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THE CITY RECORD

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Mayor

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Administrative Services

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PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

BOARD MEETINGS

MEETING

City Planning Commission

Meets in Spector Hall, 22 Reade Street, New York, NY 10007, twice
monthly on Wednesday, at 10:00 A.M., unless otherwise ordered by the
Commission.

City Council

Meets by Charter twice a month in Councilman's Chamber, City Hall,

Manhattan, NY 10007, at 1:30 P.M.

Contract Awards Public Hearing

Meets in Spector Hall, 22 Reade Street, Main Floor, Manhattan,
weekly, on Thursday, commencing 10:00 A.M., and other days, times
and location as warranted.

Civilian Complaint Review Board

Generally meets at 10:00 A.M. on the second Wednesday of each month
at 40 Rector Street, 2nd Floor, New York, NY 10006. Visit <http://www.nyc.gov/html/ccrb/html/meeting.html> for additional information and
scheduling changes.

Design Commission

Meets at City Hall, Third Floor, New York, NY 10007. For meeting
schedule, please visit nyc.gov/designcommission or call (212) 788-3071.

Department of Education

Meets in the Hall of the Board for a monthly business meeting on the
Third Wednesday, of each month at 6:00 P.M. The Annual Meeting is
held on the first Tuesday of July at 10:00 A.M.

Board of Elections

32 Broadway, 7th Floor, New York, NY 10004, on Tuesday, at 1:30 P.M.
and at the call of the Commissioner.

Environmental Control Board

Meets at 100 Church Street, 12th Floor, Training Room #143, New
York, NY 10007 at 9:15 A.M. once a month at the call of the Chairman.

Board of Health

Meets at Gotham Center, 42-09 28th Street, Long Island City, NY
11101, at 10:00 A.M., quarterly or at the call of the Chairman.

Health Insurance Board

Meets in Room 530, Municipal Building, Manhattan, NY 10007, at the
call of the Chairman.

Board of Higher Education

Meets at 535 East 80th Street, Manhattan, NY 10021, at 5:30 P.M., on
fourth Monday in January, February, March, April, June, September,
October, November and December. Annual meeting held on fourth
Monday in May.

Citywide Administrative Services

Division of Citywide Personnel Services will hold hearings as needed in
Room 2203, 2 Washington Street, New York, NY 10004.

Commission on Human Rights

Meets on 10th Floor in the Commission's Central Office, 40 Rector
Street, New York, NY 10006, on the fourth Wednesday of each month,

at 8:00 A.M.

In Rem Foreclosure Release Board

Meets in Spector Hall, 22 Reade Street, Main Floor, Manhattan, Monthly on Tuesdays, commencing 10:00 A.M., and other days, times and location as warranted.

Franchise and Concession Review Committee

Meets in Spector Hall, 22 Reade Street, Main Floor, and other days, times and location as warranted.

Real Property Acquisition and Disposition

Meets in Spector Hall, 22 Reade Street, Main Floor, Manhattan, bi-weekly, on Wednesdays, commencing 10:00 A.M., and other days, times and location as warranted.

Landmarks Preservation Commission

Meets in the Hearing Room, Municipal Building, 9th Floor North, 1 Centre Street in Manhattan on approximately three Tuesday's each month, commencing at 9:30 A.M. unless otherwise noticed by the Commission. For current meeting dates, times and agendas, please visit our website at www.nyc.gov/landmarks.

Employees' Retirement System

Meets in the Boardroom, 22nd Floor, 335 Adams Street, Brooklyn, NY 11201, at 9:30 A.M., on the third Thursday of each month, at the call of the Chairman.

Housing Authority

Board Meetings of the New York City Housing Authority are scheduled for the last Wednesday of each month (except August) at 10:00 A.M. in the Board Room on the 12th Floor of 250 Broadway, New York, NY 10007 (unless otherwise noted). Any changes to the schedule will be posted here and on NYCHA's website at http://www.nyc.gov/html/nycha/html/about/boardmeeting_schedule.shtml to the extent practicable at a reasonable time before the meeting. For additional information, please visit NYCHA's website or contact (212) 306-6088.

Parole Commission

Meets at its office, 100 Centre Street, Manhattan, NY 10013, on Thursday, at 10:30 A.M.

Board of Revision of Awards

Meets in Room 603, Municipal Building, Manhattan, NY 10007, at the call of the Chairman.

Board of Standards and Appeals

Meets at 40 Rector Street, 6th Floor, Hearing Room "E" on Tuesdays at 10:00 A.M. Review Sessions begin at 9:30 A.M. and are customarily held on Mondays preceding a Tuesday public hearing in the BSA conference room on the 9th Floor of 40 Rector Street. For changes in the schedule, or additional information, please call the Application Desk at (212) 513-4670 or consult the bulletin board at the Board's Offices, at 40 Rector Street, 9th Floor.

Tax Commission

Meets in Room 936, Municipal Building, Manhattan, NY 10007, each month at the call of the President. Manhattan, monthly on Wednesdays, commencing 2:30 P.M.

BOROUGH PRESIDENT - BROOKLYN

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that, pursuant to Sections 197-c of the New York City Charter, the Brooklyn Borough President will hold a public hearing on the following matters in the Community Room, Brooklyn Borough Hall, 209 Joralemon Street, Brooklyn, NY 11201, commencing at 6:00 P.M. on Monday, June 1st, 2015.

Calendar item 1 - 150319 PQK

An application submitted by the Mayor's Office of Criminal Justice and the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter for the acquisition of property located at 141 Livingston Street for continued use as Housing, Civil and Small Claims Court and expansion of court uses within Community District 2.

Calendar Item 2 - 150320 PSK

An application submitted by the Mayor's Office of Criminal Justice 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 210 Joralemon Street for use as Housing, Civil and Small Claims Court within Community District 2.

Calendar Item 3 - 1150325 PSK and 150327 ZSK

Applications submitted by the New York City Fire Department and the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter for the site selection and special use permit pursuant to Zoning Resolution section 74-67 to allow a Use Group fire station in a Residence zoning district of property located at 1472 Bergen Street and for a 15, 261 sf replacement facility for its Rescue 2 operation within Community District 16.

Calendar item 4 - 150318 PQK

An application submitted by the Human Resource Administration and the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter for the acquisition of

property located at 10300 Foster Avenue for a 201,477 sf expansion of its warehouse facility to include its print shop, trades shops, trade shops' warehouse, record storage and management information systems warehouse within Community District 18.

Calendar item 5 - 150188 PCK

An application submitted by the New York City Police Department and the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter for the site selection and acquisition of 93,000 sf of property located at 4312 Second Avenue for use as a central records and evidence storage facility within Community District 7.

Calendar item 6 - 150305 PCK

An application submitted by the New York County District Attorney and the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter for the site selection and acquisition of 95,866 sf of property located at 4312 Second Avenue for use as records storage facility within Community District 7.

Note: To request a sign language interpreter, or to request TTD services, call Mr. Richard Bearak at 718-802-4057 before the hearing.

m26-j1

BUSINESS INTEGRITY COMMISSION

■ MEETING

Pursuant to section 104 of the Public Officers Law, notice is hereby given of an open meeting of the Commissioners of the New York City Business Integrity Commission. The meeting will be held on Monday, June 22, 2015 at 2:30 P.M. at Spector Hall, 22 Reade Street, 1st Floor, New York, NY.

← j1-4

CITY COUNCIL

■ PUBLIC HEARINGS

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

The Subcommittee on Zoning and Franchises will hold a public hearing in the Council Committee Room, 250 Broadway, 16th Floor, New York City, NY 10007, commencing at 9:30 A.M. on Tuesday, June 2, 2015.

The Subcommittee on Landmarks, Public Siting and Maritime Uses will hold a public hearing on the following matter in the Council Committee Room, 250 Broadway, 16th Floor, New York City, NY 10007, commencing at 11:00 A.M. on Tuesday, June 2, 2015:

**CROWN HEIGHTS NORTH III HISTORIC DISTRICT
BROOKLYN - CB 8 20155451 HKK (N 150321 HKK)**

The proposed designation by the Landmarks Preservation Commission pursuant to Section 3020 of the New York City Charter of the landmark designation of the Crown Heights North III Historic District [Designation List No. 479/LP-2489].

The Crown Heights North III Historic District boundaries consists of the properties bounded by a line beginning at the northeast corner of Kingston Avenue and Pacific Street, extending southerly across Pacific Street and along the eastern curblin of Kingston Avenue, crossing Dean Street and Bergen Street, to the southeast corner of Kingston Avenue and Bergen Street, and continuing westerly across Kingston Avenue to the southwest corner of Kingston Avenue and Bergen Street, southerly along the western curblin of Kingston Avenue to the northwest corner of Kingston Avenue and St. Mark's Avenue, easterly across Kingston Avenue to the northeast corner of Kingston Avenue and St. Mark's Avenue, southerly across St. Mark's Avenue and along the eastern curblin of Kingston Avenue, crossing Prospect Place and Park Place, to the southeast corner of Kingston Avenue and Park Place, westerly across Kingston Avenue, along the southern curblin of Park Place, and across Brooklyn Avenue to the southwest corner of Brooklyn Avenue and Park Place, southerly along the western curblin of Brooklyn Avenue to the point formed by its intersection with a line extending westerly from the southern property line of 277 Brooklyn Avenue, across Brooklyn Avenue and easterly along the southern property lines of 277 Brooklyn Avenue and 968 to 982 (block 1264, lot 116) Lincoln Place, southerly along the western property line of 982 Lincoln Place, northeasterly along the southern property lines of 982, 984 (block 1264, lot 17), and 986 (block 1264, lot 18) Lincoln Place, southerly along the western property line of 988 Lincoln Place, easterly along the southern property lines of 988 to 994 Lincoln Place, northerly

along the eastern property line of 994 Lincoln Place, easterly along the southern property line of 996 Lincoln Place, northerly along the eastern property line of 996 Lincoln Place and across Lincoln Place to the northern curblineline of Lincoln Place, easterly along said curblineline and across Kingston Avenue to the northeast corner of Kingston Avenue and Lincoln Place, southerly across Lincoln Place and along the eastern curblineline of Kingston Avenue, easterly along the southern property line of 285 Kingston Avenue, northerly along the eastern property lines of 285 and 283 Kingston Avenue, easterly along the southern property lines of 1050 to 1110 Lincoln Place, northerly along the eastern property line of 1110 Lincoln Place and across Lincoln Place to the northern curblineline of Lincoln Place, easterly along said curblineline to the northwest corner of Albany Avenue and Lincoln Place, northerly along the western curblineline of Albany Avenue, westerly along the northern property line of 288 Albany Avenue, northerly along the eastern property line of 1107 Lincoln Place, westerly along the northern property lines of 1107 to 1103 Lincoln Place, northerly along the eastern property line of 1103 Lincoln Place, westerly along the northern property lines of 1103 to 1097 Lincoln Place, southerly along the western property line of 1097 Lincoln Place, westerly along the northern property lines of 1095 40 to 1079 Lincoln Place, southerly along the western property line of 1079 Lincoln Place, westerly along the northern property line of 1077 Lincoln Place, southerly along the western property line of 1077 Lincoln Place, westerly along the northern property line of 1075 Lincoln Place, southerly along the western property line of 1075 Lincoln Place, westerly along the northern property line of 1073 Lincoln Place, southerly along the western property line of 1073 Lincoln Place, westerly along the northern property line of 1071 Lincoln Place, southerly along the western property line of 1071 Lincoln Place, westerly along the northern property line of 1069 Lincoln Place, southerly along the western property line of 1069 Lincoln Place, westerly along the northern property line of 1067 Lincoln Place, southerly along the western property line of 1067 Lincoln Place, westerly along the northern property lines of 1065 and 1063 Lincoln Place, northerly along the eastern property line of 1061 Lincoln Place, westerly along the northern property line of 1061 Lincoln Place, northerly along the eastern property line of 1059 Lincoln Place, westerly along the northern property lines of 1059 to 1049 Lincoln Place, southerly along the western property line of 1049 Lincoln Place, westerly along the northern property line of 267 Kingston Avenue and across Kingston Avenue to the western curblineline of Kingston Avenue, northerly along the western curblineline of Kingston Avenue, westerly along the northern property lines of 260 Kingston Avenue and 1025 to 979 Lincoln Place, northerly along the eastern property line of 1034 St. John's Place and across St. John's Place to the northern curblineline of St. John's Place, easterly along the northern curblineline of St. John's Place, northerly along the eastern property lines of 1045 St. John's Place and 1062-1062A Sterling Place and across Sterling Place to the northern curblineline of Sterling Place, easterly along said curblineline and across Kingston Avenue to the point formed by its intersection with a line extending northerly from the western property line of 1120 Sterling Place, southerly across Sterling Place and along the western property line of 1120 Sterling Place, easterly along the southern property line of 1120 Sterling Place, northerly along the eastern property line of 1120 Sterling Place, easterly along the southern property lines of 1134-1134A, 1136-1136A, and 1138-1138A Sterling Place, southerly along the western property lines of 36-36A to 48-48A Hampton Place, easterly along the southern property line of 48-48A Hampton Place, northerly along the western curblineline of Hampton Place to the point formed by its intersection with a line extending westerly from the southern property line of 41-41A Hampton Place, easterly across Hampton Place and along the southern property line of 41-41A Hampton Place, northerly along the eastern property lines of 41-41A Hampton Place to 33-33A Hampton Place, easterly along the southern property lines of 1156 to 1180 Sterling Place, northerly along the eastern property line of 1180 Sterling Place and across Sterling Place to the northern curblineline of Sterling Place, easterly along the northern curblineline of Sterling Place, across Albany Avenue, and continuing along the northern curblineline of Sterling Place, northerly along the eastern property lines of 253 Albany Avenue (aka 1201 Sterling Place) to 227 Albany Avenue (aka 1170 Park Place) to the southern curblineline of Park Place, westerly along the southern curblineline of Park Place and across Albany Avenue to the southwest corner of Albany Avenue and Park Place, northerly across Park Place and along the western curblineline of Albany Avenue, westerly along the southern curblineline of Prospect Place to the point formed by its intersection with a line extending southerly from the eastern lot line of 1111 Prospect Place, northerly across Prospect Place and along the eastern property line of 1111 Prospect Place, easterly along the southern property lines of 970 and 974 St. Mark's Avenue, northerly along the eastern property line of 974 St. Mark's Avenue, easterly along the southern property lines of 976 to 982 St. Mark's Avenue, northerly along the eastern property line of 982 St. Mark's Avenue, easterly along the southern curblineline of St. Mark's Avenue to the southwest 41 corner of St. Mark's Avenue and Albany Avenue, northerly across St. Mark's Avenue to the northwest corner of St. Mark's Avenue and Albany Avenue, westerly along the northern curblineline of St. Mark's Avenue, northerly along the eastern property line of 947 St. Mark's Avenue, easterly along the southern property lines of

1352 to 1358 Bergen Street, northerly along the eastern property line of 1358 Bergen Street, across Bergen Street, and along the eastern property lines of 1357 Bergen Street and 1470 Dean Street, westerly along the southern curblineline of Dean Street to the point formed by its intersection with a line extending southward from the eastern property line of 1465 Dean Street, northerly across Dean Street and along the eastern property line of 1465 Dean Street, westerly along the northern property line of 1465 Dean Street, northerly along the eastern property line of 1506 Pacific Street and across Pacific Street to the northern curblineline of Pacific Street, easterly along the northern curblineline of Pacific Street, northerly along the eastern property line of 1559 Pacific Street, westerly along the northern property lines of 1559 to 1515 Pacific Street, southerly along the western property line of 1515 Pacific Street, westerly along the northern property line of 1513 Pacific Street, southerly along the western property line of 1513 Pacific Street, westerly along the northern property lines of 1509 to 1505 Pacific Street, and southerly along the eastern curblineline of Kingston Avenue to the point of beginning.

The Subcommittee on Planning, Dispositions and Concessions will hold a public hearing on the following matters in the Council Committee Room, 250 Broadway, 16th Floor, New York City, NY 10007, commencing at 1:00 P.M. on Tuesday, June 2, 2015:

**HUNTS POINT PENINSULA APARTMENTS
BRONX CB - 2 20155682 HAX**

Application submitted by the New York City Department of Housing Preservation and Development for an exemption from real property taxation, termination of the prior tax exemption, conveyance of the exemption area and voluntary dissolution of current owner for properties located on Block 2740, Lot 1; Block 2761, Lots 103, 149 and 154; Block 2762, Lot 153; Borough of the Bronx, Council District 17. This matter is subject to Council review and action at the request of HPD and pursuant to Sections 123(4), 125 and 577 of the Private Housing Finance Law.

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

1. Find that the present status of the listed areas tend to impair or arrest the sound growth and development of the municipality and that the proposed Urban Development Action Area Project is consistent with the policy and purposes of Section 691 of the General Municipal Law;
2. Waive the area designation requirements of Section 693 of the General Municipal Law pursuant to said Section;
3. Waive the requirements of Sections 197-c and 197-d of the New York City Charter pursuant to Section 694 of the General Municipal Law;
4. Approve the project as Urban Development Action Area Project pursuant to Section 694 of the General Municipal Law; and
5. Approve an exemption of the projects from real property taxes pursuant to 577 of the Private Housing Finance Law for Non-ULURP No. 20155695 HAX and pursuant to Section 696 of the General Municipal Law for Non-ULURP No. 20155683 HAQ, 20155684 HAQ and 20155685 HAR.

NO.	ADDRESS	BLOCK/ LOT	BORO	PROGRAM	COMMUNITY BOARD
20155683 HAQ	104-29 219 th Street 178-25 93 rd Avenue 117-41 219 th Street 212-44 112 th Road 118-46 198 th Street 201-10 99 th Avenue 214-05 112 th Road	11164/28 10318/17 12736/38 11137/146 12622/29 10848/5 11141/88	Queens	Small Homes Rehab-NYCHA	12, 13
20155684 HAQ	131-27 224 th Street 221-16 134 th Road 137-35 220 th Place 241-51 132 nd Road 131-25 224 th Street	12934/127 13101/32 13128/4 12977/34 12934/129	Queens	Small Homes Rehab-NYCHA	13
20155685 HAR	43 Harbor Road	1227/37	Staten Island	Small Homes Rehab-NYCHA	01
20155695 HAX	384 Grand Concourse 1038 Rogers Place 1202 Clay Avenue 1183 Clay Avenue 1171 Clay Avenue 1129 Morris Avenue	2341/55 2700/09 2426/59 2430/37 2430/43 2449/23	Bronx	Multifamily Preservation Loan	1, 2, 4

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, June 3, 2015 at 10:00 A.M.

BOROUGH OF THE BRONX
Nos. 1 & 2
MELROSE COMMONS NORTH SITE B
No. 1

CD 3 C 150303 ZSX
IN THE MATTER OF an application submitted by NYC Department of Housing Preservation and Development pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-681 of the Zoning Resolution to allow that portion the right-of-way or yard where railroad or transit use has been permanently discontinued or terminated to be included in the lot area, in connection with a proposed mixed-use development, on property located at Elton Avenue between E. 162 Street and E. 163 Street (Block 2384, Lots 20, 25, 28, 32, 33, 34, 38, 48, 8900, 8901, ARO Lot 23, and portions of demapped Brook Avenue, Melrose Crescent and E. 162 Street), in R8 and R8/C1-4 Districts, within the Melrose Commons (Urban Renewal Area).

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

No. 2

CD 3 C 150306 HAX
IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development (HPD):

- 1) pursuant to Article 16 of the General Municipal Law of New York State for:
a) the designation of property located at Elton Avenue between East 162nd Street and East 163rd Street (Block 2384, Lots 20, 23, 25, 28, 32, 33, 34, 38, 48, 8900 and 8901), including the de-mapped street-beds of Brook Avenue between East 163rd and Elton Avenue, a portion of East 162nd Street at Elton Avenue, and a portion of Melrose Crescent, as an Urban Development Action Area; and
b) an Urban Development Action Area Project for such area; and
2) pursuant to Section 197-c of the New York City Charter for the disposition of such property to a developer to be selected by HPD;

to facilitate development of a twelve-story mixed-use building with approximately 277 units of affordable housing, 25,390 square feet of community facility space, and 26,700 square feet of ground-floor retail space.

BOROUGH OF MANHATTAN
No. 3
520 WEST 28TH STREET PARKING GARAGE

CD 4 C 150147 ZSM
IN THE MATTER OF an application submitted by 28th Highline Associates, L.L.C. pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 13-45 (Special Permits for additional parking spaces) and Section 13-451 (Additional parking spaces for residential growth) of the Zoning Resolution to allow an accessory off-street automated parking garage with a maximum capacity of 29 spaces on portions of the ground floor, cellar and sub-cellar of a proposed mixed-use building on property located at 520 West 28th Street (Block 699, Lots 22, 24, 37, 42 and 43), in a C6-3 District, within the Special West Chelsea District.

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

No. 4
76 GREENWICH AVENUE

CD 2 C 150203 MMM
IN THE MATTER OF an application, submitted by West Village Residences LLC and The New York City Department of Parks and Recreation, pursuant to Sections 197-c and 199 of the New York City Charter, for an amendment to the City Map involving:

- the establishment of a park within the area bounded by Seventh Avenue, Greenwich Avenue and West 12th Street;
the modification of block dimensions and legal grades necessitated thereby;

including authorization for any acquisition or disposition of real property related thereto in accordance with Map No. 30250 dated March 27, 2015 and signed by the Borough President.

No. 5
ST. VINCENT'S PARK

CD 2 N 150267 ZRM
IN THE MATTER OF an application, submitted by West Village Residences LLC and The New York City Department of Parks and Recreation, pursuant to Section 201 of the New York City Charter for an amendment of the Zoning Resolution of the City of New York to allow for open space being developed within the West Village Residences Large Scale General Development to be mapped as a park and conveyed to the City of New York, in Community District 2 in the Borough of Manhattan.

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

ARTICLE VII
ADMINISTRATION

CHAPTER 4
Special Permits by the City Planning Commission

* * *

74-741
Requirements for application

An application to the City Planning Commission for the grant of a special permit pursuant to Section 74-74 for a #large-scale general development# shall include a site plan showing the boundaries of the #large-scale general development# and the proposed location and #use# of all #buildings or other structures# on each #zoning lot# comprising the #large-scale general development#.
However, for applications proceeding pursuant to the ownership provisions of Section 74-742(e), such site plan need only show the applicable portion of the #large-scale general development# as set forth in Section 74-742(e)(1) or (2).

74-742
Ownership

Except as otherwise provided in this Section, any #large-scale general development# for which application is made for a special permit in accordance with the provisions of Section 74-74 (Large-Scale General Development) shall be on a tract of land which at the time of application is all under the control of the applicant(s) as the owner(s) or holder(s) of a written option to purchase. No special permit shall be granted unless the applicant(s) acquired actual ownership (single fee ownership or alternate ownership arrangements according to the #zoning lot# definition in Section 12-10 (DEFINITIONS) for all #zoning lots# comprising the #large-scale general development#) of, or executed a binding sales contract for, all of the property comprising such tract.

* * *

A special permit may be applied for and granted under the provisions of Section 74-74, even though such #large-scale general development# does not meet the ownership requirements set forth elsewhere in this Section, when the site of such #large-scale general development# is:

* * *

- (d) partially under State or City ownership, or may include a tract of land under private ownership that is located within the bed of 26th Avenue between 1st Street and the bulkhead line within the Halletts Point Peninsula, in the area bounded by 8th Street and Vernon Boulevard on the east, the East River on the west and south, and the north side of 26th Avenue on the north, in Community District 1 in the Borough of Queens, provided that the exception to the ownership requirements set forth herein shall apply only to:

- (1) tracts of land in State or City ownership; or
(2) a tract of land in private ownership located within the bed of 26th Avenue, between 1st Street and the #bulkhead# line; or

- (e) within Manhattan Community District 2, where the Commission has approved a special permit under Section 74-74 (Large-Scale General Development) for a #large-scale general development# located partially within a C2-7 District, and a portion of such #large-scale general development# is subsequently mapped as a park and transferred to City ownership, then:

- (1) the consent or authorization of any owner or party in interest to such #public park# shall not be required for any application for a modification to the special permit or associated restrictive declaration relating only to property within the #large-scale general development# other than the #public park#, unless the proposed modification would impose an additional obligation or increase the degree of an obligation existing as of the date of the application for such a

modification on another owner or party in interest, in which case the consent or authorization of the owner or any party in interest shall be required; and

- (2) the consent or authorization of any owner or party in interest to property other than the #public park# shall not be required for any application for a modification to the special permit or associated restrictive declaration relating only to the #public park#, unless the proposed modification would impose an additional obligation or increase the degree of an obligation existing as of the date of the application for such a modification on another owner or party in interest, in which case the consent or authorization of the owner or any party in interest shall be required.

**74-743
Special provisions for bulk modification**

- (a) For a #large-scale general development#, the City Planning Commission may permit:

* * *

- (b) In order to grant a special permit pursuant to this Section for any #large-scale general development#, the Commission shall find that:

* * *

Within Manhattan Community District 2, within the former Washington Square Southeast Urban Renewal Area, within Manhattan Community District 2, where the Commission has approved a #large-scale general development#, and a #lot line# of such #large-scale general development# coincides with the boundary of a mapped #public park#, such #lot line# shall be considered to be a #street line# of a #wide street# for the purposes of applying all #use# and #bulk# regulations of this Resolution.

In addition, within Manhattan Community District 2, where the Commission has approved a #large-scale general development# located partially within a C2-7 District, if any #open space# approved pursuant to Section 74-743(a)(4) is subsequently mapped as a park and transferred to City ownership, the #open space# requirement approved for such #large-scale general development# pursuant to Section 74-743(a)(4) shall be reduced by the area of such #public park#.

Within Community District 1 in the Borough of Queens, the Commission may prescribe additional conditions to ensure that the purpose of the Inclusionary Housing program as set forth in Section 23-92 (General Provisions) is achieved in a #large-scale general development#. The Commission may establish procedures resulting in limiting the amount of #affordable floor area# utilizing #public funding# that may count toward satisfying the #affordable floor area# required in paragraph (b)(1) of Section 23-953.

Any such procedures established by the Commission shall be set forth in the restrictive declaration required in connection with the grant of a special permit for such #large-scale general development#.

For a phased construction program of a multi-#building# complex, the Commission may, at the time of granting a special permit, require additional information, including but not limited to a proposed time schedule for carrying out the proposed #large-scale general development#, a phasing plan showing the distribution of #bulk# and #open space# and, in the case of a site plan providing for common #open space#, common open areas or common parking areas, a maintenance plan for such space or areas and surety for continued availability of such space or areas to the people they are intended to serve.

The Commission may prescribe additional conditions and safeguards to improve the quality of the #large-scale general development# and to minimize adverse effects on the character of the surrounding area.

**CITYWIDE
No. 6**

SPECIAL REGULATIONS FOR NEIGHBORHOOD RECOVERY

CITY WIDE N 150302 ZRY

IN THE MATTER OF an application submitted by the Mayor's Office of Housing Recovery, the Department of Housing Preservation and Development, and the Department of City Planning pursuant to Section 201 of the New York City Charter for an amendment of the Zoning Resolution of the City of New York, concerning Article VI, Chapter 4 and related Sections, to simplify and expedite the process of elevating and reconstructing single- and two-family homes in Hurricane Sandy-impacted areas of Community Districts 10, 13, and 14 of Queens; Community Districts 13, 15, and 18 of Brooklyn, and Community Districts 2 and 3 of Staten Island.

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 1

Title, Establishment of Controls and Interpretation of Regulations

* * *

**11-30
BUILDING PERMITS ISSUED BEFORE EFFECTIVE DATE OF AMENDMENT**

* * *

**11-339
Post-Hurricane Sandy construction**

The provisions of this Section shall apply within the #flood zone#. The provisions of this Section are subject to all provisions of Title 28 of the Administrative Code of the City of New York and Appendix G of the Building Code of the City of New York, or its successors, including those pertaining to expiration, reinstatement, revocation and suspension. Changes in #flood maps# shall be considered an amendment of the Zoning Resolution pursuant to the provisions of Section 11-30 (BUILDING PERMITS ISSUED BEFORE EFFECTIVE DATE OF AMENDMENT).

* * *

- (c) Provisions applying in the event that Flood Resilience Zoning Text Amendment expires

This provision shall become effective only upon the expiration of Article VI, Chapter 4 (Special Regulations Applying in Flood Hazard Areas), adopted on October 9, 2013. If an application for approval of construction documents has been approved on or before the expiration of Article VI, Chapter 4, a building permit authorizing such construction may be issued pursuant to Article VI, Chapter 4, and such construction may continue until a date six years after the expiration of Article VI, Chapter 4. After such date, the vesting provisions of Section 11-30 shall apply.

- (d) Provisions applying when Appendix A (Special Regulations for Neighborhood Recovery) expires

This provision shall become effective only upon the expiration of Appendix A (Special Regulations for Neighborhood Recovery) of Article VI, Chapter 4, adopted on [effective date of text amendment]. If a building permit authorizing construction pursuant to Appendix A has been approved on or before the expiration of such Appendix, construction may continue up to two years after the expiration. After such date, the provisions of Section 11-30 shall apply.

* * *

**ARTICLE VI
SPECIAL REGULATIONS APPLICABLE TO CERTAIN AREAS**

* * *

Chapter 4

Special Regulations Applying in Flood Hazard Areas

**64-00
GENERAL PURPOSES**

The provisions of this Chapter establish special regulations which are designed to encourage flood-resilient building practices for new and existing buildings and in so doing to promote and protect public health, safety and general welfare. These general goals include, among others, the following purposes:

- (a) to facilitate the development and alteration of buildings in flood zones consistent with the latest flood-resistant construction standards of the Federal government and the New York City Building Code;
- (b) to enable buildings to be constructed pursuant to flood-resistant standards with a comparable amount of usable interior space to what is generally permitted within the applicable zoning district;
- (c) to mitigate the effects of elevated and flood-proofed buildings on the streetscape and pedestrian activity; and
- (d) to expedite the recovery of neighborhoods that experienced a high concentration of damage to single- and two-family residences from Hurricane Sandy within the Neighborhood Recovery Areas specified in Appendix A of this Chapter; and
- (e) to promote the most desirable use of land and thus conserve and enhance the value of land and buildings, and thereby protect the City's tax revenues.

* * *

**64-12
Applicability**

The provisions of this Chapter shall apply only within the #flood zone#, as follows:

- (a) Except where otherwise stated, all #buildings#, or portions thereof, shall comply with #flood-resistant construction standards# as a condition of construction pursuant to the following optional provisions, as applicable, inclusive:
 - Section 64-10 GENERAL PROVISIONS
 - Section 64-20 SPECIAL USE REGULATIONS
 - Section 64-30 SPECIAL BULK REGULATIONS
 - Section 64-40 SPECIAL BULK REGULATIONS FOR BUILDINGS EXISTING ON OCTOBER 28, 2012
 - Section 64-50 SPECIAL PARKING REGULATIONS
 - Section 64-70 SPECIAL REGULATIONS FOR NON-CONFORMING USES AND NON-COMPLYING BUILDINGS
 - Section 64-80 MODIFICATION OF SPECIAL REGULATIONS APPLYING IN WATERFRONT AREAS
 - Section 64-90 SPECIAL APPROVALS
- (b) The provisions of Section 64-60 (DESIGN REQUIREMENTS) shall apply to all #developments#, all horizontal #enlargements# with new #street walls#, or alterations that increase the height of #street walls#, except that Section 64-65 (~~Design Screening Requirements for Parking Within or Areas Below Buildings~~) shall apply to all #buildings# as provided therein.
- (c) Where a #zoning lot# is located partially within a #flood zone#, the regulations of this Chapter shall apply where any portion of a #building# on such #zoning lot# is within such #flood zone#.
- (d) In Neighborhood Recovery Areas, shown on Maps 1 through 9 of Section 64-A80 (Neighborhood Recovery Area Maps) of this Chapter, optional provisions to expedite the vertical elevation or reconstruction of #single-# or #two-family residences# shall apply. Such provisions are set forth in Appendix A and shall supplement, supersede or modify the provisions of this Chapter. The regulations and maps contained therein are hereby incorporated and made part of this Resolution.

**64-13
Applicability of District Regulations**

The regulations of all other Chapters of this Resolution are applicable, except as superseded, supplemented or modified by the provisions of this Chapter. In the event of a conflict between the provisions of this Chapter and other regulations of this Resolution, the provisions of this Chapter shall control.

* * *

**64-40
SPECIAL BULK REGULATIONS FOR BUILDINGS EXISTING ON OCTOBER 28, 2012**

The following provisions shall apply to #buildings# existing on October 28, 2012, and to the reconstruction of such #buildings#.

* * *

**64-431
For existing single- and two-family residences**

#Single-# and #two-family residences# existing on October 28, 2012, may be vertically elevated, or reconstructed to a higher elevation, in order to raise the lowest floor level containing habitable space, located at or above the adjoining grade as of October 28, 2012, to #flood-resistant construction elevation#, and in so doing may create a #non-compliance# as to height and setback to the extent that such lowest floor level is elevated or reconstructed to #flood-resistant construction elevation#.

Where the elevation requirements of Appendix G of the New York City Building Code apply to the lowest horizontal structural member, #single-# and #two-family residences# existing on October 28, 2012, may be vertically elevated, or reconstructed to a higher elevation, in order to raise the lowest horizontal structural member supporting the lowest floor containing habitable space, located at or above the adjoining grade as of October 28, 2012, to #flood-resistant construction elevation#, and in so doing may create a #non-compliance# as to height and setback to the extent that such lowest horizontal structural member is elevated or reconstructed to #flood-resistant construction elevation#.

This Section shall not preclude the construction of complying #enlargements# or other complying structures on the #zoning lot#.

#Buildings# that were complying on October 28, 2012, and vertically elevated or reconstructed to a higher elevation, pursuant to this Section, shall be considered legal #non-complying buildings#.

* * *

**64-70
SPECIAL REGULATIONS FOR NON-CONFORMING USES AND NON-COMPLYING BUILDINGS**

* * *

**64-723
Non-complying single- and two-family residences**

- (a) The provisions of Article V, Chapter 4, shall be modified to permit #single-# and #two-family residences# that are #non-complying# and existing on October 28, 2012, to be vertically elevated, or reconstructed to a higher elevation in order to raise the lowest floor level containing habitable space that was located at or above the adjoining grade as of October 28, 2012 to #flood-resistant construction elevation#.

Where the elevation requirements of Appendix G of the New York City Building Code apply to the lowest horizontal structural member, the provisions of Article V, Chapter 4, shall be modified to permit #single-# and #two-family residences# that are #non-complying# and existing on October 28, 2012, to be vertically elevated, or reconstructed to a higher elevation, in order to raise the lowest horizontal structural member supporting the lowest floor containing habitable space that was located at or above the adjoining grade as of October 28, 2012, to #flood-resistant construction elevation#.

Such vertical elevation or reconstruction may create a new #non-compliance# as to height and setback, or increase any existing #non-compliance# as to height and setback, required #open space# and #yard# regulations to the extent that such lowest floor level is elevated or reconstructed to #flood-resistant construction elevation#. However, all other provisions of Article V, Chapter 4, shall apply without modification.

This Section shall not preclude the construction of complying #enlargements# or other complying #buildings or other structures# on the #zoning lot#.

* * *

**Appendix A
Special Regulations for Neighborhood Recovery**

**64-A00
GENERAL PROVISIONS**

The provisions of this Resolution shall apply as modified by this Chapter and by the special regulations set forth in this Appendix A. The provisions of this Appendix are optional, but when utilized, shall be applied in their entirety. This Appendix shall be in effect until five years from effective date of text amendment, at which time it shall automatically expire.

**64-A01
Applicability of Special Regulations for Neighborhood Recovery**

The provisions of this Appendix A shall only be applicable to #buildings# containing #residential use# whose vertical elevation or reconstruction will result in a #single-# or #two-family residence# that complies with #flood-resistant construction standards#, where such #building# is located in:

- (a) the Borough of Brooklyn, within the portions of Community Districts 13, 15, and 18, as shown on Maps 1, 2 and 3 in Section 64-A80 (Neighborhood Recovery Areas);
- (b) the Borough of Queens, within the portions of Community Districts 10, 13 and 14, as shown on Maps 4, 5, and 6 in Section 64-A80 (Neighborhood Recovery Areas); or
- (c) the Borough of Staten Island, within the portions of Community Districts 2 and 3, as shown on Maps 7, 8, and 9 in Section 64-A80 (Neighborhood Recovery Areas).

**64-A02
Special Requirements for Application**

Prior to the approval of any application to the Department of Buildings pursuant to this Appendix A, an applicant shall submit the following documents in order to establish that there was a #building# on the subject lot that contained a #residential use# on October 28, 2012:

- (a) an aerial photograph taken up to one year prior to October 28, 2012 establishing that a #building# existed on the subject lot on October 28, 2012; and
- (b) a 2012 tax bill or assessment roll for the subject lot that states such #building# contained a #residential use#.

Where the documents specified in this Section are unavailable or inconclusive, the Department of Buildings may accept alternative documentation to satisfy the requirements of paragraphs (a) or (b).

64-A03

Zoning Lots in Neighborhood Recovery Areas

The definition of #zoning lot# set forth in Section 12-10 (Definitions) shall apply in this Appendix A. However, as an option, where a tax lot contained one or more #buildings# on October 28, 2012, or where a #building# or #buildings# occupied more than one tax lot on October 28, 2012, such tax lot may be provisionally considered a #zoning lot# for the sole purpose of demonstrating compliance with the bulk requirements of this Resolution, and shall be referred to as a #zoning lot# in this Appendix, provided that the proposed application will not affect compliance with any applicable provisions of the New York City Building Code or Fire Code with respect to #building# access to the same or other #zoning lots# on the same #block#, unless a waiver or modification is obtained from the Department of Buildings or the Fire Department, respectively.

64-A10

SPECIAL REGULATIONS FOR ESTABLISHING NON-CONFORMANCE AND NON-COMPLIANCE

64-A11

Establishing Non-conformance of Residences

In all #districts#, for a #zoning lot# that contained two or more #dwelling units# on October 28, 2012 which does not have lawful documentation indicating that more than one #dwelling unit# existed on the #zoning lot# on such date, the Board of Standards and Appeals may permit the vertical elevation or reconstruction of #buildings# containing such #dwelling units# and may establish #non-conformance# of such #buildings#, pursuant to Section 64-A71 (Special Permit for Establishing Non-conformance).

64-A12

Special Regulations for Establishing Non-compliance of Existing Buildings

In all districts, a #building# containing #residences#, and any other structure that is attached to such #building#, including porches, stairs, terraces, or balconies, that existed both on October 28, 2012 and on the date of application for a building permit, may be considered #non-complying# for the purpose of utilizing the applicable provisions of Article V and Article VI, Chapter 4 related to #non-complying buildings or other structures# provided that:

- (a) a survey, prepared by a licensed land surveyor, specifying the location and height of such #building# and any other structures that are attached to such #building#, is submitted as documentation of such #non-compliance#; and
- (b) such #building# shall either be vertically elevated in compliance with the #bulk# provisions of Section 64-A20 (SPECIAL BULK REGULATIONS FOR THE VERTICAL ELEVATION OF EXISTING BUILDINGS), or be reconstructed in compliance with the #bulk# provisions of Section 64-A30 (SPECIAL BULK REGULATIONS FOR THE RECONSTRUCTION OF BUILDINGS EXISTING ON OCTOBER 28, 2012).

Upon completion and sign-off of work completed pursuant to the provisions of this Appendix, the #building# shall be considered #non-complying#.

64-A20

SPECIAL BULK REGULATIONS FOR THE VERTICAL ELEVATION OF EXISTING BUILDINGS

The provisions of this Section shall apply to the vertical elevation of #buildings# containing #residences# that existed on October 28, 2012. Except as specifically modified by the provisions of this Section, inclusive, the applicable #bulk# regulations of this Chapter, the regulations of Article V, and the applicable zoning district shall remain in effect.

64-A21

Special Regulations for Rebuilt Portions of Vertically Elevated Buildings

A portion of a #building# that is being vertically elevated pursuant to this Appendix may be rebuilt, provided that:

- (a) such rebuilt portion does not exceed 75 percent of the existing #floor area# of such #building#; and
- (b) except as specifically allowed by this Chapter, no new #non-compliance# shall be created, nor shall the degree of any existing #non-compliance# be increased, beyond that established pursuant to Section (Special Regulations for Establishing Non-compliance of Existing Buildings).

If the rebuilt portion of a #building# exceeds 75 percent of the existing #floor area# of the #building#, such #building# shall be subject to the regulations of 64-A30 (SPECIAL BULK REGULATIONS FOR THE

RECONSTRUCTION OF BUILDINGS EXISTING ON OCTOBER 28, 2012)

64-A22

Special Regulations for Space Partially Below Grade

For a #building# where the lowest floor containing habitable space is partially below adjoining grade, and at least one-half of the floor-to-ceiling height of such floor is above adjoining grade, such #building# may be vertically elevated in order to raise the lowest floor containing habitable space to the #flood-resistant construction elevation#, provided that:

- (a) the elevated #building# does not exceed two #stories#, except that attic space providing structural headroom of less than eight feet shall not be considered a #story# for the purposes of this Section; and
- (b) the height of such elevated #building#, including the apex of a pitched roof, does not exceed 25 feet, as measured from the #flood-resistant construction elevation#.

Any floor space that becomes #floor area# in excess of the maximum permitted #floor area ratio# for such #zoning lot#, as a result of the vertical elevation, shall be considered #non-complying floor area#. Such vertical elevation may increase any existing #non-compliances# with respect to required #open space# and #yard# regulations to the extent that such #non-compliance# results from the elevation of the lowest floor to the #flood-resistant construction elevation#. All other provisions of Article V, Chapter 4 (Non-complying Buildings), shall apply without modification.

The level of the adjoining grade shall be the average elevation of the grade adjoining the building, before it is elevated, determined in the manner prescribed by the Building Code of the City of New York for adjoining grade elevation.

64-A23

Special Regulations for Existing Buildings Located Over Water

For a #building# that will be vertically elevated and is located either partially or entirely seaward of the #shoreline#, such #building# may be relocated landward of the #shoreline# on the same #zoning lot#. Such relocation may create a new #non-compliance# or increase the degree of any existing #non-compliance# as to #side yards#, #waterfront yards#, #rear yards# or #rear yard equivalents#, provided that:

- (a) an open area of at least three feet shall be maintained between the exterior wall of the #building# and any #lot line#; and
- (b) except as specifically allowed by this Chapter, no new #non-compliance# shall be created, nor shall the degree of any existing #non-compliance# be increased, beyond that established pursuant to Section 64-A12 (Special Regulations for Establishing Non-compliance of Existing Buildings).

64-A24

Permitted Obstructions in Required Open Space, Yards and Courts

The provisions of Sections 23-12 (Permitted Obstructions in Open Space), 23-44 (Permitted Obstructions in Required Yards or Rear Yard Equivalents) and 64-421 (Permitted obstructions) shall be modified so that:

- (a) mechanical equipment, including but not limited to #accessory# heating and cooling equipment, fuel oil tanks and emergency generators, shall be permitted obstructions in #open space# required on the #zoning lot#, in any #side yard#, #rear yard# or #rear yard equivalent#, and in #courts#, provided such equipment:
 - (1) is located at least three feet from any #lot line#;
 - (2) is screened on all sides by walls consisting of at least 50 percent opaque materials; and
 - (3) is in compliance with the standards of either of the following provisions:
 - i. all structure and screening are located no more than ten feet from the wall of a #building# and limited to a height of no more than 12 feet above #flood-resistant construction elevation#; or
 - ii. is located on the roof of a #building or other structure#, provided that the height of such equipment and screening does not exceed six feet, as measured from the finished level of a flat roof, or for a sloping roof, as measured from the midpoint of such roof. Such equipment shall be located not less than 15 feet from any #street wall# of a #building or other structure#.
- (b) visual mitigation elements, provided pursuant to Section 64-A50 (Special Design Requirements) shall be permitted obstructions in any #open space# required on the #zoning lot#, in any #yard# and in #courts#.

64-A30**SPECIAL BULK REGULATIONS FOR THE RECONSTRUCTION OF BUILDINGS EXISTING ON OCTOBER 28, 2012**

The #bulk# regulations of this Section shall apply only to the permitted reconstruction of a #building#, that existed on October 28, 2012, that results in a #single-# or #two-family detached residence#. Except as specifically modified by the provisions of this Section, inclusive, the #bulk# regulations of this Chapter and the applicable zoning district shall remain in effect. #Buildings# reconstructed pursuant to this Section, 64-A30, shall not be considered #developments# or #enlargements#.

No #building# that is reconstructed pursuant to this section shall subsequently be #enlarged# pursuant to paragraph (b) of Section 54-313 (Single- or two-family residences with non-complying front yards or side yards) or Section 73-622 (Enlargements of single- and two-family detached and semi-detached residences).

64-A31**Special Regulations for Minimum Required Open Space, Maximum Lot Coverage and Maximum Floor Area****64-A311****Lot coverage and open space**

In R1-2A, R2A, R3-1, R3-2, and R4 Districts, except R4B, for #zoning lots# that do not meet the required minimum #lot area# or #lot width# of the applicable district, #lot coverage# and #open space# shall be governed by the #yard# requirements set forth in Section 64-A35 (Special Yard Regulations).

64-A312**Floor area**

In R2X, R3, R4, R4A, and R4-1 Districts, the #floor area ratio# set forth in the table in Section 23-141 (Open space and floor area regulations in R1, R2, R3, R4 or R5 Districts), paragraph (b), may be increased by 20 percent provided that any such increase in #floor area# is located in any portion of a #building# covered by a sloping roof that rises at least seven inches in vertical distance, for each foot of horizontal distance.

64-A313**Special open space, lot coverage and floor area regulations for small lots**

R1 R2 R3 R4 R5 R6

In the districts indicated, for #zoning lots# with a #lot area# of less than 1,800 square feet, #open space#, #lot coverage# and #floor area ratio# regulations shall not apply. In lieu thereof, the #yard# requirements set forth in Section 64-A35 (Special Yard Regulations), and the height and setback requirements of Section 64-A36 (Special Height and Setback Regulations) shall govern.

64-A32**Special Regulations for Maximum Number of Dwelling Units and Minimum Size of Dwelling Units****64-A321****Maximum number of dwelling units**

R1 R2 R3 R4 R5 R6

In the districts indicated, the provisions of Section 23-22 (Maximum Number of Dwelling Units or Rooming Units) shall not apply. In lieu thereof, not more than one #single-family detached residence# or, where permitted in the applicable zoning district pursuant to Section 22-12 (Use Group 2), one #two-family detached residence#, may be reconstructed. However, any #two-family detached residence# may only be reconstructed if such #zoning lot# contained two or more #dwelling units# on October 28, 2012, as indicated on the certificate of occupancy or upon approval by the Board of Standards and Appeals pursuant to Section 64-A71 (Special Permit for Establishing Non-conformance).

64-A322**Minimum Size of Dwelling Units in R3, R4A and R4-1 Districts**

In R3, R4A, and R4-1 Districts, the minimum size of #dwelling units# as set forth in Section 23-23(b), shall not apply to the permitted reconstruction of a #two-family detached residence#.

64-A33**Special Regulations for Minimum Lot Area or Lot Width for Residences**

In all districts, including #lower density growth management areas#, either one #single-family detached residence# or, where permitted in the applicable zoning district pursuant to Section 22-12 (Use Group 2), one #two-family detached residence# may be reconstructed upon a #zoning lot# that:

- has less than the prescribed minimum #lot area# or #lot width# as required by the applicable district regulations; and
- if reconstructed as a #two-family detached residence#, either:

- complies with the maximum number of #dwelling units# requirement of the applicable zoning district; or
- such #zoning lot# contained two or more #dwelling units# on October 28, 2012, as indicated on the certificate of occupancy or upon approval by the Board of Standards and Appeals pursuant to Section 64-A71 (Special Permit for Establishing Non-conformance).

64-A34**Permitted Obstructions in Required Open Space, Yards and Courts**

The provisions of Sections 23-12 (Permitted Obstructions in Open Space), 23-44 (Permitted Obstructions in Required Yards or Rear Yard Equivalents) and 64-421 (Permitted obstructions) shall be modified as follows.

- mechanical equipment, including but not limited to #accessory# heating and cooling equipment, fuel oil tanks and emergency generators, shall be permitted obstructions in #open space# required on the #zoning lot#, in any #side yard#, #rear yard# or #rear yard equivalent#, and in #courts#, provided such equipment:
 - is located at least three feet from any #lot line#;
 - is screened on all sides by walls consisting of at least 50 percent opaque materials; and
 - is in compliance with the standards of either of the following provisions:
 - all structure and screening are located no more than 10 feet from the wall of a #building# and limited to a height of no more than 12 feet above #flood-resistant construction elevation#; or
 - is located on the roof of a #building# or other structure, provided that the height of such equipment and screening does not exceed six feet, as measured from the finished level of a flat roof, or for a sloping roof, as measured from the midpoint of such roof. Such equipment shall be located not less than 15 feet from any #street wall# of a #building# or other structure#.
- eaves, gutters or downspouts shall be permitted obstructions in any #open space# required on the #zoning lot#, in any #yard# and in #courts#, provided that such eave, gutter or downspout does not project further than 16 inches into such required #open space, yard# or #court#.
- visual mitigation elements, provided pursuant to Section 64-A50 (Special Design Requirements) shall be permitted obstructions in any #open space# required on the #zoning lot#, in any #yard# and in #courts#.

64-A35**Special Yard Regulations****64-A351****Special provisions for front yards**

R1 R2 R3 R4 R5

- In the districts indicated, the #front yard# provisions of the applicable district shall apply, except that in R4 and R5 Districts, a #front yard# may have a depth of any dimension equal to or exceeding ten feet.
- In R1 through R5 Districts, where an enclosed garage fronts upon a #street#, there shall be an unobstructed area at ground level, between the garage door and the #street line#, which is at least 8 1/2 feet in width by 18 feet in depth, except no such space shall be required in R5D Districts. Where an unenclosed #accessory# off-street parking space is provided in an open area on a #zoning lot#, or provided beneath an elevated #building#, an unobstructed area at ground level which is at least 8 1/2 feet in width by 18 feet in depth shall be provided beneath the #street line# and such space.
- For #buildings# that are reconstructed pursuant to this Section 64-A30, the provisions regulating the depth of #front yards# in relation to adjacent #buildings#, set forth in paragraphs (b) and (c) of Section 23-45, shall not apply.

64-A352**Special provisions for narrow lots**

R1 R2 R3 R4 R5 R6

- In the districts indicated, the #side yard# provisions of the applicable district shall apply, except that the required total width of #side yards# for a #single-# or #two-family detached residence# may be reduced by four inches for each foot by which the width of a #zoning lot# is less than that required under the provisions of Section 23-32 (Minimum Lot Area or Lot Width for Residences). In no event shall the required width of a #side yard# be less than three feet. For #zoning lots# with less than 21 feet in #lot width#, the required total width of #side yards# shall be six feet.

- (b) In the Special South Richmond Development District, the provisions of Section 107-42 (Minimum Lot Area and Lot Width for Residences) and Section 107-462 (Side yards) shall not apply. In lieu thereof, the regulations of the applicable underlying Residence District shall apply pursuant to Section 23-32 (Minimum Lot Area or Lot Width for Residences) and Section 23-46 (Minimum Required Side Yards) and may be modified, as applicable, by the regulations of this Appendix.
- (c) For the permitted reconstruction of #detached buildings# the provisions of paragraph (c) of Section 23-461 (Side yards for single- or two-family residences), shall not apply, provided such open area does not serve as access to required #accessory# off-street parking.

64-A353 Special provisions for shallow lots

R1 R2 R3 R4 R5 R6

In the districts indicated, if at any point the depth of a #zoning lot# is less than 95 feet, the depth of a required #rear yard# or #waterfront yard# may be reduced by six inches for each foot by which the mean lot depth is less than 95 feet. In no event shall the required depth of a rear yard be less than ten feet.

64-A354 Special provisions for corner lots

- (a) For #corner lots# in an R1-2 District, if one #front yard# has a depth of 20 feet, then the other may have a depth of 15 feet.
- (b) For #corner lots# in R3 Districts, if one #front yard# has a depth of 15 feet, then the other may have a depth of ten feet.
- (c) In all districts, for #corner lots# with less than the minimum #lot area# required pursuant to the applicable district regulations, the following provisions shall apply:
- (1) one #front yard# shall be provided along the full length of either #front lot line#;
 - (2) the remaining #front lot line# shall be treated as a #side lot line#; and
 - (3) any #side lot line# that is parallel to, or within 45 degrees of being parallel to the #front lot line# selected pursuant to paragraph (c)(1) of this Section, shall be treated as a #rear lot line# and a #rear yard# shall be provided along the full length of such #lot line#

The #rear# and #side yards# provided pursuant to this Section may be reduced pursuant to Sections 64-A352 (Special provisions for narrow lots) and 64-A353 (Special provisions for shallow lots).

64-A36 Special Height and Setback Regulations

R1 R2 R3 R4 R5 R6

In the districts indicated, the height and setback regulations of the applicable district shall not apply. In lieu thereof, all #buildings# shall be subject to the height and setback provisions set forth in paragraph (b) of Section 23-631 (Height and setback in R1, R2, R3, R4 and R5 Districts), except that the maximum height of a perimeter wall before setback shall be 19 feet, the maximum height of a ridge line shall be 25 feet, and all heights shall be measured from the #flood-resistant construction elevation#. In no event shall any #building# exceed two #stories#, except that attic space providing structural headroom of less than eight feet shall not be considered a #story# for the purposes of this Section.

64-A40 SPECIAL PARKING PROVISIONS

64-A41 Waiver of Requirements for Certain Zoning Lots

R1 R2 R3 R4 R5 R6

In the districts indicated, the requirements set forth in Section 25-22 (Requirements Where Individual Parking Facilities Are Provided) shall be waived for a #single-# or #two-family residence# on an #interior zoning lot# that has a #lot width# along a #street# of less than 25 feet, and where the #flood-resistant construction elevation# is less than six feet above #curb level#.

64-A42 For Elevated Buildings

The provisions of Section 64-52 (For Elevated Buildings), shall be modified to allow the #accessory# off-street parking spaces required pursuant to such section, to be located anywhere on the #zoning lot#.

64-A50 SPECIAL DESIGN REQUIREMENTS

R1 R2 R3 R4 R5 R6

In the districts indicated, the provisions of Section 64-61 (Design Requirements for Single- and Two-Family Residences) shall apply, except as expressly modified by this Section. Visual mitigation elements shall be required unless more than 50 percent of the #street wall# is within 18 inches of the #street line#.

64-A51 Special Regulations for Corner Lots

The design requirements set forth in Section 64-61 shall apply separately along each #street frontage# of a #corner lot#, except as modified below:

- (a) For #corner lots#, where the level of the #lowest occupiable floor# is nine feet or more above #curb level#, and more than 50 percent of the #street wall# of a #building# is within six feet of a #street line#, only one visual mitigation element shall be required along such #street# frontage.
- (b) For #corner lots#, where trees or shrubs are provided as visual mitigation elements along both #street frontages# pursuant to paragraph (d) of Section 64-61, the required total length of planted areas shall be reduced to a minimum of 45 percent of the aggregate length of #street walls#, provided that the planting bed is continuous for the minimum required length, measured along such #street walls#, and at least six feet of planting bed is provided facing each #street#.

64-A52 Special Regulations for Narrow Lots

For #interior zoning lots# that have a #lot width# less than 25 feet, the design requirements of paragraph (d) of Section 64-61 shall be modified to require the total length of planted areas to be greater than 40 percent of the #lot width#, and to be planted to screen at least 40 percent of the length of the #street wall#.

64-A53 Special Regulations for Zoning Lots with Shallow Yards

For #zoning lots# where more than 50 percent of the #street wall# of a #building# is located within six feet of a #street line#, one or more of the following visual mitigation elements may be provided in lieu of paragraph (d) of Section 64-61:

- (a) Climbing vines

Where provided as a visual mitigation element, climbing vines shall be planted along 40 percent of the aggregate width of #street walls# in a planting bed that is at least 18 inches in width, measured perpendicular to the #street wall#, and allows a soil depth of at least two feet. A framework for the climbing vines shall be provided for the full length of the planting bed to a height of at least four feet. Such framework may be freestanding or attached to the #building#.

- (b) Green wall

Where provided as a visual mitigation element, a green wall or landscaped fence shall extend along 40 percent of the aggregate width of #street walls# to a height of at least four feet. Hanging plants, potted plants or plant material shall be distributed along the entire length of such green wall or landscaped fence. The supporting structure may be freestanding or attached to the #building# and shall be considered a permitted obstruction in any required #yard#, #court# or #open space#.

- (c) Planter box or raised planting bed

Where provided as a visual mitigation element, planter boxes or raised planting beds may be used in place of planting beds at grade. The top of such planter boxes shall be located between 18 and 36 inches above adjacent grade. Raised planting beds shall be at least 18 inches in height and shall not exceed 36 inches above adjacent grade. For planter boxes and raised planting beds, the minimum soil width shall be at least one foot, measured perpendicular to the street line, and the minimum soil depth shall be 18 inches. The planted area may be comprised of any combination of groundcover, perennials, annuals, shrubs, trees or other living plant material, and must attain a height of at least six inches. Planter boxes may be freestanding or attached to the building.

64-A60 NON-CONFORMING AND NON-COMPLYING BUILDINGS

64-A61 Special Regulations for Non-conforming Single- or Two-Family Residences in Manufacturing Districts

The provisions of Section 64-712 (Single- and Two-family buildings), shall be modified to allow the vertical elevation or reconstruction of a #non-conforming single-# or #two-family residence# in a Manufacturing District.

**64-A70
SPECIAL APPROVALS**

The special permit and variance provisions of the Zoning Resolution shall apply to properties in the Neighborhood Recovery Areas.

**64-A71
Special Permit for Establishing Non-conformance**

In all districts, for a #zoning lot# that contained two or more #dwelling units# on October 28, 2012 and does not have a certificate of occupancy, or other lawful documentation, indicating that more than one #dwelling unit# existed on the #zoning lot# on such date, the Board of Standards and Appeals may permit the vertical elevation or reconstruction of up to two #dwelling units# on such #zoning lot# in accordance with this Appendix, provided that the Board of Standards and Appeals determines that:

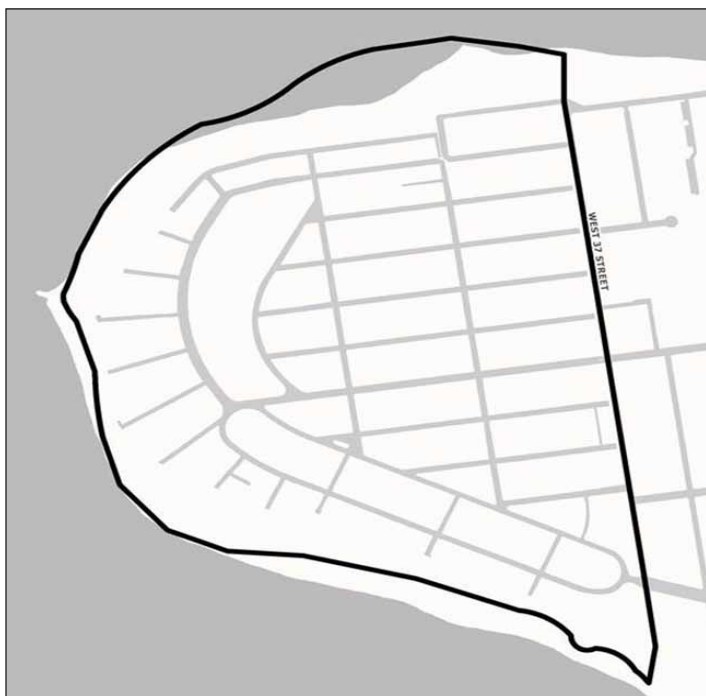
- (a) more than one #dwelling unit# existed on the site on October 28, 2012 based on evidence submitted including, but not limited to Department of Finance tax records, utility bills or an affidavit from a licensed architect or engineer that documents an on-site inspection of the #zoning lot# performed under the auspices of a governmental agency.
- (b) such #dwelling units# will meet all applicable requirements of the New York City Construction Codes upon completion of the proposed work; and
- (c) such #buildings# that are vertically elevated comply with the #bulk# provisions of Section 64-A20 (SPECIAL BULK REGULATIONS FOR THE VERTICAL ELEVATION OF EXISTING BUILDINGS), and such #buildings# that are reconstructed comply with the #bulk# provisions of Section 64-A30 (SPECIAL BULK REGULATIONS FOR THE RECONSTRUCTION OF BUILDINGS EXISTING ON OCTOBER 28, 2012).

Upon completion and sign-off of work completed under the provisions of this Appendix, such #building# shall be considered #non-conforming#.

**64-A80
NEIGHBORHOOD RECOVERY AREA MAPS**

[Text map to be added]

Map 1
Neighborhood Recovery Areas in Brooklyn Community District 13



[Text map to be added]

Map 2
Neighborhood Recovery Areas in Brooklyn Community Districts 13 and 15



[Text map to be added]

Map 3
Neighborhood Recovery Area in Brooklyn Community District 18



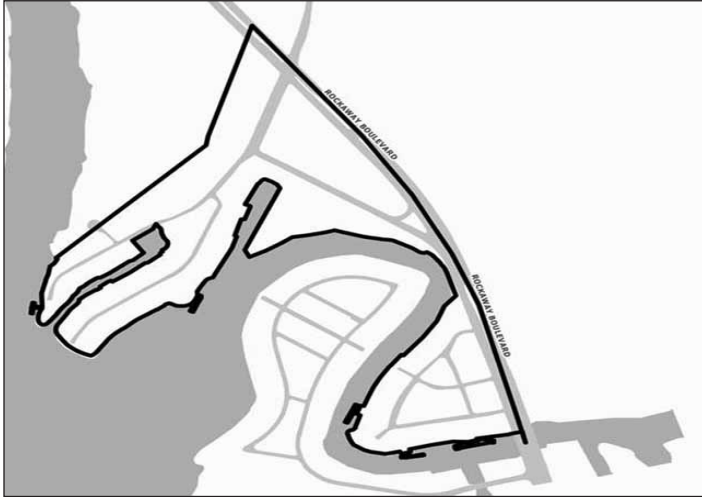
[Text map to be added]

Map 4
Neighborhood Recovery Area in Queens Community District 10



[Text map to be added]

Map 5
Neighborhood Recovery Area in Queens Community District 13



[Text map to be added]

Map 6
Neighborhood Recovery Area in Queens Community District 14



[Text map to be added]

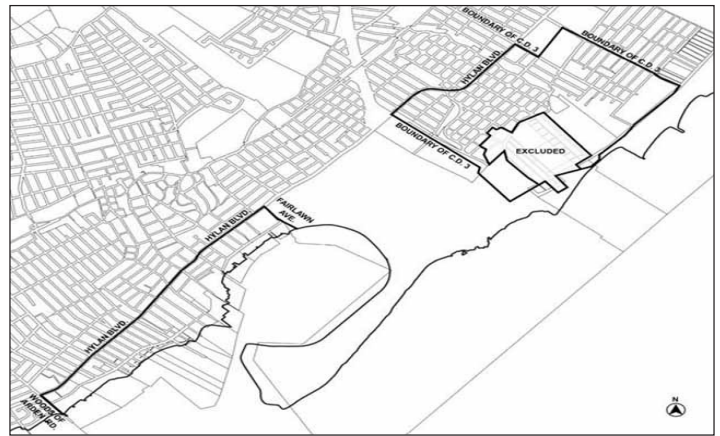
Map 7
Neighborhood Recovery Areas in Staten Island Community District 2



Areas designated by New York State as part of the NYS Enhanced Buyout Area Program are excluded from the neighborhood recovery areas and are designated on this map as "Excluded"

[Text map to be added]

Map 8
Neighborhood Recovery Area in Staten Island Community District 3 (1 of 2)



Areas designated by New York State as part of the NYS Enhanced Buyout Area Program are excluded from the neighborhood recovery areas and are designated on this map as "Excluded"

[Text map to be added]

Map 9
Neighborhood Recovery Areas in Staten Island Community District 3 (2 of 2)



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

m20-j3

CITY UNIVERSITY

CENTRAL OFFICE

■ PUBLIC HEARINGS

The Annual Bronx Borough Hearing will take place on Monday, June 22, 2015 at 5:00 P.M., Hostos Community College, 3rd Floor, at 450 Grand Concourse, Bronx, NY 10451

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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. 08 - Thursday, June 4, 2015 at 6:30 P.M.,
Center for Nursing and Rehabilitation, 727 Classon Avenue, Brooklyn, NY
BSA# 92-15-BZ
Premises - 170 Buffalo Avenue, Brooklyn, NY
The owner wishes to vary the provisions of ZR Section 24-522
concerning setbacks of a currently vacant, seven-story and penthouse
hospital, located in an R6 zoning district.

m29-j4

CONSUMER AFFAIRS

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN, PURSUANT TO LAW, that the New York City Department of Consumer Affairs will hold a Public Hearing on Wednesday, June 17, 2015, at 2:00 P.M., at 66 John Street, 11th Floor, in the Borough of Manhattan, on the following petitions for sidewalk café revocable consent:

- 1) 003 Venus Tacos LLC
705 9th Avenue in the Borough of Manhattan
(To establish, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- 2) 4819 Vernon Kitchen LLC
4819 Vernon Boulevard in the Borough of Queens
(To continue to maintain, and operate an unenclosed sidewalk café for a term of four years.)
- 3) Bagel on Murray Street, LLC
251 Vesey Street in the Borough of Manhattan
(To continue to maintain, and operate an unenclosed sidewalk café for a term of four years.)
- 4) Biscuiteria LLC
3207 30th Avenue in the Borough of Queens
(To establish, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- 5) Blich I LLC
99 2nd Avenue in the Borough of Manhattan
(To establish, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- 6) Lj202 LLC
1496 2nd Avenue in the Borough of Manhattan
(To establish, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- 7) Ponente LLC
628 9th Avenue in the Borough of Manhattan
(To continue to maintain, and operate an unenclosed sidewalk café for a term of four years.)
- 8) Rohart Inc
225 Varick Street in the Borough of Manhattan
(To establish, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- 9) Sabor Latino I, Corp.
9535 40th Road in the Borough of Queens
(To continue to maintain, and operate an unenclosed sidewalk café for a term of four years.)
- 10) You Make Me Feel LLC
161 Malcolm X Boulevard in the Borough of Manhattan
(To establish, maintain, and operate an unenclosed sidewalk café for a term of two years.)

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NOTICE IS HEREBY GIVEN, PURSUANT TO LAW, that the New York City Department of Consumer Affairs will hold a Public Hearing on Wednesday, June 10, 2015, at 2:00 P.M., at 66 John Street, 11th floor, in the Borough of Manhattan, on the following petitions for sidewalk café revocable consent:

- 1) 2122 Beekman Bar LLC
2122 Beekman Place in the Borough of Brooklyn
(To establish, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- 2) Agora Turkish Restaurant Inc.
1565 2nd Avenue in the Borough of Manhattan
(To establish, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- 3) Chelsea 26 LLC
249 West 26th Street in the Borough of Manhattan

(To continue to maintain, and operate an unenclosed sidewalk café for a term of four years.)

- 4) Ganso Megillah LLC
515 Atlantic Avenue in the Borough of Brooklyn
(To establish, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- 5) Kiku Asian Bistro (USA) Inc.
2 Lincoln Place in the Borough of Brooklyn
(To establish, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- 6) Lenwich 31st Park LLC
459 Park Avenue South in the Borough of Manhattan
(To maintain, and operate an unenclosed sidewalk café for a term of two years.)
- 7) Levantino LLC
210 West 94th Street in the Borough of Manhattan
(To maintain, and operate an unenclosed sidewalk café for a term of two years.)
- 8) The Bee's Knees Restaurant LLC
1561 2nd Avenue in the Borough of Manhattan
(To establish, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- 9) Zuppanyc LLC
544 Union Avenue in the Borough of Brooklyn
(To establish, maintain, and operate an unenclosed sidewalk café for a term of two years.)

◀ j1

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, **June 2, 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; please note that the order and estimated times are subject to change. 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.

168 Bergen Street - Boerum Hill Historic District
16-7205 – Block 386, Lot 23, Zoned R6
Community District 2, Brooklyn

CERTIFICATE OF APPROPRIATENESS
An Italianate style rowhouse designed by William Alexander and James Hughes and built between 1856-61. Application is to modify the entrance surround and replace doors.

272 Lafayette Avenue-Clinton Hill Historic District
16-1445 – Block 1946, Lot 23, Zoned R6B
Community District 2, Brooklyn

CERTIFICATE OF APPROPRIATENESS
An Italianate style rowhouse built in 1868. Application is to construct a rooftop addition.

16 Court Street, aka 206-212 Montague Street - Borough Hall Skyscraper Historic District
17-1029 – Block 250, Lot 14, Zoned C5-2A
Community District 2, Brooklyn

CERTIFICATE OF APPROPRIATENESS
A neo-Romanesque style office building designed by H. Craig Severence and built in 1925-27. Application is to replace storefront and entrance infill and install a canopy.

105 Willow Street - Brooklyn Heights Historic District
17-1121 – Block 235, Lot 37, Zoned R6, LH-1
Community District 2, Brooklyn

CERTIFICATE OF APPROPRIATENESS
An Eclectic-Diverse style rowhouse built between 1861-1879. Application is to replace windows.

69 Greene Avenue - Fort Greene Historic District
17-0815 – Block 2121, Lot 45, Zoned R6B
Community District 2, Brooklyn

CERTIFICATE OF APPROPRIATENESS
An Italianate style rowhouse built circa 1860. Application is to reconstruct the front and rear facades, construct a rooftop addition, and excavate at the rear yard.

196-200 Prospect Park West - Park Slope Historic District Extension

16-9253 – Block 1105, Lot 36, Zoned C2-4
Community District 7, Brooklyn

CERTIFICATE OF APPROPRIATENESS

A Renaissance Revival style apartment building, designed by Thomas Bennett, and built circa 1905. Application is to create a new entrance and construct a stoop with a barrier-free access lift.

240 Prospect Place, aka 647 Vanderbilt Avenue - Prospect Heights Historic District

15-7325 – Block 1159, Lot 7501, Zoned R7A
Community District 8, Brooklyn

CERTIFICATE OF APPROPRIATENESS

A Renaissance Revival style flats building with a commercial ground floor designed by Angell & Higginson and built circa 1898. Application is to construct a rooftop pergola.

Governors Island - Building 555 - Governors Island Historic District

17-0235 – Block 1, Lot 10, Zoned R3-2
Community District 1, Manhattan

ADVISORY REPORT

A neo-Georgian style Officers' Quarters designed by the Construction Division of the Office of the Quartermaster General, and built in 1938-40. Application is to modify masonry openings and construct new entrances, replace windows, and install louvers and mechanical equipment.

453 Broome Street - SoHo Cast Iron Historic District

17-0352 – Block 474, Lot 12, Zoned M1-5B
Community District 2, Manhattan

CERTIFICATE OF APPROPRIATENESS

A cast iron store building designed by Griffith Thomas and built in 1872-73. Application is to replace vault lights and granite sidewalk.

131-135 Prince Street - SoHo-Cast Iron Historic District

16-8726 – Block 515, Lot 39, Zoned R8B R6B
Community District 2, Manhattan

CERTIFICATE OF APPROPRIATENESS

A warehouse building designed by Franklin Baylies and built in 1891-1893. Application is to install signage.

400 West Broadway - SoHo-Cast Iron Historic District Extension

17-0121 – Block 488, Lot 22, Zoned M1-5A
Community District 2, Manhattan

CERTIFICATE OF APPROPRIATENESS

An Italianate style store building designed by William Jose and built in 1870-71, and altered in the late 20th century. Application is to install a new storefront infill and signage.

35 Crosby Street - SoHo-Cast Iron Historic District Extension

16-4366 – Block 473, Lot 30, Zoned M1-5B
Community District 2, Manhattan

CERTIFICATE OF APPROPRIATENESS

A Greek Revival/Italianate style store and tenement building built in 1849-50. Application is to reconstruct the front facade.

170 Sullivan Street - Macdougall Sullivan Gardens Historic District

17-0150 – Block 526, Lot 74, Zoned R7-2
Community District 2, Manhattan

CERTIFICATE OF APPROPRIATENESS

A rowhouse built in 1844 and redesigned in the neo-Federal style by Hyde and Joannes in the 1920's. Application is to paint the building.

30 Jane Street - Greenwich Village Historic District

16-9427 – Block 615, Lot 62, Zoned R6
Community District 2, Manhattan

CERTIFICATE OF APPROPRIATENESS

A stable building built in 1870. Application is to install a marquee.

475 6th Avenue, aka 475-485 6th Avenue and 100-114 West 12th Street - Greenwich Village Historic District

16-7516 – Block 607, Lot 38, Zoned C1-7, R6
Community District 2, Manhattan

CERTIFICATE OF APPROPRIATENESS

An apartment building designed by Horace Ginsbern & Associates and built in 1956. Application is to establish a Master Plan governing the future installation of storefront signage and lighting.

355 Bleecker Street - Greenwich Village Historic District

17-0185 – Block 620, Lot 44, Zoned C1-6
Community District 2, Manhattan

CERTIFICATE OF APPROPRIATENESS

A rowhouse built in 1829-1830. Application is to legalize window replacement and storefront alterations performed without Landmarks Preservation Commission permits.

289 Bleecker Street - Greenwich Village Historic District

17-0606 – Block 590, Lot 53, Zoned C2-6
Community District 2, Manhattan

CERTIFICATE OF APPROPRIATENESS

A vernacular building built c. 1870-80. Application is to modify the storefront.

9 Vandam Street - Charlton-King-Vandam Historic District

14-9769 – Block 469, Lot 9, Zoned R7-2

Community District 2, Manhattan

CERTIFICATE OF APPROPRIATENESS

A Federal style rowhouse built in 1829-30. Application is to construct a rear yard addition, modify a dormer, and excavate the cellar and rear yard.

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.

126 West 18th Street - 126 West 18th Street - Individual Landmark

17-1182 – Block 793, Lot 55, Zoned C6-2A

Community District 4, Manhattan

CERTIFICATE OF APPROPRIATENESS

A round-arch utilitarian style stable built in 1864. Application is to install new storefront infill.

128 West 18th Street - 128 West 18th Street - Individual Landmark

17-1183 – Block 793, Lot 54, Zoned C6-2A

Community District 4, Manhattan

CERTIFICATE OF APPROPRIATENESS

A round-arch utilitarian style stable built in 1864. Application is to install new storefront infill.

354 West 20th Street - Chelsea Historic District

16-6412 – Block 743, Lot 76, Zoned R7B

Community District 4, Manhattan

CERTIFICATE OF APPROPRIATENESS

An Italianate style rowhouse built in 1853-54. Application is to construct a rooftop addition, alter the rear facade and rear yard, and excavate a sub-cellar.

703 Fifth Avenue - St. Regis Hotel - Individual Landmark

16-9579 – Block 1290, Lot 69, Zoned C5-3, C5-2.5

Community District 5, Manhattan

CERTIFICATE OF APPROPRIATENESS

A Beaux-Arts style hotel building designed by Trowbridge & Livingston and built in 1901-04. Application is to install awnings, illuminated signage, and a dark film at the storefront display windows.

16 East 18th Street - Ladies' Mile Historic District

15-6594 – Block 846, Lot 65, Zoned M1-5M

Community District 5, Manhattan

CERTIFICATE OF APPROPRIATENESS

A neo-Renaissance style store and loft building designed by Buchman & Fox and built in 1902. Application is to construct a rooftop addition and install new storefront infill.

121 East 78th Street - Upper East Side Historic District

17-0095 – Block 1413, Lot 111, Zoned R8B

Community District 8, Manhattan

CERTIFICATE OF APPROPRIATENESS

An Italianate style rowhouse built c. 1871. Application is to replace the sidewalk.

341 Columbus Avenue - Upper West Side/Central Park West

16-9462 – Block 1129, Lot 1, Zoned C1-8A

Community District 7, Manhattan

CERTIFICATE OF APPROPRIATENESS

A Renaissance Revival style flats building designed by Edward L. Angell and built in 1889-90. Application is to alter the storefront.

118 West 76th Street - Upper West Side/Central Park West Historic District

17-0584 – Block 1147, Lot 41, Zoned R8B

Community District 7, Manhattan

CERTIFICATE OF APPROPRIATENESS

A Renaissance Revival style rowhouse designed by Thom & Wilson and built in 1890-1891. The application is to construct rooftop and rear yard additions.

m19-j2

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) (formerly Chapter 8-A, Sections 207-6.0, 207-7.0, 207-12.0, 207-17.0, and 207-19.0), on Tuesday, June 2, 2015 at 9:30 A.M., a public hearing will be held at 1 Centre Street, 9th Floor North, Borough of Manhattan with respect to the following properties and then followed by a public meeting. The 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 Preservation Commission no later than five (5) business days before the hearing or meeting.

Public Hearing Item No. 1

Henry and Susan McDonald House, 128 Clinton Avenue, Brooklyn LP-2543
Landmark Site: Borough of Brooklyn Tax Map Block 1887, Lot 82 Community District 2

Public Hearing Item No. 2
M. H. Renken Dairy Company Office Building and Engine Room Building, 582-584 Myrtle Avenue (aka 192 Classon Avenue) and 580 Myrtle Avenue, Brooklyn LP-2519
Landmark Site: Borough of Brooklyn Tax Map Block 1909, Lot 32, in its entirety and Lots 1001 and 1002 in part, consisting of that portion of Lots 1001 and 1002 lying north of a line beginning at a point on the eastern boundary line of Lots 1001 and 1002 that is 61.21 feet south of the northern boundary line of Lots 1001 and 1002, thence running westerly, parallel with the northern boundary line of Lots 1001 and 1002, to a point on the western boundary line of Lots 1001 and 1002. Community District 2

m18-j1

MAYOR'S OFFICE OF CONTRACT SERVICES

NOTICE

NOTICE OF FRANCHISE AND CONCESSION REVIEW COMMITTEE PUBLIC HEARING ON AGENCY ANNUAL CONCESSION PLANS

Notice of a Franchise and Concession Review Committee (FCRC) Public Hearing on Agency Annual Concession Plans for Fiscal Year 2016 pursuant to Section 1-10 of the Concession Rules of the City of New York (Concession Rules), to be held on Monday, June 8, 2015, commencing at 2:30 P.M., and located at 253 Broadway, 14th Floor Conference Room, Manhattan. At this hearing, the FCRC will further solicit comments about the provisions of the Concession Rules from the vendor community, civic groups and the public at large. The FCRC shall consider the issues raised at the Public Hearing in accordance with the procedures set forth in the Charter under the City Administrative Procedure Act.

The following agencies submitted an Annual Concession Plan for Fiscal Year 2016: the Department of Parks and Recreation; the Department of Citywide Administration Services; the Department of Environmental Protection; the Department of Health and Mental Hygiene; the Department of Homeless Services; the Department of Corrections; the Department of Transportation; the Department of Sanitation; the New York City Fire Department; the Department of Housing Preservation and Development; the NYC & Company on behalf of the Department of Small Business Services; the New York City Economic Development Corporation on behalf of the Department of Small Business Services; and the New York City Police Department.

The portfolio of Agency Annual Concession Plans covers significant and non-significant concessions expiring, continuing and anticipated for solicitation or initiation in Fiscal Year 2016. Furthermore, the portfolio covers, *inter alia*:

- Department of Parks and Recreation: mobile food units, food service facilities, golf courses, driving ranges, marinas, tennis professionals, athletic facilities, Christmas trees, parking lots, markets, fairs, restaurants, concerts, newsstands, stables, gas stations, amusement venues, ice skating rinks, carousels, ferry services, bike rentals, circus, sailboat rentals, souvenirs and gifts, beach equipment, and event programming.
- Department of Citywide Administrative Services: maritime/non-maritime occupancy permits, and vending machines.
- Department of Environmental Protection: gas purification.
- Department of Health and Mental Hygiene: drug discount card program.
- Department of Homeless Services: athletic facilities.
- Department of Corrections: food services, mobile food units, vending machines and cell tower.
- Department of Transportation: vending machines, pedestrian plazas, food courts and dispatch booth/pick-up area for car service.
- Department of Sanitation: advertising.
- New York City Fire Department: fire museum and collections.
- Department of Housing Preservation and Development: vending machines, and café.
- NYC & Company on behalf of the Department of Small Business Services: marketing, advertising, intellectual property and trademark merchandising.

- New York City Economic Development Corporation on behalf of the Department of Small Business Service: parking lots, maritime and non-maritime occupancy permits.
- New York City Police Department: vending machines and cafeteria.

Interested parties may obtain a copy of the Agency Annual Concession Plans by contacting Stephanie Ruiz by phone at (212) 676-3069. Hard copies will be provided at a cost of \$.25 per page by check or money order made payable to the New York City Department of Finance. Upon request, a PDF version of the Agency Annual Concession Plans is available free of cost.

m21-j8

MEETING

PUBLIC NOTICE IS HEREBY GIVEN that the Franchise and Concession Review Committee will hold a public meeting on Wednesday, June 10, 2015 at 2:30 P.M., at 253 Broadway, 14th Floor Conference Room, Borough of Manhattan.

NOTE: Individuals 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.

j1-10

RENT GUIDELINES BOARD

NOTICE

NOTICE IS HEREBY GIVEN that the New York City Rent Guidelines Board will hold a public hearing on **June 8, 2015** at the Elebash Recital Hall, The Graduate Center, CUNY, 365 Fifth Avenue (Between 34th and 35th Streets), New York, NY 10013 from 2:00 P.M. to 6:00 P.M. to consider public comments concerning proposed rent adjustments for renewal leases for apartments, lofts, hotels (including class A and class B hotels, SROs, rooming houses and lodging houses) and other housing units subject to the Rent Stabilization Law of 1969 and the Emergency Tenant Protection Act of 1974. These adjustments will affect renewal leases commencing between October 1, 2015 through September 30, 2016.

Registration of speakers is required and pre-registration is now being accepted and is advised. Pre-registration requests for the hearing must be received before 1:00 P.M. one business day **prior** to the public hearing date. Speakers may also register the day of the hearing until 5:30 P.M. For further information and to pre-register for the public hearing call the Board at (212) 385-2934 or write to the New York City Rent Guidelines Board, 51 Chambers Street, Room 202, New York, NY 10007. Persons who request that a sign language interpreter or other form of reasonable accommodation for a disability be provided at a hearing are requested to notify the Rent Guidelines Board by June 1, 2015 at 4:30 P.M.

Proposed rent guidelines for all of the above classes of stabilized housing units were adopted on **April 29, 2015** and published in the City Record on **May 7, 2015**. Copies of the proposed guidelines are available from the New York City Rent Guidelines Board office at the above listed address, at the Board's website nycrgb.org, or at rules.cityofnewyork.us..

m27-j5

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that the New York City Rent Guidelines Board will hold a public hearing on **June 11, 2015** at Bronx Museum of Art, Lower Gallery, 1040 Grand Concourse, Bronx, NY 10456 from 5:00 P.M. to 8:00 P.M. to consider public comments concerning proposed rent adjustments for renewal leases for apartments, lofts, hotels (including class A and class B hotels, SROs, rooming houses and lodging houses) and other housing units subject to the Rent Stabilization Law of 1969 and the Emergency Tenant Protection Act of 1974. These adjustments will affect renewal leases commencing between October 1, 2015 through September 30, 2016.

Registration of speakers is required and pre-registration is now being accepted and is advised. Pre-registration requests for the hearing must be received before 1:00 P.M. one business day **prior** to the public hearing date. Speakers may also register the day of the hearing until 7:30 P.M. For further information and to pre-register for the public hearing call the Board at (212) 385-2934 or write to the NYC Rent Guidelines Board, 51 Chambers Street, Room 202, New York, NY 10007. Persons who request that a sign language interpreter or other

form of reasonable accommodation for a disability be provided at a hearing are requested to notify the Rent Guidelines Board by June 4, 2015 at 4:30 P.M.

Proposed rent guidelines for all of the above classes of stabilized housing units were adopted on **April 29, 2015** and published in the City Record on **May 7, 2015**. Copies of the proposed guidelines are available from the NYC Rent Guidelines Board office at the above listed address, at the Board's website nycrgb.org, or at rules.cityofnewyork.us.

◀ j1-10

BOARD OF STANDARDS AND APPEALS

■ PUBLIC HEARINGS

JUNE 23, 2015, 1:00 P.M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, June 23, 2015, 1:00 P.M., in Spector Hall, 22 Reade Street, New York, NY 10007, on the following matters:

ZONING CALENDAR

101-14-BZ

APPLICANT – Moshe M. Friedman PE, for Bais Yaakov D. Chassidei Gur, owner.

SUBJECT – Application May 8, 2015 – Variance (§72-21) to permit the vertical extension of an existing not for profit religious school. R5 zoning district.

PREMISES AFFECTED – 1975 51st Street, northwest corner of 20th Avenue and 51st Street, Block 05462, Lot 45, Borough of Brooklyn.

COMMUNITY BOARD #12BK

316-14-BZ

APPLICANT – Law Office of Jay Goldstein, PLLC, for United Talmudical Academy, owner.

SUBJECT – Application November 25, 2014 – Variance (§72-21) to permit the enlargement of an existing Yeshiva building (*Talmudical Academy*) for lot coverage (§24-11) and rear yard (§24-36. R6 zoning district.

PREMISES AFFECTED – 115 Heyward Street, northern side of Heyward Street between Lee Avenue and Bedford Avenue, Block 02225, Lot 42, Borough of Brooklyn.

COMMUNITY BOARD #1BK

9-15-BZ

APPLICANT – Francis R. Angelino, Esq., for West 62nd Street LLC, owner; Bod Fitness NYC LLC, lessee.

SUBJECT – Application January 15, 2015 – Special Permit (§73-36) to allow for a physical culture establishment (*Bod Fitness*) at the building on a portion of the ground floor and cellar of a new 54-story mixed use residential building. C4-7 Special Lincoln Square District.

PREMISES AFFECTED – 55 Amsterdam Avenue, southeast corner of Amsterdam Avenue and West 62nd Street, Block 1132, Lot 35, Borough of Manhattan.

COMMUNITY BOARD #7M

Margery Perlmutter, Chair/Commissioner

m29-j1

PROPERTY DISPOSITION

CITYWIDE ADMINISTRATIVE SERVICES

■ SALE

The City of New York, in partnership with PropertyRoom.com, posts vehicle and heavy machinery auctions online every week at: <http://www.propertyroom.com/s/dcas>

All auctions are open to the general public, and registration is free.

Vehicles can be viewed in person by appointment at: KenBen Industries, 364 Maspeth Avenue, Brooklyn, NY 11211. Phone: (718) 802-0022

a28-06

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 1000

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 PLANNING

■ INTENT TO AWARD

Goods

PURCHASE OF USED FURNITURE - Sole Source - Available only from a single source - PIN# 03015S0003 - Due 6-2-15 at 12:00 P.M.

The Department of City Planning intends to enter into a Sole Source negotiation with Tower Insurance Company of New York to purchase used furniture (Boardroom tables with credenzas, conference room tables, conference room chairs, desk with returns, overhead glass cabinets and other office furniture)

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 Planning, 22 Reade Street, 1W, New York, NY 10007. Luis Falcon (212) 720-3379; Fax: (212) 720-3218; lfalcon@planning.nyc.gov

m26-j1

CITYWIDE ADMINISTRATIVE SERVICES

■ AWARD

Goods

HEATING OIL, BIOBLEND AND BIOHEAT, BULK DELIVERY - Competitive Sealed Bids - PIN#8571200275 - AMT: \$3,455,333.50 - TO: Sprague Operating Resources LLC, 440 Mamaroneck Avenue, Harrison, NY 10528.

● DIESEL AND BIODIESEL, BULK DELIVERY AND RACK PICK UP - Competitive Sealed Bids - PIN#8571000465 - AMT: \$8,677,129.30 - TO: Sprague Operating Resources LLC, 440 Mamaroneck Avenue, Harrison, NY 10528.

● TRUCK, UNDERBRIDGE INSPECTION - DOT - Competitive Sealed Bids - PIN#8571500154 - AMT: \$2,995,384.00 - TO: Gabrielli Truck Sales LTD, 153-20 South Conduit Avenue, Jamaica, NY 11434.

● GRP: WATER METER PARTS AND ACCESSORIES - DEP - Competitive Sealed Bids - PIN#8571400556 - AMT: \$141,482.50 - TO: Sensus USA Inc, 450 North Gallatin Avenue, Union Town, PA 15401.

◀ j1

OFFICE OF CITYWIDE PROCUREMENT

■ AWARD

Goods

NYS CONTRACT FOR PC AGGREGATE PURCHASE-DDC - Other - PIN#8571500536 - AMT: \$142,847.00 - TO: Hewlett-Packard Company, 3000 Hanover Street, Palo Alto, CA 94304.

NYS OGS PT #65350

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

◀ j1

NYS OGS PUBLIC SAFETY ANCILLARY EQUIP. AND ACCESS-NYPD - Other - PIN#8571500534 - AMT: \$159,797.88 - TO: Evans Consoles Incorporated, 1577 Sprint Hill Road, Suite #450, Vienna, VA 22182.

NYS-OGS PT #64773

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

◀ j1

■ 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:

- A. Collection Truck Bodies
B. Collection Truck Cab Chassis
C. Major Component Parts (Engine, Transmission, etc.)

Applications for consideration of equipment products for inclusion on the acceptable brands list are available from: Mr. Edward Andersen, Procurement Analyst, Department of Citywide Administrative Services, Office of Citywide Procurement, 1 Centre Street, 18th Floor, New York, NY 10007. (212) 669-8509

j2-d31

COMPTROLLER

■ SOLICITATION

Goods and Services

CANCELLATION: INDEPENDENT EVALUATOR OF TRANSITION MANAGEMENT SERVICES FOR THE DEFINED BENEFIT ASSETS OF THE NEW YORK CITY RETIREMENT SYSTEMS - Competitive Sealed Proposals - Other - PIN#015-15816500 QT - Due 6-2-15 at 9:00 A.M.

The Comptroller of the City of New York, on behalf of the Trustees of the New York City retirement systems and pension funds, has cancelled an RFP issued April 6, 2015 for a search for independent evaluator of transition management services. A new RFP will be issued

for these services in July/August 2015. The new RFP will be made available for download from the Comptroller's Web site, www.comptroller.nyc.gov. Select "Asset Management" and then "RFPs."

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; edresle@comptroller.nyc.gov

← j1

CONSUMER AFFAIRS

FINANCE

■ INTENT TO AWARD

Services (other than human services)

BUS SHELTER ADVERTISING - Sole Source - Available only from a single source - PIN#86615S0001 - Due 6-9-15 at 3:00 P.M.

Department of Consumer Affairs (DCA) intends to enter into a sole source negotiation with Cemusa NY, Inc. To lease advertising space on bus shelters and newsstands. Any firm that believes it can provide these services is invited to indicate an expression of interest by letter.

● **ADVERTISING SPACE** - Sole Source - Available only from a single source - PIN#86615S0002 - Due 6-9-15 at 3:00 P.M.

Department of Consumer Affairs (DCA) intends to enter into a sole source negotiation with Encompass Outdoor Media to sell advertising space within 550 participating member businesses. Any firm that believes it can provide these services is invited to indicate an expression of interest by letter.

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.

Consumer Affairs, 42 Broadway, 8th Floor New York, NY 10004. Roman Gofman (212) 436-0191; Fax: (646) 500-6309; rgofman@dca.nyc.gov

m29-j4

DESIGN AND CONSTRUCTION

CONTRACTS

■ SOLICITATION

Construction / Construction Services

CONSTRUCTION OF STORM, COMBINED, SANITARY SEWERS AND WATER MAINS AND APPURTENANCES IN FLATLAND AVE. BET EAST 98TH ST AND EAST 108TH ST-BOROUGH OF BROOKLYN - Competitive Sealed Bids - PIN#85015B0141 - Due 6-23-15 at 11:00 A.M.

PROJECT NO.:SE 851/DDC ID: 8502014SE0021C
 Bid Document Deposit-\$35.00 per set-Company Check or Money Order Only-No Cash Accepted-Late Bids Will Not Be Accepted
 Special Experience Requirements
 Apprenticeship Participation Requirements apply to this contract
 Bid documents are available at: <http://www.nyc.gov/buildnyc>

VENDOR SOURCE ID: 88576

This procurement is subject to Minority-Owned and Women-Owned Business Enterprises (MWBE) participation goals as required by Local Law 1 of 2013. All respondents will be required to submit an M/WBE Participation Plan with their response. For the MWBE goals, please visit our website at www.nyc.gov/buildnyc see "Bid Opportunities". For a list of companies certified by the NYC Department of Small Business Services, please visit www.nyc.gov/buycertified. To find out how to become certified, visit www.nyc.gov/getcertified or call the DSBS certification helpline at (212) 513-6311.

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, 1st Floor, Long Island City, NY 11101. Emmanuel Charles (718) 391-3170; Fax: (718) 391-2615; charlesem@ddc.nyc.gov

← j1

■ AWARD

Construction / Construction Services

CONSTRUCTION OF STORM AND SANITARY SEWERS AND APPURTENANCES IN: ARMSTRONG AVENUE BET. HYLAN BLVD AND US BULKHEAD-BOROUGH OF STATEN ISLAND - Competitive Sealed Bids - PIN#85015B0070 - AMT: \$39,825,909.00 - TO: Jr Cruz Corporation, 675 Line Road, Aberdeen, NJ 07747.

● **REHABILITATION OF INTERCEPTOR SEWER AND APPURTENANCES IN VARIOUS LOCATIONS IN THE BOROUGH OF BRONX, MANHATTAN, QUEENS AND STATEN ISLAND** - Competitive Sealed Bids - PIN#85015B0001 - AMT: \$4,888,615.00 - TO: En-Tech Corporation, 91 Ruckman Road, Closter, NJ 07624.

● **CONSTRUCTION OF ACCELERATED WATER MAIN REPLACEMENT AND SEWER REHABILITATION AND REPLACEMENT-BOROUGH OF THE BRONX** - Competitive Sealed Bids - PIN#85015B0090 - AMT: \$13,420,343.70 - TO: P and T II Contracting Corp., 2417 Jericho Turnpike, Suite 315, Garden City Park, NY 11040.

← j1

EMERGENCY MANAGEMENT

■ AWARD

Goods and Services

EMERGENCY CABLING AND INSTALLATION WORK - Emergency Purchase - Available only from a single source - PIN#01715E0001001 - AMT: \$120,280.00 - TO: Gateway Industries, Inc., 366 North Broadway Street 201, Jericho, NY 11753.

Pursuant to Section 3-06 of the Procurement Policy Board Rules, the New York City Emergency Management Department contracts with Gateway Industries, Inc. to provide emergency cabling and installation work to support a federal security project that impacts the agency.

As per Section 315 of the City Charter, this procurement was made because of "an unforeseen danger to life, safety, property or a necessary service" with approval from the New York City Comptroller's Office and Corporation Counsel.

← j1

ENVIRONMENTAL PROTECTION

AGENCY CHIEF CONTRACTING OFFICE

■ SOLICITATION

Construction Related Services

WI-281 CM: CONSTRUCTION MANAGEMENT SERVICES FOR WARDS ISLAND SETTLING SYSTEM REHABILITATION - Request for Proposals - PIN#82615WP01336 - Due 7-10-15 at 4:00 P.M.

The New York City Department of Environmental Protection seeks an engineering firm to provide Construction Management Services for WI-281: Final Settling System Rehabilitation construction contract. The rehabilitation is intended to provide for critical repair work to the Plant's Final Settling System, including (39) Final Settling Tanks.

Minimum Qualification Requirements: 1) Proposers must be authorized to practice engineering in the State of New York. 2) Proposers must also submit proof of licensure for those key personnel practicing engineering in the State of New York.

Pre-proposal Conference: June 11, 2015, 9:30 A.M., NYC DEP's Wards Island Wastewater Treatment Plant, Building # 137, New York, NY 10035. Attendance to the Pre-proposal Conference is not mandatory, but is strongly recommended. Please limit attendance to no more than two persons from each firm.

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.

Environmental Protection, 59-17 Junction Boulevard, 17th Floor, Flushing, NY 11373. Jeanne Schreiber (718) 595-3456; Fax: (718) 595-3278; rfp@dep.nyc.gov

← j1

■ INTENT TO AWARD

Goods and Services

CAT-447: EXPERT PANEL REVIEW CITY'S USE OF OST - Sole Source - Available only from a single source - PIN# 82615WS00008 - Due 6-15-15 at 4:00 P.M.

DEP intends to enter into a Sole Source agreement with National Academy of Sciences for CAT-447: Expert Panel Review of the City's use of OST for Turbidity Issues. The City Charter makes DEP responsible for operating, maintaining and protecting the source of the City's upstate water supply. For more than twenty years, DEP has been operating the Catskill/Delaware water supply under specific terms mandated by the series of Filtration Avoidance Determinations (FADs) issued approximately every five years by the US Environmental Protection Agency (EPA) and the NYS Department of Health (NYSDOH). The Revised 2007 Filtration Avoidance Determination (FAD) contains a specific requirement to: "... fund a panel of experts ("Expert Panel") in reservoir water quality and quantity modeling to review the City's use of OST (Operational Support Tool)." The FAD later states the preference for the National Research Council (NRC) given their prior knowledge of the NYC watershed from a 2001 review and their scientific credibility. Any firm which believes it can also provide the required service IN THE FUTURE is invited to so, indicated by letter which must be received no later than June 3, 2015, 4:00 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.

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

← j1-5

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

HOUSING AUTHORITY

■ SOLICITATION

Construction/Construction Services

(CDBG-DR) REQUIREMENT CONTRACT FOR ELECTRICAL FEEDER REPLACEMENT AT VARIOUS DEVELOPMENTS IN CONEY ISLAND, BROOKLYN - Competitive Sealed Bids - PIN# EL1514227 - Due 6-22-15 at 11:00 A.M.

● **(CDBG-DR) REQUIREMENT CONTRACT FOR ELECTRICAL FEEDER REPLACEMENT AT VARIOUS DEVELOPMENTS IN QUEENS** - Competitive Sealed Bids - PIN# EL1514232 - Due 6-22-15 at 11:30 A.M.

Bid documents are available Monday through Friday, 9:00 A.M. to 4:00 P.M., for a \$25.00 fee in the form of a money order or certified check made payable to NYCHA. Documents can also be obtained by registering with I-supplier and downloading documents.

A pre-bid conference is scheduled for June 15, 2015 at 11:00 A.M., 90 Church Street, 11th Floor, Room 11-516, New York, NY 10007. Although attendance is not mandatory, it is strongly recommended that you attend. NYCHA staff will be available to address all inquiries relevant to this contract.

These projects are expected to be fully or partially funded through the Community Development Block Grant - Disaster Recovery (CDBG-DR) program. The NYCHA Rehabilitation and Resiliency Program is included in the City's CDBG-DR Action Plan, approved by the US Department of Housing and Urban Development (HUD) in May 2013 and subsequently amended.

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

specified above.

Housing Authority, 90 Church Street, New York, NY 10007. Latrena Johnson (212) 306-3223; latrena.johnson@nycha.nyc.gov

← j1

(CDBG-DR) BOILER ROOM DEMOLITION AT CONEY ISLAND HOUSES AND CONEY ISLAND 1B - Competitive Sealed Bids - PIN# DE1514240 - Due 6-23-15 at 11:30 A.M.

Bid documents are available Monday through Friday, 9:00 A.M. to 4:00 P.M., for a \$25.00 fee in the form of a money order or certified check made payable to NYCHA. Documents can also be obtained by registering with I-supplier and downloading documents.

A pre-bid conference is scheduled for June 16, 2015 at 11:00 A.M., 90 Church Street, 11th Floor, Room 11-516, New York, NY 10007. Although attendance is not mandatory, it is strongly recommended that you attend. NYCHA staff will be available to address all inquiries relevant to this contract.

This project is expected to be fully or partially funded through the Community Development Block Grant - Disaster Recovery (CDBG-DR) program. The NYCHA Rehabilitation and Resiliency Program is included in the City's CDBG-DR Action Plan, approved by the US Department of Housing and Urban Development (HUD) in May 2013 and subsequently amended.

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

Housing Authority, 90 Church Street, New York, NY 10007. Latrena Johnson (212) 306-3223; latrena.johnson@nycha.nyc.gov

← j1

HUMAN RESOURCES ADMINISTRATION

■ AWARD

Human Services/Client Services

NY/NY III NON-EMERGENCY PERMANENT SUPPORTIVE CONGREGATE HOUSING - Competitive Sealed Proposals - Judgment required in evaluating proposals - PIN# 09612P0014001 - AMT: \$1,485,000.00 - TO: Narragansett Hdfc, Inc., 243 West 30th Street, 2nd Floor, New York, NY 10001. TERM: 01/01/2015 - 12/31/2019

← j1

OFFICE OF LABOR RELATIONS

DEFERRED COMPENSATION PLAN

■ SOLICITATION

Services (other than human services)

THIRD PARTY FOREIGN EXCHANGE SERVICES PROCUREMENT - Other - PIN# 214150000429 - Due 7-1-15 at 4:30 P.M. The New York City Deferred Compensation Plan (the "Plan") is seeking qualified vendors to provide third party foreign exchange services for certain investment options of the Plan. To be considered, qualified vendors must contact Mercer Investment Consulting to obtain and complete a Third Party Foreign Exchange Provider Questionnaire. There is no fee for requesting or completing the Third Party Foreign Exchange Provider Questionnaire. Please complete and submit the Questionnaire to Mercer Investment Consulting no later than 4:30 P.M. Eastern Time on July 1, 2015. The Plan also recommends that vendors interested in this procurement visit the Plan's website at www.nyc.gov/olr and download and review the applicable documents.

To request Mercer Investment Consulting's Third Party Foreign Exchange Provider Questionnaire or if you have any questions regarding the Questionnaire, please contact Mercer Investment Consulting. The primary contacts at Mercer Investment Consulting are: Paul G. Sachs (215) 982-4264 and Greg Cran (312) 917-0789. The Third Party Foreign Exchange Provider Questionnaire should be submitted to Mercer via email at paul.sachs@mercer.com and greg.cran@mercer.com.

● **ACTIVE AND/OR PASSIVE GLOBAL SOCIALLY RESPONSIBLE INVESTMENT MANAGEMENT SERVICES PROCUREMENT** - Other - PIN# 214150000430 - Due 7-1-15 at 4:30 P.M. The New York City Deferred Compensation Plan (the "Plan") is seeking qualified vendors to provide active and/or passive socially responsible investment management services for the Global Socially Responsible Fund (the "GSRF") investment option of the Plan. The objective of the GSRF is to meet or exceed the Morgan Stanley Capital International World Index. The Plan may construct the Global Socially Responsible

Fund investment option using a global equity strategy or from the combination of US and non-US equity strategies. To be considered, vendors must submit their product information to Mercer Investment Consulting. Vendors should input or update their product information, as applicable, on Mercer's Global Investment Management Database (GIMD). The address for the website is: www.mercergimd.com. Vendors not already registered, please call (866) 657-6487 for a user I.D. and password to access the database. There is no fee for entering product information on the database. Please complete the submission of product information in the Mercer database no later than 4:30 P.M. Eastern Time on July 1, 2015.

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.
Office of Labor Relations, 22 Cortlandt Street, 28th Floor, New York, NY 10007. De Los Santos Jackney (212) 306-7695; Fax: (212) 306-7376; jdelossantos@nyceplans.org

◀ j1

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 ay submit a PQL application and submit a M/WBE Acknowledgement Letter, which states the Department of Small Business Services has began the Certification process.

Application documents may also be obtained on-line at: <http://a856-internet.nyc.gov/nycvendoronline/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 Hamangian (718) 760-6789; Fax: (718) 760-6781; charlette.hamangian@parks.nyc.gov

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■ INTENT TO AWARD

Construction / Construction Services

FERRY POINT PARK GOLF COURSE - Negotiated Acquisition - Available only from a single source - PIN# 84615N0016001 - Due 6-8-15 at 4:30 P.M.

The Department of Parks and Recreation, Capital Projects Division, intends to enter into a Negotiated Acquisition Agreement with Integral Engineering, PC, to prepare the Ferry Point Golf Course Final Construction Certification Report.

Any firms that would like to express their interest in providing services for similar projects in the future may do so. All expressions of interest must be in writing to the address listed here and received by June 5, 2015. You may join the City Bidders list by filing out the "NYC-FMS Vendor Enrollment Application" available on-line at "NYC.gov/selltonyc" and in hard copy calling the Vendor Enrollment Center at (212) 857-1680.

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. Karen General (718) 760-6897; Fax: (718) 760-6885; karen.general@parks.nyc.gov

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CONTRACTS

■ SOLICITATION

Construction / Construction Services

PREPARATION OF PLANTING SITES INCLUDING INVASIVE SPECIES REMOVALS, SEEDING, AND THE PLANTING OF NEW AND REPLACEMENT MAJOR TREES AND CONTAINER TREES IN IDLEWILD PARK - Competitive Sealed Bids - PIN# 84615B0111 - Due 6-23-15 at 10:30 A.M.

Bounded by 149th Avenue, Brookville, and Rockaway Boulevards, Borough of Queens, Contract #: Q392-115M

This procurement is 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

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POLICE

CONTRACT ADMINISTRATION

■ SOLICITATION

Services (other than human services)

CALL BOXES - MAINTENANCE AND REPAIR - Negotiated Acquisition - Other - PIN#056150000989 - Due 6-11-15 at 2:00 P.M.

The NYPD needs ongoing maintenance and support of its emergency call boxes.

The New York City Police Department ("NYPD") currently has an agreement with Case Systems, Inc. located at 18 Morgan Street, Suite 200-A, Irvine, CA 92618, to provide Maintenance and Repair of Emergency Call Boxes for the NYPD's Office of Information Technology. The current contract has expired on February 21, 2015. There are no further options to extend the terms of the contract.

It is critical for the NYPD to maintain and repair the emergency call boxes while a new solicitation can be conducted to replace the current Call Box Maintenance and Repair contract. The NYPD intends to

negotiate a contract with Case Systems Inc. For a Negotiated Acquisition Extension of the existing contract in order to provide maintenance and repair of the existing call boxes. The anticipated term of the Negotiated Acquisition Extension contract for maintenance and repair of the existing Emergency Call Boxes is anticipated to be one year from February 22, 2015 through February 21, 2016.

Therefore, under Section 3-04(B)(2)(iii) and 3-04(b)(2)(i)(D) of the PPB Rules, a special case determination has been made to use the Negotiated Acquisition method of Source Selection to extend the current Call Box contract with the existing vendor, Case Systems, Inc.

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

Police, 90 Church Street, Suite 1206, New York, NY 10007. Rosemarie Moore (646) 610-4929; Fax: (646) 610-5224; rosemarie.moore@nypd.org

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SCHOOL CONSTRUCTION AUTHORITY

SOLICITATION

Construction / Construction Services

KITCHEN FLOOR/FLOOD ELIMINATION/ANSUL SYSTEM - Competitive Sealed Bids - PIN#SCA15-15715D-1 - Due 6-12-15 at 12:00 P.M.

IS 330 (Brooklyn)

Project Range: \$1,500,000 to \$1,581,000

Pre-Bid Meeting Date: June 5, 2015 at 10:00 A.M. at 70 Thompkins Avenue, Brooklyn, NY 11206.

Meet at the Custodian's Office. Bidders are strongly urged to attend. Bidders must be Pre-Qualified by the SCA at the time of 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. Edison Aguilar (718) 472-8641; Fax: (718) 472-8290; eaguilar@nyscsa.org

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TRANSPORTATION

BRIDGES

AWARD

Construction / Construction Services

PREVENTIVE MAINTENANCE MOVABLE BRIDGES - Competitive Sealed Bids - PIN#84114MBBR809 - AMT: \$7,508,420.00 - TO: Ahern Painting, 69-24 49th Avenue, Woodside, NY 11337.

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AGENCY PUBLIC HEARINGS ON CONTRACT AWARDS

NOTE: INDIVIDUALS REQUESTING SIGN LANGUAGE INTERPRETERS SHOULD CONTACT THE MAYOR'S OFFICE OF CONTRACT SERVICES, PUBLIC HEARINGS UNIT, 253 BROADWAY, 9TH FLOOR, NEW YORK, N.Y. 10007, (212) 788-7490, NO LATER THAN SEVEN (7) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING. TDD USERS SHOULD CALL VERIZON RELAY SERVICES.

ADMINISTRATION FOR CHILDREN'S SERVICES

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Public Hearing will be held at

the Administration for Children's Services, 110 William Street, 14th Floor, Room 1406, Borough of Manhattan, on June 15, 2015 commencing at 10:00 A.M. on the following:

IN THE MATTER OF forty-one (41) proposed contracts between the Administration for Children's Services of the City of New York and the contractors listed below, for the provision of EarlyLearn Child Care Services. The term of the contract will be from approximately July 1, 2015 to September 30, 2016 with one 2 year renewal option from October 1, 2016 to September 30, 2018.

Table with 3 columns: Contractor/Address, EPIN, Amount. Lists various contractors and their bid amounts, including 1332 Fulton Avenue Day Care Center, Afro-American Parents Day Care Center, Alonzo A. Daughtry Memorial Day Care Center, Atled, Inc., Beth Jacob Day Care Center, Bethel Mission Station Church, Inc., Billy Martin Child Development Day Care Center, Bloomingdale Family Program, Inc., Boulevard Nursery School Inc., Brooklyn Bureau of Community Services, Bumblebees R US, Inc., Chinese-American Planning Council, Inc., Colony-South Brooklyn Houses, Inc., Committee for Early Childhood Development Day Care Center, Dawning Village Inc., Dominican Women's Development Center, East Harlem Block Nursery, Inc., Friends of Crown Heights, etc.

Gan Day Care Center, Inc. 4206 15th Avenue Brooklyn, NY 11219	06815I0003011	\$1,425,776.64
Hudson Guild, Inc. 441 West 26th Street New York, NY 10001	06811P0012077A004	\$1,034,695.68
Jewish Child Care Association of New York 858 East 29th Street Brooklyn, NY 11210	06815I0003012	\$5,015,776.00
Leake and Watts Services, Inc. 463 Hawthorne Avenue Yonkers, NY 10705	06815I0003013	\$2,005,155.84
Lutheran Social Services of Metropolitan New York 475 Riverside Drive, Suite 1244 New York, NY 10115	06811P0012090A003	\$2,601,459.84
Marc Academy and Family Center, Inc. 2105 Jerome Avenue Bronx NY, 10453	06811P0012091A003	\$4,139,491.20
Montessori Progressive Learning Center, Inc. 195-03 Linden Boulevard Saint Albans, NY 11412	06815I0003014	\$289,689.60
Police Athletic League, Inc. 34 and One Half East 12th Street New York, NY 10003	06811P0012108A003	\$792,552.96
Prince Hall Service Fund 159-30 Harlem River Drive New York, NY 10039	06815I0003015	\$531,832.32
Queens County Educators for Tomorrow 109-45 207 Street Queens Village, NY 11429	06811P0012110A003	\$436,502.40
Quick Start Day Care Center Inc. 118-46 Riverton Street Saint Albans, NY 11412	06815I0003016	\$2,027,827.20
Seamen's Society for Children and Families 50 Bay Street Staten Island, NY 10301	06815I0003017	\$2,474,432.00
Sholom Day Care 116-66 Parklane South Richmond Hill, NY 11418	06811P0012121A004	\$1,020,211.20
South Bronx Head Start Inc. 490 East 143 Street Bronx NY, 10454	06811P0012122A003	\$1,114,799.84
St. Albans Montessori Day Care Center, Inc. 118-49 Montauk Street Saint Albans, NY 11412	06815I0003018	\$1,112,116.80
Sunny Skies Prospect Corp. 720 Washington Avenue Brooklyn, NY 11238	06815I0003019	\$1,498,199.04
Tabernacle Church of God Day Care Center 34 Kosciuszko Street Brooklyn, NY 11205	06815I0003020	\$2,988,840.96
United Academy, Inc. 45 Williamsburg Street West Brooklyn, NY 11249	06815I0003021	\$3,583,728.00
United Bronx Parents, Inc. 966 Prospect Avenue Bronx, NY 10459	06815I0003022	\$1,127,427.84
United Methodist City Society 475 Riverside Drive, Suite 1922 New York, NY 10115	06815I0003023	\$782,161.92
Washington Heights Child Care Center 610-14 West 175th Street New York, NY 10033	06815I0003024	\$796,646.40

Yeled V'Yalda Early Childhood Center 1312 38 Street Brooklyn, NY 11218	06815I0003025	\$1,260,149.76
YWCA of the City of New York 50 Broadway, 13th Floor New York, NY 10004	06811P0012153A003	\$342,924.00

The proposed contractors have been selected by means of the HHS Accelerator process, pursuant to Section 3-16 of the Procurement Policy Board Rules.

A copy of the draft scope of services is available for inspection at the New York City Administration for Children's Services, Office of Procurement, 150 William Street, 9th Floor, Borough of Manhattan, on business days from June 1, 2015 through June 15, 2015, exclusive of holidays, between the hours of 10:00 A.M. and 4:00 P.M. Please contact Jean Sheil of Early Care and Education Contracts at (212) 341-3518 to arrange a visitation.

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ENVIRONMENTAL PROTECTION

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Public Hearing will be held at the Department of Environmental Protection Offices at 59-17 Junction Boulevard, 17th Floor Conference Room, Flushing, NY, on June 18, 2015 commencing at 10:00 A.M. on the following:

IN THE MATTER OF a proposed contract between the Department of Environmental Protection and AECOM, Inc., 605 Third Avenue, New York, NY 10158 for RLCY-PRGM: Program and Construction Management for the NYC Wastewater Resiliency Program. The Contract term shall be 5 years from the date of the written notice to proceed. The Contract amount shall be \$41,500,000.00 — Location: NYC 5 Boroughs: EPIN: 82615P0011.

IN THE MATTER OF a proposed contract between the Department of Environmental Protection and Arcadis of New York, Inc., 44 South Broadway, 15th Floor, White Plains, NY 10601 for DEP-AM1: Engineering and Program Services for NYC DEP Asset Management Program. The Contract term shall be 1,826 consecutive calendar days from the date of the written notice to proceed. The Contract amount shall be \$5,160,000.00 — Location: Borough of Queens: EPIN: 82614P0001.

These contracts were selected by Competitive Sealed Proposal pursuant to Section 3-03 of the PPB Rules.

A copy of the Contracts may be inspected at the Department of Environmental Protection, 59-17 Junction Boulevard, Flushing, NY, 11373, on the 17th Floor Bid Room, on business days from June 1, 2015 to June 18, 2015 between the hours of 9:30 A.M. – 12:00 P.M. and from 1:00 P.M. - 4:00 P.M.

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

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HOMELESS SERVICES

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, June 11, 2015, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

IN THE MATTER OF a proposed contract between the Department of Homeless Services and We Always Care, Inc., located at 543 Maple Street, Brooklyn, NY 11225, to operate a Neighborhood Cluster Transitional Residence for Homeless Families located in Brooklyn. The total contract amount shall be \$17,494,920. The contract term shall be from September 1, 2014 to June 30, 2016, with a one year option to renew from July 1, 2016 to June 30, 2017. E-PIN #: 071110P0002084

The proposed contractor has been selected by means of Competitive Sealed Proposals Method (Open ended RFP) pursuant to Section 3-03 (a) of the Procurement Policy Board Rules

A draft copy of the proposed contract will be available for public inspection at the Department of Homeless Services, 33 Beaver Street,

New York, N.Y., 10004, from June 1, 2015 to June 11, 2015, excluding Saturdays, Sundays and holidays from 9:00 A.M. to 5:00 P.M.

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INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, June 11, 2015, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

IN THE MATTER OF a proposed contract between the Department of Information Technology and Telecommunications and DMK Partners LLC, 561 Diversey Parkway, Chicago, IL 60614, to provide iWise Maintenance and Support Production Modification and Customizations for the Expanding of Citywide Telecom Portal. The term of the contract shall be for three years from July 1, 2015 to June 30, 2018 with two one-year options to renew. The contract amount is \$1,494,450.00 E- PIN #: 85815S0004001.

The proposed contractor has been selected by means of the Sole Source Proposal method, pursuant to Section 3-05 of the Procurement Policy Board Rules.

A draft copy of the Contract Notification/Scope Extract is available for public inspection at the Department of Information Technology and Telecommunications, 255 Greenwich Street, 9th Floor, New York, NY 10007, from June 1, 2015 to June 11, 2015, Monday to Friday, from 10:00 A.M. to 4:00 P.M., excluding Holidays.

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MAYOR'S OFFICE OF CRIMINAL JUSTICE

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, June 11, 2015, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

IN THE MATTER OF a proposed contract between the Mayor's Office of Criminal Justice and The New York City Criminal Justice Agency, located at 52 Duane Street, 3rd Floor, New York, NY 10007, to provide administrative and support services to criminal justice agencies including release on recognizance information on defendants for arraignments hearings, bail expedition, and research. The contract term shall be from July 1, 2015 to June 30, 2017. There shall be two two-year options to renew from July 1, 2017 to June 30, 2019 and from July 1, 2019 to June 30, 2021. The contract shall be in an amount not to exceed \$36,154,250.00. E-PIN #: 00215S0001001.

The proposed contract has been selected as a Sole Source Procurement, pursuant to Section 3-05 of the Procurement Policy Board Rules.

The proposed contract shall be available for inspection by members of the public between June 1, 2015 and June 11, 2015, excluding Saturdays, Sundays and Holidays, during the hours of 9:00 A.M. and 12:00 P.M. and 2:00 P.M. and 4:00 P.M., at One Centre Street, Room 1012N, New York, NY 10007.

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AGENCY RULES

ADMINISTRATIVE TRIALS AND HEARINGS

■ NOTICE

Notice of Promulgation of Rule

NOTICE IS HEREBY GIVEN TO THE AUTHORITY VESTED in the Office of Administrative Trials and Hearings (OATH) in accordance with Sections 1049 and 1043 (b) in Chapter 45-A of the New York City

Charter. OATH has modified the provisions in Chapters 1, 2 and 6 in Title 48 of the Rules of the City of New York. The changes modify various procedures relating to matters adjudicated at OATH. These changes reflect organizational changes at OATH and will simplify, clarify and expedite the adjudications process. Where appropriate, the changes make the procedural rules in Chapter 6 consistent with those of other tribunals at OATH.

The rule was published in The City Record on April 7, 2015 and a public hearing was held by OATH on May 7, 2015 at OATH offices at 100 Church Street, 12th Floor, Court Room G, New York, NY. Twenty-five (25) members of the public attended the public hearing and thirteen (13) members of the public testified at the public hearing on the proposed rule. Eight (8) written comments were received. After considering the testimony and the eight written comments from the May 7, 2015 public hearing, OATH has modified the proposed rule. This rule will take effect thirty (30) days after publication.

Statement of Basis and Purpose

Background

Section 1049 of the Charter authorizes the Chief Administrative Law Judge of OATH to direct the office with respect to its management and structure and to establish rules for the conduct of hearings. With this rule, OATH is modifying its procedural rules to streamline processes, provide greater consistency across tribunals and give OATH the flexibility to transfer or allow new types of cases to be made returnable to OATH in the future. Changes include the revision of Chapters 1 and 2 of Title 48 of the RCNY and the repeal and reenactment of Chapter 6.

The OATH Trials Division

The changes to Chapters 1 and 2 rename the entity governed by these rules as the "OATH Trials Division." These changes include:

- modifying captions for Chapters 1 and 2 and Subchapter D;
- adding a definition of "Trial" to section 1-01;
- changing the words "hearing" and "hearings" to "trial" and "trials" throughout; and
- providing a mechanism for review by the Chief Administrative Law Judge to determine the proper venue for hearings or trials.
- changing the name of the Center for Mediation Services to the Center for Creative Conflict Resolution in section 1-30 to reflect the recent name change of OATH's internal mediation services provider

The OATH Hearings Division

The changes to Chapter 6 expand the applicability of these rules to the newly created OATH Hearings Division. They also modify various procedures relating to pre-hearing rescheduling, adjournments, notifications, defaults, appeals, conduct of participants, and other matters in order to simplify, clarify and expedite the adjudications process. Where appropriate, the changes make the procedural rules at the OATH Hearings Division consistent with those of other tribunals at OATH.

Specific Amendments to be Enacted

The rules in Chapter 6 have been broken down into subchapters to provide for better clarity and readability.

Subchapter A-General

In Section 6-01 "Definitions Specific to this Chapter," the terms "Adjournment," "Appearance," "OATH" and "Reschedule" are added, and the term "Hearing Examiner" is changed to "Hearing Officer." The term "Department" is deleted and the term "Petitioner" is modified to reflect that cases will be initiated by various agencies. The terms "Board of Health" and "Health Code" are also deleted as references to both are now contained within the rules that specifically refer to them.

Section 6-02 "Jurisdiction, Powers and Duties of the OATH Hearings Division" is changed to permit the Tribunal to adjudicate Notices of Violation issued by any agency consistent with applicable law. It also reflects that settlement conferences are not being held at the Tribunal. The remainder of former section 6-02 is renumbered as 6-13 "Hearing Officers."

Section 6-03 "Language Assistance Services" has been added to clarify that these services are available at the Tribunal.

Section 6-04 "Computation of time" continues, with one minor modification, former Section 6-10 "Computation of time." Subdivision (b) of this section is modified to provide that if a Tribunal decision is mailed to a party, five, rather than seven, days will be added to the period of time within which the party has the right or requirement to act.

Subchapter B -Pre-Hearing Procedures

New Section 6-05 is titled "Pre-Hearing Requests to Reschedule" and includes material formerly found at section 6-04 with some changes:

- It sets forth the procedures by which respondents may make a request to reschedule a hearing and reduces the number of requests to one per party for each violation.
- It extends the time, up until the time of the scheduled hearing, in which a respondent may request to reschedule a hearing.
- It requires that the petitioner notify the respondent three days before the hearing if the petitioner requests to reschedule the hearing.

Section 6-06 "Subpoenas" is deleted in its entirety. The Hearing Officer's ability to issue subpoenas remains in Section 6-13(b).

New Section 6-06 "Pre-Hearing Requests for Inspectors" contains text from former section 6-05(f)(i)(a) but shortens the time frame for respondent requests from seven business days prior to the scheduled hearing date to three business days. Such request is considered a request to reschedule under section 6-05.

Section 6-07 is added to include a provision for Pre-Hearing Discovery. This provision is consistent with rules governing other tribunals at OATH, which set out the scope of pre-hearing discovery.

Subchapter C -Hearings

Section 6-08 "Proceedings before the OATH Hearings Division" simplifies the requirements of service previously located at section 6-03(b) by no longer requiring certified or registered mailing. It also deletes language specific to the Department of Health and Mental Hygiene as to who may be served.

Section 6-09 "Appearances" reorders former section 6-04, with some changes. The provision allows for the adjudication of cases in person, by mail or online. Appearances by mail and online are allowed unless the Notice of Violation specifies otherwise. An in-person appearance must be at the time, as well as on the date, of the scheduled hearing. This section sets forth what happens when either the petitioner or the respondent fails to appear at the scheduled time. In addition:

- The provisions in former section 6-04 subdivision (b) detailing requirements for appearances by mail are moved to Section 6-10 "Adjudications by Mail and Online."
- The provisions in former section 6-04 subdivision (c) for pre-hearing adjournments are moved to Section 6-05 "Pre-Hearing Requests to Reschedule."
- The provisions in former section 6-04 subdivision (d) for requests for adjournments made at the hearing are moved to Section 6-14 "Requests for Adjournments."
- The provisions in former section 6-04 subdivision (e) detailing the procedures for defaults upon a failure to appear by respondent are moved to Section 6-20 "Default" and Section 6-21 "Request for a New Hearing after a Failure to Appear."
- New subdivisions (c) and (d) detail procedures for appearances by the petitioner and what happens when a petitioner fails to appear at the scheduled time.

Section 6-10 "Adjudication by Mail and Online" renumbers and renames former section 6-05, previously titled "Hearings and adjudications in person, by mail, or by telephone." It includes former sections 6-05 (a) and (h). If the Notice of Violation specifies the respondent must appear in person, these methods of adjudication may not be used.

Section 6-11 "Hearing Procedures" is a new section that incorporates with some modifications, provisions contained in subdivisions (a), (b), (c), and (j) of former Section 6-05 "Hearings and adjudications in person, by mail, or by telephone."

- The provision in subdivision (b), "The hearings shall be open to the public," is removed to accommodate the conduct of hearings by mail, telephone and online.
- New subdivision (d) requires that counsel or authorized representatives who appear on behalf of respondents have sufficient staffing to complete their scheduled hearings. It also gives the Tribunal discretion to determine the order in which the Notices of Violations are heard.

Section 6-12 "Burden of Proof" is a new section that contains portions of former section 6-05(e).

Section 6-13 "Hearing Officers" is a new section that clearly delineates the powers of the Hearing Officers. It includes the powers of Hearing Examiners formerly found in section 6-02(c), information about amending Notices of Violation formerly found in section 6-03(d), and subpoena powers formerly found in section 6-06.

Section 6-14 "Requests for Adjournment" contains provisions regarding requests for adjournment made at a hearing, previously contained in Section 6-04(d). It lists factors that will be considered in deciding whether there is good cause to grant an adjournment request.

Section 6-15 "Appearances of Inspectors" is a new section that

incorporates, with some modifications, the provisions that were previously contained in Section 6-05(f).

- Subdivision (a) sets forth the procedure for a respondent to request the presence of the inspector at the time of the hearing. Such request is considered as a request to reschedule the hearing and follows the rules outlined in Section 6-06, which permits such a request up to three, rather than seven, business days prior to the hearing.
- Subdivision (c) permits a hearing to be adjourned no more than two, rather than three, times for the presence of the inspector.

Section 6-18 "Payment of Penalty" is a new section that incorporates, with some modifications, the provisions formerly found in Section 6-05(i). Fines imposed must be paid within thirty days of the date of the hearing decision. OATH will no longer impose late payment penalties if the fine is not paid on time.

Subchapter D-Appeals

Section 6-19 "Appeals" incorporates, with some modifications, the provisions formerly found in Section 6-08. It also adds a provision for extending the time to file an appeal due to impossibility or other explanation as well as a provision tolling the time to appeal if a recording is requested.

- Subdivision (c) describes the record to be considered on appeal and limits the evidence to that which was presented at the hearing.

Subchapter E-Defaults

Section 6-20 "Defaults" contains provisions previously contained in Section 6-04(e) regarding the consequences of a failure to appear at a hearing. Default decisions no longer need to be rendered by a hearing officer.

Section 6-21 "Request for a New Hearing after a Failure to Appear (Motion to Vacate a Default)" contains provisions previously contained in Section 6-04(e)(3) regarding procedures for motions to vacate a default.

- Subdivision (c) lists circumstances to be considered in determining "reasonable excuse" for a respondent's failure to appear at the hearing.
- Subdivision (e) provides that if a motion to vacate a default has been previously granted and a new default decision has been issued for the same Notice of Violation, the second default decision will not be opened except in exceptional circumstances and in order to avoid injustice.
- Subdivision (f) provides that a motion to open a default received more than one year after the default decision will not be granted except in exceptional circumstances and in order to avoid injustice.
- A new subdivision (g) has been added to clarify that if a motion to vacate a default is granted, requests for refunds of payments made after default will not be considered until after the hearing is completed.

Subchapter F-Miscellaneous

Section 6-22 "Disqualification of Hearing Officers" contains provisions formerly found in Section 6-07. There are no major substantive rule changes in the section.

Section 6-23 "Registered Representatives" incorporates, with some modifications, the provisions formerly found in Section 6-09 "Registration and disqualification of certain authorized representatives." Family members of respondents are exempt from the registration requirement. The Tribunal will not charge a fee to register representatives and it will not issue a registration card. The new rule is consistent with procedures currently in place at the Environmental Control Board.

Section 6-24 "Misconduct" is a new section that details prohibited conduct by a party, witness, representative or attorney, including prohibited communications. It also provides penalties for misconduct and procedures for imposing discipline on attorneys or representatives.

OATH's authority to establish these rules is found in section 1049 of the New York City Charter.

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

"Shall," "will" 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 heading of chapter 1 title 48 of the Rules of the City of New York is amended to read as follows:

CHAPTER 1 RULES OF PRACTICE APPLICABLE TO CASES AT THE OATH [GENERALLY, OTHER THAN ENVIRONMENTAL CONTROL BOARD CASES] TRIALS DIVISION

§ 2. The definitions of “Administrative law judge” and “Chief administrative law judge,” found in section 1-01 of subchapter A of chapter 1 of title 48 of the Rules of the City of New York, are amended, and a new definition for “Trial” is added to appear alphabetically, as follows:

Administrative law judge. “Administrative law judge” shall mean the person assigned to preside over a case, whether the [c]Chief [a] Administrative [l]Law [j]Judge or a person appointed by the [c]Chief [a]Administrative [l]Law [j]Judge.

Chief [a]Administrative [l]Law [j]Judge. “Chief [a]Administrative [l]Law [j]Judge” shall mean the director and chief executive officer of OATH appointed by the mayor pursuant to Charter[,] § 1048.

Trial. “Trial” shall mean a proceeding before an administrative law judge in the OATH Trials Division.

§ 3. Section 1-03 of subchapter A of chapter 1 of title 48 of the Rules of the City of New York is amended to read as follows:

§1-03 Applicability.

This chapter applies to the conduct of all cases, including [hearings] trials, [pre-hearing] pre-trial and [post-hearing] post-trial matters, except to the extent that this chapter may be superseded by CAPA or other provision of law.

§ 4. Subdivisions (b), (e), and (f) of section 1-13 of subchapter B of chapter 1 of title 48 of the Rules of the City of New York are amended to read as follows:

(b) Individuals appearing before OATH shall conduct themselves at all times in a dignified, orderly and decorous manner. In particular, at the [hearing] trial, all parties, their attorneys or representatives, and observers shall address themselves only to the administrative law judge, avoid colloquy and argument among themselves, and cooperate with the orderly conduct of the [hearing] trial.

(e) Willful failure of any person to abide by the standards of conduct stated in paragraphs (a) through (d) of this section, may, in the discretion of the administrative law judge, be cause for the imposition of sanctions. Such sanctions may include formal admonishment or reprimand, assessment of costs or imposition of a fine, exclusion of the offending person from the proceedings, exclusion or limitation of evidence, adverse evidentiary inference, adverse disposition of the case, in whole or in part or other sanctions as the administrative law judge may determine to be appropriate. The imposition of sanctions may be made after a reasonable opportunity to be heard. The form of the [hearing] trial shall depend upon the nature of the conduct and the circumstances of the case.

(f) In the event that an attorney or other representative of a party persistently fails to abide by the standards of conduct stated in paragraphs (a) through (d) of this section, the [c]Chief [a] Administrative [l]Law [j]Judge may, upon notice to the attorney or representative and a reasonable opportunity to rebut the claims against him or her, suspend that attorney or representative from appearing at OATH, either for a specified period of time or indefinitely until the attorney or representative demonstrates to the satisfaction of [c]Chief [a]Administrative [l]Law [j]Judge that the basis for the suspension no longer exists.

§ 5. Section 1-21 of subchapter C of chapter 1 of title 48 of the Rules of the City of New York is amended to read as follows:

§1-21 Designation of OATH.

Where necessary under the provision of law governing a particular category of cases, the agency head shall designate the [c]Chief [a] Administrative [l]Law [j]Judge of OATH, or such administrative law judges as the [c]Chief [a]Administrative [l]Law [j]Judge may assign, to hear such cases.

§ 6. Section 1-25 of subchapter C of chapter 1 of title 48 of the Rules of the City of New York is amended to read as follows:

§1-25 Amendment of Pleadings.

Amendments of pleadings shall be made as promptly as possible. If a pleading is to be amended less than twenty-five days before the commencement of the [hearing] trial, amendment may be made only on consent of the parties or by leave of the administrative law judge on motion.

§ 7. Subdivision (b) of section 1-26 of subchapter C of chapter 1 of title 48 of the Rules of the City of New York is amended, and a new subdivision (e) is added, to read as follows:

(b) When a case is docketed, it shall be given an index number and assigned to an administrative law judge. Assignments shall be made and changed in the discretion of [c]Chief [a]Administrative [l]Law [j] Judge or his or her designee, and motions concerning such assignments shall not be entertained except pursuant to §1-27.

(e) Cases docketed with the Trials Division are subject to review by the Chief Administrative Law Judge who shall determine whether the case should proceed at the Trials Division or removed to the Hearings Division.

§ 8. Subdivision (c) of section 1-27 of subchapter C of chapter 1 of title 48 of the Rules of the City of New York is amended to read as follows:

(c) If the administrative law judge determines that his or her disqualification or withdrawal is warranted on grounds that apply to all of the existing administrative law judges, the administrative law judge shall state that determination, and the reasons for that determination, in writing or orally on the record, and may recommend to the [c]Chief [a]Administrative [l]Law [j]Judge that the case be assigned to a special administrative law judge to be appointed temporarily by the [c]Chief [a]Administrative [l]Law [j]Judge. The [c]Chief [a]Administrative [l]Law [j]Judge shall either accept that recommendation, or, upon a determination and reasons stated in writing or orally on the record, reject that recommendation. A special administrative law judge shall have all of the authority granted to administrative law judges under this title.

§ 9. Subdivision (a) of section 1-28 of subchapter C of chapter 1 of title 48 of the Rules of the City of New York is amended to read as follows:

(a) When a case is placed on either the trial calendar or the conference calendar, and within the time provided in § 1-26(d), if applicable, the party that placed the case on the calendar shall serve each other party with notice of the following: the date, time and place of the [hearing] trial or conference; each party’s right to representation by an attorney or other representative at the [hearing] trial or conference; the requirement that a person representing a party at the [hearing] trial or conference must file a notice of appearance with OATH prior to the [hearing] trial or conference; and, in a notice of a [hearing] trial served by the petitioner, the fact that failure of the respondent or an authorized representative of the respondent to appear at the [hearing] trial may result in a declaration of default, and a waiver of the right to a [hearing] trial or other disposition against the respondent. The notice may be served personally or by mail, and appropriate proof of service shall be maintained. A copy of the notice of conference, with proof of service, shall be filed with OATH at or before the commencement of the conference. A copy of the notice of trial, with proof of service, shall be filed with OATH at or before the commencement of the trial.

§ 10. Subdivision (a) of section 1-30 of subchapter C of chapter 1 of title 48 of the Rules of the City of New York is amended to read as follows:

(a) All parties are required to attend conferences as scheduled unless timely application is made to the administrative law judge. Participants shall be prompt and prepared to begin on time. No particular format for conducting the conference is required. The structure of the conference may be tailored to the circumstances of the particular case. The administrative law judge may propose mediation and, where the parties consent, may refer the parties to the [Center for Mediation Services] Center for Creative Conflict Resolution or other qualified mediators. In the discretion of the administrative law judge, conferences may be conducted by telephone.

§ 11. Subdivision (a) of section 1-31 of subchapter C of chapter 1 of title 48 of the Rules of the City of New York is amended to read as follows:

(a) If settlement is to be discussed at the conference, each party shall have an individual possessing authority to settle the matter either present at the conference or readily accessible. A settlement conference shall be conducted by an administrative law judge or other individual designated by the [c]Chief [a]Administrative [l]Law [j] Judge, other than the administrative law judge assigned to hear the case. During settlement discussions, upon notice to the parties, the administrative law judge or other person conducting the conference may confer with each party and/or representative separately.

§ 12. Subdivisions (a) and (b) of section 1-32 of subchapter C of chapter 1 of title 48 of the Rules of the City of New York are amended to read as follows:

(a) Applications for adjournments of conferences or [hearings] trials shall be governed by this section and by §1-34 or §1-50. Conversion of a trial date to a conference date, or from conference to trial, shall be deemed to be an adjournment.

(b) Applications to adjourn conferences or [hearings] trials shall be made to the assigned administrative law judge as soon as the need for the adjournment becomes apparent. Applications for adjournments are addressed to the discretion of the administrative law judge, and shall be granted only for good cause. Although consent of all parties to a request for an adjournment shall be a factor in favor of granting the request, such consent shall not by itself constitute good cause for an adjournment. Delay in seeking an adjournment shall militate against grant of the request.

§ 13. Subdivisions (a), (b), (c), and (d) of section 1-33 of subchapter C of chapter 1 of title 48 of the Rules of the City of New York are amended to read as follows:

(a) Requests for production of documents, for identification of trial witnesses, and for inspection of real evidence to be introduced at the [hearing] trial may be directed by any party to any other party without leave of the administrative law judge.

(b) Depositions shall only be taken upon motion for good cause shown. Other discovery devices, including interrogatories, shall not be permitted except upon agreement among the parties or upon motion for good cause shown. Demands for bills of particulars shall be deemed to be interrogatories. Resort to such extraordinary discovery devices shall not generally be cause for adjournment of a conference or [hearing] trial.

(c) Discovery shall be requested and completed promptly, so that each party may reasonably prepare for trial. A demand for identification of witnesses, for production of documents, or for inspection of real evidence to be introduced at trial shall be made not less than twenty days before trial, or not less than twenty-five days if service of the demand is by mail. An answer to a discovery request shall be made within fifteen days of receipt of the request, or within ten days if service of the answer is by mail. An objection to a discovery request shall be made as promptly as possible, but in any event within the time for an answer to that request. Different times may be fixed by consent of the parties, or by the administrative law judge for good cause. Notwithstanding the foregoing time periods, where the notice of the [hearing] trial is served less than twenty-five days in advance of trial, discovery shall proceed as quickly as possible, and time periods may be fixed by consent of the parties or by the administrative law judge.

(d) Any discovery dispute shall be presented to the assigned administrative law judge sufficiently in advance of the [hearing] trial to allow a timely determination. Discovery motions are addressed to the discretion of the administrative law judge. The timeliness of discovery requests and responses, and of discovery-related motions, the complexity of the case, the need for the requested discovery, and the relative resources of the parties shall be among the factors in the administrative law judge's exercise of discretion.

§ 14. Subdivision (a) of section 1-34 of subchapter C of chapter 1 of title 48 of the Rules of the City of New York is amended to read as follows:

(a) Pre-trial motions shall be consolidated and addressed to the administrative law judge as promptly as possible, and sufficiently in advance of the [hearing] trial to permit a timely decision to be made. Delay in presenting such a motion may, in the discretion of the administrative law judge, weigh against the granting of the motion, or may lead to the granting of the motion upon appropriate conditions.

§ 15. Section 1-42 of subchapter D of chapter 1 of title 48 of the Rules of the City of New York is amended to read as follows:

The parties shall have all of their witnesses available on the [hearing] trial date. A party intending to introduce documents into evidence shall bring to trial copies of those documents for the administrative law judge, the witness, and the other parties. Repeated failure to comply with this section may be cause for sanctions, as set forth in § 1-13(e).

§ 16. Subdivisions (a), (b), (c), and (d) of section 1-43 of subchapter D of chapter 1 of title 48 of the Rules of the City of New York is amended to read as follows:

(a) A subpoena *ad testificandum* requiring the attendance of a person to give testimony prior to or at a [hearing] trial or a subpoena *duces tecum* requiring the production of documents or things at or prior to a [hearing] trial may be issued only by the [A]administrative [L]law [J] judge upon application of a party or *sua sponte*.

(b) A request by a party that the [A]administrative [L]law [J]judge issue a subpoena shall be deemed to be a motion, and shall be made in compliance with §1-34 or §1-50, as appropriate; provided, however, that such a motion may be made on 24 hours notice by electronic means or personal delivery of papers, including a copy of the proposed subpoena, unless the [A]administrative [L]law [J]judge directs otherwise. The proposed subpoena may be prepared by completion of a form subpoena available from OATH. The making and scheduling of requests for issuance of subpoenas by telephone conference call to the [A]administrative [L]law [J]judge or by electronic means is encouraged.

(c) Subpoenas shall be served in the manner provided by §2303 of the Civil Practice Law and Rules, unless the [A]administrative [L]law [J]judge directs otherwise. The party requesting the issuance of a subpoena shall bear the cost of service, and of witness and mileage fees, which shall be the same as for a trial subpoena in the Supreme Court of the State of New York.

(d) In the event of a dispute concerning a subpoena after the subpoena is issued, informal resolution shall be attempted with the party who requested issuance of the subpoena. If the dispute is not thus resolved, a motion to quash, modify or enforce the subpoena shall be made to the [A]administrative [L]law [J]judge.

§ 17. Section 1-44 of subchapter D of chapter 1 of title 48 of the Rules of the City of New York is amended to read as follows:

OATH will make reasonable efforts to provide language assistance services to a party or their witnesses who are in need of an interpreter to communicate at a [hearing] trial or conference.

§ 18. The heading of section 1-46 of subchapter D of chapter 1 of title

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

§1-46 Evidence at the [Hearing] Trial.

§ 19. Subdivision (b) of section 1-49 of subchapter D of chapter 1 of title 48 of the Rules of the City of New York is amended to read as follows:

(b) No person shall make or cause to be made a stenographic, electronic, audio, audio-visual or other verbatim or photographic reproduction of any [hearing] trial or other proceeding, whether such [hearing] trial or other proceeding is conducted in person, by telephone, or otherwise, except upon application to the administrative law judge. Except as otherwise provided by law (e.g., N.Y. Civil Rights Law, § 52), such application shall be addressed to the discretion of the administrative law judge, who may deny the application or grant it in full, in part, or upon such conditions as the administrative law judge deems necessary to preserve the decorum of the proceedings and to protect the interests of the parties, witnesses and any other concerned persons.

§ 20. Section 1-50 of subchapter D of chapter 1 of title 48 of the Rules of the City of New York is amended to read as follows:

§1-50 Trial Motions.

Motions may be made during the [hearing] trial orally or in writing. Trial motions made in writing shall satisfy the requirements of §1-34. The administrative law judge may, in his or her discretion, require that any trial motion be briefed or otherwise supported in writing. In cases referred to OATH for disposition by report and recommendation to the head of the agency, motions addressed to the sufficiency of the petition or the sufficiency of the petitioner's evidence shall be reserved until closing statements.

§ 21. Section 1-51 of subchapter D of chapter 1 of title 48 of the Rules of the City of New York is amended to read as follows:

§1-51 The Transcript.

[Hearings] Trials shall be stenographically or electronically recorded, and the recordings shall be transcribed, unless the administrative law judge directs otherwise. In the discretion of the administrative law judge, matters other than the [hearing] trial may be recorded and such recordings may be transcribed. Transcripts shall be made part of the record, and shall be made available upon request as required by law.

§ 22. The heading of chapter 2 of title 48 of the Rules of the City of New York is amended to read as follows:

CHAPTER 2

ADDITIONAL RULES OF PRACTICE APPLICABLE TO PARTICULAR TYPES OF CASES AT THE OATH TRIALS DIVISION

§ 23. Subdivision (a) of section 2-25 of subchapter C of chapter 2 of title 48 of the Rules of the City of New York is amended to read as follows:

(a) A person may move to intervene as a party at any time before commencement of the [hearing] trial. Intervention may be permitted, in the discretion of the [A]administrative [L]law [J]judge, if the proposed intervenor demonstrates a substantial interest in the outcome of the case. In determining applications for intervention, the administrative law judge shall consider the timeliness of the application, whether the issues in the case would be unduly broadened by grant of the application, the nature and extent of the interest of the proposed intervenor and the prejudice that would be suffered by the intervenor if the application is denied, and such other factors as may be relevant. The administrative law judge may grant the application upon such terms and conditions as he or she may deem appropriate and may limit the scope of an intervenor's participation in the adjudication.

§ 24. Subdivision (a) of section 2-43 of subchapter D of chapter 2 of title 48 of the Rules of the City of New York is amended to read as follows:

(a) The time provided in §1-26(d) for service of the notice of [hearing] trial shall not apply.

§ 25. Section 2-46 of subchapter D of chapter 2 of title 48 of the Rules of the City of New York is amended to read as follows:

§2-46 Transcription of [Hearings] Trials.

Notwithstanding §1-51 of this title, the recording of the [hearing] trial or of other proceedings in the case, whether electronic or stenographic, shall not be transcribed except (i) upon request and payment of reasonable transcription costs, (ii) upon direction of the administrative law judge, in his or her discretion, or (iii) as otherwise required by law.

§ 26. Chapter 6 of title 48 of the Rules of the City of New York, relating to the rules of practice applicable to cases before the Health Tribunal at OATH, is REPEALED, and a new Chapter 6 is added to read as follows:

CHAPTER 6

OATH Hearings Division - Rules of Practice

Subchapter A - General

§6-01 Definitions Specific to this Chapter

As used in this chapter:

“Adjournment” means a request made to a Hearing Officer during a hearing to postpone the hearing to a later date.

“Appearance” means a communication with the Tribunal that is made by a party or the representative of a party in connection with a Notice of Violation that is or was pending before the Tribunal. An appearance may be made in person, online or by other remote methods approved by the Tribunal.

“Charter” means the New York City Charter.

“Chief Administrative Law Judge” means the director and chief executive officer of OATH appointed by the Mayor pursuant to New York City Charter § 1048.

“Hearing Officer” means a person designated by the Chief Administrative Law Judge of OATH, or his or her designee, to carry out the adjudicatory powers, duties and responsibilities of the Tribunal.

“Notice of Violation” or “NOV” means the document, including a summons, issued by the petitioner to a respondent which specifies the charges forming the basis of an adjudicatory proceeding before the Tribunal.

“OATH” means the New York City Office of Administrative Trials and Hearings.

“Party” means the Petitioner or the person named as Respondent in a proceeding before the Tribunal.

“Person” means any individual, partnership, unincorporated association, corporation or governmental agency.

“Petitioner” means the New York City agency authorized to issue Notices of Violations returnable to the Tribunal.

“Reschedule” means a request made to the Tribunal prior to the scheduled hearing for a later hearing date.

“Respondent” means the person against whom the charges alleged in a Notice of Violation have been filed.

“Tribunal” means the OATH Hearings Division, including the Health Tribunal.

§6-02 Jurisdiction, Powers and Duties

- (a) Jurisdiction. Pursuant to Charter section 1048, the Tribunal has jurisdiction to hear and determine Notices of Violation issued by any City agency, consistent with applicable laws, rules and regulations, including, but not limited to, jurisdiction to hear and determine Notices of Violation alleging non-compliance with the provisions of the Health Code codified within Title 24 of the Rules of the City of New York, the New York State Sanitary Code, those sections of the New York City Administrative Code relating to or affecting health within the City and any other laws or regulations that the Department of Health and Mental Hygiene has the duty or authority to enforce.
- (b) General Powers. The Tribunal and the Hearing Officers have the following powers:
 - (1) To impose fines and other penalties in accordance with applicable law; and
 - (2) To compile and maintain complete and accurate records relating to the proceedings of the Tribunal, including copies of all Notices of Violation served, responses, appeals and briefs filed and decisions rendered by the Hearing Officers.

§6-03 Language Assistance Services

Appropriate language assistance services will be afforded to respondents whose primary language is not English to assist such respondents in communicating meaningfully. Such language assistance services will include interpretation of hearings conducted by Hearing Officers, where interpretation is necessary to assist the respondent in communicating meaningfully with the Hearing Officer and others at the hearing.

§6-04 Computation of Time

- (a) In computing any period of time prescribed or allowed by this chapter, the day of the act or default from which the designated period of time begins to run will not be included, but the last day of the period will be included unless it is a Saturday, Sunday or legal holiday, in which case the period will be extended to the next day which is not a Saturday, Sunday or legal holiday. Unless otherwise specified in this rule, “days” means calendar days.
- (b) Unless otherwise specified, whenever a party has the right or is required to do some act within a prescribed period of time after the date of a Tribunal decision, five days will be added to such prescribed period of time if the decision is mailed to the party.

Subchapter B — Pre-Hearing Procedures

§6-05 Pre-Hearing Requests to Reschedule

The petitioner or respondent may request that a hearing be rescheduled to a later date. A request by a respondent to reschedule must be received by the Tribunal prior to the date and time of the scheduled hearing. If a petitioner requests to reschedule, the petitioner must notify the respondent at least three days prior to the originally-scheduled hearing date and file proof of that notification with the Tribunal. If a petitioner fails to provide such proof of notification, the request will be denied and the hearing will proceed as originally scheduled. Good cause is not necessary for a request to reschedule. No more than one request to reschedule will be granted for each party for each NOV. A request by a respondent for the appearance of an inspector, public health sanitarian or other person who issued an NOV (the “inspector”) made in the manner described in §6-06 will constitute a request to reschedule under this section.

§6-06 Pre-Hearing Requests for Inspectors

Prior to a hearing, a respondent may request the presence of the inspector, public health sanitarian or other person who issued an NOV at the hearing, provided that the request is made in writing and is received by the Tribunal no later than three business days prior to the scheduled hearing. Such request will constitute a request to reschedule by the respondent under §6-05 of this chapter. Upon such request, the hearing will be rescheduled to allow for the appearance of the inspector, and the respondent does not need to appear at the originally scheduled hearing.

§6-07 Pre-Hearing Discovery

If an opportunity to obtain pre-hearing discovery is offered by the petitioner, discovery may be obtained in the following manner:

- (a) Upon written request received by the opposing party at least five business days prior to the scheduled hearing date, any party is entitled to receive from the opposing party a list of the names of witnesses who may be called and copies of documents intended to be submitted into evidence.
- (b) Pre-hearing discovery shall be limited to the matters enumerated above. All other applications or motions for discovery shall be made to a Hearing Officer at the commencement of the hearing and the Hearing Officer may order such further discovery as is deemed appropriate in his or her discretion.
- (c) Upon the failure of any party to properly respond to a lawful discovery order or request or such party’s wrongful refusal to answer questions or produce documents, the Hearing Officer may take whatever action he or she deems appropriate including but not limited to preclusion of evidence or witnesses. It shall not be necessary for a party to have been subpoenaed to appear or produce documents at any properly ordered discovery proceeding for such sanctions to be applicable.

Subchapter C--Hearings

§6-08 Proceedings before the OATH Hearings Division

- (a) Notice of Violation.
 - (1) All proceedings are commenced by the issuance of a Notice of Violation (“NOV”) and filing of the NOV with the Tribunal.
 - (2) The original or a copy of the NOV must be filed with the Tribunal prior to the first scheduled hearing date.
 - (3) If the NOV is sworn to under oath or affirmed under penalty of perjury, the NOV will be admitted into evidence and will be prima facie evidence of the facts stated in the NOV. The NOV may include the report of the inspector, public health sanitarian, or other person who conducted the inspection or investigation that resulted in the NOV. When such report is served in accordance with this section, such report will also be prima facie evidence of the factual allegations contained in the NOV.
- (b) Service of the Notice of Violation. There must be service of a Notice of Violation. Service of a Notice of Violation in the following manner will be considered sufficient:
 - (1) The NOV may be served in person upon:
 - (i) the person alleged to have committed the violation,
 - (ii) the permittee, licensee or registrant,
 - (iii) the person who was required to hold the permit, license or to register,
 - (iv) a member of the partnership or other group concerned,
 - (v) an officer of the corporation,
 - (vi) a member of a limited liability company,
 - (vii) a managing or general agent, or
 - (viii) any other person of suitable age and discretion as may be appropriate, depending on the organization or character of the person, business or institution charged.

- (2) Alternatively, the NOV may be served by mail deposited with the U.S. Postal Service, or other mailing service, to any such person at the address of the premises that is the subject of the NOV or, as may be appropriate, at the residence or business address of:
- (i) the alleged violator,
 - (ii) the individual who is listed as the permittee, licensee or applicant in the permit or license or in the application for a permit or license,
 - (iii) the registrant listed in the registration form, or
 - (iv) the person filing a notification of an entity's existence with the applicable governmental agency where no permit, license or registration is required.
- (3) If the NOV is served by mail, documentation of mailing will be accepted as proof of service of the NOV.

(c) Contents of Notice of Violation. The NOV must contain:

- (1) A clear and concise statement sufficient to inform the respondent with reasonable certainty and clarity of the essential facts alleged to constitute the violation or the violations charged, including the date, time where applicable and place when and where such facts were observed;
- (2) Information adequate to provide specific notification of the section or sections of the law, rule or regulation alleged to have been violated;
- (3) Information adequate for the respondent to calculate the maximum penalty authorized to be imposed if the facts constituting the violation are found to be as alleged;
- (4) Notification of the date, time and place when and where a hearing will be held by the Tribunal. Such date must be at least fifteen calendar days after the NOV was served, unless another date is required by applicable law;
- (5) Notification that failure to appear on the date and at the place designated for the hearing will be deemed a waiver of the right to a hearing, thereby authorizing the rendering of a default decision; and
- (6) Information adequate to inform the respondent of his or her rights under §6-09 of this chapter.

§6-09 Appearances

- (a) A Respondent may appear for a hearing by:
- (1) Appearing in person at the place, date and time scheduled for the hearing; or
 - (2) Sending an authorized representative to appear on behalf of such person at the place, date and time scheduled for the hearing who is:
 - (i) an attorney admitted to practice law in New York State, or
 - (ii) a representative registered to appear before the Tribunal pursuant to §6-23 of this chapter, or
 - (iii) any other person, subject to the provisions of §6-23 of this chapter; or
 - (3) Unless the NOV specifies that a respondent must appear in person at a hearing, a respondent may appear by:
 - (i) making a written submission for an adjudication by mail, using the U.S. Postal Service or other mailing service pursuant to §6-10; or
 - (ii) making a written submission for an adjudication online pursuant to §6-10; or
 - (iii) telephone or by other remote methods when the opportunity to do so is offered by the Tribunal.
- (b) Failure to Appear by Respondent. A respondent's failure to appear at the scheduled time or to make a timely request to reschedule pursuant to §6-05 of this chapter constitutes a default to the charges, and subjects the respondent to penalties in accordance with §6-20 of this chapter.
- (c) A petitioner may appear through an authorized representative at the place, date and time scheduled for the hearing or by other remote methods when the opportunity to do so is offered by the Tribunal.
- (d) Failure to Appear by Petitioner. If a petitioner fails to appear at the scheduled time, the hearing will proceed without the petitioner.

§6-10 Adjudication by Mail and Online

- (a) Unless the NOV specifies that a respondent must appear in

person at a hearing, a respondent may contest a violation by mail or online.

- (b) Submissions for adjudication by mail must be received by the Tribunal before the scheduled hearing date or bear a postmark or other proof of mailing indicating that it was mailed to the Tribunal before the scheduled hearing date. If a request hearing such a postmark or proof of mailing is received by the Tribunal after a default decision has been issued on that Notice of Violation, such default will be vacated.
- (c) Submissions for adjudication online must be received by the Tribunal before or on the scheduled hearing date.
- (d) If the respondent chooses to make a written submission for an adjudication by mail or online, the submission must contain any denials, admissions and explanations pertaining to the individual violations charged, and documents, exhibits or witness statements, if any, to be considered as evidence in support of respondent's defense. Violations that are not denied or explained will be deemed to have been admitted; defenses not specifically raised will be deemed to have been waived.
- (e) After a review by a Hearing Officer of the submission for adjudication by mail or online, the Tribunal will:
 - (1) issue a written decision and send the decision to the parties; or
 - (2) require the submission of additional documentary evidence; or
 - (3) require an in-person hearing.
- (f) If an in-person hearing is required, the parties will be notified.

§6-11 Hearing Procedures

- (a) A hearing will be presided over by a Hearing Officer, proceed with reasonable expedition and order, and, to the extent practicable, not be postponed or adjourned.
- (b) Language assistance services at the hearing
 - (1) At the beginning of any hearing, the Hearing Officer will advise the respondent of the availability of language assistance services. In determining whether language assistance services are necessary to assist the respondent in communicating meaningfully with the Hearing Officer and others at the hearing, the Hearing Officer will consider all relevant factors, including but not limited to the following:
 - (i) information from Tribunal administrative personnel identifying a respondent as requiring language assistance services to communicate meaningfully with a Hearing Officer;
 - (ii) a request by the respondent for language assistance services; and
 - (iii) even if language assistance services were not requested by the respondent, the Hearing Officer's own assessment whether language assistance services are necessary to enable meaningful communication with the respondent.

If the respondent requests an interpreter and the Hearing Officer determines that an interpreter is not needed, that determination and the basis for the determination will be made on the record.

- (2) When required, language assistance services will be provided at hearings by a professional interpretation service that is made available by the Tribunal, unless the respondent requests the use of another interpreter, in which case the Hearing Officer in his or her discretion may use the respondent's requested interpreter. In exercising that discretion, the Hearing Officer will take into account all relevant factors, including but not limited to the following:
 - (i) the respondent's preference, if any, for his or her own interpreter;
 - (ii) the apparent skills of the respondent's requested interpreter;
 - (iii) whether the respondent's requested interpreter is a child under the age of eighteen;
 - (iv) minimization of delay in the hearing process;
 - (v) maintenance of a clear and usable hearing record; and
 - (vi) whether the respondent's requested interpreter is a potential witness who may testify at the hearing.

The Hearing Officer's determination and the basis for this determination will be made on the record.

- (c) Each party has the right to present evidence, to examine and cross-examine witnesses and to have other rights essential for due process and a fair and impartial hearing.
- (d) Each party has the right to be represented by counsel or other

authorized representative as set forth in §§6-09 and 6-23 of this chapter.

- (1) A representative or attorney appearing at the Tribunal must provide sufficient staffing to ensure completion of his or her hearings. Factors in determining whether sufficient staffing has been provided may include:
 - (i) the number of cases the representative or attorney had scheduled on the hearing date;
 - (ii) the number of representatives or attorneys sent to handle the cases;
 - (iii) the timeliness of the arrival of the representatives or attorneys;
 - (iv) the timeliness of the arrival of any witnesses, and;
 - (v) any unforeseeable or extraordinary circumstances.

The failure of a representative or attorney to provide sufficient staffing, as described above, may be considered misconduct under §6-24 of this chapter.

- (2) When a representative or attorney appears on more than one NOV on a single hearing day, the Tribunal has the discretion to determine the order in which the NOVs will be heard.

§6-12 Burden of Proof

The petitioner has the burden of proving the factual allegations contained in the NOV by a preponderance of the evidence. The respondent has the burden of proving an affirmative defense, if any, by a preponderance of the evidence.

§6-13 Hearing Officers

Hearing Officers may:

- (a) Administer oaths and affirmations, examine witnesses, rule upon offers of proof or other motions and requests, admit or exclude evidence, grant adjournments and continuances, and oversee and regulate other matters relating to the conduct of a hearing;
- (b) Issue subpoenas or adjourn a hearing for the appearance of individuals, or the production of documents or other types of information, when the Hearing Officer determines that necessary and material evidence will result;
- (c) Bar from participation in a hearing any person, including a party, representative or attorney, witness or observer who engages in disorderly, disruptive or obstructionist conduct that disrupts or interrupts the proceedings of the Tribunal;
- (d) Carry out adjudicatory powers of the hearing examiner set forth in Title 17 of the New York City Administrative Code, associated rules and regulations and the New York City Health Code codified within Title 24 of the Rules of the City of New York;
- (e) Allow an amendment to an NOV at any time if:
 - (1) the subject of the amendment is reasonably within the scope of the original NOV;
 - (2) such amendment does not allege any additional violations based on an act not specified in the original notice;
 - (3) such amendment does not allege an act that occurred after the original NOV was served; and
 - (4) such amendment does not affect the respondent's right to have adequate notice of the allegations made against him or her.
- (f) Request further evidence to be submitted by the petitioner or respondent; and
- (g) Take any other action authorized by applicable law, rule or regulation, or that is delegated by the Chief Administrative Law Judge.

§6-14 Requests for Adjournment

- (a) At the time of the scheduled hearing, a Hearing Officer may grant a request to adjourn the hearing to a later date only after a showing of good cause as determined by the Hearing Officer in his or her discretion.
- (b) Good cause. In deciding whether there is good cause for an adjournment, the Hearing Officer will consider:
 - (1) Whether granting the adjournment is necessary for the party requesting the adjournment to effectively present the case;
 - (2) Whether granting the adjournment is unfair to the other party;
 - (3) Whether granting the adjournment will cause inconvenience to any witness;
 - (4) The age of the case and the number of adjournments previously granted;

- (5) Whether the party requesting the adjournment had the opportunity to prepare for the scheduled hearing;
 - (6) Whether the need for the adjournment is due to facts that are beyond the requesting party's control;
 - (7) The balance of the need for efficient and expeditious adjudication of the case and the need for full and fair consideration of the issues relevant to the case; and
 - (8) Any other fact that the Hearing Officer considers to be relevant to the request for an adjournment.
- (c) A denial of an adjournment request is not subject to separate or interim review or appeal.

§6-15 Appearances of Inspectors

- (a) At the time of the hearing, a respondent may request the presence of the inspector, public health sanitarian or other person who issued an NOV (the "inspector"). The Hearing Officer will determine whether the presence of the inspector will afford the respondent a reasonable opportunity to present relevant, non-cumulative testimony or evidence that would contribute to a full and fair hearing of each party's side of the dispute. Upon such finding, the Hearing Officer will order the appearance of the inspector, or if the inspector is unavailable at the time of the hearing, the Hearing Officer will adjourn the hearing for the appearance of the inspector on a later date.
- (b) If at a hearing a respondent denies the factual allegations contained in the NOV, the Hearing Officer may require the presence of the inspector without a request by the respondent, and, if needed, adjourn the hearing for the inspector to be present.
- (c) In the event that the inspector does not appear, the Hearing Officer may adjourn the hearing pursuant to §6-14 of this chapter, or may proceed with the hearing without the inspector, and sustain or dismiss all or part of the NOV, as the Hearing Officer may deem appropriate. In no event will a hearing be adjourned on more than two occasions by the Hearing Officer because of the unavailability of an inspector.

§6-16 Hearing Record

A record will be made of all NOV's filed, proceedings held, written evidence admitted and rulings rendered, and such record will be kept in the regular course of business for a reasonable period of time in accordance with applicable law. Hearings will be mechanically, electronically or otherwise recorded by the Tribunal under the supervision of the Hearing Officer, and the original recording will be part of the record and will constitute the sole official record of the hearing. A copy of the recording will be provided upon request and payment of a reasonable fee in accordance with applicable law.

§6-17 Decision and Order

After a hearing, a written decision sustaining or dismissing each charge in the NOV will be promptly rendered by the Hearing Officer who presided over the hearing. Each decision will contain findings of fact and conclusions of law. Where a violation is sustained, the Hearing Officer will impose the applicable penalty.

§6-18 Payment of Penalty

A copy of the decision, other than a default decision mailed or otherwise provided in accordance with §6-20 of this chapter, will be served immediately on the respondent or on the respondent's authorized representative, either personally or by mail. Any fines imposed must be paid within thirty days of the date of the decision.

Subchapter D – Appeals

§6-19 Appeals

- (a) When an appeal is filed, the Appeals Unit within the Tribunal will determine whether the facts contained in the findings of the Hearing Officer are supported by substantial evidence in the record, and whether the determinations of the Hearing Officer, as well as the penalties imposed, are supported by law. The Appeals Unit has the power to affirm, reverse, remand or modify the decision appealed from.
- (b) A party may appeal, in whole or in part, a decision of a Hearing Officer, except that a party may not appeal a decision rendered on default, a denial of a motion to vacate a default decision, or a plea admitting the violations charged.
- (c) Appeals decisions are made upon the record of the hearing. The record of the hearing includes all items enumerated in §6-16 as well as the Hearing Officer's written decision. The Appeals Unit will not consider any evidence that was not presented to the Hearing Officer. The absence of a recording of the hearing does not prevent determination of the appeal.
- (d) Appeals Procedure
 - (1) Within thirty days of the date of the Hearing Officer's

decision, or thirty-five days if the decision was mailed, a party seeking review of the decision must file an appeal application on a form prescribed by the Tribunal and serve a copy of it on the non-appealing party. An appeal will be accepted by the Tribunal only if:

- (i) the appealing party files an appeal application; and
 - (ii) the appealing party files proof that a copy of the appeal application has been served on the non-appealing party; and
 - (iii) Respondent pays in full any fines or penalties imposed by the decision, as set forth in this subdivision, unless the respondent has been granted a waiver of such prior payment.
- (2) Within thirty days of being served with the appeal application, or thirty-five days if service is made by mail, the non-appealing party may file a response to the appeal. The response must be on a form prescribed by the Tribunal and will be accepted only if the non-appealing party serves a copy of the response on the other party and files proof of that service with the Tribunal.
 - (3) An application may be made to the Tribunal to extend the time to file an appeal or a response to an appeal. Such request must be supported by evidence of impossibility or other explanation of inability to file timely. A copy of such application shall be served on all parties, and proof of such service filed with the Tribunal.
 - (4) Any application for a copy of the hearing recording shall be made within the time allotted for the filing of an appeal or a response to an appeal. A copy of such application shall be served upon all parties, and proof of such service filed with the tribunal within the time allotted for filing an appeal or response to an appeal. In that event, the time within which to file an appeal or respond to an appeal shall be extended by 30 days from the date when such hearing recording is delivered or mailed to the requesting party.
 - (5) Further filings with the Tribunal by either party are not permitted.
- (e) Filing an appeal application will not delay the collection of any fine or other penalty imposed by the decision. An appeal by or on behalf of a respondent will not be permitted unless the fines or penalties imposed have been paid in full prior to or at the time of the filing of the appeal application, or a waiver of such prior payment is granted. An application for a waiver of prior payment must be made before or at the time of the filing of the appeal application and must be supported by evidence of financial hardship. The Chief Administrative Law Judge or his or her designee has the sole discretion to grant or deny a waiver.
- (f) Appeals Decision
- (1) The Appeals Unit will promptly issue a written decision affirming, reversing, remanding or modifying the decision appealed from. A copy of the decision will be delivered to the petitioner and served on the respondent by mail, stating the grounds upon which the decision is based. Where appropriate, the decision will order the repayment to the respondent of any penalty that has been paid.
 - (2) The decision of the Appeals Unit is the final determination of the Tribunal, except in the case of a violation arising under Article 13-E of the New York State Public Health Law, entitled "Regulation of Smoking in Certain Public Areas," in accordance with §3.12 of the New York City Health Code codified within Title 24 of the Rules of the City of New York.

Subchapter E - Defaults

§6-20 Defaults

- (a) A respondent who fails to appear or to make a request to reschedule as required by these rules will be deemed to have defaulted.
- (b) Upon such default, without further notice to the respondent and without a hearing being held, all facts alleged in the NOV will be deemed admitted, the respondent will be found in violation, and the penalties authorized by applicable laws, rules and regulations will be applied.
- (c) Decisions rendered because of a default will take effect immediately.
- (d) The Tribunal will notify the respondent of the issuance of a default decision by mailing a copy of the decision or by providing a copy to the respondent or the respondent's representative who appears personally at the Tribunal and requests a copy.
- (e) The respondent may make a motion in writing requesting that a default be vacated pursuant to §6-21 of this chapter.

§6-21 Request for a New Hearing after a Failure to Appear

(Motion to Vacate a Default)

- (a) A first request by a respondent for a new hearing after a failure to appear (also known as a "motion to vacate a default") that is submitted within sixty days of the date of the default decision will be granted. A motion to vacate a default that is submitted by mail must be postmarked within sixty days of the default decision.
- (b) A motion to vacate a default that is submitted after sixty days of the date of the default must be filed within one year of the date of the default decision and be accompanied by a statement setting forth a reasonable excuse for the Respondent's failure to appear and any documents to support the motion to vacate the default. The Hearing Officer will determine whether a new hearing will be granted.
- (c) Reasons for Failing to Appear. In determining whether a Respondent has shown a reasonable excuse for failing to appear at a hearing, the Hearing Officer will consider:
 - (1) Whether circumstances that could not be reasonably foreseen prevented the respondent from attending the hearing;
 - (2) Whether the respondent had an emergency or condition requiring immediate medical attention;
 - (3) Whether the matter had been previously adjourned by the respondent;
 - (4) Whether the respondent attempted to attend the hearing with reasonable diligence;
 - (5) Whether the respondent's inability to attend the hearing was due to facts that were beyond the respondent's control;
 - (6) Whether the respondent's failure to appear at the hearing can be attributed to the respondent's failure to maintain current contact information on file with the applicable licensing agency;
 - (7) Whether the respondent has previously failed to appear in relation to the same NOV; and
 - (8) Any other fact that the Tribunal considers to be relevant to the motion to vacate.
- (d) A denial of a motion to vacate a default is a final agency determination and is not subject to review or appeal at the Tribunal.
- (e) If a motion to vacate a default has been previously granted, and a new default decision has been issued, a motion to vacate the second default decision in relation to the same NOV will not be granted except that in exceptional circumstances and in order to avoid injustice, the Chief Administrative Law Judge or his or her designee will have the discretion to grant a request for a new hearing.
- (f) In exceptional circumstances and in order to avoid injustice, the Chief Administrative Law Judge or his or her designee will have the discretion to consider a request for a new hearing filed more than one year from the date of the default decision.
- (g) If a motion to vacate a default is granted and the respondent has already made a full or partial payment, no request of a refund will be considered until after the hearing is completed and a decision issued.

Subchapter F--Miscellaneous

§6-22 Disqualification of Hearing Officers

- (a) Grounds for Disqualification. A Hearing Officer will not preside over a hearing under the circumstances set forth in subdivisions (D) and (E) of §103 of Appendix A of this title. When a Hearing Officer deems himself or herself disqualified to preside in a particular proceeding, the Hearing Officer will withdraw from the proceeding by notice on the record and will notify the Chief Administrative Law Judge or his or her designee of such withdrawal.
- (b) Motion to Disqualify. A party may, for good cause shown, request that the Hearing Officer disqualify himself or herself. The Hearing Officer in the proceeding will rule on such motion.
 - (1) If the Hearing Officer denies the motion, the party may obtain a brief adjournment in order to promptly apply for review by the Chief Administrative Law Judge or his or her designee.
 - (2) If the Chief Administrative Law Judge or his or her designee determines that the Hearing Officer should be disqualified, the Chief Administrative Law Judge or his or her designee will appoint another Hearing Officer to continue the case. If a Hearing Officer's denial of the motion to disqualify is upheld by the Chief Administrative Law Judge or his or her designee, the party may raise the issue again on appeal.

§6-23 Registered Representatives

- (a) Requirements. A representative, other than a family member or

an attorney admitted to practice in New York State, who represents two or more Respondents before the Tribunal within a calendar year must:

- (1) Be at least eighteen (18) years of age;
- (2) Register with the Tribunal by completing and submitting a form provided by the Tribunal. The form must include proof acceptable to the Tribunal that identifies the representative, and must also include any other information that the Tribunal may require. Registration must be renewed annually;
- (3) Notify the Tribunal within ten (10) business days of any change in the information required on the registration form;
- (4) Not misrepresent his or her qualifications or service so as to mislead people into believing the representative is an attorney at law if the representative is not. A representative who is not an attorney admitted to practice must refer to him or herself as "representative" when appearing before the Tribunal;
- (5) Exercise due diligence in learning and observing Tribunal rules and preparing paperwork; and
- (6) Be subject to discipline, including but not limited to suspension or revocation of the representative's right to appear before the Tribunal, for failing to follow the provisions of this subdivision and any other rules in this chapter.

§6-24 Misconduct

- (a) Prohibited Conduct. A party, witness, representative or attorney must not:
 - (1) Engage in abusive, disorderly or delaying behavior, a breach of the peace or any other disturbance which directly or indirectly tends to disrupt, obstruct or interrupt the proceedings at the Tribunal;
 - (2) Engage in any disruptive verbal conduct, action or gesture that a reasonable person would believe shows contempt or disrespect for the proceedings or that a reasonable person would believe to be intimidating;
 - (3) Willfully disregard the authority of the Hearing Officer or other Tribunal employee. This may include refusing to comply with the Hearing Officer's directions or behaving in a disorderly, delaying or obstructionist manner;
 - (4) Leave a hearing in progress without the permission of the Hearing Officer;
 - (5) Attempt to influence or offer or agree to attempt to influence any Hearing Officer or employee of the Tribunal by the use of threats, accusations, duress or coercion, a promise of advantage, or the bestowing or offer of any gift, favor or thing of value;
 - (6) Enter any area other than a public waiting area unless accompanied or authorized by a Tribunal employee. Upon conclusion of a hearing, a party, witness, representative or attorney must promptly exit non-public areas;
 - (7) Request any Tribunal clerical staff to perform tasks that are illegal, unreasonable or outside the scope of the employee's job duties;
 - (8) Operate any Tribunal computer terminal or other equipment at any time unless given express authorization or the equipment has been designated for use by the public;
 - (9) Submit a document, or present testimony or other evidence in a proceeding before a Hearing Officer which he or she knows, or reasonably should have known, to be false, fraudulent or misleading;
 - (10) Induce or encourage anyone in a proceeding before a Hearing Officer to make a false statement;
 - (11) Solicit clients, or cause the solicitation of client by another person on Tribunal premises;
 - (12) Make or cause to be made a stenographic, electronic, audio, audio-visual or other verbatim or photographic reproduction of any hearing or other proceeding, whether such hearing or other proceeding is conducted in person, by telephone, or other remote methods, except upon application to the Hearing Officer. This does not include copies of documents submitted to the Tribunal during a hearing including written or electronic statements and exhibits. Except as otherwise provided by law, such application must be addressed to the discretion of the Hearing Officer, who may deny the application or grant it in full, in part, or upon such conditions as the Hearing Officer deems necessary to preserve the decorum of the proceedings and to protect the interests of the parties, witnesses and any other concerned persons.

(b) Prohibited Communication

- (1) All parties must be present when communications with Tribunal personnel, including a Hearing Officer, occur, except as necessary for case processing and unless otherwise permitted by these rules, on consent or in an emergency.
- (2) All persons are prohibited from initiating communication with a Hearing Officer or other employee before or after a hearing or before or after a decision on motion, in order to attempt to influence the outcome of a hearing or decision on motion.

(c) Penalties for Misconduct

- (1) Failure to abide by these rules constitutes misconduct. The Chief Administrative Law Judge or his or her designee may, for good cause, suspend or bar from appearing before the Tribunal an attorney or representative who fails to abide by these rules. The suspension may be either for a specified period of time or indefinitely until the attorney or representative demonstrates to the satisfaction of the Chief Administrative Law Judge or his or her designee that the basis for the suspension no longer exists.
- (2) However, the Chief Administrative Law Judge or his or her designee may not act until after the attorney or representative is given notice and a reasonable opportunity to appear before the Chief Administrative Law Judge or his or her designee to rebut the claims against him or her. The Chief Administrative Law Judge or his or her designee, depending upon the nature of the conduct, will determine whether said appearance will be in person or by a remote method.

This section in no way limits the power of a Hearing Officer as set out in §6-13 of this chapter.

(d) Discipline on Other Grounds

- (1) The Chief Administrative Law Judge may, in addition to the provisions of subdivision (c) of this section, suspend or bar a representative upon a determination that the representative lacks honesty and integrity and that the lack of honesty and integrity will adversely affect his or her practice before the Tribunal.
- (2) Any action pursuant to this subdivision will be on notice to the representative and the representative will be given an opportunity to be heard in a proceeding prescribed by the Chief Administrative Law Judge or his or her designee. Factors to be considered in determining whether a representative lacks honesty and integrity include, but need not be limited to, considering whether the representative has made false, misleading or inappropriate statements to parties or Tribunal staff.

- (e) Judicial Review. The decision of the Chief Administrative Law Judge or his or her designee under subdivision (c) or (d) of this section constitutes a final agency action. Judicial review of the decision may be sought pursuant to Article 78 of the New York Civil Practice Law and Rules.

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SPECIAL MATERIALS

COMPTROLLER

■ NOTICE

LABOR LAW 220 PREVAILING WAGE RATES EFFECTIVE IN THE CITY OF NEW YORK FOR THE PERIOD JULY 1, 2015 THROUGH JUNE 30, 2016

A preliminary Schedule of Wage and Supplement Rates for the period July 1, 2015 through June 30, 2016 which the Comptroller of the City of New York has determined to be prevailing pursuant to New York State Labor Law Section 220 (5) has been posted on the Comptroller's website as indicated below. The final Schedule of Rates and Supplements will be published on July 1, 2015. Please go the following web site for the preliminary schedule:
<http://comptroller.nyc.gov/general-information/prevailing-wage/>
 All questions or comments concerning the preliminary Schedule should

be directed, preferably before June 16, 2015, in writing, to:
Wasył Kinach, P.E.
Director of Classifications
Bureau of Labor Law
Office of the Comptroller
One Centre Street, Room 1122
New York, NY 10007
By Facsimile: (212) 669-4002
By Email: laborlaw@comptroller.nyc.gov

LABOR LAW 230 PREVAILING WAGE RATES EFFECTIVE IN THE CITY OF NEW YORK FOR THE PERIOD JULY 1, 2015 THROUGH JUNE 30, 2016

A preliminary Schedule of Wage and Supplement Rates for the period July 1, 2015 through June 30, 2016 which the Comptroller of the City of New York has determined to be prevailing pursuant to New York State Labor Law Section 234 has been posted on the Comptroller's website as indicated below. The final Schedule of Rates and Supplements will be published on July 1, 2015. Please go the following web site for the preliminary schedule:

http://comptroller.nyc.gov/general-information/prevailing-wage/

All questions or comments concerning the preliminary Schedule should be directed, preferably before June 16, 2015, in writing, to: Wasył Kinach, P.E.

Director of Classifications
Bureau of Labor Law
Office of the Comptroller
One Centre Street, Room 1122
New York, NY 10007
By Facsimile: (212) 669-4002
By Email: laborlaw@comptroller.nyc.gov

NYC ADMINISTRATIVE CODE 6-109 LIVING WAGE AND PREVAILING WAGE RATES EFFECTIVE IN THE CITY OF NEW YORK FOR THE PERIOD JULY 1, 2015 THROUGH JUNE 30, 2016

A preliminary Schedule of Wage and Supplement Rates for the period July 1, 2015 through June 30, 2016 which the Comptroller of the City of New York has determined to be prevailing pursuant to the New York City Administrative Code Section 6-109 has been posted on the Comptroller's website as indicated below. The final Schedule of Rates and Supplements will be published on July 1, 2015. Please go the following web site for the preliminary schedule:

http://comptroller.nyc.gov/general-information/prevailing-wage/

All questions or comments concerning the preliminary Schedule should be directed, preferably before June 16, 2015, in writing, to: Wasył Kinach, P.E.

Director of Classifications
Bureau of Labor Law
Office of the Comptroller
One Centre Street, Room 1122
New York, NY 10007
By Facsimile: (212) 669-4002
By Email: laborlaw@comptroller.nyc.gov

CHANGES IN PERSONNEL

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Title: FIRE DEPARTMENT FOR PERIOD ENDING 05/22/15.

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Title: ADMIN FOR CHILDREN'S SVCS FOR PERIOD ENDING 05/22/15.

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Title: ADMIN FOR CHILDREN'S SVCS FOR PERIOD ENDING 05/22/15.

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Title: HRA/DEPT OF SOCIAL SERVICES FOR PERIOD ENDING 05/22/15.

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Title: HRA/DEPT OF SOCIAL SERVICES FOR PERIOD ENDING 05/22/15.

HRA/DEPT OF SOCIAL SERVICES
FOR PERIOD ENDING 05/22/15

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Lists various employees and their employment details for the Department of Social Services.

DEPT. OF HOMELESS SERVICES
FOR PERIOD ENDING 05/22/15

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Lists various employees and their employment details for the Department of Homeless Services.

DEPARTMENT OF CORRECTION
FOR PERIOD ENDING 05/22/15

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Lists various employees and their employment details for the Department of Correction.

DEPARTMENT OF CORRECTION
FOR PERIOD ENDING 05/22/15

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Lists various employees and their employment details for the Department of Correction.

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Lists various employees and their employment details.

PUBLIC ADVOCATE
FOR PERIOD ENDING 05/22/15

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Lists employees for the Public Advocate position.

CITY COUNCIL
FOR PERIOD ENDING 05/22/15

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Lists various employees and their employment details for the City Council.

CITY CLERK
FOR PERIOD ENDING 05/22/15

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Lists employees for the City Clerk position.

LATE NOTICE

BUILD NYC RESOURCE CORPORATION

NOTICE

SUPPLEMENTAL NOTICE OF PUBLIC HEARING

The Build NYC Resource Corporation (the "Corporation") is a not-for-profit local development corporation organized under Sections 402 and 1411 of the Not-for-Profit Corporation Law of the State of New York. In accordance with the aforesaid law, and pursuant to its certificate of incorporation, the Corporation has the power to issue non-recourse revenue bonds and to make the proceeds of those bonds available for projects that promote community and economic development in The City of New York (the "City"), and to thereby create jobs in the non-profit and for-profit sectors of the City's economy. The Corporation has been requested to issue such bonds for the financings listed below in the approximate dollar amounts respectively indicated. As used herein, "bonds" are the bonds of the Corporation, the interest on which may be exempt from local and/or state and/or federal income taxes; and, with reference to the bond amounts provided herein below, "approximately" shall be deemed to mean up to such stated bond amount or a greater principal amount not to exceed 10% of such stated bond amount. All square footage amounts and wage information shown below are approximate numbers.

Borrower Name: Metropolitan Montessori School (the "School"), a New York not-for-profit education corporation exempt from federal taxation pursuant to Section 501(c)(3) of the Internal Revenue Code of 1986, as amended, as borrower. **Financing Amount:** Approximately

\$17,800,000 in tax-exempt revenue bonds. **Project Description:** Proceeds of the bonds, together with other funds of the School will be used to (1) currently refund Build NYC Resource Corporation Revenue Bonds (2012 Metropolitan Montessori School Project) (the "2012 Bonds") in the currently outstanding approximate amount of \$7,490,000, the proceeds of which were used to refinance a mortgage loan incurred by the School for the acquisition, renovation, equipping and furnishing of 16,709-square-foot, six-floor building located on a 5,109 square-foot parcel of land located at 325 West 85th Street, New York, NY (the "Facility"); (2) refinance a mortgage loan in the currently outstanding approximate amount of \$2,200,000, the proceeds of which were used to acquire a 6,984-square-foot, five-floor building located on a 1,737-square-foot parcel of land located at 315 West 85th Street, New York, NY 10024 (the "Expansion Facility"); (3) finance a portion of the renovation of the Facility and the Expansion Facility for the approximate amount of \$10,000,000; (4) finance prepayment penalties in connection with the redemption of the 2012 Bonds in the approximate amount of \$236,000; and (5) pay certain costs related to the issuance of the bonds. The facilities described herein are owned and operated by the School as an independent preschool and elementary school. **Addresses:** 315 and 325 West 85th Street, New York, NY 10024. **Type of Benefits:** Tax-exempt bond financing and an exemption from City and State mortgage recording taxes. **Total Project Cost:** \$22,360,000. **Projected Jobs:** 43.5 existing full time equivalent jobs, 3 new existing full time equivalent jobs projected. **Hourly Wage Average and Range:** \$43.98/hour, estimated range of \$21.43/hour to \$162.50/hour.

Borrower Name: Yeshivah of Flatbush (the "School"), a New York not-for-profit education corporation exempt from federal taxation pursuant to Section 501(c) (3) of the Internal Revenue Code of 1986, as amended, as borrower. **Financing Amount:** Approximately \$28,000,000 in tax-exempt revenue bonds. **Project Description:** Proceeds from the bonds, together with other funds of the School, will be used to: (i) finance and/or refinance a portion of the costs of construction, renovation, equipping and/or furnishing of a 25,000 square foot building (the "Extension Facility") which will be connected to the existing 100,000 square foot Joel Braverman High School building (the "Existing Facility") both located on a 44,000 square foot parcel of land located at 1609 Avenue J, Brooklyn, NY 11230 (the "Land"); (ii) refinance the acquisition of the Land and/or the acquisition, construction and equipping of the Existing Facility; (iii) finance and/or refinance a portion of the costs of renovations, improvements, equipment, and upgrades to the Existing Facility; and (iv) pay for certain costs related to the issuance of the bonds. The facilities described herein will be owned and operated by the School and used to provide private educational services for students in Grades 9 through 12. **Address:** 1609 Avenue J, Brooklyn, NY 11230. **Type of Benefits:** Tax-exempt bond financing and an exemption from City and State mortgage recording taxes. **Total Project Cost:** \$32,971,000. **Projected Jobs:** 325 existing full time equivalent jobs, 7.5 full time equivalent jobs projected. **Hourly Wage Average and Range:** \$32.91/hour, estimated range of \$11.00/hour to \$131.73/hour.

For any updates to project information after the date of this notice, please visit the website of New York City Economic Development Corporation at www.nycedc.com/buildnyc-project-info.

The Corporation will hold a public hearing on the proposed financings described hereinabove at the offices of the New York City Economic Development Corporation ("NYCEDC"), located at 110 William Street, 4th Floor, New York, NY 10038, commencing at 10:00 A.M. on **Monday, June 8th, 2015**. Interested members of the public are invited to attend. The Corporation will invite comments at such hearing on the proposed financings. In addition, at such hearing the Corporation will provide the public with an opportunity to review the financing application and the cost-benefit analysis for each of the proposed financings. For those members of the public desiring to review project applications and cost benefit analyses before the date of the hearing, copies of these materials are currently available. Persons desiring to obtain copies of these materials may visit the website of New York City Economic Development Corporation at www.nycedc.com or may call (212) 312-3598. Persons desiring to make a brief statement regarding the proposed financings and transactions should give prior notice to the Corporation at the address or phone number shown below. Written comments may be submitted to the Corporation to the attention of Ms. Frances Tufano at the address shown below. Comments, whether oral or written, must be submitted no later than the close of the public hearing. Please be advised that certain of the aforementioned proposed financings and transactions may possibly be removed from the hearing agenda prior to the hearing date. Information regarding such removals will be available by contacting ftufano@nycedc.com on or about noon on the Friday preceding the hearing.

Build NYC Resource Corporation
Attn: Ms. Frances Tufano
110 William Street, 5th Floor
New York, NY 10038
(212) 312-3598

ECONOMIC DEVELOPMENT CORPORATION

CONTRACTS

■ SOLICITATION

Goods and Services

FOOD AND BEVERAGE CO-PACKING FACILITIES, CONSULTANT SERVICES - Request for Proposals - PIN# 6239-0 - Due 7-31-15 at 4:00 P.M.

The food and beverage manufacturing subsector is a bright spot of growth within New York City's industrial sector, currently employing over 15,000 people. The subsector's employment has increased by 11 percent during the last decade, with growth driven by entrepreneurship and small businesses. Over the last several years, the City has invested to support this entrepreneurial growth. To date, New York City Economic Development Corporation ("NYCEDC") has assisted the subsector with a network of culinary incubators, dedicated loan funds, and access to retail opportunities in public markets across New York City. Through this work, and research by New York City Councilmember Stephen Levin, NYCEDC has identified that a shortage of locally provided co-packing services often prevents food and beverage manufacturing firms from scaling in New York City. To better support the development of growth-stage food and beverage manufacturing businesses, NYCEDC is requesting responses from potential operators to fill this service gap for several food categories.

NYCEDC is seeking proposals for the development and operation of food and beverage co-packing facilities within New York City. Proposals are welcome from qualified Operators with manufacturing experience to develop a facility that will support the growth of businesses and jobs within the Food and Beverage Manufacturing subsector. To support the development of one or more food and beverage co-packing facilities, NYCEDC may provide funding to offset start-up costs, capital improvements and operations.

NYCEDC plans to select an Operator 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, experience and quality of any subcontractors proposed, demonstrated successful experience in performing services similar to those encompassed in the RFP, and the proposed fee.

This project has Minority and Women Owned Business Enterprise ("M/WBE") participation goals, and all respondents will be required to submit an M/WBE Participation Proposal 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 public projects. Kick Start Loans facilitates financing for short-term mobilization needs such as insurance, payroll, supplies and equipment. Bidders, sub-contractors and sub-consultants are strongly encouraged to visit the NYCEDC website at www.nycedc.com/opportunitymwdbe to learn more about the program.

An optional informational session will be held on Thursday, June 25, 2015 at 10:00 A.M. at NYCEDC. Those who wish to attend should RSVP by email to co-packing-facilities@edc.nyc on or before June 23, 2015 by 5:00 P.M.

Respondents may submit questions and/or request clarifications from NYCEDC no later than 5:00 P.M. on Thursday, July 2, 2015. Questions regarding the subject matter of this RFP should be directed to co-packing-facilities@edc.nyc. For all questions that do not pertain to the subject matter of this RFP please contact NYCEDC's Contracts Hotline at (212) 312-3969. Answers to all questions will be posted by Friday, July 10, 2015, to www.nycedc.com/RFP.

The RFP is available for in-person pick-up between 9:30 A.M. and 4:30 P.M., Monday through Friday, from NYCEDC. Please submit five (5) sets of your proposal to: NYCEDC, Attention: Maryann Catalano, Senior Vice President, Contracts.

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; co-packing-facilities@edc.nyc

READER'S GUIDE

The City Record (CR) is published each business day and includes notices of proposed New York City procurement actions, contract awards, and other procurement-related information. Solicitation notices for most procurements valued at or above \$100,000 for information technology and for construction and construction related services, above \$50,000 for other services, and above \$25,000 for other goods are published for at least one day. Other types of procurements, such as sole source, require notice in The City Record for five consecutive days. Unless otherwise specified, the agencies and offices listed are open for business Monday through Friday from 9:00 A.M. to 5:00 P.M., except on legal holidays.

NOTICE TO ALL NEW YORK CITY CONTRACTORS

The New York State Constitution ensures that all laborers, workers or mechanics employed by a contractor or subcontractor doing public work are to be paid the same wage rate that prevails in the trade where the public work is being done. Additionally, New York State Labor Law §§ 220 and 230 provide that a contractor or subcontractor doing public work in construction or building service must pay its employees no less than the prevailing wage. Section 6-109 (the Living Wage Law) of the New York City Administrative Code also provides for a "living wage", as well as prevailing wage, to be paid to workers employed by City contractors in certain occupations. The Comptroller of the City of New York is mandated to enforce prevailing wage. Contact the NYC Comptroller's Office at www.comptroller.nyc.gov, and click on Prevailing Wage Schedules to view rates.

CONSTRUCTION/CONSTRUCTION SERVICES OR CONSTRUCTION-RELATED SERVICES

The City of New York is committed to achieving excellence in the design and construction of its capital program, and building on the tradition of innovation in architecture and engineering that has contributed to the City's prestige as a global destination.

VENDOR ENROLLMENT APPLICATION

New York City procures approximately \$17 billion worth of goods, services, construction and construction-related services every year. The NYC Procurement Policy Board Rules require that agencies primarily solicit from established mailing lists called bidder/proposer lists. Registration for these lists is free of charge. To register for these lists, prospective suppliers should fill out and submit the NYC-FMS Vendor Enrollment application, which can be found online at www.nyc.gov/selltonyc. To request a paper copy of the application, or if you are uncertain whether you have already submitted an application, call the Vendor Enrollment Center at (212) 857-1680.

SELLING TO GOVERNMENT TRAINING WORKSHOP

New and experienced vendors are encouraged to register for a free training course on how to do business with New York City. "Selling to Government" workshops are conducted by the Department of Small Business Services at 110 William Street, New York, NY 10038. Sessions are convened on the second Tuesday of each month from 10:00 A.M. to 12:00 P.M. For more information, and to register, call (212) 618-8845 or visit www.nyc.gov/html/sbs/nycbiz and click on Summary of Services, followed by Selling to Government.

PRE-QUALIFIED LISTS

New York City procurement policy permits agencies to develop and solicit from pre-qualified lists of vendors, under prescribed circumstances. When an agency decides to develop a pre-qualified list, criteria for pre-qualification must be clearly explained in the solicitation and notice of the opportunity to pre-qualify for that solicitation must be published in at least five issues of the CR. Information and qualification questionnaires for inclusion on such lists may be obtained directly from the Agency Chief Contracting Officer at each agency (see Vendor Information Manual). A completed qualification questionnaire may be submitted to an Agency Chief Contracting Officer at any time, unless otherwise indicated, and action (approval or denial) shall be taken by the agency within 90 days from the date of submission. Any denial or revocation of pre-qualified status can be appealed to the Office of Administrative Trials and Hearings (OATH). Section 3-10 of the Procurement Policy Board Rules describes the criteria for the general use of pre-qualified lists. For information regarding specific pre-qualified lists, please visit www.nyc.gov/selltonyc.

NON-MAYORAL ENTITIES

The following agencies are not subject to Procurement Policy Board Rules and do not follow all of the above procedures: City University, Department of Education, Metropolitan Transportation Authority, Health & Hospitals Corporation, and the Housing Authority. Suppliers interested in applying for inclusion on bidders lists for Non-Mayoral entities should contact these

entities directly at the addresses given in the Vendor Information Manual.

PUBLIC ACCESS CENTER

The Public Access Center is available to suppliers and the public as a central source for supplier-related information through on-line computer access. The Center is located at 253 Broadway, 9th floor, in lower Manhattan, and is open Monday through Friday from 9:30 A.M. to 5:00 P.M., except on legal holidays. For more information, contact the Mayor's Office of Contract Services at (212) 341-0933 or visit www.nyc.gov/mocs.

ATTENTION: NEW YORK CITY MINORITY AND WOMEN-OWNED BUSINESS ENTERPRISES

Join the growing number of Minority and Women-Owned Business Enterprises (M/WBEs) that are competing for New York City's business. In order to become certified for the program, your company must substantiate that it: (1) is at least fifty-one percent (51%) owned, operated and controlled by a minority or woman and (2) is either located in New York City or has a significant tie to New York City's business community. To obtain a copy of the certification application and to learn more about this program, contact the Department of Small Business Services at (212) 513-6311 or visit www.nyc.gov/sbs and click on M/WBE Certification and Access.

PROMPT PAYMENT

It is the policy of the City of New York to pay its bills promptly. The Procurement Policy Board Rules generally require that the City pay its bills within 30 days after the receipt of a proper invoice. The City pays interest on all late invoices. However, there are certain types of payments that are not eligible for interest; these are listed in Section 4-06 of the Procurement Policy Board Rules. The Comptroller and OMB determine the interest rate on late payments twice a year: in January and in July.

PROCUREMENT POLICY BOARD RULES

The Rules may also be accessed on the City's website at www.nyc.gov/selltonyc

COMMON ABBREVIATIONS USED IN THE CR

The CR contains many abbreviations. Listed below are simple explanations of some of the most common ones appearing in the CR:

ACCO	Agency Chief Contracting Officer
AMT	Amount of Contract
CSB	Competitive Sealed Bid including multi-step
CSP	Competitive Sealed Proposal including multi-step
CR	The City Record newspaper
DP	Demonstration Project
DUE	Bid/Proposal due date; bid opening date
EM	Emergency Procurement
FCRC	Franchise and Concession Review Committee
IFB	Invitation to Bid
IG	Intergovernmental Purchasing
LBE	Locally Based Business Enterprise
M/WBE	Minority/Women's Business Enterprise
NA	Negotiated Acquisition
OLB	Award to Other Than Lowest Responsive Bidder/Proposer
PIN	Procurement Identification Number
PPB	Procurement Policy Board
PQL	Pre-qualified Vendors List
RFEI	Request for Expressions of Interest
RFI	Request for Information
RFP	Request for Proposals
RFQ	Request for Qualifications
SS	Sole Source Procurement
ST/FED	Subject to State and/or Federal requirements

KEY TO METHODS OF SOURCE SELECTION

The Procurement Policy Board (PPB) of the City of New York has by rule defined the appropriate methods of source selection for City procurement and reasons justifying their use. The CR procurement notices of many agencies include an abbreviated reference to the source selection method utilized. The following is a list of those methods and the abbreviations used:

CSB	Competitive Sealed Bidding including multi-step Special Case Solicitations/Summary of Circumstances:
CSP	Competitive Sealed Proposal including multi-step
CP/1	Specifications not sufficiently definite
CP/2	Judgement required in best interest of City
CP/3	Testing required to evaluate
CB/PQ/4	CSB or CSP from Pre-qualified Vendor List/ Advance qualification screening needed
CP/PQ/4	Demonstration Project
DP	Sole Source Procurement/only one source
RS	Procurement from a Required Source/ST/FED
NA	Negotiated Acquisition
	<i>For ongoing construction project only:</i>
NA/8	Compelling programmatic needs
NA/9	New contractor needed for changed/additional work
NA/10	Change in scope, essential to solicit one or limited number of contractors
NA/11	Immediate successor contractor required due to termination/default
	<i>For Legal services only:</i>

NA/12	Specialized legal devices needed; CSP not advantageous
WA	Solicitation Based on Waiver/Summary of Circumstances (Client Services/CSB or CSP only)
WA1	Preventing loss of sudden outside funding
WA2	Existing contractor unavailable/immediate need
WA3	Unsuccessful efforts to contract/need continues
IG	Intergovernmental Purchasing (award only)
IG/F	Federal
IG/S	State
IG/O	Other
EM	Emergency Procurement (award only): An unforeseen danger to:
EM/A	Life
EM/B	Safety
EM/C	Property
EM/D	A necessary service
AC	Accelerated Procurement/markets with significant short-term price fluctuations
SCE	Service Contract Extension/insufficient time; necessary service; fair price Award to Other Than Lowest Responsible & Responsive Bidder or Proposer/Reason (award only) anti-apartheid preference
OLB/a	local vendor preference
OLB/b	recycled preference
OLB/c	other: (specify)
OLB/d	

HOW TO READ CR PROCUREMENT NOTICES

Procurement notices in the CR are arranged by alphabetically listed Agencies, and within Agency, by Division if any. The notices for each Agency (or Division) are further divided into three subsections: Solicitations, Awards, and Lists & Miscellaneous notices. Each of these subsections separately lists notices pertaining to Goods, Services, or Construction.

Notices of Public Hearings on Contract Awards appear at the end of the Procurement Section.

At the end of each Agency (or Division) listing is a paragraph giving the specific address to contact to secure, examine and/or to submit bid or proposal documents, forms, plans, specifications, and other information, as well as where bids will be publicly opened and read. This address should be used for the purpose specified unless a different one is given in the individual notice. In that event, the directions in the individual notice should be followed.

The following is a SAMPLE notice and an explanation of the notice format used by the CR.

SAMPLE NOTICE

POLICE

DEPARTMENT OF YOUTH SERVICES

■ SOLICITATIONS

Services (Other Than Human Services)

BUS SERVICES FOR CITY YOUTH PROGRAM
-Competitive Sealed Bids- PIN#056020000293 -
DUE 04-21-03 AT 11:00 A.M.

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

*NYPD, Contract Administration Unit,
51 Chambers Street, Room 310, New York, NY 10007.
Manuel Cruz (646) 610-5225.*

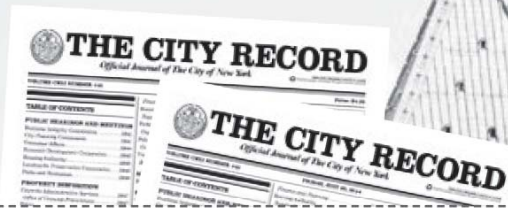
◀m27-30

ITEM	EXPLANATION
POLICE DEPARTMENT	Name of contracting agency
DEPARTMENT OF YOUTH SERVICES	Name of contracting division
■ SOLICITATIONS	Type of Procurement action
<i>Services (Other Than Human Services)</i>	Category of procurement
BUS SERVICES FOR CITY YOUTH PROGRAM	Short Title
CSB	Method of source selection
PIN #056020000293	Procurement identification number
DUE 04-21-03 AT 11:00 A.M.	Bid submission due 4-21-03 by 11:00 A.M.; bid opening date/time is the same.
<i>Use the following address unless otherwise specified or submit bid/proposal documents; etc.</i>	Paragraph at the end of Agency Division listing providing Agency
◀	Indicates New Ad
m27-30	Date that notice appears in The City Record

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1 Centre Street, 17th Floor, New York, NY 10007-1602

Name: _____

Company: _____

Address: _____

City: _____ State: _____ Zip+4: _____

Phone: (____) _____ Fax: (____) _____

Email: _____

Signature: _____

Note: This item is not taxable and non-refundable. The City Record is published five days a week, except legal holidays. For more information call: 212-386-0055, fax: 212-669-3211 or email crsubscriptions@dcas.nyc.gov

