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THE CITY RECORD

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PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

BOROUGH PRESIDENT - QUEENS

MEETING

The Queens Borough Board will meet Tuesday, February 10, 2015 at 5:30 P.M. in the Queens Borough President Conference Room, 120-55 Queens Boulevard, 2nd Floor, Kew Gardens, N.Y. 11424.

IN THE MATTER OF an application filed by the Department of City Planning in collaboration with the Department of Buildings and the



Fire Department of New York proposing a city-wide Zoning Text Amendment to facilitate and make effective safety measures that are part of the NYC 2014 Building Code. The proposed text amendment would exempt space used to provide emergency evacuations from countable zoning floor area and enhance public safety in new high rise nonresidential buildings which are taller than 420 feet.

f4-10

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 22 Reade Street, New York, NY, on Wednesday, February 18, 2015 at 10:00 A.M.

BOROUGH OF BROOKLYN
No. 1
2702 WEST 15TH STREET

CD 13

IN THE MATTER OF an application submitted by SO Development Enterprises, LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to the following sections of the Zoning Resolution:

- Section 106-32(a) - to allow a commercial use (U.G. 16D) not otherwise permitted by the provisions of Section 106-31 (Special Provisions for As-of-Right New Buildings for Use Group M or Commercial Use); and
- Section 106-32I - to modify the yard regulations of Section 106-34 (Special Yard Regulations);

to facilitate the development of a 3-story commercial warehouse building on property located at 2702 West 15th Street (Block 6996, Lots 53 & 59), in an M1-2 District, within the Special Coney Island Mixed Use District.

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

**CITYWIDE
No. 2**

STAIRWELLS TEXT AMENDMENT

CITYWIDE N 150167 ZRY
IN THE MATTER OF an application by the Department of City Planning pursuant to Section 200 of the New York City Charter for an amendment of the Zoning Resolution of the City of New York, pertaining to exempting floor space occupied by additional safety measures that are required by the 2014 New York City Building Code from counting towards zoning floor area.

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

**ARTICLE I
GENERAL PROVISIONS**

* * *

**Chapter 2
Construction of Language and Definitions**

* * *

**12-10
DEFINITIONS**

Words in the text or tables of this Resolution which are #italicized# shall be interpreted in accordance with the provisions set forth in this Section.

* * *

Floor area

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

443. #basement# space, except as specifically excluded in this definition;

(b) elevator shafts or stairwells at each floor; , except as specifically excluded in this definition;

* * *

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

* * *

(11) floor space within stairwells

i. at each floor of #buildings# containing #residences# #developed# or #enlarged# after April 16, 2008, that are greater than 125 feet in height, provided that :

i. (1) such stairwells are located on a #story# containing #residences#;

ii. (2) such stairwells are used as a required means of egress from such #residences#;

(iii) (3) such stairwells have a minimum width of 44 inches;

(iv) (4) such floor space excluded from #floor area# shall be limited to a maximum of eight inches of stair and landing width measured along the length of the stairwell enclosure at each floor; and

(v) (5) where such stairwells serve non-#residential uses# on any floor, or are located within multi-level #dwelling units#, the entire floor space within such stairwells on such floors shall count as #floor area#;

ii. at each floor of #buildings# #developed# or #enlarged# after (date of amendment), that are 420 feet or greater in height, provided that :

1. such stairwells serve a space that is any occupancy group other than Group R-2, as classified in the New York City Building Code, that is located at or above a height of 420 feet; and

2. such floor space excluded from #floor area# shall be limited to:

a. the 25 percent of stair and landing width required by the New York City Building Code which is provided in addition to the stair and landing widths required by such Code for means of egress; or

bb. the one stairwell required by the New York City Building Code which is provided in addition to the stairwells required by such Code for means of egress. For the purposes of this paragraph

(11)(ii)(2)(bb), such additional stairwell shall include the stair and landings as well as any walls enclosing such stair and landings;

(12) exterior wall thickness, up to eight inches:

* * *

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

f4-18

COMMUNITY BOARDS

■ PUBLIC HEARINGS

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

BOROUGH OF BROOKLYN

COMMUNITY BOARD NO. 02 - Tuesday, February 17, 2015 at 6:00 P.M., St. Francis College, 180 Remsen Street (1st Floor Board Room), Brooklyn, NY

Department of Consumer Affairs Application #102-2015-ASWC **IN THE MATTER OF** an application by Sud-Ouest 33, Inc., doing business as Bacchus, for review pursuant to Section 20-226(b) of the New York City Administrative Code, to construct and operate an unenclosed sidewalk café with 4 tables and 22 seats at 411 Atlantic Avenue, between Bond and Nevins Streets, in the Borough of Brooklyn.

• f10-17

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

BOROUGH OF BROOKLYN

COMMUNITY BOARD NO. 01 - Tuesday, February 10, 2015 at 6:30 P.M., Swinging 60's Senior Citizen Center, 211 Ainslie Street, Brooklyn, NY

Public Hearing to receive comments on the Preliminary FY' 2016 Budget.

f5-10

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

BOROUGH OF QUEENS

COMMUNITY BOARD NO. 05 - Wednesday, February 11, 2015, 7:30 P.M., Christ the King H.S., 68-02 Metropolitan Avenue, Middle Village, NY

#C150218PSQ - Newtown Creek East Branch Aeration Facility **IN THE MATTER OF** an application submitted by the Department of Environmental Protection and the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter for the site selection of property located at 58-26 47th Street, for use as an aeration facility.

#N130330ECQ **IN THE MATTER OF** an application from the Phillie's Pizzeria II Inc., doing business as, Phillie's Pizza, for review pursuant to Section 366-a(c) of the New York City Charter, of the grant of a renewal of a revocable consent to operate an existing enclosed sidewalk cafe with 16 tables and 33 seats at 7402 Eliot Avenue on the east side of 75th Street, in the Borough of Queens.

f5-11

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

BOROUGH OF BROOKLYN

COMMUNITY BOARD NO. 11 - Thursday, February 12, 2015 at 7:30 P.M., St. Athanasius School, 6120 Bay Parkway, Brooklyn, NY

BSA# 156-92-BZ
1835 Bay Ridge Parkway, Brooklyn, NY
IN THE MATTER OF an application to seek the extension of the term of a previously granted variance which permitted a medical office.

f6-12

BOARD OF CORRECTION**■ NOTICE**

Please take note that the next meeting of the Board of Correction will be held on February 10, 2015, at 9:00 A.M. The location of the meeting will be 455 First Avenue, New York, NY 10016 - Auditorium on Ground Floor.

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

f4-10

FINANCE**■ PUBLIC HEARINGS**

Please take notice the third NYC Community Investment Advisory Board (CIAB) public hearing will be held in the Bronx on Thursday, February 12, 2015 between 6:00 P.M. - 8:00 P.M. Those wishing to testify must register between 5:15 P.M. and 6:00 P.M. The location of the meeting is Bronx Borough Hall, 851 Grand Concourse, Bronx, NY 10451.

f6-12

Please take notice the second NYC Community Investment Advisory Board (CIAB) public hearing will be held in Staten Island on Tuesday, February 10, 2015 between 6:00 P.M. - 8:00 P.M. Those wishing to testify must register between 5:15 and 6:00 P.M. The location of the meeting is Staten Island Borough Hall, Room 125, 10 Richmond Terrace #2, Staten Island, NY 10301.

f5-10

Please take notice the fourth NYC Community Investment Advisory Board (CIAB) public hearing will be held in Queens on Tuesday, February 17, 2015 between 6:00 P.M. - 8:00 P.M. Those wishing to testify must register between 5:15 P.M. and 6:00 P.M. The location of the meeting is Queens Borough Hall, Room 200, 120-55 Queens Boulevard, Kew Gardens, NY 11424.

f10-17

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 25-303, 25-307, 25-308, 25-309, 25-313, 25-318, 25-320) on Tuesday, **February 17, 2015 at 9:30 A.M.**, a public hearing will be held at 1 Centre Street, 9th Floor, Borough of Manhattan with respect to the following properties and then followed by a public meeting. The final order and estimated times for each application will be posted on the Landmarks Preservation Commission website the Friday before the hearing. Any person requiring reasonable accommodation in order to participate in the hearing or attend the meeting should contact the Landmarks Commission no later than five (5) business days before the hearing or meeting.

404 Richmond Terrace, aka 404-418 Richmond Terrace St. George Historic District

16-2685 – Block 3, Lot 40, Zoned R5
Community District 1, Staten Island

CERTIFICATE OF APPROPRIATENESS

A Greek Revival style freestanding house built c. 1835 and altered in 1924-25 by Sibley & Fetherston. Application is to alter the facades, reconstruct the rear wall of the addition, install mechanical equipment, construct a parking lot, demolish a wall, and install a perimeter fence.

4680 Fieldston Road – Fieldston Historic District

09-6026 – Block 5819, Lot 2166, Zoned R1-2
Community District 8, Bronx

CERTIFICATE OF APPROPRIATENESS

A Tudor Revival style house designed by Mann & MacNeille and built in 1917-1918. Application is to construct three additional houses on the lot.

8 Old Fulton Street – Fulton Ferry Historic District

16-0620 – Block 200, Lot 5, Zoned M2
Community District 2, Brooklyn

CERTIFICATE OF APPROPRIATENESS

An Italianate style commercial office building designed by E.B. Jackson & Company and built in 1860-61. Application is to replace a stair and alter areaway.

211 Carlton Avenue – Fort Greene Historic District

16-4606 – Block 2090, Lot 29, Zoned R6B
Community District 2, Brooklyn

CERTIFICATE OF APPROPRIATENESS

An Italianate style rowhouse built in 1866. Application is to combine window and door openings at the rear facade.

474 Waverly Avenue – Clinton Hill Historic District

14-4573 – Block 1977, Lot 22, Zoned R6-B.
Community District 2, Brooklyn

CERTIFICATE OF APPROPRIATENESS

A neo-Grec style rowhouse designed by Robert Dixon and built in 1888. Application is to legalize the installation of a security door and stoop gate without Landmarks Preservation Commission permit(s).

178 Court Street – Cobble Hill Historic District

16-3310 – Block 297, lot 31, Zoned C-2.
Community District 6, Brooklyn

CERTIFICATE OF APPROPRIATENESS

A vacant lot. Application is to construct a two-story building.

139 Lefferts Avenue – Prospect Lefferts Gardens Historic District

16-6490 – Block 1319, Lot 88, Zoned R5
Community District 9, Brooklyn

CERTIFICATE OF APPROPRIATENESS

A neo-French Renaissance style rowhouse designed by Frank S. Lowe and built in 1906. Application is to legalize the installation of doors and areaway fence without Landmarks Preservation Commission permit(s).

140 Broadway - 140 Broadway – Originally Marine Midland Bank Building - Individual Landmark

16-6653 – Block 48, Lot 1, Zoned C5-5
Community District 1, Manhattan

CERTIFICATE OF APPROPRIATENESS

A mid-20th century modern office tower designed by Skidmore, Owings & Merrill and built in 1964-68. Application is to install storefronts and alter the base of the building.

463 Greenwich Street – Tribeca North Historic District

15-6116 – Block 225, Lot 7501, Zoned C6-2A
Community District 1, Manhattan

CERTIFICATE OF APPROPRIATENESS

A Romanesque Revival style warehouse designed by George W. DaCunha and built in 1854-1855. Application is to construct a rooftop bulkhead.

421 Broome Street – SoHo- Cast Iron Historic District Extension

15-3441 – Block 473, Lot 7505, Zoned M1-5B
Community District 2, Manhattan

CERTIFICATE OF APPROPRIATENESS

An Italianate style store and loft building designed by Griffith Thomas and built in 1873-74. Application is to construct balconies at the rear facade.

622 Broadway, aka 156-158 Crosby Street – NoHo Historic District

16-3588 – Block 522, Lot 5, Zoned M1-58
Community District 2, Manhattan

CERTIFICATE OF APPROPRIATENESS

A neo-Grec style store and loft building built in 1880-1882. Application is to enlarge a rooftop bulkhead.

282 West 4th Street – Greenwich Village Historic District

16-2099 – Block 622, Lot 48, Zoned R6
Community District 2, Manhattan

CERTIFICATE OF APPROPRIATENESS

Two combined and modified Greek Revival style rowhouses built in 1841. Application is to excavate a sub-cellar level, alter the facades, and construct rooftop additions.

237 Bleecker Street, aka 233-237 Bleecker Street and 15 Carmine Street – Greenwich Village Historic District Extension II

16-6164 – Block 589, Lot 48, Zoned C4-3
Community District 2, Manhattan

CERTIFICATE OF APPROPRIATENESS

An Italianate style wood frame building originally built as a stagecoach house c.1835 and altered c.1850. Application is to reconstruct the facade and install storefront infill.

28 Little West 12th Street – Gansevoort Market Historic District

16-1015 – Block 644, Lot 43, Zoned M1-5
Community District 2, Manhattan

CERTIFICATE OF APPROPRIATENESS

A neo-Georgian style stable building designed by John M. Baker and built in 1911. Application is to install a roof deck enclosure.

353 West 20th Street – Chelsea Historic District

16-3465 – Block 744, Lot 10, Zoned R7B

Community District 4, Manhattan

CERTIFICATE OF APPROPRIATENESS

A transitional Greek Revival/Italianate style rowhouse built in 1852-53. Application is to construct rooftop and rear yard additions, and to excavate the rear yard.

212 Fifth Avenue - Madison Square North Historic District

16-6089 – Block 827, Lot 44, Zoned C5-2

Community District 5, Manhattan

CERTIFICATE OF APPROPRIATENESS

A neo-Medieval style office building designed by Schwartz and Gross and built in 1912-13. Application is to construct a rooftop addition, replace windows, install storefront infill and a canopy, and modify window openings.

75 Rockefeller Plaza, aka 15-19 West 51st Street, 14-36

West 52nd Street – Rockefeller Center -Individual Landmark

16-6756 – Block 1267, Lot 22, Zoned C5-2.5

Community District 5, Manhattan

CERTIFICATE OF APPROPRIATENESS

An office tower, designed by Robert Carson and Earl Lunding, with Wallace Harrison, and built in 1946 as part of an Art Deco-style office, commercial and entertainment complex. Application is to create windows openings at the tower, and replace paving at the entry portal.

27 West 70th Street - Upper West Side/Central Park West

Historic District

15-7650 – Block 1123, Lot 19, Zoned R8B

Community District 7, Manhattan

CERTIFICATE OF APPROPRIATENESS

An altered Renaissance Revival style rowhouse built in 1891-92. Application is to replace a window.

38 West 83rd Street - Upper West Side/Central Park

West Historic District

16-4475 – Block 1196, Lot 49, Zoned R7-2

Community District 7, Manhattan

CERTIFICATE OF APPROPRIATENESS

A Queen Anne style rowhouse designed by Marcus Hutchinson and built in 1886-87. Application is to legalize window replacement and facade and areaway work performed without Landmarks Preservation Commission permits.

263 West 93rd Street – Riverside/West End Historic District

16-0557 – Block 1241, Lot 6, Zoned R8

Community District 7, Manhattan

CERTIFICATE OF APPROPRIATENESS

A Renaissance Revival style rowhouse designed by Alexander M. Welch and built in 1897. Application is to construct rear yard and rooftop additions, create a new masonry opening and excavation at the rear yard.

5 Riverside Drive; aka 4-8 Riverside Drive, 316-320 West 73rd

Street – West End-Collegiate Historic District Extension

16-3561 – Block 1184, Lot 28, Zoned R10A

Community District 7, Manhattan

CERTIFICATE OF APPROPRIATENESS

An Art Deco style apartment building designed by Boak & Paris and built in 1936. Application is to replace windows.

5 East 88th Street – Carnegie Hill Historic District

16-5147 – Block 1500, Lot 6, Zoned R8B

Community District 8, Manhattan

CERTIFICATE OF APPROPRIATENESS

A Beaux-Arts style townhouse designed by Turner & Kilian and built in 1902-03. Application is to replace windows.

151 East 71st Street – Upper East Side Historic District

16-5585 – Block 146, Lot 22, Zoned R9X

Community District 8, Manhattan

CERTIFICATE OF APPROPRIATENESS

An Italianate style residence built c. 1870, with a two-story commercial extension. Application is to legalize window installed without a Landmarks Preservation Commission permit.

f3-17

MAYOR’S OFFICE OF CONTRACT SERVICES

■ MEETING

PUBLIC NOTICE IS HEREBY GIVEN that the Franchise and Concession Review Committee will hold a public meeting on Wednesday, February 11, 2015 at 2:30 P.M., at 22 Reade Street, Specter Hall, Borough of Manhattan.

NOTE: Individual requesting Sign Language Interpreters should contact the Mayor’s Office of Contract Services, Public Hearings Unit, 253 Broadway, 9th Floor, New York, NY 10007 (212) 788-7490, no later

than SEVEN (7) BUSINESS DAYS PRIOR TO THE PUBLIC MEETING. TDD users should call Verizon relay service.

f2-11

COURT NOTICES

SUPREME COURT

BRONX COUNTY

■ NOTICE

**BRONX COUNTY
IA PART 12
NOTICE OF PETITION
INDEX NUMBER 250112/15
CONDEMNATION PROCEEDING**

IN THE MATTER OF the Application of the

NEW YORK CITY SCHOOL CONSTRUCTION AUTHORITY,

to Acquire By Exercise of its Powers of Eminent Domain Title in Fee Simple Absolute to Certain Real Property Known as Tax Block 3188, Lot 8, Located in the Borough of the Bronx, City of New York, in Connection With P.S. 33X Annex – Bronx.

PLEASE TAKE NOTICE that, upon the annexed petition of Petitioner New York City School Construction Authority (“SCA”), duly verified on the 20th day of January, 2015, by Jenson Ambachen, Senior Attorney for the SCA, Petitioner shall move this Court on the 27 day of February, 2015 at 9:30 A.M., or as soon thereafter as counsel may be heard, at I.A.S. Part 12 of this Court, to be held at the Courthouse thereof, located at 851 Grand Concourse, Bronx, NY 10451 for an order:

- (a) granting the Petition in all respects;
- (b) authorizing the SCA to file the Acquisition Map, in the form annexed to the Petition, in the Office of the Clerk of Bronx County, or Office of the City Register of Bronx County;
- (c) directing that, upon the filing of the Order of this Court and the Acquisition Map, title and possession to the property shown on said Map, shall vest in the SCA, said property consisting of all that certain plot, piece or parcel of land, comprising Tax Block 3188, Lot 8, with any buildings and improvements thereon, erected, situated, lying and being in the Borough and County of Bronx State of New York, bounded and described as follows:

All that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying, and being in the Borough and County of the Bronx, City and State of New York, bounded and described as follows:

BEGINNING at a point on the easterly side of Jerome Avenue (100 feet wide) distant 167.48 feet northerly from the corner formed by the intersection of the northerly side of East 184th Street (60 feet wide) with the easterly side of Jerome Avenue;

RUNNING THENCE easterly, at right angles to the easterly side of Jerome Avenue, 100 feet to a point;

RUNNING THENCE northerly, parallel with the easterly side of Jerome Avenue, 100 feet to a point;

RUNNING THENCE westerly, at right angles to the easterly side of Jerome Avenue, 100 feet to the easterly side of Jerome Avenue;

RUNNING THENCE southerly, along the easterly side of Jerome Avenue, 100 feet to the point or place of BEGINNING.

(The above-described property is hereafter referred to as the “Property”).

- (d) providing that this Court shall determine all claims for just compensation arising from the acquisition of said Property and that such claims shall be heard without a jury and without referral to a referee or commissioner;
- (e) directing that, within thirty (30) days after the entry of the Order of this Court, the SCA shall cause a Notice of Acquisition to be served upon each condemnee or such condemnee’s attorney of record;

- (f) directing that all claimants have a period of one hundred eighty (180) days from the date of service of the Notice of Acquisition within which to file a written claim or notice of appearance; and
- (g) granting such other and further relief as this Court deems just and proper.

Dated: New York, NY
January 20, 2015

ZAHARY W. CARTER
Corporation Counsel of the
City of New York
Attorney for the Condemnor,
New York City School Construction Authority
100 Church Street, Room 5-235
New York, NY 10007
(212) 356-2140

SEE MAP ON BACK PAGE

f2-13

RICHMOND COUNTY

■ NOTICE

**RICHMOND COUNTY
IA PART 89
NOTICE OF MOTION
INDEX NUMBER (CY) 4035/14**

IN THE MATTER OF the Application of the CITY OF NEW YORK,
Relative to Acquiring Title in Fee Simple to All or Parts of

BERTRAM AVENUE,

from Hylan Boulevard to approximately 286 feet South of Zephyr Avenue in the Borough of Staten Island, City and State of New York.

PLEASE TAKE NOTICE that the City of New York, the condemnor in this proceeding, will make a motion to the Supreme Court of the State of New York, Richmond County, IA Part 89, at the courthouse located at 360 Adams Street in the Borough of Brooklyn, City and State of New York, on February 26, 2015, at 2:30 P.M., or as soon thereafter as counsel can be heard, pursuant to New York City Administrative Code § 5-331, for: (1) an Amended Vesting Order to correct, nunc pro tunc, the defects contained within the vesting Order, dated October 30, 2014; and (2) any other relief the Court deems just and proper.

Dated: New York, NY
February 4, 2015

ZAHARY W. CARTER
Corporation Counsel of the
City of New York
100 Church Street,
New York, NY 10007
212-356-2170

SEE MAPS ON BACK PAGE

f5-19

PROPERTY DISPOSITION

CITYWIDE ADMINISTRATIVE SERVICES

OFFICE OF CITYWIDE PROCUREMENT

■ NOTICE

The Department of Citywide Administrative Services, Office of Citywide Procurement 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 Procurement, 1 Centre Street, 18th Floor, New York, NY 10007

j2-d31

POLICE

■ NOTICE

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, 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):

- Springfield Gardens Auto Pound, 174-20 North Boundary Road, Queens, NY 11430, (718) 553-9555
- Erie Basin Auto Pound, 700 Columbia Street, Brooklyn, NY 11231, (718) 246-2030

FOR ALL OTHER PROPERTY

- Manhattan - 1 Police Plaza, New York, NY 10038, (646) 610-5906
- 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

j2-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.”

HHS ACCELERATOR

To respond to human services Requests for Proposals (RFPs), in accordance with Section 3-16 of the Procurement Policy Board Rules of the City of New York (“PPB Rules”), vendors must first complete and submit an electronic prequalification application using the City’s Health and Human Services (HHS) Accelerator System. The HHS Accelerator System is a web-based system maintained by the City of New York for use by its human services Agencies to manage procurement. The process removes redundancy by capturing information about boards, filings, policies, and general service experience centrally. As a result, specific proposals for funding are more focused on program design, scope, and budget.

Important information about the new method

- Prequalification applications are required every three years.
- Documents related to annual corporate filings must be submitted on an annual basis to remain eligible to compete.
- Prequalification applications will be reviewed to validate compliance with corporate filings, organizational capacity, and relevant service experience.
- Approved organizations will be eligible to compete and would submit electronic proposals through the system.

The Client and Community Service Catalog, which lists all Prequalification service categories and the NYC Procurement Roadmap, which lists all RFPs to be managed by HHS Accelerator may be viewed at <http://www.nyc.gov/html/hhsaccelerator/html/roadmap/roadmap.shtml>. All current and prospective vendors should frequently review information listed on roadmap to take full advantage of upcoming opportunities for funding.

Participating NYC Agencies

HHS Accelerator, led by the Office of the Mayor, is governed by an Executive Steering Committee of Agency Heads who represent the following NYC Agencies:

Administration for Children’s Services (ACS)
 Department for the Aging (DFTA)
 Department of Consumer Affairs (DCA)
 Department of Corrections (DOC)
 Department of Health and Mental Hygiene (DOHMH)
 Department of Homeless Services (DHS)
 Department of Probation (DOP)
 Department of Small Business Services (SBS)
 Department of Youth and Community Development (DYCD)
 Housing and Preservation Department (HPD)
 Human Resources Administration (HRA)
 Office of the Criminal Justice Coordinator (CJC)

To sign up for training on the new system, and for additional information about HHS Accelerator, including background materials, user guides and video tutorials, please visit www.nyc.gov/hhsaccelerator

CITY UNIVERSITY

■ SOLICITATION

Goods

PURCHASE AND DELIVERY OF SERVER CABINETS -
 Competitive Sealed Bids - PIN# UCO 599 - Due 2-19-15 at 12:00 P.M.

CUNY is currently seeking a vendor to supply and deliver Chatsworth brand or approved equal cabinets for the outfitting of a new data center.

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, 230 West 41st Street, 5th Floor, New York, NY 10036.
 Caron Christian (646) 746-4262; Fax: (646) 746-4262;
caron.christian@cuny.edu

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CITYWIDE ADMINISTRATIVE SERVICES

OFFICE OF CITYWIDE PROCUREMENT

■ AWARD

Goods

CONES, TRAFFIC, RECYCLED PLASTIC RE-AD - Competitive Sealed Bids - PIN#8571500085 - AMT: \$639,388.00 - TO: Garden State HWY Products Inc., 1740 East Oak Road, Vineland, NJ 08361.

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■ VENDOR LIST

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:

- Collection Truck Bodies
- Collection Truck Cab Chassis
- 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

ASSET MANAGEMENT

■ SOLICITATION

Goods and Services

INVESTMENT CONSULTANT SERVICES (EMERGING MARKETS COUNTRY SCREEN) - Negotiated Acquisition - PIN# 04 88101 ZE - Due 2-20-15 at 3:00 P.M.

This is a notice of a proposed negotiated acquisition extension for the Investment Consultant Agreement (Emerging Markets Country Screen) for the NYC Retirement Systems and related funds (the “Systems”). The Comptroller on behalf of the Systems is seeking to extend this agreement with Callan Associates, Inc. The duration of this extension shall be for a period commencing April 30, 2015 and ending on April 29, 2016.

Prospective firms should express their interest in writing no later than February 20, 2015 and should contact: Ms. Evelyn Dresler, Office of the NYC Comptroller, Bureau of Asset Management, One Centre Street, Room 650, New York, NY 10007

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, 1 Centre Street, Room 650, New York, NY 10007. Evelyn Dresler (212) 669-8235; bamcontracts@comptroller.nyc.gov

f4-10

DESIGN AND CONSTRUCTION

AGENCY CHIEF CONTRACTING OFFICE

■ SOLICITATION

Construction/Construction Services

RESIDENT ENGINEERING INSPECTION SERVICES - Competitive Sealed Proposals - Judgment required in evaluating proposals - PIN#8502015SE0023P - Due 3-11-15 at 4:00 P.M.

SE-807- Resident Engineering Inspection Services for the Installation of Storm and Sanitary Sewers in 20th Avenue between 126th Street and US Bulkhead Line Area and Water Main Replacement in College Point Boulevard between 11th and 22nd Avenues. Borough of Queens.

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.

Design and Construction, 30-30 Thomson Avenue, 4th Floor, Long Island City, NY 11101. Nadira Kayharry (718) 391-2240; Fax: (718) 391-1807; nansaran@dcd.nyc.gov

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ECONOMIC DEVELOPMENT CORPORATION

CONTRACTS

■ SOLICITATION

Goods and Services

168TH STREET REDEVELOPMENT - Request for Proposals - PIN# 1999-0 - Due 4-30-15 at 4:00 P.M.

NYCEDC seeks proposals ("Proposals", each a "Proposal") from qualified developers ("Respondents", each a "Respondent") for the purchase and redevelopment of an approximately 59,500 square foot lot located in the eastern part of Downtown Jamaica, Queens on the northeast corner of 93rd Avenue and 168th Street (the "Project"). It is bounded by Jamaica Avenue to the north, 169th Street to the east, 93rd Avenue to the south, and 168th Street to the west. The Site, on Block 10209, Lot 115 (the "Site"), is owned by the City of New York (the "City").

The Project is an opportunity to create a thriving mixed-use, mixed-income development with an affordable housing program consistent with the vision set forth in Housing New York and which contributes to the City's goal of fostering economically diverse neighborhoods.

NYCEDC plans to evaluate Respondents on the basis of factors stated in the RFP which include, but are not limited to: the quality of the Proposal, experience of key staff identified in the Proposal, demonstrated successful experience completing similar projects, and the Proposal's economic impact on the City.

This project has Minority and Women Owned Business Enterprise ("M/WBE") participation goals, and all respondents will be required to submit an M/WBE Program Plan with their response. To learn more about NYCEDC's M/WBE program, visit <http://www.nycedc.com/opportunitymwdbe>. For the list of companies who have been certified with the New York City Department of Small Business Services as M/WBE, please go to the www.nyc.gov/buycertified.

NYCEDC established the Kick Start Loan programs for Minority, Women and Disadvantaged Business Enterprise (M/W/DBE) interested in working on NYCEDC construction projects. Kick Start Loans facilitate financing for short-term mobilization needs such as insurance, labor, supplies and equipment. Bidders/subcontractors are strongly encouraged to visit the NYCEDC website at www.nycedc.com/opportunitymwdbe to learn more about the program.

Respondents may submit questions and/or request clarifications from NYCEDC no later than 5:00 P.M. on Wednesday, April 8, 2015. Questions regarding the subject matter of this RFP should be directed to 168STRFP@edc.nyc. Answers to all questions will be posted by Wednesday, April 15, 2015, to www.nycedc.com/RFP.

An optional informational session for Respondents will be held on Thursday, March 12, 2015 at 2:00 P.M. at NYCEDC. Those who wish to attend should RSVP by email to 168STRFP@edc.nyc on or before March 10, 2015.

Please submit six (6) copies of your Proposal.

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

Economic Development Corporation, 110 William Street, 4th Floor, New York, NY 10038. Maryann Catalano (212) 312-3969; Fax: (212) 312-3918; 168strfp@edc.nyc

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ON-CALL PRINTING, MAILING AND RELATED SERVICES

- Request for Proposals - PIN# 2734-4 - Due 2-27-15 at 4:00 P.M.

New York City Economic Development Corporation (NYCEDC) is seeking one or more consultants to provide printing, mailing and related services to NYCEDC on an as needed and on-call basis. Projects may include, but are not limited to, print literature, corporate identity, posters, direct mailing and signage. The selected consultant (s) will perform services, as directed by NYCEDC, on a project by project basis.

NYCEDC plans to select one or more consultants on the basis of criteria stated in the Request for Proposals (RFP) which include, but are not limited to: the quality of the proposal; quality of management, reputation, client list and references; prior successful experience in performing services similar to those encompassed in the RFP; estimated turnaround time schedule for printing and mailing services

set forth in Exhibit 2 of the RFP and quality of samples; and, the proposed fee.

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

NYCEDC established the Kick Start Loan programs for Minority, Women and Disadvantaged Business Enterprise (M/W/DBE) interested in working on NYCEDC construction projects. Kick Start Loans facilitates financing for short-term mobilization needs such as insurance, labor, supplies and equipment. Respondents/subcontractors are strongly encouraged to visit the NYCEDC website at www.nycedc.com/opportunitymwdbe to learn more about the program.

Respondents may submit questions and/or request clarifications from NYCEDC no later than 5:00 P.M. on Tuesday, February 17, 2015. Questions regarding the subject matter of this RFP should be directed to printerrfp@edc.nyc. Answers to all questions will be posted by Friday, February 20, 2015, to www.nycedc.com/RFP. Please submit five (5) sets of your proposal.

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

Economic Development Corporation, 110 William Street, 4th Floor, New York, NY 10038. Maryann Catalano (212) 312-3969; Fax: (212) 312-3918; printerrfp@edc.nyc

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FINANCE

■ INTENT TO AWARD

Services (other than human services)

CORE BUSINESS TECHNOLOGIES SOFTWARE LICENSE, MAINTENANCE AND SUPPORT - Sole Source - Available only from a single source - PIN# 83615S0001 - Due 2-27-15 at 10:00 A.M.

Contract award is for a three-year term for CORE Business Technologies software license, maintenance, support and ancillary services.

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

Finance, 1 Centre Street, Room 1040, New York, NY 10007. Robert Aboulafia (212) 602-7002; aboulafiar@finance.nyc.gov

f9-13

FIRE DEPARTMENT

FISCAL-CONTRACT DEVELOPMENT

■ SOLICITATION

Services (other than human services)

PREVENTATIVE MAINTENANCE AND REPAIR OF LIVE FIRE SYSTEM - Sole Source - Available only from a single source - PIN# 057150001229 - Due 2-13-15 at 4:00 P.M.

The Fire Department intends to enter into sole source negotiations with Kidde Fire Trainers, Inc. to provide ongoing Preventative Maintenance and Repair Services for the Live Fire Training System (Fire Simulators and Tank Farm). Any firm that believes that it can provide these services is invited to do so in writing. Written requests shall be sent to: FDNY, 9 MetroTech Center, Room 5W-14-K, Brooklyn NY 11201. Attn: C. Halliburton, Tel: (718) 999-2845.

f6-12

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.

j2-d31

SOLICITATION

Services (other than human services)

WASTE MANAGEMENT SERVICES - Request for Proposals - PIN# DCN 2184 - Due 3-10-15 at 5:00 P.M.

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

Health and Hospitals Corporation, 55 Water Street, Room 25-005, New York, NY 10041. David Larish (212) 442-3869; Fax: (212) 788-5483; larishd@nyhhc.org

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HEALTH AND MENTAL HYGIENE

AGENCY CHIEF CONTRACTING OFFICER

AWARD

Human Services/Client Services

FY 16 CONTRACTS RENEWAL - Required Method (including Preferred Source) - PIN# RENEWAL FY16

FY16 CONTRACTS RENEWAL - Required Method (Including Preferred Source) - PIN# RENEWAL FY16 - FY 2016 CONTRACTS RENEWAL - In accordance with Section 4-04 of the Policy and Procurement Board Rules, the Department of Health and Mental Hygiene intends to renew the contracts with the not-for-profit organizations noted below for the provision of Mental Health Services, Developmental Disabilities Services, Alcohol and Drug Prevention and Treatment Services, Diseases Control Services during the term and in the Borough indicated. For information regarding the Renewal of these Contracts, please call Jasmine Salome at 347-396-6637.

DISABILITY: MENTAL HEALTH SERVICES
BOROUGH: BRONX

Visiting Nurse Service of New York Home Care II
489 East 153rd Street, Bronx, NY 10455
PIN# 13AZ011201R1X00 - Term: 07/01/2015 - 06/30/2018

Steinway Child and Family Services, Inc.
522 Courtlandt Avenue, Bronx, NY 10451
PIN# 10AZ021201R2X00 - Term: 07/01/2015 - 06/30/2018

Jewish Board of Family and Children's Services, Inc.
55 Westchester Square, Bronx, NY 10461
PIN# 10AZ019801R2X00 - Term: 07/01/2015 - 06/30/2018

The Mental Health Association of NYC, Inc.
975 Kelly Street, Suite 301, Bronx, NY 10459
PIN# 09AO024201R2X00 - Term: 07/01/2015 - 06/30/2018

Visiting Nurse Service of New York Home Care II
1200 Waters Place, 3rd Floor, Bronx, NY 10461
PIN# 13AZ005201R1X00 - Term: 07/01/2015 - 06/30/2018

The Bridge, Inc.
866 East 165th Street, Bronx, NY 10459
PIN# 07PO065901R2X00 - Term: 07/01/2015 - 06/30/2018

DISABILITY: MENTAL HEALTH SERVICES
BOROUGH: BROOKLYN

Baltic Street AEH, Inc.
1111 St. Johns Place, Brooklyn, NY 11213
PIN# 12AZ032701R1X00 - Term: 07/01/2015 - 06/30/2016

NYSARC, Inc. New York City Chapter
57 Willoughby Street, 4th Floor, Brooklyn, NY 11201-1036
PIN# 10AZ020301R2X00 - Term: 07/01/2015 - 06/30/2018

Catholic Charities Neighborhood Services, Inc.
2037 Utica Avenue, Brooklyn, NY 11234
PIN# 13AZ003801R1X00 - Term: 07/01/2015 - 06/30/2018

Catholic Charities Neighborhood Services, Inc.
25 Chapel Street, Suite 901, Brooklyn, NY 11201
PIN# 13AZ003801R1X00 - Term: 07/01/2015 - 06/30/2018

Institute for Community Living, Inc.
2581 Atlantic Avenue, 2nd Floor, Brooklyn, NY 11207
PIN# 09AO024203R2X00 - Term: 07/01/2015 - 06/30/2018

Jewish Child Care Association of New York
858 East 29th Street, Brooklyn, NY 11210
PIN# 09AO024204R2X00 - Term: 07/01/2015 - 06/30/2018

Brooklyn Bureau of Community Service
2697 Atlantic Avenue, Brooklyn, NY 11207-2925
PIN# 13AZ004001R1X00 - Term: 07/01/2015 - 06/30/2018

SCO Family of Services
1420 Bushwick Avenue, Brooklyn, NY 11207
PIN# 13AZ004201R1X00 - Term: 07/01/2015 - 06/30/2018

Institute for Community Living, Inc.
2384 Atlantic Avenue, 4th Floor, Brooklyn, NY 11233
PIN# 13AZ004601R1X00 - Term: 07/01/2015 - 06/30/2018

Institute for Community Living, Inc.
2384 Atlantic Avenue, 2nd Floor, Brooklyn, NY 11233
PIN# 13AZ004601R1X00 - Term: 07/01/2015 - 06/30/2018

Services for the Underserved, Inc.
1125 Fulton Street, 2nd Floor, Brooklyn, NY 11238
PIN# 13AZ004701R1X00 - Term: 07/01/2015 - 06/30/2018

Jewish Child Care Association of New York
858 East 29th Street, Brooklyn, NY 11210
PIN# 10AO001401R2X00 - Term: 07/01/2015 - 06/30/2018

Brookdale Hospital Medical Center
One Brookdale Plaza, Brooklyn, NY 11212
PIN# 13AZ053601R1X00 - Term: 07/01/2015 - 06/30/2018

Catholic Charities Neighborhood Services, Inc.
2037 Utica Avenue, 2nd Floor, Brooklyn, NY 11234
PIN# 13AZ005601R1X00 - Term: 07/01/2015 - 06/30/2018

DISABILITY: MENTAL HEALTH SERVICES
BOROUGH: MANHATTAN

Greenwich House, Inc.
27 Barrow Street, New York, NY 10014
PIN# 13AZ002101R1X00 - Term: 07/01/2015 - 06/30/2018

The Bridge, Inc.
248 West 108th Street, New York, NY 10025
PIN# 13AZ064901R1X00 - Term: 07/01/2015 - 06/30/2018

The Mental Health Association of NYC, Inc.
340 East 24th Street, New York, NY 10010
PIN# 14AZ015601R1X00 - Term: 07/01/2015 - 06/30/2018

Turnaround for Children, Inc.
25 West 45 Street, 6th Floor, New York, NY 10036
PIN# 13AZ011301R1X00 - Term: 07/01/2015 - 06/30/2018

Community Access, Inc.
2090 Adam Clayton Powell Jr. Boulevard, New York, NY 10027
PIN# 12AZ032702R1X00 - Term: 07/01/2015 - 06/30/2016

Odyssey House, Inc.
246 East 121st Street, New York, NY 10035
PIN# 10AZ020401R2X00 - Term: 07/01/2015 - 06/30/2018

Lesbian and Gay Community Services Center, Inc.
208 West 13th Street, New York, NY 10011
PIN# 10AZ020101R2X00 - Term: 07/01/2015 - 06/30/2018

Fountain House, Inc.
425 West 47th Street, New York, NY 10036
PIN# 13AZ002501R1X00 - Term: 07/01/2015 - 06/30/2018

Center for Urban Community Services, Inc.
198 East 121st Street, New York, NY 10035
PIN# 13AZ002801R1X00 - Term: 07/01/2015 - 06/30/2018

The Mental Health Association of NYC, Inc.
4 West 125th Street, 2nd Floor, New York, NY 10027
PIN# 09AO024201R2X00 - Term: 07/01/2015 - 06/30/2018

The Mental Health Association of NYC, Inc.
50 Broadway, 19th Floor, New York, NY 10004
PIN# 09AO024201R2X00 - Term: 07/01/2015 - 06/30/2018

National Alliance for the Mentally Ill of New York City, Inc.
505 Eighth Avenue, Suite 1103 New York, NY 10018
PIN# 09AO024206R2X00 - Term: 07/01/2015 - 06/30/2018

St. Luke's-Roosevelt Hospital Center
390 West 114th Street, New York, NY 10025
PIN# 13AZ053301R1X00 - Term: 07/01/2015 - 06/30/2018

The Partnership for the Homeless, Inc.
305 7th Avenue, 13th Floor, New York, NY 10001
PIN# 13AZ003901R1X00 - Term: 07/01/2015 - 06/30/2018

Community Access, Inc.
2090 Adam Clayton Powell Jr. Boulevard, 12th Floor, New York, NY 10027
PIN# 10AZ019301R2X00 - Term: 07/01/2015 - 06/30/2018

The Mental Health Association of NYC, Inc.
50 Broadway Room 200 New York, NY 10004
PIN#13AZ005901R1X00 – Term: 07/01/2015 - 06/30/2018

Beth Israel Medical Center
10 Nathan D. Perlman Place, Bernstein Pavilion, 7th Floor, New York, NY 10003
PIN#13AZ004801R1X00 – Term: 07/01/2015 - 06/30/2018

Beth Israel Medical Center
317 East 17th Street, 5th Floor, Room 16, New York, NY 10003
PIN#13AZ004801R1X00 – Term: 07/01/2015 - 06/30/2018

Association to Benefit Children
1841 Park Avenue, Echo Park, New York, NY 10035
PIN#13AZ005001R1X00 – Term: 07/01/2015 - 06/30/2018

Visiting Nurse Service of New York Home Care II
1250 Broadway, 22nd Floor, New York, NY 10001
PIN#13AZ005101R1X00 – Term: 07/01/2015 - 06/30/2018

DISABILITY: MENTAL HEALTH SERVICES
BOROUGH: QUEENS

Transitional Services for New York, Inc.
39-15A Bell Boulevard, Bayside, NY 11361
PIN#10AZ019201R2X00 – Term: 07/01/2015 - 06/30/2018

Transitional Services for New York, Inc.
90-27 Sutphin Boulevard, 5th Floor, Jamaica, NY 11435
PIN#10AZ019201R2X00 – Term: 07/01/2015 - 06/30/2018

Steinway Child and Family Services, Inc.
22-15 43rd Avenue, 2nd Floor, Long Island City, NY 11101
PIN#10AZ021201R2X00 – Term: 07/01/2015 - 06/30/2018

Long Island Jewish Medical Center
205-07 Hillside Avenue, Suite 20-23, Hollis, NY 11423
PIN#13AZ053401R1X00 – Term: 07/01/2015 - 06/30/2018

Lexington Center for Mental Health Services, Inc.
26-26 75th Street, East Elmhurst, NY 11370
PIN#12AZ025601R2X00 – Term: 07/01/2015 - 06/30/2018

Jewish Board of Family and Children's Services, Inc.
243-02 Northern Boulevard, Douglaston, NY 11362
PIN#13AZ002201R1X00 – Term: 07/01/2015 - 06/30/2018

Lifespire, Inc.
184-10 Jamaica Avenue, Hollis, NY 11423
PIN#13AZ002401R1X00 – Term: 07/01/2015 - 06/30/2018

Catholic Charities Neighborhood Services, Inc.
67-29 Myrtle Avenue, Glendale, NY 11385
PIN#13AZ003801R1X00 – Term: 07/01/2015 - 06/30/2018

The Mental Health Association of NYC, Inc.
87-08 Justice Avenue, Suite C-14, Elmhurst, NY 11373
PIN#09AO024201R2X00 – Term: 07/01/2015 - 06/30/2018

The Bridge, Inc.
89-31 161st Street, 9th Floor, Jamaica, NY 11432-1924
PIN#13AZ004901R1X00 – Term: 07/01/2015 - 06/30/2018

Visiting Nurse Service of New York Home Care II
1600 Central Avenue, 3rd Floor, Queens, NY 11691
PIN#13AZ005501R1X00 – Term: 07/01/2015 - 06/30/2018

Visiting Nurse Service of New York Home Care II
86-01A Rockaway Beach Boulevard, Rockaway Beach, NY 11693-1613
PIN#13AZ005501R1X00 – Term: 07/01/2015 - 06/30/2018

DISABILITY: MENTAL HEALTH SERVICES
BOROUGH: STATEN ISLAND

Jewish Board of Family and Children's Services, Inc.
2795 Richmond Avenue, Staten Island, NY 10314
PIN#13AZ002201R1X00 – Term: 07/01/2015 - 06/30/2018

Sky Light Center, Inc.
307 St. Mark's Place, Staten Island, NY 10301
PIN#13AZ002301R1X00 – Term: 07/01/2015 - 06/30/2018

Jewish Board of Family and Children's Services, Inc.
2795 Richmond Avenue, Staten Island, NY 10314
PIN#09AO024205R2X00 – Term: 07/01/2015 - 06/30/2018

Staten Island Aid for Retarded Children, Inc.
3450 Victory Boulevard, Staten Island, NY 10314
PIN#13AZ004401R1X00 – Term: 07/01/2015 - 06/30/2018

DISABILITY: MENTAL HEALTH SERVICES
BOROUGH: CITYWIDE

BronxWorks, Inc.
800 Barretto Street, Bronx, NY 10474
PIN#10AZ018801R2X00 – Term: 07/01/2015 - 06/30/2018

Covenant House
460 West 41st Street, New York, NY 10036
PIN#10AZ019601R3X00 – Term: 07/01/2015 - 06/30/2018

The Mental Health Association of NYC, Inc.
1990 Madison Avenue, New York, NY 10035
PIN#10AZ020201R2X00 – Term: 07/01/2015 - 06/30/2018

Fountain House, Inc.
454 West 35th Street, New York, NY 10001
PIN#13AZ002501R1X00 – Term: 07/01/2015 - 06/30/2018

Center for Urban Community Services, Inc.
202 West 24th Street, New York, NY 10011
PIN#13AZ002701R1X00 – Term: 07/01/2015 - 06/30/2018

Community Access, Inc.
910 DeKalb Avenue, Brooklyn, NY 11221
PIN#13AZ002901R1X00 – Term: 07/01/2015 - 06/30/2018

Project Renewal, Inc.
646 St. Nicholas Avenue, New York, NY 10030
PIN#13AZ003001R1X00 – Term: 07/01/2015 - 06/30/2018

Services for the Underserved, Inc.
31-39 Van Buren Street, Brooklyn, NY 11221
PIN#13AZ014101R1X00 – Term: 07/01/2015 - 06/30/2018

Catholic Charities Neighborhood Services, Inc.
249 Classon Avenue, Brooklyn, NY 11205
PIN#13AZ003801R1X00 – Term: 07/01/2015 - 06/30/2018

Community Access, Inc.
621 Water Street, New York, NY 10002
PIN#10AZ019301R2X00 – Term: 07/01/2015 - 06/30/2018

Community Access, Inc.
107 Avenue D, New York, NY 10009
PIN#10AZ019301R2X00 – Term: 07/01/2015 - 06/30/2018

Geel Community Services, Inc.
706 Union Avenue, Bronx, NY 10455
PIN#13AZ005701R1X00 – Term: 07/01/2015 - 06/30/2018

BronxWorks, Inc.
455 East 148th Street, Bronx, NY 10455
PIN#08PO076315R2X00 – Term: 07/01/2015 - 06/30/2018

Postgraduate Center for Mental Health
2330 Bronx Park East, Bronx, NY 10467
PIN#05MH007020R2X00 – Term: 07/01/2015 - 06/30/2018

Lantern Community Services, Inc.
319 West 94th Street, New York, NY 10025
PIN#05MH007026R1X00 – Term: 07/01/2015 - 06/30/2018

Lantern Community Services, Inc.
3857-3875 Third Avenue, Bronx, NY 10457
PIN#08PO076342R1X00 – Term: 07/01/2015 - 06/30/2018

Lantern Community Services, Inc.
319 West 94th Street, New York, NY 10025
PIN#08PO076345R1X00 – Term: 07/01/2015 - 06/30/2018

Center for Urban Community Services, Inc.
198 East 121st Street, 6th Floor, New York, NY 10035
PIN#10AZ066601R2X00 – Term: 07/01/2015 - 06/30/2018

Center for Urban Community Services, Inc.
133 Pitt Street, New York, NY 10002
PIN#10AZ046001R2X00 – Term: 07/01/2015 - 06/30/2018

Center for Urban Community Services, Inc.
575 5th Avenue, Brooklyn, NY 11215
PIN#05MH007017R2X00 – Term: 07/01/2015 - 06/30/2018

Center for Alternative Sentencing and Employment Services, Inc.
290 Adam Clayton Powell Jr. Boulevard, 4th Floor, New York, NY 10027
PIN#10AZ064501R2X00 – Term: 07/01/2015 - 06/30/2018

Brooklyn Community Housing and Services, Inc.
105 Carlton Avenue, Brooklyn, NY 11205
PIN#08PO076339R1X00 – Term: 07/01/2015 - 06/30/2018

Good Shepherd Services
55 East 110th Street, New York, NY 10029
PIN#08PO076347R1X00 – Term: 07/01/2015 - 06/30/2018

The Door - A Center of Alternatives, Inc.
710 East 9th Street, New York, NY 10009
PIN#08PO076344R1X00 – Term: 07/01/2015 - 06/30/2018

Community Access, Inc.
518 West 159th Street, New York, NY 10032
PIN#05MH007019R2X00 - Term 7/01/2015 - 6/30/2018

Lantern Community Services, Inc.
745 Fox Street, Bronx, NY 10455
PIN#08PO076313R2X00 – Term: 07/01/2015 - 06/30/2018

The Door - A Center of Alternatives, Inc.
133 Pitt Street, New York, NY 10002
PIN#06MH031603R2X00 - Term: 07/01/2015 - 06/30/2018

The Door - A Center of Alternatives, Inc.
133 Pitt Street, New York, NY 10002
PIN#08PO076317R2X00 - Term: 07/01/2015 - 06/30/2018

The Bridge, Inc.
248 West 108th Street, New York, NY 10025
PIN#10AZ081101R2X00 - Term: 07/01/2015 - 06/30/2018

The Fortune Society, Inc.
625 West 140th Street, New York, NY 10031
PIN#08PO076319R2X00 - Term: 07/01/2015 - 06/30/2018

Phipps Community Development Corporation
927-29 Cortlandt Avenue, Bronx NY 10451
PIN#08PO076343R1X00 - Term: 07/01/2015 - 06/30/2018

The Bridge, Inc.
2265 Bathgate Avenue, Bronx, NY 10457
PIN#08PO076348R1X00 - Term: 07/01/2015 - 06/30/2018

Providence House, Inc.
273-277 Kosciuszko Street, Brooklyn, NY 11221
PIN#08PO076346R1X00 - Term: 07/01/2015 - 06/30/2018

Providence House, Inc.
275 Kosciuszko Street, Brooklyn, NY 11221
PIN#08PO076346R1X00 - Term: 07/01/2015 - 06/30/2018

DISABILITY: DEVELOPMENTAL DISABILITY (DD)
BOROUGH: MANHATTAN

Association for Metroarea Autistic Children, Inc.
25 West 17th Street, 3rd Floor, New York, NY 10011
PIN#13MR003301R1X00 - Term: 07/01/2015 - 06/30/2018

DISABILITY: DEVELOPMENTAL DISABILITY (DD)
BOROUGH: QUEENS

QSAC, Inc.
30-10 38th Street, 3rd Floor, Astoria New York 11103
PIN#13MR003401R1X00 - Term: 07/01/2015 - 06/30/2018

Samuel Field YM and YWHA, Inc.
58-20 Little Neck Parkway, Little Neck, NY 11362
PIN#13MR003101R1X00 - Term: 07/01/2015 - 06/30/2018

DISABILITY: DEVELOPMENTAL DISABILITY (DD)
BOROUGH: STATEN ISLAND

A Very Special Place, Inc.
55 Quintard Street, Staten Island, NY 10305
PIN#13MR003501R1X00 - Term: 07/01/2015 - 06/30/2018

On Your Mark, Inc.
15 Fairfield Street, PS 37R, Staten Island NY 10308
PIN#13MR003701R1X00 - Term: 07/01/2015 - 06/30/2018

On Your Mark, Inc.
645 Forest Avenue, Suite 2A, Staten Island NY 10310
PIN#13MR003701R1X00 - Term: 07/01/2015 - 06/30/2018

Staten Island Aid for Retarded Children, Inc.
3450 Victory Boulevard, Staten Island, NY 10314
PIN#13MR003201R1X00 - Term: 07/01/2015 - 06/30/2016

DISABILITY: DEVELOPMENTAL DISABILITY SUBSTANCE
ABUSE (SA)
BOROUGH: QUEENS

Faith Mission Alcohol Crisis Center, Inc.
114-40 Van Wyck Expressway, South Ozone Park, NY 11420
PIN#13SA004101R1X00 - Term: 07/01/2015 - 06/30/2018

The Child Center of NY, Inc.
140-15B Sanford Avenue, 3rd Floor, Flushing NY 11355
PIN#13SA005401R1X00 - Term: 07/01/2015 - 06/30/2018

The Child Center of NY, Inc.
89-56 162nd Street, 3rd Floor, Jamaica NY 11432
PIN#13SA005401R1X00 - Term: 07/01/2015 - 06/30/2018

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PUBLIC HEALTH LABORATORY

■ INTENT TO AWARD

Goods

PURCHASE OF TIGRIS DTS SYSTEM, ASSAY KITS AND REAGENTS - Sole Source - Available only from a single source - PIN#15LB025301R0X00 - Due 2-18-15 at 2:00 P.M.

DOHMH intends to enter into a Sole Source contract with GenProbe Sales and Services, Inc. for TIGRIS DTS Systems, assay kits and reagents, which will be utilized in the DOHMH Public Health Lab (PHL) for oropharyngeal testing of chlamydia (CT) and gonorrhea (GC). DOHMH determined that GenProbe is the sole manufacturer of the TIGRIS DTS System, assay kits and reagents. This testing platform is unique as this assay will not give false positive results for Chlamydia trachomatis and/or Neisseria gonorrhoea when oral specimens are tested.

Any vendor who believes it can provide these services is invited to submit an expression of interest via email at swillia9@health.nyc.gov no later than 2/18/15 by 2:00 P.M. Any questions regarding this sole source should also be submitted via email.

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

Health and Mental Hygiene, 42-09 28th Street, 17th Floor, Long Island City, NY 11101. Shamecka Williams (347) 396-6656; swillia9@health.nyc.gov

f5-11

PARKS AND RECREATION

■ VENDOR LIST

Construction/Construction Services

PREQUALIFIED VENDOR LIST: GENERAL CONSTRUCTION - NON-COMPLEX GENERAL CONSTRUCTION SITE WORK ASSOCIATED WITH NEW YORK CITY DEPARTMENT OF PARKS AND RECREATION ("DPR" AND/OR "PARKS") PARKS AND PLAYGROUNDS CONSTRUCTION AND RECONSTRUCTION PROJECTS

DPR is seeking to evaluate and pre-qualify a list of general contractors (a "PQL") exclusively to conduct non-complex general construction site work involving the construction and reconstruction of DPR parks and playgrounds projects not exceeding \$3 million per contract ("General Construction").

By establishing contractor's qualification and experience in advance, DPR will have a pool of competent contractors from which it can draw to promptly and effectively reconstruct and construction its parks, playgrounds, beaches, gardens and green-streets. DPR will select contractors from the General Construction PQL for non-complex general construction site work of up to \$3,000,000.00 per contract, through the use of a Competitive Sealed Bid solicited from the PQL generated from this RFQ.

The vendors selected for inclusion in the General Construction PQL will be invited to participate in the NYC Construction Mentorship. NYC Construction Mentorship focuses on increasing the use of small NYC contracts, and winning larger contracts with larger values. Firms participating in NYC Construction Mentorship will have the opportunity to take management classes and receive on-the-job training provided by a construction management firm.

DPR will only consider applications for this General Construction PQL from contractors who meet any one of the following criteria:

- 1) The submitting entity must be a Certified Minority/Woman Business enterprise (M/WBE)*;
- 2) The submitting entity must be a registered joint venture or have a valid legal agreement as a joint venture, with at least one of the entities in the joint venture being a certified M/WBE*;
- 3) The submitting entity must indicate a commitment to sub-contract no less than 50 percent of any awarded job to a certified M/WBE for every work order awarded.

*Firms that are in the process of becoming a New York City-certified M/WBE may submit a PQL application and submit a M/WBE Acknowledgement Letter, which states the Department of Small Business Services has begun the Certification process.

Application documents may also be obtained on-line at: <http://a856-internet.nyc.gov/nycvendononline/home.asap> or <http://www.nycgovparks.org/opportunities/business>

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

Parks and Recreation, Olmsted Center, Annex, Flushing Meadows-Corona Park, Flushing, NY 11368. Charlette Hamamgian (718) 760-6789; Fax: (718) 760-6781; charlette.hamamgian@parks.nyc.gov

j2-d31

SOLICITATION

Goods and Services

CENTRAL PARK MOBILE FOOD CONCESSIONS - Public Bid - PIN# CWB2015A - Due 2-23-15 at 11:00 A.M.

In accordance with Section 1-12 of the Concession Rules of the City of New York, the New York City Department of Parks and Recreation ("Parks") is issuing, as of the date of this notice, a Request for Bids (RFB) for the sale of food from mobile food units at various locations at Central Park, Manhattan.

Hard copies of the RFB can be obtained, at no cost, commencing on Friday, January 30, 2015 through Monday, February 23, 2015 between the hours of 9:00 A.M. and 5:00 P.M., excluding weekends and holidays, at the Revenue Division of the New York City Department of Parks and Recreation, which is located at 830 Fifth Avenue, Room 407, New York, NY 10065. All bids submitted in response to this RFB must be submitted no later than Monday, February 23, 2015 at 11:00 A.M.

The RFB is also available for download, commencing on Friday, January 30, 2015 through Monday, February 23, 2015 on Parks' website. To download the RFB, visit www.nyc.gov/parks/businessopportunities, click on the link for "Concessions Opportunities at Parks" and, after logging in, click on the "download" link that appears adjacent to the RFB's description.

For more information, contact Glenn Kaalund at (212) 360-1397 or VIA email at Glenn.Kaalund@parks.nyc.gov. Thank you.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Parks and Recreation, The Arsenal, 830 Fifth Avenue, Room 407, New York, NY 10065. Glenn Kaalund (212) 360-1397; Fax: (212) 360-3434; glenn.kaalund@parks.nyc.gov

j30-f12

CONTRACTS

SOLICITATION

Construction/Construction Services

IN-KIND RECONSTRUCTION OF DETERIORATED ROOFING SYSTEMS - Competitive Sealed Bids - PIN# 84615B0065 - Due 3-10-15 at 10:30 A.M.

For Various Parks and Recreation Facilities, Citywide, Contract#: CNYG-1115M

Bidders are hereby advised that this contract is subject to the Project Labor Agreement ("PLA") Covering Specified Renovation and Rehabilitation of City Owned Buildings and Structures entered into between the City and the Building and Construction Trades Council of Greater New York ("BCTC") affiliated local unions. Please refer to the bid documents for further information.

RECONSTRUCTION OF PAVEMENTS, FENCING, SAFETY SURFACE, PLAY EQUIPMENT, DRAINAGE, AND MISCELLANEOUS SITE WORK - Competitive Sealed Bids - PIN# 84615B0076 - Due 3-10-15 at 10:30 A.M.

At Various Locations, Borough of Queens, Contract#: QG-715M

These procurements are subject to participation goals for MBEs and/or WBEs as required by Local Law 1 of 2013.

Bid documents are available for a fee of \$25.00 in the Blueprint Room, Room #64, Olmsted Center, from 8:00 A.M. to 3:00 P.M. The fee is payable by company check or money order to the City of New York, Parks and Recreation. A separate check/money order is required for each project. The Company name, address and telephone number as well as the project contract number must appear on the check/money order. Bidders should ensure that the correct company name, address, telephone and fax numbers are submitted by your company/messenger service when picking up bid documents.

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

Parks and Recreation, Olmsted Center, Room 64, Flushing Meadows Corona Park, Flushing, NY 11368. Michael Shipman (718) 760-6705; michael.shipman@parks.nyc.gov

 ◆ f10

REVENUE

SOLICITATION

Services (other than human services)

THE DEVELOPMENT, OPERATION, MAINTENANCE OF AN INDOOR TENNIS FACILITY AND CLUBHOUSE - Competitive Sealed Proposals - Judgment required in evaluating proposals - PIN# B7-IT-2014 - Due 3-16-15 at 3:00 P.M.

In accordance with Section 1-13 of the Rules of the Franchise and Concession Review Committee ("FCRC"), the New York City Department of Parks and Recreation ("Parks") is issuing, a Request for Proposals (RFP) for the development, operation, maintenance of an indoor tennis facility and clubhouse at Bensonhurst Park, Brooklyn.

All proposals submitted in response to this RFP must be submitted no later than Monday, March 16, 2015 at 3:00 P.M. There will be a recommended proposer meeting and site tour on Monday, February 23, 2015 at 12:00 P.M. We will be meeting at the proposed concession site which is located at Bensonhurst Park Tennis Courts, Brooklyn. If you are considering responding to this RFP, please make every effort to attend this recommended meeting and site tour.

Hard copies of the RFP can be obtained, at no cost, commencing on Friday, February 6, 2015 through Monday, March 16, 2015 between the hours of 9:00 A.M. and 5:00 P.M., excluding weekends and holidays, at the Revenue Division of the New York City Department of Parks and Recreation, which is located at 830 Fifth Avenue, Room 407, New York, NY 10065.

The RFP is also available for download, commencing on Friday, February 6, 2015 through Monday, March 16, 2015, on Parks' website. To download the RFP, visit <http://www.nyc.gov/parks/businessopportunities> and click on the "Concessions Opportunities at Parks" link. Once you have logged in, click on the "download" link that appears adjacent to the RFP's description.

For more information or to request to receive a copy of the RFP by mail, prospective proposers may contact the Revenue Division's Project Manager, Thomas Mathai, at (212) 360-3495 or at Thomas.mathai@parks.nyc.gov.

TELECOMMUNICATION DEVICE FOR THE DEAF (TDD) 212-504-4115

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

Parks and Recreation, The Arsenal, Central Park, 830 Fifth Avenue, Room 407, New York, NY 10065. Thomas Mathai (212) 360-3495; Fax: (212) 360-3434; thomas.mathai@parks.nyc.gov

f6-20

REVENUE AND CONCESSIONS

SOLICITATION

Services (other than human services)

OPERATION AND MAINTENANCE OF TWO EXISTING FOOD KIOSKS - Competitive Sealed Proposals - Judgment required in evaluating proposals - PIN# 2015-MS-SB - Due 3-6-15 at 3:00 P.M.

The Battery Conservancy ("TBC") is issuing, as of the date of this notice, a Request for Proposals (RFP) for the operation and maintenance of two existing food kiosks in the Bosque at Battery Park, Manhattan.

All proposals submitted in response to this RFP must be submitted no later than Friday, March 6, 2015 at 3:00 P.M. There will be a recommended proposer meeting and site tour on Wednesday, February 18, 2015 at 2:00 P.M., meeting at the Bosque Fountain in Battery Park, Manhattan. If you are considering responding to this RFP, please make every effort to attend this recommended meeting.

The RFP is available for download, on TBC's website. To download the RFP, visit <http://www.thebattery.org> and click on the "Bosque Kiosks RFP" link.

For more information, prospective proposers may contact the TBC's Outreach Coordinator, Nicole Brownstein, at (917) 409-3720 or nbrownstein@thebattery.org.

TELECOMMUNICATION DEVICE FOR THE DEAF (TDD) (212) 504-4115

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

Parks and Recreation, The Arsenal- Central Park, 830 Fifth Avenue, Room 407, New York, NY 10021. Phil Abramson (212) 360-3426; Fax: (212) 360-3434; philip.abramson@parks.nyc.gov

◀ f10-24

SCHOOL CONSTRUCTION AUTHORITY

CONTRACT SERVICES

■ SOLICITATION

Construction/Construction Services

TCU REMOVAL AND PLAYGROUND UPGRADE - Competitive Sealed Bids - PIN#SCA15-16389D-1 - Due 2-24-15 at 11:30 A.M.

PS 268 (Brooklyn). Project Range: \$1,060,000 - \$1,111,000. Pre-Bid Meeting: February 12, 2015 at 133 East 53rd Street, Brooklyn, NY 11203. Bidders must be Pre-Qualified by the SCA at the time of the bid opening.

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

School Construction Authority, 30-30 Thomson Avenue, Long Island City, NY 11101. Lily Persaud (718) 752-5852; Fax: (718) 472-0477; lpersaud@nyscsa.org

◀ f10

TRANSPORTATION

FRANCHISES

■ SOLICITATION

Goods and Services

WHITEHALL FERRY TERMINAL DECK CAFE RESOLICITATION - Request for Proposals - PIN#84115MNAD887 - Due 3-10-15 at 2:00 P.M.

For the development, operation, and maintenance of an outdoor deck cafe at the Whitehall Ferry Terminal, in the borough of Manhattan

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

Transportation, 55 Water Street, 9th Floor, New York, NY 10041. Kevin Forma (212) 839-6575; Fax: (212) 839-9895; kforma@dot.nyc.gov

◀ f10-24

AGENCY RULES

HUMAN RESOURCES ADMINISTRATION

■ NOTICE

Notice of Public Hearing and Opportunity to Comment on Proposed Rule and Notice of Extension of Emergency Rule

What are we proposing? To implement the Mayor's priority of moving households from shelter into stable housing, the New York City Human Resources Administration (HRA) proposes to add a new subchapter to Chapter 7 of Title 68 of the Rules of the City of New York to continue implementation of two new rental assistance programs for single adults and adult families that were established by emergency rule on December 12, 2014. These housing initiatives are conducted jointly with the New York City Department of Homeless Services (DHS). In addition, HRA proposes to make a technical correction to Section 7-07 of Title 68 of the Rules of the City of New York to account for the addition of the new subchapter to Chapter 7.

When and where is the hearing? HRA will hold a public hearing on the proposed rule. The public hearing will take place at 11:00 A.M.

on March 25, 2015. The hearing will be held at 180 Water Street in Manhattan in the 12th Floor Exhibition Center.

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

Website. You can submit comments to HRA through the NYC rules website: <http://rules.cityofnewyork.us>.

Email. You can email written comments to constituentaffairs@hra.nyc.gov. Please include "LINC IV and V Proposed Rule" in the subject line of your email.

- **Mail.** You can mail written comments to:

New York City Human Resources Administration
The Office of Constituent Services
180 Water Street, 23rd Floor
New York, NY 10038

- **Fax.** You can fax written comments to HRA at 212-331-5998. Please include "LINC IV and V Proposed Rule" on the cover page of your fax.
- **Speaking at the hearing.** You can speak at the public hearing. Anyone who wants to comment on the proposed rule at the public hearing must sign up to speak at the beginning of the hearing. You can speak for up to two minutes.

Is there a deadline to submit written comments? The deadline to submit written comments is March 25, 2015.

What if I need assistance to participate in the hearing? If you need an interpreter or if you need a reasonable accommodation for a disability at the hearing, you must tell us by March 18, 2015. You can call us at 929-221-5188, send a fax to 917-639-0296, or contact us by mail at:

LINC Rental Assistance Programs
180 Water Street, 2nd Floor
New York, NY 10038
Attention: Public Hearing

Can I review the comments made on the proposed rules? You can review the comments made online on the proposed rules by going to the website at <http://rules.cityofnewyork.us/>. A few days after the hearing, copies of all comments submitted online, copies of all written comments, and a summary of oral comments made at the public hearing concerning the proposed rule will be available to the public on HRA's website.

What authorizes HRA to make this rule? Sections 34, 56, 61, 62, 77, and 131 of the Social Services Law, sections 603 and 1043 of the New York City Charter, and sections 352.3(a)(3) and 352.6 of Title 18 of the New York Codes, Rules and Regulations authorize HRA to make this proposed rule. This proposed rule was not included in HRA's most recent regulatory agenda because it was not contemplated when HRA published the agenda.

Where can I find HRA's rules? HRA's rules are in Title 68 of the Rules of the City of New York.

What rules govern the rulemaking process? HRA 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 of the City Charter.¹

Notice of Extension of Emergency Rule

Notice is further given, pursuant to New York City Charter Section 1043(i)(2), that the emergency rule establishing the Living in Communities (LINC) Rental Assistance Programs for Single Adults and Adult Families, issued on December 12, 2014, is hereby extended an additional sixty days, to April 12, 2015. The additional sixty days are needed for HRA to adopt a final rule concerning the LINC programs after completing the public comment and hearing process set forth in New York City Charter Section 1043(e).

Statement of Basis and Purpose of Proposed Rule

To implement the Mayor's priority of moving adults from shelter into stable housing, the New York City Human Resources Administration (HRA) proposes to add a new subchapter to Chapter 7 of Title 68 of the Rules of the City of New York to continue implementation of two new rental assistance programs targeted to specific populations who are within the Department of Homeless Services (DHS) shelter system, on the streets, or at risk of shelter entry. This initiative is a joint effort with the DHS.

These two rental assistance programs, established by emergency rule issued on December 12, 2014, are known as the Living in Communities ("LINC") Rental Assistance Programs for Single Adults and Adult

¹ In following the process set forth in New York City Charter § 1043, HRA does not waive its right to take the position that any future action, requirement or procedure, or any part thereof, does not meet the definition of a rule under New York City Charter § 1041 and is not subject to this process.

Families. These programs assist older and low-income working adults move out of shelter or off the streets, or avert entry into shelter, by relocating them into stable housing and helping them to remain stably housed in their communities.

There is an urgent need for these programs. Shelter census data shows that the numbers of single adults and adult families in the DHS shelter system are at a record high while vacancy rates in the DHS shelter systems for these populations are at their lowest since 2009. The number of single adults and adult families in DHS shelter has increased because their length of stay has increased while fewer of them have left shelter.

Specifically, for single adults, the average daily census between July 1, 2004 and December 31, 2013 increased by 20%. In November 2014, there were on average 11,165 single adults in the DHS shelter system each day. The length of stay in shelter for single adults increased by 6% between August 2012 and December 2013. In November 2014, the vacancy rate in single adult shelters was 0.3%, compared to 4.3% in November 2013, and 3.0% in November 2012.

The number of adult families in the DHS shelter system increased by 59% between July 1, 2004 and December 31, 2013. In November 2014, there were on average 2,128 adult families in the DHS shelter system each day. The length of stay in shelter for adult families increased about 15% between August 2012 and December 2013. On November 7, 2014, the vacancy rate for adult families in the shelter system was 0%. In November 2014, the average monthly vacancy rate in adult family shelters was 0.6%, compared to 1.1% in November 2013, and 6.0% in November 2012.

In addition to the men and women in DHS's shelters for single adults and adult families, the City estimates that as of January 2014 there were over 5,000 unsheltered individuals living on the streets, in parks, and in other public spaces of the City, including the subway system.

Finally, shelter census data also shows the urgent need for a rental assistance program targeted to those over 60, who comprise 14% of the single adult shelter population.

The LINC Rental Assistance Programs for Single Adults and Adult Families consists of two programs: LINC IV and LINC V. Over a twelve-month period, these programs will assist about 2,100 adult households to relocate from, or avoid entering, DHS shelters and become securely housed in the community. LINC IV will assist about 1,100 adult households with seniors and LINC V will assist up to 1,000 adult households that include a working adult but are unable to afford stable housing on their own. Some of the individuals who will be assisted by these programs are chronically street homeless individuals or at risk of shelter entry. The programs will be subject to an annual review of available funding.

In the two programs, the City will give priority to adults who have experienced homelessness for the longest, whether in shelter or on the streets, as well as to those who are at risk of entry into shelter and are referred by HRA's Rental Assistance Unit or another City agency, with additional priority given in LINC IV to the oldest adults or medically frail adults, and in LINC V to adults who are working the most hours.

Specifically, the proposed rule sets forth:

- definitions applicable to the new subchapter;
- a general description of responsibility for program administration and eligibility;
- eligibility, certification, and renewal requirements;
- a description of how monthly program participant contributions and rental assistance amounts are calculated;
- provisions governing moves;
- review and appeal procedures; and,
- additional provisions, including a description of certain program benefits as well as requirements for program participants and participating landlords.

In addition, HRA is making a technical correction to § 7-07(b), which is now in Subchapter A of Chapter 7 of Title 68 of the Rules of the City of New York, to reflect that its provisions relate only to Subchapter A and not to the chapter as a whole.

HRA's authority for this proposed rule may be found in sections 34, 56, 61, 62, 77, and 131 of the New York Social Services Law, sections 603 and 1043 of the New York City Charter, and Section 352.6 of Title 18 of the New York Codes, Rules and Regulations.

"Shall" and "must" denote mandatory requirements and may be used interchangeably in the rules of this department, unless otherwise specified or unless the context clearly indicates otherwise.

Deleted text is [bracketed]. New text is underlined.

Section 1. Chapter 7 of title 68 of the rules of the city of New York is

amended by creating a subchapter A, entitled "Living in Communities (LINC) Rental Assistance Programs for Families with Children," encompassing sections 7-01 through 7-09.

Section 2. Subdivision (b) of section 7-07 of title 68 of the rules of the city of New York is amended to read as follows:

(b) All Other Challenges.

All other challenges to determinations or actions made by DHS and/or HRA under this [chapter] subchapter, as well as any failures to act, or failures to act with reasonable promptness, by DHS and/or HRA in implementing the provisions of this [chapter] subchapter, shall be governed by the procedures set forth in section 7-08 of this chapter.

Section 3. Chapter 7 of title 68 of the rules of the city of New York is amended by adding a new subchapter B, entitled "Living in Communities (LINC) Rental Assistance Programs for Single Adults and Adult Families," to read as follows:

Subchapter B: The Living in Communities (LINC) Rental Assistance Programs for Single Adults and Adult Families

§ 7-10 Definitions.

For the purposes of this subchapter, unless otherwise specified, the following terms shall have the following meanings:

- (a) The "LINC Rental Assistance Programs for Single Adults and Adult Families" means the two rental assistance programs described in this subchapter.
- (b) A "Homeless Adult" means an individual who:
- (1) resides in a shelter for single adults operated by or on behalf of DHS, or a DHS veterans shelter, a DHS drop-in center or a DHS safe haven as those terms are defined in § 3-113 of the Administrative Code of the City of New York as added by local law 37 for the year 2011; or
 - (2) resides in a shelter for adult families operated by or on behalf of DHS and has been found eligible for shelter, as determined by DHS pursuant to Parts 351 and 352 of Title 18 of the New York Code of Rules and Regulations; or
 - (3) does not reside in a shelter, residence, or other accommodations and has not secured any other temporary or permanent housing; or
 - (4) is at risk of entry into a shelter operated by or on behalf of DHS, as determined by HRA in consultation with DHS.
- (c) The "household" means the individual or individuals intended to reside and/or residing in the housing obtained pursuant to this subchapter, regardless of eligibility for Public Assistance. The term "household" does not include other individuals residing in a dwelling within which a program participant is renting a single room.
- (d) A "primary tenant" is the person whose name is on the lease or who has the primary responsibility for payment of the monthly rent for an apartment.
- (e) A "program participant" means an individual who has entered into a lease or other agreement for housing to which LINC rental assistance payments have been or are being applied.
- (f) "SET Program" means the Shelter Exit Transitional Jobs Program jointly operated by DHS and HRA to help shelter clients obtain employment and move into permanent housing.
- (g) "Subsidized employment" means subsidized private sector employment or subsidized public sector employment as those terms are used in New York Social Services Law § 336(1)(b)-(c), except for employment pursuant to the SET Program.
- (h) "Unsubsidized employment" means unsubsidized employment as that term is used in New York Social Services Law § 336(1)(a), except that it shall also include employment pursuant to the SET program.

§ 7-11 Administration of the LINC Rental Assistance Programs for Single Adults and Adult Families.

HRA shall administer the LINC IV and LINC V Rental Assistance Programs, except that initial eligibility determinations pursuant to subdivision (a) of section 7-12 or 7-13 of this chapter shall be made by HRA in consultation with DHS.

§ 7-12 The LINC IV Rental Assistance Program.

(a) Initial Eligibility and Certification for the LINC IV Program.

- (1) To be eligible for an initial year of LINC IV rental assistance, a household must meet the following eligibility requirements at the time of certification:
 - (A) The household must include at least one member who receives Public Assistance, and all household

members who are eligible for Public Assistance must receive such benefits;

- (B) The household must include a Homeless Adult who is at least 60 years of age; and
- (C) The household must have total gross income that does not exceed 200 percent of the federal poverty level as established annually by the U.S. Department of Health and Human Services.

- (2) The number of eligible households that can be certified to receive LINC IV rental assistance will be limited by the amount of available funding. Subject to HRA's exercise of discretion under subdivision (a) of section 7-17 of this chapter, when a household has met the eligibility requirements set forth in paragraph (1) of this subdivision and appropriate funding is available to provide LINC IV rental assistance to such household, HRA and/or DHS shall issue such household a certification letter. The letter will include an expiration date and will be conditioned on the household continuing to meet the requirements of paragraph (1) of this subdivision until the lease or other agreement for the housing to which LINC rental assistance will be applied is executed. Priority will be given to households whose Homeless Adult member or members have met the definition of Homeless Adult under paragraph (1), (2) or (3) of subdivision (b) of section 7-10 of this chapter for the longest period of time and to households whose Homeless Adult member or members meet the definition of a Homeless Adult under paragraph (4) of subdivision (b) of section 7-10 and have been referred by HRA's Rental Assistance Unit or another City agency, with additional priority given to households that include the oldest Homeless Adults or medically frail Homeless Adults.
- (3) At the time of certification, HRA will calculate the household's monthly program participant contribution and the maximum monthly rental assistance amount pursuant to section 7-14 of this chapter. Except as provided in section 7-15 of this chapter, the monthly program participant contribution and monthly rental assistance amount will not change during the first year of the program, regardless of changes in household composition or income.

(b) Renewals after the First Year.

- (1) Subject to the availability of funding, a household receiving LINC IV rental assistance will receive annual renewals of such assistance if it meets the following continued eligibility requirements:
- (A) The household continues to include an adult who is at least 60 years of age;
- (B) The household's total gross income does not exceed 200 percent of the federal poverty level as established annually by the U.S. Department of Health and Human Services;
- (C) All members of the household eligible for Public Assistance must receive Public Assistance; and
- (D) The household must provide prompt notice to HRA of any rent arrears that have accrued so that they may be addressed.
- (2) HRA will determine a household's eligibility for renewal of LINC IV rental assistance at the end of each year of the household's participation in the program, subject to the availability of funding. Before the start of each one-year renewal, HRA will recalculate the household's monthly program participant contribution and the monthly rental assistance amount pursuant to section 7-14 of this chapter. Except as provided in section 7-15 of this chapter, the monthly program participant contribution and monthly rental assistance amount will not change during the one-year renewal period, regardless of changes in household composition or income.
- (3) HRA in its discretion may waive any of the requirements set forth in paragraph (1) of this subdivision on a case-by-case basis if the household's failure to meet the requirement was due to circumstances beyond the household's control, or where non-renewal is likely to result in the household's entry into shelter.

§ 7-13 The LINC V Rental Assistance Program.

(a) Initial Eligibility and Certification for the LINC V Program.

- (1) To be eligible for an initial year of LINC V rental assistance, a household must meet the following eligibility requirements at the time of certification:

- (A) The household must include at least one member who receives Public Assistance, and all household members who are eligible for Public Assistance must receive such benefits;
- (B) The household must include at least one Homeless Adult who is working in unsubsidized employment and can demonstrate earned income for at least thirty days prior to certification; and
- (C) The household must have total gross income that does not exceed 200 percent of the federal poverty level as established annually by the U.S. Department of Health and Human Services.

- (2) The number of eligible households that can be certified to receive LINC V rental assistance will be limited by the amount of available funding. Subject to HRA's exercise of discretion under subdivision (a) of section 7-17 of this chapter, when a household has met the eligibility requirements set forth in paragraph (1) of this subdivision and appropriate funding is available to provide LINC V rental assistance to such household, HRA and/or DHS shall issue such household a certification letter. The letter will include an expiration date and will be conditioned on the household continuing to meet the requirements of paragraph (1) of this subdivision until the lease or other agreement for the housing to which LINC rental assistance will be applied is executed. Priority will be given to households whose Homeless Adult member or members have met the definition of Homeless Adult under paragraph (1), (2) or (3) of subdivision (b) of section 7-10 of this chapter for the longest period of time and to households whose Homeless Adult member or members meet the definition of a Homeless Adult under paragraph (4) of subdivision (b) of section 7-10 and have been referred by HRA's Rental Assistance Unit or another City agency, with additional priority given based on the number of hours worked per week.

- (3) At the time of certification, HRA will calculate the household's monthly program participant contribution and the monthly rental assistance amount pursuant to section 7-14 of this chapter. Except as provided in section 7-15 of this chapter, the monthly program participant contribution and monthly rental assistance amount will not change during the first year of the program, regardless of changes in household composition or income.

(b) Renewals after the First Year.

- (1) Subject to the availability of funding, a household receiving LINC V rental assistance will receive four one-year renewals of such assistance if it meets the following continued eligibility requirements:
- (A) At least one member of the household must be working in unsubsidized employment;
- (B) The household's total gross income must not exceed 200 percent of the federal poverty level as established annually by the U.S. Department of Health and Human Services;
- (C) Where such supports are made available to the household, at least one member of the household must be continually engaged in enhanced employment and social service supports developed in conjunction with a case manager or employment vendor designated by DHS or HRA intended to maintain or enhance the household's employment;
- (D) All members of the household eligible for Public Assistance must receive Public Assistance; and
- (E) The household must provide prompt notice to HRA of any rent arrears that have accrued so that they may be addressed.
- (2) Subject to the availability of funding and in order to prevent entry or re-entry into the shelter system or a return to the streets, households that meet the continued eligibility requirements in paragraph (1) of this subdivision may receive additional one-year extensions after their fifth year in the LINC V rental assistance program on a case-by-case basis.
- (3) HRA will determine a household's eligibility for renewal of LINC V rental assistance at the end of each year of the household's participation in the program, subject to the availability of funding. Before the start of each one-year renewal period, HRA will recalculate the household's monthly program participant contribution and the monthly rental assistance amount pursuant to section 7-14 of this chapter. Except as provided in section 7-15 of this chapter,

the monthly program participant contribution and monthly rental assistance amount will not change during the one-year renewal period, regardless of changes in household composition or income.

- (4) HRA in its discretion may waive any of the requirements set forth in paragraph (1) of this subdivision on a case-by-case basis if the household's failure to meet the requirement was due to circumstances beyond the household's control, or where non-renewal is likely to result in the household's entry into shelter.

§ 7-14 Maximum Rents and Calculation of Monthly Program Participant Contributions and Rental Assistance Amounts.

(a) Apartment Rentals.

- (1) Where a household certified to receive or receiving LINC IV or LINC V rental assistance enters into a lease for an apartment, during the first year of the lease, the maximum monthly rent of such apartment must not exceed the amounts set forth in the table below, except that HRA may make exceptions on a case-by-case basis if the rent: (i) is reasonable in relation to current rents for comparable units in the private unassisted market; (ii) is not in excess of current rents for the owner's comparable non-luxury unassisted units; and (iii) does not exceed the 2014 New York City Housing Authority Section 8 Voucher Payment Standards for the same type of unit.

Household Size	1	2	3	4	5	6	7	8
Maximum Rent for LINC IV	\$1,028	\$1,028	\$1,200	\$1,257	\$1,428	\$1,542	\$1,599	\$1,714
Maximum Rent for LINC V	\$914	\$1,028	\$1,200	\$1,257	\$1,428	\$1,542	\$1,599	\$1,714

- (2) A program participant contribution of thirty percent of the household's total monthly gross income at the time of certification will be required and will be paid by the household directly to the landlord each month. The program participant contribution will be deducted from the monthly rent to determine the monthly rental assistance amount. HRA shall pay the monthly rental assistance amount directly to the landlord each month for so long as the program participant's household remains eligible and funding for the program remains available. In addition to the program participant contribution, the program participant shall be responsible for any increases in the rent permitted under subdivision (1) of section 7-17 of this chapter.

(b) Room Rentals.

- (1) Where a household certified to receive or receiving LINC IV or LINC V rental assistance enters into a rental agreement for a single room with a landlord or a primary tenant, the monthly rent of such single room must not exceed \$800, except that HRA may make exceptions on a case-by-case basis if the rent is reasonable in relation to current rents for comparable units in the private unassisted market. It is further provided that:
 - (a) Where the rental agreement is with a primary tenant who receives Public Assistance, the monthly rent cannot exceed the difference between the primary tenant's rent obligation to the landlord and the primary tenant's shelter allowance under Section 352.3 of Title 18 of the New York Codes, Rules and Regulations at the time of the effective date of the rental agreement; and
 - (b) In no event shall the rent charged to the household by a primary tenant exceed the household's proportionate share of the rent for the entire apartment. The determination of what constitutes the household's proportionate share of the rent shall be based on the formula set forth in Section 2525.7 of Title 9 of the New York Code of Rules and Regulations or a comparable measure.
- (2) A program participant contribution of thirty percent of the household's total gross income at the time of certification will be required and will be paid by the household directly to the landlord or primary tenant, as applicable, each month. The program participant contribution will be deducted from the monthly rent to determine the monthly rental assistance amount. HRA shall pay the monthly rental assistance amount directly to the landlord or the primary tenant, as applicable, each month for so long as the program participant's household remains eligible and

funding for the program remains available.

§ 7-15 Moves

- (a) A household receiving LINC IV or LINC V rental assistance may not move to a new residence and maintain eligibility for LINC rental assistance except with the prior approval of HRA. HRA shall grant such approval if the household is moving from a room to an apartment, unless the program participant is breaking a lease for the room, in which case the program participant must establish either good cause for the move or that the landlord is willing to release the household from the lease. In all other situations, HRA shall grant approval for a move from one residence to another residence only upon a showing by the program participant that there is good cause for the move. If the requested move is to a residence with a higher rent than the rent for the current residence, approval will also be subject to the availability of funding.
- (b) If HRA has approved a move to a new residence, HRA shall recalculate the monthly program participant contribution and monthly rental assistance amount and those amounts shall not change for one year from the effective date of the lease or other rental agreement for the new residence, regardless of changes in income or household composition. If the effective date of the lease or rental agreement for the new residence is not more than ten months after the start of the household's current year of participation in the program, then the household's current year of LINC rental assistance shall begin anew on the effective date of such lease or rental agreement. If the effective date of the lease or rental agreement for the new residence is more than ten months after the start of the household's current year of participation in the program and the household is eligible for renewal of LINC assistance, then the household's renewal period shall begin on the effective date of such lease or rental agreement.

§ 7-16 Agency Review Conference and HRA Administrative Appeal Process.

(a) Right to HRA Administrative Review.

A Homeless Adult or LINC IV or LINC V program participant may request an agency review conference and/or an HRA administrative hearing to seek review of any determinations or actions made by DHS and/or HRA under this subchapter, as well as any failures to act, or failures to act with reasonable promptness, by DHS and/or HRA in implementing the provisions of this subchapter.

(b) Agency Review Conference.

- (1) If a Homeless Adult or LINC IV or LINC V program participant requests an agency review conference, HRA shall informally review and attempt to resolve the issues raised.
- (2) A Homeless Adult or LINC IV or LINC V program participant may request an agency review conference without also requesting an HRA administrative hearing. Requesting an agency review conference will not prevent a Homeless Adult or program participant from later requesting an HRA administrative hearing.
- (3) Except as provided in paragraph (4) of this subdivision, an agency review conference must be requested within sixty days after the challenged determination or action, provided further that if an HRA administrative hearing is scheduled, an agency review conference must be requested reasonably in advance of the scheduled hearing date.
- (4) Notwithstanding paragraph (3) of this subdivision, a request for an agency review conference to review a failure by DHS and/or HRA to issue a certification letter pursuant to subdivision (a) of section 7-12 or 7-13 of this chapter may be made at any time prior to the receipt of any such letter.
- (5) A request for an agency review conference will extend the time period to request an HRA administrative hearing as set forth in paragraph (2) of subdivision (c) of this section to sixty days after the date of the agency review conference.

(c) Request for an HRA Administrative Hearing.

- (1) An administrative hearing must be requested in writing. Such written request must be submitted by mail, electronic means or facsimile, or other means as HRA may set forth in an appeals notice.
- (2) Except as provided in paragraph (3) of this subdivision and paragraph (5) of subdivision (b) of this section, a request for an administrative hearing must be made within sixty days after the challenged determination or action.
- (3) A request for an administrative hearing to challenge a failure by DHS and/or HRA to issue a certification letter

under subdivision (a) of section 7-12 or 7-13 of this chapter may be brought at any time prior to the receipt of any such letter.

(d) Authorized Representative.

- (1) Except where impracticable to execute a written authorization, a person or organization seeking to represent a Homeless Adult or LINC IV or LINC V program participant must have the Homeless Adult's or program participant's written authorization to represent him or her at an agency review conference or administrative hearing and to review his or her case record, provided that such written authorization is not required from an attorney retained by such Homeless Adult or program participant. An employee of such attorney will be considered an authorized representative if such employee presents written authorization from the attorney or if such attorney advises HRA by telephone of such employee's authorization.
- (2) Once HRA has been notified that a person or organization has been authorized to represent a Homeless Adult or LINC IV or LINC V program participant at an agency review conference or administrative hearing, such representative will receive copies of all correspondence sent by HRA to the Homeless Adult or program participant relating to the conference and hearing.

(e) Aid Continuing.

- (1) If a LINC IV or LINC V program participant requests an administrative appeal of a determination by HRA that rental assistance payments issued under section 7-14 of this chapter are to be reduced, restricted, suspended or discontinued, or that the program participant's household is not eligible for renewal pursuant to subdivision (b) of section 7-12 or 7-13 of this chapter, such program participant shall have the right to continued receipt of LINC IV or LINC V rental assistance payments at the rental assistance amount in effect at the time of the determination until the hearing decision is issued pursuant to subdivision (l) of this section, provided that:
 - (A) The program participant requests the administrative appeal within ten days of the mailing of the notice of such determination; and
 - (B) The appeal is based on a claim of incorrect computation or an incorrect factual determination.
- (2) There is no right to continued rental assistance payments pursuant to this subdivision where the sole issue on appeal is one of local, State or Federal law or policy, or change in local, State or Federal law.
- (3) Rental assistance payments will not continue pending the issuance of a hearing decision when:
 - (A) The LINC IV or LINC V program participant has voluntarily waived his or her right to the continuation of such assistance in writing; or
 - (B) The LINC IV or LINC V program participant does not appear at the administrative hearing and does not have a good reason for not appearing.
- (4) If a LINC IV or LINC V program participant requests an additional appeal pursuant to subdivision (m) of this section, rental assistance payments will continue uninterrupted after issuance of the hearing decision until a written decision is issued pursuant to subdivision (l) of this section.

(f) Notice.

HRA shall provide the Homeless Adult or LINC IV or LINC V program participant with notice of the date, time, and location of the administrative hearing no fewer than seven calendar days prior to the scheduled date of the administrative hearing, unless the issue underlying the request for an administrative hearing has been resolved and the Homeless Adult or program participant has withdrawn his or her hearing request.

(g) Examination of Case Record.

The Homeless Adult or LINC IV or LINC V program participant or his or her authorized representative has the right to examine the contents of his or her LINC program case file and all documents and records that HRA intends to use at the administrative hearing. Upon request by telephone or in writing, HRA shall provide such Homeless Adult or program participant with copies of all such documents, and copies of any additional documents in the possession of HRA and/or DHS that the Homeless Adult or program participant identifies and requests for purposes of preparing for the administrative hearing. HRA shall provide such documents at no charge reasonably in advance of the

administrative hearing. If the request for such documents is made less than five business days before the administrative hearing, HRA must provide the Homeless Adult or program participant with copies of such documents no later than at the time of the administrative hearing.

(h) Adjournment.

The administrative hearing may be adjourned for good cause by the administrative hearing officer on his or her own motion or at the request of the Homeless Adult or LINC IV or LINC V program participant, HRA, or DHS.

(i) Conduct of Administrative Hearing.

- (1) The administrative hearing shall be conducted by an impartial hearing officer appointed by HRA who shall have the power to administer oaths and issue subpoenas and who shall have no prior personal knowledge of the facts concerning the challenged determination or action.
- (2) The administrative hearing shall be informal, all relevant and material evidence shall be admissible and the legal rules of evidence shall not apply. The administrative hearing shall be confined to the factual and legal issues raised regarding the specific determination(s) for which the administrative hearing was requested.
- (3) The Homeless Adult or LINC IV or LINC V program participant shall have a right to be represented by counsel or other representative, to testify, to produce witnesses to testify, to offer documentary evidence, to offer evidence in opposition to the evidence presented by HRA and DHS, to request that the hearing officer issue subpoenas, and to examine any documents offered by HRA and DHS.
- (4) An audio recording, an audio visual recording or written transcript of the administrative hearing shall be made.

(j) Abandonment of Request for Administrative Hearing.

- (1) HRA will consider an administrative hearing request abandoned if neither the Homeless Adult or LINC IV or LINC V program participant nor his or her authorized representative appears at the administrative hearing, unless either the Homeless Adult or program participant or his or her authorized representative has:
 - (A) contacted HRA prior to the administrative hearing to request rescheduling of the administrative hearing; or
 - (B) within fifteen calendar days of the scheduled administrative hearing date, contacted HRA and provided a good cause reason for failing to appear at the administrative hearing on the scheduled date.
- (2) HRA will restore the case to the calendar if the Homeless Adult or LINC IV or LINC V program participant or his or her authorized representative has met the requirements of paragraph (1) of this subdivision.

(k) Hearing Record.

The recording or written transcript of the hearing, all papers and requests filed in connection with the hearing, and the hearing decision collectively constitute the complete and exclusive record of the administrative hearing.

(l) Hearing Decision.

- (1) The hearing officer shall render a decision based exclusively on the hearing record. The decision must be in writing and must set forth the administrative hearing issues, the relevant facts, and the applicable law, regulations and approved policy, if any, upon which the decision is based. The decision must identify the issues to be determined, make findings of fact, state the reasons for the determinations, and when appropriate, direct HRA to take specific action.
- (2) A copy of the decision, accompanied by written notice to the Homeless Adult or LINC IV or LINC V program participant of the right to further appeal and the procedures for requesting such appeal, will be sent to each of the parties and to their authorized representatives, if any.

(m) Additional Appeal.

- (1) An appeal from a decision of a hearing officer may be made in writing to the Commissioner of HRA or his or her designee provided it is received by HRA through the procedures described in the notice accompanying the hearing decision within at least five business days after the delivery of the hearing officer's decision. The record before the Commissioner shall consist of the hearing record, the hearing officer's decision and any affidavits, documentary evidence, or written arguments that the

Homeless Adult or LINC IV or LINC V program participant may wish to submit.

- (2) The Commissioner or his or her designee shall render a written decision based on the hearing record and any additional documents submitted by the Homeless Adult or LINC IV or LINC V program participant and HRA or DHS.
- (3) A copy of the decision, accompanied by written notice to the Homeless Adult or LINC IV or LINC V program participant of the right to judicial review, will be sent to each of the parties and to their authorized representatives, if any.
- (4) Upon issuance, the decision of the Commissioner or his or her designee made pursuant to an appeal under this section is final and binding upon HRA and must be complied with by HRA.

§ 7-17 Additional Provisions.

- (a) If a household is eligible for both LINC IV and LINC V rental assistance, HRA and DHS reserve the right to determine, based on administrative and programmatic needs, which LINC program the household will be certified for. HRA and DHS also reserve the right to determine the schedule for release of available funding for the LINC IV and LINC V programs based on administrative and programmatic needs.
- (b) Households in the LINC Rental Assistance Programs for Single Adults and Adult Families will be referred to service providers who will assist them with connecting to appropriate services in their communities.
- (c) HRA shall provide a household moving expenses, a security deposit voucher equal to one month's rent, and a broker's fee equal to up to one month's rent, if applicable, as set forth in Section 352.6 of Title 18 of the New York Codes, Rules and Regulations, if such household is moving from shelter, is moving from other accommodations and is at risk of shelter entry, or is not residing in a shelter, residence, or other accommodations at the time of entry into the housing to which LINC IV or LINC V rental assistance will be applied.
- (d) Rental assistance provided under any of the LINC Rental Assistance Programs for Single Adults and Adult Families cannot be combined with any other rent subsidies other than a Public Assistance shelter allowance provided pursuant to Section 352.3 of Title 18 of the New York Codes, Rules and Regulations, except that HRA may make exceptions on a case-by-case basis.
- (e) Households receiving rental assistance under the LINC Rental Assistance Programs for Single Adults and Adult Families that are unable to make their program participant contributions on account of involuntary job loss or other extenuating circumstances may be eligible for emergency rent assistance and arrears under Section 352.7 of Title 18 of the New York Codes, Rules and Regulations.
- (f) Waitlists will not be maintained for the LINC Rental Assistance Programs for Single Adults and Adult Families.
- (g) Homeless Adults are responsible for identifying potential housing. However, shelter staff may provide assistance to such individuals in their housing search.
- (h) A landlord or primary tenant who has entered into a lease or rental agreement with a household receiving LINC IV or LINC V rental assistance is prohibited from demanding, requesting, or receiving any monies, goods or services above the rent or any applicable fees as set forth in the lease or rental agreement regardless of any changes in household composition or income. A landlord or primary tenant who demands, requests or receives any monies, goods or services above the rent or any applicable fees as set forth in the lease or rental agreement will be barred from further participation in any HRA rental assistance programs and may be barred from other rental assistance programs administered by the City of New York. Before placing a landlord or primary tenant on a disqualification list, HRA will provide notice to the landlord or primary tenant and an opportunity to object in writing.
- (i) If a program participant leaves the apartment or room for which the program participant is receiving LINC IV or LINC V rental assistance due to an eviction or move, the landlord or primary tenant must return any over-payment to HRA.
- (j) Any apartment to which LINC IV or LINC V rental assistance is applied pursuant to subdivision (a) of section 7-14 of this chapter must pass a City inspection. Section 8 Housing Quality Standards

set forth in Section 982.401 of Title 24 of the Code of Federal Regulations will be applied in the inspection process with respect to the physical condition of apartments. The number of persons who can occupy a particular apartment will be evaluated on a case-by-case basis with each household.

- (k) Where LINC IV or LINC V rental assistance is applied towards a single room pursuant to subdivision (b) of section 7-14 of this chapter, the room and the dwelling containing the room must be evaluated to verify that residing in such room and dwelling will not result in harm to the health, safety, or welfare of the program participant.
- (l) As a condition of participating in the LINC Rental Assistance Programs for Single Adults and Adult Families, a landlord who has entered into a lease for an apartment with a household receiving LINC IV or LINC V rental assistance shall be required to:

 - (1) renew a participating household's lease for a second year at the same monthly rent as provided for in the first year provided that (a) funding for the applicable LINC Rental Assistance Program remains available, and the household has been found eligible by the City for a second year of the program, or (b) the household is able to pay its entire rent for a second year; and
 - (2) after the second year and after each subsequent year that the household participates in the program, renew a participating household's lease at the same total monthly rent provided for as in the previous year, increased by a percentage no greater than that allowed at that time for one-year leases for rent-stabilized apartments in New York City, regardless of whether the housing is subject to rent stabilization, provided that: (a) funding for the applicable program remains available and the participating household has been found eligible by the City for the applicable year of the program, or (b) the participating household is able to pay its entire rent for the applicable year.
- (m) As a condition of participating in the LINC Rental Assistance Programs for Single Adults and Adult Families, a landlord or primary tenant who has entered into a lease or rental agreement for a room with a household receiving LINC IV or LINC V rental assistance shall be prohibited from raising the rent for one year from the effective date of the lease or rental agreement, regardless of changes in household composition or changes in the primary tenant's rent obligations.
- (n) If a household certified to receive LINC IV or LINC V rental assistance includes a person under eighteen years of age, such rental assistance may not be applied towards a room rental.

**NEW YORK CITY LAW DEPARTMENT
DIVISION OF LEGAL COUNSEL
100 CHURCH STREET
NEW YORK, NY 10007
212-356-4028**

CERTIFICATION PURSUANT TO CHARTER §1043(d)

RULE TITLE: Living in Communities Rental Assistance Programs for Single Adults and Adult Families (LINC IV and V)

REFERENCE NUMBER: 2015 RG 010

RULEMAKING AGENCY: Human Resources Administration

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
Acting Corporation Counsel

Date: February 6, 2015

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: **Living in Communities Rental Assistance Programs for Single Adults and Adult Families (LINC IV and V)**

REFERENCE NUMBER: HRA-7

RULEMAKING AGENCY: HRA

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.

<i>/s/ Francisco X. Navarro</i>	<i>February 6, 2015</i>
Mayor's Office of Operations	Date

• f10

TAXI AND LIMOUSINE COMMISSION

■ NOTICE

Notice of Promulgation of Rules

NOTICE IS HEREBY GIVEN in accordance with section 1043(b) of the Charter of the City of New York ("Charter") that the Taxi and Limousine Commission ("TLC") promulgates rules to amend existing rules relating to the licensure of E-Hail Applications.

These rules are promulgated on pursuant to sections 1043 and 2303(b) of the Charter and section 19-503 of the Administrative Code of the City of New York.

On January 29, 2015, a public hearing was held by the TLC at the TLC's offices at 33 Beaver Street, 19th Floor, New York, NY. These rules were approved at a TLC Commission Meeting on January 29, 2015. These rules will take effect 30 days after publication.

Statement of Basis and Purpose of Rule

TLC has been exploring options to establish regulations for E-Hail and E-Payment that will encourage innovation, provide desired services to taxi passengers, promote safety and consumer protection, and create income opportunities for drivers. This process has included ongoing dialog with drivers, owners, and app companies, along with app testing by TLC staff. Perhaps most importantly, to experience how E-Hail and E-Payment work in the field before proposing new regulations, TLC conducted an E-Hail Pilot that began on April 26, 2013 and is currently operating.

Data collected during the Pilot show that E-Hail Apps makes it easier for passengers and drivers to connect without reducing the availability of the hallmark New York City hand-hail for other passengers. Between June 2013 and May 2014, a pool of over 7,500 E-Hail using drivers was sent an average of about 7,000 E-Hail requests each day resulting in 652,590 total pick-ups. E-Hail was particularly helpful for matching drivers and passengers in areas of the City where hail service is not readily available. Sixty-six percent of all E-Hailed taxi trips were in Northern Manhattan or the outer boroughs, which account for only 6.4 percent of all taxi pickups. While E-Hail assisted many passengers to get rides and some drivers to get additional fares, the total number of daily E-Hail rides accounted for only 0.37 percent of all taxi trips.

TLC also evaluated the impact of E-Hail on safety and customer service. There was concern that E-Hailing might increase service refusals for hand-hailing passengers. The pilot data, however, does not support this concern: during the pilot service refusal complaints were at similar levels to those in the same prior-year period. Complaints regarding unsafe driving and cell phone use while driving did not increase during the pilot, but instead dropped 10.5 percent. Collision data revealed that 3.7 percent of taxi drivers who participated in the E-Hail pilot program were involved in reported collisions during the one-year period, compared to 5.2 percent of taxi drivers who did not

participate, suggesting no decline in safety resulting from E-Hail. Based on the best evaluation methods and on the pilot data, there is no evidence to suggest that E-Hail results in either unsafe driving or increases in service refusals. The results of the pilot suggest that TLC should continue to allow E-Hails beyond the pilot period. To continue E-Hail and E-Payment services, TLC and the City must establish rules for E-Hails.

The rules, which apply to medallion owners, application developers, taxicab drivers, and Street Hail Livery drivers who may accept E-Hails, will allow passengers to summon taxicabs and Street Hail Liveries in New York City by E-Hail and to make E-Payments, subject to certain restrictions.

The goal of these rules is to accommodate new technology into the taxi industry while taking into account the needs of E-Hail application developers, drivers, vehicle owners and passengers. The TLC will continue to monitor the performance of E-Hail technology and analyze its impact on the taxi industry, including how it affects the experience of drivers and passengers.

The rules:

- Define terms relating to E-Hail.
- Modify requirements which must be met by drivers who want to use E-Hail Applications and E-Payment.
- Require drivers and owners to use only E-Hail Applications licensed and approved by TLC.
- Require that the taximeter be used to calculate time and distance charges for all E-Hail trips.
- Prohibit a driver from charging a passenger any fee above TLC-approved rates for an E-Hail trip.
- Require E-Hail Applications that also provide E-Payment to be integrated with TPEP or LPEP and Trip Record information to be collected by TPEP or LPEP for E-Hail trips.
- Require Taxicab Owners to pay Drivers in cash for all E-payments processed through the TPEP.
- Establish when and where a driver may use an E-Hail Application and set forth restrictions on the use of E-Hail Applications by a driver. This includes locations where E-Hail Applications may not be used. In addition to the DIM, a single driver may not use more than one electronic device with E-Hail Applications.
- Modify TPEP and LPEP requirements to specify the required integration between TPEP and LPEP and E-Hail Applications.
- Require that the driver's E-Hail device be mounted in the vehicle.

In addition, these rules provide for the licensing of E-Hail application providers. The rules also establish standards for usage, security and other features to ensure that application usage does not interfere with the ability of the TPEP or LPEP technology to collect and accurately record trip data. Specifically, these rules:

- Establish licensing standards and requirements for E-Hail application providers.
- Establish a three year license term.
- Require E-Hail applications that also provide E-Payment to integrate with TPEP and LPEP.
- Set forth technical requirements for E-Hail applications.
- Require that drivers be able to accept a trip using a single touch or voice activation.
- Set forth security standards for E-Hail applications that process payments.

The Commission's authority for these rules is found in section 2303 of the New York City Charter and sections 19-503 and 19-511 of the New York City Administrative Code.

New material is underlined.
[Deleted material is in brackets.]

"Shall" and "must" denote mandatory requirements and may be used interchangeably in the rules of this department, unless otherwise specified or unless the context clearly indicates otherwise.

Section 1. The definitions of the terms "E-Hail App" and "E-Payment" as set forth in section 51-03 of Title 35 of the Rules of the City of New York are amended, and new definitions of the terms "Hail" and "E-Hail" are added, in alphabetical order, to read as follows:

E-Hail is a Hail requested through an E-Hail Application.

E-Hail Application or E-Hail App. A Software program [approved] licensed by the TLC under Chapter 78 residing on a smartphone or other electronic device and integrated with the TPEP or LPEP which performs one or more of the following functions:

- 1) allows a passenger to identify the location(s) of available Taxicabs or Street Hail Liveries in a given area and allows a Taxicab or Street Hail Livery Driver to identify the location of a passenger who is currently ready to travel;
- 2) allows a passenger to hail a Taxicab or Street Hail Livery via the electronic device;
- 3) allows a Taxicab or Street Hail Livery Driver to receive a hail request from such a passenger if the application provides for connecting a passenger to a Taxicab or Street Hail Livery Driver; or
- 4) E-Payment.

E-Payment. A feature of a[n] licensed E-Hail App that

- 1) Allows [a] passengers to pay for Taxicab or Street Hail Livery fares through the E-Hail App; [and]
- 2) Is limited to [taxi] fare, tip, tolls, and any fee charged to the passenger by the E-Hail App; and
- 3) Integrates with the TPEP or LPEP and meets all security standards as established in §75-25, §78-21, and §83-31 of these Rules.

E-Payment does not include payments through Digital Wallet Applications which pass payment data to the T[-]PEP or LPEP, do not receive fare information from T[-]PEP or LPEP, and do not modify or edit the amount to be paid.

Hail. A request, either through a verbal (audio) action such as calling out, yelling, or whistling, and/or a visible physical action such as raising one's hand or arm, or through an electronic method such as an E-Hail App, for on-demand Taxicab or Street Hail Livery service at the metered rate of fare as set forth in §58-26 and §82-26 of these Rules by a person who is currently ready to travel.

§2. Paragraph (1) of subdivision (f) of section 54-11 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (f) Street Hail Livery Operation.
- (1) A Driver of a Street Hail Livery can accept passengers by hail from the street or by E-Hail App only in the Hail Zone

§3. Section 54-15 of Title 35 of the Rules of the City of New York is amended by adding a new subdivision (q) to read as follows:

- (q) Unavailable Procedures for a Street Hail Livery.
- (1) Upon accepting a Pre-Arranged Trip or a Hail Trip from an approved E-Hail App, a Driver must enter the appropriate on-duty unavailable code into the LPEP.

<u>§54-15(q)(1)</u>	<u>Fine: \$100 if plead guilty before a hearing; \$150 if found guilty following a hearing.</u>	<u>Appearance NOT REQUIRED</u>
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§4. Paragraph (1) of subdivision (a) of section 54-17 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (a) No Overcharges.
- (1) A Driver must not charge or attempt to charge a fare above the Commission-approved rates. This includes a fare in a Street Hail Livery for a Hail Trip or a fare for any trip initiated or accepted through an E-Hail Application.

§5. Section 54-17 of Title 35 of the Rules of the City of New York is amended by adding a new subdivision (m) to read as follows:

- (m) E-Payments.
- (1) The payment for the fare for any trip paid for using an E-Payment must not exceed Commission-approved rates.
 - (2) The fare must be calculated as required by these rules and the Taximeter must be used for all trips, including trips paid for by E-Payment. Any fare paid for by E-Payment must be calculated by the Taximeter and not by any other method.
 - (3) The itemized fare amount charged to the Passenger must be automatically transmitted to the E-Hail Application from the TPEP, the LPEP, or the Taximeter, and relevant payment data necessary to obtain a complete trip record must be transmitted from the E-Hail Application to the TPEP or LPEP. Manual input of the fare by the Driver or any other person into the E-Hail Application is not permitted.
 - (4) A violation of paragraphs (1) or (2) above that results in a fare in excess of the Commission-approved rates is an overcharge under sections 54-17(a)(1) and 54-17(i) and a Driver will be subject to the penalties for an overcharge under Section 54-02.

<u>§54-17(m)(1)-(2)</u>	<u>Mandatory penalties as set forth in §54-02</u>	<u>Appearance NOT REQUIRED</u>
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- (5) A Driver must not accept credit card payment from a Passenger by any E-Hail Application that does not integrate with the TPEP or LPEP.

<u>§54-17(m)(5)</u>	<u>Fine: \$350 if plead guilty before a hearing; \$500 if found guilty following a hearing.</u>	<u>Appearance NOT REQUIRED</u>
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- (6) A Driver must not accept payment for a trip from an E-Hail Application that exceeds the total fare for the trip as calculated by the Taximeter, plus an optional tip.

<u>§54-17(m)(6)</u>	<u>Fine: \$350 if plead guilty before a hearing; \$500 if found guilty following a hearing.</u>	<u>Appearance NOT REQUIRED</u>
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§6. Paragraph (1) of subdivision (a) of section 54-19 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (1) A Driver of a Taxicab must not use a person, other than a dispatcher at an authorized Group Ride taxi line, or an Accessible Taxicab dispatcher, to solicit Passengers, however a Driver can use a licensed E-Hail Application. Use of any licensed E-Hail Application by the Driver is optional. A Driver may use only one electronic device with an E-Hail Application, separate from the Driver Information Monitor supplied as part of the TPEP and/or a device provided for the Accessible Dispatch program.

§7. Paragraph (4) of subdivision (a) of section 54-19 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (4) A Driver of a Taxicab must not solicit or cruise for the purpose of soliciting Passengers or accept Passengers for transportation with the use of an E-Hail Application:
 - (i) At Kennedy, La Guardia or Newark Airports
 - (ii) Within 100 feet of any authorized Taxi Stand
 - (iii) Within the private streets of Lincoln Center
 - (iv) In any area of the City of New York where Taxicab cruising is prohibited

<u>§54-19(a)(4)</u>	<u>Fine: \$100 if plead guilty before a hearing; \$150 if found guilty following a hearing.</u>	<u>Appearance NOT REQUIRED</u>
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§8. Paragraph (5) of subdivision (a) and paragraphs (15) and (16) of subdivision (b) of section 54-20 of Title 35 of the Rules of the City of New York are amended to read as follows:

- (a) Must Not Refuse to Transport Passengers. Unless the Driver has justifiable grounds, the Driver must not refuse to transport in any of the following circumstances:

* * *

- (5) E-Hail Application: A Driver must not refuse to transport a Passenger after accepting a Hail from that Passenger by means of an E-Hail Application.

* * *

- (b) Justifications for Refusing Passenger. The following are permitted reasons for refusing to transport:

* * *

- (15) The Vehicle is a Street Hail Livery and the Driver has accepted a dispatch call for a Pre-Arranged Trip from the Street Hail Livery Base with which the Vehicle is affiliated and has entered the appropriate on-duty unavailable code into the LPEP.
- (16) The Driver has accepted a trip from the accessible dispatch program pursuant to section 53-08 of these Rules or an approved E-Hail App and has entered the appropriate on-duty unavailable code into the TPEP or LPEP.

§9. Subdivision (f) of section 54-22 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (f) No Unauthorized Equipment. A Driver must not operate a Taxicab or Street Hail Livery that uses or has installed any equipment or mechanical devices not specifically listed in these rules, unless authorized in writing by the Commission. A Driver may use a device with an E-Hail Application installed that allows the Driver to accept Hails electronically, but the Driver, when using this device, must comply with the Electronic Communication Device requirements set forth in section 54-14(e) of this Chapter except that a Driver may accept an E-Hail request with a single touch using pre-programmed buttons or using voice activation while the

vehicle is in motion. The device and the installation or mounting of such a device in a Taxicab or Street Hail Livery is subject to Commission approval, and the installation or mounting must not obstruct the Driver's view of the road, or the Driver or Passenger's view of the Taximeter. Use of such device by a Driver is optional. A Driver may use no more than one electronic device with an E-Hail Application, separate from the Driver Information Monitor supplied as part of the TPEP and/or a device provided for the Accessible Dispatch program.

Note: A Street Hail Livery is permitted to have the dispatch equipment required by its Street Hail Livery Base.

§54-22(f)	Fine: \$50-\$350 and/or suspension up to 30 days Points: 1	Appearance REQUIRED
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§10. Subparagraphs (i) and (ii) of paragraph (1) of subdivision (b) of section 54-24 of Title 35 of the Rules of the City of New York are amended to read as follows:

- (i) A Driver is required to log in and operate T[-]PEP in order to obtain the Trip Record data for each trip in a Taxicab, including those trips that begin with the use of an E-Hail Application.
- (ii) A Driver is required to log in and operate LPEP in order to obtain the Trip Record data for each trip in a Street Hail Livery, including those trips that begin with the use of an E-Hail Application.

§11. Paragraph (4) of subdivision (d) of section 54-25 of Title 35 of the Rules of the City of New York is renumbered paragraph (5), and a new paragraph (4) is added, to read as follows:

(4) A Driver may only use a licensed E-Hail Application.

§12. The heading and paragraphs (1) and (2) of subdivision (f) of section 58-21 of Title 35 of the Rules of the City of New York are amended to read as follows:

(f) *[Credit Card Charges] Non-Cash Payments.*

- (1) For any lease of a Taxicab (vehicle and Medallion) under paragraph 58-21(c)(1) or 58-21(c)(2), an Owner (or Owner's Agent) must pay a Driver in cash, on a daily basis, the total amount of all [credit card] non-cash payments, including E-Payments through TPEP (if any), made during the Driver's shift, less the \$.06 per trip driver health surcharge described in [subdivision] paragraph 58-21(f)(5) and, on and after January 1, 2015, the Taxicab Improvement Surcharge payable to the Taxicab Improvement Fund as set forth in Section 58-16;
- (2) For any lease not described in [subparagraph] paragraph (1), an Owner (or Owner's Agent) must pay the Driver in cash, on no less than a weekly basis, the total amount of all [credit card] non-cash payments, including E-Payments through TPEP (if any), made during that period, less the \$.06 per trip driver health surcharge described in [subdivision] paragraph 58-21(f)(5) and, on and after January 1, 2015, the Taxicab Improvement Surcharge payable to the Taxicab Improvement Fund as set forth in Section 58-16.

§58-21(f)(1)& (2)	Fine: \$100	Appearance NOT REQUIRED
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§13. Section 58-26 of Title 35 of the Rules of the City of New York is amended by adding a new subdivision (j) to read as follows:

(j) *E-Payments.*

- (1) The payment for the fare for any trip paid for using an E-Payment must not exceed Commission-approved rates, plus an optional tip.
- (2) The fare must be calculated as required by these rules and the Taximeter must be used for all trips, including trips paid for by E-Payment. Any fare paid for by E-Payment must be calculated by the Taximeter and not by any other method.
- (3) The itemized fare amount charged to the Passenger must be automatically transmitted to the E-Hail Application from the TPEP or the Taximeter, and relevant payment data necessary to obtain a complete trip record must be transmitted from the E-Hail Application to the TPEP. Manual input of the fare by the Driver or any other person into the E-Hail Application is not permitted.

§14. Section 58-34 of Title 35 of the Rules of the City of New York is amended by adding a new subdivision (g) to read as follows:

(g) *E-Hail Application Devices.*

- (1) A Taxicab may be equipped with or the Driver may utilize a device with an E-Hail Application installed. A Driver's

use of an E-Hail Application is subject to the requirements of subdivision 54-14(e) of these Rules except that a Driver may accept an E-Hail request with a single touch using pre-programmed buttons or using voice activation while the vehicle is in motion. Use of such device by a Driver is optional and an Owner cannot require a Driver to use an E-Hail Application. A Driver may use no more than one electronic device with an E-Hail Application, separate from the Driver Information Monitor supplied as part of the TPEP and/or a device provided for the Accessible Dispatch program.

(2) An Owner must not permit a Taxicab to be equipped with a device that allows a Driver to accept payment electronically other than:

- (i) TPEP, or
- (ii) A device with a licensed E-Hail Application installed, which may only be used to process payment through the licensed E-Hail Application.

(3) The installation or mounting of any device with an E-Hail Application installed is subject to Commission approval. The installation or mounting of such device must not obstruct the Driver's view of the road, or the Driver or Passenger's view of the Taximeter. If an owner permanently installs or mounts a device with an E-Hail Application installed, that device must be capable of running every E-Hail Application licensed by the Commission.

§58-34(g)	Fine: \$350 if plead guilty before a hearing; \$500 if found guilty following a hearing.	Appearance NOT REQUIRED
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§15. Section 58-40 of Title 35 of the Rules of the City of New York is amended by adding a new subdivision (c) to read as follows:

(c) *E-Hail Application.* Any licensed E-Hail Application that provides for E-Payment must integrate with the TPEP system or Taximeter. No E-Hail Application shall be used to process any payment that is not a licensed E-Hail Application.

§58-40(c)	Fine: \$350 if plead guilty before a hearing; \$500 if found guilty following a hearing.	Appearance NOT REQUIRED
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§16. Subdivision (c) of section 67-15 of Title 35 of the Rules of the City of New York is amended to read as follows:

(c) *Trip Data Collection and Transmission.* Unless exempt under §58-41(c), every Taxicab must be equipped with a T[-]PEP that permits the collection and transmission of data, including data regarding all trips that begin with the use of an E-Hail Application, to the Commission in accordance with the following requirements:

§17. Subdivision (n) of section 75-25 of Title 35 of the Rules of the City of New York is amended to read as follows:

(n) *[Smartphone] E-Hail Application Integration.* TPEP Providers must integrate with E-Hail Apps [that provide for E-Payment and Digital Wallet Applications] as follows:

- (1) TPEP Providers must develop and maintain an application programming interface (API) enabling developers of E-Hail Apps [that provides for E-Payment and Digital Wallet Applications] to integrate their apps directly into the TPEP data collection, and credit card transaction processing systems. Integration into the TPEP data collection, and credit card transaction processing systems includes but is not limited to:
 - (i) Providing access for E-Hail Apps [that provide for E-payment and Digital Wallets Applications] to itemized fare data including time-and-distance fare, tolls, surcharges, extras, the Taxicab Improvement Surcharge and taxes from the TPEP and Taximeter, in real time, when the trip has been completed and the Taxicab Driver has disengaged the Taximeter;
 - (ii) Ability of TPEP to receive either a confirmation from E-Hail Apps that provide for E-Payment or their third party designees that electronic credit card payment for the total fare amount has been successfully processed, or to receive the credit card and payment information from the E-Hail App that provides for E-Payment, their third party designee, or a Digital Wallet Application in order for the TPEP Provider to process the payment through their own payment gateway;
 - (iii) Ability of TPEP to receive relevant payment information from an E-Hail App that provides for

E-Payment, or their third party designee, or Digital Wallet Application that processed the payment itself to the extent necessary to display the total charges including E-Hail service fee and tip (if applicable) on the PIM and on the printed receipt in accordance with paragraph (a)(2) of this section, and collect and transmit Trip Data in accordance with subdivision (c) of this section; and

(iv) Any other functionality agreed to by the Commission, the Commission approved smartphone application developer, and the TPEP Provider.

(2) Integration into the TPEP's data collection and transaction processing systems as described above must be provided by the TPEP Provider to all [Commission approved] licensed E-Hail Apps that provide for E-Payment [when those applications provide] or their third party designees, subject to the payment of fees to the TPEP Provider by the E-Hail App as set forth in paragraph (3) of this subdivision. For trips where the Passenger uses [a] an E-Hail App that provides for E-Payment or Digital Wallet Application:

- (i) the TPEP must display the total charges including E-Hail service fee and tip (if applicable) on the PIM and on the printed receipt in accordance with paragraph (a)(2) of this section;
- (ii) the TPEP must collect and provide Trip Data as described in subdivision (c) of this section; and
- (iii) the TPEP must provide an indication to the Driver through the DIM when payment for the total fare has been completed as described in subdivision (a) of this section.

(3) A TPEP Provider may require E-Hail Apps that provide for E-Payment and process the payment through their own or their third party designee's payment gateway to pay a fee of not more than \$0.05 per trip for any trip for which the E-Hail App or their third party designee processes the payment.

(4) A TPEP Provider may not charge a fee when the Passenger is using a Digital Wallet Application for payment, or when the Passenger uses an E-Hail App that provides for E-Payment which either through the E-Hail App itself or through its third party designee provides the Passenger credit, debit or prepaid card and payment information to the TPEP Provider for payment processing through the TPEP Provider's payment gateway.

§18. Title 35 of the Rules of the City of New York is amended by adding a new Chapter 78, to read as follows:

Chapter 78

Licensing & Rules for Providers of E-Hail Applications

§78-01 Scope of the Chapter

- (a) To establish a formal procedure for the licensing and supervision of businesses that sell, lease, or make available for use, software programs which are E-Hail Applications that reside on smartphones or other electronic devices.
- (b) To establish technical requirements for the E-Hail Applications which must be met in order for E-Hail Application Providers to apply for and obtain a license.
- (c) To establish services to be provided by E-Hail Application Providers for the benefit of individuals and businesses licensed by TLC and the public.
- (d) To establish appropriate penalties for the violation of these rules.

§78-02 Penalties

(a) *Unlicensed Activity.*

(1) Unlicensed Activity is the act of providing or advertising the provision of any service regulated by this chapter by:

- (i) Any E-Hail Application Provider Licensee whose License is suspended, revoked, or expired and not yet renewed, or
- (ii) Any entity that does not hold a Valid License from the Commission for an E-Hail Application.

(2) Unlicensed Activity specifically includes the activities listed in §78-09 of these Rules and can result in License suspension, revocation, and other penalties.

(b) *Specific Penalties.* If there are specific penalties for violating a Rule, they will be shown at the end of the Rule. The penalty section will also state whether the violator must attend a Hearing.

(c) *Payment of Fines.*

(1) Fines are due within 30 days of the day the Respondent is found guilty of the violation, unless:

(i) the Respondent files an appeal of the decision issued by the Taxi and Limousine Tribunal within the time required by Chapter 5 of Title 48 of the Rules of the City of New York, in which case the payment of the fines will be deferred 30 days after the date of the appeal decision.

(2) If the fine is not paid by the close of business on the date due, the Commission will notify the Respondent in writing that the Respondent's License will be suspended in 10 business days of the date of the notification until the fine is paid, unless the Respondent demonstrates to the Commission, in person or in writing, that the fine has been paid.

(d) *Non-Renewal of License; Suspension; Revocation.*

(1) *Non-Renewal of License.*

(i) If an E-Hail Application Provider License is not timely renewed, the E-Hail Application Provider must immediately notify each Licensee who is using the E-Hail Application approved under the expired License that the License has expired and that the Licensee must terminate usage of the E-Hail Application.

(ii) Upon expiration of the E-Hail Application Provider License, the E-Hail Application Provider must not enroll any further Licensees into the previously licensed E-Hail Application approved under the expired License.

(iii) Upon expiration of the E-Hail Application Provider License, the E-Hail Application Provider must immediately cease offering the E-Hail Application for use to any Licensee or to the public for pickup requests in New York City.

(2) *Suspension.*

(i) If an E-Hail Application Provider's License has been suspended by the Commission, the E-Hail Application Provider must immediately notify each Licensee who is using the E-Hail Application approved under the suspended License:

- Of the dates during which the License is suspended, and
- that the Licensee must terminate usage of the E-Hail Application for the duration of such suspension.

(ii) Upon suspension of the E-Hail Application Provider License, the Provider must not enroll any further Licensees into the E-Hail Application approved under the suspended License for the duration of such suspension, and must immediately, for the duration of such suspension, cease offering the E-Hail Application for use to any already enrolled Licensee or to the public for pickup requests in New York City.

(3) *Revocation.*

(i) If an E-Hail Application Provider's License has been revoked by the Commission, the E-Hail Application Provider must immediately notify each Licensee who is using the E-Hail Application approved under the revoked License that:

- its service agreement with the E-Hail Application Provider will be deemed terminated as of the date of License revocation, and
- the Licensee must not continue to use the E-Hail Application.

(ii) Upon revocation of the E-Hail Application Provider's License, the Provider must not enroll any further Licensees into the E-Hail Application approved under the revoked License.

(iii) An E-Hail Application Provider whose License has been revoked must cease offering use of the E-Hail Application approved under the revoked License to any Licensees or to the public for pickup requests in New York City.

§78-02(d)	Penalty: \$1,000 fine	Appearance NOT REQUIRED
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§78-03 Definitions Specific to this Chapter

(a) *Applicant* in this Chapter means an Applicant for an original or renewal E-Hail Application Provider License.

- (b) Credit, Debit, and Prepaid Card Services. The portion of the E-Hail Application used to process Passenger payment of fare in a Vehicle by credit, debit, or prepaid card as described in §78-21(a) of these Rules.
- (c) Database Management System. A software package with computer programs that control the creation, maintenance and use of a database.
- (d) E-Hail has the same meaning as the same term in §51-03 of these Rules.
- (e) E-Hail App Data. All data required to be collected, transmitted and maintained pursuant to this Agreement. E-Hail App Data includes, but is not limited to, Trip Data as described in §78-21 of Commission Rules, data related to credit, debit, and prepaid card transactions, and data relating to E-Hail App usage. Any data that is transferred to the E-Hail App by TPEPs or LPEPs become E-Hail App Data once received by the E-Hail App.
- (f) E-Hail Application has the same meaning as the same term in §51-03 of these Rules.
- (g) E-Hail Application Provider is a person or entity licensed by these Rules to offer an E-Hail Application.
- (h) E-Hail Application Provider License is a license issued to a E-Hail Application Provider pursuant to this Chapter.
- (i) E-Payment has the same meaning as the same term in §51-03 of these Rules.
- (j) Hail has the same meaning as the same term in §51-03 of these Rules.
- (k) Information System. An interconnected set of information resources under the same direct management control that shares common functionality.
- (l) License. When the term “License” is used by itself in this Chapter—and in this Chapter ONLY—it refers to an E-Hail Application Provider License.
- (m) LPEP Data. All data required to be collected, transmitted and maintained pursuant to §83-31 of Commission Rules and other information assets related to the LPEP Data. LPEP 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 LPEP by E-Hail Apps that provide E-Payment become LPEP Data once received by the LPEP.
- (n) Modification of E-Hail Application. Any modification to the E-Hail Application or related services after the Commission has issued a License for such E-Hail Application that would materially alter any of the following:
- (1) functionality, performance characteristics, security measures, or technical environment of the E-Hail Application or related services;
 - (2) interfaces to T-PEP or LPEP, or to the Software, Hardware, network, or other E-Hail Application components;
 - (3) the manner in which the E-Hail Application or related services are provided.
- The addition or modification of a component allowing payment through the E-Hail Application constitutes a Modification.
- A Modification of E-Hail Application does not include:
- (4) fixes and/or maintenance patches necessary to conform the E-Hail Application or any of its components or related services to the requirements set forth in §78-21 of these Rules; and
 - (5) security patches to the extent such fixes or patches are necessary in the E-Hail Application Provider’s good faith judgment to maintain the continuity of the E-Hail Application or related services or to correct an event or occurrence that would, if uncorrected, substantially prevent, hinder or delay proper operation of the E-Hail Application or related services.
- (o) Non-consumer User. Any individual, excluding a cardholder, who accesses Database Management System components, including, but not limited to employees, administrators and third parties.
- (p) PCI Standards. The Payment Card Industry Data Security Standards issued by the Payment Card Industry Security Standards Council as they may change from time to time. See www.pcisecuritystandards.org
- (q) Service Levels. The standards of performance of the E-Hail Application and its components that are described in §§78-17 and 78-21 of these Rules.
- (r) Security Incident or Incident means the attempted or successful

unauthorized access, use, disclosure, modification, or destruction of information or interference with system operations in an Information System.

- (s) TPEP Data. All data required to be collected, transmitted and maintained pursuant to §75-25 of Commission 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.

§78-04 Licensing – General Requirements

- (a) E-Hail Application Licensees. An Applicant for an E-Hail Application Provider License or its renewal may be an individual or a Business Entity.
- (b) License for Each E-Hail Application. An application for a new or renewal E-Hail Application Provider License must be filed for each E-Hail Application for which Commission approval is sought. A separate E-Hail Application Provider License will be issued or renewed for each approved E-Hail Application. All License requirements of this Chapter apply to each License to be issued or renewed. An application for an E-Hail Application License must include (and the License for the E-Hail Application must include) any payment feature linked to the E-Hail Application whether or not the E-Hail Application Provider provides the feature. The E-Hail Application, combined with the feature, must meet all requirements for E-Payment.
- (c) Certification. Any new or renewal application for an E-Hail Application Provider License must be filed on a form approved by the Chairperson. The Applicant must swear (or affirm) that the information in the application is true, under penalty of perjury.
- (d) Proof of Identity. The individual or Business Entity Person submitting the application for an E-Hail Application Provider License must provide to the Commission proof of identity in the form of a valid photo identification issued by the United States, a state or territory of the United States, or any political subdivision of a state or territory of the United States.
- (e) Age. The individual or Business Entity Person submitting an application for an E-Hail Application Provider License or its renewal must be at least 18 years of age.
- (f) Fit to Hold a License. An Applicant applying for an E-Hail Application Provider License or its renewal must demonstrate that they are Fit to Hold a License.
- (g) Partnership Filings. When the Applicant is a partnership, it must file with its License application a certified copy of the partnership certificate from the clerk of the county where the principal place of business is located.
- (h) Corporate or LLC Filings. When the Applicant is a corporation, it must file with its License application all of the following:
- (1) One of the following certificates:
 - (i) A certified copy of its certificate(s) of incorporation with a filing receipt issued by the secretary of state if the Applicant was incorporated less than one year from the date of the License application
 - (ii) A certificate of good standing if the Applicant was incorporated more than one year from the date of the License application
 - (iii) A copy of the certificate of incorporation, filing receipt, and authority to do business within the State of New York if the Applicant is an out-of-state corporation
 - (2) Limited Liability Companies (LLCs). When the Applicant is a limited liability company, it must file with its application the following:
 - (i) A copy of its articles of organization
- (i) Uniqueness of Name. The Commission has the right to reject the proposed name of any E-Hail Application Provider that the Commission finds to be substantially similar to any name in use by another E-Hail Application Provider Licensee.
- (j) Payment of Fines and Fees.
- (1) An Applicant, including an applicant for a renewal License, must pay, and provide proof of payment of, any outstanding fines or fees owed by the Applicant to
 - (i) the Commission,
 - (ii) NYC Department of Finance,
 - (iii) NYC Department of Consumer Affairs,
 - (iv) NYS DMV’s Traffic Violations Bureau, and

- (v) any of their successor agencies.
- (2) This requirement includes payment of fines and fees owed as of the date of the application by
- (i) any Business Entity Persons of the Applicant
- (ii) any Business Entity of which the Applicant is a Business Entity Person, and
- (iii) any Business Entity of which a Business Entity Person of Applicant is also a Business Entity Person.
- (k) Address. An Applicant must give the Commission the Applicant's current Mailing Address and Email Address as required by §78-14 of these Rules.

§78-05 Licensing – Specific Requirements

- (a) E-Hail Application Approval for New License. The Commission will not issue an E-Hail Application Provider License to any Applicant unless the Commission approves the E-Hail Application proposed for sale, lease or use by the Applicant. In determining whether to approve the E-Hail Application, the Commission will consider, in its sole discretion, whether the documentation required to be submitted by the Applicant pursuant to subdivision (b) of this section adequately demonstrates that the E-Hail Application complies with all of the requirements set forth in §78-21 of these Rules, or as such requirements may be waived or modified by the Commission pursuant to subdivision (f) of this section.
- (b) Documentation for E-Hail Application Approval. The Applicant must submit with its License application a detailed description of its E-Hail Application's functionality and its compliance with the requirements set forth in §78-21 and §78-22 of these Rules, as well as a list of all third-party designees the E-Hail Provider will use in offering E-Hail or E-Payment services. If the Application includes E-Payment, the Applicant must submit with its License application the documentation described in paragraphs (1) through (4) of this subdivision. All documentation pertaining to an independent third party must be accompanied by a signed authorization from the Applicant authorizing the Commission to contact the independent third party directly and authorizing the independent third party to respond to inquiries from the Commission.
- (1) An acceptance test plan that uses information technology industry testing tools, techniques and methodologies designed to comprehensively test whether the E-Hail Application and related services comply with all of the requirements set forth in §78-21 of these Rules, or as such requirements may be waived or modified by the Commission pursuant to subdivision (f) of this section;
- (2) Documentation demonstrating that an independent third party that is accredited by the American National Standards Institute-American Society of Quality National Accreditation Board ("ANAB") to perform International Organization for Standardization ("ISO") 9001 certifications has performed acceptance testing consistent with the acceptance test plan, and the successful results of the acceptance testing;
- (3) Documentation, to be renewed and resubmitted to the TLC every twelve (12) months, demonstrating that an independent third party that is a Qualified Security Assessor ("QSA") company has performed security testing of the E-Hail Application and related services to determine compliance with the security standards set forth in §78-21(f) of these Rules, or as such standards may be waived or modified by the Commission pursuant to subdivision (f) of this section, and the successful results of the security testing; and
- (4) Documentation, to be renewed and resubmitted to the TLC every twelve (12) months, demonstrating that an independent third party that is either a QSA company or a company accredited by ANAB to certify ISO 27001 has performed security testing of the E-Hail Application and related services to determine compliance with the security standards set forth in §78-22 of these Rules, or as such standards may be waived or modified by the Commission pursuant to subdivision (f) of this section, and the successful results of the security testing;
- (c) Privacy Policy. The Applicant must submit with its License application a detailed privacy policy meeting industry best practices that describes the specific privacy risks associated with the Applicant's E-Hail Application and mitigations the Applicant has developed to address those risks.
- (d) Modification of E-Hail Application. If after the E-Hail Application Provider License is issued pursuant to this Chapter, the E-Hail Application Provider Licensee wants to implement a Modification,

the E-Hail Application Provider Licensee must submit an application for approval of a Modification of E-Hail Application by submitting all documentation required by subdivision (b) of this section and the fee required in §78-07(b) of these Rules. The Commission will treat the submission as an application for a new E-Hail Application Provider License. If the Commission approves the Modification, the existing E-Hail Application Provider License will apply to the modified E-Hail Application.

- (e) Required Insurance. After submission of an application for a new E-Hail Application Provider License, an Applicant must provide to the Commission proof of the insurance required in this subdivision when the Commission requests it. Upon submission of an application to renew an E-Hail Application Provider License, the E-Hail Application Provider Licensee must provide to the Commission proof of the insurance required in this subdivision.
- (1) Commercial General Liability Insurance.
- (i) The Applicant must maintain Commercial General Liability ("CGL") Insurance covering the Applicant as Named Insured and the City as an Additional Insured in the amount of at least Five Million Dollars (\$5,000,000) per occurrence. The insurance must protect the City and the Applicant from claims for property damage and/or bodily injury, including death that may arise from any of the operations performed or to be performed by or on behalf of the Applicant in connection with any of the activities licensed under this Chapter. Coverage under this insurance must be at least as broad as that provided by the most recently issued Insurance Services Office ("ISO") Form CG 0001, and must be "occurrence" based rather than "claims-made."
- (ii) If the Applicant's subcontractor(s) is/are performing or will perform operations in connection with any of the activities licensed under this Chapter, either the Applicant's CGL Insurance under subparagraph (i) of this paragraph must cover the subcontractor(s) or such subcontractor(s) must maintain its/their own CGL Insurance subject to all other requirements herein.
- (iii) The CGL Insurance must name the City, together with its officials and employees, as an Additional Insured with coverage at least as broad as the most recently issued ISO Form CG20 10.
- (2) Professional Liability Insurance.
- (i) In the Commission's discretion, if professional services will be performed by the Applicant in connection with any of the activities licensed under this Chapter, the Applicant must maintain and submit evidence of Professional Liability ("PL") Insurance appropriate to the type(s) of services performed by the Applicant in the amount of at least One Million Dollars (\$1,000,000) per claim. The policy or policies must include an endorsement to cover the liability assumed by the Applicant under this Chapter arising out of the negligent performance of professional services or caused by an error, omission or negligent act of the Applicant or anyone employed by the Applicant.
- (ii) If the Applicant's subcontractor(s) is/are performing or will perform professional services in connection with any of the activities licensed under this Chapter for which PL Insurance is reasonably commercially available, either the Applicant's PL Insurance under subparagraph (i) of this paragraph must cover the subcontractor(s) or such subcontractor(s) must maintain its/their own PL Insurance subject to all other requirements herein.
- (iii) Claims-made policies will be accepted for Professional Liability Insurance. The policies must have an extended reporting period option or automatic coverage of not less than two (2) years. If available as an option, the Applicant must purchase extended reporting period coverage effective on cancellation or termination of the insurance unless a new policy is secured with a retroactive date, including at least the last policy year.
- (3) Crime Insurance.
- (i) The Applicant must maintain crime insurance to protect against employee dishonesty, covering tangible property or moneys against loss, damage or destruction resulting from larceny, theft, embezzlement, forgery, robbery, misappropriation, willful misapplication or other fraudulent or dishonest acts committed by the Applicant's employees or agents. The liability limits under the policy must be at least One Million Dollars (\$1,000,000) per occurrence.

(ii) If the Applicant's subcontractor(s) is/are performing or will perform operations in connection with any of the activities licensed under this Chapter, either the Applicant's crime insurance under item (i) above must cover the subcontractor(s) employees or agents or such subcontractor(s) must maintain its/their own crime insurance subject to all other requirements herein.

(4) General Requirements for Insurance Coverage and Policies.

- (i) All required insurance policies must be maintained with companies that may lawfully issue the required policy and have an A.M. Best rating of at least A- / "VII" or a Standard and Poor's rating of at least A, unless prior written approval is obtained from the Commission.
- (ii) All insurance policies must be primary (and non-contributing) to any insurance or self-insurance maintained by the City.
- (iii) The Applicant must be solely responsible for the payment of all premiums for all required insurance policies and all deductibles or self-insured retentions to which the policies are subject, whether or not the City is an insured under the policy.
- (iv) There must be no self-insurance program with regard to any insurance required under this subdivision unless approved in writing by the Commission. Any self-insurance program must provide the City with all rights that would be provided by traditional insurance required under this subdivision, including but not limited to the defense obligations that insurers are required to undertake in liability policies.
- (v) The City's limits of coverage for all types of insurance required under this subdivision must be the greater of:
 - (A) the minimum limits set forth in this subdivision;
 - or
 - (B) the limits provided to the Applicant as Named Insured under all primary, excess, and umbrella policies of that type of coverage.

(5) Proof of Insurance.

- (i) For each policy required under this subdivision, the Applicant must file with the Commission a Declarations Page issued by the insurer. All Declaration Pages must be:
 - (A) in a form acceptable to the Commission and certify the issuance and effectiveness of such policies of insurance, each with the specified minimum limits;
 - (B) accompanied by the endorsement in the Applicant's Commercial General Liability Insurance policy by which the City has been made an Additional Insured pursuant to subparagraph (iii) of paragraph (1) of this subdivision; and
 - (C) accompanied by either a duly executed "Certification by Insurer" in the form provided by the Commission or copies of all policies referenced in the Declarations Page. If complete policies have not yet been issued, binders are acceptable, until the complete policies have been issued, at which time such policies must be submitted.
- (ii) The Applicant must provide the Commission with a copy of any policy required under this subdivision upon demand by the Commission or the New York City Law Department.
- (iii) Acceptance by the Commission of a Declarations Page or a policy does not excuse the E-Hail Application Provider from maintaining policies consistent with all provisions of this subdivision (and ensuring that subcontractors maintain such policies) or from any liability arising from its failure to do so.
- (iv) If the E-Hail Application Provider receives notice, from an insurance company or other person, that any insurance policy required under this subdivision will expire, be cancelled, or terminated for any reason, the E-Hail Application Provider must immediately forward a copy of the notice to the Commission and the New York City Comptroller at:

NYC Taxi and Limousine Commission
 Attn: General Counsel
 33 Beaver Street 22nd Floor
 New York, NY 10004

New York City Comptroller
 Attn: Office of Contract Administration
 Municipal Building, One Centre Street, Room 1005
 New York, NY 10007.

(6) Miscellaneous Insurance Provisions.

(i) Whenever notice of loss, damage, occurrence, accident, claim or suit is required under a Commercial General Liability policy maintained in accordance with this subdivision, the E-Hail Application Provider must provide the insurer with timely notice thereof on behalf of the City. Notice must be given even where the E-Hail Application Provider may not have coverage under such policy (for example, where one of the E-Hail Application Provider's employees was injured). Notice must expressly specify that "this notice is being given on behalf of the City of New York as Additional Insured" and contain the following information:

- the number of the insurance policy;
- the name of the named insured;
- the date and location of the damage, occurrence, or accident;
- the identity of the persons or things injured, damaged, or lost; and
- the title of the claim or suit, if applicable.

The E-Hail Application Provider must simultaneously send a copy of the notice to:

The City of New York c/o Insurance Claims Specialist, Affirmative Litigation Division, New York City Law Department, 100 Church Street, New York, NY 10007.

If the E-Hail Application Provider fails to comply with the requirements of this subparagraph, the E-Hail Application Provider must indemnify the City for all losses, judgments, settlements and expenses, including reasonable attorneys' fees, arising from an insurer's disclaimer of coverage citing late notice by or on behalf of the City.

- (ii) Insurance coverage in the minimum amounts required in this subdivision shall not relieve the E-Hail Application Provider Licensee of any liability for indemnification under this Chapter.
- (iii) The E-Hail Application Provider waives all rights against the City, including its officers and employees, for any damages or losses that are covered under any insurance required under this subdivision (whether or not such insurance is actually procured or claims are paid under such insurance) or any other insurance applicable to the activities of the E-Hail Application Provider and/or its subcontractors required to be licensed under this Chapter.
- (iv) If the E-Hail Application Provider requires any subcontractor to procure insurance in connection with any of the activities licensed under this Chapter and requires the subcontractor to name the E-Hail Application Provider as an additional insured under such insurance, the E-Hail Application Provider must ensure that such entity also names the City, including its officials and employees, as an additional insured with coverage at least as broad as the most recently issued ISO form CG 20 26.

(f) Renewals of Required Insurance Policies. The E-Hail Application Provider must submit to the Commission Certificates of Insurance confirming renewals of insurance before coverage of insurance policies required under subdivision (d) of this section expires. Certificates of Insurance must comply with the requirements of subparagraph (d)(5)(i) above.

§78-05(e)	Penalty: \$1,500 fine and/or suspension up to 60 days or revocation	Appearance REQUIRED
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(g) Waivers or Modifications. Except where expressly prohibited by law, the Chairperson may, in his or her discretion, waive or modify any requirements for licensing under this Chapter in the interests of public safety and convenience. Requests for waivers or modifications must be submitted in writing to the Chairperson.

§78-06 Licensing - Bond Required

(a) Amount of Bond. An Applicant for an E-Hail Application Provider License or renewal must deposit or have deposited with the Commission a fifty thousand dollar (\$50,000) bond per E-Hail Application, payable to the City of New York. The bond must be provided by one or more sureties approved by the Commission.

- (b) Bond Guarantees. The bond must guarantee that the Applicant or licensed E-Hail Application Provider will:
 - comply with all applicable provisions of law and rules of the Commission,
 - pay all fines imposed by the Commission, and
 - pay all judgments or settlements arising from any action connected in any way with the E-Hail Application Provider License.
- (c) Fines and Judgments. The E-Hail Application Provider is immediately liable for the payment of any fine or judgment when the amount is determined or upon final determination of an appeal. If the fine is not paid as required by § 78-02(c) of these Rules, the Commission may draw upon the bond.

§78-07 Licensing – Fees and Term of License

- (a) Fee. Every application for a new or renewal E-Hail Application Provider License must be accompanied by a non-refundable application fee of \$500 for each License to be issued or renewed for the term as provided in subdivision (g) of this section.
- (b) Modification of E-Hail Application Fee. Every application for approval of a Modification of E-Hail Application must be accompanied by a non-refundable application fee of \$500 for each E-Hail Application for which a Modification of E-Hail Application is sought.
- (c) Form of Payment. All application fees must be paid in the form authorized by §52-40 of these Rules.
- (d) No Refund if Application Denied. The Commission will not refund fees if it denies or disapproves the application.
- (e) License Replacement Fee. The fee to replace any lost, damaged or destroyed License is \$25.
- (f) Late Filing Fee. If the Commission allows a late filing for a renewal application, there will be an additional late filing fee of \$25.
- (g) Term of License. The term of an E-Hail Application Provider License will be three years or less and each License will expire on October 31st.
- (h) When to File for Renewal.
 - (1) To avoid a late fee, a renewing Applicant must file a completed application at least sixty (60) days before the expiration date of the License.
 - (2) A renewing Applicant may file a completed application less than sixty (60) days before the expiration date as a “late application”. The fee for the late application will be \$25.
 - (3) The postmark date is the date of filing for an application that is filed by mail. The date of submission is the date of filing for an application that is filed in person.
 - (4) The Commission will not accept a renewal application after the expiration date of the License. If the application is not filed before the expiration date, the License cannot be renewed.
- (i) Suspended Licenses.
 - (1) If a License is suspended and it is also due to be renewed, the E-Hail Application Provider Licensee must apply for renewal as required in subdivision (h) above if the E-Hail Application Provider Licensee wants to renew the License. Failure to complete the renewal requirements means that the License cannot be renewed.
 - (2) A License that is suspended is not Valid and cannot be used until the suspension ends. This applies even if the Applicant has filed an application for a renewal.

§78-08 Licensing – Cause for Denial

- (a) Failure to Continuously Comply. Whenever the Commission determines that the E-Hail Application Provider no longer meets the requirements for the E-Hail Application Provider License, the Commission may suspend or revoke the License and deny any application for renewal.
- (b) Summary Suspension. Nothing in this section limits the authority of the Commission to summarily suspend any E-Hail Application Provider License when a threat to public health, safety, or welfare exists.
- (c) Failure to Complete Application Requirements
 - (1) The Chairperson may deny an application for a new License if the Applicant has not completed all the requirements of an application within ninety (90) days of the date the application is filed.
 - (2) The Chairperson may deny an application for a renewal

License if the Applicant has not completed all the requirements of an application by the expiration date of the prior License.

- (d) Additional Consideration of an Application. If a review of the application leads the Chairperson to believe that the Applicant may not be Fit to Hold a License, the Chairperson may seek additional information from the Applicant. This request for additional information may be an in-person interview, telephone call, letter, email, or other method of communication. This additional consideration may result in the denial of the application. Failure to provide any requested information within a reasonable period as requested or failure to appear at a scheduled interview will result in a denial of the application.

§78-09 General Requirements – Unlicensed Activity

- (a) E-Hail Application Provider License Required. An individual or Business Entity must not sell, lease, or make available for use in New York City an E-Hail Application or enroll any individual or Business Entity into an E-Hail Application without a Valid E-Hail Application Provider License.
- (b) An E-Hail Application Provider must not permit the use of a non-TPEP or non-LPEP electronic credit card payment system unless that system uses:
 - (i) E-Payment that is contained within a licensed E-Hail Application and that meets all the requirements of this Chapter, or
 - (ii) E-Payment that is linked to a licensed E-Hail Application, whether or not provided by the E-Hail Application Provider, that meets all requirements of this Chapter.

§78-09	Penalty: \$10,000	Appearance REQUIRED
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§78-10 General Requirements – Compliance with Applicable Law

- (a) Licenses and Permits. An E-Hail Application Provider Licensee must obtain licenses and permits required by applicable local, state or federal law.
- (b) Occupational Safety & Health Administration. An E-Hail Application Provider Licensee must comply with all applicable Occupational Safety and Health Administration (OSHA) standards and requirements at the E-Hail Application Provider Licensee’s place of business, as well as all other federal, state, and local laws governing its business.
- (c) Payment of All Fines and Fees. An E-Hail Application Provider Licensee must pay all fines, fees, and taxes it owes to any federal, state, or local governmental jurisdiction when they are due.
- (d) Workers’ Compensation Laws. An E-Hail Application Provider Licensee must comply with all laws regarding workers’ compensation and disability benefits, as well as all federal laws regarding the withholding of taxes and payment of FICA and other withholding taxes.

§78-10	Penalty: \$1,000 fine and/or suspension until compliance	Appearance NOT REQUIRED
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§78-11 General Requirements – Indemnification

- (a) General Indemnification. An E-Hail Application Provider Licensee must defend, indemnify and hold the City, its officers and employees harmless from any and all third-party claims (even if the allegations of the lawsuit are without merit) or judgments for damages on account of any injuries or death to any person or damage to any property and from costs and expenses (including reasonable attorneys’ fees) to which the City, its officers and employees may be subjected or which it may suffer or incur allegedly arising out of any operations of the E-Hail Application Provider Licensee and/or its employees, agents or subcontractors in connection with any of the activities licensed under this Chapter to the extent resulting from any negligent act of commission or omission, any intentional tortious act, or failure to comply with any of the provisions of this Chapter. Insofar as the facts or law relating to any third-party claim would preclude the City from being completely indemnified by the E-Hail Application Provider Licensee, the City shall be partially indemnified by the E-Hail Application Provider Licensee to the fullest extent permitted by law.
- (b) Infringement Indemnification. An E-Hail Application Provider Licensee must defend, indemnify and hold the City harmless from any and all third-party claims (even if the allegations of the lawsuit are without merit) or judgments for damages and from costs and expenses (including reasonable attorneys’ fees) to which the City may be subjected or which it may suffer or incur allegedly arising out of or in connection with any infringement by the

E-Hail Application Provider Licensee, its agents or subcontractors of any copyright, trade secrets, trademark or patent rights or any other property or personal right of any third party in the conduct of the licensed activities. Insofar as the facts or law relating to any third-party claim would preclude the City from being completely indemnified by the E-Hail Application Provider Licensee, the City shall be partially indemnified by the E-Hail Application Provider Licensee to the fullest extent permitted by law.

- (c) Not Limited by Insurance. The indemnification obligations set forth in this section shall not be limited in any way by the E-Hail Application Provider Licensee's obligations to obtain and maintain insurance as provided in §78-05(d) of these Rules.

§78-11(a)-(b)	Penalty: \$1,000 fine and/or suspension until compliance	Appearance REQUIRED
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§78-12 General Requirements – Unlawful Activities Prohibited

- (a) An E-Hail Application Provider Licensee must not file with the Commission any statement that he or she knows or reasonably should know to be false, misleading, deceptive, or materially incomplete.

§78-12 (a)	Penalty: \$10,000 fine and revocation	Appearance REQUIRED
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§78-13 General Requirements – Notice to TLC

- (a) Material Change in Information. An E-Hail Application Provider Licensee must notify the Commission of any material change in the information contained in its current E-Hail Application Provider License application or renewal.

§78-13(a)	Penalty: \$1,000 fine and/or suspension up to 30 days	Appearance REQUIRED
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- (b) Suspension or Revocation of License. An E-Hail Application Provider Licensee must immediately notify the Commission in writing of any suspension or revocation of any license granted to the E-Hail Application Provider Licensee, or any other person acting on his or her behalf, by any agency of the City or State of New York, or the government of the United States.

§78-13(b)	Penalty: \$1,000 fine and suspension until compliance	Appearance REQUIRED
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- (c) Security Breach: The E-Hail Application Provider Licensee must inform the Commission if it is required to make disclosures under State or Federal law regarding security breaches, including the New York State Information Security Breach and Notification Act (General Business Law §899-aa).

§78-13(c)	Penalty: \$1,000 fine and suspension until compliance	Appearance REQUIRED
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§78-14 Business Requirements – Mailing and Email Address

- (a) Each E-Hail Application Provider must designate and provide the Commission the street address of its primary E-Hail Application Provider location as its Mailing Address.
(b) An E-Hail Application Provider must have and provide the Commission a working Email Address and telephone number at all times.
(c) An E-Hail Application Provider must report any change of Mailing Address, Email Address and telephone number to the Commission in person or by mail within ten days.

§78-14(a)-(c)	Fine: \$100	Appearance NOT REQUIRED
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- (d) Any communication from the Commission is sufficient if sent to the last Mailing Address or Email Address provided by the E-Hail Application Provider.
(e) Any communication from the Commission, except notices and summonses for which the manner of service is specified in §68-05 of these Rules, is sufficient if sent by email to the last Email Address provided by the E-Hail Application Provider.

§78-15 Business Requirements – Fees Charged by E-Hail Application Provider Licensees

- (a) Tips and Gratuities.
(1) An E-Hail Application Provider cannot charge a Passenger a tip or gratuity unless
(i) The Driver receives the full amount of such tip or gratuity, without any withholding or sharing, and
(ii) The Passenger can elect to change or withhold payment

of such tip or gratuity at any time prior to completion of the trip and payment of the fare.

- (2) An E-Hail Application Provider must not charge as a tip or gratuity (or using the words "tip" or "gratuity" or something similar) any fee that the Provider will retain.

§78-15(a)	Penalty: \$200 fine	Appearance NOT REQUIRED
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- (b) Fares. An E-Hail Application and an E-Hail Application Provider must NOT charge any Passenger a fare for a trip that exceeds the fare as calculated by the Taximeter, permitted in §58-26 and §82-26 of these Rules. The E-Hail App and the E-Hail App Provider may however charge additional fees to a Passenger above the fare for the trip in accordance with subdivision (c) below so long as such fees are clearly delineated and not called a fare or tip or gratuity.

NOTE: If an E-Hail App Provider charges a per-trip fee for use of the E-Hail App and if the fee is assessed on a per-trip basis and bundled into the same credit card transaction as the payment of the fare, the Provider is required to have an agreement with either the merchant of record, or if processed through the TPEP or LPEP, the TPEP or LPEP Provider, as to how the fee will be remitted to the E-Hail App Provider. The agreement must be outlined in the E-Hail App Provider's application documentation and must ensure that the per-trip fee is remitted in its entirety to the E-Hail App Provider and is not retained by the Driver.

§78-15(b)	Penalty: \$1000 fine	Appearance NOT REQUIRED
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- (c) Notice of Fees. The E-Hail App Provider must provide Passengers and/or Drivers with reasonable notice of all Passenger and Driver fees and rates charged by the E-Hail App Provider for use of the E-Hail App, as applicable, including but not limited to any variable or surge pricing policies applicable to the fees charged by the E-Hail App Provider, cancellation fees, and no-show fees, prior to Drivers' or Passengers' use of the E-Hail App for request of a trip.

- (1) The amounts of any fees must be viewable within the E-Hail Application;
(2) The E-Hail App Provider is permitted to charge cancellation fees to Passengers and/or Drivers who cancel E-Hailed trips using the E-Hail App if the cancellation fees comply with the notification requirements outlined in this subdivision and appear on the fee schedule described in subdivision (d) of this section.
(3) The E-Hail App Provider must provide Drivers and/or Passengers with reasonable notice of any modifications of such fees or rates, as applicable, prior to the effective date of the modifications.

- (d) File Fee Schedule. The E-Hail App Provider must file with the Commission a complete schedule of fees and rates charged to Passengers and/or Drivers for use of the E-Hail App, including but not limited to, any variable or surge pricing policies applicable to the fees charged by the E-Hail App Provider, cancellation fees, and no-show fees, and the fee structure (such as whether it is based on per-trip usage, a subscription fee, or some other manner). The fee schedule must clearly delineate to which party (the Passenger or Driver) each fee is assessed. The E-Hail App Provider must also file with the Commission all schedule updates.

- (e) File User Agreement Terms. The E-Hail App Provider must file with the Commission all forms of the user agreements, use contracts, and privacy terms it requires for use, sale, and lease of the E-Hail App, both as to Passengers and Drivers. The E-Hail App Provider must file with the Commission all updates of such documents and/or terms reflecting changes thereto.

§78-16 Business Requirements – Use of E-Hail Application

All of the following conditions apply with regard to an E-Hail Application Provider's making an E-Hail Application available for use:

- (a) The E-Hail Application Provider must not make an E-Hail Application available for use unless the E-Hail Application has been approved by the Commission pursuant to this Chapter and the E-Hail Application to be used is identical to the E-Hail Application that was approved;
(b) No modification will be made to any Vehicle to install or mount a device on which the E-Hail Application is to be used without the permission of the Chairperson and the approval of the device and its installation and/or mounting in the Vehicle.

§78-16	Penalty: \$500-\$1,500 fine and/or suspension up to 60 days or revocation for each subdivision violated.	Appearance REQUIRED
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§78-17 Business Requirements – Compliance with E-Hail Application Requirements and Service Levels

(a) *Credit, Debit, and Prepaid Card Payment.*

- (1) An E-Hail Application Provider must ensure that an E-Hail Application that includes E-Payment provides Credit, Debit, and Prepaid Card Services complies with the requirements of §78-21(a) of these Rules.
- (2) An E-Hail Application Provider must ensure, for an E-Hail Application that includes E-Payment, that when Passengers pay by credit, debit, or prepaid card, the Driver receives deposit of funds within forty-eight (48) business hours, excluding banking holidays, of transmission of a batch close transaction from the E-Hail Application, except for incidents when there is a fraud investigation.
- (3) An E-Hail Application must not provide a Driver compensation for a trip that exceeds the fare for the trip plus tolls and tip if any.

§78-17 (a)	Penalty: \$500 fine and/or suspension up to 60 days or revocation for each paragraph violated.	Appearance REQUIRED
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- (4) An E-Hail Application may permit Passengers to split a fare if this feature is provided by the party processing the fare payment.
- (b) *Trip Data Collection and Transmission.* An E-Hail Application Provider must ensure that an E-Hail Application collects and stores relevant trip information to obtain a complete trip record, and transmits such data to TPEP, LPEP, or the Commission in compliance with the requirements in §78-21(c) of these Rules.

§78-17(b)	Penalty: \$500 fine and/or suspension up to 60 days or revocation.	Appearance REQUIRED
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- (c) *Fees to T-PEP.* An E-Hail Application Provider must ensure that an E-Hail Application provides payment to the TPEP Provider as provided in §75-25(n)(3).

§78-17(c)	Penalty: \$500 fine and/or suspension up to 60 days or revocation.	Appearance REQUIRED
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- (d) *Use Restrictions.* An E-Hail Application Provider must ensure that an E-Hail Application restricts usage of the Application in compliance with the use restrictions in §78-21(d) of these Rules.

§78-17(d)	Penalty: \$500 fine and/or suspension up to 60 days or revocation.	Appearance REQUIRED
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- (e) *Security.* An E-Hail Application Provider must ensure that with respect to an E-Hail Application, the E-Hail Application Provider is in compliance with the security requirements in §78-21(f) of these Rules.

§78-17(e)	Penalty: \$500 fine and/or suspension up to 60 days or revocation.	Appearance REQUIRED
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- (f) *Data Retention.* An E-Hail Application Provider must ensure that, with respect to an E-Hail Application, all data required to be maintained pursuant to §78-21 of these Rules is maintained for the period required in §78-21(g).

§78-17(f)	Penalty: \$500 fine and/or suspension up to 60 days or revocation.	Appearance REQUIRED
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- (g) *Inspection by TLC.* An E-Hail Application Provider must ensure that an E-Hail Application can be inspected and accessed by Commission personnel at any time. This requirement includes providing access to the E-Hail Application with requisite Driver and Passenger test IDs and access to the Driver and Passenger versions of the E-Hail App to facilitate testing.

§78-17(g)	Penalty: \$500 fine and/or suspension up to 60 days or revocation.	Appearance REQUIRED
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- (h) *Commission Ordered Testing.* In any proceeding where the E-Hail Application Provider has been found guilty of a violation of any of the provisions of this section, the Commission may order the E-Hail Application Provider to provide, within sixty (60) days of the final decision on the violation:

- documentation demonstrating that subsequent to the violation an independent third party certified by ISO 9001 or

other certification body acceptable to the Commission, has performed testing of the E-Hail Application and related services to determine that the condition giving rise to the violation has been corrected, and

- certification by such third party of the successful results of such testing.

§78-18 Business Requirements – Cooperation with the Commission

- (a) Upon request of the Commission, an E-Hail Application Provider must provide at no charge a fully operable device on which the Commission can access the E-Hail Application, and access to the E-Hail Application with requisite Driver and Passenger test IDs.

§78-18(a)	Penalty: \$500 fine and suspension until compliance for each subdivision violated.	Appearance REQUIRED
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§78-19 Business Requirements – E-Hail Application Provider Liability for Conduct of Employees

- (a) *Liability for Employee Conduct.* An E-Hail Application Provider must supervise and be responsible for the conduct of all of its employees, contractors, and agents for activities performed to carry out the requirements of this Chapter. For clarity, this subdivision and subdivision (b) of this section shall not be applicable to Drivers, or to individuals or business entities performing work for any E-Hail Application Provider or its subcontractor(s) who under applicable law are deemed to be independent contractors and not employees.
- (b) *Familiarizing Employees with Rules and Regulations.* An E-Hail Application Provider must ensure that all of its employees, contractors, and agents are fully familiar with all relevant regulatory agency rules and regulations.
- (c) *Compliance with Laws.* An E-Hail Application Provider must ensure that all of its employees, contractors, and agents perform their duties in compliance with all relevant federal, state, and city laws, rules, and regulations.

§78-19(a)-(c)	Penalty: \$500 fine and/or suspension up to 60 days or revocation.	Appearance REQUIRED
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§78-20 Comply with Laws – Conduct Rules

- (a) *Acceptance of Gift or Gratuity.* An E-Hail Application Provider Licensee or any person acting on his or her behalf must not accept any gift, gratuity, or thing of value from an Owner or Driver of any vehicle licensed by the Commission or from anyone acting on behalf of an Owner or Driver for the purpose of violating any of these rules through acts of commission or omission.
- (b) *Reporting Requests for Gift or Gratuity.* An E-Hail Application Provider Licensee, any person acting on the E-Hail Application Provider's behalf, or any of the E-Hail Application Provider's employees must immediately report to the Commission and the NYC Department of Investigation any request or demand for a gift, gratuity, or thing of value by any employee, representative, or member of the Commission or by any public servant.
- (c) *Offer of Gifts and Gratuities.* An E-Hail Application Provider Licensee or any person acting on his or her behalf must not offer or give any gift, gratuity, or thing of value to any employee, representative, or member of the Commission or to any other public servant.

§78-20(a)-(c)	Penalty: \$10,000 fine and revocation.	Appearance REQUIRED
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- (d) *Reporting Offers of Gift or Gratuity.* An E-Hail Application Provider Licensee must notify the Commission immediately by telephone and in writing or email within 24 hours after receiving any offer of a gift or gratuity prohibited by subdivision (a) above.
- (e) *Fraud, Misrepresentation and Larceny.* An E-Hail Application Provider Licensee, while performing his or her duties and responsibilities as an E-Hail Application Provider Licensee, must not commit or attempt to commit, alone or in concert with another, any act of fraud, misrepresentation, or larceny. Examples of fraud, larceny, or misrepresentation include, but are not limited to:

- calibration of a fare other than that set by the Commission;
- falsification of Trip Data.

§78-20(d)-(e)	Penalty: \$10,000 fine and revocation.	Appearance REQUIRED
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- (f) *Willful Acts of Omission and Commission.*

- (1) *Omission.* While performing the duties and responsibilities of an E-Hail Application Provider Licensee, an E-Hail

Application Provider Licensee must not deliberately fail to perform, alone or with another, any act where this failure is against the best interests of the public, although not specifically mentioned in these Rules.

- (2) Commission. While performing the duties and responsibilities of an E-Hail Application Provider Licensee, an E-Hail Application Provider Licensee must not deliberately perform, alone or with another, any act that is against the best interests of the public, although not specifically mentioned in these Rules.

§78-20(f)	Penalty: \$350 and/or suspension up to 30 days or revocation	Appearance REQUIRED
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(g) Notice of Criminal Conviction.

- (1) An E-Hail Application Provider Licensee must notify the Commission in writing within two (2) days after any criminal conviction of the E-Hail Application Provider Licensee or any of the E-Hail Application Provider Licensee's Business Entity Persons.
- (2) Notification must be in writing and must be accompanied by a certified copy of the certificate of disposition of the conviction issued by the clerk of the court.

§78-20(g)	Penalty: \$500 and/or suspension up to 30 days	Appearance REQUIRED
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- (h) Threats, Harassment, Abuse. An E-Hail Application Provider Licensee must not threaten, harass, or abuse any governmental or Commission representative, public servant, or other person while performing his or her duties and responsibilities as an E-Hail Application Provider Licensee.

§78-20(h)	Penalty: \$500 and/or suspension up to 30 days or revocation	Appearance REQUIRED
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- (i) Use or Threat of Physical Force. An E-Hail Application Provider Licensee must not use or attempt to use any physical force against a Commission representative, public servant, or other person while performing his or her duties and responsibilities as an E-Hail Application Provider Licensee.

§78-20(i)	Penalty: \$500 and/or suspension up to 60 days or revocation	Appearance REQUIRED
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- (j) Failure to Cooperate with Law Enforcement. An E-Hail Application Provider Licensee must cooperate with all law enforcement officers and representatives of the Commission at all times.

§78-20(j)	Penalty: \$250 fine	Appearance NOT REQUIRED
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- (k) Failure to Cooperate with the Commission. An E-Hail Application Provider Licensee must answer and comply as directed with all questions, communications, notices, directives, and summonses from the Commission or its representatives. An E-Hail Application Provider Licensee must produce his or her Commission License and other required documents whenever the Commission requires.

§78-20(k)	Penalty: \$250 fine and suspension until compliance	Appearance REQUIRED
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§78-21 Technical Requirements – E-Hail Application

No E-Hail Application will be approved by the Commission pursuant to this Chapter unless it complies with the all of the requirements set forth in this section or as such requirements may be waived or modified by the Commission pursuant to §78-05(f) of these Rules.

(a) Payment

- (1) Credit, Debit, and Prepaid Card Payment. An E-Hail Application can be capable of accepting credit, debit, and prepaid cards for payment of fares through E-Payment. An E-Hail Application that is capable of accepting credit, debit, and prepaid cards for payment of fares must conform to the following specifications:
 - (i) The E-Hail Application must offer the Passenger a receipt in accordance with paragraph (2) of this subdivision; the receipt can be an electronic receipt.
 - (ii) Payment can be initiated at the beginning or made at the end of the trip, in accordance with §75-25(a)(2)(iv) of these Rules.
 - (iii) An E-Hail Application can offer pre-set payment options, including tip percentages, provided that the Passenger is permitted to change the pre-set payment options for a given trip at any time prior to the

completion of a trip and payment of fare, including changes to the tip amount.

- (iv) An E-Hail Application cannot require a Passenger to pay a tip to the Driver.

- (2) The E-Hail Application must be able to generate an accurate receipt for payment of fare for fares paid using E-Payment, and the receipt must be offered to the Passenger. Upon the Passenger's request, a receipt either in hard copy form or in electronic form must be transmitted to the Passenger. The receipt must contain all the following information:

- (i) All items required by §75-25(a)(2)(v) of these Rules; and

- (ii) Any fee paid by the Passenger to the E-Hail Application Provider if paid directly to such Provider, clearly identified. NOTE: §78-15(a) of these Rules governs the payment of tips or gratuities

- (3) Any E-Payment technology used with any E-Hail Application must be integrated into the TPEP or LPEP used by any Driver using the E-Hail Application.

- (4) An E-Hail Application which includes E-Payment must comply with all applicable PCI Standards. Credit, debit, and prepaid card information for electronic payments made through an E-Hail Application must not be stored locally on the electronic device on which the E-Hail Application being used resides, or locally on the TPEP or LPEP (if applicable) after the E-Payment utilizing such credit, debit, or pre-paid card has been authorized or declined.

- (5) An E-Hail Application which includes E-Payment must be capable of generating the following data, regardless of the means of payment:

- (i) reasonably detailed data of individual and cumulative payment transactions (including sufficient detail to support daily and monthly reconciliations and to perform problem resolution);

- (ii) if the payment is by credit, debit, or prepaid card, in addition to the information in subparagraph (i) above, the name of the credit, debit, or prepaid card, and the name of the credit card merchant engaged by the E-Hail Application Provider; and

- (iii) data summarizing the number of fares, the total fare amount, and as applicable, the number of credit, debit and prepaid card transactions and the total fares of such transactions;

- (6) The data described in paragraph (5) of this subdivision and its component elements must be stored, maintained and accessible to the Commission and any designee as follows:

- (i) in a standardized format and layout prescribed by the Commission that is open and non-proprietary; and

- (ii) by secure file transfer protocol, transfer according to a format, layout, procedure, and frequency prescribed by the Commission.

- (b) TPEP and LPEP Integration. An E-Hail Application which includes E-Payment must be integrated with TPEP and LPEP.

- (1) The E-Hail Application, or its third party designee, must receive the fare and Trip Data automatically from TPEP, LPEP, or Taximeter and must not permit a Driver or anybody else to enter any fare information manually. The E-Hail App also must provide the TPEP or LPEP Provider with the following:

- (i) The credit card information necessary to process the transaction through the TPEP or LPEP Providers' payment gateway and the amount to be charged for the transaction, including any tip and E-Hail service fee, if included in the amount to be charged; and

- (ii) Credit, debit, or prepaid card and payment information necessary to allow TPEP or LPEP Providers to display total charges, including time-and-distance fares, tips, extras, surcharges, taxes, and any fees charged by the E-Hail Provider for use of the E-Hail Application on the Passenger Information Monitor and on printed receipts, and allow submission to the Chair of a complete electronic trip record for the fare as further described in subdivision (c) of this section.

- (iii) Any other functionality, but only if agreed to by the Commission, the E-Hail App Provider, and the TPEP or LPEP Provider.

- (2) All fares must be calculated by the Taximeter and in accordance with the Rules of the Commission. An E-Hail

Application is NOT permitted to make a fare calculation independent of the Taximeter. If an E-Hail Application charges or attempts to charge more than the approved rate of fare calculated by the Taximeter, the Commission will seek revocation of the E-Hail Provider's License and may require the E-Hail Provider to return any overpayment to the Passenger.

(3) The Chair, in his or her sole discretion, may waive, in whole or in part, the requirement of this subdivision that an E-Hail App which includes E-Payment be integrated with TPEP or LPEP. To apply for such a waiver, the E-Hail App Provider must submit documentation demonstrating:

- (i) the TPEP or LPEP cannot adequately support integration; and
- (ii) the E-Hail App Provider has developed means to:
 - (A) Protect Passengers against overcharging;
 - (B) Ensure that all trip related data is reported to the TLC;
 - (C) Ensure that all trip based taxes and fees are collected and remitted to the appropriate parties;
 - (D) If the E-Hail Application would process electronic payment itself or through a third party designee under the terms of the requested waiver, confirm to the Driver that electronic payment for the total fare amount has been successfully processed;
 - (E) If the E-Hail Application would process electronic payment itself or through a third party designee under the terms of the requested waiver, remit to the TPEP or LPEP Provider a fee of no more than \$0.05 per trip paid for by means of E-payment through the E-Hail Application; and,
 - (F) If the E-Hail Application would process electronic payment itself or through a third party designee under the terms of the requested waiver, pay the Driver in cash, pursuant to the terms of Section 58-21(f) of these Rules, the entirety of all fares paid for by means of E-payment through the E-Hail Application without withholding any credit card processing fees or surcharges from the Driver.

(4) After receipt of a completed request for a waiver pursuant to §78-21(b)(3), the Commission will give any TPEP Provider or LPEP Provider specified in the waiver request a reasonable opportunity to respond to the claims and documents submitted pursuant to §78-21(b)(3)(i) prior to granting a waiver.

(c) Trip Data Collection and Transmission. An E-Hail Application and its third party designee, if any, must be capable of automatically collecting and transmitting E-Hail request data and Trip Data as described below.

- (1) The E-Hail Application and its third part designee, if any, must be capable of automatically collecting and transmitting to the Commission data on all E-Hail requests and the outcome of those requests (including pickup and drop-off locations specified by latitude and longitude), in a format and layout prescribed by the Commission.
- (2) The E-Hail Application and its third party designee, if any, must be capable of automatically collecting and transmitting to TPEP or LPEP the Trip Data required below for all trips using E-Payment made during a shift.
 - (i) E-Hail Application License number;
 - (ii) Credit, debit, or pre-paid card type;
 - (iii) first two and last four digits of the credit, debit, or prepaid card used for paying fares;
 - (iv) E-Hail service fee collected by the E-Hail Application Provider, if applicable
 - (v) itemized fare;
 - (vi) tip amount;
 - (vii) E-Hail account holder identifier (uniquely identifying the Driver in the E-Hail Application's system); and
 - (viii) the number of Passengers that payment of the fare was split among if the E-Hail Application permits the fare to be split.

(d) Use Restrictions. An E-Hail Application must conform to the following use restrictions or other specifications:

- (1) The E-Hail Application must not operate:
 - (i) At John F. Kennedy International Airport; and
 - (ii) At LaGuardia Airport;
- (2) The E-Hail Application must not transmit requests for transportation or Hails to any Driver who is not validly licensed to drive a Taxicab or Street Hail Livery or who is operating a Vehicle that does not have a Valid Taxicab License, per the listings on TLC's Current Licensees webpage.

§78-21(d)(1) and (2)	Penalty: \$400 fine and/or suspension up to 30 days	Appearance REQUIRED
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- (3) The E-Hail Application must be available to a Driver ONLY when the Vehicle is standing or stopped, except that an E-Hail App can permit a Driver to accept an E-Hail request with a single touch using pre-programmed buttons or using voice activation while the vehicle is in motion. All other use of the E-Hail Application must be velocity gated by the E-Hail App Provider to prevent its use while the vehicle is in motion.
- (4) The E-Hail Application must NOT disclose to a Driver any information about a potential Passenger except the Passenger's pickup location, except that a Passenger's trip identification number or E-Hail App user name may be transmitted to the Driver after the Driver has accepted the Passenger's E-Hail request.
- (5) A Driver must have to affirmatively opt in to use the E-Hail Application and must be able to opt out of receiving E-Hail requests from Passengers while on duty.

(e) Wheelchair Accessibility. The E-Hail Application must make a wheelchair accessible option available to allow requesting Passengers to indicate that they would like a wheelchair accessible vehicle.

- (1) E-Hail App Providers must not charge more for a wheelchair accessible E-Hail than for a non-wheelchair accessible E-Hail.
- (2) The E-Hail Application must check the Driver's training status before allowing a Driver to log into the E-Hail App using an Accessible Taxicab medallion number or Accessible Street Hail Livery permit number (per the listings on TLC's Current Licensees webpage). Drivers that have not completed the appropriate training specified by the Commission must not be able to log into the E-Hail App using an Accessible Taxicab medallion number or Accessible Street Hail Livery permit number.
- (3) The E-Hail Application must be able to provide reporting to the TLC as to whether a particular request was for a wheelchair accessible vehicle.

(f) Security.

- (1) If the E-Hail Application provides for E-Payment, all features of the E-Hail Application related to E-Payment required by this section, including the collection, transmission and maintenance of data by the E-Hail Application Provider, must conform to applicable PCI Standards.

(g) Data Retention. All data required to be collected, transmitted and maintained pursuant to this section must be maintained for at least three (3) years.

§78-22 Information Security Requirements

(a) Information Security Policy.

- (1) Establish Information Security Policy (Security Policy). The E-Hail App Provider must establish, maintain, and disseminate to its employees and relevant third parties such as agents and subcontractors, their information security policy and procedures that comply with all of the requirements in this section. The E-Hail App Provider must require employees to acknowledge in writing they have read and understood the Security Policy.
- (2) Responsibilities of E-Hail App Providers and Employees. The Security Policy must clearly define the information security responsibilities of the E-Hail App Provider, its employees, and related third parties such as agents and subcontractors.
- (3) Management Responsibilities. The E-Hail App 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.
- (4) Screen Employees. The E-Hail App Provider must screen potential employees to minimize the risk of attacks from internal sources.
- (5) Requirements for Third Party Access. The E-Hail App Provider must require all third parties, such as agents and subcontractors (other than individuals who are solely users of the E-Hail App), with access to the E-Hail App, TPEP, LPEP, Information System Components, E-Hail App Data, or TPEP or LPEP Data, or who are involved in any related services provided by the E-Hail App Provider in carrying out the activities authorized under this Agreement, to agree in writing and demonstrate compliance with the Security Policy and all security requirements in this section.
- (6) Incident Response Plan. The E-Hail App Provider must implement a Security Incident response plan that, at a minimum, requires the E-Hail App 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 2 hours of occurrence.
- (b) Authentication. The E-Hail App 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) Copyright Compliance. The E-Hail App 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.
- (d) Database Management Systems. The E-Hail App Provider must develop and implement appropriate controls and procedures to ensure that the Database Management Systems are adequately protected.
- (e) Access to E-Hail App Data, TPEP and LPEP Data, and Computing Resources.
- (1) Limit Access. The E-Hail App Provider must limit access to E-Hail App Data and TPEP Data, and LPEP Data and related computing resources to only those individuals and processes (i) whose responsibilities are described by the Commission, and (ii) required to have access by the E-Hail App Provider.
 - (2) Restrict Access. The E-Hail App 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) Account Management. To ensure proper user authentication and password management for Non-consumer Users and administrators on all system components, the E-Hail App Provider must:
 - (i) Control the addition, deletion, and modification of user IDs, credentials, and other identifier objects;
 - (ii) Immediately revoke accesses of terminated users;
 - (iii) Remove inactive user accounts at least every ninety (90) days;
 - (iv) Enable accounts used by vendors for remote maintenance only during the time needed;
 - (v) Distribute and enforce password procedures and policies to all users who have access to E-Hail App Data, TPEP Data, or LPEP Data and related computing resources;
 - (vi) Authenticate all access to any database containing E-Hail App Data, TPEP Data, or LPEP Data, including access by applications, administrators, and all other users.
- (4) Restrict Physical Access. The E-Hail App Provider must restrict physical access to E-Hail App Data, TPEP Data, and LPEP Data and related computing resources as follows:
- (i) Any physical access to data or systems that house E-Hail App Data, TPEP Data, or LPEP Data allows, the opportunity to access devices or data, and/or removes systems or hardcopies, must be appropriately restricted.
 - (ii) The E-Hail App Provider must ensure that employees and visitors are authorized before entering areas where E-Hail App Data, TPEP Data, or LPEP Data is collected, transmitted, processed, maintained or stored.
 - (iii) The E-Hail App 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.
 - (iv) The E-Hail App Provider and any subcontractor(s) who is/are performing or will perform services in connection with any of the activities required under 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 E-Hail App Data, TPEP Data, or LPEP Data.
 - (v) The E-Hail App Provider must maintain strict control over the internal or external distribution of any kind of media that contains E-Hail App Data, TPEP Data, or LPEP 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.
 - (vi) The E-Hail App Provider must maintain strict control over the storage and accessibility of media that contains E-Hail App Data, TPEP Data, or LPEP Data including properly inventorying all media and making sure it is securely stored.
 - (vii) The E-Hail App Provider must destroy media containing E-Hail App Data, TPEP Data, or LPEP 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 E-Hail App Data, TPEP Data, or LPEP Data cannot be reconstructed.
- (f) Firewalls.
- (1) Firewall Configuration. A firewall must control access between internal networks and external networks. All firewalls used in the E-Hail App Provider's systems must be configured by the E-Hail App 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 E-Hail App Provider must establish a formal process for approving and testing all external network connections and changes to the firewall configuration.

- (3) The E-Hail App Provider must conduct a periodic review of firewall/router rule sets.
- (4) Exceptions to Denial of Untrusted Networks/Hosts. The E-Hail App 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).
- (5) Restricting Connections between Publicly Accessible Servers and E-Hail App Data, TPEP Data, or LPEP Data. The E-Hail App Provider must build a firewall configuration that restricts connections between publicly accessible servers and any system component storing E-Hail App Data, TPEP Data, or LPEP 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 E-Hail App Data, TPEP Data, or LPEP 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 E-Hail App Provider must use technologies that implement RFC 1918 address space, such as Port Address Translation or Network Address Translation.
- (g) Host and Server Systems. The E-Hail App Provider must configure host and server systems with sufficient security features to ensure that E-Hail App Data, TPEP Data, and LPEP Data are adequately protected from unauthorized use, disclosure, modification, destruction, and denial of service.
- (h) Local Area Networks. The E-Hail App Provider must configure local area networks ("LANs") with sufficient security features to ensure that E-Hail App Data, TPEP Data, and LPEP Data are adequately protected from unauthorized use, disclosure, modification, destruction, and denial of service.
- (i) Network Management.
- (1) Appropriate Access. The E-Hail App Provider must implement controls over all such devices and platforms so that only appropriate resources, agents, and individuals may access the network. The E-Hail App Provider must also implement appropriate architectures, procedures, management assignments, and back-up and recovery plans to provide such controls.
 - (2) The E-Hail App Provider must track and monitor all access to network resources and E-Hail App Data, TPEP Data, and LPEP Data.
 - (3) The E-Hail App 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 E-Hail App Provider must implement automated audit trails to reconstruct the following events for all system components:
 - (i) All individual user access to E-Hail App Data, TPEP Data, or LPEP 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) The E-Hail App Provider must synchronize all critical system clocks and times.
- (6) The E-Hail App Provider must secure audit trails so they cannot be altered.
- (7) The E-Hail App Provider must review logs for all system components. Log reviews must include those servers that perform security functions (like intrusion detection systems) and authentication, authorization and accounting servers (e.g., Diameter).
- (8) The E-Hail App 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.
- (j) Wireless Networks. At a minimum, dynamic Wi-Fi Protected Access must be used by the E-Hail App Provider for any portion of the network or system that includes 802.11x, or similar technology.
- (k) Personal Information. All E-Hail App 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 as specified in these Rules.
- (l) Fraud Prevention. The E-Hail App Provider must ensure that controls are developed and implemented into the E-Hail App, Information System Components and any software contained therein to prevent the possibility of fraud, and to ensure that the E-Hail App Data, TPEP Data, and LPEP 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.
- (m) Security Incident Management.
- (1) Reporting Security Incidents. The E-Hail App 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 E-Hail App, Information System Components and any software contained therein, and E-Hail App Data, TPEP Data, and LPEP Data. All observed or suspected Security Incidents, threats, weaknesses, or malfunctions must be reported to the Commission within two (2) hours of when the E-Hail App Provider knows of or should have known of such Security Incidents, threats, weaknesses or malfunctions.
 - (2) Security Incident Management Procedures. The E-Hail App 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 E-Hail App, E-Hail App Data, TPEP Data, LPEP 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 (as appropriate) of Incidents.
- (n) Security Staffing. The E-Hail App 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 articulate and direct secure solutions to protect the infrastructure and the underlying data.

(o) Criminal Activity. The E-Hail App 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 E-Hail App Provider knows of or should have known of such instances of suspected criminal activity.

(p) Logging and Administration. All E-Hail Apps, Information System Components and any software contained therein provided by or for the E-Hail App Provider must enable appropriate logging and auditing capabilities.

(q) Anti-Virus Security Policy.

- (1) Servers, desktops, and laptops must have current commercial anti-virus software installed, properly configured and running at all times.
- (2) Anti-virus software must be configured to automatically remove the virus.
- (3) Users must not disable automatic virus scanning on their local machines.
- (4) Server administrators must not disable anti-virus software on server machines.
- (5) When possible, signature updates must be installed without user intervention.
- (6) New versions of the virus signature files must be loaded within forty-eight (48) hours.
- (7) All virus alerts must be followed by an immediate full scan of affected devices performed by appropriate IT personnel.
- (8) The E-Hail App Provider's administrators must perform a root cause investigation when a virus is identified to ensure proper containment.

(r) Application Development Security Policy.

- (1) A comprehensive security requirements analysis must be performed for all new systems and for significant upgrades to existing systems.
- (2) System security requirements and specifications must be compliant with industry best practice standards for technologies and system configuration.
- (3) System security requirements and specifications must ensure secure interoperability with all information sources and services with which they must interface.
- (4) System security requirements and specifications must ensure integration with existing security services where applicable.
- (5) The production environment must not be used for development or testing activities.
- (6) All security functionality must be operational during formal acceptance and operational testing.
- (7) 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) Each application must have a defined back out plan in the unlikely event that its migration to the production environment causes service degradation.
- (9) Each new application must create a business continuity and disaster recovery program in accordance with the business significance of the application.

(s) Digital Media Re-use and Disposal Policy.

- (1) Rendering Information Permanently Unreadable. Where any equipment containing digital media is to be discarded, 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 E-Hail App 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 must overwrite all addressable locations with a character, its complement, then a random character;

(ii) Any full disk encryption method which is compliant with the DOITT Standards and in which it can be reasonably expected that no unauthorized person has the ability to decrypt the data; 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.

(t) Encryption Policy.

- (1) 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> must be used to protect business critical information.
- (2) 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) Data categorized as private or confidential must not be transitioned to removable media without Commission approval.
- (4) 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) When transferring removable media, the receiver must be identified to ensure the person requesting the data is a valid recipient.
- (6) All emails containing data classified as private or confidential must be encrypted.
- (7) 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 must be encrypted in accordance with DOITT Standards.
- (9) Private or confidential data may only be stored on portable devices such as laptops, smart phones and personal digital assistants (PDAs) when encrypted.
- (10) Portable devices must not be used for long-term storage of private or confidential data.
- (11) Where it is technologically feasible, portable devices must have the capability to be remotely wiped in the event of theft or accidental loss.
- (12) Portable devices must have proper protections in place.
- (13) Approved encryption algorithms must be a minimum key length of 128 bits.
- (14) Private keys must be kept confidential.
- (15) Key lifecycle management must be implemented.
- (16) Keys in storage and transit must be encrypted.
- (17) Keys must be chosen randomly from the entire key space, and weak keys must never be used.
- (18) Encryption keys must allow for retrieval for administrative or forensic use.

(u) Password Policy.

- (1) 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) Encryption of Passwords and PINs. Passwords and PINs must comply with all DOITT Standards and:
 - (i) Must be encrypted when transmitted electronically with a protocol which complies with the DOITT Standards; 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.
- (3) 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.

- (4) 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.
- (5) 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.

(v) Access Policy.

- (1) Authenticated Users. Users must be positively and individually identified and authenticated prior to being permitted access to any E-Hail App Data, TPEP Data, or LPEP Data or related networking and computing resource.
- (2) Disconnect from Remote Access. Users must disconnect from the remote access connection when not actively in use.
- (3) 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.
- (4) 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 E-Hail App Data, TPEP Data, and LPEP Data is either erased from the remote device after use or appropriately protected based on the level of sensitivity of the information.

(w) User Responsibilities Policy.

- (1) The E-Hail App Provider is responsible and accountable for safeguarding E-Hail App Data, TPEP Data, and LPEP Data from unauthorized modification, disclosure, and destruction.
- (2) Critical data and removable data services (USB drives, CDs, external drivers, etc.) must be protected by appropriate physical means from modification, theft, or unauthorized access.

§19. Section 82-26 of Title 35 of the Rules of the City of New York is amended by adding a new subdivision (j) to read as follows:

(j) E-Payments.

- (1) The payment for the fare for any trip paid for using an E-Payment must not exceed Commission-approved rates.
- (2) The fare must be calculated as required by these rules and the Taximeter must be used for all trips, including trips paid for by E-Payment. Any fare paid for by E-Payment must be calculated by the Taximeter and not by any other method.
- (3) The itemized fare amount charged to the Passenger must be automatically transmitted to the E-Hail Application from the LPEP or the Taximeter, and relevant payment data necessary to obtain a complete trip record must be transmitted from the E-Hail Application to the LPEP. Manual input of the fare by the Driver or any other person into the E-Hail Application is not permitted.
- (4) A violation of paragraphs (1) and (2) is an overcharge under sections 54-17(a)(1) and 54-17(i) and a Driver can be subject to the penalties for an overcharge under Section 54-02.

<u>§82-26(j)</u>	<u>Fine: \$350 if plead guilty before a hearing; \$500 if found guilty following a hearing.</u>	<u>Appearance NOT REQUIRED</u>
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§20. Section 82-41 of Title 35 of the Rules of the City of New York is amended by adding a new subdivision (c) to read as follows:

- (c) E-Hail Application. Any licensed E-Hail Application that provides for E-Payment must integrate with the LPEP or Taximeter. No E-Hail Application shall be used to process any payment that is not a licensed E-Hail Application.

§21. Paragraph (5) of subdivision (b) of section 83-31 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (5) The DIM must enable the Street Hail Livery Driver to enter the following off-duty and on-duty unavailable codes, and

other codes designated by the Commission, by selection of one or two push-buttons:

- (i) Off-duty codes
 - 01, Going Home;
 - 02, Relief Time;
 - 03, Off-duty;
 - 04, Defective Equipment;
 - 05, No Charge; and
 - 06, Dispute.
- (ii) On-duty unavailable codes
 - 07, Unavailable – En Route E-Hail; and,
 - 08, Unavailable – En Route Dispatch

§22. Section 83-31 of Title 35 of the Rules of the City of New York is amended by adding a new subdivision (o) to read as follows:

- (o) E-Hail Application Integration. LPEP Providers must integrate with E-Hail Apps as follows:

- (1) LPEP Providers must develop and maintain an application programming interface (API) enabling developers of E-Hail Apps to integrate their apps directly into the LPEP data collection, and credit card transaction processing systems. Integration into the LPEP data collection, and credit card transaction processing systems includes but is not limited to:
 - (i) Providing access for E-Hail Apps to itemized fare data including time-and-distance fare, tolls, surcharges, extras, the SHL Improvement Surcharge and taxes from the LPEP and Taximeter, in real time, when the trip has been completed and the Driver has disengaged the Taximeter;
 - (ii) Ability of LPEP to receive either a confirmation from E-Hail Apps that provide for E-Payment or their third party designees that electronic credit card payment for the total fare amount has been successfully processed, or to receive the credit card and payment information from the E-Hail App that provides for E-Payment, their third party designee, or a Digital Wallet Application in order for the LPEP Provider to process the payment through their own payment gateway;
 - (iii) Ability of LPEP to receive relevant payment information from an E-Hail App that provides for E-Payment, or their third party designee, or Digital Wallet Application that processed the payment itself to the extent necessary to display the total charges including E-Hail service fee and tip (if applicable) on the PIM and on the printed receipt in accordance with paragraph (a)(2) of this section, and collect and transmit Trip Data in accordance with subdivision (c) of this section; and
 - (iv) Any other functionality agreed to by the Commission, the Commission approved smartphone application developer, and the LPEP Provider.
- (2) Integration into the LPEP's data collection and transaction processing systems as described above must be provided by the LPEP Provider to all licensed E-Hail Apps that provide for E-Payment or their third party designees, subject to the payment of fees to the LPEP Provider by the E-Hail App as set forth in paragraph (3) of this subdivision. For trips where the Passenger uses an E-Hail App that provides for E-Payment or Digital Wallet Application:
 - (i) the LPEP must display the total charges including E-Hail service fee and tip (if applicable) on the PIM and on the printed receipt in accordance with paragraph (a)(2) of this section;
 - (ii) the LPEP must collect and provide Trip Data as described in subdivision (c) of this section; and
 - (iii) the LPEP must provide an indication to the Driver through the DIM when payment for the total fare has been completed as described in subdivision (a) of this section.
- (3) A LPEP Provider may require E-Hail Apps that provide for E-Payment and process the payment through their own or their third party designee's payment gateway to pay a fee of not more than \$0.05 per trip for any trip for which the E-Hail App or their third party designee processes the payment.
- (4) A LPEP Provider may not charge a fee when the Passenger is using a Digital Wallet Application for payment, or when the Passenger uses an E-Hail App that provides for E-Payment which either through the E-Hail App itself or through its third party designee provides the Passenger credit, debit or prepaid card and payment information to the

LPEP Provider for payment processing through the LPEP Provider's payment gateway.

• f10

SPECIAL MATERIALS

CITY PLANNING

■ NOTICE

Project Identification
CEQR No. 07DC0027M
ULURP No. 070247AZSM
Technical Memorandum

Lead Agency
City Planning Commission
22 Reade Street
New York, NY 10007
Contact: Robert Dobruskin
(212) 720-3423

Project Location: 325 West Broadway (Block 228, Lot 20) is located at the northern end of the block bounded by West Broadway to the west, Grand Street to the north, Wooster Street to the east, and Canal Street to the south. The development site is a through-lot with street frontages along West Broadway and Wooster Street. The development site is located in Manhattan Community District (CD) 2. The development site also is within the boundaries of the SoHo-Cast Iron Historic District.

Brief Project Description:

The applicant, DDG / WH 325 West Broadway LLC seeks a minor modification to alter plans associated with a previously-approved special permit. On August 20, 2007, the New York City Planning Commission, as Lead Agency, issued a Negative Declaration for the proposed 23-25 Wooster Street (aka 325-329 West Broadway) project (CEQR No. 07DCP027M, and ULURP No. 070247ZSM) based on analyses identified in an Environmental Assessment Statement (EAS) completed on August 14, 2007. The 23-25 Wooster Street (aka 325-329 West Broadway) project was approved by the City Planning Commission and City Council on December 19, 2007 and February 13, 2008. The Special permit was renewed by the New York City Department of City Planning in April 2012.

This Technical Memorandum evaluates whether the project with the proposed modifications would result in any significant adverse impacts not already identified in the 2007 EAS. The proposed modification would neither alter the conclusions of the 2007 EAS or Negative Declaration, nor result in any significant adverse impacts.

The requested action will allow for construction of the proposed mixed-use project on the development site, which differs very slightly from the previously-analyzed project. The site plan and overall massing of the proposed development and the proposed uses would remain substantially the same, the zoning floor area would be reduced by 894 sf, and the gross square footage of the development would be reduced by 1,958 sf. Overall, the proposed minor modification would result in a decrease in total floor area of 1,958 gross square feet, from the approved 63,884 gsf to 61,926 gsf, with a reduction in both commercial and residential floor area. The previously-approved project has a FAR of 5.00; the proposed project would have a FAR of 4.92. The proposed minor modification would not increase the degree of the approved bulk waivers or result in the need for any new bulk waivers.

The development site is currently under construction for the previously-analyzed project, pursuant to the original special permit.

• f10

NEGATIVE DECLARATION

Project Identification
CEQR No. 15DCP025M
ULURP No. 150146ZSM
SEQRA Classification: Type I

Lead Agency
City Planning Commission
22 Reade Street
New York, NY 10007
Contact: Robert Dobruskin
(212) 720-3423

Name, Description and Location of Proposal:

41 Great Jones Street

The applicant, 41 Great Jones Holdings, LLC, is seeking a Special Permit pursuant to New York City Zoning Resolution (ZR) Section §74-711 to modify the use regulations of ZR Section §42-00 in order to allow Use Group 2 residential uses within an existing building located

in an M1-5B zoning district. The proposed action would facilitate a proposal by the applicant to convert a mixed-use building at 41 Great Jones Street (Block 530, Lot 27) to residential uses. The project site is located within an M1-5B zoning district in the NoHo Historic District Extension in the NoHo neighborhood of Manhattan, Community District 2.

M1-5B districts are light manufacturing districts that permit offices, certain community facilities, and most retail uses; residential uses are not permitted. The building at the project site is currently occupied with a non-conforming (Use Group 6) art gallery¹ on the cellar and ground floors; commercial offices (Use Group 6) currently occupy floors two through five. It is the applicant's intention to enlarge the building by a single story, resulting in a six-story building. In the future with the proposed action, the enlarged building would be occupied entirely with residential uses. The proposed project is expected to be completed in 2016.

Absent the proposed action, it is expected that the enlarged building at the project site would be re-occupied with art studio uses in the cellar and ground floor, and commercial office uses on floors two through six.

¹ According to the applicant, the existing art gallery is not in compliance with the lease for the ground floor and cellar levels, and the lease is intended for Use Group 9 art studio uses, permitted in M1-5B districts. On October 15, 2014, the Department of City Planning informed the Department of Buildings (DOB) of a potential non-conforming condition at the project site, and DOB issued a violation on October 27, 2014. The lease for the current tenant expires on January 31st, 2015, at which point these spaces are expected to become vacant. Floors two through five contain Use Group 6 commercial office uses, which are permitted at and above the level of the second story in M1-5B districts.

• f10

HEALTH AND MENTAL HYGIENE

■ NOTICE

Notice of Concept Paper

The Department of Health and Mental Hygiene ("DOHMH") anticipates that a solicitation will be issued for a qualified vendor to operate a Peer Support Line to assist individuals with mental illnesses when experiencing an emotional crisis. A Concept Paper has been developed that outlines this initiative. The Concept Paper will be posted on DOHMH's website at <http://www.nyc.gov/html/doh/html/vendors/acco-home.shtml>

■9-13

HOUSING PRESERVATION AND DEVELOPMENT

■ NOTICE

REQUEST FOR COMMENT REGARDING AN APPLICATION FOR A CERTIFICATION OF NO HARASSMENT

Notice Date: February 10, 2015

To: Occupants, Former Occupants, and Other Interested Parties

Property:	Address	Application #	Inquiry Period
	145 West 126 th Street, Manhattan	2/15	January 2, 2012 to Present
	50 West 130 th Street, Manhattan	3/15	January 2, 2012 to Present
	637 West 142 nd Street, Manhattan	5/15	January 20, 2012 to Present
	315 West 94 th Street, Manhattan	6/15	January 22, 2012 to Present
	358 West 46 th Street, Manhattan	7/15	January 22, 2012 to Present
	341 Hancock Street, Brooklyn	9/15	January 30, 2012 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, 6th 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 or (212) 863-8211**.

☛ f10-19

**REQUEST FOR COMMENT
REGARDING AN APPLICATION FOR A
CERTIFICATION OF NO HARASSMENT**

Notice Date: February 10, 2015

To: Occupants, Former Occupants, and Other Interested Parties

Property: Address Application # Inquiry Period

358 West 46th Street, Manhattan 7/15 January 22, 2000 to January 22, 2015

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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☛ f10-19

**REQUEST FOR COMMENT
REGARDING AN APPLICATION FOR A
CERTIFICATION OF NO HARASSMENT**

Notice Date: February 10, 2015

To: Occupants, Former Occupants, And Other Interested Parties

Property: Address Application # Inquiry Period

502 West 22nd Street, Manhattan 1/15/15 December 20, 2004 a/k/a 500 West 22nd Street to Present

Authority: Special West Chelsea District, Zoning Resolution §§98-70, 93-90

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.

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, 6th 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 or (212) 863-8211**.

☛ f10-19

**REQUEST FOR COMMENT
REGARDING AN APPLICATION FOR A
CERTIFICATION OF NO HARASSMENT**

Notice Date: February 10, 2015

To: Occupants, Former Occupants, and Other Interested Parties

Property: Address Application # Inquiry Period

194 North 9th Street, Brooklyn 4/15 October 4, 2004 to Present

Authority: Greenpoint-Williamsburg Anti-Harassment Area, Zoning Resolution §§23-013, 93-90

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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☛ f10-19

MAYOR'S OFFICE OF CONTRACT SERVICES

■ NOTICE

Notice of Intent to Extend Contract(s) Not Included in FY 2015 Annual Contracting Plan and Schedule

NOTICE IS HEREBY GIVEN that the Mayor will be entering into the following extension(s) of (a) contract(s) not included in the FY 2015 Annual Contracting Plan and Schedule that is published pursuant to New York City Charter § 312(a):

Agency: Department of Parks and Recreation
Vendor: ABB
Description of services: Landscape Design Services for projects = \$4,000,000
Method of renewal/extension the agency intends to utilize: Amendment Extension
New start date of the proposed renewed/extended contract: 8/7/2015
New end date of the proposed renewed/extended contract: 8/7/2016
Modifications sought to the nature of services performed under the contract: None
Reason(s) the agency intends to renew/extend the contract: Continuation of Service
Personnel in substantially similar titles within agency: Landscape Architect, Assistant Landscape Architect, landscape Architect Intern, Project Manager, Associate Project Manager
Headcount of personnel in substantially similar titles within agency: 134

Agency: Department of Parks and Recreation
Vendor: dlandstudio
Description of services: Landscape Design Services for projects = \$4,000,000
Method of renewal/extension the agency intends to utilize: Amendment Extension
New start date of the proposed renewed/extended contract: 6/25/2015
New end date of the proposed renewed/extended contract: 6/25/2016
Modifications sought to the nature of services performed under the contract: None
Reason(s) the agency intends to renew/extend the contract: Continuation of Service
Personnel in substantially similar titles within agency: Landscape Architect, Assistant Landscape Architect, landscape Architect Intern, Project Manager, Associate Project Manager
Headcount of personnel in substantially similar titles within agency: 134

Agency: Department of Parks and Recreation
 Vendor: Hargreaves Associates
 Description of services: Landscape Design Services for projects = \$4,000,000
 Method of renewal/extension the agency intends to utilize: Amendment Extension
 New start date of the proposed renewed/extended contract: 6/25/2015
 New end date of the proposed renewed/extended contract: 6/25/2016
 Modifications sought to the nature of services performed under the contract: None
 Reason(s) the agency intends to renew/extend the contract: Continuation of Service
 Personnel in substantially similar titles within agency: Landscape Architect, Assistant Landscape Architect, landscape Architect Intern, Project Manager, Associate Project Manager
 Headcount of personnel in substantially similar titles within agency: 134

Agency: Department of Parks and Recreation
 Vendor: Mathews Nielsen
 Description of services: Landscape Design Services for projects = \$4,000,000
 Method of renewal/extension the agency intends to utilize: Amendment Extension
 New start date of the proposed renewed/extended contract: 6/25/2015
 New end date of the proposed renewed/extended contract: 6/25/2016
 Modifications sought to the nature of services performed under the contract: None
 Reason(s) the agency intends to renew/extend the contract: Continuation of Service
 Personnel in substantially similar titles within agency: Landscape Architect, Assistant Landscape Architect, landscape Architect Intern, Project Manager, Associate Project Manager
 Headcount of personnel in substantially similar titles within agency: 134

Agency: Department of Parks and Recreation
 Vendor: MKW
 Description of services: Landscape Design Services for projects = \$4,000,000
 Method of renewal/extension the agency intends to utilize: Amendment Extension
 New start date of the proposed renewed/extended contract: 6/25/2015
 New end date of the proposed renewed/extended contract: 6/25/2016
 Modifications sought to the nature of services performed under the contract: None
 Reason(s) the agency intends to renew/extend the contract: Continuation of Service
 Personnel in substantially similar titles within agency: Landscape Architect, Assistant Landscape Architect, landscape Architect Intern, Project Manager, Associate Project Manager
 Headcount of personnel in substantially similar titles within agency: 134

Agency: Department of Parks and Recreation
 Vendor: Nancy Owens
 Description of services: Landscape Design Services for projects = \$4,000,000
 Method of renewal/extension the agency intends to utilize: Amendment Extension
 New start date of the proposed renewed/extended contract: 9/7/2015
 New end date of the proposed renewed/extended contract: 9/7/2016
 Modifications sought to the nature of services performed under the contract: None
 Reason(s) the agency intends to renew/extend the contract: Continuation of Service
 Personnel in substantially similar titles within agency: Landscape Architect, Assistant Landscape Architect, landscape Architect Intern, Project Manager, Associate Project Manager
 Headcount of personnel in substantially similar titles within agency: 134

Agency: Department of Parks and Recreation
 Vendor: QRP
 Description of services: Landscape Design Services for projects = \$4,000,000
 Method of renewal/extension the agency intends to utilize: Amendment Extension
 New start date of the proposed renewed/extended contract: 6/25/2015
 New end date of the proposed renewed/extended contract: 6/25/2016
 Modifications sought to the nature of services performed under the contract: None
 Reason(s) the agency intends to renew/extend the contract: Continuation of Service
 Personnel in substantially similar titles within agency: Landscape Architect, Assistant Landscape Architect, landscape Architect Intern, Project Manager, Associate Project Manager
 Headcount of personnel in substantially similar titles within agency: 134

Agency: Department of Parks and Recreation
 Vendor: W Architects
 Description of services: Landscape Design Services for projects = \$4,000,000
 Method of renewal/extension the agency intends to utilize: Amendment Extension

New start date of the proposed renewed/extended contract: 6/25/2015
 New end date of the proposed renewed/extended contract: 6/25/2016
 Modifications sought to the nature of services performed under the contract: None
 Reason(s) the agency intends to renew/extend the contract: Continuation of Service
 Personnel in substantially similar titles within agency: Landscape Architect, Assistant Landscape Architect, landscape Architect Intern, Project Manager, Associate Project Manager
 Headcount of personnel in substantially similar titles within agency: 134

← f10

Notice of Intent to Issue New Solicitation(s) Not Included in FY 2015 Annual Contracting Plan and Schedule

NOTICE IS HEREBY GIVEN that the Mayor will be issuing the following solicitation(s) not included in the FY 2015 Annual Contracting Plan and Schedule that is published pursuant to New York City Charter § 312(a):

Agency: Department of Parks and Recreation
 Description of services sought: Negotiated Acquisition Extension of Master Agreement for Architectural Design Services (1)
 Start date of the proposed contract: 5/2/2015
 End date of the proposed contract: 5/2/2016
 Method of solicitation the agency intends to utilize: Negotiated Acquisition Extension
 Personnel in substantially similar titles within agency: This is a task order contract that does not simultaneously result in the award of a first task order; therefore, this information will be determined in conjunction with the issuance of each task order pursuant to this contract
 Headcount of personnel in substantially similar titles within agency: TBD

Agency: Department of Parks and Recreation
 Description of services sought: Negotiated Acquisition Extension of Master Agreement for Architectural Design Services (2)
 Start date of the proposed contract: 6/2/2015
 End date of the proposed contract: 6/2/2016
 Method of solicitation the agency intends to utilize: Negotiated Acquisition Extension
 Personnel in substantially similar titles within agency: This is a task order contract that does not simultaneously result in the award of a first task order; therefore, this information will be determined in conjunction with the issuance of each task order pursuant to this contract
 Headcount of personnel in substantially similar titles within agency: TBD

Agency: Department of Parks and Recreation
 Description of services sought: Negotiated Acquisition Extension of Master Agreement for Architectural Design Services (3)
 Start date of the proposed contract: 5/25/2015
 End date of the proposed contract: 5/25/2016
 Method of solicitation the agency intends to utilize: Negotiated Acquisition Extension
 Personnel in substantially similar titles within agency: This is a task order contract that does not simultaneously result in the award of a first task order; therefore, this information will be determined in conjunction with the issuance of each task order pursuant to this contract
 Headcount of personnel in substantially similar titles within agency: TBD

Agency: Department of Parks and Recreation
 Description of services sought: Negotiated Acquisition Extension of Master Agreement for Architectural Design Services (4)
 Start date of the proposed contract: 5/25/2015
 End date of the proposed contract: 5/25/2016
 Method of solicitation the agency intends to utilize: Negotiated Acquisition Extension
 Personnel in substantially similar titles within agency: This is a task order contract that does not simultaneously result in the award of a first task order; therefore, this information will be determined in conjunction with the issuance of each task order pursuant to this contract
 Headcount of personnel in substantially similar titles within agency: TBD

Agency: Department of Parks and Recreation
 Description of services sought: Negotiated Acquisition Extension of Master Agreement for Architectural Design Services (5)
 Start date of the proposed contract: 5/25/2015
 End date of the proposed contract: 5/25/2016
 Method of solicitation the agency intends to utilize: Negotiated Acquisition Extension
 Personnel in substantially similar titles within agency: This is a task order contract that does not simultaneously result in the award of a first task order; therefore, this information will be determined in conjunction with the issuance of each task order pursuant to this contract
 Headcount of personnel in substantially similar titles within agency: TBD

Agency: Department of Parks and Recreation
 Description of services sought: Negotiated Acquisition Extension of Master Agreement for Architectural Design Services (6)
 Start date of the proposed contract: 5/2/2015
 End date of the proposed contract: 5/2/2016
 Method of solicitation the agency intends to utilize: Negotiated Acquisition Extension

Personnel in substantially similar titles within agency: This is a task order contract that does not simultaneously result in the award of a first task order; therefore, this information will be determined in conjunction with the issuance of each task order pursuant to this contract
 Headcount of personnel in substantially similar titles within agency: TBD

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CHANGES IN PERSONNEL

BOROUGH PRESIDENT-BROOKLYN
 FOR PERIOD ENDING 01/30/15
 TITLE

NAME	NUM	SALARY	ACTION	PROV	EFF DATE
AIKEN	GERTRUDE	56058	\$69549.0000	RETIRED	YES 01/13/15
FORD	KAREN J	56058	\$47703.0000	APPOINTED	YES 01/18/15
KERNIZAN	KATHLEEN D	56058	\$47703.0000	APPOINTED	YES 01/11/15
MOUTAL	MICHAEL	56058	\$47703.0000	APPOINTED	YES 01/11/15

BOROUGH PRESIDENT-STATEN IS
 FOR PERIOD ENDING 01/30/15
 TITLE

NAME	NUM	SALARY	ACTION	PROV	EFF DATE
HAZEL	DIJON	10209	\$9.0000	RESIGNED	YES 01/16/15

OFFICE OF THE COMPTROLLER
 FOR PERIOD ENDING 01/30/15
 TITLE

NAME	NUM	SALARY	ACTION	PROV	EFF DATE
AMBROZIAK	AGNIESZKA O	40502	\$56797.0000	INCREASE	YES 01/18/15
BARCLAY	KAREN S	10025	\$105000.0000	INCREASE	YES 01/18/15
BLAND	TERESA P	12626	\$61362.0000	DECREASE	NO 01/07/15
CHERIAN	EMIL K	40501	\$43569.0000	RESIGNED	YES 01/22/15
DEL GAUDIO	JAMES F	10025	\$105000.0000	INCREASE	YES 01/18/15
DRAYCOTT	MILES	10026	\$165000.0000	APPOINTED	YES 01/11/15
HANTMAN	JOSHUA A	1002A	\$76000.0000	APPOINTED	YES 01/11/15
HEATH	SHANNON	10033	\$70000.0000	RESIGNED	YES 11/16/14
KHOJAMURATOV	MIRZAMUR	40501	\$46063.0000	APPOINTED	YES 01/11/15
KUTLIN	LISA	95005	\$130000.0000	APPOINTED	YES 01/11/15
MILLER	ANDRE	40501	\$46063.0000	APPOINTED	YES 01/18/15
MOLINA	EDWIN A	56057	\$37169.0000	RESIGNED	YES 02/12/10
O'CALLAGHAN	JOHN P	10050	\$155618.0000	RETIRED	NO 10/02/14
TAGGART	SEAN M	40501	\$46063.0000	APPOINTED	YES 01/11/15
TAVARES	MARIA L	10001	\$160000.0000	RESIGNED	YES 09/25/14
TRACEY	AINSLEY L	10251	\$48844.0000	APPOINTED	YES 12/14/14

OFFICE OF EMERGENCY MANAGEMENT
 FOR PERIOD ENDING 01/30/15
 TITLE

NAME	NUM	SALARY	ACTION	PROV	EFF DATE
BALLREICH	JONAS L	06766	\$68000.0000	APPOINTED	YES 01/20/15
BLACK	LAURA L	06765	\$85000.0000	INCREASE	YES 01/11/15
CHIU	JOYCE Y	06766	\$70000.0000	APPOINTED	YES 01/11/15
GRIMM	JOHN M	06765	\$125000.0000	INCREASE	YES 01/04/15
PUVOGEL	MATTHEW W	06766	\$60000.0000	APPOINTED	YES 01/11/15
SANTIAGO	ANNETTE	06765	\$125000.0000	INCREASE	YES 01/04/15
SCHAFFER	HERMAN W	06765	\$125000.0000	INCREASE	YES 01/04/15
SHER	ANITA M	06765	\$125000.0000	INCREASE	YES 01/04/15
SMALLS	ERIC D	10050	\$125000.0000	INCREASE	YES 01/04/15
TANNENBAUM	IRA E	06765	\$125000.0000	INCREASE	YES 01/11/15

OFFICE OF MANAGEMENT & BUDGET
 FOR PERIOD ENDING 01/30/15
 TITLE

NAME	NUM	SALARY	ACTION	PROV	EFF DATE
GAO	QIU XIA K	0608A	\$92500.0000	INCREASE	YES 12/14/14
GONG	CHUN	06088	\$58993.0000	RESIGNED	YES 01/11/15
MORGAN	NICOLE D	06088	\$39329.0000	APPOINTED	YES 01/11/15
NAM	RICHARD H	06088	\$55583.0000	RESIGNED	YES 01/20/15
TURCAN	DAN	06088	\$39329.0000	APPOINTED	YES 01/11/15

LAW DEPARTMENT
 FOR PERIOD ENDING 01/30/15
 TITLE

NAME	NUM	SALARY	ACTION	PROV	EFF DATE
ANDERSEN	JANE E	30112	\$103651.0000	RESIGNED	YES 01/22/15
BASSETT	DAVID D	30112	\$72759.0000	RESIGNED	YES 01/13/15
CREVELLE JR	STERLIN C	10251	\$14.2300	APPOINTED	YES 01/20/15
CUSHMAN	STEVEN S	3011B	\$173056.0000	INCREASE	YES 01/11/15
DEMBROW	ADAM C	30112	\$85224.0000	APPOINTED	YES 01/20/15
DESMOND JR	JAMES F	30112	\$85000.0000	RESIGNED	YES 01/21/15
ESPINAL	ALEXA	30726	\$36577.0000	RESIGNED	NO 01/09/15
JOHNS	CHANTEL M	10251	\$20.1965	APPOINTED	YES 01/11/15
JOHNSON	ALYNDA C	10251	\$36899.0000	APPOINTED	NO 01/18/15
JONAS	JONATHAN M	10251	\$14.2300	APPOINTED	YES 01/20/15
KING	IAN	30080	\$47945.0000	RETIRED	NO 01/21/15
MARTIN	KATHRYN E	30112	\$94092.0000	RESIGNED	YES 01/21/15
MCTIGUE	MEAGHAN J	10209	\$9.6000	RESIGNED	YES 08/07/14
METTHAM	SUZANNA P	30112	\$80000.0000	RESIGNED	YES 01/11/15
MOMPELAS	MIRNA	30112	\$80000.0000	RESIGNED	YES 01/18/15
MOORE	PEARL N	30112	\$76030.0000	RESIGNED	YES 01/11/15
SAVASTA	NANCY	3011B	\$142700.0000	INCREASE	YES 01/11/15
STOCKMAN	BENJAMIN E	30112	\$94092.0000	RESIGNED	YES 01/09/15

WILLIAMS KEITH 10050 \$135000.0000 INCREASE YES 01/04/15
 ZEN JACQUELY 1020B \$13.5000 INCREASE YES 01/08/15

DEPARTMENT OF CITY PLANNING
 FOR PERIOD ENDING 01/30/15
 TITLE

NAME	NUM	SALARY	ACTION	PROV	EFF DATE
ANSWIMI	DOMINICK H	30087	\$75000.0000	INCREASE	YES 01/01/15
ANSWIMI	DOMINICK H	22122	\$66173.0000	APPOINTED	NO 01/01/15
BREDE	SHAWN	10053	\$81000.0000	INCREASE	YES 01/18/15
HARIRI	MARYAM	22122	\$51621.0000	RESIGNED	YES 01/16/15
OLIVER-DIDIER	OSCAR J	22122	\$71000.0000	APPOINTED	YES 01/11/15
SCHMIDT	KRISTINA	22122	\$66121.0000	INCREASE	NO 01/11/15

DEPARTMENT OF INVESTIGATION
 FOR PERIOD ENDING 01/30/15
 TITLE

NAME	NUM	SALARY	ACTION	PROV	EFF DATE
CHENG	CHIN H	31144	\$95000.0000	APPOINTED	YES 01/11/15
DAGGAN	CLINTON N	31145	\$110000.0000	INCREASE	YES 01/05/15
HANTMAN	JOSHUA A	31143	\$66000.0000	RESIGNED	YES 01/11/15
KUTLIN	LISA	31145	\$110000.0000	RESIGNED	YES 01/11/15
RENDON	ANGEL G	31130	\$57000.0000	APPOINTED	YES 01/20/15
SANDOR	SAROLTA	31130	\$48000.0000	APPOINTED	YES 01/20/15

TEACHERS RETIREMENT SYSTEM
 FOR PERIOD ENDING 01/30/15
 TITLE

NAME	NUM	SALARY	ACTION	PROV	EFF DATE
MARSHALL	MICHELLE L	82986	\$87578.0000	INCREASE	YES 01/11/15
PAPILSKY	ADAM S	40493	\$62000.0000	APPOINTED	YES 01/11/15
PEARCE	RENEE C	95005	\$96230.0000	INCREASE	YES 01/04/15

CIVILIAN COMPLAINT REVIEW BD
 FOR PERIOD ENDING 01/30/15
 TITLE

NAME	NUM	SALARY	ACTION	PROV	EFF DATE
APPLEWHITE	ANDRE	95005	\$83000.0000	APPOINTED	YES 01/11/15
KULIG	JESSICA	31165	\$51288.0000	RESIGNED	YES 01/04/15
MCEVOY	VANESSA	95005	\$87000.0000	INCREASE	YES 01/07/15
PETERSON	SARAH	13381	\$54000.0000	RESIGNED	YES 01/11/15
RENDON	ANGEL G	31165	\$51288.0000	RESIGNED	YES 01/20/15
ROSS	SAMUEL C	31165	\$37290.0000	APPOINTED	YES 12/28/14

POLICE DEPARTMENT
 FOR PERIOD ENDING 01/30/15
 TITLE

NAME	NUM	SALARY	ACTION	PROV	EFF DATE
ABBAS	WASIM	70210	\$41975.0000	PROMOTED	NO 01/07/15
ABRAHAM	GIMMY M	70210	\$41975.0000	APPOINTED	NO 01/07/15
ACHILLE	ANDREW H	70210	\$41975.0000	PROMOTED	NO 01/07/15
ADAMIDIS	VANESSA A	70210	\$41975.0000	APPOINTED	NO 01/07/15
AGNESE	MICHAEL N	70210	\$41975.0000	APPOINTED	NO 01/07/15
AGOGLIA	NICHOLAS P	70210	\$41975.0000	APPOINTED	NO 01/07/15
AHMAD	AAMAR	70210	\$41975.0000	APPOINTED	NO 01/07/15
AHMAD	MAJDEB A	70210	\$41975.0000	APPOINTED	NO 01/07/15
AHMED	SIBBI R	70210	\$41975.0000	APPOINTED	NO 01/07/15
ALBANESE	JEANNETT	7023B	\$112574.0000	PROMOTED	NO 01/07/15
ALBARRACIN	JOSE A	70210	\$41975.0000	APPOINTED	NO 01/07/15
ALEJO	PEDRO	70210	\$41975.0000	APPOINTED	NO 01/07/15
ALESSANDRO	MARIANI G	70210	\$41975.0000	APPOINTED	NO 01/07/15
ALEXANDER	AVION	70210	\$41975.0000	APPOINTED	NO 01/07/15
ALEXANDER	KISHA L	60817	\$36393.0000	RESIGNED	NO 01/14/15
ALFANO	ANTHONY J	70210	\$41975.0000	APPOINTED	NO 01/07/15
ALFORD	TRINESHA	70210	\$41975.0000	APPOINTED	NO 01/07/15
ALI	AHMAD	70210	\$41975.0000	RESIGNED	NO 01/13/15
ALI	ANDREW S	70210	\$41975.0000	PROMOTED	NO 01/07/15
ALI	ASHRAF	70210	\$41975.0000	APPOINTED	NO 01/07/15
ALICEA	EDWIN F	70210	\$41975.0000	APPOINTED	NO 01/07/15
ALLEN	ROCHELLE K	70210	\$41975.0000	DECREASE	NO 01/07/15
ALMANZAR	ALEXIS R	70210	\$41975.0000	APPOINTED	NO 01/07/15
ALONZO	VLADIMIR F	70210	\$41975.0000	APPOINTED	NO 01/07/15
ALVAREZ	JULIO R	70210	\$41975.0000	APPOINTED	NO 01/07/15
AMATO	ANTONIO R	70210	\$41975.0000	APPOINTED	NO 01/07/15
AMBAYE	HAFTOM G	70210	\$41975.0000	APPOINTED	NO 01/07/15
ANDERSON	JESSICA	70210	\$41975.0000	APPOINTED	NO 01/07/15
ANTHONY	LAUREN A	70210	\$41975.0000	APPOINTED	NO 01/07/15
ANTONELLI	GREGORY	70210	\$41975.0000	APPOINTED	NO 01/07/15
APONTE	LOUIS L	70210	\$41975.0000	APPOINTED	NO 01/07/15
APPICE	CHRISTOP P	70210	\$41975.0000	APPOINTED	NO 01/07/15
ARISTIZABAL	JULIAN A	70210	\$41975.0000	APPOINTED	NO 01/07/15
ASFAZADOUR	KELLY A	70210	\$41975.0000	APPOINTED	NO 01/07/15
ASIF	SHAHROZE	70210	\$41975.0000	APPOINTED	NO 01/07/15

COURT NOTICE MAP FOR NEW YORK CITY SCHOOL CONSTRUCTION AUTHORITY IN CONNECTION WITH P.S. 33X ANNEX - BRONX

LEGEND

- FENCE
- BUILDING
- ENCROACHMENT
- PARTY WALL - INDEPENDENT
- WALL
- SHEET LINE
- STREET LINE
- EASE LINE AND DIVISION
- PARCEL NO.
- RESERVATION
- TAX LOT DIVISION
- TAX LOT LINE
- TAX LOT NUMBER

NOTES

ALL BLOCKS AND LOTS ARE SHOWN AS THEY EXIST AND THE LOTS AS SHOWN ON THIS MAP ARE THE RESULT OF A FIELD SURVEY WITH THE APPROVAL OF THE BOARD AS SET FORTH IN THE CITY RECORD.

THIS COURTYARD IS IN BLOCK 3188 AS SHOWN ON THE "TAX MAP" OF THE CITY OF NEW YORK. THIS IS TO BE KEPT FREE FOR THE USE OF THE STATE AS A VEHICLE WASHING, WATER COURSE ACROSS THE PROPERTY AS SHOWN ON THIS MAP.

PARCEL NUMBER	OWNER	AREA IN SQ. FT.	REMARKS	2014	2013	2012	2011	2010
01-3188-1	FARM HOLDINGS	18,802	N/A	127,482	123,829	123,289	123,289	123,289
TOTAL		18,802		127,482	123,829	123,289	123,289	123,289

SCALE 1" = 20'

GRAPHIC SCALE - FEET

STATE OF NEW YORK
 BUREAU OF LAND SURVEY
 LICENSED LAND SURVEYOR
 NO. 050236

President & CEO
 Lawrence C. Sica
Board of Trustees
 Donald J. Glick, Chairman
 Gary A. Hertz
 James J. Hertz
 William J. Hertz

Architecture & Engineering
 C. Eric Arnold, P.E., LEED A.P., Vice President
 Dan B. Brown, P.E., Director, Design & Construction Management
 Steven G. DeLuca, P.E., Director, Design & Construction Support
 Mark A. Gorman, P.E., LEED A.P., Director, Design & Construction Support
 Stephen J. Hertz, P.E., LEED A.P., Director, Design & Construction Support
 Michael J. Hertz, P.E., Director, Design & Construction Support
 William J. Hertz, P.E., Director, Design & Construction Support

Montrose
 ENGINEERING ARCHITECTS & PLANNERS
 100 N. 15th Street, Suite 200
 New York, NY 10039
 Tel: 212-691-1000
 Fax: 212-691-1001
 www.montrose.com

Field Survey
 Map of 21 Lots on Jerome Avenue
 Between 184th Street and Underwood Road
 Field 07-10-2014
 Field Survey was completed on June 14, 2014

Block # 3188
 Tax Lot # 8

Scale
 07-28-2014

Project
 P.S. 33X ANNEX
 2180 Jerome Avenue
 Bronx, N.Y. 10458

Sheet No.
 Shows in General Plan of Block

Sheet No. 188
 of 188

DAMAGE & ACQUISITION MAP

f2-13

COURT NOTICE MAPS FOR BERTRAM AVENUE - STATEN ISLAND, NEW YORK

LEGEND

- Fence
- Lot encroach
- Building
- Encroachment
- Wall
- Indicates acquisition line
- Indicates first map distance
- Indicates tax lot lines
- Indicates tax map lot numbers
- Indicates damage parcel numbers
- Indicates fee map block numbers
- May remain as erected as long as sold
- Map or building extent as constructed
- U.S. Standard of Measurement
- Dimension shown on N.Y.C. Tax Map
- Dimension shown when there is no conflict of measurement
- Overall
- Final Map distance

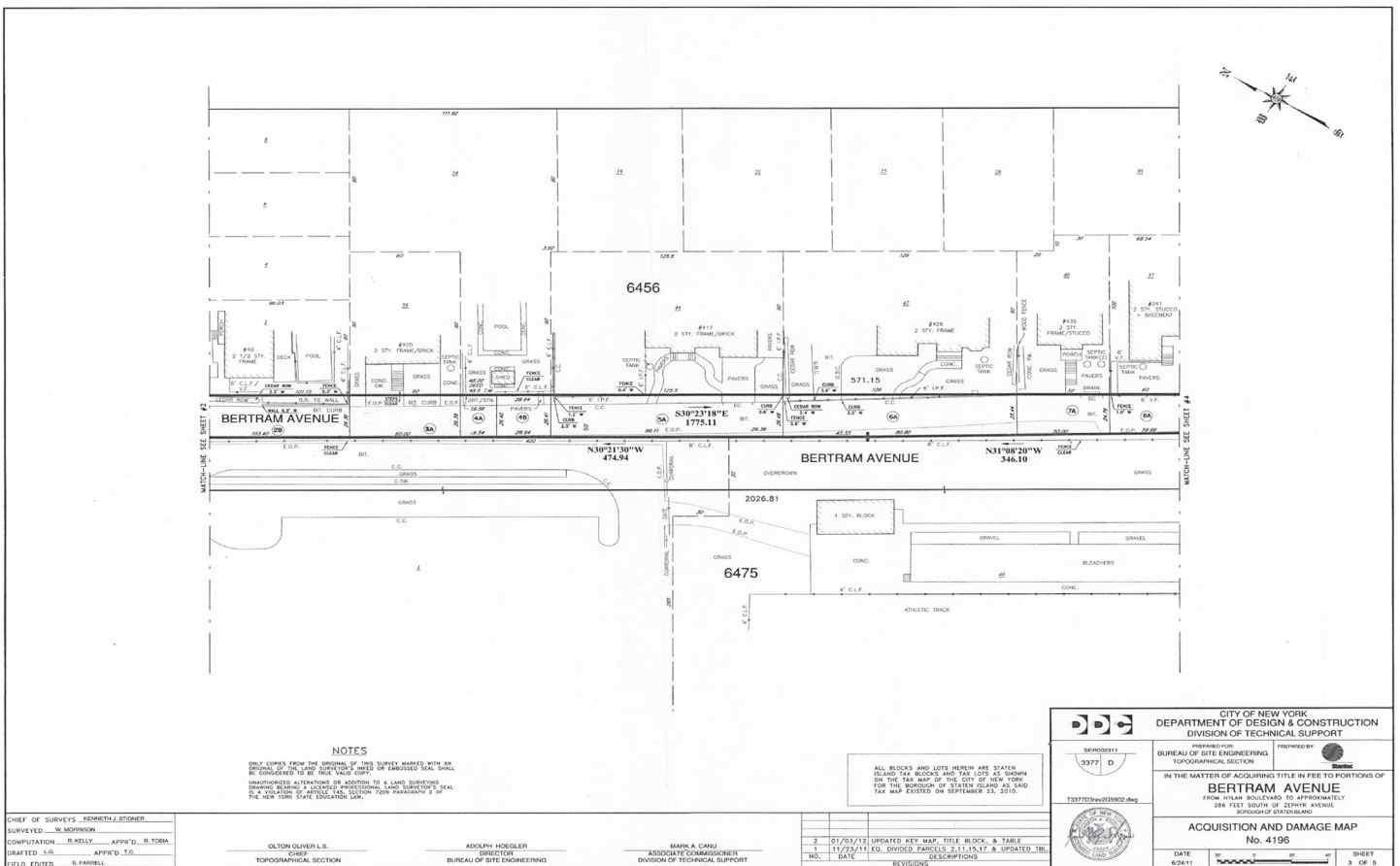
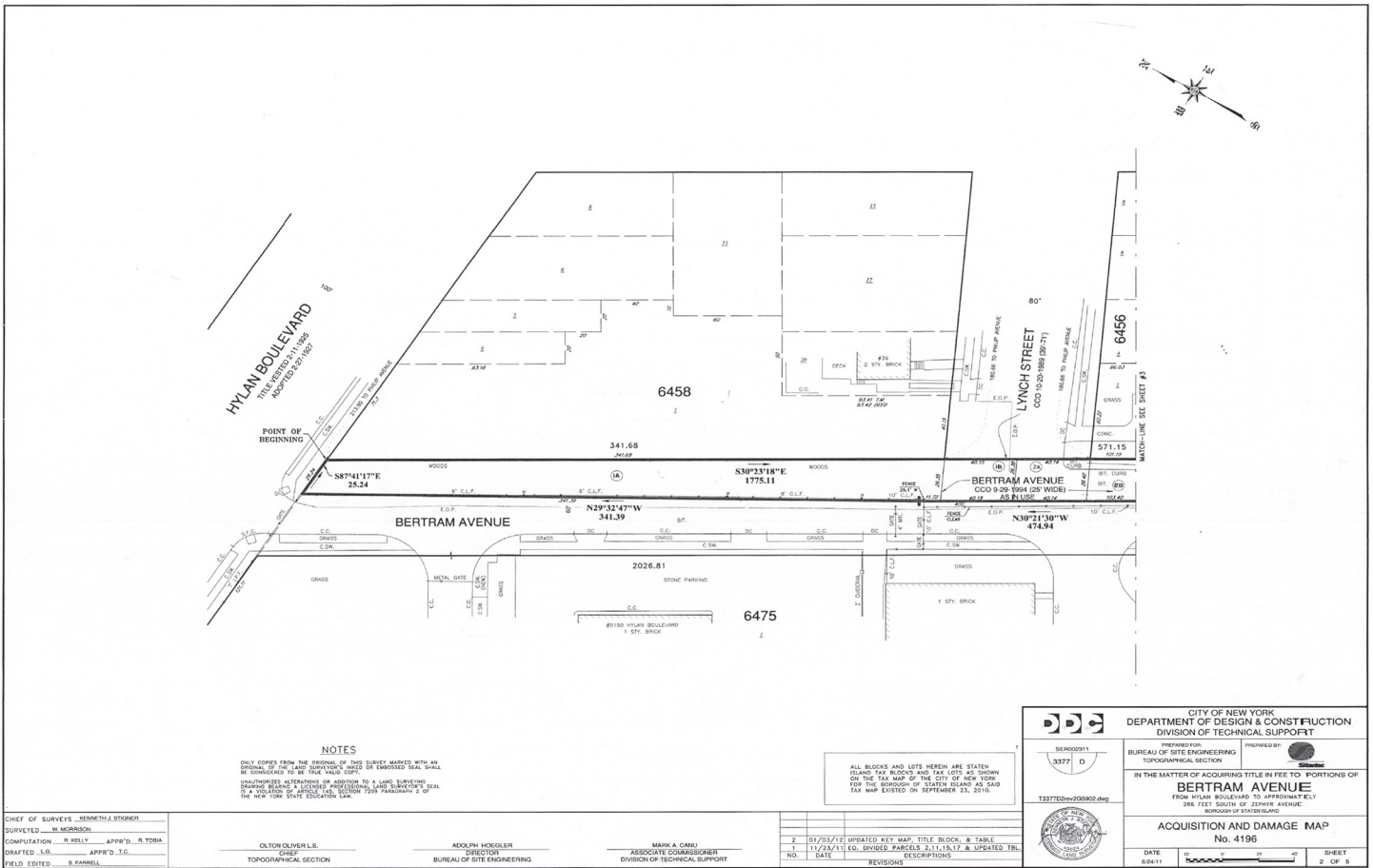
3250
 18000' +/-
 200.00

KEY MAP
 SCALE 1" = 100'

CITY OF NEW YORK BOROUGH OF STATEN ISLAND TOPOGRAPHICAL BUREAU

PARCEL NUMBER	ADJACENT TO	ADJACENT LOT NO.	REPUTED OWNER	AREA IN SQ. FT.	REMARKS
00-4408	1	PARKS AND RECREATION	6,238	N/A	Point at Bertram Avenue 200' from 184th Street 210' at Bertram Avenue
00-4408	2	PARKS AND RECREATION	1,053	N/A	As shown on previous map
00-4408	3	JOHN W. HERTZ	7,062	N/A	As shown on previous map
00-4408	4	JOHN W. HERTZ	2,493	N/A	Point at Bertram Avenue 200' from 184th Street 210' at Bertram Avenue
00-4408	5	WILLIAM J. HERTZ	7,062	N/A	As shown on previous map
00-4408	6	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	7	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	8	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	9	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	10	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	11	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	12	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	13	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	14	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	15	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	16	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	17	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	18	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	19	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	20	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	21	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	22	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	23	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	24	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	25	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	26	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	27	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	28	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	29	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	30	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	31	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	32	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	33	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	34	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	35	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	36	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	37	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	38	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	39	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	40	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	41	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	42	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	43	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	44	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	45	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	46	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	47	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	48	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	49	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	50	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	51	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	52	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	53	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	54	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	55	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	56	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	57	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	58	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	59	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	60	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	61	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	62	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	63	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	64	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	65	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	66	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	67	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	68	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	69	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	70	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	71	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	72	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	73	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	74	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	75	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	76	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	77	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	78	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	79	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	80	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	81	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	82	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	83	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	84	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	85	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	86	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	87	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	88	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	89	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	90	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	91	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	92	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	93	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	94	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	95	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	96	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	97	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	98	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	99	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	100	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	101	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	102	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	103	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	104	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	105	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	106	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	107	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	108	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	109	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	110	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	111	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	112	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	113	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	114	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	115	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	116	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	117	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	118	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	119	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	120	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	121	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	122	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	123	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	124	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	125	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	126	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	127	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	128	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	129	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	130	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	131	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	132	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	133	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	134	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	135	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	136	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	137	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	138	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	139	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	140	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	141	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	142	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	143	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	144	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	145	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	146	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	147	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	148	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	149	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	150	BANK OF AMERICA	614	N/A	As shown on previous map
00-4408	151	BANK OF AMERICA	614	N/A	As shown on previous map

COURT NOTICE MAPS FOR BERTRAM AVENUE - STATEN ISLAND, NEW YORK



COURT NOTICE MAPS FOR BERTRAM AVENUE - STATEN ISLAND, NEW YORK

