



THE CITY RECORD

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THE CITY RECORD

MICHAEL R. BLOOMBERG, Mayor

EDNA WELLS HANDY, Commissioner, Department of Citywide Administrative Services.
ELI BLACHMAN, Editor of The City Record.

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PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

BANKING COMMISSION

MEETING

PLEASE TAKE NOTICE THAT THERE WILL BE A Meeting of the Banking Commission on Wednesday, February 23, 2011 at 2:00 P.M. in the Executive Conference Room at 66 John Street, 12th Floor, Manhattan.

f17-22

MANHATTAN BOROUGH PRESIDENT

MEETING

The Borough President and Borough Board are holding meetings to hear your comments regarding the Mayor's preliminary budget submission. Please come testify to let them know if your community's priorities are addressed by the Mayor's plan.

FY 2012 BUDGET MEETING will be held on Tuesday, March 1st, 2011 from 12:00 P.M. to 2:00 P.M. at Municipal Building, 1 Centre Street, 19th Floor South, New York, NY 10017.

Testimony will be taken on a first come first serve basis. Please bring three copies of your testimony and limit your remarks to 3-5 minutes.

For additional information call (212) 669-4451.

f18-22

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, February 24, 2011 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.

CD06 - BSA #164-60 BZ -- IN THE MATTER of an application submitted by Carl A Sulfaro, Esq. on behalf of Steven Scott, Inc., pursuant to Section 11-411 of the NYC Zoning Resolution, to extend the term of a previously granted variance for an additional period of ten years beyond April 10,

2009 for an existing gasoline service station with accessory uses and to waive the rules of procedure in a C1-3/R3-2 district located at 100-20 Metropolitan Avenue, Block 3895, Lot 32, Zoning Map 14b, Forest Hills, Borough of Queens.

CD07 - BSA #156-03 BZ -- IN THE MATTER of an application submitted by Goldman Harris, LLC on behalf of Northern RKO LLC, pursuant to Section 72-21 of the NYC Zoning Resolution, to amend of a previously approved variance which was granted on December 13, 2005 to allow construction of a 17-story mixed-use building with 357 residential units in a C2-2 district located at 135-35 Northern Boulevard, Block 4958, Lot 38 and 48, Zoning Map 10a, Flushing, Borough of Queens.

CD11 - BSA #90-10 BZ -- IN THE MATTER of an application submitted by James Chin & Associates, LLC, on behalf of Chan Ahn, pursuant to Section 72-21 of the NYC Zoning Resolution for a variance to legalize the existing perimeter wall height, side yard and rear yard regulations of an existing two story house of worship building (U.G. 4A) in an R2A district, located at 58-06 Springfield Boulevard, Block 7471, Lots 7 and 45, Zoning Map 11b, Bayside, Borough of Queens.

CD11 - BSA #227-10 BZ -- IN THE MATTER of an application submitted by Eric Palatnik, P.C. on behalf of Power Test Realty Company Limited Partnership, pursuant to Section 11-411 of the NYC Zoning Resolution to reopen and extend the term of a previously issued variance which expired on October 11, 2000 and to amend the previous approval to legalize the modifications to the fuel dispensing islands for the continued use as an automotive service station (U.G. 16) in an C2-2/R3-2 district located at 204-12 Northern Boulevard, Block 7301, Lot 11, Zoning Map 10d, Bayside, Borough of Queens.

CD07 - ULURP #100457 ZMQ -- IN THE MATTER of an application submitted by Akerman Senterfitt, LLP on behalf of 10-24 Associates, LLC pursuant to Sections 197-c and 201 of the NYC Charter, for an amendment to zoning map 7d:

- changing from an R2A district to an R3-1 district property bounded by 10th Avenue, 154th Street, 11th Avenue and a line 100 feet westerly of 154th Street; and
- establishing within an existing and proposed R3-1 district a C2-2 district bounded by 10th Avenue, 154th Street, 11th Avenue and a line 135 feet westerly of 154th Street;

Block 4539, Lots 52, 57, 58, 61 and 66, Zoning Map 7d, Flushing, Borough of Queens.

CD01- ULURP #110031 ZSQ -- IN THE MATTER of an application submitted by HANAC, Inc, pursuant to Section 74-511 of the NYC Zoning Resolution, for a Special Permit to facilitate development of a Public Garage with rooftop parking in an R6 District located at 25-03 29th Street, Block 839, Lot 1, Zoning Map 9A, Astoria, Borough of Queens. (Related application ULURP #110166 ZMQ)

CD01- ULURP #110166 ZMQ -- IN THE MATTER of an application submitted by HANAC, Inc., pursuant to Section 197-c of the NYC Charter, for a zoning map amendment changing the depth of an existing C1-3 overlay from 100 feet to 150 feet, Block 839, Lot 1, Zoning Map 9A, Borough of Queens. (Related application ULURP #110031 ZSQ)

f18-24

CITY PLANNING COMMISSION

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN THAT RESOLUTIONS Have been adopted by the City Planning Commission Scheduling public hearings on the following matters to be held at Spector Hall, 22 Reade Street New York, New York, on Wednesday, March 2, 2011 at 10:00 A.M.

BOROUGH OF MANHATTAN

No. 1

WEST 129TH STREET

CD 10 C 110068 MMM IN THE MATTER OF an application submitted by the New York City Housing Authority pursuant to Sections 197-c and 199 of the New York City Charter, and Section 5-430 et seq. of the New York City Administrative Code, for an amendment to the City Map involving:

- the elimination, discontinuance and closing of a cul-de-sac in West 129th Street west of Adam Clayton Powell Jr. Boulevard;
- the establishment of West 129th Street westerly thereof; and
- the modification of grades necessitated thereby,

including authorization for any acquisition or disposition of real property related thereto, in accordance with Map No. 30226, dated November 8, 2010 and signed by the Borough President.

Nos. 2 & 3

SOUTH JAMAICA REZONING

No. 2

CD 12 C 110145 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. 14d, 18c, 18d, 19a and 19b:

- eliminating from within an existing R3-2 District a C1-2 District bounded by:
 - 110th Avenue/Brinkerhoff Avenue, 153rd Street, 111th Avenue, and a line 150 feet southwesterly of Sutphin Avenue;
 - 112th Avenue, a line 150 feet northeasterly of Sutphin Boulevard, 115th Avenue, Sutphin Boulevard, 115th Avenue, a line 100 feet southwesterly of Sutphin Boulevard, a line 150 feet southeasterly of Linden Boulevard, 149th Street, Linden Boulevard, a line 150 feet southwesterly of Sutphin Boulevard, the southwesterly centerline prolongation of 113th Avenue, and Sutphin Boulevard;
 - Foch Boulevard, a line midway between 164th Street and Guy R. Brewer Boulevard, 118th Avenue, Guy R. Brewer Boulevard, a line midway between 118th Road and 119th Avenue, and a line 150 feet southwesterly of Guy R. Brewer Boulevard;
 - 121st Avenue, a line 150 feet northeasterly of Sutphin Boulevard, 122nd Avenue, and Sutphin Boulevard;
 - a line 100 feet southerly of 123rd Avenue, 142nd Place, Rockaway Boulevard, 143rd Street, a line 100 feet southerly of Rockaway Boulevard, the easterly service road of the Van Wyck Expressway, Rockaway Boulevard, and 140th Street;
 - 118th Road, Merrick Boulevard, Victoria Road, Merrill Street, 119th Avenue, and a line 150 feet southwesterly of Merrick Boulevard;

- g. Garrett Street, Farmers Boulevard, Westgate Street, a line 150 feet easterly of Farmers Boulevard, Bedell Street, Farmers Boulevard, 137th Avenue, and a line 150 feet westerly of Farmers Boulevard; and
- h. a line 150 feet northerly of 140th Avenue, Southgate Street, 140th Avenue, and Bedell Street;
2. eliminating from within an existing R4 District a C1-2 District bounded by 109th Avenue, Guy R. Brewer Boulevard, a line 150 feet southeasterly of 109th Avenue, and Union Hall Street;
3. eliminating from within an existing R3-2 District a C1-3 District bounded by 119th Avenue, a line 100 feet southwesterly of Sutphin Boulevard, a line 100 feet southeasterly of 119th Avenue, and a line midway between 147th Street and Sutphin Boulevard;
4. eliminating from within an existing R3-2 District a C1-4 District bounded by a line 100 feet northeasterly of Merrick Boulevard, Anderson Road, Merrick Boulevard, and Leslie Road;
5. eliminating from within an existing R3A District a C1-4 District bounded a line 300 feet northwesterly of Sunbury Road, a line 100 feet southwesterly of Irwin Place, Sunbury Road, and Merrick Boulevard;
6. eliminating from within an existing R4B District a C1-4 District bounded a line 100 feet northeasterly of Merrick Boulevard, Leslie Road, Merrick Boulevard, and Ursina Road;
7. eliminating from within an existing R3-2 District a C2-2 District bounded:
- a. Phroane Avenue, a line 150 feet northeasterly of Guy R. Brewer Boulevard, Linden Boulevard, Dillon Street, a line 150 feet northwesterly of Linden Boulevard, a line 100 feet southwesterly of Guy R. Brewer Boulevard, 112th Road, and Guy R. Brewer Boulevard;
- b. 115th Avenue, Sutphin Boulevard, 115th Avenue, a line 150 feet northeasterly of Sutphin Boulevard, 116th Avenue, a line 150 feet northeasterly of Sutphin Boulevard, 119th Avenue, Sutphin Boulevard, 119th Avenue, a line 150 feet southwesterly of Sutphin Boulevard, Foch Boulevard, a line 100 feet southwesterly of Sutphin Boulevard, 116th Avenue, 149th Street, a line 200 feet northerly of 116th Avenue, and a line 100 feet westerly of Sutphin Boulevard,
- c. a line 150 feet northerly of Rockaway Boulevard, 147th Street, Rockaway Boulevard, 150th Street, a line 150 feet southerly of Rockaway Boulevard, and Inwood Street;
- d. Foch Boulevard, Merrick Boulevard, 118th Road, and a line 150 feet southwesterly of Merrick Boulevard;
- e. 125th Avenue, Merrick Boulevard, a line perpendicular to the southerly street line of Merrick Boulevard distant 125 feet northwesterly (as measured along the street line) from the point of intersection of the southerly street line of Merrick Boulevard and the southwesterly street line of Belknap Street, a line 100 feet
- f. northeasterly of Mathewson Court, a line 100 feet southeasterly of Farmers
- g. Boulevard, Mathewson Court, Farmers Boulevard, and a line 100 feet southwesterly of Merrick Boulevard; and
- h. 137th Avenue, Farmers Boulevard, Bedell Street, a line 150 feet southeasterly of Farmers Boulevard, a line 100 feet northerly of 140th Avenue, Farmers Boulevard, 143rd Road, 174th Street, and a line 150 feet northwesterly of Farmers Boulevard;
8. eliminating from within an existing R4 District a C2-2 District bounded by 108th Avenue, Sutphin Boulevard, 108th Avenue, a line 100 feet northeasterly of Sutphin Boulevard, 110th Avenue/Brinkerhoff Avenue, a line 150 feet southwesterly of Sutphin Boulevard, the southwesterly prolongation of the southeasterly street line of 109th Avenue, Sutphin Boulevard, 109th Avenue, and a line 150 feet southwesterly of Sutphin Boulevard;
9. eliminating from within an existing R6 District a C2-2 District bounded by a line 150 feet northerly of Rockaway Boulevard, a line perpendicular to the southwesterly street line of Sutphin Boulevard and passing through the point of intersection of a line 150 feet northerly of Rockaway Boulevard and a line 100 feet southwesterly of Sutphin Boulevard, Sutphin Boulevard, Rockaway Boulevard, and 147th Street;
10. eliminating from within an existing R5B District a C2-3 District bounded by a line 115 feet southeasterly of 116th Avenue, Merrick Boulevard, Foch Boulevard, a line 100 feet southwesterly of Merrick Boulevard, a line 200 feet southeasterly of 116th Avenue, and 171st Street;
11. changing from an R3-2 District to an R2 District property bounded by:
- a. 137th Avenue, Eastgate Plaza, Sloan Street, 139th Avenue, Southgate Plaza, 104th Avenue, Thurston Street, and Westgate Street;
- b. 137th Avenue, a line 100 feet westerly of Farmers Boulevard, 139th Road, and 175th Street;
- c. the southwesterly boundary line of the Long Island Railroad right-of way (Old Southern Division), 141st Street and its easterly centerline prolongation, 184th Street, Edgewood Avenue, 140th Avenue, the northwesterly prolongation of the southwesterly street line of 180th Street, a line 100 feet northwesterly of 140th Avenue, a line 150 feet easterly of Farmers Boulevard, a line perpendicular to the northeasterly street line of 182nd Street distant 100 feet southeasterly (as measured along the street line) from the point of intersection of the northeasterly street line of 182nd Street and the easterly street line of Farmers Boulevard, a line midway between Bedell Street and 182nd Street, a line perpendicular to the southwesterly street line of Bedell Street distant 100 feet southeasterly (as measured along the street line) from the point of intersection of the southwesterly street line of Bedell Street and the easterly street line of Farmers Boulevard, Bedell Street, and a line perpendicular to the southwesterly street line of Westgate Street distant 160 feet southeasterly (as measured along the street line) from the point of intersection of the southwesterly street line of Westgate Street and the easterly street line of Farmers Boulevard; and
- d. 137th Avenue, a line midway between 169th Street and 170th Street, 140th Avenue, and a line midway between 167th Street and 168th Street;
12. changing from a C8-1 District to an R2 District property bounded by a line 100 feet northwesterly of Merrick Boulevard, a line 260 feet northeasterly of Montauk Street, a line 100 feet southeasterly of Williamson Avenue, and Montauk Street;
13. changing from an R3-2 District to an R3-1 District property bounded by:
- a. Sayres Avenue, the westerly street line of former 166th Street, Linden Boulevard, and Guy R. Brewer Boulevard;
- b. a line midway between 113th Avenue and Linden Boulevard, 157th Street, 115th Road, and 155th Street;
- c. Bascom Avenue, 142nd Street, a line midway between Bascom Avenue and Sutter Avenue, a line 100 feet westerly of 143rd Street, 133rd Avenue, 142nd Street, 135th Avenue, a line midway between 140th Street and 142nd Street, 133rd Avenue, a line 100 feet northeasterly of 140th Street, 130th Avenue, a line 150 feet northeasterly of 140th Street, a line perpendicular to the northeasterly street line of 140th Street distant 100 feet south easterly (as measured along the street line) from the point of intersection of the northeasterly street line of 140th Street and the southerly street line of Sutter Avenue, and 140th Street;
- d. a line 100 feet southerly of Sutter Avenue, 145th Street, 135th Avenue, the westerly boundary line of a park and its northerly and southerly prolongations, 133rd Avenue, and a line midway between 143rd Street and 144th Street;
- e. 137th Avenue, a line midway 167th Street and 168th Street, 140th Avenue, and Guy R. Brewer Boulevard;
- f. Eastgate Plaza, Springfield Boulevard, 144th Avenue, 185th Street, a line 465 feet southerly of 141st Avenue, a line 100 feet easterly of 185th Street, a line 100 feet southerly of 141st Avenue, a line 170 feet easterly of 185th Street, 141st Avenue and its easterly centerline prolongation, the southwesterly boundary line of the Long Island Railroad right-of way (Old Southern Division), a line perpendicular to the southwesterly street line of Westgate Street distant 160 feet southeasterly (as measured along the street line) from the point of intersection of the southwesterly street line of Westgate Street and the easterly street line of Farmers
- Westgate Street and the easterly street line of Farmers
- Boulevard, Westgate Street, Thurston Street, 140th Avenue, Southgate Plaza, 139th Avenue, and Sloan Street;
14. changing from an R2 District to an R3-2 District property bounded by a line 175 feet northwesterly of 122nd Avenue, a line 110 feet easterly of Farmers Boulevard, a line 110 feet northeasterly of Nellis Street, 122nd Avenue, a line 230 feet southwesterly of Milburn Street, a line 660 feet northwesterly of Nashville Boulevard, Nellis Street, a line 470 feet northwesterly of Nashville Boulevard, Montauk Street and its northwesterly centerline prolongation, and Farmers Boulevard;
15. changing from an R5B District to an R3-2 District property bounded by a line 115 feet southeasterly of 116th Avenue, Merrick Boulevard, Foch Boulevard, a line 100 feet southwesterly of Merrick Boulevard, a line 200 feet southeasterly of 116th Avenue, and 171st Street;
16. changing from a C8-1 District to an R3-2 District property bounded by:
- a. Linden Boulevard, Guy R. Brewer Boulevard, the southwesterly prolongation of a line 100 feet southeasterly of 115th Avenue, and the southwesterly boundary line of the Long Island Railroad right-of way (Old Southern Division); and
- b. Anderson Road, a line 120 feet northeasterly of Merrick Boulevard, a line midway between Zoller Road and Eveleth Road, and a line 100 feet northeasterly of Merrick Boulevard;
17. changing from an M1-1 District to an R3-2 District property bounded by:
- a. Farmers Boulevard, Montauk Street and its northwesterly centerline prolongation, a line perpendicular to the southwesterly street line of Montauk Street distant 135 feet southeasterly (as measured along the street line) from the point of intersection of the southwesterly street line of Montauk Street and the southeasterly street line of 122nd Avenue, and the northeasterly boundary line of the Long Island Railroad right-of way (Montauk Division); and
- b. Mars Place, Farmers Boulevard, Sidway Place, and a line 100 feet southeasterly of Eveleth Road;
18. changing from an R3-2 District to an R3A District property bounded by:
- a. 104th Avenue, Remington Street and its southeasterly centerline prolongation, 109th Avenue, 143rd Street, 110th Avenue/Brinkerhoff Avenue, a line 100 feet southwesterly of Sutphin Avenue, 111th Avenue, a line 150 feet southwesterly of Sutphin Avenue, a line 165 feet southeasterly of 111th Avenue, a line 100 feet southwesterly of Sutphin Avenue, a line 100 feet southeasterly of Linden Boulevard, a line 100 feet northeasterly of 149th Street, a line 100 feet southwesterly and westerly of Sutphin Avenue, 149th Street, 116th Avenue, a line 100 feet southwesterly of Sutphin Avenue, a line perpendicular to the northeasterly street line of 148th Street distant 165 feet northwesterly (as measured along the street line) from the point of intersection of the northeasterly street line of 148th Street and the northerly street line of Foch Boulevard, 148th Street, Foch Boulevard, a line 125 feet southwesterly of Sutphin Avenue, a line 100 feet southeasterly of Foch Boulevard, a line 100 feet southwesterly of Sutphin Avenue, a line 100 feet southeasterly of 119th Avenue, a line 150 feet southwesterly of Sutphin Avenue, 120th Avenue, a line 100 feet northeasterly of 147th Street, a line 100 feet southeasterly of 120th Avenue, a line 80 feet northeasterly of 147th Street, a line 115 feet northwesterly of 123rd Avenue, Sutphin Boulevard, a line 220 feet southeasterly of 123rd Avenue, 147th Street, a line 100 feet northerly of Rockaway Boulevard, 143rd Street, 123rd Avenue, a line 100 feet westerly of 143rd Street, a line 100 feet southerly of 123rd Avenue, 140th Street, Rockaway Boulevard, and the northeasterly service road of the Van Wyck Expressway; and excluding the area bounded by 111th Avenue, 145th Street, a line 425 feet northwesterly of Linden Boulevard, Inwood Street, a line 460 feet northwesterly of Linden Boulevard, a line midway between Inwood Street and 146th Street, a line 300 feet northwesterly of 115th Avenue, Inwood Street, a line 400 feet northwesterly of 115th Avenue, a line midway between 145th Street and Inwood Street, 115th Avenue, 144th Street,

- Linden Boulevard, 143rd Street, a line 300 feet northwesterly of Linden Boulevard, 144th Street, a line 340 feet northwesterly of Linden Boulevard, and a line midway between 144th Street and 145th Street;
- b. 110th Avenue/Brinkerhoff Avenue, a line midway between Union Hall Street and Guy R. Brewer Boulevard, 111th Avenue, a line perpendicular to the northwesterly street line of Claude Avenue distant 115 feet southwesterly (as measured along the street line) from the point of intersection of the northwesterly street line of Claude Avenue and the southwesterly street line of Guy R. Brewer Boulevard, Claude Avenue, a line 100 feet northeasterly of Dillon Street, Mathias Avenue, a line 100 feet southwesterly of Guy R. Brewer Boulevard, Linden Boulevard, the southwesterly boundary line of the Long Island Railroad right-of way (Old Southern Division), Guy R. Brewer Boulevard, 116th Avenue, 157th Street, 116th Avenue, Barron Street, Foch Boulevard, a line 650 feet southwesterly of 155th Street, 118th Avenue, 152nd Street, 119th Avenue, 153rd Street, a line midway between 119th Avenue and 119th Road, a line 100 feet northeasterly of Sutphin Boulevard, 115th Avenue, a line 100 feet northeasterly of Sutphin Boulevard, a line 125 feet northwesterly of 114th Road, a line 150 feet northeasterly of Sutphin Boulevard, Linden Boulevard, and a line 100 feet northeasterly of Sutphin Boulevard; and excluding the area bounded a line midway between 113th Avenue and Linden Boulevard, 157th Street, 115th Road, and 155th Street;
- c. 110th Avenue/Brinkerhoff Avenue, a line 100 feet southwesterly of Merrick Boulevard, 111th Avenue, 170th Street, Sayres Avenue, Merrick Boulevard, 113th Avenue, a line 130 feet southwesterly of Merrick Boulevard, Linden Boulevard, 170th Street, a line 200 feet southeasterly of Linden Boulevard, a line 100 feet southwesterly of Merrick Boulevard, 171st Street, a line 100 feet northwesterly of Foch Boulevard, a line midway between 170th Street and 171st Street, a line 280 feet northwesterly of Foch Boulevard, 170th Street, a line 310 feet northeasterly of Foch Boulevard, 169th Street, a line 195 feet southeasterly of 116th Avenue, 168th Street, 116th Avenue, 167th Street, Foch Boulevard, Smith Street, a line 100 feet southeasterly of Foch Boulevard, a line midway between 169th Street and 170th Street, a line 100 feet northwesterly of 118th Avenue, 170th Street, a line midway between Foch Boulevard and 118th Avenue, a line 100 feet southwesterly of Merrick Boulevard, a line 100 feet southeasterly of 119th Avenue, Merrick Street, a line midway between 119th Avenue and 119th Road and its southwesterly prolongation, a line 100 feet southwesterly of Ring Place, 120th Avenue, 172nd Street, a line midway between Victoria Drive and Amelia Road, a line 100 feet southwesterly of Merrick Street, Victoria Drive, Merrick Street, Victoria Road, a line 100 feet northeasterly of Merrick Street, a line 150 feet northwesterly of Baisley Boulevard, Merrick Street, a line 160 feet southeasterly of Brocher Road, a line 100 feet southwesterly of Merrick Street, a line 100 feet southeasterly of Brocher Road, a line 440 feet southwesterly of Merrick Street, a line 75 feet southeasterly of Brocher Road, 172nd Street, Baisley Boulevard, the southwesterly boundary line of the Long Island Railroad right-of way (Old Southern Division), 120th Avenue, Bedell Street, 168th Street, Baisley Boulevard, 167th Street, a line 190 feet northwesterly of Baisley Boulevard, 166th Street, Baisley Boulevard, Lakeview Lane, 122nd Avenue, Lake View Boulevard East, 118th Avenue, Long Street, Foch Boulevard, a line 100 feet southwesterly of Guy R. Brewer Boulevard, 118th Avenue, Guy R. Brewer Boulevard, 119th Avenue, a line 100 feet southwesterly of 164th Street, Foch Boulevard, the southwesterly boundary line of the Long Island Railroad right-of way (Old Southern Division), Guy R. Brewer Boulevard, a line 100 feet southeasterly of 115th Avenue, Marsden Street, 115th Avenue, 165th Street, Linden Boulevard, 167th Street, Sayres Avenue, a line 100 feet northeasterly of Guy R. Brewer Boulevard, 110th Road, and a line midway between Guy R. Brewer Boulevard and 164th Street;
- d. 125th Avenue, a line 620 feet southwesterly of Merrick Street, a line 75 feet northwesterly of 125th Avenue, a line 475 feet southwesterly of Merrick Street, a line 100 feet northwesterly of 125th Avenue, a line 290 feet southwesterly of Merrill Street, 124th Avenue and its northeasterly centerline prolongation, a line 290 feet northeasterly of Merrill Street, a line 100 feet northwesterly of 125th Avenue, a line 235 feet northeasterly of Merrill Street, 125th Avenue, a line 700 feet northeasterly of 174th Place, a line midway between 125th Avenue and 126th Avenue, a line 785 feet northeasterly of 174th Place, 126th Avenue, a line 895 feet northeasterly of 174th Place, a line midway between 126th Avenue and 127th Avenue, a line 875 feet northeasterly of 174th Place, 127th Avenue, a line 100 feet northeasterly of 177th Street, 129th Avenue, a line 60 feet southwesterly of the northwesterly centerline prolongation of 178th Place, a line midway between 129th Avenue and 130th Avenue, 176th Street, 129th Avenue, 172nd Street, 126th Avenue and its southwesterly centerline prolongation, and 172nd Street;
- e. Farmers Boulevard, Mathewson Court, a line 90 feet southeasterly of Farmers Boulevard, a line 100 feet northeasterly of Mathewson Court, a line perpendicular to the southwesterly street line of Merrick Boulevard distant 125 feet northwesterly (as measured along the street line) from the point of intersection of the southwesterly street line of Merrick Boulevard and the southwesterly street line of Belknap Street, Merrick Boulevard, Belknap Street, 137th Avenue, and Westgate Street;
- f. 134th Road, Bedell Street, the northeasterly prolongation of the southeasterly street line of 134th Road, the southwesterly boundary line of the Long Island Railroad right-of way (Old Southern Division), the southwesterly centerline prolongation of 133rd Road, Garrett Street, a line 100 feet northwesterly of Farmers Boulevard, 137th Avenue, and 173rd Street;
- g. 140th Avenue, 175th Street, 139th Road, Farmers Boulevard, 140th Avenue, 182nd Street, 141st Avenue, a line 170 feet northeasterly of 185th Street, a line 100 feet southeasterly of 141st Avenue, a line 100 feet northeasterly of 185th Street, a line 465 feet southeasterly of 141st Avenue, 185th Street, 144th Avenue, Springfield Boulevard, North Conduit Avenue, and Guy R. Brewer Boulevard; and
- h. a line perpendicular to the southwesterly street line of 140th Street distant 100 feet southeasterly (as measured along the street line) from the point of intersection of the southwesterly street line of 140th Street and the southerly street line of Rockaway Boulevard, a line 100 feet northerly of Bascom Avenue, a line 100 feet westerly of 143rd Street, Bascom Avenue, 143rd Street, a line 100 feet southerly of Rockaway Boulevard, 150th Street, North Conduit Avenue, the southerly prolongation of the westerly street line of Inwood Street, 135th Avenue, 145th Street, 133rd Avenue, 145th Street, a line 100 feet southerly of Sutter Avenue, a line midway between 143rd Street and 144th Street, 133rd Avenue, the westerly boundary line of a park and its northerly and southerly prolongations, 135th Avenue, 142nd Street, 133rd Avenue, a line 100 feet westerly of 143rd Street, a line midway between Bascom Avenue and Sutter Avenue, 142nd Street, Bascom Avenue, 140th Street, a line perpendicular to the northeasterly street line of 140th Street distant 100 feet south easterly (as measured along the street line) from the point of intersection of the northeasterly street line of 140th Street and the southerly street line of Sutter Avenue, a line 150 feet northeasterly of 140th Street, 130th Avenue, a line 100 feet northeasterly of 140th Street, 133rd Avenue, a line midway between 140th Street and 142nd Street, 135th Avenue, a line 115 feet westerly of 142nd Street, North Conduit Avenue, 140th Street, 135th Avenue, and the northeasterly service road of the Van Wyck Expressway;
19. changing from an R4 District to an R3A District property bounded by 109th Avenue, a line 100 feet southwesterly of Merrick Boulevard, 110th Avenue/Brinkerhoff Avenue, and a line midway between Guy R Brewer Boulevard and 164th Street;
20. changing from a C8-1 District to an R3A District property bounded by a line 150 feet northwesterly of Baisley Boulevard, a line 100 feet northeasterly of Merrick Street, a line perpendicular to the northeasterly street line of Merrick Street distant 90 feet northwesterly (as measured along the street line) from the point of intersection of the northeasterly street line of Merrick Street and the
- northwesterly street line of Baisley Boulevard, and Merrill Street;
21. changing from an R3-2 District to an R3X District property bounded by:
- a. a line midway between 119th Avenue and 119th Road, 155th Street, 125th Avenue, Sutphin Boulevard, 122nd Avenue, and a line 100 feet northeasterly of Sutphin Boulevard; and
- b. a line midway between 129th Avenue and 130th Avenue, the northwesterly centerline prolongation of 178th Place, 130th Avenue, a line 100 feet northeasterly of 178th Place, a line midway between 130th Avenue and 130th Road, a line 200 feet northeasterly of 178th Place, 130th Road, a line 260 feet northeasterly of 178th Place, Farmers Boulevard, Garrett Street, and 176th Street;
22. changing from an R4 District to an R4-1 District property bounded by:
- a. a line 100 feet southeasterly of Liberty Avenue, a line 100 feet southwesterly of Sutphin Boulevard, Lakewood Avenue, Inwood Street, 110th Avenue/Brinkerhoff Avenue, 143rd Street, 109th Avenue, and Remington Street and its southeasterly centerline prolongation;
- b. 108th Avenue, 155th Street, 110th Avenue/Brinkerhoff Avenue, and a line 100 feet northeasterly of Sutphin Boulevard; and
- c. 107th Avenue, 166th Street, Hendrickson Place, a line 100 feet southwesterly of Merrick Boulevard, 108th Avenue, 167th Street, 108th Road, a line perpendicular to the southerly street line of 108th Road distant 100 feet westerly (as measured along the street line) from the point of intersection of the southerly street line of 108th Road and the southwesterly street line of 169th Place, 108th Drive and its westerly centerline prolongation, a line 100 feet southwesterly of Merrick Boulevard, 109th Avenue, and a line midway between 164th Street and Guy R. Brewer Boulevard;
23. changing from an R4 District to an R4A District property bounded by 108th Avenue, the southwesterly boundary line of the Long Island Railroad right-of way (Old Southern Division), 110th Avenue/Brinkerhoff Avenue, and 155th Street;
24. changing from an R4 District to an R5 District property bounded by 108th Avenue, 160th Street, 109th Avenue, Union Hall Street, 110th Avenue/Brinkerhoff Avenue, and the southwesterly boundary line of the Long Island Railroad right-of way (Old Southern Division);
25. changing from an R3-2 District to an R5B District property bounded by:
- a. Foch Boulevard, Merrick Boulevard, a line 150 feet northwesterly of Baisley Boulevard, a line 100 feet northeasterly of Merrick Street, Victoria Road, Merrick Street, a line 100 feet southeasterly of 119th Avenue, and a line 100 feet southwesterly of Merrick Boulevard; and
- b. a line 75 feet southeasterly of Brocher Road, a line 440 feet southwesterly of Merrick Street, a line 100 feet southeasterly of Brocher Road, a line 100 feet southwesterly of Merrick Street, a line 160 feet southeasterly of Brocher Road, Merrick Street, Baisley Boulevard, 124th Avenue, a line 290 feet southwesterly of Merrick Street, a line 100 feet northwesterly of 125th Avenue, a line 185 feet southwesterly of Merrick Street, a line 75 feet northwesterly of 125th Avenue, a line 620 feet southwesterly of Merrick Street, 125th Avenue, and 172nd Street;
26. changing from an R4 District to an R5B District property bounded by 104th Road, a line midway between 164th Street and 164th Place, a line 100 feet northwesterly of 107th Avenue, and a line midway between Guy R. Brewer Boulevard and 164th Street;
27. changing from a C8-1 District to an R5B District property bounded by:
- a. Merrick Boulevard, Baisley Boulevard, Merrick Street, a line perpendicular to the northeasterly street line of Merrick Street distant 90 feet northwesterly (as measured along the street line) from the point of intersection of the northeasterly street line of Merrick Street and the northwesterly street line of Baisley Boulevard, a line 100 feet northeasterly of Merrick Street, and a line 150 feet northwesterly of Baisley Boulevard; and
- b. Baisley Boulevard, Merrick Street, and 124th Avenue;

28. changing from an R3-2 District to an R5D District property bounded by:
- a. 110th Avenue/Brinkerhoff Avenue, a line 100 feet northeasterly of Sutphin Boulevard, Linden Boulevard, a line 150 feet northeasterly of Sutphin Boulevard, a line 125 feet northwesterly of 114th Road, a line 100 feet northeasterly of Sutphin Boulevard, 115th Avenue, a line 100 feet northeasterly of Sutphin Boulevard, 122nd Avenue, Sutphin Boulevard, 120th Avenue, a line 150 feet southwesterly of Sutphin Boulevard, a line 100 feet southeasterly of 119th Avenue, a line 100 feet southwesterly of Sutphin Boulevard, a line 100 feet southeasterly of Foch Boulevard, a line 125 feet southwesterly of Sutphin Boulevard, Foch Boulevard, 148th Street, a line perpendicular to the northeasterly street line of 148th Street distant 165 feet northwesterly (as measured along the street line) from the point of intersection of the northeasterly street line of 148th Street and the northerly street line of Foch Boulevard, a line 100 feet southwesterly of Sutphin Boulevard, 116th Avenue, 149th Street, a line 100 feet westerly of Sutphin Boulevard, a line 100 feet southwesterly of Sutphin Boulevard, a line 100 feet northeasterly of 149th Street, a line 100 feet southeasterly of Linden Boulevard, a line 100 feet southwesterly of Sutphin Boulevard, a line 165 feet southeasterly of 111th Avenue, a line 125 feet southwesterly of Sutphin Boulevard, 111th Avenue, and a line 100 feet southwesterly of Sutphin Boulevard;
- b. Rockaway Boulevard, 140th Street, a line 100 feet southerly of 123rd Avenue, a line 100 feet easterly of 143rd Street, 123rd Avenue, 143rd Street, a line 100 feet northerly of Rockaway Boulevard, 147th Street, Rockaway Boulevard, 150th Street, a line 100 feet southerly of Rockaway Boulevard, 143rd Street, Bascom Avenue, a line 100 feet westerly of 143rd Street, a line 100 feet northerly of Bascom Avenue, a line perpendicular to the southwesterly street line of 140th Street distant 100 feet southeasterly (as measured along the street line) from the point of intersection of the southwesterly street line of 140th Street and the southerly street line of Rockaway Boulevard, and the northeasterly service road of the Van Wyck Expressway; and
- c. the northeasterly centerline prolongation of 124th Avenue, Merrick Boulevard, Leslie Road, a line 70 feet northeasterly of Merrick Boulevard, Selover Road, a line 80 feet northeasterly of Merrick Boulevard, Anderson Road, Merrick Boulevard, a line perpendicular to the southwesterly street line of Merrick Boulevard distant 125 feet northwesterly (as measured along the street line) from the point of intersection of the southwesterly street line of Merrick Boulevard and the southwesterly street line of Belknap Street, a line 100 feet northeasterly of Mathewson Court, a line 90 feet southeasterly of Farmers Boulevard, Mathewson Court, a line 260 feet northeasterly of 178th Place, 130th Road, a line 200 feet northeasterly of 178th Place, a line midway between 130th Avenue and 130th Road, a line 100 feet northeasterly of 178th Place, 130th Avenue, the northwesterly centerline prolongation of 178th Place, a line midway between 129th Avenue and 130th Avenue, a line 60 feet southwesterly of the northwesterly centerline prolongation of 178th Place, 129th Avenue, a line 100 feet northeasterly of 177th Street, 127th Avenue, a line 875 feet northeasterly of 174th Place, a line midway between 126th Avenue and 127th Avenue, a line 895 feet northeasterly of 174th Place, 126th Avenue, a line 785 feet northeasterly of 174th Place, a line midway between 125th Avenue and 126th Avenue, a line 700 feet northeasterly of 174th Place, 125th Avenue, a line 235 feet northeasterly of Merrick Street, a line 100 feet northwesterly of 125th Avenue, and a line 190 feet northeasterly of Merrick Street;
29. changing from an R3A District to an R5D District property bounded by a line 300 feet northwesterly of Sunbury Road, a line 100 feet southwesterly of Irwin Place, Sunbury Road, and Merrick boulevard;
30. changing from an R4 District to an R5D District property bounded by:
- a. 108th Avenue, Sutphin Boulevard, 108th Avenue, a line 100 feet northeasterly of Sutphin Boulevard, 110th Avenue/Brinkerhoff Avenue, and a line 100 feet southwesterly of Sutphin Boulevard; and
- b. a line 100 feet northwesterly of 109th Avenue, a line midway between Union Hall Street and Guy R. Brewer Boulevard, 109th Avenue, and Union Hall Street;
31. changing from an R4B District to an R5D District property bounded by Sunbury Road, a line midway between Merrick Boulevard and Irwin Place, Leslie Road, and Merrick Boulevard;
32. changing from a C8-1 District to an R5D District property bounded by:
- a. Baisley Boulevard, Irwin Place and its northwesterly centerline prolongation, a line 300 feet northwesterly of Sunbury Road, Merrick Boulevard, 124th Avenue and its northeasterly centerline prolongation, and Merrill Street; and
- b. Anderson Road, a line 100 feet northeasterly of Merrick Boulevard, Eveleth Road, and Merrick Boulevard;
33. establishing within a proposed R3-1 District a C1-2 District bounded by 137th Avenue, a line 150 feet northeasterly of Guy R. Brewer Boulevard, 140th Avenue, and Guy R. Brewer Boulevard;
34. establishing within a proposed R3-2 District a C1-2 District bounded by a line 175 feet northwesterly of 122nd Avenue, a line 110 feet easterly of Farmers Boulevard, a line 110 feet northeasterly of Nellis Street, 122nd Avenue, Nellis Street, and Farmers Boulevard;
35. establishing within a proposed R2 District a C1-3 District bounded by:
- a. a line 100 feet northwesterly of 140th Avenue, the southwesterly boundary line of the Long Island Railroad right-of way (Old Southern Division), 140th Avenue, and Bedell Street; and
- b. a line 100 feet northwesterly of 140th Avenue, a line midway between Thurston Street and Southgate Street, 140th Avenue, and Thurston Street;
36. establishing within a proposed R3-1 District a C1-3 District bounded by a line 100 feet northwesterly of 140th Avenue, Westgate Street, Thurston Street, 140th Avenue, and the southwesterly boundary line of the Long Island Railroad right-of way (Old Southern Division);
37. establishing within an existing R3-2 District a C1-3 District bounded by:
- a. Foch Boulevard, a line 100 feet southwesterly of 164th Street, 119th Avenue, Guy R. Brewer Boulevard, 118th Avenue, and a line 100 feet southwesterly of Guy R. Brewer Boulevard;
- b. Garrett Street, Farmers Boulevard, Westgate Street, a line perpendicular to the southwesterly street line of Westgate Street distant 160 feet southeasterly (as measured along the street line) from the point of intersection of the southwesterly street line of Westgate Street and the easterly street line of Farmers Boulevard, Bedell Street, a line perpendicular to the southwesterly street line of Bedell Street distant 100 feet southeasterly (as measured along the street line) from the point of intersection of the southwesterly street line of Bedell Street and the easterly street line of Farmers Boulevard, a line midway between Bedell Street and 182nd Street, a line perpendicular to the northeasterly street line of 182nd Street distant 100 feet southeasterly (as measured along the street line) from the point of intersection of the northeasterly street line of 182nd Street and the easterly street line of Farmers Boulevard, 182nd Street, a line 150 feet easterly of Farmers Boulevard, a line 100 feet northwesterly of 140th Avenue, the northwesterly prolongation of the southwesterly street line of 180th Street, 140th Avenue, Farmers Boulevard, 139th Road, and a line 100 feet westerly of Farmers Boulevard;
38. establishing within a proposed R3-2 District a C1-3 District bounded by a line 100 feet northwesterly of Farmers Boulevard, a line midway between Mars Place and Sidway Place, Farmers Boulevard, and Sidway Place;
39. establishing within a proposed R3A District a C1-3 District bounded by:
- a. Linden Boulevard, Meyer Avenue, and 157th Street;
- b. a line 115 feet northwesterly of 123rd Avenue, Sutphin Boulevard, 123rd Avenue, and a line 100 feet southwesterly of Sutphin Boulevard; and
- c. 122nd Avenue, a line 100 feet northeasterly of Guy R. Brewer Boulevard, Baisley Boulevard, 161st Place, a line 100 feet northwesterly of Baisley Boulevard, and a line 100 feet southwesterly of Guy R. Brewer Boulevard;
40. establishing within an existing R3X District a C1-3 District bounded by Baisley Boulevard, Guy R. Brewer Boulevard, 128th Avenue, and a line perpendicular to the northwesterly street line of 128th Avenue distant 210 feet southwesterly (as measured along the street line) from the point of intersection of the northwesterly street line of 128th Avenue and the southwesterly street line of Guy R. Brewer Boulevard;
41. establishing within an existing R4 District a C1-3 District bounded by 109th Avenue, Guy R. Brewer Boulevard, a line 110 feet southeasterly of 109th Avenue, and a line 100 feet southwesterly of Guy R. Brewer Boulevard;
42. establishing within a proposed R5B District a C1-3 District bounded by:
- a. Foch Boulevard, Merrick Boulevard, Victoria Road, Merrill Street, a line 100 feet southeasterly of 119th Avenue, and a line 100 feet southwesterly of Merrick Boulevard; and
- b. a line 120 feet southeasterly of Victoria Road, Merrick Boulevard, Baisley Boulevard, Merrill Street, 124th Avenue, a line 290 feet southwesterly of Merrick Street, a line 100 feet northwesterly of 125th Avenue, a line 475 feet southwesterly of Merrick Street, a line 75 feet northwesterly of 125th Avenue, a line 620 feet southwesterly of Merrick Street, 125th Avenue, 172nd Street, a line 75 feet southeasterly of Brocher Road, a line 440 feet southwesterly of Merrick Street, a line 100 feet southeasterly of Brocher Road, a line 100 feet southwesterly of Merrick Street, a line 160 feet southeasterly of Brocher Road, Merrill Street, a line perpendicular to the northeasterly street line of Merrick Street distant 90 feet northwesterly (as measured along the street line) from the point of intersection of the northeasterly street line of Merrick Street and the northwesterly street line of Baisley Boulevard, and a line 100 feet northeasterly of Merrick Street;
43. establishing within a proposed R5D District a C1-3 District bounded by:
- a. 110th Avenue/Brinkerhoff Avenue, a line 100 feet northeasterly of Sutphin Boulevard, 111th Avenue, a line 100 feet southwesterly of Sutphin Boulevard, a line midway between 110th Road and 111th Avenue, Sutphin Boulevard, 110th Road, and a line 100 feet southwesterly of Sutphin Boulevard;
- b. 112th Avenue, Sutphin Boulevard, 112th Avenue, a line 100 feet northeasterly of Sutphin Boulevard, Linden Boulevard, a line 150 feet northeasterly of Sutphin Boulevard, a line 125 feet northwesterly of 114th Road, a line 100 feet northeasterly of Sutphin Boulevard, 115th Avenue, Sutphin Boulevard, 115th Avenue, a line 100 feet southwesterly of Sutphin Boulevard, a line 100 feet northeasterly of 149th Street, a line 100 feet southeasterly of Linden Boulevard, and a line 100 feet southwesterly of Sutphin Boulevard;
- c. 119th Avenue, a line 100 feet northeasterly of Sutphin Boulevard, 119th Road, and Sutphin Boulevard;
- d. 120th Avenue, a line 100 feet northeasterly of Sutphin Boulevard, 122nd Avenue, and Sutphin Boulevard;
- e. Rockaway Boulevard, 140th Street, a line 100 feet southerly of 123rd Avenue, 142nd Place, Rockaway Boulevard, 143rd Street, Bascom Avenue, a line 100 feet westerly of 143rd Street, a line 100 feet northerly of Bascom Avenue, a line perpendicular to the southwesterly street line of 140th Street distant 100 feet southeasterly (as measured along the street line) from the point of intersection of the southwesterly street line of 140th Street and the southerly street line of Rockaway Boulevard, and the northeasterly service road of the Van Wyck Expressway;
- f. Baisley Boulevard, Irwin Place, a line 300 feet northwesterly of Sunbury Road, a line 100 feet southwesterly of Irwin Place, Sunbury Road, a line midway between Irwin Place and Merrick Boulevard, a line 100 feet southeasterly of Sunbury Road, and Merrick Boulevard; and
- g. Ursina Road, a line midway between Irwin Place and Merrick Boulevard, Leslie Road, a line 70 feet northeasterly of Merrick Boulevard, Selover Road, a line 80 feet northeasterly of Merrick Boulevard, Anderson Road, a line 100 feet northeasterly of Merrick Boulevard, Eveleth Road, and Merrick Boulevard;
44. establishing within a proposed R5D District a C1-4 District bounded by a line 100 feet northwesterly of

109th Avenue, a line midway between Union Hall Street and Guy R. Brewer Boulevard, 109th Avenue, and Union Hall Street;

45. establishing within an existing R3-2 District a C2-3 District bounded by 112th Road, Guy R. Brewer Boulevard, Phroane Avenue, a line 100 feet northeasterly of Guy R. Brewer Boulevard, Sayres Avenue, Guy R. Brewer Boulevard, Linden Boulevard, and a line 100 feet southwesterly of Guy R. Brewer Boulevard; and

46. establishing within a proposed R5D District a C2-3 District bounded by:

a. 108th Avenue, a line 100 feet northeasterly of Sutphin Boulevard, 110th Avenue/Brinkerhoff Avenue, and a line 100 feet southwesterly of Sutphin Boulevard;

b. 111th Avenue, Sutphin Boulevard, a line 165 feet southeasterly of 111th Avenue, and a line 125 feet southwesterly of Sutphin Boulevard;

c. 115th Avenue, Sutphin Boulevard, 115th Avenue, a line 100 feet northeasterly of Sutphin Boulevard, 119th Avenue, a line 100 feet southwesterly of Sutphin Boulevard, a line 100 feet southeasterly of Foch Boulevard, a line 125 feet southwesterly of Sutphin Boulevard, Foch Boulevard, 148th Street, a line perpendicular to the northeasterly street line of 148th Street distant 165 feet northwesterly (as measured along the street line) from the point of intersection of the northeasterly street line of 148th Street and the northwesterly street line of Foch Boulevard, a line 100 feet southwesterly of Sutphin Boulevard, 116th Avenue, 149th Street, and a line 100 feet westerly and southwesterly of Sutphin Boulevard;

d. Rockaway Boulevard, 145th Street, a line 100 feet southerly of Rockaway Boulevard, and 144th Street;

e. a line 100 feet northerly of Rockaway Boulevard, 147th Street, Rockaway Boulevard, 150th Street, a line 100 feet southerly of Rockaway Boulevard, and Inwood Street; and

f. Baisley Boulevard, Merrick Boulevard, a line perpendicular to the southerly street line of Merrick Boulevard distant 125 feet northwesterly (as measured along the street line) from the point of intersection of the southerly street line of Merrick Boulevard and the southwesterly street line of Belknap Street, a line 100 feet northeasterly of Mathewson Court, a line 90 feet southeasterly of Farmers Boulevard, Mathewson Court, a line 260 feet northeasterly of 178th Place, 130th Road, a line 200 feet northeasterly of 178th Place, a line midway between 130th Avenue and 130th Road, a line 100 feet northeasterly of 178th Place, 130th Avenue, the northwesterly centerline prolongation of 178th Place, a line midway between 129th Avenue and 130th Avenue, a line 60 feet southwesterly of the northwesterly centerline prolongation of 178th Place, 129th Avenue, a line 100 feet northeasterly of 177th Street, 127th Avenue, a line 875 feet northeasterly of 174th Place, a line midway between 126th Avenue and 127th Avenue, a line 895 feet northeasterly of 174th Place, 126th Avenue, a line 785 feet northeasterly of 174th Place, a line midway between 125th Avenue and 126th Avenue, a line 700 feet northeasterly of 174th Place, 125th Avenue, a line 235 feet northeasterly of Merrill Street, a line 100 feet northwesterly of 125th Avenue, a line 190 feet northeasterly of Merrill Street, 124th Avenue and its northeasterly centerline prolongation, and Merrill Street;

as shown in a diagram (for illustrative purposes only dated November 29, 2010 and subject to the conditions of CEQR Declaration E-266.

No. 3

CD 12 N 110146 ZRQ IN THE MATTER OF an application submitted by the Department of City Planning pursuant to Section 201 of the New York City Charter for an amendment of the Zoning Resolution of the City of New York, relating to Article VI, Chapter 3 (Special Regulations Applying to FRESH Food Stores) and Article 1, Chapter 1 (Title, Establishment of Controls and Interpretation of Regulations).

PROPOSED TEXT AMENDMENT TO FRESH FOOD STORES IN COMMUNITY DISTRICT 12, BOROUGH OF QUEENS

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

ARTICLE 1: GENERAL PROVISIONS Chapter 1

Title, Establishment of Controls and Interpretation of Regulations

11-151 Special requirements for properties in the Borough of Queens

(a) The following site, Block 9898, Lots 1 and 117, shall be subject to the provisions of Section 11-15 (Environmental Requirements) governing (E) designations. The City Environmental Quality Review (CEQR) Declarations for these sites shall be listed in Appendix C (City Environmental Quality Review (CEQR) Environmental Designations) of the Zoning Resolution.

(b) The following special requirements shall apply to a #development#, #enlargement# or change of #use# for properties in the Borough of Queens located within the areas described in the following paragraphs (a)(1) through (a)(5) of this Section:

(a)(1) The regulations of an R4 District shall apply within an area bounded by Liberty Avenue, 170th Street, a line 100 feet southeasterly of Liberty Avenue, and a line 100 feet southwesterly of 168th Place.

(a)(2) The regulations of a C8-1 District shall apply within an area bounded by Liberty Avenue, a line 100 feet southwesterly of 168th Place, a line 150 feet northwesterly of 104th Avenue, and Merrick Boulevard.

(a)(3) The regulations of an M1-1 District shall apply within an area bounded by Liberty Avenue, Sutphin Boulevard, 105th Avenue, a line 50 feet southwesterly of 148th Street, a line 100 feet northwesterly of 105th Avenue, and a line 150 feet northeasterly of Sutphin Boulevard.

(a)(4) The regulations of an R6 District with a C2-2 District overlay shall apply within an area bounded by 163rd Street, a line perpendicular to 163rd Street passing through a point distant 109.42 feet as measured along the easterly #street line# of 163rd Street from the intersection of the southeasterly line of Hillside Avenue and the northeasterly line of 163rd Street, a line 86 feet northeasterly of 163rd Street, a line perpendicular to 163rd Street passing through a point 146.92 feet distant as measured along the easterly #street line# of 163rd Street from the intersection of the southeasterly line of Hillside Avenue and the northeasterly line of 163rd Street.

(a)(5) The regulations of a C8-1 District shall apply within an area bounded by Hillside Avenue, a line 388 feet westerly of 144th Street, a line 100 feet northwesterly of 88th Avenue, a line 100 feet northeasterly of 139th Street, a line 120 feet northwesterly of 88th Avenue, a line 60 feet northeasterly of 139th Street, a line 70 feet southeasterly of Hillside Avenue, and 139th Street; and within an area bounded by Queens Boulevard, Hillside Avenue, 139th Street, a line 100 feet southeasterly of Hillside Avenue, a line midblock between 139th Street and Queens Boulevard, a line perpendicular to Queens Boulevard passing through a point distant 140 feet as measured along the northeasterly #street line# of Queens Boulevard from the intersection of the southeasterly line of Hillside Avenue and the northeasterly line of Queens Boulevard.

However, in the event that the Chairperson of the City Planning Commission, based on consultation with the Department of Environmental Protection of the City of New York, provides a certificate of no effect to the Department of Buildings with regard to industrial air emissions for an area described in this Section, the regulations of the zoning districts designated on the #zoning map# shall apply to any #development#, #enlargement# or change of #use# within such area, to the extent permitted under the terms of the certificate of no effect.

* * *

Article VI Special Regulations Applicable to Certain Areas

* * *

Chapter 3 Special Regulations Applying to FRESH Food Stores

* * *

63-02 Applicability The regulations of all other chapters of this Resolution are applicable, except as superseded, supplemented or modified by the provisions of this Chapter. In the event of a conflict between the provisions of this Chapter and other regulations of this Resolution, the provisions of this Chapter shall control.

(a) The provisions of this Chapter shall apply to all #commercial# and #manufacturing districts# in the following areas, except as provided in paragraph (b) of this section:

* * *

(4) In the Borough of Queens, #Special Downtown Jamaica District#, and portions of Community District 12 outside of the #Special Downtown Jamaica District#, except those portions shown on

Map 5 in Appendix A of this Chapter:

* * *

63-25 Required Accessory Off-street Parking Spaces in Certain Districts

* * *

(b) In the Borough of Brooklyn, in those portions of Community District 5 located south of Flatlands Avenue and east of the centerline prolongation of Schenck Avenue, and in the Borough of Queens, where applicable in Community District 12 outside of the #Special Downtown Jamaica District#, a #FRESH food store# shall provide #accessory# off-#street# parking spaces as required for #uses# in parking category B in the applicable #Commercial# and #Manufacturing Districts#.

* * *

Appendix A FRESH Food Store Designated Areas: Excluded Portions

* * *

Map 5.

Excluded portions of Community District 12, Queens



BOROUGH OF STATEN ISLAND No. 4 UNION AVENUE REZONING

CD 1 C 100118 ZMR IN THE MATTER OF an application submitted by 647-649 Washington Avenue, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 20c by changing from an M1-1 District to an R3A District property bounded by the southerly boundary line of a Railroad Right-Of-Way, Union Avenue, Leyden Avenue, and Harbor Road, as shown on a diagram (for illustrative purposes only) dated November 15, 2010 and subject to the conditions of CEQR Declaration E-265.

BOROUGH OF QUEENS No. 5 ADDISLEIGH PARK HISTORIC DISTRICT

CD 12 N 110213 HKQ IN THE MATTER OF a communication dated February 10, 2011 from the Executive Director of the Landmarks Preservation Commission regarding the landmark designation of Addisleigh Park Historic District, designated by the Landmarks Preservation Commission on February 1, 2011 (List No. 438, LP No. 2405). The Historic District consists of the properties bounded by a line beginning at the southeast corner of Merrick Boulevard and 111th Road, extending easterly along the southern curb line of 111th Road, southerly along the western curb line of 172nd Street to a point in said curb line formed by its intersection with a line extending westerly from the northern property line of 172-01 Sayres Avenue, easterly across 172nd Street and along the northern property lines of 172-01 to 172-19 Sayres Avenue, across 173rd Street and along the northern property lines of 173-01 to 173-09 Sayres Avenue, northerly along the western property lines of 111-36 to 111-14 174th Street, easterly along the northern property line of 111-14 174th Street to the western curb line of 174th Street, southerly along said curb line to a point formed by its intersection with a line extending westerly from the northern property line of 111-23 174th Street, easterly across 174th Street and along said property line, northerly along the western property lines of 111-20 and 111-18 175th Street, easterly along the northern property line of 111-18 175th Street, southerly along the western curb line of 175th Street to a point in said curb line formed by its intersection with a line extending easterly from the northern property line of 111-28 175th Street, westerly along said property line, southerly along the eastern property line of 111-28 175th Street, westerly along the southern property line of 111-24 175th Street, southwesterly along the southeastern property line of 111-29 174th Street, westerly along the southern property line of 111-29 174th Street and across 174th Street to the western curb line of 174th Street, southerly along said curb line, crossing Sayres Avenue and continuing along the western curb line of Marne Place to a point in said curb line formed by the intersection of a line extending westerly from the northern property line of 174-05 Adelaide Road, easterly across Marne Place and long the northern property lines of 174-05 to 174-21 Adelaide Road, northerly along the western property line of 174-27 Adelaide Road, easterly along the northern property line of 174-27 Adelaide Road, southerly along the western curb line of 175th Street (crossing Adelaide Road) to a point in said curb line formed by its intersection with a line extending westerly from the northern property line of 112-39 175th Street, easterly across 175th Street and along said property line, northerly along the western property lines of 112-50 to 112-28 175th Place, easterly along the angled northern property line of

112-28 175th Place, across 175th Place and continuing easterly along the northern property line of 112-37 175th Place, southerly along the eastern property lines of 112-37 to 112-49 175th Place, easterly along the northern property line of 112-26 176th Street to the western curb line of 176th Street, southerly along said curb line to a point formed by its intersection with a line extending westerly from the northern property line of 112-31 176th Street, easterly across 176th Street and along said property line, northerly along the western property lines of 112-24 to 112-04 177th Street, easterly along the northern property line of 112-04 177th Street and across 177th Street to its eastern curb line, northerly along said curb line, easterly along the southern curb line of 112th Avenue, southerly along the eastern property lines of 112-03 and 112-07 177th Street, easterly along the northern property line of 112-08 178th Street, across 178th Street to its eastern curb line, northerly along said curb line, easterly along the southern curb line of 112th Avenue, southerly along the eastern property lines of 112-03 and 112-07 177th Street, easterly along the northern property line of 112-08 178th Street, across 178th Street to its eastern curb line, northerly along said curb line, easterly along the southern curb line of 112th Avenue, southerly along the eastern property line of 112-07 178th Street, easterly along the northern property line of 112-06 178th Place, across 178th Place and the northern property line of 112-05 178th Place, southerly along the eastern property lines of 112-05 and 112-09 178th Place, easterly along the northern property line of 112-14 179th Street, across 179th Street to its eastern curb line, northerly along said curb line to a point formed by its intersection with a line extending westerly from the northern property line of 112-11 179th Street, easterly along said property line, southerly along the eastern property lines of 112-11 179th Street to 112-55 179th Street, easterly along the northern property lines of 179-11 and 179-17 Murdock Avenue to the western curb line of 180th Street, southerly along said curb line and across Murdock Avenue to the southwest corner of Murdock Avenue and 180th Street, easterly across 180th Street and along the southern curb line of Murdock Avenue, southerly along the eastern property lines of 114-01 to 115-09 180th Street, westerly along the southern property line of 115-09 180th Street to the eastern curb line of 180th Street, northerly along said curb line to a point formed by its intersection with a line extending easterly from the southern property line of 114-84 180th Street, westerly along the southern property line of 114-84 180th Street, southerly along the eastern property lines of 114-87 to 115-33 179th Street, westerly along the southern property line of 115-33 179th Street, and across 179th Street to the northwest corner of 179th Street and Linden Boulevard, northwesterly along the northeastern curb line of Linden Boulevard, northerly along the eastern curb line of 178th Place to a point formed by its intersection with a line extending easterly from the southern property line of 114-74 178th Place, westerly across 178th place and along the southern property lines of 114-74 178th Place, 178-12 and 178-02 114th Road and across 178th Street to the northwest corner of 178th Street and Linden Boulevard, northwesterly along the northeastern curb line of

Linden Boulevard to the southeast corner of Linden Boulevard and 114th Road, northerly across 114th Road to the northern curb line of 114th Road, easterly along said curb line to a point formed by its intersection with a line extending southerly from the western property line of 177-15 114th Road, northerly along said property line, westerly along the southern property line of 114-52 178th Street, southwesterly along the southeastern property line of 177-05 Linden Boulevard (aka 177-05 to 177-13 Linden Boulevard) to the northeastern curb line of Linden Boulevard, northwesterly along said curb line, northerly along the eastern curb line of 177th Street to a point formed by its intersection with a line extending easterly from the southern property line of 114-34 177th Street, westerly across 177th Street and along said property line, southerly along a portion of the eastern property line of 114-34 177th Street, westerly along a portion of the southern property line of 114-34 177th Street, northerly along the western property lines of 114-34 to 114-20 177th Street, westerly along the southern property line of 114-15 176th Street and across 176th Street to the western curb line of 176th Street, southerly along said curb line and across Linden Boulevard to the southern curb line of Linden Boulevard, easterly along said curb line (following its southward curve) to the southwest corner of Linden Boulevard and 177th Street, southerly along the western curb line of 177th Street to a point formed by its intersection with a line extending easterly from the southern property line of 176-16 Linden Boulevard, westerly along said property line, southerly along the eastern property lines of 114-45 (aka 114-45 to 114-49) to 114-83 176th Street to the northern curb line of 115th Avenue, westerly along said curb line, across 176th Street and 175th Place to a point formed by its intersection with a line extending southerly from the western property line of 114-78 175th Place, northerly along the western property lines of 114-78 to 114-34 175th Place and across Linden Boulevard to the northern curb line of Linden Boulevard, westerly along said curb line, across 175th Street, 174th Street, and Murdock Avenue to the northeast corner of Murdock Avenue and Marne Place, northerly along the eastern curbline of Marne Place to a point formed by its intersection with a line extending easterly from the northern property line of 172-01 Linden Boulevard, westerly across Marne Place and along said property line and the southern property line of St. Alban's Memorial Park to the eastern curb line of Merrick Boulevard, and northerly along said curb line to the point of the beginning.

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

f16-m2

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. 09 - Tuesday, February 22, 2011 at 7:00 P.M., Middle School 61 (Auditorium), 400 Empire Boulevard, Brooklyn, NY

BSA# 216-97-BZ

1384 Carroll Street, Brooklyn
 An application submitted by Moshe Friedman, P.E., to allow the conversion of additional cellar storage space for the expansion of an existing medical office, an R2 zone previously granted.

f16-22

EMPLOYEES' RETIREMENT SYSTEM

■ INVESTMENT MEETING

Please be advised that the next Investment Meeting of the Board of Trustees of the New York City Employees' Retirement System has been scheduled for Tuesday, February 22, 2011 at 9:30 A.M. to be held at the New York City Employees' Retirement System, 335 Adams Street, 22nd Floor, Boardroom, Brooklyn, NY 11201-3751.

f15-21

INDUSTRIAL DEVELOPMENT AGENCY

■ PUBLIC HEARINGS

The New York City Industrial Development Agency (the "Agency") is empowered under the New York State Industrial Development Agency Act (constituting Title 1 of Article 18-A of the General Municipal Law), and Chapter 1082 of the 1974 Laws of New York, as amended, to issue nonrecourse revenue bonds to provide financing for qualified projects, and to enter into industrial and small industry incentive program transactions and other straight-lease transactions for the benefit of qualified projects, and thereby advance the job opportunities, general prosperity and economic welfare of the people of the State of New York (the "State") and to improve their prosperity and standard of living. The Agency has been requested (i) to make available the proceeds of its bonds to be issued in the approximate aggregate dollar amounts, to be used by the persons, for the purposes, and at the addresses identified below, and (ii) to participate in industrial and small industry incentive program straight-lease transactions and other straight-lease transactions for the purposes and at the addresses also identified below. As used herein, "bonds" are bonds, the interest on which may be exempt from local and/or State and/or Federal income taxes; and the "City" shall mean The City of New York. As used herein with reference to bond amounts, "approximately" shall be deemed to mean up to such stated bond amount or a greater principal amount not to exceed 10% of such stated bond amount.

Straight lease (Industrial Incentive Program) transaction for the benefit of a to-be-formed entity on behalf of ACA Quality Building Products, LLC, a building supply manufacturer, in connection with the acquisition, renovation, equipping and/or furnishing of an approximately 75,100 square foot facility located on an approximately 58,000 square foot parcel of land located at 850 East 138th Street, Bronx, NY 10454. The financial assistance proposed to be conferred by the Agency will consist of payments in lieu of City real property taxes, exemption from City and State mortgage recording taxes and exemption from City and State sales and use taxes.

Straight Lease (commercial growth) transaction for the benefit of Financial Industry Regulatory Authority, Inc. ("FINRA"), the successor to the National Association of Securities Dealers, Inc. ("NASD"), and its eligible affiliates in connection with the renovation of office space and the acquisition and/or leasing and installation of machinery, equipment, furniture, fixtures and other tangible personal property in the building located at One World Financial Center, also known as 220 Vesey Street, New York, NY 10281, comprised of approximately 204,067 square feet on the 9th, 10th, 11th and 12th floors. The financial assistance proposed to be conferred by the Agency at the above locations will consist of exemption from City and State sales and use taxes. The financial assistance for this project was induced on April 11, 2000 and authorized on November 14, 2000, with Post-closing Amending resolutions approved on July 10, 2001 and June 11, 2002. No new financial assistance is being provided.

Straight lease (Industrial Incentive Program) transaction for a to-be-formed entity for the benefit of National Environmental Safety Company, Inc., a fabricator, installer and servicer of environmental products, in connection with the acquisition, renovation, equipping and/or furnishing of an approximately 16,000 square foot building located on an approximately 22,000 square foot parcel of land located at 88-57 76th Avenue, Queens, NY 11385. The financial assistance proposed to be conferred by the Agency will consist of payments in lieu of City real property taxes, exemption from City and State mortgage recording taxes and exemption from City and State sales and use taxes.

Pursuant to Section 859a of the General Municipal Law of the State of New York and Internal Revenue Code Section 147(f), the Agency will hold a hearing on the proposed financings and transactions set forth above at the office of New York City Economic Development Corporation ("NYCEDC"), 110 William Street, 4th Floor, New York, New York commencing at 10:00 A.M. on **Thursday, March 3, 2011**. Interested members of the public are invited to attend. The Agency will present information at such hearing on the proposed financings and transactions set forth above. Pursuant to subdivision 3 of the above-referenced Section 859a, the Agency will, in addition, provide an opportunity for the public to review at such hearing the project application and the cost-benefit analysis for each of the proposed financings and transactions. For those members of the public desiring to review project applications and cost benefit analyses before the date of the hearing, copies of these materials will be made available, starting on or about noon fourteen (14) days prior to the hearing. Persons desiring to obtain copies of these materials may visit the website of New

York City Economic Development Corporation at www.nycedc.com or may call (212) 312-3598. Persons desiring to make a brief statement regarding the proposed financings and transactions should give prior notice to the Agency at the address or phone number shown below. Written comments may be submitted to the Agency to the attention of Ms. Frances Tufano at the address shown below. Please be advised that certain of the aforementioned proposed financings and transactions may possibly be removed from the hearing agenda prior to the hearing date. Information regarding such removals will be available by contacting ftufano@nycedc.com on or about noon on the Friday preceding the hearing.

New York City Industrial Development Agency
 Attn: Ms. Frances Tufano
 110 William Street, 5th Floor
 New York, New York 10038
 (212) 312-3598

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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 1, 2011 at 9:30 A.M.** in the morning of that day, a public hearing will be held in the Conference Room at 1 Centre Street, 9th Floor, Borough of Manhattan with respect to the following properties and then followed by a public meeting. Any person requiring reasonable accommodation in order to participate in the hearing or attend the meeting should call or write the Landmarks Commission no later than five (5) business days before the hearing or meeting.

CERTIFICATE OF APPROPRIATENESS
 BOROUGH OF BROOKLYN 11-6104 - Block 276, lot 7
 189-91 Atlantic Avenue - Brooklyn Heights Historic District
 An eclectic style brick house built in 1880-1899. Application is to construct a rear yard addition. Community District 2.

CERTIFICATE OF APPROPRIATENESS
 BOROUGH OF BROOKLYN 10-8694 - Block 249, lot 29-136 Montague Street - Brooklyn Heights Historic District
 An Anglo-Italianate style house built between 1861 and 1879. Application is to install a bracket sign. Community District 2.

CERTIFICATE OF APPROPRIATENESS
 BOROUGH OF BROOKLYN 11-5172 - Block 247, lot 28-68 Montague Street - Brooklyn Heights Historic District
 An apartment house designed by George Pelham and built in 1910. Application is to construct a barrier-free-access ramp and reconstruct the stairs in the areaway. Community District 2.

CERTIFICATE OF APPROPRIATENESS
 BOROUGH OF BROOKLYN 11-5149 - Block 1918, lot 1101-283 Washington Avenue - Clinton Hill Historic District
 An Italianate style residence built circa 1874. Application to install a roof deck and railings. Community District 2.

ADVISORY REPORT
 BOROUGH OF BROOKLYN 11-6144 - Block 1117, lot 1-Prospect Park, Grand Army Plaza and the Concert Grove - Prospect Park- Scenic Landmark
 Two of the formal spaces within the primarily naturalistic style park designed in 1865 by Frederick Law Olmsted and Calvert Vaux. Application is relocate statues, enlarge sidewalks, replace paving and plantings, and install benches. Community District 6,7,8,9,12,14.

CERTIFICATE OF APPROPRIATENESS
 BOROUGH OF BROOKLYN 11-1195 - Block 1183, lot 2-2 Eastern Parkway - Brooklyn Public Library- Individual Landmark
 A Modern Classical style Library designed by Alfred Morton Githens and Francis Keally and built in 1935-41. Application is to install a rooftop generator and cooling tower. Community District 8.

CERTIFICATE OF APPROPRIATENESS
 BOROUGH OF MANHATTAN 11-5418 - Block 220, lot 42-32 Laight Street - Tribeca North Historic District
 An early 19th century commercial style store and loft building designed by John Woolley and built in 1909. Application is to install storefront infill. Community District 1.

CERTIFICATE OF APPROPRIATENESS
 BOROUGH OF MANHATTAN 11-6067 - Block 485, lot 12-80-82 Greene Street - SoHo-Cast Iron Historic District
 A store and storehouse designed by Griffith Thomas and built in 1872-73. Application is to extend the fire escape. Community District 2.

CERTIFICATE OF APPROPRIATENESS
 BOROUGH OF MANHATTAN 11-6043 - Block 614, lot 40-243 West 11th Street - Greenwich Village Historic District
 A transitional Greek Revival style rowhouse built in 1851. Application is to remove sheet metal window, lintels, and sills. Community District 2.

CERTIFICATE OF APPROPRIATENESS
 BOROUGH OF MANHATTAN 09-2330 - Block 552, lot 63-69 Washington Place - Greenwich Village Historic District
 A Greek Revival style house built in 1842. Application is to construct a rear yard addition and replace a window. Zoned R7-2. Community District 2.

CERTIFICATE OF APPROPRIATENESS
 BOROUGH OF MANHATTAN 11-5797 -Block 573, lot 43-

24 Fifth Avenue - Greenwich Village Historic District
A Spanish Renaissance style apartment building designed by Emery Roth and built in 1926. Application is to modify window openings. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-5555 - Block 744, lot 10-353 West 20th Street - Chelsea Historic District
A Greek Revival/Italianate style rowhouse built in 1852-3. Application is to construct rear yard and rooftop additions. Zoned R8. Community District 4.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-8244 - Block 824, lot 54-132 East 19th Street - Gramercy Park Historic District
A small apartment house designed by Frederick J. Stevens and built in 1910. Application is to establish a Master Plan governing the future replacement of windows and the installation of through-window air conditioning units. Community District 6.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-5700 - Block 1010, lot 61-180 West 58th Street - Alwyn Court Apartment- Individual Landmark
A French Renaissance-style apartment building designed by Harde & Short and built in 1907-09. Application is to modify a window and install mechanical equipment on the facade. Community District 5.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-5012 - Block 1127, lot 56-48 West 75th Street - Upper West Side/Central Park West Historic District
A Romanesque Revival style rowhouse designed by George H. Budlong and built in 1890-91. Application is to construct a stoop and modify window openings at the rear façade. Community District 7.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-5308 - Block 1244, lot 26-326 West 80th Street - Riverside Drive-West 80th Street Historic District
An Elizabethan Renaissance Revival style town house designed by Clarence True and built in 1898-99. Application is to construct a rooftop addition. Zoned R10A. Community District 7.

ADVISORY REPORT
BOROUGH OF MANHATTAN 11-4479 - Block 1524, lot 12-131 East 95th Street - Expanded Carnegie Hill Historic District
A neo-Grec/Romanesque Revival style rowhouse designed by Frank Wennemer and built in 1889-1890. Application is to construct rooftop and rear yard addition. Zoned R8B. Community District 8.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-8758 - Block 1396, lot 63-124 East 62nd Street - Upper East Side Historic District
A residence constructed in 1869-70 and later altered in 1938 by Eldredge Snyder. Application is to legalize the installation of an areaway fence installed without Landmarks Preservation Commission permit(s). Community District 8.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-1047 - Block 1416, lot 8-215 East 61st Street - Treadwell Farm Historic District
A rowhouse designed by A. & S. Bussell and built in 1875 and later altered. Application is to construct a rear yard addition, replace windows and alter the facade. Zoned R8B. Community District 8.

f15-m1

PARKS AND RECREATION

REVENUE AND CONCESSIONS

JOINT PUBLIC HEARING

NOTICE OF A JOINT PUBLIC HEARING of the Franchise and Concession Review Committee and the New York City Department of Parks and Recreation to be held on Monday, March 7, 2011 at 22 Reade Street, Borough of Manhattan, commencing at 2:30 P.M. relative to:

INTENT TO AWARD as a concession the renovation, operation and maintenance of the Friedsam Memorial Carousel in Central Park, Manhattan, New York, for one (1) ten-year term, to Trump Carousel LLC. Compensation to the City will be as follows: Year 1: \$250,000; Year 2: \$250,000; Year 3: \$260,000; Year 4: \$260,000; Year 5: \$260,000; Year 6: \$260,000; Year 7: \$260,000; Year 8: \$300,000; Year 9: \$300,000; Year 10: \$325,000.

LOCATION: A draft copy of the license agreement may be reviewed or obtained at no cost, commencing Monday, February 28, 2011 through Monday, March 7, 2011, between the hours of 9:00 A.M. and 5:00 P.M., excluding weekends and holidays at the NYC Department of Parks and Recreation, located at 830 Fifth Avenue, Room 313, New York, NY 10065.

Individuals requesting Sign Language Interpreters should contact the Mayor's Office of Contract Services, Public Hearings Unit, 253 Broadway, 9th Floor, New York, NY 10007, (212) 788-7490, no later than SEVEN (7) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING.

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

f18

TRANSPORTATION

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN, pursuant to law, that the following proposed revocable consents, have been scheduled for a public hearing by the New York City Department of

Transportation. The hearing will be held at 55 Water Street, 9th Floor, Room 945 commencing at 2:00 P.M. on Wednesday, March 2, 2011. Interested parties can obtain copies of proposed agreements or request sign-language interpreters (with at least seven days prior notice) at 55 Water Street, 9th Floor SW, New York, NY 10041, or by calling (212) 839-6550.

#1 In the matter of a proposed revocable consent authorizing 1 Madison Office Fee LLC to continue to maintain and use a tunnel under and across East 24th Street, east of Madison Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2011 to June 30, 2021 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2011 to June 30, 2012 - \$39,283
For the period July 1, 2012 to June 30, 2013 - \$40,485
For the period July 1, 2013 to June 30, 2014 - \$41,687
For the period July 1, 2014 to June 30, 2015 - \$42,889
For the period July 1, 2015 to June 30, 2016 - \$44,091
For the period July 1, 2016 to June 30, 2017 - \$45,293
For the period July 1, 2017 to June 30, 2018 - \$46,495
For the period July 1, 2018 to June 30, 2019 - \$47,697
For the period July 1, 2019 to June 30, 2020 - \$48,899
For the period July 1, 2010 to June 30, 2011 - \$50,101

the maintenance of a security deposit in the sum of \$50,000, 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

#2 In the matter of a proposed revocable consent authorizing Beth Israel Medical Center to continue to maintain and use four conduits under East 17th Street west of First Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2011 to June 30, 2021 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2011 to June 30, 2012 - \$3,000
For the period July 1, 2012 to June 30, 2013 - \$3,092
For the period July 1, 2013 to June 30, 2014 - \$3,184
For the period July 1, 2014 to June 30, 2015 - \$3,276
For the period July 1, 2015 to June 30, 2016 - \$3,368
For the period July 1, 2016 to June 30, 2017 - \$3,460
For the period July 1, 2017 to June 30, 2018 - \$3,552
For the period July 1, 2018 to June 30, 2019 - \$3,644
For the period July 1, 2019 to June 30, 2020 - \$3,736
For the period July 1, 2020 to June 30, 2021 - \$3,828

the maintenance of a security deposit in the sum of \$3,900 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.

#3 In the matter of a proposed revocable consent authorizing Beth Israel Medical Center to continue to maintain and use a planted area on the east sidewalk of East 32nd Street, north of Kings Highway, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from July 1, 2011 to June 30, 2021 and provides among other terms and condition for compensation payable to the city according to the following schedule:

For the period July 1, 2011 to June 30, 2021 - \$240/annum.

the maintenance of a security deposit in the sum of \$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.

#4 In the matter of a proposed revocable consent authorizing BD Blakely LLC to continue to maintain and use a sidewalk Logo on the south sidewalk of West 55th Street, west of Avenue of the Americas, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2011 to June 30, 2021 and provides among other terms and conditions for compensation payable to the city according to the following schedule:

For the period July 1, 2011 to June 30, 2021 - \$300/annum

the maintenance of a security deposit in the sum of \$300 and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

#5 In the matter of a proposed revocable consent authorizing H. Stern Jewelers, Inc. to continue to maintain and use a sidewalk plaque on the east sidewalk of Fifth Avenue, between East 51st Street and East 52nd Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2011 to June 30, 2021 and provides among other terms and condition for compensation payable to the city according to the following schedule: For the period from July 1, 2011 to June 30, 2021 - \$300/annum.

the maintenance of a security deposit in the sum of \$3,500 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.

#6 In the matter of a proposed revocable consent authorizing The Long Island College Hospital to continue to maintain and use a bridge over and across Amity Street, west of Henry Street, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from July 1, 2011 to June 30, 2021 and provides among other terms and condition for compensation payable to the city according to the following Schedule:

For the period July 1, 2011 to June 30, 2012 - \$11,426
For the period July 1, 2012 to June 30, 2013 - \$11,776
For the period July 1, 2013 to June 30, 2014 - \$12,126
For the period July 1, 2014 to June 30, 2015 - \$12,476

For the period July 1, 2015 to June 30, 2016 - \$12,826
For the period July 1, 2016 to June 30, 2017 - \$13,176
For the period July 1, 2017 to June 30, 2018 - \$13,526
For the period July 1, 2018 to June 30, 2019 - \$13,876
For the period July 1, 2019 to June 30, 2020 - \$14,226
For the period July 1, 2010 to June 30, 2011 - \$14,576

the maintenance of a security deposit in the sum of \$20,000 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.

#7 In the matter of a proposed revocable consent authorizing Mathew Comfort and Susan Ziegler to construct, maintain and use a stoop and to maintain and use an existing fenced-in area on the south sidewalk of Baltic Street, between Clinton and Henry Streets, 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, 2021 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, 2021- \$25/annum.

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

#8 In the matter of a proposed revocable consent authorizing Terminus Restaurant Associates LLC to continue to maintain and use a fenced-in area on the north sidewalk of East 75th Street, east of Lexington Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2011 to June 30, 2021 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2011 to June 30, 2012 - \$1,917
For the period July 1, 2012 to June 30, 2013 - \$1,974
For the period July 1, 2013 to June 30, 2014 - \$2,031
For the period July 1, 2014 to June 30, 2015 - \$2,088
For the period July 1, 2015 to June 30, 2016 - \$2,145
For the period July 1, 2016 to June 30, 2017 - \$2,205
For the period July 1, 2017 to June 30, 2018 - \$2,259
For the period July 1, 2018 to June 30, 2019 - \$2,316
For the period July 1, 2019 to June 30, 2020 - \$2,373
For the period July 1, 2010 to June 30, 2011 - \$2,430

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

#9 In the matter of a proposed revocable consent authorizing Washington 685, LLC, to continue to maintain and use electrical conduits, together with sidewalk lights under, along and in the east sidewalk of Washington Street, north of Charles Street, and under, along and in north of Charles Street, east of Washington Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2011 to June 30, 2021 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2011 to June 30, 2012 - \$750
For the period July 1, 2012 to June 30, 2013 - \$773
For the period July 1, 2013 to June 30, 2014 - \$796
For the period July 1, 2014 to June 30, 2015 - \$819
For the period July 1, 2015 to June 30, 2016 - \$842
For the period July 1, 2016 to June 30, 2017 - \$865
For the period July 1, 2017 to June 30, 2018 - \$888
For the period July 1, 2018 to June 30, 2019 - \$911
For the period July 1, 2019 to June 30, 2020 - \$934
For the period July 1, 2010 to June 30, 2011 - \$957

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

#10 In the matter of a proposed revocable consent authorizing Wai Yan Lui to maintain and use fenced-in areas on the east sidewalk of West 5th Street, north of Highlawn Avenue, and north sidewalk of Highlawn Avenue, east of West 5th Street, west of Seventh Avenue South, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from July 1, 2011 to June 30, 2021 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period from July 1, 2011 to June 30, 2021 - \$206/annum.

the maintenance of a security deposit in the sum of \$4,500 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.

f9-m2

NOTICE

COMMUTER VAN SERVICE AUTHORITY APPLICATION Staten Island/Brooklyn

Notice is hereby given that the Department of Transportation has received an application for a commuter van service authority. The applicant proposes to operate a van service in the Boroughs of Staten Island and Brooklyn. From the **Borough of Staten Island** bounded on the west of Willowbrook Road and Forest Avenue to Victory Blvd. From Victory Blvd. to Bay Street. Bounded on the south of Bay Street and Vanderbilt Road to Narrow Road. From Narrow Road to Clove Road. Bounded on the south of Clove Road and Victory Blvd. to Manor Road. From Manor Road back to Willowbrook Road. To a residential area in the **Borough of Brooklyn** bounded on the east of 40th Street and 5th Avenue to 73rd Street. Bounded on the south of

6th Avenue and 72nd Street to 12th Avenue. From 12th Avenue to 40th street and back to 5th Avenue. The applicant is HCWC Inc. They can be reached at 40-06 Case Street, Elmhurst, NY 11373. The applicant is proposing to use 15 van (s) to provide this service Monday/Saturday.

There will be a public hearing held on Wednesday, March 16, 2011 at the Staten Island Borough Hall, 10 Richmond Terrace, Hearing Room 122, 1st Floor, Staten Island, NY 10301 from 2:00 PM-4:00 PM and on Friday, April 1, 2011 at Brooklyn Borough President's Office, 209 Joralemon Street, Court Room, Brooklyn, NY 11201 from 2:00 PM - 4:00 PM for an opportunity to voice your position on this application. In addition, written comments in support or in opposition to this application may be sent to Ms. Dorothy Szorc at the New York City Department of Transportation, Division of Planning and Sustainability, 55 Water Street - 9th Floor, New York, NY 10041 no later than April 1, 2011. Any written comments received after this date may not be considered. Those opposing the application must clearly specify why the proposed additional van service will not meet present and/or future public convenience and necessity.

f16-23

PROPERTY DISPOSITION

CITYWIDE ADMINISTRATIVE SERVICES

MUNICIPAL SUPPLY SERVICES

■ AUCTION

PUBLIC AUCTION SALE NUMBER 11001-L

NOTICE IS HEREBY GIVEN of a 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, March 2, 2011 (SALE NUMBER 11001-L). Viewing is on auction day only from 8:30 A.M. until 9:00 A.M. The auction begins at 9:00 A.M. LOCATION: 570 Kent Avenue, Brooklyn, NY (in the Brooklyn Navy Yard between Taylor and Clymer Streets).

A listing of vehicles to be offered for sale in the next auction can be viewed on our website, on the Friday prior to the sale date at:

<http://www.nyc.gov/autoauction>
OR
<http://www.nyc.gov/autoauctions>

Terms and Conditions of Sale can also be viewed at this site.

For further information, please call (718) 417-2155 or (718) 625-1313.

f14-m2

■ SALE BY SEALED BID

SALE OF: 9 LOTS OF MISCELLANEOUS EQUIPMENT AND SUPPLIES, USED.

S.P.#: 11017

DUE: February 24, 2011

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.

DCAS, Division of Municipal Supply Services, 18th Floor Bid Room, Municipal Building, New York, NY 10007. For sales proposal contact Gladys Genoves-McCauley (718) 417-2156.

f10-24

POLICE

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

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

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

INQUIRIES

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

FOR MOTOR VEHICLES (All Boroughs):

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

FOR ALL OTHER PROPERTY

- * Manhattan - 1 Police Plaza, New York, NY 10038, (212) 374-4925.
- * Brooklyn - 84th Precinct, 301 Gold Street, Brooklyn, NY 11201, (718) 875-6675.
- * Bronx Property Clerk - 215 East 161 Street, Bronx, NY 10451, (718) 590-2806.

- * Queens Property Clerk - 47-07 Pearson Place, Long Island City, NY 11101, (718) 433-2678.
- * Staten Island Property Clerk - 1 Edgewater Plaza, Staten Island, NY 10301, (718) 876-8484.

j1-d31

PROCUREMENT

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

CHIEF MEDICAL EXAMINER

AGENCY CHIEF CONTRACTING OFFICER

■ AWARDS

Services (Other Than Human Services)

MAINTENANCE SUPPORT FOR SPENDMAP APPLICATION – Intergovernmental Purchase – PIN# 81611ME0028 – AMT: \$70,905.75 – TO: EnPointe Technologies Sales, Inc., 18701 S. Figueroa St. Garden, CA 90248.

f18

CITYWIDE ADMINISTRATIVE SERVICES

MUNICIPAL SUPPLY SERVICES

■ AWARDS

Goods

PEDESTALS, FIRE ALARM – Competitive Sealed Bids – PIN# 8571000413 – AMT: \$708,588.60 – TO: Edsal Machine Products Inc., 126 56th Street, Brooklyn, NY 11220.

● **KOSHER PASSOVER FOOD, 2011-DOC** – Competitive Sealed Bids – PIN# 8571100388 – AMT: \$14,235.00 – TO: Alter Lev Inc., 1004 Cortelyou Road, Brooklyn, NY 11218.

● **KOSHER PASSOVER FOOD, 2011-DOC** – Competitive Sealed Bids – PIN# 8571100388 – AMT: \$4,168.00 – TO: Universal Atlantic Inc., 1567 46th Street, Brooklyn, NY 11219.

● **MULTI SPACE PARKING METERS, COMMUNICATIONS AND GRP** – Competitive Sealed Bids – PIN# 8571000574 – AMT: \$21,775,000.00 – TO: Parkeon Inc., 40 Twosome Drive, Unit #7, Moorestown, NJ 08057.

● **FRESH, FROZEN MEATS, POULTRY AND FISH D.J.J.** – Competitive Sealed Bids – PIN# 8571100341 – AMT: \$110,696.58 – TO: Jamac Frozen Food Corp., 570 Grand Street, Jersey City, NJ 07302.

● **FRESH, FROZEN MEATS, POULTRY AND FISH D.J.J.** – Competitive Sealed Bids – PIN# 8571100341 – AMT: \$28,647.97 – TO: Max Braun and Sons Inc., 94 Woodworth Avenue, Yonkers, NY 10701.

● **PETROLEUM PRODUCTS REREFINED RE-AD** – Competitive Sealed Bids – PIN# 8571000247 – AMT: \$3,013,891.00 – TO: New York Commercial Lube DBA Metrolube, 229 Arlington Avenue, Staten Island, NY 10303.

● **PETROLEUM PRODUCTS REREFINED RE-AD** – Competitive Sealed Bids – PIN# 8571000247 – AMT: \$1,823,417.00 – TO: Circle Lubricants Inc., 35 Drexel Drive, Bay Shore, NY 11706.

● **FORKLIFT, ELECTRIC 3,000 LBS - DSNY** – Competitive Sealed Bids – PIN# 8571100014 – AMT: \$1,847,700.23 – TO: Key Material Handling Equipment Company, 4606 Third Avenue, Brooklyn, NY 11220.

f18

SERUMS FOR NYC HEALTH DEPARTMENT – Intergovernmental Purchase – PIN# 8571100530/11TB02720 – AMT: \$279,650.00 – TO: Sanofi Pasteur, Inc., Discovery Drive, Swiftwater, PA 18370. NYS Contract #PC63930.

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.

f18

■ 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.

j5-d31

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.

j5-d31

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.

j5-d31

CORRECTION

CENTRAL OFFICE OF PROCUREMENT

■ SOLICITATIONS

Services (Other Than Human Services)

INSTALLATION, OPERATION, AND MAINTENANCE OF 100 BEVERAGES, SNACK AND FOOD VENDING MACHINES – Competitive Sealed Bids – PIN# 072201117BUD – DUE 03-23-11 AT 11:00 A.M. – At various Department of Correction facilities in Manhattan, Brooklyn, The Bronx, and Queens.

A pre-bid meeting and site tour will be held on Tuesday, March 8, 2011 at 10:00 A.M. at the TEAMS Trailer on Rikers Island. If you are considering responding to this RFB, please make every effort to attend this meeting and site tour. For admission to the pre-bid meeting and site tour, vendors must execute a "Clearance Request and Authorization Form" provided with the RFB. This form must be faxed no later than 48 hours prior to the pre-bid meeting to Ms. Shaneza Shinath at (718) 278-6218 or (718) 278-6205. In addition, vendor must provide proper photo identification at the security clearance trailer on the day of the pre-bid meeting and site tour.

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.
The Bulova Corporate Center, 75-20 Astoria Blvd., Suite 160, East Elmhurst, NY 11370. Shaneza Shinath (718) 546-0684, fax: (718) 278-6218, shaneza.shinath@doc.nyc.gov

f14-28

DESIGN & CONSTRUCTION

CONTRACT SECTION

■ SOLICITATIONS

Construction/Construction Services

CONSTRUCTION OF STORM SEWERS AND APPURTENANCES IN 72ND AVENUE BETWEEN 71ST ROAD AND LITTLE NECK PKWY, QUEENS – Competitive Sealed Bids – PIN# 85011B0093 – DUE 03-16-11 AT 11:00 A.M. – PROJECT NO.: SEQ200502/DDC PIN: 8502011SE0001C. Experience Requirements. Bid documents are available at: <http://www.nyc.gov/buildnyc> 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." For more information about M/WBE certification, please call 311 or go to www.nyc.gov/getcertified. Vendor Source ID#: 72906.

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, fax: (718) 391-2615.

f18

ENVIRONMENTAL PROTECTION

■ SOLICITATIONS

Services (Other Than Human Services)

SERVICE AND REPAIR OF SLR CONTROLS WWTP'S PUMPING STATIONS – Sole Source – Available only from a single source - PIN# 826111262SLR – DUE 03-04-11 AT 4:00 P.M. – DEP intends to enter into a Sole Source Agreement with Ineltech Corporation, for 1262-SLRC: Service and repair of SLR Controls WWTP's Pumping Stations. Ineltech Corporation is the original equipment manufacturer (OEM) of the SLRC's and it is the only qualified entity that can perform the necessary service and repair work. Only the OEM can provide necessary repair parts, technical support and properly trained and qualified technicians to perform preventive maintenance and as-needed repairs to ensure that the SLRC's are operating in optimum running condition at all times. Any firm which believes it can also provide the required service in the future is invited to so, indicated by letter to: Department of Environmental Protection, Agency Chief Contracting Officer, 59-17 Junction Blvd., 17th Floor, Flushing, NY 11373, attn: Ms. Debra Butlien, dbutlien@dep.nyc.gov, (718) 595-3423.

f17-24

FINANCE

CONTRACTS

■ INTENT TO AWARD

Services (Other Than Human Services)

INSTALLATION SOFTWARE CONFIGURATION AND TRAINING SERVICES OF THE QMATIC SYSTEMS – Sole Source – Available only from a single source - PIN# 83611S0004 – DUE 03-04-11 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.

Department of Finance, 1 Centre Street, New York, NY 10007. Jean Kressner (212) 669-3896, fax: (212) 669-4294, kressnerj@finance.nyc.gov

☛ f18-25

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) 442-4018.

j1-d31

■ SOLICITATIONS

Goods

HEMODIALYSIS MACHINE – Competitive Sealed Bids – PIN# 11211016 – DUE 03-03-11 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 New York 10451. Erik Bryan (718) 579-5532, fax: (718) 579-4788, Erik.Bryan@nychhc.org

☛ f18

Goods & Services

TO INSTALL SYSTEM FOR UST-TO PROVIDE TANK MONITORING, LEAK DETECTION AND OVERFILL PREVENTION – Competitive Sealed Bids – PIN# 22211036 – DUE 03-07-11 AT 3:00 P.M. – Mandatory site visits scheduled for 02/24/2011 and 02/28/2011 at 10:00 A.M. at Lincoln Hospital Center, 234 East 149th Street, Conference Room 2A2, Bronx, New York, in the Purchasing Department. If you have any questions regarding the tank, please contact Mr. John Healy at 347-865-3201.

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. Eleanor Munnerlyn (718) 579-5999, fax: (718) 579-4788, Eleanor.Munnerlyn@nychhc.org

☛ f18

Services (Other Than Human Services)

PHILIPS HEALTHCARE TRACEMASTER VUE PORTFOLIO SOFTWARE – Sole Source – Available only from a single source - PIN# 231-11-045SS – DUE 02-25-11 AT 9:30 A.M. – The North Brooklyn Health Network intends to enter into a sole source contract for the Philips Healthcare TraceMaster Vue Portfolio Software with Philips Healthcare f/k/a Philips Medical Systems, 3000 Minuteman Road, Andover, MA 01810.

Any other supplier who is capable of providing the TraceMaster Vue Portfolio Software for the NBHN may express their interest in doing so by writing to Abraham Caban, Procurement Analyst, 100 North Portland Avenue, Rm. C-32, Brooklyn, NY 11205 or Abraham.Caban@woodhullhc.nychhc.org on or before 9:30 A.M., February 25, 2011.

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. Abraham Caban (718) 260-7593, fax: (718) 260-7619, Abraham.Caban@woodhullhc.nychhc.org

f17-24

HEALTH AND MENTAL HYGIENE

AGENCY CHIEF CONTRACTING OFFICER

■ SOLICITATIONS

Human / Client Services

NEW YORK/NY III SUPPORTED HOUSING CONGREGATE – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 81608PO076300R0X00-R – DUE 03-22-12 AT 4:00 P.M. – The Department is issuing a RFP to establish 3,000 units of citywide supportive housing in newly constructed or rehabilitated single-site buildings for various homeless populations pursuant to the New York III Supported Housing agreement. The subject RFP will be open-ended and proposals will be accepted on an on-going basis. The RFP is available on-line at <http://www.nyc.gov/html/doh/html/acco/acco-rfp-nynyccongregate-20070117-form.shtml>. A pre-proposal conference was held on March 6, 2007 at 2:00 P.M. at 125 Worth Street, 2nd Floor Auditorium, New York, N.Y. Any questions regarding this RFP must be sent in writing in advance to Contracting Officer at the above address or fax to (212) 219-5865. All proposals must be hand delivered at the Agency Chief

Contracting Officer, 93 Worth Street, Room 812, New York, NY 10013, no later than March 22, 2012.

As a minimum qualification requirement for (1) the serious and persistent mentally ill populations, the proposer must be incorporated as a not-for-profit organization, and (2) for the young adult populations, the proposer must document site control and identify the source of the capital funding and being used to construct or renovate the building.

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

Health and Mental Hygiene, 93 Worth Street, Room 812 New York, NY 10013. Huguette Beauport (212) 219-5883 fax: (212) 219-5890, hbeauport@health.nyc.gov

o1-m21

■ INTENT TO AWARD

Services (Other Than Human Services)

SOFTWARE MAINTENANCE SUPPORT – Sole Source – Available only from a single source - PIN# 11AC054101R0X00 – DUE 02-24-11 – NYC DOHMH intends to enter a Sole Source contract with Perlscope Holdings, Inc., to provide software maintenance support through BuySpeed online. This is an annual support to included web browser that serves programs within the Agency. BuySpeed is used to track requisitions, create and print purchase orders, maintain vendor file, and create reports. Any vendor that believes they can also provide these services for such procurement in the future is invited to indicate an expression of intent by letter which must be received no later than February 24th, 2011 at 4:00 P.M. All questions must be sent.

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

Health and Mental Hygiene, 93 Worth Street, Room 812 New York, NY 10013. Celoy Williams (212) 219-5876 fax: (212) 219-5890, cwillia1@health.nyc.gov

f17-24

HOMELESS SERVICES

OFFICE OF CONTRACTS AND PROCUREMENT

■ SOLICITATIONS

Human / Client Services

CORRECTION: TRANSITIONAL RESIDENCES FOR HOMELESS/ DROP-IN CENTERS – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 071-00S-003-262Z – DUE 06-27-11 AT 10:00 A.M. – CORRECTION: 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, mzmaira@dhs.nyc.gov

j6-20

HOUSING AUTHORITY

■ SOLICITATIONS

Construction / Construction Services

EXTERIOR COMPACTORS AND RELATED WORK AT PATTERSON HOUSES AND MILL BROOK HOUSES – Competitive Sealed Bids – PIN# GD1020143 – DUE 03-11-11 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, fax: (212) 306-5151, gloria.guillo@nycha.nyc.gov

☛ f18

HUMAN RESOURCES ADMINISTRATION

■ AWARDS

Human / Client Services

SCATTER SITE HOUSING – Negotiated Acquisition – PIN# 06910H074010 – AMT: \$2,550,936.00 – TO: Faces NY, Inc., 317 Lenox Avenue, 10th Floor, New York, NY 10027. E-PIN: 06909X0028CNVN003.

CONTRACT PERIOD: 04/01/2010 - 03/31/2011

● **PROVIDE MEALS AND COUNSELING FOR PLWA** – Negotiated Acquisition – Judgment required in evaluating proposals - PIN# 06910H072901 – AMT: \$1,044,824.00 – TO: The Momentum Project, Inc., 322 Eight Avenue, 3rd Floor, New York, NY 10001. E-PIN: 06906X0041CNVN002. CONTRACT PERIOD: 01/01/2010 - 12/31/2010.

☛ f18

AGENCY CHIEF CONTRACTING OFFICER

■ AWARDS

Human / Client Services

NON-RESIDENTIAL SERVICE FOR DV – Negotiated Acquisition – Judgment required in evaluating proposals - PIN# 06911H073905 – AMT: \$264,987.00 – TO: New York

City Asian Women's Center, 39 Bowery, PMB 375, NYC, NY 10002-6702. Contract Term: 10/01/10-09/30/11.

E-PIN#: 06906X0072CNVN002.

● PERMANENT CONGREGATE HOUSING –

Negotiated Acquisition – Judgment required in evaluating proposals - PIN# 06909H067102 – AMT: \$4,673,520.00 – TO: Housing Works, Inc., 57 Willoughby Street, 2nd Floor, Brooklyn, NY 11201.

Contract Term: 01/01/11-12/31/2019.

E-PIN#: 09610N0004002.

☛ f18

INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS

EXECUTIVE DIVISION

■ INTENT TO AWARD

Services (Other Than Human Services)

INDEPENDENT VALIDATION AND VERIFICATION SERVICES FOR THE EMERGENCY COMMUNICATION TRANSFORMATION PROGRAM – Government to Government – PIN# 85811T0001 – DUE 02-23-11 AT 2:00 P.M. – NASA has highly specialized expertise in providing Independent Validation and Verification Services for complex mission critical and communication technologies.

Vendors may express their interest in providing such services in the future by e-mailing ACCO@doitt.nyc.gov

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

Department of Information Technology and Telecommunications, 75 Park Place, 9th Floor, New York, NY 10007. Anne Cody (212) 788-6276, fax: (212) 788-6489, acody@doitt.nyc.gov

f14-18

JUVENILE JUSTICE

■ SOLICITATIONS

Human / Client Services

PROVISION OF NON-SECURE DETENTION GROUP HOMES – Negotiated Acquisition – Judgment required in evaluating proposals - PIN# 13010DJJ000 – DUE 06-30-11 AT 5:00 P.M. – ACS Division of Youth and Family Justice is soliciting applications from organizations interested in operating non-secure detention group homes in New York City. This is an open-ended solicitation; applications will be accepted on a rolling basis until 5:00 P.M. on 6/30/11.

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

Department of Juvenile Justice, 150 William Street, 9th Floor, New York, NY 10038. Patricia Chabla (212) 341-3505, fax: (212) 341-3625, Patricia.chabla@dfa.state.ny.us

d15-j29

PARKS AND RECREATION

REVENUE AND CONCESSIONS

■ SOLICITATIONS

Services (Other Than Human Services)

SALE OF FOOD FROM PUSHCARTS, PROCESSING CARTS, NUT CARTS, ICE CREAM CARTS AND MOBILE TRUCKS – Competitive Sealed Bids – PIN# CWB2011A – DUE 03-14-11 AT 11:00 A.M. – At various locations, Citywide.

TELECOMMUNICATIONS 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. Glenn Kaalund (212) 360-1397, fax: (212) 360-3434, revenue@parks.nyc.gov

f11-25

OPERATION OF A FREE CONCERT SERIES AND A MAXIMUM OF SIX (6) KIOSKS

– Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# X39-OB-O-2011 – DUE 03-14-11 AT 3:00 P.M. – At the Main Stage in the lower plaza of the Orchard Beach Main Pavilion, located in Pelham Bay Park, Bronx.

There will be a recommended on-site proposer meeting and site tour on Wednesday, February 23, 2011 at 12:00 P.M. We will be meeting at the proposed concession site (Block #5650 and Lot #1), which is located in front of the Main Pavilion stage area, Pelham Bay Park, Bronx. If you are considering responding to this RFP, please make every effort to attend this recommended meeting and site tour.

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, fax: (212) 360-3434, alexander.han@parks.nyc.gov

f7-18

TRIBOROUGH BRIDGE & TUNNEL AUTHORITY

■ SOLICITATIONS

Services (Other Than Human Services)

LOW AND MEDIUM VOLTAGE ELECTRICAL DISTRIBUTION SYSTEM MAINTENANCE SERVICES – Competitive Sealed Bids – PIN# 10MNT2878000 – DUE 03-18-11 AT 3:00 P.M. – A pre-bid conference is scheduled for 3/1/11 at 10:30 A.M. For reservations, please contact Janet Lebron at (646) 376-0053 no later than noon the preceding work day.

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.
Triborough Bridge and Tunnel Authority, 3 Stone Street, Bid Suite, New York, NY 10004.
Victoria Warren (646) 252-6101, fax: (646) 252-6108, vprocure@mtabt.org

✉ f18

AGENCY PUBLIC HEARINGS ON CONTRACT AWARDS

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.

ENVIRONMENTAL PROTECTION

BUREAU OF WASTEWATER TREATMENT

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Public Hearing will be held at the Department of Environmental Protection Offices at 59-17 Junction Boulevard, 17th Floor Conference Room, Flushing, New York, on March 3, 2011 commencing at 10:00 A.M. on the following:

IN THE MATTER OF a proposed contract between the Department of Environmental Protection and Safety Management Systems, LLC, 2 Union Street, Suite 300, Portland, Maine 04101 for 1272-MAR: BWT Marine Section Auditing and Consulting Services. The Contract term shall be 1095 consecutive calendar days with a option to renew for one year from the date of the written notice to proceed. The Contract amount shall be \$671,200.00 - Location: the 5 Boroughs of NYC - PIN: 82610P0003001.

A copy of the Contract may be inspected at the Department of Environmental Protection, 59-17 Junction Boulevard, Flushing, New York, 11373, on the 17th Floor Bid Room, on business days from February 18, 2011 to March 3, 2011 between the hours of 9:30 A.M. - 12:00 P.M. and from 1:00 P.M. - 4:00 P.M.

Pursuant to Section 2-11(c)(3) of the Procurement Policy Board Rules, if DEP does not receive, by February 24, 2011, from any individual a written request to speak at this hearing, then DEP need not conduct this hearing. Written notice should be sent to Ms. Debra Butlien, NYCDEP, 59-17 Junction Blvd., 17th Floor, Flushing, NY 11373 or via email to dbutlien@dep.nyc.gov.

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

✉ f18

AGENCY RULES

CONSUMER AFFAIRS

■ NOTICE

NOTICE OF ADOPTION

Notice of Adoption of Rules and Amendments to Rules regarding the licensing of Process Servers.

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED IN the Commissioner of the Department of Consumer Affairs by Section 20-104(b) of Chapter 1, Title 20 of the Administrative Code of the City of New York and in accordance with the requirements of Section 1043 of the New York City Charter that the Department promulgates and adopts rules and amendments to existing rules regarding the licensing of process servers.

These rules and amendments were proposed and published on November 10, 2010. The required public hearing was held on December 10, 2010. This Notice of Adoption supersedes and replaces the Notice of Adoption published on January 24, 2011. This rule will take effect in thirty days.

Material being deleted is shown below in brackets and material being added is underlined.

RULE

Section 1. Section 2-231 of subchapter W of Chapter 2 of Title 6 of the Rules of the City of New York is amended to read as follows:

§ 2-231 Definitions.

For the purposes of the application of Subchapter 23 of Chapter 2 of Title 20 of the Administrative Code, (unless the context indicates otherwise), the following definitions apply. **Bound volume.** "Bound volume" means a book or ledger that at the time of purchase contains a specified number of unfolded sheets of paper or other material that are permanently secured to covers by stitching, glue or any other such method that is calculated to make readily discernable the removal or insertion of one or more sheets after the first use of such volume.

Chronological. "Chronological" with respect to the notation in a process server record or log means that each notation shall be entered sequentially according to the time and date of the activity recorded and without leaving any blank spaces between each entry that would allow for the insertion of any additional notation between any two entries.

Contemporaneous. "Contemporaneous" in relation to entries in records means at or near the time of the event as to which an entry is recorded, or within a reasonable time thereafter. **Engaged in the business of serving.** "Engaged in the business of serving" means the following:

- (1) Service of five or more processes within the City of New York in any one calendar year; or
- (2) One who assigns, distributes or delivers processes to another for actual service.

Image file. "Image file" in relation to scans of the records kept by process servers or process serving agencies means a file that contains graphic data such that the file is an exact replica of a specific set of data, and is saved as a portable data file ("pdf").

Legible. "Legible" with respect to the handwriting in the record kept by process servers and in the scanned or copied images of such record means easily read and discernable in all of its details, and in no way obscured.

Paginated. "Paginated" means that each page in a volume or log, at the time of purchase, is sequentially numbered starting with the number "1" or contains an indelible label stating the number of pages the volume originally contained.

Person. "Person" shall mean any individual, firm, company, partnership, corporation, association or other organization.

Portable media device. "Portable media device" as it pertains to electronic record-keeping means an electronic data storage device used to record and store data, such as a flash memory device, CD-ROM or external hard drive.

Process. "Process" shall mean a summons, notice of petition, order to show cause, subpoena, notice, citation or other legal paper issued under the laws of the State of New York directing an appearance or response to a legal action, legal proceeding or administrative proceeding; provided, however, that if under the laws of the State of New York the mailing of such legal paper is sufficient to effect service, such legal paper shall not be process for the purpose of this subchapter.

Process Server. "Process Server" shall mean a person engaged in the business of serving process upon any person, corporation, governmental or political subdivision or agency. **Process Serving Agency.** "Process serving agency" shall mean any person, firm, partnership, association or corporation, other than an attorney or a law firm located in this state, or city marshal, who maintains an office, bureau or agency, one purpose of which is to assign or distribute process to individual process servers for actual service in the City of New York.

Scanning. "Scanning" in relation to electronic record-keeping means the process of translating a document into a digital form that can be recognized by a computer. A "scan" with respect to electronic record-keeping is the image file that is created by scanning.

Section 2. Subchapter W of Chapter 2 of Title 6 of the Rules of the City of New York is amended by adding new sections 2-232a, 2-232b, 2-232c and 2-232d to read as follows:

§ 2-232a Surety Bond Requirements for Process Server and Process Serving Agencies

(a) The surety bond required under Section 20-406.1 of the Administrative Code shall be paid in full and must be effective for the entire term of the license.

(b) If a process server or process serving agency's surety bond lapses for any reason, the license issued pursuant to Section 20-403 of the Administrative Code shall become void for such process server or process serving agency.

§ 2-232b Employee Exemption from Bond

(a) Any process server seeking exemption from the bond requirement pursuant to Section 20-406.1(a) of the Administrative Code because he or she serves process exclusively as an employee of a licensed process serving agency shall furnish to the Department upon application or renewal, a certification from the licensed process serving agency for which he or she works in a form approved by the Commissioner that affirms that

- (1) the process server serves process exclusively as an employee of the process serving agency;
 - (2) the bond that the licensed process server agency has furnished to the commissioner is conditioned upon the process server's compliance with the laws and rules governing the activities of a process server and upon the further conditions set forth in Section 20-406.1(a) of the Administrative Code; and
 - (3) the process serving agency acknowledges that it must notify the Department in writing within five (5) days of the date that the process server ceases to serve process exclusively as an employee of the process serving agency.
- (b) The process server or the process serving agency shall provide additional documentation that the Department may seek regarding the process server's employee status.

§2-232c Process Server Trust Fund. (a) *Establishment.* There is hereby established a Process Server Trust Fund (hereinafter, "the Fund") to provide for the payment of

outstanding awards to aggrieved consumers and fines owed to the City. The Fund shall be administered by the Comptroller of the City of New York pursuant to §93 (h) of the New York City Charter.

(b) *Participation in the Fund.* (1) To qualify for participation in the Fund, an applicant for a process server license or renewal therefore shall submit with such server's application a copy of its completed application to two sureties approved by the Commissioner for the bond required by §20-406.1 of the Administrative Code of the City of New York and the original copies of the rejection or denial of such application by such sureties. Pursuant to such section, process serving agencies shall not be eligible to participate in the Fund.

(2) Any process server who qualifies for participation in the fund may participate by submitting with the application for a process server license or renewal thereof a certified check or money order in the amount \$1,000, made payable to the New York City Consumer Affairs Department for depositing the amount in such Fund.

(3) A bonded licensee may participate in the Fund in lieu of continued compliance with the bond requirement of §20-406.1 (a) of such Code by submitting proof that consists of an original copy from the process server's current surety denying renewal and the completed applications and original denials from two additional sureties approved by the Commissioner, and upon submitting to the Department a certified check or money order in the amount of \$1,000 made payable to the New York City Department of Consumer Affairs, prior to the expiration or cancellation of the licensee's bond.

(4) The required deposit to be made by applicants to participate in the Fund shall not be refundable upon the issuance of a process server license. If the Department denies issuance of a license or renewal thereof, the deposit made by the applicant shall be refunded within thirty days after the application for a license or renewal thereof is denied.

(5) Participation in the Fund does not relieve a licensee of any obligation to pay awards or fines imposed by the Department or judgments or arbitration awards rendered against the licensee by a court of competent jurisdiction. In the event that a process server's license is revoked, surrendered or the process server fails to renew its license, and the Fund is invaded to pay an award, fine or judgment that was rendered against such process server pursuant to the provisions of the Code or these rules, no license shall be issued or reinstated to such process server unless the amount(s) paid out of the Fund on behalf of such process server is reimbursed by such process server in full.

(c) *Invasion of the Fund.* (1) If the Department has revoked a process server's license or the licensee has surrendered or failed to renew the license, the Commissioner may require that disbursements be made from the Fund to pay to the City any fine, penalty or other obligation the City imposes relating to the violation of subchapter 23 of Chapter 2, Title 20 of the Administrative Code of the City of New York and any rules promulgated thereunder or to pay a final outstanding judgment recovered in an action arising out of the violation of the provisions of such subchapter.

(2) No disbursement shall be made from the Fund to pay an award, fine or judgment that is rendered against a licensee who has furnished a bond pursuant to the requirements of §20-406.1 (a) of the Administrative Code of the City of New York or against a process server who was not licensed by the Department or a participant in the Fund at the time of the violation.

(3) Disbursement from the Fund shall be made at the discretion of the Commissioner or his or her designee, provided, however, that invasion of the fund shall be limited to no more than \$10,000 for all awards, fines or judgments arising out of a single service of process.

(4) The Commissioner or his or her designee may order that partial payment of awards, fines or judgments be made from the Fund.

(5) Nothing contained herein shall be construed to limit the rights and remedies of any party, including the Department, to pursue a cause of action against a process server who is a participant in the Fund.

(6) Nothing contained herein shall be construed to provide for the payment of awards or judgments rendered against Fund participants in personal injury actions.

(d) *Accounting.* The Commissioner shall, by January 31 of each year, cause an accounting to be made of all of the Fund's activities during the preceding calendar year.

§ 2-232d Testing.

Every person who applies for a process server license or renewal thereof shall be required to pass an examination prior to being issued a license or renewal. Such examination shall test the applicant or licensee's knowledge regarding proper service of process within the city of New York and familiarity with relevant laws and rules. The fee for this examination will be \$75 and is not refundable. An applicant who fails the exam on the first attempt may take the examination a second time without an additional fee. After the second successive failure, the applicant's application or renewal will be denied and he or she must reapply for a process server license.

Section 3. Section 2-233 of subchapter W of Chapter 2 of Title 6 of the Rules of the City of New York is amended to read as follows:

§ 2-233 Records.

(a) *Duty of individual licensee to keep records.* Each process server shall keep records in compliance with the provisions of [§ 89-cc] 89-cc of the General Business Law, as follows:

- (1) Each process server shall maintain a legible record of all service made by him as prescribed in this section.
- (2) The record to be maintained shall include the following

information, where applicable:

- (i) the title of the action or a reasonable abbreviation thereof;
- (ii) the name of the person served, if known;
- (iii) the date and approximate time service was effected;
- (iv) the address where service was effected;
- (v) the nature of the papers served;
- (vi) the court in which the action has been commenced;
- (vii) the index number of the action, if known.

(3) If service is effected pursuant to subdivisions one, two, or three of section three hundred eight of the civil practice law and rules, the record shall also include the description of the person served, including, but not limited to, sex, color of skin, hair color, approximate age, height and weight and other identifying features.

(4) If service is effected pursuant to subdivision four of section three hundred eight of the civil practice law and rules, the record shall also include the dates, addresses and time of attempted service pursuant to subdivisions one, two or three of such section. All attempts must be entered in a separate, chronological entry.

(5) If [the process server files] an affidavit of service is filed with the court, [his] the record shall include the date of such filing.

(6) Process servers shall retain each record required to be kept under this § 2-233(a) for a period of [two] seven years from the date of service. Where a process server is employed as a process server by any person, a copy of such records shall also be maintained by such person at his principal office in this state for the same period.

(b) *Licensees who serve process shall also include in/maintain their records in the following manner:*

(1) The licensee shall make a separate and contemporaneous entry of the date, time and address of every attempted and effected service of process in chronological order in a bound, paginated volume.

(2) The licensee shall make entries in only one volume at a time, which shall contain every attempted and effected service made by the licensee, until all of the available space in the volume is filled.

(3) The written entry for each service shall include the type of service effected whether personal, substituted or conspicuous.

(4) If service is effected pursuant to CPLR § 308(4) or RPAPL § 735(1), the entry shall include a description of the area adjacent to the door to which process is affixed including the color and composition of hallway walls, color and composition of hallway floor or doorstep, and location of premises in relation to stairs, elevator or entranceway.

(5) If service pursuant to RPAPL § 735(1) is effected by affixing a copy of the notice and petition upon a conspicuous part of the property sought to be recovered or placing a copy under the entrance door of such premises then the record shall also include the dates, addresses and time of attempted service. All attempts must be entered in a separate, chronological entry.

[2] (6) The [person or firm] entry shall include the name and license number of the process server organization from whom the process served was received, or, if not received from a process server organization, of such other person or firm from whom the process served was received.

[(3) Type of service effected whether personal, substituted or conspicuous.]

[4] (7) If service is made pursuant to RPAPL § 735(1) in a manner other than by delivery of the notice of petition and petition to the respondent personally, the entry in the process server's record of service or attempted service shall include [The] the postal receipt number of registered or certified mail [if service is effected pursuant to RPAPL 735(1).]

[(5) Records shall be kept in chronological order in a bound, paginated volume.]

[6] (8) Corrections in records shall be made only by drawing a straight line through the inaccurate entry and clearly printing the accurate information directly above the inaccurate entry. All other methods of correction, including but not limited to, erasing, opaquing, obliterating, or redacting, are prohibited.

(c) *Duty of [other licensees] licensed process serving agencies to keep records.* Every [licensee] process serving agency shall keep complete and accurate records with respect to each individual licensee to whom it distributes, assigns or delivers process to be served. Such records shall [include:] be kept in a searchable manner that permits ready identification of (i) the daily activity of each such individual licensee and (ii) any or all process assigned or distributed for service by the name of the person or entity from whom the process serving agency received such papers for service.

(1) The records shall at a minimum include:

(i) The name and license number of the individual licensee to whom process is distributed, assigned or delivered to be served;

[(2) The names and index numbers of each case;]

[(3) The date that such papers were assigned for service, and the date that service was effected;]

[(4) The person from whom such papers were received for service;]

[(5) The date of filing of papers with the court.]

(ii) All of the information required to be maintained pursuant to paragraphs (1) through (5) of subdivisions (a) and paragraphs (3) through (5), and (7), of subdivision (b) of this rule.

(iii) A copy or a scan to an image file that legibly reproduces the original record in all details of the individual licensee's record maintained pursuant to subdivisions (a) and (b) of this rule for each day on which the individual licensee attempted or effected service of the process assigned to the individual licensee;

(iv) A copy of every routing sheet, work order or other written instruction given to the individual licensee;

(v) Copies of any notes, memoranda or other writings submitted by the individual licensee containing information related to the attempted or effected service of process;

(vi) A copy of every affidavit of service signed by the individual licensee.

(2) [(d)] Availability of records. All records shall be retained by the licensee for [two] seven years or until further order of the Department and shall be available for inspection by the Commissioner of Consumer Affairs or his designee.

Section 4. Subchapter W of Chapter 2 of Title 6 of the Rules

of the City of New York is amended by adding a new section 2-233a to read as follows:

§2-233a Electronic Records.

Licensed process servers and process serving agencies must maintain records in an electronic format that is resistant to tampering.

(a) Process Servers. Process servers shall maintain electronic records in accordance with the provisions of this subdivision. A licensed process server may meet the requirement to maintain records in an electronic format as required by § 20-406.3 of the Administrative Code by

(1) scanning into an image file that legibly reproduces in all details on a daily basis the original record the process server maintains in a bound volume pursuant to section 2-233,

(i) the image file shall be named with the date of the service recorded in the bound volume and the process server's license number, and shall be date and time stamped with the date and time that the file was created; and

(ii) such scanning shall be done within twenty-four hours from the last event that the record records; and

(iii) the process server must save the scanned image file to a portable media device at least once per week and shall maintain the portable media device in a manner designed to ensure its security and preservation, including by keeping it in a location separate from the original image file; and

(iv) such portable media device shall be labeled with the process server's last name, license number, and the date range of the records stored on the device; or by

(2) maintaining electronic records in accordance with the provisions set forth in subdivision (b) of this section.

(3) Nothing in this section shall be construed to relieve the licensed process server of the duty to maintain a bound, chronological, and contemporaneous record of service as provided under section 2-233 of this rule.

(b) Process Serving Agencies. Process serving agencies shall maintain electronic records in accordance with this subdivision. Such agencies must maintain all information required to be maintained pursuant to section 2-233(c) of this rule.

(1) Licensees shall input information required to be maintained pursuant to § 2-233(c) into the electronic record-keeping system within twenty-four hours after the last event recorded occurred.

(2) The licensee shall use an electronic records management system that:

(i) ensures the authenticity, reliability and integrity of the digital records;

(ii) permits the efficient retrieval of digital records;

(iii) contains a backup support system such that the electronic records shall be capable of being reconstructed in the event of an electronic or computer malfunction or unforeseen accident resulting in the destruction of the system or the information contained therein.

(3) The information required to be maintained pursuant to section 233(c)(1) shall be maintained in electronic form in a format provided by the Department as an Excel spreadsheet and accessible at the following internet address:

http://www.nyc.gov/processserver or by a third party document management system in any of the following formats provided that the records shall contain such separate fields with parameters as follow:

(i) name of the individual process server to whom service is assigned, which will be entered as last name, first name;

(ii) the license number of the individual process server to whom service is assigned, which will be specified as a seven digit number, where the first number shall be zero if the process server's license number is less than seven digits;

(iii) the title of the action, if any;

(iv) the name of the person served, if known, which shall be entered as last name, first name;

(v) the date that service was effected, which shall be entered as MM/DD/YYYY;

(vi) the time service was effected, which shall be entered as military time;

(vii) the address where service was effected, which shall be entered as three different fields such that one field will be for the street address and any apartment number, the second field will be for the city or borough, and the third field will be for zip code;

(viii) the nature of the papers served;

(ix) the court in which the action has been commenced, which shall be entered as either Civil Court NYC, Civil Supreme, Criminal, Housing(L/T), or District Court, followed by the county of the court, the judicial department if appellate, or the federal district;

(x) the full index number, which shall be entered with all information necessary to identify the case, such as XXXXX/XX, unless the case is a Civil Local matter, in which case, it will include the prefix of CV, CC, LT, MI, NC, RE, SC, or TS;

(xi) if service was effected pursuant to subdivisions (1) through (3) of CPLR § 308, a description of the person served which shall consist of six fields, including sex, hair color, approximate age, height, weight, and any other identifying features;

(xii) whether service was delivered, as indicated by a Y or N;

(xiii) the type of service effected, which shall be entered as a P for personal service, an S for substitute service, or a C for conspicuous service;

(xiv) if service was effected pursuant to subdivision (4) of CPLR § 308 or subdivision one of RPAPL § 735, a description of the door and the area adjacent.

(4) If the process serving agency elects to record the information required to be maintained pursuant to section 233(c)(1) itself rather than through a third-party provider, it shall convert such information into a portable document ("pdf") format within twenty four hours from the last event the record records.

(i) The process serving agency shall ensure that the security settings for this converted pdf are set so that editing and printing of the document is restricted and no edits or changes may be made to the document.

(5) Licensees shall preserve the electronic records by either (a) submitting the record entries to a third party service on a daily basis or (b) copying the file to a portable media device within one week of a creation of the file. Such device must be maintained in a manner designed to ensure its security and

preservation, including by keeping it in a separate off-site location. (c) Process servers shall not tamper with data or properties of any electronic record kept pursuant to this section after an image file is made by modifying, amending, deleting, rearranging or in any other way altering any such data or properties including but not limited to using a meta data scrubber or similar device or program.

preservation, including by keeping it in a separate off-site location. (c) Process servers shall not tamper with data or properties of any electronic record kept pursuant to this section after an image file is made by modifying, amending, deleting, rearranging or in any other way altering any such data or properties including but not limited to using a meta data scrubber or similar device or program.

Section 5. Subchapter W of Chapter 2 of Title 6 of the Rules of the City of New York is amended by adding a new section 2-233b to read as follows:

§ 2-233b Electronic Record of Service

Process servers shall comply with all rules regarding the tracking of service with a global positioning system ("GPS") as shall be promulgated by the Commissioner.

Section 6. Subchapter W of Chapter 2 of Title 6 of the Rules of the City of New York is amended by adding new sections 2-234a and 2-234b to read as follows:

§ 2-234a Duties of Process Serving Agencies.

(a) Assignment of Process to Individual Process Servers.

A process serving agency shall not assign or distribute process for service to an individual process server who:

- (1) is not licensed to serve process;
- (2) has not complied with the requirements of Section 20-406.1 of the Administrative Code;
- (3) does not display integrity and honesty in his or her process serving activities; and
- (4) does not comply with the recordkeeping requirements applicable to the service of process in the City of New York, including maintaining an electronic record of service.

(b) **Compliance Plan.** A process serving agency shall develop and implement policies and procedures set forth in a written Compliance Plan to ensure that an individual process server acts with integrity and honesty and complies with the recordkeeping requirements applicable to process servers.

(1) The process serving agency shall take appropriate disciplinary action against an individual process server who fails to comply with the law, including, but not limited to, suspending or terminating its employment, agency or other relationship with the individual process server;

(2) The policies and procedures to review the individual process server's compliance with recordkeeping requirements shall require the agency to:

(i) at least once each month, review for completeness and accuracy the records of each individual process server to whom it assigns or distributes process;

(ii) prepare a monthly written report of its review of the records maintained pursuant to section 2-233 of these Rules of each individual process server to whom it assigns or distributes process during that month;

(iii) maintain each monthly report for at least seven years; (iv) maintain records of any disciplinary actions taken against the individual licensed process server;

(v) report to the Department in writing the name and license number of each individual licensed process server who does not comply with the law governing process servers within ten (10) days of learning of such non-compliance;

(vi) make available, upon request, to the Department a copy of its record review procedures, any written reports of the reviews it maintains, and copies of any referrals of individual process servers to the Department.

(c) **Implementation Affirmation.** A process serving agency in possession of a license issued by the Department on the effective date of this Rule shall submit an affirmation to the Department that it has adopted a written Compliance Plan within sixty (60) days of such effective date. After the effective day of this Rule, no license shall be issued or renewed until the process serving agency files with the Department an affirmation that it has adopted a Compliance Plan.

(d) Persons to Whom the Agency Assigns Service.

(1) A process serving agency must notify the Department in writing at the time of its application or renewal, or at such times as requested by the Department of:

(i) the names, addresses, and Department license numbers of each process server who serves process exclusively as an employee of the process serving agency; and

(ii) the names, addresses, and Department license numbers of each process server who serves process on behalf of the process serving agency.

(2) If additional process servers are assigned process by the process serving agency or a new process server is hired to serve process exclusively as an employee of the process serving agency after the date of such application or renewal, the licensee must notify the Department in writing within five (5) days of the new assignment or employee with the names, addresses and Department license numbers of such additional process servers.

(3) If a process server ceases to serve process exclusively as an employee of a process serving agency after the date of such application or renewal, the process serving agency must notify the Department in writing within five (5) days that the process server ceases to serve process exclusively as an employee with the name, address and Department license number of such process server.

(4) The process serving agency must advise the Department of any process server who is misrepresenting his or her license status or his or her compliance with the requirements of Section 20-406.1 of the Administrative Code.

(3) If a process server ceases to serve process exclusively as an employee of a process serving agency after the date of such application or renewal, the process serving agency must notify the Department in writing within five (5) days that the process server ceases to serve process exclusively as an employee with the name, address and Department license number of such process server.

(4) The process serving agency must advise the Department of any process server who is misrepresenting his or her license status or his or her compliance with the requirements of Section 20-406.1 of the Administrative Code.

§ 2-234b Duty of Process Servers to Report Agencies That Assign Service.

(a) A process server must report the name and license number of the process serving agency for whom he or she serves process exclusively as an employee when applying for a license or renewal thereof.

(b) A process server must report to the Department in writing when he or she ceases to exclusively serve process as an employee of a process serving agency within five (5) days that he or she ceases such employment. The process server must include the name and license number of any other process serving agency that he serves process exclusively as an

employee.

(c) When applying for a license or renewal thereof, a process server shall report the name and license number of every process serving agency which he or she has reason to believe assigns process for service to the applicant.

(d) A process server applying for a renewal of a license shall report the name and license number of every process serving agency from which it has accepted assignment of service of process within the previous two years.

(e) A process server shall keep a list of the name and address of each process serving agency that assigns service to the process server. The process server shall maintain the list for seven years and produce it upon request by the Department.

Section 7. Section 2-235 of subchapter W of Chapter 2 of Title 6 of the Rules of the City of New York is amended to read as follows:

§ 2-235 Preparation of Affidavits of Service.

No licensee shall sign or notarize or cause to be signed or notarized an affidavit of service until all factual averments have been set forth. The licensee shall include his/her license number on all affidavits of service signed by him/her. The licensee shall maintain a copy of every affidavit of service for at least seven years in electronic form or as a paper copy.

Section 8. Section 2-236 of subchapter W of Chapter 2 of Title 6 of the Rules of the City of New York is amended to read as follows:

§ 2-236 Duty to Report Hearings Contesting Service.

(a) Whenever a process server or process serving agency receives any type of notice, including an oral communication, that a court has scheduled a hearing to determine whether service of process made or assigned by such licensee was effective, [The] the licensee shall [notify] submit a report to the Department (attention of Counsel's Office), in writing, by certified mail, or by e-mail to an address designated by the Department, within ten days of [the]conclusion of any court hearing, including, but not limited to, hearings commonly known as "traverse hearings," where service of process is contested.] receiving such notice. Such written [notice] report shall include:

- [(a)] (1) the title and index number of the action;
- [(b)] (2) the court and the judge before whom the hearing [took place] is scheduled;
- [(c)] (3) the date(s) of the hearing;
- [(d)] any finding of the court regarding the service of process, if known.] (4) the name and license number of every licensee who effected service or assigned or distributed the process for service; and
- (5) copies of all records, including but not limited to, routing sheets, the pages of the licensee's log book for each day on which service of the process in issue was attempted or effected, and all affidavits of service, pertaining to the contested service.

(b) The licensee shall have an affirmative obligation to learn and report to the Department the result of the hearing, including any judicial order or voluntary settlement resolving the challenge to service of process, within ten days of the issuance of a decision on or settlement of the challenge.

Statement of Basis and Purpose. Section 20-104 (a) of the New York City Administrative Code confers on the Commissioner cognizance and control over all licenses issued under Chapter 2 of such Code, which includes process servers who are required to be licensed pursuant to Subchapter 23 of Chapter 2 of Title 20 of the Code. Section 20-104 (b) confers on the Commissioner the power to promulgate rules necessary to carry out his or her powers and duties, to require licensees to keep such records as he or she may determine are necessary or useful to carrying out the purpose of Chapter 2 governing licensing laws and all other laws conferring such powers upon him and her, and to protecting the health, safety, convenience and welfare of the general public with respect to licensed activities. Those powers include the authority to promulgate rules prescribing how licensees maintain records that they are by law required to keep; to require that licensees, their employees and agents, conduct their activities consistent with the requirements of the laws applicable to the service of process in the City of New York and with standards of honesty and integrity; and to require the licensees notify the Department and the public when they fail to carry out their duties in a competent and lawful manner.

The Department has concluded that the Rules applicable to persons and entities engaged in the business of process service in the City of New York require strengthening. These proposed rules will tighten the recordkeeping requirements that currently exist; impose specific duties on process server organizations to ensure that the individual process servers to whom they assign process for service act with honesty and integrity, and maintain records of their activities in compliance with legal requirements; require a process server organization to notify the Department and disclose to the public when it has reason to know that the requirements of the law applicable to process service have not been followed; require that records be maintained for seven years in an electronic format; and direct that all process servers utilize a global positioning system device to ensure that all service is made in accordance with rules to be promulgated by the Department.

Section 1 of the Rule amends definitions already in the Rules and adds new definitions to clarify the meaning of terms used in the Rules that have previously been undefined. The terms "bound volume", "paginated" "legible" and "chronological" have previously appeared in the Rules without definition. The definitions will clarify for process servers their duty to maintain records of their process serving activities in a manner that is resistant to tampering and manipulation. The term "contemporaneous" has been added to ensure that process servers maintain records in a timely manner when memory of their activity is fresh and accurate. Terms that relate to electronic records have also been added to clarify the requirements for that rule.

Section 2 of the Rule adds Section 2-232a, 2-232b, 2-232c, and 2-232d. Section 2-232a implements the surety bond for process servers and process serving agencies and requiring that a surety bond must be effective for the entire term of the license period. This Section also provides that if a process

server or a process serving agency's bond lapses for any reason, the license is void.

Section 2-232b elaborates on the exemption from the bond requirement set forth in Section 20-406.1 of the Code for process servers who serve process exclusively as employees of an agency under the Rule, if an applicant for a license or renewal claims that he or she is an employee of an agency, and therefore exempt, that process server must submit a certification from the agency affirming that the process server serves process exclusively as an employee of the agency and that the bond that the agency submitted is conditioned upon the process server's compliance with the laws and rules governing the activities of a process server. This section also requires that if a process server ceases to be an employee of a process serving agency, the agency must notify the Department within five (5) days of the process server is ceasing to be an employee.

Section 2-232c establishes a Trust Fund into which process server applicants can deposit a minimum of \$1,000 in lieu of providing the required bond upon providing proof satisfactory that they were unable to obtain such bond. Proposed Rule 2-232c (a) creates the necessary Trust Fund; subdivision (b) prescribes the proof applicants must submit that they are unable to obtain the bond and the conditions under which process server licensees participate in the Trust Fund; subdivision (c) specifies how the Trust Fund may be invaded to pay awards to consumers and fines and penalties on behalf of licensees participating in the Trust Fund; and subdivision (d) provides for the Commissioner accounting annually for all of the activities of the Fund.

The Department has also concluded that to ensure that the Trust Fund remains financially solvent to pay prospective obligations, process server applicants be required to make a contribution of at least the minimum \$1,000 whenever they apply for license renewals.

Section 2 of the Rule also adds § 2-232d which establishes the test required under § 20-406(c) of the Code. This Rule establishes that all applicants and renewals for a process server license must pass an examination that will test the laws and rules for service of process in the city. The test fee is \$75. If the process server applicant or renewal fails the test on the first attempt, he or she may take the test a second time for no additional fee. If the applicant or renewal fails the test on the second attempt, the application or renewal will be denied and he or she must reapply for a license.

Section 3 of the Rule amends Section 2-233 of the Rules, which sets forth recordkeeping requirements applicable to individual process servers and process server organizations. It clarifies that individual process servers must keep a contemporaneous record of every attempted and effected service of process in a bound and paginated volume. The Rule has not previously required that every attempted service be recorded in chronological order, only that attempted services be recorded after "nail and mail" service is completed. The requirement that attempted and effected service be recorded chronologically will prevent process servers from post hoc recording of attempted service to avoid detection of dishonesty. Together with the requirements that records be kept in bound, paginated volumes and that corrections do not obscure original entities, these new rules will ensure that process servers' records will be more complete and transparent than in the past. Section 6 also adds new responsibilities to process serving agencies to collect and maintain records of service performed by the individuals they hire to complete service to provide a second set of data available to the Department and the public and thereby achieve greater compliance with process serving laws.

Section 4 of the Rule adds a new Section 2-233a to require process servers and process serving agencies maintain their records in an electronic format. The rules specify the manner in which licensees must comply with this requirement to ensure the integrity, security and legibility of the electronic records. The new section will give process server individuals who are not exclusive employees of an agency two options. The first option allows the process server individual to scan information that he or she is required to maintain under New York State and City Law into an electronic format. The process server must make these scans within twenty-four (24) hours of the last recorded service for a day. The scans must be saved to a labeled portable media device, such as a flash drive or a CD-ROM. In the alternative, a process server may follow the same requirement as a process serving agency. The process server will still be required to maintain a bound, paginated volume that records service. Process serving agency licensees must maintain records in a tamper-proof electronic format that is maintained by a third-party or they may enter it into a spreadsheet such as the one that will be made available on the Department's website and converted to a pdf and copied to a portable media device. The measures outlined will help to ensure that the records maintained are easily accessible and searchable by the Department and others.

Section 5 pertains to the new electronic record of service provision that will be promulgated at a later date. It requires that all process servers and process serving agencies will comply with any rule regarding electronic record of service promulgated by the Commissioner.

Section 6 of the Rule adds new Sections 2-234a and 2-234b to the Rules to clarify the responsibilities of process serving agencies to ensure that the individual process servers to whom they assign or distribute process are properly licensed, have the requisite bond or trust fund membership, act with honesty and integrity, and comply with recordkeeping requirements.

Section 2-234a sets forth the duties of process serving agencies. Subsection (a) specifies that a process serving agency shall not assign or distribute process for service to an individual process server who is not licensed, does not display integrity and honesty in process serving activities, and does not comply with recordkeeping requirements.

Subsection (b) requires each process serving agency to develop and implement a Compliance Plan for complying with Subsection (a)(2) of the new rule. It requires a process serving agency to develop and implement policies and procedures to regularly review for completeness and accuracy the records kept by individual process servers. Implementation of plans written by the agencies will provide explicit direction to the agencies about how to ensure that individuals they hire act in accordance with the law, and will provide information from which the Department can assess whether the agencies are meeting their supervisory responsibilities. Those plans will obligate the agencies to take corrective actions when they discover that individual process servers have not acted in compliance with the law or have failed to display integrity in their practices, and to make those findings available to the Department, the agencies' clients and to the public.

Subsection(c) provides that no process serving agency can maintain a license unless it has submitted an affirmation that it has developed and implemented a Compliance Plan consistent with the requirements of subsection (b).

Subsection (d) compels process serving agencies to provide a list of all licensed process servers to whom service is assigned at time of application or renewal, as well as a list of all process servers who are employees of the agency. It also requires that the agency update this list within five days when a new process server is assigned service or when a process server ceases to be an employee of the agency. Process serving agencies will also have an affirmative duty to ensure that it only assigns service to process servers who either carry an individual bond or are exclusive employees of the agency, or process servers who participate in the trust fund. This section also requires a process serving agency to notify the Department when a process server misrepresents his or her licensing status.

Section 2-234b requires that a process server report to the Department the name and license number of the process serving agency that assigns service. The process server will have to report this information when applying for the license or renewing. Additionally, process servers who serve process exclusively as an employee have an affirmative obligation to notify the Department in writing when he or she ceases to serve exclusively as an employee for an agency. Process servers must also maintain a list of all agencies that assign service to the process server. These lists must be maintained for seven (7) years, and must be provided to the Department on request.

Section 7 of the Rule amends Section 2-235 to require that process servers maintain for seven years copies of affidavits of service that they execute.

Section 8 of the Rule amends Section 2-236 to clarify the responsibilities of process servers, including process serving agencies, who receive notice that a court has scheduled a hearing in a challenge alleging that process was not properly served. The amended rule clarifies that both the process serving agency and the individual process server to whom process was assigned or distributed for service have an obligation to notify the Department of the scheduling of a hearing and provide documents related to the challenged service within ten days. In addition, the amended rule imposes an affirmative obligation upon licensees to track developments in the challenge to service. The licensee must learn and report to the Department the results of the challenge, including any judicial order or voluntary settlement resolving the challenge, within ten days of the issuance of a decision on or settlement of the challenge.

In the January 24, 2011 Notice of Adoption, the Department inadvertently omitted from Section 4, adding a new section 2-233a, the internet address where licensed process serving agencies may obtain an Excel spreadsheet that provides the format in which electronic records may be maintained. The internet address appears in these rules in section 2-233a(b)(3).

SPECIAL MATERIALS

CITYWIDE ADMINISTRATIVE SERVICES

MUNICIPAL SUPPLY SERVICES

■ NOTICE

**OFFICIAL FUEL PRICE SCHEDULE NO. 6625
FUEL OIL AND KEROSENE**

CONTRACT NO.	ITEM NO.	FUEL/OIL TYPE	VENDOR	CHANGE	PRICE EFF. 2/1/2011
2887105	2.0	#1DULS	MANH	SPRAGUE ENERGY CORP -.0154 GAL.	3.2998 GAL.
2887105	3.0	#1DULS	BRONX	SPRAGUE ENERGY CORP -.0154 GAL.	3.2998 GAL.

2887105	4.0	#1DULS	BROOKLYN	SPRAGUE ENERGY CORP	-.0154 GAL.	3.3348 GAL.
2887105	5.0	#1DULS	QUEENS	SPRAGUE ENERGY CORP	-.0154 GAL.	3.3348 GAL.
2887105	6.0	#1DULS	S.I.	SPRAGUE ENERGY CORP	-.0154 GAL.	3.3998 GAL.
2887105	7.0	#1DULS	P/U	SPRAGUE ENERGY CORP	-.0154 GAL.	3.2116 GAL.
2887086	3.0	#1DULSB20	CITY WIDE BY TW	SPRAGUE ENERGY CORP	-.0198 GAL.	3.4098 GAL.
2887086	7.0	#1DULSB20	P/U	SPRAGUE ENERGY CORP	-.0198 GAL.	3.3401 GAL.
2887086	1.0	#1DULSB5	CITY WIDE BY TW	SPRAGUE ENERGY CORP	-.0165 GAL.	3.2658 GAL.
2887086	5.0	#1DULSB5	P/U	SPRAGUE ENERGY CORP	-.0165 GAL.	3.1838 GAL.
3087064	1.0	#1DULSB50	CITY WIDE BY TW	METRO FUEL OIL CORP.	-.0264 GAL.	4.2014 GAL.
2887052	1.0	#2	MANH	RAPID PETROLEUM	-.0272 GAL.	2.7882 GAL.
2887052	4.0	#2	BRONX	RAPID PETROLEUM	-.0272 GAL.	2.7880 GAL.
2887052	7.0	#2	BROOKLYN	RAPID PETROLEUM	-.0272 GAL.	2.7776 GAL.
2887052	13.0	#2	S.I.	RAPID PETROLEUM	-.0272 GAL.	2.8211 GAL.
2887053	10.0	#2	QUEENS	METRO FUEL OIL CORP.	-.0272 GAL.	2.8109 GAL.
2887169	1.0	#2B5	CITY WIDE BY TW	METRO FUEL OIL CORP.	-.0277 GAL.	3.2315 GAL.
2887105	8.0	#2DHS	BARGE M.T.F. 111	SPRAGUE ENERGY CORP	-.0272 GAL.	3.0637 GAL.
2887106	9.0	#2DHS	BARGE WI	METRO FUEL OIL CORP.	-.0272 GAL.	2.9751 GAL.
2887301	1.0	#2DLS	BARGE ST. GEORGE	METRO FUEL OIL CORP.	-.0234 GAL.	3.0712 GAL.
2887301	3.0	#2DLS	P/U	METRO FUEL OIL CORP.	-.0234 GAL.	2.9340 GAL.
2887105	1.0	#2DULS	CITY WIDE BY TW	SPRAGUE ENERGY CORP	-.0089 GAL.	2.9488 GAL.
2887105	1.1	#2DULS	P/U	SPRAGUE ENERGY CORP.	-.0089 GAL.	2.9138 GAL.
2887301	2.0	#2DULS	BARGE ST. GEORGE	METRO FUEL OIL CORP.	-.0089 GAL.	3.0285 GAL.
2887086	4.0	#2DULSB20	CITY WIDE BY TW	SPRAGUE ENERGY CORP	-.0146 GAL.	3.2177 GAL.
2887087	8.0	#2DULSB20	P/U	METRO FUEL OIL CORP.	-.0146 GAL.	3.5685 GAL.
2887086	2.0	#2DULSB5	CITY WIDE BY TW	SPRAGUE ENERGY CORP	-.0103 GAL.	3.0403 GAL.
2887105	10.0	#2DULSB5	BARGE ST. GEORGE	SPRAGUE ENERGY CORP	-.0103 GAL.	3.5756 GAL.
2887159	6.0	#2DULSB5	P/U	METRO FUEL OIL CORP.	-.0103 GAL.	3.0880 GAL.
3087065	2.0	#2DULSB50	CITY WIDE BY TW	SPRAGUE ENERGY CORP.	-.0232 GAL.	3.9876 GAL.
2887274	7.0	#2DULSDISP	DISPENSED	SPRAGUE ENERGY CORP.	-.0089 GAL.	3.2757 GAL.
2887052	2.0	#4	MANH	RAPID PETROLEUM	+.0028 GAL.	2.6732 GAL.
2887052	5.0	#4	BRONX	RAPID PETROLEUM	+.0028 GAL.	2.6766 GAL.
2887052	8.0	#4	BROOKLYN	RAPID PETROLEUM	+.0028 GAL.	2.6874 GAL.
2887052	14.0	#4	S.I.	RAPID PETROLEUM	+.0028 GAL.	2.7204 GAL.
2887053	11.0	#4	QUEENS	METRO FUEL OIL CORP.	+.0028 GAL.	2.6922 GAL.
2887052	3.0	#6	MANH	RAPID PETROLEUM	+.0227 GAL.	2.6122 GAL.
2887052	6.0	#6	BRONX	RAPID PETROLEUM	+.0227 GAL.	2.6122 GAL.
2887052	9.0	#6	BROOKLYN	RAPID PETROLEUM	+.0227 GAL.	2.6272 GAL.
2887052	15.0	#6	S.I.	RAPID PETROLEUM	+.0227 GAL.	2.6632 GAL.
2887054	12.0	#6	QUEENS	CASTLE OIL CORPORATION	+.0227 GAL.	2.6313 GAL.
2787347	1.0	JETA	FLOYD BENNETT	SPRAGUE ENERGY CORP	-.0089 GAL.	3.5692 GAL.

**OFFICIAL FUEL PRICE SCHEDULE NO. 6626
FUEL OIL, PRIME AND START**

CONTRACT NO.	ITEM NO.	FUEL/OIL TYPE	VENDOR	CHANGE	PRICE EFF. 2/14/2011
3087154	1.0	#2	MANH	F & S PETROLEUM CORP.	-.0272 GAL. 2.8947 GAL.
3087154	79.0	#2	BRONX	F & S PETROLEUM CORP.	-.0272 GAL. 2.8947 GAL.
3087154	157.0	#2	BKLYN, QUEENS, SI	F & S PETROLEUM CORP.	-.0272 GAL. 2.9747 GAL.
3087225	1.0	#4	CITY WIDE BY TW	METRO FUEL OIL CORP.	+.0028 GAL. 3.1213 GAL.
3087225	2.0	#6	CITY WIDE BY TW	METRO FUEL OIL CORP.	+.0227 GAL. 3.0172 GAL.

**OFFICIAL FUEL PRICE SCHEDULE NO. 6627
FUEL OIL AND REPAIRS**

CONTRACT NO.	ITEM NO.	FUEL/OIL TYPE	VENDOR	CHANGE	PRICE EFF. 2/14/2011
3087115	1.0	#2	MANH & BRONX	PACIFIC ENERGY	-.0272 GAL. 2.7201 GAL.
3087115	80.0	#2	BKLYN, QUEENS, SI	PACIFIC ENERGY	-.0272 GAL. 2.7253 GAL.
3087218	1.0	#4	CITY WIDE BY TW	PACIFIC ENERGY	+.0028 GAL. 3.0626 GAL.
3087218	2.0	#6	CITY WIDE BY TW	PACIFIC ENERGY	+.0227 GAL. 3.0701 GAL.

**OFFICIAL FUEL PRICE SCHEDULE NO. 6628
GASOLINE**

CONTRACT NO.	ITEM NO.	FUEL/OIL TYPE	VENDOR	CHANGE	PRICE EFF. 2/14/2011
3187093	5.0	E70	CITY WIDE BY TW	SPRAGUE ENERGY CORP.	+.0504 GAL. 2.6117 GAL.
2887274	6.0	PREM	CITY WIDE BY VEHICLE	SPRAGUE ENERGY CORP.	+.0033 GAL. 2.9934 GAL.
3187093	2.0	PREM	CITY WIDE BY TW	SPRAGUE ENERGY CORP.	+.0033 GAL. 2.6539 GAL.
3187093	4.0	PREM	P/U	SPRAGUE ENERGY CORP.	+.0033 GAL. 2.5748 GAL.
2887274	1.0	U.L.	MANH P/U BY VEHICLE	SPRAGUE ENERGY CORP.	+.0148 GAL. 2.9608 GAL.
2887274	2.0	U.L.	BX P/U BY VEHICLE	SPRAGUE ENERGY CORP.	+.0148 GAL. 2.8608 GAL.
2887274	3.0	U.L.	BR P/U BY VEHICLE	SPRAGUE ENERGY CORP.	+.0148 GAL. 2.8608 GAL.
2887274	4.0	U.L.	QNS P/U BY VEHICLE	SPRAGUE ENERGY CORP.	+.0148 GAL. 2.8608 GAL.
2887274	5.0	U.L.	S.I. P/U BY VEHICLE	SPRAGUE ENERGY CORP.	+.0148 GAL. 2.8608 GAL.
3187093	1.0	U.L.	CITY WIDE BY TW	SPRAGUE ENERGY CORP.	+.0148 GAL. 2.5496 GAL.
3187093	3.0	U.L.	P/U	SPRAGUE ENERGY CORP.	+.0148 GAL. 2.4735 GAL.

The proposed rezoning includes an (E) designation for hazardous materials. The placement of the (E) designation would eliminate the potential for significant adverse impacts related to hazardous materials on the potential development site (Block 4645, Lot 3).

The text of the (E) designation for hazardous materials is as follows:

Task 1-Sampling Protocol

A. Petroleum

A soil, soil gas, and groundwater testing protocol (including a description of methods), and a site map with all sampling location represented clearly and precisely, must be submitted to the NYCDEP by the fee owner(s) of the lot which is restricted by this (E) designation, for review and approval.

A site map with the sampling locations clearly identified and a testing protocol with a description of methods, for soil, soil gas, and groundwater, must be submitted by the fee owner(s), of the lot which is restricted by the (E) designation, to the NYCDEP for review and approval.

B. Non-Petroleum

The fee owner(s) of the lot restricted by this (E) designation will be required to prepare a scope of work for any sampling and testing needed to determine if contamination exists and to what extent remediation may be required. The scope of work will include all relevant supporting documentation, including site plans and sampling locations. This scope of work will be submitted to NYCDEP for review and approval prior to implementation. It will be reviewed to ensure that an adequate number of samples will be collected and that appropriate parameters are selected for laboratory analysis. For all non-petroleum (E) designated sites, the three generic NYCDEP soil and ground-water sampling protocols should be followed.

A scope of work for any sampling and testing to be completed, which will determine the extent of on-site contamination and the required remediation, must be prepared by the fee owner(s) of the lot restricted by this (E) designation. The scope of work will include the following: site plans, sampling locations, and all other relevant supporting documentation. The scope of work must be submitted to the NYCDEP for review and confirmation that an adequate testing protocol (i.e., number of samples collected, appropriate parameters for laboratory analysis) has been prepared. The NYCDEP must approve the scope of work before it can be implemented.

For non-petroleum (E) designated sites, one of the three generic soil and groundwater sampling protocols prepared by the NYCDEP should be followed.

The protocols are based on three types of releases to soil and groundwater sampling protocols prepared by the NYCDEP should be followed.

The protocols are based on three types of releases to soil and groundwater, including: the release of a solid hazardous material to ground surface; the release of a liquid hazardous material to the ground surface; and the release of a hazardous material to the subsurface (i.e., storage tank or piping). The type of release defines the areas of soil to be sampled from surface, near-surface, to subsurface. Additionally, it determines the need for groundwater sampling.

A written approval of the sampling protocol must be received from the NYCDEP before commencement of sampling activities. Sample site quantity and location should be determined so as to adequately characterize the site, the source of contamination, and the condition of the remainder of the site. After review of the sampling data, the characterization should have been complete enough to adequately determine what remediation strategy (if any) is necessary. Upon request, NYCDEP will provide guidelines and criteria for choosing sampling sites and performing sampling.

Finally, a Health and Safety Plan must be devised and approved by the NYCDEP before the commencement on any on-site activities.

Task 2-Remediation Determination and Protocol

After sample collection and laboratory analysis have been completed on the soil and/or groundwater samples collected in Task 1, a summary of the data and findings in the form of a written report must be presented to the NYCDEP for review and approval. The NYCDEP will provide a determination as to whether remediation is necessary.

If it is determined that no remediation activities are necessary, a written notice will be released to that effect. However, if it is the NYCDEP's determination that remediation is necessary the fee owner(s) of the lot restricted by the (E) designation must submit a proposed remediation plan to the NYCDEP for review and approval. Once approval has been obtain, and the work completed, the fee owner(s) of the lot restricted by the (E) designation must provide proof to the NYCDEP that the work has been completed satisfactorily.

Statement of No Significant Effect:

The Environmental Assessment and Review Division of the Department of City Planning, on behalf of the City Planning Commission, has completed its technical review of the Environmental Assessment Statement, dated February 10, 2011, prepared in connection with the ULURP Application (No. 100175ZMQ). The City Planning Commission has determined that the proposed action will have no significant effect on the quality of the environment, once it is modified as follows:

The applicant, TD Bank, agrees via a restrictive declaration to prepare a hazardous materials sampling protocol including a health and safety plan, which would be submitted to the Department of Environmental Protection (DEP) for approval. The applicant agrees to test and identify any

CITY PLANNING COMMISSION

NOTICE

CONDITIONAL NEGATIVE DECLARATION

Project Identification CEQR No. 10DCP016Q ULURP No. 100175ZMQ SEQRA Classification: Unlisted	Lead Agency City Planning Commission 22 Reade Street New York, NY 10007 Contact: Robert Dobruskin (212) 720-3423
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Name, Description and Location of Proposal

148-02 14th Avenue
The proposal involves an application by TD Bank for a zoning map amendment to add a C1-2 commercial overlay to an existing R3A district located on Block 4645, Lots 1, 3, 37 and a portion of Lot 22 in the Whitestone section of Queens, Community District 7. The proposed action would facilitate a proposal by the applicant to develop a one-story 3,849 square foot bank with 18 accessory parking spaces and drive-through teller facilities on a 19,573 square foot property located at 148-02 14th Avenue (Block 4645, Lots 1 and 37). The project site is located on the corner of 148th Street, 14th Avenue, and Cross Island Boulevard.

The current R3A zoning district permits residential uses at a maximum FAR of 0.6 and community facility uses at a maximum allowable FAR of 1.0. Commercial uses are not permitted as-of-right.

The applicant owns two of the affected lots, Lots 1 and 37. Lots 1 and 37 are currently occupied by a non-conforming lumberyard and storage area that have been in existence for

at least the past 50 years. Lot 1 is an approximately 7,520 square foot irregular lot with frontages along Cross Island Parkway, 14th Avenue and 148th Street, and Lot 37 is an approximately 12,000 square foot lot that fronts along 148th Street. In the Reasonable Worst Case Development Scenario analyzed in the Environmental Assessment Statement (EAS), Lots 1 and 37 are identified as a projected development site, and it is expected that the applicant would redevelop the property with a 1-story (23' tall) bank building at an FAR of 0.20 under the proposed rezoning. The development would include an at grade accessory parking lot for 18 vehicles and drive-through teller facilities. The bank building and drive through facility would be accessed via 24' entrance and exit curb cuts on 148th Street and the Cross Island Parkway. The anticipated build year is 2012. Absent the proposed action the current uses would remain on the project site.

Lot 3, which is not owned by the applicant, is an irregular-sized lot approximately 9,882 square feet in size that fronts along Cross Island Parkway (service road) and is currently occupied with an automotive repair facility. The automotive use is not permitted as-of-right and exists pursuant to a series of BSA approvals and renewals. The current BSA approval expires in 2011. It is possible that the BSA approvals would be renewed. If not, under the proposed C1-2 commercial overlay, the property could be redeveloped with an approximately 9,882 square foot commercial building. Lot 3 is considered as a potential development site in the Environmental Assessment Statement. Potential sites are less likely to be developed than projected sites. As described below, the rezoning proposal includes an (E) designation for hazardous materials on Lot 3.

Lot 22, which is also not owned by the applicant, is currently occupied by a non-conforming gas station. Approximately one-third of the site would be rezoned with a C1-2 overlay as a result of the proposed action. The proposed overlay is not expected to result in any additional development on Lot 22.

potential hazardous material impact pursuant to the approved sampling protocol and, if any such impact is found, submit a hazardous material remediation plan including a health and safety plan to DEP for approval. If necessary, remediation measures would be undertaken pursuant to the remediation plan.

Supporting Statement:

The above determination is based on an environmental assessment which finds that:

- 1. Phase I ESA was reviewed by DEP's Office of Environmental Planning and Assessment, and pursuant to a letter dated November 8, 2010 a Phase II Environmental Assessment Statement (ESA), hazardous materials sampling protocol and health and safety plan were recommended due to the potential presence of hazardous materials on the site as a result of past on-site and/or surrounding area land uses. As such, the applicant has entered into a restrictive declaration to ensure that a detailed Phase II testing would occur, and hazardous materials sampling protocol including a health and safety plan would be prepared, and is binding upon the property's successors and assigns. The declaration serves as a mechanism to assure the potential for hazardous material contamination that may exist in the subsurface soils and groundwater on the project site would be characterized prior to any site disturbance (i.e., site grading, excavation, demolition, or building construction). The restrictive declaration was executed on December 15, 2010 and submitted for recording on January 7, 2011. Pursuant to a letter from DEP dated January 25, 2011, DEP is in receipt of a signed copy of a DEP-approved restrictive declaration with proof of recording for the site. Consequently, no significant adverse impacts related to hazardous materials will occur.
2. The (E) designation for hazardous materials would ensure that the proposed action would not result in significant adverse impacts due to hazardous materials.
3. No other significant adverse effects on the environment which would require an Environmental Impact Statement are foreseeable.

With the implementation of the condition described above, no significant adverse impact related to hazardous materials would occur.

It is fully agreed and understood that if the foregoing conditions, modification, and alterations are not fully incorporated into the proposed action, this Conditional Negative Declaration shall become null and void. In such event, the applicant shall be required to prepare a Draft Environmental Impact Statement before proceeding further with said proposal.

This Conditional Negative Declaration has been prepared in accordance with Article 8 of the Environmental Conservation Law 6NYCRR part 617.

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HOUSING PRESERVATION & DEVELOPMENT

NOTICE

OFFICE OF ENFORCEMENT & NEIGHBORHOOD 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: February 10, 2011

TO: OCCUPANTS, FORMER OCCUPANTS AND OTHER INTERESTED PARTIES OF

Table with columns: Address, Application #, Inquiry Period. Lists various addresses in Manhattan and Brooklyn with their respective application numbers and inquiry periods.

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 please call (212) 863-5277, (212) 863-8211 or (212) 863-8298.

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

NOTICE DATE: February 10, 2011 TO: OCCUPANTS, FORMER OCCUPANTS, AND OTHER INTERESTED PARTIES

Table with columns: Property, Address, Application #, Inquiry Period. Lists 20 Havemeyer Street, Brooklyn with application # 3/11 and inquiry period October 4, 2004 to Present.

Authority: Greenpoint-Williamsburg Anti-Harassment Area, Zoning Resolution §§23-013, 93-90

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

The owner of the building identified above has applied for a Certification of No Harassment. If you have any comments or evidence of harassment at this building, please notify HPD at CONH Unit, 100 Gold Street, 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, please call (212) 863-8272, (212) 863-5277, (212) 863-8211 or (212) 863-8298.

f10-18

CHANGES IN PERSONNEL

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the Department of Sanitation for the period ending 01/21/11.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the Business Integrity Commission for the period ending 01/21/11.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the Department of Finance for the period ending 01/21/11.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the Department of Finance for the period ending 01/21/11.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the Department of Transportation for the period ending 01/21/11.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for the Department of Parks & Recreation for the period ending 01/21/11.

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 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.