



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 CXLV NUMBER 235

FRIDAY, DECEMBER 7, 2018

Price: \$4.00

TABLE OF CONTENTS

PUBLIC HEARINGS AND MEETINGS

Charter Revision Commission	6585
City Council	6586
City Planning Commission	6586
Citywide Administrative Services	6587
Community Boards	6588
Employees' Retirement System	6588
Housing Authority	6588
Landmarks Preservation Commission	6589
Mayor's Office of Contract Services	6589
Board of Standards and Appeals	6589

PROPERTY DISPOSITION

Citywide Administrative Services	6590
Office of Citywide Procurement	6590
Housing Preservation and Development	6591
Police	6591

PROCUREMENT

Administration for Children's Services	6591
Citywide Administrative Services	6591
Office of Citywide Procurement	6592
Comptroller	6592
Information Systems	6592
Cultural Affairs	6592

Design and Construction	6592
Agency Chief Contracting Officer	6592
Fire Department	6593
Health and Mental Hygiene	6593
Agency Chief Contracting Officer	6593
Housing Authority	6594
Supply Management	6594
Human Resources Administration	6594
Agency Chief Contracting Officer	6594
Parks and Recreation	6594
Contracts	6595
Revenue	6595
Revenue and Concessions	6595

CONTRACT AWARD HEARINGS

Environmental Protection	6596
------------------------------------	------

AGENCY RULES

Administrative Trials and Hearings	6596
Environmental Protection	6597

SPECIAL MATERIALS

Citywide Administrative Services	6613
Youth and Community Development	6614
Changes in Personnel	6614

LATE NOTICE

Educational Construction Fund	6616
Small Business Services	6616

THE CITY RECORD

BILL DE BLASIO

Mayor

LISETTE CAMILO

Commissioner, Department of Citywide Administrative Services

ELI BLACHMAN

Editor, The City Record

JANAE C. FERREIRA

Assistant 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, NY
POSTMASTER: Send address changes to THE CITY RECORD, 1 Centre Street, 17th Floor, New York, NY 10007-1602

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

Visit The New City Record Online (CROL) at 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

CHARTER REVISION COMMISSION

MEETING

The New York City Charter Revision Commission 2019, will hold a public meeting at 6:00 P.M., on Monday, December 10, 2018. The meeting will be held at City Hall in Council Chambers, City Hall, New York City, NY 10007.



The New York City Charter serves as the local constitution and provides the structure of City government. The Commission has held public hearings in each borough of the City of New York and has received public comments, proposals and recommendations for possible revisions to the Charter, which it is considering.

This meeting is open to the public. Because this is a public meeting and not a public hearing, the public will have the opportunity to observe the Commission's discussions, but not testify before it. There will be opportunities for testimony by members of the public at future public hearings of the Commission.

If you are not able to attend, but wish to watch the meeting, all public hearings and meetings will be livestreamed at the Commission's website found here: www.charter2019.nyc.

What if I need assistance to observe the meeting?

This location is accessible to individuals using wheelchairs or other mobility devices. With advance notice, American Sign Language interpreters will be available and members of the public may request induction loop devices and language translation services. Please make induction loop, language translation or additional accessibility requests by 5:00 P.M., December 5, 2018, by emailing the Commission at info@charter2019.nyc, or calling (212) 482-5155. All requests will be accommodated to the extent possible.

Find out more about the NYC Charter Revision Commission 2019 by visiting us at our website: www.charter2019.nyc.

Follow us on Twitter @charter2019nyc, Instagram @charter2019nyc and Facebook at [facebook.com/Charter2019/](https://www.facebook.com/Charter2019/)

Accessibility questions: info@charter2019.nyc (212) 482-5155, by: Wednesday, December 5, 2018, 5:00 P.M.



CITY COUNCIL

PUBLIC HEARINGS

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

The Subcommittee on Zoning and Franchises will hold a public hearing on the following matter, in the Council Committee Room, City Hall, New York, NY 10007, commencing at 9:30 A.M., on Thursday, December 13, 2018:

FACTORY 380

MANHATTAN CB - 6 20195038 TCM Application, pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of 380 East Ventures LLC d/b/a Factory 380, for a new revocable consent to maintain and operate an unenclosed sidewalk café, located at 380 3rd Avenue.

The Subcommittee on Landmarks, Public Siting and Maritime Uses, will hold a public hearing on the following matters in the Council Committee Room, 16th Floor, 250 Broadway, New York, NY 10007, commencing at 12:00 P.M., on Thursday, December 13, 2018:

380-SEAT PRIMARY SCHOOL FACILITY

BROOKLYN CB - 11 20195158 SCK Application, pursuant to Section 1732 of the New York School Construction Authority Act, concerning the proposed site selection for a new, approximately 380-Seat Primary School Facility, to be located on the southeast corner of 14th Avenue and 63rd Street (Block 5741, Lot 5), in the Bensonhurst section of Brooklyn, Community School District No. 20.

432-SEAT PRIMARY SCHOOL AND 231-SEAT 3K/UPK FACILITY STATEN ISLAND CB - 2 20195080 SCR

Application, pursuant to Section 1732 of the New York School Construction Authority Act, concerning for the proposed site selection for a new, approximately 432-Seat Primary School and 231-Seat 3K/UPK Facility. The property fronts Narrows Road to the north, Landis Avenue to the south, Hastings Street and Knauth Place to the east and Cleveland Place to the west (Block 3087, Lot 1 and Block 3089, Lot 59), in the Grasmere/Concord section of Staten Island, Community School District No. 31.

Accessibility questions: Land Use Division (212) 482-5154, by: Monday, December 10, 2018, 3:00 P.M.



d7-13

CITY PLANNING COMMISSION

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that resolutions have been adopted by the City Planning Commission, scheduling a public hearing on the following matters to be held at NYC City Planning Commission Hearing Room, Lower Concourse, 120 Broadway, New York, NY, on Wednesday, December 19, 2018, at 10:00 A.M.

BOROUGH OF THE BRONX

Nos. 1 & 2

WILLIAMSBRIDGE ROAD REZONING

No. 1

CD 11 C 180261 ZMX

IN THE MATTER OF an application submitted by 2712 Radcliff Yates Realty LLC, pursuant to Sections 197-c and 201 of the New York City Charter for the amendment of the Zoning Map, Section No. 4a:

- 1. changing from a C8-1 district to an R7A District property, bounded by a line perpendicular to the northeasterly street line of Williamsbridge Road, distant 245 feet northwesterly (as measured along the street line) from the point of intersection of the westerly street line of Colden Avenue, and the northeasterly street line of Williamsbridge Road, a line midway between Colden Avenue and Williamsbridge Road, a line perpendicular to the westerly street line of Colden Avenue, distant 275 feet northerly (as measured along the street line), from the point of intersection of the westerly street line of Colden Avenue, and the northeasterly street line of Williamsbridge Road, Colden Avenue, and Williamsbridge Road; and
2. establishing within the proposed R7A District, a C2-3 District, bounded by a line perpendicular to the northeasterly street line of Williamsbridge Road, distant 245 feet northwesterly (as measured along the street line), from the point of intersection of the westerly street line of Colden Avenue and the northeasterly street line of

Williamsbridge Road, and a line 80 feet northeasterly of Williamsbridge Road, Colden Avenue, and Williamsbridge Road; as shown on a diagram (for illustrative purposes only) dated September 4, 2018 and subject to the conditions of CEQR Declaration E-498.

No. 2

CD 11 N 180262 ZRX

IN THE MATTER OF an application submitted by 2712 Radcliff Yates Realty, LLC, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying APPENDIX F for the purpose of establishing a Mandatory Housing Inclusionary 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

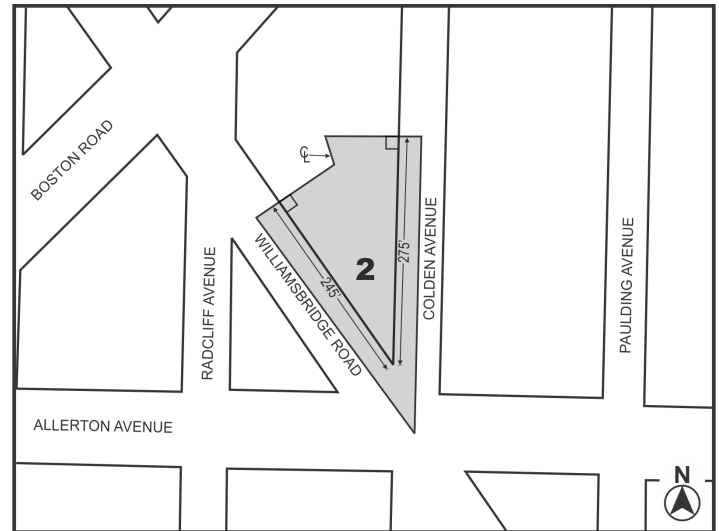
* * *

Bronx Community District 11

* * *

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 and Option 2

Portion of Community District 11, The Bronx

* * *

Nos. 3 & 4 BETANCES VI

No. 3

CD 11 C 190143 ZMX

IN THE MATTER OF an application submitted by New York City Housing Authority, pursuant to Sections 197-c and 201 of the New York City Charter for an amendment to the Zoning Map, Section No. 6a:

- 1. eliminating from within an existing R6 District a C1-4 District, bounded Willis Avenue, East 147th Street, a line 100 feet southeasterly of Willis Avenue, and East 146th Street;
2. changing from an R6 District to an R7X District property, bounded by Willis Avenue, East 147th Street, a line 175 feet southeasterly of Willis Avenue, a line midway between East 147th Street and East 146th Street, a line 100 feet southeasterly of Willis Avenue, and East 146th Street; and
3. establishing within the proposed R7X District a C2-4 District, bounded by Willis Avenue, East 147th Street, a line 100 feet

southeasterly of Willis Avenue, and East 146th Street; as shown on a diagram (for illustrative purposes).

CD 1 No. 4 N 190144 ZRX

IN THE MATTER OF an application submitted by the New York City Housing Authority, 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 with # # is defined in Section 12-10;
*** indicates where unchanged text appears in the Zoning Resolution

APPENDIX F

Inclusionary Housing Designated Areas and Mandatory Inclusionary Housing Areas

* * *

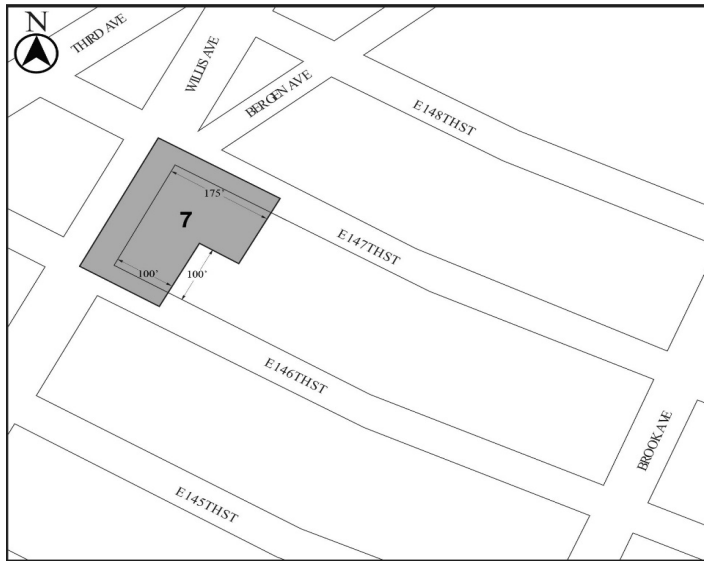
THE BRONX

* * *

The Bronx, Community District 1

* * *

Map 6 – (date of adoption)



Mandatory Inclusionary Housing Program Area see Section 23-154(d)(3)
Area 7 — [date of adoption] MIH Program Option 2

Portion of Community District 1, the Bronx

* * *

**BOROUGH OF MANHATTAN
No. 5
FRANK WHITE MEMORIAL GARDEN**

CD 9 C 180404 PCM

IN THE MATTER OF an application submitted by the Department of Parks and Recreation and the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter, for the site selection and acquisition of property, located at 510 West 143rd Street (Block 2074, Lot 146) for use as a community garden.

**BOROUGH OF QUEENS
Nos. 6 & 7
FORMER PARKWAY HOSPITAL SITE REZONING
No. 6**

CD 6 C 180447 ZMQ

IN THE MATTER OF an application submitted by Auberge Grand Central, LLC, pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 14a:

- 1. changing from an R1-2A District to an R7A District property, bounded by 70th Road, a line 100 feet northeasterly of 113th Street, the northeasterly prolongation of the southeasterly street line of 71st Avenue, 113th Street, 71st Avenue, and a line 135 feet southwesterly of 113th Street; and
- 2. changing from an R1-2A District to an R7X District property, bounded by 70th Road, the southwesterly service road of the

Grand Central Parkway, the northeasterly prolongation of the southeasterly street line of 71st Avenue, and a line 100 feet northeasterly of 113th Street;

as shown on a diagram (for illustrative purposes only) dated September 24, 2018, and subject to the conditions of CEQR Declaration E-502.

CD 6 No. 7 N 180448 ZRQ

IN THE MATTER OF an application submitted by Auberge Grand Central 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

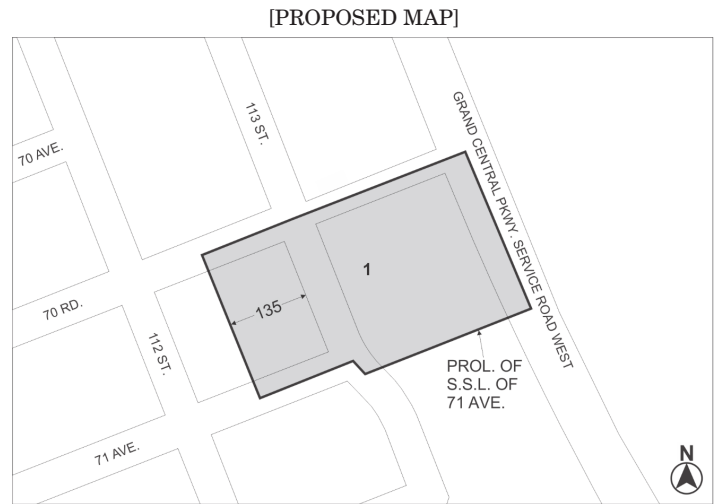
* * *

QUEENS

* * *

Queens Community District 6

Map 1 – (date of adoption)



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

Portion of Community District 6, Queens

* * *

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



d5-19

CITYWIDE ADMINISTRATIVE SERVICES

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN THAT A REAL PROPERTY ACQUISITIONS AND DISPOSITIONS PUBLIC HEARING, in accordance with Section 824 of the New York City Charter, will be held on January 23, 2019, at 10:00 A.M., in Conference Room D, 20th Floor, 1 Centre Street, Borough of Manhattan.

IN THE MATTER OF a lease for the City of New York, as Tenant, of approximately 76,613 rentable square feet of space designated as the entire fifth (5th) floor of the building, located at 4312 Second Avenue (Block 726, Lot 1), in the Borough of Brooklyn, for use by the Manhattan District Attorney, or for such other use as the Commissioner of the Department of Citywide Administrative Services may determine, subject to restrictions set forth in the lease.

The proposed use was approved by the City Planning Commission, pursuant to NYC Charter Section 197C on September 17, 2015 (CPC Appl. No. N 150188 PCK, Public Hearing Cal. No. 10).

The proposed lease shall be for a period from lease execution through May 31, 2030. Rents will be \$1,610,588.36 from lease execution to May 31, 2019, \$1,708,673.19 from June 1, 2019 through May 31, 2021, \$1,812,731.39 from June 1, 2021 through May 31, 2023, \$1,923,126.73 from June 1, 2023 through May 31, 2025, \$2,040,245.15 from June 1, 2025 through May 31, 2027, \$2,164,496.08 from June 1, 2027 through May 31, 2029, and \$2,296,313.89 from June 1, 2029 through May 31, 2030, payable in equal monthly installments at the end of each month. Tenant shall pay Landlord a lump sum of \$1,733,174.42 as additional rent due for the period June 1, 2015 through May 31, 2018 and \$48,489.83 for each month from June 1, 2018 through lease commencement.

The lease may be terminated by the Tenant any time between June 1, 2025 through May 31, 2026, upon one (1) year's written notice. In the event that the lease is terminated by the Tenant, the Tenant shall pay to the Landlord the unamortized portion of the Tenant's brokerage commission.

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

Individuals requesting Sign Language Interpreters/Translators should contact the Mayor's Office of Contract Services, Public Hearings Unit, 253 Broadway, 9th Floor, New York, NY 10007, (212) 788-7490, no later than TEN (10) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING. TDD users should call VERIZON relay services.



d7

COMMUNITY BOARDS

■ PUBLIC HEARINGS

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

BOROUGH OF BROOKLYN

COMMUNITY BOARD NO. 18 - Wednesday, December 19, 2018, 7:00 P.M., Community Board Meeting Room 1097, Bergen Avenue, Brooklyn, NY 11234.

#645-59 BZ
108-24 Flatlands Avenue, Block 8235, Lot 2.

An application for a Variance, pursuant to Section 11-411, of the Zoning Resolution of the City of New York, to waive the Rules of Practice and Procedure and to extend the term of a previously granted Variance, which expired on October 7, 2015, to authorize the existing use of the Premises as a gasoline service station and convenience store, for an additional ten (10) years to October 7, 2025.

d3-7

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

BOROUGH OF MANHATTAN

COMMUNITY BOARD NO. 06 - Monday, December 10, 2018, 6:30 P.M., NYU School of Dentistry, Room 220, 433 1st Avenue, NY.

#C180481ZMM
An application submitted by 245 East 53rd Street LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for an amendment of the Zoning Map, Section No. 8d, by establishing within an existing R8B District a C2-5 District, bounded by a line 150 feet easterly of Third Avenue, a line midway between East 54th Street and East 53rd Street, a line 100 feet westerly of Second Avenue, a line midway between East 53rd Street and East 52nd Street, a line 160 feet easterly of Third Avenue, and East 53rd Street, as shown on a diagram (for illustrative purposes only), dated October 29, 2018, and subject to the conditions of CEQR Declaration E-511.



n26-d7

NOTICE IS HEREBY GIVEN that the following matter has been scheduled for Public Hearing by Community Board:

BOROUGH OF THE BRONX

COMMUNITY BOARD NO. 11 - Monday, December 10, 2018, 7:30 P.M., Community Board 11 Office, 1741 Colden Avenue, Bronx, NY.

ULURP APPLICATION NOS: 170438 ZMX & 170353 MMX-Blondell Commons:

IN THE MATTER OF an application, submitted by Blondell Equities LLC, pursuant to Sections 197-c and 199 of the New York City Charter and Section 5-430 et seq. of the New York City Administrative Code for an amendment to the City Map involving:

- the elimination, discontinuance and closing of Fink Avenue between Blondell Avenue and Waters Avenue; and
- the adjustment of grades necessitated thereby;

including authorization for any acquisition or disposition of real property related thereto, in Community District 11, Borough of The Bronx, in accordance with Map No. 13141 dated December 13, 2017 and signed by the Borough President.

ANYONE WISHING TO SPEAK MAY REGISTER AT THE HEARING.

Accessibility questions: (718) 892-6262, bx11@cb.nyc.gov, by: Friday, December 7, 2018, 5:00 P.M.

d7

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, December 13, 2018, at 9:30 A.M.

To be held at the New York City Employees' Retirement System, 335 Adams Street, 22nd Floor, Boardroom, Brooklyn, NY 11201-3751.

Melanie Whinnery, Executive Director

d6-12

HOUSING AUTHORITY

■ MEETING

The next Audit Committee Meeting of the New York City Housing Authority, is scheduled for Wednesday, December 12, 2018, at 11:00 A.M., in the Board Room, on the 12th Floor of 250 Broadway, New York, NY. Copies of the Agenda are available on NYCHA's website, or can be picked up, at the Office of the Audit Director, at 250 Broadway, 3rd Floor, New York, NY, no earlier than 24 hours before the upcoming Audit Committee Meeting. Copies of the Minutes are also available on NYCHA's website, or can be picked up at the Office of the Audit Director no later than 3:00 P.M., on the Monday after the Audit Committee approval in a subsequent Audit Committee Meeting.

Accessibility questions: Paula Mejia (212) 306-3441, by: Tuesday, December 11, 2018, 3:00 P.M.



d6-12

The next Board Meeting of the New York City Housing Authority, is scheduled for Wednesday, December 19, 2018, at 10:00 A.M., in the Board Room, on the 12th Floor of 250 Broadway, New York, NY (unless otherwise noted). Copies of the Calendar are available on NYCHA's website, or can be picked up at the Office of the Corporate Secretary, at 250 Broadway, 12th Floor, New York, NY, no earlier than 24 hours before the upcoming Board Meeting. Copies of the Minutes are also available on NYCHA's website, or can be picked up at the Office of the Corporate Secretary, no earlier than 3:00 P.M., on the Thursday after the Board Meeting.

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

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

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

Accessibility questions: Office of the Corporate Secretary (212) 306-6088, or corporate.secretary@nychanyc.gov, by: Wednesday, December 5, 2018, 1:00 A.M.



n28-d19

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, December 11, 2018, 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 Preservation Commission, no later than five (5) business days before the hearing or meeting.

48-14 39th Avenue - Sunnyside Gardens Historic District
LPC-19-20582 - Block 133 - Lot 41 - **Zoning:** R4
CERTIFICATE OF APPROPRIATENESS

A Colonial Revival style rowhouse, designed by Clarence Stein and Henry Wright, and built in 1927. Application is to legalize the installation of a door, without Landmarks Preservation Commission permit(s).

215 Manor Road - Douglaston Historic District
LPC-19-26941 - Block 8034 - Lot 57 - **Zoning:** R1-2
CERTIFICATE OF APPROPRIATENESS

An English Cottage style house, designed by Louis O. Rohland, and built in 1926. Application is to replace windows.

240-01 42nd Avenue - Douglaston Hill Historic District
LPC-19-27672 - Block 8105 - Lot 1 - **Zoning:** R1-2
CERTIFICATE OF APPROPRIATENESS

A free-standing Neo-Colonial style house, with Arts and Crafts style elements, designed by Henry A. Erdmann and built in 1921. Application is to construct a gazebo in the yard.

165 Columbia Heights - Brooklyn Heights Historic District
LPC-19-30140 - Block 234 - Lot 28 - **Zoning:** R6
CERTIFICATE OF APPROPRIATENESS

A carriage house built in the 1880s. Application is to modify a rooftop addition, replace windows, and install paving and railings.

270 Carroll Street - Carroll Gardens Historic District
LPC-19-27671 - Block 450 - Lot 19 - **Zoning:** R6B
CERTIFICATE OF APPROPRIATENESS

A rowhouse, designed by William J. Bedell, and built in 1873. Application is to construct a rear yard addition.

85 Franklin Street - Tribeca East Historic District
LPC-19-31178 - Block 174 - Lot 22 - **Zoning:** C6-2A
CERTIFICATE OF APPROPRIATENESS

A Moderne style commercial building, originally built as a store in lofts building in 1860-62, and altered in 1936, by Thomas White Lamb. Application is to alter the façade, and construct a streetwall rooftop addition.

484 Broome Street - SoHo-Cast Iron Historic District

LPC-18-7060 - Block 487 - Lot 1 - **Zoning:** M1-5A
CERTIFICATE OF APPROPRIATENESS

A Romanesque style warehouse, designed by Alfred Zucker, and built in 1891. Application is to modify a storefront.

39 and 41 Worth Street - Individual Landmark
LPC-19-25982 - Block 176 - Lot 11 & 10 - **Zoning:** C6-2A
CERTIFICATE OF APPROPRIATENESS

Two Italianate style store and loft buildings, designed by Isaac F. Duckworth, and built c. 1865-1866. Application is to construct rooftop additions and install a roof ladder.

424 Broadway - SoHo-Cast Iron Historic District Extension
LPC-19-31086 - Block 209 - Lot 7501 - **Zoning:** M1-5B
CERTIFICATE OF APPROPRIATENESS

An Italianate style store and lofts building, designed by Henry Engelbert, and built in c. 1868. Application is to replace storefront infill.

770 Broadway, 133-147 East 8th Street, 42-58 4th Avenue, and 74 86 East 9th Street - NoHo Historic District
LPC-19-25194 - Block 554 - Lot 1 - **Zoning:** C6-2
CERTIFICATE OF APPROPRIATENESS

A Renaissance Revival style department store building, designed by D.H. Burnham & Co., and built in 1903-07, with an addition built in 1924-25. Application is to install illuminated signage.

155 Mercer Street - SoHo-Cast Iron Historic District
LPC-19-33268 - Block 513 - Lot 28 - **Zoning:** M1-5A
CERTIFICATE OF APPROPRIATENESS

A "Fireman's Hall", designed by Field & Correja, and built in 1854. Application is to legalize the installation of neon lighting, without Landmarks Preservation Commission permit(s).

302 West 45th Street - Interior Landmark

LPC-19-33009 - Block 1035 - Lot 37 - **Zoning:** C6-2/C6-4
CERTIFICATE OF APPROPRIATENESS

A Moorish-inspired theater, designed by Martin Beck, and built in 1923-24. Application is to modify the interior lobby.

220 East 42nd Street - Individual and Interior Landmark

LPC-19-32614 - Block 1315 - Lot 7501 - **Zoning:** C5-2
CERTIFICATE OF APPROPRIATENESS

An Art Deco style skyscraper, designed by Raymond Hood, and built in 1929-30. Application is to install entrance infill and a canopy.

227 Riverside Drive, aka 340 West 95th Street - Riverside - West End Historic District

LPC-19-23273 - Block 1253 - Lot 48 - **Zoning:** R10A
CERTIFICATE OF APPROPRIATENESS

A Neo-Renaissance style apartment building, designed by John Woolley, and built in 1897-98. Application is to modify a barrier-free access ramp installed, without Landmarks Preservation Commission permit(s).

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

LPC-19-31008 - Block 1215 - Lot 33 - **Zoning:** C1-8
CERTIFICATE OF APPROPRIATENESS

A Queen Anne/Romanesque Revival style apartment and commercial building, designed by John G. Prague, and built in 1893-1894. Application is to construct a barrier-free access ramp.

121 West 88th Street - Upper West Side/Central Park West Historic District

LPC-19-27561 - Block 1219 - Lot 121 - **Zoning:** R7-2
CERTIFICATE OF APPROPRIATENESS

A Renaissance Revival style rowhouse, designed by Alonzo B. Kight, and built in 1898. Application is to construct rear yard and rooftop additions, and modify masonry openings.

n28-d11

MAYOR'S OFFICE OF CONTRACT SERVICES

■ MEETING

FRANCHISE AND CONCESSION REVIEW COMMITTEE
-NOTICE OF MEETING-

PUBLIC NOTICE IS HEREBY GIVEN, that the Franchise and Concession Review Committee, will hold a public meeting on Wednesday, December 12, 2018, at 2:30 P.M., at 2 Lafayette Street, 14th Floor Auditorium, New York, NY 10007.

NOTE: This location is accessible to individuals using wheelchairs or other mobility devices. For further information on accessibility, or to make a request for accommodations, such as sign language interpretation services, please contact the Mayor's Office of Contract Services (MOCS), via email at DisabilityAffairs@mocs.nyc.gov, or via phone at (212) 788-0010. Any person requiring reasonable accommodation for the public meeting, should contact MOCS at least three (3) business days in advance of the meeting to ensure availability.

d3-12

BOARD OF STANDARDS AND APPEALS

■ PUBLIC HEARINGS

January 8, 2019, 10:00 A.M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning, January 8, 2019, 10:00 A.M., in Spector Hall, 22 Reade Street, New York, NY 10007, on the following matters:

SPECIAL ORDER CALENDAR

867-55-BZ

APPLICANT – Nasir J. Khanzada, for Manny Kumar, owner; Channi Singh, lessee.

SUBJECT – Application February 1, 2018 – Extension of Term (§11-411) of a previously approved variance, which permitted the operation of an Automotive Service Station (UG 16B), which expired on June 19, 2011: Amendment (§11-411) to permit the conversion of service bays to an accessory convenience store and the enlargement of the building; Extension of Time to Obtain a Certificate of Occupancy, which expired on February 10, 2005: Waiver of the Board's Rules. R4-1 zoning district.

PREMISES AFFECTED – 66-15 Borden Avenue, Block 2394, Lot 8, Borough of Queens.

COMMUNITY BOARD #4Q

771-76-BZ

APPLICANT – Stroock & Stroock & Lavan LLP, for Intergate Manhattan LLC, owner.
SUBJECT – Application September 10, 2018 – Amendment of a previously approved Variance (§72-21), that permitted the installation of an illuminated sign that exceeded the surface area along a district boundary and the height above curb level. The Amendment seeks to modify the previously approved sign to permit a digital sign and the new sign will be able to display messages for any principal use on the zoning lot, as opposed to a single principal use on the zoning lot. C6-4 zoning district.
PREMISES AFFECTED – 375 Pearl Street, Block 114, Lot(s) 1001-1005, Borough of Manhattan.
COMMUNITY BOARD #1M

212-97-BZ

APPLICANT – Snyder & Snyder LLP, for Gunther Development Corp., owner; Pinnacle Towers, LLC, lessee.
SUBJECT – Application August 22, 2018 – Amendment of a previously approved Special Permit (§73-30), permitting the operation of a non-accessory radio tower, which will expire on September 15, 2018. The amendment seeks to remove the discretionary condition of term and remove a term for the subject use. R1-1 zoning district.
PREMISES AFFECTED – 10 Highpoint Drive aka 140 Merrick Avenue, Block 878, Lot 380, Borough of Staten Island.
COMMUNITY BOARD #1SI

APPEAL CALENDAR

2018-23-A & 2018-24-A

APPLICANT – Rothkrug Rothkrug & Spector LLP, for The Masucci Real Estate Trust, owner.
SUBJECT – February 16, 2018 - Proposed development of a three-story mix-use building, not fronting on a mapped street, contrary to General City Law 36. C1-1/R3X (SRD) zoning district.
PREMISES AFFECTED – 29 and 31 Herbert Street, Block 6681, Lot (s) 105 & 104, Borough of Staten Island.
COMMUNITY BOARD #3SI

January 8, 2019, 1:00 P.M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, January 8, 2019, 1:00 P.M., in Spector Hall, 22 Reade Street, New York, NY 10007, on the following matters:

ZONING CALENDAR

2016-4469-BZ

APPLICANT – Davidoff Hutter & Citron, LLP, for Winston Network, Inc., owner.
SUBJECT – Application December 20, 2016 – Variance (§72-21), to permit the legalization of an indirectly illuminated advertising sign, contrary to ZR §22-30 (advertising signs not permitted in residential districts) and ZR §52-731 (non conforming advertising signs in residential districts shall be terminated after 10 years from December 15, 1961). R4 zoning district.
PREMISES AFFECTED – 49-23 Astoria Boulevard, Block 1000, Lot 19, Borough of Queens.
COMMUNITY BOARD #1Q

2017-272-BZ

APPLICANT – Kalyan Law Firm, for The Drakatos Family LLC, owner; Gantry, LLC, lessee.
SUBJECT – Application September 25, 2017 – Special Permit (§73-36) to permit the operation of physical cultural establishment (*CrossFit*), within an existing one store commercial building, contrary to ZR §42-10 located in M1-4 zoning district.
PREMISES AFFECTED – 10-19 46th Road, Block 48, Lot 8, Borough of Queens.
COMMUNITY BOARD #2Q

2018-53-BZ

APPLICANT – Slater & Beckerman, P.C., for BKLYN11201 LLC, owner.
SUBJECT – Application April 13, 2018 – Variance (§72-21), to permit residential use within a new four-story mixed-use building, contrary to ZR §42-10. M1-1 zoning district.
PREMISES AFFECTED – 104 DeGraw Street, Block 329, Lot 26, Borough of Brooklyn.
COMMUNITY BOARD #6BK

2018-119-BZ

APPLICANT – Rothkrug Rothkrug & Spector LLP, for 8701 4th Avenue LLC, owner.
SUBJECT – Application July 17, 2018 – Special Permit (§73-36), to permit the operation of a physical cultural establishment (Dolphin Fitness), to be located on a portion of the first floor and the entirety of the second floor of a commercial building, contrary to ZR §32-10. C4-2A Special Bay Ridge District.
PREMISES AFFECTED – 8701 4th Avenue, Block 6050, Lot 8, Borough of Brooklyn.
COMMUNITY BOARD #10BK

2018-123-BZ

APPLICANT – Law Office of Jay Goldstein, PLLC, for 251 W87th Street Associates, owner; Broadway Bar Method LLC, lessee.
SUBJECT – Application July 26, 2018 – Special Permit (§73-36), to permit the operation of a Physical Cultural Establishment (Bar Method), to be in a portion of the cellar and first floor of an existing building, contrary to ZR §32-10. C4-6A Special Enhanced Commercial District.
PREMISES AFFECTED – 2381 Broadway aka 2381-2387 Broadway, 251-257 West 87th Street, Block 1235, Lot 10, Borough of Manhattan.
COMMUNITY BOARD #7M

2018-138-BZ

APPLICANT – Law Office of Jay Goldstein PLLC, for 257 Associates Borrower LLC, owner; BBP Fitness LLC, lessee.
SUBJECT – Application August 24, 2018 – Special Permit (§73-36), to permit the legalization of a Physical Cultural Establishment (Brick New York in a portion of the cellar and first floor of an existing building), contrary to ZR 32-10. C6-2A zoning district.
PREMISES AFFECTED – 257 West 17th Street, Block 767, Lot 7502, Borough of Manhattan.
COMMUNITY BOARD #4M

Margery Perlmutter, Chair/Commissioner

Accessibility questions: mmilfort@bsa.nyc.gov, (212) 386-0078, by: Friday, January 4, 2019, 4:00 P.M.



☛ d7-10



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

m30-s11

OFFICE OF CITYWIDE PROCUREMENT

■ NOTICE

The Department of Citywide Administrative Services, Office of Citywide Procurement is currently selling surplus assets on the internet. Visit <http://www.publicsurplus.com/sms/nycdcas.ny/browse/home>

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

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

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

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

j2-d31

HOUSING PRESERVATION AND DEVELOPMENT

■ PUBLIC HEARINGS

All Notices Regarding Housing Preservation and Development Dispositions of City-Owned Property, appear in the Public Hearing Section.

jy6-j7

POLICE

■ NOTICE

OWNERS ARE WANTED BY THE PROPERTY CLERK DIVISION OF THE NEW YORK CITY POLICE DEPARTMENT

The following list of properties 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

j2-d31

PROCUREMENT

“Compete To Win” More Contracts!

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

- Win More Contracts at nyc.gov/competetowin

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

HHS ACCELERATOR

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

Important information about the new method

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

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

Participating NYC Agencies

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

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

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

ADMINISTRATION FOR CHILDREN’S SERVICES

■ AWARD

Human Services/Client Services

COMMUNITY PARTNERSHIP PROGRAM - Request for Proposals - PIN# 0681810006009 - AMT: \$1,050,000.00 - TO: New York Foundling Hospital, 590 Avenue of The Americas, New York, NY 10011.

● **CHILD CARE SERVICES** - BP/City Council Discretionary - PIN# 06819L0005001 - AMT: \$275,000.00 - TO: West Side Montessori School, 309 West 92nd Street, New York, NY 10025.

● **CHILD CARE SERVICES** - BP/City Council Discretionary - PIN# 06819L0006001 - AMT: \$1,158,786.00 - TO: Williamsbridge NAACP Early Childhood Education Center, 680 East 219th Street, Bronx, NY 10467.

d7

CITYWIDE ADMINISTRATIVE SERVICES

■ SOLICITATION

Goods

RENTAL: PAVEMENT PROFILERS: DOT - Other - PIN# 857PS1900108 - Due 1-7-19 at 9:30 A.M.

A Pre-Solicitation Conference for the above mentioned commodity, is scheduled for January 7, 2019, at 9:30 A.M., at 1 Centre Street, 18th Floor, New York, NY 10007.

The purpose of this conference is to review proposed specifications for the commodity listed above, to ensure a good product and maximum competition. Please make every effort to attend this conference, your participation will assist us in revising the attached specifications so they can be issued as a part of final bid package.

A copy of the pre-solicitation package can be downloaded from the City Record Online site at www.nyc.gov/cityrecord. Enrollment is free. Please review the documents before you attend the conference. If you have questions regarding this conference, please contact Peter Le, at (212) 386-0418, or by email at ple@dcas.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.
Citywide Administrative Services, 1 Centre Street, 18th Floor, New York, NY 10007. Peter Le (212) 386-0418; ple@dcas.nyc.gov

Accessibility questions: DCAS Diversity and EEO Office (212) 386-0297, by: Friday, December 14, 2018, 4:00 P.M.



d7

OFFICE OF CITYWIDE PROCUREMENT

AWARD

Goods

LIQUID FERRIC CHLORIDE - DEP (WWTP) - Competitive Sealed Bids - PIN# 8571900063 - AMT: \$17,513,220.00 - TO: Kemira Water Solutions Inc, 4321 West 6th Street, Lawrence, KS 66049.

d7

SOLICITATION

Goods

BUS, 40 PASSENGER TOURING - DSNY - Competitive Sealed Bids - PIN#857PS1900115 - Due 1-14-19 at 9:30 A.M.

A Pre-Solicitation Conference for the above mentioned commodity, is scheduled for January 14, 2019, at 9:30 A.M., at 1 Centre Street, 18th Floor, New York, NY 10007.

The purpose of this conference is to review proposed specifications for the commodity listed above, to ensure a good product and maximum competition. Please make every effort to attend this conference, your participation will assist us in revising the attached specifications so they can be issued as a part of final bid package.

A copy of the pre-solicitation package can be downloaded from the City Record Online site, at www.nyc.gov/cityrecord. Enrollment is free. Please review the documents before you attend the conference.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Citywide Administrative Services, 1 Centre Street, 18th Floor, New York, NY 10007. Joseph Vacirca (212) 386-6330; Fax: (212) 313-3295; jvacirca@dcas.nyc.gov

Accessibility questions: DCAS Diversity and EEO Office (212) 386-0297, by: Tuesday, January 8, 2019, 5:30 P.M.



d7

COMPTROLLER

INFORMATION SYSTEMS

INTENT TO AWARD

Services (other than human services)

SUNGARD CONSULTING SERVICES - Negotiated Acquisition - Judgment required in evaluating proposals - PIN#01519BIS36536 - Due 12-24-18 at 5:00 P.M.

In accordance with Section 3-04 of the New York City Procurement Policy Board Rules, the Office of the New York City Comptroller (the "Comptroller's Office"), is seeking to enter into negotiations with a firm to provide Sungard Consulting Services, for the maintenance of the Comptroller's Office Business Continuity and Disaster Recovery (BC/DR) Plan. The term of the contract is estimated for three (3) years with the options to renew for up to an additional four (4) years.

Only proposers that are authorized resellers of Sungard Availability Services will be asked to negotiate with the Comptroller's Office.

The Notice of Intent will be available for download from the Comptroller's Office website, at www.comptroller.nyc.gov, on December 6, 2018 until December 24, 2018. To download the Notice of Intent, select "RFPs and Solicitations," then click on the link to Sungard Availability Services.

If your firm meets the criteria specified in the Notice of Intent, fill out the form provided to register your expression of interest.

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

Comptroller, 1 Centre Street, New York, NY 10007. Caroline Wisniewski (212) 669-8218; Fax: (212) 815-8507; cwisnie@comptroller.nyc.gov

d6-12

CULTURAL AFFAIRS

AWARD

Goods and Services

SECURITY SYSTEM FOR BROOKLYN CHILDREN'S MUSEUM - Innovative Procurement - Other - PIN#126-BKCM-CCTV - AMT: \$94,447.00 - TO: ARS Systems Corp, 1975 Linden Boulevard, LL, Elmont, NY 11003.

M/WBE Purchase Method.

d7

DESIGN AND CONSTRUCTION

AWARD

Construction/Construction Services

RESIDENT ENGINEERING INSPECTION SERVICES FOR THE RECONSTRUCTION OF STORM AND SANITARY SEWER, TRUNK, AND DISTRIBUTION WATER MAIN IN CONEY ISLAND AREA - PHASE 3A, BOROUGH OF BROOKLYN - Competitive Sealed Proposals - Judgment required in evaluating proposals - PIN# 8502018SE0021P - AMT: \$9,204,144.00 - TO: Dewberry Engineers Inc., 31 Penn Plaza, 132 West 31st Street, Suite 301, New York, NY 10001.

CONISPH3A.

d7

AGENCY CHIEF CONTRACTING OFFICER

SOLICITATION

Construction/Construction Services

CONSTRUCTION OF RIGHT-OF-WAY GREEN INFRASTRUCTURE IN THE BOWERY BAY CSO TRIBUTARY AREA-BOROUGH OF QUEENS AND BROOKLYN - Competitive Sealed Bids - PIN#85019B0001 - Due 1-9-19 at 11:00 A.M.

PROJECT NO.GCBB26-01/DDC PIN: 8502018SE0036C.

Bid document deposit-\$35.00 per set-company check or money order only-no cash accepted-late bids will not be accepted. Special Experience Requirements. Apprenticeship participation requirements apply to this contract.

Bid documents are available at: <http://ddcbiddocuments.nyc.gov/inet/html/contrbid.asp/>.

THIS PROJECT IS SUBJECT TO Hire NYC.

As of August 2017, the New York City Mayor's Office of Contract Services (MOCS), has launched the Procurement and Sourcing Solutions Portal (PASSPort), a new procurement system that will replace the paper - VENDEX process. All organizations intending to do business with the City of New York should complete an online disclosure process to be considered for a contract.

Since you have submitted a bid to NYC Department of Design and Construction, we are requesting that you create an account and enroll in PASSPort and file all disclosure information. Paper submissions, including Certifications of No Change to existing VENDEX packages, will not be accepted in lieu of complete online filings. You can access PASSPort from the following link: <http://www.nyc.gov/passport>.

This procurement is subject to Minority-Owned and Women-Owned Business Enterprises (MWBE) participation goals as required by Local Law 1 of 2013. All respondents will be required to submit an M/WBE

Participation Plan with their response. For the MWBE goals, please visit our website, at <http://ddcbiddocuments.nyc.gov/inet/html/contrbid.asp>, see "Bid Opportunities". For a list of companies certified by the NYC Department of Small Business Services, please visit www.nyc.gov/buycertified. To find out how to become certified, visit www.nyc.gov/getcertified, or call the DSBS certification helpline, at (212) 513-6311.

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

Design and Construction, 30-30 Thomson Avenue, Long Island City, NY 11101. Brenda Barreiro (718) 391-1041; csb_projectinquiries@ddc.nyc.gov

Accessibility questions: Disability Services Facilitator (718) 391-2815, or via email, at DDCEE@ddc.nyc.gov, by: Friday, December 28, 2018, 5:00 P.M.



← d7

4TH AVENUE SAFETY IMPROVEMENTS PHASE A 4TH AVENUE FROM 8TH STREET TO 64TH STREET-BOROUGH OF BROOKLYN - Competitive Sealed Bids - PIN# 85018B0119 - Due 1-8-19 at 11:00 A.M.

PROJECT NO.: HWK1669A/DDC PIN: 8502018HW0068C.

Bid document deposit-\$35.00 per set-company check or money order only-no cash accepted-late bids will not be accepted. Special experience requirements. Apprenticeship participation requirements apply to this contract.

THIS PROJECT IS SUBJECT TO DBE GOALS.

Bid documents are available at: <http://ddcbiddocuments.nyc.gov/inet/html/contrbid.asp>.

THIS PROJECT IS SUBJECT TO Hire NYC.

As of August 2017, the New York City Mayor's Office of Contract Services (MOCS), has launched the Procurement and Sourcing Solutions Portal (PASSPort), a new procurement system that will replace the paper – VENDEX process. All organizations intending to do business with the City of New York should complete an online disclosure process to be considered for a contract.

Since you have submitted a bid to NYC Department of Design and Construction, we are requesting that you create an account and enroll in PASSPort and file all disclosure information. Paper submissions, including Certifications of No Change to existing VENDEX packages will not be accepted in lieu of complete online filings. You can access PASSPort from the following link: <http://www.nyc.gov/passport>.

Project No.: HWK1669A/E-PIN: 850180119/DDC PIN: 8502018HW0068C.

Late bids will not be accepted. Special experience requirement. Apprenticeship participation requirements apply to this contract.

Bid document deposit-\$35.00 per set - company check or money order only-no cash accepted. Refunds will be made only for contract documents that are returned with a receipt and in the original condition.

Bid Security: Each bid submitted must be accompanied by a certified check for not less than 5 percent of the amount of the bid, or a bid bond for not less than 10 percent of the amount of the bid.

This Project is Federally aided and is subject to the provision of Title 23, U.S. code, as amended, and applicable New York State Statutes. In compliance with these provisions, the minimum wages to be paid laborers and mechanics are included in wage schedules that are set forth in the bid documents.

Disadvantaged Business Enterprises (DBE) will be afforded full opportunity to submit bids and the City of New York, hereby notifies all bidders that it will affirmatively insure that any contract entered into, pursuant to this advertisement will be awarded to the lowest responsible bidder without discrimination on the basis of race, color, sex, sexual orientation, national origin, age or place of residence. Prospective bidder's attention is directed to the TIGER/FHWA Funding requirements, which are located in Volume 3, pages TF-1 thru TF-K2 of the contract. DBE goals can be found in Volume 3, page SA-2 of the Schedule A. The DBE Schedule of Utilization and the Debarment History Certification forms are to be submitted with the bid as per Volume 1, Page 2 of the bid documents "Special Notice to Bidders". A copy of the DBE Schedule of Utilization can be found in Volume 1; the Debarment History Certification forms can be found in Volume 3, pages TF-J1 thru TFJ6.

DBE Goals: 14 percent.

Agency Contact Person – Lorraine Holley (718) 391-2601.

NOTE: Bid Documents are available for downloading at: <http://ddcbiddocuments.nyc.gov/inet/html/contrbid.asp>.

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

Design and Construction, 30-30 Thomson Avenue, Long Island City, NY 11101. Brenda Barreiro (718) 391-1041; csb_projectinquiries@ddc.nyc.gov

Accessibility questions: Disability Services Facilitator (718) 391-2815, or via email, at DDCEE@ddc.nyc.gov, by: Friday, December 28, 2018, 5:00 P.M.



← d7

FIRE DEPARTMENT

■ AWARD

Services (other than human services)

DUCTWORK AND CHIMNEY CLEANING - Competitive Sealed Bids - PIN# 057190000348 - AMT: \$1,138,120.00 - TO: Better Air Quality, Inc., 107 Cypress Drive, East Windsor, NJ 08520.

Term of Contract: December 1, 2018 - November 30, 2023.

CT No.: 20191409211.

ePin No.: 05718B0012001.

← d7

HEALTH AND MENTAL HYGIENE

AGENCY CHIEF CONTRACTING OFFICER

■ INTENT TO AWARD

Goods

PURCHASE OF HOLOGIC INC ASSAY KITS, REAGENTS AND SUPPLIES - Sole Source - Available only from a single source - PIN# 20LB002601R0X00 - Due 12-24-18 at 10:00 A.M.

DOHMH, intends to enter into a Sole Source contract with Hologic Inc., for the purchase of Hologic Inc., assay kits, reagents and testing supplies. These required products will be utilized by the NYC Public Health Laboratory, for clinical and environmental testing, for the detection of HIV, Trichomonas, Zika, TB, Chlamydia, Gonorrhea and other emerging bacteria and viruses. These testing products will provide the NYC Public Health Laboratory with the most rapid and specific results on the market. DOHMH has determined that Hologic, Inc., is a Sole Source provider as they are the sole manufacturer and distributor of these products. As Hologic Inc. does not sell through dealers or distributors in the U.S., there are no other agents or dealers authorized to represent these required assay kits, reagents and testing supplies.

Any vendor who believes that they may also be able to provide these products are welcome to submit an expression of interest via email. All questions and concerns should also be submitted via email.

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

Health and Mental Hygiene, 42-09 28th Street, 17th Floor, Queens, NY 11101-4132. Andrew Buchhalter (347) 396-6704; [abuchalter@health.nyc.gov](mailto:abuchhalter@health.nyc.gov)

← d7-13

Human Services/Client Services

INTEGRATED HIV SURVEILLANCE AND PREVENTION PROGRAMS - Sole Source - Available only from a single source - PIN# 19AE027201R0X00 - Due 12-24-18 at 10:00 A.M.

DOHMH, intends to enter into a Sole Source contract with Health Research Inc., for continued support of the Integrated HIV Surveillance and Prevention Programs. The services include providing access to medications, for eligible uninsured or underinsured HIV-infected NYC residents, maintaining a coordinated approach to HIV surveillance and prevention, and support of HIV planning. DOHMH has determined that Health Research Inc, is a Sole Source provider as they are legally recognized as a membership corporation affiliated with the New York State Department of Health in Section 53-a of the New York State Finance Law, for the purpose of applying for and administering competitive grants and other external funds to support, supplement and extend the research and public health programs of NYSDOH. NYC DOHMH, NYS DOH and HRI have worked

consistently to develop and maintain a highly successful and coordinated approach to HIV surveillance and prevention.

Any vendor who believes that they may also be able to provide these services is welcome to submit an expression of interest via email. All questions and concerns should also be submitted via email.

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

Health and Mental Hygiene, 42-09 28th Street, 17th Floor, Long Island City, NY 11101-4132. Andrew Buchhalter (347) 396-6704; abuchhalter@health.nyc.gov

← d7-13

HOUSING AUTHORITY

SUPPLY MANAGEMENT

■ SOLICITATION

Goods and Services

SMD MOBILE BOILERS, HEAT EXCHANGERS AND MOBILE OIL TANKS PIPING CONNECTION - VARIOUS DEVELOPMENTS WITHIN THE FIVE (5) BOROUGHES OF NEW YORK CITY - Competitive Sealed Bids - PIN#67689 - Due 1-3-19 at 10:00 A.M.

Provide steam supply line to the connecting point inside the building, as directed by NYCHA, to provide building heating. Contractor shall provide an isolation valve by the connecting point. Provide all piping connections between the mobile boiler feed water unit and the mobile condensate unit. Please Note: This Contract shall be subject to the New York City Housing Authority's Project Labor Agreement (PLA). As part of its bid and no later than three (3) business days after the bid opening, the Bidder must submit Letters of Assent to the Project Labor Agreement signed by the Bidder and each of the Bidder's proposed Subcontractors. Failure to submit all required signed Letters of Assent within three (3) business days after the bid opening shall result in a determination that the Bidder's bid is non-responsive.

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

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

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

Housing Authority, 90 Church Street, 6th Floor, New York, NY 10007. Miriam Rodgers (212) 306-4718; Fax: (212) 306-5109; miriam.rodgers@nycha.nyc.gov

← d7

SMD INDEFINITE DELIVERY INDEFINITE QUANTITY (IDIQ) MAINTENANCE PAINTING OF APTS, INTERIOR AND EXTERIOR PUBLIC SPACE WORK INCLUDING STAIRWELL PAINTING (FRP AND SILICATE SYSTEMS)- CITYWIDE - Competitive Sealed Bids - PIN#67864 - Due 1-3-19 at 10:00 A.M.

This is an indefinite-delivery, indefinite-quantity ("IDIQ") contract. NYCHA guarantees to the Contractor that it will order a quantity of Work with a minimum value of \$150,000.00 (the "Minimum Value"). NYCHA is under no obligation to order from the Contractor more than the Minimum Value under this Contract, but NYCHA may order no more than \$5,000,000.00 (the "Maximum Value").

No painting materials shall contain more than 0.06 percent of metallic lead base in the non-volatile content and all painting materials must conform to all applicable Federal, State and Local regulations including

VOC/VOS (volatile organic compound/volatile organic substance) rules at the time of application.

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

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

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

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

← d7

HUMAN RESOURCES ADMINISTRATION

AGENCY CHIEF CONTRACTING OFFICER

■ INTENT TO AWARD

Services (other than human services)

LEGISLATIVE DIRECTORY SUBSCRIPTION SERVICE CONTRACT WITH SCHAFFER WILLIAMS LLC - Sole Source - Available only from a single source - PIN#09619S0001 - Due 12-14-18 at 2:00 P.M.

HRA/DSS, intends to enter into sole source negotiation with SCHAFFER WILLIAMS LLC for a one-year subscription of Podio.com. DSS utilizes The Legislative Directory that allow for the further use of a customized workspace using Podio.com, and a series of best practices for maintaining the workspace and information repository for HRA's legislative activities and priorities. Through the subscription of Podio.com, DSS also gained access to Schaffer-Williams legislative data synchronization tools, used to maintain data about State and City-Level Legislators, their party, conference, job, biographic and contact information, their committee assignments and district information not available elsewhere in this useful format. The workspace has further been populated with additional data about City-Level Legislators and State and City-Level legislation that DSS is tracking.

E-PIN: 09619S0001, Term: 7/1/2018 - 6/30/2019, Amount: \$99,016.00.

Vendors that believe they are qualified to provide these services or are interested in similar future procurements may express their interest by filing with the New York City Vendor Enrollment Center, at (212) 857-1680, or via email, at vendorenrollmen@cityhall.nyc.gov. For Human Service contracts, go to <http://www.nyc.gov/html/hhsaccelerator/html/roadmap/roadmap.shtml>.

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

Human Resources Administration, 150 Greenwich Street, Floor 37, New York, NY 10007. Wayne Coger (929) 221-5465; cogerw@dss.nyc.gov

← d7-13

PARKS AND RECREATION

■ VENDOR LIST

Construction Related 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 construct 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

j2-d31

AWARD

Goods

PENNANT FLAGS, ADVISORY FLAGS AND FLAG POLES - Innovative Procurement - Other - PIN#211169846 - AMT: \$64,690.00 - TO: Finesse Creations, Inc, 3004 Avenue J, Brooklyn, NY 11210.

Contract awarded, pursuant to the Innovative Procurement Method, under PPB Rule 3-12 (MWBE Purchase Method).

d7

CONTRACTS

SOLICITATION

Construction/Construction Services

RECONSTRUCTION OF BULL MOOSE DOG RUN - Competitive Sealed Bids - PIN#M053-118M - Due 1-4-19 at 10:30 A.M.

Located at, West 81st Street and Central Park West, in Theodore Roosevelt Park, Borough of Manhattan. E-PIN#84619B0021. This procurement is subject to participation goals for MBEs and/or WBEs, as required by Local Law 1 of 2013.

Bid Security: Bid Bond in the amount of 10 percent of Bid Amount or Bid Deposit in the amount of 5 percent of Bid Amount. The cost estimate range is: Less than \$1,000,000.00. To request the Plan Holder’s List, please call the Blue Print Room, at (718) 760-6576.

To manage your vendor name and commodity codes on file with the City of New York, please go to New York City’s Procurement and Sourcing Solutions Portal (PASSPort), at <https://a858-login.nyc.gov/osp/a/t1/auth/saml2/sso>. To manage or update your email, address or

contact information, please go to New York City’s Payee Informational Portal, at <https://a127-pip.nyc.gov/webapp/PRDPCW/SelfService>.

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

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

Parks and Recreation, Olmsted Center, Room 64, Flushing Meadows-Corona Park, Flushing, NY 11368. Kylie Murphy (718) 760-6855; kylie.murphy@parks.nyc.gov

d7

REVENUE

SOLICITATION

Services (other than human services)

RFB FOR THE OPERATION OF TENNIS PROFESSIONAL CONCESSIONS AT VARIOUS LOCATIONS CITYWIDE - Competitive Sealed Bids - PIN#CWTP-2018 - Due 1-7-19 at 11:00 A.M.

In accordance with Section 1-12 of the Concession Rules of the City of New York, the New York City Department of Parks and Recreation (“Parks”), is issuing, as of the date of this notice, a non-significant Request for Bids (“RFB”), for the operation of tennis professional concessions at various locations Citywide.

Hard copies of the RFB can be obtained, at no cost from November 28, 2018 through January 7, 2019, between the hours of 9:00 A.M. and 5:00 P.M., excluding weekends and holidays, at the Revenue Division of the New York City Department of Parks and Recreation, which is located at, 830 Fifth Avenue, Room 407, New York, NY 10065. All bids submitted in response to this RFB must be submitted by no later than January 7, 2018, at 11:00 A.M.

The RFB is also available for download, from November 28, 2018 through January 7, 2019, on Parks’ website. To download the RFB, visit: www.nyc.gov/parks/businessopportunities, click on the link for “Concessions Opportunities at Parks” and, after logging in, click on the “download” link that appears adjacent to the RFB’s description.

For more information related to the RFB, contact Sofiya Minsariya, at (212) 360-8230 or via email: Sofiya.Minsariya@parks.nyc.gov.

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

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

Parks and Recreation, The Arsenal, Central Park, 830 Fifth Avenue, Room 407, New York, NY 10065. Sofiya Minsariya (212) 360-8230; Fax: (212) 360-3434; sofiya.minsariya@parks.nyc.gov

n28-d11

REVENUE AND CONCESSIONS

SOLICITATION

Services (other than human services)

FOOD CONCESSION AT TREMONT PARK - Request for Proposals - PIN# X10A-SB2018 - Due 1-11-19 at 3:00 P.M.

In accordance with Section 1-13 of the Concession Rules of the City of New York, the New York City Department of Parks and Recreation (“Parks”) is issuing, a RFP for the development, operation and maintenance of a food service concession and up to three (3) optional mobile Food Units at Tremont Park, in the borough of the Bronx.

There will be a recommended on-site proposer meeting and site tour on December 14, 2018, at 11:00 A.M. We will be meeting at the proposed concession site (Block # 2943 and Lot # 1), which is located at East Tremont Avenue and Arthur Avenue. If you are considering responding to this RFP, please make every effort to attend this recommended meeting and site tour.

Hard copies of the RFP can be obtained, at no cost, commencing December 3rd, 2018, through January 11, 2019, between the hours of 9:00 A.M. and 5:00 P.M., excluding weekends and holidays, at the Revenue Division of the New York City Department of Parks and Recreation, which is located at 830 Fifth Avenue, Room 407, New York,

NY 10065. All proposals submitted in response to this RFP must be submitted by no later than Friday, January 11, 2019, at 3:00 P.M.

The RFP is also available for download December 3rd, 2018 through January 11, 2019, at Parks' website. To download the RFP, visit www.nyc.gov/parks/businessopportunities, click on the link for "Concessions Opportunities at Parks" and, after logging in, click on the "download" link that appears adjacent to the RFP's description.

For more information related to the RFP, contact Angel Williams, at (212) 360-3495 or via email: Angel.Williams@parks.nyc.gov.

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

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Parks and Recreation, The Arsenal, Central Park, 830 Fifth Avenue, Room 407, New York, NY 10065. Angel Williams (212) 360-3495; Fax: (212) 360-3434; angel.williams@parks.nyc.gov

d3-14

CONTRACT AWARD HEARINGS

NOTE: LOCATION(S) ARE ACCESSIBLE TO INDIVIDUALS USING WHEELCHAIRS OR OTHER MOBILITY DEVICES. FOR FURTHER INFORMATION ON ACCESSIBILITY OR TO MAKE A REQUEST FOR ACCOMMODATIONS, SUCH AS SIGN LANGUAGE INTERPRETATION SERVICES, PLEASE CONTACT THE MAYOR'S OFFICE OF CONTRACT SERVICES (MOCS) VIA E-MAIL AT DISABILITYAFFAIRS@MOCS.NYC.GOV OR VIA PHONE AT (212) 788-0010. ANY PERSON REQUIRING REASONABLE ACCOMMODATION FOR THE PUBLIC HEARING SHOULD CONTACT MOCS AT LEAST THREE (3) BUSINESS DAYS IN ADVANCE OF THE HEARING TO ENSURE AVAILABILITY.



ENVIRONMENTAL PROTECTION

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Public Hearing, will be held at the Department of Environmental Protection Offices, at 59-17 Junction Boulevard, 17th Floor, Conference Room, Flushing, NY, on December 20, 2018, commencing at 10:00 A.M. on the following:

IN THE MATTER OF a proposed contract between the Department of Environmental Protection and New England Interstate Water Pollution Control Commission, 650 Suffolk Street, Suite 410, Lowell, MA 01854, for DEL-437: Replacement of Capital Equipment at Non-City owned WWTPs in the Upstate Watershed. The Contract term shall be 3,650 consecutive calendar days from the date of the written notice to proceed. The Contract amount shall be \$12,850,000.00—Location: NYC Watershed Region: EPIN: 82619T0002001.

This contract was selected by Government to Government Purchase, pursuant to Section 3-13 of the PPB Rules.

A copy of the Contract may be inspected at the Department of Environmental Protection, 59-17 Junction Boulevard, Flushing, NY 11373, on the 17th Floor, Bid Room, on business days from December 7, 2018 to December 20, 2018, between the hours of 9:30 A.M. - 12:00 P.M. and from 1:00 P.M. - 4:00 P.M.

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



AGENCY RULES

ADMINISTRATIVE TRIALS AND HEARINGS

■ NOTICE

Office of Administrative Trials and Hearings Environmental Control Board

Notice of Promulgation of Rule

NOTICE IS HEREBY GIVEN, PURSUANT TO THE AUTHORITY VESTED in the Office of Administrative Trials and Hearings' Environmental Control Board (OATH ECB), in accordance with Sections 1049-a and 1043 of the New York City Charter. OATH ECB repeals its Air Asbestos Penalty Schedule rule in Section 3-101 of Subchapter G of Chapter 3 of Title 48 of the Rules of the City of New York. The proposed rule repeal was published in *The City Record* on July 6, 2018, and a public hearing was held on August 7, 2018.

No one attended or testified at the public hearing concerning this rule repeal and OATH did not receive any written comments.

Statement of Basis and Purpose of Final Rule

The Office of Administrative Trials and Hearings' Environmental Control Board (OATH ECB) repeals its Air Asbestos Penalty Schedule rule. This schedule is found in § 3-101 of Subchapter G of Chapter 3 of Title 48 of the Rules of the City of New York (RCNY), and it contains penalties for violations of provisions in Chapter 1 of Title 15 of the RCNY, Title 24 of the Administrative Code of the City of New York, and Part 56 of Title 12 of the New York Codes, Rules and Regulations. At the same time, the Department of Environmental Protection adopts a rule, adding a similar penalty schedule in Chapter 51 of Title 15 of the Rules of the City of New York.

The context for this repeal is that OATH ECB is in the process of repealing all penalty schedules in its rules codified at Subchapter G of Chapter 3 of Title 48 of the RCNY so that they can be incorporated into the rules of the agencies having rulemaking and policymaking jurisdiction over the laws underlying the violations.

Although OATH ECB is empowered to impose penalties under the New York City Charter and has until now promulgated penalty schedules, the regulatory and enforcement agencies have the necessary expertise to determine appropriate penalties for violation of the rules and of the laws within their jurisdiction based on the severity of each violation and its effect on City residents. Moving the penalty schedule will also make it easier for the public to find the penalties, which will be located within the same chapter as the rules supporting the violations alleged in the summonses. Finally, the rule repeal will speed up the rulemaking process by eliminating the need for OATH ECB approval of proposed or amended penalties for agency rules that have already been established by the legislature and/or that have already undergone the City Administrative Procedure Act (CAPA) process by the enforcement agency. The public will still have the opportunity to comment on proposed penalties during that process.

Working with the City's rulemaking agencies, the Law Department, the Mayor's Office of Management and Budget, and the Mayor's Office of Operations conducted a retrospective rules review of the City's existing rules, identifying those rules that could be repealed or modified to reduce regulatory burdens, increase equity, support small businesses, and simplify and update content to help support public understanding and compliance. This rule repeal was identified as meeting the criteria for this initiative.

Section 1. The Air Asbestos Penalty Schedule rule, found in Section 3-101 of Subchapter G of Chapter 3 of Title 48 of the Rules of the City of New York, is REPEALED.

ENVIRONMENTAL PROTECTION

■ NOTICE

NOTICE OF ADOPTION OF FINAL RULE

NOTICE IS HEREBY GIVEN, pursuant to the authority vested in the Commissioner of the Department of Environmental Protection (“DEP” or the “Department”), by Section 1043 of the New York City Charter and Sections 24-136 and 24-178 of the New York City Administrative Code, that the Department promulgates and adopts a rule to establish penalties for violations of Title 15, Chapter 1 of the Rules of the City of New York, also known as the Asbestos Control Program Rules.

Statement of Basis and Purpose of Rule

DEP is promulgating this rule, to be found at Title 15 of the Rules of the City of New York (RCNY) Chapter 53, to establish penalties for violations of Title 15, Chapter 1 of the Rules of the City of New York, also known as the Asbestos Control Program Rules (ACP Rules). The rule is authorized by Section 1043 of the Charter of the City of New York and Sections 24-136 and 24-178 of the Air Pollution Control Code.

DEP is making a number of changes to the existing ACP Rules which require changes to the existing Air Asbestos Penalty Schedule. These changes include the addition of penalties for several new sections of the ACP Rules (Sections 1-26(b)(4), 1-26(h), 1-26(i), 1-28(f), 1-29(d), 1-38, 1-109(c), and 1-109(d)).

The current Air Asbestos Penalty Schedule, which is located in the rules of the Office of Administrative Trials and Hearings (OATH), at 48 RCNY § 3-110, will be repealed by OATH on the same day that this rule takes effect.

DEP did not receive any comments regarding the rule, but is making one change to the penalty schedule to remove Section 1-16(a)(3), which has been replaced by Section 1-38 in the new ACP Rules.

Although OATH ECB is empowered to impose penalties under the New York City Charter and has until now promulgated penalty schedules, the regulatory and enforcement agencies have the necessary expertise to determine appropriate penalties for violations of the rules and of the laws within their jurisdiction based on the severity of each violation and its effect on City residents. Moving the penalty schedule to DEP’s rules will also make it easier for the public to find the penalties. Finally, the rule relocation will speed up the rulemaking process by eliminating the need for OATH ECB approval of proposed or amended penalties for agency rules that have already been established by the legislature and/ or that have already undergone the City Administrative Procedure Act (CAPA) process by the enforcement agency. The public will still have the opportunity to comment on proposed penalties during that process.

Working with the City’s rulemaking agencies, the Law Department, the Mayor’s Office of Management and Budget, and the Mayor’s Office of Operations conducted a retrospective rules review of the City’s existing rules, identifying those rules that will be repealed or modified to reduce regulatory burdens, increase equity, support small businesses, and simplify and update content to help support public understanding and compliance. The repeal of 48 RCNY §3-101 was identified as meeting the criteria for this initiative.

DEP’s authority for this rule is found in Section 1043 of the New York City Charter and Sections 24-136 and 24-178 of the New York City Administrative Code.

New material is underlined.

[Deleted material is in brackets.]

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

The text of the Rule follows.

Section 1. Title 15 of the Rules of the City of New York is amended by adding a new Chapter 53 to read as follows:

Chapter 53. Air Asbestos Penalty Schedule

§53-01 General

- (a) Whenever a respondent is found in violation of any of the following provisions of the New York City Administrative Code or the Rules of the City of New York or the New York Code of Rules and Regulations, any civil penalties recommended by a hearing officer, pursuant to 48 RCNY §6-17(a) in accordance with §1049-a(d)(1)(d) of the Charter and/or any civil penalties imposed for admissions of violations, pursuant to 48 RCNY§6-09(a) or late admissions, pursuant to 48 RCNY §3-17 will be imposed, pursuant to the penalty schedule set forth below.
- (b) If a stipulation is offered and accepted at or before a hearing, the stipulation penalty will be imposed.
- (c) Unless otherwise indicated, all citations are to 15 RCNY Chapter 1.
- (d) A second offense is a violation by the same respondent within two years, for an infraction of the same section of the rules.
- (e) The default penalty for all charges in this Penalty Schedule shall be twice the penalty set forth in subsection (a) of Section 53-02.

§53-02 Air Asbestos Penalty Schedule

- (a) Penalty Table

Section	Violation Description	1st Offense Penalty	1st Offense Stipulation	2nd Offense Penalty	2nd Offense Stipulation
1-01(c)	Failure of asbestos handler supervisor to comply with all provisions of Asbestos Rules	1200	1000	2400	1500
1-01(e)	Knowingly made a false statement or submitted a false document to DEP	2400	1500	4800	3000
1-01(f)	Did not permit DEP inspection of asbestos project/abatement activities	2400	1500	4800	3000
1-01(g)	Interfered with or obstructed DEP personnel	2400	1500	4800	3000
1-01(h)	Engaged in unprofessional conduct	1200	1000	2400	1500
1-16(a)1	Conducted building survey and hazard assessment without DEP certification	2400	1500	4800	3000
1-16(h)	Failed to sign/affix valid investigators seal to plan or report as required	1200	1000	2400	1500
1-21(a)	Failed to comply with reporting and filing requirements	2400	1500	4800	3000
1-21(b)	Failed to calculate project size and scope as required	2400	1500	4800	3000
1-22(b)	Failed to submit required certification to Buildings Dept	2400	1500	4800	3000
1-23(c)	Failed to file required Asbestos Assessment Report (ACP-5) with Buildings Dept	2400	1500	4800	3000
1-25(c)	Failed to file Asbestos Project Notification 7 days before work starts	2400	1500	4800	3000
1-25(d)	Failed to notify DEP in writing of any change on project notification	1200	1000	2400	1500
1-26(a)	Failed to obtain asbestos abatement permit when required	4800	3000	9600	6000
1-26(b)4	Failed to comply with work place safety plan	4800	3000	9600	6000
1-26(c)3	Failed to maintain/provide record of final inspection	2400	1500	4800	3000
1-26(e)	Failed to terminate asbestos abatement permit w/in 1 yr. of issuance	4800	3000	9600	6000
1-26(f)	Failed to maintain required insurance during work permitted work	1200	1000	2400	1500
1-26(h)	Commenced permitted work prior to permit issuance	1200	1000	2400	1500

1-26(i)	Failed to submit letter to ATRU regarding additional asbestos on projects with WSP	1200	1000	2400	1500
1-27(b)	Failed to immediately notify DEP of emergency project as required	2400	1500	4800	3000
1-27(c)	Failed to notify DEP in writing of emergency project within 48 hours	2400	1500	4800	3000
1-28(a)	Failed to maintain permanent records of asbestos surveys as required	2400	1500	4800	3000
1-28(b)	Failed to compile complete records of asbestos survey as required	1200	1000	2400	1500
1-28(c)	Failed to properly record work by non-certified individual as required	1200	1000	2400	1500
1-28(d)	Failed to maintain records of asbestos surveys for 30 years	1200	1000	2400	1500
1-28(e)	Failed to make asbestos survey records available for inspection by DEP	2400	1500	4800	3000
1-28(f)	Failed to properly store records or report damage/loss/destruction of records	2400	1500	4800	3000
1-29(a)	Failed to properly maintain project record	1200	1000	2400	1500
1-29(b)	Failed to properly maintain project summary	1200	1000	2400	1500
1-29(c)	Failed to make project record or project summary available for inspection in a timely manner	1200	1000	2400	1500
1-29(d)	Failed to maintain air monitor project summary	1200	1000	2400	1500
1-36(a)	Failed to retain independent third party air monitor	4800	3000	9600	6000
1-36(b)	Failed to have technician present during air sample collection	1200	1000	2400	1500
1-36(c)	Use lab without required qualifications to perform bulk sample analysis	2400	1500	4800	3000
1-36(d)	Used lab without required qualifications to perform air sample analysis	2400	1500	4800	3000
1-36(e)	Employed unqualified analyst to perform air sample analysis (TEM)	2400	1500	4800	3000
1-37(a)	Failed to perform bulk sampling as required	1200	1000	2400	1500
1-37(b)	Failed to utilize area air sampling equipment for PCM per 60 NIOSH 7400	1200	1000	2400	1500
1-37(c)	Failed to utilize area air sampling equipment for TEM as required	1200	1000	2400	1500
1-37(d)	Failed to use appropriate air sampling pump calibrated by rotometer	1200	1000	2400	1500
1-37(e)	Failed to properly inspect air sampling equipment	1200	1000	2400	1500
1-37(f)	Failed to create/maintain air sampling log	2400	1500	4800	3000
1-38(a)	Failed to assess/identify exact locations and quantities of ACM/PACM/misc. ACM	2400	1500	4800	9600
1-38(b)	Failed to collect bulk samples and submit for analysis	2400	1500	4800	3000
1-38(c)	Failed to comply with sampling requirements	2400	1500	4800	3000
1-41(a)	Failed to conduct air sampling in accordance with required schedule	4800	3000	9600	6000
1-41(b)	Failed to conduct pre-abatement air sampling as required	1200	1000	2400	1500
1-41(c)	Failed to conduct air sampling during abatement as required	2400	1500	4800	3000
1-41(d)	Failed to conduct post-abatement air sampling as required	2400	1500	4800	3000
1-42(a)	Utilized improperly located air samplers	1200	1000	2400	1500
1-42(b)	Failed to locate ambient samplers properly	1200	1000	2400	1500
1-42(c)	Failed to have a chain of custody record for air samples	2400	1500	4800	3000
1-42(d)	Failed to follow specified area sampling schedule for air monitoring	2400	1500	4800	3000
1-42(e)	Failed to conduct air sampling for small projects as required	2400	1500	4800	3000
1-43(a)	Failed to confirm absence of visible ACM before final air monitoring	2400	1200	4800	3000
1-43(b)	Failed to properly place required number of samplers in work area	1200	1000	2400	1500
1-43(c)	Failed to properly place samplers outside work area	1200	1000	2400	1500
1-43(d)	Failed to conduct aggressive sampling according to required procedures	2400	1500	4800	3000
1-43(e)	Area air samples did not meet schedule for post-abatement monitoring	2400	1500	4800	3000
1-43(f)	Failed to reclean and re-sample in areas that failed clearance as required	2400	1500	4800	3000
1-43(g)	Failed to meet release criteria for any independent work area	2400	1500	4800	3000
1-44(a)	Failed to analyze and report PCM area air samples as required	2400	1500	4800	3000
1-44(b)	Failed to analyze and report TEM area air samples as required	2400	1500	4800	3000
1-44(c)	Failed to analyze and report bulk sample as required	1200	1000	2400	1500
1-44(d)	Failed to submit bulk/air sampling results w/in 5 days of DEP request	2400	1500	4800	3000
1-45(a)	Failed to follow proper procedures when action criteria exceeded	4800	3000	9600	6000
1-45(b)	Failed to meet clearance and/or reoccupancy criteria	2400	1500	4800	3000

1-51(a)	Employed uncertified workers on an asbestos project	4800	3000	9600	6000
1-51(b)	Failed to have supervisor present during abatement activities	4800	3000	9600	6000
1-51(c)	Allowed persons inside work place w/out proper protective clothing	4800	3000	9600	6000
1-51(d)	Failed to perform person air monitoring as per OSHA standards	2400	1500	4800	3000
1-51(e)	Failed to meet personal hygiene requirements at work site	1200	1000	2400	1500
1-51(f)	Failed to have required info at work place	2400	1500	4800	3000
1-51(g)	Failed to post asbestos warning signs at all approaches to work place	2400	1500	4800	3000
1-51(h)	Failed to affix required warning labels to all ACM waste containers	2400	1500	4800	3000
1-61(a)	Did not store replacement materials outside work area as required	2400	1500	4800	3000
1-61(b)	Used replacement materials which did not comply with NYC Code and regulations	1200	1000	2400	1500
1-61(c)	Failed to use plastic of 6-mil thickness or greater for plasticizing	2400	1500	4800	3000
1-61(d)	Used duct tape and/or adhesive incapable of properly sealing plastic	2400	1500	4800	3000
1-61(e)	Failed to use and/or label 6-mil bags or containers for ACM as required	2400	1500	4800	3000
1-61(f)	Failed to enclose ACM in airtight manner with impact resistant material	2400	1500	4800	3000
1-61(g)	Failed to use HEPA filtration as required on power tools	1200	1000	2400	1500
1-61(h)	Failed to provide ladders/scaffolds and/or seal joints/ends of same	2400	1500	4800	3000
1-61(i)	Failed to use UL listed and approved electrical equipment	1200	1000	2400	1500
1-61(j)	Failed to use non-carcinogenic/non-toxic chemicals	4800	3000	9600	6000
1-61(k)	Failed to use non-combustible/fire-retardant materials	4800	3000	9600	6000
1-61(l)	Failed to obtain DEP approval for substitute equipment/material	1200	1000	2400	1500
1-81(a)	Failed to post notice of asbestos project as specified	1200	1000	2400	1500
1-81(b)	Failed to post floor plan as specified	1200	1000	2400	1500
1-81(c)	Failed to vacate work place prior to and during abatement activities	4800	3000	9600	6000
1-81(d)	Failed to provide power from outside the work area thru GFI at source	4800	3000	9600	6000
1-81(e)	Failed to install worker decon in required sequence	4800	3000	9600	6000
1-81(f)	Did not limit disturbance of ACM before erecting partition as required	2400	1500	4800	3000
1-81(g)	Failed to lockout/isolate heating/ventilation/air conditioning system	4800	3000	9600	6000
1-81(h)	Commenced abatement prior to completion of work place preparation	4800	3000	9600	6000
1-81(i)	Failed to properly pre-clean and remove movables and/or cover carpet	1200	1000	2400	1500
1-81(j)	Failed to remove flammables/extinguish ignition sources	2400	1500	4800	3000
1-81(k)	Failed to properly pre-clean and plasticize fixed objects in work area	1200	1000	2400	1500
1-81(l)	Failed to use temporary emergency lighting when required	1200	1000	2400	1500
1-81(m)	Failed to properly pre-clean the work area prior to plasticizing	2400	1500	4800	3000
1-81(n)	Failed to install isolation barriers over all openings to work place	4800	3000	9600	6000
1-81(o)1-3	Did not segregate work area from work site with partitions as required	4800	3000	9600	6000
1-81(o) 4-5	Failed to construct partitions to ensure unobstructed means of egress	4800	3000	9600	6000
1-81(p)	Failed to properly seal floors and walls with 2 layers of 6-mil plastic	4800	3000	9600	6000
1-81(q)	Failed to remove/clean ceiling-mounted objects not previously sealed	1200	1000	2400	1500
1-81(r)	Removed contaminated ceiling tiles prior to full work area preparation	2400	1500	4800	3000
1-81(s)	Failed to lock entrances not used for workers or as emergency exits	2400	1500	4800	3000
1-81(t)	Failed to properly maintain/check exits	4800	3000	9600	6000
1-81(u)	Failed to post/maintain exit signs in work area	1200	1000	2400	1500
1-81(v)	Failed to post/maintain no smoking signs in work place	1200	1000	2400	1500
1-81(w)	Failed to properly seal and/or cover floor drains, pits, sumps, etc.	1200	1000	2400	1500
1-81(x)	Did not maintain, secure, lockout elevators running thru work area	4800	3000	9600	6000
1-81(y)	Failed to provide adequate toilet facilities in vicinity of clean room	1200	1000	2400	1500
1-81(z)	Failed to have fire extinguisher(s) in work place	1200	1000	2400	1500
1-82(a)	Failed to provide or locate worker decon outside work area as required	4800	3000	9600	6000
1-82(b)	Failed to construct worker decon as specified	4800	3000	9600	6000

1-82(c)	Failed to fully line worker decon with 2 layers of opaque 6-mil plastic	2400	1500	4800	3000
1-82(d)	Failed to secure/weatherproof outside or publicly accessible decon	2400	1500	4800	3000
1-82(e)	Failed to provide proper prefabricated or trailer worker decon	1200	1000	2400	1500
1-82(f)	Failed to construct and/or maintain clean room as required	1200	1000	2400	1500
1-82(g)	Failed to install and/or maintain shower room as required	2400	1500	4800	3000
1-82(h)	Failed to provide shower filtration system as specified	2400	1500	4800	3000
1-82(i)	Failed to properly use or maintain equipment room	1200	1000	2400	1500
1-83(a)	Failed to properly construct waste decon as specified	4800	3000	9600	6000
1-83(b)	Failed to locate/install waste/worker decon where 1 exit exists	2400	1500	4800	3000
1-83(c)	Failed to construct waste decon in accordance with 1-82a,c,d,e,f,g,h	2400	1500	4800	3000
1-84(a)	Failed to properly construct alternative worker/waste decon for small project	4800	3000	9600	6000
1-84(b)	Failed to properly utilize alternative worker/waste decon for small project	4800	3000	9600	6000
1-91(a)	Failed to utilize negative pressure ventilation equipment	4800	3000	9600	6000
1-91(a)1	Failed to use manometer to document pressure differential	1200	1000	2400	1500
1-91(b)	Failed to use negative pressure ventilation equipment 24 hrs/day	4800	3000	9600	6000
1-91(c)	Did not maintain static negative air pressure of 0.02 in. water column	4800	3000	9600	6000
1-91(d)	Failed to turn on negative air units 1 by 1 to check barrier integrity	2400	1500	4800	3000
1-91(e)	Failed to use dedicated power supply for negative air units	2400	1500	4800	3000
1-91(f)	Failed to utilize/properly locate negative air cutoff switch	4800	3000	9600	6000
1-91(g)	Failed to follow procedures for loss of power to negative Air units	4800	3000	9600	6000
1-91(h)	Failed to provide required air changes in work area	2400	1500	4800	3000
1-91(i)	Failed to make openings for negative air units airtight	1200	1000	2400	1500
1-91(j)	Used negative air units not in compliance w/ANSI 9.2 standards	4800	3000	9600	6000
1-91(k)	Operated negative air system contrary to EPA report 560/5-85 (1985)	4800	3000	9600	6000
1-91(l)	Failed to exhaust negative air units to outside as required	2400	1500	4800	3000
1-91(m)	Failed to properly use second negative air unit in series as required	2400	1500	4800	3000
1-91(n)	Failed to smoke test/inspect/monitor ducts to ensure no fiber release	1200	1000	2400	1500
1-92(a)	Failed to ensure proper workplace entrance procedures are followed	2400	1500	4800	3000
1-92(b)	Failed to ensure that proper work area exit procedures are followed	4800	3000	9600	6000
1-93(a)	Permitted storage of ACM/carts in clean room when used as holding area	1200	1000	2400	1500
1-93(b)	Improperly removed waste while workers used combined decon system	1200	1000	2400	1500
1-93(c)	Improperly worker transit during waste transfer in combined decon	1200	1000	2400	1500
1-93(d)	Did not clean ACM container/equipment properly before transfer into decon	1200	1000	2400	1500
1-93(e)	Failed to properly bag/package containerized ACM waste and equipment	1200	1000	2400	1500
1-93(f)	Improper washroom transit of workers prior to end of waste removal	1200	1000	2400	1500
1-93(g)	Failed to properly remove waste and equipment from airlock to holding area	1200	1000	2400	1500
1-93(h)	Failed to use/clean waste storage carts as required	1200	1000	2400	1500
1-93(i)	Failed to secure exit from waste decontamination system	1200	1000	2400	1500
1-93(j)	Failed to store waste storage carts in worksite holding area	1200	1000	2400	1500
1-94(a)	Failed to inspect plastic barriers and partitions twice per shift	1200	1000	2400	1500
1-94(b)	Failed to smoke test plastic barriers and decon twice daily	1200	1000	2400	1500
1-94(c)	Failed to immediately repair damage or defects in decon	2400	1500	4800	3000
1-94(d)	Failed to follow proper procedure upon fiber release or barrier damage	4800	3000	9600	6000
1-94(e)	Failed to document specified events in daily projects log	1200	1000	2400	1500
1-102(a)	Performed dry removal of ACM without EPA and/or DEP approval	4800	3000	9600	6000
1-102(b)	Failed to sufficiently wet down ACM for enhanced penetration	4800	3000	9600	6000
1-102(c)	Failed to properly apply removal encapsulant as per federal guidelines	1200	1000	2400	1500
1-102(d)	Failed to bag ACM directly upon detachment from substrate as specified	2400	1500	4800	3000
1-102(e)	Failed to properly wet, wrap and secure large components of ACM	2400	1500	4800	3000

1-102(f)	Failed to remove all visible ACM residue from abated surfaces	2400	1200	4800	2400
1-103(a)	Failed to utilize proper material for encapsulation/repair of ACM	1200	1000	2400	1500
1-103(b)	Failed to properly remove loose or hanging ACM before encapsulation	1200	1000	2400	1500
1-103(c)	Failed to use acceptable pigmented encapsulant	1200	1000	2400	1500
1-103(d)	Used encapsulant solvent or vehicle containing volatile hydrocarbon	1200	1000	2400	1500
1-103(e)	Improperly used latex paint as encapsulant	1200	1000	2400	1500
1-103(f)	Failed to properly field test encapsulant prior to use	1200	1000	2400	1500
1-103(g)	Failed to apply required thickness of bridging encapsulant over ACM	1200	1000	2400	1500
1-103(h)	Failed to use a different color for each coat of encapsulant	1200	1000	2400	1500
1-103(i)	Failed to properly apply penetrating encapsulant to ACM	1200	1000	2400	1500
1-103(j)	Failed to apply encapsulant with airless spray equipment as specified	1200	1000	2400	1500
1-103(k)	Failed to properly identify encapsulated ACM	2400	1500	4800	3000
1-104(a)	Did not properly remove loose/hanging ACM before installing enclosure	2400	1500	4800	3000
1-104(b)	Failed to properly repair areas damaged during enclosure procedure	1200	1000	2400	1500
1-104(c)	Failed to properly lower/remove/replace utilities service components	1200	1000	2400	1500
1-104(d)	Failed to properly identify enclosed ACM	2400	1500	4800	3000
1-105(a)	Failed to properly conduct glovebag procedures	4800	3000	9600	6000
1-105(b)1	Failed to bring tools/materials into work area before glovebag begins	2400	1500	4800	3000
1-105(b)2	Failed to conduct air monitoring during glovebag procedure as required	2400	1500	4800	3000
1-105(b)3	Failed to have trained/equipped workers to conduct glovebag procedures	2400	1500	4800	3000
1-105(b)4	Failed to use properly sized glovebag for diameter of insulation	2400	1500	4800	3000
1-105(b)5	Failed to wet ACM prior to stripping during glovebag procedure	4800	3000	9600	6000
1-105(b)6	Failed to properly attach glovebag to insulation	4800	3000	9600	6000
1-105(b)7	Failed to smoke test glovebag as required	2400	1500	4800	3000
1-105(b)8	Failed to properly seal adjacent insulation during glovebag procedure	2400	1500	4800	3000
1-105(b)9	Failed to properly clean/wet surface, tools, etc. before glovebag is moved	2400	1500	4800	3000
1-105(b)10	Failed to properly seal insulation ends	2400	1200	4800	3000
1-105(b)11	Failed to properly remove tools/tool pouch from glovebag	2400	1500	4800	3000
1-105(b)12	Failed to use HEPA vacuum to evacuate glovebag or for clean up	2400	1500	4800	3000
1-105(b)13	Failed to properly collapse or seal glovebag prior to bag removal	2400	1500	4800	3000
1-105(b)14	Failed to properly double-bag and detach glovebag	2400	1500	4800	3000
1-105(b)15	Failed to properly wet/bag, dispose of waste from glovebag procedure	2400	1500	4800	3000
1-105(d)	Failed to utilize glovebag within containment as specified	1200	1000	2400	1500
1-106(a)	Conducted tent procedures on 260 linear ft/160 sq. or more of ACM	2400	1500	4800	3000
1-106(b)	Failed to properly install and/or construct tent	2400	1500	4800	3000
1-106(c)	Failed to install airlock at tent entrance when required	2400	1500	4800	3000
1-106(d)	Failed to wear appropriate personal protective equipment during tent procedure	4800	3000	9600	6000
1-106(e)	Failed to attach tent to surface to produce an airtight seal	2400	1500	4800	3000
1-106(f)	Failed to provide/maintain proper negative air in tent	1200	1000	2400	1500
1-106(g)	Failed to use required wet removal methods during tent procedures	2400	1500	4800	3000
1-106(h)	Failed to place ACM removed in tent procedures in leaktight container	2400	1500	4800	3000
1-106(i)	Failed to properly clean/encapsulate enclosed surfaces in tent	2400	1500	4800	3000
1-106(j)	Failed to clean/encapsulate surfaces after tent failure/termination	2400	1500	4800	3000
1-106(k)	Failed to properly clean/double bag ACM for disposal as specified	2400	1500	4800	3000
1-106(l)	Failed to follow specified procedures for worker exit from tent	2400	1500	4800	3000
1-106(m)	Failed to have 4 Air changes after abatement but before tent collapse	2400	1500	4800	3000
1-106(n)	Did not collapse tent or dispose of contaminated material as specified	2400	1500	4800	3000
1-106(o)	Failed to follow proper glovebag procedure during removal in tent	1200	1000	2400	1500
1-107(a)	Failed to properly cordon off and restrict access to work area	1200	1000	2400	1500

1-107(b)	Failed to use proper foam or liquid during removal	2400	1500	4800	3000
1-107(c)	Failed to maintain blanket of foam or liquid during removal	2400	1500	4800	3000
1-107(d)	Failed to keep ACRM wet during bagging process	1200	1000	2400	1500
1-107(e)	Failed to ensure that all persons in work area wear proper boots/PPE	1200	1000	2400	1500
1-107(f)	Carried out abatement during adverse weather conditions	1200	1000	2400	1500
1-107(g)	Failed to properly locate worker/waste decons	1200	1000	2400	1500
1-107(h)	Failed to remove or plasticize movable objects	1200	1000	2400	1500
1-107(i)	Failed to properly seal openings/ensure adequate air supply	1200	1000	2400	1500
1-107(j)	Failed to plasticize fixed objects as specified	1200	1000	2400	1500
1-107(k)	Failed to blanket roofing material w/foam before removal	2400	1500	4800	3000
1-107(l)	Failed to use HEPA filters on power tools used in removal	1200	1000	2400	1500
1-107(m)	Failed to properly conduct cleanup procedures	1200	1000	2400	1500
1-107(n)	Failed to conduct proper visual inspection	1200	1000	2400	1500
1-107(o)	Failed to remove all plastic sheeting after visual inspection	1200	1000	2400	1500
1-107(p)	Failed to conduct required air monitoring	1200	1000	2400	1500
1-108(b)	Failed to use proper foam or liquid during removal	2400	1500	4800	3000
1-108(c)	Failed to maintain blanket of foam or liquid during removal	2400	1500	4800	3000
1-108(d)	Failed to keep ACM wet during bagging process	1200	1000	2400	1500
1-108(e)	Failed to ensure that all persons in work area wear proper boots/PPE	1200	1000	2400	1500
1-108(f)	Failed to plasticize baseboards and walls as specified	1200	1000	2400	1500
1-108(g)	Failed to provide negative pressure ventilation	1200	1000	2400	1500
1-108(h)	Failed to properly conduct cleanup procedures	1200	1000	2400	1500
1-108(i)	Failed to conduct proper visual inspection	1200	1000	2400	1500
1-108(j)	Failed to remove all plastic sheeting after visual inspection	1200	1000	2400	1500
1-108(k)	Failed to conduct required air monitoring	1200	1000	2400	1500
1-109(a)(2)	Failed to establish restricted area	1200	1000	2400	1500
1-109(a)(3)	Allowed unauthorized persons to enter restricted area	1200	1000	2400	1500
1-109(a)(4)	Failed to inspect and pre-clean restricted area before plasticizing	1200	1000	2400	1500
1-109(a)(5)	Failed to make all openings within 25 feet of affected ACM airtight	1200	1000	2400	1500
1-109(a)(6)	Failed to construct/maintain/use scaffolding in accordance with federal/state/city laws	1200	1000	2400	1500
1-109(a)(7)	Failed to properly construct/plasticize elevated platforms	1200	1000	2400	1500
1-109(a)(8)	Failed to properly plasticize ground-level restricted area	1200	1000	2400	1500
1-109(a)(9)	Failed to properly plasticize sidewalk bridges in restricted area	1200	1000	2400	1500
1-109(b)	Failed to construct decon within restricted area	1200	1000	2400	1500
1-109(c)	Failed to ensure that all persons in work area wear proper PPE	1200	1000	2400	1500
1-109(d)	Performed dry removal of ACM/failed to place ACM in leak tight containers	1200	1000	2400	1500
1-109(e)	Failed to follow proper cleanup procedure	1200	1000	2400	1500
1-109(f)	Failed to conduct required air monitoring	1200	1000	2400	1500
1-109(g)	Carried out abatement under adverse weather conditions	1200	1000	2400	1500
1-109(h)	Failed to use HEPA filters on power tools used in removal	1200	1000	2400	1500
1-110(a)	Demolished building w/ACM in place w/no danger of collapse	4800	3000	9600	6000
1-110(b)	Failed to provide copy of condemnation letter to DEP	1200	1000	2400	1500
1-110(c)	Failed to perform demolition as per AC 28-215/56 NYCRR 11.5	2400	1500	4800	3000
1-111(a)	Failed to bag/wrap/containerize waste immediately upon removal	4800	3000	9600	6000
1-111(b)	Failed to properly clean waste decon on completion of waste removal	2400	1500	4800	3000
1-111(c)	Failed to properly clean worker decon when required	2400	1500	4800	3000
1-111(d)	Failed to stop work and dispose of excess water in work area	1200	1000	2400	1500
1-112(a)	Failed to HEPA vacuum all surfaces after removal of all visible ACM	1200	1000	2400	1500
1-112(b)	Failed to wet clean all surfaces in work area (first cleaning)	2400	1500	4800	3000

1-112(c)	Failed to apply lockdown encapsulant as specified	2400	1500	4800	3000
1-112(d)	Failed to vacate area for 12 hrs after 1st cleaning	1200	1000	2400	1500
1-112(e)	Failed to remove 1st layer of surface barriers	1200	1000	2400	1500
1-112(f)	Failed to properly perform 2nd cleaning	2400	1500	4800	2400
1-112(g)	Failed to follow required procedures for third cleaning	1200	1000	2400	1500
1-112(h)	Failed to remove 2nd layer of surface barriers	1200	1000	2400	1500
1-112(i)	Failed to verify absence of ACM prior to clearance air monitoring	2400	1200	4800	2400
1-112(j)	Failed to remove containerized waste from work areas as required	1200	1000	2400	1500
1-112(k)	Failed to properly decontaminate or dispose of tools, equipment, etc.	1200	1000	2400	1500
1-112(l)	Removed isolation barriers before successful clearance air monitoring	4800	3000	9600	6000
1-112(m)	Failed to submit project monitor's report within 21 days of project completion	2400	1500	4800	3000
1-125(a)	Failed to post notice of asbestos project as required before abatement	2400	1500	4800	3000
1-125(b)	Failed to evacuate all occupants prior to abatement activities	2400	1500	4800	3000
1-125(c)	Failed to lock out electrical power and/or provide outside power as required	1200	1000	2400	1500
1-125(d)	Failed to install worker waste decon in required sequence	2400	1500	4800	3000
1-125(e)	Failed to lock out HVAC and/or install isolation barriers at ducts	4800	3000	9600	6000
1-125(f)	Commenced abatement prior to completion of work place preparation	4800	3000	9600	6000
1-125(g)	Used methods that raise dust during work area preparation	2400	1500	4800	3000
1-125(h)	Failed to properly preclean and/or remove movable objects from work area	1200	1000	2400	1500
1-125(i)	Failed to install required isolation barriers as specified	2400	1500	4800	3000
1-125(j)	Failed to properly cover/seal cinderblock/porous construction material	2400	1500	4800	3000
1-125(k)	Failed to make flooring in work area watertight	2400	1500	4800	3000
1-125(l)	Disturbed contaminated ceiling tiles prior to full work area prep	2400	1500	4800	3000
1-125(m)	Failed to establish and maintain required means of egress	4800	3000	9600	6000
1-125(n)	Failed to lock entrances to work area against unauthorized entry	2400	1500	4800	3000
1-125(o)	Failed to maintain/secure/lock-out elevators running thru work area	2400	1500	4800	3000
1-125(p)	Failed to provide adequate external toilet facilities near clean room	1200	1000	2400	1500
1-126	Performed concurrent abatement & demolition or story removal	4800	3000	9600	6000
1-127(a)	Failed to bag/wrap/containerize waste immediately upon removal	4800	3000	9600	6000
1-127(b)	Failed to properly clean waste decon on completion of waste removal	2400	1500	4800	3000
1-127(c)	Failed to clean worker decon after shift/meal break as specified	2400	1500	4800	3000
1-127(d)	Failed to stop work and dispose of excess water in work area	1200	1000	2400	1500
1-128(a)	Failed to properly remove/containerize visible accumulations of ACM	4800	3000	9600	6000
1-128(b)	Failed to remove containerized waste from work area as required	2400	1500	4800	3000
1-128(c)	Failed to properly wet-clean/HEPA vac surfaces in work area	2400	1500	4800	3000
1-128(d)	Failed to properly clean and/or encapsulate plastic on porous material	2400	1500	4800	3000
1-128(e)	Failed to properly encapsulate surfaces in work area	2400	1500	4800	3000
1-128(f)	Failed to remove and decontaminate all tools and equipment as required	1200	1000	2400	1500
1-128(g)	Remove isolation barriers before final air clearance	4800	3000	9600	6000
1-128(h)	Failed to submit project monitor's report within 21 days of project completion	2400	1500	4800	3000
	Violation of New York State Industrial Code Rule 56-level 1	4800	3000	9600	6000
	Violation of New York State Industrial Code Rule 56-level 2	2400	1500	4800	3000
	Violation of New York State Industrial Code Rule 56-level 3	1200	1000	2400	1500
24-146.1(h)	Resumed work in violation of stop-work order	4400	2750	8800	5500

NOTICE OF ADOPTION OF FINAL RULE

NOTICE IS HEREBY GIVEN, PURSUANT TO THE AUTHORITY VESTED IN THE COMMISSIONER OF THE DEPARTMENT OF ENVIRONMENTAL PROTECTION, by Section 1043(c) of the City Charter and Sections 24-136 and 24-105 of the Administrative Code, that the Department of Environmental Protection promulgates and adopts amendments to the existing asbestos rules and regulations contained in Chapter 1 of Title 15 of the Rules of the City of New York. These amendments were proposed and published in the *City Record* on January 9th, 2018 and written comments were received. A public hearing was held on February 14th and testimony was provided.

Statement of Basis and Purpose of Rule

Working with the City's rule-making agencies, the Law Department, the Mayor's Office of Management and Budget, and the Mayor's Office of Operations conducted a retrospective rules review of the City's existing rules, identifying those rules that will be repealed or modified to reduce regulatory burdens, increase equity, support small businesses, and simplify and update content to help support public understanding and compliance. In light of this review, the Department of Environmental Protection ("DEP" or "the department") is making several changes to its asbestos regulations to update them and make them easier for the public and the regulated community to understand. The rule also explicitly codifies requirements that were previously incorporated by reference including the addition of new Section 1-38; those changes are not substantive and have been made for clarification purposes based upon public comments received. Sections 24-105 and 24-136 of the Administrative Code authorizes the department to promulgate this rule.

Among other changes, this rule:

- clarifies the purpose of the rule;
- adds definitions;
- adds sections related to the Asbestos Assessment Report which explains sampling requirements for a certified asbestos investigator; and the renewal of the Restricted Asbestos Handler Certificate;
- clarifies variance-related issues;
- clarifies the qualifications required for investigator certificates;
- clarifies record-keeping requirements for the contractor, air monitor and investigator;
- updates language on, and the specifications of, required warning signs and labels;
- prohibits employees of the department's Asbestos Control Program from applying for an asbestos investigator certificate or from applying for renewal of the certificate;
- allows in certain instances individuals denied a certificate to appeal the decision;
- repeals Section 1-22 (b)(2), the Asbestos Exemption Certification;
- limits the number of times any certificate holder may receive a replacement certificate to twice in any two-year validity period;
- requires an asbestos abatement permit when there is an obstruction of an interior stairway leading to an exit or exit passageway of a building;
- requires a sample location sketch to be made within one hour of the beginning of sample collection of suspected asbestos-containing material;
- requires a registered design professional, a certified industrial hygienist, or a certified safety professional to have a minimum of six months graduate experience in building survey for asbestos;
- allows for electronic recordkeeping;
- clarifies for the investigator what a chain of custody must include;
- sets required procedures for encapsulation and enclosure and modified tent proceedings without glovebag procedures during a large asbestos project;
- requires applicants for an asbestos investigator certificate to achieve a passing grade on a departmental examination by the third attempt;
- makes failure to comply with a work place safety plan a violation of the rules;
- requires a variance for the use of a remote worker decontamination enclosure;
- requires a building owner or its authorized representative to retrieve the approved, stamped copy of the work place safety plan from DEP and post that copy at the work place;
- amends Section 1-26 to always require a work place safety plan when a permit is required;
- amends the requirements and qualifications contained in Section 1-16 to become a certified asbestos investigator;
- requires a CAI to disclose prior criminal convictions as part of the application, to the extent permitted by law;
- clarifies the roofing, flooring, vertical surface, and pre-demolition procedures; and

- includes minor plain-language revisions.

DEP revised the proposed rule in response to comments received at the public hearing as well as written comments received during the public comment period. The final rule includes the following changes from the proposed rule:

- half the required experience for certain applicants to be an asbestos handler supervisor must be on large projects, except for employees of electric utilities, whose full experience can be on minor or small projects due to the specialized nature of that work experience;
- any related science is deemed to be an environmental science and in compliance with qualifications to become a certified asbestos investigator;
- all applicants to become asbestos investigators must submit documentation of successful completion of an 8-hour minimum introductory blueprint-reading course or any applicable building design and construction training or certification as established by the department;
- one air sampling technician must be present per three work areas in one work site;
- clarifying that the department may deny any application for an asbestos investigator certificate where the applicant has failed to meet the established standard;
- clarifying that the commissioner may issue a stop work order and invalidate any falsified asbestos assessment report (ACP 5) and then require the building owner to have a new survey performed as well as a new ACP 5 submitted when there is a threat to human safety;
- the building asbestos survey and sampling conditions are clarified by clearly listing out all requirements rather than incorporating by reference the state and federal regulations;
- work place safety plans now require the additional submission of a decontamination enclosure system on the floor plan;
- repeal of 1-16(a)(3) as the requirements are now codified in the newly created Section 1-38, asbestos survey and sampling requirements;
- the proposed change to require notification of a minor project has been removed from Sections 1-81 and 1-125, as there is no requirement to notify the department of buildings of the abatement and the requirement is onerous relative to a minor project; and
- the proposed changes to 1-36(a)(4) have not been retained, and the original language has been restored.

Consistent with the above, DEP promulgates the following Rule that amends the existing rules found at 15 R.C.N.Y. Chapter 1. The Rule is authorized by Section 1043 of the New York City Charter and Sections 24-105 and 24-136 of the Administrative Code of the City of New York.

New material is underlined.

[Deleted material is in brackets.]

"Shall" and "must" denote mandatory obligations and are used interchangeably in the rules as amended.

The text of the rule follows.

Section 1. The chapter heading and table of contents of Chapter 1 of Title 15 of the Rules of the City of New York are amended to read as follows:

Chapter 1

Asbestos Control Program

Subchapter

- A Purpose, Scope, Application, Definitions and Variances
- B Certification Provisions
- C Notifications, Permitting and Recordkeeping
- D Air and Bulk Sampling, Monitoring and Analysis
- E Personnel Protection and Equipment Specifications
- F Asbestos Project Procedures
- G Pre-Demolition Abatement Activity Procedures

§ 2. The subchapter heading and table of contents of subchapter A of Chapter 1 of Title 15 of the Rules of the City of New York are amended to read as follows:

Subchapter A

Purpose, Scope, Application, Definitions and Variances

§ 1-00 Purpose

§ 1-01 Scope and Application

§ 1-02 Definitions

§ 1-03 Variances

§ 3. Subchapter A of Chapter 1 of Title 15 of the Rules of the City of New York has been amended by adding a new Section 1-00 to read as follows:

§ 1-00 Purpose. The purpose of these rules is to protect public health and the environment by minimizing the emission of asbestos

fibers into the air of the City when buildings or structures with asbestos-containing material are renovated, altered, repaired, or demolished by ensuring that asbestos-containing material is handled appropriately and by individuals qualified to do so.

§ 4. Paragraphs 2 and 3 of subdivision j of Section 1-01 of Title 15 of the Rules of the City of New York is amended to read as follows:

- (2) The maximum civil penalty for any violation of a lettered subsection of these rules, pursuant to a notice of violation returnable before the Environmental Control Board of the Office of Administrative Trials and Hearings, shall be \$10,000, except that a violation of Section 1-26 shall carry a maximum penalty of \$15,000.
- (3) DEP may block an asbestos investigator from filing an Asbestos Assessment Report (Form ACP5) or deny any application for an asbestos permit, pursuant to Section 1-26 of these rules, or a variance application, pursuant to Section 1-03 of these rules, where any party to the asbestos project, including but not limited to the abatement contractor, building owner, [and] or air monitoring company, has docketed, unpaid civil penalties imposed by the Environmental Control Board of the Office of Administrative Trials and Hearings for violations of these rules, Sections [24-156.1 and 24-146.3] [24-136 and 24-138 of the Administrative Code or [NYSOL IRC] [NYSOLICR 56.

§ 5. The following definitions set forth in Section 1-02 of Title 15 of the Rules of the City of New York are amended, and the following new definitions are added in alphabetical order in that section, to read as follows:

Amendment. "Amendment" shall mean a form submitted to modify the asbestos project notification (Form ACP7) by changing information that was provided when the ACP7 was originally filed.

Bound Notebook. "Bound notebook" shall mean a notebook manufactured so that the pages cannot be removed without being torn out. A loose-leaf binder is not a bound notebook.

Chain of custody. "Chain of custody" shall mean the form or set of forms that document the collection and transfer of a sample, which must reflect the time and date of all transfers of that sample and identify each person that handles that sample by such person's printed full name and signature.

Containerize. "Containerize" shall mean the placing of asbestos-containing material in an acceptable container for disposal, as specified by these rules.

Electronic Recordkeeping System. "Electronic recordkeeping system" shall mean an electronic system in which records are collected, organized, and categorized to facilitate their preservation and use, by utilizing a format and a reliable media that enables future retrieval of these records.

Exit Passageway. "Exit passageway" shall mean a horizontal extension of a vertical exit, or a passage leading from a yard or court to an open exterior space.

Obstruction. "Obstruction" shall mean the blocking of any means of egress with any temporary structure or barrier. [Polyethylene sheeting shall not be considered an obstruction when it is prominently marked with exit signage or paint and cutting tools (knife, razor) are attached to the work area side of the sheeting for use in the event that the sheeting must be cut to permit egress. A corridor shall not be considered obstructed when there is a clear path measuring at least three (3) feet wide.] A corridor shall not be considered obstructed when there is a clear path measuring at least three (3) feet wide permitting access to all required vertical exits and/or exit doors. Abatement worker egress from the work area through Polyethylene sheeting covering an egress used only by abatement workers, shall not be considered an obstruction when it is prominently marked with exit signage or paint and cutting tools (knife, razor) are attached to the work area side of the sheeting for use in the event that the sheeting must be cut to permit egress.

Pre-demolition Abatement Activities. "Pre-demolition abatement activities" shall mean any and all asbestos abatement activities required to be performed and completed prior to the partial or total structural demolition of a building or structure, including successful clearance air monitoring.

Presumed Asbestos Containing Material (PACM). "Presumed Asbestos Containing Material" shall mean all Thermal System Insulation and Surfacing Material as described in Section 1-38. PACM is considered to be ACM unless proven otherwise by appropriate bulk sampling and laboratory analyses.

Start date. "Start date" shall mean the date when a worker decontamination enclosure system is installed and functional.

Substrate. "Substrate" shall mean non-asbestos containing material which is beneath and supports asbestos-containing material.

Suspect Miscellaneous ACM. "Suspect Miscellaneous ACM" shall mean any building material that is not PACM, such as floor tiles, ceiling tiles, mastics/adhesives, sealants, roofing materials, cementitious materials, etc. All Suspect Miscellaneous ACM must be assumed to be ACM, unless proven otherwise by appropriate bulk sampling and laboratory analyses.

Variance. "Variance" shall mean relief from specific sections of the rule for a specific project.

Work area. "Work area" shall mean designated rooms, spaces, or areas of the building or structure where asbestos abatement activities take place. For glovebag procedures, the work area shall also include the areas contiguous to where the glovebag procedure takes place. For the purpose of the survey of a building for asbestos, the work area is the premises, or those portions of the premises where the renovation or alteration work is to occur, as reflected in the Form ACP 5.

§ 6. Subdivision a of Section 1-03 of Title 15 of the Rules of the City of New York is amended to read as follows:

- (a) Application for any variance [from these rules or Part 56 of Title 12 of New York Codes, Rules and Regulations (subparts 56-4 through 56-17) shall] must be made directly to the Department at least two weeks prior to the commencement of work. Work involving a variance may not commence prior to the receipt of the Department's approval of the application. The applicant must pull an approved variance by entering a start date in the Department's database, and must print out and post a copy of the variance at the work place.

§ 7. Section 1-03 of Title 15 of the Rules of the City of New York is amended by adding new subdivisions h and i to read as follows:

- (h) An approved variance, except for a variance from subdivision b of Section 1-22, is valid for a period of six months from the start date. An application to renew an existing variance must be submitted to DEP two weeks prior to the expiration date of the variance.
- (i) If the asbestos abatement contractor was the applicant for a variance, or if the building owner changes asbestos abatement contractors during the project, the variance application, and any written approval of the variance, are automatically canceled.

§ 8. The subchapter heading and table of contents of subchapter B of Chapter 1 of Title 15 of the Rules of the City of New York are amended to read as follows:

Subchapter B

Certification Provisions

Part 1

Certification Provisions

- §1-11 Asbestos Handler Certificate
- §1-12 Renewal of Asbestos Handler Certificate
- §1-13 Restricted Asbestos Handler Certificate
- §1-14 Asbestos Handler Supervisor Certificate
- §1-15 Renewal of Asbestos Handler Supervisor Certificate
- §1-16 Asbestos Investigator Certificate
- §1-17 Renewal of Asbestos Investigator Certificate
- §1-18 Renewal of Restricted Asbestos Handler Certificate

§9. Subdivision a of Section 1-11 of Title 15 of the Rules of the City of New York is amended to read as follows:

- (a) No individual shall engage in an asbestos project or in asbestos abatement activities on a minor project, for compensation, unless that individual is certified as an asbestos handler by the department and has an "Asbestos Handler Certificate" issued by the department [which shall be available at the work place].

§ 10. Subdivision d of Section 1-12 of Title 15 of the Rules of the City of New York is amended to read as follows:

- (d) [In the event that] If an asbestos handler certificate is lost or stolen, the certificate holder must immediately notify the department. An application for a replacement [shall] must be made in writing and [shall] must include a notarized statement that the certificate was lost or stolen, a statement that the applicant understands that submittal of a false statement [shall] will subject him or her to penalties and other remedies under the law, and a fee of \$50. A replacement certificate may only be obtained twice in any two-year validity period.

§ 11. Subparagraph iv of paragraph 4 of subdivision b of Section 1-14 of Title 15 of the Rules of the City of New York is amended to read as follows:

- (iv) All other applicants [shall] must submit documentation of one year of experience in asbestos abatement activities. All such experience must be on small or large asbestos projects, and at

least half the experience must be on large projects, except employees of electric utilities, whose full year of experience may be on minor or small projects. The applicant's experience in asbestos abatement activities shall be listed chronologically and shall include each contractor's [name/address/phone] name, address and phone number; the number of hours worked per week on asbestos abatement activities; the applicant's job title and a brief description of duties; and the size of each project; and

§ 12. Subdivision d of Section 1-15 of Title 15 of the Rules of the City of New York is amended to read as follows:

- (d) [In the event that]If an asbestos handler supervisor certificate is lost or stolen, the certificate holder must immediately notify the department. An application for a replacement [shall]must be made in writing and [shall]must include a notarized statement that the certificate was lost or stolen, a statement that the applicant understands that submittal of a false statement [shall]will subject him or her to penalties and other remedies under the law, and a fee of \$50. A replacement certificate may only be obtained twice in any two-year validity period.

§ 13. Paragraph 3 of subdivision a of Section 1-16 of Title 15 of the Rules of the City of New York is REPEALED and subdivisions a, b and d of that Section are amended to read as follows:

- (a)(1) No individual shall engage in a building survey [and hazard assessment] for asbestos unless that individual is certified as an asbestos investigator by the department.
- (2) [A non-certified]An individual not certified by the department may [participate] assist in an asbestos survey being conducted by a NYC certified asbestos investigator only if such individual works in the presence of the investigator and under his/her direct and continuing supervision. Non-certified individuals may not collect bulk samples as described in paragraph 3 of this subdivision.
- (3) The investigator must assume that some or all of the areas investigated contain ACM, and for each area that is not assumed to contain ACM, must collect and submit for analysis bulk samples in accordance with §§1-36, 1-37 and 1-44 and EPA publications 560/5-85-024 and 560/5-85-030A, and 40 CFR Part 763.86.]
- (b) The department shall qualify applicants to be asbestos investigators. The applicant [shall]must both submit documentation of successful completion of a 8 hour minimum introductory blueprint-reading course or any applicable building design and construction training or certification as established by the department and posted on the DEP website and satisfy one of the following five sets of conditions:
 - (1) A registered design professional, a certified industrial hygienist or a certified safety professional shall submit a copy of licensing or certification and documentation of six months post-graduate experience in building survey for asbestos..
 - (2) A graduate from an accredited college or university possessing a doctorate or master's degree in architecture, engineering, [environmental science, environmental health science,] occupational health and safety, industrial hygiene or related [environmental] science [shall]must submit a copy of the degree and documentation of six months post-graduate experience in building survey/[hazard assessment] for asbestos indicating specific addresses at which the graduate performed such building surveys.
 - (3) A graduate from an accredited college or university possessing a bachelor's degree in architecture, engineering, [environmental science, environmental health science,] occupational health and safety, industrial hygiene or a related [environmental] science [shall]must submit a copy of the degree and documentation of one year post-graduate experience in building survey/[hazard assessment] for asbestos indicating specific addresses at which the graduate performed such building surveys.
 - (4) A graduate from an accredited college or university possessing an associate's degree in architecture, engineering [technology], environmental health, public health, industrial health, [applied science and technology] or a related [environmental] science [shall]must submit a copy of the degree and documentation of [one year] two years post-graduate experience in conducting building [survey/hazard assessment]surveys for asbestos, indicating specific addresses at which the graduate performed such building surveys and an additional two years of [building related] experience in any other type of building surveys of a technical nature including structural, mechanical, or electrical, is required.

- (5) An individual with extensive experience in asbestos investigation on a professional level [shall]must submit documentation demonstrating [two] three years of experience [in building survey/hazard assessment] conducting building surveys for asbestos indicating specific addresses at which the individual performed such building surveys and an additional three years of other [building related survey-related] experience in any other type of building surveys of a technical nature including structural, mechanical, or electrical is required. Additionally, such an individual must possess a four-year high school diploma or its educational equivalent, approved by a State's Department of Education.

* * *

- (d) Applicant shall be allowed three attempts to achieve a passing grade on a departmental examination. If an applicant receives a failing grade after the third attempt, the applicant shall retake a New York State Inspector Training course as set forth in paragraph 2 of subdivision (c) of this section before being allowed to retake the departmental examination.

§ 14. Section 1-16 of Title 15 of the Rules of the City of New York is amended by adding new subdivisions i, j, k,l, and m to read as follows:

- (i) Employees of the department's Asbestos Control Program (ACP) are prohibited from applying for an asbestos investigator certificate. Any ACP employee who holds an asbestos investigator certificate is prohibited from applying for renewal of the certificate.
- (j) The department may deny any application submitted under this section where it is determined that the applicant has failed to meet the standards established by these rules, including:
 - (i) Failure to demonstrate the ability to comply fully with applicable requirements, standards, and procedures set forth in these rules;
 - (ii) Submission of false information on an application;
 - (iii) Failure to submit all required information and documentation with the application;
 - (iv) Where the department has determined that the applicant's past history of violation of federal or state asbestos regulations, or of any laws, rules, or regulations relating to occupational or public safety or health, indicates a direct relationship between that history and the license or that issuance of the license would pose unreasonable risks to property or safety;
 - (v) Loss of a relevant professional accreditation or license; or
 - (vi) Any other cause which the commissioner determines to be of such serious and compelling nature as to warrant denial of the application.
- (k) A certified asbestos investigator who is issued a notice of violation under this section alleging that the investigator engaged in unprofessional conduct that demonstrates a willful disregard for public health, safety or welfare shall be subject to immediate suspension, provided that the Commissioner serves the investigator with a notice of charges and an opportunity to be heard within 15 calendar days, pursuant to Administrative Code § 24-136(e)(4).
- (l) When the commissioner has reasonable cause to believe that an asbestos investigator's surveys have been performed improperly or fraudulently such that work performed, pursuant to such a survey poses or may pose a threat to human safety, he or she may invalidate any or all ACP-5s filed by that asbestos investigator, and may order the building owner to stop all work, have a new survey performed by a different asbestos investigator, and have a new ACP-5 submitted to the department. The commissioner in his or her discretion may waive the filing fee for such ACP 5.
- (m) Applicants to become a certified asbestos investigator shall disclose prior convictions as part of their application to the extent permitted under Section 23-A of the correction law, Section 296(16) of the executive law and Section 8-107 of the administrative code, and once certified, must notify DEP in writing of any criminal conviction, to the extent permitted by such laws, within ten days of occurrence.

§ 15. Subdivision d of Section 1-17 of Title 15 of the Rules of the City of New York is amended to read as follows:

- (d) [In the event that]If an asbestos investigator certificate is lost or stolen, the certificate holder must immediately notify the department. An application for a replacement [shall]must be made in writing and [shall]must include a notarized

statement that the certificate was lost or stolen, a statement that the applicant understands that submittal of a false statement [shall]will subject him or her to penalties and other remedies under the law, and a fee of \$50. A replacement certificate may only be obtained twice in any two-year validity period.

§ 16. Subchapter B of Chapter 1 of Title 15 of the Rules of the City of New York is amended by adding a new Section 1-18 to read as follows:

§ 1-18 Renewal of Restricted Asbestos Handler Certificate.

- (a) The restricted asbestos handler must apply for renewal of the certificate at least 60 days prior to the date of its expiration.
- (b) Application for renewal must be made on a form approved by the department and must be accompanied by a fee of fifty dollars (\$50).
- (c) An applicant denied a certificate on any grounds other than failure to complete a certificate application or failure to meet the minimum requirements set forth in these rules may request a hearing before the commissioner or the commissioner's designee to contest that denial by submitting a written request for such hearing within ten days of receipt of the denial.
- (d) If a restricted asbestos handler certificate is lost or stolen, the certificate holder must immediately notify the department. An application for a replacement must be made in writing and must include a notarized statement that the certificate was lost or stolen, a statement that the applicant understands that submittal of a false statement will subject him or her to penalties and other remedies under the law, and a fee of \$50. A replacement certificate can only be obtained twice in any two-year validity period.

§ 17. Paragraph 3 of subdivision a, and paragraph 1 of subdivision b, of Section 1-22 of Title 15 of the Rules of the City of New York are amended to read as follows:

- (3) Plumbing work, except [that applications for limited plumbing alterations shall be subject to this section only when the application is for the installation, alteration, or removal of fuel-burning equipment] for the direct replacement of plumbing fixtures.
- (b) In accordance with Section 28-106.1 of the Administrative Code, the building owner or [his/her]such owner's authorized agent [shall]must submit one of the following certifications to the Department of Buildings except as set forth below:
- (1) Asbestos Assessment Report. If the building (or portions thereof) affected by the work are free of asbestos-containing material, ACM will not be disturbed by the work, or the amount of ACM to be abated constitutes a minor project, an asbestos assessment report (Form ACP-5) completed, signed, and sealed by a DEP-certified asbestos investigator, along with a fee of \$47.00 [shall]must be submitted to DEP prior to construction document approval and to any amendment of the construction document approval which increases the scope of the project to include [(a) work area(s)]any surveyed area not previously covered.

§ 18. Paragraph 2 of subdivision b of Section 1-22 of Title 15 of the Rules of the City of New York is REPEALED. Paragraphs 3 and 4 of that subdivision b are renumbered as paragraphs 2 and 3, respectively, and amended to read as follows:

[(3)](2) Asbestos Project Completion Form. If an asbestos project has been performed and satisfactorily completed in accordance with these rules, a copy of the asbestos project completion form (Form ACP21) issued to the building owner or its authorized representative by DEP [shall]must be submitted to DOB prior to the issuance of a DOB permit and to any amendment of the underlying construction document approval which increases the scope of the project to include [(a) work area(s)]any work area not previously covered.

[(4) An](3) Asbestos Project Conditional Completion Form. If an asbestos project has been performed but would be subject to the procedures of Section 1-26(c)(2)(ii), a copy of the asbestos project conditional completion form (Form ACP20) issued to the building owner or its authorized representative by DEP [shall]must be submitted to DOB prior to the issuance of a DOB permit and to any amendment of the underlying construction document approval which increases the scope of the project to include [(a) work area(s)]any work area not previously covered.

§ 19. Subdivisions b and c of Section 1-23 of Title 15 of the Rules of the City of New York are amended to read as follows:

- (b) Asbestos Exemption [Certification (ASB4 Form)]. Where the work to be performed requires a permit to be issued by the [Department of Buildings]DOB, an asbestos exemption[certification (ASB4 Form)] may be submitted to the Department of

Buildings in accordance with Section 1-22(b)(2) of these rules] may be claimed by checking the appropriate boxes on the DOB permit application forms PW1 or LAA1, where the applicant for construction document approval certifies that:

* * *

- (2) no existing building materials, as the term "building materials" is defined in these rules, are to be disturbed by the proposed work; or

* * *

- (c) Asbestos Assessment Report (ACP-5 Form). If, after a survey performed by a DEP-certified asbestos investigator, it is determined that the building (or portion thereof) affected by the work is free of asbestos-containing material, the ACM present will not be disturbed by the work, or the amount of ACM to be abated constitutes a minor project, said asbestos investigator [shall]must complete, sign, and affix his or her seal to the asbestos assessment report (ACP-5 Form) which shall be submitted with a fee of \$47.00 to DEP in accordance with Section 1-22(b)(1) of these rules.

§ 20. Subdivisions b and d of Section 1-25 of Title 15 of the Rules of the City of New York are amended to read as follows:

- (b) [Work constituting a minor project. If the work is a minor project, no notification or fee payable to the department shall be required, unless notification and fees are otherwise required by these regulations.]Reserved.

* * *

- (d) Modification of or deviation from the information provided in any notification submitted to the DEP under this section [shall]must immediately be reported [in writing directly] to DEP using the ARTS E-File system if the change refers to the identity of the building owner or ACM removal contractor or the air monitoring firm; or the amount of ACM to be removed; or the dates of the project; or the specific project location. A notification may be modified no more than twice, [however,] but a modification related to the extension or reinstatement of an asbestos abatement permit shall not count towards this total. A modification is valid only if it is received by the DEP prior to the previously filed date of completion, except for start date changes which must be received by the original start date. [Thereafter] If the modification is received after that date, a new notification submitted directly to the department will be required. Additional work, identified after the completion of the work indicated on the asbestos project notification and successful clearance air monitoring, shall require a new notification. A notification to DEP shall be valid for one year from the date of original filing.

§ 21. Subdivision a of Section 1-26 of Title 15 of the Rules of the City of New York is amended by adding a new paragraph 14 thereto to read as follows:

- (14) Obstruction of an interior stairway leading to an exit or exit passageway of a building.

§ 22. Subdivision b of Section 1-26 Title 15 of the Rules of the City of New York is amended to read as follows:

- (b) Work Place Safety Plan.

- (1) Plan required. For projects requiring an asbestos abatement permit due to one or more of the activities listed in [(a)(1-9)](a)(1)-(14), the building owner or its authorized representative [shall]must submit, together with the asbestos project notification, a work place safety plan (WPSP) and any other applicable construction documents, which [shall]must be prepared by a registered design professional, and a permit fee as specified in subsection (g).
- [(2)] (2) Plan not required. For projects requiring an asbestos abatement permit due to one or more of the activities listed in (a)(10-13), the building owner or its authorized representative shall submit, together with the asbestos project notification, all applicable asbestos abatement permit construction documents, and a permit fee as specified in subsection (g).
- (i) If the WPSP is being submitted, pursuant to subsection (a)(9), it [shall]must also set forth the sequencing of the proposed work. The WPSP [shall]may not be approved unless it provides for a buffer of four floors or an adequate buffer as determined by the commissioner between the abatement and the demolition or floor removal work.
- [(3)](2) Work Place Safety Plan requirements. The WPSP [shall] must include, but not be limited to, the following items, depending on the size and scope of the asbestos project:

- (i) Floor plans showing the locations of all asbestos project work areas and decontamination enclosure systems in the building.
- (ii) Floor plans indicating the locations of any components of the fire alarm system which have been deactivated, and setting forth mitigation measures to be implemented for the duration of the project.
- (iii) Floor plans indicating the locations of obstructed or removed exit signage and lighting and setting forth mitigation measures to be implemented for the duration of the project.
- (iv) Floor plans indicating the locations of any obstructed means of egress or required exit and setting forth mitigation measures to be implemented for the duration of the project.
- (v) Floor plans or riser diagrams indicating the locations of any disengaged or removed components of the fire protection system and setting forth mitigation measures to be undertaken for the duration of the project.
- (vi) A written description of all measures taken to mitigate compromised fire protection systems or means of egress, including but not limited to surveillance by a fire watch and an action plan setting forth procedures to be taken for the safety of building occupants in the event of an emergency.
- (vii) If the asbestos project is being performed in a building where any dwelling unit is to be occupied for the duration of the permit, the WPSP shall include a tenant protection plan as required by Chapter 1 of Title 28 of the Administrative Code.
- (viii) A list of all non asbestos contractors who will perform work on the project.

[4)](3) Approval. The documents submitted, pursuant to subsection (b) will be reviewed by DEP's asbestos technical review unit (A-TRU) and by any other relevant city agencies. Upon approval by A-TRU, DEP will issue an asbestos abatement permit to the building owner or its authorized representative, who must retrieve the approved stamped copy of the WPSP from DEP and post that copy at the work place.

(4) Failure to comply with the approved WPSP is a violation of these rules.

§ 23. Paragraphs 1 and 3 of subdivision c of Section 1-26 of Title 15 of the Rules of the City of New York are amended to read as follows:

(1) All inspections required, pursuant to Title 28 of the Administrative Code, including but not limited to special inspections required by Chapter 17 of the Building Code, [shall] must be performed by a registered design professional who is independent of the abatement contractor and hired by the building owner or that owner's authorized representative.

* * *

(3) Final inspection reports shall be filed with the DEP on A-TR1 form. Records of final inspections made by registered design professionals shall be maintained by such persons for a period of six years after final inspection, or for such other period as the commissioner shall require, and shall be made available [to the department upon request] within 72 hours. These records may be maintained in an electronic recordkeeping system instead of in paper form.

§ 2. Section 1-26 Title 15 of the Rules of the City of New York is amended by amending subdivision h, and adding a new subdivision i, to read as follows:

(h) Work covered by the asbestos abatement permit shall not commence until said permit is issued with a specified start date and posted with the approved WPSP by the applicant at the work place.

(i) If additional ACM is added to a project that has an approved WPSP, a registered design professional must submit a letter to the Asbestos Technical Review Unit affirming that the professional has visited the work place and that the additional asbestos abatement is consistent with the approved WPSP and that proposed changes will not impact egress or fire protection requirements.

§ 25. Subdivision a of Section 1-27 of Title 15 of the Rules of the City of New York is amended to read as follows:

(a) An emergency asbestos project involves the removal, enclosure [or], encapsulation or cleanup of asbestos-containing material that was not planned but is undertaken when sudden unexpected event(s) result in a situation in

which any delay in abatement would pose an immediate danger to public safety and health.

§ 26. Subdivision a and paragraphs 1, 2, and 3 of subdivision b of Section 1-28 of Title 15 of the Rules of the City of New York are amended to read as follows:

- (a) The asbestos investigator [shall] must maintain a permanent record as required under this section for every building survey/[hazard assessment] for asbestos that is conducted, pursuant to or submitted in accordance with [§§] Sections 1-22 through 1-27 and 1-38 of this chapter.
- (b) For each building survey/[hazard assessment] conducted prior to preparation of either the asbestos project notification (ACP-7) or asbestos assessment report (ACP-5), the investigator [shall] must compile a record which [shall] must include at a minimum:

- (1) A survey report that reflects the condition of the [work] surveyed area at the date and time of the investigator's inspection. The report is to include, at a minimum, the [building's] building or structure address and the name and address of the building or structure owner, as well as the locations, quantities, and condition of all building materials in the affected portion(s) of the building or structure [relative to the ACM contained therein; the building or structure's address; and the name and address of the building owner;] and
- (2) A blueprint, diagram, drawing, or written description of each building or portion thereof inspected by the investigator that identifies clearly each location and approximate linear or square footage of [any area] all areas affected by the proposed work where material was sampled and/or assumed to be ACM, [and] the exact locations where bulk samples were collected, and the date of collection, [and location of any areas assumed to have ACM;] and
- (3) The printed name and signature of any and all persons who collect bulk samples for the purpose of determining the presence of ACM, a copy of the current [DEP asbestos handler certificate and NYSDOL asbestos handler] New York State asbestos inspector certificate of each such person, the name of the firm performing the survey and a copy of its current NYSDOL asbestos handling license, the name and address of the laboratory analyzing the samples, the date of analysis, the results of the analysis, the method of analysis and the name and signature of the person performing the analysis; and

§ 276. Section 1-28 of Title 15 of the Rules of the City of New York is amended by amending subdivision d and e thereof and adding a new subdivision f to read as follows:

(d) The investigator [shall] must maintain these records for thirty (30) years. These records may be maintained in an electronic recordkeeping system instead of in paper form. Upon the death of the investigator, records may be destroyed and notification must be sent to the Asbestos Control Program.

(e) The investigator shall make these records available during normal business hours, pursuant to an appointment without cost or restriction for inspection by a representative of the Department.

* * *

(f) Records must be stored in a manner that minimizes the possibility of damage from water. The investigator must immediately report if any records are damaged, lost or destroyed.

§ 28. Section 1-29 of Title 15 of the Rules of the City of New York is amended by amending paragraph 6 of subdivision a, amending the introductory language of subdivision b, amending subdivision c, and adding a new subdivision d to read as follows:

(6) A copy of the abatement contractor's and air monitor's daily log [book] books;

* * *

(b) In addition to the project record required in subsection (a), the asbestos abatement contractor shall maintain, for at least thirty (30) years after the end of the project, a project summary for each asbestos project in which they engage, [consisting]. These records may be maintained in an electronic recordkeeping system instead of in paper form. That project record must consist of the following:

* * *

(c) The building owner [or], contractor or air monitor, as applicable, must make the project record or project summary required by this section available for inspection by DEP within 72 hours of request, except that during the project the

project record must be made available [immediately] upon request.

(d) In addition to the project record required in subdivision (a), the air monitoring company must maintain, for at least thirty (30) years after the end of the project, a project summary for each asbestos project in which the company engages. These records may be maintained in an electronic recordkeeping system instead of in paper form. The project summary must consist of the following:

- (1) The DEP certificate number of all individuals who worked on the project;
- (2) The location and general description of the project;
- (3) The start and completion dates for the project;
- (4) The name, address, and ELAP registration number of the laboratory used for air sample analysis; and
- (5) A copy of the project air sampling log.

§ 29. The table of contents of Part 2 of Subchapter D of Chapter 1 of Title 15 of the Rules of the City of New York is amended to read as follows:

§ 1-36 Persons Qualified to Perform Sampling and Analysis

§ 1-37 Sampling Equipment Requirements

§ 1-38 Asbestos Assessment Report – Asbestos Survey and Sampling Requirements

§ 30. Paragraph 1 of Subdivision a and subdivision b of Section 1-36 of Title 15 of the Rules of the City of New York are amended to read as follows:

- (a) Sampling and analysis shall be performed by:
 - (1) A third party who is contracted by the building owner, holds a current NYS DOL asbestos handling license, and is completely independent of all parties involved in the asbestos project. The third party who conducts air sampling on an asbestos project shall not be a subcontractor of the abatement contractor, and shall not have any business, personal, or other relationship with the abatement contractor. The building owner shall select and hire the air monitoring firm without recommendation or reference from the abatement contractor. It shall be a violation of this subsection, chargeable against the abatement contractor, the air monitoring firm, and the building owner, for an air monitoring firm to conduct air monitoring on an asbestos project where there is a business or personal relationship between the abatement contractor and the air monitoring firm. It shall be considered prima facie evidence of a business or personal relationship between an abatement contractor and an air monitoring firm when the same firm performs air monitoring on all or virtually all of a given abatement contractor's projects. The person who conducts sampling shall be currently certified as a New York State Asbestos Project Air Sampling Technician when performing air sampling. Failure to have a valid certification based either on office records or upon request [produce the certificate upon request] shall be a violation chargeable against the individual conducting the sampling; or
 - (b) [An] One air sampling technician [shall] must be present [at the] per three work areas in one work site to observe and maintain air sampling equipment for the duration of the air sample collection.

§ 31. Subdivision d, the introductory language of subdivision f, and paragraph 3 of subdivision f of Section 1-37 of Title 15 of the Rules of the City of New York are amended to read as follows:

(d) Air sampling pumps [shall] must have a constant controlled flow and [shall] must have the flow rate capacity to perform sampling as specified in these rules. A properly calibrated rotometer [shall] must be used to check the flow rate. A rotometer [shall], along with its current calibration sheet, must be available at the work place for the duration of air sample collection. Primary and secondary calibration devices [shall] must be calibrated as per NYS DOH ELAP requirements.

* * *

(f) A project air sampling log [shall] must be created and maintained in a bound notebook by the air monitoring company. The project air sampling log [shall] must be available at the work site. A copy of the log [shall] must be submitted to the department within [24] 72 hours of request. The log [shall] must contain the following information for all area air samples collected on the asbestos project:

* * *

(3) Sample location sketch, showing the sample ID numbers, identifying all project air sample locations, per work shift or day of area air samples. The sketch must be made within one hour of the beginning of sample collection.

§ 32. Subchapter d of Chapter 1 of Title 15 of the Rules of the City of New York is amended by adding a new Section 1-38 to read as follows:

§ 1-38 Asbestos Assessment Report – Asbestos Survey and Sampling Requirements.

(a) The asbestos survey shall at a minimum identify and assess the exact locations and quantities of ACM, PACM, and suspect miscellaneous ACM. The asbestos investigator is responsible for the identification and assessment of all types of ACM, PACM and suspect miscellaneous ACM within each area, as indicated by the proposed scope of work or job description(s) indicated in the DOB permit applications or plans.

(b) The asbestos investigator shall assume that some or all of the areas investigated contain ACM, and for each area that is not assumed to contain ACM, must collect bulk samples and submit for analysis in accordance with §§1-36(c), 1-37(a) and 1-44(c) and EPA publications 560/5-85-024 and 560/5-85-030A, and 40 CFR Part 763.80, 763.85, and 763.86.

(1) PACM Sampling Requirements

(a) Surfacing Material

Surfacing material includes but is not limited to fireproofing, acoustical plaster, finish plasters and skim coats of joints. Surfacing materials must be sampled as follows:

- i. At least 3 samples from each homogeneous area that is 1,000 square feet (sf) or less.
 - ii. At least 5 samples from each homogeneous area that is greater than 1,000 sf but that is 5,000 sf or less.
 - iii. At least 7 samples from each homogeneous area that is greater than 5,000 sf.
- (b) Thermal System Insulation (TSI)

TSI includes, but is not limited to, equipment insulation, boiler, breeching, boiler rope, duct, or tank insulation, cement or mortar used for boilers and refractory brick, piping and fitting insulation including but not limited to wrapped paper, aircell, millboard, rope, cork, preformed plaster, job molded plaster and coverings over fibrous glass insulation). TSI must be sampled as follows:

- i. At least 3 samples from each homogeneous area of TSI.
- ii. At least one sample from each homogeneous area of patched TSI if the patched section is less than 6 linear feet or 6 square feet.
- iii. In a manner sufficient to determine if the material is ACM, for packed fittings such as elbows, valves, tees, etc.
- iv. Samples are not required where the asbestos investigator has determined that the TSI is fiberglass, foam glass, rubber, or other non-asbestos containing building material.

(c) Suspect Miscellaneous Materials

Other suspect miscellaneous materials including, but not limited to, insulation board, vapor barriers, coatings, non-metallic or non-wood roof decking, felts, cementitious board (transite), pipe (transite), flashing, shingles, galbestos, dust and debris, floor tiles, cove base, floor leveler compound, ceiling tile, vermiculite insulation, gaskets, seals, sealants (including for condensate control), vibration isolators, laboratory tables and hoods, chalkboards, pipe penetration packing and other fire-stopping materials, millboard, electrical wire insulation, fire curtains, fire blankets, fire doors, brakes and clutches, mastics, adhesives, glues, caulks, sheet flooring (linoleum), wallpaper, drywall, plasterboard, spackling/ joint compound, textured paint, grout, glazing compound, and terrazzo. Suspect miscellaneous materials must be sampled as follows: At least 2 samples shall be taken, or samples shall be taken in a manner sufficient to determine if the material is ACM.

§ 33. Subparagraph i of paragraph 1 and subparagraph i of paragraph 2 of subdivision d of Section 1-41 of Title 15 of the Rules of the City of New York are amended to read as follows:

- (1) For small asbestos projects:
 - (i) involving full containment or interior foam method (if required by Section 1-41(a)), three area samples inside and three outside the work area;
- * * *
- (2) For large asbestos projects[,]:
 - (i) a minimum of five area samples inside and five outside the work area, for projects involving full containment or interior foam method (if required by Section 1-41(a)). In addition to the [5] five

sample minimum, one representative area sample [shall] must be collected both inside and outside the work area for every 5,000 square feet above 25,000 square feet of floor space when ACM has been abated.

§ 34. Subdivisions b c and d of Section 1-44 of Title 15 of the Rules of the City of New York are amended to read as follows:

- (b) TEM area air samples [shall] must be analyzed and reported in accordance with the mandatory or non-mandatory Electron Microscopy Methods set forth at 40 C.F.R. Part 763, Subpart E[, Appendix A].
- (c) Bulk samples [shall] must be analyzed and reported in accordance with [Interim] the Method for the Determination of [Asbestiform Materials] Asbestos in Bulk [Insulation Samples] Building Materials found in 40 C.F.R. Part 763, Subpart [F] E, [Appendix A as amended on September 1, 1982,] or other methods approved by the National Institute of Standards and Technology, the National Institute of Occupational Safety and Health, the United States Environmental Protection Agency, or New York State Department of Health.
- (d) Bulk and air sampling results/reports shall be submitted directly to the Department upon request within [five calendar days] 72 hours.

§ 35. The subchapter heading and table of contents of subchapter E of Chapter 1 of Title 15 of the Rules of the City of New York are amended to read as follows:

Subchapter E

Personnel Protection and Equipment Specifications

Part 1 [Worker] Personnel Protection and Hygiene
2 Equipment Specifications

Part 1

[Worker] Personnel Protection and Hygiene

§ 36. The heading of Section 1-51, and the introductory language of subdivision c and paragraph 2 of that subdivision c of Section 1-51, and subdivision d of Title 15 of the Rules of the City of New York are amended to read as follows:

§ 1-51 [Worker] Personnel Protection and Hygiene Requirements.

* * *

- (c) Personal protective equipment [shall] must be worn by all individuals inside the work place during abatement activities, except that gloves need not be worn during those work place preparation activities which do not involve the disturbance of ACM. Personal protective equipment [shall] must meet the following specifications:

* * *

- (2) Hard hats, protective eyewear, gloves, rubber boots and/or other footwear [shall] must be provided by the contractor as required for workers and authorized visitors. Safety shoes and hard hats [shall] must be in accordance with [ANSI Z89.1 (1969) and ANSI Z41.1 (1967)] the most recent ANSI standards.

- (d) Personal air monitoring shall be performed in accordance with current OSHA regulations. Such records shall be made available [upon request] within 72 hours to authorized Department representatives upon request.

§ 37. The introductory language of subdivision f, and paragraphs 3, 4, and 5 of subdivision f, of Section 1-51 of Title 15 of the Rules of the City of New York are amended to read as follows:

- (f) The contractor [shall] must have available the following information at the work place:

* * *

- (3) A copy of these Rules, the most recent Asbestos Abatement Notice (Form ACP-13), asbestos abatement (ATRU) permits, any variance application (Form ACP-9) and DEP approval thereof, and
- (4) A copy of all [Material] Safety Data Sheets [(MSDS)](SDS) for chemicals used during the asbestos project, and
- (5) Original New York City Asbestos handler and supervisor certificates of all workers in the work site, and

§ 38. Subdivisions g and h of Section 1-51 of Title 15 of the Rules of the City of New York are amended to read as follows:

- (g) The contractor [shall] must post signs during all abatement activities. Signs [shall] must be posted at all approaches to the work place including internal doorways which provide access to the work place. These signs [shall] must [bear] include the following information:

DANGER
ASBESTOS [CANCER AND LUNG DISEASE HAZARD] MAY CAUSE CANCER, CAUSES DAMAGE TO LUNGS
AUTHORIZED PERSONNEL ONLY
[RESPIRATORS] WEAR RESPIRATORY PROTECTION AND PROTECTIVE CLOTHING
[ARE REQUIRED] IN THIS AREA

- (h) Warning labels [shall] must be affixed to all waste containers containing asbestos material [in] and [shall] must [bear] include the following information:

DANGER
CONTAINS ASBESTOS FIBERS
MAY CAUSE CANCER, CAUSES DAMAGE TO LUNGS
DO NOT BREATHE DUST
AVOID CREATING DUST
[CANCER AND LUNG DISEASE HAZARD]

§ 39. Subdivision e of Section 1-61 of Title 15 of the Rules of the City of New York is amended to read as follows:

- (e) Airtight and watertight containers [shall] must be provided to receive and retain any asbestos-containing waste materials. Plastic bags used for waste storage or disposal [shall] must be a minimum of 6-mil in thickness. All containers [shall] must be labeled in accordance with OSHA Regulation 29 C.F.R. [1926.58K(2)(ii) and (iii)] 1926.1101.

§ 40. Subdivisions a and k of Section 1-81 of Title 15 of the Rules of the City of New York are amended to read as follows:

- (a) The building owner or designated representative [shall] must provide notification to all occupants of the work place and immediate adjacent areas of the asbestos project. Information provided in the notification [shall] must include contractor, project location and size, amount and type of ACM, abatement procedure, dates of expected occurrence and the Call Center "311" for government information and services. Postings of this notification [shall] must be in English and Spanish, at eye level, in a conspicuous, well-lit place, at the entrances to the work place and immediate adjacent areas. The notice [shall] must have the following heading: **NOTICE OF ASBESTOS ABATEMENT**, in a minimum of [one] two inch sans serif, gothic or block style lettering, with the balance of the lettering of the notice to be of the same type lettering in a minimum of one [quarter] inch size. The notices [shall] must be posted 7 calendar days prior to the start of the project and [shall] must remain posted until clearance air monitoring is satisfactorily concluded. A lessee initiating an asbestos project [shall] must give 10 calendar days notice to the owner of the subject building.

* * *

- (k) Fixed objects which will remain within the proposed work areas [shall] must be pre-cleaned using HEPA filtered vacuum equipment and/or wet cleaning methods as appropriate, and enclosed with two layers of fire retardant 6-mil plastic sheeting sealed to protect from re-contamination. Sprinklers, standpipes, and other fire [suppression] protection systems [shall] must remain in service and [shall] must not be plasticized.

§ 41. Subdivision x of Section 1-81 of Title 15 of the Rules of the City of New York is amended by amending paragraphs 1 and 4 thereof and adding a new paragraph 5 thereto, to read as follows:

- (x) Elevators running through the work area [shall] must conform to the following:
 - (1) The elevator door in the work area [shall] must be enclosed with conventional 2 x 4 stud framing, covered with " fire rated plywood sheeting and sealed at all edges and seams. The barrier [shall] must be covered and lapped for 8 inches with two layers of fire retardant 6-mil plastic sheeting adhered individually with edges taped for air tightness. There shall be no more than a six inch clearance between the elevator door and hard wall barrier.

* * *

- (4) Elevator shafts shall not be used as waste chutes or to convey any ACM.
- (5) Signage must be posted in the main lobby stating the specific floors where the elevators are out of service due to abatement.

§ 42. Subdivision y of Section 1-81 of Title 15 of the Rules of the City of New York is amended to read as follows:

- (y) Adequate toilet facilities [shall] must be provided in the vicinity of the clean room external to the work place. Where such facilities [so] do not exist, portable service [shall] must be provided.

§ 43. Subdivisions f and j of Section 1-91 of Title 15 of the Rules of the City of New York are amended to read as follows:

- (f) If the containment area of an asbestos project covers the entire floor of the affected building, or an area greater than 15,000 square feet on any given floor, the installation of a negative air cut off switch or switches shall be required at a single location outside the work place, such as inside a stairwell[,] one floor below the lowest floor containing a work place, or at a secured location in the ground floor lobby when conditions warrant (such as when the work place is in a basement or below). The required switch or switches [shall] must be installed by a licensed electrician, pursuant to a permit issued by the Department of Buildings. If negative pressure ventilation equipment is used on multiple floors the cut off switch [shall] must be able to turn off the equipment on all floors.

* * *

- (j) Negative air pressure equipment shall be in compliance with [ANSI Z9.2 (2006)] ANSI Z9.2 (2012), Local Exhaust Ventilation.

§ 44. Paragraph 2 of subdivision a of Section 1-92 of Title 15 of the Rules of the City of New York is amended to read as follows:

- (2) All individuals who enter the work area shall sign the log located in the clean room, upon each entry and exit. The log shall be permanently bound and shall identify fully the facility, owner, agents, contractor(s), the project, each work area and worker respiratory protection employed. The log shall be available for examination during abatement activities by the Department, the owner and the workers. A copy of the log shall be submitted directly to the Department within [48] 72 hours of request.

§ 45. Subdivisions b and d of Section 1-102 of Title 15 of the Rules of the City of New York are amended to read as follows:

- (b) When amended water is used, the ACM [shall] must be sprayed with sufficient frequency and quantity for enhanced penetration. Sufficient time [shall] must be allowed for penetration to occur prior to removal action or other disturbance taking place. Accumulation of standing or free water is prohibited. [Fluffy materials shall] Soft loosely bound ACM must be saturated. [Non-hygroscopic materials] Material that resists wetting, such as tremolite or amosite, [shall] must be thoroughly wetted on all surfaces while work is being conducted.

* * *

- (d) ACM on detachment from the substrate is to be bagged directly or dropped onto a flexible catch basin and promptly bagged. Detached ACM is not permitted to lie on the floor for any period of time. Excess air in the bag [shall] must be minimized and the bag [shall] must be sealed. [Non-hygroscopic materials shall] Material that resists wetting must not be dropped. ACM [shall] must not be dropped from a height greater than 10 feet. Above 10 feet in height dust-free enclosed inclined chutes may be used. Vertical chutes are prohibited. [Maximum inclination from horizontal shall be 60 degrees.] The angle of the chute must not exceed 60 degrees from horizontal.

§ 46. Subdivision d and the introductory language of subdivision l of Section 1-103 of Title 15 of the Rules of the City of New York are amended to read as follows:

- (d) The encapsulant solvent or vehicle [shall] must not contain a volatile [hydrocarbon] substance.

* * *

- (l) The following maintenance procedures are [recommended] required, except when the encapsulated material is on utility lines located in the street:

§ 45. The introductory language of subdivision e of Section 1-104 of Title 15 of the Rules of the City of New York is amended to read as follows:

- (e) The following maintenance procedures are [recommended] required:

§ 47. Subdivision a of Section 1-105 of Title 15 of the Rules of the City of New York is amended to read as follows:

- (a) Glovebag procedures [shall] must be done using commercially available glovebags of 6-mil clear plastic, appropriately sized for the project. Glovebag procedures may only be used in conjunction with the full containment of the work area (see § 1-81) or the tent procedure (see § 1-106). Glovebags may not be shifted and [shall] must not be moved from the initial surface to another surface, or reinstalled on the initial surface once removed. Glovebag procedures may only be used on horizontal piping.

§ 48. The introductory language of Section 1-106 of Title 15 of the Rules of the City of New York, and subdivisions a, b, and d of that section, are amended to read as follows:

§1-106 Tent Procedures. All sections of these rules must be followed in conjunction with this section except §1-112(a) - (l). Tent Procedures [shall] must be conducted as follows:

- (a) Tent procedures [shall] must be limited to the removal of less than 260 linear feet and 160 square feet of ACM on any individual floor and [shall] must not result in disturbance of ACM during tent erection. Tent procedures may be used as part of a large asbestos project only as provided for in Section 1-81(f) or in conjunction with the glovebag procedure set forth in Section 1-105 of these rules. Multiple tent enclosures may be used as part of a large asbestos project on an individual floor only in conjunction with the use of the glovebag procedure set forth in Section 1-105 of these rules. Multiple tent enclosures without the use of the glovebag procedure on a large asbestos project require a variance for the use of modified tent procedures and a remote worker decontamination enclosure.

- (b) Tent procedures [shall] must be [accomplished] conducted in a constructed or commercially available fire retardant plastic tent, plasticizing and sealing all surfaces and fixed objects not being abated within the tent periphery forming an enclosure. The tent [shall] must be of fire retardant 6-mil plastic at a minimum, with seams heat-sealed, or double-folded, stapled and taped airtight and then taped flush with the adjacent tent wall. This is a single use barrier that [shall] must not be reused once dismantled or collapsed.

* * *

- (d) Asbestos handlers involved in the tent procedure [shall] must wear personal protective equipment as specified in §1-51(c), plus a second disposable suit. All street clothes [shall] must be removed and stored in a clean room within the work site. The personal protective equipment with two disposable suits [shall] must be used for installation of the tent and throughout the procedure if a decontamination unit with a shower is not [contiguous] physically connected to the [work area] tent. If a decontamination unit (with shower and clean room at a minimum) is [contiguous] physically connected to the [work area] tent, only one disposable suit shall be required; in this case, prior to exiting the tent, the worker [shall] must HEPA vacuum and wet clean the disposable suit.

§ 49. Paragraph 3 of subdivision i of Section 1-106 of Title 15 of the Rules of the City of New York is amended to read as follows:

- (3) be [lightly] encapsulated to lockdown residual asbestos.

§ 50. Subdivisions a, e, i, and j of Section 1-107 of Title 15 of the Rules of the City of New York are amended to read as follows:

- (a) These procedures apply only to the removal of asbestos-containing roofing material (ACRM) from exterior roof surfaces. The work area on the roof [shall] must be cordoned off with clearly visible barriers such as caution tape, and only authorized persons [shall] may have access. All sections of these rules [shall] must be followed in conjunction with this section with the exception of[,] §1-81(m), §1-81(p), §1-91, §1-102(b), §1-112(d), and [§1-112(e)] §1-112(g).

* * *

- (e) Persons entering the work area [shall] must wear personal protective equipment as required by Section 1-51 as well as correctly-fitting, good traction rubber boots.

* * *

- (i) Provisions [shall] must be made to ensure a safe and adequate air supply to any affected [building(s)] building. All vents, skylights, air intakes, windows and doors opening onto the roof, and all other openings [shall] must be sealed with 2 layers of fire retardant 6mil plastic or [fitting] fitted with HEPA filters when appropriate. [Temporary extensions may be installed to a height of 10 feet to ensure adequate air exchange instead of sealing vents, air intakes, etc.] Vents, air intakes, etc. can be vertically extended temporarily to a height of ten feet instead of sealing them with 2 layers of

plastic or HEPA-filters. Drains may be equipped with 5 micron filtering system in lieu of being sealed.

- (j) Fixed objects including perimeter walls, bulkheads, cooling towers, ducts and other rooftop [appurtenances shall] accessories must be covered in one sheet of fire retardant 6 mil plastic up to a height of at least six feet.

§ 51. Subdivisions a and e of Section 1-108 of Title 15 of the Rules of the City of New York are amended to read as follows:

- (a) These procedures only apply to the removal of surface flooring material including vinyl asbestos floor tiles (VAT), ACM floor coverings (e.g., linoleum) and associated mastics and adhesives, where the only ACM being abated in the work area is flooring material. All sections of these rules [shall] must be followed in conjunction with this section with the exception of §1-81(m), §1-81(p), §1-91(c), §1-91(h), §1-102(b), §1-112(d), and §1-112(e) §1-112(g).

* * *

- (e) Persons entering the work area [shall] must wear personal protective equipment as required by Section 1-51 as well as correctly-fitting, good-traction rubber boots.

§ 52. Existing subdivisions c, d, e and f of Section 1-109 of Title 15 of the Rules of the City of New York are relettered as subdivisions e, f, g and h respectively and amended, and new subdivisions c and d are added to that section, to read as follows:

- (c) Persons entering the work area must wear personal protective equipment as required by Section 1-51.
- (d) Removal Procedure.
- (1) Removal of ACM must be by wet methods in accordance with Section 1-102.
- (2) ACM removed must be placed in a leak-tight container without dropping the ACM into the container.
- [(c)](e) Cleanup Procedure.
 - (1) The stripped substrate [shall] must be HEPA vacuumed and wet-wiped.
 - (2) A visual clearance inspection [shall] must be conducted by the asbestos handler supervisor and project monitor after the work area dries, to ensure the absence of ACM residue or debris in the work area.
 - (3) After the inspection is completed, the warning tapes and barriers may be removed.
 - (4) The clearance inspection [shall] must be documented in the log and the project air sampling log.
- [(d)](f) Air monitoring [shall] must be conducted in accordance with the relevant provisions of subchapter D of these rules.
- [(e)](g) Abatement [shall] must not be performed under this section during [adverse] bad weather [conditions] (e.g. precipitation, high winds, [ambient]temperatures in the immediate outdoor surroundings below 32 degrees Fahrenheit, etc.).
- [(f)](h) Power tools used to drill, cut into, or otherwise disturb ACM [shall] must be equipped with HEPA-filtered local exhaust ventilation and operated to prevent potential fiber release.

§ 53. Subdivision d of Section 1-111 of Title 15 of the Rules of the City of New York is amended to read as follows:

- (d) [Excessive water accumulation] If there is free standing water or if flooding occurs in the work area, [shall require] work [to] must stop until the water is collected and [disposed of properly] safely and properly removed.

§ 54. Subdivisions a, i, and m of Section 1-112 of Title 15 of the Rules of the City of New York are amended to read as follows:

- (a) After removal of visible accumulations of asbestos-containing waste material, [a HEPA vacuuming shall be performed on] all surfaces must be HEPA vacuumed. To pick up excess water and [gross] saturated debris, a wet-dry shop HEPA vacuum, dedicated to asbestos abatement, may be used.

* * *

- (i) [As a prerequisite to commencement of] Before starting clearance air monitoring, a thorough visual inspection [shall] must be conducted to verify the absence of asbestos-containing waste material (e.g. dust).

* * *

- (m) Within 21 days of the completion of all steps set forth above, including successful clearance air monitoring, a project monitor's report (Form ACP15) [shall] must be submitted

to DEP [on a DEP-approved form]. This report [shall] must be based on an inspection performed after the completion of all steps listed in this section, and [shall] may not be based on the visual inspection performed prior to the commencement of clearance air monitoring. The project monitor who prepares the report [shall] must be independent of the abatement contractor. If a project is being performed on multiple floors of a building, a separate project monitor's report may be submitted as each floor is completed. [Failure to comply] Compliance with this subdivision [shall be] is the responsibility of the building owner.

§ 55. Section 1-120 of Title 15 of the Rules of the City of New York is amended to read as follows:

§1-120 Applicability of Regulations to Pre-Demolition Abatement Activities. The following regulations shall apply to pre-demolition abatement activities:

§§1-01 through 1-61 General Regulations

1-81*	Work Place Preparation Requirements
1-82	Worker Decontamination Enclosure System
1-83	Waste Decontamination Enclosure System
1-91 through 1-94	Work Place Procedures
1-102	ACM Disturbance, Handling and Removal Procedures
1-105	Glovebag Procedure
1-106	Tent Procedure
1-107	Foam Procedure for Roof Removal
1-108	Foam/Viscous Liquid Use in Flooring Removal
1-109	Abatement from Vertical Exterior Surfaces
1-120 through 1-128	Pre-Demolition Abatement Activity Procedures

*Subsections (b), (j), (l), (u), (v) and (z) only

§ 56. Subdivisions a, j, and m of Section 1-125 of Title 15 of the Rules of the City of New York are amended to read as follows:

- (a) Prior to the start of abatement activities on asbestos projects the building owner or designated representative [shall] must post a general notification at all main entrances to the structure. Postings of this notification [shall] must be in English and Spanish, at eye level in a conspicuous well-lit place that can be viewed by the public without obstruction. Information provided in the notification [shall] must include contractor, project location, that the project is regulated by NYC DEP, and the Call Center "311" for government information and services. The notice [shall] must have the following heading: NOTICE OF ASBESTOS ABATEMENT, in a minimum of 2 inches sans serif, gothic or block style lettering, with the balance of the lettering of the notice to be of the same type lettering in a minimum of 1 inch size. The notification [shall] must be posted throughout all abatement activities.

* * *

- (j) Cinderblock and porous construction materials, painted or unpainted, [shall] must be covered with one layer of fire retardant 6- mil plastic sheeting, sealed at edges and seams.

* * *

- (m) Required means of egress, including emergency and fire exits, [shall] must be maintained at all times during abatement activities except as otherwise provided, pursuant to [Section 3303 of] the New York City Building [Code] and Fire Codes. Exits [shall] must be checked daily [against] to ensure that there is no blockage or impediments to exiting.

§ 57. Paragraph 2 of subdivision a, and subdivision d, of Section 1-127 of Title 15 of the Rules of the City of New York are amended to read as follows:

- (2) Visible accumulations of asbestos-containing waste material may be containerized utilizing rubber dust pans and rubber squeegees or HEPA vacuums. Metal shovels may also be used EXCEPT in the vicinity of [isolation or surface barriers] plastic sheeting which could be perforated by these tools.

* * *

- (d) [Excessive water accumulation] If there is free standing water or if flooding occurs in the area [shall require] work [to] must stop until the water is collected and [disposed of properly] safely and properly removed.

§ 58. Subdivisions d, g, and h of Section 1-128 of Title 15 of the Rules of the City of New York are amended to read as follows:

- (d) [Where porous construction materials or cinder block-like materials have been plasticized for surface barrier containment, the] The plastic sheeting [shall] installed, pursuant to Section 1-125(j) must be cleaned as in subdivision (c) above, then sprayed with a lockdown encapsulant and removed when dry.
* * *
- (g) After successful clearance air monitoring (see [15 RCNY §§] § 1-31 et seq.) [the isolation barriers shall be removed in conjunction with the use of a HEPA vacuum.] a HEPA vacuum must be used to clean up any dust or debris when removing the isolation barriers.
- (h) Within 21 days of the completion of all steps set forth above, including successful clearance air monitoring, a project

monitor's report (Form ACP15) [shall] must be submitted to DEP [on a DEP-approved form]. This report must be based on an inspection performed after the completion of all steps listed in this section, and shall not be based on the visual inspection performed prior to the commencement of clearance air monitoring. The project monitor who prepares the report must be independent of the abatement contractor. If a project is being performed on multiple floors of a building, a separate project monitor's report may be filed as each floor is completed. Compliance with this subdivision is the responsibility of the building owner.

§ 59. This rule shall take effect on the same date as a rule entitled Promulgation of Air Asbestos Penalty Schedule, as published by the Department in the City Register for Notice of Public Hearing and Opportunity to Comment on July 31, 2018, takes effect.

• d7

SPECIAL MATERIALS

CITYWIDE ADMINISTRATIVE SERVICES

■ NOTICE

OFFICIAL FUEL PRICE (\$) SCHEDULE NO. 8244
FUEL OIL AND KEROSENE

CONTR. NO.	ITEM NO.	FUEL/OIL TYPE	DELIVERY	VENDOR	CHANGE (\$)	PRICE (\$)	EFF. 12/3/2018
3687331	1.0	#2DULS	CITYWIDE BY TW	SPRAGUE	-.1412 GAL.	2.0655 GAL.	
3687331	2.0	#2DULS	PICK-UP	SPRAGUE	-.1412 GAL.	1.9608 GAL.	
3687331	3.0	#2DULS	CITYWIDE BY TW	SPRAGUE	-.1412 GAL.	2.2638 GAL.	
3687331	4.0	#2DULS	PICK-UP	SPRAGUE	-.1412 GAL.	2.1590 GAL.	
3687331	5.0	#1DULS	CITYWIDE BY TW	SPRAGUE	-.1366 GAL.	2.3404 GAL.	
3687331	6.0	#1DULS	PICK-UP	SPRAGUE	-.1366 GAL.	2.2356 GAL.	
3687331	7.0	#2DULS	CITYWIDE BY TW	SPRAGUE	-.1412 GAL.	2.0933 GAL.	
3687331	8.0	#2DULS	CITYWIDE BY TW	SPRAGUE	-.1412 GAL.	2.3843 GAL.	
3687331	9.0	B100	CITYWIDE BY TW	SPRAGUE	-.0187 GAL.	2.6441 GAL.	
3687331	10.0	#2DULS	PICK-UP	SPRAGUE	-.1412 GAL.	1.9885 GAL.	
3687331	11.0	#2DULS	PICK-UP	SPRAGUE	-.1412 GAL.	2.2795 GAL.	
3687331	12.0	B100	PICK-UP	SPRAGUE	-.0187 GAL.	2.5393 GAL.	
3687331	13.0	#1DULS	CITYWIDE BY TW	SPRAGUE	-.1366 GAL.	2.3500 GAL.	
3687331	14.0	B100	CITYWIDE BY TW	SPRAGUE	-.0187 GAL.	2.6530 GAL.	
3687331	15.0	#1DULS	PICK-UP	SPRAGUE	-.1366 GAL.	2.2452 GAL.	
3687331	16.0	B100	PICK-UP	SPRAGUE	-.0187 GAL.	2.5482 GAL.	
3687331	17.0	#2DULS	BARGE MTF III & ST. WI	SPRAGUE	-.1412 GAL.	2.0261 GAL.	
3687192	1.0	Jet	FLOYD BENNETT	SPRAGUE	-.1218 GAL.	2.6920 GAL.	
3587289	2.0	#4B5	MANHATTAN	UNITED METRO	-.1020 GAL.	2.1166 GAL.	
3587289	5.0	#4B5	BRONX	UNITED METRO	-.1020 GAL.	2.1154 GAL.	
3587289	8.0	#4B5	BROOKLYN	UNITED METRO	-.1020 GAL.	2.1096 GAL.	
3587289	11.0	#4B5	QUEENS	UNITED METRO	-.1020 GAL.	2.1149 GAL.	
3587289	14.0	#4B5	RICHMOND	UNITED METRO	-.1020 GAL.	2.2003 GAL.	
3687007	1.0	#2B5	MANHATTAN	SPRAGUE	-.1351 GAL.	2.0102 GAL.	
3687007	4.0	#2B5	BRONX	SPRAGUE	-.1351 GAL.	1.9992 GAL.	
3687007	7.0	#2B5	BROOKLYN	SPRAGUE	-.1351 GAL.	2.0159 GAL.	
3687007	10.0	#2B5	QUEENS	SPRAGUE	-.1351 GAL.	2.0121 GAL.	
3687007	13.0	#2B5	RICHMOND	SPRAGUE	-.1351 GAL.	2.1765 GAL.	
3687007	16.0	#2B5	RACK PICK-UP	SPRAGUE	-.1351 GAL.	1.9380 GAL.	
3687007	17.0	#2B10	CITYWIDE BY TW	SPRAGUE	-.1290 GAL.	2.1819 GAL.	
3687007	18.0	#2B20	CITYWIDE BY TW	SPRAGUE	-.1167 GAL.	2.2297 GAL.	
3787198	18.0	#2DULS	CITYWIDE BY TW	SPRAGUE	-.1412 GAL.	2.2757 GAL.	
3787198	19.0	B100	CITYWIDE BY TW	SPRAGUE	-.0187 GAL.	3.0486 GAL.	
3787198	20.0	#2DULS	PICK-UP	SPRAGUE	-.1412 GAL.	2.1210 GAL.	
3787198	21.0	B100	PICK-UP	SPRAGUE	-.0187 GAL.	2.8939 GAL.	

Note:

3687331	#2DULSB5	95% ITEM 8.0 & 5% ITEM 9.0	CITYWIDE BY TW	SPRAGUE	-.1351 GAL.	2.3973 GAL.
3687331	#2DULSB10	90% ITEM 8.0 & 10% ITEM 9.0	CITYWIDE BY TW	SPRAGUE	-.1290 GAL.	2.4103 GAL.
3687331	#2DULSB20	80% ITEM 8.0 & 20% ITEM 9.0	CITYWIDE BY TW	SPRAGUE	-.1167 GAL.	2.4362 GAL.
3687331	#2DULSB5	95% ITEM 11.0 & 5% ITEM 12.0	P/U	SPRAGUE	-.1351 GAL.	2.2925 GAL.
3687331	#2DULSB10	90% ITEM 11.0 & 10% ITEM 12.0	P/U	SPRAGUE	-.1290 GAL.	2.3055 GAL.

3687331	#2DULSB20	80% ITEM 11.0 & 20% ITEM 12.0	P/U	SPRAGUE	-.1167 GAL.	2.3314 GAL.
3687331	#1DULSB20	80% ITEM 13.0 & 20% ITEM 14.0	CITYWIDE BY TW	SPRAGUE	-.1130 GAL.	2.4106 GAL.
3687331	#1DULSB20	80% ITEM 15.0 & 20% ITEM 16.0	PICK-UP	SPRAGUE	-.1130 GAL.	2.3058 GAL.
3787198	#2DULSB50	50% ITEM 18.0 & 50% ITEM 19.0	CITYWIDE BY TW	SPRAGUE	-.0800 GAL.	2.6622 GAL.
3787198	#2DULSB50	50% ITEM 20.0 & 50% ITEM 21.0	PICK-UP	SPRAGUE	-.0800 GAL.	2.5075 GAL.

**OFFICIAL FUEL PRICE (\$) SCHEDULE NO. 8245
FUEL OIL, PRIME AND START**

CONTR. NO.	ITEM NO.	FUEL/OIL TYPE	DELIVERY	VENDOR	CHANGE (\$)	PRICE (\$) EFF. 12/3/2018
3787250	1.0	#2B5	ERP - CITYWIDE	PACIFIC ENERGY	-.1351 GAL.	2.0680 GAL.

**OFFICIAL FUEL PRICE (\$) SCHEDULE NO. 8246
FUEL OIL AND REPAIRS**

CONTR. NO.	ITEM NO.	FUEL/OIL TYPE	DELIVERY	VENDOR	CHANGE (\$)	PRICE (\$) EFF. 12/3/2018
3787250	1.0	#2B5	CITYWIDE BY TW	PACIFIC ENERGY	-.1351 GAL.	2.0680 GAL.
3787250	2.0	#4B5	CITYWIDE BY TW	PACIFIC ENERGY	-.1020 GAL.	2.0333 GAL.

**OFFICIAL FUEL PRICE (\$) SCHEDULE NO. 8247
GASOLINE**

CONTR. NO.	ITEM NO.	FUEL/OIL TYPE	DELIVERY	VENDOR	CHANGE (\$)	PRICE (\$) EFF. 12/3/2018
3787120	1.0	Reg UL	CITYWIDE BY TW	GLOBAL MONTELLO	-.0877 GAL.	1.5570 GAL.
3787120	2.0	Prem UL	CITYWIDE BY TW	GLOBAL MONTELLO	-.1027 GAL.	1.6946 GAL.
3787120	3.0	Reg UL	PICK-UP	GLOBAL MONTELLO	-.0877 GAL.	1.4920 GAL.
3787120	4.0	Prem UL	PICK-UP	GLOBAL MONTELLO	-.1027 GAL.	1.6296 GAL.
3787121	6.0	E70 (Winter)	CITYWIDE BY DELIVERY	UNITED METRO	-.0396 GAL.	1.8210 GAL.

NOTE:

- As of February 9, 2018, the Bio-Diesel Blender Tax Credit was retroactively reinstated for calendar year 2017. Should the tax credit be further extended, contractors will resume deducting the tax credit as a separate line item on invoices.
- Federal excise taxes are imposed on taxable fuels, (i.e., gasoline, kerosene, and diesel), when removed from a taxable fuel terminal. This fuel excise tax does not include Leaking Underground Storage Tank (LUST) tax. LUST tax applies to motor fuels for both diesel and gasoline invoices. Going forward, LUST Tax will appear as an additional fee at the rate of \$0.001 per gallon and will be shown as a separate line item on your invoice.
- The National Oilheat Research Alliance (NORA) resumed operations in 2014. A related assessment of \$.002 per gallon has been added to the posted weekly fuel prices and will appear as a separate line item on invoices. This fee applies to heating oil only and since 2015 has included #4 heating oil. NORA has been authorized through February 2019. All other terms and conditions remain unchanged.
- DCAS has registered contract #20181202926/3887214 for Renewable Hydrocarbon Diesel Demonstration Project. The following NYC agencies are authorized to participate: DCAS, DOT, DPR, DSNY, DEP. However, other agencies may participate with prior DCAS' approval.

REMINDER FOR ALL AGENCIES:

During the winter season, please ensure your fuel purchase orders are in place and your respective agency tops off their *interruptible* and fuel tanks on a continuous basis.

All entities utilizing DCAS fuel contracts are reminded to pay their invoices **on time** to avoid interruption of service.

Please send inspection copy of receiving report for all gasoline (E70, UL & PREM) delivered by tank wagon to OCP/Bureau of Quality Assurance (BQA), 1 Centre Street, 18th Floor, New York, NY 10007.

YOUTH AND COMMUNITY DEVELOPMENT

■ NOTICE

In accordance with Section 3-16 (j) of the Procurement Policy Board Rules, the Department of Youth and Community Development (DYCD), will be issuing a Concept Paper for the Advance and Earn Program. Advance and Earn programs will combine the Young Adult Literacy Program (YALP) and Intern & Earn (formerly Young Adult Internship Program [YAIP]), to offer a continuum of services from literacy instruction through advanced training, and job placement or college enrollment supported by comprehensive support services tailored to individual needs.

The intent of the Advance and Earn program is to provide opportunity youth at any skill level—from fourth-grade reading through possession of an HSE or high school diploma or even some college credits—with the tools needed to gain skills as they move along a continuum of services. The final goal for each participant is attainment of employment in a job with career opportunities or enrollment in post-secondary education or advanced training.

The Concept Paper can be found on DYCD's website, at www.nyc.gov/dycd, under the Resources for non-profits section, starting December 14, 2018. We encourage those interested in this program to please comment, at CP@dycd.nyc.gov, by January 14, 2019. Please enter "Advance & Earn" in the subject line. Comments received will assist with developing a request for proposals, which will be released through the HHS Accelerator system. DYCD looks forward to receiving your feedback.

CHANGES IN PERSONNEL

**BOARD OF ELECTION POLL WORKERS
FOR PERIOD ENDING 10/19/18**

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE	AGENCY
CAUTHEN	SHAQUANA N	9POLL	\$1,000.00	APPOINTED	YES	01/01/18	300
CAYCEDO	CAMILA S	9POLL	\$1,000.00	APPOINTED	YES	01/01/18	300
CEMAN	NAJLA	9POLL	\$1,000.00	APPOINTED	YES	01/01/18	300
CENNAMO	JOHN	9POLL	\$1,000.00	APPOINTED	YES	01/01/18	300
CENNAMO	KAREN	9POLL	\$1,000.00	APPOINTED	YES	01/01/18	300
CENTENO	MARIA	9POLL	\$1,000.00	APPOINTED	YES	01/01/18	300
CEPEDA	JENNIFER	9POLL	\$1,000.00	APPOINTED	YES	01/01/18	300
CHACON	JAYDA M	9POLL	\$1,000.00	APPOINTED	YES	01/01/18	300
CHAIKEN	REFAEL	9POLL	\$1,000.00	APPOINTED	YES	01/01/18	300
CHAN	CHI WAI	9POLL	\$1,000.00	APPOINTED	YES	01/01/18	300
CHAN	ROSITA	9POLL	\$1,000.00	APPOINTED	YES	01/01/18	300
CHAN	YIN	9POLL	\$1,000.00	APPOINTED	YES	01/01/18	300
CHANEY	JUSTIN L	9POLL	\$1,000.00	APPOINTED	YES	01/01/18	300
CHANG	DENNIS	9POLL	\$1,000.00	APPOINTED	YES	01/01/18	300
CHANG	HOONG YA	9POLL	\$1,000.00	APPOINTED	YES	01/01/18	300
CHANG	JASON W	9POLL	\$1,000.00	APPOINTED	YES	01/01/18	300
CHANG	LEON	9POLL	\$1,000.00	APPOINTED	YES	01/01/18	300
CHAO	CHU	9POLL	\$1,000.00	APPOINTED	YES	01/01/18	300
CHARLES	LAVENTUR	9POLL	\$1,000.00	APPOINTED	YES	01/01/16	300
CHARLES	MARIE	9POLL	\$1,000.00	APPOINTED	YES	01/01/18	300
CHARLES	THEODORE	9POLL	\$1,000.00	APPOINTED	YES	01/01/18	300
CHARLES-PEDRO	TAIWO	9POLL	\$1,000.00	APPOINTED	YES	01/01/18	300
CHARRIEZ	ELENA	9POLL	\$1,000.00	APPOINTED	YES	01/01/18	300
CHASE	LESLIE	9POLL	\$1,000.00	APPOINTED	YES	01/01/18	300
CHRISTINE	ARTRY J	9POLL	\$1,000.00	APPOINTED	YES	01/01/18	300
CHAU	STEW F	9POLL	\$1,000.00	APPOINTED	YES	01/01/18	300
CHAVEZ	JOSE X	9POLL	\$1,000.00	APPOINTED	YES	01/01/18	300
CHAVIS	ANN-MARI	9POLL	\$1,000.00	APPOINTED	YES	01/01/18	300

FORDE	ROSEMARI A	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
FORGIONE	TERESA A	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
FOWLER	MONIQUE A	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
FOWLKES	DAYVONE J	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
FRANCIS	ANIYA	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
FRANCIS	CLEVELAN	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
FRANCIS	JACQUELI	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
FRANCIS	MAX	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
FRANCO	MARCOS	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
FRANKLIN	MONICA L	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
FRANQUI	AMANDA M	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
FRASER	NEVANGH	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
FREDDRICKS	LAKEYA L	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
FREIFELD	ROBERTA	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
FRISTENSKY	MICHAEL	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
FRYE	JACQUELI	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
FU	MARY TAI	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
FU	SHAM H	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
FULLER	ANGELIA	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300

BOARD OF ELECTION POLL WORKERS
FOR PERIOD ENDING 10/19/18

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE	AGENCY
GALILETTI	LINDA	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GALINDO	JOHN C	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GALLO	MICHAEL J	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GAONA	SANDRA	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GARBANZOS	FRANCIS	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GARCIA	CHEERLY D	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GARCIA	HILDA L	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GARCIA	JOANNA S	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GARCIA	NORBERTO	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GARCIA	YANYL	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GARCIA JR	CAMILO E	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GARNER STONEY	BARBARA D	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GARNES	LACTE R	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GARY	RASSAN	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GERLIN	MARJORIE	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GHRABEIGIE	ARLENE	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GIARDINO	MARIA	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GIBBS	REGINA A	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GIBEK	MICHAEL	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GILBERT	RIYLA	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GILL	ALBERT	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GILMAN	RENEE	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GILMORE	NOA	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GIRARD	LAURA	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GLICKSTEIN	SAMUEL A	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GLOVER	MECCA	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GLOVER	SHONTIQU	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GOLDBERG	CAROLL	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GOLDMAN	JACOB L	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GOLDOF	JACQUELI	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GOMEZ	GERLADIN	9POLL	\$1.0000	APPOINTED	YES	10/04/18	300
GONZALEZ	ARMANDO	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GONZALEZ	EMILY F	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GONZALEZ	LISA Y	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GONZALEZ	MARIA E	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GONZALEZ	OLGA	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GONZALEZ	PAOLA	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GONZALEZ	ROLANDO L	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GORGONI	ANTHONY	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GRADY	WILLIAM H	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GRAY	SHIRLEY	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GRAZIANO	NAYSEAL	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GREEN	ANGELIQU	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GREEN	KASHANE T	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GREEN	VALANDIA	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GREEN	VANNESSA	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GREENBERG	SHERRY A	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GREENE	DONALD A	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GREGA	BRANDON A	9POLL	\$1.0000	APPOINTED	YES	10/11/18	300
GREY	LARRY	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GRIFFRIN	AUDREY	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300

BOARD OF ELECTION POLL WORKERS
FOR PERIOD ENDING 10/19/18

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE	AGENCY
GUERRERO	CELIA	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GUO	JUANHONG	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GUO	SIBO	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GUTIERREZ	RAQUEL C	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GUZMAN	JULIA	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
GUZMAN	KRISTY L	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
HA	JUDY	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
HACKETT	CAITLIN	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
HALL	ROY M	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
HALL-WILLIAMS	SHATEE C	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
HALLASY	PAUL	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
HAMPTON	AYANNA D	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
HAN	HILLARY	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
HANCOCK	IGNACIO	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
HAQUE	MD FAZLU	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
HARDMAN	ELENI	9POLL	\$1.0000	APPOINTED	YES	09/16/18	300
HAREWOOD	ERROL J	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
HARGROVE	BEULAH	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
HARGROVE	GLENDA N	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
HARLEY	DAVID A	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300
HARMON	BRENDA	9POLL	\$1.0000	APPOINTED	YES	01/01/18	300

LATE NOTICE

EDUCATIONAL CONSTRUCTION FUND

MEETING

The Trustees and Executive Director of the New York City Educational Construction Fund, hereby provide notice of its Meeting to be held on Friday, December 14, 2018. This meeting will take place, at the offices of the New York City Department of Education, 52 Chambers Street, New York, NY, in the 2nd Floor, Conference Room. The meeting time is 9:30 A.M.

For information contact Cynthia Wong, at (718) 472-8285.

Accessibility questions: Cynthia Wong, cwong@nycsca.org, by: Thursday, December 13, 2018, 3:00 P.M.



d7-14

CONTRACT AWARD HEARINGS

NOTE: LOCATION(S) ARE ACCESSIBLE TO INDIVIDUALS USING WHEELCHAIRS OR OTHER MOBILITY DEVICES. FOR FURTHER INFORMATION ON ACCESSIBILITY OR TO MAKE A REQUEST FOR ACCOMMODATIONS, SUCH AS SIGN LANGUAGE INTERPRETATION SERVICES, PLEASE CONTACT THE MAYOR'S OFFICE OF CONTRACT SERVICES (MOCS) VIA E-MAIL AT DISABILITYAFFAIRS@MOCS.NYC.GOV OR VIA PHONE AT (212) 788-0010. ANY PERSON REQUIRING REASONABLE ACCOMMODATION FOR THE PUBLIC HEARING SHOULD CONTACT MOCS AT LEAST THREE (3) BUSINESS DAYS IN ADVANCE OF THE HEARING TO ENSURE AVAILABILITY.



SMALL BUSINESS SERVICES

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Special Contract Public Hearing, will be held on Wednesday, December 19, 2018, at 1 Centre Street, 20th Floor, Conference Room B, Borough of Manhattan, commencing at 11:00 A.M. on the following:

IN THE MATTER OF a proposed contract between the New York City Department of Small Business Services (SBS), and the contractor listed below, to provide online course for construction safety training Citywide. The term of the contract shall be for twelve months from notice to proceed.

Contractor/Address	Amount	E-PIN #
Advance Online Solutions Inc. 1811 Bering Drive, Suite 430 Houston, TX 77057	\$600,000.00	80118N0002001

The proposed contractor has been selected by Negotiated Acquisition, pursuant to Section 3-04 (b)(2)(i)(D) of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection, at the Department of Small Business Services, 110 William Street, 7th Floor (Procurement Unit), New York, NY 10038, from December 7, 2018 to December 19, 2018, excluding weekends and holidays, from 9:00 A.M. to 5:00 P.M.

Anyone who wishes to speak at this public hearing should request to do so in writing. The written request must be received by the Agency within five (5) business days after publication of this notice. Written requests to speak should be sent to Mr. Daryl Williams, Agency Chief Contracting Officer, Department of Small Business Services, 110 William Street, 7th Floor, New York, NY 10038, or email to procurementhelpdesk@sbs.nyc.gov.



d7