



# THE CITY RECORD

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## THE CITY RECORD

**BILL DE BLASIO**  
Mayor

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Administrative Services

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Editor, The City Record

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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](http://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](http://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](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 - QUEENS**

**■ PUBLIC HEARINGS**

**NOTICE IS HEREBY GIVEN** that a Public Hearing will be held by the Borough President of Queens, Melinda Katz, on **Thursday, March 31, 2016** at 10:30 A.M., in the Borough President's Conference Room, located at 120-55 Queens Boulevard, Kew Gardens, NY 11424, on the following items:

**CD Q11- BSA #240-55 BZ**

**IN THE MATTER OF** an application submitted by Rothkrug Rothkrug & Spector, LLP on behalf of DLC Properties LLC, pursuant to Section 11-411 of the NYC Zoning Resolution, seeks to extend the term of a variance permitting an auto repair shop (UG16) with sales, exchange of vehicles and products, to amend the grant to permit a change in use to automobile sales (UG9) and to extend the time to obtain a Certificate of Occupancy in R6B/C2-2 and R4 zoning districts, located at **207-22 Northern Boulevard**, Block 7305, Lot 19, Zoning Map 11b, Bayside, Borough of Queens.

**CD Q11 - BSA #716-82 BZ**

**IN THE MATTER OF** an application submitted by Rothkrug Rothkrug & Spector, LLP on behalf of Cigarette Realty Co, LLC, pursuant to Sections 72-21 and 72-22 of the New York City Zoning Resolution, seeks to extend the term of a variance allowing change in use from auto repair and showroom to permitted retail stores and offices and accessory parking at the rear of the building within R6B/C2-2 and R4 districts, located at **209-30 Northern Boulevard**, Block 7309 Lot 15, Zoning Map 11b, Bayside, Borough of Queens.

**CD Q02 - BSA# 173-93 BZ**

**IN THE MATTER OF** an application submitted by Eric Palatnik, P.C. on behalf of the YMCA, pursuant to Section 72-21 of the NYC Zoning Resolution, to reopen and amend a previously granted variance for a community facility to allow construction of a hotel with available unused development rights on a site in a M1-4 District located at **32-23 Queens Boulevard/43-11 32nd Place**, Block 244, Lot 24, Zoning Map 9b, Long Island City, Borough of Queens.

**CD Q07 - ULURP #C 160138 ZMQ**

**IN THE MATTER OF** an application submitted by the City of New York Department of Housing Preservation and Development ("HPD"), pursuant to Section 197(c) of the NYC Charter, for a zoning map amendment to rezone from a C4-2 district to a C4-5X district, **Block 5037, Lots 60, 61, 62, 63, 64 and 65 and part of 5** on 41<sup>st</sup> Avenue between Main Street and College Point Boulevard, Zoning Map 10b, Flushing, Borough of Queens. (Related: ULURP #N 160139 ZRQ, #C 160140 ZSQ, #C160141 ZSQ, #C 160143 HAQ)

**CD Q07 - ULURP #C 160139 ZRQ**

**IN THE MATTER OF** an application submitted by the City of New York Department of Housing Preservation and Development ("HPD"), pursuant to Section 197(c) of the NYC Charter, for a zoning text amendment to map the project area as a Mandatory Inclusionary Housing Area, **Block 5037, Lots 60, 61, 62, 63, 64 and 65 and part of 5** on 41<sup>st</sup> Avenue between Main Street and College Point Boulevard, Zoning Map 10b, Flushing, Borough of Queens. (Related: ULURP #C160138 ZMQ, #C 160140 ZSQ, #C160141 ZSQ, #C 160143 HAQ)

**CD Q07 - ULURP #C 160140 ZSQ**

**IN THE MATTER OF** an application submitted by the City of New York Department of Housing Preservation and Development ("HPD"), pursuant to Section 197(c) of the NYC Charter, for a special permit to allow an attended parking garage with a maximum capacity of 229 spaces in a high-density central area pursuant to ZR Section 74-52, **Block 5037, Lots 64 and 65** on 41<sup>st</sup> Avenue between Main Street and College Point Boulevard, Zoning Map 10b, Flushing, Borough of Queens. (Related: ULURP #C160138 ZMQ, #C 160139 ZRQ, #C160141 ZSQ, #C 160143 HAQ)

**CD Q07 - ULURP #C 160141 ZSQ**

**IN THE MATTER OF** an application submitted by the City of New York Department of Housing Preservation and Development ("HPD"), pursuant to Section 197(c) of the NYC Charter, for a special permit to allow development within or over a railroad right-of-way, pursuant to Section 74-681, **Block 5037, Lots 64 and 65** on 41<sup>st</sup> Avenue between Main Street and College Point Boulevard, Zoning Map 10b, Flushing, Borough of Queens. (Related: ULURP #C160138 ZMQ, #C 160139 ZRQ, #C160140 ZSQ, #C 160143 HAQ)

**CD Q07 - ULURP #C 160143 HAQ**

**IN THE MATTER OF** an application submitted by the City of New York Department of Housing Preservation and Development ("HPD"), pursuant to Section 197(c) of the NYC Charter, for a designation and project approval of an Urban Development Action Area Project and disposition of City-Owned property:

- Designation of the Development Site as an Urban Development Action Area;
- Approval of the Proposed Development as an Urban Development Action Area Project;
- Disposition of the Development site to a developer selected by HPD;

to facilitate the development of a 10-story, mixed-use, 100% affordable multi-family housing project on **Block 5037, Lots 64 and 65** on 41<sup>st</sup> Avenue between Main Street and College Point Boulevard, Zoning Map 10b, Flushing, Borough of Queens. (Related: ULURP #C160138 ZMQ, #N 160139 ZRQ, #C 160140 ZSQ, #C160141 ZSQ)

NOTE: Individuals requesting Sign Language Interpreters should contact the Borough President's Office, (718) 286-2860, TDD users should call (718) 286-2656, no later than **FIVE BUSINESS DAYS PRIOR TO THE PUBLIC HEARING.**

m25-31

**CITY PLANNING COMMISSION**

**■ PUBLIC HEARINGS**

**NOTICE IS HEREBY GIVEN** that resolutions have been adopted by the City Planning Commission, scheduling public hearings on the following matters to be held at Spector Hall, 22 Reade Street, New York, NY, on Wednesday, March 30, 2016 at 10:00 A.M.

**BOROUGH OF THE BRONX**

**No. 1**

**3276 JEROME AVENUE**

**CD 7**

**C 160064 ZMX**

**IN THE MATTER OF** an application submitted by Mosholu Petrol Realty, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 1d, changing from an R8 District to a C8-2 District property bounded by Risse Street, a line 150 feet northerly of Van Cortlandt Avenue, a line perpendicular to the southeasterly street line of Jerome Avenue distant 180 feet southwesterly (as measured along the street line) from the point of intersection of the southeasterly street line of Jerome Avenue and the westerly street line of Risse Street, and a line 100 feet southeasterly of

Jerome Avenue, as shown on a diagram (for illustrative purposes only) dated December 14, 2015.

**BOROUGH OF BROOKLYN**  
**Nos. 2, 3 & 4**  
**OXFORD NURSING HOME**  
**No. 2**

**CD 6** **C 150361 ZMK**  
**IN THE MATTER OF** an application submitted by the Conover King Realty, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 16a:

- changing from an M2-1 District to an M1-4/R6 District property bounded by King Street, a line 100 feet northwesterly of Van Brunt Street, Sullivan Street, a line 200 feet northwesterly of Van Brunt Street, a line midway between King Street and Sullivan Street, and Conover Street; and
- establishing a Special Mixed Use District (MX-5) bounded by King Street, a line 100 feet northwesterly of Van Brunt Street, Sullivan Street, a line 200 feet northwesterly of Van Brunt Street, a line midway between King Street and Sullivan Street, and Conover Street;

as shown in a diagram (for illustrative purposes only) dated November 30, 2015.

**No. 3**

**CD 6** **C 150362 ZSK**  
**IN THE MATTER OF** an application submitted by Conover King Realty, LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-902 of the Zoning Resolution to modify the requirements of Section 24-111 (Maximum floor area ratio for certain community facility uses) to permit the allowable community facility floor area ratio of Section 24-11 (Maximum Floor Area Ratio and Percentage of Lot Coverage) to apply to a proposed 200-bed nursing home on property located at 141 Conover Street (Block 555, Lot 5), in an M1-4/R6\* District, within a Special Mixed Use District (MX-5)\*.

\*Note: The site is proposed to be rezoned by changing from an M2-1 District to an M1-4/R6 and by establishing a Special Mixed Use District (MX-5), under a concurrent related application C 150361 ZMK.

Plans for this proposal are on file with the City Planning Commission and may be seen in Room 3054, 120 Broadway, New York, NY 10271-0001

**No. 4**

**CD 6** **N 160081 ZRK**  
**IN THE MATTER OF** an application submitted by Conover King Realty, LLC pursuant to Section 201 of the New York City Charter for an amendment of the Zoning Resolution of the City of New York modifying Appendix F (Inclusionary Housing Designated Areas) and a related section in Article XII, Chapter 3 (Special Mixed Use District) to apply Inclusionary Housing regulations.

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

\* \* \*

**Article XII - Special Purpose Districts**

**Chapter 3**  
**Special Mixed Use District**

\* \* \*

**123-63**  
**Maximum Floor Area Ratio and Lot Coverage Requirements for Zoning Lots Containing only Residential Buildings in R6, R7, R8 and R9 Districts**

\* \* \*

#Special Mixed Use District#	Designated #Residence District#
MX 2 - Community District 2, Brooklyn	R7A R8A
<u>MX 5 - Community District 6, Brooklyn</u>	<u>R6</u>
MX 8 - Community District 1, Brooklyn	R6 R6A R6B R7A
MX 11 - Community District 6, Brooklyn	R7-2
MX 14 - Community District 6, The Bronx	R7A R7X

\* \* \*

**APPENDIX F**

\* \* \*

**BROOKLYN**

\* \* \*

**Brooklyn Community District 6**

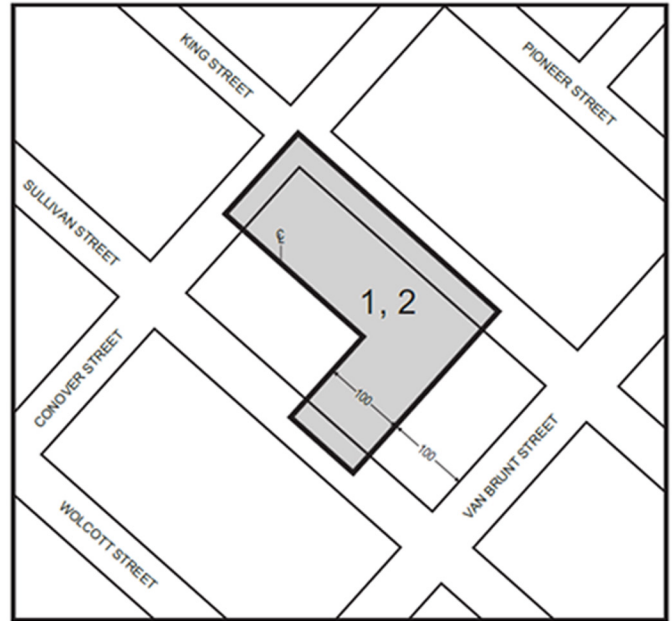
In the R6 and R7-2 Districts within the areas shown on the following Maps 1 and 2:

Map 1 - (3/11/09)

\* \* \*

Map 2 - [date of adoption]

[Proposed Map]



**Mandatory Inclusionary Housing Area (MIHA)**  
**1, 2 MIH Program Option 1 and Option 2 [Section 23-154(d)(3)]**

\* \* \*

**BOROUGH OF MANHATTAN**  
**No. 5**  
**375 PEARL STREET OFFICE SPACE**

**CD 1** **N 160195 PXM**  
**IN THE MATTER OF** a Notice of Intent to acquire office space submitted by the Department of Citywide Administrative Services, pursuant to Section 195 of the New York City Charter for use of property located at 375 Pearl Street (Block 113, Lot 7501) (Human Resources Administration offices).

**No. 6**  
**WATER STREET UPGRADES TEXT AMENDMENT**

**CD 1** **N 160166 ZRM**  
**IN THE MATTER OF** an application submitted by the Alliance for Downtown New York, the New York City Economic Development Corporation, 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, relating to Article IX, Chapter I (Special Lower Manhattan District) and related sections concerning arcades, plazas, and urban plazas within Community District 1, Borough of Manhattan.

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

**Article III - Commercial District Regulations**

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

\* \* \*

**37-625**  
**Design changes**

Except as otherwise provided in Sections 74-41 (Arenas, Auditoriums, Stadiums or Trade Expositions), 91-83 (Retail Uses Within Existing Arcades), and 91-841 (Authorization for retail uses within existing arcades), design changes to existing #plazas#, #residential plazas# or #urban plazas# may be made only upon certification by the Chairperson of the City Planning Commission that such changes would result in a #plaza#, #residential plaza# or #urban plaza# that is in greater

accordance with the standards set forth in Section 37-70 (PUBLIC PLAZAS), inclusive. The provisions of Section 37-78 (Compliance), other than paragraph (e) (Special regulations for an #urban plaza# in the #Special Lower Manhattan District#), shall be made applicable to such #plaza#, #residential plaza# or #urban plaza#.

\* \* \*

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

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

\* \* \*

(c) Certification

Kiosks and open air cafes may be placed within the area of a #publicly accessible open area# upon certification by the Chairperson of the City Planning Commission to the Commissioner of Buildings, that:

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

\* \* \*

(d) Process

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

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

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

All applications for the placement of kiosks or open air cafes shall include a detailed site plan or plans indicating compliance with the provisions of this Section, including the layout and number of tables, chairs, restaurant equipment and heating lamps, as well as the storage location for periods when the kiosk or open air cafe is closed. Where a kiosk or open air cafe is to be located within an existing #publicly accessible open area#, each kiosk or open air cafe application must be accompanied by a compliance report in accordance with the requirements of Section 37-78, paragraph (c).

Where design changes to #publicly accessible open areas# are necessary in order to accommodate such kiosk or open air cafe, or to comply with paragraph (c)(6) of this Section, a certification pursuant to Section 37-625 (Design changes) shall be required, except that within the #Special Lower Manhattan District#, design changes to a #publicly accessible open area# pursuant to the provisions of Section 91-832 (Plazas) as part of a certification pursuant to Section 91-83 (Retail Uses Within Existing Arcades), an authorization pursuant to Section 91-841 (Authorization for retail uses within existing arcades), or a certification pursuant to Section 91-837 (Additional design changes) may satisfy the requirements in paragraph (c)(6) of this Section.

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

\* \* \*

**Article IX - Special Purpose Districts**

**Chapter 1  
Special Lower Manhattan District**

\* \* \*

**91-00  
GENERAL PURPOSES**

The "Special Lower Manhattan District" established in this Resolution is designed to promote and protect public health, safety, general welfare and amenity. These general goals include, among others, the following specific purposes:

- (a) encourage development of a 24-hour community through the conversion of older commercial buildings to residential use;
- (b) facilitate maximum design flexibility of buildings and enhance the distinctive skyline and streetscape of Lower Manhattan;
- (c) improve public use and enjoyment of the East River waterfront by creating a better physical and visual relationship between development along the East River and the waterfront area, public access areas and the adjoining upland community;
- (d) enhance the pedestrian environment by relieving sidewalk congestion and providing pedestrian amenities;
- (e) restore, preserve and assure the use of the South Street Seaport Subdistrict as an area of small historic and restored buildings, open to the waterfront and having a high proportion of public spaces and amenities, including a South Street Seaport Environmental Museum, with associated cultural, recreational and retail activities;
- (f) establish the Historic and Commercial Core to protect the existing character of this landmarked area by promoting development that is harmonious with the existing scale and street configuration; ~~and~~
- (g) establish the Water Street Subdistrict to improve the urban design relationship between existing buildings and open areas by promoting retail activities and the enhancement of existing public spaces with new amenities in this area; and
- (g)(h) 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.

\* \* \*

**91-03  
District Maps**

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

- Map 1 Special Lower Manhattan District
- Map 2 Street Wall Continuity Types 1, 2A, 2B & 3
- Map 3 Street Wall Continuity Types 4 & 5
- Map 4 Designated Retail Streets
- Map 5 Curb Cut Prohibitions
- Map 6 South Street Seaport Subdistrict (Section 91-63)
- Map 7 Subway Station Improvement Areas
- Map 8 Public Access Modification Areas:

## Map 9 Water Street Subdistrict.

\* \* \*

**91-80  
PUBLIC ACCESS AREAS**

**[ALL NEW TEXT (91-80 THROUGH 91-843) FOLLOWS -  
DELETED TEXT (91-80 THROUGH 91-821)  
IS LOCATED AFTER APPENDIX MAPS]**

The following regulations shall apply to arcades and #publicly accessible open areas# existing on [effective date of amendment] located within the Water Street Subdistrict as shown on Map 8 in Appendix A of this Chapter except for the #plaza# that was the subject of special permit application CP-20518, approved by the City Planning Commission on November 27, 1968.

For the purposes of this Section, inclusive, "arcade" shall refer to an #arcade# or #through block arcade# provided in accordance with the provisions of Section 12-10 (DEFINITIONS) and Section 37-80 (ARCADES), or any other arcade that generated a #floor area# bonus as evidenced by plans approved by the Department of Buildings.

A horizontal #enlargement# permitted by Section 91-83 (Retail Uses Within Existing Arcades) or Section 91-841 (Authorization for retail uses within existing arcades) shall not be included as #floor area#, and such additional area shall not result in a reduction of the permitted floor area.

No arcade may be eliminated or reduced in size pursuant to paragraph (a) of Section 33-124 (Existing public amenities for which floor area bonuses have been received). In lieu thereof, the provisions of Sections 91-83 and 91-841 shall apply. The provisions of paragraph (d) of Section 33-124 shall be modified to also permit the reduction or elimination of an arcade for which a #floor area# bonus has been utilized pursuant to the provisions of Sections 91-83 or 91-841.

For any #zoning lot# that was the subject of application C810325ZSM, C810506ZSM or C841070ZSM, a certification pursuant to Section 91-83 or an authorization pursuant to Section 91-841 shall not result in a departure from the findings and conditions specified in the applicable special permit, and such certification or authorization shall not require modification of the applicable special permit unless such a modification is required pursuant to a related restrictive declaration. For the #zoning lot# that was the subject of application C810325ZSM, the existing #through block arcade# shall not be eliminated, but may be modified in size and configuration provided that the standards for #through block arcades# set forth in Section 12-10 are met.

Public events may take place within a #publicly accessible open area# or arcade pursuant to the provisions of Section 91-81 (Events Within Public Access Areas). Publicly accessible tables, chairs, shade umbrellas and heating lamps may be located within a #publicly accessible open area# or arcade pursuant to the provisions of Section 91-82 (Amenities Within Public Access Areas). An outdoor cafe may be located within an arcade pursuant to Section 91-821 (Certification for outdoor cafes within arcades). A horizontal #enlargement# of the ground floor and second floor levels may be permitted within arcades, or portions thereof, located within Area A in Map 9 of Appendix A of this Chapter pursuant to the provisions of Section 91-83, and within Area B pursuant to the provisions of Section 91-841. In no event shall an #enlargement# be permitted within arcades, or portions thereof, located within Area C on Map 9 in Appendix A of this Chapter.

**91-81  
Events Within Public Access Areas**

The provisions of Article III, Chapter 7 restricting the temporary placement or storage of event-related amenities or equipment within a #publicly accessible open area# or arcade shall be modified by the provisions of this Section. The temporary placement or storage of event-related equipment or amenities in accordance with the provisions of this Section shall not constitute a design change pursuant to the provisions of Section 37-625 (Design changes) or Section 91-837 (Additional design changes).

Events including, but not limited to, farmers' markets, holiday markets, concerts and performances, art and cultural exhibitions and festivals are permitted within all #publicly accessible open areas# and arcades. The utilization of a #publicly accessible open area# or arcade for the promotion of products or services shall not itself qualify as an event permitted under this Section.

Events shall be open to the public, provide free and unticketed admission and only be permitted to use amplified sound between the hours of 9:00 A.M. and 10:00 P.M. All #publicly accessible open areas# and arcades shall continue to be publicly accessible at all times. Event-related amenities and equipment shall be considered temporary permitted obstructions provided that sufficient circulation space connecting all #streets# and #building# entrances exists. All #publicly accessible open areas# and arcades shall be restored to their approved condition within 24 hours of the conclusion of an event.

The storage of equipment or materials outside of an event's scheduled

hours, excluding time required for set up and clean up, shall not be permitted within a #publicly accessible open area# or arcade, except that for events taking place over multiple days or weeks, large temporary equipment that require assembly and will be actively used during the event, such as stages, kiosks and sound and video entertainment systems, may remain in the #publicly accessible open area# or arcade outside of the event's scheduled hours.

**91-82  
Amenities Within Public Access Areas**

The provisions of Article III, Chapter 7 restricting the placement of tables, chairs, shade umbrellas and heating lamps within a #publicly accessible open area# or arcade shall be modified by the provisions of this Section. The placement of tables, chairs, shade umbrellas or heating lamps in accordance with the provisions of this Section, inclusive, shall not constitute a design change pursuant to the provisions of Section 37-625 (Design changes) or Section 91-837 (Additional design changes).

Publicly accessible tables and chairs, as well as shade umbrellas and heating lamps, shall be permitted obstructions within a #publicly accessible open area# or arcade, provided that such obstructions comply with the provisions of Section 91-822 (Requirements for furnishings), as applicable. Tables, chairs, shade umbrellas and heating lamps provided pursuant to this Section may be used by the public without restriction. Outdoor cafes may be placed within an arcade by certification pursuant to Section 91-821 (Certification for outdoor cafes within arcades).

**91-821  
Certification for outdoor cafes within arcades**

An outdoor cafe may be permitted within an arcade upon certification by the Chairperson of the City Planning Commission to the Commissioner of Buildings that, in addition to the provisions of this Section, the provisions of Section 91-822 (Requirements for furnishings) are met. An outdoor cafe that is permitted by this Section shall be a permanently unenclosed restaurant or eating or drinking place, which may have waiter or table service.

No portion of an outdoor cafe that is permitted by this Section may extend into a #publicly accessible open area# except where an open air cafe has been permitted by a certification pursuant to Section 37-73 (Kiosks and Open Air Cafes).

In order to certify that the proposed modification to an existing arcade is consistent with the provisions of this Section, the applicant shall submit to the Chairperson a site plan and other detailed plans demonstrating that the proposed obstructions within the existing arcade and, where applicable pursuant to paragraph (a)(2) of Section 91-822, the adjacent #publicly accessible open area#, will comply with the provisions of this Section. The placement of publicly accessible tables and chairs within a #publicly accessible open area# pursuant to paragraph (a)(2) of Section 91-822 shall not constitute a design change pursuant to the provisions of Section 37-625 (Design changes).

All plans for arcades or other #publicly accessible open areas# that are the subject of a certification pursuant to this Section shall be filed and duly recorded in the Office of the City Register of the City of New York, indexed against the property in the form of a legal instrument, in a form satisfactory to the Chairperson, providing notice of the certification of the arcade, pursuant to this Section. Such filing and recording of such instrument shall be a precondition to certification. The recording information shall be included on the certificate of occupancy for any #building#, or portion thereof, on the #zoning lot# issued after the recording date.

**91-822  
Requirements for furnishings**

The following provisions shall apply to all furnishings, including tables, chairs, shade umbrellas and heating lamps, permitted by Section 91-82 (Amenities Within Public Access Areas) and Section 91-821 (Certification for outdoor cafes within arcades).

**(a) Size, location and other requirements****(1) Requirements for all furnishings**

All furnishings shall be moveable. Permanent fixtures may be installed in the ground of a #publicly accessible open area# or arcade for the purposes of supporting shade umbrellas or heating lamps provided that such fixtures are flush-to-grade.

No furnishings shall be permitted within five feet of any #building# entrance, nor shall they be permitted within any required circulation paths.

**(2) Additional requirements for outdoor cafes located within arcades**

Where an outdoor cafe is provided pursuant to Section 91-821, a minimum of four tables and 16 chairs shall be provided and made available to the public without restriction.

which may be located within an arcade or within a #publicly accessible open area# and shall be outside of the permitted cafe boundary.

Outdoor cafes shall be located at the same elevation as the adjoining sidewalk area or #publicly accessible open area#, except that they may be located no more than six inches below or on a platform no more than six inches above such adjoining sidewalk area or #publicly accessible open area#. The outdoor cafe shall be permanently marked in accordance with the applicable standards for open air cafes set forth in paragraph (b) of Section 37-73.

Fences, planters, walls, fabric dividers or other barriers that separate outdoor cafe areas from other portions of the arcade or adjacent sidewalks or #publicly accessible open areas# shall be prohibited. No kitchen equipment shall be installed within an outdoor cafe.

(3) Circulation requirements for outdoor cafes located within arcades

For arcades with a depth of 10 feet or less, as measured from the column face furthest from the #street line# or #publicly accessible open area# to the #street wall#, an unobstructed path not less than three feet shall be provided. For arcades with a depth greater than 10 feet, as measured from the column face furthest from the #street line# or #publicly accessible open area# to the #street wall#, such unobstructed pedestrian way shall be increased to at least six feet. For #through block arcades#, an unobstructed pedestrian way, except for approved doorways, of at least eight feet shall be provided connecting each #street# on which the #through block arcade# fronts.

(b) Operation

(1) Requirements for all tables and chairs

Except as otherwise provided in paragraph (b)(2) of this Section, tables, chairs, shade umbrellas and heating lamps may be stored or secured within an arcade between the hours of 9:00 P.M. and 7:00 A.M., but may not be stored or secured within a #publicly accessible open area#.

(2) Additional requirements for outdoor cafes located within arcades

Publicly accessible tables and chairs that are required by paragraph (a)(2) of this Section may not be removed or secured while the cafe is in active use.

All furnishings of within the boundary of an outdoor cafe, including tables, chairs, shade umbrellas, bussing stations and heating lamps, shall be completely removed from the arcade when the outdoor cafe is not in active use, except that tables and chairs may remain in such arcade if they are unsecured and may be used by the public without restriction.

Litter receptacles shall be provided in accordance with the standards for #public plazas# set forth in Section 37-744 (Litter receptacles).

91-83 Retail Uses Within Existing Arcades

A horizontal #enlargement# of the ground floor and second floor levels within an arcade located within Area A on Map 9 in Appendix A of this Chapter may be permitted upon certification by the Chairperson of the City Planning Commission to the Commissioner of Buildings that such #enlargement# complies with the provisions of this Section, and the following conditions are met:

- (a) the horizontal #enlargement# meets the requirements of Section 91-831 (Ground floor requirements);
(b) a compensating amenity is provided pursuant to the provisions of Section 91-832 for plazas, Section 91-834 for indoor public spaces, or Section 91-835 for alternative improvements; and
(c) the additional requirements of Section 91-836, as applicable.

For #zoning lots# with one or more #publicly accessible open areas#, unless an alternative improvement has been identified in Section 91-835, an improvement to all #publicly accessible open areas# pursuant to the provisions of Section 91-832 shall be required as the compensating amenity required by condition (b) of this Section, and a certification for design changes pursuant to Section 37-625 (Design changes) shall not be required. Where a #publicly accessible open area# was improved and is fully compliant with a prior certification pursuant to Section 37-625 that was granted before [date of referral], the improvement of such #publicly accessible open area# shall not be required.

The provision of a compensating amenity as part of a prior certification pursuant to this Section or a prior authorization pursuant to Section 91-841 (Authorization for retail uses within existing arcades) may satisfy the requirements of condition (b) of this Section for a

compensating amenity.

As part of the certification, a horizontal #enlargement# of the ground floor level may be permitted within the area between a #street wall# and an arcade that did not generate a #floor area# bonus prior to [effective date of amendment]. The provisions of Section 91-831 (Ground floor requirements) shall not apply to such portion of the horizontal #enlargement#.

As part of the certification, a horizontal #enlargement# of the ground floor level may be permitted along existing #building# walls that do not face an arcade. The locational requirements of paragraph (a)(1) of Section 91-831 and the #use# prohibitions of paragraph (b)(1)(ii) of Section 91-831 shall apply to such #enlargement#. Where the #enlargement# takes place along a #publicly accessible open area#, the #use# and transparency requirements of Section 91-831 for new #building# walls facing a #publicly accessible open area# shall apply.

91-831 Ground floor requirements

The provisions of this Section shall apply to the #street wall# of the ground floor level #enlargement#. For the purposes of this Section, a #building# wall that faces a #publicly accessible open area# or #through block arcade# shall also be considered a #street wall#, and the provisions herein for new #building# walls fronting on a #publicly accessible open area# shall also apply to new #building# walls fronting on a #through block arcade#, except as otherwise specified.

(a) Location of #enlargement#

(1) Location of new #building# walls

All new #building# walls shall extend to the full height of the arcade. New #building# walls may only be located between the column face closest to an existing #street wall# and the column face furthest from an existing #street wall# or the #street wall# location of the floor above, except that new #building# walls within an existing #through block arcade# that do not face a #street# may extend past the column face furthest from the existing #street wall# provided that the standards for #through block arcades# set forth in Section 12-10 (DEFINITIONS) and all other provisions of this Section are met. New #building# walls within an existing #through block arcade# that do not face a #street# shall not be required to extend for the full height of the #through block arcade#.

(2) Length of new #building# walls

An #enlargement# shall extend for the full length of the #street wall#, except for the locations specified on Map 9 in Appendix A of this Chapter and except if a corner arcade that adjoins the Water Street #street line# and another #street line# or #publicly accessible open area# is provided in accordance with the provisions of paragraph (c) of Section 37-53 (Design Standards for Pedestrian Circulation Spaces) which may provide a clear path 10 feet wide. However, an #enlargement# shall not be required along the length of the #street wall# occupied by an existing parking or loading entrance. Where an #enlargement# within an arcade extends along two or more #street walls#, the #enlargement# shall also include the area where the arcade areas intersect, except as otherwise provided in this Section, and the location of new #building# walls in such area shall be subject to the provisions of paragraph (a)(1) of this Section.

(b) Permitted #uses# within an #enlargement#

(1) Requirements for all frontages

(i) Retail #uses#

The #street# frontage or frontage along a #publicly accessible open area# of the #enlarged# portion of the ground floor level shall be allocated exclusively to the #uses# permitted by Section 91-12 (Uses on Designated Retail Streets) and indoor public spaces that are provided in accordance with the provisions of Section 91-834.

All #uses# permitted by this paragraph shall occupy a height no less than that of the ground floor level, and shall occupy a depth no less than that of the existing arcade where the #enlargement# is taking place.

(ii) Parking, loading and mechanical equipment

No garage entrances, driveways, parking spaces or loading berths shall be permitted within an #enlargement#. No exhaust vents or mechanical equipment shall be permitted on any new #building# wall unless such exhaust vents are more than 15 feet above the level of the curb.

(2) Additional #use# requirement for a #publicly accessible open area# or #through block arcade#

At least 50 percent of the total frontage of all new #building#

walls fronting on a #publicly accessible open area# or #through block arcade#, excluding such frontage occupied by #building# lobbies, shall be occupied by retail or service establishments permitted by paragraph (b)(1) of this Section. As an alternative, the amount of frontage required by this paragraph for occupancy by retail or service establishments may be partially or fully located along existing #building# walls fronting on the #publicly accessible open area# or #through block arcade# and the transparency requirements of paragraph (c)(3) of this Section shall apply to such frontage.

Libraries, museums and art galleries are permitted #uses# that may front on a #publicly accessible open area#. Banks shall not be a permitted #use# on any #publicly accessible open area# or #through block arcade#. #Uses# required by this paragraph shall be directly accessible from the #publicly accessible open area# or #through block arcade#.

(c) **Frontage**

(1) **Number of establishments**

The provisions of this paragraph shall apply when the second floor level within an arcade is #enlarged#.

Along the longest #street wall# of the ground floor level #enlargement#, at least two establishments permitted by paragraph (b) of this Section shall be provided on the ground floor level. Frontage that is solely dedicated to access a #use# on a level other than the ground floor level shall not constitute an establishment for the purposes of this paragraph.

(2) **Access, entrances and lobbies**

Along each #street wall# where an #enlargement# takes place, the length of the total aggregate frontage of new and existing #building# walls that may be occupied by a #primary entrance# for the principal #use# of the #building# shall not exceed 40 feet or 25 percent of the total #street wall# length, whichever is less, except that along Water Street a #primary entrance# may occupy a maximum of 50 feet of #street wall# length regardless of the total aggregate frontage of new and existing #building# walls along such #street#. For a #primary entrance# that fronts on a #publicly accessible open area#, such entrance shall occupy a minimum frontage length of 20 feet or a length equal to the distance between the two closest columns adjacent to the #publicly accessible open area#, whichever is less. A #primary entrance# to the principal #use# of the #building# may front on a #through block arcade# or indoor public space provided in accordance with Section 91-834 (Indoor public spaces), but may only occupy a maximum frontage length of 25 feet.

Where more than 50 percent of the length of the arcade #enlargement# is occupied by a #primary entrance# permitted by this paragraph, retail or service establishments with an aggregate frontage length equal to at least 50 percent of the length of the #enlargement# shall be required along new or existing #building# walls along the same #street# frontage as the #enlargement#, and the transparency requirements of paragraph (c)(3) of this Section shall apply to such frontage along existing #building# walls.

(3) **Transparency and flood resilience**

At least 70 percent of the #street wall# surface area exclusive of existing columns between two feet and either 14 feet above grade or the ceiling level of the ground floor of the #building#, whichever is lower, shall be treated with clear, untinted transparent material.

Permanent fixtures for temporary flood control devices and associated emergency egress systems that are assembled prior to a storm and removed thereafter and are affixed to a column may obstruct any transparent portion of a new #building# wall. Such permanent fixtures shall not be considered a non-transparent portion of a new #building# wall. Additionally, such permanent fixtures shall be encased in a decorative material. Temporary flood control devices and associated emergency egress systems shall be permitted in front of any new #building# wall for a reasonable period of time prior to and after a storm event, as determined by the Department of Buildings.

**91-832  
Plazas**

A #publicly accessible open area# shall be improved in full accordance with the provisions of Section 37-70 (PUBLIC PLAZAS) as modified by this Section, and as further modified by Section 91-833 (Special regulations for plazas less than 40 feet in depth) for #publicly accessible open areas# with a maximum depth of less than 40 feet, as measured perpendicular to any #street line#. Subsequent design changes to any #publicly accessible open area# pursuant to the provisions of such Sections may only be permitted pursuant to Section

91-837 (Additional design changes). The City Planning Commission may authorize a modification of the provisions of this Section and Section 91-833 pursuant to Section 91-842 (Authorization to modify design requirements).

- (a) For the purposes of applying the provisions of this Section, any area or #street# frontage of the #publicly accessible open area# occupied by a garage entrance, driveway, loading berth or gratings for electrical vaults may be excluded from the calculation of the total area or total #street# frontage of the #publicly accessible open area#. Such area shall remain open and accessible to the public at all times.
- (b) The area dimension requirements of Section 37-712, the locational restrictions of Section 37-713, the orientation restrictions of Section 37-714 and the requirements for major and minor portions of #public plazas# set forth in Sections 37-715 and 37-716, respectively, shall not apply.
- (c) The #through block public plaza# provisions of Section 37-717 that require a setback along any #building# wall or walls that adjoin a #through block public plaza# or through #block# portion of a #publicly accessible open area# shall not apply.
- (d) The sidewalk frontage provisions of Section 37-721 shall be modified as follows:
- (1) The requirement for 50 percent of the area within 15 feet of a #street line# or sidewalk widening line to be free of obstructions may be reduced to the minimum extent necessary to allow existing walls or structures within such area to remain provided that such walls or structures do not increase in height or length, and all portions of the #publicly accessible open area# are accessible from a #street#, arcade or other portion of the #publicly accessible open area#.
  - (2) Paragraph (b) shall be modified to allow planters with bounding walls that exceed a height of two feet that are permitted by paragraph (g) of this Section to be located in such area.
  - (3) For #corner public plazas#, where there is a change in elevation permitted by paragraph (e) of this Section for the area within 15 feet of the intersection of any two or more #streets# on which the #publicly accessible open area# fronts, such area shall not be required to be at the same elevation as the adjoining public sidewalk, but must be free of obstructions except as may otherwise be provided in paragraph (d)(1) of this Section.
- (e) The provisions of Section 37-722 (Level of plaza) shall be modified to permit any elevation of the #publicly accessible open area# existing on [effective date of amendment] to remain.
- (f) The provisions of Section 37-726 (Permitted obstructions) shall be modified as follows:
- (1) Paragraph (c) shall be modified to allow awnings above retail and service establishments that do not project into the #publicly accessible open area# more than three feet when measured perpendicular to the #building# facade. There shall be no limitation on the area or height of an awning, but in no event shall an awning for a retail or service establishment contain vertical supports.
  - (2) Paragraph (d) shall be modified to allow garage entrances, driveways or loading berths fronting on a #publicly accessible open area# and existing on [effective date of amendment] to remain, provided that they are separated from the remainder of the #publicly accessible open area# by a barrier sufficient to substantially conceal these facilities and any vehicles therein when viewed from any point in the #publicly accessible open area#. A #building# trash storage facility may be accessed or serviced through the portion of a #publicly accessible open area# that is occupied by a garage entrance, driveway or loading berth.
- (g) The provisions of Section 37-742 (Planting and trees) may be modified where the Chairperson of the City Planning Commission has been furnished with materials sufficient to establish that subsurface conditions do not allow the required soil depth for shrubs or trees to be provided below grade or within a planter with bounding walls no higher than 18 inches in height above an adjacent walking surface or the highest adjacent surface where the bounding wall of such planter adjoins two or more walking surfaces with different elevations. A raised planter may be provided with bounding walls up to three feet for shrubs, or three feet six inches for trees, provided that fixed seating with backs is integrated into the planter for at least 50 percent of the perimeter of the planter that is adjacent to a walking surface. If such planter, or any portion thereof, is located within 10 feet of a #street line#, fixed seating with backs shall be integrated into at least 75 percent of the perimeter of the planter that is adjacent to a walking surface. Where it is demonstrated that no required trees

can be planted flush-to-grade or planted at grade within planting beds with no raised curbs or railings, the Chairperson may allow all trees to be planted within raised planters.

- (h) The calculation of the minimum number of entry plaques required by paragraph (a) of Section 37-751 (Public space signage systems) may be modified for #publicly accessible open areas# that occupy more than one #street# frontage to alternatively require a minimum of one entry plaque at each #street# frontage of the #publicly accessible open area#, and to further require one additional entry plaque at each #street# frontage that measures 80 feet or more in length.
- (i) The provisions of paragraphs (a) and (d) of Section 37-753 (Accessory signs) shall not apply. Each establishment fronting on the #publicly accessible open area# shall be permitted to have one or more #signs# with an aggregate area not to exceed the product of 12 square feet and the length of the establishment along the #publicly accessible open area# in linear feet, divided by 40 linear feet. In no event shall a #sign# exceed 16 square feet in area. #Signs# may be affixed to the #building# wall, awnings, or banners provided that such banners are located a minimum of 10 feet above the level of the #publicly accessible open area# and project no more than 18 inches when measured perpendicular to the #building# facade.
- (j) The provisions of paragraphs (a) and (b) of Section 37-76 (Mandatory Allocation of Frontages for Permitted Uses) shall not apply. The provisions of Section 91-831 (Ground floor requirements) shall apply to all new #building# walls fronting on the #publicly accessible open area#, and the following shall also apply:
  - (1) The #use# requirements of paragraph (b)(1) of Section 91-831 shall apply to all new establishments located along existing #building# walls fronting on a #publicly accessible open area#; and
  - (2) The provisions of paragraph (c) of Section 37-76 for existing #building# walls that are non-transparent shall apply except for frontage occupied by active loading and parking entrances.
- (k) The provisions of Section 37-78 (Compliance) shall be modified as follows:
  - (1) Paragraph (a) shall not apply; and
  - (2) Paragraph (b) shall be modified to require that the periodic compliance report document compliance with the provisions of Section 37-70 as modified by Sections 91-832 to 91-833, as applicable.

**91-833  
Special regulations for plazas less than 40 feet in depth**

A #publicly accessible open area# with a maximum depth less than 40 feet measured perpendicular to any #street line# shall be improved in full accordance with the provisions of Section 37-70 (PUBLIC PLAZAS) as modified by Section 91-832 (Plazas) and further modified by this Section. Where a #publicly accessible open area# may be considered a #corner public plaza#, the maximum depth shall be measured from a #street line# to a #street wall#. The City Planning Commission may authorize a modification of the provisions of this Section pursuant to Section 91-842 (Authorization to modify design requirements).

- (a) The provisions of Section 37-721 (Sidewalk frontage) shall not apply. In lieu thereof, the provisions of this paragraph (a) of this Section shall apply to the area of the #publicly accessible open area# located within 10 feet of a #street line# or sidewalk widening line:
  - (1) At least 40 percent of such area shall be free of obstructions, and in addition:
    - (i) to facilitate pedestrian access at least 40 percent of the frontage along each #street line# or sidewalk widening line of the #publicly accessible open area# shall be free of obstructions; and
    - (ii) such unobstructed access area shall extend to a depth of 10 feet measured perpendicular to the #street line#. The width of such access area need not be contiguous provided that no portion of such area shall have a width of less than five feet measured parallel to the #street line#, and at least one portion of such area shall have a width of at least eight feet measured parallel to the #street line#.

The requirement of this paragraph for unobstructed access may be reduced to the minimum extent necessary to allow existing walls or structures within such area to remain provided that such walls or structures do not increase in height or length, and all portions of the #publicly accessible open area# are accessible from a #street#, arcade or other portion of the #publicly accessible open area#.

- (2) In the remaining 60 percent or more of such area, the provisions of paragraph (b) of Section 37-721 shall apply, except that no more than 40 continuous linear feet of any #street# frontage occupied by a #publicly accessible open area# may be obstructed. Furthermore, planters with bounding walls that exceed a height of two feet that are permitted by paragraph (g) of Section 91-832 may be located in such area.
- (3) For #corner public plazas#, the requirements of this paragraph (a) shall apply separately to each #street# frontage, and the area within 10 feet of the intersection of any #street# on which the #publicly accessible open area# fronts and Water Street or Wall Street shall be at the same elevation as the adjoining public sidewalk, except where there is a change in elevation permitted by paragraph (e) of Section 91-832, and such area shall be free of obstructions except as may otherwise be provided in paragraph (a)(1) of this Section.
- (b) The provisions of Section 37-723 (Circulation paths) shall be modified so that the required circulation path of at least eight feet clear width shall be located adjacent to the #street wall# and shall extend for at least 80 percent of the length of such #street wall#. Where there are multiple #street walls#, the provisions of this paragraph shall apply separately to each frontage. In addition to the obstructions that are permitted within circulation paths, moveable tables and chairs, fixed seating and planting beds not exceeding six inches above any adjacent walking surface shall also be considered permitted obstructions provided that a path of at least five feet clear width that is free of obstructions is provided.

Where an open air cafe pursuant to Section 37-73 (Kiosks and Open Air Cafes) is provided adjacent to a #building# wall, such open air cafe may occupy a portion of the required circulation path provided that there is a minimum of six feet clear width between the #building# wall and any furnishings of the open air cafe. The clear path shall be included in the calculation of the area occupied by the open air cafe.
- (c) The provisions of Section 37-741 (Seating) that require seating within 15 feet of the #street line# shall not apply to #street# frontages that measure less than 40 feet in length.
- (d) The provisions of Section 37-742 (Planting and trees) shall further be modified as follows:
  - (1) For #publicly accessible open areas# with an area less than 2,000 square feet, the number of required trees shall be reduced to two, and only one tree shall be required to be planted flush-to-grade or planted at grade within planting beds with no raised curbs or railings, except as may be modified by paragraph (g) of Section 91-832.
  - (2) The total area of required planting beds may not be concentrated within one continuous planter or planting bed, except when a #publicly accessible open area# has an area of 1,000 square feet or less.
- (e) The provisions of Section 37-746 (Drinking fountains) shall be modified to require only #publicly accessible open areas# containing an area of 2,000 square feet or more to provide a minimum of one drinking fountain.

**91-834  
Indoor public spaces**

Indoor public spaces are enclosed, climate-controlled areas on a #zoning lot# intended for public use and enjoyment. The standards contained within this Section are intended to serve the same purposes outlined for #public plazas# in Section 37-70. The City Planning Commission may authorize a modification of the provisions of this Section pursuant to Section 91-842 (Authorization to modify design requirements).

- (a) Indoor public spaces shall contain an area of not less than 2,000 square feet and a minimum width and depth, at any point, of 20 feet. Indoor public spaces may only be located on the ground floor level, shall be directly accessible from all #streets# or #publicly accessible open areas# that the space fronts, and shall extend, at a minimum, for the full height of the ground floor level.
- (b) Indoor public spaces shall be enclosed in whole, and the transparency requirements of paragraph (c) of Section 91-831 (Ground floor requirements) shall apply to all #street walls# or #building# walls facing a #publicly accessible open area#. The space shall be heated or air-conditioned, and the standards for heating, ventilating and air-conditioning shall be at least equal to those of the lobby for the principal #use# of the #building#.
- (c) Public access to the indoor public space shall be provided between, at a minimum, the hours of 6:00 A.M. to 12:00 A.M. The hours of access shall be included on all required entry plaques and information plaques in accordance with the provisions of Section 37-751 (Public space signage systems) and paragraph (i) of this Section.



- (d) The provisions of Sections 37-718 (Paving), 37-722 (Level of plaza), 37-728 (Standards of accessibility for persons with disabilities), 37-744 (Litter receptacles), 37-745 (Bicycle parking), 37-746 (Drinking fountains), 37-748 (Additional amenities), 37-752 (Prohibition signs), 37-753 (Accessory signs) and 37-77 (Maintenance) shall apply.
- (e) The provisions of Section 37-723 (Circulation paths) for #through block public plazas# shall apply to #through block arcades# except as otherwise provided in Section 91-821 (Certification for outdoor cafes within arcades) when a cafe is provided. Trees planted flush-to-grade that measure less than four caliper inches at the time of planting, as permitted by paragraph (h) of this Section, shall not be considered permitted obstructions within circulation paths.
- (f) The provisions of paragraphs (a) and (b) of Section 37-726 (Permitted obstructions) shall apply. A kiosk shall be a permitted obstruction provided that the requirements of paragraph (a) of Section 37-73 (Kiosks and Open Air Cafes) are met. A certification pursuant to Section 37-73 shall not be required to locate a kiosk within an indoor public space. A cafe shall be a permitted obstruction within an indoor public space, may not occupy more than 20 percent of the indoor public space area, and may be permitted by certification pursuant to Section 91-821. Where the indoor public space is not located within an arcade, it shall be considered an arcade for the purposes of that cafe certification.
- (g) The provisions of Section 37-741 for seating shall apply, except as modified as follows:
- (1) The requirements for seating within 15 feet of a #street line# shall not apply.
  - (2) All of the linear seating capacity may be in moveable seats. Any moveable seats that are provided must remain in the indoor public space during the hours of operation.
  - (3) The requirement that seats which face walls must be a minimum of six feet from such wall shall only apply to fixed seating.
- (h) The requirements of Section 37-742 for planting and trees shall apply, except that the surface area of any vertical planting may be included in the calculation of the total area of planting beds that are provided, and trees shall not be required.
- (i) Public space signage shall be provided in accordance with the provisions of Section 37-751, except as modified as follows:
- (1) An information plaque shall be provided at each point of pedestrian entry to the indoor public space. Furthermore, a minimum of one additional information plaque shall be provided within the indoor public space.
  - (2) Paragraph (c) shall not apply.
- (j) All indoor public spaces shall be illuminated with a minimum level of illumination of not less than five horizontal foot candles (lumens per foot) throughout the space. The requirements of Section 37-743 for a lighting schedule, a diagram of light level distribution and electrical power shall apply.
- (k) The #use# requirements of paragraph (b) and the lobby requirements of paragraph (c)(2) of Section 91-831 shall apply to all #building# walls fronting on an indoor public space that do not face a #street# or #publicly accessible open area#. The provisions of paragraph (c) of Section 37-76 for new or existing #building# walls that are non-transparent shall apply.
- (l) The provisions of Section 37-78 (Compliance) shall apply except as modified as follows:
- (1) Paragraph (a) shall not apply.
  - (2) Paragraph (b) shall be modified to require that the periodic compliance report document compliance with the provisions of this Section.

Subsequent design changes to any indoor public space that was subject to the provisions of this Section may only be permitted pursuant to Section 91-837 (Additional design changes).

#### **91-835**

##### **Alternative improvements**

A permanent amenity other than the improvement of an existing #publicly accessible open area# pursuant to the provisions of Section 91-832 or the provision of an indoor public space pursuant to the provisions of Section 91-834 may be provided for the properties listed in this Section. The City Planning Commission may authorize an improvement not listed in this Section pursuant to Section 91-843 (Authorization to modify requirements for alternative improvements)

#### **Building Address**

#### **Required Compensating Amenity**

175 Water Street

Area C on Map 9 in Appendix A of this Chapter, the open area along John Street and the open area along Front Street with a minimum depth of 15 feet measured perpendicular to the Front Street #street line# shall be improved in accordance with the provisions of Sections 91-832 and 91-833. Such open area and remaining arcade area shall be considered one contiguous public space and shall be accessible to the public at all times.

100 Wall Street

Maintenance of Manahatta Park between Water Street and Front Street for the life of the #building#.

110 Wall Street

Maintenance of Manahatta Park between Front Street and South Street for the life of the #building#.

#### **91-836**

##### **Additional requirements**

##### **(a) Legal requirements**

All plans for arcades, #publicly accessible open areas#, required open areas, and indoor public spaces that are the subject of a certification pursuant to Section 91-83 (Retail Uses Within Existing Arcades) shall be filed and duly recorded in the Borough Office of the City Register of the City of New York, indexed against the property in the form of a legal instrument, in a form satisfactory to the Chairperson of the City Planning Commission, providing notice of the certification pursuant to Section 91-83. The filing and recording of such instrument shall be a precondition to certification. The recording information shall be included on the certificate of occupancy for any #building#, or portion thereof, on the #zoning lot# issued after the recording date. Where a compensating amenity required by condition (b) of Section 91-83 is located on the same #zoning lot# as an #enlargement#, no temporary or final certificate of occupancy shall be issued for such #enlargement# until the compensating amenity has been substantially completed in accordance with the approved plans, as certified by the Department of City Planning to the Department of Buildings.

Where a compensating amenity is located within a #street# or #public park# pursuant to Section 91-835 (Alternative improvements), the application pursuant to Section 91-83 shall be accompanied by a written agreement between the owner of the #zoning lot# and the City of New York for the provision and maintenance of the amenity. Such agreement shall be filed and duly recorded in the Borough Office of the City Register of the City of New York, indexed against the property in the form of a legal instrument, in a form satisfactory to the Chairperson. The filing and recording of such instrument shall be a precondition to certification. The recording information shall be included on the certificate of occupancy for any #building#, or portion thereof, on the #zoning lot# issued after the recording date. Modifications to the agreement required by this paragraph may only be allowed upon certification by the Chairperson.

##### **(b) Existing approvals by the Board of Standards and Appeals**

Where a #zoning lot# is subject to a variance or special permit that was granted by the Board of Standards and Appeals, the application pursuant to Section 91-83 shall be referred for thirty (30) days to the Board of Standards and Appeals who shall certify that such application will not result in a departure from the findings and conditions specified in the original approval.

#### **91-837**

##### **Additional design changes**

Design changes to any #publicly accessible open area#, required open area or indoor public space improved pursuant to the provisions of Sections 91-832 (Plazas) or 91-834 (Indoor public spaces) may only be made upon certification by the Chairperson of the City Planning Commission that such changes would result in a #publicly accessible open area# or indoor public space that is compliant with the Section under which it was previously approved. As part of the certification, a horizontal #enlargement# on the ground floor level may be permitted along existing #building# walls that face the #publicly accessible open area# and do not face an arcade. The locational requirements of paragraph (a)(1) of Section 91-831 (Ground floor requirements) and the #use# and transparency requirements of Section 91-831 for new #building# walls facing a #publicly accessible open area# shall apply. The legal requirements of paragraph (a) of Section 91-836 shall apply.

#### **91-84**

##### **Authorizations**

#### **91-841**

##### **Authorization for retail uses within existing arcades**

The City Planning Commission may authorize a horizontal #enlargement# of the ground floor and second floor levels within an arcade located within Area B on Map 9 in Appendix A of this Chapter. In order to grant the authorization, the Commission shall find that:

- (a) the requirements of Section 91-831 (Ground floor requirements) are met;
- (b) a compensating amenity is provided pursuant to the provisions of Section 91-832 for plazas, Section 91-834 for indoor public spaces or Section 91-835 for alternative improvements;
- (c) sufficient unobstructed space exists adjacent to the proposed #enlargement# to facilitate pedestrian circulation; and
- (d) the #enlargement# will maintain a visual or physical connection to Water Street from another #street#, #public park# or #publicly accessible open area#.

As part of the authorization, the Commission may modify the requirements for the location of new #building# walls of paragraph (a) of Section 91-831 (Ground floor requirements).

For #zoning lots# with one or more #publicly accessible open areas#, unless an alternative improvement has been identified in Section 91-835, an improvement to all #publicly accessible open areas# pursuant to the provisions of Section 91-832 shall be required as the compensating amenity required by finding (b) of this Section, and a certification for design changes pursuant to Section 37-625 (Design changes) shall not be required. Where a #publicly accessible open area# was improved as part of a prior certification pursuant to Section 37-625 that was granted and fully implemented before [date of referral], the improvement of such #publicly accessible open area# shall not be required.

The provision of a compensating amenity as part of a prior certification pursuant to Section 91-83 (Retail Uses Within Existing Arcades) or a prior authorization pursuant to this Section may satisfy the requirement of finding (b) of this Section for a compensating amenity.

As part of the authorization, a horizontal #enlargement# of the ground floor level may be permitted within the area between a #street wall# and an arcade that did not generate a #floor area# bonus prior to [effective date of amendment]. The provisions of Section 91-831 (Ground floor requirements) shall not apply to such portion of the horizontal #enlargement#.

As part of the authorization, a horizontal #enlargement# of the ground floor level may be permitted along existing #building# walls that do not face an arcade. The locational requirements of paragraph (a)(1) of Section 91-831 and the #use# prohibitions of paragraph (b)(1)(ii) of Section 91-831 shall apply to such #enlargement#. Where the #enlargement# takes place along a #publicly accessible open area#, the #use# and transparency requirements of Section 91-831 for new #building# walls facing a #publicly accessible open area# shall apply.

All plans for arcades, #publicly accessible open areas#, required open areas and indoor public spaces, once authorized, shall be filed and duly recorded in the Borough Office of the City Register of the City of New York, indexed against the property in the form of a legal instrument, in a form satisfactory to the Commission, providing notice of the authorization pursuant to this Section. The filing and recording of such instrument shall be a precondition to the issuance of a building permit. The recording information shall be included on the certificate of occupancy for any #building#, or portion thereof, on the #zoning lot# issued after the recording date. Where a compensating amenity required by condition (b) of Section 91-83 is located on the same #zoning lot# as an #enlargement#, no temporary or final certificate of occupancy shall be issued for any #enlargement# unless and until the compensating amenity has been substantially completed in accordance with the approved plans, as verified by the Department of City Planning to the Department of Buildings.

Where a compensating amenity is located within a #street# or #public park# pursuant to Section 91-835 (Alternative improvements), the applicable legal requirements of Section 91-836 (Additional requirements) shall apply.

Where a #zoning lot# is subject to a variance or special permit that was granted by the Board of Standards and Appeals, the requirements of paragraph (b) Section 91-836 shall apply.

The Commission may prescribe appropriate conditions and safeguards in connection with the grant of such authorization.

**91-842  
Authorization to modify design requirements**

The City Planning Commission may authorize a modification of the requirements of Section 91-831 (Ground floor requirements), the provisions of Sections 91-832 (Plazas) and 91-833 (Special regulations for plazas less than 40 feet in depth) for #publicly accessible open areas# and the provisions of Section 91-834 for indoor public spaces. In no event shall an #enlargement# be permitted within a #publicly accessible open area# or other required open area unless specified on Map 9 of Appendix A of this Chapter.

In order to grant the authorization, the Commission shall make the following findings:

- (a) that the location, #use#, access, size, and treatment of the #enlargement# would result in a superior urban design relationship with the surrounding #streets#, #buildings# and open areas; and
- (b) that the usefulness and attractiveness of the #publicly accessible open area#, required open area or indoor public space will be assured by the proposed layout and design, and that such modification will result in a superior urban design relationship with surrounding #streets#, #buildings# and open areas.

The Commission may prescribe appropriate conditions and controls to enhance the relationship of the #enlargement#, #publicly accessible open area#, required open area or indoor public space to surrounding #streets#, #buildings# and open areas.

**91-843  
Authorization to modify requirements for alternative improvements**

The City Planning Commission may authorize an alternative improvement not listed in Section 91-835 provided that the Commission finds that the new amenity will better serve the purpose of the Water Street Subdistrict described in Section 91-00 (GENERAL PURPOSES).

As a condition of the authorization, for an amenity that is located within a #street# or #public park#, the Commission shall be in receipt of a written agreement between the owner of the #zoning lot# and the City of New York for the provision and maintenance of the amenity. Such agreement shall be filed and duly recorded in the Borough Office of the City Register of the City of New York, indexed against the property in the form of a legal instrument, in a form satisfactory to the Commission. The filing and recording of such instrument shall be a precondition to the issuance of a building permit. The recording information shall be included on the certificate of occupancy for any #building#, or portion thereof, on the #zoning lot# issued after the recording date.

The Commission may prescribe appropriate conditions and safeguards in connection with the grant of such authorization.

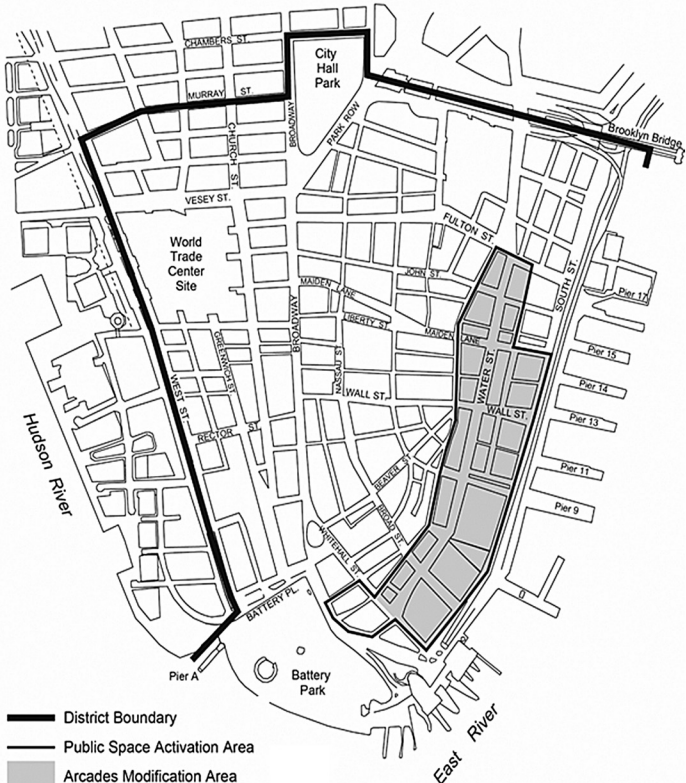
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**Appendix A  
Lower Manhattan District Plan Maps**

\* \* \*

[EXISTING]

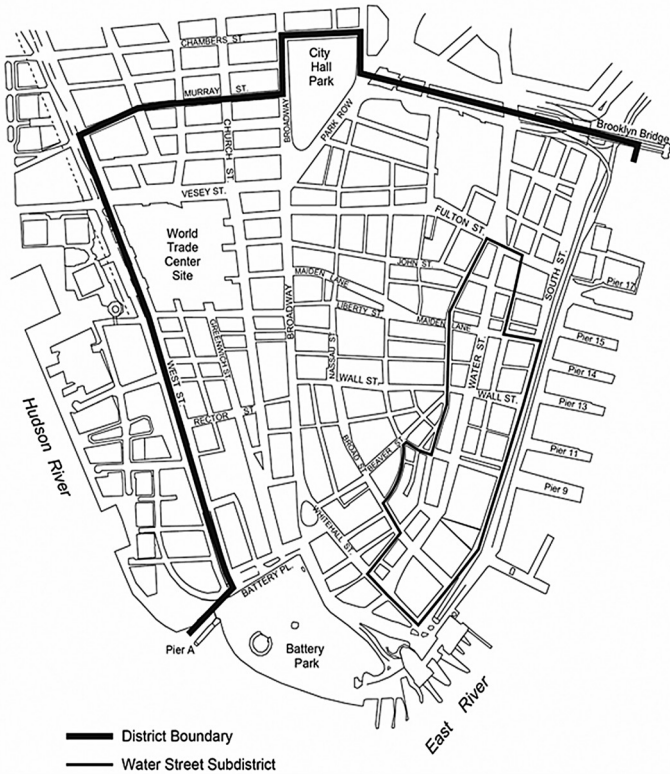
Map 8. Public Access Modification Areas



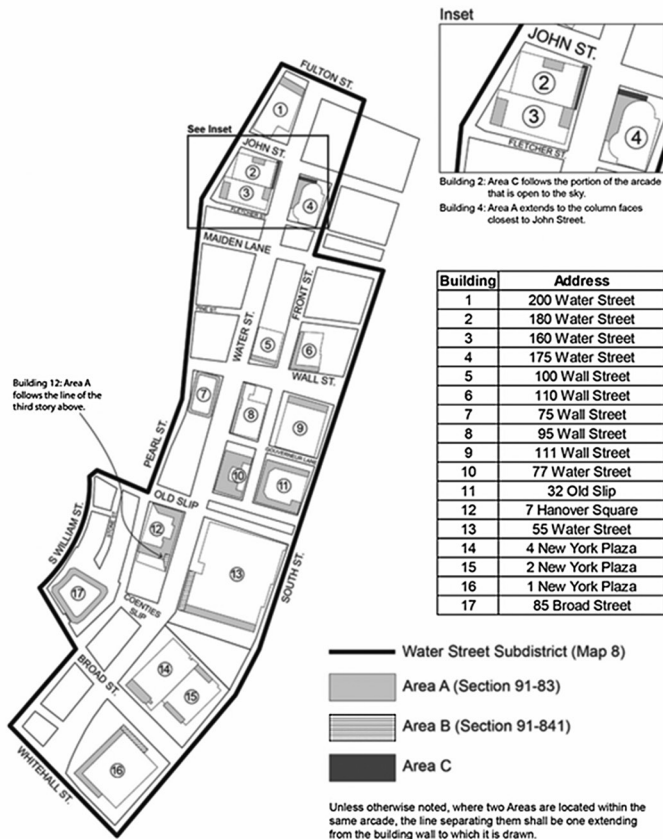
- District Boundary
- Public Space Activation Area
- ▨ Arcades Modification Area

[PROPOSED]

Map 8. Public Access Modification Areas



Map 9. Water Street Arcades



91-80  
PUBLIC ACCESS AREAS

91-81  
Certification to Modify Existing Arcades in Certain Areas

For the purposes of this Section, "arcade" shall refer to an #arcade# or #through block arcade# provided in accordance with the provisions of Sections 12-10 (DEFINITIONS) and 37-80 (ARCADES); or an arcade provided in accordance with paragraph (a) of Section 37-53 (Design Standards for Pedestrian Circulation Spaces); or an open space provided on a #zoning lot# between the #building street wall# and the #street line# where tables and chairs would otherwise not be allowed as permitted obstructions:

The provisions of this Section shall apply to existing #buildings# providing an arcade within the boundary designated by Map 8 in Appendix A of this Chapter.

Any underlying provisions restricting the placement of tables and chairs within such arcades may be modified where the Chairperson of the City Planning Commission certifies to the Commissioner of Buildings that such modifications are consistent with the provisions of this Section, as follows:

(a) Tables and chairs

Publicly accessible tables and chairs and outdoor cafes, as well as shade umbrellas and other furnishings, shall be permitted obstructions within an arcade, provided that such obstructions comply with the provisions listed in paragraphs (a) and (b) of this Section, as applicable.

Tables or chairs provided within an arcade shall be moveable and shall not contain any plastic material.

Where an outdoor cafe is provided, it shall be a permanently unenclosed establishment and may have waiter or table service.

(1) Number and size of tables and chairs

A minimum of four tables and sixteen chairs shall be provided within an arcade.

(i) Publicly accessible tables and chairs

Publicly accessible tables, and related chairs, shall constitute a minimum of 40 percent of the total number of tables provided within an arcade. Fractions equal to or greater than one-half resulting from such calculation shall result in one additional table. Every publicly accessible table required by such calculation shall be required to have four chairs.

All tables shall have a minimum diameter of two feet. All publicly accessible chairs shall have seat backs, and the seats shall have a minimum depth of 12 inches and a maximum depth of 20 inches.

(ii) Outdoor cafe

Outdoor cafe tables, and related chairs, shall constitute a maximum of 60 percent of the total number of tables provided within an arcade. Fractions equal to or greater than one-half resulting from such calculation shall result in one additional table.

(2) Location restrictions and other prohibitions

Tables or chairs shall not be permitted within five feet of any #building# entrance. For arcades with a depth of ten feet or less, as measured from the column face furthest from the #street line# to the #street wall#, a clear pedestrian circulation pathway not less than three feet shall be provided. For arcades with a depth greater than ten feet, such required clear pedestrian pathway shall be increased to at least six feet. In addition, for #through block arcades#, a continuous clear path of ten feet shall be provided, connecting each #street# on which the public access area fronts.

(i) Publicly accessible tables and chairs

For arcades located on a #zoning lot# with frontage along Water Street, at least half of all publicly accessible tables and chairs shall be located within 25 feet of the Water Street #street line#.

(ii) Outdoor cafe

Outdoor cafes shall be located at the same elevation as the adjoining sidewalk area or #publicly accessible open area#, except that platforms that do not exceed a height of six inches may be provided.

Fences, planters, walls, fabric dividers or other barriers that separate outdoor cafe areas from other portions of the arcade or adjacent sidewalks or #publicly accessible open areas# shall be prohibited. No kitchen equipment shall be installed within an outdoor cafe.

(3) Hours of operation

(i) Publicly accessible tables and chairs

Tables and chairs shall not be chained, fixed or otherwise secured during the hours of 7:00 am to 9:00 pm. However, during the hours of 9:00 pm to 7:00 am, such tables and chairs may be removed or secured within the arcade.

Where publicly accessible tables and chairs and outdoor cafes are provided within an arcade, such publicly accessible tables and chairs shall be subject to the hours of operation of an outdoor cafe, as set forth in paragraph (a)(3)(ii) of this Section.

(ii) Outdoor cafe

Outdoor cafes must be in operation and provide service a minimum of 225 days per year.

All furnishings of an outdoor cafe, including tables, chairs, bussing stations and heating lamps, shall be completely removed from the arcade when the outdoor cafe is not in active use, except that tables and chairs may remain in such arcade if they are unsecured and may be used by the public without restriction.

(4) Locating publicly accessible tables and chairs within an adjacent publicly accessible open area#

Where tables and chairs are provided in an arcade located on the same zoning lot# as an existing publicly accessible open area# that fronts upon Water Street, the Chairperson of the City Planning Commission may certify that publicly accessible tables and chairs, provided pursuant to paragraph (a)(2)(i) of this Section, may be located within such a publicly accessible open area#.

The area within such publicly accessible open area# occupied by publicly accessible tables and chairs provided pursuant to this paragraph, (a)(4), shall not be included in calculating the maximum lot coverage# which permitted obstructions may occupy within such publicly accessible open area#, where applicable.

Such publicly accessible tables and chairs shall not constitute a design change pursuant to the provisions of Section 37-62 (Changes to Existing Publicly Accessible Open Areas); provided the Chairperson finds that:

(i) no more than 50 percent of the publicly accessible tables and chairs required to be within 25 feet of the Water Street street line#, pursuant to paragraph (a)(2)(i), shall be located within such publicly accessible open area#. However, where the entirety of an arcade is located beyond 25 feet of the Water Street street line#, the entirety of the publicly accessible tables and chairs required to be within 25 feet of such street line#, pursuant to paragraph (a)(2)(i), may be located within such publicly accessible open area#;

(ii) such publicly accessible tables and chairs shall in no event constitute required seating for such existing publicly accessible open area#; and

(iii) such publicly accessible tables and chairs comply with the hours of operation provisions of paragraph (a)(3) of this Section.

Any proposed design change to an existing publicly accessible open area# beyond the findings permitted in this Section shall be subject to the requirements of Section 37-62.

(b) Litter receptacles

Litter receptacles shall be permitted obstructions within an arcade pursuant to the provisions set forth in Section 37-744.

In order to certify that the proposed modification to an existing arcade is consistent with the provisions of this Section, the applicant shall submit, to the Chairperson, a site plan demonstrating the proposed obstructions within the existing arcade and, where applicable, the adjacent publicly accessible open area#, and a detailed seating plan illustrating compliance with paragraph (a) of this Section.

All plans for arcades or other publicly accessible open areas# that are the subject of a certification pursuant to this Section shall be filed and duly recorded in the Office of the City Register of the City of New York, indexed against the property in the form of a legal instrument, in a form satisfactory to the Chairperson, providing notice of the certification of the arcade, pursuant to this Section. Such filing and recording of such instrument shall be a precondition to certification. The recording information shall be included on the certificate of occupancy for any building#, or portion thereof, on the zoning lot# issued after the recording date.

91-82

Existing Publicly Accessible Open Areas

The purpose of this Section is to facilitate temporary programmatic changes to existing public spaces to:

(a) help address the short-term challenges facing the Water Street corridor as a result of Hurricane Sandy by encouraging increased economic activity, reinforcing community connections, creating a lively and engaging experience and improving the corridor's pedestrian environment; and

(b) explore new types of uses# and amenities within public spaces intended to draw residents, workers and visitors, thereby increasing the utilization and activation of the existing public spaces.

This Section, inclusive, shall be effective until January 1, 2014, at which time the provisions of this Section shall automatically expire and all publicly accessible open areas#, as defined in Section 91-821, shall be returned to their compliant state and all temporary obstructions shall be removed.

91-821

Special provisions for publicly accessible open areas

For the purposes of this Section, the definition of publicly accessible open area# shall also include any arcade#, through block arcade#, or other public amenity, open or enclosed, for which a floor area# bonus has been granted.

The provisions of this Section shall apply to all publicly accessible open areas# existing on June 12, 2013, within the area designated as a public space activation area on Map 8 (Public Access Modification Areas) in Appendix A of this Chapter.

Any underlying provisions, including Section 91-81 of this Chapter, restricting the placement of obstructions within publicly accessible open areas# or restricting their use for events may be modified, as follows:

(a) Temporary permitted obstructions

Amenities that shall be considered temporary permitted obstructions for cultural, entertainment and commercial uses# including, but not limited to, tables, chairs, moveable planters, stages, kiosks, food trucks, artwork, and shade structures are allowed, provided that they:

(1) are not permanently affixed to the ground and do not cause damage to any surface of the publicly accessible open area#;

(2) are not located within five feet of any building# entrance; and

(3) do not, in combination, occupy more than 60 percent of the publicly accessible open area#.

(b) Events

Events including, but not limited to, farmers markets, holiday markets, concerts and performances, art and cultural exhibitions, and festivals are permitted. Such events may be sponsored by non-profit or for-profit entities, without limitation, and may include the sale of food, refreshments and other event-related items, for the benefit or enjoyment of event participants. The use of a publicly accessible open area# for the promotion of products or services shall not itself qualify as an event permitted under this Section. Such events shall:

(1) be open to the public; and

(2) only be permitted to use amplified sound between the hours of 9:00 A.M. and 10:00 P.M.

Nothing herein shall authorize the use of city streets# or sidewalks in connection with an event permitted under this Section, and any such use shall be subject to all applicable provisions of law and regulation governing the use of city streets# or sidewalks including, where applicable, the requirement to obtain a street activity permit from the Street Activity Permit Office of the Office of Citywide Events-Coordination and Management. No event shall be permitted pursuant to this Section unless, no later than fourteen (14) days prior to the scheduled date, the sponsor notifies the Street Activity Permit Office of the nature, size and location of the event upon a form prescribed by the Street Activity Permit Office for such purpose.

YVETTE V. GRUEL, Calendar Officer  
City Planning Commission  
120 Broadway, 31st Floor, New York, NY 10271  
Telephone (212) 720-3370

## CITY UNIVERSITY

### ■ PUBLIC HEARINGS

The CUNY Board of Trustees' Annual Queens Borough Hearing will take place on Monday, April 18, 2016 at 5:00 P.M., Queens Borough Hall, Room 213, at 120-55 Queens Boulevard, Kew Gardens, NY 11424.

☛ m28

## COMMUNITY BOARDS

### ■ PUBLIC HEARINGS

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

#### BOROUGH OF THE BRONX

COMMUNITY BOARD NO. 1 - Thursday, March 31, 2016 at 6:00 P.M., Bronx Community Board 1, 3024 Third Avenue, Bronx, NY.

Public Hearing: proposed Fiscal Year 2017 Capital Budget priorities.

m25-31

## HOUSING AUTHORITY

### ■ MEETING

The next Audit Committee Meeting of the New York City Housing Authority is scheduled for Monday, April 11, 2016 at 2:00 P.M. in the Board Room on the 12<sup>th</sup> Floor of 250 Broadway, New York, NY. Copies of the Agenda are available on NYCHA's website or can be picked up at the Office of the Audit Director at 250 Broadway, 3<sup>rd</sup> Floor, New York, NY, no earlier than 24 hours before the upcoming Audit Committee Meeting. Copies of the Minutes are also available on NYCHA's website or can be picked up at the Office of the Audit Director no earlier than 3:00 P.M. on the Monday after the Audit Committee Meeting.

Any changes to the schedule will be posted here and on NYCHA's website at <http://www1.nyc.gov/site/nycha/about/board-calendar.page> to the extent practicable at a reasonable time before the meeting.

The meeting is open to the public.

For additional information, or the full year's schedule please visit NYCHA's website or contact (212) 306-3441.

☛ m28-a11

The next Board Meeting of the New York City Housing Authority is scheduled for Wednesday, March 30, 2016 at 10:00 A.M. in the Board Room on the 12th Floor of 250 Broadway, New York, NY (unless otherwise noted). Copies of the calendar are available on NYCHA's website or can be picked up at the Office of the Corporate Secretary at 250 Broadway, 12th Floor, New York, NY, no earlier than 24 hours before the upcoming Board Meeting. Copies of the Minutes are also available on NYCHA's website or can be picked up at the Office of the Corporate Secretary no earlier than 3:00 P.M. on the Thursday after the Board Meeting.

Any changes to the schedule will be posted here and on NYCHA's website at <http://www1.nyc.gov/site/nycha/about/board-calendar.page> to the extent practicable at a reasonable time before the meeting.

The meeting is open to the public. Pre-Registration at least 45 minutes before the scheduled Board Meeting is required by all speakers. Comments are limited to the items on the calendar. Speaking time will be limited to three minutes. The public comment period will conclude upon all speakers being heard or at the expiration of 30 minutes allotted by law for public comment, whichever occurs first.

Any person requiring a reasonable accommodation in order to participate in the Board Meeting, should contact the Office of the Corporate Secretary at (212) 306-6088 no later than five business days before the Board Meeting.

For additional information, please visit NYCHA's website or contact (212) 306-6088.

m16-30

## 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, April 05, 2016, a public hearing will be held at 1 Centre Street, 9th Floor, Borough of Manhattan with respect to the following properties and then followed by a public meeting. The final order and estimated times for each application will be posted on the Landmarks Preservation Commission website the Friday before the hearing. Any person requiring reasonable accommodation in order to participate in the hearing or attend the meeting should contact the Landmarks Commission no later than five (5) business days before the hearing or meeting.

#### 81 Atlantic Avenue - Brooklyn Heights Historic District

181343 - Block 274 - Lot 18 - Zoning: R6, C 1-3

#### CERTIFICATE OF APPROPRIATENESS

A 20th century commercial building. Application is to install a marquee and signage at the front façade and fences at the roof.

#### 150 Montague Street - Brooklyn Heights Historic District

182030 - Block 249 - Lot 36 - Zoning: R7-1

#### CERTIFICATE OF APPROPRIATENESS

An altered Anglo-Italianate style house built between 1861 and 1879. Application is to install signage.

#### 45 Monroe Place - Brooklyn Heights Historic District

182844 - Block 237 - Lot 1 - Zoning: R7-1

#### BINDING REPORT

A Classical Revival style courthouse designed by Slee & Bryson and built in 1937. Application is to install rooftop mechanical equipment and a sound attenuation enclosure.

#### 230 Washington Avenue - Clinton Hill Historic District

181511 - Block 1917 - Lot 30 - Zoning: R6B

#### CERTIFICATE OF APPROPRIATENESS

A French Second Empire style rowhouse built in 1872. Application is to construct a stair bulkhead, install rooftop railings and a cornice, construct a deck at the rear yard, and legalize the removal of a bluestone sidewalk without Landmarks Preservation Commission permit(s).

#### 135 Plymouth Street, aka 20-38 Pearl Street, 12-20 John Street - DUMBO Historic District

182443 - Block 18 - Lot 1 - Zoning: M1-4/R8A

#### CERTIFICATE OF APPROPRIATENESS

An altered Vernacular style factory building designed by J. Irving Howard and built c. 1886. Application is to install storefront infill and ramp.

#### 158 Court Street - Cobble Hill Historic District

179497 - Block 292 - Lot 33 - Zoning: R6/C2-3

#### CERTIFICATE OF APPROPRIATENESS

A Greek Revival style house built in 1848. Application is to install a stoop gate.

#### 185 Pacific Street - Cobble Hill Historic District

179448 - Block 286 - Lot 7502 - Zoning: R6

#### CERTIFICATE OF APPROPRIATENESS

A factory building with a garage built in the early 20th century. Application is to install flagpoles and a banner, a painted wall sign, and light fixtures; and legalize the installation of a door and a stair, and the painting of the bulkhead, all without Landmarks Preservation Commission permit(s).

#### 624 11th Street - Park Slope Historic District

165631 - Block 1097 - Lot 34 - Zoning: R6B

#### CERTIFICATE OF APPROPRIATENESS

An apartment house designed by Axel S. Hedman and built in 1912. Application is to legalize the installation of windows without Landmarks Preservation Commission permit(s).

#### 1700 Fulton Avenue - Individual Landmark

183019 - Block 2941 - Lot 1 - Zoning: Park

#### BINDING REPORT

An Art Moderne style pool complex designed by architects Henry Magoon and Aymar Embury II, landscape architects Gilmore D. Clarke and Allyn R. Jennings, and civil engineers W. Earle Andrews and William H. Latham, and built in 1934-36. Application is to demolish a portion of the perimeter wall, alter an entrance and pathways.

#### 22 Barclay Street - Individual and Interior Landmark

181045 - Block 88 - Lot 11 - Zoning: C5-3

#### CERTIFICATE OF APPROPRIATENESS

A Greek Revival style church designed by John R. Haggerty and Thomas Thomas and built in 1840. Application is to replace windows and install a barrier-free access ramp and mechanical equipment.

#### 175 Franklin Street - Tribeca West Historic District

**165008 - Block 181 - Lot 19 - Zoning: C6-5A  
CERTIFICATE OF APPROPRIATENESS**

A Romanesque Revival style store and loft building designed by Martin V.B. Ferdon and built in 1889-90. Application is to legalize a rooftop bulkhead constructed in non-compliance with Certificate of NO Effect 11-4477.

**43-45 Wooster Street - SoHo-Cast Iron Historic District**

**182684 - Block 475 - Lot 7509 - Zoning: M1-5B**

**CERTIFICATE OF APPROPRIATENESS**

A store building designed by Joseph Dunn built in 1884-85. Application is to alter a loading dock and replace doors.

**541 Broadway - SoHo-Cast Iron Historic District**

**176011 - Block 498 - Lot 18 - Zoning: M1-5B**

**CERTIFICATE OF APPROPRIATENESS**

A store building designed by Charles Mettam and built in 1869. Application is to legalize the removal of vault lights, the installation of diamond plate, and the installation of push plates and intercoms in cast iron columns, all without Landmarks Preservation Commission permits; and to install a ramp.

**875 Washington Street - Gansevoort Market Historic District**

**182829 - Block 646 - Lot 27 - Zoning: M1-5**

**CERTIFICATE OF APPROPRIATENESS**

A Queen Anne style market building designed by James W. Cole and built in 1887. Application is to establish a Master Plan governing the future installation of painted murals on a rooftop bulkhead.

**11 Fifth Avenue, aka 1-11 East 8th Street, 2-10 East 9th Street - Greenwich Village Historic District**

**177985 - Block 566 - Lot 1 - Zoning: R10 R7-2**

**CERTIFICATE OF APPROPRIATENESS**

An apartment house built in 1953. Application is to replace cladding and storefront infill and install signage.

**86 Bedford Street - Greenwich Village Historic District**

**174465 - Block 588 - Lot 3 - Zoning: R6**

**CERTIFICATE OF APPROPRIATENESS**

A house and stable built in 1831 and altered in the 20th century. Application is to legalize alterations at the roof completed in non-compliance with Certificate of Appropriateness 08-8732.

**20 East 10th Street - Greenwich Village Historic District**

**175791 - Block 567 - Lot 16 - Zoning: R7-2**

**CERTIFICATE OF APPROPRIATENESS**

A Greek Revival style rowhouse with Italianate Renaissance style details built in 1846. Application is to alter the front stoop and areaway, construct rooftop and rear yard additions, and excavate the rear yard.

**353 6th Avenue - Greenwich Village Historic District**

**180436 - Block 592 - Lot 22 - Zoning: R7-2**

**CERTIFICATE OF APPROPRIATENESS**

A house built in 1829 and altered in the late 19th century. Application is to replace storefront infill, modify the rear yard extension and construct a rooftop addition.

**1 Horatio Street - Greenwich Village Historic District**

**168348 - Block 487 - Lot 16 - Zoning: C1-6**

**CERTIFICATE OF APPROPRIATENESS**

A Greek Revival style rowhouse built in 1847-1848. Application is to install a painted wall sign.

**27 Christopher Street - Greenwich Village Historic District**

**181733 - Block 610 - Lot 75 - Zoning: R6**

**CERTIFICATE OF APPROPRIATENESS**

A Georgian Revival style institutional building designed by Joseph Duke Harrison and built in 1911. Application is to replace entrance infill, install a flag pole, alter the rear façade, excavate the cellar, and construct a rooftop addition.

**41 West 11th Street - Greenwich Village Historic District**

**182699 - Block 575 - Lot 70 - Zoning: R6**

**CERTIFICATE OF APPROPRIATENESS**

A Greek Revival style rowhouse built in the mid-1840s. Application is to excavate the cellar.

**128 MacDougal Street - South Village Historic District**

**181572 - Block 540 - Lot 13 - Zoning: R7-2**

**CERTIFICATE OF APPROPRIATENESS**

A Queen Anne style tenement building, built in 1893. Application is to install storefront infill.

**92 West Houston Street - South Village Historic District**

**169554 - Block 525 - Lot 58 - Zoning: R7-2**

**CERTIFICATE OF APPROPRIATENESS**

A Federal style rowhouse built c. 1828 and altered in 1925. Application to install an awning.

**75 Rockefeller Plaza - Individual Landmark**

**181012 - Block 1267 - Lot 22 - Zoning: C5-2.5**

**CERTIFICATE OF APPROPRIATENESS**

An office tower, designed by Robert Carson and Earl Lundin, with Wallace Harrison, and built in 1946 as part of an Art Deco-style office,

commercial and entertainment complex. Application is to construct an addition at the 10th and 11th floors.

**275 Madison Avenue - Individual Landmark**

**172897 - Block 869 - Lot 54 - Zoning: C5-3, C5-2.5**

**CERTIFICATE OF APPROPRIATENESS**

An Art Deco style skyscraper designed by Kenneth Franzheim and built in 1930-31. Application is to replace a door.

**322 Central Park West - Upper West Side/Central Park West Historic District**

**168907 - Block 1206 - Lot 29 - Zoning: R10A**

**CERTIFICATE OF APPROPRIATENESS**

A neo-Renaissance style apartment building with Gothic style elements designed by George and Edward Blum and built in 1926. Application is to install planting beds in the areaway.

**326 West 77th Street - West End - Collegiate Historic District**

**180672 - Block 1185 - Lot 88 - Zoning: R8B**

**CERTIFICATE OF APPROPRIATENESS**

A Renaissance Revival style rowhouse designed by Charles T. Mott and built in 1891-92, and altered in 1923. Application is to install a stoop, alter the areaway, construct rooftop and rear additions, and excavate the rear yard.

**25 Central Park West - Individual Landmark**

**181529 - Block 1115 - Lot 7501 - Zoning: R10A, C4-7**

**CERTIFICATE OF APPROPRIATENESS**

An Art Deco style apartment building designed by Irwin S. Chanin and built in 1931. Application is to install a through-window louver.

**27 East 92nd Street - Carnegie Hill Historic District**

**181363 - Block 1504 - Lot 15 - Zoning: R10**

**CERTIFICATE OF APPROPRIATENESS**

A Romanesque Revival/Queen Anne style rowhouse designed by A.B. Ogden & Son and built in 1889, and altered by Glick & Gellman in 1954-55. Application is to install storefront infill, awning, signage, lighting and a through-wall louver.

**1511 3rd Avenue - Individual Landmark**

**178834 - Block 1531 - Lot 1 - Zoning: C2-A8 R8B**

**CERTIFICATE OF APPROPRIATENESS**

An Italian Renaissance Revival style bank building designed by Robert Maynicke and built in 1905; and expanded by P. Gregory Stadler in 1923-24. Application is to install a barrier-free access ramp.

**210 East 62nd Street - Treadwell Farm Historic District**

**181027 - Block 1416 - Lot 43 - Zoning: R8B**

**CERTIFICATE OF APPROPRIATENESS**

A rowhouse designed by F. S. Barns and built in 1870, and altered in the 20th century. Application is to construct rooftop and rear yard additions, replace windows, and alter the façade and areaway.

**11-15 East 75th Street - Upper East Side Historic District**

**180406 - Block 1390 - Lot 12 - Zoning: R8B**

**CERTIFICATE OF APPROPRIATENESS**

Two Queen Anne style rowhouses designed by William E. Mowbray and built in 1887-89; and one rowhouse originally built in the Queen Anne style in 1887-89 and redesigned in the neo-Federal style by Henry Polhemus in 1923. Application is to replace the front facade of 11 East 75th Street; and alter the areaway and rear facades, remove party walls, construct rooftop additions, excavate the cellars and yards, and create green walls in the rear yard at all three houses.

**394 West 145th Street - Hamilton Heights Historic District Extension**

**174106 - Block 2050 - Lot 131 - Zoning: C1-4 in R7-2**

**CERTIFICATE OF APPROPRIATENESS**

A neo-Classical style apartment building designed by Thain & Thain and built in 1907. Application is to legalize the installation of signage and security cameras without Landmarks Preservation Commission permit(s), and to modify storefront installed without Landmarks Preservation Commission permit(s).

**801 Riverside Drive - Audubon Park Historic District**

**181765 - Block 2134 - Lot 7501 - Zoning: R8**

**CERTIFICATE OF APPROPRIATENESS**

An Arts and Crafts style apartment house designed by George F. Pelham and built in 1919. Application is to alter the entrance courtyard and install a barrier-free access ramp, steps, planting beds, and lighting.

**39-54 48th Street - Sunnyside Gardens Historic District**

**180907 - Block 148 - Lot 63 - Zoning: R4**

**CERTIFICATE OF APPROPRIATENESS**

A rowhouse with Colonial Revival style details, designed by Clarence Stein, Henry Wright and Frederick Ackerman and built in 1925. Application is to legalize replacement of roofing, the installation of a deck, and paving without Landmarks Preservation Commission permit(s), and to alter the entrance.

**82-10 Queens Boulevard - Individual and Interior Landmark**

**182959 - Block 2475 - Lot 12 - Zoning: R6B**

**CERTIFICATE OF APPROPRIATENESS**

A neo-Classical style club building designed by Ballinger Company and built in 1923-24. Application is to replace windows, install through-window air conditioners and signage.

m23-a5

**TRANSPORTATION**

■ PUBLIC HEARINGS

**NOTICE IS HEREBY GIVEN**, pursuant to law, that the following proposed revocable consents, have been scheduled for a public hearing by the New York City Department of Transportation. The hearing will be held at 55 Water Street, 9<sup>th</sup> Floor, Room 945, commencing at 2:00 P.M. on Wednesday, April 6, 2016. Interested parties can obtain copies of proposed agreements or request sign-language interpreters (with at least seven days prior notice) at 55 Water Street, 9<sup>th</sup> Floor South West, New York, NY 10041, or by calling (212) 839-6550.

**#1 IN THE MATTER OF** a proposed revocable consent authorizing Adria Operating Corporation to continue to maintain and use a conduit under and across 221<sup>st</sup> Street, north of Northern Boulevard, in the Borough of Queens. The proposed revocable consent is for a term of ten years from Date of Approval by the Mayor and provides among other terms and conditions for compensation payable to the City according to the following schedule:

- For the period July 1, 2016 to June 30, 2017 - \$2,513
- For the period July 1, 2017 to June 30, 2018 - \$2,576
- For the period July 1, 2018 to June 30, 2019 - \$2,639
- For the period July 1, 2019 to June 30, 2020 - \$2,702
- For the period July 1, 2020 to June 30, 2021 - \$2,765
- For the period July 1, 2021 to June 30, 2022 - \$2,828
- For the period July 1, 2022 to June 30, 2023 - \$2,891
- For the period July 1, 2023 to June 30, 2024 - \$2,954
- For the period July 1, 2024 to June 30, 2025 - \$3,017
- For the period July 1, 2025 to June 30, 2026 - \$3,080

the maintenance of a security deposit in the sum of \$3,100 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence, and Two Million Dollars (\$2,000,000) aggregate.

**#2 IN THE MATTER OF** a proposed revocable consent authorizing HP Marcus Garvey Preservation Housing Company to continue to maintain and use conduit banks under and across Chester Street, Dumont Avenue, Bristol Street, Livonia Street, Riverdale Avenue and under the sidewalk of Chester Street, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from July 1, 2016 to June 30, 2026 and provides among other terms and conditions for compensation payable to the City according to the following schedule:

- For the period July 1, 2016 to June 30, 2017 - \$19,383
- For the period July 1, 2017 to June 30, 2018 - \$19,879
- For the period July 1, 2018 to June 30, 2019 - \$20,375
- For the period July 1, 2019 to June 30, 2020 - \$20,871
- For the period July 1, 2020 to June 30, 2021 - \$21,367
- For the period July 1, 2021 to June 30, 2022 - \$21,863
- For the period July 1, 2022 to June 30, 2023 - \$22,359
- For the period July 1, 2023 to June 30, 2024 - \$22,855
- For the period July 1, 2024 to June 30, 2025 - \$23,351
- For the period July 1, 2025 to June 30, 2026 - \$23,847

the maintenance of a security deposit in the sum of \$24,000 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence, and Two Million Dollars (\$2,000,000) aggregate

**#3 IN THE MATTER OF** a proposed revocable consent authorizing Prince Lower Fifth Realty Corporation to install, maintain and use planters on the southwest sidewalk of Prince Street, southeast of West Broadway, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the Date of Approval by the Mayor and provides among other terms and conditions for compensation payable to the City according to the following schedule:

From the Approval Date to the Expiration Date - \$125/per annum.

the maintenance of a security deposit in the sum of \$500 and the insurance shall be the amount of One Million Dollars (\$1,000,000) per occurrence, and Two Million Dollars (\$2,000,000) aggregate.

**#4 IN THE MATTER OF** a proposed revocable consent authorizing Prince Street SPE LLC to install, maintain and use planters one (1) on the northeast sidewalk of Prince Street, west of Greene Street and six (6) on the west sidewalk of Greene Street, north of Prince Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the Date of Approval by the Mayor and provides among other terms and conditions for compensation payable to the City according to the following schedule:

From the Approval Date to the Expiration Date - \$175/per annum

the maintenance of a security deposit in the sum of \$500 and the

insurance shall be the amount of One Million Dollars (\$1,000,000) per occurrence, and Two Million Dollars (\$2,000,000) aggregate.

**#5 IN THE MATTER OF** a proposed revocable consent authorizing Richemont North America, Inc. to install, maintain and use a planter on the west sidewalk of Greene Street, between Prince and Spring Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the Date of Approval by the Mayor and provides among other terms and conditions for compensation payable to the City according to the following schedule:

From the Approval Date to the Expiration Date - \$25/per annum.

the maintenance of a security deposit in the sum of \$500 and the insurance shall be the amount of Two Million Dollars (2,000,000) per occurrence, and Two Million Dollars (\$2,000,000) aggregate.

**#6 IN THE MATTER OF** a proposed revocable consent authorizing Space NK Holdings, Inc. to install, maintain and use planters on the west sidewalk of Greene Street, between Prince and Spring Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the Date of Approval by the Mayor and provides among other terms and conditions for compensation payable to the City according to the following schedule:

From the Approval Date to the Expiration Date - \$50/per annum.

the maintenance of a security deposit in the sum of \$500 and the insurance shall be the amount of Two Million Dollars (2,000,000) per occurrence, and Two Million Dollars (2,000,000) aggregate.

**#7 IN THE MATTER OF** a proposed revocable consent authorizing Teliman Holding Corporation to install, maintain and use a planter on the east sidewalk of Greene Street, between Prince and Spring Streets, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the Date of Approval by the Mayor and provides among other terms and conditions for compensation payable to the City according to the following schedule:

From the Approval Date to the Expiration Date - \$25/per annum.

the maintenance of a security deposit in the sum of \$500 and the insurance shall be the amount of One Million Dollars (1,000,000) per occurrence, and Two Million Dollars (2,000,000) aggregate.

**#8 IN THE MATTER OF** a proposed revocable consent authorizing Tiffany and Company to install, maintain and use planters on the west sidewalk of Greene Street, between Prince and Spring Streets, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the Date of Approval by the Mayor and provides among other terms and conditions for compensation payable to the City according to the following schedule:

From the Approval Date to the Expiration Date - \$50/per annum.

The maintenance of a security deposit in the sum of \$500 and the insurance shall be the amount of Two Million Dollars (2,000,000) per occurrence, and Two Million Dollars (2,000,000) aggregate.

m17-a6

**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/7300>

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-o6

**OFFICE OF CITYWIDE PROCUREMENT**

■ NOTICE

The Department of Citywide Administrative Services, Office of Citywide Procurement is currently selling surplus assets on the internet. Visit

http://www.publicsurplus.com/sms/nycdcas.ny/browse/home.

To begin bidding, simply click on 'Register' on the home page.

There are no fees to register. Offerings may include but are not limited to: office supplies/equipment, furniture, building supplies, machine tools, HVAC/plumbing/electrical equipment, lab equipment, marine equipment, and more.

Public access to computer workstations and assistance with placing bids is available at the following locations:

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

j4-d30

**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: 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.

Items are recovered, lost, abandoned property obtained from prisoners, emotionally disturbed, intoxicated and deceased persons; and property obtained from persons incapable of caring for themselves.

**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

j4-d30

**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](http://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](http://www.nyc.gov/hhsaccelerator)

**ADMINISTRATION FOR CHILDREN'S SERVICES**

■ AWARD

*Human Services/Client Services*

**YOUTH RECEPTION CENTER** - Innovative Procurement - Judgment required in evaluating proposals - PIN# 06816I0001001 - AMT: \$4,336,725.60 - TO: St. Vincent's Services Inc., 66 Boerum Place, Brooklyn, NY 11201.

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*Services (other than human services)*

**ON-CALL PLUMBING SERVICES** - Renewal - PIN# 06811B0007001R001 - AMT: \$106,991.00 - TO: APEX Mechanical Corp., 2800 Webster Avenue, Bronx, NY 10458.  
● **ON-CALL PLUMBING SERVICES** - Renewal - PIN# 06811B0004001R001 - AMT: \$106,991.00 - TO: APEX Mechanical Corp., 2800 Webster Avenue, Bronx, NY 10458.

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**CITY UNIVERSITY**

**BRONX COMMUNITY COLLEGE**

■ SOLICITATION

*Construction / Construction Services*

**GOULD MEMORIAL LIBRARY THRESHOLD REPAIR** - Competitive Sealed Bids - PIN# 042201663002 - Due 4-21-16 at 3:00 P.M.

Bronx Community College of the City University of New York intends to seek the services of a general construction contractor to provide all labor, materials, tools and equipment necessary to repair the threshold at the Gould Memorial Library on a lump sum basis. The work is subject to New York State prevailing wage provisions. Invitation for Bids (IFB) packages will be available upon request.

CUNY has set a thirty (30 percent ) percent MWBE participation goal (based on the current availability of qualified MWBEs) in the aggregate for New York State certified Minority-Owned Business Enterprise (MBE) and Women-Owned Business Enterprises (WBE) to be a part of the proposed team to provide the services as a subcontractor or supplier. The Contractor shall be required to use good faith efforts to subcontract a minimum of thirty (30 percent) percent of the value of services to one or more MWBE subcontractors.

CUNY has set a thirty (30 percent) percent MWBE participation goal (based on the current availability of qualified MWBEs) in the aggregate for New York State certified Minority-Owned Business Enterprise (MBE) and Women-Owned Business Enterprises (WBE) to be a part of the proposed team to provide the services as a subcontractor or supplier. The Contractor shall be required to use good faith efforts to subcontract a minimum of thirty (30 percent) percent of the value of services to one or more MWBE subcontractors.

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

*City University, 2155 University Avenue, Colston Hall, 8th Floor, Room 821, Bronx, NY 10453. Anjanette Antonio (718) 298-5801; Fax: (718) 289-6466; anjanette.antonio@bcc.cuny.edu*

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**CUNY TV**

■ SOLICITATION

*Goods*

**STUDIO LIGHTING EQUIPMENT** - Public Bid - PIN# 20160321 - Due 4-11-16 at 11:00 A.M.

Please include an itemized quote. No substitutions allowed. Award will be made in the aggregate. All items must be manufactured for the US market and include original manuals and manufacturer's warranties.

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

*City University, 365 Fifth Avenue, Suite 1400, New York, NY 10016. Marissa Lubin (212) 817-7833; Fax: (212) 251-0826; mlubin@cuny.tv; kkarls@cuny.tv*

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**LAGUARDIA COMMUNITY COLLEGE**

■ SOLICITATION

*Construction Related Services*

**CONSTRUCTION OF X-RAY ROOM** - Competitive Sealed Bids - PIN# 06903102016 - Due 4-27-16 at 2:00 P.M.

Price must include materials, labor and follow-up technical support. Vendor shall provide labor warranties and shall provide technical support to College personnel both during the on-site installation and post-installation by telephone and email. Subcontracting is allowed with College approval. Sales to the University are not subject to sales and use tax; do not include any tax on your Bid Price. The work is subject to New York State prevailing wage provisions.

Contractor Requirements: Prospective bidders shall have at least five years of experience designing and installing x-ray rooms with a minimum of six projects of similar (or greater) size, scope, complexity, and nature to the project described here.

The mandatory Pre-Bid Conference visit will be held on April 14, 2016

at 2:00 P.M. The Questions due date is April 18, 2016 at 3:00 P.M. Bid opening date is April 27, 2016 at 3:00 P.M.

Any purchase resulting from this advertisement shall be subject to New York State Appendix A, the terms and conditions of the IFB solicitation document, and the University's standard agreement and its purchase order terms and conditions. The Procurement Lobbying Act (PLA) applies to this Solicitation.

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

*City University, 31-10 Thomson Avenue, Room E413, Long Island City, NY 11101. Tawanikka Smith (718) 482-5525; Fax: (718) 609-2166; pricequote@lagcc.cuny.edu*

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**CITYWIDE ADMINISTRATIVE SERVICES**

■ SOLICITATION

*Goods*

**PHARMACEUTICAL PRODUCTS** - Competitive Sealed Bids - PIN# 8571500557 - Due 5-3-16 at 10:30 A.M.

A copy of the bid can be downloaded from City Record Online at [www.nyc.gov/cityrecord](http://www.nyc.gov/cityrecord). Enrollment is free. Vendor may also request the bid by contacting Vendor Relations via email at [dcasdmssbids@dcas.nyc.gov](mailto:dcasdmssbids@dcas.nyc.gov), by telephone at to (212) 386-0044 or fax (212) 669-7585.

*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.*

*Citywide Administrative Services, 1 Centre Street, 18th Floor, New York, NY 10007-1602. Wendy Almonte (212) 386-0471; Fax: (212) 313-3198; walmonte@dcas.nyc.gov*

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**OFFICE OF CITYWIDE PROCUREMENT**

■ SOLICITATION

*Goods*

**TRUCK, CABLE SCRAPER - FDNY** - Competitive Sealed Bids - PIN# 8571600145 - Due 5-3-16 at 10:30 A.M.

A copy of the bid can be downloaded from the City Record Online site at [www.nyc.gov/cityrecord](http://www.nyc.gov/cityrecord). Enrollment is free. Vendors may also request the bid by contacting Vendor Relations via email at [dcasdmssbids@dcas.nyc.gov](mailto:dcasdmssbids@dcas.nyc.gov), by telephone at (212) 386-0044 or by fax at (212) 669-7603.

*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.*

*Citywide Administrative Services, 1 Centre Street, 18th Floor, New York, NY 10007. Joseph Vacirca (212) 669-8616; Fax: (212) 669-7581; jvacirca@dcas.nyc.gov*

☛ m28

**EXCAVATOR, HYDRAULIC, TRACK TYPE - DSNY** - Competitive Sealed Bids - PIN# 8571500311 - Due 5-3-16 at 10:30 A.M.

A copy of the bid can be downloaded from the City Record Online site at [www.nyc.gov/cityrecord](http://www.nyc.gov/cityrecord). Enrollment is free. Vendors may also request the bid by contacting Vendor Relations via email at [dcasdmssbids@dcas.nyc.gov](mailto:dcasdmssbids@dcas.nyc.gov), by telephone at (212) 386-0044 or by fax at (212) 669-7603.

*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.*

*Citywide Administrative Services, 1 Centre Street, 18th Floor, New York, NY 10007-1602. Rashad Le Monier (212) 386-0412; rlemonier@dcas.nyc.gov*

☛ m28

**SCOOTER, TWO (2) WHEEL, NON-STRADDLE TYPE - NYPD** - Competitive Sealed Bids - PIN# 8571600309 - Due 4-14-16 at 10:30 A.M.

A copy of the bid can be downloaded from the City Record Online site at [www.nyc.gov/cityrecord](http://www.nyc.gov/cityrecord). Enrollment is free. Vendors may also

request the bid by contacting Vendor Relations via email at dcasdmssbids@dcas.nyc.gov, by telephone at (212) 386-0044 or by fax at (212) 669-7603.

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.

Citywide Administrative Services, 1 Centre Street, 18th Floor, New York, NY 10007. Kirklival Henry (212) 386-0438; Fax: (212) 313-3447; mrudina@dcas.nyc.gov

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**SHELF-STABLE FOOD PRODUCTS** - Competitive Sealed Bids - PIN# 8571600337 - Due 4-12-16 at 10:00 A.M.

A copy of the bid can be downloaded from the City Record Online site at www.nyc.gov/cityrecord. Enrollment is free. Vendors may also request the bid by contacting Vendor Relations via email at dcasdmssbids@dcas.nyc.gov, by telephone (212) 386-0044, or by fax at (212) 669-7585.

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.

Citywide Administrative Services, 1 Centre Street, 18th Floor, New York, NY 10007-1602. Fa-Tai Shieh (212) 386-0537; fshieh@dcas.nyc.gov

m28

**THERMOPLASTIC SHEETING** - Competitive Sealed Bids - PIN# 8571600231 - Due 4-12-16 at 10:30 A.M.

A copy of the bid can be downloaded from the City Record Online site at www.nyc.gov/cityrecord. Enrollment is free. Vendors may also request the bid by contacting Vendor Relations via email at dcasdmssbids@dcas.nyc.gov, by telephone (212) 386-0044, or by fax at (212) 669-7585.

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.

Citywide Administrative Services, 1 Centre Street, 18th Floor South, New York, NY 10007. Erica De Jesus (212) 386-0435; ejesus@dcas.nyc.gov

m28

**DESIGN AND CONSTRUCTION**

**AWARD**

Construction / Construction Services

**HWMWTC7E, RESIDENT ENGINEERING INSPECTION SERVICES FOR THE RECONSTRUCTION OF WORTH STREET, MANHATTAN** - Competitive Sealed Proposals - Judgment required in evaluating proposals - PIN# 8502013HW0074P - AMT: \$11,153,317.44 - TO: HAKS Engineers, Architects and Land Surveyors, P.C., 40 Wall Street, 11th Floor, New York, NY 10005.

m28

**EDUCATION**

**CONTRACTS AND PURCHASING**

**SOLICITATION**

Goods and Services

**CARPETS FOR KIDS CATALOG** - Competitive Sealed Bids - PIN# B2840040 - Due 4-27-16 at 4:00 P.M. This is a requirements contract and is intended to cover, during the period of the contract, the requirements for furnishing and delivering Carpets for Kids to over 1,800 schools under the jurisdiction of the Board of Education of the City of New York.

To download, please go to http://schools.nyc.gov/Offices/DCP/Vendor/RequestsforBids/Default.htm. If you cannot download, send an e-mail to vendorhotline@schools.nyc.gov with the RFB number and title in the subject line. For all questions related to this RFB, please e-mail dgonzalez40@schools.nyc.gov with the RFB number and title in the subject line of your e-mail.

**OXYGEN TANKS (RENTAL AND REFILL)** - Competitive

Sealed Bids - PIN# B2838040 - Due 4-11-16 at 4:00 P.M. This is a requirements contract for furnishing, delivering and set up of Oxygen Tanks in New York City schools. Vendors must be able to supply this product within 24 hours after receipt of order by the Office of School Health or authorized ordering agency under the jurisdiction of the Board of Education of the City of New York. Bid opening date and time: Tuesday, April 12, 2016 at 11:00 A.M. There is no fee for this bid.

The New York City Department of Education (DOE) strives to give all businesses, including Minority and Women-Owned Business Enterprises (MWBES), an equal opportunity to compete for DOE procurements. The DOE's mission is to provide equal access to procurement opportunities for all qualified vendors, including MWBES, from all segments of the community. The DOE works to enhance the ability of MWBES to compete for contracts. DOE is committed to ensuring that MWBES fully participate in the procurement process.

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.

Education, 65 Court Street, 12th Floor, Brooklyn, NY 11201. Vendor Hotline (718) 935-2300; vendorhotline@schools.nyc.gov

m28

**ENVIRONMENTAL PROTECTION**

**AGENCY CHIEF CONTRACTING OFFICE**

**INTENT TO AWARD**

Services (other than human services)

**HANSEN-16: CONSULTING AND MAINTENANCE 3 YEAR CONTRACT** - Sole Source - Available only from a single source - PIN# 82616INF0R16 - Due 4-7-16 at 4:00 P.M.

DEP intends to enter into a Sole Source agreement with Infor Public Sector Inc., for HANSEN-16: Maintenance and Consulting Services for DEPs Hansen Application. NYC Department of Environmental Protection (DEP) has, since March of 1999 utilized Hansen modules in different areas of the organization. Hansen is a commercial off the shelf (COTS) application environment that is used by DEP to track all of its calls to the 311 call center; to dispatch inspectors; to issue work orders and to manage its assets. It is one of the major enterprise systems at DEP, used by many of the bureaus including BWSO, BWS, and Facilities. Any firm which believes it can also provide the required service IN THE FUTURE is invited to do so, indicated by letter which must be received no later than April 7, 2016, at 4:00 P.M. at: Department of Environmental Protection, Agency Chief Contracting Officer, 59-17 Junction Boulevard, 17th Floor, Flushing, NY 11373, ATTN: Ms. Glorivee Roman, glroman@dep.nyc.gov, (718) 595-3226.

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@dep.nyc.gov

m22-28

**SOLICITATION**

Services (other than human services)

**1429-ENGSVC: ENGINEERING CONSULTANT SERVICES** - Competitive Sealed Proposals - Judgment required in evaluating proposals - PIN# 826161429ENGSRV - Due 4-29-16

DEP is seeking up to 3 Consultant to provide General Engineering Consultant Services for projects at various BWT facilities. The work will be divided into three (3) groups: Regional Group North, Regional Group South and Regional Group East. The contracts resulting from this Request for Proposal is subject to LL1 of 2013 and the MWBE goal is 15 percent.

**MINIMUM QUALIFICATIONS:** Proposers must be authorized to practice Engineering in the State of New York. A copy of the proposer's "Certificate of Authorization" to practice Professional Engineering Services in New York State issued by the New York State Education Department, Office of the Professions, Professional Engineering and Land Surveying must be included with the proposal.

**PROPOSAL CONFERENCE:** A Pre-Proposal Conference has been scheduled for Wednesday, April 13th at the NYC DEP, 96-05 Horace Harding Expressway, 2nd Floor, Conference Room #4, Flushing, NY 11373. Attendance to the Pre-Proposal Conference is not mandatory

but it is strongly recommended. Please limit to no more than two (2) representatives from each firm to attend.

The contracts resulting from this request for proposal is subject to Local Law 1 of 2013. The MWBE goal is set at 15 percent

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 Bid Room, Flushing, NY 11373. Glorivee Roman (718) 595-3226; Fax: (718) 595-3208; glroman@dep.nyc.gov

☛ m28

**HEALTH AND MENTAL HYGIENE**

**AGENCY CHIEF CONTRACTING OFFICER**

■ SOLICITATION

*Services (other than human services)*

**ELEVATOR MAINTENANCE, INSPECTION TESTING AND REPAIR SERVICES - Competitive Sealed Bids - PIN# 17AX000300R0X00 - Due 4-29-16 at 11:00 A.M.**

The Department seeks a qualified contractor to perform maintenance, inspection testing, emergency services, repair services and modernization of elevators and wheelchair lifts in DOHMH owned or operated buildings throughout the five boroughs of the City of New York. The invitation for bids will be available for pick up starting March 28, 2016 at the address listed above between the hours of 10:00 A.M. and 4:00 P.M. on weekdays only, and from the DOHMH website: <http://www1.nyc.gov/site/doh/business/opportunities/contracting-opportunities.page>.

A non-mandatory Pre-Bid Meeting is scheduled for April 12, 2016 from 1:00 P.M. to 2:30 P.M. at 42-09 28th Street, 17th Floor, Room 17-12, Long Island City, NY. To register for the conference, email the name, title and affiliation of each attendee to Bids@health.nyc.gov by April 11, 2016 at 5:00 P.M. Please state "ATTENDEE ELEVATOR IFB CONFERENCE" in the subject line of the email.

Any questions regarding this invitation for Bids must be sent in writing by April 15, 2016 to Bids@health.nyc.gov. Sealed bids must be received by April 29, 2016 at 11:00 A.M. The Public Bid opening will be held at the below address on the same day and time as indicated above. Faxed or emailed bids will not be accepted.

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

Health and Mental Hygiene, 42-09 28th Street, 17th Floor, Long Island City, NY 11101. Michael Santangelo (347) 396-6671; Fax: (347) 396-6760; bids@health.nyc.gov

☛ m28

**FAMILY HEALTH SERVICES**

■ SOLICITATION

*Services (other than human services)*

**DIGITAL TOOL/APP - Negotiated Acquisition - Other - PIN#81616N0004 - Due 4-11-16 at 12:00 P.M.**

The New York City Department of Health and Mental Hygiene (DOHMH) is seeking a qualified vendor to develop a digital tool that will be a first-of-its-kind "mobile-first" resource for parents and caregivers of children in New York City. The tool will offer information on programs, resources and activities that are available to children throughout the City. The tool will serve as a one-stop-shop, integrating and curating content around City resources from a diverse set of government agencies, covering health, education, child development and safety, and recreation. Users will have the opportunity to refine content to meet the specific ages, needs and interests of the children in their family.

DOHMH anticipates launching the first version of the tool in the summer of 2016, providing content for children ages 0-12. Future iterations may expand the age range up to 24 and allow for continued refinement based on user feedback.

DOHMH seeks a digital design and development partner providing user experience and visual design, user testing, digital development, documentation creation, system and performance testing, and security accreditation. DOHMH anticipates requiring one or more Application

Program Interface (API) integration from an existing API and possibly need to do database development work.

If you are interested in partnering with DOHMH, please submit an expression of interest with a short plan for the work described above and include a time line and team structure.

All expressions of interest must be submitted in writing via email to swillia9@health.nyc.gov no later than April 11, 2016 by 12:00 P.M.

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

Health and Mental Hygiene, 42-09 28th Street, Long Island City, NY 11101. Shamecka Williams (347) 396-6656; Fax: (347) 396-6758; swillia9@health.nyc.gov

m24-30

**HOUSING PRESERVATION AND DEVELOPMENT**

**MAINTENANCE**

■ AWARD

*Construction Related Services*

**INSTALLATION AND REPAIR OF WINDOW GUARDS - Competitive Sealed Bids/Pre-Qualified List - Specifications cannot be made sufficiently definite - PIN# 80613B0016001R001 - AMT: \$350,000.00 - TO: M. Rahman Construction Corp., 1876 Schenectady Avenue, Suite 2, Brooklyn, NY 11234.**

☛ m28

**MAYOR'S OFFICE OF CRIMINAL JUSTICE**

■ INTENT TO AWARD

*Human Services/Client Services*

**SUMMONS/COURT ASSISTANCE PROGRAM IN HIGH-NEED SCHOOLS - Demonstration Project - Testing or experimentation is required - PIN#00216D0002 - Due 4-29-16 at 3:00 P.M.**

The Mayor's Office of Criminal Justice (MOCJ) seeks to enter into negotiations with Youth Represent in connection with a demonstration project for a newly developed program to address school-based summons clearances. The proposed vendor, Youth Represent, seeks to reduce the number of summons and warrants held by New York City youth by offering a combination of legal representation and educational services to students related to the criminal summons process. The initial phase of the demonstration project will be for a period of 16 months.

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.

Mayor's Office of Criminal Justice, 1 Centre Street, Room 1012 North, New York, NY 10007. Martina Colaizzi (646) 576-3495; Fax: (212) 788-6815; mcolaizzi@cityhall.nyc.gov

m25-31

**PARKS AND RECREATION**

■ VENDOR LIST

*Construction / Construction Services*

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

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

By establishing contractor's qualification and experience in advance, DPR will have a pool of competent contractors from which it can draw to promptly and effectively reconstruct and construction its parks, playgrounds, beaches, gardens and green-streets. DPR will select

contractors from the General Construction PQL for non-complex general construction site work of up to \$3,000,000.00 per contract, through the use of a Competitive Sealed Bid solicited from the PQL generated from this RFQ.

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

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

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

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

Application documents may also be obtained on-line at: <http://a856-internet.nyc.gov/nycvendonline/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. Alicia H. Williams (718) 760-6925; Fax: (718) 760-6781; dmwbe.capital@parks.nyc.gov*

j4-d30

■ SOLICITATION

*Goods and Services*

**MOBILE FOOD CONCESSIONS CITYWIDE** - Public Bid - PIN#CWB2016B - Due 4-7-16 at 11:00 A.M.

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

Hard copies of the RFB can be obtained, at no cost, commencing Wednesday, March 16, 2016 through Thursday, April 7, 2016 between the hours of 9:00 A.M. and 5:00 P.M., excluding weekends and holidays, at the Revenue Division of the New York City Department of Parks and Recreation, which is located at, 830 Fifth Avenue, Room 407, New York, NY 10065. All bids submitted in response to this RFB must be submitted no later than Thursday, April 7, 2016 at 11:00 A.M.

The RFB is also available for download, Wednesday, March 16, 2016 through Thursday, April 7, 2016 on Parks' website. To download the RFB, visit [www.nyc.gov/parks/businessopportunities](http://www.nyc.gov/parks/businessopportunities), click on the link for "Concessions Opportunities at Parks" and, after logging in, click on the "download" link that appears adjacent to the RFB's description.

For more information related to the RFB contact Zoe Piccolo (for Bronx and Staten Island Parks) at (212) 360-1397 or via email: [zoe.piccolo@parks.nyc.gov](mailto:zoe.piccolo@parks.nyc.gov); Eric Weiss (for Brooklyn Parks) at (212) 360-1397 or via email: [eric.weiss@parks.nyc.gov](mailto:eric.weiss@parks.nyc.gov); Joseph Conforti (for Queens Parks) at (212) 360-1397 or via email: [joe.conforti@parks.nyc.gov](mailto:joe.conforti@parks.nyc.gov), or Glenn Kaalund (Manhattan Parks) at (212) 360-1397 or via email: [glenn.kaalund@parks.nyc.gov](mailto:glenn.kaalund@parks.nyc.gov).

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

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

*Parks and Recreation, The Arsenal, 830 Fifth Avenue, Room 407, New York, NY 10065. Glenn Kaalund (212) 360-1397; Fax: (212) 360-3434; [glenn.kaalund@parks.nyc.gov](mailto:glenn.kaalund@parks.nyc.gov)*

m16-29

**BIDS FOR MOBILE FOOD CONCESSIONS AT CENTRAL PARK, MANHATTAN** - Public Bid - PIN#CWB2016A - Due 4-7-16 at 11:00 A.M.

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

Hard copies of the RFB can be obtained, at no cost, commencing on Wednesday, March 16, 2016 through Thursday, April 7, 2016, between the hours of 9:00 A.M. and 5:00 P.M., excluding weekends and holidays, at the Revenue Division of the New York City Department of Parks and Recreation, which is located at, 830 Fifth Avenue, Room 407, New York, NY 10065. All bids submitted in response to this RFB must be submitted no later than Thursday, April 7, 2016 at 11:00 A.M.

The RFB is also available for download, commencing Wednesday, March 16, 2016 through Thursday, April 7, 2016 on Parks' website. To download the RFB, visit [www.nyc.gov/parks/businessopportunities](http://www.nyc.gov/parks/businessopportunities), click on the link for "Concessions Opportunities at Parks" and, after logging in, click on the "download" link that appears adjacent to the RFB's description.

For more information, contact Glenn Kaalund at (212) 360-1397 or via email at [Glenn.Kaalund@parks.nyc.gov](mailto:Glenn.Kaalund@parks.nyc.gov). Thank you.

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

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

*Parks and Recreation, The Arsenal, 830 Fifth Avenue, Room 407, New York, NY 10065. Glenn Kaalund (212) 360-1397; Fax: (212) 360-3434; [glenn.kaalund@parks.nyc.gov](mailto:glenn.kaalund@parks.nyc.gov)*

m16-29

**PARKS REQUESTS BIDS TO OPERATE SIX MOBILE FOOD CONCESSIONS AT THE BATTERY** - Public Bid - PIN#CWB2015C - Due 4-18-16 at 11:00 A.M.

In accordance with Section 1-12 of the Concession Rules of the City of New York, the New York City Department of Parks and Recreation ("NYCDPR") is issuing, as of the date of this notice, a Request for Bids (RFB) for the operation of six (6) mobile food concessions within the Battery, Manhattan.

Hard copies of the RFB can be obtained, at no cost between the hours of 9:00 A.M. and 5:00 P.M., excluding weekends and holidays, at the Revenue Division of NYCDPR, which is located at, 830 Fifth Avenue, Room 407, New York, NY 10065.

The RFB is also available for download, commencing on Monday, March 28, 2016 through Monday, April 18, 2016 on Parks' website. To download the RFB, visit [www.nyc.gov/parks/businessopportunities](http://www.nyc.gov/parks/businessopportunities), click on the link for "Concessions Opportunities at Parks" and, after logging in, click on the "download" link that appears adjacent to the RFB's description.

For more information, contact Glenn Kaalund at (212) 360-1397 or via email at [Glenn.Kaalund@parks.nyc.gov](mailto:Glenn.Kaalund@parks.nyc.gov). Thank you.

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

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

*Parks and Recreation, The Arsenal, 830 Fifth Avenue, Room 407, New York, NY 10065. Glenn Kaalund (212) 360-1397; Fax: (212) 360-3434; [glenn.kaalund@parks.nyc.gov](mailto:glenn.kaalund@parks.nyc.gov)*

m28-a8

**POLICE**

**CONTRACT ADMINISTRATION**

■ SOLICITATION

*Goods*

**BELT TRAUMA KITS** - Sole Source - Available only from a single source - PIN#05616S0002 - Due 4-11-16 at 5:00 P.M.

The NYPD intends to enter into a Sole Source Agreement with Z-Medica LLC, located at 4 Fairfield Boulevard, Wallingford, CT 06492, for the purchase of Belt Trauma Kits (BTK's), associated supplies and training aids. Any Vendor who is capable of providing these Belt

Trauma Kits may express their interest in writing by letter to the address listed in this advertisement to Pulikeezhu Thomas or by e-mail to pulikeezhu.thomas@nypd.org on or before 5:00 P.M., on April 11, 2016.

The NYPD has determined that this is a Sole Source solicitation pursuant to Section 3-05(b) of the City's Procurement Policy Board Rules.

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. Pulikeezhu Thomas (646) 610-5223; Fax: (646) 610-5224; pulikeezhu.thomas@nypd.org

m25-31

**PROBATION**

**CONTRACT PROCUREMENT**

■ INTENT TO AWARD

*Goods and Services*

**SOFTWARE SUBSCRIPTIONS AND CONSULTING SERVICES** - Sole Source - Available only from a single source - PIN# 78116S0001 - Due 4-11-16 at 2:00 P.M.

Department of Probation (DOP) intends to enter into a sole source contract with Automon, LLC, to purchase software subscriptions (CE Check-in Web, CE Check-In Kiosk, and CE Field) and associated configuration/consulting services which are supplied exclusively by Automon LLC. These products and services will be used as part of the Caseload Explorer System, which is already utilized by DOP as a case management system of record. DOP has determined that Automon, LLC, is the only source for software and configuration/consulting services as the sole owner of the Caseload Explorer System and all associated code. The term of the contract will be from June 1, 2016 through May 31, 2017.

Any vendor who reasonably believes that they can provide these software subscriptions and associated consulting/configuration services should submit an expression of interest via email prior to the due date stated in this advertisement.

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.

Probation, 33 Beaver Street, 21st Floor, New York, NY 10004. Eileen Parfrey-Smith (212) 232-0656; Fax: (212) 232-0655; acco@probation.nyc.gov

m28-a1

**TRANSPORTATION**

**TRANSPORTATION PLANNING AND MANAGEMENT**

■ SOLICITATION

*Services (other than human services)*

**TECHNICAL ASSISTANCE, HORTICULTURAL AND MAINTENANCE SERVICES FOR HIGH-NEED NYC PLAZA PROGRAM PLAZAS AND PARTNER ORGANIZATIONS** - Request for Proposals - PIN# 84116TPMB948 - Due 4-25-16 at 2:00 P.M.

This procurement is subject to participation goals for Minority-Owned Business Enterprises (MBEs) as required by Section 6-129 of the New York Administrative Code. The M/WBE goal for this project is 30 percent. An electronic copy of the Request for Proposals can be downloaded by visiting the City Record online website: <http://a856-internet.nyc.gov/nycvendoronline/home.asp>. A printed copy of the contract can be purchased. A deposit of \$50.00 is required for the bid documents in the form of a Certified Check or Money Order payable to: New York City Department of Transportation. NO CASH ACCEPTED. Company address, telephone and fax numbers are required when picking up contract documents. Sealed proposals must be submitted by 2:00 P.M. on April 25, 2016 to 55 Water Street, Ground Floor, New York, NY 10041. Entrance is located on the South Side of the Building facing the Vietnam Veterans Memorial. Proper government issued identification is required for entry to the building (driver's license, passport, etc.) A Pre-Proposal Meeting (Optional) will be held on April 4, 2016 at 10:00 A.M. at 55 Water Street, Ground Floor, Bid Room, New York, NY 10041. The deadline for submission of written questions is April 6, 2016 at 5:00 P.M. and should be sent to [dmaco@dot.nyc.gov](mailto:dmaco@dot.nyc.gov) for

additional information, please contact David Maco at (212) 839-9400.

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

Transportation, Contract Management Unit, 55 Water Street, Ground Floor, New York, NY 10041. Bid Window (212) 839-9435;

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**YOUTH AND COMMUNITY DEVELOPMENT**

**PROCUREMENT**

■ INTENT TO AWARD

*Human Services/Client Services*

**OUTDOOR LEADERSHIP TRAINING** - Sole Source - Available only from a single source - PIN# 26016S0001001 - Due 4-4-16 at 2:00 P.M.

The Department of Youth and Community Development (DYCD) intends to enter into a Sole Source contract with Appalachian Mountain Club to provide Outdoor Leadership Training. Appalachian Mountain Club will facilitate outdoor leadership training for DYCD's Cornerstone Mentoring staff and volunteers and coordinate an overnight experience for participants. DYCD has determined that Appalachian Mountain Club is uniquely qualified to undertake and complete this request as they are the only entity who can provide the Camping Outdoor Leadership Training and campout experience for youth professionals and have demonstrated expertise to development a training curriculum and provide all materials for an outdoor experience 125 individuals.

All questions or concerns should be submitted via email [ACCO@dycd.nyc.gov](mailto:ACCO@dycd.nyc.gov)

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.

Youth and Community Development, 2 Lafayette Street, New York, NY 10007. Wendy Johnson (646) 343-6330; Fax: (646) 343-6032; [wjohnson@dycd.nyc.gov](mailto:wjohnson@dycd.nyc.gov)

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**AGENCY RULES**

**BUILDINGS**

■ NOTICE

**Notice of Public Hearing and Opportunity to Comment on Proposed Rules**

**What are we proposing?** The Department of Buildings (DOB) is proposing to amend its rule regarding property tax abatement applications for the installation of a solar electric generating system.

**When and where is the hearing?** DOB will hold a public hearing on the proposed rule. The public hearing will take place at 10:00 A.M. on 4/28/16. The hearing will be in the 3<sup>rd</sup> Floor Conference Room at 280 Broadway.

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

- **Website.** You can submit comments to the DOB through the NYC rules website at <http://rules.cityofnewyork.us>.
- **Email.** You can email comments to [dobrules@buildings.nyc.gov](mailto:dobrules@buildings.nyc.gov).
- **Mail.** You can mail comments to the New York City Department of Buildings, Office of the General Counsel, 280 Broadway, 7th Floor, New York, NY 10007.
- **Fax.** You can fax comments to the New York City Department of Buildings, Office of the General Counsel, at (212) 566-3843.

- **Speaking at the hearing.** Anyone who wants to comment on the proposed rule at the public hearing must sign up to speak. You can sign up before the hearing by calling (212) 393-2085. You can also sign up in the hearing room before the hearing begins on 4/28/16. You can speak for up to three minutes.

**Is there a deadline to submit comments?** Yes, you must submit comments by 4/28/16.

**Do you need assistance to participate in the hearing?** You must tell the Office of the General Counsel if you need a reasonable accommodation of a disability at the hearing. You must tell us if you need a sign language interpreter. You can tell us by mail or email at the addresses given above. You may also tell us by telephone at 212-393-2085. You must tell us by 4/21/16.

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

**What authorizes DOB to make this rule?** Sections 643 and 1043(a) of the City Charter and Title 4-C of Article 4 of the Real Property Tax Law of New York State authorize DOB to make this proposed rule. This proposed rule was not included in DOB’s regulatory agenda for this Fiscal Year because it was not contemplated when DOB published the agenda.

**Where can I find DOB’s rules?** DOB’s rules are in Title 1 of the Rules of the City of New York.

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

**Statement of Basis and Purpose**

The Department of Buildings (DOB) is proposing to amend Section 105-02 of Title 1 of the Rules of the City of New York relating to tax abatements for solar electric generating systems. These amendments will streamline the application process for abatements, especially regarding electrical plans and electrical and construction sign-off. These amendments will make the process for obtaining a tax abatement easier for applicants.

DOB’s authority for this rule is found in Section 643 and 1043(a) of the New York City Charter and Title 4-C of Article 4 of the Real Property Tax Law of New York State.

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

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

Section 1. Subparagraph (ii) of paragraph (5) of subdivision (c) of Section 105-02 of Title 1 of the Rules of the City of New York is amended to read as follows:

- (ii) The date of the department’s electrical division’s sign-off, as evidenced [in] on the department’s [Building Information System (“BIS”)] website.

§2. Subdivisions (d), (e) and (f) of Section 105-02 of Title 1 of the Rules of the City of New York are amended to read as follows:

**(d) Codes.** All work relating to the installation of a solar electric generating system shall comply with the requirements of the New York City Construction Codes contained in Title 28 of the Administrative Code of the City of New York (“Title 28”) [or the 1968 Building Code, as provided in Administrative Code § 101.4.3]. All such work shall also comply with the requirements of the New York City Electrical Code, the New York City Fire Code, the Energy Conservation Construction Code of New York State, the New York City Zoning Resolution and other applicable laws and rules.

**(e) Procedure: Alteration application.**

- (1) Filing. The Department shall not accept a property tax abatement application unless the applicant of record shall have first filed an alteration application that is professionally certified and agreed to have performed by an architect or engineer the final inspection on behalf of the Department in accordance with Administrative Code § 28-116.2.4.2. [This filing is required regardless of whether the building is new or existing and regardless of whether a prior new building or alteration application for work beyond but including installation of the solar electric generating system was filed prior to the effective date of this rule].

- (i) At the time of submission of the alteration

application, the applicant of record shall indicate on forms furnished by the Department that the alteration application will be the subject of a property tax abatement application; the Department shall then record such indication for that application.

- (ii) No work unrelated to the property tax abatement shall be included in the alteration application. Such application shall include, but not be limited to, the following construction documents:
  - (A) Zoning height and setback documents demonstrating that the solar electric generating system complies with height and setback regulations as prescribed by the New York City Zoning Resolution.
  - (B) Plot plan showing site bounds and location of the building on the site, showing the location of the solar electric generating system elements on the building and/or site, showing the location of and describing any trees that, were they to fall, could come into contact with any part of the solar electric generating system, and showing the location of and identifying any city infrastructure services, utility lines or other potential hazards on the building and/or site.
  - (C) Site plan, roof plan(s), elevation(s) and/or other drawings[, including electrical design drawings,] sufficient to show and describe the solar electric generating array(s), building-integrated solar electric generating panels, solar electric generating laminate and related elements of the solar electric generating system on the building and/or site, and their arrangement and operation.
  - (D) Details demonstrating that the solar electric generating system meets all requirements set forth in Title 4-C § 499-aaaa(10), as well as in applicable provisions of the codes listed in subdivision (d) of this section.
  - (E) If a roof installation, a roof plan demonstrating that the solar electric generating system does not obstruct access for both firefighting, in accordance with Sections 504 and 512 of the New York City Fire Code, and maintenance of all roof equipment. If a site installation, the site plan shall show access for firefighting and maintenance to and around site buildings and the solar electric generating system in accordance with [Section 504 of] the New York City Fire Code.
  - (F) Drawings showing the foundation and/or anchorage of the solar electric generating system. Ballast shall be prohibited for grade-level installations and for installations one hundred (100) feet or higher above grade. For rooftop installations less than one hundred (100) feet above grade, ballast shall be fully contained.
  - (G) Design and construction drawings reflecting construction work necessary to enable the building, its structure, the roof structure, the structural work related to the solar electric generating system (and, for rooftop installations, any other rooftop structures and/or equipment), the roof covering and roof drainage systems to comply with the codes listed in subdivision (d) of this section and other requirements set forth in this section and Title 4-C.
  - (H) [Utility company acknowledgement that the application for interconnection is complete or certification by the applicant for property tax abatement or such applicant’s representative attesting that the solar electric generating system will not be interconnected with the electrical grid.]
  - (I) Any Technical Report(s) identifying those responsible for special, progress and final inspections required by the New York City Construction Codes contained in Title 28.] Proof of compliance with the requirements of Appendix G of the Building Code, if applicable.
- (2) Document retention. Construction documents required by clauses (A) through (I)(H) of subparagraph (ii) of

paragraph (1) of this section, including structural analyses and calculations, shall be retained by the applicant of record in accordance with the provisions of the New York State Education Law and Rules of the Board of Regents and shall be made available upon request of the Department.

- (3) Permits. Following approval of the alteration application, permits shall be obtained for both the construction work and the electrical work to be performed. Electrical work shall be performed by a New York City licensed electrician [and work performed by such licensed electrician and the system installer in connection with construction of the solar electric generating system shall comply with all approved construction documents submitted in support of both the construction permit and the electrical permit].
- (i) [Electrical] The property tax abatement application will be rejected if the electrical permit applications [that] do not indicate that the application is an "S Sustainable Energy Install" application and/ or omit the application number for the alteration application [will be cause for rejecting the property tax abatement application].
- (ii) No work other than installation of the solar electric generating system shall be included in the electrical permit application.
- [(ii) Electrical permits will not be granted until the related alteration application is filed.]
- (iii) Any Technical Report(s) identifying those responsible for special, progress and final inspections required by the New York City Construction Codes contained in Title 28 must be filed with the Department.
- (4) [Inspections] Construction inspections. Any construction work performed in connection with the alteration application, including but not limited to the solar electric generating system, shall be inspected and have its final inspection, in accordance with Administrative Code § 28-116.2.4.2], by a registered design professional experienced in structural inspections. The electrical work performed in connection with the solar electric generating system shall be completed and inspected in accordance with the New York City Electrical Code prior to sign-off of the construction work]. Other inspections as required by the New York City Construction Codes contained in Title 28 or this section shall be performed in accordance therewith.
- (5) Electrical inspections. The electrical work performed in connection with the solar electric generating system shall be completed and inspected in accordance with the New York City Electrical Code.
- (6) Construction sign-off. [Upon approval of the installation of the solar electric generating system by the Department's Electrical Division, installation of the utility company meter, if applicable, and completion of the work, the] The applicant of record shall submit to the Department completed Technical Reports], including final inspection,] and a request for construction sign-off pursuant to Administrative Code § 28-116.4.
- (7) Electrical sign-off. The electrical inspection is deemed signed off when it passes an inspection performed by the Department's Electrical Division.
- (8) Job sign-off. The request for job sign-off shall be accompanied by utility company acknowledgement that the application for interconnection is complete or certification by the applicant for property tax abatement or such applicant's representative attesting that the solar electric generating system will not be interconnected with the electrical grid. The request shall also be accompanied by a completed property tax abatement application. If the property tax abatement application is not submitted together with and at the same time as the request for [construction] job sign-off, the property tax abatement application shall be denied and the Department shall not further review or process the property tax abatement application.
- ([6]9) Required item. The Department shall register receipt of the property tax abatement application as a required item in its records.
- ([7]10) Filing date. The date of filing of the property tax abatement application shall be the date of submission of construction sign-off documents and the application for property tax abatement as described in paragraph (8) of

subdivision (e)[(5)] of this section and as recorded by the Department.

**(f) Procedure: Property tax abatement application.**

- (1) [Professional] Title 4-C certification. An architect or engineer shall inspect the completed solar electric generating system installation and shall certify its compliance with the requirements of Title 4-C, including but not limited to Sections 499-aaaa(10) and 499-cccc. [Such architect or engineer also shall certify that the solar electric generating system was placed in service on or after August 5, 2008 and the date such system was placed in service.]
- (2) Property tax abatement application form and signatures. An architect or engineer shall complete the property tax abatement application form, sign and seal the form, and obtain the signature of the applicant for property tax abatement or such applicant's representative.
- (3)[\*] Eligible solar electric generating system expenditures.
- (i) Such property tax abatement form shall include a certification by the property tax abatement applicant or such applicant's representative of the solar electric generating system expenditures for which the tax abatement is sought.
- (ii) Such expenditures shall not include: (A) any expenditures incurred prior to August 5, 2008; (B) any interest or other finance charges; or (C) any expenditures incurred using a federal, state or local grant. A federal, state or local grant shall not include another tax benefit, including a tax abatement, tax credit, tax exemption or tax rebate.
- (iii) No expenditures shall be eligible for a tax abatement pursuant to Title 4-C if such expenditures were incurred in connection with a solar electric generating system placed in service before August 5, 2008.
- [(3)\*] (4) Delivery of property tax abatement application form to applicant of record. The architect or engineer who files the application for property tax abatement shall provide the completed property tax abatement application form, which shall include all certifications required by Title 4-C and this section, to the applicant of record for submission to the Department at construction sign-off. The completed property tax abatement application, together with the Technical Reports, the electrical sign-off and the request for construction sign-off, must be filed with the Department by March 15 in order for the property tax abatement to take effect on July 1 of the same calendar year. If a property tax abatement application is filed after March 15, the property tax abatement to which such application relates shall not take effect until July 1 of the following calendar year.
- (4)[(5)] Upon receipt and acceptance of the completed property tax abatement application form, the Department shall record its acceptance and shall notify the Department of Finance. However, the Department shall not notify the Department of Finance until all applicable fees for the solar installation have been paid.

*[\*Editor's note: Subdivision (f) of Section 105-02 of Subchapter E of Chapter 100 of Title 1 of the Rules of the City of New York was enacted with two separate sections numbered as 3.]*

§3. Subdivision (j) of Section 105-02 of Title 1 of the Rules of the City of New York is REPEALED.

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

**CERTIFICATION PURSUANT TO  
CHARTER §1043(d)**

**RULE TITLE:** Amendment of Solar Energy Property Tax Abatement Rules

**REFERENCE NUMBER:** 2016 RG 022

**RULEMAKING AGENCY:** Department of Buildings

I certify that this office has reviewed the above-referenced proposed rule as required by Section 1043(d) of the New York City Charter, and that the above-referenced proposed rule:

- (i) is drafted so as to accomplish the purpose of the authorizing provisions of law;

- (ii) is not in conflict with other applicable rules;
- (iii) to the extent practicable and appropriate, is narrowly drawn to achieve its stated purpose; and
- (iv) to the extent practicable and appropriate, contains a statement of basis and purpose that provides a clear explanation of the rule and the requirements imposed by the rule.

/s/ STEVEN GOULDEN  
Acting Corporation Counsel

Date: March 8, 2016

**NEW YORK CITY MAYOR'S OFFICE OF OPERATIONS  
253 BROADWAY, 10<sup>th</sup> FLOOR  
NEW YORK, NY 10007  
212-788-1400**

**CERTIFICATION/ANALYSIS  
PURSUANT TO CHARTER SECTION 1043(d)**

**RULE TITLE:** Amendment of Solar Energy Property Tax Abatement Rules

**REFERENCE NUMBER:** DOB-80

**RULEMAKING AGENCY:** Department of Buildings

I certify that this office has analyzed the proposed rule referenced above as required by Section 1043(d) of the New York City Charter, and that the proposed rule referenced above:

- (i) Is understandable and written in plain language for the discrete regulated community or communities;
- (ii) Minimizes compliance costs for the discrete regulated community or communities consistent with achieving the stated purpose of the rule; and
- (iii) Does not provide a cure period because it does not establish a violation, modification of a violation, or modification of the penalties associated with a violation.

/s/ Stephen Narloch  
Mayor's Office of Operations

3/9/2016  
Date

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**CONSUMER AFFAIRS**

■ NOTICE

**Notice of Adoption of Rule**

Notice of Adoption of an Amendment to Chapter 5 of Title 6 of the Rules of City of New York by adding a new Subchapter P regarding pregnancy services centers.

**NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED IN** the Commissioner of the Department of Consumer Affairs (the "Department") by Section 2203 of the New York City Charter and Section 20-816(f)(1) of Chapter 5, Supchapter 17, of Title 20 of the Administrative Code of the City of New York and in accordance with the requirements of Section 1043 of the New York City Charter, of the adoption by the Department of Sections 5-266, 5-267, 5-268, 5-269, 5-270, and 5-271 of Title 6 of the Rules of the City of New York, Chapter 5, Subchapter P, to implement and carry out the provisions of Local Law 17 of 2011 regarding the disclosure that pregnancy service centers must make.

This rule was proposed and published on December 10, 2015. The required public hearing was held on January 11, 2016. The rule will be effective on May 27, 2016.

**Statement of Basis and Purpose of Rule**

Section 20-816(b) of the Administrative Code, enacted as part of Section 2 of Local Law 17 of 2011, provides that a pregnancy services center "shall disclose if it does or does not have a licensed medical provider on staff who provides or directly supervises the provision of all of the services at such pregnancy services center." Section 20-815(g) defines a pregnancy services center as "a facility, including a mobile facility, the primary purpose of which is to provide services to women who are or may be pregnant, that either: (1) offers obstetric ultrasounds, obstetric sonograms or prenatal care; or (2) has the appearance of a licensed medical facility." Section 20-815(g) excludes from this definition "a facility that is licensed by the state of New York or the United States government to provide medical or pharmaceutical services or where a licensed medical provider is present to directly provide or directly supervise the provision of all services described in this subdivision that are provided at the facility."

Section 20-816(f) of the Administrative Code requires that the disclosure must be made "(1) in writing, in English and Spanish in a size and style as determined in accordance with rules promulgated by the commissioner on (i) at least one sign conspicuously posted in the entrance of the pregnancy services center; (ii) at least one additional sign posted in any area where clients wait to receive services; and (iii) in any advertisement promoting the services of such pregnancy services center in clear and prominent letter type and in a size and style to be determined in accordance with rules promulgated by the commissioner". Section 20-816(f) additionally requires that the disclosure must be made orally.

The rules:

- Clarify the meanings of the following terms: "services", "directly provide", "directly supervise", "social media site", and "social network site".
- Clarify which facilities are excluded from the definition of "pregnancy services center".
- Specify the language of the disclosure, and set forth the size, color and location of the signs required to be posted at the pregnancy services center and in advertisements promoting the services of the pregnancy services center.
- Specify the language of the disclosure that must be made orally.
- Clarify that a facility's distribution of a pregnancy test kit shall not, by itself, be sufficient to establish that it has the "appearance of a licensed medical facility," provided that the test is self-administered, self-diagnosed, and self-interpreted.

New material is underlined.

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

**Rule Amendment**

Section 1. Chapter 5 of Title 6 of the Rules of the City of New York is amended by adding a new subchapter P to read as follows:

**SUBCHAPTER P**

**PREGNANCY SERVICES CENTERS**

**§ 5-266. Definitions.**

As used in this chapter, the following terms have the following meanings:

Directly provide. The term "directly provide" means that the licensed medical provider provides the service.

Directly supervise. The term "directly supervise" means that the licensed medical provider is on site and directly overseeing the provision of the service from beginning to end.

Services. The term "services" means abortion, emergency contraception, obstetric ultrasounds, obstetric sonograms, prenatal care, pregnancy testing, pregnancy diagnosis, and other medical and/or pharmaceutical services.

Social media site or social network site. The term "social media site" or "social network site" means a form of electronic communication, such as a website for social networking or microblogging, which allows users to interact or through which users create online communities to share information, ideas, personal messages, and other content, and includes, but is not limited to, Facebook, Twitter, YouTube, Flickr, LinkedIn, Tumblr and Myspace.

**§ 5-267. Exemption.**

A pregnancy services center shall not include a facility:

- (a) that is licensed by the state of New York or the United States government to provide medical or pharmaceutical services; or
- (b) where a licensed medical provider is present to directly provide or directly supervise the provision of all services defined in Section 5-266 of this Subchapter that are provided at the facility.

**§ 5-268. Display of Sign for Required Disclosure.**

- (a) Every pregnancy services center must display at its facility, including a mobile facility, a sign provided by the Department stating in English and Spanish: "This facility does not have a licensed medical provider on site to provide or supervise all services." The Department will provide both signs on its website for downloading by pregnancy services centers. The sign will measure eleven (11) inches by seventeen (17) inches and the lettering will be one inch high.
- (b) Every pregnancy services center must post the sign at every public entrance. If the pregnancy services center is located in an office building or other structure containing two or more independent units, the sign must be posted at each entrance used exclusively for entry to the pregnancy services center. The sign



must be: (1) posted on the outside of the entrance door and so that the distance from the top of the sign to the floor is between sixty-six (66) and seventy (70) inches and the distance between the frame of the door and the closest edge of the sign is not more than twelve (12) inches; (2) clearly and conspicuously visible to the client as she or he enters the pregnancy services center; and (3) laminated or protected by a clear sheeting or other suitable material so that the text will not be destroyed, soiled, distorted, or rendered illegible.

- (c) Every pregnancy services center must post at least one sign in every area where clients wait to receive services. If the waiting area contains a reception desk, the sign must be posted on the reception desk or on a wall at a location not greater than 12 inches from the reception desk. If the sign is posted on a wall, it must be posted so that the distance from the top of the sign to the floor is between sixty-six (66) and seventy (70) inches.

#### § 5-269. Disclosures in Advertising.

- (a) "Advertisement promoting the services of a pregnancy services center" includes all promotional materials, statements, visual descriptions, or other visual representations of any kind disseminated in print or electronically, including, but not limited to, mailings, postcards, signs, business cards, flyers, hand-outs, brochures, banners, billboards, subway or bus signs, window signs, store-front signs, newspaper print advertisements and listings, telephone directory listings, television advertisements, internet advertisements, social media or social network sites and radio advertisements. "Advertisement promoting the services of a pregnancy services center" does not include communications or statements made by a center in the course of its operations that do not promote the center's services to clients or the general public, and that are directed exclusively to the center's non-client directors, employees, past financial donors, and interns.
- (b) Every advertisement promoting the services of a pregnancy services center must include in English and Spanish the statement: "This facility does not have a licensed medical provider on site to provide or supervise all services." The lettering of such statements in printed materials must be clear, legible, and in the same color and darkness, and in a type size at least one-third as high and one-third as broad, as the largest print in the advertisement. The lettering of such statement in television and internet advertisements must be clear and legible and in close proximity to the description of services provided at the pregnancy services center. The lettering of such statement on business cards may be printed on the back of the cards.
- (c) Every pregnancy services center must also post the statement provided in Subsection (b) of this Section on its website and social media or social network sites. The lettering of such statement must be clear, legible, in the same color and darkness, and in a type size at least one-third as high and one-third as broad, as the largest print on the website or on the social media or social network site. The statement must be posted on every page of the website and social media or social network site. Where a page of the website or social media or social network site contains the description of services provided by such pregnancy services center, the statement must also be contained on that page, in close proximity to the services description.
- (d) In addition to the disclosure requirements provided in subsection (c), the statement provided in subsection (b) must be included in the text of each post made on a social media or social network site. In the event a social media or social network site, such as Twitter, limits the number of characters that may be used in a post, the statement may be attached as a photo image to each post rather than included in the text of each post. Where the statement is included in a photo image, the lettering of such statement shall be consistent with the requirements described in subsection (c). Where a post contains the description of services provided by such pregnancy services center, the statement must also be in close proximity to the services description. Each post that does not comply with this requirement shall constitute a single violation, except that for the purpose of imposing a sealing order pursuant to Section 20-818(b)(1) of the administrative code, each day of noncompliance shall be treated as a separate occasion.

#### § 5-270. Oral Disclosure.

Upon a client or prospective client request for an abortion, emergency contraception and/or prenatal care service, a pregnancy services center shall orally disclose in English and Spanish the statement: "This facility does not have a licensed medical provider on site to provide or supervise all services."

#### § 5-271. Evidence.

- (a) It shall be prima facie evidence that a facility has the appearance of a licensed medical facility if it has two or more of the factors listed in subparagraphs (a) through (f) of Title 20, Subchapter 17, Section 20-815(g)(2) of the New York City Administrative Code.

- (b) A facility's distribution of a pregnancy test kit shall not, by itself, be sufficient to establish that it has the "appearance of a licensed medical facility," provided that the test is self-administered, self-diagnosed, and self-interpreted. Notwithstanding, a facility's distribution of a pregnancy test kit - even if the pregnancy test kit was exclusively self-administered, self-interpreted, and self-diagnosed - may be relied upon, in combination with another legally permissible factor, to establish the "appearance of a licensed medical facility."

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## TRANSPORTATION

### ■ NOTICE

#### Notice of Public Hearing and Opportunity to Comment on Proposed Rules

**What are we proposing?** The purpose of the proposed rule is to update the following provisions of the Highway Rules: Sections 2-01 through 2-09, 2-11 through 2-14, and 2-20.

**When and where is the Hearing?** The New York City Department of Transportation (DOT) will hold a public hearing on the proposed rule. The public hearing will take place at 2:00 P.M. on Thursday, April 28, 2016. The hearing will be in the Bid Room, at 55 Water Street, New York, NY 10041.

- **Website.** You can submit comments to DOT through the NYC rules website at <http://rules.cityofnewyork.us>.

- **Email.** You can email written comments to [rules@dot.nyc.gov](mailto:rules@dot.nyc.gov).

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

Joseph Yacca  
Director of Highway Inspection and Quality Assurance  
Operations  
New York City Department of Transportation - HIQA  
55 Water Street, 7<sup>th</sup> Floor  
New York, NY 10041

**Fax.** You can fax written comments to Joseph Yacca, Director of Highway Inspection and Quality Assurance Operations at 212-839-8867.

- **By speaking at the Hearing.** Anyone who wants to comment on the proposed rule at the public hearing must sign up to speak. You can sign up before the hearing by calling (212) 839-6500. You can also sign up in the hearing room before the hearing begins on Thursday, April 28, 2016. You can speak for up to three minutes.

**Is there a deadline to submit written comments?** The deadline to submit written comments is Thursday, April 28, 2016.

**Do you need assistance to participate in the Hearing?** You must tell the Office of Legal Affairs if you need a reasonable accommodation of a disability at the Hearing. You must tell us if you need a sign language interpreter. You can tell us by mail at the address given above. You may also tell us by telephone at (212) 839-6500. You must tell us by Wednesday, April 27, 2016.

**Can I review the comments made on the proposed rules?** You can review the comments made online on the proposed rules by going to the website at <http://rules.cityofnewyork.us/>. A few days after the hearing, a transcript of the hearing and copies of the written comments will be available to the public at the Office of Legal Affairs.

**What authorizes DOT to make this rule?** Sections 1043(a) and 2903(b) of the City Charter authorize DOT to make this proposed rule. This proposed rule was included in DOT's regulatory agenda for this Fiscal Year.

**Where can I find the Department of Transportation rules?** DOT's rules are in Title 34 of the Rules of the City of New York.

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

#### Statement of Basis and Purpose of Proposed Rule

The Commissioner of the New York City Department of Transportation (DOT) is authorized to issue rules regarding highway operations in the City pursuant to Section 2903(b) of the New York City Charter.

The purpose of the proposed rule is to provide clearer, more concise language, and to update the following provisions of the Highway Rules: Sections 2-01 through 2-09, 2-11 through 2-14, and 2-20.

More specifically, Sections 2-01, 2-02(c), 2-04(c), 2-04(g), 2-06(b), 2-06(d), 2-08(b), 2-09, 2-11(c), 2-11(e), 2-11(f), 2-12(a), 2-13(g), 2-13(l), 2-13(n),

2-13(o), 2-14(a), and 2-20(a) are amended to distinguish between two documents referenced in the Highway Rules: 1) the Standard Highway Specifications (“Standard Specifications”), and 2) the Standard Details of Construction (“Standard Detail Drawings”), both of which are drafted and issued by the New York City Department of Design and Construction. The Standard Specifications contain detailed information on the specifications for standard materials. The Standard Detail Drawings provide typical construction details.

Sections 2-02(a)(1), (2) and (4) are amended to accurately reflect current DOT practice regarding permit applications and bonds.

Section 2-02(b) is amended to delete the obsolete reference to commercial refuse containers with respect to permit reviews, since these permits are now available online.

Section 2-02(d) is amended to clarify that if a timely Corrective Action Request (CAR) protest is granted, the CAR fee will be waived. A CAR is a formal notice by DOT that work performed, and/or a condition created or maintained on a street, is in violation of the Highway Rules or applicable law, and a request that the permittee take action to correct the work and/or condition. Permittees may protest the issuance of a CAR. This change will promote timely submissions of CAR protests.

Section 2-02 (m) is amended to refer to Section 2-07, which is being amended to make clear that a permittee must obtain an emergency number from DOT during a DOT embargo period for emergency work involving an underground street access cover (also known as utility access covers or “manholes”).

Section 2-03 is amended to delete the fee for obtaining permits to install bicycle racks or decorative planters because DOT no longer issues these permits, which are now covered under a revocable consent pursuant to Section 7-04 of Title 34 of the Rules of the City of New York.

Sections 2-05(c)(2), (d)(11), (d)(15), and (j)(5) and Sections 2-11(e)(4), (e)(6), (e)(10), (e)(11), and (g)(2) are amended to replace references to Section 2-01.1 with Section 2-02(h) and clarify that permittees are required to keep their work sites safe.

Sections 2-05(d)(2) and (19) are amended to clarify that any protective covering placed on the street must be placed beneath all construction material or equipment when delivered by the managing agent, distributor, or owner of the container, and must also be maintained by the general contractor while the material or equipment occupies the street.

Section 2-07 (a) is amended to require a permittee to obtain an emergency number from DOT during a DOT embargo period for emergency work involving an underground street access cover (also known as utility access covers or “manholes”).

Sections 2-07(a)(8), 2-11(e)(4)(v), and 2-11(g)(2)(xiii) are amended to clarify when flagpeople are expected to be placed at a job site.

Section 2-07(b)(2) is amended to require a permit to maintain a steel plate that is covering either a defective maintenance cover or grating (also known as hardware) or any street condition found within an area extending 12 inches outward from the perimeter of the defective hardware or street condition, even where no excavation has been made. There are a number of defective hardware conditions on city streets that require a steel plate cover to maintain public safety until the condition is repaired. This often results in steel plates on the streets with no clear indication of whether they are covering an open excavation or defective hardware, and may on occasion result in unnecessary summonses issued for failure to obtain a permit for an open excavation. This amendment is designed to eliminate the confusion by providing DOT with information on the location of such steel plates, as well as the name of the plate owner.

Section 2-11(e)(2) is amended to allow for the use of the rock wheel or other DOT-approved tools when pre-cutting pavement. Typically, handheld tools must be utilized to pre-cut pavement. However, DOT has on occasion authorized the use of the rock wheel to pre-cut pavement. This change will allow DOT the flexibility to determine which tools are sufficient when pre-cutting pavement. Section 2-11(e)(2) is also amended to add a reference to new Standard Detail Drawing #H-1042.

Section 2-11(e)(10) is amended by adding and clarifying several requirements regarding plating and decking.

Section 2-11(e)(11)(iv) is amended to prohibit substituting asphalt for concrete, and to require all concrete-base roadway restorations to be the same depth and greater than or equal to the existing strength as the original base. The consistency and stability of asphaltic material is not the same as concrete. This change will better protect the integrity of city streets.

Section 2-11(e)(11)(vii) is amended by deleting an administrative requirement regarding the plating of shallow conduits and pipes.

Section 2-11(e)(12)(ii) is amended to require a maximum settlement of half an inch for permanent restoration pavement during the life of the guarantee period.

Section 2-11(e)(12)(viii) is amended to include and clarify the requirement that sealant must be properly maintained throughout the life of the guarantee period. Currently, the rules require the wearing course to be properly sealed at the edges; however, it does not specifically state that such sealant must be properly maintained throughout the life of the guarantee period.

Section 2-11(e)(12)(xi) is deleted and replaced with the requirement that all trenches must have a minimum opening width of 18 inches in accordance with updated Standard Detail Drawing #H-1042.

Section 2-11(f)(4)(i) is amended by adding that the paving schedule must conform to DOT’s requirements, including but not limited to the permittee name, location of work (on, to and from street), and proposed start time. Additionally, the change allows for the transmission of the paving schedule via e-mail or other department-approved method.

Section 2-14(f) is amended to clarify provisions relating to commercial refuse containers (CRC). Based on some decisions issued by the New York City Environmental Control Board, the definition of CRCs must be updated to include not just the placement but also the maintenance and storage of containers. This definition better reflects how the commercial carting industry works and DOT’s expectations of such carting companies. This amendment also adds a requirement that any protective covering placed on the street must be maintained by the permittee during the entire period the CRC occupies the street. This change will prevent CRC companies from using the public roadway indefinitely to store containers and to prevent these containers from scarring the roadway because of removed or displaced protection.

New material is underlined.

[Deleted material is in brackets.]

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

**§1. It is proposed that Section 2-01 of Title 34 of the Rules of the City of New York be amended to read as follows:**

Standard Specifications. The term “[specifications] Standard Specifications” means the most recent version of the standard highway specifications available from the Department and the New York City Department of Design and Construction indicating required construction materials.

[Standards] Standard Detail Drawings. The term “[standards] Standard Detail Drawings” means the most recent version of the standard details of construction, available from the Department and the New York City Department of Design and Construction, which contains drawings showing required dimensions of items to be constructed.

**§2. It is proposed that paragraphs (1) and (2) of subdivision (a) of Section 2-02 of Title 34 of the Rules of the City of New York be amended as follows:**

(a) **Initial permit application.** The following information shall be provided to the Department upon initial application for a permit under these rules and shall be updated as necessary and refiled annually:

(1) **If the applicant is a corporation, limited liability corporation, limited liability partnership or other entity registered with the New York Secretary of State:**

- (i) address and telephone number of applicant;
- (ii) name and telephone number of a contact person in the event of an emergency;
- (iii) affidavit acknowledging incorporation and a certified copy of the certificate of incorporation, and proof of registration with the New York State Department of State, Office of the Secretary of State. When completing the permit application, applicants must supply the Department with the identical identifying information, including but not limited to the company name, as they have provided to the New York State Department of State, Office of the Secretary of State;
- (iv) names of corporate officers;
- (v) names of two agents/employees designated to receive summonses or notices of violation or other notices required by these rules or other provisions of law;
- (vi) New York City plumber’s license certificate or other license numbers, if applicable;
- (vii) name(s) of representative(s) authorized to obtain permit(s) on behalf of the applicant;
- (viii) employer identification number;
- (ix) e-mail address, if any.

(2) **All other applicants:**

- (i) address and telephone number of applicant;

- (ii) name(s) of representative(s) authorized to obtain permit(s) on behalf of the applicant;
- (iii) New York City plumber's license certificate or other license numbers, if applicable;
- (iv) employer identification number;
- (v) e-mail address, if any[.];
- (vi) names of two agents/employees designated to receive summonses or notices of violation or other notices required by these rules or other provisions of law.

**§3. It is proposed that paragraph (4) of subdivision (a) of Section 2-02 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (4) *Permit bonds.*
- (i) A permit bond shall be submitted by all permittees to the permit office at the time of permit issuance to cover all costs and expenses that may be incurred by the City as a result of the activity for which the permit is issued or for the purpose of otherwise safeguarding the interests of the City. The permit bond shall be in the form prescribed by the Department. Such permit bonds described above shall cover all permitted activities described herein.
  - (ii) For a permit bond submitted for the purpose of performing street openings and excavations pursuant to §2-11 of these rules, such permit bond shall be submitted in the amount of \$10,000.00 for a single location within the City of New York per calendar year, [ \$25,000.00 for two to fifty locations within the City of New York per calendar year, and \$50,000.00 for fifty-one to one hundred locations within the City of New York per calendar year. Permittees who are issued permits for more than one hundred locations per calendar year shall submit a permit bond in the amount of \$100,000.00] \$50,000.00 for two to fifty locations within the City of New York per calendar year, and \$100,000.00 for fifty-one to one hundred locations within the City of New York per calendar year. Permittees who are issued permits for more than one hundred locations per calendar year shall submit a permit bond in the amount of \$250,000.00.
  - (iii) Bonds shall be valid through the permit's guarantee period as set forth in these rules.
  - (iv) The issuer of the bond shall give the Department at least 30 days written notice prior to expiration or cancellation of such bond.
  - (v) A receipt demonstrating full payment of the bond shall be filed with the Department.
  - (vi) A separate bond need not be filed for each location, provided such coverage is in force for all operations in the entire borough, City or State.
  - (vii) A notice of continuation of certificate shall be received every calendar year for the continuation of an existing bond.
  - [(viii) Effective July 1, 2008, for a permit bond submitted pursuant to subparagraph (ii) above, such permit bond shall be submitted in the amount of \$10,000.00 for a single location within the City of New York per calendar year, \$50,000.00 for two to fifty locations within the City of New York per calendar year, and \$100,000.00 for fifty-one to one hundred locations within the City of New York per calendar year. Effective July 1, 2008, permittees who are issued permits for more than one hundred locations per calendar year shall submit a permit bond in the amount of \$250,000.00.
  - (ix) (viii) For permits with the exception of those set forth in subparagraph (ii) above and sidewalk construction permits issued pursuant to §2-09 of these rules, a permit bond shall be submitted in the amount of \$5,000 for a single location within the City of New York per calendar year or in the amount of \$25,000 for multiple locations within the City of New York per calendar year. In the event that a permittee will also secure street opening and excavation permits within the City of New York during the same calendar year, the permittee's compliance with subparagraph (ii), or effective July 1, 2008 with subparagraph (iii),] above shall be sufficient to demonstrate compliance with this section.

**§4. It is proposed that paragraph (1) of subdivision (b) of Section 2-02 of Title 34 of the Rules of the City of New York**

**be amended to read as follows:**

- (b) *General conditions for all permits.* (1) Permit applications for the following work shall be reviewed by OCMC prior to the issuance of permits:
  - (i) work to be performed for sewer and water system construction;
  - (ii) work to be performed in Manhattan;
  - (iii) work required on primary and secondary arteries;
  - (iv) permits to close streets;
  - (v) [permits for placement of commercial refuse containers in Manhattan;
  - (vi)] any other activity deemed necessary by the Commissioner.

**§5. It is proposed that subparagraph (ii) of paragraph (2) of subdivision (c) of Section 2-02 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (ii) Such signs must be conspicuously displayed and face the nearest curb line. Such signs must be easily visible and readable by pedestrians, and must conform to the Department's [specifications] requirements.

**§6. It is proposed that subparagraph (i) of paragraph 3 of subdivision (c) of Section 2-02 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (i) At least one Construction Project Informational Sign must be posted on each block segment where the project is located, and must be easily visible and readable by pedestrians, unless otherwise directed by the Commissioner. The sign(s) must be kept in good condition, and must conform with the Construction Project Informational Sign [specifications which are] requirements available at the Department's Permit Offices and on the Department's website.

**§7. It is proposed that paragraph (3) of subdivision (d) of Section 2-02 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (3) Within fourteen (14) days after the date of mailing of the CAR, unless a different time is specified on the CAR or in these rules, the respondent may protest the issuance of the CAR in the manner directed on the CAR. If a protest is timely submitted and granted by the Department, the CAR fee will be waived.

**§8. It is proposed that paragraph (1) of subdivision (m) of Section 2-02 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (1) All routine work shall be suspended during an embargo period unless approval for the work is granted by OCMC. Such suspension shall not apply to emergency work, for which an emergency number shall be obtained by the permittee pursuant to the provisions of §2-07 and §2-11 of these rules. Information regarding embargo periods is on file at each borough permit office and is available upon request. It is the responsibility of each permittee to obtain such information prior to the commencement of any work. It shall be a violation of these rules to do any work on the street during an embargo period without the prior approval of OCMC or an emergency number.

**§9. It is proposed that Section 2-03 of Title 34 of the Rules of the City of New York be amended to read as follows:**

Permit or Activity	Fee	Other Charges	Maximum Duration per Permit	Maximum Distance per Permit	Maximum Width per Permit
[Install decorative planters on street]	[\$50.00]		[1 year]		
[Install bicycle rack]	[\$50.00]		[1 year]		

**§10. It is proposed that paragraph (3) of subdivision (c) of Section 2-04 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (3) Canopy design and construction shall be in accordance with [the Department's standard details of construction] Standard Detail Drawing #H-1029.

**§11. It is proposed that paragraph (2) of subdivision (g) of Section 2-04 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (2) [Canopy design and construction shall conform to Standard Details of Construction H1029.] Canopy shall be fully roofed.

**§12. It is proposed that paragraph (2) of subdivision (c) of Section 2-05 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (2) All obstructions on the street shall be protected by barricades, fencing, railing with flags, lights, and/or signs, placed at proper intervals and at prescribed hours pursuant to [§2-01.1] §2-02(h) of these rules. During twilight hours the flags shall be replaced with amber lights.

**§13. It is proposed that paragraphs (2), (11), and (15) of subdivision (d) of Section 2-05 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (2) The street shall be protected with proper covering to prevent damage[;] (e.g.: planking, skids, plating, pneumatic tires[;]) before construction material or equipment, including containers, are placed on the street. All planking and skids for containers must be a minimum of 1<sup>1/2</sup>" to a maximum of 3" thick. Overall size must be a minimum of 12"x12" and the placement of the protective covering must not exceed the outer dimensions of the container. Protection shall be placed directly under each steel wheel or roller of the container to adequately distribute the weight. Placement of all protection shall be [done] performed and completed upon delivery by the managing agent, distributor, or owner of the container.
- (11) The storage area shall be clearly delineated on all sides with barricades, fencing, railing or other safety devices reflectorized and/or illuminated pursuant to [§2-01.1] §2-02(h) of these rules.
- (15) The Commissioner may direct that construction material stored or placed within the street line, particularly in a critical area, be confined to the sidewalk frontage area where the building is to be constructed, altered or demolished. The permittee shall enclose the sidewalk storage area with a four foot high barricade or fence pursuant to [§2-01.1] §2-02(h) of these rules and shall provide adequate lighting and a minimum of five feet of clear pedestrian passage. A temporary partial sidewalk closing permit shall be required.

**§14. It is proposed that a new paragraph (19) be added to subdivision (d) of Section 2-05 of Title 34 of the Rules of the City of New York to read as follows:**

- (19) The permittee or general contractor must maintain any protective covering placed on the street while construction materials or equipment are on the street.

**§15. It is proposed that clause (B) of subparagraph (i) of paragraph (5) of subdivision (j) of Section 2-05 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (B) Where the full outward swing of the crane actually does not exceed beyond the barricade and the sidewalk area within the swing of the crane carriage or boom is securely barricaded pursuant to [§2-01.1] §2-02(h) of these rules to prevent pedestrian traffic or an adequate covered pedestrian walkway is provided.

**§16. It is proposed that paragraph (4) of subdivision (b) of Section 2-06 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (4) Fill material shall consist of inert, inorganic matter, suitably compacted. No materials shall be used other than clean earth, ashes, dirt, concrete, rock, gravel, stone, slag, or sand. Rocks and masonry shall not be larger than one-quarter of a cubic yard. No material larger than three inches in dimension may be placed within two feet of the surface. For public safety and health, the Commissioner may require a smooth graded surface treated according to the [Department specifications] Standard Specifications with asphalt paving mixture, compacted cinders, stone screening, soil cement mixtures, or seeded or sodded lawn treatment, or other material as required by the Commissioner.

**§17. It is proposed that paragraph (3) of subdivision (d) of Section 2-06 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (3) Applicants shall submit a plan at a minimum scale of 1in.=50ft. or the scale required by the Commissioner. The original mylar plus one paper print filed at the time of permit application shall be drawn according to the [Commissioner's standards] Standard Specifications. The plans shall show the following:

**§18. It is proposed that subdivision (a) of Section 2-07 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (a) General conditions.

- (1) Except for work on the critical roadways during restricted times listed in subdivision c of this section, and subject to these rules, underground street access covers, transformer vault covers and gratings may be opened to perform subsurface work without the prior authorization of the Department. During a Department declared embargo, sidewalks shall be included in the restrictions listed in paragraph (5) of subdivision (c) of this section.

- (2) A permittee must obtain an emergency number from the Department if they are opening an underground street access cover to perform emergency work during an embargo period.

- (3) Except when emergency work is being performed, if excessive traffic congestion occurs on a roadway where underground street access covers, transformer vault covers or gratings have been opened, any police officer or other person authorized to enforce these rules may direct that the cover or grating openings be closed and the encumbered traffic lane opened until the congestion abates. It shall be a violation of these rules to disobey such a direction.

- (3) (4) The opening of covers and gratings shall not restrict more than a maximum of 11 feet of roadway. If such opening results in a full roadway closure, the Police Department, the Communication Centers of the Fire Department and the Department of Transportation shall be notified simultaneously with the closing. If such opening falls under the provisions of subdivision (g) of §2-02 of these rules, the entity opening the covers or gratings shall comply with all the requirements of such subdivision.

- (4) (5) Except for emergency work or where required due to the nature of the work, no more than two consecutive covers or gratings shall be opened at any time on a block segment, including the adjacent intersection.

- (5) (6) A permit is required to store material or equipment on the street during non-working hours whether or not the cover or grating opening is in a critical roadway. No such permit shall be required to store tool carts on the sidewalk. No tool cart shall be stored on a sidewalk unless a minimum passage of five feet is maintained on the sidewalk for pedestrians. No tool cart stored on a sidewalk or roadway shall obstruct any hydrant, water sampling station, bus stop or driveway. A permit is required to store tool carts on the roadway. All tool carts shall display the name, address and telephone number of the entity that placed them on the sidewalk or roadway.

- (6) (7) Where subsurface work requiring the opening of covers and gratings on a sidewalk is performed and a five foot minimum passageway on the sidewalk cannot be maintained for pedestrians, a temporary sidewalk closing permit shall be obtained.

- (7) (8) Flagpeople. [Permittees] Unless otherwise directed by the Commissioner, permittees whose work results in the closing of a moving traffic lane[, which] and requires traffic to be temporarily diverted to [another] a travel lane in the opposite direction, shall, at all times while actively working at the site, post [a flagperson or utilize an authorized plan for the maintenance and protection of traffic] flagperson(s) at the point where traffic is diverted to assist motorists, bicyclists, and pedestrians to proceed around the obstructed lane.

**§19. It is proposed that paragraph (2) of subdivision (b) of Section 2-07 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (b) Maintenance requirements.
  - (2) The owners of covers or gratings shall replace or repair any cover or grating found to be defective and shall repair any defective street condition found within an area extending twelve inches outward from the perimeter of the cover or grating. Such owner must obtain a permit to maintain a steel plate that is covering such cover or grating or such street condition.

**§20. It is proposed that paragraph (3) of subdivision (b) of Section 2-08 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (3) Sidewalk repair and restoration. An owner shall be responsible for any damage caused or repairs necessitated by the installation, presence or maintenance of such newsrack. Such owner also shall be responsible for any damage caused or repairs necessitated by the removal of a newsrack by either such owner or by an authorized officer or employee of the Department or of any city agency who is designated by the Commissioner, or by a police officer. Such repairs shall be made promptly and in accordance with the [Department's specifications] Standard Specifications, Standard Detail Drawings, and Instructions for Filing Plans and Guidelines for the Design of Sidewalks, Curbs, Roadways and Other Infrastructure Components, or as otherwise directed by the Commissioner.

**§21. It is proposed that paragraph (2) of subdivision (a) of Section 2-09 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (2) All public infrastructure work shall be designed and installed in compliance with current highway engineering practice, the latest version of this publication, and the latest versions of these other Department publications: [Standard Details of Construction,] Standard Specifications, Standard Detail Drawings, and Instructions for Filing Plans & Guidelines for the Design of Sidewalks, Curbs, Roadways and Other Infrastructure Components.

**§22. It is proposed that paragraph (1) of subdivision (b) of Section 2-09 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (1) A property owner may install the required street infrastructure without prior review of the plan(s) by the Department under a process of professional self-certification. Plan review by the Department will not be required when a Professional Engineer, Registered Architect or Registered Landscape Architect self-certifies that the proposed infrastructure work complies strictly with the requirements of the publications listed above in paragraph (2) of subdivision (a) of this section [and meets or exceeds the Department's standards and specifications].

**§23. It is proposed that paragraph (1) of subdivision (f) of Section 2-09 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (1) Property owners' responsibility. Property owners shall, at their own cost, install, repave, reconstruct and maintain in good repair, at all times, the sidewalk abutting their properties, including, but not limited to, the intersection quadrant for corner property, in accordance with [the specifications of the] Department requirements. Upon failure of a property owner to install, repave, reconstruct or repair the sidewalk pursuant to a Notice of Violation issued by the Department after an inspection, the Department may perform the work or cause it to be performed and shall bill the property owner pursuant to § 19-152 of the New York City Administrative Code. If the property owner wishes to protest the violation, he/she may make a request at the appropriate borough office within the time specified in the notice of violation and the Department shall provide a reinspection by a different departmental inspector than the one who conducted the first inspection. The findings of the second inspection supersede the findings of the first inspection.

**§24. It is proposed that subparagraphs (i), (ii), (iii), (iv), (vi), (ix), (xiv), and (xv) and clause (A) of subparagraph (xviii) of paragraph (4) of subdivision (f) of Section 2-09 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (4) General sidewalk requirements.
- (i) Except as otherwise authorized, all sidewalks not in C4-4 through C4-7, C5 or C6 commercial districts, as defined in the Zoning Resolution of the City of New York, shall be of untinted concrete. However, all sidewalks in C4-4 through C4-7, C5 and C6 commercial districts shall be of pigmented concrete with saw-cut type joints as set forth in [Section 4.13 C of the Department's specifications] the Standard Specifications. In such commercial districts, any sidewalk installation or replacement constituting 50 percent or more of the total square footage of sidewalk abutting a property shall be of pigmented concrete in conformance with the [aforementioned section of the Department's specifications] Standard Specifications. For the purposes of these rules and unless otherwise stated, the word "concrete" shall mean untinted and pigmented concrete, as applicable. Sidewalks shall consist of a single course of concrete, 4in. in thickness,

laid upon a foundation 6in. in thickness; in driveways and corner quadrants the concrete slab shall be 7in. in thickness.

- (ii) The foundation material shall consist of clean 3/4in. broken stone, recycled concrete, gravel or clean granular materials meeting the [standard specifications] Standard Specifications and Standard Detail Drawings. The foundation material shall be tamped and compacted according to the [specifications] Standard Specifications.
- (iii) The sidewalk shall be constructed of concrete mix as per the [Department's specifications] Standard Specifications and Standard Detail Drawings, unless otherwise authorized.
- (iv) Sidewalk cores.
- (A) Cores shall be required for all sidewalks in excess of 100 lineal feet. A core shall be required for each 500 square feet of sidewalk or fraction thereof. A minimum of 2 cores is required. Core evaluation reports by an approved laboratory shall be submitted to the Department.
- (B) In the case of a one- or two-family dwelling on a corner lot and/or where the length of the sidewalk on each side is less than 100 lineal feet, the cores may be waived, provided that an affidavit of a Professional Engineer or Registered Architect who supervised the construction certifies that the work conforms [with] to the [specifications] Standard Specifications, and material delivery slips are submitted. (Delivery slips are to be signed by an authorized representative of the contractor.)
- (C) If the results of the cores meet the Department's requirements, the applicant shall file an affidavit from a Licensed Surveyor, Registered Architect or Professional Engineer certifying that the sidewalk, curb and roadway have been installed in conformance with the submitted SCARA plan. A final survey showing the actual grades as built shall be filed with the Department and the topographical Bureau of the office of the applicable Borough President.
- (vi) The concrete shall be poured and finished in accordance with the [specifications] Standard Specifications and Standard Detail Drawings.
- (ix) When an existing concrete sidewalk is to be replaced and the foundation material meets specifications, the foundation material can be retained and graded to the required subgrade. Any foundation material not meeting [specification] the Standard Specifications and Standard Detail Drawings shall be removed.
- (xiv) Pedestrian ramps. Any person constructing, reconstructing or repairing a corner shall install pedestrian ramps in accordance with the [specifications] the Standard Specifications and in accordance with the latest revision of Standard Detail Drawing #H-1011.
- (xv) Adjoining existing and new sidewalks: Junctions and transitions between new sidewalk and existing [walk] sidewalk shall conform to the [specifications] Standard Specifications and Standard Detail Drawings.
- (xviii) Historic Districts:
- (A) In Historic Districts, property owners shall obtain written approval from the Landmarks Preservation Commission prior to the repair or replacement of sidewalks. All work shall be done in compliance with the rules of the Landmarks Preservation Commission, and in accordance with the [specifications] Standard Specifications, Standard Detail Drawings, and Department requirements.

**§25. It is proposed that subdivision (g) of Section 2-09 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (g) Curb (concrete, steel faced, stone).
- (1) General permit conditions.
- (i) The permittee shall complete all curb construction or installation before commencing any roadway paving operation or sidewalk construction, unless otherwise permitted by the Department.
- (ii) All curbs more than 20 feet in length shall be

built according to [specifications] the Standard Specifications and Standard Detail Drawings. A Street Opening Permit is required.

- (iii) Curbs less than 20 feet in length shall be built in accordance with [Standard Detail H-1054] the Standard Specifications and Standard Detail Drawings. No Street Opening Permit is required if done in conjunction with a sidewalk repair permit.
  - (iv) Permits for the construction or installation of drop curbs and concrete driveways shall not be issued unless authorized by a permit from the Department of Buildings.
  - (v) All curbs shall be built according to specifications.
- (2) Recess in vault for curbs. Where a vault extends to the curb line, the permittee shall provide a recess for its entire length in which the curb may be set or reset. [See] in accordance with the Standard Specifications and Standard [Drawing on file with the Department] Detail Drawings.
- (3) Permit requirements. All permits are subject to applicable provisions contained in § 2-02 of these rules.
- (4) No person shall deface any curb by painting, printing or writing names or advertisements, placing other inserts, attaching, in any manner, any advertisement or other printed matter, or by drawing, painting or discoloring such curb.
- (5) General provisions for construction. Concrete curbs shall be 6 inches wide at the top, 8 inches wide at the bottom and 18 inches deep, [or equal to the standards,] measured on the back. All construction is to be at legal line and grade, or at any other line and grade approved by a Department engineer, and according to the [specifications] Standard Specifications and Standard Detail Drawings. Penetration of broken stone base will not be allowed unless the outside temperature is 50 degrees Fahrenheit or above.

**§26. It is proposed that paragraphs (3) and (4) of subdivision (h) of Section 2-09 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (h) Roadway.
  - (3) Roadway cores.
    - (i) Cores shall be required for all roadway pavement in excess of 100 lineal feet. A core shall be taken by the applicant for every 700 square yards of paved roadway or fraction thereof, in such manner as directed by the supervising engineer. A minimum of 2 cores is required. Core evaluation reports by an approved laboratory shall be submitted to the Department or self certified by a Professional Engineer or Registered Architect.
    - (ii) Where the length of roadway pavement is less than 100 lineal feet, the requirement of cores may be waived provided that an affidavit of a Professional Engineer or Registered Architect who supervised the construction certifies that the work conforms [with] to the [specifications] Standard Specifications, and material delivery slips are submitted. (Delivery slips are to be signed by an authorized representative of the contractor.)
    - (iii) If the results of the cores meet the Department's requirements, the applicant shall file an affidavit from a Licensed Surveyor, Registered Architect or Professional Engineer certifying that the sidewalk, curb and roadway have been installed in conformance with the legally established grades as built under the terms of the permit. A final survey showing the actual grades as built shall be filed with the Department's borough office and the Topographical Bureau of the office of the applicable Borough President.
  - (4) The Department will issue a letter of acceptance for maintenance subject to the guarantee period of the roadway pavement, to the builder or developer if the roadway pavement meets the requirement of the permit and the [specifications] Standard Specifications.

**§27. It is proposed that paragraph 2 of subdivision (c) of Section 2-11 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (2) All work shall be done in accordance with the [specifications] Standard Specifications, Standard Detail

Drawings, and the provisions of this § 2-11.

**§28. It is proposed that paragraph 2 of subdivision e of Section 2-11 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (2) Breaking Existing Pavement. (i) Precutting of pavement wearing course and base shall be required for pavement removal. (ii) [The use of a "Ram Hoe" or truck mounted pavement breaker is not permitted, unless otherwise authorized.] Only hand held tools, rockwheels, or other tools approved by the Department may be used for this purpose. This applies to all streets at all times. (iii) The permittee shall be responsible for keeping the construction area as clean and neat as possible during the [permit] life of the permit. (iv) No material shall restrict water flow in gutters. (v) All possible arrangements for the safety of the general public shall be maintained. [Every effort shall be made to keep the pavement opening dimensions to an absolute minimum.] (vi) The wearing course on non-protected streets must be cut and restored in accordance with Standard Detail Drawing #H-1042.

**§29. It is proposed that subparagraphs (ii), (iii), and (v) of paragraph 4 of subdivision e of Section 2-11 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (ii) All unattended street openings or excavations in a driving lane, including intersections, shall be plated, except as otherwise directed by the Commissioner. The Commissioner may require all street openings and excavations at any location to be plated when no work is in progress. In the case of gas or steam leaks, barricades pursuant to [§2-01.1] §2-02(h) of these rules shall be used until the leak is corrected.
- (iii) Barricades, signs, lights and other approved safety devices shall be displayed pursuant to [§2-01.1] §2-02(h) of these rules.
- (v) Flagpeople. [Permittees] Unless otherwise directed by the Commissioner, permittees whose work results in the closing of a moving traffic lane, which] and requires traffic to be temporarily diverted to [another] a travel lane in the opposite direction, shall, at all times while actively working at the site, post [a flagperson or utilize an authorized plan for the maintenance and protection of traffic] flagperson(s) at the point where traffic is diverted to assist motorists, bicyclists, and pedestrians to proceed around the obstructed lane.

**§30. It is proposed that paragraph 6 of subdivision e of Section 2-11 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (6) Work Site Maintenance.
  - (i) All excavated material shall be either removed from the site or stockpiled at a designated curb, properly barricaded pursuant to [§2-01.1] §2-02(h) of these rules and stored to keep gutters clear and unobstructed in accordance with §2-05 of these rules.
  - (ii) All obstructions on the street shall be protected by barricades, fencing, or railing, with flags, lights, or signs placed pursuant to [§2-01.1] §2-02(h) of these rules at proper intervals and during the hours prescribed. During twilight hours the flags shall be replaced with amber lights.

**§31. It is proposed that subparagraph (i) of paragraph 8 of subdivision e of Section 2-11 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (8) Backfill and Compaction.
  - (i) Upon completion of repairs in a street, permittees shall backfill street openings and excavations in a manner in accordance with the [specifications] Standard Specifications and Standard Detail Drawings. All materials used for backfill shall be free from bricks, blocks, excavated pavement materials and/or organic material or other debris. Notwithstanding the above, asphalt millings may be used as a backfill material.

**§32. It is proposed that subparagraphs (v) and (vii) of paragraph 10 of subdivision e of Section 2-11 of Title 34 of the Rules of the City of New York be amended and that a new subparagraph (viii) be added to read as follows:**

- (v) All permittees who install plating and decking during the winter moratorium, as determined by the Department, shall post signs at the site indicating "Steel Plates Ahead" or "Raise Plow" and countersink said plates flush to the level of the roadway. All signs shall comply with all applicable requirements pursuant to [§2-01.1] §2-02(h) of these rules. These signs shall be placed on the sidewalk, adjacent to the curb, facing vehicle traffic five feet prior to the plates. On two-way streets, signs shall be placed on both sides of the street five feet prior to the plates.
- (vii) All plating and decking, including the ramping material, must be removed from the roadway and/or sidewalk after completion of the final restoration or prior to the expiration of the permit.
- (viii) All plating and decking must identify the name of the owner of such plating or decking. Identification must be made by welding, stamping or painting the name of the owner onto the plating or decking.

**§33. It is proposed that subparagraphs (i), (iii), (iv), and (vii) of paragraph 11 of subdivision e of Section 2-11 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (i) Concrete and asphalt base material and base restorations shall conform [with Department specifications] to the Standard Specifications and Standard Detail Drawings.
- (iii) Concrete for base shall be plated in a driving lane and intersections or barricaded pursuant to [§2-01.1] §2-02(h) of these rules in a parking lane for a minimum of three days to permit proper cure of concrete, unless otherwise specified by the Department.
- (iv) Hot asphalt binder materials may not be used in place of concrete [for non-protected and/or resurfaced streets at a thickness ratio of one and one-half inch of asphalt for every inch of concrete]. All concrete-base roadways must be restored with concrete of the same depth and at least the same strength as the original base concrete.
- (vii) Conduit or pipes shall be installed at a minimum depth of 18 inches from the surface of the roadway, or below the base, whichever is greater. Where conduits and pipes cannot be installed at the required minimum depth, protective plating shall be installed over the facilities [upon written request from the permittee and receipt of written approval of the Department].

**§34. It is proposed that subparagraphs (i), (ii), (iv), (v), (viii), (ix), and (xi) of paragraph 12 of subdivision e of Section 2-11 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (i) Wearing course material shall conform to the [Department's specifications] Standard Specifications and Standard Detail Drawings.
- (ii) The finished grade of the wearing course shall be flush with surrounding pavement on all sides of the cut [; the restored wearing course shall extend for a distance of six inches (6") beyond the edge of the base course]. The final wearing course shall conform to the Standard Specifications and Standard Detail Drawings. In the event a permanent restoration pavement installed settles more than [two inches (2in)] half an inch (1/2 in) below the surrounding existing surface during the life of the guarantee period, this shall be deemed a failure of the backfill compaction, in which case[,] the permittee shall remove all of the failed backfill, down to the subsurface facility, and install new, properly compacted backfill.
- (iv) When more than one roadway opening is made against a single permit and the openings are less than three feet apart after the required cutbacks, the existing wearing course between such openings shall be restored integrally with the opening wearing course restoration, in accordance with the [current] applicable Standard Detail Drawing # H-1042.
- (v) When a street opening is twelve inches or less from the curb, the entire pavement between the opening and the curb shall be excavated and

replaced in kind, in accordance with the [current] applicable Standard Detail Drawing # H-1042. The pavement base shall be inspected and repaired where necessary and a new wearing course shall be installed from the curb to the street opening. The areas described above shall be included in the permittee's guarantee.

- (viii) The wearing course shall be properly sealed completely at the edges of the cut with liquid asphaltic cement ironed in with a heated smoothing iron or by means of infrared treatment to prevent water seepage into the pavement. The sealant applied to the wearing course must be properly maintained throughout the life of the guarantee period.
- (ix) Permittees shall be required to obtain a permit for any changes to, or installation of temporary roadway pavement markings and temporary construction, parking or regulatory signs and supports, including, but not limited to, crosswalks and lane lines. Unless otherwise directed by the Commissioner, all roadway pavement markings, including but not limited to, crosswalks and lane lines, and any parking or regulatory signs or supports shall be replaced in kind [to Department specifications] in accordance with the Standard Specifications. All construction signs and supports and pavement markings shall be removed prior to the expiration of the permit.
- (xi) [For trenches on protected streets, six inches (6in.) of base and six inches (6in.) of the wearing course shall be cut back on both sides of the trench. For trenches on non-protected streets, six (6in.) inches of the wearing course shall be cut back on all sides of the trench, provided, however, the total cut must be a minimum of eighteen inches (18in.) wide.] All trenches must have a minimum opening width of eighteen inches (18"). The trench must be restored in accordance with Standard Detail Drawing # H-1042.

**§35. It is proposed that subparagraphs (iv) and (vi) of paragraph 13 of subdivision e of Section 2-11 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (iv) Reinforcing shall be replaced in kind and spliced [as per specifications for reinforced concrete pavement] in compliance with the Standard Specifications and Standard Detail Drawing #H-1042.
- (vi) All restorations shall conform [with the latest version of Department standard details 1042A, 1042B or 1042C,] to the applicable Standard Detail Drawing # H-1042 or to a standard as determined by the Department.

**§36. It is proposed that subparagraph (vi) of paragraph 14 of subdivision e of Section 2-11 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (vi) [Specifications.] Such markers shall also be UV-stable and designed not to fade significantly.

**§37. It is proposed that subparagraph (v) of paragraph 15 of subdivision e of Section 2-11 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (v) Any permittee may file a proposed Quality Control Program with the Commissioner for approval. The Commissioner may waive any of the foregoing [specification] requirements as part of an approved program of Quality Control. Any waiver so granted shall remain in effect as long as the approved program is implemented in a manner satisfactory to the Commissioner or until the Commissioner's approval is rescinded.

**§38. It is proposed that subparagraph (iii) of paragraph 16 of subdivision e of Section 2-11 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (iii) Permittees shall comply with all applicable sections of these rules, the [specifications] Standard Specifications, the Standard Detail Drawings, and all other applicable laws or rules.

**§39. It is proposed that subparagraphs (i), (iii), and (v) of paragraph (4) of subdivision (f) of Section 2-11 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (i) No backfill of any opening or excavation on a protected street shall be performed unless the permittee who has obtained a street opening permit also obtains a confirmation number notifying the Department of such restoration work. The permittee must obtain such confirmation number at least two hours prior to the scheduled start time for the backfill except as otherwise authorized by the Commissioner. The permittee must request and obtain such confirmation number pursuant to § 2-11(f)(2)(ii) of these rules. In no case shall the permittee commence the backfill prior to the scheduled start time. In addition, during the backfill and compaction phase of the work, the permittee must provide, on site, a certified compaction technician from an approved laboratory to test that the compaction of the backfill is in accordance with the Department's rules and [specifications] Standard Specifications. No base or wearing course of any opening or excavation on a protected street shall be performed unless the permittee obtains a separate and additional confirmation number pursuant to § 2-11(f)(2)(ii) of these rules or [faxes] submits its daily paving schedule to the Department via e-mail or other Department-approved method prior to commencing work. The daily paving schedule must conform to the Department's requirements and must include but not be limited to the permittee name, location of the work (on, to and from street), permit number(s), and proposed start time.
- (iii) A certification issued by a New York State licensed professional engineer shall be provided to the Department within thirty days of completion of work on protected streets. The certification shall state that the type of work performed was as described in the permit application, and that all phases of the restoration were performed in accordance with Department rules, Standard Specifications and [specifications] Standard Detail Drawings. Upon demand by the Department or as directed by the Commissioner, the permittee shall furnish copies of in-process compaction reports certified by a Professional Engineer as to the compliance with the backfill requirements set forth within this section. All records must be kept by the permittee and made available to the Department for the duration of the guarantee period.
- (v) All restorations shall conform [with the latest version of Department standard details 1042A, 1042B or 1042C.] to applicable Standard Detail Drawing # H-1042 or to a standard as determined by the Department.

**§40. It is proposed that subparagraphs (iv), (v), and (xiii) of paragraph (2) of subdivision (g) of Section 2-11 of Title 43 of the Rules of the City of New York be amended to read as follows:**

- (iv) All unattended street openings or excavations in a driving lane, including intersections, shall be plated, except as otherwise directed by the Commissioner. The Commissioner may require all street openings and excavations at any location to be plated when no work is in progress. In the case of gas or steam leaks, barricades shall be used pursuant to [§2-01.1] §2-02(h) of these rules until the leak is corrected.
- (v) Barricades, signs, lights and other approved safety devices shall be displayed pursuant to [§2-01.1] §2-02(h) of these rules.
- (xiii) Flagpeople. [Permittees] Unless otherwise directed by the Commissioner, permittees whose work results in the closing of a moving traffic lane[, which] and requires traffic to be temporarily diverted to [another] a travel lane in the opposite direction, shall, at all times while actively working at the site, post [a flagperson or utilize an authorized plan for the maintenance and protection of traffic] flagperson(s) at the point where traffic is diverted to assist motorists, bicyclists, and pedestrians to proceed around the obstructed lane.

**§41. It is proposed that subdivision (a) of Section 2-12 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (a) Property owners' responsibility. Whenever the Commissioner shall so order or direct, property owners shall, at their own expense:
- (1) fence any vacant lot(s);
  - (2) fill any sunken lot(s) in compliance with § 2-06 or other requirements of these rules;
  - (3) cut down any raised lot(s) in accordance with the [specifications of the Department] Standard Specifications and § 2-02 of these rules.

**§42. It is proposed that subparagraph (i) of paragraph (2) of subdivision (g) of Section 2-13 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (i) A waterproofed recess in the vault roof adequate to receive a standard curb for the entire length at which the curb may be set or reset in accordance with the [Department's standard] Standard Specifications and Standard Detail Drawings relating to sidewalk width even in cases where the existing or proposed sidewalk width does not conform to that standard width.

**§43. It is proposed that paragraph (1) of subdivision (l) of Section 2-13 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (1) A [standard specification] concrete sidewalk of four inch minimum thickness shall be installed over the structural roof slab of the vault and in conjunction with the structural roof slab shall be able to sustain a minimum live load of six hundred pounds per square foot, in accordance with the Standard Specifications and Standard Detail Drawings. In no case shall the new sidewalk serve as the structural roof of the vault.

**§44. It is proposed that subdivisions (n) and (o) of Section 2-13 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (n) Defective covers. The Commissioner may order defective vault covers, doors, gratings and adjacent areas which are broken or present a slippery surface to be made safe immediately by the owner and replaced in accordance with [Department standards in accordance with] the Standard Specifications, Standard Detail Drawings and subdivision (b) of § 19-151 of the New York City Administrative Code.
- (o) Abandoned vaults. The Commissioner may order the vault licensee and/or the owner of the premises to fill in an abandoned vault in accordance with subdivision (b) of § 19-151 of the New York City Administrative Code as hereinafter provided. The vault shall be filled in with clean, incombustible material, attaining proper compaction [standards] pursuant to the Standard Specifications and Standard Detail Drawings. Where such structures adjoin the curb, the enclosing walls shall be cut down to a depth of two feet below the curb and the roof shall be removed. Proper steps shall be taken to allow for the drainage of water through the vault floor.

**§45. It is proposed that paragraph (3) of subdivision (a) of Section 2-14 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (3) A street opening permit shall be obtained for the removal of a public pay telephone stanchion and the restoration of the sidewalk. Such sidewalk restoration shall be performed in accordance with the [Department's specifications] Standard Specifications and Standard Detail Drawings.

**§46. It is proposed that subdivision (f) of Section 2-14 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (f) Commercial refuse containers. [Commercial refuse containers are] For purposes of this section, the term "commercial refuse containers" means containers temporarily placed, maintained, or stored on the public [roadways temporarily] roadway, [the use of] which [is] are not related or connected to any use or activity for which a Department of Buildings permit and/or a construction [activity] permit from the Department[, pursuant to Section 2-05 of these rules, is required to] must be obtained. Commercial refuse containers shall not be used for the storage of putrescible waste.
- (1) No commercial refuse container shall be placed on the street unless the owner of the container has obtained a permit from the Department pursuant to Section 2-02 of these rules. Notwithstanding such requirements, the owner of the container shall not be required to post such permit at the work site.



- (2) Commercial refuse containers shall not be placed, maintained, or stored [or placed] within:
  - (i) any “No Stopping,” “No Standing,” “No Parking Anytime,” or “Authorized Parking” areas;
  - (ii) fifteen feet of hydrants;
  - (iii) the area created by extending the building line to the curb (the “corner”) or the area from ten feet from either side of the corner (the “corner quadrant”);
  - (iv) a crosswalk or pedestrian ramp, nor shall it be stored or placed in any manner so as to obstruct any crosswalk or pedestrian ramp;
  - (v) five feet of railroad tracks.

The prohibitions set forth in subparagraphs (i) through (v) shall not apply to areas where posted signs prohibit standing except for trucks loading and unloading. In exceptional circumstances, the Commissioner may grant permission to store or place containers in the areas specified in subparagraphs (i) through (v) above. An application for such permission shall be made to OCMC indicating the need for such placement.

- (3) Storage of commercial refuse containers shall not in any way interfere with or obstruct access to subway facilities, utility access points, hydrants, fire alarms, traffic signals, street signs, bus stops or bus shelters, water main valves or gas shut-off valves, unless permission is obtained from the appropriate City Department or utility.
- (4) The name, address and telephone number of the owner of the container shall be permanently affixed in characters at least three inches high both on the side of the container that faces the sidewalk area and also on the opposite side that faces the street, with such display being in a color contrasting with that of the container and placed approximately midway vertically.
- (5) Each container shall be stored parallel to the curb and extend no more than nine feet from the curb into the roadway.
- (6) The street shall be protected with proper covering (e.g., planking, skids, plating, or pneumatic tires) to prevent damage before containers are placed on the street. Protection shall be placed directly under each steel wheel or roller of the container to adequately distribute the weight. Placement of all protection shall be done upon delivery by the owner of the container. All planking and skids for containers shall be a minimum of 1 1/2” to a maximum of 3” thick. Overall size of the protective covering shall be a minimum of 12” x 12” and the placement of the protective covering shall not exceed the outer dimensions of the container. Any protective covering placed on the street must be maintained by the permittee during the entire period of time the containers occupy the street.
- (7) All containers shall be clearly marked on all four sides with high intensity reflective paint, reflectors, or other markings capable of producing a warning glow when struck by the head lamps of a vehicle or other source of illumination at a distance of three hundred feet.
- (8) Sidewalks, gutters, crosswalks and driveways shall at all times be kept clear and unobstructed and all dirt, debris and rubbish shall be promptly removed therefrom.
- (9) The owner of any container shall comply with all applicable provisions of Titles 16 and 16-A of the New York City Administrative Code and Title 17 of the Rules of the City of New York.

**§47. It is proposed that paragraph (4) of subdivision (a) of Section 2-20 of Title 34 of the Rules of the City of New York be amended to read as follows:**

- (4) All public infrastructure work, including work in streets, bridges, parks and public places, shall be designed and installed in compliance with these rules; standard electrical engineering practice; the National Electric Code (NEC) or, in the case of Public Utilities, the National Electrical Safety Code (NESC); the [Department’s Standard Details of Construction] Standard Detail Drawings; the [Department’s] Standard Specifications; [and] the Department’s Instructions for Filing Plans & Guidelines for the Design of Sidewalks, Curbs, Roadways and other Infrastructure Components; the Department’s Bureau of Traffic, Division of Street Lighting Standard Drawings; and all other applicable laws and rules.

**NEW YORK CITY MAYOR’S OFFICE OF OPERATIONS  
253 BROADWAY, 10th FLOOR  
NEW YORK, NY 10007  
212-788-1400**

**CERTIFICATION/ANALYSIS  
PURSUANT TO CHARTER SECTION 1043(d)**

**RULE TITLE:** Amendment of Highway Rules  
**REFERENCE NUMBER:** DOT-30  
**RULEMAKING AGENCY:** Department of Transportation

I certify that this office has analyzed the proposed rule referenced above as required by Section 1043(d) of the New York City Charter, and that the proposed rule referenced above:

- (i) Is understandable and written in plain language for the discrete regulated community or communities;
- (ii) Minimizes compliance costs for the discrete regulated community or communities consistent with achieving the stated purpose of the rule; and
- (iii) Does not provide a cure period because it does not establish a violation, modification of a violation, or modification of the penalties associated with a violation.

/s/ Guenevere Knowles                      February 24, 2016  
Mayor’s Office of Operations              Date

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

**CERTIFICATION PURSUANT TO  
CHARTER §1043(d)**

**RULE TITLE:** Amendment of Highway Rules  
**REFERENCE NUMBER:** 2015 RG 127  
**RULEMAKING AGENCY:** Department of Transportation

I certify that this office has reviewed the above-referenced proposed rule as required by Section 1043(d) of the New York City Charter, and that the above-referenced proposed rule:

- (i) is drafted so as to accomplish the purpose of the authorizing provisions of law;
- (ii) is not in conflict with other applicable rules;
- (iii) to the extent practicable and appropriate, is narrowly drawn to achieve its stated purpose; and
- (iv) to the extent practicable and appropriate, contains a statement of basis and purpose that provides a clear explanation of the rule and the requirements imposed by the rule.

/s/ STEVEN GOULDEN                      Date: February 24, 2016  
Acting Corporation Counsel

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**OFFICE OF MANAGEMENT AND BUDGET**

■ NOTICE

**COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM (CD)  
PROPOSED HISTORIC PROGRAMMATIC AGREEMENT FOR  
DEMOLITION ACTIVITIES**

TO ALL INTERESTED AGENCIES, COMMUNITY BOARDS, GROUPS AND PERSONS:

The New York City (NYC) Department of Housing Preservation and Development uses CD funds to conduct demolition activities Citywide. Certain activities under the Demolition Program constitute an undertaking subject to review under Section 106 of the National Historic

Preservation Act (NHPA), 16 U.S.C. § 470f, and its implementing regulations, 36 C.F.R. Part 800. The NYC Office of Management and Budget as the Responsible Entity for environmental reviews undertaken with CD funds, the NYC Department of Housing Preservation and Development, the NYC Department of Buildings, the NYC Landmarks Preservation Commission, the New York State Office of Parks, Recreation and Historic Preservation, and the Shinnecock Indian Nation propose to enter into a Programmatic Agreement in order to comply with these requirements. Approximately five sites annually are determined to have historic significance.

The proposed Programmatic Agreement may be viewed at: <http://www.nyc.gov/OMBDCD>. A description of the Demolition Program's activities may be found in the Appendix of the Programmatic Agreement.

**PUBLIC COMMENTS**

The NYC Office of Management and Budget is inviting all interested agencies, Community Boards, groups and persons to provide comments on the Programmatic Agreement. All written comments should be directed to John Leonard, Director of Community Development, Office of Management and Budget, 255 Greenwich Street, 8th Floor, New York, NY 10007. All comments received by April 8, 2016 will be considered.

City of New York: Bill de Blasio, Mayor.  
Dean Fuleihan, Director, Office of Management and Budget.

Date: March 24, 2016

m24-30

**MAYOR'S OFFICE OF CONTRACT SERVICES**

**■ NOTICE**

Notice of Intent to Issue New Solicitation(s) Not Included in FY 2016 Annual Contracting Plan and Schedule

**NOTICE IS HEREBY GIVEN** that the Mayor will be issuing the following solicitation(s) not included in the FY 2016 Annual Contracting Plan and Schedule that is published pursuant to New York City Charter § 312(a):

Agency: Administration for Children's Services  
Description of services sought: Plumbing Services- Juvenile Detention Centers

Start date of the proposed contract: 7/1/2016  
End date of the proposed contract: 6/30/2018  
Method of solicitation the agency intends to utilize: Competitive Sealed Bid

Personnel in substantially similar titles within agency: None  
Headcount of personnel in substantially similar titles within agency: 0

Agency: Administration for Children's Services  
Description of services sought: Electrical Services- Juvenile Detention Centers

Start date of the proposed contract: 7/1/2016  
End date of the proposed contract: 6/30/2018  
Method of solicitation the agency intends to utilize: Competitive Sealed Bid

Personnel in substantially similar titles within agency: None  
Headcount of personnel in substantially similar titles within agency: 0

Agency: Administration for Children's Services  
Description of services sought: Fire, Smoke Alarm Services- Juvenile Detention Centers

Start date of the proposed contract: 7/1/2016  
End date of the proposed contract: 6/30/2018  
Method of solicitation the agency intends to utilize: Competitive Sealed Bid

Personnel in substantially similar titles within agency: None  
Headcount of personnel in substantially similar titles within agency: 0

Agency: Administration for Children's Services  
Description of services sought: Architectural and Engineering Services- Juvenile Detention Centers

Start date of the proposed contract: 7/1/2016  
End date of the proposed contract: 6/30/2018  
Method of solicitation the agency intends to utilize: Competitive Sealed Bid

Personnel in substantially similar titles within agency: None  
Headcount of personnel in substantially similar titles within agency: 0

Agency: Administration for Children's Services  
Description of services sought: Elevator Maintenance - Juvenile Detention Centers

Start date of the proposed contract: 7/1/2016  
End date of the proposed contract: 6/30/2018  
Method of solicitation the agency intends to utilize: Competitive Sealed Bid

Personnel in substantially similar titles within agency: None

Headcount of personnel in substantially similar titles within agency: 0

Agency: Administration for Children's Services  
Description of services sought: Handicapped Lift Maintenance - Juvenile Detention Centers

Start date of the proposed contract: 7/1/2016  
End date of the proposed contract: 6/30/2018  
Method of solicitation the agency intends to utilize: Competitive Sealed Bid

Personnel in substantially similar titles within agency: None  
Headcount of personnel in substantially similar titles within agency: 0

m28

Notice of Intent to Extend Contract(s) Not Included in FY 2016 Annual Contracting Plan and Schedule

**NOTICE IS HEREBY GIVEN** that the Mayor will be entering into the following extension(s) of (a) contract(s) not included in the FY 2016 Annual Contracting Plan and Schedule that is published pursuant to New York City Charter § 312(a):

Agency: Department of Environmental Protection  
FMS Contract #: 20161403724

Vendor: Gila LLC dba Municipal Services Bureau  
Description of services: Third Party Delinquency Collection Services  
Award method of original contract: Competitive Sealed Proposals  
FMS Contract type: 29

End date of original contract: 6/29/16  
Method of renewal/extension the agency intends to utilize: Time Extension

New start date of the proposed renewed/extended contract: 6/30/16  
New end date of the proposed renewed/extended contract: 6/29/17  
Modifications sought to the nature of services performed under the contract: None

Reason(s) the agency intends to renew/extend the contract: To allow time for the successor contract to register.

Personnel in substantially similar titles within agency: None  
Headcount of personnel in substantially similar titles within agency: 0

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**CHANGES IN PERSONNEL**

DEPARTMENT OF CORRECTION FOR PERIOD ENDING 03/11/16							
NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE	AGENCY
CRAWFORD	TIFFANY	70410	\$40961.0000	RESIGNED	NO	02/25/16	072
DAVILA	JESSICA C	51274	\$60000.0000	APPOINTED	YES	02/21/16	072
DE LOS SANTOS	WILLY	13632	\$85176.0000	APPOINTED	YES	02/28/16	072
DEAN	MICHAEL	70410	\$44693.0000	TERMINATED	NO	02/12/16	072
DIBERARDINO	PATRICIA	70410	\$79594.0000	DISMISSED	NO	02/21/16	072
DUKE	MARK	30081	\$41810.0000	APPOINTED	YES	02/21/16	072
DUNNER	BALDWIN	70467	\$101044.0000	RETIRED	NO	01/22/16	072
EADDY	LINDA	52620	\$90000.0000	INCREASE	YES	02/07/16	072
ERSKINE	SHORNETT	70467	\$79688.0000	PROMOTED	NO	02/19/16	072
EVANS	TROY R	70410	\$79594.0000	RETIRED	NO	02/25/16	072
FALLACARO	NICOLAS V	70410	\$41371.0000	RESIGNED	NO	02/10/16	072
FELTZ	ANGEL	70410	\$41371.0000	RESIGNED	NO	02/04/16	072
FIGUEROA	ALEX R	70410	\$79594.0000	RETIRED	NO	02/29/16	072
FOO	AINSWORTH K	70467	\$79688.0000	PROMOTED	NO	02/19/16	072
GAMARRA	VANESSA M	51274	\$60000.0000	APPOINTED	YES	02/21/16	072
GERALD	NATALIA N	70467	\$79688.0000	PROMOTED	NO	02/19/16	072
GODFREY	TELFORD G	70410	\$79594.0000	RETIRED	NO	02/28/16	072
GOODEN	HERMAN	70410	\$80788.0000	RETIRED	NO	03/02/16	072
GRAVES	SHERIDA	70410	\$80788.0000	RETIRED	NO	03/01/16	072
GREEN	TELVA D	70410	\$80788.0000	RETIRED	NO	03/02/16	072
GRIMA	JOSEPH J	70488	\$101882.0000	PROMOTED	NO	01/29/16	072
GUMUSDERE	TURHAN	70488	\$194484.0000	INCREASE	NO	02/29/16	072
HASSUN	MOHAMMAD M	70410	\$41371.0000	RESIGNED	NO	02/10/16	072
HAZEL	LANCE C	70410	\$80788.0000	RETIRED	NO	03/02/16	072
HOWELL	CARLOS A	90210	\$36569.0000	RETIRED	YES	03/02/16	072
INSARDI	JANET M	95005	\$130000.0000	INCREASE	YES	12/01/15	072
JOHNSON	JANISE G	70410	\$79594.0000	RETIRED	NO	02/23/16	072
JONES	SEAN	70488	\$191770.0000	PROMOTED	NO	03/03/16	072
JUDEH-VALE	HALIMA	70410	\$39755.0000	DECREASE	NO	03/01/16	072
KAMARA	SEDEKE M	70467	\$79688.0000	PROMOTED	NO	02/19/16	072
KING	SATYDRA	70410	\$79594.0000	RETIRED	NO	02/26/16	072
KRANWINKLE	JAINAI S	70467	\$79688.0000	PROMOTED	NO	02/19/16	072
LABORIEL	FELIPE D	56058	\$31.0000	RESIGNED	YES	03/03/16	072
LASKOWSKI	JOHN	70410	\$80788.0000	RETIRED	NO	03/02/16	072
LENNON	CHERYL	70467	\$101044.0000	RETIRED	NO	02/20/16	072
LEWIS	MICHAEL	70410	\$79594.0000	RETIRED	NO	02/28/16	072
LEWIS	SUZANNE E	12626	\$47434.0000	APPOINTED	NO	02/07/16	072
LINDSAY	TASHANA	70467	\$79688.0000	PROMOTED	NO	02/19/16	072
LIRIANO	RAFAEL	20247	\$86312.0000	INCREASE	NO	12/13/15	072
LLOYD III	THOMAS	70410	\$45140.0000	TERMINATED	NO	02/24/16	072
MARTINEZ	VALERIE	70410	\$53740.0000	RESIGNED	NO	02/19/16	072
MATOS	PETER	10025	\$180000.0000	APPOINTED	YES	02/21/16	072
MAXWELL	DAWONE R	70410	\$79594.0000	DISMISSED	NO	02/14/16	072
MERCADO	CARLOS M	70410	\$41371.0000	RESIGNED	NO	02/22/16	072
MITCHELL	CEON R	70467	\$79688.0000	PROMOTED	NO	02/19/16	072

Table with columns: NAME, LAST, FIRST, MIDDLE, J, SALARY, ACTION, PROV, EFF DATE, AGENCY. Includes entries for MODESTE, MONROE, MONTALVO, MORRIS, MORRIS, NICHOLAS, NEELEY.

Table with columns: NAME, LAST, FIRST, MIDDLE, J, SALARY, ACTION, PROV, EFF DATE, AGENCY. Includes entries for RODRIGUEZ JR., ROSE, ROSENTHAL, SMITH, SWERNOFF, TORRES, TREYGER, ULRICH.

DEPARTMENT OF CORRECTION FOR PERIOD ENDING 03/11/16

Table with columns: NAME, LAST, FIRST, MIDDLE, J, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Lists numerous employees of the Department of Correction.

CITY COUNCIL FOR PERIOD ENDING 03/11/16

Table with columns: NAME, LAST, FIRST, MIDDLE, J, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Lists City Council members.

DEPARTMENT FOR THE AGING FOR PERIOD ENDING 03/11/16

Table with columns: NAME, LAST, FIRST, MIDDLE, J, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Lists employees of the Department for the Aging.

FINANCIAL INFO SVCS AGENCY FOR PERIOD ENDING 03/11/16

Table with columns: NAME, LAST, FIRST, MIDDLE, J, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Lists employees of the Financial Info Svcs Agency.

CITY COUNCIL FOR PERIOD ENDING 03/11/16

Table with columns: NAME, LAST, FIRST, MIDDLE, J, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Lists City Council members.

OFF OF PAYROLL ADMINISTRATION FOR PERIOD ENDING 03/11/16

Table with columns: NAME, LAST, FIRST, MIDDLE, J, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Lists employees of the Office of Payroll Administration.

EQUAL EMPLOY PRACTICES COMM FOR PERIOD ENDING 03/11/16

Table with columns: NAME, LAST, FIRST, MIDDLE, J, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Lists employees of the Equal Employment Practices Commission.

TAXI & LIMOUSINE COMMISSION FOR PERIOD ENDING 03/11/16

Table with columns: NAME, LAST, FIRST, MIDDLE, J, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Lists employees of the Taxi & Limousine Commission.

PUBLIC SERVICE CORPS FOR PERIOD ENDING 03/11/16

Table with columns: NAME, LAST, FIRST, MIDDLE, J, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Lists employees of the Public Service Corps.

Table listing names, titles, salaries, and appointment dates for the HUMAN RIGHTS COMMISSION FOR PERIOD ENDING 03/11/16.

Table listing names, titles, salaries, and appointment dates for the HUMAN RIGHTS COMMISSION FOR PERIOD ENDING 03/11/16.

Table listing names, titles, salaries, and appointment dates for the DEPT OF YOUTH & COMM DEV SRVS FOR PERIOD ENDING 03/11/16.

Table listing names, titles, salaries, and appointment dates for the BOARD OF ELECTION POLL WORKERS FOR PERIOD ENDING 03/11/16.

Table listing names, titles, salaries, and appointment dates for the BOARD OF ELECTION POLL WORKERS FOR PERIOD ENDING 03/11/16.

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LATE NOTICE

TRANSPORTATION

NOTICE

The Department of Transportation intends to enter into negotiations with a firm to provide title sponsorship (the "Title Sponsor") for the Summer Streets Program (the "Program"). NYCDOT has conducted sponsorship outreach but was directly approached by the Title Sponsor to provide such funding and activations for the Program.