Parkway; and
 - c. a line 100 feet northwesterly of Avenue L, East 95th Street, a line 100 feet southeasterly of Avenue L, and East 91st Street;
26. establishing within a proposed R4-1 District a C2-3 District bounded by:
- a. Avenue M, East 98th Street, a line 360 feet southeasterly of Avenue M, and Rockaway Parkway;
 - b. a line 50 feet northwesterly of Glenwood Road, a line 200 feet northeasterly of
- Rockaway Parkway, Glenwood Road, and a line 100 feet northeasterly of Rockaway Parkway;
- c. Conklin Avenue, a line midway between East 92nd Street and East 93rd Street, a line 100 feet northwesterly of Flatlands Avenue, and a line 150 feet southwesterly of East 92nd Street; and
 - d. a line 100 feet southeasterly of Avenue L, Rockaway Parkway, a line 220 feet southeasterly of Avenue L, and East 96th Street;
27. establishing within a proposed R4A District a C2-3 District bounded by a line 150 feet northwesterly of Avenue L, East 96th Street, a line 100 feet northwesterly of Avenue L, and East 95th Street;
28. establishing within an existing R5 District a C2-3 District bounded by:
- a. Flatlands Avenue, East 108th Street, a line 100 feet southeasterly of Flatlands Avenue, the northwesterly prolongation of a U.S. Pierhead and Bulkhead Line, the southwesterly prolongation of a U.S. Pierhead and Bulkhead Line, East 108th Street, a line 400 feet southeasterly of Flatlands Avenue, and East 107th Street; and
 - b. Skidmore Avenue, Rockaway Parkway, Schenck Street, and East 96th Street;
29. establishing within a proposed R5D District a C2-3 District bounded by:
- a. a line 100 feet northwesterly of Flatlands Avenue, East 88th Street, a line 100 feet southeasterly of Flatlands Avenue, East 86th Street, Flatlands Avenue, East 85th Street, a line 100 feet southeasterly of Flatlands Avenue, East 84th Street, Flatlands Avenue, East 81st Street, a line 100 feet southeasterly of Flatlands Avenue, East 76th Street, Flatlands Avenue, and a line 100 feet southwesterly of East 78th Street;
 - b. a line 100 feet northwesterly of Flatlands Avenue, a line 125 feet northeasterly of Remsen Avenue, Flatlands Avenue, and East 89th Street,
 - c. a line 100 feet northwesterly of Flatlands Avenue, East 93rd Street, a line 100 feet southeasterly of Flatlands Avenue, East 91st Street, Flatlands Avenue, and a line 150 feet southwesterly of East 92nd Street;
 - d. Foster Avenue, East 98th Street, a line 200 feet southeasterly of Foster Avenue, and Rockaway Avenue;
 - e. a line midway between East 96th Street and Rockaway Parkway, a line 225 feet northwesterly of Farragut Road, Rockaway Parkway, a line 200 feet northwesterly of Farragut Road, a line midway between Rockaway Parkway and East 98th Street and its southeasterly prolongation, and Glenwood Road;
 - f. Flatlands Avenue, East 98th Street, a line 100 feet southeasterly of Flatlands Avenue, and Rockaway Parkway;
 - g. a line 100 feet northwesterly of Avenue L, Rockaway Parkway, a line 100 feet southeasterly of Avenue L, and East 94th Street;
 - h. Flatlands Avenue, East 103rd Street, a line 100 feet southeasterly of Flatlands Avenue, and East 102nd Street;
 - i. Flatlands Avenue, East 106th Street, a line 100 feet southeasterly of Flatlands Avenue, and East 104th Street; and
 - j. Flatlands Avenue, a line 325 feet northeasterly of East 108th Street, a line 100 feet southeasterly of Flatlands Avenue, and East 108th Street;
- as shown on a diagram (for illustrative purposes only) dated February 17, 2009 and which includes CEQR Designation E-230.
- BATTERY PARK CITY SITE 3
MANHATTAN CB - 1 N 090306 ZRM**
- 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.
- Chapter 84
Special Battery Park City District**
- 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.

SPECIAL LONG ISLAND CITY DISTRICT TEXT AMENDMENT

QUEENS CB - 2 N 090304 ZRQ
 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 ~~Strikethrough~~ 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#. However, the #street wall# of a #building# need not be located further from a #street line# than 15 feet. On #corner lots#, the #street wall# along one #street line# need not be located further from the #street line# than five feet. Recesses, not to exceed three feet in depth from the #street line# or eight feet in depth where ramps for the physically handicapped are required, shall be permitted on the ground floor where required to provide access to the #building#.

Existing #buildings# may be vertically enlarged by up to one #story# or 15 feet without regard to the #street wall# location provisions of this Section. * * *

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 10,000 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. ecesses, 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 of five 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 eight 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 six 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:

#Lot Area#	Minimum Area of Pedestrian-Circulation Space
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**
 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.
 - (2) **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

Subway improvements are required for qualifying #developments# or #enlargements# as follows:

(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) to the E and V subway lines, shall relocate the stairway or entrance(s) to such 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 entrance 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.

* * *

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, New York 10007, commencing at 11:00 A.M. on Tuesday, June 23, 2009:

P.S. 133-BROOKLYN BROOKLYN CB - 6 20095371 SCK

Application pursuant to Section 1732 of the New York School Construction Authority Act, concerning the proposed site selection for a new, approximately 900-seat primary school facility, known as P.S. 133-Brooklyn, to be located at 375 Butler Street (Block 940, Lots 1, 16, 65), serving Community School District Nos. 13 and 15.

JAMAICA HIGH SCHOOL QUEENS CB - 8 20095459 HKQ (N 090369 HKQ)

Designation (List No. 411, LP- 2316) by the Landmarks Preservation Commission pursuant to Section 3020 of the New York City Charter of the landmark designation of Jamaica High School located at 167-01 Gothic Drive (Block

9858, Lot 100), as an historic landmark.

RUTAN-JOURNEY HOUSE STATENISLAND CB - 3 20095460 HKR (N 090370 HKR)

Designation (List No. 411, LP- 2211) by the Landmarks Preservation Commission pursuant to Section 3020 of the New York City Charter of the landmark designation of the Rutan-Journey House located at 7647 Amboy Road (Block 8050, Lot 13), as an historic landmark.

NEW YORK BOTANICAL GARDEN MUSEUM BRONX CB - 6, 7, 12 20095461 HKX (N 090371 HKX)

Designation (List No. 411, LP- 2311) by the Landmarks Preservation Commission pursuant to Section 3020 of the New York City Charter of the landmark designation of New York Botanical Garden Museum (now Library) Building, Fountain of Life, and Tulip Tree Allee, Watson Drive and Garden Way, New York Botanical Garden, Bronx Park Tax Map (Block 3272, Lot 1 in part), as an historic landmark.

NEW YORK PUBLIC LIBRARY- WOODSTOCK BRANCH BRONX CB - 1 20095554 HKX (N 090392 HKX)

Designation (List No. 412, LP- 2322) by the Landmarks Preservation Commission pursuant to Section 3020 of the New York City Charter of the landmark designation of New York Public Library, Woodstock Branch, located at 761 East 160th Street (Block 2567, Lot 30), as an historic landmark.

NEW YORK PUBLIC LIBRARY- HUNTS POINT BRANCH BRONX CB - 2 20095555 HKM (N 090393 HKX)

Designation (List No. 412, LP- 2323) by the Landmarks Preservation Commission pursuant to Section 3020 of the New York City Charter of the landmark designation of New York Public Library, Hunts Point Branch, located at 871-877 Southern Boulevard (aka 860 Tiffany Street), (Block 2722, Lot 63), as an historic landmark.

PROPOSED INT. No. 542-A

To amend the administrative code of the city of New York, in relation to requiring the landmarks preservation commission to issue notice to the department of buildings when a property has been calendared for designation as a landmark, requiring the department of buildings to issue notice to the landmarks preservation commission when permit applications for buildings that have been calendared for designation as a landmark are received, and revoking permits previously issued by the department of buildings when a property is designated as a landmark.

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, New York 10007, commencing at 1:00 P.M. on Tuesday, June 23, 2009:

UHAB

MANHATTAN CB - 3 20095673 HAM

Application submitted by the New York City Department of Housing Preservation and Development for Council approval, pursuant to Section 577 of the Private Housing Finance Law, for a modification to a previously approved Urban Development Action Area Project and related tax exemption for property located at 21 Avenue C, Borough of Manhattan, Council District no. 2.

UHAB

MANHATTAN CB - 3 20095674 HAM

Application submitted by the New York City Department of Housing Preservation and Development for Council approval, pursuant to Section 577 of the Private Housing Finance Law, for a modification to a previously approved Urban Development Action Area Project and related tax exemption for property located at 209 East 7th Street, Borough of Manhattan, Council District no. 2.

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

- 1. Find that the present status of the listed areas tends to impair or arrest the sound growth and development of the municipality and that the proposed Urban Development Action Area Project is consistent with the policy and purposes of Section 691 of the General Municipal Law;
2. Waive the area designation requirements of Section 693 of the General Municipal Law pursuant to said Section;
3. Waive the requirements of Sections 197-c and 197-d of the New York City Charter pursuant to Section 694 of the General Municipal Law;
4. Approve the projects as Urban Development Action Area Projects pursuant to Section 694 of the General Municipal Law; and
5. Approve an exemption of the project from real property taxes pursuant to Section 696 of the General Municipal Law.

Table with columns: NO., ADDRESS, BLOCK/LOT, BORO, COMMUNITY PROGRAM BOARD. Includes entries for 20095675 HAK, 330 Ashford Street, 329 Van Siclen Avenue, etc.

CITY PLANNING COMMISSION

PUBLIC HEARING

NOTICE IS HEREBY GIVEN THAT RESOLUTIONS Have been adopted by the City Planning Commission scheduling public hearings on the following matters to be held at Spector Hall, 22 Reade Street New York, New York, on Wednesday, June 17, 2009, commencing at 10:00 A.M.

BOROUGH OF QUEENS
No. 1

MIDDLE VILLAGE/MASPETH REZONING
CD 5 C 090382 ZMQ
IN THE MATTER OF an application submitted by the Department of City Planning pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section Nos. 13c, 13d, 14a, 14b and 17c:

1. eliminating from within an existing R4 District a C1-2 District bounded by:
 - a. 56th Avenue, a line 150 feet easterly of 61st Street, 56th Drive, and a line 150 feet westerly of 61st Street;
 - b. Grand Avenue, a line 150 feet northeasterly of 61st Street, Flushing Avenue, Grand Avenue, a westerly boundary line of Mount Olivet Cemetery and its northerly prolongation, a line 150 feet southeasterly of Grand Avenue, a line 150 feet southeasterly of Flushing Avenue, and 61st Street;
 - c. Grand Avenue, 66th Street, a line 150 feet southeasterly of Grand Avenue, and an easterly boundary line of Mount Olivet Cemetery and its northwesterly prolongation;
 - d. 60th Avenue, Fresh Pond Road, 60th Road, a line 150 feet northeasterly of Fresh Pond Road, Eliot Avenue, Fresh Pond Road, 60th Drive, and a line 150 feet southwesterly of Fresh Pond Road;
 - e. 63rd Avenue, Woodhaven Boulevard, 64th Road, and a line 150 feet southwesterly of Woodhaven Boulevard; and
 - f. Rutledge Avenue, a line 150 feet northeasterly of 88th Street, 75th Avenue, and 88th Street;
 2. eliminating from within an existing R5 District a C1-2 District bounded by:
 - a. St. Felix Avenue, 60th Lane, Cooper Avenue, a line 150 feet westerly of 60th Lane, and a line 100 feet southwesterly of St. Felix Avenue;
 - b. Central Avenue, a line 100 feet northerly of Myrtle Avenue, 64th Street, a line 150 feet northerly of Myrtle Avenue, Cypress Hills Street, Central Avenue, a line midway between 65th Street and 65th Place, a line 150 feet northwesterly of Myrtle Avenue, 66th Place, Myrtle Avenue, 66th Place, a line 150 feet southerly of Myrtle Avenue, Cypress Hills Street, a line 100 feet southerly of Myrtle Avenue, 62nd Street, a line 150 feet southerly of Myrtle Avenue, 61st Street, and Myrtle Avenue; and
 - c. 67th Place, a line 150 feet northwesterly of Myrtle Avenue, 69th Place, a line 100 feet southerly of Myrtle Avenue, 69th Street, Myrtle Avenue, 68th Street, a line 150 feet southerly of Myrtle Avenue, 67th Place, and Myrtle Avenue;
 3. eliminating from within an existing R5 District a C1-3 District bounded by 69th Place, a line 100 feet southeasterly of Cooper Avenue, a line midway between 69th Place and 70th Street, and a line perpendicular to the northeasterly street line of 69th Place distant 150 feet southeasterly (as measured along the street line) from the point of intersection of the southeasterly street line of Cooper Avenue and the northeasterly street line of 69th Place;
 4. eliminating from within an existing R4 District a C2-2 District bounded by:
 - a. 56th Drive, a line 150 feet easterly of 59th Street, 58th Avenue, and 59th Street;
 - b. 58th Road, a line 150 feet easterly of 59th Street, 59th Avenue, and 59th Street;
 - c. 62nd Avenue, a line 150 feet northeasterly of Fresh Pond Road, 62nd Road, and Fresh Pond Road;
 - d. a line 150 feet northerly of Metropolitan Avenue, 65th Street, Metropolitan Avenue, and 64th Street;
 - e. 62nd Drive, 69th Place, Juniper Boulevard South, and 69th Street;
 - f. 71st Street, a line 150 feet northwesterly of Eliot Avenue, 75th Street, and Eliot Avenue; and
 - g. Cooper Avenue, Metropolitan Avenue, Aubrey Avenue, a line 150 feet southwesterly of Metropolitan Avenue, a line midway between Cooper Avenue and Aubrey Avenue, and a line perpendicular to the southeasterly street line of Cooper Avenue distant 150 feet southwesterly (as measured along the street line) from the point of intersection of the southeasterly street line of Cooper Avenue and the southwesterly street line of Metropolitan Avenue;
 5. eliminating from an existing R5 District a C2-2 District bounded by 66th Place, a line 150 feet northerly of Myrtle Avenue, 67th Place, Myrtle Avenue, 67th Place, a line 150 feet southerly of Myrtle Avenue, 66th Place, and Myrtle Avenue;
 6. eliminating from an existing R5 District a C2-3 District bounded by 70th Street, a line 150 feet northerly of Myrtle Avenue, a line midway between 70th Street and 71st Street, and a line perpendicular to the northeasterly street line of 70th Street distant 90 feet northwesterly (as measured along the street line) from the point of intersection of the northerly street line of Myrtle Avenue and the northeasterly street line of 70th Street;
 7. changing from an R3-2 District to an R3A District property bounded by 61st Street and its southeasterly centerline prolongation, a line 160 feet southeasterly of 78th Avenue and its southwesterly prolongation, 64th Place, 78th Avenue, a line 100 feet northwesterly of 80th Avenue, Cypress Hills Street, a northerly boundary line of Beth-El Cemetery and its northeasterly prolongation, and a northerly boundary line of Union Field Cemetery;
 8. changing from an R5 District to an R3A District property bounded by a line midway between 60th Lane and 61st Street and its southeasterly prolongation, the southwesterly prolongation a line 160 feet southeasterly of 78th Avenue, 61st Street and its southeasterly prolongation, and a northerly boundary line of Union Field Cemetery;
 9. changing from an R3-2 District to an R4-1 District property bounded by Cooper Avenue, 62nd Street, 78th Avenue, a line midway between 62nd Street and 64th Street, Cooper Avenue, 64th Place, a line 100 feet southeasterly of Cooper Avenue, 64th Lane, Cooper Avenue, 65th Street, a line 100 feet southeasterly of Cooper Avenue, a line 135 feet northeasterly of 65th Street, Cooper Avenue, Cypress Hills Street, a line 100 feet northwesterly of 80th Avenue, a line 100 feet northeasterly of 65th Street, 78th Avenue, 64th Place, a line 160 feet southeasterly of 78th Avenue and its southwesterly prolongation, and 61st Street;
 10. changing from an R4 District to an R4-1 District property bounded by :
 - a. Queens Midtown Expressway, Perry Avenue and its northeasterly centerline prolongation, Hamilton Place, a line 100 feet northwesterly of Grand Avenue, 64th Street, Grand Avenue, 61st Street, 58th Avenue, a line perpendicular to the southerly street line of 58th Avenue distant 175 feet westerly (as measured along the street line) from the point of intersection of the southwesterly street line of 61st Street and the southerly street line of 58th Avenue, a line midway between 58th Avenue and 58th Road, a line 100 feet northwesterly of Flushing Avenue, a line midway between 58th Road and 58th Drive, 59th Street, 56th Drive, and 61st Street and its northerly centerline prolongation;
 - b. 59th Road, a line 100 feet southeasterly of Flushing Avenue, 60th Street, 59th Road, 60th Lane, 59th Avenue, a line midway between 60th Lane and 61st Street, a line 100 feet southeasterly of Flushing Avenue, Fresh Pond Road, a line perpendicular to the easterly street line of Fresh Pond Road distant 120 feet southeasterly (as measured along the street line) from the point of intersection of southeasterly street line of Flushing Avenue and the easterly street line of Fresh Pond Road, a line midway between Fresh Pond Road and 63rd Street, a line 100 feet southeasterly of Flushing Avenue, a line 100 feet southeasterly of Grand Avenue, a westerly boundary line of Mount Olivet Cemetery, a line 165 feet easterly of 64th Street, 59th Avenue, a line 200 feet easterly of 64th Street, 58th Road and its westerly centerline prolongation, 63rd Street, 59th Drive, 64th Street, the easterly prolongation of a line 100 feet northerly of 59th Drive, a westerly boundary line of Mount Olivet Cemetery and its southeasterly prolongation, Eliot Avenue, a line 370 feet southwesterly of Mount Olivet Crescent, a line midway between 60th Drive and Eliot Avenue, a line perpendicular to the southeasterly street line of 60th Drive distant 190 feet northeasterly (as measured along the street line) from the point of intersection of the southeasterly street line of 60th Drive and the northeasterly street line of Fresh Pond Road, 60th Drive, a line 100 feet northeasterly of Fresh Pond Road, 60th Road, Fresh Pond Road, a line midway between 60th Road and 60th Drive and its southwesterly prolongation, a line 200 feet southwesterly of 60th Street, 60th Road, 59th Place, the southwesterly prolongation of a line 40 feet northwesterly of 60th Avenue, a line 100 feet southwesterly of 59th Place, the northeasterly prolongation of the terminus of 59th Street, 59th Street, 59th Drive, and 59th Street;
 - c. Eliot Avenue, 62nd Street, a line 100 feet southeasterly of Eliot Avenue, a line midway between 63rd Street and 64th Street, 62nd Avenue, 65th Street, a line 110 feet northerly of Metropolitan Avenue, 64th Street, a line 125 feet northerly of Metropolitan Avenue, 62nd Street, 62nd Road, and Fresh Pond Road;
 - d. a line 100 feet southeasterly of Grand Avenue, Brown Place and its northwesterly centerline prolongation, Queens Midtown Expressway, Mazeau Street and its northerly centerline prolongation, Caldwell Avenue, a line midway between 71st Street and 72nd
 - Street, a line 100 feet southeasterly of 60th Avenue, 70th Street, a line 300 feet southeasterly of Caldwell Avenue, 69th Place, 60th Avenue, a line midway between 69th Place and 69th Lane, a line 225 feet southeasterly of 60th Avenue, 69th Place, 60th Road, a line 250 feet northeasterly of 69th Street, 60th Drive, a line 100 feet northeasterly of 69th Street, Eliot Avenue, 69th Street, a line midway between 60th Avenue and 60th Road, 68th Street, the southwesterly prolongation of a line 70 feet southeasterly of 60th Avenue, and an easterly boundary line of Mount Olivet Cemetery;
 - e. a line midway between 61st Road and 61st Drive and its southwesterly prolongation, 69th Place, 62nd Avenue and its southwesterly prolongation, and an easterly boundary line of Lutheran Cemetery;
 - f. Queens Midtown Expressway, 73rd Place and its northerly centerline prolongation, 58th Avenue, 74th Street, a line 200 feet northerly of Caldwell Avenue, 75th Street, Caldwell Avenue, a line 450 feet westerly of 74th Street, 58th Street, and 73rd Street and its northerly prolongation;
 - g. Queens Midtown Expressway, a westerly boundary line of the New York Connecting Rail Road right-of-way, a line 100 feet northerly of 58th Avenue and its easterly prolongation, and a line 90 feet westerly of 75th Street, and its northerly prolongation;
 - h. Queens Midtown Expressway, a line midway between 78th Street and 79th Street and its northwesterly prolongation, a line perpendicular to the northeasterly street line of 78th Street distant 100 feet northwesterly (as measured along the street line) from the point of intersection of the northwesterly street line of Caldwell Avenue and the northeasterly street line of 78th Street, 78th Street, a line 90 feet northwesterly of Caldwell Avenue, a line midway between 77th Place and 78th Street, 58th Avenue, and 76th Street;
 - i. Eliot Avenue, a line midway between 76th Street and 77th Street and its southeasterly prolongation, a northerly boundary line of Juniper Valley Park, and a line midway between 75th Place and 76th Street and its southeasterly prolongation;
 - j. Queens Midtown Expressway, 84th Street and its northwesterly centerline prolongation, a line 240 feet northwesterly of 60th Avenue, 84th Place, 60th Avenue, a line 250 feet northeasterly of 84th Street, 60th Road, 84th Street, 60th Avenue, a line midway between 83rd Street and 83rd Place, a line 100 feet southeasterly of 58th Avenue, 83rd Street, 58th Avenue, and 82nd Street and its northwesterly centerline prolongation;
 - k. a line 240 feet southeasterly of 60th Avenue, 84th Street, a line midway between 60th Road and 60th Drive, 85th Street, 60th Road, a line 180 feet northeasterly of 85th Street, 60th Avenue, 86th Street, a line 100 feet northwesterly of Eliot Avenue and its northeasterly prolongation, 85th Street, a line 100 feet southeasterly of 60th Drive, a line 205 feet southwesterly of 85th Street, Eliot Avenue, 84th Street, the southwesterly centerline prolongation of 60th Drive, and 83rd Place;
 - l. 61st Road, a line 325 feet southwesterly of 85th Street, a line midway between Eliot Avenue and 61st Road, 85th Street, Dry Harbor Road, a line perpendicular to the northwesterly street line of Dry Harbor Road distant 200 feet northeasterly (as measured along the street line) from the point of intersection of the northwesterly street line of Dry Harbor Road and the northeasterly street line of 84th Street, a line 100 feet northwesterly of Dry Harbor Road, and 84th Street;
 - m. Cooper Avenue, a line perpendicular to the southeasterly street line of Cooper Avenue distant 160 feet southwesterly (as measured along the street line) from the point of intersection of the southeasterly street line of Cooper Avenue and the southwesterly street line of Metropolitan Avenue, a line midway between Cooper Avenue and Aubrey Avenue, a line 100 feet southwesterly of Metropolitan Avenue, a line 425 feet northeasterly of 89th Street and its northwesterly prolongation, a line 90 feet southeasterly of Doran Avenue, and a line 100 feet southwesterly of 89th Street, Doran Avenue, and a line 425 feet northeasterly of 88th Street; and
 - n. Cooper Avenue, Woodhaven Boulevard, and Metropolitan Avenue;
11. changing from an R5 District to an R4-1 District property bounded by:
 - a. St. Felix Avenue, Seneca Avenue, a westerly boundary line of Evergreen Park and its southwesterly and northeasterly prolongations, a line 100 feet northerly of 75th Avenue, a line midway between 60th Place and 60th Lane and its northerly prolongation, St. Felix Avenue, Cooper Avenue, 60th Lane, 78th Avenue, a line 130 feet westerly of 60th Lane, a line midway between 78th Avenue and Cooper Avenue, a line perpendicular to the northwesterly street line of Cooper

- Avenue distant 200 feet northeasterly (as measured along the street line) from the point of intersection of the northeasterly street line of 60th Street and the northwesterly street line of Cooper Avenue, Cooper Avenue, a line 300 feet westerly of 60th Lane, 80th Avenue, a line 200 feet northeasterly of 59th Street, a westerly boundary line of Union Field Cemetery and its southwesterly prolongation, 59th Street, a line 330 feet southeasterly of the northeasterly prolongation of the southeasterly street line of Clover Place, a line midway between Cypress Avenue and 59th Street, a line 30 feet southeasterly of the northeasterly prolongation of the southeasterly street line of Clover Place, Cypress Avenue, a northerly boundary line of the Cemetery of the Evergreens and its northeasterly prolongation, an easterly boundary line of Knollwood Park Cemetery, 57th Street, Cabot Road, Cypress Avenue, and Cooper Avenue;
- b. 70th Avenue, a line midway between 67th Street and 67th Place, Central Avenue, and a line midway between 66th Street and 66th Place; and
- c. 70th Avenue, a line midway between 69th Street and 69th Place, a line 100 feet northwesterly of Central Avenue, 69th Street, Central Avenue, 68th Street, a line 250 feet northwesterly of Central Avenue, and a line midway between 67th Place and 68th Street;
12. changing from an M1-1 District to an R4-1 District property bounded by:
- a. 58th Road, a line 200 feet easterly of 64th Street, 59th Avenue, and a line 165 feet easterly of 64th Street;
- b. 63rd Street, a line 100 feet northerly of 59th Drive, 64th Street, and 59th Drive;
- c. 62nd Road, 62nd Street, a line 100 feet northerly of Metropolitan Avenue, and Fresh Pond Road;
- d. the southerly boundary line of the Long Island Rail Road (Montauk Division) right-of-way, a line 100 feet northeasterly of 79th Place, a line 100 feet northwesterly of 77th Avenue, a line 160 feet northeasterly of 79th Place, 77th Avenue, 79th Place, 77th Avenue, 79th Street, 77th Avenue, and a line 125 feet southwesterly of 79th Street and its northwesterly prolongation; and
- e. Cooper Avenue, 80th Street, a line 250 feet southeasterly of Cooper Avenue, and a line 200 feet southwesterly of 80th Street;
13. changing from an R4 District to an R4A District property bounded by:
- a. 60th Avenue, a line midway between 69th Lane and 70th Street, Eliot Avenue, and a line midway between 69th Place and 69th Lane;
- b. 60th Avenue, a line 90 feet northeasterly of 82nd Street, 60th Road, 82nd Street, a line 625 feet southeasterly of 58th Avenue, a line midway between 81st Street and 82nd Street, a line 300 feet southeasterly of 58th Avenue, and 82nd Street;
- c. 62nd Avenue, 82nd Place, a line 115 feet southeasterly of 62nd Avenue, 83rd Street, 62nd Avenue, 84th Street, northwesterly street line 62nd Drive and its southwesterly prolongation, 84th Place, 62nd Drive, a line 100 feet northeasterly of 84th Place, a line 100 feet northwesterly of 63rd Avenue, 83rd Place, a line 100 feet southeasterly of 63rd Avenue, a line midway between 82nd Place and 83rd Street, a line 280 feet northwesterly of Penelope Avenue, a line midway between 83rd Street and 83rd Place, a line 100 feet northwesterly of Penelope Avenue, 83rd Street, a line 100 feet northwesterly of Penelope Avenue, a line 100 feet northeasterly of Dry Harbor Road, a line midway between Dry Harbor Road and 82nd Place, a line 160 feet southeasterly of 63rd Avenue, 82nd Place, a line 100 feet northwesterly of 63rd Avenue, a line midway between 82nd Street and 82nd Place, a line 290 feet southeasterly of 62nd Avenue, and 82nd Street;
- d. a line 100 feet southeasterly of 63rd Avenue, 84th Place, a line midway between 63rd Road and Dana Court, a line 100 feet southwesterly of Woodhaven Boulevard, a line 100 feet southeasterly of Penelope Avenue, 84th Street, a line 100 feet northwesterly of Penelope Avenue, and a line midway between 83rd Place and 84th Street;
- e. a line 100 feet southeasterly of Penelope Avenue, a line midway between 82nd Place and 83rd Street, a line 140 feet northwesterly of 64th Road, 83rd Street, 64th Road, and Dry Harbor Road;
- f. Fleet Court, a line 50 feet northeasterly of 84th Place, 64th Road, a line 125 feet northeasterly of 84th Place, Goldington Court, a line 225 feet northeasterly of 84th Place, Furmanville Avenue, and 84th Place; and
- g. Cooper Avenue, a line 425 feet northeasterly of 88th Street, Doran Avenue, a line 100 feet southwesterly of 89th Street, a line 80 feet southeasterly of Doran Avenue, and 88th Street;
14. changing from an R4B District to an R4A District property bounded by Caldwell Avenue, a line 100 feet southeasterly of 61st Drive, 82nd Place, 62nd Avenue, 82nd Street, a line 100 feet northwesterly of 62nd Avenue, a line midway between 82nd Street and 82nd Place, a line 225 feet northwesterly of 62nd Avenue, and 82nd Place;
15. changing from an M1-1 District to an R4A District property bounded by a line 100 feet northwesterly of 78th Avenue, a line 280 feet northeasterly of 88th Street, 78th Avenue, and a line 100 feet northeasterly of 88th Street;
16. changing from an R4 District to an R4B District property bounded by:
- a. a line 100 feet southeasterly of Flushing Avenue, a line midway between 60th Lane and 61st Street, 59th Avenue, 60th Lane, 59th Road, and 60th Street;
- b. a line midway between 60th Road and 60th Drive, Fresh Pond Road, 60th Road, a line 100 feet northeasterly of Fresh Pond Road, 60th Drive, a line perpendicular to the southeasterly street line 60th Drive distant 190 feet northeasterly (as measured along the street line) from the point of intersection of the northeasterly street line of Fresh Pond Road and the southeasterly street line of 60th Drive, a line midway between 60th Drive and Eliot Avenue, a line 370 feet southwesterly of Mount Olivet Crescent, Eliot Avenue, Fresh Pond Road, a line 240 feet southeasterly of 60th Drive, a line midway between 60th Place and 60th Lane, a line 335 feet southeasterly of 60th Drive, 60th Place, 60th Court, 60th Street, the southwesterly centerline prolongation of 60th Drive, and a line 125 feet southwesterly of 60th Street;
- c. Admiral Avenue, a line at an angle of 107 degrees to northeasterly street line of Admiral Avenue and passing through a point on the northeasterly street line of Admiral Avenue distant 100 feet southeasterly (as measured along the street line) of the northeasterly street line of Admiral Avenue and the easterly street line of 65th Lane, a line passing through 2 points: the first on the last named course distant 160 feet northeasterly (as measured on along the last named course) of Admiral Avenue and the second on a line 100 feet easterly of 65th Lane distant 150 feet southerly of Metropolitan Avenue, a line 100 feet easterly of 65th Lane, Metropolitan Avenue, and a line perpendicular to the southerly street line of Metropolitan Avenue distant 100 feet easterly (as measured along the street line) from the point of intersection of the southerly street line of Metropolitan Avenue and the northeasterly street line of Admiral Avenue;
- d. a line 300 feet southeasterly of Caldwell Avenue, 70th Street, a line 100 feet southeasterly of 60th Avenue, a line midway between 71st Street and 72nd Street, Eliot Avenue, a line midway between 69th Lane and 70th Street, 60th Avenue, and 69th Place;
- e. Queens Midtown Expressway, a line midway between 80th Street and 81st Street and its northwesterly prolongation, 58th Avenue, and a line midway between 79th Street and 80th Street and its northwesterly prolongation;
- f. 62nd Avenue, 83rd Street, a line 115 feet southeasterly of 62nd Avenue, and 82nd Place;
- g. 82nd Street, a line 290 feet southeasterly of 62nd Avenue, a line midway between 82nd Street and 82nd Place, a line 320 feet southeasterly of 62nd Avenue, 82nd Place, Dry Harbor Road, a line midway between 83rd Street and 83rd Place, a line 100 feet northwesterly of 63rd Avenue, 82nd Place, a line 160 feet southeasterly of 63rd Avenue, a line midway between Dry Harbor Road and 82nd Place, a line 100 feet southeasterly of Dry Harbor Road, a line 100 feet northwesterly of Penelope Avenue, 83rd Street, a line 100 feet southeasterly of Penelope Avenue, 83rd Place, a line 100 feet northwesterly of Penelope Avenue, a line midway between 83rd Street and 83rd Place, a line 280 feet northwesterly of Penelope Avenue, a line midway between 82nd Place and 83rd Street, a line 100 feet southeasterly of 63rd Avenue, 83rd Place, a line 100 feet northwesterly of 63rd Avenue, 83rd Place, a line 100 feet northwesterly of 63rd Avenue, a line 100 feet northeasterly of 84th Place, 62nd Drive, a line 100 feet southwesterly of Woodhaven Boulevard, a line midway between 63rd Road and Dana Court, 84th Place, a line 100 feet southeasterly of 63rd Avenue, a line midway between 83rd Place and 84th Street, a line 100 feet northwesterly of Penelope Avenue, 84th Place, Furmanville Avenue, Dry Harbor Road, 64th Road, 83rd Street, a line 140 feet northwesterly of 64th Road, a line midway between 82nd Place and 83rd Street, a line 100 feet southeasterly of Penelope Avenue, Dry Harbor Road, and Juniper Boulevard North;
- h. a line 100 feet northwesterly of Doran Avenue, 88th Street, a line 110 feet southeasterly of Doran Avenue, and 83rd Street and its southeasterly centerline prolongation; and
- i. 88th Street, a line 80 feet southeasterly of Doran Avenue, a line 100 feet southwesterly of 89th Street, a line 90 feet southeasterly of Doran Avenue, a line 140 feet northeasterly of 89th Street, Rutledge Avenue, a line 130 feet northeasterly of 89th Street, 74th Avenue, Woodhaven Boulevard, a line midway between 75th Avenue and 76th Avenue, a line 100 feet northeasterly of 88th Street, and a line 75 feet southeasterly of 75th Avenue;
17. changing from an M1-1 District to an R4B District property bounded by:
- a. Admiral Avenue, the southerly prolongation of the easterly street line of 65th Lane, a line at an angle of 107 degrees to northeasterly street line of Admiral Avenue and passing through a point on the northeasterly street line of Admiral Avenue distant 100 feet southeasterly (as measured along the street line) of the northeasterly street line of Admiral Avenue and the easterly street line of 65th Lane, a line 140 feet southwesterly of Admiral Avenue, and the southeasterly prolongation of the southwesterly street line of 64th Street; and
- b. a line 110 feet northwesterly of Doran Avenue, 88th Street, a line 100 feet northwesterly of Doran Avenue, and 83rd Street;
18. changing from an R3-2 District to an R5B District property bounded by:
- a. Cooper Avenue, a line midway between 62nd Street and 64th Street, 78th Avenue, and 62nd Street;
- b. Cooper Avenue, 64th Lane, a line 100 feet southeasterly of Cooper Avenue, and 64th Place; and
- c. Cooper Avenue, a line 135 feet northeasterly of 65th Street, a line 100 feet southeasterly of Cooper Avenue, and 65th Street;
19. changing from an R4 District to an R5B District property bounded by:
- a. 59th Street, a line midway between 58th Drive and 58th Road, a line 100 feet northwesterly of Flushing Avenue, a line midway between 58th Avenue and 58th Road, a line perpendicular to the southerly street line of 58th Avenue distant 175 feet westerly (as measured along the street line) from the point of intersection of the southerly street line of 58th Avenue and the westerly street line of 61st Street, 58th Avenue, 61st Street, Grand Avenue, 64th Street, a line 100 feet northwesterly of Grand Avenue, Hamilton Place, Perry Avenue and its northeasterly centerline prolongation, Queens Midtown Expressway, Brown Place and its northwesterly centerline prolongation, a line 100 feet southerly of Queens Midtown Expressway, a line 100 feet southeasterly of Grand Avenue, a northerly boundary line of Mount Olivet Cemetery, a line 100 feet southeasterly of Grand Avenue, a line 100 feet southeasterly of Flushing Avenue, a line midway between Fresh Pond Road and 63rd Street, a line perpendicular to the northeasterly street line of Fresh Pond Road distant 120 feet southeasterly (as measured along the street line) from the point of intersection of the northeasterly street line of Fresh Pond Road and the southeasterly street line of Flushing Avenue, Fresh Pond Road, a line 100 feet southeasterly of Flushing Avenue, and 59th Road; and
- b. 62nd Street, a line 125 feet northerly of Metropolitan Avenue, 64th Street, a line 110 feet northerly of Metropolitan Avenue, 65th Street, Metropolitan Avenue, 64th Street, and a line 100 feet northerly of Metropolitan Avenue;
20. changing from an R5 District to an R5B District property bounded by:
- a. a line 100 feet southerly of Myrtle Avenue, a line midway between 66th Place and 67th Street, Cooper Avenue, St. Felix Avenue, a line midway between 60th Place and 60th Lane and its northerly prolongation, a line 100 feet northerly of 75th Avenue, 60th Lane, a line 100 feet southeasterly of 60th Lane, and 61st Street;
- b. 70th Avenue, a line midway between 67th Place and 68th Street, a line 250 feet northwesterly of Central Avenue, 68th Street, Central Avenue, 69th Street, a line 100 feet northwesterly of Central Avenue, a line midway between 69th Street and 69th Place, 70th Avenue, 69th Place, a line 100 feet northwesterly of Myrtle Avenue, 66th Street, Central Avenue, and a line midway between 67th Street and 67th Place; and
- c. a line 100 feet southeasterly of Myrtle Avenue, 69th Place, Luther Road and its southwesterly centerline prolongation, an

- easterly boundary line of Cypress Cemetery and its northwesterly prolongation, Cooper Avenue, and a line midway between 67th Street and 67th Place;
21. changing from an M1-1 District to an R5B District property bounded by Fresh Pond Road, a line 100 feet northerly of Metropolitan Avenue, 64th Street, and Metropolitan Avenue;
22. changing from an M1-4D District to an R5B District property bounded by 60th Lane, a line 360 feet northerly of 75th Avenue, a line midway between 60th Lane and 61st Street, a line 440 feet northerly of 75th Avenue, and a line 100 feet southeasterly of 60th Lane;
23. changing from an R4 District to an R5D District property bounded by 63rd Avenue, Woodhaven Boulevard, 64th Road, a line 50 feet northeasterly of 84th Place, Fleet Court, 84th Place, a line 100 feet southeasterly of Penelope Avenue, and a line 100 feet southwesterly of Woodhaven Boulevard;
24. changing from an R5 District to an R5D District property bounded by Central Avenue, 64th Place, Otto Road, 70th Avenue, a line midway between 66th Street and 66th Place, Central Avenue, 66th Street, a line 100 feet northwesterly of Myrtle Avenue, 70th Street, a line 150 feet northwesterly of Myrtle Avenue, 71st Street, a line 100 feet northwesterly of Cooper Avenue, 71st Place, a line 100 feet northwesterly of Myrtle Avenue, 73rd Place, Myrtle Avenue, 72nd Street, a line 100 feet southeasterly of Myrtle Avenue, a line 100 feet southeasterly of Cooper Avenue, a line midway between 69th Place and 70th Street, a line perpendicular to northeasterly street line 69th Place distant 225 feet southeasterly (as measured along the street line) from the point of intersection of the southeasterly street line of Cooper Avenue and the northeasterly street line of 69th Place, 69th Place, a line 100 feet southeasterly of Myrtle Avenue, a line midway between 67th Street and 67th Place, Cooper Avenue, a line midway between 66th Place and 67th Street, a line 100 feet southeasterly of Myrtle Avenue, 61st Street, Myrtle Avenue, Central Avenue, a line 100 feet northwesterly of Myrtle Avenue, 64th Street, a line 150 feet northwesterly of Myrtle Avenue, and Cypress Hills Street;
25. changing from an M1-1 District to an R5D District property bounded by Cypress Hills Street, a line 150 feet northwesterly of Myrtle Avenue, 64th Street, a line 100 feet northwesterly of Myrtle Avenue, and Central Avenue;
26. establishing within an existing R4 District a C1-3 District bounded by 56th Avenue, 61st Street, 56th Drive, and a line 100 feet westerly of 61st Street;
27. establishing within a proposed R4-1 District a C1-3 District bounded by:
- a. 56th Avenue, a line 100 feet easterly of 61st Street, 56th Drive, and 61st Street;
- b. a line 100 feet southeasterly of 58th Road, 69th Street, Caldwell Avenue, and Brown Place;
- c. 60th Avenue, Fresh Pond Road, a line midway between 60th Road and 60th Drive, a line 90 feet southwesterly of Fresh Pond Road, 60th Road, and a line 100 feet southwesterly of Fresh Pond Road;
- d. Cooper Avenue, 62nd Street, a line 100 feet southeasterly of Cooper Avenue, and a line perpendicular to the southeasterly street line of Cooper Avenue distant 130 feet southwesterly (as measured along the street line) from the point of intersection of the southeasterly street line of Cooper Avenue and the westerly street line of 62nd Street; and
- e. Cooper Avenue, Cypress Hills Street, a line 100 feet southeasterly of Cooper Avenue, and a line 135 feet northeasterly of 65th Street;
28. establishing within a proposed R4B District a C1-3 District bounded by:
- a. a line midway between 60th Road and 60th Drive, Fresh Pond Road, 60th Road, a line 100 feet northeasterly of Fresh Pond Road, Eliot Avenue, Fresh Pond Road, 60th Drive, and a line 120 feet southwesterly of Fresh Pond Road;
- b. Metropolitan Avenue, a line 100 feet easterly of 65th Lane, a line 60 feet southerly of Metropolitan Avenue, 65th Lane, a line 100 feet southerly of Metropolitan Avenue, and 65th Street; and
- c. Rutledge Avenue, a line 80 feet northeasterly of 88th Street, 74th Avenue, a line 90 feet northeasterly of 88th Street, 75th Avenue, and 88th Street;
29. establishing within a proposed R5B District a C1-3 District bounded by:
- a. 58th Drive, Flushing Avenue, 59th Avenue, a line 180 feet easterly of 59th Street, a line midway between 58th Drive and 59th Avenue, and a line 250 feet easterly of 59th Street;
- b. Grand Avenue, a line perpendicular to the southeasterly street line of Grand Avenue distant 100 feet northeasterly (as measured along the street line) from the point of intersection of the southeasterly street line of Grand Avenue and the easterly street line of 61st Street, a line midway between Grand Avenue and Flushing Avenue, a line perpendicular to the northwesterly street line of Flushing Avenue distant 340 feet northeasterly (as measured along the street line) from the point of intersection of the northwesterly street line of Flushing Avenue and the easterly street line of 61st Street, Flushing Avenue, Grand Avenue, a westerly boundary line of Mount Olivet Cemetery and its northerly prolongation, a line 100 feet southeasterly of Grand Avenue, a line 100 feet southeasterly of Flushing Avenue, a line midway between Fresh Pond Road and 63rd Street, a line perpendicular to the northeasterly street line of Fresh Pond Road distant 120 feet southeasterly (as measured along the street line) from the point of intersection of the southeasterly street line of Flushing Avenue and the northeasterly street line of Fresh Pond Road, Fresh Pond Road, a line 100 feet southeasterly of Flushing Avenue, 61st Street, Flushing Avenue, a line perpendicular to the southerly street line of 58th Avenue distant 225 feet westerly (as measured along the street line) from the point of intersection of the southerly street line of 58th Avenue and the westerly street line of 61st Street, a line midway between 58th Avenue and 58th Road, a line perpendicular to the southerly street line of 58th Avenue distant 175 feet westerly (as measured along the street line) from the point of intersection of the southerly street line of 58th Avenue and the westerly street line of 61st Street, 58th Avenue, and 61st Street;
- c. Grand Avenue, 66th Street, a line 100 feet southeasterly of Grand Avenue, and an easterly boundary line of Mount Olivet Cemetery; and
- d. 65th Street, a line perpendicular to the easterly street line of 65th Street distant 100 feet northerly (as measured along the street line) from the point of intersection of the easterly street line of 65th Street and the northerly street line of Cooper Avenue, a line 100 feet northeasterly of 65th Street, a line 100 feet northerly of the second-named course, Cypress Hills Street, and Cooper Avenue;
30. establishing within a proposed R5D District a C1-3 District bounded by:
- a. 63rd Avenue, Woodhaven Boulevard, 64th Road, and a line 100 feet southwesterly of Woodhaven Boulevard;
- b. 61st Street, Myrtle Avenue, Central Avenue, a line 100 feet northwesterly of Myrtle Avenue, 64th Street, Central Avenue, a line midway between 65th Street and 65th Place, a line 100 feet northwesterly of Myrtle Avenue, 66th Street, Myrtle Avenue, 66th Street, and a line 100 feet southeasterly of Myrtle Avenue; and excluding the area bounded by Cypress Hills Street, Myrtle Avenue and 64th Place;
- c. a line 100 feet northwesterly of Myrtle Avenue, 70th Street, a line 100 feet southeasterly of Cooper Avenue, 69th Place, Myrtle Avenue, 69th Street, a line 100 feet southeasterly of Myrtle Avenue, 67th Street, Myrtle Avenue, and 67th Street; and
- d. a line 100 feet northwesterly of Myrtle Avenue, 73rd Place, Myrtle Avenue, and a line midway between 71st Place and 72nd Street;
31. establishing within an existing R4 District a C2-3 District bounded by:
- a. a line 100 feet northwesterly of Eliot Avenue, 75th Street, Eliot Avenue, and a line midway between 71st Street and 72nd Street;
- b. 69th Street, a line midway between 62nd Drive and Juniper Boulevard South, 69th Place, and Juniper Boulevard South;
- c. Cooper Avenue, Metropolitan Avenue, Aubrey Avenue, a line 100 feet southerly of Metropolitan Avenue, a line midway between Cooper Avenue and Aubrey Avenue, and a line perpendicular to the southeasterly street line of Cooper Avenue distant 160 feet southwesterly (as measured along the street line) from the point of intersection of the southeasterly street line of Cooper Avenue and the southwesterly street line of Metropolitan Avenue;
32. establishing within a proposed R4-1 District a C2-3 District bounded by:
- a. 56th Drive, a line 100 feet easterly of 59th Street, 58th Avenue, and 59th Street;
- b. 58th Road, a line 100 feet easterly of 59th Street, a line midway between 58th Road and 58th Drive, and 59th Street; and
- c. 62nd Avenue, a line 100 feet northeasterly of Fresh Pond Road, a line 100 feet northerly of Metropolitan Avenue, and Fresh Pond Road;
33. establishing within an existing R4A District a C2-3 District bounded by 71st Street, a line 150 feet northwesterly of Myrtle Avenue, a line midway between 70th Street and 71st Street, and a line perpendicular to the southwesterly street line of 71st Street distant 140 feet northwesterly (as measured along the street line) from the point of intersection of the southwesterly street line of 71st Street and the northwesterly street line of Cooper Avenue;
34. establishing within a proposed R4B District a C2-3 District bounded by 71st Street, a line 100 feet northwesterly of Eliot Avenue, a line midway between 71st Street and 72nd Street, and Eliot Avenue;
35. establishing within a proposed R5B District a C2-3 District bounded by:
- a. a line 100 feet northerly of Metropolitan Avenue, 62nd Street, a line 125 feet northerly of Metropolitan Avenue, 64th Street, a line 110 feet northerly of Metropolitan Avenue, 65th Street, Metropolitan Avenue, and Fresh Pond Road; and
- b. 59th Street, a line midway between 58th Road and 58th drive, a line 100 feet easterly of 59th Street, and 59th Avenue; and
36. establishing within a proposed R5D District a C2-3 District bounded by:
- a. 66th Street, a line 100 feet northwesterly of Myrtle Avenue, 67th Street, Myrtle Avenue, 67th Street, a line 100 feet southeasterly of Myrtle Avenue, 66th Street, and Myrtle Avenue;
- b. Myrtle Avenue, 69th Place, a line 100 feet southeasterly of Myrtle Avenue, and 69th Street; and
- c. 71st Street, Cooper Avenue, Myrtle Avenue, 70th Street, a line perpendicular to the northeasterly street line of 70th Street distant 90 feet northwesterly (as measured along the street line) from the point of intersection of the northwesterly street line of Myrtle Avenue and the northeasterly street line of 70th Street, a line midway between 70th Street and 71st Street, and a line 150 feet northwesterly of Myrtle Avenue;
- as shown on a diagram (for illustrative purposes only) dated April 20, 2009 and subject to the conditions of CEQR Declaration E-235.

BOROUGH OF STATEN ISLAND
Nos. 2 & 3
ST. ELIZABETH ANN CENTER
No. 2

CD 1 C 070546 ZSR
IN THE MATTER OF an application submitted by Sisters of Charity Health Care System Nursing Home, Inc., d/b/a St. Elizabeth Ann's Health Care & Rehabilitation Center pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-90 of the Zoning Resolution to allow a 5-story enlargement of an existing 4-story nursing home, on property located at 91 Tompkins Avenue (Block 534, Lots 120, 150 and 200), in an R3-2 District.

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

No. 3

CD 1 C 070547 ZSR
IN THE MATTER OF an application submitted by Sisters of Charity Health Care System Nursing Home, Inc., d/b/a St. Elizabeth Ann's Health Care & Rehabilitation Center pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-902 of the Zoning Resolution to permit the allowable community facility floor area ratio of Section 24-11 (Maximum Floor Area and Percentage of Lot Coverage) to apply to a proposed 5-story enlargement of an existing 4-story nursing home, on property located at 91 Tompkins Avenue (Block 534, Lots 120, 150 and 200), in an R3-2 District.

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

CITYWIDE
No. 4

(Proposed promulgation of rules governing fees for applications pursuant to the City Charter Section 197-c and City Environmental Quality Review (CEQR))

PLEASE TAKE NOTICE that in accordance with Sections 192 and 1043 of the New York City Charter the New York City Department of City Planning ("City Planning") proposes to amend rules within Chapter 3 of Title 62 of the Rules of the City of New York.

This rule was not anticipated and therefore was not included in the regulatory agenda. The time and place of the hearing have been scheduled as follows:

DATE: June 17, 2009
 TIME: 10:00 A.M.
 LOCATION: Spector Hall, 22 Reade Street
 New York, NY 10007

Any person in attendance at this hearing shall be given a reasonable opportunity to present oral or written statements and to submit other documents concerning the proposed changes. Each speaker shall be allotted a maximum of three (3) minutes. Persons who require that a sign language interpreter or other form of reasonable accommodation for a disability be provided at the hearing are asked to notify Hannah Marcus at the address set forth below by June 1, 2009. In addition, written statements may be submitted to the Deputy Counsel of the Department of City Planning at the address stated below, provided the comments are received by 5:00 P.M. on June 17, 2009: New York City Department of City Planning Office of the Counsel 22 Reade Street, New York, NY 10007 Attention: Hannah Marcus

Written comments received and a tape recording of oral comments received at the hearing will be available for public inspection within a reasonable time after receipt between the hours of 9:00 a.m. and 5:00 p.m. at the Freedom of Information Law Desk, 22 Reade, 2W, telephone number (212) 720-3208.

The purpose of the hearing is to provide the public with an opportunity to comment on the proposed rule set forth herein. Underlining indicates new material. Material to be deleted is in brackets.

Section 1. Section 3-01 of Subchapter A of Chapter 3 of Title 62 of the Rules of the City of New York is amended to read as follows:

§ 3-01 Fee for CEQR Applications.

Except as specifically provided in this section, every application made pursuant to Executive Order 91 and Chapter 5 of these rules [on or after June 29, 2007] shall include a non-refundable fee which shall be submitted to the lead agency for the action or to an agency that could be the lead agency pursuant to § 5-03 of the rules of the Commission, and shall be in the form of a check or money order made out to the "City of New York". The fee for an application shall be as prescribed in the following Schedule of Charges, § 3-02 of these rules. The fee for modification for an action, which modification is not subject to § 197-c of the New York City Charter shall be twenty percent of the amount prescribed in the Schedule of Charges for an initial application. The fee for any modification for an action, which is subject to § 197-c of the New York City Charter shall be the amount set forth in the Schedule of Charges (§3-02) as if the modification were an initial application for the action. Where the fee for an application is set pursuant to § 3-02(a), and the square footage of the proposed modification is different from the square footage of the original action, the fee for an application for the modification shall be based upon the square footage of the modified action or as set forth in § 3-02(b), as determined by the lead agency.

Agencies of the federal, state or city governments shall not be required to pay fees, nor shall a neighborhood, community or similar association consisting of local residents or homeowners organized on a non-profit basis be required to pay fees, if the proposed action for purposes of CEQR review consists of a zoning map amendment for an area of at least two blocks in size, in which one or more of its members or constituents reside. Fees shall be paid when the application is filed, and these fees may not be combined in one check or money order with fees required pursuant to other land use applications submitted to the Department of City Planning or the City Planning Commission. No application shall be processed by the lead agency until the fee has been paid and twenty-five copies of the application have been filed with the lead agency.

Section 2. Section 3-02 of Subchapter A of Chapter 3 of Title 62 of the Rules of the City of New York is amended to read as follows:

§ 3-02 Schedule of Charges

(a) Projects measurable in square feet

(Square Footage of Total Project).

Table with 3 columns: Square Footage, Fee, and Fee. Rows include categories like 'Less than 10,000 sq. ft.', '10,000 to 19,999 sq. ft.', etc., up to 'Over 1,000,000 sq. ft.'.

Projects not measurable in square feet.

Table with 3 columns: Description, Fee, and Fee. Rows include '(Ex: bus franchises) \$1,740 \$1880' and 'Type II Actions \$100 \$110'.

(c) Supplemental Fee for Environmental Mitigation

In addition to all other applicable fees as set forth above, a supplemental fee of \$8,000 shall be required for CEQR applications filed on or after July 1, 2009, for which a restrictive declaration to ensure compliance with project components related to the environment and/or mitigation of significant adverse impacts will be executed.

Section 3. Section 3-06 of Subchapter B of Chapter 3 of Title 62 of the Rules of the City of New York is amended to read as follows:

§ 3-06 Fee for Applications Pursuant to City Charter § 197-c and Other Applications.

Except as specifically provided in this section, every type of application listed in Section 3.07, Schedule of Charges, [made on or after June 29, 2007,] shall include a non-returnable fee which shall be paid by check or money order made out to the City of New York.

The fee for an initial application, or for a modification, renewal or follow-up action, shall be as prescribed in the following Schedule of Charges, provided that if an applicant simultaneously submits applications for several actions relating to the same project, the maximum fee imposed shall be two hundred percent of the single highest fee. However, provided that such maximum fee limitation shall not apply to supplemental fees. [a]An additional fee shall be charged for any applications later filed in relation to the same project, while such project is pending review and determination.

Agencies of the federal, state or city governments shall not be required to pay fees nor shall any fees be charged if a neighborhood, community or similar association consisting of local residents or homeowners organized on a non-profit basis applies for a zoning map amendment for an area of at least two blocks in size, in which one or more of its members or constituents reside.

Section 4. Section 3-07 of Subchapter B of Chapter 3 of Title

62 of the Rules of the City of New York is amended to read as follows:

§ 3-07 Schedule of Charges

(a) Applications for Special Permits and Zoning Map amendments pursuant to Section 197-c of the City Charter:

(1) Applications for special permits:

For special permits, the total amount of floor area, or in the case of open uses, area of the zoning lot:

Table with 3 columns: Floor Area, Fee, and Fee. Rows include 'Less than 10,000 square feet \$1,890 \$2040' up to 'over 500,000 square feet \$27,300 \$29,485'.

For this purpose, the amount of floor area shall be calculated based upon the floor area for the entire development or enlargement.

(2) Applications for zoning map amendments, the area of all zoning lots in the area to be rezoned:

Table with 3 columns: Floor Area, Fee, and Fee. Rows include 'Less than 10,000 square feet \$2,030 \$2,190' up to 'over 500,000 square feet \$28,350 \$30,620'.

(b) Applications for changes to the City Map, Landfills:

Except for applications to eliminate a mapped but unimproved street from the property of an owner-occupied, one- or two-family residence, for which no fee shall be charged, fees are as follows:

Table with 3 columns: Description, Fee, and Fee. Rows include 'Elimination of a mapped but unimproved street \$1,610 \$1,740' and 'Any other change in The City Map \$5,040 \$5,445'.

(c) Applications for franchises and revocable consents:

(1) Applications pursuant to §197-c of the City Charter - \$3,150 \$3,400

(2) Enclosed sidewalk cafes pursuant to New York City Administrative Code section 20-225: \$50 \$55 per seat/minimum of \$1,260 \$1,360

(d) Applications for amendments to the text of the Zoning Resolution pursuant to Section 201 of the City Charter - \$5,040 \$5,445

(e) Applications for zoning certifications and zoning authorizations:

(1) For certification for public school space pursuant to Section 107-123 of Article X, Chapter 7 (Special South Richmond Development District) of the Zoning Resolution, the fee shall be \$150 \$160.

(2) Pursuant to Article VI, Chapter 2 (Special Regulations Applying in The Waterfront Area), Article X, Chapter 5 (Natural Area District), Article X, Chapter 7 (Special South Richmond Development District) and Article XI, Chapter 9 (Special Hillside Preservation District) of the Zoning Resolution.

Certifications - For an application for one zoning lot with no more than two existing or proposed dwelling units and no commercial or community facility use.... \$350 \$380

For all other applications the fee for each zoning lot shall be \$400 \$430.

Authorizations - For an application for one zoning lot with no more than two existing or proposed dwelling units and no commercial or community facility use.... \$700 \$755

For all other applications with no commercial or community facility use, the fee shall be based upon the number of dwelling units being proposed, in the amount of \$770 \$830 per dwelling unit, however, in cases of open uses, the fee shall be based upon the area of the zoning lot, and in cases of community facility or commercial uses, the fee shall be based upon the total amount of floor area, as follows:

Table with 3 columns: Floor Area, Fee, and Fee. Rows include 'Less than 10,000 square feet \$980 \$1,060' up to '100,000 square feet and over \$3,150 \$3,400'.

(3) Pursuant to §95-04 (Transit Easements) of the Zoning Resolution - \$250 \$270

(4) Pursuant to all other sections of the Zoning Resolution:

Total amount of floor area, or in the case of open uses, area of the zoning lot as follows:

Table with 3 columns: Floor Area, Fee, and Fee. Rows include 'Less than 10,000 square feet \$980 \$1,060' up to '100,000 square feet and over \$3,150 \$3,400'.

In the case of [area] a transfer of development rights or floor area bonus, the fee shall be based upon the amount of floor area associated with such transfer or bonus.

(f) Modifications, follow-up actions and renewals

(1) The fee for an application which requests a modification

of a previously approved application, where the new application is subject to § 197-c of the New York City Charter, shall be the same as the current fee for an initial application, as set forth in this Schedule of Charges.

(2) The fee for an application which requests a modification of a previously approved application, where the new application is not subject to § 197-c of the New York City Charter, shall be one-half of the current fee for an initial application, as set forth in this Schedule of Charges.

(3) The fee for a follow up action under the Zoning Resolution, or a restrictive declaration or other legal instrument shall be one-quarter of the amount prescribed in this Schedule of Charges for an initial application.

(4) The fee for the renewal of a previously approved enclosed sidewalk cafe shall be one-half of the amount prescribed in this Schedule of Charges for an initial application.

(5) The fee for the renewal pursuant to Section 11-43 of the Zoning Resolution of a previously approved special permit or authorization which has not lapsed shall be one-half of the amount prescribed in this Schedule of Charges for an initial application.

(g) Supplemental Fee for Large Projects

In addition to all applicable fees as set forth above, a supplemental fee shall be required for the following applications:

Table with 3 columns: Description, Fee, and Fee. Rows include 'Applications that may result in the development of 500,000 to 999,999 square feet of floor area \$80,000' and 'Applications that may result in the development of 1,000,000 to 2,499,000 square feet of floor area \$120,000'.

Section 5. Sections 3-08 and 3-09 subchapter C of chapter 3 of Title 62 of the Rules of the City of New York are amended to read as follows:

§ 3-08 Natural Feature Restoration Fee.

In the event that an application, pursuant to §§105-45, 107-321, 107-65, and 119-40 of the Zoning Resolution, for the restoration of trees that have been removed or topography that has been altered without the prior approval of the City Planning Commission pursuant to §§105-40, 107-60, 119-10, 119-20, or 119-30 of the Zoning Resolution is filed, the fee for such application shall be \$.10 per square foot, based upon the total area of the zoning lot, but in no case to exceed \$17,500 \$18,900.00.

This section shall not apply to developments for which zoning applications have been approved by the City Planning Commission prior to January 6, 1983 and for which an application for a building permit has been filed prior to January 6, 1983.

§ 3-09 Fee for Zoning Verification

The fee for a request that the Department of City Planning verify in writing the zoning district(s) in which a property is located shall be \$100 \$110 per request. Each zoning verification request shall be made in writing, and shall include the address, borough, tax block and lot(s) of the property. Each separate property shall be a separate request; however, a property comprised of multiple contiguous tax lots shall be treated as a single request.

STATEMENT OF BASIS AND PURPOSE

The City Planning Commission is proposing to amend its rules pursuant to its authority under Sections 192 and 1043 of the New York City Charter.

Amendments to Chapter 3 of Title 62 of the Rules of the City of New York would increase fees for the processing and review of City Environmental Quality Review (CEQR) applications and of land use applications by 8% to reflect increased labor costs. Supplemental land use application fees would be established for large projects of over of 500,000 square feet of floor area. A supplemental CEQR fee would also be required for projects for which a restrictive declaration to ensure compliance with project components related to the environment and/or mitigation of significant adverse impacts will be executed. The supplemental fees would capture the costs of the additional work that is required of Department staff in connection with large projects, and projects for which a restrictive declaration to ensure compliance with project components related to the environment and mitigation measures will be executed.

In addition to the changes described above, Section 3-07 of the land use fee rule has been clarified to establish that for certain authorizations the fee for a project with non-residential uses is the same as the fee for a project with open uses. The lower fee for certain residential uses is not applicable if the project also contains a commercial or community facility use.

BOROUGH OF BROOKLYN

No. 5

FILLMORE PLACE HISTORIC DISTRICT

CD12 N 090460 HKK

IN THE MATTER OF a communication dated May 22, 2009, from the Executive Director of the Landmarks Preservation Commission regarding the landmark designation of the Fillmore Place Historic District, designated by the Landmarks Preservation Commission on May 12, 2009 (List No. 413, LP No. 2333). The District boundaries are:

bounded by a line beginning at the intersection of the northern curbline of Fillmore Place and the western curbline of Roebling Street, continuing southerly across the roadbed of Fillmore Place and along the western curbline of Roebling Street to a point formed by its intersection with a line extending easterly from the southern property line of 168 Roebling Street, westerly along said line and the southern property line of 168 Roebling Street, southerly along a portion of the eastern property line of 30 Fillmore Place, westerly along the southern property lines of 30 through 18 Fillmore Place, southerly along a portion of the eastern property line of 16 Fillmore Place, westerly along the southern property lines of 16 through 10 Fillmore Place, northerly along a portion of the western property line of 10

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

BOROUGH OF MANHATTAN NO. 6

AUDUBON PARK HISTORIC DISTRICT

CD12 N090459 HKM
IN THE MATTER OF a communication dated May 12, 2009, from the Executive Director of Landmarks Preservation Commission regarding the Audubon Park Historic District designated by the Landmarks Preservation Commission on March 24, 2009, (List No. 414/LP No. 2335), Borough of Manhattan, Community District 12. The district boundaries are:

property bounded by a line beginning at the intersection of the southern curbline of West 156th Street and the western curbline of Broadway, extending northerly across West 156th Street and continuing northwesterly along the southwesterly curbline of Edward M. Morgan Place to its intersection with the southeastern curbline of Riverside Drive, continuing northeasterly across Edward M. Morgan Place to the intersection of the northeastern curbline of Edward M. Morgan Place with the southern curbline of West 158th Street, easterly along the southern curbline of West 158th Street to a point formed by its intersection with a line extending southerly from the eastern property line of 609 West 158th Street, northerly across the roadbed and along said property line to the northern property line of 611 West 158th Street (aka 810 Riverside Drive) to the western property line of 611 West 158th Street (aka 810 Riverside Drive), southerly along said property line to the northern curbline of West 158th Street, westerly across Riverside Drive and along said curbline to a point formed by its intersection with a line extending northerly from the western property line of 807 Riverside Drive (aka 620-624 West 158th Street), southerly across the roadbed and along said property line to the northern property line of 801 Riverside Drive, westerly along a portion of said property line to the western property line of 801 Riverside Drive, southerly along portion of said property line to the northern property line of 779 Riverside Drive (aka 779-789 Riverside Drive), westerly along said property line to the western property line of 779 Riverside Drive (aka 779-789 Riverside Drive), southerly along said property line to the northern property line of 775 Riverside Drive (aka 773-777 Riverside Drive), westerly along a portion of said property line and along the northern property line of Manhattan Tax Map Block 2134 Lot 250 to the northeastern curbline of Riverside Drive West, southeasterly and easterly along said curbline, continuing easterly along the southern curbline of Riverside Drive, easterly across Riverside Drive to the eastern curbline of Riverside Drive, southerly along said curbline to its intersection with the northern curbline of West 155th Street, easterly along said curbline to a point formed by its intersection with a line extending southerly from the eastern property line of 780 Riverside Drive (aka 780-784 Riverside Drive; 635-639 West 155th Street), northerly along said property line and along the eastern property line of 788 Riverside Drive (aka 786-788 Riverside Drive; 640-642 West 156th Street) to the southern curbline of West 156th Street, easterly along said curbline to the point of the beginning.

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

j4-17

COMPTROLLER

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Public Hearing will be held in the Municipal Building, 1 Centre Street, Room 650 conference room, Wednesday, June 24, 2009 at 10:30 A.M. on the following item.

IN THE MATTER OF a proposed contract between the Office of the Comptroller and State Street Bank and Trust, N.A., Two Avenue de Lafayette, Boston, MA 02111 for the provision of short term custodial services for the investment assets of the City of New York and certain other City related entities, including the New York City Retirement Systems.

The term of the contract will commence July 1, 2009 and remain in effect through December 31, 2009. The contract amount for custodial services is not to exceed \$257,500. The cost of services will be paid from the City budget. PIN is 015-0985400 CB.

The proposed contractor was selected pursuant to a negotiated acquisition extension process in accordance with Section 3-04 of the PPB rules.

A copy of the contract, or excerpt thereof, can be seen at the Office of the Comptroller, 1 Centre Street, Room 650, New York, New York 10007, Monday through Friday excluding holidays commencing on June 15 2009 through June 24 2009 between 10:00 A.M. - Noon and 1:30 - 4:30 P.M.

j15-19

COMMUNITY BOARDS

■ PUBLIC HEARINGS

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

BOROUGH OF BROOKLYN

COMMUNITY BOARD NO. 18 - Wednesday, June 17, 2009 at 8:00 P.M., Kings Plaza Community Room, Flatbush Avenue & Avenue V, Brooklyn, NY

BSA# 709-55-BZ

2000 Rockaway Parkway at Seaview Avenue
A Public Hearing on an application filed pursuant to Section 11-411 of the zoning resolution to waive the Rules of Practice and Procedure and reopen and extend the term of the variance for ten (10) years, to permit a gasoline service station (Mobil) in a C1-2 within an R4 zoning district.

BSA #441-31-BZ

7702 Flatlands Avenue at East 77th Street
A Public Hearing on an application filed pursuant to Sections C and E of the Special Order Calendar (SOC) and Section 11-411 of the zoning resolution to waive the Rules of Practice and Procedure and reopen and extend the term of the variance for ten (10) years, to permit a gasoline service station with retail convenience store in a C2-2 within an R5 zoning district.

j11-17

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

BOROUGH OF QUEENS

COMMUNITY BOARD NO. 8 - Monday, June 22, 2009 at 7:30 P.M., Beacon 216, Ryan J.H.S Auditorium, 64-20 175th Street, Flushing, NY

Public Hearing
FY 2011 Capital and Expense New Budget Requests.

j16-22

BOARD OF CORRECTION

■ MEETING

Please take note that the next meeting of the Board of Correction will be held on June 18, 2009, at 9:00 A.M. in the conference room of the Board of Correction located at 51 Chambers Street, Room 929, New York, NY 10007.

At that time, there will be a discussion of various issues concerning New York City's correctional system.

j12-18

EMPLOYEES' RETIREMENT SYSTEM

■ MEETING

Please be advised that the next Investment Meeting of the Board of Trustees of the New York City Employees' Retirement System has been scheduled for Tuesday, June 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.

j16-22

ENVIRONMENTAL CONTROL BOARD

■ MEETING

OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS / ENVIRONMENTAL CONTROL BOARD

The next meeting will take place on Thursday, June 25, 2009 at 40 Rector Street, OATH Lecture Room, 14th Floor, New York, N.Y. 10006 at 9:15 A.M. at the call of the Chairman.

j15-17

LABOR RELATIONS

■ NOTICE

The New York City Deferred Compensation Plan Board will hold its monthly meeting on Thursday, June 18th, 2009 from 10:00 A.M. to 1:00 P.M. The meeting will be held at 40 Rector Street, 3rd Floor, NYC.

j16-18

LANDMARKS PRESERVATION COMMISSION

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN THAT PURSUANT to the provisions of 3020 of the New York City Charter and Chapter 3 of Title 24 of the Administrative Code of the City of New York (Sections 25-303 and 25-313) that on **Tuesday, June 23, 2009, at 9:00 A.M.**, the Landmarks Preservation Commission will conduct a *public hearing* in the Public Meeting Room of the Landmarks Preservation Commission, located at The Municipal Building, 1 Centre Street, 9th Floor North, City of New York with respect to the following proposed Landmarks, Landmark Sites and Historic District. Any person requiring reasonable accommodation in order to participate in the hearing should call or write the Landmarks Preservation Commission, [Municipal Building, 1 Centre Street, 9th Floor North, New York, NY 10007, (212) 669-7700] no later than five (5) business days before the

hearing. There will also be a public meeting on that day.

ITEMS TO BE HEARD

PUBLIC HEARING ITEM NO. 1
LP-2339 **PROPOSED PERRY AVENUE HISTORIC DISTRICT**, Borough of the Bronx.
Boundary Description
The (proposed) Perry Avenue Historic District consists of the property bounded by a line beginning at the intersection of the northwestern curbline of Perry Avenue with a line extending southeasterly from the northeastern property line of 2987 Perry Avenue, northwesterly along said property line to the northwestern property line of 2987 Perry Avenue, southwesterly along said property line and the property lines of 2985 through 2971 Perry Avenue to the southwestern property line of 2971 Perry Avenue, southeasterly along said property line to the northwestern curbline of Perry Avenue, northeasterly along said curbline to the point of the beginning.

PUBLIC HEARING ITEM NO. 2
LP-2341 **LYDIA ANN BELL and J. WILLIAM AHLES HOUSE**, 39-24 to 39-26 213th Street, Queens.
Landmark Site: Borough of Queens Tax Map Block 6236, Lot 18

PUBLIC HEARING ITEM NO. 3
LP-2357 **138 SECOND AVENUE HOUSE**, 138 Second Avenue, Manhattan.
Landmark Site: Borough of Manhattan Tax Map Block 450, Lot 5

PUBLIC HEARING ITEM NO. 4
LP-2345 **145 EIGHTH AVENUE HOUSE**, 145 Eighth Avenue, Manhattan.
Landmark Site: Borough of Manhattan Tax Map Block 741, Lot 31

PUBLIC HEARING ITEM NO. 5
LP-2346 **147 EIGHTH AVENUE HOUSE**, 147 Eighth Avenue, Manhattan.
Landmark Site: Borough of Manhattan Tax Map Block 741, Lot 32

PUBLIC HEARING ITEM NO. 6
LP-2350 **143 ALLEN STREET HOUSE**, 143 Allen Street, Manhattan.
Landmark Site: Borough of Manhattan Tax Map Block 415, Lot 23

PUBLIC HEARING ITEM NO. 7
LP-2344 **57 SULLIVAN STREET HOUSE**, 57 Sullivan Street, Manhattan.
Landmark Site: Borough of Manhattan Tax Map Block 489, Lot 2

PUBLIC HEARING ITEM NO. 8
LP-2347 **177 WEST BROADWAY HOUSE**, 177 West Broadway, Manhattan.
Landmark Site: Borough of Manhattan Tax Map Block 176, Lot 16

PUBLIC HEARING ITEM NO. 9
LP-2342 **PARAMOUNT HOTEL**, 235-245 West 46th Street, Manhattan.
Landmark Site: Borough of Manhattan Tax Map Block 1018, Lot 6

PUBLIC HEARING ITEM NO. 10
LP-2359 **SIRE BUILDING**, 211 West 58th Street, Manhattan.
Landmark Site: Borough of Manhattan Tax Map Block 1030, Lot 25

PUBLIC HEARING ITEM NO. 11
LP-2356 **HEBREW ACTORS' UNION**, 31 East 7th Street, Manhattan
Landmark Site: Borough of Manhattan Tax Map Block 463, Lot 42

PUBLIC HEARING ITEM NO. 12
LP-2543 **311 BROADWAY BUILDING**, 311 Broadway, Manhattan.
Landmark Site: Borough of Manhattan Tax Map Block 151, Lot 31

PUBLIC HEARING ITEM NO. 13
LP-2354 **(Former) GERMANIA FIRE INSURANCE COMPANY BUILDING**, 357 Bowery, Manhattan
Landmark Site: Borough of Manhattan Tax Map Block 459

PUBLIC HEARING ITEM NO. 14
LP-2353 **97 BOWERY BUILDING**, 97 Bowery, Manhattan.
Landmark Site: Borough of Manhattan Tax Map Block 304, Lot 2

PUBLIC HEARING ITEM NO. 15
LP-2351 **(Former) RIDLEY & SONS DEPARTMENT STORE**, 315 Grand Street, Manhattan.
Landmark Site: Borough of Manhattan Tax Map Block 308, Lot 14

PUBLIC HEARING ITEM NO. 16
LP-2352 **(Former) RIDLEY & SONS DEPARTMENT STORE**, 321 Grand Street, Manhattan.
Landmark Site: Borough of Manhattan Tax Map Block 308, Lot 15

PUBLIC HEARING ITEM NO. 17
LP-2363 **(Former) JARMULOWSKY BANK**, 54 Canal Street aka 54-58 Canal Street; 5-9 Orchard Street, Manhattan
Landmark Site: Borough of Manhattan Tax Map Block 294, Lot 8

PUBLIC HEARING ITEM NO. 18
LP-2340 **46 WEST 55TH STREET HOUSE**, 46 West 55th Street, Manhattan.
Landmark Site: Borough of Manhattan Tax Map Block 1270, Lot 60

j10-23

MAYOR'S OFFICE OF CONTRACT SERVICES

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Public Hearing will be held on Thursday, June 18, 2009, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 9:30 A.M. on the following:

PUBLIC HEARING conducted by the Mayor's Office of Contract Services on the draft annual Human Services Plan (HS Plan) for fiscal year 2010. Pursuant to §2-04(c) of the Procurement Policy Board Rules, City agencies that contract for human services are required to publish a plan describing their proposed procurement actions with regard to their human service contracts, including all existing and anticipated contracts for the covered planning period of October 1, 2009 through September 30, 2010.

Posting of the final HS plans will occur by September 30, 2009.

Interested parties can access draft copies of Human Services Plans (by agency) at <http://www.nyc.gov/html/moc/home.html>. Printed copies of the Human Services Plans are also available for public inspection at the Mayor's Office of Contract Services, 253 Broadway, 9th Floor, New York, NY 10007, between the hours of 9:30 A.M. and 5:00 P.M., Monday through Friday, exclusive of holidays, from June 8, 2009 to June 18, 2009.

j8-18

BOARD OF STANDARDS AND APPEALS

PUBLIC HEARING

JUNE 23, 2009, 10:00 A.M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning, June 23, 2009, 10:00 A.M., at 40 Rector Street, 6th Floor, New York, N.Y. 10006, on the following matters:

SPECIAL ORDER CALENDAR

441-31-BZ
APPLICANT – Ian Peter Barnes, IPB Associates, for Gurdev Singh Kang, owner.
SUBJECT – Application April 24, 2009 – Extension of Term/waiver for a Gasoline Service Station with accessory convenience store in a C2-2/R5 zoning district which expired on April 26, 2007.
PREMISES AFFECTED – 7702 Flatlands Avenue, southeast corner of Flatlands Avenue and East 77th Street, Block 8014, Lot 1, Borough of Brooklyn.
COMMUNITY BOARD #18BK

826-86-BZ, 827-86-BZ and 828-86-BZ
APPLICANT – Eric Palatnik, P.C. for North Shore Tower Apartments, Incorporated, owner; Continental Communications, lessee.
SUBJECT – Application April 3, 2009 – Extension of Term for a Special Permit (73-11), in an R3-2 zoning district, to permit the non-accessory radio towers and transmitting equipment on the roof of an existing thirty-three story multiple dwelling (North Shore Towers) which expired on March 28, 2008; Extension of Time to obtain a Certificate of Occupancy which expired on March 6, 2003; waiver of the rules and an Amendment to eliminate the condition that a new Certificate of Occupancy be obtained.
PREMISES AFFECTED – 269-10, 270-10, 271-10 Grand Central Parkway, Northeast corner of 26th Street. Block 8489, Lot 1, Borough of Queens.
COMMUNITY BOARD #13Q

149-01-BZ
APPLICANT – Eric Palatnik, P.C. for Jane Street Realty LLC, owner.
SUBJECT – Application March 26, 2009 – Amendment to a previously issued resolution that conditions the occupancy of one subsidized unit to a qualified senior citizen at a subsidized rate for a term of ten years, from the date of the issuance of the Certificate of Occupancy be removed.
PREMISES AFFECTED – 88 Jane Street, between Washington and Greenwich Streets, Block 641, Lot 7501, Borough of Manhattan.
COMMUNITY BOARD #2M

246-01-BZ
APPLICANT – Eric Palatnik, P.C., for Bodhi Fitness Center, Inc., owner.
SUBJECT – Application January 29, 2009 – Extension of Term for a previously granted special permit (§73-36) which permitted the operation of Physical Culture Establishment (Bodhi Fitness Center) within a M1-1/C2-2 zoning district. The application seeks to reflect the new owner/operator of the site. The term of the previous grant expired on June 1, 2008.
PREMISES AFFECTED – 35-11 Prince Street, between 35th Avenue and Northern Boulevard, Block 4958, Lot 1, Borough of Queens.
COMMUNITY BOARD #7Q

29-05-BZ
APPLICANT – Kramer Levin Naftalis & Frankel LLP, for R & F 350 West Broadway LLC c/o RFR Holding LLC, owner.
SUBJECT – Application May 29, 2009 – Extension of Time to Complete Construction of a previously granted Variance (§72-21) for the development of an 10 story mixed-use building to be occupied by retail use on the first and second floors and residential use on floors three through ten, in an M1-5A zoning district, which expires on October 18, 2009.
PREMISES AFFECTED – 350 West Broadway, west side of West Broadway, 60 feet north of the corner formed by the intersection of Grand Street and West Broadway. Block 476, Lot 75, Borough of Manhattan.
COMMUNITY BOARD #2M

APPEALS CALENDAR

62-08-A
APPLICANT – Eric Palatnik, P.C. for Benny Ulloa, owner
SUBJECT – Application March 27, 2009 – Proposed construction not fronting on a legally mapped street contrary to General City Law Section 36. R1-2 Zoning District.
PREMISES AFFECTED – 398 Nugent Street, Nugent Street, North of Saint George Road, Block 2284, Lot 25, Borough of Staten Island.
COMMUNITY BOARD #2SI

22-09-A
APPLICANT – Gary D. Lenhart for The Breezy Point Cooperative, Incorporated, owner; Maura Roche, lessee.
SUBJECT – Application February 10, 2009 – Reconstruction and enlargement of an existing single family home located partially in the bed of a mapped street and the upgrade of an existing non complying private disposal system contrary to General City Law Section 35 and contrary to Department of Buildings Policy - R4 Zoning.
PREMISES AFFECTED – 663 Highland Place, East side of Highland Place partially in the bed of mapped Beach 202nd Street. Block 16350, Lot 300, Borough of Queens
COMMUNITY BOARD #14Q

JUNE 23, 2009, 1:30 P.M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, June 23, 2009, at 1:30 P.M., at 40 Rector Street, 6th Floor, New York, N.Y. 10006, on the following matters:

ZONING CALENDAR

256-07-BZ
APPLICANT – Rothkrug, Rothkrug & Spector, LLP for Hayden Rester, owner.
SUBJECT – Application November 5, 2007 – Variance (72-21) to permit a Use Group 4 community youth center within a portion of a proposed mixed-use building The proposal is contrary to section 24-35 (side yard). R5 district.
PREMISES AFFECTED – 1978 Atlantic Avenue, Southern side of Atlantic Avenue, 180 feet west of the intersection of Atlantic and Ralph. Block 1339, Lot 39, Borough of Brooklyn.
COMMUNITY BOARD # 8BK

254-08-BZ
APPLICANT – Eric Palatnik, P.C., for Yeshiva Ohr Yitzchok, owner.
SUBJECT – Application October 15, 2008 – Variance to legalize the use and enlargement of a Yeshiva, contrary to use regulations.
PREMISES AFFECTED – 1214 East 15th Street, Western side of East 15th Street between Avenue L and Locust Avenue. Block 6734, Lot 12, Borough of Brooklyn.
COMMUNITY BOARD # 14BK

9-09-BZ
APPLICANT – Gerald J. Caliendo, R.A., AIA, for Gerry Kaplan/Marlene Realty Co., for Force Fitness LLC, lessee.
SUBJECT – Application January 22, 2009 – Special Permit (§73-36) to allow a physical culture establishment in an existing one-story building. The proposal is contrary to ZR Section 42-10. M1-1 district.
PREMISES AFFECTED – 63-03 Fresh Pond Road, east side of Fresh Pond Road, 269.8' south of Metropolitan Avenue and Fresh Pond Road, Block 3608, Lot 14, Borough of Queens.
COMMUNITY BOARD #5Q

18-09-BZ
APPLICANT – Stuart A. Klein, for Ascot Properties, Ltd., owner; Gold's Gym, lessee.
SUBJECT – Application February 6, 2008 – Special Permit (§73-36) to allow the legalization of an existing physical culture establishment on the first, second and third floors in an existing twelve-story building. The proposal is contrary to ZR Section 32-10. C6-5, C6-7 and Special Midtown Districts.
PREMISES AFFECTED – 250 West 54th Street, between Broadway and 8th Avenue, Block 1025, Lot 54, Borough of Manhattan.
COMMUNITY BOARD #5M

23-09-BZ
APPLICANT – Eric Palatnik, P.C., for Alla Simirnov, owner.
SUBJECT – Application February 12, 2009 – Special Permit (§73-622) for the enlargement of an existing two family home to be converted to a single family home. This application seeks to vary open space, lot coverage and floor area (23-141(b)) and rear yard (23-47) in an R3-1 zoning district.
PREMISES AFFECTED – 114 Amherst Street, west side of Amherst Street between Hampton Avenue and Oriental Boulevard, Block 8732, Lot 71, Borough of Brooklyn.
COMMUNITY BOARD #15BK

Jeff Mulligan, Executive Director

j16-17

TAXI AND LIMOUSINE COMMISSION

PUBLIC NOTICE

Notice of Rescheduled Commission Meeting

PUBLIC NOTICE IS HEREBY GIVEN THAT THE NEW YORK CITY TAXI & LIMOUSINE COMMISSION is rescheduling the Commission Meeting originally scheduled for Thursday, June 18th, 2009 at 9:30 a.m. The Commission Meeting will be held on Friday, June 19th, 2009 at 9:30 a.m., at the offices of the New York City Taxi & Limousine Commission, located at 40 Rector Street, 5th Floor, New York, New York.

j17

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 55 Water Street, 9th Floor, Room 945 commencing at 2:00 P.M. on Wednesday, June 24, 2009. Interested parties can obtain copies of proposed agreements or request sign-language interpreters (with at least seven days prior notice) at 55 Water Street, 9th Floor, New York, NY 10013, or by calling (212) 839-6550.

#1 In the matter of a proposed revocable consent authorizing 801 Amsterdam LLC to maintain and use a sidewalk vault under and along east sidewalk of Amsterdam Avenue, south of West 100th Street, in the Borough of Manhattan. For the first year of the consent, the annual period commencing on the date of the final approval of this consent by the Mayor (the "Approval Date") and terminating on June 30, 2010:

- \$40,794/annum
- For the period July 1, 2010 to June 30, 2011 - \$42,018
- For the period July 1, 2011 to June 30, 2012 - \$43,242
- For the period July 1, 2012 to June 30, 2013 - \$44,466
- For the period July 1, 2013 to June 30, 2014 - \$45,690
- For the period July 1, 2014 to June 30, 2015 - \$46,914
- For the period July 1, 2015 to June 30, 2016 - \$48,138
- For the period July 1, 2016 to June 30, 2017 - \$49,362
- For the period July 1, 2017 to June 30, 2018 - \$50,558

For the period July 1, 2018 to June 30, 2019 - \$51,810
For the period July 1, 2019 to June 30, 2020 - \$53,034

the maintenance of a security deposit in the sum of \$53,000, 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.

#2 In the matter of a proposed revocable consent authorizing 454 Equities LLC to construct, maintain and use planted areas on the north sidewalk of West 119th Street, east of Manhattan Avenue; on the east sidewalk of Manhattan Avenue, between West 119th Street and West 120th Street; and on the south sidewalk of 120th Street, east of Manhattan Avenue, all in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the date of Approval by the Mayor and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

From the Date of Approval to June 30, 2019 - \$1,053/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.

#3 In the matter of a proposed revocable consent authorizing 110 Amity Street Equities LLC to construct, maintain and use a stoop, fenced-in area and an overhead cornice on the east sidewalk of Henry Street, between Congress Street and Amity Street, at 357 Henry Street, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from the date of Approval by the Mayor and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

From the Date of Approval to June 30, 2019 - \$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.

#4 In the matter of a proposed revocable consent authorizing 110 Amity Street Equities LLC to construct, maintain and use a stoop, fenced-in area and an overhead cornice on the east sidewalk of Henry Street, between Congress Street and Amity Street, at 359 Henry Street, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from the date of Approval by the Mayor and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

From the Date of Approval to June 30, 2019 - \$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.

#5 In the matter of a proposed revocable consent authorizing 110 Amity Street Equities LLC to construct, maintain and use a stoop, fenced-in area and an overhead cornice on the east sidewalk of Henry Street, between Congress Street and Amity Street, at 361 Henry Street, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from the date of Approval by the Mayor and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

From the Date of Approval to June 30, 2019 - \$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.

#6 In the matter of a proposed revocable consent authorizing 110 Amity Street Equities LLC to construct, maintain and use a stoop and fenced-in area on the south sidewalk of Amity Street, between Henry Street and Clinton Street, at 120 Amity Street, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from the date of Approval by the Mayor and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

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

the maintenance of a security deposit in the sum of \$4,000, 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.

#7 In the matter of a proposed revocable consent authorizing Amalgamated Housing Corporation to maintain and use conduits under and across Gale Place, Orloff Avenue, Gouverneur Avenue, Hillman Avenue and Saxon Avenue, south of Van Cortland Park South, in the Borough of the Bronx. 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 - \$18,109
- For the period July 1, 2010 to June 30, 2011 - \$18,636
- For the period July 1, 2011 to June 30, 2012 - \$19,163
- For the period July 1, 2012 to June 30, 2013 - \$19,690
- For the period July 1, 2013 to June 30, 2014 - \$20,217
- For the period July 1, 2014 to June 30, 2015 - \$20,744
- For the period July 1, 2015 to June 30, 2016 - \$21,271
- For the period July 1, 2016 to June 30, 2017 - \$21,798
- For the period July 1, 2017 to June 30, 2018 - \$22,325
- For the period July 1, 2018 to June 30, 2019 - \$22,852

the maintenance of a security deposit in the sum of \$22,900, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

j4-24

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 55 Water Street, 9th Floor, Room 945 commencing at 2:00 P.M., on Wednesday, July 8, 2009. Interested parties can obtain copies of proposed agreements or request sign-language interpreters (with at least seven days prior notice) at 55 Water Street, 9th Floor, New York, NY 10013, or by calling (212) 839-6550.

#1 In the matter of a proposed revocable consent authorizing Rodney Miller, Sr. to construct, maintain and use steps and planted area on the north sidewalk of East 92nd Street, west of Lexington Avenue, in the Borough of Manhattan. The

proposed revocable consent is for a term of ten years from the date of Approval by the Mayor 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, 2020 - \$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 Lucille Lortel Theatre Foundation, Inc. to maintain and use name plates and bollards on the north sidewalk of Christopher Street, east of Hudson Street, 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 from July 1, 2009 to June 30, 2019 - \$7,350/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.

#3 In the matter of a proposed revocable consent authorizing New York University to construct, maintain and use a conduit under, across and along East 13th Street, west of Third Avenue, 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 - \$8,870
For the period July 1, 2010 to June 30, 2011 - \$9,136
For the period July 1, 2011 to June 30, 2012 - \$9,402
For the period July 1, 2012 to June 30, 2013 - \$9,668
For the period July 1, 2013 to June 30, 2014 - \$9,934
For the period July 1, 2014 to June 30, 2015 - \$10,200
For the period July 1, 2015 to June 30, 2016 - \$10,466
For the period July 1, 2016 to June 30, 2017 - \$10,732
For the period July 1, 2017 to June 30, 2018 - \$10,998
For the period July 1, 2018 to June 30, 2019 - \$11,264

the maintenance of a security deposit in the sum of \$12,000, 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.

#4 In the matter of a proposed revocable consent authorizing New York University to maintain and use a conduit under and across a public walkway, between West 3rd Street and West 4th Street, east of LaGuardia Place, 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 - \$1,775
For the period July 1, 2010 to June 30, 2011 - \$1,827
For the period July 1, 2011 to June 30, 2012 - \$1,879
For the period July 1, 2012 to June 30, 2013 - \$1,931
For the period July 1, 2013 to June 30, 2014 - \$1,983
For the period July 1, 2014 to June 30, 2015 - \$2,035
For the period July 1, 2015 to June 30, 2016 - \$2,087
For the period July 1, 2016 to June 30, 2017 - \$2,139
For the period July 1, 2017 to June 30, 2018 - \$2,191
For the period July 1, 2018 to June 30, 2019 - \$2,243

the maintenance of a security deposit in the sum of \$12,000, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

#5 In the matter of a proposed revocable consent authorizing 200 Park LP to construct, maintain and use bollards on the sidewalks adjacent to Viaduct East and Viaduct West, south of 45th Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the date of Approval by the Mayor. There shall be no compensation required for this revocable consent. the maintenance of a security deposit in the sum of \$15,000, and the filing of an insurance policy for property damage and/or bodily injury, including death, shall be not less than \$10,000,000 combined single limit per occurrence and a minimum \$20,000,000 aggregate.

#6 In the matter of a proposed revocable consent authorizing Goldman Sachs Headquarters LLC to maintain and use bollards on Murray Street, between West Street and Vesey Street; and on Vesey Street between West Street and Murray Street, in front of 200 West Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the date of Approval by the Mayor. There shall be no compensation required for this revocable consent.

the maintenance of a security deposit in the sum of \$30,000, 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.

#7 In the matter of a proposed revocable consent authorizing Metropolitan Transportation Authority to maintain and use bollards on 8th Avenue between 31st and 33rd Streets, and 7th Avenue and 34th Street, in front of Penn Station, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the date of Approval by the Mayor. There shall be no compensation required for this revocable consent.

There is no maintenance of a security deposit required, 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.

#8 In the matter of a proposed revocable consent authorizing JP Morgan Chase Bank, N.A. to maintain and use a bridge over and across Duffield Street, south of Myrtle Avenue, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from July 1, 2009 to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2009 to June 30, 2010 - \$25,093
For the period July 1, 2010 to June 30, 2011 - \$25,824
For the period July 1, 2011 to June 30, 2012 - \$26,555
For the period July 1, 2012 to June 30, 2013 - \$27,286
For the period July 1, 2013 to June 30, 2014 - \$28,017
For the period July 1, 2014 to June 30, 2015 - \$28,748

For the period July 1, 2015 to June 30, 2016 - \$29,479
For the period July 1, 2016 to June 30, 2017 - \$30,210
For the period July 1, 2017 to June 30, 2018 - \$30,941
For the period July 1, 2018 to June 30, 2019 - \$31,672

the maintenance of a security deposit in the sum of \$31,700, 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.

#9 In the matter of a proposed revocable consent authorizing JP Morgan Chase Bank, N.A. to maintain and use a tunnel under and across Duffield Street, south of Myrtle Avenue, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from July 1, 2009 to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2009 to June 30, 2010 - \$25,517
For the period July 1, 2010 to June 30, 2011 - \$26,260
For the period July 1, 2011 to June 30, 2012 - \$27,003
For the period July 1, 2012 to June 30, 2013 - \$27,746
For the period July 1, 2013 to June 30, 2014 - \$28,489
For the period July 1, 2014 to June 30, 2015 - \$29,232
For the period July 1, 2015 to June 30, 2016 - \$29,975
For the period July 1, 2016 to June 30, 2017 - \$30,718
For the period July 1, 2017 to June 30, 2018 - \$31,461
For the period July 1, 2018 to June 30, 2019 - \$32,204

the maintenance of a security deposit in the sum of \$32,200, 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.

• j17-jy8

COURT NOTICES

SUPREME COURT

■ NOTICE

BRONX COUNTY IA PART 6 AMENDED NOTICE OF PETITION INDEX NUMBER 251034/09

In the matter of the application of the City of New York relative to acquiring title in fee simple absolute to certain real property where not hereto acquired for the same purpose, required as a site for the **PUBLIC SAFETY ANSWER CENTER 2 (“PSAC 2”) AND PART OF MARCONI STREET** located in the area generally bounded by the Bronx and Pelham Parkway to the North; East Tremont Avenue to the South; Williamsbridge Road to the West; and, the Hutchinson River Parkway to the East, in the Borough of Bronx, 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, Bronx County, IA Part 6, for certain relief.

The application will be made at the following time and place: At 851 Grand Concourse, in the Borough of Bronx, City and State of New York, on June 22, 2009 at 2:00 P.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 a public safety answer center 2 (“PSAC 2”) and part of Marconi Street, in the Borough of Bronx City and State of New York.

The description of the real property to be acquired is as follows:¹

Block 4226, Lot 75, part of Lots 40 and 55

Beginning at a point of tangency at the southerly end of a circular curve connecting the westerly line of the said Hutchinson River Parkway Extension with the southerly line of the said Bronx and Pelham Parkway;

Running thence S 21°32'12.4" W and along the said westerly line of Hutchinson River Parkway Extension, for 487.35 feet to a point;

Thence N 56°48'39" W and across tax lots 40 and 55 in the Bronx tax block 4226, for 723.02 feet to a point on the most southeasterly line of tax lot 1 (lands now or formerly of Amtrak Railroad) in the Bronx tax block 4226;

Thence N 33°11'19" E and along the said most southeasterly line of tax lot 1 in the Bronx tax block 4226, for 14.35 feet to a point;

Thence S 56°48'41" E and along the said most southeasterly line of tax lot 1 in the Bronx tax block 4226, for 2.00 feet to a point on the spiral railroad curve as such curve and its parameters is presented on a certain map “Boundary Survey & Subdivision of a Portion of The Bronx Psychiatric Center” prepared by Carman-Dunne P.C., dated May 10, 2000 and last revised July 5, 2001;

Thence northeasterly, along the said the most southeasterly line of tax lot 1 in the Bronx tax block 4226,

which is the spiral railroad curve deflecting to the right whose arc is subtended by a chord length of 559.36 feet with bearing N 48°40'07" E, said spiral curve being further defined by the following 24 courses describing chord bearings and chord distances starting at the point of curvature: Thence, S 23°07'56" E and along the said the most southeasterly line of tax lot 1 in the Bronx tax block 4226, for 17.15 feet to a point;

Thence, N 66°55'34" E and along the said the most southeasterly line of tax lot 1 in the Bronx tax block 4226, for 110.04 feet to a point on the said southerly line of Bronx and Pelham Parkway;

Thence S 78°09'16.3" E and along the said southerly line of Bronx and Pelham Parkway, for 66.65 feet to a point of curvature;

	COURSE	BEARING	DISTANCE
a.	A-1	N 33°23'49" E	24.91'
b.	1-2	N 33°37'48" E	24.94'
c.	2-3	N 34°11'23" E	24.86'
d.	3-4	N 35°00'11" E	24.96'
e.	4-5	N 36°20'43" E	24.94'
f.	5-6	N 37°53'34" E	25.11'
g.	6-7	N 39°41'20" E	24.96'
h.	7-8	N 41°44'34" E	24.95'
i.	8-9	N 43°50'31" E	25.25'
j.	9-10	N 45°39'53" E	24.95'
k.	10-11	N 47°41'52" E	24.96'
l.	11-C	N 49°59'49" E	12.46'
m.	C-12	N 49°59'49" E	12.60'
n.	12-13	N 51°25'22" E	24.99'
o.	13-14	N 53°31'48" E	25.02'
p.	14-15	N 54°29'36" E	24.95'
q.	15-16	N 55°52'35" E	25.04'
r.	16-17	N 57°17'53" E	24.96'
s.	17-18	N 59°02'19" E	25.04'
t.	18-19	N 60°22'19" E	25.03'
u.	19-20	N 61°44'28" E	24.88'
v.	20-21	N 62°33'43" E	24.95'
w.	21-22	N 62°57'38" E	24.94'
x.	22-B	N 64°34'49" E	19.11'

¹ This petition is being amended to reflect that the City is seeking to acquire the property in fee simple absolute.

Thence eastwardly, southeastwardly and southwardly along the circular curve connecting the westerly line of the said Hutchinson River Parkway Extension with the southerly line of the said Bronx and Pelham Parkway which is an arc of a circle deflecting to the right, with a radius of 250.00 feet and a central angle of 99° 41' 28.2", for 434.98 feet back to the point of beginning.

This parcel consists of tax lot 75 and parts of tax lots 40 and 55 in the Bronx tax block 4226 as shown on the “tax map” of the City of New York, Borough of the Bronx, as said “tax map” existed on April 10, 2007, and comprises an area of 381,045 square feet or 8.74759 acres.

Block 4226 part of Lot 40

Commencing at the intersection of the northerly line of the said Waters Place and the easterly line of the said Eastchester Road; running thence southeastwardly and along the said northerly line of Waters Place as it bends and turns, for 414.63 feet to a point on the dividing line between tax lots 30 and 11 in the Bronx tax block 4226, thence northeastwardly the following three courses and distances along the said dividing line between tax lots 30 and 11 and along the dividing line between tax lots 30 and 1 in the Bronx tax block 4226: N 16°49'21" E for a distance of 1680.44 feet to a point of tangency;

Continuing along an arc of a circle with radius 994.65 feet and length of 435.11 feet whose arc is subtended by a chord distance 431.65 feet which bears N 29°21'16" E to a point;

N 33°11'19" E for a distance of 115.89 feet to a point of beginning. Said point being where the dividing line between tax lots 30 and 40 in the Bronx tax block 4226 intersects the dividing line between tax lots 30 and 1 and the dividing line between tax lots 40 and 1 in the Bronx tax block 4226:

Running thence N 33°11'19" E and along the most easterly line of tax lot 1 in the Bronx tax block 4226, for 1122.98 feet to a point;

Thence S 56°48'39" E and through the tax lot 40 in the Bronx tax block 4226, for 118.00 feet to a point;

Thence S 33°11'19" W and through the tax lot 40 in the Bronx tax block 4226, for 120.00 feet to a point;

Thence N 56°48'39" W and through the tax lot 40 in the Bronx tax block 4226, for 67.99 feet to a point;

Thence S 33°11'19" W and through the tax lot 40 in the Bronx tax block 4226, for 495.12 feet to a point;

Thence, N 57°16'15" W and through the tax lot 40 in the Bronx tax block 4226, for 15.01 feet to a point;

Thence S 33°11'19" W and through the tax lot 40 in the Bronx tax block 4226, for 473.65 feet to a point;

Thence S 56°34'55" E and through the tax lot 40 in the Bronx tax block 4226, for 30.78 feet to a point on a northwesterly line of tax lot 55 in the Bronx tax block 4226;

Thence, S 33°25'05" W and along the said northwesterly line of tax lot 55 in the Bronx tax block 4226, for 33.97 feet to a point where it intersects with the said dividing line between tax lots 30 and 40 in the Bronx tax block 4226;

Thence, N 56°48'41" W and along the said dividing line between tax lots 30 and 40 in the Bronx tax block 4226, for 65.64 feet back to the point of beginning.

This parcel consists of part of tax lot 40 in the Bronx tax block 4226 as shown on the “tax map” of the City of New York, Borough of the Bronx, as said “tax map” existed on April 10, 2007, and comprises an area of 57,743 square feet or 1.32560 acres.

The above-described property shall be acquired subject to encroachments, if any, of 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.

Dated: June 2, 2009 New York, New York MICHAEL A. CARDOZO, Corporation Counsel of the City of New York 100 Church Street, Room 5-198 New York, New York 10007 Tel. (212) 788-0718

SEE MAPS ON BACK PAGES

j5-18

PROPERTY DISPOSITION

CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF MUNICIPAL SUPPLY SERVICES

SALE BY SEALED BID

SALE OF: 1 LOT OF COPIER MACHINES, USED.

S.P.#: 09024

DUE: June 25, 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.

j12-25

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

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

CHILD WELFARE SERVICE - Negotiated Acquisition - PIN# 06810FR00003 - AMT: \$865,215.00 - TO: Kingsbridge Heights Community Center, 3101 Kingsbridge Terrace, Bronx, NY 10463-4324. Money and time extension.
TRAINING AND QUALITY DEVELOPMENT - Negotiated Acquisition - Specifications cannot be made sufficiently definite - PIN# 068-09-NEX-0011 - AMT: \$400,000.00 - TO: Fordham University, 441 East Fordham Road, Bronx, NY 10458.

j17

CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF MUNICIPAL SUPPLY SERVICES

SOLICITATIONS

Goods

VAN, MOBILE HEALTH-DSNY RE-AD - Competitive Sealed Bids - PIN# 8570901231 - DUE 07-13-09 AT 10:30 A.M.
INSECTICIDE (RE-AD) - Competitive Sealed Bids - PIN# 8570901100 - DUE 07-08-09 AT 10:30 A.M.
CURTAIN, SHOWER AND HOOKS RE-AD - Competitive Sealed Bids - PIN# 8570901167 - DUE 07-08-09 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. Anna Wong (212) 669-8610.

j17

ICE CREAM FOR DOC - RE-AD - Competitive Sealed Bids - PIN# 8570901173 - DUE 06-22-09 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. Department of Citywide Administrative Services 1 Centre Street, Room 1800, New York, NY 10007. Jeanette Megna (212) 669-8610.

j17

AWARDS

Goods

HP SYSTEMS STORAGE - DOI - Intergovernmental Purchase - PIN# 8570901132 - AMT: \$312,911.94 - TO: Hewlett Packard Co., 3000 Hanover St., Palo Alto, CA 94304. NYS Contract #PT63224.

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

j17

WIRE ROPE FITTINGS - Competitive Sealed Bids - PIN# 857900703 - AMT: \$15,950.25 - TO: Peak Trading Corp., 43 Basin Road, Unit 1, West Hurley, NY 12491.
HYDRANT, FIRE - Competitive Sealed Bids - PIN# 857900553 - AMT: \$925,000.00 - TO: T. Mina Supply Inc., 126-53 36th Avenue, Flushing, NY 11368.
BRUSH, WINDOW, MIXED HORSEHAIR - Competitive Sealed Bids - PIN# 857900761 - AMT: \$3,465.00 - TO: The Rossiter and Schmidt Co. Inc., 220 South Fehr Way, Bayshore, NY 11706.

j17

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.

j4-17

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.

j4-17

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.

j4-17

FINANCIAL INFORMATION SERVICES AGENCY

CONTRACTS UNIT

INTENT TO AWARD

Services (Other Than Human Services)

SOFTWARE MAINTENANCE AGREEMENT - Sole Source - Available only from a single source - PIN# 12710EX00040 - DUE 06-22-09 AT 10:00 A.M. - Software Maintenance Agreement with Levi, Ray and Shoup, Inc., 2401 W. Monroe St., Springfield, IL 62704. Software is proprietary to the vendor. Any other vendor that can provide this software maintenance is encouraged to reply to this notice on intent to award.

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. Financial Information Services Agency, 450 West 33rd Street, 4th Floor, New York, NY 10001-2603. Robert Aboulafia (212) 857-1516, raboulafia@fisa.nyc.gov

j15-19

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

SERVICE CONTRACT FOR STERIS BRAND AUTOCLAVES AND STERILIZERS - Competitive Sealed Bids - PIN# 11109149 - DUE 07-02-09 AT 3:00 P.M. - There will be a mandatory pre-bid conference held on Tuesday June 30, 2009 in the 3rd Floor Conference of Bellevue's C&D Building at 11:00 A.M. Vendor attendance is required in order to submit a bid for these services.

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. Bellevue Hospital Center, 462 First Avenue, Room# 12 East 32, New York, NY 10016. Matt Gaumer (212) 562-2887, Matthew.Gaumer@Bellevue.nychhc.org

j17

HEALTH AND MENTAL HYGIENE

SOLICITATIONS

Human / Client Service

OPEN AIRWAYS FOR SCHOOLS TRAINING - Negotiated Acquisition - PIN# 10CR007600R0X00 - DUE 06-29-09 AT 4:00 P.M. - The Department, Division of Health Promotion and Disease Prevention (HPDP), Bureau of Chronic Disease and Control - The Asthma Initiative Program, is seeking one qualified vendor to coordinate training and provide technical assistance to support the implementation of the Open Airways Program which targets elementary schools in all five boroughs of New York City, however, there is special emphasis on training school nurses and health educators working in the Department's District Public Health Office (DPHO) neighborhoods; East and Central Harlem, South Bronx, and Central Brooklyn. The term of this contract will be from July 1, 2009 - June 30, 2012, with an option to renew for an additional three years, depending upon need, contractor performance, and the availability of funds. Any questions regarding the NA must be addressed to the Contracting Officer below.

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 Mental Hygiene, 2 Lafayette Street, 20th Fl. New York, NY 10007. Melissa Cesar (212) 442-0018 mcesar@health.nyc.gov

j12-18

AGENCY CHIEF CONTRACTING OFFICER

AWARDS

NYC MANAGED CARE CONSUMER ASSISTANCE PROGRAM - BF/City Council Discretionary - PIN# 09HM072501R0X00 - AMT: \$4,000,000.00 - TO: Community Service Society of New York, 105 East 22nd

Street, New York, NY 10010.

● **INFANT MORTALITY REDUCTION INITIATIVE** – BP/City Council Discretionary – PIN# 09FN047401R0X00 – AMT: \$248,700.00 – TO: Federation of County Networks, 127 West 127th Street, New York, NY 10027.

☛ j17

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
15th Floor, New York, NY 10004.

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

j12-24

HOUSING AUTHORITY

■ SOLICITATIONS

Construction/Construction Services

ROOFING REPLACEMENT AND RELATED WORK AT WYCKOFF GARDENS – Competitive Sealed Bids – PIN# RF9005276 – DUE 06-24-09 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

j11-17

ROOFING REPLACEMENT, MASONRY AND RELATED WORK AT VAN DYKE HOUSES II – Competitive Sealed Bids – PIN# RF9005275 – DUE 06-25-09 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

j12-18

ROOFING REPLACEMENT AND ASBESTOS ABATEMENT AT FREDERICK SAMUELS HOUSES – Competitive Sealed Bids – PIN# RF7007752 – DUE 07-07-09 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

☛ j17-23

PURCHASING DEPARTMENT

■ SOLICITATIONS

Goods

GROUNDS MAINTENANCE EQUIPMENT AND SUPPLY – Competitive Sealed Bids – RFQ# 6800 JG – DUE 07-07-09 AT 10:35 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.

Housing Authority, 23-02 49th Avenue, 5th Floor SCOD
Long Island City, NY 11101. Bid documents available via internet ONLY:

http://www.nyc.gov/html/nycha/html/business/goods_materials.shtml Joseph Gross (718) 707-5462.

☛ j17

PARKS AND RECREATION

CAPITAL PROJECTS DIVISION

■ AWARDS

Construction Related Services

CONSTRUCTION SERVICES FOR THE RECONSTRUCTION AT ASPHALT GREEN – Sole Source – Available only from a single source - PIN# 8462008M286C01 – AMT: \$1,850,000.00 – TO: Asphalt Green, Inc., 555 East 90th Street, New York, NY 10128.

☛ j17

TRANSPORTATION

BRIDGES

■ SOLICITATIONS

Construction/Construction Services

PROTECTIVE COATING OF STATEN ISLAND RAIL ROAD (SIRR) – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 84109SIBR407 – DUE 07-13-09 AT 2:00 P.M. – Request for Proposals will be available between the hours of 9:00 A.M. - 3:00 P.M. Entrance is located on the south side facing the Vietnam Veterans Memorial.

The proposed Resident Engineering Inspection Services is necessary for the Protective Coating of Staten Island Rail Road (SIRR) Bridges. The pre-proposal conference will be held on June 25, 2009 at 10:00 A.M. at 55 Water Street, Ground Floor Bid Room.

This RFP is available on NYCDOT website at <https://a841-dotwebpcard01.nyc.gov/RFP/html/asp/rfp.asp>. 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 bid/contract 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 the Bid Opening. Due to increased building security bidders should ensure that proper photo identification 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 Dr. Paul-Michael Kazas at (212) 839-6314.

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, Office of Agency Chief
Contracting Officer, Contract Unit, 55 Water Street
Ground Floor, NY, NY 10041. Bid Window (212) 839-9435.

☛ j17

AGENCY RULES

TRANSPORTATION

■ NOTICE

NOTICE OF ADOPTION regarding quarterly permits for the transportation of bulk milk by overweight and/or overweight combinations of vehicles.

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED IN THE Commissioner of Transportation by subdivision (b) of Section 2903 of the New York City Charter, Title 19 of the Administrative Code, and in accordance with the requirements of Section 1043 of the New York City Charter, that the Department of Transportation hereby adopts an amendment to Title 34 of the Rules of the City of New York by adding a new subdivision (i) to Section 4-15 of Chapter 4 of Title 34 of the Rules of the City of New York, regarding quarterly permits for the transportation of bulk milk by overweight and/or overweight combinations of vehicles.

Section 1. Section 4-15 of Chapter 4 of Title 34 of the Rules of the City of New York is amended by adding a new subdivision (i) to read as follows:

(i) **Overdimensional and/or Overweight Vehicle Bulk Milk Permit**

(1) **Permits Generally.**

(i) Except where inconsistent with any federal or state law, rule or regulation, the Commissioner may issue a permit, as provided for in paragraph (c) of subdivision fifteen of section three hundred eighty-five of the Vehicle and Traffic Law, to operate or move a combination of vehicles, which for the purpose of this rule shall be limited to one power unit and one trailer except as provided in subparagraph (viii) of paragraph (3) of this subdivision, designed and constructed to carry milk in bulk, the lengths and/or weights of which exceed the limitations provided in subdivision b of this section.

(ii) The permit shall authorize only the transportation of bulk milk within the City of New York to a milk processing facility located within the City of New York or the transportation by such a combination of vehicles out of the City of New York empty or carrying bulk cream, at weights not to exceed the limitations provided in subdivision b of this section, from the milk processing facility.

(iii) A permit issued pursuant to this subdivision shall designate a route approved by the Commissioner. A combination of vehicles operating under a permit issued pursuant to this subdivision may only travel along the route designated on the permit. There shall be one permit per combination of vehicles allowing the combination of vehicles to enter the City of New York and a separate permit allowing the combination of vehicles to leave the City of New York.

(iv) Combinations of vehicles designed and constructed to carry milk in bulk that exceed allowable lengths and/or weights pursuant to law are required to obtain a permit from the Commissioner pursuant to this subdivision in order

to operate on those highways under the jurisdiction of the Commissioner.

(v) No permit shall be issued for a combination of vehicles that exceeds 99,000 pounds.

(vi) Permits shall be issued on a quarterly basis.

(2) Permit Application.

(i) Generally.

(A) A permit issued pursuant to this subdivision is not valid unless the combination of vehicles is operated and maintained in accordance with the provisions of this subdivision and with any other special requirements indicated on the permit.

(B) The applicant shall be the registrant of the combination of vehicles except, in the case of a combination of vehicles leased pursuant to an exclusive leasing arrangement that exceeds thirty days, the applicant shall be the lessee. The applicant shall supply his/her Federal Tax ID number.

(C) The permit application and the procedures for granting permits shall be made available to an applicant upon request at the Department of Transportation, Division of Bridges, Truck Permit Unit, by mail, email or in person, and shall be completed in all respects by the applicant or his/her legal representative.

(D) All applications shall be on the forms prescribed by and available from the Commissioner.

(ii) **Identification of vehicle and load.** The power unit and trailer(s) shall be identified on the application by make, year of manufacture and license plate numbers and State.

(iii) **Vehicle Measurements.** Applicants shall furnish to the Commissioner all of the following vehicle measurements:

(A) Trailer length;

(B) Number of axles, including axle spacing and axle weights;

(C) Total wheelbase measurement (including tractor/steering axle);

(D) Overall width;

(E) Overall length;

(F) Overall height; and

(G) Total gross vehicle weight including load (tractor, trailer and load).

(iv) **Attestation.** Applicants shall furnish to the Commissioner a sworn and notarized statement attesting that the vehicles for which a permit application has been submitted will be used solely for the transport of bulk milk or cream.

(v) **Procedure.** The applicant shall complete the required application information and submit the required number of copies of such application, together with the required permit fee(s), as well as any required documentation, to the Commissioner by mail or in person. All applications shall be signed by the applicant or his/her legal representative.

(vi) **Reapplication Fee.** When a reapplication is made for a permit under this subdivision for the same combination of vehicles that has been denied a permit, the initial permit fee shall be increased by an administrative fee of \$25 in accordance with subparagraph (vii) of paragraph (3) of this subdivision.

(vii) **No refund after granting of permit.** No refund shall be made once an application for a permit under this subdivision has been filed and a permit granted by the Commissioner.

(viii) **False information voids permit.** Permits that have been issued on the basis of falsely-stated information shall be null and void.

(ix) **New owners shall obtain new permits.** If the ownership of a combination of vehicles, or the identity of the lessee in the case of a combination of vehicles leased pursuant to an exclusive leasing arrangement that exceeds thirty days, changes after a permit under this subdivision has been issued, the new owner(s) or lessee(s) shall obtain a modified permit and shall pay the applicable quarterly fee specified in paragraph (3) of this subdivision.

(3) Permit Fees.

(i) The following fees shall be charged and collected by the Commissioner for obtaining a permit or modified permit, issued on a quarterly basis, pursuant to this subdivision. Fees shall be paid by money order, certified check, bank check, check drawn on a New York State bank, or a negotiable instrument acceptable to and made payable to the "New York City Department of Transportation." Fees shall accompany each permit application. The fee for a permit issued pursuant to this subdivision shall be \$650 per combination of vehicles, except as

- (ii) otherwise provided in this subparagraph (3). At the beginning of the third year following the effective date of this Rule:
 - (a) If the total number of permits pursuant to this subdivision issued to the applicant in the second year following the effective date of this Rule is at least 25% less than the total number of permits issued to the applicant in the first year following the effective date of this Rule (“the base-line year amount”), then the fee for a permit shall be \$650 per combination of vehicles.
 - (b) Otherwise, the fee for a permit shall be \$715 per combination of vehicles.

- (iii) At the beginning of the fourth year following the effective date of this Rule:
 - (a) If the total number of permits pursuant to this subdivision issued to the applicant in the third year following the effective date of this Rule is at least 50% less than the base-line year amount, then the fee for a permit shall be \$650 per combination of vehicles.
 - (b) Otherwise, the fee for a permit shall be \$780 per combination of vehicles.

- (iv) At the beginning of the fifth year following the effective date of this Rule:
 - (a) If the total number of permits pursuant to this subdivision issued to the applicant in the fourth year following the effective date of this Rule is at least 75% less than the base-line year amount, then the fee for a permit shall be \$650 per combination of vehicles.
 - (b) Otherwise, the fee for a permit shall be \$812.50 per combination of vehicles.

- (v) At the beginning of the sixth year following the effective date of this Rule:
 - (a) If the total number of permits pursuant to this subdivision issued to the applicant in the fifth year following the effective date of this Rule is 100% less than the base-line year amount, the fee for a permit shall be \$650 per combination of vehicles.
 - (b) Otherwise, the fee for a permit shall be \$845 per combination of vehicles.

- (vi) Permit fees specified in this paragraph shall apply separately to permits to enter the City of New York and permits to leave the City of New York.

- (vii) Reapplication for a permit that has been denied shall be subject to an administrative fee of \$25.

- (viii) The permit fees provided in subparagraphs (i) through (v) of this paragraph shall apply to permits for one specific power unit and one specific trailer. Applicants may apply for a quarterly permit under this subdivision to attach up to four additional specific trailers to one specific power unit, provided that only one trailer may be used with such power unit at any given time. The fee for a multiple trailer-single power unit combination permit shall be \$100 per quarter more than the permits fees provided in subparagraphs (i) through (v) of this paragraph.

- (ix) If a check delivered to the Commissioner or his/her agent as payment of any fee for the permitting of any combination of vehicles is dishonored for insufficient funds, all permits issued in the name of that applicant shall be suspended and no other permit shall be issued to such person until full

satisfaction of the fee is made and an additional fee of \$25 is paid to the Commissioner. No such suspension shall be issued until thirty days after notification is mailed to the applicant at the address given on the application for the permit. If satisfaction is made within thirty days of mailing such notification, no suspension shall be issued and no additional fee shall be charged.

(4) Expiration of Permit Program. After the sixth year following the effective date of this Rule, no permit shall be issued.

STATEMENT OF BASIS AND PURPOSE

The Commissioner of Transportation is authorized pursuant to Section 2903(a)(1) of the New York City Charter to promulgate rules and regulations for the conduct of vehicular and pedestrian traffic in the streets, squares, avenues, highways and parkways of the City of New York. This rule amends section 4-15 of Chapter 4 of Title 34 of the Rules of the City of New York by adding a new subdivision (i) to authorize the issuance of permits for overdimensional and/or overweight combinations of vehicles utilized by haulers of bulk milk.

On a daily basis, over one hundred vehicles hauling bulk milk enter the City of New York to transport bulk milk to processing facilities and exit the City empty or carrying bulk cream. The vast majority of these vehicles currently exceed the length and weight limitations set forth in section 4-15 for vehicles operating or moving on highways or bridges in the City. These overdimensional and overweight trucks damage City streets and highways. At the same time, milk haulers will require additional time to convert their fleets to trucks that comply with the City’s length and weight requirements. Section 385(15)(d) of the Vehicle and Traffic Law recognizes that milk haulers may be offered permits not available to other truck haulers. Thus, the Commissioner promulgates a rule that will provide the haulers of bulk milk an incentive to phase in, over a six-year period, the use of smaller trucks that, when carrying bulk milk or cream, would meet the City’s length and weight limitations. To accomplish this goal, the rule authorizes the issuance of quarterly overdimensional and overweight permits over a period of six years and imposes a schedule of fees that increase if the applicant does not decrease the number of permits required by a certain percentage. The increases will be implemented beginning with those permits issued during the third year of the rule if the number of permits issued during the prior year has not decreased by a fixed percentage from the first year that the proposed rule is in effect. After the sixth year, no permits will be issued.

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WATER BOARD

NOTICE

PUBLIC NOTICE IS HEREBY GIVEN pursuant to Section 1045-j(9-a) of the Public Authorities Law, that after public hearings were held on April 27, 28, 29 and 30, 2009, in accordance with the provisions of such law, the New York City Water Board (the “Board”) has, at its meeting held on May 15, 2009, adopted a resolution approving increases in water rates and corresponding wastewater charges to users of the Water Supply and Wastewater System of the City of New York, for the fiscal year commencing July 1, 2009, from those rates currently in effect, and making certain billing policy changes and elaborations, as follows:

I. There will be a change from currently effective water and wastewater rates for

services provided during the fiscal year commencing July 1, 2009.

- (1) Metered and unmetered water rates will increase by 12.9%.
- (2) Wastewater charges will remain at 159% of water charges.

II. There will also be changes to certain existing billing policies and new and amended regulations and changes have been adopted.

- (1) The Frontage Transition Program for Residential Premises with Six or More Dwelling Units will be extended through the end of FY2012.
- (2) The Board’s existing Regulation No. 3, Discontinuance of Water Supply and/or Sewer Service for Denial of Access, has been amended to conform to changes made last year in the Board’s Regulation No. 2, Discontinuance of Water Supply and/or Sewer Service Because of Non-Payment, including among other matters, reducing the notice period from 45 days to 15 days.
- (3) A new Regulation No. 4, Theft of Services has been adopted.
- (4) New charges have been added to the Rate Schedule to be assessed on properties where customers fail to provide or facilitate access to their premises to enable DEP to inspect, test, repair or replace a property’s connections to the water system, water meters, water consumption measurement devices and appurtenant equipment. New charges will consist of a \$250 account administration fee and water/sewer consumption charges based on an attributed consumption formula related to property class and meter size.
- (5) New charges have been added to the Rate Schedule to be assessed on properties where DEP makes a theft of services determination. New charges will consist of a \$650 account administration fee and water/sewer consumption charges based on an attributed consumption formula related to property class and meter size.
- (6) The Board also approved a Grace Period Program to be applied to the implementation of the Theft of Services Account Administration Fee and Attributed Consumption Charges. This Program provides a minimum 120-day grace period from the July 1, 2009 effective date of the FY2010 Rate Schedule wherein customers who: (i) self-report to DEP in a signed written statement a non-compliant condition at their premises in sufficient detail to enable a DEP inspector to locate and verify the condition; (ii) correct such condition within 30 days of the end of the Grace Period as established by the Executive Director; and (iii) provide or facilitate access at a time and in a manner acceptable to DEP to verify both the existence and subsequent correction of the non-compliant condition shall have Attributed Consumption Charges limited to the charge that would be applied to consumption at the 50th percentile for the applicable class of property and meter size as determined by DEP and shall have retroactive billing at such consumption level limited to a maximum of 2 years from the start of the Grace Period, July 1, 2009.

The New York City Water Board Water and Wastewater Rate Schedule, effective July 1, 2009, is available on the New York City Water Board website at www.nyc.gov/nycwaterboard.

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CHANGES IN PERSONNEL

DEPT OF HEALTH/MENTAL HYGIENE FOR PERIOD ENDING 05/15/09

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
HARRIS	SABRINA	10209	\$10,260.00	APPOINTED	YES	04/28/09
HELMAN	GARY	M 97020	\$106629.0000	RETIRED	YES	05/06/09
HINES-SMITH	MYRNA	J 10124	\$38444.0000	RESIGNED	NO	03/15/09
KATEPALLY	PRAVEEN	R 13632	\$84240.0000	APPOINTED	YES	04/26/09
KAZIOR	KRZYSZTO	21513	\$51000.0000	APPOINTED	YES	04/26/09
KORNSTEIN	LAURA	B 21744	\$91420.0000	INCREASE	YES	04/19/09
KRIEGER	DANIEL	S 12627	\$36,030.00	RESIGNED	YES	04/26/09
KRIEGER	DANIEL	S 60910	\$44048.0000	RESIGNED	NO	04/26/09
LABELLA	DONNA	M 53299	\$98826.0000	INCREASE	YES	04/26/09
LASORSA	KATHRYN	C 21744	\$91420.0000	RESIGNED	YES	04/26/09
LEE	SYNESTA	10236	\$49466.0000	RETIRED	YES	05/01/09
LEE	SYNESTA	10251	\$29278.0000	RETIRED	NO	05/01/09
LEWIS	SUZANNE	E 12626	\$44015.0000	INCREASE	YES	05/03/09
LIFFLANDER	ANNE	L 53040	\$75,000.00	APPOINTED	YES	04/26/09
LLEWELLYN	TYSHA	R 10209	\$9,310.00	INCREASE	YES	05/03/09
MAHARAJ	INDIRA	N 10209	\$10,260.00	APPOINTED	YES	05/05/09
MATIAS	MARIBEL	70810	\$40704.0000	APPOINTED	YES	05/03/09
MITCHELL	ROBERT	70810	\$35350.0000	APPOINTED	NO	05/03/09
MORRISON	JASON	M 10209	\$9,310.00	INCREASE	YES	05/03/09
MUNOZ	DANIEL	S 70810	\$40476.0000	APPOINTED	YES	05/03/09
MURRAY	ERIN	L 21744	\$78995.0000	RESIGNED	YES	04/30/09
ORLOFF	KATHLEEN	A 51008	\$25,870.00	RESIGNED	YES	09/28/06
PACHECO-DEJESUS	MARY	10209	\$11,260.00	APPOINTED	YES	04/26/09
PALUMBO	LUCILLE	A 21514	\$70293.0000	INCREASE	YES	04/19/09
PATE	PATRICIA	K 10069	\$138840.0000	INCREASE	YES	05/03/09
PITTMAN	JANE S	10209	\$9,310.00	APPOINTED	YES	04/26/09
REBELLA	RINA	M 10024	\$54747.0000	APPOINTED	YES	04/26/09
ROBERTS	TENERIA	10251	\$31852.0000	INCREASE	YES	04/26/09
ROSS	JOSEPH	D 21849	\$46455.0000	RESIGNED	YES	04/26/09
RUBEL	JAMES	P 91644	\$393,680.00	DECEASED	YES	04/05/09
SANTIAGO	RAMON	L 70810	\$29096.0000	APPOINTED	YES	05/03/09
SAUNDERS	ALEXANDE	13611	\$48295.0000	RETIRED	NO	05/01/09
SCARPA	TINA	51008	\$29,190.00	RESIGNED	YES	04/23/09
SHERIDAN	ANDREW	51008	\$29,190.00	RETIRED	YES	05/01/09
SINGH	MYTRI	P 10069	\$100063.0000	INCREASE	YES	04/19/09
SMITH	LATARSHA	D 51191	\$45585.0000	INCREASE	NO	04/19/09
SMITH	WALTER	K 51193	\$52462.0000	RETIRED	YES	05/01/09
SMITH	WALTER	K 51191	\$37794.0000	RETIRED	NO	05/01/09

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
STEPHEN	FRANCINE	51191	\$37793.0000	INCREASE	NO	05/03/09
SUTTON	TANISHA	13620	\$21,760.00	APPOINTED	NO	04/26/09
TAHIR	SITTY	10124	\$51514.0000	INCREASE	NO	04/19/09
TAVERNA	JOHN	P 10209	\$12,860.00	APPOINTED	YES	04/29/09
TELESFORD	MECKELA	10124	\$49466.0000	INCREASE	YES	04/26/09
TILGHMAN	BRANDON	M 31220	\$58426.0000	INCREASE	YES	04/26/09
TIROL-GOODWIN	SHERYL	60816	\$53980.0000	RESIGNED	YES	05/08/09
VERMA	VINITA	10209	\$12,860.00	RESIGNED	YES	04/26/09
WALTERS	MERCEDES	51190	\$32450.0000	RETIRED	YES	05/01/09
WARREN	ADRIENNE	L 10069	\$92959.0000	RETIRED	NO	04/01/09
WEAVER	TRISTEN	21849	\$69304.0000	RESIGNED	YES	04/28/09
WILLIAMS	ADEATRIC	L 10124	\$27,070.00	DECREASE	YES	04/19/09
WILSON	ANDREA	10124	\$51514.0000	INCREASE	NO	04/19/09
WONG	ZHUO-HUA	51191	\$45585.0000	INCREASE	NO	04/19/09
WU	CHEN-HSI	13651	\$53370.0000	RETIRED	NO	05/01/09
ZHAO	BENYANG	21744	\$81903.0000	INCREASE	YES	04/19/09

DEPT OF ENVIRONMENT PROTECTION FOR PERIOD ENDING 05/15/09

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
ACIERNO	NICOLA	90739	\$187,040.00	RESIGNED	NO	05/03/09
ALAM	MOHD	F 20616	\$43349.0000	APPOINTED	YES	04/26/09
ALTY	JEAN ROB	90739	\$215,120.00	PROMOTED	NO	03/22/09
ANDRAWIS	SELIM	Y 20210	\$78110.0000	PROMOTED	NO	04/15/09
ARAMSOMBATDEE	JIMMY	13615	\$43055.0000	INCREASE	YES	04/19/09
ARDIZZONE	ROBERT	M 91001	\$49586.0000	APPOINTED	YES	04/26/09
BAICHULLALL	MOHAN	22427	\$72383.0000	INCREASE	YES	04/19/09
BANDOO	ADEETA	M 31305	\$47251.0000	APPOINTED	YES	04/19/09
BARET	THOMAS	L 90739	\$215,120.00	PROMOTED	NO	03/22/09
BARILLA	FORTUNAT	22427	\$57129.0000	APPOINTED	YES	04/26/09
BAZILIO	ARIANNE	A 20616	\$43349.0000	APPOINTED	YES	05/03/09
BUCCI	CHRISTOP	M 22427	\$57129.0000	APPOINTED	YES	04/19/09
BUSSE	JEFFREY	A 20210	\$87378.0000	PROMOTED	NO	04/15/09
CARLSON	CARL	R 90739	\$215,120.00	PROMOTED	NO	03/22/09
CASSELANO	SEBASTIA	90739	\$187,040.00	RETIRED	NO	03/23/09
CHAO	DOROTHY	20210	\$87378.0000	PROMOTED	NO	04/15/09
CHICHI	ERIC	91639	\$229,840.00	RETIRED	YES	05/03/09
CHICHI	ERIC	91645	\$258,960.00	RETIRED	NO	05/03/09
CHU	CAVY	83008	\$93000.0000	APPOINTED	YES	04/26/09
COTRONEO	COSMO	90739	\$215,120.00	PROMOTED	NO	03/22/09
DIMAITO	JAMES	92510	\$270,080.00	RETIRED	NO	03/11/09
DI MUCCIO	SUSAN	10124	\$44559.0000	RETIRED	YES	04/26/09
DIPSINGH	INDRIAYI	21514	\$53646.0000	INCREASE	YES	04/19/09
DONOVAN	MICHAEL	A 90739	\$215,120.00	PROMOTED	NO	03/22/09
DONOVAN	WILLIAM	A 91645	\$258,960.00	RETIRED	NO	03/01/09
DOUGLAS	DEXTER	90739	\$215,120.00	PROMOTED	NO	03/22/09
DUNGA	JOEL	20210	\$78110.0000	PROMOTED	NO	04/15/09

FARELLA	ANTHONY	90739	\$215.1200	PROMOTED	NO	03/22/09
FEMMINELLA	VINCENT	M 91501	\$53629.0000	APPOINTED	YES	05/03/09
FERGUSON	GEORGE	J 90739	\$215.1200	PROMOTED	NO	03/22/09
FLEMING	EUGENE	90739	\$215.1200	PROMOTED	NO	03/22/09
FORMOLA	ANTHONY	M 90767	\$215.1200	RETIRED	NO	03/27/09
GABEL	KURT	W 21744	\$71220.0000	APPOINTED	YES	05/03/09
GIOVANNIELLO	FRANK	J 90739	\$215.1200	PROMOTED	NO	03/22/09
GLOVER	ALFONZO	90739	\$215.1200	PROMOTED	NO	03/22/09
GONZALEZ	JAMES	C 90739	\$215.1200	PROMOTED	NO	03/22/09
HOFFMAN	GEORGE	P 90739	\$215.1200	PROMOTED	NO	03/22/09
HUTCHINSON	JOSEPH	M 91628	\$369.9200	RETIRED	NO	02/12/09
IGNACIO	RAFAEL	J 90739	\$215.1200	PROMOTED	NO	03/22/09
KNAPPENBERGER	ROBERT	91001	\$64627.0000	INCREASE	YES	04/19/09
KOPRIVNIK	KENNETH	F 22427	\$73166.0000	RETIRED	NO	03/17/09
KRASNOPOLSKI	MICHAEL	90739	\$215.1200	PROMOTED	NO	03/22/09
LONG	RAYMOND	R 91011	\$50604.0000	RESIGNED	YES	05/07/09
LUCARELLI	JOHN	12627	\$65833.0000	RETIRED	YES	04/26/09
MAHER	PETER	91628	\$369.9200	RETIRED	NO	04/19/09
MARCUS	SARAH	S 30087	\$65000.0000	APPOINTED	YES	04/26/09
MARTIN	GARFIELD	O 13615	\$43055.0000	INCREASE	YES	04/19/09
MEJIA	CYNTHIA	P 10251	\$13.6000	APPOINTED	YES	04/26/09
MIERZEJEWSKI	JOHN	22427	\$65698.0000	RETIRED	NO	03/04/09
OGUNYELE	FOLASHAD	31220	\$71228.0000	APPOINTED	YES	04/19/09
OWENS	J'VON	10124	\$49466.0000	INCREASE	YES	04/19/09
PADRO-PEREZ	ALEX	R 21514	\$50061.0000	APPOINTED	YES	04/26/09
PASTORE	DANIEL	90739	\$215.1200	PROMOTED	NO	03/22/09
PATEL	PRAHLAD	90739	\$215.1200	PROMOTED	NO	03/22/09
PATEL	RASHMI	J 90739	\$215.1200	PROMOTED	NO	03/22/09
PENNIE	JERMAINE	S 13615	\$43055.0000	INCREASE	YES	04/19/09
PERSAUD	SAHADEO	90739	\$215.1200	PROMOTED	NO	03/22/09
PETERS	CLIFTON	M 90739	\$215.1200	PROMOTED	NO	03/22/09
RABINOWITZ	LOUIS	90739	\$215.1200	PROMOTED	NO	03/22/09
RAMIREZ	ARAMIS	90756	\$285.1200	DISMISSED	NO	04/15/09
REMY	FRITZNER	90739	\$215.1200	PROMOTED	NO	03/22/09
ROGAK	ELIZABET	30087	\$99012.0000	RESIGNED	YES	05/05/09
ROSARIO	YENCY	10251	\$15.6500	RESIGNED	YES	03/13/09
RUDEMAN	MATTHEW	G 30087	\$65000.0000	APPOINTED	YES	04/26/09
SCHNUPP	RYAN	A 31305	\$47251.0000	APPOINTED	YES	05/03/09
SHANNON	THOMAS	90739	\$215.1200	PROMOTED	NO	03/22/09
SIDDIQUI	SOFIA	M 21514	\$53646.0000	RETIRED	NO	02/03/09
TAMBURRINO	NICHOLAS	90739	\$215.1200	PROMOTED	NO	03/22/09
TAYLOR	HORTENSE	A 13632	\$79462.0000	INCREASE	YES	04/19/09
THOMSON	ROBERT	90739	\$215.1200	PROMOTED	NO	03/22/09
VALLONE	STEVEN	A 90739	\$215.1200	PROMOTED	NO	03/22/09
VAZQUEZ	FRANCISC	M 90739	\$215.1200	PROMOTED	NO	03/22/09
WILLIAMS	CLAUDETTE	21514	\$53646.0000	INCREASE	YES	04/19/09
WILLIAMS	PESTUS	90739	\$215.1200	PROMOTED	NO	03/22/09
WUTHENOW	JOHN	21744	\$103109.0000	INCREASE	YES	04/19/09
ZHANG	JIYE	21744	\$73212.0000	INCREASE	YES	04/19/09

FERNANDEZ	PEDRO	70112	\$64108.0000	RETIRED	NO	05/03/09
GIORDANO	ANTHONY	R 70112	\$64108.0000	RETIRED	NO	05/03/09
GOODMAN	RONALD	70112	\$64108.0000	RETIRED	NO	04/02/09
GRASSI	LUIGI	70112	\$64108.0000	RETIRED	NO	05/03/09
GRIFFITH	ARNOLD	P 70112	\$64108.0000	RETIRED	NO	04/30/09
GUERRA JR.	FELIX	70112	\$64108.0000	RETIRED	NO	05/01/09
HOLLINS	ESSIE	B 10251	\$40235.0000	RETIRED	NO	05/03/09
JORDAN	BENITO	70112	\$64108.0000	RETIRED	NO	05/01/09
LEWIS	TAMANIKI	80633	\$9.2100	RESIGNED	YES	04/15/09
LOPEZ	ADOLFO	E 70112	\$64108.0000	RETIRED	NO	05/01/09
MACK	KAREN	M 10251	\$32783.0000	INCREASE	NO	05/03/09
MAGGIO	WAYNE	J 92510	\$29.0000	DECREASE	YES	04/26/09
MAIDA	JOHN	70112	\$64108.0000	RETIRED	NO	05/03/09
MANZI	JOHN	P 70112	\$64108.0000	RETIRED	NO	05/03/09
MATALAS	JOHN	A 70112	\$64108.0000	RETIRED	NO	04/02/09
MCCREY	ANTHONY	R 70112	\$45988.0000	RESIGNED	NO	05/08/09
MCGOFF	PATRICK	T 70112	\$64108.0000	RETIRED	NO	05/01/09
MORRISON	HENRY	70112	\$64108.0000	RESIGNED	NO	04/08/09
NICKELSON JR	LUTHER	J 70112	\$64108.0000	RETIRED	NO	04/02/09
NIGRO	MICHAEL	70112	\$64108.0000	RETIRED	NO	05/01/09
REDDICK	FRANCES	D 9140A	\$12.0000	RESIGNED	YES	03/04/09
RUIZ	ERIC	J 70112	\$34632.0000	RESIGNED	NO	08/01/08
SALADINO	JAMES	J 70112	\$64108.0000	RETIRED	NO	05/01/09
SANDERS	ABRAHAM	70112	\$64108.0000	RETIRED	NO	05/01/09
SKINNER	THOMAS	E 71681	\$27013.0000	RESIGNED	NO	04/16/09
SMERICK JR	EMIL	S 70112	\$64108.0000	RETIRED	NO	05/03/09
SMITH	AUDREY	9140A	\$12.0000	APPOINTED	YES	12/20/08
SMITH	ROBERT	G 9140A	\$12.0000	APPOINTED	YES	03/03/09
STALLONE	PHILLIP	70150	\$86108.0000	RETIRED	NO	04/27/09
SULLIVAN	JOHN	L 70112	\$64108.0000	RETIRED	NO	04/01/09
TAYLOR	WILLIE	R 70112	\$64108.0000	RETIRED	NO	05/03/09
UNTERLUUGAUER	ALAN	T 70112	\$64108.0000	RETIRED	NO	05/03/09
VARGAS	ARIEL	91212	\$33695.0000	APPOINTED	NO	05/03/09
VIRGONA	ANTHONY	70112	\$64108.0000	RETIRED	NO	04/02/09
WADE	DAVID	70112	\$64108.0000	RETIRED	NO	05/03/09
YISRAEL	EL HORIN	10251	\$32783.0000	INCREASE	NO	05/03/09

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LATE NOTICE

BOARD OF EDUCATION RETIREMENT SYSTEM

MEETING

The next regular meeting of the Board of Education Retirement System (BERS) of the City of New York Trustees will meet on Tuesday, June 23, 2009. This meeting will be held at the Tweed Courthouse, 52 Chambers Street, Room 105, New York, New York 10007.

The meeting will convene at 4:30 P.M. An agenda will be distributed to BERS Trustees prior to the meeting.

If you need more information, please contact Noro Healy at (718) 935-4529 or email: nhealy@bers.nyc.gov

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COURT NOTICE MAPS FOR PUBLIC SAFETY ANSWER CENTER 2 ("PSAC 2") AND PART OF MARCONI STREET

