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THE CITY RECORD

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PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

BOROUGH PRESIDENT - BROOKLYN

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that, pursuant to Sections 197-c and 201 of the New York City Charter, Brooklyn Borough President Eric L. Adams, will hold a public hearing on the following matters in the Courtroom of Brooklyn Borough Hall, 209 Joralemon Street, Brooklyn, NY 11201, commencing at 6:00 P.M., on Wednesday, May 3, 2017.

Calendar Item 1 — Maple Street Open Space and Garden (170316 PCK)

An application submitted by the New York City Department of Parks and Recreation (NYC Parks), pursuant to Section 197-c of the New York City Charter, seeks acquisition and site selection of a 6,000 square-foot property, located in the Prospect-Lefferts Garden neighborhood, of Brooklyn Community District 9 (CD 9). Such actions would facilitate the continued use of this property as a passive open space and community garden.

Calendar Item 2 — Ebenezer Plaza (170189 ZMK and 170190 ZRK)

Applications submitted by Brownsville Linden Plaza, LLC, pursuant to Section 197-c and 201 of the New York City Charter, are seeking zoning map and zoning text amendments for three blocks bounded by Hegeman Avenue, New Lots Avenue, Mother Gaston Boulevard, and Powell Street, in the Brownsville section of Brooklyn Community District 16 (CD 16). The zoning map amendment would rezone the existing M1-1 district to R7A and R7D districts, with a C2-4 overlay, and the zoning text amendment would designate the blocks as a Mandatory Inclusionary Housing (MIH) area. Such actions would facilitate two mixed-use developments, consisting of a total of 406,918 square feet of residential floor area, 27,185 square feet of commercial retail floor area, and 34,481 square feet of community facility floor area, for use by the Church of God of East Flatbush. Together, the developments will include 531 affordable dwelling units, of which 315 units will be set aside for households earning up to 60 percent of area median income (AMI) and 216 units will be set aside for households earning up to 80 percent of AMI.

Calendar Item 3 — 1618 Fulton Street (170304 HAK)

An application submitted by the New York City Department of Housing Preservation and Development (HPD), pursuant to Section 197-c of the New York City Charter, seeks Urban Development Action Area Project (UDAAP) designation and project approval, and disposition of private and City-Owned land, in the Bedford-Stuyvesant neighborhood of Brooklyn Community District 3 (CD 3). Such actions would facilitate the development of an 11-story mixed-use building consisting of a total of 71,417 square feet of residential floor area and 13,236 square feet of commercial retail floor area. The development will provide approximately 96 affordable housing units, with 19 units set aside for

households earning up to 80 percent of AMI pursuant to the Voluntary Inclusionary Housing Program (VIH), and the remaining units at a mix of higher incomes.

Calendar Item 4 — 50 Nevins Street – Institute for Community Living (170029 ZMK and 170030 ZRK)

Applications submitted by the Institute for Community Living (ICL), pursuant to Section 197-c and 201 of the New York City Charter, are seeking zoning map and zoning text amendments at the southwest corner of the intersection of Nevins Street and Schermerhorn Street, in the Downtown Brooklyn section of Brooklyn Community District 2 (CD 2). The zoning map amendment would rezone the existing C6-1 district to C6-4 district and the zoning text amendment would designate the property an MIH area. Such actions would facilitate the reconstruction and enlargement of an existing eight-story building by integrating a 10-story horizontal expansion, utilizing the abutting underutilized parking lot, and a three-story addition to the northern portion of the existing building. The resulting building will include 120 affordable and supportive housing units, under New York City Department of Mental Health and Hygiene (DOHMH) regulations, and 4,107 square feet of ground floor retail space.

Accessibility questions: Olga Chernomorets, (718) 802-3751, ochernomorets@brooklynbp.nyc.gov, by: Wednesday, May 3, 2017, 5:00 P.M.



a27-m3

CITY COUNCIL

■ PUBLIC HEARINGS

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

The Subcommittee on Zoning and Franchises will hold a public hearing on the following matters, in the Council Committee Room, 16th Floor, 250 Broadway, New York City, NY 10007, commencing at 9:30 A.M., on Tuesday, May 2, 2017:

600 EAST 156TH STREET

BRONX CB - 1 C 170140 ZMX

Application submitted by 600 Associates, LLC, pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 6c, changing from an M1-1 District to an R8A District, property bounded by Eagle Avenue, 156th Street, Cauldwell Avenue, and a line 100 feet southwesterly of 156th Street, Borough of the Bronx, Community District 1, as shown on a diagram (for illustrative purposes only) dated November 14, 2016.

600 EAST 156TH STREET

BRONX CB - 1 N 170141 ZRX

Application submitted by 600 Associates, 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 for the purpose of establishing a Mandatory Housing Inclusionary area, in Community District 1, Borough of the Bronx.

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

APPENDIX F

Inclusionary Housing Designated Areas and Mandatory Inclusionary Housing Areas

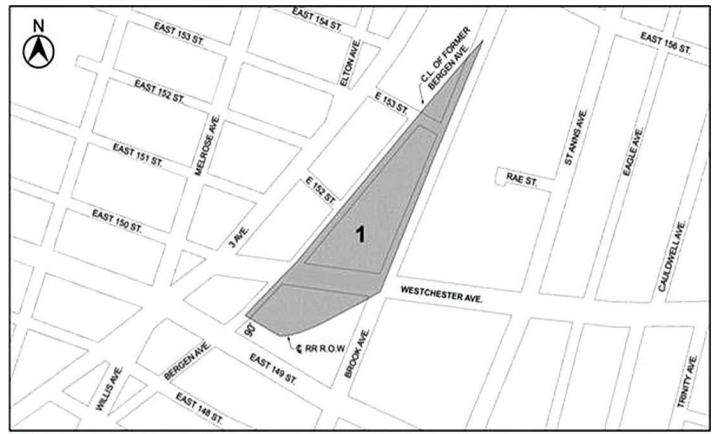
THE BRONX

The Bronx Community District 1

In the #Special Harlem River Waterfront District# (see Section 87-20) and in the R7A, R7X, R8 and R8A Districts within the areas shown on the following Maps 1, 2 and 3:

Map 2 – [date of adoption]

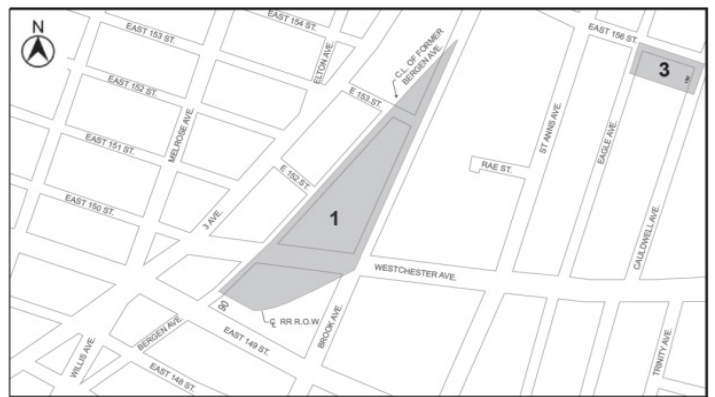
[EXISTING MAP]



Mandatory Inclusionary Housing Program Area see Section 23-154(d)(3)
Area 1— 9/14/16 MIH Program Option 1 and Option 2

Portion of Community District 1, The Bronx

[PROPOSED MAP]



Mandatory Inclusionary Housing Program Area see Section 23-154(d)(3)
Area 1— 9/14/16 MIH Program Option 1 and Option 2
Area 3— [date of adoption] MIH Program Option 1

Portion of Community District 1, The Bronx

WESTCHESTER MEWS

BRONX CB - 9 C 160326 ZMX

Application submitted by Westchester Mews, LLC, pursuant to Section 197-c and 201 of the New York City Charter for the amendment of the Zoning Map, Section No. 4b:

- 1. eliminating from within an existing R5 District, a C2-2 District, bounded by Westchester Avenue, Olmstead Avenue, a line midway between Westchester Avenue and Newbold Avenue, and a line 450 feet easterly of Pugsley Avenue;
- 2. changing from an R5 District to an R6 District, property bounded by Westchester Avenue, Olmstead Avenue, Newbold Avenue, Pugsley Avenue, a line midway between Westchester Avenue and Newbold Avenue, and a line 450 feet easterly of Pugsley Avenue; and
- 3. establishing within the proposed R6 District, a C2-4 District, bounded by Westchester Avenue, Olmstead Avenue, a line midway between Westchester Avenue and Newbold Avenue and a line 450 feet easterly of Pugsley Avenue.

Borough of the Bronx, Community District 9, as shown on a diagram (for illustrative purposes only), dated December 12, 2016, and subject to the conditions of CEQR Declaration E- 406.

WESTCHESTER MEWS

BRONX CB - 9 N 160327(A) ZRX

Application submitted by Westchester Mews, 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 Article II, Chapter 3 relating to bulk regulations in Mandatory Inclusionary Housing areas, and modifying Appendix F for the purpose of establishing a Mandatory Inclusionary Housing area in Community District 9, Borough of the Bronx.

Matter underlined is new, to be added;
Matter ~~struck out~~ is to be deleted;
Matter within # # is defined in Section 12-10;

*** indicates where unchanged text appears in the Zoning Resolution

**Article II
RESIDENCE DISTRICT REGULATIONS**

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

**23-10
OPEN SPACE AND FLOOR AREA REGULATIONS**

R1 R2 R3 R4 R5 R6 R7 R8 R9 R10
* * *

**23-15
Open Space and Floor Area Regulations in R6 through R10
Districts**

R6 R7 R8 R9 R10
* * *

**23-153
For Quality Housing buildings**

R6 R7 R8 R9 R10

In the districts indicated, for #Quality Housing buildings#, the maximum #floor area ratio# and maximum #residential lot coverage# for #interior lots# or #through lots# shall be as set forth in the table in this Section. The maximum #residential lot coverage# for a #corner lot# shall be 100 percent.

The maximums for #zoning lots#, or portions thereof, located within 100 feet of a #wide street# in R6, R7 or R8 Districts without a letter suffix outside the #Manhattan Core#, shall be as designated by the same district with an asterisk. In an R6 District inside the #Manhattan Core# located within 100 feet of a #wide street#, the maximums shall be indicated by the same district with a double asterisk.

**MAXIMUM LOT COVERAGE AND FLOOR AREA RATIO
FOR QUALITY HOUSING BUILDINGS**

District	Maximum #Lot Coverage# for an #Interior Lot# or #Through Lot# (in percent)	Maximum #Floor Area Ratio#
R6	60	2.20
R6**2	60	2.43
R6*1,3 R6A		
R7B	65	3.00
R6B	60	2.00
R7	65	3.44
R7*1 R7A	65	4.00
	* * *	
R8*1	70	7.20
	* * *	

1 for #zoning lots#, or portions thereof, located within 100 feet of a #wide street# in R6, R7 or R8 Districts without a letter suffix outside the #Manhattan Core#
 2 for #zoning lots# in an R6 District inside the #Manhattan Core# located within 100 feet of a #wide street#
 3 the maximum #lot coverage# for #zoning lots# in an R6 District utilizing the height and setback provisions of paragraph (c) of Section 23-664

**23-154
Inclusionary Housing**

(d) Special #floor area# provisions for #zoning lots# in #Mandatory Inclusionary Housing areas#

For #zoning lots# in #Mandatory Inclusionary Housing areas#, the following provisions shall apply:

(2) Maximum #floor area ratio#

The maximum #floor area ratio# for the applicable zoning district in #Inclusionary Housing designated areas# set forth in paragraph (b) of this Section shall apply to any #MIH development#. However, the maximum #floor area ratio# for any #MIH development# in an R6 District without

a letter suffix shall be 3.6, and in an R7-3 or R7X District, the maximum #floor area ratio# shall be 6.0 for any #MIH development#.

APPENDIX F

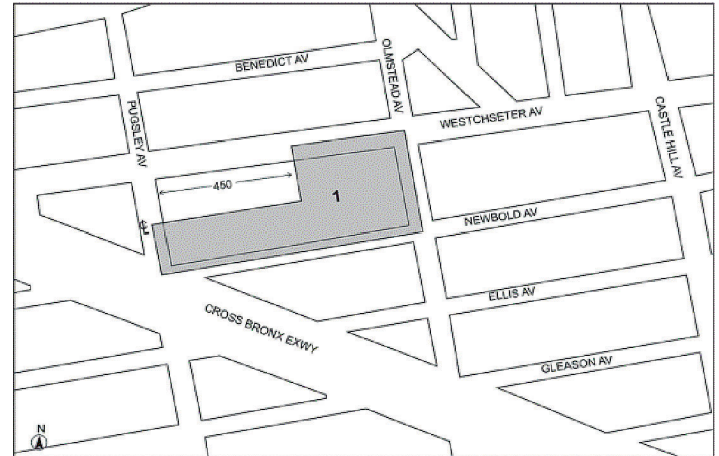
Inclusionary Housing Designated Areas and Mandatory Inclusionary Housing Areas

* * *
 The Bronx * * *
 The Bronx Community District 9 * * *

In the R6 District within the areas shown on the following Map 1:

Map 1 - [date of adoption]

[PROPOSED MAP]



█ Mandatory Inclusionary Housing area see Section 23-154(d)(3)
 Area 1 (date of adoption) — MIH Program Option 1 and Option 2
 Portion of Community District 9, The Bronx

1860 EASTERN PARKWAY

BROOKLYN CB - 16 C 170142 ZMK

Application submitted by Atlantic East Affiliates, LLC, pursuant to Sections 197-c and 201 of the New York City Charter for the amendment of the Zoning Map, Section No. 17c:

- eliminating from within an existing R6 District, a C2-3 District, bounded by the southerly boundary line of the Long Island Rail Road Right-Of-Way (Atlantic Division), Eastern Parkway, a line midway between Atlantic Avenue and Pacific Street, and a line 100 feet westerly of Eastern Parkway;
- changing from an R6 District, to an R8A District, property bounded by the southerly boundary line of the Long Island Rail Road Right-Of-Way (Atlantic Division) and its easterly prolongation, a line 100 feet easterly of Eastern Parkway, a line midway between Atlantic Avenue and Pacific Street, and a line 100 feet westerly of Eastern Parkway; and
- establishing within the proposed R8A District, a C2-4 District, bounded by the southerly boundary line of the Long Island Rail Road Right-Of-Way (Atlantic Division) and its easterly prolongation, a line 100 feet easterly of Eastern Parkway, a line midway between Atlantic Avenue and Pacific Street, and a line 100 feet westerly of Eastern Parkway;

Borough of Brooklyn, Community District 16, as shown on a diagram (for illustrative purposes only) dated November 28, 2016, and subject to the conditions of CEQR Declaration E-400.

1860 EASTERN PARKWAY

BROOKLYN CB - 16 N 170143 ZRK

Application submitted by Atlantic East Affiliates, 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 for the purpose of establishing a Mandatory Inclusionary Housing area in Community District 16, Borough of Brooklyn.

Matter underlined is new, to be added;
 Matter ~~struck out~~ is to be deleted;
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 * * * indicates where unchanged text appears in the Zoning Resolution

APPENDIX F

Inclusionary Housing Designated Areas and Mandatory Housing Designated Areas

Brooklyn

Brooklyn Community District 16

In the R6A, R6B, R7A, and R7D and R8A Districts within the areas shown on the following Map 1:

Map 1 – [date of adoption]

[EXISTING MAP]



□ Mandatory Inclusionary Housing Program Area see Section 23-154(d)(3)
Area 1 — 4/20/16 MIH Program Option 1 and Deep Affordability Option

[PROPOSED MAP]



□ Mandatory Inclusionary Housing Program Area see Section 23-154(d)(3)
Area 1 — 4/20/16 MIH Program Option 1 and Deep Affordability Option
Area 2 — [date of adoption] MIH Program Option 1 and Option 2

Portion of Community District 16, Brooklyn

* * *

The Subcommittee on Landmarks, Public Siting and Maritime Uses, will hold a public hearing on the following matters, in the Council Committee Room, 16th Floor, 250 Broadway, New York City, NY 10007, commencing at 11:00 A.M., on Tuesday, May 2, 2017:

PEOPLE'S TRUST COMPANY BUILDING
BROOKLYN CB - 2 20175219 HKK (N 170265 HKK)

The proposed designation by the Landmarks Preservation Commission [DL-494/LP-2586], pursuant to Section 3020 of the New York City Charter of the People's Trust Company Building, located at 181 Montague Street aka 181-183 Montague Street (Block 244, Lot 15), as an historic landmark.

NATIONAL TITLE GUARANTY COMPANY BUILDING
BROOKLYN CB - 2 20175220 HKK (N 170266 HKK)

The proposed designation by the Landmarks Preservation Commission [DL-494/LP-2587], pursuant to Section 3020 of the New York City Charter of the National Title Guaranty Company Building, located at 185 Montague Street (Block 244, Lot 13), as an historic landmark.

MORNINGSIDE HEIGHTS HISTORIC DISTRICT
MANHATTAN CBs - 7 and 9 20175270 HKM (N 170298 HKM)

The proposed designation by the Landmarks Preservation Commission [DL-495/LP-2584], pursuant to Section 3020 of the New York City Charter of the Morningside Heights Historic District, as an historic district.

THE MORNINGSIDE HEIGHTS HISTORIC DISTRICT BOUNDARIES ARE AS FOLLOWS:

The Morningside Heights Historic District consists of the property bounded by a line beginning on the eastern curbline of Riverside Drive at a point on a line extending westerly from the southern property line of 362 Riverside Drive (aka 362-366 Riverside Drive; 318 West 109th Street), extending northerly along the eastern curbline of Riverside Drive to the southern curbline of West 119th Street, easterly along the southern curbline of West 119th Street to the western curbline of Claremont Avenue, southerly along the western curbline of Claremont Avenue continuing southerly to the southern curbline of West 116th Street, easterly along the southern curbline of West 116th Street to the western curbline of Broadway, southerly along the western curbline of Broadway to a point on a line extending easterly from the southern property line of 600 West 116th Street (aka 2951-2959 Broadway), westerly along said line and the southern property lines of 600 West 116th Street (aka 2951-2959 Broadway), 606 West 116th Street (aka 602-606 West 116th Street), 610 West 116th Street (aka 608-610 West 116th Street), 612 West 116th Street and part of the southern property line of 616 West 116th Street (aka 614-618 West 116th Street), southerly along the eastern property line of 617 West 115th Street and a line extending southerly from the eastern property line of 617 West 115th Street to the southern curbline of West 115th Street, easterly along the southern curbline of West 115th Street to a point on a line extending northerly from the eastern property line of 608 West 115th Street (aka 608-610 West 115th Street) southerly along said line and the eastern property line of 608 West 115th Street (aka 608-610 West 115th Street) to a point on the northern property line of 609 West 114th Street (aka 605-609 West 114th Street), easterly along the northern property line of 609 West 114th Street (aka 605-609 West 114th Street) and part of the northern property line of 601 West 114th Street (aka 601-603 West 114th Street; 2921-2927 Broadway), northerly along the western property line of 600 West 115th Street (aka 2931-2939 Broadway) to the southern curbline of West 115th Street, easterly along the southern curbline of West 115th Street to the western curbline of Broadway, southerly along the western curbline of Broadway to the northern curbline of West 114th Street, westerly along the northern curbline of West 114th Street to a point on a line extending northerly from the eastern property line of 604 West 114th Street, southerly along said line and the eastern property line of 604 West 114th Street, to the southern property line of 604 West 114th Street, westerly along the southern property lines of 604 to 618 West 114th Street, southerly along the eastern property line of 615 West 113th Street (aka 615-617 West 113th Street) and a line extending southerly from the eastern property line of 615 West 113th Street (aka 615-617 West 113th Street) to the southern curbline of West 113th Street, easterly along the southern curbline of West 113th Street and across Broadway to a point on a line extending northerly from the eastern property line of 562 West 113th Street (aka 562-568 West 113th Street; 2890-2898 Broadway), southerly along said line and the eastern property line of 562 West 113th Street (aka 562-568 West 113th Street; 2890-2898 Broadway), southerly along the eastern property line of 545 West 112th Street (aka 2880-2888 Broadway) and a line extending southerly from the eastern property line of 545 West 112th Street (aka 2880-2888 Broadway) to the southern curbline of West 112th Street, easterly along the southern curbline of West 112th Street to a point on a line extending northerly from the eastern property line of 542 West 112th Street (aka 542-548 West 112th Street, 2868-2878A Broadway), southerly along said line and the eastern property line of 542 West 112th Street (aka 542-548 West 112th

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, May 10, 2017, at 10:00 A.M.

BOROUGH OF THE BRONX Nos. 1-6 BAYCHESTER SQUARE No. 1

CD 12 C170217 PPX IN THE MATTER OF an application submitted by the Department of Citywide Administrative Services (DCAS), pursuant to Section 197-c of New York City Charter, for the disposition of one City-Owned property, located on Block 4804, p/o Lot 100, pursuant to zoning.

No. 2

CD 12 C 170218 ZMX IN THE MATTER OF an application submitted by Gun Hill Square, LLC pursuant to Sections 197-c and 201 of the New York City Charter for the amendment of the Zoning Map, Section No. 4a, changing from an M1-1 District to a C4-3 District property, bounded by East Gun Hill Road, a line 320 feet southeasterly of Allerton Avenue and its southwesterly prolongation, a line 490 feet southwesterly of Edson Avenue, a line 465 feet southeasterly of Allerton Avenue and its northeasterly prolongation, and Edson Avenue, as shown on a diagram (for illustrative purposes only) dated January 17, 2017.

No. 3

CD 12 N 170219 ZRX IN THE MATTER OF an application submitted by Gun Hill Square LLC, 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 VII, Chapter 4 (Special Permits by the City Planning Commission) and related sections to modify use regulations to allow a physical culture or health establishment and modifying Appendix F for the purpose of establishing a Mandatory Inclusionary Housing area.

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

ARTICLE VII ADMINISTRATION Chapter 4 Special Permits by the City Planning Commission

74-74 Large-Scale General Development

74-744 Modification of use regulations

(a) #Use# modifications

* * *

* * *

(4) #Physical culture or health establishments#

Within Community District 12 in the Borough of the Bronx, the Commission may, in conjunction with an application for a #large-scale general development#, modify the provisions of Section 32-31 (By the Board of Standards and Appeals), and make Section 73-36 (Physical Culture or Health Establishments) inapplicable, to allow a#physical culture or health establishment#. Prior to obtaining a temporary certificate of occupancy from the Department of Buildings for any #building# containing a #physical culture or health establishment#, the applicant shall demonstrate to the satisfaction of the Commissioner of Buildings that a vibration and noise control plan has been established for such #building#.

(b) Location of #commercial uses#

APPENDIX F

* * *

Inclusionary Housing Designated Areas and Mandatory Inclusionary Housing Areas

* * *

Table of Inclusionary Housing Designated Areas and Mandatory Inclusionary Housing Areas by Zoning Map

Table with 4 columns: Zoning Map, Community District, Maps of Inclusionary Housing Designated Areas, Maps of Mandatory Inclusionary Housing Areas. Rows include zoning maps 1d, 3b, 3c, 3d, and 4a across various Bronx CD districts.

The Bronx

* * *

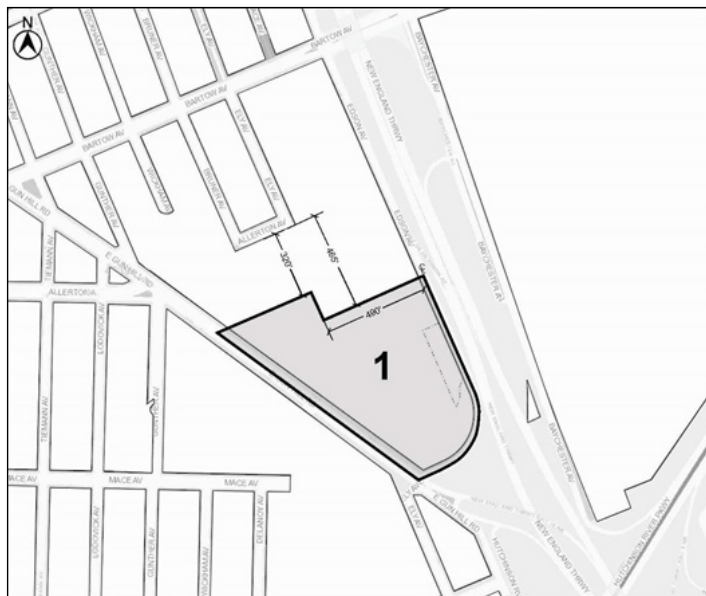
* * *

The Bronx Community District 12

In the C4-3 District (R6 residential equivalent) within the area shown on the following Map 1:

Map 1 - [date of adoption]

[PROPOSED MAP]



Mandatory Inclusionary Housing area see Section 23-154(d)(3) Area 1 - [date of adoption] MIH Program Option 2

Portion of Community District 12, The Bronx

* * *

No. 4

CD 12 C 170221 ZSX IN THE MATTER OF an application submitted by Gun Hill Square, LLC, pursuant to Sections 197-c and 201 of the New York City Charter for the grant of special permit, pursuant to Section 74-743(a)(2) of the Zoning Resolution to modify the height and setback requirements of Section 23-64 (Basic Height and Setback Requirements) and the rear yard requirements of Sections 23-47 (Minimum Required Rear Yards) and 33-26 (Minimum Required Rear Yards), in connection with a proposed mixed-use development on a property, located at 1769-1771 East Gun Hill Road (Block 4804, part of Lot 100), in a C4-3* District, within a large-scale general development.

* Note: The site is proposed to be rezoned by changing an M1-1 District to a C4-3 District under a concurrent related application for a Zoning Map change (C 170218 ZMX).

Plans for this proposal are on file with the City Planning Commission and may be seen at 120 Broadway, 31st Floor, New York, NY 10271-0001.

No. 5

CD 12 C 170222 ZSX IN THE MATTER OF an application submitted by Gun Hill Square, LLC, pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit, pursuant to Section 74-744(c) of the Zoning Resolution to modify the signage regulations of Sections 32-641 (Total Surface Area of Signs), 32-642 (Non-Illuminated Signs), 32-644 (Illuminated or flashing signs in C4, C5-4, C6 or C7 Districts), 32-655 (Height of signs in all other Commercial Districts), 32-656 (Height of signs above roof) and 32-657 (Roof signs), in connection with a proposed mixed-use development on a property, located at 1769-1771 East Gun Hill Road (Block 4804, part of Lot 100), in a C4-3* District, within a large-scale general development.

* Note: The site is proposed to be rezoned by changing an M1-1 District to a C4-3 District, under a concurrent related application for a Zoning Map change (C 170218 ZMX).

Plans for this proposal are on file with the City Planning Commission and may be seen at 120 Broadway, 31st Floor, New York, NY 10271-0001.

No. 6

CD 12 C 170223 ZSX IN THE MATTER OF an application submitted by Gun Hill Square, LLC, pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit, pursuant to Section 74-531 of the Zoning Resolution to modify the requirements of:

- 1. Section 36-12 (Maximum Size of Accessory Group Parking Facilities) to allow an accessory group parking facility with a maximum capacity of 1169 spaces; and
2. Section 36-11 (General Provisions) to allow some of such off-street parking spaces to be located on the roof of a building;

in connection with a proposed mixed-use development on a property, located at 1769-1771 East Gun Hill Road (Block 4804, part of Lot 100), in a C4-3* District, within a large-scale general development.

* Note: The site is proposed to be rezoned by changing an M1-1 District to a C4-3 District under a concurrent related application for a Zoning Map change (C 170218 ZMX).

Plans for this proposal are on file with the City Planning Commission and may be seen at 120 Broadway, 31st Floor, New York, NY 10271-0001.

NOTICE

On Wednesday, May 10, 2017, at 10:00 A.M., in Spector Hall, located at 22 Reade Street in Lower Manhattan, a public hearing is being held by the City Planning Commission to receive comments related to a Draft Environmental Impact Statement (DEIS) concerning an application by Gun Hill Square, LLC, for approval of several discretionary actions including the disposition of City-Owned property (a surplus property leased to the Metropolitan Transportation Authority (MTA) comprising the southern 550,185 sf portion of Lot 100 on Block 4804), zoning map and text amendments, zoning special permits to establish a Large-Scale General Development (LSGD), and zoning special permits to allow a physical culture establishment within the context of the LSGD and to allow for an accessory group parking facility with more than the prescribed maximum number of parking spaces for a LSGD. Prior to the proposed disposition of City-Owned property to the applicant, approval is required from the MTA's Board for surrender of its leasehold interest in the subject property. These actions would facilitate the development of a mixed-use commercial and residential development consisting of a new pedestrian-oriented open-air urban shopping complex and a single residential building containing affordable senior housing for persons aged 55 and older on a currently vacant and underutilized City-Owned property (Block 4804, southern 550,185 sf portion of Lot 100), in the Baychester neighborhood of the Bronx, Community District 12. Written comments on the DEIS are requested and will be received and considered by the Office of the Deputy Mayor for Housing and Economic Development, the Lead Agency, until Monday, May 22, 2017, at 5:00 P.M.

This hearing is being held pursuant to the State Environmental Quality Review Act (SEQRA) and City Environmental Quality Review (CEQR), CEQR No. 14DME010X.



a26-m10

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, May 10, 2017, at 10:00 A.M.

BOROUGH OF THE BRONX Nos. 1 & 2 WHITLOCK AND 165TH STREET REZONING No. 1

CD 2 N 170088 ZRX IN THE MATTER OF an application submitted by The Ader Group, 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 for the purpose of establishing a Mandatory Inclusionary Housing area.

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

* * *

APPENDIX F Inclusionary Housing Designated Areas and Mandatory Inclusionary Housing Areas

* * *

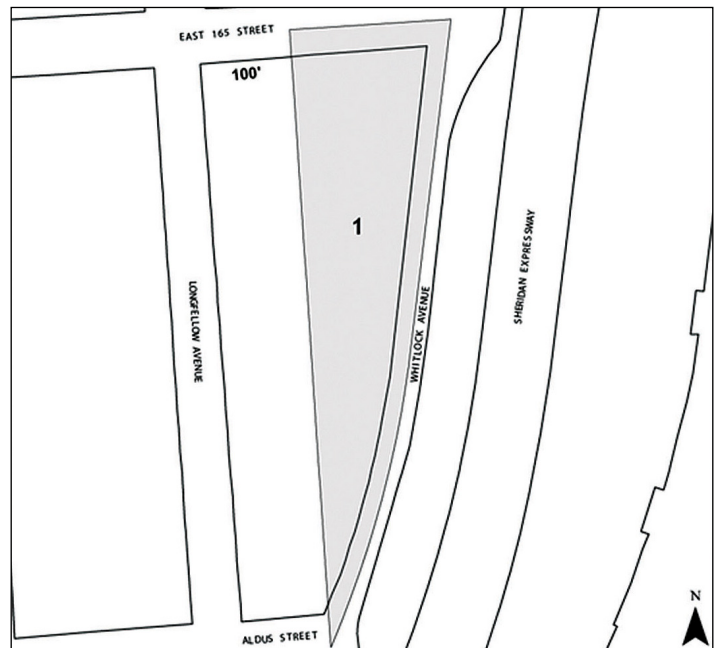
The Bronx

* * *

The Bronx Community District 2

In the R8A District within the area shown on the following Map 1: Map 1 - [date of adoption]

[PROPOSED MAP]



Mandatory Inclusionary Housing area see Section 23-154(d)(3) Area 1 [date of adoption] - MIH Program Option 1

Portion of Community District 2, The Bronx

* * *

No. 2

CD 2 C 170087 ZMX IN THE MATTER OF an application submitted by The Ader Group, LLC, pursuant to Sections 197-c and 201 of the New York City Charter for an amendment to the Zoning Map, Section No. 6c:

- 1. changing from an M1-1 District to an R8A District, property bounded by East 165th Street, Whitlock Avenue, and a line 100 feet easterly of Longfellow Avenue; and
2. establishing within the proposed R8A District, a C2-4 District, bounded by East 165th Street, Whitlock Avenue, and a line 100 feet easterly of Longfellow Avenue;

as shown on a diagram (for illustrative purposes only) dated January 30, 2017, and subject to the conditions of CEQR Declaration E-413.

BOROUGH OF MANHATTAN

Nos. 3-6

ECF EAST 96TH STREET

No. 3

CD 11 **C 170226 ZMM**

IN THE MATTER OF an application submitted by the NYC Educational Construction Fund and AvalonBay Communities, Inc., pursuant to Sections 197-c and 201 of the New York City Charter for the amendment of the Zoning Map, Section No. 6b:

1. changing from an R7-2 District to a C2-8 District, property bounded by Second Avenue, East 97th Street, a line 100 feet easterly of Second Avenue, and a line midway between East 97th Street and East 96th Street;
2. changing from an R7-2 District to an R10 District, property bounded by a line 100 feet easterly of Second Avenue, East 97th Street, First Avenue, and a line midway between East 97th Street and East 96th Street;
3. changing from an R10A District to a C2-8 District, property bounded by Second Avenue, a line midway between East 97th Street and East 96th Street, a line 100 feet easterly of Second Avenue, and East 96th Street; and
4. changing from an R10A District to an R10 District, property bounded by a line 100 feet easterly of Second Avenue, a line midway between East 97th Street and East 96th Street, First Avenue, and East 96th Street;

as shown on a diagram (for illustrative purposes only) dated January 17, 2017.

No. 4

CD 11 **N 170227 ZRM**

IN THE MATTER OF an application submitted by New York City Department of Housing Preservation and Development, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying Article VII, Chapter 4 (Special Permits by the City Planning Commission) and modifying Appendix F for the purpose of establishing a Mandatory Inclusionary Housing area.

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

**ARTICLE VII
ADMINISTRATION**

**Chapter 4
Special Permits by the City Planning Commission**

74-75

Educational Construction Fund Projects

In R5, R6, R7, R8, R9 or R10 Districts, in C1 or C2 Districts mapped within such #Residence Districts#, or in C1-6, C1-7, C1-8, C1-9, C2-6, C2-7, C2-8, C4, C5, C6 or C7 Districts, for combined #school# and #residences# including air rights over #schools# built on a #zoning lot# owned by the New York City Educational Construction Fund, the City Planning Commission may permit utilization of air rights; modify the requirements that open area be accessible to and usable by all persons occupying a #dwelling unit# or #rooming unit# on the #zoning lot# in order to qualify as #open space#; permit ownership, control of access and maintenance of portions of the #open space# to be vested in the New York City Educational Construction Fund or City agency successor in title; permit modification of #yard# regulations and height and setback regulations; permit the distribution of #lot coverage# without regard for #zoning lot lines# for a #zoning lot# containing the Co-op Tech High School in Manhattan Community District 11; authorize the total #floor area#, #open space#, #dwelling units# or #rooming units# permitted by the applicable district regulations on such site to be distributed without regard for district boundaries; and authorize an increase of 25 percent in the number of #dwelling units# or #rooming units# permissible under the applicable district regulations. For the purposes of this Section, a #zoning lot# owned by the New York City Educational Construction Fund may also include a tract of land under single fee ownership or alternate ownership arrangements according to the #zoning lot# definition in Section 12-10, when such tract of land includes a parcel which was the site of a public school listed in the following table.

* * *

**APPENDIX F
Inclusionary Housing Designated Areas and Mandatory Inclusionary Housing Areas**

* * *

Manhattan

* * *

Manhattan Community District 11

* * *

In the R10 and C2-8 Districts within the areas shown on the following Map 2:

Map 2 - [date of adoption]

[PROPOSED MAP]



■ Mandatory Inclusionary Housing Program Area See Section 23-154(d)(3)
Area 2 - [date of adoption] MIH Program Option 1

Portion of Community District 11, Borough of Manhattan

* * *

No. 5

CD 11 **C 170228 ZSM**

IN THE MATTER OF an application submitted by the NYC Educational Construction Fund and AvalonBay Communities, Inc., pursuant to Section 197-c and 201 of the New York City Charter for the grant of a special permit, pursuant to Section 74-75* of the Zoning Resolution to modify the height and setback requirements of Sections 23-64 (Basic Height and Setback Requirements), 23-65 (Tower Regulations), 23-651 (Tower-On-A-Base) and 24-50 (Height and Setback Regulations), and to modify the requirements of Section 24-11 (Maximum Floor Area and Percentage of Lot Coverage), in connection with a proposed mixed-use development, on property bounded by East 97th Street, First Avenue, East 96th Street and Second Avenue (Block 1668, Lot 1), in R10** and C2-8*** Districts.

* Note: A zoning text amendment is proposed to modify Section 74-75 of the Zoning Resolution under a concurrent related application N 170227 ZRM.

** Note: The site is proposed to be rezoned by changing R7-2 and R10A Districts to R10 and C2-8 Districts, under a concurrent related application for a Zoning Map change (C 170226 ZMM).

Plans for this proposal are on file with the City Planning Commission and may be seen at 120 Broadway, 31st Floor, New York, NY 10271-0001.

No. 6

CD 11 **C 170229 ZSM**

IN THE MATTER OF an application submitted by the NYC Educational Construction Fund and AvalonBay Communities, Inc., pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit, pursuant to Section 74-533 of the Zoning Resolution to waive all required accessory off-street parking spaces for dwelling units in a development within a Transit Zone, that includes at least 20 percent of all dwelling units as income-restricted housing units, in connection with a proposed mixed-use development, on property, bounded by East 97th Street, First Avenue, East 96th Street and Second Avenue (Block 1668, Lot 1), in R10*** and C2-8*** Districts.

** Note: The site is proposed to be rezoned by changing R7-2 and R10A Districts to R10 and C2-8 Districts under a concurrent related application for a Zoning Map change (C 170226 ZMM).

Plans for this proposal are on file with the City Planning Commission and may be seen at 120 Broadway, 31st Floor, New York, NY 10271-0001.

NOTICE

On Wednesday, May 10, 2017, at 10:00 A.M., in Spector Hall, located at 22 Reade Street in Lower Manhattan, a public hearing is being held by the City Planning Commission to receive comments related to a Draft Environmental Impact Statement (DEIS) concerning an application by the New York City Educational Construction Fund (ECF) together with

AvalonBay Communities, for approval of several discretionary actions including, zoning map and text amendments, and special permits to develop an Educational Construction Fund Project. These actions will facilitate the construction of three new High Schools, permanent affordable housing, local retail services and the reconstruction of a jointly-operated playground on a currently underutilized City-Owned property comprising an entire city block (Block 1668, Lot 1), generally bounded by East 96th Street, Second Avenue, East 97th Street and First Avenue, in the East Harlem neighborhood of Manhattan, Community District 11. Written comments on the DEIS are requested and will be received and considered by ECF, the Lead Agency, until Monday, May 22, 2017.

This hearing is being held pursuant to the State Environmental Quality Review Act (SEQRA) and City Environmental Quality Review (CEQR), CEQR No. 16ECF001M.

No. 7 LOWER MANHATTAN PLAZA APPLICABILITY

CD 1 N 170286 ZRM IN THE MATTER OF an application submitted by Lightstone Acquisitions X, LLC pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, concerning Article IX, Chapter 1 (Special Lower Manhattan District) relating to regulations allowing a floor area bonus for public plazas.

Matter underlined is new, to be added; Matter ~~struck out~~ 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

* * *

37-713 Locational restrictions

No #public plaza#, or portion thereof, shall be located within 175 feet of an existing #publicly accessible open area# or #public park# as measured along the #street line# on which the existing amenity fronts if the #public plaza# is to be located on the same side of the #street#, or as measured along the directly opposite #street line# if the #public plaza# is to be located on the other side of the #street#. Such distance shall include the width of any #street# that intersects the #street# on which the amenity fronts. However, such location restriction may be waived if the #public plaza# is located directly across the #street# from the existing #publicly accessible open area# or #public park# and if the Chairperson of the City Planning Commission finds that the location of the #public plaza# at such location would create or contribute to a pedestrian circulation network connecting the two or more open areas.

Additional provisions regarding the location of a #public plaza# are set forth in the #Special Midtown District#, the #Special Lower Manhattan District#, and the #Special Downtown Brooklyn District#.

* * *

ARTICLE IX SPECIAL PURPOSE DISTRICTS

Chapter 1 Special Lower Manhattan District

* * *

91-24 Floor Area Bonus for Public Plazas

The maximum permitted #floor area# on a #zoning lot# may be increased, in accordance with the following regulations, where a #public plaza# is provided that meets the requirements of Section 37-70 (PUBLIC PLAZAS):

- (a) A #floor area# bonus for a #public plaza# shall not only be permitted for any a #development# or #enlargement# that is located within:
(1) outside the Historic and Commercial Core;
(2) outside the South Street Seaport Subdistrict; or
(3) beyond 50 feet of a #street line# of a designated #street#, except in C6-4 Districts, on which:
(i) retail continuity is required, pursuant to Section 91-41 (Regulations for Designated Retail Streets); or
(ii) #street wall# continuity is required, pursuant to the regulations for Type 1 or Type 2A #street walls# pursuant to Section 91-31 (Street Wall Regulations).
(b) Within a C6-4 District, paragraph (a)(3) of this Section shall not

apply to the location of a #development# or #enlargement#; however, a #floor area# bonus for a #public plaza# shall be permitted, provided that such #public plaza# is located beyond 50 feet of the designated #streets# referenced in paragraph (a)(3) of this Section.

- (b)(c) For each square foot of a #public plaza#, the basic maximum #floor area# permitted by Section 91-22 (Floor Area Increase Regulations) may be increased, in C6-4 Districts, by six square feet, to a maximum #floor area# ratio of 12.0 and, in C5-3, C5-5 and C6-9 Districts, by ten square feet, to a maximum #floor area# ratio of 18.0.
(e)(d) When a #public plaza# that meets the requirements for a #floor area# bonus is located on a #zoning lot# divided by a district boundary, the bonusable #floor area# may be credited to either portion of the #zoning lot#, notwithstanding the location of the #public plaza# or the date of the creation of the #zoning lot#. The amount of bonusable #floor area# permitted on either portion of the #zoning lot# shall not exceed the maximum amount of #floor area# permitted on such portion if it were a separate #zoning lot# subject to all other provisions of Article VII, Chapter 7.

* * *

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



a26-m10

CITYWIDE ADMINISTRATIVE SERVICES

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN THAT A REAL PROPERTY ACQUISITIONS AND DISPOSITIONS PUBLIC HEARING, in accordance with Section 824 of the New York City Charter, will be held on May 10, 2017, at 10:00 A.M., 1 Centre Street, Mezzanine, Borough of Manhattan.

IN THE MATTER OF a lease for the City of New York, as tenant, for space consisting of part of the 20th Floor, and the entire 21st, 22nd, 23rd, 24th and 25th Floors of the building, located at 375 Pearl Street (Block 113, Lot 1001), in the Borough of Manhattan to be used by Human Resources Administration or a successor agency as the Commissioner of the Department of Citywide Administrative Services may determine, for general, administrative and executive offices and related ancillary uses, subject to the terms and conditions set forth in the lease.

The proposed use was approved by the City Planning Commission pursuant to NYC Charter Section 195 on April 12, 2016, (CPC Appl. No. N 160195 PXM) Public Hearing Cal. No. 2.

The proposed lease shall be for a period of twenty (20) years, and 253 days following the Lease Commencement Date. The base rent shall be payable on the 254th day following the Lease Commencement Date, at an annual rent of \$8,964,221.25 for the first five (5) years; \$9,787,960.50 for the following five (5) years; \$10,611,699.75 for the following five (5) years; and \$11,435,439.00 for the last five (5) years payable in equal monthly installments at the end of each month.

Tenant shall have the one time right to terminate the lease, effective on the tenth (10th) anniversary of the Base Rent Commencement Date, upon one (1) year's prior written notice to Landlord. In the event that the lease is terminated by the Tenant, the Tenant shall pay to the Landlord a termination fee, in the amount of: (1) six (6) months of the escalated rent; and (2) the unamortized portion of Landlord's contribution for the Tenant alterations and improvements, free rent and the brokerage commissions, together with interest at 6%.

The Tenant shall have two (2) rights to renew the lease for a period of five (5) years each at an annual rental of 90% Fair Market Value.

The Landlord shall prepare final architectural plans and engineering plans for the alterations and improvements. The alterations and improvements consist of Base Building Work, which the Landlord shall provide at its sole cost and expense, and Tenant Fit-Out Work. The total cost of the final architectural and engineering plans for the Tenant Fit-Out Work and the Tenant Fit-Out Work shall not exceed \$25,969,448, of which the Landlord shall contribute \$12,598,365 and the balance up to \$13,371,083, will be paid by the Tenant.

The Tenant shall reimburse the Landlord for Tenant's share of the Tenant Fit-Out Work costs via Construction Period Rent to be disbursed in installments, all as more specifically set forth in the lease.

The Landlord shall make available to Tenant up to 63 parking spaces in the Building's garage or at a nearby parking facility at a monthly rental rate of \$600 per space per month for cars parked in the

Building's garage, and \$450 per space per month for cars and \$550 per space per month for vans parked at the nearby parking facility, subject to rent escalations, all as more specifically set forth in the lease.

Further information, including public inspection of the proposed lease, may be obtained at One Centre Street, Room 2000 North, New York, NY 10007. To schedule an inspection, please contact Chris Fleming at (212) 386-0315.

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



☛ a28

COMMUNITY BOARDS

■ PUBLIC HEARINGS

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

BOROUGH OF THE BRONX

COMMUNITY BOARD NO. 12 - Thursday, April 27, 2017, 7:00 P.M., Town Hall, 4101 White Plains Road, Bronx, NY.

BSA# 126-93-BZ

IN THE MATTER OF an application submitted by Tasheed Building Consultants LLC, pursuant to Section 11-411 of the Zoning Resolution for the extension of term of variance, and to obtain a new Certificate of Occupancy, both of which expired on January 18, 2015, for an existing gasoline service station and automobile repair facility.

a24-28

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, May 9, 2017, 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.

120 Warwick Avenue - Douglaston Historic District

LPC-18-6649 - Block 8026 - Lot 25 - **Zoning:** R1-2

CERTIFICATE OF APPROPRIATENESS

An English Cottage style house designed by Froehlich and Quackenbush, Inc. and built in 1925. Application is to construct an addition.

108 Milton Street - Greenpoint Historic District

LPC-19-8233 - Block 2566 - Lot 19 - **Zoning:** R6B

CERTIFICATE OF APPROPRIATENESS

A three story building that was under construction at time of designation. Application is to alter the façade.

143-149 South 8th Street - Individual Landmark

LPC-19-7612 - Block 2132 - Lot 30 - **Zoning:** R6

CERTIFICATE OF APPROPRIATENESS

A Romanesque Revival style educational building incorporating elements of the Queen Anne, Italianate, and early Romanesque styles, designed by William H. Gaylor and built in 1891-1892. Application is to replace windows.

207 MacDonough Street - Stuyvesant Heights Historic District

LPC-16-8705 - Block 1853 - Lot 46 - **Zoning:** R6B

CERTIFICATE OF APPROPRIATENESS

An Italianate style rowhouse built in 1872- 1873. Application is to legalize the installation of windows without Landmarks Preservation Commission permit(s).

191 Baltic Street - Cobble Hill Historic District

LPC-19-8040 - Block 306 - Lot 36 - **Zoning:** R6

CERTIFICATE OF APPROPRIATENESS

A rowhouse built c. 1841. Application is to legalize the reconstruction of a portion of the rear façade without Landmarks Preservation Commission permit(s).

4200 7th Avenue - Individual and Interior Landmark

LPC-19-09658 - Block 921 - Lot 1 - **Zoning:** PARK

BINDING REPORT

An Art Moderne style pool complex designed by Herbert Magoon, Aymar Embury II, and Henry Ahrens, and built in 1934-36. Application is to install new entrance infill, signage, and rooftop mechanical units, and to modify designated portions of the interior landmark.

476 East 18th Street - Ditmas Park Historic District

LPC-19-1719 - Block 5181 - Lot 24 - **Zoning:** R1-2

CERTIFICATE OF APPROPRIATENESS

A colonial revival free-standing house built in 1901 by A. White Pierce. Application is to alter the façades, install skylights, replace windows, and construct a rear porch.

Governors Island - Governors Island Historic District

LPC-19-10524 - Block 1 - Lot 10 - **Zoning:** R3-2

BINDING REPORT

A Utilitarian Romanesque Revival style storehouse built in 1870-79. Application is to alter the facades.

Governors Island - Governors Island Historic District

LPC-19-10309 - Block 1 - Lot 10 - **Zoning:** R3-2

BINDING REPORT

A Utilitarian Romanesque Revival style storehouse built in 1870-79. Application is to install a barrier-free access ramp and replace areaway railings.

159 John Street - South Street Seaport Historic District

LPC-19-09771 - Block 74 - Lot 1 - **Zoning:** C5-3

BINDING REPORT

A Greek Revival style commercial building built in 1836. Application is to install new entry infill.

415 Broadway - Tribeca East Historic District

LPC-19-8593 - Block 210 - Lot 21 - **Zoning:** C6-2A

CERTIFICATE OF APPROPRIATENESS

A Moderne style bank building designed by Walker & Gillette and built in 1927. Application is to legalize removal of entry ironwork without Landmarks Preservation Commission permit(s).

147 Duane Street - Tribeca South Historic District

LPC-19-7534 - Block 147 - Lot 10 - **Zoning:**

CERTIFICATE OF APPROPRIATENESS

An Italianate style store and loft building built in 1856. Application is to legalize alterations to the roof deck and elevator bulkhead without Landmarks Preservation Commission permit(s).

121 Chambers Street, aka 103 Reade Street - Tribeca South Historic District

LPC-19-3880 - Block 145 - Lot 10 - **Zoning:** C6-3A

CERTIFICATE OF APPROPRIATENESS

An Italianate style store and loft building built in 1860-1861. Application is to construct a 2-story rooftop addition and remove a fire escape at the Reade Street façade.

121 Chambers Street, aka 103 Reade Street - Tribeca South Historic District

LPC-19-10613 - Block 145 - Lot 10 - **Zoning:** C6-3A

MODIFICATION OF USE AND BULK

An Italianate style store and loft building built in 1860-1861. Application is to request that the Landmarks Preservation Commission issue a report to the City Planning Commission relating to an application for a Modification of Use and Bulk, pursuant to Section 74-711 of the Zoning Resolution.

416 West 13th Street - Gansevoort Market Historic District

LPC-19-7201 - Block 645 - Lot 29 - **Zoning:** 8B

CERTIFICATE OF APPROPRIATENESS

A Neo-Classical style factory building designed by Trowbridge & Livingston and built in 1901-1902. Application is to construct a rooftop addition, elevator bulkheads, and a covered walkway at the roof.

17th Avenue - Greenwich Village Historic District

LPC-19-09004 - Block 607 - Lot 7503 - **Zoning:** R8

CERTIFICATE OF APPROPRIATENESS

A contemporary apartment building constructed c. 2012 designed by FXFowle Architects. Application is to construct a trellis and install glass railings on a 15th Floor Terrace.

318 West 20th Street - Chelsea Historic District

LPC-19-8808 - Block 743 - Lot 56 - **Zoning:** R7B

CERTIFICATE OF APPROPRIATENESS

A Greek Revival style rowhouse, built in 1837. Application is to construct a rooftop and a rear addition.

267 Columbus Avenue - Upper West Side/Central Park West Historic District

LPC-19-10479 - Block 1125 - Lot 1 - **Zoning:** C1-5

CERTIFICATE OF APPROPRIATENESS

A Neo-Grec style flats building designed by Charles Buek and Co. and built in 1888-89. Application is to replace cast iron vault covers.

269 Columbus Avenue - Upper West Side/Central Park West Historic District

LPC-18-3856 - Block 1125 - Lot 62 - **Zoning:** C1-8A
CERTIFICATE OF APPROPRIATENESS

A Neo-Grec style apartment building designed by Charles Buek, and built in 1888-89. Application is to legalize signage installed without Landmarks Preservation Commission permit(s).

50 West 77th Street - Upper West Side/Central Park West Historic District**LPC-18-5320** - Block 1129 - Lot 59 - **Zoning:** 8C
CERTIFICATE OF APPROPRIATENESS

A Neo-Renaissance style hotel building designed by George F. Pelham and constructed in 1902-03. Application is to install a barrier-free access lift.

17 East 71st Street - Upper East Side Historic District**LPC-18-5354** - Block 1386 - Lot 15 - **Zoning:** C5-1
CERTIFICATE OF APPROPRIATENESS

A Queen Anne style house designed by Thom & Wilson and built in 1889, and altered in the Neo-Federal style by Harry Allan Jacobs in 1918. Application is to install awnings.

a26-m9

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, May 2, 2017, 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.

15 Park Row - Individual Landmark**LPC-19-8636** - Block 90 - Lot 4 - **Zoning:** C5-5
CERTIFICATE OF APPROPRIATENESS

An office building with Classical style elements, designed by R.H. Robertson and built in 1896-99. Application is to establish a master plan governing the future installation of windows.

1 Worth Street - Tribeca West Historic District**LPC-18-1086** - Block 179 - Lot 11 - **Zoning:** C6-2A
CERTIFICATE OF APPROPRIATENESS

A late-19th Century commercial warehouse with Classical style elements, designed by McKim, Mead, and White, and built in 1896. Application is to replace windows.

440 West 14th Street - Gansevoort Market Historic District**LPC-19-6464** - Block 646 - Lot 18 - **Zoning:** M1-5
CERTIFICATE OF APPROPRIATENESS

A Neo-Grec style French flats building built in 1890, and a Queen Anne style French flats building built in 1887. Application is to legalize the installation of signage without Landmarks Preservation Commission permit(s).

38 West 10th Street - Greenwich Village Historic District**LPC-19-8768** - Block 573 - Lot 23 - **Zoning:** R6
CERTIFICATE OF APPROPRIATENESS

An altered Anglo-Italianate style rowhouse built in 1858. Application is to modify the front façade and rooftop and to install an areaway gate.

769 Greenwich Street - Greenwich Village Historic District**LPC-19-8012** - Block 634 - Lot 56 - **Zoning:** C1-6
CERTIFICATE OF APPROPRIATENESS

A Greek Revival style residence built in 1839. Application is to construct rooftop additions.

36 Commerce Street - Greenwich Village Historic District**LPC-18-7184** - Block 584 - Lot 28 - **Zoning:** R6
CERTIFICATE OF APPROPRIATENESS

A Greek Revival style rowhouse built in 1841. Application is to modify the roof, raise the height of secondary facades, alter window openings, and excavate the rear yard.

77 Washington Place - Greenwich Village Historic District**LPC-19-5554** - Block 552 - Lot 67 - **Zoning:** R7-2
CERTIFICATE OF APPROPRIATENESS

A Greek Revival style townhouse built in 1844, and altered in 1917. Application is to construct rear yard and rooftop additions; modify Masonry openings at the rear facades; and replace skylights and install railings at the roof.

710 Greenwich Street - Greenwich Village Historic District Extension**LPC-19-7026** - Block 631 - Lot 7501 - **Zoning:** C1-6A
CERTIFICATE OF APPROPRIATENESS

Two Neo-Classical style warehouse buildings designed by Moore & Landsiedel and built in 1909, and later altered with an addition designed by Matthew W. Del Gaudio in 1912. Application is to replace a door.

710 Greenwich Street - Greenwich Village Historic District Extension**LPC-19-6852** - Block 631 - Lot 7501 - **Zoning:** C1-6A
CERTIFICATE OF APPROPRIATENESS

Two Neo-Classical style warehouse buildings designed by Moore & Landsiedel and built in 1909, and later altered with an addition designed by Matthew W. Del Gaudio in 1912. Application is to alter the façade, and install storefronts and signage.

Belvedere Castle Paths - Scenic Landmark**LPC-19-09659** - Block 1111 - Lot 1 - **Zoning:** Parkland
ADVISORY REPORT

A Gothic style observation tower designed by Calvert Vaux and built in 1867, and adjacent pathways, within an English Romantic style public park designed in 1856 by Olmsted and Vaux. Application is to construct a pathway and walls for barrier free access.

Belvedere Castle - Scenic Landmark**LPC-19-09660** - Block 1111 - Lot 1 - **Zoning:** Parkland
BINDING REPORT

A Gothic style observation tower designed by Calvert Vaux and built in 1867, within an English Romantic style public park, designed in 1856 by Olmsted and Vaux. Application is to replace windows and doors.

a19-m2

MAYOR'S OFFICE OF ENVIRONMENTAL COORDINATION**■ PUBLIC HEARINGS****DEIS Public Hearing and Issuance of Technical Memorandum**

On January 13, 2017, the Office of the Deputy Mayor for Housing and Economic Development issued the Final Scope of Work, Draft Environmental Impact Statement (DEIS), and the Notice of Completion for the DEIS, which marked the beginning of the public comment period on this document. A Technical Memorandum was issued on April 20, 2017. Comments are requested on the DEIS and Technical Memorandum, and will be accepted by the Lead Agency until 5:00 P.M. on Monday, May 22, 2017.

A public hearing on this DEIS will be held on Wednesday, May 10, 2017, at 10:00 A.M., in Spector Hall, at the Department of City Planning, located at 22 Reade Street, New York, NY 10007, in conjunction with the City Planning Commission's Citywide public hearing, pursuant to the Uniform Land Use Review Procedure (ULURP), to receive comments related to the DEIS, and Technical Memorandum concerning an application by Gun Hill Square LLC, for approval of several discretionary actions including the disposition of City-Owned property (a surplus property leased to the Metropolitan Transportation Authority (MTA) comprising the southern 550,185 sf portion of Lot 100 on Block 4804), zoning map and text amendments, zoning special permits to establish a Large-Scale General Development (LSGD), and zoning special permits to allow a physical culture establishment within the context of the LSGD and to allow for an accessory group parking facility with more than the prescribed maximum number of parking spaces for a LSGD. Prior to the proposed disposition of City-Owned property to the applicant, approval is required from the MTA's Board for surrender of its leasehold interest in the subject property.

These actions would facilitate the development of a mixed-use commercial and residential development consisting of a new pedestrian-oriented open-air urban shopping complex and a single residential building containing affordable senior housing for persons aged 55 and older on a currently vacant and underutilized City-Owned property (Block 4804, southern 550,185 sf portion of Lot 100), in the Baychester neighborhood of the Bronx, Community District 12.

This hearing is being held pursuant to the State Environmental Quality Review Act (SEQRA) and City Environmental Quality Review (CEQR).

a28-m2

TRANSPORTATION**■ PUBLIC HEARINGS**

NOTICE IS HEREBY GIVEN, pursuant to law, that the following proposed revocable consents, have been scheduled for a public hearing by the New York City Department of Transportation. The hearing will be held, at 55 Water Street, 9th Floor, Room 945, commencing at 2:00 P.M., on Wednesday, May 3, 2017. Interested parties can obtain copies of proposed agreements or request sign-language interpreters (with at least seven days prior notice), at 55 Water Street, 9th Floor South West, New York, NY 10041, or by calling (212) 839-6550.

#1 IN THE MATTER OF a proposed revocable consent authorizing 7 Sutton Square LLC, to continue to maintain and use a fenced-in area on the north sidewalk of Sutton Square, west of Riverview Terrace, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2017 to June 30, 2027 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. #1611**

For the period July 1, 2017 to June 30, 2027 - \$1,899/per annum the maintenance of a security deposit in the sum of \$10,000 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.

#2 IN THE MATTER OF a proposed revocable consent authorizing Boro Land Surveying, PC, to continue to maintain and use a flagpole on the east sidewalk of Court Street, between Union and President Streets, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from July 1, 2017 to June 30, 2027 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. #1614**

For the period July 1, 2017 to June 30, 2027 - \$0.00/per annum the maintenance of a security deposit in the sum of \$2,000 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 Intellifiber Networks LLC, to continue to maintain and use telecommunications fiber optic cables in the existing conduits of Consolidated Edison company of New York, Inc., in the Boroughs of the Bronx and Manhattan. 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: **R.P. # 1870**

- For the period July 1, 2016 to June 30, 2017 - \$354,730
- For the period July 1, 2017 to June 30, 2018 - \$362,676
- For the period July 1, 2018 to June 30, 2019 - \$370,622
- For the period July 1, 2019 to June 30, 2020 - \$378,568
- For the period July 1, 2020 to June 30, 2021 - \$386,514
- For the period July 1, 2021 to June 30, 2022 - \$394,460
- For the period July 1, 2022 to June 30, 2023 - \$402,406
- For the period July 1, 2023 to June 30, 2024 - \$410,352
- For the period July 1, 2024 to June 30, 2025 - \$418,298
- For the period July 1, 2025 to June 30, 2026 - \$426,244

the maintenance of a security deposit in the sum of \$50,000 and the insurance shall be the amount of Two Million Dollars (\$2,000,000) per occurrence, and Two Million Dollars (\$2,000,000) aggregate.

#4 IN THE MATTER OF a proposed revocable consent authorizing Sage 12 Holding Ltd., to construct, maintain and use a fenced-in areas and steps on the south sidewalk of East 68th Street, east of Madison Avenue, in the Borough of Manhattan. 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: **R.P. #2386**

From the Approval Date to the Expiration Date - \$25/per annum the maintenance of a security deposit in the sum of \$4,500 and the insurance shall be the amount of Two Million Dollars (\$2,000,000) per occurrence, and Two Million Dollars (\$2,000,000) aggregate.

#5 IN THE MATTER OF a proposed revocable consent authorizing Staten Island University Hospital, to continue to maintain and use a conduit under and across Seguire Avenue, north of Melville Street, in the Borough of Staten Island. The proposed revocable consent is for a term of ten years from July 1, 2017 to June 30, 2026 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. #531**

- For the period July 1, 2016 to June 30, 2017 - \$2,450
- For the period July 1, 2017 to June 30, 2018 - \$2,505
- For the period July 1, 2018 to June 30, 2019 - \$2,560
- For the period July 1, 2019 to June 30, 2020 - \$2,615
- For the period July 1, 2020 to June 30, 2021 - \$2,670
- For the period July 1, 2021 to June 30, 2022 - \$2,725
- For the period July 1, 2022 to June 30, 2023 - \$2,780
- For the period July 1, 2023 to June 30, 2024 - \$2,835
- For the period July 1, 2024 to June 30, 2025 - \$2,890
- For the period July 1, 2025 to June 30, 2026 - \$2,945

the maintenance of a security deposit in the sum of \$3,000 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 The Trustees of Columbia University in the City of New York, to install, maintain and use planters on the north sidewalk of West 167th Street, west of Audubon Avenue, on the west sidewalk of Audubon Avenue, between West 167th and 168th Streets, and on the south sidewalk of West 168th Street, west of Audubon Avenue, in the Borough of Manhattan. 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: **R.P. #2380**

From the Approval Date to the Expiration Date - \$324/per annum the maintenance of a security deposit in the sum of \$2,000 and the insurance shall be the amount of One Million Dollars (\$1,000,000) per occurrence, and Two Million Dollars (\$2,000,000) aggregate.

#7 IN THE MATTER OF a proposed revocable consent authorizing Yong Im and Young Im, to maintain and use existing retaining wall, together with stair and fence on the top of wall, on the south sidewalk of 43rd Avenue, east of 222nd Street, 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: **R.P. # 2381**

From the Approval Date by the Mayor to June 30, 2017 - \$10,473/annum

- For the period July 1, 2017 to June 30, 2018 - \$10,708
- For the period July 1, 2018 to June 30, 2019 - \$10,943
- For the period July 1, 2019 to June 30, 2020 - \$11,178
- For the period July 1, 2020 to June 30, 2021 - \$11,413
- For the period July 1, 2021 to June 30, 2022 - \$11,648
- For the period July 1, 2022 to June 30, 2023 - \$11,883
- For the period July 1, 2023 to June 30, 2024 - \$12,118
- For the period July 1, 2024 to June 30, 2025 - \$12,353
- For the period July 1, 2025 to June 30, 2026 - \$12,588
- For the period July 1, 2026 to June 30, 2027 - \$12,823

the maintenance of a security deposit in the sum of \$12,900 and the insurance shall be the amount of Two Million Dollars (\$2,000,000) per occurrence, and Two Million Dollars (\$2,000,000) aggregate.

#8 IN THE MATTER OF a proposed revocable consent authorizing 50 HYMC Owner LLC, to construct, maintain and use a pedestrian tunnel under and across west 33rd Street, east of Hudson Boulevard, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the Approval Date by the Mayor and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. #2388**

From the Approval Date by the Mayor to June 30, 2017 - \$2,768/annum

- For the period July 1, 2017 to June 30, 2018 - \$2,848
- For the period July 1, 2018 to June 30, 2019 - \$2,910
- For the period July 1, 2019 to June 30, 2020 - \$2,973
- For the period July 1, 2020 to June 30, 2021 - \$3,035
- For the period July 1, 2021 to June 30, 2022 - \$3,098
- For the period July 1, 2022 to June 30, 2023 - \$3,160
- For the period July 1, 2023 to June 30, 2024 - \$3,222
- For the period July 1, 2024 to June 30, 2025 - \$3,284
- For the period July 1, 2025 to June 30, 2026 - \$3,347
- For the period July 1, 2026 to June 30, 2027 - \$3,410

the maintenance of a security deposit in the sum of \$160,000 and the insurance shall be the amount of Five Million Dollars (\$5,000,000) per occurrence, and Two Million Dollars (\$2,000,000) aggregate.

a13-m3

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: <https://www.propertyroom.com/s/nyc/fleet>

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

Vehicles can be viewed in person by appointment at: Kenben Industries Ltd., 1908 Shore Parkway, Brooklyn, NY 11214. Phone: (718) 802-0022

o11-m29

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

j3-d29

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

j3-d29

PROCUREMENT

"Compete To Win" More Contracts!

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

● *Win More Contracts at nyc.gov/competetowin*

"The City of New York is committed to achieving excellence in the design and construction of its capital program, and building on the tradition of innovation in architecture and engineering that has contributed to the City's prestige as a global destination. The contracting opportunities for construction/construction services and construction-related services that appear in the individual agency listings below reflect that commitment to excellence."

HHS ACCELERATOR

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

Important information about the new method

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

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

Participating NYC Agencies

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

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

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

CHIEF MEDICAL EXAMINER

AGENCY CHIEF CONTRACTING OFFICER

■ SOLICITATION

Services (other than human services)

SPLIT AND PACKAGE UNITS MAINTENANCE AND REPAIR SERVICES - Competitive Sealed Bids - PIN# 81617ME033 - Due 6-2-17 at 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.

Chief Medical Examiner, 421 East 26th Street, 10th Floor, New York, NY 10016. Luis Rodriguez (212) 323-1733; Fax: (646) 500-5547; lrodriguez@ocme.nyc.gov

Accessibility questions: Glendon Kirkpatrick, (212) 323-1928, Gkirkpatrick@ocme.nyc.gov, by: Thursday, June 1, 2017, 3:00 P.M.



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CITY COUNCIL

ADMINISTRATIVE SERVICES

INTENT TO AWARD

Goods and Services

UPGRADE OF EXISTING BUILDING ACCESS CONTROL SYSTEM - Negotiated Acquisition - Available only from a single source - PIN#1022017042517 - Due 5-2-17 at 1:00 P.M.

NYCC/Administrative Services Division intends to enter into negotiated acquisition negotiations, with Johnson Controls Inc., to obtain software and services for the provision, support, maintenance, and upgrade of the Council's existing P2000 building access control system. The projected contract start and end date is June 1, 2017 to May 31, 2018.

Any firm that believes it can provide this requirement, is invited to do so in a letter to the New York City Council.

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 Council, 250 Broadway, 16th Floor, New York, NY 10007. John Smyth (212) 482-5116; Fax: (212) 227-2665; jsmyth@council.nyc.gov

a25-m1

CITYWIDE ADMINISTRATIVE SERVICES

OFFICE OF CITYWIDE PROCUREMENT

AWARD

Goods

SCOOTER, THREE (3) WHEELED - NYPD - Competitive Sealed Bids - PIN#8571700135 - AMT: \$4,149,800.00 - TO: Malvese Equipment Company Inc., 1 Henrietta Street, Hicksville, NY 11801.

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EDUCATION

CONTRACTS AND PURCHASING

INTENT TO AWARD

Services (other than human services)

NEGOTIATED SERVICE: SCHOOL MENTAL HEALTH CONSULTATION PROGRAM - Other - PIN#E1838040 - Due 5-12-17 at 4:00 P.M.

The New York City Department of Education (NYCDOE), Division of Contracts and Purchasing, on behalf of the Office of School Health (OSH), intends to enter into a negotiated services agreement with the Stress Coach and ICAHN School of Medicine at Mount Sinai, to provide training, support, coaching and continuous learning opportunities to staff working in the School Mental Health Consultation Program administered by OSH.

Other organizations interested in providing these services to the NYCDOE in the future, are invited to indicate their ability to do so in writing to Camella Fairweather, at 65 Court Street, Room 1201, Brooklyn, NY 11201.

The New York City Department of Education (DOE) strives to give all businesses, including Minority and Women-Owned Business Enterprises (MWBs), 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 MWBs, from all segments of the community. The DOE works to enhance the ability of MWBs to compete for contracts. DOE is committed to ensuring that MWBs 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, Room 1201, Brooklyn, NY 11201. Vendor Hotline (718) 935-2300; vendorhotline@schools.nyc.gov

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ENVIRONMENTAL PROTECTION

WASTEWATER TREATMENT

AWARD

Goods

SUPPLYING THICKENING AND POST THICKENING CATIONIC POLYMER FOR NEWTOWN CREEK AND NORTH RIVER WWPT'S - Competitive Sealed Bids - PIN#82616B0025001 - AMT: \$1,845,687.76 - TO: Chemtall Incorporated, 1 Chemical Plant Road, Riceboro, GA 31323. 1434-NC NR(R)

a28

FINANCE

INTENT TO AWARD

Goods and Services

Q-MATIC SOFTWARE AND HARDWARE MAINTENANCE - Sole Source - Available only from a single source - PIN#83617S0005 - Due 5-8-17 at 10:00 A.M.

Contract is for a three-year term for Q-Matic Care and Care Plus license, software and hardware maintenance and support services.

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

Finance, 1 Centre Street, 10th Floor, New York, N.Y. 10007. Celloy Williams (212) 602-7006; Fax: (212) 669-4294; williamscelloy@finance.nyc.gov

a24-28

HEALTH AND MENTAL HYGIENE

AGENCY CHIEF CONTRACTING OFFICER

SOLICITATION

Human Services/Client Services

ENHANCED CONTRACEPTIVE HEALTH SERVICES - Negotiated Acquisition - Other - PIN#18SH002000R0X00 - Due 5-19-17 at 2:00 P.M.

The Department intends to enter into negotiations with all current providers that operate school-based health centers in New York City public high school campuses for the School Based Health Centers Reproductive Health Project ("SBHC RHP"), which will involve enhanced contraceptive health services with an emphasis on on-site dispensing of contraceptives.

Only current providers are eligible for awards. Under these contracts, providers will be expected to acquire and dispense contraceptives on-site at the SBHC, and will be required to report clinic encounters and clinic enrollment into the Online School Clinic Data Repository ("OSCR") system.

DOHMH anticipates that contracts will begin no earlier than September 1, 2017, and will terminate on August 31, 2023.

Any vendor that believes they would be eligible to provide these services in the future is encouraged to email.

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

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

a27-m3

HOUSING AUTHORITY**■ SOLICITATION***Construction / Construction Services***REPLACEMENT OF UNDERGROUND STEAM DISTRIBUTION SYSTEM AT VARIOUS CITYWIDE DEVELOPMENTS - Competitive Sealed Bids - PIN# HE1701104 - Due 5-19-17 at 11:00 A.M.**

There will be a Pre-Bid Meeting on May 8, 2017, at 11:00 A.M., at 90 Church Street, 11th Floor, Room 11-002, New York, NY 10007. Although attendance is not mandatory, it is strongly recommended that you attend. NYCHA staff will be available to address all inquiries relevant to this contract.

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

Please note that in the event only one bidder has submitted a bid in connection with the contract on or before the original bid submission deadline, the bid submission deadline shall automatically be extended for fourteen (14) calendar days. The foregoing extension does not in any way limit NYCHA's right to extend the bid submission deadline for any other reason.

This contract shall be subject to the New York City Housing Authority's Project Labor Agreement if the Bidder's price exceeds \$250,000.00.

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

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



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*Goods***SMD- PAPER BOND MULTI PURPOSE - Competitive Sealed Bids - PIN#65215 - Due 5-18-17 at 10:30 A.M.**

This is a RFQ for 3 year (s) Blanket Order Agreement.

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

Housing Authority, 90 Church Street, New York, NY 10007. Vanessa Butcher (212) 306-4684; vanessa.butcher@nycha.nyc.gov



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SUPPLY MANAGEMENT**■ SOLICITATION***Goods and Services***SMD MAINTENANCE PAINTING OF APARTMENTS - VARIOUS DEVELOPMENTS WITHIN THE FIVE (5) BOROUGHES OF NYC - Competitive Sealed Bids - Due 5-25-17**

- PIN#65275 - Eastchester Gardens and Middleton Plaza, Bronx - Due at 10:00 A.M.
 PIN#65276 - Sotomayer Houses, 1471 Watson Avenue and Glebe-Westchester Avenue, Bronx - Due at 10:05 A.M.
 PIN#65277 - Forest Houses, McKinley Houses and Eagle Avenue, East 163rd Street, Bronx - Due at 10:10 A.M.
 PIN#65284 - Parkside Houses and Gun Hill Houses, Bronx - Due at 10:15 A.M.

The Term of the contract is Two (2) Years. The contractor must paint complete apartments based on the estimated number of apartments of a particular size. The work shall consist of furnishing labor, material, equipment, insurance, incidental items and permits, all in accordance with the Contract Documents, for the painting of residential apartments in any of the Buildings constituting the Developments.

All materials shall be used in accordance with the manufacturers' instructions/directions or as otherwise may be required by applicable law, which law shall include, but not be limited to, the standards set forth by the Department of Environmental Conservation in Part 205 of Title 6 of the New York Codes, Rules and Regulations, entitled "Architectural and Industrial Maintenance Coatings." Copies of Part 205 are available at the Authority's Long Island City Office, located at 23-02 49th Avenue, Long Island City, NY 11101.

Interested firms are invited to obtain a copy on NYCHA's website. To conduct a search for the RFQ number; vendors are instructed to open the link: <http://www1.nyc.gov/site/nycha/business/isupplier-vendor-registration.page>. Once on that page, please make a selection from the first three links highlighted in red: New suppliers for those who have never registered with iSupplier, current NYCHA suppliers and vendors for those who have supplied goods or services to NYCHA in the past but never requested a login ID for iSupplier, and Login for registered suppliers if you already have an iSupplier ID and password. Once you are logged into iSupplier, select "Sourcing Supplier," then "Sourcing" followed by "Sourcing Homepage" and then reference the applicable RFQ PIN/solicitation number.

Suppliers electing to obtain a non-electronic paper document will be subject to a \$25 non-refundable fee; payable to NYCHA by USPS-Money Order/Certified Check only for each set of RFQ documents requested. Remit payment to NYCHA Finance Department, at 90 Church Street, 6th Floor; obtain receipt and present it to the Supply Management Procurement Group; RFQ package will be generated at the time of request.

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

Housing Authority, 90 Church Street, 6th Floor, New York, NY 10007. Mimose Julien (212) 306-8141; Fax: (212) 306-5109; mimose.julien@nycha.nyc.gov

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HOUSING PRESERVATION AND DEVELOPMENT**MAINTENANCE****■ AWARD***Construction / Construction Services*

IMMEDIATE EMERGENCY DEMOLITION - Emergency Purchase - Specifications cannot be made sufficiently definite - PIN#80617E0018001 - AMT: \$229,000.00 - TO: Slater Associates Inc., 106 Overlook Avenue, Staten Island, NY 10304. DEMO/GRADE/REPLACE SIDEWALK /REPAIR OR REPLACE FENCE

a28

HUMAN RESOURCES ADMINISTRATION**CONTRACTS****■ AWARD***Human Services / Client Services*

CAREER ADVANCE SERVICES - Competitive Sealed Proposals/ Pre-Qualified List - Judgment required in evaluating proposals - PIN#09616I0008015 - AMT: \$3,706,908.34 - TO: FEDCAP Rehabilitation Services Inc., 633 Third Avenue, 6th Floor, New York, NY 10017. Term: 4/1/2017 - 3/31/2020

● **CAREER ADVANCE PROGRAM - Competitive Sealed Proposals/ Pre-Qualified List - Judgment required in evaluating proposals - PIN#09616I0008006 - AMT: \$6,219,135.00 - TO: DB Grant Associates, 1250 Broadway, 8th Floor, New York, NY 10001. Term: 4/1/2017 - 3/31/2020**

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PROVIDE EMERGENCY SHELTER/SUPPORTIVE SERVICES FOR VICTIMS OF DOMESTIC VIOLENCE. - Negotiated Acquisition - Available only from a single source - PIN#09616N0003018 - AMT: \$4,834,420.20 - TO: Safe Horizon Inc., 2 Lafayette Street, 3rd Floor, New York, NY 10007.

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ANTI-EVICTION AND HOUSING COURT RESOURCES SERVICES - BP/City Council Discretionary - PIN#09617L0009001 - AMT: \$219,000.00 - TO: LSNY Bronx Corporation, 349 East 149th Street, 10th Floor, Bronx, NY 10451. Term: 7/1/2016 - 6/30/2017

a28

■ SOLICITATION*Construction Related Services*

FIRE ALARM UPGRADE AT WAYSIDE MACDONOUGH FAMILY RESIDENCE - Competitive Sealed Bids - PIN#17BSCDM00601 - Due 6-15-17 at 11:00 A.M.

Bidders are hereby notified that this contract is subject to Local law 1, Minority-Owned and Women-Owned Business Enterprises (MWBE)

Requirements, Prevailing Wage Rates and the Project Labor Agreement (PLA) covering specified Renovation and Rehabilitation of City owned building structures as described in the solicitation documents.

In addition, a Non-Mandatory Pre-Bid Conference will be held on Thursday, May 18, 2017, at 11:00 A.M., at 150 Greenwich Street, 37th Floor Bid Room, New York, NY 10007.

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

Human Resources Administration, 150 Greenwich Street (4 World Trade Center) New York, NY 10007. Shauntay Cherry (929) 221-5514; cherrys@hra.nyc.gov

◀ a28

MAYOR'S OFFICE OF CRIMINAL JUSTICE

CONTRACTS

■ INTENT TO AWARD

Services (other than human services)

BAIL REFORM - Demonstration Project - Testing or experimentation is required - PIN#00217D0001 - Due 5-12-17 at 3:00 P.M.

The Mayor's Office of Criminal Justice (MOCJ) seeks to enter into negotiations with ideas42, a non-profit behavioral design and consulting firm, in connection with a demonstration project to redesign the presentation of the City's failure to appear (FTA) pretrial risk assessment instrument and to develop a mechanism for judicial feedback. The City is updating its current failure to appear (FTA) risk assessment instrument, a tool used to evaluate a defendant's likelihood of returning to court and to guide a judge's pretrial release and bail decisions. The tool is currently underutilized. The City is interested in increasing the use and effectiveness of this tool in order to reduce unnecessary incarceration.

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 1012N, New York, NY 10011. Alexis McLauchlan (212) 416-5279; amclauchlan@cityhall.nyc.gov

a27-m3

ANTI-GUN VIOLENCE VISIBILITY CAMPAIGN - Demonstration Project - Testing or experimentation is required - PIN# 00217D0002 - Due 5-15-17 at 3:00 P.M.

The Mayor's Office of Criminal Justice (MOCJ) intends to, through a demonstration project, in collaboration with the New York Police Department (NYPD), the NYPD Foundation, Citizens Crime Commission, and other institutions, plans to build upon existing anti-gun violence endeavors by identifying and designing new solutions to combat gun violence in New York City by using behavioral science to: (1) remove a greater numbers of illegal guns from communities, and (2) discourage the carrying and use of illegal guns. MOCJ seeks to enter into negotiations with ideas42 in connection with this demonstration project. The City seeks experts in behavioral design and related consultants to draw on decades of experimental scientific research in behavioral economics to design scalable solutions to combat gun violence in New York City. These experts will also work alongside advertising and marketing specialists to structure, test, and implement a sustained Citywide high visibility campaign to change social norms around gun violence in New York City.

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, 10th Floor, Room 1012N, New York, NY 10007. MOCJ Contracts (646) 576-3534; Fax: (212) 788-6815; mocjprocurements@cityhall.nyc.gov

a26-m2

PARKS AND RECREATION

■ VENDOR LIST

Construction / Construction Services

PREQUALIFIED VENDOR LIST: GENERAL CONSTRUCTION - NON-COMPLEX GENERAL CONSTRUCTION SITE WORK

ASSOCIATED WITH NEW YORK CITY DEPARTMENT OF PARKS AND RECREATION ("DPR" AND/OR "PARKS") PARKS AND PLAYGROUNDS CONSTRUCTION AND RECONSTRUCTION PROJECTS

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

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

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

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

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

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

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

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

Parks and Recreation, Olmsted Center, Annex, Flushing Meadows-Corona Park, Flushing, NY 11368. Alicia H. Williams (718) 760-6925; Fax: (718) 760-6885; dmwbe.capital@parks.nyc.gov

j3-d29

■ SOLICITATION

Goods and Services

MOBILE FOOD CONCESSIONS AT CENTRAL PARK, MANHATTAN - Competitive Sealed Bids - PIN# CWB-2017-B - Due 5-23-17

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 significant Request for Bids ("RFB") for the sale of food from mobile food units at various locations, at Central Park, Manhattan.

● **MOBILE FOOD CONCESSIONS AT VARIOUS PARKS CITYWIDE** - Competitive Sealed Bids - PIN# CWB-2017-A - Due 5-23-17

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.

For more information related to the RFB, contact Alison Canavan (for Bronx and Staten Island Parks), at (212) 360-1397, or via email: alison.canavan@parks.nyc.gov; Eric Weiss (for Brooklyn Parks) at (212) 360-1397, or via email: eric.weiss@parks.nyc.gov; Darryl Milton (for Queens Parks), at (212) 360-1397, or via email: darryl.milton@parks.nyc.gov; or Glenn Kaalund (Manhattan Parks) at (212) 360-1397 or via email: glenn.kaalund@parks.nyc.gov.

Hard copies of these RFBs can be obtained, at no cost Tuesday, May 23, 2017, 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. These RFBs are also available for download through Tuesday, May 23, 2017, on Parks' website. To

download the RFBs, visit www.nyc.gov/parks/businessopportunities, click on the link for "Concessions Opportunities at Parks" and, after logging in, click on the "download" link that appears adjacent to the RFB's description.

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

Accessibility questions: Glenn Kaalund (212) 360-1397, Email: glenn.kaalund@parks.nyc.gov, by: Thursday, May 18, 2017, 11:00 A.M.



a25-m8

■ INTENT TO AWARD

Goods and Services

LICENSING RIGHTS TO EXHIBIT MOTION PICTURES - Sole Source - Available only from a single source - PIN# 84617S0004 - Due 5-17-17 at 11:00 A.M.

The Department of Parks and Recreation intends to enter into a Sole Source Negotiation, with SWANK Motion Pictures, Inc., having an office at 10795 Watson Road, Saint Louis, MO 63127-1012, to provide licensing rights for motion picture, television and other programming from producers of non-theatrical public performances in City of New York Parks and Recreation facilities.

Any firm that would like to express their interest in providing services for similar projects in the future, may do so by phone and joining the City Bidder's list, by filling out the NYC-FMS Vendor Enrollment form at <https://a127-pip.nyc.gov/webapp/PRDPCW/SelfService> to enroll your organization with the City of New York.

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, 24 West 61st Street, New York, NY 10023. Jessica Tomaz (212) 830-7903; Fax: (917) 849-6451; jessica.tomaz@parks.nyc.gov

a27-m3

REVENUE

■ SOLICITATION

Services (other than human services)

DEVELOPMENT, OPERATION, AND MAINTENANCE OF A FOOD SERVICE FACILITY IN WNYC TRANSMITTER PARK, BROOKLYN - Competitive Sealed Proposals - Judgment required in evaluating proposals - PIN# B385-SB-2017 - Due 6-5-17 at 3:00 P.M.

In accordance with Section 1-13 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 significant Request for Proposals ("RFP") for the development, operation, and maintenance of a food service facility in WNYC Transmitter Park, Brooklyn.

There will be a recommended proposer meeting on Thursday, May 18th, 2017, at 2:00 P.M. We will be meeting at the proposed concession site, at 10 Kent Street, Brooklyn, NY 11222, (Block # 2556 and Lot # 41). If you are considering responding to this RFP, please make every effort to attend this recommended meeting. All proposals submitted in response to this RFP must be submitted no later than Monday, June 5th, 2017, at 3:00 P.M.

Hard copies of the RFP can be obtained, at no cost, commencing on Thursday, April 20th, 2017 through Monday, June 5th, 2017, between the hours of 9:00 A.M. and 5:00 P.M., excluding weekends and holidays, at the Revenue Division of the New York City Department of Parks and Recreation, which is located, at 830 Fifth Avenue, Room 407, New York, NY 10065.

The RFP is also available for download, on Thursday, April 20th, 2017, through Monday, June 5th, 2017, on Parks' website. To download the RFP, visit <http://www.nyc.gov/parks/businessopportunities>, and click on the "Concessions Opportunities at Parks" link. Once you have logged in, click on the "download" link that appears adjacent to the RFP's description.

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

Use the following address unless otherwise specified in notice, to

secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Parks and Recreation, The Arsenal, Central Park, 830 Fifth Avenue, Room 407, New York, NY 10065. Eric Weiss (212) 360-3483; Fax: (212) 360-3434; eric.weiss@parks.nyc.gov

a20-m3

TRANSPORTATION

■ INTENT TO AWARD

Services (other than human services)

COMMVAULT MANAGED SERVICES AND COMMVAULT PREMIER MAINTENANCE SUPPORT SERVICES - Negotiated Acquisition - Available only from a single source - PIN# 84117MBAD113 - Due 5-8-17 at 2:00 P.M.

The New York City Department of Transportation (NYCDOT) intends to enter into a negotiated acquisition agreement with CommVault Systems Inc. to procure CommVault Managed Services and CommVault Premier Maintenance Support Services.

The ACCO's office determined, in accordance with Section 3-04(d) of the Procurement Policy Board Rules, that it is not practicable and/or advantageous to award a contract by competitive sealed bidding or competitive sealed proposals, because there are a limited number of vendors available and able to provide the maintenance support and associated configuration and consulting services.

CommVault Premier Maintenance Support: - DOT utilizes CommVault Simpana as their system backup application. CommVault provides maintenance support for DOT's CommVault Simpana Backup Suite which includes covers upgrades, break/fix issues with the software, remote, phone, and onsite support services, if needed. CommVault Premier Maintenance Support (F43D9) will have a retroactive term of 11/28/2016 to 4/17/2018.

CommVault Managed Services: - DOT utilizes CommVault Managed Services to manage, monitor and report all aspects of the backup process and ensure that all backups are completing successfully and provide expert advice on changes needed to maintain our backup rotation running smoothly and efficiently. Licenses:-CAP-DPE-IT-X, Quantity 44TB; SB-C-DPA-1T, Quantity 26TB; SB-C-DAE-1T/SB-C-FAE-1T, Quantity 80TB; SB-SOC-1M, Quantity 60M; CN-ADR-OI-10, Quantity 1. CommVault Managed Services will have a retroactive term of 11/28/2016 to 4/17/2018.

Vendors may express interest in providing this service in the future by contacting Nicola Rahman, New York City Department of Transportation, ACCO's Office, 55 Water Street, 8th Floor, New York, NY 10041, nrahman@dot.nyc.gov or (212) 839-8167.

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

a24-28

STATEN ISLAND FERRY

■ SOLICITATION

Services (other than human services)

INTERIOR/EXTERIOR PAINTING AT THE STATEN ISLAND FERRY TERMINALS - Competitive Sealed Bids - PIN# 84117MBSI090 - Due 5-25-17 at 11:00 A.M.

This procurement is subject to participation goals for MBEs and/or WBEs as required by Section 6-129 of the New York City Administrative Code. The M/WBE goal for this contract is 10 percent. A printed copy of the bid can also 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. (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-Bid Meeting (Optional) will be held on May 9, 2017, at 10:00 A.M., at 55 Water Street, Ground Floor, New York, NY 10041. For additional information, please contact Irina Yanovskaya at (212) 839-9298.

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

Services (other than human services)

TECHNICAL ASSISTANCE FOR YOUNG ADULT LITERACY PROGRAM - Negotiated Acquisition - Specifications cannot be made sufficiently definite - PIN# 26017N0011 - Due 5-4-17 at 9:00 A.M.

Pursuant to Section 3-04 (d)(1) of the Procurement Policy Boards Rules, the New York City Department of Youth and Community Development (DYCD) is posting this intent to enter into negotiations with Workforce Professionals Training Institute (WPTI) by way of Fund for the City of New York through a Negotiated Acquisition under PPB rule 3-04 (b)(2)(ii), EPIN: 26017N0011, for continued support and maintenance of curriculum developed by WPTI. This curriculum was developed by WPTI to help support the Young Adult Literacy Programs (YALP) Bridge program that was launched back in Fiscal Year 2016. Therefore, DYCD has determined that it is in the best interest to enter into negotiations with the curriculum developers through a negotiated Acquisition given their extensive knowledge of the program and curriculum.

The amount of the anticipated contract shall be \$90,000.00 with an anticipated term of July 1, 2017 to June 30, 2018, with no option to renew.

If you are interested in receiving additional information regarding this procurement or any future procurements, please send an email to 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, 14th Floor, New York, NY 10007. Renise Ferguson (646) 343-6320; referguson@dycd.nyc.gov

a27-m3

CONTRACT AWARD HEARINGS

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

YOUTH AND COMMUNITY DEVELOPMENT

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Friday, May 12, 2017, at 2 Lafayette Street, 14th Floor Hearing Room, Borough of Manhattan, commencing at 10:00 A.M. on the following:

IN THE MATTER OF (8) eight proposed contracts between the Department of Youth and Community Development, and the Contractors are listed below, for Fatherhood Services that assist non-custodial Fathers in reconnecting with their children and developing essential parenting skills. The contract numbers, contractors, contract amounts, and addresses are indicated below. The contract term shall be from July 1, 2017 to June 30, 2020, with an option to renew for up to an additional three years.

CONTRACT NUMBER	CONTRACTOR	CONTRACT AMOUNT	CONTRACTOR ADDRESS
260180091357	The Fortune Society, Inc.	\$1,030,860.00	29-76 Northern Boulevard, Long Island City, NY 11101

260180091352	Friends of Island Academy	\$1,030,860.00	127 West 127th Street, Suite 125, New York, NY 10027
260180091355	SCO Family of Services	\$1,030,860.00	1 Alexander Place, Glen Cove, NY 11542
260180091356	United Activities Unlimited, Inc.	\$1,030,860.00	1000 Richmond Terrace, Building P, Staten Island, NY 10301
260180091350	Brooklyn Bureau of Community Service	\$1,030,860.00	285 Schermerhorn Street, Brooklyn, NY 11217
260180091353	Fund for the City of New York	\$1,088,130.00	121 6th Avenue, 6th Floor, New York, NY 10013
260180091351	Forestdale, Inc.	\$1,088,130.00	67-35 112th Street, Forest Hills, NY 11375
260180091354	Leake and Watts Services, Inc.	\$1,030,860.00	1529 Williambridge Road, Bronx, NY 10461

The proposed contractors are being funded pursuant to Section 3-16(o) (2) of the Procurement Policy Board (PPB) Rules.

A draft copy of the proposed contract is available for public inspection, at the Department of Youth and Community Development, Office of the Agency Chief Contracting Officer, 2 Lafayette Street, 14th Floor, New York, NY 10007, on business days, from April 28, 2017 to May 12, 2017, excluding holidays, from 9:00 A.M. to 5:00 P.M.

Anyone who wishes to speak at this public hearing, should request to do so in writing. The written request must be received by the Agency within 5 days after publication of this notice. Written requests to speak should be sent to Renise Ferguson, Deputy Agency Chief Contracting Officer, 2 Lafayette Street, 14th Floor, New York, NY 10007; referguson@dycd.nyc.gov.



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AGENCY RULES

BUSINESS INTEGRITY COMMISSION

■ NOTICE

Notice of Public Hearing and Opportunity to Comment on Proposed Rules

What are we proposing? The New York City Business Integrity Commission (the "Commission" or "BIC") is proposing to amend Title 17 of the Rules of the City of New York to improve BIC's capacity to properly regulate the trade waste industry and the public wholesale food markets in New York City. The amendments will ensure that BIC's rules are fair, consistent, easier to understand, and are not obsolete. The Commission will vote on the final rules before they are promulgated. This rule proposal was identified in part during the comprehensive rules review initiative undertaken by the NYC Mayor's Office of Operations.

When and where is the hearing? BIC will hold a public hearing on the proposed rule. The public hearing will take place from 10:00 A.M. to 11:00 A.M., on June 7, 2017. The hearing will be in the 2nd Floor, Conference Room Number 2-160A, at 100 Church Street, New York, NY, 10007.

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

- **Website.** You can submit comments to BIC through the NYC rules website at <http://rules.cityofnewyork.us>.
- **Email.** You can email written comments to Salvador Arrona at sarrona@bic.nyc.gov.

- **Mail.** You can mail written comments to Business Integrity Commission, 100 Church Street, 20th Floor, New York, NY 10007.
- **Fax.** You can fax written comments to BIC at (646) 500-7096.
- **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) 437-0523. You can also sign up in the hearing room before the hearing begins on June 7, 2017. You can speak for up to three minutes.

Is there a deadline to submit written comments? Yes, you must submit written comments by June 7, 2017.

Do you need assistance to participate in the hearing? You must contact the Business Integrity Commission if you need a reasonable accommodation because 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) 437-0523. You must tell us by May 31, 2017.

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 BIC's offices.

What authorizes BIC to make this rule? Sections 1043(a) and 2101(b) of the City Charter authorize BIC to make these proposed rules. These proposed rules were not included in BIC's regulatory agenda for this Fiscal Year because they were not contemplated when BIC published the agenda.

Where can I find BIC's rules? BIC's rules are in Title 17 of the Rules of the City of New York.

What laws govern the rulemaking process? BIC must meet the requirements of Section 1043 of the City Charter when creating or changing rules. This notice is made according to the requirements of Section 1043 of the City Charter.

Statement of Basis and Purpose of Proposed Rule

Several of the Commission's rules have not been updated since they were promulgated. The result is that these rules may not reflect some of the changes in technology and changes in the trade waste industry and the public wholesale food markets. In addition to adding clarifying language and making rules easier to understand and consistent with each other, the Commission proposes to eliminate some existing rules because they are obsolete. In addition, these proposed rules, which apply to trade waste licensees, registrants, applicants for trade waste licenses and registrations, wholesale business registrants, market business registrants, labor union and labor organization registrants, wholesale trade association registrants, photo identification card holders, and applicants for the same, modify the Commission's current rules to allow for electronic communications between the Commission and entities that are regulated by the Commission.

Under these proposed rule modifications, the Business Integrity Commission would:

- Add email as a form of service;
- Remove references to the Department of Consumer Affairs as the forum for certain hearings;
- Specify exceptions to the disclosure of criminal history pursuant to the New York State Executive Law (the so-called "Ban the Box" legislation);
- Clearly add the failure to appear, be examined, or to provide testimony under oath as prohibited conduct;
- Remove the obsolete requirement for a uniform chart of accounts;
- Require applicants to provide email addresses on applications;
- Require applicants/licensees/registrants to provide driver's license information for employees who will operate vehicles pursuant to the license or registration;
- Clearly specify reasons that a contract between a trade waste licensee and a customer will be voidable;

- Clarify language to require that changes in material information are required to be provided to the Commission within 10 business days;
- Clarify language regarding when Commission-issued license plates must be returned to the Commission;
- Eliminate the obsolete requirement for trade waste brokers to post their Commission-issued registration at their place of business;
- Remove some obsolete requirements for trade waste brokers. Simplify other requirements for trade waste brokers;
- Remove the obsolete requirement that all written communications, advertisements, etc. must include licensee's and registrant's BIC-issued number;
- Clearly state that license and registration renewal applications must be timely-filed;
- Eliminate fees for Class 1 registrants that are not-for-profit corporations;
- Require licensees to file a customer register on a quarterly basis;
- Allow registrants the option to deliver insurance certificates to BIC in person, by regular mail, or by email; and
- Convert text throughout to plain language and use other plain language edits to make the text easier to read.

Working with the City's rulemaking agencies, the Law Department, and OMB, the Office of Operations conducted a retrospective rules review of the City's existing rules, identifying those rules that will be repealed or modified to reduce regulatory burdens, increase equity, support small businesses, and simplify and update content to help support public understanding and compliance. These proposed rule modifications were identified through this initiative.

BIC's authority for these rules is found in Sections 1043(a) and 2101(b) of the New York City Charter.

New material is underlined; deleted text is in [] brackets.

Section 1. Section 1-02 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 1-02. Notice.

Unless otherwise provided, all notice pursuant to this chapter, including but not limited to notice related to hearings, violations, summonses, and subpoenae, may be served by first class mail addressed to the business address or by email. [provided for an applicant, licensee, or registrant on the application submitted to the Commission or on the license or registration issued to the business.] All such notice served on an employee or agent may be served by first class mail or by email. [to the address listed for such employee or agent in the information provided to the Commission pursuant to section 2-02 of this chapter.] Such notice may also be served by personal service or in any other manner reasonably calculated to achieve actual notice, including but not limited to any method authorized in the Civil Practice Law and Rules.

Section 2. Section 1-03 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 1-03. Hearings.

- (a) A hearing conducted pursuant to this chapter may be conducted by the Commission or, in the discretion of the Commission, by an administrative law judge employed or designated by the Commission, by the Office of Administrative Trials and Hearings (OATH) or by other administrative tribunal of competent jurisdiction. [; provided, however that hearings related to the violation of the provisions of Section 16-505 of the Code and the rules of conduct set forth in Subchapters E, F and G of this chapter may, except where the Commission is seeking revocation or suspension of a license or registration on the basis of such violations, be conducted by the Department of Consumer Affairs.] All such hearings shall be conducted following the procedures set forth in the rules of OATH (48 RCNY Section 1-01 et seq.). [; except in the case of hearings conducted by the Department of Consumer Affairs, which shall be held pursuant to the procedures for adjudication set forth in the rules of such Department.] [In the event that] If a hearing is conducted by an administrative law judge employed or designated by the Commission, by OATH, or by other administrative tribunal, such administrative law judge shall make recommended findings of fact and a recommended decision to the Commission, which shall make the final determination. [In the event that a hearing is held by the Department of Consumer Affairs, the Commissioner of such Department shall make the final determination.]
- (b) Any person who appears for a licensee or registrant at a hearing pursuant to this chapter [shall] must present evidence that he or she is authorized to act as the representative of such licensee or registrant for all purposes related to the conduct of the hearing and the disposition of the matter adjudicated in the hearing.

Section 3. Section 1-06 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 1-06. Supplemental Disclosure.

(a) In addition to the items set forth in clauses (a) through (m) of Paragraph (ii) of Subdivision b of Section 16-508 of the Code, disclosure by the applicant [shall] must include the following:

(1) information concerning any involvement of applicant in unlawful activities, including without limitation the making, creation, or filing of false statements or records, violations of the Taft-Hartley Act, 29 U.S.C. § 186 or other provisions concerning payments to a labor union official or representative, agreements not to compete with a business, bribery, or participation in other anti-competitive or corrupt business practices, and contacts with members and associates of organized crime;

(2) a listing of any criminal or civil investigation by a Federal, State, or Local prosecutorial agency, or investigative agency, in the five (5) year period preceding the filing of an application for a license or registration pursuant to this chapter, wherein applicant has been granted immunity, or entered into a consent decree, order, or similar agreement, except where such disclosure is protected by Subdivision 16 of Section 296 of Article 15 of the New York State Executive Law;

(3) a listing of accounts held by the applicant business, during the five (5) year period preceding the filing of an application for a license or registration pursuant to this chapter, with banks, credit unions, brokerage firms, and similar entities, and of the amounts held therein in the form of an identification of range of dollar value;

(4) a listing of any bankruptcy proceedings in which applicant or any predecessor trade waste business of applicant, as such term is defined in Section 16-508 of the Code, was a debtor or any proceedings involving forfeiture, receivership, or independent monitoring, in which applicant or any predecessor trade waste business of applicant was a party or participated in during the ten (10) year period preceding the filing of an application for a license or registration pursuant to this chapter;

(5) information concerning the acquisition, sale, assignment, or loss of routes or customers by the applicant during the ten (10) year period preceding the filing of the application; and

(6) information concerning the involvement and participation of the applicant in the activities of [waste] trade associations, including but not limited to payment of dues, attendance at meetings, participation in committee work or other [decision -making] decision-making processes, and use of or reliance upon the trade association to facilitate business transactions or resolve business disputes.

(b) In addition to the items set forth in clauses a through m of Paragraph (ii) of Subdivision b of Section 16-508 of the Code and in Subdivision a of this section, the applicant business [shall] must include in the form submitted by it to the Commission the following information with respect to each of its former principals:

(1) The items set forth in clauses g, h, i, j, and l of Paragraph (ii) of Subdivision b of Section 16-508 of the Code, pertaining to the period during which the former principal was a principal of the applicant business; and

(2) The items set forth in Paragraphs (1), (2), (5), and (6) of Subdivision (a) of this section pertaining to the period during which the former principal was a principal of the applicant business.

(c) With respect to disclosure under Subdivision (b) of this section, the applicant business [shall] must supply a certification, sworn and certified under penalty of criminal prosecution, that such information is complete and accurate to the best of its knowledge and belief and has been prepared based upon a diligent search of all business and other records in its possession or control.

Section 4. Section 1-09 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 1-09. General Prohibitions.

In addition to any other prohibition contained in Chapter 1 of Title 16-A of the Code or this chapter, an applicant, a licensee, a registrant, a principal of a licensee or a registrant, or an employee required to make disclosure pursuant to Section 16-510 of the Code as listed in Appendix A of Subchapter C of this chapter [shall] must not:

- (a) violate or fail to comply with an applicable provision of this chapter;
- (b) associate with a person whom such person knows or should know is a member or associate of an organized crime group (a person who has been identified by a federal, state, or local law enforcement agency as a member or associate of an organized crime group shall be presumed to be a member or associate of an organized crime group);
- (c) refuse to answer an inquiry from the Commission;
- (d) violate or fail to comply with any order or directive of the Commission;

- (e) fail to appear, to be examined, or to provide testimony under oath to the Commission;
- (f) make a false or misleading statement to the Commission;
- (g) make a false or misleading statement to a customer or prospective customer;
- (h) threaten or attempt to intimidate a customer or prospective customer;
- (i) retaliate against a customer or prospective customer that has made a complaint to the Commission or has exercised or attempted to exercise a right under the Code or this chapter;
- (j) engage in a deceptive trade practice;
- (k) discourage a customer or prospective customer who has a question or inquiry concerning the customer or prospective customer's rights or obligations concerning trade waste from contacting the Commission;
- (l) request, participate in, or comply with, a resolution, consideration, hearing, mediation, or adjudication by a trade association or any person holding a position in a trade association concerning a dispute between two (2) or more licensees or trade waste removal businesses relating to a customer, route, or stop;
- (m) pay any money to a trade association or any person holding a position in a trade association for any activity relating to a sale, purchase, acquisition, or loss of a customer, route, or stop;
- (n) falsify any business record;
- (o) make, file, or submit a false statement or claim to a government agency or employee;
- (p) violate any law concerning payments to labor unions or labor representatives;
- (q) give or offer any money or other benefit to an official or employee of a private business with intent to induce that official or employee to engage in an unethical or illegal business practice;
- (r) give or offer any money or other benefit to any public employee whose duties relate to the trade waste industry with the exception of funds that must be paid in accordance with a statute, rule, agency order, or court order;
- (s) solicit business from a customer for any person who, or entity that, provides goods or services related to the removal, collection, or disposal of trade waste and is not licensed by, or registered with, the Commission;
- (t) agree with another trade waste business to divide or allocate customers or respect an existing division or allocation of customers by geography, territory, or otherwise, except that this provision shall not apply to a covenant not to compete agreed to in connection with the sale of a licensee's business where the Commission has expressly approved such covenant;
- (u) discuss with, or agree upon, with another private carter the prices to be submitted on a bid for a trade waste contract;
- (v) fail to timely pay taxes related to a trade waste business;
- (w) operate a transfer station in violation of any federal, state, or local law or regulation;
- (x) remove, collect, or dispose of trade waste from a commercial establishment with which the applicant, licensee, or registrant does not have a contract or agreement or other permission from the Commission to remove, collect, or dispose of such commercial establishment's trade waste; or
- (y) attempt to or conspire to engage in any act proscribed by this section.

Section 5. Section 1-10 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 1-10. Forms Prescribed or Provided by the Commission.

Wherever any provision of this chapter requires that any document be employed, maintained, submitted, or filed by a business required to be licensed or registered pursuant to this chapter, or that a form may be reviewed or approved by the Commission, the Commission may, in its discretion, prescribe the form of such document or provide an acceptable form. [The Commission may also prescribe a uniform chart of accounts.]

Section 6. Section 2-01 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 2-01. License Application.

- (a) Except as provided in Subdivision b of this section, an applicant

business required by Section 16-505 of the Code to obtain a license for the removal, collection, or disposal of trade waste [shall] must submit the information contained in the license application form provided by the Commission and the disclosure required by the forms provided by the Commission. In addition, each principal of the applicant business [shall] must:

(i) be fingerprinted by a person designated for such purpose by the Commission and pay the fee prescribed by the Division of Criminal Justice Services [to be submitted by the Commission to such Division] for the purpose of obtaining criminal history records; and
 (ii) be photographed by the Commission and submit the disclosure required by the forms provided by the Commission.
 Notwithstanding Paragraphs (i) and (ii) of this subdivision, an applicant may submit, in lieu of such fingerprints and disclosure, copies of submissions to any Federal, State, or Local regulatory entity containing information comparable to that required by the Commission, provided that the Commission may require fingerprinting and disclosure pursuant to such paragraphs where it finds that it has not received sufficient information or information that is comparable to Commission requirements. The Commission may compel attendance, examine, take testimony, and require the production of evidence pursuant to the provisions of Subdivision c of Section 16-504 of the Code as the Commission deems necessary to investigate the truth and accuracy of the information submitted. A fee of six hundred dollars (\$600) per applicant business and six hundred dollars (\$600) per principal thereof [shall] must be paid by the applicant for such investigation.

(b) (1) An application submitted by an applicant business that is a regional subsidiary of or otherwise owned, managed by, or affiliated with a business that has national or international operations [shall] must identify and provide fingerprints and disclosure for those principals for whom such fingerprints and disclosure are required pursuant to Subdivision b of Section 16-508 of the Code. In addition, such application [shall] must be accompanied by:

(i) an organizational chart that clearly identifies relationships between the "parent" company and all affiliates and subsidiaries; and
 (ii) a list, in chart or other form, of all persons not employed by the applicant who have managerial responsibilities for the New York operations of the applicant — *i.e.*, employees of a parent company or an affiliate — and a description of the nature of such responsibilities.

(2) Upon review of the materials submitted pursuant to Subparagraphs (i) and (ii) of Paragraph (1) of this subdivision, the Commission shall require fingerprints and disclosure from additional persons whom it identifies as having "direct management supervisory responsibility for the operations or performance of the applicant" within the meaning of Subdivision b of § [16 508] 16-508 of the Code. Where the Commission requires fingerprints and disclosure with respect to such persons, it shall notify the applicant, identifying such person and specifying the date by which such information [shall] must be submitted.

(c) Following receipt of the license application and the disclosure required by the forms provided by the Commission, the Commission may require such additional information related to such application and disclosure, including without limitation documents and deposition testimony, as the Commission determines is necessary to make a licensing determination.

Section 7. Section 2-02 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 2-02. Information Required on License Application.

An application for a license [shall] must be signed by all persons participating directly or indirectly in the control of the applicant business and by: the proprietor of an applicant if the applicant is a sole proprietorship; every officer and director and stockholder holding ten (10) percent or more of the outstanding shares of a corporation, if the applicant is a corporation; all the partners, if the applicant is a partnership; the chief operating officer or chief executive officer, irrespective of organizational title and all persons or entities having an ownership interest of ten (10) percent or more, if the applicant is any other type of business entity. The application [shall] must be sworn and certified under penalty of criminal prosecution. The application for a license [shall] must include, but not be limited to, the following information:

(a) (i) the name, address, email address designated for communications with the business that will be checked regularly, website (if any), and telephone number(s) of the business submitting such application;
 (ii) the names, addresses, email address(es), telephone number(s), and, if natural persons, the social security numbers of the principals of the applicant business and a description of the positions occupied or ownership interest held by each such principal;
 (iii) the names, job titles, social security numbers, email addresses, and addresses of all other employees or agents, or prospective employees or agents of the applicant, who will perform work directly or indirectly related to trade waste removal; driver's license numbers, with the class and expiration date, or other required operators' licenses, of all employees or agents who will operate vehicles in the business;

(iv) if the applicant is doing business under an assumed name, a Certificate of Assumed Name, certified by the County Clerk if a sole proprietorship or partnership, or by the Secretary of State if a corporation; (v) if the applicant is a sole proprietorship, a notarized copy of the business certificate certified by the County Clerk; (vi) if the applicant is a corporation, a copy of the certificate of incorporation; and
 (vii) if the applicant is a partnership, a copy of partnership papers, certified by the County Clerk.

(b) A disclosure form completed by the applicant business and disclosure forms completed by all of the principals of the business, except as provided in Subdivisions (b) and (c) of Section 2-01 of this subchapter, and disclosure forms completed by employees and agents or prospective employees or agents in the categories specified in Appendix A to this chapter.

(c) A business telephone number and a business address within the City of New York where notices may be delivered and legal process may be served, and where records required by these rules [shall] must be maintained.

(d) A Federal or State tax identification number.

(e) A listing of each vehicle that will be operated pursuant to the license, and the vehicle identification number and registration number of such vehicle and a copy of the insurance card for each such vehicle.

(f) Before a license is issued, an applicant [shall] must submit proof that the following insurance policies have been secured:

(1) The required [workers' compensation and disability benefits coverage] Workers' Compensation and Disability Benefits Coverage, or proof that the applicant is exempt from the [Worker's] Workers' Compensation Law, Section 57, and Subdivision 8 of Section 220 of the Disability Benefits Law [, Section 220, Subdivision 8]. Proof of coverage can be established by submitting the following Workers' Compensation Board forms:

- (i) C-105.2 Application for Certificate of Workers' Compensation Insurance;
- (ii) DB-120.1 Employer's Application for Certificate of Compliance with Disability Benefits Law;
- (iii) S1-12 Affidavit certifying that compensation has been secured.

(2) Proof that no coverage is required can be provided by submitting the following [Worker's] Workers' Compensation Board form:

- (i) C-105.21 Statement that applicant does not require Workers' Compensation or Disability Benefits Coverage.

[(2)] (3) Liability insurance against claims for injuries to persons or damages to property which may arise from or in connection with the licensee's business pursuant to the license. The licensee may purchase such policies in connection with one (1) or more other licensees, provided that the coverages described in this subdivision are maintained.

[(3)] (4) Commercial General Liability Insurance with liability limits of no less than one million dollars (\$1,000,000). The maximum deductible for such insurance shall be no more than twenty[]-five thousand dollars (\$25,000).

[(4)] (5) Business Automobile Liability Insurance covering every vehicle operated by the licensee in his or her business, whether or not owned by the applicant, and every vehicle hired by the licensee with liability limits of no less than one hundred thousand dollars (\$100,000) for personal injury to any one person and three hundred thousand dollars (\$300,000) for personal injury to two (2) or more persons and twenty-five thousand dollars (\$25,000) for damage to property.

[(5)] (6) Employers' Liability Insurance with limits of one million (\$1,000,000) dollars per accident. The policy or policies of insurance required by these rules [shall] must name the Commission as Certificate Holder and [shall] must be endorsed to state that coverage shall not be suspended, voided, canceled, or reduced in coverage or in limits except upon sixty (60) days prior written notice to the Commission. Failure to maintain continuous insurance coverage meeting the requirements of these rules will result in revocation of the license. Such policy or policies of insurance [shall] must be obtained from a company, or companies, duly authorized to do business in the State of New York with a Best's rating of no less than A:X unless specific approval has been granted by the Mayor's Office of Operations to accept a company with a lower rating. Two (2) certificates of insurance effecting the required coverage and signed by a person authorized by the insurer to bind coverage on its behalf, must be delivered to the Commission prior to the effective date of the license. A licensee [shall] must demonstrate that he or she has secured the insurance coverage required pursuant to this section and [shall] must maintain such required insurance coverage throughout the term of the license.

(g) If applicant transports or proposes to transport medical waste, asbestos, or other hazardous materials for which a New York State Waste Transporter permit is required, a copy of such permit must be submitted with the application.

Section 8. Section 2-03 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 2-03. Application for Exemption from Licensing Requirements for Removal of Demolition Debris and a Class 2 Registration.

(a) Class 2 Registration for Business Exempt from Licensing Requirements under Section 16-505(a). A business solely engaged in the removal of waste materials resulting from building demolition, construction, alteration, or excavation, including waste materials resulting from building demolition, construction, alteration, or excavation generated by such business, may, pursuant to Subdivision a of Section 16-505 of the Code, apply to the Commission for exemption from the licensing requirements of Section 16-505 where no principal [(except for a principal of a business solely in either or both of the class seven or the class three category of licensees as defined in rules previously promulgated by the Commissioner of Consumer Affairs pursuant to Subchapter 18 of Chapter 2 of Title 20 of the Code)] of such applicant is a principal of a business or a former business required to be licensed during the past ten (10) years pursuant to this chapter [or such former Subchapter 18].

(b) An application for an exemption pursuant to this section [shall] must be signed by all persons participating directly or indirectly in the control of the applicant business and by: the proprietor of an applicant if the applicant is a sole proprietorship; every officer and director and stockholder holding ten (10) percent or more of the outstanding shares of a corporation, if the applicant is a corporation; all the partners, if the applicant is a partnership; the chief operating officer or chief executive officer, irrespective of organizational title and all persons or entities having an ownership interest of ten (10) percent or more if the applicant is any other type of business entity. The application [shall] must be certified under penalty of criminal prosecution, and [shall] must, in addition, contain:

(1) A statement describing the nature of the applicant business, including a statement that the applicant business removes no waste other than materials resulting from building demolition, construction, alteration, or excavation, and a description of the kinds of waste removed by the applicant business, the types of sites from which such waste is removed, and the nature of the customers of such applicant business.

(2) The names, email addresses, and addresses of the principals of such business, a description of the position occupied or ownership interest held by each such principal, and a statement that no such principal is or was a principal of [(a) a business required to be licensed pursuant to Section 16-505 of the Code [and (b) a business or former business required to be licensed pursuant to former Subchapter 18 of Chapter 2 of Title 20 of the Code, except for businesses solely in the class seven or the class three category of licenses defined in the rules promulgated pursuant to such former subchapter].

(c) Such application [shall] must, in addition, contain the following information:

(1) If applicant transports asbestos or other hazardous materials for which a New York State Department of Environmental Conservation Waste Transporter permit is required, a copy of such permit must be submitted with the application.

(2) If such applicant is doing business under an assumed name, a Certificate of Assumed Name, certified by the County Clerk if a sole proprietorship or partnership or by the Secretary of State if a corporation, and in addition: if a sole proprietorship, a business certificate certified by the County Clerk[,]; if a corporation, a copy of the certificate of incorporation; if a partnership, a copy of partnership papers, certified by the County Clerk.

(3) A business telephone number and a business address within the City of New York where notices may be delivered and legal process may be served, and where records required by these rules [shall] must be maintained.

(4) A Federal or State[,] tax identification number.

(5) A listing of any criminal convictions of the applicant, except where such disclosure is protected by Subdivision 16 of Section 296 of Article 15 of the New York State Executive Law.

(6) A listing of any pending civil or criminal actions in any jurisdiction, except where such disclosure is protected by Subdivision 16 of Section 296 of Article 15 of the New York State Executive Law.

(7) A listing of any judgments finding liability of the applicant in a civil or administrative action related to the conduct of a business bearing a relationship to the removal of trade waste.

(8) A listing of each vehicle that will be operated pursuant to the license, and the vehicle identification number and registration number of such vehicle.

(9) A listing of the employees who will drive vehicles operated pursuant to this license, and the driver's license numbers, driver's license classes, and driver's license expiration dates of such employees.

(10) Evidence of business automobile liability insurance covering every vehicle operated by the applicant in his or her business, whether or not owned by the applicant, and every vehicle hired by the applicant, with liability limits of no less than one hundred thousand dollars (\$100,000) for personal injury to any one person and three hundred thousand dollars (\$300,000) for personal injury to two (2) or more persons and twenty-five thousand dollars (\$25,000) for damage to property. Such insurance policy [shall] must name the Commission as Certificate Holder.

(d) An applicant eligible for an exemption pursuant to this section shall be photographed by the Commission and shall be issued a Class 2 registration by the Commission. Notwithstanding any other provision of this chapter, if at any time [subsequent to] after the issuance of a registration to a business granted an exemption pursuant to this section, the Commission has reasonable cause to believe that any or all of the principals of such business do not possess good character, honesty, and integrity, the Commission may require that such principal(s):

(i) be fingerprinted by a person designated for such purpose by the Commission and pay the fee prescribed by the Division of Criminal Justice Services for the purpose of obtaining criminal history records; and

(ii) submit to the Commission the disclosure required by the form provided by the Commission; provided that the Commission may consider a written statement from an applicant setting forth any special facts with respect to a principal in the applicant's business that the applicant believes should allow exemption of such principal from fingerprinting and disclosure.

Notwithstanding the fingerprinting and disclosure requirements of Paragraphs (i) and (ii) of this subdivision, an applicant may submit, in lieu of such fingerprints and disclosure, copies of submissions to any federal, state or local regulatory entity containing information comparable to that required by the Commission, provided that the Commission may require fingerprinting and disclosure pursuant to such paragraphs where it finds that it has not received sufficient information or information that is comparable to Commission requirements. Following receipt of the disclosure required by the forms provided by the Commission, the Commission may require such additional information related to such disclosure, including without limitation documents and deposition testimony, as the Commission determines is necessary to render determination. The Commission may, after notice and the opportunity to be heard, [revoke the registration of such business] refuse to register such applicant for the reasons set forth in Paragraphs (i) through (x) of Subdivision a of Section 16-509 of the Code.

(e) At any time after the registration of an applicant eligible for an exemption pursuant to this section, the Commission may, after notice and the opportunity to be heard, revoke the registration of such business for the reasons set forth in Paragraphs (i) through (x) of Subdivision a of Section 16-509 of the Code.

(f) If an application for the renewal of a license or registration is not submitted to the Commission within the time period required by the Commission, the Commission may reject the renewal application and require the applicant to file a new application for a license or registration. If a new application is required by the Commission, the provisions pertaining to the application process set forth in Chapter 1 of Title 16-A of the Code and of this subchapter shall apply.

Section 9. Section 2-04 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 2-04. Registration Application.

(a) Class 1 Registration. A person or business required, pursuant to Subdivision b of Section 16-505 of the Code, to register with the Commission to remove, collect, or dispose of trade waste that is generated in the course of operation of such person's business [shall] must submit a registration form, containing the information required by the Commission, including, but not limited to the following:

(1) A list of the names, email addresses, and addresses of all principals of the applicant and a description of the position occupied or ownership interest held by each such principal;

(2) If the applicant is doing business under an assumed name, a Certificate of Assumed Name, certified by the County Clerk if a sole proprietorship or partnership or by the Secretary of State if a corporation, and in addition: if the applicant is a sole proprietorship, a notarized copy of the Certificate of Business, certified by the County Clerk; if a corporation, a copy of the certificate of incorporation and a list of the names and addresses of all principals; if a partnership, a copy of partnership papers, certified by the County Clerk;

(3) A business telephone number and a business address within the City of New York where notices may be delivered and legal process

may be served, and where records required by these rules [shall] must be maintained, and the name of a person of suitable age and discretion who [shall be] is designated as agent for the service of legal process;

(4) A Federal and State tax identification number;

(5) A listing of each vehicle that will be operated pursuant to the registration, and the vehicle identification number and registration number of such vehicle;

(6) A listing of the employees who will drive vehicles operated pursuant to the registration, and the driver's license numbers, the driver's license classes, and the driver's license expiration dates of such employees; and

(7) A listing of the locations from which the registrant will remove trade waste and to which the waste is proposed to be removed; and a description of the kinds of waste removed and the methods used to remove such waste. If the applicant transports asbestos or other hazardous materials for which a New York State Department of Environmental Conservation Waste Transporter permit is required, a copy of such permit must be submitted with the application;

(8) Evidence of business automobile liability insurance covering every vehicle operated by the registrant that will transport waste, whether or not owned by the applicant, and every such vehicle hired by the registrant, with liability limits of no less than one hundred thousand dollars (\$100,000) for personal injury to any one person and three hundred thousand dollars (\$300,000) for personal injury to two (2) or more persons and twenty-five thousand dollars (\$25,000) for damage to property.

(b) Class 2 Trade Waste Broker Registration. An application for registration required by Subdivision b of Section 16-505 of the Code to register as a trade waste broker [shall] must be signed by all persons participating directly or indirectly in the control of the applicant business and by: the proprietor of an applicant if the applicant is a sole proprietorship; every officer and director and stockholder holding ten (10) percent or more of the outstanding shares of a corporation, if the applicant is a corporation; all the partners, if the applicant is a partnership; the chief operating officer or chief executive officer, irrespective of organizational title and all persons or entities having an ownership interest of ten (10) percent or more, if the applicant is any other type of business entity. The application [shall] must be certified under penalty of criminal prosecution. The principal of such applicant shall be photographed by the Commission, and such application [shall] must contain the following information:

(1) The names, [and] addresses, and email addresses of all principals of the applicant and a description of the position occupied or ownership interest held by each such principal;

(2) If such applicant is doing business under an assumed name, a Certificate of Assumed Name, certified by the County Clerk if a sole proprietorship or partnership or by the Secretary of State if a corporation; if a sole proprietorship, a notarized Certificate of Business, certified by the County Clerk; if a corporation, a copy of the certificate of incorporation and a list of the names and addresses of all the principals; if such applicant is a partnership, a copy of partnership papers, certified by the County Clerk.

(3) A business telephone number and a business address within the City of New York where notices may be delivered and legal process may be served, and where records required by these rules [shall] must be maintained, and the name of a person of suitable age and discretion who [shall be] is designated as agent for the service of legal process;

(4) A Federal or State tax identification number;

(5) The names, addresses, email addresses, telephone numbers, social security numbers, and dates of birth of all employees or agents, or prospective employees or agents of the applicant, who will perform work related to the trade waste removal industry;

(6) Where any principal of the applicant business is, or has been at any time during the past ten (10) years, a principal of a trade waste removal business required to be licensed pursuant to Title 16-[A] of the Code [or former Subchapter 18 of Chapter 2 of Title 20 of the Code], a listing of such trade waste removal business and the nature of the involvement of such principal in such business;

(7) A listing of any contractual or other business relationship, at any time during the past ten (10) years, between the applicant business and a trade waste removal business required to be licensed pursuant to Title 16-A of the Code [or former Subchapter 18 of Chapter 2 of Title 20 of the Code];

(8) A listing of any criminal convictions of the applicant, except where such disclosure is protected by Subdivision 16 of Section 296 of Article 15 of the New York State Executive Law;

(9) A listing of any pending civil or criminal actions with respect to the applicant business in any jurisdiction; and

(10) A listing of any suspensions or revocations of licenses or permits held by the applicant for the removal or recycling of trade

waste in any jurisdiction or any judgments or orders finding liability of the applicant in a civil or administrative action related to the conduct of a business that removes or recycles trade waste, a trade waste broker business, or the operation of a dump, landfill, or transfer station.

(c) (1) Notwithstanding any provision of this chapter, the Commission may, when there is reasonable cause to believe that an applicant for registration as a trade waste broker or an applicant for registration to remove, collect, or dispose of trade waste that is generated in the course of operation of such person's business or any or all of the principals of such applicant does not possess good character, honesty, and integrity, require that such applicant or any or all of the principals of such applicant be fingerprinted by a person designated for such purpose by the Commission and pay the fee prescribed by the Division of Criminal Justice Services for the purpose of obtaining criminal history records and provide to the Commission the disclosure required by the form provided by the Commission. Following receipt of such disclosure, the Commission may require such additional information relating to such disclosure, including without limitation documents and deposition testimony, as the Commission determines is necessary to render a determination. The Commission may, after notice and the opportunity to be heard, refuse to register such applicant for the reasons set forth in Paragraphs (i) through (x) of Subdivision a of Section 16-509 of the Code.

(2) If at any time [subsequent to] after the registration of a trade waste broker or the registration of an entity that removes, collects, or disposes of trade waste that is generated in the course of operation of such person's business, the Commission has reasonable cause to believe that any or all of the principals of such business do not possess good character, honesty, and integrity, the Commission may require that such principal(s) be fingerprinted by a person designated for such purpose by the Commission and pay the fee prescribed by the Division of Criminal Justice Services for the purpose of obtaining criminal history records and provide the disclosure required by the form provided by the Commission; provided that the Commission may consider a written statement from an applicant setting forth any special facts with respect to a principal in the applicant's business that the applicant believes should allow exemption of such principal from fingerprinting and disclosure. Notwithstanding the fingerprinting and disclosure requirements of this paragraph, an applicant may submit, in lieu of such fingerprints and disclosure, copies of submissions to any federal, state, or local regulatory entity containing information comparable to that required by the Commission, provided that the Commission may require fingerprinting and disclosure where it finds that it has not received sufficient information or information that is comparable to Commission requirements. Following receipt of disclosure required by the forms provided by the Commission, the Commission may require additional information related to such disclosure, including without limitation documents and deposition testimony, as the Commission determines is necessary to render determination. The Commission may, after notice and the opportunity to be heard, revoke the registration of such business for the reasons set forth in Paragraphs (i) through (x) of Subdivision a of Section 16-509 of the Code.

(3) If an application for renewal of a Class 1 registration or a Class 2 trade waste broker registration is not submitted to the Commission within the time required by the Commission, the Commission may reject the renewal application and require the applicant to file a new application for a Class 1 Registration or a Class 2 Trade Waste Broker Registration. If a new application is required by the Commission, the provisions pertaining to the application process as set forth in Chapter 1 of Title 16-A of the Code and of this subchapter shall apply.

Section 10. Section 2-05 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 2-05. Notification of Arrest, Conviction or Material Change in Information; Addition of New Principal or Employee.

(a) (1) An applicant for a license or a licensee and an applicant for exemption from the requirement for a license or an applicant granted such exemption [shall] must notify the Commission, within ten (10) [calendar] business days, of the arrest or criminal conviction [subsequent to] after the submission of the application of any principal or any employee or agent[, or any prospective employee or agent identified on the application, of which the applicant for a license or the licensee had knowledge or should have known, except where such disclosure is protected by Subdivision 16 of Section 296 of Article 15 of the New York State Executive Law;

(2) An applicant for a license or a licensee [shall] must notify the Commission within ten (10) [calendar] business days of any material change as defined in Section 1-01 of this chapter in the information submitted in an application or disclosure form submitted pursuant to this chapter.

(3) A licensee [shall] must notify the Commission within ten (10) [calendar] business days of contract closing of any change in the capital stock or ownership in the business of the licensee, including but

not limited to a stock transfer or sale of the outstanding shares of the business or sale or merger of such business; provided, however that a business whose equity securities are publicly traded on a national or regional stock or securities exchange [shall be required to make] must [disclosure] disclose [of] only such stock transfer or sale required to be disclosed by the Securities Exchange Commission or other Federal or State regulatory body. Such notification [shall] must include a list of any persons formerly possessing ownership interest in the licensee business who will have any beneficial interest in the current business and a copy of the contract or agreement.

(4) In addition to notification of material change required by any other provision of this chapter, a licensee [shall] must provide the Commission with notice of at least ten (10) business days of the proposed addition of a new principal (other than a person or entity that becomes a principal through the acquisition of outstanding shares of a business whose equity securities are registered under Federal and State securities laws and publicly traded on a national or regional stock or security exchange) to the business of such licensee. The Commission may waive or shorten such period upon a showing that there exists a bona fide business requirement therefor. Except where the Commission determines within such period, based upon information available to it, that the addition of such new principal may have a result inimical to the purposes of this chapter, the licensee may add such new principal pending the completion of review by the Commission. The licensee shall be afforded an opportunity to demonstrate to the Commission that the addition of such new principal pending completion of such review would not have a result inimical to the purposes of this chapter. If upon the completion of such review, the Commission determines that such principal lacks good character, honesty, and integrity, the license shall cease to be valid unless such principal divests his or her interest, or discontinues his or her involvement in the business of such licensee, as the case may be, within the time period prescribed by the Commission.

(b) An applicant for registration and a registrant, including a registrant issued a registration [subsequent to] after the granting of an exemption from the licensing requirement of Subdivision a of Section 16-505 of the Code, [shall] must notify the Commission within ten (10) business days of: (i) the addition of a principal to the business of a registrant [subsequent to] after the submission of the application for registration or exemption from the licensing requirement pursuant to this Chapter; (ii) the arrest or criminal conviction of any principal of a Class 2 registrant of which such applicant or registrant had knowledge or should have known, except where such disclosure is protected by Subdivision 16 of Section 296 of Article 15 of the New York State Executive Law; and (iii) any other material change in the information submitted pursuant to this sub-[]chapter.

(c) Notification pursuant to Paragraphs (2), (3), and (4) of Subdivision (a) and Subdivision (b) of this section [shall] must be sworn and notarized and [shall] must be signed by all persons participating directly or indirectly in the control of the applicant business and by: the proprietor of an applicant if the applicant is a sole proprietorship; every officer and director and stockholder holding ten (10) percent or more of the outstanding shares of a corporation, if the applicant is a corporation; all the partners, if the applicant is a partnership; the chief operating officer or chief executive officer, irrespective of organizational title and all persons or entities having an ownership interest of ten (10) percent or more if the applicant is any other type of business entity. Notification pursuant to Paragraph (i) of Subdivision (a) of this section [shall] must be sworn and notarized and [shall] must be signed by the chief operating officer or chief executive officer, irrespective of organizational title, of the applicant or licensee, as the case may be.

Section 11. Section 2-07 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 2-07. Terms and Fees.

[(a)] The term of a license or registration shall be two (2) years. The fee for investigation of a license applicant shall be five thousand dollars (\$5,000), and the fee for each vehicle in excess of one (1) operated pursuant to a license shall be five hundred dollars (\$500). The fee for investigation of a Class 2 registration applicant pursuant to Section 2-03 of this subchapter shall be three thousand and five hundred dollars (\$3,500), and the fee for each vehicle operated pursuant to a Class 2 registration shall be five hundred dollars (\$500). The fee for investigation of a Class 1 registration applicant shall be one thousand dollars (\$1,000), and the fee for each vehicle operated pursuant to a Class 1 registration shall be four hundred dollars (\$400). There shall be no fee for a Class 1 registrant that is a Not-For-Profit Corporation. The fee for investigation of a trade waste broker registration application shall be five thousand dollars (\$5,000).

[(b)] The fee for a license or registration shall be submitted upon submission of an application for the license or registration.]

Section 12. Section 4-01 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 4-01. Responsibilities of Auditors.

Where the Commission requires, pursuant to Subdivision a of Section

16-511 of the Code, that a licensee enter into a contract with an independent auditor, such licensee [shall] must cooperate with such auditor in the performance of the responsibilities set forth in such contract and this section.

(a) An auditor shall:

- (1) Investigate the activities of the licensee with respect to:
 - (i) compliance with the provisions of Local Law Number 42 for the Year 1996 and the provisions of this chapter;
 - (ii) compliance with all Federal, State, and Local laws applicable to trade waste removal and any rules or regulations promulgated thereunder;
 - (iii) any transfer of ownership interest in the business of the licensee;
 - (iv) any litigation entered into by the licensee against a customer or another licensee or its customer or a trade waste broker;
 - (v) any sales, assignments or purchases of contracts;
 - (vi) any activity of the licensee that may violate laws or regulations prohibiting anti-competitive activities or unfair trade practices; and
 - (vii) any membership in a trade association;
- (2) Audit the books and records of the licensee;
- (3) Have authority to verify employees and capital equipment of the licensee;
- (4) Accompany trucks operated by the licensee in order to verify amounts of trade waste collected and the disposal of such waste;
- (5) Verify the costs and revenues relating to business arrangements of the licensee with truckers, transfer stations, landfills, recycleries, trade waste brokers, and manufacturers, including paper processors and printing establishments; and
- (6) Have such additional duties and responsibilities as the Commission determines are necessary in the case of a licensee in order to ensure that such licensee performs in a manner consistent with the purposes of Local Law Number 42 for the Year 1996.

(b) An auditor [shall] must promptly report the findings of investigations conducted pursuant to this section to the Commission but [shall] must report to the Commission on his or her activities at least on a quarterly basis, except that an auditor [shall] must report immediately to the Commission any [failure of the licensee to cooperate in such investigation,] decisions by the licensee to assign contracts for the removal, collection, or disposal of trade waste, decisions to transfer ownership interest or assets in excess of ten thousand dollars (\$10,000) to another person or entity or the initiation of litigation against a customer, another trade waste removal business or its customer, or a trade waste broker. The licensee must fully cooperate with the auditor, and the auditor must immediately report to the Commission any failure of the licensee to cooperate.

Section 13. Section 4-02 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 4-02. Responsibilities of Monitors.

Where the Commission requires, pursuant to Subdivision b of Section 16-511 of the Code, that an applicant for a license or a licensee enter into a contract with an independent monitor, the applicant or licensee [shall] must cooperate with the monitor in the exercise of his or her responsibilities set forth in such contract and this section. Where an applicant or licensee is subject to a receivership, the applicant or licensee [shall] must furnish the monitor with the relevant orders of the court regarding such receivership.

(a) A monitor shall:

- (1) Investigate the activities of the applicant or licensee with respect to:
 - (i) compliance with the provisions of any court order to which the applicant or licensee is subject;
 - (ii) the provisions of Local Law Number 42 for the Year 1996 and the provisions of this chapter;
 - (iii) compliance with all Federal, State, and Local laws applicable to trade waste removal and any rules or regulations promulgated thereunder;
 - (iv) any transfer of ownership interest in the business of the applicant or licensee;
 - (v) any litigation entered into by the applicant or licensee against a customer or another applicant or licensee or its customer or a trade waste broker;
 - (vi) any sales, assignments, or purchases of contracts;

- (vii) any activity of the applicant or licensee that may violate laws or regulations prohibiting anti-competitive activities or unfair trade practices; and
 - (viii) any membership in a trade association;
 - (2) audit the books and records of the licensee;
 - (3) have authority to verify employees and capital equipment of the applicant or licensee;
 - (4) accompany trucks operated by the applicant or licensee in order to verify amounts of trade waste collected and the disposal of such waste;
 - (5) verify the costs and revenues relating to business arrangements of the applicant or licensee with truckers, transfer stations, landfills, recycleries, trade waste brokers, and manufacturers, including paper processors and printing establishments; and
 - (6) have such additional duties and responsibilities as the Commission determines are necessary in the case of the applicant or licensee in order to ensure that such applicant or licensee performs in a manner consistent with the purposes of Local Law Number 42 for the Year 1996.
- (b) A monitor shall have authority to approve or disapprove:
- (i) the involvement in the conduct of the business of a principal who is a defendant in the criminal action for which the applicant or licensee has been indicted in any particular aspect of the business of the licensee, where the monitor has reasonable cause to believe that such involvement would be inconsistent with the purposes of Local Law Number 42 for the Year 1996;
 - (ii) the assignment of contracts by the applicant or licensee;
 - (iii) the transfer of ownership interest or assets of the applicant or licensee business of ten thousand dollars (\$10,000) and more;
 - (iv) cash expenditures and contracts, with the exception of collective bargaining agreements, for services of ten thousand dollars (\$10,000) and more;
 - (v) membership in a trade association;
 - (vi) litigation against a customer, another applicant or licensee or a customer of such business or a trade waste broker; and
 - (vii) the hiring or firing of personnel when the monitor has reasonable cause to believe that such actions are inconsistent with the purposes of Local Law Number 42 for the Year 1996.

The monitor may, in addition, prohibit persons from the premises of the applicant or licensee or from involvement in the business of the applicant or licensee, when the monitor determines that such prohibition is necessary to effectuate the purposes of Local Law Number 42 for the Year 1996.

- (c) A monitor [shall] must report the findings of investigations conducted pursuant to this section to the Commission on a monthly basis, except that a monitor [shall] must report immediately to the Commission any [failure of the applicant or licensee to cooperate in such investigation,] decisions by the applicant or licensee to assign contracts for the removal, collection, or disposal of trade waste, decisions to transfer ownership interest or assets in excess of ten thousand dollars (\$10,000) to another person or entity, or the initiation of litigation against a customer, another trade waste removal business or its customer, or a trade waste broker. The licensee must fully cooperate with the monitor, and the monitor must immediately report to the Commission any failure of the licensee to cooperate.

Section 14. Section 5-01 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 5-01. Sign or Decal Required; Display of License.

- (a) Every licensee shall provide to every recipient of its services a sign or decal which the licensee shall obtain from the Commission. A licensee shall not provide such a sign or decal to a business unless such licensee has entered into an agreement with such business to provide waste removal services. Such sign or decal shall conspicuously and legibly display the name, address, telephone number, number of license and the day and approximate time of waste collection. Such sign or decal must also identify, by type, each designated recyclable material (as defined in Section 1-01 of Title 16) that will be collected by a licensee and, if applicable, whether a licensee will be using single stream collection and recycling (as defined in Section 1-01 of Title 16) or co-collection of recyclables (as defined in Section 1-01 of Title 16). Any licensee that provides organic waste removal services to a designated covered establishment shall also provide a sign or decal that provides the name of the licensee that collects the designated covered establishment's organic waste. Any licensee that provides organic waste removal services to a designated covered establishment shall also provide the designated covered establishment with a sign or decal that states (i) the name of the licensee that collects the designated covered establishment's organic waste; or (ii) that the licensee transports its organic waste to an entity that provides for

beneficial organic waste reuse; or (iii) that the licensee provides for on-site processing of organic waste generated at its premises.

- (b) Such sign(s) or decal(s) shall be conspicuously posted as prescribed in Section 16-116(b) of the Code by the owner, lessee or person in control of the commercial establishment which receives the licensee's services. The licensee shall provide each sign or decal to the customer and shall inform the customer of its obligation to post the sign or decal in accordance with the requirements of Section 16-116(b) of the Code.

(c) A licensee shall not charge a fee to any business for a sign or decal issued by the Commission.

(d) A licensee shall conspicuously display its license in its place of business.

[(e) All written communications with a customer or potential customer (including, without limitation, receipts and correspondence), all advertisements and the letterhead of a licensee must contain the license number assigned to the licensee by the Commission. The license number must be clearly identified as a Commission license number. Any listing consisting solely of the name, address and telephone number of the licensee need not include the licensee's license number.]

Section 15. Section 5-03 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 5-03. Record Keeping; Customer, Financial and Other Reporting Requirements.

(a) A licensee [shall] must maintain records concerning its business including but not limited to:

- (i) bills and purchase invoices (with notations identifying whether the bill or invoice was paid and, if so, the check number and date),
- (ii) deposit slips,
- (iii) copies of checks received from payors,
- (iv) bank statements,
- (v) cancelled checks,
- (vi) tax returns (copies of Federal, State, and Local returns with all supporting schedules),
- (vii) copies of accountants' workpapers,
- (viii) insurance policies,
- (ix) drivers' route trip sheets,
- (x) collective bargaining agreements,
- (xi) petty cash disbursement records,
- (xii) IRS W-2 forms,
- (xiii) IRS W-4 forms,
- (xiv) IRS 1099 forms,
- (xv) I-9 forms,
- (xvi) internal memoranda concerning the licensee's finances or one (1) or more customers or prospective customers of the licensee,
- (xvii) contracts,
- (xviii) documents concerning route sales and contract assignments,
- (xix) waste surveys,
- (xx) rate schedules,
- (xxi) discount rate lists,
- (xxii) documents concerning mergers, acquisitions, subcontracts, and asset sales,
- (xxiii) copies of cash receipts,
- (xxiv) documents reflecting electronic fund transfers,
- (xxv) written correspondence,
- (xxvi) lists of collection routes and schedules,
- (xxvii) submissions to and notices from the Commission, and
- (xxviii) all documents supporting, evidencing, or used to create the reports, books, journals, registers, and ledgers that the licensee is required to maintain pursuant to this section.

(b) A licensee [shall] must provide each payor with a written receipt for all cash payments setting forth the name and address of the licensee, the license number of the licensee, the date of the payment, the amount of the payment, and the identity of the payor. Each such receipt [shall] must be signed by the licensee or the licensee's authorized agent. A duplicate copy of the receipt [shall] must be kept

by the licensee as part of its books and records. For the purposes of this section, the term "payor" [shall] mean any person who remunerates the licensee for any purpose.

(c) A licensee [shall] must not make any payment in excess of one thousand dollars (\$1,000) in cash or by check made payable to "Petty Cash." [.] A licensee [shall] must not make any check payable to "Cash."

(d) A licensee [shall] must maintain a complete and accurate set of books of account reflecting the operation of the licensee's business. Such books may be maintained on a computerized accounting system[,] and [shall] must be kept on either a cash or an accrual basis of accounting in accordance with Generally Accepted Accounting Principles. The books [shall] must be kept on a quarterly or monthly basis and [shall] must be brought up to date no later than thirty (30) days after the end of each preceding quarter or month. The books [shall] must include the following journals and ledgers:

- (1) Cash Receipts Journal showing for each payment received:
 - (A) the date payment was received;
 - (B) the identity of the payor;
 - (C) the amount of the payment;
 - (D) the check number; and
 - (E) a brief explanation of the purpose of the payment. Payments for routes or contracts sold [shall] must be described in detail.
- (2) Cash Disbursements Journal showing for each payment made:
 - (A) the date payment was made;
 - (B) the identity of the payee;
 - (C) the amount of the payment;
 - (D) the check number; and
 - (E) a brief explanation of the purpose of the payment. Payments for routes or contracts purchased [shall] must be described in detail.
- (3) Disposal Expense Subsidiary Journal showing:
 - (A) details of all expenses incurred;
 - (B) credits (including cash) obtained in connection with disposing or recycling collected waste including:
 - (C) the name of the disposal facility or vehicle or recycling facility,
 - (D) the type of disposal or recycling facilities used ([e.g.,] e.g., landfill, transfer station, or recycling center),
 - (E) the complete address of each disposal facility or vehicle or recycling facility,
 - (F) the date on which the disposal or recycling occurred,
 - (G) the date on which payment was made,
 - (H) the check number,
 - (I) the invoice number,
 - (J) the type of collected waste,
 - (K) the amount of collected waste that was delivered to such disposal or recycling facility or facilities (in compacted cubic yards and tons),
 - (L) the rate charged per cubic yard or ton,
 - (M) the total amount billed by the vehicle or facility, and
 - (N) the amount paid.

The monthly or quarterly closing [shall] must include a total of the amount of collected waste that was delivered to each disposal or recycling facility or vehicle (in compacted cubic yards and tons), a total of the amount billed by each disposal or recycling vehicle and facility, and the amount paid[,] and [shall] must also include a total for each of these categories for all of the vehicles and facilities;

- (4) Payroll Journal showing:
 - (A) the name of the employee;
 - (B) job title and position of the employee;
 - (C) the home address of the employee;
 - (D) the social security number of the employee;
 - (E) [Gross] gross pay;
 - (F) [Deductions] deductions;
 - (G) [Net [Pay] net pay.
- (5) General Journal showing all non-cash transactions

including adjusting entries, reversing entries, correcting entries, and reclassifying entries with explanations.

(6) General Ledger maintaining an account for each kind of asset, liability, capital, income, and expense accounts. Each posting to an account must include date, folio page, and amount. Balances of each account must be updated on a monthly basis.

(7) Customer Subsidiary Ledger [shall] must include a separate account for each customer, arranged alphabetically, showing:

- (A) the name of the customer;
- (B) the address(es) where the waste is collected;
- (C) the customer's billing address;
- (D) telephone number;
- (E) the current negotiated rate per cubic yard or per one hundred (100) pounds charged;
- (F) the actual weekly or monthly charges; and
- (G) the date, check number, and amount of payments.

(8) Fixed Assets Subsidiary Ledger [shall] must include an account or record for each kind of fixed asset, including trucks, containers, and other waste removal equipment, showing:

- (A) the date the asset was acquired;
- (B) the amount paid for the asset;
- (C) a description of the asset including the serial number, VIN number if applicable, make, year of manufacture, capacity, and type;
- (D) estimated life of each asset;
- (E) estimated salvage value of each asset; and
- (F) method of depreciation, additions and disposals, invoice number, and check number.

(9) Accounts Payable Subsidiary Ledger [shall] must show the following for each account:

- (A) the date of purchase;
- (B) the name of the vendor or supplier;
- (C) the amount payable; and
- (D) a brief explanation.

(10) Other Subsidiary Ledgers [shall] must be kept for accounts that are not maintained elsewhere, including subsidiary ledgers for Loans and Notes Payable and Loans and Notes Receivable (which [shall] must include details of each loan and note including the date of the payment, the identity of the debtor or creditor, the form of the payment, and the check number, if applicable).

(e) A licensee [shall] must maintain annual financial statements in a form or computer format prescribed by the Commission. The Commission may require that such financial statements be audited by an independent certified public accountant who is not employed by or related to the licensee or any principal of the licensee and has no financial interest in the licensee or any principal of the licensee. The financial statements [shall] must include a balance sheet, an income statement, a statement of cash flows, and a statement of retained earnings or (if the licensee is a sole proprietorship or partnership) capital. The auditor shall render an opinion as to whether the financial statements accurately reflect the financial position of the licensee as of the balance sheet date and the results of its operations and cash flows for the year ended, except that the auditor need not opine on Paragraphs (3) and (4) of this subdivision. The auditor shall also issue a supplemental opinion on the licensee's compliance with the financial record-keeping and reporting requirements of the Commission. Such supplemental opinion shall detail each and every variance or deviation from the Commission's requirements noted during the auditor's examination of the licensee's financial books and records. The licensee [shall] must certify, and the principal responsible for the licensee's financial affairs [shall] must swear under oath upon penalty of perjury, that the financial statement accurately reflects the licensee's accounts and financial operations. At the completion of the audit, the licensee [shall] must obtain from the auditor copies of the accountant's work papers[,] and [shall] must retain such papers with the licensee's records.

(1) The balance sheet [shall] must include the balance for each group or type of asset, liability, and capital amount at the end of the accounting period.

(2) The income statement [shall] must include the balance of each group or type of income and expense for the accounting period. Income and expenses related to waste removal, collection, disposal, and recycling [shall] must be shown in such a manner as to be traceable from the income statement to the General Ledger, Customer Ledger, Cash Receipts Journal, Cash Disbursements Journal, Disposal Expense

Subsidiary Journal, invoices, cancelled checks, cash receipts, bank statements, and deposit slips.

(3) The following schedules [shall] must be included in the financial statement in support of the balance sheet and income statement:

- (A) a truck and container analysis;
- (B) a schedule of investments;
- (C) allowances for doubtful accounts;
- (D) prepaid expenses;
- (E) miscellaneous current and other assets;
- (F) fixed assets, depreciation, and accumulated depreciation;
- (G) route purchases;
- (H) notes payable and receivable;
- (I) taxes prepaid and accrued;
- (J) miscellaneous current and accrued liabilities;
- (K) capital stock;
- (L) additional paid-in capital;
- (M) retained earnings;
- (N) intangible assets and accumulated amortization; and
- (O) waste collection analysis.

(4) Operating, administrative, and general expenses [shall] must be summarized and [shall] must include schedules as follows:

- (A) a payroll analysis with details of drivers' and helpers' wages, mechanics' wages, workers' compensation insurance, disability insurance, payroll taxes, and pension and welfare fund payments;
- (B) a truck and container analysis with details of garage, rent, gas, oil, tolls, truck insurance, repairs, maintenance, truck rental, license plates, license fees, truck mileage taxes, depreciation, and other related expenses;
- (C) a disposal analysis with details of all expenses incurred, and credits (including cash) obtained in connection with disposing or recycling collected waste including the name of the disposal facility or vehicle or recycling facility, the type of disposal or recycling facilities used (e.g., landfill, transfer station, or recycling center), the complete address of each disposal facility or vehicle or recycling facility, the amount of collected waste that was delivered to such disposal or recycling facility or facilities (in compacted cubic yards and tons), the rate charged per cubic yard or ton, the total amount billed by the vehicle or facility, and the amount paid;
- (D) a compensation schedule for officers, directors, and owners;
- (E) a revenue analysis;
- (F) an analysis of interest paid and received; and
- (G) an amortization expense analysis.

(f) On or before June 30 of each year but not later than six (6) months following the end of the licensee's fiscal year, all licensees [shall] must file a report on a form or computer format prescribed by the Commission. If the Commission requires a revision of the report after review by an auditor on the Commission's staff, an amended report [shall] must be submitted to the Commission no later than the date specified by the Commission. The Commission may require that the annual report include the financial statement described in Subdivision (e) of this section and other information and documents concerning the licensee's operations, including but not limited to: financial information reported on a calendar year basis, the management letter issued by the licensee's auditor to the licensee, and information concerning: affiliations with other licensees; organization and control of the licensee, corporate control over the licensee; corporations controlled by the licensee; officers and directors of the licensee; allocation of recyclables and non-recyclables; security holders of and voting powers within the licensee; subcontracting, management, engineering, and contracts of the licensee.

(g) A licensee [shall] must maintain a complete and accurate Customer Register on a form or in a computer format approved by the Commission[, and file the Customer Register with the Commission].

(1) The Customer Register [shall] contain a list of all customers currently served by the licensee and [shall] include the customer's name and the name of an authorized representative of the customer, any trade name, the address or addresses of service, the billing address, the telephone number, the date on which services commenced, the total charge per month, and such other information as may be specified by Commission directives.

(2) The Customer Register [shall] must state the name [and address] of each putrescible solid waste transfer station, non-

putrescible solid waste transfer station, or other facility used during the period for which the report is submitted. Such report [shall] must also state the total volume or weight and type of designated recyclable materials collected and transported [from each customer pursuant to Paragraphs (1) through (3) of Subdivision (c) of Section 5-12 of this Title;] and/or the total combined volume or weight and type of designated recyclable materials and non-designated materials collected and transported [from each customer pursuant to Paragraph (5) of Subdivision (c) of Section 5-12 of this Title that were delivered] to putrescible solid waste transfer stations, non-putrescible solid waste transfer stations, or other facilities during the period for which the report is submitted.

(3) A complete and up-to-date Customer Register [shall] be filed on January 31 for the period October 1 to December 31; on April 30 for the period January 1 to March 31; on July 31 for the period April 1 to June 30; and on October 31 for the period July 1 to September 30[twice each year: on January 30 for the period from June 1 through December 31, and on July 31 for the period from January 1 through June 30], or as often as ordered by the Commission. In the event that the Commission grants a new license, the newly licensed company [shall] must [submit] file its first Customer Register to the Commission no later than ninety (90) days after the granting of its license, unless otherwise directed by the Commission. This subdivision [shall apply] applies to companies operating with temporary permission of the Commission, pending decision on their license application.

(h) A licensee [shall] must maintain a register of all complaints that such licensee receives from customers or prospective customers.

(i) All records, receipts, documents, journals, ledgers, registers, and books that must be maintained pursuant to this section [shall] must be maintained for five (5) years unless the Commission directs otherwise. This period for record keeping shall only be reduced if the Commission so directs in a specific case in writing. The Commission may in specific instances, in its discretion, require more or less [exacting] detailed and/or frequent record-keeping and reporting requirements and may require the retention of identified records for [a period of time exceeding] more than five (5) years.

(j) All records, receipts, documents, journals, ledgers, registers, and books that must be maintained pursuant to this section [shall] be made available for inspection and audit by the Commission. The Commission may conduct such an inspection or audit at the licensee's place of business or, at the Commission's discretion, at the offices of the Commission. The licensee [shall] must cooperate with the representatives of the Commission conducting any such inspection or audit.

(k) If any due date under this section falls on a weekend or City holiday, the due date shall be deemed to be the first business day following such weekend or holiday.

(l) Repealed.

Section 16. Section 5-05 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 5-05. Agreements and Contracts with Customers; Service to Customers.

(a) Term and form of contract; requirements; service and discontinuation of service; increase of rates.

(1) An oral agreement for the collection, removal, or disposal of trade waste shall be terminable at will by the customer and upon fourteen (14) days' written notice by the licensee. A contract for the collection, removal, or disposal of trade waste shall not exceed two (2) years in duration. A written contract for the removal, collection, or disposal of trade waste that contains no provision regarding duration shall be terminable at will by the customer and upon fourteen (14) days' written notice by the licensee. A written contract [shall] must provide that the licensee [shall] must remove the customer's waste from the location designated by the customer. A sample standard contract form [shall] must be submitted to the Commission [at the time] when an application for a license is submitted, and a licensee [shall] must submit any subsequent changes in the standard form to the Commission thirty (30) days' prior to implementing such change. Nothing in this provision shall be construed to prevent a licensee from negotiating terms at variance with the standard form contract, except that a licensee [shall] must not vary such contract in any manner identified by the Commission as inconsistent with the purposes of Chapter 1 of Title 16-A of the Code by the Commission after review of such standard form.

(2) A licensee [shall] must comply with the service and other terms set forth in the written contract or oral agreement with the customer, including the agreed-upon frequency and [time] schedule for the collection of waste. A schedule agreed to in writing [shall] must not be altered without the written agreement of the customer's owner or authorized representative. When a licensee offers to provide a commercial establishment with trade waste services, the licensee [shall] must provide such customer with a copy of the Commission's informational notice to customers. The licensee [shall] must provide

the customer with such additional informational notices as the Commission shall require throughout the term of service to the customer by the licensee.

(3) A licensee [shall] must not discontinue service to any customer, or raise the rates charged to such customer, unless at least fourteen (14) days' written notice to the customer [shall have been] is given. No contract for the removal, collection, or disposal of waste shall provide that a licensee may discontinue service upon shorter notice.

(4) A written contract will be voidable if:

(i) any portion of the contract is missing material information or is not properly completed;

(ii) the contract is not signed by a person with authority to bind the party on behalf of whom the person has signed; or

(iii) it does not meet the requirements of federal, state, or local law. If one (1) party violates any law in performing under the contract, including the Commission's Rules and Regulations, the other party may terminate the contract by giving fourteen (14) days' written notice.

(b) Subcontracting, assignment of contracts, mergers, and acquisitions.

(1) A licensee [shall] must apply for review by the Commission before subcontracting or assigning a contract and [shall] must seek such review by the Commission thirty (30) days before such subcontract or assignment is proposed to take effect. The Commission may issue any order with respect to the transaction consistent with the purposes of Local Law 42. An assignee or subcontractor of contracts for the removal, collection, or disposal of trade waste [shall] notify, within fifteen (15) days of the effective date of such assignment or subcontract, each party to a contract so assigned of such assignment or subcontract and of the right of such party to terminate such contract upon thirty (30) days' notice during the three (3) months [subsequent to] after receiving notice of such assignment or subcontract. Such notification [shall] must be by certified mail with the receipt of delivery retained by the assignee or subcontractor and [shall] must be upon a form approved by the Commission. Where no written contract exists with a customer for the removal, collection, or disposal of trade waste, a company that assumes such trade waste removal from another company [shall] must provide such customer with notification[,] within fifteen (15) days of such assignment or subcontract, on a form approved by the Commission by certified mail with the receipt for delivery retained by the assignee or subcontractor, that a new company will be providing such trade waste removal, and that the customer has the right to terminate such service. A licensee [shall] must not [act as a subcontractee unless the subcontractor licensee has] enter into a subcontract before [received] receiving express approval for the subcontracting arrangement from the Commission.

(2) A licensee [shall] must apply for review by the Commission before acquiring, selling, or merging with another trade waste removal, collection, or disposal business and [shall] must seek such review by the Commission no later than thirty (30) days before such acquisition, sale, or merger is to take effect. The Commission may issue any order with respect to the intended transaction consistent with the purposes of Local Law 42. The Commission may, in its discretion, require that either the purchaser or seller post a bond or place money in escrow with the Commission in an amount that the Commission believes, in its discretion, is needed to cover any outstanding or potential fines or penalties owed or that may be owed to the Commission, any customer complaints that have been heard pursuant to Section 1-03 of this chapter in regard to which a final determination has not been rendered, and any restitution ordered by the Commission which the selling or dissolving licensee has failed to make to the customer. [In the event that] If the seller fails to post such bond or place money in escrow as set forth in this paragraph, the Commission may seek from the purchaser any and all outstanding fines or penalties for violations of Chapter 1 of Title 16-A of the Code and this chapter[,] and any outstanding ordered customer restitution.

(3) Investigation, inspection, and evaluation fee. The fee for investigation and review of any proposed transaction described in paragraphs (1) and (2) of this subdivision shall be four thousand and five hundred dollars (\$4,500) per entity involved and one thousand and two hundred dollars (\$1,200) per principal involved. After submission to the Commission of an appropriate request for review of such a transaction, the Commission shall notify the parties to the transaction of the total fee amount due and owing, which [shall] must be paid in full within ten (10) days after such notification. The Commission, in its discretion, may waive or reduce fees upon written request in light of one (1) or more of the following reason(s):

(i) specified persons or entities have recently undergone completed background investigations by the Commission;

(ii) the value of the transaction under review is minimal;

(iii) specified persons or entities need not undergo background investigations because of their attenuated connection to the transaction;

(iv) the transaction does not involve the sale, assignment, or other transfer of any accounts or customer contracts (e.g.] e.g., trucks or other non-customer assets);

(v) the transaction involves less than five (5) customers;

(vi) the transaction involves unique characteristics or other mitigating factors that would warrant a reduction or waiver of fees.

(4) Requests for authorization of subcontracting, assignment, and other such arrangements. All trade waste subcontracting, assignment, and similar arrangements must be submitted to the Commission for authorization. Requests for approval of such an arrangement [should] must be submitted in writing to the Commission[;], and the arrangement [shall] must not go forward unless and until it has been approved in advance by the Commission. The request [shall] must identify the customer(s) involved (including name, address, contact person, and contract terms), state the requested length of the arrangement, and describe the business justification for the arrangement. Copies of all affected contracts or proposed contracts must be submitted with the request.

(5) Customer's thirty (30) day termination right during ninety (90) day post-assignment period. During the ninety (90) day period following the assignment or other transfer of a customer contract to another trade waste removal business, the customer has the right to terminate its carting contract on thirty (30) days' notice. All contracts signed by affected customers during the ninety (90) day period subsequent to contract assignment or transfer remain terminable on thirty (30) days' notice throughout the ninety (90) day period, and any such contract signed during that ninety (90) day period must contain prominent notice of this fact.

(c) Customer's contract termination right after denial of license application or revocation of license. During the ninety (90)[-] day period following the effective date of the denial of the license application of a trade waste removal business or the revocation of the license of such a business, the customers of that business have the right to terminate any contracts for trade waste removal entered into during that period, on thirty (30) days' written notice to the other contracting party. Any contract for trade waste removal entered into by any such customer during the ninety (90)[-] day post-denial period shall be terminable at will by the customer throughout that period[,] on said written notice. Any such contract [shall] must contain prominent notice of the customer's right to terminate the contract at any time within such period upon such notice.

(d) Written contract. [At the time] When service to a customer is commenced, the licensee [shall] must take all steps necessary to attempt to reach an agreement with the customer on the terms and conditions of the service to be provided[,] and within forty (40) days of the commencement of service, [shall] must prepare a written contract that clearly and legibly sets forth the terms and conditions of the agreement negotiated by the licensee and the customer[,] and deliver such contract to the customer. Such contract [shall] must provide that it shall be effective only upon being dated and signed by the licensee and the customer's owner or authorized representative and that a change of any term or condition of such contract must be made in writing, dated, and signed by both the licensee and the customer's owner or authorized representative before such term or condition takes effect. The proposed contract offered by the licensee [shall] be accompanied by a notice [that shall state] stating: "You are not required to sign this contract. If you have any questions or complaints, call the Business Integrity Commission at (212) (676-6300) 437-0600." One (1) copy of such signed and dated contract and a copy of any signed and dated amendments must be provided to the customer's owner or authorized representative by the licensee.

(e) Customer's decision not to sign a contract. A customer is not required to sign a contract. If[n the event] a customer fails or refuses to sign a contract that has been tendered to the customer pursuant to subdivision c of this section, a licensee will be deemed to have complied with such subdivision if the licensee complies with the requirements in Paragraphs (1) through (3) of this subdivision[,] provided, however, that a licensee [shall] must not discontinue service to such a customer, or raise the rates charged such a customer, unless at least fourteen (14) days' written notice of such discontinuance or rate increase [shall have been] was given to such customer. Where a written contract with a customer has not been obtained by the licensee, the licensee [shall] must:

(1) demonstrate that a contract has been tendered to the customer in accordance with Subdivision c of this section, within forty (40) days of the commencement of service; and

(2) keep a copy of the contract tendered on file along with the signed returned postal receipt for a period of one (1) year after the eventual discontinuance of service to the customer; and

(3) make available to the Commission upon its request a copy of the contract and the return receipt.

(f) Liability for negligence. No contract or contract amendment shall provide that the licensee is exempt from liability for damage caused by its negligence or the negligence of any of its agents.

(g) Standard bills, statements, invoices. A licensee [shall] must provide a written bill, statement, or invoice at least once every month to each and every customer to which such licensee provides services. Such bill, statement, or invoice must conspicuously contain all of the following:

- (1) the licensee's name, address, telephone number, license number;
- (2) the customer's name and complete address;

(3) a notice to customers as follows: NOTICE TO CUSTOMERS-
-The maximum rate that may be charged by your trade waste removal business is regulated by the New York City Business Integrity Commission. If you should have a question or a complaint concerning waste removal, contact the New York City Business Integrity Commission; and

(4) the maximum rates in effect with a statement indicating that the rates so identified are maximum legal rates and that lower rates may be lawfully charged;

(5) the negotiated rate per cubic yard or per one hundred (100) pounds on which the invoice is based;

(6) an itemized list of charges detailing the cubic yards or weight of putrescible waste removed, recyclables removed, and any additional charges;

- (7) where the customer is being charged on a "flat" or "average" billing basis,
- a. the total charges for waste removal for the billing period;
 - b. an itemized statement of the estimated volume or weight of the putrescible waste removed and the charge for the removal of such waste;
 - c. an itemized statement of the estimated volume or weight, if any, of the recyclable waste removed and the charge for the removal of such waste;
 - d. a statement as to the method by which the estimated volume or weight was determined; and
- (8) a separate statement of sales tax collected.

[On or after February 1, 2009, s] Such bill [shall] must be on a form approved by the Commission.

Section 17. Section 5-07 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 5-07. Employee Information.

[A licensee shall provide to the Commission the names of any employees hired or to whom offers of employment are extended subsequent to the issuance of a license and the information required in regard to employees and such prospective employees on the application for a license pursuant to Section 2-02 of this chapter.] Within 10 business days of hiring an employee or extending an offer of employment to a prospective employee, a licensee or an applicant for a license must provide the Commission with the name of such employee or prospective employee and the information required pursuant to Section 2-02 of this chapter.

Section 18. Section 5-10 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 5-10. License Plates and Vehicle Markings.

(a) Upon issuance of a license, the Commission shall issue to the licensee two (2) license plates for each vehicle that will transport trade waste pursuant to such license and for which a fee has been paid pursuant to Section 2-07 of this chapter. Such plates [shall] must at all times be affixed [in the manner] as prescribed by the Commission to a visible and conspicuous part of each such vehicle. A licensee [shall] must not permit a vehicle to be used in the course of collecting, removing, or disposing of waste that has not been identified and covered by the license and for which a fee has not been paid. A license plate issued by the Commission for such a covered and identified vehicle [shall] must not be transferred to any other vehicle. Upon the sale[,] or dissolution[, suspension or discontinuance, whether voluntary or due to the revocation of a license,] of the business of a licensee, or upon the suspension, revocation, or expiration of a Commission-issued license, such plates [shall] must be [forthwith] immediately surrendered to the Commission. All license plates issued by the Commission are the property of the Commission, and the Commission reserves the right to reclaim such plates at any time.

(b) Each vehicle [shall] must have the name and business address of the licensee lettered legibly in letters and figures not less than eight (8)

inches in height, and in a color that contrasts with the color of the vehicle, on each side of the vehicle body or upon each door of the vehicle cab at all times.

Section 19. Section 6-01 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 6-01. Presentation of Registration to Customer[; Posting of Registration].

A trade waste broker [shall] must not [conduct an evaluation] evaluate or [analysis of] analyze a business' trade waste stream or broker a transaction between a commercial establishment and a trade waste business required to be licensed or registered pursuant to this chapter, unless such broker has first presented a copy of his or her registration to such customer or prospective customer. [A trade waste broker shall conspicuously post the registration issued by the Commission at the broker's place of business.]

Section 20. Section 6-02 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 6-02. Acceptance of Payment.

(a) A trade waste broker who [conducts an evaluation] evaluates or [analysis] analyzes [of] a trade waste stream [shall] must not request or accept any payment in regard to such evaluation or analysis from a party other than the customer or prospective customer for whom such services are performed unless such broker has first disclosed to such customer or prospective customer in writing that the broker proposes to request or accept such payment. A copy of such notice to the customer or prospective customer [shall] must be submitted to the Commission within fifteen (15) days of such disclosure.

(b) A trade waste broker who brokers a transaction between a customer or prospective customer of trade waste removal, collection, or disposal services and a trade waste business required to be licensed or registered pursuant to this chapter [shall] must not request or accept payment from such trade waste business. A trade waste broker [shall] must not broker a transaction between a customer or prospective customer and a trade waste business owned by, operated by, or affiliated with the trade waste broker or any principal thereof without disclosing the relationship between the trade waste broker and the trade waste business to the customer or prospective customer.

(c) A trade waste broker who brokers a transaction between a customer or prospective customer of trade waste removal, collection, or disposal services and a trade waste business required to be licensed or registered pursuant to this chapter [shall] must state in writing to such customer or prospective customer that such broker has examined the rate schedules made available by the Commission pursuant to Section 5-02 of this chapter.

Section 21. Section 6-03 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 6-03. Collection of Fees Prohibited; Contract Duration.

(a) A trade waste broker [shall] must not engage in the collection of fees from commercial establishments for trade waste removal by a trade waste business required to be licensed or registered pursuant to this chapter except where:

- (i) the contract for such fee collection complies with standards set forth in Subdivision (b) of this section;
- (ii) such fee collection is upon the request of the customer; and
- (iii) such fee collection is part of an agreement providing for other services such as periodic waste evaluation and consulting with respect to source separation, recycling, or other business practices relating to trade waste.

(b) A contract that includes a provision for the collection by a trade waste broker of fees for trade waste removal [shall] must be submitted to the Commission and [shall] must set forth:

- (i) the fee charged for such collection,
- (ii) the rates charged by the trade waste removal business,
- (iii) the method of billing employed by the trade waste removal business, and
- (iv) [shall] must provide that the trade waste broker provide the customer with a monthly statement detailing the volume of trade waste removed.

(c) A contract for the provision of brokering services to a commercial establishment [shall] must not exceed two (2) years in duration.

Section 22. Section 6-06 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 6-06. Agreements and Contracts with Customers; Service to Customers.

(a) Trade waste removal providers. A trade waste broker may only arrange for trade waste removal services to be provided by haulers licensed or registered by the Commission, in accordance with Section 16-505 of the Code.

(b) Term and form of contract; requirements; service and

discontinuation of service; increase of rates.

(1) A contract for the services of a trade waste broker entered into after the effective date of this rule shall not exceed two (2) years in duration.

(2) A contract to provide the services of a trade waste broker entered into prior to the effective date of this rule [shall] must terminate on the date provided therein or shall be deemed to terminate no later than two (2) years following such effective date, whichever date is earlier.

(3) A written contract to provide the services of a trade waste broker that contains no provision regarding duration must be terminable at will by either party upon fourteen (14) days' written notice to the other party.

(4) An oral agreement between a customer and a trade waste broker must be terminable at will by either party upon fourteen (14) days' written notice to the other party.

(5) A trade waste broker must not discontinue service to any customer, or raise the rates charged to such customer, unless at least fourteen (14) days' written notice is provided to the customer. No contract for trade waste broker services shall provide that the broker may discontinue service upon shorter notice.]

(6) Where a broker is arranging for an agreement between a customer and a licensee, [provider of trade waste removal, collection, or disposal services,] a written contract [shall] must provide that the [broker] licensee will arrange for removal of the customer's waste from the location designated by the customer, and state the time the waste removal will begin and the rate the customer will pay the [broker] licensee. Where the services to be provided by the broker also include evaluation or analysis of the waste stream, the written contract [shall] must provide a brief description of such evaluation or analysis the broker will perform and the rate the customer will pay to either the broker or the licensee. [A sample standard contract form shall be submitted to the Commission at the time an application for a trade waste broker registration is submitted. Brokers registered prior to the effective date of this rule shall submit a sample standard contract form with their first renewal application submitted after such effective date. A broker must submit any subsequent changes in the standard form to the Commission thirty (30) days prior to implementing such change.] Nothing in this provision should be construed to prevent a broker from negotiating terms at variance with the standard form contract, except that a broker shall not vary such contract in any manner inconsistent with Chapter 1 of Title 16-A of the Code or any provision of these rules.

(7) A trade waste broker must comply with the terms of service and any other terms set forth in the written contract or oral agreement with the customer. A contract agreed to in writing should not be altered without the written agreement of the customer or authorized representative.

(8) The broker must provide the customer with any other additional informational notices required by the Commission throughout the term of service to the customer by the broker.

(c) Written contract. At the time service to a customer is commenced, the trade waste broker must take all steps necessary to attempt to reach an agreement with the customer on the terms and conditions of the service to be provided. Within forty (40) days of the commencement of service, the broker [shall] must prepare a written contract that clearly and legibly sets forth the terms and conditions of the agreement negotiated by the broker and the customer[,], and deliver such contract to the customer. The contract must provide that it is only effective upon being dated and signed by the broker and the customer or authorized representative. Additionally, the contract must specify that a change of any term or condition of such contract must be made in writing, dated, and signed by both the broker and the customer or authorized representative before such term or condition takes effect. The proposed contract offered by the trade waste broker must be accompanied by a notice that states: "You are not required to sign this contract. If you have any questions or complaints, call the Business Integrity Commission at (212) [676-6300]435-0600." The broker must provide one (1) copy of such signed and dated contract and a copy of any signed and dated amendments to the customer or authorized representative.

(d) Customer's decision not to sign a written contract. A customer is not required to sign a written contract. In the event a customer fails or refuses to sign a contract that has been tendered to the customer pursuant to Subdivision (d) of this section a broker will be deemed to have complied with such subdivision if the broker complies with the requirements in Paragraphs (1) through (3) of this subdivision. [However the broker must not discontinue service to the customer, or raise the rates charged, unless at least fourteen (14) days' written notice of such discontinuance or rate increase have been given to the customer.] Where a written contract with a customer has not been obtained by the trade waste broker, the broker [shall] must: (1) Demonstrate that a written contract has been tendered to the customer in accordance with subdivision (d) of this section, within forty (40) days of the commencement of service; (2) Keep a copy of the contract tendered on file along with the signed returned postal receipt for a

period of one (1) year after [the eventual discontinuance of] service to the customer ends; and (3) Make available to the Commission upon its request a copy of the contract and the return receipt.

(e) Liability for negligence. No contract or contract amendment between a broker and a customer may provide that the broker is exempt from liability for damage caused by the broker's negligence or the negligence of any of its agents.

(f) Standard bills, statements, invoices.

(1) A broker must provide a written bill, statement, or invoice at least once every month to each customer to which such broker provides services. Such bill, statement, or invoice must clearly contain all of the following:

(i) The trade waste broker's name, address, telephone number, and registration number;

(ii) The customer's name and complete address;

(iii) The maximum rates in effect with a statement indicating that the rates so identified are maximum legal rates and that lower rates may be lawfully charged;

(iv) The negotiated rate per cubic yard or per one hundred (100) pounds on which the invoice is based;

(v) An itemized list of charges detailing the cubic yards or weight of putrescible waste removed, recyclables removed, and any additional charges;

(vi) Where the customer is being charged on a "flat" or "average" billing basis: a. The total charges for waste removal for the billing period; b. An itemized statement of the estimated volume or weight of the putrescible waste removed and the charge for the removal of such waste; c. An itemized statement of the estimated volume or weight, if any, of the recyclable waste removed and the charge for the removal of such waste; and d. A statement as to the method by which the estimated volume or weight was determined; and

(vii) A separate statement of sales tax collected.

(2) When the trade waste broker has brokered an agreement between a customer and provider of trade waste removal, collection, or disposal services, the broker [shall] must provide a notice to customers as follows, on a form approved by the Commission: NOTICE TO CUSTOMERS-- []The New York City Business Integrity Commission regulates the maximum rate your licensed trade waste hauler may charge. If you should have a question or a complaint concerning waste removal, contact the New York City Business Integrity Commission.

(3) If all trade waste being transported is exempt waste under Section 5-02(a)(3) of this chapter, the Notice shall be as follows: NOTICE TO CUSTOMERS-- [] If you have a question or a complaint concerning waste removal, contact the New York City Business Integrity Commission.

[(g) Subcontracting, assignment of contracts, mergers and acquisitions.

(1) Subcontracting broker services.

(i) A trade waste broker shall apply for review by the Commission before subcontracting or assigning a contract for brokering and shall seek such review by the Commission thirty (30) days before such subcontract or assignment is proposed to take effect. A request for subcontracting or assignment of contract must be submitted on a form prescribed by the commission and must identify the customer(s) involved (including name, address, contact person, and contract terms), state the requested length of the arrangement, and describe the business justification for the arrangement. Copies of all affected contracts or proposed contracts must be submitted with the request. The Commission will not approval such a transaction unless the Commission determines that the transaction is consistent with the purposes of Chapter 1 of Title 16-A of the Administrative Code. A trade waste broker may only subcontract or assign a contract to another trade waste broker registered by the Commission. A trade waste broker must not act as a subcontractee unless the subcontractor broker has received express written approval for the subcontracting arrangement from the Commission.

(ii) Upon approval by the Commission, within fifteen (15) days of the effective date of such assignment or subcontract, an assignee or subcontractor of a broker contract shall notify each party to the contract of such assignment or subcontract and of the right of such party to terminate such contract upon thirty days' notice within three months of receiving notice of such assignment or subcontract. Such notification shall be by certified mail with the receipt of delivery retained by the assignee or subcontractor and shall be upon a form approved by the Commission. Where no written broker contract exists with a customer, within fifteen (15) days of such assignment or subcontract, on a form approved by the Commission, a trade waste broker that assumes responsibility for the broker services from another broker must provide such customer with notification that a new company will be providing broker services and that the customer has

the right to terminate such service. Such notification must be provided by certified mail with the receipt for delivery retained by the assignee or subcontractor.

(2) Mergers and acquisitions. A trade waste broker must apply for review by the Commission before acquiring, merging with, consolidating with, or exchanging any interest of any business that is subject to the Commission's jurisdiction pursuant to Title 16-A of the Administrative Code. Such application for review shall be submitted on a form prescribed by the Commission no later than thirty (30) days before such transaction is to take effect. The Commission will not approve such a transaction unless the Commission determines that the transaction is consistent with the purposes of Chapter 1 of Title 16-A of the Administrative Code. The Commission may, in its discretion, require that either the purchaser or seller post a bond or place money in escrow with the Commission in an amount that the Commission believes, in its discretion, is needed to cover any outstanding or potential fines or penalties owed or that may be owed to the Commission, any customer complaints that have been heard pursuant to Section 1-03 of this chapter in regard to which a final determination has not been rendered, and any restitution ordered by the Commission which the selling or dissolving broker has failed to make to the customer. In the event that the seller fails to post such bond or place money in escrow as set forth in this paragraph, the Commission may seek from the purchaser any and all outstanding fines or penalties for violations of Chapter 1 of Title 16-A of the Code and this chapter and any outstanding customer restitution.

(3) Investigation, inspection, and evaluation fee. The fee for investigation and review of any proposed transaction described in Paragraph 2 of this subdivision shall be four thousand and five hundred dollars (\$4500) per entity involved and twelve hundred (\$1200) per principal involved. After submission to the Commission of an appropriate request for review of such a transaction, the Commission shall notify the parties to the transaction of the total fee amount due and owing. This fee must be paid in full within ten days after such notification. The Commission, in its discretion, may waive or reduce fees upon written request in light of one or more of the following reason(s):

- (i) Specified persons or entities have recently undergone completed background investigations by the Commission;
- (ii) The value of the transaction under review is minimal;
- (iii) Specified persons or entities need not undergo background investigations because of their attenuated connection to the transaction;
- (iv) The transaction does not involve the sale, assignment, or other transfer of any accounts or customer contracts (e.g. trucks or other non-customer assets);
- (v) The transaction involves fewer than 5 customers;
- (vi) The transaction involves unique characteristics or other mitigating factors that would warrant a reduction or waiver of fees.

(4) Customer's thirty (30) day termination right during ninety (90) day post-assignment period. During the ninety (90) day period following any transaction for which Commission approval is required pursuant to this Subdivision (g), the customer has the right to terminate its contract with the broker on thirty (30) days' notice. All contracts signed by affected customers during the ninety (90) day period subsequent to such transaction remain terminable on thirty (30) days' notice throughout the ninety (90) day period and any such contract signed during that ninety (90) day period must contain prominent notice of this fact.]

Section 23. Section 7-01 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 7-01. [Posting] Display of Registration.

[(a)] A registrant [shall] must conspicuously [post] display the registration issued by the Commission at the registrant's place of business.

[(b)] All written communications with a customer or potential customer (including, without limitation, receipts and correspondence), all advertisements and the letterhead of a registrant must contain the registration number assigned to the registrant by the Commission. The registration number must be clearly identified as a Commission registration number. Any listing consisting solely of the name, address and telephone number of the registrant need not include the registrant's registration number.]

Section 24. Section 7-03 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 7-03. License Plates.

(a) Upon issuance of a registration, the Commission shall issue to a registrant who removes trade waste generated in the course of operation of his or her business and to a registrant exempt from the licensing requirements of this chapter two (2) license plates for each

vehicle that will transport trade waste pursuant to such registration and for which a fee has been paid to the Commission pursuant to Section 2-07 of this chapter. A registrant shall not permit a vehicle to be used in the course of collecting, removing, or disposing of waste that has not been identified and covered by the registration and for which a fee has not been paid. A license plate issued by the Commission for such a covered and identified vehicle [shall] must not be transferred to any other vehicle. Upon the sale[,] or dissolution[, suspension or discontinuance, whether voluntary or due to the revocation of such registration, of the business of the registrant,] of the business of a registrant, or upon the suspension, revocation, or expiration of a Commission-issued registration, such plates [shall] must be [forthwith] immediately surrendered to the Commission. All license plates issued by the Commission are the property of the Commission, and the Commission reserves the right to reclaim such plates at any time. Notwithstanding any other provision of this chapter, the penalty for violation of this section shall not exceed five thousand dollars (\$5,000) for each such violation.

(b) []Each vehicle [shall] must have the name and business address of the registrant lettered legibly in letters and figures not less than eight (8) inches in height, in a color that contrasts with the color of the vehicle, on each side of the vehicle body or upon each door of the vehicle cab, in a manner prescribed by the Commission, at all times.

Section 25. Section 11-05 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 11-05. Application for a Wholesale Business or Market Business Registration.

(a) An application for registration or renewal thereof [shall] must be made on a form prescribed by the Commission. The application form [shall] must be certified under penalty of perjury and signed by all principals of the applicant business. The registration application [shall] must include[, without limitation,] all of the following information:

- (1) the name, address, email address designated for communications with the business that will be checked regularly, and telephone number(s) of the business submitting such application;
 - (2) the names, addresses, email address(es), telephone number(s) and social security numbers of all current and past principals of the applicant and a description of the positions occupied or ownership interest held by each such principal;
 - (3) the names, job titles, social security numbers, [and] addresses, and email address of all other employees or agents of the applicant;
 - (4) a list of vehicles used in the course of the applicant's business;
 - (5) employment and business background information on the principals such as the principal's employment history, wholesale or market business interests, and any related business interests;
 - (6) if the applicant is doing business under an assumed name, a Certification of Assumed Name, certified by the County Clerk if a sole proprietorship or partnership, or by the Secretary of State if a corporation;
 - (7) if the applicant business is a sole proprietorship, a notarized copy of the business certificate certified by the County Clerk;
 - (8) if the applicant is a corporation, a copy of the certificate of incorporation;
 - (9) if the applicant is a partnership, a copy of partnership papers, certified by the County Clerk;
 - (10) a listing of the names and addresses of any person having a beneficial interest in the applicant[, and the amount and nature of such interest;
 - (11) a listing of any determination by a Federal, State, or City regulatory agency of a violation by such applicant of laws or regulations relating to the conduct of the applicant's business where such violation has resulted in the suspension or revocation of a permit, license, or other permission required in connection with the operation of such business or in a civil fine, penalty, settlement, or injunctive relief;
 - (12) a listing of all criminal convictions, in any jurisdiction, of the applicant, except where such disclosure is protected by Subdivision 16 of Section 296 of Article 15 of the New York State Executive Law;
 - (13) a Federal or State tax identification number; and
 - (14) such other information that the Commission deems appropriate.
- (b) Notwithstanding any provision of this subchapter:

(1) the Commission may, when there is reasonable cause to believe that an applicant for a registration or any or all of the principals of such applicant does not possess good character, honesty, and integrity, require that such applicant or any or all of the principals of such applicant be fingerprinted by a person designated for such purpose by the Commission, pay the fee prescribed by the Division of Criminal Justice Services for the purpose of obtaining criminal history records, and provide to the Commission the disclosure required by the form provided by the Commission. The Commission also may require such additional information, in lieu of or in addition to such fingerprinting and/or disclosure, including without limitation documents and/or an in-person interview, as the Commission determines is appropriate and reasonable to render a determination. After providing notice and an opportunity to be heard, the Commission may refuse to register such applicant for the reasons set forth in

Section 22-259 of the Code, or defer a decision whether to register such applicant when there is a pending indictment or criminal action or pending civil or administrative action as provided in Paragraph (ii) of Subdivision b of Section 22-259 of the Code.

(2) If at any time [subsequent to] after the registration of a wholesale business or a market business the Commission has reasonable cause to believe that any or all of the principals of such business do not possess good character, honesty, and integrity, the Commission may require that any or all of the principals be fingerprinted by a person designated for such purpose by the Commission, pay the fee prescribed by the Division of Criminal Justice Services for the purpose of obtaining criminal history records, and provide the disclosure required by the form provided by the Commission. The Commission also may require additional information in lieu of or in addition to such fingerprinting and/or disclosure, including without limitation documents and an in-person interview, as the Commission determines is appropriate and reasonable to render a determination.

(c) If an application for the renewal of a registration is not submitted to the Commission within the time period required by the Commission, the Commission may reject the renewal application and require the applicant to file a new application for registration. If a new application is required by the Commission, the provisions pertaining to the application process as set forth in Chapter 1-B of Title 22 of the Code and this subchapter shall apply.

Section 26. Section 11-09 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 11-09. Wholesale Business and Market Business Operations.

(a) Registration not transferable. Wholesale businesses and market businesses [shall] must not transfer their registration or registration numbers as part of the sale of such businesses.

(b) Furnishing and display of registration or registration numbers. A wholesale business or market business [shall] must conspicuously and prominently display its registration certificate issued by the Commission at its place of business.

(c) Recordkeeping. Wholesale businesses or market businesses [shall] must retain copies of all invoices and other documents reflecting deliveries or payments from or to suppliers and customers. Electronic copies of such books and records [shall be] are acceptable. Such bills and records [shall] must accurately reflect the amount of goods or services involved in each transaction, and [shall] must, along with all other records produced or received in the normal course of business, be retained for a minimum of thirty-six (36) months, and [shall] must be made available for immediate inspection and/or copying upon request by the market manager, a designee of the market manager, or an employee of the Commission.

(d) [Worker's] Workers' Compensation Insurance. Wholesale businesses or market businesses [shall] must submit proof that they have obtained the required [Worker's] Workers' Compensation and [disability [benefits [coverage,] Disability Benefits Coverage or that they are exempt from Section 57 of the [Worker's] Workers' Compensation Law[,] and Subdivision [eight] § of Section 220 of the Disability Benefits Law.

(1) Proof of coverage can be established by submitting the following [Worker's] Workers' Compensation Board forms:

- (i) C-105.2 Application for Certificate of [Worker's] Workers' Compensation Insurance;
- (ii) DB-120.1 Employer's Application for Certificate of Compliance with Disability Benefits Law;
- (iii) S1-12 Affidavit certifying that compensation has been secured.

(2) Proof that no coverage is required can be provided by submitting the following Workers[s] Compensation Board form[;]:

- (i) C-105.21 Statement that applicant does not require [Worker's] Workers' Compensation or Disability Benefits Coverage.

(e) Liability insurance. Wholesale businesses or market businesses [shall] must procure and maintain throughout the term of the registration the following types of insurance against claims for injuries to persons or damages to property which may arise from or in connection with the business:

(1) Commercial general liability insurance with liability limits of no less than one million dollars (\$1,000,000) combined single limit per occurrence for bodily injury, personal, and property damage. The maximum deductible for such insurance shall be no more than twenty-five thousand dollars (\$25,000).

(2) Business automobile liability insurance covering every vehicle operated by the wholesale business or market business, whether or not owned by the business, and every vehicle hired by the applicant with liability limits of no less than one million dollars

(\$1,000,000) combined single limit per accident for bodily injury and property damage.

(f) The policy or policies of insurance required by this section [shall] must name the Commission as certificate holder and [shall] must be endorsed to state that the coverage shall not be suspended, voided, canceled, or reduced in coverage or in limits except upon sixty (60) days prior written notice to the Commission. Failure to maintain continuous insurance coverage meeting the requirements of these rules will result in revocation of the registration. Such policy or policies of insurance [shall] must be obtained from a company[,] or companies duly authorized to do business in the State of New York with a Best's rating of no less than A:X unless specific approval has been granted by the Commission to accept a company with a lower rating. [Two (2)] A [certificates] certificate of insurance effecting the required coverage and signed by a person authorized by the insurer to bind coverage on its behalf[,] must be delivered to the Commission prior to the effective date of the [license] registration. Delivery to the Commission's offices may be made in person, by first class mail, or by email to Licensing@bic.nyc.gov. A registrant [shall] must demonstrate that the registrant has secured the insurance coverage required pursuant to this section and [shall] must maintain such required insurance coverage throughout the term of the registration.

(g) Wholesale businesses and market businesses shall be jointly and severally liable for any violation of Chapter 1-B of Title 22 of the Code or of this subchapter by any of their employees or agents.

(h) Each wholesale business and market business [shall] must permit the Commission, or any person designated by the Commission, to enter its premises whenever in the discretion of the Commission such entry is necessary.

Section 27. Section 11-20 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 11-20. Notice.

Unless otherwise provided, all notices pursuant to Chapter 1-B of Title 22 of the Code or this subchapter, including but not limited to notice related to hearings, violations, and [subpoenas] subpoenae, may be served by first class mail addressed to the business address provided to the Commission by the applicant, registrant, or photo identification card holder, or by email to the email address provided to the Commission by the applicant, registrant, or photo identification card holder [or on the registration issued to the business]. All such notices served on an employee or agent may be served by first class mail or by email to the address or email address listed for such employee or agent in the information provided to the Commission. Such notice also may be served by personal service or in any other manner reasonably calculated to achieve actual notice, including but not limited to any method authorized in the Civil Practice Law and Rules.

Section 28. Section 12-08 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 12-08. Information Required on License Application

(a) The application for a loading or unloading license accompanying the response to the request for licensing proposals [shall] must be signed by all principals of the applicant and certified under penalty of perjury.

(b) The application [shall] must include, but not be limited to the following information:

(1) The name, [and] address, email address designated for communications with the business that will be checked regularly, website (if any), and telephone number(s) of the business submitting such application [of the applicant submitting such response] and the names, addresses, email address(es), telephone number(s), and[,] social security numbers of the principals of the applicant business.

(2) (i) If such applicant is a corporation, a copy of the certificate of incorporation and the names and addresses of all officers and directors.

(ii) If such applicant is a partnership, a copy of partnership papers, certified by the County Clerk.

(iii) If such applicant is a limited liability company, a copy of the articles of organization and the names and addresses of all members.

(iv) If the applicant is doing business under an assumed name, a Certificate of Assumed Name, certified by the County Clerk.

(3) Complete responses by the applicant business under an assumed name, a Certificate of Assumed Name, certified by the County Clerk.

(4) The names and addresses and dates of birth of all employees and/or agents of the applicant who will perform work directly or indirectly related to loading or unloading, as the case may be, whether inside or outside the market area; [driver's license numbers, with class and expiration date, or other required operator's licenses, of all

employees and /or agents who will operate vehicles within the market area;] and completed disclosure forms, as required pursuant to Section 22-216 of the Code for each current or identified employee and/or agent who will be required to possess a Class A photo identification card.

(5) A business telephone number and a business address within the City of New York where notices may be delivered and legal process may be served, and where records required by these rules [shall] must be maintained, and the name of a person of suitable age and discretion who [shall] must be designated as agent for the service of legal process.

(6) A tax identification number.

(7) A statement of financial responsibility in the form prescribed by the Commission demonstrating the capacity to conduct the business for which the license is sought and setting forth the amounts and sources of funds used or intended to be used in the operation of the business. Proof of such financial capacity [shall] must include, at a minimum, a demonstration of the current financial ability to pay all monthly expenses relating to required equipment, insurance, personnel, and other items for a period of at least three (3) months.

(8) Proof of insurance required.

(i) Before a license is issued, an applicant [shall] must submit proof that the following insurance policies have been secured:

(A) The required [Worker's Compensation and disability benefits coverage] Workers' Compensation and Disability Benefits Coverage, or proof that the applicant is exempt from Section 57 of the [Worker's] Workers' Compensation Law and Subdivision [eight] 8 of Section 220 of the Disability Benefits Law. Proof of coverage can be established by submitting the following [Worker's] Workers' Compensation Board forms:

(I) C-105.2 Application for Certificate of [Worker's] Workers' Compensation Insurance;

(II) DB-120.1 Employer's Application for Certificate of Compliance with Disability Benefits Law;

(III) S1-12 Affidavit certifying that compensation has been secured;

Proof that no coverage is required can be provided by submitting the following [Worker's] Workers' Compensation Board form:

(IV) C-105.21 Statement that applicant does not require [Worker's] Workers' Compensation or Disability Benefits Coverage.

(B) Liability insurance against claims for injuries to persons or damage to property which may arise from or in connection with the applicant's business pursuant to the license. The applicant may purchase such policies in conjunction with one (1) or more other licensees, provided that the following coverages are maintained:

(I) Commercial general liability insurance with liability limits for unloading businesses of no less than one million dollars (\$1,000,000) and for loading businesses no less than five hundred thousand dollars (\$500,000) combined single limit per occurrence for bodily injury, personal, and property damage. The maximum deductible for such insurance shall be no more than twenty-five thousand dollars (\$25,000).

(II) Business automobile liability insurance covering every vehicle operated by the applicant in its business, whether or not owned by the applicant, and every vehicle hired by the applicant with liability limits of no less than one million dollars (\$1,000,000) combined single limit per accident for bodily injury and property damage.

(ii) The policy or policies of insurance required by this paragraph [shall] must name the Commission as certificate holder and [shall] must be endorsed to state that coverage [shall] must not be suspended, voided, canceled, reduced in coverage, or in limits except upon sixty (60) days prior written notice to the Commission.

(iii) The licensee [shall] must maintain all required insurance coverage throughout the term of the license. Failure to maintain continuous insurance coverage meeting the requirements of these rules will result in the revocation of the license.

(iv) All required policies of insurance [shall] must be obtained from a company, or companies, duly authorized to do business in the State of New York with a Best's rating of no less than A:X unless specific approval has been granted by the Commission to accept a company with a lower rating.

(v) [Two (2)] A certificate[s] of insurance effecting the required coverage and signed by a person authorized by the insurer to bind coverage on its behalf must be delivered to the Commission prior to the effective date of the license. Delivery to the Commission's offices may be made in person, by first class mail, or by email to Licensing@bic.nyc.gov.

(9) Proof of a performance bond, or other security that the Commission in its discretion so requires, in an amount, if any, determined by the Commission that will secure the City for the provision of unloading services or loading services, as the case may be, in the event of a default of a licensee as provided by Section 22-204 or Section 22-206 of the Code. The requirement of a performance bond, or other security that the Commission in its discretion so requires, may be imposed by the Commission at any time, including after a license has been issued.

(c) Requirements for proposals. Responses to requests for proposals [shall] must be in the form prescribed by the Commission and [shall] must contain the proposed information concerning the services to be performed and the conduct of the business described in Subdivision b of Section 22-204 of the Code with respect to unloading licenses and in Subdivision b of Section 22-206 of such Code with respect to loading licenses. The proposal [shall] must be signed by all the principals of the applicant and certified under penalty of perjury.

(d) Examination of records. The Commission may require an applicant to produce for inspection such business records as the Commission deems necessary to verify the truth and accuracy of information submitted pursuant to an application for a license.

Section 29. Section 12-14 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 12-14. Application for a Wholesale Seafood Business and Seafood Delivery Business Registration.

(a) An application or renewal thereof for a wholesale seafood business or a seafood delivery business, pursuant to Sections 22-209 and 22-211 of the Code, [shall] must be made of a form prescribed by the Commission. The application [shall] must be certified under penalty of perjury and signed by all principals of the applicant business. The registration application [shall] must include, but not be limited to, the following information:

- (1) the name, address, email address designated for communications with the business that will be checked regularly, website (if any), and telephone number(s) of the business submitting such application;
- (2) the names, addresses, email address(es), telephone number(s), and social security numbers of all current and past principals of the applicant and a description of the positions occupied or ownership interest held by each such principal;
- (3) the names, job titles, social security numbers, and addresses of all other employees or agents of the applicant;
- (4) a list of vehicles used in the course of the applicant's business;
- (5) employment and business background information on the principals such as the principal's employment history, wholesale or market business interests, and any related business interests;
- (6) if the applicant is doing business under an assumed name, a Certificate of Assumed Name, certified by the County Clerk if a sole proprietorship or partnership, or by the Secretary of State if a corporation;
- (7) if the applicant business is a sole proprietorship, a notarized copy of the business certificate certified by the County Clerk;
- (8) if the applicant is a corporation, a copy of the certificate of incorporation;
- (9) if the applicant is a partnership, a copy of the partnership papers, certified by the County Clerk;
- (10) a listing of the names and addresses of any person having a beneficial interest in the applicant, and the amount and nature of such interest;
- (11) a listing of any determination by a Federal, State, or City regulatory agency of a violation by such applicant of laws or regulations relating to the conduct of the applicant's business where such violation has resulted in the suspension or revocation of a permit, license, or other permission required in connection with the operation of such business or in a civil fine, penalty, settlement, or injunctive relief;
- (12) a listing of all criminal convictions, in any jurisdiction, of the applicant, except where such disclosure is protected by Subdivision 16 of Section 296 of Article 15 of the New York State Executive Law;
- (13) a Federal or State tax identification number; and
- (14) such other information that the Commission deems appropriate.

(b) Notwithstanding any provision of this subchapter:

(1) the Commission may, when there is reasonable cause to believe that an applicant for registration as a wholesale seafood business or seafood delivery business or any or all of the principals of such applicant business does not possess good character, honesty, and integrity, require that any or all such principals be fingerprinted by a person designated for such purpose by the Commission and pay the prescribed fee for the purpose of obtaining criminal history records and provide to the Commission the disclosure required by the form

provided to the Commission. The Commission also may require such additional information, in lieu of or in addition to such fingerprinting and/or disclosure, including without limitation documents and an in-person interview, as the Commission determines is appropriate and reasonable to render a determination.

(2) If at any time subsequent to the registration of a wholesale seafood business or a seafood delivery business, the Commission has reasonable cause to believe that any or all of the principals, employees or agents of such business do not possess good character, honesty, and integrity, the Commission may require that any or all of such principals be fingerprinted by a person designated for such purpose by the Commission and pay the fee prescribed by the Division of Criminal Justice Services for the purpose of obtaining criminal history records and provide the disclosure required by the form provided by the Commission. The Commission also may require additional information, in lieu of or in addition to such fingerprinting and/or disclosure, including, without limitation, documents and an in-person interview, as the Commission determines is appropriate and reasonable to render a determination.

(c) If a renewal application is not submitted to the Commission within the time period required by the Commission, the Commission may reject the renewal application and instead require the applicant to file a new application in accordance with the provisions pertaining to the application process as set forth in Chapter 1-A of Title 22 of the Code and this subchapter.

Section 30. Section 12-15 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 12-15. Wholesale Seafood Business Operations.

(a) Registration not transferable.

(1) A wholesale seafood business [shall] must not transfer its registration or registration number as part of the sale of such business.

(2) A wholesaler [shall] must not allow the use by any other person of the registration or registration number or the name of the business to which such registration has been issued.

(3) A wholesaler [shall] must not allow any other person to place seafood in the space which the wholesaler has subleased from a cooperative association, except that a wholesaler may, as provided in Subdivision d of Section 22-209 of the Code, permit the use of such space by another registered wholesaler who has received a shipment of seafood that cannot be accommodated in the space from which such registered wholesaler operates. No fee may be charged for such temporary use and any such use must be reported to the Commission as soon as practicable, with details specifying the dates, times, and extent of such use. A wholesaler may also, as set forth in Subdivision e of Section 22-209 of the Code and pursuant to the provisions regarding approval of the Commission and limitations upon the charging of fees set forth in such subdivision, allow the use by no more than one (1) other registered wholesaler on other than a temporary basis of no more than forty-nine (49) percent of the space which the wholesaler has subleased from a cooperative association.

(b) Furnishing and display of registration numbers.

(1) A wholesaler [shall] must furnish, by telephone or in writing, to each supplier, distributor, or other person from whom the wholesaler orders or agrees to receive seafood the registration number and the name of the business to which such registration number has been issued.

(2) The name and registration number of a wholesale seafood business [shall] must be affixed and prominently displayed on all premises from which such wholesale seafood business is conducted.

(c) Record keeping.

(1) Wholesalers [shall] must retain copies of all bills from and records of payments to unloaders, suppliers, and shippers of seafood and payment from retailers. Such bills and records [shall] must accurately reflect the amount of seafood involved in each transaction and [shall] must, along with all other records produced in the normal course of business, be retained for a minimum of thirty-six (36) months, and [shall] must be made available for immediate inspection and/or copying upon request by the market manager or a designee of the market manager or an employee of the Commission. Electronic copies of such books and records [shall be] are acceptable.

(2) Wholesalers or a designee of the wholesaler [shall] must sign each bill of lading acknowledging delivery and receipt of the seafood indicated thereon, noting any discrepancies.

(d) [Worker's] Workers' Compensation Insurance. A wholesaler [shall] must submit proof that it has obtained the required [Worker's] Compensation and disability benefits coverage] Workers' Compensation and Disability Benefits Coverage, or that it is exempt from Section 57 of the [Worker's] Workers' Compensation Law, and subdivision [eight] 8 of Section 220 of the Disability Benefits Law.

(1) Proof of coverage can be established by submitting the

following [Worker's] Workers' Compensation Board forms:

(i) C-105.2 Application for Certificate of [Worker's] Workers' Compensation Insurance;

(ii) DB-120.1 Employer's Application for Certificate of Compliance with Disability Benefits Law;

(iii) S1-12 Affidavit certifying that compensation has been secured;

(2) Proof that no coverage is required can be provided by submitting the following [Worker's] Workers' Compensation Board form[;]:

(i) C-105.21 Statement that applicant does not require [Worker's] Workers' Compensation or Disability Benefits Coverage.

(e) Liability insurance. A wholesaler [shall] must procure and maintain throughout the term of the registration the following types of insurance against claims for injuries to persons or damages to property which may arise from or in connection with the wholesale business. The wholesaler may purchase such policies in conjunction with one (1) or more other wholesalers, provided that the following coverages described in this subdivision are maintained with respect to each wholesaler:

(1) Commercial general liability insurance with liability limits of no less than one million dollars (\$1,000,000) combined single limit per occurrence for bodily injury, personal, and property damage. The maximum deductible for such insurance shall be no more than twenty-five thousand dollars (\$25,000).

(2) Business automobile liability insurance covering every vehicle operated by the wholesaler, whether or not owned by wholesaler, and every vehicle hired by the wholesaler with liability limits of no less than one million dollars (\$1,000,000) combined single limit per accident for bodily injury and property damage.

(f) (1) The policy or policies of insurance required by this section [shall] must name the Commission as certificate holder and [shall] must be endorsed to state that the coverage [shall] must not be suspended, voided, canceled, reduced in coverage, or in limits except upon sixty (60) days prior written notice to the Commission.

(2) A wholesaler [shall] must demonstrate that it has secured the insurance coverage required pursuant to this subdivision and [shall] must maintain such required insurance coverage throughout the term of the registration. Failure to maintain continuous insurance coverage meeting the requirements of these rules will result in revocation of the registration.

(3) All required policies of insurance [shall] must be obtained from a company, or companies, duly authorized to do business in the State of New York with a Best's rating of no less than A:X unless specific approval has been granted by the Commission to accept a company with a lower rating.

(4) [Two (2)] A [certificates] certificate of insurance effecting the required coverage and signed by a person authorized by the insurer to bind coverage on its behalf, must be delivered to the Commission prior to the effective date of the [license] registration. Delivery to the Commission's offices may be made in person, by first class mail, or by email to Licensing@bic.nyc.gov.

(g) Payment bond. A wholesaler [shall] must, in the discretion of the Commission, procure and maintain a payment bond or other security ensuring payment to suppliers of such wholesaler or to unloading businesses in an amount, if any, to be determined by the Commission taking into account such factors as the wholesaler's volume of business and credit worthiness. The requirement of a payment bond, or other security that the Commission in its discretion so requires, may be imposed by the Commission at any time, including after a registration has been issued.

Section 31. Section 12-16 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 12-16. Seafood Delivery Operations.

A seafood deliverer shall be subject to the requirements for conducting a seafood delivery business that are contained in this section.

(a) The market manager may designate an area or areas within the market area where seafood deliverers [shall] must park while picking up seafood from wholesalers for delivery.

(b) (1) Seafood deliverers [shall] must possess a valid driver's license as required by Section 501 of the Vehicle and Traffic Law.

(2) All vehicles employed in a seafood delivery business [shall] must possess: proper vehicle registration as required by Section 401 of the Vehicle and Traffic Law; and insurance coverage required by Article 6 of the Vehicle and Traffic Law.

(c) A seafood deliverer [shall] must not offer to sell seafood for sale within the market area for resale to the public unless the seafood deliverer is also registered as a wholesaler.

(d) Seafood deliverers [shall] must comply at all times with all applicable Federal, State, and City regulations regarding the proper handling of seafood.

(e) [Worker's] Workers' Compensation Insurance. A seafood deliverer [shall] must submit proof that it has obtained the required [Worker's] Compensation and disability benefits coverage Workers' Compensation and Disability Benefits Coverage, or that it is exempt from Section 57 of the [Worker's] Workers' Compensation Law, and Subdivision [eight] 8 of Section 220 of the Disability Benefits Law.

(1) Proof of coverage can be established by submitting the following [Worker's] Workers' Compensation Board forms:

(i) C-105.2 Application for Certificate of [Worker's] Workers' Compensation Insurance;

(ii) DB-120.1 Employer's Application for Certificate of Compliance with Disability Benefits Law;

(iii) S1-12 Affidavit certifying that compensation has been secured;

(2) Proof that no coverage is required can be provided by submitting the following Workers[s] Compensation Board form[s];

(i) C-105.21 Statement that applicant does not require [Worker's] Workers' Compensation or Disability Benefits Coverage.

(f) Liability insurance. A seafood deliverer [shall] must procure and maintain throughout the term of the registration the following types of insurance against claims for injuries to persons or damages to property which may arise from or in connection with the seafood deliverer's business. The seafood deliverer may purchase such policies in conjunction with one (1) or more other seafood deliverers, provided that the following coverages described in this subdivision are maintained with respect to each seafood deliverer:

(1) Commercial general liability insurance with liability limits of no less than one million dollars (\$1,000,000) combined single limit per occurrence for bodily injury, personal, and property damage. The maximum deductible for such insurance shall be no more than twenty-five thousand dollars (\$25,000).

(2) Business automobile liability insurance covering every vehicle operated by the seafood deliverer, whether or not owned by the seafood deliverer, and every vehicle hired by the seafood deliverer with liability limits of no less than one million dollars (\$1,000,000) combined single limit per accident for bodily injury and property damage.

(g) (1) The policy or policies of insurance required by this section [shall] must name the Commission as certificate holder and [shall] must be endorsed to state that the coverage [shall] must not be suspended, voided, canceled, reduced in coverage, or in limits except upon sixty (60) days prior written notice to the Commission.

(2) A seafood deliverer [shall] must demonstrate that it has secured the insurance coverage required pursuant to this subdivision and [shall] must maintain such required insurance coverage throughout the term of the registration. Failure to maintain continuous insurance coverage meeting the requirements of these rules will result in revocation of the registration.

(3) All required policies of insurance [shall] must be obtained from a company, or companies, duly authorized to do business in the State of New York with a Best's rating of no less than A:X unless specific approval has been granted by the Commission to accept a company with a lower rating.

(4) [Two (2)] A [certificates] certificate of insurance effecting the required coverage and signed by a person authorized by the insurer to bind coverage on its behalf, must be delivered to the Commission prior to the effective date of the [license] registration. Delivery to the Commission's offices may be made in person, by first class mail, or by email to Licensing@bic.nyc.gov.

Section 32. Section 12-25 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 12-25. Notice.

Unless otherwise provided, all notices pursuant to Chapter 1-A of Title 22 of the Code or this subchapter, including but not limited to notice related to hearings, violations, and [subpoenas] subpoenas, may be served by first class mail addressed to the business address provided to the Commission by the applicant, licensee, registrant, or photo identification card holder, or by email to the email address provided to the Commission by the applicant, licensee, registrant, or photo identification card holder or on the license or registration issued to the business]. All such notices served on an employee or agent may be served by first class mail or by email to the address or email address listed for such employee or agent in the information provided to the Commission. Such notice also may be served by personal service or in any other manner reasonably calculated to achieve actual notice, including but not limited to any method authorized in the Civil Practice Law and Rules.

Section 33. Section 14-07 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 14-07. Issuance of Photo Identification Cards.

(a) A person wishing to apply for a photo identification card [shall] must provide the information required in the application form provided by the Commission, which form [shall] must be signed and certified under penalty of perjury by the applicant. The application [shall] must include, but not be limited to, the following information: name, address, and telephone number(s) of the applicant, the applicant's employment history, the applicant's business interests, and any other such information required by the Commission.

(b) Persons required to have photo identification cards [shall] must notify the Commission of any material change in the information submitted pursuant to Subdivision (a) of this section, including without limitation, any change in employment, as well as any arrests or criminal convictions, except where such disclosure is protected by Subdivision 16 of Section 296 of Article 15 of the New York State Executive Law; and shall notify the Commission, in a signed and notarized writing, of any such change within ten (10) business [calendar] days thereof.

(c) Notwithstanding any provision of this subchapter, the Commission may, when there is reasonable cause to believe that an applicant for or holder of a photo identification card does not possess good character, honesty, and integrity, require that such person be fingerprinted by a person designated for such purpose by the Commission, pay the fee prescribed by the Division of Criminal Justice Services for the purpose of obtaining criminal history records, and provide to the Commission the disclosure required by the form provided by the Commission. The Commission also may require such additional information in lieu of or in addition to such fingerprinting and/or disclosure, including without limitation documents and/or an in-person interview, as the Commission determines is appropriate and reasonable to render a determination.

[(2)] (d) The Commission may refuse to issue a photo identification card for the reasons set forth in Subdivisions b, d, and e of Section 22-259 of the Code[,] or may defer a decision whether to issue such card when there is an indictment or a criminal or civil action pending against or involving the applicant as provided in Paragraph (b)(ii) of such section.

[(d)] (e) Where the staff of the Commission recommends that the Commission refuse, pursuant to Section 22-259 of the Code, to issue a photo identification card, the applicant shall be notified in writing of the reasons for the proposed refusal of such photo identification card and that the applicant may, within ten (10) business days of the date of such notification, respond in writing to the Commission setting forth the reasons such applicant believes that it should not be denied such photo identification card. In the exercise of its discretion, the Commission, considering the reasons for the proposed refusal to issue the photo identification card, the nature of the issues raised in connection therewith, and the response submitted by the applicant, may make a final determination regarding the issuance of such photo identification card or afford the applicant such further opportunity to be heard in such proceeding as is deemed appropriate. A final determination and the reasons therefor shall be communicated to the applicant in writing.

Section 34. Section 14-09 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 14-09. Market Business Operations.

(a) (1) A market business [shall] must not transfer its registration number as part of the sale of such market business.

(2) A market business [shall] must not allow the use by any other person of the registration number or the name of the business to which such registration number has been issued. [In the event that] If a market business seeks to sublease or otherwise allow the use of its premises, or any portion thereof, for the operation of a market business by another person, where such sublease is permitted under the terms of the lease, the [Commissioner] Chairperson may, upon application and payment of the required fee by the prospective sublessee pursuant to the provisions of these rules, issue a registration number to such sublessee. Absent the issuance of such registration number, no market business may permit a sublessee to operate a market business on such premises.

(b) The name and registration number of a market business [shall] must be affixed and prominently displayed on all premises and vehicles from which such market business is conducted.

(c) Market businesses [shall] must retain copies of all invoices and other documents reflecting deliveries or payments from or to suppliers and customers. Such books and records [shall] must accurately reflect the amount of goods or services involved in each transaction, and [shall] must, along with all other records produced or received in the normal course of business, be retained for a minimum of thirty-six (36) months, and [shall] must be made available for immediate inspection

and/or copying upon request by the market manager or a designee of the market manager or an employee of the Commission. Electronic copies of such books and records [shall be] are acceptable.

(d) A market business [shall] must submit proof that it has obtained the required Workers' Compensation and Disability Benefits Coverage, or that it is exempt from Section 57 of the [Worker's] Workers' Compensation Law, and Subdivision [eight] § of Section 220 of the Disability Benefits Law.

(1) Proof of coverage can be established by submitting the following [Worker's] Workers' Compensation Board forms:

- (i) C:105.2 Application for Certificate of [Worker's] Workers' Compensation Insurance;
- (ii) DB-120.1 Employer's Application for Certificate of Compliance with Disability Benefits Law;
- (iii) S1-12 Affidavit certifying that compensation has been secured;

(2) Proof that no coverage is required can be provided by submitting the following [Worker's] Workers' Compensation Board form[;]:

- (i) C-105.21 Statement that applicant does not require [Worker's] Workers' Compensation or Disability Benefits Coverage.

(e) Liability Insurance. A market business [shall] must procure and maintain throughout the term of the registration the following types of insurance against claims for injuries to persons or damages to property which may arise from or in connection with the market business.

(1) Commercial General Liability insurance with liability limits of no less than one million dollars (\$1,000,000) combined single limit per occurrence for bodily injury, personal, and property damage. The maximum deductible for such insurance shall be no more than twenty-five thousand dollars (\$25,000).

(2) Business Automobile Liability Insurance covering every vehicle operated by the market business, whether or not owned by the market business, and every vehicle hired by the applicant with liability limits of no less than one million dollars (\$1,000,000) combined single limit per accident for bodily injury and property damage.

(f) The policy or policies of insurance required by this rule [shall] must name the City of New York and the Commission and any other agency or entity of the City as may be required as parties insured thereunder, and [shall] must be endorsed to state that coverage [shall] must not be suspended, voided, canceled, reduced in coverage, or in limits except upon sixty (60) days prior written notice to the Commission. Failure to maintain continuous insurance coverage meeting the requirements of these rules will result in revocation or suspension of registration. Such policy or policies of insurance [shall] must be obtained from a company, or companies, duly authorized to do business in the State of New York with a Best's rating of no less than A:X unless specific approval has been granted by the Commission to accept a company with a lower rating. [Two (2)] A [certificates] certificate of insurance effecting the required coverage and signed by a person authorized by the insurer to bind coverage on its behalf, must be delivered to the Commission prior to the effective date of the [license] registration. Delivery to the Commission's offices may be made in person, by first class mail or by email to Licensing@bic.nyc.gov. A registrant [shall] must demonstrate that the registrant has secured the insurance coverage required pursuant to this section and [shall] must maintain such required insurance coverage throughout the term of the registration.

(g) A market business shall be jointly and severally liable for any violation of Chapter 1-B of Title 22 of the Code or of this subchapter by any of its employees or agents.

(h) Each market business [shall] must permit the Commission, or any person designated by the Commission, to enter its premises whenever in the discretion of the Commission such entry is necessary.

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: Omnibus Rules Amendments
REFERENCE NUMBER: BIC-6
RULEMAKING AGENCY: Business Integrity Commission

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 a cure period is not practicable under the circumstances.

/s/ Francisco X. Navarro
Mayor's Office of Operations

March 8, 2017
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: Omnibus Rules Amendments
REFERENCE NUMBER: 2016 RG 113
RULEMAKING AGENCY: Business Integrity Commission

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

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

/s/ STEVEN GOULDEN
Acting Corporation Counsel

Date: March 8, 2017

Accessibility questions: Salvador Arrona, (212) 437-0523;
sarrona@bic.nyc.gov, by: Wednesday, May 31, 2017, 10:00 A.M.



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FINANCE

■ NOTICE

Notice of Public Hearing and Opportunity to Comment on Proposed Rule

What are we proposing? The Department of Finance is considering adding rules regarding the adjudication of Summonses (also known as Notices of Violation ("NOVs")) that DOF will issue for certain tobacco violations and synthetic marijuana violations.

When and where is the hearing? The Department of Finance will hold a public hearing on the proposed rule. The public hearing will take place at 11:00 A.M. on May 31, 2017. The hearing will be in the Department of Finance Hearing Room, at 345 Adams Street, 3rd Floor, Brooklyn, NY 11201.

This location has the following accessibility option(s) available: It is wheelchair accessible.

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

- **Website.** You can submit comments to the Department of Finance through the NYC rules website: <http://rules.cityofnewyork.us>.
- **Email.** You can email written comments to MulliganJ@finance.nyc.gov.
- **Mail.** You can mail written comments to NYC Department of Finance, Legal Affairs Division, 345 Adams Street, 3rd Floor, Brooklyn, NY 11201, Attn: John Mulligan.
- **Fax.** You can fax written comments to NYC Department of Finance, Attn: John Mulligan, at (718) 488-2037.
- **Hearing.** You can speak at the public hearing. Anyone who wants to comment on the proposed rule at the public hearing must sign up to speak. You can sign up before the hearing by calling Joan Best at (718) 488-2007, or you can sign up in the Hearing Room before the hearing begins on May 31, 2017. You can speak for up to three minutes.

Is there a deadline to submit written comments? The deadline to submit written comments is May 26, 2017.

What if I need assistance to participate in the hearing? The back entrance of 345 Adams Street is accessible to wheelchair users and others with disabilities. Accessible rest rooms are available. Materials in alternative formats, ASL interpreters, real-time captioning and other accommodations will be made available upon request. You may contact Joan Best (by telephone, (718) 488-2007 or TTY (212) 639-9675, or by email (bestj@finance.nyc.gov), to make your accommodation request. Please provide at least 72 hours' notice prior to the hearing to ensure availability. In order to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public hearings are requested to refrain from using perfume, cologne or other fragrances.

Can I review the comments made on the proposed rule? You can view the comments that have been submitted online by visiting the NYC rules website: <http://rules.cityofnewyork.us/>. A few days after the hearing, copies of all comments concerning the proposed rule will be available to the public at NYC Department of Finance, Legal Affairs Division, 345 Adams Street, 3rd Floor, Brooklyn, NY 11201.

What authorizes Department of Finance to adopt this rule? Administrative Code of the City of New York Sections 10-203, 11-4023, 17-710, 17-716 and 17-717 authorize the Department of Finance to adopt this proposed rule.

Where can I find the Department of Finance's rules? The Department of Finance's rules can be found in Title 19 of the Rules of the City of New York.

What laws govern the rulemaking process? The Department of Finance must meet the requirements of § 1043 of the Charter when creating or amending rules. This notice is made according to the requirements of § 1043 of the Charter.

STATEMENT OF BASIS AND PURPOSE

The Department of Finance is proposing rules related to Local Law 97 of 2013, Local Law 95 of 2015 and Local Law 97 of 2015.

The Sensible Tobacco Enforcement Law ("STE Law") (Local Law 97 of 2013) amended Titles 11 and 17 of the New York City Administrative Code (the "Code"). The law added new tobacco violations to Title 17 of the Code and authorized the Department of Finance (the "Department") to enforce these new and other existing tobacco violations, including the issuance of Summonses (also known as Notices of Violation). The STE Law also authorized the Commissioner of Finance (the "Commissioner") to establish an adjudicative body or select an administrative tribunal to adjudicate these violations and to promulgate rules relating to such violations under Title 17 of the Code. Additionally, the STE Law amended Titles 11 and 20 of the Code to authorize the Commissioner and the Commissioner of Consumer Affairs to order the sealing of premises when multiple violations within a prescribed period occur on the premises.

Thereafter, Local Law 97 of 2015 amended Title 10 of the Code by adding a new § 10-203, which prohibits the manufacture, distribution or sale, and the possession with intent to sell, of any synthetic cannabinoid or synthetic phenethylamine (known as "synthetic marijuana" or "K2"). Among other things, Local Law 97 of 2015 imposed civil penalties for the violation of these prohibitions. Local Law 95 of 2015 amended this new § 10-203 by authorizing the suspension or revocation a cigarette dealer's license for violating § 10-203. The civil penalties set forth in the law may be adjudicated in a proceeding before a tribunal established within the Office of Administrative Trials and Hearings ("OATH") or within an agency designated to conduct such proceedings. The Department is authorized by this local law to establish rules to carry out its provisions.

The Department is proposing the following rules that detail how the penalties will be adjudicated as authorized by the previously mentioned local laws. These rules would:

- Designate the OATH Hearings Division to adjudicate Summonses for tobacco violations
- Designate the OATH Hearings Division to adjudicate Summonses for synthetic marijuana (K2) violations
- Establish procedures for admitting to violations and for settling the alleged violations
- Provide fixed penalties for people who admit or are found in violation- by OATH, and
- Establish procedures for the sealing of premises for a violation of the laws where sealing is authorized for such violation.

Matter underlined is new. Matter in brackets [] is to be deleted.

"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. Title 19 of the Rules of the City of New York is amended by adding a new Chapter 55, to read as follows:

Chapter 55

ADJUDICATION OF CERTAIN NOTICES OF VIOLATION AND SEALING OF PREMISES

SUBCHAPTER A: SCOPE AND APPLICATION

§55-01 Scope and Construction.

This chapter applies to the enforcement by the Department of Finance of matters involving tobacco and synthetic marijuana (also known as "K2") pursuant to various provisions of the New York City Administrative Code. The Commissioner of the Department of Finance (the "Commissioner") hereby designates the Hearings Division of the Office of Administrative Trials and Hearings ("OATH") to adjudicate Summonses issued by the Department alleging tobacco and synthetic marijuana violations. These rules supplement the rules of the Hearings Division of OATH found in Chapter 6 of Title 48 of the Rules of the City of New York. The term "Summons" as used in these rules is defined by the rules of the OATH Hearings Division (Section 6-01 of Title 48 of the Rules of the City of New York) and is the equivalent of a "Notice of Violation" as that term is defined in Titles 10 and 17 of the Administrative Code.

SUBCHAPTER B: SUPPLEMENTAL PROCEDURES

§ 55-11 Admission of Violations Without a Hearing.

A respondent who receives a Summons for a tobacco or synthetic marijuana violation may be given an opportunity to admit to the alleged violation(s). Respondents who admit to the violation in advance of their hearing date will not be required to attend their hearing. In order to make such an admission, a respondent must admit to the violation, pay the indicated penalty amount, and accept any other penalty stated in the Summons (such as license revocation or suspension) prior to the date set forth therein. Such payment may be made by mail, in person or by such other means, including electronic means, as may be authorized by the Commissioner, in the manner prescribed in the Summons. The respondent's admission of the alleged violation(s) will constitute a determination that respondent committed the alleged violation(s).

§55-12 Settlement Agreements.

(a) The Department and a respondent may enter into a written settlement agreement before the hearing date. Any respondent who enters into a settlement agreement with the Department must comply with the terms of such settlement agreement.

(b) Unless the settlement agreement provides otherwise, a settlement agreement will constitute a determination that the respondent committed the alleged violation(s) set forth in the Summons. A settlement agreement has the force and effect of a final decision. Failure of a respondent to comply with the terms of a settlement agreement, in whole or in part, may subject the respondent to additional penalties and/or sanctions, including, where appropriate, a monetary penalty and suspension or revocation of a cigarette or tobacco license.

SUBCHAPTER C: PENALTIES

§ 55-31 Remedies and Penalties.

Respondents who admit to the offenses or are found in violation by OATH may be subject to penalties. The remedies and penalties provided for in this subchapter shall be in addition to any other remedies or penalties provided for the enforcement of such provisions under any other law including, but not limited to, civil or criminal actions or proceedings. Pursuant to New York City Charter § 2203(h) (1), except to the extent that dollar limits are otherwise specifically provided, civil penalties cannot exceed five hundred dollars for each violation.

§ 55-32. Retail Cigarette Dealer Penalty Schedule.

(a) The citations in the schedule of penalties set forth in Schedule A of this Chapter are to Title 17 of the Administrative Code of the City of New York.

(b) The penalties set forth for each section of law or rule also apply to all subdivisions, paragraphs, subparagraphs, clauses, items, or any other provision contained therein. Each such provision charged in the Summons will constitute a separate violation of the law or rule.

(c) First and Subsequent Violations.

(1) For violations of Chapter 7 of Title 17 of the Administrative Code, a first violation means the first time a person has violated such Chapter, whether by admitting to the violation; being found in violation by an OATH hearing officer; or entering into a settlement agreement for any such violation and includes any other violation of such chapter committed on the same day, provided there has been no previous violation on a different day.

(2) For purposes of Section 17-710(a) of the Administrative Code, a second or subsequent violation of the provisions of such Code subjecting the respondent to mandatory license revocation under such Subdivision (a) means a violation has occurred that has been

resolved through any of the dispositions set forth in Paragraph (1) of this subdivision, when there has been a previous violation that occurred on a different day within a three-year period at the same place of business. Pursuant to Section 17-710(a)(5) of such Code, violation of any of the provisions of the Code stated in such Section 17-710(a)(5) shall constitute a basis for determining there has been a previous violation under any of those stated provisions.

(3) For purposes of Section 17-716(b) of the Administrative Code:

(i) A second violation of Section 17-715 of the Code means a violation that has occurred and has been resolved through any of dispositions set forth in Paragraph (1) of this subdivision when there has been a previous violation of such section on a different day within a three-year period at the same place of business;

(ii) A third or subsequent violation of Section 17-715 of the Code subjecting the respondent to mandatory license suspension means a violation of such section that has occurred and has been resolved through any of dispositions set forth in Paragraph (1) of this subdivision when there has been have been two previous violations on different days within a three-year period at the same place of business.

(d) In certain cases, the Department may seek license suspension, revocation, or sealing as permitted by statute. If a respondent is found in violation of multiple provisions that require a suspension period, the suspension periods will run concurrently.

(e) The parties are authorized to present evidence offered to mitigate the license suspension period within the date range marked by two asterisks (**) in Schedule A of this Chapter.

§ 55-33 Synthetic Marijuana (“K2”) Penalty Schedule.

(a) The citations in the schedule of penalties set forth in Schedule B of this Chapter are to Title 10 of the Administrative Code of the City of New York.

(b) The penalties set forth for each section of law or rule also apply to all subdivisions, paragraphs, subparagraphs, clauses, items, or any other provision contained therein. Each such provision charged in the Summons will constitute a separate violation of the law or rule.

(c) For violations of Section 10-203 of the Administrative Code, a first violation subjecting the respondent to a mandatory license suspension means the first time a person has violated that section of the Code whether by admitting to the violation, being found in violation by an OATH hearing officer, or entering into a settlement agreement for any such violation(s) committed on the same day. A second or subsequent violation of such section subjecting the respondent to mandatory license revocation means any violation that has occurred within a three-year period and has been resolved through any such dispositions, and is not a first violation.

(d) In certain cases, the Department may seek license suspension, revocation, or sealing as permitted by statute.

(e) The manufacture, sale, offering for sale, display for sale, distribution for sale or possession with intent to sell of each packet of the substance described in Section 10-203(a) of the Administrative Code shall constitute a separate violation. The maximum penalty for all violations in any one day is \$50,000 for a single person or entity.

SUBCHAPTER D: SEALING

§ 55-41 Orders for Sealing.

(a) Issuance of Order for Sealing. If a basis for sealing exists under Administrative Code Section 11-4023, the Commissioner may, pursuant to that section, issue an order for sealing, directing the Sheriff, another peace officer of the Department, or any police officer to seal the premises as described in subdivision (c) of this section. Such order for sealing shall be enforced in accordance with the procedures set forth in Administrative Code Section 11-4023 and shall constitute the written directive of the Commissioner required under Subdivision (c)(2) of such section.

(b) Posting, Delivery and Mailing of Order for Sealing.

(1) The order for sealing shall be posted as provided in Section 11-4023 of the Administrative Code in a conspicuous place at the premises. A warning notice stating that any perishable property that may spoil or pose a public health hazard may be disposed of by the Sheriff or other officer without further process at the time of the sealing shall also be posted in a conspicuous place in the vicinity of the order for sealing.

(2) At the time of the posting, copies of the order for sealing and the warning notice shall also be delivered at the premises to the respondent or any employee or agent of the respondent. If neither

the respondent nor any employee or agent is at the premises at the time of posting, copies of the order for sealing and the warning notice must be delivered to any natural person at the premises in control or apparent control of such premises. If delivery is to be made to a natural person, and no such natural person is at the premises, no delivery will be required under this paragraph.

(3) Mailing of Order for Sealing. Within two days of the posting required by Paragraph (2), a copy of the order for sealing, together with a copy of the warning notice, must be mailed to the respondent and to the record owner of the premises, if the record owner is different from the respondent, both by registered or certified mail and by regular first class mail.

(i) If the respondent or record owner is a natural person, the mailing of the documents must be sent to the premises, unless the premises is not the residence of such person. If the premises is not the residence of such person, the mailing must be sent as follows: (A) If the Department of Consumer Affairs (“DCA”) or other licensing authority can provide information about the residential address of such person, to the last such address; (B) If DCA or other licensing authority has no information about the residential address of such person, but has business or employment address information, to the last business or employment address known to DCA or other licensing authority; (C) If DCA or other licensing authority has no other address information, to the premises.

(ii) If the respondent or record owner is a corporation, joint-stock or other unincorporated association or a limited liability company, the mailing must be sent to the premises unless the principal place of business is not located at the premises. If the corporation, joint-stock or other unincorporated association or limited liability company is not located at the premises, the mailing must be sent as follows: (A) if DCA or other licensing authority has information about the address of the principal place of business within the State, to such address; (B) if DCA or other licensing authority has no such information but has information about any place of business within the State, to any such address; (C) if DCA or other licensing authority has no other address information, to the premises.

Allegations about such information that affect the mailing address must be set forth in an affidavit and maintained along with the proof of mailing. The order for sealing will be considered served upon the later of the date of posting or the date of the proof of mailing.

(4) For purposes of this section:

(i) The term “other licensing authority” means any agency or authority, other than the petitioner or DCA, which has issued a New York City retail cigarette license to the petitioner;

(ii) The term “record owner of the premises” or “record owner” means the owner of the premises identified in the records of the Office of the City Register of the City of New York (for Manhattan, Brooklyn, Queens, and the Bronx) or the Office of the County Clerk of the County of Richmond (for Staten Island) as of the date of posting;

(iii) Any person in possession or occupation of the premises must also be treated as a respondent if the transfer of the premises was not an arm’s length transaction as defined in Section 17-710(e) of the Administrative Code.

(c) Sealing of Premises Pursuant to Order for Sealing. Ten days after the posting of the order for sealing, and after the mailing of such order for sealing as provided in Paragraph three of Subdivision (b) of this section, the Sheriff or other officer executing an order for sealing must, upon delivery of the order for sealing to any person present in the premises, command all persons present in the premises to vacate such premises forthwith. Upon sealing, the premises must be securely locked and all keys delivered to the Sheriff or other officer serving the order, who thereafter shall deliver the keys to the respondent or any employee or agent of the respondent, or any other appropriate person in control or apparent control of the premises. If neither the respondent nor any employee or agent of the respondent, nor any other appropriate person in control or apparent control of the premises, is present at such premises when the order for sealing is being executed, the Sheriff or other officer must securely padlock the premises and retain the keys until the respondent, record owner or other appropriate person presents identification and/or documentation entitling such person to the possession of the premises, in which event the Sheriff or other officer must deliver the keys to such person.

(d) Inventory Upon Execution of Order for Sealing. The Sheriff or other officer executing an order for sealing must forthwith make an inventory of personal property situated on the premises subject to the order for sealing. Such inventory must be taken in any manner which is deemed likely to evidence a true and accurate representation of the personal property subject to such inventory including, but not limited, to the photographing or videotaping of such personal property. Any perishable property that could spoil or pose a public health hazard may be disposed of by the Sheriff or other officer without further process at the time of the sealing. An inventory of the personal property disposed must be taken in any manner which is deemed likely to evidence a true and accurate representation of the personal property subject to such inventory including, but not limited to the photographing or videotaping of such personal property. Perishable property must be disposed of in accordance with applicable City policies or rules.

(e) Re-posting of Order for Sealing. Upon execution of the order for sealing, the Sheriff or other officer must re-post a copy thereof in a conspicuous place or upon one or more of the principal doors at entrances of such premises where the sealing is being ordered. In addition, the Sheriff or other officer must affix, in a conspicuous place or upon one or more of the principal doors at entrances of such premises, a printed notice that the premises have been sealed by virtue of an order, which notice shall contain the legend printed on a white

card in bold red letters that are at least one-half inch in height stating "Sealed by Order of the Commissioner of Finance", the date of the order, and the name of the Sheriff or other officer or agency posting the notice. The notice shall also state any person who removes the seal on any premises or removes the seal on or makes operable any devices, items or goods sealed or otherwise made inoperable in accordance with an order of the Commissioner shall be guilty of a misdemeanor.

(f) Enforcement of Orders for Sealing Issued by Other City Agencies. Pursuant to a memorandum of understanding or similar written agreement between a City agency and the Department, or upon other written consent of the Commissioner, the Sheriff of the City of New York or any other peace officer of the Department may also enforce an order for sealing authorized under a law other than Section 11-4023 of the Administrative Code, by any agency or official pursuant to applicable law. Under such circumstances, the Sheriff or other peace officer of the Department shall be authorized to enforce such order for sealing. Except as otherwise provided by law, the procedures set forth under this section and under Section 11-4023 of the Administrative Code shall apply to the enforcement of such order for sealing.

(g) No Possession, Ownership or Control of Premises. A sealing by the Sheriff or other officer pursuant to the provisions of this section shall not constitute an act of possession, ownership or control by the Sheriff or other officer of the sealed premises.

SCHEDULE A

Citation	Violation Description	First Violation	First Default	Second Violation	Second Default	Third and Subsequent Violation	Third and Subsequent Default
<u>Admin Code § 17-703</u>	<u>Unlicensed retail cigarette dealer activity (i.e., engaging in any act as retail cigarette dealer without the required license)</u>	<u>\$2,100</u>	<u>\$2,100</u>	<u>\$2,100</u>	<u>\$2,100</u>	<u>\$2,100</u>	<u>\$2,100</u>
<u>Admin Code § 17-703</u>	<u>Operating as a wholesale dealer without a license</u>	<u>\$5,000</u>	<u>\$5,000</u>	<u>\$10,000</u>	<u>\$10,000</u>	<u>\$10,000</u>	<u>\$10,000</u>
<u>Admin Code § 17-703.1</u>	<u>Failure to conspicuously post tax stamp sign</u>	<u>\$500</u>	<u>\$500</u>	<u>\$500</u>	<u>\$500</u>	<u>\$500</u>	<u>\$500</u>
<u>Admin Code § 17-703.2(a)</u>	<u>Selling, offering for sale, possessing or transporting untaxed cigarettes by retail dealer (i.e., cigarettes not in a package bearing a valid tax stamp)</u>	<u>\$1,500</u>	<u>\$2,000</u>	<u>\$4,500 (plus revocation)</u>	<u>\$5,000 (plus revocation)</u>	<u>\$5,000 (plus revocation)</u>	<u>\$5,000 (plus revocation)</u>
<u>Admin Code § 17-703.2(b)</u>	<u>Prohibited sale or purchase of cigarettes by retail dealer (i.e., Sale to an unlicensed cigarette dealer or Purchase from any person other than a licensed wholesale cigarette dealer or a cigarette manufacturer)</u>	<u>\$1,500</u>	<u>\$2,000</u>	<u>\$4,500 (plus revocation)</u>	<u>\$5,000 (plus revocation)</u>	<u>\$5,000 (plus revocation)</u>	<u>\$5,000 (plus revocation)</u>
<u>Admin Code § 17-703.2(c)</u>	<u>Selling, offering for sale, possessing or transporting counterfeit tax stamps by retail dealer</u>	<u>\$1,500</u>	<u>\$2,000</u>	<u>\$4,500 (plus revocation)</u>	<u>\$5,000 (plus revocation)</u>	<u>\$5,000 (plus revocation)</u>	<u>\$5,000 (plus revocation)</u>
<u>Admin Code § 17-703.2(d)</u>	<u>Hiding or concealing untaxed cigarettes or counterfeit tax stamps by retail dealer</u>	<u>\$1,500</u>	<u>\$2,000</u>	<u>\$4,500 (plus revocation)</u>	<u>\$5,000 (plus revocation)</u>	<u>\$5,000 (plus revocation)</u>	<u>\$5,000 (plus revocation)</u>
<u>Admin Code § 17-704</u>	<u>Improper out-of-package sales</u>	<u>\$1,000</u>	<u>\$1,000</u>	<u>\$2,000 (plus revocation)</u>	<u>\$2,000 (plus revocation)</u>	<u>\$2,000 (plus revocation)</u>	<u>\$2,000 (plus revocation)</u>
<u>Admin Code § 17-705</u>	<u>Failure to comply with age restrictions on handling (i.e., 18 or over)</u>	<u>\$1,000</u>	<u>\$1,000</u>	<u>\$2,000 (plus revocation)</u>	<u>\$2,000 (plus revocation)</u>	<u>\$2,000 (plus revocation)</u>	<u>\$2,000 (plus revocation)</u>
<u>Admin Code § 17-706(a)</u>	<u>Unlawful sale of cigarettes, tobacco products, or electronic cigarettes to an individual under 21</u>	<u>\$1,000</u>	<u>\$1,000</u>	<u>\$2,000 (plus revocation)</u>	<u>\$2,000 (plus revocation)</u>	<u>\$2,000 (plus revocation)</u>	<u>\$2,000 (plus revocation)</u>
<u>Admin Code § 17-706(b)</u>	<u>Unlawful sale of non-tobacco shisha, pipes, or rolling papers to an individual under 18</u>	<u>\$1,000</u>	<u>\$1,000</u>	<u>\$2,000 (plus revocation)</u>	<u>\$2,000 (plus revocation)</u>	<u>\$2,000 (plus revocation)</u>	<u>\$2,000 (plus revocation)</u>
<u>Admin Code § 17-706(c)</u>	<u>No minimum age sign violation/missing information on sign</u>	<u>\$500</u>	<u>\$500</u>	<u>\$500</u>	<u>\$500</u>	<u>\$500</u>	<u>\$500</u>
<u>Admin Code § 17-708</u>	<u>Unlawful use of tobacco products on school premises</u>	<u>\$50</u>	<u>\$50</u>	<u>\$50</u>	<u>\$50</u>	<u>\$50</u>	<u>\$50</u>
<u>Admin Code § 17-714</u>	<u>Unlawful sale of herbal cigarettes to persons under 18</u>	<u>\$2,000</u>	<u>\$2,000</u>	<u>\$2,000</u>	<u>\$2,000</u>	<u>\$2,000</u>	<u>\$2,000</u>
<u>Admin Code § 17-715</u>	<u>Unlawful sale of flavored tobacco</u>	<u>\$1,000</u>	<u>\$1,000</u>	<u>\$2,000</u>	<u>\$2,000</u>	<u>\$5,000 (plus 1 to 90 day suspension)**</u>	<u>\$5,000 (plus one year suspension)</u>

SCHEDULE B

Citation	Violation Description	First Violation	First Default	Second and Subsequent Violation	Second Default	Maximum Penalty for Violations in Any One Day
<u>Admin Code §10-203 (a)</u>	<u>Manufacture, sale, offer for sale, display for sale, distribute for sale or possess with intent to sell synthetic marijuana ("K2") in violation of §10-203(a) with commission of no other crime</u>	<u>\$5,000 (plus 30-day suspension)</u>	<u>\$5,000 (plus 30-day suspension)</u>	<u>\$10,000 (plus revocation)</u>	<u>\$10,000 (plus revocation)</u>	<u>\$50,000</u>
<u>Admin Code §10-203(a)</u>	<u>Manufacture, sale, offer for sale, display for sale, distribute for sale or possess with intent to sell synthetic marijuana ("K2") in violation of §10-203(a)</u>	<u>\$10,000 (plus 30-day suspension)</u>	<u>\$10,000 (plus 30-day suspension)</u>	<u>\$10,000 (plus revocation)</u>	<u>\$10,000 (plus revocation)</u>	<u>\$50,000</u>

**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: Adjudication of Summonses Issues for Tobacco and Synthetic Marijuana Violations

REFERENCE NUMBER: 2016 RG 091

RULEMAKING AGENCY: Department of Finance

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: April 18, 2017
Acting Corporation Counsel

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

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

RULE TITLE: Adjudication of Summonses Issues for Tobacco and Synthetic Marijuana Violations

REFERENCE NUMBER: DOF 25

RULEMAKING AGENCY: Department of Finance

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) The proposed rules do not provide a cure period because the violations cannot be corrected or undone. The rules' authorizing statutes also do not provide for a cure period.

/s/ Lauren Greenawalt Date: April 19, 2017
Mayor's Office of Operations



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**OFFICIAL FUEL PRICE (\$) SCHEDULE NO. 7913
FUEL OIL AND KEROSENE**

CONTR. NO.	ITEM NO.	FUEL/OIL TYPE		DELIVERY	VENDOR	CHANGE (\$)	PRICE (\$) EFF. 04/24/2017
3687331	1.0	#2DULS		CITYWIDE BY TW	SPRAGUE	-.0612 GAL.	1.7898 GAL.
3687331	2.0	#2DULS		PICK-UP	SPRAGUE	-.0612 GAL.	1.6851 GAL.
3687331	3.0	#2DULS	WINTERIZED	CITYWIDE BY TW	SPRAGUE	-.0612 GAL.	1.9881 GAL.
3687331	4.0	#2DULS	WINTERIZED	PICK-UP	SPRAGUE	-.0612 GAL.	1.8833 GAL.
3687331	5.0	#1DULS		CITYWIDE BY TW	SPRAGUE	-.0841 GAL.	2.1185 GAL.
3687331	6.0	#1DULS		PICK-UP	SPRAGUE	-.0841 GAL.	2.0137 GAL.
3687331	7.0	#2DULS	>=80%	CITYWIDE BY TW	SPRAGUE	-.0612 GAL.	1.8176 GAL.
3687331	8.0	#2DULS	WINTERIZED	CITYWIDE BY TW	SPRAGUE	-.0612 GAL.	2.1086 GAL.
3687331	9.0	B100	B100<=20%	CITYWIDE BY TW	SPRAGUE	-.0724 GAL.	2.2846 GAL.
3687331	10.0	#2DULS	>=80%	PICK-UP	SPRAGUE	-.0612 GAL.	1.7128 GAL.
3687331	11.0	#2DULS	WINTERIZED	PICK-UP	SPRAGUE	-.0612 GAL.	2.0038 GAL.
3687331	12.0	B100	B100 <=20%	PICK-UP	SPRAGUE	-.0724 GAL.	2.1798 GAL.
3687331	13.0	#1DULS	>=80%	CITYWIDE BY TW	SPRAGUE	-.0841 GAL.	2.1281 GAL.
3687331	14.0	B100	B100 <=20%	CITYWIDE BY TW	SPRAGUE	-.0724 GAL.	2.2935 GAL.
3687331	15.0	#1DULS	>=80%	PICK-UP	SPRAGUE	-.0841 GAL.	2.0233 GAL.
3687331	16.0	B100	B100 <=20%	PICK-UP	SPRAGUE	-.0724 GAL.	2.1887 GAL.
3687331	17.0	#2DULS		BARGE MTF III & ST. WI	SPRAGUE	-.0612 GAL.	1.7504 GAL.
3687192	1.0	JET		FLOYD BENNETT	SPRAGUE	-.0734 GAL.	2.3862 GAL.
3587289	2.0	#4B5		MANHATTAN	UNITED METRO	-.0636 GAL.	1.7528 GAL.
3587289	5.0	#4B5		BRONX	UNITED METRO	-.0636 GAL.	1.7516 GAL.
3587289	8.0	#4B5		BROOKLYN	UNITED METRO	-.0636 GAL.	1.7458 GAL.
3587289	11.0	#4B5		QUEENS	UNITED METRO	-.0636 GAL.	1.7511 GAL.
3587289	14.0	#4B5		RICHMOND	UNITED METRO	-.0636 GAL.	1.8365 GAL.
3687007	1.0	#2B5		MANHATTAN	SPRAGUE	-.0618 GAL.	1.7303 GAL.
3687007	4.0	#2B5		BRONX	SPRAGUE	-.0618 GAL.	1.7193 GAL.
3687007	7.0	#2B5		BROOKLYN	SPRAGUE	-.0618 GAL.	1.7360 GAL.
3687007	10.0	#2B5		QUEENS	SPRAGUE	-.0618 GAL.	1.7322 GAL.
3687007	13.0	#2B5		RICHMOND	SPRAGUE	-.0618 GAL.	1.8966 GAL.

3687007	16.0	#2B10	CITY WIDE BY TW	SPRAGUE	-0.0623	GAL.	1.8978	GAL.
3687007	17.0	#2B20	CITY WIDE BY TW	SPRAGUE	-0.0635	GAL.	1.9373	GAL.
3787198	18.0	#2DULS	CITYWIDE BY TW	SPRAGUE	-0.0612	GAL.	2.0000	GAL.
3787198	19.0	B100	CITYWIDE BY TW	SPRAGUE	-0.0724	GAL.	2.6891	GAL.
3787198	20.0	#2DULS	PICK-UP	SPRAGUE	-0.0612	GAL.	1.8453	GAL.
3787198	21.0	B100	PICK-UP	SPRAGUE	-0.0724	GAL.	2.5344	GAL.
3787250	1.0	#2B5	CITYWIDE BY TW	PACIFIC ENERGY	-0.0618	GAL.	1.7882	GAL.
3787250	2.0	#4B5	CITYWIDE BY TW	PACIFIC ENERGY	-0.0636	GAL.	1.6695	GAL.

NOTE:

3687331	#2DULSB5	95% ITEM 7.0 & 5% ITEM 9.0	CITYWIDE BY TW	SPRAGUE	-0.0618	.0463	1.8410	GAL.
3687331	#2DULSB10	90% ITEM 7.0 & 10% ITEM 9.0	CITYWIDE BY TW	SPRAGUE	-0.0623	GAL.	1.8643	GAL.
3687331	#2DULSB20	80% ITEM 7.0 & 20% ITEM 9.0	CITYWIDE BY TW	SPRAGUE	-0.0635	GAL.	1.9110	GAL.
3687331	#2DULSB5	95% ITEM 10.0 & 5% ITEM 12.0	PICK-UP	SPRAGUE	-0.0618	GAL.	1.7362	GAL.
3687331	#2DULSB10	90% ITEM 10.0 & 10% ITEM 12.0	PICK-UP	SPRAGUE	-0.0623	GAL.	1.7595	GAL.
3687331	#2DULSB20	80% ITEM 10.0 & 20% ITEM 12.0	PICK-UP	SPRAGUE	-0.0635	GAL.	1.8062	GAL.
3687331	#1DULSB20	80% ITEM 13.0 & 20% ITEM 14.0	CITYWIDE BY TW	SPRAGUE	-0.0818	GAL.	2.1611	GAL.
3687331	#1DULSB20	80% ITEM 15.0 & 20% ITEM 16.0	PICK-UP	SPRAGUE	-0.0818	GAL.	2.0563	GAL.
3787198	#2DULSB50	50% ITEM 18.0 & 50% ITEM 19.0	CITYWIDE BY TW	SPRAGUE	-0.0668	GAL.	2.3445	GAL.
3787198	#2DULSB50	50% ITEM 20.0 & 50% ITEM 21.0	PICK-UP	SPRAGUE	-0.0668	GAL.	2.1898	GAL.

**OFFICIAL FUEL PRICE (\$) SCHEDULE NO. 7914
FUEL OIL, PRIME AND START**

CONTR. NO.	ITEM NO.	FUEL/OIL TYPE	DELIVERY	VENDOR	CHANGE (\$)	PRICE (\$) EFF. 04/24/2017
3487119	1.0	#2B5	MANHATTAN	PACIFIC ENERGY	-0.0604 GAL	1.9240 GAL.
3487119	79.0	#2B5	BRONX & MANH CD 10	PACIFIC ENERGY	-0.0604 GAL	1.9240 GAL.
3487119	157.0	#2B5	BKLYN, QUEENS, SI	PACIFIC ENERGY	-0.0604 GAL	1.9240 GAL.

**OFFICIAL FUEL PRICE (\$) SCHEDULE NO. 7915
GASOLINE**

CONTR. NO.	ITEM NO.	FUEL/OIL TYPE	DELIVERY	VENDOR	CHANGE (\$)	PRICE (\$) EFF. 04/24/2017
3187093	1.0	REG UL	CITY WIDE BY TW	SPRAGUE	.0679 GAL	1.8027 GAL.
3187093	2.0	PREM UL	PICK-UP	SPRAGUE	.0471 GAL	1.9639 GAL.
3187093	3.0	REG UL	CITY WIDE BY TW	SPRAGUE	.0679 GAL	1.7377 GAL.
3187093	4.0	PREM UL	PICK-UP	SPRAGUE	.0471 GAL	1.8989 GAL.
3187093	5.0	E85 (SUMMER)	CITY WIDE BY DELIVERY	SPRAGUE	-0.0179 GAL	2.0793 GAL.

NOTE:

The National Oilheat Research Alliance (NORA) will resume full operations in 2015 with the fee expanding to #4 heating oil. This fee will apply to heating oil invoices only. The fee collections began January 1, 2015. All other terms and conditions of these awards remain the same. Please contact this office if you have any questions.

The Bio-Diesel Blender Tax Credit was reinstated for 2014. As of January 1, 2015, the Bio- Diesel Blender Tax Credit has been rescinded for \$1.00 per gallon on B100. Therefore, for deliveries after January 1, 2015, the contractor will be collecting additional fees which will be shown as a separate line item on the invoice. The additional fee for items will range from \$0.05 for B5 to \$0.20 for B20 per gallon, varying on the percentage of biodiesel to be used. Should the tax credit be extended, this additional fee will be discontinued and removed from the invoice.

Federal excise taxes are imposed on taxable fuels, (i.e., gasoline, kerosene, and diesel), when removed from a taxable fuel terminal. This fuel excise tax does not include Leaking Underground Storage Tank (LUST) tax. LUST tax applies to motor fuels for both diesel and gasoline invoices. Going forward, LUST Tax will appear as an additional fee at the rate of \$0.001 per gallon and will be shown as a separate line item on your invoice

REMINDER FOR ALL AGENCIES:

Please send inspection copy of receiving report for all gasoline (E85, UL & PREM) delivered by tank wagon to OCP/Bureau of Quality Assurance (BQA), 1 Centre Street, 18th Floor, New York, NY 10007.

COMPTROLLER

■ NOTICE

NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre Street, Room 629, New York, NY 10007, on 7/21/2017 to the person or persons legally entitled an amount as certified to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Damage Parcel No.	Block	Lot
90	11514	18
366	11555	37
409	11559	23
270	11532	14
97	11515	3
234	11531	12
134	11516	230
190	11530	2
303	11545	1

Acquired in the proceeding entitled: PITKIN AVENUE CROSS BAY BOULEVARD TO 97TH STREET subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

Scott M. Stringer
Comptroller
a24-m5

NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre Street, Room 629, New York, NY 10007, on 7/23/2017 to the person or persons legally entitled an amount as certified to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Damage Parcel No.	Block	Lot
98	11515	4
109	11515	37
194	11530	6
12	11512	13
30	11513	46
192	11530	4
405	11559	16
376	11555	1

Acquired in the proceeding entitled: PITKIN AVENUE CROSS BAY BOULEVARD TO 97TH STREET subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

Scott M. Stringer
Comptroller
a26-m9

NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre Street, Room 629, New York, NY 10007, on 7/16/2017 to the person or persons legally entitled an amount as certified to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Damage Parcel No.	Block	Lot
31	11513	45
41	11513	33
118	11515	24
344	11554	11

Acquired in the proceeding entitled: PITKIN AVENUE CROSS BAY BOULEVARD TO 97TH STREET subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

Scott M. Stringer
Comptroller
a21-m4

NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre Street, Room 629, New York, NY 10007, on 7/17/2017 to the person or persons legally entitled an amount as certified to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Damage Parcel No.	Block	Lot
43	11513	30
186	11530	49
51	11513	22
171	11529	22
15	11512	16
242	11531	21
373	11555	65
75	11514	34
167	11529	18
19	11512	21
386	11555	35
378	11555	4

Acquired in the proceeding entitled: PITKIN AVENUE CROSS BAY BOULEVARD TO 97TH STREET subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

Scott M. Stringer
Comptroller
a20-m3

NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre Street, Room 629, New York, NY 10007, on 7/23/2017 to the person or persons legally entitled an amount as certified to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Damage Parcel No.	Block	Lot
172	11529	23
243	11531	22
184	11530	47
178	11530	40
136	11516	228
195	11530	7
123	11515	8
139	11516	224

Acquired in the proceeding entitled: PITKIN AVENUE CROSS BAY BOULEVARD TO 97TH STREET subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

Scott M. Stringer
Comptroller
a27-m10

NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre Street, Room 629, New York, NY 10007, on 7/14/2017 to the person or persons legally entitled an amount as certified to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Damage Parcel No.	Block	Lot
124	11516	200
11	11512	12
28	11513	48
20	11512	22
368	11555	59
149	11519	126

170 11529 21
416 11561 18

Acquired in the proceeding entitled: PITKIN AVENUE CROSS BAY BOULEVARD TO 97TH STREET subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

Scott M. Stringer
Comptroller
a17-28

NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre Street, Room 629, New York, NY 10007, on 7/28/2017 to the person or persons legally entitled an amount as certified to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Damage Parcel No.	Block	Lot
345	11554	13
117	11515	25
29	11513	47
377	11555	3
179	11530	42
406	11559	17
165	11529	16
199	11530	12
369	11555	60

Acquired in the proceeding entitled: PITKIN AVENUE CROSS BAY BOULEVARD TO 97TH STREET subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

Scott M. Stringer
Comptroller
a28-m11

NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre Street, Room 629, New York, NY 10007, on 7/22/2017 to the person or persons legally entitled an amount as certified to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Damage Parcel No.	Block	Lot
245	11531	24
55	11513	18
180	11530	43
396	11559	50
60	11513	11
56	11513	17

Acquired in the proceeding entitled: PITKIN AVENUE CROSS BAY BOULEVARD TO 97TH STREET subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

Scott M. Stringer
Comptroller
a25-m8

NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre Street, Room 629, New York, NY 10007, on 7/16/2017 to the person or persons legally entitled an amount as certified to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Damage Parcel No.	Block	Lot
152	11519	123
176	11530	38
404	11559	15
288	11533	42
410	11559	25
91	11514	17
81	11514	27
237	11531	15
201	11530	14

Acquired in the proceeding entitled: PITKIN AVENUE CROSS BAY BOULEVARD TO 97TH STREET subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

Scott M. Stringer
Comptroller
a19-m2

OFFICE OF MANAGEMENT AND BUDGET

■ NOTICE

**DEPARTMENT OF CITY PLANNING
OFFICE OF MANAGEMENT AND BUDGET
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
NOTICE OF PROPOSED PROGRAM CHANGES TO THE 2017
CONSOLIDATED PLAN
NOTICE OF AVAILABILITY OF THE PROPOSED CITY FISCAL
YEAR 2018
COMMUNITY DEVELOPMENT PROGRAM
DESCRIPTIONS & BUDGET**

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

Modification to the Community Development Block Grant Program (CD)

Pursuant to Section 91.105(c) of the Department of Housing and Urban Development’s (HUD) Consolidated Plan Regulations, the City proposes changes in the 2017 Consolidated Plan/Forty-Third Community Development Program Year (CD 43), effective July 1, 2017. The proposed changes are identified in the “Proposed City Fiscal Year 2018 Community Development Program.” This document contains the Proposed City Fiscal Year 2018 budget, the Proposed Revised CD Year 43 budget (which will be incorporated into the Proposed Amended 2017 Consolidated Plan) and the Proposed CD 44 budget. This document is not related to Community Development Block Grant – Disaster Recovery funding.

Beginning Thursday, April 27, 2017, the “Proposed City Fiscal Year 2018 Community Development Program” document will be available, one copy per person or organization, at the following locations and times:

The Department of City Planning The Book Store 120 Broadway, 31 st Floor New York, NY 10271 Monday: 10:00 A.M. to 12:00 P.M. (Walk-Ins from 10:00 A.M. to 11:00 A.M.) Wednesday: 1:00 P.M. to 3:00 P.M. (Walk-Ins from 2:00 P.M. to 3:00 P.M.) Closed: Tuesday, Thursday, & Friday	Office of Management and Budget 255 Greenwich Street, 8th Floor Reception Area New York, NY 10007 Monday – Friday: 10:00 A.M. to 5:00 P.M.
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The Proposed City Fiscal Year 2018 Community Development Program document will also be made available for downloading in Adobe PDF format through the Internet via the Department of City Planning’s **website at www.nyc.gov/planning**.

Written comments on the proposed changes should be directed to Charles V. Sorrentino, Consolidated Plan Coordinator, Department of City Planning, 120 Broadway, 31st Floor, New York, NY 10271, (email: **Con-PlanNYC@planning.nyc.gov**) by close of business, May 30, 2017.

City of New York: Marisa Lago, Director, Department of City Planning
Dean Fuleihan, Director, Office of Management and Budget

Date: April 27, 2017.

a27-m3

MAYOR’S OFFICE OF CONTRACT SERVICES

■ NOTICE

Notice of Intent to Issue New Solicitation(s) Not Included in FY 2017 Annual Contracting Plan and Schedule

NOTICE IS HEREBY GIVEN that the Mayor will be issuing the following solicitation(s) not included in the FY 2017 Annual Contracting Plan and Schedule that is published pursuant to New York City Charter § 312(a):

Agency: Department of Parks & Recreation
Description of services sought: VOIP Wiring

Start date of the proposed contract: 7/1/2017
End date of the proposed contract: 6/30/2019
Method of solicitation the agency intends to utilize: Intergovernmental
Personnel in substantially similar titles within agency:
Telecommunication Worker
Headcount of personnel in substantially similar titles within agency: 5
Agency: Department of Parks & Recreation
Description of services sought: VOIP Wiring
Start date of the proposed contract: 7/1/2017
End date of the proposed contract: 6/30/2019
Method of solicitation the agency intends to utilize: Task Order
Personnel in substantially similar titles within agency:
Telecommunication Worker
Headcount of personnel in substantially similar titles within agency: 5

Agency: Department of Parks & Recreation
Description of services sought: VOIP System Purchase and Installation
Start date of the proposed contract: 7/1/2017
End date of the proposed contract: 6/30/2019
Method of solicitation the agency intends to utilize: Intergovernmental
Personnel in substantially similar titles within agency: None
Headcount of personnel in substantially similar titles within agency: 0
Agency: Department of Parks & Recreation
Description of services sought: VOIP System Purchase and Installation
Start date of the proposed contract: 7/1/2017
End date of the proposed contract: 6/30/2019
Method of solicitation the agency intends to utilize: Task Order
Personnel in substantially similar titles within agency: None
Headcount of personnel in substantially similar titles within agency: 0

a28

CHANGES IN PERSONNEL

BOARD OF ELECTION POLL WORKERS
FOR PERIOD ENDING 04/07/17

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Lists names like DAUD, DAPA, DAS, etc.

BOARD OF ELECTION POLL WORKERS
FOR PERIOD ENDING 04/07/17

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Lists names like DEBRAH, DEFREITAS, DEL ROSARIO, etc.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Lists names like FORTUNA, FRANCISCO, FRANKEL, etc.

BOARD OF ELECTION POLL WORKERS
FOR PERIOD ENDING 04/07/17

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Lists names like GAMALELDIN SR, GAMBELA, GANDHI, etc.

BOARD OF ELECTION POLL WORKERS
FOR PERIOD ENDING 04/07/17

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Lists names like GRIFFITH, GUFFY, GUMANEH, etc.

JANG ERIN S 9POLL \$1.0000 APPOINTED YES 01/01/17 300
JANG NOEL H 9POLL \$1.0000 APPOINTED YES 01/01/17 300
JAVIER BERMUDEZ AMBAR C 9POLL \$1.0000 APPOINTED YES 01/01/17 300
JEBBAR AROOS 9POLL \$1.0000 APPOINTED YES 01/01/17 300
JEFFERSON DAZZARE L 9POLL \$1.0000 APPOINTED YES 01/01/17 300
JEFFRIES DEVANTE 9POLL \$1.0000 APPOINTED YES 01/01/17 300
JENISHEHRI ARJOLA 9POLL \$1.0000 APPOINTED YES 01/01/17 300
JENKINS KADBEJA 9POLL \$1.0000 APPOINTED YES 01/01/17 300
JENKINS LAQUANNA 9POLL \$1.0000 APPOINTED YES 01/01/17 300
JENNINGS JULE 9POLL \$1.0000 APPOINTED YES 01/01/17 300
JIMENEZ FRANKLIN B 9POLL \$1.0000 APPOINTED YES 01/01/17 300
JIMENEZ NIRMA 9POLL \$1.0000 APPOINTED YES 01/01/17 300
JOHNSON TANEA 9POLL \$1.0000 APPOINTED YES 01/01/17 300
JOHNSON JR ARCHIE 9POLL \$1.0000 APPOINTED YES 01/01/17 300
JOHNSON JR RYAN M 9POLL \$1.0000 APPOINTED YES 01/01/17 300
JONES DASHAY 9POLL \$1.0000 APPOINTED YES 01/01/17 300
JONES ELIJAH J 9POLL \$1.0000 APPOINTED YES 01/01/17 300
JONES LLOYD 9POLL \$1.0000 APPOINTED YES 01/01/17 300
JONES NICOLE 9POLL \$1.0000 APPOINTED YES 01/01/17 300
JONES SHENAE 9POLL \$1.0000 APPOINTED YES 01/01/17 300
JORDAN ANTHONY O 9POLL \$1.0000 APPOINTED YES 01/01/17 300
JORDAN OMANTHIS 9POLL \$1.0000 APPOINTED YES 01/01/17 300

BOARD OF ELECTION POLL WORKERS
FOR PERIOD ENDING 04/07/17

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE	AGENCY
KAHN DANIEL T 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
KANG STACY 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
KAPLAN EILBEN 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
KARMOEDDIEN NAEM S 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
KAUR SIMARJOT P 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
KEARNEY SHELLA L 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
KHADKA GANESH 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
KHATUN SABIKHA 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
KINARD LETICIA M 9POLL \$1.0000 APPOINTED YES 01/01/16 300							
KING FLORITA 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
KINLEY LISA R 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
KIRTON JENNIFER 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
KISER YASMINE 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
KNAPP KEVIN 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
KNIGHTS DEVONNE J 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
KRAUSHAAR LISA 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
KUEBRICH THOMAS J 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
KUKAJ SANELA 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
KUO KUALAN 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
KURZ JILLIAN B 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
KWON SOON A 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
LAFONTAINE JAMIE 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
LAGUDA IYABODE 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
LANGLEY ARIANA A 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
LARA GAREN 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
LASALLE DAISY 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
LATTIMORE TIFFANY 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
LAU SALLY 9POLL \$1.0000 APPOINTED YES 03/29/17 300							
LEACOCK DANALISA 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
LEE MARY M 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
LEGET ARLETHA 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
LEGRAND LATASIA 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
LEONE JULIENNE G 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
LEONOR MELODY 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
LESSINGTON FELICIA 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
LI HOLLIDAY WILSON A 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
LIMA MARK A 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
LIN ZIHUA 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
LINO ROSEANNE 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
LIRIANO BELINDA L 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
LLOYD TYLER K 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
LOGAN SHATEI 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
LOMBARDI CASSANDR J 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
LONG ALLEN R 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
LOPEZ RAFAEL 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
LOPEZ TENECHEA 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
LOW YIN THIN 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
LOZANO EMILY 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
LUIS EDGARD 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
LUNA CESAR A 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
MACHADO RAMON 9POLL \$1.0000 APPOINTED YES 01/01/17 300							

BOARD OF ELECTION POLL WORKERS
FOR PERIOD ENDING 04/07/17

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE	AGENCY
MACK LESLIE M 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
MADRIGAL YAFRIECY 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
MADU CHIKODI S 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
MAGLOIRE NANCY 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
MAHBOOB FERDOUSI 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
MAJOR DENISE 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
MALDONADO DIANA 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
MANION KATEN 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
MARLON A 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
MARRERO ANGELINA 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
MARTE DARLINSK 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
MARTE DEYANTRA 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
MARTIN LEANDER H 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
MARTINEZ FERNANDO 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
MARTINEZ JAMES 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
MARTINEZ PAOLA M 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
MATOS ALSACIA M 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
MATOSHI LIRIKA 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
MATTHEW ANNICIA 9POLL \$1.0000 APPOINTED YES 03/27/17 300							

MATTHEWS BINTA 9POLL \$1.0000 APPOINTED YES 01/01/17 300
MCCRAY KHADIJAH N 9POLL \$1.0000 APPOINTED YES 01/01/17 300
MCCRAY LAVAR 9POLL \$1.0000 APPOINTED YES 01/01/17 300
MCFARLANE DONIQUE 9POLL \$1.0000 APPOINTED YES 01/01/17 300
MCGOVERN JOANNE M D 9POLL \$1.0000 APPOINTED YES 01/01/17 300
MCGOVERN PHILIP 9POLL \$1.0000 APPOINTED YES 01/01/17 300
MCGUIRE TUESDAY 9POLL \$1.0000 APPOINTED YES 01/01/17 300
MCINTOSH TERRELL 9POLL \$1.0000 APPOINTED YES 01/01/17 300
MCKAY DEVON 9POLL \$1.0000 APPOINTED YES 01/01/17 300
MCKAY SHANISE 9POLL \$1.0000 APPOINTED YES 01/01/17 300
MCKENZIE JESSICA R 9POLL \$1.0000 APPOINTED YES 01/01/17 300
MCLAUGHLIN JOCELYN 9POLL \$1.0000 APPOINTED YES 01/01/17 300
MCLEOD AMY M 9POLL \$1.0000 APPOINTED YES 01/01/17 300
MCONULTY STEPHANI F 9POLL \$1.0000 APPOINTED YES 01/01/17 300
MCQUAID NATALIE 9POLL \$1.0000 APPOINTED YES 01/01/17 300
MEDINA JOSE A 9POLL \$1.0000 APPOINTED YES 01/01/17 300
MELENCIANO ANA E 9POLL \$1.0000 APPOINTED YES 01/01/17 300
MELENDEZ RAUL 9POLL \$1.0000 APPOINTED YES 01/01/17 300
MENDES DOMINIQUE 9POLL \$1.0000 APPOINTED YES 01/01/17 300
MENDEZ SHERYLL 9POLL \$1.0000 APPOINTED YES 01/01/17 300
MENDY EMMA 9POLL \$1.0000 APPOINTED YES 01/01/17 300
MERCEDES REYES KATHERIN 9POLL \$1.0000 APPOINTED YES 01/01/17 300
MEZQUITA RAUL 9POLL \$1.0000 APPOINTED YES 01/01/17 300
MIA FERDOUSH I 9POLL \$1.0000 APPOINTED YES 01/01/17 300
MIA RUSSELL 9POLL \$1.0000 APPOINTED YES 01/01/17 300
MICHALS JOHN 9POLL \$1.0000 APPOINTED YES 01/01/17 300
MILLER MELANIE 9POLL \$1.0000 APPOINTED YES 01/01/17 300
MILLIGAN LINDA 9POLL \$1.0000 APPOINTED YES 01/01/17 300
MITCHELL SHIRLEAN 9POLL \$1.0000 APPOINTED YES 01/01/17 300
MONCAYO JOSE 9POLL \$1.0000 APPOINTED YES 01/01/17 300
MONTGOMERY QUINN 9POLL \$1.0000 APPOINTED YES 01/01/17 300
MOORE DOMINQUE 9POLL \$1.0000 APPOINTED YES 01/01/17 300

BOARD OF ELECTION POLL WORKERS
FOR PERIOD ENDING 04/07/17

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE	AGENCY
MOORE ONEICSA 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
MOORE ZANA 9POLL \$1.0000 APPOINTED YES 03/28/17 300							
MORALES V L 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
MORALES JOHNATHA S 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
MORENO INDRA 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
MOSQUERA EDUARDO L 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
MOSS CAMILLE T 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
MOULTON CECILIA D 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
MURRELL SR MAURICE 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
MUTTARI MOHAMMAD Z 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
NAKLEN OBRYAN 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
NARAYAN SHERRY 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
NASIR AHSHAM 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
NASSER MUBIN 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
NATH SUDIPTO 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
NAZLIN IGRA 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
NESBITT DORNELL O 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
NESSA MOSAMMAT J 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
NG JACKIE 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
NIEVES MARIBEL 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
NOTTINGHAM SHAWN 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
NUNEZ LINER J 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
NUNEZ APONTE RAMON 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
NURSE GERALD 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
NWEJI ALEXANDE A 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
OBASOGIE ESTHER J 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
OGBEIWI ESOSA 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
ORTEGA JOANNIE 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
OTERO LOMBAO ELAINE 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
OTERO SERRANO JOSE O 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
OYOLA KEI SHLA I 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
PADILLA ELIZABET 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
PAEK JASON 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
PALMER ROBERT 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
PALMER ROXANN 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
PAN OLIVIA 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
PARDES ALEXA 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
PARKER CRYSTAL 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
PAULINO OLIVIA 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
PEBLEN LAVREN J 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
PEGUERO SUJHEI 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
PENA CARMEN L 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
PENA JUSTICE 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
PERALTA ESTEFANY J 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
PEREZ EMILY 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
PEREZ LIANA E 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
PEREZ RHINA 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
PEREZ ROBERT 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
PETROSKY DAVID 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
PHIPPS JALISSA 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
PICHARDO NICOLE 9POLL \$1.0000 APPOINTED YES 01/01/17 300							

BOARD OF ELECTION POLL WORKERS
FOR PERIOD ENDING 04/07/17

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE	AGENCY
PIERRE NADIA 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
PIETERS DIANDRA 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
PIMENTEL DANAIYA 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
PINDER DARIUS T 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
POMPEY KELLYANN 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
PORTORREAL PLAS LETICIA A 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
PORWICK RICHARD 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
POWELL VANESSA 9POLL \$1.0000 APPOINTED YES 01/01/17 300							
PRENDES DIONYSUS 9POLL \$1.0000 APPOINTED YES 01/01/17 300							

PRESMOTT	NICOLE	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
PRESSLEY	JADA	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
PUN-CHEN	CONNIE	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
PURDIE	SABRINA	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
QI	JUANER	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
QUILES	MARIA E	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
RAHMAN	HASINA A L	9POLL	\$1.0000	APPOINTED	YES	02/01/17	300
RAHMAN	MUHAMMAD	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
RAJU	ZAKIA I	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
RAMALES	LETYCIA	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
RAMIREZ	ALAN	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
RAMIREZ	JENNIFER Y	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
RAMIREZ	JONATHAN	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
RAMJIT	RAJMATTI	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
RAMOS	ANNAMARI	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
RAMOS	TEOFILO	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
RAMROOP	ASHOOK J	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
REDDICK	DAVID A	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
REED	JANAY	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
REID	RICHARD	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
REINAT	GLADYS M	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
REYES	MARISSA	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
REYES	YOLAINNY	9POLL	\$1.0000	APPOINTED	YES	01/22/17	300
REYES DE GARCIA	LISSETTE	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
REZU	MOHAMMED	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
RHABURN	ASHLEY	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
RICHARDS	ANNIKA D	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
RICHARDS	MIKESHA	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
RIOS	JACQUELI	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
RISPERS	SHARIE	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
RITCHENS	SHAVONNE	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
RIVAS	GIANNA	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
RIVERA	ANTONIA J	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
RIVERA	DEBRA	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
RIVERA	KAREN M	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
RIVERA	LUIS D	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
ROBERTS	TERRENA	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
ROBINSON	DWIGHT	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
ROBINSON	JANNIE M	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
ROBINSON	JOHN W	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
ROBINSON	ROSEZENA	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300
RODRIGUEZ	ANTHONY	9POLL	\$1.0000	APPOINTED	YES	01/01/17	300

BOARD OF ELECTION POLL WORKERS
FOR PERIOD ENDING 04/07/17

NAME	NUM	SALARY	ACTION	PROV	EFF DATE	AGENCY
RODRIGUEZ	DANNY	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
RODRIGUEZ	JULISSA	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
RODRIGUEZ	LINDA	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
RODRIGUEZ	LISMARIE	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
RODRIGUEZ	LUIS A	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
RODRIGUEZ	PAOLA	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
RODRIGUEZ	WENSTER	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
ROGERS-JACQUES	STACEY	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
ROJAS	WENDY	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
ROLAND	NAJMAH M	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
ROLDAN	MARCELO	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
ROMAN	ROSELYN	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
RONQUILLO	SANDRA	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
ROSA	STEPHANI	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
ROSARIO	ABIGAIL	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
ROSARIO	MARTHA	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
ROSENBLUM	KEITH M	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
ROSS	DENNELL	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
ROUF	MOHAMMAD	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
ROY II	JOSEPH H	9POLL	\$1.0000	APPOINTED	YES	03/27/17 300
RUAN	KUO FEE	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
RUBIN	DWAYNE	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
RUFINO	ELSWEEP	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
RUFINO	MADOLIN	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
RUIZ	STEPHANI	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
RUSSELL	LOVELL N	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
SAIDY CLARK	BINTA	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
SALZANO	LEA M	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
SAMUELS	HEZIE	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
SANCHEZ	JOSE R	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
SANDIFORD	JANEIA D	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
SANTIAGO	RAUL	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
SANTOS	ELIANA M	9POLL	\$1.0000	APPOINTED	YES	03/28/17 300
SANTOS	IESHA S	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
SANTOS	JESSICA M	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
SANTOS	SOCRATES	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
SANZOME	PETER J	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
SATTERWHITE	SHANNON	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
SAUNDERS	DARIAYNE O	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
SCARBOROUGH	FELISIA N	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
SCHNELLER	EVAN J	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
SCIPIO	SHARDAE	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
SCOTT	ALIAH	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
SEGARRA	JENNIFER	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
SEISE	GEORGINA	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
SENAWO	CARL A	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
SEREBRYANSKI	ZEV	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
SHAFAT	SAFA	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
SHAHZAD	MUHAMMAD A	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
SHARMEN	SUMIYA	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300
SHAW	YVETTE	9POLL	\$1.0000	APPOINTED	YES	01/01/17 300

LATE NOTICE

HOUSING AUTHORITY

MEETING

The next Audit Committee Meeting of the New York City Housing Authority is scheduled for Wednesday, May 10, 2017, at 10:00 A.M., in the Board Room on the 12th 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, 3rd 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 later than 3:00 P.M., on the Monday after the Audit Committee approval in a subsequent Audit Committee Meeting.

Accessibility questions: Paula Mejia, (212) 306-3441, by: Tuesday, May 9, 2017, 12:00 P.M.



a28-m10

TRANSPORTATION

NOTICE

PUBLIC NOTICE OF A CONCESSION OPPORTUNITY FOR THE OPERATION, MANAGEMENT AND MAINTENANCE OF PEDESTRIAN PLAZA, LOCATED ON BROADWAY AND 6TH AVENUE BETWEEN WEST 33RD AND WEST 36TH STREETS, IN THE BOROUGH OF MANHATTAN

Pursuant to the Concession Rules of the City of New York, the Department of Transportation ("DOT") intends to enter into a concession for the operation, management, and maintenance of a pedestrian plaza, located on Broadway and 6th Avenue, between West 33rd, and West 36th Streets in the borough of Manhattan ("Licensed Plaza"), including through DOT-approved events, sponsorships, and subconcessions, including but not limited to providing for the sale of any of the following: prepared food, flowers, locally grown produce or locally manufactured products, merchandise (such as souvenirs or T-shirts), that helps brand or promote the neighborhood or the concessionaire, and other similar merchandise within the Licensed Plaza.

Subconcessions would be awarded based on solicitations issued by the concessionaire in the basic form of Request for Proposals, or Request for Bids, subject to DOT's prior written approval of both solicitation and award.

DOT has identified the 34th Street Partnership, Inc., as a potential concessionaire, but DOT will consider additional expressions of interest from other qualified and experienced organizations for the operation, management, and maintenance of the Licensed Plaza. In order to qualify, interested organizations should be active in the neighborhood of the Licensed Plaza and have demonstrated experience in the management, operation and maintenance of publicly accessible facilities, including but not limited to programming/events management, and concession or retail operation/management.

Organizations may express interest in the proposed concession by contacting Emily Weidenhof, DOT Director for Public Spaces, by email at plazas@dot.nyc.gov, or in writing, at 55 Water Street, 6th Floor, New York, NY 10041, by May 9, 2017. Ms. Weidenhof may also be contacted with any questions relating to the proposed concession by email, or by telephone at (212) 839-4325.

Please note that the New York City Comptroller is charged with the audit of concession agreements in New York City. Any person or entity that believes that there has been unfairness, favoritism or impropriety in the concession process should inform the Comptroller, Office of Contract Administration, 1 Centre Street, New York, NY 10007, telephone number (212) 669-2323.

a28-m9