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THE CITY RECORD MICHAEL R. BLOOMBERG, Mayor

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PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

QUEENS BOROUGH PRESIDENT

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN THAT a Public Hearing will be held by the Borough President of Queens, Helen Marshall, on **Thursday, March 12, 2009** at 10:30 A.M., in the Borough Presidents Conference Room located at 120-55 Queens Boulevard, Kew Gardens, New York 11424, on the following items:

NOTE: Individuals requesting Sign Language Interpreters should contact the Borough President's Office, (718) 286-2860, TDD users should call (718) 286-2656, no later than **FIVE BUSINESS DAYS PRIOR TO THE PUBLIC HEARING.**

CD 07 - BSA #1038-80 BZ - IN THE MATTER of an application submitted by Davidoff Malito & Hatcher LLP on behalf of Feinrose Downing LLC pursuant to Section 73-11 of the NYC Zoning Resolution, for extension of the term of an existing special permit to allow the continued operation of an amusement arcade in an M2-1 district located at **31-07, 09 and 11 Downing Street**, Block 4327, Lot 1, Zoning Map 10a, Whitestone, Borough of Queens.

CD 02 - BSA #173-08 BZ - IN THE MATTER of an application submitted by Rothkrug Rothkrug & Spector, LLP on behalf of Royal One Real Estate, LLC, pursuant to Section 72-21 of the NYC Zoning Resolution, for a bulk variance to allow development of an hotel located in an M1-5/R7-3 District located at **42-59 Crescent Street**, Block 430, Lots 37 & 38, Zoning Map 9b, Long Island City, Borough of Queens.

CD 02- ULURP #N090304 ZRQ - IN THE MATTER of an application submitted by the NYC Department of City Planning, pursuant to Sections 200 and 201 of the NYC Charter, proposing text amendments to the Special Long Island City Mixed Use District affecting the Queens Plaza Subdistrict and Court Square Subdistrict, Zoning Maps 8d & 9b, Hunters Point, Borough of Queens.

CD 07 - ULURP #N090318 ZRQ - IN THE MATTER of an application submitted by the New York City Economic Development Corporation (NYCEDC) in coordination with the New York City Department of City Planning, pursuant to Section 197-c of New York City Charter, for zoning text amendments to establish the Special College Point District to create special regulations pertaining to yards, signage, landscaping, use, bulk and parking to sustain the corporate park environment within College Point II Industrial Urban Renewal Area (expiring April 24, 2009), an area generally bounded by 15th Avenue to the north, the Whitestone Expressway to the east, the Flushing River and Bay to the south, and 130th Street to the west, College Point, Borough of

Queens. (related items: ULURP # C090319 ZMQ and #C090320 PPQ)

CD 07 - ULURP #C090319 ZMQ - IN THE MATTER of an application submitted by the New York City Economic Development Corporation (NYCEDC) in coordination with the New York City Department of City Planning, pursuant to Section 197-c of New York City Charter, to rezone all or portions of 94 blocks in the College Point II Industrial Urban Renewal Area (expiring April 24, 2009) from existing M1-1 and M3-1 to M1-1 and M2-1 to reflect current land use patterns and create a uniformity of allowable uses and continuity of use conformance within a new Special College Point District consisting of 112 blocks, an area generally bounded by 15th Avenue to the north, the Whitestone Expressway to the east, the Flushing River and Bay to the south, and 130th Street to the west, College Point, Borough of Queens. (related items: ULURP # N090318 ZRQ and #C090320 PPQ)

CD 07 - ULURP #C090320 PPQ - 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 nine (9) city-owned properties in the College Point Urban Renewal Area (expiring April 2009) Block 4317, p/o Lot 1, p/o Lot 8900, Lot 20, Block 4356, p/o Lot 30, Block 4357, p/o Lot 1, Block 4358, p/o Lot 1, Block 4359, p/o Lot 1, Block 4206, Lot 100, Block 4207, p/o Lot 1, zoning map 10a, College Point, Borough of Queens. (related items: ULURP # N090318 ZRQ and #C090319 ZMQ)

m6-12

CITY COUNCIL

■ PUBLIC HEARING

HEARING BY THE COMMITTEE ON HOUSING AND BUILDINGS

THE COMMITTEE ON HOUSING AND BUILDINGS WILL HOLD A HEARING ON MONDAY, MARCH 16, 2009 AT 10:00 A.M. IN THE COUNCIL CHAMBERS, CITY HALL, NEW YORK, NEW YORK 10007 ON THE FOLLOWING MATTERS:

Int. No. 923, a Local Law to amend the administrative code of the City of New York, in relation to extending the rent stabilization laws.

Res. No. 1815, a Resolution determining that a public emergency requiring rent control in the City of New York continues to exist and will continue to exist on and after April 1, 2009

A Calendar of speakers will be established in advance. Persons interested in being heard should write to the Honorable Christine C. Quinn, Speaker of the City Council, City Hall, New York, New York 10007, setting forth their name, representation and viewpoints.

Michael McSweeney
Acting City Clerk, Clerk of the Council

f13-m16

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

The Subcommittee on Planning, Dispositions and Concessions will hold a public hearing on the following matters in the Council Committee Room, City Hall, New York City, New York 10007, commencing at 9:30 A.M. on Wednesday, March 18, 2009:

567 WEST 183RD STREET

MANHATTAN CB - 12 C 090071 HAM
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 567 West 183rd Street (Block 2154, Lot 95), 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 selected by HPD;

to facilitate the rehabilitation of an existing three-story building, tentatively known as 567 West 183rd Street, with nine residential units, to be developed under the Department of Housing Preservation and Development's Division of Alternative Management Special Projects Program.

P.S. 109

MANHATTAN CB - 11 C 090145 HAM
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:
 - c. the designation of property located at 213 East 99th Street (Block 1649, Lot 9) as an Urban Development Action Area; and
 - d. 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 selected by HPD;

to facilitate the rehabilitation of an existing five-story building, tentatively known as P.S. 109, with approximately 74 residential units.

YANKEE STADIUM PARKING

BRONX CB - 04 C 090153 PPX
Application submitted by the Department of Citywide Administrative Services (DCAS) and the Department of Parks & Recreation (DPR), pursuant to Section 197-c of the New York City Charter, for the disposition to the New York City Economic Development Corporation of six (6) city-owned properties restricted to public parking and accessory uses for properties located at:

BLOCK	LOT
2539	29
2539	175
2539	191
2539	193
2539	504
2539	p/o 32

The Subcommittee on Landmarks, Public Siting and Maritime Uses will hold a public hearing on the following matters in the Council Committee Room, City Hall, New York City, New York 10007, commencing at 11:00 A.M. on Wednesday, March 18, 2009:

GRACE ASPHALT**QUEENS CB - 7 C 090111 PCQ**

Application submitted by the Department of Transportation and the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter for the site selection and acquisition of property located at 130-31 Northern Boulevard (Block 1791, Lots 52, 68, and 72), for use as an asphalt plant.

1200-SEAT INTERMEDIATE/HIGH SCHOOL**BROOKLYN CB - 5 20095156 SCK**

Application pursuant to Section 1732 of the New York School Construction Authority Act, concerning the proposed site selection for a new, approximately 1200-Seat Intermediate/High School Facility to be located on the block bounded by Flatlands Avenue, Elton Street, Linwood Street, and Vandalia Street (Block 4449, Lot 1 in part) in Community School District No. 19.

P.S. 264, BROOKLYN**BROOKLYN CB - 10 20095203 SCK**

Application pursuant to Section 1732 of the New York School Construction Authority Act, concerning the proposed site selection for a new, approximately 475-Seat Primary School Facility (P.S. 264, Brooklyn) to be located on the block bounded by 4th Avenue, 88th Street, 89th Street and 3rd Avenue (Block 6062, Lots 31, 40, 41, 45 and 48) in Community School District No. 20.

The Subcommittee on Zoning and Franchises will hold a public hearing on the following matters in the Council Committee Room, City Hall, New York City, New York 10007, commencing at 1:00 P.M. on Wednesday, March 18, 2009:

OLIVE TREE CAFÉ**MANHATTAN CB - 2 20085633 TCM**

Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of Dynamic Music Corp., d/b/a Olive Tree Café, for a revocable consent to continue to maintain and operate an unenclosed sidewalk café at 117 Macdougall Street.

SCUDERIA GALLO CAFÉ**MANHATTAN CB - 2 20095180 TCM**

Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of Scuderia Gallo, LLC, d/b/a Scuderia, for a revocable consent to establish, maintain and operate an unenclosed sidewalk café at 10 Downing Street a.k.a. 257-263 6th Avenue.

BROADWAY PLAZA**BRONX CB - 8 C 080014 MMX**

Application, submitted by the New York City Economic Development Corporation (EDC), and Kingsbridge 230th 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 Kimberly Place, east of Broadway;
- any adjustment of grades necessitated thereby; and
- any acquisition or disposition of real property related thereto,

in accordance with Map No. 13121 dated April 14, 2008 and signed by the Borough President.

BROADWAY PLAZA**BRONX CB - 8 C 090146 ZMX**

Application submitted by Kingsbridge 230th LLC and the NYC 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. 1d:

1. eliminating from within an existing R6 District a C2-3 District bounded by Verveelen Place, the northwesterly boundary line of a Rail Road right-of way, West 230th Street, and Broadway; and
2. changing from an R6 District to a C4-4 District property bounded by Verveelen Place and its southeasterly centerline prolongation, the Major Deegan Expressway, West 230th Street and its southeasterly centerline prolongation, and Broadway;

Borough of the Bronx, Community District 8, as shown on a diagram (for illustrative purposes only) dated October 27, 2008, and subject to the conditions of CEQR Declaration E-223.

BROADWAY PLAZA**BRONX CB - 8 C 090147 PPX**

Application submitted by the New York City Department of Citywide Administrative Services (DCAS), pursuant to Section 197-c of New York City Charter, for the disposition of one (1) city-owned property located on Block 3266, Lot 13, pursuant to zoning.

NORTH CORONA 2 REZONING**QUEENS CB - 3 C 090112 ZMQ**

Application submitted by the 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 Nos. 9d, 10a, 10b:

1. changing from an R6B District to an R5 District property bounded by:
 - a. a line 100 feet southerly of 35th Avenue, a line midway between 90th Street and 91st Street, a line 100 feet northerly of 37th Avenue, and 90th Street;
 - b. a line 100 feet southerly of 34th Avenue,

93rd Street, a line 100 feet northerly of 35th Avenue, 92nd Street, 35th Avenue, a line midway between 93rd Street and 94th Street, a line 100 feet northerly of 37th Avenue, a line midway between 91st Street and 92nd Street, 35th Avenue, and 91st Street;

- c. a line 100 feet southerly of 37th Avenue, a line midway between 90th Street and 91st Street, a line 300 feet northerly of Roosevelt Avenue, Elmhurst Avenue, 92nd Street, 37th Avenue, a line midway between 94th Street and 95th Street, a line 100 feet southeasterly of 37th Avenue, a line midway between Warren Street and Junction Boulevard, a line 100 northerly of Roosevelt Avenue, a line midway between 91st Street and 92nd Street, a line 200 feet northerly of Roosevelt Avenue, and 89th Street;
 - d. 35th Avenue, 105th Street, 34th Avenue, 112th Street, a line 100 northwesterly and northerly of 37th Avenue, 106th Street, 37th Avenue, 107th Street, 37th Road, 104th Street, a line 100 feet northwesterly of 37th Avenue, and a line 100 feet northeasterly of 99th Street;
 - e. a line 100 feet southeasterly of 37th Avenue, a line 100 feet southwesterly of 103rd Street, 39th Avenue, 99th Street, a line 100 feet northwesterly of 39th Avenue, and a line 100 feet northeasterly of 99th Street; and
 - f. 38th Avenue, a line 125 feet northeasterly of 111th Street, a line 125 feet northwesterly of Roosevelt Avenue, and a line 100 feet northeasterly of 108th Street;
2. changing from an R5 District to an R5A District property bounded by a line 100 feet southerly of Northern Boulevard, a line 100 feet westerly of 101st Street, 34th Avenue, 102nd Street, 35th Avenue, a line midway between Junction Boulevard and 97th Street, the southerly street line of Brice Road and its easterly and westerly prolongation, Junction Boulevard, 34th Avenue, and a line 100 feet westerly of 96th Street;
 3. changing from an R6B District to an R5A District property bounded by:
 - a. 35th Avenue, a line midway between 91st Street and 92nd Street, a line 100 feet northerly of 37th Avenue, and a line midway between 90th Street and 91st Street
 - b. a line 100 feet southerly of 37th Avenue, 92nd Street, Elmhurst Avenue, a line 300 feet northerly of Roosevelt Avenue, and a line midway between 90th Street and 91st Street;
 - c. 35th Avenue, a line 100 feet northeasterly of 99th Street, a line 100 feet northwesterly of 37th Avenue, and a line 100 feet northeasterly of Junction Boulevard;
 - d. a line 100 feet southeasterly of 37th Avenue, a line 100 feet northeasterly of 99th Street, a line 100 feet northwesterly of 39th Avenue, a line 100 feet northerly of Roosevelt Avenue, 98th Street, 38th Avenue, and 97th Street;
 - e. 37th Road, 107th Street, 37th Drive, a line 100 feet southwesterly of 108th Street, a line 125 feet northwesterly and northerly of Roosevelt Avenue, a line 100 feet northeasterly of 104th Street, 39th Avenue, and 104th Street; and
 - f. 37th Avenue, 111th Street, a line 125 feet northwesterly of 38th Avenue, 112th Street, a line midway between 37th Avenue and 38th Avenue, a line 125 feet southwesterly of 114th Street, a line 125 feet northwesterly of Roosevelt Avenue, a line 125 feet northeasterly of 111th Street, 38th Avenue, and a line 100 feet northeasterly of 108th Street; and
 4. changing from an R6 District to an R6A District property bounded by:
 - a. Astoria Boulevard, 112th Place, a line perpendicular to the easterly street line of 112th Street distant 200 feet southerly (as measured along the street line) from the point of intersection of the easterly street line of 112th Street and the southwesterly street line of Astoria Boulevard, a line midway between 111th Street and 112th Street, a line perpendicular to the westerly street line of 111th Street distant 250 feet southerly (as measured along the street line) from the point of intersection of the westerly street line of 111th Street and the southwesterly street line of Astoria Boulevard, a line midway between 110th

Street and 111th Street, a line perpendicular to the easterly street line of 110th Street distant 150 feet southerly (as measured along the street line) from the point of intersection of the easterly street line of 110th Street and the southwesterly street line of Astoria Boulevard, a line midway between 108th Street and 110th Street, the easterly prolongation of the southerly street line of 32nd Avenue, and 108th Street; and

- b. a line 100 northerly of Northern Boulevard, 112th Place, Northern Boulevard, a line 100 feet easterly of 112th Street, a line 100 feet southerly of Northern Boulevard, 96th Street, Northern Boulevard, and 95th Street.

as shown on a diagram (for illustrative purposes only), dated October 6, 2008, and modified on February 18, 2009.

☛ m12-18

CITY PLANNING COMMISSION**■ PUBLIC HEARING**

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, March 18, 2009, commencing at 10:00 A.M.

BOROUGH OF THE BRONX**No. 1****CARL C. ICHAN CHARTER SCHOOL PLAYGROUND CD 3 C 090228 HAX**

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 404 Claremont Parkway (Block 2896, Lot 96), 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 selected by HPD;

to facilitate an expansion of the playground for the Carl C. Ichan Charter School.

BOROUGH OF BROOKLYN**No. 2****LIBERTY FOUNTAIN APARTMENTS CD 5 C 090227 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 115, (Block 4191, Lots 14-20); 922, 924, 926, 928, 930, and 932 Liberty Avenue (Block 4191, Lot 22, and Lots 26-30); and 66, 68, 70, and 72 Crystal Street (Block 4191, Lots 32-35), 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 property located at 115, 117, 119, 123, 125, 127, and 129 Fountain Avenue (Block 4191, Lots 14-20); 924, 926, 930, and 932 Liberty Avenue (Block 4191, Lots 26, 27, 29 and 30); and 66, 68, 70, and 72 Crystal Street (Block 4191, Lots 32-35), to a developer selected by HPD;

to facilitate development of a three-story building, tentatively known Liberty/Fountain Apartments, with approximately 43 residential units.

BOROUGH OF MANHATTAN**No. 3****HOBBS COURT****CD 11 C 090125 ZMM**

IN THE MATTER OF an application submitted by the New York City Housing Authority and Phipps Houses and Urban Builders Collaborative, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 6b changing from an R7A District to a R8A District property bounded by East 103rd Street, a line 325 feet easterly of Second Avenue, East 102nd Street, and a line 100 feet easterly of Second Avenue, as shown on a diagram (for illustrative purposes only) dated December 1, 2008.

No. 4**86TH STREET SIDEWALK CAFES TEXT AMENDMENT CD 8 N 090165 ZRM**

IN THE MATTER OF an application submitted by Maz Mezcal Restaurant 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 I, Chapter 4 (Sidewalk Café Regulations), relating to Section 14-43 to permit small sidewalk cafes on the south side of East 86th Street from First Avenue to a line 125 feet east of Second Avenue.

Matter in underline is new, to be added;
 Matter in ~~strikeout~~ is old, to be deleted;
 Matter within # # is defined in Section 12-10;

**14-43
 Locations Where Only Small Sidewalk Cafes Are Permitted**

#Small sidewalk cafes# may be located wherever #sidewalk cafes# are permitted, pursuant to Section 14-011 (Sidewalk cafe locations). In addition, only #small sidewalk cafes# shall be allowed on the following #streets#, subject to the underlying zoning.

Manhattan:

Orchard Street - from Canal Street to Houston Street
 Delancey Street - from Norfolk Street to the Bowery
 Centre Street - from Canal Street to Spring Street
 Lafayette Street - from Canal Street to Houston Street
 Sixth Avenue - from Canal Street to a line 100 feet south of Spring Street

Special Union Square Special District*

14th Street - from Second Avenue to Irving Place
 14th Street - from a line 100 feet west of University Place to Eighth Avenue

23rd Street - from the East River to Eighth Avenue
 31st Street - from Fifth Avenue to a line 200 feet east of Broadway

34th Street - from the East River to Fifth Avenue
 35th Street - from a line 150 feet east of Fifth Avenue to a line 150 feet east of Sixth Avenue

36th Street - from a line 150 feet east of Fifth Avenue to a line 150 feet west of Fifth Avenue

37th Street - from a line 150 feet east of Fifth Avenue to a line 150 feet west of Fifth Avenue
 37th Street - from a line 150 feet east of Sixth Avenue to Broadway

38th Street - from Third Avenue to Seventh Avenue
 39th Street - from Exit Street to Seventh Avenue
 40th Street - from a line 100 feet east of Exit Street to Broadway

41st Street - from a line 100 feet east of Exit Street to Third Avenue

42nd Street - from First Avenue to Third Avenue
 42nd Street - from Fifth Avenue to a line 275 feet east of Sixth Avenue

All #streets# bounded by 43rd Street on the south, 46th Street on the north, a line 200 feet east of Third Avenue on the east and Third Avenue on the west

43rd Street - from Fifth Avenue to Sixth Avenue
 44th Street - from Fifth Avenue to Sixth Avenue
 45th Street - from Fifth Avenue to Sixth Avenue
 46th Street - from Fifth Avenue to Sixth Avenue

47th Street - from a line 200 feet east of Third Avenue to Third Avenue

48th Street - from a line 150 feet east of Third Avenue on the east and Sixth Avenue on the west

49th Street - from a line 150 feet east of Third Avenue on the east and Sixth Avenue on the west

50th Street - from a line 150 feet east of Third Avenue on the east and Sixth Avenue on the west

51st Street - from a line 150 feet east of Third Avenue to Eighth Avenue

52nd Street - from a line 160 feet east of Third Avenue to Eighth Avenue

53rd Street - from a line 160 feet east of Third Avenue to Eighth Avenue

54th Street - from a line 150 feet east of Third Avenue to Eighth Avenue

55th Street - from a line 100 feet west of Second Avenue to Eighth Avenue

56th Street - from a line 100 feet west of Second Avenue to Eighth Avenue

57th Street - from the East River to Eighth Avenue
 58th Street - from the East River to Eighth Avenue
 59th Street - from the East River to Second Avenue

59th Street (Central Park South) - from Sixth Avenue to Columbus Circle

60th Street - from Lexington Avenue to Fifth Avenue
 61st Street - from Third Avenue to Fifth Avenue
 62nd Street - from Second Avenue to Fifth Avenue

63rd Street - from Second Avenue to Fifth Avenue
86th Street - from First Avenue to a line 125 feet east of Second Avenue, south side only

116th Street - from Malcolm X Boulevard to Frederick Douglass Boulevard

First Avenue - from 48th Street to 56th Street
 Third Avenue - from 38th Street to 62nd Street
 Lexington Avenue - from a line 100 feet south of 23rd Street to a line 100 feet north of 34th Street

Lexington Avenue - the entire length from a line 100 feet north of 96th Street, northward

Park Avenue - from 38th Street to 40th Street
 Park Avenue - from 48th Street to 60th Street
 Park Avenue - the entire length from a line 100 feet north of 96th Street, northward

Madison Avenue - from 23rd Street to 38th Street
 Madison Avenue - from 59th Street to 61st Street
 Special Madison Avenue Preservation District**

Madison Avenue - the entire length from a line 100 feet north of 96th Street, northward

Fifth Avenue - from 12th Street to 33rd Street
 Fifth Avenue - from 59th Street to 61st Street
 Sixth Avenue - from 36th Street to 42nd Street

Sixth Avenue - from a line 150 feet north of 42nd Street to 48th Street
 Sixth Avenue - from 50th Street to Central Park South
 Seventh Avenue - from 50th Street to Central Park South
 Broadway - from 36th Street to 40th Street

Broadway - from 50th Street to Columbus Circle
 Columbus Circle - from Eighth Avenue, westward, to Broadway.

* #Small sidewalk cafes# are not allowed on 14th Street

** #Small sidewalk cafes# are not allowed on 86th Street within the Special Madison Avenue District

**BOROUGH OF QUEENS
 Nos. 5 & 6
 NORTH FLUSHING REZONING/R1-2A DISTRICT
 ZONING TEXT
 No. 5**

CDs 7 & 11 C 090281 ZMQ

IN THE MATTER OF an application submitted by the 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 Nos. 7d, 11a and 11c:

1. eliminating from within an existing R4 District a C1-2 District bounded by:
 - a. 25th Avenue, Francis Lewis Boulevard, 26th Avenue, a line 150 feet westerly of 168th Street, a line 150 feet southwesterly of Francis Lewis Boulevard, Bayside Lane, 25th Drive, and 166th Street;
 - b. 26th Avenue, a line 150 feet northeasterly of Francis Lewis Boulevard, 27th Avenue, a line midway between Francis Lewis Boulevard and 172nd Street, 28th Avenue, and Francis Lewis Boulevard;
2. eliminating from within an existing R5 District a C1-2 District bounded by:
 - a. Willets Point Boulevard,
 - b. Parsons Boulevard,
 - c. the westerly prolongation of the northerly street line of 25th Drive,
 - d. a line 125 feet westerly of Parsons Boulevard, and
 - e. a line perpendicular to Willets Point Boulevard and passing through a point on Course No. 4 distance 160 feet northerly of Course No. 3;
3. eliminating from within an existing R4 District a C1-3 District bounded by 24th Road, a line 100 feet northeasterly of Francis Lewis Boulevard, 169th Street, Francis Lewis Boulevard, and 166th Street;
4. eliminating from within an existing R4 District a C1-4 District bounded by 169th Street, a line 100 feet northeasterly of Francis Lewis Boulevard, 26th Avenue, and Francis Lewis Boulevard;
5. changing from an R1-2 District to an R1-2A* District property bounded by 32nd Avenue, a line midway between 162nd Street and 163rd Street, a line 60 feet northerly of 35th Avenue, a line midway between 167th Street and 168th Street, Elmer E. Crocheron Avenue, 164th Street, a line 100 feet northerly of Elmer E. Crocheron Avenue, a line 100 feet northerly of Northern Boulevard, 158th Street, Northern Boulevard, 157th Street, a line 150 feet northerly of Northern Boulevard, and 156th Street;
6. changing from an R1-2 District to an R2 District property bounded by Riverside Drive, 159th Street, Powells Cove Boulevard, and a line midway between 158th Street and 159th Street;
7. changing from an R6 District to an R2 District property bounded by a line 100 feet southerly of 33rd Avenue, the southerly prolongation of a line 90 feet easterly of 143rd Street (straight line portion), the southerly terminus of 143rd Street and its northwesterly and southeasterly prolongations, and Union Street;
8. changing from an R1-2 District to an R2A District property bounded by a line 100 feet northerly of 35th Avenue, a line midway between 167th Street and 168th Street, a line 60 northerly of 35th Avenue, and a line midway between 162nd Street and 163rd Street;
9. changing from an R2 District to an R2A District property bounded by:
 - a. a line midway between 28th Avenue, and 29th Avenue and its westerly prolongation, the northerly prolongation of the easterly street line of 148th Street, 29th Avenue, 148th Street, Bayside Avenue, 150th Street, a line 100 feet southerly of Bayside Avenue, Murray Lane, Bayside Avenue, a line 100 feet westerly of Murray Street, 25th Avenue, 166th Street, Bayside Lane, a line midway between 25th Drive and 26th Avenue, a line 150 feet southwesterly of Francis Lewis Boulevard, a line 150 feet westerly of 168th Street, 26th Avenue, Francis Lewis Boulevard, 170th Street, 29th Avenue, Francis Lewis Boulevard, 33rd Avenue, 191st Street, a line 150 feet southerly of 33rd Avenue, a line 100 feet southwesterly of Francis Lewis Boulevard, the westerly centerline prolongation of 34th Avenue, 192nd Street, a line 100 feet northerly of 35th

- Avenue, 190th Street, 35th Avenue, Utopia Parkway, a line perpendicular to the westerly street line of Utopia Parkway distant 100 feet northerly (as measured along the street line) from the point of intersection of the westerly street line of Utopia Parkway and the northerly street line of Elmer E. Crocheron Avenue, 172nd Street, a line perpendicular to the westerly street line of 172nd Street distant 90 feet northerly (as measured along the street line) from the point of intersection of the westerly street line of 172nd Street and the northerly street line of Elmer E. Crocheron Avenue, a line midway between 171st Street and 172nd Street, Elmer E. Crocheron Avenue, 169th Street, a line 100 feet northerly of Elmer E. Crocheron Avenue, 168th Street, Elmer E. Crocheron Avenue, a line midway between 167th Street and 168th Street, a line 100 feet northerly of 35th Avenue, a line midway between 162nd Street and 163rd Street, 32nd Avenue, 156th Street, a line 100 feet southerly of 33rd Avenue, 154th Street, 33rd Avenue, Murray Street, 34th Avenue, a line midway between 147th Place and 148th Street, 33rd Avenue, Union Street, 29th Avenue, and a line 100 feet easterly of Union Street, and excluding the area bounded by a line 150 feet northwesterly of Bayside Lane, 28th Avenue and its easterly prolongation, Bayside Lane, a line 100 feet southerly of 27th Avenue, a line midway between 167th Street and 168th Street, a line 100 feet northerly of 32nd Avenue, 168th Street, 32nd Avenue, a line midway between 166th Street and 167th Street, a line 100 feet northerly of 32nd Avenue, a line midway between 162nd Street and 163rd Street, 29th Avenue, and 161st Street;
- b. 26th Avenue, a line 100 feet northeasterly of 202nd Street, a line 250 feet northwesterly of 29th Avenue, 202nd Street, 29th Avenue, Utopia Parkway, 28th Avenue, and 172nd Street; and
 - c. 26th Avenue, the westerly service road of the Clearview Expressway, 29th Avenue, and 206th Street;
10. changing from an R3-2 District to an R2A District property bounded by:
- a. Willets Point Boulevard, 149th Street, a line 100 feet northerly of 25th Drive, 148th Street, 25th Drive and a line midway between 147th Street and 148th Street;
 - b. Bayside Avenue, Murray Lane, a line 100 feet southerly of Bayside Avenue, and 150th Street;
 - c. 34th Avenue, Murray Street, a line 150 feet northerly of 35th Avenue, 150th Place, 35th Avenue, and a line midway between 150th Street and 150th Place;
 - d. a line 150 feet northwesterly of Bayside Lane, 28th Avenue, a line 240 feet easterly of 161st Street, a line 100 feet northwesterly of Bayside Lane, and 161st Street;
 - e. Bayside Lane, a line 100 feet southerly of 27th Avenue, 166th Street, a line 100 feet northerly of 32nd Avenue, 164th Street, a line 100 feet southerly of 29th Avenue, 165th Street, a line 100 feet northerly of 29th Avenue, 163rd Street, and the easterly centerline prolongation of 28th Avenue; and
 - f. a line 100 feet southerly of 27th Avenue, a line midway between 167th Street and 168th Street, 29th Avenue, and 167th Street;
11. changing from an R3X District to an R2A District property bounded by:
- a. 29th Avenue, 202nd Street, 32nd Avenue, and 201st Street; and
 - b. 29th Avenue, the westerly service road of the Clearview Expressway, 32nd Avenue, and 204th Street;
12. changing from an R4 District to an R2A District property bounded by:
- a. a line midway between 25th Drive and 26th Avenue and its easterly prolongation, 168th Street, 26th Avenue, a line 150 feet westerly of 168th Street, and a line 150 feet southwesterly of Francis Lewis Boulevard;
 - b. 24th Road, a line 150 feet northeasterly of Francis Lewis Boulevard, 169th Street, and a line 100 feet northeasterly of Francis Lewis Boulevard;

- c. a line 150 feet northeasterly of Francis Lewis Boulevard, 26th Avenue, a line 100 feet northeasterly of Francis Lewis Boulevard, and 169th Street; and
- d. a line 100 feet southeasterly of 26th Avenue, 172nd Street, 28th Avenue, and 100 feet northeasterly of Francis Lewis Boulevard;
- 13. changing from an R4-1 District to an R2A District property bounded by 32nd Avenue, the westerly service road of the Clearview Expressway, a line 95 feet northwesterly of 34th Avenue, a line midway between 204th Street and 205th Street, a line 95 feet southeasterly of 33rd Avenue, 204th Street, a line 95 feet northwesterly of 33rd Avenue, a line midway between 204th Street and 205th Street, a line 95 feet southeasterly of 32nd Avenue, and 204th Street;
- 14. changing from an R5 District to an R2A District property bounded by 35th Avenue, 190th Street, a line 100 feet northerly of Elmer E. Crocheron Avenue, and Utopia Parkway;
- 15. changing from an R3-2 District to an R3-1 District property bounded by Willets Point Boulevard, a line midway between 147th Street and 148th Street, 25th Drive, 148th Street, a line 100 feet northerly of 25th Drive, 149th Street, 28th Avenue, and 147th Street;
- 16. changing from an R2 District to an R3-2 District property bounded by:
 - a. a line midway between 28th Avenue and 29th Avenue, 149th Street, Bayside Avenue, 148th Street, 29th Avenue, and the northerly prolongation of the easterly street line of 148th Street; and
 - b. a line 100 feet northerly of 34th Avenue, a line 100 feet westerly of 153rd Street, a line 40 feet northerly of 34th Avenue, 153rd Street, 34th Avenue, and Murray Street;
- 17. changing from an R2 District to an R3X District property bounded by 26th Avenue, 203rd Street, 29th Avenue, 202nd Street, a line 250 feet northwesterly of 29th Avenue, and a line 100 feet northeasterly of 202nd Street;
- 18. changing from a R4-1 District to an R3X District property bounded by 32nd Avenue, 204th Street, a line 95 feet southeasterly of 32nd Avenue, and 201st Street;
- 19. changing from an R2 District to an R4 District property bounded by 25th Drive, Bayside Lane, a line 150 feet southwesterly of Francis Lewis Boulevard, a line midway between 25th Drive and 26th Avenue, Bayside Lane, and 166th Street;
- 20. changing from an R5 District to an R4 District property bounded by:
 - a. Willets Point Boulevard, 146th Street, 28th Avenue, and Parsons Boulevard; and
 - b. 35th Avenue, Francis Lewis Boulevard, the southerly boundary line of the Long Island Rail Road right-of-way (Northside Division), 192nd Street, 39th Avenue, 194th Street, 37th Avenue, 193rd Street, Elmer E. Crocheron Avenue, and a line 240 feet easterly of 192nd Street;
- 21. changing from an R5 District to an R4-1 District property bounded by 35th Avenue, a line 240 feet easterly of 192nd Street, Elmer E. Crocheron Avenue, 193rd Street, 37th Avenue, 194th Street, 39th Avenue, 193rd Street, a line 100 feet southerly of 37th Avenue, 190th Street, 37th Avenue, 192nd Street, a line 100 feet northerly of 37th Avenue, a line midway between 191st Street and 192nd Street, Elmer E. Crocheron Avenue, and 192nd Street;
- 22. changing from an R3-2 District to an R4A District property bounded by:
 - a. Willets Point Boulevard, 147th Street, 28th Avenue, 194th Street, a line midway between 28th Avenue and 29th Avenue, and 146th Street;
 - b. 25th Avenue, a line 100 feet westerly of Murray Street, Bayside Avenue, 150th Street, a line midway between 29th Avenue and Bayside Avenue, a line 100 feet easterly of 150th Street, 26th Avenue, and a line 95 feet easterly of 150th Street; and
 - c. 34th Avenue, 149th Place, a line 100 feet northerly of Northern Boulevard, 149th Street, 35th Avenue, and 146th Street;
- 23. changing from a R5 District to an R4A District property bounded by 28th Avenue, 146th Street, a line midway between 28th Avenue and 29th Avenue, and Parsons Boulevard;
- 24. changing from an R2 District to an R4B District property bounded by:
 - a. Francis Lewis Boulevard, 29th Avenue, and 170th Street; and

- b. a line 100 feet northerly of 32nd Avenue, 168th Street, 32nd Avenue, and a line midway between 166th Street and 167th Street;
 - 25. changing from an R3-2 District to an R4B District property bounded by a line 100 feet southerly of 27th Avenue, 167th Street, 29th Avenue, a line midway between 167th Street and 168th Street, a line 100 feet northerly of 32nd Avenue, and 166th Street;
 - 26. changing from an R4 District to an R4B District property bounded by 28th Avenue, Utopia Parkway, and Francis Lewis Boulevard;
 - 27. changing from an R4-1 District to an R4B District property bounded by a line 95 feet northwesterly of 34th Avenue, the westerly service road of Clearview Expressway, a line 100 feet southeasterly of 34th Avenue, and 205th Street;
 - 28. changing from an R2 District to an R5B District property bounded by:
 - a. a line 100 feet northerly of 35th Avenue, 192nd Street, 35th Avenue, and 190th Street; and
 - b. a line perpendicular to the westerly street line of 172nd Street distant 90 feet northerly (as measured along the street line) from the point of intersection of the westerly street line of 172nd Street and the northerly street line of Elmer E. Crocheron Avenue, 172nd Street, a line perpendicular to the westerly street line of Utopia Parkway distant 100 feet northerly (as measured along the street line) from the point of intersection of the westerly street line of Utopia Parkway and the northerly street line of Elmer E. Crocheron Avenue, Utopia Parkway, Elmer E. Crocheron Avenue, and a line midway between 171st Street and 172nd Street;
 - 29. changing from an R5 District to an R5B District property bounded by:
 - a. 35th Avenue, 192nd Street, Elmer E. Crocheron Avenue, a line midway between 191st Street and 192nd Street, a line 100 feet northerly of 37th Avenue, 192nd Street, 37th Avenue, 190th Street, a line 100 feet southerly of 37th Avenue, 192nd Street, the southerly boundary line of the Long Island Rail Road right-of-way (Northside Division), the northerly prolongation of the easterly street line of 189th Street, 39th Avenue, 170th Street, Depot Road, a line midway between 168th Street and 169th Street, a line 100 feet southerly of Elmer E. Crocheron Avenue, 169th Street, Elmer E. Crocheron Avenue, Utopia Parkway, a line 100 feet northerly of Elmer E. Crocheron Avenue, and 190th Street; and
 - b. the southwestery centerline of 34th Avenue, Francis Lewis Boulevard, 35th Avenue, and 192nd Street;
 - 30. changing from an R2 District to an R5D District property bounded by a line 100 feet northerly of Elmer E. Crocheron Avenue, 169th Street, Elmer E. Crocheron Avenue, and 168th Street;
 - 31. changing from an R5 District to an R5D District property bounded by Elmer E. Crocheron Avenue, 169th Street, a line 100 feet southerly of Elmer E. Crocheron Avenue, a line midway between 168th Street and 169th Street, Depot Road, the northerly centerline prolongation of 168th Street, Station Road, and 167th Street and its southerly centerline;
 - 32. changing from an R6 District to an R5D District property bounded by 31st Drive, Union Street, 33rd Avenue, Leavitt Street, 32nd Avenue, and 140th Street;
 - 33. establishing within an existing R3-2 District a C1-3 District bounded by 28th Avenue, 163rd Street, a line 100 feet northerly of 29th Avenue, 161st Street, a line 100 feet northwesterly of Bayside Lane, and a line 240 feet easterly of 161st Street; and
 - 34. establishing within an existing R4 District a C1-3 District bounded by 25th Avenue, a line 100 feet northeasterly of Francis Lewis Boulevard, 169th Street, a line 100 feet northeasterly of Francis Lewis Boulevard, 28th Avenue, Francis Lewis Boulevard, 26th Avenue, 168th Street, a line midway between 25th Drive and 26th Avenue and its easterly prolongation, a line 100 feet westerly of 168th Street and its northerly prolongation, and Francis Lewis Boulevard;
- Borough of Queens, Community Districts 7 & 11 as shown in a diagram (for illustrative purposes only dated January 20, 2009.
- *Note: An R1-2A District is proposed to be created under a related concurrent application N 090282 ZRY for an amendment of the Zoning Resolution.

New York City Charter, for an amendment of the Zoning Resolution of the City of New York, relating to the creation of an R1-2A Zoning District.

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

* * *

Article 1
General Provisions

Chapter 1
Title, Establishment of Controls and Interpretation of Regulations
 * * *

11-12
Establishment of Districts

In order to carry out the purposes and provisions of this Resolution, the following districts are hereby established:

Residence Districts

R1-1 Single-Family Detached Residence District
 R1-2 Single-Family Detached Residence District
 R1-2A Single-Family Detached Residence District

* * *

11-335
Building permits for other construction in R1-2A and R2A Districts

In R1-2A Districts and R2A Districts established on or after December 20, 2006, if a building permit for other construction has been lawfully issued prior to the dates establishing such ~~R2A~~ Districts, such construction may be continued, notwithstanding the provisions of paragraph (a) of Section 11-332 (Extension of period to complete construction), provided that the Department of Buildings determines that all of the requisite structural framing to perform the work authorized under the permit was completed on or before the date establishing the ~~R2A~~ District. If the Commissioner of Buildings determines that such framing was not complete on such date, the provisions of paragraph (a) of Section 11-332 shall apply.

* * *

Article 1
Chapter 2
Construction of Language and Definitions

* * *

12-10
Definitions
 * * *

Floor area

“Floor area” is the sum of the gross areas of the several floors of a #building# or #buildings#, measured from the exterior faces of exterior walls or from the center lines of walls separating two #buildings#. In particular, #floor area# includes:

* * *

(i) floor space used for #accessory# off-street parking spaces provided in any #story# after June 30, 1989:

(1) within #detached# or #semi-detached single-# or #two-family residences# in R1-2A, R2A, R2X, R3, R4 or R5 Districts, except that:

(i) in R2A Districts, #floor area# within such #residences# shall include only floor space in excess of 300 square feet for one such space; and

(ii) in all R1-2A Districts, and in R3, R4A and R4-1 Districts in #lower density growth management areas#, #floor area# within such #residences# shall include only floor space in excess of 300 square feet for one such space and in excess of 500 square feet for two such spaces;

* * *

(o) any other floor space not specifically excluded.

However, the #floor area# of a #building# shall not include:

* * *

(6) floor space used for #accessory# off-street parking spaces provided in any #story#:

(i) up to 200 square feet per required space existing on June 30, 1989, within #residential buildings# in R3, R4 or R5 Districts, and up to 300 square feet for one required space in R2A Districts. However, for #detached# or #semi-detached single-# or #two-family residences# in all R1-2A Districts and in R3, R4A and R4-1 Districts within #lower density growth management areas#, #floor area# shall not include up to 300 square feet for one ~~required~~ space and up to 500 square feet for two ~~required~~ spaces;

* * *

(8) floor space used for mechanical equipment, except that such exclusion shall not apply in R2A Districts, and in R1-2A, R2X, R3, R4, or R5 Districts, such exclusion shall be limited to 50

square feet for the first #dwelling unit#, an additional 30 square feet for the second #dwelling unit# and an additional 10 square feet for each additional #dwelling unit#. For the purposes of calculating floor space used for mechanical equipment, #building segments# on a single #zoning lot# may be considered to be separate #buildings#;

(9) except in R1-2A, R2A, R2X, R3, R4 and R5 Districts, the lowest #story# (whether a #basement# or otherwise) of a #residential building#, provided that:

(i) such #building# contains not more than two #stories# above such #story#;

* * *

Article II Chapter 3 Bulk Regulations for Residential Buildings in Residence Districts

* * *

23-12 Permitted Obstructions in Open Space

R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

In the districts indicated, the following shall not be considered obstructions when located in any #open space# required on a #zoning lot#, except that no portion of such #open space# which is also a required #yard# or #rear yard equivalent#, or is needed to satisfy the minimum required area or dimensions of a #court#, may contain any obstructions not permitted in such #yard#, #rear yard equivalent# or #court#:

* * *

(e) Parking spaces, off-street, enclosed, #accessory#, not to exceed one space per dwelling unit#, when #accessory# to a #single-family#, #two-family# or three-family #residence#, provided that the total area occupied by a #building# used for such purposes does not exceed 20 percent of the total required #open space# on the #zoning lot#. However, two such spaces for a #single-family residence# may be permitted in #lower density growth management areas# and in R1-2A Districts;

* * *

23-141 Open space and floor area regulations in R1, R2, R3, R4 or R5 Districts

R1 R2 R3 R4 R5

Except as otherwise provided in paragraph (a) of Section 23-147 (For non-profit residences for the elderly), in the districts indicated, the minimum required #open space# or #open space ratio#, the maximum #lot coverage# and the maximum #floor area ratio# for any #building# on a #zoning lot# shall be as set forth in the following tables:

(a)

Table with 3 columns: District, Minimum Required #Open Space Ratio#, Maximum #Floor Area Ratio#. Rows include R1, R2, R3, R4, R5.

* R1-2A, R2A and R2X are subject to the provisions of paragraph (b).

(b)

Table with 4 columns: District, Maximum #Lot Coverage# (in percent), Minimum Required #Open Space# (in percent), Maximum #Floor Area Ratio#. Rows include R1-2A, R2A, R2X, R3-1, R3-2, R3A, R3X, R4, R4A, R4-1, R4B, R5, R5A, R5B, R5D.

* For #corner lots#, the maximum #lot coverage# shall be 80 percent and the minimum required #open space# shall be 20 percent.

In addition, the following rules shall apply:

* * *

(4) In all R1-2A Districts and in R3, R4A and R4-1 Districts within #lower density growth management areas#, the permitted #floor area# of a #single-# or #two-family detached# or #semi-detached residence# may be increased by up to 300 square feet for one parking space and up to 500 square feet for two parking spaces provided such spaces are in a garage located, wholly or partly, in the #side lot ribbon# pursuant to Sections 23-12, paragraph (e), 23-441 or 23-442, except that in R1-2A Districts, such parking spaces need not be located in the #side lot ribbon#.

* * *

23-40 YARD REGULATIONS

* * *

23-45 Minimum Required Front Yards

(a) R1 R2 R3 R4 R5 In the districts indicated, #front yards# shall be provided as set forth in the following table, except that for a #corner lot# in an R1-2 District, one #front yard# may have a depth of 15 feet and, for a #corner lot# in an R3 District, one #front yard# may have a depth of 10 feet.

Table with 2 columns: Front Yard, District. Rows include 20 feet (R1), 20 feet* (R1-2A), 15 feet (R2, R2X, R3-1, R3-2), 15 feet* (R2A), 10 feet* (R3A, R3X, R4-1, R4A, R5A), 10 feet** (R4, R5), 5 feet* (R4B, R5B, R5D).

* Except as provided in paragraphs (b) and (c) of this Section.

** If the depth of a #front yard# exceeds 10 feet or the #zoning lot# is #developed# pursuant to the optional regulations applicable in a #predominantly built-up area#, the depth of a #front yard# shall be at least 18 feet. However, on a #corner lot#, if one #front yard# has a depth of at least 18 feet, the other #front yard# shall have a depth of at least 10 feet.

Furthermore, if an opening to an #accessory# off-street parking space is located within the #street wall# of a #residential building#, there shall be an open area between the opening and the #street line# which is at least 8 and 1/2 feet in width by 18 feet in depth, except this provision shall not apply in R5D Districts.

R2A R3A R3X R4-1 R4A R4B R5A R5B R5D

(b) For the purpose of paragraphs (b) and (c) the area between the #street line# and the front building wall of adjacent #buildings# on the same or adjoining #zoning lots# shall be considered adjacent #front yards#.

Except as provided in paragraph (c) of this Section, in the districts indicated, if adjacent #residential buildings# on the same or on adjoining #zoning lots# fronting on the same #street# have #front yards# greater than the minimum set forth in paragraph (a) of this Section, then a #front yard# shall be provided which:

- (1) in R1-2A, R2A, R3A, R3X, R4A, R4-1 or R5A Districts is at least as deep as an adjacent #front yard#; and
(2) in R4B, R5B or R5D Districts is no deeper than the deepest adjacent #front yard# and no shallower than the shallowest adjacent #front yard#.

However, a #front yard# need not exceed 20 feet in depth, except that in R1-2A Districts, a #front yard# need not exceed 25 feet in depth.

In determining the depth of the adjacent #front yards#, balconies, and projections from the front building wall that do not exceed 33 percent of the aggregate width of the #building#, shall be disregarded.

For new #developments# or #enlargements#, projections into the required #front yard# are permitted provided that the aggregate width of all projections at the level of any #story# does not exceed 33 percent of the aggregate width of the #building#. The depth of such projections shall not exceed three feet into the #front yard#. However, balconies shall be subject to the provisions of Sections 23-13 (Balconies) and 23-44 (Permitted Obstructions in Required Yards or Rear Yard Equivalents).

* * *

23-631 Height and setback in R1, R2, R3, R4 and R5 Districts

R1 R2

(a) In the districts indicated, except R1-2A, R2A and R2X Districts, the front wall or any other portion of a #building or other structure# shall not penetrate the #sky exposure plane# set forth in the following table:

* * *

R1-2A R2A R2X R3 R4 R4A R4-1 R5A

(b) In the districts indicated, the height and setback of a #building or other structure# shall be as set forth herein except where modified pursuant to paragraphs (h) and (i) of this Section.

For the purposes of this Section, where #base planes# of different elevations apply to different portions of a #building or other structure#, each

such portion of the #building# may be considered to be a separate #building#. Furthermore, for the purposes of this Section, #building segments# may be considered to be separate #buildings# and abutting #semi-detached buildings# may be considered to be one #building#.

The perimeter walls of a #building or other structure# are those portions of the outermost walls enclosing the #floor area# within a #building or other structure# at any level and height is measured from the #base plane#. Perimeter walls are subject to setback regulations at a maximum height above the #base plane# of:

Table with 2 columns: Height, Districts. Rows include 21 feet (R2A, R2X, R3, R4A), 25 feet (R1-2A, R4, R4-1, R5A), 26 feet* (R3, R4A, R4-1 within #lower density growth management areas#).

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

m5-18

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, March 18, 2009, commencing at 10:00 A.M.

No. 1 HPD OFFICE SPACE

CD 12 C 090327 PXM IN THE MATTER OF a Notice of Intent to acquire office space submitted by the Department of Citywide Administrative Services, pursuant to Section 195 of the New York City Charter for the use of property located at 4650 Broadway (Block 2175, Lot 1) (Department of Housing Preservation and Development offices).

No. 2 NYPD OFFICE SPACE

CD 12 C 090328 PXM IN THE MATTER OF a Notice of Intent to acquire office space submitted by the Department of Citywide Administrative Services, pursuant to Section 195 of the New York City Charter for the use of property located at 4650 Broadway (Block 2175, Lot 1) (New York City Police Department offices).

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

m5-18

COMMUNITY BOARDS

PUBLIC HEARINGS

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

BOROUGH OF BROOKLYN

COMMUNITY BOARD NO. 18 - Wednesday, March 18, 2009 at 8:00 A.M., Kings Plaza Community Room, Flatbush Avenue and Avenue V, Brooklyn, NY

#090313ZMK

An application submitted by the Department of City Planning (DCP) pursuant to Sections 197-c and 201 of the New York City Charter, for an amendment of the zoning map, for lower density and contextual zoning map changes for 250 blocks out of a 300 block study in the Brooklyn neighborhood of Canarsie to protect existing uses.

m12-18

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

BOROUGH OF BROOKLYN

COMMUNITY BOARD NO. 17 - Wednesday, March 18, 2009 at 7:00 P.M., Rehoboth Open Bible Church, 5102 Avenue D, Brooklyn, NY

BSA 17-09-BZ

IN THE MATTER OF an application of MetroPCS New York, LLC, for all necessary permits to construct, operate and maintain a non-accessory radio facility at 5421 Beverly Road, Brooklyn.

m12-18

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

BOROUGH OF MANHATTAN

COMMUNITY BOARD NO. 5 - Thursday, March 12, 2009, 6:00 P.M., First Alliance Church, 127 West 26th Street, New York, NY

C 090263ZSM

IN THE MATTER OF an application submitted by the Port of Authority of New York and New Jersey and the New Jersey Transit pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit, to allow the

construction of a railroad passenger station and ventilation facilities, other facilities or services used or required.

m6-12

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

BOROUGH OF BROOKLYN

COMMUNITY BOARD NO. 2 - Wednesday, March 18, 2009, 6:00 P.M., Polytechnic Institute - Dibner Library, Metrotech Center, Room LC 400, Brooklyn, NY

#C 090310ZMK

DUMBO REZONING

IN THE MATTER OF an application submitted by the 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. 12d, changing from an M1-2 zoning district to an M1-4/R7A zoning district.

☛ **m12-18**

BOARD OF CORRECTION

MEETING

Please take note that the next meeting of the Board of Correction will be held on March 12, 2009, at 9:30 A.M. in the Conference Room of the Board of Correction located at 51 Chambers Street, Room 929, New York, NY 10007.

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

m6-12

INDEPENDENT BUDGET OFFICE

MEETING

The New York City Independent Budget Office Advisory Board will hold a meeting on Thursday, March 19, 2009, beginning at 8:30 A.M., at the offices of the NYC Independent Budget Office, 110 William Street, 14th Floor. There will be an opportunity for the public to address the advisory board during the public portion of the meeting.

m11-12

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, **March 17, 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.

BINDING REPORT

BOROUGH OF QUEENS 09-5830 - Block 5917, lot 1 - Building 431 - Fort Totten Historic District
A Capehart type twin dwelling built in 1959 by the U.S. Army within a military complex of fortifications originally built in 1862 and altered over time. Application is to install a barrier-free access ramp and generator.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF QUEENS 08-5737 - Block 8106, lot 69-240-35 43rd Avenue - Douglaston Hill Historic District
A neo-Colonial style free-standing house designed by D.S. Hopkins and built in 1900-1901. Application is to legalize the installation of posts and retaining walls without Landmarks Preservation Commission permits.

ADVISORY REPORT

BOROUGH OF MANHATTAN 09-6967 - Block 73, lot 2 - South Street, between John Street and Maiden Lane - South Street Seaport Historic District
A street created on landfill circa 1810. Application is to construct a pier, landscape the esplanade, and construct a structure beneath the FDR. Zoned C-2-8.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-6475 - Block 179, lot 6-9 Worth Street - Tribeca West Historic District
A utilitarian style store and loft building designed by Joseph Naylor, built 1872, altered by William Graul in 1881. Application is to construct a rooftop addition. Zoned C6-2A.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-5978 - Block 515, lot 1-451 West Broadway - SoHo-Cast Iron Historic District
A commercial building designed by James Dubois and built in 1883-1884, with a sixth story added in 1906. Application is to legalize the installation of a flagpole without Landmarks Preservation Commission permits.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-5175 - Block 147, lot 13-137 West Broadway - Tribeca South Historic District

An Italianate/Second Empire style store and loft building designed by Alfred E. Dunham and built in 1867. Application is to construct a rooftop bulkhead and a barrier-free access ramp.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-5621 - Block 473, lot 14-484 Broadway - SoHo-Cast Iron Historic District
A store building designed by J. B. Snook, built 1879, and altered in 1911. Application is to install a barrier-free access ramp. Zoned M1-5B.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-7107 - Block 642, lot 1-113 Jane Street - American Seamen's Friend Society Sailor's Home-Individual Landmark
A neo-Classical style building designed by William A. Boring and built in 1907-08. Application is to construct rooftop additions. C6-2.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-6737 - Block 572, lot 10-61 West 8th Street - Greenwich Village Historic District
A rowhouse built in 1839, and altered in late 19th and early 20th centuries. Application is to install storefront infill.

BINDING REPORT

BOROUGH OF MANHATTAN 09-5939 - Block 549, lot 1,2,3,4- Washington Square Park - Greenwich Village Historic District
A public park built in 1826 with subsequent alterations. Application is to construct a stage platform, and alter the pathway.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-7103 - Block 633, lot 37-145 Perry Street - Greenwich Village Historic District
A two-story building used as a freight loading station since 1938. Application is to demolish the existing building and construct three buildings and create curb cuts. Zoned C6-1.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-6236 - Block 849, lot 29-41 East 20th Street - Ladies' Mile Historic District
A stable built in 1849-51 and altered in the Early 20th century Commercial style in 1908 by G.B. Webb. Application is to install storefront infill.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-6456 - Block 847, lot 11, 62-881-887 Broadway, aka 115 Fifth Avenue, aka 9-13 East 18th Street - Ladies' Mile Historic District
A Second Empire Commercial style department store building designed by Griffith Thomas and built in 1868-1876. Application is to establish a master plan governing the future installation of storefronts and windows, and to install flagpoles and banners.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-6451 - Block 847, lot 1-109-111 Fifth Avenue, aka 3-5 East 18th Street - Ladies' Mile Historic District
A neo-Renaissance style store and office building designed by William Schickel & Co. and built in 1894-95. Application is to install a flagpole and banner and to alter a service entrance.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-5923 - Block 827, lot 43-210 Fifth Avenue, aka 1132 Broadway - Madison Square North Historic District
A Beaux Arts style loft and bachelor apartments building designed by John B. Snook & Sons and built in 1901-1902. Application is to construct a rooftop bulkhead.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-6827 - Block 859, lot 5-1 East 29th Street - Church of the Transfiguration - Individual Landmark
A Gothic Revival style church building built in 1849-50. Application is to alter the garden landscape.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-6052 - Block 1120, lot 38-12-14 West 68th Street - Upper West Side/ Central Park West Historic District
A Queen Anne style house designed by Louis Thouvard in 1895 with attached studio building designed by Edwin C. Georgi and built in 1925. Application is to legalize the construction of an addition to the 1925 studio building, and to legalize the replacement of iron work all without Landmarks Preservation Commission permits.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-5281 - Block 1149, lot 29-105 West 77th Street - Upper West Side/Central Park West Historic District
A Renaissance Revival style flats building designed by Thom & Wilson and built in 1892. Application is to legalize the installation of storefront infill without Landmarks Preservation Commission permits.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-6424 - Block 1376, lot 65-8 East 62nd Street - Upper East Side Historic District
A Beaux-Arts style residence designed by John H. Duncan and built in 1902-1903. Application is to excavate the rear yard and construct a rear yard addition. Zoned R8B.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-4942 - Block 1405, lot 8-115 East 70th Street - Upper East Side Historic District
A neo-French Classic style residence designed by Patrick J. Murray and built in 1921-22. Application is to legalize the installation of a metal lattice at the roof and entryway light fixtures without Landmarks Preservation Commission permits.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-6197 - Block 1390, lot 57-20 East 76th Street - Upper East Side Historic District
A neo-Classical style apartment hotel designed by Schwartz & Gross and built in 1925-26. Application is to install a marquee and awnings.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-6808 - Block 1378, lot 115-712 Madison Avenue - Upper East Side Historic District
An Italianate/neo-Grec style residential building designed by Gage Inslee and built in 1871, and altered in 1920 to accommodate storefronts at the first and second floors. Application is to install a new storefront and construct a rear yard addition. Zoned C5-1.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-6626 - Block 1412, lot 1-863 Park Avenue - Upper East Side Historic District
A neo-Renaissance style apartment building designed by Pollard & Steinam and built in 1907-08. Application is to install a barrier-free access ramp.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-5050 - Block 1506, lot 62-16 East 95th Street - Carnegie Hill Historic District
A Renaissance Revival-style rowhouse designed by Henry Andersen and built in 1899. Application is to alter rear facade; construct a rear yard addition, and excavate the rear yard. Zoned R8.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 08-1030 - Block 2024, lot 18-229 West 138th Street - St. Nicholas Historic District
A neo-Georgian style rowhouse built in 1891-92. Application is to legalize the installation of windows without Landmarks Preservation Commission permits.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-4201 - Block 2067, lot 10-469 West 152nd Street - Hamilton Heights/Sugar Hill Northwest Historic District
A Renaissance Revival style apartment house designed by John P. Leo and built in 1895. Application is to legalize the installation of windows without Landmarks Preservation Commission permits.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF THE BRONX 09-5934 - Block 2267, lot 44-295 St. Ann's Avenue - St. Ann's Episcopal Church and Graveyard-Individual Landmark
A Gothic Revival style church built in 1841, and a Gothic style parish hall built in 1916. Application is to construct a new shed building. Zoned R-6.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF BROOKLYN 09-7055 - Block 253, lot 67-88 Remsen Street, aka 17 Grace Court Alley - Brooklyn Heights Historic District
A Greek Revival style house and carriage house built in 1838. Application is to modify a window opening, construct a stair bulkhead, and install rooftop railings. Zoned R6, LH-1.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF BROOKLYN 09-6912 - Block 252, lot 28-254 Hicks Street - Brooklyn Heights Historic District
A neo-Gothic style church designed by Richard Upjohn and built in 1847 with a Parish House built in 1931. Application is to construct an addition. Zoned R6.

BINDING REPORT

BOROUGH OF BROOKLYN 09-7066 - Block 2696, lot 1-776 Lorimer Street - McCarren Play Center - Individual Landmark
An Art Moderne style pool complex designed by architect Aymar Embury II, landscape architects Gilmore D. Clarke and Allyn R. Jennings, and civil engineers W. Earle Andres and William H. Latham, and built in 1936. Application is to reconstruct the facades of the bathhouse, comfort stations, and perimeter walls.

ADVISORY REPORT

BOROUGH OF BROOKLYN 09-7019 - Block 999, lot 99- Eastern Parkway, Plaza Street East to Washington Avenue - Eastern Parkway - Scenic Landmark
A Scenic Parkway designed by Frederick Law Olmsted and Calvert Vaux and built in 1870-1874. Application is to reconstruct and alter the parkway from Grand Army Plaza to Washington Avenue.

m4-17

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, March 24, 2009**, 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 Landmarks, Landmark Sites and proposed Historic Districts. 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.

PUBLIC HEARING ITEMS

PUBLIC HEARING ITEM NO.1 LP-2320
MOUNT OLIVE FIRE BAPTIZED HOLINESS CHURCH (FORMER SECOND REFORMED PRESBYTERIAN CHURCH), 308 West 122nd Street (aka 304-308 West 122nd Street), Manhattan.
Landmark Site: Borough of Manhattan Tax Map Block 1948, Lot 41

PUBLIC HEARING ITEM NO. 2 LP-2280
WILLIAM ULMER BREWERY, 31 Belvedere Street; 26-28 Locust Street; 71 Beaver Street (aka 71-83 Beaver Street), Brooklyn.
Landmark Site: Borough of Brooklyn Tax Map Block 3135, Lot 34, 16, 27

PUBLIC HEARING ITEM NO. 3 LP-2328
ASCHENBROEDEL VEREIN (LATER GESANGVEREIN SCHILLER BUND/ NOW LaMAMA EXPERIMENTAL THEATER CLUB BUILDING), 74 East 4th Street, Manhattan
Landmark Site: Borough of Manhattan Tax Map Block 459, Lot 23

PUBLIC HEARING ITEM NO. 4 LP-2326
MIDDLETON S. and EMILIE NEILSON BURRILL HOUSE, 36 East 38th Street, Manhattan.
Landmark Site: Borough of Manhattan Tax Map Block 867, Lot 45

PUBLIC HEARING ITEM NO. 5 LP-2329
EDITH ANDREWS LOGAN RESIDENCE, 17 West 56th Street, Manhattan.
Landmark Site: Borough of Manhattan Tax Map Block 1272, Lot 25

PUBLIC HEARING ITEM NO. 6 LP-2330
E. HAYWARD FERRY RESIDENCE, 26 West 56th Street, Manhattan.
Landmark Site: Borough of Manhattan Tax Map Block 1271, Lot 54

PUBLIC HEARING ITEM NO. 7 LP-2337
FORT WASHINGTON PRESBYTERIAN CHURCH, 21 Wadsworth Avenue (aka 21-27 Wadsworth Avenue; 617-619 West 174th Street), Manhattan.
Landmark Site: Borough of Manhattan Tax Map Block 2143, Lot 38 in part, consisting of the land on which the church building is situated, excluding the Sunday School.

PUBLIC HEARING ITEM NO. 8 LP-2325
RIDGEWOOD THEATER, 55-27 Myrtle Avenue, Queens.
Landmark Site: Borough of Queens Tax Map Block 3451 Lot 7 in part

PUBLIC HEARING ITEM NO. 9 LP-2337
PROPOSED FILLMORE PLACE HISTORIC DISTRICT
 Borough of Brooklyn
Boundary Description
 The proposed Fillmore Place Historic District consists of the property bounded by a line beginning at the intersection of the northern curblineline of Fillmore Place and the western curbeline of Roebing Street, continuing southerly across the roadbed of Fillmore Place and along the western curblineline of Roebing Street to a point formed by its intersection with a line extending easterly from the southern property line of 168 Roebing Street, westerly along said line and the southern property line of 168 Roebing Street, southerly along a portion of the eastern property line of 30 Fillmore Place, westerly along the southern property lines of 30 through 18 Fillmore Place, southerly along a portion of the eastern property line of 16 Fillmore Place, westerly along the southern property lines of 16 through 10 Fillmore Place, northerly along a portion of the western property line of 10 Fillmore Place, westerly along the southern property line of 675 Driggs Avenue to the eastern curblineline of Driggs Avenue, northerly along said curblineline to a point formed by its intersection with a line extending easterly from the northern curblineline of North 1st Street, westerly across the roadbed of Driggs Avenue and along the northern curblineline of North 1st Street to a point formed by its intersection with a line extending southerly from the western property line of 676 Driggs Avenue, northerly along the western property lines of 676 through 662 Driggs Avenue, easterly along the northern property line of 662 Driggs Avenue to the western curblineline of Driggs Avenue, southerly along said curblineline to a point formed by its intersection with a line extending westerly from the northern property line of 667 Driggs Avenue, easterly along said line across the roadbed of Driggs Avenue and along the northern property lines of 667 Driggs Avenue and 7 Fillmore Place, northerly along a portion of the western property line of 9 Fillmore Place, easterly along the northern property lines of 9 through 21 Fillmore Place, southerly along a portion of the eastern property line of 21 Fillmore Place, easterly along the northern property line of 23 Fillmore Place, southerly along the eastern property line of 23 Fillmore Place to the northern curblineline of Fillmore Place, easterly along said curblineline to the point of the beginning.

PUBLIC HEARING ITEM NO. 10 LP-2334
PROPOSED OCEAN ON THE PARK HISTORIC DISTRICT
 Borough of Brooklyn
Boundary Description
 The proposed Ocean on the Park Historic District is bounded by a line beginning at a point on the eastern curblineline of Ocean Avenue on a line extending westerly from the southern property line of 211 Ocean Avenue, easterly along said line and the southern property line of 211 Ocean Avenue, northerly along the eastern property lines of Nos. 211 through 189 Ocean Avenue, westerly along the northern property line of 189 Ocean Avenue to the eastern curblineline of Ocean Avenue, and southerly along the eastern curblineline of Ocean Avenue, to the point of beginning.

PUBLIC HEARING ITEM NO. 11 LP-2335
PROPOSED AUDUBON PARK HISTORIC DISTRICT
 Borough of Manhattan
Boundary Description
 The (proposed) Audubon Park Historic District consists of the property bounded by a line beginning at the intersection of the southern curblineline of West 156th Street and the western curblineline of Broadway, extending northerly across West 156th Street and continuing northwesterly along the southwesterly curblineline of Edward M. Morgan Place to its intersection with the southeastern curblineline of Riverside Drive, continuing northeasterly across Edward M. Morgan Place to the

intersection of the northeastern curblineline of Edward M. Morgan Place with the southern curblineline of West 158th Street, easterly along the southern curblineline of West 158th Street to a point formed by its intersection with a line extending southerly from the eastern property line of 609 West 158th Street, northerly across the roadbed and along said property line to the northern property line of 609 West 158th Street, westerly along said property line and the northern property line of 611 West 158th Street (aka 810 Riverside Drive) to the western property line of 611 West 158th Street (aka 810 Riverside Drive), southerly along said property line to the northern curblineline of West 158th Street, westerly across Riverside Drive and along said curblineline to a point formed by its intersection with a line extending northerly from the western property line of 807 Riverside Drive (aka 620-624 West 158th Street), southerly across the roadbed and along said property line to the northern property line of 801 Riverside Drive, westerly along a portion of said property line to the western property line of 801 Riverside Drive, southerly along a portion of said property line to the northern property line of 779 Riverside Drive (aka 779-789 Riverside Drive), westerly along said property line to the western property line of 779 Riverside Drive (aka 779-789 Riverside Drive), southerly along said property line to the northern property line of 773 Riverside Drive (aka 773-777 Riverside Drive), westerly along a portion of said property line and along the northern property line of Manhattan Tax Map Block 2134 Lot 250 to the northeastern curblineline of Riverside Drive West, southeasterly and easterly along said curblineline, continuing easterly along the southern curblineline of Riverside Drive, easterly across Riverside Drive to the eastern curblineline of Riverside Drive, southerly along said curblineline to its intersection with the northern curblineline of West 155th Street, easterly along said curblineline to a point formed by its intersection with a line extending southerly from the eastern property line of 780 Riverside Drive (aka 780-784 Riverside Drive; 635-639 West 155th Street), northerly along said property line and along the eastern property line of 788 Riverside Drive (aka 786-788 Riverside Drive; 640-642 West 156th Street) to the southern curblineline of West 156th Street, easterly along said curblineline to the point of the beginning.

m10-23

LOFT BOARD

■ PUBLIC MEETING

NOTICE IS HEREBY GIVEN PURSUANT TO ARTICLE 7 OF THE PUBLIC OFFICERS LAW that the New York City Loft Board will have its monthly Board meeting on **Thursday, March 19, 2009**. The meeting will be held at 2:00 P.M. at Spector Hall, 22 Reade Street, 1st Floor. The proposed agenda will include cases and general business.

The general public is invited to attend and observe the proceedings.

m11-13

SCHOOL CONSTRUCTION AUTHORITY

■ NOTICE

NOTICE OF PUBLIC HEARING PURSUANT TO ARTICLE 2 OF THE NEW YORK STATE EMINENT DOMAIN PROCEDURE LAW

The New York City School Construction Authority ("SCA") will hold a public hearing on March 27, 2009, at 4:00 P.M., pursuant to Article 2 of the New York State Eminent Domain Procedure Law with respect to the SCA's proposed acquisition, by condemnation, of Tax Block 6062, Lot 31, located in the Borough of Brooklyn, City and State of New York, for the purpose of constructing at the site an approximately 450-seat primary school facility known as PS 264K accommodating students pre-K through fifth grades pursuant to the New York City Department of Education's Five-Year Educational Capital Facilities Plan. The subject property is located at 368 88th Street on the south side of 88th Street, 100 feet west of 4th Avenue in the Bay Ridge section of the Borough of Brooklyn. **The public hearing will be held at 415 89th Street, Bay Ridge, Brooklyn, New York, in the 4th Floor Conference Room.**

The purposes of the hearing are to inform the public of the proposed project, to review the public use to be served by the proposed project and to give all interested persons an opportunity to be heard concerning the proposed public project. 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 hearing. All persons are invited to attend the hearing and to present oral and/or written statements concerning the proposed acquisition. The SCA will accept written comments on the proposed project at the address listed below until April 9, 2009. Materials relating to the project are available for examination during normal business hours at the Legal Department of the SCA at 30-30 Thomson Avenue, Long Island City, New York 11101. For further information, contact Gregory P. Shaw, Principal Attorney of the SCA, at (718) 472-8232.

m9-13

TRANSPORTATION

■ PUBLIC HEARING

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 40 Worth Street, Room 814 commencing at 2:00 P.M. on Wednesday, March

18, 2009. Interested Parties can obtain copies of proposed agreements or request sign-language interpreters (with at least seven days prior notice) at 40 Worth Street, 9th Floor South, New York, NY 10013, or by calling (212) 442-8040.

#1 In the matter of a proposed revocable consent authorizing Jeremy Lechtzin and Amy B. Klein to construct, maintain and use a stoop on the north sidewalk of Hicks Street, east of Cranberry 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, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

From the Approval Date to June 30, 2019 - \$25/per annum

the maintenance of a security deposit in the sum of \$8,000, 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 Watchtower Bible and Tract Society of New York, Inc. to continue to maintain and use a tunnel under and across Columbia Heights, south of Orange Street, in the Borough of Brooklyn. The proposed revocable consent is for a term 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 - \$25,278
 For the period July 1, 2010 to June 30, 2011 - \$26,014
 For the period July 1, 2011 to June 30, 2012 - \$26,750
 For the period July 1, 2012 to June 30, 2013 - \$27,486
 For the period July 1, 2013 to June 30, 2014 - \$28,222
 For the period July 1, 2014 to June 30, 2015 - \$28,958
 For the period July 1, 2015 to June 30, 2016 - \$29,694
 For the period July 1, 2016 to June 30, 2017 - \$30,430
 For the period July 1, 2017 to June 30, 2018 - \$31,166
 For the period July 1, 2018 to June 30, 2019 - \$31,902

the maintenance of a security deposit in the sum of \$32,000, and the filing of an insurance policy in the minimum amount of \$1,250,000/\$5,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$1,000,000.

#3 In the matter of a proposed revocable consent authorizing Watchtower Bible and Tract Society of New York to continue to maintain and use a tunnel under and across Columbia Heights at Pineapple Street, in the Borough of Brooklyn. 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 - \$ 9,351
 For the period July 1, 2010 to June 30, 2011 - \$ 9,623
 For the period July 1, 2011 to June 30, 2012 - \$ 9,895
 For the period July 1, 2012 to June 30, 2013 - \$10,167
 For the period July 1, 2013 to June 30, 2014 - \$10,439
 For the period July 1, 2014 to June 30, 2015 - \$10,711
 For the period July 1, 2015 to June 30, 2016 - \$10,983
 For the period July 1, 2016 to June 30, 2017 - \$11,255
 For the period July 1, 2017 to June 30, 2018 - \$11,527
 For the period July 1, 2018 to June 30, 2019 - \$11,799

the maintenance of a security deposit in the sum of \$11,800, and the filing of an insurance policy in the minimum amount of \$1,250,000/\$5,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$1,000,000.

#4 In the matter of a proposed revocable consent authorizing Watchtower Bible and Tract Society of New York, Inc. to continue to maintain and use a tunnel under and across Orange Street, east of Columbia Heights, in the Borough of Brooklyn. 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 - \$7,306
 For the period July 1, 2010 to June 30, 2011 - \$7,519
 For the period July 1, 2011 to June 30, 2012 - \$7,732
 For the period July 1, 2012 to June 30, 2013 - \$7,945
 For the period July 1, 2013 to June 30, 2014 - \$8,158
 For the period July 1, 2014 to June 30, 2015 - \$8,371
 For the period July 1, 2015 to June 30, 2016 - \$8,584
 For the period July 1, 2016 to June 30, 2017 - \$8,797
 For the period July 1, 2017 to June 30, 2018 - \$9,010
 For the period July 1, 2018 to June 30, 2019 - \$9,223

the maintenance of a security deposit in the sum of \$10,600, and the filing of an insurance policy in the minimum amount of \$1,250,000/\$5,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$1,000,000.

#5 In the matter of a proposed revocable consent authorizing Montefiore Medical Center to maintain and use conduits under and across East 233rd Street, east of Bronx Boulevard, in the Borough of the Bronx. The proposed revocable consent is for a term 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 - \$3,873
 For the period July 1, 2009 to June 30, 2010 - \$3,986
 For the period July 1, 2010 to June 30, 2011 - \$4,099
 For the period July 1, 2011 to June 30, 2012 - \$4,212
 For the period July 1, 2012 to June 30, 2013 - \$4,325
 For the period July 1, 2013 to June 30, 2014 - \$4,438
 For the period July 1, 2014 to June 30, 2015 - \$4,551
 For the period July 1, 2015 to June 30, 2016 - \$4,664

For the period July 1, 2016 to June 30, 2017 - \$4,777
For the period July 1, 2017 to June 30, 2018 - \$4,890

the maintenance of a security deposit in the sum of \$4,900, 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.

f26-m17

PROPERTY DISPOSITION

CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF MUNICIPAL SUPPLY SERVICES

■ AUCTION

PUBLIC AUCTION SALE NUMBER 09001 - S & T

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, April 1, 2009 (SALE NUMBER 09001-T). This auction is held every other Wednesday unless otherwise notified. Viewing is on auction day only from 8:30 A.M. until 9:00 A.M. The auction begins at 9:00 A.M.

NOTE: The auction scheduled for Wednesday, March 18, 2009 (Sale Number 09001-S) has been cancelled.

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.

m5-a1

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

■ AUCTION

PUBLIC AUCTION SALE NUMBER 1154

NOTICE IS HEREBY GIVEN of a ONE (1) day public auction of unclaimed salvage vehicles, motorcycles, automobiles, trucks, and vans. Inspection day is March 23, 2009 from 10:00 A.M. - 2:00 P.M.

Salvage vehicles, motorcycles, automobiles, trucks, and vans will be auctioned on March 24, 2009 at approximately 9:30 A.M.

Auction will be held at the Erie Basin Auto Pound, 700 Columbia Street (in Redhook area of B'klyn., 2 blocks from Halleck St.)

For information concerning the inspection and sale of these items, call the Property Clerk Division's Auction Unit information line (646) 610-4614.

m11-24

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 FACILITIES MANAGEMENT AND CONSTRUCTION

■ AWARDS

Construction / Construction Services

ASBESTOS ABATEMENT – Competitive Sealed Bids – PIN# 856080000890 – AMT: \$3,000,000.00 – TO: Prime Environmental Svc., 358 Broadway, Newark, NJ 07104. Service Area is Brooklyn, Queens, Staten Island, and The Bronx. Contract expires in 2 years.

☛ m12

DIVISION OF MUNICIPAL SUPPLY SERVICES

■ SOLICITATIONS

Goods

SETTLING TANK EQUIPMENT – Competitive Sealed Bids – PIN# 8570900884 – DUE 04-06-09 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.
Jeanette Megna (212) 669-8610.*

☛ m12

CANINE FOOD FOR NYPD – Competitive Sealed Bids – PIN# 8570900833 – DUE 04-01-09 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.
*Department of Citywide Administrative Services
1 Centre Street, Room 1800, New York, NY 10007.
Jeanette Megna (212) 669-8610.*

☛ m12

■ AWARDS

Goods

FIRE HYDRANT PARTS (II) – Competitive Sealed Bids – PIN# 857900092 – AMT: \$149,820.00 – TO: D and S Castings, Inc., 300 Whitehead Road, Hamilton, NJ 08619.

☛ m12

COMMUNICATIONS NETWORKING EQUIPMENT - DOC – Intergovernmental Purchase – PIN# 8570900858 – AMT: \$777,188.20 – TO: Shore Group Inc., 460 W. 35th Street, New York, NY 10001.
NYS Contracts #PT59009; PS59010.
● **COMMUNICATIONS NETWORKING SOFTWARE - DOHMH** – Intergovernmental Purchase – PIN# 8570900855 – AMT: \$356,459.19 – TO: M T M Technologies Inc., 45 Broadway, 4th Fl., New York, NY 10006.
NYS Contract #PT59009; PS59010.

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.

☛ m12

■ 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.

j4-jy17

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.

j4-jy17

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.

j4-jy17

COMPROLLER

INFORMATION SYSTEMS

■ AWARDS

Goods

INTERNET QUORUM SOFTWARE – Intergovernmental Purchase – Available only from a single source - PIN# 01509BIS1704 – AMT: \$207,761.26 – TO: Lockheed Martin Desktop Solution, Inc., 2700 Prosperity Avenue, Fairfax, VA 22031.

☛ m12

CORRECTION

CENTRAL OFFICE OF PROCUREMENT

■ SOLICITATIONS

Services (Other Than Human Services)

FORENSIC DRUG TESTING FOR UNIFORM AND CIVILIAN EMPLOYEES – Competitive Sealed Bids – PIN# 072200913HMD – DUE 03-23-09 AT 11:00 A.M.
Bid document cost \$10.00 check or money order only payable to Commissioner of Finance. Package must be picked up in person between the hours of 9:00 A.M. to 4:00 P.M. Pre-bid meeting is on March 19, 2009 at 10:00 A.M. at The Health Management Division, 59-17 Junction Blvd., 14th Floor Conference Room, Rego Park, NY 11368. Vendors please be on time.

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 Correction, Central Office of Procurement
17 Battery Place, 4th Floor, New York, NY 10004.
Shaneza Shinath (212) 487-7299,
shaneza.shinath@doc.nyc.gov*

☛ m12

■ INTENT TO AWARD

Human / Client Service

PAROLE RESTORATION PROGRAM – Request for Proposals – PIN# 072200866SPP – DUE 04-16-09 AT 2:00 P.M. – The New York City Department of Correction is seeking an appropriately qualified vendor to continue the Parole Restoration Program. The Parole Restoration Program (PRP) is designed to shorten the length of time a parole violator remains in detention awaiting adjudication of his/her case. The Pre-Proposal is scheduled for Thursday, April 2, 2009 at 10:00 A.M. It will be held at JATC Conference Room, 2nd Floor, 14-14 Hazen Street, Rikers Island, East Elmhurst, NY 11370. The cost of the proposal package is \$25.00 check or money order payable to: Commissioner of Finance. The complete electronic version of the RFP is also available at the Department of Correction website: <http://www.nyc.gov/html/contracting/contracting.shtml> AT NO COST.

Pursuant to Local 34 of 2007, amending the City's Campaign Finance Law, the City is required to establish a computerized database containing the names of any "person" that has "business dealings with the city" as such terms are defined in the Local Law. In order for the City to obtain necessary information to establish the required database, vendors responding to this solicitation should complete the "Doing Business Data Form" and return with this proposal, and should do so in a separate envelope. For further information about this Local Law please read Attachment E of the RFP.

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 Correction, 17 Battery Place, 4th Floor
New York, NY 10004. Lilliana Alvarez-Cano (212) 487-7297
lilliana.cano@doc.nyc.gov*

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DESIGN & CONSTRUCTION

■ SOLICITATIONS

Construction / Construction Services

RESIDENT ENGINEERING INSPECTION - HWX647B – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 8502009HW0045P – DUE 04-13-09 AT 4:00 P.M. – Resident Engineering Inspection Services for reconstruction of Paulding Avenue Area, Phase II, The Bronx.
All qualified and interested firms are advised to download the Request for Proposal at <http://ddcftp.nyc.gov/rfpweb/> from March 13, 2009 or contact the person listed for this RFP. The contract resulting from this Request for Proposal will be

subject to Local Law 129 of 2005, Minority Owned and Women Owned Business Enterprise (M/WBE) program.

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 Design and Construction
 30-30 Thomson Avenue, 4th Floor, Long Island City, NY 11101. Hemwattie Roopnarine (718) 391-1375, ramnarah@ddc.nyc.gov

m12

CONTRACT SECTION

SOLICITATIONS

Construction / Construction Services

EAST HARLEM DISTRICT HEALTH CENTER BUILDING ENVELOPE REHABILITATION, MANHATTAN – Competitive Sealed Bids – DUE 04-02-09 AT 2:00 P.M. – PIN# 8502009HL0016C - GENERAL CONSTRUCTION PIN# 8502009HL0017C - ELECTRICAL

PROJECT NO.: HL82EHRM. Special Experience Requirements. G.C. only. Apprenticeship requirements. G.C. only. Bid documents are available at: <http://www.nyc.gov/buildnyc>.

Companies who have been certified by the New York City Department of Small Business Services as Minority- or Women- Owned Business Enterprises (“M/WBE”) are strongly encouraged to submit a bid. Also, this bid solicitation includes M/WBE participation goal(s) for subcontracted work. For the M/WBE goals, please visit our website at www.nyc.gov/buildnyc see “Bid Opportunities.” To find out more about M/WBE certification, please call 311 or go to www.nyc.gov/getcertified. Vendor Source ID#: 58578.

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. Bid document deposit - \$35.00 per set. Company check or money order only. No cash accepted. Late bids will not be accepted.
 Department of Design and Construction
 30-30 Thomson Avenue, 1st Floor, Long Island City, NY 11101. Ben Perrone (718) 391-2614.

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AWARDS

Construction / Construction Services

ASBESTOS ABATEMENT WITHIN THE FIVE BOROUGHES – Competitive Sealed Bids – PIN# 8502008PW0010C – AMT: \$1,339,250.00 – TO: East Coast Hazmat Removal, 494 East 41st Street, Paterson, NJ. Poject NO: PW335A23.

m12

EDUCATION

DIVISION OF CONTRACTS AND PURCHASING

SOLICITATIONS

Human / Client Service

GIFTED AND TALENTED/ENRICHMENT PROFESSIONAL DEVELOPMENT CONSULTANT SERVICES – Competitive Sealed Bids – PIN# R0701040 – DUE 04-14-09 AT 5:00 P.M. – The New York City Department of Education (NYCDOE) on behalf of the Division of Teaching and Learning seeks proposals from both qualified individuals and organizations experienced in providing professional development consultant services to teachers/administrators and instructional specialists engaged in one or both components:
 ● Component A: Gifted and Talented Education; and/or
 ● Component B: Enrichment Program Development.
 The goal of this PQS is to enable central offices, gifted and talented (G and T) instructional specialists, instructional leaders and instructional learning organizations to develop cohesive and consistent programs that address the needs of gifted and talented students or students in need of enrichment in elementary, middle, and high schools. This solicitation is open indefinitely, however, to ensure that services are available for the 2010-2011 school year, you must submit your company’s proposal no later than April 14th, 2009 by 5:00 P.M. To download, please go to <https://vendorportal.nycenet.edu>. If you cannot download, send an e-mail to vendorhotline@schools.nyc.gov with your company’s name, address, phone, fax, and e-mail address.

There will be a pre-proposal conference on March 13, 2009 at 10:00 A.M. to 12:00 P.M. located at Saint Francis College, 182 Remsen Street, Founders Hall (Auditorium), Brooklyn, New York 11201. There is a non-refundable fee of \$50.00, which is payable by all major credit cards.

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

m12

EMPLOYEES’ RETIREMENT SYSTEM

SOLICITATIONS

Services (Other Than Human Services)

CHANGE MANAGEMENT SERVICES – Request for Information – PIN# 00903062009 – DUE 04-10-09 AT 5:00 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.
 Employees Retirement System, 335 Adams Street, Suite 2300, Brooklyn, NY 11201. Patricia Saunders (347) 643-3145, psaunders@nycers.nyc.gov. Attn: P. Saunders or T. Wolde.

m12

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

WIRELESS OR SURGICAL TRAY PREP AND TRACKING SYSTEM DEVELOPMENT – Competitive Sealed Bids – PIN# RB09-296221 – DUE 03-31-09 AT 3:00 P.M. – OR Process Automation using Tracking Technologies. For further technical information please contact: Dino Civan (718) 245-4782. To request copy of bid package please e-mail your request to Rup.bhowmick@nychhc.org, (718) 245-2122.

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.
 Kings County Hospital Center, 451 Clarkson Avenue, Brooklyn, NY 11203. Declan LaHee (718) 245-2126. 591 Kingston Avenue, Support Office Building, Rm. #251 Brooklyn, NY 11203.

m12

Goods & Services

ELECTRONIC BANDS W/GAUZE FOR IPS – Competitive Sealed Bids – PIN# 22209104 – DUE 03-26-09 AT 3:00 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.
 Lincoln Hospital Center, 234 East 149th Street, Bronx, NY 10451. Nancy Latorres (718) 579-5993.

m12

REAGENT RENTAL AND SERVICE AGREEMENT – Competitive Sealed Bids – PIN# 11109102 – DUE 03-23-09 AT 2:30 P.M. – For High Performance Liquid Chromatography (HPLC) Systems.

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.
 Bellevue Hospital Center, 462 First Avenue, Room 12E31 New York, NY 10016. Roberta Mazyck (212) 562-3928 roberta.mazyck@bellevue.nychhc.org

m12

IBM SOFTWARE SUBSCRIPTION AND SUPPORT RENEWAL – Competitive Sealed Bids – PIN# RB09-313315 – DUE 03-31-09 AT 3:00 P.M. – Period to cover from 1/1/09 to 12/21/09. Please contact Dino Civan of the IT Department for additional technical information. Tel.# (718) 245-4782. To request a bid package, please e-mail Rup.bhowmick@nychhc.org. Tel.# (718) 245-2122.

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.
 Kings County Hospital Center, 451 Clarkson Avenue, Brooklyn, NY 11203. Declan LaHee (718) 245-2126. 591 Kingston Avenue, Support Office Building, Room #251 Brooklyn, NY 11203.

m12

SCAFFOLDING – Competitive Sealed Bids – PIN# 000041209031 – DUE 05-01-09 AT 3:00 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.
 Coler-Goldwater Memorial Hospital, 1 Main Street Roosevelt Island, New York, NY 10044. Starr Kollore (212) 318-4260, starr.kollore@nychhc.org

m12

ON LINE SUBSCRIPTIONS – Sole Source – Available only from a single source – PIN# 231-09-112 – DUE 03-17-09 AT 10:00 A.M. – The North Brooklyn Health Network intends to enter into a sole source contract for On-Line Subscriptions to OVID/LWW database with Metropolitan New York Library Council, 57 East 11th Street, New York, NY 10003-4605.

Any other supplier who is capable of providing this service for the North Brooklyn Health Network may express their interest in doing so by writing to Deborah Royster, Procurement Analyst, 100 North Portland Avenue, Rm. C-32, Brooklyn, NY 11205 or Roysterd@nychhc.org on or before 9:30 A.M. on March 17, 2009.

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.
 North Brooklyn Health Network, 100 North Portland Avenue C-32, Brooklyn, NY 11205. Deborah Royster (718) 260-7694 deborah.royster@woodhullhc.nychhc.org

m9-13

Human / Client Service

TRANSCRIPTION SERVICES FOR OPERATIVE REPORTS AND DISCHARGE SUMMARIES – Competitive Sealed Bids – PIN# RM09-318032 – DUE 03-30-09 AT 3:00 P.M. – Service for Period: Three (3) years with an option for two (2) additional years. To request a copy of the bid package please send your e-mail to Richard.mannino@nychhc.org or call (718) 245-2129.

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.
 Kings County Hospital Center, 451 Clarkson Avenue, Brooklyn, NY 11203. Declan LaHee (718) 245-2126. 591 Kingston Avenue, Support Office Building, Rm. #251 Brooklyn, NY 11203.

m12

Services (Other Than Human Services)

SERVICE AGREEMENT FOR SIEMENS AXIOM LUMINOUS TF - LUMINOUS PRO – Sole Source – Available only from a single source - PIN# 231-09-113 – DUE 03-16-09 AT 10:00 A.M. – The North Brooklyn Health Network intends to enter into a sole source service contract for a AXIO-Luminous TF-Luminous Pro X-ray equipment with Siemens Medical Solutions USA, Inc., 2 Penn Plaza, Suite 1900, New York, NY 10121.

Any other supplier who is capable of providing this service for the North Brooklyn Health Network may express their interest in doing so by writing to Akihiko Hirao, Buyer 100 North Portland Avenue, Rm. C-32, Brooklyn, NY 11205 or akihiko.hirao@woodhullhc.nychhc.org.

m9-13

HOMELESS SERVICES

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](mailto:Marta.Zmoira(212)361-0888,mzmoira@dhs.nyc.gov)

j12-24

HOUSING AUTHORITY

SOLICITATIONS

Construction / Construction Services

REPLACEMENT OF VACCUM, CONDENSATE AND SUMP PUMPS AT BEACH 41ST STREET HOUSES – Competitive Sealed Bids – PIN# HE8011790 – DUE 03-31-09 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

m9-13

LOCKER ROOMS UPGRADES AT VARIOUS SITES, THE BRONX – Competitive Sealed Bids – PIN# GR8020274 – DUE 03-31-09 AT 10:30 A.M.
 ● **APARTMENT RESTORATION AT WSUR (BROWNSTONES)** – Competitive Sealed Bids – PIN# GR7024409 – DUE 04-01-09 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 (212) 306-3121, gloria.guillo@nycha.nyc.gov

m10-16

PARKS AND RECREATION

CONTRACT ADMINISTRATION

SOLICITATIONS

Construction / Construction Services

RECONSTRUCTION OF TWO BALL FIELDS WITH SYNTHETIC TURF – Competitive Sealed Bids – PIN# 8462009Q205C01 – DUE 04-14-09 AT 10:30 A.M. Located at 61st and 64th Streets, Queens Blvd., and the Brooklyn-Queens Expressway in Bush Park, Queens, known as Contract #Q205A-108M. Vendor Source ID#: 58614.
 ● **RECONSTRUCTION OF THE PLAYGROUND (INDIAN ROAD)** – Competitive Sealed Bids – PIN# 8462009M043C01 – DUE 04-14-09 AT 10:30 A.M. - In Isham Park, Manhattan, known as Contract #M043-108M. Vendor Source ID#: 58615.
 ● **CONSTRUCTION OF A NATURAL GRASS BALL FIELD AND CRICKET FIELD** – Competitive Sealed Bids – PIN# 8462009Q096C01 – DUE 04-15-09 AT 10:30 A.M.

On North Conduit between 115th and 117th Streets, Queens, known as Contract #Q096-108M. Vendor Source ID#: 58612.

These procurements are subject to participation goals for MBEs and/or WBEs as required by Local Law 129 of 2005. 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.

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
Olmsted Center, Room 60, Flushing Meadows-Corona Park, Flushing, NY 11368.

m12

AWARDS

Construction / Construction Services

RECONSTRUCTION OF THE NURSERY GROUNDS – Competitive Sealed Bids – PIN# 8462008X092C06 – AMT: \$737,105.00 – TO: Coppola Paving and Landscaping Corp., 3830 Boston Road, Bronx, NY 10475. Located between Van Cortlandt Park and the Major Degan Expressway in Van Cortlandt Park, The Bronx, known as Contract #X092-607M.

m12

REVENUE AND CONCESSIONS

SOLICITATIONS

Services (Other Than Human Services)

OPERATION OF TENNIS PROFESSIONAL CONCESSIONS – Competitive Sealed Bids – PIN# CWTP2009 – DUE 03-30-09 AT 3:00 P.M. – At various locations, Citywide.
TELECOMMUNICATION DEVICE FOR THE DEAF (TDD) 212-504-4115

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Parks and Recreation, The Arsenal-Central Park
830 Fifth Avenue, Room 407, New York, NY 10021.
Evan George (212) 360-3495, evan.george@parks.nyc.gov

m9-20

OPERATION OF TEN (10) MOBILE FOOD UNITS – Competitive Sealed Bids – PIN# X39-1-10-C-BW – DUE 04-01-09 AT 11:00 A.M. – At Orchard Beach in Pelham Bay Park, Bronx.
TELECOMMUNICATION DEVICE FOR THE DEAF (TDD) 212-504-4115

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Parks and Recreation, The Arsenal-Central Park
830 Fifth Avenue, Room 407, New York, NY 10021.
Alexander Han (212) 360-1397, alexander.han@parks.nyc.gov

m11-24

RENOVATION, OPERATION AND MAINTENANCE OF OWEN F. DOLEN NEWSSTAND – Competitive Sealed Bids – PIN# X16-NS – DUE 04-08-09 AT 11:00 A.M. Westchester Square, Bronx.
● **RENOVATION, OPERATION AND MAINTENANCE OF A NEWSSTAND** – Competitive Sealed Bids – PIN# M125-NS – DUE 04-08-09 AT 11:00 A.M. - At Avenue of the Americas and West 3rd Street, Manhattan.
● **RENOVATION, OPERATION AND MAINTENANCE OF A NEWSSTAND** – Competitive Sealed Bids – PIN# M13-NS – DUE 04-08-09 AT 11:00 A.M. - At City Hall Park, located at Murray Street on Broadway, Manhattan.

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

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Parks and Recreation, The Arsenal-Central Park
830 Fifth Avenue, Room 407, New York, NY 10021.
Eve Mersfelder (212) 360-3407, eve.mersfelder@parks.nyc.gov

m2-13

OPERATION AND MANAGEMENT OF PARKING LOTS – Competitive Sealed Bids – PIN# M104-PL – DUE 03-20-09 AT 1:00 P.M. – On Randall's Island, Manhattan.
TELECOMMUNICATION DEVICE FOR THE DEAF (TDD) 212-504-4115

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Parks and Recreation, The Arsenal-Central Park
830 Fifth Avenue, Room 407, New York, NY 10021.
Gabrielle Ohayon (212) 360-1397, gabrielle.ohayon@parks.nyc.gov

m2-13

SCHOOL CONSTRUCTION AUTHORITY

SOLICITATIONS

Construction / Construction Services

WINDOW REPLACEMENT/FLOOD ELIMINATION – Competitive Sealed Bids – PIN# SCA09-12113D-1 – DUE 03-26-09 AT 11:30 A.M. – PS 107 (Brooklyn). Project Range: \$2,180,000.00 to \$2,291,000.00. Non-refundable bid documents charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA, (718) 752-5843.

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. R. Sharon Singh (718) 752-5843
rsingh@nycsca.org

m6-12

CONTRACT ADMINISTRATION

SOLICITATIONS

Construction / Construction Services

GYMNASIUM UPGRADE – Competitive Sealed Bids – PIN# SCA09-12324D-1 – DUE 03-26-09 AT 10:30 A.M. PS 81 (Brooklyn). Gymnasium Upgrade. Solicitation: SCA09-12324D-1. Project Range: \$970,000.00 to \$1,030,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority.

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. Anthony Largie (718) 752-5842
alargie@nycsca.org

m9-13

EXTERIOR MASONRY/FLOOD ELIMINATION/ ROOFS

/PARAPETS – Competitive Sealed Bids – PIN# SCA09-12037D-1 – DUE 03-25-09 AT 10:30 A.M. PS 106 (Brooklyn). Project Range: \$3,560,000.00 to \$3,744,000.00. NYC School Construction Authority, Plans Room Window, Room #1046, 30-30 Thomson Avenue, 1st Floor, Long Island City, New York 11101. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA, (718) 752-5849.

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. Stacia Edwards (718) 752-5849
sedwards@nycsca.org

m9-13

WINDOWS/FLOOD ELIMINATION – Competitive Sealed Bids – PIN# SCA09-12357D-1 – DUE 03-30-09 AT 10:30 A.M. – PS 26 (Queens). Project Range: \$3,350,000.00 - \$3,522,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

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.
Judith Walker (718) 752-5868, jwalker@nycsca.org

m11-17

FLOOD ELIMINATION – Public Bid – PIN# SCA09-12211D-1 – DUE 03-24-09 AT 11:30 A.M. PS 284 (Brooklyn). Flood Elimination. Project Range: \$1,010,000.00 - \$1,070,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

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. Anthony Largie (718) 752-5842,
alargie@nycsca.org

m9-13

Construction Related Services

PLAYGROUND REDEVELOPMENT – Competitive Sealed Bids – PIN# SCA09-12232D-1 – DUE 03-30-09 AT 11:00 A.M. – Project Range: \$1,070,000.00 to \$1,130,000.00. NYC School Construction Authority, Plans Room Window, Room #1046, 30-30 Thomson Avenue, 1st Floor, Long Island City, New York 11101. Non-refundable bid document charge: \$100.00, certified check or money order only, payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

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. Stacia Edwards (718) 752-5849,
sedwards@nycsca.org

m10-16

AGENCY RULES

BUILDINGS

NOTICE

NOTICE OF ADOPTION OF RULE

NOTICE OF ADOPTION OF RULE RELATING TO THE REQUIREMENTS FOR THE APPROVAL OF A PROPERTY TAX ABATEMENT FOR THE INSTALLATION OF A GREEN ROOF AND THE REQUIREMENTS FOR THE APPROVAL OF A PROPERTY TAX ABATEMENT FOR THE INSTALLATION OF A SOLAR ELECTRIC GENERATING SYSTEM

NOTICE IS HEREBY GIVEN, pursuant to the authority vested in the Commissioner of Buildings by Section 643 of the New York City Charter and in accordance with Section 1043 of the Charter and Titles 4-B and 4-C of Article 4 of the Real Property Tax Law of New York State, that the Department of Buildings hereby adopts new Sections 105-01 and 105-02 to Subchapter E of Chapter 100 of Title 1 of the Rules of the City of New York and amends Section 44-01 of Chapter 44 Title 1 of the Rules of the City of New York relating to the requirements for the approval of a property tax abatement for the installation of a green roof and the requirements for the approval of a property tax abatement for the installation of a solar electric generating system.

Matter underlined is new.

This rule was first published on January 29, 2009 and a public hearing thereon was held March 3, 2009.

Dated: March 10, 2009
New York, New York

/s/
Robert D. LiMandri
Commissioner

Section 1. Subchapter E of Chapter 100 of Title 1 of the Rules of the City of New York is amended by adding new sections 105-01 and 105-02 to read as follows:

§ 105-01 Requirements for the approval of a property tax abatement application for the installation of a green roof.

(a) Purpose and applicability. This section establishes the procedure for a property tax abatement application for a green roof as defined in Title 4-B of Article 4 of the New York State Real Property Tax Law ("Title 4-B"). A green roof shall not be eligible for a tax abatement pursuant to Title 4-B if the construction of any of the required elements of the green roof set forth in Title 4-B § 499-aaa(10), except § 499-aaa(10)(a) and § 499-aaa(10)(c), was commenced prior to August 5, 2008.

(b) Designated agency. For purposes of Title 4-B, the designated agency shall be the Department of Buildings ("Department").

(c) Definitions. The terms used in this section shall have the same meanings as the terms defined in Title 4-B § 499-aaa. In addition, for purposes of this section, the following terms shall have the following meanings:

(1) Alteration application. An application for the alteration of a building that is filed with the Department in accordance with Chapter 1 of Title 28 of the Administrative Code.

(2) Applicant for property tax abatement. The applicant as defined in Title 4-B § 499-aaa, including such applicant's successors-in-interest.

(3) Applicant of record. The architect or engineer who files the alteration application with the Department.

(4) Compliance period. The tax year, beginning July 1 and ending the following June 30, in which the green roof property tax abatement is taken.

(5) Green roof space. Such part of the eligible rooftop space that consists of a green roof.

(6) Property tax abatement application. The application, including certifications and agreements required by Title 4-B and this section, that is filed with the Department for a green roof property tax abatement in accordance with Title 4-B.

(7) Vegetation layer. The layer of a green roof required by Title 28 § 499-aaa(10)(g) that, in accordance with generally accepted horticultural practice and as certified by an architect, engineer, New York State licensed and registered landscape architect or a horticulturist with a degree or certificate from an accredited training institute, consists of live plants such as sedum or equally drought resistant and hardy plant species spaced in

such a manner that such plants will cover at least eighty (80) percent of such layer by the end of the compliance period.

(d) Codes. All work relating to the installation of a green roof shall comply with the requirements of the New York City Construction Codes contained in Title 28 of the Administrative Code ("Title 28") or the 1968 Building Code, as provided in Administrative Code § 101.4.3. All such work shall also comply with the requirements of the New York City Electrical Code, the New York City Fire Code, the Energy Conservation Construction Code of New York State, the New York City Zoning Resolution and other applicable laws and rules.

(e) Procedure: Alteration application.

(1) Filing. The Department shall not accept a property tax abatement application unless the applicant of record shall have first filed an alteration application that is professionally certified and agreed to have performed by an architect or engineer the final inspection on behalf of the Department in accordance with Administrative Code § 28-116.2.4.2. This filing is required regardless of whether the building is new or existing and regardless of whether a prior new building or alteration application for work beyond but including installation of the green roof was filed prior to the effective date of this rule.

(i) At the time of submission of the alteration application, the applicant of record shall indicate on forms furnished by the Department that the alteration application will be the subject of a property tax abatement application; the Department shall then record such indication as a required item for that alteration application.

(ii) No work unrelated to the property tax abatement shall be included in the alteration application. Such application shall include, but not be limited to, the following construction documents:

(A) Roof plan showing eligible rooftop space and green roof space, and providing the net square footage of each. The plan shall demonstrate that the green roof does not obstruct firefighting access, in accordance with Section 504 of the New York City Fire Code, and equipment maintenance access.

(B) Details demonstrating that the green roof meets all requirements set forth in Title 4-B § 499-aaa(10) as well as in applicable provisions of the codes listed in subdivision (d) of this section. Details shall indicate the depth of the growth medium.

(C) Design and construction drawings reflecting construction work necessary to enable the building, its structure, the roof structure with the green roof, together with any other existing or added rooftop structures and/or equipment, the roof covering and roof drainage systems to comply with the codes enumerated in subdivision (d) of this section and other requirements set forth in this section and/or Title 4-B. The weight of the green roof shall be considered a superimposed dead load. The design shall consider the green roof in saturated condition.

(D) The construction documents required by clauses (A), (B) and (C) of this subparagraph shall not be necessary for an application for a green roof installation of a depth of four inches or less where a structural analysis of the existing building has been performed establishing that such building can, without modification, sustain the load of the green roof in a fully saturated condition in a manner that complies with the codes enumerated in subdivision (d) of this section, provided the applicant of record certifies that the construction work reflected in the alteration application complies with such codes and other requirements set forth in this section and Title 4-B and that the analyses reflected in the requirements of clauses (A), (B) and (C) of this subparagraph have been performed. In making

such certifications, the weight of the green roof shall be considered a superimposed dead load. The design shall consider the green roof in saturated condition. Where, in accordance with the provisions of this subdivision, construction documents required by clauses (A), (B) and (C) of this subparagraph are not submitted to the Department, the applicant of record shall perform the inspections for the installation required by subdivisions (e)(4) and (f)(1) of this section.

(E) Technical Report(s) identifying those responsible for any special, progress and final inspections required by the New York City Construction Codes contained in Title 28.

(2) Document retention. Construction documents required by clauses (A), (B) and (C) of subparagraph (1) of this section, including structural analyses and calculations, regardless of whether submitted to the Department shall be retained by the applicant of record in accordance with the provisions of the New York State Education Law and Rules of the Board of Regents and shall be made available upon request of the Department.

(3) Permit. All required permits shall be obtained, including any required electrical permits. Application for required electrical permits shall be made by a New York City licensed electrician. Electrical permit applications that do not indicate that the application is an "S Sustainable Energy Install" application and/or omit the application number for the alteration application will be cause for rejecting the property tax abatement application.

(4) Inspections. Inspections shall be performed in accordance with Title 28 and Title 4-B after the completion and sign-off of any required electrical work. Final inspection shall be performed in accordance with Administrative Code § 28-116.2.4.2.

(5) Construction sign-off. Upon completion of work, the applicant of record shall submit to the Department completed Technical Reports, including final inspection, and a request for sign-off pursuant to Administrative Code § 28-116.4. The request shall be accompanied by a completed property tax abatement application. If the property tax abatement application is not submitted together with and at the same time as the request for construction sign-off, the property tax abatement application shall be denied and the Department shall not further review or process the property tax abatement application.

(6) The Department shall register receipt of the property tax abatement application as a required item in its records.

(7) The date of filing of the property tax abatement application shall be the date of submission of construction sign-off documents and the application for property tax abatement as described in subdivision (e)(5) of this section and as recorded by the Department.

(f) Procedure: Property tax abatement application.

(1) Professional certification. An architect or engineer shall inspect the completed green roof and shall certify (1) its compliance with the requirements of Title 4-B, including but not limited to Sections 499-aaa(10) and 499-ccc of Title 4-B and the designation of eligible rooftop space on the drawings, and (2) the square footage of green roof space eligible for tax abatement pursuant to Title 4-B. In making such certification, the architect or engineer may rely on the report(s) of a New York State licensed and registered landscape architect or a horticulturist with a degree or certificate from an accredited training institute with respect to whether the green roof's vegetation layer complies with Title 4-B § 499-aaa(10).

(2) Maintenance plan. An architect, engineer, New York State licensed and registered landscape architect or a horticulturist with a degree or certificate from an accredited training institute shall prepare a maintenance plan for the green roof. Such maintenance plan shall be sufficient to enable the applicant for property tax abatement to maintain the green roof during the compliance period and for a minimum of three (3) years thereafter in such a way that it continuously constitutes a green roof in accordance with Title 4-B and this section.

(i) The maintenance plan shall require at least semi-annual maintenance inspections of the condition of the roof and plants, contingency plans for irrigation during dry or drought conditions when necessary to ensure the survival of plants, contingency plans for replanting areas

where plants have died, and any other corrective measures necessary to ensure that the green roof is maintained in accordance with Title 4-B and this section.

(ii) The maintenance plan shall include monthly maintenance inspections to ensure that roof drains remain free of debris and in working condition.

(iii) The maintenance plan shall identify any problems that may be encountered, describe corrective measures for each such problem and identify when and how often such corrective measures are required in order to maintain the green roof in continuous compliance.

(iv) The individual who prepared the maintenance plan shall certify, either on the property tax abatement application, if such individual is an architect or engineer, or in a report provided to the architect or engineer filing the property tax abatement application, if such individual is a New York State licensed and registered landscape architect or a horticulturist with a degree or certificate from an accredited training institute, that the maintenance plan complies with this section and that he or she has provided the maintenance plan to the applicant for property tax abatement. Such maintenance plan shall be provided, upon request, to the Department.

(3) Property tax abatement application form and signatures. An architect or engineer shall complete the property tax abatement application form, sign and seal the form, and obtain the signature of the applicant for property tax abatement or such applicant's representative. Such property tax abatement form shall be accompanied by a certification by the property tax abatement applicant or such applicant's representative that no construction of any required element of the green roof set forth in Title 4-B § 499-aaa(10), except § 499-aaa(10)(a) or § 499-aaa(10)(c), was commenced prior to August 5, 2008.

(4) Delivery of property tax abatement application form to applicant of record. The architect or engineer who files the application for property tax abatement shall provide the completed property tax abatement application form, which shall include all certifications required by Title 4-B and this section, and any required electrical sign-off, to the applicant of record for submission to the Department at construction sign-off. The completed property tax abatement application, together with the Technical Reports and request for construction sign-off, must be filed with the Department by March 15 in order for the property tax abatement to take effect on July 1 of the same calendar year. If a property tax abatement application is filed after March 15, the property tax abatement to which such application relates shall not take effect until July 1 of the following calendar year.

(5) Upon receipt and acceptance of the completed property tax abatement application form, the Department shall record its acceptance and shall notify the Department of Finance.

(g) Compliance period.

(1) The applicant for property tax abatement shall allow all architects, engineers, landscape architects and horticulturists involved in the installation and maintenance of the green roof and the Department to have access to the green roof and any related structures and equipment for inspection thereof at any time during the compliance period upon reasonable notice.

(2) Pursuant to Title 4-B § 499-ddd(1), within the fifteen (15) calendar days prior to the last day of the compliance period, the applicant of record, landscape architect or other architect or engineer shall inspect the green roof, including without limitation its vegetation layer, to certify its continuing compliance with Title 4-B, this section and applicable provisions of law and rules, including but not limited to the codes enumerated in subdivision (d) of this section. Such inspecting professional shall prepare an inspection report and maintain it on file in accordance with the provisions of the New York State Education Law and Rules of the Board of Regents for review by the Department upon request. If the inspecting professional finds that the green roof is not in compliance with Title 4-B, such inspecting professional shall notify the Department on such forms and in such manner as prescribed by the Department.

(h) Revocation.

(1) Should the Department have reason to believe at any time during the compliance period that a condition described in Title 4-B § 499-eee(1) exists, the Department shall inspect or otherwise investigate the condition. If the findings of such inspection or investigation indicate that a condition described in Title 4-B § 499-eee(1) exists, the applicant for property tax abatement shall pay the inspection and investigation expenses of the

Department. The Department shall notify the applicant for property tax abatement of any findings that indicate that a condition described in Title 4-B § 499-eee(1) exists and provide such applicant with an opportunity to dispute the findings.

(2) No later than the ninetieth day after the last day of the compliance period, the Department shall notify the Department of Finance of any findings of noncompliance, and shall identify the period of noncompliance.

(3) The Department may declare an applicant for property tax abatement ineligible for future tax abatements in accordance with Title 4-B § 499-eee(4).

(i) Notification of the New York State Department of Education. In accordance with Title 4-B § 499-fff(3), should the Department determine that any architect, engineer or landscape architect involved in the installation and maintenance of the green roof engaged in professional misconduct in making certifications required by Title 4-B or this rule, the Department shall so notify the New York State Department of Education. Any misconduct in making such certifications may, following hearing by the Board of Regents, provide a basis for revocation of the professional's license or imposition of other penalty or sanction.

(j) Variation of requirements. For applications for property tax abatement filed for the tax year beginning July 1, 2009, the Department may vary any requirement relating to an administrative filing provision of this section with which the applicant was not otherwise required to comply pursuant to the New York City Construction Codes contained in Title 28 or Title 4-B at the time the work was performed.

§ 105-02 Requirements for the approval of a property tax abatement application for the installation of a solar electric generating system.

(a) Purpose and applicability. This section establishes the procedure for a property tax abatement application for a solar electric generating system as defined in Title 4-C of Article 4 of the New York State Real Property Tax Law ("Title 4-C"). No solar electric generating system expenditures shall be eligible for a tax abatement pursuant to Title 4-C if such expenditures were: (1) incurred before August 5, 2008; or (2) incurred in connection with a solar electric generating system placed in service before August 5, 2008.

(b) Designated agency. For purposes of Title 4-C, the designated agency shall be the Department of Buildings ("Department").

(c) Definitions. The terms used in this section shall have the same meanings as the terms defined in Title 4-C § 499-aaaa. In addition, for purposes of this section, the following terms shall have the following meanings:

(1) Alteration application. An application for the alteration of a building that is filed with the Department in accordance with Chapter 1 of Title 28 of the Administrative Code.

(2) Applicant for property tax abatement. The applicant as defined in Title 4-C § 499-aaaa, including such applicant's successors-in-interest.

(3) Applicant of record. The architect or engineer who files the alteration application with the Department.

(4) Compliance period. The tax year, beginning July 1 and ending the following June 30, in which the property tax abatement commences and the three tax years, each beginning July 1 and ending the following June 30, immediately thereafter.

(5) Placed in service.

(i) For solar electric generating systems issued a letter of completion by the Department before the effective date of this subdivision, the later of (A) the date such system began generating electricity, (B) the date of the approval of the installation of the solar electric generating system by the Department's Electrical Division, and (C) the date of the installation of the utility company meter, if applicable.

(ii) For all other solar electric generating systems, the later of (A) the date such system began generating electricity and (B) the date of the Department's issuance of a letter of completion for an alteration application pursuant to subdivision (e)(5) of this section.

(6) Property tax abatement application. The application, including certifications required by Title 4-C and this section, that is filed with the Department for a solar electric generating system property tax abatement in accordance with Title 4-C.

(d) Codes. All work relating to the installation of a solar electric generating system shall comply with the requirements of the New York City Construction Codes contained in Title 28 of the Administrative Code of the City of New York ("Title 28") or the 1968 Building Code, as provided in Administrative Code § 101.4.3. All such work shall also comply with the requirements of the New York City Electrical Code, the New York City Fire Code, the Energy Conservation Construction Code of New York State, the New

York City Zoning Resolution and other applicable laws and rules.

(e) Procedure: Alteration application.

(1) Filing. The Department shall not accept a property tax abatement application unless the applicant of record shall have first filed an alteration application that is professionally certified and agreed to have performed by an architect or engineer the final inspection on behalf of the Department in accordance with Administrative Code § 28-116.2.4.2. This filing is required regardless of whether the building is new or existing and regardless of whether a prior new building or alteration application for work beyond but including installation of the solar electric generating system was filed prior to the effective date of this rule.

(i) At the time of submission of the alteration application, the applicant of record shall indicate on forms furnished by the Department that the alteration application will be the subject of a property tax abatement application; the Department shall then record such indication for that application.

(ii) No work unrelated to the property tax abatement shall be included in the alteration application. Such application shall include, but not be limited to, the following construction documents:

(A) Zoning height and setback documents demonstrating that the solar electric generating system complies with height and setback regulations as prescribed by the New York City Zoning Resolution.

(B) Plot plan showing site bounds and location of the building on the site, showing the location of the solar electric generating system elements on the building and/or site, showing the location of and describing any trees that, were they to fall, could come into contact with any part of the solar electric generating system, and showing the location of and identifying any city infrastructure services, utility lines or other potential hazards on the building and/or site.

(C) Site plan, roof plan(s), elevation(s) and/or other drawings, including electrical design drawings, sufficient to show and describe the solar electric generating array(s), building-integrated solar electric generating panels, solar electric generating laminate and related elements of the solar electric generating system on the building and/or site, and their arrangement and operation.

(D) Details demonstrating that the solar electric generating system meets all requirements set forth in Title 4-C § 499-aaaa(10), as well as in applicable provisions of the codes listed in subdivision (d) of this section.

(E) If a roof installation, a roof plan demonstrating that the solar electric generating system does not obstruct access for both firefighting, in accordance with Section 504 of the New York City Fire Code, and maintenance of all roof equipment. If a site installation, the site plan shall show access for firefighting and maintenance to and around site buildings and the solar electric generating system in accordance with Section 504 of the New York City Fire Code.

(F) Drawings showing the foundation and/or anchorage of the solar electric generating system. Ballast shall be prohibited for grade-level installations and for installations one hundred (100) feet or higher above grade. For rooftop installations less than one hundred (100) feet above grade, ballast shall be fully contained.

(G) Design and construction

drawings reflecting construction work necessary to enable the building, its structure, the roof structure, the structural work related to the solar electric generating system (and, for rooftop installations, any other rooftop structures and/or equipment), the roof covering and roof drainage systems to comply with the codes listed in subdivision (d) of this section and other requirements set forth in this section and Title 4-C.

(H) Utility company acknowledgement that the application for interconnection is complete or certification by the applicant for property tax abatement or such applicant's representative attesting that the solar electric generating system will not be interconnected with the electrical grid.

(I) Any Technical Report(s) identifying those responsible for special, progress and final inspections required by the New York City Construction Codes contained in Title 28.

(2) Document retention. Construction documents required by clauses (A) through (I) of subparagraph (1) of this section, including structural analyses and calculations, shall be retained by the applicant of record in accordance with the provisions of the New York State Education Law and Rules of the Board of Regents and shall be made available upon request of the Department.

(3) Permits. Following approval of the alteration application, permits shall be obtained for both the construction work and the electrical work to be performed. Electrical work shall be performed by a New York City licensed electrician and work performed by such licensed electrician and the system installer in connection with construction of the solar electric generating system shall comply with all approved construction documents submitted in support of both the construction permit and the electrical permit.

(i) Electrical permit applications that do not indicate that the application is an "S Sustainable Energy Install" application and/or omit the application number for the alteration application will be cause for rejecting the property tax abatement application. No work other than installation of the solar electric generating system shall be included in the electrical permit application.

(ii) Electrical permits will not be granted until the related alteration application is filed.

(4) Inspections. Any construction work performed in connection with the alteration application, including but not limited to the solar electric generating system, shall be inspected and have its final inspection, in accordance with Administrative Code § 28-116.2.4.2, by a registered design professional experienced in structural inspections. The electrical work performed in connection with the solar electric generating system shall be completed and inspected in accordance with the New York City Electrical Code prior to sign-off of the construction work. Other inspections as required by the New York City Construction Codes contained in Title 28 or this section shall be performed in accordance therewith.

(5) Construction sign-off. Upon approval of the installation of the solar electric generating system by the Department's Electrical Division, installation of the utility company meter, if applicable, and completion of the work, the applicant of record shall submit to the Department completed Technical Reports, including final inspection, and a request for sign-off pursuant to Administrative Code § 28-116.4. The request shall be accompanied by a completed property tax abatement application. If the property tax abatement application is not submitted together with and at the same time as the request for construction sign-off, the property tax abatement application shall be denied and the Department shall not further review or process the property tax abatement application.

(6) The Department shall register receipt of the property tax abatement application as a required item in its records.

(7) The date of filing of the property tax abatement application shall be the date of submission of construction sign-off documents and the application for property tax abatement as described in subdivision (e)(5) of this section and as recorded by the Department

(f) Procedure: Property tax abatement application.

(1) Professional certification. An architect or engineer shall inspect the completed solar electric generating system installation and shall certify its compliance with the requirements of Title 4-C, including but not limited to Sections 499-aaaa(10) and 499-cccc. Such architect or engineer also shall certify that the solar electric generating system was placed in service on or after August 5, 2008 and the date of such placement into service.

(2) Property tax abatement application form and signatures. An architect or engineer shall complete the property tax abatement application form, sign and seal the form, and obtain the signature of the applicant for property tax abatement or such applicant's representative.

(3) Eligible solar electric generating system expenditures.

(i) Such property tax abatement form shall include a certification by the property tax abatement applicant or such applicant's representative of the solar electric generating system expenditures for which the tax abatement is sought.

(ii) Such expenditures shall not include: (A) any expenditures incurred prior to August 5, 2008; (B) any interest or other finance charges; or (C) any expenditures incurred using a federal, state or local grant. A federal, state or local grant shall not include another tax benefit, including a tax abatement, tax credit, tax exemption or tax rebate.

(iii) No expenditures shall be eligible for a tax abatement pursuant to Title 4-C if such expenditures were incurred in connection with a solar electric generating system placed in service before August 5, 2008.

(3) Delivery of property tax abatement application form to applicant of record. The architect or engineer who files the application for property tax abatement shall provide the completed property tax abatement application form, which shall include all certifications required by Title 4-C and this section, to the applicant of record for submission to the Department at construction sign-off. The completed property tax abatement application, together with the Technical Reports, the electrical sign-off and the request for construction sign-off, must be filed with the Department by March 15 in order for the property tax abatement to take effect on July 1 of the same calendar year. If a property tax abatement application is filed after March 15, the property tax abatement to which such application relates shall not take effect until July 1 of the following calendar year.

(4) Upon receipt and acceptance of the completed property tax abatement application form, the Department shall record its acceptance and shall notify the Department of Finance.

(g) Compliance period.

(1) The applicant for property tax abatement shall allow all architects, and engineers involved in the installation and maintenance of the solar electric generating system and the Department to have access to the solar electric generating system and any related structures and equipment for inspection thereof at any time during the compliance period upon reasonable notice.

(2) Pursuant to Title 4-C § 499-dddd(1), within fifteen (15) calendar days prior to the last day of the compliance period, any architect or engineer involved in the installation and maintenance of the solar electric generating system shall inspect the solar electric generating system to certify its continuing compliance with Title 4-C, this section and applicable provisions of law and rules, including but not limited to the codes enumerated in subdivision (d) of this section. The applicant of record shall prepare an inspection report and maintain it on file in accordance with the provisions of the New York State Education Law and Rules of the Board of Regents for review by the Department upon request. If the applicant of record finds that the solar electric generating system is not in compliance with Title 4-C, such applicant shall notify the Department on such forms and in such manner as prescribed by the Department.

(h) Revocation.

(1) Should the Department have reason to believe at any time during the compliance period that a condition described in Title 4-C § 499-eeee(1) exists, the Department shall inspect or otherwise investigate the condition. If the findings of such inspection or investigation indicate that a condition described in Title 4-C § 499-eeee(1) exists, the applicant for property tax abatement shall pay the inspection and investigation expenses of the Department. The Department shall notify the applicant for property tax abatement of any findings that indicate that a condition described in Title 4-B § 499-eeee(1) exists and provide such applicant with an opportunity to dispute the findings.

(2) No later than the ninetieth day after the last day of the compliance period, the Department

shall notify the Department of Finance of any findings of noncompliance, and shall identify the period of noncompliance.

(3) The Department may declare an applicant for property tax abatement ineligible for future tax abatements in accordance with Title 4-C § 499-eeee(4).

(i) Notification of the New York State Department of Education. In accordance with Title 4-C § 499-ffff(3), should the Department determine that any architect or engineer involved in the installation and maintenance of the solar electric generating system engaged in professional misconduct in making certifications required by Title 4-C or this rule, the Department shall so notify the New York State Department of Education. Any misconduct in making such certifications may, following hearing by the Board of Regents, provide a basis for revocation of the professional's license or imposition of other penalty or sanction.

(j) Variation of requirements. For applications for property tax abatement filed for the tax year beginning July 1, 2009 the Department may vary any requirement relating to an administrative filing provision of this section with which the applicant was not otherwise required to comply pursuant to the New York City Construction Codes contained in Title 28 or Title 4-C at the time the work was performed.

§ 2. Subdivision (c) of section 44-01 of Chapter 44 of Title 1 of the Rules of the City of New York is relettered subdivision (d) and a new subdivision (c) is added to read as follows:

(c) An alteration application filed in conjunction with an application for tax abatement for the installation of a green roof pursuant to section 105-01 of this title shall not require the filing of design and construction drawings provided that the conditions of subdivision (e)(1)(ii)(D) of such section are satisfied.

STATEMENT OF BASIS AND PURPOSE

This rule is adopted pursuant to the authority of the Commissioner of Buildings under Sections 643 and 1043 of the New York City Charter and Titles 4-B and 4-C of Article 4 of the Real Property Tax Law of New York State. Section 1 of the rule implements the referenced State laws.

Title 4-B of Article 4 of the Real Property Tax Law allows, in a city of 1,000,000 or more people, a property owner to receive a property tax abatement for the installation of a green roof on a Real Property Class 1, 2 or 4 building. This rule sets forth the procedures required for an owner to obtain the property tax abatement, the certifications and other requirements stated in the law, and the process of revocation of the property tax abatement under conditions described in the law.

Title 4-C of Article 4 of the Real Property Tax Law allows, in a city of 1,000,000 or more people, a property owner to receive a property tax abatement for the installation of a solar electric generating system on a Real Property Class 1, 2 or 4 building or site. This rule sets forth the procedures required for an owner to obtain the property tax abatement, the certifications and other requirements stated in the law, and the process of revocation of the property tax abatement under conditions described in the law.

Section 2 of the rule has been added because of the provisions of the green roof rule that make it unnecessary in certain instances for architects or engineers to submit certain construction documents to the Department in connection with the filing of an alteration application. Section 2 is necessary so that current Rule 44-01 conforms to those provisions.

Statement of Substantial Need for Earlier Implementation

I hereby find, pursuant to § 1043, subdivision e, paragraph 1(c) of the New York City Charter, and hereby represent to the Mayor, that there is a substantial need for the earlier implementation of new Sections 105-01 and 105-02 of Chapter 100 and new Section 44-01(c) of Title 1 of the Rules of the City of New York, relating to the requirements for the approval of a property tax abatement for the installation of a green roof and the requirements for the approval of a property tax abatement for the installation of a solar electric generating system.

This rule sets forth the procedures required for an owner to obtain a property tax abatement for the installation of a green roof on a Real Property Class 1, 2 or 4 building and for the installation of a solar electric generating system on a Real Property Class 1, 2 or 4 building or site, the certifications and other requirements stated in Title 4-B and 4-C of Article 4 of the Real Property Tax Law, and the process of revocation of the property tax abatement under conditions described in the law.

Titles 4-B and 4-C became effective on August 5, 2008, and the application deadline for receiving a property tax abatement in fiscal year 2010 is March 15, 2009. Therefore, there is a substantial need for the earlier implementation of these rules pursuant to Charter § 1043(e)(1)(c).

/s/ _____
Robert D. LiMandri
Commissioner
Department of Buildings

APPROVED: /s/ _____
Michael R. Bloomberg
Mayor

DATE: 3/11/09

SPECIAL MATERIALS

CAMPAIGN FINANCE BOARD

■ NOTICE

NOTICE DESCRIBING THE ORGANIZATION OF THE NEW YORK CITY CAMPAIGN FINANCE BOARD

PURSUANT TO NEW YORK CITY CHARTER SECTION 1067, notice is hereby provided describing the organization of the New York City Campaign Finance Board (the "Board"). The Board consists of five members, two appointed by the mayor, two appointed by the speaker of the City Council, and a chairperson appointed by the mayor after consultation with the speaker. The Board employs an executive director and a deputy executive director. The staff of the Board is organized into the following units: Auditing and Accounting, Candidate Services, Press, Administrative Services, Legal, Communications, Data Operations, Systems Administration, Special Compliance and Policy Assurance, and Management Analysis and Operations.

☛ m12

CITY PLANNING

■ NOTICE

NOTICE OF COMPLETION OF THE FINAL ENVIRONMENTAL IMPACT STATEMENT

770 11th Avenue Mixed-Use Development Rezoning

Project Identification	Lead Agency
CEQR No. 07DCP071M	City Planning Commission
ULURP Nos. 080008ZMM,	22 Reade Street, 1W
080009ZRM, 080010ZRM,	New York, NY 10007
080011ZSM 080012PCM	
SEQRA Classification: Type I	
Manhattan Community District 4	

Contact Person
Robert Dobruskin, AICP, Director (212) 720-3423
Environmental Assessment and Review Division
New York City Department of City Planning

Pursuant to City Environmental Quality Review (CEQR), Mayoral Executive Order No. 91 of 1977, CEQR Rules of Procedure of 1991 and the regulations of Article 8 of the State Environmental Conservation Law, State Environmental Quality Review Act (SEQRA) as found in 6 NYCRR Part 617, a Final Environmental Impact Statement (FEIS) has been prepared for the action described below. Copies of the FEIS are available for public inspection at the office of the undersigned. The proposal involves actions by the City Planning Commission and Council of the City of New York pursuant to Uniform Land Use Review Procedures (ULURP). A public hearing on the Draft Environmental Impact Statement (DEIS) was held on February 4, 2009. Written comments on the DEIS were requested and were received by the Lead Agency until February 17, 2009. This FEIS incorporates responses to the public comments received on the DEIS and additional analysis conducted subsequent to the completion of the DEIS.

The applicant, Two Trees, is proposing several discretionary actions in connection with a proposed development at 770 Eleventh Avenue, in Manhattan, New York. The actions involve the following discretionary approvals from the NYC City Planning Commission: a zoning map amendment, two zoning text amendments, and a special permit pursuant to a general large-scale development. Additionally, the proposal involves a special permit from the NYC Board of Standards and Appeals (BSA), approval of NY State Housing Finance Agency (HFA) tax exempt bond financing under its 80/20 affordable housing program, and a Site Selection/Acquisition application from NYPD for a mounted police facility. These actions would facilitate a proposed approximately 1.3 million gross square foot (gsf) mixed-use development rising to a maximum of approximately 350 feet, including two mechanical levels above the top residential story, with three cellar levels on a 94,463 sf site in the Clinton neighborhood in Manhattan. The applicant's intended development program includes the following uses (all approximate): 900 rental dwelling units (DUs) (on floors 3 through 30), 8,800 gsf of local retail (on ground floor); 20,000 gsf of health club space (on the third floor); 330,000 gsf of automobile sales, preparation, and repairs space (on the ground floor and in three cellar levels); 36,000 gsf of NYPD Mounted Unit facility, including stable and related space (on the ground floor and mezzanine); and up to 225 accessory parking spaces (on the second floor). Twenty percent of the residential units, approximately 180 DUs, would be affordable housing units.

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PROPOSED ANNUAL PERFORMANCE REPORT (APR) 2008 CONSOLIDATED PLAN PROGRAM YEAR COMMENT PERIOD - March 12 - March 26, 2009

The Proposed 2008 Consolidated Plan Annual Performance Report (APR) Public Comment Period will be from March 12th to March 26th. This document describes the City's performance concerning the: statutory requirements of the Cranston-Gonzalez Housing Act's Comprehensive Housing Affordability Strategy, and the City's use of the four U.S.

☛ m12

Department of Housing and Urban Development (HUD) Community Planning and Development formula entitlement programs: Community Development Block Grant (CDBG); HOME Investment Partnerships (HOME); Emergency Shelter Grant (ESG); and Housing Opportunities for Persons with AIDS (HOPWA). The APR reports on the accomplishments and commitment of these funds during the 2008 program year, January 1, 2008 to December 31, 2008. In addition, a One-Year update of the City's Affirmatively Furthering Fair Housing (AFFH) Statement is included.

As of March 12, 2009, copies of the Proposed APR can be obtained at the Department of City Planning Bookstore, 22 Reade Street, Manhattan, Monday - Friday; 10:00 A.M. - 4:00 P.M. In addition, copies of the Proposed APR will be available for review at the main public library in each of the five boroughs. Please call (212) 720-3337 for information on the closest library. Furthermore, an Adobe PDF version of the Proposed Annual Performance Report will be available for free downloading from the internet via Department of City Planning's website at: www.nyc.gov/planning.

The public comment period ends close of business March 26, 2009. Written comments should be sent to: Charles V. Sorrentino, New York City Consolidated Plan Coordinator, Department of City Planning, 22 Reade Street, 4N, New York, N.Y. 10007.

m9-20

HOUSING PRESERVATION & DEVELOPMENT

NOTICE

OFFICE OF PRESERVATION SERVICES CERTIFICATION OF NO HARASSMENT UNIT REQUEST FOR COMMENT ON APPLICATION FOR CERTIFICATION OF NO HARASSMENT PURSUANT TO LOCAL LAW 19 OF 1983

DATE OF NOTICE: March 9, 2009

TO: OCCUPANTS, FORMER OCCUPANTS AND
OTHER INTERESTED PARTIES OF

Address	Application #	Inquiry Period
15 West 122nd Street, Manhattan	7/09	February 17, 2006 to Present
14 West 120th Street, Manhattan	8/09	February 17, 2006 to Present
326 Convent Avenue, Manhattan	9/09	February 17, 2006 to Present
319 West 30th Street, Manhattan	16/09	February 24, 2006 to Present
595 St. Marks Avenue, Brooklyn	10/09	February 17, 2006 to Present
1133 Dean Street, Brooklyn	11/09	February 19, 2006 to Present
176 Lefferts Place, Brooklyn	13/09	February 19, 2006 to Present
190 Lefferts Place, Brooklyn	14/09	February 19, 2006 to Present
976 Sterling Place, Brooklyn	15/09	February 20, 2006 to Present
128-18 Newport Avenue, Queens	17/09	February 25, 2006 to Present

The Department of Housing Preservation and Development has received an application for a certification that during the inquiry period noted for the premises above, that no harassment has occurred at such premises in the form of threats, use of physical force, deprivation of essential services such as heat, water, gas or electric, or by any other conduct intended to cause persons to vacate the premises or waive rights related to their occupancy. Upon the issuance of a Certification, an owner can legally convert the premises to non-single room occupancy use.

Comments as to whether harassment has occurred at the premises should be submitted to the Anti-Harassment Unit, 100 Gold Street, 3rd Floor, New York, NY 10038, by letter postmarked not later than 30 days from the date of this notice or by an in-person statement made within the same period. To schedule an appointment for an in-person statement call (212) 863-8272.

m9-16

OFFICE OF PRESERVATION SERVICES CERTIFICATION OF NO HARASSMENT UNIT

REQUEST FOR COMMENT ON APPLICATION FOR CERTIFICATION OF NO HARASSMENT PURSUANT TO THE SPECIAL GREENPOINT-WILLIAMSBURG DISTRICT PROVISIONS OF THE ZONING RESOLUTION

DATE OF NOTICE: March 9, 2009

TO: OCCUPANTS, FORMER OCCUPANTS AND
OTHER INTERESTED PARTIES OF

Address	Application #	Inquiry Period
148 North 8th Street, Brooklyn	18/09	October 4, 2004 to Present

Prior to the issuance of a permit by the Department of Buildings for the alteration or demolition of residential buildings in certain areas of the **Special Greenpoint-Williamsburg District**, the Department of Housing Preservation and Development is required to certify that: 1) prior to evicting or otherwise terminating the occupancy of any tenant preparatory to alteration or demolition, the owner shall have notified HPD of the owner's intention to alter or demolish the building and 2) the eviction and relocation practices followed by the owner of the building satisfy all applicable legal requirements and that no harassment has occurred.

The owner of the building located at the above-referenced address seeks the issuance of an HPD Certification. The owner has represented and certified to HPD of the owner's intention to alter or demolish the building and that the eviction and relocation practices followed by the owner satisfy all applicable legal requirements and that no harassment has

occurred. For your information HPD considers harassment to include, but not be limited to, the threatened or actual use of physical force, deprivation of essential services such as heat, water, gas or electric, or any other conduct intended to cause persons to vacate the premises or waive rights related to their occupancy.

HPD requests that if you have any comments or evidence of unlawful eviction and relocation practices or harassment occurring at the above referenced premises that you notify the Anti-Harassment Unit, 3rd Floor, 100 Gold Street, New York, NY 10038, by letter postmarked not later than 30 days from the date of this notice or by an in-person statement made within the same period. To schedule an appointment for an in-person statement call (212) 863-8272.

m9-16

MAYOR'S OFFICE OF ENVIRONMENTAL COORDINATION

NOTICE

NEGATIVE DECLARATION

CEQR No. 09DME007Q Date Issued: February 3, 2009

NAME: College Point Corporate Park Rezoning and Dispositions

LOCATION: College Point Corporate Park: Generally bounded by 15th Avenue to the north, the Whitestone Expressway to the east, 130 and 127 Streets between 15th and 28th Avenues to the west, and Flushing Bay to the south and southwest
Borough of Queens, Community Board 7

LEAD AGENCY: Office of the Deputy Mayor for Economic Development

SEQR CLASSIFICATION: The project is classified as a Type I action pursuant to 6 NYCRR Part 617.4(b)(2)

DESCRIPTION:

The proposed project would affect the area within the College Point Corporate Park, an approximately 550-acre area, generally bounded 15th Avenue to the north, the Whitestone Expressway to the east, 130 and 127 Streets between 15th and 28th Avenues to the west, and Flushing Bay to the south and southwest. The proposed project involves zoning map and text amendments, and disposition of City-owned properties within the Corporate Park to various private entities. Specifically, approval is sought for the following discretionary actions:

- Proposed zoning map amendments, which would:
 - Establish the Special College Point District, which would encompass all or portions of 112 tax blocks within the Corporate Park;
 - Rezone all or portions of 50 tax blocks from M1-1 (1.0 FAR) to M2-1 (2.0 FAR);
 - Rezone all or portions of 43 tax blocks from M3-1 (2.0 FAR) to M2-1 (2.0 FAR); and
 - Rezone Block 4360 from M3-1 (2.0 FAR) to M1-1 (1.0 FAR).
- Proposed zoning text amendments, which would set forth the regulations of the Special College Point District. To meet the goals of the Special District, the zoning text includes regulations related to special use regulations, bulk and yard requirements, performance standards, signage, landscaping, and parking and loading requirements.
- Disposition of nine City-owned lots (in whole or in part) located within the Corporate Park, from DCAS to NYCEDC, and, subsequently, from NYCEDC to designated developers. These include: Block 4317, Lot 20, part of Lot 1, part of Lot 8900; Block 4356, part of Lot 30; Block 4357, part of Lot 1; Block 4358, part of Lot 1; Block 4359, part of Lot 1; Block 4206, Lot 100, and Block 4207, part of Lot 1. Disposition would require approval under City Charter Section 197(c) and separate Borough Board and Mayoral approval pursuant to City Charter Section 384(b)(4) for the approval of the business terms pursuant to Article 16 of the General Municipal Law and Section 1802(6)(j) of the City Charter.

Statement of No Significant Effect

Pursuant to Executive Order 91 of 1977, as amended, and the Rules of Procedure for City Environmental Quality Review, found at Title 62, Chapter 5 of the Rules of the City of New York, the Office of the Deputy Mayor for Economic Development assumed the role of lead agency for the purpose of conducting the environmental review. Based on an examination of information about the project contained in an Environmental Assessment Statement dated February 2, 2008 pursuant to Article 8 of the New York State Environmental Conservation Law and 6 NYCRR Part 617.7, the Office of the Deputy Mayor for Economic Development has determined that the proposed action will not have a significant adverse effect on the environment.

Reasons Supporting this Determination

The above determination is based on an Environmental Assessment Statement (EAS) dated February 2, 2008 and incorporated by reference herein. The EAS finds that:

1. The proposed project would not have significant adverse impacts on land use or the character of the surrounding community.

2. The proposed project would not result in significant adverse traffic, noise, or air quality impacts.
3. The proposed project would not result in significant adverse impacts on cultural, archaeological, architectural, or aesthetic resources or the existing neighborhood.
4. The proposed project will not create a hazard to human health.
5. No other significant effects upon the environment that would require an Environmental Impact Statement are foreseeable.
6. This Negative Declaration was prepared in accordance with Article 8 of the New York State Environmental Conservation Law.


Robert R. Kulikowski, Ph.D.
Assistant to the Mayor

February 3, 2009
Date

m11-13

OFFICE OF MANAGEMENT AND BUDGET

NOTICE

COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM (C.D.) NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS

TO ALL INTERESTED AGENCIES, COMMUNITY BOARDS, GROUPS AND PERSONS:

This document constitutes the Notice of Intent to Request Release of Funds for the projects identified below. These projects are funded in the Thirty-Fifth Community Development Year (CD 35/Calendar Year 2009). The allocations for CD 35 reflect a spending pattern that is expected to be effective only in January - June, 2009. Funds reserved for the last six months of CD 35 will be reallocated in accordance with the adopted City Fiscal Year 2010 Community Development budget. On March 16, 2009 the City will submit to HUD its Request for Release of Funds for these projects. In accordance with 24 CFR Part 58.35 of the HUD Environmental Review Procedures for Title I Community Development Block Grant Programs, the activities conducted under the programs listed below have been determined to be categorically excluded from the Environmental Assessment requirements of the National Environmental Policy Act. This notice is prepared on a programmatic basis.

7A PROGRAM

CD funds are used by the Department of Housing Preservation and Development (HPD) to address hazardous conditions by correcting code violations and to provide systems renovations through 7A Financial Assistance packages to buildings under the management of a 7A administrator. CD 35 Allocation: \$1,374,000.

ALTERNATIVE ENFORCEMENT PROGRAM

The Alternative Enforcement Program is an additional HPD enforcement mechanism that is intended to alleviate the serious physical deterioration of the most distressed multiple dwellings in New York City by forcing the owner to make effective repairs or have city government do so in a more comprehensive fashion so that emergency conditions are alleviated and the underlying physical conditions related to the emergency housing code violations are addressed.

As described in the law, an owner will be notified by HPD that, based upon criteria in the law, his or her multiple dwelling has been chosen for participation in the Alternative Enforcement Program. An owner will have four months to repair the violations, pay all outstanding HPD emergency repair charges and liens, submit a current and valid property registration statement and request an HPD re-inspection. If the owner fails to meet all of the requirements for discharge within the first four months, HPD will perform a building-wide inspection and issue an order outlining the action necessary to address the emergency conditions and the underlying causes of those conditions (to minimize recurrence of those conditions). HPD will prepare a scope of work that will address the conditions cited in the order. Should an owner fail to comply with the order (which is similar to the current issuance of repair orders for emergency conditions in privately owned properly covered under CD regulations by the Emergency Repair Program, although with a broader scope), HPD will perform the work. CD 35 Allocation: \$18,502,000.

PRIMARY PREVENTION PROGRAM

The Primary Prevention Program, a joint initiative between the Department of Housing Preservation and Development (HPD) and the Department of Health and Mental Hygiene (DOHMH) offers grants to building owners for lead treatment. The program provides grants to owners of multi-unit apartment houses and one-, two-, and multi-family homes built before 1960, the year New York City banned the use of lead-based paint. CD funds are used for projects in which at least 51% of the households are at or below the low- and moderate-income levels. In addition to federal funds, the Primary Prevention Program is also supported by City Capital funds to address lead-based paint hazards citywide. CD 35 Allocation: \$480,000.

AVENUE NYC

The Department of Small Business Services' Avenue NYC program promotes the economic viability of neighborhood retail areas. Some of the program's renovation activities

established to deal with the most common problems confronting commercial streets include grants for facade improvement and security improvements such as buddy buzzers, gates, and storefront lighting.
CD 35 Allocation: \$1,958,000.

MAYOR'S OFFICE FOR PEOPLE WITH DISABILITIES HOUSING SERVICES: PROJECT OPEN HOUSE

Under Project Open House, CD funds are used to remove architectural barriers from the homes of New York City residents (Section 8 income eligible) who have mobility impairments. CD 35 Allocation: \$236,000.

LANDMARKS HISTORIC PRESERVATION GRANT PROGRAM

The Landmarks Historic Preservation Grant Program provides grants to homeowners and not-for-profits who own or occupy a property that has been designated as a landmark, is located within a designated historic district or is listed in or is eligible to be listed in the National Register of Historic Places. Grants are awarded to homeowners and non-profits for facade improvement. Additionally, non-profits may be awarded grants for interior improvements provided the building has a designated interior.
CD 35 Allocation: \$187,000.

COMMUNITY ARTS DEVELOPMENT PROGRAM (CADP)

CADP, administered by the Department of Cultural Affairs, funds improvements to publicly-owned, not-for-profit-owned and privately-owned facilities; acquisition and installation of works of art in public facilities and, under special circumstances, in non-profit owned facilities.
CD 35 Allocation: \$138,000

UPGRADE OF HRA FACILITIES

The Human Resources Administration will use CD funds to rehabilitate client service facilities. Rehabilitation will include upgrade of main lobby areas, client communication systems, client bathrooms, Heating/Ventilation/Air Conditioning systems (HVAC), electrical systems and construction of new partitions. CD 35 Allocation: \$1,469,000.

CODE VIOLATION REMOVAL IN SCHOOLS

The Department of Education will use CD funds to prevent or remove code violations in New York City Schools. The activities may include the installation of emergency lighting, fire rated doors and hardware, fire alarm systems, fire suppression systems, fire extinguishers, flame proofing curtains, sprinkler/standpipe, potable water systems, sewage systems, kitchen ventilation/exhaust systems, heating/cooling/refrigeration systems; building elevator and sidewalk elevator upgrades; and the repair of damaged flooring, ceilings, electrical fixtures and wiring, and the emergency repainting of brick. CD 35 Allocation: \$5,000,000.

DFTA SENIOR CENTER IMPROVEMENTS

CD funds will be used for the renovation of the physical plant and the rectification of code violations in senior centers. Activities may include plumbing upgrade, installation of lighting and emergency lighting systems, security systems, air conditioning/heating/ventilation systems, kitchen fire extinguishing systems, hot water heaters, fire doors, and ramps, window upgrade/replacement, ceiling and roof rehabilitation, kitchen upgrade, bathroom renovation, re-wiring, floor replacement, handicapped access, and security and elevator improvements. CD 35 Allocation: \$2,166,000.

Environmental Review Records respecting the within projects have been made by the City of New York which document the environmental review of the projects. These Environmental Review Records are on file and copies may be obtained at the Office of Management and Budget, Community Development, 75 Park Place, 8th Floor, New York, New York 10007, between 10:00 A.M. and 5:00 P.M., Monday through Friday. Please call (212) 788-6177 to make an appointment to view or obtain a copy of the documents.

The City of New York will undertake the projects described above with CD funds from HUD, under Title I. The City of New York is certifying to HUD that the City and Budget Director Mark Page, in his official capacity as the Certifying Officer for the CD Program, consent to accept the jurisdiction of the federal courts if an action is brought to enforce responsibilities in relation to environmental reviews, decision-making and action and that these responsibilities have been satisfied. The legal effect of the certification is that upon its approval, New York City may use the CD funds, and HUD will have satisfied its responsibilities under the National Environmental Policy Act of 1969. HUD will accept an objection to its approval of the release of funds and acceptance of the certification only if it is on one of the following bases: a) That the certification was not in fact executed by the recipient's Certifying Officer, b) the recipient has failed to make one of the two findings pursuant to 58.41 or to make the written determination decision required by 58.47, 58.53 or 58.64 for the project as applicable, c) the recipient has omitted one or more of the steps set forth at Subparts F and G for the preparation and completion of an environmental assessment, d) the recipient has omitted one or more of the steps set forth at Subparts H and I for the preparation and completion of an environmental impact statement, e) the recipient did not comply with the historic review provisions of 36 CFR Part 800, f) with respect to a project for which a recipient has decided that 58.47, 58.53 or 58.64 apply, the recipient has failed to include in the ERR the written decision required, or its decision is not supported by the facts specified by the objecting party. Objections must be prepared and submitted in accordance with the required procedure (24 CFR Part 58), and may be addressed to HUD, Office of Community Planning and Development, 26 Federal Plaza, 35th Floor, New York, New York 10278. Objections to the release of funds on bases other than those stated above will not be considered by HUD. No objection received after March 31, 2009 will be considered by HUD.

City of New York: Office of Management and Budget, Mark Page, Budget Director. Date: March 6, 2009.

m6-12

LATE NOTICES

DESIGN COMMISSION

MEETING

Design Commission Meeting Agenda Monday, March 16, 2009

Public Meeting

3:00 p.m. Consent Items

- 23450: Conservation of the portrait of William V. Brady (1848) by Antonio Henry Wenzler, first floor lobby, City Hall, Manhattan. (Final)
- 23451: Conservation of the portrait of Reuben Fenton (1870) by William Page, second floor hallway, Mayor's side, City Hall, Manhattan. (Final)
- 23452: Conservation of the portrait of Andrew H. Green (1904) by Henry Mosler, first floor hallway, Mayor's side, City Hall, Manhattan. (Final)
- 23453: Conservation of the portrait of Horatio Seymour (1861) by Charles Loring Elliott, East Chamber, Governor's Room, City Hall, Manhattan. (Final)
- 23454: Conservation of the portrait of Baron Friedrich von Steuben (date unknown) by Gerlando Marsiglia, City Council Lounge, City Hall, Manhattan. (Final)
- 23455: Conservation of the portrait of David Thomas Valentine (1852) by Charles Wesley Jarvis, City Council Chamber, City Hall, Manhattan. (Final)
- 23456: Conservation of the portrait of Jacob Aaron Westervelt (1855) by Edward Mooney, City Council Lounge, City Hall, Manhattan. (Final)
- 23457: Conservation of the portrait of Robert Anderson (1861) by William Powell, City Council Committee Room, City Hall, Manhattan. (Preliminary)
- 23458: Conservation of the portrait of William Bainbridge (1814) by John Wesley Jarvis, City Council Committee Room, City Hall, Manhattan. (Preliminary)
- 23459: Conservation of the portrait of George Washington (date unknown) by M. M. Swett, City Council Chamber, City Hall, Manhattan. (Preliminary)
- 23460: Conservation and relocation of the Father Duffy Monument (ca. 1936) by Charles Keck, Father Duffy Square, 46th Street to 47th Street between Broadway and Seventh Avenue, Manhattan. (Final) (CC 3, CB 5) DPR
- 23461: Conservation of the George M. Cohan Monument (1958) by Georg John Lober, Father Duffy Square, 46th Street to 47th Street between Broadway and Seventh Avenue, Manhattan. (Final) (CC 3, CB 5) DPR
- 23462: Conservation and relocation of two commemorative flagpoles, Father Duffy Square, 46th Street to 47th Street between Broadway and Seventh Avenue, Manhattan. (Final) (CC 3, CB 5) DPR
- 23463: Conservation of the *Christopher Columbus Monument* (1869) by Emma Stebbins, Columbus Park (Cadman Plaza South), Montague Street and Court Street, Brooklyn. (Final) (CC 33, CB 2) DPR
- 23464: Repair of the west commemorative marker (*Heads of State Monument*) (1967) by Clarke and Rapuano, including the temporary installation of two bollards, New Amsterdam Entrance to the World's Fair, Flushing Meadows-Corona Park, Park Road, Queens. (Final) (CC 21, CB 4) DPR
- 23465: Reconstruction of Tremont Park, Phase I, Cross Bronx Expressway, Arthur Avenue, East Tremont Avenue and Third Avenue, Bronx. (Final) (CC 15, CB 6) DPR
- 23466: Construction of a synthetic turf field and playground, New Dorp Beach, Great Kills Park, New Dorp Lane, Cedar Grove Avenue, the Atlantic Ocean and Gateway National Recreation Area, Staten Island. (Preliminary and Final) (CC 50, CB 2) DPR
- 23467: Restoration of the Hill Drive Bridge (previously known as Breeze Hill Bridge and Terrace Bridge) and adjacent site work, Prospect Park, Brooklyn. (Preliminary and Final) (CC 39, CB 6) DOT/DPR
- 23468: Repainting of the 102nd Street Bridge over Hawtree Basin, Queens. (Preliminary and Final) (CC 32, CB 10) DOT
- 23469: Installation of streetscape improvements, including the construction of two triangles, northwest corner of East Houston Street and Avenue A and the northwest corner of East Houston Street and Avenue D, East Houston Street from Bowery to the FDR Drive, Manhattan. (Final) (CC 1 & 2, CB 3) DDC/DOT/DPR
- 23470: Rehabilitation of the Homecrest Health Center and adjacent site work, 1601 Avenue S, Brooklyn. (Preliminary and Final) (CC 48, CC 15) DDC
- 23471: Installation of prototypical signage, a book drop and railing, East Elmhurst Community Library, 95-06 Astoria Boulevard, Queens. (Preliminary and Final) (CC 25, CB 3) QL

- 23472: Installation of prototypical signage and a fence, Steinway Community Library, 21-45 31st Street, Queens. (Preliminary and Final) (CC 22, CB 1) QL
- 23473: Rehabilitation of the Manhattan Cruise Terminal, including the installation of a viewing platform, an entry plaza and signage, Pier 88 and Pier 90, 12th Avenue at West 48th Street and West 50th Street, Manhattan. (Final) (CC 3, CB 4) EDC
- 23474: Rehabilitation of the viaduct, including the reconstruction of the greenway and installation of fencing, Pier 88, Pier 90, Pier 92 and Pier 94, 12th Avenue between West 46th Street and West 53rd Street, Manhattan. (Final) (CC 3, CB 4) EDC

Public Hearing

- 3:05 p.m.
23475: Construction of a segment of the greenway as part of the Randall's Island master plan, beneath the Amtrak viaduct from the Bronx Kill to the Hell Gate rapids, Randall's Island, Manhattan. (Preliminary) (CC 8, CB 11) EDC/DPR
- 3:25 p.m.
23476: Construction of Bushwick Inlet Park as part of the Greenpoint and Williamsburg waterfront, Phase II, including the construction of a Parks Department headquarters building/comfort station, Kent Avenue between North Ninth Street and North 15th Street, Brooklyn. (Final) (CC 33, CB 1) DPR
- 3:45 p.m.
23402: Reconstruction of Aqueduct Walk, Aqueduct Avenue between West Kingsbridge Road and Burnside Avenue, Bronx. (Preliminary) (CC 14, CB 5 & 7) DPR
- 4:10 p.m.
23477: Installation of a prototypical newsstand, 1300 York Avenue, southeast corner of York Avenue and East 70th Street, Manhattan. (Preliminary and Final) (CC 5, CB 8) DConA

Design Commission meetings are held in the conference room on the third floor of City Hall, unless otherwise indicated. Please note that all times are approximate and subject to change without notice.

All attendees, including members of the public, are encouraged to arrive at least 45 minutes in advance of the estimated time; those who also plan to testify are encouraged to submit their testimony in writing at least three (3) business days in advance of the meeting date.

Any person requiring reasonable accommodation in order to participate should contact the Design Commission at least three (3) business days in advance of the meeting date.

Design Commission
City Hall, Third Floor, New York, NY 10007
Phone: (212) 788-3071, Fax: (212) 788-3086

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AGENCY PUBLIC HEARINGS ON CONTRACT AWARDS

"These Hearings may be cablecast on NYC TV Channel 74 on Sundays, from 5:00 p.m. to 7:00 p.m. For more information, visit: www.nyc.gov/tv" NOTE: Individuals requesting Sign Language Interpreters should contact the Mayor's Office of Contract Services, Public Hearings Unit, 253 Broadway, 9th Floor, New York, N.Y. 10007, (212) 788-7490, no later than SEVEN (7) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING. TDD users should call Verizon relay services.

SMALL BUSINESS SERVICES

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, March 19, 2009, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

IN THE MATTER of a proposed contract between the Department of Small Business Services (SBS) and the following Contractor listed below, to provide services to enhance and promote business and economic development within the target areas. The contract term shall be for 12 months from July 1, 2008 to June 30, 2009.

Contractor/Address/Target Area

St. Nicholas Neighborhood Preservation Corp.
11 Catherine Street, Brooklyn, NY 11211
Target Area: Brooklyn

Amount \$190,000.00 **PIN#** 801SBS90040

The proposed contractor is being funded through City Council Discretionary Funds Appropriation, pursuant to Section 1-02 (e) of the Procurement Board Rules.

A draft copy of the proposed contract is available for public inspection at the Department of Small Business Services, 110 William Street, 7th Floor, New York, NY 10038, from March 12, 2009 to March 19, 2009, excluding Weekends and Holidays, from 9:00 A.M. to 5:00 P.M.

Anyone who wishes to speak at this public hearing should request to do so in writing. The written request must be received by the Agency within 5 business days after publication of this notice. Written requests to speak should be sent to Mr. Daryl Williams, ACCO, Department of Small Business Services, 110 William Street, 7th Floor, New York, NY 10038, or email to: dwilliams@sbs.nyc.gov. If SBS receives no written requests to speak within the prescribed time, SBS reserves the right not to conduct the public hearing.

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READER'S GUIDE

The City Record (CR) is, published each business day and includes notices of proposed New York City procurement actions, contract awards, and other procurement-related information. Solicitation notices for most procurements valued at or above \$100,000 for information technology and for construction and construction related services, above \$50,000 for other services, and above \$25,000 for other goods are published for at least one day. Other types of procurements, such as sole source, require notice in the City Record for five consecutive days. Unless otherwise specified, the agencies and offices listed are open for business Mondays thru Fridays from 9:00 A.M. to 5:00 P.M. except legal holidays.

NOTICE TO ALL NEW YORK CITY CONTRACTORS

The New York State Constitution ensures that all laborers, workers or mechanics employed by a contractor or subcontractor doing public work are to be paid the same wage rate that prevails in the trade where the public work is being done. Additionally, New York State Labor Law §§ 220 and 230 provide that a contractor or subcontractor doing public work in construction or building service must pay its employees no less than the prevailing wage. Section 6-109 (the Living Wage Law) of the New York City Administrative Code also provides for a "living wage", as well as prevailing wage, to be paid to workers employed by City contractors in certain occupations. The Comptroller of the City of New York is mandated to enforce prevailing wage. Contact the NYC Comptrollers Office at www.comptroller.nyc.gov, click on Labor Law Schedules to view rates.

New York City's "Burma Law" (Local Law No. 33 of 1997) No Longer to be Enforced. In light of the United States Supreme Court's decision in **Crosby v. National Foreign Trade Council**, 530 U.S. 363 (2000), the City has determined that New York City's Local Law No. 33 of 1997 (codified in Administrative Code Section 6-115 and Charter Section 1524), which restricts City business with banks and companies doing business in Burma, is unconstitutional. This is to advise, therefore, that the language relating to Burma contained in existing New York City contracts may not be enforced.

CONSTRUCTION/CONSTRUCTION SERVICES OR CONSTRUCTION RELATED SERVICES

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.

VENDOR ENROLLMENT APPLICATION

New York City procures approximately \$7 billion worth of goods, services, construction and construction-related services every year. The NYC Procurement Policy Board Rules require that agencies primarily solicit from established mailing lists called bidder/proposer lists. To register for these lists-free of charge-, prospective suppliers should fill out and submit the NYC-FMS Vendor Enrollment application.

- Online at <http://nyc.gov/selltonyc>

- To request a hardcopy application, call the Vendor Enrollment Center at (212) 857-1680.

Attention Existing Suppliers:

Even if you already do business with NYC agencies, be sure to fill out an application. We are switching over to citywide, centralized Bidders Lists instead of the agency-specific lists previously used to issue notices about upcoming contract opportunities. To continue receiving notices of New York City contract opportunities, you must fill out and submit a NYC-FMS Vendor Enrollment application.

If you are uncertain whether you have already submitted an application, call us at (212) 857-1680.

SELLING TO GOVERNMENT TRAINING WORKSHOP

New and experienced vendors are encouraged to register for a free training course on how to do business with New York City. "Selling to Government" workshops are conducted by the Department of Small Business Services, 110 William Street, New York, NY 10038. Morning and afternoon sessions are convened on the first Tuesday of each month. For more information, and to register, call (212) 618-8845.

PRE-QUALIFIED LIST

New York City procurement policy permits agencies to develop and solicit from pre-qualified lists of vendors, under prescribed circumstance. When it is decided by an agency to develop a pre-qualified list, criteria for pre-qualification must be clearly explained in the solicitation and notice of the opportunity to pre-qualify for that solicitation must be published in at least five issues of the CR.

Information and qualification questionnaires for inclusion on such list may be obtained directly from the Agency Chief Contracting Officer at each agency, (see Vendor Information Manual). A completed qualification Questionnaire may be submitted to the Chief Contracting Officer at any time, unless otherwise indicated and action (approval or denial) shall be taken by the agency within 90 days from the date of submission. Any denial or revocation of pre-qualified status can be appealed to the Office of Administrative Trials and Hearings, (OATH), Section 3-11 of the Procurement Policy Board Rules describes the criteria for the general use of pre-qualified lists.

NON-MAYORAL ENTITIES

The following agencies are not subject to Procurement Policy Board rules and do not follow all of the above procedures: City University, Department of Education, Metropolitan Transportation Authority, Health & Hospitals Corporation, Housing Authority. Suppliers interested in applying for inclusion on bidders list should contact these entities directly (see Vendor Information Manual) at the addresses given.

PUBLIC ACCESS CENTER

The Public Access Center is available to suppliers and the public as a central source for supplier-related information through on-line computer access. The Center is located at 253 Broadway, 9th floor, in lower Manhattan, and is open Monday through Friday from 10:00 A.M to 3:00 P.M. For information, contact the Mayor's Office of Contract Services at (212) 788-0010.

ATTENTION: NEW YORK CITY MINORITY AND WOMEN OWNED BUSINESS ENTERPRISES

Join the growing number of Minority and Women Owned Business Enterprises (M/WBEs) that are competing for New York City's business. In order to become certified for the program, your company must substantiate that it: (1) is at least fifty-one percent (51%) owned, operated and controlled by a minority or woman and (2) is either located in New York City or has a significant tie to New York City's business community. To obtain a copy of the certification application and to learn more about the program, contact the New York City Department of Small Business Services, 110 William Street, 2nd Floor, New York, New York 10038 (212) 513-6311.

PROMPT PAYMENT

It is the policy of the City of New York to pay its bills promptly. The Procurement Policy Board Rules generally require that the City pay its bills within 30 days after the receipt of a proper invoice. The City now pays interest on all late invoices. The grace period that formerly existed was eliminated on July 1, 2000. However, there are certain types of payments that are not eligible for interest. These are listed in Section 4-06 of the Procurement Policy Board Rules. The Comptroller and OMB determine the interest rate on late payments twice a year, in January and in July.

PROCUREMENT POLICY BOARD RULES

The Rules may also be accessed on the City Website, <http://nyc.gov/selltonyc>

COMMON ABBREVIATIONS USED IN THE CR

The CR contains many abbreviations. Listed below are simple explanations of some of the most common ones appearing in the CR:

- AB Acceptable Brands List
- AC Accelerated Procurement
- AMT Amount of Contract
- BL Bidders List
- CSB Competitive Sealed Bidding (including multi-step)
- CB/PQ CB from Pre-qualified Vendor List
- CP Competitive Sealed Proposal (including multi-step)
- CP/PQ CP from Pre-qualified Vendor List
- CR The City Record newspaper
- DA Date bid/proposal documents available
- DUE Bid/Proposal due date; bid opening date
- EM Emergency Procurement
- IG Intergovernmental Purchasing
- LBE Locally Based Business Enterprise
- M/WBE Minority/Women's Business Enterprise
- NA Negotiated Acquisition
- NOTICE.... Date Intent to Negotiate Notice was published in CR
- OLB..... Award to Other Than Lowest Responsible & Responsive Bidder/Proposer
- PIN..... Procurement Identification Number
- PPB Procurement Policy Board
- PQ Pre-qualified Vendors List
- RS..... Source required by state/federal law or grant
- SCE Service Contract Short-Term Extension
- DP Demonstration Project
- SS Sole Source Procurement
- ST/FED Subject to State &/or Federal requirements

KEY TO METHODS OF SOURCE SELECTION

The Procurement Policy Board (PPB) of the City of New York has by rule defined the appropriate methods of source selection for City procurement and reasons justifying their use. The CR procurement notices of many agencies include an abbreviated reference to the source selection method utilized. The following is a list of those methods and the abbreviations used:

- CSB **Competitive Sealed Bidding** (including multi-step)
Special Case Solicitations / Summary of Circumstances:
- CP **Competitive Sealed Proposal** (including multi-step)
- CP/1 Specifications not sufficiently definite
- CP/2 Judgement required in best interest of City
- CP/3 Testing required to evaluate
- CB/PQ/4
- CP/PQ/4 **CB or CP from Pre-qualified Vendor List/** Advance qualification screening needed
- DP Demonstration Project
- SS **Sole Source Procurement/**only one source
- RS..... Procurement from a Required Source/ST/FED
- NA Negotiated Acquisition
For ongoing construction project only:
- NA/8 Compelling programmatic needs

- NA/9 New contractor needed for changed/additional work
- NA/10 Change in scope, essential to solicit one or limited number of contractors
- NA/11 Immediate successor contractor required due to termination/default
For Legal services only:
- NA/12 Specialized legal devices needed; CP not advantageous
- WA **Solicitation Based on Waiver/Summary of Circumstances** (Client Services/BSB or CP only)
- WA1 Prevent loss of sudden outside funding
- WA2 Existing contractor unavailable/immediate need
- WA3 Unsuccessful efforts to contract/need continues
- IG **Intergovernmental Purchasing** (award only)
- IG/F Federal
- IG/S State
- IG/O Other
- EM **Emergency Procurement** (award only) An unforeseen danger to:
- EM/A Life
- EM/B Safety
- EM/C Property
- EM/D A necessary service
- AC **Accelerated Procurement/**markets with significant short-term price fluctuations
- SCE **Service Contract Extension/**insufficient time; necessary service; fair price
Award to Other Than Lowest Responsible & Responsive Bidder or Proposer / Reason (award only)
- OLB/a anti-apartheid preference
- OLB/b local vendor preference
- OLB/c recycled preference
- OLB/d other: (specify)

HOW TO READ CR PROCUREMENT NOTICES

Procurement Notices in the CR are arranged by alphabetically listed Agencies, and within Agency, by Division if any. The notices for each Agency (or Division) are further divided into three subsections: Solicitations, Awards; and Lists & Miscellaneous notices. Each of these subsections separately lists notices pertaining to Goods, Services, or Construction.

Notices of Public Hearings on Contract Awards appear at the end of the Procurement Section. At the end of each Agency (or Division) listing is a paragraph giving the specific address to contact to secure, examine and/or to submit bid or proposal documents, forms, plans, specifications, and other information, as well as where bids will be publicly opened and read. This address should be used for the purpose specified UNLESS a different one is given in the individual notice. In that event, the directions in the individual notice should be followed. The following is a SAMPLE notice and an explanation of the notice format used by the CR.

SAMPLE NOTICE:

POLICE

DEPARTMENT OF YOUTH SERVICES

■ SOLICITATIONS

Services (Other Than Human Services)

BUS SERVICES FOR CITY YOUTH PROGRAM – Competitive Sealed Bids – PIN# 056020000293 – DUE 04-21-03 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.
NYPD, Contract Administration Unit, 51 Chambers Street, Room 310, New York, NY 10007. Manuel Cruz (646) 610-5225.

☛ m27-30

ITEM	EXPLANATION
POLICE DEPARTMENT	Name of contracting agency
DEPARTMENT OF YOUTH SERVICES	Name of contracting division
■ SOLICITATIONS	Type of Procurement action
<i>Services (Other Than Human Services)</i>	Category of procurement
BUS SERVICES FOR CITY YOUTH PROGRAM	Short Title
CSB	Method of source selection
PIN # 056020000293	Procurement identification number
DUE 04-21-03 AT 11:00 am	Bid submission due 4-21-03 by 11:00 am; bid opening date/time is the same.
<i>Use the following address unless otherwise specified in notice, to secure, examine-submit bid/proposal documents; etc.</i>	Paragraph at the end of Agency Division listing giving contact information, or submit bid/information or and Agency Contact address
	NYPD, Contract Administration Unit 51 Chambers Street, Room 310 New York, NY 10007. Manuel Cruz (646) 610-5225.
☛	Indicates New Ad
m27-30	Date that notice appears in City Record

NUMBERED NOTES

Numbered Notes are Footnotes. If a Numbered Note is referenced in a notice, the note so referenced must be read as part of the notice. **1.** All bid deposits must be by company certified check or money order made payable to Agency or Company.