

THE CITY RECORD

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THE CITY RECORD

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PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

CITY COUNCIL

HEARINGS

HEARING BY THE COMMITTEE ON RULES, PRIVILEGES AND ELECTIONS

THE COMMITTEE ON RULES, PRIVILEGES AND ELECTIONS WILL HOLD A HEARING ON WEDNESDAY, JANUARY 23, 2013 AT 10:30 A.M. IN THE COMMITTEE ROOM AT CITY HALL, NEW YORK, NEW YORK 10007 ON THE FOLLOWING MATTERS:

Advice and Consent

- **Preconsidered-M.** Communication from the Mayor submitting the name of LaShann DeArcy, a resident of Manhattan, for re-appointment as a member of the New York City Taxi and Limousine Commission pursuant to §§ 31 and 2300 of the *New York City Charter*. Should Ms. DeArcy receive the advice and consent of the Council, she will serve the remainder of a seven-year term that expires on January 31, 2019;
- **Preconsidered-M.** Communication from the Mayor submitting the name of Edward Gonzales, a resident of Queens, for re-appointment as a member of the New York City Taxi and Limousine Commission pursuant to §§ 31 and 2300 of the *New York City Charter*. Should Mr. Gonzales receive the advice and consent of the Council, he will serve the remainder of a seven-year term that expires on January 31, 2019.

AND SUCH OTHER BUSINESS AS MAY BE NECESSARY.

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

Michael M. McSweeney
City Clerk, Clerk of the Council

j17-23

CITY PLANNING COMMISSION

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN THAT RESOLUTIONS Have been adopted by the City Planning Commission Scheduling public hearings on the following matters to be held at Spector Hall, 22 Reade Street, New York, NY, on Wednesday, January 23, 2013 at 10:00 A.M.

BOROUGH OF MANHATTAN

No. 1

53 GREENE STREET

CD 2 C 120325 ZSM
IN THE MATTER OF an application submitted by 53 Greene Associates, LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-711 of the Zoning Resolution to modify the use regulations of:

1. Section 42-00 - to allow residential use (Use Group 2 uses) in portions of the ground floor and cellar, and on the 2nd – 6th floor and penthouse; and
2. Section 42-14(D)(2)(b) - to allow retail use (Use Group 6 uses) on portions of the ground floor and cellar;

of an existing 6-story building and proposed penthouse, on property located at 53 Greene Street (Block 475, Lot 48), in an M1-5B District, within the SoHo-Cast Iron Historic 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, NY, 10007.

No. 2

MANHATTAN CORE PARKING TEXT AMENDMENT
CD 1-8 N 130105 ZRM

IN THE MATTER OF an application submitted by the Department of City Planning, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, concerning Article I, Chapter 3 (Comprehensive Off-Street Parking Regulations in Community Districts 1, 2, 3, 4, 5, 6, 7 and 8 in the Borough of Manhattan and Portions of Community Districts 1 and 2 in the Borough of Queens), and various other Sections, modifying the regulations governing off-street parking and loading in Manhattan.

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 3 Comprehensive Off-Street Parking and Loading Regulations in the Manhattan Core

Comprehensive Off-Street Parking Regulations in Community Districts 1, 2, 3, 4, 5, 6, 7 and 8 in the Borough of Manhattan and a Portion of Community Districts 1 and 2 in the Borough of Queens

13-00 GENERAL PURPOSES

(Sections 13-00 through 13-562 are to be deleted and rewritten as new text, as follows. Long Island City regulations to be moved to Article I, Chapter 6)

The provisions of this Chapter establish special comprehensive regulations for off-street parking in the #Manhattan Core#, as defined in Section 12-10 (DEFINITIONS).

These regulations reflect best practices to address sustainability goals, while accommodating the parking needs of residents and businesses in a more rational manner.

13-01 General Provisions

Except as modified by the express provisions of this Chapter, the regulations of the underlying zoning districts or special purpose districts shall remain in effect.

13-02 Definitions

Access zone

For the purposes of this Chapter, an “access zone” shall refer to the portion of an #accessory# off-street parking facility, #public parking garage# or an automobile rental establishment, occupied by:

- (a) vehicular ramps between parking levels, or between a parking level and a vehicular entrance or exit, provided that such ramps are not used as parking spaces or associated maneuvering space;
- (b) vehicular elevators;
- (c) required reservoir spaces;
- (d) portions of required accessible pedestrian egress routes, including any associated ramps or elevators; or
- (e) bicycle parking spaces.

Automated parking facility

For the purposes of this Chapter, an “automated parking facility” shall refer to an #accessory# off-street parking facility or #public parking garage# where vehicular storage and retrieval within such facility is accomplished entirely through a mechanical conveyance system. A parking facility with parking lift systems that require an attendant to maneuver a vehicle that is to be parked shall not be considered an #automated parking facility#.

Parking zone

For the purposes of this Chapter, a “parking zone” shall refer to the portion of an #accessory# off-street parking facility, #public parking garage# or an automobile rental establishment, occupied by permitted off-street parking spaces and associated maneuvering space, and any other portion of such parking facility not included in the #access zone#. In attended parking facilities with parking lift systems, the #parking zone# shall also include the lifted tray a vehicle is stored upon.

13-03 Maps

Maps are located in Appendix A of this Chapter and are hereby incorporated and made an integral part of this Resolution. They are incorporated for the purpose of specifying locations where special regulations and requirements set forth in this Chapter apply.

Map 1 – Locations where #public parking lots# are not permitted in the Midtown #Manhattan Core#

Map 2 – Locations where #public parking lots# are not permitted in the Downtown #Manhattan Core#

13-04 Applicability

13-041 Applicability of parking regulations within the Manhattan Core

The provisions of this Chapter shall apply to #accessory# off-street parking facilities, #public parking lots#, #public parking garages# and automobile rental establishments, as listed in Use Group 8, in the #Manhattan Core#, as follows:

(a) for #accessory# off-street parking facilities, #public parking garages# and #public parking lots# constructed prior to (date of adoption), the number of parking spaces required or permitted shall be as set forth in Section 13-07 (Existing Buildings and Off-Street Parking Facilities in the Manhattan Core).

(b) for #accessory# off-street parking facilities, automobile rental establishments and #public parking lots developed# or #enlarged# after (date of adoption), the as-of-right number of parking spaces permitted in a parking facility shall be as set forth in Section 13-10 (PERMITTED OFF-STREET PARKING IN THE MANHATTAN CORE).

Special rules shall apply to all such #accessory# off-street parking spaces, automobile rental establishments and #public parking lots#, as set forth in Section 13-20 (SPECIAL RULES FOR MANHATTAN CORE PARKING FACILITIES).

(c) Any increase in the number of off-street parking spaces in an #accessory# off-street parking facility or #public parking lot# resulting in a capacity not otherwise allowed under the applicable regulations of Section 13-10; or a new #public parking lot# in a location not permitted by Section 13-14 (Permitted Parking for Public Parking Lots), shall only be permitted by the City Planning Commission pursuant to the applicable special permit in Section 13-46 (Special Permits for Additional Parking Spaces).

(d) #Public parking garages developed# or #enlarged# after (date of adoption) shall not be permitted as-of-right. Any #development# or #enlargement# of such #public parking garages# shall only be permitted in C1-5, C1-6, C1-7, C1-8, C1-9, C2, C4, C5, C6, C8, M1, M2 or M3 Districts by the City Planning Commission pursuant to the applicable special permit in Section 13-46. Commercial vehicles may occupy spaces in permitted #public parking garages# in accordance with the provisions of Section 13-16 (Permitted Parking for Car Sharing Vehicles and Commercial Vehicles).

13-042

Applicability of special permits within the Manhattan Core

The following special permits shall not be applicable within the #Manhattan Core#:

- (a) Section 73-48 (Exceptions to Maximum Size of Accessory Group Parking Facilities);
- (b) Section 74-52 (Parking Garages or Public Parking Lots in High Density Central Areas), except as set forth in Section 13-06 (Previously Approved Special Permits and Authorizations); and
- (c) Section 74-53 (Accessory Group Parking Facilities for Uses in Large-Scale Residential Developments or Large-Scale Community Facility Developments or Large-Scale General Developments).

13-043

Applicability of loading regulations within the Manhattan Core

The provisions of Section 13-30 (OFF-STREET LOADING REGULATIONS IN THE MANHATTAN CORE), inclusive, shall apply to all #accessory# off-street loading berths provided in #developments# and #enlargements# within the #Manhattan Core# after (date of adoption).

13-05

Exceptions

The provisions of this Chapter shall not apply to Roosevelt Island, in Community District 8 in the Borough of Manhattan. In the #Hudson Yards parking regulations applicability area#, as defined in Section 93-81, the provisions of this Chapter shall apply as specified in Section 93-80 (OFF-STREET PARKING REGULATIONS). Additional modifications to the provisions of this Chapter are found in the following Special Purpose Districts:

- (a) the #Special Midtown District#, as set forth in Section 81-30 (OFF-STREET PARKING AND OFF-STREET LOADING REGULATIONS), inclusive, Section 81-44 (Curb Cut Restrictions) and paragraph (c) of Section 81-84 (Mandatory Regulations and Prohibitions);
- (b) the #Special Lincoln Square District#, as set forth in Section 82-50 (OFF-STREET PARKING AND OFF-STREET LOADING REGULATIONS);
- (c) the #Special Battery Park City District#, as set forth in Section 84-14 (Parking Regulations and Curb Cuts), inclusive;
- (d) the #Special United Nations Development District#, as set forth in Section 85-03 (Modifications of Use Regulations);
- (e) the #Special Lower Manhattan District#, as set forth in Section 91-50 (OFF-STREET PARKING, LOADING AND CURB CUT REGULATIONS), inclusive;
- (f) the #Special Park Improvement District#, as set forth in Section 92-05 (Maximum Number of Accessory Off-Street Parking Spaces);
- (g) the #Special Transit Land Use District#, as set forth in Section 95-09 (Special Regulations for Accessory Off-Street Parking and Curb Cuts);
- (h) the #Special Clinton District#, as set forth in

Section 96-111 (Off-Street Parking Regulations);

- (i) the #Special Madison Avenue Preservation District#, as set forth in Section 99-06 (Off-Street Parking Regulations); and
- (j) the #Special Little Italy District#, as set forth in Sections 109-16 (Parking Regulations); 109-351 (Parking regulations), 109-352 (Curb cut regulations) and 109-521 (Modification of accessory off-street parking facilities).

13-06

Previously Filed or Approved Special Permits or Authorizations

If, before (date of adoption), an application for an authorization or special permit relating to parking regulations in the #Manhattan Core# has been certified or referred by the City Planning Commission or has been filed with the Board of Standards and Appeals, such application may continue pursuant to the regulations in effect at the time such authorization or special permit was certified or referred by the Commission or filed with the Board. Such authorizations or special permits, if granted by the Commission or Board, may be started or continued, in accordance with the terms thereof, or as such terms may be subsequently modified, pursuant to the regulations in effect at the time such authorization or special permits were certified or referred by the Commission or filed with the Board. Any authorization or special permit relating to parking regulations in the #Manhattan Core# granted by the City Planning Commission or Board of Standards and Appeals prior to (date of adoption) may be started or continued, in accordance with the terms thereof, or as such terms may be subsequently modified, pursuant to the regulations in effect at the time such authorization or special permit was granted.

All such authorizations or special permits shall be subject to the provisions of Sections 11-42 (Lapse of Authorization of Special Permit Granted by the City Planning Commission) and 11-43 (Renewal of Authorization or Special Permit).

Notwithstanding the foregoing, any subsequent modifications to such authorizations or special permits that involve an increase in the number of off-street parking spaces provided shall only be as permitted by the applicable special permit provisions of Section 13-46 (Special Permits for Additional Parking Spaces).

13-07

Existing Buildings and Off-Street Parking Facilities

The provisions of this Section shall apply to existing required or permitted #accessory# off-street parking spaces, #public parking lots# and #public parking garages# established prior to (date of adoption) in the #Manhattan Core#, as applicable, and to existing #buildings developed# without the provision of parking.

Existing required or permitted #accessory# off-street parking spaces, #public parking lots# and #public parking garages# established prior to (date of adoption) shall continue to be subject to the applicable zoning district regulations in effect prior to (date of adoption), except that:

- (a) any reduction or elimination of existing #accessory# off-street parking spaces that were required under the applicable provisions in effect prior to April 29, 1982, or for public or publicly-assisted housing under the applicable provisions in effect prior to (date of adoption), shall be allowed only by authorization of the City Planning Commission pursuant to Section 13-443 (Reduction of the number of required existing parking spaces);
- (b) #enlargements#, #extensions# or any increase in the number of off-street parking spaces within such off-street parking facilities shall be allowed by the City Planning Commission as follows:
 - (1) where the proposed increase in off-street parking spaces occurs in a #building developed# without the provision of parking, the Commission may authorize up to 15 off-street parking spaces pursuant to the provisions of Section 13-442 (Limited increase in parking spaces for existing buildings without parking);
 - (2) where the proposed increase occurs in an existing off-street parking facility, and such proposed increase:
 - (i) does not exceed the number of parking spaces that would be permitted on the #zoning lot# if such #zoning lot# were vacant and #developed# with a new #building# pursuant to the applicable regulations of Section 13-10 (PERMITTED OFF-STREET PARKING IN THE MANHATTAN CORE), the Commission may permit such an increase pursuant to the provisions of Section 13-45 (Special Permit for Limited Increase of Parking Spaces in Existing Buildings or Parking Facilities); or
 - (ii) results in a capacity not otherwise allowed under the applicable regulations of Section 13-10, the Commission may permit such an increase, pursuant to the applicable provisions of Section 13-46

(Special Permits for Additional Parking Spaces);

(c) #conversions# shall be permitted to retain all spaces in existing parking facilities. Additional #accessory# off-street parking spaces shall be permitted by the City Planning Commission pursuant to the applicable special permit provisions of Section 13-46.

(d) an #accessory# off-street parking facility in possession of a license issued by the Department of Consumer Affairs pursuant to Section 20-321 of the New York City Administrative Code to maintain, operate or conduct a garage or parking lot (as defined therein) prior to January 1, 2012 may make #accessory# parking spaces available for public use in accordance with the provisions of Section 13-21 (Public Use and Off-Site Parking), provided that a copy of such license is filed with the Department of Buildings. However, any increase in the number of spaces in such a facility shall only be permitted in accordance with the applicable provisions of paragraph (b) of this Section.

13-10

PERMITTED OFF-STREET PARKING IN THE MANHATTAN CORE

As-of-right off-street parking spaces located within #accessory# off-street parking facilities, automobile rental establishments and #public parking lots# in the #Manhattan Core# shall be permitted as set forth in this Section, inclusive.

13-101

Calculating parking spaces in automated parking facilities

For the purpose of calculating parking spaces in #automated parking facilities#, each tray upon which a vehicle is stored shall constitute one off-street parking space. However, auxiliary parking trays may be exempted from constituting a parking space where the Commissioner of Buildings determines that such auxiliary parking trays are necessary to store and retrieve vehicles for the efficient operation of such #automated parking facility#.

13-11

Permitted Parking for Residences

#Accessory# off-street parking spaces are permitted for #residences# in #developments# or #enlargements#, as follows:

- (a) for Community Districts 1, 2, 3, 4, 5, and 6, #accessory# off-street parking spaces may be provided for not more than 20 percent of the total number of new #dwelling units# contained in the #development# or #enlargement#, or 200 spaces, whichever is less.
- (b) for Community Districts 7 and 8, #accessory# off-street parking spaces may be provided for not more than 35 percent of the total number of new #dwelling units# contained in the #development# or #enlargement#, or 200 spaces, whichever is less.

13-12

Permitted Parking for Non-Residential Uses

#Accessory# off-street parking spaces are permitted for non-residential uses# in #developments# or #enlargements#, as follows:

- (a) #Transient hotels#

For #transient hotel developments# or #enlargements#, a maximum of 225 #accessory# off-street parking spaces shall be permitted. In no event may the number of parking spaces exceed 15 percent of the number of new #transient hotel# rooms.
- (b) Hospitals

For hospital #developments# or #enlargements#, a maximum of 100 #accessory# off-street parking spaces are permitted.
- (c) Retail #uses#

For #developments# or #enlargements# comprising #commercial uses# listed in Use Groups 6A, 6C, or 10A, the maximum number of #accessory# off-street parking spaces permitted shall not exceed one space per 4,000 square feet of #floor area#, or 10 spaces, whichever is less.
- (d) Other #commercial#, #community facility# and #manufacturing uses#

For #developments# or #enlargements# comprising #community facility uses# other than hospitals, #commercial uses# other than those listed in paragraphs (a) and (c) of this Section, and #manufacturing uses#, the maximum number of #accessory# off-street parking spaces permitted shall not exceed one space per 4,000 square feet of such #community facility#, #commercial# or #manufacturing floor area#, or 100 spaces, whichever is less.

13-13

Permitted Parking for Zoning Lots with Multiple Uses

Where a #development# or #enlargement# contains a combination of #uses# for which parking regulations are set forth in Sections 13-11 (Permitted Parking for Residences), and 13-12 (Permitted Parking for Non-Residential Uses), the number of #accessory# off-street parking spaces for all such

#uses# shall not exceed the number of spaces permitted for each #use# in accordance with the provisions of such Sections. However, in no event shall the maximum number exceed 225 #accessory# off-street parking spaces.

13-14 Permitted Parking in Public Parking Lots

#Public parking lots#, with a maximum capacity of 150 spaces, are permitted in C2, C4, C6, C8, M1-5, M1-6, M2 and M3 Districts, except that:

- (a) no #public parking lots# shall be permitted:
- (1) within the area designated on Map 1 (Locations where #public parking lots# are not permitted in the Midtown #Manhattan Core#) in Appendix A of this Chapter;
 - (2) within the area designated on Map 2 (Locations where #public parking lots# are not permitted in the Downtown #Manhattan Core#) in Appendix A of this Chapter; and
 - (3) within the Preservation Area of the #Special Clinton District, as shown on the map in Appendix A of Article IX, Chapter 6; and
- (b) for M1-5 Districts and M1-6 Districts, #public parking lots# shall only be permitted in the following locations:
- (1) in M1-5 and M1-6 Districts north of 42nd Street and west of 10th Avenue;
 - (2) in the M1-5 Districts west of Ninth Avenue between 17th Street and 30th Street; and
 - (3) in the M1-5 District south of Canal Street. In such districts, the City Planning Commission may permit a #public parking lot# in a location not allowed by this Section pursuant to the applicable special permit in Section 13-46 (Special Permits for Additional Parking Spaces). Any such proposed #public parking lots# located in the Preservation Area of the #Special Clinton District# shall also be subject to the additional findings set forth in Section 96-111 (Off-street parking regulations).

13-15 Permitted Parking for Automobile Rental Establishments

Automobile rental establishments, as listed in Use Group 8, are permitted, provided that:

- (a) in C2 Districts, the number of automobiles that may be stored in such establishments shall not exceed 150 spaces;
- (b) in C4, C6, and C8, the number of automobiles that may be stored in such establishments shall not exceed 225 spaces; and
- (c) in M1, M2, and M3 Districts, the number of automobiles that may be stored in such establishments shall not exceed 300 spaces.

13-16 Permitted Parking for Car Sharing Vehicles and Commercial Vehicles

#Car sharing vehicles# and commercial vehicle parking for motor vehicles not exceeding a length of 20 feet shall be permitted within #accessory# off-street parking facilities, #public parking garages# and #public parking lots#, as follows:

- (a) #Accessory# off-street parking facilities
- #Car sharing vehicles# may occupy parking spaces in an #accessory# off-street parking facility, provided that such #car sharing vehicles# shall not exceed 20 percent of all parking spaces in such facility, or five spaces, whichever is greater.
- (b) #Public parking garages# and #public parking lots#
- (1) In C1-5, C1-6, C1-7, C1-8, C1-9, C2 and C4 Districts, vehicles stored by automobile rental establishments and #car sharing vehicles# shall be permitted, provided such vehicles do not exceed, in total, 40 percent of the total number of parking spaces permitted within the #public parking garage# or #public parking lot#.
 - (2) In C5, C6, C8, M1, M2 and M3 Districts, vehicles stored by automobile rental establishments and #car sharing vehicles# shall be permitted, provided such vehicles do not exceed, in total, 40 percent of the total number of parking spaces permitted within the #public parking garage# or #public parking lot#. In addition, commercial vehicle parking for motor vehicles not exceeding a length of 20 feet shall be permitted, provided that the total amount of parking spaces occupied by commercial vehicles, including any #car sharing vehicles# and automobile rental establishment vehicles, shall not exceed, in total, 50 percent of the

total number of parking spaces permitted within the #public parking garage# or #public parking lot#.

13-20 SPECIAL RULES FOR MANHATTAN CORE PARKING FACILITIES

All #accessory# off-street parking facilities, automobile rental establishments, and #public parking lots developed#, #enlarged# or #extended# in the #Manhattan Core# after (date of adoption) shall comply with the applicable provisions of this Section, inclusive.

13-21 Public Use and Off-Site Parking

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

No #accessory# off-street parking spaces shall be located on a #zoning lot# other than the same #zoning lot# as the #use# to which they are #accessory#.

13-22 Enclosure and Screening Requirements

- (a) #Accessory# off-street parking facilities

All #accessory# off-street parking spaces shall be located within a #completely enclosed building#, with the exception of parking spaces #accessory# to a hospital, as listed in Use Group 4, and as provided in Section 13-46 (Special Permits for Additional Parking Spaces). In addition, such parking facilities shall comply with the following provisions:

- (1) Screening

Any portion of an #accessory# off-street parking facility, except for entrances and exits, that is located above #curb level# shall be located behind permitted #commercial#, #community facility# or #residential floor area# so that no portion of such facility is visible from adjacent public sidewalks or #publicly accessible open areas#. Such #floor area# shall have a minimum dimension of 30 feet, as measured perpendicular to the #street wall# of the #building#.

Alternatively, for parking facilities or portions thereof, fronting upon a #narrow street# within a #Residence District#, off-street parking facilities may be screened by a densely-planted buffer strip, with a depth of at least 10 feet.

- (2) Transparency

Portions of ground floor #commercial# and #community facility uses# screening the parking facility shall comply with the transparency provisions of Section 132-32 (Ground Floor Level Transparency Requirements). However, where the #base flood elevation# is higher than the level of the #building's# adjoining sidewalk, such transparency requirement shall be measured from a height of one foot above the height of the #base flood elevation#, instead of the level of the adjoining sidewalk.

- (b) Automobile rental establishments

All off-street parking within an automobile rental establishment shall be located within a #completely enclosed building# and shall comply with the screening provisions of paragraph (a) of this Section. #Accessory# office space and customer waiting areas associated with such establishments shall constitute #commercial floor area# for the purposes of such screening requirement.

- (c) #Public parking lots# and certain permitted #accessory# parking lots

#Public parking lots# and open parking spaces #accessory# to a hospital shall provide screening in accordance with the provisions of 37-921 (Perimeter landscaping).

13-23 Floor Area

The definition of #floor area# in Section 12-10 shall be modified as follows for purposes of this Chapter:

- (a) Attended parking facilities with parking lift systems

For portions of an attended parking facility with parking lift systems, individual lifted trays upon which a vehicle is stored which, in operation, rise to a height in excess of 23 feet, as measured above #curb level#, shall be considered #floor area# in an amount of 153 square feet, or the size of such lifted tray, whichever is greater.

- (b) #Automated parking facilities#

Floor space used for off-street parking spaces in an #accessory automated parking facility# up to a

height of 40 feet above #curb level# shall be exempt from the definition of #floor area# upon certification of the Chairperson of the City Planning Commission, pursuant to the provisions of Section 13-432 (Floor area exemption for automated parking facilities).

For portions of an #automated parking facility#, each tray upon which a vehicle is stored at a height in excess of 40 feet in parking facilities certified pursuant to 13-432, or 23 feet in all other #automated parking facilities#, shall be considered #floor area# in an amount of 153 square feet, or the size of such lifted tray, whichever is greater.

13-24 Curb Cut Restrictions

In addition to the provisions of this Section, inclusive, additional restrictions on curb cuts in the #Manhattan Core# are found in the following Special Purpose Districts:

- (a) the #Special Midtown District#, as set forth in Section 81-44 (Curb Cut Restrictions);
- (b) the #Special Lincoln Square District#, as set forth in paragraph (b) of Section 82-50 (OFF-STREET PARKING AND OFF-STREET LOADING REGULATIONS);
- (c) the #Special Battery Park City District#, as set forth in Section 84-144 (Location of curb cuts);
- (d) the #Special Lower Manhattan District#, as set forth in Section 91-52 (Curb Cut Regulations);
- (e) the #Special Park Improvement District#, as set forth in Section 92-05 (Maximum Number of Accessory Off-Street Parking Spaces);
- (f) the #Special Transit Land Use District#, as set forth in Section 95-09 (Special Regulations for Accessory Off-Street Parking and Curb Cuts);
- (g) the #Special Clinton District#, as set forth in paragraph (f) of Section 96-21 (Special Regulations for 42nd Street Perimeter Area);
- (h) the #Special Madison Avenue Preservation District#, as set forth in Section 99-06 (Off-street Parking Regulations); and
- (i) the #Special Little Italy District#, as set forth in Section 109-352 (Curb cut regulations).

13-241 Location of curb cuts

For #accessory# off-street parking facilities, automobile rental establishments and #public parking lots#, curb cuts are required for entry and exit to such parking facilities. Such curb cuts:

- (a) shall not be permitted within 50 feet of the intersection of any two #street lines#, except where the Commissioner of Buildings certifies that such location is not hazardous to traffic safety, is not likely to create traffic congestion and will not unduly inhibit surface traffic or pedestrian flow. The Commissioner of Buildings may refer such matter to the Department of Transportation, or its successor, for a report;
- (b) shall not be located within two and one-half feet of any #side lot line# of the #zoning lot#, or prolongation thereof;
- (c) for #accessory# off-street parking facilities and automobile rental establishments, shall not be located on a #wide street#, except where authorized pursuant to Section 13-441 (Curb cuts); and
- (d) for #public parking lots#, shall not be permitted on the following #wide streets#, except where authorized pursuant to Section 13-441 (Curb cuts):
 - (1) Fifth Avenue;
 - (2) Avenue of the Americas, from 23rd Street to 32nd Street;
 - (3) Seventh Avenue, from 23rd Street to 32nd Street;
 - (4) 14th Street, from Seventh Avenue to Fourth Avenue;
 - (5) Delancey Street, from Clinton Street to the west side of Orchard Street;
 - (6) Church Street, from Park Place to Worth Street;
 - (7) Worth Street, from Centre Street to Church Street; and
 - (8) Canal Street, from the Bowery to West Broadway.

13-242 Maximum width of curb cuts

- (a) #Accessory# off-street parking facilities

For curb cuts accessing off-street parking spaces #accessory# to #residences# in the #Manhattan Core#, the provisions of Sections 25-631 (Location of curb cuts in certain districts), and 36-532 (Location and width of curb cuts accessing

residential parking spaces in certain districts) shall apply, as applicable.

In addition, the maximum width of a curb cut shall be 22 feet for curb cuts accessing off-street parking spaces #accessory# to #residences# in R9 or R10 Districts, C1 and C2 Districts mapped within R9 and R10 Districts, and in all other #Commercial Districts# where, as set forth in the tables in Section 34-112 or 35-23, as applicable, the equivalent #Residential District# is R9 or R10. This maximum curb cut width of 22 feet shall also apply to curb cuts accessing off-street parking spaces #accessory# to #commercial# or #community facility uses#, and to curb cuts accessing off-street parking facilities with parking spaces #accessory# to a mix of #uses#.

(b) Automobile rental establishments

For curb cuts accessing automobile rental establishments, the maximum width of a curb cut shall be 22 feet.

(c) #Public parking lots#

For curb cuts accessing #public parking lots#, the curb cut provisions of paragraph (c) of Section 36-58 (Parking Lot Maneuverability and Curb Cut Regulations) shall apply.

**13-25
Reservoir Spaces**

For the purpose of determining required reservoir spaces, fractions equal to or greater than one-half resulting from the calculations in this Section shall be considered to be one reservoir space.

(a) Attended parking facilities

For attended #accessory# off-street parking facilities or #public parking lots# with more than 25 off-street parking spaces, off-street reservoir space at the vehicular entrance shall be provided to accommodate:

- (1) five percent of the total number of parking spaces provided in parking facilities with more than 25 parking spaces and up to 50 parking spaces;
- (2) ten percent of the total number of parking spaces provided in parking facilities with more than 50 parking spaces and up to 100 parking spaces;
- (3) ten parking spaces in parking facilities with more than 100 off-street parking spaces and up to 200 parking spaces; and
- (4) five percent of the total number of parking spaces provided in parking facilities with more than 200 off-street parking spaces. However such number of reservoir spaces need not exceed 50.

(b) #Automated parking facilities#

For #automated parking facilities#, off-street reservoir space at the vehicle entrance shall be provided at the rate set forth in paragraph (a) of this Section.

Each individual parking location where a driver is permitted to leave a vehicle for transfer to a mechanized automobile storage and retrieval unit shall constitute one reservoir space. Additional reservoir spaces may be located where drivers queue to access such locations for vehicle transfer. In addition, the number of reservoir spaces required pursuant to this Section may be reduced where the Commissioner of Buildings determines that the operational characteristics of such #automated parking facility# warrant such a reduction.

(c) Automobile rental establishments

For automobile rental establishments, off-street reservoir space at the vehicle entrance shall be provided at the rate set forth in paragraph (a) of this Section.

(d) Self-parking facilities

For self-parking #accessory# off-street parking facilities and #public parking lots# where entering vehicles are required to stop before a mechanically-operated barrier before entering such parking facility, such barrier shall be placed a minimum of 20 feet beyond the #street line#.

**13-26
Pedestrian Safety and Access**

For all #accessory# off-street parking facilities, the following safety features shall be provided at all vehicular exit points:

- (a) a 'stop' sign which shall be clearly visible to drivers. Such signage shall comply with the standards set forth in the Manual of Uniform Traffic Control Devices (MUTCD) issued by the Federal Highway Administration (FHWA) for a conventional single lane road; and
- (b) a speed bump, which shall be located within the exit lane of the parking facility. Such speed bump shall:
 - (1) span the width of the vehicular travel lane;
 - (2) have a minimum height of two inches, as measured from the adjoining grade of the exit lane, and shall have a maximum

depth of twelve inches; and

- (3) shall be located a minimum of four feet beyond the #street line#, as measured perpendicular to the #street line#.

**13-27
Minimum and Maximum Size of Parking Facilities**

For all #accessory# off-street parking facilities and automobile rental establishments, the minimum and maximum size requirements for the #parking zone# for such parking facilities shall be set forth in this Section. The #access zone# of such parking facilities shall not have a minimum or maximum gross surface area.

For the purpose of calculating surface area in attended parking facilities with parking lift systems, the lifted tray upon which a vehicle is stored shall constitute surface area.

(a) Attended parking facilities

The minimum gross surface area, in square feet, of the #parking zone# of an attended #accessory# off-street parking facility shall be 180 times the number of off-street parking spaces provided. However, for portions of an attended parking facility with parking lift systems, such minimum surface area requirement for any elevated spaces may be reduced to 153 times the number of elevated spaces able to be provided on lifted trays.

The maximum gross surface area, in square feet, of such parking facility shall not exceed 200 times the number of off-street parking spaces provided.

(b) #Automated parking facilities#

No minimum or maximum surface area requirement shall be required in off-street parking facilities that the Commissioner of Buildings determines to be #automated parking facilities#.

(c) Automobile rental establishments

The maximum gross surface area, in square feet, of the #parking zone# of an automobile rental establishment, shall be established at the rate set forth in paragraph (a) of this Section.

(d) Self-park facilities

The gross surface area, in square feet, of the #parking zone# of a self-parking #accessory# off-street parking facility shall be a minimum of 300 times the number of off-street parking spaces provided, and a maximum of 350 times the number of off-street parking spaces provided. However, an area of less than 300 square feet, but in no event less than 200 square feet, may be considered as one space, where the layout and design of the parking area are adequate to permit convenient access and maneuvering in accordance with regulations promulgated by the Commissioner of Buildings. Such minimum and maximum #parking zone# requirements of this Section may be modified by the Chairperson of the City Planning Commission pursuant to the certification set forth in Section 13-431 (Reduction of minimum facility size).

**13-30
OFF-STREET LOADING REGULATIONS IN THE MANHATTAN CORE**

All #accessory# off-street loading facilities #developed# or #enlarged# in the #Manhattan Core# after (date of adoption) shall comply with the applicable provisions of this Section, inclusive.

In addition to the provisions of this Section, additional restrictions on loading berths in the #Manhattan Core# are found in the following Special Purpose Districts:

- (a) the #Special Midtown District#, as set forth in Sections 81-312 (Prohibitions of off-street parking or off-street loading facilities, 81-44 (Curb Cut Restrictions) and 81-84 (Mandatory Regulations and Prohibitions);
- (b) the #Special Lincoln Square District#, as set forth in Section 82-50 (OFF-STREET PARKING AND OFF-STREET LOADING REGULATIONS);
- (c) the #Special Battery Park City District#, as set forth in Sections 84-143 and 84-342 (Off-street loading); and
- (d) the #Special Lower Manhattan District#, as set forth in Section 91-52 (Curb Cut Regulations) and 91-53 (Waiver of Requirements for Accessory Off-Street Loading Berths)

**13-31
Modification of Minimum Size of Loading Berth**

For all permitted or required #accessory# loading berths, the minimum length requirements for hospitals and related facilities or prisons; hotels, offices or court houses; #commercial uses#, and wholesale, #manufacturing# or storage #uses#, set forth in Sections 36-681 (Size of required berths) and 44-581 (Size of required loading berths), shall be 37 feet.

**13-32
Floor Area Exemption**

In addition to the #floor area# exemption for #accessory# off-street loading berths set forth in Section 12-10 (DEFINITIONS), for #buildings# with a total #floor area# in excess of 100,000 square feet, up to 300 square feet of floor space may be exempted from the definition of #floor area# where such #buildings# allocate a permanent space for dumpster storage, and such storage space has a minimum dimension of 12 feet by 25 feet. Such dumpster storage space shall be adjacent to a #building's# loading berth.

**13-33
Modification of Provisions for a Zoning Lot with Uses Subject to Different Loading Requirements**

The provisions of Sections 36-63 and 44-53 (Special Provisions for a Single Zoning Lot with Uses Subject to Different Loading Requirements) shall not apply.

**13-34
Location of Access to the Street**

In addition to the provisions of Sections 25-75, 36-682 and 44-582 (Location of Access to the Street), no entrance or exit to an #accessory# off-street loading berth shall be located on a #street# with a roadbed width of less than 20 feet, as measured curb to curb.

**13-35
Modification of Loading Berth Requirements**

The provisions of Sections 25-75 (Location of Access to the Street), 36-65 and 44-55 (Waiver of Requirements for All Zoning Lots Where Access Would Be Forbidden) shall be modified to allow the Commissioner of Buildings to reduce or waive the applicable loading berth requirements, provided that:

- (a) the #zoning lot# only has frontage upon a #street#, or portion thereof, where curb cuts or entrances and exits to #accessory# off-street loading berths are not permitted;
- (b) the #zoning lot# has frontage along a #street# where curb cuts accessing a loading berth are otherwise permitted, but there is no access to such #zoning lot# from the #street# due to the presence of:
 - (1) a #building# existing on (date of adoption) containing #residences#;
 - (2) a #non-residential building# existing on (date of adoption) that is three or more #stories# in height; or
 - (3) a #building# designated as a landmark or considered a contributing #building# in an Historic District designated by the Landmarks Preservation Commission; or
- (c) there are subsurface conditions, ventilation requirements from below-grade infrastructure or other site planning constraints that would make accommodating such loading berths infeasible.

In the case of paragraph (c), as set forth in this Section, the Commissioner shall require a loading berth of not less than 33 feet in depth, if such a berth can be accommodated in consideration of the relevant site restraints. The Commissioner of Buildings may request reports from licensed engineers or registered architects in considering such reduction or waiver.

**13-40
CERTIFICATIONS, AUTHORIZATIONS AND SPECIAL PERMITS IN THE MANHATTAN CORE**

**13-41
General Provisions**

The City Planning Commission may grant certifications, authorizations and special permits in accordance with Section 13-40 (CERTIFICATIONS, AUTHORIZATIONS AND SPECIAL PERMITS IN THE MANHATTAN CORE), inclusive. All such special permits and authorizations, in addition to meeting the requirements, conditions and safeguards prescribed by the Commission as specified in this Section, shall conform to and comply with all of the applicable regulations, except as otherwise specified herein.

**13-42
Requirements for Applications**

An application to the City Planning Commission for the grant of a certification, authorization or special permit under the provisions of Section 13-40 (CERTIFICATIONS, AUTHORIZATIONS AND SPECIAL PERMITS IN THE MANHATTAN CORE) shall include a site plan showing the location of all existing and proposed #buildings or other structures# on the #zoning lot#, the location of all vehicular entrances and exits and off-street parking spaces, and such other information as may be required by the Commission.

**13-43
Certifications in the Manhattan Core**

**13-431
Reduction of minimum facility size**

An off-street parking facility in the #Manhattan Core# may provide a gross unobstructed surface area less than the minimum size required by Section 13-27 (Minimum and maximum size of parking facilities) upon certification by the Chairperson of the City Planning Commission to the Commissioner of Buildings that the proposed layout of such parking facility, including, but not limited to, the arrangement of parking spaces, travel aisles and reservoir spaces, where applicable, is sufficient to accommodate the requisite vehicular navigation and turning movements associated with such a facility. In order to make such a determination, the applicant shall provide the Chairperson with dimensioned plan drawings which depict the proposed vehicular movement through the facility, including any relevant maneuverability or turning radius information.

Where the Chairperson certifies that an #accessory# off-street parking facility may be reduced in size because vehicles will be limited in length, such restriction shall be noted on the certificate of occupancy.

**13-432
Floor area exemption for automated parking facilities**

Floor space used for off-street parking spaces in an #accessory# automated parking facility#, up to a height of 40 feet above

#curb level#, shall be exempt from the definition of #floor area# upon certification of the Chairperson of the City Planning Commission to the Commissioner of Buildings that:

- (a) the entire #automated parking facility# will be contained within a #completely enclosed building#;
- (b) the portion of the #street wall# of such #automated parking facility# below a height of 14 feet, as measured above #curb level#, complies with the screening provisions of Section 13-222 (Screening requirements for accessory off-street parking facilities), and the portion of the #street wall# above a height of 14 feet, will be similar in composition to the portion of the #building's street wall# immediately above such #automated parking facility#, including but not limited to, the choice of building materials and arrangement and amount thereof; and
- (c) such #automated parking facility# is within a #building# with a #floor area ratio# of at least 2.0.

Any application for such certification shall include relevant plan, elevation and section drawings demonstrating compliance with the provisions of this Section.

13-44 Authorizations in the Manhattan Core

13-441 Curb cuts

The City Planning Commission may authorize, subject to the applicable zoning district regulations, curb cuts located on a #wide street#, provided the Commission finds that a curb cut at such a location:

- (a) is not hazardous to traffic safety;
- (b) will not create or contribute to serious traffic congestion, or unduly inhibit vehicular movement;
- (c) will not adversely affect pedestrian movement;
- (d) will not interfere with the efficient functioning of bus lanes, specially designated #streets# and public transit facilities; and
- (e) will not be inconsistent with the character of the existing streetscape.

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

13-442 Limited increase in parking spaces for existing buildings without parking

The City Planning Commission may, by authorization, allow an off-street parking facility in the #Manhattan Core# with a maximum capacity of 15 spaces in an existing #building developed# without the provision of parking, provided that the conditions of paragraph (a) and the findings of paragraph (b) are met.

(a) Conditions

As a condition for approval, the parking facility shall comply with the applicable provisions of Section 13-20 (SPECIAL RULES FOR MANHATTAN CORE PARKING FACILITIES), except that such parking facility need not comply with the provisions of Section 13-222 (Screening requirements for accessory off-street parking facilities).

(b) Findings

The Commission shall find that:

- (1) the location of the vehicular entrances and exits to the parking facility will not unduly interrupt the flow of pedestrian traffic associated with #uses# or public facilities in close proximity thereto or result in any undue conflict between pedestrian and vehicular movements, due to the entering and leaving movement of vehicles;
- (2) the location of the vehicular entrances and exits to such parking facility will not interfere with the efficient functioning of #streets#, including any lanes designated for specific types of users or vehicles, due to the entering and leaving movement of vehicles; and
- (3) such parking facility will not be inconsistent with the character of the existing streetscape.

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

13-443 Reduction of the number of required existing parking spaces

For off-street parking facilities built prior to (date of adoption), the City Planning Commission may authorize a reduction of the number of required #accessory# off-street parking spaces where the Commission finds that such reduction will not have undue adverse effects on residents, businesses or community facilities in the surrounding area, as applicable.

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

13-45 Special Permit for Limited Increase of Parking Spaces in Existing Buildings or Parking Facilities

The City Planning Commission may permit an increase in the number of parking spaces within an existing off-street parking facility, where such increase does not exceed the number of parking spaces that would be permitted on the #zoning lot# if such #zoning lot# were vacant and #developed# with a new #building# pursuant to Section 13-10 (PERMITTED OFF-STREET PARKING IN THE MANHATTAN CORE), provided that the conditions of paragraph (a) and the findings of paragraph (b) of this Section are met. Such increase in the number of parking spaces shall be determined in relation to a new #building# that is comparable to the #building# containing the parking facility in terms of its #floor area#, #use#, proportion of #uses# if different #uses# exist, and #dwelling units#, if any. Any #non-complying floor area# or #dwelling units# shall be excluded from such calculation

(a) Conditions

The proposed parking facility shall comply with the applicable provisions of Section 13-20 (SPECIAL RULES FOR MANHATTAN CORE PARKING FACILITIES), except that such parking facility need not comply with the provisions of Section 13-22 (Enclosure and Screening Requirements).

(b) Findings

The Commission shall find, with such increase in the number of parking spaces, that:

- (1) the location of the vehicular entrances and exits to such parking facility will not unduly interrupt the flow of pedestrian traffic associated with #uses# or public facilities in close proximity thereto or result in any undue conflict between pedestrian and vehicular movements, due to the entering and leaving movement of vehicles;
- (2) the location of the vehicular entrances and exits to such parking facility will not interfere with the efficient functioning of #streets#, including any lanes designated for specific types of users or vehicles, due to the entering and leaving movement of vehicles; and
- (3) such parking facility will not be inconsistent with the character of the existing streetscape.

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

13-46 Special Permits for Additional Parking Spaces

In accordance with the special permit provisions of Sections 13-461 through 13-464, the City Planning Commission may permit the off-street parking facilities listed in paragraph (a) of this Section, provided that such parking facilities comply with the conditions of paragraph (b) and the findings of paragraphs (c) and (d) of this Section.

(a) Eligible parking facilities

The City Planning Commission may permit, the following:

- (1) on-site or off-site, open or enclosed #accessory# off-street parking facilities with any capacity not otherwise allowed under the applicable regulations of Section 13-10 (PERMITTED OFF-STREET PARKING IN THE MANHATTAN CORE);
- (2) #public parking lots# with any capacity not otherwise allowed under the applicable regulations of Section 13-10, or #public parking lots# in locations not permitted by Section 13-14 (Permitted Parking for Public Parking Lots); or
- (3) #public parking garages#, in the zoning districts permitted pursuant paragraph (d) of Section 13-041 (Applicability of parking regulations within the Manhattan Core). The Commission may also permit floor space in such #public parking garages# used for off-street parking spaces in any #story# located not more than 23 feet above #curb level# to be exempt from the definition of #floor area# as set forth in Section 12-10.

(b) Conditions

The proposed parking facility shall comply with the applicable provisions of Section 13-20 (SPECIAL RULES FOR MANHATTAN CORE PARKING FACILITIES). Proposed #public parking garages# shall utilize the applicable regulations for #accessory# off-street parking facilities.

(c) Findings

The Commission shall find that:

- (1) the location of the vehicular entrances and exits to such parking facility will not unduly interrupt the flow of pedestrian traffic associated with #uses# or public facilities in close proximity thereto or result in any undue conflict between pedestrian and vehicular movements, due to the entering and leaving movement of vehicles;

- (2) the location of the vehicular entrances and exits to such parking facility will not interfere with the efficient functioning of #streets#, including any lanes designated for specific types of users or vehicles, due to the entering and leaving movement of vehicles;
- (3) for #public parking garages#, that where any floor space is exempted from the definition of #floor area#, such additional floor space is needed in order to prevent excessive on-street parking demand and relieve traffic congestion; and
- (4) such parking facility will not be inconsistent with the character of the existing streetscape.

(d) Additional findings

The Commission shall also find that each proposed off-street parking facility complies with the additional findings set forth in one of the following Sections, as applicable:

- (1) Section 13-461 (Additional parking spaces for residential growth) shall apply to any such parking facility serving the parking needs of a predominantly #residential development# or #enlargement# that has or will have an area of less than 1.5 acres;
- (2) Section 13-462 (Additional parking spaces for health care, arts or public assembly uses) shall apply to any such parking facility serving the parking needs of a any #use# listed in paragraph (a) of Section 13-462 that has or will have an area of less than 1.5 acres;
- (3) Section 13-463 (Additional parking spaces for economic development uses) shall apply to any such parking facility serving the parking needs of a non-#residential use# not otherwise listed in paragraph (a) of Section 13-462 that has or will have an area of less than 1.5 acres, or
- (4) Section 13-464 (Additional parking spaces for large-scale developments) shall apply to any such parking facility serving the parking needs of a #development# or #enlargement# that has or will have an area of at least 1.5 acres.

13-461 Additional parking spaces for residential growth

The City Planning Commission may permit a parking facility listed in paragraph (a) of Section 13-46 (Special Permits for Additional Parking Spaces), where such parking facility serves the parking needs of a predominantly #residential development# or #enlargement#, provided that, in addition to the conditions and findings set forth in Section 13-46, the Commission shall find that either:

- (a) the number of off-street parking spaces in such proposed parking facility is reasonable and not excessive in relation to recent trends in close proximity to the proposed facility with regard to:
 - (1) the increase in the number of #dwelling units#; and
 - (2) the number of both public and #accessory# off-street parking spaces, taking into account both the construction, if any, of new off-street parking facilities and the reduction, if any, in the number of such spaces in existing parking facilities. In making this determination, the Commission may take into account off-street parking facilities for which building permits have been granted, or which have obtained City Planning Commission special permits pursuant to this Section; or
- (b) the proposed ratio of parking spaces to #dwelling units# in the proposed #development# does not exceed that for an as-of-right #building developed# under the provisions of Section 13-10 (PERMITTED OFF-STREET PARKING IN THE MANHATTAN CORE). In making this determination, the Commission may disregard the applicable limits on the total number of permitted parking spaces established for such as-of-right #buildings#.

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

13-462 Additional parking spaces for health care, arts or public assembly uses

The City Planning Commission may permit a parking facility listed in paragraph (a) of Section 13-46 (Special Permits for Additional Parking Spaces), where such parking facility would serve the parking needs of a health care, arts or public assembly #use#, provided that, in addition to the conditions and findings set forth in Section 13-46, the Commission shall find that:

- (a) the proposed parking facility is either in close proximity to or on the same #zoning lot# as one or more of the following #uses# being #developed#, #enlarged# or created within existing #buildings#:
 - (1) a hospital or related facility, as listed in Use Group 4;
 - (2) a museum, as listed in Use Group 3;
 - (3) a theater, as listed in Use Group 8, or

other performing arts venue; or

- (4) an arena, auditorium, trade exposition or stadium, as listed in Use Group 12 or, where permitted by special permit, pursuant to Section 74-41 or other government agency approvals.
- (b) an increased number of permitted off-street parking spaces in such proposed parking facility is essential to the operation of such health care, arts or public assembly #use#: and
- (c) reasonable measures to minimize parking demand have been identified. For existing or #enlarged# health care, arts or public assembly #uses#, such measures shall have been implemented, where feasible, prior to application, and a commitment by the applicant shall be made, in a form acceptable to the Commission, to continue, and where necessary, improve upon and supplement such measures. For new health care, arts or public assembly #uses#, such measures shall be committed to in a form acceptable to the Commission.

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

13-463 Additional parking spaces for economic development uses

The City Planning Commission may permit a parking facility listed in paragraph (a) of Section 13-46 (Special Permits for Additional Parking Spaces), where such parking facility serves the parking needs of a non-residential use# not otherwise listed in paragraph (a) of Section 13-462, provided that, in addition to the conditions and findings set forth in Section 13-46, the Commission shall find that:

- (a) the proposed parking facility is in close proximity to or on the same #zoning lot# as a #commercial use#, #community facility use# or #manufacturing use# which is being #developed#, #enlarged# or created within an existing #building or other structures#, and such #use# is of significant importance to the economic well-being of the City of New York;
- (b) an increased number of permitted off-street parking spaces in such proposed parking facility is essential to the operation of such #use#: and
- (c) reasonable measures to minimize parking demand have been identified. For existing or #enlarged# uses#, such measures shall have been implemented, where feasible, prior to application, and a commitment by the applicant shall be made, in a form acceptable to the Commission, to continue, and where necessary, improve upon and supplement such measures. For new #uses#, such measures shall be committed to in a form acceptable to the Commission.

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

13-464 Additional parking spaces for large-scale developments

The City Planning Commission may permit a parking facility listed in paragraph (a) of Section 13-46 (Special Permits for Additional Parking Spaces), where such parking facility serves the parking needs of a #development# or #enlargement# on a tract of land exceeding one and one-half acres, provided that, in addition to the conditions and findings set forth in Section 13-46, the Commission shall find that:

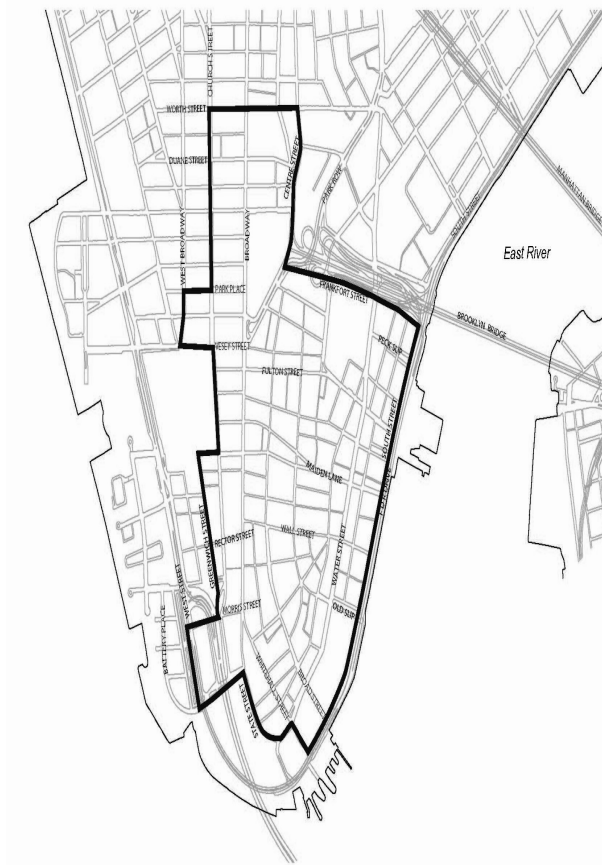
- (a) where an increased number of permitted off-street parking spaces in such proposed parking facility would serve the parking needs of a predominantly #residential# large-scale #development# or #enlargement#, either finding (a) or finding (b) of Section 13-461 (Additional parking spaces for residential growth) is met;
- (b) where such proposed parking facility would serve the parking needs of a predominantly non-#residential# large-scale #development# or #enlargement#, an increased number of permitted off-street parking spaces in such proposed parking facility is essential to the operation of the non-#residential uses# in such #development# or #enlargement#;
- (c) where a parking deficit is created by the relocation of parking users from off-street parking spaces that will be eliminated through the proposed #development# or #enlargement#, the availability of off-street parking in the vicinity of such proposed #development# or #enlargement# will be of insufficient capacity to accommodate such potential parking users;
- (d) reasonable measures to minimize parking demand have been identified. For existing or #enlarged# uses#, such measures shall have been implemented, where feasible, prior to application, and a commitment by the applicant shall be made, in a form acceptable to the Commission, to continue, and where necessary, improve upon and supplement such measures. For new #uses#, such measures shall be committed to in a form acceptable to the Commission; and
- (e) where phased construction will occur in the large-scale #development#, a phased parking plan has been provided which demonstrates that a reasonable and not excessive amount of additional parking spaces is provided in the proposed parking facility in relation to the amount of completed construction in such large-scale #development#.

The Commission may prescribe appropriate conditions and safeguards to minimize adverse effects on the character of

the surrounding area.

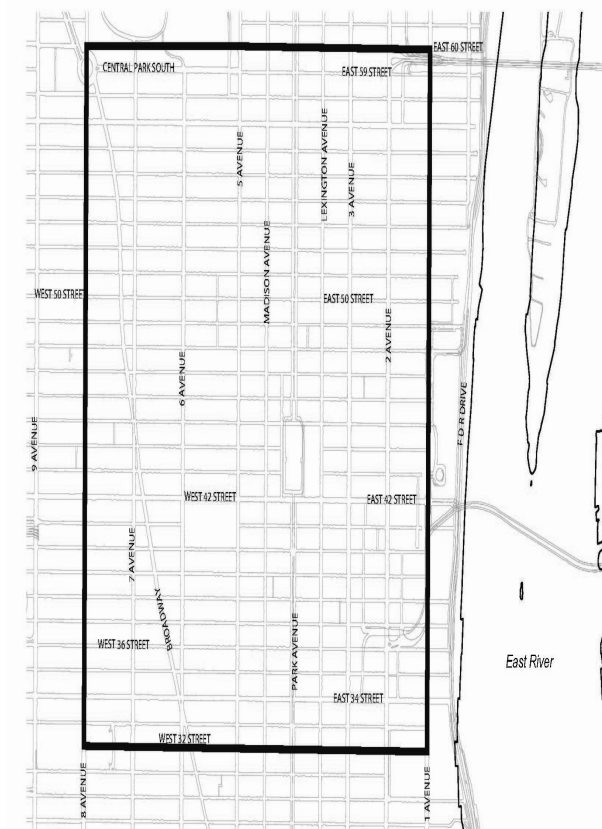
Appendix A Manhattan Core Parking Maps

Map 1 – Locations where #public parking lots# are not permitted in the Midtown #Manhattan Core#



— Boundary where #public parking lots# are not permitted in the Midtown #Manhattan Core#, except where permitted by Section 13-46 (Special Permits for Additional Parking Spaces)

Map 2 – Locations where #public parking lots# are not permitted in the Downtown #Manhattan Core#



— Boundary where #public parking lots# are not permitted in the Downtown #Manhattan Core#, except where permitted by Section 13-46 (Special Permits for Additional Parking Spaces)

13-00 GENERAL PURPOSES

The provisions of this Chapter establish special comprehensive regulations for off-street parking in Manhattan Community Districts 1, 2, 3, 4, 5, 6, 7 and 8 (with the exception of Roosevelt Island) and portions of Queens Community Districts 1 and 2. These regulations are a significant step forward towards bringing the Zoning Resolution into conformity with current environmental programs and safety standards concerning air pollution in the Borough of Manhattan, south of 110th Street. In Long Island City, Borough of Queens, these regulations will allow the city to plan for the parking needs of residents and businesses in a more rational manner and help facilitate a mass transit, pedestrian-oriented Central Business District.

13-01 Applicability

In Manhattan Community Districts 1, 2, 3, 4, 5, 6, 7 and 8, and the portions of Queens Community Districts 1 and 2 bounded by Queens Plaza North, 21st Street, 41st Avenue, 29th Street, 40th Road, Northern Boulevard, 43rd Street, Skillman Avenue, 30th Street, 48th Avenue, 30th Street, 40th Avenue, Dutch Kills Canal, Newtown Creek, the East River, the westerly prolongation of 50th Avenue, Center Boulevard, 49th Avenue, Fifth Street, Anable Basin, the East River, and the prolongation of Queens Plaza North, as depicted by Areas A, B and C in the map in this Section, #accessory# off-street parking spaces, #public parking lots#

and #public parking garages# shall be #used#, #developed# or #enlarged# in accordance with the provisions of this Chapter, except as otherwise provided in Section 13-011 (Exceptions).

The provisions of the underlying district shall apply, except where modified by the provisions of this Chapter. In the event of a conflict between the provisions of this Chapter and any other Chapter of this Resolution, the more restrictive provisions shall apply. For the purpose herein, the more restrictive provisions shall be considered those which permit the:

- (a) ——— fewest number of parking spaces;
- (b) ——— most exclusive use of parking spaces; and
- (c) ——— most limited location of curb cuts.

Portions of Queens Community Districts 1 and 2 Areas A, B, and C

(insert map) **13-011 Exceptions**

The provisions of this Chapter shall not apply to Sections 78-41 (Location of Accessory Parking Spaces) and 78-42 (Parking Regulations for Commercial and Community Facility Uses) concerning #large-scale residential developments# and the #Special Battery Park City District#.

13-012 Existing off-street parking facilities

- (a) ——— Existing required or permitted #accessory# off-street parking spaces, #public parking lots# and #public parking garages# established prior to April 20, 1982, in Manhattan, and October 25, 1995, in Queens, shall continue to be subject to the applicable zoning district regulations in effect prior to April 20, 1982, in Manhattan, and October 25, 1995, in Queens. However, #enlargements#, #extensions# or any increase in the number of off-street parking spaces within such off-street parking facilities shall be subject to the provisions of this Chapter.
- (b) ——— Nothing herein contained shall be deemed to permit a reduction or elimination of existing #accessory# off-street parking spaces that were required under the applicable provisions of the zoning district regulations in effect prior to April 20, 1982, in Manhattan, and October 25, 1995, in Queens.
- (c) ——— #Car sharing vehicles# may occupy existing required or permitted #accessory# off-street parking spaces established prior to April 20, 1982, in Manhattan, and October 25, 1995, in Queens; however, the number of spaces so occupied shall not exceed five spaces or 20 percent of all such #accessory# off-street parking spaces, whichever is greater.
- (d) ——— #Accessory residential# off-street parking spaces shall be made available to the occupants of the #residences# to which they are #accessory# within 30 days after written request is made to the landlord.
- (e) ——— #Car sharing vehicles# may occupy parking spaces in #public parking lots# and #public parking garages# established prior to April 20, 1982, in Manhattan, and October 25, 1995, in Queens; however, the number of spaces so occupied shall not exceed 40 percent of all parking spaces in such parking facilities.

13-013 Previously approved special permits or authorizations

Whenever, under the applicable provisions of the Zoning Resolution in effect prior to April 20, 1982, in Manhattan, and October 25, 1995, in Queens, the City Planning Commission or the Board of Standards and Appeals has granted any special permit or authorization, the status of such approved special permit or authorization shall not be altered by the provisions of this Chapter. However, the provisions of this Chapter shall apply to the renewal of any special permit or authorization for a #public parking lot#.

13-014 Commercial vehicle parking in public parking facilities

Notwithstanding the definition of #public parking garages# and #public parking lots# in Section 12-10 (DEFINITIONS), commercial and public utility motor vehicle parking shall be permitted within such facilities when located in C52, C52.5, C53, C55, C5P, C64, C64.4, C65, C65.5, C66, C66.5, C67, C 9 and M16 Districts, provided that:

- (a) ——— such vehicles do not exceed 20 feet in length; and
- (b) ——— the number of spaces provided for such vehicles is limited to not more than 10 spaces or 10 percent of the total number of spaces permitted within the #public parking garages# or #public parking lots#, whichever is less.

13-10 PERMITTED ACCESSORY OFF STREET PARKING SPACES

13-11 General Provision

#Accessory# off-street parking spaces are not permitted in Manhattan Community Districts 1, 2, 3, 4, 5, 6, 7 and 8 or in Areas A, B and C in Queens Community Districts 1 and 2, as shown on the map in Section 13-01 (Applicability), except as set forth in this Chapter.

13-12 Residential Development

#Accessory# off-street parking spaces are permitted only for #developments# or #enlargements# containing #residential use#, as follows:

- (a) For the area south of 60th Street and its prolongations, the number of #accessory# off street parking spaces shall not exceed 20 percent of the number of new #dwelling units# contained in the #development# or #enlargement# or 200 spaces, whichever is less.
- (b) For the area north of 60th Street and its prolongations in Community Districts 7 and 8, the number of #accessory# off street parking spaces shall not exceed 35 percent of the number of new #dwelling units# contained in the #development# or #enlargement# or 200 spaces, whichever is less.
- (c) Within Area A in Queens Community Districts 1 and 2, as shown on the map in Section 13-01 (Applicability), the number of #accessory# off street parking spaces shall not exceed 50 percent of the #dwelling units# contained in the #development# or #enlargement#, or 200 spaces, whichever is less.

Within Areas B and C, as shown on the map in Section 13-01, the number of #accessory# off street parking spaces shall not exceed 100 percent of the #dwelling units# contained in the #development# or #enlargement#.

All such #accessory# off street parking spaces shall be located within a #completely enclosed building# and shall be used exclusively by the occupants of the #residential development# or #enlargement#.

13-13 Non-Residential Development

13-131 Transient hotels

For #transient hotel developments# or #enlargements#, a maximum of 150 #accessory# off street parking spaces are permitted if there is only one entrance to the #accessory group parking facility# and 225 #accessory# off street parking spaces are permitted if there are two or more entrances. In no event may the number of parking spaces exceed 15 percent of the number of #transient hotel# rooms in Manhattan Community Districts 1, 2, 3, 4, 5, 6, 7 and 8 or 50 percent of the number of #transient hotel# rooms in Areas A, B and C in Queens Community Districts 1 and 2, as shown on the map in Section 13-01 (Applicability). All such parking spaces shall be located within a #completely enclosed building# and shall be used primarily for the personnel, guests and occupants of the #transient hotel#.

13-132 Hospitals

For hospital #developments# or #enlargements# in Manhattan Community Districts 1, 2, 3, 4, 5, 6, 7 and 8, a maximum of 100 #accessory# off street parking spaces, open or enclosed, are permitted.

For hospital #developments# or #enlargements# in Area A in Queens Community Districts 1 and 2, as shown on the map in Section 13-01 (Applicability), a maximum of 150 #accessory# off street parking spaces, open or enclosed, are permitted if there is only one entrance to the #accessory# group parking facility and 225 #accessory# off street parking spaces, open or enclosed, are permitted if there are two or more entrances.

Within Areas B and C, as shown on the map in Section 13-01, #accessory# off street parking may be provided in accordance with the underlying district regulations.

Such parking spaces are to be used exclusively by the hospital staff, patients and visitors.

13-133 Community facility, commercial or manufacturing developments

For #community facility#, #commercial# or #manufacturing developments# or #enlargements#, in Manhattan Community Districts 1, 2, 3, 4, 5, 6, 7 and 8, and Area A in Queens Community Districts 1 and 2, as shown on the map in Section 13-01 (Applicability), the maximum number of #accessory# off street parking spaces permitted for each #development# or #enlargement# shall not exceed one space per 4,000 square feet of #floor area# or 100 spaces, whichever is less. All such parking spaces shall be located within a #completely enclosed building# and shall be used exclusively by the tenants or employees of the #development# or #enlargement# and shall not be available to the public.

Within Areas B and C, as shown on the map in Section 13-01, the maximum number of #accessory# off street parking spaces permitted for each #development#, #enlargement#, or alteration shall not exceed one space per 4,000 square feet of #floor area# or 100 spaces, whichever is less. In the event that the permitted number of #accessory# off street spaces would be less than 15, an #accessory# parking facility of up to 15 spaces may be provided. All spaces shall be located within a #completely enclosed building#, except a maximum of 15 spaces which may be open, and shall be used exclusively by the tenants or employees of the #development# or #enlargement# and shall not be available to the public.

13-134 Multiple use development

Where a #development# or #enlargement# contains a combination of #uses# for which #accessory# parking space regulations are set forth in Sections 13-12 (Residential Developments), 13-131 (Transient hotels), 13-132 (Hospitals) and 13-133 (Community facility, commercial or manufacturing developments), the number of #accessory# off street parking spaces shall not exceed the number of spaces permitted for each #use# in accordance with the provisions of such Sections; however, in no event may the maximum number of #accessory# off street parking spaces exceed 225

spaces. All #accessory# off street parking spaces shall be located within a #completely enclosed building#. The exclusive or primary #use# provisions of Sections 13-12, 13-131, 13-132, and 13-133 shall be applicable to the number of spaces provided for each #use#.

13-14 Additional Regulations for Permitted Accessory Off-Street Parking Spaces

13-141 Location of accessory off street parking spaces

No #accessory# off street parking spaces shall be located on a #zoning lot# other than the same #zoning lot# as the #use# to which they are #accessory#.

13-142 Location of access to the street

(a) The entrances and exits to all permitted #accessory# off street parking spaces shall not be located within 50 feet of the intersection of any two #street lines#. However, curb cuts located within 50 feet of the intersection of two #street lines# may be permitted if the Commissioner of Buildings certifies that such location:

- (1) is not hazardous to traffic safety;
- (2) not likely to create traffic congestion; and
- (3) will not unduly inhibit surface traffic or pedestrian flow.

The Commissioner may refer such matter to the Department of Transportation, or its successor, for a report and may base the determination on such report.

(b) In Manhattan Community Districts 1, 2, 3, 4, 5, 6, 7 and 8, the entrances and exits to all permitted #accessory# off street parking spaces shall not be located on a #wide street# except by authorization of the City Planning Commission, pursuant to Sections 13-53 (Departmental Reports) and 13-553 (Curb cuts).

(c) In Areas A, B and C, in Queens Community Districts 1 and 2, as shown on the map in Section 13-01 (Applicability), the entrances and exits to all permitted #accessory# off street parking spaces shall not be located on the following #wide streets# except by authorization of the City Planning Commission pursuant to Sections 13-53 and 13-553:

- (1) Queens Boulevard;
- (2) Queens Plaza;
- (3) 21st Street;
- (4) Skillman Avenue;
- (5) 44th Drive;
- (6) Thomson Avenue; and
- (7) Jackson Avenue.

13-143 Maximum size of permitted accessory group parking facilities

The gross unobstructed surface area, in square feet, of a permitted #accessory group parking facility# including stalls, aisles, driveways and maneuvering areas shall not exceed 200 times the number of #accessory# off street parking spaces provided. This size limitation shall not be applicable to off street parking spaces permitted under the provisions of Section 13-133 (Community facility, commercial or manufacturing developments) where such spaces are exclusively #accessory#, no charge, self parking spaces in enclosed facilities with a capacity limited to 100 automobiles. In such facilities, the gross unobstructed surface area, in square feet, shall not exceed 300 times the number of #accessory# off street parking spaces provided.

13-144 Car sharing vehicles

Notwithstanding the provisions of Sections 13-12 and 13-13, inclusive, #car sharing vehicles# may occupy parking spaces in #accessory# off street parking facilities; however, the number of spaces so occupied shall not exceed five spaces or 20 percent of all parking spaces in such facilities, whichever is greater. #Accessory residential# off street parking spaces shall be made available to the occupants of the #residences# to which they are #accessory# within 30 days after written request is made to the landlord.

13-20 PERMITTED PUBLIC PARKING LOTS

13-21 General Provisions

Except in the areas listed in Section 13-22, #public parking lots# with a maximum capacity of 150 spaces are permitted in C2, C4, C6, C8, M2 and M3 Districts subject to the regulations set forth in Section 13-22 (Additional Regulations for Permitted Public Parking Lots).

13-22 Areas Where Public Parking Lots Are Not Permitted

13-221 Midtown Manhattan core

No #public parking lots# are permitted in the area bounded by 60th Street and its prolongations, First Avenue, 32nd Street and Eighth Avenue, except as provided in Section 13-552 (Public parking lots).

13-222 Downtown Manhattan core

No #public parking lots# are permitted within the area bounded by Worth Street, Centre Street, Frankfort Street, South Street, Whitehall Street, State Street, Battery Place, West Street, Morris Street, Greenwich Street, Liberty Street, Church Street, Vesey Street, West Broadway, Park Place and Church Street, except as provided in Section 13-552 (Public parking lots).

13-223 Special Clinton District

No #public parking lots# are permitted in the area bounded by 42nd Street, Tenth Avenue, 50th Street and Eighth Avenue, except as provided in Section 06-111 (Off street parking regulations).

13-224 Manufacturing Districts

#Public parking lots# are not permitted in M1-5 and M1-6 Districts, except as provided in Section 13-552. However, within these districts, #public parking lots# are permitted on the frontage of the Avenue of the Americas, from 23rd Street to 32nd Street, to a depth of 100 feet; the M1-5 and M1-6 Districts north of 42nd Street and west of Tenth Avenue; the M1-5 District east of First Avenue between 34th Street and 41st Street; the M1-5 District west of Ninth Avenue between 17th Street and 30th Street, and the M1-5 District south of Canal Street.

13-225 In portions of Queens Community Districts 1 and 2

Within Areas A, B and C in Queens Community Districts 1 and 2, as shown on the map in Section 13-01 (Applicability), no #public parking lots# are permitted, except as provided in Section 13-552.

13-23 Additional Regulations for Permitted Public Parking Lots

13-231 Location of access to the street

(a) The entrances and exits to all permitted #public parking lots# shall not be located within 50 feet of the intersection of any two #street lines#. However, curb cuts located within 50 feet of the intersection of two #street lines# may be permitted if the Commissioner of Buildings certifies that such location is not hazardous to traffic safety, not likely to create traffic congestion and will not unduly inhibit surface traffic or pedestrian flow. The Commissioner may refer such matter to the Department of Transportation or its successor for a report and may base the determination on such report.

(b) The entrances and exits to a permitted #public parking lot# shall not be located on the following #wide streets# except by authorization of the City Planning Commission pursuant to Section 13-53 (Departmental Reports) and 13-553 (Curb cuts).

- (1) Fifth Avenue;
- (2) Avenue of the Americas, from 23rd Street to 32nd Street;
- (3) Seventh Avenue, from 23rd Street to 32nd Street;
- (4) 14th Street, from Seventh Avenue to Fourth Avenue;
- (5) Delancey Street, from Clinton Street to the west side of Orchard Street;
- (6) Church Street, from Park Place to Worth Street;
- (7) Worth Street, from Centre Street to Church Street; and
- (8) Canal Street, from the Bowery to West Broadway.

13-232 Surfacing and screening

The applicable regulations set forth in Sections 36-55 or 44-44 (Surfacing) and Sections 36-56 or 44-45 (Screening) shall be met.

13-30 PERMITTED PUBLIC PARKING GARAGES WITHIN PORTIONS OF QUEENS COMMUNITY DISTRICTS 1 AND 2

13-31 General Provisions

Within Area C in Queens Community Districts 1 and 2, as shown on the map in Section 13-01 (Availability), notwithstanding any underlying district regulations, #public parking garages# with a maximum capacity of 150 spaces are permitted as of right within any zoning district subject to the regulations set forth in Section 13-22 (Additional Regulations for Permitted Public Parking Garages).

13-32 Additional Regulations for Permitted Public Parking Garages

13-321 Location of access to the street

(a) The entrances and exits to all permitted #public parking garages# shall not be located within 50 feet

of the intersection of any two #street lines#. However, curb cuts located within 50 feet of the intersection of two #street lines# may be permitted if the Commissioner of Buildings certifies that such location is not hazardous to traffic safety, not likely to create traffic congestion and will not unduly inhibit surface traffic or pedestrian flow. The Commissioner may refer such matter to the Department of Transportation, or its successor, for a report and may base a determination on such report.

(b) The entrances and exits to a permitted #public parking garage# shall not be located on the following #wide streets# except by authorization of the City Planning Commission pursuant to Section 13-553 (Curb cuts):

- (1) Vernon Boulevard;
- (2) 44th Drive;
- (3) Jackson Avenue;
- (4) 21st Street;
- (5) Queens Plaza; and
- (6) Queens Boulevard.

**13-40
REQUIRED ACCESSORY OFF STREET PARKING SPACES**

**13-41
General Provisions**

Except as otherwise set forth in this Section and Section 13-42 or by the provisions of Section 13-012 (Existing off street parking facilities), no #accessory# off street parking spaces are required for any #development# or #enlargement# in Manhattan Community Districts 1, 2, 3, 4, 5, 6, 7 and 8 or Areas A, B and C in Queens Community Districts 1 and 2, as shown on the map in Section 13-01 (Availability).

**13-42
Residential Development**

#Accessory# off street parking spaces are only required for public or publicly assisted housing #developments# or #enlargements# in Manhattan Community Districts 1, 2, 3, 4, 5, 6, 7 and 8, only as set forth below:

(a) For public or publicly assisted housing, as such categories are defined in Section 25-25 (Modification of Requirements for Public or Publicly Assisted Housing or Non-Profit Housing for the Elderly), the minimum number of #accessory# off street parking spaces required for new #dwelling units# provided in the #development# or #enlargement# as a percentage of such new #dwelling units# are as follows:

	South of 60th Street and its Prolongations (in percent)	North of 60th Street and its Prolongations (in percent)
Publicly assisted housing as defined in Section 25-25(a)	15.0	20.0
Public housing developments or dwelling units for low income tenants as defined in Section 25-25(b)	12.0	12.0
Federal rent subsidy program as defined in Section 25-25(c)	13.5	17.5

(b) The requirements of this Section shall not apply to #developments# or #enlargements# on #zoning lots# having a #lot area# of 10,000 square feet or less.

(c) Required parking shall be waived for #developments# or #enlargements# if the required number of #accessory# off street parking spaces resulting from the application of the table in paragraph (a) results in 15 spaces or less.

(d) All required #accessory# off street parking spaces may be located either on the same #zoning lot# as the #development# or #enlargement# or on another #zoning lot# in accordance with the applicable zoning district regulations and shall be subject to the restrictions on location and #use# of #accessory# off street parking spaces in Sections 25-51 through 25-55, inclusive, and the additional regulations for permitted or required #accessory# off street parking spaces set forth in Sections 25-61 through 25-66, inclusive, or Sections 36-51 through 36-57, inclusive. The waiver provisions of Sections 25-27 (Waiver of Requirements for All Zoning Lots Where Access Would Be Forbidden) or 36-24 (Waiver of Requirements) shall also be applicable.

(e) If a public or publicly assisted housing #development# or #enlargement#, as such categories are defined in Section 25-25 (Modification of Requirements for Public, Publicly Assisted and Government Assisted Housing or for Non-profit Residences for the Elderly), provides additional #accessory# off street parking spaces within the #group parking facility# that satisfies the minimum number of spaces required by this Section, then the permitted #accessory# spaces are not subject to the regulations set forth in paragraph (c) of Section 13-12 (Residential Development), 13-141 (Location of accessory off street parking spaces) and 13-143 (Maximum size of permitted accessory group parking facilities).

(f) All such parking spaces shall be used exclusively by the occupants of the #residential development# or #enlargement# and occupants of nearby public or publicly assisted housing projects, except that #car sharing vehicles# may occupy #accessory# off street parking spaces; however, the number of spaces so occupied shall not exceed five spaces or 20 percent of all such parking spaces, whichever is greater. #Accessory residential# off street parking spaces shall be made available to the occupants of the #residences# to which they are #accessory# within 30 days after written request is made to the landlord.

(g) Parking is not required for #non profit residences for the elderly# or #dwelling units# for the elderly as defined in paragraph (c) of Section 25-25 (Modification of Requirements for Public, Publicly Assisted and Government Assisted Housing or for Non-profit Residences for the Elderly).

**13-50
SPECIAL PERMITS AND AUTHORIZATIONS**

**13-51
General Provisions**

The City Planning Commission may grant special permits and authorizations, pursuant to Sections 13-55, inclusive, and 13-56, inclusive.

All such special permits and authorizations, in addition to meeting the requirements, conditions and safeguards prescribed by the Commission, shall conform to and comply with all of the applicable zoning district regulations of the Zoning Resolution, except as otherwise specified herein.

**13-52
Requirements for Applications**

An application to the City Planning Commission for the grant of a special permit or authorization under the provisions of this Section shall include a site plan showing the location of all #buildings or other structures# on the site, the location of all vehicular entrances and exits and off street parking spaces, and such other information as may be required by the Commission.

**13-53
Departmental Reports**

In Manhattan Community Districts 1, 2, 3, 4, 5, 6, 7 and 8, all applications for the grant of a special permit or authorization pursuant to this Section shall be referred to the Department of Transportation, or its successor, for its report with respect to the anticipated traffic impact resulting from such #use# at the proposed location and to the Department of Environmental Protection or its successor for its report on air quality at the proposed location. If such agencies shall report thereon within one month from the date of referral, the City Planning Commission shall, in its determination, give due consideration to such report and, further, shall have the power to substantiate the appropriate findings solely on the basis of the reports by such agencies with respect to the issues referred. If such agencies do not report within one month, the Commission may make a final determination without reference thereto. In no case shall a special permit or authorization be granted if the proposed #use# would cause a violation of ambient air quality standards or exacerbate an existing violation of such standards.

**13-54
Relationship to Public Improvement Projects**

In all cases, the City Planning Commission shall deny a special permit application or authorization whenever the #use# will interfere with a public improvement project (including housing, highways, public #buildings# or facilities, redevelopment or renewal projects, or rights of way for sewers, transit, or other public facilities) which is approved by or pending before the City Council or the Commission, as determined from the Calendar of each agency issued prior to the date of the public meeting on the application for a special permit or authorization.

**13-55
Authorizations**

**13-551
Accessory off street parking spaces**

The City Planning Commission may, by authorization, subject to the otherwise applicable zoning district regulations, allow on site enclosed #accessory# off street parking facilities with a maximum capacity of 15 spaces in existing #buildings#, provided that the Commission finds that:

- (a) the #building# does not have #accessory# off street parking spaces;
- (b) such parking spaces are needed for and will be used exclusively by the occupants of the #use# to which they are #accessory#, except that #car sharing vehicles# may occupy #accessory# off street parking spaces; however, the number of spaces so occupied shall not exceed five spaces or 20 percent of all such parking spaces, whichever is greater. For the purposes of this paragraph, (b), such need shall exist where there are special circumstances and there are no reasonably viable alternatives to on-site enclosed parking spaces;
- (c) the parking spaces will not create or contribute to serious traffic congestion and will not unduly inhibit surface traffic;
- (d) the parking spaces will not adversely affect pedestrian movement;

(e) the parking spaces will not be incompatible with, or adversely affect, adjacent #uses# including #uses# within the #building#; and

(f) the curb cut accessing such parking spaces will not be inconsistent with the character of the existing streetscape.

**13-552
Public parking lots**

The City Planning Commission may authorize #public parking lots# with a capacity of not more than 150 spaces in C2, C4, C6, C8 and M1 Districts or in Areas A, B or C in Queens Community Districts 1 and 2, as shown on the map in Section 13-01 (Availability), provided that the otherwise applicable regulations set forth in Sections 36-55 or 44-44 (Surfacing), and Sections 36-56 or 44-45 (Screening) are met.

As a condition for authorizing any such #public parking lots#, the Commission shall make the following findings:

- (a) such #use# will not be incompatible with, or adversely affect, the growth and development of #uses# comprising vital and essential functions in the general area within which such #use# is to be located;
- (b) such #use# will not create or contribute to serious traffic congestion and will not unduly inhibit vehicular and pedestrian movement;
- (c) such #use# is so located as to draw a minimum of vehicular traffic to and through local #residential streets#; and
- (d) the #streets# providing access to such #use# will be adequate to handle the traffic generated thereby.

The City Planning Commission may prescribe appropriate conditions and safeguards to minimize adverse effects on the character of the surrounding area, including limitations on #signs#, or requirements for shielding of floodlights and for locations of entrances and exits.

**13-553
Curb cuts**

The City Planning Commission may authorize, subject to the applicable zoning district regulations, curb cuts located on a #wide street# provided the Commission finds that a curb cut at such a location:

- (a) is not hazardous to traffic safety;
- (b) will not create or contribute to serious traffic congestion, or unduly inhibit vehicular movement;
- (c) will not adversely affect pedestrian movement;
- (d) will not interfere with the efficient functioning of bus lanes, specially designated #streets# and public transit facilities; and
- (e) will not be inconsistent with the character of the existing streetscape.

**13-56
Special Permits**

**13-561
Accessory off street parking spaces**

The City Planning Commission may, by special permit, subject to the otherwise applicable zoning district regulations, allow on site or off site, open or enclosed, #accessory# off street parking facilities with any capacity not otherwise allowed under Section 13-10 (PERMITTED ACCESSORY OFF STREET PARKING SPACES), provided the Commission finds that:

- (a) such parking spaces are needed for, and will be used by, the occupants, visitors, customers or employees of the #use# to which they are #accessory#, except that #car sharing vehicles# may occupy #accessory# off street parking spaces; however, the number of spaces so occupied shall not exceed five spaces or 20 percent of all such parking spaces, whichever is greater;
- (b) within the vicinity of the site, there are insufficient parking spaces available;
- (c) the facility will not create or contribute to serious traffic congestion nor will unduly inhibit vehicular and pedestrian movement;
- (d) the facility is so located as to draw a minimum of vehicular traffic to and through local #residential streets#; and
- (e) adequate reservoir space is provided at the vehicular entrance to accommodate vehicles equivalent in number to 20 percent of the total number of parking spaces, up to 50 parking spaces, and five percent of any spaces in excess of 200 parking spaces, but in no event shall such reservoir spaces be required for more than 50 vehicles. However, in the case of a facility with a capacity of 10 vehicles or less, the Commission may waive this finding.

The City Planning Commission may prescribe appropriate conditions and safeguards to minimize adverse effects on the character of the surrounding area, including traffic improvements, if necessary, and limitations on #signs# or requirements for shielding or floodlights or for locations of entrances and exits.

13-562

Public parking garages and public parking lots

The City Planning Commission may, by special permit, allow #public parking garages# and #public parking lots# not otherwise permitted, pursuant to the applicable provisions of Section 74-52 (Parking Garages or Public Parking Lots in High Density Central Area).

Chapter 6

Comprehensive Off-Street Parking Regulations in Long Island City

The provisions of this Chapter establish special comprehensive regulations for off-street parking in #Long Island City#, as defined in Section 16-02 (Definitions). These regulations will allow the city to plan for the parking needs of residents and businesses in a more rational manner and help facilitate a mass transit, pedestrian-oriented Central Business District.

16-01 General Provisions

Except as modified by the express provisions of this Chapter, the regulations of the underlying zoning districts or special purpose districts shall remain in effect.

16-02 Definitions

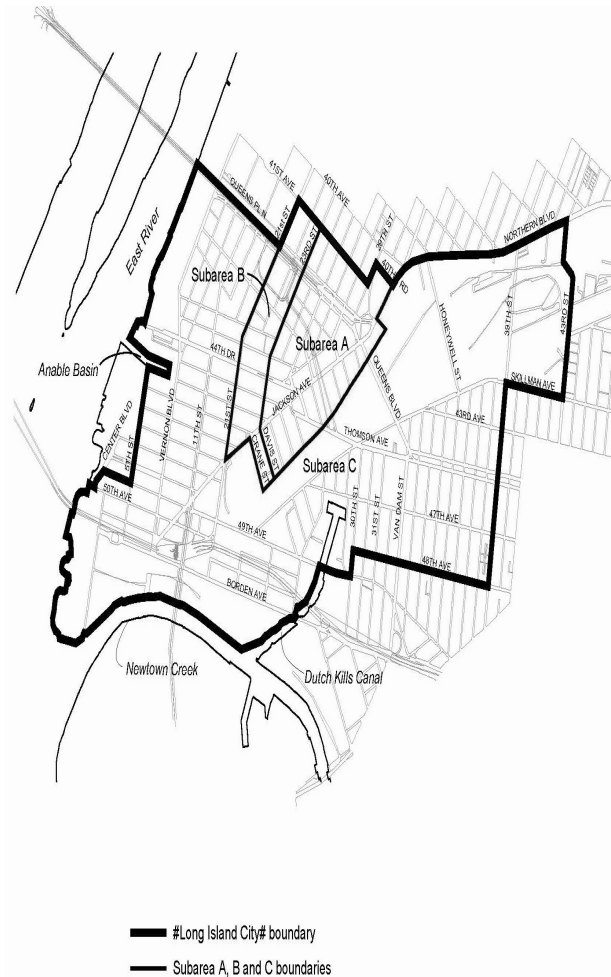
Long Island City

For the purpose of this Chapter, "Long Island City" shall refer to the portion of Queens Community Districts 1 and 2 within the boundaries shown on Map 1 (#Long Island City# and Subareas) in Appendix A of this Chapter.

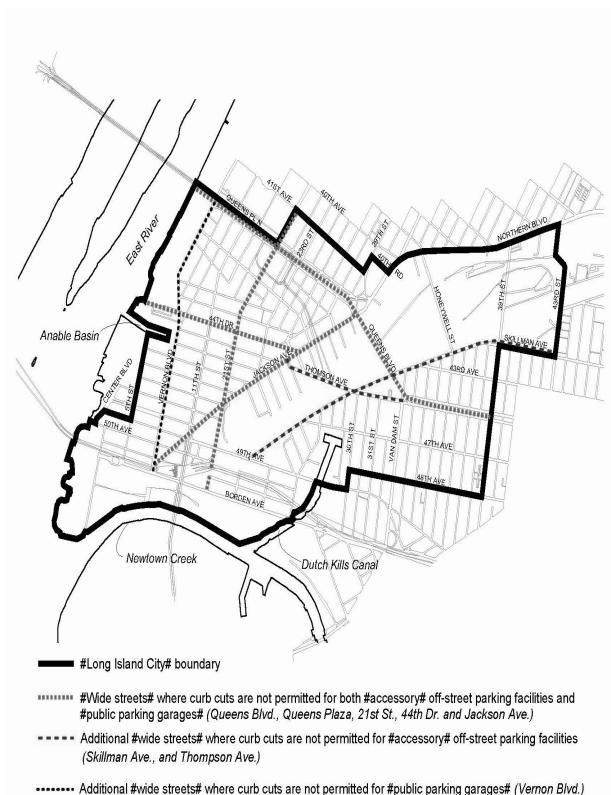
16-03 Maps

Maps are located in Appendix A of this Chapter and are hereby incorporated and made an integral part of this Resolution. They are incorporated for the purpose of specifying locations where special regulations and requirements set forth in this Chapter apply.

Map 1 - #Long Island City# and Subareas



Map 2 - Locations where curb cuts are prohibited



16-04 Subareas

In order to carry out the purposes and provisions of this Chapter, three subareas, Subareas A, B and C, are established within #Long Island City#, the boundaries of which are shown on Map 1 (#Long Island City# and Subareas) in Appendix A of this Chapter.

16-05 Applicability

16-051 Applicability of parking regulations within Long Island City

The provisions of this Chapter shall apply to #accessory# off-street parking facilities, #public parking lots# and #public parking garages# in #Long Island City#, as follows:

- (b) for #accessory# off-street parking facilities, #public parking garages# and #public parking lots# constructed prior to October 25, 1995, the number of parking spaces required or permitted shall be set forth in Section 16-07 (Existing Buildings and Off-Street Parking Facilities in Long Island City).
- (c) for #accessory# off-street parking facilities, #public parking lots# and #public parking garages# developed# or #enlarged# after October 25, 1995, the number of parking spaces permitted in a parking facility shall be as set forth in Section 16-10 (PERMITTED OFF-STREET PARKING IN LONG ISLAND CITY). Special rules shall apply to all such #accessory# off-street parking spaces, #public parking lots# and #public parking garages#, as set forth in Section 16-20 (SPECIAL RULES FOR LONG ISLAND CITY PARKING FACILITIES).
- (d) any increase in the number of off-street parking spaces in an #accessory# off-street parking facility, #public parking lot# or #public parking garage# resulting in a capacity not otherwise allowed under the applicable regulations of Section 16-10, shall only be permitted by the City Planning Commission pursuant to the applicable special permit in Section 16-35 (Special Permits), inclusive.

16-052 Applicability of parking regulations for large-scale residential developments within Long Island City

The provisions of this Chapter shall not apply to #large-scale residential developments# utilizing the provisions of Sections 78-41 (Location of Accessory Parking Spaces) or 78-42 (Parking Regulations for Commercial and Community Facility Uses).

16-053 Applicability of Special Purpose Districts within Long Island City

Additional modifications to the provisions of this Chapter are found in the following Special Purpose Districts:

- (a) the #Special Long Island City Mixed Use District#, as set forth in Section 117-54 (Off-Street Parking and Loading Regulations); and
- (b) the #Special Southern Hunters Point District#, as set forth in Section 125-50 (PARKING REGULATIONS), inclusive.

16-06 Previously Approved Special Permits or Authorizations

Any authorization or special permit relating to parking regulations in #Long Island City# granted by the City Planning Commission or Board of Standards and Appeals prior to October 25, 1995, may be started or continued, in accordance with the terms thereof, or as such terms may be subsequently modified, pursuant to the regulations in effect at the time such authorization or special permit was granted. Such authorizations or special permits shall be subject to the provisions of Sections 11-42 (Lapse of Authorization of Special Permit Granted by the City Planning Commission) and 11-43 (Renewal of Authorization or Special Permit). However, the provisions of this Chapter shall apply to the renewal of any special permit or authorization for a #public parking lot#.

Any subsequent modifications to such authorizations or special permits that involve an increase in the number of off-street parking spaces provided shall only be permitted by the applicable special permit provisions of Section 16-35 (Special Permits).

16-07 Existing Buildings and Off-Street Parking Facilities

Existing #buildings developed# without the provision of parking, and existing required or permitted #accessory# off-street parking spaces, #public parking lots# and #public parking garages# established prior to October 25, 1995 shall be subject to the applicable zoning district regulations in effect prior to October 25, 1995, except that:

- (a) any reduction or elimination of existing #accessory# off-street parking spaces that were required under the applicable provisions in effect prior to October 25, 1995 shall not be permitted;
- (b) #enlargements#, #extensions# or any increase in the number of off-street parking spaces within such off-street parking facilities shall be permitted by the City Planning Commission:

- (1) where the proposed increase in off-street parking spaces occurs in a #building developed# without the provision of parking, the Commission may authorize up to 15 off-street parking spaces pursuant to the provisions of Section 16-341 (Limited increase in parking spaces for existing buildings without parking);
- (2) where the proposed increase occurs in an existing off-street parking facility, and such proposed increase results in a capacity not otherwise allowed under the applicable regulations of Section 16-10 (PERMITTED OFF-STREET PARKING IN LONG ISLAND CITY), the Commission may permit such an increase, pursuant to the applicable provisions of Section 16-35 (Special Permits), inclusive;

16-10 PERMITTED OFF-STREET PARKING IN LONG ISLAND CITY

Off-street parking spaces located within #accessory# off-street parking facilities, #public parking lots# and #public parking garages# in #Long Island City# shall be allowed as set forth in this Section, inclusive.

16-11 Permitted Parking for Residences

#Accessory# off-street parking spaces are permitted for #residences# in #developments# or #enlargements#, as follows:

- (a) within Subarea A, #accessory# off-street parking spaces may be provided for not more than 50 percent of the total number of new #dwelling units# contained in the #development# or #enlargement#, or 200 spaces, whichever is less.
- (b) within Subareas B and C, #accessory# off-street parking spaces may be provided for not more than 100 percent of the total number of new #dwelling units# contained in the #development# or #enlargement#.

All such #accessory# off-street parking spaces shall be used exclusively by the occupants of the #residential development# or #enlargement#.

16-12 Permitted Parking for Non-Residential Uses

#Accessory# off-street parking spaces are permitted for non-#residential uses# in #developments# or #enlargements#, as follows:

- (a) #Transient hotels#
For #transient hotel developments# or #enlargements#, a maximum of 150 #accessory# off-street parking spaces are permitted if there is only one entrance to the #accessory group parking facility# and a maximum of 225 #accessory# off-street parking spaces are permitted if there are two or more entrances. In no event may the number of parking spaces exceed 50 percent of the number of new #transient hotel# rooms. All such parking spaces shall be used primarily for the personnel, guests and occupants of the #transient hotel#.
- (b) Hospitals
For hospital #developments# or #enlargements# in Subarea A, a maximum of 150 #accessory# off-street parking spaces, open or enclosed, are permitted if there is only one entrance to the #accessory# group parking facility and a maximum of 225 #accessory# off-street parking spaces, open or enclosed, are permitted if there are two or more entrances.
For hospital #developments# or #enlargements# within Subareas B and C, #accessory# off-street parking may be provided in accordance with the underlying district regulations.
All such parking spaces are to be used exclusively by the hospital staff, patients and visitors.
- (c) Other #commercial#, #community facility# and #manufacturing uses#
For #developments# or #enlargements# in Subarea A comprising #community facility uses# other than hospitals, #commercial uses# other than #transient hotels#, and #manufacturing uses#, the maximum number of #accessory# off-street parking spaces permitted shall not exceed one space per 4,000 square feet of such #community facility#, #commercial# or #manufacturing floor area#, or 100 spaces, whichever is less. All such parking spaces shall be used exclusively by the tenants or employees of the #development# or #enlargement# and shall not be available to the public.
Within Subareas B and C, the maximum number of #accessory# off-street parking spaces permitted for each #development#, #enlargement#, or alteration shall not exceed one space per 4,000 square feet of #floor area# or 100 spaces, whichever is less. In the event that the permitted number of #accessory# off-street spaces would be less than 15, an #accessory# parking facility of up to 15 spaces may be provided. All spaces shall be used exclusively by the tenants or employees of the #development# or #enlargement# and shall not be available to the public.

16-13 Permitted Parking for Zoning Lots with Multiple Uses

Where a #development# or #enlargement# contains a combination of #uses# for which parking regulations are set forth in Sections 16-11 (Permitted Parking for Residences), and 16-12 (Permitted Parking for Non-Residential Uses), the number of #accessory# off-street parking spaces for all such #uses# shall not exceed the number of spaces permitted for each #use# in accordance with the provisions of such Sections. However, in no event shall the maximum number exceed 225 #accessory# off-street parking spaces. The exclusive or primary #use# provisions of Sections 16-11 and 16-12 shall be applicable to the number of spaces provided for each #use#.

16-14 Permitted Parking in Public Parking Lots

No #public parking lots# shall not be permitted within #Long Island City#, except where authorized by the City Planning Commission in accordance with the provisions of Section 16-342 (Public parking lots).

16-15 Permitted Parking for Public Parking Garages

#Public parking garages# may be #developed# or #enlarged# with #Long Island City# in accordance with the underlying district regulations. However, within Subarea C, notwithstanding any underlying district regulations, #public parking garages# with a maximum capacity of 150 spaces are permitted as-of-right within any zoning district.

16-16 Permitted Parking for Car Sharing Vehicles and Commercial Vehicles

#Car sharing vehicles# and commercial vehicle parking for motor vehicles not exceeding a length of 20 feet shall be permitted as follows:

- (a) #Accessory# off-street parking facilities
- #Car sharing vehicles# may occupy parking spaces in an #accessory# off-street parking facility, provided that such #car sharing vehicles# shall not exceed 20 percent of all parking spaces in such facility, or five spaces, whichever is greater. #Accessory residential# off-street parking spaces 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) #Public parking garages# and #public parking lots#
- (1) #Car sharing vehicles# shall be permitted within #public parking garages# and, where authorized pursuant to Section 16-342, #public parking lots#, provided such vehicles do not exceed, in total, 40 percent of the total number of parking spaces permitted.
- (2) Commercial vehicle parking for motor vehicles not exceeding a length of 20 feet shall be permitted within #public parking garages# and, where authorized pursuant to Section 16-342 #public parking lots#, provided that the total amount of parking spaces occupied by commercial vehicles, shall not exceed 10 percent of the total number of parking spaces permitted, or 10 spaces, whichever is less.

16-20 SPECIAL RULES FOR LONG ISLAND CITY PARKING FACILITIES

All #accessory# off-street parking facilities, #public parking lots# and #public parking garages developed# or #enlarged# after October 25, 1995 in #Long Island City# shall comply with the applicable provisions of this Section, inclusive.

16-21 Off-Site Parking

No #accessory# off-street parking spaces shall be located on a #zoning lot# other than the same #zoning lot# as the #use# to which they are #accessory#.

16-22 Enclosure, Surfacing and Screening Requirements

All #accessory# off-street parking spaces shall be located within a #completely enclosed building#, with the exception of:

- (a) parking spaces #accessory# to a hospital, as listed in Use Group 4; and
- (b) up to 15 off-street parking spaces #accessory# to #commercial uses# other than a #transient hotel#, as listed in Use Group 5, #community facility uses# other than hospitals, or #manufacturing use#.

16-23 Curb Cut Restrictions

In addition to the provisions of this Section, inclusive, additional restrictions on curb cuts in #Long Island City# are found in the following Special Purpose Districts:

- (a) the #Special Long Island City Mixed Use District#, as set forth in paragraph (b) of Section 117-54 (Off-Street Parking and Loading Regulations); and
- (b) the #Special Southern Hunters Point District#, as

set forth in Section 125-55 (Location of Curb Cuts).

16-231 Location of curb cuts

For #accessory# off-street parking facilities, #public parking lots# and #public parking garages#, curb cuts accessing entrances and exits to such parking facilities:

- (a) shall not be permitted within 50 feet of the intersection of any two #street lines#, except where the Commissioner of Buildings certifies that such location is not hazardous to traffic safety, is not likely to create traffic congestion and will not unduly inhibit surface traffic or pedestrian flow. The Commissioner of Buildings may refer such matter to the Department of Transportation, or its successor, for a report; and
- (b) for #accessory# off-street parking facilities and #parking garages#, such curb cuts shall not be located on a #wide streets# designated on Map 2 (Locations where curb cuts are prohibited) in Appendix A of this Chapter, except where authorized pursuant to Section 16-343 (Curb cuts).

16-24 Minimum and Maximum Size of Parking Facilities

The gross unobstructed surface area, in square feet, of a permitted #accessory group parking facility# including stalls, aisles, driveways and maneuvering areas shall not exceed 200 times the number of #accessory# off-street parking spaces provided. This size limitation shall not be applicable to off-street parking spaces permitted under the provisions of paragraph (c) of Section 16-12 (Permitted Parking for Non-Residential Uses) where such spaces are exclusively #accessory#, no-charge, self-parking spaces in enclosed facilities with a capacity limited to 100 automobiles. In such facilities, the gross unobstructed surface area, in square feet, shall not exceed 300 times the number of #accessory# off-street parking spaces provided.

16-30 AUTHORIZATIONS AND SPECIAL PERMITS

16-31 General Provisions

The City Planning Commission may grant authorizations and special permits, pursuant to Sections 16-34, inclusive, and 16-35, inclusive.

All such special permits and authorizations, in addition to meeting the requirements, conditions and safeguards prescribed by the Commission, shall conform to and comply with all of the applicable zoning district regulations of the Zoning Resolution, except as otherwise specified herein.

16-32 Requirements for Applications

An application to the City Planning Commission for the grant of a special permit or authorization under the provisions of this Section shall include a site plan showing the location of all #buildings or other structures# on the site, the location of all vehicular entrances and exits and off-street parking spaces, and such other information as may be required by the Commission.

16-33 Relationship to Public Improvement Projects

In all cases, the City Planning Commission shall deny a special permit application or authorization whenever the #use# will interfere with a public improvement project (including housing, highways, public #buildings# or facilities, redevelopment or renewal projects, or rights-of-way for sewers, transit, or other public facilities) which is approved by or pending before the City Council or the Commission, as determined from the Calendar of each agency issued prior to the date of the public meeting on the application for a special permit or authorization.

16-34 Authorizations

16-341 Limited increase in parking spaces for existing buildings without parking

The City Planning Commission may, by authorization, subject to the otherwise applicable zoning district regulations, allow onsite enclosed #accessory# off-street parking facilities with a maximum capacity of 15 spaces in existing #buildings#, provided that the Commission finds that:

- (a) the #building# does not have #accessory# off-street parking spaces;
- (b) such parking spaces are needed for and will be used exclusively by the occupants of the #use# to which they are #accessory#, except that #car sharing vehicles# may occupy #accessory# off-street parking spaces; however, the number of spaces so occupied shall not exceed five spaces or 20 percent of all such parking spaces, whichever is greater. For the purposes of this paragraph, (b), such need shall exist where there are special circumstances and there are no reasonably viable alternatives to on-site enclosed parking spaces;
- (c) the parking spaces will not create or contribute to serious traffic congestion and will not unduly inhibit surface traffic;
- (d) the parking spaces will not adversely affect pedestrian movement;

(e) the parking spaces will not be incompatible with, or adversely affect, adjacent #uses# including #uses# within the #building#; and

(f) the curb cut accessing such parking spaces will not be inconsistent with the character of the existing streetscape.

16-342 Public parking lots

The City Planning Commission may authorize #public parking lots# with a capacity of not more than 150 spaces in #Long Island City#, provided that the otherwise applicable regulations set forth in Sections 36-55 or 44-44 (Surfacing), and Sections 36-56 or 44-45 (Screening) are met.

As a condition for authorizing any such #public parking lots#, the Commission shall make the following findings:

- (a) such #use# will not be incompatible with, or adversely affect, the growth and development of #uses# comprising vital and essential functions in the general area within which such #use# is to be located;
- (b) such #use# will not create or contribute to serious traffic congestion and will not unduly inhibit vehicular and pedestrian movement;
- (c) such #use# is so located as to draw a minimum of vehicular traffic to and through local #residential streets#; and
- (d) the #streets# providing access to such #use# will be adequate to handle the traffic generated thereby.

The City Planning Commission may prescribe appropriate conditions and safeguards to minimize adverse effects on the character of the surrounding area, including limitations on #signs#, or requirements for shielding of floodlights and for locations of entrances and exits.

16-343 Curb cuts

The City Planning Commission may authorize, subject to the applicable zoning district regulations, curb cuts located on a #wide street# provided the Commission finds that a curb cut at such a location:

- (a) is not hazardous to traffic safety;
- (b) will not create or contribute to serious traffic congestion, or unduly inhibit vehicular movement;
- (c) will not adversely affect pedestrian movement;
- (d) will not interfere with the efficient functioning of bus lanes, specially designated #streets# and public transit facilities; and
- (e) will not be inconsistent with the character of the existing streetscape.

16-35 Special Permits

16-351 Accessory off-street parking spaces

The City Planning Commission may, by special permit, subject to the otherwise applicable zoning district regulations, allow onsite or off-site, open or enclosed, #accessory# off-street parking facilities with any capacity not otherwise allowed under Section 16-10 (PERMITTED OFF-STREET PARKING IN LONG ISLAND CITY), provided the Commission finds that:

- (a) such parking spaces are needed for, and will be used by, the occupants, visitors, customers or employees of the #use# to which they are #accessory#, except that #car sharing vehicles# may occupy #accessory# off-street parking spaces; however, the number of spaces so occupied shall not exceed five spaces or 20 percent of all such parking spaces, whichever is greater;
- (b) within the vicinity of the site, there are insufficient parking spaces available;
- (c) the facility will not create or contribute to serious traffic congestion nor will unduly inhibit vehicular and pedestrian movement;
- (d) the facility is so located as to draw a minimum of vehicular traffic to and through local #residential streets#; and
- (e) adequate reservoir space is provided at the vehicular entrance to accommodate vehicles equivalent in number to 20 percent of the total number of parking spaces, up to 50 parking spaces, and five percent of any spaces in excess of 200 parking spaces, but in no event shall such reservoir spaces be required for more than 50 vehicles. However, in the case of a facility with a capacity of 10 vehicles or less, the Commission may waive this finding.

The City Planning Commission may prescribe appropriate conditions and safeguards to minimize adverse effects on the character of the surrounding area, including traffic improvements, if necessary, and limitations on #signs# or requirements for shielding or floodlights or for locations of entrances and exits.

16-352 Public parking garages and public parking lots

The City Planning Commission may, by special permit, allow #public parking garages# and #public parking lots# not otherwise permitted, pursuant to the applicable provisions of Section 74-52 (Parking Garages or Public Parking Lots in High Density Central Areas).

**Appendix A
Long Island City Parking Maps**

Map 1 - #Long Island City# and Subareas
Map 2 - Locations where curb cuts are prohibited
* * *

Article II: Residence District Regulations

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

* * *
**23-635
Special bulk regulations for certain sites in
Community District 4, Borough of Manhattan**

Within the boundaries of Community District 4 in the Borough of Manhattan, excluding the #Special Clinton District#, for #developments# or #enlargements# in R8 Districts without a letter suffix, on #zoning lots# larger than 1.5 acres that include #residences# for which #public funding#, as defined in Section 23-911 (General definitions) is committed to be provided, the City Planning Commission may authorize modifications of height and setback regulations and in conjunction therewith reduce the amount of required off-street parking, provided the Commission finds that such modifications will facilitate the provision of such #residences#, and such modifications will not unduly obstruct access of light and air to the detriment of the occupants or users of #buildings# on the #zoning lot# or nearby properties, #open space# or #streets# and that the reduction in parking is consistent with the needs of the residents. Prior to issuing a building permit for any #development# or #enlargement# utilizing modifications granted by this authorization, the Department of Buildings shall be furnished with written notice of a commitment from the appropriate funding agency for the provision of such #public funding#.

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

* * *
**Chapter 5
Accessory Off-Street Parking and Loading Regulations**

* * *
**25-023
Applicability of regulations in the Manhattan Core and Long Island City Community Districts 1, 2, 3, 4, 5, 6, 7 and 8 in the Borough of Manhattan and a Portion of Community Districts 1 and 2 in the Borough of Queens**

Special regulations governing permitted or required #accessory# off-street parking and loading in the #Manhattan Core# are set forth in Article 1, Chapter 3, and special regulations governing #accessory# off-street parking in #Long Island City#, as defined in Section 16-02 (Definitions), are set forth in Article 1, Chapter 6.

* * *
Article III: Commercial District Regulations

* * *
**Chapter 2
Use Regulations**

* * *
**32-17
Use Group 8
C2 C4 C6 C8**

* * *
C. Automotive Service Establishments

Automobile rental establishments, except that in ~~Community Districts 1, 2, 3, 4, 5, 6, 7 and 8 in the Borough of Manhattan and a portion of Community Districts 1 and 2 in the Borough of Queens, in #Long Island City#, as defined in Section 16-02 (Definitions),~~ the number of automobiles that may be stored in such establishments in C2, C4 or C6 Districts shall not exceed 100 spaces and the maximum size in square feet of such storage area shall not exceed 200 times the number of parking spaces provided, exclusive of entrance/exit ramps #Public parking garages# or #public parking lots# with capacity of 150 spaces or less, subject to the provisions set forth for #accessory# off-street parking spaces in Sections 36-53 (Width of Curb Cuts and Location of Access to the Street), 36-55 (Surfacing) and 36-56 (Screening), and provided that such #public parking lots# are not permitted as of right in C6-1A Districts and such #public parking garages# are not permitted as of right in C2-5, C2-6, C2-7, C2-8, C4-5, C4-5A, C4-5X, C4-6, C4-7, C6, C8-4, M1-4, M1-5, M1-6, M2-3, M2-4 or M3-2 Districts. #Public parking garages# may be open or enclosed, provided that no portion of such #use# shall be located on a roof other than a roof which is immediately above a #cellar# or #basement#.

In the #Manhattan Core# ~~Community Districts 1, 2, 3, 4, 5, 6, 7 and 8 in the Borough of Manhattan and a portion of Community Districts 1 and 2 in the Borough of Queens,~~ these #uses# are subject to the provisions of Article I, Chapter 3, and in #Long Island City#, as defined in Section 16-02 (Definitions), such #uses# are subject to the provisions of Article 1, Chapter 6.

* * *

**32-21
Use Group 12**

C4 C6 C7 C8

* * *
D. Automotive Service Establishments

#Public parking garages# or #public parking lots# with capacity of 150 spaces or less, subject to the provisions set forth for #accessory# off-street parking spaces in Sections 36-53 (Width of Curb Cuts and Location of Access to the Street), 36-55 (Surfacing) and 36-56 (Screening), and provided that such #public parking lots# are not permitted as-of-right in C7 Districts and such #public parking garages# are not permitted as-of-right in C4-5, C4-6, C4-7, C6, C8-4, M1-4, M1-5, M1-6, M2-3, M2-4 or M3-2 Districts. #Public parking garages# may be open or enclosed, provided that no portion of such #use# shall be located on a roof other than a roof which is immediately above a #cellar# or #basement#.

In the #Manhattan Core#, ~~Community Districts 1, 2, 3, 4, 5, 6, 7 and 8 in the Borough of Manhattan and a portion of Community Districts 1 and 2 in the Borough of Queens,~~ these #uses# are subject to the provisions of Article I, Chapter 3, and in #Long Island City#, as defined in Section 16-02 (Definitions), such #uses# are subject to the provisions of Article 1, Chapter 6.

* * *
**32-32
By the City Planning Commission**

* * *
#Public parking garages#:

- C1
Limited in capacity to 100 spaces
- C2-1 C2-2 C2-3 C2-4 C4-1 C4-2 C4-3 C4-4 C7 C8-1
C8-2 C8-3
With capacity of more than 150 spaces
- C2-5 C2-6 C2-7 C2-8 C4-5 C4-6 C4-7 C5 C6 C7 C8-4
With any capacity

#Public parking lots#:

- C1
Limited in capacity to 100 spaces
- C2 C4 C6 C7 C8
With capacity of more than 150 spaces
- C5 C7
With any capacity

* * *
* In the #Manhattan Core#, ~~Community Districts 1, 2, 3, 4, 5, 6, 7 and 8 in the Borough of Manhattan and a portion of Community Districts 1 and 2 in the Borough of Queens,~~ these #uses# are subject to the provisions of Article I, Chapter 3, and in #Long Island City#, as defined in Section 16-02 (Definitions), such #uses# are subject to the provisions of Article 1, Chapter 6.

* * *
Article III: Commercial District Regulations

* * *
**Chapter 6
Accessory Off-Street Parking and Loading Regulations**

* * *
**36-024
Applicability of regulations in the Manhattan Core and Long Island City Community Districts 1, 2, 3, 4, 5, 6, 7 and 8 in the Borough of Manhattan and a Portion of Community Districts 1 and 2 in the Borough of Queens**

Special regulations governing permitted or required #accessory# off-street parking and loading in the #Manhattan Core# are set forth in Article I, Chapter 3, and special regulations governing #accessory# off-street parking in #Long Island City#, as defined in Section 16-02 (Definitions), are set forth in Article 1, Chapter 6.

* * *
Article IV: Manufacturing District Regulations

* * *
**Chapter 2
Use Regulations**

* * *
**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.

Use Group 10A shall be limited to depositories for storage of office records, microfilm or computer tapes, or for data processing; docks for ferries; office or business machine stores, sales or rental; photographic or motion picture production studios; and radio or television studios.

In the #Manhattan Core# ~~Community Districts 1, 2, 3, 4, 5, 6, 7 and 8 in the Borough of Manhattan and a portion of Community Districts 1 and 2 in the Borough of Queens,~~ automobile rental establishments, #public parking garages# and #public parking lots# in Use Group 8C and 12D are subject to the provisions of Article I, Chapter 3, and in #Long Island City#, as defined in Section 16-02 (Definitions), #public parking garages# and #public parking lots# in Use Group 8C and 12D are subject to the provisions of Article I, Chapter 6.

* * *
**42-32
By the City Planning Commission**

In the districts indicated, the following #uses# are permitted by special permit of the City Planning Commission, in accordance with standards set forth in Article VII, Chapter 4.

* * *
M1-1 M1-2 M1-3 M2-1 M2-2 M3-1
#Public parking garages#** with capacity of more than 150 spaces

M1-4 M1-5 M1-6 M2-3 M2-4 M3-2
#Public parking garages#** with any capacity

M1 M2 M3
#Public parking lots# with capacity of more than 150 spaces**

* * *
** In the #Manhattan Core#, ~~Community Districts 1, 2, 3, 4, 5, 6, 7 and 8 in the Borough of Manhattan and a portion of Community Districts 1 and 2 in the Borough of Queens,~~ these #uses# are subject to the provisions of Article 1, Chapter 3, and in #Long Island City#, as defined in Section 16-02 (Definitions), such #uses# are subject to the provisions of Article 1, Chapter 6.

* * *
**Chapter 4
Accessory Off-Street Parking and Loading Regulations**

* * *
**44-022
Applicability of regulations in the Manhattan Core and Long Island City Community Districts 1, 2, 3, 4, 5, 6, 7 and 8 in the Borough of Manhattan and a Portion of Community Districts 1 and 2 in the Borough of Queens**

Special regulations governing permitted or required #accessory# off-street parking and loading in the #Manhattan Core# are set forth in Article I, Chapter 3, and special regulations governing #accessory# off-street parking in #Long Island City#, as defined in Section 16-02 (Definitions), are set forth in Article I, Chapter 6.

* * *
Article V: Non-Conforming Uses and Non-Complying Buildings

* * *
Chapter 2 - Non-Conforming Uses

* * *
**52-31
General Provisions**

For the purposes of this Chapter, a change of #use# is a change to another #use# listed in the same or any other Use Group. However, a change in ownership or occupancy shall not, by itself, constitute a change of #use#.

A #non-conforming use# may be changed to any conforming #use#, and the applicable district #bulk# regulations and #accessory# off-street parking requirements shall not apply to such change of #use# or to alterations made in order to accommodate such conforming #use#, but shall apply to any #enlargement#.

In all zoning districts which mandate compliance with the Quality Housing Program, the provisions of Article II, Chapter 8, shall apply to such change of #use#.

However, notwithstanding the provisions above, in Manhattan Community Districts 1, 2, 3, 4, 5 and 6, Brooklyn Community Districts 1, 2, 6 and 8, and Queens Community Districts 1 and 2, the #conversion# of non-residential floor area# to #residences# shall be subject to the provisions of Article I, Chapter 5 (Residential Conversion within Existing Buildings), unless such #conversions# meet the requirements for #residences# of Article II (Residence District Regulations).

A #non-conforming use# may be changed to another #non-conforming use# only in accordance with the provisions of this Chapter.

Any such change of #use# permitted by this Chapter shall conform to the applicable district regulations on #accessory# off-street loading berths as set forth in Section 52-41 (General Provisions) and on #accessory signs#, except that in #Residence Districts# such change shall conform to the regulations on #accessory signs# applicable in a C1 District.

In the #Manhattan Core#, ~~Community Districts 1, 2, 3, 4, 5, 6, 7 and 8 in the Borough of Manhattan and a portion of Community Districts 1 and 2 in the Borough of Queens,~~ a #non-conforming use# may be changed to an automobile rental establishment, #public parking garage# or #public parking lot# in Use Groups 8 and 12D only pursuant to the

provisions of Article I, Chapter 3, and in #Long Island City#, as defined in Section 16-02 (Definitions), a #non-conforming use# may be changed to a #public parking garage# or #public parking lot# in Use Groups 8 and 12D only pursuant to the provisions of Article I, Chapter 6.

In the case of a conflict between these provisions and retail continuity provisions that apply to the ground floor of #buildings#, a #non-conforming use# on the ground floor in such #building# may be changed only to a #conforming use#.

* * *
52-41
General Provisions

For #non-conforming use# in #Residence Districts#, #accessory# off-street parking spaces or loading berths shall be subject to the provisions of Sections 25-66 or 25-77 (Screening).

In the #Manhattan Core# Community Districts 1, 2, 3, 4, 5, 6, 7 and 8 in the Borough of Manhattan and a portion of Community Districts 1 and 2 in the Borough of Queens, #enlargements# or #extensions# of #nonconforming uses# which involve the provision of off-street parking are subject to the regulations set forth in Article I, Chapter 3, and in #Long Island City#, as defined in Section 16-02 (Definitions), such #enlargements# or #extensions# are subject to the regulations set forth in Article I, Chapter 6.

In the case of a conflict between these provisions and retail continuity provisions that apply to the ground floor of #buildings#, a #non-conforming use# on the ground floor in such #building# may be changed only to a #conforming use#.

* * *
Article VII: Administration

* * *
Chapter 3
Special Permits by the Board of Standards and Appeals

* * *
73-45
Modification of Off-Site Parking Provisions

In all districts, the Board of Standards and Appeals may modify the provisions regulating the location of #accessory# off-street parking spaces provided off the site, in accordance with the provisions of this Section which are applicable in the specified district. However, in no event shall #accessory# off-street parking spaces be permitted off-site in a #public parking garage#.

This Section shall not apply to the #Manhattan Core# Community Districts 1, 2, 3, 4, 5, 6, 7 and 8 in the Borough of Manhattan where the regulations set forth in Article I, Chapter 3, shall apply.

In all cases, the Board may impose appropriate conditions and safeguards to minimize adverse effects on the character of the surrounding area.

* * *
73-47
Rental of Accessory Off-Street Parking Spaces to Non-Residents

In C1 or C5 Districts, for a term not to exceed five years, the Board of Standards and Appeals may permit off-street parking spaces #accessory# to #residences# or #non-profit hospital staff dwellings# to be rented for periods of less than one week, to persons who are not occupants of such #residences# or #non-profit hospital staff dwellings#, provided that such rental of spaces conforms to the provisions set forth in Section 36-46 (Restrictions on Use of Accessory Off-Street Parking Spaces) and that the following special findings are made:

- (a) that the number of spaces to be rented or the location of access, thereto, is such as to draw a minimum of vehicular traffic to and through #streets# having predominantly #residential# frontages;
(b) that the total number of spaces to be rented to nonresidents does not exceed 100; and
(c) that where the total number of spaces to be rented to nonresidents exceeds 20, reservoir space is provided at the vehicular entrance to accommodate 10 automobiles or 20 percent of the spaces so rented, whichever amount is less.

The Board may impose appropriate conditions and safeguards to minimize adverse effects on the character of the surrounding area, including limitations on #signs# or requirements for the shielding of floodlights.

This Section shall not apply to the #Manhattan Core# Community Districts 1, 2, 3, 4, 5, 6, 7 and 8 in the Borough of Manhattan where the regulations set forth in Article I, Chapter 3, shall apply.

* * *
73-48
Exceptions to Maximum Size of Accessory Group Parking Facilities

The Board of Standards and Appeals may permit #accessory group parking facilities# with more than 150 spaces in #Commercial# or #Manufacturing Districts# or for hospital and related facilities in #Residence Districts# in accordance with the provisions of this Section provided that such provisions shall not apply to #accessory# off-street parking spaces provided in #public parking garages# in accordance with the provisions of Section 36-57 or 44-46 (Accessory Off-Street Parking Spaces in Public Parking Garages).

This Section shall not apply to the #Manhattan Core#

Community Districts 1, 2, 3, 4, 5, 6, 7 and 8 in the Borough of Manhattan where the regulations set forth in Article I, Chapter 3, shall apply.

* * *
74-52
Parking Garages or Public Parking Lots in High Density Central Areas

In C1-5, C1-6, C1-7, C1-8 or C1-9 Districts, the City Planning Commission may permit #public parking garages# or #public parking lots# with a capacity of not more than 100 spaces, and in C2-5, C2-6, C2-7, C2-8, C4-5, C4-5A, C4-5X, C4-6, C4-7, C6, C8-4, M1-4, M1-5, M1-6, M2-3, M2-4 or M3-2 Districts, the Commission may permit #public parking garages# with any capacity or #public parking lots# with more than 150 spaces, and in C5 and C6-1A Districts, the Commission may permit #public parking garages# or #public parking lots# with any capacity, provided that the applicable regulations set forth in Sections 36-53 (Width of Curb Cuts and Location of Access to the Street) or 44-43 (Location of Access to the Street), Sections 36-55 or 44-44 (Surfacing) and Sections 36-56 or 44-45 (Screening) are met.

* * *
The City Planning Commission may prescribe appropriate conditions and safeguards to minimize adverse effects on the character of the surrounding area including limitations on #signs#, or requirements for shielding of floodlights, for locations of entrances and exits, or for setback of any roof parking areas from #lot lines#.

This Section shall not apply to the #Manhattan Core# where the regulations set forth in Article I, Chapter 3, shall apply, except as provided in Section 13-06 (Previously Approved Special Permits or Authorizations).

* * *
74-53
Accessory Group Parking Facilities for Uses in Large-Scale Residential Developments or Large-Scale Community Facility Developments or Large-Scale General Developments

The City Planning Commission may permit #group parking facilities accessory# to #uses# in #large-scale residential developments# or #large-scale community facility developments# or #large-scale general developments# with more than the prescribed maximum number of parking spaces set forth in Sections 25-12, 36-12 and 44-12 (Maximum Size of Accessory Group Parking Facilities) or may permit modifications of the applicable provisions of Sections 25-11, 36-11 and 44-11 (General Provisions) so as to permit off-street parking spaces #accessory# to such #uses# to be located on the roof of a #building#.

As a condition of permitting such exceptions or modifications, the Commission shall make the following findings:

- (a) that such #use# is so located as to draw a minimum of vehicular traffic to and through local #streets# in residential areas;
(b) that such #use# has adequate reservoir space at the vehicular entrance to accommodate either 10 automobiles or five percent of the total parking spaces provided by the #use#, whichever amount is greater, but in no event shall such reservoir space be required for more than 50 automobiles;
(c) that the #streets# providing access to such #use# will be adequate to handle the traffic generated thereby; and
(d) that where roof parking is permitted, such roof parking is so located as not to impair the essential character or future use or development.

The City Planning Commission may prescribe appropriate conditions and safeguards to minimize adverse effects on the character of the surrounding area including requirements for shielding of floodlights, for locations of entrances and exits, or for setback of any roof parking areas from #lot lines#.

This Section shall not apply to the #Manhattan Core# Community Districts 1, 2, 3, 4, 5, 6, 7 and 8 in the Borough of Manhattan and a portion of Community Districts 1 and 2 in the Borough of Queens, where the regulations set forth in Article I, Chapter 3, shall apply, or to the #Long Island City#, as defined in Section 16-02 (Definitions), where the regulations set forth in Article I, Chapter 6 shall apply.

* * *
Article VIII: Special Purpose Districts

* * *
Chapter 1
Special Midtown District

* * *
81-30
OFF-STREET PARKING AND OFF-STREET LOADING REGULATIONS

81-31
General Provisions

The regulations of Article I, Chapter 3 (Comprehensive Off-Street Parking and Loading Regulations in the Manhattan Core Comprehensive Off-Street Parking Regulations in Community Districts 1, 2, 3, 4, 5, 6, 7 and 8 in the Borough of Manhattan and a portion of Community Districts 1 and 2 in the Borough of Queens) and the applicable underlying district regulations of Article III, Chapter 6, or Article IV, Chapter 4, relating to Off-Street Loading Regulations, shall apply throughout the #Special Midtown District#, except as otherwise provided in this Section.

81-311
Applicability of more restrictive provisions

In the event of a conflict between the provisions in this

Chapter and those contained in Article I, Chapter 3, the more restrictive provisions shall apply. For the purpose herein, the more restrictive provisions shall be considered those which permit:

- (a) fewer number of parking spaces;
(b) more exclusive use of parking spaces; and
(c) more limited location of curb cuts.

81-311
81-312
Prohibitions of off-street parking or off-street loading facilities

Notwithstanding the provisions of Article I, Chapter 3, prohibitions of off-street parking facilities or #accessory# off-street loading berths or restrictions as to their location or access, as provided in Sections 81-44 (Curb Cut Restrictions) or 81-84 (Mandatory Regulations and Prohibitions), may be waived only in accordance with the applicable provisions of Sections 81-44 or 81-84.

* * *
81-40
MANDATORY DISTRICT PLAN ELEMENTS

* * *
81-44
Curb Cut Restrictions

Along all avenues in Midtown and along 57th, 53rd, 42nd and 34th Streets, no driveway curb cuts for parking facilities or loading berths shall be permitted except for the following:

- (a) the Commissioner of Buildings may approve a curb cut where there are no alternative means of access to off-street loading berths from other #streets# bounding the #zoning lot#; or
(b) the City Planning Commission may authorize curb cuts where such curb cuts are needed for required loading berths. Such loading berths must be adjacent to a fully enclosed maneuvering area on the #zoning lot# at least equal in area to the area of the required loading berth and arranged so as to permit head-in and head-out truck movements to and from the #zoning lot#. The City Planning Commission will refer such applications to the Department of Transportation for their comment.

In addition, for #zoning lots# with frontage along such avenues and #streets# in Midtown where curb cuts are prohibited, the Commissioner of Buildings may waive required off-street loading berths pursuant to the provisions set forth in Section 13-35 (Modification of Loading Berth Requirements).

Where a curb cut is permitted as indicated in this Section, the maximum width of such curb cut shall be 15 feet for one-way traffic and 25 feet for two-way traffic. These curb cut requirements shall be in addition to any other applicable City rules or regulations concerning driveway curb cuts.

The above exceptions do not apply to Fifth Avenue, or between 43rd and 50th Streets, to Seventh Avenue or Broadway and no curb cuts shall be permitted in these cases. Between 43rd and 50th Streets, access to #accessory# off-street loading berths or off-street parking facilities shall not be permitted on Seventh Avenue or Broadway or, except where the length of a #narrow street block# frontage between the #street lines# of Seventh Avenue and Broadway exceeds 75 feet but is less than 125 feet, within 50 feet of the Seventh Avenue or Broadway #street line#. #Interior lots# between 43rd and 50th Streets with a #street# frontage only on Seventh Avenue or Broadway shall not contain loading berths.

* * *
81-70
SPECIAL REGULATIONS FOR THEATER SUBDISTRICT

* * *
81-73
Special Sign and Frontage Regulations

81-731
Special regulations for signs, transparency, banners and canopies

Within that area of the Theater Subdistrict whose boundaries are described in Section 81-72 (Use Regulations Modified), the following provisions apply along #wide street# frontages. Within the Theater Subdistrict Core, the following provisions also apply along #narrow street# frontages.

- (a) At least 50 percent of the #street wall# of a #development# or ground floor #enlargement# shall be glazed at the ground floor level with clear, untinted, transparent material and not more than 50 percent of such transparent surface shall be painted or obstructed with #signs#.

For the purpose of the glazing requirements, the #street wall# surface at the ground floor level shall be measured from the floor to the height of the ceiling or 14 feet above grade, whichever is less, and shall exclude any area of #street wall# occupied by #accessory# off-street loading berths or entrances and exits to #accessory# off-street parking provided pursuant to the required under provisions of Section 81-30 (OFF-STREET PARKING AND OFFSTREET LOADING REGULATIONS). For the purposes of this Section, clear, unobstructed openings in the surface of a #street wall# provided for a stairway entrance into a subway relocated onto a #zoning lot# in accordance with the requirements of Section 81-46 (Off-Street Relocation or Renovation

of a Subway Stair) or a through #block# connection provided in accordance with the requirements of paragraph (h) of Section 37-53 (Design Standards for Pedestrian Circulation Spaces) shall be treated as transparent glazed surfaces.

- (b) Canopies (as defined in the Building Code) and awnings shall not be permitted on the exterior of any #building#.

For the purposes of this Section, any #signs# which do not comply with the regulations of this Section may be continued for one year after May 13, 1982, provided that after the expiration of that period such #non-conforming sign# shall terminate; a #sign# which the Chairperson of the City Planning Commission certifies as an integral part of the #building# shall not be required to terminate.

Chapter 2
Special Lincoln Square District

82-50
OFF-STREET PARKING AND OFF-STREET LOADING REGULATIONS

The regulations of Article I, Chapter 3 (Comprehensive Off-Street Parking and Loading Regulations in the Manhattan Core Comprehensive Off-Street Parking Regulations in Community Districts 1, 2, 3, 4, 5, 6, 7 and 8 in the Borough of Manhattan and a portion of Community Districts 1 and 2 in the Borough of Queens) and the applicable underlying district regulations of Article III, Chapter 6, relating to Off-Street Loading Regulations, shall apply in the #Special Lincoln Square District# except as otherwise provided in this Section. In addition, the entrances and exits to all off-street loading berths shall not be located on a #wide street# except by authorization as set forth in this Section.

- (a) #Accessory# off-street parking spaces
#Accessory# off-street parking spaces are permitted only by the applicable special permit of the City Planning Commission pursuant to Section 13-46 (Special Permits for Additional Parking Spaces), inclusive 13-561 (Accessory off-street parking spaces).
(b) Curb cuts
The City Planning Commission may authorize curb cuts within 50 feet of the intersection of any two #street lines#, or on #wide streets# where such curb cuts are needed for off-street loading berths, provided the location of such curb cuts meets the findings in Section 13-553-13-441.
(c) Waiver of loading berth requirements
The City Planning Commission may authorize a waiver of the required off-street loading berths where the location of the required curb cuts would:
(1) be hazardous to traffic safety;
(2) create or contribute to serious traffic congestion or unduly inhibit vehicular and pedestrian movement; or
(3) interfere with the efficient functioning of bus lanes, specially designated streets or public transit facilities.

The Commission shall refer these applications to the Department of Transportation for its comments.

82-60
PUBLIC PARKING GARAGES

In that portion of the #Special Lincoln Square District# located within a C4-7 District, the City Planning Commission may permit #public parking garages# with any capacity pursuant to Section 74-52 (Parking Garages or Public Parking Lots in High Density Central Areas).

82-60
82-70
EXISTING PUBLICLY ACCESSIBLE OPEN AREAS OR OTHER PUBLIC AMENITIES

Chapter 4
Special Battery Park City District

84-00
GENERAL PURPOSES

84-031
Special permit uses

The following #uses# are permitted only by special permit of the City Planning Commission:

In Zone A, #public parking garages# as provided for in C5 Districts, pursuant to Section 74-52.

As a condition precedent to the granting of such special permit, the Commission shall make a finding that such #use# is located so as to minimize adverse effects on existing or future development in nearby areas or on the use or enjoyment of the #Esplanade# or other public facilities.

84-10
ZONE A GENERAL DISTRICT REGULATIONS

84-14
Parking Regulations and Curb Cuts

84-141
Accessory off-street parking spaces

Except as provided in Section 84-142 (Accessory off-street parking spaces for buildings containing hotel uses), #accessory# off-street parking spaces may be provided only for #residential uses# subject to the provisions of this Section. The ownership requirement for #accessory# off-street parking is satisfied by an interest commensurate with the interest of the principal #use#. Such #accessory# parking spaces shall be #completely enclosed#. No portion of any #accessory# parking facility may be constructed at a height of more than 23 feet above #curb level#. Except as otherwise provided in this Section, no #accessory# off-site parking shall be permitted. Parking facilities #accessory# to #residential uses# on a #zoning lot# shall contain no more than 200 off-street parking spaces or a number of spaces equal to 20 percent of the number of #dwelling units# on such #zoning lot#, whichever is less. The size in square feet of an #accessory# off-street parking facility, exclusive of entrance and exit ramps, shall not exceed 200 times the number of parking spaces provided.

#Accessory# parking facilities shall be constructed so that no exhaust vents open onto any #street# or park or onto the #Esplanade# and so that no portion of the facility, other than entrances and exits, is visible from adjoining #zoning lots#, #streets# or parks or the #Esplanade#.

The City Planning Commission may, upon application, authorize permitted #accessory# off-street parking spaces to be located anywhere within Zone A without regard for #zoning lot lines#, provided that the Commission shall find that:

- (a) the #accessory# off-street parking spaces and required curb cuts are located within subzones A-1, A-2 or A-3 for #zoning lots# within subzones A-1, A-2 or A-3, or within subzones A-5 or A-6 for #zoning lots# in subzones A-5 or A-6, as indicated in Appendices 2 and 3; parking setbacks in Appendices 2.5 and 3.4; and curb cut locations in Appendices 2.6 and 3.5;
(b) such #accessory# off-street parking spaces will be conveniently located in relation to the #buildings# containing #residences# to which such off-street spaces are #accessory#, and provided that all such spaces shall not be further than 600 feet from the nearest boundary of the #zoning lot# occupied by the #residences# to which they are #accessory#;
(c) such location of #accessory# off-street parking spaces will permit better site planning;
(d) the #accessory# off-street parking facility will not create or contribute to traffic congestion or unduly inhibit vehicular and pedestrian movement;
(e) the #accessory# off-street parking facility is located so as to draw a minimum of additional vehicular traffic to and through local residential #streets#; and
(d) such #accessory# off-street parking facility shall contain parking spaces #accessory# to #residential uses# only; and
(e) such parking facility complies with the findings in paragraphs (c)(1), (c)(2) and (c)(4) of Section 13-46 (Special Permits for Additional Parking Spaces).

Whenever off-street parking spaces are authorized to be located without regard to #zoning lot lines# in accordance with the provisions of this Section, the number of spaces generated by each #building# shall be recorded in that building's certificate of occupancy (temporary and permanent). In addition, any certificate of occupancy for the #accessory# off-street parking facility shall state the number of parking spaces authorized to be relocated from each #zoning lot#.

84-142
Accessory off-street parking spaces for buildings containing hotel uses

For the #zoning lot# south of First Place and east of Battery Place, #accessory# off-street parking spaces for hotel #uses# may be provided at the rate established for #transient hotels# in Section 13-12 (Permitted Parking for Non-Residential Uses) or 13-13 (Permitted Parking for Zoning Lots with Multiple Uses), as applicable, only in accordance with this Section. Such #accessory# parking facilities shall contain no more than 15 percent of the number of #transient hotel# rooms or 225 spaces, whichever is less. In the case of a #building# containing both #residential# and hotel #uses#, the number of #accessory# off-street parking spaces shall not exceed the number of spaces permitted for each #use# in accordance with this Section and Section 84-141 (Accessory off-street parking spaces); however, in no event may the maximum number of #accessory# off-street parking spaces exceed 225 spaces.

84-143
Off-street loading

Enclosed #accessory# off-street loading berths shall be provided in conformity with the requirements set forth in the following table and under rules and regulations promulgated by the Commissioner of Buildings for the #uses# listed in the table.

REQUIRED OFF-STREET LOADING BERTHS

Table with 3 columns: Type of #Use#, For #Floor Area# (in square feet), Required Berths. Row 1: Supermarkets, First 8,000, None.

Table with 3 columns: Category, Quantity, Value. Rows: Next 17,000 (1), Next 15,000 (1), Each additional 15,000 or fraction thereof (1), Hotels (First 100,000: None, Next 200,000: 1, Each additional 300,000 or fraction thereof: 1).

All required off-street loading berths shall have a minimum length of 33 feet, a minimum width of 12 feet and a minimum vertical clearance of 14 feet, except that required off-street loading berths for hotels, as permitted by Section 84-12 (Use Regulations), shall be allowed to have a minimum vertical clearance of 12 feet.

Article IX - Special Purpose Districts

Chapter 1
Special Lower Manhattan District

91-50
OFF-STREET PARKING, LOADING AND CURB CUT REGULATIONS

The off-street parking regulations of Article 1, Chapter 3 (Comprehensive Off-Street Parking and Loading Regulations in the Manhattan Core Comprehensive Off-Street Parking Regulations in Community Districts 1, 2, 3, 4, 5, 6, 7 and 8 in the Borough of Manhattan and a Portion of Community Districts 1 and 2 in the Borough of Queens) and the loading regulations of the underlying districts apply to the #Special Lower Manhattan District#, except as supplemented or modified by the provisions of this Section.

91-511
Authorization for off-site parking facilities for converted buildings

The City Planning Commission may authorize #accessory# residential off-site parking spaces for #non-residential buildings# erected prior to January 1, 1977, or portions thereof, that are #converted# to #residential use#, to be provided in a fully-enclosed #building# on a #zoning lot# within the #Special Lower Manhattan District# other than the #zoning lot# that contains the #residential use#, provided the Commission finds that:

- (a) such #accessory# off-site parking spaces are conveniently located in relation to the #residential use#, and in no case further than 600 feet from the #zoning lot# containing the #residential use#;
(b) such location of the #accessory# off-site parking facility will permit better site planning for the #building converted# to #residential use#;
(c) the #accessory# off-site parking facility will not create or contribute to traffic congestion or unduly inhibit vehicular and pedestrian movement;
(d) that the #accessory# off-site parking facility is located so as to draw a minimum of additional vehicular traffic to and through local residential #streets#; and
(c) that such #accessory# off-site parking facility shall contain parking spaces #accessory# only to #residential uses#; and
(d) such parking facility complies with findings in paragraphs (c)(1), (c)(2) and (c)(4) of Section 13-46 (Special Permits for Additional Parking Spaces).

The number of #accessory# off-site parking spaces authorized in accordance with the provisions of this Section shall be recorded on the certificates of occupancy, temporary and permanent, for both the #residential use# and the #accessory# off-site parking facility.

91-52
Curb Cut Regulations

All curb cuts shall be prohibited on #streets# indicated on Map 5 in Appendix A, except that:

- (a) The Commissioner of Buildings may approve a curb cut where there are no alternative means of access to required off-street loading berths from other #streets# bounding the #zoning lot#.
(b) The City Planning Commission may authorize curb cuts for loading berths, provided:
(1) such loading berths are adjacent to a fully enclosed maneuvering area on the #zoning lot#;
(2) such maneuvering area is at least equal in size to the area of the loading berth; and
(3) there is adequate space to permit head-in and head-out truck movements to and from the #zoning lot#.

The City Planning Commission may refer such applications to the Department of Transportation for comment.

- (c) The City Planning Commission may authorize curb cuts for #accessory# parking for #residences#, provided such curb cuts:
(1) will not create or contribute to serious traffic congestion or unduly inhibit

vehicular and pedestrian movement; and

- (2) will not interfere with the efficient functioning of required pedestrian circulation spaces, or public transit facilities.

The City Planning Commission may refer such applications to the Department of Transportation for comment.

No curb cuts may be approved or authorized on Battery Place, Broad Street, Broadway, Liberty Street west of Broadway, Park Row South or Wall Street.

In addition, for #zoning lots# with frontage on #streets# where curb cuts are prohibited, the Commissioner of Buildings may waive required off-street loading berths pursuant to the provisions set forth in Section 13-35 (Modification of Loading Berth Requirements).

Where a curb cut is approved or authorized pursuant to this Section, the maximum width of a curb cut, including splays, shall be 15 feet for a #street# with one-way traffic and 25 feet for a #street# with two-way traffic.

* * *

**Chapter 2
Special Park Improvement District**

**92-00
GENERAL PURPOSES**

* * *

**92-05
Maximum Number of Accessory Off-Street Parking Spaces**

Within the portion of the #Special Park Improvement District# located within the #Manhattan Core#, the provisions of Article I, Chapter 3 (Comprehensive Off-Street Parking and Loading Regulations in the Manhattan Core) shall apply, inclusive. For all other portions of the #Special Park Improvement District#, the provisions of this Section shall apply.

In no case shall the number of #accessory# off-street parking spaces for a #residential use# exceed 40 percent of the number of #dwelling units#. In no case shall curb cuts for vehicular access be located on Fifth Avenue or Park Avenue or on a #street# within 50 feet of its intersection with the #street line# of Fifth Avenue or Park Avenue. No off-site #accessory# off-street parking facilities for any #use# shall be permitted within the Special District. All parking spaces #accessory# to #residences# shall be designed and operated exclusively for the long term storage of the private passenger motor vehicles used by the occupants of such #residences#.

The parking requirements set forth in Sections 25-21, 25-31, 36-21 or 36-31 shall not apply to any #development# for which the Commissioner of Buildings has certified that there is no way to provide the required parking spaces with access to a #street# in conformity with the provisions of this Section.

The maximum number of permitted, and the minimum number of required #accessory# off-street parking spaces, for #zoning lots# in the area of the Special District located within Manhattan Community District 8, are set forth in Article I, Chapter 3.

* * *

**Chapter 3
Special Hudson Yards District**

**93-00
GENERAL PURPOSES**

* * *

**93-05
Applicability of District Regulations**

* * *

**93-052
Applicability of Article I, Chapter 3**
#Public parking lots# authorized pursuant to Section 13-552 prior to January 19, 2005, and #accessory# off-street parking facilities for which a special permit has been granted pursuant to Section 13-561 prior to January 19, 2005, may be renewed subject to the terms of such authorization or special permit.

The provisions of Article I, Chapter 3, in their entirety shall be applied to Subdistrict F. The following provisions of Article I, Chapter 3 governing #automated parking facilities#, as defined in Section 13-02 (Definitions), automobile rental establishments, commercial vehicle parking, and off-street loading berths shall apply to Subdistricts A, B, C, D and E, as applicable:

- (a) for #automated parking facilities#, the provisions of Section 13-101 (Calculating parking spaces in automated parking facilities), paragraph (b) of Section 13-25 (Reservoir Spaces), and paragraph (b) of Section 13-27 (Minimum and Maximum Size of Parking Facilities);
- (b) for automobile rental establishments, the provisions of Section 13-15 (Permitted Parking for Automobile Rental Establishments, paragraph (b) of Section 13-22 (Enclosure and Screening Requirements), Section 13-241 (Location of curb cuts), paragraph (b) of Section 13-242 (Maximum width of curb cuts), paragraph (c) Section 13-25, and paragraph (c) of Section 13-27;
- (c) for commercial vehicle parking, the provisions of Section 13-16 (Permitted Parking for Car Sharing Vehicles and Commercial Vehicles); and
- (d) for off-street loading berths, the provisions of Section 13-30 (OFF-STREET LOADING REGULATIONS IN THE MANHATTAN CORE), inclusive.

Additional provisions of Article I, Chapter 3, shall be applicable as specified in Section 93-80, inclusive.

* * *

**93-80
OFF-STREET PARKING REGULATIONS**

In Subdistricts A, B, C, D and E, the regulations governing permitted and required #accessory# off-street parking spaces of Article I, Chapter 3 (Comprehensive Off-Street Parking and Loading Regulations in the Manhattan Core

Comprehensive Off-Street Parking Regulations in Community Districts 1, 2, 3, 4, 5, 6, 7 and 8 in the Borough of Manhattan and a Portion of Community Districts 1 and 2 in the Borough of Queens) and Article II, Chapter 5; Article III, Chapter 6; and Article IV, Chapter 4 (Accessory Off-Street Parking and Loading Regulations) shall not apply except as set forth in this Section. In lieu thereof, the provisions of this Section, inclusive, shall apply.

In Subdistrict F, the regulations of Article I, Chapter 3, shall apply.

* * *

**93-821
Permitted parking when the reservoir surplus is greater than or equal to zero**

When the #reservoir surplus# is greater than or equal to zero, off-street parking spaces may be provided only in accordance with the provisions of this Section.

- (a) For #residences#, #accessory# off-street parking spaces may be provided for not more than 30 percent of the total number of #dwelling units#, except that where such #dwelling units# are comprised of #low income floor area#, #moderate income floor area# or #middle income floor area#, as defined in Section 23-911, #accessory# off-street parking spaces may be provided for not more than eight percent of the total number of such #dwelling units#.
- (b) For Use Group 5 #transient hotels#, the applicable provisions of Section 13-12 (Permitted Parking for Non-Residential Uses) ~~13-121~~ shall apply with respect to the number of permitted #accessory# off-street parking spaces, provided that the number of such spaces does not exceed 0.16 for every 1,000 square feet of #floor area#.
- (c) For Use Group 6B offices, not more than 0.16 #accessory# off-street parking spaces may be provided for every 1,000 square feet of #floor area#.

* * *

**93-822
Permitted parking when a reservoir deficit exists**

When a #reservoir deficit# exists, additional off-street parking spaces may be provided in accordance with the provisions of this Section. However, this Section shall not apply in the Eastern Rail Yard Subarea A1.

- (a) The number of permitted #accessory# off-street parking spaces for Use Group 5 hotels may exceed 0.16 for every 1,000 square feet of #floor area#, up to the number permitted by the applicable provisions of Section 13-12 (Permitted Parking for Non-Residential Uses) ~~Section 13-121~~.
- (b) The number of permitted #accessory# off-street parking spaces for Use Group 6B offices may be increased by up to 33 percent of the number permitted pursuant to Section 93-821, paragraph (b).

* * *

**93-823
Parking permitted by special permit**

When a #reservoir deficit# exists, the City Planning Commission may allow, by special permit, Use Group 6B offices to exceed the number of #accessory# off-street parking spaces permitted by Section 93-822, provided that: ~~in accordance with the provisions of Section 13-561, except that finding (a) of Section 13-561 shall not apply.~~

- (a) within the vicinity of the site, there are insufficient parking spaces available;
- (b) the facility will not create or contribute to serious traffic congestion nor unduly inhibit vehicular and pedestrian movement;
- (c) the facility is so located as to draw a minimum of vehicular traffic to and through local #residential streets#; and
- (d) adequate reservoir space is provided at the vehicular entrance to accommodate vehicles equivalent in number to 20 percent of the total number of parking spaces, up to 50 parking spaces, and five percent of any spaces in excess of 200 parking spaces, but in no event shall such reservoir spaces be required for more than 50 vehicles. However, in the case of a facility with a capacity of 10 vehicles or less, the Commission may waive this finding.

In addition, the Commission shall find that the number of #accessory# off-street parking spaces in excess of the number permitted by Section 93-821, proposed to be added by the #development# or #enlargement# that is the subject of the application under review, does not exceed the #reservoir deficit#; and that such additional #accessory# off-street parking spaces, when added to the sum of the parking spaces specified in paragraphs (e)(2)(i), (e)(2)(ii) and (e)(2)(iii) of Section 93-821 does not exceed 5,905 spaces, except insofar as

the limit of 5,905 spaces set forth in paragraph (e)(2) has been adjusted pursuant to the provisions of paragraph (e)(3) of Section 93-821. In making such finding, the Commission shall not consider any prior certification or any special permit that has lapsed in accordance with the provisions of this Resolution.

* * *

**93-83
Use and Location of Parking Facilities**

The provisions of this Section shall apply to all off-street parking spaces within the #Special Hudson Yards District#.

- (a) All off-street parking spaces #accessory# to #residences# shall be used exclusively by the occupants of such #residences#. Except in the Eastern Rail Yard Subarea A1, all off-street parking spaces #accessory# to Use Group 5 #transient hotels# and Use Group 6B offices may be made available for public use. No #accessory# off-street parking spaces shall be located on a #zoning lot# other than the same #zoning lot# as the #use# to which they are #accessory#. The provisions of Section 13-141 (Location of accessory off-street parking spaces), inclusive, shall apply.
- (b) All off-street parking spaces shall be located within facilities that, except for entrances and exits, are:
 - (1) entirely below the level of any #street# or publicly accessible open area upon which such facility, or portion thereof, fronts; or
 - (2) located, at every level above-grade, behind #commercial#, #community facility# or #residential floor area#, so that no portion of such parking facility is visible from adjoining #streets# or publicly accessible open areas.

* * *

**Chapter 5
Special Transit Land Use District**

* * *

**95-00
GENERAL PURPOSES**

* * *

**95-09
Special Regulations for Accessory Off-Street Parking and Curb Cuts**

Within the portion of the #Special Transit Land Use District# located within the #Manhattan Core#, the provisions of Article I, Chapter 3 (Comprehensive Off-Street Parking and Loading Regulations in the Manhattan Core) shall apply, inclusive. For all other portions of the #Special Transit Land Use District#, the provisions of this Section shall apply.

On any #zoning lot# on which a transit easement volume is provided, the required #accessory# off-street parking requirements for #residential uses# of the applicable underlying districts shall be reduced to a maximum of 20 percent.

In no case within the Special District shall curb cuts for vehicular access be located on a #street# containing transit lines or on a #street# within 50 feet of its intersection with the #street lines# of such a #street#.

The #accessory# parking requirements shall not apply to any #development# or #enlargement# for which the Commissioner of Buildings has certified that there is no way to provide the required parking spaces with access to a #street# in conformity with the provisions of this Section.

* * *

**Chapter 6
Special Clinton District**

* * *

**96-10
PRESERVATION AREA**

* * *

**96-111
Off-street parking regulations**

#Accessory# off-street parking spaces, #public parking lots# or #public parking garages# are not permitted within the Preservation Area except by the applicable special permit as set forth in Section 13-46 (Special Permits for Additional Parking Spaces), inclusive Sections 13-561 (Accessory off-street parking spaces) and 13-562 (Public parking garages and public parking lots).

In addition, the Commission shall find that:

- (a) the property has been or will be vacated pursuant to the provisions of Section 96-108; and
- (b) the applicant has followed the relocation procedures set forth in Section 96-23.

* * *

**96-21
Special Regulations for 42nd Street Perimeter Area**

The provisions of this Section shall apply in all #Commercial Districts# within the area bounded by the following:

* * *

- (f) Special curb cut and parking provisions requirements
- No curb cuts shall be permitted on 42nd Street. The parking provisions requirements of the #Special Hudson Yards District# shall apply within the 42nd

Street Perimeter Area, as set forth in Section 93-80 (OFF-STREET PARKING REGULATIONS), except that such parking provisions requirements shall not apply to any #development# or #enlargement# for which a special permit was granted prior to January 19, 2005.

Any #development# or #enlargement# for which a building permit has been lawfully issued prior to December 31, 2004 shall comply with either the parking regulations in effect at the time the permit was issued, or the provisions requirements of this paragraph, (f).

* * *
Chapter 9
Special Madison Avenue Preservation District

* * *
99-00
GENERAL PURPOSES

* * *
99-06
Off-Street Parking Regulations

Within the portion of the #Special Madison Avenue District# located within the #Manhattan Core#, the provisions of Article I, Chapter 3 (Comprehensive Off-Street Parking and Loading Regulations in the Manhattan Core) shall apply, inclusive. For all other portions of the #Special Madison Avenue District#, the provisions of this Section shall apply.

Where #accessory# off-street parking is provided, in no case shall curb cuts for vehicular access be located on Madison Avenue or on a #street# within 50 feet of its intersection with the #street line# of Madison Avenue. No off-site #accessory# off-street parking facilities for any #use# shall be permitted within the Special District.

The maximum number of permitted, and the minimum number of required, #accessory# off-street parking spaces for #developments# or #enlargements# in the area of the Special District located within Community District 8 are set forth in Article I, Chapter 2.

* * *
Article X - Special Purpose Districts

* * *
Chapter 9 – Special Little Italy District

* * *
109-10
PRESERVATION AREA (Area A)

* * *
109-16
Parking Regulations

No #accessory# off-street parking is permitted or required for any #development# or #enlargement# in Area A, except as set forth herein.

The City Planning Commission, by special permit, may allow #accessory# off-street parking facilities for any #development# or #enlargement# on a #zoning lot# pursuant to the applicable authorization or special permit in Article I, Chapter 3 (Comprehensive Off-Street Parking and Loading Regulations in the Manhattan Core), provided that the following findings are made:

- (a) that such off-street parking spaces be used solely as #accessory# parking facilities for #residential use# and that the number of such spaces shall not exceed 20 percent of the total number of new #dwelling units#;
- (b) that within the vicinity of the site there is insufficient parking space available; and
- (c) that such parking facilities will not create or contribute to serious traffic congestion and will not unduly inhibit vehicular traffic or pedestrian flow.

The Commission may prescribe appropriate conditions and safeguards to minimize adverse effects on the character of the surrounding area, including requirements for shielding, color and intensity of lighting, screening and signage, or for location of entrances and exits.

* * *
109-30
HOUSTON STREET CORRIDOR (Area B)

* * *
109-35
Parking and Curb Cuts
~~109-351~~
Parking regulations

The parking regulations of the underlying district shall apply except that the City Planning Commission may permit additional #accessory# off-street parking facilities, or a reduction in the required amount of such facilities, provided the following findings are made:

- (a) that in the case of a reduction of such required facilities, there is sufficient parking available or, in the case of additional parking facilities, there is insufficient parking available within the vicinity of the site;
- (b) that such parking facilities will not create or contribute to serious traffic congestion and will not unduly inhibit vehicular traffic or pedestrian flow.

The Commission may prescribe appropriate conditions and safeguards to minimize adverse effects on the character of the surrounding area, including requirements for shielding,

color and intensity of lighting, screening and signage or for location of entrances and exits.

~~109-351~~
~~109-352~~
Curb cut regulations

There shall be not more than one curb cut on each #street line# frontage of a #zoning lot#.

* * *
Article XI - Special Purpose Districts

* * *
Chapter 7
Special Long Island City Mixed Use District

* * *
117-02
General Provisions

In harmony with the general purposes and content of this Resolution and the general purposes of the #Special Long Island City Mixed Use District#, the regulations of this Chapter shall apply within the #Special Long Island City Mixed Use District#. The regulations of all other Chapters of this Resolution are applicable, except as modified, supplemented or superseded 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.

- * * *
- (c) Regulations relating to #accessory# parking facilities, #public parking lots# and #public parking garages# within the Hunters Point Subdistrict, the Court Square Subdistrict and the Queens Plaza Subdistrict are set forth in Article I, Chapter 6 (Comprehensive Off-Street Parking Regulations in Long Island City) Chapter 3 (Comprehensive Off-Street Parking Regulations in Community Districts 1, 2, 3, 4, 5, 6, 7 and 8 in the Borough of Manhattan and in Portions of Community Districts 1 and 2 in the Borough of Queens), and such provisions are further modified by Section 117-54 (Off-street Parking and Loading Regulations).

* * *
117-54
Off-street Parking and Loading Regulations

- (a) The off-street parking provisions of Article I, Chapter 6 ~~Chapter 3~~, shall apply, except that:
 - (1) the prohibition of curb cuts accessing entrances and exits to #accessory# off-street parking facilities on certain #wide streets#, as set forth in paragraph (b) of Section 16-231 (Location of curb cuts), provisions of paragraph (b) of Section ~~13-142~~ (Additional regulations for permitted accessory off-street parking spaces) shall also apply to Northern Boulevard, Crescent Street and 23rd Street; and
 - (2) the provisions of paragraph (c) of Section 16-12 (Permitted Parking for Non-Residential Uses) ~~Section 13-133~~ (Community facility, commercial or manufacturing developments) shall be modified as follows: the maximum number of #accessory# off-street parking spaces permitted for a #development# or #enlargement# shall not exceed one space per 2,000 square feet of #floor area# or 250 spaces, whichever is less.
- (b) Curb cuts shall not be permitted within 40 feet of a #zoning lot line# that abuts the Sunnyside Yard.

* * *
Article XII - Special Purpose Districts

* * *
Chapter 1
Special Garment Center District

* * *
121-10
PRESERVATION AREA

* * *
121-11
Special Use Regulations

* * *
121-111
Use Group A

Changes of #use# to Use Group A #uses# are exempt from the #floor area# preservation requirements of Section 121-113. In Preservation Area P-1, in the case of a change of #use# of #floor area# to a Use Group 6B #use#, Use Group A #uses# may not be used to satisfy the preservation requirement. In Preservation Area P-2, in the case of a change of #use# of #floor area# to any #use# permitted by the underlying #use# regulations, Use Group A #uses# may not be used to satisfy the preservation requirement.

In Use Group 6A:

All #uses#

In Use Group 6C:

All #uses# except loan offices, telegraph offices and travel bureaus

In Use Group 6D:

All #uses#

In Use Group 9A:

Blueprinting or photostating establishments

Musical instrument repair shops
 Printing establishments, limited to 2,500 square feet of #floor area# per establishment for production

Typewriter or other small business machine sales, rentals or repairs

In Use Group 12B:

All #uses#

Additional #uses#:

#Accessory uses#

Automobile rental establishments

#Public parking lots# and #public parking garages#, pursuant to the provisions of Article I, Chapter 3 (Comprehensive Off-Street Parking and Loading Regulations in the Manhattan Core Comprehensive Off-Street Parking Regulations in Community Districts 1, 2, 3, 4, 5, 6, 7 and 8 in the Borough of Manhattan)

Wholesale establishments, with a minimum of 15 percent of #accessory# storage

Wholesale showrooms

* * *
121-40
PARKING PROVISIONS FOR REQUIREMENTS IN PRESERVATION AREA P-2

Within Preservation Area P-2, as shown in Appendix A of this Chapter, the underlying parking requirements shall not apply. In lieu thereof, the parking provisions regulations of the Special Hudson Yards District, as set forth in Section 93-80 (OFF-STREET PARKING) shall apply.

* * *
Chapter 3
Special Mixed Use District

* * *
123-70
PARKING AND LOADING

For #Special Mixed Use Districts# located within the #Manhattan Core#, the provisions of Article I, Chapter 3 (Comprehensive Off-Street Parking and Loading Regulations in the Manhattan Core) shall apply, inclusive, and for #Special Mixed Use Districts# located within #Long Island City#, as defined in Section 16-02 (Definitions), the provisions of Article I, Chapter 6 (Comprehensive Off-Street Parking Regulations in Long Island City) shall apply, inclusive. For all other #Special Mixed Use Districts#, the provisions of this Section, inclusive, shall apply.

* * *
Chapter 5
Special Southern Hunters Point District

* * *
125-50
PARKING REGULATIONS

The regulations governing permitted and required #accessory# off-street parking spaces of Article I, Chapter 6 (Comprehensive Off-Street Parking Regulations in Long Island City) Chapter 3 (Comprehensive Off-Street Parking Regulations in Community Districts 1, 2, 3, 4, 5, 6, 7 and 8 in the Borough of Manhattan and a Portion of Community Districts 1 and 2 in the Borough of Queens) and Article II, Chapter 5; Article III, Chapter 6; and Article IV, Chapter 4 (Accessory Off-Street Parking and Loading Regulations) shall apply, except as set forth in this Section.

* * *
125-53
Maximum Size of Permitted Accessory Group Parking Facilities

In the East River Subdistrict, Section 16-13 (Permitted Parking for Zoning Lots with Multiple Uses) ~~13-134~~ (Multiple use development) shall apply except that the maximum number of spaces shall be 780. Section 16-21 (Off-Site Parking) ~~13-141~~ (Location of accessory off-street parking spaces) shall not apply.

In the Newtown Creek Subdistrict, Section 16-13 ~~13-134~~ shall apply except that the maximum number of spaces shall not exceed 40 percent of the number of #dwelling units# within the #development# or #enlargement#.

Nos. 3, 4, 5 & 6
PIER 57
No. 3

CD 4 **C 130100 ZMM**
IN THE MATTER OF an application submitted by submitted by Hudson River Park Trust and Hudson Eagle LLC pursuant to Sections 197-c and 201 of the New York City Charter for the amendment of the Zoning Map, Section No. 8b, changing from an M2-3 District to an M1-5 District property bounded by:

1. a line perpendicular to the U.S. Bulkhead Line and passing through a point along such line at a distance of 80 feet southerly (as measured along the U.S. Bulkhead Line) from the point of intersection of the westerly prolongation of the southerly street line of West 16th Street and the U.S. Bulkhead Line;
2. a line midway between 11th Avenue and the U.S. Bulkhead Line;

3. a line 375 feet southerly of Course No. 1; and
4. the U.S. Pierhead Line;

as shown on a diagram (for illustrative purposes only) dated November 5, 2012.

No. 4

CD 4 C 130101 ZSM
IN THE MATTER OF an application submitted by Hudson River Park Trust and Hudson Eagle LLC pursuant to Sections 197-c and 201 of the New York City Charter, for the grant of a special permit pursuant to Section 62-834 of the Zoning Resolution to modify the use regulations of Section 62-241 (Uses on existing piers and platforms), the waterfront yard requirements of Section 62-332 (Rear yards and waterfront yards), the height and setback requirements of Section 62-342 (Developments on piers), the waterfront public access requirements of Section 62-57 (Requirements for Supplemental Public Access Areas), and the visual corridor requirements of Section 62-513 (Permitted obstructions in visual corridors), in connection with a proposed commercial development on property located at Pier 57, on the westerly side of 11th Avenue side between West 14th Street and West 16th Street (Block 662, Lot 3, and p/o Marginal Street, Wharf or Place), in an M1-5 District*.

*Note: The site is proposed to be rezoned by changing a M2-3 District to a M1-5 District under a concurrent related application C 130100 ZMM.

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

No. 5

CD 4 C 130102 ZSM
IN THE MATTER OF an application submitted by Hudson River Park Trust and Hudson Eagle LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-922 of the Zoning Resolution to allow large retail establishments (Use Group 6 and 10A uses) with no limitation on floor area, in connection with a proposed commercial development on property located at Pier 57, on the westerly side of 11th Avenue between West 14th Street and West 16th Street (Block 662, Lot 3, and p/o Marginal Street, Wharf or Place), in an M1-5 District*.

*Note: The site is proposed to be rezoned by changing an M2-3 District to an M1-5 District under a concurrent related application C 130100 ZMM.

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

No. 6

CD 4 C 130103 ZSM
IN THE MATTER OF an application submitted by Hudson River Park Trust and Hudson Eagle LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 13-561 of the Zoning Resolution to allow an enclosed attended accessory parking garage with a maximum capacity of 74 spaces on portions of the ground floor and caisson level of a proposed commercial development on property located at Pier 57, on the westerly side of 11th Avenue between West 14th Street and West 16th Street (Block 662, Lot 3, and p/o Marginal Street, Wharf or Place), in an M1-5 District*.

*Note: The site is proposed to be rezoned by changing an M2-3 District to an M1-5 District under a concurrent related application C 130100 ZMM.

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

NOTICE

In accordance with Section 7.6 of the Hudson River Park Act and Article 8 of the New York State Environmental Conservation Law (the State Environmental Quality Review Act (SEQRA)) and the regulations promulgated pursuant thereto, public notice is hereby given that a public hearing will be held on Wednesday January 23, 2013, at 10:00 A.M., in Spector Hall at the City of New York Department of City Planning, 22 Reade Street, in Lower Manhattan, to hear comments on the Draft Environmental Impact Statement (DEIS) regarding the proposed redevelopment of Pier 57 in Hudson River Park (the "Project"). Such public hearing will be held jointly with the City Planning Commission's Uniform Land Use Review Procedure (ULURP) public hearing concerning the Project. The proposed Project is located on the west side of the Miller Highway (Route 9A) between West 14th Street and West 16th Street (Block 662, Lot 3 and p/o Marginal Street Wharf or Place). It involves the redevelopment, reuse and enlargement of the historic Pier 57 structure including the headhouse as a world-class commercial, cultural, educational and public space destination with approximately 428,000 gross square feet of retail, restaurant, other commercial, and educational and cultural uses; 110,000 gross square feet of public open space; a 141 slip marina; and an approximately 75-space accessory parking garage. The Project would also modify the existing access routes to the pier to improve pedestrian access and allow for proper vehicular access and servicing. The Project is expected to be completed in 2015.

The Notice of Completion and the DEIS for the Project were issued in accordance with Article 8 of the State Environmental Quality Review Act by the lead agency,

Hudson River Park Trust ("HRPT"), on October 25, 2012 and both are available on <http://www.hudsonriverpark.org> or for public review at HRPT's offices at Pier 40, Suite 201, 353 West Street, New York, New York between the hours of 9:00 A.M. and 5:30 P.M., Monday through Friday, public holidays excepted. A CD of the entire DEIS and/or a paper copy of the executive summary of the DEIS are available at no charge upon request. A paper copy of the entire DEIS is available for purchase. Additionally, copies of the DEIS have been provided to federal, state, and local elected representatives, involved and interested agencies, Manhattan Community Boards #1, 2, and 4, and others. A full copy of the DEIS will be available for inspection at the public hearing. To inspect and/or obtain copies of the DEIS, please contact Noreen Doyle at the address above or by telephone at (212) 627-2020. Written comments may be submitted by e-mail to Pier57comments@hrpt.ny.gov or by mail to the attention of Noreen Doyle, Hudson River Park Trust, 353 West Street, Pier 40, 2nd floor, New York, NY 10014. Written comments, whether received at the Public Hearing or submitted directly to HRPT, will be afforded the same weight as oral testimony, and those wishing to submit lengthy or complex testimony are urged to do so in writing. Written comments on the DEIS following the hearing will be accepted until 5:00 P.M. on February 4, 2013.

As more particularly described in the DEIS and Land Use Review Application, the project would require discretionary approvals from HRPT, the City Planning Commission, the New York State Department of Environmental Conservation, and possibly other agencies, including the New York State Department of Transportation. With regard to City Planning Commission approvals, the following actions are required for the project: (1) Zoning Map Amendment to change the zoning of the project site from an M2-3 District to an M1-5 District; (2) Special Permit pursuant to (a) Section 62-834(b) - to modify the use regulations of Sections 62-241 (Uses on existing piers and platforms), the waterfront yard regulations of Section 62-332 (Rear yards and waterfront yards) and the height and setback requirements of Section 62-342 (Developments on piers); and (b) Section 62-834(c) - to modify the waterfront public access requirements of Section 62-57 (Requirements for Supplemental Public Access Areas) and the visual corridor requirements of Section 62-513 (Permitted obstructions in visual corridors); (3) Special Permit pursuant to Section 74-922 - to modify the use regulations of Section 32-10 (Uses Permitted As-of-Right) to allow large retail establishments with no limitation on floor area per establishment; (4) Special Permit pursuant to Section 13-561 - to allow an enclosed accessory parking garage with a maximum capacity of 74 spaces in a portion of the cellar level; and (5) Certification by the Chairperson of the City Planning Commission to the Department of Buildings or Department of Business Services, as applicable, pursuant to Section 62-811 that a site plan has been submitted showing compliance, as modified by the special permits, with the provisions of Section 62-50 (General Requirements for Visual Corridors and Waterfront Public Access Areas) and 62-60 (Design Requirements for Waterfront Public Access Areas).

Hudson River Park Trust, as lead agency, has classified the project as a SEQRA Type I action. The DEIS, which has been prepared in accordance with both City and State environmental review regulations and guidelines for the actions described above, discloses the range of potential environmental impacts that could result from the proposed project.

Potential significant adverse impacts have been identified in the areas of transportation (traffic and pedestrians) and noise. The DEIS includes discussions of potential mitigation measures to address the project's significant adverse impacts and of project alternatives.

BOROUGH OF BROOKLYN

No. 7

DCAS OFFICE SPACE

CD 5 N 130163 PXX
IN THE MATTER OF a Notice of Intent to acquire office space submitted by the Department of Citywide Administrative Services, pursuant to Section 195 of the New York City Charter for use of property located at 400 Liberty Avenue (Block 3705, Lot 16) (Department of Probation office).

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

j8-23

COMMUNITY BOARDS

PUBLIC HEARINGS

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

BOROUGH OF QUEENS

COMMUNITY BOARD NO. 13 - Thursday, January 24, 2013 at 7:00 P.M., Herbert Birch School (aka Christ the King), 145-02 Farmers Boulevard, Springfield Gardens, NY

BSA# 699-46-BZ

Gulf Station demolishing portion of existing structure to allow for a 3,485 sq. ft. convenience store located at 224-01 North Conduit Avenue.

BSA# 103-91 BZ

Property owner seeking an extension and amendment to a variance previously granted, existing automobile laundry at 248-18 Sunrise Highway.

j18-24

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

BOROUGH OF THE BRONX

COMMUNITY BOARD NO. 12 - Thursday, January 24, 2013 at 7:00 P.M., Community Board 12 Office, Town Hall, 4101 White Plains Road, Bronx, NY

BSA# 274-59-BZ

IN THE MATTER OF an extension of the term of variance at 3356-3358 Eastchester Road and 1510-1514 Tillotson Avenue.

j18-24

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

BOROUGH OF THE BRONX

COMMUNITY BOARD NO. 04 - Tuesday, January 22, 2013 at 6:00 P.M., Bronx Museum of the Arts, 1040 Grand Concourse, Bronx, NY

#C 130064ZMX

580 Gerard Avenue Rezoning
Public Hearing: zoning map amendment

j16-22

COMPTROLLER

ASSET MANAGEMENT

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Public Hearing will be held in the Municipal Building, 1 Centre Street, Room 650 conference room, on Tuesday, January 29, 2012 at 10:30 A.M. on the following item:

IN THE MATTER OF a proposed contract between the Office of the NYC Comptroller, acting on behalf of the New York City Employees' Retirement System and the New York City Police Pension Fund, Subchapter 2 (the "Systems") and such other additional Systems, funds and accounts as may be designated in writing from time to time by the Comptroller, and Northern Trust Investments, Inc. with its principal place of business at 50 South LaSalle Street, M-23, Chicago, IL 60603 U.S. Equity Large Cap Value Passive Index Investment Management Services. The term of the contract will commence on or about February 1, 2013 and will end December 31, 2015 with options to renew. The amount of the contract is not to exceed an estimated \$234,000. PIN 015 10813103 QI.

The proposed contractor was selected pursuant to a competitive sealed proposal process in accordance with Section 3-03 of the PPB Rules. A copy of draft contracts, or excerpts 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 January 18, 2013 through January 29, 2013 between 9:00 A.M. and 5:00 P.M.

j18

DESIGN & CONSTRUCTION

NOTICE

PLEASE TAKE NOTICE, that in accordance with Section 201-204 (inclusive) of the New York State Eminent Domain Procedure Law ("EDPL"), a public hearing will be held by the New York City Department of Design and Construction, on behalf of the City of New York in connection with the acquisition of certain properties for the construction of sanitary and storm sewers, water mains and appurtenances in Alverson Avenue between Mason Boulevard and McBaine Avenue - Borough of Staten Island.

The time and place of the hearing is as follows:

Date: January 29, 2013
Time: 10:00 A.M.
Location: Community Board No. 3
Woodrow Plaza
655 Rossville Avenue
Staten Island, NY 10309

The purpose of this hearing is to inform the public of the proposed acquisition of certain street beds and to review the public use to be served by the project and the impact on the environment and residents. The scope of this Capital Project includes construction of sanitary and storm sewers, water mains and appurtenances in the Alverson Avenue area.

The properties proposed to be acquired are located in the Borough of Staten Island as follows:
Alverson Avenue from Mason Boulevard to McBaine Avenue as shown on Damage and Acquisition Map No. 4206.

The properties affected include the following areas as shown on the Tax Map of the City of New York for the Borough of Staten Island:

- Bed of Alverson Avenue, Adjacent to Block 6110, Adjacent to Lot 32;
- Bed of Alverson Avenue, Adjacent to Block 6142, Adjacent to Lot 37;

- Bed of Alverson Avenue, Adjacent to Block 6143, Adjacent to Lot 25.

There are no proposed alternate locations.

Any person in attendance at this meeting shall be given a reasonable opportunity to present oral or written statements and to submit other documents concerning the proposed acquisition. Each speaker shall be allotted a maximum of five (5) minutes. In addition, written statements may be submitted to the General Counsel at the address stated below, provided the comments are received by 5:00 P.M. on February 2, 2013 (5 working days from public hearing date).

NYC Department of Design and Construction
Office of General Counsel, 4th Floor
30 – 30 Thomson Avenue
Long Island City, NY 11101

Please note: Those property owners who may subsequently wish to challenge condemnation of their property via judicial review may do so only on the basis of issues, facts and objections raised at the public hearing.

j14-18

DISTRICTING COMMISSION

■ PUBLIC MEETING

NOTICE IS HEREBY GIVEN THAT, in accordance with Section 51 of the New York City Charter, the City of New York 2012-2013 Districting Commission will hold a public meeting on January 23, 2013 at 6:00 P.M. at John Jay College of Criminal Justice, Faculty Dining Room, 3rd Floor, 860 11th Avenue (between W. 58th and W. 59th Streets), New York, NY 10019. This meeting will be open to the public, but will not provide an opportunity for public testimony. The meeting location is fully accessible to those with physical disabilities.

j16-23

EMPLOYEES RETIREMENT SYSTEM

■ INVESTMENT MEETING

Please be advised that the next Investment Meeting of the Board of Trustees of the New York City Employee's Retirement System has been scheduled for Tuesday, January 22, 2013 at 9:30 A.M. to be held at the New York City Employee's Retirement System, 335 Adams Street, 22nd Floor Boardroom, Brooklyn, NY 11201-3751.

j15-22

EQUAL EMPLOYMENT PRACTICES COMMISSION

■ MEETING

The next meeting of the Equal Employment Practices Commission will be held in the Commission's Conference Room/Library at 253 Broadway, (Suite 602) on Thursday, January 24th, 2013 at 9:15 A.M.

j17-24

INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS

LEGAL/FRANCHISE

■ PUBLIC HEARINGS

NOTICE OF A FRANCHISE AND CONCESSION REVIEW COMMITTEE ("FCRC") PUBLIC HEARING to be held on Monday, February 11, 2013 commencing at 2:30 P.M. at 22 Reade Street, Borough of Manhattan on the following items: 1) a proposed information services franchise agreement between the City of New York and Stealth Communications Services, LLC; 2) a proposed telecommunications services franchise agreement between the City of New York and Stealth Communications Services, LLC; 3) a proposed information services franchise agreement between the City of New York and United Federal Data of New York, LLC; and 4) a proposed telecommunications services franchise agreement between the City of New York and United Federal Data of New York, LLC. The proposed franchise agreements authorize the franchisees to install, operate and maintain facilities on, over and under the City's inalienable property to provide either information services or telecommunications services as defined in the respective franchise agreements. The proposed franchise agreements have a term ending June 30, 2020, subject to possible renewal to December 1, 2027, and compensation to the City will begin, at 20 cents per linear foot in Manhattan and 15 cents per linear foot in other boroughs, escalating two cents a quarter thereafter, subject to certain minimum payments.

A copy of the proposed franchise agreements may be viewed at The Department of Information Technology and Telecommunications, 2 Metrotech Center, 4th Floor, Brooklyn, New York 11201, commencing January 18, 2013 through Monday, February 11, 2013, between the hours of 9:30 A.M. and 3:30 P.M., excluding Saturdays, Sundays and holidays. Hard copies of the proposed franchise agreements may be obtained, by appointment, at a cost of \$.25 per page. All payments shall be made at the time of pickup by check or money order made payable to the New York City Department of Finance. The proposed franchise agreements may also be obtained in PDF form at no cost, by email request. Interested parties should contact Roxanne Chambers at (212) 788-6610 or by email at RChambers@doitt.nyc.gov.

NOTE: Individuals requesting sign language interpreters at the public hearing should contact the Mayor's Office of Contract Services, Public Hearing Unit, 253 Broadway, 9th Floor, New York, New York 10007, (212) 788-7490, no later than SEVEN (7) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING. TDD users should call Verizon relay service.

The Hearing may be cablecast on NYCMedia channels.

● j18-f11

LANDMARKS PRESERVATION COMMISSION

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that pursuant to the provisions of Title 25, chapter 3 of the Administrative Code of the City of New York (Sections 25-307, 25-308, 25,309, 25-313, 25-318, 25-320) (formerly Chapter 8-A, Sections 207-6.0, 207-7.0, 207-12.0, 207-17.0, and 207-19.0), on Tuesday, **January 22, 2013 at 9:30 A.M.** in the morning of that day, a public hearing will be held in the Conference Room at 1 Centre Street, 9th Floor, Borough of Manhattan with respect to the following properties and then followed by a public meeting. Any person requiring reasonable accommodation in order to participate in the hearing or attend the meeting should call or write the Landmarks Commission no later than five (5) business days before the hearing or meeting.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF QUEENS 13-5380 - Block 1280, lot 12-35-30 81st Street - Jackson Heights Historic District
A neo-Georgian style apartment building designed by M.W. Weinstein and built in 1940. Application is to alter areaway and to install barrier-free access ramps, a new stairway, railings, and doors and windows. Community District 3.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF QUEENS 13-8666 - Block 8031, lot 1-600 West Drive - Douglaston Historic District
An altered Greek Revival style house, built in 1819 and converted to a clubhouse, with additions built in 1917 and 1921. Application to modify a railing and install a barrier free access lift. Community District 11.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 13-8277 - Block 154, lot 17-372 Fulton Street - (Former) Gage & Tollner Restaurant - Individual Landmark - Interior Landmark
A late Italianate style townhouse built c. 1875, with a neo-Grec style storefront and ground floor restaurant interior installed in 1889-92. Application is to legalize exterior and interior alterations performed without Landmarks Preservation Commission permits. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 13-4753 - Block 1171, lot 57-188 Underhill Avenue - Prospect Heights Historic District
A Renaissance Revival style store and flats building built c. 1915. Application is to construct a rear yard addition. Zoned R8X. Community District 8.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 13-6444 - Block 143, lot 25-14 Jay Street - Tribeca West Historic District
A neo-Grec style store and loft building designed by Berger & Baylies and built in 1882. Application is to reconstruct a stair bulkhead and install a mechanical enclosure, fence, and railing. Community District 1.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 13-7939 - Block 172, lot 5-372 Broadway - Tribeca East Historic District
An Italianate style store and loft building built in 1852-54. Application is to construct a rooftop addition, alter the lot-line facade and fire-escapes, and install storefront infill. Zoned C6-4A. Community District 1.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 13-8032 - Block 174, lot 16-257 Church Street - Tribeca East Historic District
An Italianate style store and loft building built in 1865-67. Application is to install storefront infill and a barrier-free access ramp. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 13-8533 - Block 501, lot 15-130 Prince Street, aka 130-136 Prince Street - SoHo-Cast Iron Historic District
A garage building built in 1925. A garage building built in 1925. Application is to alter the ground floor and to install storefront infill, and a decorative sidewalk. Zoned M1-5A. Community District 2.

MODIFICATION OF USE AND BULK
BOROUGH OF MANHATTAN 13-9203 - Block 501, lot 15-130 Prince Street, aka 130-136 Prince Street - SoHo-Cast Iron Historic District
A garage building built in 1925. Application is to request that the Landmarks Preservation Commission issue a report to the City Planning Commission relating to an application for a Modification of Use Pursuant to Section 74-711 of the Zoning Resolution. Zoned M1-5A. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 13-5673 - Block 615, lot 79-107 Greenwich Avenue - Greenwich Village Historic District
A Greek Revival style house built in 1842 and altered in the early 20th Century. Application is to alter the rear facade, excavate the cellar, construct a rear yard addition, and construct a rooftop bulkhead. Zoned C1-6. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 13-8569 - Block 590, lot 53-289 Bleecker Street - Greenwich Village Historic District
A vernacular building built c.1870-80. Application is to replace storefront infill. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 13-8203 - Block 617, lot 36-234 West 13th Street, aka 110-118 Greenwich Avenue - Greenwich Village Historic District
A neo-Grec style apartment house designed by George F. Pelham and built in 1882. Application is to alter the ground floor and replace storefront infill. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 13-8328 - Block 576, lot 56-31-33 West 12th Street - Greenwich Village Historic District
A Romanesque Revival style apartment building built in 1893-94, and altered in 1900-01 by J. B. Snook and Sons.

Application is to enlarge windows at the penthouse. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 13-7960 - Block 527, lot 27-10 Downing Street - Greenwich Village Historic District
Extension II
A Moderne style multiple dwelling designed by Stephen L. Heidrich and built in 1940. Application is to install an awning. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 13-7089 - Block 462, lot 30-103 2nd Avenue - East Village/Lower East Side Historic District
An altered neo-Grec style apartment building designed by Julius Boeckell and constructed in 1868 and altered in 1922 by F.W. Klemt. Application is to install a flue. Community District 3.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 13-8347 - Block 718, lot 1-440 West 21st Street - Chelsea Historic District
An ensemble of English Collegiate Gothic style building built largely between 1883-1902, designed primarily by Charles Coolidge Haight. Application is to replace a barrier-free access lift with a ramp. Community District 4.

BINDING REPORT
BOROUGH OF MANHATTAN 13-8879 - Block 1257, lot 1-476 Fifth Avenue - The New York Public Library - Individual Landmark
A Beaux-Arts style library building designed by Carrere & Hastings and built in 1898-1911. Application is to install rooftop mechanical equipment, replace windows, modify a window opening and modify the loading dock gate. Community District 5.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 13-8833 - Block 1197, lot 39-10 West 84th Street - Upper West Side/Central Park West Historic District
Four rowhouses erected c. 1885-90, and altered in 1974-77 as a Modern style school by William Roper. Application is to alter the facades and modify window openings. Community District 7.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 13-7900 - Block 1212, lot 7501-446 Columbus Avenue - Upper West Side/Central Park West Historic District
A Romanesque Revival style apartment hotel designed by Edward L. Angell and built in 1889-91. Application is to replace storefront infill. Community District 7.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 13-8114 - Block 1386, lot 33-740 Park Avenue - Upper East Side Historic District
An Art Deco style apartment building designed by Rosario Candela and built in 1929-30. Application is to install through-the-wall air conditioning units. Community District 8.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 13-8463 - Block 1413, lot 11-119 East 78th Street - Upper East Side Historic District
A residence built in 1871, later altered in 1936 by Harvey Stevenson & Eastman Studds in the neo-Classical style. Application is to alter the areaway and enlarge a door. Community District 8.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 12-8433 - Block 1522, lot 58-1440 Lexington Avenue - Carnegie Hill Historic District
A flats building designed by Frederick T. Camp and built in 1882-83. Application is to construct a rear addition and excavate the cellar. Zoned C1-8X. Community District 8.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF THE BRONX 13-7779 - Block 5822, lot 2692-430 West 250th Street - Fieldston Historic District
A free-standing Mediterranean Revival style house designed by W. Stanwood Phillips and built in 1928-29. Application is to alter the facade; enlarge window openings; and alter the gutter system and eaves. Community District 8.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF THE BRONX 12-7982 - Block 5937, lot 498-5255 Sycamore Avenue - Riverdale Historic District
A Colonial Revival style carriage house designed by Brite and Bacon and built in 1901. Application is to construct dormer windows. Community District 8.

BINDING REPORT
BOROUGH OF THE BRONX 13-9137 - Block 2941, lot 1-1700 Fulton Avenue - Crotona Park Center - Individual Landmark
An Art Moderne style pool complex designed by Henry Magoon and Aymar Embury II, landscape architects Gilmore D. Clarke and Allyn R. Jennings, and civil engineers W. Earle Andrews and William H. Latham. Application is to install paving, fencing, spray showers, and shade structures. Community District 3.

j8-22

OFFICE OF THE MAYOR

■ PUBLIC HEARINGS

NOTICE OF PUBLIC HEARING ON PROPOSED LOCAL LAWS

PURSUANT TO STATUTORY REQUIREMENT, NOTICE IS HEREBY GIVEN that proposed local laws numbered and titled hereinafter have been passed by the Council and that a public hearing on such proposed local laws will be held in the Blue Room at City Hall, Borough of Manhattan, New York City, on **Thursday, January 24, 2013 at 3:00 P.M.:**

Int. 967 - in relation to the issuance of orders for repairs to buildings.

Int. 995 - in relation to the date of submission by the mayor of a preliminary management report and the date prior to which the council shall conduct public hearings...

Michael R. Bloomberg
Mayor

NOTE: Individuals requesting Sign Language Interpreters should contact the Mayor's Office of City Legislative Affairs, 253 Broadway, 14th Floor, New York, NY 10007, (212) 788-3678, no later than five business days prior to the public hearing.

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TRANSPORTATION

■ PUBLIC HEARINGS

COMMUTER VAN SERVICE AUTHORITY 6 Year Renewal

NOTICE IS HEREBY GIVEN THAT the Department of Transportation is conducting a public hearing on the six year renewal of a New York City Commuter Van Authority in the Borough of Brooklyn. The van company requesting the renewal is Ogo Van Service Corporation. The address is 115-45 148th Street, South Ozone Park, NY 11436. The applicant currently utilizes 3 vans daily to provide service 18 hours a day.

There will be a public hearing held on Friday, February 15, 2013 at the Brooklyn Borough Hall, Community Room, 209 Joralemon Street, Brooklyn, New York 11201, from 2:00 P.M. - 4:00 P.M. so that you may have an opportunity to voice your position on this application. In addition, written comments in support or in opposition to this application may be sent to Ms. Dorothy Szorc at the New York City Department of Transportation, Division of Planning and Sustainability, 55 Water Street, 9th Floor, NY 10041, no later than February 15, 2013. Any written comments received after this date may not be considered. Those opposing the application must clearly specify why the proposed service will not meet present and/or future public convenience and necessity.

j14-18

COMMUTER VAN SERVICE AUTHORITY 6 Year Renewal & Expansion of Vans

NOTICE IS HEREBY GIVEN THAT the Department of Transportation is conducting a public hearing on the six year renewal and an expansion of vans of a New York City Commuter Van Authority in the Borough of Queens. The van company requesting the renewal is JAH LOVE Transportation. The address is 582 East 88th Street, 2nd Floor, Brooklyn, NY 11236. The applicant currently utilizes 2 vans daily to provide service 24 hours a day.

There will be a public hearing held on Friday, February 22, 2013 at the Queens Borough Hall, 120-55 Queens Blvd., in Conference Room 213, Part 2, Kew Gardens, New York 11424 from 2:00 P.M. - 4:00 P.M. so that you may have an opportunity to voice your position on this application. In addition, written comments in support or in opposition to this application may be sent to Ms. Dorothy Szorc at the New York City Department of Transportation, Division of Planning and Sustainability, 55 Water Street, 9th Floor, NY 10041 no later than February 22, 2013. Any written comments received after this date may not be considered. Those opposing the application must clearly specify why the proposed service will not meet present and/or future public convenience and necessity.

☛ j18-25

PROPERTY DISPOSITION

CITYWIDE ADMINISTRATIVE SERVICES

ASSET MANAGEMENT

■ SALE BY SEALED BID

PROPOSED LEASES OF CERTAIN NEW YORK CITY REAL PROPERTY SEALED BID PUBLIC LEASE AUCTION

PUBLIC NOTICE IS HEREBY GIVEN THAT The Department of Citywide Administrative Services, Asset Management will conduct a Sealed Bid Public Lease Auction pertaining to Long-Term Leases, Short-Term Leases and Licenses on January 23, 2013, at 1 Centre Street, 18th floor Bid Room, New York, New York 10007. Sealed bids will be accepted from 10:00 A.M. to 11:00 A.M. and opened at 11:00 A.M.

The offerings, including Terms and Conditions and Special Terms and Conditions, are set forth in a brochure which will be available on December 14, 2012. For further information, including a brochure and a bid packet, please visit the DCAS website after December 14, 2012 at nyc.gov/dcass, or contact us at (212) 386-0335.

In accordance with Section 384 of the City Charter, long term leases will be offered for the first two properties listed below at Sealed Bid Public Lease Auction. A Public Hearing was held on August 15, 2012 at 22 Reade Street, in the Borough of Manhattan in the matter of the two properties listed below.

Brooklyn, Block 6036, Part of Lot 1

Property Address: 8501 Fifth Avenue
Property Type: Ground floor retail store and basement space
Minimum Annual Bid: \$99,960
Inspection Dates: Monday, January 7, 2013, 11:00 A.M. to 12:00 P.M.
Tuesday, January 15, 2013, 10:00 A.M. to 11:00 A.M.

Brooklyn, Block 6036, Part of Lot 1

Property Address: 8509 Fifth Avenue
Property Type: Ground floor retail store and basement space
Minimum Annual Bid: \$85,680

Inspection Dates: Monday, January 7, 2013, 10:00 A.M. to 11:00 A.M.
Tuesday, January 15, 2013, 11:00 A.M. to 12:00 P.M.

In accordance with New York Administrative Code Section 4-203, the properties listed below will be offered at Sealed Bid Public Lease Auction:

Queens, Block 3880, Lot 91

Property Description: Unimproved land located approximately 167 feet from the north west corner of Margaret Place and Trotting Course Lane

Minimum Monthly Bid: \$9,000
Inspection Dates: Tuesday, January 8, 2013, 11:00 A.M. to 12:00 P.M.
Monday, January 14, 2013, 11:00 A.M. to 12:00 P.M.

Brooklyn, Block 2896, Lot 999

Property Description: Unimproved land (bed-of-street) located at the bed of Skillman Avenue between Morgan Avenue and Vandervoort Avenue

Minimum Monthly Bid: \$6,200
Inspection Dates: Friday, January 4, 2013, 11:00 A.M. to 12:00 P.M.
Wednesday, January 9, 2013, 1:00 P.M. to 2:00 P.M.

Queens, Block 13420, Lots: 8 and 999

Property Description: Unimproved land located on the west side of 183rd Street, 200 feet south of the southwest corner of 150th Drive and 183rd Street

Minimum Monthly Bid: \$6,500
Inspection Dates: Thursday, January 3, 2013, 12:00 P.M. to 1:00 P.M.
Friday, January 11, 2013, 11:00 A.M. to 12:00 P.M.

Queens, Block 13432, Lots: Part of Lot 6, Part of Lot 20, Part of Lot 21, Part of Lot 40, Part of Lot 46, Part of Lot 49, Part of Lot 53; and

Block 13433, Lots: Part of Lot 2, 5, 10, Part of Lot 15, Part of Lot 20, Part of Lot 23, Part of Lot 29, Part of Lot 34, Part of Lot 36, Part of Lot 53, Part of Lot 55, Part of Lot 57, 59, 69, Part of Lot 999 (formerly known as 150th Road)

Property Description: Unimproved land located on the east side of 183rd Street, 80 feet north of Rockaway Boulevard
Minimum Monthly Bid: \$23,460
Inspection Dates: Thursday, January 3, 2013, 1:00 P.M. to 2:00 P.M.
Friday, January 11, 2013, 12:00 P.M. to 1:00 P.M.

NOTE: Individuals requesting Sign Language Interpreters should contact the Mayor's Office of Contract Services, Public Hearings Unit, 253 Broadway, Room 915, New York, NY 10007, (212) 788-7490, no later than fourteen (14) days prior to the auction.

TDD users should call VERIZON relay services.

d12-j23

CITYWIDE PURCHASING

■ NOTICE

The Department of Citywide Administrative Services, Office of Citywide Purchasing is currently selling surplus assets on the internet. Visit <http://www.publicsurplus.com/sms/nycdcas.ny/browse/home>. To begin bidding, simply click on 'Register' on the home page. There are no fees to register. Offerings may include but are not limited to: office supplies/equipment, furniture, building supplies, machine tools, HVAC/plumbing/electrical equipment, lab equipment, marine equipment, and more. Public access to computer workstations and assistance with placing bids is available at the following locations:

- DCAS Central Storehouse, 66-26 Metropolitan Avenue, Middle Village, NY 11379
- DCAS, Office of Citywide Purchasing, 1 Centre Street, 18th Floor, New York, NY 10007.

fy24-d1

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

**"Compete To Win" More Contracts!
Thanks to a new City initiative - "Compete to Win" - the NYC Department of Small Business Services offers a new set of FREE services to help create more opportunities for minority and women-owned businesses to compete, connect and grow their business with the City. With NYC Construction Loan, Technical Assistance, NYC Construction Mentorship, Bond Readiness, and NYC Teaming services, the City will be able to help even more small businesses than before.**

- Win More Contracts at nyc.gov/competetowin

"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."

CITY UNIVERSITY

■ SOLICITATIONS

Goods & Services

PURCHASE AND INSTALLATION OF AVANCE III HD 300 NUCLEAR MAGNETIC RESONANCE SPECTROMETER SYSTEM – Sole Source – Available only from a single source - PIN# 041004121017 – DUE 02-14-13 AT 2:00 P.M. – New York City College of Technology (the "College") of The City University of New York ("CUNY") will be entering into a purchase order contract with Bruker BioSpin Corp. for the purchase and installation of an AVANCE III HD 300 Nuclear Magnetic Resonance (NMR) Spectrometer System. Bruker BioSpin offers the most advanced NMR in the industry. The AVANCE III HD 300 NMR is perfectly suited for the academics and other scientific laboratories, in that it provides superb experimental stability and was specially developed for scientific education purposes. This system includes all the hardware, software, teaching manuals and training required to perform experiments. This notice is not an invitation for competition or interest, but is intended to meet the requirements to give public notice of a Sole Source purchase without a formal competitive process in certain circumstances.

Vendor shall provide: AVANCE III HD 300 NMR Spectrometer System, includes: Magnet/SHIM Lock System- 5.4 cm bore, helium level sensor and magnet stand, UltraShield™ - Design for significant reduction of the stray field. External Disturbance Suppression (EDS™) - For dramatic reduction of magnetic field perturbations. BSMS™ shim 2G Digilock™, BOSS™ and BST™ Stainless Steel RF Cabinet - HD Nano-Bay, 19" rack mounted cabinet, Amplifiers and Receiver - Enhanced 2G digital quadrature detection receiver, BLA2BB dual broadband amplifier. Frequency Generation, Digital Control and Acquisition - Timing Controller, Enhanced RF generation with signal generation unit for two channels, Gradient Controller, Digital Receiver Unit (DRU™), Digital Quadrature Detection (DQD™). Pre-Amplifiers - H preamplifier and BB preamplifier. Industry Standard Host Workstation - Windows: 4GB, 500 GB Hard Drive 16X max DVD plus RW/CD-RW driver. Peripheral Devices/User interface - Table for the workstation, printer for text and spectra. Probes and Other Features - Multinuclear Broadband Fluorine Observe Probe. GRASP™ II Version, Automatic Tuning and Matching (ATM™) Accessory. Gradients: GRASP™ II GRADient Spectroscopy Accessory for the Avance Series, Gradient Shimming: Deuterium gradient shimming including amplifier. Variable Temperature: Advanced Bruker Smart Variable Temperature (BSVT) Control Unit with digital control module, Low temperature accessory for BSVT Variable Temperature Control Unit. Optional Accessories: Set of magnet vibration pneumatic dampers with natural frequency of 8Hz, U Jun-Air 2000-40MD2, Quiet Compressor/Dryer.

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.
New York City College of Technology, 25 Chapel Street, 11th Fl., Brooklyn, NY 11201. Paula Morant (718) 473-8960; Fax: (718) 473-8997; pmorant@citytech.nyc.gov

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Construction Related Services

GENERAL CONSTRUCTION AND REPAIR SERVICES

– Competitive Sealed Bids – PIN# 20131771100 – DUE 02-25-13 AT 2:30 P.M. – Contractor shall provide to College construction and repair services that may include general construction, carpentry, electrical, plumbing, painting, flooring, tile setting, roofing and other trades work on an as needed basis. Subcontracting permitted.

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.
City University, 2001 Oriental Blvd., Room A207K, 2nd Floor, Brooklyn, NY 11235. Julie Cardinali (718) 368-4613; Fax: (718) 368-5611; jcardinali@kbcc.cuny.edu

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CITYWIDE ADMINISTRATIVE SERVICES

CITYWIDE PURCHASING

■ SOLICITATIONS

Services (Other Than Human Services)

PUBLIC SURPLUS ONLINE AUCTION – Other – PIN# 0000000000 – DUE 12-31-14.

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, 66-26 Metropolitan Avenue, Queens Village, NY 11379. Donald Lepore (718) 417-2152; Fax: (212) 313-3135; dlepor@dcaas.nyc.gov

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MUNICIPAL SUPPLY SERVICES

■ AWARDS

Goods

TRANSPORTER, PERSONAL ELECTRIC THREE-WHEELED - NYPD – Competitive Sealed Bids – PIN# 8571200298 – AMT: \$1,244,140.00 – TO: General Sales Administration/Major Police Supply, 47 N. Dell Avenue, Kenil, NJ 07847.

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■ VENDOR LISTS

Goods

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: Mr. Edward Andersen, Procurement Analyst, Department of Citywide Administrative Services, Office of Citywide Procurement, 1 Centre Street, 18th Floor, New York, NY 10007. (212) 669-8509.

j2-d31

COMPTROLLER

ACCOUNTANCY

■ SOLICITATIONS

Services (Other Than Human Services)

PRINTING AND RELATED SERVICES FOR THE COMPREHENSIVE ANNUAL FINANCIAL REPORT – Request for Proposals – PIN# 01513005CP01 – DUE 02-19-13 AT 3:00 P.M. – The New York City Office of the Comptroller (Comptroller's Office) is soliciting proposals from firms to produce New York City's Comprehensive Annual Financial Report (CAFR) and provide related printing services for the City's Fiscal Years 2013 and 2014. The contract for these services will incorporate renewal options for up to two additional Fiscal Years (2015 and 2016).

For more information, please go to www.comptroller.nyc.gov/bureaus/acc/

As mandated under Section 93(I) of the New York City Charter, the CAFR is published annually by the Office of the Comptroller. The CAFR is on of the Comptroller's Office's most important publications and is distributed widely in the financial community, among government and oversight agencies, the public, and citizen's organizations.

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.

Comptroller's Office, 1 Centre Street, Rm. 2500N, New York, NY 10007. Maria Nicola Castiglione (212) 669-8211; Fax: (212) 815-8662; mnicola@comptroller.nyc.gov

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DESIGN & CONSTRUCTION

AGENCY CHIEF CONTRACTING OFFICER

■ AWARDS

Construction Related Services

DWTC2013, PRELIMINARY AND FINAL DESIGN FOR THE WORLD TRADE CENTER CAMPUS SECURITY PLAN – Negotiated Acquisition – Available only from a single source – PIN# 8502013HW0034P – AMT: \$7,491,912.00 – TO: AECOM USA, Inc., 605 Third Avenue, New York, NY 10158. Engineering design and related services for the security of the World Trade Center on City-owned streets.

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BOARD OF ELECTIONS

■ SOLICITATIONS

Goods & Services

PRODUCTION OF BOARD OF ELECTION POLL BOOKS – Competitive Sealed Bids – PIN# 003201013016 – DUE 02-07-13 AT 10:00 A.M. – Print automated poll books using high-speed laser printers. These poll books are sorted by political subdivision - Election District/Assembly District and must be delivered to the appropriate poll site before the election.

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.
Board of Elections, 32 Broadway, New York, NY 10004. Gwendolyn Youngblood (212) 487-7213; Fax: (212) 487-5343; gyoungblood@boe.nyc.ny.us

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ENVIRONMENTAL PROTECTION

■ SOLICITATIONS

Construction Related Services

HUNTS POINT STAGING AREA REMEDIATION AT THE HUNTS POINT WPCP, BRONX, N.Y. – Competitive Sealed Bids – PIN# 82613WP01260 – DUE 02-14-13 AT 11:30 A.M. – Project HP-REM-1. Document Fee: \$80.00. There will be a pre-bid conference held on 1/30/2013 at 10:00 A.M. at the Hunts Point WPCP - Resident Engineer's Field Office, 1270 Ryawa Avenue, Bronx, NY 10474. The Project Manager is Kin Tong (718) 595-7179.

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

Department of Environmental Protection, 59-17 Junction Blvd., 17th Floor, Flushing, NY 11373. Greg Hall (718) 595-6091; greg@dep.nyc.gov

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AGENCY CHIEF CONTRACTING OFFICER

■ SOLICITATIONS

Construction / Construction Services

CORRECTION: NYC CONSTRUCTION MENTORSHIP PROGRAM - PRE-QUALIFICATION FOR GREEN INFRASTRUCTURE IMPROVEMENTS AT EDENWALD HOUSES – Request for Qualifications – PIN# 826MPQL01 – DUE 02-01-13 AT 4:00 P.M. – CORRECTION: As part of the NYC Construction Mentorship Program, DEP is seeking qualifications from General Construction Contractors to establish a pre-qualified list of firms to implement Green Infrastructure Improvements at Edenwald Houses.

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

Department of Environmental Protection, 59-17 Junction Blvd., 17th Floor, Flushing, NY 11373. Glorivee Roman (718) 595-3226; Fax: (718) 595-3208; glroman@dep.nyc.gov.

j15-22

Services (Other Than Human Services)

EHSMS-13: ENVIRONMENTAL HEALTH AND SAFETY MANAGEMENT SERVICES – Request for Proposals – PIN# 82613EHS002 – DUE 03-01-13 AT 4:00 P.M. – The Department of Environmental is seeking an appropriately qualified Environmental Health and Safety Management Consultant (EHSMC) to provide all aspects of environmental, health and safety services related to the DEP's EHS programs, permits, storage tanks, and other EHS-related activities.

Minimum Qualification Requirements: minimum of one Registered Professional Engineer in New York State, one Certified Industrial Hygienist, and one Certified Safety Professional.

Pre-Proposal Conference: January 31, 2013, 2:00 P.M. - 3:30 P.M., DEP, 59-17 Junction Blvd., 3rd Floor Cafeteria, Flushing, NY 11373.

Attendance by a proposer is optional, but recommended. A maximum of two persons from each firm may attend. Proposers are encouraged to submit written questions at least two days in advance of the pre-proposal conference. All questions shall be submitted to the Authorized Agency Contact Person.

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

Department of Environmental Protection, 59-17 Junction Blvd., 17th Floor Bid Room, Flushing, NY 11373. Jeanne Schreiber (718) 595-3456; Fax: (718) 595-3278; jeannes@dep.nyc.gov

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■ INTENT TO AWARD

Services (Other Than Human Services)

DEL-400 – Government to Government – PIN# 82614WS00005 – DUE 02-06-13 AT 4:00 P.M. – DEP, Bureau of Water Supply intends to enter into a Government-to-Government procurement Agreement with the Town of Wawarsing for DEL-400: Town of Wawarsing Enhanced Program. The Town of Wawarsing is experiencing poor water quality and flooded basements in residential areas and NYC DEP wishes to assist them in paying for personnel costs, site visits, estimates, surveys, environmental assessments, project management, materials, taxes and construction costs of a new public water system in the area affected by these problems. Any firm which believes it can also provide the required service in the future is invited to do so, indicated by letter which must be received no later than February 6, 2013, 4:00 P.M. at: Department of Environmental Protection, Agency Chief Contracting Officer, 59-17 Junction Blvd., 17th Floor, Flushing, NY 11373. Attn: Ms. Debra Butlien, dbutlien@dep.nyc.gov, (718) 595-3423.

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

Department of Environmental Protection, 59-17 Junction Blvd., 17th Floor, Flushing, NY 11373. Glorivee Roman (718) 595-3226; Fax: (718) 595-3208; glroman@dep.nyc.gov

j16-23

WATER SUPPLY

■ SOLICITATIONS

Construction / Construction Services

DEMOLITION OF NINE STRUCTURES ON WATERSHED LANDS, VARIOUS LOCATIONS, WEST OF HUDSON, UPSTATE NEW YORK – Competitive Sealed Bids – PIN# 82613WS00007 – DUE 03-13-13 AT 11:30 A.M. – Project #CAT-405. Document Fee: \$40.00. Project Manager, Renee Danboise, (845) 340-7877 and Charlie Laing (845) 340-7218. There will be a mandatory pre-bid conference on 2/13/2013 at 11:00 A.M. at #5 Needham Barn, 649 Passuello Road, Bloomville, NY 13739, in the town of Kortright, Delaware County.

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

Department of Environmental Protection, 59-17 Junction Blvd., 17th Floor, Flushing, NY 11373. Greg Hall (718) 595-3236.

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HEALTH AND HOSPITALS CORPORATION

The New York City Health and Hospitals Corporation is regularly soliciting bids for supplies and equipment at its Central Purchasing Offices, 346 Broadway, New York City, Room 516, for its Hospitals and Diagnostic and Treatment Centers. All interested parties are welcome to review the bids that are posted in Room 516 weekdays between 9:00 a.m. and 4:30 p.m. For information regarding bids and the bidding process, please call (212) 442-4018.

j1-d31

HOUSING AUTHORITY

PURCHASING

■ SOLICITATIONS

Goods & Services

SCO PAINTERS UNIFORMS – Competitive Sealed Bids – RFQ# 59134 GV – DUE 02-07-13 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.

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 Gerard Valerio (718) 707-5929; valeriog@nycha.nyc.gov

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HUMAN RESOURCES ADMINISTRATION

AGENCY CHIEF CONTRACTING OFFICER

■ AWARDS

Human / Client Services

EMERGENCY RESTORATION CENTER CASE MANAGEMENT – Emergency Purchase – Judgment required in evaluating proposals – PIN# 06913H084009 – AMT: \$115,962.60 – TO: Red Hook Initiative, Inc. 767 Hicks Street, Brooklyn, NY 11231-2547. Term: 11/7/2012-2/7/2013. E-PIN: 09613E0012001. *This commodity code for this action is 99036, but that code is not available from the list.

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CONTRACT MANAGEMENT

■ AWARDS

Human / Client Services

FOOD DISTRIBUTION SERVICES – Emergency Purchase – Judgment required in evaluating proposals – PIN# 09613E0002001 – AMT: \$4,888,225.00 – TO: Whitsons Food Service Bronx Corp., 1800 Motor Parkway, Islandia, NY 11749. The contract term is from 11/10/2012 to 12/3/12 and the Internal PIN number is 06913H084101.

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CONTRACTS

■ SOLICITATIONS

Construction / Construction Services

GENERAL CONSTRUCTION SERVICES CITYWIDE - CAPITAL – Competitive Sealed Bids – PIN# 096-13-310-0040 – DUE 02-19-13 AT 3:00 P.M. – Bidders are hereby notified that this contract is subject to Local Law 129 M/WBE Requirements, Prevailing Wage Rates and the Project Labor Agreement (PLA) covering specified renovation and rehabilitation of City owned Buildings and Structures as described in the solicitation documents.

A non-mandatory pre-bid conference will be held on Wednesday, January 30, 2013 at 2:00 P.M. at 250 Church Street, 11th Floor Conference Room, Room 11-034, New York, NY, 10013. EPIN: 09612B0024.

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.

Human Resources Administration, 250 Church Street, 11th Floor, Room 11-016, New York, NY 10013. Donna Wilson (212) 274-6031; Fax: (212) 331-3457; wilsond@hra.nyc.gov; kingg@hra.nyc.gov; olatoyanj@hra.nyc.gov.

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TRANSPORTATION

BRIDGES

AWARDS

Construction Related Services

TOTAL DESIGN AND CONSTRUCTION SUPPORT SERVICES FOR COMPONENT REHABILITATION OF 10 BRIDGES, CITYWIDE – Request for Proposals – PIN# 84112MBBR608 – AMT: \$2,696,492.65 – TO: Dewberry Engineers, Inc., 15 East 26th Street, 7th Floor, New York, NY 10010.

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TRIBOROUGH BRIDGE & TUNNEL AUTHORITY

MTA BRIDGES AND TUNNEL

SOLICITATIONS

Services (Other Than Human Services)

ALL AGENCY BACKGROUND VERIFICATION AND INVESTIGATION SERVICES – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# PSC112893000 – DUE 02-20-13 AT 3:30 P.M. – A pre-proposal conference is scheduled for 1/28/13 at 10:00 A.M. Please contact Nancy Lackenbauer, Field Contract Manager at (646) 376-0078 no later than noon the preceding work day for reservations.

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

Triborough Bridge and Tunnel Authority, 2 Broadway, 24th Floor, New York, NY 10004.

Victoria Warren (646) 252-7092; Fax: (646) 252-7077; vprocure@mtabt.org

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AGENCY PUBLIC HEARINGS ON CONTRACT AWARDS

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

ENVIRONMENTAL PROTECTION

ENGINEERING DESIGN AND CONSTRUCTION

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Public Hearing will be held at the Department of Environmental Protection Offices at 59-17 Junction Boulevard, 17th Floor Conference Room, Flushing, New York, on January 31, 2013 commencing at 10:00 A.M. on the following:

IN THE MATTER OF a proposed contract between the Department of Environmental Protection and Halcrow Engineers, PC, 22 Cortlandt Street, New York, New York 10007 for R-151 CM: Construction Management Services for Replacement of the Rockaway Bulkhead and Fender. The Contract term shall be 1125 consecutive calendar days from the date of the written notice to proceed. The Contract amount shall be \$3,731,162.00 - Location: Borough of Queens - EPIN 82612P0007.

A copy of the Contract may be inspected at the Department of Environmental Protection, 59-17 Junction Boulevard, Flushing, New York, 11373, on the 17th Floor Bid Room, on business days from January 18, 2013 to January 31, 2013 between the hours of 9:30 A.M. - 12:00 P.M. and from 1:00 P.M. - 4:00 P.M.

Note: Individuals requesting Sign Language Interpreters should contact Ms. Debra Butlien, Office of the ACCO, 59-17 Junction Boulevard, 17th Floor, Flushing, New York 11373, (718) 595-3423, no later than FIVE(5) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING.

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INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Friday, February 1, 2013 at 255 Greenwich St., 9th Floor, Board Room, Borough of Manhattan, commencing at 2:00 P.M. on the following:

IN THE MATTER OF a proposed contract between the Department of Information Technology and Telecommunications and the following vendor to provide Software Development for the Office of the Criminal Justice Coordinator (CJC):

CONTRACTOR/ADDRESS:

Code for America Labs, Inc.
155 9th Street, San Francisco, CA 94103

EPIN: 85813M0001001 **Amount:** \$180,000.00

The term of the contract shall be for one (1) year, from the date of registration by the Comptroller's Office.

The proposed contractor has been selected pursuant to Section 1-02(d)(1) of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the Department of Information Technology and Telecommunications, 255 Greenwich Street, 9th Floor, New York, NY 10007, from Jan 18, 2013 to February 1, 2013, Monday to Friday, from 10:00 A.M. to 4:00 P.M., excluding Holidays.

IN THE MATTER OF a proposed contract between the Department of Information Technology and Telecommunications and the State of New York, PO BOX 2117 Empire State Plaza, Albany, NY 12220 to provide Digital Orthoimagery Services. The term of the contract shall be for five (5) years, commencing on January 1, 2012 through December 31, 2016. The contract amount is \$762,908.78, PIN: 85813T0002001.

The proposed contractor has been selected by means of the Government to Government procurement method pursuant to Section 1-02(f) (1) of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the Department of Information Technology and Telecommunications, 255 Greenwich Street, 9th Floor, New York, NY 10007, from January 18, 2013 to February 1, 2013, Monday to Friday, from 10:00 A.M. to 4:00 P.M., excluding Holidays.

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AGENCY RULES

OFFICE OF THE MAYOR

MAYOR'S OFFICE OF MEDIA AND ENTERTAINMENT (MOME)

NOTICE

NOTICE OF PUBLIC HEARING

Subject: Opportunity to comment on rule relating to the New York City "Made in New York Marketing Credit Program."

Date / Time: Wednesday, February 27, 2013 at 10:00 A.M.

Location: 1697 Broadway, 6th Floor

Contact: Jorge Hernandez
Mayor's Office of Media and Entertainment
One Centre Street, 27th Floor
New York, NY 10007

Proposed Rule Amendment

Pursuant to the authority vested in the Commissioner of the Mayor's Office of Media and Entertainment by §§ 389(b) and 1043 of the New York City Charter, and in accordance with the requirements of § 1043 of the New York City Charter, the Mayor's Office of Media and Entertainment intends to propose a new rule, to be added to Title 43 of the Rules of the City of New York, governing the "Made in New York Marketing Credit Program." This rule was not included in the Office's regulatory agenda because the need for it was not anticipated at the time the agenda was published.

Instructions

- Prior to the hearing, you may submit written comments about the proposed rule to Jorge Hernandez electronically to jhernandez@media.nyc.gov by Thursday, February 21, 2013.
- To request a sign language interpreter or other reasonable accommodation for a disability at the hearing, please contact Mr. Hernandez by Wednesday, February 13, 2013.
- Written comments and a summary of oral comments received at the hearing will be available after the hearing at 1697 Broadway, 6th Floor, Monday – Friday, 9:00 A.M. – 4:00 P.M.

STATEMENT OF BASIS AND PURPOSE

The Mayor's Office of Media and Entertainment ("MOME"), which includes the Office of Film, Theatre and Broadcasting, works to support various media and entertainment industries in New York City. Since its creation over forty years ago, thousands of television shows, feature films, commercials, music videos, documentaries, print ad campaigns and theatrical projects have been made in New York City, the entertainment capital of the world. The local entertainment production industry contributes more than \$7 billion a year to the City's economy and employs over 130,000 New Yorkers. A primary goal of MOME is to both support and grow this dynamic local industry.

In keeping with this mission, New York City's "Made in NY" Marketing Credit Program ("the Program") offers "Made in NY" film and television productions a number of opportunities to promote their project in New York City — the top media market in the country. "Made in NY" productions are projects where at least 75% of the overall production was made in New York City. "Made in NY" productions that apply and are approved for this program will be offered marketing opportunities at various media outlets, including bus stops and City-owned television stations. The amount of media advertising will be determined by certain below-the-line production costs as defined in this rule.

In conjunction with the marketing credit, a "cultural benefit" in the form of a monetary contribution is required for

participation in the Program. The total cost of the monetary contribution is determined by certain production costs as defined in this rule. The monetary contribution is donated to an IRC § 501(c)(3) non-profit entity that has been chosen by the production and sanctioned or identified by the New York City Department of Cultural Affairs. The donation is intended to support theatrical, film, writing, and other local art institutions that nurture upcoming talent and strengthen the City's creative community. The Program recognizes that the "Made in NY" logo has become a mark of distinction in the industry as well as among local New Yorkers, and thus the agency requires that this logo be included in all media used by the marketing credit applicants. By featuring the logo graphic in the media, projects can promote the fact that they were shot in New York City and showcase the efforts of MOME and the City as a production center.

The purpose of this rule is to outline the application process for the Program. These procedures govern the allocation of marketing credits, including the application process, standards for assessing evaluations, and other provisions necessary and appropriate for fulfilling the purposes of the Program.

"Shall" and "must" denote mandatory requirements and may be used interchangeably in the rules of this Board, unless otherwise specified or unless the context clearly indicates otherwise. New matter in the following rule is underlined.

Title 43 of the Rules of the City of New York is amended by adding a new chapter 15, to read as follows:

Chapter 15

NEW YORK CITY "MADE IN NEW YORK MARKETING CREDIT PROGRAM"

§ 15-01 Purpose and general description.

§ 15-02 Definitions.

§ 15-03 Application process.

§ 15-04 Evaluation of applications.

§ 15-05 Allocation of New York City Made in New York marketing credit.

§ 15-06 Appeal process.

§ 15-07 Final Report.

§ 15-08 Record retention.

§15-01 Purpose and general description.

(a) The "Made in New York Marketing Credit Program" ("the Program"), established and administered by the Mayor's Office of Media and Entertainment ("MOME"), offers "Made in New York" film and television productions a number of opportunities to promote their project in major media markets that are City-owned assets or are privately owned and operated media outlets with which the City has established relationships. Qualified "Made in New York" productions that apply and are approved for this Program will be provided media outlets including, but not limited to, bus shelters, subway cars, and broadcasts on New York City Media group television stations. The amount of media advertising offered will be determined by certain production costs as defined in this rule. In exchange for the marketing credits, recipients will be required to make a monetary contribution to a New York City Cultural Institution identified by the New York City Department of Cultural Affairs. The "Made in NY" logo must be included in all media advertising.

(b) The purpose of this rule is to outline the application process for the Program. These procedures govern the allocation of marketing credits, including the application process, standards for assessing evaluations, and other provisions necessary and appropriate for fulfilling the purposes of the Program.

(c) In order to receive the marketing credit, an authorized applicant must donate a Cultural Benefit to a New York City Cultural Institution within thirty (30) days of approval of an application.

§15-02 Definitions. As used in this rule, the following terms have the following meanings:

(a) "Application form" means the document created by the Office that is submitted by an authorized applicant to receive "Made in New York Marketing Credit Program" credit after it has completed production of a qualified film. The application form will include a list of non-profit organization cultural institutions identified by the New York City Department of Cultural Affairs as eligible for Program donations.

(b) "Authorized applicant" means a qualified film/television production and/or distribution company that is distributing a qualified film.

(c) "Certificate of marketing credit" means a certificate issued by the Office which establishes the amount of media assets for which the approved applicant has qualified, based on the Office's analysis according to the provisions of this chapter. The certificate will include such information as name and address of the authorized applicant; name of the qualified film in connection with which the credit applies; the amount of media assets to be received by the approved applicant; and a disclaimer stating that actual receipt of the marketing credit is subject to availability of media assets for the Program.

(d) "Completion of the application" means that all questions on an application have been fully addressed by an authorized applicant and that any additional supporting documents requested by the Office have been provided in a manner sufficient to allow the Office to properly evaluate the application.

(e) "Commissioner" means the Commissioner of the New York City Office of Media and Entertainment.

(f) "Cultural benefit" means a monetary contribution to a New York City Cultural Institution of (1) a minimum of

\$10,000 (ten thousand dollars) for any qualified film with qualified production costs equal to \$10,000,000 (ten million dollars) or more, or (2) 0.1 % (one-tenth per cent) of the qualified production costs for any qualified film having qualified production costs less than \$10,000,000 (ten million dollars).

(g) "Effective date" means the date of the first usage of the marketing credit, i.e., when media assets are first utilized. The effective date is determined by the authorized applicant based on media asset availability provided by the Office.

(h) "Feature-length film" means a production intended for commercial distribution to a motion picture theater or directly to the public that is sixty (60) minutes or longer in length.

(i) "Marketing credit" means an allocation of media assets available free of charge to a qualified film.

(j) "Media asset" means available advertising media including, but not limited to, bus shelters, subway cars, taxi TV, and broadcasts on New York City Media group television stations that the Office makes available for this purpose.

(k) "New York City cultural institution" means an Internal Revenue Code § 501(c)(3) non-profit organization identified by the New York City Department of Cultural Affairs as an organization which supports theatrical, film, writing, and other local arts or cultural institutions that nurture emerging talent and strengthen New York City's creative community.

(l) "Office" or "MOME" means the New York City Mayor's Office of Media and Entertainment.

(m) "Priority number" means the number assigned by the Office to determine allocation of the marketing credit. "Priority number" will be based on the date an authorized applicant has submitted a completed application; provided, however, that in the event that there is more than one application with the same date, priority will be given to the authorized applicant having the earliest anticipated date of release of the qualified film.

(n) "Production costs" means any costs for tangible property used and services performed directly and predominantly (including pre-production and post-production) in the production of a qualified film. "Production costs" do not include (1) costs for a story, script or scenario to be used for a qualified film or (2) wages, salaries or other compensation for writers, directors (including music directors), producers, actors and performers (other than background actors or other performers with no scripted lines). "Production costs" generally include below-the-line costs, as defined by industry standards, including but not limited to technical and crew production costs, such as expenditures for film production facilities props, makeup, wardrobe, film processing, camera, sound recording, set construction, lighting, shooting, editing and meals.

(o) "Qualified film" means a feature-length film, television film, television special, television pilot and/or each episode of a television series, regardless of the medium by means of which the film, pilot or episode is created or conveyed, of which: (1) 75% of its total shooting days take place in New York City, or (2) 75% of its production costs are qualified production costs. "Qualified film" does not include a production for which records are required under § 2257 of Title 18, United States Code, to be maintained with respect to any performer in such production (reporting of books, films, etc. with respect to sexually explicit conduct).

(p) "Qualified film/television production and or distribution company" means a corporation, partnership, limited partnership, or other entity or individual that is principally engaged in the distribution of a qualified film, controls the qualified film during release, and is responsible for payment of the cultural component.

(q) "Qualified production costs" means the below-the-line production costs only to the extent such costs are incurred directly in New York City and are attributable to the use of tangible property or the performance of services within New York City directly and predominantly in the production (including pre-production and post-production) of a qualified film.

(r) "Release of a qualified film" means that the post-production work in connection with a qualified film has been finished and a cut negative, video master or other final locked form of the qualified film is ready for broadcast or delivery to a distributor.

(s) "Television film," also known as "movie-of-the-week," "MOW," "made for television movie," or "mini-series," means a production intended for broadcast on television, whether free or through a subscription-based service, that has a running time of at least ninety (90) minutes in length (inclusive of commercial advertisement and interstitial programming).

(t) "Television pilot" means the initial episode produced for a proposed episodic television series. This category includes shorter formats, which are known as "television presentation," productions of at least fifteen (15) minutes in length that are produced for the purposes of selling a proposed television series, but are not intended for broadcast.

(u) "Television special" means a production intended for broadcast on television, whether free or through a subscription-based service, that has a running time of at least (30) minutes in length (inclusive of commercial advertisement and interstitial programming). "Television special" includes, but is not limited to, an awards show and a telethon.

(v) "Television series" means a regularly occurring production on television, whether free or through a subscription-based

service, that has a running time of at least thirty (30) minutes in length (inclusive of commercial advertisement and interstitial programming). "Television series" includes, but is not limited to, late-night variety series, daily news series, situation comedies, single camera comedies, reality series, game shows, morning news and newsmagazine shows.

§15-03 Application process. For the purposes of this chapter, only an authorized applicant will be eligible to apply for the New York City Made in New York Marketing Credit Program.

(a) The application form required for the Program will be available on the Office's website, and must be completed and submitted by an authorized applicant to the Office through its U.S. postal mail or email address as set forth in the application form. In addition, applicants may submit such application through private delivery services including, but not limited to, Federal Express, United Postal Service (UPS) or private messenger. In addition to providing contact information including its name, postal address, electronic (email) address and fax number, the applicant must also submit information about total production costs at film production facilities in and outside of New York; the total number of shooting days in and outside of New York; and any other information the Office determines is necessary to properly evaluate the application.

(b) The applicant must include information about the date that the qualified film or television series is set to make its debut in theatres, on television, online, on DVD or any and all media.

(c) Applications will be reviewed by the Office in the order they are received.

(d) The Office will approve or disapprove the application based upon criteria outlined in § 15-04(a) of these rules.

(e) The Office will advise the authorized applicant about whether its request has been approved, by U.S. postal service or electronic mail, no later than twenty (20) business days from receipt of the application. The notification will inform the applicant of such approval or disapproval. If approved, the notification will inform the applicant the amount and type of media assets available for the promotional media campaign during the dates requested on the application.

§15-04 Evaluation of applications.

(a) In order to be approved for marketing credit, each of the following requirements must be satisfied:

(1) the application is substantially complete;

(2) the authorized applicant is a producer and/or distributor with a qualified film or television series;

(3) the authorized applicant's qualified production costs paid or incurred are attributable to the use of tangible property or the performance of services in the production of a qualified film; and

(4) the authorized applicant has identified the cultural organization to which it will make a payment as part of the Program.

(b) In the event that all of the criteria outlined in this section are not met, or in the event that the Office concludes that the authorized applicant has knowingly submitted false or misleading information, the Office will disapprove the application.

§15-05 Allocation of New York City Made in New York marketing credit.

(a) When an application has been approved by the Office, if the qualified production's release date is within sixty (60) days of the submission of the application, the Office will allocate the credit in order of priority based upon submission date of an application and subject to the availability of media assets. In the event that an applicant's qualified production is not actually released within sixty (60) days of the submission of the application, the applicant will lose its "first come, first served" status and will be accommodated after other applicants' needs have been met.

(b) The Office will allocate the credit based on a project's qualified production costs. The amount of qualified production costs will determine which of the following three tiers an applicant would qualify for:

Tier 1: Qualified production costs of \$10 million (ten million dollars) or more

Tier 2: Qualified production costs of \$5 million (five million dollars) and less than \$10 million (ten million dollars)

Tier 3: Qualified production costs of less than \$5 million (five million dollars)

Depending on the availability of media assets, the Office will determine the amount and type of media assets assigned to each tier, which will be allocated to applicants according to their tier category.

§15-06 Appeal process.

(a) If an authorized applicant's application is disapproved by the Office, or if an approved applicant disagrees with the amount of the media assets granted by the Office, each such applicant may appeal such determination.

(b) In the case of an appeal from a disapproval of an application, an applicant can request an appeal by sending a letter to the Mayor's Office of Media and Entertainment, Attn: Commissioner, to the address and by the means specified in the application form, within thirty (30) days from the date of the denial letter issued by the Office.

(c) In the case of an appeal from a determination of the amount of media assets, an applicant can request an appeal by sending a letter to the Commissioner as provided in subdivision (b), within thirty (30) days from the date of issuance of the certificate of marketing credit.

(d) If an applicant fails to request an appeal within thirty (30) days of the Office's denial decision and/or allocated amount of media assets, such decision will be deemed final.

(e) Upon receipt of a timely letter of appeal, the Commissioner will appoint an appeal officer within the Office to review the matter. The appeal officer may reverse, affirm or modify the original determination and provide a written explanation of his or her finding in a report to the Commissioner. The Commissioner or his or her designee must issue a final order within sixty (60) days of the report. A copy of the final order will be issued to the appealing applicant within ten (10) days after the date the Commissioner or his designee renders the final order.

§15-07 Final report.

As part of the cultural benefit component of the Program, within thirty (30) days after the completion of an authorized applicant's media campaign, an approved applicant must submit to the Office by U.S. mail, email or fax, proof of payment to the identified New York City cultural institution, in the form of a cancelled check or letter of acknowledgment. Applicants who have not satisfied this component of the Program will be required to make a payment to MOME in an amount equivalent to 100% of the value of the media assets received, as determined by MOME.

§ 15-08. Record retention.

Each authorized and approved applicant must maintain records, in paper or electronic form, of any qualified productions costs used to calculate the media assets received through this Program for a minimum of three years from the date of filing of the tax return applicable to the time period for which the applicant claims the marketing credit. The Office has the right to request such records upon reasonable notice.

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TAXI AND LIMOUSINE COMMISSION

■ NOTICE

Notice of Public Hearing and Opportunity to Comment on Proposed Rules

What are we proposing? The Taxi and Limousine Commission is considering changing its rules. The change would create a new chapter, Chapter 76, setting forth Information Security Standards for Authorized Taxicab Technology System ("TPEP")¹ Service Providers.

When and where is the Hearing? The Commission will hold a public hearing on the proposed rule. The public hearing will take place at 10:00 A.M. on Thursday, February 21, 2013. The hearing will be in the Commission hearing room at 33 Beaver Street, New York, NY 10004 on the 19th Floor.

How do I comment on the proposed rules? Anyone can comment on the proposed rules by:

- **Mail.** You can mail written comments to the Taxi and Limousine Commission, Office of Legal Affairs, 33 Beaver Street – 22nd Floor, New York, New York 10004.
- **Fax.** You can fax written comments to the Taxi and Limousine Commission, Office of Legal Affairs, at 212-676-1102.
- **Email.** You can email written comments to tlcrules@tlc.nyc.gov.
- **Website.** You can submit comments to the Taxi and Limousine Commission through the NYC rules Web site at www.nyc.gov/nycrules.
- **By Speaking at the Hearing.** Anyone who wants to comment on the proposed rule at the public hearing must sign up to speak. You can sign up before the hearing by calling 212-676-1135. You can also sign up in the hearing room before the hearing begins on February 21, 2013. You can speak for up to three minutes.

Is there a deadline to submit written comments? Yes, you must submit written comments by February 21, 2013.

Do you need assistance to participate in the Hearing? You must tell the Office of Legal Affairs if you need a reasonable accommodation of a disability at the Hearing. You must tell us if you need a sign language interpreter. You can tell us by mail at the address given above. You may also tell us by telephone at 212-676-1135. You must tell us by Thursday, February 14, 2013.

Can I review the comments made on the proposed rules? A few days after the hearing, a transcript of the hearing and copies of the written comments will be available to the public at the Office of Legal Affairs.

What authorizes the Commission to make this rule? Sections 1043 and 2303 of the City Charter and section 19-503 of the City Administrative Code authorize the Commission to make this proposed rule. This proposed rule was not included in the Commission's regulatory agenda for this Fiscal Year because it was not contemplated when the Commission published the agenda.

Where can I find the Commission's rules? The Commission's rules are in title 35 of the Rules of the City of New York.

What rules govern the rulemaking process? The Commission must meet the requirements of Section 1043 of the City Charter when creating or changing rules. This notice is made according to the requirements of Section 1043(b) of the City Charter.

¹ "TPEP" is the acronym for Taxicab Passenger Enhancement Program and is the short form for Taxicab Technology System.

Statement of Basis and Purpose of Rule

On December 13, 2012, the TLC promulgated rules for the Authorization of TPEP Providers, which contained requirements that TPEP Providers must meet in order to be authorized to sell, lease, make available for use, install, service, and repair TPEP Systems in Taxicabs. These proposed rules establish the information security standards that said TPEP Systems must meet in order to be approved by the Commission for sale, lease, or use in Taxicabs.

The proposed rules require that the TPEP Data collected, transmitted, processed, maintained and stored by all TPEP Providers and their employees, agents and subcontractors must be safeguarded to provide:

- 1) a secure medium for the TPEP Data and TPEP system components,
- 2) protection of personal information of the TPEP Provider and subcontractor employees, and
- 3) protection of personal information of members of the riding public who pay by credit, debit or prepaid card.

The proposed rules require that the TPEP Provider:

- Establishes policies for information security, authentication, remote access, anti-virus security, application development security, digital media re-use and disposal, encryption, passwords, user responsibilities, and vulnerability management;
- Complies with copyrights and develops appropriate controls and procedures to protect the Database Management Systems;
- Limits access to TPEP Data, by providing safeguards such as firewalls and fraud prevention;
- Maintains the confidentiality of personal information; and
- Develops controls for network management and procedures for security incident management.

The Commission's authority for this rules change is found in section 2303 of the New York City Charter and section 19-503 of the New York City Administrative Code.

The rule is as follows:

New Matter is underlined.

Section 1. Title 35 of the Rules of the City of New York is amended by adding a new chapter 76, to read as follows:

Chapter 76

Information Security Rules for Taxicab Technology Service Providers

§76-01 Scope of the Chapter

- (a) To establish the Commission's information security requirements for the collection, transmission, processing, maintenance, and storage of TPEP Data by TPEP Providers, their employees, agents and subcontractors.
- (b) The information security requirements set forth in this Chapter apply to TPEPs, all Information System Components, TPEP Data, and all related services provided by TPEP Providers, their employees, agents and subcontractors to carry out the activities authorized under Chapter 75 of these Rules.

§76-02 Definitions Specific to this Chapter

- (a) Application. A computer program designed for a specific use or task and includes all software applications whether custom or off-the-shelf, including internal and external (web) applications.
- (b) Database. An organized collection of data, typically in digital form.
- (c) Database Management System. A software package with computer programs that control the creation, maintenance and use of a database.
- (d) DOITT Standards. The Department of Information Technology and Telecommunications Citywide Information Security Policy for Service Providers and Encryption Standards.
- (e) Information System means the same as the same term in §75-03 of these Rules.
- (f) Information System Component includes any Network Component, Server, agent, or Application included in, or connected to, the TPEP and/or TPEP Data environment.
- (g) TPEP Data. All data required to be collected, transmitted and maintained pursuant to §75-25 of these Rules and other information assets related to the TPEP Data. TPEP Data includes, but is not limited to, Trip Data, data related to credit, debit and prepaid card transactions, and text messages and the date and time such messages were sent and

received. Any data that is transferred to the TPEP by E-Hail Apps that provide E-Payment become TPEP Data once received by the TPEP.

- (h) Network Component includes all firewalls, switches, routers, wireless access points, network appliances, and other security appliances.
- (i) Non-consumer User. Any individual, excluding a cardholder, who accesses Database Management System components, including, but not limited to employees, administrators and third parties.
- (j) Personal Information means the same as the same term in §75-03 of these rules.
- (k) Security Incident or Incident means the same as the same term in §75-03 of these Rules.
- (l) Security Policy. The information security policy and procedures established by a TPEP Provider that comply with the requirements in §76-03 of these Rules.
- (m) Server. A physical computer hardware system dedicated to running one or more services at the requests of other programs or agents including but not limited to web, database, authentication, Domain Name System, mail proxy, and Network Time Protocol.
- (n) Taxicab Technology System or TPEP means the same as the same term in §51-03 of these Rules.
- (o) Taxicab Technology Service Provider or TPEP Provider means the same as the same term in §51-03 of these Rules.
- (p) Trip Data means the same as the same term in §51-03 of these Rules.

§76-03 Information Security Requirements

(a) Information Security Policy.

- (1) Establish Information Security Policy (Security Policy). Prior to system design, the TPEP Provider must establish, maintain, and disseminate to its employees and relevant third parties such as agents and subcontractors, the TPEP Provider's information security policy and procedures that:
 - (i) Comply with all of the requirements in this section;
 - (ii) Are reviewed and updated at least annually; any change in information security policy and procedures should be analyzed for breaches before implementation (notification of the review and update of the Security Policy must be provided to the Commission); and
 - (iii) Include daily operational security procedures that are consistent with the requirements in this section (such as user account maintenance procedures, and log review procedures, for example).
- (2) Usage Policies. The Security Policy must include usage policies for critical employee-facing technologies, such as wired and wireless devices, to define proper use of these technologies for all employees, agents and subcontractors of TPEP Providers. Usage policies must include:
 - (i) Explicit management approval;
 - (ii) Authentication for use of the technology;
 - (iii) A list of all such devices and personnel with access;
 - (iv) Labeling of devices with TPEP Provider contact information;
 - (v) Acceptable uses of the technology;
 - (vi) Acceptable network locations for these technologies;
 - (vii) A list of products approved by the TPEP Provider;
 - (viii) Automatic disconnect of wired and wireless communication sessions after a specific period of inactivity;
 - (ix) Activation of wired and wireless communication only when needed, with immediate deactivation after use; and
 - (x) When accessing TPEP Data remotely via wired or wireless communication device, the TPEP Provider must disable storage of TPEP Data onto local hard drives, floppy disks or

other external media, and disable cut-and-paste, print, and any other screen capture functionality.

- (3) Responsibilities of TPEP Providers and Employees. The Security Policy must clearly define the information security responsibilities of the TPEP Provider, its employees, and related third parties such as agents and subcontractors.
- (4) Management Responsibilities. The TPEP Provider must assign to an individual or team the following information security management responsibilities:
 - (i) Establish, document, and distribute the Security Policy;
 - (ii) Monitor and analyze security alerts and information, and distribute to appropriate personnel;
 - (iii) Establish, document, and distribute Security Incident response and escalation procedures to ensure timely and effective handling of all situations;
 - (iv) Administer user accounts, including additions, deletions, and modifications; and
 - (v) Monitor and control all access to data.
- (5) Security Awareness for Employees. The TPEP Provider must make all employees aware of the importance of information security by:
 - (i) Educating employees (e.g., through posters, letters, memos, meetings, trainings, and promotions); and
 - (ii) Requiring employees to acknowledge in writing they have read and understood the Security Policy.
- (6) Screen Employees. The TPEP Provider must screen potential employees to minimize the risk of attacks from internal sources.
- (7) Requirements for Third Party Access. The TPEP Provider must require all third parties, such as agents and subcontractors, with access to the TPEP, Information System Components, or TPEP Data, or who are involved in any related services provided by the TPEP Provider in carrying out the activities authorized under Chapter 75 of these Rules, to agree in writing and demonstrate compliance with the Security Policy and all security requirements in this section.
- (8) Incident Response Plan. The TPEP Provider must implement a Security Incident response plan that, at a minimum, requires the TPEP Provider to respond immediately to a system breach. The plan must:
 - (i) Contain specific Incident response procedures, business recovery and continuity procedures, data backup processes, roles and responsibilities, and communication and contact strategies;
 - (ii) Be tested at least annually;
 - (iii) Designate specific personnel to be available on a 24/7 basis to respond to alerts;
 - (iv) Provide appropriate training to staff with Security Incident response responsibilities;
 - (v) Include alerts from intrusion detection, intrusion prevention, system logs, and file integrity monitoring systems;
 - (vi) Contain a process to modify and evolve the Incident response plan according to lessons learned and to incorporate industry developments; and
 - (vii) Require notification to the Commission of Security Incidents within two (2) hours of occurrence.
- (b) Authentication. The TPEP Provider must provide a process that verifies a user's identity to ensure that the person requesting access to a system is the person to whom entry is authorized.
- (c) Change Control. The TPEP Provider must follow change control procedures for all system and

software configuration changes. The procedures must include:

- (1) Documentation of impact;
- (2) Management sign-off by appropriate parties;
- (3) Testing that verifies operational functionality and security; and
- (4) Back-out procedures.

(d) *Copyright Compliance.* The TPEP Provider must comply with the terms of all software licenses and may not use any software in any form that has not been legally purchased or otherwise legitimately obtained.

(e) *Database Management Systems.* The TPEP Provider must develop and implement appropriate controls and procedures to ensure that the Database Management Systems are adequately protected.

(f) *Access to TPEP Data and Computing Resources.*

(1) *Limit Access.* The TPEP Provider must limit access to TPEP Data and related computing resources to only those individuals whose jobs require them to have access and to only those processes which are required by the TPEP Provider to have access.

(2) *Restrict Access.* The TPEP Provider must establish a mechanism for systems with multiple users that restricts access based on a user's need to know, and is set to "deny all" unless specifically allowed.

(3) *Unique ID.* The TPEP Provider is required to assign a unique ID to each person with access to TPEP Data and related computing resources to ensure that action taken on critical data and systems are performed by, and can be traced to, known and authorized users. The TPEP Provider must:

(i) Identify all users with a unique username before allowing them access;

(ii) To ensure proper user authentication and password management for Non-consumer Users and administrators on all system components, the TPEP Provider must:

(A) Control the addition, deletion, and modification of user IDs, credentials, and other identifier objects;

(B) Immediately revoke accesses of terminated users;

(C) Remove inactive user accounts at least every ninety (90) days;

(D) Enable accounts used by vendors for remote maintenance only during the time needed;

(E) Distribute and enforce password procedures and policies to all users who have access to TPEP Data and related computing resources;

(F) Prohibit the use of group, shared, or generic accounts; and

(G) Authenticate all access to any database containing TPEP Data, including access by applications, administrators, and all other users.

(4) *Restrict Physical Access.* The TPEP Provider must restrict physical access to TPEP Data and related computing resources as follows:

(i) Any physical access to data or systems that house TPEP Data, allows the opportunity to access devices or data, and/or removes systems or hardcopies, must be appropriately restricted.

(ii) The TPEP Provider must use appropriate facility entry controls to limit and monitor physical access to systems that collect, transmit, process, maintain or store TPEP Data.

(A) The TPEP Provider must use cameras to monitor sensitive areas and audit this data and correlate with other entries, storing access logs for at least three (3) months, unless otherwise restricted by law.

(B) The TPEP Provider must restrict physical access to

publicly accessible network jacks.

(C) The TPEP Provider must restrict physical access to wireless access points, gateways, and handheld devices.

(iii) The TPEP Provider must develop procedures to help all personnel easily distinguish between employees and visitors, especially in areas where TPEP Data is accessible.

(iv) The TPEP Provider must ensure that employees and visitors are authorized before entering areas where TPEP Data is collected, transmitted, processed, maintained or stored.

(v) The TPEP Provider must ensure that visitors are given a physical token (e.g., badge or access device) that expires, and that identifies them as non-employees.

(vi) The TPEP Provider must ensure that visitors are asked to surrender the physical token before leaving the facility or at the date of expiration.

(vii) The TPEP Provider must use a visitor log to retain a physical audit trail of visitor activity, and retain this log for a minimum of three (3) months, unless otherwise restricted by law.

(viii) The TPEP Provider must store media back-ups in a secure off-site facility, which may be either an alternate third-party or a commercial storage facility. Media back-ups must also adhere to all of the standards enumerated in this subdivision (f).

(ix) The TPEP Provider and any subcontractor(s) who is/are performing or will perform services in connection with any of the activities required under Chapter 75 and this Chapter must physically secure all paper and electronic media (e.g., computers, electronic media, networking and communications hardware, telecommunication lines, paper receipts, paper reports, and faxes) that contain TPEP Data.

(x) The TPEP Provider must maintain strict control over the internal or external distribution of any kind of media that contains TPEP Data, including:

(A) Labeling the media so it can be identified as confidential; and

(B) Sending the media via secured courier or a delivery mechanism that can be accurately tracked and is not accessible during transit.

(xi) The TPEP Provider must ensure management approves all media that is moved from a secured area (especially when media is distributed to individuals).

(xii) The TPEP Provider must maintain strict control over the storage and accessibility of media that contains TPEP Data including properly inventorying all media and making sure it is securely stored.

(xiii) The TPEP Provider must destroy media containing TPEP Data when it is no longer needed for business or legal reasons including:

(A) Cross-cut shredding, incinerating, or pulping hardcopy materials; and

(B) Purging, degaussing, shredding, or otherwise destroying electronic media so that TPEP Data cannot be reconstructed.

(g) *Firewalls.*

(1) *Firewall Configuration.* A firewall must control access between internal networks and external networks. All firewalls used in the TPEP Provider's systems must be configured by the TPEP Provider to:

(i) Block all data traffic (subject to

the protocol limitations of the firewall) except that traffic which is explicitly allowed; direct incoming traffic to trusted internal systems; and protect vulnerable systems;

(ii) Prevent disclosure of information such as system names, network topology, and network device types; and

(iii) Support network layer authentication, with both the firewall and the network layer authentication to be used in conjunction with standard application authentication methods.

(2) *External Firewall Connections and Changes.* The TPEP Provider must establish a formal process for approving and testing all external network connections and changes to the firewall configuration.

(3) *Network Diagram.* The TPEP Provider must provide the Commission a current network diagram with all connections to TPEP Data, including any wireless networks.

(4) *Management Descriptions.* The TPEP Provider must provide the Commission a description of groups, roles, and responsibilities for logical management of Network Components.

(5) *List of Services/Ports.* The TPEP Provider must provide the Commission a documented list of services/ports necessary for business.

(6) *Justification for Protocols.* The TPEP Provider must provide the Commission justification and documentation for any risk protocols allowed (e.g., File Transfer Protocol, etc.), which includes reason for use of protocol and security features implemented.

(7) *Periodic Review.* The TPEP Provider must conduct a periodic review of firewall/router rule sets.

(8) *Exceptions to Denial of Untrusted Networks/Hosts.* The TPEP Provider must build a firewall configuration that denies all traffic from "untrusted" networks/hosts, except for:

(i) Web protocols - Secure Sockets Layer (SSL) (port 443);

(ii) System administration protocols (e.g., Secure Shell (SSH) or Virtual Private Network); and

(iii) Other protocols required by the business (e.g., for ISO 8583).

(9) *Restricting Connections between Publicly Accessible Servers and TPEP Data.* The TPEP Provider must build a firewall configuration that restricts connections between publicly accessible servers and any system component storing TPEP Data, including any connections from wireless networks. This firewall configuration must include:

(i) Restricting inbound and outbound Internet traffic to ports 22 and 443;

(ii) Securing and synchronizing router configuration files (e.g., running configuration files which are used for normal running of the routers, and start-up configuration files which are used when machines are re-booted, must have the same, secure configuration);

(iii) Denying all other inbound and outbound traffic not specifically allowed;

(iv) Installation of personal firewall software on any mobile and/or employee-owned computers with direct connectivity to the Internet (e.g., laptops used by employees), which are used to access the organization's network;

(v) Prohibiting direct public access between external networks and any system component that stores TPEP Data (e.g., databases);

(vi) Filtering and screening all traffic to prohibit direct routes for inbound and outbound Internet traffic;

(vii) Restricting outbound traffic

- from sensitive applications to authorized IP addresses; and
- (viii) Implementing IP masquerading to prevent internal addresses from being translated and revealed on the Internet. The TPEP provider must use technologies that implement RFC 1918 address space, such as Port Address Translation or Network Address Translation.
- (h) **Host and Server Systems.** The TPEP Provider must configure host and server systems with sufficient security features to ensure that TPEP Data are adequately protected from unauthorized use, disclosure, modification, destruction, and denial of service.
- (i) **Local Area Networks.** The TPEP Provider must configure local area networks ("LANs") with sufficient security features to ensure that TPEP Data are adequately protected from unauthorized use, disclosure, modification, destruction, and denial of service.
- (j) **Network Management.**
- (1) **Appropriate Access.** The TPEP Provider must implement controls over all such devices and platforms so that only appropriate resources, agents, and individuals may access the network. The TPEP Provider must also implement appropriate architectures, procedures, management assignments, and back-up and recovery plans to provide such controls.
- (2) **Monitor All Access.** The TPEP Provider must track and monitor all access to network resources and TPEP Data.
- (3) **Linking Access to System Components.** The TPEP Provider must establish a process for linking all access to system components (especially those done with administrative privileges such as root) to an individual user.
- (4) **Automated Audit Trails.** The TPEP Provider must implement automated audit trails to reconstruct the following events for all system components:
- (i) All individual user access to TPEP Data;
- (ii) All actions taken by any individual with root or administrative privileges;
- (iii) Access to all audit trails;
- (iv) Invalid logical access attempts;
- (v) Use of identification and authentication mechanisms;
- (vi) Initialization of the audit logs; and
- (vii) Creation and deletion of system-level objects.
- (5) **Record Audit Trails.** The TPEP Provider must record at least the following audit trail entries for each event listed in item (4) above, for all system components:
- (i) User identification;
- (ii) Type of event;
- (iii) Date and time;
- (iv) Success or failure indication;
- (v) Origination of event; and
- (vi) Identity or name of affected data, system component, or resource.
- (6) **Synchronize Times.** The TPEP Provider must synchronize all critical system clocks and times.
- (7) **Secure Audit Trails.** The TPEP Provider must secure audit trails so they cannot be altered, including the following:
- (i) Limit viewing of audit trails to those with a job-related need;
- (ii) Protect audit trail files from unauthorized modifications;
- (iii) Promptly back-up audit trail files to a centralized log server or media that is difficult to alter;
- (iv) Copy logs for wireless networks onto a log server on the internal LAN; and
- (v) Use file integrity monitoring/change detection software (such as Tripwire) on logs to ensure that existing log data cannot be changed without generating alerts (although new data being added must not cause an alert).
- (8) **Review Logs.** The TPEP Provider must review logs for all system components at least daily. Log reviews must include those servers that perform security functions (like intrusion detection systems) and authentication, authorization and accounting servers (e.g., Diameter).
- (9) **Retain Audit Trail History.** The TPEP Provider must retain audit trail history for a period that is consistent with its effective use, as well as all applicable law, rules and regulations.
- (k) **Wireless Networks.** At a minimum, dynamic Wi-Fi Protected Access must be used by the TPEP Provider for any portion of the network or system that includes 802.11x, or similar technology.
- (l) **Personal Information.** In addition to complying with §75-23 of the TLC's Rules, all TPEP Provider employees, agents or subcontractors or employees of such agents or subcontractors with access to Personal Information are required to maintain the confidentiality of Personal Information. Personal Information:
- (1) Must only be used for the stated purpose for which it was gathered, and
- (2) May not be shared or disclosed, except for lawful purposes.
- (m) **Fraud Prevention.** The TPEP Provider must ensure that controls are developed and implemented into the TPEP, Information System Components and any software contained therein to prevent the possibility of fraud, and to ensure that the TPEP Data are adequately protected. This protection must address and prevent both malicious and inadvertent damage by the general user community, as well as authorized users. Controls built into the TPEP, Information System Components and any software contained therein must include:
- (1) Segregating duties so that the initiation of an event must be separated from its authorization to prevent activities that require collusion;
- (2) Fraud detection; and
- (3) Development, test and operational environments that are separated and the roles of those involved in these activities must also be segregated, to prevent the possibility of introducing unauthorized and untested code or altering operational data.
- (n) **Security Incident Management.**
- (1) **Reporting Security Incidents.** The TPEP Provider must develop a procedure for reporting observed or suspected Security Incidents, threats, weaknesses, or malfunctions that may have an impact on the security of the TPEP, TPEP Data, Information System Components and any software contained therein. All such observed or suspected Security Incidents, threats, weaknesses, or malfunctions must be reported to the Commission within twelve (12) hours of when the TPEP Provider knows of or should have known of such Security Incidents, threats, weaknesses or malfunctions.
- (2) **Security Incident Management Procedures.** The TPEP Provider's Security Incident management responsibilities and procedures must be clearly defined and documented to ensure an immediate, effective, and orderly response to Incidents. At a minimum, these procedures must address:
- (i) Information system failures and loss of service;
- (ii) Denial of service;
- (iii) Errors resulting from incomplete or inaccurate data;
- (iv) Breaches of confidentiality; and
- (v) Loss of integrity of the TPEP, TPEP Data, Information System Components or any software contained therein.
- (3) **Security Incident Response Procedures.** In addition to normal contingency plans designed to recover systems or services, the Security Incident response procedures must also cover:
- (i) Analysis and identification of the cause of the Incident;
- (ii) Planning and implementation of corrective actions to prevent reoccurrence;
- (iii) Collection of audit log information;
- (iv) Communication with those affected by or involved in the recovery from the Incident; and
- (v) Reporting and escalation of Incidents.
- (o) **Security Staffing.** The TPEP Providers and their agents or subcontractors must employ staff familiar with generally accepted baseline security practices and methodologies in connection with their performance under this section. These resources must have oversight responsibilities for compliance with this section and be able to formulate and direct secure solutions to protect the infrastructure and the underlying data.
- (p) **Criminal Activity.** The TPEP Provider must report all instances of suspected criminal activity to the Commission and the Agency Inspector General Office at the New York City Department of Investigation within twelve (12) hours of when the TPEP Provider knows of or should have known of such instances of suspected criminal activity.
- (q) **Logging and Administration.** All TPEP, Information System Components and any software contained therein provided by or for the TPEP Provider must enable appropriate logging and auditing capabilities.
- (r) **Anti-Virus Security Policy.**
- (1) **Commercial Anti-virus Software.** Servers, desktops, and laptops must have current commercial anti-virus software installed, properly configured and running at all times.
- (2) **Remove the Virus.** Anti-virus software must be configured to automatically remove the virus.
- (3) **Users Not to Disable Anti-virus Software.** Users must not disable automatic virus scanning on their local machines.
- (4) **Administrators Not to Disable Anti-virus Software.** Server administrators must not disable anti-virus software on server machines.
- (5) **Administrators to Validate Files.** The TPEP Provider's administrators are responsible for validating version and signature files for desktop and laptop machines.
- (6) **Server Administrators to Validate Files.** Server administrators are responsible for validating version and signature files for servers.
- (7) **Users to Validate Files.** Users are responsible for validating version and signature files for stand-alone computers that are not connected to the network.
- (8) **Signature Updates.** When possible, signature updates must be installed without user intervention.
- (9) **Virus Signature Files.** New versions of the virus signature files must be loaded within forty-eight (48) hours.
- (10) **Affected Devices.** All virus alerts must be followed by an immediate full scan of affected devices performed by appropriate IT personnel.
- (11) **Root Cause Investigation.** The TPEP Provider's administrators must perform a root cause investigation when a virus is identified to ensure proper containment.
- (s) **Application Development Security Policy.**
- (1) **Security Requirements Analysis.** A comprehensive security requirements analysis must be performed for all new systems and for significant upgrades to existing systems.
- (2) **Best Practice Standards.** System security requirements and specifications must be compliant with industry best practice standards for technologies and system configuration.
- (3) **Interoperability.** System security requirements and specifications must ensure secure interoperability with all information sources and services with which it must interface.
- (4) **Integration.** System security requirements and specifications must ensure integration with existing security services where applicable.
- (5) **Production Environment.** The production environment must not be used for development or testing activities.
- (6) **Functionality.** All security functionality must be operational during formal acceptance and operational testing.
- (7) **Testing of New Application.** Prior to production release of any new application, testing must be done to ensure the new application will not adversely affect any existing systems.
- (8) **Back Out Plan.** Each application must have a defined back out plan in case service is affected when the application is migrated to the production environment.
- (9) **Disaster Recovery Program.** Each new application must create a business continuity and disaster recovery program in accordance with the business significance of the application.
- (t) **Digital Media Re-use and Disposal Policy.**
- (1) **Rendering Information Permanently Unreadable.** Where any equipment containing digital media is to be discarded or re-used, donated, sold or otherwise transferred to an external person, organization or vendor (e.g. at the end of a lease or as an RMA (returned merchandise), the TPEP Provider must use one of the following approved methods appropriate for rendering all information on the media permanently unreadable:
- (i) A data wiping program that will securely delete all data by methods that irreversibly wipe the physical area of storage (rather than simply removing the disk-directory reference to that information). The program should overwrite all addressable locations with a character, its complement, then a random character;
- (ii) Any full disk encryption method which complies with the DODIT Standards and can be reasonably expected to protect the data from decryption by an unauthorized person; or
- (iii) Degaussing and/or physical media shredding technology which meets NIST standard 800-88 (or its successor). See <http://csrc.nist.gov/publications/>

nistpubs/800-88/NISTSP800-88_rev1.pdf

- (2) Transfer of Asset for Disposal. An asset can be securely transferred for disposal to a vendor who has contractually committed to following one or more of the above methods.
- (u) Encryption Policy.
- (1) Approved Algorithms. The TPEP Service Provider must use only approved cryptographic algorithms and supporting processes as described in the DOITT Standards found at <http://www.nyc.gov/html/doitt/html/business/security.shtml>.
- (2) Confidential Data at Rest. Where technology permits, private or confidential data at rest must be protected by encryption. The use of password protection instead of encryption is not an acceptable alternative to protecting sensitive information.
- (3) Private or Confidential Data. Data categorized as private or confidential must not be transitioned to removable media without Commission approval.
- (4) Removable Media. Removable media including CDs, backup tapes, and USB memory drives that contain private or confidential data must be encrypted and stored in a secure location.
- (5) Transfer of Removable Media. When transferring removable media, the receiver must be identified to ensure the person requesting the data is a valid recipient.
- (6) Emails. All emails containing data classified as private or confidential must be encrypted.
- (7) Unencrypted Transmission. Unencrypted transmission of private or confidential data in any way (e.g. through the use of web applications or File Transfer Protocol) is not allowed.
- (8) Wireless Networks. Wireless networks must be encrypted in accordance with DOITT Standards.
- (9) Storage of Private or Confidential Data. Only when encrypted may private or confidential data be stored on portable devices such as laptops, smart phones and personal digital assistants (PDAs).
- (10) Portable Devices. Portable devices must not be used for long-term storage of private or confidential data.
- (11) Remote Wipe. Where technologically feasible, portable devices must have the capability to be remotely wiped in the event of theft or accidental loss.
- (12) Protections for Portable Devices. Portable devices must have proper protections in place.
- (13) Approved Encryption Algorithms. Approved encryption algorithms must be a minimum key length of 128 bits.
- (14) Private Keys. Private keys must be kept confidential.
- (15) Key Management. Key lifecycle management must be implemented.
- (16) Keys in Storage and Transit. Keys in storage and transit must be encrypted.
- (17) Key Choice. Keys must be chosen randomly from the entire key space, and weak keys must never be used.
- (18) Encryption Keys. Encryption keys must allow for retrieval for administrative or forensic use.
- (v) Password Policy.
- (1) Passwords and PINs. Passwords and PINs:
- (i) Must never be shared or displayed on screen;
- (ii) Must be classified; and
- (iii) Must be changed when there is any indication of system or password compromise.
- (2) Screen Lock. A password-protected screen lock must be activated within fifteen (15) minutes of user inactivity.
- (3) Encryption of Passwords and PINs. Passwords and PINs:
- (i) Must be encrypted when transmitted electronically with a protocol which complies with the DOITT Standards located at <http://www.nyc.gov/html/doitt/html/business/security.shtml>; and
- (ii) Must be encrypted or hashed when held in storage. When embedded in configuration files, source code or scripts, passwords and PINs must be either encrypted or secured with compensating controls which provide a comparable level of protection.
- (4) Change Password. A user wishing to change his or her password/PIN must be positively identified by demonstrating knowledge of the current password/PIN or by other comparable methods. Passwords must be changed every ninety (90) days. Passwords cannot be changed more than once a day.
- (5) Password Delivery. Passwords must be delivered securely to the recipient (authorized user) with an approved transmission method. Although passwords and PINs must never be shared, initial passwords may be delivered to the recipient's manager. In all cases, the recipient or manager must be positively identified before the password is delivered.
- (6) Sensitive Accounts. All accounts which provide access to sensitive, private or confidential information must be automatically disabled after a maximum of five (5) sequential invalid login attempts within a fifteen (15) minute period. After being disabled, the account must remain locked out for a minimum of fifteen (15) minutes.
- (7) Use of PINs. PINs may only be used where a numeric method for authentication is required, such as a telephone keypad. In all other cases, passwords or pass-phrases must be used for authentication.
- (8) Number of Password and PIN Characters. Passwords and PINs must have a minimum length of eight (8) characters with the exception of voice mail systems, and Blackberry and PDA devices issued by the TPEP Provider, its agents or subcontractors, which must use a password or PIN of at least 4 alphanumeric characters.
- (9) Type of Password Characters. Passwords must be constructed using at least one alphabetic character and at least one character which is either numeric or a special character.
- (10) Derivation of Passwords. Passwords must not be derived from easily guessed, common words or phrases such as those found in dictionaries (English and non-English), nor should they be constructed from user IDs, proper names or other names, words, numbers or dates readily associated with the individual user (e.g., telephone extension, Social Security number, or zip code).
- (11) Temporary or Initial Passwords. Temporary or initial user account passwords and PINs must be set to expire after initial use. Default passwords and PINs must be changed immediately upon the completion of the installation process and/or first login. Temporary or initial user account passwords and PINs must also adhere to all of the standards enumerated in this subdivision (v).
- (12) Expiration Requirements. Additional password/PIN expiration requirements and related guidelines and restrictions are provided as follows for three account types.
- (i) User Accounts.
- (A) User account passwords and/or PINs must expire at least every ninety (90) days.
- (B) There are no exceptions for User account passwords and/or PINs.
- (ii) Administrative Accounts.
- (A) Administrative account passwords must expire at least every ninety (90) days.
- (B) Administrative accounts must be restricted to logging in from specified IP addresses.
- (C) When a staff member who knows an Administrative account password leaves the TPEP Provider or changes his or her job function, that password must be changed.
- (D) Administrative accounts need not expire provided they use two-factor authentication and are either randomly generated or highly complex.
- (E) Where feasible, the use of password management software and/or certificate-based authentication is recommended as an additional control for non-expiring Administrative accounts.
- (iii) Service Accounts.
- (A) Service account passwords must expire at least every ninety (90) days.
- (B) Service accounts must be known only by a limited number of staff members on a need-to-know basis.
- (C) The names of staff who know the password for any Service account must be documented and the list of names/service accounts must be kept current.
- (D) Service accounts must be restricted to logging in from specified IP addresses.
- (E) When a staff member who knows a Service account password leaves the TPEP Provider or changes his or her job function, that password must be changed.
- (F) Service accounts need not expire provided they have a minimum length of fifteen (15) characters and are either randomly generated or highly complex.
- (G) Where feasible, the use of password management software and/or certificate-based authentication is recommended as an additional control for non-expiring Service accounts.
- (13) Reuse of Passwords and PINs. Users cannot re-use any of the past four (4) passwords.
- (14) Automate Enforcement or Establish Equivalent Controls. Where possible, the system must automate the enforcement of these requirements. Where this is not possible, equivalent controls must be established through alternative methods or procedures. For example, as an alternative to enforcing password complexity, the administrator could periodically use tools to detect weak passwords and require users with weak passwords to change them.
- (w) Access Policy.
- (1) Authenticated Users. Users must be positively and individually identified and authenticated prior to being permitted access to any TPEP Data or related networking and computing resource.
- (2) Connection to Only One Network. A computer or computing device must not be connected simultaneously to more than one network.
- (3) Fax Modem Function. The fax modem function must be appropriately configured on all network resources to not answer any incoming call requests.
- (4) Disconnect from Remote Access. Users must disconnect from the remote access connection when not actively in use.
- (5) One Hour Limit. Users must be disconnected after a maximum of one (1) hour of no user input or activity. This does not apply to application program inactivity. The application time-out period will be determined by the application owner. Users must not use a device or program acting in their absence to avoid the one-hour inactivity disconnect.
- (6) Confidentiality of Passwords and Authentication Mechanisms. Users are responsible for maintaining the confidentiality of passwords or other authentication mechanisms that are assigned in conjunction with the remote access service. A user's credentials must be classified as restricted information. Individual passwords must never be shared.
- (7) Confidentiality of Data Remotely Accessed. Users must protect the confidentiality and integrity of data that is accessed remotely. This includes, but is not limited to, ensuring that TPEP Data is either erased from the remote device after use or appropriately protected based on the level of sensitivity of the information.
- (x) User Responsibilities Policy.
- (1) Safeguard. The TPEP Provider is responsible and accountable for safeguarding TPEP Data from unauthorized modification, disclosure, and destruction.
- (2) Protect Critical Data. Critical data and removable data devices (USB drives, CDs, external drives, etc.) must be protected by appropriate physical means from modification, theft, or unauthorized access.
- (3) Faxing Sensitive Information. When faxing sensitive information, the recipients must be called in advance to ensure the fax is properly managed upon receipt.
- (4) Remove Documents. When faxing, copying or printing is completed, all documents must be removed from the common area.
- (5) Screen Lock Workstations. Users must screen lock their active workstations when left unattended.
- (6) Protect PDA Devices. Users must utilize passwords to protect PDA devices and voice mail systems.
- (7) Protect Credentials. Individual users must properly protect credentials for their accounts. Individual credentials must never be shared.
- (8) Group IDs. The use of group IDs is prohibited.
- (9) Written Passwords. Writing down passwords is strongly discouraged. Passwords that are written must be appropriately stored to prevent disclosure to anyone other than the individual user. Passwords that are written must not reference the account or data store they protect.
- (10) PINs for Blackberry. PINs for Blackberry,

PDA, and voicemail must be a minimum of four (4) digits.

(y) Vulnerability Management Policy.

(1) Inventory Computing Resources. All computing resources must be inventoried to determine the types of hardware, operating systems, and software applications that are used within the organization.

(2) Review and Update Inventory. The computing resource inventory must be periodically reviewed and updated to accurately reflect the environment. The inventory must be updated whenever new resources, hardware, operating systems, or software are added to the environment.

(3) Monitor Sources of Threat and Vulnerability. The TPEP Provider must continuously monitor sources of threat and vulnerability information from internal and external security sources.

(4) Review Vulnerability Information. The TPEP Provider must perform a timely review of vulnerability information received from reputable sources.

(5) Perform Analysis. The TPEP Provider must perform proper analysis to confirm applicability of identified vulnerabilities in comparison to system inventory.

(6) Categorize Vulnerabilities. The TPEP Provider must classify applicable vulnerabilities based on significance. At a minimum, classification must consist of urgent, routine, or not applicable.

(7) Remediate Vulnerabilities. The TPEP Provider must have a process to remediate vulnerabilities based on significance.

(8) Automated Patch Management Tools. The TPEP Provider must use automated patch management tools to expedite the distribution of patches to systems and verify that patches are applied successfully and securely within seventy-two (72) hours.

(9) Action Plan. The TPEP Provider must maintain a process that develops an action plan to remediate all verified vulnerabilities.

NEW YORK CITY LAW DEPARTMENT
100 CHURCH STREET
NEW YORK, NY 10007
212-788-1087

CERTIFICATION PURSUANT TO CHARTER §1043(d)

RULE TITLE: T-PEP Security Standards

REFERENCE NUMBER: 2013 RG 001

RULEMAKING AGENCY: Taxi and Limousine Commission

I certify that this office has reviewed the above-referenced proposed rule as required by section 1043(d) of the New York City Charter, and that the above-referenced proposed rule:

- (i) is drafted so as to accomplish the purpose of the authorizing provisions of law;
(ii) is not in conflict with other applicable rules;
(iii) to the extent practicable and appropriate, is narrowly drawn to achieve its stated purpose; and
(iv) to the extent practicable and appropriate, contains a statement of basis and purpose that provides a clear explanation of the rule and the requirements imposed by the rule.

/s/ STEVEN GOULDEN Date: January 11, 2013
Acting Corporation Counsel

NEW YORK CITY MAYOR'S OFFICE OF OPERATIONS
253 BROADWAY, 10th FLOOR
NEW YORK, NY 10007
212-788-1400

CERTIFICATION / ANALYSIS PURSUANT TO CHARTER SECTION 1043(d)

RULE TITLE: T-PEP Security Standards

REFERENCE NUMBER: TLC-42

RULEMAKING AGENCY: TLC

I certify that this office has analyzed the proposed rule referenced above as required by Section 1043(d) of the New York City Charter, and that the proposed rule referenced above:

- (i) Is understandable and written in plain language for the discrete regulated community or communities;
(ii) Minimizes compliance costs for the discrete regulated community or communities consistent with achieving the stated purpose of the rule; and
(iii) Does not provide a cure period because it does not establish a violation, modification of a violation, or modification of the penalties associated with a violation.

/s/ Francisco Navarro January 11, 2013
Mayor's Office of Operations Date

SPECIAL MATERIALS

CITYWIDE ADMINISTRATIVE SERVICES

MUNICIPAL SUPPLY SERVICES

NOTICE

OFFICIAL FUEL PRICE SCHEDULE NO. 7017 FUEL OIL AND KEROSENE

Table with columns: CONTRACT NO., ITEM NO., FUEL/OIL TYPE, VENDOR, CHANGE, PRICE EFF. 1/14/2013. Lists various fuel contracts and prices.

OFFICIAL FUEL PRICE SCHEDULE NO. 7018 FUEL OIL, PRIME AND START

Table with columns: CONTRACT NO., ITEM NO., FUEL/OIL TYPE, VENDOR, CHANGE, PRICE EFF. 1/14/2013. Lists fuel contracts for prime and start.

OFFICIAL FUEL PRICE SCHEDULE NO. 7019 FUEL OIL AND REPAIRS

Table with columns: CONTRACT NO., ITEM NO., FUEL/OIL TYPE, VENDOR, CHANGE, PRICE EFF. 1/14/2013. Lists fuel contracts for repairs.

OFFICIAL FUEL PRICE SCHEDULE NO. 7020 GASOLINE

Table with columns: CONTRACT NO., ITEM NO., FUEL/OIL TYPE, VENDOR, CHANGE, PRICE EFF. 1/14/2013. Lists gasoline contracts.

REMINDER FOR ALL AGENCIES:

Please Send Inspection Copy Of Receiving Report for all Gasoline (E70, UL & PREM) Delivered by Tank Wagon to DMSS/ Bureau Of Quality Assurance (BQA), 1 Centre St., 18th Floor, NY, NY 10007.

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OFFICIAL FUEL PRICE SCHEDULE NO. 7009A FUEL OIL AND KEROSENE

Table with columns: CONTRACT NO., ITEM NO., FUEL/OIL TYPE, VENDOR, CHANGE, PRICE EFF. 12/31/2012. Lists fuel contracts for schedule 7009A.

NOTE: (A) CONTRACT 3287257, ITEM 7.10, HAS BEEN UPDATED ON JANUARY 1, 2013.

OFFICIAL FUEL PRICE SCHEDULE NO. 7010 FUEL OIL, PRIME AND START

Table with columns: CONTRACT NO., ITEM NO., FUEL/OIL TYPE, VENDOR, CHANGE, PRICE EFF. 12/31/2012. Lists fuel contracts for schedule 7010.

OFFICIAL FUEL PRICE SCHEDULE NO. 7011
FUEL OIL AND REPAIRS

CONTRACT NO.	ITEM NO.	FUEL/OIL TYPE	VENDOR	CHANGE	PRICE EFF. 12/31/2012
3087218	1.0	#4	CITY WIDE BY TW	PACIFIC ENERGY	+0204 GAL. 3.3246 GAL.
3087218	2.0	#6	CITY WIDE BY TW	PACIFIC ENERGY	+0178 GAL. 3.1617 GAL.
3087115	1.0	ULSH	MANH & BRONX	PACIFIC ENERGY	+0227 GAL. 3.1064 GAL.
3087115	80.0	ULSH	BKLYN, QUEENS, SI	PACIFIC ENERGY	+0227 GAL. 3.1116 GAL.

OFFICIAL FUEL PRICE SCHEDULE NO. 7012A
GASOLINE

CONTRACT NO.	ITEM NO.	FUEL/OIL TYPE	VENDOR	CHANGE	PRICE EFF. 12/31/2012
3187093	5.0	E70	CITY WIDE BY TW	SPRAGUE ENERGY CORP.	-0026 GAL. 2.5675 GAL.
3187093	2.0	PREM	CITY WIDE BY TW	SPRAGUE ENERGY CORP.	+1054 GAL. 3.1196 GAL.
3187093	4.0	PREM	P/U	SPRAGUE ENERGY CORP.	+1054 GAL. 3.0405 GAL.
3287257	6.1	PREM	CITY WIDE BY VEHICLE	SPRAGUE ENERGY CORP.	N/A GAL. 3.4791 GAL.(A)
3187093	1.0	U.L.	CITY WIDE BY TW	SPRAGUE ENERGY CORP.	+0519 GAL. 2.8493 GAL.
3187093	3.0	U.L.	P/U	SPRAGUE ENERGY CORP.	+0519 GAL. 2.7732 GAL.
3287257	1.1	U.L.	MANH P/U BY VEHICLE	SPRAGUE ENERGY CORP.	N/A GAL. 3.2805 GAL.(B)
3287257	2.1	U.L.	BX P/U BY VEHICLE	SPRAGUE ENERGY CORP.	N/A GAL. 3.1805 GAL.(C)
3287257	3.1	U.L.	BR P/U BY VEHICLE	SPRAGUE ENERGY CORP.	N/A GAL. 3.1805 GAL.(D)
3287257	4.1	U.L.	QNS P/U BY VEHICLE	SPRAGUE ENERGY CORP.	N/A GAL. 3.1805 GAL.(E)
3287257	5.1	U.L.	S.I. P/U BY VEHICLE	SPRAGUE ENERGY CORP.	N/A GAL. 3.1805 GAL.(F)

NOTE:
(A) CONTRACT 3287257, ITEM 6.10, HAS BEEN UPDATED ON JANUARY 1, 2013.
(B) CONTRACT 3287257, ITEM 1.10, HAS BEEN UPDATED ON JANUARY 1, 2013.
(C) CONTRACT 3287257, ITEM 2.10, HAS BEEN UPDATED ON JANUARY 1, 2013.
(D) CONTRACT 3287257, ITEM 3.10, HAS BEEN UPDATED ON JANUARY 1, 2013.
(E) CONTRACT 3287257, ITEM 4.10, HAS BEEN UPDATED ON JANUARY 1, 2013.
(F) CONTRACT 3287257, ITEM 5.10, HAS BEEN UPDATED ON JANUARY 1, 2013.

REMINDER FOR ALL AGENCIES:

Please Send Inspection Copy Of Receiving Report for all Gasoline (E70, UL & PREM) Delivered by Tank Wagon to DMSS/ Bureau Of Quality Assurance (BQA), 1 Centre St., 18th Floor, NY, NY 10007.

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OFFICIAL FUEL PRICE SCHEDULE NO. 7013A
FUEL OIL AND KEROSENE

CONTRACT NO.	ITEM NO.	FUEL/OIL TYPE	VENDOR	CHANGE	PRICE EFF. 1/7/2013
3187250	5.0	#1DULS	CITY WIDE BY TW	GLOBAL MONTELLO GROUP	-0249 GAL. 3.6760 GAL.
3187250	6.0	#1DULS	P/U	GLOBAL MONTELLO GROUP	-0249 GAL. 3.5510 GAL.
3187251	11.0	#1DULS >=80%	CITY WIDE BY TW	SPRAGUE ENERGY CORP.	-0249 GAL. 3.8217 GAL.
3187251	12.0	#1DULS B100 <=20%	CITY WIDE BY TW	SPRAGUE ENERGY CORP.	-0249 GAL. 5.0875 GAL.
3187251	13.0	#1DULS >=80%	P/U	SPRAGUE ENERGY CORP.	-0249 GAL. 3.7374 GAL.
3187251	14.0	#1DULS B100 <=20%	P/U	SPRAGUE ENERGY CORP.	-0249 GAL. 5.0031 GAL.
3087064	1.0	#1DULSB50	CITY WIDE BY TW	METRO FUEL OIL CORP.	+0090 GAL. 4.0848 GAL.
3187249	1.0	#2DULS	CITY WIDE BY TW	CASTLE OIL CORPORATION	-0275 GAL. 3.2332 GAL.
3187249	2.0	#2DULS	P/U	CASTLE OIL CORPORATION	-0275 GAL. 3.1917 GAL.
3187249	3.0	#2DULS	CITY WIDE BY TW	CASTLE OIL CORPORATION	-0275 GAL. 3.2487 GAL.
3187249	4.0	#2DULS	P/U	CASTLE OIL CORPORATION	-0275 GAL. 3.2117 GAL.
3187249	7.0	#2DULS >=80%	CITY WIDE BY TW	CASTLE OIL CORPORATION	-0275 GAL. 3.2410 GAL.
3187249	8.0	#2DULS B100 <=20%	CITY WIDE BY TW	CASTLE OIL CORPORATION	-0275 GAL. 3.3782 GAL.
3187249	9.0	#2DULS >=80%	P/U	CASTLE OIL CORPORATION	-0275 GAL. 3.2017 GAL.
3187249	10.0	#2DULS B100 <=20%	P/U	CASTLE OIL CORPORATION	-0275 GAL. 3.3352 GAL.
3387022	15.1	#2DULS	BARGE MTF III & ST. GEORGE & WI	SPRAGUE ENERGY CORP.	-0275 GAL. 3.3291 GAL.
3087065	2.0	#2DULSB50	CITY WIDE BY TW	SPRAGUE ENERGY CORP.	+0077 GAL. 3.8322 GAL.
3287257	7.1	#2DULSDISP	DISPENSED	SPRAGUE ENERGY CORP.	-0275 GAL. 3.5896 GAL.(A)
3187263	1.0	JETA	FLOYD BENNETT	METRO FUEL OIL CORP.	+0061 GAL. 3.7299 GAL.
3387042	1.0	#2B5	CITY WIDE BY TW	CASTLE OIL CORPORATION	-0322 GAL. 3.1961 GAL.
3387042	2.0	#4B5	CITY WIDE BY TW	CASTLE OIL CORPORATION	+0173 GAL. 3.0034 GAL.
3387042	3.0	#6B5	CITY WIDE BY TW	CASTLE OIL CORPORATION	+0683 GAL. 2.8440 GAL.
3387042	4.0	B100 <=20%	CITY WIDE BY TW	CASTLE OIL CORPORATION	-0275 GAL. 3.7996 GAL.
3387042	5.0	#2(ULSH) >=80%	CITY WIDE BY TW	CASTLE OIL CORPORATION	-0275 GAL. 3.1643 GAL.

NOTE:
(A) CONTRACT 3287257, ITEM 7.10, HAS BEEN UPDATED ON JANUARY 1, 2013.

OFFICIAL FUEL PRICE SCHEDULE NO. 7014
FUEL OIL, PRIME AND START

CONTRACT NO.	ITEM NO.	FUEL/OIL TYPE	VENDOR	CHANGE	PRICE EFF. 1/7/2013
3087225	1.0	#4	CITY WIDE BY TW	METRO FUEL OIL CORP.	+0224 GAL. 3.4057 GAL.
3087225	2.0	#6	CITY WIDE BY TW	METRO FUEL OIL CORP.	+0764 GAL. 3.1852 GAL.
3087154	1.0	ULSH	MANH	F & S PETROLEUM CORP.	-0275 GAL. 3.2535 GAL.
3087154	79.0	ULSH	BRONX	F & S PETROLEUM CORP.	-0275 GAL. 3.2535 GAL.
3087154	157.0	ULSH	BKLYN, QUEENS, SI	F & S PETROLEUM CORP.	-0275 GAL. 3.3335 GAL.

OFFICIAL FUEL PRICE SCHEDULE NO. 7015
FUEL OIL AND REPAIRS

CONTRACT NO.	ITEM NO.	FUEL/OIL TYPE	VENDOR	CHANGE	PRICE EFF. 1/7/2013
3087218	1.0	#4	CITY WIDE BY TW	PACIFIC ENERGY	+0224 GAL. 3.3470 GAL.
3087218	2.0	#6	CITY WIDE BY TW	PACIFIC ENERGY	+0764 GAL. 3.2381 GAL.
3087115	1.0	ULSH	MANH & BRONX	PACIFIC ENERGY	-0275 GAL. 3.0789 GAL.
3087115	80.0	ULSH	BKLYN, QUEENS, SI	PACIFIC ENERGY	-0275 GAL. 3.0841 GAL.

OFFICIAL FUEL PRICE SCHEDULE NO. 7016A
GASOLINE

CONTRACT NO.	ITEM NO.	FUEL/OIL TYPE	VENDOR	CHANGE	PRICE EFF. 1/7/2013
3187093	5.0	E70	CITY WIDE BY TW	SPRAGUE ENERGY CORP.	-0104 GAL. 2.5571 GAL.
3187093	2.0	PREM	CITY WIDE BY TW	SPRAGUE ENERGY CORP.	+0218 GAL. 3.1414 GAL.
3187093	4.0	PREM	P/U	SPRAGUE ENERGY CORP.	+0218 GAL. 3.0623 GAL.
3287257	6.1	PREM	CITY WIDE BY VEHICLE	SPRAGUE ENERGY CORP.	+0218 GAL. 3.5009 GAL.(A)
3187093	1.0	U.L.	CITY WIDE BY TW	SPRAGUE ENERGY CORP.	+0137 GAL. 2.8630 GAL.
3187093	3.0	U.L.	P/U	SPRAGUE ENERGY CORP.	+0137 GAL. 2.7869 GAL.
3287257	1.1	U.L.	MANH P/U BY VEHICLE	SPRAGUE ENERGY CORP.	+0137 GAL. 3.2942 GAL.(B)
3287257	2.1	U.L.	BX P/U BY VEHICLE	SPRAGUE ENERGY CORP.	+0137 GAL. 3.1942 GAL.(C)
3287257	3.1	U.L.	BR P/U BY VEHICLE	SPRAGUE ENERGY CORP.	+0137 GAL. 3.1942 GAL.(D)
3287257	4.1	U.L.	QNS P/U BY VEHICLE	SPRAGUE ENERGY CORP.	+0137 GAL. 3.1942 GAL.(E)
3287257	5.1	U.L.	S.I. P/U BY VEHICLE	SPRAGUE ENERGY CORP.	+0137 GAL. 3.1942 GAL.(F)

NOTE:
(A) CONTRACT 3287257, ITEM 6.10, HAS BEEN UPDATED ON JANUARY 1, 2013.
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HOUSING PRESERVATION & DEVELOPMENT

NOTICE

REQUEST FOR COMMENT REGARDING AN APPLICATION FOR A CERTIFICATION OF NO HARASSMENT

Notice Date: January 11, 2013

To: Occupants, Former Occupants, and Other Interested Parties

Property Address	Application #	Inquiry Period
52 Hamilton Terrace, Manhattan	138/12	December 3, 2009 to Present
578 9th Avenue, Manhattan	139/12	December 5, 2009 to Present
145 West 118th Street, Manhattan	140/12	December 7, 2009 to Present
243 West 122nd Street, Manhattan	141/12	December 7, 2009 to Present
68 West 126th Street, Manhattan	142/12	December 7, 2009 to Present
152 West 128th Street, Manhattan	143/12	December 7, 2009 to Present
518 West 150th Street, Manhattan	144/12	December 7, 2009 to Present
183 Lenox Avenue, Manhattan	146/12	December 14, 2009 to Present
17 West 120th Street, Manhattan	149/12	December 19, 2009 to Present
43 West 131st Street, Manhattan	150/12	December 24, 2009 to Present
18 Brevoort Place, Brooklyn	145/12	December 7, 2009 to Present
133 Ft. Greene Place, Brooklyn	147/12	December 14, 2009 to Present

Authority: SRO, Administrative Code §27-2093

Before the Department of Buildings can issue a permit for the alteration or demolition of a single room occupancy multiple dwelling, the owner must obtain a "Certification of No Harassment" from the Department of Housing Preservation and Development ("HPD") stating that there has not been harassment of the building's lawful occupants during a specified time period. Harassment is conduct by an owner that is intended to cause, or does cause, residents to leave or otherwise surrender any of their legal occupancy rights. It can include, but is not limited to, failure to provide essential services (such as heat, water, gas, or electricity), illegally locking out building residents, starting frivolous lawsuits, and using threats or physical force.

The owner of the building identified above has applied for a Certification of No Harassment. If you have any comments or evidence of harassment at this building, please notify HPD at **CONH Unit, 100 Gold Street, 3rd Floor, New York, NY 10038** by letter postmarked not later than 30 days from the date of this notice or by an in-person statement made within the same period. To schedule an appointment for an in-person statement, please call (212) 863-5277, (212) 863-8211 or (212) 863-8298.

REQUEST FOR COMMENT REGARDING AN APPLICATION FOR A CERTIFICATION OF NO HARASSMENT

Notice Date: January 11, 2013

To: Occupants, Former Occupants, and Other Interested Parties

Property Address	Application #	Inquiry Period
578 9th Avenue, Manhattan	139/12	December 5, 1997 to Present
826 10th Avenue, Manhattan	148/12	December 19, 1997 to Present

Authority: Special Clinton District, Zoning Resolution §96-110

Before the Department of Buildings can issue a permit for the alteration or demolition of a multiple dwelling in certain areas designated in the Zoning Resolution, the owner must obtain a "Certification of No Harassment" from the Department of Housing Preservation and Development ("HPD") stating that there has not been harassment of the building's lawful occupants during a specified time period. Harassment is conduct by an owner that is intended to cause, or does cause, residents to leave or otherwise surrender any of their legal occupancy rights. It can include, but is not limited to, failure to provide essential services (such as heat, water, gas, or electricity), illegally locking out building residents, starting frivolous lawsuits, and using threats or physical force.

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j11-18

OFFICE OF THE MAYOR

NOTICE

PROCLAMATION OF ELECTION

As a result of James Sanders, Jr. accepting a seat in the New York State Senate, effective January 1, 2013, and his resignation from the City Council, a vacancy has been created in the seat he has held as a Council Member for the thirty-first Council district. Accordingly, pursuant to the authority vested in me by Section 25(b)(1) and 25(b)(6) of the New York City Charter, I hereby proclaim that a special election shall be held in the thirty-first district on February 19, 2013 to elect a council member to serve until December 31, 2013. Pursuant to Section 25(b)(7) of the Charter,

nomination of candidates in this election shall be by independent nominating petition.

DATED: January 3, 2013 s/s Michael R. Bloomberg Mayor j7-f19

TRANSPORTATION

NOTICE

PUBLIC NOTICE OF A CONCESSION OPPORTUNITY FOR THE OPERATION, MANAGEMENT AND MAINTENANCE OF AN EXPANSION TO THE PEDESTRIAN PLAZAS LOCATED ON BROADWAY AND 7TH AVENUE BETWEEN WEST 41ST AND WEST 53RD STREETS, BOROUGH OF MANHATTAN

The Department of Transportation ("DOT") intends to seek approval from the Franchise and Concession Review

Committee to utilize a different procedure to negotiate an amendment to the Sole Source Concession Agreement dated September 9, 2009 as amended on January 7, 2011 with the not-for-profit organization, Times Square District Management Association, Inc. ("TSA") for the operation, management, and maintenance of pedestrian plazas located on Broadway and 7th Avenue between West 41st and West 53rd Streets, Borough of Manhattan ("Licensed Plaza"), including through DOT-approved events, sponsorships, and subconcessions including but not limited to providing for the sale of any of the following: prepared food, flowers, locally grown produce or locally manufactured products, merchandise (such as souvenirs or T-shirts) that helps brand or promote the neighborhood or the concessionaire, and other similar merchandise. The amendment would expand the Licensed Plaza to include additional concession areas along Broadway and 7th Avenue estimated to be approximately 150,000 square feet. This amendment will cause the existing concession to now be considered a major concession as defined in Title 62, Chapter 7 of the Rules of the City of New York.

However, DOT will consider additional expressions of interest from other potential not-for-profit concessionaires for

the operation, management, and maintenance of the portion of the Licensed Plaza that DOT intends to expand. In order to qualify, interested organizations should be active in the neighborhood of the Licensed Plaza and have demonstrated experience in the management, operation and maintenance of publicly accessible facilities, including but not limited to programming/events management and concession or retail operation/management.

Not for profit organizations may express interest in the proposed concession by contacting Andrew Wiley-Schwartz, Assistant Commissioner for Public Spaces, by email at awileyschwartz@dot.nyc.gov or in writing at 55 Water Street, 9th Floor, New York, NY 10041 by February 1, 2013. Mr. Wiley-Schwartz may also be contacted with any questions relating to the proposed concession by email or by telephone at (212) 839-6678.

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

j14-28

CHANGES IN PERSONNEL

Table with columns: NAME, DEPT. OF DESIGN & CONSTRUCTION, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for various departments.

Table with columns: NAME, DEPT OF INFO TECH & TELECOMM, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the Department of Information Technology and Telecommunications.

Table with columns: NAME, DEPT OF RECORDS & INFO SERVICE, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the Department of Records and Information Services.

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

Table with columns: NAME, DEPT OF CITYWIDE ADMIN SVCS, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the Department of Citywide Administrative Services.

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

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

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

Table with columns: NAME, DISTRICT ATTORNEY QNS COUNTY, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the District Attorney in Queens County.

Table with columns: NAME, DISTRICT ATTORNEY RICHMOND COU, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the District Attorney in Richmond County.

Table with columns: NAME, DISTRICT ATTORNEY-SPECIAL NARC, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the District Attorney - Special Narcotics.

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

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

Table with columns: NAME, NYC EMPLOYEES RETIREMENT SYS, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the NYC Employees Retirement System.

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

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

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

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

Table with columns: NAME, TAX COMMISSION, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the Tax Commission.

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

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LATE NOTICE

CITYWIDE ADMINISTRATIVE SERVICES

SOLICITATIONS

Goods

DIGITAL COLOR PRESS - Competitive Sealed Bids - PIN# 8571300226 - DUE 02-04-13 AT 10:30 A.M. - A copy of the bid can be downloaded from City Record Online at http://a856-internet.nyc.gov/nycvendoronline/home.asp. Enrollment is free. Vendors may also request the bid by contacting Vendor Relations via email at dcasdmssbids@dcas.nyc.gov by telephone at (212) 669-8610.

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, 18th Floor, New York, NY 10007. Harry Tian (212) 386-0463; Fax: (212) 313-3198; htian@dcas.nyc.gov

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