



THE CITY RECORD

Official Journal of The City of New York

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

VOLUME CL NUMBER 89

TUESDAY, MAY 9, 2023

Price: \$4.00

TABLE OF CONTENTS

PUBLIC HEARINGS AND MEETINGS

Borough President - Brooklyn	2017
City Planning	2020
City Planning Commission	2021
Citywide Administrative Services	2023
Board of Education Retirement System	2023
Finance	2023
Housing Authority	2024
Teachers' Retirement System	2024
Transportation	2024

COURT NOTICES

Supreme Court	2025
New York County	2025

PROPERTY DISPOSITION

Citywide Administrative Services	2028
----------------------------------	------

PROCUREMENT

Administration for Children's Services	2029
Admin Operations	2029
Prevention Services	2029
Citywide Administrative Services	2029
Administration	2029
Citywide Procurement	2029
Division of Municipal Supply Service	2030
Support Services Bureau	2030
Comptroller	2030

Asset Management	2030
Consumer and Worker Protection	2030
District Attorney - New York County	2030
Procurement and Contract Management	2030
Environmental Protection	2030
Engineering, Design and Construction	2030
Wastewater Treatment	2031
Health and Mental Hygiene	2031
Housing Preservation and Development	2031
ENS Construction	2031
Office of Policy & Strategy (OPS)	2031
Human Resources Administration	2032
Law Department	2032
Sanitation	2032
Small Business Services	2032
Executive Office	2032
Transportation	2033
Traffic Operations	2033
Youth and Community Development	2033
Procurement	2033

CONTRACT AWARD HEARINGS

Youth and Community Development	2034
---------------------------------	------

AGENCY RULES

Buildings	2034
-----------	------

SPECIAL MATERIALS

Comptroller	2047
Changes in Personnel	2048

LATE NOTICE

Board of Standards and Appeals	2048
--------------------------------	------

THE CITY RECORD

ERIC L. ADAMS
Mayor

DAWN M. PINNOCK
Commissioner, Department of
Citywide Administrative Services

JANAE C. FERREIRA
Editor, The City Record

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

Subscription \$500 yearly, \$4.00 daily (\$5.00 by mail).

Periodicals Postage Paid at New York, NY

POSTMASTER: Send address changes to The City Record, 1 Centre Street, 17th Floor, New York, NY 10007-1602

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

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

PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

BOROUGH PRESIDENT - BROOKLYN

NOTICE

Notice of Public Hearing and Opportunity to Comment on Proposed Guidance and Interpretive Statement Relating to Community Board Affairs

What are we proposing? The Office of Brooklyn Borough President ("BKBP"), is proposing to issue a guidance and interpretive statement

that (1) codifies the norms, procedures, and standards according to, by, and under which the BKBP appoints members to the Brooklyn community boards as provided in Section 2800(a) of the Charter and (2) explains, elaborates, and concretizes the BKBP's duty, under Section 82(12) of the New York City Charter, to provide training and technical assistance to the members of community boards within the Borough of Brooklyn in view of all New York City agencies' duty, under Section 2800(e) of the New York City Charter, to furnish promptly to each community board on request any information or assistance necessary for the board's work. The proposed guidance and interpretive statement construes these Charter mandates and powers and explains and elaborates how the BKBP exercises them and what the BKBP does to fulfill them.

When and where is the hearing? BKBP will hold a public hearing on the proposed guidance and interpretive statement. The public hearing will take place starting at 6:00 P.M., on Monday, May 22, 2023. The public hearing will be accessible in person, by videoconference, and by phone.

- To participate in person, please go to Brooklyn Borough Hall, 209 Joralemon Street, Brooklyn, NY 11201.
- To participate by videoconference, please follow the online link: <https://nycbp.webex.com/nycbp/j.php?MTID=mf5e3511b1cd35426ce2b0358f5854154>. The applicable Webinar Number is 2346 422 3885, and the Webinar password BBCBR (22227 from phones and video systems).
- To participate by telephone, please dial +1-646-992-2010 United States Toll (New York City) or +1-408-418-9388 (United States Toll). The applicable access code is 234 642 23885.

How do I comment on the proposed guidance and interpretive statement? You can comment on the proposed guidance and interpretive statement as follows:

- Email:** You can email comments to CBGuidanceComments@brooklynbp.nyc.gov.
- By speaking at the hearing.** Anyone who wants to speak about the proposed guidance and interpretive statement at the public hearing must sign up to speak. Those planning to attend the hearing in person can sign up to speak by filling out a speaker

form upon arrival at the room in Brooklyn Borough Hall, they are directed to. Those planning to participate by videoconference or by telephone can sign up to speak by emailing CBGuidanceComments@brooklynbp.nyc.gov, by Thursday, May 18, 2023, including, in the subject line of the email, "Signing up to speak." Speaking about the guidance and interpretive statement by phone, videoconference, or in person is limited to one (1) minute.

Is there a deadline to submit emailed comments? Yes. You must submit any emailed comments to the proposed guidance and interpretive statement on or before 5:00 P.M., on Wednesday, May 24, 2023.

What if I need assistance to participate in the hearing? You must tell BKBP's Disabilities Rights Coordinator if you require a reasonable accommodation of a disability at the hearing. You must tell the same person if you need a sign language interpreter. You tell us this by calling us at, (718) 802-3883, or emailing us at, CBGuidanceComments@brooklynbp.nyc.gov, with the subject line "Accommodation Request." You must tell us this by Monday, May 15, 2023, since we require sufficient time to arrange the accommodation.

What happens after the hearing and after the deadline to submit comments passes? After the hearing and the deadline for submitting comments passes, the BKBP will review comments and take them into consideration before issuing a final guidance and interpretive statement.

Where can I find the final guidance statement? The final guidance statement will be published in the City Register and on the BKBP's website, www.brooklyn-usa.org.

Statement of Basis and Purpose of Proposed Guidance and Interpretive Statement

The Office of Brooklyn Borough President ("BKBP") proposes to issue a guidance and interpretive statement codifying its policy on how the Brooklyn Borough President exercises authority under Section 2800(a) of the New York City Charter ("Charter") to appoint community board members outright or on the nomination of New York City council members. In addition, the proposed guidance and interpretive statement seeks to explain, elaborate, and concretize how the BKBP interprets the mandate, under Section 82(12) of the Charter, "to provide training and technical assistance to members of community boards" in view of all City agencies' duty, under Section 2800(e) of the New York City Charter, to furnish promptly to each community board on request any information or assistance necessary for the requesting board's work. The guidance and interpretive statement clarifies the role of BKBP under the Charter and sets forth how the BKBP provides training and technical assistance to members of community boards within the City agency ecosystem of supporting community boards mandated by the Charter.

The guidance and interpretive statement seeks to clarify the relationship among the BKBP, other agencies and organs of City government, and community boards after decades of confusion about what the 1989 revisions to the New York City Charter mean in relation to operational support for the functions of community boards. Section 2800(e) of the Charter provides that all City agencies are required to furnish promptly to each community board on request any information or assistance necessary for the board's work. But the Charter does not specify which agencies are to provide what forms of assistance. The scant judicial interpretation of Section 2800(e) of the Charter assumes that it "directs City agencies to comply with community boards' pertinent requests for assistance and information." *Cnty. Bd. 7 v. Schaffer*, 84 NY2d 148, 158-59 (1994). Judicial interpretation has yet to elaborate what may be pertinent, and how City agencies can be compelled to comply.

Since the Court of Appeals' decision referenced above also denies community boards capacity to sue, it is incumbent upon City agencies to issue guidance animating community boards' right to information and assistance under Section 2800(e) of the Charter. The Brooklyn Borough President seeks to breathe life into this right by issuing this guidance and interpretive statement reflecting what the Charter states is various City agencies' powers and duties. In performing this long overdue function, the proposed guidance and interpretive statement also seeks to bring about a more equitable relationship among the Office of Brooklyn Borough President, community boards, and other City agencies, all equal under Section 1150(2) of the Charter's definition. The guidance and interpretive statement advances equity in three ways.

First, in articulating the norms, standards, and criteria the BKBP uses in making community board appointments and reappointments, the BKBP's statement can provide direction to other City agencies and organs of City government, including community boards themselves, that have an interest in this process. The BKBP is especially mindful of articulating its standards that can inform the Comptroller's periodic audits of the BKBP community board appointments.

Second, in clearing up of what training and technical assistance consists, the BKBP can provide direction both to community boards in seeking information and assistance under Section 2800(e) of the Charter and to other City agencies and organs of City government. This is especially critical because City government in the years after the Board of Estimate was abolished has seen borough president offices endure cuts to their budgets steering the delivery of support away from their offices and toward mayoral agencies whose budgets assume such support. Thus, the proposed guidance and interpretive statement ensures that community boards receive direction toward obtaining more specific forms of assistance from where resources currently lie under the budgetary structure. This assures that other City agencies and organs of City government are working together with the BKBP toward the common goal of serving residents of the City's most populous borough.

Third, the proposed guidance and interpretive statement further seeks to ensure that community boards have access to resources necessary to carry out their state and City-charter-mandated functions, as Section 2800(e) of the Charter requires. While recognizing equal status among the community boards, the BKBP, and the agencies and organs of City government, the proposed guidance and interpretive statement recognizes the resource realities of community boards. In practice, and based on their budgets, the staff of a community board typically does not exceed three employees. As such, a community board cannot exercise the full complement of services performed by a City agency, including, but not limited to, procurement, human resources, and information technology support, without the information and assistance from other City agencies that Section 2800(e) of the Charter requires.

In these aspects, the proposed guidance flows out of the United States Supreme Court's decision in *Board of Estimate of City of New York v. Morris*, 489 U.S. 688 (1989), the case that prompted the abolition of the Board of Estimate and 1989 revisions to the New York City Charter. That lawsuit was based on the unfairness to Brooklyn, the City's most populous borough, enjoying no more representation than the City's least populous borough. Accordingly, the proposed guidance seeks to ensure that Brooklyn's community boards, the organs through which residents of the still-most populous borough enjoy City government in their local communities, receive their equitable share of support and resources from City government. By that, Brooklyn residents may enjoy effective representation by local government.

Guidance and Interpretive Statement Relating to Community Board Affairs

Part 1. Office of Brooklyn Borough President's Guidance and Interpretive Statement Relating to Appointment and Reappointment of Community Board Members

§ 1. Definition of Brooklyn Borough President. As used in this Part 1 of the Guidance Statement, the term "Brooklyn Borough President" means the Brooklyn Borough President as well as the Office of Brooklyn Borough President, including the Deputy Brooklyn Borough President, Executive Assistant to the Brooklyn Borough President, and secretary, assistants, clerks, and subordinates appointed by the Brooklyn Borough President as provided in Section 82(1) and (2) of the New York City Charter.

§ 2. Requirement of Completing and Submitting Application for Appointment or Reappointment and Nomination for Appointment or Reappointment.

- (a) Every person seeking appointment or reappointment to a Brooklyn community board must complete the application made available on the Brooklyn Borough President's website, as provided in Section 82(17)(b)(1) of the New York City Charter, and must submit the completed application following the instructions, and by the deadline, stated on that website. The Brooklyn Borough President will not appoint any person, including a nominee of a Brooklyn council member, who has failed to complete and submit an application on time and in compliance with the directions, as provided here.
- (b) Council members nominating applicants to appointment or re-appointment must submit their nominations by the deadline stated on the Brooklyn Borough President's website for nominations from council members. The Brooklyn Borough President will not consider any nominations that are not submitted to the Brooklyn Borough President by the deadline stated on its website for nominations from council members.

§ 3. Interviews of Applicants. From among the completed applications submitted, the Brooklyn Borough President may, in their sole discretion, select applicants for interviews. An applicant selected for an interview must attend the interview at the scheduled time and must provide any information requested by the Brooklyn Borough President. An applicant's unexcused failure to attend the interview or to provide any information requested by the Brooklyn Borough President will result in the applicant being deemed out of consideration for appointment.

§ 4. Requirement of Council Member's Certification of Nomination. The Brooklyn Borough President will reject any nomination from a council member for an appointment or reappointment to a Brooklyn community board, as provided in Section 2800(a) of the New York City Charter, that fails to include a completed certification form made available on the Brooklyn Borough President's website. The certification form on the website requires, among other things, the council member's attestation that their nominee has a residence, business, professional or other significant interest in the council district for which the council member is making the nomination and that the nominee fairly represents all segments of the council district within the community district according to the most recent New York City Community District Profile.

§ 5. Interpretation of "Professional or Other Significant Interest." For the purposes of exercising the power of appointment or reappointment under Section 2800(a) of the New York City Charter and for the purpose of Section 4 above of this Part 1, the Brooklyn Borough President considers a "professional or other significant interest" in a Brooklyn community district to be any of:

- (a) Being an employee of a City agency, not-for-profit organization, or private business located in, and serving residents of, the Brooklyn community district to which the application relates, subject, in the case of employees of a City agency only, to the limit on the number of City employees who may be appointed to community boards under Section 2800(a) of the New York City Charter;
- (b) Being a member of the board of directors of a social services not-for-profit organization based in the Brooklyn community district to which the application relates; and
- (c) Being a student attending a public high school, institution of higher education, or trade school located in the Brooklyn community district to which the application relates.

§ 6. Determination of Nominations for Appointment and Re-appointment by Council Members.

- (a) Consistent with Section 2800(a) of the New York City Charter, the Brooklyn Borough President will appoint or reappoint a council member's nomination to a community board unless the Brooklyn Borough President determines, in the Brooklyn Borough President's sole discretion, that the appointment would violate any of the qualifications stated in Section 2800(a) of the New York City Charter or that appointing the nominee would fail to ensure that, in the aggregate, the Brooklyn Borough President's appointments to the community board fairly represent all segments of the community in respect of the characteristics stated in Section 2800(a) of the New York City Charter or that the nominee is disqualified from being appointed or reappointed based on their community board attendance record, which includes their attendance of assigned committee meetings. Upon making such a determination, the Brooklyn Borough President will reject the nomination.
- (b) In the event that the Brooklyn Borough President rejects a council member's nomination as provided for above in subsection (a) of this Section 6, the Brooklyn Borough President will inform, in writing, the council member of the reasons for the rejection and will invite the council member to resubmit another nomination by a deadline stated in the rejection writing, which deadline will be five (5) business days from the date of the rejection letter.

Part 2. Office of Brooklyn Borough President's Guidance and Interpretive Statement Related to Providing Community Boards with Training and Technical Assistance and Promptly Furnishing to Each Community Board on Request Any Information or Assistance Necessary for the Requesting Board's Work as Required by Sections 82(12) and 2800(e) of the New York City Charter.

§ 1. Definitions.

- (a) "**Ministerial Administrative Support**" means ministerial, secretarial support with the processing of matters related to human resources, personnel, and compliance and for which the Brooklyn Borough President cannot be held liable and will not incur liability. Assuming that they are matters for which the Brooklyn Borough President cannot be held liable or will not incur liability, examples of such matters include, but are not limited to, functions such as aiding community board with making determinations under the New York City Equal Employment Opportunity Policy, payroll processing, serving as the liaison on annual disclosures to the New York City Conflicts of Interest Board, direct order processing, payment processing, accrual submission, and information technology troubleshooting, including password resets for mandated City procurement systems such as the financial management system (FMS).

- (b) "**Brooklyn Borough President.**" As used in this Part 2 of the Guidance Statement, the term "Brooklyn Borough President" means the Brooklyn Borough President as well as the Office of Brooklyn Borough President, including the Deputy Brooklyn Borough President, Executive Assistant to the Brooklyn Borough President, and secretary, assistants, clerks, and subordinates appointed by the Brooklyn Borough President as provided in Section 82(1) and (2) of the New York City Charter.

§ 2. Interpretation of Training and Technical Assistance. For the purpose of fulfilling their duty and obligation as provided in Sections 82(12) and 2800(e) of the New York City Charter, and toward ensuring that other City agencies fulfill their duty, under Section 2800(e) of the New York City Charter, to furnish promptly to each community board on request any information or assistance necessary for the board's work, the Brooklyn Borough President considers "training and technical assistance" to mean services and support, consistent with law as defined under Section 1150(3) of the New York City Charter and not within another City agency's duty under law to provide, that the Brooklyn Borough President will provide to members of community boards toward aiding them to carry out their functions under law as defined in Section 1150(3) of the New York City Charter.

§ 3. Forms of Training and Technical Assistance.

- (a) Consistent with other City agencies' duty, under Section 2800(e) of the New York City Charter, to furnish promptly to each community board on request any information or assistance necessary for the board's work, the Brooklyn Borough President provides members of Brooklyn community boards with the following forms of training and technical assistance:
 - (1) Introducing or connecting Brooklyn community boards with other New York City agencies or bodies whose duties and powers under law as defined in Section 1150(3) of the New York City Charter relate to what the community board seeks assistance with, as clarified below in Section 4 of this Part 2;
 - (2) Providing Brooklyn community boards with New York State, the New York City Law Department, or other New York City agencies or bodies' guidance on matters, as clarified below in Section 5 of this Part 2;
 - (3) Providing Brooklyn community boards, in the Brooklyn Borough President's sole discretion as its capacity allows, with Ministerial Administrative Support following the procedure stated below in Section 6 of this Part 2; and
 - (4) Providing training on tools and systems used by community boards. These include, but are not limited to, the Department of Citywide Administrative Services (DCAS)'s Office of Citywide Procurement (OCP)'s direct order, the financial management system (FMS), and other procurement tools.
- (b) A Brooklyn community board must make a request for any training or technical assistance to the contact at the Brooklyn Borough President's Community Boards Department appearing on the Brooklyn Borough President's website.

§ 4. Introductions and Connections Elaborated.

- (a) At the request of a Brooklyn community board, the Brooklyn Borough President will help a community board navigate New York City government by introducing or connecting them with a New York City agency or body whose duties, under law as defined in Section 1150(3) of the New York City Charter, relate to the matter about which a Brooklyn community board has requested assistance from the Brooklyn Borough President.
- (b) In providing such introductions or connections to a Brooklyn community board, the Brooklyn Borough President will cite the section of the law as defined under Section 1150(3) of the Charter supporting its determination that the agency or agencies to which the Brooklyn Borough President seeks to introduce or connect the Brooklyn community board to has the legal power or duty relating to the matter to which a community board's request for information and assistance relates.

§ 5. Providing New York State, the New York City Law Department, or Other New York City Agencies or Bodies' Guidance on Matters Elaborated. At the request of a Brooklyn community board, the Brooklyn Borough President will provide the community board with guidance that New York State, the New York City Law Department, or another New York City agency or body has issued on a matter about which a Brooklyn community board has requested assistance from the Brooklyn Borough President. The Brooklyn Borough President provides guidance already issued, and does not issue guidance itself, to avoid usurping the role of the New York City Law Department as attorney and counsel for the City of New York and every agency thereof under Section 394(a) of the New York City Charter or the roles that the law as defined in Section 1150(3) of the New York City Charter imposes on other New York City agencies to interpret the law or provide guidance to New York City agencies. To obtain such guidance, the community board must make this request by contacting the Brooklyn Borough President's Community Boards Department at the contact stated on the website.

§ 6. Procedure Relating to Community Board Requests for Discretionary Ministerial Administrative Support. In its sole discretion and as its capacity allows, the Brooklyn Borough President will provide Brooklyn community boards with Ministerial Administrative Support under the procedures stated below. Consistent with the definition of Ministerial Administrative Support stated in Section 1(b) of this Part 2, the Brooklyn Borough President does not, and will not, provide any such support on matters for which the Brooklyn Borough President can be held liable or for which it can incur any liability. As a non-exhaustive and non-exclusive listing of such, these matters include lease renewals and procurements, subject to the other provisions of this Part 2.

- (a) A community board must make a request for such assistance by completing and submitting the form request for ministerial administrative support made available on the Brooklyn Borough President website and following the instructions stated in the form. As stated in the form, the formal request must include all documentation required by the form, which includes, but is not limited to, a resolution from the entire community board making such a request and minutes from the community board meeting where the community board authorized such a request or the equivalent documentation from other authorized body such as an executive committee under the requesting community board's by-laws or other governance document as explained by the requesting board in its request.
 - (1) The Brooklyn Borough President will not provide any Ministerial Administrative Support to any Brooklyn community board that has not made a request as specified here.
 - (2) The Brooklyn Borough President will respond in writing on whether it grants or denies the Brooklyn community board's request. In its response, it will note, among other things, whether the request is related to a matter that the Brooklyn Borough President has determined that the Brooklyn Borough President can be held liable or for which it can incur any liability.
- (b) For each ministerial administrative action that the community board seeks assistance with, the community board must include directions and instructions to the Brooklyn Borough President, with supporting materials, as directed by the form. As an example illustrating the meaning of this subsection, if the community board requires assistance with processing a purchase, the community board must include with its request a resolution directing the Brooklyn Borough President to process the purchase with an approved amount and minutes of the community board (or board committee) meeting approving the transaction. The Brooklyn Borough President will reject any request failing to include such specific directions and instructions with supporting materials.
- (c) The Brooklyn Borough President's grant of a community board's request for assistance with ministerial administrative support automatically expires upon the end of the term for a Brooklyn Borough President as provided in Section 81 of the New York City Charter.

Accessibility questions: Disability Rights Coordinator, (718) 802-3883, CBGuidanceComments@brooklynbp.nyc.gov, by: Monday, May 15, 2023, 5:00 P.M.



• m9

**UNIFORM LAND USE REVIEW PROCEDURE
PUBLIC HEARING**

NOTICE IS HEREBY GIVEN that, pursuant to Section 201 of the New York City Charter, the Brooklyn Borough President will hold a ULURP hearing on the matters below in person, at **6:00 P.M.**, on Monday, **May 15, 2023**, in the Borough Hall Courtroom. The meeting will be recorded for public transparency.

While visitors are not required show proof of vaccination to enter the building, we do encourage individuals to wear masks in Borough Hall spaces.

For further information on accessibility or to make a request for accommodations, such as sign language interpretation services, please contact Corina Lozada, at corina.lozada@brooklynbp.nyc.gov, at least five (5) business days in advance to ensure availability.

Testimony at the hearing is limited to **2 minutes**, unless extended by the Chair. The Borough President welcomes written testimony on all agenda items. For timely consideration, comments must be submitted, to **AskReynoso@brooklynbp.nyc.gov**, no later than Friday, May 19, 2023.

The following agenda items will be heard:

- 1) **1421 86th Street Rezoning (C230018ZMK, N230019ZRK)**
A private application by 1421-1425 86th Street LLC, requesting a zoning map amendment from an R4/C2-2 to an R7A/C2-4 district and a zoning text amendment to Appendix F to map the Project Area as a Mandatory Inclusionary Housing Area to facilitate a new 9-story, 45,142 zsf (57 DU's, 17 affordable units), mixed-use residential and commercial development, including 43,404 sf of residential and 1,738 sf of commercial, at 1421 86th Street in Bath Beach, Community District 11, Brooklyn.
- 2) **1233 57th Street Rezoning (C230117ZMK, N230118ZRK)**
A private application by 1233-57 ST. LLC, requesting a zoning map amendment from an R5 district to R6A district, and a zoning text amendment to designate an MIH area, to facilitate a new 8-story, approximately 79,330 square foot residential building with 60 dwelling units at 1233 57th Street, Borough Park, Community District 12, Brooklyn.

Accessibility questions: Corina Lozada, corina.lozada@brooklynbp.nyc.gov, by: Monday, May 8, 2023, 5:00 P.M.



m3-15

CITY PLANNING

■ PUBLIC HEARINGS

**NOTICE OF PUBLIC HEARING ON THE
DRAFT ENVIRONMENTAL IMPACT STATEMENT**
(CEQR No. 21DCP199K)

1160 Flushing Avenue

Project Identification	Lead Agency
CEQR No. 21DCP199K	City Planning Commission
ULURP No. C210314ZMK	120 Broadway, 31st Floor
SEQRA Classification: Type I	New York, NY 10271

Contact Person
Stephanie Shellooe, AICP, Director, 212-720-3328
Environmental Assessment and Review Division
New York City Department of City Planning

The City Planning Commission (CPC), acting as lead agency, issued a Notice of Completion on February 10, 2023 for a Draft Environmental Impact Statement (DEIS) for the 1160 Flushing Avenue proposal in accordance with Article 8 of the Environmental Conservation Law. **A public hearing on the DEIS will be held on Wednesday, May 24, 2023, at 10:00 A.M., at the City Planning Commission Hearing Room, located at 120 Broadway, Lower Concourse, New York, NY 10271, in conjunction with the CPC's public hearing, pursuant to ULURP. Comments are requested on the DEIS and will be accepted through 5:00 P.M., Monday June 5, 2023. To continue to allow for broad public participation, DCP will hold the public hearing accessible both in-person and remotely via the teleconferencing application Zoom. Anyone attending the meeting in-person is encouraged to wear a mask.**

To join the meeting and comment remotely, please visit the NYC Engage site, <https://www.nyc.gov/engage>

If you would like to register to testify remotely via phone, need assistance with technical issues, or have any questions about participation you may call any of the phone numbers listed below, then enter the following Meeting ID.

- (877) 853-5247 (Toll-free)
- (888) 788-0099 (Toll-free)
- (213) 338-8477 (Toll)
- (253) 215-8782 (Toll)

Then enter the following meeting ID and password when prompted.

Meeting ID: 618 237 7396
Password: 1
[The Participant ID can be skipped by pressing #]

Instructions on how to participate remotely, as well as materials relating to the hearing, will be posted on the NYC Engage site on the day of the Public Hearing, no later than 1 hour prior to the hearing. To help the meeting host effectively manage members of the public who sign up to comment, those who do not intend to actively participate are invited to watch the livestream or the recording that will be posted after the meeting. The Public Hearing livestream can be found in the above referenced NYC Engage site and will be made available on the day of the Public Hearing.

Comments are requested on the DEIS and will be accepted through 5:00 P.M., Monday, June 5, 2023. They can be submitted via email, to 21DCP199K_DL@planning.nyc.gov, or mailed to Stephanie Shellooe, AICP, Director, Environmental Assessment and Review Division, New York City Department of City Planning, 120 Broadway, 31st Floor, New York, NY 10271.

Copies of the DEIS may also be obtained by contacting the Environmental Assessment and Review Division, New York City Department of City Planning, 120 Broadway, 31st Floor, New York, New York 10271, Stephanie Shellooe, AICP, Director, by calling (212) 720-3328, or by emailing, sshellooe@planning.nyc.gov.

In addition, the DEIS and Final Scope of Work are available for download on the project ZAP page: <https://zap.planning.nyc.gov/projects/2020K0289>. To view the 1160 Flushing Avenue Final Scope of Work, DEIS Notice of Completion and full DEIS and Appendix, navigate to the 1160 Flushing Avenue project page in ZAP and select Public Documents, then "Final Scope of Work," "DEIS_Notice of Completion" and "DEIS_21DCP199K".

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. Requests for a reasonable accommodation or foreign language assistance during the meeting should be emailed to, AccessibilityInfo@planning.nyc.gov, or by calling (212) 720-3508. Requests must be submitted at least ten business days before the meeting.

The Applicant, 1160 Flushing Avenue LLC, is seeking the approval of one discretionary action, a zoning map amendment that would rezone Block 3167, Lots 12 (p/o), 18, 24, 26, 29, and 40 from a M1-1 district to a M1-5 district (the "Proposed Action"). The Proposed Action would facilitate the construction of a new, mixed-use commercial and light industrial development comprising approximately 238,104 gross square feet (gsf) in total (the "Proposed Project"). The Proposed Project would be constructed at 1160 Flushing Avenue (Block 3167, Lots 18 and 24), a 37,928-sf, rectangular-shaped site with frontages on Flushing Avenue and Jefferson Street in the Bushwick neighborhood of Brooklyn Community District 4. The Proposed Action would also facilitate development on two non-Applicant owned sites, located at Block 3167, Lots 29 and 40 ("Projected Development Site 2" and "Projected Development Site 3" respectively).

Specifically, the Proposed Action is:

- A zoning map amendment approval by the CPC to change the zoning in the Proposed Rezoning Area from the existing M1-1 to an M1-5 light manufacturing zoning district.

In order to assess the potential effects of the Proposed Action, a reasonable worst-case development scenario (RWCDs) for both "future No-Action" (No-Action) and "future with the Proposed Action" (With-Action) conditions will be analyzed for an analysis year, or Build Year, of 2027.

The build year analyzed in the RWCDs is 2027, which assumes build out of all three Projected Development Sites. However, construction of the Proposed Project would occur over an approximately 22-month period and it is assumed that full build-out of the Proposed Project would occur by 2025. Additionally, as noted above and described in greater detail below, two additional projected development sites (Lots 29 and Lot 40) have been identified in the Project Area that could be developed as a result of the Proposed Action. As a result, an interim build year of 2025 was used in addition to 2027, for determining mitigation.

Compared to future conditions without the Proposed Action, the RWCDs anticipates that the Proposed Action would result in a net increase of 234,154 gsf of commercial office uses, 46,184 gsf of local retail uses, 59,973 gsf of community facility (medical office) uses, and 33,119 gsf of light industrial uses. Using standard ratios for estimating employment, the RWCDs estimates that the incremental change in workers that would result from the Proposed Action is the addition of 1,305 workers. This net increment represents the basis for environmental analyses in the DEIS.

The DEIS identifies potential significant adverse impacts related to transportation (traffic and pedestrian).

Regarding the potential transportation (traffic) impacts, the Proposed Action would result in significant adverse impacts at seven study area intersections during one or more analyzed peak hours during the weekday AM, weekday midday, weekday PM, and Saturday midday peak hours. Implementation of traffic engineering improvements, such as signal timing changes would provide mitigation for several of the anticipated traffic impacts. The types of mitigation measures proposed herein are standard measures that are routinely identified by the City and considered feasible for implementation. Implementation of the recommended traffic engineering improvements is subject to review and approval by the New York City Department of Transportation (DOT) and will be further refined between the DEIS and FEIS. If, prior to implementation, DOT determines that an identified mitigation measure is infeasible, an alternative mitigation measure will be identified, if possible. In the absence of the application of mitigation

measures, the impacts would remain unmitigated. Additionally, the DEIS provides a more detailed summary of the intersections and lane groups that would have unmitigated significant adverse traffic impacts. In total, impacts to one or more lane groups would remain unmitigated in one or more peak hours at seven intersections.

Regarding the potential for transportation (pedestrian) impacts, incremental demand from the Proposed Action would result in significant adverse impacts to one crosswalk in one or more peak hours. There would be no significant adverse impacts to analyzed sidewalks and corner areas in any period. Widening the impacted crosswalk by 4.5 feet would fully mitigate the significant crosswalk impacts. Implementation of the proposed mitigation measures would be subject to review and approval by DOT. If, prior to implementation, DOT determines that an identified mitigation measure is infeasible, an alternative mitigation measure will be identified, if possible. In the absence of the application of mitigation measures, the impacts would remain unmitigated.

In order to determine implementation timing of some or all of the transportation mitigation measures, the Applicant will commit to undertake a transportation monitoring program (TMP) in consultation with DOT and DCP. The focus of this TMP will be explored further by the Applicant in consultation with DOT and DCP between DEIS and FEIS. The TMP scope of work would be submitted for DOT and DCP review and approval prior to implementation. The Applicant would be responsible for all costs associated with the TMP and any proposed traffic improvement/mitigation measures, and would submit all required drawings for such measures to DOT for review and approval. A report summarizing the findings of the TMP would be submitted to DOT and DCP along with relevant backup data.

In addition, two potential alternatives to the Proposed Project were studied: a No-Action Alternative, and a No Unmitigated Significant Adverse Impacts Alternative. Neither of these alternatives would meet the primary objectives of the Proposed Action, and no feasible alternatives are available that would result in no unmitigated impacts and meet the Proposed Action's goals.

Accessibility questions: AccessibilityInfo@planning.nyc.gov, by: Thursday, May 11, 2023, 5:00 P.M.



◀ m9

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, May 10, 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/428787/1>.

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. 1-2
1400 STORY AVENUE (YORK STUDIOS)
No. 1

CD 9 **C 230145 ZSX**
IN THE MATTER OF an application submitted by BR-2012 Realty LLC, pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit, pursuant to the Section 62-837(a) of the Zoning Resolution to modify the height and setback of Section 62-34 (Height and Setback Regulations on Waterfront Blocks) to facilitate the development of a 4-story commercial building, on property located at 1400 Story Avenue (Block 3621, Lots 1, 8, 200 & the proposed to be demapped portion of Story Avenue*), in an M1-1 District.

*Note: Story Avenue, between Bronx River Avenue and the U.S. Pierhead and Bulkhead Line, is proposed to be demapped under a concurrent related application for a City Map Change (C 230070 MMX).

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/2021X0335>, or the Department of City Planning, 120 Broadway, 31st Floor, New York, NY 10271-0001.

No. 2

CD 9 **C 230070 MMX**
IN THE MATTER OF an application submitted by BR-2012 Realty LLC, pursuant to Sections 197-c and 199 of the New York City Charter and Section 5-430 et seq. of the New York City Administrative Code for an amendment to the City Map involving:

- 1) the elimination, discontinuance and closing of a portion Story Avenue between Bronx River Avenue and the U.S. Pierhead and Bulkhead Line;
- 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. 13147 dated February 13, 2023, and signed by the Borough President.

BOROUGH OF BROOKLYN
Nos. 3-4
1656 WEST 10TH STREET REZONING
No. 3

CD 11 **C 220285 ZMK**
IN THE MATTER OF an application submitted by Allstar Homecare Agency, Inc., pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 22d, changing from an R5B District to an R6A District property bounded a line 320 feet southerly of Avenue P, West 10th Street, a line 100 feet northerly of Kings Highway, and a line midway between West 11th Street and West 10th Street, as shown on a diagram (for illustrative purposes only) dated February 13, 2023, and subject to the conditions of CEQR Declaration E-710.

No. 4

CD 11 **N 220286 ZRK**
IN THE MATTER OF an application submitted by Allstar Homecare Agency, 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

BROOKLYN

Brooklyn Community District 11

Map 3 – [date of adoption]

[PROPOSED MAP]



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

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

Portion of Community District 11, Brooklyn

Nos. 5-6
7120 NEW UTRECHT AVENUE REZONING
No. 5

CD 11 **C 230001 ZMK**
IN THE MATTER OF an 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.

No. 6

CD 11 **N 230002 ZRK**
IN THE MATTER OF an 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

BOROUGH OF STATEN ISLAND
Nos. 7-8
WAUNNER STREET COMMERCIAL DEVELOPMENT
No. 7

CD 3 C 140316 ZSR
IN THE MATTER OF an application submitted by Veterans Realty Corp., pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit, pursuant to Section 74-922 of the Zoning Resolution to allow large retail establishments (Use Group 6 and/or 10A uses) with no limitation on floor area per establishment, in connection with a proposed commercial development on property located at 3040 Veterans Road West (Block 7487, Lot 240), in an M1-1 District, within the Special South Richmond Development District. Plans for this proposal are on file with the City Planning Commission and may be viewed on the Zoning Application Portal (https://zap.planning.nyc.gov/projects/P2012R0598) or at the Department of City Planning at 120 Broadway, 31st Floor, New York, NY 10271.

No. 8

CD 3 C 190188 MMR
IN THE MATTER OF an application submitted by Veterans Realty Corp., pursuant to Sections 197-c and 199 of the New York City Charter and Section 5-430 et seq. of the New York City Administrative Code for an amendment to the City Map involving the establishment Waunner Street from Veterans Road West to a point approximately 448 feet north and 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. 4270 dated March 7, 2022, and signed by the Borough President.

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, May 4, 2023, 5:00 P.M.



a26-m10

CITYWIDE ADMINISTRATIVE SERVICES

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN THAT A REAL PROPERTY ACQUISITIONS AND DISPOSITIONS PUBLIC HEARING, in accordance with Section 824 of the New York City Charter, will be held on May 24, 2023, at 10:00 A.M., via Conference Call No. 1-646-992-2010, Access Code 717 876 299.

IN THE MATTER OF a Lease for the City of New York as Tenant of the partial sub-cellar, cellar, ground, lobby, 14th and 18th Floors and the entire 2nd – 12th, 17th, 21st – 23rd, 25th – 30th Floors located at 110 William Street (Block 77 & Lot 8), in the Borough of Manhattan, for the New York City Administration for Children’s Services to use as office space or for such other use as the Commissioner of the Department of Citywide Administrative Services may determine.

The proposed use was approved by the City Planning Commission pursuant to NYC Charter Section 195 on November 30th 2022, CPC Appl. No. N230084, Public Hearing Cal. No.8).

The term of the proposed lease shall commence upon Substantial Completion of the Tranche A alterations and improvements and shall expire on the earlier to occur of (x) twenty (20) years from Final Substantial Completion of alterations and improvements and (y) twenty-one (21) years from the date term commences, at an annual rent of \$28,833,480 from Final Substantial Completion for the first 12 months, \$28,192,736 for the following four (4) years, \$30,755,712 for the following five (5) years, \$33,318,688 for the following five (5) years, \$35,881,664 until lease expiration date, payable in equal monthly installments at the end of each month. No annual rent shall be due and owing for the period beginning on the date the Lease commences and ending on the date before the Final Substantial Completion Date.

The Tenant shall have the right to terminate the Lease in whole or in part on either the twelfth (12th) or fifteenth (15th) anniversary of Lease Commencement Date, upon twenty-four (24) months prior written notice. In the event of partial lease termination, Tenant must at minimum retain the low-rise elevator bank serving Floors 2 – 11 in addition to any ground floor premises that serves as client entrance. Tenant shall reimburse Landlord for the un-amortized portion of Landlord’s costs for the area being terminated.

Tenant shall have two (2) options to renew the Lease for a period of five (5) years each at 95% of the Fair Market Value Rent. In addition, Tenant shall have the option anytime during the term of the lease except the last five (5) years of the term, to include in this lease additional space (specified in the next sentence) that becomes available to lease after the date this Lease is fully executed for the same use, the same term length as then exists for the lease, and otherwise on all of the same terms and conditions except the base rent of such added space will be 100% of the fair market rent for such space. The additional spaces Tenant’s option applies to are a portion or the entirety of the following floors in the building: 15th, 16th, 18th, 19th, 24th, and 31st.

The Landlord shall prepare final architectural plans and engineering plans and make alterations and improvements in accordance with preliminary architectural plans and specifications which are attached to the lease. The alterations and improvements consist of Base Building Work and Tenant Work, which the Landlord shall initially provide at its sole cost and expense. Tenant shall reimburse the Landlord for 24% of the SOW cost as a lump sum after Substantial Completion of each Tranche. The total reimbursement amount shall not exceed \$42,973,654.52.

Further information, including public inspection of the proposed lease, may be obtained, at One Centre Street, Room 2000 North, New York, NY. 10007. To schedule an inspection, please contact Jason Morris, at (212) 386-5083.

If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via email, at DisabilityAffairs@mocs.nyc.gov, or via phone at (212) 298-0734.

m9

BOARD OF EDUCATION RETIREMENT SYSTEM

MEETING

The Board of Education Retirement System, Board of Trustees Meeting, will be held, on Tuesday, May 9, 2023, from 4:00 P.M. - 6:00 P.M., via Webex. If you would like to attend this meeting, please contact BERS Executive Director, Sanford Rich, at Srich4@bers.nyc.gov.

m1-9

FINANCE

PUBLIC HEARINGS

The NYC Banking Commission will hold a meeting on May 11th, 2023, at 2:00 P.M. The meeting will be held, at 1 Centre Street, Mezzanine Level, New York, NY 10007.

Meeting Agenda:

- 1. Roll Call.
2. Acceptance of Minutes of May 12, 2022, Banking Commission Meeting.
3. FY2024 Recommendations for a Discount Rate for Early Payment of NYC Property Taxes and Interest Rates for Late

Payment of NYC Property Taxes.

- 4. Approval of Banking Development District (BDD) Deposit for Popular Bank.
- 5. Other Business Items.

a28-m11

HOUSING AUTHORITY

NOTICE

The next Board Meeting of the New York City Housing Authority, is scheduled for Wednesday, May 24, 2023, at 10:00 A.M., in the Ceremonial Room, on the 5th Floor of 90 Church Street, New York, NY (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 Thursday 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: Wednesday, May 10, 2023, 4:00 P.M.



m4-24

TEACHERS' RETIREMENT SYSTEM

MEETING

Please be advised, that the next Board Meeting of the Teachers' Retirement System of the City of New York (TRS) has been scheduled for Thursday, May 18, 2023, at 3:30 P.M.

The remote Zoom meeting link will be available approximately one hour before the start of the meeting at: <https://www.trsnyc.org/memberportal/About-Us/ourRetirementBoard>

The meeting is open to the public. However, portions of the meeting, where permitted by law, may be held in executive session.

m4-18

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 Tuesday May 30, 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): 2630 602 4533

Meeting Password: BiC22AmRcM3

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 33 West 89th Street Owners Corp. to construct, maintain and use stoop, steps and storage area including trash enclosure on the north sidewalk of West 89th Street, between Central Park West and Columbus Avenue, in the Borough of Manhattan. The revocable consent is for ten years from the Date of Approval by the Mayor and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 2613**

- From the Approval Date by the Mayor to June 30, 2023 - \$3,000/per annum
- For the period July 1, 2023 to June 30, 2024 - \$3,056
- For the period July 1, 2024 to June 30, 2025 - \$3,112
- For the period July 1, 2025 to June 30, 2026 - \$3,168
- For the period July 1, 2026 to June 30, 2027 - \$3,224
- For the period July 1, 2027 to June 30, 2028 - \$3,280
- For the period July 1, 2028 to June 30, 2029 - \$3,336
- For the period July 1, 2029 to June 30, 2030 - \$3,392
- For the period July 1, 2030 to June 30, 2031 - \$3,448
- For the period July 1, 2031 to June 30, 2032 - \$3,504
- For the period July 1, 2032 to June 30, 2033 - \$3,560

with the maintenance of a security deposit in the sum of \$1,500 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

#2 IN THE MATTER OF a proposed revocable consent authorizing Congregation Beit Yaakov to continue to maintain and use electrical snowmelt conduits under the north sidewalk of East 63rd Street, between Fifth Avenue and Madison Avenue, in the Borough of Manhattan. The revocable consent is for a term of ten years from July 1, 2023 to June 30th 2033 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 1858**

- For the period July 1, 2023 to June 30, 2024 - \$5,843
- For the period July 1, 2024 to June 30, 2025 - \$5,950
- For the period July 1, 2025 to June 30, 2026 - \$6,057
- For the period July 1, 2026 to June 30, 2027 - \$6,164
- For the period July 1, 2027 to June 30, 2028 - \$6,271
- For the period July 1, 2028 to June 30, 2029 - \$6,378
- For the period July 1, 2029 to June 30, 2030 - \$6,485
- For the period July 1, 2030 to June 30, 2031 - \$6,592
- For the period July 1, 2031 to June 30, 2032 - \$6,699
- For the period July 1, 2032 to June 30, 2033 - \$6,806

with the maintenance of a security deposit in the sum of \$6,800 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 Consolidated Edison Company of New York, Inc. to continue to maintain and use bollards and lampposts on the east sidewalk of Irving Place, between East 14th and East 15th Streets, in the Borough of Manhattan. The revocable consent is for a term of ten years from July 1, 2023 to June 30th 2033 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 1465**

- For the period of July 1, 2023 to June 30, 2033 - \$1,300/per annum

with the maintenance of a security deposit in the sum of \$3,000 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.

#4 IN THE MATTER OF a proposed revocable consent authorizing MFP 55 W 25 Street LP to continue to maintain and use a stoop on the north side of West 25th Street, between Tenth and Eleventh Avenues, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2022 to June 30th 2032 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 1817**

- For the period July 1, 2022 to June 30, 2023 - \$1,086/per annum
- For the period July 1, 2023 to June 30, 2024 - \$1,106
- For the period July 1, 2024 to June 30, 2025 - \$1,126
- For the period July 1, 2025 to June 30, 2026 - \$1,146
- For the period July 1, 2026 to June 30, 2027 - \$1,166
- For the period July 1, 2027 to June 30, 2028 - \$1,186
- For the period July 1, 2028 to June 30, 2029 - \$1,206
- For the period July 1, 2029 to June 30, 2030 - \$1,226
- For the period July 1, 2030 to June 30, 2031 - \$1,246
- For the period July 1, 2031 to June 30, 2032 - \$1,266

with the maintenance of a security deposit in the sum of \$2,500 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

#5 IN THE MATTER OF a proposed revocable consent authorizing Moshe Hatsav and Fia Hatsav to continue to maintain and use a fenced-in area and stoop on the west sidewalk of Bedford Street, north of Morton Street, in the Borough of Manhattan. The revocable consent is for a term of ten years from July 19, 2019 to June 30th 2029 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 2074**

For the period July 1, 2019 to June 30, 2029 - \$25/per annum

with the maintenance of a security deposit in the sum of \$5,000 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

#6 IN THE MATTER OF a proposed revocable consent authorizing RIAD NYC LLC to continue to maintain and use a stoop and a fenced-in area on the north sidewalk of East 82nd Street, between First and Second Avenues, in the Borough of Manhattan. The revocable consent is for a term of ten years from July 1, 2022 to June 30th 2032 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 1796**

For the period July 1, 2022 to June 30, 2023 - \$857/per annum

- For the period July 1, 2023 to June 30, 2024 - \$873
- For the period July 1, 2024 to June 30, 2025 - \$889
- For the period July 1, 2025 to June 30, 2026 - \$905
- For the period July 1, 2026 to June 30, 2027 - \$921
- For the period July 1, 2027 to June 30, 2028 - \$937
- For the period July 1, 2028 to June 30, 2029 - \$953
- For the period July 1, 2029 to June 30, 2030 - \$969
- For the period July 1, 2030 to June 30, 2031 - \$985
- For the period July 1, 2031 to June 30, 2032 - \$1,001

with the maintenance of a security deposit in the sum of \$3,000 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 Washington 685 LLC to continue to maintain and use electrical conduits, together with sidewalk lights under and along the east sidewalk of Washington Street, north of Charles Street and under, along and in the north sidewalk of Charles Street, east of Washington Street, in the Borough of Manhattan. The revocable consent is for a term of ten years from July 1, 2021 to June 30, 2031 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 1770**

For the period July 1, 2021 to June 30, 2022 - \$957/per annum

- For the period July 1, 2022 to June 30, 2023 - \$973
- For the period July 1, 2023 to June 30, 2024 - \$989
- For the period July 1, 2024 to June 30, 2025 - \$1,005
- For the period July 1, 2025 to June 30, 2026 - \$1,021
- For the period July 1, 2026 to June 30, 2027 - \$1,037
- For the period July 1, 2027 to June 30, 2028 - \$1,053
- For the period July 1, 2028 to June 30, 2029 - \$1,069
- For the period July 1, 2029 to June 30, 2030 - \$1,085
- For the period July 1, 2030 to June 30, 2031 - \$1,101

with the maintenance of a security deposit in the sum of \$1,500 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

#8 IN THE MATTER OF a proposed revocable consent authorizing 325 Kent LLC and Domino RME LLC to construct, maintain and use a pipe under pressure under, across and along the north sidewalk of South 4th Street and under and across Kent 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. # 2592**

- From the Approval Date by the Mayor to June 30, 2023 - \$3,432/per annum
- For the period July 1, 2023 to June 30, 2024 - \$3,496
- For the period July 1, 2024 to June 30, 2025 - \$3,560
- For the period July 1, 2025 to June 30, 2026 - \$3,624
- For the period July 1, 2026 to June 30, 2027 - \$3,688
- For the period July 1, 2027 to June 30, 2028 - \$3,752
- For the period July 1, 2028 to June 30, 2029 - \$3,816
- For the period July 1, 2029 to June 30, 2030 - \$3,880
- For the period July 1, 2030 to June 30, 2031 - \$3,944
- For the period July 1, 2031 to June 30, 2032 - \$4,008
- For the period July 1, 2032 to June 30, 2033 - \$4,072

with the maintenance of a security deposit in the sum of \$10,000 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence 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

◀ m9-30

COURT NOTICES

SUPREME COURT

NEW YORK COUNTY

■ NOTICE

**NOTICE OF APPLICATION TO CONDEMN
PURSUANT TO SECTION 402(B)(2)
OF THE EMINENT DOMAIN PROCEDURE LAW**

PLEASE TAKE NOTICE that an application will be made by the CITY OF NEW YORK (the "City"), to the Supreme Court of the State of New York, County of New York, Room 130, 60 Centre Street, New York, New York, on May 24, 2023, at 9:30 o'clock in the forenoon of that day, for an order pursuant to Section 402(B)(2) of the Eminent Domain Procedure Law: (a) authorizing the City to file an acquisition map, in connection with Phase 2, Stage 3 of the Hudson Park and Boulevard Project, in the Office of the Clerk of the County of New York or the Office of the Register, Borough of Manhattan; (b) directing that, upon the filing of the order and of such map, title to the real property interests sought to be acquired shall immediately vest in the City; (c) providing that the compensation which should justly be made be ascertained and determined by the aforesaid Supreme Court, without a jury and without referral to a referee or commissioner; and (d) granting the City such other and further relief as the Court may deem just and proper.

PLEASE TAKE FURTHER NOTICE that the real property interests in the Borough of Manhattan, City, County and State of New York sought to be acquired by the City are generally bounded by Tenth and Eleventh Avenues, from West 36th to West 39th Streets, and include, subject to the exclusions described below, title in fee simple absolute to (a) Tax Block 708, Lot 48 (Damage Parcel 1); and (b) portions of Tax Block 710, Lot 11 located within the Phase 2 Hudson Boulevard and Park (as that term is defined in the NYC Zoning Resolution) (Damage Parcels 2 and 3) (collectively, the "Stage 3 Fee Acquisition Parcels"); and a five-year temporary easement in the portion of Tax Block 710, Lot 11 that is not being acquired in fee simple absolute (westerly portion) and that is located outside the Phase 2 Hudson Boulevard & Park (Damage Parcel 4) (the "Temporary Easement Parcel," which together with the Stage 3 Fee Acquisition Parcels shall be referred to herein as the "Stage 3 Acquisition Parcels"), all being a part of the Hudson Park and Boulevard Project. The Stage 3 Acquisition Parcels are described in metes and bounds in **Schedule A** attached hereto. The City's acquisition of the Stage 3 Acquisition Parcels shall include the acquisition of any improvements that are located on a Stage 3 Acquisition Parcel but that extend beyond any property line of such Stage 3 Acquisition Parcel.

The City's acquisition of the five-year temporary easement over the Temporary Easement Parcel shall give the City the right to (i) demolish and remove the building currently on Block 710, Lot 11, including any foundations, footings and the like that are located below grade, and including any portions of the building that may extend beyond any property line of Block 710, Lot 11 (the "Building"), (ii) fill any subgrade area of the Temporary Easement Parcel that had been occupied by a portion of the Building so that the entire Temporary Easement Parcel is at grade level; and (iii) use the Temporary Easement Parcel for construction staging purposes related to the construction of Phase 2 of Bella Abzug Park and Hudson Boulevard.

At the conclusion of the easement term, the City shall return the Temporary Easement Parcel, except that the Building shall have been removed, and with respect to any subgrade area that the City fills during the term of the easement, the City shall return such area with the fill in place and with the Temporary Easement Parcel at the level of the adjacent street curb.

The City's acquisition of interests in Tax Block 710, Lot 11 shall not include the acquisition of any development rights based on "floor area" (as the term "floor area" is defined in Section 12-10 of the NYC Zoning Resolution) ("Zoning Floor Area" or "ZFA") associated with the areas of Damage Parcels 2 and 3 (located within Hudson Park & Boulevard), which development rights shall remain the property of the current owner of those areas.

The City's acquisition of interests in Tax Block 710, Lot 11 shall also be subject to all right, title, and interest of Amtrak, which were remised, released, and quitclaimed unto Amtrak pursuant to a Deed and Indenture, from CRC Properties, Inc., dated June 27, 1986, and recorded in the Office of the City Register, New York County, in Reel 1203, Page 1015 (the "Amtrak Deed").

The following interests are also excluded from the acquisition of the Stage 3 Acquisition Parcels:

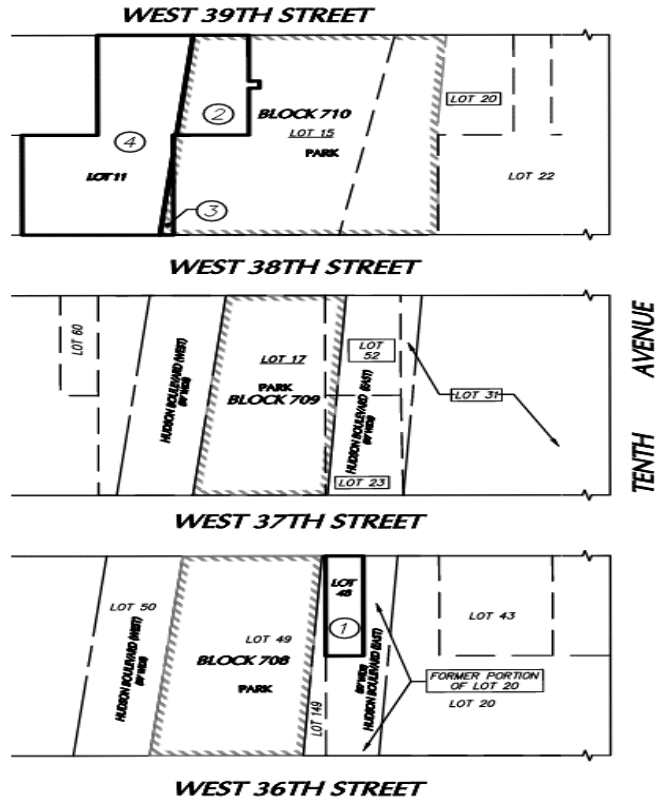
- (a) All right, title and interest of the New York City Transit Authority in and to the following property, if and to the extent located within the property being acquired: (1) routes, tracks, tunnels, switches, sidings, extensions, connections, platforms, structures, or terminals; (2) wires, conduits, pipes, ducts, telephones, signal and other communication or service facilities; (3) columns, footings, bracings, foundations and other structural members; and (4) any other devices, equipment and facilities used in connection with the operation or maintenance of the subway system;
 - (b) Public and governmental utility facilities having a physical manifestation within the area being acquired; all recorded easements, licenses, and other agreements, if any, for such public and governmental utility facilities; and reasonable rights of access to such public and governmental utility facilities necessary for the maintenance, operation, repair, replacement or use of the same whether or not embodied in recorded instruments;
 - (c) So long as they stand, walls of buildings built on property not being acquired, which encroach on property within the acquisition lines as such lines are shown on the Acquisition Map, and any cornices or lintels which encroach on property within the acquisition lines as such lines are shown on the Acquisition Map.
- Nothing in the Petition is meant to modify, diminish or in any way impact Amtrak's right, title and interest under the Amtrak Deed or Amtrak's ability to operate its Empire Line as currently configured on the Stage 3 Acquisition Parcels.

PLEASE TAKE FURTHER NOTICE that a diagram or representation of the acquisition map, which shows the perimeters of the property to be acquired, and which shows the applicable damage parcel numbers in circles, is set forth below:

April 27, 2023

HON. SYLVIA O. HINDS-RADIX
Corporation Counsel
100 Church Street
New York, New York 10007

By: Michael Chestnov
Senior Counsel
mchestno@law.nyc.gov



SCHEDULE A
METES AND BOUNDS DESCRIPTIONS OF
STAGE 3 ACQUISITION PARCELS
DAMAGE PARCEL 1
BLOCK 708 LOT 48
IN THE BOROUGH OF MANHATTAN, COUNTY OF NEW YORK
CITY AND STATE OF NEW YORK

All that certain plot, piece or parcel of land, Situate, Lying and Being in the Borough of Manhattan, City, County and State of New York, Bounded and Described as follows:

BEGINNING at a point on the southerly side of West 37th Street (60' wide), distant 325.00 feet westerly from the corner formed by the intersection of the southerly side of West 37th Street with the westerly side of 10th Avenue (100' wide) and running thence;

Southerly along a line parallel with said westerly side of 10th Avenue, 98.75 feet to the centerline of the block between West 37th Street and West 36th Street (60' wide), thence;

Westerly along said centerline and parallel with said southerly side of West 37th Street, 25.00 feet to a point, thence;

Northerly along a line parallel with said westerly side of 10th Avenue, 98.75 feet to a point on the southerly side of West 37th Street, thence;

Easterly along said southerly side of West 37th Street 25.00 feet to the Point or Place of BEGINNING.

Encompassing an area of 2,469 square feet more or less.

DAMAGE PARCEL 2
BLOCK 710 PART OF LOT 11
IN THE BOROUGH OF MANHATTAN, COUNTY OF NEW YORK
CITY AND STATE OF NEW YORK

All that certain plot, piece or parcel of land, Situate, Lying and Being in the Borough of Manhattan, City, County and State of New York, Bounded and Described as follows:

BEGINNING at a point on the southerly side of west 39th Street (60' wide), distant 363.26 feet easterly from the corner formed by the southerly side of West 39th Street with the easterly side of 11th Avenue (100' wide) and running thence;

Easterly along said southerly side of West 39th Street 36.74 feet to a point, thence;

Southerly along a line parallel with the easterly side of 11th Avenue, 45.42 feet to a point, thence;

Easterly along a line parallel with said southerly side of West 39th

Street, 7.00 feet to a point, thence;
 Southerly along a line parallel with said easterly side of 11th Avenue, 7.00 feet to a point, thence;
 Westerly along a line parallel with said southerly side of West 39th Street, 7.00 feet to a point, thence;
 Southerly along a line parallel with said easterly side of 11th Avenue, 46.33 feet to the centerline of the block between West 38th Street and West 39th Street, thence
 Westerly along said centerline and parallel with said southerly side of West 39th Street, 47.86 feet to a point, thence;
 Thence northerly along a line forming an interior angle of 83° 34' 25" with the previous course, 99.37 feet to the aforementioned southerly side of West 39th Street and the Point or Place of BEGINNING.
 Encompassing an area of 4,226 square feet more or less.

**DAMAGE PARCEL 3
 BLOCK 710 PART OF LOT 11
 IN THE BOROUGH OF MANHATTAN, COUNTY OF NEW YORK
 CITY AND STATE OF NEW YORK**

All that certain plot, piece or parcel of land, Situate, Lying and Being in the Borough of Manhattan, City, County and State of New York, Bounded and Described as follows:

BEGINNING at a point on the northerly side of West 38th Street (60' wide), distant 341.01 feet easterly from the corner formed by the northerly side of West 38th Street with the easterly side of 11th Avenue (100' wide) and running thence;
 Northerly along a line forming an exterior angle of 96° 25' 35" with the previous course 80.28' to a point, thence
 Southerly along a line forming an interior angle of 06° 25' 35" with the previous course and parallel with said easterly side of 11th Avenue, 79.77 feet to the northerly side of West 38th Street, thence;
 Westerly along said northerly side of West 38th Street, 8.99 feet to the Point or Place of BEGINNING.
 Encompassing an area of 359 square feet more or less.

**DAMAGE PARCEL 4 (TEMPORARY EASEMENT PARCEL)
 BLOCK 710 PART OF LOT 11
 IN THE BOROUGH OF MANHATTAN, COUNTY OF NEW YORK
 CITY AND STATE OF NEW YORK**

All that certain plot, piece or parcel of land, Situate, Lying and Being in the Borough of Manhattan, City, County and State of New York, Bounded and Described as follows:

BEGINNING at a point on the northerly side of West 38th Street (60' wide), distant 250.00 feet easterly from the corner formed by the northerly side of West 38th Street with the easterly side of 11th Avenue (100' wide) and running thence;
 Northerly along a line parallel with said easterly side of 11th Avenue, 98.75 feet to the centerline of the block between West 38th Street and West 39th Street (60' wide), thence;
 Easterly along said centerline and parallel with said northerly side of West 38th Street 50.00 feet to a point, thence;
 Northerly along a line parallel with said easterly side of 11th Avenue, 98.75 feet to a point on the southerly side of West 39th Street, thence;
 Easterly along said southerly side of West 39th Street, 63.26 feet to a point, thence;
 Southerly along a line forming an interior angle of 83° 34' 25" with the previous course, 99.37 feet to the centerline of the block between West 38th Street and West 39th Street, thence
 Westerly along said centerline and parallel with said southerly side of West 39th Street, 2.14 feet to a point, thence;
 Thence southerly along a line parallel with said easterly side of 11th Avenue, 18.98 feet to a point, thence;
 Southerly along a line forming an interior angle of 173° 34' 25" with the previous course, 80.28 feet to a point on the aforementioned northerly side of west 38th Street, thence
 Westerly along the said northerly side of West 38th Street 91.01 feet to the Point or Place of beginning.
 Encompassing an area of 15,214 square feet more or less.

a27-m10

**NOTICE OF APPLICATION TO CONDEMN
 PURSUANT TO SECTION 402(B)(2)
 OF THE EMINENT DOMAIN PROCEDURE LAW**

PLEASE TAKE NOTICE that an application will be made by the

CITY OF NEW YORK (the "City"), to the Supreme Court of the State of New York, County of New York, Room 130, 60 Centre Street, New York, New York, on May 30, 2023, at 9:30 o'clock in the forenoon of that day, for an order pursuant to Section 402(B)(2) of the Eminent Domain Procedure Law: (a) authorizing the City to file an acquisition map, in connection with Phase 2, Stage 4 of the Hudson Park and Boulevard Project, in the Office of the Clerk of the County of New York or the Office of the Register, Borough of Manhattan; (b) directing that, upon the filing of the order and of such map, title to the real property sought to be acquired shall immediately vest in the City; (c) providing that the compensation which should justly be made be ascertained and determined by the aforesaid Supreme Court, without a jury and without referral to a referee or commissioner; and (d) granting the City such other and further relief as the Court may deem just and proper.

PLEASE TAKE FURTHER NOTICE that the real property in the Borough of Manhattan, City, County and State of New York sought to be acquired by the City is generally bounded by Tenth and Eleventh Avenues, from West 38th to West 39th Streets, and includes, subject to the exclusions described below, title in fee simple absolute to Tax Block 710, Lot 15 (Damage Parcel 1) (the "Stage 4 Acquisition Parcel"), which is a part of the Hudson Park and Boulevard Project. The Stage 4 Acquisition Parcel is described in metes and bounds in **Schedule A** attached hereto.

The City's acquisition of the Stage 4 Acquisition Parcel shall be under and subject to all right, title, and interest of Amtrak, which were remised, released, and quitclaimed unto Amtrak pursuant to a Deed and Indenture, from CRC Properties, Inc., dated June 27, 1986, and recorded in the Office of the City Register, New York County, in Reel 1203, Page 1015 (the "Amtrak Deed").

Specifically, the City's acquisition of the Stage 4 Acquisition Parcel shall be subject to Amtrak's right, title and interest in the line of railroad specifically described in the Amtrak Deed, and more commonly known as the Empire Line.

The City's acquisition of the Stage 4 Acquisition Parcel shall be under and subject to the terms and conditions of that certain unrecorded agreement titled Mid-Town – Jerrart – Amtrak Access and Construction Agreement Regarding Amtrak's West Side Rail Line, dated April 23, 1990, by and among Mid-Town Development Limited Partnership, Jerrart Venture ("Jerrart"), and Amtrak (the "Access and Construction Agreement"). The City's acquisition of the Stage 4 Acquisition Parcel shall include Jerrart's interests in the Access and Construction Agreement, but shall exclude Amtrak's interests in the Access and Construction Agreement.

The City's acquisition of the Stage 4 Acquisition Parcel shall be under and subject to the terms and conditions of that certain unrecorded agreement titled Easement Agreement Between National Railroad Passenger Corporation and Jerrart Ventures dated August 27, 2015, by and between Jerrart and Amtrak (the "2015 Easement"). The City's acquisition of the Stage 4 Acquisition Parcel shall include Jerrart's interest in the 2015 Easement, but shall exclude Amtrak's interests in the 2015 Easement.

The City's acquisition of the Stage 4 Acquisition Parcel shall be subject to Amtrak's rights under the 2015 Easement including but not limited to Amtrak's easement rights in the signal shed, the billboard, and any other improvements made by Amtrak or utilized by Amtrak that are located on that parcel.

The City's acquisition of the Stage 4 Acquisition Parcel shall be subject to that certain 31-page (excluding exhibits) Billboard Advertising Agreement between Amtrak and Clear Channel Outdoor, Inc. ("Clear Channel"), as amended by that certain three-page First Amendment to Billboard Advertising Agreement dated December 20, 2015 (as so amended, the "Billboard Advertising Agreement"), and shall not impair the rights of Amtrak or Clear Channel in the Billboard Advertising Agreement.

The City's acquisition of the Stage 4 Acquisition Parcel shall not impair the rights of Amtrak or Jerrart in that certain eight-page Revenue Sharing Agreement dated August 27, 2015 between Amtrak and Jerrart (the "Revenue Sharing Agreement").

The following interests are also excluded from the acquisition of the Stage 4 Acquisition Parcel:

- (a) All right, title and interest of the New York City Transit Authority in and to the following property, if and to the extent located within the property being acquired: (1) routes, tracks, tunnels, switches, sidings, extensions, connections, platforms, structures, or terminals; (2) wires, conduits, pipes, ducts, telephones, signal and other communication or service facilities; (3) columns, footings, bracings, foundations and other structural members; and (4) any other devices, equipment and facilities used in connection with the operation or maintenance of the subway system;
- (b) Public and governmental utility facilities having a physical manifestation within the area being acquired; all recorded easements, licenses, and other agreements, if any, for such

public and governmental utility facilities; and reasonable rights of access to such public and governmental utility facilities necessary for the maintenance, operation, repair, replacement or use of the same whether or not embodied in recorded instruments;

- (c) So long as they stand, walls of buildings built on property not being acquired, which encroach on property within the acquisition lines as such lines are shown on the Acquisition Map, and any cornices or lintels which encroach on property within the acquisition lines as such lines are shown on the Acquisition Map.

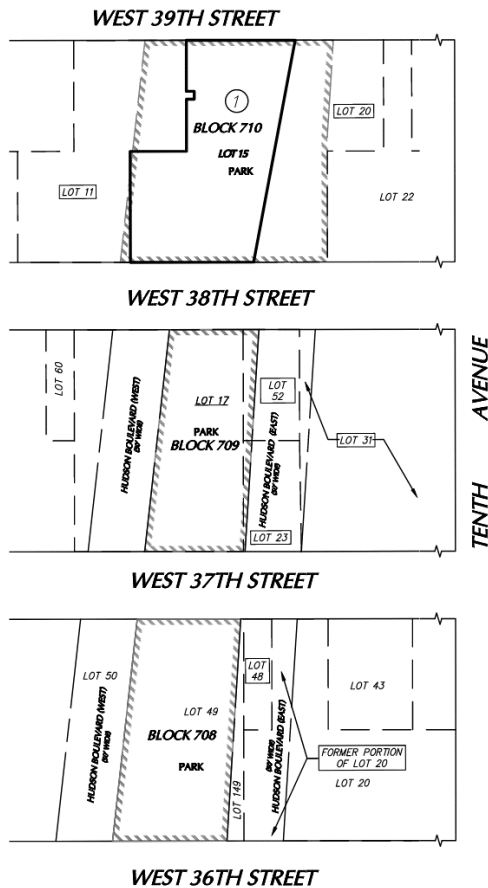
Nothing in the Petition is meant to modify, diminish or in any way impact Amtrak's right, title and interest under the Amtrak Deed or Amtrak's ability to operate its Empire Line as currently configured on the Stage 4 Acquisition Parcel.

PLEASE TAKE FURTHER NOTICE that a diagram or representation of the acquisition map, which shows the perimeters of the property to be acquired, and which shows the applicable damage parcel number in a circle, is set forth below:

May 8, 2023

HON. SYLVIA O. HINDS-RADIX Corporation Counsel 100 Church Street New York, New York 10007

By: Michael Chestnov Senior Counsel mchestno@law.nyc.gov



SCHEDULE A METES AND BOUNDS DESCRIPTIONS OF STAGE 4 ACQUISITION PARCEL

DAMAGE PARCEL 1 BLOCK 710 LOT 15

IN THE BOROUGH OF MANHATTAN, COUNTY OF NEW YORK CITY AND STATE OF NEW YORK

All that certain plot, piece or parcel of land, Situate, Lying and Being in the Borough of Manhattan, City, County and State of New York, Bounded and Described as follows:

BEGINNING at a point on the northerly side of West 38th Street (60' wide), distant 340.58 feet westerly from the corner formed by the northerly side of West 38th Street with the westerly side of 10th Avenue

(100' wide) and running thence; Westerly along said northerly side of West 38th Street, 109.42 feet to a point, thence; Northerly along a line parallel with said westerly side of 10th Avenue, 98.75 feet to the centerline of the block between West 38th Street and West 39th Street (60' wide), thence; Easterly along said centerline and parallel with said northerly side of West 38th Street 50.00 feet to a point, thence; Northerly along a line parallel with said westerly side of 10th Avenue, 46.33 feet to a point, thence; Easterly along a line parallel with the southerly side of West 39th Street (60' wide), 7.00 feet to a point, thence; Northerly along a line parallel with said westerly side of 10th Avenue, 7.00 feet to a point, thence; Westerly along a line parallel with said southerly side of West 39th Street, 7.00 feet to a point, thence; Northerly along a line parallel with the westerly side of 10th Avenue (100' wide), 45.42 feet to a point on the southerly side of West 39th Street, thence; Easterly along said southerly line of West 39th Street, 96.67 feet to a point, thence; Southerly along a line forming an interior angle of 79° 19' 10" with the previous course, 200.98 feet to a point on the aforementioned northerly side of west 38th Street and the Point or Place of BEGINNING. Encompassing an area of 20,302 square feet more or less.

m8-19

PROPERTY DISPOSITION

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 IAAI.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

ADMIN OPERATIONS

■ AWARD

Services (other than human services)

TRANSPORTATION SERVICES CATEGORY 1 - PER SHIFT CAR SERVICE - Competitive Sealed Proposals - Other - PIN# 06821P0318008 - AMT: \$21,362,400.00 - TO: Corporate Transportation Group Ltd, 335 Bond Street, Brooklyn, NY 11231.

ACS seeks qualified vendors to provide transportation services. These transportation services may be required anytime twenty-four hours a day, seven days a week for authorized ACS staff; clients; contracted staff; and other persons approved by the ACS Agency Transportation Coordinator. Trips may take place throughout all five boroughs of New York City and surrounding counties.

It is in the best interests of the City that proposals be evaluated with regard to the age and suitability of proposed vehicles, as well as the vendor’s experience and reliability for staffing: price alone is not sufficient criteria.

☛ m9

TRANSPORTATION SERVICES CATEGORY 2 - PER HOUR CAR SERVICE - Competitive Sealed Proposals - Other - PIN# 06821P0318009 - AMT: \$8,920,431.00 - TO: Corporate Transportation Group Ltd, 335 Bond Street, Brooklyn, NY 11231.

ACS seeks qualified vendors to provide transportation services. These transportation services may be required anytime twenty-four hours a day, seven days a week for authorized ACS staff; clients; contracted staff; and other persons approved by the ACS Agency Transportation Coordinator. Trips may take place throughout all five boroughs of New York City and surrounding counties.

It is in the best interests of the City that proposals be evaluated with regard to the age and suitability of proposed vehicles, as well as the vendor’s experience and reliability for staffing: price alone is not sufficient criteria.

☛ m9

TRANSPORTATION SERVICES CATEGORY 5 CLASS 1 - 55-PASSENGER BUS - Competitive Sealed Proposals - Other - PIN# 06821P0318011 - AMT: \$144,000.00 - TO: Corporate Transportation Group Ltd, 335 Bond Street, Brooklyn, NY 11231.

ACS seeks qualified vendors to provide transportation services. These transportation services may be required anytime twenty-four hours a day, seven days a week for authorized ACS staff; clients; contracted staff; and other persons approved by the ACS Agency Transportation Coordinator. Trips may take place throughout all five boroughs of New York City and surrounding counties.

It is in the best interests of the City that proposals be evaluated with regard to the age and suitability of proposed vehicles, as well as the vendor’s experience and reliability for staffing: price alone is not sufficient criteria.

☛ m9

PREVENTION SERVICES

■ AWARD

Services (other than human services)

FFT LLC MODEL DEVELOPER SERVICES RENEWAL #1 - Renewal - PIN# 06820N8159KXLR001 - AMT: \$856,850.00 - TO: FFT LLC, 3490 Piedmont Road NE, Suite 304, Atlanta, GA 30305.

☛ m9

CITYWIDE ADMINISTRATIVE SERVICES

ADMINISTRATION

■ SOLICITATION

Goods

2300047-TRUCK, 17C.Y. SALT SPREADER/DUMP-DSNY RE-AD - Competitive Sealed Bids - PIN# 85723B0053 - Due 7-11-23 at 10:30 A.M.

All bids are done on PASSPort. To review the details for this solicitation and participate, please use the following link below and use the keyword search fields to find the solicitation for TRUCK, 17C.Y. SALT SPREADER/DUMP-DSNY RE-AD.

You can search by PIN#85723B0053 or search by keyword: https://passport.cityofnewyork.us/page.aspx/en/rfp/request_browse_public.

If you need additional assistance with PASSPort, please contact the MOCS Service Desk, at <https://mocsupport.atlassian.net/servicedesk/customer/portal/8>. Link: <https://www1.nyc.gov/site/mocs/systems/passport-user-materials.page>.

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

Citywide Administrative Services, 1 Centre Street, 18th Floor, Kirklival Henry (212) 386-0438; khenry@dcas.nyc.gov

☛ m9

CITYWIDE PROCUREMENT

■ SOLICITATION

Goods

PRE-SOLICITATION MEETING FOR 2200078 TRUCK TRACTOR AND 2300085 TRUCK, FF-DUMP - DOT - Other - PIN# 857PS2200078 - Due 6-12-23 at 9:00 AM.

The Pre-solicitation meeting has been scheduled via MS TEAMS. Please email, suksingh@dcas.nyc.gov, to request the web link and invite for the video conference. The purpose of this meeting is to review the solicitation for the commodity listed to ensure a successful bid, best product and to maximize competition. Your participation will assist us in revising bid terms and/or specifications, if needed, prior to bid opening to meet this goal. The exchange of information among buyers and sellers is necessary so vendors can understand City requirements and the City can obtain industry advice on current standards, new technology, commercial equivalents and new products and product lines.

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

Citywide Administrative Services, 1 Centre Street, 18th Floor, New York, NY 10007. Sukhjeet Singh (212) 386-0434; suksingh@dcas.nyc.gov

☛ m9

DIVISION OF MUNICIPAL SUPPLY SERVICE

AWARD

Goods

IFB 2300027 - SAFETY APPAREL BRAND SPECIFIC - DOT - Competitive Sealed Bids - PIN# 85723B0036001 - AMT: \$17,677,150.00 - TO: Goldfarb & Goldfarb Varsity Mens Shop, 1239 Castle Hill Avenue, Bronx, NY 10462.

5-Year Requirements Contract for Brand Specific (Spiewak) Safety Apparel. This will be a Price List / Catalog type Contract. The Department of Transportation ("DOT"), is the sponsoring Agency.

m9

SUPPORT SERVICES BUREAU

AWARD

Goods

TWO FORD EXPEDITIONS FOR EXECUTIVE DETAILS - NYPD-OGS - Intergovernmental Purchase - PIN# 05623O0009001 - AMT: \$151,400.00 - TO: BJA 1675 LLC, 1675 Interstate Drive, Avon, NY 14414.

NY State OGS Contract Group 40440, Award 23166 - Contract #PC69260.

m9

COMPTROLLER

ASSET MANAGEMENT

SOLICITATION

Human Services/Client Services

CORRECTION: STRATEGIC & TACTICAL ACCOUNTABILITY REVIEW (STAR) FOR THE BUREAU OF ASSET MANAGEMENT - Negotiated Acquisition - Available only from a single source - PIN#015 238 282 00 ZC - Due 5-22-23 at 3:00 P.M.

1. Introduction Pursuant to Section 3-04 of the New York City Procurement Policy Board Rules, The Office of the New York City Comptroller ("Comptroller"), is seeking to enter into a Negotiated Acquisition Agreement with an appropriately qualified vendor to conduct a study of the activities and operations of the Comptroller's Bureau of Asset Management ("BAM"), particularly in relation to the Comptroller's role as investment advisor, assessing the quality of support that BAM provides to the deliberations and decision-making of the Trustees of each of the five New York City retirement systems (Teachers Retirement System of the City of New York, New York City Employees' Retirement System, New York City Police Pension Fund, New York City Fire Pension Fund, and Board of Education Retirement Systems; collectively the "Systems").

2. Authorized Agency Contact Person: The Authorized Agency Contact Person for all communications pertaining to this solicitation is listed here: Contact: Samantha Bobb email: STAR@comptroller.nyc.gov. The Comptroller's Office will endeavor to provide responses to inquiries received from proposers. Any such inquiries should be in writing and sent by email to the Authorized Agency Contact Person by May 11, 2023. Responses to such inquiries will be in writing and, where appropriate, will be provided to all proposers.

The Request for Expressions of Interest will be available for download from the Comptroller's website, www.comptroller.nyc.gov, on May 4th, 2023. To download the Notice of Intent from the Comptroller's website, select "RFPs & Solicitations" then "Negotiated Acquisition for the Strategic & Tactical Accountability Review" and complete the form. Vendors that are interested in expressing interest in this procurement may submit proposals to contact Samantha Bobb, Deputy Director of Contracts, at STAR@comptroller.nyc.gov. Expressions of Interest are due May 22nd, 2023, by 3:00 P.M. (ET).

ANY EXPRESSION OF INTEREST RECEIVED AFTER THE SUBMISSION DEADLINE ABOVE WILL NOT BE CONSIDERED.

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

Comptroller, 1 Centre Street, New York, NY 10007. Samantha Bobb (212) 669-8106; sbobb@comptroller.nyc.gov; STAR@comptroller.nyc.gov

m4-10

CONSUMER AND WORKER PROTECTION

INTENT TO AWARD

Goods and Services

PUBLIC AWARENESS CAMPAIGN - EPIN 86623N0002 - Negotiated Acquisition - Judgment required in evaluating proposals - PIN# 86623N0002 - Due 5-22-23 at 2:00 P.M.

The New York City Department of Consumer and Worker Protection (DCWP), intends to enter into a Negotiated Acquisition contract, pursuant to Section 3-04 (b)(2)(ii). There is a limited number of vendors available and able to perform the work, to obtain the following services for EPIN: 86623N0002 public awareness campaigns (other ad placements), to place ads and/or distribute informational handouts in various networks: Convenience Store Network (Convenience Stores), Location Media Networks (Laundromat Network, Salon/Barber Network), Healthcare Networks (Pharmacy Network), Coffee Network (Coffee Sleeve Network). The anticipated term of the contract is from July1, 2023 to June 30, 2024.

Please express interest, via PASSPort.

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.

Consumer and Worker Protection, 42 Broadway, 8th Floor, New York, NY 10004. Lalit Belgrave (212) 436-0238; lbelgrave@dcwp.nyc.gov

m8-12

DISTRICT ATTORNEY - NEW YORK COUNTY

PROCUREMENT AND CONTRACT MANAGEMENT

SOLICITATION

Human Services/Client Services

CORRECTION: COURT-BASED NAVIGATOR PROGRAM - Request for Proposals - PIN# 901-2023CourtNavigatorRFP - Due 6-9-23 at 11:59 P.M.

The Manhattan District Attorney's Office (DANY), has committed to investing funds through its Criminal Justice Investment Initiative (CJII), to support projects that improve public safety and fairness in the New York City criminal justice system. DANY, is seeking proposals to design and implement a Court-Based Navigator program to serve people arraigned in Manhattan and released to the community.

Proposals should be in an electronic PDF format and be emailed, to bidsrfps@dany.nyc.gov.

All questions and requests for additional information concerning this RFP should be directed to Migdalia Veloz, the Authorized Agency Contact Person, at bidsrfps@dany.nyc.gov, with a copy to velozm@dany.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.

District Attorney - New York County, One Hogan Place, 7th Floor, New York, NY 10013. Migdalia Veloz (212) 335-9702; velozm@dany.nyc.gov

m3-9

ENVIRONMENTAL PROTECTION

ENGINEERING, DESIGN AND CONSTRUCTION

AWARD

Construction Related Services

CONSTRUCTION MANAGEMENT SERVICES FOR THE DEMOLITION AND SITE CLEARING FOR THE OH-007 COMBINED SEWER OVERFLOW AT THE GOWANUS CANAL - Competitive Sealed Proposals - Other - PIN# 82623P0012001 - AMT: \$5,110,002.81 - TO: Michael Baker Engineering Inc., 14 Penn Plaza, Suite 1304, New York, NY 10122-2015.

m9

WASTEWATER TREATMENT**AWARD***Construction Related Services*

MAINTENANCE AND REPAIR OF SUBMERSIBLE PUMPS AT VARIOUS BWT - Renewal - PIN# 82620B8257KXLR001 - AMT: \$1,198,217.00 - TO: Longo Electrical-Mechanical Inc., 1 Harry Shupe Boulevard, PO Box 511, Wharton, NJ 07885.

The uninterrupted continuation of this contract is needed to keep providing Maintenance and Repair of Submersible Pumps at various Wastewater Treatment Plants, Pump Stations and Associated DEP Facilities. Repair and Service of KSB Submersible Pumps, located at Various Wastewater Resources Recovery Facilities and their Associated DEP facilities, expires on May 17, 2023. This contract is run out of time. There is a written renewal option for two years, solely at the City's direction.

☛ m9

HEALTH AND MENTAL HYGIENE**INTENT TO AWARD***Human Services/Client Services*

UTILIZATION OF THE COMMUNITY HEALTH WORKER MODEL TO REACH PRIORITY POPULATIONS. - Negotiated Acquisition - Other - PIN# 81623N0052 - Due 5-26-23 at 9:00 P.M.

DOHMH, intends to enter into Negotiated Acquisitions (limited pool) with Voces Latinas Corp., to provide patient navigation, education, and outreach services at the Corona SHC, which will be the initial site services. The partnership with Voces Latinas aims to increase awareness of HIV prevention programs within the sexual health clinics among Latino MSM and transgender women in the Queens community. The organization will use a community health worker model to build trust and relationships with community members and connect them to services in the sexual health clinic. The contract will require the organization to provide outreach and navigation services to support the PrEP clinic in Corona, Queens.

There is a list of NYC-supported HIV testing sites and CBOs through the Playsure Network. Voces Latinas is the only other listed organization based out of Queens that doesn't have their own clinical site, is established in the outreach model we seek to employ and has a trusted history with the HIV community in this area. Voces Latinas is the only viable organization who can readily fulfill all three of these requirements: expertise in the geographic community of Queens, well-versed in the community health worker/promotor model, and experience in the HIV prevention space. The anticipated duration of the contract term will be six years.

Vendors who feel they may be able to provide these services, may submit an expression of interest via email, to Mr. Wang, at mwang3@health.nyc.gov.

Voces Latinas has been addressing the impact of HIV among the Latinx population since 2003 and have made a home in Queens. Educators can often be seen on Roosevelt Avenue, providing information, HIV testing and linkage to HIV prevention and treatment services for the community. Not only has Voces Latinas established a presence in the HIV prevention space in Queens, this organization is also well versed in the model of interest, using Promotores (community health workers, usually Spanish speaking) to share information about their services and connect communities to health care. While there are other HIV service organizations in the area, the best-known facilities are centered around clinical service (AHF, CHN, Elmhurst Hospital). There is also a list of NYC-supported HIV testing sites and CBOs through the Playsure Network (out of BHHS) here: <https://www1.nyc.gov/site/doh/providers/resources/playsure-network.page>. Of these, ACQC is in Queens but they are already partnered with a clinical site (AHF) and they refer all of their PrEP patients there. The Queens LGBT network has an office in Astoria but mainly serves Long Island and parts of Queens, with no established history or demonstration of using the community health worker model.

m8-12

Services (other than human services)

DISEASE DIAGNOSTIC TESTING IN NYC SNFS. - Negotiated Acquisition - Other - PIN# 81623N0050 - Due 5-26-23 at 5:00 P.M.

DOHMH, intends to enter into Negotiated Acquisitions (limited pool), with Healthquest Esoterics Inc., to provide lab diagnostic services for COVID-19, Flu, and possible other nasal/respiratory illnesses. The service would include sending specimen collection kits to facilities designated by DOHMH, which would be shipped back to lab for lab processing/diagnostic.

DOHMH, awarded an Emergency contract with Healthquest Esoterics Inc., to provide COVID-19 & Flu lab diagnostics for a DOHMH list of Skilled Nursing Facilities (SNFs). Through this Emergency contract, the vendor is tasked with shipping specimen collection kits to SNFs, which are then shipped back for lab diagnostic services and results are reported to DOHMH. The process of selecting a new vendor would require additional time and resources to establish the same capacity, and would result in delays in service while the City prepares for a winter Covid-19 surge and increase of cases. Therefore, it is in the best interest of the City to enter into a Negotiated Acquisition, limited pool of one vendor, with Healthquest Esoterics Inc., for these required services. The anticipated duration of the contract term will be one year.

Vendors who feel they may be able to provide these services, may submit an expression of interest via email, to Mr. Wang, at mwang3@health.nyc.gov.

m8-12

OBSERVATIONAL STUDY OF MONKEYPOX IMMUNITY (OSMI) - Negotiated Acquisition - Other - PIN# 81623N0051 - Due 5-25-23 at 4:00 A.M.

DOHMH, intends to enter into Negotiated Acquisitions (limited pool) with NEW YORK UNIVERSITY (through its Vaccine and Treatment Evaluation Units), to conduct studies on the Jynneos vaccine being used to respond to Monkey pox.

DOHMH determined, that NYU School of Medicine, was the only viable vendor to perform the required services. The Vaccine and Treatment Evaluation Units (VTEUs) was established by The National Institute of Allergy and Infectious Diseases (NIAID), to provide a ready resource for conducting clinical trials of vaccines and treatments for infectious diseases. The VTEUs is a rapid response network, to ensure the capability to test vaccines designed to counteract emerging public health concerns. For more than 60 years, NIAID has conducted and supported basic and applied research to better understand, treat, and ultimately prevent infectious, immunologic, and allergic diseases. This research has led to new therapies, vaccines, diagnostic tests, and other technologies that have improved the health of millions of people in the United States and around the world. The anticipated duration of the contract term will be one year.

Vendors who feel they may be able to provide these services, may submit an expression of interest via email, to Mr. Wang, at mwang3@health.nyc.gov.

In 1962, NIAID established Vaccine and Treatment Evaluation Units (VTEUs), to provide a ready resource for conducting clinical trials of vaccines and treatments for infectious diseases. There are ten VTEUs nation-wide, with one in NYC, which is New York University School of Medicine. The VTEUs were established, in part, as a rapid response network to ensure the capability to test vaccines designed to counteract emerging public health concerns. An important strength of the VTEUs is their ability to enroll large numbers of volunteers into trials rapidly and vaccinate them in a safe, effective and quick manner. They provide a ready resource for conducting clinical trials of vaccines and treatments for infectious diseases. The Agency has determined that it is in the best interest of the City to utilize a Negotiated Acquisition method of source selection directly with NYU as there are no other organizations or entities that have The National Institute of Allergy and Infectious Diseases (NIAID)'s depth and breadth of experience in conducts and supports basic and applied research to better understand, treat, and ultimately prevent infectious, immunologic, and allergic diseases.

m4-10

HOUSING PRESERVATION AND DEVELOPMENT**ENS CONSTRUCTION****AWARD***Construction/Construction Services*

EMERGENCY DEMOLITION AT 104-16 -18 & -20 125 STREET, QUEENS (DM00688/E-6380) - Emergency Purchase - PIN# 80623E0049001 - AMT: \$974,721.26 - TO: State Contracting Corp. of NY, 555 Saw Mill River Road, Yonkers, NY 10701.

☛ m9

OFFICE OF POLICY & STRATEGY (OPS)**INTENT TO AWARD***Services (other than human services)*

RENT REPORTING SERVICES NA - Negotiated Acquisition - Other - PIN#80623N0005 - Due 5-19-23 at 4:00 A.M.

In accordance with Section 3-04(b)(2)(ii) and 3-04(d) of the New York City Procurement Policy Board Rules, the New York City Department

of Housing Preservation and Development (HPD), intends to enter into contract negotiations with Esusu Financial Inc, to report rent payment data of tenants living in select affordable housing developments to the major credit bureaus. The contract term is from July 7, 2023 through October 1, 2024. The EPIN for this proposed award is 80623N0005. The proposed total contract amount is \$250,000. This notice is for informational purposes only. Organizations that are interested in expressing interest in similar procurements in the future, may contact St. Clair Logan, Senior Policy Analyst, Area 5B, loganst@hpd.nyc.gov, or (212) 863-8852.

Rent Reporting is a relatively new market with a limited number of vendors that can meet the proposed work scope and have experience working with government agencies and affordable housing providers. The circumstances justified the use of the Negotiated Acquisition method.

m8-12

HUMAN RESOURCES ADMINISTRATION

■ INTENT TO AWARD

Services (other than human services)

MAINTENANCE FOR 2 XEROX DOCUTECH NUVERA 288 EA SYSTEMS & 3X7 EXTENDED SERVICE (PRINTER 1&2) SOLE SOURCE - Request for Information - PIN# 06923Y0188 - Due 5-29-23 at 3:00 P.M.

Pursuant to Section 3-05 of the PPB rules, the Office of Information Technology Services (ITS) of the Department of Social Services (DSS), intends to enter a Sole Source Procurement with Xerox Corporation, for Maintenance for 2 Xerox Docutech Nuvera 288 EA Systems & 3x7 Extended Service (Printer 1&2). Contract amount is \$249,988.31. Contract Term of 3/1/2023 - 6/30/2023.

ITS, is requesting Maintenance and Extended Service of two (2) Xerox Docutech Nuvera 288 EA System Printers, which allows DSS to process the mailing at a faster speed, with better print quality. It also allows DSS to handle more mailings and provide better mail service, at a lower cost. The printers are needed to accommodate the increased printing that included mandated mailing of various flyers and checks. The extended service for both the printers allows the Docutech Nuvera 288 EAS to maintain better quality print and pass-through mode programming, that allow printing without hindering paper movement and to print even when current service calls are pending.

Xerox, is the Sole Source provider for service and maintenance for Xerox Docutech Nuvera 288 Printers and 3x7 Extended Service. Hence, ITS is suggesting Sole Source procurement method.

If you have any questions, please email, ACCOContractPlanning@dss.nyc.gov, with the subject line "06923Y0188- Maintenance for 2 Xerox Docutech Nuvera 288 EA Systems & 3x7 Extended Service (Printer 1&2)". Please indicate your interest by responding to the PSR EPIN: 06923Y0188 in PASSPort, no later than 5/29/2023, 3:00 P.M.

m8-12

LAW DEPARTMENT

■ INTENT TO AWARD

Services (other than human services)

02523Y0053-ABM JANITORIAL (AUTHORIZED CLEANING SERVICES) - Request for Information - PIN# 02523Y0053 - Due 5-22-23 at 2:00 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.

m8-12

02523Y0051-ABACUS DATA SYSTEMS (HOT DOCS ANNUAL MAINTENANCE) - Request for Information - PIN#02523Y0051 - Due 5-17-23 at 2:00 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.

m3-9

SANITATION

■ INTENT TO AWARD

Services (other than human services)

RECYCLING PAPER - Negotiated Acquisition - Other - PIN# 82721N0003 - Due 5-12-23 at 5:00 P.M.

The New York City Department of Sanitation (DSNY), requires the services of Pratt Paper (NY), Inc., to receive, process and recycle various grades of waste paper collected by DSNY and provide related services. The contract term is 7/1/2023 to 6/30/2033, with a 5 year renewal option. This notice of intent to award, will be, pursuant to Section 3-04(b)(2)(ii) of the Procurement Policy Board rules. Vendors interested in responding to other future solicitations for these types of services, should contact Pavel Rusinov, from the Department of Sanitation, at prusinov@dny.nyc.gov, or John Gioberti, at jagioberti@dny.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.

Sanitation, 44 Beaver Street, 2nd Floor, New York, NY 10004. Kirk Eng (212) 437-5048; kieng@dny.nyc.gov

m8-12

SMALL BUSINESS SERVICES

EXECUTIVE OFFICE

■ INTENT TO AWARD

Services (other than human services)

80123Y0069-FY24 NYCEDC MARITIME - Request for Information - PIN# 80123Y0069 - Due 5-19-23 at 3:00 P.M.

The NYC Department of Small Business Services, intends to enter into Sole Source negotiations with the New York City Economic Development Corporation, for Citywide economic development services primarily related to maritime, aviation, rail freight, market, and intermodal transportation development.

Any entity with the in-house expertise and experience in all areas of maritime, aviation, rail freight, market and intermodal transportation development, or related areas of economic development on a Citywide basis that believes it is qualified to provide such services or would like to provide such services in the future is invited to express an interest. Please indicate your interest and qualifications in PASSPort.

If you have questions, please email, procurementhelpdesk@sbs.nyc.gov, with the subject line "80123Y0069-FY24 NYCEDC City-Wide Economic Development Services Primarily Related to Maritime, Aviation, Rail Freight, Market and Intermodal Transportation." No later than May 9, 2023.

Please upload your interest by responding to the RFI EPIN: 80123Y0069, which must be received no later than May 19, 2022, 3:00 P.M.

m3-9

80123Y0068-FY24 NYCEDC MASTER - Request for Information - PIN# 80123Y0068 - Due 5-19-23 at 3:00 PM.

The NYC Department of Small Business Services, intends to enter into Sole Source negotiations with the New York City Economic Development Corporation for Citywide economic development services.

Any entity with the in-house expertise and experience in all areas of economic development on a citywide basis that believes it is qualified to provide such services or would like to provide such services in the future is invited to express an interest. Please indicate your interest and qualifications in PASSPort.

If you have questions, please email, procurementhelpdesk@sbs.nyc.gov, with the subject line "80123Y0068-FY24 NYCEDC Master City-Wide Economic Development Services." No later than May 9, 2023.

Please upload your interest by responding to the RFI EPIN: 80123Y0068, which must be received no later than May 19, 2023, 3:00 P.M.

m3-9

TRANSPORTATION

TRAFFIC OPERATIONS

■ INTENT TO AWARD

Services (other than human services)

84123Y0372-AIMSUN SOFTWARE MAINTENANCE - Request for Information - PIN# 84123Y0372 - Due 5-19-23 at 5:00 P.M.

The New York City Department of Transportation (NYCDOT), intends to enter into a sole source agreement with Aimsun Inc. ("Aimsun"), to procure Aimsun Next Software License Maintenance, Associated Software Services, Configuration and Consulting for Modeling and Data Analysis Unit. NYCDOT Traffic Operation and the Modeling and Data Analysis group uses Aimsun Next, as the primary dynamic traffic simulation tool. Aimsun Next is used specifically for project analysis agency-wide, examples including: the Manhattan Traffic Model (connected vehicle analysis, congestion pricing analysis), Lower Manhattan Model (congestion pricing analysis), the Brooklyn-Queens Expressway models, and smaller models for Select Bus Service/Transit Signal Priority development citywide, including City Hall's busway initiatives. Aimsun Next is used by NYCDOT and other regional agencies to perform traffic analysis work. It is critical that the NYCDOT's Aimsun licenses be up to date so that the agency can continue to perform critical traffic analyses using the software; review traffic analyses by consultants and other agencies using the software; and benefit from on-going software updates, maintenance, and bug fixes by the vendor.

On December 1, 2022, the ACCO's office determined, in accordance with Section 3-05(b) of the Procurement Policy Board Rules, that Aimsun Inc., is the sole source provider of the software product collectively referred to as "Aimsun Next". Aimsun Inc holds all intellectual property rights including all copyright and trademarks to "Aimsun Next" and is the only supplier of licenses and is the only source who provides support, maintenance, and enhancements to valid licensees.

Vendors may express interest in providing this good by contacting the authorized agency contact, Kathy Cornwall-Wilson (kcornwallwilson@dot.nyc.gov), New York Department of Transportation, ACCO's Office, 55 Water Street, 8th Floor, New York, NY 10041, by no later than May 19, 2023, at 5:00 P.M.

m4-10

YOUTH AND COMMUNITY DEVELOPMENT

PROCUREMENT

■ INTENT TO AWARD

Human Services/Client Services

FY24 TRAIN AND EARN _OSY NOTICE TO EXTEND - Negotiated Acquisition - Specifications cannot be made sufficiently definite - PIN# 26023N0074001 - Due 5-16-23 at 8:00 A.M.

In accordance with Section 3-04(b)(2)(iii) of the Procurement Policy Board Rules, the department of Youth and Community Development (DYCD), wishes to extend the following Workforce Development contract for Out of School Youth through Negotiated Acquisition Extension.

The term of this contract extension shall be for a one - year period from 7/1/2023 to 6/30/2024, with no option to renew.

Below is the contract number, contractor name, contractor address and contract amount.

PASSPORT EPIN: 26023N0074001
 CONTRACTOR NAME: Eckerd Youth Alternatives, Inc.
 CONTRACTOR ADDRESS: 100 North Starcrest Drive, Clearwater, FL 33765
 CONTRACT AMOUNT: \$61,370.00

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. Renise Ferguson (646) 343-6320; referguson@dycd.nyc.gov

m9-15

CORNERSTONE PROGRAM NAE - Other - PIN#26023N0034 - Due 5-15-23 at 10:00 A.M.

Pursuant to Section 3-04(b)(2)(iii) of the Procurement Policy Board Rules, the Department of Youth and Community Development, intends to extend the Cornerstone programs. Cornerstone Community Centers provide engaging activities year-round for young people and adults. Programs are located at 99 New York City Housing Authority (NYCHA) Community Centers throughout the five boroughs, and were shaped by input from young people, NYCHA residents, Resident Association leaders, elected officials, and principals at schools that serve youth who live in the participating developments. DYCD contracts with community-based organizations to provide high-quality programming. Cornerstone youth programs, are designed to help support participants to acquire the academic foundation and interpersonal skills they need to graduate from high school, succeed in the workplace, and give back to the community. Typical youth activities include academics, such as homework help, STEM activities, and high school and college prep; community engagement activities such as community beautification and mentoring; arts activities including dance, music, singing, and photography; and healthy living activities through sports and workshops.

The term shall be July 1, 2023, through June 30, 2024.

The contractors' name, PIN number, contract amount and address are indicated below:

DYCD ID: 99227B
 Amount: \$2,977,711.00
 Name: Research Foundation of CUNY.
 Address: 230 West 41st Street, New York, NY 10036

If you wish to contact DYCD for further information, please send an email, to ACCO@dycd.nyc.gov.

Negotiated acquisition extension to ensures services will continue for the population served.

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. Kevin Best (646) 343-6304; kbest@dycd.nyc.gov

m8-12

SATURDAY NIGHT LIGHTS (SNL) NAQ - Negotiated Acquisition - Other - PIN# 26023N0038 - Due 5-11-23 at 10:00 A.M.

Pursuant to Section 3-04(b)(2)(i)(D) of the Procurement Policy Board Rules, the Department of Youth and Community Development, will negotiate with the contractors listed below, to provide Saturday Night Lights (SNL) services. The SNL program, provides access to free youth sports programming on Saturday nights, the program provides free high-quality sports and fitness training for youth aged 11-18. The services are provided in these neighborhoods based on analysis of crime data and TRIE neighborhood review. These neighborhoods are in the top 30 precincts with the highest shootings in New York City.

The term will be from July 1, 2023, to June 30, 2024. With an option to renew for up to one (1) year.

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

DYCD ID: 99257
 Amount: \$225,000.00
 Name: City in the Community Foundation
 Address: 600 3rd Avenue, New York, NY 10016

DYCD ID: 99258
 Amount: \$45,000.00
 Name: Hetrick-Martin Institute Inc.
 Address: 2 Astor Place, New York, NY 10003

DYCD ID: 99259 Amount: \$45,000.00
 Name: Kids in the Game LLC
 Address: 45 East 20th Street, New York, NY 10003

DYCD ID: 99255
Amount: \$45,000.00
Name: New York Scores
Address: 520 Eighth Avenue, New York, NY 10018

DYCD ID: 99261
Amount: \$45,000.00
Name: Riverside Hawks Hope Health & Hoops, Inc.
Address: 490 Riverside Drive, New York, NY 10027

DYCD ID: 99262
Amount: \$45,000.00
Name: Shootin School inc.
Address: 310 Combs Avenue, Staten Island, NY 10306

DYCD ID: 99256
Amount: \$45,000.00
Name: The Boys Club of New York, Inc.
Address: 91 5th Avenue, New York, NY 10003

DYCD ID: 99260
Amount: \$45,000.00
Name: The Formula by Labout Skillz
Address: 35 Worthington Road, White Plains, NY 10607

Please be advised, that this ad is for informational 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. Kevin Best (646) 343-6304; kbest@dycd.nyc.gov

m4-10

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.



YOUTH AND COMMUNITY DEVELOPMENT

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Friday May 19, 2023 via **MS TEAMS Conference Call (Dial In: +1 646-893-7101 / Conference ID: 793 583 573#)** commencing at 10:00 A.M. on the following:

IN THE MATTER OF (3) Applied Research and Evaluation Services Competitive Task Orders awarded off Master Services Agreement that were procured by way of Competitive Sealed Proposal. The qualified contractor will conduct applied research and evaluation services and deliver products that help cultivate a culture of data-driven decision making, inform program improvement /policy, contribute to continuous quality improvement and explore /spotlight best practices.

The PASSPORT E-PINs, Contractors, Task Order Amounts, Contractor addresses, Task Order Terms, and Task Order Projects are indicated below.

PASSPORT EPIN: 26023Z0004001
Contractor Name: EXPANDED SCHOOLS INC.
Task Order Amount: \$150,000.00
Contractor Address: 11 West 42nd Street, 3rd Floor, New York, NY 10036
Task Order Term: 1/1/2023-6/30/2023
Task Order Project: MENTAL HEALTH

PASSPORT EPIN: 26023Z0005001
Contractor Name: EXPANDED SCHOOLS INC.
Task Order Amount: \$200,000.00

Contractor Address: 11 West 42nd Street, 3rd Floor, New York, NY 10036
Task Order Term: 1/1/2023-6/30/2023
Task Order Project: RUBRICS & INDICATORS

PASSPORT EPIN: 26023Z0007001
Contractor Name: EXPANDED SCHOOLS INC.
Task Order Amount: \$125,000.00
Contractor Address: 11 West 42nd Street, 3rd Floor, New York, NY 10036
Task Order Term: 1/1/2023-6/30/2023
Task Order Project: COMPASS SEL MEASUREMENT

The proposed contractor was selected by means of Competitive Sealed Proposal pursuant to Section 3-03 of the Procurement Policy Board (PPB) Rules. The contractor then competed for projects & services at the request of DYCD through mini-competitions and were awarded via a Task Order in which the funding will be drawn down from the Parent contract (aka Master Services Agreements).

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 / Conference ID: 793 583 573#) no later than 9:50 am on the date of the hearing Friday May 19, 2023. If you require further accommodations, please contact Renise Ferguson via email, referguson@dycd.nyc.gov no later than three business days before the hearing date.

m9

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Friday May 19, 2023 via Phone Conference (Dial In: 646-893-7101/Access Code: 793 583 573#) commencing at 10:00 A.M. on the following:

IN THE MATTER OF One (1) Neighborhood Development Area (NDA) contract between the Department of Youth and Community Development and the Contractors listed below. This contractor will provider Senior services in Bronx NDA 7.

The term of this contract shall be from January 16, 2023 to June 30, 2025; with an option to renew for up to an additional three years.

The Contract number and/or EPIN, Contractor Name, Contractor address, and Contract Amount are indicated below:

PASSPORT EPIN	CONTRACTOR NAME	CONTRACT AMOUNT	CONTRACTOR ADDRESS	NDA SERVICE AREA
26021P0007008	The Neighborhood Self-Help By Older Persons Project, Inc.	\$257,650.00	975 Kelly Street, Suite 401 Bronx, NY 10022	Seniors Services - Bronx 7

The proposed contractor was selected pursuant to Section 3-16 of the Procurement Policy Board Rules.

Drafts of the contract may be inspected at the Department of Youth and Community Development by **appointment only** (email ACCO@DYCD.NYC.GOV), Office of the ACCO, 2 Lafayette Street, 14th Floor, New York, NY 10007 on business days between the hours of 9:00 A.M. and 5:00 P.M., from May 8, 2023 to May 19, 2023 , excluding weekends and holidays.

In order to access the Public Hearing or to testify, please join the public hearing conference call at the toll-free number 646-893-7101: Access Code: 793 583 573#) Friday May 19, 2023 no later than 9:50 am. If you require further accommodations, please contact Renise Ferguson via email, referguson@dycd.nyc.gov no later than three business days before the hearing date.

m9

AGENCY RULES

BUILDINGS

■ NOTICE

Notice of Public Hearing and Opportunity to Comment on Proposed Rules

What are we proposing? The Department of Buildings (DOB) is proposing to amend 1 RCNY 102-01 of Subchapter B of Chapter 100 of Title 1 of the Rules of the City of New York to conform with Local Law 126 of 2021 and to align with DOB's methodology for classifying

violations and calculating penalty amounts.

When and where is the hearing? DOB will hold a public hearing on the proposed rule online. The public hearing will take place from 12pm to 1pm on 6/8/23.

• **Join through Internet – Desktop app:**

To join the hearing via your browser either click on the following URL link or copy and paste it into your browser's address bar. Then follow the prompts to either continue using the browser or download/open the Teams desktop app.
<https://tinyurl.com/Buildings202306Penalty>

Enter your name when prompted and click the **“Join now”** button. If you don't have computer audio or prefer to phone in for audio, select **“Phone audio”** under **“Other join options”** then click the **“Join now”** button. You will first be placed in a waiting status in the virtual lobby, then be admitted when the hearing begins. If you are using phone audio then follow the dial-in instructions when prompted.

If you have low bandwidth or inconsistent Internet connection, we suggest you use the Phone audio option for the hearing. This will reduce the possibility of dropped audio and stutters.

• **Join through Internet - Smartphone app:**

To join using the Microsoft Teams app on your smartphone, click on the following URL link from your phone to automatically open the Teams app. Note that the Microsoft Teams app must already be installed on your smartphone. It is available for free both in the Apple Store and Google Play.
<https://tinyurl.com/Buildings202306Penalty>

When prompted select **“Join meeting”**. Type your name and then select **“Join meeting”** again. You will first be placed in a waiting status in the virtual lobby, then be admitted when the hearing begins.

Alternatively, open the Teams app and select **“Join a meeting”**. Signing in with an account is not required. Type your name, the following Meeting ID and Passcode, then select **“Join meeting”**.

Meeting ID: 211 502 587 424
Passcode: xqQs7F

• **Join via phone only:**

To join the meeting only by phone, use the following information to connect:

Phone: 646-893-7101
Phone Conference ID: 644 335 012#

You will first be placed in a waiting status in the virtual lobby, then be admitted when the hearing begins.

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

- **Website.** You can submit comments to DOB through the NYC rules Web site at <http://rules.cityofnewyork.us>.
- **Email.** You can email comments to dobrules@buildings.nyc.gov.
- **Mail.** You can mail comments to the New York City Department of Buildings, Office of the General Counsel, 280 Broadway, 7th floor, New York, NY 10007.
- **Fax.** You can fax comments to the New York City Department of Buildings, Office of the General Counsel, at 212-566-3843.
- **Speaking at the hearing.** Anyone who wants to comment on the proposed rule at the public hearing must sign up to speak. You can sign up by emailing dobrules@buildings.nyc.gov by 6/1/23 and including your name and affiliation. While you will be given the opportunity during the hearing to indicate that you would like to provide comments, we prefer that you sign up in advance. You can speak for up to three minutes.
- **Is there a deadline to submit comments?** Yes, you must submit comments by 6/8/23.

What if I need assistance to participate in the hearing? You must tell the Office of the General Counsel if you need a reasonable accommodation of a disability at the hearing. You can tell us by email at dobrules@buildings.nyc.gov. Advance notice is requested to allow sufficient time to arrange the accommodation. You must tell us by 5/25/23.

This location has the following accessibility option(s) available: Simultaneous transcription for people who are hearing impaired, and audio only access for those who are visually impaired.

Can I review the comments made on the proposed rule? You can review the comments made online on the proposed rule by going to the website at <http://rules.cityofnewyork.us/>. Copies of all comments submitted online, copies of all written comments and a summary of oral comments concerning the proposed rule will be available to the

public at the Office of the General Counsel and may be requested by email at dobrules@buildings.nyc.gov.

What authorizes DOB to make this rule? Sections 643 and 1043(a) of the New York City Charter, Local Law 126 of 2021 and Section 28-201.2 of the Administrative Code of the City of New York authorize DOB to make this proposed rule. Local Law 126 of 2021 amends the Administrative Code of the City of New York, the New York City Plumbing Code, the New York City Building Code, the New York City Mechanical Code and the New York City Fuel Gas Code and went into effect on November 7, 2022. This rule is being proposed in coordination with Local Law 126 of 2021. This proposed rule was included in DOB's regulatory agenda for this Fiscal Year.

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

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

Statement of Basis and Purpose

New York City Council's Local Law 126 of 2021 (LL 126) was enacted on November 7, 2021, and went into effect on November 7, 2022. LL 126 updates the Administrative Code of the City of New York, the New York City Plumbing Code, the New York City Building Code, the New York City Mechanical Code and the New York City Fuel Gas Code (hereinafter referred to as “the Construction Codes”) to conform with the 2015 editions of the International Building, Mechanical, Fuel Gas and Plumbing Codes.

The proposed rule amends 1 RCNY 102-01 in Subchapter B of Chapter 100 of Title 1 of the Rules of the City of New York to conform to amendments in the Construction Codes, DOB's existing methodology for classifying violations of the Codes and calculating penalty amounts for such violations.

Specifically, the proposed rule amends section 102-01 of Title 1 of the Rules of the City of New York to:

- Specify that references to the 2022 code relate to amendments and additions to the New York City Construction Codes that took effect on November 7, 2022;
- Amend the reduction of default penalty language to clarify that the penalty amount shall not be reduced to less than the standard penalty;
- Amend existing violations and penalties related to several provisions of the Construction Codes and applicable rules to conform to LL 126;
- Amend certain violations for consistency with DOB's existing framework for classifying violations and determining penalty amounts;
- Add or amend certain violations related to construction and demolition safety; and
- Add or remove the option to cure for certain violations.

DOB's authority for this rule is found in Sections 643 and 1043(a) of the New York City Charter, Local Law 126 of 2021 and Section 28-201.2 of the Administrative Code of the City of New York.

New material is underlined.

[Deleted material is in brackets.]

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

Section 1. Subdivision (i) of section 102-01 of Subchapter B of Chapter 100 of Title 1 of the Rules of the City of New York is amended to read as follows:

(i) **Legal References.** The legal references referred to in the table below, which reflect the classification of violations and the Penalty Schedule, include the following:

- (1) Title 28 of the New York City (NYC) Administrative Code. References to Title 28 of the NYC Administrative Code begin with “28-” (for example, “28-201.1”). The citation “28-Misc.” refers to provisions of Title 28 that are not specifically designated elsewhere in the table.
- (2) Chapter 1 of Title 27 of the NYC Administrative Code (also known as the “1968 Building Code”) and Chapter 3 of the same (also known as the “Electrical Code”). References to these chapters of Title 27 of the NYC Administrative Code begin with “27-” (for example, “27-371”). The citation “27-Misc.” refers to provisions of Title 27 that are not specifically designated elsewhere in the table.
- (3) The “New York City Construction Codes,” which consist of:
 - The New York City Plumbing Code (PC)
 - The New York City Building Code (BC)

- The New York City Mechanical Code (MC)
- The New York City Fuel Gas Code (FGC)
- The New York City Energy Conservation Code (ECC)

References to these New York City Construction Codes are designated by the various abbreviations set out above (for example, "BC3010.1"). The citations "BC-Misc.," "PC-Misc.," "MC-Misc.," "FGC-Misc.," "ECC-R Misc." and "ECC-C Misc." refer to provisions of the New York City Building, Plumbing, Mechanical, Fuel Gas, or Energy Conservation codes that are not specifically designated elsewhere in the table.

(4) Appendices to the New York City Construction Codes. The New York City Construction Codes include all enacted appendices. Administrative Code §28-102.6. References to Appendices are cited by using the abbreviation for the particular Construction Code followed by the applicable Appendix letter (for example, "H") followed by the applicable section number (for example, "BC H103.1").

(5) The NYC Zoning Resolution (ZR) and the Rules of the City of New York (RCNY). References to the Zoning Resolution and to the Rules of the City of New York are designated by the abbreviations "ZR" and "RCNY" (for example, "ZR25-41"; "1 RCNY9-01"). The citations "1 RCNY-Misc." and "ZR-Misc." refer to provisions of 1 RCNY or the Zoning Resolution that are not specifically designated elsewhere in the table.

(6) Reference Standards that pertain to Title 27 of the NYC Administrative Code (RS). References to the Reference Standards are designated by the abbreviation set out above (for example, "RS-16"). The citation "RS-Misc." refers to Reference Standards that are not specifically designated elsewhere in the table.

(7) Citations to the New York City Construction Codes. Whenever a section or subdivision of the New York City Construction Codes is cited or referred to, subordinate consecutively numbered subdivisions or paragraphs of the cited provision are deemed to be included in such reference unless the context or subject matter requires otherwise.

(8) Electrical Code Technical Standards. References to sections of the National Fire Protection Association NFPA 70 National Electrical Code as adopted and/or amended by New York City begin with "EC" (for example, "EC 250.14"). The citation "EC-Misc" refers to provisions of the Electrical Code Technical Standards that are not specifically designated elsewhere in the table.

(9) 2008 code. References to the 2008 code pertain to the New York City Construction Codes effective on July 1, 2008 and any applicable subsequent amendments prior to December 31, 2014.

(10) 2014 code. References to the 2014 code pertain to the amendments and additions to the New York City Construction Codes effective on December 31, 2014 and any applicable subsequent amendments.

(11) 2022 code. References to the 2022 code pertain to the amendments and additions to the New York City Construction Codes effective on November 7, 2022 and any applicable subsequent amendments.

§ 2. Subdivision (j) of section 102-01 of Subchapter B of Chapter 100 of Title 1 of the Rules of the City of New York is amended to read as follows:

(j) *Reduction of default penalties upon proof of compliance.* With the exception of daily penalties charged under section 28-202.1 of the Administrative Code for continued Class 1 violations of sections 28-210.1 or 28-210.3 of the Administrative Code, any imposed Default Penalty, Aggravated I Default Penalty or Aggravated II Default Penalty will be reduced by one-half (1/2) or to the standard penalty amount, whichever is greater, after:

- (1) Respondent files an acceptable certificate of correction with the Department; and
- (2) ECB receives notification from the Department of its acceptance of such certificate of correction.

§ 3. The following rows of the table in subsection (k) of section 102-01 of Subchapter B of Chapter 100 of Title 1 of the Rules of the City of New York are amended to read as follows:

Section of Law	Classification	Violation Description	Cure	Stipulation	Standard Penalty	Mitigated Penalty	Default Penalty	Aggravated I Penalty	Aggravated I Default Penalty	Aggravated II Penalty	Aggravated II Default - Max Penalty
BC 3301.13.7 through BC 3301.13.13	Class 2	Construction Superintendent failed to perform duties per code.	No	No	\$5,000	[Yes] <u>No</u>	\$10,000	\$10,000	\$10,000	\$10,000	\$10,000
[1 RCNY 3319-02(j)(3)] 1 RCNY 3319-02(j)	Class 1	Lift director failed to conduct/record meeting (pre-shift or subsequent).	No	[Yes] <u>No</u>	\$5,000	[Yes] <u>No</u>	\$25,000	\$12,500	\$25,000	\$25,000	\$25,000
27-369, BC 1020.2 (2008 code), [&] BC 1023.2 (2014 code), & BC 1024.2 (2022 code)	Class 1	Failure to provide unobstructed exit passageway.	No	No	\$1,250	No	\$6,250	\$3,125	\$12,500	\$6,250	\$25,000
27-371, BC 715.3.7 (2008 code) [&], BC 715.4.8 (2014 code), & BC 716.5.9 (2022 code)	Class 2	Exit door not self-closing.	Yes	No	\$625	Yes	\$3,125	\$1,563	\$6,250	\$3,125	\$10,000
27-382 [&], BC 1006.3 (2014 code), & BC 1008.3 (2022 code)	Class 2	Failure to provide power foremergency exit lighting.	Yes	No	\$1250	Yes	\$6,250	\$3,125	\$10,000	\$6,250	\$10,000
27-393, BC 1019.1.7 (2008 code) [&], BC 1022.8 (2014 code), & BC 1023.9 (2022 code)	Class 2	Stair and/or floor identification signs missing and/or defective.	Yes	Yes	\$625	Yes	\$3,125	\$1,563	\$6,250	\$3,125	\$10,000

27-901(z) (1) & PC 301.6	Class 2	[Piping] Plumbing systems and/or piping shall not be installed in elevator/ counterweight hoistway and/ or shaft or equipment rooms as per 27-901(z)(1); PC 301.6.	Yes	No	\$625	Yes	\$3,125	\$1,563	\$6,250	\$3,125	\$10,000
28-103.21.1	Class 1	Failed to notify of an incident that resulted in a fatality or injury	No	No	[\$5,000] \$10,000	No	\$25,000	[\$12,500] \$25,000	\$25,000	\$25,000	\$25,000
28-103.21.1	Class 2	Failure to notify the department of an incident that resulted in a fatality or injury in a timely fashion	No	No	[\$2,500] \$5,000	No	\$10,000	[\$5,000] \$10,000	\$10,000	\$10,000	\$10,000
28-103.21.1	Class 1	Failure to include the information required by 28-103.21 when notifying the department of an incident that resulted in a fatality or injury	No	No	[\$2,500] \$5,000	No	[\$12,500] \$25,000	[\$5,000] \$12,500	\$25,000	\$25,000	\$25,000
28-103.21.1	Class 2	Failure to include the information required by 28- 103.21 when notifying the department of an incident that resulted in a fatality or injury.	[Yes] No	[Yes] No	[\$1,250] \$2,500	No	[\$6,250] \$10,000	[\$3,125] \$6,250	\$10,000	[\$6,250] \$10,000	\$10,000
[28- 103.27.2] 28-103.30.2	Class 2	[Fail] Failure to notify department prior to the commencement of alteration or addition.	No	No	\$1,250	No	\$6,250	\$3,125	\$10,000	\$6,250	\$10,000
28-110.1(20) (2014 code) & 28-110.1(17) (2022 code)	Class 1	Failure to provide evidence of workers attending construction & safety course.	No	No	\$5,000	No	\$25,000	\$12,500	\$25,000	\$25,000	\$25,000
28-207.4.4 (2014 code) & 28-207.4.5 (2022 code)	Class 1	Removed or defaced a written posted Vacate Order.	No	No	\$2,500	No	\$12,500	\$6,250	\$25,000	\$12,500	\$25,000
28-301.1	Class 1	Failure to maintain building in code compliant manner: Lack of required number of means of egress for every floor per BC 1018.1 (2008 code); 27- 366; BC 1021.1 (2014 code); BC 1006.3 (2022 code).	No	No	\$2,500	No	\$12,500	\$6,250	\$25,000	\$12,500	\$25,000

28-301.1	Class 2	Failure to maintain building in code compliant manner. Exhaust discharge must be no closer than 10 feet from building openings as per MC 501.2 (2014 code); MC 501.3 (2022 code) and RS 13-1 Sec. 2-2.1.4.	Yes	No	\$1,250	Yes	\$6,250	\$3,125	\$10,000	\$6,250	\$10,000
28-301.1	Class 1	Failure to maintain building in code-compliant manner: Use of prohibited door and/or hardware per BC [1008.1.8] 1008.1 (2014 code); 27-371; BC 1008.1.9 (2014 code); BC 1010.1.8 (2022 code); BC 1010.1.9 (2022 code).	No	No	\$1,250	No	\$6,250	\$3,125	\$12,500	\$6,250	\$25,000
28-301.1	Class 2	Failure to maintain building in code-compliant manner: Use of prohibited door and/or hardware per BC [1008.1.8] 1008.1 (2014 code); 27-371; BC 1008.1.9 (2014 code); BC 1010.1.8 (2022 code) BC 1010.1.9 (2022 code).	Yes	No	\$625	Yes	\$3,125	\$1,563	\$6,250	\$3,125	\$10,000
28-301.1	Class 1	Failure to maintain building in code-compliant manner: illumination for exits, exit discharges and public corridors per BC 1006.1 (2014 code); 27-381 BC 1008.1 (2022 code).	No	No	\$1,250	No	\$6,250	\$3,125	\$12,500	\$6,250	\$25,000
28-301.1	Class 2	Failure to maintain building in code-compliant manner: illumination for exits, exit discharges and public corridors per BC 1006.1 (2014 code); 27-381; BC 1008.1 (2022 code).	Yes	No	\$625	Yes	\$3,125	\$1,563	\$6,250	\$3,125	\$10,000
28-301.1	Class 1	Failure to maintain building in code-compliant manner: floor numbering signs missing and/or defective per BC 1019.1.7 (2008 code); 27-392; BC 1022.8 (2014 code); BC 1023.9 (2022 code).	No	No	\$1,250	No	\$6,250	\$3,125	\$12,500	\$6,250	\$25,000

28-301.1	Class 2	Failure to maintain building in code-compliant manner: floor numbering signs missing and/or defective per BC 1019.1.7 (2008 code); 27-392; BC 1022.8 (2014 code); BC 1023.9 (2022 code).	Yes	Yes	\$625	Yes	\$3,125	\$1,563	\$6,250	\$3,125	\$10,000
28-301.1	Class 1	Failure to maintain building in code-compliant manner: high-rise to provide exit sign requirement(s) within exits per BC 1011.1.1 (2014 code); [27-383.1] 27-383; BC 1013.1.1 (2022 code); BC 403.4.8.1 (2014 code); BC 403.4.8.4.1 (2022 code).	No	No	\$2,500	[No] Yes	\$12,500	\$6,250	\$25,000	\$12,500	\$25,000
28-301.1	Class 2	Failure to maintain building in code-compliant manner: high-rise to provide exit sign requirement(s) within exits per BC 1011.1.1 (2014 code); [27-383.1] 27-383; BC 1013.1.1 (2022 code); BC 403.4.8.1 (2014 code); BC 403.4.8.4.1 (2022 code).	Yes	No	\$1,250	Yes	\$6,250	\$3,125	\$10,000	\$6,250	\$10,000
28-301.1	Class 1	Failure to maintain building in code-compliant manner: lack of emergency power or storage battery connection to exit signs per BC 1011.5.3 (2014 code); 27-384(c); BC 1013.6.3 (2022 code).	No	No	\$5,000	Yes	\$25,000	\$12,500	\$25,000	\$25,000	\$25,000
28-301.1	Class 2	Failure to maintain building in code-compliant manner: high-rise to provide exit sign requirement(s) within exits per BC 1011.1.1 (2014 code); [27-383.1] 27-383; BC 1013.1.1 (2022 code); BC 403.4.8.1 (2014 code); BC 403.4.8.4.1 (2022 code).	Yes	No	\$1,250	Yes	\$6,250	\$3,125	\$10,000	\$6,250	\$10,000

28-301.1	Class 1	Failure to maintain building in code-compliant manner: lack of emergency power or storage battery connection to exit signs per BC 1011.5.3 (2014 code); 27-384(c); BC 1013.6.3 (2022 code).	No	No	\$5,000	Yes	\$25,000	\$12,500	\$25,000	\$25,000	\$25,000
28-301.1	Class 2	Failure to maintain building in code-compliant manner: high-rise to provide exit sign requirement(s) within exits per BC 1011.1.1 (2014 code); [27-383.1] 27-383; BC 1013.1.1 (2022 code); BC 403.4.8.1 (2014 code); BC 403.4.8.4.1 (2022 code).	Yes	No	\$1,250	Yes	\$6,250	\$3,125	\$10,000	\$6,250	\$10,000
28-301.1	Class 1	Failure to maintain building in code-compliant manner: lack of emergency power or storage battery connection to exit signs per BC 1011.5.3 (2014 code); 27-384(c); BC 1013.6.3 (2022 code).	No	No	\$5,000	Yes	\$25,000	\$12,500	\$25,000	\$25,000	\$25,000
28-301.1	Class 1	Failure to maintain building in code-compliant manner: lack of emergency lighting for exits, exit discharges and public corridors per BC 1006.1 (2014 code); 27-542; BC 1008.2 (2022).	No	No	\$2,500	No	\$12,500	\$6,250	\$25,000	\$12,500	\$25,000
28-301.1	Class 2	Failure to maintain building in code-compliant manner: lack of emergency lighting for exits, exit discharges and public corridors per BC 1006.1 (2014 code); 27-542; BC 1008.2 (2022).	Yes	No	\$1,250	Yes	\$6,250	\$3,125	\$10,000	\$6,250	\$10,000
28-301.1	Class 2	Failure to maintain building in code-compliant manner: failure to provide non-combustible proscenium curtain or stage water curtain per BC 410.3.5; 27-546; 27-546 F-1a.	Yes	Yes	\$625	Yes	\$3,125	\$1,563	\$6,250	\$3,125	\$10,000

28-301.1	Class 1	Failure to maintain building in code-compliant manner: no fire stopping per BC 712.3 (2014 code); 27-345; BC 711.2.4 (2022 code).	No	No	\$2,500	No	\$12,500	\$6,250	\$25,000	\$12,500	\$25,000
28-301.1	Class 2	Failure to maintain building in code-compliant manner: no fire stopping per BC 712.3 (2014 code); 27-345; BC 711.2.4 (2022 code).	Yes	No	\$1,250	Yes	\$6,250	\$3,125	\$10,000	\$6,250	\$10,000
28-301.1	Class 1	Failure to maintain building in code-compliant manner: Improper exit/exit access doorway arrangement per BC 1014.2 (2008 code); 27-361; BC 1015.2 (2014 code); BC 1016.1 (2022 code).	No	No	\$1,250	No	\$6,250	\$3,125	\$12,500	\$6,250	\$25,000
28-301.1	Class 2	Failure to maintain building in code-compliant manner: Gas vent reduced or undersized as per FGC 504.2; 27-887.	No	No	\$625	[Yes] No	\$3,125	\$1,563	\$6,250	\$3,125	\$10,000
28-301.1	Class 2	Failure to maintain building in code-compliant manner: failure to comply with law for water supply system per PC 602.3; 27-908(c).	No	No	\$625	[Yes] No	\$3,125	\$1,563	\$6,250	\$3,125	\$10,000
28-303.7	Class 2	Failure to file a complete boiler inspection report.	Yes	No	\$625	[No] Yes	\$3,125	\$1,563	\$6,250	\$3,125	\$10,000
BC 105.8.2 (2014 code) & BC 106.8.2 (2022 code)	Class 2	Temporary Construction Equipment or Installation on Site –Expired Permit.	Yes	Yes	\$1,250	Yes	\$6,250	\$3,125	\$10,000	\$6,250	\$10,000
BC 903.6	Class 2	Failure to paint dedicated sprinkler piping/valves in accordance with section.	[No] Yes	No	\$2,500	Yes	\$10,000	\$6,250	\$10,000	\$10,000	\$10,000
BC 905.11	Class 2	Failure to paint dedicated standpipe/valves in accordance with section.	[No] Yes	No	\$2,500	Yes	\$10,000	\$6,250	\$10,000	\$10,000	\$10,000
BC [1016.2] 1018.2 (2014 code) & 1020.2 (2022 code)	Class 2	Failure to maintain building in code-compliant manner: provide required corridor width per BC [1016.2] 1018.2 (2014 code); BC 1020.2 (2022 code); 27-369.	Yes	No	\$625	Yes	\$3,125	\$1,563	\$6,250	\$3,125	\$10,000

BC 1704.4 (2014 code) & 1705.3 (2022 code)	Class2	Failure to perform special inspections and verifications for concrete construction as required by section and Table 1704.4 (2014 code) and Table 1705.3 (2022 code).	No	No	\$2,500	No	\$10,000	\$6,250	\$10,000	\$10,000	\$10,000
BC 1704.21.1 (2008 code) & BC 1704.23.1 (2014 code) & BC 1705.29.1 (2022 code)	Class1	Failure to perform successful hydrostatic pressure test of sprinkler system.	No	No	\$5,000	No	\$25,000	\$12,500	\$25,000	\$25,000	\$25,000
BC 1704.22.1 (2008 code) & BC 1704.24.1 (2014 code) & BC 1705.30.1 (2022 code)	Class1	Failure to perform successful hydrostatic pressure test of standpipe system.	No	No	\$2,400	No	\$25,000	\$12,500	\$25,000	\$25,000	\$25,000
BC 3301.1.3 (2014 code)	Class2	Failure to comply with manufacturer specifications.	[Yes] No	No	\$1,250	[Yes] No	\$6,250	\$3,125	\$10,000	\$6,250	\$10,000
BC 3301.2 & 27-1009(a)	Class1	Failure to institute/ maintain safety equipment measures or temporary construction – Noguard rails.	No	No	\$5,000	[Yes] No	\$25,000	\$12,500	\$25,000	\$25,000	\$25,000
BC 3301.7 (2014 code)	Class 1	Failure to maintain/ display onsite documents required by BC Chapter 33.	No	No	\$2,500	[Yes] No	\$12,500	\$6,250	\$25,000	\$12,500	\$25,000
BC 3301.7 (2014 code)	Class 2	Failure to maintain/ display onsite documents required by BC Chapter 33.	[Yes] No	No	\$1,250	[Yes] No	\$6,250	\$3,125	\$10,000	\$6,250	\$10,000
BC 3301.8	Class 1	Failure to promptly notify the Department of an accident, incident, or damage to adjoining property at construction / demolition site.	No	No	\$5,000	No	\$25,000	\$12,500	\$25,000	\$25,000	\$25,000
BC 3301.9	Class 2	Project Information Panel/Sidewalk Shed Parapet Panel/ Construction Sign not provided or not in compliance with section.	[Yes] No	No	\$1,250	[Yes] No	\$6,250	\$3,125	\$10,000	\$6,250	\$10,000
BC 3301.11.5	Class 1	Failure to maintain a record of orientations performed at worksite.	No	No	\$5,000	[Yes] No	\$25,000	\$12,500	\$25,000	\$25,000	\$25,000

BC 3301.12.3	Class 1	Failure to maintain record of pre-shift safety meeting for each worker.	No	No	\$5,000	[Yes] No	\$25,000	\$12,500	\$25,000	\$25,000	\$25,000
BC 3303.4 & 27- 1018	Class 2	Failure to maintain adequate housekeeping per section requirements.	Yes	No	\$1,250	[Yes] No	\$6,250	\$3,125	\$10,000	\$6,250	\$10,000
BC 3303.7.3	Class 2	Failure to post No Smoking signs at construction/demolition sites per Fire Code.	[Yes] No	No	\$1,250	[Yes] No	\$6,250	\$3,125	\$10,000	\$6,250	\$10,000
BC [3303.8.1] 3303.8	Class 1	Failure to provide standpipe or air pressurized alarm system for standpipe system during construction or demolition operation.	No	No	\$5,000	No	\$25,000	\$12,500	\$25,000	\$25,000	\$25,000
BC 3304.3 & 1 RCNY 52-01(b)	Class 2	Failure to notify the Department prior to the cancellation of earthwork.	No	No	\$1,250	[Yes] No	\$6,250	\$3,125	\$10,000	\$6,250	\$10,000
BC [3306] 3306.1 & 27-1039	Class 1	Failure to carry out demolition operations as required by [section] BC 3306.1; 27-1039.	No	No	\$5,000	[Yes] No	\$25,000	\$12,500	\$25,000	\$25,000	\$25,000
BC 3306.2.1 (2014 code) & BC 3306.2.2 (2022 code)	Class 1	Failure to provide safety zone for demolition operations.	No	No	\$2,500	No	\$12,500	\$6,250	\$25,000	\$12,500	\$25,000
BC 3307.1.1 (2008 code) [&], BC 3307.4.6 (2014 code), & BC 3301.9 (2022 code)	Class 1	Prohibited Outdoor Advertising Company sign on sidewalk shed or construction fence.	No	No	\$10,000	[Yes] No	\$25,000	\$25,000	\$25,000	\$25,000	\$25,000
BC 3307.1.1 (2008 code) [&], BC 3307.4.6 (2014 code), & BC 3301.9 (2022 code)	Class 2	Posting of unlawful signs, information, pictorial representation, business or advertising messages on protective structures.	[Yes] No	No	\$2,500	[Yes] No	\$10,000	\$6,250	\$10,000	\$10,000	\$10,000
BC 3307.6.4 (2008 code) & BC 3307.6.4.11 (2014 code)	Class 2	Sidewalk shed does not meet color specification.	[Yes] No	No	\$1,250	[Yes] No	\$6,250	\$3,125	\$10,000	\$6,250	\$10,000
BC 3307.7	Class 2	Job site fence not constructed or maintained pursuant to section.	[Yes] No	No	\$1000	[Yes] No	\$5,000	\$2,500	\$10,000	\$5,000	\$10,000
BC 3310.9.1	Class 1	No Concrete Safety Manager present at site as required.	No	No	\$5,000	[Yes] No	\$25,000	\$12,500	\$25,000	\$25,000	\$25,000

BC 3314.1.1 (2008 code) & 27-1050.1 & BC 3314.4.1.5 (2014 code)	Class 2	Failed to notify Department prior to installation or removal of Suspended Scaffold.	No	No	\$2,500	[Yes] No	\$10,000	\$6,250	\$10,000	\$10,000	\$10,000
BC 3314.4.6 (2008 code) & BC 3314.4.5.8 (2014 code)	Class 2	Scaffold training certificate card not readily available for inspection.	[Yes] No	No	\$1,250	[Yes] No	\$6,250	\$3,125	\$10,000	\$6,250	\$10,000
BC 3314.6.3 [& 27-1009]	Class 1	Failure to provide/use lifeline while working on scaffold.	No	No	\$5,000	No	\$25,000	\$12,500	\$25,000	\$25,000	\$25,000
BC 3314.6.3 [& 27-1009]	Class 2	Failure to provide/use lifeline while working on scaffold.	No	No	\$2,500	[Yes] No	\$10,000	\$6,250	\$10,000	\$10,000	\$10,000
BC 3319.8	Class 1	Failure to provide erection, jumping, climbing, dismantling plan for tower [/ climber] crane.	No	No	\$5,000	No	\$25,000	\$12,500	\$25,000	\$25,000	\$25,000
BC 3319.8.4.2 (2014 code) & BC 3319.8.4 (1) (2022 code)	Class 1	Failure to provide time schedule indicating erection, jumping, climbing or dismantling of crane.	No	No	\$2,000	No	\$10,000	\$5,000	\$25,000	\$10,000	\$25,000
BC 3319.8.7	Class 1	Failure to file a complete and acceptable tower [/ climber] Installation Report per BC 3319.8.7.	No	No	\$2,500	No	\$12,500	\$6,250	\$25,000	\$12,500	\$25,000
BC 3319.8.8	Class 1	Erection, jumping, climbing, dismantling operations of a tower [or climber] crane not in accordance with BC 3319.8.8.	No	No	\$10,000	No	\$25,000	\$25,000	\$25,000	\$25,000	\$25,000
BC 3321.1	Class 2	Failed to ensure each worker has successfully completed the required training.	No	No	\$2,500	[Yes] No	\$10,000	\$5,000	\$10,000	\$10,000	\$10,000
BC [3321.2.1] 3321.2.(1)	Class 1	Failed to ensure each worker is in compliance with BC 3321.1	No	No	\$10,000	No	\$25,000	\$25,000	\$25,000	\$25,000	\$25,000
BC [3321.2.3] 3321.2.(3)	Class 1	Failed to have or maintain the required daily log.	No	No	\$5,000	No	\$25,000	\$12,500	\$25,000	\$25,000	\$25,000
BC [3321.2.4] 3321.2.(4)	Class 1	Failed to produce daily log for inspection.	No	No	\$ 2,500	No	\$12,500	\$6,250	\$25,000	\$12,500	\$25,000
EC 230.72(A)	Class 1	Failure to properly group/ label disconnects.	[No] Yes	No	\$1,000	Yes	\$5,000	\$2,500	\$10,000	\$5,000	\$25,000

Misc. – ZR Misc. – Title 28	Class 2	Misc. outdoor sign violation of ZR and/or Building Code.	Yes	No	\$2,500	[No] Yes	\$10,000	\$6,250	\$10,000	\$10,000	\$10,000
-----------------------------	---------	--	-----	----	---------	-------------	----------	---------	----------	----------	----------

§ 4. The table in subsection (k) of section 102-01 of Subchapter B of Chapter 100 of Title 1 of the Rules of the City of New York is amended by adding the following new rows, in accordance with the table's existing organizational scheme, as follows:

Section of Law	Classification	Violation Description	Cure	Stipulation	Standard Penalty	Mitigated Penalty	Default Penalty	Aggravated I Penalty	Aggravated I Default Penalty	Aggravated II Penalty	Aggravated II Default – Max Penalty
28-104.7	Class 2	Failure to submit construction documents as required.	Yes	No	\$625	Yes	\$3,125	\$1,563	\$6,250	\$3,125	\$10,000
28-105.1	Class 2	Failure to obtain a permit prior to installation/use of sidewalk shed	Yes	No	\$1,250	Yes	\$6,250	\$3,125	\$10,000	\$6,250	\$10,000
Misc. BC– Chapter 33	Class 1	Miscellaneous violations.	No	No	\$5,000	No	\$10,000	\$10,000	\$10,000	\$10,000	\$10,000
Misc. BC– Chapter 33	Class 2	Miscellaneous violations.	No	No	\$2,500	No	\$10,000	\$6,250	\$10,000	\$10,000	\$10,000
BC 3301.1.2	Class 1	Failure to carry out demolition operations as per Fire Code.	No	No	\$1,250	No	\$6,250	\$3,125	\$10,000	\$6,250	\$10,000
BC 3301.1.2	Class 2	Failure to carry out demolition operations as per Fire Code.	No	No	\$625	No	\$3,125	\$1,563	\$6,250	\$3,125	\$10,000
BC 3301.6	Class 1	Failure to comply with manufacturer specifications.	No	No	\$2,500	No	\$12,500	\$6,250	\$25,000	\$12,500	\$25,000
BC 3303.14	Class 1	Failure to maintain adequate housekeeping per section requirements.	No	No	\$2,500	No	\$12,500	\$6,250	\$25,000	\$12,500	\$25,000
BC 3303.14	Class 2	Failure to maintain adequate housekeeping per section requirements.	No	No	\$1,250	No	\$6,250	\$3,125	\$10,000	\$6,250	\$10,000
BC 3303.7.2	Class 1	Failure to provide fire extinguishers per Fire Code.	No	No	\$1,250	No	\$6,250	\$3,125	\$10,000	\$6,250	\$10,000
BC 3303.7.2	Class 2	Failure to provide fire extinguishers per Fire Code.	No	No	\$625	No	\$3,125	\$1,563	\$6,250	\$3,125	\$10,000
BC 3303.10	Class 1	Failure to provide protection for tenants during demolition or construction activity in an occupied building.	No	No	\$10,000	No	\$25,000	\$25,000	\$25,000	\$25,000	\$25,000
BC 3303.10	Class 2	Failure to provide protection for tenants during demolition or construction activity in an occupied building.	No	No	\$5,000	No	\$25,000	\$12,500	\$25,000	\$25,000	\$25,000

BC 3303.10	Class 3	Failure to provide protection for tenants during demolition or construction activity in an occupied building.	No	No	\$500	No	\$500	\$500	\$500	\$500	\$500
BC 3307.2	Class 1	Failure to provide pedestrian protection for sidewalks and walkways as required.	No	No	\$1,250	No	\$6,250	\$3,125	\$10,000	\$6,250	\$10,000
BC 3307.2	Class 2	Failure to provide pedestrian protection for sidewalks and walkways as required by DOT.	No	No	\$625	No	\$3,125	\$1,563	\$6,250	\$3,125	\$10,000
BC 3307.4	Class 1	Failure to provide required warning signs, personnel, or barriers to protect the public.	No	No	\$5,000	No	\$25,000	\$12,500	\$25,000	\$25,000	\$25,000
BC 3314.1	Class 1	Failure to maintain pedestrian protection for sidewalks and walkways.	No	No	\$5,000	No	\$25,000	\$12,500	\$25,000	\$25,000	\$25,000
BC 3308.5	Class 1	Failure to institute/maintain safety equipment measures or temporary construction - Novertical safety netting.	No	No	\$10,000	No	\$25,000	\$25,000	\$25,000	\$25,000	\$25,000
BC 3308.5	Class 2	Failure to institute/maintain safety equipment measures or temporary construction - Novertical safety netting.	No	No	\$5,000	No	\$25,000	\$12,500	\$25,000	\$25,000	\$25,000
BC 3309.1	Class 1	Failure to provide protection of adjoining property during construction or demolition as required.	No	No	\$10,000	No	\$25,000	\$25,000	\$25,000	\$25,000	\$25,000
BC 3309.1	Class 2	Failure to provide protection of adjoining property during construction or demolition as required.	No	No	\$5,000	No	\$10,000	\$10,000	\$10,000	\$10,000	\$10,000
BC 3309.10	Class 1	Failure to provide protection of adjoining property during construction or demolition as required- No roof protection.	No	No	\$5,000	No	\$10,000	\$10,000	\$10,000	\$10,000	\$10,000

BC 3309.10	Class 2	Failure to provide protection of adjoining property during construction or demolition as required- No roof protection.	No	No	\$2,500	No	\$12,500	\$6,250	\$25,000	\$12,500	\$25,000
BC 3309.14	Class 1	Failure to provide protection of adjoining property during construction or demolition as required- No window protection.	No	No	\$5,000	No	\$10,000	\$10,000	\$10,000	\$10,000	\$10,000
BC 3309.14	Class 2	Failure to provide protection of adjoining property during construction or demolition as required- No window protection.	No	No	\$2,500	No	\$12,500	\$6,250	\$25,000	\$12,500	\$25,000
BC 3314.5	Class 1	Failure to institute/ maintain safety equipment measures or temporary construction - No planking or decking.	No	No	\$5,000	No	\$25,000	\$12,500	\$25,000	\$25,000	\$25,000
BC 3314.5	Class 2	Failure to institute/ maintain safety equipment measures or temporary construction - No planking or decking.	No	No	\$2,500	No	\$12,500	\$6,250	\$25,000	\$12,500	\$25,000

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

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

RULE TITLE: Amendment of Penalty Provisions

REFERENCE NUMBER: 2022 RG 085

RULEMAKING AGENCY: Department of Buildings

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

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

/s/ STEVEN GOULDEN
Senior Counsel

Date: April 20, 2023

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

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

RULE TITLE: Amendment of Penalty Provisions

REFERENCE NUMBER: DOB-157

RULEMAKING AGENCY: Department of Buildings

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

- (i) Is understandable and written in plain language for the discrete regulated community or communities;
- (ii) Minimizes compliance costs for the discrete regulated community or communities consistent with achieving the stated purpose of the rule; and
- (iii) Adds or removes the option to cure for certain violations.

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

April 20, 2023
Date

Accessibility questions: Andrea Maggio, (212) 393-2085, amaggio@buildings.nyc.gov, by: Thursday, May 25, 2023, 5:00 P.M.

COMPTROLLER

m9



COMPTROLLER

■ NOTICE

NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre Street, Room 629, New York, NY 10007, on 5/23/2023,

to the person or persons legally entitled an amount as certified to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Table with 3 columns: Parcel No., Block, Lot. Row 1: 1, 990, 1

Acquired in the proceeding entitled: GOWANUS CANAL SUPERFUND, PHASE 3 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

m9-22

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 5/16/2023, to the person or persons legally entitled an amount as certified, to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Table with 3 columns: Parcel No., Block, Lot. Rows 327A-342A with corresponding Block (4071) and Lot (27-9) values.

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

m2-15

CHANGES IN PERSONNEL

Table with 7 columns: NAME, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Title: FIRE DEPARTMENT FOR PERIOD ENDING 03/17/23. Lists personnel changes for various departments.

Table with 7 columns: NAME, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Lists personnel changes for NYC DEPT OF VETERANS' SERVICES FOR PERIOD ENDING 03/17/23.

Table with 7 columns: NAME, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Lists personnel changes for ADMIN FOR CHILDREN'S SVCS FOR PERIOD ENDING 03/17/23.

Table with 7 columns: NAME, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Lists personnel changes for ADMIN FOR CHILDREN'S SVCS FOR PERIOD ENDING 03/17/23.

LATE NOTICE

BOARD OF STANDARDS AND APPEALS

PUBLIC HEARINGS

ADDED CASE

May 22nd, 2023, and May 23rd, 2023, 10:00 A.M. and 2:00 P.M.

NOTICE IS HEREBY GIVEN of teleconference public hearings, Monday, May 22nd, 2023, at 10:00 A.M. and 2:00 P.M., and Tuesday May 23rd, 2023, at 10:00 A.M. and 2:00 P.M., to be streamed live through the Board's website (www.nyc.gov/bsa), with remote public participation and in-person portion, on the following matters:

APPEALS CALENDAR

2021-84-A

APPLICANT - David L. Businelli, for Pleasant Plains Estates, owner; Diane Rivela, President; lessee.

SUBJECT - Application December 8, 2021- Proposed construction of a one story and cellar retail building (UG6) with the widening line of Amboy Road contrary to General City Law Section 35 in an C1-1 in R3X SRD.

PREMISES AFFECTED - 6301 Amboy Road, Block 7533, Lot 142, Borough of Staten Island.

COMMUNITY BOARD #3SI

Shampa Chanda, Chair/Commissioner



m9-10