



# THE CITY RECORD

Official Journal of The City of New York

THE CITY RECORD U.S.P.S. 0114-660  
Printed on paper containing 30% post-consumer material

VOLUME CXLIV NUMBER 86

THURSDAY, MAY 4, 2017

Price: \$4.00

## TABLE OF CONTENTS

### PUBLIC HEARINGS AND MEETINGS

City Planning Commission . . . . .	2633
Board of Correction . . . . .	2637
Employees' Retirement System . . . . .	2637
Finance . . . . .	2637
Franchise and Concession Review Committee . . . . .	2637
Housing Authority . . . . .	2637
Landmarks Preservation Commission . .	2638

### PROPERTY DISPOSITION

Citywide Administrative Services . . . . .	2639
Office of Citywide Procurement . . . . .	2639
Police . . . . .	2639

### PROCUREMENT

Citywide Administrative Services . . . . .	2640
Office of Citywide Procurement . . . . .	2640
Design and Construction . . . . .	2640
Agency Chief Contracting Officer . . . . .	2640

Fire Department . . . . .	2640
Housing Preservation and Development . .	2640
Property Management . . . . .	2640
Human Resources Administration . . . . .	2641
Contracts . . . . .	2641
Parks and Recreation . . . . .	2641
Police . . . . .	2641
Contract Administration . . . . .	2641
Small Business Services . . . . .	2641
Youth and Community Development . . .	2642
Procurement . . . . .	2642

### CONTRACT AWARD HEARINGS

Administration for Children's Services . .	2642
--	------

### AGENCY RULES

Business Integrity Commission . . . . .	2642
Consumer Affairs . . . . .	2643
Office of Environmental Remediation . .	2645
Rent Guidelines Board . . . . .	2650

### SPECIAL MATERIALS

Comptroller . . . . .	2654
Transportation . . . . .	2655
Changes in Personnel . . . . .	2656

## THE CITY RECORD

**BILL DE BLASIO**

Mayor

**LISETTE CAMILO**

Commissioner, Department of Citywide  
Administrative Services

**ELI BLACHMAN**

Editor, The City Record

Published Monday through Friday except legal holidays by the New York City Department of Citywide Administrative Services under Authority of Section 1066 of the New York City Charter.

Subscription \$500 a year, \$4.00 daily (\$5.00 by mail). Periodicals Postage Paid at New York, N.Y. POSTMASTER: Send address changes to THE CITY RECORD, 1 Centre Street, 17th Floor, New York, N.Y. 10007-1602

Editorial Office/Subscription Changes:  
The City Record, 1 Centre Street, 17th Floor,  
New York, N.Y. 10007-1602 (212) 386-0055

Visit The New City Record Online (CROL) at [www.nyc.gov/cityrecord](http://www.nyc.gov/cityrecord) for a searchable database of all notices published in the City Record.

## PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

## 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

Zoning Map	Community District	Maps of Inclusionary Housing Designated Areas	Maps of Mandatory Inclusionary Housing Areas
1d	Bronx CD 7	Map 1	
3b	Bronx CD 4	Map 1	
3c	Bronx CD 6	Maps 1 - 3	
3c	Bronx CD 7	Map 1	
3d	Bronx CD 3	Map 1	
3d	Bronx CD 6	Maps 2 - 5	
4a	Bronx CD 12		Map 1

**The Bronx**

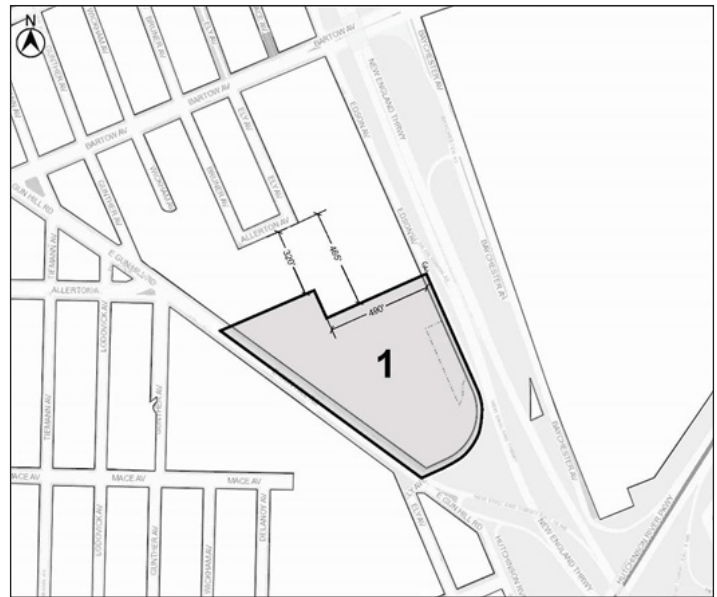
\*\*\*  
\*\*\*

**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-m-10

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

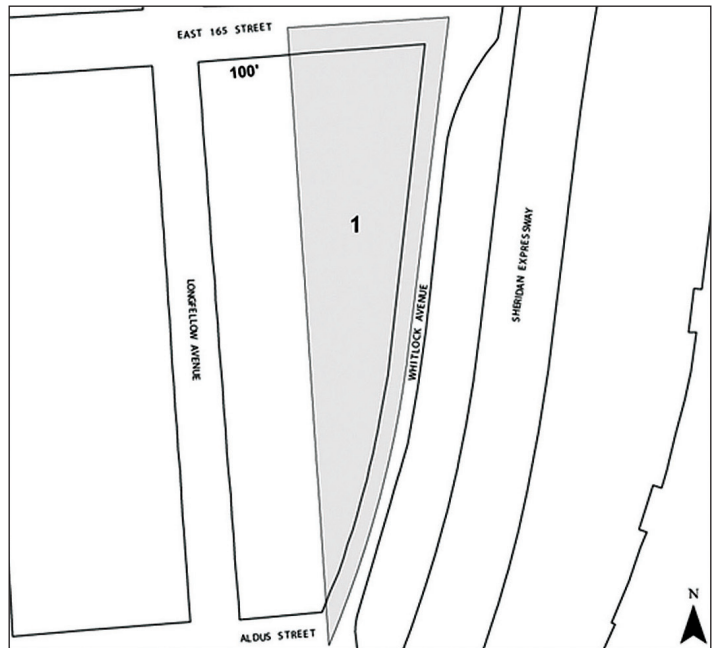
\* \* \*

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

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

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 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 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 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, 31<sup>st</sup> Floor, New York, NY 10271  
Telephone (212) 720-3370



a26-m10

BOARD OF CORRECTION

MEETING

Please take note that the next meeting of the Board of Correction will be held on May 9th, 2017, at 9:00 A.M. The location of the meeting will be 125 Worth Street, New York, NY 10013, in the Auditorium on the 2<sup>nd</sup> Floor.

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

m3-9

EMPLOYEES' RETIREMENT SYSTEM

MEETING

Please be advised that the next Regular Meeting of the Board of Trustees of the New York City Employees' Retirement System has been scheduled for Thursday, May 11, 2017, at 9:30 A.M. To be held at the New York City Employees' Retirement System, 335 Adams Street, 22<sup>nd</sup> Floor, Boardroom, Brooklyn, NY 11201-3751.

Karen Mazza, Interim Executive Director

m4-10

FINANCE

MEETING

A meeting of the New York City Banking Commission is scheduled for Thursday, May 11, 2017, at 4:00 P.M., located at 59 Maiden Lane, 28<sup>th</sup> Floor, Large Conference Room, New York, NY 10038.



m1-11

FRANCHISE AND CONCESSION REVIEW COMMITTEE

MEETING

**PUBLIC NOTICE IS HEREBY GIVEN** that the Franchise and Concession Review Committee will hold a public meeting, on Wednesday, May 10, 2017, at 2:30 P.M., at 253 Broadway, 14<sup>th</sup> Floor Conference Room, Borough of Manhattan.

NOTE: Individuals requesting Sign Language Interpreters should contact the Mayor's Office of Contract Services, 253 Broadway, 9<sup>th</sup> Floor, New York, NY 10007 ((212) 788-0010), no later than **SEVEN (7) BUSINESS DAYS PRIOR TO THE PUBLIC MEETING.**

m1-10

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 12<sup>th</sup> Floor of 250 Broadway, New York, NY. Copies of the Agenda are available on NYCHA's website, or can be picked up at the Office of the Audit Director at 250 Broadway, 3<sup>rd</sup> Floor, New York, NY, no earlier than 24 hours before the upcoming Audit Committee Meeting. Copies of the Minutes are also available on NYCHA's website, or can be picked up at the Office of the Audit Director no 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

## 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 16, 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.

#### **135-29 Northern Boulevard - Interior Landmark**

**LPC-19-10074** - Block 4958 - Lot 38 - **Zoning: R6**

#### **CERTIFICATE OF APPROPRIATENESS**

A Churrigueresque style movie palace interior designed by Thomas Lamb and built in 1928; including the ticket lobby, original ticket booth, grand foyer, ceilings, and fixtures and interior components of these areas. Application is to re-authorize Certificate of Appropriateness 06-1202 for the construction of a new building to enclose the interior landmark, and to disassemble, restore off-site, and reinstall salvaged ornamental plasterwork and woodwork and replicas.

#### **316 Grosvenor Street - Douglaston Historic District**

**LPC-18-1695** - Block 8036 - Lot 10 - **Zoning: R1-2**

#### **CERTIFICATE OF APPROPRIATENESS**

An Arts and Crafts style free-standing house with Colonial Revival details designed by Edward A. Maclean and built in 1910. Application is to construct an addition and retaining walls and perform excavation.

#### **848 President Street - Park Slope Historic District**

**LPC-19-09956** - Block 1067 - Lot 22 - **Zoning: R7B**

#### **CERTIFICATE OF APPROPRIATENESS**

A Neo-Grec style rowhouse designed by C.F. Burkett and built in 1878. Application is to construct rooftop and rear yard additions.

#### **235 Lincoln Place - Park Slope Historic District**

**LPC-19-7046** - Block 1059 - Lot 50 - **Zoning: R7B**

#### **CERTIFICATE OF APPROPRIATENESS**

A Neo-Federal style apartment building designed by Charles Kreyborg and built in 1937. Application is to replace windows.

#### **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).

#### **456 East 18th Street - Ditmas Park Historic District**

**LPC-19-09684** - Block 5181 - Lot 12 - **Zoning: R1-2**

#### **CERTIFICATE OF APPROPRIATENESS**

A Colonial Revival style house designed by Arlington D. Isham and built in 1905. Application is to replace the entrance stairs.

#### **147 Duane Street - Tribeca South Historic District**

**LPC-19-7534** - Block 147 - Lot 10 - **Zoning: C6-2A**

#### **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).

#### **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, alter rear facades, and replace skylights and install railings at the roof.

#### **490 LaGuardia Place - South Village Historic District**

**LPC-18-5208** - Block 525 - Lot 56 - **Zoning: R7-2/C1-5**

#### **CERTIFICATE OF APPROPRIATENESS**

An Italianate style tenement building with commercial ground floor designed by James L. Miller and built in 1870. Application is to establish a master plan governing the future installation of painted wall signs.

#### **650 6th Avenue - Ladies' Mile Historic District**

**LPC-19-4626** - Block 821 - Lot 7503 - **Zoning: C6-2A, C6-4A**

#### **CERTIFICATE OF APPROPRIATENESS**

A Neo-Renaissance style store and loft building designed by Hubert, Pirsson & Hoddick and built in 1892. Application is to install a barrier-free access ramp.

#### **225 Fifth Avenue - Madison Square North Historic District**

**LPC-19-4698** - Block 856 - Lot 7502 - **Zoning: C5-2**

#### **CERTIFICATE OF APPROPRIATENESS**

A Beaux-Arts style store, loft, and offices building designed by Francis H. Kimball and Harry E. Donnell, and built in 1906-07. Application is to install sidewalk planters.

#### **420 Lexington Avenue - Individual Landmark**

**LPC-19-10257** - Block 1280 - Lot 7501 - **Zoning: C5-3**

#### **CERTIFICATE OF APPROPRIATENESS**

An Art Deco and Byzantine style office building designed by Sloan & Robertson and built in 1925-27. Application is to alter the façade and install signage.

**m3-16**

**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

**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](http://nyc.gov/competetowin)

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

### HHS ACCELERATOR

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

Important information about the new method

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

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

### Participating NYC Agencies

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

Administration for Children's Services (ACS)  
 Department for the Aging (DFTA)  
 Department of Consumer Affairs (DCA)  
 Department of Corrections (DOC)  
 Department of Health and Mental Hygiene (DOHMH)  
 Department of Homeless Services (DHS)  
 Department of Probation (DOP)  
 Department of Small Business Services (SBS)  
 Department of Youth and Community Development (DYCD)

Housing and Preservation Department (HPD)  
 Human Resources Administration (HRA)  
 Office of the Criminal Justice Coordinator (CJC)

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

## CITYWIDE ADMINISTRATIVE SERVICES

### OFFICE OF CITYWIDE PROCUREMENT

#### AWARD

Goods

**VACUUM CLEANERS, WET/DRY AND BAGLESS, UPRIGHT**  
 - Competitive Sealed Bids - PIN#8571600392 - AMT: \$62,496.00 - TO:  
 Edmar Cleaning Corporation DBA Edmar, 50-05 47th Avenue,  
 Woodside, NY 11377.

m4

## DESIGN AND CONSTRUCTION

### AGENCY CHIEF CONTRACTING OFFICER

#### AWARD

Construction/Construction Services

**CONSTRUCTION OF COMBINED SEWERS AND APPURTENANCES IN 45TH AVENUE BETWEEN 163RD AND 166TH ST AND 165TH ST BETWEEN 45TH AND 46TH AVENUE - BOROUGH OF QUEENS** - Competitive Sealed Bids - PIN#85017B0028 - AMT: \$1,460,333.94 - TO: Maspeth Supply Company LLC, 55-14 48th Street, Maspeth, NY 11378. Project seq002709.  
 ● **CONSTRUCTION OF SANITARY AND STORM SEWERS AND APPURTENANCES IN AMBOY ROAD - BOROUGH OF STATEN ISLAND** - Competitive Sealed Bids - PIN#85016B0150 - AMT: \$46,875,558.47 - TO: Inter Laperuta JV, 274 White Palins Road, Suite 6, Eastchester, NY 10709. Project se-812.

m4

## FIRE DEPARTMENT

#### AWARD

Construction Related Services

**REPAIR OF OVERHEAD DOOR IN FDNY FACILITIES LOCATED IN THE BRONX AND MANHATTAN** - Competitive Sealed Bids - PIN#057170000608 - AMT: \$1,719,875.00 - TO: Atlantic Rolling Steel Door Corp., 1170 Commerce Avenue, Bronx, NY 10462.

ePin No.: 05717B0003001

CT. No.: 20171419567

Contract Term: April 19, 2017 - April 18, 2022.

m4

## HOUSING PRESERVATION AND DEVELOPMENT

### PROPERTY MANAGEMENT

#### AWARD

Human Services/Client Services

**FAMILY CENTER SERVICES** - Request for Proposals - PIN#80616I0004001 - AMT: \$11,558,609.00 - TO: 456 West 129th Street, H. Corp. Convent Avenue, 1652 Amsterdam Avenue, New York, NY 10031.

Provide Temporary Emergency Housing to Relocates.

m4



**HUMAN RESOURCES ADMINISTRATION**

**CONTRACTS**

■ **AWARD**

*Human Services/Client Services*

**PROVISION OF CAREER ADVANCE PROGRAM SERVICES IN SERVICE AREA IV: QUEENS** - Competitive Sealed Proposals - Available only from a single source - PIN#09616I0008008 - AMT: \$4,699,582.00 - TO: Goodwill Industries of Greater NY and Northern New Jersey Inc., 4-21 27th Avenue, Astoria, NY 11102.

◀ m4

**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 online at: <http://a856-internet.nyc.gov/nycvendonline/home.asap.>; or <http://www.nycgovparks.org/opportunities/business>.

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

*Parks and Recreation, Olmsted Center, Annex, Flushing Meadows-Corona Park, Flushing, NY 11368. Alicia H. Williams (718) 760-6925; Fax: (718) 760-6885; 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](mailto:alison.canavan@parks.nyc.gov); Eric Weiss (for Brooklyn Parks) at (212) 360-1397, or via email: [eric.weiss@parks.nyc.gov](mailto:eric.weiss@parks.nyc.gov); Darryl Milton (for Queens Parks), at (212) 360-1397, or via email: [darryl.milton@parks.nyc.gov](mailto:darryl.milton@parks.nyc.gov); or Glenn Kaalund (Manhattan Parks) at (212) 360-1397 or via email: [glenn.kaalund@parks.nyc.gov](mailto:glenn.kaalund@parks.nyc.gov).

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

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

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

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

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



a25-m8

**POLICE**

**CONTRACT ADMINISTRATION**

■ **AWARD**

*Services (other than human services)*

**PROFESSIONAL ENGINEERING/DESIGN SVCS FOR BOILER SYSTEMS** - Competitive Sealed Bids - PIN#05615B0007 - AMT: \$104,500.00 - TO: Herbert Kunstadt Associates, PC, 383 Fifth Avenue, 4th Floor, New York, NY 10016.

Contract Awarded 0561500001004-

◀ m4

**SMALL BUSINESS SERVICES**

■ **INTENT TO AWARD**

*Goods and Services*

**MWBE CERTIFICATION CAMPAIGN** - Sole Source - Available only from a single source - PIN# 80117S0005 - Due 5-10-17 at 12:00 P.M.

The NYC Small Business Services intends to enter into sole source contract negotiations with JC Decaux Street Furniture to procure advertising services. The term of the contract will be from 5/8/2017 - 6/30/2017. JC Decaux Street Furniture is the sole vendor that can place ads on bus shelters. Any firm that believes it is qualified and has the in-house capability to provide such services or would like to provide such services in the future is invited to express an interest. Please

indicate by letter sent via postal mail, to Daryl Williams, at 110 William, 7th Floor, New York, NY 10038.

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.

Small Business Services, 110 William Street, 7th Floor, New York, NY 10038. Daryl Williams (212) 618-8731; dwilliams@sbs.nyc.gov

m3-9

YOUTH AND COMMUNITY DEVELOPMENT

PROCUREMENT

INTENT TO AWARD

Goods and Services

TRAINING PROGRAM FOR OUT OF SCHOOL YOUTH CAREER DEVELOPMENT - Government to Government - PIN# 26017T0001 - Due 5-8-17 at 9:00 A.M.

In accordance with Section 3-13(d)(1) of the Procurement Policy Board Rules, The Department of Youth and Community Development (DYCD) intends to contract with the following contractor to provide educational training, and credentials to DYCD's Out-of- School Youth Programs . The training model is designed to meet the demands of the labor market in all five boroughs of NYC, where many jobs require postsecondary technical training and certification but not necessarily a college degree. The training model is designed to respond to such trends and help youth acquire lucrative work opportunities and postsecondary educational credentials. The term of this contract shall be from September 1, 2016 through December 31, 2019.

EPIN: 26017T0001 Amount: \$3,535,646 Address: 205 East 42nd Street, New York, NY 10017

The City University of New York on Behalf of: BOROUGH OF MANHATTAN COMMUNITY COLLEGE HOSTOS COMMUNITY COLLEGE QUEENSBOROUGH COMMUNITY COLLEGE BRONX COMMUNITY COLLEGE KINGSBOROUGH COMMUNITY COLLEGE COLLEGE OF STATEN ISLAND NEW YORK CITY COLLEGE OF TECHNOLOGY

To express interest in future procurements contact Dana Cantelmi at the Department of Youth and Community Development, 2 Lafayette Street, 14th floor, New York, NY 10007, or via email at ACCO@dycd.nyc.gov.

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

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

m1-5

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.

ADMINISTRATION FOR CHILDREN'S SERVICES

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Public Hearing will be held at the Administration for Children's Services, 150 William Street, 9th Floor (9C1), Borough of Manhattan, on Monday, May 15, 2017 commencing at 10:00 A.M. on the following:

IN THE MATTER OF One (1) proposed contract between the Administration for Children's Services of the City of New York and the contractor listed below, for the provision of an ACS Monitor. The term of the contract will be from February 27, 2017 to February 28, 2018. The agreement may be extended annually as required by New York State's Office of Children and Family Services.

Table with 3 columns: Contractor/Address, E-PIN #, Amount. Row 1: Kroll Associates, Inc., 06817R0003001, \$3,062,400.00

The proposed contractor has been selected through a required authorized source, pursuant to Section 1-02(d)(2).

A copy of the agreement is available for inspection at the New York City Administration for Children's Services, Office of Procurement, 150 William Street, 9th Floor, Borough of Manhattan, on business days from Thursday, May 4, 2017 through Monday, May 15, 2017, exclusive of holidays, between the hours of 10:00 A.M. and 4:00 P.M. Please contact Michael Walker of the Office of Procurement at (212) 341-3617 to arrange a visitation.

m4

AGENCY RULES

BUSINESS INTEGRITY COMMISSION

NOTICE

CAPA REGULATORY AGENDA FY 2018

Pursuant to Section 1042 of the Charter, the City of New York's Business Integrity Commission (BIC or Commission) sets forth below its regulatory agenda for the City's fiscal year of 2018:

- 1. SUBJECT: Rate Cap
A. Reason: By the end of October 2017, the Commission must hold a public hearing on the maximum rates that may be charged by a licensee for the collection, removal, disposal or recycling of trade waste.
B. Anticipated Contents: Amend 17 RCNY Sec. 5-02.
C. Objectives: Adjust the existing maximum rates for the collection, removal, disposal or recycling of trade waste in accordance with the standards set forth in Administrative Code Sec. 16-519.
D. Legal basis: Section 2101(b) of the New York City Charter.
E. Types of Individuals and entities likely to be affected: Trade waste industry and their customers.
F. Other relevant laws: Administrative Code Sec. 16-519.
G. Approximate schedule: Second Quarter of FY 2018 or the Third Quarter of FY 2018.

Agency Contacts: Salvador Arrona (212) 437-0523, Noah Genel (212) 437-0512

- 2. SUBJECT: Delegation
A. Reason: The Commission voted to approve a rule delegating the initial rulemaking process to the Commissioner and Chair of BIC.
B. Anticipated Contents: Amend 17 RCNY by adding a new Chapter 3 Sec. 15-01.
C. Objectives: To simplify the rulemaking process, which is complicated by the fact that BIC is an actual commission.
D. Legal basis: Section 2101(b) of the New York City Charter.
E. Types of Individuals and entities likely to be affected: Trade waste industry, public wholesale markets, and general public.

F. Other relevant laws: None.

G. Approximate schedule: Fourth Quarter of FY 2017 or First Quarter of FY 2018.

Agency Contacts: Salvador Arrona  
(212) 437-0523

Noah Genel  
(212) 437-0512

**3. SUBJECT:** Retrospective Rules Review

A. Reason: These rule changes were developed as a result of the retrospective rules review and are ready for a CAPA hearing.

B. Anticipated Contents: Amend various Sections of 17 RCNY Chapters 1 and 2.

C. Objectives: To modernize rules and reduce burden on small businesses.

D. Legal basis: Section 2101(b) of the New York City Charter.

E. Types of Individuals and entities likely to be affected: Trade waste industry and public wholesale markets.

F. Other relevant laws: None.

G. Approximate schedule: First Quarter of FY 2018 or Second Quarter of FY 2018.

Agency Contacts: Salvador Arrona  
(212) 437-0523

Noah Genel  
(212) 437-0512

**4. SUBJECT:** Landscapers

A. Reason: Landscapers are unlikely to pose the same risks of corruption and other malfeasance as other sectors of the trade waste industry. This rule relates to applications for a class 1 registration with BIC.

B. Anticipated Contents: Amendments to NYC Administrative Code, Title 16-A, Sec. 16-505(b) and 17 RCNY Sec. 2-04.

C. Objectives: To reduce burden on small business that do not pose the same risks of corruption and other malfeasance as other sectors of the trade waste industry.

D. Legal basis: Section 2101(b) of the New York City Charter.

E. Types of Individuals and entities likely to be affected: Trade waste industry.

F. Other relevant laws: None.

G. Approximate schedule: To be determined.

Agency Contacts: Salvador Arrona  
(212) 437-0523

Noah Genel  
(212) 437-0512

**5. SUBJECT:** Subcontracts

A. Reason: BIC is evaluating whether the subcontract application process should be revised and whether it still serves an appropriate purpose.

B. Anticipated Contents: Amendment to 17 RCNY Sec. 5-05(b).

C. Objectives: To revise rules related to subcontracts.

D. Legal basis: Section 2101(b) of the New York City Charter.

E. Types of Individuals and entities likely to be affected: Trade waste industry and their customers.

F. Other relevant laws: None.

G. Approximate schedule: To be determined.

Agency Contacts: Salvador Arrona  
(212) 437-0523

Noah Genel  
(212) 437-0512

## CONSUMER AFFAIRS

### ■ NOTICE

#### Regulatory Agenda for FY 2018

#### I. Summary of Overall Regulatory Agenda

Pursuant to Section 1042 of the New York City Charter, the NYC Department of Consumer Affairs ("DCA") hereby publishes its Regulatory Agenda for Fiscal Year 2018, which begins on July 1, 2017 and ends on June 30, 2018. DCA will be promulgating rules to amend sections in the following Chapters of Title 6 of the Rules of the City of New York ("Rule" or "6 RCNY"):

- Chapter 1 – License Enforcement
- Chapter 2 – Licenses
- Chapter 3 – Weights and Measures
- Chapter 4 – Market Regulations
- Chapter 5 – Unfair Trade Practices
- Chapter 6 – Administrative Hearings

DCA's proposals are consistent with the policy objectives of the Administration and were identified through the City's Retrospective Rules Review. The proposed rules will reduce regulatory burdens, increase equity, support small businesses, and simplify or update content to help support public understanding and compliance.

#### II. Rules to be Promulgated

##### A. Chapter 1 – License Enforcement

###### 1. Rule 1-01 Fingerprinting

- Subject: Rule requires applicants for listed licenses/permits to appear in person at DCA to be fingerprinted.
- Reason for amendment: List is outdated.
- Anticipated content: List will be updated or replaced with language that requires the rule to broadly apply to any license category that requires fingerprinting.
- Objective: Simplify and update content to help support public understanding and compliance.
- Legal basis: City Charter 2203(c), Admin. Code Section 20-104.
- Relevant federal, state, and local laws and rules: Admin. Code Section 20-201 *et seq.*, NYS General Business Law.
- Types of individuals and entities likely to be affected: Individuals and entities seeking to be licensed for a category that requires fingerprinting.
- Approximate schedule: October-December 2017.

###### 2. Rule 1-06 Proof of Surety Bond

- Subject: Rule requires submission of proof of surety bond before a license is issued or renewed.
- Reason for amendment: Rule contains a typo – states "bends" instead of "bonds."
- Anticipated content: "Bends" will be amended to "bonds."
- Objective: Update content to help support public understanding and compliance.
- Legal basis: City Charter 2203(c), Admin. Code Section 20-104.
- Relevant federal, state, and local laws and rules: Admin. Code Section 20-201 *et seq.*, NYS General Business Law.
- Types of individuals and entities likely to be affected: Individuals and entities seeking to be licensed for a category that requires a surety bond.
- Approximate schedule: October-December 2017.

##### B. Chapter 2 – Licenses

###### 1. Subchapter G, Sidewalk Stands, Part 1 Newsstands

###### a. Rule 2-64 Application Procedures

- Subject: Rule describes application procedures for newsstand license applications.
- Reason for amendment: Rule contains outdated references to "Art Commission" and will be amended to state "Public Design Commission," which has replaced the Art Commission's role in reviewing newsstand license applications.

- Anticipated content: “Art Commission” will be replaced with “Public Design Commission.”
  - Objective: Update content to help support public understanding and compliance.
  - Legal basis: City Charter 2203(c), Admin. Code Section 20-104.
  - Relevant federal, state, and local laws and rules: Admin. Code Section 20-228 *et seq.*, 6 RCNY Section 2-61 *et seq.*
  - Types of individuals and entities likely to be affected: Individuals and entities seeking newsstand licenses.
  - Approximate schedule: October-December 2017.
- b. Rule 2-65 Siting Requirements for Newsstands**
- Subject: Rule describes siting requirements for newsstands.
  - Reason for amendment: Rule contains outdated references to “Art Commission” and will be amended to state “Public Design Commission,” which has replaced the Art Commission’s role in reviewing newsstand license applications.
  - Anticipated content: “Art Commission” will be replaced with “Public Design Commission.”
  - Objective: Update content to help support public understanding and compliance.
  - Legal basis: City Charter 2203(c), Admin. Code Section 20-237.
  - Relevant federal, state, and local laws and rules: Admin. Code Section 20-228 *et seq.*, 6 RCNY Section 2-61 *et seq.*
  - Types of individuals and entities likely to be affected: Individuals and entities seeking newsstand licenses.
  - Approximate schedule: October-December 2017.
- 2. Subchapter X, Electronic Or Home Appliance Service Dealers**
- a. Rule 2-253 Display of Required Information**
- Subject: Rule requires electronic and home appliance service dealers to post certain information on a sign.
  - Reason for amendment: Reduce regulatory burden by repealing subdivisions (a)(1) and (a)(3).
  - Anticipated content: Subdivisions (a)(1) and (a)(3) will be repealed.
  - Objective: Reduce regulatory burden.
  - Legal basis: City Charter 2203(c), Admin. Code Section 20-104.
  - Relevant federal, state, and local laws and rules: Admin. Code Section 20-410 *et seq.*, 6 RCNY Section 2-251 *et seq.*
  - Types of individuals and entities likely to be affected: Individuals and entities licensed as electronic and home appliance service dealers.
  - Approximate schedule: October-December 2017.
- C. Chapter 3 – Weights And Measures**
- 1. Subchapter F, Open Air Street Markets**
- a. Rule 3-111 through Rule 3-131**
- Subject: Rules relate to the permitting and regulation of “open air street markets.”
  - Reason for amendment: “Open air street markets” have not existed in NYC for decades and are no longer recognized in the NYS Agriculture and Markets Law, thereby making these rules obsolete.
  - Anticipated content: Rule 3-111 through Rule 3-131 will be repealed.
  - Objective: Update content to help support public understanding.
  - Legal basis: Admin. Code Section 20-574.
  - Relevant federal, state, and local laws and rules: None.
  - Types of individuals and entities likely to be affected: General public.
- Approximate schedule: October-December 2017.
- D. Chapter 4 – Market Regulations**
- 1. Subchapter F, Moisture Content of Processed Meats and Meat Products**
- a. Rule 4-94 Violations**
- Subject: Rule authorizes penalty of up to 10 days imprisonment upon a finding of guilt.
  - Reason for amendment: Increase equity by repealing this penalty.
  - Anticipated content: Imprisonment penalty will be repealed.
  - Objective: Increase equity.
  - Legal basis: City Charter Section 2203(d).
  - Relevant federal, state, and local laws and rules: Admin. Code Section 20-676 *et seq.*, 6 RCNY Section 4-81 *et seq.*
  - Types of individuals and entities likely to be affected: Individuals and entities engaged in the business of labeling moisture content on processed meats and meat products.
  - Approximate schedule: October-December 2017.
- E. Chapter 5 – Unfair Trade Practices**
- 1. Subchapter A, Consumer Protection Law (Part 5, Specific Business And Industry Regulations)**
- a. Rule 5-62 Home Heating Oil Credit**
- Subject: Rule prohibits home heating oil dealers from imposing more stringent retail credit terms, payment schedules and debt collection practices than those in effect during the 1978-1979 heating season.
  - Reason for amendment: Reference to 1978-1979 heating season is outdated and makes the rule obsolete.
  - Anticipated content: Rule 5-62 will be repealed.
  - Objective: Update content to help support public understanding and compliance.
  - Legal basis: City Charter 2203(f), Admin. Code Section 20-702.
  - Relevant federal, state, and local laws and rules: None.
  - Types of individuals and entities likely to be affected: Individuals and entities that sell heating oil at the retail level.
  - Approximate schedule: October-December 2017.
- 2. Subchapter K, Theatre Tickets**
- a. Rule 5-211 through Rule 5-216**
- Subject: Rules impose requirements related to the sale of theatre tickets.
  - Reason for amendment: These rules were promulgated under Article 10-C of the NYS General Business Law, which was repealed in 1983 and thereby made the rules obsolete.
  - Anticipated content: Rule 5-211 through Rule 5-216 will be repealed.
  - Objective: Update content to help support public understanding and compliance.
  - Legal basis: 1983 Repeal of Article 10-C of the NYS General Business Law.
  - Relevant federal, state, and local laws and rules: 1983 Repeal of Article 10-C of the NYS General Business Law.
  - Types of individuals and entities likely to be affected: General public.
  - Approximate schedule: October-December 2017.
- 3. Subchapter L, Collateral Loan Brokers**
- a. Rule 5-227 Papers in Which Collateral Loan Brokers Can Advise Auction Sales**
- Subject: Rule requires collateral loan broker (i.e., pawnbrokers) to post advertisements related to the sale of unredeemed pawns or pledges in listed newspapers.

- Reason for amendment: List is outdated.
- Anticipated content: DCA will eliminate the list of papers from the rule and replace it with language referring collateral loan brokers to access a list on DCA's website, where the list that will be updated periodically.
- Objective: Update content to help support public understanding and compliance.
- Legal basis: City Charter 2203(f).
- Relevant federal, state, and local laws and rules: City Charter 2203(f), Article 5 of the NYS General Business Law Section 40 *et seq.*, Admin. Code Section 20-276 *et seq.*, 6 RCNY Section 5-221 *et seq.*
- Types of individuals and entities likely to be affected: Individuals and entities licensed as collateral loan brokers (i.e., pawnbrokers).
- Approximate schedule: October-December 2017.

#### 4. Subchapter M, Employment Agencies

##### a. Rule 5-248 Prohibited Practices

- Subject: Rule prohibits employment agencies from discriminating against individuals who belong to a protected class.
- Reason for amendment: NYS and NYC Human Rights Laws, respectively Article 15 of the Executive Law and Title 8 of the Administrative Code, include sexual orientation as a protected class. Rule will be amended to also include "sexual orientation."
- Anticipated content: "Sexual orientation" will be added to the rule.
- Objective: Increase equity.
- Legal basis: City Charter 2203(f).
- Relevant federal, state, and local laws and rules: City Charter 2203(f), Article 11 of the NYS General Business Law Section 170 *et seq.*, Admin. Code Section 20-770 *et seq.*, 6 RCNY Section 5-241 *et seq.*, Article 15 of the Executive Law, Title 8 of the Admin. Code.
- Types of individuals and entities likely to be affected: General public.
- Approximate schedule: October-December 2017.

#### F. Chapter 6 – Administrative Hearings

##### 1. Subchapter A, Adjudicatory Proceedings

##### a. Rule 6-03 Pre-Hearing Disposition of Violations

- Subject: Rule authorizes cures for first-time violations of listed provisions.
- Reason for amendment: Rule will be amended to include a first-time violation cure for Rule 2-57(i), which requires a sidewalk café to post its DCA license/complaint sign pursuant to Rule 1-03.
- Anticipated content: Rule will be amended to include a cure for first-time violations of Rule 2-57(i).
- Objective: Support small businesses.
- Legal basis: Local Law 153 for the Year 2013.
- Relevant federal, state, and local laws and rules: Local Law 153 for the Year 2013.
- Types of individuals and entities likely to be affected: Individuals and entities licensed for a sidewalk café.
- Approximate schedule: October-December 2017.

• m4

The public hearing took place on April 25, 2017. DCA is extending the period to submit written testimony from April 25, 2017 to May 11, 2017.

#### How do I submit written testimony for the public hearing?

Anyone can submit written testimony by:

- **Email**. You can email written testimony to [nycworkerhearing@dca.nyc.gov](mailto:nycworkerhearing@dca.nyc.gov).
- **Mail**. You can mail written testimony to Office of Labor Policy and Standards, Attention: NYC Worker Hearing, New York City Department of Consumer Affairs, 42 Broadway – 9th Floor, New York, NY 10004.

• m4

## OFFICE OF ENVIRONMENTAL REMEDIATION

### ■ NOTICE

#### NOTICE OF ADOPTION OF AMENDMENTS TO RULES OF THE NEW YORK CITY ENVIRONMENTAL REMEDIATION RULES

**NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED** in the Director of Environmental Remediation by subdivision e of Section 15 of the New York City Charter, that the Office of Environmental Remediation promulgates and adopts amendments to rules relating to the New York City Voluntary Cleanup Program and the New York City Brownfield Incentive Grant Program.

The rules were proposed and published in *The City Record* on March 24, 2017. A public hearing was held on April 24, 2017. No comments on the proposed rule amendments were received.

#### STATEMENT OF BASIS AND PURPOSE

The Office of Environmental Remediation ("Office" or "OER") was established by Local Law No. 27 of 2009. Charter § 15(e)(5) authorizes its Director to administer financial incentives offered through various programs to promote the identification, investigation, remediation, and redevelopment of brownfields. Charter § 15(e)(15) authorizes the Director to administer the hazardous materials (E) designation program (described below) and § 15(e)(18) authorizes the Director to promulgate rules to implement the Office's programs.

OER is proposing to amend the City's environmental remediation rules in the following ways:

First, Subchapter 6 of Chapter 14 of Title 43 would be amended to revise its title and to establish, through a new section, both a process for applicants to request modification of noise attenuation requirements in a special mixed use district, and also a fee for the administrative costs of reviewing these requests (§ 43-1461).

Second, the rules relating to the Brownfield Incentive Grant rule ("BIG rule") would be amended to provide additional grants to City-supported affordable or supportive housing developments, as well as to manufacturing and industrial projects supported by the New York City Economic Development Corporation ("EDC"), by:

- Reimbursing a supported project for the cost of the site investigation if the project is denied entry into the State brownfield program and is enrolled instead in the City Voluntary Cleanup Program (§ 43-1422(c)(11));
- Authorizing the Office to exceed the City pre-enrollment grant award cap of \$125,000 when an eligible project incurs costs to enroll in the State brownfield program that exceed \$125,000 (§ 43-1422(c)(11)); and
- Reimbursing projects eligible for a City pre-enrollment grant for 100% of their eligible costs, rather than requiring such projects to pay for 25% of the eligible services (§ 43-1416(h)).

In addition, the BIG rule would be amended in the following other ways:

- To allow qualified vendors under contract with EDC to provide eligible services and activities under (a) pre-enrollment and enrollment grants; (b) brownfield opportunity area local match grants; and (c) technical assistance and local match grants used by community based organizations to conduct place-based community brownfield planning (§ 43-1422(c)(1), (3) and (4)).
- To increase the reimbursement to development projects for the costs of hiring a consultant to advise on whether to enroll a project with the State brownfield program. Under the proposed rule, the City brownfield grant program would reimburse development projects \$1,000 (a new award) and preferred community development projects \$1,333 (currently \$500) for these services. The list of eligible services that can be reimbursed by

#### Notice of Extension of Period to Submit Written Testimony

**NOTICE IS HEREBY GIVEN** that the Department of Consumer Affairs (DCA) is extending the period to submit written testimony for the April 25, 2017 public hearing regarding the state of workers' rights in New York City, which sought to examine issues affecting vulnerable New York City workers, including the immigrant, paid care, and on-demand workforces.

brownfield green job training grants would also be expanded (§ 43-1419(a)(5) and Schedule B).

Third, the City Voluntary Cleanup Program rule would be amended by striking §43-1410 (f) to make it consistent with recently adopted State law establishing a statutory exemption for projects enrolled in the City's Voluntary Cleanup Program from the State hazardous waste program fee and the special assessment on hazardous waste. Unless exempted, parties that remove hazardous waste from a property in New York State are required to pay the State a hazardous waste program fee and a special assessment for each ton of hazardous waste generated.

Finally, the proposed amendments include several technical drafting changes in the Program Rule to ensure consistency throughout this regulatory scheme (§§ 43-1406(a) and 43-1410).

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

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

Section 1. Subdivision a of Section 43-1406 of Subchapter 1 of Chapter 14 of Title 43 of the Rules of the City of New York is amended to read as follows:

a. *Work plans.* All work undertaken as part of a remedial program under a [local brownfield] City voluntary cleanup agreement shall be detailed in a work plan, unless determined otherwise by the [office] Office.

1. All work plans shall:

A. be prepared and implemented in accordance with the requirements of all applicable laws, rules and regulations;

B. consider applicable Office guidance;

[B.] C. be submitted to the [office] Office for review and approval, pursuant to subdivision d of this section; and

[C.] D. include, at a minimum, a schedule for performance of anticipated activities with sufficient detail to allow the [office] Office to evaluate the work plan.

§ 2. Subdivisions b through h of Section 43-1410 of Subchapter 1 of Chapter 14 of Title 43 of the Rules of the City of New York are amended to read as follows:

b. [Environmental review and assessment letter.

The office may issue environmental review and assessment letters if requested to do so by a person or entity. An environmental review and assessment letter is typically issued in connection with a proposed financing or re-financing of real property and states that the existing condition of a site does not require further action. The fee for obtaining an environmental review and assessment letter from OER is \$3,500.]

[c.] *Financial assurance.*

1. *Applicability.* The office may require, as a condition of accepting any institutional or engineering controls, that the enrollee post financial assurance to ensure the long term implementation, maintenance, monitoring, reporting, and enforcement of any such controls. In considering whether to require financial assurance, the office shall consider factors including, but not limited to:

- A. whether one or more innovative technologies have been employed at the site;
- B. the length of time to implement the remedial program;
- C. the cost of the remedial program;
- D. the complexity of the remedial program; and
- E. the financial resources available to the enrollee.

2. Financial assurance required under this subdivision shall be in effect and on file with the office before any notice of completion is issued. Allowable financial assurance mechanisms include:

- A. trust funds;
- B. surety bond guaranteeing payments;
- C. letters of credit;
- D. insurance; or
- E. documentation of a financial capability test, as set forth in of 6 NYCRR Section 373-2.8(d)(5).

3. *Preparation of estimated amount of financial assurance.*

If the office requires posting of financial assurance as a condition of accepting institutional or engineering controls, the enrollee shall provide an estimated amount of financial assurance for the office's consideration. The enrollee shall be responsible for having a professional engineer or other qualified environmental professional prepare the estimate, and, in the event the financial assurance is being provided through environmental insurance, for having an independent insurance professional provide a certification that such policy meets the requirements of this subdivision. The estimate shall include an itemized listing of each cost and how the cost was calculated, including the cost of contracting with a third party.

4. *Office review of estimated amount of financial assurance.* Upon receipt of the financial assurance estimate, the office shall review the estimate and shall assess the basis for the type and extent of impacts used in calculations, and whether the estimated amount is sufficient. The office may accept, modify, or reject the financial assurance estimate.

5. *Submittal of financial assurance.* After approval of the financial assurance amount and prior to the office's issuance of a notice of completion, the enrollee shall submit an originally-signed financial assurance mechanism to the office. The mechanism shall be in effect when submitted. An enrollee may satisfy this requirement by establishing one or more financial assurance mechanisms. If multiple financial assurance mechanisms are used, the enrollee shall specify at least one such mechanism as "primary" coverage and shall specify the other mechanisms as "excess." An enrollee with obligations for providing financial assurance for multiple sites may combine the required financial assurances for all sites into one or more financial assurance mechanisms.

6. *Adjustment of amount of financial assurance.* The office shall review the dollar amount of financial assurance at least once every five years. During the review, the office may adjust the amount for inflation based on the United States consumer price index. In addition, the enrollee may request at any time that the amount of financial assurance be adjusted based on factors occurring since the posting of the existing financial assurance. The enrollee shall describe in writing the basis for the adjustment request.

7. *Release of financial assurance.* The office may release the financial assurance or a portion of the financial assurance, and in doing so shall:

- A. notify the enrollee in writing of any release or modification;
- B. modify the financial assurance requirement to reflect the release or modification of the financial assurance required; and
- C. return to the enrollee such released financial assurance, if applicable, with the notice.

8. *Substitution of financial assurance.* If the enrollee requests substitution of one type of financial assurance for another, the enrollee shall submit to the office a proposal for alternate financial assurance. The alternate financial assurance must be as secure or more secure than the existing financial assurance as determined by the office. Upon approval and receipt of the alternate financial assurance by the office, the office shall release the existing financial assurance and the office shall notify the enrollee in writing. § 43-1410(c).

[d.] c. *Change of use.* 1. A person or entity proposing to make a change of use, except for a transfer of title to a qualified local brownfield site that results in a change in the party implementing a site management plan, shall provide written notification to the office at least sixty days before the proposed change of use.

2. The notice shall advise the office of the proposed change, including, but not limited to, explaining how such change may affect the site's proposed, ongoing, or completed remedial program.

3. Where a change in use arises from a transfer of title to a qualified local brownfield site that results in a new party implementing a site management plan, such notice shall be included in the next annual certification and site management report to the office, pursuant to Section 43-1407(l)(3). The notice shall include:

- A. The name of the new owner and the new owner's contact information, including a contact representative and the contact information for such representative; and
- B. A certification that the new owner has been provided a copy of the City voluntary cleanup agreement and a copy of all approved remedial work plans and reports.

4. The office reserves the right to prohibit a change in use for cause.

[e.] d. *Effective date of submissions and notices.* 1. Unless otherwise provided, the effective date of submissions and notices required under this subchapter shall be the date of receipt.

2. The date of receipt of any writing or notice by the office to the enrollee shall be:

- A. If served by hand, the date delivered to the enrollee or its designated representative.
- B. If mailed, five days after the mailing.

3. The date of receipt of any submission to the office by the enrollee shall be:

- A. If served by hand, the date delivered to the office, at [253 Broadway, 14th Floor, New York, NY 10007] the address provided on the Office's website.
- B. If mailed, five days after the mailing.

[f. Participation in the City voluntary cleanup program shall not relieve an enrollee of the obligation to pay any hazardous waste fees or assessments required by state or federal law, rule or regulation for

any action undertaken by such enrollee in the course of implementing a remedial program.]

[g.] e. Participation in the City voluntary cleanup program shall not relieve an enrollee of the obligation to obtain any permit required by state or federal law, rule or regulation for any action undertaken by such enrollee in the course of implementing a remedial program.

[h.] f. In accordance with Section 27-1303 of the New York State environmental conservation law, the [office] Office shall report suspected inactive hazardous waste sites within the City of New York to the department of environmental conservation.

§ 3. Paragraph (8) of subdivision b of Section 43-1415 of Subchapter 2 of Chapter 14 of Title 43 of the Rules of the City of New York is amended to read as follows:

b. *Applicability.* Brownfield incentive grants are available to provide financial assistance for

\* \* \*

(8) recipients of brownfield opportunity area grants for the performance of pre-development services, assessments and investigations, environmental investigations, property remediation, environmental insurance purchase, and technical assistance services and for the development of work plans and applications.

§ 4. Subdivision h of Section 43-1416 of Subchapter 2 of Chapter 14 of Title 43 of the Rules of the City of New York is amended to read as follows:

h. "Grant payment percentage limit" means the seventy-five percent maximum payment by the [office] Office for eligible costs for approved services and activities performed under a pre-development grant or an environmental investigation grant. The grant payment percentage limit is intended to ensure that the grantee bears some of the costs for pre-development and environmental investigation services and activities. The grant payment percentage limit shall not apply to City pre-enrollment grants awarded to City-funded affordable and/or supportive housing sites or to industrial and manufacturing sites supported by the New York City economic development corporation.

§ 5. Paragraph 5 of subdivision a of Section 43-1419 of Subchapter 2 of Chapter 14 of Title 43 of the Rules of the City of New York is amended to read as follows:

5. For brownfield green job training grants, eligible services and/or activities shall include any hourly work participating in construction activities at a remedial action site regulated by the Office, the New York state department of environmental conservation or an environmental project recognized by the Office by trainees, pre-approved by the Office, from a City, state, or federally supported nonprofit work force development program. Eligible services and/or activities shall also include any hourly work performed by such trainees in support of the Office's programs.

§ 6. Schedule B, set forth in Subchapter 2 of Chapter 14 of Title 43 of the Rules of the City of New York ("Schedule B"), is amended to read as follows:

**Schedule B Eligible Services and Activities / Reimbursable Allowance <sup>a, b</sup>**

Activity	Unit	Reimbursable Allowance for Non-Preferred Community Development Project <sup>c</sup>	Reimbursable Allowance for Preferred Community Development Project <sup>d</sup>
<b>Pre-development</b>			
Title Insurance/ Title Search			
full coverage	each	\$765	\$1,020
limited coverage	each	\$382.50	\$510
non-insured reports	each	\$255	\$340
Project Feasibility Study			
market analysis	each	\$765	\$1,020
concept plans	each	\$765	\$1,020
pro-forma financial analysis	each	\$765	\$1,020
zoning analysis	each	\$765	\$1,020
legal due diligence review	report	\$300	\$400
State BCP eligibility consultation	Each	[0] \$1,000	[\$500] \$1,333

Other Services			
community outreach	each	\$956.25	\$1,275
site survey	day	\$956.25	\$1,275
Phase 1 ESA	each	\$1,593.75	\$2,125
<b>Environmental Investigation</b>			
Workplans			
Phase II/site characterization workplan	each	\$1,275	\$1,700
remedial investigation workplan	each	\$1,593.75	\$2,125
Phase II (soil)			
geophysical survey report (GPR contractor)	1/2 day	\$765	\$1,020
geophysical survey report (GPR contractor)	day	\$1,116	\$1,488
geophysical anomalies investigation (excavator/operator)	day	\$606	\$808
soil boring Installation	1/2 day	\$637.50	\$850
soil boring Installation	day	\$956.25	\$1,275
soil sample collection/ field screening	day	\$510	\$680
Phase II (groundwater)			
monitoring well installation (unconsolidated)	Well	\$1,593.75	\$2,125
monitoring well installation (bedrock)	Well	\$2,550	\$3,400
disposal of drill cuttings and transportation	drum	\$79.50	\$106
monitoring well survey	day	\$956.25	\$1,275
temporary well-point installation	each	\$382.50	\$510
groundwater sample collection	day	\$510	\$680
disposal of purge water and transportation	drum	\$51	\$68
aquifer test	each	\$382.50	\$510
Phase II (vapor)			
vapor probe installation	day	\$956.25	\$1,275
vapor sample collection	day	\$510	\$680
ambient air sample and collection	day	\$510	\$680
Reports			
Phase II/site characterization report	each	\$1,275	\$1,700
remedial investigation report	each	\$1,593.75	\$2,125
grant project reporting	each	\$318.75	\$425
Lab Analysis			
Metals (soil/water)			
Priority Pollutant metals (13 metals)	sample	\$62.25	\$83
total RCRA metals (8 metals)	sample	\$39.75	\$53

Target Analyte List metals (23 metals)	sample	\$96.75	\$129
Organics (soil/water)			
base neutrals	sample	\$86.25	\$115
base neutrals + 10 or 15	sample	\$96	\$128
base neutrals/ acid extractables (semivolatile organics)	sample	\$153	\$204
BTEX	sample	\$30.75	\$41
BTEX + MTBE + TBA	sample	\$30.75	\$41
Herbicides	sample	\$57.75	\$77
PAHs	sample	\$86.25	\$115
PCBs	sample	\$38.25	\$51
PCBs in oil	sample	\$30.75	\$41
Pesticides	sample	\$38.25	\$51
Volatiles	sample	\$51	\$68
volatiles + 10 or 15	sample	\$57.75	\$77
volatiles (drinking water)	sample	\$78.75	\$105
volatiles (drinking water) + 10 or 15	sample	\$86.25	\$115
target compound list (VO+10, BNAE+20, Pest/PCB)	sample	\$306	\$408
Organics (air)			
TO-15	sample	\$204	\$272
Group Tests			
ID-27 (TCLP metals, TPH, PCBs, reactive CN & S, Ignitability, pH)	sample	\$156	\$208
Priority Pollutants + 40 (VO+15, BNAE+25, pest/PCB, 13 metals, CN, phenol)	sample	\$401.25	\$535
RCRA characteristics (reactive CN & S, ignitability, corrosivity)	sample	\$38.25	\$51
TCLP-full (8 metals, VO, BNAE, pesticides, herbicides)	sample	\$381.75	\$509

Environmental Remediation	Unit	Reimbursable Allowance
Workplans and Reports		
remedial action workplan	each	\$5,000
remedial action report	each	\$5,000
remedial investigation report and remedial action work plan: full service <sup>e</sup>	each	[\$5,000] \$30,000
Remedial action report: full service <sup>f</sup>	each	\$30,000
site management plan	each	[\$30,000] \$2,500
grant project reporting	each	[\$2,500] \$425
[field oversight <sup>g</sup> ]	[each]	[\$425]
field oversight <sup>g</sup>	half day	\$400
	day	\$1,000

environmental insurance <sup>h</sup>	premium	\$25,000/\$30,000
Soil Removal		
disposal - soil, non-hazardous (does not include transportation)	ton	\$102
disposal - soil, non-hazardous (does not include transportation)	ton	\$43
waste characterization: ID-27 (TCLP metals, TPH, PCBs, reactive CN & S, ignitability, PH)	sample	\$208
mobilization/demobilization - one time allowable per site per machine	each	\$425
loader/backhoe w/ operator	day	\$808
small-trackhoe w/ operator (J Deere 200LC or equivalent)	day	\$1,190
large trackhoe w/ operator (Cat 325 or equivalent)	day	\$1,445
skid steer loader w/ operator	day	\$595
dump truck w/ operator (approx. 12 yd. 3)	day	\$340
dump truck, tandem - triaxle w/ operator (25 yd. 3)	day	\$765
rolloff container (20 yd. 3)	each	\$510
vacuum truck w/ operator	hr	\$77
post-excavation soil sample collection	day	\$680
Backfill		
recycled concrete aggregate	ton	\$13
certified clean fill material	ton	\$17
top soil	cy	\$21
Engineering Controls (cap emplacement)		
clean fill/gravel	ton	\$17
top soil	cy	\$21
asphalt (2 in. compacted asphalt on 2 in. gravel base)	sf	\$3.80
cement paving (4 in.)	sf	\$4.25
sub-slab depressurization system passive	sf	\$7.00
sub-slab depressurization system active	sf	\$8.50
vapor barrier/water proofing (up to 39 mil)	sf	\$5.00
vapor barrier (40 mil and greater)	sf	\$6.00
Institutional Controls		
deed restriction preparation	Each	\$2,125
Lab Analysis		
Metals (soil/water)		
Target Analyte List metals (23 metals)	Sample	\$129



Organics (soil/water)		
Target Compound List SVOC's	Sample	\$204
PCBs	sample	\$51
Pesticides/herbicides	sample	\$51
Target Compound List VOC's	sample	\$204

target compound list (VO+10, BNAE+20)	sample	\$408
Organics (air)		
TO-15	sample	\$272
Group Tests		
ID-27 (TCLP metals, TPH, PCBs, reactive CN & S, ignitability, pH)	sample	\$208
RCRA characteristics (reactive CN & S, ignitability, corrosivity)	sample	\$51
TCLP-full (8 metals, VO, BNAE, pesticides, herbicides)	sample	\$509

**Technical Assistance Grants**

Professional Services		
Attorney	hr	\$213
Architect	hr	\$128
planner, including peer advisory services	hr	\$128
professional engineers	hr	\$128
environmental consultants	hr	\$81
community based organizations	hr	\$81

**Brownfield Opportunity Area Local Match Grants**

For Brownfield Opportunity Area (BOA) Local Match Grants, eligible services and/or activities must be reasonable, relevant, and directly related to the BOA scope of work. In order for these eligible costs to be reimbursed, they must be related to a work plan approved by the New York State Department of State pursuant to an executed State Assistance Contract and be appropriately documented in accord with the BOA Record Keeping and Payment Guide. See the guidance for the BOA Program issued by the New York State Department of State for questions or clarification regarding eligible and ineligible costs. **For a Step 1 BOA award and a step 2 BOA award, the total amount of reimbursable expenses may not surpass the grant limit of the lesser of \$25,000 or 10% for each Brownfield Opportunity Area Grant award.** For Brownfield Opportunity Area Local Match Grants made to a place-based brownfield community planning organization, eligible services and activities must be set forth in the organization's agreement with the Office.

<sup>a</sup> All listed prices are inclusive of all subcontractor, professional oversight, materials and equipment costs.  
<sup>b</sup> The Grant Allowance amounts presented in Schedule B represent the maximum amounts up to which specified activities may be funded. An eligible service and activity will not necessarily be funded up to that maximum amount.  
<sup>c</sup> Pursuant to Section 43-1423(b)(4), predevelopment and environmental investigation grants, other than for preferred community development projects where the developer is a not-for-profit corporation, are reimbursed subject to the grant payment percentage limit of 75% for eligible costs for approved services and activities.  
<sup>d</sup> This column applies to preferred community development projects where the developer or community based organization is a not-for-profit corporation. Pursuant to Section 43-1423(b)(4), such projects are not subject to the grant payment percentage limit.

<sup>e</sup> Reimbursement up to \$30,000 subject to the project award cap. This payment is intended to cover all remedial investigation activities and all document preparation activities including: a remedial investigation work plan, a Phase I environmental site assessment, a remedial investigation report, sampling, field oversight, mobilization, monitoring, chemical analysis and a remedial action work plan. This activity can only be selected for projects that have enrolled in the City voluntary cleanup program and no other costs for remedial investigation or remedial work plan preparation may be claimed.

<sup>f</sup> Reimbursement up to \$30,000 subject to the project award cap. This payment is intended to cover all remedial action oversight activities and all document preparation activities including: field oversight by staff, daily reports, CAMP monitoring and equipment, HASP monitoring, sample collection, and preparation of a remedial action report. It does not cover construction of remedial systems including engineering controls. This activity can only be selected for projects that have enrolled in the City voluntary cleanup program and no other costs for remedial action oversight or remedial action report preparation may be claimed.

<sup>g</sup> Reimbursement for field oversight consists of oversight of active remedial work by a qualified environmental professional, CAMP monitoring equipment, HASP monitoring, and the collection of samples. The deliverable is a daily report that identifies the qualified environmental professional.

<sup>h</sup> Eligible activities consist of the purchase of Pollution Legal Liability, Contractors Pollution Liability and Cleanup Cost Cap Insurance. The total amount of reimbursable expenses may not surpass the grant limits established in Schedule A. Purchase of environmental insurance for a project that subsequently enrolls in the City voluntary cleanup program is an eligible expense following program enrollment.

§ 7. Subdivision c of Section 43-1422 of Subchapter 2 of Chapter 14 of Title 43 of the Rules of the City of New York is amended to read as follows:

*c. Award limits.*

1. *Generally.* Grants may be awarded for a qualifying brownfield property totaling up to the amount listed in schedule A, including the cost for administration pursuant to § 43-1423(a)(2). Activities and services in connection with pre-enrollment and enrollment grants can be performed by a qualified vendor under contract with the New York City economic development corporation, the New York City department of environmental protection or the Office.

\* \* \*

3. *Brownfield opportunity area local match grant.* A grantee of a brownfield opportunity area local match grant may receive a grant of up to \$25,000 or ten percent of the brownfield opportunity area grant awarded from the New York State department of State, for step one of the brownfield opportunity area program, whichever is less, and \$25,000 or ten percent of the brownfield opportunity area grant from the New York State department of State for step two of the brownfield opportunity area program, whichever is less. A grantee of a brownfield opportunity area local match grant that is a community based organization in a place-based community brownfield planning area may receive a grant of up to \$25,000. Activities and services on behalf of a community based organization that conducts place-based community brownfield planning through a brownfield opportunity area local match grant can be performed by a qualified vendor under contract with the New York City economic development corporation, the New York City department of environmental protection or the Office. The cost of grant administration shall not be deducted from grants awarded to a grantee of a brownfield opportunity area local match grant.

4. *Community based organization applicant for a brownfield opportunity area grant.* A community based organization that seeks to apply for a brownfield opportunity area grant may receive a technical assistance grant of up to \$10,000 for eligible consulting services. Community based organizations that conduct place-based community brownfield planning in areas identified by the Office may also receive a technical assistance grant of \$10,000. Activities and services on behalf of a community based organization that conducts place-based community brownfield planning through a technical assistance grant can be performed by a qualified vendor under contract with the New York City economic development corporation, the New York City department of environmental protection or the Office. The cost of grant administration shall not be deducted from grants awarded to a grantee of a community based organization brownfield opportunity area grant.

\* \* \*

11. *City pre-enrollment grants.* City pre-enrollment grants are funded to a maximum of \$125,000 for pre-enrollment activities and services. The Office may award a grant higher than this amount where it determines that a City-supported affordable or supportive housing development or an industrial project supported by the New York City Economic Development Corporation incurs more than \$125,000 in investigation costs to enroll in the State brownfield program or obtain DEC's approval of its remedial action work plan. If such a project is

denied entry into the State brownfield program and enrolls instead in the City voluntary program, it will be reimbursed for the cost of conducting a site investigation. Activities and services for a City pre-enrollment grant can be performed by a qualified vendor under contract with the New York City economic development corporation, the New York City department of environmental protection or the Office. The cost of grant administration shall not be deducted from the grants awarded to a grantee of a City pre-enrollment grant.

§ 8. Subchapter 6 of Chapter 14 of Title 43 of the Rules of the City of New York is amended and a new Section 43-1461 is added to read as follows:

**SUBCHAPTER 6**

**[FEE FOR STATE HAZARDOUS WASTE PROGRAM FEE EXEMPTION]  
MISCELLANEOUS FEES, MODIFICATION OF SPECIAL MIXED USE NOISE REQUIREMENTS**

**§43-1460 Fee for Hazardous Waste Program Fee Exemption.**

The [office] Office shall assess a fee for assisting properties in the [city] City voluntary cleanup program obtain an exemption from the state hazardous waste program fee established by ECL §72-0402. The fee is as follows:

- no fee will be charged for sites that generate fewer than 15 tons of hazardous waste per year; and
- sites that generate at least 15 tons of hazardous waste per year will be charged a fee of \$10.00 for each ton of hazardous waste generated.

**§ 43-1461 Modification of Special Mixed Use Noise Requirements.**

*a. Definitions.*

**“CEQR Technical Manual”** means the City Environmental Quality Review Technical Manual (May 2010), as amended.

**“dBA”** means a measure of sound as experienced by the human ear.

**“Full build year”** means the year of completion for the proposed action set forth in the Environmental Assessment Statement (EAS) or Environmental Impact Statement (EIS).

**“Ldn”** means the equivalent sound level for a 24-hour period with an additional 10 dB imposed on the equivalent sound levels for night time hours between 10:00 P.M. and 7:00 A.M.

**“Leq(1)”** means the equivalent continuous sound level that over a one-hour period has the same total energy as the actual fluctuating sound level over a one-hour period.

**“L10(1)”** means the stated sound level that is exceeded 10 percent of the time during a one-hour period. It is derived from  $Lx(t)$ , where “x” is the percentage of time that the sound level has been exceeded and “t” is the total period of time that the sound has been recorded.

**“Noise descriptor”** means a continuous sound level measured during a noise monitoring test according to an approved noise monitoring protocol. Leq(1), L10(1) and Ldn are Noise descriptors.

**“Noise monitoring protocol”** means a document prepared by an acoustical specialist describing the conditions, locations, and Noise descriptors to be used in assessing existing noise levels during a continuous 24-hour period.

**“Office” or “OER”** shall mean the New York City Office of Environmental Remediation.

**“Owner”** shall mean the person, including his or her successors or assigns, who is the recorded title holder of a tax lot(s).

**“Zoning action”** means an action, such as a special permit, authorization, certification, or variance, pursuant to provisions of the Zoning Resolution.

**“Zoning amendment”** means a proposed amendment to the text or maps of the Zoning Resolution, subject to review and approval pursuant to §§ 197-c, 197-d and 200 of the New York City Charter.

**“Zoning Resolution”** means the Zoning Resolution of the City of New York, effective December 15, 1961, as amended

*b. Modification of Special Mixed Use Noise Requirements.*

Pursuant to the Zoning Resolution, the owner of a building located in a Special Mixed Use District may apply to OER for a modification of the noise requirements based upon new information, additional facts or updated standards. OER may modify such noise requirements, provided that such modifications are protective of both the public health and the environment.

1. The applicant must conduct (i) a 24-hour noise monitoring test of the lot to record in dBA the Leq(1), L10(1) and the Ldn Noise Descriptors; (ii) traffic counts; and (iii) a land use analysis.

2. The applicant must submit its Noise Monitoring Protocol to OER for review and approval before conducting any testing.

3. Where applicable, the Noise Descriptors must be projected to the Full Build Year of the relevant Zoning Amendment or Zoning Action, according to the same methodology used in the environmental review.

4. Following a 24-hour noise monitoring test, the applicant must submit to OER a report summarizing the results of the test and

include in the report all documents generated by the 24-hour noise monitoring study.

5. OER will evaluate the test results based on the Special Mixed Use District requirements and the values and guidance found in the CEQR Technical Manual. If the results satisfy the CEQR Technical Manual, OER will agree to modify the required noise attenuation described in the Zoning Resolution.

6. If OER agrees to modify the noise requirements, OER will provide the department of buildings with notice of such modification, stating that it does not object to the issuance of a building permit, or a temporary or final certificate of occupancy.

*c. Fee for Modifying Special Mixed Use Noise Requirements.*  
An applicant requesting that the Office modify the required noise attenuation in a special mixed use district pursuant to Section 123-32 of the Zoning Resolution, or in another area where the Office is authorized to make such modification, must pay a fee of \$1,050.

1. OER will conduct an initial review of an application and thereafter inform the applicant of the fee amount.

2. Each payment must be in the form of a personal, business or certified check or money order made payable to “New York City Department of Environmental Protection/Office of Environmental Remediation (DEP/OER)” and will be sent to the address provided on the Office’s website( Attention: “Accounts Receivable”). The applicant must include the OER project number and/or project name on the certified check.

3. An applicant can request a meeting with OER regarding the required contents of the Noise Monitoring Protocol and any report required pursuant to this subchapter.

4. Upon receipt of a submission required pursuant to this subchapter, OER will review the submission and endeavor to provide written comments within thirty (30) days of receipt of the submission.

5. The applicant must submit all documents, plans, and reports in digital form and in a format established by OER.

6. If OER requests additional information or a revised submission, the applicant shall submit the requested information.

A. Revised submissions will be reviewed by OER as expeditiously as possible.

B. Upon receipt of all information requested, OER will endeavor to approve the document, modify the document, or issue comments on the submission within thirty (30) days.

7. If the applicant disagrees with OER’s comments, the applicant must be given an opportunity to respond in writing, setting forth the applicant’s position regarding any additional information.

8. Upon receipt and review of applicant submissions, OER will endeavor to issue a determination within thirty (30) days.

◀ m4

---

---

**RENT GUIDELINES BOARD**

■ NOTICE

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

**What are we proposing?** Pursuant to its statutory mandate, the New York City Rent Guidelines Board (RGB) is proposing rent guidelines for October 1, 2017 through September 30, 2018.

**When and where are the hearings?** See information on the following pages for dates, time, locations, and disability access.

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

- **Website.** You can submit comments to the NYC Rent Guidelines Board through the NYC rules website at <http://rules.cityofnewyork.us>.
- **Email.** You can email comments to [board@nycrgb.org](mailto:board@nycrgb.org).
- **Mail.** You can mail comments to NYC Rent Guidelines Board, 1 Centre Street, Suite 2210, New York, NY 10007.
- **Fax.** You can fax comments to NYC Rent Guidelines Board, (212) 669-7488.
- **By speaking at the hearing.** Anyone who wants to comment on the proposed rule at a public hearing must sign up to speak. You can sign up before the hearing by calling (212) 669-7480. You can also sign up at the public hearings from 5:30 P.M. to 8:30 P.M. on June 5, from 2:00 P.M. to 8:00 P.M. on June 14, and from 5:00 P.M. to 8:00 P.M. on June 8, 12 and 19. You can speak for up to two minutes.

**Is there a deadline to submit comments?** The deadline to submit comments is June 22, 2017.

**Do you need assistance to participate in the hearing?** You must tell the Rent Guidelines Board if you need a reasonable accommodation of a disability at a Hearing. Spanish interpreters will be provided at each hearing and a Mandarin interpreter will be provided at our June 14 meeting in Lower Manhattan. You must tell us if you need a sign language interpreter or language interpreter for a language other than those previously mentioned. You can tell us by mail at the address given above. You may also tell us by telephone at (212) 669-7480. You must tell us by June 1, 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/>. Copies of comments submitted online and copies of written comments will be available at 1 Centre Street, Suite 2210, New York, NY 10007, by appointment, between 10:00 A.M. and 4:00 P.M. on weekdays at the RGB office. A few weeks after the final hearing on June 19, a summary of oral comments concerning the proposed rule will be available at the RGB office.

**What authorizes NYC Rent Guidelines Board to make this rule?** Section 1043(a) of the City Charter and the Rent Stabilization Law of 1969, as amended, and the Emergency Tenant Protection Act of 1974, as amended, implemented by Resolution No 276 of 1974 of the New York City Council authorize the NYC Rent Guidelines Board to make this proposed rule. The proposed rule was not included in the most recent regulatory agenda for the Rent Guidelines Board.

**Where can I find the NYC Rent Guidelines Board rules?** The NYC Rent Guidelines Board rules are in Title 30 of the Rules of the City of New York.

**What rules govern the rulemaking process?** The NYC Rent Guidelines Board 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.

**PUBLIC NOTICE**

PLEASE TAKE NOTICE THAT SCHEDULES AND PROCEDURES RELATING to meetings and hearings of the New York City Rent Guidelines Board (RGB) for consideration of the guidelines for rent adjustments for apartment, loft and hotel dwelling units subject to the Rent Stabilization Law of 1969, as amended, have been formulated. In accordance with Chapter 45 of the New York City Charter (the "City Administrative Procedure Act"), the Board has proposed rent guidelines, which are now being followed by a notice and comment period, public hearings and the promulgation of final rent orders.

The proposed rent guidelines will be published in accordance with the City Administrative Procedure Act. The public will have a minimum of 30 days to review and consider the proposals at a series of public hearings prior to the final Board meeting.

Following the hearings and the receipt of public comments on the proposed rent guidelines, the Board will meet on **Tuesday, June 27, 2017, at 7:00 P.M.**, at Baruch College, Mason Hall, 17 Lexington Avenue, corner of 23<sup>rd</sup> Street, New York, NY 10010 to adopt **final** rent guidelines.

Apartment renewal leases and loft increase periods during the period of **October 1, 2017** through **September 30, 2018** and rent stabilized hotel units will be affected.

**SCHEDULE OF MEETINGS AND HEARINGS**

The schedule of Rent Guidelines Board meetings and hearings to consider such adjustments is as follows:

DATE	LOCATION	TIME
Thursday May 25, 2017 Public Meeting	Landmarks Preservation Commission Conference Room 1 Centre Street, 9 <sup>th</sup> Floor New York, NY 10007	9:30 A.M. <i>This location has the following accessibility option(s) available: Wheelchair Accessible</i>
Monday June 5, 2017 Public Hearing (Public Testimony)	Jamaica Performing Arts Center Auditorium 153-10 Jamaica Avenue Jamaica, NY 11432	5:30 P.M. – 8:30 P.M. <i>Interpretation Available: Spanish This location has the following accessibility option(s) available: Wheelchair Accessible</i>
Thursday June 8, 2017 Public Hearing (Public Testimony)	Oberia D. Dempsey Multi Service Center - Auditorium 127 West 127 <sup>th</sup> Street New York, NY 10027	5:00 P.M. – 8:00 P.M. <i>Interpretation Available: Spanish This location has the following accessibility option(s) available: Wheelchair Accessible</i>

Monday June 12, 2017 Public Hearing (Public Testimony)	The Bronx Museum of the Arts Lower Gallery 1040 Grand Concourse Bronx, NY 10456	5:00 P.M. – 8:00 P.M. <i>Interpretation and Simultaneous Translation Available: Spanish This location has the following accessibility option(s) available: Wheelchair Accessible</i>
Wednesday June 14, 2017 Public Hearing (Public Testimony)	Alexander Hamilton U.S. Customs House 1 Bowling Green New York, NY 10004	2:00 P.M. – 8:00 P.M. <i>Interpretation Available: Spanish and Mandarin This location has the following accessibility option(s) available: Wheelchair Accessible</i>
Monday June 19, 2017 Public Hearing (Public Testimony)	Saint Francis College Founders Hall 180 Remsen Street Brooklyn, NY 11201	5:00 P.M. – 8:00 P.M. <i>Interpretation Available: Spanish This location has the following accessibility option(s) available: Wheelchair Accessible</i>
Tuesday June 27, 2017 Public Meeting (Final Vote)	Baruch College Mason Hall 17 Lexington Avenue – corner of 23 <sup>rd</sup> Street New York, NY 10010	7:00 P.M. <i>This location has the following accessibility option(s) available: Wheelchair Accessible</i>

**NOTE: The Rent Guidelines Board reserves the right to cancel or reschedule public meetings.**

HEARING AND PUBLIC MEETING RULES AND PROCEDURES

To ensure that the members of the Rent Guidelines Board are able to deliberate and to hear members of the public with regard to renewal lease adjustments, and that members of the public are able to participate meaningfully in the public meeting and hearing process, items that are reasonably likely to disrupt the proceedings, such as noisemakers and drums, are prohibited and may not be brought into meeting and hearing venues.

We encourage you to arrive early to avoid delays and help speed the entry of all members of the public. Your cooperation, patience and understanding are greatly appreciated.

SPEAKING AT A PUBLIC HEARING

Anyone wishing to speak at a public hearing must register. Pre-registration of speakers is now being accepted and is advised. To pre-register you may call (212) 669-7480:

- until 12:00 P.M. on **Friday, June 2** for the June 5 hearing in Queens;
- until 12:00 P.M. on **Wednesday, June 7** for the June 8 hearing in Upper Manhattan;
- until 12:00 P.M. on **Friday, June 9** for the June 12 hearing in the Bronx;
- until 12:00 P.M. on **Tuesday, June 13** for the June 14 hearing in Lower Manhattan; and,
- until 12:00 P.M. on **Friday, June 16** for the June 19 hearing in Brooklyn.

**An exact time for speaking** cannot be provided, but those pre-registering will be informed of their number on the list of pre-registered speakers when they call the above phone number to pre-register.

Written requests for pre-registration must be received at the office of the Board at 1 Centre Street, Suite 2210, New York, NY, 10007:

- by 12:00 P.M. on the day **prior** to the public hearing date for Upper Manhattan and Lower Manhattan.
- by 12:00 P.M. on the Friday before the hearing for the Queens hearing on June 5, the Bronx hearing on June 12 and the Brooklyn hearing on June 19.

Persons who request that a sign language interpreter, language interpreter or other form of reasonable accommodation for a disability be provided at any of the scheduled hearings must notify Ms. Charmaine Superville at the NYC Rent Guidelines Board (212) 669-7485, 1 Centre Street, Suite 2210, New York, NY 10007 by **Thursday, June 1, 2017** at 4:30 P.M.

Pre-registered speakers who have confirmed their presence on the day of the hearing will be heard in the order of pre-registration and before those who have not pre-registered. If a speaker's pre-registered position has been passed before he or she has confirmed his or her pre-registration, his or her position is forfeited and he or she must re-register. There will be no substitution of one speaker's position for another.

Those who have not pre-registered or need to re-register can **register at the hearing locations from 5:30 P.M. to 8:30 P.M. on June 5, from 2:00 P.M. to 8:00 P.M. on June 14 and from 5:00 P.M. to 8:00 P.M. on June 8, 12 and 19** and will be heard in the order of their registration. You can speak for up to two minutes.

Public officials and a limited number of speakers chosen by owner and tenant groups may be given priority over other speakers. The public is invited to observe all public meetings and public hearings but is invited to speak at only the public hearings. Please note that testimony regarding the preliminary guidelines from tenants and owners of rent stabilized apartments, lofts, and hotels, as well as public officials, will be heard throughout the evening starting at 5:30 P.M. June 5, 5:00 P.M. June 8, 12 and 19 and throughout the afternoon and evening starting at 2:00 P.M. on June 14. There are no scheduled breaks for dinner.

#### SUBMITTING WRITTEN COMMENTS

Written comments on the proposed rent guidelines must be received by **Thursday, June 22, 2017**. Materials must be submitted to the office of the RGB at 1 Centre Street, Suite 2210, New York, NY 10007, or directly to the RGB Staff at the public hearings. Written submissions can also be sent via fax at (212) 669-7488, by email to board@nycrgb.org or through NYC RULES at <http://rules.cityofnewyork.us>.

#### INSPECTION AND ACCESS TO THE MATERIAL

Written material submitted to the RGB may be inspected by members of the public by appointment between 10:00 A.M. and 4:00 P.M. on weekdays at the RGB office. Copies of written materials submitted to the RGB may be ordered, in writing, at a cost of \$.25 per page, plus postage, which must be paid in cash. In addition, copies of the existing guidelines and the RGB's Explanatory Statements from prior years are also available for inspection and copies may be obtained in the manner provided above and on the RGB's website, [nycrgb.org](http://nycrgb.org).

### NEW YORK CITY RENT GUIDELINES BOARD NOTICE OF OPPORTUNITY TO COMMENT PROPOSED 2017 APARTMENT AND LOFT ORDER (#49)

Notice of Opportunity to Comment on Proposed Rent Guidelines Governing Rent Levels in the following accommodations subject to the Rent Stabilization Law of 1969, as amended: Apartments and Lofts.

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED IN THE NEW YORK CITY RENT GUIDELINES BOARD BY THE RENT STABILIZATION LAW OF 1969, as amended, and the Emergency Tenant Protection Act of 1974, as amended, and as implemented by Resolution No 276 of 1974 of the New York City Council, and in accordance with the requirements of Section 1043 of the New York City Charter, that the Rent Guidelines Board (RGB) hereby proposes the following levels of fair rent increases over lawful rents charged and paid on September 30, 2017. These rent adjustments will apply to rent stabilized apartments with leases commencing on or after October 1, 2017 and through September 30, 2018. Rent guidelines for loft units subject to Section 286 subdivision 7 of the Multiple Dwelling Law are also included in this order.

#### PROPOSED RENEWAL ADJUSTMENTS FOR APARTMENTS

Together with such further adjustments as may be authorized by law, the annual adjustment for renewal leases for apartments shall be:

For a **one-year** renewal lease commencing on or after **October 1, 2017** and on or before **September 30, 2018**: **1% - 3%**

For a **two-year** renewal lease commencing on or after **October 1, 2017** and on or before **September 30, 2018**: **2% - 4%**

These adjustments for renewal leases shall also apply to dwelling units in a structure subject to the partial tax exemption program under Section 421a of the Real Property Tax Law, or in a structure subject to Section 423 of the Real Property Tax Law as a Redevelopment Project.

#### PROPOSED VACANCY ALLOWANCE FOR APARTMENTS

No vacancy allowance is permitted except as provided by the Rent Regulation Reform Act of 1997 and the Rent Act of 2015.

#### PROPOSED ADDITIONAL ADJUSTMENT FOR RENT STABILIZED APARTMENTS SUBLET UNDER SECTION 2525.6 OF THE RENT STABILIZATION CODE

In the event of a sublease governed by subdivision (e) of Section 2525.6 of the Rent Stabilization Code, the allowance authorized by such subdivision shall be: **10%**.

#### PROPOSED ADJUSTMENTS FOR LOFTS (UNITS IN THE CATEGORY OF BUILDINGS COVERED BY ARTICLE 7-C OF THE MULTIPLE DWELLING LAW)

The Rent Guidelines Board **proposes** the following levels of rent increase above the "base rent," as defined in Section 286, subdivision 4,

of the Multiple Dwelling Law, for units to which these guidelines are applicable in accordance with Article 7-C of the Multiple Dwelling Law:

For **one-year** increase periods commencing on or after **October 1, 2017** and on or before **September 30, 2018**: **1% - 3%**

For **two-year** increase periods commencing on or after **October 1, 2017** and on or before **September 30, 2018**: **2% - 4%**

#### VACANT LOFT UNITS - PROPOSAL

No Vacancy Allowance is permitted under this Order. Therefore, except as otherwise provided in Section 286, subdivision 6, of the Multiple Dwelling Law, the rent charged to any tenant for a vacancy tenancy commencing on or after **October 1, 2017** and on or before **September 30, 2018** may not exceed the "base rent" referenced above plus the level of adjustment permitted above for increase periods.

#### FRACTIONAL TERMS - PROPOSAL

For the purposes of these guidelines any lease or tenancy for a period up to and including one year shall be deemed a one year lease or tenancy, and any lease or tenancy for a period of over one year and up to and including two years shall be deemed a two-year lease or tenancy.

#### ESCALATOR CLAUSES - PROPOSAL

Where a lease for a dwelling unit in effect on May 31, 1968 or where a lease in effect on June 30, 1974 for a dwelling unit which became subject to the Rent Stabilization Law of 1969, by virtue of the Emergency Tenant Protection Act of 1974 and Resolution Number 276 of the New York City Council, contained an escalator clause for the increased costs of operation and such clause is still in effect, the lawful rent on **September 30, 2017** over which the fair rent under this Order is computed shall include the increased rental, if any, due under such clause except those charges which accrued within one year of the commencement of the renewal lease. Moreover, where a lease contained an escalator clause that the owner may validly renew under the Code, unless the owner elects or has elected in writing to delete such clause, effective no later than **October 1, 2017** from the existing lease and all subsequent leases for such dwelling unit, the increased rental, if any, due under such escalator clause shall be offset against the amount of increase authorized under this Order.

#### SPECIAL ADJUSTMENTS UNDER PRIOR ORDERS - PROPOSAL

All rent adjustments lawfully implemented and maintained under previous apartment orders and included in the base rent in effect on **September 30, 2017** shall continue to be included in the base rent for the purpose of computing subsequent rents adjusted pursuant to this Order.

#### PROPOSED SPECIAL GUIDELINE

Under Section 26-513(b)(1) of the New York City Administrative Code, and Section 9(e) of the Emergency Tenant Protection Act of 1974, the Rent Guidelines Board is obligated to promulgate special guidelines to aid the State Division of Housing and Community Renewal in its determination of initial legal regulated rents for housing accommodations previously subject to the City Rent and Rehabilitation Law which are the subject of a tenant application for adjustment. The Rent Guidelines Board hereby **proposes** the following Special Guidelines:

For dwelling units subject to the Rent and Rehabilitation Law on **September 30, 2017**, which become vacant after **September 30, 2017**, the special guideline shall be 33% above the maximum base rent.

#### DECONTROLLED UNITS - PROPOSAL

The permissible increase for decontrolled units as referenced in Order 3a, which become decontrolled after **September 30, 2017**, shall be 33% above the maximum base rent.

#### CREDITS - PROPOSAL

Rentals charged and paid in excess of the levels of rent increase established by this Order shall be fully credited against the next month's rent.

#### STATEMENT OF BASIS AND PURPOSE

The Rent Guidelines Board is authorized to promulgate rent guidelines governing apartment units subject to the Rent Stabilization Law of 1969, as amended, and the Emergency Tenant Protection Act of 1974, as amended. The purpose of these guidelines is to implement the public policy set forth in Findings and Declaration of Emergency of the Rent Stabilization Law of 1969 (§26-501 of the N.Y.C. Administrative Code) and in the Legislative Finding contained in the Emergency Tenant Protection Act of 1974 (L.1974 c. 576, §4 [§2]).

The Rent Guidelines Board is also authorized to promulgate rent guidelines for loft units subject to Section 286 subdivision 7 of the Multiple Dwelling Law. The purpose of the loft guidelines is to

implement the public policy set forth in the Legislative Findings of Article 7-C of the Multiple Dwelling Law (Section 280).

Dated: April 25, 2017

Hon. Kathleen A. Roberts (Ret.), Chair  
New York City Rent Guidelines Board

**NEW YORK CITY RENT GUIDELINES BOARD  
NOTICE OF OPPORTUNITY TO COMMENT  
PROPOSED 2017 HOTEL ORDER (#47)**

Notice of Opportunity to Comment on Proposed Rent Guidelines Governing Rent Levels in the following accommodations subject to the Rent Stabilization Law of 1969: Hotels, Rooming Houses, Single Room Occupancy Buildings and Lodging Houses.

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED IN THE NEW YORK CITY RENT GUIDELINES BOARD BY THE RENT STABILIZATION LAW OF 1969, as amended, and the Emergency Tenant Protection Act of 1974, as amended, and as implemented by Resolution No. 276 of 1974 of the New York City Council, and in accordance with the requirements of Section 1043 of the New York City Charter, that the Rent Guidelines Board hereby proposes the following levels of fair rent increases over lawful rents charged and paid on September 30, 2017.

**APPLICABILITY**

This order shall apply to units in buildings subject to the Hotel Section of the Rent Stabilization Law (Sections 26-504(c) and 26-506 of the N.Y.C. Administrative Code), as amended, or the Emergency Tenant Protection Act of 1974 (L.1974, c. 576 §4[§5(a)(7)]). With respect to any tenant who has no lease or rental agreement, the level of rent increase established herein shall be effective as of one year from the date of the tenant's commencing occupancy, or as of one year from the date of the last rent adjustment charged to the tenant, or as of October 1, 2017, whichever is later. This anniversary date will also serve as the effective date for all subsequent Rent Guidelines Board Hotel Orders, unless the Board shall specifically provide otherwise in the Order. Where a lease or rental agreement is in effect, this Order shall govern the rent increase applicable on or after October 1, 2017 upon expiration of such lease or rental agreement, but in no event prior to one year from the commencement date of the expiring lease, unless the parties have contracted to be bound by the effective date of this Order.

**PROPOSED RENT GUIDELINES FOR HOTELS, ROOMING HOUSES, SINGLE ROOM OCCUPANCY BUILDINGS AND LODGING HOUSES**

Pursuant to its mandate to promulgate rent adjustments for hotel units subject to the Rent Stabilization Law of 1969, as amended, (§26-510(e) of the N.Y.C Administrative Code) the Rent Guidelines Board hereby **proposes** the following rent adjustments:

The allowable level of rent adjustment over the lawful rent actually charged and paid on **September 30, 2017** shall be:

- 1) Residential Class A (apartment) hotels - **0%**
- 2) Lodging houses - **0%**
- 3) Rooming houses (Class B buildings containing less than 30 units) - **0%**
- 4) Class B hotels - **0%**
- 5) Single Room Occupancy buildings (MDL Section 248 SRO's) - **0%**

**NEW TENANCIES - PROPOSAL**

No "vacancy allowance" is permitted under this order. Therefore, the rents charged for tenancies commencing on or after **October 1, 2017** and on or before **September 30, 2018** may not exceed the levels over rentals charged on **September 30, 2017** permitted under the applicable rent adjustment provided above.

**ADDITIONAL CHARGES - PROPOSAL**

It is expressly understood that the rents collectible under the terms of this Order are intended to compensate in full for all services provided without extra charge on the statutory date for the particular hotel dwelling unit or at the commencement of the tenancy if subsequent

thereto. No additional charges may be made to a tenant for such services, however such charges may be called or identified.

**STATEMENT OF BASIS AND PURPOSE**

The Rent Guidelines Board is authorized to promulgate rent guidelines governing hotel units subject to the Rent Stabilization Law of 1969, as amended, and the Emergency Tenant Protection Act of 1974, as amended. The purpose of these guidelines is to implement the public policy set forth in Findings and Declaration of Emergency of the Rent Stabilization Law of 1969 (§26-501 of the N.Y.C. Administrative Code) and in the Legislative Finding contained in the Emergency Tenant Protection Act of 1974 (L.1974 c. 576, §4 [§2]).

Dated: April 25, 2017

Hon. Kathleen A. Roberts (Ret.), Chair  
New York City Rent Guidelines Board

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

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

**RULE TITLE:** 2017 Rent Guidelines

**REFERENCE NUMBER:** RGB-7

**RULEMAKING AGENCY:** Rent Guidelines Board

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

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

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

April 27, 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:** 2017 Rent Guidelines

**REFERENCE NUMBER:** 2017 RG 037

**RULEMAKING AGENCY:** Rent Guidelines Board

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: April 27, 2017

# SPECIAL MATERIALS

## 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 7/28/2017 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 97<sup>TH</sup> 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 7/23/2017 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 97<sup>TH</sup> 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 7/29/2017 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
312	11552	67
151	11519	124
158	11529	8
217	11531	42

203	11530	20
224	11531	49
205	11530	22

Acquired in the proceeding entitled: PITKIN AVENUE CROSS BAY BOULEVARD TO 97<sup>TH</sup> 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  
m2-15

**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 7/30/2017 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
223	11531	48
261	11532	5
316	11552	73
348	1154	19
268	11532	12
249	11532	43
215	11531	40
70	11514	40
206	11530	23

Acquired in the proceeding entitled: PITKIN AVENUE CROSS BAY BOULEVARD TO 97<sup>TH</sup> 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  
m3-16

**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 7/31/2017 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
216	11531	41
325	11552	85
260A, 260B & 260C	11532	2
53	11513	20
394	11559	45
168	11529	19
363	11554	38
240	11531	18
144	11518	192
207	11530	24
79	11514	29
283	11533	37

Acquired in the proceeding entitled: PITKIN AVENUE CROSS BAY BOULEVARD TO 97<sup>TH</sup> 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  
m4-17

**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 97<sup>TH</sup> 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 7/21//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 97<sup>TH</sup> 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 7/16/2017 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 97<sup>TH</sup> 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 7/23//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 97<sup>TH</sup> 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 7/28/2017 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
107	11515	41
235	11531	13
196	11530	9
106	11515	42
300	11533	10
187	11530	51
188	11530	52

Acquired in the proceeding entitled: PITKIN AVENUE CROSS BAY BOULEVARD TO 97<sup>TH</sup> 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  
m1-12

**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 34<sup>th</sup> 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, 6<sup>th</sup> 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

CHANGES IN PERSONNEL

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Department of Sanitation for period ending 04/07/17.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Department of Sanitation for period ending 04/07/17.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Department of Sanitation for period ending 04/07/17.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Department of Finance for period ending 04/07/17.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Department of Transportation for period ending 04/07/17.