



THE CITY RECORD

Official Journal of The City of New York

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THE CITY RECORD

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PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

BOROUGH PRESIDENT - QUEENS

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a special Borough Board Meeting will be held by the Borough President of Queens, Donovan Richards, on Monday, June 26, 2023 starting at 5:30 P.M. The meeting will take place in the Borough President's Conference Room at 120-55 Queens Boulevard, Kew Gardens, NY 11424.

The Borough Board intends to vote on the following item:

CITYWIDE - ULURP #N230113 ZRY - IN THE MATTER OF an application submitted by the New York City Department of City Planning pursuant to Sections 197-c and 201 of the New York City Charter for zoning text amendments to 214 Sections (12, 13, 16, 22-26, 32-37, 42, 44, 52, 54, 62-64, 66, 73, 75, 78, 81, 82, 84-88, 91-93, 97, 98, 101, 104, 107, 109, 111, 114-118, 121, 124, 125, 126, 128, 131, 133-136, 139, 141-143) of the NYC Zoning Resolution to remove impediments to, and expand opportunities for, decarbonization projects within all zoning districts, and across all 59 of the City's Community Districts.

Accessibility questions: vgarvey@queensbp.org, by: Wednesday, June 21, 2023, 12:00 P.M.



j20-26

CITY COUNCIL

■ PUBLIC HEARINGS

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

The Subcommittee on Zoning and Franchises will hold a public hearing, accessible remotely and in person at 250 Broadway, 14th Floor, New York, NY 10007, on the following matters commencing at 10:00 A.M. on June 28, 2023. The hearing will be live-streamed on the Council's website at <https://council.nyc.gov/live/>. Please visit <https://council.nyc.gov/land-use/> in advance for information about how to testify and how to submit written testimony.

43RD AVENUE DEMAPPING

QUEENS CB - 11

C 210323 MMQ

Application submitted by Anthony Lim 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:

1. the elimination, discontinuance and closing of a portion of 43rd Avenue between 222nd Street and 223rd Street;
2. the adjustment of grades and block dimensions necessitated thereby;

including authorization for any acquisition or disposition of real property related thereto, in accordance with Map No. 5036 dated June 21, 2022, and signed by the Borough President.

OCEAN CREST REZONING

QUEENS CB - 14 C 230041 ZMQ

Application submitted by TCB Beach Channel Drive Limited Partnership pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 31a by changing from an R4-1 District to an R6A District property bounded by Ocean Crest Boulevard, a line 175 feet northeasterly of Beach 32nd Street, a line 100 feet southeasterly of Ocean Crest Boulevard, a line 250 feet southwesterly of Hartman Lane, Beach Channel Drive, and Beach 32nd Street, as shown on a diagram (for illustrative purposes only) dated January 30, 2023, and subject to the conditions of CEQR Declaration E-702.

OCEAN CREST REZONING

QUEENS CB - 14 N 230042 ZRQ

Application submitted by TCB Beach Channel Drive Limited Partnership 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 Area**

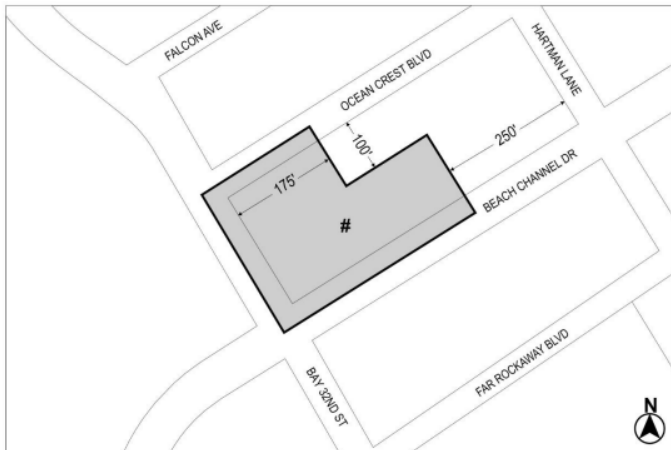
* * *

**QUEENS
 Queens Community District 14**

* * *

Map 5 - [date of adoption]

[PROPOSED MAP]



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

Portion of Community District 14, Queens

* * *

7120 NEW UTRECHT REZONING

BROOKLYN CB - 11 C 230001 ZMK

Application submitted by 7120 New Utrecht LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 22d:

1. eliminating from within an existing R5 District a C2-2 District bounded by 71st Street, New Utrecht Avenue, 72nd Street and a line 100 feet northwesterly of New Utrecht Avenue; and
2. changing from an R5 District to a C4-4L District property bounded by 71st Street, New Utrecht Avenue, 72nd Street, a line perpendicular to the northeasterly street line of 72nd Street distant 140 feet northwesterly (as measured along the street

line) from the point of intersection of the northeasterly street line of 72nd Street and the northwesterly street line of New Utrecht Avenue, a line midway between 71st Street and 72nd Street, and a line perpendicular to the southwesterly street line of 71st Street distant 80 feet northwesterly (as measured along the street line) from the point of intersection of the southwesterly street line of 71st Street and the northwesterly street line of New Utrecht Avenue;

Borough of Brooklyn, Community District 11, as shown on a diagram (for illustrative purposes only) dated January 30, 2023, and subject to the conditions of CEQR Declaration E-704.

7120 NEW UTRECHT REZONING

BROOKLYN CB - 11 C 230002 ZRK

Application submitted by 7120 New Utrecht 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**

* * *

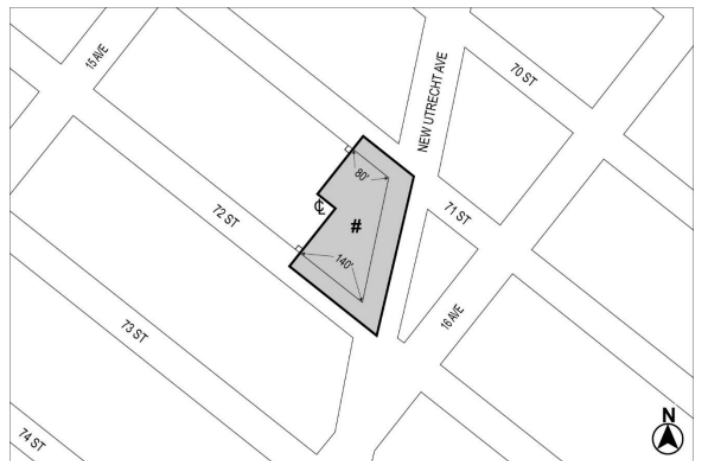
BROOKLYN

* * *

Brooklyn Community District 11

* * *

Map 3 - [date of adoption]



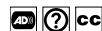
█ Mandatory Inclusionary Housing Program Area see Section 23-154(d)(3)
 Area # - [date of adoption] MIH Program Option 1 and Option 2

Portion of Community District 11, Brooklyn

* * *

For questions about accessibility and requests for additional accommodations, please contact swerts@council.nyc.gov or nbenjamin@council.nyc.gov or (212) 788-6936 at least three (3) business days before the hearing.

Accessibility questions: Kaitlin Greer, kgreer@council.nyc.gov, by: Friday, June 23, 2023, 3:00 P.M.



• j22-28

CITY PLANNING COMMISSION

■ PUBLIC HEARINGS

The City Planning Commission will hold a public hearing accessible both in-person and remotely via the teleconferencing application Zoom, at 10:00 A.M. Eastern Daylight Time, on Wednesday, June 28, 2023, regarding the calendar items listed below. The public hearing will be

held in person in the NYC City Planning Commission Hearing Room, Lower Concourse, 120 Broadway, New York, NY. Anyone attending the meeting in-person is encouraged to wear a mask.

The meeting will be live streamed through Department of City Planning's (DCP's) website and accessible from the following webpage, which contains specific instructions on how to observe and participate, as well as materials relating to the meeting: https://www.nyc.gov/site/nycengage/events/city-planning-commission-public-meeting/428790/1

Members of the public attending remotely should observe the meeting through DCP's website. Testimony can be provided verbally by joining the meeting using either Zoom or by calling the following number and entering the information listed below:

877 853 5247 US Toll-free
888 788 0099 US Toll-free

253 215 8782 US Toll Number
213 338 8477 US Toll Number

Meeting ID: 618 237 7396
[Press # to skip the Participation ID]
Password: 1

To provide verbal testimony via Zoom please follow the instructions available through the above webpage (link above).

Written comments will also be accepted until 11:59 P.M., one week before the date of vote. Please use the CPC Comments form that is accessible through the above webpage.

Please inform the Department of City Planning if you need a reasonable accommodation, such as a sign language interpreter, in order to participate in the meeting. The submission of testimony, verbal or written, in a language other than English, will be accepted, and real time interpretation services will be provided based on available resources. Requests for a reasonable accommodation or foreign language assistance during the meeting should be emailed to [AccessibilityInfo@planning.nyc.gov] or made by calling [212-720-3508]. Requests must be submitted at least five business days before the meeting.

BOROUGH OF THE BRONX
Nos. 1 - 3
893 EAGLE AVENUE REZONING

CD 3 C 220334 ZMX

IN THE MATTER OF an application submitted by the Housing Options and Geriatric Association Resources, Inc. pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 6c, changing from an R6 District to a R7- 2 District property bounded by a line 100 feet northerly of East 161st Street, Eagle Avenue, East 161st Street and a line midway between Third Avenue and Eagle Avenue, as shown on a diagram (for illustrative purposes only) dated February 13, 2023, and subject to the conditions of CEQR Declaration E-667.

No. 2

CD 3 N 220335 ZRX

IN THE MATTER OF an application submitted by Housing Options and Geriatric Association Resources, Inc. (H.O.G.A.R., Inc.) pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying APPENDIX F for the purpose of establishing a Mandatory Inclusionary Housing area.

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

* * *

APPENDIX F
Inclusionary Housing Designated Areas and Mandatory Inclusionary Housing Areas

* * *

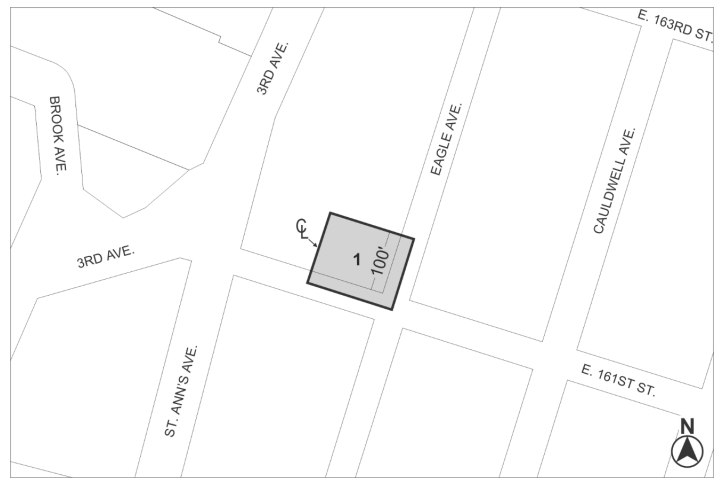
THE BRONX

* * *

The Bronx Community District 3

* * *

Map 2 - [date of adoption]



Mandatory Inclusionary Housing Area (see Section 23-154(d)(3))

Area 1 - [date of adoption] - MIH Program Option 1 and Option 2

Portion of Community District 3, The Bronx

* * *
No. 3

CD 3 C 220336 ZSX

IN THE MATTER OF an application submitted by the Housing Options and Geriatric Association Resources, Inc. pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-903 of the Zoning Resolution to modify the requirements of 24-111 (Maximum Floor Area Ratio for Certain Community Facility Uses) to permit the allowable community facility floor area ratio of Section 24-11 (Maximum Floor Area Ratio and Percentage of Lot Coverage) to apply to a non-profit institution with sleeping accommodations, in connection with a proposed 11-story building on property located at 893 Eagle Avenue (Block 2620, Lots 49, 50, 52 & 56), in an R7-2* District.

*Note: This site is proposed to be rezoned by changing an R6 District to an R7-2 District under a concurrent related application for a Zoning Map change (C 220334 ZMX).

Plans for this proposal are on file with the City Planning Commission and may be seen on the Zoning Application Portal at https://zap.planning.nyc.gov/projects/P2018X0270, or at the Department of City Planning, 120 Broadway, 31st Floor, New York, NY 10271.

BOROUGH OF BROOKLYN
Nos. 4 & 5
1233 57th STREET REZONING
No. 4

CD 12 C 230117 ZMK

IN THE MATTER OF an application submitted by 1233 57 ST. LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 22c by changing from an R5 District to an R6A District property bounded by a line midway between 56th Street and 57th Street, a line 150 feet westerly of 13th Avenue, 57th Street, and a line 440 feet westerly of 13th Avenue as shown on a diagram (for illustrative purposes only) dated February 27, 2023, and subject to the conditions of CEQR Declaration E-709.

No. 5

CD 12 N 230118 ZRK

IN THE MATTER OF an application submitted by 1233-57 ST. 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

* * *

BROOKLYN

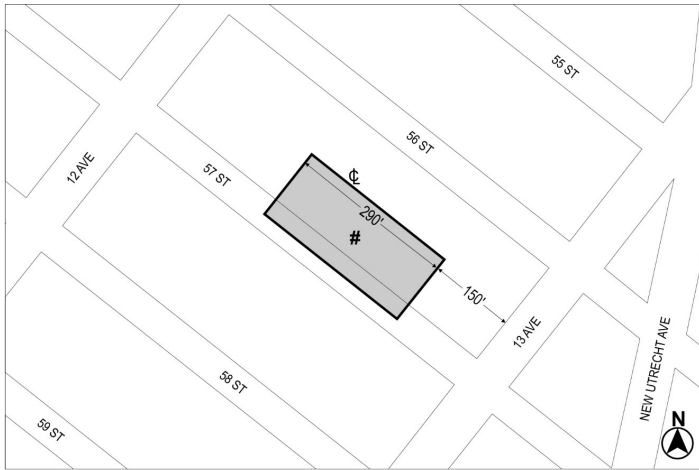
* * *

Brooklyn Community District 12

* * *

[PROPOSED MAP]

Map 5 – [date of adoption]



Mandatory Inclusionary Housing Program Area see Section 23-154(d)(3)

Area # — [date of adoption] MIH Program Option 1 and Option 2

Portion of Community District 12, Brooklyn

* * *

BOROUGH OF MANHATTAN

No. 6

262 FIFTH AVENUE

CD 5 C 230094 ZSM

IN THE MATTER OF an application submitted by Five Points 262 Project LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of special permits pursuant to Sections 13-45 (Special Permits for Additional Parking Spaces) and 13-451 (Additional parking spaces for residential growth) of the Zoning Resolution to allow an automated accessory off-street parking facility with a maximum capacity of 23 spaces on portions of the ground floor, cellar, sub-cellar level 1 and sub-cellar level 2, of a proposed residential building at 262 Fifth Avenue (Block 830, Lot 44), on a zoning lot located at 254-262 Fifth Avenue (Block 830, Lots 40, 41, 42, 44), in C5-2 and M1-6 Districts.

Plans for this proposal are on file with the City Planning Commission and may be seen on the Zoning Application Portal at <https://zap.planning.nyc.gov/projects/2022M0352>, or the Department of City Planning, 120 Broadway, 31st Floor, New York, NY 10271-0001.

BOROUGH OF STATEN ISLAND

No. 7

SOUTH RICHMOND ZONING RELIEF

CD 3 N 230112 ZRR

IN THE MATTER OF an application submitted by New York City Department of City Planning, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying provisions of Article X, Chapter 7 (Special South Richmond Development District) and related Sections.

Matter underlined is new, to be added;

Matter ~~struck out~~ is existing, to be deleted;

Matter within # # is defined in

Section 12-10, 66-11 or 107-01;

* * * indicates where unchanged text

appears in the Zoning Resolution.

ARTICLE I

GENERAL PROVISIONS

Chapter 1

Title, Establishment of Controls and Interpretation of Regulations

* * *

11-45

Authorizations or Permits in Lower Density Growth Management Areas

The provisions of this Section shall apply within #lower density growth management areas#.

(a) Notwithstanding the provisions of N 040414 ZRY, pertaining

to #lower density growth management areas#, and subject to the provisions of Section 11-30 (BUILDING PERMITS ISSUED BEFORE EFFECTIVE DATE OF AMENDMENT) with respect to amendments of this Resolution other than N 040414 ZRY, Section 11-42 (Lapse of Authorization or Special Permit Granted by the City Planning Commission Pursuant to the 1961 Zoning Resolution) and Section 11-43 (Renewal of Authorization or Special Permit), the following provisions shall apply with respect to special permits and authorizations granted by the City Planning Commission or for which certification or referral for public review has been made prior to August 12, 2004:

(1)(a) Any #development# or #enlargement#, including minor modifications thereto, granted a special permit or authorization by the Commission and, where applicable, the City Council, prior to August 12, 2004, may be #developed# or #enlarged# pursuant to the terms of such permit or authorization and, to the extent not modified under the terms of such permit or authorization, in accordance with the regulations in effect at the time such permit or authorization was granted.

(2)(b) Any application for a special permit certified by the Department of City Planning or application for an authorization referred by the Department of City Planning for public review prior to May 24, 2004, may be continued pursuant to the regulations in effect at the time of certification or referral and, if granted by the Commission and, where applicable, the City Council, may be #developed# or #enlarged# pursuant to the terms of such permit or authorization, including minor modifications thereto and, to the extent not modified under the terms of such permit or authorization, in accordance with the regulations in effect at the time such application was certified or referred for public review.

(b) Notwithstanding the provisions of N040414ZRY, the following provisions shall apply to certain #developments# within the #Special South Richmond Development District#:

(1) #Developments#, including minor modifications thereto, within the #Special South Richmond Development District# that contain #designated open space# and a portion of the #waterfront esplanade#, where such #development# is conditioned upon a restrictive declaration that includes a site plan for such #development#, including provisions for public access to such #designated open space# and #waterfront esplanade#, may be #developed# in accordance with the regulations in effect prior to August 12, 2004.

(2) #Developments# within the #Special South Richmond Development District# accessed, in part, by #private roads# and consisting, in part, of construction within #streets# that are unimproved, and for which a conservation easement has been granted to the City, and for which the Board of Standards and Appeals has granted a permit pursuant to Section 35 of the General City Law, or its successor, and an application for an authorization for such #development# has been filed pursuant to paragraph (a) of Section 26-27 (Waiver of Bulk Regulations Within Unimproved Streets) prior to May 1, 2004, may be #developed# in accordance with the regulations in effect prior to August 12, 2004.

* * *

ARTICLE X

SPECIAL PURPOSE DISTRICTS

Chapter 7

Special South Richmond Development District

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107-00
GENERAL PURPOSES

The “Special South Richmond Development District” established in this Resolution is designed to promote and protect public health, safety, general welfare and amenity. These general goals include, among others, the following purposes:

- (a) to guide future development in accordance with the Land Use Plan for South Richmond and the Capital Improvement Plan for the Special District area;
- (b) to promote balanced land use and development of future land uses and housing in the Special District area, including private and public improvements such as schools, transportation, water, sewers, drainage, utilities, open space and recreational facilities, on a schedule consistent with the City’s Capital Improvement Plan and thereby provide public services and facilities in the most efficient and economic manner, and to ensure the availability of essential public services and facilities for new development within the area;
- (c) to avoid destruction of irreplaceable natural and recreational resources such as lakes, ponds, watercourses, beaches and natural vegetation and to maintain the natural ecological balance of the area with minimum disruption of natural topography, trees, lakes and other natural features; and
- (d) to promote the most desirable use of land in the South Richmond area and thus to conserve the value of land and buildings and thereby protect the City’s tax revenues.

**107-01
Definitions**

Definitions specially specifically applicable in this Chapter are set forth in this Section. The definitions of other defined terms are set forth in Section 12-10 (DEFINITIONS).

Area of no disturbance

An “area of no disturbance” is an area designated on a site plan or #area plan# to be protected from #site alteration#, except for new native planting. An #area of no disturbance# shall contain natural features including, but not limited to, trees, natural topography, #designated open space#, and aquatic features.

#Plan review sites# may include safeguards such as an #area of no disturbance# to define areas where #site alterations# shall not be proposed.

Area plan

An “area plan” is a proposed layout for a #zoning lot# subdivision with traffic circulation, including curb cuts on #arterials#; access easements; #areas of no disturbance#; #wetland-adjacent areas#; areas of #designated open space#; #building# envelopes; required #building# setbacks within proposed #zoning lots# in #Residence Districts#; and any other information prescribed by the City Planning Commission.

Arterial

An “arterial” is a #street# designated as an #arterial# listed in Section 107-25 107-24 (Special Regulations Along Certain Streets for Arterials or Railroads Rights of Way) whose function is primarily the accommodation of through vehicular traffic and to which special provisions of this Chapter apply. All such #arterials# are shown on the District Plan, Map 2 in Appendix A, which is hereby incorporated as an integral part of the provisions of this Chapter.

Caliper (of a tree)

“Caliper” of a tree is the diameter of a tree trunk measured 4 feet, 6 inches from the ground. If a tree splits into multiple trunks below this height, the trunk is measured at its narrowest point beneath the split. For trees with a diameter of less than three inches measured 4 feet, 6 inches from the ground, the #caliper# shall be measured 12 inches from the ground.

Development

For the purposes of this Chapter, a “development” includes a #development# as defined in Section 12-10 (DEFINITIONS), the #enlargement# of a non-#residential building#, or the #enlargement# of a #residential use# that involves the addition of one or more #dwelling units#.

To “develop” is to create a #development#.

Designated open space

“Designated open space” is a portion of the #open space network# located on a #zoning lot# as shown on the District Plan (Map 3 in Appendix A), and is to be preserved in its natural state in accordance with the provisions of the #Special South Richmond Development District#.

Detached

For the purposes of this Chapter a “detached” #building# is a #building# surrounded by #yards# or other open area on the same #zoning lot# or is a #building# #abutting# a #street line# which is surrounded by #yards# or open area on the same #zoning lot# except where the #building# #abuts# the #street line#.

Drainage scheme

A “drainage scheme” is a plan for a system of storm sewers and/or sanitary sewers intended to serve a #development# which is submitted to the Department of Environmental Protection for review and approval.

Open space network

The “open space network” is a planned system of #open spaces# as shown on the District Plan (Map 3 in Appendix A), which includes #public parks#, #park streets#, #designated open space#, and the #waterfront esplanade#.

Park street

A “park street” is a #street# designated as such in Section 107-25 (Special Regulations Along Certain Streets or Railroads) and whose primary function is to provide connecting links for pedestrians and cyclists between portions of the #open space network# and to which special provisions of this Chapter apply. #Park streets# shall be designated to provide limited vehicular access.

Plan review site

A “plan review site” is any #zoning lot# that contains one or more acres, where there is a proposed #development, #enlargement#, #site alteration#, or subdivision of such #zoning lot# into two or more #zoning lots#.

Sewer acceptance

A “sewer acceptance” is the acceptance by the Department of Environmental Protection of a system of storm and/or sanitary sewers which were built in accordance with an approved #drainage scheme# intended to serve a #development#.

Site alteration

A “site alteration” is an alteration on any vacant tract of land, #land with minor improvements# or any tract of land containing #buildings or other structures#, which includes land contour work, permanent topographic modifications, removal of topsoil, removal of trees of six-inch caliper or more, excavating, filling, dumping, changes in existing drainage systems, improvements in public rights-of-way, whether or not a permit is required from the Department of Buildings, the Department of Transportation or other public agencies. A #site alteration# shall include any land operation within #designated open space#.

Tree credit

A “tree credit” is a credit for preserving an existing tree or for planting a new tree which is counted towards tree requirements.

Waterfront esplanade

The “waterfront esplanade” is a pedestrian way to be provided for public #use# within the #open space network# along the Raritan Bay waterfront, as shown on the District Plan (Map 3 in Appendix A).

Wetland-adjacent area

A “wetland-adjacent area” is an area that #abuts# an aquatic feature and which is under the jurisdiction of the New York State Department of Environmental Conservation (NYSDEC).

107-02

General Provisions

In harmony with the general purpose and intent of this Resolution and the general purpose of the #Special South Richmond Development District#, the regulations of the districts upon which this Special District is superimposed are supplemented or modified in accordance with the provisions of this Chapter. Except as modified by the express provisions of this Chapter, the regulations of the underlying districts remain in effect. In #flood zones#, or for #transit-adjacent sites#, as defined in Section 66-11 (Definitions), in the event of a conflict between the provisions of this Chapter and the provisions of Article VI, Chapter 4 (Special Regulations Applying in Flood Hazard Areas), or Article VI, Chapter 6 (Special Regulations Applying Around Mass Transit Stations), the provisions of Article VI shall control.

Property within the jurisdiction and control of the Department of Environmental Protection shall be exempt from the provisions of this Chapter where such property is an existing or planned portion of the Staten Island Bluebelt intended to support best management practices of stormwater.

In addition to applicability as provided in Section 11-10 (ESTABLISHMENT AND SCOPE OF CONTROLS, ESTABLISHMENT OF DISTRICTS, AND INCORPORATION OF MAPS), the provisions of this Chapter shall apply to #site alterations# or subdivision of #zoning lots#, except:

- (a) — public improvement projects for which preliminary design contracts were approved by the Board of Estimate prior to January 2, 1975, or for which title was vested by the City prior to September 11, 1975; and
- (b) — any #large-scale development# for which an authorization or special permit was granted prior to September 11, 1975. For the purposes of this Chapter, the City Planning Commission may extend such authorization or special permit for a renewable term of one year provided that the Commission finds that the facts upon which the authorization or special permit was granted have not substantially changed and that the adoption of this amendment shall not constitute a substantial change of fact.

For all #developments# located within areas D, F or K as shown on the District Plan (Map 4 in Appendix A), the applicant shall obtain from the Commission a certification indicating that the #development# complies with the approved South Richmond Development Plan. As a condition for such certification, the Commission shall find that:

- (1) — the minimum #lot area# for any #commercial# #development# is at least two acres;
- (2) — vehicular access and egress for the #development# is arranged so that it affords the best means of controlling the flow of traffic generated by such #development#; and

(3) — due consideration has been given to relate the proposed #development# to the character of the surrounding area by providing suitable buffering, landscaping and #building# setbacks.

For such certification, the applicant shall submit to the Commission a site plan and drawings depicting the proposed #buildings# and location of off-street parking facilities, curb cuts and pedestrian walkways. For #residential uses# within Area K, the #bulk# and parking regulations of R3-2 Districts, as modified by this Chapter, shall apply.

**107-03
Requirements for Certification, Authorization or Special Permit Application**

An application to the City Planning Commission for a certification, authorization or special permit respecting a #development#, #enlargement#, or #site alteration# shall include a survey map, prepared by a licensed land surveyor and dated no more than two years prior to the date of filing an application, showing:

- (a) existing topography at two foot contour intervals;;
- (b) the location of all existing #buildings or other structures#, and the location of all proposed #buildings or other structures#;;
- (c) the location of individual existing trees of six inch caliper or more;;
- (d) the location of any elements of the #open space network# on or adjacent to the #zoning lot#; and
- (e) the location of any #wetland-adjacent areas#, streams, and natural watercourses;

and such other information as may be required by the Commission for its determination as to whether or not the certification, authorization or special permit is warranted.

**107-05
Relationship to Public Improvement Projects**

In all cases, the City Planning Commission shall deny a special permit, authorization or certification application whenever a #development# will interfere with a public improvement project (including, without limitation, housing, highways, public #buildings# or facilities, redevelopment or renewal projects, or rights-of-way for sewers, transit or other public facilities) which is approved by or pending before the Board of Estimate, City Planning Commission or Site Selection Board.

**107-06
District Plan (Appendix A)**

The District Plan for the #Special South Richmond Development District# shows the #open space network#, #designated open space#, #park streets#, #waterfront esplanade#, and #building# setback lines. The elements of the District Plan are set forth in Appendix A, which is hereby incorporated as an integral part of the provisions of this Chapter.

**107-07
Tree Selection (Appendix B)**

Where planting of trees is required by the provisions of this Chapter, the selection of trees for their planting shall be in accordance with the Tree Selection Table set forth in Appendix B, which is hereby incorporated as an integral part of the provisions of this Chapter.

**107-08
Future Subdivision of Certain Plan Review Sites**

Within the Special District, any #zoning lot# existing on September 11, 1975, may be subdivided into two or more #zoning lots# provided that the existing topography, all individual trees of six inch caliper or more and all land located within a #designated open space#, to the greatest extent possible, are preserved under future #development# options.

Any subdivision of a #plan review site# that is proposed to take place within the Special District after September 11, 1975, shall be filed with the Department of City Planning Commission, and the Chairperson of the City Planning Commission shall certify that such subdivision of such #plan review site# complies with the approved South Richmond Plan and the above objective.

- (a) does not contain, or have frontage along, any District Plan Element listed in Section 107-20 (DISTRICT PLAN ELEMENTS), inclusive;

- (b) does not contain a #wetland-adjacent area#;
- (c) does not exceed the rate of two #tree credits# per 1,000 square feet of lot area; and
- (d) does not have a violation for tree removal without prior permission or approval and no trees been removed since [date of adoption] unless permitted pursuant to Section 107-312 (Regulations within plan review sites).

In the case of a subdivision which does not comply with the above conditions, subdivision of such #plan review site# shall not be permitted unless authorized by the Commission pursuant to Section 107-64 (Future Subdivision of Certain Plan Review Sites). of a tract of land containing #designated open space#, a site plan indicating the distribution of #bulk# for the individual #zoning lots# shall be submitted to the Commission. Such approved subdivision shall then be recorded in the land records and indexed against all #zoning lots#.

The subdivision plan for the #plan review site# shall include a survey map indicating existing topography at two foot contour intervals, all individual trees of six inch #caliper# or more, and the location of #designated open space# or any #wetland-adjacent area# within the area. When a #zoning lot# existing on September 11, 1975, is more than five acres and is intended to be subdivided, an area plan of the entire subdivision shall be filed with the Commission. The area plan shall include the proposed vehicular circulation system within the area, #block# and lot layouts and any other information required by the Commission.

For the purpose of applying the provisions of this Section, a subdivision includes reconfiguration of a #zoning lot# in a manner that would change its area or any dimension of such #zoning lot#.

**107-09
Applicability of Article VI**

* * *

**107-10
GENERAL SPECIAL REQUIREMENTS**

**107-11
Special Requirements for Application**

Prior to the approval of any application to the Department of Buildings for For a #site alteration#, or a #development#, or #enlargement#, no certificate of occupancy or sign-off of a permit, as applicable, shall be issued by the Department of Buildings until the planting requirements of the following provisions, as applicable, have been satisfied, and reflected on an as-built survey, tree schedule, or any such information as may be required:

Section 107-32 (Tree Requirements)

Section 107-48 (Special Landscaping and Buffering Provisions)

the applicant shall file applications with the appropriate City agency requesting the certifications required in Section 107-12 (Public Facilities):

Any application to the Department of Buildings for a #site alteration# or #development# shall include a survey map or maps prepared by a licensed land surveyor showing, for the site, existing topography at two foot contour intervals and the locations, names and calipers of all existing trees of six inch caliper or more and; for any #development#, the application shall also include certifications from the appropriate City agencies as required by Section 107-12.

However, the requirements of a survey map at two foot contour intervals shall not apply to #zoning lots# 4,000 square feet or less owned separately and individually from all other adjoining #zoning lots# on September 11, 1975, and on the date of filing such application.

However, when a #zoning lot# which was owned separately and individually from all other adjoining #zoning lots# existing prior to January 2, 1975, is proposed to be #developed# with one #single# or #two-family# #detached# #residence#, the certification reports of Section 107-12 shall not be required, but the provisions of local laws shall apply. When a permit for land contour work, storm water drainage systems or other #site alteration# work is required from the Department of Transportation or Department of Environmental Protection or when a public agency requires a #site alteration# on either privately or City-owned land, the public agency involved shall, prior to initiating or issuing a permit for such site work, notify the Department of Buildings.

The Department of Buildings and the public agency involved shall jointly determine that the proposed #site alteration# work is consistent with the provisions of Sections 107-31 (Topographic Regulations), 107-32 (Tree Regulations) and 107-25 (Special Regulations along Certain Streets and Railroads). In case of non-agreement, the provisions of Section 107-91 (Inter-agency Coordination) shall apply.

107-12

Public Facilities

107-121

Public schools

For any #development# containing #residential uses#, the Department of Buildings shall be in receipt of a certification from the Chairperson of the City Planning Commission which certifies that sufficient #school# capacity exists to accommodate the anticipated primary and intermediate public school children of the #development#. All applications for certification pursuant to this Section shall be referred by the Chairperson of the Commission to the Board of Education.

The Board of Education shall issue a report concerning the availability of #school# capacity within 60 days after receipt of the application. The Chairperson of the Commission shall respond within 90 days after receipt of an application. The report shall specify the following:

- (a) whether or not #school# space is available;
- (b) if #school# space is not available, the report shall include:
 - (1) the number of seats required;
 - (2) the grade organization;
 - (3) the location of the #school#;
 - (4) the size of #school# (sq. ft. per pupil); and
 - (5) the proposed financing mechanism.

For the purposes of this Section, sufficient #school# capacity shall be deemed to exist if:

- (1) such capacity is available in existing #schools#; or
- (2) construction funds have been authorized in the Capital Budget to accommodate anticipated primary and intermediate public school children from the #development# upon its completion or within three years from the date of the Chairperson's certification; or
- (3) sufficient #school# space is to be provided by the applicant under a plan jointly approved by the Chairperson of the Commission and Board of Education.

After approval of the Chairperson of the Commission and Board of Education of the applicant's plan to provide the #school# #building#, the certification may be granted either upon approval of a financial agreement by the Board of Estimate or such guarantee of construction with provision for future #school# occupancy as may be accepted by the Board of Education and the Chairperson of the Commission.

However, the Chairperson of the Commission may grant such certification if capacity is not currently available and the Board of Education after consulting with the Community School Board determines that the impact from the #development# will have a minimal effect on the concerned #schools# and includes such statement in their report.

A certification by the Chairperson of the Commission that sufficient capacity will be available in the public #schools#, as set forth in the above circumstances, shall automatically lapse if substantial construction of the foundations of the #development# in accordance with approved plans has not been completed within one year from the date of such certification.

No certification concerning the availability of #school# capacity shall be required for any #development# within a predominantly built up area or within an area for which #drainage schemes# were approved prior to January 1, 1975. For the purposes of this Chapter, a "predominantly built up area" is a #block# having a maximum of four acres which is #developed# with #buildings# on #zoning lots# comprising 75 percent or more of the area of the #block#. All such #buildings# shall have a certificate of occupancy or other evidence acceptable to the Commissioner of Buildings issued not less than three years prior to the date of application for a building permit.

107-20

DISTRICT PLAN ELEMENTS

All land in the #open space network# as shown on the District Plan (Map 3 in Appendix A), except #public parks#, and any #zoning lot# along an #arterial# as shown on the District Plan (Map 2 in Appendix A), are is subject to the provisions of this Section, inclusive.

107-21

Modification of Designated Open Space

* * *

107-22

Designated Open Space

* * *

Within any #designated open space#, removal of trees, alteration of topography, #development# or #enlargement# of active recreational facilities, or the establishment of utility easements may be undertaken only in accordance with the provisions of this Section and Section 107-30 (TOPOGRAPHIC AND TREE NATURAL FEATURE REGULATIONS).

* * *

107-221

Active recreational facilities

#Designated open space# may be used for active recreational facilities provided that the City Planning Commission certifies that such #uses# are compatible with the purposes of the network #open space network# and have minimal impact on tree removal, topographic alterations or drainage conditions.

Active recreational facilities may include swimming pools, tennis courts or facilities and equipment normally found in playgrounds, and shall comply with the #use# regulations of the underlying district.

In the development of active recreational facilities, no individual trees of six-inch #caliper# or more shall be removed except by special authorization of the Commission in accordance with the provisions of Section 107-64 (Removal of Trees) or 107-65 (Modification of Existing Topography) 107-65 (Modification of Natural Feature Regulations). Active recreational facilities shall not be allowed within 60 feet of any watercourse in #designated open space# unless the Commission certifies that a location closer to such watercourse will not adversely affect the natural character of the watercourse or its drainage function. The Commission, where appropriate, shall be guided by the reports from other City agencies involved in land contour work, storm water drainage systems or similar operations.

If the City of New York acquires an easement for public access to any #designated open space# on which a #building# has been, is being or could be in the future, constructed in accordance with the provisions of this Chapter, the City's acquisition of an easement shall not affect the qualifications of the #designated open space# for satisfying #lot area# requirements, #yard# requirements, #floor area# or #lot coverage# restrictions or #open space# requirements as provided in Section 107-224 (Qualification of designated open space as lot area for bulk computations) and shall not be deemed to create a #non-compliance#.

107-222

Public pedestrian ways

For any #site alteration#, #development#, or #enlargement# on a #zoning lot# which contains #designated open space#, the City Planning Commission shall certify whether or not the applicant shall be required to provide a public pedestrian way through a portion of the #designated open space#.

When a public pedestrian way is required, it shall be built and maintained by the owner of the #zoning lot# and shall be accessible to the public at all times. The public pedestrian way shall be improved at the time the #site alteration#, #enlargement#, or #development# takes place, except that for #site alterations# or #developments# on a tract of land less than 1.5 acres, the Commission may allow the applicant to delay the construction of the public pedestrian way if the applicant complies with Section 107-24 (Performance Bond).

The location and dimension of such pedestrian way shall be determined by the Commission. The owner of the #zoning lot# may request the City to take an easement on the property. If the City of New York acquires an easement for public access to any #designated open space# on which a #building# has been, is being or could be in the future, constructed in accordance with the provisions of this Chapter, the City's acquisition of an easement shall not affect the qualifications of the #designated open space# requirements as provided in Section 107-224 (Qualification of designated open space as lot area for bulk computations) and shall not be deemed to create a #non-compliance#.

**107-223
Permitted obstruction in designated open space**

* * *

**107-224
Qualification of designated open space as lot area for bulk computations**

* * *

**107-225
Special bulk regulations for developments containing designated open space**

* * *

**107-226
Zoning lots entirely or substantially within designated open space**

When a #zoning lot# owned separately or individually from all adjoining #zoning lots# prior to January 2, 1975, is located entirely or substantially within #designated open space# and no reasonable development is possible on the #zoning lot#, the owner may request the City to provide, in exchange, a City-owned #zoning lot#.

The #zoning lots# may be exchanged only after an appraisal made by a body consisting of the following:

- (a) one independent fee appraiser appointed by the City;
- (b) one independent fee appraiser appointed by the private property owner, which appraiser may be the same as in paragraph (a) of this Section; and
- (c) if needed to resolve a disagreement between the two appraisers appointed in paragraphs (a) and (b), one independent fee appraiser chosen by mutual agreement between the two individually appointed appraisers.

Such requests for exchange shall be filed by the owner of the #zoning lot# with the City Planning Commission:

If such exchange of #zoning lots# is not feasible under this Section or Section 384-7.0 of the New York City Administrative Code, the City may either acquire such #zoning lot# or permit development to proceed thereon with the minimal modification of the #designated open space# necessary to permit #development# containing #residences#.

**107-23
Waterfront Esplanade**

* * *

**107-24
Performance Bond**

When the provision of the required improvement is to be delayed for a period not to exceed five years from the date of the City Planning Commission certification, the owner of the #zoning lot# shall, prior to obtaining any certificate of occupancy, provide to the Comptroller of the City of New York a performance bond or City securities to ensure the future provision of either the #waterfront esplanade# or the public pedestrian way.

When the required improvement has been constructed, the Comptroller of the City of New York may release the bond or City securities posted to ensure such construction, provided an amount of the bond or City securities to ensure maintenance of the improvement, as set forth in the paragraph above, remains with the Comptroller:

The value of the bond or City securities tendered to ensure the future provision of the improvement shall be at the rate of \$400 per 100-square feet of #waterfront esplanade# and at \$200 per 100-square feet of public pedestrian way, if such bond or securities are tendered prior to January 1, 1980.

At five year intervals after January 1, 1980, the Commission, with the approval of the Board of Estimate, shall establish the new rates for the future provision (and maintenance) of the improvement.

**107-25 107-24
Special Regulations for Arterials Along Certain Streets or Railroads Rights of Way**

Along the following #streets# designated as either #arterials# or #park streets# and identified as such on the District Plan; or along a designated railroad, special regulations relating to restriction of access; and setback of #buildings#; and landscaping apply as set forth in this Section and shown on the District Plan (Map 2 in Appendix A).

Arterials

- Hylan Boulevard
- Woodrow Road
- Amboy Road
- Frontage roads for Richmond Parkway
- Huguenot Avenue
- Page Avenue
- Arthur Kill Road
- Service roads for West Shore Expressway
- Richmond Avenue

Park Streets

- Marcy Avenue from Richmond Parkway to Woodrow Road
- Albee Avenue from Richmond Parkway to Amboy Road
- Grantwood Avenue from Richmond Parkway to Woodrow Road
- Miles Avenue from Arthur Kill Road to Barlow Avenue
- Barlow Avenue from Miles Avenue to Colon Avenue

Railroads

The Staten Island Rapid Transit right-of-way.

In accordance with the primary function of an #arterial# to accommodate vehicular through traffic, access is restricted to #arterials# pursuant to paragraph (a) of Section 107-241 (Special provisions for arterials).

In addition, along portions of #arterials# as indicated on Maps 2.1 through 2.4 (Arterial Setback Plan) in Appendix A of this Chapter, the #building# setback provisions of paragraph (b) of Section 107-241 apply.

**107-251 107-241
Special provisions for arterials**

Along those #streets# designated as #arterials#, the following regulations shall apply:

- (a) Access restrictions

Curb cuts are not permitted along an #arterial# #street# on #zoning lots# with access to a frontage on an improved non-#arterial# #street#. For #zoning lots# with access frontage only to on an #arterial# #street#, one curb cut is permitted along such #arterial# #street#. For purposes of this Section, adjoining #zoning lots# in the same ownership or control on [date of adoption] shall be treated as one #zoning lot#. For any #zoning lot# which includes an #area plan# approved by the City Planning Commission, no curb cut shall be allowed except where a curb cut is designated on such #area plan#. Such access restrictions with regard to curb cuts shall not apply to #schools#, hospitals and related facilities, police stations, or fire stations.

For a #zoning lot# with no less than 100 feet of frontage on an #arterial# #street#, the Commissioner of Buildings may approve curb cuts that exceed the access restrictions listed above where the Commissioner of Transportation submits a letter certifying that such additional curb cuts are necessary to avoid adverse effects on the traffic operations and safety of the #arterial#, or that such curb cuts will not adversely affect traffic operations and safety on the #arterial# including, but not limited to, all curb cut locations on an #arterial# #street# by either implementing a traffic pattern serving right-turn only movements or the implementation of traffic signalization, or other reasons acceptable to the Commissioner of Transportation.

For #zoning lots# with access only to a #arterial street#, the City Planning Commission may, by certification, approve additional curb cuts for access to such #arterial street# when necessary to avoid adverse effects on the traffic flow of the #arterial#.

For #zoning lots# with access to both #arterial# and non-#arterial streets#, the Commission may authorize one or more curb cuts on the #arterial street#, pursuant to the provisions of Section 107-68 (Modification of Group Parking Facility and Access Regulations):

(b) #Building# setback

Along portions of the #arterials#, as indicated on the District Plan (Maps 2.1 through 2.4 in Appendix A of this Chapter), a 20 foot #building# setback shall be provided for the full length of the #front lot line# #abutting# such #arterial#. The front #building# setback area shall be unobstructed from its lowest level to the sky except as permitted by this Section. Where a front #building# setback area at least 35 feet in depth is provided, such setback area may be used for required #accessory# off-street parking or loading facilities. No portion of such required setback area may be used for open storage.

In the case of the service roads of the West Shore Expressway, a 30 foot #building# setback shall be provided and required off-street parking and loading facilities are permitted within such setback. Within the required front #building# setback, there shall be provided one tree of three-inch #caliper# or more, pre-existing or newly planted, for each 400 square feet of such front open area, unless waived pursuant to the provisions of paragraph (c) of Section 107-483 (Planting and screening for parking areas). The trees shall be selected in accordance with the provisions of Section 107-32 (Tree Requirements) the table set forth in Appendix B.

**107-252
Special provisions for park streets**

For those #streets# designated as #park streets#, the following regulations shall apply:

(a) Access restrictions

No curb cuts are permitted on such #streets# except that one curb cut is permitted for any #residential#, #community facility# or #commercial# #use# whose #zoning lot# has frontage only on a #park street#. For purposes of this Section, adjoining #zoning lots# in the same ownership shall be treated as one #zoning lot#.

For #zoning lots# with access to both #park streets# and non-#park streets#, the City Planning Commission may authorize one or more curb cuts on the #park street#, pursuant to the provisions of Section 107-68 (Modification of Group Parking Facility and Access Regulations):

(b) Landscaping

One tree of at least three inch caliper, pre-existing or newly planted, shall be provided for each 400 square feet of area of the #street# sidewalk area. Trees shall be selected in accordance with the table set forth in Appendix B and shall be planted in the #street# sidewalk area.

(c) Development and maintenance responsibility

The owner of each #development# abutting a #park street# shall have responsibility for landscaping and maintenance of that portion of the #park street# located between the #front lot line# and the curb.

Alternatively, maintenance responsibility may be vested in a properly constituted Home Association or other organization established for this purpose. Those segments of a #park street# which are abutted by land #developed# prior to the effective date of the Special District designation shall be #developed#, landscaped and maintained by the City of New York.

**107-253-107-242
Building setbacks along railroad rights-of-way**

For all #developments# on #zoning lots# immediately adjacent or directly opposite to the Staten Island Rapid Transit right-of-way, a #building# setback of at least 20 feet in depth, unobstructed from its lowest level to the sky, except as permitted herein, shall be provided along the #lot line# immediately adjacent to or directly opposite the right-of-way of such railroad. Such #building# setback shall be measured perpendicular to such #lot line#, as indicated on the District Map.

Within such #building# setback area, unless the area is within a #street# or is waived according to the planting waiver provisions of paragraph (c) of Section 107-483 (Planting and screening for parking areas), there shall be provided one tree of three-inch #caliper# or more, pre-existing or newly planted, for each 400 square feet of such open area. The trees-Tree species shall be selected in accordance with the table set forth in Appendix B Section 107-32 (Tree Requirements).

**107-30
TOPOGRAPHIC AND TREE NATURAL FEATURE REGULATIONS**

Any #development#, #enlargement# resulting in changes to #lot coverage#, or #site alteration# shall comply with the provisions of this Section, inclusive.

All #zoning lots# shall comply with the provisions of Sections 107-31 (General Regulations for Natural Features), inclusive, and 107-32 (Tree Requirements).

In addition, regulations within areas of #designated open space# are set forth in Section 107-311 (Areas within designated open space).

Any #plan review site# shall also comply with the provisions of Section 107-312 (Regulations within plan review sites).

Any application to the Department of Buildings for a #site alteration#, #development#, or #enlargement# shall include a survey map prepared by a licensed land surveyor showing, for the site: existing topography at two-foot contour intervals; the locations, names and #calipers# of all existing trees of six-inch #caliper# or more; the location of any elements of the #open space network#; and the location of any #wetland-adjacent areas#, streams, and natural watercourses.

A site plan for such application shall also include the location of any #area of no disturbance#, proposed paving, and shall identify those trees proposed to be removed and proposed to be preserved.

**107-31
General Topographic Regulations for Natural Features**

Except for any existing topographic natural feature which is unsafe and the removal of which is required by the Department of Buildings to eliminate hazardous conditions, no topographic modifications #site alteration# may take place except as provided in this Section or as authorized by Section 107-65, inclusive.

No modification of topography shall take place within eight feet of a tree that is counted toward minimum #tree credits# pursuant to the provisions of Section 107-32 (Tree Requirements).

Within any #zoning lot# which is not a #plan review site#, tree removal shall be permitted in areas that do not contain #designated open space#, provided that such #zoning lot# complies with the provisions of Section 107-32.

**107-311
Areas within designated open space**

Within #designated open space# on a #zoning lot#, any #site alteration# shall be permitted only by authorization of the City Planning Commission pursuant to Section 107-65 (Modification of Existing Topography Natural Feature Regulations).

**107-312
Areas not within designated open space Regulations within plan review sites**

On any portion of a #zoning lot# #plan review site# not within #designated open space#, #development#, #enlargement#, or #site alteration# of topography shall be permitted only in accordance with the provisions of this Section or by authorization of the City Planning Commission pursuant to the provisions of Section 107-65 (Modification of Natural Feature Regulations) or by certification of the Chairperson of the City Planning Commission pursuant to the provisions of Section 107-51 (Certification of Certain Plan Review Sites).

The ground elevation of land existing on September 11, 1975 [date of adoption], may be modified by up to two feet of cut or fill, provided that such modification shall not result in the destruction of trees of six-inch #caliper# or more, unless authorized pursuant to other provisions of this Chapter. Modification of topography to a greater extent and removal of trees of six-inch #caliper# or more shall only be is permitted:

- (a) in an area designated for within 20 feet of an existing #building's# foundations, driveways, or in an area designated for utilities for a proposed #building# or other structure#; whose location is approved by the Department of Buildings in accordance with the provisions of this Chapter; and
- (b) in order to meet the legal mapped grades of a #street#, the existing topography of that portion of the #zoning lot# abutting such #street# may be modified to create a slope on the #zoning lot# of not less than one foot vertical to each two feet horizontal, provided the slope is landscaped to prevent erosion;
- (c) within an existing #group parking facility#, or within existing landscaping required pursuant to Section 107-483 (Planting and screening for parking areas), which does not result in the removal of parking spaces or travel lanes;

- (d) where such modification of topography takes place more than 20 feet from the boundary of an area of #designated open space#, a #wetland-adjacent area#, a #side lot line#, or a #rear lot line#; or
- (e) where such tree interferes with another tree of six-inch #caliper# or more, and such tree to be preserved belongs to a species pursuant to the provisions of Section 107-32 (Tree Requirements).

Topographic modifications not permitted by the provisions of this Section may be permitted only by authorization of the City Planning Commission pursuant to the provisions of Section 107-65.

If an existing tree of six-inch #caliper# or more is removed without prior approval from the Department of Buildings or the City Planning Commission and does not meet the provisions of this Section, any permit issued by the Department of Buildings for a #site alteration#, #enlargement#, #development#, or any #use# on the #zoning lot# shall not be granted a letter of completion, certificate of occupancy, or similar sign-off until such tree is replanted, or proposed to be replaced, as applicable, in accordance with Section 107-32. A violation for tree removal without prior permission or approval shall be recorded against such site.

**107-32
Tree Regulations**

The following regulations in Sections 107-321 through 107-323, inclusive, shall not apply to existing trees which are unsafe and the removal of which is required by the Department of Buildings.

**107-321
Tree preservation**

No trees of six-inch caliper or more shall be removed, or land operations affecting their survival undertaken, in connection with any #site alteration#, or #development#, except in compliance with the provisions of this Section.

Prior to any such removal or land operations, plans shall be filed with the Department of Buildings showing the locations of all trees of six-inch caliper or more on the #zoning lot# and in the public sidewalk area of the #street# or #streets# adjacent thereto, and identifying those which are proposed to be removed. Removal of live trees of six-inch caliper or more will be permitted only under the following circumstances:

- (a) where such trees are located areas to be occupied by #buildings#, driveways, areas for required #accessory# parking, or within a distance of eight feet of the exterior walls of such #building#, provided that it is not possible to avoid such removal by adjustments in the arrangement of such #buildings#, driveways or required parking areas;
- (b) where the would create special hazards or dangers to persons or property, which it would not be possible or practical to eliminate by pruning;
- (c) where continued presence of the trees would interfere with another tree of six-inch caliper or more designated for preservation and belonging to a species listed in Appendix B (Tree Selection Tables); or
- (d) where authorizations granted by the City Planning Commission under the provisions of this Chapter require or clearly contemplate the removal of such trees.

If an existing tree of six-inch caliper or more identified for preservation is removed without prior approval by the Department of Buildings or the City Planning Commission, any permit issued by the Department of Buildings for a #site alteration#, #development# or any #use# on the #zoning lot# shall be revoked.

In order to remove such violations, the owner of the #zoning lot# shall request the Commission to specify the tree restoration requirements and to certify such requirements to the Department of Buildings.

No building permit, reinstatement of such permit or issuance of a certificate of occupancy shall occur until the owner of the #zoning lot# either posts with the Comptroller of the City of New York a landscaping performance bond in an amount determined by the Commission or completes the replanting in accordance with the requirements set forth by the Commission in order to correct the planting violations.

Replacement trees to be planted shall be of a caliper no less than three inches and be of a species listed in Appendix B and the sum of whose calipers shall be at least equivalent to that of the trees removed.

In addition, the Commission may require a restrictive declaration specifying the terms of implementing the restoration plan.

Where on-site planting of such replacement trees would result in over-crowding or would adversely affect the ecology of the site, the Commission may authorize planting of one or more replacement trees on adjoining public sidewalks or in a nearby public area or substituting

other planting material pursuant to Section 107-323.

**107-322-107-32
Tree requirements Requirements**

For all #zoning lots#, New newly planted trees shall be provided in accordance with the table set forth in Appendix B planted no closer than eight feet from any other tree and be of a species selected from the New York City Native Species Planting Guide (as issued and revised by the Department of Parks and Recreation), or its successor.

For any existing tree of at least six-inch caliper which is preserved, credit for one tree shall be given for the first six inches of caliper and, for each additional four inches of caliper, credit for an additional tree shall be given.

- (a) On site Planting in #Residence Districts# or in a #zoning lot# with fewer than 10 parking spaces.

In connection with any #development#, #site alteration#, or #enlargement# involving the addition of at least 1,000 square feet of #floor area# in a #Residence District#, or in any #group parking facility# with fewer than 10 parking spaces, that are not fully enclosed, newly planted trees of at least one three-inch #caliper# and less than six-inch #caliper#, or pre-existing or newly planted, trees of at least six-inch #caliper#, shall be provided on the #zoning lot# at the rate of one #tree credit# for each 1,000 square feet of #lot area# or portion thereof.

A newly planted tree of between one and two-inch #caliper# shall have 0.5 #tree credits#, and a newly planted tree greater than two-inch #caliper# but less than six-inch #caliper# shall have one #tree credit#. Newly planted trees appearing on a site plan in an approved application may be counted toward #tree credits# on site plans for future applications if they have not yet grown to a six-inch or greater #caliper#, provided that they remain in good health and continue to comply with the standards set forth in this Section.

Any existing tree of at least six-inch #caliper# which is preserved and has no new paving, #development#, #enlargement#, or modification of topography within eight feet of such tree, shall have one #tree credit# for the first six inches of #caliper# and an additional #tree credit# for each additional three inches of #caliper#.

- (b) Planting for open parking areas

Any #development# or #enlargement# on a #zoning lot# that contains with open off-street parking areas with a #group parking facility# with 10 or more parking spaces that are not fully enclosed in or more shall be subject to the tree planting and screening requirements of Section 107-483.

**107-323-107-33
Substitution of other plant materials Other Plant Materials**

For any #development#, #site alteration# or #enlargement# which is required to provide trees in accordance with the provisions of paragraph (a) of Section 107-322, the City Planning Commission may allow the substitution of other plant material for such required trees, provided a detailed landscaping plan is filed with the Commission for approval and certification. A copy of such approved landscaping plan shall be filed with the Department of Buildings by the Commission.

**107-33-107-34
Preservation of Natural Features**

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**107-40
SPECIAL USE, BULK AND PARKING REGULATIONS**

**107-41
Type of Residence**

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**107-411
Affordable independent residences for seniors in Area SH**

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**107-412
Special bulk regulations for certain community facility uses in lower density growth management areas**

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**107-42
Minimum Lot Area and Lot Width for Residences**

For all #zoning lots# containing #residences#, the minimum #lot area# and #lot width# requirements set forth in the table in this Section shall apply, which shall vary by #building# height. Where two or more #buildings# that are #single-# or #two-family# #detached# or #semi-detached# #residences# are located on a #zoning lot#, the applicable minimum #lot area# requirement shall be multiplied by the number of such #buildings# on the #zoning lot#.

The #lot width# requirements set forth in this Section shall be applied as set forth in the definition of #lot width# in Section 12-10 (DEFINITIONS), provided that the applicable #lot width#, in feet, set forth in the table shall be met along at least one #street line# of the #zoning lot# or, for #corner lots#, along each intersecting #street line#. No #residence#, or portion thereof, shall be permitted between opposing #side lot lines# where such #lot lines# would be nearer to one another at any point where such #residence# is located than the applicable minimum lot width, in feet, set forth in the table.

However, one #single-family# #detached# #residence# or, where permitted, one #single-# or #two-family residence#, may be built upon a #zoning lot# consisting entirely of a tract of land, that:

- (a) has less than the minimum #lot area# or #lot width# required pursuant to this Section; and
- (b) was owned separately and individually from all other adjoining tracts of land, both on December 8, 2005, and on the date of application for a building permit.

In all cases, the density regulations of the applicable district shall remain in effect, except that the factor for determining the maximum number of #dwelling units# shall be 1,000 in R3A and R4A Districts, 1,140 in R3X Districts, and 685 for #semi-detached# #residences# in R3-1 and R3-2 Districts.

District	Type of #Residence#	Height (in stories)	Minimum #Lot Area# (in sq. ft.)	Minimum #Lot Width# (in feet)
R1-1	#detached#	1-4	9,500	100
R1-2	#detached#	1-2	5,700	40
		3	5,700	50
		4	5,700	60
R2	#detached#	1-4	3,800	40
R3-1	#detached#	1-2	3,800	40
		3-4	3,800	45
R3-1 R3-2	#semi-detached#	1-2	2,375 ³	24 ³
		3-4	3,800	40
R3-2	#detached#	1-2	3,800	40
		3-4	4,275	45
	#attached#	1-2	1,700	18
		1-2	2,375 ¹	24 ¹
		3-4	2,280	24
3-4	3,800 ¹	40 ¹		
R3A	#detached#	1-3	3,325	35
R3X ²	#detached#	1-2	3,800	40
		3	4,750	50
		4	5,700	60
R4A	#detached#	1-3	3,325	35
R4-1	#semi-detached# #detached#	1-3	2,375 ³	24 ³
		1-3	3,325	35

¹ For #attached buildings# that #abut# an #attached building# on a separate #zoning lot# on one side and on the other side are bounded by #yards# or open area.

² In Area LL as shown on the District Plan (Map 4 in Appendix A) of this Chapter, all #residences# shall have a minimum #lot area# of 5,700 square feet and a minimum #lot width# of 50 feet. However, the minimum #lot area# and minimum #lot width# set forth in this table shall apply to any #development# on a #zoning lot# having an area of at least 1.5 acres for which applications for certifications pursuant to Sections 107-08 (Future Subdivision) and 107-121 (Public schools) have been filed prior to March 1, 2003.

³ For #two-family# #semi-detached# #residences# with a height of one or two #stories# in R3-1 and R3-2 Districts and for all #two-family# #semi-detached# #residences# in R4-1 Districts, the minimum #lot area# shall be 3,135 square feet and the minimum #lot width# shall be 33 feet.

BY SPECIAL PERMIT (PURSUANT TO SECTION 107-74)

District	Type of #Residence#	Height (in stories)	Minimum #Lot Area# (in sq. ft.)	Minimum #Lot Width# (in feet)
R2	#semi-detached#	1-4	3,800	30

	#attached#	1-4	3,800	22
R3-1	#attached#	1-2	1,700	20
		2-3	2,280	24

**107-421
Minimum lot area and lot width for zoning lots containing certain community facility uses**

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**107-43
Maximum Height for Buildings or Structures**

Subject to the requirements for maximum height of walls and required setbacks in Sections 23-63, 24-52 or 33-43, no #building# or other structure shall exceed a height of four #stories# and no structures other than #buildings# shall exceed a height of 50 feet unless modified by a special permit of the City Planning Commission, pursuant to Section 107-73 (Exceptions to Height Regulations).

**107-44
Maximum Floor Area Ratio for Community Facility Uses**

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**107-45
Required Open Space for Residences**

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**107-46
Yard and Court Regulations**

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**107-461
Front yards**

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**107-462
Side yards**

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**107-463
Side yard regulations for other residential buildings**

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**107-464
Side yards for permitted non-residential use**

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**107-465
Modifications of special yard regulations for certain zoning lots**

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**107-466
Court regulations**

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**107-467
Modifications of yard and court requirements**

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**107-47
Special Parking Regulations**

**107-471
Modification of waiver requirements for spaces below minimum number**

For the purposes of this Chapter, the waiver provision set forth in Section 36-231 (In districts with high, medium or low parking requirements) shall not apply to any #development# in the Special District.

**107-472
Maximum size of group parking facility Group parking facilities within plan review sites**

For the purposes of this Chapter, no #accessory# #group parking facility# for non-#residential uses# shall contain more than 30 off-street parking spaces be permitted anywhere on a #plan review site#, or any #zoning lot# that contained one or more acres on [date of adoption], except as set forth in Sections 107-51 (Certification of Certain Plan Review Sites) or 107-68 (Modification of Group Parking Regulations).

107-473

Location of required parking

For a #residential# #building# on a #zoning lot# containing a #wetland-adjacent area# or #designated open space#, the provisions of Section 25-622 (Location of parking spaces in lower density growth management areas) that do not permit open off-street parking between the #street line# and the #street wall# or prolongation thereof of a #building# shall not apply.

107-48

Special Landscaping and Buffering Provisions

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107-481

Planting provisions along Residence District boundaries

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107-482

Landscaped buffer for manufacturing development adjacent to residences

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107-483

Planting and screening for open parking areas

#Zoning lots# that contain a #group parking facility# with 10 or more parking spaces that are not fully enclosed, shall be subject to paragraphs (a) and (b) of this Section and may be subject to paragraph (c) of this Section.

(a) Tree planting requirements for open parking

The provisions of Section 37-921 (Perimeter landscaping) shall apply to all facilities. In addition, one tree, of three-inch #caliper# or more, pre-existing or newly planted, shall be provided for each four open parking spaces and. Such trees may be located in the perimeter landscaped area of the parking area or in planting islands within the parking area.

However, where 30 or more open parking spaces are provided, at least 50 percent of the required trees shall be located within planting islands within the parking area. Such planting islands shall have a minimum area of 150 square feet of pervious surface and comply with the requirements of paragraphs (a), (b) and (c) of Section 37-922 (Interior landscaping).

For open parking areas with at least 36 parking spaces, the total number of trees required pursuant to Section 37-922- (Interior landscaping) shall be superseded by the number of trees required pursuant to this Section.

(b) Screening requirements

The For open parking areas or parking garages located on the ground floor and not fully enclosed, such non-enclosed portion shall be screened from all adjoining #zoning lots# by a landscaped area at least four feet in width, densely planted with shrubs maintained at a maximum height of three feet. Such Open parking areas shall also be screened from all adjoining #streets# by a perimeter landscaped area at least seven feet in width in accordance with Section 37-921 (Perimeter landscaping). Such perimeter landscaped area may be interrupted only by vehicular entrances and exits. Sidewalks that provide a direct connection between the public sidewalk and a pedestrian circulation route within the parking area may also interrupt a perimeter landscaped area.

In addition, such screening shall be maintained in good condition at all times and may be interrupted by normal entrances and exits.

(c) Planting Wwaiver

Tree planting and screening requirements may be waived if the Commissioner of Buildings certifies that planting is unfeasible due to:

- (1) unique geological conditions, such as excessive subsurface rock conditions or high water table;
(2) underground municipal infrastructure; or
(3) a City, State or Federal mandated brownfield remediation that requires the site to be capped.

Such waiver shall be based on a report prepared by a licensed engineer that such conditions exist.

For #developments# in #Residential Residence Districts#, trees provided in accordance with the provisions of this Section may be counted for the purposes of meeting the requirements of paragraph (a) of Section 107-322, paragraph (a). Furthermore, for #developments# in #Commercial# or #Manufacturing Districts#, which provide trees in accordance with the provisions of this Section, the requirements of

Section paragraph (a) of 107-322, paragraph (a), shall not apply.

107-49

Special Regulations for Area M

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107-491

Special use regulations for residential uses

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107-492

Special bulk regulations

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107-50

CERTIFICATIONS

Administrative certifications from the City Planning Commission are required, as set forth in various sections of this Chapter, in any one of the following circumstances:

- (a) when a tract of land is certain #plan review sites# are subdivided, as set forth in Section 107-08 (Future Subdivision of Certain Plan Review Sites);
(b) when a #development# contains #residential uses#, as set forth in Section 107-121 (Public schools);
when certain #plan review sites# meet the requirements set forth in Section 107-51 (Certification of Certain Plan Review Sites) and do not require an authorization pursuant to Section 107-60, inclusive;
(c) when a #zoning lot# contains #designated open space#, as set forth in Section 107-22 (Designated Open Space);
(d) where required #yards# or equivalents are to be modified as set forth in Section 107-465 (Modifications of special yard regulations for certain zoning lots);
(e) where a #zoning lot# along an #arterial# requests more than one curb cut, as set forth in Section 107-251 (Special provisions for arterials);
(f) where plant material is substituted for required trees as set forth in Section 107-32 107-33 (Substitution of other plant materials Other Plant Materials); or
(g) when #development# takes place within areas D, F, or K, as set forth in Section 107-02 (General Provisions); or
(h) when a #zoning lot# contains a portion of the proposed #waterfront esplanade#, as set forth in Section 107-23 (Waterfront Esplanade).

107-51

Certification of Certain Plan Review Sites

For any #enlargement# or #site alteration# on a #plan review site# which does not comply with the provisions of Section 107-31 (General Regulations for Natural Features), the Chairperson of the City Planning Commission shall certify that:

- (a) such #plan review site# does not:
(1) contain any of the district plan elements as set forth in Section 107-20 (DISTRICT PLAN ELEMENTS), inclusive;
(2) contain a #wetland-adjacent area#; and
(3) exceed the rate of two #tree credits# per 1,000 square feet of lot area as of [date of adoption];
(b) new or existing tree planting shall satisfy tree requirements pursuant to Section 107-32 (Tree Requirements); and
(c) the resulting #enlargement# or #site alteration# does not require more than 10 additional accessory off-street parking spaces for a #commercial#, #community facility#, or #manufacturing use#.

Any #enlargement or #site alteration# on a #plan review site# which does not comply with these conditions, or any #development# on a #plan review site#, shall require an authorization pursuant to Section 107-60 (AUTHORIZATIONS).

107-60

AUTHORIZATIONS

107-61

General Provisions

* * *

**107-62
Yard, Court and Parking Regulations**

For any #plan review site# or any #zoning lots# containing #designated open space# or a #wetland-adjacent area#, the City Planning Commission may authorize variations in the #yard# or #court# regulations as set forth in Section 107-46, inclusive, or in the location of parking, driveway or curb cut regulations as set forth in Sections 23-44 (Permitted Obstructions in Required Yards or Rear Yard Equivalents), 25-621 (Location of parking spaces in certain districts), 25-622 (Location of parking spaces in lower density growth management areas) and 25-631 (Location and width of curb cuts in certain districts) 25-632 (Driveway and curb cut regulations in lower density growth management areas) for the purpose of allowing proper arrangements of #buildings#, driveways or required parking areas so as to avoid the destruction of natural features, existing topography and individual trees of six-inch caliper or more. #Rear yard#, #side yard# or #side yard# equivalent variations shall not be authorized on the periphery of a #development# unless acceptable agreements are jointly submitted for #development# of two or more adjacent #zoning lots# by the owners thereof, incorporating the proposed #yard# or #side yard# equivalent variations along their common #lot lines#.

As a condition for granting such authorizations, the Commission shall find that the proposed placement of #buildings# and arrangement of #open spaces# will not have adverse effects upon light, air and privacy on adjacent #zoning lots# and will preserve natural features in #areas of no disturbance#.

**107-63
Minimum Distance Between Buildings**

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**107-64
Removal of Trees Future Subdivision of Certain Plan Review Sites**

For any #development#, the City Planning Commission may authorize the removal of trees of six-inch caliper or more whose removal would otherwise be prohibited under the provisions of Section 107-32 provided that the Commission makes one or more of the following findings:

- (a) that the tree's retention would cause serious disadvantage in the arrangement of open areas on the lot, impairing the usefulness of such areas;
- (b) that such tree is located in an area where more than two feet of cut or fill is required and measures for saving the tree would be extremely difficult and impractical; or
- (c) that provision of a segment of the #waterfront esplanade# is not feasible without such tree's removal.

For any #plan review site# that does not comply with Section 107-08 (Future Subdivision of Certain Plan Review Sites), the City Planning Commission may authorize a future subdivision into two or more #zoning lots#, provided that the Commission finds that:

- (a) to the greatest extent possible, all individual trees of six-inch #caliper# or more, the existing topography, and all land located within a #designated open space#, are preserved under future #development# options;
- (b) such subdivision complies with the goals described in paragraph (c) of Section 107-00 (GENERAL PURPOSES); and
- (c) where vehicular access and egress are located on an #arterial#, the location of such vehicular access and egress permits better site planning.

Any subdivision that is proposed to take place within the Special District after [date of adoption], shall be filed with the City Planning Commission. A site plan and #area plan# shall indicate the distribution of #bulk# for the individual #zoning lots# submitted to the Commission. Such approved subdivision shall then be recorded in the land records and indexed against all #zoning lots#.

**107-65
Modifications of Existing Topography Natural Feature Regulations**

For any #development#, #enlargement#, or #site alteration# on #plan review sites# or within #designated open space#, the City Planning Commission may authorize modifications of the natural topography existing on September 11, 1975 [date of adoption] beyond the amount specified in Section 107-31 (Topographic Regulations General Regulations for Natural Features), inclusive, or modification of tree regulations pursuant to Sections 107-312 (Regulations within plan review sites) and 107-32 (Tree Requirements), provided that the Commission finds that:

The Commission may authorize modifications to natural features, provided that the Commission finds that:

- (a) #development# on the #zoning lot# is not feasible without such modifications the modifications are the minimum necessary to facilitate the project;
- (b) such modification of topography is necessary to accommodate public amenities, such as public pedestrian ways, the #waterfront esplanade# or active recreational facilities within a #designated open space# as required under the provisions of this Chapter;
- (c) such modification will not cause unnecessary disturbance of the drainage pattern in the area; and
- (d) such modified topography modification will have minimal impact on the existing natural topography features of the surrounding area and will blend harmoniously with it; and
- (e) areas within the #zoning lot# that contain natural features are preserved within a proposed #area of no disturbance#, especially those areas which are contiguous to #designated open space#, #wetland-adjacent areas#, or other area containing mostly natural features.

Where a permit for land contour work or topographic modification is required from the Department of Transportation or the Department of Buildings, the City Planning Commission and other such agencies shall jointly determine the conditions under which such topographic modification may be permitted so as best to serve the purposes of the Special District, in accordance with the provisions of Section 107-91 (Inter-agency Coordination).

The Commission may prescribe appropriate conditions and safeguards to minimize adverse effects on the character of the surrounding area.

**107-66
Developments Partly Within Designated Open Space**

**107-661
Modification of permitted obstructions**

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**107-662
Modification of required yards of building setbacks**

On application, the City Planning Commission may grant an authorization modifying the building setback requirements of Section 107-251 107-241 (Special provisions for arterials), provided that the Commission finds that:

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**107-67
Uses and Bulk Permitted in Certain Areas**

**107-671
In Areas F and K**

In Areas F and K, as shown in the District Plan (Map 4 in Appendix A), the City Planning Commission may authorize one or more #uses# in the Use Groups specified in this Section not permitted by the underlying district regulations:

As a condition for such authorization, the Commission shall find that:

- (a) such #uses# are so located as not to impair the essential character of the surrounding area for its future development;
- (b) the minimum #lot area# of a #zoning lot# on which such #uses# are located is at least 20 acres;
- (c) vehicular access and egress for such proposed #uses# are located and arranged so as to draw a minimum of vehicular traffic to and through local #streets# in nearby residential areas; and
- (d) where vehicular access and egress are located on an #arterial#, such location affords the best means for controlling the flow of traffic generated by such proposed #uses# to and from such #arterial#.

In each case the Commission may prescribe additional conditions and safeguards, including requirements for adequate screening, planting or landscaping.

Areas (as designated on the District Map)	Permitted Use Groups
F	12
K	7A 7B 7D 7E

**107-672 107-671
In Area SH**

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**107-68
Modification of Group Parking Facility and Access Regulations**

For a permitted #commercial#, #community facility# or #manufacturing# #use#, the City Planning Commission may authorize more than 30 #accessory# off-street parking spaces in a #plan review site# or portion of a #plan review site# existing on [date of adoption] and for any #use#, may modify access restrictions with regard to curbs as set forth in paragraph (a) of Section 107-251 (Special provisions for arterials) or paragraph (a) of Section 107-252 (Special provisions for park streets). In order to grant such authorization, the Commission, upon a review of the site plan, shall find that:

- (a) vehicular access and egress are located and arranged so as to draw a minimum of vehicular traffic to and through local #streets# in nearby residential areas;
- (b) where vehicular access and egress are located on an #arterial# or #park street#, such location affords the best means for controlling the flow of traffic generated by such #use# to and from such #arterial# or #park street#, and does not unduly interfere with pedestrian traffic; and
- (c) the location of such vehicular access and egress the design of the parking facility permits better site planning avoids undue conflict between pedestrian and vehicular movements in a manner that results in a better site plan.

The Commission may prescribe appropriate conditions and safeguards to minimize adverse effects on the character of the surrounding area and may, in appropriate cases, condition its authorization upon compliance with an approved site and landscaping plan. The Commission may also permit modifications to parking lot landscaping and maneuverability requirements only if such modifications preserve vegetation and natural topography natural features.

**107-69
Residential Uses in Area M**

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**107-70
SPECIAL PERMITS**

**107-71
General Provisions**

On application, the City Planning Commission, may grant special permits for modifications of specified regulations of this Chapter or of the underlying districts in accordance with the provisions of Sections 107-72 to 107-78, inclusive, relating to Special Permits special permits.

**107-72
Qualification of Designated Open Space as Lot Area**

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**107-73
Exceptions to Height Regulations**

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**107-74
Modification of Permitted Use Regulations**

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**107-75
Modification of Underlying R1-1 District Regulations**

For any #development#, the City Planning Commission may grant special permits for the modifications of underlying R1-1 District regulations on #yards# or #courts# where such modifications are appropriate in order to:

- (a) permit siting of a #building# or driveway so as to avoid destruction of a valuable tree of six-inch caliper or more; or
- (b) allow a #building# to be arranged on a #zoning lot# that includes #designated open space# without encroaching on such #designated open space#.

As a condition for granting such modifications, the Commission shall find that:

- (1) the siting of the #building# will not adversely affect adjacent properties by impairing privacy or access of light and air;
- (2) the benefits to the surrounding area from the proposed arrangement of #buildings# and #open spaces# outweigh any disadvantages which may be incurred thereby in the area; and
- (3) such modification is the least modification required to achieve the purpose for which it is granted.

The Commission may impose appropriate conditions or safeguards, such as special landscaping requirements, to minimize any adverse effects on the character of the surrounding area.

**107-76
Boundary Adjustments in Designated Open Space**

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**107-77
Community Facility Buildings or Treatment Plants Permitted in Designated Open Space**

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**107-78
Other Buildings Permitted in Designated Open Space**

* * *

**107-80
LARGE-SCALE RESIDENTIAL DEVELOPMENT REGULATIONS**

**107-81
Applicability of Large-scale Residential Development Regulations**

All regulations of Article VII, Chapter 8 (Special Regulations Applying to Large-scale Residential Development), are applicable in the Special District.

**107-82
Applicability of Large-scale Residential Development Regulations to Parcels Containing Designated Open Space**

Any #development# used predominantly for #residential use# on a #zoning lot# which includes #designated open space# may be treated as a #large-scale residential development#, and special authorizations or special permits for such #development# may be granted in accordance with the provisions of Article VII, Chapter 8, as modified herein, regardless of whether such #development# will have the area, number of #buildings#, or number of #dwelling units# specified in the definition of #large-scale residential development# as set forth in Section 12-10 (DEFINITIONS), except as provided in Sections 107-821 to 107-823, inclusive.

**107-821
Bonus provisions**

Bonuses which may be granted for #large-scale residential developments# under the provisions of Sections 78-32 (Bonus for Good Site Plan), 78-33 (Bonus for Common Open Space) or 78-35 (Special Bonus Provisions), may not be granted for #developments# which have less than the minimum area, number of #buildings# or number of #dwelling units# required by the definition of a #large-scale residential development#.

**107-822
Lot area restriction**

Authorizations or special permits granted within the #Special South Richmond Development District# pursuant to this Resolution shall be consistent in all cases with the provisions of Section 107-224 (Qualification of designated open space as lot area for bulk computations).

**107-823
Common open space**

Approval by the City Planning Commission of a development plan incorporating #designated open space# as common #open space# shall be conditioned upon the findings required in Section 78-52 (Common Open Space), except that the Commission may waive or modify any requirements of paragraph (g) of Section 78-52.

Notwithstanding any provision in Article VII, Chapter 8, or elsewhere in this Zoning Resolution, if the City of New York acquires title or a less than fee interest in any #designated open space# which serves as required #open space# for a #development# and the acquisition occurs while the #development# is under construction or after it is completed, it shall not affect the area's qualifications for satisfying #open space# requirements for #zoning lots# in the #development#.

**107-83
Modification of Minimum Required Lot Area for Residences**

Modification of minimum required #lot area# for #residences# as set forth in Section 107-42 may be granted by the City Planning Commission, pursuant to Section 78-311, paragraph (c).

**107-84
Joint Applications**

Notwithstanding the provisions of Section 78-06 (Ownership), a tract of land which includes #designated open space# and which is the subject of an application under the provisions of Section 107-81 (Applicability of Large-scale Residential Development Regulations), may include adjacent properties in more than one ownership, provided that the application is filed jointly by the owners of all the properties

included. Any subdivision of the tract reflecting ownerships at the time of application or creating new ownerships before, during or after #development# shall be subject to the provisions of Section 78-51- (General Provisions):

107-90 SPECIAL ADMINISTRATIVE PROVISIONS FOR RECORDATION

107-91 Inter-agency Coordination

Where an authorization or permit for a #site alteration# or #development# is required from the City Planning Commission pursuant to this Chapter and where a permit is required from the Department of Transportation or Department of Buildings for land contour work, or from the Department of Environmental Protection for a storm water drainage system for #buildings# or adjacent areas, or where construction of a public improvement project is undertaken by a City agency, the Department of City Planning and the agencies involved shall jointly determine the conditions under which such proposed #development# or #site alteration# will best meet the purposes of the #Special South Richmond Development District#.

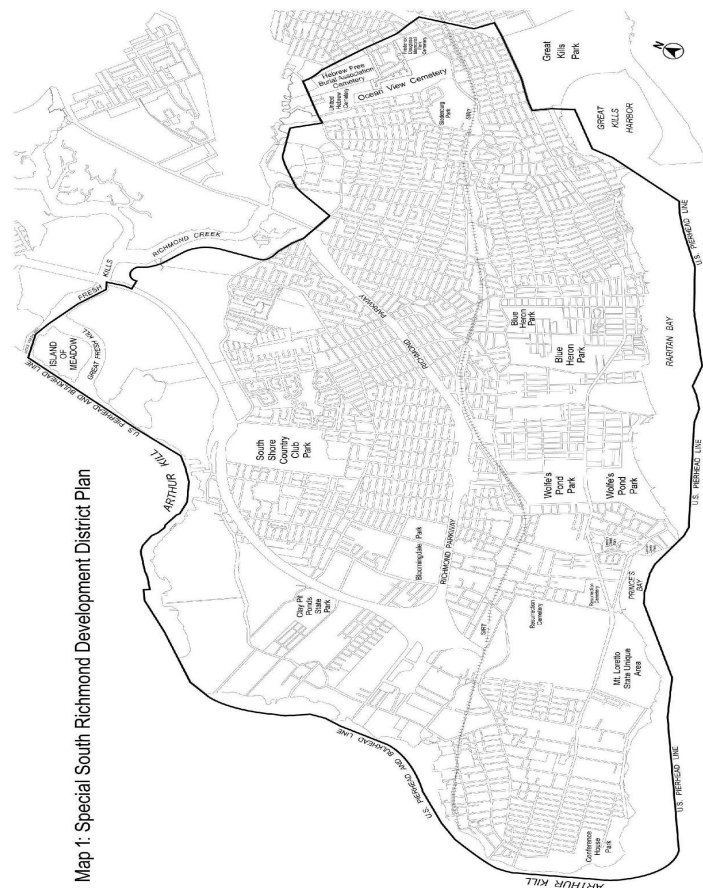
107-92 Recordation

When any #yard# requirement of the applicable district regulations is modified by the City Planning Commission pursuant to Section 107-46 (Yard and Court Regulations), prior to the filing of an application for any permit with the Department of Buildings, there shall be recorded in the Office of the County Clerk, County of Richmond, and indexed against such #zoning lots# to be #developed# as a unit, an instrument describing all conditions and restrictions required by the Commission for the #development# and #use# of such #zoning lots#.

The #Special South Richmond Development District# Plan, individual District Plan Maps and Tree Selection Tables are is incorporated as Appendices A and B- Appendix A of this Chapter.

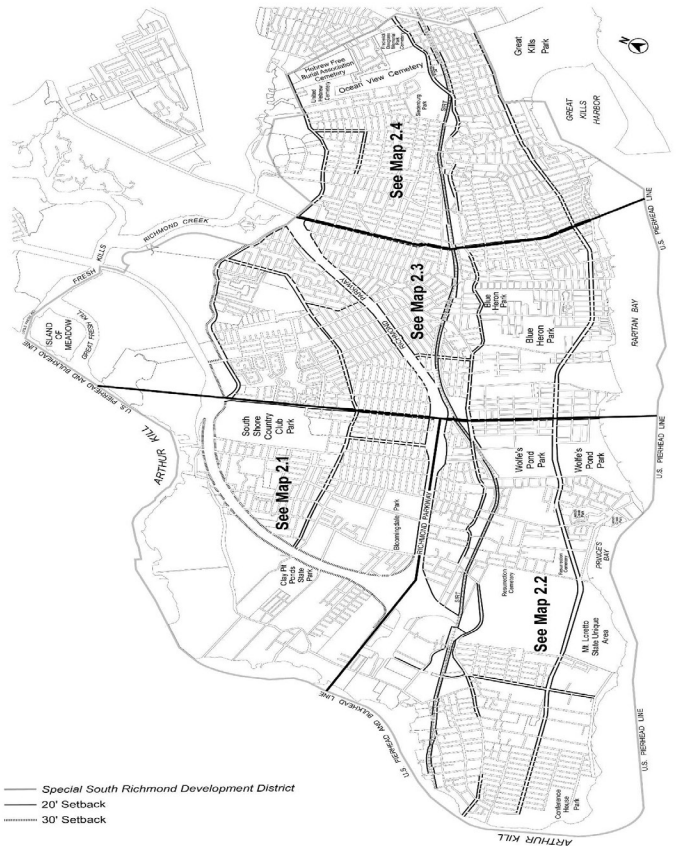
Appendix A Special South Richmond Development District Plan

Map 1 — District Plan



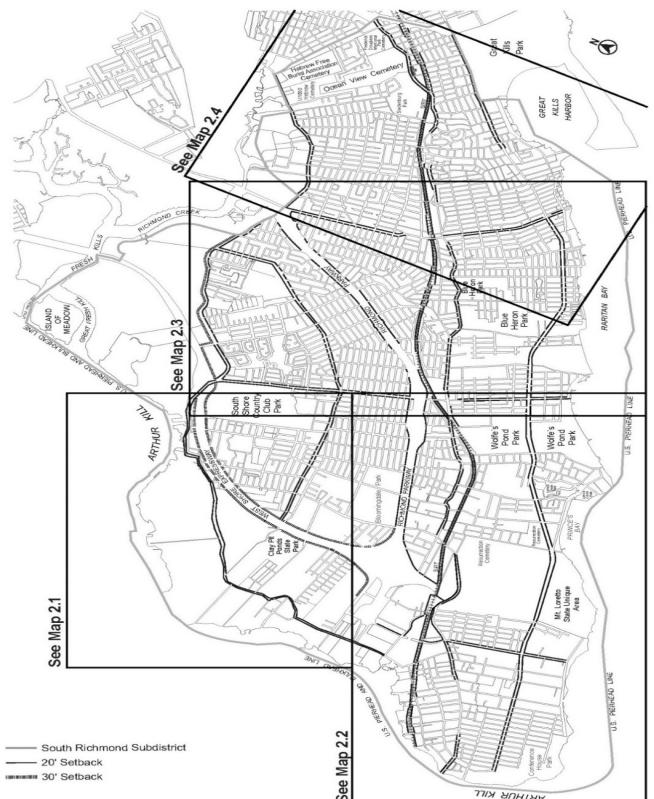
Map 2 — Arterial Setback Plan

[EXISTING MAP]



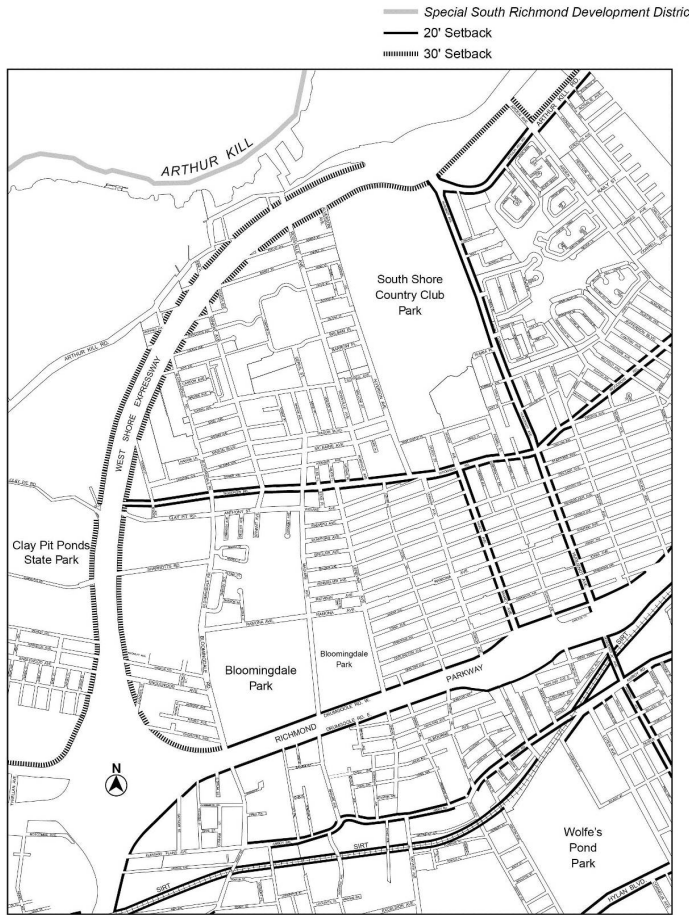
[PROPOSED MAP]

Appendix A Map 2. Arterial Setback Plan (date of adoption)



Map 2.1 — Arterial Setback Plan

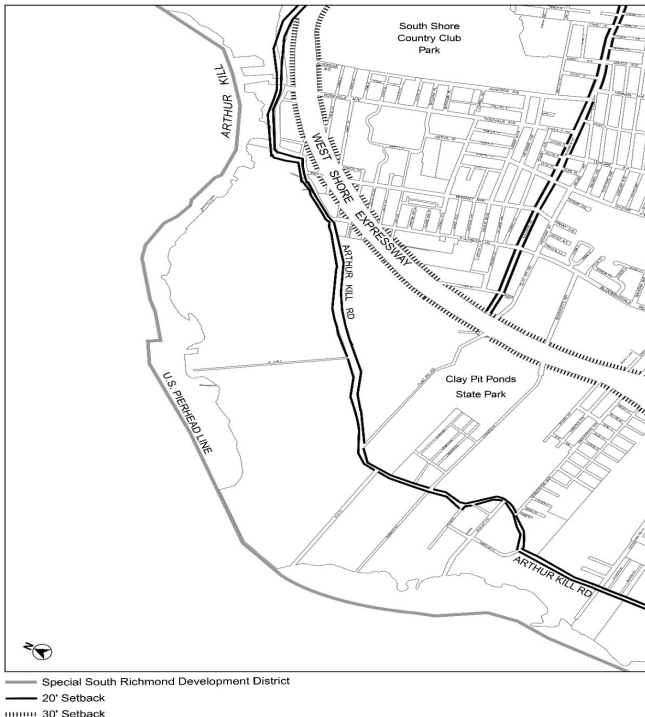
[EXISTING MAP]



[PROPOSED MAP]

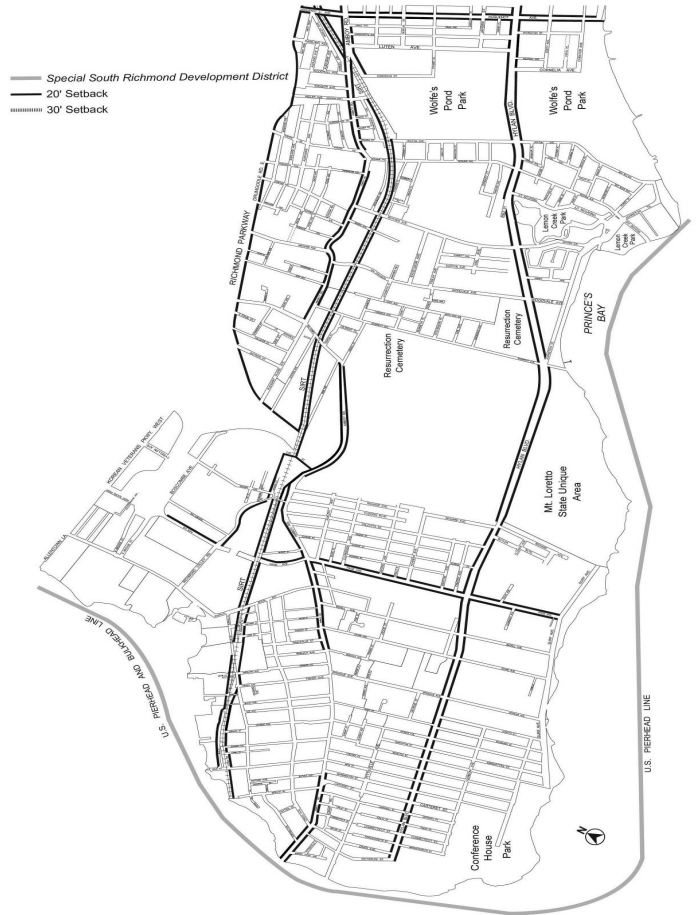
Appendix A

Map 2.1 Arterial Setback Plan (date of adoption)



Map 2.2 — Arterial Setback Plan

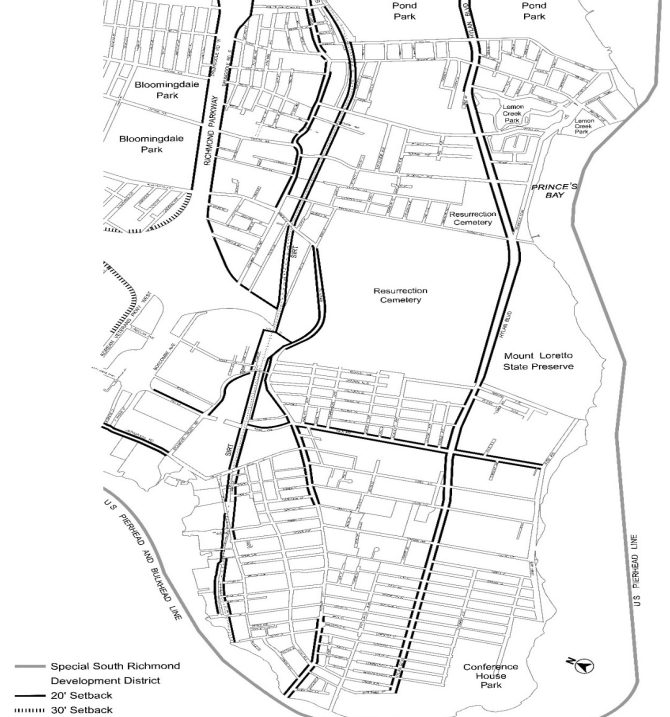
[EXISTING MAP]



[PROPOSED MAP]

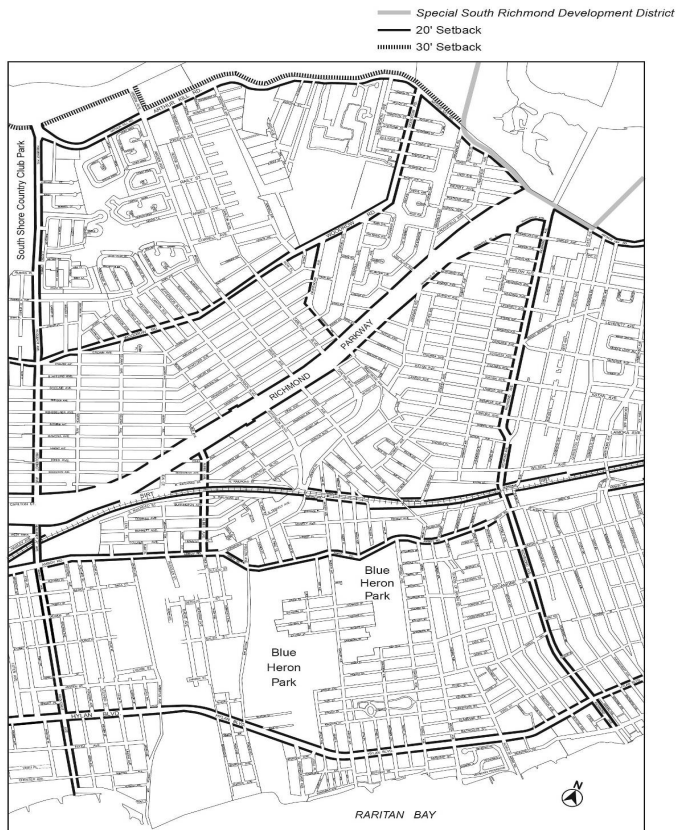
Appendix A

Map 2.2 Arterial Setback Plan (date of adoption)



Map 2.3 — Arterial Setback Plan

[EXISTING MAP]



[PROPOSED MAP]

Appendix A

Map 2.3 Arterial Setback Plan (date of adoption)



— Special South Richmond Development District
 - - - 20' Setback
 30' Setback

Map 2.4 — Arterial Setback Plan

[EXISTING MAP]



[PROPOSED MAP]

Appendix A

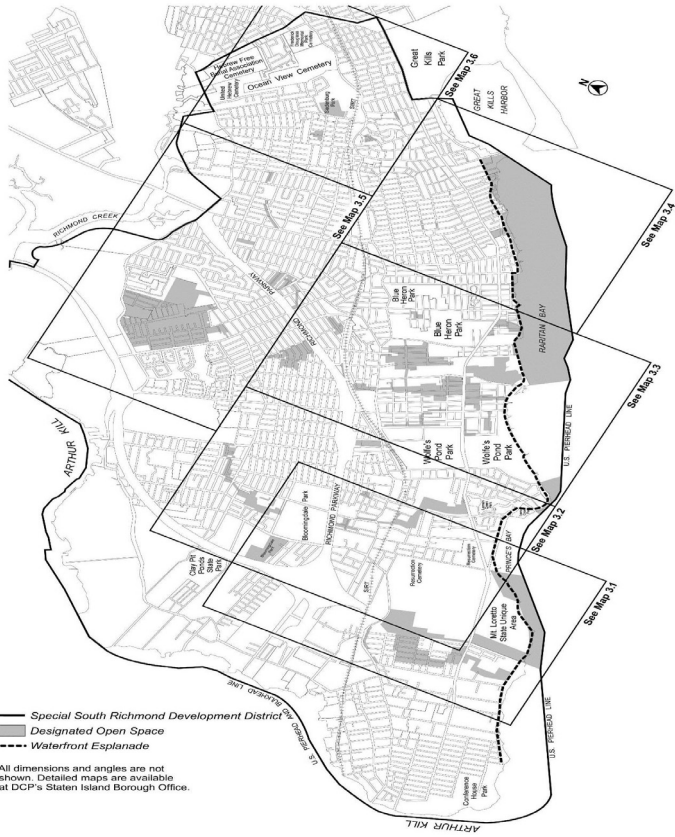
Map 2.4 Arterial Setback Plan (date of adoption)



— Special South Richmond Development District
 - - - 20' Setback
 30' Setback

Map 3 — Open Space Network

[EXISTING MAP]



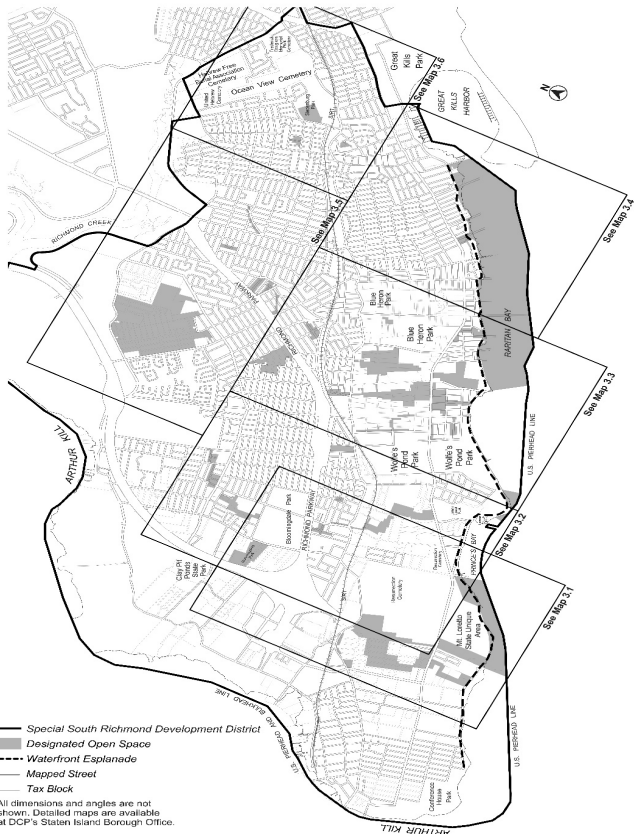
— Special South Richmond Development District
 ■ Designated Open Space
 - - - Waterfront Esplanade

*All dimensions and angles are not shown. Detailed maps are available at DCP's Staten Island Borough Office.

[PROPOSED MAP]

Appendix A

Map 3 Open Space Network (date of adoption)

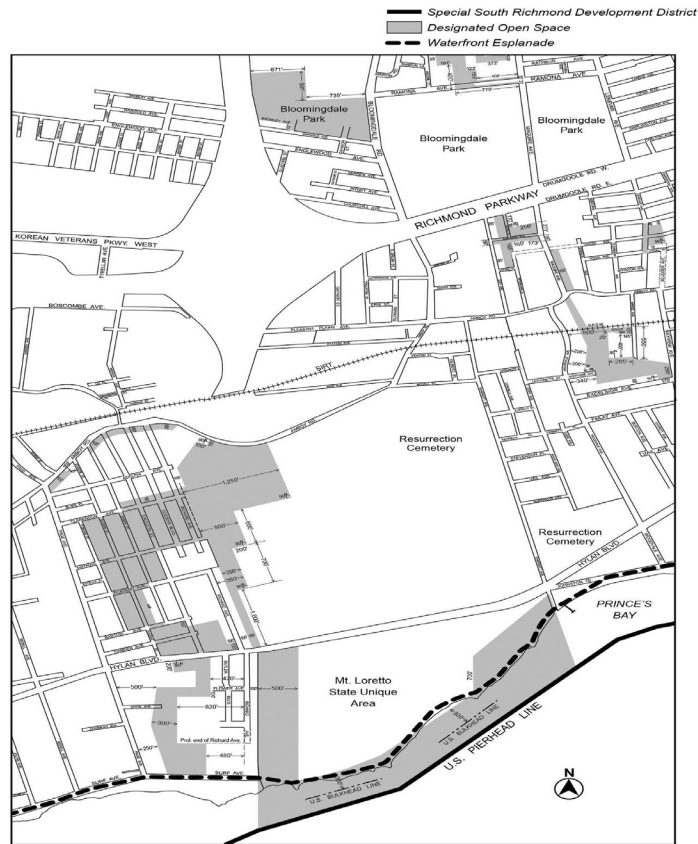


— Special South Richmond Development District
 ■ Designated Open Space
 - - - Waterfront Esplanade
 — Mapped Street
 - - - Tax Block

*All dimensions and angles are not shown. Detailed maps are available at DCP's Staten Island Borough Office.

Map 3.1 — Open Space Network

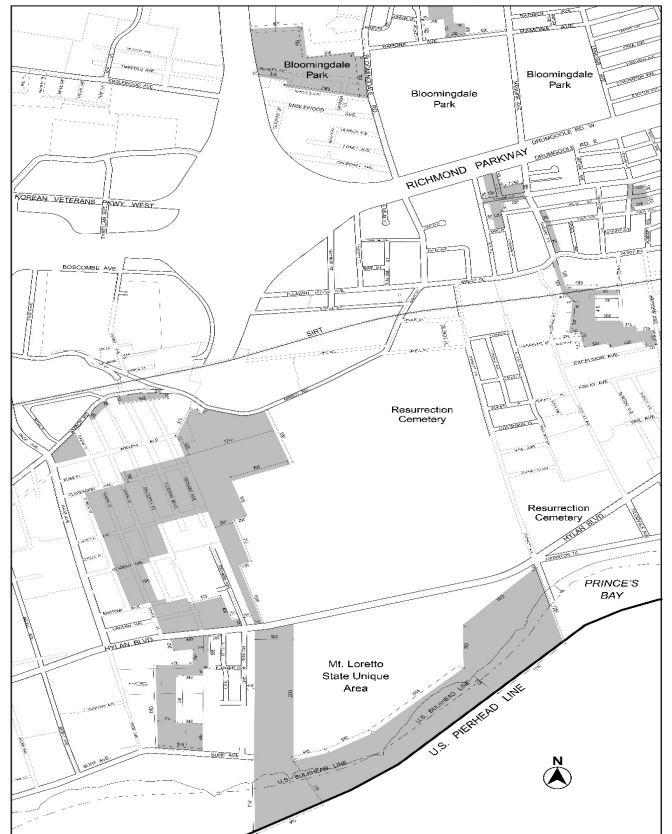
[EXISTING MAP]



[PROPOSED MAP]

Appendix A

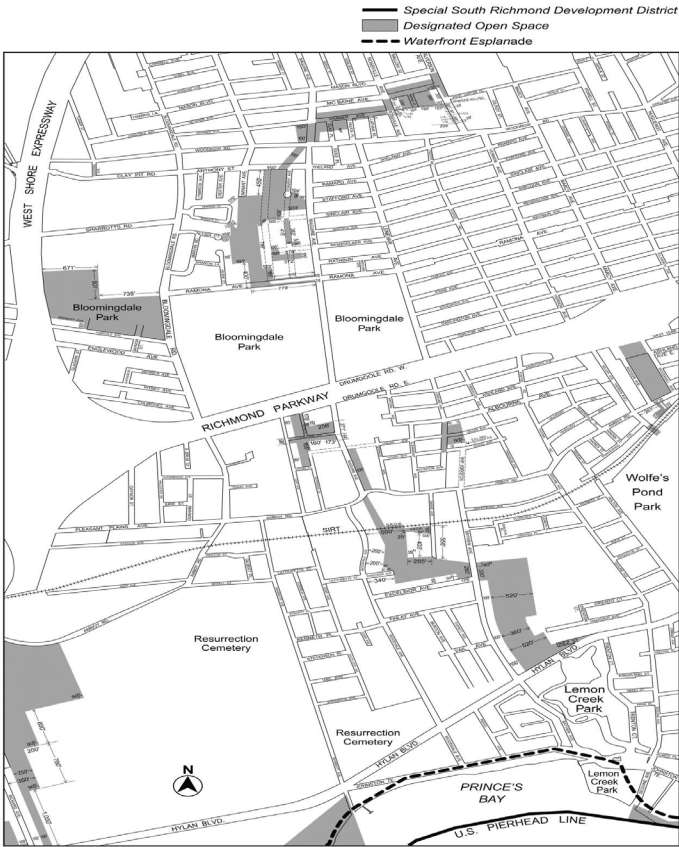
Map 3.1 (date of adoption)



*All dimensions are in feet

Map 3.2 — Open Space Network (6/29/11)

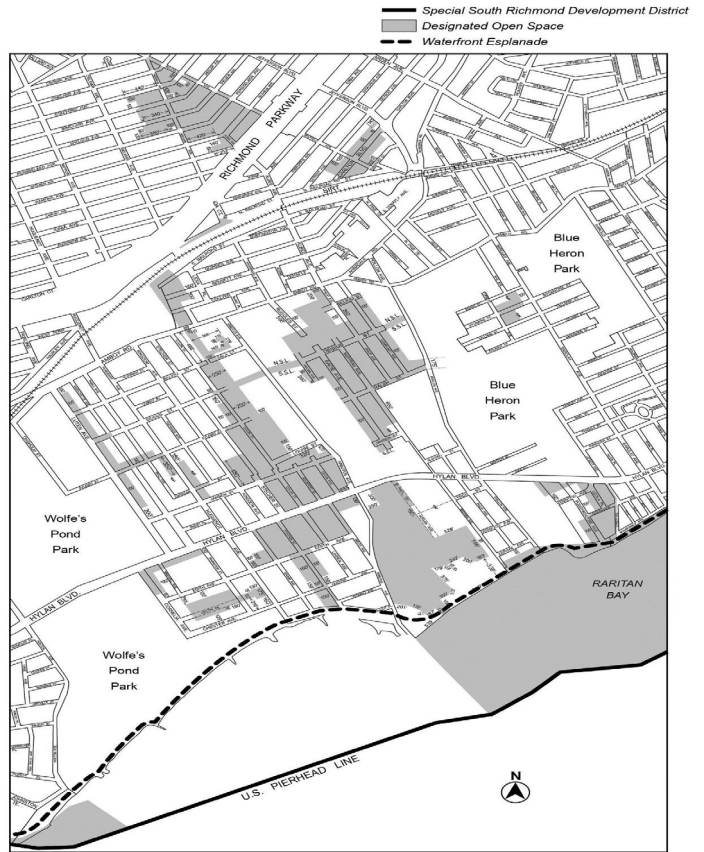
[EXISTING MAP]



[PROPOSED MAP]

Map 3.3 — Open Space Network

[EXISTING MAP]

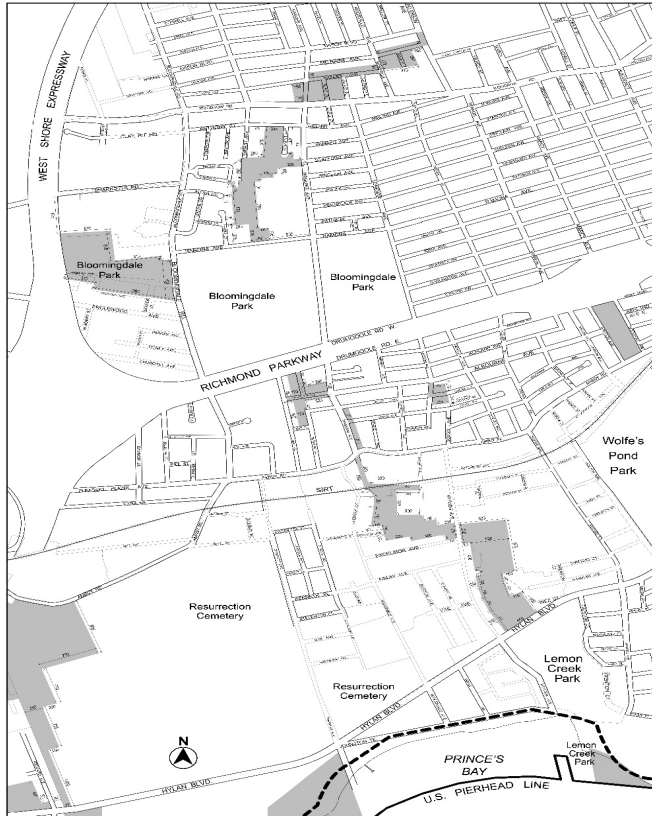


[PROPOSED MAP]

Appendix A

Map 3.2 (date of adoption)

- Special South Richmond Development District
- Designated Open Space
- Waterfront Esplanade
- Mapped Street
- Tax Block

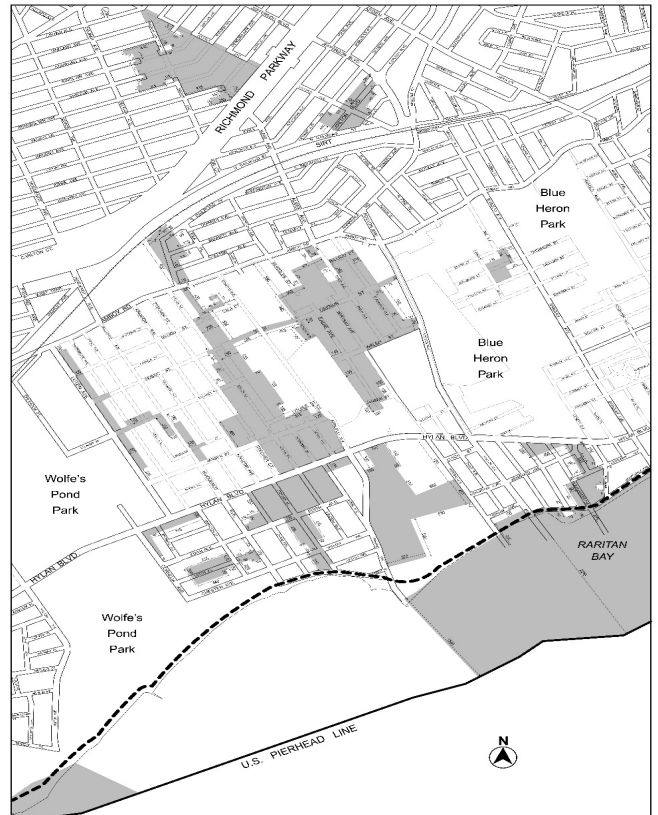


*All dimensions are in feet

Appendix A

Map 3.3 (date of adoption)

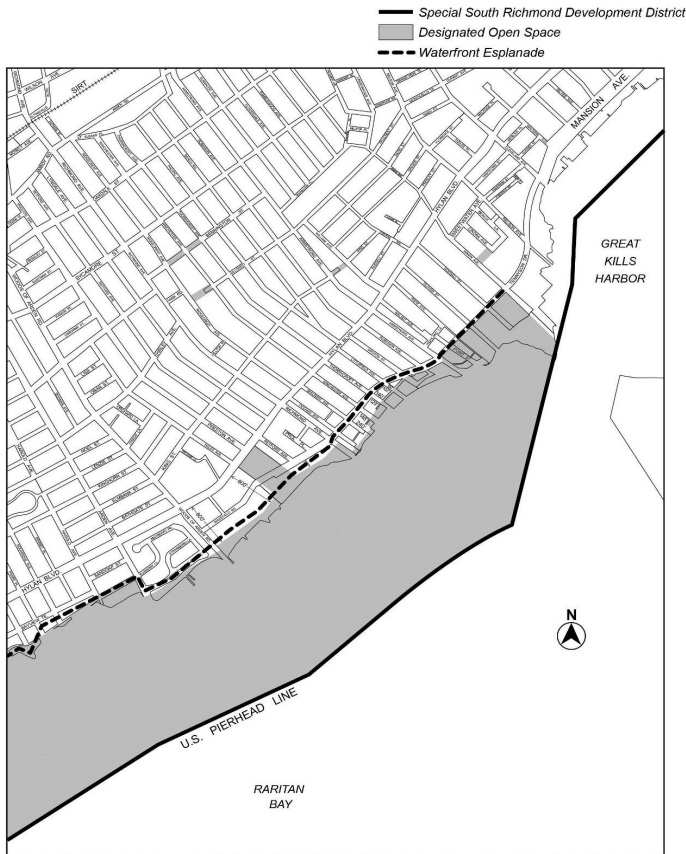
- Special South Richmond Development District
- Designated Open Space
- Waterfront Esplanade
- Mapped Street
- Tax Block



*All dimensions are in feet

Map 3.4 — Open Space Network (7/29/92)

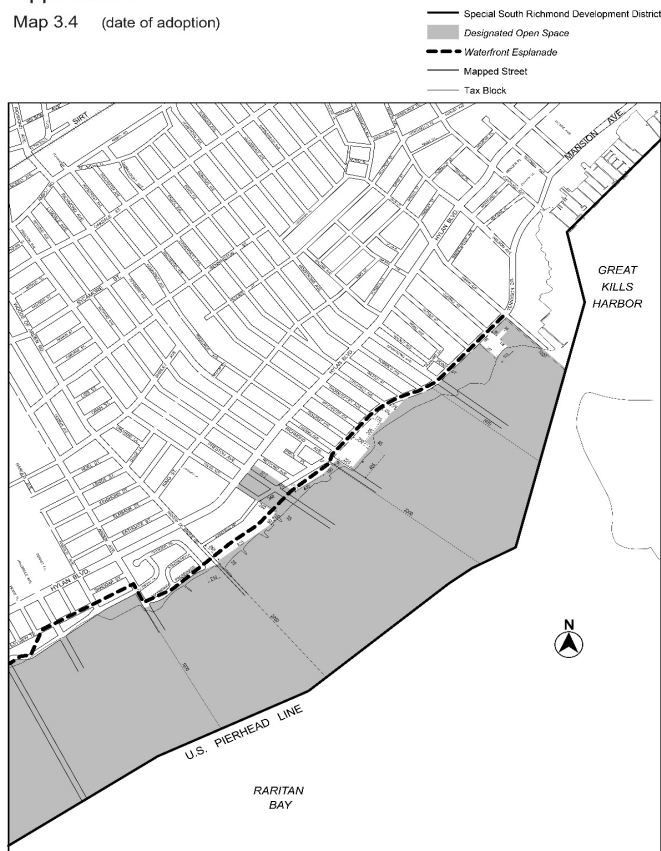
[EXISTING MAP]



[PROPOSED MAP]

Appendix A

Map 3.4 (date of adoption)



*All dimensions are in feet

Map 3.5 — Open Space Network (10/22/81)

[EXISTING MAP]



[PROPOSED MAP]

Appendix A

Map 3.5 (date of adoption)

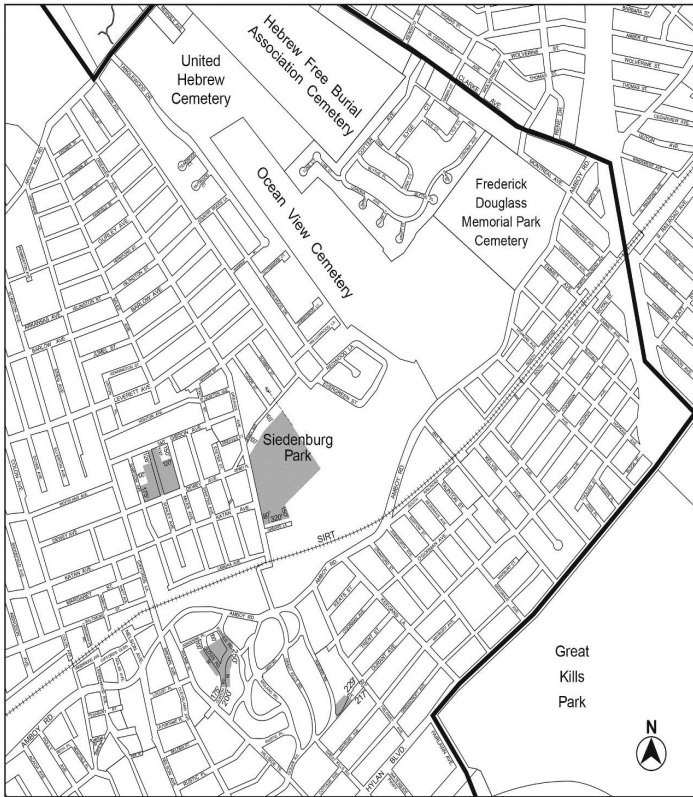


*All dimensions are in feet

Map 3.6 — Open Space Network

[EXISTING MAP]

- Special South Richmond Development District
- Designated Open Space

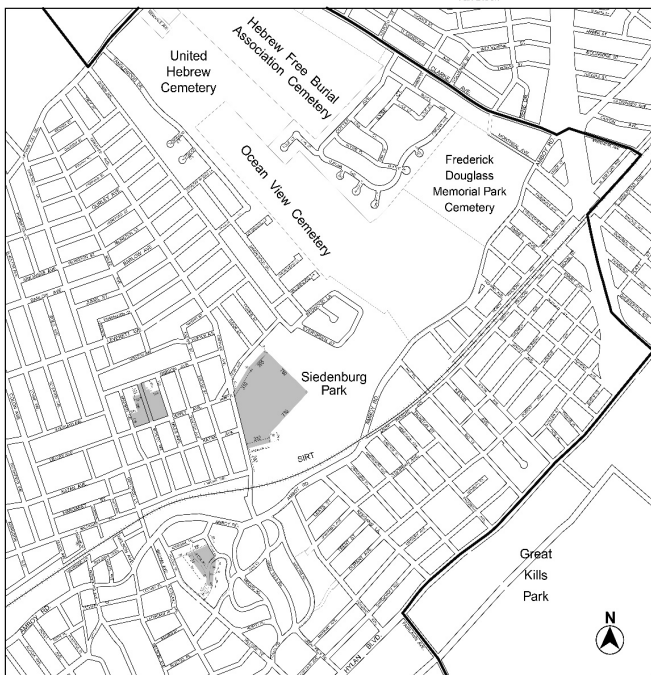


[PROPOSED MAP]

Appendix A

Map 3.6 (date of adoption)

- Special South Richmond Development District
- Designated Open Space
- Mapped Street
- Tax Block



*All dimensions are in feet

Map 4 — Special Areas

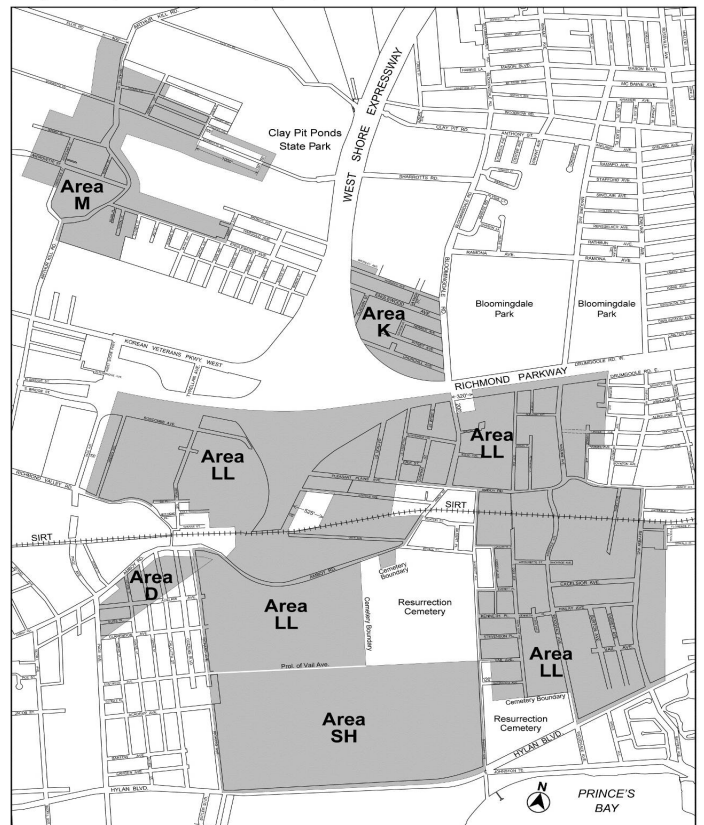
- Special South Richmond Development District
- Special Areas- D, F, K, M
- Large Lot (LL), Senior Housing (SH)



Map 4.1 4 — Special Areas D, K, LL, M and SH

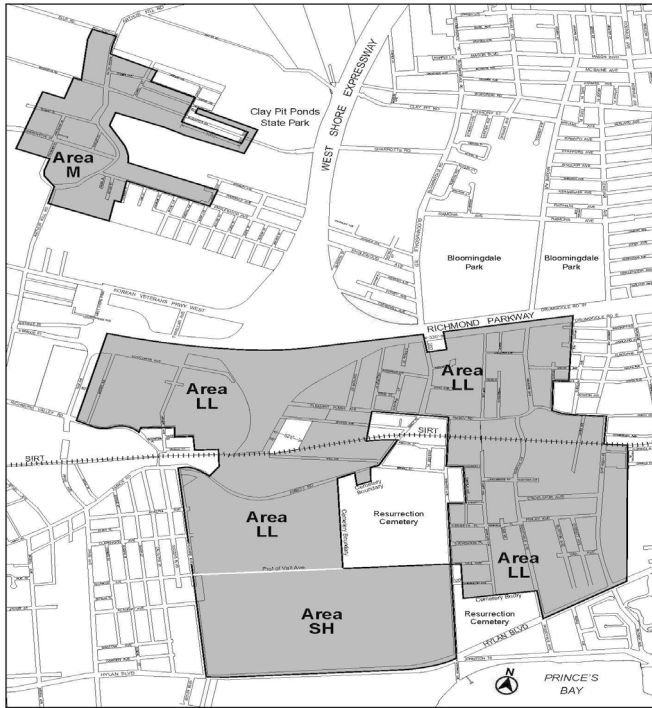
[EXISTING MAP]

Map 4.1: Special Areas D, K, LL, M and SH

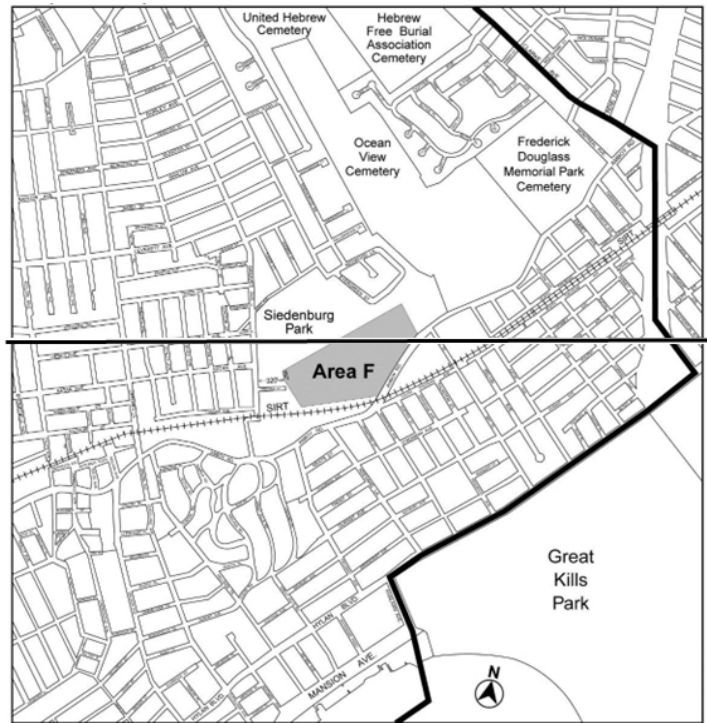


[PROPOSED MAP]

Appendix A (date TBD)
 Map 4. Special Areas LL, M and SH



Map 4.2 — Special Area F



Appendix B
 Tree Selection Tables

Small Trees, 12 - 35 feet at mature height: Uses

Species	Use						
	Sidewalk	On Lot	Common open space	Screening	Setback	Park Street	Replacement
Crabapple (Malus)		x	x				x
Carolina Silver Bell (Halesia carolina)		x	x				
Flowering Cherry (Prunus)	x	x	x		x	x	x
Flowering Dogwood (Cornus florida)		x	x		x	x	x
Golden Rain Tree (Koelreuteria paniculata)	x	x	x			x	x
Hawthorne (Crataegus)		x	x		x		
Hedge Maple (Acer campestre)		x	x	x	x	x	x
Japanese Maple (Acer palmatum)		x	x		x		
Russian Mulberry (Morus alba 'Tatarica')		x	x			x	
Russian Olive (Elaeagnus augustifolia)	x	x	x				
Saucer Magnolia (Magnolia soulangeana)		x	x	x	x	x	x

Small Trees, 12 - 35 feet at mature height: Shape, Foliage, Advantages, Disadvantages and Characteristics:

Species	Shape	Foliage	Advantages	Disadvantages	Other Characteristics
Crabapple (Malus)	round	dense	moderate growth rate, easily transplanted, no maintenance	litters, needs full sun	flowering fruit, fall color: yellow-orange
Carolina Silver Bell (Halesia carolina)	round	light	withstands insects	requires well drained soil; requires moist soil	flowers, fall color
Flowering Cherry (Prunus)	round	light	tolerant of shade	short lived	flowering
Flowering Dogwood (Cornus florida)	spreading	light	moderate growth rate, easily transplanted, no maintenance	needs wind protection; requires well drained soil	flowers, red fall color
Golden Rain Tree (Koelreuteria paniculata)	round	dense	all soils, rapid growth rate, tolerates city, easily transplanted	requires sun	flowers
Hawthorne (Crataegus)	round	dense	easily transplanted	needs pruning, thorns; intolerant of pests; slow growth	fall color: bronze, red
Hedge Maple (Acer campestre)	round	dense	all soils, tolerates city	requires well drained soil	fall color
Japanese Maple (Acer palmatum)	round	dense	no maintenance	slow growth rate, difficult to transplant	red fall color
Mulberry (Morus alba 'Tatarica')	round	dense	all soils, rapid growth rate	litters, needs wind protection, needs pruning	fruit
Russian Olive (Elaeagnus augustifolia)	spreading	light	withstands insects, grows in dry soil	requires sun	flowers
Saucer Magnolia (Magnolia soulangeana)	round	dense	moderate growth rate, easily transplanted, tolerates city	requires well drained soil; requires rich moist soil; needs sun	flowers, bronze fall color

Medium Trees, 35 - 75 feet at mature height. Uses

Species	Use						
	Sidewalk	On Lot	Common open space	Screening	Setback	Park Street	Replacement
American Yellowwood (Cladrastis lutea)		x	x				
Ash, Green (Fraxinus pennsylvatica lanceolata)	x	x	x	x	x	x	x
Bradford Pear (Pyrus calleryana)	x	x	x			x	x
Chinese Chestnut (Castanea mollissima)		x	x		x	x	x
Cork Tree, Amur (Phellodendron amurense)	x	x	x				
Elm, Smooth Leaf (Ulmus carpinifolia)	x	x	x	x	x	x	
Elm, Chinese (Ulmus parvifolia)		x	x			x	
Elm, Siberian (Ulmus pumila)		x	x			x	
European Beech (Fagus sylvatica)				x			x

European Hornbeam (Carpinus betulus)		x	x			x	
Honey Locust (Gleditsia triacanthos)							
Katsura (Cercidiphyllum-japonicum)	x	x	x		x	x	
Little Leaf Linden (Tilia-cordata)	x	x	x		x	x	x
Maple, Norway (Acer-platanoides)		x	x			x	x
Maple, Red (Acer rubrum)	x	x	x	x	x	x	x
Oak, Willow (Quercus-phellos)	x		x				x
Poplar, Lombardi (Populus-nigra 'Italica')		x	x	x	x	x	x
Zelkova, Japanese (Zelkova-serrata)	x						x

Medium Trees, 35 - 75 feet at mature height: Shape, Foliage, Advantages, Disadvantages and Characteristics:

Species	Shape	Foliage	Advantages	Disadvantages	Other Characteristics
American Yellowwood (Cladrastis lutea)	round	dense	withstands insects	spreading shallow roots; difficult to transplant	flowers, yellow fall color
Ash, Green (Froxinus-pennsylvatica lanceolata)	round	dense	all soils, rapid growth rate, wind resistant	low insect resistance	fall color
Bradford Pear (Pyrus-calleryana)	pyramidal	dense	tolerates city, withstands fire blight	needs pruning	flowers, fall color: bronze/red
Chinese Chestnut (Castanea mollissima)	spreading round	dense	rapid growth rate, withstands insects	requires well drained soil	fruit, fall colors
Cork Tree, Amur (Phellodendron amurense)	round	light	rapid growth rate, tolerates city, easily transplanted	litters	fruit, fall color: yellow
Elm, Smooth Leaf (Ulmus-carpinifolia)	round	dense	rapid growth rate, withstands insects	blight	
Elm, Chinese (Ulmus parvifolia)	round-oval	dense	rapid growth rate, withstands insects	blight	
Elm, Siberian (Ulmus pumila)	round	light	all soils, rapid growth rate, withstands insects	blight	
European Beech (Fagus sylvatica)	pyramidal	dense	easily transplanted, use as hedge if pruned	slow growth rate, requires well drained soil	fall color: bronze
European Hornbeam (Carpinus betulus)	round	dense	all soils, withstands insects	slow growth rate, requires sun	fruit, fall color
Honey Locust (Gleditsia triacanthos)	open-headed	light	moderate growth rate, tolerates city, all soils	litters, needs sun	fall color: pale yellow
Katsura (Cercidiphyllum-japonicum)	round	dense	no maintenance rapid growth rate, disease free	prefers open sunny site	fall color: yellow some scarlet or purple
Little Leaf Linden (Tilia-cordata)	oval-pyramidal	dense	withstands insects, tolerates city, easily transplanted	needs maintenance, slow growth rate	fall color: pale yellow

Maple, Norway (Acer-platanoides)	columnar	dense	tolerates city, rapid growth rate, easily transplanted no maintenance	surface roots	fall color: yellow
Maple, Red (Acer rubrum)	round	dense	rapid growth rate, easily transplanted resists disease	litters	fall color: scarlet/ orange yellow
Oak, Willow (Quercus-phellos)	pyramidal-spreading	dense	rapid growth rate, easily transplanted	prefers moist soil, can't withstand cold winter	fall color: yellow
Poplar, Lombardi (Populus-nigra 'Italica')	fastigiate	light-dense	easily transplanted rapid growth rate	short-lived, needs maintenance, roots pry open sewers	fall color: yellow
Zelkova, Japanese (Zelkovaserrata)		dense	all soils, rapid growth rate		

Large Trees, 75 feet or more at mature height: Uses

Species	Use						
	Sidewalk	On Lot	Common open space	Screen-ing	Setback	Park Street	Replacement
American Beech (Fagus-grandifolia)		x	x			x	x
Black Gum (Sour Gum) (Nyssa-sylvatica)		x	x				
Cucumber Tree (Magnolia-acuminata)		x	x				
European White Birch (Betula-pedula)		x	x			x	x
Ginkgo (Ginkgo-biloba)	x	x	x	x	x	x	x
Japanese Pagoda (Sophora-japonica)	x	x	x				x
Kentucky Coffee Tree (Gymnocladus dioicus)		x	x	x	x	x	x
Linden, Silver (Tilia-petiolaris)	x	x	x		x		x
Locust, Black (Robinia-pseudoacacia)		x	x		x	x	
Maple, Silver (Acer-saccharinum)		x	x			x	x
Maple, Sugar (Acer-saccharum)		x	x			x	x
Oak - Pin (Quercus-palustris)		x	x		x	x	x
Oak, Red (Quercus-borealis)	x	x	x		x	x	x
Oak, White (Quercus-alba)		x	x				
Sweetgum (Liquidambar-styraciflua)	x	x	x	x		x	
Sycamore, London Plane (Platanus-acerifolia)	x	x	x	x	x	x	x

Tulip Tree (Liriodendron tulipifera)		x	x			x	x
Blue Atlas Cedar (Cedrus atlantica 'Glauca')		x	x	x	x		x
Douglas Fir (Pseudotsuga menziesii)		x	x	x	x		x
Eastern White Pine (Pinus strobus)			x	x	x		x

Large Trees, 75 feet or taller at mature height: Shape, Foliage, Advantages, Disadvantages and Characteristics:

Species	Shape	Foliage	Advantages	Disadvantages	Other Characteristics
American Beech (Fagus grandifolia)	round	dense	hedge use if pruned, wind resistant, easily transplanted	slow growth rate, shallow roots	fall color: bronze
Black Gum (Sour Gum) (Nyssa sylvatica)	pyramidal	dense	withstands insects, moderate growth rate no maintenance	difficult to transplant	fall color: scarlet/orange
Cucumber Tree (Magnolia acuminata)	pyramidal (varies)	dense	withstands insects, rapid growth rate, grows in partial shade/sun		flowers
European White Birch (Betula pendula)	pyramidal	light	easily transplanted rapid growth rate withstands insects	needs protection, prefers cold climate	fall color: yellow
Ginkgo (Ginkgo biloba)	columnar pyramidal spreading	light	all soils, withstands insects, tolerates city, easily transplanted	slow growth rate, avoid female	fall color: pale yellow
Japanese Pagoda (Sophora japonica)	round-weeping	light	all soils, withstands insects, tolerates city, easily transplanted rapid growth rate	needs maintenance, requires sun	flowers, fall color: yellow
Kentucky Coffee Tree (Gymnocladus dioica)	fastigiate	light	all soils, long life, withstands insects, long life	needs protection, requires sun, slow growth rate	
Linden, Silver (Tilia petiolaris)	fastigiate	dense	rapid growth rate, withstands heat & drought		fall color: pale yellow
Locust, Black (Robinia pseudoacacia)	columnar	light	all soils, tolerates city, rapid growth rate	susceptible to insects	flowers
Maple, Silver (Acer saccharinum)	fastigiate	dense	rapid growth rate, easily transplanted	brittlewood, needs maintenance	fall color: red/yellow-orange
Maple, Sugar (Acer saccharum)	fastigiate	dense	easily transplanted long life	slow growth rate, little tolerance for city	fall color: scarlet/yellow-orange
Oak, Pin (Quercus palustris)	pyramidal	dense	all soils, withstands insects, rapid growth rate, easily transplanted	needs maintenance	fall color: scarlet
Oak, Red (Quercus borealis)	oval	dense	tolerates city, grows faster than other oaks, easily transplanted		fall color: red
Oak, White (Quercus alba)	round	dense	holds leaves in winter	slow growth rate, prefers dry soil	
Sweetgum (Liquidambar styraciflua)	pyramidal	dense	moderate growth rate, withstands insects	difficult to transplant	flowers, fall color
Sycamore, London Plane (Platanus Acerifolia)	round-spreading	light-dense	all soils, tolerates city, easily transplanted rapid growth rate	overplanted in NYC, susceptible to fungus	
Tulip Tree (Liriodendron tulipifera)	pyramidal		withstands insects	requires well drained soil	flowers, fall color

Blue Atlas Cedar (Cedrus-atlantica 'Glauca')	pyramidal	evergreen	moderate growth rate, easily transplanted no maintenance	
Douglas Fir (Pseudotsuga-menziessii)	pyramidal	evergreen	easily transplanted rapid growth rate	needs protection
Eastern White Pine (Pinus-strobus)	pyramidal	evergreen	easily transplanted rapid growth rate	requires well-drained soil

* * *

NOTICE

On Wednesday, June 28, 2023, a public hearing is being held by the City Planning Commission (CPC), accessible in-person and remotely, in conjunction with the above hearing to receive comments related to a Draft Environmental Impact Statement (DEIS) concerning an application by the New York City Department of City Planning (DCP). The Proposed Action is a zoning text amendment to update the Special South Richmond Development District (SSRDD) to provide a clear and consistent framework that balances developments with natural features regulations within the special district. In 2020 and 2021, the project was proposed as the Staten Island Special Districts Update. Since the public scoping meeting, the project has been renamed and limited to only amend the SSRDD due to public feedback received during the public outreach process. The modifications to Special Natural Area District and Special Hillside Preservation District are no longer included in the Proposed Action.

The Proposed Action is a zoning text amendment that would affect the SSRDD (Article X, Chapter 7) and all of Staten Island's SSRDD which is located in Community District 3. The Proposed Action would amend the existing SSRDD regulations to allow most small sites, less than 1 acre, an as-of-right framework by codifying CPC best practices and updating the regulations that govern the natural features on large sites to provide a clearer framework for CPC discretionary review. The analysis year is 2030.

Written comments on the DEIS are requested and will be received and considered by the Lead Agency through 5:00 PM on Monday, July 10, 2023.

For instructions on how to submit comments and participate, both in-person and remotely, please refer to the instructions at the beginning of this agenda.

This hearing is being held pursuant to the State Environmental Quality Review Act (SEQRA) and City Environmental Quality Review (CEQR), CEQR No. 20DCP130R.

BOROUGH OF BROOKLYN
No. 8

LINDEN STREET HISTORIC DISTRICT

CD 4 N 230353 HKK
IN THE MATTER OF a communication dated from May 18, 2023, the Executive Director of the Landmarks Preservation Commission regarding the Linden Street Historic District designation, designated by the Landmarks Preservation Commission on May 9, 2023. (Designation List No. 531/LP-2665). The Linden Street Historic District consists of the 32 properties bounded by a line beginning at the northwest corner of Bushwick Avenue and Linden Street, continuing northwesterly along the southwestern curb line of Bushwick Avenue to a point on a line extending northeasterly from the northwestern property line of 55 Linden Street (aka 1020-1026 Bushwick Avenue), southwesterly along said line and the northwestern property lines of 55 Linden Street (aka 1020-1026 Bushwick Avenue) through 15 Linden Street; southeasterly along the southwestern property line of 15 Linden Street and a line extending southeasterly to the northwestern curb line of Linden Street; southwesterly along the northwestern curb line of Linden Street to a point on a line extending northwesterly from the southwestern property line of 14 Linden Street; southeasterly along said line and the southwestern property line of 14 Linden Street; northeasterly along the southeastern property lines of 14 through 34 Linden Street; northwesterly along the northeastern property line of 34 Linden Street and a line extending northwesterly to the northwestern curb line of Linden Street; northeasterly along the northwestern curb line of Linden Street to the place of beginning, Borough of Brooklyn, Community District 4.

BOROUGH OF MANHATTAN
No. 9

80 PINE STREET IBO OFFICE SPACE

CD 1 N 230279 PXM
IN THE MATTER OF a Notice of Intent to acquire office space submitted by the Department of Citywide Administrative Services and the Independent Budget Office, pursuant to Section 195 of the New

York City Charter for use of property located at 80 Pine Street (Block 39, p/o Lot 12) (Independent Budget Office office).

Sara Avila, Calendar Officer
City Planning Commission
120 Broadway, 31st Floor, New York, NY 10271
Telephone (212) 720-3366

Accessibility questions: (212) 720-3508, AccessibilityInfo@planning.nyc.gov, by: Thursday, June 22, 2023, 5:00 P.M.



j13-28

CITYWIDE ADMINISTRATIVE SERVICES

■ PUBLIC HEARINGS

HUMAN CAPITAL LINE OF SERVICE
PROPOSED AMENDMENT TO CLASSIFICATION

PUBLIC NOTICE IS HEREBY GIVEN of a virtual public hearing to amend the Classification of the Classified Service of the City of New York.

A virtual public hearing will be held by the Commissioner of Citywide Administrative Services in accordance with Rule 2.6 of the Personnel Rules and Regulations of the City of New York via Microsoft Teams on June 28, 2023, at 10:00 AM.

Topic: Public Hearing - NYS Civil Service Commission Proposal - HELP Program

Meeting link: <https://www.microsoft.com/microsoft-teams/join-a-meeting>

Meeting ID: 290 781 280 011

Passcode: MCEoTm

Phone Number: 1 646-893-7101

Phone Conference ID: 394 806 280#

For more information go to the DCAS website at <https://www1.nyc.gov/site/dcas/about/public-hearings.page>

RESOLVED, that the classification of the Classified Service of the City of New York is hereby amended under the heading of **ALL CITY AGENCIES [999]** as follows:

- I. To classify the following non-managerial titles and positions in the Non-Competitive Class, subject to Rule XI, Part II:

Title Code Number	Class of Positions	Salary Range	Number of Authorized Positions
XXXXX	Police Communications Technician (HELP Program)	#	Unlimited
XXXXX	Probation Officer Trainee (HELP Program)	#	Unlimited
XXXXX	Probation Officer (HELP Program)	#	Unlimited

Salary is determined by applicable collective bargaining agreements.

Part II positions are covered by Section 75 of the Civil Service Law disciplinary procedures after 5 years of service.

Accessibility questions: (212) 386-0256, accessibility@dcas.nyc.gov, by: Friday, June 23, 2023, 5:00 P.M.



j21-23

BOARD OF EDUCATION RETIREMENT SYSTEM

■ MEETING

The New York City Board of Correction will hold a public meeting on Tuesday, June 13, 2023, at 1:00 P.M. The Board will discuss issues impacting the New York City jail system.

More information is available on the Board's website at <https://www.nyc.gov/site/boc/meetings/2023-meetings.page>.

j14-22

FRANCHISE AND CONCESSION REVIEW COMMITTEE

■ MEETING

PUBLIC NOTICE IS HEREBY GIVEN that the Franchise and Concession Review Committee, will hold a public meeting, on Wednesday, July 12, 2023, at 2:30 P.M., Spector Hall, 22 Reade Street, Manhattan.

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) 298-0734. Any person requiring reasonable accommodation for the public hearing should contact MOCS at least five (5) business days in advance of the hearing to ensure availability.

Accessibility questions: (212) 298-0734, by: Wednesday, July 5, 2023, 2:30 P.M.



• j22

HOUSING AUTHORITY

■ NOTICE

The next Board Meeting of the New York City Housing Authority is scheduled for Thursday, June 29, 2023, at 10:00 A.M. in the Ceremonial Room on the 5th Floor of 90 Church Street, New York, New York (unless otherwise noted). Copies of the Calendar will be available on NYCHA's Website or may be picked up at the Office of the Corporate Secretary at 90 Church Street, 5th Floor, New York, NY, no earlier than 24 hours before the upcoming Board Meeting. Copies of the Minutes will also be available on NYCHA's Website or may be picked up at the Office of the Corporate Secretary no earlier than 3:00 P.M. on the Friday following the Board Meeting.

Any changes to the schedule will be posted here and on NYCHA's Website at <https://www1.nyc.gov/site/nycha/about/board-meetings.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.

The meeting will be streamed live on NYCHA's YouTube Channel at <https://www.youtube.com/c/nycha> and NYCHA's Website, at <https://www1.nyc.gov/site/nycha/about/board-meetings.page>.

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

Accessibility questions: Office of the Corporate Secretary (212-306-6088), by: Tuesday, June 20, 2023, 5:00 P.M.



j8-29

LANDMARKS PRESERVATION COMMISSION

■ NOTICE

NOTICE IS HEREBY GIVEN that pursuant to the provisions of Title 25, Chapter 3 of the Administrative Code of the City of New York (Sections 25-303, 25-307, 25-308, 25-309, 25-313, 25-318, 25-320) on

Tuesday, June 27, 2023, at 9:30 A.M., a public hearing will be held in the public hearing room at 1 Centre Street, 9th Floor, Borough of Manhattan, with respect to the following properties, and then followed by a public meeting. Participation by video conference may be available as well. Please check the hearing page on LPC's website (<https://www.nyc.gov/site/lpc/hearings/hearings.page>) for updated hearing information.

The final order and estimated times for each application will be posted on the Landmarks Preservation Commission website the Friday before the hearing. Please note that the order and estimated times are subject to change. An overflow room is located outside of the primary doors of the public hearing room. Any person requiring reasonable accommodation in order to participate in the hearing or attend the meeting should contact Gregory Cala, Community and Intergovernmental Affairs Coordinator, at gcala@lpc.nyc.gov or (212) 602-7254 no later than five (5) business days before the hearing or meeting. Members of the public not attending in person can observe the meeting on LPC's YouTube channel at www.youtube.com/nyclpc and may testify on particular matters by joining the meeting using either the Zoom app or by calling in from any phone. Specific instructions on how to observe and testify, including the meeting ID and password, and the call-in number, will be posted on the agency's website, on the Monday before the public hearing. Finally, please be aware: COVID-19 safety protocols are in effect at the location; all attendees over the age of two who are medically able to tolerate a face covering will be required to wear a face covering, regardless of vaccination status.

30 College Place - Brooklyn Heights Historic District
LPC-23-04641 - Block 236 - Lot 52 - **Zoning:** R7-1
CERTIFICATE OF APPROPRIATENESS

A brick carriage house. Application is to construct a rooftop addition, modify the rear facade, and excavate the cellar.

171 Columbia Heights - Brooklyn Heights Historic District
LPC-23-09747 - Block 234 - Lot 7503 - **Zoning:** R6
CERTIFICATE OF APPROPRIATENESS

A Beaux-Arts style hotel building built in 1903. Application is to create new window openings.

158 Clinton Street - Brooklyn Heights Historic District
LPC-23-08456 - Block 267 - Lot 32 - **Zoning:** R6
CERTIFICATE OF APPROPRIATENESS

A Greek Revival style rowhouse built in 1847. Application is to construct a rear yard addition and rear dormer, alter the roof, and replace a door.

302 Grand Avenue - Clinton Hill Historic District
LPC-22-05952 - Block 1951 - Lot 30 - **Zoning:** R6B, C2-4
CERTIFICATE OF APPROPRIATENESS

Two vacant lots. Application is to construct two new buildings, and create a curb cut.

120 Pacific Street - Cobble Hill Historic District
LPC-22-05837 - Block 291 - Lot 12 - **Zoning:** R6
CERTIFICATE OF APPROPRIATENESS

A Greek Revival style rowhouse built c. 1842. Application is to establish a Master Plan governing the future installation of windows.

304 Carroll Street - Carroll Gardens Historic District
LPC-23-10618 - Block 450 - Lot 38 - **Zoning:** R6B
CERTIFICATE OF APPROPRIATENESS

A rowhouse designed by Edward P. Crane and built in 1872-73. Application is to legalize the installation of stucco at the rear façade and alteration of the areaway fence and curb without Landmarks Preservation Commission permits, and to replace windows.

306 Carroll Street - Carroll Gardens Historic District
LPC-23-09006 - Block 450 - Lot 39 - **Zoning:** R6B
CERTIFICATE OF APPROPRIATENESS

A rowhouse designed by Edward P. Crane and built in 1872-73. Application is to alter facades and modifying openings, replace windows, raise the height of the roof and install HVAC equipment, install ironwork, expand a rear yard addition, and reconstruct the garage and install a roof deck at the garage.

277 Canal Street, aka 277-289 Canal Street, and 418-422 Broadway - SoHo-Cast Iron Historic District Extension
LPC-23-09351 - Block 209 - Lot 1 - **Zoning:** M1-5/R9X
CERTIFICATE OF APPROPRIATENESS

A Renaissance Revival style theater, store, and loft building designed by David M. Oltarsh and built 1927-28. Application is to construct a vertical enlargement and establish a master plan governing the installation of storefront infill and signage.

52 Charles Street - Greenwich Village Historic District
LPC-23-05495 - Block 611 - Lot 13 - **Zoning:** C2-6
CERTIFICATE OF APPROPRIATENESS

A Greek Revival style rowhouse built in 1839-40. Application is to construct rear yard and rooftop additions.

140 West 81st Street - Upper West Side/Central Park West Historic District
LPC-23-04861 - Block 1211 - Lot 50 - **Zoning:** R8B
CERTIFICATE OF APPROPRIATENESS

A Romanesque Revival style church building designed by John F.

Capen and built in 1893. Application is to apply a coating on the masonry façade.

**1014 Fifth Avenue - Metropolitan Museum Historic District
LPC-23-10928 - Block 1494 - Lot 72 - Zoning: R10, R8B, P1
CERTIFICATE OF APPROPRIATENESS**

A Beaux-Arts style townhouse designed by Welch, Smith & Provot and built in 1906-1907. Application is to amend work approved under LPC-23-00224, to modify doors, install signage, alter the areaway, and replace sidewalk pavers.

**1209 Park Avenue - Expanded Carnegie Hill Historic District
LPC-23-11109 - Block 1523 - Lot 72 - Zoning: R10
CERTIFICATE OF APPROPRIATENESS**

A converted 19th century rowhouse with a Modern style façade designed by Lucien David and altered in 1960. Application is to reclad the front facade, replace the rear facade and construct rooftop and rear yard additions.

**15 West 122nd Street - Mount Morris Park Historic District
LPC-23-04680 - Block 1721 - Lot 8 - Zoning: R7-2
CERTIFICATE OF APPROPRIATENESS**

A rowhouse designed by Cleverdon and Putzel and built in 1887-1888. Application is to approve the construction of a rooftop addition built slightly taller than approved by Certificate of No Effect 19-24553.

j14-27

TRANSPORTATION

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN, pursuant to law, that the following proposed revocable consents, have been scheduled for a public hearing by the New York City Department of Transportation. The hearing will be held remotely commencing on Thursday June 29, 2023 at 2:00 P.M., via the WebEx platform and in person, on the following petitions for revocable consent.

WebEx: Meeting Number (access code): 2632 403 7009

Meeting Password: Fu6A5Z8PsAS

The hearing will be held in person at 55 Water St, BID ROOM, in the Borough of Manhattan. Masks are required to be worn to enter the building and during the hearing.

#1 IN THE MATTER OF a proposed revocable consent authorizing 186 Manhattan Associates, LLC to continue to maintain and use a stoop and a fenced-in area on the south sidewalk of East 93rd Street, west of Third Avenue, in the Borough of Manhattan. The revocable consent is for ten years from July 1, 2023 to June 30, 2033 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 1880**

- For the period July 1, 2023 to June 30, 2024 - \$747/per annum
- For the period July 1, 2024 to June 30, 2025 - \$761
- For the period July 1, 2025 to June 30, 2026 - \$775
- For the period July 1, 2026 to June 30, 2027 - \$789
- For the period July 1, 2027 to June 30, 2028 - \$803
- For the period July 1, 2028 to June 30, 2029 - \$817
- For the period July 1, 2029 to June 30, 2030 - \$831
- For the period July 1, 2030 to June 30, 2031 - \$845
- For the period July 1, 2031 to June 30, 2032 - \$859
- For the period July 1, 2032 to June 30, 2033 - \$873

with the maintenance of a security deposit in the sum of \$2,000 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#2 IN THE MATTER OF a proposed revocable consent authorizing Commons Associates LLC to continue to maintain and use conduits, lampposts, planting areas, and a bench, on and under Myrtle Avenue, between Flatbush Avenue Extension and Duffield Street, on the west sidewalk of Duffield Street, west of Flatbush Avenue Extension, and under and across Tech Place, east of Bridge Street, in the Borough of Brooklyn. The revocable consent is for a term of ten years from the Approval Date by the Mayor and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 1511**

From the date of approval to June 30, 2026- \$25/per annum

with the maintenance of a security deposit in the sum of \$0.00 the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#3 IN THE MATTER OF a proposed revocable consent authorizing Long Island University to construct, maintain and use planters on the south sidewalk of Willoughby Street, west of Ashland Place, and on the west sidewalk of Ashland Place, south of Willoughby Street, in the Borough of Brooklyn. The revocable consent is for a term of ten years from the Approval Date by the Mayor and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 2617**

From the Approval Date to June 30, 2034 - \$940/per annum

with the maintenance of a security deposit in the sum of \$7,500 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#4 IN THE MATTER OF a proposed revocable consent authorizing RXR 196 Willoughby Owner LLC to construct, maintain and use a planter on the south sidewalk of Willoughby Street between Fleet Street and Ashland Place, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from the Approval Date by the Mayor and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 2618**

From the Approval Date to June 30, 2034 - \$55 /per annum

with the maintenance of a security deposit in the sum of \$1,000 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations

#5 IN THE MATTER OF a proposed revocable consent authorizing Trustees of Columbia University in the City of New York to continue to maintain and use conduits under and across West 168th Street, west of Broadway, in the Borough of Manhattan. The revocable consent is for a term of ten years from July 1, 2023 to June 30, 2033 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 831**

- For the period July 1, 2023 to June 30, 2024 - \$6,163 per annum
- For the period July 1, 2024 to June 30, 2025 - \$6,276
- For the period July 1, 2025 to June 30, 2026 - \$6,389
- For the period July 1, 2026 to June 30, 2027 - \$6,502
- For the period July 1, 2027 to June 30, 2028 - \$6,615
- For the period July 1, 2028 to June 30, 2029 - \$6,728
- For the period July 1, 2029 to June 30, 2030 - \$6,841
- For the period July 1, 2030 to June 30, 2031 - \$6,954
- For the period July 1, 2031 to June 30, 2032 - \$7,067
- For the period July 1, 2032 to June 30, 2033 - \$7,180

with the maintenance of a security deposit in the sum of \$7,200 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#6 IN THE MATTER OF a proposed revocable consent authorizing West 64th Street LLC to continue to maintain and use an underground improvement under the south sidewalk of West of West 65th Street, east sidewalk of Broadway and north sidewalk of West 64th Street, in the Borough of Manhattan. The revocable consent is for a term of ten years from July 1, 2023 to June 30, 2033 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 1861**

- For the period July 1, 2023 to June 30, 2024 - \$239,669
- For the period July 1, 2024 to June 30, 2025 - \$244,034
- For the period July 1, 2025 to June 30, 2026 - \$248,399
- For the period July 1, 2026 to June 30, 2027 - \$252,794
- For the period July 1, 2027 to June 30, 2028 - \$257,129
- For the period July 1, 2028 to June 30, 2029 - \$261,494
- For the period July 1, 2029 to June 30, 2030 - \$265,859
- For the period July 1, 2030 to June 30, 2031 - \$270,224
- For the period July 1, 2031 to June 30, 2032 - \$274,589
- For the period July 1, 2032 to June 30, 2033 - \$278,954
- For the period July 1, 2033 to June 30, 2034 - \$283,319

with the maintenance of a security deposit in the sum of \$279,000 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations

#7 IN THE MATTER OF a proposed revocable consent authorizing Anthony Diaz to construct, maintain and use two stoops and fenced-in area with stair on the northwest sidewalk of Greene Avenue, between Woodward Avenue and Fairview Avenue, in the Borough of Queens.

The revocable consent is for a term of ten years from the Approval Date by the Mayor and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 2605**

- From the Approval Date to June 30, 2023 - \$6,100/per annum
- For the period July 1, 2023 to June 30, 2024 - \$6,214
- For the period July 1, 2024 to June 30, 2025 - \$6,328
- For the period July 1, 2025 to June 30, 2026 - \$6,442
- For the period July 1, 2026 to June 30, 2027 - \$6,556
- For the period July 1, 2027 to June 30, 2028 - \$6,670
- For the period July 1, 2028 to June 30, 2029 - \$6,784
- For the period July 1, 2029 to June 30, 2030 - \$6,898
- For the period July 1, 2030 to June 30, 2031 - \$7,012
- For the period July 1, 2031 to June 30, 2032 - \$7,126
- For the period July 1, 2032 to June 30, 2033 - \$7,240
- For the period July 1, 2033 to June 30, 2034 - \$7,354

with the maintenance of a security deposit in the sum of \$7,000 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#8 IN THE MATTER OF a proposed revocable consent authorizing City Harvest, Inc. to construct, maintain and use an accessible ramp and stairs on the south sidewalk of 52nd Street, between 1st Avenue and 2nd Avenue, in the Borough of Brooklyn. The revocable consent is for a term of ten years from the Approval Date by the Mayor and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 2609**

- From the Approval Date by the Mayor to June 30, 2023 -\$3,025/per annum
- For the period July 1, 2023 to June 30, 2024 - \$3,081
- For the period July 1, 2024 to June 30, 2025 - \$3,137
- For the period July 1, 2025 to June 30, 2026 - \$3,193
- For the period July 1, 2026 to June 30, 2027 - \$3,249
- For the period July 1, 2027 to June 30, 2028 - \$3,305
- For the period July 1, 2028 to June 30, 2029 - \$3,361
- For the period July 1, 2029 to June 30, 2030 - \$3,417
- For the period July 1, 2030 to June 30, 2031 - \$3,473
- For the period July 1, 2031 to June 30, 2032 - \$3,529
- For the period July 1, 2032 to June 30, 2033 - \$3,585
- For the period July 1, 2033 to June 30, 2034 - \$3,641

with the maintenance of a security deposit in the sum of \$35,000 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#9 IN THE MATTER OF a proposed revocable consent authorizing 1414 Realty LLC to construct, maintain and use an enclosure for trash receptacles on the south sidewalk of West 45th Street, between 9th Avenue and 10th Avenue, in the Borough of Manhattan. The revocable consent is for a term of ten years from the Approval Date by the Mayor and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 2611**

From the Approval Date by the Mayor to June 30, 2034 -\$53/per annum

with the maintenance of a security deposit in the sum of \$1,000 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#10 IN THE MATTER OF a proposed revocable consent authorizing Kupo Ljesnjanin & Ifeta Ljesnjanin to construct, maintain and use an accessibility lift, entry steps, and fenced-in planted area on the west sidewalk of 47th Street, between 30th Avenue and 28th Avenue, in the Borough of Queens. The revocable consent is for a term of ten years from the Approval Date by the Mayor and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 2602**

- From the Approval Date by the Mayor to June 30, 2023 -\$3,125/per annum
- For the period July 1, 2023 to June 30, 2024 - \$3,183
- For the period July 1, 2024 to June 30, 2025 - \$3,241
- For the period July 1, 2025 to June 30, 2026 - \$3,299
- For the period July 1, 2026 to June 30, 2027 - \$3,357
- For the period July 1, 2027 to June 30, 2028 - \$3,415
- For the period July 1, 2028 to June 30, 2029 - \$3,473
- For the period July 1, 2029 to June 30, 2030 - \$3,531
- For the period July 1, 2030 to June 30, 2031 - \$3,589
- For the period July 1, 2031 to June 30, 2032 - \$3,647
- For the period July 1, 2032 to June 30, 2033 - \$3,705
- For the period July 1, 2033 to June 30, 2034 - \$3,763

with the maintenance of a security deposit in the sum of \$7,000 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#11 IN THE MATTER OF a proposed revocable consent authorizing Ellivkroy Realty Corporation to continue to maintain and use planters on the south sidewalk of East 86th Street, west of York Avenue, in the Borough of Manhattan. The revocable consent is for a term of ten years from July 1, 2014 to June 30, 2024 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 1642**

For the period July 1, 2014 to June 30, 2024 - \$50/annum

with the maintenance of a security deposit in the sum of \$500 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#12 IN THE MATTER OF a proposed revocable consent authorizing New York University to construct, maintain and use an overhead building projection Triangle Fire Memorial above and along the west sidewalk of Greene Street and the north sidewalk of Washington Place, in the Borough of Manhattan. The revocable consent is for a term of ten years from the Approval Date by the Mayor and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 2570**

From the Approval Date by the Mayor to June 30, 2023 - \$10,762/per annum

- For the period July 1, 2023 to June 30, 2024 - \$10,962
- For the period July 1, 2024 to June 30, 2025 - \$11,162
- For the period July 1, 2025 to June 30, 2026 - \$11,362
- For the period July 1, 2026 to June 30, 2027 - \$11,562
- For the period July 1, 2027 to June 30, 2028 - \$11,762
- For the period July 1, 2028 to June 30, 2029 - \$11,962
- For the period July 1, 2029 to June 30, 2030 - \$12,162
- For the period July 1, 2030 to June 30, 2031 - \$12,362
- For the period July 1, 2031 to June 30, 2032 - \$12,562
- For the period July 1, 2032 to June 30, 2033 - \$12,762
- For the period July 1, 2033 to June 30, 2034 - \$12,962

with the maintenance of a security deposit in the sum of \$100,000 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

j9-29



The City of New York in partnership with PublicSurplus.com posts online auctions. All auctions are open to the public.

Registration is free and new auctions are added daily. To review auctions or register visit <https://publicsurplus.com>

CITYWIDE ADMINISTRATIVE SERVICES

■ SALE

The City of New York in partnership with IAAL.com posts vehicle and heavy machinery auctions online every week at:

<https://iaai.com/search?keyword=dcas+public>
All auctions are open to the public and registration is free.

Vehicles can be viewed in person at:
Insurance Auto Auctions, Green Yard
137 Peconic Avenue, Medford, NY 11763
Phone: (631) 207-3477

No previous arrangements or phone calls are needed to preview.
Hours are Monday from 10:00 A.M. – 2:00 P.M.

jy29-j17

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 PREQUALIFICATION

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 HHS Accelerator Prequalification Application using the City’s PASSPort system. The PASSPort system is a web-based system maintained by the City of New York for use by its Mayoral Agencies to manage procurement. Important business information collected in the Prequalification Application is 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 and organizational capacity. Approved organizations will be eligible to compete and would submit electronic proposals through the PASSPort system. The PASSPort Public Portal, which lists all RFPs, including HHS RFPs that require HHS Accelerator Prequalification, may be viewed at https://passport.cityofnewyork.us/page.aspx/en/rfp/request_browse_public. All current and prospective vendors should frequently review information listed on roadmap to take full advantage of upcoming opportunities for funding. For additional information about HHS Accelerator Prequalification and PASSPort, including background materials, user guides and video tutorials, please visit <https://www1.nyc.gov/site/mocs/systems/about-go-to-passport.page>.

ADMINISTRATION FOR CHILDREN’S SERVICES

AWARD

Services (other than human services)

SOCIAL SECURITY ADVOCACY - Negotiated Acquisition - Other - PIN# 06823N0014001 - AMT: \$5,232,800.00 - TO: Public Consulting Group LLC, 148 State Street, 10th Floor, Boston, MA 02109-2510.

This is an NAE for period 1/1/23 to 12/31/24. PCG conducts work on behalf of ACS to initiate and submit all necessary documentation for new SSA applications, reapplication, recertification, tracking of SSI/RSDI open and closed cases for eligible foster children under the placement and care responsibility of ACS. Some of PCG’s duties include monitoring funds to be conserved for children in care as well as reconciliation of the bank account(s) in which Social Security funds are deposited.

ACS must maintain continuity of services with the current vendor until services resulting from a new procurement are put in place. These services fulfill a vital need for ACS, helping ACS identify those children/youth in care that are potentially eligible for benefits based on criteria established by the Social Security Administration (SSA), so that applications for benefits may be submitted to the SSA on their behalf.

◀ j22

FAMILY PERMANENCY SERVICES

AWARD

Human Services/Client Services

SPECIALIZED & ENHANCED FAMILY FOSTER CARE (SFFC AND EFFC) - Competitive Sealed Proposals/Pre-Qualified List - PIN# 06821P0330003 - AMT: \$86,398,902.86 - TO: Catholic Guardian Services, 1011 First Avenue, 10th Floor, New York, NY 10022.

Foster Care RFP - to provide foster care services in a home-based setting for children not able to safely remain at home.

Special Case Determination not required because procurement is for Client/Human Services and is the preferred method under PPB Rule 3-01 (c).

◀ j22

PREVENTION SERVICES

AWARD

Human Services/Client Services

PREVENTION SERVICES: MST-PREV/MST-SA BK - Renewal - PIN# 06820P8244KXLR001 - AMT: \$5,178,097.12 - TO: The Children’s Village, Echo Hills, Dobbs Ferry, NY 10522.

ACS will renew this contract for three (3) years from July 1, 2023, through June 30, 2026. This renewal is critical in preventing disruption of services to our youth. The terms & conditions will remain the same as per the underlying contract.

◀ j22

PREVENTION SERVICES - FFT ADAPTATIONS - BRONX

- Renewal - PIN# 06820P8252KXLR001 - AMT: \$10,253,344.12 - TO: Rising Ground Inc., 151 Lawrence Street, 5th Floor, Brooklyn, NY 11201.

ACS will renew this contract for three (3) years from July 1, 2023, through June 30, 2026. This renewal is critical in preventing disruption of services to our youth. The terms & conditions will remain the same as per the underlying contract.

◀ j22

PREVENTION SERVICES - FAMILY SUPPORT - QNS3

- Renewal - PIN# 06820P8235KXLR001 - AMT: \$5,400,000.00 - TO: Mercyfirst, 525 Convent Road, Syosset, NY 11791.

ACS will renew this contract for three (3) years from July 1, 2023, through June 30, 2026. This renewal is critical in preventing disruption of services to our youth. The terms & conditions will remain the same as per the underlying contract.

◀ j22

PREVENTION SERVICES - FAMILY SUPPORT - BX4

- Renewal - PIN# 06820P8199KXLR001 - AMT: \$5,591,105.25 - TO: Rising Ground Inc., 151 Lawrence Street, 5th Floor, Brooklyn, NY 11201.

ACS will renew this contract for three (3) years from July 1, 2023, through June 30, 2026. This renewal is critical in preventing disruption of services to our youth. The terms & conditions will remain the same as per the underlying contract.

◀ j22

PREVENTION SERVICES - CHILD PARENT PSYCHOTHERAPY

- Renewal - PIN# 06823X8007KXLR001 - AMT: \$5,839,471.80 - TO: Rising Ground Inc., 151 Lawrence Street, 5th Floor, Brooklyn, NY 11201.

ACS has opted to renew this contract in order to ensure continuity of services. The renewal period starts July 1, 2023, through June 30, 2026. All terms and conditions are the same as the underlying contract.

◀ j22

YOUTH AND FAMILY JUSTICE

AWARD

Human Services/Client Services

NON-SECURE PLACEMENT SERVICES - Negotiated Acquisition - Other - PIN# 06823N0028001 - AMT: \$14,002,678.15 - TO: Rising Ground Inc., 151 Lawrence Street, 5th Floor, Brooklyn, NY 11201.

Non-Secure Placement Services Negotiated Acquisition Extension for 1 year from 7/1/23 to 6/30/24 while ACS completes the RFP process for new awards pursuant to Section 3-04 (b)(2)(iii) of the Procurement Policy Board Rules is needed to serve youth who are ordered to be placed in Close to Home NSP by the Family Courts. The RFP is anticipated to be released by Summer 2023, with new awards to begin on 7/1/2024.

◀ j22

AGING

PROGRAM OPERATIONS

■ AWARD

Human Services/Client Services

CASE MANAGEMENT FOR OLDER ADULTS - Negotiated Acquisition - Other - PIN# 12523N0016001 - AMT: \$1,335,325.00 - TO: The Jewish Association for Services for the Aged, 247 West 37th Street, 9th Floor, New York, NY 10018.

NYC Aging ID: 2MJ

Case Management - FY24 Negotiated Acquisition Extension (NAE).

☛ j22

CITYWIDE ADMINISTRATIVE SERVICES

■ SOLICITATION

Services (other than human services)

PQL ID: PQL000134 ARMED/UNARMED SECURITY GUARDS AND RELATED SERVICES, CITYWIDE M/WBE PQL - Request for Qualifications - PIN# 000134 - Due 8-8-23 at 2:00 P.M.

DCAS' Office of Citywide Procurement is issuing a Request for Qualifications ("RFQ") to evaluate and pre-qualify a list of City Certified Minority and Women-Owned Business Enterprise Vendors (M/WBE's) for Armed/Unarmed Security Guards and Related Services.

Pursuant to this Request for Qualifications ("RFQ"), the City of New York, through DCAS, is seeking to identify qualified Armed/Unarmed Security Guards and Related Services vendors to furnish all labor, materials equipment necessary and required to perform Security and Related service projects ("Projects") throughout the City.

DCAS anticipates establishing a total of three (3) PQLs grouped into distinct categories ("Options") of Armed/Unarmed Security Guards and Related Services as follows:

- a. PQL Option #1 – Armed Security Guard Services
- b. PQL Option #2 – Unarmed Security Guards Services
- c. PQL Option #3 – Related Services

By establishing contractors' qualifications and experience in advance, this RFQ will result in Pre-Qualified Lists of competent M/WBE's which various City Agencies will utilize to solicit Armed/Unarmed Security Guards and Related Services bids for work in City buildings and facilities with an estimated cost of \$1,000,000 or less. DCAS will administer the PQL.

Projects are defined as those which are identified as Armed/Unarmed Security Guards and Related Services that will fall within the specific categories listed above and are required by the Agency to provide Security Guards and Related Services in City buildings and facilities.

DCAS will hold an OPTIONAL PQL INFORMATION CONFERENCE on: DATE: July 10, 2023 TIME: 11:00 A.M.(EST)

LOCATION: <https://dcas-nyc-gov.zoom.us/j/8175tV0NLAu>

Please note: Attendance is NOT MANDATORY but strongly recommended.

It is anticipated that the PQLs for Options 1, 2, & 3 will be established by: November 30, 2023. This date is subject to change. All applications are completed electronically using the City's digital Procurement and Sourcing Solutions Portal ("PASSPort").

To access this RFQ, please visit the following link: https://passport.cityofnewyork.us/page.aspx/en/rfp/request_browse_public

Click on the "Prequalified Lists" tab and search the PQL ID "PQL000134" in the Keyword field. Then click on the icon. All questions and requests for additional information concerning the applications for this RFQ must be sent via email to: BMathieu@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, https://passport.cityofnewyork.us/page.aspx/en/rfp/request_browse_public. Balduin Mathieu (212) 386-0423; BMathieu@dcas.nyc.gov

j20-26

OFFICE OF CITYWIDE PROCUREMENT

■ AWARD

Goods

TELEPRINTER PAPER - Competitive Sealed Bids - PIN# 85723B0001001 - AMT: \$1,138,560.00 - TO: PSIX LLC, 185 South Pioneer Boulevard, Springboro, OH 45066.

☛ j22

TRAILERS, MOBILE VARIOUS - NYCEM - Competitive Sealed Bids - PIN# 85723B0055001 - AMT: \$254,450.30 - TO: Pheonix Contracting LLC, 9915 Smarty Jones Drive, Ruskin, FL 33573.

☛ j22

CONSUMER AND WORKER PROTECTION

OFFICE OF FINANCIAL EMPOWERMENT

■ AWARD

Human Services/Client Services

BNHS ATSI RENEWAL - Renewal - PIN# 86620P8167KXLR001 - AMT: \$300,000.00 - TO: The Bronx Neighborhood Housing Services CDC Inc., 1451 East Gun Hill Road, 2nd Floor, Bronx, NY 10469.

Bronx Neighborhood Housing Services will providing the Annual Tax Season Initiative which seeks to expand the availability of free tax preparation services to eligible New York City Resident with low-and moderate-income and increase awareness of the access to valuable tax credit. Bronx Neighborhood will be serving in Bronx.

☛ j22

CORRECTION

■ INTENT TO AWARD

Services (other than human services)

07223Y0168-SECURUS PREMIUM CONTENT SERVICES

- Request for Information - PIN#07223Y0168 - Due 7-5-23 at 2:00 P.M.

Pursuant to Section 3-05 of the NYC Procurement Policy Board Rules, it is the intent of The New York City Department of Correction to enter into a Sole Source negotiation, with Securus Technologies LLC, with offices located at 4000 International Parkway, Carrollton, TX 75007 for premium content services for Securus tablets (which includes movies, music, games, and television programming).

Any vendor besides Securus Technologies LLC that believe it can provide the above referenced services may express interest responding to the RFI E-PIN 07223Y0168 in PASSPort no later than July 5, 2023 at 2:00 P.M.

j21-27

FINANCIAL FACILITY AND FLEET ADMINISTRATION

■ AWARD

Goods

AMMUNITION AND LESS LETHAL PRODUCTS - Intergovernmental Purchase - PIN# 07223O0015001 - AMT: \$69,074.80 - TO: Thomas J Morris III, 1707 Third Street, Thorofare, NJ 08086.

☛ j22

OPERATIONS

■ AWARD

Goods

MP5 SUBMACHINES GUNS FOR THE CENTRAL WAREHOUSE OPERATIONS DIVISION I - Intergovernmental Purchase - PIN# 07223O0014001 - AMT: \$91,171.50 - TO: Thomas J Morris III, 1707 Third Street, Thorofare, NJ 08086.

☛ j22

DESIGN AND CONSTRUCTION

PROGRAM MANAGEMENT

■ **VENDOR LIST**

Construction/Construction Services

PQL: EMERGENCY WATER MAIN WORK

NYC DDC is certifying the EMERGENCY WATER WORK with the following approved vendors:

1. CAC Industries Inc.
2. Difazio IND LLC
3. Inter Contracting Corp.
4. JLJ IV Enterprises Inc.
5. Jr Cruz Corp
6. Perfetto Enterprises Company Inc.
7. Triumph Construction Corp.

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, First Floor, Long Island City, NY 11101. Lorraine Holley (718) 391-1362; rfq_pql@ddc.nyc.gov

j16-23

DISTRICT ATTORNEY - NEW YORK COUNTY

■ **INTENT TO AWARD**

Services (other than human services)

INTENT TO NEGOTIATE: ANNUAL MAINTENANCE FOR LAWCROUT ATTORNEY SUBSCRIPTION - Sole Source - Available only from a single source - PIN# 901LAWCRUIT24 - Due 6-28-23 at 10:00 A.M.

PPB Rules Sole Source Procurement Section 3-05.

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.

District Attorney - New York County, 80 Centre Street, Room 409, New York, NY 10013. Ana Montano-Molinar (212) 335-3484; molinar.montano@dany.nyc.gov

◀ j22-28

ENVIRONMENTAL PROTECTION

ENGINEERING, DESIGN AND CONSTRUCTION

■ **AWARD**

Construction Related Services

PR-138-CM - Competitive Sealed Proposals - Other - PIN# 82623P0005001 - AMT: \$12,420,931.84 - TO: Aecom USA Inc., 605 3rd Avenue, New York, NY 10158-0180.

Construction Management Services for the Port Richmond Wastewater Resource Recovery Facility Headworks Improvements.

◀ j22

Construction/Construction Services

PS-296: MELVIN AVENUE PUMP STATION, STATEN ISLAND

- Competitive Sealed Bids - PIN# 82623B0019001 - AMT: \$10,727,469.00 - TO: Jett Industries Inc., Route 7 Behind Agway, Colliersville, NY 13747.

The scope of work includes the relocation and construction of the a new sanitary sewer pump station, relocation of the electrical components above-ground, installation of two (2) submersible pumps, installation of five (5) manholes and one (1) discharge chamber, replacement of the gravity sewer main and laterals, construction of a new curb area, relocate and install new water main, installation of temporary force main bypass and demolition, removal and/ or abandonment of the existing pump station, sanitary sewer line, force main and electrical service.

◀ j22

CRO-530B: REPLACEMENT OF THE BAPTIST CHURCH ROAD BRIDGE - Competitive Sealed Bids - PIN# 82622B0062001 - AMT: \$13,430,000.00 - TO: ECCO III Enterprises Inc., 201 Saw Mill River Road, Yonkers, NY 10701-5711.

◀ j22

WATER AND SEWER OPERATION

■ **AWARD**

Goods

ENVIROSIGHT VERISIGHT PRO+ AND QUICKVIEW AIR HD ZOOM CAMERA - Sole Source - Other - PIN# 82623S0004001 - AMT: \$376,462.00 - TO: Joe Johnson Equipment LLC, 62 LaGrange Avenue, Rochester, NY 14613-1569.

BWSO Field Operations and Collection Systems Investigation Crews uses the Envirosight Verisight Pro + and QuickView Air HD Zoom Camera Systems with Accessories to inspect sewer pipes for any damage or obstructions that may cause problems. This eliminates a person entering a manhole to do the same job. This system allows us to capture images/picture of sewer without reflecting too much bright lights in the sewer. Few of our current systems are broken beyond repair, therefore we are requesting to purchase a new system.

◀ j22

BWSO TRAFFIC SAFETY CONES 3004035X - M/WBE Noncompetitive Small Purchase - PIN# 82623W0052001 - AMT: \$114,496.00 - TO: All in Safety Corp., 509 Temple Hill Road, New Windsor, NY 12553.

◀ j22

FINANCE

TPS-COLLECTIONS

■ **AWARD**

Services (other than human services)

DEBT COLLECTION SERVICES- ECB VIOLATIONS SECONDARY - Competitive Sealed Bids - PIN# 83622B0003001 - AMT: \$2,277,355.99 - TO: R.T.R. Financial Services, 2 Teleport Drive, Suite 302, Staten Island, NY 10311-1004.

The Collections Division is securing new debt collection services contracts under a new procurement (CSB) to replace the old debt collection services contracts that are due to expire. This new CSB starts on 10/1/2023 and is to prevent a gap in services at the expiration date of the current contracts. This procurement is for five (5) year with a one (1) two-year renewal option.

◀ j22

HEALTH AND MENTAL HYGIENE

MENTAL HYGIENE

■ **AWARD**

Human Services/Client Services

RENEWAL FOR QUEENS SUPPORTED HOUSING - Renewal - PIN# 81620F8046KXLR002 - AMT: \$5,613,845.00 - TO: ACMH, Inc., 254 West 31st Street, 9th Floor, New York, NY 10001.

FY24 Renewal - ACMH will continue to provide supported housing services.

◀ j22

CONGREGATE SUPPORTIVE HOUSING - Negotiated Acquisition - Other - PIN# 81623N9994001 - AMT: \$31,136,929.00 - TO: Barrier Free Living Inc., 637 East 138 Street, Basement, Bronx, NY 10454.

Pursuant to PPB Rule Section 3-04(b)(2)(ii), DOHMH is entering into a Negotiated Acquisition with Barrier Free Living, Inc. to provide individuals and families access to permanent and supportive affordable housing in New York City communities. The support services are focused on positively impacting tenants' quality of life and assisting in their personal path of rehabilitation, and recovery from mental illness and/or substance use. The provider for this contract was previously selected through the NY/NY III competitive proposal process. Vendors previously chosen by the NY/NY III competitive proposal process are the only ones currently eligible to provide these services. This is a non-competitive Negotiated Acquisition due to a limited pool.

24AS004901R0X00.

◀ j22

HOMELESS SERVICES

■ AWARD

Human Services/Client Services

KETTY'S PLACE I AND II NAE AND ALLOWANCE - Negotiated Acquisition - Other - PIN# 07123N0011001 - AMT: \$8,550,521.00 - TO: Acacia Network Housing Inc., 300 East 175th Street, Bronx, NY 10457.

DHS is requesting approval for a one-year Negotiated Acquisition Extension, allowance for repairs, and the 25% Allowance for Ketty's Place I and II. The site services 97 families with children, and it is located at the following addresses: 711 and 691 East 140th Street, Bronx, NY 10454. As follows are the increases we are requesting: • FY'24 One Year Negotiated Acquisition Extension - \$6,218,561 • FY'24 Allowance for Repairs - \$621,856 • FY'24 25 % Allowance - \$1,710,104 Total: \$8,550,521 The contract term is 7/1/2023 - 6/30/2024. The total contract value is \$8,550,521. Contractor Name & Address: Acacia Network Housing, Inc. 300 East 175th Street Bronx, NY 10457. The NAE is necessary to continue services until the vendor submits a proposal under the open-ended RFP.

This is a negotiated acquisition extension with incumbent provider to maintain continuity of services for the minimum amount of time until a new RFP is processed, according to PPB Rule 3-01 (d)(2)(vii). The NAE is necessary to continue services until the vendor submits a proposal under the open-ended RFP.

◀ j22

FY24 NAE AND ALLOWANCE - WALES FAMILY RESIDENCE - Negotiated Acquisition - Other - PIN# 07123N0013001 - AMT: \$3,466,925.00 - TO: Acacia Network Housing Inc., 300 East 175th Street, Bronx, NY 10457.

DHS is requesting approval for a one-year Negotiated Acquisition Extension, allowance for repairs, and the 25% Allowance for Wales Family Residence. The site services 36 families with children, and it is located at the following address: 585 Wales Avenue, Bronx, NY 10455. As follows are the increases we are requesting: • FY'24 One Year Negotiated Acquisition Extension - \$2,521,400 • FY'24 Allowance for Repairs - \$252,140 • FY'24 25 % Allowance - \$693,385 Total: \$3,466,925 The contract term is 7/1/2023 - 6/30/2024. The total contract value is \$3,466,925. Contractor Name & Address: Acacia Network Housing, Inc. 300 East 175th Street Bronx, NY 10457. The negotiated acquisition extension is necessary to continue services while provider works on submission of a proposal under the open-ended RFP.

This is a negotiated acquisition extension with incumbent provider to maintain continuity of services for the minimum amount of time until a new RFP is processed, in accordance with PPB Rule 3-01 (d)(2)(vii).

◀ j22

SINGLE ADULT CITY SANCTUARY FACILITY LOCATED AT SLEEP INN HOTEL 153-75 ROCKAWAY BLVD, QUEENS. - Emergency Purchase - PIN# 07123E0038001 - AMT: \$5,246,682.00 - TO: Bronx Family Network Inc., 255 Bronx River Road, Apt. 8M, Yonkers, NY 10704.

HANYC will cover rent 58 unit 110 bed.

◀ j22

FY24 NAE AND ALLOWANCE - MILLENNIUM ADULT FAMILY FACILITY - Negotiated Acquisition - Other - PIN# 07123N0009001 - AMT: \$7,022,828.00 - TO: Acacia Network Housing Inc., 300 East 175th Street, Bronx, NY 10457.

The Department of Homeless Services (DHS) is requesting approval for a one-year Negotiated Acquisition Extension (NAE), allowance for repairs, and the 25% Allowance for the existing vendor, Acacia Network Housing, Inc. to provide services for Millennium Adult Family Facility. This site services 100 units located at 980 Prospect Avenue, Bronx, NY 10459. As follows are the increases the DHS is requesting: FY'24 One Year Negotiated Acquisition Extension - \$5,107,511; FY'24 Allowance for Repairs - \$510,751; FY'24 25 % Allowance - \$1,404,566. Total contract amount is \$7,022,828. The contract term is 7/1/2023 - 6/30/2024. Contractor Name & Address: Acacia Network Housing, Inc. 300 East 175th Street Bronx, NY 10457. The NAE is necessary to continue services until the vendor submits a proposal under the open-ended RFP.

This is a Negotiated Acquisition Extension with incumbent provider to maintain continuity of services for the minimum amount of time until a new RFP is processed, according to PPB Rule 3-01 (d)(2)(vii). The NAE is necessary to continue services until the vendor submits a proposal under the open-ended RFP.

◀ j22

STREET HOMELESSNESS SOLUTIONS

■ AWARD

Human Services/Client Services

RENEWAL AND ALLOWANCE - LONG ACRE STABILIZATION BEDS - Renewal - PIN# 07121P0124002R001 - AMT: \$45,757,290.00 - TO: Urban Pathways Inc., 575 8th Avenue, 16th Floor, New York, NY 10018-3011.

Renewal and 25% Miscellaneous Allowance for Long Acre Stabilization Beds which is located at 317 West 45th Street, New York, NY 10036 with services to be provided to this 60-bed stabilization program.

It is essential that a proposer have the requisite site control to ensure appropriateness of shelter. All proposals are rated based on set technical criteria as set forth in the RFP.

◀ j22

HOUSING AUTHORITY

PROCUREMENT

■ SOLICITATION

Construction/Construction Services

ROOFING REPLACEMENT AND ROOFTOP STRUCTURE RENOVATION @ MILL BROOK HOUSES - Competitive Sealed Bids - PIN# 390914 - Due 7-20-23 at 11:00 A.M.

A non-mandatory virtual Proposers' Conference will be held on Microsoft Teams meeting Join on your computer, mobile app or room device Click here to join the meeting Meeting ID: 285 428 986 740 Passcode: 9vuvii Download Teams | Join on the web Or call in (audio only) +1 646-838-1534,,931249158# United States, New York City Phone Conference ID: 931 249 158# Find a local number | Reset PIN Learn More | Meeting options

Although attendance is not mandatory, it is strongly recommended that all interested vendors attend. In order to RSVP to the Pre-Bid Conference and obtain the Teams Meeting link to view the virtual conference email cpd.procurement@nycha.nyc.gov with the RFQ number as the Subject line to confirm attendance.

All questions related to this RFQ are to be submitted via email to the CPD Procurement Unit at cpd.procurement@nycha.nyc.gov with the RFQ number as the Subject line by no later than 2:00 P.M., on July 6, 2023. Proposers will be permitted to ask additional questions at the Proposers' Conference. Responses to all submitted questions will be available for public viewing in Sourcing under the RFQ.

Bids are due via iSupplier portal. Bid Submission Requirements Vendors shall electronically upload a single .pdf containing ALL components of the bid into iSupplier by the RFQ Bid Submission Deadline. NYCHA will NOT accept hardcopy Bids or bids via email, fax, or mail. Instructions for registering for iSupplier can be found at <http://www1.nyc.gov/site/nycha/business/isupplier-vendor-registration>. After Proposer registers for iSupplier, it typically takes 24 to 72 hours for Proposer's iSupplier profile to be approved. It is Vendors sole responsibility to complete iSupplier registration and submit its Bid before the RFQ Bid Submission Deadline. NYCHA is not responsible for delays caused by technical difficulty or caused by any other occurrence. For assistance regarding iSupplier please email procurement@nycha.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.

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

◀ j22

HUMAN RESOURCES ADMINISTRATION

■ INTENT TO AWARD

Human Services/Client Services

06923N0077-NAE WITH CATHOLIC CHARITIES NEIGHBORHOOD SERVICES 64U SCATTER SITE - Negotiated Acquisition - Other - PIN# 06923N0077 - Due 6-28-23 at 3:00 P.M.

The Human Resources Administration (HRA) intends to extend the existing contract with Catholic Charities Neighborhood Services Inc. to provide permanent housing and supportive services to Agency's clients. This Negotiated Acquisition Extension is necessary to ensure housing

and supportive services continuity to clients. The contract term will be: 07/01/2023 - 09/30/2023. The contract total value is \$698,311.00.

Procurement and award are in accordance with Section 3-01(d)(2)(vii) for the reasons set forth herein.

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, 37th Floor, New York, NY 10007. Adrienne Williams; ACCOContractPlanning@dss.nyc.gov

j21-27

06923N0076- NAE WITH CATHOLIC CHARITIES NEIGHBORHOOD SERVICES 70U SCATTER SITE - Negotiated Acquisition - Other - PIN# 06923N0076 - Due 6-28-23 at 3:00 P.M.

The Human Resources Administration (HRA) intends to extend the existing contract with Catholic Charities Neighborhood Services Inc. to provide permanent housing and supportive services to Agency's clients. This Negotiated Acquisition Extension is necessary to ensure housing and supportive services continuity to clients. The contract term will be: 07/01/2023 - 09/30/2023. The contract total value is \$745,161.00.

This procurement and award are in accordance with Section 3-01(d)(2)(vii) for the reasons set forth herein.

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, 37th Floor, New York, NY 10007. Adrienne Williams; ACCOContractPlanning@dss.nyc.gov

j21-27

06923N0078-NAE WITH HARLEM CONGREGATIONS FOR COMMUNITY IMPROVEMENT 60U SCATTER SITE - Negotiated Acquisition - Other - PIN# 06923N0078 - Due 6-27-23 at 3:00 P.M.

The Human Resources Administration (HRA) intends to extend for one year the existing contract with Harlem Congregations for Community Improvement Inc. to provide more time to release a Competitive Sealed Proposal. This Negotiated Acquisition Extension is necessary to ensure continuity of housing and supportive services delivered to Agency's clients by incumbent provider Harlem Congregations for Community Improvement Inc. The contract term will be: 7/1/2023 - 6/30/2024. The contract total value is \$ 3,321,945.00.

This procurement and award are in accordance with Section 3-01(d)(2)(vii) for the reasons set forth herein.

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, 37th Floor, New York, NY 10007. Adrienne Williams; ACCOContractPlanning@dss.nyc.gov

j20-26

Services (other than human services)

SIP (SESSION INITIATION PROTOCOL) TRUNK SERVICES- VERIZON - Negotiated Acquisition - Other - PIN# 06923N0074 - Due 6-27-23 at 3:00 P.M.

Pursuant to Section 3-04 of the PPB Rules, HRA/ITS intends to enter into a Negotiated Acquisition (NA) contract with Verizon Business Network Services LLC to close the Session Initiation Protocol (SIP) Trunk Services contract performed by Verizon for the period from 9/1/2020 to 12/31/2022 for \$2,658,856.12.

j20-26

LAW DEPARTMENT

PROCUREMENT

■ INTENT TO AWARD

Goods and Services

HOTDOCS ANNUAL MAINTENANCE RENEWAL - Sole Source - Available only from a single source - PIN#02523x001578 - Due 7-3-23 at 5:00 P.M.

It is the intent of the New York City Law Department ("Department") to enter into a contract, commencing on January 1, 2023 and terminating on December 31, 2023, with Abacus data Systems, Inc., pursuant to Procurement Policy Board ("PPB") Rules Section 3-05. Under the terms of the contract, Abacus Data Systems, Inc. will provide system updates and monthly maintenance to the HotDocs document management system. Pursuant to Section 3-05(a) of the PPB Rules, Abacus was determined to be the only source available to provide the system updates and maintenance as it is the creator and sole owner of HotDocs and is the only vendor capable of providing maintenance service to the software, including but not limited to, all programming and maintenance services.

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

Law Department, 100 Church Street, 5th Floor, Room 5-208a, New York, NY 10007. Henry Sheehan (212) 356-1128; hsheehan@law.nyc.gov

j21-27

INSTAKNOW LICENSES AND SERVICES - Sole Source - Available only from a single source - PIN#02523X001167 - Due 7-3-23 at 5:00 P.M.

Pursuant to Section 3-05 of the NYC Procurement Policy Board Rules, it is the intent of the New York City Law Department to enter into sole source negotiations with Instaknow, Inc. with the expectation that Instaknow will be awarded a contract with the Law Department for the provision of Instaknow annual licenses and professional services associated with the Department's Process Automation Project, which is necessary for the Department to maintain, operate and expand its automation applications. Instaknow tools are used by the Law Department for the continuation of the Department's various applications. Instaknow will provide supportive software and services to the Department as necessary to fulfill requirements of the process automation project. Any vendor besides Instaknow, Inc. that believes it can provide the above referenced services may express interest by responding to the RFI EPIN 02523Y0048 in PASSPort no later than June 22, 2023. If you need additional assistance with PASSPort, please contact the MOCS Service Desk at <https://mocssupport.atlassian.net/servicedesk/customer/portal/8>; <https://www1.nyc.gov/site/mocs/systems/passport-user-materials.page> If you need additional assistance please contact MOCS Service desk at <https://mocssupport.atlassian.net/servicedesk/customer/portal/8>.

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.

Law Department, 100 Church Street, 5th Floor, Room 5-208a, New York, NY 10007. Henry Sheehan (212) 356-1128; hsheehan@law.nyc.gov

j21-27

Services (other than human services)

ABM JANITORIAL AUTHORIZED CLEANING SERVICES - Sole Source - Available only from a single source - PIN# 02523Y0053 - Due 7-3-23 at 5:00 P.M.

It is the intent of the New York City Law Department ("Department") to enter into a contract, commencing on November 1 2022 and terminating on June 30, 2023, with ABM Janitorial Services, Inc., pursuant to Procurement Policy Board ("PPB") Rules Section 3-05. Under the terms of the contract, ABM Janitorial Services will provide various office and bathroom cleaning as well as disinfecting all desktops and counters and trash disposal. Pursuant to Section 3-05(a) of the PPB Rules, ABM Janitorial Services was determined to be the only source available to provide the cleaning services required as it is the only cleaning vendor permitted by the building management to preform such services to all tenants at this building location.

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.

Law Department, 100 Church Street, 5th Floor, Room 5-208a, New York, NY 10007. Henry Sheehan (212) 356-1128; hsheehan@law.nyc.gov

j21-27

OFFICE OF THE MAYOR

MAYORALTY

■ **AWARD**

Goods

00223Y0161-PHOTOGRAPH PRODUCTION EQUIPMENT AND SUPPLIES - M/WBE Noncompetitive Small Purchase - PIN# 00223W0028001 - AMT: \$72,693.00 - TO: ITEGIX LLC, 775 Park Avenue, Suite 255, Huntington, NY 11743.

This solicitation is being made pursuant to the M/WBE Noncompetitive Small Purchase Method, Section 3-08 of the New York City Procurement Policy Board (PPB) Rules, this procurement is exclusively for the City Certified Minority and Woman Owned Business (M/WBEs). Contracts awarded under this method may not exceed \$500,000, inclusive of any and all change orders, overruns, amendments, renewals and extensions. The Mayor's Office is seeking to purchase Photograph Production Equipment and Supplies. Please submit your proposals by both acknowledging the receipt of the RFX in the Acknowledgement tab and completing your response in the Manage Responses tab. Vendor resources and materials can be found at the link below under the Finding and Responding to RFX heading. If you need additional assistance with PASSPort, please contact the MOCS Service Desk at <https://mocssupport.atlassian.net/servicedesk/customer/portal/8>.

• j22

Human Services/Client Services

ARTICLE 10 FAMILY COURT FOR LEGAL SERVICES - Negotiated Acquisition - Other - PIN# 00223N0023001 - AMT: \$19,452,798.00 - TO: Center for Family Representation Inc., 40 Worth Street, Room 605, New York, NY 10013-3094.

The city recognizes the need to provide constitutionally mandated representation in Family Court for Legal services to indigent respondents in Article 10 cases and subsequent Termination of Parental Rights proceedings pursuant to the Family Court Act of the State of New York. During each fiscal year of the term of this Agreement, the Contractor will provide representation for new cases/clients in Family Court. The Parties will monitor new cases, pending caseloads, and cases per attorney throughout the term of the Agreement to discuss progress toward these numbers. The Amendment stipulates that the Vendor will provide representation for cases during Fiscal Year 2023 (including direct appeals per fiscal year). The Parties acknowledge the impacts of new cases on pending caseloads and cases per attorney. The Parties will monitor new cases, pending caseloads, and on-going cases per attorney throughout the term of the Agreement and will meet at the end of each quarter to discuss progress toward these numbers. The budget and or anticipated targets may be adjusted throughout the term of the Agreement to reflect systemic changes. This NAE the contract an additional year to FY2023.

• j22

PARKS AND RECREATION

CAPITAL PROGRAM MANAGEMENT

■ **AWARD**

Construction/Construction Services

X201-120M-SETON PARK DULT FITNESS AREA AND SKATE PARK CONSTRUCTION - Competitive Sealed Bids - PIN# 84622B0131001 - AMT: \$3,103,969.45 - TO: FGI Corporation, 1901 Amethyst Street, Bronx, NY 10462.

Located at between Palisade and Independence Avenues and West 232nd and West 235th Streets, in the Borough of Bronx.

• j22

REVENUE

■ **SOLICITATION**

Human Services/Client Services

RFP FOR THE RENOVATION, OPERATION, AND MAINTENANCE OF MOSHOLU GOLF COURSE - Competitive Sealed Proposals - Judgment required in evaluating proposals - PIN# X92-3-GC-2023 - Due 7-21-23 at 3:00 P.M.

In accordance with Section 1-13 of the Concession Rules of the City of New York, the Department of Parks and Recreation ("Parks") is issuing, as of the date of this notice, a non-significant RFP for the renovation, operation, and maintenance of Mosholu Golf Course at Van Cortlandt Park, Bronx.

There will be a recommended remote proposer meeting on Tuesday, June 27, 2023, at 12:00 P.M. If you are considering responding to this RFP, please make every effort to attend this recommended remote proposer meeting.

The Microsoft Teams link for the remote proposer meeting is as follows:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_MTg5M2QwMTItNTFkNi00Mzg1LTk2MzEtZDA0YTM1M2E2M2U3%40thread.v2/0?context=%7b%22Tid%22%3a%2232f56fc7-5f81-4e22-a95b-15da66513bef%22%2c%22Oid%22%3a%222fb21b72-0af5-451c-a2d8-fe9025c74e2a%22%7d

You may also join the remote proposer meeting by phone using the following information:

Dial: +1-646-893-7101

Phone Conference ID: 685 896 273#

Subject to availability and by appointment only, we may set up a meeting at the concession site at 3545 Jerome Avenue, in Van Cortlandt Park, Bronx.

All Proposals submitted in response to this RFP must be submitted by no later than Friday, July 21, 2023, at 3:00 P.M.

Hard copies of the RFP can be obtained, at no cost, commencing, June 16, 2023, through July 21, 2023, by contacting Barbara Huang, Project Manager, at (212) 360-3490 or at Barbara.Huang@parks.nyc.gov.

The RFP is also available for download, commencing June 16, 2023, through July 21, 2023, on Parks' website. To download the RFP, visit <http://www.nyc.gov/parks/businessopportunities> and click on the "Concessions Opportunities at Parks" link. Once you have logged in, click on the "download" link that appears adjacent to the RFP's description.

For more information or if you cannot attend the remote proposer meeting, the prospective proposer may contact Barbara Huang, Project Manager, at (212) 360-3490 or via email: Barbara.Huang@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, 830 Fifth Avenue, New York, NY 10065. Barbara Huang (212) 360-3490; Barbara.Huang@parks.nyc.gov

Accessibility questions: Barbara Huang, by: Wednesday, July 19, 2023, 3:00 P.M.



j16-29

PROBATION

ADMINISTRATION

■ **INTENT TO AWARD**

Human Services/Client Services

NEON ARTS NA - Negotiated Acquisition - Other - PIN# 78123N0009 - Due 7-6-23 at 2:00 P.M.

Pursuant to Section 3-04(b)(2)(c) and 3-04(b)(2)(iii) of the NYC Procurement Policy Board Rules, the Department of Probation intends to enter into a contract with Renaissance Youth Center. to ensure continuity of services for the NeON Arts program. The contract term will be from July 1, 2023 to June 30, 2024 with an anticipated contract amount of \$787,500.00. This ad is for informational purposes only, anyone who would like additional information regarding this procurement or future like procurements may send an email to acco@probation.nyc.gov no later than the due date and time stated in this advertisement.

j21-27

ADULT OPERATIONS

■ INTENT TO AWARD

Human Services/Client Services

WORKS PLUS NEGOTIATED ACQUISITION FAR ROCKAWAY - Negotiated Acquisition - Other - PIN# 78123N0010 - Due 7-3-23 at 2:00 P.M.

Pursuant to Section 3-04(b)(2)(c) and 3-04(b)(2)(iii) of the NYC Procurement Policy Board Rules, the Department of Probation intends to enter into a contract with Rising Ground Inc. to ensure continuity of services for the Works Plus program in Far Rockaway. The contract term will be from July 1, 2023 to June 30, 2024 with an anticipated contract amount of \$165,285.45. This ad is for informational purposes only, anyone who would like additional information regarding this procurement or future like procurements may send an email to acco@probation.nyc.gov no later than the due date and time stated in this advertisement.

j16-22

TRANSPORTATION

■ AWARD

Services (other than human services)

INSPECTION AND CLEANING MAINTENANCE OF STREET FURNITURE - Innovative Procurement - Other - PIN# 84123W0079001 - AMT: \$1,000,000.00 - TO: Klen Space Inc., 244 Fifth Avenue, 2nd Floor, Suite #1429, New York, NY 10001.

Pursuant to Section 3-12 of the New York City Procurement Policy Board (PPB) Rules NYCDOT has procured Inspection and Cleaning Maintenance of Street Furniture.

The New York City Department of Transportation (NYCDOT) on behalf of all New York City agencies and entities subject to the New York City Procurement Policy Board (PPB) Rules, utilized the M/WBE Noncompetitive Innovative Procurement Method under Section 3-12 of the Procurement Policy Board Rules.

• j22

BUDGET AND CAPITAL PROGRAM MANAGEMENT

■ INTENT TO AWARD

Construction/Construction Services

84123T0003-HWR706 CONSTRUCTION OF ROAD SIDEWALKS IN STATEN ISLAND - Government to Government - PIN# 84123T0003 - Due 6-28-23 at 9:00 P.M.

The New York City Department of Transportation intends to enter into a sole source negotiation with another government entity, under section 1-02 (f) (1) of the PPB Rules. This project will construct new sidewalk on the western side of Forest Hill Road between Willowbrook Road and Steers Street, including pedestrian ramp improvements and new curbs where needed. Any firm that would like to express their interest in providing services for similar projects in the future may do so by phone and joining the City Bidder's list by filling out the NYC-FMS Vendor Enrollment form at <https://a127-pip.nyc.gov/webapp/PRDPCW/SelfService/to> enroll your organization with the City of New York.

j21-27

EXECUTIVE OFFICE OF THE COMMISSIONER

■ AWARD

Services (other than human services)

MAINTAIN CONTINUITY OF SERVICE - Renewal - PIN# 84122D8003KXLR001 - AMT: \$1.00 - TO: Bird Rides Inc., 406 Broadway, #369, Santa Monica, CA 90401.

Continuation of Pilot Program Demonstration Project for Electric-Powered Scooter Share in NYC.

• j22

HR/FACILITIES MANAGEMENT

■ AWARD

Services (other than human services)

OVERHEAD GARAGE DOORS MAINTENANCE AND SERVICE REPAIR - M/WBE Noncompetitive Small Purchase - PIN# 84123W0058001 - AMT: \$1,000,000.00 - TO: B.J. Laura & Sons Inc., 45-58 162nd Street, Flushing, NY 11358-3158.

• j22

INSTALLATION OF NEW UNDERGROUND SEWER SERVICES

- M/WBE Noncompetitive Small Purchase - PIN# 84123W0092001 - AMT: \$100,000.00 - TO: Isis Plumbing Inc., 25-18 50th Street, #2F, Woodside, NY 11377.

• j22

IT AND TELECOMM

■ AWARD

Services (other than human services)

DATA ANALYST FOR SIMS ENHANCEMENTS - M/WBE Noncompetitive Small Purchase - PIN# 84123W0096001 - AMT: \$96,557.00 - TO: Intone Networks Inc., 10 Austin Avenue, Iselin, NJ 08830-2908.

• j22

YOUTH AND COMMUNITY DEVELOPMENT

PROCUREMENT

■ INTENT TO AWARD

Human Services/Client Services

NEIGHBORHOOD SAFETY AND PREVENTION OF GUN VIOLENCE SERVICES NEGOTIATED ACQUISITION - Negotiated Acquisition - Other - PIN# 26023N0079 - Due 6-28-23 at 5:00 P.M.

In accordance with section 3-04(b)(2)(i)(D) of the Procurement Policy Board Rules, the Department of Youth and Community Development (DYCD) wishes to enter into negotiations with the following providers who operate Neighborhood Safety and Prevention of Gun Violence Service contracts previously held by the Mayor's Office of Criminal Justice for the terms and amounts noted below with the option to renew for up to two years.

67th Precinct Clergy Council, Inc.
203 East 37th Street
Brooklyn, NY 11203
DYCD ID: 800001
Term: July 1, 2023 to June 30, 2025
\$1,777,668.00

Community Mediation Services, Inc.
89-64 163rd Street
Jamaica, NY 11432
DYCD ID: 800004
Term: July 1, 2023 to June 30, 2025
\$694,163.00

Institute for Mediation & Conflict Resolution, Inc.
369 East 148th Street, Bronx, NY 10455
DYCD ID: 800006
Term: July 1, 2023 to June 30, 2025
\$450,660.00

Justice Innovation, Inc.
520 8th Avenue, 18th Floor
New York, NY 10018
DYCD ID: 800008
Term: July 1, 2023 to June 30, 2025
\$1,675,000.00
DYCD ID: 800016
Term: July 1, 2023 to June 30, 2025
\$309,700.00

King of Kings Foundation, Inc.
137-11 161st Street
Rochdale Village, NY 11434
DYCD ID: 800009
Term: July 1, 2023 to June 30, 2024
\$1,250,000.00

Legal Aid Society
199 Water Street, 3rd Floor
New York, NY 10038
DYCD ID: 800015
Term: July 1, 2023 to June 30, 2025
\$7,500,000.00

New York Center for Interpersonal Development Inc
130 Stuyvesant Place, 5th Floor
Staten Island, NY 10301
DYCD ID: 800010
Term: July 1, 2023 to June 30, 2025
\$679,310.00

New York Peace Institute, Inc.
111 John Street, 600
New York, NY 10038

DYCD ID: 800011
 Term: July 1, 2023 to June 30, 2025
 \$1,425,000.00

Police Athletic League, Inc.
 34 ½ East 12th Street
 New York, NY 10003
 DYCD ID: 800012

Term: July 1, 2023 to June 30, 2025
 \$6,020,018.00

Southside United Housing Development Fund Corp.
 434 South 5th Street
 Brooklyn, NY 11211
 DYCD ID: 800013

Term: July 1, 2023 to June 30, 2025
 \$14,216,523.00

Please be advised that this is for information purposes only. If you wish to contact DYCD for further information, please send an email to ACCO@dycd.nyc.gov.

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

Youth and Community Development, 2 Lafayette Street, 14th Floor, New York, NY 10007. Dana Cantelmi (646) 343-6310; dcantelmi@dycd.nyc.gov

◀ j22-28

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) 298-0734. 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.



PARKS AND RECREATION

■ NOTICE

THIS PUBLIC HEARING IS CANCELLED

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on June 23, 2023, at 2:00 P.M. The Public Hearing will be held via Zoom.

IN THE MATTER OF a proposed Contract between the New York City Department of Parks and Recreation and Prestige Pavers of NYC, 162-48A 14 Avenue, for B111A-118MA2, Washington Park dog run reconstruction, located at 4 Avenue, between 3 Street and 5 Street, Community Board 6, borough of Brooklyn. The amount of this Contract will be \$561,757.00. The term shall be 365 consecutive calendar days from the Order to Work Notice. PIN #: 84623W0030001.

The Vendor has been selected by M/WBE Non competitive Innovative Purchase Method, pursuant to Section 3-12 (c) of the Procurement Policy Board Rules. In order to access the public hearing and testify, please join the Zoom Virtual Meeting Link <https://us02web.zoom.us/j/290435542?pwd=VFovbDl6UTVFNXl3ZGxPYUVsQU5kZz09> Meeting ID: 229 043 5542; Passcode: 763351

A draft copy of the Contract will be available for public inspection at Department of Parks and Recreation, The Olmsted Center, 117-02 Roosevelt Ave, Corona, NY 11368, from June 9, 2023, through June 23, 2023 excluding weekends and Holidays, from 9am-3pm (EST). Pursuant to section 2-11(c)(3) of the procurement policy board rules, if parks does not receive, by June 16, 2023 from any individual a written request to speak at this hearing, then parks need not conduct this hearing. Requests should be made to Ms. Allison James via email at Allison.James@parks.nyc.gov.

◀ j22

YOUTH AND COMMUNITY DEVELOPMENT

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Monday June 26, 2023 via **MS TEAMS Conference call (Dial In: +1 646-893-7101 / Phone Conference ID: 655 775 846#)** commencing at 10:00 A.M. on the following:

IN THE MATTER OF three hundred four (4) proposed contracts between the Department of Youth and Community Development and the Contractor listed below, the Department of Youth and Community Development intends to negotiate with the contractors listed below to provide COMPASS services.

The Comprehensive Afterschool System of NYC (COMPASS) Program is comprised of over 890 programs serving young people enrolled in grades K-12. Through its network of providers, COMPASS offers high quality programs that have a strong balance of academics, recreation, enrichment, and cultural activities to support and strengthen the overall development of youth. COMPASS aims to help young people build skills to support their academic achievement, raise their confidence and cultivate their leadership skills through service learning and other civic engagement opportunities.

COMPASS has an unprecedented expansion in programming aimed at serving elementary, middle and high school youth. Programs are offered at no cost to youth and are purposefully located in public and private schools, community centers, religious institutions, public housing and parks recreational facilities throughout the City, both to leverage the use of public spaces but also to help youth find a place that best fits their needs.

The term will be from July 1, 2023, to June 30, 2025.

The contractor's name, PIN number, contract amount and address are as follows.

DYCD ID:	542012	Amount:	\$907,323.00
Name:	Castia Maria Inc		
Address:	928 Simpson Street 6th Fl, Bronx, NY 10459		
DYCD ID:	526143	Amount:	\$689,478.00
Name:	Hudson Guild		
Address:	441 West 26th Street, New York, NY 10001		
DYCD ID:	526063	Amount:	\$1,752,822.00
Name:	SCO Family of Services		
Address:	1415 Kellum Place 140, Garden City, NY 11530		
DYCD ID:	525206	Amount:	\$957,192.00
Name:	SunsePak Health Council Inc		
Address:	150 55th Street, Brooklyn, NY 11220		

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

In order to access the Public Hearing or to testify, please join the public hearing via **MS TEAMS Conference call (Dial In: +1 646-893-7101 / Phone Conference ID: 655 775 846#)** no later than 9:50 am on the date of the hearing. If you require further accommodations, please email, ACCO@dycd.nyc.gov no later than three business days before the hearing date.

◀ j22

SPECIAL MATERIALS

COMPTROLLER

■ NOTICE

NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre St., RM 629, New York, NY 10007 on **7/6/2023** to the person or persons legally entitled an amount as certified to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Damage Parcel No.	Block	Lot
406A	4067	18
407A	4067	16
408A	4067	14
409A	4067	10
410A	4069	42
411A	4069	40
412A	4069	36
413A	4069	35
415A	4069	134
416A	4069	133
417A	4069	33
418A	4069	31
419A	4069	30
420A	4069	29

Acquired in the proceeding entitled: **ROMA AND HETT** subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

BRAD S. LANDER
Comptroller

j21-jy5

NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre Street, Room 629, New York, NY 10007, on 6/27/2023, to the person or persons legally entitled an amount as certified to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Damage Parcel No.	Block	Lot
382A	4064	46
383A	4064	45
384A	4064	60
385A	4064	40
387A	4064	35
388A	4065	28
389A	4065	27
397A	4065	15
398A	4065	14
399A	4065	13
400A	4065	12
401A	4067	29
402A	4067	27
403A	4067	24
404A	4067	22

Acquired in the proceeding entitled: **ROMA AND HETT** subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

BRAD S. LANDER
Comptroller

j13-26

HOUSING PRESERVATION AND DEVELOPMENT

■ NOTICE

REQUEST FOR COMMENT REGARDING AN APPLICATION FOR A CERTIFICATION OF NO HARASSMENT

Notice Date: June 15, 2023

To: Occupants, Former Occupants, and Other Interested Parties

Property:	Address	Application #	Inquiry Period
	2291 Third Avenue, Manhattan	28/2023	May 3, 2020 to Present
	326 Greene Avenue, Brooklyn	29/2023	May 5, 2020 to Present
	64 Downing Street, Brooklyn	30/2023	May 9, 2020 to Present
	208 West 15 th Street, Manhattan	34/2023	May 4, 2020 to Present

315 93 rd Street, Brooklyn	35/2023	May 8, 2020 to Present
421 West 146 th Street, Manhattan	36/2023	May 25, 2020 to Present
3 Hamilton Terrace, Manhattan	51/2023	May 19, 2020 to Present
613 West 146 th Street, Manhattan	52/2023	May 30, 2020 to Present
31 West 71 st Street, Manhattan	53/2023	June 1, 2020 to Present

Authority: SRO, Administrative Code §27-2093

Before the Department of Buildings can issue a permit for the alteration or demolition of a single room occupancy multiple dwelling, the owner must obtain a "Certification of No Harassment" from the Department of Housing Preservation and Development ("HPD") stating that there has not been harassment of the building's lawful occupants during a specified time period. Harassment is conduct by an owner that is intended to cause, or does cause, residents to leave or otherwise surrender any of their legal occupancy rights. It can include, but is not limited to, failure to provide essential services (such as heat, water, gas, or electricity), illegally locking out building residents, starting frivolous lawsuits, and using threats or physical force.

The owner of the building identified above has applied for a Certification of No Harassment. If you have any comments or evidence of harassment at this building, please notify HPD at **CONH Unit, 100 Gold Street, 6th Floor, New York, NY 10038** by letter postmarked not later than 30 days from the date of this notice or by an in-person statement made within the same period. To schedule an appointment for an in-person statement, please call **(212) 863-5277** or **(212) 863-8211**.

For the decision on the Certification of No Harassment Final Determination please visit our website at www.hpd.nyc.gov or call (212) 863-8266.

PETICIÓN DE COMENTARIO SOBRE UNA SOLICITUD PARA UN CERTIFICACIÓN DE NO ACOSO

Fecha de notificación: June 15, 2023

Para: Inquilinos, Inquilinos Anteriores, y Otras Personas Interesadas

Propiedad:	Dirección:	Solicitud #:	Período de consulta:
2291 Third Avenue, Manhattan	Manhattan	28/2023	May 3, 2020 to Present
326 Greene Avenue, Brooklyn	Brooklyn	29/2023	May 5, 2020 to Present
64 Downing Street, Brooklyn	Brooklyn	30/2023	May 9, 2020 to Present
208 West 15 th Street, Manhattan	Manhattan	34/2023	May 4, 2020 to Present
315 93 rd Street, Brooklyn	Brooklyn	35/2023	May 8, 2020 to Present
421 West 146 th Street, Manhattan	Manhattan	36/2023	May 25, 2020 to Present
3 Hamilton Terrace, Manhattan	Manhattan	51/2023	May 19, 2020 to Present
613 West 146 th Street, Manhattan	Manhattan	52/2023	May 30, 2020 to Present
31 West 71 st Street, Manhattan	Manhattan	53/2023	June 1, 2020 to Present

Autoridad: SRO, Código Administrativo §27-2093

Antes de que el Departamento de Edificios pueda conceder un permiso para la alteración o demolición de una vivienda múltiple de ocupación de cuartos individuales, el propietario debe obtener una "Certificación de No Acoso" del Departamento de Preservación y Desarrollo de la Vivienda ("HPD") que indique que tiene no haber sido hostigado a los ocupantes legales del edificio durante un período de tiempo especificado. El acoso es una conducta por parte de un dueño de edificio que pretende causar, o causa, que los residentes se vayan o renuncien a cualquiera de sus derechos legales de ocupación. Puede incluir, entre otros, no proporcionar servicios esenciales (como calefacción, agua, gas o electricidad), bloquear ilegalmente a los residentes del edificio, iniciar demandas frívolas y utilizar amenazas o fuerza física.

El dueño del edificio identificado anteriormente ha solicitado una Certificación de No Acoso. Si tiene algún comentario o evidencia de acoso en este edificio, notifique a HPD al **CONH Unit, 100 Gold Street, 6th Floor, New York, NY 10038** por carta con matasellos no mas tarde que **30 días** después de la fecha de este aviso o por una

declaración en persona realizada dentro del mismo período. Para hacer una cita para una declaración en persona, llame al (212) 863-5277 o (212) 863-8211.

Para conocer la decisión final sobre la Certificación de No Acoso, visite nuestra pagina web en www.hpd.nyc.gov o llame al (212) 863-8266.

j15-23

MAYOR'S OFFICE OF ENVIRONMENTAL COORDINATION

■ NOTICE

Notice for Environmental Review Determinations of Significance

<u>CND</u> Project Name Borough	CEQR CD	Date
2560 Boston Road Rezoning Bronx	22DCP184X BX11	03/27/2023
Negative Declaration		
Project Name Borough	CEQR CD	Date
2435 Pacific Street Brooklyn	23HPD003K BK16	02/16/2023
1233 57th Street Rezoning Brooklyn	23DCP041K BK12	02/27/2023
1400 Story Avenue (York Studios) Bronx	22DCP189X BX09	02/13/2023
1421 86th Street Rezoning Brooklyn	23DCP024K BK11	02/27/2023
1656 West 10th Street Rezoning Brooklyn	23DCP014K BK11	02/13/2023
180 East 125th Street FRESH II Certification Manhattan	23DCP058M MN11	02/13/2023
189-10 Northern Boulevard Commercial Overlay Queens	22DCP018Q QN11	01/03/2023
23 West 106th Street Manhattan	22DHS025M MN07	03/22/2023
42-18 31st Avenue Rezoning Queens	22DCP174Q QN01	03/27/2023
56 William Avenue Staten Island	23DCP032R SI03	02/27/2023
589 Fulton Street (Curb Cut Authorization) Brooklyn	23DCP030K BK02	03/27/2023
7120 New Utrecht Avenue Rezoning Brooklyn	23DCP002K BK11	01/30/2023
893 Eagle Avenue Rezoning Bronx	20DCP076X BX03	02/13/2023
Arena Text Amendment Manhattan	23DCP100M MN05	02/13/2023
Broad Channel Volunteer Fire Department Headquarters Queens	23DME007Q QN14	03/17/2023
Brooklyn Army Terminal Pier 4 Ferry Landing Rehabilitation Brooklyn	22SBS002K BK07	03/17/2023
Christopher Court Bronx	23DCP004X BX01	01/30/2023
Con Edison Staten Island Installation of New 138KV Solid Dielectric Feeders	23DOS004R	03/15/2023

Staten Island	SI02 SI03	
Downtown Manhattan Heliport Freight NYC Project Manhattan	22SBS006M MN01	02/06/2023
DSNY BX7 Swing Space at 2383 Blackrock Avenue Bronx	23DOS006X BX09	02/28/2023
HELP Glenmore Single Adults Assessment Project Brooklyn	21DHS046K BK05	03/23/2023
Homeport Pier and Sub-Station Staten Island	21SBS004R SI01	03/03/2023
Kings Highway Self Storage Brooklyn	22DCP073K BK17	01/30/2023
Marriott Marquis Cogeneration Facility Manhattan	22DEP037M MN05	02/06/2023
MOCJ Emergency and Transitional Housing Program - 381 Rockaway Avenue Facility Brooklyn	23OOM005K BK16	02/28/2023
MOCJ Emergency and Transitional Housing Program 757 Dawson Street, Bronx Bronx	23OOM007X BX02	01/13/2023
Ocean Crest Rezoning Queens	23DCP042Q QN14	01/30/2023
Pink Houses - Domestic Hot Water and Boiler Plant Upgrades Brooklyn	23CHA003K BK05	01/13/2023
Tallman Island Western Cribwall Replacement Queens	20DEP007Q QN07	02/16/2023
Victory Boulevard Pump Station Staten Island	17DEP039R SI02	01/20/2023
Waldorf Astoria Combined Heat and Power System Manhattan	22DEP056M MN05	02/06/2023
Waunner Street Commercial Development Staten Island	22DCP147R SI03	01/30/2023
Webster Avenue Safe Haven Project Bronx	22DHS023X BX06	03/24/2023
Negative Declaration (Revised)		
Project Name Borough	CEQR CD	Date
Marlboro Agriculture Education Center Brooklyn	22CHA001K BK13	01/31/2023
Positive Declaration		
Project Name Borough	CEQR CD	Date
Bedford Stuyvesant Restoration Corporation Brooklyn	23DCP076K BK03	01/17/2023
Lenox Hill Hospital Manhattan	23DCP079M MN08	01/30/2023
MSK Pavilion Manhattan	23DCP118M MN08	03/28/2023
Willetts Point Phase II Development Queens	23DME005Q QN07	03/01/2023

Environmental Impact Statement

DEIS & Notice of Completion		
Project Name Borough	CEQR CD	Date
1160 Flushing Avenue Brooklyn	21DCP199K BK04	02/10/2023

Notifications of Commencement			Queens	QN01
Lead Agency Letter	CEQR	Date		
Project Name	CD			
Borough				
2435 Pacific Street Brooklyn	23HPD003K BK16	01/31/2023	Marriott Marquis Cogeneration Facility Manhattan	22DEP037M 01/05/2023 MN05
1450 Madison Avenue- Mt. Sinai Manhattan	23BSA015M MN11	02/15/2023	Melvin Avenue Pumping Station Reconstruction Staten Island	17DEP038R 03/14/2023 SI02
1727 Amsterdam Avenue Manhattan	23HPD032M MN09	03/07/2023	Mersereau Avenue Pumping Station Upgrade Staten Island	21DEP033R 01/20/2023 SI01
180 East 125th Street FRESH II Certification Manhattan	23DCP058M MN11	02/10/2023	MOCJ Emergency and Transitional Housing Program – 1209 Washington Avenue Facility Bronx	23OOM008X 01/05/2023 BX03
230 Kent Avenue Rezoning Brooklyn	23DCP075K BK01	01/05/2023	MOCJ Emergency and Transitional Housing Program – 1211 Washington Avenue Facility Bronx	23OOM009X 01/05/2023 BX03
2386 Jerome Avenue Bronx	23BSA014X BX05	02/07/2023	MOCJ Emergency and Transitional Housing Program - 1522 Bryant Washington Avenue Facility Bronx	23OOM004X 01/05/2023 BX03
250 86th Street Rezoning Brooklyn	23DCP110K BK10	03/28/2023	MOCJ Emergency and Transitional Housing Program - 381 Rockaway Avenue Facility Brooklyn	23OOM005K 01/05/2023 BK16
253 Richmond Valley Road Staten Island	23DCP115R SI03	03/14/2023	MOCJ Transitional Housing Program – Wyndham Garden Queens	OOM012Q 03/20/2023 QN08
27-24 College Point Boulevard Commercial Overlay Queens	23DCP106Q QN07	02/21/2023	Morris Houses Sol on Park Bronx	23CHA002X 01/31/2023 BX03
290 East 149th Street Bronx	23HPD050X BX01	03/28/2023	MSK Pavilion Manhattan	23DCP118M 03/28/2023 MN08
321 Avenue T Brooklyn	23BSA013K BK11	01/25/2023	New Green Willets Queens	23DME006Q 03/24/2023 QN07
37-42 30th Street FRESH Cert and Authorization Queens	23DCP103Q QN01	02/22/2023	New Green Willets Queens	23DME006Q 03/24/2023 QN07
49-39 Van Dam Street Demapping Queens	23DCP071Q QN02	01/03/2023	New York Hall of Science Parking Access and Safety Improvements Queens	23DPR004Q 03/22/2023 QN04
872 Bronx Park South Bronx	23HPD038X BX06	03/20/2023	Noguchi Museum Campus Queens	23CLA001Q 01/19/2023 QN01
Arena Text Amendment Manhattan	23DCP100M MN05	02/10/2023	Queens Botanical Garden - New Education Building Queens	23CLA002Q 02/10/2023 QN07
Bedford Stuyvesant Restoration Corporation Brooklyn	23DCP076K BK03	01/17/2023	Reconstruction of Street Ends of Swaim Avenue and Huguenot Staten Island	23DOT003R 01/27/2023 SI03
Broad Channel Volunteer Fire Department Headquarters Queens	23DME007Q QN14	03/17/2023	Reconstruction of Street Ends of Swaim Avenue and Huguenot Staten Island	23DOT003R 01/27/2023 SI03
Con Edison Staten Island Installation of New 138KV Solid Dielectric Feeders Staten Island	23DOS004R SI02 SI03	03/20/2023	Reconstruction of Street Ends of Swaim Avenue and Huguenot Staten Island	23DOT003R 01/27/2023 SI03
Cross Island Parkway Waters Edge Drive Playground Queens	23DPR003Q QN07	03/24/2023	Reconstruction of Street Ends of Swaim Avenue and Huguenot Staten Island	23DOT003R 01/27/2023 SI03
DSNY BX7 Swing Space at 2383 Blackrock Avenue Bronx	23DOS006X BX09	02/28/2023	Reconstruction of Street Ends of Swaim Avenue and Huguenot Staten Island	23DOT003R 01/27/2023 SI03
East 94th Street Rezoning Manhattan	22DCP186M MN08	01/18/2023	Reconstruction of Street Ends of Swaim Avenue and Huguenot Staten Island	23DOT003R 01/27/2023 SI03
Giles Manor Manhattan	23DHS005M MN06	03/24/2023	Special Lincoln Square District Extension: West 66 Manhattan	23DCP126M 03/29/2023 MN07
Grace Houses Brooklyn	23DCP108K BK05	03/22/2023	Tallman Island Western Cribwall Replacement Queens	20DEP007Q 01/11/2023 QN07
Lenox Hill Hospital Manhattan	23DCP079M MN08	01/30/2023	Tompkinsville Esplanade	20SBS003R 02/02/2023
Light House Family Residence Families with Children Shelter	23DHS004Q	03/06/2023		

Staten Island SI01
Transitional Housing Program – La Quinta 23OOM010Q 01/13/2023
Inn, 9-02 38th Avenue, Long Island City, Queens
Queens QN01

Waldorf Astoria Combined Heat and Power 22DEP056M 01/05/2023
System
Manhattan MN05

Whitestone Lanes Rezoning 23DCP104Q 02/14/2023
Queens QN07

Wilets Point Phase II Development 23DME005Q 02/17/2023
Queens QN07

Wilets Point Phase II Development 23DME005Q 02/17/2023
Queens QN07

Lead Agency Letter (Revised)

Project Name CEQR Date
Borough CD
23 West 106th Street 22DHS025M 03/13/2023
Manhattan MN07

Scoping

Draft Scope of Work
Project Name CEQR Date
Borough CD
Bedford Stuyvesant Restoration 23DCP076K 01/17/2023
Corporation
Brooklyn BK03

Lenox Hill Hospital 23DCP079M 01/30/2023
Manhattan MN08

MSK Pavilion 23DCP118M 03/28/2023
Manhattan MN08

Wilets Point Phase II Development 23DME005Q 03/01/2023
Queens QN07

Final Scope of Work

Project Name CEQR Date
Borough CD
1160 Flushing Avenue 21DCP199K 02/10/2023
Brooklyn BK04

j21-23

CHANGES IN PERSONNEL

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Lists personnel changes for the Police Department for the period ending 04/28/23.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Lists personnel changes for the Police Department for the period ending 04/28/23.

POLICE DEPARTMENT FOR PERIOD ENDING 04/28/23

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Lists personnel changes for the Police Department for the period ending 04/28/23.

FIRE DEPARTMENT FOR PERIOD ENDING 04/28/23

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Lists personnel changes for the Fire Department for the period ending 04/28/23.



HEALTH AND MENTAL HYGIENE

NOTICE

BOARD OF HEALTH

Notice of Adoption of Amendments to Article 203 of the New York City Health Code

In compliance with section 1043(b) of the New York City Charter ("the Charter") and pursuant to the authority granted to the New York City Board of Health ("Board of Health") by section 558 of the Charter, a notice of intention ("NOI") to amend Article 203 of the New York City Health Code ("the Health Code") was published in the New York City Record on February 17, 2023, and a public hearing was held on March 21, 2023. No one testified at the hearing. However, four written comments were received, one of which was the basis for two changes to the proposed amendment of Article 203. At its meeting on June 15, 2023, the Board of Health adopted the following resolution.

Statement of Basis and Purpose

Since 2019, the New York State ("NYS") Reproductive Health Act (NYS Public Health Law Article 25-a) has protected the right to an abortion throughout the State. The Act permits abortions when the patient is within twenty-four weeks from the commencement of pregnancy, there is an absence of fetal viability, or the abortion is necessary to protect the patient's life or health. NYS Public Health Law § 2599-bb(1).

In contrast and as a result of the U.S. Supreme Court's decision in *Dobbs v. Jackson Women's Health Organization*, No. 19-1392, 597 U.S. ___ (2022), abortions are mostly banned in 12 states and have been severely restricted in many other states.¹ Some of these anti-abortion laws make it more difficult to receive standard surgical procedures or medication for the loss of desired pregnancies. There are reports of providers in the affected states refusing to perform procedures needed to fully evacuate the uterus after a spontaneous termination of pregnancy, e.g., a dilation and curettage ("D&C"), lest they be accused of performing an abortion. Women have faced life-threatening infections and other complications as a result.² In addition, some lawmakers in states that have mostly banned abortions have considered targeting people traveling to other states to seek abortion care.³ Whether state abortion-restricting laws can apply extraterritorially is an open constitutional question.⁴

In anticipation of the *Dobbs* decision, New York State and New York City took legislative action in 2022 to protect abortion patients and those helping patients access abortions. The State adopted laws generally prohibiting (1) courts and county clerks from issuing subpoenas in connection with out-of-state proceedings related to abortions lawfully performed in New York;⁵ and (2) State and local law enforcement agencies from cooperating with, or providing information to, any individual or out-of-state agency or department regarding abortions lawfully performed in New York.⁶ The City separately adopted a law prohibiting the use of City resources to cooperate with, or provide information to, any individual or out-of-state agency or department that would confirm, deny, or identify any person associated with an abortion that has been lawfully performed.⁷ This local law defines "abortion" as "the procedure to terminate a pregnancy for purposes other than producing a live birth, including a termination using pharmacological agents, and any services related to such procedure, including pre-procedure and post-procedure counseling."

In New York City, fetal deaths must be reported to the Department as part of its vital records-keeping function.⁸ The Department is not permitted to include in its records of fetal deaths the name or any identifying information about an individual whose termination of pregnancy was induced unless the individual requests it to be collected.⁹ Rather, the Department uses unique, confidential identifiers to "monitor the quality of care provided by any individual or entity licensed to perform an abortion in this state and to permit coordination of data concerning the medical history of the woman for purposes of conducting surveillance scientific studies and research."¹⁰ In addition, the City's Administrative Code provides that records of fetal death "shall be issued upon request unless it does not appear to be necessary or required for a proper purpose."¹¹

In New York City, Health Code Section 203.03(a) requires that all terminations of pregnancy be reported to the Department. "Termination of pregnancy" ("TOP") is defined in Health Code § 203.01(a) as "the expulsion or extraction of a conceptus, regardless of the duration of pregnancy, other than a live birth . . . , and includes fetal death." Section 203.01(b) defines "spontaneous termination of

pregnancy," commonly referred to as a miscarriage, as the "unplanned termination of a pregnancy," while section 203.01(c) defines "induced termination of pregnancy," commonly referred to as an abortion, as "the purposeful interruption of an intrauterine pregnancy with the intention other than to produce a live-born infant and which does not result in a live birth." Health Code § 203.07(a) and 203.07(c) relate to the confidentiality of information pertaining to the spontaneous and induced termination of a pregnancy, respectively. Section 203.07(c) requires that the certificate of induced TOP "be confidential and not subject to compelled disclosure or to inspection by persons other than the Commissioner or authorized personnel of the Department." By contrast, Health Code § 203.07(a) offers *less protection* to confidential medical reports of spontaneous TOPs by allowing disclosure of the records "in a criminal action or criminal proceeding, or for official purposes by a federal, State, county or municipal agency charged by law with the duty of detecting or prosecuting crime. The Commissioner may, however, approve the inspection of such medical reports for scientific purposes."

The lesser protections afforded spontaneous TOPs by Health Code § 203.07(a) are no longer compatible with the State and City laws enacted in 2022 and described above. Under the current Code provisions, it is possible that an out-of-state law enforcement agency could try to access spontaneous TOP records of an out-of-state resident in order to commence an action against an alleged "illegal abortion" under that state's laws. The Board is therefore amending Health Code § 203.07 to afford both induced and spontaneous TOPs the same level of protection and to allow the Department to assess any subpoenas or other requests for spontaneous TOP records to determine whether the underlying use is permitted by federal, State and City law.

Four written comments were received regarding these proposed Health Code amendments. One comment was not responsive and two were general notes in support of the proposed rule.

The fourth comment suggested two changes to the proposed amendments. The first proposed change was to make clear that an inspection of medical reports and certificates allowed for a "lawful purpose" be lawful in accordance with the laws of New York State and New York City specifically. This proposed change actually echoed comments made by two Board members at the February 9 Board meeting. The second proposed change was to impose a requirement that all records disclosed for scientific purposes be deidentified.

The Board is adopting the first suggested change with a slight modification, by adding a reference to federal law. The Board is also adopting the second suggested change, so it is clear that an inspection of medical reports and certificates for scientific purposes will still preclude the disclosure of identifiable information.

The proposed amendment is as follows:

New material is underlined.

[Deleted material is in brackets.]

Asterisks (***) indicate unamended text.

"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.

RESOLVED, that section 203.07 of Article 203 of the New York City Health Code, set forth in Title 24 of the Rules of the City of New York, be amended to read as follows:

§ 203.07 Confidential medical report of spontaneous termination of pregnancy and certificate of induced termination of pregnancy; not subject to [compelled disclosure or] inspection.

- (a) The confidential medical report of a spontaneous termination of pregnancy and the certificate of induced termination of pregnancy shall be confidential and not subject to [compelled] disclosure or to inspection by persons other than the Commissioner or authorized personnel of the Department], except in a criminal action or criminal proceeding, or for official purposes by a federal, State, county or municipal agency charged by law with the duty of detecting or prosecuting crime]. The Commissioner or the Commissioner's designee may, however, approve the inspection by others of such medical reports and certificates for scientific purposes or in accordance with federal, New York State, or New York City law.
- (b) Within the context of this section, scientific purposes shall mean epidemiologic surveillance and investigation by a governmental public health agency, research, or the compilation of statistics relating factors bearing on disease incidence, prevalence, mortality or treatment, provided that, in no instance shall personally identifiable information be released.
- [(c) The certificate of induced termination of pregnancy shall be confidential and not subject to compelled disclosure or to inspection by persons other than the Commissioner or authorized personnel of the Department.]

1 For an analysis of each state's policies, see Guttmacher Institute, "Interactive Map: US Abortion Policies and Access After Roe," <https://states.guttmacher.org/policies/> (last accessed on November 10, 2022).

2 See, Mendez, M., "Texas laws say treatments for miscarriages, ectopic pregnancies remain legal but leave lots of space for confusion," *The Texas Tribune* (July 20, 2022), accessible online at <https://www.texastribune.org/2022/07/20/texas-abortion-law-miscarriages-ectopic-pregnancies/>; Belluck, P., "They Had Miscarriages, and New Abortion Laws Obstructed Treatment," *New York Times* (July 17, 2022), accessible online at <https://www.nytimes.com/2022/07/17/health/abortion-miscarriage-treatment.html>; Rubin, R., "How Abortion Bans Could Affect Care for Miscarriage and Infertility," *JAMA*. 2022;328(4):318-320. doi:10.1001/jama.2022.11488, accessible online at <https://jamanetwork.com/journals/jama/fullarticle/2793921>.

3 See, generally, David S. Cohen, Greer Donley & Rachel Rebouché, *The New Abortion Battleground*, 123 Columbia L. Rev. 1, (2022) (Draft), 17-23, available online at https://scholarship.law.pitt.edu/cgi/viewcontent.cgi?article=1515&context=fac_articles.

4 See *id.*

5 NYS Civil Practice Law and Rules §§ 3102(e), 3119(g).

6 NYS Executive Law § 837-w.

7 NYC Administrative Code § 10-184(b)(2).

8 *Id.* § 17-166(a).

9 *Id.* § 17-166(e).

10 *Id.*

11 *Id.* § 17-169(b).