



THE CITY RECORD

Official Journal of The City of New York

THE CITY RECORD
U.S.P.S. 0114-660

Printed on paper containing
40% post-consumer material

VOLUME CXXXVI NUMBER 169

TUESDAY, SEPTEMBER 1, 2009

PRICE \$4.00

TABLE OF CONTENTS

PUBLIC HEARINGS & MEETINGS

Staten Island Borough President	.3465
City Planning Commission	.3465
Community Boards	.3475
Design and Construction	.3475
Franchise and Concession Review Committee	.3475
Landmarks Preservation Commission	.3475
Board of Standards and Appeals	.3476
Transportation	.3476

PROPERTY DISPOSITION

Citywide Administrative Services	.3477
Division of Municipal Supply Services	3477

Police	.3478
--------	-------

PROCUREMENT

Citywide Administrative Services	.3478
----------------------------------	-------

Division of Municipal Supply Services	3478
---------------------------------------	------

Vendor Lists	.3478
--------------	-------

Comptroller	.3478
-------------	-------

Bureau of Asset Management	.3478
----------------------------	-------

Education	.3478
-----------	-------

Division of Contracts and Purchasing	3478
--------------------------------------	------

Environmental Protection	.3478
--------------------------	-------

Bureau of Water Supply	.3478
------------------------	-------

Health and Hospitals Corporation	.3479
----------------------------------	-------

Health and Mental Hygiene	.3479
---------------------------	-------

Agency Chief Contracting Officer	.3479
----------------------------------	-------

Homeless Services	.3479
-------------------	-------

Office of Contracts and Procurement	.3479
-------------------------------------	-------

Housing Authority	.3479
-------------------	-------

Human Resources Administration	.3479
--------------------------------	-------

Juvenile Justice	.3479
------------------	-------

Parks and Recreation	.3479
----------------------	-------

Contract Administration	.3479
-------------------------	-------

Sanitation	.3479
------------	-------

Agency Chief Contracting Officer	.3479
----------------------------------	-------

School Construction Authority	.3479
-------------------------------	-------

Contract Administration	.3479
-------------------------	-------

AGENCY RULES

Taxi and Limousine Commission	.3480
-------------------------------	-------

Transportation	.3487
----------------	-------

SPECIAL MATERIALS

City Planning	.3487
---------------	-------

Comptroller	.3488
-------------	-------

Mayor's Office of Environmental Coordination	.3488
---	-------

LATE NOTICE

Human Resources Administration	.3488
--------------------------------	-------

THE CITY RECORD

MICHAEL R. BLOOMBERG, Mayor

MARTHA K. HIRST, Commissioner, Department of Citywide Administrative Services.
ELI BLACHMAN, Editor of The City Record.

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

Subscription—\$500 a year; daily, \$4.00 a copy (\$5.00 by mail) Periodicals Postage Paid at New York, N.Y.
POSTMASTER: Send address changes to THE CITY RECORD, 1 Centre Street, Room 2208, New York, N.Y. 10007 - 1602

Editorial Office
1 Centre Street, Room 2208
New York N.Y. 10007-1602
Telephone (212) 669-8252

Subscription Changes/Information
1 Centre Street, Room 2208
New York N.Y. 10007-1602
Telephone (212) 669-8252

The City of New York Home Page
provides Internet access via the WORLD
WIDE WEB to solicitations and awards
<http://www.nyc.gov/cityrecord>

PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

STATEN ISLAND BOROUGH PRESIDENT

PUBLIC MEETING

Notice of Public Meeting of the Staten Island Borough Board on Wednesday, September 2, 2009 at 5:30 P.M. at Borough Hall, Stuyvesant Place, Conference Room 122, Staten Island, New York 10301.

a26-s2

CITY PLANNING COMMISSION

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN THAT RESOLUTIONS Have been adopted by the City Planning Commission scheduling public hearings on the following matters to be held at Spector Hall, 22 Reade Street New York, New York, on Wednesday, September 9, 2009, commencing at 9:00 A.M.

BOROUGH OF BROOKLYN Nos. 1, 2, 3 & 4

BROADWAY TRIANGLE URBAN RENEWAL AREA No. 1

CD 1 C 090413 ZMK

IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 13b:

- changing from a C8-2 District to an R6A District property bounded by Lynch Street, Broadway, Middleton Street and its northeasterly centerline prolongation, and Union Avenue;
- changing from an M1-2 District to an R6A District property bounded by Middleton Street, Throop Avenue, Walton Street, Harrison Avenue, and Union Avenue;
- changing from an M3-1 District to an R6A District property bounded by Lorimer Street, Harrison Avenue, the southwesterly centerline prolongation of Walton Street, and Union Avenue;
- changing from an M1-2 District to an R7A District property bounded by Walton Street, Throop Avenue, Whipple Street, Flushing Avenue, and Harrison Avenue;
- changing from an M1-2 District to a C4-3 District

property bounded by Whipple Street, Throop Avenue, and Flushing Avenue;

- establishing within a proposed R6A a C2-4 District bounded by Lynch Street, Broadway, the northeasterly centerline prolongation of Middleton Street, Throop Avenue, Lorimer Street, a line 100 feet southwesterly of Throop Avenue, a line midway between Lynch Street and Middleton Street, a line 100 feet northeasterly of Union Avenue, a line 100 feet northeasterly of Harrison Avenue, Lorimer Street, Harrison Avenue, the southwesterly centerline prolongation of Walton Street, and Union Avenue; and
- establishing within a proposed R7A a C2-4 District bounded by:
 - Walton Street, Throop Avenue, Bartlett Street, and a line 100 feet southwesterly of Throop Avenue; and
 - Walton Street, a line 100 feet northeasterly of Harrison Avenue, a line 100 feet northerly of Flushing Avenue, a line perpendicular to the northwesterly street line of Whipple Street distant 50 feet northeasterly (as measured along the street line) from the point of intersection of the northwesterly street line of Whipple Street and the northerly street line of Flushing Avenue, Whipple Street, Flushing Avenue, and Harrison Avenue,;

as shown on a diagram (for illustrative purposes only) dated May 18, 2009 and subject to the conditions of CEQR Declaration E-238.

No. 2

CD1 N 090414 ZRK

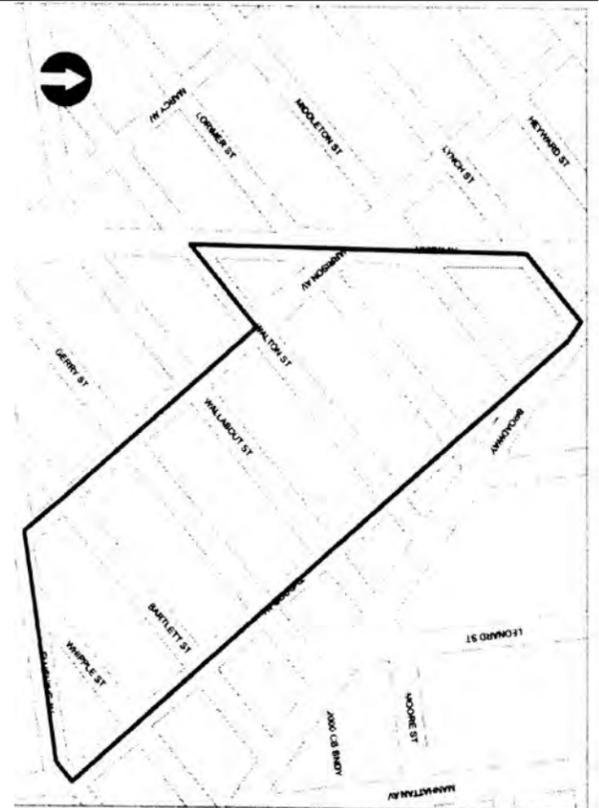
IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, relating to Article II, Chapter 3 (Bulk regulations for Residential Buildings in Residence Districts), Section 23-90, inclusive, relating to the extension of the Inclusionary Housing Program to proposed R6A and R7A Districts.

Underlined matter is new, to be added.
Matter in ~~strikeout~~ or crossed out is old, to be deleted.
* * * indicates where unchanged text appears in the Zoning Resolution.

APPENDIX F (7/29/09)
INCLUSIONARY HOUSING DESIGNATED AREAS
The boundaries of #Inclusionary Housing designated areas# are shown on the maps listed in this Appendix F. The #Residence Districts# listed for such areas shall include #Commercial Districts# where #residential buildings# or the #residential# portion of #mixed buildings# are governed by #bulk# regulations of such #residence districts#.

Brooklyn, Community District 1
In Waterfront Access Plan BK-1, as set forth in Section 62-352, and in the R6, R6A, R6B, R7A and R7-3 Districts within the areas shown on the following Maps 1, 2, and 3 and 4:

PROPOSED NEW MAP Map 4



Portion of Community District 1, Brooklyn
* * *

No. 3

CD 1 C 090415 HUK
IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development (HPD), pursuant to Section 505 of Article 15 of the General Municipal (Urban Renewal) Law of New York State and Section 197-c of the New York City Charter, for the First Amended Broadway Triangle Urban Renewal Plan for the Broadway Triangle Urban Renewal Area.

The First Amendment updates the land use of existing Sites 4A, 4B, 7A, and 7B from industrial to residential (the remaining industrial sites, 1A, 1B, 2 and 3 are being de-designated since these sites were not acquired pursuant to the Plan—the plan no longer includes any industrial sites); three privately owned properties, Block 2272, Lots 45, 46 and 147, are being acquired and added to existing Sites 7A and 7B to form a new Site 4; the plan no longer includes a commercial or public/semi-public land use; sites were renumbered to reflect site de-designations and reconfigurations; the boundary of the area has been modified to reflect site de-designations, and the language and format of the Plan have been revised to conform with HPD's current format for urban renewal plans; to facilitate the development of six sites containing residential, commercial and community facility uses within the Broadway Triangle Urban Renewal Area.

No. 4

CD1 C 090416 HAK
IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development (HPD):

1) pursuant to Article 16 of the General Municipal Law of New York State for:

a) the designation of property located at :

BLOCK	LOT	ADDRESS (UR Site Number and Name)
2269	14	68 Gerry Street : p/o Site 4 (Broadway Triangle Urban Renewal Area)
2269	16	72 Gerry Street (p/o Site 4 Broadway Triangle Urban Renewal Area)
2269	17	74 Gerry Street (p/o Site 4 Broadway Triangle Urban Renewal Area)
2269	18	76 Gerry Street (p/o Site 4 Broadway Triangle Urban Renewal Area)
2269	19	78 Gerry Street (p/o Site 4 Broadway Triangle Urban Renewal Area)
2269	23	86 Gerry Street (p/o Site 4 Broadway Triangle Urban Renewal Area)
2269	24	88 Gerry Street (p/o Site 4 Broadway Triangle Urban Renewal Area)
2269	25	90-92 Gerry Street (p/o Site 4 Broadway Triangle Urban Renewal Area)

- 2269 27 Urban Renewal Area
- 2269 27 84 Throop Avenue (p/o Site 4 Broadway Triangle Urban Renewal Area)
- 2269 28 86 Throop Avenue (p/o Site 4 Broadway Triangle Urban Renewal Area)
- 2269 29 88 Throop Avenue (p/o Site 4 Broadway Triangle Urban Renewal Area)
- 2269 30 90 Throop Avenue (p/o Site 4 Broadway Triangle Urban Renewal Area)
- 2269 31 92-94 Throop Avenue (p/o Site 4 Broadway Triangle Urban Renewal Area)
- 2269 33 69 Bartlett Street (p/o Site 4 Broadway Triangle Urban Renewal Area)
- 2269 35 65 Bartlett Street (p/o Site 4 Broadway Triangle Urban Renewal Area)
- 2269 36 59-63 Bartlett Street (p/o Site 4 Broadway Triangle Urban Renewal Area)
- 2269 39 57 Bartlett Street (p/o Site 4 Broadway Triangle Urban Renewal Area)
- 2269 40 55 Bartlett Street (p/o Site 4 Broadway Triangle Urban Renewal Area)
- 2269 41 53 Bartlett Street (p/o Site 4 Broadway Triangle Urban Renewal Area)
- 2269 42 51 Bartlett Street (p/o Site 4 Broadway Triangle Urban Renewal Area)
- 2269 43 47 Bartlett Street (p/o Site 4 Broadway Triangle Urban Renewal Area)
- 2269 45 43-45 Bartlett Street (p/o Site 4 Broadway Triangle Urban Renewal Area)
- 2269 47 41 Bartlett Street (p/o Site 4 Broadway Triangle Urban Renewal Area)
- 2269 48 39 Bartlett Street (p/o Site 4 Broadway Triangle Urban Renewal Area)
- 2269 49 37 Bartlett Street (p/o Site 4 Broadway Triangle Urban Renewal Area)
- 2269 50 35 Bartlett Street (p/o Site 4 Broadway Triangle Urban Renewal Area)
- 2272 11 34-36 Bartlett Street (p/o Site 7A Broadway Triangle Urban Renewal Area)
- 2272 45 11 Whipple Street
- 2272 46 9 Whipple Street
- 2272 49 669 Flushing Avenue (p/o Site 7B Broadway Triangle Urban Renewal Area)
- 2272 51 667 Flushing Avenue (p/o Site 7B Broadway Triangle Urban Renewal Area)
- 2272 52 665 Flushing Avenue (p/o Site 7B Broadway Triangle Urban Renewal Area)
- 2272 53 663 Flushing Avenue (p/o Site 7B Broadway Triangle Urban Renewal Area)
- 2272 108 24 Bartlett Avenue (p/o Site 7B Broadway Triangle Urban Renewal Area)
- 2272 147 5 Whipple Street

- b) an Urban Development Action Area Project for such area; and
- 2) pursuant to Section 197-c of the New York City Charter for the disposition of such property to a developer to be selected by HPD;

to facilitate the development of a six sites, tentatively known as Broadway Triangle, with approximately 488 residential units, commercial and community facility uses.

NOTICE

On Wednesday, September 9, 2009, at 9:00 a.m., in Spector Hall, at the Department of City Planning, 22 Reade Street, in lower Manhattan, a public hearing is being held by the Department of Housing Preservation and Development in conjunction with the above ULURP hearings to receive comments related to a Draft Environmental Impact Statement (DEIS) concerning applications for amendments of the Zoning Map, the Zoning Resolution and for the UDAAP designation and disposition of city-owned property related to the Broadway Triangle Urban Renewal Area.

This hearing is being held pursuant to the State Environmental Quality Review Act (SEQRA) and City Environmental Quality Review (CEQR), CEQR No. 09HPD019K.

**BOROUGH OF THE BRONX
Nos. 5, 6, 7 & 8
KINGSBRIDGE ARMORY
No. 5**

CD 7 C 090236 MMX
IN THE MATTER OF an application submitted by the Economic Development Corporation and Related Retail Armory, LLC pursuant to Sections 197-c and 199 of the New York City Charter, and Section 5-430 *et seq.* of the New York City Administrative Code, for an amendment to the City Map involving:

- the elimination, discontinuance and closing of a portion of Reservoir Avenue at its intersection with West Kingsbridge Road;
- the establishment of a Park (Barnhill Square);
- the adjustment of legal grades necessitated thereby; and
- any acquisition or disposition of real property related thereto,

in accordance with Map No. 13126, dated May 11, 2009, and signed by the Borough President.

No. 6

CD 7 C 090237 MMX
IN THE MATTER OF an application submitted by the Economic Development Corporation pursuant to Sections 197-c and 199 of the New York City Charter, and Section 5-430 *et seq.* of the New York City Administrative Code, for an amendment to the City Map involving:

- the elimination, discontinuance and closing of a portion of West 195th Street between Reservoir Avenue and Jerome Avenue;
- the adjustment of legal grades necessitated thereby; and
- any acquisition or disposition of real property related thereto,

in accordance with Map No. 13127, dated May 11, 2009, and signed by the Borough President.

No. 7

CD 7 C 090437 ZMX
IN THE MATTER OF an application submitted by Related Retail Armory, LLC and the Economic Development Corporation pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 3c: changing from an R6 District to a C4-4 District property bounded by West 195th Street*, Jerome Avenue, West Kingsbridge Road, and Reservoir Avenue*, as shown in a diagram (for illustrative purposes only) dated May 18, 2009.

*Note: West 195th Street and Reservoir Avenue are proposed to be narrowed under related concurrent applications C 090236 MMX and C 090237 MMX for changes to the City Map.

No. 8

CD 7 C 090438 PPX
IN THE MATTER OF an application submitted by the Department of Citywide Administrative Services (DCAS), pursuant to Section 197-c of New York City Charter, for the disposition of one city-owned property located at 29 West Kingsbridge Road (Block 3247, Lots 10 and p/o 2), pursuant to zoning.

NOTICE

On Wednesday, September 9, 2009, at 9:00 a.m., in Spector Hall, at the Department of City Planning, 22 Reade Street, in lower Manhattan, a public hearing is being held by the Office of the Deputy Mayor for Economic Development in conjunction with the above ULURP hearings to receive comments related to a Draft Environmental Impact Statement (DEIS) concerning applications for amendments of the City Map, the Zoning Map and for the disposition of city-owned property related to the Kingsbridge Armory.

This hearing is being held pursuant to the State Environmental Quality Review Act (SEQRA) and City Environmental Quality Review (CEQR), CEQR No. 08DME004X.

**BOROUGH OF MANHATTAN
Nos. 9-17
WESTERN RAIL YARD
No. 9**

CD 4 C 090408 MMM
IN THE MATTER OF an application, submitted by the Department of City Planning pursuant to Sections 197-c and 199 of the New York City Charter, for an amendment to the City Map involving:

- A change in grade on West 33rd Street, between Eleventh and Twelfth avenues, in accordance with Map No. C.P.C. 090408 MMM (Acc. No. 30230), dated May 18, 2009, and signed by the Director of the Department of City Planning.

No. 10

CD 4 C 090422 HAM
IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development (HPD):

- 1) pursuant to Article 16 of the General Municipal Law of New York State for:
 - a) the designation of property located at West 48th and West 49th streets, west of 10th Avenue (Block 1077, part of Lot 29), as an Urban Development Action Area; and
 - b) an Urban Development Action Area Project for such area; and
- 2) pursuant to Section 197-c of the New York City Charter for the disposition of such property to a developer to be selected by HPD;

to facilitate the development of a mixed-use building, tentatively known as The Westside Rail Yards/DEP Site, with residential and retail space.

No. 11

CD 4 C 090423 HAM
IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development (HPD):

- 1) pursuant to Article 16 of the General Municipal Law of New York State for:
 - a) the designation of property located at 806 Ninth Avenue (Block 1044, p/o Lot 3); as an Urban Development Action Area; and
 - b) an Urban Development Action Area Project for such area; and
- 2) pursuant to Section 197-c of the New York City Charter for the disposition of such property to a developer to be selected by HPD;

to facilitate the development of a mixed-use building, tentatively known as the Westside Rail Yard/MTA Site, with residential and commercial space.

No. 12

CD 4 N 090429 ZRM
IN THE MATTER OF an application submitted by the Department of City Planning pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, concerning Article IX Chapter 6 (Special Clinton District), Borough of Manhattan, Community District 4.

Underlined matter is new, to be added.
Matter in ~~strikeout~~ or crossed out is old, to be deleted.
* * * indicates where unchanged text appears in the Zoning Resolution.

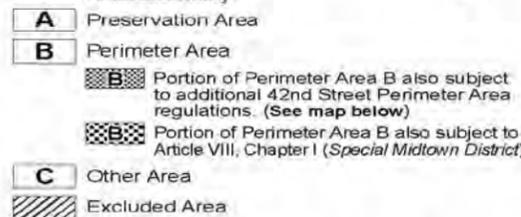
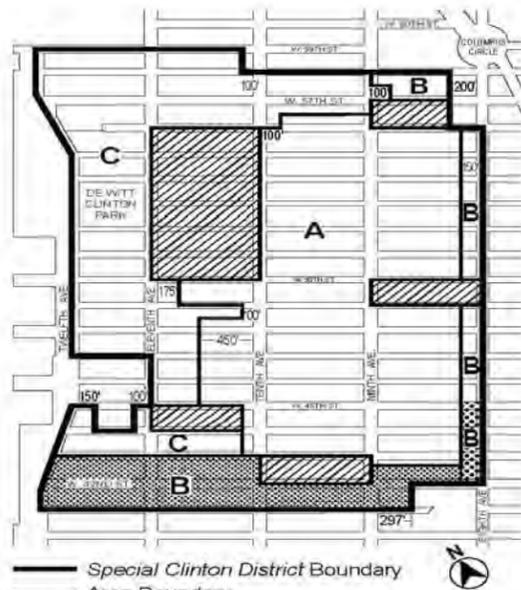
Article IX - Special Purpose Districts

Chapter 6
Special Clinton District

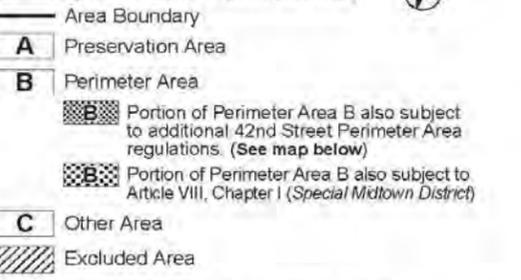
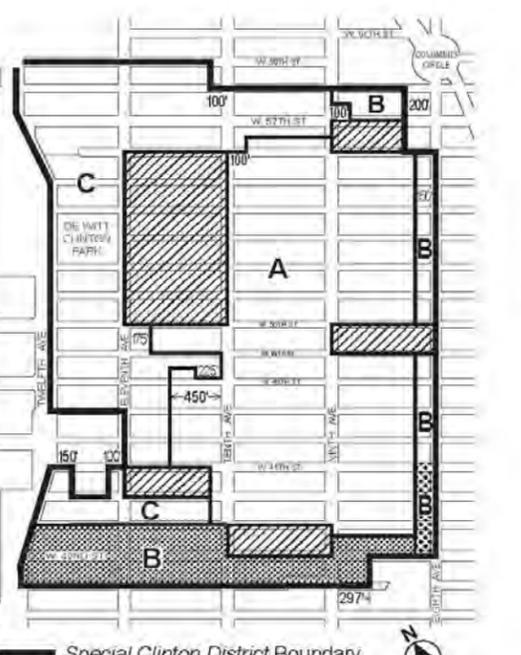
* * *

**Appendix A
Special Clinton District Map**

Existing



Proposed



No. 13

CD 4 C 090430 ZMM
IN THE MATTER OF an application submitted by New York City Department of City Planning pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 8c: establishing within an existing R8 District a C1-5 District bounded by West 54th Street, a line 525 feet easterly of Ninth Avenue, a line midway between West 54th Street and West 53rd Street, and a line 100 feet easterly of Ninth Avenue, as shown in a diagram (for illustrative purposes only) dated May 18, 2009.

No. 14

CD 4 C 090433 ZMM
IN THE MATTER OF an application submitted by RG WRY LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 8b:

- 1. changing from an M2-3 District to a C6-4 District property bounded by West 33rd Street, Eleventh Avenue, West 30th Street, and Twelfth Avenue; and
2. establishing a Special Hudson Yards District bounded by West 33rd Street, Eleventh Avenue, West 30th Street, and Twelfth Avenue;

as shown in a diagram (for illustrative purposes only) dated May 18, 2009.

No. 15

CD 4 N 090434 ZRM
IN THE MATTER OF an application submitted by RG WRY LLC, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, concerning Article IX, Chapter 3 (Special Hudson Yards District) relating to the addition of Western Rail Yard Subdistrict F and the expansion of the Special Hudson Yards District, Community District 4, Borough of Manhattan.

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

Article IX - Special Purpose Districts

Chapter 3
Special Hudson Yards District

* * *

93-00
General Purposes

The "Special Hudson Yards District" established in this Resolution is designed to promote and protect public health, safety and general welfare. These general goals include, among others, the following specific purposes:

* * *

- (j) to provide flexibility of architectural design within limits established to assure adequate access of light and air to the street, and thus to encourage more attractive and economic building forms;
(k) to provide a transition between the Hudson Yards District and the Hudson River to the west;
(l) to facilitate the restoration and reuse of the High Line elevated rail line as an accessible, public open space through special height and setback regulations; and
(m) (to) to promote the most desirable use of land and building development in accordance with the District Plan for the Hudson Yards and thus conserve the value of land and buildings and thereby protect the City's tax revenues.

93-01
Definitions

* * *

Hudson Yards Redevelopment Area
The "Hudson Yards Redevelopment Area" shall be the areas within the Special Hudson Yards District, Area P-2 of the Special Garment Center District, the 42nd Street Perimeter Area of the Special Clinton District, and the area bounded by the center line of Eleventh Avenue, the northern street line of West 43rd Street, the westerly prolongation of the northern street line of West 43rd Street to the U.S. Pierhead Line, the U.S. Pierhead Line, the westerly prolongation of the southern street line of West 29th Street to the U.S. Pierhead Line, and the southern street line of West 29th Street. However, the area bounded by the westerly side of Eleventh Avenue, the southerly side of West 43rd Street, the westerly side of Twelfth Avenue and the northerly side of West 30th Street West 33rd Street shall not be included in the Hudson Yards Redevelopment Area, except for any portion of such blocks containing a transit easement for subway-related use. Furthermore, the Hudson Yards Redevelopment Area shall not include any underground connections from a subway station to any use located on such excluded blocks or between any such uses.

* * *

Special Hudson Yards District (repeated from Section 12-10)

The "Special Hudson Yards District" is a Special Purpose District designated by the letters "HY" in which special regulations set forth in Article IX, Chapter 3, apply to all developments. The Special Hudson Yards District appears on the zoning maps superimposed on other districts and its regulations supplement and supersede those of the districts on which it is superimposed.
High Line

For the purposes of this Chapter, the "High Line" shall refer to the elevated rail line structure located between West 30th Street and West 33rd Street and between Eleventh and Twelfth Avenues.

High Line Bed

The "High Line bed" is the highest level of the horizontal surface (platform) of such elevated rail line structure.

93-03
District Plan and Maps

The regulations of this Chapter are designed to implement the Special Hudson Yards District Plan.

The District Plan includes the following four-nine maps:

- Map 1 - Special Hudson Yards District, Subdistricts and Subareas
Map 2 - Mandatory Ground Floor Retail
Map 3 - Mandatory Street Wall Requirements
Map 4 - Mandatory Sidewalk Widening
Map 5 - Transit Easements and Subway Entrances
Map 6 - Subdistrict F Site Plan
Map 7 - Subdistrict F Public Access Area Plan
Map 8 - Subdistrict F Mandatory Ground Floor Requirements

Map 9- Subdistrict F Mandatory Street Wall Requirements

The Maps are located within Appendix A of this Chapter and are hereby incorporated and made part of this Resolution. They are incorporated for the purpose of specifying locations where special regulations and requirements set forth in the text of this Chapter apply.

93-04
Subdistricts and Subareas

In order to carry out the provisions of this Chapter, six subdistricts are established, as follows:

- The Large-Scale Plan Subdistrict A
Farley Corridor Subdistrict B
34th Street Corridor Subdistrict C
Hell's Kitchen Subdistrict D
South of Port Authority Subdistrict E
Western Rail Yard Subdistrict F

* * *

93-052
Applicability of Chapter 3 of Article I

Public parking lots authorized pursuant to Section 13-552 (Public parking lots) prior to January 19, 2005, and accessory off-street parking facilities for which a special permit has been granted pursuant to Section 13-561 prior to January 19, 2005, may be renewed subject to the terms of such authorization or special permit.

The provisions of Chapter 3 of Article I in its entirety shall be applied to Subdistrict F.

* * *

93-10
USE REGULATIONS

The use regulations of the underlying districts are modified as set forth in this Section, inclusive. The only permitted change of use for the High Line shall be to provide publicly accessible open space in accordance with Section 93-75 (Publicly Accessible Open Spaces in Subdistrict F).

* * *

93-13
Special Office Use Regulations

93-131
Certification for office use

The provisions of this Section shall apply to all development or enlargement in the Hudson Yards Redevelopment Area with the exception of Subdistrict F.

- (a) No temporary certificate of occupancy from the Department of Buildings may be issued for any portion of a development or enlargement in the Hudson Yards Redevelopment Area that includes Use Group 6B offices constructed after January 19, 2005, until the Chairperson of the Department of City Planning certifies to the Commissioner of Buildings that:

* * *

93-132
Authorization for office use

The provisions of this Section shall apply to all development or enlargement in the Hudson Yards Redevelopment Area with the exception of Subdistrict F.

Where the amount of Use Group 6B office floor area in a development or enlargement will result in over 25 million square feet of such use developed or enlarged after January 19, 2005, within the Hudson Yards Redevelopment Area, and such development or enlargement utilizes increased floor area pursuant to Sections 23-90 (INCLUSIONARY HOUSING), 93-30 (SPECIAL FLOOR AREA REGULATIONS), inclusive, or 96-25 (Floor Area Bonus for New Legitimate Theater Use), such development or enlargement shall be permitted only upon authorization of the City Planning Commission that:

* * *

93-14
Retail Continuity Along Designated Streets

The following provisions shall apply to all Subdistricts in the Special Hudson Yards District, except that the provisions of this Section shall not apply along the northern street frontage of West 35th through West 39th Streets within 100 feet of Eleventh Avenue, as shown on Map 2. However, any zoning lot fronting on such streets and partially within 100 feet of Eleventh Avenue may, as an alternative, apply the provisions of this Section to the entire West 35th, West 36th, West 37th, West 38th or West 39th Street frontage of the zoning lot.

- (a) Retail continuity along designated streets in Subdistricts A-E

Map 2 (Mandatory Ground Floor Retail) in Appendix A of this Chapter specifies locations where the special ground floor use and transparency requirements of this Section apply. Such regulations shall apply along either 100 percent or 50 percent of the building's street frontage, as indicated on Map 2.

Uses located on the ground floor level or within five feet of curb level, and within 50 feet of the street line shall be limited to commercial uses permitted by the underlying district, but not including uses listed in Use Groups 6B, 6E, 7C, 7D, 8C, 8D, 9E, 10B, 11 or 12D.

A building's street frontage shall be allocated exclusively to such uses, except for lobby space, entryways or entrances to subway stations. In no event shall the length of street frontage occupied by lobby space or entryways exceed, in total, 40 feet or 25 percent of the building's total street frontage, whichever is less, except that the width of a lobby need not be less than 20 feet.

For any new development or enlargement on such designated streets glazing shall be provided in accordance with the provisions set forth in paragraph (c) of this Section 93-14.

- (b) Retail continuity along designated streets in Subdistrict F

Map 8 (Subdistrict F Mandatory Ground Floor Requirements) in Appendix A of this Chapter specifies locations where the special ground floor use and transparency requirements of this Section 93-14 apply. Such regulations shall apply

along either 100 percent or 70 percent of the building's street frontage, as indicated on Map 8.

- (1) Along Eleventh Avenue

The ground floor retail provisions established in paragraph (a) of this Section 93-14 shall apply to the ground floor street frontage of buildings along Eleventh Avenue. In addition if a street frontage is occupied by a Bank as listed in Use Group 6, such a street frontage shall not exceed a street wall width, in total, of 25 feet.

- (2) Along designated streets other than Eleventh Avenue

In addition to the uses listed in paragraph (a) of this Section 93-14, the following community facility uses from Use Groups 3 and 4 as well as the following commercial use from Use Group 6B shall be permitted on the ground floor level of a building or within five feet of curb level for frontages along designated streets (as shown in Map 8) other than Eleventh Avenue.

- From Use Group 3:
Art galleries (Non-Commercial)
Libraries
Museums
Nursery, kindergarten, elementary or secondary schools (with no living or sleeping accommodations)

- From Use Group 4:
Ambulatory diagnostic and treatment health care facilities
Community centers
Recreation centers, non-commercial
Houses of worship

- From Use Group 6B:
Veterinary medicine, limited to small animals

A minimum of 70 percent of the aggregate width of street wall shall be occupied by uses permitted in this Section 93-14. A minimum of 50 percent of the street frontage of a building shall be allocated exclusively to uses listed in paragraph (a) of this Section and/or Use Group 3 uses listed in this paragraph (b) (2). In addition, a maximum of 20 percent of the street frontage of a building shall be permitted to provide the Use Group 4 and 6B uses listed in this paragraph (b) (2). However, if a street frontage is occupied by a Bank as listed in Use Group 6, such a street frontage shall not exceed a street wall width, in total, of 25 feet.

The remaining portion of the street wall may be occupied by uses listed in this Section 93-14, or by lobby space, mechanical space or entrances to accessory parking garages, provided that:

- (i) The maximum width of a lobby shall be 40 feet, or 25 percent of the street wall, whichever is less. However, if more than one lobby is provided, the aggregate width of street wall occupied by such lobbies shall not exceed 60 feet; and
(ii) The maximum width of a street wall occupied by an entrance to accessory parking spaces shall not exceed 35 feet.

For any new development or enlargement on such designated streets glazing shall be provided in accordance with the provisions set forth in paragraph (c) of this Section.

- (c) Transparency

Each ground floor level street wall of a commercial or community facility use, as set forth in this Section 93-14, shall be glazed with materials which may include show windows, glazed transoms or glazed portions of doors. Such glazing shall occupy at least 70 percent of the area of each such ground floor level street wall, measured to a height of 10 feet above the level of the adjoining sidewalk, or public access area, whichever is higher. Not less than 50 percent of the area of each such ground floor level street wall shall be glazed with transparent materials and up to 20 percent of such area may be glazed with translucent materials.

For any new development or enlargement on such designated streets, each ground floor street wall shall be glazed with materials which may include show windows, glazed transoms or glazed portions of doors. Such glazed area shall occupy at least 70 percent of the area of each such ground floor street wall, measured to a height of 10 feet above the level of the adjoining sidewalk or public access area. Not less than 50 percent of such area shall be glazed with transparent materials and up to 20 percent of such area may be glazed with translucent materials.

For developments or enlargements fronting upon Hudson Boulevard that are adjacent to existing buildings located within the Hudson Boulevard street bed or public park, the Hudson Boulevard street wall of such new development or enlargement shall be designed in a manner that will enable the glazing requirements of this Section to be met upon demolition of the buildings within such street bed or public park and, within six months of such demolition, such glazing requirements shall be complied with.

The provisions of this Section shall not apply along the northern street frontage of West 35th through West 39th Streets within 100 feet of Eleventh Avenue, as shown on Map 2. However, any zoning lot fronting on such streets and partially within 100 feet of Eleventh Avenue may, as an alternative, apply the provisions of this Section to the entire West 35th, West 36th, West 37th, West 38th or West 39th Street frontage of the zoning lot.

* * *

93-17
Modification of Sign Regulations

- (a) Subdistricts A, B, C, D, and E

Within Subdistricts A through E, the

underlying #sign# regulations shall apply, except that #flashing signs# shall not be allowed within 100 feet of Hudson Boulevard, its northerly prolongation to West 39th Street and its southerly prolongation to West 33rd Street. Furthermore, #flashing signs# shall not be allowed on any portion of a #building# fronting upon the outdoor plaza required in the Eastern Rail Yards Subarea A1, pursuant to Section 93-71.

(b) Subdistrict F

For the purposes of calculating the permitted #surface area of a #sign#, each Site set forth on Map 6 (Subdistrict F Site Plan) shall be considered a separate #zoning lot#.

(1) Along the #High Line#

The #sign# regulations of the underlying districts shall not apply to #signs# located within 50 feet of the #High Line#, except for #signs# located entirely below the level of the #High Line bed# In lieu thereof, the #sign# regulations of a C1 District shall apply, except that #accessory signs# located within the #High Line# frontage may have a maximum height of 20 feet above the level of the #High Line bed#.

No #signs# affixed to or resting upon the #High Line# shall be permitted, except as pursuant to a signage plan for the #High Line#, as authorized by the City Planning Commission, provided the Commission finds that such signage plan will:

- (i) Enhance the use of the #High Line# by providing signage that is consistent with the use of the #High Line# as a public open space;
(ii) Provide, at a minimum, directional, informational and interpretive signage consistent with the use of the #High Line# as a public open space;
(iii) Be integrated with the design of the #High Line# open space; and
(iv) Not adversely affect #development# adjacent to the #High Line# and in the surrounding neighborhood.

(2) Other locations

Within Subdistrict F, the underlying #sign# regulations shall apply for #signs# located beyond 50 feet of the #High Line#, and for portions of #signs# located entirely below the level of the #High Line bed# along West 30th Street, except that #flashing signs# shall not be permitted in Subdistrict F.

* * *
93-20
FLOOR AREA REGULATIONS

* * *
93-22
Floor Area Regulations in Subdistricts B, C, D, E and F
(a) Subdistricts B, C, D, and E

In Subdistricts B, C, D, E the basic maximum #floor area ratio# is determined by the subdistrict and, where applicable, subarea, as specified in the table in this Section. The basic maximum #floor area ratios# for non-residential buildings# are set forth in Row A, and the basic maximum #floor area ratios# for #buildings# containing #residences# are set forth in Row B. Such basic maximum #floor area ratios# may be increased to the amount specified in Row C only pursuant to Section 93-31 (District Improvement Fund Bonus) or as otherwise specified in Sections 93-221 through 93-224.

Notwithstanding the provisions of this Section, the basic maximum permitted #floor area ratio# may be increased on an "adjacent lot" pursuant to Section 74-79 (Transfer of Development Rights from Landmark Sites), provided that the maximum #floor area# transferred from the landmark lot does not exceed the basic maximum permitted #floor area ratio# less the total #floor area# of all #buildings# on the landmark lot.

* * *
(b) Subdistrict F

In Subdistrict F, the #floor area ratio# provisions of Section 93-225 shall apply.

* * *
93-225
Floor Area Regulations in Subdistrict F

In Subdistrict F, the maximum #floor area ratio# for #residential#, #community facility# and #commercial use# shall be as follows:

- (a) The maximum #residential floor area ratio# shall be 8.0;
(b) The maximum #community facility floor area ratio# shall be 2.0. However, any floor space occupied by a public #school# constructed in whole or in part pursuant to agreement with the New York City School Construction Authority and subject to the jurisdiction of the New York City Department of Education may be exempted from the definition of #floor area# for the purposes of calculating the permitted #community facility floor area ratio# and the total maximum #floor area ratio# of the #zoning lot#;
(c) The maximum #commercial floor area ratio# shall be 8.0; and
(d) The total maximum #floor area ratio# shall be 10.0, except as modified pursuant to Section 93-23 (Modifications of Inclusionary Housing Program).

93-23
Modifications of Inclusionary Housing Program
The provisions of Section 23-90 (INCLUSIONARY HOUSING) shall be applicable within the #Special Hudson Yards District# and Area P2 of the #Special Garment Center District#, except as modified in this Section. However, the modifications set forth in this Section shall not be applicable in the area bounded by West 35th Street, Eighth Avenue, West 33rd Street, and a line 100 feet east of and parallel to Ninth Avenue, where the underlying provisions of Section 23-90 shall apply, and shall only be applicable in Subdistrict

F as modified by Section 93-233.

* * *
93-232
Floor area increase in Subdistricts B, C, D, and E, and Preservation Area P2

The provisions of Section 23-94 (Floor Area Compensation) shall not apply. In lieu thereof, the #floor area# compensation provisions of this Section shall apply. In accordance with the provisions set forth in Section 93-22 (Floor Area Regulations in Subdistricts B, C, D and E,) or 121-31 (Maximum Permitted Floor Area), the maximum permitted #residential floor area ratio# for #developments# or #enlargements# that provide Inclusionary Housing may be increased, as follows:

* * *
93-233
Lower income housing requirements
Floor area increase for affordable housing in Subdistrict F

The #floor area# of any #building# containing #residences# in Subdistrict F may be increased by up to five percent, and such increase may be in excess of the maximum #floor area ratio# of 8.0 for #residential use#, and the total maximum #floor area ratio# of 10.0 provided that:

- (a) At least 20 percent of the #residential floor area# in such #building#, inclusive of any #floor area increase# permitted by this Section, shall be occupied by #lower income households#, as defined in Section 23-93;
(b) Such #building# shall comply with the provisions of Section 93-234 (Lower Income Housing Requirements) for onsite new construction; and
(c) The sum of all #floor area# increases permitted pursuant to this Section does not exceed 0.4 times the total #lot area# of Subdistrict F.

93-234
Lower income housing requirements

#Developments# that increase #floor area# in accordance with the provisions of this Section shall comply with the lower income housing requirements of Section 23-95, except as modified in this Section.

* * *
93-30
SPECIAL FLOOR AREA REGULATIONS

93-31
District Improvement Fund Bonus
Except in Subdistrict F, in the #Special Hudson Yards District# and Area P-2 of the #Special Garment Center District#, the Chairperson of the City Planning Commission shall allow, by certification, the applicable basic maximum #floor area ratio# to be increased up to the maximum amount specified in Sections 93-21, 93-22 or 121-31, as applicable, provided that instruments in a form acceptable to the City are executed and recorded and that, thereafter, a contribution has been deposited in the #Hudson Yards District Improvement Fund#. The execution and recording of such instruments and the payment of such non-refundable contribution shall be a precondition to the filing for or issuing of any building permit allowing more than the basic maximum #floor area# for such #development# or #enlargement#.

* * *
93-40
HEIGHT AND SETBACK REGULATIONS

* * *
93-42
Height and Setback in Subdistricts A through E
In Subdistricts A through E, the underlying height and setback regulations shall not apply, except as set forth in Section 93-542 (Height and setback in Subareas D4 and D5). In lieu thereof, the provisions of this Section shall apply. These regulations are further modified in certain locations as set forth in Section 93-50 (SPECIAL HEIGHT AND SETBACK REGULATIONS IN SUBDISTRICTS A THROUGH E). The rooftop regulations set forth in Section 93-41 shall apply. The height of all #buildings or other structures# shall be measured from #curb level#.

In Subareas D4 and D5 of the Hells Kitchen Subdistrict, the underlying height and setback regulations shall apply as set forth in Section 93-542 (Height and setback in Subareas D4 and D5), as modified by Section 93-41 (Rooftop Regulations).

In Subdistricts A, B, and C, Subareas D1, D2 and D3 of the Hells Kitchen Subdistrict, and Subdistrict E, the underlying height and setback regulations shall not apply. In lieu thereof, the provisions of Section 93-41 (Rooftop Regulations) and paragraphs (a) through (d) of this Section shall apply. These regulations are further modified in certain locations as set forth in Section 93-50 (SPECIAL HEIGHT AND SETBACK REGULATIONS). The height of all #buildings or other structures# shall be measured from #curb level#.

In Subdistrict F, the underlying height and setback regulations shall not apply. In lieu thereof, the provisions of Section 93-41 (Rooftop Regulations) and Section 93-56 (Special Height and Setback Regulations in Subdistrict F) shall apply.

* * *
93-50
SPECIAL HEIGHT AND SETBACK REGULATIONS IN SUBDISTRICTS A THROUGH E

In Subdistricts A through E, B, and C, and Subareas D1, D2 and D3 of the Hells Kitchen Subdistrict, and Subdistrict E, the height and setback regulations set forth in paragraphs (a) through (d) of Section 93-42 shall apply, except that such regulations are modified in certain locations as set forth in this Section. Such modifications include the establishment of #street wall# location regulations, minimum base heights and maximum length of building walls for towers, and modifications of maximum base heights, depths of required setbacks, and tower #lot coverage#. Special provisions for recesses and sidewalk widenings are as follows:

* * *
(b) Sidewalk Widenings

Where a #street wall# is required to extend along the entire #street# frontage of a #zoning lot#, and such #street# is intersected by a #street# with a mandatory sidewalk widening, no #street wall# shall be required within such sidewalk widening. Where corner articulation rules apply, the inner boundary of any required sidewalk widening may be considered to be the #street line#. The mandatory #street wall# requirements are illustrated on Map 3 in Appendix A of this Chapter.

Where sidewalk widening lines are specified, such lines shall be parallel to and five or ten feet from the #street line#, as required pursuant to Section 93-61 and illustrated on Map 4 (Mandatory Sidewalk Widenings) in Appendix A.

In Subdistrict F, the provisions of Section 93-41 (Rooftop Regulations) and Section 93-56 (Special Height and Setback Regulations in Subdistrict F) shall apply.

* * *
93-56
Special Permit for Modification of Height and Setback Regulations
Special Height and Setback Regulations in Subdistrict F

The height and setback regulations set forth in this Section 93-56, inclusive, shall apply to specific sites identified as Sites 1 through 6 on Map 6 (Subdistrict F Site Plan) in Appendix A of this Chapter. Portions of a #building# located entirely below grade, and exempt from the definition of #floor area# shall be permitted to extend beyond such designated site locations. However, Site 6 may be extended in a westerly direction, by up to 40 feet to accommodate a public #school# in accordance with the provisions of paragraph (b) of Section 93-568 (Site 6).

Map 4 (Mandatory Sidewalk Widenings) in Appendix A of this Chapter identifies the location of a sidewalk widening required along Eleventh Avenue that is referenced in this Section 93-56, inclusive. Regulations governing the design of this sidewalk widening are set forth in Section 93-61 (Sidewalk Widenings).

Public Access Areas in Subdistrict F shall be comprised of publicly accessible open spaces, private streets and pedestrian ways. Map 7 (Subdistrict F Public Access Area Plan) in Appendix A of this Chapter, identifies the location of publicly accessible open spaces, private streets, and pedestrian ways which are referenced in this Section 93-56.

Publicly accessible open spaces are comprised of the 'Western Open Space', the 'Central Open Space', the 'Southwest Open Space', the 'Northeast Plaza', the 'Midblock Connection', and the '#High Line#'. General rules governing such publicly accessible open spaces are set forth in Section 93-75 (Publicly Accessible Open Spaces in Subdistrict F).

Publicly accessible private streets are comprised of the 'Northern Street' (including the alley) and the 'Southern Street'. Publicly accessible pedestrian ways are comprised of the 'West 30th Street Corridor', and the 'Connector'. General rules governing such private streets and pedestrian ways are set forth in Section 93-76 (Publicly Accessible Private Streets and Pedestrian Ways in Subdistrict F).

The chairperson of the City Planning Commission may modify the height and setback regulations set forth in this Section provided that the Chairperson certifies to the Commissioner of Buildings that such a change is the minimum necessary to accommodate the ventilation requirements of the below-grade rail operations. Any application for such change shall include a Mechanical Plan that conveys the extent of the needs and required modifications, as well as a letter from the Metropolitan Transit Authority describing the needs for such modifications.

93-561
General rules for Subdistrict F

The following regulations shall apply to all #buildings or other structures# within Sites 1 through 6:

- (c) #Street wall# location
For the purposes of applying the height and setback regulations of this Section 93-56, inclusive, wherever a #building# fronts upon any publicly accessible open space, private street, or pedestrian way as shown on Map 7, the boundary of such publicly accessible open spaces, private streets, pedestrian ways shall be considered to be a #street line#. Furthermore, for the purposes of applying such height and setback regulations, the sidewalk widening line required along Eleventh Avenue shall be considered the Eleventh Avenue #street line#.

Wherever a #building# on Sites 1, 5 or 6 faces the #High Line#, the #street wall# shall not be located closer than five feet to the edge of the #High Line# (as shown on Map 7).

(b) Measurement of #building# heights

(1) Measurement of #street wall# heights

For portions of a #building# that front upon a publicly accessible sidewalk, the maximum base height, and, where applicable, transition height of a #street wall# shall be measured from the mean level of the public sidewalk that such #street wall# fronts upon. For portions of a #building# that front upon publicly accessible open spaces in which no sidewalks are provided adjacent to a #street wall#, the maximum base height, or, where applicable, transition height of a #street wall# shall be measured from the mean level of the final grade of the open space that such #street wall# fronts upon. However, the following #street wall# heights shall be measured from the #High Line bed#:

- (i) On Site 6, the portion of a #street wall# above the #High Line bed# facing the #High Line# beyond 60 feet of Eleventh Avenue; and
(ii) On Site 6 along the Southwest Open Space within 60 feet of the #High Line#.

(2) Measurement of tower heights

The height of a tower of a #building# shall be measured from the highest level of the adjoining public sidewalk or finished grade adjoining such #building# on its respective site, except that on Site 5 the height of the tower shall be measured from the #High Line bed#. Where minimum height differences are required between towers, such heights, for each tower, shall be measured from the Manhattan Datum, which is 2.75 feet above Sea Level.

(c) Towers

Criteria for towers on Sites 1 through 6 are set forth in this Section 93-56, inclusive. The minimum distance between all such towers shall be 60 feet.

93-562
Street wall regulations for certain streets

The locations of all #street walls# identified in this Section 93-562 are shown on Map 9 (Subdistrict F Mandatory Street Wall Requirements) in Appendix A of this Chapter.

(a) Applicability

The provisions of this Section 93-562 shall apply to:

- (1) All #street walls# of #buildings# on Site 1:
 - (i) That front along the Northern Street;
 - (ii) That front along the Western Open Space within 60 feet of the Northern Street; and
 - (iii) That front along the Midblock Connection within 60 feet of the Northern Street.
- (2) All #street walls# of #buildings# on Site 2:
 - (i) That front along Eleventh Avenue south of the Northeast Plaza;
 - (ii) That front along the Northern Street; and
 - (iii) That front along the Midblock Connection within 60 feet of the Northern Street.
- (3) All #street walls# of a #building# on Site 4:
 - (i) That front along Eleventh Avenue;
 - (ii) That front along the Northern Street within 50 feet of Eleventh Avenue; and
 - (iii) That front along the Southern Street within 50 feet of Eleventh Avenue.
- (4) All #street walls# of a #building# on Site 6:
 - (i) That front along Eleventh Avenue five feet north of the #High Line#;
 - (ii) That front along the Southern Street;
 - (iii) That front along the #High Line#, completely above the #High Line bed#;
 - (iv) That front along the Southwest Open Space within 60 feet of the #High Line#; and
 - (v) That front along the Southwest Open Space within 60 feet of the Southern Street.

(b) #Street wall# location

All #street walls# of #developments# or #enlargements# identified in paragraph (a) of this Section shall be located on the #street line#. All such #street walls# shall extend along the entire #street# frontage of the site, or required portion identified in paragraph (a) of this Section. However, such #street wall# location rules may be modified in accordance with the recess provisions of paragraph (c) of this Section.

(c) Recesses

- (1) Ground floor recesses up to three feet deep shall be permitted for access to #building# entrances;
- (2) To allow for corner articulation, the required #street wall# may be located anywhere within an area bounded by intersecting #street lines# and lines 15 feet from and parallel to such lines;
- (3) To ensure variation in the required #street wall#, a #building# shall provide recesses or ground floor level setbacks in accordance with the following provisions.
 - (i) A minimum of 20 percent of the #aggregate width of street walls# shall provide a minimum recess of three feet from the #street wall# above the level of the second #story#, except for the portion of Site 6 which fronts along the High Line, such recess shall be provided above the level of the first #story#. However, no portion of such recess shall be located within 30 feet of the intersection of two #street lines#, except where corner articulation is provided in accordance with paragraph (2) of this paragraph.
 - (ii) A maximum of 30 percent (or 50 percent for Site 4) of the #aggregate width of street walls# may provide a recess of up to 15 feet at any level, which may extend to the height of the building base, and, may allow for portions of towers to rise without setback from the ground floor level. However, no such setbacks shall be permitted within 30 feet of the intersection of two #street lines#, except where corner articulation is provided in accordance with paragraph (2) of this paragraph.

93-563 Site 1

In addition to the applicable requirements set forth in Section 93-562, the provisions of this Section 93-563 shall apply to #buildings# on Site 1.

(a) Building base

- (1) Facing West 33rd Street

The #street wall# of the #development# or #enlargement# facing West 33rd Street may rise without setback to a maximum base height of 120 feet before a setback is required. However, no setbacks shall be required within 150 feet of Twelfth Avenue.
- (2) Facing the Northern Street

The provisions of this paragraph (2) shall apply to #street walls# facing the Northern Street, the Western Open Space and the Midblock Connection within 60 feet of the Northern Street. Such #street walls# shall rise without setback to a minimum base height of 60 feet and a maximum base height of 90 feet.

(3) Facing the Western Open Space

The provisions of this paragraph (3) shall apply to #street walls# facing the Western Open Space beyond 60 feet of its intersection with the Northern Street. The #street wall# of the #development# or #enlargement# may rise without setback to a maximum base height of 90 feet before a setback is required. However, no setbacks shall be required within 150 feet of Twelfth Avenue.

(b) Transition height

All portions of a #building# that exceed the applicable maximum base height specified in paragraph (a) of this Section shall be set back in accordance with the provisions of this paragraph (b), except that where towers are provided directly above a portion of the transition height, such a portion of transition height located directly below a tower shall provide setbacks in accordance with the tower provisions of paragraph (c) of this Section.

Portions of a #building# facing West 33rd Street that exceed the maximum base height shall be set back from the West 33rd Street #street line# a minimum of 20 feet. Portions of a #building# facing the Western Open Space that exceed the maximum base height shall be set back from the #street wall# of a #building# facing the Western Open Space a minimum of 30 feet. However, in both cases, no such setback shall be required within 150 feet of Twelfth Avenue.

Above the maximum base height a #street wall# may rise to a maximum transition height equal to one-half the height of the #street wall# of the #building# base facing the Western Open Space. Such a transition height shall not exceed a maximum height of 135 feet.

All portions of a #building# that exceed the maximum transition height shall comply with the tower provisions of paragraph (c) of this Section.

(c) Towers

All #stories# of a #development# or #enlargement# located partially or wholly above the maximum transition height shall be considered a 'tower' and shall comply with the provisions of this paragraph.

(1) Required setbacks

All towers, or portions of a transition height located beneath a tower, shall be set back at least 15 feet from the #street line# of West 33rd Street and from the #street walls# of the #building# facing the Northern Street, except that the depth of such set back distance may include the depth of any permitted recesses. However, no setbacks shall be required within 150 feet of Twelfth Avenue, along the Western Open Space, or along the Midblock Connection to allow portions of towers that comply with the provisions of sub-paragraphs (2) and (3) of this paragraph (c) to rise without setback.

(2) Maximum floor plate

If more than one tower is provided on Site 1, the aggregate gross area of any such tower #stories#, measured at any height, shall not exceed 24,000 square feet.

(3) Maximum length and height

The outermost walls of all #stories# of a tower, when viewed from above, shall be inscribed within a rectangle where the east-west dimension shall not exceed a length of 110 feet and the north-south dimension shall not exceed a length of 160 feet. Where more than one tower is located on Site 1, each tower shall comply independently with such maximum dimensions.

If more than one tower is located on Site 1, the height of the easternmost tower shall be a minimum of 100 feet greater than the height of the westernmost tower.

All #buildings# that exceed a height of 300 feet shall provide articulation in accordance with Section 93-569 (Tower Top Articulation).

93-564 Site 2

In addition to the applicable requirements set forth in Section 93-562, the provisions of this Section 93-564 shall apply to #buildings# on Site 2.

(a) Building base

(1) Facing Eleventh Avenue

The provisions of this paragraph (1) shall apply to #street walls# facing Eleventh Avenue (exclusive of #street walls# facing the Northeast Plaza), and the Northern Street within 60 feet of Eleventh Avenue. Such #street walls# shall rise without setback to a minimum height of 120 feet and a maximum height of 150 feet. Above a height of 150 feet, all portions of such #building# shall be set back from the #street wall# of the #building# at least 15 feet, except such set back distance may include the depth of any permitted recesses. These building base provisions may apply along the Northern Street #street line# beyond 60 feet of Eleventh Avenue, up to a maximum distance of 100 feet from Eleventh Avenue.

(2) Facing the Northern Street

The provisions of this paragraph (2) shall apply to #street walls# facing the Northern Street beyond 60 feet of Eleventh Avenue (or beyond 100 feet if the optional building base provisions of sub-paragraph (1) of this paragraph (a) are applied along the Northern Street), and the Midblock Connection within 60 feet of the Northern Street. Such #street walls# shall rise without setback to a minimum height of 90 feet and a maximum height of 120 feet. Above a height of 120 feet, all portions of such #buildings# facing the Northern Street shall be set back from the #street wall# of the #building# at least 15 feet, except such set back distance may include the depth of any permitted recesses. Portions of #street walls# along the Midblock Connection within 60 feet of the Northern Street need not setback after the maximum base height to allow tower portions that comply with the provisions of paragraph (b) of this Section to rise without setback.

(3) Facing West 33rd Street

#Street walls# facing West 33rd Street (exclusive of the Northeast Plaza) may rise without setback to a maximum base height of 150 feet. Above a height of 150 feet, setbacks shall be required as follows:

- (i) Portions of a #building# facing West 33rd Street within 150 feet of the Eleventh Avenue #street line# shall provide a 15 foot setback from the #street line# of West 33rd Street;
- (ii) Portions of a #building# beyond 150 feet of Eleventh Avenue that do not exceed an #aggregate width of street wall# of 150 feet, as measured along the West 33rd Street #street line# shall be permitted to rise without setback; and
- (iii) Portions of a #building# located beyond 150 feet of Eleventh Avenue, which exceed the #aggregate width of street wall# of 150 feet as measured along the West 33rd Street #street line# shall be set back a minimum of 15 feet from the #street line# of West 33rd Street.

All portions of a #building# that exceed a height of 150 feet shall comply with the tower provisions of paragraph (b) of this Section.

(b) Towers

All #stories# of a #development# or #enlargement# located partially or wholly above a height of 150 feet shall be considered a 'tower' and shall comply with the provisions of this paragraph (b). Not more than one tower shall be allowed on Site 2.

(1) Maximum floor plate

The gross area of any tower #story# shall not exceed 40,000 square feet. However, if a tower complies with the provisions of sub-paragraph (2) (i)-(ii) of this paragraph (b), such 40,000 square foot limitation shall not apply to any #story# located entirely below a height of 250 feet.

(2) Maximum length and height

The outermost walls of all #stories# of a tower, when viewed from above, shall be inscribed within a rectangle where the east-west dimension shall not exceed a length of 250 feet below a height of 400 feet. Above a height of 400 feet, such rectangle shall not exceed a length of 225 feet. However if setbacks are provided as follows, such lengths shall not apply to the portion of a #building# below a height of 250 feet provided:

- (i) All tower #stories# are set back at least 50 feet from the Eleventh Avenue #street line#; and
- (ii) All tower #stories# are set back at least 15 feet from the Midblock Connection #street line#.

All #buildings# that exceed a height of 300 feet shall provide articulation in accordance with Section 93-569 (Tower Top Articulation).

93-565 Site 3

The regulations of this Section 93-565 shall apply to all #buildings# within Site 3.

All #stories# of a #development# or #enlargement# located wholly or partially above the highest level of the adjoining public sidewalk or finished grade on Site 3 shall be considered a 'tower' and shall comply with the provisions of this Section 93-565. Not more than one tower shall be permitted on Site 3.

(a) Ground floor

A maximum of 6,000 square feet of the ground floor shall be permitted to provide #residential uses#. The remaining portion of the ground floor shall provide an area that is accessible to the surrounding publicly accessible open spaces listed in Section 93-75. Such space may be open or enclosed, but shall have height of at least 40 feet measured from the level of an adjoining finished grade or sidewalk.

If open, such space shall be considered part of the Central Open Space and comply with the regulations set forth in 93-75.

If enclosed, such space shall provide ground floor #uses# pursuant to Section 93-14, and shall adjoin a minimum of 70 percent of the perimeter of the

outermost walls of the ground floor of the #building# to a minimum depth of 30 feet. Such outermost wall shall be at least 70 percent glazed with transparent material to a height of 40 feet.

(b) Maximum floor plate

The gross area of any #story# of a #building# on Site 3 shall not exceed 12,000 square feet.

(c) Maximum length and height

The maximum horizontal dimension of the tower, measured in any direction, shall not exceed 145 feet. However, if the angle of the tower's maximum horizontal dimension is aligned within 15 degrees of a diagonal line bisecting the Site 3 rectangle in plan (as shown on Map 6) from its southwest corner to its northeast corner, then the maximum horizontal dimension measured in this direction may be increased to 160 feet, provided that the maximum dimension measured perpendicular to such increased dimension does not exceed a length of 120 feet.

The maximum height of a #building# within Site 3 shall be a minimum of 100 feet taller than the #building# height of Site 5.

All #buildings# that exceed a height of 300 feet shall provide articulation in accordance with Section 93-569 (Tower Top Articulation).

93-566 Site 4

In addition to the applicable requirements set forth in Section 93-562, the provisions of this Section 93-566 shall apply to #buildings# on Site 4. Not more than one tower shall be permitted on Site 4.

(a) Street wall location along Northern and Southern Streets

Any portion of a #street wall# facing the Northern Street within 100 feet of Eleventh Avenue shall be set back at least 15 feet from the Northern Street #street line#, which shall coincide with the northern edge of the Site 4 boundary. Any portion of a #street wall# facing the Northern Street that extends beyond 100 feet of Eleventh Avenue as measured along the Northern Street #street line# shall be set back at least 30 feet from the Northern Street #street line#. Any portion of a #street wall# facing the Southern Street that extends beyond 100 feet of Eleventh Avenue as measured along the Southern Street #street line# shall be set back at least 15 feet from the Southern Street #street line#.

(b) Building base facing Eleventh Avenue

The provisions of this paragraph (b) shall apply to #street walls# below a height of 120 feet facing Eleventh Avenue and the Northern and Southern Streets within 50 feet of Eleventh Avenue. Such #street walls# shall rise without setback to a minimum height of 90 feet and a maximum height of 120 feet. Above a height of 120 feet, all portions of a #building# facing Eleventh Avenue shall be set back from the #street wall# of the #building# at least 15 feet, except such set back distance may include the depth of any permitted recesses. Portions of #street walls# along the Northern and the Southern Streets within 50 of Eleventh Avenue need not setback after the maximum base height to allow tower portions that comply with the provisions of paragraph (c) below to rise without setback.

All portions of a #building# that exceed the maximum base height of 120 feet shall comply with the tower provisions of paragraph (c) of this Section.

(c) Towers

All #stories# of a #development# or #enlargement# located partially or wholly above the maximum base height of 120 feet shall be considered a 'tower' and shall comply with the provisions of this paragraph. Not more than one tower shall be permitted on Site 4.

(1) Maximum floor plate

The gross area of any such #story# shall not exceed 12,000 square feet.

(2) Maximum length and height

For any portion of a #building# above 120 feet, the maximum horizontal dimension, measured in any direction, shall not exceed 145 feet. However, if the angle of the tower's maximum horizontal dimension is aligned within 15 degrees of a diagonal line bisecting the Site 4 rectangle in plan (as shown on Map 6) from its southwest corner to its northeast corner, then the maximum horizontal dimension measured in this direction may be increased to 160 feet, provided that the maximum dimension measured perpendicular to such increased dimension does not exceed 120 feet.

The maximum height of a #building# on Site 4 shall be a minimum of 100 feet taller than any #building# located on Site 3.

All #buildings# that exceed a height of 300 feet shall provide articulation in accordance with Section 93-569 (Tower Top Articulation).

93-567 Site 5

All #stories# of a #development# or #enlargement# located wholly or partially above finished grade on Site 5 shall be considered a 'tower' and shall comply with the provisions of this Section 93-567.

On Site 5, a #building or other structure# may be located adjacent to and above the #High Line#, provided no portion of such #building or other structure# is located within five feet of the edge of the #High Line# from the level of finished grade to a level of 60 feet above the level of the #High Line bed# (as shown on Map 7).

(a) Maximum floor plate

The gross area of any #story# within that portion of a #building or other structure# located wholly or partially above the finished grade to a height of 60 feet above the #High Line bed# shall not exceed 5,000 square feet. However, such maximum floor plate shall exclude portions of a #building or other structure# that are west of the #High Line# below a height of 60 feet above the #High Line bed#, provided that the maximum horizontal dimension of such portion, measured in any direction, shall be 30 feet.

The gross area of any #story# within that portion of a #building# located above a height of 60 feet above the #High Line bed# shall not exceed 12,000 square feet.

(b) Maximum length and height

At or below a height of 60 feet above the #High Line bed#, if a #building or other structure# is #developed# with portions on both sides of the #High Line#, the minimum horizontal dimension, measured in any direction between such portions shall be 60 feet.

For that portion of a #building# located above a height of 60 feet above the #High Line bed#, the maximum horizontal dimension, measured in any direction, shall not exceed 145 feet. However, if the angle of such maximum horizontal dimension is aligned within 15 degrees of a diagonal line bisecting the Site 5 rectangle in plan (as shown on Map 6) from its south-west corner to its north-east corner, then the maximum horizontal dimension measured in this direction may be increased to 160 feet, provided that the maximum dimension measured perpendicular to such increased dimension does not exceed 120 feet. The maximum horizontal dimension for that portion of a #building# which spans over the #High Line#, measured in any direction, shall not exceed 120 feet.

The maximum height of a #building# on Site 5 shall be 450 feet.

All #buildings# that exceed a height of 300 feet shall provide articulation in accordance with Section 93-569 (Tower Top Articulation).

93-568 Site 6

In addition to the applicable requirements set forth in Section 93-562, the provisions of this Section 93-568 shall apply to #buildings# on Site 6.

(a) Height and setback regulations

(1) Street wall facing West 30th Street, beneath the #High Line#.

The provisions of this paragraph (a) shall apply to #street walls# on Site 6 beneath the #High Line# that face West 30th Street, Eleventh Avenue and the Southwest Open Space.

All such #street walls# shall extend along the entire #street# frontage of the site, except that along West 30th Street, the #street wall# shall be no closer to the northerly #street line# of West 30th Street than the northerly edge of the southern row of structural columns of the #High Line#, and along the Southwest Open Space and Eleventh Avenue, the #street wall# shall extend to a point five feet north of the #High Line#. Ground floor recesses up to three feet deep shall be permitted for access to #building# entrances.

All such #street walls# shall rise without setback to a maximum height of the underside of the #High Line bed#.

(2) Building base

(i) Facing Eleventh Avenue and the Southern Street, north of the #High Line#
The provisions of this paragraph (i) shall apply north of the #High Line# to #street walls# facing Eleventh Avenue, the Southern Street, portions of #street walls# facing the #High Line# within 60 feet of Eleventh Avenue, and portions of #street walls# facing the Southwest Open Space within 60 feet of the Southern Street. Such #street walls# shall rise without setback to a minimum height of 60 feet and a maximum height of 90 feet. Above a height of 90 feet, all portions of such #buildings# facing Eleventh Avenue, the #High Line# and the Southern Street shall be set back from the #street wall# of the #building# at least 15 feet, except such set back distance may include the depth of any permitted recesses. Portions of #street walls# along the Southwest Open Space within 60 feet of the Southern Street need not set back after the maximum base height to allow portions of towers that comply with the provisions of sub-paragraph (3) of this paragraph (a) to rise without setback. These building base provisions may apply along the #High Line# beyond 60 feet of Eleventh Avenue, up to a maximum distance of 100 feet from Eleventh Avenue.

(ii) Facing West 30th Street, north of the #High Line#.

The provisions of this paragraph (ii) shall apply to #street walls#

above the #High Line bed#, facing the #High Line# beyond 60 feet of Eleventh Avenue, and to those portions of #street walls# facing the Southwest Open Space that are within 60 feet of the #High Line#. Such #street walls# shall rise without setback to a minimum height of 50 feet as measured above the level of the #High Line bed#, and a maximum height of 60 feet as measured above the level of the #High Line bed#. Above a height of 60 feet, all portions of such #buildings# facing the #High Line# shall be set back from the #street wall# of the #building# at least 15 feet, except such set back distance may include the depth of any permitted recesses. Portions of #street walls# along the Southwest Open Space within 60 feet of Eleventh Avenue need not setback after the maximum base height to allow tower portions that comply with the provisions of sub-paragraph (3) of this paragraph (a) to rise without setback.

All portions of a #building# that exceed the maximum base height of 90 feet shall comply with the tower provisions of sub-paragraph (3) of this paragraph (a).

(3) Towers

All #stories# of a #development# or #enlargement# located partially or wholly above a height of 90 feet shall be considered a 'tower' and shall comply with the provisions of this sub-paragraph (3).

(i) Maximum floor plate

If more than one tower is provided on Site 6, the aggregate gross area of any such tower #stories#, measured at any height, shall not exceed 24,000 square feet.

(ii) Maximum length and height

The outermost walls of all #stories# of a tower, when viewed from above, shall be inscribed within a rectangle where the east-west dimension shall not exceed a length of 160 feet and the north-south dimension shall not exceed a length of 110 feet. Where more than one tower is located on Site 6, each tower shall comply independently with such maximum dimensions.

The #aggregate width of street walls# of all #stories# of a tower facing the Southern Street or the #High Line# shall not exceed 220 feet within 40 feet of the #street wall# of the #building# base.

If more than one tower is provided on Site 6, such towers shall either be equal in height, or the easternmost tower shall have a height greater than the height of the westernmost tower.

All #buildings# that exceed a height of 300 feet shall provide articulation in accordance with Section 93-569 (Tower Top Articulation).

(b) Certification to expand Site 6

The area of Site 6, as shown on Map 6, may be extended westward by up to 40 feet in order to accommodate a public #school# upon certification of the Chairperson of the City Planning Commission that:

- (1) The Chairperson of the City Planning Commission is in receipt of a letter from the School Construction Authority that describes the need for the additional area;
- (2) A Site Plan and Landscape Plan for the Southwest Open Space have been approved by the Chairperson of the City Planning Commission;
- (3) No portion of a tower located on Site 6 extends beyond 395 feet west of the Eleventh Avenue #street line#; and
- (4) Any portion of a #building# located beyond 395 feet from the Eleventh Avenue #street line# affects southwesterly view corridors from the Central Open Space towards the Hudson River to the minimum extent necessary to accommodate a public #school#.

93-569 Tower Top Articulation

All #buildings# that exceed a height of 300 feet and are required to comply with the tower top articulation provisions of this Section shall provide articulation in accordance with the following:

The uppermost 40 feet of the #building# shall have a #lot coverage # of at least 50 percent of the #story# immediately below such 40 feet, and a maximum #lot coverage # of 80 percent of the #story# immediately below such 40 feet. Such reduced #lot coverage# shall be achieved by one or more setbacks on each face of the tower, where at least one setback on each tower face has a depth of at least four feet, and a width that, individually or in the aggregate, is equal to at least 10 percent of the width of such respective tower face. For the purposes of this Section, each tower shall have four tower faces, with each face being the side of a rectangle within which the outermost walls of the highest #story# not subject to the reduced #lot coverage# provisions have been inscribed. The required setbacks shall be measured from the outermost walls of the #building# facing each tower face. Required setback areas may overlap.

93-57 Special Permit for Modification of Height and Setback Regulations

Within the #Special Hudson Yards District#, except within C1-7A Districts or C2-5 Districts mapped within R8A Districts, for #developments# or #enlargements# on #zoning lots# with at least 20,000 square feet of #lot area# or #developments# or #enlargements# on any size #zoning lot# that occupy the entire #block# front along a #wide street#, the City Planning Commission may modify the regulations set forth in Sections 93-40 (HEIGHT AND SETBACK REGULATIONS), inclusive, and 93-50 (SPECIAL HEIGHT AND SETBACK REGULATIONS IN SUBDISTRICTS A THROUGH E), inclusive, provided the Commission finds that:

* * *
93-60
MANDATORY IMPROVEMENTS

93-61
Sidewalk Widening

Map 4 (Mandatory Sidewalk Widening) in Appendix A of this Chapter specifies locations of mandatory sidewalk widening. The depth of such sidewalk widening shall be as indicated on Map 4 in Appendix A and shall be measured perpendicular to the #street line#. All sidewalk widening shall be improved as sidewalks to Department of Transportation standards, at the same level as the adjoining public sidewalks, and shall be accessible to the public at all times.

* * *
93-70
PUBLIC ACCESS REQUIREMENTS FOR SPECIAL SITES

93-75
Publicly Accessible Open Spaces in Subdistrict F

Public access areas in Subdistrict F shall be comprised of publicly accessible open spaces, private streets and pedestrian ways.

Publicly accessible open spaces are listed in this Section 93-75, inclusive. Such publicly accessible open spaces shall be comprised of the Western Open Space, the Central Open Space, the Southwest Open Space, the Northeast Plaza, the Midblock Connection, and the #High Line# as described within this Section 93-75, inclusive. Map 7 (Subdistrict F Public Access Area Plan) in Appendix A of this Chapter identifies the location of publicly accessible open spaces.

General requirements for each publicly accessible open space are set forth within this Section. Design requirements for each publicly accessible open space are set forth in Section 93-77 (Design Criteria for Public Access Areas in Subdistrict F). The phasing and approval process for each publicly accessible open space is set forth in Section 93-78 (Site and Landscape Plan for Public Access Areas in Subdistrict F). All publicly accessible open spaces listed in this section shall be accessible to the public from the hours of 6:00 am to 1:00 am with the exception of the #High Line#, and the Northeast Plaza, which shall provide hours of access pursuant to Section 37-727.

93-751
General Requirements for the Western Open Space

A publicly accessible open space, (henceforth referred to as the 'Western Open Space'), shall be provided in Subdistrict F. Such a space shall be open to the sky, except that amenities that are provided in accordance with this Section 93-75, and Section 93-77 shall be permitted to cover a portion of the Western Open Space.

(a) **General purpose**

The Western Open Space is intended to serve the following purposes:

- (1) To provide a major open space that joins the northern portion of the #High Line# open space network on its west to the open space networks leading to the Hudson Park and Boulevard on its east
- (2) To provide a large open lawn area overlooking the Hudson River for public use and enjoyment; and
- (3) To provide transition areas that offer shade, supplemental space between the open lawn and surrounding buildings, and connections between surrounding publicly accessible open spaces.

(b) **Location and minimum dimensions**

The Western Open Space shall be located east of the #High Line#, and encompass the area between Sites 1 and 5 as shown on Map 7. The Western Open Space shall have a minimum easterly boundary of 225 feet as measured from the easterly #street line# of Twelfth Avenue.

(c) **Core elements**

The Western Open Space shall provide the following core elements:

(1) **Lawn area**

An accessible lawn area shall be provided with a minimum area of one acre. Any lawn area located within 40 feet of a #building# wall on Sites 1 or 5 shall not contribute towards this one acre requirement. The required lawn area shall be comprised of the following amenities:

- (i) A continuous lawn area shall be provided over a minimum of 75 percent of the required one acre. Such area shall have a maximum slope of three degrees and unobstructed visual access toward the Hudson River.
- (ii) A transitional lawn area may be provided for a maximum of 25 percent of the required one acre of lawn area. Such area need not be continuous, and shall have a maximum slope of 15 degrees. Trees and other plantings shall be permitted in such area.

(2) **#High Line# connection**

Access to the #High Line# shall be provided along a minimum of 75 feet and a maximum of 150 feet of #High Line# frontage length. Such frontage need

not be continuous, however, in order to qualify as unobstructed access that contributes to the minimum 75 foot requirement set forth in this paragraph, a minimum frontage width of five feet is required. Such access need not be opened to the public until the #High Line# is reconstructed as public open space in accordance with the provisions of Section 93-756.

(3) **Supplemental area**

Any space provided in the Western Open Space which does not meet the criteria for lawn area set forth in paragraph (c) (1) of this Section or the criteria for the #High Line# connection set forth in paragraph (c) (2) of this Section shall be designated as supplemental area and shall comply with the requirements set forth in this paragraph (c) (3).

A minimum of 50 percent of the supplemental area shall be landscaped with soft ground cover, and the remaining 50 percent may be paved. At least one tree shall be provided for every 2,000 square feet of supplemental area. Such trees may be distributed anywhere within the supplemental area.

A minimum of two unimpeded paved pedestrian accesses, each with a minimum width of 12 feet, shall be provided in the supplemental area. One such pedestrian access shall link the Northern Street's allee to the #High Line#, and the second such pedestrian access shall link the Southern Street to the #High Line#.

A minimum of one linear foot of seating shall be provided for every 75 square feet of supplemental area. At least 50 percent of such required seating shall provide seatbacks. Such seating may be distributed anywhere within the supplemental area.

Permanent structures such as food or information kiosks, pavilions or public restrooms, may be placed within the supplemental area provided the height of such structures does not exceed 20 feet. The maximum #lot coverage# that all such permanent structures may occupy shall be 400 square feet, and shall be exempt from the definition of #floor area#.

(d) **Transparency**

For portions of #buildings# on Site 1 and Site 5 fronting upon the Western Open Space, a minimum of 50 percent of the surface area of the ground floor #street wall# fronting upon the open space shall be treated with clear, un-tinted transparent material.

(e) **Permitted encroachments from private streets and pedestrian ways**

The Connector and the terminus of the Northern Street shall be permitted to encroach upon the supplemental area of the Western Open Space, provided that a Site Plan incorporating the private street or pedestrian way is approved in conjunction with the Western Open Space pursuant to Section 93-78.

93-752
General Requirements for the Central Open Space

A publicly accessible open space, (henceforth referred to as the 'Central Open Space'), shall be provided in Subdistrict F. Such a space shall be open to the sky, except that portions of a #building# on Site 3 and amenities that are provided in accordance with this Section 93-75, and Section 93-77, shall be permitted to cover a portion of the Central Open Space.

(a) **General purpose**

The Central Open Space is intended to serve the following purposes:

- (1) To serve as a neighborhood open space;
- (2) To provide amenities for area residents, workers, and the general public; and
- (3) To provide areas that offer varied programs, supplemental spaces between amenities and surrounding #buildings# and connections between surrounding publicly accessible open spaces.

(b) **Location and dimensions**

The Central Open Space shall be located within the area bounded by the Northern Street, the Southern Street, the Connector and Eleventh Avenue, and shall also be comprised of any portion of Sites 3 and 4 which are not covered by #buildings# at the ground level as shown on Map 7.

The Central Open Space shall have a minimum dimension in the north-south direction as measured from the southerly #street line# of the Northern Street to the northerly #street line# of the Southern Street of 175 feet. In addition, the minimum dimension of the Central Open Space in the north-south direction between the northern boundary of Site 3 and the southerly #street line# of the Northern Street shall be 55 feet.

The Central Open Space shall have a minimum dimension in the east-west direction as measured from the easterly #street line# of the Connector to the westerly #street line# of Eleventh Avenue of 545 feet. In addition, the minimum dimension of the open space in the east-west direction between the eastern boundary of Site 3 and the western boundary of Site 4 shall be 265 feet.

Within 350 feet of the Eleventh Avenue #street line#, the maximum height of the finished grade of the Central Open Space shall be 45 feet above the Manhattan Datum, which is 2.75 feet above Sea Level. Beyond 350 feet of Eleventh Avenue, the maximum height of the finished grade shall be 47 feet above the Manhattan Datum.

(c) **Core elements**

The Central Open Space shall provide the following core elements:

- (1) **Lawn area**

An accessible lawn area shall be provided with a minimum aggregate area of 10,000 square feet and a maximum slope of three degrees. Such area need not be continuous. Any lawn area located within 12 feet of a #building# wall on Sites 3 or 4 shall not contribute towards such minimum gross area.

(2) **Playground**

A playground shall be provided with a minimum area of 10,000 square feet.

(3) **Supplemental area**

Any space in the Central Open Space other than the required lawn area set forth in paragraph (c) (1) of this Section or the required playground space set forth in paragraph (c) (2) of this Section, shall be designated as supplemental area and shall comply with the requirements set forth in this Section.

A minimum of 50 percent of the supplemental area shall be landscaped with soft ground cover, and the remaining 50 percent may be paved. At least one tree shall be provided for every 1,500 square feet of the supplemental area. Such trees may be distributed anywhere within the supplemental area.

A minimum of two unimpeded paved pedestrian accesses, each with a minimum width of 12 feet, shall be provided in the supplemental area. Such pedestrian access shall link the Northern and Southern Streets and be no closer than 150 feet to one another at any point.

A minimum of one linear foot of seating shall be provided for every 75 square feet of supplemental area. At least 50 percent of such required seating shall provide seatbacks. Such seating may be distributed anywhere within the supplemental area.

Within 15 feet of a required sidewalk or pedestrian access, the slope of the supplemental area shall not exceed 7.5 degrees, or a maximum height of two feet. Beyond 15 feet of a required sidewalk or pedestrian access, the slope of the supplemental area shall not exceed 15 degrees.

(d) **Permanent structures**

Permanent structures, such as food or information kiosks, pavilions or public restrooms may be placed within the Central Open Space, provided the height of such structures does not exceed 20 feet. The maximum #lot coverage# that all such permanent structures may occupy shall be 400 square feet and shall be exempt from the definition of #floor area#.

(e) **Transparency**

For portions of #buildings# in Site 4 fronting upon the Central Open Space, a minimum of 50 percent of the surface area of the ground floor #street wall# fronting upon the open space shall be treated with clear, un-tinted transparent material.

(f) **Permitted encroachments from private streets and pedestrian ways**

The Connector and the terminus of the Southern Street shall be permitted to encroach upon the supplemental area of the Central Open Space, provided that a Site Plan incorporating the private street or pedestrian way is approved in conjunction with the Central Open Space pursuant to Section 93-78.

93-753
General Requirements for the Southwest Open Space

A publicly accessible open space, (henceforth referred to as the 'Southwest Open Space'), shall be provided in Subdistrict F. Such accessible open space shall be open to the sky, except that portions of a #building# or other structure# on Site 5, the #High Line# and amenities that are provided in accordance with this Section 93-75, and Section 93-77 shall be permitted to cover a portion of the Southwest Open Space.

(a) **General purpose**

The Southwest Open Space is intended to serve the following purposes:

- (1) To serve as an inviting pedestrian gateway to the Western Rail Yard from open space networks along the Hudson River;
- (2) To provide pedestrian amenities and connections between surrounding public spaces both on and adjacent to the Western Rail Yard; and
- (3) To offer a unique open space experience for pedestrians through the negotiation of the area's grade changes.

(b) **Location and minimum dimensions**

The Southwest Open Space shall be located within the area bounded by Twelfth Avenue, the Western Open Space, the Southern Street, Site 6, and West 30th Street, and shall also be comprised of any portion of Site 5 which is not covered by a #building

or other structure# at the ground level as shown on Map 7.

The Southwest Open Space shall have a minimum dimension in the east-west direction as measured from the easterly #street line# of Twelfth Avenue to the western boundary of Site 6 of 400 feet. However, if the length of Site 6 is extended to accommodate a public #school# in accordance with the provisions of paragraph (b) of Section 93-568, the minimum dimension shall be 360 feet.

The Southwest Open Space shall have a minimum dimension in the north-south direction as measured from the northerly #street line# of West 30th Street to the southern boundary of the Western Open Space of 180 feet and a maximum dimension of 200 feet.

(c) Core elements

The Southwest Open Space shall have the following core elements. For the purpose of determining the amount of an amenity to provide in relation to the area of the Southwest Open Space in this paragraph (c), the area of the Southwest Open Space shall exclude the area occupied by a #building or other structure# on Site 5 and the #High Line#.

A minimum of 50 percent of the area of the Southwest Open Space shall be landscaped with soft ground cover, and the remaining 50 percent of the Southwest Open Space may be paved. At least one tree shall be provided for every 1,500 square feet of Southwest Open Space.

An unimpeded paved pedestrian access with a minimum width of 12 feet shall link either Twelfth Avenue or West 30th Street and the Southern Street. If such pedestrian access contains 'switchbacks' comprised of a series of ascending pedestrian ways, the minimum distance between midpoints of each way, as measured in plan from the northerly edge of one way to the southerly edge of the next ascending way shall be 15 feet.

A second unimpeded paved pedestrian access with a minimum width of 12 feet shall link either Twelfth Avenue or West 30th Street and the #High Line bed# or with an elevator located adjacent to the #High Line# that provides public access to the #High Line bed#. Such access need not be opened to the public until the #High Line# is reconstructed as public open space in accordance with the provisions of Section 93-756.

A minimum of one linear foot of seating shall be provided for every 75 square feet of Southwest Open Space. At least 50 percent of such required seating shall provide seatbacks.

Permanent structures, such as food or information kiosks, pavilions or public restrooms shall be permitted within the Southwest Open Space provided the height of such structures does not exceed 20 feet. The maximum area #lot coverage# that all such permanent structures may occupy shall be 1,000 square feet, provided that such structures are located entirely west of the #High Line#. Such permanent structures shall be exempt from the definition of #floor area#.

(d) Permitted encroachments from private streets The terminus of the Southern Street shall be permitted to encroach upon the Southwestern Open Space, provided that a Site Plan for the Southern Street is approved in conjunction with the Southwestern Open Space pursuant to Section 93-78.

93-754 General Requirements for the Northeast Plaza

A publicly accessible open space, (henceforth referred to as the 'Northeast Plaza'), shall be provided at the intersection of West 33rd Street and Eleventh Avenue (as shown on Map 7). The area of such space shall be at least 2,600 square feet, and shall have a minimum #street# frontage of 40 feet along each #street#. The Northeast Plaza shall be #developed# in accordance with the standards of a #public plaza# as set forth in Section 37-70 (PUBLIC PLAZAS), exclusive of the area dimensions set forth in Section 37-71.2.

93-755 General Requirements for the Midblock Connection

A pedestrian way (henceforth referred to as the 'Midblock Connection'), shall be provided between West 33rd Street and the Northern Street (as shown on Map 7).

(a) General purpose

The Midblock Connection is intended to serve the following purposes:

- (1) To provide pedestrian access between West 33rd Street and the Western Rail Yard Subdistrict F; and
(2) To provide amenities similar to a through block public plaza.

(b) Location and dimensions

The entirety of the Midblock Connection shall be located between 335 feet and 455 feet west of the westerly Eleventh Avenue #street line#.

The minimum width of the Midblock Connection, measured in the east-west direction, shall be 60 feet.

(c) Core elements

The Midblock Connection shall provide the following core elements:

- (1) A minimum of one unimpeded pedestrian access, with a minimum width of 12 feet, shall be provided to connect the Northern Street with West 33rd Street;
(2) A minimum of one linear foot of seating shall be provided for every 75 square feet of the Midblock Connection. A minimum of 50 percent of the required seating shall provide seatbacks; and
(3) A minimum of 20 percent of the gross area of the Midblock Connection shall be landscaped with soft ground cover, and shall provide a minimum of one tree per every 1,500 square feet.

93-756 General Requirements for the #High Line#

For the portion of the #High Line# which is located within the boundary of Subdistrict F the following provisions shall apply.

(a) General purpose

The #High Line# is intended to serve the following purposes:

- (1) To serve as a continuation of the #High Line# public open space to the east and to the south of West 30th Street;
(2) To offer a pedestrian and passive open space experience similar to the #High Line# open space south of West 30th Street, through planting, materials and amenities, while taking into account the nature and character of the Western Rail Yard site plan; and
(3) To allow for connections to other public areas on the Western Rail Yard Subdistrict F.

(b) Permitted #uses#

Any permitted change of #use# for the #High Line# shall be made pursuant to the provisions of 93-10 (USE REGULATIONS).

93-76 Publicly Accessible Private Streets and Pedestrian Ways in Subdistrict F

Public access areas in Subdistrict F shall be comprised of publicly accessible open spaces, private streets and pedestrian ways.

Publicly accessible private streets and pedestrian ways shall be provided in Subdistrict F in addition to the publicly accessible open spaces required in Section 93-75. Such private streets and pedestrian ways shall be comprised of the Northern and Southern Streets, the West 30th Street Corridor and the Connector. Map 7 (Subdistrict F Public Access Area Plan) in Appendix A of this Chapter identifies the location of these publicly accessible private streets and pedestrian ways.

General requirements for each publicly accessible private street and pedestrian way are set forth within this Section. Design requirements for each publicly accessible private street and pedestrian way are set forth in Section 93-77 (Design Criteria for Public Access Areas in Subdistrict F). The phasing and approval process for each publicly accessible private street and pedestrian way are set forth in Section 93-78 (Site and Landscape Plan for Public Access Areas in Subdistrict F).

Publicly accessible private streets and pedestrian ways listed in this section shall be accessible to the public at all times.

93-761 General Requirements for the Northern Street

A private street, (henceforth referred to as the 'Northern Street'), shall be provided south of and parallel to West 33rd Street.

(a) General purpose

The Northern Street is intended to serve the following purposes:

- (1) To serve as the primary publicly accessible pedestrian and vehicular connection to the Western Rail Yard from Eleventh Avenue;
(2) To provide an experience substantially similar to active public #streets# in other high-density, mixed-use districts on its north sidewalk; and
(3) To provide a unique urban park-like experience for an active public street by connecting the Western Open Space and the Eastern Rail Yard plaza with a pedestrian alley.

(b) Location and Dimensions

The Northern Street shall have its northerly edge located a minimum of 180 feet and a maximum of 200 feet south of the West 33rd Street #street line# (as shown on Map 7), except that a terminus to the Northern Street, located west of the Connector shall be permitted to expand beyond the maximum dimensions, provided that such a terminus extends to provide a #building# entrance drive along Site 1, and complies with the provisions set forth in paragraph (e) of Section 93-751.

(c) Core Elements

The Northern Street shall provide the following core elements:

(1) Streets and sidewalk requirements

The Northern Street shall be a private street constructed to minimum Department of Transportation and Fire Department standards for public #streets#, including curbs and curb drops. Such private street shall consist of a road bed, paved with asphalt, with a minimum width pursuant to the requirements set forth by the Fire Department; a 20 foot minimum sidewalk along its entire northern curb; and a 25 foot minimum sidewalk along its entire southern curb.

(2) Planting and seating requirements for the southern sidewalk and alley

Two trees shall be planted for every 20 feet of southern curb length of the Northern Street between Eleventh Avenue and the Connector. Fractions equal to or greater than one-half resulting from this calculation shall be considered to be one tree. Such trees shall be planted at approximately equal intervals along the entire curb length of the Northern Street.

Along the southern sidewalk trees shall be planted within five feet of the curb and the southern edge of the sidewalk. One row of trees shall be planted within five feet of the curb and a second row of trees shall be planted within five feet of the southern edge of the sidewalk. This double row of tree planting along the southern sidewalk of the Northern Street between Eleventh Avenue and the Connector shall henceforth be referred to as the 'alley'(as shown on Map 7). No #development# shall be permitted within 15 feet of the southern edge of the alley.

The alley shall provide a minimum of one linear foot of seating for every 75 square feet of the alley. A minimum of 50 percent of the required seating shall provide seatbacks.

(3) Planting requirements for the northern sidewalk

One tree shall be planted for every 25 feet of curb length of the Northern Street along its northern curb between Eleventh Avenue and the Connector. Fractions equal to or greater than one-half resulting from this calculation shall be considered to be one tree. Such trees shall be planted at approximately equal intervals along the entire curb length of the Northern Street, until the Connector. Along the northern sidewalk, trees shall be planted within five feet of the curb.

(4) Curb cuts

No curb cuts shall be permitted along the Northern Street, except for access to the Connector if required by the Fire Department.

93-762 General Requirements for the Southern Street

A private street, (henceforth referred to as the 'Southern Street'), shall be provided north of and parallel to West 30th Street.

(a) General purpose

The Southern Street is intended to serve the following purposes:

- (1) To serve as a publicly accessible pedestrian and vehicular connection to the Western Rail Yard from Eleventh Avenue; and
(2) To provide an experience substantially similar to active public #streets# in other high-density, mixed-use districts;

(b) Location and Dimensions

The Southern Street shall have its southerly edge located a minimum of 180 feet and a maximum of 200 feet north of the West 30th Street #street line# as shown on Map 7, except that a terminus to the Southern Street, located west of the Connector, shall be permitted to expand beyond the maximum dimensions, provided that such a terminus extends to provide a #building# entrance drive along Site 5, and complies with the provisions set forth in paragraph (d) of Section 93-753, and/ or paragraph (f) of Section 93-754 as applicable.

(c) Core Elements

The Southern Street shall provide the following core elements:

(1) Street and sidewalk requirements

The Southern Street shall be a private street constructed to minimum Department of Transportation and Fire Department standards for public #streets#, including curbs and curb drops. Such private street shall consist of a road bed, paved with asphalt, with a minimum width pursuant to requirements set forth by the Fire Department; a 15 foot minimum sidewalk along its entire northern curb; and a 20 foot minimum sidewalk along its entire southern curb;

(2) Planting requirements for sidewalks One tree shall be planted for every 25 feet of curb length of the Southern Street between Eleventh Avenue and the Connector. Fractions equal to or greater than one-half resulting from this calculation shall be considered to be one tree. Such trees shall be planted at approximately equal intervals along the entire length of

the curb of the private street between Eleventh Avenue and the Connector; and

(3) Curb cuts

One curb cut shall be permitted along each side of the Southern Street. The maximum width of such curb cut shall be 30 feet. A third curb cut accessing the Connector shall be permitted if required by the Fire Department.

**93-763
General Requirements for the West 30th Street Corridor**

A pedestrian way (henceforth referred to as the 'West 30th Street Corridor'), shall be provided along the northerly sidewalk of West 30th Street adjacent to the area below the #High Line#.

(a) General purpose

The West 30th Street Corridor is intended to serve the following purposes:

- (1) To serve as a transition space between the #High Line# and the West 30th Street sidewalk;
- (2) To allow for active frontages with publicly-accessible open areas for establishments below the #High Line#;
- (3) To provide an overall streetscape design that compliments and provides views of the #High Line# along West 30th Street.

(b) Location and Dimensions

The West 30th Street Corridor shall be located in the area bounded by the #High Line#, Eleventh Avenue, West 30th Street, and the eastern edge of the Southwest Open Space as shown on Map 7.

In the north-south direction, the West 30th Street Corridor shall extend from the #street wall# of #buildings# beneath the #High Line# facing West 30th Street (which shall coincide with the northerly edge of the southern row of structural columns of the #High Line#) to the northerly #street line# of West 30th Street.

(c) Core Elements

The West 30th Street Corridor shall have the following provisions for its core elements:

- (1) A pedestrian access area at least 10 feet in width shall be provided along the entire length of the West 30th Street Corridor, linking Eleventh Avenue with the sidewalk adjacent to the Southwest Open Space. Such area shall be located a minimum of five feet beyond the northerly curb line of West 30th Street, and shall be free of obstructions;
- (2) Portions between the required pedestrian access area and the #High Line# may be paved or landscaped; and
- (3) Street trees shall be planted within five feet of the northern curb of West 30th Street. One tree shall be planted for every 25 feet of curb length. Fractions equal to or greater than one-half resulting from this calculation shall be considered to be one tree. Such trees shall be planted at approximately equal intervals along the entire curb length of the West 30th Street.

**93-764
General Requirements for the Connector**

A publicly accessible connection (henceforth referred to as the 'Connector'), shall be provided between the Northern Street and the Southern Street.

(a) General purpose

The Connector is intended to serve the following purposes:

- (1) To serve as a connection between the Northern Street and the Southern Street;
- (2) To provide a space that compliments the surrounding publicly accessible open spaces; and
- (3) To provide an emergency egress connector pursuant to Fire Department standards.

(b) Location and Dimensions

The western #street line# of the Connector shall be located a minimum of 225 feet east of the easterly #street line# of Twelfth Avenue(as shown on Map 7).

(c) Core Elements

The Connector shall provide the following core elements:

- (1) The Connector shall be constructed to minimum Fire Department standards for an emergency egress connection between the Northern Street and the Southern Street, including, but not limited to, the width and materials of paved area, and permitted obstructions within such area; and
- (2) The Connector shall not be located within 15 feet of a #building#.

**93-77
Design Criteria for Public Access Areas in Subdistrict F**

Public access areas in Subdistrict F shall be comprised of publicly accessible open spaces, private streets and pedestrian ways.

(a) Design Criteria

Where publicly accessible open spaces, private streets and pedestrian ways provide elements listed

in this Section 93-77, such elements shall comply with the applicable minimum design standards set forth below as a minimum design standard.

(1) Seating

Seating shall meet the minimum and maximum dimensional standards set forth in Section 37-741 (1-7), inclusive.

(2) Planting and trees

Where planting areas are provided, they shall meet the planting bed requirements, and irrigation requirements of Section 37-742.

Where trees are provided, they shall meet the applicable minimum tree caliper standards, soil requirements, and irrigation standards set forth in Section 37-742, except that within the Western Open Space, the Central Open Space, and the Southwest Open Space, the soil requirements for tree planting shall not apply. In lieu thereof, all trees in the Central and Western Open Spaces shall be planted in areas with soil depth of at least five feet. In the Southwest Open Space, all trees shall be planted in continuous planted areas that have a minimum depth of five feet and a minimum area of 500 square feet of soil.

(3) Paving

Paving, exclusive of required asphalt paving in the Northern and Southern Street beds shall meet the minimum standards set forth in Section 37-718.

(4) Steps

Steps shall meet the minimum dimensional standards set forth in Section 37-725.

(5) Kiosks and open air cafes

Kiosks or open air cafes shall meet the operational and service requirements listed in Section 37-73(a) and (b). Seating provided as part of an open air cafe shall not count towards meeting the seating requirements of a public access area listed in Section 93-75.

(6) Standards of accessibility for persons with disabilities

All publicly accessible open spaces, private streets and pedestrian ways shall be designed pursuant to the standards of accessibility for persons with disabilities set forth in Section 37-728.

(7) Lighting and electrical power

All publicly accessible open spaces, private streets and pedestrian ways shall provide lighting and electrical power pursuant to the standards set forth in Section 37-743.

(8) Litter receptacles

All publicly accessible open spaces, private streets and pedestrian ways shall provide litter receptacles pursuant to the standards set forth in Section 37-744.

(9) Bicycle parking

Bicycle racks sufficient to accommodate at least 25 bicycle parking spaces shall be provided in the Southwest Open Space. Bicycle racks sufficient to accommodate at least 30 bicycle parking spaces shall be provided in the Central Open Space, and bicycle racks sufficient to accommodate at least 33 bicycle parking spaces shall be provided in the Western Open Space. Such racks shall be located adjacent to a paved circulation path within the open space or in public sidewalks adjacent to the open space.

(10) Playgrounds and additional amenities

Where playgrounds and additional amenities are provided in the open spaces of publicly accessible open spaces, such amenities shall be designed pursuant to the standards set forth in Section 37-748.

(11) Signs

All open spaces within the publicly accessible open spaces shall provide open space signage pursuant to the standards set forth in Section 37-751.

(12) Canopies, awnings and marquees

Where #buildings# front onto publicly access areas, private streets and pedestrian ways, canopies, awnings and marquees shall be permitted pursuant to the standards set forth in paragraph (c) of Section 37-726.

(13) Gates and fences

No gates, fences or other barriers shall be permitted within any publicly accessible open spaces, private streets or pedestrian ways, except where playgrounds are provided.

(b) Maintenance

The owner of each of Sites 1 through 6 in Subdistrict F shall be responsible for the maintenance of the all publicly accessible open spaces, private streets and pedestrian ways, including, but not limited to, litter control, management of pigeons and rodents, maintenance of required lighting levels, and the care and replacement of furnishings and vegetation within the portion of the Subdistrict associated with such

Site in the phased #development# provided in the Site Plan and Landscape Plan required pursuant to Section 93-78.

**93-78
Site and Landscape Plans for Public Access Areas in Subdistrict F**

Public access areas in Subdistrict F shall be comprised of publicly accessible open spaces, private streets and pedestrian ways.

All publicly accessible open spaces, or portions thereof listed in Section 93-75, and private streets and pedestrian ways, or portions thereof listed in Section 93-76, shall comply with the following provisions:

- (a) No #building# permit shall be issued for any #development# or #enlargement# within Subdistrict F unless the Chairperson of the City Planning Commission has certified to the Commissioner of Buildings that a Site Plan and Landscape Plan for the Subdistrict F Public Access Area has been approved by the Chairperson of the City Planning Commission pursuant to the provisions of this Section. Notwithstanding the foregoing, the Chairperson of the City Planning Commission shall allow for the phased #development# of public access areas or portions thereof upon certification to the Commissioner of Buildings that Site and Landscape Plans have been submitted that provide for the completion of public access areas in association with the #development# or #enlargement# of a #building# or a #buildings# within each phase.

(b) An application under this section shall be filed with the Chairperson and such application shall include:

- (1) A Site Plan indicating the area and dimensions of the public access area or portions thereof and the location of all proposed #buildings# in the phase subject to the application;
- (2) A Landscape Plan, prepared by a registered landscape architect for the public access area or portions thereof in the phase subject to the application; and
- (3) A report to the Chairperson of the City Planning Commission demonstrating:
 - (i) That the Landscape Plan has been presented by the applicant to the affected Community Board, City Council Member and Borough President and the Community Board, City Council Member and Borough President have had at least 45 days to review; and
 - (ii) That any comments and recommendations of the affected Community Board, City Council Member and Borough President have been considered by the applicant, as set forth in a written response to such comments or recommendations. Where design modifications have been made in response to such recommendations, the report shall identify how the design has been modified.

(c) The Chairperson of the City Planning shall approve the Site Plan and Landscape Plan within 45 days following filing provided that the following provisions are met:

- (1) That the Site Plan and Landscape Plan provide for the improvement of the public access area or portions thereof which, taking into account relevant considerations relating to platform construction and engineering:
 - (i) Are of sufficient size to provide a valuable public amenity and promote site access for the benefit of residents and/ or workers in the #buildings# in the phase to which they relate as well as for the general public; and
 - (ii) Are appropriately sited and located in suitable proximity to the #building# phase to which they relate.

(2) That the Site Plan and Landscape Plan are consistent with the general purposes and contain the core elements listed in Section 93-75 and Section 93-76, inclusive;

(3) That all elements in the Landscape Plan comply with the design criteria as set forth in Section 93-77 (Design Criteria for Open Spaces in Subdistrict F);

(4) That the Landscape Plan is consistent and appropriate in relation to any previously approved Landscape Plan for other phases and in relation to conceptual plans for future phases, as applicable;

(5) That the level of public amenity provided in the Landscape Plan is equal to or better than the level of public amenity provided in public plazas built under the standards of Section 37-70 (PUBLIC PLAZAS), taking into account the nature and character of the Subdistrict F Public Access Areas; and

(6) That a maintenance plan for the public access area or portions thereof in the phase has been established that will ensure compliance with the provisions of

paragraph (b) of Section 93-77.

Approved Site and Landscape Plans shall be set forth in an instrument in a form acceptable to the City, including such provisions as are necessary to ensure compliance with the provisions of this Section. Such instrument shall be filed and duly recorded in the Borough Office of the City Register of the City of New York and indexed against the property. Such filing and recording of the instrument shall be a precondition for the Chairperson's certification to the Department of Buildings under this Section. The recording information shall be included on the certificate of occupancy for any #building#, or portion thereof, on the #zoning lot# issued after the recording date.

(d) No temporary certificate of occupancy from the Department of Buildings may be issued for any portion of a #development# or #enlargement# within a phase until the Chairperson certifies to the Department of Buildings that the public access area or portions thereof associated with such phase is substantially complete, and the public access area or portions thereof are open to and useable by the public. No permanent certificate of occupancy from the Department of Buildings may be issued for any portion of such #development# or #enlargement# until the Chairperson certifies to the Department of Buildings that the public access areas or portions thereof are complete and that all requirements of this Section have been met in accordance with the Site and Landscape Plans for the public access area.

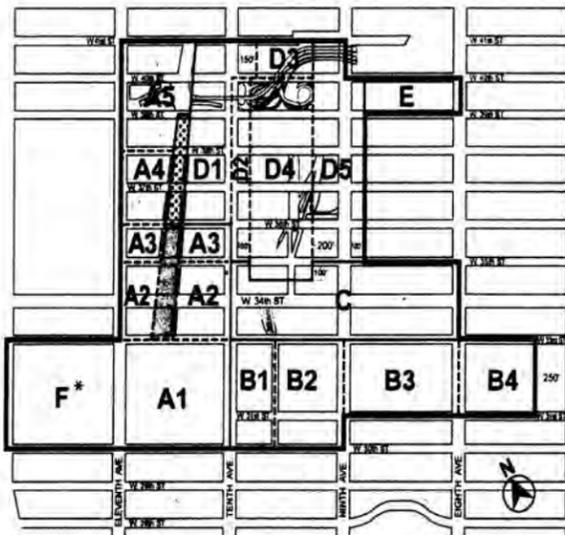
In addition to the Site Plan and Landscape Plan required pursuant to paragraph (a) of this Section, the Chairperson may also modify the general requirements of the publicly accessible open spaces listed in Section 93-75, and private streets and pedestrian ways listed in Section 93-76 provided that the Chairperson certifies to the Commissioner of Buildings that such a change is necessary to accommodate unforeseen ventilation demands within the Western Rail Yard. A Mechanical Plan shall be provided demonstrating the need to modify the general requirements listed in Section 93-75 and 93-76.

93-80 OFF-STREET PARKING REGULATIONS

In Subdistricts A-E, the regulations governing permitted and required #accessory# off-street parking spaces of Article I, Chapter 3 (Comprehensive Off-Street Parking Regulations in Community Districts 1, 2, 3, 4, 5, 6, 7 and 8 in the Borough of Manhattan and a Portion of Community Districts 1 and 2 in the Borough of Queens) and Article II, Chapter 5; Article III, Chapter 6; and Article IV, Chapter 4 (Accessory Off-Street Parking and Loading Regulations) shall not apply except as set forth in this Section. In lieu thereof, the provisions of this Section, inclusive, shall apply.

In Subdistrict F, the regulations of Article I, Chapter 3 shall apply.

Map 1 Special Hudson Yards District, Subdistricts and Subareas



- Special Hudson Yards District
- Subdistricts
- - - Subareas within subdistricts
- Phase 1 Hudson Boulevard and Park
- Phase 2 Hudson Boulevard and Park

Large-Scale Plan Subdistrict A
 Eastern Rail Yards Subarea A1
 Four Corners Subarea A2
 Subareas A3 through A5

Farley Corridor Subdistrict B
 Western Blocks Subarea B1
 Central Blocks Subarea B2
 Farley Post Office Subarea B3
 Pennsylvania Station Subarea B4

34th Street Corridor Subdistrict C

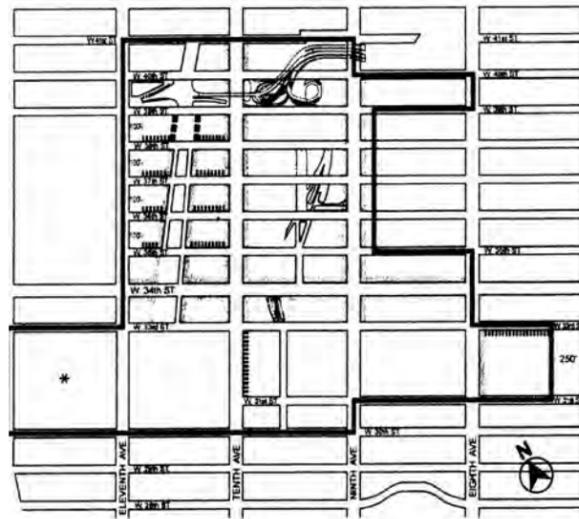
Hell's Kitchen Subdistrict D
 Subareas D1 through D5

South of Port Authority Subdistrict E

Western Rail Yard Subdistrict F

*For Site Locations and permitted dimensions within Subdistrict F See Map 6

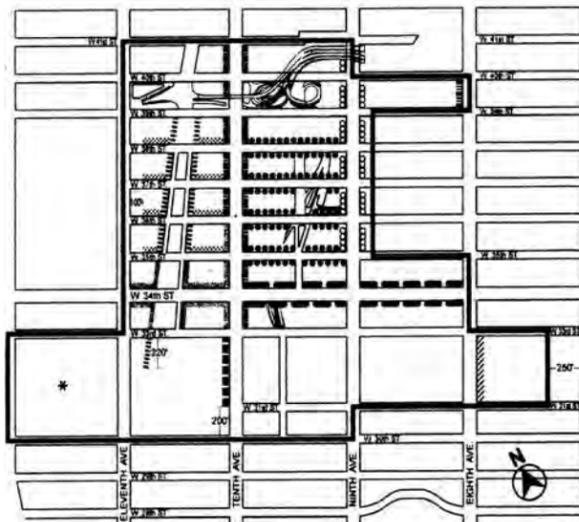
Map 2 Mandatory Ground Floor Retail



- Special Hudson Yards District
- - - 100% Retail and Glazing Requirement
- 50% Retail and Glazing Requirement
- . - . - . Glazing Requirement Only

*For Mandatory Ground Floor Requirement of Subdistricts F See Map 8

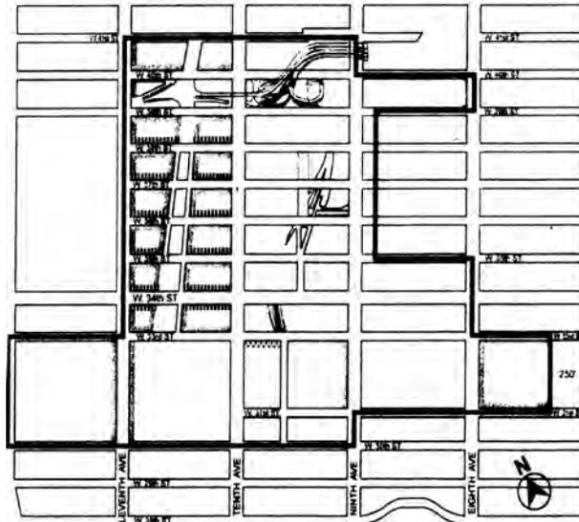
Map 3 Mandatory Street Wall Requirements



	Minimum Base Height	Maximum Base Height	Percentage of zoning lot street frontage that must be occupied by a street wall
.....	60'	85'	100%
- - - - -	60'	85'	None
.....	60'	120'	50%
.....	90'	120'	70%
.....	60'	150'	70%
.....	90'	120'	100%
.....	90'	150'	100%
.....	90'	150'	70%
.....	90'	150'	35%
.....	120'	150'	100%

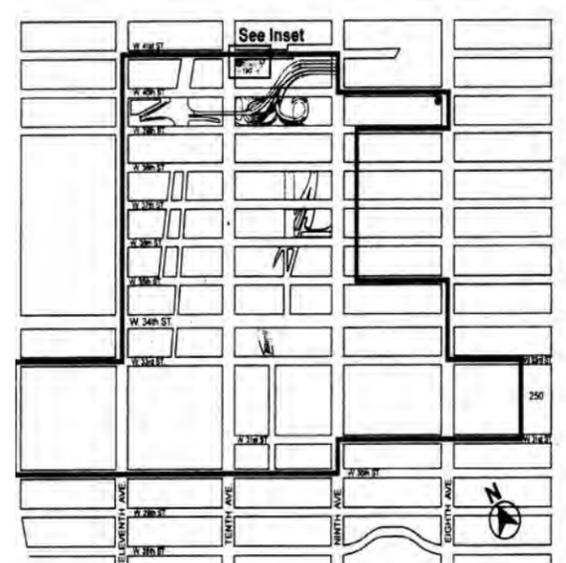
*For Street Wall Requirement of Subdistricts F See Map 9

Map 4 Mandatory Sidewalk Widening



- Special Hudson Yards District
- 10' Sidewalk widening
- 5' Sidewalk widening
- 5' Sidewalk widening required if more than 75% of the total floor area existing on the zoning lot on January 19, 2005 is demolished

Map 5 Transit Easements and Subway Entrances



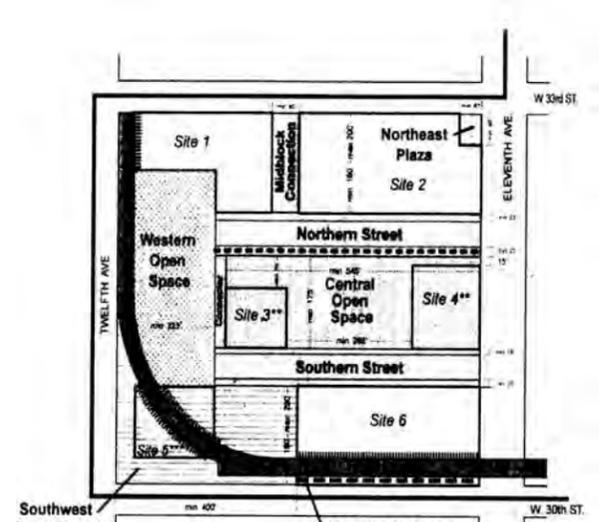
- Special Hudson Yards District
- - - Transit Easement
- Subway Entrance

Map 6 Subdistrict F Site Plan



- Special Hudson Yards District
- - - Site Boundaries
- Maximum Area within Site
- Open Space Boundaries

Map 7 Subdistrict F Public Access Area Plan



- Special Hudson Yards District
- - - Site Boundaries
- Open Space Boundaries
- Streets, Pedestrian Ways, and Northeast Plaza
- Western Open Space
- Central Open Space
- Southwest Open Space
- High Line
- 30th Street Corridor
- Required 5' Setback from High Line
- Allee

* The Southwest Open Space connects beneath the High Line.

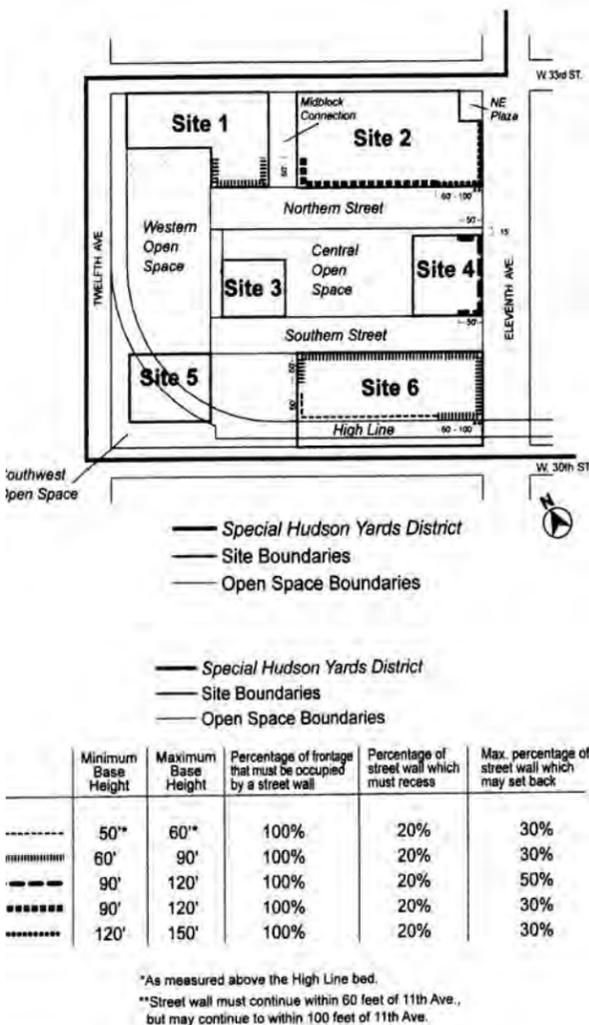
** The area of Site 3 and Site 4 which is not part of a building is part of the Central Open Space.

***The area of Site 5 which is not part of a building is part of the Southwest Open Space.

Map 8 Subdistrict F Mandatory Ground Floor Requirements



Map 9 Subdistrict F Mandatory Street Wall Requirements



CD 4 **No. 16** **C 090435 ZSM**
IN THE MATTER OF an application submitted by RG WRY LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Sections 93-052* and 13-561 of the Zoning Resolution to allow an attended accessory parking garage (North Parking Garage) with a maximum capacity of 1100 spaces on portions of the ground floor and plaza level of a proposed mixed-use development on property bounded by West 33rd Street, Eleventh Avenue, West 30th Street, and Twelfth Avenue (Block 676, Lot 3), in a C6-4 District**, within the Special Hudson Yards District**.

Note: *Section 93-052 of the Zoning Resolution is proposed to be changed under a concurrent related application N 090434 ZRM

**The site is proposed to be rezoned from an M2-3 District to a C6-4 District and a Special Hudson Yards District established under a concurrent related application C 090433 ZMM.

Plans for this proposal are on file with the City Planning Commission and may be seen in Room 3N, 22 Reade Street, New York, N.Y. 10007.

CD 4 **No. 17** **C 090436 ZSM**
IN THE MATTER OF an application submitted by RG WRY LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Sections 93-052* and 13-561 of the Zoning Resolution to allow an attended accessory parking garage (South Parking Garage) with a maximum capacity of 800 spaces on portions of the plaza level, mezzanine 1 level, mezzanine 2 level, and cellar level of a proposed mixed-use development on property bounded by West 33rd Street, Eleventh Avenue, West 30th Street, and Twelfth Avenue (Block 676, Lot 3), in a C6-4

District**, within the Special Hudson Yards District**.

Note: *Section 93-052 of the Zoning Resolution is proposed to be changed under a concurrent related application N 090434 ZRM

**The site is proposed to be rezoned from an M2-3 District to a C6-4 District and a Special Hudson Yards District established under a concurrent related application C 090433 ZMM.

Plans for this proposal are on file with the City Planning Commission and may be seen in Room 3N, 22 Reade Street, New York, N.Y. 10007.

NOTICE

On Wednesday, September 9, 2009, at 9:00 A.M., in Spector Hall, at the Department of City Planning, 22 Reade Street, in lower Manhattan, a public hearing is being held by the City Planning Commission and the Metropolitan Transportation Authority in conjunction with the above ULURP hearings to receive comments related to a Draft Environmental Impact Statement (DEIS) concerning applications for amendments of the City Map, the Zoning Map, the Zoning Resolution and for the UDAAP designation and disposition of city-owned property related to the Western Rail Yard.

This hearing is being held pursuant to the State Environmental Quality Review Act (SEQRA) and City Environmental Quality Review (CEQR), CEQR No. 09DCP007M.

**YVETTE V. GRUEL, Calendar Officer
 City Planning Commission
 22 Reade Street, Room 2E
 New York, New York 10007
 Telephone (212) 720-3370**

a25-s9

COMMUNITY BOARDS

PUBLIC HEARINGS

PUBLIC NOTICE IS HEREBY GIVEN THAT the following matters have been scheduled for public hearing by Community Boards:

BOROUGH OF STATEN ISLAND

COMMUNITY BOARD NO. 2 - Tuesday, September 1, 2009 at 7:30 P.M., 460 Brielle Avenue, Staten Island, NY

Agendas

NYC School Construction Authority representatives will discuss the proposed construction of a Public School at the former Doctor's Hospital site at 1050 Targee Street, Staten Island.

BSA #311-04-BZ

380 Lighthouse Avenue
 Application to amend prior variance to permit modifications to dwelling and to address objections not raised during original variance application.

BSA #180-09-BZ

1735 Richmond Avenue
 Application filed for a variance of Section 22-00 of the zoning resolution to permit a proposed commercial development in an R3-1 zoning district contrary to applicable use regulations.

BSA #225-09-BZ

Beacon Avenue c/o Luigi Place
 A variance request to allow for the reduction in the required front yard, fronting Luigi Place from 15 feet to 5 ft. to facilitate the development of a one single-family detached house.

BSA #199-213-09-A

Roswell Avenue
 Application to seek the approval to permit the proposed residential developments, within an R3A and R3-2 zoning district.

a26-s1

PUBLIC NOTICE IS HEREBY GIVEN THAT the following matters have been scheduled for public hearing by Community Boards:

BOROUGH OF QUEENS

COMMUNITY BOARD NO. 4 - Tuesday, September 1, 2009 at 7:00 P.M., VFW Post 150, 51-11 108th Street, Corona, New York. Public Hearing - FY 2011 Capital and Expense Budget.

a26-s1

DESIGN AND CONSTRUCTION

PUBLIC HEARINGS

PLEASE TAKE NOTICE, that in accordance with Section 201-204 (inclusive) of the New York State Eminent Domain Procedure Law ("EDPL"), a public hearing will be held by the New York City Department of Design and Construction, on behalf of the City of New York in connection with the acquisition of certain properties for the reconstruction of roadways, sidewalks and curbs; the installation of new storm sewers; the upgrading of existing sanitary sewers and the upgrading of existing water mains at certain portions of Beach 46th St., Beach 47th St., Beach 48th St., Beach 49th St., Norton Ave., and Rockaway Beach Boulevard (Capital Project HD-153C2) in the Borough of Queens.

The time and place of the hearing is as follows:

DATE: Friday, September 18, 2009
 TIME: 10:00 am
 LOCATION: NYC Department of Design and Construction
 30-30 Thomson Avenue, 3rd Floor
 Training Room
 Long Island City, NY 11101

The purpose of this hearing is to inform the public of the proposed acquisition of certain street beds and adjacent properties and to review the public use to be served by the project and the impact on the environment and residents. The scope of this Capital Project includes the reconstruction

of roadways, sidewalks and curbs; the installation of new storm sewers; the upgrading of existing sanitary sewers and the upgrading of existing water mains.

The properties proposed to be acquired are located in the Borough of Queens as follows:

Beach 46th St. from Rockaway Beach Blvd. to Norton Avenue, Beach 47th St. from Rockaway Beach Blvd. to Joseph H. May Drive, Beach 48th St. from Rockaway Beach Blvd. to Norton Ave., Beach 49th St. from Rockaway Beach Blvd. to Joseph H. May Drive, Norton Ave. from Beach 49th St. to Beach 45th St., Rockaway Beach Blvd. from Beach 49th St. to Beach 46th St. as shown on Damage and Acquisition Map No. 5856, dated July 31, 2009.

The properties affected include the following areas as shown on the Tax Map of the City of New York for the Borough of Queens:

- Block 15837, part of Lots 1, 5, 7, 13, 15, 17, 19, 23, 25, 27, 29;
- Block 15838 part of Lots 3, 5, 6, 9, 11, 12, 13, 15, 17, 19, 20, 21, 22, 24, 25, 27, 34, 37, 39, 41, 43, 45, 47, 48, 49, 51, 53, 55, 57, 59, 61, 63, 67, 70, 72, 74, 76;
- Block 15839, Part of Lots 1, 3, 5, 6, 8, 9, 13, 15, 17, 19, 21, 22, 24, 25, 26, 34, 36, 38, 40, 42, 43, 44, 46, 47, 49, 58, 60, 61, 63, 64, 67, 68, 70, 72, 75;
- Block 15840 part of Lots 6, 64 65;
- Block 15964 part of Lots 61, 63, 65;
- Block 15968 part of Lots 3, 5, 6, 7, 8, 9, 10, 12, 14, 19, 24, 26, 27, 29, 31, 32, 33, 35, 36, 38, 39, 41, 42, 44;
- Block 15969 part of Lots 42, 43, 44, 45, 46, 51, 52, 53, 55, 56, 58, 61, 63, 64, 65, 67, 68, 69, 71, 73, 74, 76;
- Block 15972 part of Lots 1, 3, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 28, 33;
- Block 15973 part of Lots 38, 39, 40, 41; And the bed of street for Beach 46th St., Beach 47th St., Beach 48th St., Beach 49th St., Norton Avenue and Rockaway Beach Blvd.

There are no proposed alternate locations.

Any person in attendance at this meeting shall be given a reasonable opportunity to present oral or written statements and to submit other documents concerning the proposed acquisition. Each speaker shall be allotted a maximum of five (5) minutes. In addition, written statements may be submitted to the General Counsel at the address stated below, provided the comments are received by 5:00 p.m. on September 25, 2009 (5 working days from public hearing date).

NYC Department of Design and Construction
 Office of General Counsel, 4th Floor
 30 - 30 Thomson Avenue
 Long Island City, NY 11101

Please note: Those property owners who may subsequently wish to challenge condemnation of their property via judicial review may do so only on the basis of issues, facts and objections raised at the public hearing.

a31-s4

FRANCHISE AND CONCESSION REVIEW COMMITTEE

MEETING

PUBLIC NOTICE IS HEREBY GIVEN THAT the Franchise and Concession Review Committee will hold a Public Meeting at 2:30 P.M., on Wednesday, September 9, 2009 at 22 Reade Street, 2nd Floor Conference Room, Borough of Manhattan.

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

a31-s9

LANDMARKS PRESERVATION COMMISSION

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that pursuant to the provisions of Title 25, chapter 3 of the Administrative Code of the City of New York (Sections 25-307, 25-308, 25,309, 25-313, 25-318, 25-320) (formerly Chapter 8-A, Sections 207-6.0, 207-7.0, 207-12.0, 207-17.0, and 207-19.0), on Tuesday, **September 8, 2009 at 9:30 A.M.** in the morning of that day, a public hearing will be held in the Conference Room at 1 Centre Street, 9th Floor, Borough of Manhattan with respect to the following properties and then followed by a public meeting. Any person requiring reasonable accommodation in order to participate in the hearing or attend the meeting should call or write the Landmarks Commission no later than five (5) business days before the hearing or meeting.

CERTIFICATE OF APPROPRIATENESS
 BOROUGH OF QUEENS 09-8983 - Block 8066, lot 63-211 Hillside Avenue, aka 211 38th Road - Douglaston Historic District
 A Contemporary Colonial style freestanding house built in 1961. Application is to alter facades and construct an addition and a portico. Zoned R1-2.

CERTIFICATE OF APPROPRIATENESS
 BOROUGH OF QUEENS 10-1632 - Block 8037, lot 40-378 Beverly Road, aka 240-82 32nd Avenue - Douglaston Historic District
 An English Cottage style freestanding house designed by Alfred Scheffer and built in 1926. Application is construct a dormer and modify masonry openings and windows.

CERTIFICATE OF APPROPRIATENESS
 BOROUGH OF QUEENS 10-0430 - Block 8014, lot 22-7 Knollwood Avenue - Douglaston Historic District

A Colonial Revival style house designed by Kaitsen Woo and built in 2008. Application is to legalize construction of a new house in non-compliance with Certificate of Appropriateness 05-2775.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 10-1991 - Block 1159, lot 52-136 Underhill Avenue - Prospect Heights Historic District
A Romanesque/Renaissance Revival style rowhouse designed by William H. Reynolds and built circa 1896. Application is to remove a rear bay window.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 09-8223 - Block 6694, lot 35-757 East 19th Street - Fiske Terrace- Midwood Park Historic District
A Colonial Revival style house designed by Slee & Bryson and built in 1906. Application is to demolish a garage.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 09-9415 - Block 1067, lot 45-118 8th Avenue - Park Slope Historic District
An apartment house designed by M.E. Ungarleider and built 1936. Application is to establish a master plan governing the future replacement of windows.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 09-4578 - Block 296, lot 47-147 Congress Street - Cobble Hill Historic District
A Queen Anne style house built circa 1900. Application is to construct a rooftop addition. Zoned R6/LH-1.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF THE BRONX 10-1881 - Block 2301, lot 53-262 Alexander Avenue - Mott Haven Historic District
A Queen Anne style apartment building designed by Carl A. Millner and built in 1892-93. Application is to install storefront infill.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-8921 - Block 47, lot 7501-120 Broadway - The Equitable Building-Individual Landmark
A Beaux-Arts style office building designed by E.R. Graham and built in 1913-15. Application is to legalize the installation of rooftop mechanical equipment without Landmarks Preservation Commission permits.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-9129 - Block 195, lot 14-87 Walker Street - Tribeca East Historic District
An Italianate/Second Empire style store and loft building built in 1868-1869. Application is to remove the fire escape.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-8333 - Block 218, lot 6-415-423 Washington Street, aka 51-55 Vestry Street - Tribeca North Historic District
A new building under construction in 2008. Application is to legalize and modify the construction of a new building in non-compliance with Certificate of Appropriateness 07-1441. Zoned M1-5.

ADVISORY REPORT
BOROUGH OF MANHATTAN 10-1727 - Block 7777, lot 77-Broadway - SoHo-Cast Iron Historic District
A commercial thoroughfare laid out around 1775 and first paved in 1809. Application is to alter bus stop islands.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-8705 - Block 498, lot 5-565 Broadway, aka 86 Prince Street - SoHo-Cast Iron Historic District
An Italianate style store and dwelling building designed by John Kellum and built in 1859-60. Application is to install signage.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-1649 - Block 483, lot 1-488-490 Broadway - E.V. Houghwout Building-Individual Landmark, SoHo-Cast Iron Historic District
An Anglo-Italianate style store and loft building designed by J.P. Gaynor and built in 1857. Application is to paint the building and to install signage.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-2036 - Block 483, lot 1-488-490 Broadway - E.V. Houghwout Building-Individual Landmark, SoHo-Cast Iron Historic District
An Anglo-Italianate style store and loft building designed by J.P. Gaynor and built in 1857. Application is to install a canopy.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-0301 - Block 530, lot 56-24 Bond Street - NoHo Historic District Extension
A Renaissance Revival style store and loft building designed by Buchman & Deisler and built in 1893. Application is to legalize the installation of sculpture and painting the storefront and facade without Landmarks Preservation Commission permits.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-0240 - Block 535, lot 7501-1-9 West 3rd Street, aka 2-14 West 4th Street, 248-256 Mercer Street, 683-697 Broadway - NoHo Historic District
A Georgian Revival style store building designed by W. Wheeler Smith and built in 1899-1901. Application is to legalize the replacement of shopfront infill and the installation of awnings, menu boxes, signage, light fixtures, and flagpoles without Landmarks Preservation Commission permits.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-1952 - Block 566, lot 2-11 Fifth Avenue - Greenwich Village Historic District
A brick apartment building built in 1956. Application is to establish a master plan governing the future installation of terrace enclosures.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-7363 - Block 609, lot 71-151 West 13th Street - Greenwich Village Historic District
A Greek Revival style house built in 1847-48. Application is to excavate and construct rear yard and rooftop additions. Zoned R6.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-5574 - Block 712, lot 11-439-445 West 14th Street, aka 438-440 West 15th Street - Gansevoort Market Historic District

A Romanesque Revival style stables building designed by Thomas R. Jackson and built in 1892-93. Application is to construct a rooftop addition, install new storefront infill, modify window openings, and replace windows. Zoned M1-5.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-1595 - Block 717, lot 62-436 West 20th Street - Chelsea Historic District Extension
A Greek revival style townhouse built in 1835. Application is to construct a rooftop addition and roof deck, remove decorative a fire escape, build a parapet wall, and gild ornament. Zoned R7-B.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-1478 - Block 847, lot 16-873 Broadway - Ladies' Mile Historic District
A Second Empire Commercial style store and loft building designed by Griffith Thomas and built in 1868 and 1888. Application is to install entrance infill.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-8756 - Block 1383, lot 1-781 Fifth Avenue - The Sherry Netherland Hotel-Individual Landmark
A hotel designed by Schultze & Weaver and built in 1926-27. Application is to amend Certificate of Appropriateness 90-0014 for a master plan governing the future installation of windows.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-1111 - Block 1382, lot 15-21 East 67th Street - Upper East Side Historic District
A residence originally built in 1879-80, and altered in the neo-French Classic style by Philip Aehne in 1919. Application is to legalize the installation of a display window and door while permit was pending.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-8147 - Block 1382, lot 15-21 East 67th Street - Upper East Side Historic District
A residence originally built in 1879-80, and altered in the neo-French Classic style by Philip Aehne in 1919. Application is to construct rooftop and rear yard additions. Zoned C-51.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-0474 - Block 1392, lot 34-77 East 77th Street - Upper East Side Historic District
A Beaux-Arts style carriage house designed by A.M. Welch and built in 1897-98. Application is to legalize the construction of a rooftop addition in non-compliance with Certificate of Appropriateness 06-1798.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-1312 - Block 1389, lot 1-930 Fifth Avenue - Upper East Side Historic District
A Classicizing Modern style apartment building designed by Emery Roth & Sons and built in 1940. Application is to amend Certificate of Appropriateness 85-0080 for a master plan governing the future replacement of windows.

ADVISORY REPORT
BOROUGH OF MANHATTAN 10-1306 - Block 1897, lot 191-Riverside Park and the Henry Hudson Parkway, near West 95th Street - Riverside Park and Riverside Drive- Scenic Landmark
An English Romantic style park built in 1873-75 and designed by Frederick Law Olmsted, with modifications and additions built in 1934-37 and designed by Clifton Lloyd and Gilmore Clarke. Application is to replace a parkway entrance ramp with landscaping.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-9406 - Block 1208, lot 52-46 West 95th Street - Upper West Side/Central Park West Historic District
A neo-Georgian style apartment building designed by Carrere and Hastings and built in 1922-23. Application is to install a canopy.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-1853 - Block 1120, lot 48-40 West 68th Street - Upper West Side/ Central Park West Historic District
A neo-Medieval/neo-Gothic style seminary building designed by Bloch and Hesse and built in 1948-49. Application is to construct a rear yard addition. Zoned R8.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-1117 - Block 1147, lot 7501-161 West 75th Street - Upper West Side/Central Park West Historic District
A neo-Renaissance style apartment building designed by Rosario Candela and built in 1924. Application is to create new lot line window openings.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-5612 - Block 1874, lot 52-2689-2693 Broadway, aka 230 West 103rd Street - Hotel Marseilles-Individual Landmark
A Beaux-Arts style apartment hotel designed by Harry Allen Jacobs and built in 1902-05. Application is to replace windows.

a25-s8

NOTICE IS HEREBY GIVEN THAT PURSUANT to the provisions of 3020 of the New York City Charter and Chapter 3 of Title 24 of the Administrative Code of the City of New York (Sections 25-303 and 25-313) that on **Tuesday, September 15, 2009 at 9:00 A.M.**, at the Landmarks Preservation Commission will conduct a public hearing in the Public Meeting Room of the Landmarks Preservation Commission, located at The Municipal Building, 1 Centre Street, 9th Floor North, City of New York with respect to the following proposed Landmark, Landmark Site and Historic District. Any person requiring reasonable accommodation in order to participate in the hearing should call or write the Landmarks Preservation Commission, [Municipal Building, 1 Centre Street, 9th Floor North, New York, NY 10007, (212) 669-7700] no later than five (5) business days before the hearing. There will also be a public meeting on that day.

ITEMS TO BE HEARD BOROUGH OF QUEENS

Public Hearing Item No. 1
LP-2348 PROPOSED RIDGEWOOD SOUTH HISTORIC DISTRICT, Borough of Queens

Boundary Description

The proposed Ridgewood South Historic District consists of the property bounded by a line beginning at the southwest corner of Woodward and Catalpa Avenues, extending south along the western curbline of Catalpa Avenue across Onderdonk Avenue to the southern curbline of Onderdonk Avenue, easterly across Catalpa Avenue and the southern curbline of Onderdonk Avenue to a line extending northerly from the eastern (rear) property line of 57-34 Catalpa Avenue, southerly along said line and the eastern (rear) property lines of 57-34 through 57-14 Catalpa Avenue, westerly along the southern property line of 57-14 Catalpa Avenue to the eastern curbline of Catalpa Avenue, northerly along said eastern curbline of Catalpa Avenue to a line extending easterly across Catalpa Avenue from the southern property line of 57-15 Catalpa Avenue, westerly along said line and the southern property lines of 57-15 Catalpa Avenue and 18-18 Cornelia Street to the western curbline of Cornelia Street, southerly along said western curbline of Cornelia Street to a line extending easterly from the southern property line of 18-11 Cornelia Street, westerly along said line and the southern property line of 18-11 Cornelia Street to the western (rear) property line of 18-11 Cornelia Street, northerly along said western (rear) property line of 18-11 Cornelia Street and the western (rear) property lines of 18-11 through 18-15 Cornelia Street to the southern property line of 18-20 Putnam Avenue, western along said southern property line of 18-20 Putnam Avenue and the southern property lines of 18-19 Putnam Avenue, 18-20 and 18-19 Madison Street, and 18-20 Woodbine Street to the western curbline of Woodbine Street, southerly along said western curbline of Woodbine Street to a line extending easterly from the southern property line of 18-13 Woodbine Street, westerly along said line and the southern property line of 18-13 Woodbine Street, northerly along the western (rear) property line of 18-13 Woodbine Street and the western (rear) property lines 18-15 through 18-29 Woodbine Street to the southern curbline of Onderdonk Avenue, easterly along said southern curbline of Onderdonk Avenue to the eastern curbline of Woodbine Street, northerly across Onderdonk Avenue and along the eastern curbline of Woodbine Street to a line extending westerly from the northern property line of 18-66 Woodbine Street, easterly along said line and the northern property line of 18-66 Woodbine Street to the western (rear) property line of 18-6 Madison Street, northerly along said western (rear) property line of 18-67 Madison Street and the western (rear) property lines of 18-69 through 18-77 Madison Street, northeasterly along the western property lines of 18-79 through 18-85 Madison Street (aka 768 Woodward Avenue) to the southern curbline of Woodward Avenue, and easterly along the southern curbline of Woodward Avenue, to the point or place of beginning.

BOROUGH OF QUEENS

Public Hearing Item No. 2

LP-2386 JAMAICA CHAMBER OF COMMERCE, 89-31 161st Street, Queens
Landmark Site: Borough of Queens Tax Map Block 9760, Lot 27

a26-s14

BOARD OF STANDARDS AND APPEALS

PUBLIC HEARING

SEPTEMBER 15, 2009, 10:00 A.M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning, September 15, 2009, 10:00 A.M., at 40 Rector Street, 6th Floor, New York, N.Y. 10006, on the following matters:

SPECIAL ORDER CALENDAR

590-76-BZ
APPLICANT – Joseph P. Morsellino, Esq., for Cinfiors Limited, owners.
SUBJECT – Application September 15, 2009 – Extension of Term of a previously granted Variance (72-01(b)) for an existing illuminated sign that exceeds the permitted height above curb level. C2-8 zoning district.
PREMISES AFFECTED – 243 East 59th Street, northwest corner of 59th Street and Second Avenue, Block 1414, Lot 120, Borough of Manhattan.
COMMUNITY BOARD #8M

1259-79-BZ
APPLICANT – Sheldon Lobel, P.C., for Arabara, LLC, owner.
SUBJECT – Application August 13, 2009 – Extension of Time to complete construction and obtain a certificate of occupancy and Waiver of the Rules of a previously granted Variance (72-21) for the conversion of all floors above the first floor from manufacturing lofts into residential dwellings which expired on October 6, 1984.
M1-6 zoning district.
PREMISES AFFECTED – 29 West 26th Street, north side of West 26th Street, 350' east of Sixth Avenue, Block 826, Lot 16, Borough of Manhattan.
COMMUNITY BOARD #5M

297-99-BZ
APPLICANT – Walter T. Gorman, P.E., for Bell & Northern Bayside Company, LLC, owner; ExxonMobil Corporation, lessee.
SUBJECT – Application June 1, 2009 – Extension of Term and Waiver of the Rules for the continued use of a Gasoline Service Station (Mobil) which expires on September 19, 2010.
C2-2/R-6B zoning district.
PREMISES AFFECTED – 45-05 Bell Boulevard, east side blockfront between Northern Boulevard and 45th Road, Block 7333, Lot 201, Borough of Queens.
COMMUNITY BOARD #11Q

239-07-BZ
APPLICANT – New York City Board of Standards and Appeals
YHA New York Inc.
SUBJECT – Application for dismissal for lack of prosecution – Extension of Term/Waiver (32-31 & 73-36) to reopen and extend the term for a Physical Cultural Establishment.
PREMISES AFFECTED – 57-38 Waldron Street, Block 1959, Lot 27, Borough of Queens.
COMMUNITY BOARD #4Q

APPEALS CALENDAR

38-09-A
APPLICANT – Benjamin Lam, for Lee Zhen Xiang, owner.

SUBJECT – Application March 6, 2009 – Proposed construction of a 3 family home located within the bed of mapped street contrary to General City Law, Section 35. R-5 Zoning district.

PREMISES AFFECTED – 72-45 43rd Avenue, corner of 43rd Avenue and 74th Street, Block 1353, Lot 46, Borough of Queens.

COMMUNITY BOARD #4Q

170-09-A

APPLICANT – NYC Department of Buildings

OWNER - Kenbridge Realty Corporation

SUBJECT – Application April 3, 2009 – An appeal filed by the Department of Buildings seeking to amend the Certificate of Occupancy No. 400942655 issued on May 2, 2002 to remove the reference to “Adult” Establishment “use on the second floor. M1-5/R-9 Special Mixed Use.

PREMISES AFFECTED – 24-03 Queens Plaza North, northeast corner of Queens Plaza North and 24th Street, Block 414, Lot 5, Borough of Queens.

COMMUNITY BOARD #1Q

181-09-A

APPLICANT – Fire Department of New York, for Koppelman Management, owner; Alexander and Sons Upholstery, lessees.

SUBJECT – Application June 1, 2009 – Appeal from the Fire Department seeking a Modification of Certificate of Occupancy No. 79367 to require an approved Automatic Wet Sprinkler system throughout the cellar and first floor of a commercial use. R8 Zoning District.

PREMISES AFFECTED – 410 East 64th Street, Block 1458, Lot 41, Borough of Manhattan.

COMMUNITY BOARD #8M

SEPTEMBER 15, 2009, 1:30 P.M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, September 15, 2009, at 1:30 P.M., at 40 Rector Street, 6th Floor, New York, N.Y. 10006, on the following matters:

ZONING CALENDAR

186-08-BZ

APPLICANT – Petrus Fortune, P.E., for Kevin Mast.

Chairman, Followers of Jesus Mennonite Church, owner.

SUBJECT – Application July 10, 2008 – Special Permit (§73-19) to allow the legalization and enlargement of a school in a former manufacturing building. The proposal is contrary to ZR Section 42-10, M1-1 district.

PREMISES AFFECTED – 3065 Atlantic Avenue, northwest corner of Atlantic Avenue and Shepherd Avenue, Block 3957, Lot 45, Borough of Brooklyn.

COMMUNITY BOARD #5BK

187-08-BZ

APPLICANT – Sheldon Lobel, P.C., for Congregation and Yeshiva Machzikei Hadas, Inc., owner.

SUBJECT – Application July 11, 2008 – Variance (§72-21) to permit the construction of a six-story community facility building. The proposal is contrary to ZR Section 42-00. M2-1 zoning district.

PREMISES AFFECTED – 1247 38th Street, east side of 38th Street, between 13th and 12th Avenue, Block 5295, Lot 52, Borough of Brooklyn.

COMMUNITY BOARD #12BK

198-09-BZ

APPLICANT – Eric Palatnik, P.C., for Chelsea Lofts Corp., owner; Personal Training Institute, lessee.

SUBJECT – Application June 29, 2009 – Special Permit (§73-36) to allow the operation of the proposed physical culture establishment on the first floor of an eight-story building. C6-3A zoning district.

PREMISES AFFECTED – 143 West 19th Street, between Sixth and Seventh Avenues, Block 795, Lot 14, Borough of Manhattan.

COMMUNITY BOARD #4M

226-09-BZ

APPLICANT – Mitchell S. Ross, Esq., for Fraydun Enterprises, LLC, owner; New York Health and Racquet Club, lessee.

SUBJECT – Application June 19, 2009 – Special Permit (73-36) to allow the legalization of a physical culture establishment on the cellar through second floors of a six-story mixed-use building. C6-1 zoning district.

PREMISES AFFECTED – 24 East 13th Street, south side of East 13th Street, 142'-2 & ¾" west of University Place, Block 570, Lot 17, Borough of Manhattan.

COMMUNITY BOARD #2M

Jeff Mulligan, Executive Director

SEPTEMBER 22, 2009, 10:00 A.M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning, September 22, 2009, 10:00 A.M., at 40 Rector Street, 6th Floor, New York, N.Y. 10006, on the following matters:

SPECIAL ORDER CALENDAR

115-53-BZ

APPLICANT – Eric Palatnik, P.C., for Theodoras Zorbas, owner.

SUBJECT – Application July 8, 2009 – Extension of Term and Waiver of the Rules for the continued use of a Gasoline Service Station (Mobil) which expired on July 11, 2008. C2-2/R3-2 zoning district.

PREMISES AFFECTED – 252-02 Union Turnpike, southwest corner of Little Neck Parkway, Block 8565, Lot 1, Borough of Queens.

COMMUNITY BOARD #13Q

191-53-BZ

APPLICANT – Walter T. Gorman, P.E., for ExxonMobil Corporation, owner; Mobil Service Station, lessee.

SUBJECT – Application August 17, 2009 – Extension of Time and Waiver of the Rules to obtain a certificate of occupancy for a Gasoline Service Station (Mobil) which expired on September 21, 2001. C2-2/R7-1 zoning district.

PREMISES AFFECTED – 42-02/18 Queens Boulevard, south side blockfront from 42nd Street to 43rd Street, Block 169, Lot 22, Borough of Queens.

COMMUNITY BOARD #2Q

613-74-BZ

APPLICANT – Greenberg Traurig LLP by Jay Segal, for NY-1095 Avenue of the Americas, LLC, owner; Metropolitan Life Insurance Company, lessee.

SUBJECT – Application July 24, 2009 - Amendment to a

previously granted Variance (72-21) to permit the relocation of the illuminated signage (Metlife) from the North facade to the East facade of the existing 42 story commercial building. C6-6, C5-3, C6-7, C5-2.5/Special Midtown District/Theater Subdistrict.

PREMISES AFFECTED – 1095 Avenue of the Americas, between 42nd Street and 41st Street, Block 994, Lot 1001-1011, Borough of Manhattan.

COMMUNITY BOARD #5M

272-07-BZ

APPLICANT – Ellen Hay, Wachtel & Masyr, LLP, for Amsterdam & 76th Associates, LLC, owner; Equinox 76th Street, Inc., lessee.

SUBJECT – Application November 28, 2007 – Amendment of a Special Permit (§73-36) to allow an enlargement of 14,814 square feet for a Physical Culture Establishment. C2-7A and C4-6A districts.

PREMISES AFFECTED – 344 Amsterdam Avenue, aka 205 W. 76th Street aka 204 W. 77th Street, west side of Amsterdam Avenue, between West 76th and West 77th Streets, Block 1168, Lots 1001, 1002, 30, Borough of Manhattan.

COMMUNITY BOARD #7M

APPEALS CALENDAR

188-09-A

APPLICANT – John Natoli, for Michael Ortega, owner.

SUBJECT – Application June 10, 2009 – Legalization of a one story enlargement to an existing home located within the bed of a mapped street (Noel Road) contrary to General City Law Section 35. R3-2 Zoning District.

PREMISES AFFECTED – 214 Noel Road, south side of Noel Road and East side of 103rd Street, Block 15459, Lot 9, Borough of Queens.

COMMUNITY BOARD #14Q

217-09-A

APPLICANT – Marvin B. Mitzner, Esq., for 514-516 East 6th Street, owner.

SUBJECT – Application July 7, 2009 – An appeal seeking to vary the applicable provisions under the Multiple Dwelling Law as it applies to the enlargement of non- fireproof tenement buildings. R7-2 Zoning District.

PREMISES AFFECTED – 514-516 East 6th Street, south side of East 6th Street, between Avenue A and B, Block 401, Lots 17 and 18, Borough of Manhattan.

COMMUNITY BOARD #3M

SEPTEMBER 22, 2009, 1:30 P.M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, September 22, 2009, at 1:30 P.M., at 40 Rector Street, 6th Floor, New York, N.Y. 10006, on the following matters:

ZONING CALENDAR

214-07-BZ

APPLICANT – Sheldon Lobel, P.C., for 3210 Riverdale Associates, LLC, owner.

SUBJECT – Application September 18, 2007 – Variance to allow a public parking garage and increase above the maximum permitted floor area in a mixed residential and community facility building, contrary to sections 22-10 and 24-162 of the zoning resolution. R6 zoning district.

PREMISES AFFECTED – 3217 Irwin Avenue, aka 3210 Riverdale Avenue, north side of West 232nd Street, Block 5759, Lots 356, 358, 362, Borough of Bronx.

COMMUNITY BOARD #8BX

28-09-BZ

APPLICANT – Moshe M. Friedman, P.E., for 133 Equity Corp., owner.

SUBJECT – Application February 17, 2009 – Variance (§72-21) to permit a four-story residential building on a vacant lot. The proposal is contrary to ZR Section 42-10. M1-1 district.

PREMISES AFFECTED – 133 Taaffe Place, east side of Taaffe Place, 142'-2.5" north of intersection of Taaffe Place and Myrtle Avenue, Block 1897, Lot 4, Borough of Brooklyn.

COMMUNITY BOARD #3BK

214-09-BZ

APPLICANT – Rothkrug, Rothkrug & Spector, LLP, for LAL Astor Avenue Management Co., LLC, owner.

SUBJECT – Application June 29, 2009 – Special Permit pursuant to (§73-125) to allow for a 9,996 sq ft ambulatory diagnostic or treatment center which exceeds the 1,500 sq ft maximum allowable floor area set forth in ZR22-14. R4-1 zoning district.

PREMISES AFFECTED – 1464 Astor Avenue, south side of Astor Avenue, 100' east of intersection with Fenton Avenue, Block 4389, Lot 26, 45, Borough of Bronx.

COMMUNITY BOARD #11BX

Jeff Mulligan, Executive Director

a31-s1

TRANSPORTATION

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN, pursuant to law, that the following proposed revocable consents, have been scheduled for a public hearing by the New York City Department of Transportation. The hearing will be held at 55 Water Street, 9th Floor, Room 945 commencing at 2:00 p.m. on Wednesday, September 2, 2009. Interested parties can obtain copies of proposed agreements or request sign-language interpreters (with at least seven days prior notice) at 55 Water Street, 9th Floor SW, New York, NY 10041, or by calling (212) 839-6550.

#1 In the matter of a proposed revocable consent authorizing Consolidated Edison Company of New York, Inc. to maintain and use five sections of guard rail on the north sidewalk of Plymouth Street, between Gold and Bridge Streets, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from July 1, 2008 to June 30, 2018 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2008 to June 30, 2009 - \$5,418
For the period July 1, 2009 to June 30, 2010 - \$5,581
For the period July 1, 2010 to June 30, 2011 - \$5,744
For the period July 1, 2011 to June 30, 2012 - \$5,907
For the period July 1, 2012 to June 30, 2013 - \$6,070
For the period July 1, 2013 to June 30, 2014 - \$6,233
For the period July 1, 2014 to June 30, 2015 - \$6,396
For the period July 1, 2015 to June 30, 2016 - \$6,559
For the period July 1, 2016 to June 30, 2017 - \$6,722

For the period July 1, 2017 to June 30, 2018 - \$6,885

For the period July 1, 2018 to June 30, 2019 - \$7,048

the maintenance of a security deposit in the sum of \$10,000, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

#2 In the matter of a proposed revocable consent authorizing Third & Bond Condominium to construct, maintain and use a fenced-in planted area on the northeast sidewalk of 3rd Street, northwest of Bond Street, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from the Date of Approval by the Mayor to June 30, 2020, and provides among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period from the date of final approval to June 30, 2020 - \$2,520/annum

the maintenance of a security deposit in the sum of \$10,000, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

#3 In the matter of a proposed revocable consent authorizing 540 Land Partners LLC to maintain and use a sidewalk clock, together with an electrical conduit on the south sidewalk of East 55th Street, west of Madison Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2009 to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2009 to June 30, 2019 - \$300/annum
the maintenance of a security deposit in the sum of \$2,000, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

#4 In the matter of a proposed modification of revocable consent authorizing New York University so as to construct, maintain and use additional conduits under and across Washington Square West, Washington Square South and West 3rd Streets, in the Borough of Manhattan. The proposed revocable consent is for a term of five 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:

For the period July 1, 2009 to June 30, 2010 - \$145,504 + 3,569/annum
(prorated from the date of Approval by the Mayor)
For the period July 1, 2010 to June 30, 2011 - \$152,389
For the period July 1, 2011 to June 30, 2012 - \$155,705
For the period July 1, 2012 to June 30, 2013 - \$159,021
For the period July 1, 2013 to June 30, 2014 - \$162,337

the maintenance of a security deposit in the sum of \$146,000. and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

#5 In the matter of a proposed revocable consent authorizing Sovereign Bank to maintain and use a conduit under and across New Dorp Lane, between Edison Street and 10th Street, in the Borough of Staten Island. The proposed revocable consent is for a term of ten years from July 1, 2009 to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2009 to June 30, 2010 - \$750
For the period July 1, 2010 to June 30, 2011 - \$773
For the period July 1, 2011 to June 30, 2012 - \$796
For the period July 1, 2012 to June 30, 2013 - \$819
For the period July 1, 2013 to June 30, 2014 - \$842
For the period July 1, 2014 to June 30, 2015 - \$865
For the period July 1, 2015 to June 30, 2016 - \$888
For the period July 1, 2016 to June 30, 2017 - \$911
For the period July 1, 2017 to June 30, 2018 - \$934
For the period July 1, 2018 to June 30, 2019 - \$957

the maintenance of a security deposit in the sum of \$1,000, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

a12-s2

PROPERTY DISPOSITION

CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF MUNICIPAL SUPPLY SERVICES

■ SALE

PUBLIC AUCTION SALE NUMBER 10001 - E

NOTICE IS HEREBY GIVEN of a bi-weekly public auction of City fleet vehicles consisting of cars, vans, light duty vehicles, trucks, heavy equipment and miscellaneous automotive equipment to be held on WEDNESDAY, SEPTEMBER 2, 2009 (SALE NUMBER 10001-E). This auction is held every other Wednesday unless otherwise notified. Viewing is on auction day only from 8:30 AM until 9:00 AM. The auction begins at 9:00 A.M.

LOCATION: 570 Kent Avenue, Brooklyn, NY (in the Brooklyn Navy Yard between Taylor and Clymer Streets).

A listing of vehicles to be offered for sale in the next auction can be viewed on our Web site, on the Friday prior to the sale date at: <http://www.nyc.gov/auctions> Terms and Conditions of Sale can also be viewed at this site. For further information, please call (718) 417-2155 or (718) 625-1313.

a19-s2

POLICE

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

The following listed property is in the custody, of the Property Clerk Division without claimants.

Recovered, lost, abandoned property, property obtained from prisoners, emotionally disturbed, intoxicated and deceased persons; and property obtained from persons incapable of caring for themselves.
Motor vehicles, boats, bicycles, business machines, cameras, calculating machines, electrical and optical property, furniture, furs, handbags, hardware, jewelry, photographic equipment, radios, robes, sound systems, surgical and musical instruments, tools, wearing apparel, communications equipment, computers, and other miscellaneous articles.

INQUIRIES

Inquiries relating to such property should be made in the Borough concerned, at the following office of the Property Clerk.

FOR MOTOR VEHICLES

(All Boroughs):

- * College Auto Pound, 129-01 31 Avenue, College Point, NY 11354, (718) 445-0100
- * Gowanus Auto Pound, 29th Street and 2nd Avenue, Brooklyn, NY 11212, (718) 832-3852
- * Erie Basin Auto Pound, 700 Columbia Street, Brooklyn, NY 11231, (718) 246-2029

FOR ALL OTHER PROPERTY

- * Manhattan - 1 Police Plaza, New York, NY 10038, (212) 374-4925.
- * Brooklyn - 84th Precinct, 301 Gold Street, Brooklyn, NY 11201, (718) 875-6675.
- * Bronx Property Clerk - 215 East 161 Street, Bronx, NY 10451, (718) 590-2806.
- * Queens Property Clerk - 47-07 Pearson Place, Long Island City, NY 11101, (718) 433-2678.
- * Staten Island Property Clerk - 1 Edgewater Plaza, Staten Island, NY 10301, (718) 876-8484.

j1-d31

PROCUREMENT

"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."

CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF MUNICIPAL SUPPLY SERVICES

■ SOLICITATIONS

Goods

WALK THROUGH METAL DETECTORS – Competitive Sealed Bids – PIN# 8570900799 – DUE 09-23-09 AT 10:30 A.M.

● **MONITORS, PATIENT, SUPPLIES AND EQUIPMENT** – Competitive Sealed Bids – PIN# 8570901322 – DUE 09-18-09 AT 10:30 A.M.

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

Department of Citywide Administrative Services
1 Centre Street, Room 1800, New York, NY 10007.
Anna Wong (212) 669-8610.

s1

BRIDGE DE-ICING CHEMICALS - LIQUID/SOLID - (RE-AD) – Competitive Sealed Bids – PIN# 8570901203 – DUE 09-16-09 AT 10:30 A.M.

● **TAG, DOG, CIRCULAR (RE-AD)** – Competitive Sealed Bids – PIN# 8570901324 – DUE 09-16-09 AT 10:30 A.M.

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

Department of Citywide Administrative Services
1 Centre Street, Room 1800, New York, NY 10007.
Anna Wong (718) 669-8610.

s1

■ AWARDS

Goods

EQUIPMENT, RENTAL OF VARIOUS, DOT – Competitive Sealed Bids – PIN# 857900378 – AMT: \$722,700.00 – TO: Gabrielli Truck Leasing, LLC, 880 South Oyster Bay Road, Hicksville, NY 11801.

s1

XEROX PRINTERS - DSBS – Intergovernmental Purchase – PIN# 8571000160 – AMT: \$175,232.64 – TO: Xerox Corp., 245 Park Ave., 23rd Fl., New York, NY 10167. NYS Contract #PT59176.

Suppliers wishing to be considered for a contract with the Office of General Services of New York State are advised to contact the Procurement Services Group, Corning Tower, Room 3711, Empire State Plaza, Albany, NY 12242 or by phone: 518-474-6717.

s1

■ VENDOR LISTS

Goods

ACCEPTABLE BRAND LIST – In accordance with PPB Rules, Section 2-05(c)(3), the following is a list of all food items for which an Acceptable Brands List has been established.

1. Mix, Biscuit - AB-14-1:92
2. Mix, Bran Muffin - AB-14-2:91
3. Mix, Corn Muffin - AB-14-5:91
4. Mix, Pie Crust - AB-14-9:91
5. Mixes, Cake - AB-14-11:92A
6. Mix, Egg Nog - AB-14-19:93
7. Canned Beef Stew - AB-14-25:97
8. Canned Ham Shanks - AB-14-28:91
9. Canned Corned Beef Hash - AB-14-26:94
10. Canned Boned Chicken - AB-14-27:91
11. Canned Corned Beef - AB-14-30:91
12. Canned Ham, Cured - AB-14-29:91
13. Complete Horse Feed Pellets - AB-15-1:92
14. Canned Soups - AB-14-10:92D
15. Infant Formula, Ready to Feed - AB-16-1:93
16. Spices - AB-14-12:95
17. Soy Sauce - AB-14-03:94
18. Worcestershire Sauce - AB-14-04:94

Application for inclusion on the above enumerated Acceptable Brand Lists for foods shall be made in writing and addressed to: Purchase Director, Food Unit, Department of Citywide Administrative Services, Division of Municipal Supply Services, 1 Centre Street, 18th Floor, New York, NY 10007. (212) 669-4207.

jy17-j4

EQUIPMENT FOR DEPARTMENT OF SANITATION – In accordance with PPB Rules, Section 2.05(c)(3), an acceptable brands list will be established for the following equipment for the Department of Sanitation:

- A. Collection Truck Bodies
- B. Collection Truck Cab Chassis
- C. Major Component Parts (Engine, Transmission, etc.)

Applications for consideration of equipment products for inclusion on the acceptable brands list are available from: Vendor Relations, Department of Citywide Administrative Services, Division of Municipal Supply Services, 1 Centre Street, 18th Floor, New York, NY 10007. (212) 669-8610.

jy17-j4

OPEN SPACE FURNITURE SYSTEMS - CITYWIDE – In accordance with PPB Rules, Section 2.05(c)(3), an Acceptable Brands List, #AB-17W-1:99, has been established for open space furniture systems.

Application for consideration of product for inclusion on this acceptable brands list shall be made in writing and addressed to: Vendor Relations, Department of Citywide Administrative Services, Division of Municipal Supply Services, 1 Centre Street, 18th Floor, New York, NY 10007, (212) 669-8610.

jy17-j4

COMPTROLLER

BUREAU OF ASSET MANAGEMENT

■ SOLICITATIONS

Services (Other Than Human Services)

PRIVATE EQUITY INVESTMENT CONSULTANT FOR THE TEACHERS RETIREMENT SYSTEM – Request for Proposals – PIN# 015 09812700 ZQ – DUE 10-22-09 AT 4:00 P.M. – The Comptroller of the City of New York (the "Comptroller"), acting on behalf of the Teachers' Retirement System of the City of New York ("TRS" or "the System"), has prepared and is distributing this Request for Proposals ("RFP") to identify a firm to act as Private Equity Investment Consultant to TRS. As of June 30, 2009, TRS has private equity commitments to 125 funds totaling approximately \$3.38 billion with \$1.87 billion in invested capital.

A. Scope of Services

The selected firm will provide TRS and the Comptroller with expert advice on private equity related investment activities over a broad spectrum of strategies (including, but not limited to, corporate finance, venture capital, mezzanine, distressed, secondary, fund of funds - collectively "private equity") and stages of investment. It is anticipated that this RFP will result in a three year contract with renewal options totaling up to an additional four years.

The work will include, but not be limited to, providing strategic advice, new investment identification and evaluation and portfolio monitoring services, as identified in more detail in the Detailed Scope of Services set forth in Attachment 1 to this RFP. The selected proposer will act as a fiduciary to TRS and the Comptroller's Office. The selected proposer will be expected to meet regularly with Comptroller Staff and to make regular presentations to the TRS Board of Trustees concerning each of these areas of work, including on individual investment opportunities and such other topics as the Board or Comptroller may request.

B. Minimum Requirements

Minimum requirements are set forth below. Proposers who do not meet the following minimum requirements, or who do not comply with the specifications or material terms and conditions of this RFP, shall be considered non-responsive and shall be rejected. Proposers must provide proof to demonstrate that their firms meet these minimum requirements.

1. Firm must provide private equity consulting services to existing institutional investors, with at least one client having a private equity portfolio of at least \$1 billion in capital commitments as of July 1, 2009.

2. Firm must provide private equity consulting services to at least one public pension fund as of July 1, 2009.

3. Firm's key professionals to be assigned to this engagement must have at least three years of demonstrated prior experience in providing services to institutional investors in private equity as of July 1, 2009.

4. Registration

Proposer must be a SEC registered investment advisor.

5. Ethics Compliance

Proposers should refer to the NYCERS Ethics and Compliance Policy (the "Policy"), Exhibit 3, to this RFP and then indicate their ability and willingness to comply with the Policy by signing NYCERS Investment Consultant RFP Certification (the "Certification") which appears as Exhibit 3-A to this RFP. Certification should be appended to the Proposer's Cover Sheet, Exhibit 1.

The RFP will be available for download from the Comptroller's Web site at www.comptroller.nyc.gov on or about September 1, 2009. To register and download the RFP, select "RFPs", then "Asset Management and Related RFPs", then link to "RFP for Private Equity Investment Consultant for the Teachers' Retirement System" and click on link provided to "Register for RFP". Questions about the RFP should be transmitted by e-mail to Evelyn Dresler, Director of Asset Management Contracting, at bamcontracts@comptroller.nyc.gov by September 15, 2009 at noon. Proposals are due by October 22, 2009 at 4:00 P.M.

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

Comptroller's Office, 1 Centre Street, Room 650
New York, NY 10007. Evelyn Dresler (212) 669-8235
bamcontracts@comptroller.nyc.gov

s1

■ AWARDS

Services (Other Than Human Services)

U.S. FIXED INCOME INVESTMENT MANAGEMENT AGREEMENT – Request for Proposals – PIN# 015088117022FI – AMT: \$8,480,000.00 – TO: BlackRock Financial Management Inc., 40 East 52nd Street, New York, NY 10022.

s1

EDUCATION

DIVISION OF CONTRACTS AND PURCHASING

■ SOLICITATIONS

Goods

CHILDREN'S PROGRESS EDUCATIONAL SOFTWARE – Competitive Sealed Bids – PIN# Z1229040 – DUE 09-24-09 AT 5:00 P.M. – If you cannot download this bid, please send an e-mail to VendorHotline@schools.nyc.gov with the bid number and title in the subject line of your e-mail. For all questions related to this bid, please send an e-mail to krobbin@schools.nyc.gov with the bid number and title in the subject line of your e-mail.

Bid opening: Friday, September 25th, 2009 at 11:00 A.M.

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

Department of Education, 65 Court Street, Room 1201
Brooklyn, NY 11201. Vendor Hotline (718) 935-2300
vendorhotline@schools.nyc.gov

s1

MEDALS, PLAQUES, AND TROPHIES AWARDS

Competitive Sealed Bids – PIN# B1115040 – DUE 09-10-09 AT 5:00 P.M. – For Bid Apple Games, PSAL Programs and to the New York City Public Schools. If you cannot download this bid, please send an e-mail to VendorHotline@schools.nyc.gov with the bid number and title in the subject line of your e-mail. For all questions related to this bid, please send an e-mail to bhamilton@schools.nyc.gov with the bid number and title in the subject line of your e-mail.

Bid opening: Friday, September 11th, 2009 at 11:00 A.M.

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

Department of Education, 65 Court Street, Room 1201
Brooklyn, NY 11201. Vendor Hotline (718) 935-2300
vendorhotline@schools.nyc.gov

s1

ENVIRONMENTAL PROTECTION

BUREAU OF WATER SUPPLY

■ SOLICITATIONS

Services (Other Than Human Services)

USGSO AND MSFIO: OPERATION AND MAINTENANCE AGREEMENT FOR THE HYDROLOGIC MONITORING NETWORK – Government to Government – PIN# 82610WS00017 – DUE 09-17-09 AT 4:00 P.M. – DEP, Bureau of Water Supply intends to enter into a Government to Government procurement Agreement with the US Geological Survey for USGSO and MSFIO: for the Operation and Maintenance Agreement for the Hydrologic Monitoring Network. The contract is for the measurement of the stage and discharge of water at Gage sites throughout the Watershed of New York City's Croton, Catskill, Delaware and Hudson Systems. Any firm which believes it can also provide the required service is invited to so, indicated by letter which must be received no later than September 17, 2009 at: Department of Environmental Protection, Agency Chief Contracting Officer, 59-17 Junction Blvd., 17th Floor, Flushing, New York 11373, attn: Ms. Debra Butlien, (718) 595-3423, email: Dbutlien@dep.nyc.gov

s1-8

HEALTH AND HOSPITALS CORPORATION

The New York City Health and Hospitals Corporation is regularly soliciting bids for supplies and equipment at its Central Purchasing Offices, 346 Broadway, New York City, Room 516, for its Hospitals and Diagnostic and Treatment Centers. All interested parties are welcome to review the bids that are posted in Room 516 weekdays between 9:00 a.m. and 4:30 p.m. For information regarding bids and the bidding process, please call (212) 442-3863.

j1-d31

SOLICITATIONS

Goods & Services

SERVICE CONTRACT FOR NITRIC-OXIDE INHALATION THERAPY – Competitive Sealed Bids – PIN# QHN2010-1016EHC – DUE 09-18-09 AT 10:00 A.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Queens Health Network, 82-68 164th Street, "S" Building, Jamaica, NY 11432. Margaret Palma (718) 883-6000 palmam@nychhc.org

s1

HEALTH AND MENTAL HYGIENE

AGENCY CHIEF CONTRACTING OFFICER

AWARDS

Human/Client Service

MENTAL HEALTH SERVICES - PSYCHOSOCIAL CLUB – Renewal – PIN# 07P0023501R1X00 – AMT: \$1,367,322.00 – TO: General Development and Orientation Council, Inc., 1064 Franklin Avenue, 5th Floor, Bronx, NY 10456.
● **MENTAL HEALTH** – Required Method (including Preferred Source) – PIN# 10AC020901ROX00 – AMT: \$3,878,169.00 – TO: Welfare Research, Inc., 112 State Street, Albany, NY 12207.
● **MENTAL HYGIENE SERVICES** – Renewal – PIN# 07P0089901R1X00 – AMT: \$243,792.00 – TO: Pathways to Housing, Inc., 55 West 125th Street, 10th Floor, New York, NY 10027.
● **MENTAL HEALTH** – Renewal – PIN# 07P0025701R1X00 – AMT: \$1,440,666.00 – TO: Lifespire, Inc., 184-10 Jamaica Avenue, Hollis, NY 11423.

s1

HOMELESS SERVICES

AWARDS

Human/Client Service

SINGLE ROOM OCCUPANCY - HOMELESS – Required/Authorized Source – PIN# 071-09S-003-520 – AMT: \$767,460.00 – TO: 334-336 Bergen Street HDFC, 475 Riverside Drive, Suite 1244, New York, NY 10115.
● **SINGLE ROOM OCCUPANCY - HOMELESS** – Required/Authorized Source – PIN# 071-09S-003-676 – AMT: \$288,912.00 – TO: Odyssey, HDFC, 120 Wall Street, 17th Floor, New York, NY 10005.
● **SINGLE ROOM OCCUPANCY - HOMELESS** – Required/Authorized Source – PIN# 071-09S-003-521 – AMT: \$1,001,454.00 – TO: Brooklyn Community Housing and Services, Inc., 105 Carlton Avenue, Brooklyn, NY 11205.
● **SINGLE ROOM OCCUPANCY - HOMELESS** – Required/Authorized Source – PIN# 071-09S-003-531 – AMT: \$1,594,968.00 – TO: Housing and Services, Inc., 461 Park Avenue South, New York, NY 10016.

s1

OFFICE OF CONTRACTS AND PROCUREMENT

SOLICITATIONS

Human/Client Service

TRANSITIONAL RESIDENCES FOR HOMELESS/DROP-IN CENTERS – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 071-00S-003-262Z – DUE 06-25-10 AT 10:00 A.M. – The Department of Homeless Services is soliciting proposals from organizations interested in developing and operating transitional residences for homeless adults and families including the Neighborhood Based Cluster Residence and drop-in centers for adults. This is an open-ended solicitation; there is no due date for submission.

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.
Department of Homeless Services, 33 Beaver Street 13th Floor, New York, NY 10004.
Marta Zmoira (212) 361-0888, mzmoira@dhs.nyc.gov

j12-24

HOUSING AUTHORITY

SOLICITATIONS

Construction/Construction Services

BRICK REPAIR / ASBESTOS ABATEMENT AT 2125 GLEBE AVENUE – Competitive Sealed Bids – PIN# BW6019893 – DUE 09-22-09 AT 11:00 A.M.
● **ROOFING REPLACEMENT AND ASBESTOS ABATEMENT AT CHELSEA ADDITION HOUSES** – Competitive Sealed Bids – PIN# RF7007753 – DUE 09-22-09 AT 10:30 A.M.
● **ROOFING REPLACEMENT AND ASBESTOS ABATEMENT** – Competitive Sealed Bids – PIN# RF7009685 – DUE 09-22-09 AT 10:00 A.M.

Bid documents are available Monday through Friday, 9:00 A.M. to 4:00 P.M. for a \$25.00 fee in the form of a money order or certified check made payable to NYCHA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Housing Authority, 90 Church Street, 11th Floor New York, NY 10007. Gloria Guillo, MPA, CPPO (212) 306-3121, gloria.guillo@nycha.nyc.gov

s1-8

HUMAN RESOURCES ADMINISTRATION

AWARDS

Human/Client Service

SUBSTANCE ABUSE CENTRALIZED ASSESSMENT PROGRAM (SACAP) – Competitive Sealed Proposals – PIN# 06910H071501 – AMT: \$5,562,119.00 – TO: National Association on Drug Abuse Problems, Inc., 355 Lexington Avenue, 2nd Fl., New York, NY 10017. Provide the Substance Abuse Centralized Assessment Program (SACAP) for assessment and referral of Public Assistance (P.A.) and Medicaid (M.A.) applicants and recipients who may have substance abuse disorders.

HRA plans to enter into a negotiations with organization that provides Substance Abuse Centralized Assessment Program (SACAP) for assessment and referral of Public Assistance (P.A.) and Medicaid (M.A.) applicants and recipients. The contract term will be from 9/23/09 - 6/22/10.

s1

JUVENILE JUSTICE

SOLICITATIONS

Human/Client Service

PROVISION OF NON-SECURE DETENTION GROUP HOMES – Negotiated Acquisition – Judgment required in evaluating proposals - PIN# 13010DJJ000 – DUE 06-30-11 AT 2:00 P.M. – The Department of Juvenile Justice is soliciting applications from organizations interested in operating non-secure detention group homes in New York City. This is an open-ended solicitation; applications will be accepted on a rolling basis until 2:00 P.M. on 6/30/11.

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.
Department of Juvenile Justice, 110 William Street 14th Floor, New York, NY 10038.
Chuma Uwechia (212) 442-7716, cuwechia@djj.nyc.gov

jl1-d16

PARKS AND RECREATION

CONTRACT ADMINISTRATION

SOLICITATIONS

Construction/Construction Services

CONSTRUCTION OF THE FOUNDATION AND MISCELLANEOUS SITE WORK AND PROVIDING AND INSTALLING A PRE-ENGINEERED BUILDING – Competitive Sealed Bids – DUE 10-08-09 AT 10:30 A.M. – PIN# 8462009R149C01 - Foundation and site work
PIN# 8462009R149C02 - Providing and installing a pre-engineered building

In connection with an Indoor Athletic Facility in Ocean Breeze Park, Staten Island, known as Contract #R149-109M and R149-209M. Vendor Source ID#s: 62862, 62914.

This procurement is subject to participation goals for MBEs and/or WBEs as required by Local Law 129 of 2005.

This contract is subject to Apprenticeship program requirements.

A pre-bid meeting is schedule for Wednesday, September 16, 2009 at 12:00 P.M. at Olmsted Center, Design Conference Room.

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

a28-s1

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Parks and Recreation, Olmsted Center, Room 64 Flushing Meadows Corona Park, Flushing, NY 11368.
Juan Alban (718) 760-6771, Juan.Alban@parks.nyc.gov

SANITATION

AGENCY CHIEF CONTRACTING OFFICER

SOLICITATIONS

Construction/Construction Services

ROOF REHABILITATION OF SWAN STREET LOT CLEANING FACILITY AT 66 SWAN STREET, STATEN ISLAND – Competitive Sealed Bids – PIN# 82707RR00064R – DUE 10-08-09 AT 11:00 A.M. – Bid Estimate - \$120,000. There is a \$40.00 refundable fee for this bid document, certified check or postal money order only accepted, please make payable to "Comptroller, City of New York."

Optional pre-bid conference 09/17/09 at 2:30 P.M. Last day for questions is 09/25/09 at 3:00 P.M. Please contact Frank Mitchell at (917) 237-5542, or e-mail at fmitche@dsny.nyc.gov.
In accordance with Schedule A of the bid document, if your bid is over \$500,000, you must submit a certified check or money order equal to 5 percent of the bid amount or bid bond with penal sum equal to 10 percent of the bid amount. "This procurement is subject to Local Law 129."

NOTE: Documents will be available beginning on Tuesday, September 1, 2009. VSID#: 63003.

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.
Department of Sanitation, 51 Chambers Street, Room 806, New York, NY 10007. ACCO (917) 237-5357, (917) 237-5360.

s1

SCHOOL CONSTRUCTION AUTHORITY

CONTRACT ADMINISTRATION

SOLICITATIONS

Construction/Construction Services

A&E SERVICES FOR CAPITAL IMPROVEMENT PROJECTS (CIP) – Request for Proposals – PIN# 10-00004R – DUE 09-17-09 AT 2:00 P.M. – Proposals will be accepted from the following firms: Abel Bainson Butz, LLP; Amie Gross Architects; Anderson LaRocca; Bermello Ajamil and Partners; BJLJ Engineering and Architects, P.C.; Body Lawson Associates; Bostwick Purcell Architects, PC; BSA plus A; Chapman Architect; David Smotrich DeArch; Di Domenico and Partners; Chapman Architect; David Smotrich; DeArch; Di Domenico and Partners; Diaz Architects; Donald Blair and Partners Architects LLP; Dvirka and Bartilucci Consult. Eng.; Ehrenkrantz Eckstut and Khun; Fletcher Thompson; Folt Albert; FPM Engineering Group, PC; GACE Consulting Engineers; Gandhi Engineering; Gannett Fleming Engineers and Architects; Gerner Kornick plus Valcarcel Architects, PC; Goshow Architects LLP; Gran Kriegel Associates, Arch. and Plan, LLC; Greenberg Farrow; Gruzen Samton Architects LLP; Hall Architects Henningson, Durham and Richardson PC; Jack L. Gordon Architects; James McCullar and Associates; JCA-Ciardullo; JRS Architect, P.C.; Kenny and Khan Architects, P.C.; LaFazia Architecture PC; Lee Harris Pomeroy Architects; Medhat Salam, Architect; Medina Consultants, PC; Mondana Rezanian Architect; Nelligan White; Pagnamenta Torriani; Prendergast Laurel Architects; PS&S, LLC; RA German Architects PC; Raman and Oundjlan; Rosenbaum Design Group; Rothzeit, Kaiserman, Thomson and Bee; RSD Engineering, PC; SBLM Architects, PC; Sears Tambasco Architects; SEN; Stantec Consulting Services, Inc.; Superstructures Eng. and Arch.; Susan Doban; Terrence O'Neal Architect LLC; Thornton Tomasetti; Ting and Li Architects, PC; Urbahn Associates, Inc.; Urbitran Associates, Inc. (AECOM); URS Arch. and Eng. - New York, PC; USA Architects; WSP Cantor Seinuk; Ysrael A. Seinuk, P.C.; Amman and Whitney; Montoya-Rodriguez Work Architecture; Spacesmith; Clifford Dias PE PC; Bahary Architecture.

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.
School Construction Authority, 30-30 Thomson Avenue Long Island City, NY 11101. Sal DeVita (718) 472-8049 sdevita@nycsca.org

a28-s3

Construction Related Services

A&E SVCS FOR TOPOGRAPHIC AND UTILITY SURVEYING – Competitive Sealed Proposals – PIN# 10-00006R-1 – DUE 09-18-09 AT 2:00 P.M. – At various Schools throughout New York City. Proposals will be accepted from the following firms: Bartlett, Ludlam and Dill Associates; DeBruin Geomatics, LS, PE, PC; Erlandson-Crowell and Shaw; Earl B. Lovell - SP Belcher; Garden State Engineering, Surveying and Planning; Harwood Surveying, P.C.; Haubenreich, Hess and Shaw; KS Engineers, PC (KSE); Langan Engineering and Environmental Services; Leonard J. Stranberg and Assoc. Engrs. and Land Surveyors, P.C.; Mercator Land Surveying, LLC; Montrose Surveying Co., LLP; Munoz Engineering, PC; The RBA Group; Paulus, Sokolowski and Sartor (PS&S); Tectonic Engineering; Wohl and O'Mara.

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.
School Construction Authority, 30-30 Thomson Avenue 1st Floor, Long Island City, NY 11101.
Seema Menon (718) 472-8284, smenon@nycsca.org

a31-s4

Services (Other Than Human Services)

ARCHITECTURE AND ENGINEERING (A&E) SERVICES – Competitive Sealed Bids – PIN# 10-00008R – DUE 09-23-09 AT 2:00 P.M. – In connection with Mechanical, Electrical, and Plumbing (MEP) Project at various schools/facilities throughout New York City.

Proposals will be accepted from the following firms: Arora Engineers, Inc.; Bladykas Engineering, P.C.; Concessi Engineering P.C.; Consentini Associates LLP; Dagher Engineering, PLLC; Dewberry-Goodkind, Inc.; DVL Consulting Engineers, Inc.; EME Group Consulting Engineers; Goldman Copeland Associates; Greenman-Pederson, Inc.; IAQ Systems; IP Professional Engineering; Joseph R. Loring and Associates; Kallen and Lemelson, LLP; Lawless and Mangione Arch. and Eng.; Lehr Associates, Consulting Engin.; Maltra Associates, Inc.; Plumb Engineering, P.C.

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.
School Construction Authority, 30-30 Thomson Avenue 1st Floor, Long Island City, New York 11101.
Nacardie Louis (718) 752-5851, nlouis@nycsca.org

a27-s2

AGENCY RULES

TAXI AND LIMOUSINE COMMISSION

NOTICE

Notice of Public Hearing and Opportunity to Comment on Proposed Rules

Notice is hereby given in accordance with section 1043(b) of the Charter of the City of New York ("Charter") that the Taxi and Limousine Commission ("TLC") proposes amended rules governing taxicab drivers.

These rules are proposed pursuant to sections 1043 and 2303 of the Charter and section 19-503 of the Administrative Code of the City of New York. These proposed rules were not included in the TLC's regulatory agenda for Fiscal Year 2009 because the need for such rules was not anticipated at the time the regulatory agenda was published.

A public hearing on these proposed rules will be held by the TLC at its offices at 40 Rector Street, 5th Floor, New York, New York 10006 on October 2, 2009 at 2:30 P.M. Persons wishing to testify at the hearing may notify the TLC in advance, either in writing or by telephone to the TLC's Office of Legal Affairs at the address and telephone given below. Any request for a sign language interpreter or other form of reasonable accommodation for a disability at the hearing must be submitted to the Office of Legal Affairs in writing or by telephone no later than September 25, 2009.

The public hearing will not be a meeting of the Commissioners of the Taxi and Limousine Commission and will be chaired by the TLC's Deputy Commissioner for Legal Affairs. Persons who wish to speak at the hearing will be strictly limited to three minutes of speaking time. Persons who wish to comment on the proposed rules are urged to submit written comments. There is no page limit on written comments.

Written comments in connection with these proposed rules should be submitted to the Office of Legal Affairs and must be received no later than October 1, 2009 to:

Charles R. Fraser
 Deputy Commissioner for Legal Affairs/General Counsel
 Taxi and Limousine Commission
 40 Rector Street, 5th Floor
 New York, New York 10006
 Telephone: 212-676-1135
 Fax: 212-676-1102
 Email: tlcrules@tlc.nyc.gov

Written comments and a summary of all comments received at the hearing will be available for public inspection at that office.

Section 1. It is hereby proposed to amend Title 35 of the Rules of the City of New York by adding a new chapter 4 thereto, to read as follows:

New Material is underlined.

Chapter 4 Medallion Taxicab Drivers

§4-01 Scope of This Chapter

- (a) To establish procedures for the licensing, monitoring and regulation of Taxicab Drivers.
- (b) To establish operating rules to protect the customers and the public.
- (c) To establish appropriate penalties for the violation of these Rules.

§4-02 Penalties

- (a) Specific Penalties. If there are specific penalties for violating a Rule, they are shown at the end of the Rule. The penalty section also states whether the violator must attend a Hearing.
- (b) General Penalty. Fines are due within 30 days of the day the violator is found guilty of the violation. If a respondent has made a timely request for a copy of the Hearing recording under §18-14(e) of these Rules, the time for payment of fines is extended to 21 days from the date the recording is issued. If the fine is not paid by the close of business on the date due, the violator's License will be suspended until the fine is paid.
- (c) Discretionary Penalties. In the alternative to any of the specific penalties established in this Chapter, the Commission can, in its discretion, impose a penalty of License revocation, License suspension of up to six months, and/or a fine, not to exceed \$1,000 for each violation, against a Licensed Driver. (See Chapter 18 Adjudications, §18-02)
- (d) Mandatory Penalties. If a Licensee has violated a Rule listed below, or any combination of these Rules, the Commission will impose the following mandatory penalties and fines.

VIOLATION Description	Rule	Mandatory Penalty/ Fine - ALL
1. Overcharging Passengers	§4-17(a)(1) & (2)	First violation: \$200 - \$350
2. Refusal of service - seeking	§4-20(a)(4)	Second violation (any combination

destination before Passenger is seated inside vehicle		of violations) w/in 24 months: \$350 - \$500 suspension of License up to 30 days
3. Refusal of service - Unjustified refusal to transport Passengers within NYC or defined counties	§4-20(a)(1)	Third violation (any combination of violations) w/in 36 months: Revocation of License
4. Refusal of service - Requiring assistant for disabled Passengers, or seeking to charge additional fares for such an assistant	§4-20(a)(2)	In addition, Drivers may be required to obtain a certificate of attendance for the required hours of instruction in taxi-related subjects at a Commission-approved school.
5. Refusal of service - Refusing to transport wheelchairs, crutches or other mobility aids for disabled Passengers	§4-20(a)(3)	

- (1) \$10-or-More Overcharge. If a Driver charges or attempts to charge \$10 or more above the approved rate of fare, the Commission will revoke the Driver's License and may require a Driver to return any overpayment to the Passenger.
- (2) Calculating Time Periods. The Commission will count the 24- and 36-month penalty periods going backwards, from the date of the last violation.
- (3) No License Issued for Period of One Year Following Certain Violations. A Driver who has had his or her Taxicab Driver's License revoked for any of the above violations will not be able to receive any Commission License for a period of one year from the date of revocation.

§4-03 Definitions Specific to This Chapter

- (a) Defined Terms are Capitalized. All terms defined in this Chapter or in Chapter 1 ("Definitions") appear in this text with the initial letter in each word of the term capitalized (Example: Taxicab License, not taxicab license.)
- (b) General Terms are Specific to "Taxicabs" in this Chapter. When used in this Chapter, capitalized terms such as Driver, Vehicle, License, etc., will mean Taxicab Driver, Taxicab Vehicle, Taxicab Driver's License, etc.
- (c) Definitions
 - (1) Applicant in this chapter refers to an Applicant for an original or renewal Taxicab Driver's License.
 - (2) Authorized Taxicab Training refers to a course of training approved by the Commission that contains at least 80 hours of instruction on Commission-required topics such as Commission rules and procedures, geography, map reading, Passenger relations, and courtesy.
 - (3) Authorized Taxicab Training Refresher Course refers to a four-hour course of training approved by the Commission that is required for renewal of a Probationary License, and that includes topics such as an update of Rule changes, a review of Driver Responsibilities and duties, passenger relations, and an awareness of serving passengers with disabilities.
 - (4) Chauffeur's License. As used in these Rules, Chauffeur's License means:
 - (i) A valid NYS driver's license Class A, B, C or E; or
 - (ii) A valid license of similar class from another state of which the Licensee is a resident
 - (5) Critical Driver's Program imposes additional penalties on a Driver who accumulates a certain number of Department of Motor Vehicle points on his or her driver's license within a certain amount of time.
 - (6) Defensive Driving Course refers to a course in defensive driving given by a school, facility or agency approved by the Commission and certified by the New York State Department of Motor Vehicles.
 - (7) Feed Line is the line of Taxicabs that feeds into the specific pick-up location to pick up a Passenger.
 - (8) Long-Haul is a concept created and implemented at certain transportation terminals to indicate that Taxicabs in the Feed Line designated as a "Long Haul" line must only accept customers who are requesting trips of at least a certain distance or time.
 - (9) Participating Driver is a Driver of an Accessible Taxicab who has successfully completed the accessible driver training authorized by the Commission
 - (10) Persistent Violator Program establishes additional penalties for Drivers who repeatedly violate these Commission Rules within a certain amount of time. Persistent Violator penalties are determined based on points accrued as part of the penalties established by this Chapter.
 - (11) Personal Use—Off Duty is the designation

- (12) Relief or Relief Time is a limited period of time when a Driver is off duty to fulfill personal needs.
- (13) Short Haul is a concept created and implemented at certain transportation terminals to indicate that Taxicabs in the Feed Line designated as a "Short Haul" line must only accept customers who are requesting trips of less than a certain distance or time.
- (14) Taxi Stand is a place where Taxicabs are authorized (either by NYC Department of Transportation or a transportation terminal operator) to line up and wait for customers.
- (15) Valid, when referring to a License or other document, means that it is not expired, suspended, revoked or restricted as to use for violation of traffic laws or regulations.

§4-04 Licensing - Requirements

- (a) Age. An Applicant for a Taxicab Driver's License must be at least 19 years of age.
- (b) Identification. An Applicant for an original Taxicab Driver's License must produce both of the following proofs of identity:
 - (1) A Valid Government-issued photo ID.
 - (2) A Valid, original Social Security card.
- (c) Chauffeur's License. An Applicant must have a Valid Chauffeur's License.
- (d) Summary of Driving Record. An Applicant whose driver's license has been issued by a state other than New York must provide the Commission with an abstract of his or her driving record from the Applicant's state of residence, dated no more than 30 days prior to the date of the Application.
- (e) Physical Fitness for the Job.
 - (1) The Applicant must be of sound mental and physical condition and fit to safely operate a vehicle.
 - (2) The Applicant's fitness must be certified by a physician licensed by NYS or the Applicant's state of residence on forms provided by the Commission.
 - (3) The Commission can, for good cause, require the Applicant to be examined by a licensed physician chosen by the Commission.
 - (4) An existing License can be suspended or revoked if the Driver fails to be examined for a physical or mental condition.
- (f) Speak and Understand English. An Applicant must be able to speak, read, write and understand the English language. An Applicant is required to pass a test approved by the Commission.
- (g) Familiar with New York. Applicant must be familiar with the following:
 - (1) The geography, streets and traffic regulations of the City of New York
 - (2) The rules and regulations of the New York City Taxi and Limousine Commission
 - (3) The Vehicle and Traffic Law of the State of New York.
- (h) Pass Drug Test.
 - (1) All Applicants for new Taxicab Driver's Licenses, except New York City Police Officers, must be tested, at the Applicant's expense, for drugs or controlled substances.
 - (2) The Commission designates who can perform the drug test and will only designate an individual or entity that has a permit issued by the New York State Department of Health.
 - (3) If an Applicant tests positive for drugs or controlled substances, the Commission will deny the Applicant's license. This decision is final.
- (i) Fingerprinting for the Purpose of Determining Good Moral Character. Applicant must be of good moral character, and the Commission requires that all Applicants provide fingerprints.
- (j) Agreement to Accept Legal Notices or Processes.
 - (1) An Applicant must agree to accept service of any sort of notice or legal process issued by any agency of the City of New York upon the Applicant (Licensee) at the Applicant's Mailing Address.
 - (2) These official notices can be left with a member of the Applicant's family or any

other person who also lives at the Licensee's Mailing Address.

(k) Training. The Commission requires that Applicants for a new License pass all prescribed tests, both oral and written, as administered by the Commission or at its direction.

(1) Defensive Driving Course. Applicants must hold a certificate of completion for the required hours of instruction in a Defensive Driving Course dated within six months prior to the application date.

(2) Authorized Taxicab Training. Applicants must be able to prove (by showing a certificate of attendance) that they attended an Authorized Taxicab Training course, successfully completed the course and passed an examination approved by the Commission on proficiency in English and other mandatory subjects.

(3) Authorized Taxicab Training Refresher Course. During the last 60 days of the initial one-year Probationary term, Probationary Licensees must attend and pass an Authorized Taxicab Training Refresher course in order to qualify for a renewal License.

(4) Military Exemption. Any Applicant for a License who previously held a Valid Taxicab Driver's License will not be required to take the Authorized Taxicab Training course, provided that Applicant meets the following conditions:

(i) The Applicant's Taxicab Driver's License expired solely because the Applicant was not available to renew his or her License because he or she was engaged in active military service.

(ii) The Applicant's military service began before the expiration date of his or her prior License.

(iii) The Applicant filed an application within 90 days of completing active military service, and in no event later than three years following expiration of the prior License.

(iv) The Applicant provided proof of the dates of active military service.

(v) Applicant meets all other requirements for obtaining a new License.

(5) Exemption for New York City Police Officers. Any Applicant for a License who is a New York City Police Officer will not be required to take the Authorized Taxicab Training, provided that Applicant meets the following conditions:

(i) Applicant must present a letter from his or her commanding officer approving the application

(ii) Applicant must pass an examination authorized by the Commission.

(iii) Applicant must meet all other requirements for obtaining a new License.

(l) Training Providers. Providers of Authorized Taxicab Training and Refresher Training services must be approved by the Commission, must administer the curriculum required by the Commission, and must have Commission approval of all fees charged to Taxicab Drivers License Applicants.

§4-04(l) Fine: \$25 Appearance NOT REQUIRED

(m) Continuing Training Requirements. All renewal Applicants are required to attend and complete a Defensive Driving Course at least every three years. No Taxicab Driver's License will be renewed unless the Applicant submits a certificate of completion of the Course dated less than three years prior to the date of the renewal application.

(n) Sign and File in Person. Applicants must sign their own applications for Licenses, and must file the applications in person with the Commission on the forms provided by the Commission.

§4-05 Licensing – Probationary Licenses

(a) Issuing Probationary Licenses.

(1) Upon approval of an Applicant for a new Taxicab License, the Commission will issue a Probationary License valid for one year.

(2) At the end of the one-year probationary period, the Commission will evaluate the Applicant and determine if renewing the License is appropriate.

(3) To make this decision, the Commission will consider the Applicant's driving record, the Applicant's violation of any Taxicab Drivers Rules, or other evidence

that suggests that the Driver no longer meets all requirements for a License.

(b) Automatic Refusal or Revocation.

(1) The Commission will not issue a renewal License following the probationary period, and can revoke an issued Probationary License at any time if any of the following occurs:

(i) The Driver is convicted of a crime in any jurisdiction.

(ii) The Driver is convicted of driving while impaired by alcohol or drugs.

(iii) The Driver is convicted of refusing to submit to a breathalyzer or other chemical test.

(iv) The Driver is convicted of leaving the scene of an accident.

(v) The Driver accumulates eight or more points against his or her Chauffeur's License. (Point totals will include points existing on the Driver's state license prior to his or her application for a License with the Commission.)

(vi) The Driver is convicted of three or more moving violations.

(vii) The Driver is convicted of two or more speeding violations.

(viii) The Driver accumulates four or more points in a manner or time frame consistent with the Commission's Persistent Violator Program (see §4-27(b)).

(ix) The Driver is convicted of two or more violations that carry the Mandatory Penalties listed in §4-02 of this Chapter

(2) For the purpose of §4-05(b)(1) above, the Commission will look at the date a violation occurred (rather than date of conviction) to determine whether the violation is within the probationary period.

§4-06 Licensing – Term of License

(a) New (Probationary) License Term. A License issued to a new Applicant will expire one year from the date the License was issued.

(b) Renewal License Term. A License issued to a renewing Applicant will expire two years from the date on which the previous License expires.

(c) Extensions. The Commission can extend the expiration date of a renewal License by up to an additional 31 days. If an expiration date is extended, the required drug test must be dated within 30 days before (and no later than) the extended expiration date.

(d) Advancement. If a Licensee will not be available for drug testing during the 30 days before his or her License is scheduled to expire, the Licensee can ask the Commission to move and reset the License expiration to an earlier date, provided that:

(1) A Licensee in the second year of his or her License has satisfactorily completed the required drug test for Licensees in the first year.

(2) A Licensees makes only one such request during the term of a License.

(3) The request is complete and accurate and submitted on the proper Commission form.

(4) The term of the renewal License is two years from the NEW expiration date.

§4-07 Licensing – Fees

(a) Fee for License. The fee for a Taxicab Driver's License will be \$60 annually.

(b) When Fee is Paid. The fee for an original or renewal License must be paid at the time the application is filed.

(c) No Refund if Application Denied. The Commission will not refund fees if it denies or disapproves the application.

(d) Late Filing Fee. The Commission will charge a fee of \$25 for late renewal application, and may choose not to accept it at all.

(e) License Replacement Fee. The Commission will charge a fee of \$25 for each License it issues to replace a lost, stolen or mutilated License.

(f) Refresher Training Course Fees. The authorized providers of an Authorized Taxicab Training Refresher Course will charge each participant a fee of \$20.

§4-08 Licensing – Process and Causes for Denial

(a) Failure to Meet Requirements. The Commission will deny the original or renewal License of any Applicant who fails to meet the requirements. The Commission will inform the Applicant, in writing, of the specific reason(s) for this denial.

(b) Failure to Continue to Meet Requirements. If at any time the Commission becomes aware that a Driver no longer meets the requirements the Commission can deny Driver's renewal application or suspend or revoke his or her License.

(c) Bribery. The Commission can deny an application for a new or renewal License if the Applicant directly or indirectly offers or gives any gift, gratuity or thing of value to an employee, representative or member of the Commission or any public servant. Applicants must immediately report to the Commission any direct or indirect request for a gift, gratuity or thing of value from any public servant.

(d) Material Misrepresentation or Falsification. The Commission can deny a Driver's License application and can suspend or revoke a renewal application if the Applicant provides any material misrepresentation in the application, or if the Applicant fails to inform the Commission of any material change in the application. The Commission may also impose other sanctions.

§4-09 RESERVED (Licensing – Transfer of License)

§4-10 Licensing – Care and Use of License

(a) Loss or Theft of License. A Driver must notify the Commission in writing of the loss or theft of his or her Taxicab Driver's License within 72 hours (not counting weekends and holidays).

§4-10(a) Fine: \$50 Appearance NOT REQUIRED

(b) Unreadable License. A Driver must immediately surrender any unreadable or unrecognizable Taxicab Driver's License to the Commission for replacement and reissue.

§4-10(b) Fine: \$50 Appearance NOT REQUIRED Points: 1

(c) Restrictions on License. A Driver must comply with all restrictions upon his or her Taxicab Driver's License.

§4-10(c) Fine: \$50 Appearance NOT REQUIRED

(d) May Have Only One. A Driver must not apply for or accept more than one Taxicab Driver's License without the Commission's written permission.

§4-10(d) Fine: \$100-\$350 and/or Appearance REQUIRED suspension up to 30 days Points: 3

(e) Keep Likeness Updated. Whenever a Driver's physical appearance has changed to any significant extent, the Driver must contact the Commission and arrange to have a new photograph of him- or herself taken at the Commission offices.

§4-10(e) Fine: \$50 Appearance NOT REQUIRED

§4-11 Comply with Laws – Unlicensed Activity Prohibited

(a) Driver Must Have Valid Taxicab Driver's License. A Driver must not operate a Taxicab in the City of New York while his or her Taxicab Driver's License is revoked, suspended or expired.

§4-11(a) Fine: \$50-\$350 and/or Appearance REQUIRED suspension up to 30 days Points: 2

(b) Driver Must Have Valid Chauffer's License.

(1) A Driver must not operate a Taxicab without a Valid Chauffeur's License.

§4-11(b)(1) Fine: \$100-\$350 and/or Appearance REQUIRED suspension up to 30 days Summary Suspension until compliance Points: 2

(2) A Driver must immediately surrender his or her Taxicab Driver's License to the Commission upon the suspension or revocation of his or her Chauffeur's License.

§4-11(b)(2) Fine: \$100 Appearance NOT REQUIRED Points: 1

(c) Vehicle Must Be Licensed. A Driver must not knowingly operate a Taxicab for hire unless that vehicle is licensed by the Commission and the License is Valid.

§4-11(c) Fine: \$25-\$350 and/or Appearance REQUIRED suspension up to 30 days Summary Suspension until compliance Points: 3

(d) No Unauthorized Use of Taxicab Driver's License. A Driver must not permit any other person to use the Driver's Taxicab Driver's License while operating any vehicle.

§4-11(d) Fine: \$10,000 and Appearance REQUIRED revocation

(e) No Unlicensed Use of Taxicab.

- (1) A Driver must not permit the Taxicab to be operated for hire by a person who does not have a Valid Taxicab Driver's License.
 §4-11(e)(1) Fine: \$100-\$300 and/or suspension up to 30 days Appearance REQUIRED
- (2) During the work shift a Driver must not allow another person to operate the Taxicab or occupy the Driver's seat, except in the event of an emergency.
 §4-11(e)(2) Fine: \$50 Appearance NOTREQUIRED
- §4-12 Comply with Laws - Proper Conduct**
- (a) Bribery. A Driver or anyone acting on behalf of the Driver must not offer or give any gift, gratuity or thing of value to any employee, representative or member of the Commission or any other public servant.
 §4-12(a) Fine: \$25-\$350 and/or suspension up to 30 days Summary Suspension until compliance Points: 3 Appearance REQUIRED
- (b) Failure to Report Bribery. A Licensee must immediately report to the Commission and the NYC Department of Investigation any request or demand for a gift, gratuity or thing of value by any employee, representative or member of the Commission or any other public servant.
 §4-12(b) Fine: \$100 Points: 3 Appearance REQUIRED
- (c) Fraud, Theft. While performing the duties and responsibilities of a Licensee, a Licensee must not commit or attempt to commit, any act of fraud, misrepresentation or theft.
 §4-12(c) Fine: \$350-\$1,000 and/or suspension up to 60 days or revocation, Points: 4 Appearance REQUIRED
- (d) Willful Acts of Omission. While performing the duties and responsibilities of a Licensee, a Licensee must not commit or attempt to commit any willful act of omission that is against the best interests of the public.
 §4-12(d) Fine: \$150-\$350 and/or suspension up to 30 days or revocation, Points: 3 Appearance REQUIRED
- (e) Willful Acts of Commission. While performing the duties and responsibilities of a Licensee, a Licensee must not commit or attempt to commit any willful act of commission that is against the best interests of the public.
 §4-12(e) Fine: \$150-\$350 and/or suspension up to 30 days or revocation, Points: 3 Appearance REQUIRED
- (f) Threats, Harassment, Abuse. While performing the duties and responsibilities of a Licensee, a Licensee must not threaten, harass, or abuse any person, and must not distract or attempt to distract any Service Animal.
 §4-12(f) Fine: \$350-\$1,000 and/or suspension up to 30 days or revocation, Points: 3 Appearance REQUIRED
- (g) Use or Threat of Physical Force. While performing the duties and responsibilities of a Licensee or any act in connection with those duties, a Licensee must not use or attempt to use any physical force against a person or Service Animal.
 §4-12(g) Fine: \$500-\$1,500 and/or suspension up to 60 days or revocation, Points: 4 Appearance REQUIRED
- (h) Notice of Criminal Conviction.
 (1) A Licensee must notify the Commission in writing within 15 calendar days after any criminal conviction of the Licensee.
 (2) Licensee must also provide the Commission with a certified copy of the certificate of disposition issued by the clerk of the court within 15 days after sentencing.
 §4-12(h) Fine: \$50-\$250 Points: 3 Appearance REQUIRED
- (i) Cooperate with the Commission.
 (1) A Driver must truthfully answer all questions and promptly comply with all communications, directives, and summonses issued by the Commission or its representatives, including the NYC Department of Investigation.
 (2) Upon request of the Commission, a Driver must produce any license, Rate Card, Trip Record or other documents Licensee is required to have or be reasonably able to obtain, whenever the Commission requires it.
 (3) A Driver must report any change of Mailing Address to the Commission in

- person or by registered or certified mail within seven days (exclusive of weekends and holidays). [NOTE: Any notice from the Commission shall be deemed sufficient if sent to the Mailing Address furnished by the Driver.]
 §4-12(i)(1)-(3) Fine: \$200 and suspension until compliance Points: 2 Appearance REQUIRED
 - (4) A driver must remove all currency from the Taxicab's interior prior to its examination by any Commission personnel.
 §4-12(i)(4) Fine: \$50 Appearance NOT required
 - (j) Cooperate with Law Enforcement.
 (1) A Driver must cooperate with all law enforcement officers and all authorized representatives of the Commission including dispatchers at public transportation terminals and at authorized group-ride Taxicab lines.
 (2) Cooperation includes, but is not limited to, responding to a request for the Driver's name, License number, Rate Card, Trip Records, and any other documents the Driver is required to have in his or her possession.
 §4-12(j) Fine: \$50-\$350 Points: 2 Appearance REQUIRED
 - (k) No Use of Taxicab for Unlawful Purpose. A Driver must not use or permit any other person to use his Taxicab for any unlawful purpose.
 §4-12(k) Fine: \$100-\$350 and/or suspension up to 30 days Points: 3 Appearance REQUIRED
 - (l) Report Attempt to Use Taxicab for Unlawful Purpose. A Driver must report immediately to the police any attempt to use his Taxicab to commit a crime or escape from the scene of a crime.
 §4-12(l) Fine: \$100-\$350 and/or suspension up to 30 days Points: 3 Appearance REQUIRED
 - (m) No Concealment of Crime. A Driver must not conceal any evidence of a crime or voluntarily aid violators to escape arrest.
 §4-12(m) Fine: \$350-\$1,000 and/or suspension up to 30 days Points: 3 Appearance REQUIRED
 - §4-13 Comply with Laws - Traffic Laws & Miscellaneous**
 - (a) Comply with Traffic Laws. Taxicab Drivers must comply with all applicable traffic laws, rules, and regulations. Taxicab Drivers are subject to additional fines and penalties that will be imposed by the Commission for violating the traffic laws as follows:
 (1) Laws, rules or regulations governing stationary vehicles.
 §4-13(a)(1) Fine: \$50 Appearance NOTREQUIRED
 - (2) Laws, rules or regulations governing moving vehicles, other than hazardous moving violations defined by paragraph (3) of this subdivision.
 §4-13(a)(2) Fine: \$150 Appearance NOT REQUIRED
 - (3) Laws, rules or regulations governing moving vehicles that involve hazardous moving violations, defined as follows:
 §4-13(a)(3) Fine: \$250 for each violation below. Appearance NOT REQUIRED Points: As listed below.
- | Rule | VIOLATION | Reference | Points |
|-------------------|--|---|--------|
| §4-13(a)(3)(i) | SPEEDING | 1 to 10 miles above posted speed limit | 3 |
| | | 11 to 20 miles above posted speed limit | 4 |
| | | 21 to 30 miles above posted speed limit | 5 |
| | | 31 to 40 miles above posted speed limit | 6 |
| | | 41 or more miles above speed limit | 8 |
| §4-13(a)(3)(ii) | Failing to stop for school bus | | 5 |
| §4-13(a)(3)(iii) | Following too closely (tailgating) | | 4 |
| §4-13(a)(3)(iv) | Inadequate brakes (own vehicle) | | 4 |
| §4-13(a)(3)(v) | Inadequate brakes (employer's vehicle) | | 2 |
| §4-13(a)(3)(vi) | Failing to yield right of way | | 3 |
| §4-13(a)(3)(vii) | Traffic signal violation | | 3 |
| §4-13(a)(3)(viii) | Stop sign violation | | 3 |
| §4-13(a)(3)(ix) | Yield sign violation | | 3 |
| §4-13(a)(3)(x) | Railroad crossing violation | | 3 |
| §4-13(a)(3)(xi) | Improper passing | | 3 |
| §4-13(a)(3)(xii) | Unsafe lane change | | 3 |
| §4-13(a)(3)(xiii) | Driving left of center | | 3 |
| §4-13(a)(3)(xiv) | Driving in wrong direction | | 3 |
| §4-13(a)(3)(xv) | Leaving scene of an accident involving property damage or injury to animal | | 3 |
- (4) Report Before Leaving Scene. A Driver who knows or should have known that a traffic accident involving the Driver's Taxicab resulted in personal injury to another or to another's property, must stop before leaving the scene of the accident, and must:
 (i) Show his or her Chauffeur's License, Taxicab Driver's License, and Rate Card to the other party involved in the incident.

- (ii) Give the other involved party his or her name, residence address, Chauffeur's License number, Taxicab Driver's number, and Taxicab Medallion number, as well as the name of the Taxicab's insurance carrier and the insurance policy number.
 §4-13(a)(4) Fine: \$50-\$350 and/or suspension up to 30 days or revocation if Driver is found guilty of having violated this rule more than 3 times within a 12-month period Points: 3 Appearance REQUIRED
- (5) Notify Taxicab Vehicle Owner of Accident. If the Driver is involved in a traffic accident, the Driver must immediately report the accident to the owner of the Taxicab.
 §4-13(a)(5) Fine: \$75-\$150 Points: 3 Appearance REQUIRED
- (b) Workers' Compensation Laws.
 (1) A Driver who suffers a disabling work-related injury and has filed for Workers' Compensation benefits will:
 (i) Surrender his or her Taxicab Driver's License to the Commission
 (ii) Cease driving while claiming a disability.
 (2) Return to Work.
 (i) The Driver's License will be returned when the Driver submits documentation to the Commission that he or she has recovered and is no longer receiving Workers' Compensation benefits.
 (ii) The owner of the Taxicab is required to provide the Driver with documentation indicating that the Workers' Compensation benefits have ended, as provided in Chapter 8, §8-14(d) of these Rules.
 §4-13(b) Fine: \$75-\$150 Appearance REQUIRED
- §4-14 Operations - Passenger and Driver Safety**
- (a) Reckless Driving Rule. A Driver must not operate his or her Taxicab in a manner or at a speed that unreasonably endangers users of other vehicles, pedestrians, or the Passengers.
 §4-14(a) Fine: \$350-\$1,000 and/or suspension up to 30 days, or revocation if Driver is found guilty of having violated this rule more than three times within an 18-month period Points: 4 Appearance REQUIRED
- (b) Driving While Impaired
 (1) A Driver must not operate a Taxicab while his or her driving ability is impaired by intoxicating liquor (regardless of its alcoholic content), drugs or other controlled substances.
 (2) A Driver must not drive or occupy his or her Taxicab for at least six hours after consuming any intoxicating liquor regardless of its alcoholic content, or any drugs or other controlled substances.
- §4-14(b) Fine: Revocation Appearance REQUIRED
- (c) Drug Testing.
 (1) Drug Testing for Cause. If the Commission has a reasonable suspicion that a Driver has used a drug or controlled substance that makes him or her unfit to operate a Taxicab safely, the Commission can direct the Driver to be tested, at the Driver's expense, by a Commission-approved person, licensed by the NYS Department of Health, and the Driver must comply.
 §4-14(c)(1) Fine: Suspension until compliance or revocation of license Appearance NOTREQUIRED
- (2) Annual Drug Testing.
 (i) All Drivers except Drivers who are City of New York Police Officers must be tested annually, at the Driver's expense, for drugs or controlled substances in order to retain Valid Licenses.
 (ii) The drug testing must be performed by an individual or entity designated by the Commission and possessing a

requisite permit issued by the New York State Department of Health.

(iii) For Drivers in the first year of a two-year License, the testing must occur no sooner than 30 days before the one-year anniversary date of the License, and not after the one-year anniversary date.

§4-14(c)(2)(iii) Fine: Summary Suspension until compliance. n/a
If testing occurs after the one-year anniversary date, but within 30 days after that date, there will be a \$200 penalty for reinstatement

(iv) For Drivers in the second year of a two-year License, the annual drug testing must occur no sooner than 30 days before the License expiration date, and in no case after the expiration date.

§4-14(c)(2)(iv) If the Driver fails to be tested within this time period, his or her License will expire and will not be renewed n/a

(3) Results of Drug Test. Driver must pass every drug test, including "For Cause" drug tests under §4-14(c)(1) and "Annual" drug tests under §4-14(c)(2). If the results of either test are positive, the Driver's License can be revoked after a hearing.

§4-14(c)(3) Fine: Suspension or revocation of license Appearance REQUIRED

(d) Limits on Consecutive Hours of Driving. A Driver must not operate a Taxicab for more than 12 consecutive hours.

§4-14(d) Fine: \$25 Appearance NOT REQUIRED Point: 1

§4-15 Operations – General Rules During Operation of Vehicle

(a) No Weapons. While operating a Taxicab, a Driver must not have a Weapon or any other instrument intended to be used as a weapon in his or her possession or in the vehicle without the written permission of the Chairperson.

§4-15(a) Fine: Revocation Appearance REQUIRED

(b) Driver Neat & Clean. A Driver must be clean and neat in dress and person. A Driver must not wear, as outer clothing, underwear, tank tops, tube tops, body shirts, swimwear, bathing trunks, or cut off shorts.

§4-15(b) Fine: \$25 Appearance NOT REQUIRED

(c) No Smoking. A Driver must not smoke in a Taxicab.

§4-15(c) Fine: \$150 Appearance REQUIRED

(d) Locking Taxicab Doors.

(1) While on duty, a Driver must not lock either of the rear doors except with the consent or at the request of a Passenger or for a reason specified in these rules.

(2) A Driver is permitted to lock the front doors. However, a Driver must not refuse to transport a party of four, where one person must occupy the front seat, because the front doors are locked.

§4-15(d) Fine: \$50-\$250 and/or suspension up to 30 days. Appearance REQUIRED Points: 2

(e) No Phone Use. A Driver must not use a telephone/cell phone while operating a Taxicab, unless the Taxicab is lawfully standing or parked.

§4-15(e) Fine: \$200 Appearance NOT REQUIRED Points: 2

(f) E-ZPass® Rules

(1) A Driver must not operate a Taxicab for hire that is not equipped with an E-ZPass® tag.

(2) The Driver must use E-ZPass® at all crossings within the jurisdiction of the Metropolitan Transportation Authority, Triboro Bridge and Tunnel Authority, and wherever else E-ZPass® is accepted.

(3) Drivers may use personal E-ZPass® tags to meet this requirement.

§4-15(f)(1)-(3) Fine: \$50 Appearance NOT REQUIRED

(4) A Driver must forward all tolls paid by the Passengers to the holder of the E-ZPass® tag at the end of his or her shift or lease period.

(5) If Driver has been required to establish a replenishment account, as described in §8-26(d)(2) of the Taxicab Owners chapter, the Driver must maintain the required balance in the account.

§4-15(f)(4)-(5) Fine: \$50 plus restitution to the E-ZPass® tag holder and suspension until compliance Appearance REQUIRED

(g) Overloading Vehicle. A Driver must not permit more than four Passengers to ride in a four-Passenger Taxicab, nor more than five Passengers in a five-Passenger Taxicab, except that an additional Passenger must be accepted if the Passenger is under the age of seven (7) and is held on the lap of an adult Passenger seated in the rear.

§4-15(g) Fine: \$50 Appearance NOT REQUIRED

(h) Use of Front Seat.

(1) A Passenger who is unable to enter or ride in the rear seat of the Taxicab must be permitted to occupy the front Passenger seat.

(2) If a Passenger's luggage, wheelchair, crutches, other mobility aid or other property occupies the rear seats of the Taxicab, a Passenger must be permitted to occupy the front Passenger seat.

§4-15(h) Fine: \$75 for a violation involving a person; \$25 for a violation involving luggage Appearance NOT REQUIRED

(i) No Property-Only Transport. A Driver must not transport property, except blood or vital human organs, unless such property is in the possession of a Passenger.

§4-15(i) Fine: \$100 Appearance NOT REQUIRED

(j) No Marketing to Passengers. A Driver must not sell, advertise or recommend any service or merchandise to any Passenger without prior written Commission approval.

§4-15(j) Fine: \$50-\$350 and/or suspension up to 30 days. Appearance REQUIRED

(k) Proper Driver Authorization.

(1) A Driver must not operate a Taxicab unless either:

(i) The Driver's name has been entered onto the Rate Card by the Commission and, if the Driver is leasing the Taxicab, the Lease has not yet expired; or

(ii) The term "Unspecified Drivers" has been entered onto the Rate Card by the Commission.

§4-15(k)(1) Fine: \$100-\$350; for the third or subsequent violation within 36 months, the license may also be suspended for up to 30 days. Appearance REQUIRED Points: 1

(2) A Driver who is leasing a Taxicab must not sublease the Taxicab.

§4-15(k)(2) Fine: \$100-\$350; for the third or subsequent violation within 36 months, the license may also be suspended for up to 30 days. Appearance REQUIRED

(l) Courtesy. A Driver must be courteous to passengers.

§4-15(l) Fine: \$150 Appearance NOT REQUIRED Points: 2

(m) Off Duty Procedures.

(1) When the Taxicab is operated for personal use, "Personal Use—Off Duty" must be keyed into T-PEP (or made on the written Trip Record), and the "Off Duty" light must be turned on.

§4-15(m)(1) Fine: \$25 Appearance NOT REQUIRED

(2) A Driver must turn on the "Off Duty" light only by use of a manually operated switch on the Taxicab dashboard

§4-15(m)(2) Fine: \$75 Appearance NOT REQUIRED

§4-16 Operations – Comply with Reasonable Passenger Requests

(a) Request for Specific Route. The Driver must comply with all reasonable and lawful routing requests of the Passenger. Unless a Passenger makes a specific request, a Driver must proceed to the Passenger's destination by the shortest reasonable route.

§4-16(a) Fine: \$50-\$100. Appearance REQUIRED

(b) Requests to Change Destination. Passengers may ask the Driver to change their destination or end their ride during their trip. Drivers must comply with these requests unless it is impossible or unsafe. The Passenger will pay the amount shown on the Taximeter or information monitor when the trip ends.

§4-16(b) Fine: \$50-\$200 Appearance REQUIRED Points: 2.

(c) Request to Load Luggage. Upon the request of a Passenger, the Driver must load or unload a Passenger's luggage, wheelchair, crutches or other property into or out of the Taxicab's interior or

trunk compartment, and must securely close the door or trunk compartment.

§4-16(c) Fine: \$50 Appearance NOT REQUIRED

(d) Request to Provide Receipt. A Driver must give a Passenger a receipt for payment of the fare at the end of the trip. The receipt must state the date, time, Medallion number, fare paid, extras and the "311" Commission Complaint telephone number.

§4-16(d) Fine: \$25 Appearance NOT REQUIRED Points: 1.

(e) Request to Adjust Audio.

(i) At the request of a Passenger, the Driver must adjust the volume or turn on or off any audio or video equipment within his or her control. Passengers are also entitled to select what is played on any audio or video equipment in the Taxicab.

(ii) Whether or not there is a Passenger in the Taxicab, an audio or video device can only be played at a normal volume and must not violate NYC noise regulations.

§4-16(e) Fine: \$25 Appearance NOT REQUIRED

(f) Request to Adjust Air Conditioning/Heat. At the request of a Passenger, the Driver must turn the air conditioning or heating equipment on or off.

§4-16(f) Fine: \$25 Appearance NOT REQUIRED

(g) Other Reasonable Passenger Requests. A Driver must comply with all the reasonable requests of a Passenger, including but not limited to giving his or her name, Taxicab Driver's License number and the Medallion number.

§4-16(g) Fine: \$50-\$200 Appearance REQUIRED Points: 2

§4-17 Operations – Rates, Charges and Payment

(a) No Overcharges.

(1) A Driver must not charge or attempt to charge a fare above the Commission-approved rates.

(2) A Driver must not impose or attempt to impose any additional charge for transporting a person with a disability, a service animal accompanying a person with a disability, or a wheelchair or other mobility aid.

§4-17(a)(1)-(2) Mandatory penalties as set forth in §4-02 Appearance REQUIRED

(3) A Driver must not collect or attempt to collect separate fares from individual Passengers who have shared a Taxicab for part or all of a trip unless such fares are specifically authorized as part of a Group Riding program established by the Commission.

§4-17(a)(3) Fine: \$50-\$150 Appearance REQUIRED Points: 2

(4) A Driver must give the correct change to a Passenger who has paid the fare.

§4-17(a)(4) Fine: \$50-\$150 Appearance REQUIRED Points: 2

(5) A Driver must not ask a Passenger for a tip or indicate that a tip is expected or required.

§4-17(a)(5) Fine: \$50 Appearance NOT REQUIRED

(b) Non-Paying Customers. If a Passenger refuses to pay the metered fare, the Driver must place the meter in the off or "Vacant" position, illuminate the "Off Duty" light, and:

(1) Record the amount of fare on the Taximeter onto the Trip Record through the Taxicab Technology System, or onto the written Trip Record if the T-PEP is not working, and

(2) Proceed directly to the nearest police precinct, present the facts to the police and follow their instructions for resolving the dispute.

(c) Currency. A Driver must accept United States currency as payment for services.

§4-17(c) Fine: \$100. Appearance NOT REQUIRED

(d) Making Change.

(1) A Driver must always be capable of making change for a \$20 bill during his or her work shift.

(2) If the Driver is not able to change a \$20 bill, the Driver will, with the Passenger's consent, take the following steps:

(i) Place the meter in an off or "Vacant" position and illuminate the "Off Duty" light.

(ii) Transmit the relevant information to an electronic

database for entry on the electronic trip record or make an appropriate written trip record entry.

(iii) Proceed to the nearest location where he or she may reasonably expect to obtain change.

§4-17(d) Fine: \$25. Appearance NOT REQUIRED

(e) Must Accept Credit / Debit Card Payment.

(1) All Taxicabs are required to be equipped with T-PEP and Drivers must accept a Passenger's choice to pay by credit/debit card.

§4-17(e)(1) Fine: \$100. Appearance REQUIRED

(2) A Driver must not pick up or transport a passenger when the system is incapable of accepting or processing credit or debit card transactions, unless prior to engaging the Taximeter, the Driver advises the passenger that he/she will not be able to use a credit or debit card for payment

(3) If a customer's effort to pay by debit/credit card at the end of the trip is prevented not by the Taxicab's T-PEP system, but because the communication network is unable to process debit/credit card payments at that time, the Driver must offer the customer the option of either:

(i) Paying cash or

(ii) Having the Taxicab Driver continue to a location where the wireless payment system can communicate with its network.

§4-17(e)(2)-(3) Fine: \$50-\$350 and/or suspension up to 30 days Appearance REQUIRED Points: 1

(f) No Mark-up for Credit Payment. A Driver must not charge any additional fee (mark-up) to any Passenger for credit/debit card transactions.

§4-17(f) Fine: Appearance REQUIRED
First violation: \$200
Second violation: \$300
Third violation: \$500
In addition to the penalty payable to the Commission, the administrative law judge may order the Driver to pay restitution to the Passenger, equal to the excess amount that was charged to the Passenger.

(g) Trips Beyond the City.

(1) In General. For a trip anywhere beyond the City of New York (other than to Westchester or Nassau counties or Newark Airport), the following rules and charges apply:

(i) The Driver must negotiate a flat rate trip charge with the Passenger before beginning the trip. (NOTE: A "flat" rate means a dollar amount; "double the meter" is NOT a flat rate.)

§4-17(g)(1)(i) Fine: \$100. Appearance NOT REQUIRED Points: 2

(ii) The Driver must place the Taximeter in a recording position at the beginning of the trip and allow it to continue recording

§4-17(g)(1)(ii) Fine: \$100. Appearance NOT REQUIRED Points: 2

(2) For a trip to Westchester or Nassau County, the following charges and rules apply:

(i) The Driver must place the Taximeter in a recording position at the start of the trip and must keep the Taximeter in the recording position at all times.

§4-17(g)(2)(i) Fine: \$100. Appearance NOT REQUIRED

(ii) Before starting the trip, the Driver must inform the Passenger how the trip charges will be calculated, including the payment of tolls both to and from the destination.

(iii) The rate of fare will be the amount shown on the Taximeter for the portion of the trip within the City, plus twice the amount shown on the Taximeter for the portion of the trip outside the City limits (See Chapter 8, §8-25(d)(2)).

(iv) The Driver must tell the Passenger when the Taxicab

crosses the City limits so that the Passenger can check the reading on the Taximeter at that time.

(v) The Passenger is also responsible for all necessary tolls charged for both going to the destination and for the Driver's return to the City.

§4-17(g)(2)(ii)-(v) Fine: \$25 Appearance Points: 2. NOT REQUIRED

(3) For a trip to Newark Airport, the following charges and rules apply:

(i) The Driver must place the Taximeter in a recording position at the start of the trip and must keep the Taximeter in the recording position at all times.

§4-17(g)(3)(i) Fine: \$100. Appearance NOT REQUIRED

(ii) Before starting the trip, the Driver must inform the Passenger how the trip charges will be calculated, including the cost of the tolls.

(iii) The rate of fare will be the amount shown on the Taximeter plus a surcharge of \$15.00 (See Chapter 8, §8-25(d)(3)).

(iv) The Passenger is also responsible for all necessary tolls charged for both going to the destination and for the Driver's return to the City.

§4-17(g)(3)(ii)-(iv) Fine: \$25 Appearance NOT REQUIRED Points: 2.

(4) For all out-of-City trips, the Driver must record the charges and the out-of-city destination on the written Trip Record, if T-PEP is not working.

§4-17(g)(4) Fine: \$25. Appearance NOT REQUIRED Points: 2

§4-18 Operations - Lost Property

(a) Inspection Following Trips from Airports. Immediately after completing a trip to Kennedy, La Guardia or Newark Airports, the Driver must inspect the interior of the Taxicab and the trunk compartment, if used, to ensure that Passengers have collected their property.

§4-18(a) Fine: \$25 Appearance NOT REQUIRED

(b) Handling of Lost Property. Property found by a Driver in a Taxicab must be returned to the Passenger if possible; otherwise, it must be taken without delay to the police precinct closest to where the Passenger was discharged.

§4-18(b) Fine: \$25-\$250 Appearance REQUIRED

(c) Notifying Commission Regarding Lost Property. If the property is not returned to the Passenger, the Driver must promptly inform the Commission of the details regarding the found property and the police precinct where it is held.

§4-18(c) Fine: \$25 Appearance NOT REQUIRED

§4-19 Operations - Passenger Solicitation and Engagement

(a) Limits on Driver Solicitation of Passengers.

(1) A Driver must solicit Passengers only from the driver's seat of his or her Taxicab and only using the words "taxi" or "cab" or "Taxicab."

§4-19(a)(1) Fine: \$50 Point: 1 Appearance NOT REQUIRED

(2) A Driver must not use a person, other than a dispatcher at an authorized Group Ride taxi line, or an Accessible Taxicab dispatcher, to solicit Passengers.

§4-19(a)(2) Fine: \$50 Appearance NOT REQUIRED

(3) A Driver must not give false or misleading information to someone in an effort to convince him or her to hire the Taxicab by implying, for instance, that the trip will be shorter or cheaper than it will be. For example, the Driver must not give a false departure time for a train, bus or airplane in order to suggest that the Taxicab can get the Passenger to the terminal in time.

§4-19(a)(3) Fine: \$50-\$200 Appearance NOT REQUIRED Points: 3 Appearance REQUIRED

(4) A Driver must not solicit Passengers within 100 feet of any bus stop. Drivers must not stop at bus stops unless hailed.

§4-19(a)(4) Fine: \$100 Appearance NOT REQUIRED Points: 1

(5) A Driver must not pick up additional Passengers during a trip except at the Passenger's request.

§4-19(a)(5) Fine: \$100 Appearance NOT REQUIRED

(6) A Driver must not suggest to a current Passenger that an additional person be accepted as a Passenger.

§4-19(a)(6) Fine: \$50 Appearance NOT REQUIRED

(7) A Driver must not solicit or cruise for the purpose of soliciting Passengers:

(i) At Kennedy, La Guardia or Newark Airports

(ii) Within 100 feet of any authorized Taxi Stand

(iii) Within the private streets of Lincoln Center

(iv) In any area of the City of New York where Taxicab cruising is prohibited

§4-19(a)(7) Fine: \$50 Points: 1 Appearance NOT REQUIRED

(8) A Driver who has illuminated the "Off Duty" light must not solicit or accept a Passenger unless ALL of the following are true:

(i) The Driver is returning the Taxicab to his or her garage or home.

(ii) The Driver has transmitted the relevant information to an electronic database for entry on the electronic trip record or made a written trip record entry "Returning to garage (or home)".

(iii) The Passenger's destination is directly on the route to the Driver's home or garage.

(iv) When the last passenger is discharged, the Driver must lock the doors and return to his garage or home.

§4-19(a)(8) Fine: \$75 Points: 1 Appearance NOT REQUIRED

(b) Taxi Stands.

(1) A Driver has the right to take a position at any Taxi Stand having a vacancy, and no other Taxicab Driver may interfere with that right.

§4-19(b)(1) Fine: \$100 Appearance NOT REQUIRED

(2) A Driver must not occupy a Taxi Stand in order to repair his Taxicab, except for minor emergency repairs.

§4-19(b)(2) Fine: \$50 Appearance NOT REQUIRED

(3) A Driver must not overcrowd, crash into or back into a front position on a Taxi Stand; a Driver must take the rear position on the line formed at such a stand, unless it is a relief stand that has a vacancy.

§4-19(b)(3) Fine: \$50 Appearance NOT REQUIRED

(4) A Driver must only occupy a Taxi Stand when on duty or for no longer than one hour while on Relief Time or for Personal Use-Off Duty.

§4-19(b)(4) Fine: \$50 Appearance NOT REQUIRED

(5) The Drivers of each of the first two Taxicabs on a Taxi Stand, (other than a Relief Stand), must remain in the driver's seat ready to accept Passengers. Any other Driver on a Taxi Stand must be no more than 15 feet from his or her Taxicab unless he or she is off duty and the required "Off Duty" light or "Relief Time" sign is visibly displayed.

§4-19(b)(5) Fine: \$50 Appearance NOT REQUIRED

(6) Except where expressly forbidden, a Taxicab is permitted to stop and wait for Passengers in the space immediately in front of a fire hydrant on a street where parking is not prohibited, provided the Driver remains seated in his Taxicab, ready for operation at all times.

§4-19(b)(6) Fine: \$50 Appearance NOT REQUIRED

(c) Terminals.

(1) The rules regarding Taxi Stands also apply to special Taxi Stands and Feed Lines at air, rail, bus and ship terminals.

- (2) Where a terminal provides Taxicab holding areas:
 - (i) Drivers must park the Taxicab in a taxi holding area before leaving on Relief Time.
 - (ii) Upon returning from Relief Time, the Driver must join the end of the Feed Line.
 - (iii) Drivers are not permitted to bring Passengers into a holding area.

§4-19(c)(2) Fine: \$50 Appearance NOT REQUIRED
- (3) Where an airport Taxi Stand offers both Long Haul and Short Haul lines, if there are Taxicabs available in both lines:
 - (i) A Driver in the Short Haul line must not accept a Passenger for a Long Haul
 - (ii) A Driver in the Long Haul line must not accept a Passenger for a Short Haul.

§4-19(c)(3) Fine: \$100 Appearance NOT REQUIRED
- §4-20 Operations – Refusing Passengers**
 - (a) Must Not Refuse to Transport Passengers. Unless the Driver has justifiable grounds, the Driver must not refuse to transport in any of the following circumstances:
 - (1) Mandatory Transport. A Driver must not refuse by words, gestures or any other means, to take a Passenger, including a person with a disability and any service animal accompanying this individual, to any destination within the City of New York, the counties of Westchester or Nassau, or Newark Airport.

§4-20(a)(1) (Mandatory penalties as set forth in §4-02) Appearance REQUIRED
 - (2) Attendant for Disabled Passengers. A Driver must not require a person with a disability to be accompanied by an attendant. However, if a person with a disability is accompanied by an attendant, the Taxicab Driver must not impose or attempt to impose any additional charge for transporting the attendant.

§4-20(a)(2) (Mandatory penalties as set forth in §4-02) Appearance REQUIRED
- (3) Luggage and Mobility Aids. A Driver must not refuse to transport a Passenger's luggage, wheelchair, crutches, other mobility aid or other property.

§4-20(a)(3) (Mandatory penalties as set forth in §4-02) Appearance REQUIRED

- (4) Destination in Advance. A Driver must not attempt to learn the destination of a Passenger before the Passenger is seated in the Taxicab.

§4-20(a)(4) (Mandatory penalties as set forth in §4-02) Appearance REQUIRED

- (b) Justifications for Refusing Passenger. The following are permitted reasons for refusing to transport:
 - (1) Another Passenger is already seated in the Taxicab.
 - (2) The Driver has already acknowledged a hail from another person, and that other person is being picked up or is about to be picked up. (CAUTION: A Driver must not acknowledge the hail of one person over another in order to avoid transporting the person whose hail was not acknowledged.)
 - (3) The Passenger is carrying or is in possession of any article, package, case or container which the Driver reasonably believes will cause damage to the Taxicab. (CAUTION: This does NOT include wheelchairs, crutches, a service animal or other mobility aid used by disabled Passengers. Mobility aids must be accepted.)
 - (4) The Driver is discharging his last Passenger or Passengers prior to going off duty, and has already:
 - (i) Illuminated his "Off Duty" light, and
 - (ii) Transmitted or entered the appropriate data.
 - (5) The Driver is ending his or her work shift, and has already:
 - (i) Illuminated the "Off Duty" sign,
 - (ii) Locked both rear doors, and
 - (iii) Transmitted or entered the appropriate data.
 - (6) The Driver must take the Taxicab out of service for required repairs to T-PEP, and has already:
 - (i) Illuminated the "Off Duty" light sign or properly placed the Relief Time sign in the Taxicab,
 - (ii) Locked both rear doors, and
 - (iii) Transmitted or entered the appropriate data.

- (7) The Passenger is accompanied by an animal that is not properly secured in a suitable container. (CAUTION: This does not apply to service animals accompanying people with disabilities.)
 - (8) The Passenger's destination is Newark Airport or someplace in Nassau or Westchester County, and the Driver has been operating the Taxicab for more than eight hours of any continuous 24-hour period.
 - (9) The Passenger is disorderly or intoxicated. (CAUTION: Drivers must not refuse to provide service solely because a disability results in annoying, offensive, or inconvenient behavior.)
 - (10) A Passenger asks a Driver on the airport Long Haul line for a Short Haul trip and there are Taxicabs available in the Short Haul line.
 - (11) A Passenger asks a Driver in the airport Short Haul line for a Long Haul trip and there are Taxicabs available in the Long Haul line.
 - (12) If a Passenger is smoking and has refused the Driver's request to stop, the Driver can discharge the Passenger in a safe location. (CAUTION: The Driver must ask the Passenger at least twice to stop smoking before requiring him or her to leave the Taxicab.)
 - §4-21 RESERVED (Operations – Cooperation with Issuing Jurisdictions)**
 - §4-22 Vehicle – Operation and Condition**
 - (a) 3-Minute Idle. Drivers must comply with the Air Pollution Control Code of NYC, including the provision that the Driver must not cause or permit the engine of the Taxicab to idle for longer than three minutes.

§4-22(a) Fine: \$25 Appearance NOT REQUIRED
 - (b) Inspection by Driver of Vehicle Condition. A Driver must not operate a Taxicab without continuing personal inspection and reasonable determination that all equipment, including brakes, tires, lights, signals and Passenger seatbelts and shoulder belts are in good working order.

§4-22(b) Fine: \$25 Appearance NOT REQUIRED

 - (c) RESERVED. (No On-street Maintenance other than Emergency.)
 - (d) Clean Interior. During his or her work shift, a Driver must keep the Taxicab's interior clean.

§4-22(d) Fine: \$50 Appearance NOT REQUIRED

 - (e) Exterior Clean and Identification Visible. During his or her work shift, a Driver must keep the Medallion number on the front and rear of the roof light clean and unobstructed so that it can be seen at all times.

§4-22(e) Fine: \$50 Appearance NOT REQUIRED

 - (f) No Unauthorized Equipment. A Driver must not operate a Taxicab that uses or has installed any equipment or mechanical devices not specifically listed in these rules, unless authorized in writing by the Commission.

§4-22(f) Fine: \$50-\$350 and/or suspension up to 30 days Points: 1 Appearance REQUIRED

 - (g) No Unauthorized Signage. A Driver must not place any signs in a Taxicab not specifically listed in these rules, unless authorized in writing by the Commission.

§4-22(g) Fine: \$25 Appearance NOT REQUIRED

 - (h) Operation of Roof lights and Taximeters. While on duty, a Driver must not operate a Taxicab unless:
 - (1) The roof light is lit when the Taximeter is not in use, and
 - (2) The roof light is off when the Taximeter is in use.

§4-22(h) Fine: \$50-\$250 and/or suspension up to 30 days Points: 1 Appearance NOT REQUIRED
- §4-23 Vehicle – Items Required in the Vehicle.**
 - (a) Items Required in Taxicab. A Driver must not operate a Taxicab unless the Taxicab is equipped or provided with the following:
 - (1) The Taxicab Technology System (T-PEP) (or a written Trip Record, when required and permitted).

§4-23(a)(1) Fine: \$30 Appearance NOT REQUIRED
 - (2) The Taxicab Driver's License in the appropriate frame.

§4-23(a)(2) Fine: \$50 Points: 2 Appearance NOT REQUIRED
- (3) The Rate Card assigned to the Taxicab, beside the frame containing the Taxicab Driver's License.
- §4-23(a)(3) Fine: \$50 Points: 1 Appearance NOT REQUIRED
- (4) A New York City five (5) borough indexed street map.
- §4-23(a)(4) Fine: \$25 Appearance NOT REQUIRED
- (5) Receipts for Passengers.
- §4-23(a)(5) Fine: \$25 Appearance NOT REQUIRED

- (b) Clear View for Passengers.
 - (1) A Driver must not block a Passenger's view of the Taximeter, his or her Driver's License, or the Rate Card.

§4-23(b)(1) Fine: \$50 Appearance NOT REQUIRED
 - (2) A Driver must not operate a Taxicab after sunset unless the face of the Taximeter, his or her Driver's License, and the Rate Card are illuminated so that they are clearly visible from the rear seat by a Passenger with normal vision.

§4-23(b)(2) Fine: \$25 for violation of each subdivision. No fine for multiple violations in one incident will exceed \$50. Appearance NOT REQUIRED
- §4-24 Vehicle – Trip Records.**
 - (a) Record of Passenger Trip Information. The Trip Record is the record of all data collected from every for-hire trip made by a Taxicab and must include the following information:
 - (1) The Taxicab Medallion number
 - (2) The Taxicab Driver's License number
 - (3) The location where each Passenger(s) was picked up
 - (4) The time each Passenger(s) was picked up
 - (5) The number of Passengers
 - (6) The location where each Passenger(s) was dropped off
 - (7) The time each Passenger was dropped off
 - (8) The total trip mileage
 - (9) The itemized metered fare for the trip (fare, tolls, surcharge, and tip, if paid by credit or debit card)
 - (10) Method of payment
 - (11) The Taximeter readings
 - (12) The concluding time of Driver's work shift
 - (13) Any toll bridges or tunnels used by the Driver, whether or not with a Passenger
 - (14) The trip number
 - (15) All other entries required by these rules

§4-24(a) Fine: \$15 per missing entry on an electronic or written trip record. The total penalty for violation of this rule will not exceed \$30 per electronic or written trip record. Appearance NOT REQUIRED
 - (b) Electronic Trip Records—Taxicab Technology System (T-PEP).
 - (1) A Driver is required to log in and operate T-PEP in order to obtain the Trip Record data for each trip.

§4-24(b)(1) Fine: \$100-\$350 and/or suspension up to 30 days Appearance REQUIRED
 - (2) If necessary, the Driver will transmit any corrections electronically, using T-PEP.

§4-24(b)(2) Fine: \$25 Appearance NOT REQUIRED
- (c) Written Trip Records
 - (1) If the T-PEP is inoperable, the Driver must keep written Trip Records if he or she operates the Vehicle during the period of time the Taxicab is permitted to operate without a working T-PEP system. (See §4-25).
 - (2) Drivers must submit all written Trip Sheets to the Taxicab Owner at the conclusion of the Driver's shift or lease period.

§4-24(c)(1)-(2) Fine: \$100-\$350 and/or suspension up to 30 days Appearance REQUIRED
- (3) Before beginning each work shift, a Driver must sign and certify on the Trip Record that the Taxicab and its equipment are in good working condition, and that the items required in the Taxicab are present. [Exception to Certification: If the Taxicab Technology System is not in operation, the certification must note that the Taxicab equipment is in good working order except for the Taxicab Technology System.]
- §4-24(c)(3) Fine: Failure to comply with 10-day notice to correct. \$200 and suspension until compliance. Appearance REQUIRED
- (4) When correcting a written Trip Record, a Driver:
 - (i) Must not erase any entry or make it completely unreadable.
 - (ii) Must correct a wrong entry only by drawing a single line through the incorrect entry and recording the date, time and reason for the change.
 - (iii) Must not leave blank lines between entries on any written Trip Record.
- §4-24(c)(4) Fine: \$25 Appearance NOT REQUIRED
- (5) A Driver must not rewrite a written Trip Record either in whole or in part, unless authorized by the Commission.

§4-24(c)(5) Fine: \$250 Appearance NOT REQUIRED

§4-25 Vehicle Equipment – Taxicab Technology System (Electronic Trip Record System)

(a) *Taxicab Technology System (T-PEP).* The T-PEP is a system of hardware and software that provides the following four Core Services, electronically, in the Taxicab vehicle:

(1) The ability for Passengers to pay using a credit, debit or prepayment card

(2) The ability for Drivers to send and receive text messages

(3) The ability to collect and transmit Trip Record data, electronically

(4) A Passenger Information Monitor (PIM) that provides Passengers:

(i) A map of the route being traveled

(ii) Information about Taxicab fares, Passenger Bill of Rights and public service announcements

(iii) Commercial advertising and sponsorships

(iv) The ability to turn off all audio and visual presentations

(b) *Good Working Order.* T-PEP equipment must be in good working order and each of the four core services must function at all times.

§4-25(b) Fine: \$250 and suspension until compliance Appearance REQUIRED

(c) *T-PEP System(s) Malfunction.* In the event the Taxicab Technology System malfunctions or fails to operate:

(1) The Driver must file an incident report with the authorized T-PEP provider within one (1) hour after Driver knows (or should have known) of the system failure, or the end of the Driver's shift, whichever occurs first.

(2) If the Taxicab Owner or Taxicab Agent previously filed a timely incident report of the T-PEP failure, the Driver will not be required to file a separate incident report. The Driver must get the incident report number from the Owner.

§4-25(c)(1)–(2) Fine: \$250 and suspension until compliance Appearance REQUIRED

(3) A Driver is not permitted to operate a Taxicab in which any of the four core services of T-PEP are inoperative for more than 48 hours following the timely filing of an incident report.

§4-25(c)(3) Fine: \$250 and suspension until compliance Appearance REQUIRED

(d) *Unauthorized Devices or Repairs.*

(1) A Driver must not connect any unauthorized device to the T-PEP.

(2) The Driver must not tamper with, repair or attempt to repair the T-PEP seals, cable connections or electrical wiring.

(3) The Driver must not make any change in the Taxicab's mechanism or its tires which would affect the operation of the T-PEP system.

§4-25(d) Fine: \$50-\$350 and/or suspension up to 30 days Appearance REQUIRED Points: 3

(4) It will be an affirmative defense to a violation of this provision, §4-25(d)(2) that the Driver:

(i) Did not know of or participate in the alleged T-PEP tampering, and

(ii) Exercised due diligence to ensure that T-PEP tampering did not occur.

(e) *Passenger Information Monitor (PIM) Malfunction.* If the Taxicab's PIM is not operational and can be made operational by the Driver, the Driver must do so.

§4-25(e) Fine: \$100 Appearance NOT REQUIRED

§4-26 Vehicle Equipment – Taximeters

(a) *Taximeter Condition.*

(1) *Defective Condition.* A Driver must not pick up or transport a Passenger when the Taximeter in his or her Taxicab is defective.

§4-26(a)(1) Fine: \$50-\$350 and/or suspension up to 30 days Appearance REQUIRED Points: 1

(2) *Repair and Replacement.* A defective Taximeter must be repaired or replaced at a licensed Taximeter shop. A Taximeter must only be replaced with a Taximeter that has been inspected, sealed and approved within the preceding 12 months.

§4-26(a)(2) Fine: \$50-\$350 and/or suspension up to 30 days Appearance REQUIRED Points: 1

(3) *Seals and Serial Number.* A Driver must not drive a Taxicab unless all Taximeter seals and cable housing seals are in good condition and pressed by the Commission

or its authorized designee. The serial number of the Taximeter must be the same as that shown on the rate card assigned to the Taxicab.

§4-26(a)(3) Fine: \$100 Appearance NOT REQUIRED Points: 2

(4) *Receipt Paper.* A Driver must not pick up or transport a Passenger unless the Taximeter is properly equipped with paper for printing receipts.

§4-26(a)(4) Fine: \$25 Appearance NOT REQUIRED

(b) *Taximeter Operation.*

(1) *Setting Taximeter to Record.* As soon as a Passenger enters the Taxicab, the Driver must immediately place the Taximeter in the recording or "Hired" position and must keep it in that position until arrival at the destination.

§4-26(b)(1) Fine: \$100 Appearance NOT REQUIRED Points: 1

(2) *Entering Passenger with a Disability.*

(i) If the Passenger is a Person with a Disability, the Taxicab Driver must not place the Taximeter in the recording or "Hired" position while the Driver is assisting a person with a disability to enter the Taxicab or while assisting with that Passenger Passenger's mobility aid.

§4-26(b)(2)(i) Fine: \$100 Appearance NOT REQUIRED Points: 1

(ii) If a Participating Driver is responding to an Accessible Taxicab dispatch, the Driver can turn on the meter while waiting for the Passenger, provided the Driver is at the pick-up location and the actual pick-up time has arrived.

§4-26(b)(2)(ii) Fine: \$50 Appearance NOT REQUIRED

(3) *Exiting Passenger with a Disability.* If the Passenger is an individual with a disability who requires assistance to exit the Taxicab, the Driver must place the Taximeter in a non-recording position before assisting such Passenger and must leave the Taximeter in a non-recording position until such Passenger has paid the fare and safely exited the cab.

§4-26(b)(3) Fine: \$50 Appearance NOT REQUIRED

(4) *Non-Paying Passenger.* If the Passenger is not being charged a fare, the Driver must not activate the meter, but must:

(i) Illuminate the "Off Duty" light

(ii) Transmit (or manually add to the written Trip Record) that he or she is off duty and transporting a non-paying Passenger and details of the time and distance of the free fare.

(iii) Include the reason the Passenger is not being charged.

§4-26(b)(4) Fine: \$25 Appearance NOT REQUIRED Points: 1

(5) *Flat Fare Trip.* When the Taxicab is engaged in a flat fare trip from between Kennedy Airport and Manhattan, the Driver must key the information into T-PEP (or enter on a written Trip Record) that this is a flat fare trip to or from Kennedy Airport and include the time and distance of the trip.

§4-26(b)(5) Fine: \$100 Appearance NOT REQUIRED Points: 1

(6) *End of Trip.* Upon reaching the Passenger's destination, the Driver must place the Taximeter in a non-recording or "Time Off" position, inform the Passenger of the fare due and leave the Taximeter in a non-recording position until the fare is paid.

§4-26(b)(6) Fine: \$50 Appearance NOT REQUIRED

(7) *Re-setting the Taximeter.* Immediately after the Passenger leaves the Taxicab, the Driver must clear the Taximeter, placing it in an off or "Vacant" position in which it must remain until the next Passenger enters the Taxicab.

§4-26(b)(7) Fine: \$100 Appearance NOT REQUIRED Points: 1

(c) *Taximeter Tampering.*

(1) *Seal Tampering.*

(i) A Driver must not operate a Taxicab if the official seals attached to it have been tampered with, broken or altered in any manner.

(ii) The Commission will assume that a Driver who operates a Taxicab with a broken Taximeter seal knew of the tampering or alteration and deliberately operated the Taxicab in violation of this Rule, and will take appropriate action against the Driver.

§4-26(c)(1) Fine: \$50-\$350 and/or suspension up to 30 days Appearance REQUIRED Points: 3

(2) *Unauthorized Devices or Repairs.*

(i) A Driver must not connect any unauthorized device to the Taximeter.

(ii) The Driver must not tamper with, repair or attempt to repair the Taximeter seals, cable connections or electrical wiring.

(iii) The Driver must not make any change in the Taxicab's mechanism or its tires which would affect the operation of the Taximeter system.

§4-26(c)(2)(i)-(iii) Fine: \$50-\$350 and/or suspension up to 30 days Appearance REQUIRED Points: 3

(iv) It will be an affirmative defense to a violation of this provision, §4-26(c)(2), that the Driver:

(A) not know of or participate in the alleged Taximeter tampering, and

(B) Exercised due diligence to ensure that Taximeter tampering did not occur.

(3) *Roof Light and other Electrical Connections.*

(i) A Driver must not tamper with the roof light or any of the interior lights or connections except to replace a defective bulb or fuse.

(ii) The roof light of a Taxicab must be automatically controlled only by the movement of the Taximeter button or ignition switch so that it is lighted only when the Taximeter is in an off or "Vacant" position and unlighted when the Taximeter is in a recording or "Hired" position.

(iii) The Commission will assume that a Driver who operates a Taxicab with an unauthorized installation or device controlling interior or roof lighting knew of the unauthorized installation or device and deliberately operated the Taxicab in violation of this Rule, and the Commission will take appropriate action against the Driver.

§4-26(c)(3) Fine: \$50-\$350 and/or suspension up to 30 days Appearance REQUIRED Points: 3

(4) *Defect(s) that Arise During Shift.* If the Taximeter breaks down during a trip so that the fare can no longer be monitored, the Driver must immediately tell the Passenger and offer him or her the option of:

(i) Continuing the trip after mutually agreeing to a reasonable fare, or

(ii) Terminating the trip and paying the fare shown on the Taximeter to that point.

§4-26(c)(4) Fine: \$50-\$350 and/or suspension up to 30 days Appearance REQUIRED Points: 1

(5) *Procedures for Terminating Use of Taxicab with Defective Taximeter.* Upon terminating a trip because of a defective Taximeter or T-PEP, the Driver must:

(i) Illuminate the "Off Duty" light

(ii) Lock the rear doors

(iii) Transmit data that the Taximeter is defective (or enter on a written Trip Record, if T-PEP system is inoperative)

(iv) Return the Taxicab immediately to the garage of record or a licensed Taximeter repair shop.

§4-26(c)(5) Fine: \$50 Appearance NOT REQUIRED

(d) *Report Signs of Tampering to TLC.* A Driver must notify the Owner and the Commission by telephone immediately, and in writing within 24 hours, upon the discovery of any of the following:

(1) A Taximeter other than the Taximeter approved by the Commission and indicated on the Rate Card, has been installed in the Taxicab operated by the Driver.

(2) A Taximeter seal in the Taxicab operated by the Driver has been removed or tampered with.

(3) An unauthorized device that may affect the operation of a Taximeter has been connected to the Taximeter, seal, cable connection or electrical wiring of the Taxicab operated by the Driver.

(4) Any intervening connections, splices, "Y" connections or direct or indirect interruptions or connections of any kind whatsoever have been discovered on any wiring harness attached to the Taximeter in the Taxicab operated by the Driver.

§4-26(d) Fine: \$500-\$1,500 and/or suspension up to 60 days or revocation Appearance REQUIRED

§4-27 Special Driver Penalty Programs

(a) Critical Driver's Program ("Points" in this Section refers to points assessed by the Department of Motor Vehicles).

- (1) License Suspension. If, within a 15-month period, a Driver accumulates six or more points on his or her driver's license (whether issued by New York or another state), the Commission will suspend the Driver's Taxicab Driver's License for 30 days.
- (2) License Revocation. If, within a 15-month period, a Driver accumulates 10 or more points on his or her driver's license (whether issued by New York or another state), the Commission will revoke the Driver's Taxicab Driver's License.
- (3) Review of Driver Fitness. The Commission can at any time review the fitness of a Driver to continue to be Licensed following any moving violation, accident, or other driving-related incident and can seek to impose other, additional, and/or more severe penalties or take any other action permitted under these Rules.
- (4) 15-Month Period. When determining whether a suspension or revocation is required based on the accumulation of points in a 15-month period, the Commission will count backwards 15 months from the date of the most recent violation carrying points.
- (5) Date of Point Accumulation. For the purpose of this rule, points assigned by the Department of Motor Vehicles for any violation will be counted as of the date the violation occurred.
- (6) Multiple Points from a Single Incident. For a Driver who has been found guilty of multiple violations arising from a single incident, the Commission will consider the Driver guilty of the single violation with the highest point total for purposes of this section.
- (7) Point Reduction for Voluntary Course Completion.

- (i) Before suspending or revoking a Driver's License, the Commission will deduct two points from the total points of any Licensee who voluntarily attends and satisfactorily completes a motor vehicle accident prevention course approved by the Commission.
- (ii) The Driver must furnish the Commission with proof of when the course was taken and that the course was satisfactorily completed before the Commission will reduce the Driver's point total.
- (iii) If the Commission has already suspended or revoked the Driver's License, the point reduction will not change the Commission's decision.
- (iv) If the Driver completed the course on or after September 1, 1999, the Commission will not reduce total points more than once in any five-year period.

(b) Program for Persistent Violators of Taxicab Drivers' Rules ("Points" in this Section refers to points assessed by the Commission; these points are included in the penalties for specific violations of rules in this Section).

- (1) Required Remedial Course Attendance for Persistent Violators.
 - (i) Any Driver who has been found guilty of three or more violations within a 15-month period and whose license has not been revoked must attend a remedial or refresher course. The Commission will also add one point to that Taxicab Driver's License.
 - (ii) Any Driver who does not complete such a course after being notified of the requirement by the Commission will have his License suspended until he or she complies.
- (2) Revocation - Points and Time Periods.
 - (i) Any Driver who has accumulated six or more Commission-issued points against his or her Taxicab Driver's License within a 15-month period and whose License has not been revoked will have his or her License suspended for 30 days.
 - (ii) The Commission will revoke the License of any Driver who has accumulated ten or more points against his or her Taxicab Driver's License within a 15-month period.
- (3) Multiple Violations from a Single Incident. For a Driver who has been found

guilty of multiple violations arising from a single incident, the Commission will consider the Driver guilty of the single violation with the highest point total for purposes of this section.

- (4) More Severe Penalties at Discretion of Commission. The Commission can impose more severe or additional penalties to any penalties stated in this section.
- (5) Hearing Process and Imposition of Penalties.
 - (i) The Commission will impose penalties described in this section following the hearing at which the Driver is found to have violated the rule(s) triggering these penalties.
 - (ii) Persistent violator penalties will be in addition to those penalties specifically listed in the Rules.
- (6) Point Reduction for Voluntary Course Completion.
 - (i) Before suspending or revoking a Driver's License, the Commission will deduct two points from the total points of any Licensee who voluntarily attends and satisfactorily completes a remedial or refresher course approved by the Commission.
 - (ii) The Driver must furnish the Commission with proof of when the course was taken and that the course was satisfactorily completed before the Commission will reduce the Driver's point total.
 - (iii) If the Commission has already suspended or revoked the Driver's License, the point reduction will not change the Commission's decision.
 - (iv) If the Driver completed the course on or after September 1, 1999, the Commission will not reduce total points more than once in any 18-month period.
- (7) It will be an affirmative defense that the act that formed the basis for the violation was beyond the control and influence of the Taxicab Driver.

Statement of Basis and Purpose of Rules

These rules are proposed pursuant to sections 1043 and 2303 of the Charter and section 19-503 of the Administrative Code of the City of New York. The rules are part of a project undertaken by the Taxi and Limousine Commission ("TLC") to revise its existing rule book. The first phase of this project consists of reorganizing and redrafting TLC's rules, to enhance their clarity and accessibility without substantive change. Accordingly, these rules are not intended to make any changes to TLC's current policies, procedures or operations.

During this first phase of the rules revision project, all of TLC's existing rules will be redrafted, then posted on a chapter-by-chapter basis on the TLC Web site for review and discussion by interested members of the public. Each chapter will be revised based on that discussion, then published for public comment and public hearing pursuant to the City Administrative Procedure Act (CAPA). Because this phase of the rules revision is intended to involve no substantive changes to the rules, and as announced at the Commission meeting held on August 7, 2008, public hearings will be held separately from monthly stated Commission meetings.

When this process has been completed for all TLC rules, the complete set of rules will be presented to the Commission for promulgation simultaneously with repeal of the current set of TLC rules. The revised rules will replace the existing rules compiled in chapter 35 of the Rules of the City of New York. It is anticipated that the promulgation of the revised rules and repeal of the current rules will occur in 2009.

After the first phase of its rules revision is completed, TLC will move to the second phase, which will involve the assessment of its rules for more substantive changes.

The rules proposed here are as follows:

Current Rule Chapters revised in this rule-making	Proposed Rule Chapters
Chapter 2, Taxicab Drivers Rules	Chapter 4, Medallion Taxicab Drivers

The proposed rules make several substantive changes to the provisions of current rules governing commuter van drivers. Specifically, the proposed rules:

- Eliminate as obsolete certain transition provisions governing driver continuing education.
- Eliminate as obsolete certain transition provisions regarding the TPEP system.
- Eliminate as obsolete certain transition provisions concerning the persistent violator program set forth in section 4-27(b).
- Require that non-New York State driver license abstracts be no more than 30 days old, to align the rule to actual TLC practice regarding abstracts.
- Eliminate penalties for failure to complete Authorized Taxicab Training as being obsolete; completion of such training is a condition of licensure.
- Provide, consistent with TLC practice, that applicants for new or replacement licenses come to the TLC to be photographed, rather than supply photographs to the TLC.
- Align penalties for failure to update a driver address to those for failure to comply with a TLC directive, which is the practical effect of the failure to update penalty under the prior rules.
- Eliminate references to drug addiction that are

- contrary to the Americans with Disabilities Act. Add the concept of Relief Time which is consistent with existing taxi stand provisions.
- Clarify that the rules regarding idling are derived from provisions of the Administrative Code.
- Clarify that a driver with a non-paying passenger must illuminate the off-duty light.
- To fully incorporate the provisions of Local Law 16 of 2008, the penalty provisions have been amended to reflect that fines are stayed for thirty days, and further pending decision of a timely-filed appeal.

sl

TRANSPORTATION

■ NOTICE

NOTICE OF ADOPTION OF AMENDMENTS to the rules regarding street openings and excavations within the vicinity of bridges under the jurisdiction of the New York City Department of Transportation.

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED IN THE Commissioner of the Department of Transportation by subdivision (b) of Section 2903 of the New York City Charter, Title 19 of the Administrative Code, and in accordance with the requirements of Section 1043 of the New York City Charter, that the Department of Transportation hereby adopts amendments to subparagraph (x) of subdivision (d), paragraph (1) of Section 2-11 of Chapter 2 of Title 34 of the Official Compilation of the Rules of the City of New York, the Highway Rules. This rule was first published on April 22 2009, and a public hearing was held on May 26, 2009. This rule shall take effect 30 days from the date hereof.

Subparagraph (x) of paragraph (1) of subdivision (d) of § 2-11 of Title 34 of the Rules of the City of New York, is amended to read as follows:

(d) Application.

(1) Applications shall include:

(x) whether the proposed work will be within 100 feet on, above or below or in either direction of any portion of a bridge, tunnel, underpass or overpass (if so, approval from the Division of Bridges shall be obtained). For purposes of this section "portion" shall include, but not be limited to, approach slabs, retaining walls, and column supports. The method of excavation and final restoration shall be determined by the Division of Bridges.

STATEMENT OF BASIS AND PURPOSE OF RULE

The Commissioner of Transportation is authorized to promulgate rules regarding streets and highways in the City pursuant to Section 2903(b) of the New York City Charter and Title 19 of the New York City Administrative Code.

There are many structures that constitute bridges within the City, but this designation is not always obvious to a contractor who may wish to perform excavations in the vicinity thereof. This rule is being amended to provide additional safeguards to the structural integrity of bridges, tunnels, underpasses and overpasses under the jurisdiction of the Department, and to better regulate excavations and restorations performed near bridges and on their outlying support structures.

sl

SPECIAL MATERIALS

CITY PLANNING

■ NOTICE

**THE CITY OF NEW YORK
THE DEPARTMENT OF CITY PLANNING
OFFICE OF MANAGEMENT AND BUDGET**

NOTICE OF PROPOSED SUBSTANTIAL AMENDMENT

TO THE 2009 CONSOLIDATED PLAN (FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM) AND THE PROPOSED CHANGES TO THE 2008 CONSOLIDATED PLAN ADDENDUM: COMMUNITY DEVELOPMENT BLOCK GRANT-RECOVERY PROGRAM.

The City of New York announces the public comment period for the substantial amendment to its 2009 Consolidated Plan's Community Development Block Grant (CDBG) Program and the public comment period for the substantial amendment to the 2008 Consolidated Plan Addendum: Community Development Block Grant-Recovery Act (CDBG-R) Program.

Amended 2009 Consolidated Plan
The amended 2009 Consolidated Plan public comment period will begin on August 25, 2009 and extend thirty (30) days to September 23, 2009.

Copies of the amended 2009 Consolidated Plan will be made available on August 25, 2009 and can be obtained at the Department of City Planning Bookstore, 22 Reade Street, New York, New York 10007 (Monday 12:00 P.M. to 4:00 P.M., Tuesday through Friday 10:00 A.M. to 1:00 P.M.). In addition, the amended Plan can be downloaded through the internet via the Department's website at www.nyc.gov/planning.

Written comments regarding the amended 2009 Consolidated

Plan should be sent by close of business September 23, 2009 to: Charles V. Sorrentino, Consolidated Plan Coordinator, 22 Reade Street 4N, New York, N.Y. 10007, FAX: 212-720-3495.

2008 Consolidated Plan Addendum: Community Development Block Grant-Recovery Act (CDBG-R) Program
On 6/5/09, the City submitted its plan for the expenditure of CDGBG-Recovery funds under the American Recovery and Reinvestment Act of 2009 (ARRA or Recovery Act). The City stated that three programs, the Emergency Repair Program, the Emergency Demolition Program, and the HPD Neighborhood Preservation Offices, will be partially-funded by both the Community Development Block Grant and ARRA funds. ARRA funds will support DHS Single Adult Services and CD Block Grant funds will support both DHS' Single Adult Services and Family Support. The programs that were to be solely funded by ARRA were Graffiti-Free NYC, Code Violation Removal in Schools, DHS Single Adult Services, Graffiti Removal in Parks and Playgrounds, Neighborhood Improvement Program, and Charlton Garden Retaining Wall Restoration. (Please note that these programs may also receive non-CD/ARRA funds.) The City has now decided that the \$2.89 million originally allocated to Graffiti-Free NYC will be re-programmed to the Emergency Repair Program. After 7/1/09, City Tax Levy funds will support the Graffiti-free NYC Program.

The CDBG-Recovery is a grant under HUD's CDBG entitlement program. It is therefore bound to HUD's Consolidated Plan regulations. Under existing Consolidated Plan citizen participation regulations, substantial amendments to an approved Plan are required to undergo a 30-day comment period. However, in order to expedite localities receiving the Recovery Act funds, Congress has waived this regulation and requires the Program to undergo only a **seven (7) day** public review period instead. Therefore, the 2008 Consolidated Plan Addendum: Community Development Block Grant-Recovery Act's public comment period will begin on August 25, 2009 and end August 31, 2009.

On August 25, 2009, an Adobe PDF version of the Addendum will be available for free downloading from the internet via the Department of City Planning's website at: <http://www.nyc.gov/html/dcp/html/resource/consol.shtml#cp>

Written comments should be sent by close of business September 1, 2009 to: Charles V. Sorrentino, Consolidated Plan Coordinator, 22 Reade Street 4N, New York, N.Y. 10007, FAX: 212-720-3495, email: csorren@planning.nyc.gov.

City of New York:
Amanda M. Burden, FAICP, Director, Department of City Planning
Mark Page, Director, Office of Management and Budget

a24-s4

COMPTROLLER

NOTICE

NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre St., RM 629, New York, NY 10007 on 9/1/09 to the person or persons legally entitled an amount as certified to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Damage Parcel No.	Block	Lot
11	146	17
13	146	34
14	146	35
15	146	36

Acquired in the proceeding, entitled: FIFTH AMENDED BROOKLYN CENTER URBAN RENEWAL PLAN, PHASE 2, subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

William C. Thompson, Jr.
Comptroller

a18-s1

NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre St., Rm. 629, New York, NY 10007 on September 10, 2009, to the person or persons legally entitled an amount as certified to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Damage Parcel No.	Block	Lot
1	1116	p/o lot 30

Acquired in the proceeding, entitled: RICHMOND TERRACE BETWEEN JOHN STREET AND NICHOLAS AVENUE subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

William C. Thompson, Jr.
Comptroller

a25-s10

NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre St., Rm. 629, New York, NY 10007 on November 4, 2009, to the person or persons legally entitled an amount as certified to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Damage Parcel No.	Block	Lot
12	146	29

Acquired in the proceeding, entitled: FIFTH AMENDED BROOKLYN CENTER URBAN RENEWAL PLAN, PHASE 2 subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

William C. Thompson, Jr.
Comptroller

a21-s3

MAYOR'S OFFICE OF ENVIRONMENTAL COORDINATION

NOTICE

NOTICE OF CEQR COMMENCEMENT

CEQR NO.	Project Name	Borough	CD
08BSA011M	8-12 Bond Street	Manhattan	MN02
09BSA031X	St Barnabas Hosptial	Bronx	BX06
09BSA045R	Costanzo's Martial Arts	Staten Island	SI03
09BSA048Q	13-61 Beach Channel Drive	Queens	QN14
09BSA049X	3857-3867 Third Avenue	Bronx	BX03
09BSA052M	MonQi Fitness	Manhattan	MN08
09BSA058Q	New York Sports Club	Queens	QN02
09BSA059X	Special Permit for a School in an M1-1 District	Bronx	BX01
09BSA062M	125 Fulton Street	Manhattan	MN01
09BSA064M	Astor Place David Barton Gym	Manhattan	MN02
09BSA065M	Yogaworks Soho	Manhattan	MN02
09BSA072M	Champion Fitness LLC	Manhattan	MN02
09BSA076R	Chabad Israeli Center	Staten Island	SI02
09BSA109X	188 Saint George's Crescent	Bronx	BX07
09CLA004K	Brooklyn Academy of Music Annex Project	Brooklyn	BK02
07DCP076M	West 129th Street Rezoning	Manhattan	MN07
09DCP008X	Blondell Avenue Rezoning	Bronx	BX11
09DCP011R	Sandy Ground Rezoning	Staten Island	SI03
09DCP033K	2636 East 14th Street	Brooklyn	BK15
09DCP038R	Albourn Avenue Demapping	Staten Island	SI03
09DCP049R	49-57 Willis Avenue	Staten Island	SI01
09DCP055R	Barb Street Mixed-Use Development	Staten Island	SI03
09DCP059M	48-50 Walker Street	Manhattan	MN01
09DCP060Q	J & H Management Development	Queens	QN12
09DCP063Q	72-75 Woodhaven Boulevard	Queens	QN05
09DCP064Q	Middle Village Glendale Maspeth Rezoning	Queens	QN05
09DCP067M	332 West 44th Street Parking Garage	Manhattan	MN04
09DCP070X	The Crossings at Southern	Bronx	BX02
09DCP071K	Demapping of East 29th Street	Brooklyn	BK15
09DCP074R	NYCWIn-645 Rossville Avenue (Site SI-013B)	Staten Island	SI03
09DCP075K	Sunset Park Rezoning	Brooklyn	BK07
09DCP076M	Claremont Stables	Manhattan	MN07
09DCP077Q	Springfield Boulevard Rezoning	Queens	QN13
09DCP079M	46-48 Lispenard Street	Manhattan	MN01
09DCP080M	12-18 East 62nd Street	Manhattan	MN08
09DCP081K	470 Vanderbilt Avenue Rezoning	Brooklyn	BK02
09DCP082M	1182 Broadway	Manhattan	MN05
09DCP083K	Carroll Gardens / Columbia Street Contextual Rezoning	Brooklyn	BK06
07DEP029R	Port Richmond Water Pollution Control Plant Efficiency	Staten Island	SI01
09DEP040Q	Beach 42nd Street Outfall Project (Capital Project SEQ-	Queens	QN14
09DEP044U	Oorah Catskill Retreat WTP Expansion and State Pollutant	Upstate	
09DEP049U	Shoreline Stabilization at the Catskill Upper Effluent Chamber	Upstate	
09DHS011K	The Hegeman Safe Haven	Brooklyn	BK05
10DOS005M	Export of Municipal Solid Waste from the Borough of Manhattan	Manhattan	MN08
			MN09
			MN10
			MN11
			MN01
			MN02
			MN03
			MN05
			MN06
09DOT004M	Rehabilitation of the Wards Island Pedestrian Bridge over	Manhattan	MN11
09HPD010M	East Harlem Veterans Initiative	Manhattan	MN11
09HPD028X	Crossroads Plaza	Bronx	BX01
09HPD032K	Mother Gaston Boulevard Residences	Brooklyn	BK16
10HPD002M	Clinton Commons	Manhattan	MN04
10HPD003K	Providence House	Brooklyn	BK03
10HPD004X	151 East Tremont Avenue	Bronx	BX05
10HPD005X	Odd Fellows Senior Housing	Bronx	BX09
10HPD008M	True Colors Residence	Manhattan	MN10
09TLC028M	Lincoln Limo Service Inc	Manhattan	MN03
09TLC031K	La Morenita Car & Limosusine Service Inc	Brooklyn	BK13
09TLC037K	Safe Car Service	Brooklyn	BK10
09TLC047K	Munkacs Car Service Ltd	Brooklyn	BK12
09TLC050Q	Discount Car Service	Queens	QN13
09CCO002Y	A local law to amend (Intro 506A) the administrative code of the	Citywide	
09O0M002Y	A local law to (Intro 21A) amend the City Charter to create the	Citywide	
			MN09
			MN10
			MN11
			BX10
			QN11
			BK01
09DCP006R	Presentation Circle (aka Woodrow Road Residential)	Staten Island	SI03
09DCP009R	Montgomery Avenue Residential	Staten Island	SI01
09DCP017R	97 Victory Boulevard	Staten Island	SI01
09DCP027K	Robert Venable Park Residential	Brooklyn	BK05
09DCP050R	SEA Center Expansion	Staten Island	SI01
09DCP059M	48-50 Walker Street	Manhattan	MN01
09DCP061M	2148 Broadway Public Parking Garage	Manhattan	MN07

DETERMINATION OF SIGNIFICANCE

Negative Declaration

09CCO002Y	A local law to amend (Intro 506A) the administrative code of the	Citywide	
06DCP084X	On the Sound at City Island	Bronx	BX10
06DCP110Q	Briarwood Plaza	Queens	QN11
08DCP072K	Berry Street and North 7th Street Zoning Map Amendment	Brooklyn	BK01
09DCP006R	Presentation Circle (aka Woodrow Road Residential)	Staten Island	SI03
09DCP009R	Montgomery Avenue Residential	Staten Island	SI01
09DCP017R	97 Victory Boulevard	Staten Island	SI01
09DCP027K	Robert Venable Park Residential	Brooklyn	BK05
09DCP050R	SEA Center Expansion	Staten Island	SI01
09DCP059M	48-50 Walker Street	Manhattan	MN01
09DCP061M	2148 Broadway Public Parking Garage	Manhattan	MN07

09DCP064Q	Middle Village Glendale Maspeth Rezoning	Queens	QN05
09DCP065K	New Connections / New Opportunities Sunset Park 197-a	Brooklyn	BK07
09DCP072K	783 Eldert Lane Modification of Restrictive Declaration	Brooklyn	BK05
09DCP075K	Sunset Park Rezoning	Brooklyn	BK07
09DCP079M	46-48 Lispenard Street	Manhattan	MN01
05DEP004R	Acquisition & Disposition of Property between the City of	Staten Island	SI03
07DEP020Y	Amendments to Chapter 20 of Title 15 of the Rules of the City	Citywide	
09DEP040Q	Beach 42nd Street Outfall Project (Capital Project SEQ-	Queens	QN14
09DEP044U	Oorah Catskill Retreat WTP Expansion and State Pollutant	Upstate	
09DHS011K	The Hegeman Safe Haven	Brooklyn	BK05
10DOS005M	Export of Municipal Solid Waste from the Borough of Manhattan	Manhattan	MN08

09DPR003R	Ocean Breeze Park Redevelopment	Staten Island	SI02
09DPR006K	Transmitter Park Redevelopment	Brooklyn	BK01
09HPD002K	Van Siclen/Warwick Project	Brooklyn	BK05
09HPD007K	Coretta Scott-King Senior Apartments	Brooklyn	BK05
09HPD031K	Riverway Senior Apartments	Brooklyn	BK16
09O0M002Y	A local law to (Intro 21A) amend the City Charter to create the	Citywide	
09TLC028M	Lincoln Limo Service Inc	Manhattan	MN03
09TLC031K	La Morenita Car & Limosusine Service Inc	Brooklyn	BK13
09TLC037K	Safe Car Service	Brooklyn	BK10
09TLC047K	Munkacs Car Service Ltd	Brooklyn	BK12
09TLC050Q	Discount Car Service	Queens	QN13

Modified Negative Declaration

08DCP057M	150 Charles Street Public Parking Garage	Manhattan	MN02
09DCP050R	SEA Center Expansion	Staten Island	SI01
09DEP047U	Proposed Expansion of Boating at Cannonsville Reservoir	Upstate	
08DOT005Q	Acquisition of an Existing Asphalt Plant (Grace Asphalt Plant)	Queens	QN07
07HPD003X	Council Towers V	Bronx	BX10

Positive Declaration

08DME004X	Kingsbridge Armory	Bronx	BX07
-----------	--------------------	-------	------

SCOPING

Draft Scope of Work

08DME004X	Kingsbridge Armory	Bronx	BX07
-----------	--------------------	-------	------

Final Scope of Work

09DCP004M	53 West 53rd Street	Manhattan	MN05
09DCP007M	Western Rail Yard Project	Manhattan	MN04
09HPD019K	Broadway Triangle	Brooklyn	BK01
09HPD022M	West 44th Street and Eleventh Avenue Rezoning (PS 51	Manhattan	MN04
07NYP003Q	Police Academy - College Point	Queens	QN07

ENVIRONMENTAL IMPACT STATEMENT

Draft EIS and NOC

09DCP004M	53 West 53rd Street	Manhattan	MN05
09DCP007M	Western Rail Yard Project	Manhattan	MN04
08DME004X	Kingsbridge Armory	Bronx	BX07
07NYP003Q	Police Academy - College Point	Queens	QN07

Final EIS and NOC

05DCP020M	Fordham University Lincoln Center Master Plan	Manhattan	MN07
08DME004X	Kingsbridge Armory	Bronx	BX07

MISCELLANEOUS

Technical Memorandum

02DME006R	Seaview Senior Housing Community	Staten Island	SI02
08DME007K	Coney Island Rezoning	Brooklyn	BK13
08DME007K	Coney Island Rezoning	Brooklyn	BK13

a31-s4

LATE NOTICE

HUMAN RESOURCES ADMINISTRATION

INTENT TO AWARD

Services (Other Than Human Services)

ACCOUNTS MAINTENANCE SERVICES – Negotiated Acquisition – Available only from a single source - PIN# 069-10-110-3032 – DUE 09-04-09 AT 3:00 P.M. – Human Resource Administration (HRA), Office of Child Support Enforcement (OCSE) entered into contract negotiations with the current vendor to provide Account Maintenance services. Vendors interested in responding to future solicitations should call the NYC Vendor Enforcement Center at (212) 857-1680 to request an application or you may complete the application on-line by visiting www.nyc.gov/selltonyc

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Human Resources Administration, 2 Washington Street 16th Floor, E6, New York, NY 10004.
Kim Jones (212) 487-5862, joneski@hrra.nyc.gov