



THE CITY RECORD

Official Journal of The City of New York

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

VOLUME CXLV NUMBER 44

TUESDAY, MARCH 6, 2018

Price: \$4.00

TABLE OF CONTENTS

PUBLIC HEARINGS AND MEETINGS

Borough President - Bronx	1101
City Council	1101
City Planning Commission	1102
Community Boards	1112
Design and Construction	1113
Employees' Retirement System	1113
Franchise and Concession Review Committee	1113
Housing Authority	1113
Office of Labor Relations	1113
Landmarks Preservation Commission	1113

COURT NOTICES

Supreme Court	1115
Bronx County	1115
Court Notice Maps	1144

PROPERTY DISPOSITION

Citywide Administrative Services	1117
Office of Citywide Procurement	1117
Police	1117

PROCUREMENT

Citywide Administrative Services	1118
Office of Citywide Procurement	1118

Design and Construction	1118
Agency Chief Contracting Officer	1118
District Attorney - New York County	1118
Purchasing	1118
Fire Department	1118
Fiscal/Contracts	1118
Housing Authority	1118
Supply Management	1118
Human Resources Administration	1119
Office of Contracts	1119
Mayor's Office of Criminal Justice	1119
Contracts	1119
Parks and Recreation	1119

AGENCY RULES

Business Integrity Commission	1120
-------------------------------	------

SPECIAL MATERIALS

Citywide Administrative Services	1138
Comptroller	1138
Mayor's Office of Contract Services	1138
Changes in Personnel	1138

LATE NOTICE

Fire Department	1140
Fiscal-Contract Development	1140
Health and Mental Hygiene	1141
Homeless Services	1143
Office of Contracts	1143
Mayor's Fund to Advance New York City	1143
Housing Preservation and Development	1143

THE CITY RECORD

BILL DE BLASIO
Mayor

LISETTE CAMILO
Commissioner, Department of Citywide
Administrative Services

ELI BLACHMAN
Editor, The City Record

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

Subscription \$500 a year, \$4.00 daily (\$5.00 by mail). Periodicals Postage Paid at New York, N.Y. POSTMASTER: Send address changes to THE CITY RECORD, 1 Centre Street, 17th Floor, New York, N.Y. 10007-1602

Editorial Office/Subscription Changes:
The City Record, 1 Centre Street, 17th Floor,
New York, N.Y. 10007-1602 (212) 386-0055

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

PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

BOROUGH PRESIDENT - BRONX

■ PUBLIC HEARINGS

A PUBLIC HEARING IS BEING CALLED by the President of the Borough of The Bronx, Honorable Ruben Diaz Jr. The hearing will be held on Thursday, March 8, 2018, commencing at 11:00 A.M., in the office of the Borough President, 851 Grand Concourse, Room 206, The Bronx, NY 10451. The following matter will be heard:



CD #12-ULURP APPLICATION NO: C 180242 PPX-EDENWALD YMCA:

IN THE MATTER OF AN APPLICATION submitted by the Department of Citywide Administrative Services (DCAS), pursuant to Section 197-c of the New York City Charter, for the disposition of one City-Owned property (Block 4905, Lot 2002), pursuant to zoning.

ANYONE WISHING TO SPEAK MAY REGISTER AT THE HEARING. PLEASE DIRECT ANY QUESTIONS CONCERNING THIS MATTER TO THE BOROUGH PRESIDENT'S OFFICE (718) 590-6124.

Accessibility questions: Sam Goodman (718) 590-6124, by: Thursday, March 8, 2018, 9:00 A.M.



m1-7

CITY COUNCIL

■ PUBLIC HEARINGS

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

The Subcommittee on Zoning and Franchises, will hold a public hearing, on the following matters in the Council Committee Room, 16th Floor, 250 Broadway, New York, NY 10007, commencing at 9:30 A.M. on Monday, March 12, 2018:

21 EAST 12TH STREET PARKING GARAGE
MANHATTAN CB - 2 C 180069 ZSM

Application submitted by 21E12 LLC, pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit, pursuant to Section 13-45 (Special Permits for Additional Parking Spaces) and Section 13-451 (Additional parking spaces for residential growth) of the Zoning Resolution to allow an automated accessory parking garage with a maximum capacity of 187 spaces on portions of the ground floor, cellar and sub-cellar of a proposed mixed use building on property located at 21 East 12th Street (Block 570, Lots 1101 and 1102), in C1-7/C6-1 Districts.

35 UNDERHILL AVENUE REZONING
BROOKLYN CB - 8 C 180095 ZMK

Application submitted by Silvershore Properties 97 LLC, pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 16c:

1. changing from an R6B District to an R6A District property, bounded by a line 100 feet westerly of Washington Avenue, Dean Street and Underhill Avenue; and
2. establishing within the proposed R6A District a C2-4 District bounded by a line 100 feet westerly of Washington Avenue, Dean Street and Underhill Avenue.

The Subcommittee on Landmarks, Public Siting and Maritime Uses, will hold a public hearing, on the following matters, in the Council Committee Room, 16th Floor, 250 Broadway, New York, NY 10007, commencing at 12:00 P.M. on Monday, March 12, 2018:

GOWANUS CANAL CSO
BROOKLYN CB - 6 C 180065 PCK

Application submitted by the New York City Department of Environmental Protection and the New York City Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter, for the site selection and acquisition of property, located at 234 Butler Street, 242 Nevins Street, and 270 Nevins Street (Block 411, Lot 24; Block 418, Lot 1; Block 425, Lot 1) for a combined sewer overflow control facility.

612-SEAT PRIMARY SCHOOL (P.S. Q375)
QUEENS CB - 2 20185068 SCQ

Application, pursuant to Section 1732 of the New York School Construction Authority Act, concerning the proposed site selection for a new, approximately 612-Seat Primary School facility, known as P.S. Q375, to be located on Block 6, Lot 130, Borough of Queens, in Community School District 30.

572-SEAT PRIMARY SCHOOL (P.S. Q341)
QUEENS CB - 2 20185069 SCQ

Application, pursuant to Section 1732 of the New York School Construction Authority Act, concerning the proposed site selection for a new, approximately 572-Seat Primary School facility, known as P.S. Q341, to be located on Block 6, part of Lot 60, Borough of Queens, in Community School District 30.

The Subcommittee on Planning, Dispositions and Concessions, will hold a public hearing on the following matters in the Council Committee Room, 16th Floor, 250 Broadway, New York, NY 10007, commencing at 2:00 P.M. on Monday, March 12, 2018:

CUCS WEST 127TH STREET SUPPORTIVE HOUSING
MANHATTAN CB - 10 C 180115 HAM

Application submitted by the New York City Department of Housing Preservation and Development (HPD):

- 1) pursuant to Article 16 of the General Municipal Law of New York State for
 - a) the designation of property, located at 302-314 West 127th Street (Block 1953, Lots 36, 37, 38, 39, 40 and 41), as an Urban Development Action Area; and
 - b) an Urban Development Action Area Project for such area; and
- 2) pursuant to Section 197-c of the New York City Charter for the disposition of City-Owned property, located at 302, 304, 306, and 310 West 127th Street (Block 1953, Lots 36, 37, 38, and 40) to a developer selected by HPD;

to facilitate an affordable housing development containing approximately 116 affordable units and approximately 96,900 square feet of community facility space.

CUCS WEST 127TH STREET SUPPORTIVE HOUSING
MANHATTAN CB - 10 C 180116 ZSM

Application submitted by the New York City Department of Housing Preservation and Development, pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit, pursuant to Section 74-903 of the Zoning Resolution to modify the requirements of 24-111 (Maximum Floor Area Ratio for Certain Community Facility Uses) to permit the allowable community facility floor area ratio of Section 24-11 (Maximum Floor Area Ratio and Percentage of Lot Coverage) to apply to a non-profit institution with sleeping accommodations, in connection with a proposed 12-story building on property located at 302-314 West 127th St. (Block 1953, Lots 36, 37, 38, 39, 40 and 41), in R7-2, R7-2/C1-4 and R8 Districts.

SPOFFORD CAMPUS REDEVELOPMENT
BRONX CB - 2 C 180123 ZSX

Application submitted by NYC Economic Development Corporation, Department of Citywide Administrative Services, and The Peninsula JV, LLC, pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit, pursuant to Section 74-743(a)(2) of the Zoning Resolution to modify the rear yard requirements of Section 23-47 (Minimum Required Rear Yards), the distance between buildings requirements of Section 23-711 (Standard Minimum Distance Between Buildings) and the height and setback requirements of Section 123-66 (Height and Setback Regulations), in connection with a proposed mixed used development, within a large-scale general development, on property located at 1201-1231 Spofford Avenue (Block 2738, Lot 35, and Block 2763, Lots 29 and p/o Lots 1 and 2), in an M1-2/R7-2 District, within a Special Mixed Use District (MX-17),

SPOFFORD CAMPUS REDEVELOPMENT
BRONX CB - 2 C 180124 ZSX

Application submitted by NYC Economic Development Corporation, Department of Citywide Administrative Services, and The Peninsula JV, LLC, pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit, pursuant to Section 74-745(b) of the Zoning Resolution to allow a reduction of loading berth requirements of Section 44-52 (Required Accessory Off-street Loading Berths), in connection with a proposed mixed used development, within a large-scale general development, on property, located at 1201-1231 Spofford Avenue (Block 2738, Lot 35, and Block 2763, Lots 29 and p/o Lots 1 and 2), in an M1-2/R7-2 District, within a Special Mixed Use District (MX-17).

SPOFFORD CAMPUS REDEVELOPMENT
BRONX CB - 2 C 180126 PPX

Application submitted by the Department of Citywide Administrative Services (DCAS), pursuant to Section 197-c of New York City Charter, for the disposition, by means of ground leases, of four City-Owned properties, located at the former Spofford Juvenile Detention Center, at 1201-1231 Spofford Avenue (Block 2738, Lot 35; Block 2763, Lot 29, and p/o Lots 1 and 2), pursuant to zoning.

SPECIAL PROJECTS LOAN PROGRAM
165 WEST 80TH STREET
MANHATTAN CB - 7 20185206 HAM

Application submitted by the New York City Department of Housing Preservation and Development, pursuant Article 16 of the General Municipal Law for approval of an urban development action area project, waiver of the area designation requirement, and waiver of Sections 197-c and 197-d of the New York City Charter, for property, located at 165 West 80th Street (Block 1211, Lot 07), and approving a real property tax exemption, pursuant to Section 577 of Article XI of the Private Housing Finance Law for the disposition area, Community District 7, Council District 6.

Accessibility questions: City Council Land Use Division (212) 482-5154, by: Thursday, March 8, 2018 3:00 P.M.



m6-12

CITY PLANNING COMMISSION

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that resolutions have been adopted by the City Planning Commission, scheduling a public hearing on the following matters to be held at, NYC City Planning Commission Hearing Room, Lower Concourse, 120 Broadway, New York, NY, on Wednesday, March 14, 2018, at 10:00 A.M.

BOROUGH OF THE BRONX
Nos. 1 & 2
WILLOW AVENUE REZONING
No. 1

CD 1 C 180088 ZMX
IN THE MATTER OF an application submitted by Markland 745 LLC, pursuant to Sections 197-c and 201 of the New York City Charter for the amendment of the Zoning Map, Section No. 6b:

1. changing from an M1-2 District to an M1-2/R6A District property bounded by a line 280 feet northwesterly of Willow Avenue, East 134th Street, a line 100 feet northwesterly of Willow Avenue, and a line 100 feet northeasterly of East 133rd Street;
2. changing from an M1-2 District to an M1-4/R7D District property bounded by a line 100 feet northwesterly of Willow Avenue, East 134th Street, Willow Avenue, East 133rd Street, a line 80 feet northwesterly of Willow Avenue, and a line 100 feet northeasterly of East 133rd Street;

3. changing from an M1-2/R6A District to an M1-4/R7D District property bounded by a line 100 feet northwesterly of Willow Avenue, a line 100 feet northeasterly of East 133rd Street, a line 80 feet northwesterly of Willow Avenue, and East 133rd Street; and
4. establishing a Special Mixed Use District (MX-1) bounded by a line 280 feet northwesterly of Willow Avenue, East 134th Street, Willow Avenue, East 133rd Street, a line 80 feet northwesterly of Willow Avenue, and a line 100 feet northeasterly of East 133rd Street;

as shown on a diagram (for illustrative purposes only) dated November 27, 2017, and subject to the conditions of the CEQR Declaration E-454.

No. 2

CD 1 N 180089 ZRX
IN THE MATTER OF an application submitted by Markland 445 LLC, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying Article XII, Chapter 3 (Special Mixed Use District) and modifying Appendix F for the purpose of establishing a Mandatory Inclusionary Housing area.

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

ARTICLE XII
SPECIAL PURPOSE DISTRICTS

Chapter 3
Special Mixed Use District

* * *

123-60
SPECIAL BULK REGULATIONS

* * *

123-63
Maximum Floor Area Ratio and Lot Coverage Requirements for Zoning Lots Containing Only Residential Buildings in R6, R7, R8 and R9 Districts

Where the designated #Residence District# is an R6, R7, R8 or R9 District, the minimum required #open space ratio# and maximum #floor area ratio# provisions of Section 23-151 (Basic regulations for R6 through R9 Districts) shall not apply. In lieu thereof, all #residential buildings#, regardless of whether they are required to be #developed# or #enlarged#, pursuant to the Quality Housing Program, shall comply with the maximum #floor area ratio# and #lot coverage# requirements set forth for the designated district in Sections 23-153 (For Quality Housing buildings) or 23-155 (Affordable independent residences for seniors), as applicable.

Where the designated district is an R7-3 District, the maximum #floor area ratio# shall be 5.0 and the maximum #lot coverage# shall be 70 percent on an #interior# or #through lot# and 100 percent on a #corner lot#.

Where the designated district is an R9-1 District, the maximum #floor area ratio# shall be 9.0, and the maximum #lot coverage# shall be 70 percent on an #interior# or #through lot# and 100 percent on a #corner lot#.

The provisions of this Section shall not apply on #waterfront blocks#, as defined in Section 62-11. In lieu thereof, the applicable maximum #floor area ratio# and #lot coverage# requirements set forth for #residential uses# in Sections 62-30 (SPECIAL BULK REGULATIONS) through 62-32 (Maximum Floor Area Ratio and Lot Coverage on Waterfront Blocks), inclusive, shall apply.

However, in #Inclusionary Housing designated areas# and #Mandatory Inclusionary Housing areas#, as listed in the table in this Section, the maximum permitted #floor area ratio# shall be as set forth in Section 23-154 (Inclusionary Housing). The locations of such districts are specified in APPENDIX F of this Resolution.

#Special Mixed Use District#	Designated #Residence District#
MX-1 – Community District 1, Bronx	R6A R7D R7A R8A
MX 2 - Community District 2, Brooklyn	R6A
MX 4 – Community District 3, Brooklyn	
MX 8 - Community District 1, Brooklyn	R6 R6A R6B R7A
MX 11 - Community District 6, Brooklyn	R7-2

- | | |
|---|-----------------|
| MX 13 – Community District 1, The Bronx | R6A R7A R7X R8A |
| MX 14 - Community District 6, The Bronx | R7A R7X |
| MX 16 - Community Districts 5 and 16 Brooklyn | R6A R7A R7D R8A |

* * *

APPENDIX F
Inclusionary Housing Designated Areas and Mandatory Inclusionary Housing Areas

* * *

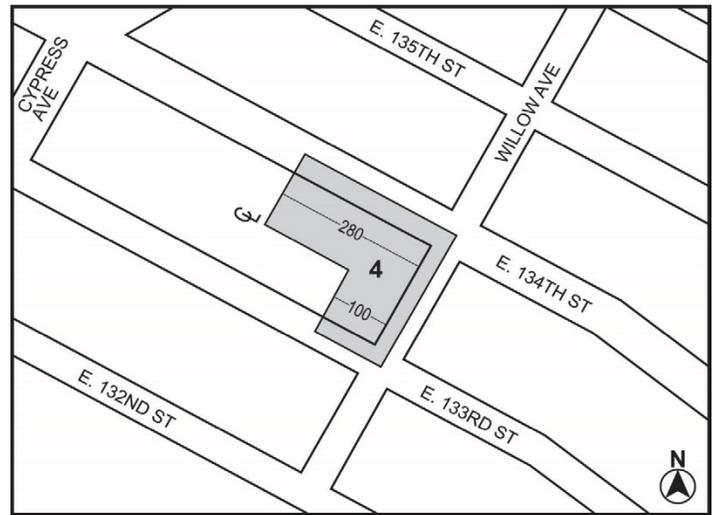
THE BRONX

The Bronx Community District 1

* * *

Map 4 – [date of adoption]

[PROPOSED MAP]



■ Mandatory Inclusionary Housing Program Area see Section 23-154(d)(3)
 Area 4 - [date of adoption] MIH Program Option 1

Portion of Community District 1, The Bronx

Resolution for adoption scheduling March 14, 2018 for a public hearing.

BOROUGH OF MANHATTAN
No. 3
45 BROAD STREET

CD 1 C 180063 ZSM
IN THE MATTER OF an application submitted by Madison 45 Broad Development LLC, pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit, pursuant to Sections 91-251 and 74-634 of the Zoning Resolution to allow a floor area bonus not to exceed 20 percent of the basic maximum floor area ratio for a development, located on a zoning lot where major improvements to adjacent subway stations are provided in accordance with the provisions of Section 74-634, in connection with a proposed mixed-use development on property, located at 45 Broad Street (Block 25, Lots 7 and 10), in a C5-5 District, within the Special Lower Manhattan District.

Plans for this proposal are on file with the City Planning Commission and may be seen at 120 Broadway, 31st Floor, New York, NY 10271.

Nos. 4-8
601 WEST 29TH STREET – DOUGLASTON
No. 4

CD 4 C 180127 ZMM
IN THE MATTER OF an application submitted by DD West 29th LLC, pursuant to Sections 197-c and 201 of the New York City Charter for the amendment of the Zoning Map, Section No. 8b:

1. changing from an M2-3 District to a C6-4X District property bounded by West 30th Street, Eleventh Avenue, West 29th Street, a line perpendicular to the northerly street line of West 29th Street distant 260 feet easterly (as measured along the street line) from the point of intersection of the northerly street line of West 29th Street and the easterly street line of Twelfth Avenue, a line midway between West 30th Street and West 29th Street, and a line a line 100 feet westerly of Eleventh Avenue; and

- 2. establishing a Special Hudson River Park District (HRP) bounded by:
 - a. West 30th Street, Eleventh Avenue, West 29th Street, a line perpendicular to the northerly street line of West 29th Street distant 260 feet easterly (as measured along the street line) from the point of intersection of the northerly street line of West 29th Street and the easterly street line of Twelfth Avenue, a line midway between West 30th Street and West 29th Street, and a line 100 feet westerly of Eleventh Avenue; and
 - b.
 - i. a line perpendicular to the U.S. Bulkhead Line distant 71 feet northerly (as measured along the U.S. Bulkhead Line) from the point of intersection of the westerly prolongation of the northerly street line of West 21st Street and the U.S. Bulkhead Line;
 - ii. the U.S. Pierhead Line,
 - iii. a line 1125 feet southerly of the first named course; and
 - iv. a line 78 feet easterly of the U.S. Bulkhead Line;

as shown on a diagram (for illustrative purposes only) dated November 27, 2017, and subject to the conditions of the CEQR Declaration E-455.

No. 5

CD 4 **N 180128 ZRM**
IN THE MATTER OF an application submitted by DD West 29th LLC, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying Article VIII, Chapter 9 (Special Hudson River Park District), and related Sections, and modifying Appendix F for the purpose of establishing a Mandatory Inclusionary Housing area.

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

ARTICLE VIII
SPECIAL PURPOSE DISTRICTS

Chapter 9
Special Hudson River Park District

* * *

89-02
Definitions

For the purposes of this Chapter Section, matter in italics is defined in Section 12-10 (DEFINITIONS) or within this Section.

Granting site

Within the #Special Hudson River Park District#, the a "granting site" is a #zoning lot#, or a portion of a #zoning lot#, within the areas identified as "A1" and "B1" on the maps in the Appendix to this Chapter, upon which development is regulated by contract, lease, covenant, declaration or otherwise to assure compliance with the purposes of this Special District and from which #floor area# may be transferred. A #granting site# may only transfer #floor area# to a #receiving site# that shares the same letter designation. For example, #granting site# "A1" may transfer #floor area# to #receiving site# "A2," but not to #receiving site# "B2."

Receiving site

Within the #Special Hudson River Park District#, the a "receiving site" is a #zoning lot#, within the areas identified as "A2" or "B2" on the maps in the Appendix to this Chapter, to which #floor area# of the a #granting site# may be transferred.

* * *

89-10
USE AND BULK REGULATIONS

89-11
Use and Bulk Regulations on Receiving Sites

The #use# and #bulk# regulations applicable to the a #receiving site# shall be modified as follows:

- (a) C6-4 Districts

Within the area identified as "A2" on the maps in the Appendix, the #use# and #bulk# regulations of the underlying C6-4 District shall not apply. In lieu thereof, the #use# and #bulk# regulations of an M1-5 District shall apply.

Within the area identified as "B2" on the maps in the Appendix, the #use# and #bulk# regulations of the underlying C6-4X District shall not apply. In lieu thereof, the #use# and #bulk# regulations of an M2-3 District shall apply.

- (b) C6-3 and M1-5 Districts

The #use# and #bulk# regulations of the underlying C6-3 and M1-5 Districts shall not apply. In lieu thereof, the #use# and #bulk# regulations of an M2-4 District shall apply.

However, on a #receiving site#, for any #development#, #enlargement# or #conversion# that is the subject of a special permit granted by the City Planning Commission, pursuant to Section 89-21 (Transfer of Floor Area From Hudson River Park), the #use# and #bulk# regulations of the underlying C6-3, C6-4 or M1-5 District shall only apply to such approved #development#, #enlargement# or #conversion#.

89-12
Special Floor Area Regulations Within Area B2

Within the area identified as B2 on the maps in the Appendix, where the Commission has granted a special permit, pursuant to Section 89-21, the #bulk# regulations of the underlying C6-4X District shall apply, pursuant to the provisions of Section 89-11 (Use and Bulk Regulations on Receiving Sites). However, the #floor area ratio# of the underlying district shall not apply. In lieu thereof, the maximum base #floor area ratio# shall be 10.0 within a #Mandatory Inclusionary Housing area#, and such maximum #floor area ratio# may be increased to a maximum of 12.0 only as set forth in Section 89-21 (Transfer of Floor Area From Hudson River Park).

89-20
SPECIAL PERMITS

89-21
Transfer of Floor Area From Hudson River Park

The City Planning Commission may permit a transfer of #floor area# from a #granting site# to a #receiving site#, may permit distribution of total allowable #floor area# of a #receiving site# without regard for zoning district boundaries, may permit that such #receiving site# be treated as a single #zoning lot# for all purposes of this Resolution, and may modify #bulk# regulations, except #floor area# regulations, for a #development#, #enlargement# or #conversion# located on such #receiving site#.

* * *

- (b) Conditions and limitations

All applications for a special permit, pursuant to this Section shall comply with the following conditions:

* * *

- (6) for the #receiving site# within the area identified as "A2" on the map in the Appendix:

- (i) the portion of the #receiving site#, located over West Houston Street shall not generate #floor area# for the proposed special permit #development#, and no #floor area# shall be located directly above West Houston Street;

- (7)(ii) the height and setback requirements of the applicable district shall apply to the portions of the #receiving site#, located on each side of the mapped #street lines# of West Houston Street; and

- (8)(7) no more than 200,000 square feet of #floor area#, in the aggregate, shall be transferred to #receiving sites#, located within the boundaries of Manhattan Community District 2.

* * *

Appendix
Special Hudson River Park District Plan

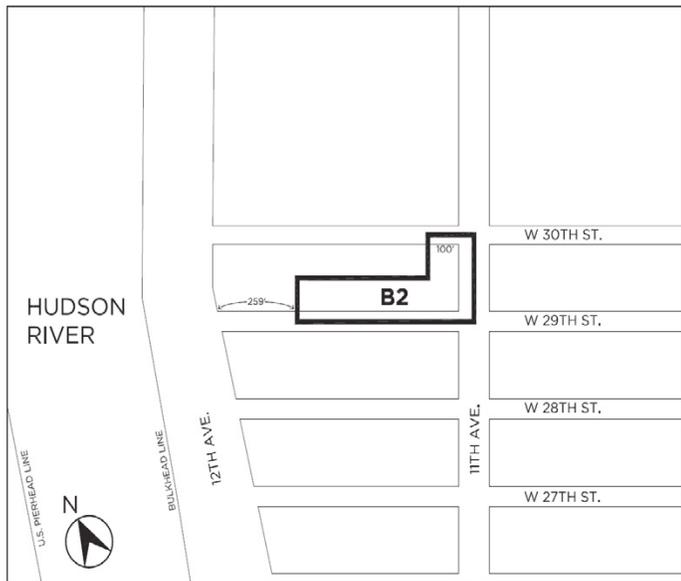
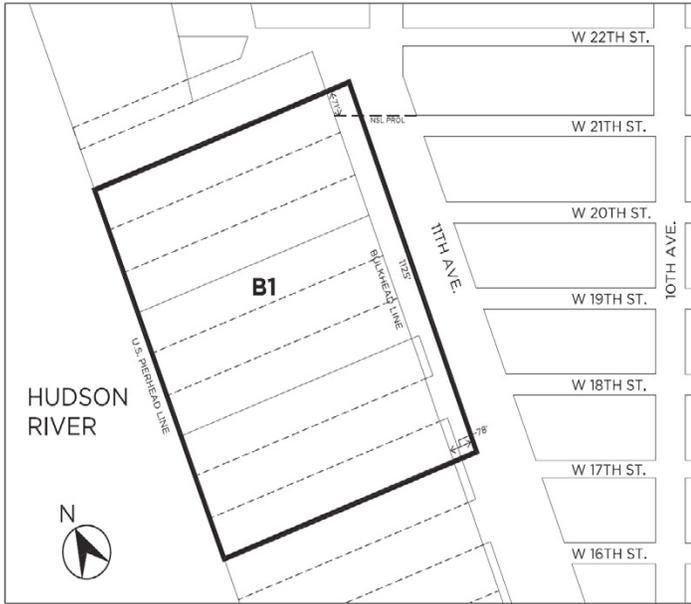
Map 1. Transfer of Floor Area - Granting and Receiving Sites within Areas AI and A2



#Special Hudson River Park District#

- A1 Area within which a #granting site# may be located
- A2 Area within which a #receiving site# may be located

Map 2. Transfer of Floor Area - Granting and Receiving Sites within Areas B1 and B2



- B1 Area within which a #granting site# may be located
- B2 Area within which a #receiving site# may be located

APPENDIX F

Inclusionary Housing Designated Areas and Mandatory Inclusionary Housing Areas

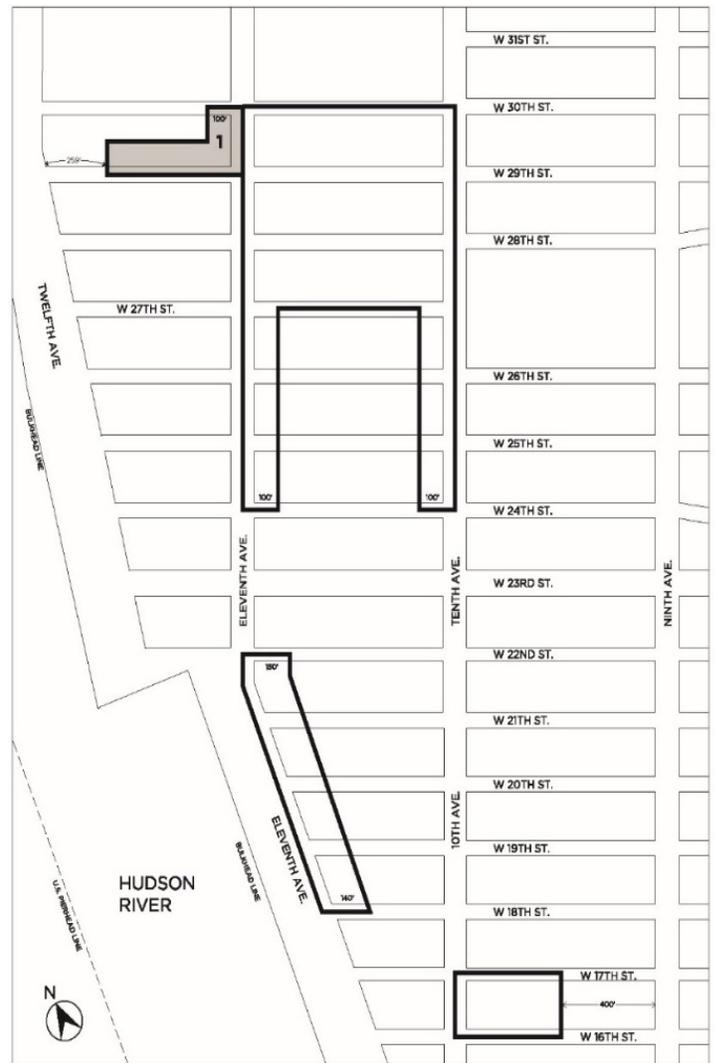
Manhattan

Manhattan Community District 4

In the C6-3D District within the area shown on the following Map 1:

Map 1 – (date of adoption)

[PROPOSED MAP]



- Inclusionary housing Designated Area
 - Mandatory Inclusionary Housing Area see Section 23-154(d)(3) Area 1 (date of adoption) - MIH Program Option 1
- Portion of Community District 4, Manhattan

No. 6

CD 4 **N 180128(A) ZRM**
IN THE MATTER OF an application submitted by DD West 29th LLC, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying Article VIII, Chapter 9 (Special Hudson River Park District), and related Sections, and modifying Appendix F for the purpose of establishing a Mandatory Inclusionary Housing area.

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

ARTICLE I
GENERAL PROVISIONS

Chapter 3
Comprehensive Off-Street Parking and Loading Regulations in the Manhattan Core

13-05
Exceptions

The provisions of this Chapter shall not apply to Roosevelt Island, in Community District 8, or to Governors Island, in Community District 1, in the Borough of Manhattan. In the #Hudson Yards parking regulations applicability area#, as defined in Section 93-81, the provisions of this Chapter shall apply as specified in Section 93-80

(OFF-STREET PARKING REGULATIONS).

Additional modifications to the provisions of this Chapter are found in the following Special Purpose Districts:

- (k) the #Special Hudson River Park District#, as set forth in Section 89-21 (Transfer of Floor Area From Hudson River Park).

ARTICLE VIII
SPECIAL PURPOSE DISTRICTS

Chapter 9
Special Hudson River Park District

89-02
Definitions

For the purposes of this Chapter Section, matter in italics is defined in Section 12-10 (DEFINITIONS) or within this Section.

Granting site

Within the #Special Hudson River Park District#, the a "granting site" is a #zoning lot#, or a portion of a #zoning lot#, within the areas identified as "A1" and "B1" on the maps in the Appendix to this Chapter, upon which development is regulated by contract, lease, covenant, declaration or otherwise to assure compliance with the purposes of this Special District and from which #floor area# may be transferred. A #granting site# may only transfer #floor area# to a #receiving site# that shares the same letter designation. For example, #granting site# "A1" may transfer #floor area# to #receiving site# "A2," but not to #receiving site# "B2."

Receiving site

Within the #Special Hudson River Park District#, the a "receiving site" is a #zoning lot#, within the areas identified as "A2" or "B2" on the maps in the Appendix to this Chapter, to which #floor area# of the a #granting site# may be transferred.

89-10
USE AND BULK REGULATIONS

89-11
Use and Bulk Regulations on Receiving Sites

The #use# and #bulk# regulations applicable to the a #receiving site# shall be modified as follows:

- (a) C6-4 Districts

Within the area identified as "A2" on the maps in the Appendix, the #use# and #bulk# regulations of the underlying C6-4 District shall not apply. In lieu thereof, the #use# and #bulk# regulations of an M1-5 District shall apply.

Within the area identified as "B2" on the maps in the Appendix, the #use# and #bulk# regulations of the underlying C6-4X District shall not apply. In lieu thereof, the #use# and #bulk# regulations of an M2-3 District shall apply.

- (b) C6-3 and M1-5 Districts

The #use# and #bulk# regulations of the underlying C6-3 and M1-5 Districts shall not apply. In lieu thereof, the #use# and #bulk# regulations of an M2-4 District shall apply.

However, on a #receiving site#, for any #development#, #enlargement# or #conversion# that is the subject of a special permit granted by the City Planning Commission, pursuant to Section 89-21 (Transfer of Floor Area From Hudson River Park), the #use# and #bulk# regulations of the underlying C6-3, C6-4 or M1-5 District shall only apply to such approved #development#, #enlargement# or #conversion#.

89-12
Special Floor Area Regulations Within Area B2

Within the area identified as B2 on the maps in the Appendix, where the Commission has granted a special permit, pursuant to Section 89-21, the #bulk# regulations of the underlying C6-4X District shall apply, pursuant to the provisions of Section 89-11 (Use and Bulk

Regulations on Receiving Sites). However, the #floor area ratio# of the underlying district shall not apply. In lieu thereof, the maximum base #floor area ratio# shall be 10.0 within a #Mandatory Inclusionary Housing area#, and such maximum #floor area ratio# may be increased to a maximum of 12.0 only as set forth in Section 89-21 (Transfer of Floor Area From Hudson River Park).

89-20
SPECIAL PERMITS

89-21
Transfer of Floor Area From Hudson River Park

The City Planning Commission may permit a transfer of #floor area# from a #granting site# to a #receiving site#, may permit distribution of total allowable #floor area# of a #receiving site# without regard for zoning district boundaries, may permit that such #receiving site# be treated as a single #zoning lot# for all purposes of this Resolution, and may modify #bulk# regulations, except #floor area# regulations, for a #development#, #enlargement# or #conversion# located on such #receiving site#. In addition, for #receiving sites# within the area labeled "B2" on the maps in the Appendix, the Commission may exempt any floor space in a #building# allocated to an ambulance station from the definition of #floor area#, and may increase the maximum number of #accessory# off-street parking spaces permitted for such station.

- (b) Conditions and limitations

All applications for a special permit, pursuant to this Section shall comply with the following conditions:

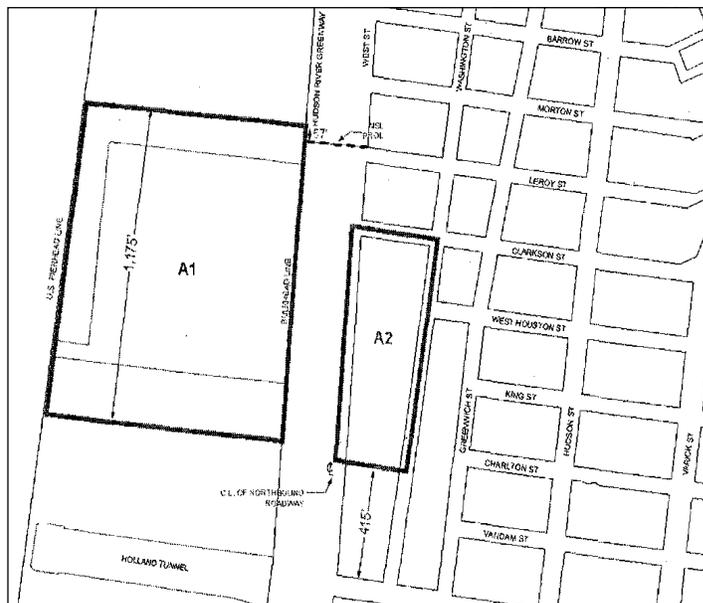
- (6) for the #receiving site# within the area identified as "A2" on the map in the Appendix:

- (i) the portion of the #receiving site#, located over West Houston Street shall not generate #floor area# for the proposed special permit #development#, and no #floor area# shall be, located directly above West Houston Street;
- (7)(ii) the height and setback requirements of the applicable district shall apply to the portions of the #receiving site#, located on each side of the mapped #street lines# of West Houston Street; and
- (8)(7) no more than 200,000 square feet of #floor area#, in the aggregate, shall be transferred to #receiving sites# located within the boundaries of Manhattan Community District 2.

- (c) Findings

The Commission may grant the transfer of #floor area# and any associated #bulk# modifications, provided that:

- (4) the Commission, in consultation with the Fire Department, determines that the anticipated floor space in such ambulance station is reasonable in order to provide a necessary service to the surrounding area.

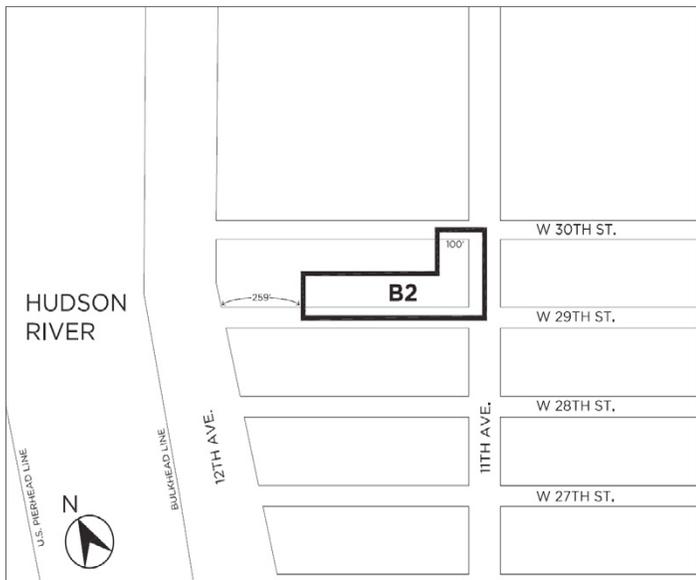
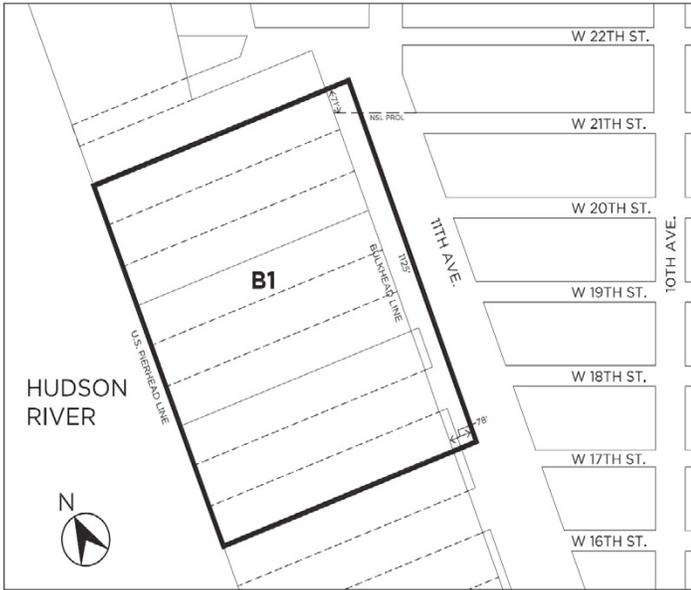


**Appendix
Special Hudson River Park District Plan**

Map 1. Transfer of Floor Area - Granting and Receiving Sites within Areas AI and A2

- #Special Hudson River Park District#
- A1** Area within which a #granting site# may be located
- A2** Area within which a #receiving site# may be located

Map 2. Transfer of Floor Area - Granting and Receiving Sites within Areas B1 and B2



B1 Area within which a #granting site# may be located

B2 Area within which a #receiving site# may be located

**APPENDIX F
Inclusionary Housing Designated Areas and Mandatory Inclusionary Housing Areas**

Manhattan

Manhattan Community District 4

In the C6-4X District within the area shown on the following Map 1:

Map 1 - (date of adoption)

[PROPOSED MAP]



- Inclusionary housing Designated Area
- Mandatory Inclusionary Housing Area see Section 23-154(d)(3) Area 1 (date of adoption) - MIH Program Option 1

Portion of Community District 4, Manhattan

No. 7

CD 4 C 180129 ZSM

IN THE MATTER OF an application submitted by DD West 29th LLC, pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit, pursuant to Section 89-21* of the Zoning Resolution to allow the distribution of 123,437.5 square feet of floor area from granting site (B1* Block 662, Lots 11, 16, 19) to a receiving site (B2* Block 675, Lots 12, 29, and 36), and to modify the height and setback requirements and tower lot coverage requirements of Section 35-65 (Height and Setback Requirements for Quality Housing Buildings) and Section 23-60 (Height and Setback Regulations), in connection with a proposed mixed used development on property, located at 601-613 West 29th Street (Block 675, Lots 11, 16, and 19), in a C6-4X** District, within the Special Hudson River Park District (HRP)**.

*Note: a zoning text amendment is proposed to modify several sections of Article VIII, Chapter 9 (Special Hudson River Park District) under a concurrent related application (N 180128 ZRM).

**Note: the development site is proposed to be rezoned by changing an M2-3 District to C6-4X District, and by establishing a Special Hudson River Park District (HRP), under a concurrent related application (C 180127 ZMM).

Plans for this proposal are on file with the City Planning Commission and may be seen at 120 Broadway, 31st Floor, New York, NY 10271-0001.

No. 8

CD 4 C 180129(A) ZSM

IN THE MATTER OF an application submitted by DD West 29th LLC, pursuant to Sections 197-c and 201 and proposed for modification, pursuant to Section 206(c)(1) of the Uniform Land Use Review Procedure of the New York City Charter for the grant of a special permit, pursuant to Section 89-21* of the Zoning Resolution:

1. to allow the distribution of 123,437.5 square feet of floor area from granting site (B1* Block 662, Lots 11, 16, 19) to a receiving site (B2* Block 675, Lots 12, 29, and 36);
2. to modify the height and setback requirements and tower lot coverage requirements of Section 35-65 (Height and Setback Requirements for Quality Housing Buildings) and Section 23-60 (Height and Setback Regulations);
3. to exempt a maximum of 18,500 square feet of floor area allocated to an ambulance station to be exempted from the definition of #floor area# as set forth in Section 12-10 (DEFINITIONS); and

- 4. to modify the requirements of Section 13-12 (Permitted Parking for Non-Residential Uses) to allow a maximum of 18 permitted off-street parking spaces accessory an ambulance station;

in connection with a proposed mixed used development on property, located at 601-613 West 29th Street (Block 675, Lots 11, 16, and 19), in a C6-4X** District, within the Special Hudson River Park District (HRP)**.

*Note: a zoning text amendment is proposed to modify several sections of Article VIII, Chapter 9 (Special Hudson River Park District) under a concurrent related application (N 180128(A) ZRM).

**Note: the development site is proposed to be rezoned by changing an M2-3 District to C6-4X District, and by establishing a Special Hudson River Park District (HRP), under a concurrent related application (C 180127 ZMM).

Plans for this proposal are on file with the City Planning Commission and may be seen at 120 Broadway, 31st Floor, New York, NY 10271-0001.

NOTICE

On Wednesday, March 14, 2018, at 10:00 A.M., at 120 Broadway, Lower Concourse, in Lower Manhattan, a public hearing is being held by the City Planning Commission in conjunction with the above-referenced ULURP hearing. The public hearing is being held to receive comments related to a Draft Environmental Impact Statement (DEIS) concerning an application by DD West 29th LLC (ULURP Nos. 180127 ZMM, N180128 ZRM and 180129 ZSM) requesting discretionary actions to facilitate the redevelopment of a project site in the West Chelsea neighborhood of Manhattan Community District 4. The project site is, located at 601 West 29th Street (Block 675, Lots 12, 29, and 36), which is bounded by West 29th and West 30th Streets, Route 9A/Twelfth Avenue and Eleventh Avenue. The proposed actions include a zoning text amendment to Article VIII Chapter 9 of the Zoning Resolution (Special Hudson River Park District), an amendment to Appendix F of the Zoning Resolution to map a Mandatory Inclusionary Housing (MIH) area, and special permits (and subsequent Chair Certifications), pursuant to Section 89-21 of the Special Hudson River Park District. The applicant is also seeking a zoning map amendment to rezone the affected area from an M2-3 manufacturing district to a C6-4X commercial district. The proposed actions would facilitate a proposal by the applicant to develop a mixed-use residential and commercial building, which may include a FDNY-EMS facility.

The public hearing will also consider a modified applications proposed by the applicant (ULURP Nos. N 180128(A) ZRM and C 180129(A) ZSM).

Written comments on the DEIS are requested and will be received and considered by the Department of City Planning, the Lead Agency, until Monday, March 26, 2018, at 5:00 P.M.

This hearing is being held, pursuant to the State Environmental Quality Review Act (SEQRA) and City Environmental Quality Review (CEQR), CEQR No. 17DCP159M.

*The Block 675 DEIS (CEQR No.17DCP159M) considers, in addition to the above-referenced application, an application by West 30th Street LLC (ULURP Nos. 180150 ZMM, N180151 ZRM and 180152 ZSM). These two land use applications are being considered as part of a single environmental review due to the adjacency of the proposed projects, similarity of land use actions being proposed, and concurrent development schedules of the projects.

**Nos. 9-13
606 WEST 30TH STREET – LALEZARIAN
No. 9**

CD 4 **C 180150 ZMM**
IN THE MATTER OF an application submitted by West 30th Street LLC, pursuant to Sections 197-c and 201 of the New York City Charter for the amendment of the Zoning Map, Section No. 8b:

- 1. changing from an M2-3 District to a C6-4X District property bounded by West 30th Street, a line 100 feet westerly of Eleventh Avenue, a line midway between West 29th Street and West 30th Street, and a line 525 feet easterly of Twelfth Avenue, and
- 2. establishing a Special Hudson River Park District bounded by:
 - a. West 30th Street, a line 100 feet westerly of Eleventh Avenue, a line midway between West 29th Street and West 30th Street, and a line 525 feet easterly of Twelfth Avenue; and
 - b. i. a line perpendicular to the U.S. Bulkhead Line distant 71 feet northerly (as measured along the U.S. Bulkhead Line) from the point of intersection of the westerly prolongation of the northerly street line of West 21st Street and the U.S. Bulkhead Line;
 - ii. the U.S. Pierhead Line,
 - iii. a line 1125 feet southerly of the first named course; and
 - iv. a line 78 feet easterly of the U.S. Bulkhead Line;

as shown on a diagram (for illustrative purposes only) dated November 27, 2017, and subject to the conditions of the CEQR Declaration E-455.

Resolution for adoption scheduling March 14, 2018 for a public hearing.

No. 10

CD 4 **N 180151 ZRM**
IN THE MATTER OF an application submitted by West 30th Street LLC, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying Article VIII, Chapter 9 (Special Hudson River Park District) and modifying Appendix F for the purpose of establishing a Mandatory Inclusionary Housing area.

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

* * *

Article VIII - Special Purpose Districts

**Chapter 9
Special Hudson River Park District**

**89-00
GENERAL PURPOSES**

* * *

**89-02
Definitions**

For the purposes of this Section, matter in italics is defined in Section 12-10 (DEFINITIONS) or within this Section.

Granting site

Within the #Special Hudson River Park District#, a the "granting site" is a #zoning lot#, or a portion of a #zoning lot#, within the areas identified as "A1" and "B1" on the maps in the Appendix to this Chapter, upon which development is regulated by contract, lease, covenant, declaration or otherwise to assure compliance with the purposes of this Special District and from which #floor area# may be transferred. A #granting site# may only transfer #floor area# to a #receiving site# that shares the same letter designation. For example, #granting site# "A1" may transfer #floor area# to #receiving site# "A2," but not to #receiving site# "B2."

Receiving site

Within the #Special Hudson River Park District#, a the "receiving site" is a #zoning lot#, within the area identified as "A2" and "B2" on the maps in the Appendix to this Chapter, to which #floor area# of a the #granting site# may be transferred.

Required funds

Within the #Special Hudson River Park District#, the "required funds" are the specified amount of funds required to effectuate the transfer of #floor area#, pursuant to paragraph (a) of Section 89-21, set forth in a statement from the Hudson River Park Trust.

* * *

**89-10
USE AND BULK REGULATIONS**

**89-11
Use and Bulk Regulations on Receiving Sites**

The #use# and #bulk# regulations applicable to the #receiving site# shall be modified as follows:

(a) C6-4 Districts

Within the area labeled "A2" on the maps in the Appendix, the #use# and #bulk# regulations of the C6-4 District shall not apply. In lieu thereof, the #use# and #bulk# regulations of an M1-5 District shall apply.

Within the area labeled "B2" on the maps in the Appendix, the #use# and #bulk# regulations of the C6-4X District shall not apply. In lieu thereof, the #use# and #bulk# regulations of an M2-3 District shall apply.

(b) C6-3 and M1-5 Districts

The #use# and #bulk# regulations of the C6-3 and M1-5 Districts shall not apply. In lieu thereof, the #use# and #bulk# regulations of an M2-4 District shall apply.

However, on a #receiving site#, for any #development#, #enlargement# or #conversion# that is the subject of a special permit granted by the City Planning Commission, pursuant to Section 89-21 (Transfer of Floor Area From Hudson River Park), the #use# and #bulk# regulations of the underlying C6-3, C6-4, C6-4X or M1-5 District shall only apply to such approved #development#, #enlargement# or #conversion#.

**89-12
Special Floor Area Regulations in Manhattan Community District 4**

Within the area labeled "B2" on the maps in the Appendix, where the #bulk# regulations of the underlying C6-4X District apply, pursuant to the provisions of Section 89-11, the #floor area ratio# of the underlying district shall not apply. In lieu thereof, the maximum base #floor area ratio# shall be 10.0 within a #Mandatory Inclusionary Housing Area#, and such maximum #floor area ratio# may be increased to a maximum of 12.0 only as set forth in Section 89-21 (Transfer of Floor Area From Hudson River Park).

**89-20
SPECIAL PERMITS
89-21**

Transfer of Floor Area From Hudson River Park

The City Planning Commission may permit a transfer of #floor area# from a #granting site# to a #receiving site#, may permit distribution of total allowable #floor area# of a #receiving site# without regard for zoning district boundaries, may permit that such #receiving site# be treated as a single #zoning lot# for all purposes of this Resolution, and may modify #bulk# regulations, except #floor area# regulations, for a #development#, #enlargement# or #conversion# located on such #receiving site#.

* * *

(b) Conditions and limitations

All applications for a special permit, pursuant to this Section shall comply with the following conditions:

* * *

(6) for the #receiving site# within the area identified as "A2" on the map in the Appendix:

(i) the portion of the #receiving site#, located over West Houston Street shall not generate #floor area# for the proposed special permit #development#, and no #floor area# shall be, located directly above West Houston Street;

(7)(ii) the height and setback requirements of the applicable district shall apply to the portions of the #receiving site#, located on each side of the mapped #street lines# of West Houston Street; and

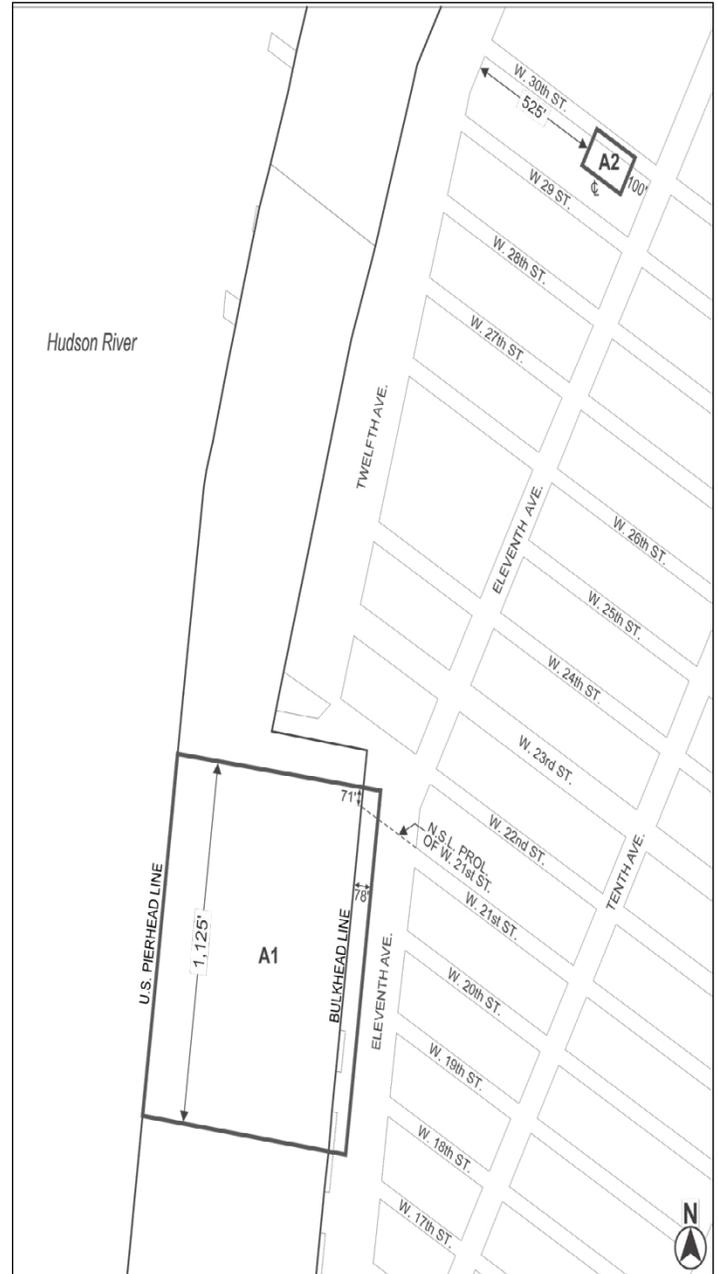
(8)(7) no more than 200,000 square feet of #floor area#, in the aggregate, shall be transferred to #receiving sites# located within the boundaries of Manhattan Community Board District 2.

* * *

**Appendix
Special Hudson River Park District Plan**

Transfer of Floor Area - Granting and Receiving Sites

* * *



— #Special Hudson River Park District#

B1 #Granting Site#

B2 #Receiving Site#

* * *

APPENDIX F

Inclusionary Housing Designated Areas and Mandatory Inclusionary Housing Areas

* * *

Manhattan

* * *

Manhattan Community District 4

In the C6-4X District within the area shown on the following Map 1, and in portions of the #Special West Chelsea District# - see Section 98-26:

Map 1 - [date of adoption]

[PROPOSED MAP]



- Inculsory housing Designated Area
- Mandatory Inclusionary Housing Area (MIHA) - see Section 23-154(d)(3)

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

Portion of Community District 4, Manhattan

No. 11

CD 4 **N 180151(A) ZRM**
IN THE MATTER OF an application submitted by West 30th Street LLC, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying Article VIII, Chapter 9 (Special Hudson River Park District) and modifying Appendix F for the purpose of establishing a Mandatory Inclusionary Housing area.

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

ARTICLE VIII
SPECIAL PURPOSE DISTRICTS

Chapter 9
Special Hudson River Park District

89-00
GENERAL PURPOSES

89-02
Definitions

For the purposes of this Section, matter in italics is defined in Section 12-10 (DEFINITIONS) or within this Section.

Granting site

Within the #Special Hudson River Park District#, a the "granting site" is a #zoning lot#, or a portion of a #zoning lot#, within the areas identified as "A1" and "B1" on the maps in the Appendix to this Chapter, upon which development is regulated by contract, lease, covenant, declaration or otherwise to assure compliance with the

purposes of this Special District and from which #floor area# may be transferred. A #granting site# may only transfer #floor area# to a #receiving site# that shares the same letter designation. For example, #granting site# "A1" may transfer #floor area# to #receiving site# "A2," but not to #receiving site# "B2."

Receiving site

Within the #Special Hudson River Park District#, a the "receiving site" is a #zoning lot#, within the area identified as "A2" and "B2" on the maps in the Appendix to this Chapter, to which #floor area# of a the #granting site# may be transferred.

Required funds

Within the #Special Hudson River Park District#, the "required funds" are the specified amount of funds required to effectuate the transfer of #floor area#, pursuant to paragraph (a) of Section 89-21, set forth in a statement from the Hudson River Park Trust.

89-10
USE AND BULK REGULATIONS

89-11
Use and Bulk Regulations on Receiving Sites

The #use# and #bulk# regulations applicable to the #receiving site# shall be modified as follows:

(a) C6-4 Districts

Within the area labeled "A2" on the maps in the Appendix, the #use# and #bulk# regulations of the C6-4 District shall not apply. In lieu thereof, the #use# and #bulk# regulations of an M1-5 District shall apply.

Within the area labeled "B2" on the maps in the Appendix, the #use# and #bulk# regulations of the C6-4X District shall not apply. In lieu thereof, the #use# and #bulk# regulations of an M2-3 District shall apply.

(b) C6-3 and M1-5 Districts

The #use# and #bulk# regulations of the C6-3 and M1-5 Districts shall not apply. In lieu thereof, the #use# and #bulk# regulations of an M2-4 District shall apply.

However, on a #receiving site#, for any #development#, #enlargement# or #conversion# that is the subject of a special permit granted by the City Planning Commission, pursuant to Section 89-21 (Transfer of Floor Area From Hudson River Park), the #use# and #bulk# regulations of the underlying C6-3, C6-4, C6-4X or M1-5 District shall only apply to such approved #development#, #enlargement# or #conversion#.

89-12
Special Floor Area Regulations in Manhattan Community District 4

Within the area labeled "B2" on the maps in the Appendix, where the #bulk# regulations of the underlying C6-4X District apply, pursuant to the provisions of Section 89-11, the #floor area ratio# of the underlying district shall not apply. In lieu thereof, the maximum base #floor area ratio# shall be 10.0 within a #Mandatory Inclusionary Housing Area#, and such maximum #floor area ratio# may be increased to a maximum of 12.0 only as set forth in Section 89-21 (Transfer of Floor Area From Hudson River Park).

89-20
SPECIAL PERMITS

89-21
Transfer of Floor Area From Hudson River Park

The City Planning Commission may permit a transfer of #floor area# from a #granting site# to a #receiving site#, may permit distribution of total allowable #floor area# of a #receiving site# without regard for zoning district boundaries, may permit that such #receiving site# be treated as a single #zoning lot# for all purposes of this Resolution, and may modify #bulk# regulations, except #floor area# regulations, for a #development#, #enlargement# or #conversion# located on such #receiving site#.

(b) Conditions and limitations

All applications for a special permit, pursuant to this Section shall comply with the following conditions:

(6) for the #receiving site# within the area identified as "A2" on the map in the Appendix:

- (i) the portion of the #receiving site# located over West Houston Street shall not generate #floor area# for the proposed special permit #development#, and no #floor

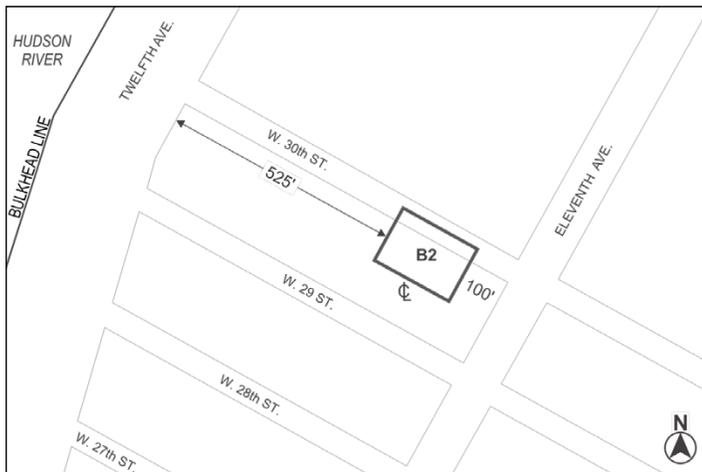
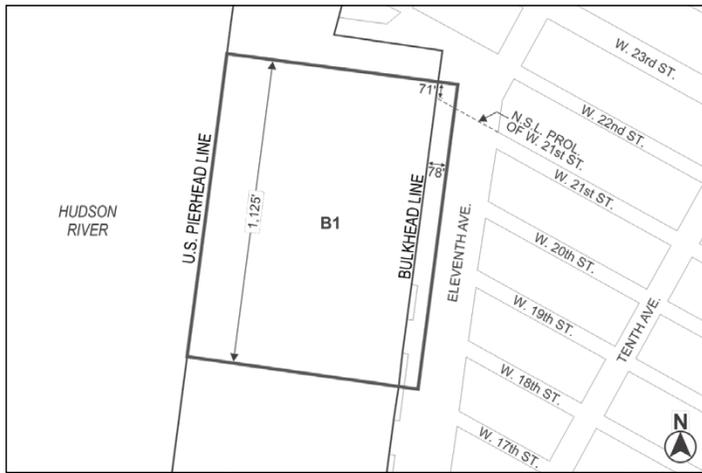
area# shall be, located directly above West Houston Street;

(7)(ii) the height and setback requirements of the applicable district shall apply to the portions of the #receiving site#, located on each side of the mapped #street lines# of West Houston Street; and

(8)(7) no more than 200,000 square feet of #floor area#, in the aggregate, shall be transferred to #receiving sites#, located within the boundaries of Manhattan Community Board District 2.

Appendix Special Hudson River Park District Plan

Transfer of Floor Area - Granting and Receiving Sites



#Special Hudson River Park District# B1 #Granting Site# B2 #Receiving Site#

APPENDIX F Inclusionary Housing Designated Areas and Mandatory Inclusionary Housing Areas

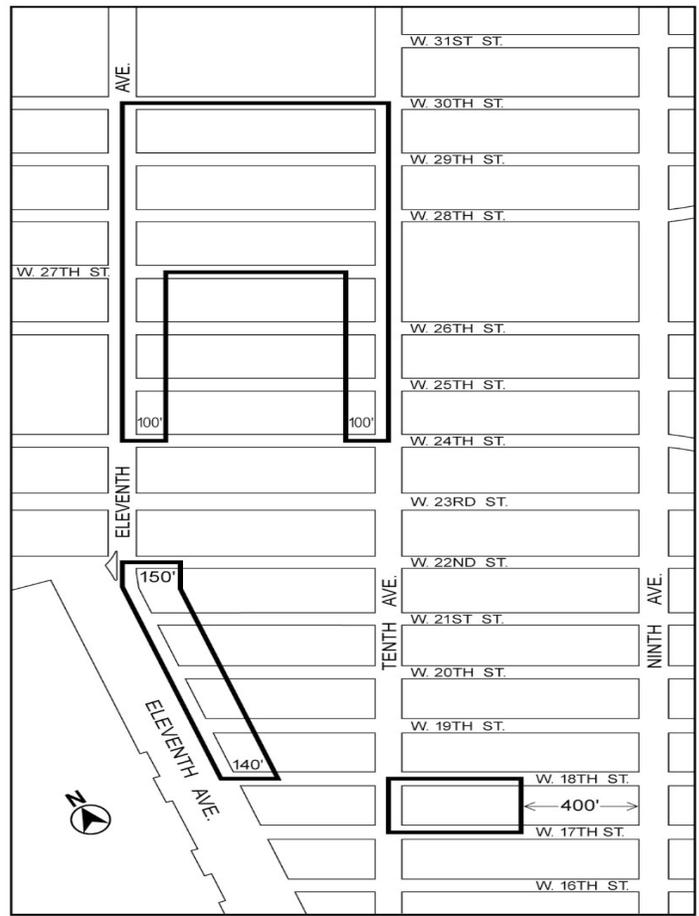
Manhattan

Manhattan Community District 4

In the C6-4X District within the area shown on the following Map 1, and in portions of the #Special West Chelsea District# - see Section 98-26:

Map 1 - [date of adoption]

[EXISTING MAP]



[PROPOSED MAP]



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

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

Portion of Community District 4, Manhattan

* * *
No. 12

CD 4 **C 180152 ZSM**
IN THE MATTER OF an application submitted by West 30th Street LLC, pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit, pursuant to Section 89-21* of the Zoning Resolution to allow the distribution of 29,625 square feet of floor area from a granting site (B1*, Block 662, Lots 11, 16 & 19) to a receiving site (B2*, Block 675, Lot 39), to modify the height and setback requirements and tower lot coverage requirements of Section 35-65 (Height and Setback Requirements for Quality Housing Buildings) and Section 23-60 (Height and Setback Regulations), and to modify the rear yard requirements of Section 33-26 (Minimum Required Rear Yards), in connection with a proposed mixed use development on property, located at 606-616 West 30th Street (Block 675, Lot 39), in a C6-4X** District, within the Special Hudson River Park District (HRP)**.

*Note: a zoning text amendment is proposed to modify several sections of Article VIII, Chapter 9 (Special Hudson River Park District) under a concurrent related application (N 180151 ZRM).

**Note: the development site is proposed to be rezoned by changing an M2-3 District to a C6-4X District, and by establishing a Special Hudson River Park District (HRP), under a concurrent related application (C 180150 ZMM).

Plans for this proposal are on file with the City Planning Commission and may be seen at 120 Broadway, 31st Floor, New York, NY 10271-0001.

No. 13

CD 4 **C 180152(A) ZSM**
IN THE MATTER OF an application submitted by West 30th Street LLC, pursuant to Section 2 06(c)(1) of the Uniform Land Use Review Procedure of the New York City Charter for the grant of a special permit, pursuant to Section 89-21* of the Zoning Resolution:

1. to allow the distribution of 34,562.5 square feet of floor area from a granting site (B1*, Block 662, Lots 11, 16 & 19) to a receiving site (B2*, Block 675, Lots 38 & 39);
2. to modify the height and setback requirements and tower lot coverage requirements of Section 35-65 (Height and Setback Requirements for Quality Housing Buildings) and Section 23-60 (Height and Setback Regulations); and
3. to modify the rear yard requirements of Section 33-26 (Minimum Required Rear Yards); in connection with a proposed mixed use development on property, located at 606-616 West 30th Street (Block 675, Lots 38 & 39), in a C6-4X** District, within the Special Hudson River Park District (HRP)**.

*Note: a zoning text amendment is proposed to modify several sections of Article VIII, Chapter 9 (Special Hudson River Park District) under a concurrent related application (N 180151 ZRM).

**Note: the development site is proposed to be rezoned by changing an M2-3 District to a C6-4X District, and by establishing a Special Hudson River Park District (HRP), under a concurrent related application (C 180150 ZMM).

Plans for this proposal are on file with the City Planning Commission and may be seen at 120 Broadway, 31st Floor, New York, NY 10271-0001.

NOTICE

On Wednesday, March 14, 2018, at 10:00 A.M., at 120 Broadway, Lower Concourse, in Lower Manhattan, a public hearing is being held by the City Planning Commission in conjunction with the above-referenced ULURP hearing. The public hearing is being held to receive comments related to a Draft Environmental Impact Statement (DEIS) concerning an application by West 30th Street LLC (ULURP Nos. 180150 ZMM, N180151 ZRM and 180152 ZSM) requesting discretionary actions to facilitate the redevelopment of a project site in the West Chelsea neighborhood of Manhattan Community District 4. The project site is located, at 606 West 30th Street (Block 675, Lot 39), which is bounded by West 29th and West 30th Streets, Route 9A/Twelfth Avenue and Eleventh Avenue. The proposed actions include a zoning text amendment to Article VIII Chapter 9 of the Zoning Resolution (Special Hudson River Park District), an amendment to Appendix F of the Zoning Resolution to map a Mandatory Inclusionary Housing (MIH) area, and special permits (and subsequent Chair Certifications), pursuant to Section 89-21 of the Special Hudson River Park District. The applicant is also seeking a zoning map amendment to rezone the affected area from an M2-3 manufacturing district to a C6-4X commercial district. The proposed actions would facilitate a proposal by the applicant to develop a mixed-use residential and commercial building.

The public hearing will also consider a modified applications proposed by the applicant (ULURP Nos. N180151(A) ZRM and C.180152(A) ZSM).

Written comments on the DEIS are requested and will be received and considered by the Department of City Planning, the Lead Agency, until Monday, March 26, 2018, at 5:00 P.M.

This hearing is being held, pursuant to the State Environmental Quality Review Act (SEQRA) and City Environmental Quality Review (CEQR), CEQR No. 17DCP159M.

***The Block 675 DEIS (CEQR No.17DCP159M) considers, in addition to the above-referenced application, an application by DD West 29th LLC (ULURP Nos. 180127 ZMM, N180128 ZRM and 180129 ZSM). These two land use applications are being considered as part of a single environmental review due to the adjacency of the proposed projects, similarity of land use actions being proposed, and concurrent development schedules of the projects.**

YVETTE V. GRUEL, Calendar Officer
City Planning Commission
120 Broadway, 31st Floor, New York, NY 10271
Telephone (212) 720-3370



f28-m14

COMMUNITY BOARDS

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that the following matters have been scheduled for public hearing by Community Board:

BOROUGH OF BROOKLYN

COMMUNITY BOARD NO. 14 - Wednesday, March 7, 2018, 5:30 P.M., Brooklyn District Office, 810 East 16th Street, Brooklyn, NY.

Please be advised of a public hearing, for Brooklyn Community Board 14, on the FY 2019 Preliminary Budget.

m2-7

NOTICE IS HEREBY GIVEN that the following matters have been scheduled for public hearing by Community Board:

BOROUGH OF BROOKLYN

COMMUNITY BOARD NO. 09 - Thursday, March 8, 2018, 7:00 P.M., 890 Nostrand Avenue, Brooklyn, NY.

Application#: 2024384-DCA
Project/Applicant Name: 2122 Beekman Bar LLC, d/b/a Erv's on Beekman.

IN THE MATTER OF an application submitted by 2122 Beekman Bar LLC, for the renewal license application for a Sidewalk Café.

m2-8

NOTICE IS HEREBY GIVEN that the following matters have been scheduled for public hearing by Community Board:

BOROUGH OF BROOKLYN

COMMUNITY BOARD NO. 11 - Wednesday, March 7, 2018, 7:30 P.M., 1740 84th Street, Brooklyn, NY.

BSA# 189-89-BZ and 1051-21-BZ
1820 Cropsey Avenue, Block 6464 Lot 16, Brooklyn, NY.

A Public Hearing on prior BSA Application numbers, the applicant seeks to re-establish a previously issued variance for a 10-year term and legalize the interior alterations.

m1-7

NOTICE IS HEREBY GIVEN that the following matters have been scheduled for public hearing by Community Board:

BOROUGH OF BROOKLYN

COMMUNITY BOARD NO. 08 - Thursday, March 8, 2018, 7:00 P.M., 1000 Dean Street (between Classon and Franklin Avenues), Brooklyn, NY.

Public Hearing on the Agency responses, to the FY 2019 Capital and Expense Budget requests. Individuals interested in commenting are limited to (2) minutes. Copies of the agency responses can be emailed or viewed at the District Office.

m2-8

NOTICE IS HEREBY GIVEN that the following matters have been scheduled for public hearing by Community Board:

BOROUGH OF THE BRONX

COMMUNITY BOARD NO. 10 - Thursday, March 8, 2018, 7:30 P.M., 3165 East Tremont Avenue, Bronx, New York City, NY.

A Public Hearing with respect to the Board's Response, to the Mayor's Preliminary Budget for Fiscal Year 2019.

m2-8

NOTICE IS HEREBY GIVEN that the following matters have been scheduled for public hearing by Community Board:

BOROUGH OF MANHATTAN

COMMUNITY BOARD NO. 04 - Wednesday, March 7, 2018, 6:30 P.M., Mount Sinai West, 1000 Tenth Avenue-2nd Floor, Conference Room, New York, NY.

IN THE MATTER OF Public Hearing to take Comments on Manhattan Community Board 4's Response to Mayor's FY 2019 Preliminary Budget.

m1-7

DESIGN AND CONSTRUCTION

■ PUBLIC HEARINGS

PLEASE TAKE NOTICE, that in accordance with Section 201-204 (inclusive) of the New York State Eminent Domain Procedure Law ("EDPL"), a public hearing will be held by the New York City Department of Design and Construction, on behalf of the City of New York, in connection with the acquisition of a certain property, for infrastructure improvements, at 142nd Street at the intersection with the Southwest Corner of 135th Avenue (Capital Project HWQ787B3) Borough of Queens.

The time and place of the hearing are as follows:

DATE:	March 29, 2018
TIME:	10.00 A.M.
LOCATION:	Community Board 12 9028 161 st Street Jamaica, NY 11432

The purpose of this hearing is to inform the public of the proposed acquisition of part of a property, and to review the public use to be served by the project and the impact on the environment and residents. The scope of this capital project within the acquisition area will include roadway improvements, widening and related work on 142nd Street at the intersection with the Southwest Corner of 135th Avenue.

The property proposed to be acquired is located in the Borough of Queens, as shown on the Damage and Acquisition Map No. 5871.

The property affected includes the following area, as shown on the Tax Map of the City of New York for the Borough of Queens:

TAX BLOCK	PART OF TAX LOT
12095	6

There are no proposed alternate locations.

Any person in attendance at this meeting shall be given a reasonable opportunity to present oral or written statements and to submit other documents concerning the proposed acquisition. Each speaker shall be allotted a maximum of five (5) minutes. In addition, written statements may be submitted to the General Counsel at the address stated below, provided the comments are received by 5:00 P.M. on April 5, 2018, (five (5) working days from public hearing date).

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

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

• m6-12

EMPLOYEES' RETIREMENT SYSTEM

■ MEETING

Please be advised that the next Regular Meeting of the Board of Trustees of the New York City Employees' Retirement System, has been scheduled for Thursday, March 8, 2018, 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.

Melanie Whinnery, Executive Director

m1-7

FRANCHISE AND CONCESSION REVIEW COMMITTEE

■ MEETING

PUBLIC NOTICE IS HEREBY GIVEN that the Franchise and Concession Review Committee, will hold a public meeting on Wednesday, March 14, 2018, at 2:30 P.M., at 2 Lafayette Street, 14th Floor Conference Room, Borough of Manhattan.

NOTE: Individuals requesting Sign Language Interpreters, should contact the Mayor's Office of Contract Services, 253 Broadway, 9th Floor, New York, NY 10007 (212-788-0010), no later than **SEVEN (7) BUSINESS DAYS PRIOR TO THE PUBLIC MEETING.**

m5-14

HOUSING AUTHORITY

■ MEETING

The next Audit Committee Meeting of the New York City Housing Authority is scheduled for Thursday, March 15, 2018, at 10:00 A.M., in the Board Room on the 12th Floor, of 250 Broadway, New York, NY. Copies of the Agenda are available on NYCHA's website or can be picked up at the Office of the Audit Director, at 250 Broadway, 3rd Floor, New York, NY, no earlier than 24 hours before the upcoming Audit Committee Meeting. Copies of the Minutes are also available on NYCHA's website or can be picked up at the Office of the Audit Director, no later than 3:00 P.M., on the Monday after the Audit Committee approval, in a subsequent Audit Committee Meeting.

Accessibility questions: Paula Mejia (212) 306-3441, by: Wednesday, March 14, 2018, 3:00 P.M.



m5-15

OFFICE OF LABOR RELATIONS

■ NOTICE

The New York City Deferred Compensation Plan Board, will hold its next meeting on Wednesday, March 7, 2018, from 10:00 A.M. to 12:00 P.M. The meeting will be held at, 40 Rector Street, 4th Floor, NYC.

m5-7

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 25-303, 25-307, 25-308, 25-309, 25-313, 25-318, 25-320) on Tuesday, March 6, 2018, a public hearing will be held at, 1 Centre Street, 9th Floor, Borough of Manhattan with respect to the following properties and then followed by a public meeting. The final order and estimated times for each application will be posted on the Landmarks Preservation Commission website, the Friday before the hearing. Any person requiring reasonable accommodation in order to participate in the hearing or attend the meeting, should contact the Landmarks Commission no later than five (5) business days before the hearing or meeting.

40-02 44th Street - Sunnyside Gardens Historic District**LPC-19-14604** - Block 182 - Lot 106 - **Zoning:** R4**CERTIFICATE OF APPROPRIATENESS**

A brick rowhouse with Colonial Revival style details designed by Clarence Stein, Henry Wright and Frederick Ackerman, and built in 1927. Application is to install skylights at the roof.

600 West Drive - Douglaston Historic District**LPC-19-21168** - Block 8031 - Lot 11 - **Zoning:** R1-2**CERTIFICATE OF APPROPRIATENESS**

An altered Greek Revival style house, built in 1819 and converted to a clubhouse, with additions built in 1917 and 1921. Application is to construct a bulkhead, modify window openings and extend the fire escape.

150 Remsen Street - Brooklyn Heights Historic District**LPC-19-18419** - Block 254 - Lot 81 - **Zoning:** C5-2A**CERTIFICATE OF APPROPRIATENESS**

An apartment house designed by Oscar Silvertone and built in 1936. Application is to alter the areaway and install a barrier-free access lift.

155 Lafayette Avenue - Fort Greene Historic District**LPC-19-16101** - Block 2103 - Lot 62 - **Zoning:** R68**CERTIFICATE OF APPROPRIATENESS**

An apartment building designed by Frank Bosworth and built in 1897. Application is to alter the areaway and install fencing.

160 Columbia Heights - Brooklyn Heights Historic District**LPC-19-11315** - Block 208 - Lot 331 - **Zoning:** R6**CERTIFICATE OF APPROPRIATENESS**

An Art Deco style apartment house built in the 1930s. Application is to install an HVAC unit on a balcony.

35 South Portland Avenue - Fort Greene Historic District**LPC-19-18911** - Block 2100 - Lot 16 - **Zoning:** R6B**CERTIFICATE OF APPROPRIATENESS**

An Italianate style rowhouse built in c. 1867. Application is to replace windows and enlarge window openings.

208-212 Decatur Street - Bedford-Stuyvesant/Expanded**Stuyvesant Heights Historic District****LPC-19-1191** - Block 1679 - Lot 135; 35 - **Zoning:** R6B**CERTIFICATE OF APPROPRIATENESS**

A garage, partially reconstructed prior to the designation of the historic district, adjacent to a flats building with a store, designed by Alfred S. Beasley, and built c. 1897. Application is to reconstruct the garage, raise the parapets, and install a curb cut.

240 St. Johns Place - Park Slope Historic District**LPC-19-16577** - Block 1059 - Lot 37 - **Zoning:** R7B**CERTIFICATE OF APPROPRIATENESS**

A Neo-Grec style rowhouse built in 1884. Application is to alter the penthouse façade.

244 Court Street - Cobble Hill Historic District**LPC-19-18623** - Block 312 - Lot 34 - **Zoning:** R6**CERTIFICATE OF APPROPRIATENESS**

A commercial building built in the c. mid-20th century. Application is to legalize the installation of windows without Landmarks Preservation Commission permit(s).

101 Reade Street - Tribeca South Historic District**LPC-19-20693** - Block 145 - Lot 7504 - **Zoning:** C6-3A**CERTIFICATE OF APPROPRIATENESS**

An Italianate style store and loft building designed by Issac F. Duckworth, built in 1861, and later altered with a rooftop addition in 1988-89. Application is to install a new barrier-free access ramp.

140 Broadway - Individual Landmark**LPC-19-20734** - Block 48 - Lot 1 - **Zoning:** C5-5**CERTIFICATE OF APPROPRIATENESS**

A mid-20th century modern style office tower designed by Skidmore, Owings & Merrill and built in 1964-68. Application is to install planters, paving, and lighting at the plaza.

102 Greenwich Avenue - Greenwich Village Historic District**LPC-19-8695** - Block 617 - Lot 32 - **Zoning:** C1-6**CERTIFICATE OF APPROPRIATENESS**

A late-Federal style house built in 1829, and altered in the late 19th or early 20th century. Application is to legalize the construction of rooftop bulkheads, deck, and railings without Landmarks Preservation Commission Permits.

357 Canal Street - SoHo-Cast Iron Historic District**LPC-19-21071** - Block 228 - Lot 1 - **Zoning:** M1-5B**CERTIFICATE OF APPROPRIATENESS**

A store and loft building designed by W.T. Beers, built in 1855, and altered in 1866. Application is to replace windows.

137 West 13th Street - Greenwich Village Historic District**LPC-19-19946** - Block 609 - Lot 163 - **Zoning:** R6**CERTIFICATE OF APPROPRIATENESS**

An altered Greek Revival style rowhouse built in 1845. Application is to construct rear yard and rooftop additions, excavate the rear yard, and replace the windows and door.

298 Elizabeth Street - NoHo East Historic District**LPC-19-18338** - Block 521 - Lot 7502 - **Zoning:** C6-2**CERTIFICATE OF APPROPRIATENESS**

A Romanesque Revival style factory building designed by William Kurtzer and built in 1902. Application is to replace storefront infill, installed without Landmarks Preservation Commission permit(s).

230 Thompson Street - South Village Historic District**LPC-19-19020** - Block 537 - Lot 12 - **Zoning:** R7-2**CERTIFICATE OF APPROPRIATENESS**

A Renaissance Revival style tenement building with a commercial ground floor designed by Sass & Smallheiser and built in 1903. Application is to replace storefront infill.

4-6 Washington Place, aka 707 Broadway and 270-274 Mercer**Street - Greenwich Village Historic District****LPC-19-21900** - Block 546 - Lot 31 - **Zoning:** C6-2**CERTIFICATE OF APPROPRIATENESS**

A Beaux-Arts style store and loft building, designed by Henri Fouchaux, built in 1903-04, combined and redesigned as a Modern style educational facility by Wank Adams Slavin Architects in 1971. Application is to install rooftop mechanical equipment.

56 Bank Street - Greenwich Village Historic District**LPC-19-18570** - Block 623 - Lot 36 - **Zoning:** R6**CERTIFICATE OF APPROPRIATENESS**

A Greek Revival style rowhouse built in 1833. Application is to construct a rooftop addition, create lot line window openings, and replace windows.

119 West 87th Street - Upper West Side/Central Park West**Historic District****LPC-19-15121** - Block 1218 - Lot 26 - **Zoning:** R7-2**CERTIFICATE OF APPROPRIATENESS**

A Neo-Grec style rowhouse built in 1884. Application is to enlarge an existing rear yard addition.

1141 Park Avenue - Expanded Carnegie Hill Historic District**LPC-19-20173** - Block 1520 - Lot 1 - **Zoning:** R10**CERTIFICATE OF APPROPRIATENESS**

A Neo-Grec style flats building designed by John Sullivan and built in 1884-85. Application is to construct a rooftop addition and elevator bulkhead, replace windows, and relocate and alter ground floor entrances.

700 Park Avenue - Upper East Side Historic District**LPC-19-19078** - Block 1384 - Lot 32 - **Zoning:** R10 R8B**CERTIFICATE OF APPROPRIATENESS**

An apartment building designed by Kahn & Jacobs, Paul Resnick, and Harry F. Green and built in 1959. Application is to replace doors and alter planters.

110 West 123rd Street - Mount Morris Park Historic District**Extension****LPC-19-19855** - Block 190 - Lot 40 - **Zoning:** R7-2**CERTIFICATE OF APPROPRIATENESS**

A vacant lot. Application is to construct a new building.

100 West 119th Street - Mount Morris Park Historic District**Extension****LPC-19-15230** - Block 1903 - Lot 7501 - **Zoning:** R7-2**CERTIFICATE OF APPROPRIATENESS**

A Beaux Arts style apartment building built c. 1900. Application is to establish a master plan governing the future installation of windows.

633 West 155th Street - West 156th Street - Audubon Terrace**Historic District****LPC-19-20023** - Block 2134 - Lot Multiple - **Zoning:** R8**CERTIFICATE OF APPROPRIATENESS**

A plaza within a complex of Neo-Renaissance style buildings designed by William Mitchell Kendall and built in 1921. Application is to modify a stair and balustrades and install planters and seating at the terrace.

f21-m6

NOTICE IS HEREBY GIVEN that, pursuant to the provisions of Title 25, Chapter 3 of the Administrative Code of the City of New York (Sections 25-303, 25-307, 25-308, 25-309, 25-313, 25-318, 25-320) on Tuesday, March 13, 2018, a public hearing will be held, at 1 Centre Street, 9th Floor, Borough of Manhattan with respect to the following properties and then followed by a public meeting. The final order and estimated times for each application will be posted on the Landmarks Preservation Commission website, the Friday before the hearing. Any person requiring reasonable accommodation in order to participate in the hearing or attend the meeting, should contact the Landmarks Commission no later than five (5) business days before the hearing or meeting.

135 Montague Street - Brooklyn Heights Historic District**LPC-19-17747** - Block 243 - Lot 20 - **Zoning:** R7-1**CERTIFICATE OF APPROPRIATENESS**

A commercial building, built in the 1920s. Application is to construct a rooftop addition and alter the rear façade.

203 Washington Park - Fort Greene Historic District**LPC-19-12045** - Block 2089 - Lot 7 - **Zoning:** R6B

CERTIFICATE OF APPROPRIATENESS

An Italianate style house designed by Thanas Skelly and built c. 1865. Application is to construct a rooftop bulkhead, install railings, planters, and benches, and extend a flue and vents.

12 Verona Place - Bedford Historic District

LPC-19-8071 - Block 1849 - Lot 29 - **Zoning:** R6B

CERTIFICATE OF APPROPRIATENESS

A Second Empire style rowhouse designed by Charles Werner and built in 1881. Application is to modify a rooftop bulkhead constructed without Landmarks Preservation Commission permit(s), and install a railing.

638 10th Street - Park Slope Historic District Extension

LPC-19-20904 - Block 1095 - Lot 9 - **Zoning:** R6B

CERTIFICATE OF APPROPRIATENESS

A Renaissance Revival style rowhouse with alterations, built c. 1895. Application is to install a rooftop bulkhead and railings.

115 West Broadway, aka 115-123 West Broadway and 150-152 Duane Street - Tribeca South Historic District

LPC-19-20010 - Block 146 - Lot 7502 - **Zoning:** C6-2A

CERTIFICATE OF APPROPRIATENESS

An Italianate/Second Empire style store and loft building, built in 1864-65. Application is to construct a barrier-free access ramp and platform.

52 Thomas Street - Tribeca South Historic District

LPC-19-18781 - Block 147 - Lot 7508 - **Zoning:** C6-2A

CERTIFICATE OF APPROPRIATENESS

A simplified Neo-Classical style store and office building designed by Jardine, Hill and Murdock and built in 1927-1928. Application is to install rooftop mechanical equipment.

622 Broadway - NoHo Historic District

LPC-19-18102 - Block 522 - Lot 5 - **Zoning:** M1-5B

CERTIFICATE OF APPROPRIATENESS

A Neo-Grec style store and loft building designed by Henry Fernbach and built in 1880-82. Application is to install rooftop mechanical equipment and screen.

11 West 18th Street - Ladies' Mile Historic District

LPC-19-20426 - Block 820 - Lot 7502 - **Zoning:** C6-4A

CERTIFICATE OF APPROPRIATENESS

An early 20th century Commercial style converted dwelling, built in 1849 and altered in 1921. Application is to establish a master plan governing the future installation of windows.

625 Fifth Avenue - Individual Landmark

LPC-19-21794 - Block 1286 - Lot 1 - **Zoning:** C5-3, C5-2.5

MODIFICATION OF USE AND BULK

A complex of buildings including a Gothic Revival style cathedral, rectory, and Cardinal's residence, designed by James Renwick, Jr., and built in 1858-1880; and a French Gothic Revival style Lady Chapel, designed by Charles T. Matthews and built in 1906. Application is to approve a program for the continuing maintenance of the complex in connection with future development right transfers, pursuant to applicable provisions of the Zoning Resolution, including Sections 81-632 and 81-642 of the East Midtown Subdistrict, and Section 74-79.

768 Fifth Avenue - Individual and Interior Landmark

LPC-19-16515 - Block 1274 - Lot 25 - **Zoning:** R10H, C5-2.5

CERTIFICATE OF APPROPRIATENESS

A French Renaissance style hotel designed by Henry Janeway Hardenbergh and built in 1905-1907, with an addition designed by Warren & Wetmore and built in 1921. Application is to legalize the installation of exterior heaters, an HVAC unit, and a display box without Landmarks Preservation Commission permit(s); legalize the installation of a storefront in non-compliance with Certificate of Appropriateness 06-2975; and modify a penthouse extension and garage entrance, constructed in non-compliance with Certificate of Appropriateness 06-2975.

119 West 87th Street - Upper West Side/Central Park West Historic District

LPC-19-15121 - Block 1218 - Lot 26 - **Zoning:** R7-2

CERTIFICATE OF APPROPRIATENESS

A Neo-Grec style rowhouse, built in 1884. Application is to enlarge an existing rear yard addition.

2012 Broadway - Upper West Side/Central Park West Historic District

LPC-19-8512 - Block 1140 - Lot 46 - **Zoning:** C4-64 R8B

CERTIFICATE OF APPROPRIATENESS

A Beaux-Arts style apartment building designed by Mulliken & Moeller and built in 1904-1905, and altered in the early 20th century with a commercial ground floor. Application is to alter the base and install storefront infill.

1047 Amsterdam Avenue - Individual Landmark

LPC-19-22284 - Block 1865 - Lot 1 - **Zoning:** R7-2

CERTIFICATE OF APPROPRIATENESS

A Gothic style cathedral within a church complex of Romanesque, Byzantine, Greek Revival and Gothic style religious and institutional buildings designed by Ithiel Town, Heins & LaFarge, Cram, Goodhue & Ferguson, Hoyle, Doran & Berry, Cook & Welch, Ralph Adams Cram,

and C. Grant LaFarge built over the course of the 19th and 20th Centuries. Application is to establish a master plan governing the future installation of signage.

110 West 123rd Street - Mount Morris Park Historic District Extension

LPC-19-19855 - Block 1907 - Lot 40 - **Zoning:** R7-2

CERTIFICATE OF APPROPRIATENESS

A vacant lot. Application is to construct a new building.

f28-m13

COURT NOTICES**SUPREME COURT****BRONX COUNTY****■ NOTICE**

**BRONX COUNTY
IA PART 21
NOTICE OF PETITION
INDEX NUMBER 42104/2018E
CONDEMNATION PROCEEDING**

IN THE MATTER OF the Application of the CITY OF NEW YORK Relative to Acquiring a Permanent Storm Sewer and Water Main Easements in Block 5636, Part of Lot 100 and a Permanent Storm Sewer Easement in Block 5636, Part of Lot 177, located in the Bronx, for the construction of the **CITY ISLAND WATER MAIN AND STORM SEWER OUTFALLS PROJECT**,

Located on land under the waters of Eastchester Bay in the vicinity of Kilroe Street, and both upland and lands under the waters of Eastchester Bay in the vicinity of Minnieford Avenue, in the Borough of the Bronx, City and State of New York.

PLEASE TAKE NOTICE that the City of New York (the "City") intend to make an application to the Supreme Court of the State of New York, Bronx County, IA Part 21, for certain relief.

The application will be made at the following time and place: At the Bronx County Courthouse, located at Room 704, in the Borough of Bronx, City and State of New York, on March 26, 2018 at 9:30 A.M., or as soon thereafter as counsel can be heard.

The application is for an order:

- Authorizing the City to file an acquisition map in the Office of the City Register;
- Directing that, upon the filing of the order granting the relief in this petition and the filing of the acquisition map, title to the property sought to be acquired and described below shall vest in the City;
- Providing that the compensation which should be made to the owners of the interest in real property sought to be acquired and described above be ascertained and determined by the Court without a jury;
- Directing that within thirty days of the vesting of title to the permanent easements, the City shall cause a notice of acquisition to be published in at least ten successive issues of The City Record, an official newspaper published in the City of New York, and shall serve a copy of such notice by first class mail on each condemnee or his, her, or its attorney of record;
- Directing that each condemnee shall have a period of one calendar year from the vesting date for this proceeding, in which to file a written claim, demand or notice of appearance with the Clerk of this Court and to serve a copy of the same upon the Corporation Counsel of the City of New York, 100 Church Street, New York, NY 10007.

The City, in this proceeding, intends to acquire permanent easements in, over, through and beneath the lands herein described, for the City's free right to enter into and upon the easement for the purpose of constructing, inspecting, using, operating, maintaining, repairing or replacing sewers and/or water mains, and, pursuant to the Terms of Permanent Easements, delineated below. The permanent easements to be acquired in the proceeding, for the construction of water mains and

a sewer outfall, in the Borough of the Bronx, City and State of New York, are more particularly bounded and described as follows:

PROPOSED SEWER AND WATER MAIN EASEMENTS IN LOT 100 BLOCK 5636
DAMAGE PARCEL 1- Part of Lot 100 in Block 5636

All that certain plot, piece or parcel of land, with improvements thereof erected, situate, lying and being in the Borough and County of the Bronx, City and State of New York, as bounded and described as follows:

Beginning at a point of the westerly line of the said City Island Avenue, said point being distant 61.17 feet northwestwardly from the intersection of the southwesterly line of the said City Island Avenue with the northerly line of the said Kilroe Street;

Running thence, southeastwardly and along the southwesterly line of the said City Island Avenue, a distance of 60.00 feet to a point being distant 1.17 feet northwestwardly from the intersection of the southwesterly line of the said City Island Avenue (varied width) with the northerly line of the said Kilroe Street;

Thence, eastwardly, forming an interior angle of 257°23'42", with the previous course and through the bed of City Island Avenue, a distance of 40.74 feet to a northwesterly prolongation of a southwesterly line of City Island Avenue (80 feet wide).

Thence, southeastwardly, forming an interior angle of 101°12'06", with the previous course, along the said northwesterly prolongation of the southwesterly line of City Island Avenue (80 feet wide) and through the bed of City Island Avenue, a distance of 35.44 feet to a point on the northerly line of lot 645 as shown on the "Map of Estate of Elizabeth R. B. King", filed as Map No. 53 on May 26, 1883.

Thence, westwardly, forming an interior angle of 79°20'06", with the previous course and through the beds of City Island Avenue and the said Kilroe Street (westward extent of Kilroe Street not shown on Final Map) and along the said northerly line of lot 645 as shown on the "Map of Estate of Elizabeth R. B. King" and its westerly prolongation, a distance of 355.23 feet to point of the exterior line of the water grant to Benjamin Palmer and others, dated May 27, 1763.

Thence, northwestwardly, forming an interior angle of 98°59'51", with the previous course and along the said exterior line of water grant to Benjamin Palmer and others, dated May 27, 1763, a distance of 350.00 feet to a point.

Thence, southeastwardly, forming an interior angle of 41°00'18", with the previous course and through tax lot 100 in the Bronx tax block 5636, distance of 391.77 feet to a point.

Thence, eastwardly, forming an interior angle of 219°59'51", with the previous course and through tax lot 100 in the Bronx tax block 5636, a distance of 50.00 feet to the point of beginning.

This parcel consists of part of tax lot 100 in the Bronx tax block 5636 and comprises an area of 63,548 square feet or 1.45886 of an acre.

PROPOSED SEWER EASEMENT IN LOT 177 BLOCK 5636
DAMAGE PARCEL 2 - Part of Lot 177 in Block 5636

All that certain plot, piece or parcel of land, with improvements thereof erected, situated, lying and being in the Borough and County of the Bronx, City and State of New York, as bounded and described as follows:

Beginning at a point on the westerly line of Minnieford Avenue (48.10 feet wide) where the same is intersected by the northerly line of lot 629 as shown on the "Map of Estate of Elizabeth R. B. King", filed as Map No. 53 on May 26, 1883, said point being distant 75.70 feet northwardly from the intersection of the westerly line of the said Minnieford Avenue with the northerly line of the said Bridge Street;

Running thence, northwestwardly, forming an angle 63°26'30", on its northerly side with the westerly line of the said Minnieford Avenue and along the said northerly line of lot 629 as shown on the "Map of Estate of Elizabeth R. B. King", a distance 179 feet more or less to a point of the mean high water line as shown on the "Map of Estate of Elizabeth R. B. King", filed as Map No. 53 on May 26, 1883.

Thence, northeastwardly, forming an approximate interior angle of 65°17' with the previous course and along the said mean high water line as shown on the "Map of Estate of Elizabeth R. B. King", filed as Map No. 53 on May 26, 1883, through tax lot 177 in the Bronx tax block 5636, a distance of 28 feet more or less feet to a point on the said mean high water line.

Thence, northeastwardly, forming an approximate interior angle of 190°21' with the previous course and continuing along the said mean high water line as shown on the "Map of Estate of Elizabeth R. B. King", filed as Map No. 53 on May 26, 1883, through tax lot 177 in the Bronx tax block 5636, a distance of 10 feet more or less feet to a point.

Thence, southeastwardly, forming an approximate interior angle of 104°35' with the previous course, and through lot 177 in the Bronx tax block 5636, a distance of 147 feet more or less to a point of the westerly line of the said Minnieford Avenue.

Thence, southwardly, forming an interior angle of 116°33'30", with the previous course and along the westerly line of the said Minnieford Avenue, a distance of 39.13 feet to the point of beginning. This parcel consists of part of tax lot 177 in the Bronx tax block 5636 and comprises an area of approximately 5,687 square feet or 0.13056 of an acre more or less.

DAMAGE PARCEL 3 - Part of Lot 177 in Block 5636 and adjacent lands under water

All that certain plot, piece or parcel of land, with improvements thereof erected, situate, lying and being in the Borough and County of the Bronx, City and State of New York, as bounded and described as follows:

Commencing at a point on the westerly line of Minnieford Avenue (48.10 feet wide) where the same is intersected by the northerly line of lot 629 as shown on the "Map of Estate of Elizabeth R. B. King", filed as Map No. 53 on May 26, 1883, said point being distant 75.70 feet northwardly from the intersection of the westerly line of the said Minnieford Avenue with the northerly line of the said Bridge Street; thence northwestwardly, forming an angle of 63°26'30", on its northerly side with the westerly line of the said Minnieford Avenue and along the said northerly line of lot 629 as shown on the "Map of Estate of Elizabeth R. B. King", a distance of 179 feet more or less to a point on the mean high water line as shown on the "Map of Estate of Elizabeth R. B. King", filed as Map No. 53 on May 26, 1883, said point being the point of beginning;

Running thence, northwestwardly, continuing in the direction of the previous course, a distance of 20 feet more or less to a point on the mean high water line as located by NYC Department of Design and Construction in May 2014.

Thence, northeastwardly, forming an approximate interior angle of 78°23' with the previous course and along the said mean high water line, as located by NYC Department of Design and Construction in May 2014, a distance of 35.7 feet to a point of the said mean high water line.

Thence, southeastwardly, forming an approximate interior angle of 101°37' with the previous course, and part of the distance through tax lot 177 in the Bronx tax block 5636, a distance of 27 feet more or less to a point on the mean high water line as shown on the "Map of Estate of Elizabeth R. B. King", filed as Map No. 53 on May 26, 1883.

Thence, southwestwardly, forming an approximate interior angle of 75°25' with the previous course and along the said mean high water line as shown on the "Map of Estate of Elizabeth R. B. King", filed as Map No. 53 on May 26, 1883, through tax lot 177 in the Bronx tax block 5636, a distance of 10 feet more or less feet to a point.

Thence, forming an approximate interior angle of 169°39', with the previous course and continuing along the said mean high water line as shown on the "Map of Estate of Elizabeth R. B. King", filed as Map No. 53 on May 26, 1883, through tax lot 177 in the Bronx tax block 5636, a distance of 28 feet more or less feet to the point of beginning.

This parcel consists of an area between mean high water line as located by NYC Department of Design and Construction in May 2014 and the mean high water line as shown on the "Map of Estate of Elizabeth R. B. King", filed as Map No. 53 on May 26, 1883 partially located within tax lot 177 in the Bronx tax block 5636, and comprises an area of approximately 861 square feet or 0.00198 of an acre more or less. This property is being acquired subject to the interests of the State of New York, if any.

TERMS OF PERMANENT EASEMENTS

In order to allow the City, its agents, servants, workers or contractors, together with their tools, equipment, vehicle and materials, at all times to install, operate, maintain and reconstruct certain storm sewers and appurtenant structures, and/or water mains, the restrictions described below are placed in perpetuity upon the easement areas:

- No permanent structure of any kind shall be erected within, above, or under the easement areas without the prior written approval of the New York City Department of Environmental Protection.
- Vehicular access at all times shall be available to the City or its agents, public or private, to construct, reconstruct, lay, relay, maintain, operate and inspect the existing/proposed sewers and/or water mains within the easements.
- No materials or equipment of any kind shall be placed for storage within or over said easements.
- No trees or shrubs of any kind shall be planted within or over said easement areas.
- All new footing to be constructed for any new structures shall be completely outside of the easements and located at such elevation so that no loading of any kind is transmitted from the footing to the existing/proposed sewers.
- Within the easement areas the condemnee will be permitted to grade, place pavement for use as a parking area and erect

any nonpermanent improvement, but if access to the sewers and/or water mains are required for the purpose of constructing, maintaining, repairing or reconstruction of the existing/proposed sewers and/or water mains within the easement areas, the condemnee, his heirs, assigns and successors shall bear the cost of removing and replacing the pavement and nonpermanent improvement installed by the condemnee.

Surveys, maps or plans of the property, to be acquired are on file in the office of the Corporation Counsel of the City of New York, 100 Church Street, New York, NY 10007.

PLEASE TAKE FURTHER NOTICE THAT, pursuant to Eminent Domain Procedure Law § 402(B)(4), any party seeking to oppose the acquisition must interpose a verified answer, which must contain specific denial of each material allegation of the petition controverted by the opponent, or any statement of new matter deemed by the opponent to be a defense to the proceeding. Pursuant to CPLR § 403, said answer must be served upon the office of the Corporation Counsel at least seven (7) days before the date that the petition is noticed to be heard.

Dated: February 12, 2018
New York, NY
ZACHARY W. CARTER
Corporation Counsel of the City of New York
Attorney for the Condemnor,
100 Church Street, New York, NY 10007
(212) 356-2140

See Map(s) On Back Pages

◀ m6-19



CITYWIDE ADMINISTRATIVE SERVICES

■ SALE

The City of New York in partnership with PropertyRoom.com posts vehicle and heavy machinery auctions online every week at: <https://www.propertyroom.com/s/nyc+fleet>

All auctions are open to the public and registration is free.

Vehicles can be viewed in person by appointment at: Kenben Industries Ltd., 1908 Shore Parkway, Brooklyn, NY 11214. Phone: (718) 802-0022

o11-m29

OFFICE OF CITYWIDE PROCUREMENT

■ NOTICE

The Department of Citywide Administrative Services, Office of Citywide Procurement is currently selling surplus assets on the internet. Visit <http://www.publicsurplus.com/sms/nycdcas.ny/browse/home>

To begin bidding, simply click on 'Register' on the home page.

There are no fees to register. Offerings may include but are not limited to: office supplies/equipment, furniture, building supplies, machine tools, HVAC/plumbing/electrical equipment, lab equipment, marine equipment, and more.

Public access to computer workstations and assistance with placing bids is available at the following locations:

- DCAS Central Storehouse, 66-26 Metropolitan Avenue, Middle Village, NY 11379
- DCAS, Office of Citywide Procurement, 1 Centre Street, 18th Floor, New York, NY 10007

j2-d31

POLICE

■ NOTICE

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

The following list of properties is in the custody of the Property Clerk Division without claimants:

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.

Items are recovered, lost, abandoned property obtained from prisoners, emotionally disturbed, intoxicated and deceased persons; and property obtained from persons incapable of caring for themselves.

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):

- Springfield Gardens Auto Pound, 174-20 North Boundary Road, Queens, NY 11430, (718) 553-9555
- Erie Basin Auto Pound, 700 Columbia Street, Brooklyn, NY 11231, (718) 246-2030

FOR ALL OTHER PROPERTY

- Manhattan - 1 Police Plaza, New York, NY 10038, (646) 610-5906
- 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

j2-d31



"Compete To Win" More Contracts!

Thanks to a new City initiative - "Compete To Win" - the NYC Department of Small Business Services offers a new set of FREE services to help create more opportunities for minority and women-owned businesses to compete, connect and grow their business with the City. With NYC Construction Loan, Technical Assistance, NYC Construction Mentorship, Bond Readiness, and NYC Teaming services, the City will be able to help even more small businesses than before.

- *Win More Contracts at nyc.gov/competetowin*

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

HHS ACCELERATOR

To respond to human services Requests for Proposals (RFPs), in accordance with Section 3-16 of the Procurement Policy Board Rules of the City of New York ("PPB Rules"), vendors must first complete and submit an electronic prequalification application using the City's Health and Human Services (HHS) Accelerator System. The HHS Accelerator System is a web-based system maintained by the City of New York for use by its human services Agencies to manage procurement. The process removes redundancy by capturing information about boards, filings, policies, and general

service experience centrally. As a result, specific proposals for funding are more focused on program design, scope, and budget.

Important information about the new method

- Prequalification applications are required every three years.
- Documents related to annual corporate filings must be submitted on an annual basis to remain eligible to compete.
- Prequalification applications will be reviewed to validate compliance with corporate filings, organizational capacity, and relevant service experience.
- Approved organizations will be eligible to compete and would submit electronic proposals through the system.

The Client and Community Service Catalog, which lists all Prequalification service categories and the NYC Procurement Roadmap, which lists all RFPs to be managed by HHS Accelerator may be viewed at <http://www.nyc.gov/html/hhsaccelerator/html/roadmap/roadmap.shtml>. All current and prospective vendors should frequently review information listed on roadmap to take full advantage of upcoming opportunities for funding.

Participating NYC Agencies

HHS Accelerator, led by the Office of the Mayor, is governed by an Executive Steering Committee of Agency Heads who represent the following NYC Agencies:

- Administration for Children's Services (ACS)
- Department for the Aging (DFTA)
- Department of Consumer Affairs (DCA)
- Department of Corrections (DOC)
- Department of Health and Mental Hygiene (DOHMH)
- Department of Homeless Services (DHS)
- Department of Probation (DOP)
- Department of Small Business Services (SBS)
- Department of Youth and Community Development (DYCD)
- Housing and Preservation Department (HPD)
- Human Resources Administration (HRA)
- Office of the Criminal Justice Coordinator (CJC)

To sign up for training on the new system, and for additional information about HHS Accelerator, including background materials, user guides and video tutorials, please visit www.nyc.gov/hhsaccelerator

CITYWIDE ADMINISTRATIVE SERVICES

OFFICE OF CITYWIDE PROCUREMENT

SOLICITATION

Goods and Services

BABY FOOD - Competitive Sealed Bids - PIN#8571800136 - Due 4-5-18 at 10:00 A.M.

A copy of the bid can be downloaded from the City Record Online site at www.nyc.gov/cityrecord. Enrollment is free. Vendors may also request the bid by contacting Vendor Relations via email at dcasdmssbids@dcas.nyc.gov, by telephone (212) 386-0044, or by fax at (212) 669-7585.

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

Citywide Administrative Services, 1 Centre Street, 18th Floor, New York, NY 10007-1602. Mirta A Jarret (212) 386-6345; mjarrett@dcas.nyc.gov

◀ m6

DESIGN AND CONSTRUCTION

AGENCY CHIEF CONTRACTING OFFICER

AWARD

Construction / Construction Services

ROADWAY AND SIDEWALK RESTORATION OVER WATERMAIN AND SEWER REPAIRS, AND AROUND CATCH BASINS, MANHOLES AND OTHER APPURTENANCES - CITYWIDE - Competitive Sealed Bids - PIN#85018B0056 - AMT: \$2,950,000.00 - TO: Delaney Associates LP, 125-08 26th Avenue, Flushing, NY 11354.

● **REHABILITATION OF PEDESTRIAN RAMPS DESIGNATED LOCATIONS - BROOKLYN** - Competitive Sealed Bids - PIN#85018B0021 - AMT: \$6,335,175.00 - TO: Gianfa Corporation, 179 Brady Avenue, Hawthorne, NY 10532.

◀ m6

DISTRICT ATTORNEY - NEW YORK COUNTY

PURCHASING

SOLICITATION

Services (other than human services)

MESSENGER SERVICE - Competitive Sealed Bids - PIN#2019DANYMESSENGER - Due 3-30-18 at 4:00 P.M.

Messenger service from 7-1-18 through 6-30-21; Estimated quantity by zone is listed in the bid.

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

District Attorney - New York County, 1 Hogan Place, Room 760, 7th Floor, New York City, NY 10013. Barbara Kaye (212) 335-9816; Fax: (212) 335-9877; kayeb@dany.nyc.gov

m1-6

FIRE DEPARTMENT

FISCAL/CONTRACTS

SOLICITATION

Services (other than human services)

MAINTENANCE AND TECHNICAL SUPPORT SERVICES FOR THE NEW YORK FIRE INCIDENT REPORTING SYSTEM (NYFIRS) - Sole Source - Available only from a single source - PIN#057180001020 - Due 3-7-18 at 4:00 P.M.

The Fire Department intends to enter into sole source negotiations with FirstOnScene, LLC., to provide Maintenance and Technical Support Services for the New York Fire Incident Reporting System (NYFIRS). Any firm that believes that it can provide these services is invited to do so in writing. Written requests shall be sent to: FDNY, 9 MetroTech Center, Room 5S-9-K, Brooklyn, NY 11201. Attn: D. Holmes, Telephone: (718) 999-1327.

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.

Fire Department, 9 MetroTech, Location - 5S-09K, 5th Floor, Brooklyn, NY 11201. David Holmes (718) 999-1327; Fax: (718) 999-0104; david.holmes@fdny.nyc.gov



f28-m6

HOUSING AUTHORITY

SUPPLY MANAGEMENT

SOLICITATION

Goods

SMD - ELEVATOR ELECTRICAL PARTS (FANS, CARDS, RELAYS) - Competitive Sealed Bids - PIN#66804 - Due 3-22-18 at 12:00 P.M.

This is a RFQ for 3 year blanket order agreement. The awarded bidder/ vendor agrees to have SMD - ELEVATOR ELECTRICAL PARTS readily available for delivery within 15 days after receipt of order on an "as needed basis" during the duration of the contract period. The quantities provided are estimates based on current usage and the New York City Housing Authority, may order less or more depending on our needs. All price adjustable RFQ'S are fixed for one year after award date. One price adjustment per year will be allowed with mfg. supporting documentation only. Please note: NYCHA reserves the right to make award by class, as indicated. Samples may be required to be provided within 10 days of request. Failure to do so will result in bid being considered non-responsive.

Interested firms are invited to obtain a copy on NYCHA's website. To conduct a search for the RFQ number; vendors are instructed to open the link: <http://www1.nyc.gov/site/nycha/business/isupplier-vendor-registration.page>. Once on that page, make a selection from the first three links highlighted in red: New suppliers for those who have never registered with iSupplier, current NYCHA suppliers and vendors for those who have supplied goods or services to NYCHA in the past but

never requested a login ID for iSupplier, and Login for registered suppliers if you already have an iSupplier ID and password. Once you are logged into iSupplier, select "Sourcing Supplier," then "Sourcing Homepage" and then reference the applicable RFQ PIN/solicitation number.

Suppliers electing to obtain a non-electronic paper document will be subject to a \$25 non-refundable fee; payable to NYCHA by USPS-Money Order/Certified Check only for each set of RFQ documents requested. Remit payment to NYCHA Finance Department, at 90 Church Street, 6th Floor; obtain receipt and present it to the Supply Management Procurement Group; RFQ package will be generated at the time of request.

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, 6th Floor, Cubical 6-758, New York, NY 10008. Aleksandr Karmanskiy (212) 306-4718; Fax: (212) 306-5108; alexsandr.karmanskiy@nycha.nyc.gov



• m6

HUMAN RESOURCES ADMINISTRATION

■ AWARD

Goods and Services

MAINTENANCE AND SUPPORT SERVICES FOR VARIOUS IBM SOFTWARE LICENSES CITYWIDE - Competitive Sealed Bids/Pre-Qualified List - Judgment required in evaluating proposals - PIN#0961800004001 - AMT: \$1,891,403.65 - TO: Mainline Information Systems Inc., 1700 Summit Lake Drive, Tallahassee, FL 32317. Contract Term: 6/2/2017 - 6/30/2018.

• m6

Human Services/Client Services

PROV OF HOMEBASE HOMELESSNESS PREVENTION SVCS FOR COMP 7 - BX SA 1, 1130 GRAND CONCOURSE, BX NY 10456 - Innovative Procurement - Judgment required in evaluating proposals - PIN#0961710005007 - AMT: \$13,229,604.00 - TO: Bronxworks Inc., 60 East Tremont Avenue, Bronx, NY 10453. Contract Term: 10/1/2017 - 9/30/2020.

• m6

OFFICE OF CONTRACTS

■ AWARD

Human Services/Client Services

IT CONSULTING SERVICES - Intergovernmental Purchase - Judgment required in evaluating proposals - PIN#09617G0046001 - AMT: \$816,248.00 - TO: QED, Inc., QED National, 350 Seventh Avenue, 10th Floor, New York, NY 10001. Contract Term: 5/1/2017 - 12/31/2018.

• m6

MAYOR'S OFFICE OF CRIMINAL JUSTICE

CONTRACTS

■ SOLICITATION

Human Services/Client Services

SAFE FAMILIES NYC: SUPERVISED VISITATION PROGRAM - Negotiated Acquisition - Other - PIN#00218N0003 - Due 3-19-18 at 3:00 P.M.

The Mayor's Office of Criminal Justice (MOCJ) seeks to procure a vendor or vendors to provide supervised visitation services for non-custodial parents and their children in domestic violence cases in all five boroughs. Supervised visitation programs provide a safe and therapeutic environment for non-custodial parents to spend time with their children. The selected vendor(s) will be expected to provide a secure location for supervised visitation services, develop program policies and procedures for conducting supervised visitation services, provide culturally competent visitation services, provide objective reports to the courts, and provide referrals to families for additional services as needed.

The Negotiated Acquisition procurement has been chosen due to the limited number of vendors available and able to perform the work in accordance with PPB 304(b)(2)(ii). MOCJ will continue to accept expressions of interest to the extent required by the City of New York Procurement Police Board Rules, until 10 business days after the

initial City Record posting of the Intent to Enter into Negotiations for this procurement.

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.

Mayor's Office of Criminal Justice, 1 Centre Street, Room 1012N, New York, NY 10011. Alexis McLaughlan (212) 416-5279; mocjprocurements@cityhall.nyc.gov

• m6-12

PARKS AND RECREATION

■ VENDOR LIST

Construction Related Services

PREQUALIFIED VENDOR LIST: GENERAL CONSTRUCTION, NON-COMPLEX GENERAL CONSTRUCTION SITE WORK ASSOCIATED WITH NEW YORK CITY DEPARTMENT OF PARKS AND RECREATION ("DPR" AND/OR "PARKS") PARKS AND PLAYGROUNDS CONSTRUCTION AND RECONSTRUCTION PROJECTS.

DPR is seeking to evaluate and pre-qualify a list of general contractors (a "PQL") exclusively to conduct non-complex general construction site work involving the construction and reconstruction of DPR parks and playgrounds projects not exceeding \$3 million per contract ("General Construction").

By establishing contractor's qualification and experience in advance, DPR will have a pool of competent contractors from which it can draw to promptly and effectively reconstruct and construct its parks, playgrounds, beaches, gardens and green-streets. DPR will select contractors from the General Construction PQL for non-complex general construction site work of up to \$3,000,000.00 per contract, through the use of a Competitive Sealed Bid solicited from the PQL generated from this RFQ.

The vendors selected for inclusion in the General Construction PQL will be invited to participate in the NYC Construction Mentorship. NYC Construction Mentorship focuses on increasing the use of small NYC contracts, and winning larger contracts with larger values. Firms participating in NYC Construction Mentorship will have the opportunity to take management classes and receive on-the-job training provided by a construction management firm.

DPR will only consider applications for this General Construction PQL from contractors who meet any one of the following criteria:

- 1) The submitting entity must be a Certified Minority/Woman Business enterprise (M/WBE)*;
- 2) The submitting entity must be a registered joint venture or have a valid legal agreement as a joint venture, with at least one of the entities in the joint venture being a certified M/WBE*;
- 3) The submitting entity must indicate a commitment to sub-contract no less than 50 percent of any awarded job to a certified M/WBE for every work order awarded.

* Firms that are in the process of becoming a New York City-Certified M/WBE, may submit a PQL application and submit a M/WBE Acknowledgement Letter, which states the Department of Small Business Services has begun the Certification process.

Application documents may also be obtained online at: [http://a856-internet.nyc.gov/nycvendononline/home.asap](http://a856-internet.nyc.gov/nycvendononline/home.asap;); or <http://www.nycgovparks.org/opportunities/business>.

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

Parks and Recreation, Olmsted Center Annex, Flushing Meadows-Corona Park, Flushing, NY 11368. Alicia H. Williams (718) 760-6925; Fax: (718) 760-6885; dmwbe.capital@parks.nyc.gov

j2-d31

■ SOLICITATION

Goods

RFB: OPERATION OF SIX (6) MOBILE FOOD CONCESSIONS AT THE BATTERY - Competitive Sealed Bids - PIN# CWB-2018-B - Due 3-23-18 at 11:00 A.M.

In accordance with Section 1-12 of the Concession Rules of the City of New York, the New York City Department of Parks and Recreation ("NYCDPR") has issued a Request for Bids (RFB) for the operation of six (6) mobile food concessions at the Battery, Manhattan.

Hard copies of the RFB can be obtained, at no cost, commencing February 23, 2018 through March 23, 2018, between the hours of 9:00 A.M. and 5:00 P.M., excluding weekends and holidays, at the Revenue Division of NYCDPR, which is located at 830 Fifth Avenue, Room 407, New York, NY 10065. All bids submitted in response to this RFB must be submitted by no later than Friday, March 23, 2018, at 11:00 A.M.

The RFB is also available for download, commencing on February 23, 2018 through March 23, 2018 on Parks' website. To download the RFB, visit www.nyc.gov/parks/businessopportunities, click on the link for "Concessions Opportunities at Parks" and, after logging in, click on the "download" link that appears adjacent to the RFB's description.

For more information, contact Glenn Kaalund at (212) 360-1397 or via email at Glenn.Kaalund@parks.nyc.gov. Thank you. 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, 830 Fifth Avenue, Room 407, New York, NY 10065. Glenn Kaalund (212) 360-1397; Fax: (212) 360-3434; glenn.kaalund@parks.nyc.gov

Accessibility questions: Glenn Kaalund (212) 360-1397, glenn.kaalund@parks.nyc.gov, by: Tuesday, March 20, 2018, 5:00 P.M.



f23-m8

AGENCY RULES

BUSINESS INTEGRITY COMMISSION

■ NOTICE

NOTICE OF ADOPTION OF FINAL RULE ON OMNIBUS RULE AMENDMENT

NOTICE IS HEREBY GIVEN in accordance with the requirements of Section 1043 of the New York City Charter and exercising the authority vested in the Commission by Sections 1043(a) and 2101(b) of the New York City Charter that the New York City Business Integrity Commission ("BIC" or the "Commission") adopts the following Omnibus Rule Amendment. BIC published a Notice of Opportunity to Comment on the proposed rule in the *City Record* on April 28, 2017. On June 7, 2017, BIC held a public hearing on the proposed rule. BIC received public comments on the proposed rule. As a result of those comments, the Commission shortened Title 17, Section 5-05(a)(4). In addition, the Commission removed the proposed amendment regarding service by email from Title 17 Sections 1-02, 11-20, and 12-25.

Statement of Basis and Purpose of Rule

Several of the Commission's rules have not been updated since they were promulgated. The result is that these rules may not reflect some of the changes in technology and changes in the trade waste industry and the public wholesale food markets. In addition to adding clarifying language and making rules easier to understand and consistent with each other, the Commission is eliminating some existing rules because they are obsolete. These rules apply to trade waste licensees, registrants, applicants for trade waste licenses and registrations, wholesale business registrants, market business registrants, labor union and labor organization registrants, wholesale trade association registrants, photo identification card holders, and applicants for the same.

Under these rule modifications, the Business Integrity Commission will:

- Remove references to the Department of Consumer Affairs as the forum for certain hearings;
- Specify exceptions to the disclosure of criminal history, pursuant to the New York State Executive Law (the so-called "Ban the Box" legislation);
- Clearly add the failure to appear, be examined, or to provide testimony under oath as prohibited conduct;
- Remove the obsolete requirement for a uniform chart of accounts;
- Require applicants to provide email addresses on applications;

- Require applicants/licensees/registrants to provide driver's license information for employees who will operate vehicles, pursuant to the license or registration;
- Clearly specify reasons that a contract between a trade waste licensee and a customer will be voidable;
- Clarify language to require that changes in material information are required to be provided to the Commission within 10 business days;
- Clarify language regarding when Commission-issued license plates must be returned to the Commission;
- Eliminate the obsolete requirement for trade waste brokers to post their Commission-issued registration at their place of business;
- Remove some obsolete requirements for trade waste brokers. Simplify other requirements for trade waste brokers;
- Remove the obsolete requirement that all written communications, advertisements, etc. must include licensee's and registrant's BIC-issued number;
- Clearly state that license and registration renewal applications must be timely-filed;
- Eliminate fees for Class 1 registrants that are not-for-profit corporations;
- Require licensees to file a customer register on a quarterly basis;
- Allow registrants the option to deliver insurance certificates to BIC in person, by regular mail, or by email; and
- Convert text throughout to plain language and use other plain language edits to make the text easier to read.

Working with the City's rulemaking agencies, the Law Department, and OMB, the Office of Operations conducted a retrospective rules review of the City's existing rules, identifying those rules that will be repealed or modified to reduce regulatory burdens, increase equity, support small businesses, and simplify and update content to help support public understanding and compliance. These rule modifications were identified through this initiative.

BIC's authority for these rules is found in Sections 1043(a) and 2101(b) of the New York City Charter.

New material is underlined; deleted text is in [] brackets.

Section 1. Section 1-02 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 1-02. Notice.

Unless otherwise provided, all notice, pursuant to this chapter, including but not limited to notice related to hearings, violations, summonses, and subpoenae, may be served by first class mail addressed to the business address, [provided for an applicant, licensee, or registrant on the application submitted to the Commission or on the license or registration issued to the business.] All such notice served on an employee or agent may be served by first class mail, [to the address listed for such employee or agent in the information provided to the Commission, pursuant to Section 2-02 of this chapter.] Such notice may also be served by personal service or in any other manner reasonably calculated to achieve actual notice, including but not limited to any method authorized in the Civil Practice Law and Rules.

Section 2. Section 1-03 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 1-03. Hearings.

(a) A hearing conducted pursuant to this chapter may be conducted by the Commission or, in the discretion of the Commission, by an administrative law judge employed or designated by the Commission, by the Office of Administrative Trials and Hearings (OATH) or by other administrative tribunal of competent jurisdiction, [; provided, however that hearings related to the violation of the provisions of Section 16-505 of the Code and the rules of conduct set forth in Subchapters E, F and G of this chapter may, except where the Commission is seeking revocation or suspension of a license or registration on the basis of such violations, be conducted by the Department of Consumer Affairs.] All such hearings shall be conducted following the procedures set forth in the rules of OATH (48 RCNY Section 1-01 et seq.). [; except in the case of hearings conducted by the Department of Consumer Affairs, which shall be held, pursuant to the procedures for adjudication set forth in the rules of such Department.] [In the event that] If a hearing is conducted by an administrative law judge employed or designated by the Commission, by OATH, or by other administrative tribunal, such administrative law judge shall make recommended findings of fact and a recommended decision to the Commission, which shall make the final determination. [In the event that a hearing is held by the Department of Consumer Affairs, the Commissioner of such Department shall make the final determination.]

(b) Any person who appears for a licensee or registrant at a hearing pursuant to this chapter [shall] must present evidence that he or she is

authorized to act as the representative of such licensee or registrant for all purposes related to the conduct of the hearing and the disposition of the matter adjudicated in the hearing.

Section 3. Section 1-06 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 1-06. Supplemental Disclosure.

(a) In addition to the items set forth in clauses (a) through (m) of Paragraph (ii) of Subdivision b of Section 16-508 of the Code, disclosure by the applicant [shall] must include the following:

(1) information concerning any involvement of applicant in unlawful activities, including without limitation the making, creation, or filing of false statements or records, violations of the Taft-Hartley Act, 29 U.S.C. § 186 or other provisions concerning payments to a labor union official or representative, agreements not to compete with a business, bribery, or participation in other anti-competitive or corrupt business practices, and contacts with members and associates of organized crime;

(2) a listing of any criminal or civil investigation by a Federal, State, or Local prosecutorial agency, or investigative agency, in the five (5) year period preceding the filing of an application for a license or registration, pursuant to this chapter, wherein applicant has been granted immunity, or entered into a consent decree, order, or similar agreement, except where such disclosure is protected by Subdivision 16 of Section 296 of Article 15 of the New York State Executive Law;

(3) a listing of accounts held by the applicant business, during the five (5) year period preceding the filing of an application for a license or registration, pursuant to this chapter, with banks, credit unions, brokerage firms, and similar entities, and of the amounts held therein in the form of an identification of range of dollar value;

(4) a listing of any bankruptcy proceedings in which applicant or any predecessor trade waste business of applicant, as such term is defined in Section 16-508 of the Code, was a debtor or any proceedings involving forfeiture, receivership, or independent monitoring, in which applicant or any predecessor trade waste business of applicant was a party or participated in during the ten (10) year period preceding the filing of an application for a license or registration, pursuant to this chapter;

(5) information concerning the acquisition, sale, assignment, or loss of routes or customers by the applicant during the ten (10) year period preceding the filing of the application; and

(6) information concerning the involvement and participation of the applicant in the activities of [waste] trade associations, including but not limited to payment of dues, attendance at meetings, participation in committee work or other [decision -making] decision-making processes, and use of or reliance upon the trade association to facilitate business transactions or resolve business disputes.

(b) In addition to the items set forth in clauses a through m of Paragraph (ii) of Subdivision b of Section 16-508 of the Code and in Subdivision a of this section, the applicant business [shall] must include in the form submitted by it to the Commission the following information with respect to each of its former principals:

(1) The items set forth in clauses g, h, i, j, and l of Paragraph (ii) of Subdivision b of Section 16-508 of the Code, pertaining to the period during which the former principal was a principal of the applicant business; and

(2) The items set forth in Paragraphs (1), (2), (5), and (6) of Subdivision (a) of this section pertaining to the period during which the former principal was a principal of the applicant business.

(c) With respect to disclosure under Subdivision (b) of this section, the applicant business [shall] must supply a certification, sworn and certified under penalty of criminal prosecution, that such information is complete and accurate to the best of its knowledge and belief and has been prepared based upon a diligent search of all business and other records in its possession or control.

Section 4. Section 1-09 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 1-09. General Prohibitions.

In addition to any other prohibition contained in Chapter 1 of Title 16-A of the Code or this chapter, an applicant, a licensee, a registrant, a principal of a licensee or a registrant, or an employee required to make disclosure, pursuant to Section 16-510 of the Code as listed in Appendix A of Subchapter C of this chapter [shall] must not:

- (a) violate or fail to comply with an applicable provision of this chapter;
- (b) associate with a person whom such person knows or should know is a member or associate of an organized crime group (a person who has been identified by a federal, state, or local law enforcement agency as a member or associate of an organized crime group shall be presumed to be a member or associate of an organized crime group);

- (c) refuse to answer an inquiry from the Commission;
- (d) violate or fail to comply with any order or directive of the Commission;
- (e) fail to appear, to be examined, or to provide testimony under oath to the Commission;
- (f) make a false or misleading statement to the Commission;
- (g) make a false or misleading statement to a customer or prospective customer;
- (h) threaten or attempt to intimidate a customer or prospective customer;
- (i) retaliate against a customer or prospective customer that has made a complaint to the Commission or has exercised or attempted to exercise a right under the Code or this chapter;
- (j) engage in a deceptive trade practice;
- (k) discourage a customer or prospective customer who has a question or inquiry concerning the customer or prospective customer's rights or obligations concerning trade waste from contacting the Commission;
- (l) request, participate in, or comply with, a resolution, consideration, hearing, mediation, or adjudication by a trade association or any person holding a position in a trade association concerning a dispute between two (2) or more licensees or trade waste removal businesses relating to a customer, route, or stop;
- (m) pay any money to a trade association or any person holding a position in a trade association for any activity relating to a sale, purchase, acquisition, or loss of a customer, route, or stop;
- (n) falsify any business record;
- (o) make, file, or submit a false statement or claim to a government agency or employee;
- (p) violate any law concerning payments to labor unions or labor representatives;
- (q) give or offer any money or other benefit to an official or employee of a private business with intent to induce that official or employee to engage in an unethical or illegal business practice;
- (r) give or offer any money or other benefit to any public employee whose duties relate to the trade waste industry with the exception of funds that must be paid in accordance with a statute, rule, agency order, or court order;
- (s) solicit business from a customer for any person who, or entity that, provides goods or services related to the removal, collection, or disposal of trade waste and is not licensed by, or registered with, the Commission;
- (t) agree with another trade waste business to divide or allocate customers or respect an existing division or allocation of customers by geography, territory, or otherwise, except that this provision shall not apply to a covenant not to compete agreed to in connection with the sale of a licensee's business where the Commission has expressly approved such covenant;
- (u) discuss with, or agree upon, with another private carter the prices to be submitted on a bid for a trade waste contract;
- (v) fail to timely pay taxes related to a trade waste business;
- (w) operate a transfer station in violation of any federal, state, or local law or regulation;
- (x) remove, collect, or dispose of trade waste from a commercial establishment with which the applicant, licensee, or registrant does not have a contract or agreement or other permission from the Commission to remove, collect, or dispose of such commercial establishment's trade waste; or attempt to or conspire to engage in any act proscribed by this section.

Section 5. Section 1-10 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 1-10. Forms Prescribed or Provided by the Commission.

Wherever any provision of this chapter requires that any document be employed, maintained, submitted, or filed by a business required to be licensed or registered, pursuant to this chapter, or that a form may be reviewed or approved by the Commission, the Commission may, in its discretion, prescribe the form of such document or provide an acceptable form. [The Commission may also prescribe a uniform chart of accounts.]

Section 6. Section 2-01 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 2-01. License Application.

(a) Except as provided in Subdivision b of this section, an applicant business required by Section 16-505 of the Code to obtain a license for the removal, collection, or disposal of trade waste [shall] must submit the information contained in the license application form provided by the Commission and the disclosure required by the forms provided by the Commission. In addition, each principal of the applicant business [shall] must:

- (i) be fingerprinted by a person designated for such purpose by the Commission and pay the fee prescribed by the Division of Criminal

Justices Services [to be submitted by the Commission to such Division] for the purpose of obtaining criminal history records; and (ii) be photographed by the Commission and submit the disclosure required by the forms provided by the Commission. Notwithstanding Paragraphs (i) and (ii) of this subdivision, an applicant may submit, in lieu of such fingerprints and disclosure, copies of submissions to any Federal, State, or local regulatory entity containing information comparable to that required by the Commission, provided that the Commission may require fingerprinting and disclosure, pursuant to such paragraphs where it finds that it has not received sufficient information or information that is comparable to Commission requirements. The Commission may compel attendance, examine, take testimony, and require the production of evidence, pursuant to the provisions of Subdivision c of Section 16-504 of the Code as the Commission deems necessary to investigate the truth and accuracy of the information submitted. A fee of six hundred dollars (\$600) per applicant business and six hundred dollars (\$600) per principal thereof [shall] must be paid by the applicant for such investigation.

(b) (1) An application submitted by an applicant business that is a regional subsidiary of or otherwise owned, managed by, or affiliated with a business that has national or international operations [shall] must identify and provide fingerprints and disclosure for those principals for whom such fingerprints and disclosure are required pursuant to Subdivision b of Section 16-508 of the Code. In addition, such application [shall] must be accompanied by: (i) an organizational chart that clearly identifies relationships between the "parent" company and all affiliates and subsidiaries; and (ii) a list, in chart or other form, of all persons not employed by the applicant who have managerial responsibilities for the New York operations of the applicant — *i.e.*, employees of a parent company or an affiliate — and a description of the nature of such responsibilities.

(2) Upon review of the materials submitted pursuant to Subparagraphs (i) and (ii) of Paragraph (1) of this subdivision, the Commission shall require fingerprints and disclosure from additional persons whom it identifies as having "direct management supervisory responsibility for the operations or performance of the applicant" within the meaning of Subdivision b of § [16 508] 16-508 of the Code. Where the Commission requires fingerprints and disclosure with respect to such persons, it shall notify the applicant, identifying such person and specifying the date by which such information [shall] must be submitted.

(c) Following receipt of the license application and the disclosure required by the forms provided by the Commission, the Commission may require such additional information related to such application and disclosure, including without limitation documents and deposition testimony, as the Commission determines is necessary to make a licensing determination.

Section 7. Section 2-02 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 2-02. Information Required on License Application.

An application for a license [shall] must be signed by all persons participating directly or indirectly in the control of the applicant business and by: the proprietor of an applicant if the applicant is a sole proprietorship; every officer and director and stockholder holding ten (10) percent or more of the outstanding shares of a corporation, if the applicant is a corporation; all the partners, if the applicant is a partnership; the chief operating officer or chief executive officer, irrespective of organizational title and all persons or entities having an ownership interest of ten (10) percent or more, if the applicant is any other type of business entity. The application [shall] must be sworn and certified under penalty of criminal prosecution. The application for a license [shall] must include, but not be limited to, the following information:

- (a) (i) the name, address, email address designated for communications with the business that will be checked regularly, website (if any), and telephone number(s) of the business submitting such application;
- (ii) the names, addresses, email address(es), telephone number(s), and, if natural persons, the social security numbers of the principals of the applicant business and a description of the positions occupied or ownership interest held by each such principal;
- (iii) the names, job titles, social security numbers, email addresses, and addresses of all other employees or agents, or prospective employees or agents of the applicant, who will perform work directly or indirectly related to trade waste removal; driver's license numbers, with the class and expiration date, or other required operators' licenses, of all employees or agents who will operate vehicles in the business;
- (iv) if the applicant is doing business under an assumed name, a Certificate of Assumed Name, certified by the County Clerk if a sole proprietorship or partnership, or by the Secretary of State if a corporation;
- (v) if the applicant is a sole proprietorship, a notarized copy of the business certificate certified by the County Clerk;
- (vi) if the applicant is a corporation, a copy of the certificate of

incorporation; and (vii) if the applicant is a partnership, a copy of partnership papers, certified by the County Clerk.

(b) A disclosure form completed by the applicant business and disclosure forms completed by all of the principals of the business, except as provided in Subdivisions (b) and (c) of Section 2-01 of this subchapter, and disclosure forms completed by employees and agents or prospective employees or agents in the categories specified in Appendix A to this chapter.

(c) A business telephone number and a business address within the City of New York where notices may be delivered and legal process may be served, and where records required by these rules [shall] must be maintained.

(d) A Federal or State tax identification number.

(e) A listing of each vehicle that will be operated pursuant to the license, and the vehicle identification number and registration number of such vehicle and a copy of the insurance card for each such vehicle.

(f) Before a license is issued, an applicant [shall] must submit proof that the following insurance policies have been secured:

(1) The required [workers' compensation and disability benefits coverage] Workers' Compensation and Disability Benefits Coverage, or proof that the applicant is exempt from the [Worker's] Workers' Compensation Law, Section 57, and Subdivision 8 of Section 220 of the Disability Benefits Law [, Section 220, Subdivision 8]. Proof of coverage can be established by submitting the following Workers' Compensation Board forms:

- (i) C-105.2 Application for Certificate of Workers' Compensation Insurance;
- (ii) DB-120.1 Employer's Application for Certificate of Compliance with Disability Benefits Law;
- (iii) S1-12 Affidavit certifying that compensation has been secured.

(2) Proof that no coverage is required can be provided by submitting the following [Worker's] Workers' Compensation Board form:

- (i) C-105.21 Statement that applicant does not require Workers' Compensation or Disability Benefits Coverage.

(2) (3) Liability insurance against claims for injuries to persons or damages to property which may arise from or in connection with the licensee's business pursuant to the license. The licensee may purchase such policies in connection with one (1) or more other licensees, provided that the coverages described in this subdivision are maintained.

(3) (4) Commercial General Liability Insurance with liability limits of no less than one million dollars (\$1,000,000). The maximum deductible for such insurance shall be no more than twenty[]five thousand dollars (\$25,000).

(4) (5) Business Automobile Liability Insurance covering every vehicle operated by the licensee in his or her business, whether or not owned by the applicant, and every vehicle hired by the licensee with liability limits of no less than one hundred thousand dollars (\$100,000) for personal injury to any one person and three hundred thousand dollars (\$300,000) for personal injury to two (2) or more persons and twenty-five thousand dollars (\$25,000) for damage to property.

(5) (6) Employers' Liability Insurance with limits of one million (\$1,000,000) dollars per accident. The policy or policies of insurance required by these rules [shall] must name the Commission as Certificate Holder and [shall] must be endorsed to state that coverage shall not be suspended, voided, canceled, or reduced in coverage or in limits except upon sixty (60) days prior written notice to the Commission. Failure to maintain continuous insurance coverage meeting the requirements of these rules will result in revocation of the license. Such policy or policies of insurance [shall] must be obtained from a company, or companies, duly authorized to do business in the State of New York with a Best's rating of no less than A:X unless specific approval has been granted by the Mayor's Office of Operations to accept a company with a lower rating. Two (2) certificates of insurance effecting the required coverage and signed by a person authorized by the insurer to bind coverage on its behalf, must be delivered to the Commission prior to the effective date of the license. A licensee [shall] must demonstrate that he or she has secured the insurance coverage required pursuant to this section and [shall] must maintain such required insurance coverage throughout the term of the license.

(g) If applicant transports or proposes to transport medical waste, asbestos, or other hazardous materials for which a New York State Waste Transporter permit is required, a copy of such permit must be submitted with the application.

Section 8. Section 2-03 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 2-03. Application for Exemption from Licensing Requirements

for Removal of Demolition Debris and a Class 2 Registration.

(a) Class 2 Registration for Business Exempt from Licensing Requirements under Section 16-505(a). A business solely engaged in the removal of waste materials resulting from building demolition, construction, alteration, or excavation, including waste materials resulting from building demolition, construction, alteration, or excavation generated by such business, may, pursuant to Subdivision a of Section 16-505 of the Code, apply to the Commission for exemption from the licensing requirements of Section 16-505 where no principal [(except for a principal of a business solely in either or both of the class seven or the class three category of licensees as defined in rules previously promulgated by the Commissioner of Consumer Affairs pursuant to Subchapter 18 of Chapter 2 of Title 20 of the Code)] of such applicant is a principal of a business or a former business required to be licensed during the past ten (10) years pursuant to this chapter [or such former Subchapter 18].

(b) An application for an exemption pursuant to this section [shall] must be signed by all persons participating directly or indirectly in the control of the applicant business and by: the proprietor of an applicant if the applicant is a sole proprietorship; every officer and director and stockholder holding ten (10) percent or more of the outstanding shares of a corporation, if the applicant is a corporation; all the partners, if the applicant is a partnership; the chief operating officer or chief executive officer, irrespective of organizational title and all persons or entities having an ownership interest of ten (10) percent or more if the applicant is any other type of business entity. The application [shall] must be certified under penalty of criminal prosecution, and [shall] must, in addition, contain:

(1) A statement describing the nature of the applicant business, including a statement that the applicant business removes no waste other than materials resulting from building demolition, construction, alteration, or excavation, and a description of the kinds of waste removed by the applicant business, the types of sites from which such waste is removed, and the nature of the customers of such applicant business.

(2) The names, e-mail addresses, and addresses of the principals of such business, a description of the position occupied or ownership interest held by each such principal, and a statement that no such principal is or was a principal of [(a) a business required to be licensed pursuant to Section 16-505 of the Code [and (b) a business or former business required to be licensed, pursuant to former Subchapter 18 of Chapter 2 of Title 20 of the Code, except for businesses solely in the class seven or the class three category of licenses defined in the rules promulgated pursuant to such former subchapter].

(c) Such application [shall] must, in addition, contain the following information:

(1) If applicant transports asbestos or other hazardous materials for which a New York State Department of Environmental Conservation Waste Transporter permit is required, a copy of such permit must be submitted with the application.

(2) If such applicant is doing business under an assumed name, a Certificate of Assumed Name, certified by the County Clerk if a sole proprietorship or partnership or by the Secretary of State if a corporation, and in addition: if a sole proprietorship, a business certificate certified by the County Clerk[,]; if a corporation, a copy of the certificate of incorporation; if a partnership, a copy of partnership papers, certified by the County Clerk.

(3) A business telephone number and a business address within the City of New York where notices may be delivered and legal process may be served, and where records required by these rules [shall] must be maintained.

(4) A Federal or State[,] tax identification number.

(5) A listing of any criminal convictions of the applicant, except where such disclosure is protected by Subdivision 16 of Section 296 of Article 15 of the New York State Executive Law.

(6) A listing of any pending civil or criminal actions in any jurisdiction, except where such disclosure is protected by Subdivision 16 of Section 296 of Article 15 of the New York State Executive Law.

(7) A listing of any judgments finding liability of the applicant in a civil or administrative action related to the conduct of a business bearing a relationship to the removal of trade waste.

(8) A listing of each vehicle that will be operated, pursuant to the license, and the vehicle identification number and registration number of such vehicle.

(9) A listing of the employees who will drive vehicles operated, pursuant to this license, and the driver's license numbers, driver's license classes, and driver's license expiration dates of such employees.

(10) Evidence of business automobile liability insurance covering every vehicle operated by the applicant in his or her business, whether or not owned by the applicant, and every vehicle hired by the applicant, with liability limits of no less than one hundred thousand dollars

(\$100,000) for personal injury to any one person and three hundred thousand dollars (\$300,000) for personal injury to two (2) or more persons and twenty-five thousand dollars (\$25,000) for damage to property. Such insurance policy [shall] must name the Commission as Certificate Holder.

(d) An applicant eligible for an exemption, pursuant to this section shall be photographed by the Commission and shall be issued a Class 2 registration by the Commission. Notwithstanding any other provision of this chapter, if at any time [subsequent to] after the issuance of a registration to a business granted an exemption pursuant to this section, the Commission has reasonable cause to believe that any or all of the principals of such business do not possess good character, honesty, and integrity, the Commission may require that such principal(s):

- (i) be fingerprinted by a person designated for such purpose by the Commission and pay the fee prescribed by the Division of Criminal Justice Services for the purpose of obtaining criminal history records; and
- (ii) submit to the Commission the disclosure required by the form provided by the Commission; provided that the Commission may consider a written statement from an applicant setting forth any special facts with respect to a principal in the applicant's business that the applicant believes should allow exemption of such principal from fingerprinting and disclosure.

Notwithstanding the fingerprinting and disclosure requirements of Paragraphs (i) and (ii) of this subdivision, an applicant may submit, in lieu of such fingerprints and disclosure, copies of submissions to any federal, state or local regulatory entity containing information comparable to that required by the Commission, provided that the Commission may require fingerprinting and disclosure, pursuant to such paragraphs where it finds that it has not received sufficient information or information that is comparable to Commission requirements. Following receipt of the disclosure required by the forms provided by the Commission, the Commission may require such additional information related to such disclosure, including without limitation documents and deposition testimony, as the Commission determines is necessary to render determination. The Commission may, after notice and the opportunity to be heard, [revoke the registration of such business] refuse to register such applicant for the reasons set forth in Paragraphs (i) through (x) of Subdivision a of Section 16-509 of the Code.

(e) At any time after the registration of an applicant eligible for an exemption, pursuant to this section, the Commission may, after notice and the opportunity to be heard, revoke the registration of such business for the reasons set forth in Paragraphs (i) through (x) of Subdivision a of Section 16-509 of the Code.

(f) If an application for the renewal of a license or registration is not submitted to the Commission within the time period required by the Commission, the Commission may reject the renewal application and require the applicant to file a new application for a license or registration. If a new application is required by the Commission, the provisions pertaining to the application process set forth in Chapter 1 of Title 16-A of the Code and of this subchapter shall apply.

Section 9. Section 2-04 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 2-04. Registration Application.

(a) Class 1 Registration. A person or business required, pursuant to Subdivision b of Section 16-505 of the Code, to register with the Commission to remove, collect, or dispose of trade waste that is generated in the course of operation of such person's business [shall] must submit a registration form, containing the information required by the Commission, including, but not limited to the following:

(1) A list of the names, e-mail addresses, and addresses of all principals of the applicant and a description of the position occupied or ownership interest held by each such principal;

(2) If the applicant is doing business under an assumed name, a Certificate of Assumed Name, certified by the County Clerk if a sole proprietorship or partnership or by the Secretary of State if a corporation, and in addition: if the applicant is a sole proprietorship, a notarized copy of the Certificate of Business, certified by the County Clerk; if a corporation, a copy of the certificate of incorporation and a list of the names and addresses of all principals; if a partnership, a copy of partnership papers, certified by the County Clerk;

(3) A business telephone number and a business address within the City of New York where notices may be delivered and legal process may be served, and where records required by these rules [shall] must be maintained, and the name of a person of suitable age and discretion who [shall be] is designated as agent for the service of legal process;

(4) A Federal and State tax identification number;

(5) A listing of each vehicle that will be operated, pursuant to the registration, and the vehicle identification number and registration number of such vehicle;

(6) A listing of the employees who will drive vehicles operated, pursuant to the registration, and the driver's license numbers, the driver's license classes, and the driver's license expiration dates of such employees; and

(7) A listing of the locations from which the registrant will remove trade waste and to which the waste is proposed to be removed; and a description of the kinds of waste removed and the methods used to remove such waste. If the applicant transports asbestos or other hazardous materials for which a New York State Department of Environmental Conservation Waste Transporter permit is required, a copy of such permit must be submitted with the application;

(8) Evidence of business automobile liability insurance covering every vehicle operated by the registrant that will transport waste, whether or not owned by the applicant, and every such vehicle hired by the registrant, with liability limits of no less than one hundred thousand dollars (\$100,000) for personal injury to any one person and three hundred thousand dollars (\$300,000) for personal injury to two (2) or more persons and twenty-five thousand dollars (\$25,000) for damage to property.

(b) Class 2 Trade Waste Broker Registration. An application for registration required by Subdivision b of Section 16-505 of the Code to register as a trade waste broker [shall] must be signed by all persons participating directly or indirectly in the control of the applicant business and by: the proprietor of an applicant if the applicant is a sole proprietorship; every officer and director and stockholder holding ten (10) percent or more of the outstanding shares of a corporation, if the applicant is a corporation; all the partners, if the applicant is a partnership; the chief operating officer or chief executive officer, irrespective of organizational title and all persons or entities having an ownership interest of ten (10) percent or more, if the applicant is any other type of business entity. The application [shall] must be certified under penalty of criminal prosecution. The principal of such applicant shall be photographed by the Commission, and such application [shall] must contain the following information:

(1) The names, [and] addresses, and e-mail addresses of all principals of the applicant and a description of the position occupied or ownership interest held by each such principal;

(2) If such applicant is doing business under an assumed name, a Certificate of Assumed Name, certified by the County Clerk if a sole proprietorship or partnership or by the Secretary of State if a corporation; if a sole proprietorship, a notarized Certificate of Business, certified by the County Clerk; if a corporation, a copy of the certificate of incorporation and a list of the names and addresses of all the principals; if such applicant is a partnership, a copy of partnership papers, certified by the County Clerk.

(3) A business telephone number and a business address within the City of New York where notices may be delivered and legal process may be served, and where records required by these rules [shall] must be maintained, and the name of a person of suitable age and discretion who [shall be] is designated as agent for the service of legal process;

(4) A Federal or State tax identification number;

(5) The names, addresses, e-mail addresses, telephone numbers, social security numbers, and dates of birth of all employees or agents, or prospective employees or agents of the applicant, who will perform work related to the trade waste removal industry;

(6) Where any principal of the applicant business is, or has been at any time during the past ten (10) years, a principal of a trade waste removal business required to be licensed, pursuant to Title 16-[]A of the Code [or former Subchapter 18 of Chapter 2 of Title 20 of the Code], a listing of such trade waste removal business and the nature of the involvement of such principal in such business;

(7) A listing of any contractual or other business relationship, at any time during the past ten (10) years, between the applicant business and a trade waste removal business required to be licensed, pursuant to Title 16-A of the Code [or former Subchapter 18 of chapter 2 of Title 20 of the Code];

(8) A listing of any criminal convictions of the applicant, except where such disclosure is protected by Subdivision 16 of Section 296 of Article 15 of the New York State Executive Law;

(9) A listing of any pending civil or criminal actions with respect to the applicant business in any jurisdiction; and

(10) A listing of any suspensions or revocations of licenses or permits held by the applicant for the removal or recycling of trade waste in any jurisdiction or any judgments or orders finding liability of the applicant in a civil or administrative action related to the conduct of a business that removes or recycles trade waste, a trade waste broker business, or the operation of a dump, landfill, or transfer station.

(c) (1) Notwithstanding any provision of this chapter, the Commission may, when there is reasonable cause to believe that an applicant for registration as a trade waste broker or an applicant for

registration to remove, collect, or dispose of trade waste that is generated in the course of operation of such person's business or any or all of the principals of such applicant does not possess good character, honesty, and integrity, require that such applicant or any or all of the principals of such applicant be fingerprinted by a person designated for such purpose by the Commission and pay the fee prescribed by the Division of Criminal Justice Services for the purpose of obtaining criminal history records and provide to the Commission the disclosure required by the form provided by the Commission. Following receipt of such disclosure, the Commission may require such additional information relating to such disclosure, including without limitation documents and deposition testimony, as the Commission determines is necessary to render a determination. The Commission may, after notice and the opportunity to be heard, refuse to register such applicant for the reasons set forth in Paragraphs (i) through (x) of Subdivision a of Section 16-509 of the Code.

(2) If at any time [subsequent to] after the registration of a trade waste broker or the registration of an entity that removes, collects, or disposes of trade waste that is generated in the course of operation of such person's business, the Commission has reasonable cause to believe that any or all of the principals of such business do not possess good character, honesty, and integrity, the Commission may require that such principal(s) be fingerprinted by a person designated for such purpose by the Commission and pay the fee prescribed by the Division of Criminal Justice Services for the purpose of obtaining criminal history records and provide the disclosure required by the form provided by the Commission; provided that the Commission may consider a written statement from an applicant setting forth any special facts with respect to a principal in the applicant's business that the applicant believes should allow exemption of such principal from fingerprinting and disclosure. Notwithstanding the fingerprinting and disclosure requirements of this paragraph, an applicant may submit, in lieu of such fingerprints and disclosure, copies of submissions to any federal, state, or local regulatory entity containing information comparable to that required by the Commission, provided that the Commission may require fingerprinting and disclosure where it finds that it has not received sufficient information or information that is comparable to Commission requirements. Following receipt of disclosure required by the forms provided by the Commission, the Commission may require additional information related to such disclosure, including without limitation documents and deposition testimony, as the Commission determines is necessary to render determination. The Commission may, after notice and the opportunity to be heard, revoke the registration of such business for the reasons set forth in Paragraphs (i) through (x) of Subdivision a of Section 16-509 of the Code.

(3) If an application for renewal of a Class 1 registration or a Class 2 trade waste broker registration is not submitted to the Commission within the time required by the Commission, the Commission may reject the renewal application and require the applicant to file a new application for a Class 1 Registration or a Class 2 Trade Waste Broker Registration. If a new application is required by the Commission, the provisions pertaining to the application process as set forth in Chapter 1 of Title 16-A of the Code and of this subchapter shall apply.

Section 10. Section 2-05 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 2-05. Notification of Arrest, Conviction or Material Change in Information; Addition of New Principal or Employee.

(a) (1) An applicant for a license or a licensee and an applicant for exemption from the requirement for a license or an applicant granted such exemption [shall] must notify the Commission, within ten (10) [calendar] business days, of the arrest or criminal conviction [subsequent to] after the submission of the application of any principal or any employee or agent[,] or any prospective employee or agent identified on the application, of which the applicant for a license or the licensee had knowledge or should have known, except where such disclosure is protected by Subdivision 16 of Section 296 of Article 15 of the New York State Executive Law;

(2) An applicant for a license or a licensee [shall] must notify the Commission within ten (10) [calendar] business days of any material change as defined in Section 1-01 of this chapter in the information submitted in an application or disclosure form submitted, pursuant to this chapter.

(3) A licensee [shall] must notify the Commission within ten (10) [calendar] business days of contract closing of any change in the capital stock or ownership in the business of the licensee, including but not limited to a stock transfer or sale of the outstanding shares of the business or sale or merger of such business; provided, however that a business whose equity securities are publicly traded on a national or regional stock or securities exchange [shall be required to make] must [disclosure] disclose [of] only such stock transfer or sale required to be disclosed by the Securities Exchange Commission or other Federal or State regulatory body. Such notification [shall] must include a list of any persons formerly possessing ownership interest in the licensee

business who will have any beneficial interest in the current business and a copy of the contract or agreement.

(4) In addition to notification of material change required by any other provision of this chapter, a licensee [shall] must provide the Commission with notice of at least ten (10) business days of the proposed addition of a new principal (other than a person or entity that becomes a principal through the acquisition of outstanding shares of a business whose equity securities are registered under Federal and State securities laws and publicly traded on a national or regional stock or security exchange) to the business of such licensee. The Commission may waive or shorten such period upon a showing that there exists a bona fide business requirement therefor. Except where the Commission determines within such period, based upon information available to it, that the addition of such new principal may have a result inimical to the purposes of this chapter, the licensee may add such new principal pending the completion of review by the Commission. The licensee shall be afforded an opportunity to demonstrate to the Commission that the addition of such new principal pending completion of such review would not have a result inimical to the purposes of this chapter. If upon the completion of such review, the Commission determines that such principal lacks good character, honesty, and integrity, the license shall cease to be valid unless such principal divests his or her interest, or discontinues his or her involvement in the business of such licensee, as the case may be, within the time period prescribed by the Commission.

(b) An applicant for registration and a registrant, including a registrant issued a registration [subsequent to] after the granting of an exemption from the licensing requirement of Subdivision a of Section 16-505 of the Code, [shall] must notify the Commission within ten (10) business days of: (i) the addition of a principal to the business of a registrant [subsequent to] after the submission of the application for registration or exemption from the licensing requirement, pursuant to this chapter; (ii) the arrest or criminal conviction of any principal of a Class 2 registrant of which such applicant or registrant had knowledge or should have known, except where such disclosure is protected by Subdivision 16 of Section 296 of Article 15 of the New York State Executive Law; and (iii) any other material change in the information submitted pursuant to this sub-[]chapter.

(c) Notification pursuant to Paragraphs (2), (3), and (4) of Subdivision (a) and Subdivision (b) of this section [shall] must be sworn and notarized and [shall] must be signed by all persons participating directly or indirectly in the control of the applicant business and by: the proprietor of an applicant if the applicant is a sole proprietorship; every officer and director and stockholder holding ten (10) percent or more of the outstanding shares of a corporation, if the applicant is a corporation; all the partners, if the applicant is a partnership; the chief operating officer or chief executive officer, irrespective of organizational title and all persons or entities having an ownership interest of ten (10) percent or more if the applicant is any other type of business entity. Notification pursuant to Paragraph (i) of Subdivision (a) of this section [shall] must be sworn and notarized and [shall] must be signed by the chief operating officer or chief executive officer, irrespective of organizational title, of the applicant or licensee, as the case may be.

Section 11. Section 2-07 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 2-07. Terms and Fees.

[(a)] The term of a license or registration shall be two (2) years. The fee for investigation of a license applicant shall be five thousand dollars (\$5,000), and the fee for each vehicle in excess of one (1) operated, pursuant to a license shall be five hundred dollars (\$500). The fee for investigation of a Class 2 registration applicant, pursuant to Section 2-03 of this subchapter shall be three thousand and five hundred dollars (\$3,500), and the fee for each vehicle operated, pursuant to a Class 2 registration shall be five hundred dollars (\$500). The fee for investigation of a Class 1 registration applicant shall be one thousand dollars (\$1,000), and the fee for each vehicle operated, pursuant to a Class 1 registration shall be four hundred dollars (\$400). There shall be no fee for a Class 1 registrant that is a Not-For-Profit Corporation. The fee for investigation of a trade waste broker registration application shall be five thousand dollars (\$5,000).

[(b)] The fee for a license or registration shall be submitted upon submission of an application for the license or registration.]

Section 12. Section 4-01 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 4-01. Responsibilities of Auditors.

Where the Commission requires, pursuant to Subdivision a of Section 16-511 of the Code, that a licensee enter into a contract with an independent auditor, such licensee [shall] must cooperate with such auditor in the performance of the responsibilities set forth in such contract and this section.

(a) An auditor shall:

- (1) Investigate the activities of the licensee with respect to:

- (i) compliance with the provisions of Local Law Number 42 for the Year 1996 and the provisions of this chapter;
 - (ii) compliance with all Federal, State, and local laws applicable to trade waste removal and any rules or regulations promulgated thereunder;
 - (iii) any transfer of ownership interest in the business of the licensee;
 - (iv) any litigation entered into by the licensee against a customer or another licensee or its customer or a trade waste broker;
 - (v) any sales, assignments or purchases of contracts;
 - (vi) any activity of the licensee that may violate laws or regulations prohibiting anti-competitive activities or unfair trade practices; and
 - (vii) any membership in a trade association;
- (2) Audit the books and records of the licensee;
 - (3) Have authority to verify employees and capital equipment of the licensee;
 - (4) Accompany trucks operated by the licensee in order to verify amounts of trade waste collected and the disposal of such waste;
 - (5) Verify the costs and revenues relating to business arrangements of the licensee with truckers, transfer stations, landfills, recycleries, trade waste brokers, and manufacturers, including paper processors and printing establishments; and
 - (6) Have such additional duties and responsibilities as the Commission determines are necessary in the case of a licensee in order to ensure that such licensee performs in a manner consistent with the purposes of Local Law Number 42 for the Year 1996.

(b) An auditor [shall] must promptly report the findings of investigations conducted, pursuant to this section to the Commission but [shall] must report to the Commission on his or her activities at least on a quarterly basis, except that an auditor [shall] must report immediately to the Commission any [failure of the licensee to cooperate in such investigation,] decisions by the licensee to assign contracts for the removal, collection, or disposal of trade waste, decisions to transfer ownership interest or assets in excess of ten thousand dollars (\$10,000) to another person or entity or the initiation of litigation against a customer, another trade waste removal business or its customer, or a trade waste broker. The licensee must fully cooperate with the auditor, and the auditor must immediately report to the Commission any failure of the licensee to cooperate.

Section 13. Section 4-02 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 4-02. Responsibilities of Monitors.

Where the Commission requires, pursuant to Subdivision b of Section 16-511 of the Code, that an applicant for a license or a licensee enter into a contract with an independent monitor, the applicant or licensee [shall] must cooperate with the monitor in the exercise of his or her responsibilities set forth in such contract and this section. Where an applicant or licensee is subject to a receivership, the applicant or licensee [shall] must furnish the monitor with the relevant orders of the court regarding such receivership.

(a) A monitor shall:

- (1) Investigate the activities of the applicant or licensee with respect to:
 - (i) compliance with the provisions of any court order to which the applicant or licensee is subject;
 - (ii) the provisions of Local Law Number 42 for the Year 1996 and the provisions of this chapter;
 - (iii) compliance with all Federal, State, and local laws applicable to trade waste removal and any rules or regulations promulgated thereunder;
 - (iv) any transfer of ownership interest in the business of the applicant or licensee;
 - (v) any litigation entered into by the applicant or licensee against a customer or another applicant or licensee or its customer or a trade waste broker;
 - (vi) any sales, assignments, or purchases of contracts;
 - (vii) any activity of the applicant or licensee that may violate laws or regulations prohibiting anti-competitive activities or unfair trade practices; and
 - (viii) any membership in a trade association;
- (2) audit the books and records of the licensee;

- (3) have authority to verify employees and capital equipment of the applicant or licensee;
- (4) accompany trucks operated by the applicant or licensee in order to verify amounts of trade waste collected and the disposal of such waste;
- (5) verify the costs and revenues relating to business arrangements of the applicant or licensee with truckers, transfer stations, landfills, recycleries, trade waste brokers, and manufacturers, including paper processors and printing establishments; and
- (6) have such additional duties and responsibilities as the Commission determines are necessary in the case of the applicant or licensee in order to ensure that such applicant or licensee performs in a manner consistent with the purposes of Local Law Number 42 for the Year 1996.

(b) A monitor shall have authority to approve or disapprove:

- (i) the involvement in the conduct of the business of a principal who is a defendant in the criminal action for which the applicant or licensee has been indicted in any particular aspect of the business of the licensee, where the monitor has reasonable cause to believe that such involvement would be inconsistent with the purposes of Local Law Number 42 for the Year 1996;
- (ii) the assignment of contracts by the applicant or licensee;
- (iii) the transfer of ownership interest or assets of the applicant or licensee business of ten thousand dollars (\$10,000) and more;
- (iv) cash expenditures and contracts, with the exception of collective bargaining agreements, for services of ten thousand dollars (\$10,000) and more;
- (v) membership in a trade association;
- (vi) litigation against a customer, another applicant or licensee or a customer of such business or a trade waste broker; and
- (vii) the hiring or firing of personnel when the monitor has reasonable cause to believe that such actions are inconsistent with the purposes of Local Law Number 42 for the Year 1996.

The monitor may, in addition, prohibit persons from the premises of the applicant or licensee or from involvement in the business of the applicant or licensee, when the monitor determines that such prohibition is necessary to effectuate the purposes of Local Law Number 42 for the Year 1996.

(c) A monitor [shall] must report the findings of investigations conducted, pursuant to this section to the Commission on a monthly basis, except that a monitor [shall] must report immediately to the Commission any [failure of the applicant or licensee to cooperate in such investigation,] decisions by the applicant or licensee to assign contracts for the removal, collection, or disposal of trade waste, decisions to transfer ownership interest or assets in excess of ten thousand dollars (\$10,000) to another person or entity, or the initiation of litigation against a customer, another trade waste removal business or its customer, or a trade waste broker. The licensee must fully cooperate with the monitor, and the monitor must immediately report to the Commission any failure of the licensee to cooperate.

Section 14. Section 5-01 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 5-01. Sign or Decal Required; Display of License.

(a) Every licensee shall provide to every recipient of its services a sign or decal which the licensee shall obtain from the Commission. A licensee shall not provide such a sign or decal to a business unless such licensee has entered into an agreement with such business to provide waste removal services. Such sign or decal shall conspicuously and legibly display the name, address, telephone number, number of license and the day and approximate time of waste collection. Such sign or decal must also identify, by type, each designated recyclable material (as defined in Section 1-01 of title 16) that will be collected by a licensee and, if applicable, whether a licensee will be using single stream collection and recycling (as defined in Section 1-01 of Title 16) or co-collection of recyclables (as defined in Section 1-01 of Title 16). Any licensee that provides organic waste removal services to a designated covered establishment shall also provide a sign or decal that provides the name of the licensee that collects the designated covered establishment's organic waste. Any licensee that provides organic waste removal services to a designated covered establishment shall also provide the designated covered establishment with a sign or decal that states (i) the name of the licensee that collects the designated covered establishment's organic waste; or (ii) that the licensee transports its organic waste to an entity that provides for beneficial organic waste reuse; or (iii) that the licensee provides for on-site processing of organic waste generated at its premises.

(b) Such sign(s) or decal(s) shall be conspicuously posted as prescribed in Section 16-116(b) of the Code by the owner, lessee or person in control of the commercial establishment which receives the licensee's services. The licensee shall provide each sign or decal to the customer and shall inform the customer of its obligation to post the sign or decal in accordance with the requirements of Section 16-116(b) of the Code.

(c) A licensee shall not charge a fee to any business for a sign or decal issued by the Commission.

(d) A licensee shall conspicuously display its license in its place of business.

[(e) All written communications with a customer or potential customer (including, without limitation, receipts and correspondence), all advertisements and the letterhead of a licensee must contain the license number assigned to the licensee by the Commission. The license number must be clearly identified as a Commission license number. Any listing consisting solely of the name, address and telephone number of the licensee need not include the licensee's license number.]

Section 15. Section 5-03 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 5-03. Record Keeping; Customer, Financial and Other Reporting Requirements.

- (a) A licensee [shall] must maintain records concerning its business including but not limited to:
 - (i) bills and purchase invoices (with notations identifying whether the bill or invoice was paid and, if so, the check number and date),
 - (ii) deposit slips,
 - (iii) copies of checks received from payors,
 - (iv) bank statements,
 - (v) cancelled checks,
 - (vi) tax returns (copies of Federal, State, and Local returns with all supporting schedules),
 - (vii) copies of accountants' workpapers,
 - (viii) insurance policies,
 - (ix) drivers' route trip sheets,
 - (x) collective bargaining agreements,
 - (xi) petty cash disbursement records,
 - (xii) IRS W-2 forms,
 - (xiii) IRS W-4 forms,
 - (xiv) IRS 1099 forms,
 - (xv) I-9 forms,
 - (xvi) internal memoranda concerning the licensee's finances or one (1) or more customers or prospective customers of the licensee,
 - (xvii) contracts,
 - (xviii) documents concerning route sales and contract assignments,
 - (xix) waste surveys,
 - (xx) rate schedules,
 - (xxi) discount rate lists,
 - (xxii) documents concerning mergers, acquisitions, subcontracts, and asset sales,
 - (xxiii) copies of cash receipts,
 - (xxiv) documents reflecting electronic fund transfers,
 - (xxv) written correspondence,
 - (xxvi) lists of collection routes and schedules,
 - (xxvii) submissions to and notices from the Commission, and
 - (xxviii) all documents supporting, evidencing, or used to create the reports, books, journals, registers, and ledgers that the licensee is required to maintain, pursuant to this section.

(b) A licensee [shall] must provide each payor with a written receipt for all cash payments setting forth the name and address of the licensee, the license number of the licensee, the date of the payment, the amount of the payment, and the identity of the payor. Each such receipt [shall] must be signed by the licensee or the licensee's authorized agent. A duplicate copy of the receipt [shall] must be kept by the licensee as part of its books and records. For the purposes of this section, the term "payor" [shall] means any person who remunerates the licensee for any purpose.

(c) A licensee [shall] must not make any payment in excess of one thousand dollars (\$1,000) in cash or by check made payable to "Petty Cash." [.] A licensee [shall] must not make any check payable to "Cash."

(d) A licensee [shall] must maintain a complete and accurate set of books of account reflecting the operation of the licensee's business. Such books may be maintained on a computerized accounting system[,] and [shall] must be kept on either a cash or an accrual basis of accounting in accordance with Generally Accepted Accounting Principles. The books [shall] must be kept on a quarterly or monthly basis and [shall] must be brought up to date no later than thirty (30) days after the end of each preceding quarter or month. The books [shall] must include the following journals and ledgers:

- (1) Cash Receipts Journal showing for each payment received:
 - (A) the date payment was received;
 - (B) the identity of the payor;
 - (C) the amount of the payment;
 - (D) the check number; and
 - (E) a brief explanation of the purpose of the payment.
 Payments for routes or contracts sold [shall] must be described in detail.

- (2) Cash Disbursements Journal showing for each payment made:
- (A) the date payment was made;
 - (B) the identity of the payee;
 - (C) the amount of the payment;
 - (D) the check number; and
 - (E) a brief explanation of the purpose of the payment.
- Payments for routes or contracts purchased [shall] must be described in detail.
- (3) Disposal Expense Subsidiary Journal showing:
- (A) details of all expenses incurred;
 - (B) credits (including cash) obtained in connection with disposing or recycling collected waste including:
 - (C) the name of the disposal facility or vehicle or recycling facility,
 - (D) the type of disposal or recycling facilities used (e.g., e.g., landfill, transfer station, or recycling center),
 - (E) the complete address of each disposal facility or vehicle or recycling facility,
 - (F) the date on which the disposal or recycling occurred,
 - (G) the date on which payment was made,
 - (H) the check number,
 - (I) the invoice number,
 - (J) the type of collected waste,
 - (K) the amount of collected waste that was delivered to such disposal or recycling facility or facilities (in compacted cubic yards and tons),
 - (L) the rate charged per cubic yard or ton,
 - (M) the total amount billed by the vehicle or facility, and
 - (N) the amount paid.
- The monthly or quarterly closing [shall] must include a total of the amount of collected waste that was delivered to each disposal or recycling facility or vehicle (in compacted cubic yards and tons), a total of the amount billed by each disposal or recycling vehicle and facility, and the amount paid[,] and [shall] must also include a total for each of these categories for all of the vehicles and facilities;
- (4) Payroll Journal showing:
- (A) the name of the employee;
 - (B) job title and position of the employee;
 - (C) the home address of the employee;
 - (D) the social security number of the employee;
 - (E) [Gross] gross pay;
 - (F) [Deductions] deductions;
 - (G) [Net [Pay] net pay.
- (5) General Journal showing all non-cash transactions including adjusting entries, reversing entries, correcting entries, and reclassifying entries with explanations.
- (6) General Ledger maintaining an account for each kind of asset, liability, capital, income, and expense accounts. Each posting to an account must include date, folio page, and amount. Balances of each account must be updated on a monthly basis.
- (7) Customer Subsidiary Ledger [shall] must include a separate account for each customer, arranged alphabetically, showing:
- (A) the name of the customer;
 - (B) the address(es) where the waste is collected;
 - (C) the customer's billing address;
 - (D) telephone number;
 - (E) the current negotiated rate per cubic yard or per one hundred (100) pounds charged;
 - (F) the actual weekly or monthly charges; and
 - (G) the date, check number, and amount of payments.
- (8) Fixed Assets Subsidiary Ledger [shall] must include an account or record for each kind of fixed asset, including trucks, containers, and other waste removal equipment, showing:
- (A) the date the asset was acquired;
 - (B) the amount paid for the asset;
 - (C) a description of the asset including the serial number, VIN number if applicable, make, year of manufacture, capacity, and type;
 - (D) estimated life of each asset;
 - (E) estimated salvage value of each asset; and
 - (F) method of depreciation, additions and disposals, invoice number, and check number.
- (9) Accounts Payable Subsidiary Ledger [shall] must show the following for each account:
- (A) the date of purchase;
 - (B) the name of the vendor or supplier;
 - (C) the amount payable; and
 - (D) a brief explanation.
- (10) Other Subsidiary Ledgers [shall] must be kept for accounts that are not maintained elsewhere, including subsidiary ledgers for Loans and Notes Payable and Loans and Notes Receivable (which

[shall] must include details of each loan and note including the date of the payment, the identity of the debtor or creditor, the form of the payment, and the check number, if applicable).

(e) A licensee [shall] must maintain annual financial statements in a form or computer format prescribed by the Commission. The Commission may require that such financial statements be audited by an independent certified public accountant who is not employed by or related to the licensee or any principal of the licensee and has no financial interest in the licensee or any principal of the licensee. The financial statements [shall] must include a balance sheet, an income statement, a statement of cash flows, and a statement of retained earnings or (if the licensee is a sole proprietorship or partnership) capital. The auditor shall render an opinion as to whether the financial statements accurately reflect the financial position of the licensee as of the balance sheet date and the results of its operations and cash flows for the year ended, except that the auditor need not opine on Paragraphs (3) and (4) of this Subdivision. The auditor shall also issue a supplemental opinion on the licensee's compliance with the financial record-keeping and reporting requirements of the Commission. Such supplemental opinion shall detail each and every variance or deviation from the Commission's requirements noted during the auditor's examination of the licensee's financial books and records. The licensee [shall] must certify, and the principal responsible for the licensee's financial affairs [shall] must swear under oath upon penalty of perjury, that the financial statement accurately reflects the licensee's accounts and financial operations. At the completion of the audit, the licensee [shall] must obtain from the auditor copies of the accountant's work papers[,] and [shall] must retain such papers with the licensee's records.

(1) The balance sheet [shall] must include the balance for each group or type of asset, liability, and capital amount at the end of the accounting period.

(2) The income statement [shall] must include the balance of each group or type of income and expense for the accounting period. Income and expenses related to waste removal, collection, disposal, and recycling [shall] must be shown in such a manner as to be traceable from the income statement to the General Ledger, Customer Ledger, Cash Receipts Journal, Cash Disbursements Journal, Disposal Expense Subsidiary Journal, invoices, cancelled checks, cash receipts, bank statements, and deposit slips.

(3) The following schedules [shall] must be included in the financial statement in support of the balance sheet and income statement:

- (A) a truck and container analysis;
- (B) a schedule of investments;
- (C) allowances for doubtful accounts;
- (D) prepaid expenses;
- (E) miscellaneous current and other assets;
- (F) fixed assets, depreciation, and accumulated depreciation;
- (G) route purchases;
- (H) notes payable and receivable;
- (I) taxes prepaid and accrued;
- (J) miscellaneous current and accrued liabilities;
- (K) capital stock;
- (L) additional paid-in capital;
- (M) retained earnings;
- (N) intangible assets and accumulated amortization; and
- (O) waste collection analysis.

(4) Operating, administrative, and general expenses [shall] must be summarized and [shall] must include schedules as follows:

(A) a payroll analysis with details of drivers' and helpers' wages, mechanics' wages, workers' compensation insurance, disability insurance, payroll taxes, and pension and welfare fund payments;

(B) a truck and container analysis with details of garage, rent, gas, oil, tolls, truck insurance, repairs, maintenance, truck rental, license plates, license fees, truck mileage taxes, depreciation, and other related expenses;

(C) a disposal analysis with details of all expenses incurred, and credits (including cash) obtained in connection with disposing or recycling collected waste including the name of the disposal facility or vehicle or recycling facility, the type of disposal or recycling facilities used (e.g., landfill, transfer station, or recycling center), the complete address of each disposal facility or vehicle or recycling facility, the amount of collected waste that was delivered to such disposal or recycling facility or facilities (in compacted cubic yards and tons), the rate charged per cubic yard or ton, the total amount billed by the vehicle or facility, and the amount paid;

- (D) a compensation schedule for officers, directors, and owners;
- (E) a revenue analysis;
- (F) an analysis of interest paid and received; and
- (G) an amortization expense analysis.

(f) On or before June 30 of each year but not later than six (6) months following the end of the licensee's fiscal year, all licensees [shall] must file a report on a form or computer format prescribed by

the Commission. If the Commission requires a revision of the report after review by an auditor on the Commission's staff, an amended report [shall] must be submitted to the Commission no later than the date specified by the Commission. The Commission may require that the annual report include the financial statement described in Subdivision (e) of this section and other information and documents concerning the licensee's operations, including but not limited to: financial information reported on a calendar year basis, the management letter issued by the licensee's auditor to the licensee, and information concerning: affiliations with other licensees; organization and control of the licensee, corporate control over the licensee; corporations controlled by the licensee; officers and directors of the licensee; allocation of recyclables and non-recyclables; security holders of and voting powers within the licensee; subcontracting, management, engineering, and contracts of the licensee.

(g) A licensee [shall] must maintain a complete and accurate Customer Register on a form or in a computer format approved by the Commission[, and file the Customer Register with the Commission].

(1) The Customer Register [shall] contain a list of all customers currently served by the licensee and [shall] include the customer's name and the name of an authorized representative of the customer, any trade name, the address or addresses of service, the billing address, the telephone number, the date on which services commenced, the total charge per month, and such other information as may be specified by Commission directives.

(2) The Customer Register [shall] must state the name [and address] of each putrescible solid waste transfer station, non-putrescible solid waste transfer station, or other facility used during the period for which the report is submitted. Such report [shall] must also state the total volume or weight and type of designated recyclable materials collected and transported [from each customer, pursuant to Paragraphs (1) through (3) of Subdivision (c) of Section 5-12 of this Title;] and/or the total combined volume or weight and type of designated recyclable materials and non-designated materials collected and transported [from each customer, pursuant to Paragraph (5) of Subdivision (c) of Section 5-12 of this Title that were delivered] to putrescible solid waste transfer stations, non-putrescible solid waste transfer stations, or other facilities during the period for which the report is submitted.

(3) A complete and up-to-date Customer Register [shall] be filed on January 31 for the period October 1 to December 31; on April 30 for the period January 1 to March 31; on July 31 for the period April 1 to June 30; and on October 31 for the period July 1 to September 30[twice each year: on January 30 for the period from June 1 through December 31, and on July 31 for the period from January 1 through June 30], or as often as ordered by the Commission. In the event that the Commission grants a new license, the newly licensed company [shall] must [submit] file its first Customer Register to the Commission no later than ninety (90) days after the granting of its license, unless otherwise directed by the Commission. This subdivision [shall apply] applies to companies operating with temporary permission of the Commission, pending decision on their license application.

(h) A licensee [shall] must maintain a register of all complaints that such licensee receives from customers or prospective customers.

(i) All records, receipts, documents, journals, ledgers, registers, and books that must be maintained, pursuant to this section [shall] must be maintained for five (5) years unless the Commission directs otherwise. This period for record keeping shall only be reduced if the Commission so directs in a specific case in writing. The Commission may in specific instances, in its discretion, require more or less [extracting] detailed and/or frequent record-keeping and reporting requirements and may require the retention of identified records for [a period of time exceeding] more than five (5) years.

(j) All records, receipts, documents, journals, ledgers, registers, and books that must be maintained, pursuant to this section [shall] be made available for inspection and audit by the Commission. The Commission may conduct such an inspection or audit at the licensee's place of business or, at the Commission's discretion, at the offices of the Commission. The licensee [shall] must cooperate with the representatives of the Commission conducting any such inspection or audit.

(k) If any due date under this section falls on a weekend or City holiday, the due date shall be deemed to be the first business day following such weekend or holiday.

(l) Repealed.

Section 16. Section 5-05 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 5-05. Agreements and Contracts with Customers; Service to Customers.

(a) Term and form of contract; requirements; service and discontinuation of service; increase of rates.

(1) An oral agreement for the collection, removal, or disposal

of trade waste shall be terminable at will by the customer and upon fourteen (14) days' written notice by the licensee. A contract for the collection, removal, or disposal of trade waste shall not exceed two (2) years in duration. A written contract for the removal, collection, or disposal of trade waste that contains no provision regarding duration shall be terminable at will by the customer and upon fourteen (14) days' written notice by the licensee. A written contract [shall] must provide that the licensee [shall] must remove the customer's waste from the location designated by the customer. A sample standard contract form [shall] must be submitted to the Commission [at the time] when an application for a license is submitted, and a licensee [shall] must submit any subsequent changes in the standard form to the Commission thirty (30) days' prior to implementing such change. Nothing in this provision shall be construed to prevent a licensee from negotiating terms at variance with the standard form contract, except that a licensee [shall] must not vary such contract in any manner identified by the Commission as inconsistent with the purposes of Chapter 1 of Title 16-A of the Code by the Commission after review of such standard form.

(2) A licensee [shall] must comply with the service and other terms set forth in the written contract or oral agreement with the customer, including the agreed-upon frequency and [time] schedule for the collection of waste. A schedule agreed to in writing [shall] must not be altered without the written agreement of the customer's owner or authorized representative. When a licensee offers to provide a commercial establishment with trade waste services, the licensee [shall] must provide such customer with a copy of the Commission's informational notice to customers. The licensee [shall] must provide the customer with such additional informational notices as the Commission shall require throughout the term of service to the customer by the licensee.

(3) A licensee [shall] must not discontinue service to any customer, or raise the rates charged to such customer, unless at least fourteen (14) days' written notice to the customer [shall have been] is given. No contract for the removal, collection, or disposal of waste shall provide that a licensee may discontinue service upon shorter notice.

(4) A written contract that does not meet the requirements of Federal, State, or Local Law is voidable by either party.

(b) Subcontracting, assignment of contracts, mergers, and acquisitions.

(1) A licensee [shall] must apply for review by the Commission before subcontracting or assigning a contract and [shall] must seek such review by the Commission thirty (30) days before such subcontract or assignment is proposed to take effect. The Commission may issue any order with respect to the transaction consistent with the purposes of Local Law 42. An assignee or subcontractor of contracts for the removal, collection, or disposal of trade waste [shall] notify, within fifteen (15) days of the effective date of such assignment or subcontract, each party to a contract so assigned of such assignment or subcontract and of the right of such party to terminate such contract upon thirty (30) days' notice during the three (3) months [subsequent to] after receiving notice of such assignment or subcontract. Such notification [shall] must be by certified mail with the receipt of delivery retained by the assignee or subcontractor and [shall] must be upon a form approved by the Commission. Where no written contract exists with a customer for the removal, collection, or disposal of trade waste, a company that assumes such trade waste removal from another company [shall] must provide such customer with notification[,] within fifteen (15) days of such assignment or subcontract, on a form approved by the Commission by certified mail with the receipt for delivery retained by the assignee or subcontractor, that a new company will be providing such trade waste removal, and that the customer has the right to terminate such service. A licensee [shall] must not [act as a subcontractee unless the subcontractor licensee has] enter into a subcontract before [received] receiving express approval for the subcontracting arrangement from the Commission.

(2) A licensee [shall] must apply for review by the Commission before acquiring, selling, or merging with another trade waste removal, collection, or disposal business and [shall] must seek such review by the Commission no later than thirty (30) days before such acquisition, sale, or merger is to take effect. The Commission may issue any order with respect to the intended transaction consistent with the purposes of Local Law 42. The Commission may, in its discretion, require that either the purchaser or seller post a bond or place money in escrow with the Commission in an amount that the Commission believes, in its discretion, is needed to cover any outstanding or potential fines or penalties owed or that may be owed to the Commission, any customer complaints that have been heard, pursuant to Section 1-03 of this chapter in regard to which a final determination has not been rendered, and any restitution ordered by the Commission which the selling or dissolving licensee has failed to make to the customer. [In the event that] If the seller fails to post such bond or place money in escrow as set forth in this paragraph, the Commission may seek from the purchaser any and all outstanding fines or penalties for violations of Chapter 1 of Title 16-A of the Code and this chapter[,] and any outstanding ordered customer restitution.

(3) Investigation, inspection, and evaluation fee. The fee for investigation and review of any proposed transaction described in Paragraphs (1) and (2) of this subdivision shall be four thousand and five hundred dollars (\$4,500) per entity involved and one thousand and two hundred dollars (\$1,200) per principal involved. After submission to the Commission of an appropriate request for review of such a transaction, the Commission shall notify the parties to the transaction of the total fee amount due and owing, which [shall] must be paid in full within ten (10) days after such notification. The Commission, in its discretion, may waive or reduce fees upon written request in light of one (1) or more of the following reason(s):

- (i) specified persons or entities have recently undergone completed background investigations by the Commission;
- (ii) the value of the transaction under review is minimal;
- (iii) specified persons or entities need not undergo background investigations because of their attenuated connection to the transaction;
- (iv) the transaction does not involve the sale, assignment, or other transfer of any accounts or customer contracts (e.g., trucks or other non-customer assets);
- (v) the transaction involves less than five (5) customers;
- (vi) the transaction involves unique characteristics or other mitigating factors that would warrant a reduction or waiver of fees.

(4) Requests for authorization of subcontracting, assignment, and other such arrangements. All trade waste subcontracting, assignment, and similar arrangements must be submitted to the Commission for authorization. Requests for approval of such an arrangement [should] must be submitted in writing to the Commission[,], and the arrangement [shall] must not go forward unless and until it has been approved in advance by the Commission. The request [shall] must identify the customer(s) involved (including name, address, contact person, and contract terms), state the requested length of the arrangement, and describe the business justification for the arrangement. Copies of all affected contracts or proposed contracts must be submitted with the request.

(5) Customer's thirty (30) day termination right during ninety (90) day post-assignment period. During the ninety (90) day period following the assignment or other transfer of a customer contract to another trade waste removal business, the customer has the right to terminate its carting contract on thirty (30) days' notice. All contracts signed by affected customers during the ninety (90) day period subsequent to contract assignment or transfer remain terminable on thirty (30) days' notice throughout the ninety (90) day period, and any such contract signed during that ninety (90) day period must contain prominent notice of this fact.

(c) Customer's contract termination right after denial of license application or revocation of license. During the ninety (90)[-] day period following the effective date of the denial of the license application of a trade waste removal business or the revocation of the license of such a business, the customers of that business have the right to terminate any contracts for trade waste removal entered into during that period, on thirty (30) days' written notice to the other contracting party. Any contract for trade waste removal entered into by any such customer during the ninety (90)[-] day post-denial period shall be terminable at will by the customer throughout that period[,] on said written notice. Any such contract [shall] must contain prominent notice of the customer's right to terminate the contract at any time within such period upon such notice.

(d) Written contract. [At the time] When service to a customer is commenced, the licensee [shall] must take all steps necessary to attempt to reach an agreement with the customer on the terms and conditions of the service to be provided[,], and within forty (40) days of the commencement of service, [shall] must prepare a written contract that clearly and legibly sets forth the terms and conditions of the agreement negotiated by the licensee and the customer[,], and deliver such contract to the customer. Such contract [shall] must provide that it shall be effective only upon being dated and signed by the licensee and the customer's owner or authorized representative and that a change of any term or condition of such contract must be made in writing, dated, and signed by both the licensee and the customer's owner or authorized representative before such term or condition takes effect. The proposed contract offered by the licensee [shall] be accompanied by a notice [that shall state] stating: "You are not required to sign this contract. If you have any questions or complaints, call the Business Integrity Commission at (212) [676-6300]437-0600." One (1) copy of such signed and dated contract and a copy of any signed and dated amendments must be provided to the customer's owner or authorized representative by the licensee.

(e) Customer's decision not to sign a contract. A customer is not required to sign a contract. If [n the event] a customer fails or refuses to sign a contract that has been tendered to the customer, pursuant to Subdivision c of this section, a licensee will be deemed to have complied

with such subdivision if the licensee complies with the requirements in Paragraphs (1) through (3) of this subdivision[,], provided, however, that a licensee [shall] must not discontinue service to such a customer, or raise the rates charged such a customer, unless at least fourteen (14) days' written notice of such discontinuance or rate increase [shall have been] was given to such customer. Where a written contract with a customer has not been obtained by the licensee, the licensee [shall] must:

(1) demonstrate that a contract has been tendered to the customer in accordance with Subdivision c of this section, within forty (40) days of the commencement of service; and

(2) keep a copy of the contract tendered on file along with the signed returned postal receipt for a period of one (1) year after the eventual discontinuance of service to the customer; and

(3) make available to the Commission upon its request a copy of the contract and the return receipt.

(f) Liability for negligence. No contract or contract amendment shall provide that the licensee is exempt from liability for damage caused by its negligence or the negligence of any of its agents.

(g) Standard bills, statements, invoices. A licensee [shall] must provide a written bill, statement, or invoice at least once every month to each and every customer to which such licensee provides services. Such bill, statement, or invoice must conspicuously contain all of the following:

(1) the licensee's name, address, telephone number, license number;

(2) the customer's name and complete address;

(3) a notice to customers as follows: NOTICE TO CUSTOMERS- The maximum rate that may be charged by your trade waste removal business is regulated by the New York City Business Integrity Commission. If you should have a question or a complaint concerning waste removal, contact the New York City Business Integrity Commission; and

(4) the maximum rates in effect with a statement indicating that the rates so identified are maximum legal rates and that lower rates may be lawfully charged;

(5) the negotiated rate per cubic yard or per one hundred (100) pounds on which the invoice is based;

(6) an itemized list of charges detailing the cubic yards or weight of putrescible waste removed, recyclables removed, and any additional charges;

(7) where the customer is being charged on a "flat" or "average" billing basis,

a. the total charges for waste removal for the billing period;

b. an itemized statement of the estimated volume or weight of the putrescible waste removed and the charge for the removal of such waste;

c. an itemized statement of the estimated volume or weight, if any, of the recyclable waste removed and the charge for the removal of such waste;

d. a statement as to the method by which the estimated volume or weight was determined; and

(8) a separate statement of sales tax collected.

[On or after February 1, 2009, s] Such bill [shall] must be on a form approved by the Commission.

Section 17. Section 5-07 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 5-07. Employee Information.

[A licensee shall provide to the Commission the names of any employees hired or to whom offers of employment are extended subsequent to the issuance of a license and the information required in regard to employees and such prospective employees on the application for a license, pursuant to Section 2-02 of this chapter.] Within 10 business days of hiring an employee or extending an offer of employment to a prospective employee, a licensee or an applicant for a license must provide the Commission with the name of such employee or prospective employee and the information required, pursuant to Section 2-02 of this chapter.

Section 18. Section 5-10 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 5-10. License Plates and Vehicle Markings.

(a) Upon issuance of a license, the Commission shall issue to the licensee two (2) license plates for each vehicle that will transport trade waste, pursuant to such license and for which a fee has been paid, pursuant to Section 2-07 of this chapter. Such plates [shall] must at all times be affixed [in the manner] as prescribed by the Commission to a visible and conspicuous part of each such vehicle. A licensee [shall]

must not permit a vehicle to be used in the course of collecting, removing, or disposing of waste that has not been identified and covered by the license and for which a fee has not been paid. A license plate issued by the Commission for such a covered and identified vehicle [shall] must not be transferred to any other vehicle. Upon the sale[,] or dissolution[, suspension or discontinuance, whether voluntary or due to the revocation of a license,] of the business of a licensee, or upon the suspension, revocation, or expiration of a Commission-issued license, such plates [shall] must be [forthwith] immediately surrendered to the Commission. All license plates issued by the Commission are the property of the Commission, and the Commission reserves the right to reclaim such plates at any time.

(b) Each vehicle [shall] must have the name and business address of the licensee lettered legibly in letters and figures not less than eight (8) inches in height, and in a color that contrasts with the color of the vehicle, on each side of the vehicle body or upon each door of the vehicle cab at all times.

Section 19. Section 6-01 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 6-01. Presentation of Registration to Customer[; Posting of Registration].

A trade waste broker [shall] must not [conduct an evaluation] evaluate or [analysis of] analyze a business' trade waste stream or broker a transaction between a commercial establishment and a trade waste business required to be licensed or registered, pursuant to this chapter, unless such broker has first presented a copy of his or her registration to such customer or prospective customer. [A trade waste broker shall conspicuously post the registration issued by the Commission at the broker's place of business.]

Section 20. Section 6-02 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 6-02. Acceptance of Payment.

(a) A trade waste broker who [conducts an evaluation] evaluates or [analysis] analyzes [of] a trade waste stream [shall] must not request or accept any payment in regard to such evaluation or analysis from a party other than the customer or prospective customer for whom such services are performed unless such broker has first disclosed to such customer or prospective customer in writing that the broker proposes to request or accept such payment. A copy of such notice to the customer or prospective customer [shall] must be submitted to the Commission within fifteen (15) days of such disclosure.

(b) A trade waste broker who brokers a transaction between a customer or prospective customer of trade waste removal, collection, or disposal services and a trade waste business required to be licensed or registered, pursuant to this chapter [shall] must not request or accept payment from such trade waste business. A trade waste broker [shall] must not broker a transaction between a customer or prospective customer and a trade waste business owned by, operated by, or affiliated with the trade waste broker or any principal thereof without disclosing the relationship between the trade waste broker and the trade waste business to the customer or prospective customer.

(c) A trade waste broker who brokers a transaction between a customer or prospective customer of trade waste removal, collection, or disposal services and a trade waste business required to be licensed or registered, pursuant to this chapter [shall] must state in writing to such customer or prospective customer that such broker has examined the rate schedules made available by the Commission, pursuant to Section 5-02 of this chapter.

Section 21. Section 6-03 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 6-03. Collection of Fees Prohibited; Contract Duration.

(a) A trade waste broker [shall] must not engage in the collection of fees from commercial establishments for trade waste removal by a trade waste business required to be licensed or registered, pursuant to this chapter except where:

- (i) the contract for such fee collection complies with standards set forth in Subdivision (b) of this section;
- (ii) such fee collection is upon the request of the customer; and
- (iii) such fee collection is part of an agreement providing for other services such as periodic waste evaluation and consulting with respect to source separation, recycling, or other business practices relating to trade waste.

(b) A contract that includes a provision for the collection by a trade waste broker of fees for trade waste removal [shall] must be submitted to the Commission and [shall] must set forth:

- (i) the fee charged for such collection,
- (ii) the rates charged by the trade waste removal business,
- (iii) the method of billing employed by the trade waste removal business, and
- (iv) [shall] must provide that the trade waste broker provide the customer with a monthly statement detailing the volume of trade waste removed.

(c) A contract for the provision of brokering services to a commercial establishment [shall] must not exceed two (2) years in duration.

Section 22. Section 6-06 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 6-06. Agreements and Contracts with Customers; Service to Customers.

(a) Trade waste removal providers. A trade waste broker may only arrange for trade waste removal services to be provided by haulers licensed or registered by the Commission, in accordance with Section 16-505 of the Code.

(b) Term and form of contract; requirements; service and discontinuation of service; increase of rates.

(1) A contract for the services of a trade waste broker entered into after the effective date of this rule shall not exceed two (2) years in duration.

(2) A contract to provide the services of a trade waste broker entered into prior to the effective date of this rule [shall] must terminate on the date provided therein or shall be deemed to terminate no later than two (2) years following such effective date, whichever date is earlier.

(3) A written contract to provide the services of a trade waste broker that contains no provision regarding duration must be terminable at will by either party upon fourteen (14) days' written notice to the other party.

(4) An oral agreement between a customer and a trade waste broker must be terminable at will by either party upon fourteen (14) days' written notice to the other party.

(5) A trade waste broker must not discontinue service to any customer, or raise the rates charged to such customer, unless at least fourteen (14) days' written notice is provided to the customer. No contract for trade waste broker services shall provide that the broker may discontinue service upon shorter notice.]

(6) Where a broker is arranging for an agreement between a customer and a licensee, [provider of trade waste removal, collection, or disposal services,] a written contract [shall] must provide that the [broker] licensee will arrange for removal of the customer's waste from the location designated by the customer, and state the time the waste removal will begin and the rate the customer will pay the [broker] licensee. Where the services to be provided by the broker also include evaluation or analysis of the waste stream, the written contract [shall] must provide a brief description of such evaluation or analysis the broker will perform and the rate the customer will pay to either the broker or the licensee. [A sample standard contract form shall be submitted to the Commission at the time an application for a trade waste broker registration is submitted. Brokers registered prior to the effective date of this rule shall submit a sample standard contract form with their first renewal application submitted after such effective date. A broker must submit any subsequent changes in the standard form to the Commission thirty (30) days prior to implementing such change.] Nothing in this provision should be construed to prevent a broker from negotiating terms at variance with the standard form contract, except that a broker shall not vary such contract in any manner inconsistent with Chapter 1 of Title 16-A of the Code or any provision of these rules.

(7) A trade waste broker must comply with the terms of service and any other terms set forth in the written contract or oral agreement with the customer. A contract agreed to in writing should not be altered without the written agreement of the customer or authorized representative.

(8) The broker must provide the customer with any other additional informational notices required by the Commission throughout the term of service to the customer by the broker.

(c) Written contract. At the time service to a customer is commenced, the trade waste broker must take all steps necessary to attempt to reach an agreement with the customer on the terms and conditions of the service to be provided. Within forty (40) days of the commencement of service, the broker [shall] must prepare a written contract that clearly and legibly sets forth the terms and conditions of the agreement negotiated by the broker and the customer[,] and deliver such contract to the customer. The contract must provide that it is only effective upon being dated and signed by the broker and the customer or authorized representative. Additionally, the contract must specify that a change of any term or condition of such contract must be made in writing, dated, and signed by both the broker and the customer or authorized representative before such term or condition takes effect. The proposed contract offered by the trade waste broker must be accompanied by a notice that states: "You are not required to sign this contract. If you have any questions or complaints, call the Business Integrity Commission at (212) [676-6300]435-0600." The broker must provide one (1) copy of such signed and dated contract and a copy of any signed and dated amendments to the customer or authorized representative.

(d) Customer's decision not to sign a written contract. A customer is

not required to sign a written contract. In the event a customer fails or refuses to sign a contract that has been tendered to the customer, pursuant to Subdivision (d) of this section a broker will be deemed to have complied with such subdivision if the broker complies with the requirements in Paragraphs (1) through (3) of this subdivision. [However the broker must not discontinue service to the customer, or raise the rates charged, unless at least fourteen (14) days' written notice of such discontinuance or rate increase have been given to the customer.] Where a written contract with a customer has not been obtained by the trade waste broker, the broker [shall] must: (1) Demonstrate that a written contract has been tendered to the customer in accordance with Subdivision (d) of this section, within forty (40) days of the commencement of service; (2) Keep a copy of the contract tendered on file along with the signed returned postal receipt for a period of one (1) year after [the eventual discontinuance of] service to the customer ends; and (3) Make available to the Commission upon its request a copy of the contract and the return receipt.

(e) Liability for negligence. No contract or contract amendment between a broker and a customer may provide that the broker is exempt from liability for damage caused by the broker's negligence or the negligence of any of its agents.

(f) Standard bills, statements, invoices.

(1) A broker must provide a written bill, statement, or invoice at least once every month to each customer to which such broker provides services. Such bill, statement, or invoice must clearly contain all of the following:

- (i) The trade waste broker's name, address, telephone number, and registration number;
- (ii) The customer's name and complete address;
- (iii) The maximum rates in effect with a statement indicating that the rates so identified are maximum legal rates and that lower rates may be lawfully charged;
- (iv) The negotiated rate per cubic yard or per one hundred (100) pounds on which the invoice is based;
- (v) An itemized list of charges detailing the cubic yards or weight of putrescible waste removed, recyclables removed, and any additional charges;
- (vi) Where the customer is being charged on a "flat" or "average" billing basis: a. The total charges for waste removal for the billing period; b. An itemized statement of the estimated volume or weight of the putrescible waste removed and the charge for the removal of such waste; c. An itemized statement of the estimated volume or weight, if any, of the recyclable waste removed and the charge for the removal of such waste; and d. A statement as to the method by which the estimated volume or weight was determined; and
- (vii) A separate statement of sales tax collected.

(2) When the trade waste broker has brokered an agreement between a customer and provider of trade waste removal, collection, or disposal services, the broker [shall] must provide a notice to customers as follows, on a form approved by the Commission: NOTICE TO CUSTOMERS--[]The New York City Business Integrity Commission regulates the maximum rate your licensed trade waste hauler may charge. If you should have a question or a complaint concerning waste removal, contact the New York City Business Integrity Commission.

(3) If all trade waste being transported is exempt waste under Section 5-02(a)(3) of this chapter, the Notice shall be as follows: NOTICE TO CUSTOMERS--[]If you have a question or a complaint concerning waste removal, contact the New York City Business Integrity Commission.

[(g) Subcontracting, assignment of contracts, mergers and acquisitions.

(1) Subcontracting broker services.

(i) A trade waste broker shall apply for review by the Commission before subcontracting or assigning a contract for brokering and shall seek such review by the Commission thirty (30) days before such subcontract or assignment is proposed to take effect. A request for subcontracting or assignment of contract must be submitted on a form prescribed by the commission and must identify the customer(s) involved (including name, address, contact person, and contract terms), state the requested length of the arrangement, and describe the business justification for the arrangement. Copies of all affected contracts or proposed contracts must be submitted with the request. The Commission will not approval such a transaction unless the Commission determines that the transaction is consistent with the purposes of Chapter 1 of Title 16-A of the Administrative Code. A trade waste broker may only subcontract or assign a contract to another trade waste broker registered by the Commission. A trade waste broker must not act as a subcontractee unless the subcontractor broker has received express written approval for the subcontracting arrangement from the Commission.

(ii) Upon approval by the Commission, within fifteen (15) days of the effective date of such assignment or subcontract, an assignee or subcontractor of a broker contract shall notify each party to the contract of such assignment or subcontract and of the right of such party to terminate such contract upon thirty days' notice within three months of receiving notice of such assignment or subcontract. Such

notification shall be by certified mail with the receipt of delivery retained by the assignee or subcontractor and shall be upon a form approved by the Commission. Where no written broker contract exists with a customer, within fifteen (15) days of such assignment or subcontract, on a form approved by the Commission, a trade waste broker that assumes responsibility for the broker services from another broker must provide such customer with notification that a new company will be providing broker services and that the customer has the right to terminate such service. Such notification must be provided by certified mail with the receipt for delivery retained by the assignee or subcontractor.

(2) Mergers and acquisitions. A trade waste broker must apply for review by the Commission before acquiring, merging with, consolidating with, or exchanging any interest of any business that is subject to the Commission's jurisdiction, pursuant to Title 16-A of the Administrative Code. Such application for review shall be submitted on a form prescribed by the Commission no later than thirty (30) days before such transaction is to take effect. The Commission will not approve such a transaction unless the Commission determines that the transaction is consistent with the purposes of Chapter 1 of Title 16-A of the Administrative Code. The Commission may, in its discretion, require that either the purchaser or seller post a bond or place money in escrow with the Commission in an amount that the Commission believes, in its discretion, is needed to cover any outstanding or potential fines or penalties owed or that may be owed to the Commission, any customer complaints that have been heard, pursuant to Section 1-03 of this chapter in regard to which a final determination has not been rendered, and any restitution ordered by the Commission which the selling or dissolving broker has failed to make to the customer. In the event that the seller fails to post such bond or place money in escrow as set forth in this paragraph, the Commission may seek from the purchaser any and all outstanding fines or penalties for violations of Chapter 1 of Title 16-A of the Code and this chapter and any outstanding customer restitution.

(3) Investigation, inspection, and evaluation fee. The fee for investigation and review of any proposed transaction described in Paragraph 2 of this subdivision shall be four thousand and five hundred dollars (\$4500) per entity involved and twelve hundred (\$1200) per principal involved. After submission to the Commission of an appropriate request for review of such a transaction, the Commission shall notify the parties to the transaction of the total fee amount due and owing. This fee must be paid in full within ten days after such notification. The Commission, in its discretion, may waive or reduce fees upon written request in light of one or more of the following reason(s):

- (i) Specified persons or entities have recently undergone completed background investigations by the Commission;
- (ii) The value of the transaction under review is minimal;
- (iii) Specified persons or entities need not undergo background investigations because of their attenuated connection to the transaction;
- (iv) The transaction does not involve the sale, assignment, or other transfer of any accounts or customer contracts (e.g. trucks or other non-customer assets);
- (v) The transaction involves fewer than 5 customers;
- (vi) The transaction involves unique characteristics or other mitigating factors that would warrant a reduction or waiver of fees.

(4) Customer's thirty (30) day termination right during ninety (90) day post-assignment period. During the ninety (90) day period following any transaction for which Commission approval is required, pursuant to this Subdivision (g), the customer has the right to terminate its contract with the broker on thirty (30) days' notice. All contracts signed by affected customers during the ninety (90) day period subsequent to such transaction remain terminable on thirty (30) days' notice throughout the ninety (90) day period and any such contract signed during that ninety (90) day period must contain prominent notice of this fact.]

Section 23. Section 7-01 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 7-01. [Posting] Display of Registration.

[(a)] A registrant [shall] must conspicuously [post] display the registration issued by the Commission at the registrant's place of business.

[(b) All written communications with a customer or potential customer (including, without limitation, receipts and correspondence), all advertisements and the letterhead of a registrant must contain the registration number assigned to the registrant by the Commission. The registration number must be clearly identified as a Commission registration number. Any listing consisting solely of the name, address and telephone number of the registrant need not include the registrant's registration number.]

Section 24. Section 7-03 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 7-03. License Plates.

(a) Upon issuance of a registration, the Commission shall issue to a registrant who removes trade waste generated in the course of operation of his or her business and to a registrant exempt from the licensing requirements of this chapter two (2) license plates for each vehicle that will transport trade waste, pursuant to such registration and for which a fee has been paid to the Commission, pursuant to Section 2-07 of this chapter. A registrant shall not permit a vehicle to be used in the course of collecting, removing, or disposing of waste that has not been identified and covered by the registration and for which a fee has not been paid. A license plate issued by the Commission for such a covered and identified vehicle [shall] must not be transferred to any other vehicle. Upon the sale[,] or dissolution[, suspension or discontinuance, whether voluntary or due to the revocation of such registration, of the business of the registrant,] of the business of a registrant, or upon the suspension, revocation, or expiration of a Commission-issued registration, such plates [shall] must be [forthwith] immediately surrendered to the Commission. All license plates issued by the Commission are the property of the Commission, and the Commission reserves the right to reclaim such plates at any time. Notwithstanding any other provision of this chapter, the penalty for violation of this section shall not exceed five thousand dollars (\$5,000) for each such violation.

(b) []Each vehicle [shall] must have the name and business address of the registrant lettered legibly in letters and figures not less than eight (8) inches in height, in a color that contrasts with the color of the vehicle, on each side of the vehicle body or upon each door of the vehicle cab, in a manner prescribed by the Commission, at all times.

Section 25. Section 11-05 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 11-05. Application for a Wholesale Business or Market Business Registration.

(a) An application for registration or renewal thereof [shall] must be made on a form prescribed by the Commission. The application form [shall] must be certified under penalty of perjury and signed by all principals of the applicant business. The registration application [shall] must include[, without limitation,] all of the following information:

- (1) the name, address, e-mail address designated for communications with the business that will be checked regularly, and telephone number(s) of the business submitting such application;
- (2) the names, addresses, e-mail address(es), telephone number(s) and social security numbers of all current and past principals of the applicant and a description of the positions occupied or ownership interest held by each such principal;
- (3) the names, job titles, social security numbers, [and] addresses, and e-mail address of all other employees or agents of the applicant;
- (4) a list of vehicles used in the course of the applicant's business;
- (5) employment and business background information on the principals such as the principal's employment history, wholesale or market business interests, and any related business interests;
- (6) if the applicant is doing business under an assumed name, a Certification of Assumed Name, certified by the County Clerk if a sole proprietorship or partnership, or by the Secretary of State if a corporation;
- (7) if the applicant business is a sole proprietorship, a notarized copy of the business certificate certified by the County Clerk;
- (8) if the applicant is a corporation, a copy of the certificate of incorporation;
- (9) if the applicant is a partnership, a copy of partnership papers, certified by the County Clerk;
- (10) a listing of the names and addresses of any person having a beneficial interest in the applicant[,] and the amount and nature of such interest;
- (11) a listing of any determination by a Federal, State, or City regulatory agency of a violation by such applicant of laws or regulations relating to the conduct of the applicant's business where such violation has resulted in the suspension or revocation of a permit, license, or other permission required in connection with the operation of such business or in a civil fine, penalty, settlement, or injunctive relief;
- (12) a listing of all criminal convictions, in any jurisdiction, of the applicant, except where such disclosure is protected by Subdivision 16 of Section 296 of Article 15 of the New York State Executive Law;
- (13) a Federal or State tax identification number; and
- (14) such other information that the Commission deems appropriate.

(b) Notwithstanding any provision of this subchapter:

(1) the Commission may, when there is reasonable cause to believe that an applicant for a registration or any or all of the principals of such applicant does not possess good character, honesty, and integrity, require that such applicant or any or all of the principals of such applicant be fingerprinted by a person designated for such purpose by the Commission, pay the fee prescribed by the Division of Criminal Justice Services for the purpose of obtaining criminal history records, and provide to the Commission the disclosure required by the form provided by the Commission. The Commission also may require such additional information, in lieu of or in addition to

such fingerprinting and/or disclosure, including without limitation documents and/or an in-person interview, as the Commission determines is appropriate and reasonable to render a determination. After providing notice and an opportunity to be heard, the Commission may refuse to register such applicant for the reasons set forth in Section 22-259 of the Code, or defer a decision whether to register such applicant when there is a pending indictment or criminal action or pending civil or administrative action as provided in Paragraph (ii) of Subdivision b of Section 22-259 of the Code.

(2) If at any time [subsequent to] after the registration of a wholesale business or a market business the Commission has reasonable cause to believe that any or all of the principals of such business do not possess good character, honesty, and integrity, the Commission may require that any or all of the principals be fingerprinted by a person designated for such purpose by the Commission, pay the fee prescribed by the Division of Criminal Justice Services for the purpose of obtaining criminal history records, and provide the disclosure required by the form provided by the Commission. The Commission also may require additional information in lieu of or in addition to such fingerprinting and/or disclosure, including without limitation documents and an in-person interview, as the Commission determines is appropriate and reasonable to render a determination.

(c) If an application for the renewal of a registration is not submitted to the Commission within the time period required by the Commission, the Commission may reject the renewal application and require the applicant to file a new application for registration. If a new application is required by the Commission, the provisions pertaining to the application process as set forth in Chapter 1-B of Title 22 of the Code and this subchapter shall apply.

Section 26. Section 11-09 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 11-09. Wholesale Business and Market Business Operations.

(a) Registration not transferable. Wholesale businesses and market businesses [shall] must not transfer their registration or registration numbers as part of the sale of such businesses.

(b) Furnishing and display of registration or registration numbers. A wholesale business or market business [shall] must conspicuously and prominently display its registration certificate issued by the Commission at its place of business.

(c) Recordkeeping. Wholesale businesses or market businesses [shall] must retain copies of all invoices and other documents reflecting deliveries or payments from or to suppliers and customers. Electronic copies of such books and records [shall be] are acceptable. Such bills and records [shall] must accurately reflect the amount of goods or services involved in each transaction, and [shall] must, along with all other records produced or received in the normal course of business, be retained for a minimum of thirty-six (36) months, and [shall] must be made available for immediate inspection and/or copying upon request by the market manager, a designee of the market manager, or an employee of the Commission.

(d) [Worker's] Workers' Compensation Insurance. Wholesale businesses or market businesses [shall] must submit proof that they have obtained the required [Worker's] Workers' Compensation and [disability [benefits [coverage,] Disability Benefits Coverage] or that they are exempt from Section 57 of the [Worker's] Workers' Compensation Law[,] and Subdivision [eight] 8 of Section 220 of the Disability Benefits Law.

(1) Proof of coverage can be established by submitting the following [Worker's] Workers' Compensation Board forms:

- (i) C-105.2 Application for Certificate of [Worker's] Workers' Compensation Insurance;
- (ii) DB-120.1 Employer's Application for Certificate of Compliance with Disability Benefits Law;
- (iii) S1-12 Affidavit certifying that compensation has been secured.

(2) Proof that no coverage is required can be provided by submitting the following Workers[s] Compensation Board form[;]:

- (i) C-105.21 Statement that applicant does not require [Worker's] Workers' Compensation or Disability Benefits Coverage.

(e) Liability insurance. Wholesale businesses or market businesses [shall] must procure and maintain throughout the term of the registration the following types of insurance against claims for injuries to persons or damages to property which may arise from or in connection with the business:

(1) Commercial general liability insurance with liability limits of no less than one million dollars (\$1,000,000) combined single limit per occurrence for bodily injury, personal, and property damage. The maximum deductible for such insurance shall be no more than twenty-five thousand dollars (\$25,000).

(2) Business automobile liability insurance covering every vehicle operated by the wholesale business or market business, whether or not owned by the business, and every vehicle hired by the applicant with liability limits of no less than one million dollars (\$1,000,000) combined single limit per accident for bodily injury and property damage.

(f) The policy or policies of insurance required by this section [shall] must name the Commission as certificate holder and [shall] must be endorsed to state that the coverage shall not be suspended, voided, canceled, or reduced in coverage or in limits except upon sixty (60) days prior written notice to the Commission. Failure to maintain continuous insurance coverage meeting the requirements of these rules will result in revocation of the registration. Such policy or policies of insurance [shall] must be obtained from a company[,] or companies duly authorized to do business in the State of New York with a Best's rating of no less than A:X unless specific approval has been granted by the Commission to accept a company with a lower rating. [Two (2)] A [certificates] certificate of insurance effecting the required coverage and signed by a person authorized by the insurer to bind coverage on its behalf[,] must be delivered to the Commission prior to the effective date of the [license] registration. Delivery to the Commission's offices may be made in person, by first class mail, or by e-mail to Licensing@bic.nyc.gov. A registrant [shall] must demonstrate that the registrant has secured the insurance coverage required pursuant to this section and [shall] must maintain such required insurance coverage throughout the term of the registration.

(g) Wholesale businesses and market businesses shall be jointly and severally liable for any violation of Chapter 1-B of Title 22 of the Code or of this subchapter by any of their employees or agents.

(h) Each wholesale business and market business [shall] must permit the Commission, or any person designated by the Commission, to enter its premises whenever in the discretion of the Commission such entry is necessary.

Section 27. Section 11-20 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 11-20. Notice.

Unless otherwise provided, all notices pursuant to Chapter 1-B of Title 22 of the Code or this subchapter, including but not limited to notice related to hearings, violations, and [subpoenas] subpoenae, may be served by first class mail addressed to the business address provided to the Commission by the applicant, registrant, or photo identification card holder[, or on the registration issued to the business]. All such notices served on an employee or agent may be served by first class mail to the address listed for such employee or agent in the information provided to the Commission. Such notice also may be served by personal service or in any other manner reasonably calculated to achieve actual notice, including but not limited to any method authorized in the Civil Practice Law and Rules.

Section 28. Section 12-08 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 12-08. Information Required on License Application

(a) The application for a loading or unloading license accompanying the response to the request for licensing proposals [shall] must be signed by all principals of the applicant and certified under penalty of perjury.

(b) The application [shall] must include, but not be limited to the following information:

(1) The name, [and] address, e-mail address designated for communications with the business that will be checked regularly, website (if any), and telephone number(s) of the business submitting such application[of the applicant submitting such response] and the names, addresses, e-mail address(es), telephone number(s), and[,] social security numbers of the principals of the applicant business.

(2) (i) If such applicant is a corporation, a copy of the certificate of incorporation and the names and addresses of all officers and directors.

(ii) If such applicant is a partnership, a copy of partnership papers, certified by the County Clerk.

(iii) If such applicant is a limited liability company, a copy of the articles of organization and the names and addresses of all members.

(iv) If the applicant is doing business under an assumed name, a Certificate of Assumed Name, certified by the County Clerk.

(3) Complete responses by the applicant business under an assumed name, a Certificate of Assumed Name, certified by the County Clerk.

(4) The names and addresses and dates of birth of all employees and/or agents of the applicant who will perform work directly or indirectly related to loading or unloading, as the case may be, whether

inside or outside the market area; [driver's license numbers, with class and expiration date, or other required operator's licenses, of all employees and/or agents who will operate vehicles within the market area;] and completed disclosure forms, as required, pursuant to Section 22-216 of the Code for each current or identified employee and/or agent who will be required to possess a Class A photo identification card.

(5) A business telephone number and a business address within the City of New York where notices may be delivered and legal process may be served, and where records required by these rules [shall] must be maintained, and the name of a person of suitable age and discretion who [shall] must be designated as agent for the service of legal process.

(6) A tax identification number.

(7) A statement of financial responsibility in the form prescribed by the Commission demonstrating the capacity to conduct the business for which the license is sought and setting forth the amounts and sources of funds used or intended to be used in the operation of the business. Proof of such financial capacity [shall] must include, at a minimum, a demonstration of the current financial ability to pay all monthly expenses relating to required equipment, insurance, personnel, and other items for a period of at least three (3) months.

(8) Proof of insurance required.

(i) Before a license is issued, an applicant [shall] must submit proof that the following insurance policies have been secured:

(A) The required [Worker's Compensation and disability benefits coverage] Workers' Compensation and Disability Benefits Coverage, or proof that the applicant is exempt from Section 57 of the [Worker's] Workers' Compensation Law and Subdivision [eight] 8 of Section 220 of the Disability Benefits Law. Proof of coverage can be established by submitting the following [Worker's] Workers' Compensation Board forms:

(I) C-105.2 Application for Certificate of [Worker's] Workers' Compensation Insurance;

(II) DB-120.1 Employer's Application for Certificate of Compliance with Disability Benefits Law;

(III) S1-12 Affidavit certifying that compensation has been secured;

Proof that no coverage is required can be provided by submitting the following [Worker's] Workers' Compensation Board form:

(IV) C-105.21 Statement that applicant does not require [Worker's] Workers' Compensation or Disability Benefits Coverage.

(B) Liability insurance against claims for injuries to persons or damage to property which may arise from or in connection with the applicant's business, pursuant to the license. The applicant may purchase such policies in conjunction with one (1) or more other licensees, provided that the following coverages are maintained:

(I) Commercial general liability insurance with liability limits for unloading businesses of no less than one million dollars (\$1,000,000) and for loading businesses no less than five hundred thousand dollars (\$500,000) combined single limit per occurrence for bodily injury, personal, and property damage. The maximum deductible for such insurance shall be no more than twenty-five thousand dollars (\$25,000).

(II) Business automobile liability insurance covering every vehicle operated by the applicant in its business, whether or not owned by the applicant, and every vehicle hired by the applicant with liability limits of no less than one million dollars (\$1,000,000) combined single limit per accident for bodily injury and property damage.

(ii) The policy or policies of insurance required by this paragraph [shall] must name the Commission as certificate holder and [shall] must be endorsed to state that coverage [shall] must not be suspended, voided, canceled, reduced in coverage, or in limits except upon sixty (60) days prior written notice to the Commission.

(iii) The licensee [shall] must maintain all required insurance coverage throughout the term of the license. Failure to maintain continuous insurance coverage meeting the requirements of these rules will result in the revocation of the license.

(iv) All required policies of insurance [shall] must be obtained from a company, or companies, duly authorized to do business in the State of New York with a Best's rating of no less than A:X unless specific approval has been granted by the Commission to accept a company with a lower rating.

(v) [Two (2)] A certificate[s] of insurance effecting the required coverage and signed by a person authorized by the insurer to bind coverage on its behalf must be delivered to the Commission prior to the effective date of the license. Delivery to the Commission's offices may be made in person, by first class mail, or by e-mail to Licensing@bic.nyc.gov.

(9) Proof of a performance bond, or other security that the Commission in its discretion so requires, in an amount, if any, determined by the Commission that will secure the City for the provision of unloading services or loading services, as the case may be, in the event of a default of a licensee as provided by Section 22-204 or Section 22-206 of the Code. The requirement of a performance bond, or other security that the Commission in its discretion so requires, may be imposed by the Commission at any time, including after a license has been issued.

(c) Requirements for proposals. Responses to requests for proposals [shall] must be in the form prescribed by the Commission and [shall] must contain the proposed information concerning the services to be performed and the conduct of the business described in Subdivision b of Section 22-204 of the Code with respect to unloading licenses and in Subdivision b of Section 22-206 of such Code with respect to loading licenses. The proposal [shall] must be signed by all the principals of the applicant and certified under penalty of perjury.

(d) Examination of records. The Commission may require an applicant to produce for inspection such business records as the Commission deems necessary to verify the truth and accuracy of information submitted, pursuant to an application for a license.

Section 29. Section 12-14 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 12-14. Application for a Wholesale Seafood Business and Seafood Delivery Business Registration.

(a) An application or renewal thereof for a wholesale seafood business or a seafood delivery business, pursuant to Sections 22-209 and 22-211 of the Code, [shall] must be made of a form prescribed by the Commission. The application [shall] must be certified under penalty of perjury and signed by all principals of the applicant business. The registration application [shall] must include, but not be limited to, the following information:

- (1) the name, address, e-mail address designated for communications with the business that will be checked regularly, website (if any), and telephone number(s) of the business submitting such application;
- (2) the names, addresses, e-mail address(es), telephone number(s), and social security numbers of all current and past principals of the applicant and a description of the positions occupied or ownership interest held by each such principal;
- (3) the names, job titles, social security numbers, and addresses of all other employees or agents of the applicant;
- (4) a list of vehicles used in the course of the applicant's business;
- (5) employment and business background information on the principals such as the principal's employment history, wholesale or market business interests, and any related business interests;
- (6) if the applicant is doing business under an assumed name, a Certificate of Assumed Name, certified by the County Clerk if a sole proprietorship or partnership, or by the Secretary of State if a corporation;
- (7) if the applicant business is a sole proprietorship, a notarized copy of the business certificate certified by the County Clerk;
- (8) if the applicant is a corporation, a copy of the certificate of incorporation;
- (9) if the applicant is a partnership, a copy of the partnership papers, certified by the County Clerk;
- (10) a listing of the names and addresses of any person having a beneficial interest in the applicant, and the amount and nature of such interest;
- (11) a listing of any determination by a federal, state, or city regulatory agency of a violation by such applicant of laws or regulations relating to the conduct of the applicant's business where such violation has resulted in the suspension or revocation of a permit, license, or other permission required in connection with the operation of such business or in a civil fine, penalty, settlement, or injunctive relief;
- (12) a listing of all criminal convictions, in any jurisdiction, of the applicant, except where such disclosure is protected by Subdivision 16 of Section 296 of Article 15 of the New York State Executive Law;
- (13) a Federal or State tax identification number; and
- (14) such other information that the Commission deems appropriate.

(b) Notwithstanding any provision of this subchapter:

(1) the Commission may, when there is reasonable cause to believe that an applicant for registration as a wholesale seafood business or seafood delivery business or any or all of the principals of such applicant business does not possess good character, honesty, and integrity, require that any or all such principals be fingerprinted by a person designated for such purpose by the Commission and pay the prescribed fee for the purpose of obtaining criminal history records and provide to the Commission the disclosure required by the form

provided to the Commission. The Commission also may require such additional information, in lieu of or in addition to such fingerprinting and/or disclosure, including without limitation documents and an in-person interview, as the Commission determines is appropriate and reasonable to render a determination.

(2) If at any time subsequent to the registration of a wholesale seafood business or a seafood delivery business, the Commission has reasonable cause to believe that any or all of the principals, employees or agents of such business do not possess good character, honesty, and integrity, the Commission may require that any or all of such principals be fingerprinted by a person designated for such purpose by the Commission and pay the fee prescribed by the Division of Criminal Justice Services for the purpose of obtaining criminal history records and provide the disclosure required by the form provided by the Commission. The Commission also may require additional information, in lieu of or in addition to such fingerprinting and/or disclosure, including, without limitation, documents and an in-person interview, as the Commission determines is appropriate and reasonable to render a determination.

(c) If a renewal application is not submitted to the Commission within the time period required by the Commission, the Commission may reject the renewal application and instead require the applicant to file a new application in accordance with the provisions pertaining to the application process as set forth in Chapter 1-A of Title 22 of the Code and this subchapter.

Section 30. Section 12-15 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 12-15. Wholesale Seafood Business Operations.

(a) Registration not transferable.

(1) A wholesale seafood business [shall] must not transfer its registration or registration number as part of the sale of such business.

(2) A wholesaler [shall] must not allow the use by any other person of the registration or registration number or the name of the business to which such registration has been issued.

(3) A wholesaler [shall] must not allow any other person to place seafood in the space which the wholesaler has subleased from a cooperative association, except that a wholesaler may, as provided in Subdivision d of Section 22-209 of the Code, permit the use of such space by another registered wholesaler who has received a shipment of seafood that cannot be accommodated in the space from which such registered wholesaler operates. No fee may be charged for such temporary use and any such use must be reported to the Commission as soon as practicable, with details specifying the dates, times, and extent of such use. A wholesaler may also, as set forth in Subdivision e of Section 22-209 of the Code and, pursuant to the provisions regarding approval of the Commission and limitations upon the charging of fees set forth in such subdivision, allow the use by no more than one (1) other registered wholesaler on other than a temporary basis of no more than forty-nine (49) percent of the space which the wholesaler has subleased from a cooperative association.

(b) Furnishing and display of registration numbers.

(1) A wholesaler [shall] must furnish, by telephone or in writing, to each supplier, distributor, or other person from whom the wholesaler orders or agrees to receive seafood the registration number and the name of the business to which such registration number has been issued.

(2) The name and registration number of a wholesale seafood business [shall] must be affixed and prominently displayed on all premises from which such wholesale seafood business is conducted.

(c) Record keeping.

(1) Wholesalers [shall] must retain copies of all bills from and records of payments to unloaders, suppliers, and shippers of seafood and payment from retailers. Such bills and records [shall] must accurately reflect the amount of seafood involved in each transaction and [shall] must, along with all other records produced in the normal course of business, be retained for a minimum of thirty-six (36) months, and [shall] must be made available for immediate inspection and/or copying upon request by the market manager or a designee of the market manager or an employee of the Commission. Electronic copies of such books and records [shall be] are acceptable.

(2) Wholesalers or a designee of the wholesaler [shall] must sign each bill of lading acknowledging delivery and receipt of the seafood indicated thereon, noting any discrepancies.

(d) [Worker's] Workers' Compensation Insurance. A wholesaler [shall] must submit proof that it has obtained the required [Worker's Compensation and disability benefits coverage] Workers' Compensation and Disability Benefits Coverage, or that it is exempt from Section 57 of the [Worker's] Workers' Compensation Law, and Subdivision [eight] 8 of Section 220 of the Disability Benefits Law.

(1) Proof of coverage can be established by submitting the following [Worker's] Workers' Compensation Board forms:

- (i) C-105.2 Application for Certificate of [Worker's] Workers' Compensation Insurance;
- (ii) DB-120.1 Employer's Application for Certificate of Compliance with Disability Benefits Law;
- (iii) S1-12 Affidavit certifying that compensation has been secured;

(2) Proof that no coverage is required can be provided by submitting the following [Worker's] Workers' Compensation Board form[;];

- (i) C-105.21 Statement that applicant does not require [Worker's] Workers' Compensation or Disability Benefits Coverage.

(e) Liability insurance. A wholesaler [shall] must procure and maintain throughout the term of the registration the following types of insurance against claims for injuries to persons or damages to property which may arise from or in connection with the wholesale business. The wholesaler may purchase such policies in conjunction with one (1) or more other wholesalers, provided that the following coverages described in this subdivision are maintained with respect to each wholesaler:

(1) Commercial general liability insurance with liability limits of no less than one million dollars (\$1,000,000) combined single limit per occurrence for bodily injury, personal, and property damage. The maximum deductible for such insurance shall be no more than twenty-five thousand dollars (\$25,000).

(2) Business automobile liability insurance covering every vehicle operated by the wholesaler, whether or not owned by wholesaler, and every vehicle hired by the wholesaler with liability limits of no less than one million dollars (\$1,000,000) combined single limit per accident for bodily injury and property damage.

(f) (1) The policy or policies of insurance required by this section [shall] must name the Commission as certificate holder and [shall] must be endorsed to state that the coverage [shall] must not be suspended, voided, canceled, reduced in coverage, or in limits except upon sixty (60) days prior written notice to the Commission.

(2) A wholesaler [shall] must demonstrate that it has secured the insurance coverage required, pursuant to this subdivision and [shall] must maintain such required insurance coverage throughout the term of the registration. Failure to maintain continuous insurance coverage meeting the requirements of these rules will result in revocation of the registration.

(3) All required policies of insurance [shall] must be obtained from a company, or companies, duly authorized to do business in the State of New York with a Best's rating of no less than A:X unless specific approval has been granted by the Commission to accept a company with a lower rating.

(4) [Two (2)] A [certificates] certificate of insurance effecting the required coverage and signed by a person authorized by the insurer to bind coverage on its behalf, must be delivered to the Commission prior to the effective date of the [license] registration. Delivery to the Commission's offices may be made in person, by first class mail, or by e-mail to Licensing@bic.nyc.gov.

(g) Payment bond. A wholesaler [shall] must, in the discretion of the Commission, procure and maintain a payment bond or other security ensuring payment to suppliers of such wholesaler or to unloading businesses in an amount, if any, to be determined by the Commission taking into account such factors as the wholesaler's volume of business and credit worthiness. The requirement of a payment bond, or other security that the Commission in its discretion so requires, may be imposed by the Commission at any time, including after a registration has been issued.

Section 31. Section 12-16 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 12-16. Seafood Delivery Operations.

A seafood deliverer shall be subject to the requirements for conducting a seafood delivery business that are contained in this section.

(a) The market manager may designate an area or areas within the market area where seafood deliverers [shall] must park while picking up seafood from wholesalers for delivery.

(b) (1) Seafood deliverers [shall] must possess a valid driver's license as required by Section 501 of the Vehicle and Traffic Law.

(2) All vehicles employed in a seafood delivery business [shall] must possess: proper vehicle registration as required by Section 401 of the Vehicle and Traffic Law; and insurance coverage required by Article 6 of the Vehicle and Traffic Law.

(c) A seafood deliverer [shall] must not offer to sell seafood for sale within the market area for resale to the public unless the seafood deliverer is also registered as a wholesaler.

(d) Seafood deliverers [shall] must comply at all times with all applicable federal, state, and city regulations regarding the proper handling of seafood.

(e) [Worker's] Workers' Compensation Insurance. A seafood deliverer [shall] must submit proof that it has obtained the required [Worker's] Compensation and disability benefits coverage [Workers' Compensation and Disability Benefits Coverage, or that it is exempt from Section 57 of the [Worker's] Workers' Compensation Law, and Subdivision [eight] 8 of Section 220 of the Disability Benefits Law.

(1) Proof of coverage can be established by submitting the following [Worker's] Workers' Compensation Board forms:

- (i) C-105.2 Application for Certificate of [Worker's] Workers' Compensation Insurance;
- (ii) DB-120.1 Employer's Application for Certificate of Compliance with Disability Benefits Law;
- (iii) S1-12 Affidavit certifying that compensation has been secured;

(2) Proof that no coverage is required can be provided by submitting the following Workers[s] Compensation Board form[;];

- (i) C-105.21 Statement that applicant does not require [Worker's] Workers' Compensation or Disability Benefits Coverage.

(f) Liability insurance. A seafood deliverer [shall] must procure and maintain throughout the term of the registration the following types of insurance against claims for injuries to persons or damages to property which may arise from or in connection with the seafood deliverer's business. The seafood deliverer may purchase such policies in conjunction with one (1) or more other seafood deliverers, provided that the following coverages described in this subdivision are maintained with respect to each seafood deliverer:

(1) Commercial general liability insurance with liability limits of no less than one million dollars (\$1,000,000) combined single limit per occurrence for bodily injury, personal, and property damage. The maximum deductible for such insurance shall be no more than twenty-five thousand dollars (\$25,000).

(2) Business automobile liability insurance covering every vehicle operated by the seafood deliverer, whether or not owned by the seafood deliverer, and every vehicle hired by the seafood deliverer with liability limits of no less than one million dollars (\$1,000,000) combined single limit per accident for bodily injury and property damage.

(g) (1) The policy or policies of insurance required by this section [shall] must name the Commission as certificate holder and [shall] must be endorsed to state that the coverage [shall] must not be suspended, voided, canceled, reduced in coverage, or in limits except upon sixty (60) days prior written notice to the Commission.

(2) A seafood deliverer [shall] must demonstrate that it has secured the insurance coverage required, pursuant to this subdivision and [shall] must maintain such required insurance coverage throughout the term of the registration. Failure to maintain continuous insurance coverage meeting the requirements of these rules will result in revocation of the registration.

(3) All required policies of insurance [shall] must be obtained from a company, or companies, duly authorized to do business in the State of New York with a Best's rating of no less than A:X unless specific approval has been granted by the Commission to accept a company with a lower rating.

(4) [Two (2)] A [certificates] certificate of insurance effecting the required coverage and signed by a person authorized by the insurer to bind coverage on its behalf, must be delivered to the Commission prior to the effective date of the [license] registration. Delivery to the Commission's offices may be made in person, by first class mail, or by e-mail to Licensing@bic.nyc.gov.

Section 32. Section 12-25 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 12-25. Notice.

Unless otherwise provided, all notices, pursuant to Chapter 1-A of Title 22 of the Code or this subchapter, including but not limited to notice related to hearings, violations, and [subpoenas] subpoenae, may be served by first class mail addressed to the business address provided to the Commission by the applicant, licensee, registrant, or photo identification card holder[, or on the license or registration issued to the business]. All such notices served on an employee or agent may be served by first class mail to the address listed for such employee or agent in the information provided to the Commission. Such notice also may be served by personal service or in any other manner reasonably calculated to achieve actual notice, including but not limited to any method authorized in the Civil Practice Law and Rules.

Section 33. Section 14-07 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 14-07. Issuance of Photo Identification Cards.

(a) A person wishing to apply for a photo identification card [shall] must provide the information required in the application form provided by the Commission, which form [shall] must be signed and certified under penalty of perjury by the applicant. The application [shall] must include, but not be limited to, the following information: name, address, and telephone number(s) of the applicant, the applicant's employment history, the applicant's business interests, and any other such information required by the Commission.

(b) Persons required to have photo identification cards [shall] must notify the Commission of any material change in the information submitted, pursuant to Subdivision (a) of this section, including without limitation, any change in employment, as well as any arrests or criminal convictions, except where such disclosure is protected by Subdivision 16 of Section 296 of Article 15 of the New York State Executive Law; and shall notify the Commission, in a signed and notarized writing, of any such change within ten (10) business [calendar] days thereof.

(c) Notwithstanding any provision of this subchapter, the Commission may, when there is reasonable cause to believe that an applicant for or holder of a photo identification card does not possess good character, honesty, and integrity, require that such person be fingerprinted by a person designated for such purpose by the Commission, pay the fee prescribed by the Division of Criminal Justice Services for the purpose of obtaining criminal history records, and provide to the Commission the disclosure required by the form provided by the Commission. The Commission also may require such additional information in lieu of or in addition to such fingerprinting and/or disclosure, including without limitation documents and/or an in-person interview, as the Commission determines is appropriate and reasonable to render a determination.

[(2)] (d) The Commission may refuse to issue a photo identification card for the reasons set forth in Subdivisions b, d, and e of Section 22-259 of the Code[,], or may defer a decision whether to issue such card when there is an indictment or a criminal or civil action pending against or involving the applicant as provided in Paragraph (b)(ii) of such section.

[(d)] (e) Where the staff of the Commission recommends that the Commission refuse, pursuant to Section 22-259 of the Code, to issue a photo identification card, the applicant shall be notified in writing of the reasons for the proposed refusal of such photo identification card and that the applicant may, within ten (10) business days of the date of such notification, respond in writing to the Commission setting forth the reasons such applicant believes that it should not be denied such photo identification card. In the exercise of its discretion, the Commission, considering the reasons for the proposed refusal to issue the photo identification card, the nature of the issues raised in connection therewith, and the response submitted by the applicant, may make a final determination regarding the issuance of such photo identification card or afford the applicant such further opportunity to be heard in such proceeding as is deemed appropriate. A final determination and the reasons therefor shall be communicated to the applicant in writing.

Section 34. Section 14-09 of Title 17 of the Rules of the City of New York is amended to read as follows:

§ 14-09. Market Business Operations.

(a) (1) A market business [shall] must not transfer its registration number as part of the sale of such market business.

(2) A market business [shall] must not allow the use by any other person of the registration number or the name of the business to which such registration number has been issued. [In the event that] If a market business seeks to sublease or otherwise allow the use of its premises, or any portion thereof, for the operation of a market business by another person, where such sublease is permitted under the terms of the lease, the [Commissioner] Chairperson may, upon application and payment of the required fee by the prospective sublessee, pursuant to the provisions of these rules, issue a registration number to such sublessee. Absent the issuance of such registration number, no market business may permit a sublessee to operate a market business on such premises.

(b) The name and registration number of a market business [shall] must be affixed and prominently displayed on all premises and vehicles from which such market business is conducted.

(c) Market businesses [shall] must retain copies of all invoices and other documents reflecting deliveries or payments from or to suppliers and customers. Such books and records [shall] must accurately reflect the amount of goods or services involved in each transaction, and [shall] must, along with all other records produced or received in the normal course of business, be retained for a minimum of thirty-six (36) months, and [shall] must be made available for immediate inspection and/or copying upon request by the market manager or a designee of the market manager or an employee of the Commission. Electronic copies of such books and records [shall be] are acceptable.

(d) A market business [shall] must submit proof that it has obtained the required Workers' Compensation and Disability Benefits Coverage, or that it is exempt from Section 57 of the [Worker's] Workers' Compensation Law, and Subdivision [eight] 8 of Section 220 of the Disability Benefits Law.

(1) Proof of coverage can be established by submitting the following [Worker's] Workers' Compensation Board forms:

- (i) C:105.2 Application for Certificate of [Worker's] Workers' Compensation Insurance;
- (ii) DB-120.1 Employer's Application for Certificate of Compliance with Disability Benefits Law;
- (iii) S1-12 Affidavit certifying that compensation has been secured;

(2) Proof that no coverage is required can be provided by submitting the following [Worker's] Workers' Compensation Board form[;]:

- (i) C-105.21 Statement that applicant does not require [Worker's] Workers' Compensation or Disability Benefits Coverage.

(e) Liability Insurance. A market business [shall] must procure and maintain throughout the term of the registration the following types of insurance against claims for injuries to persons or damages to property which may arise from or in connection with the market business.

(1) Commercial General Liability insurance with liability limits of no less than one million dollars (\$1,000,000) combined single limit per occurrence for bodily injury, personal, and property damage. The maximum deductible for such insurance shall be no more than twenty-five thousand dollars (\$25,000).

(2) Business Automobile Liability Insurance covering every vehicle operated by the market business, whether or not owned by the market business, and every vehicle hired by the applicant with liability limits of no less than one million dollars (\$1,000,000) combined single limit per accident for bodily injury and property damage.

(f) The policy or policies of insurance required by this rule [shall] must name the City of New York and the Commission and any other agency or entity of the City as may be required as parties insured thereunder, and [shall] must be endorsed to state that coverage [shall] must not be suspended, voided, canceled, reduced in coverage, or in limits except upon sixty (60) days prior written notice to the Commission. Failure to maintain continuous insurance coverage meeting the requirements of these rules will result in revocation or suspension of registration. Such policy or policies of insurance [shall] must be obtained from a company, or companies, duly authorized to do business in the State of New York with a Best's rating of no less than A:X unless specific approval has been granted by the Commission to accept a company with a lower rating. [Two (2)] A [certificates] certificate of insurance effecting the required coverage and signed by a person authorized by the insurer to bind coverage on its behalf, must be delivered to the Commission prior to the effective date of the [license] registration. Delivery to the Commission's offices may be made in person, by first class mail or by e-mail to Licensing@bic.nyc.gov. A registrant [shall] must demonstrate that the registrant has secured the insurance coverage required, pursuant to this section and [shall] must maintain such required insurance coverage throughout the term of the registration.

(g) A market business shall be jointly and severally liable for any violation of Chapter 1-B of Title 22 of the Code or of this subchapter by any of its employees or agents.

(h) Each market business [shall] must permit the Commission, or any person designated by the Commission, to enter its premises whenever in the discretion of the Commission such entry is necessary.

• m6

Notice of Public Hearing and Opportunity to Comment on Proposed Rules

What are we proposing? The New York City Business Integrity Commission (the "Commission" or "BIC") is proposing to amend Title 17 of the Rules of the City of New York relating to the maximum rates permitted to be charged by a licensee for the collection, removal, disposal, or recycling of trade waste.

When and where is the hearing? BIC will hold a public hearing on the proposed rule. The public hearing will take place from 2:00 P.M. to 3:00 P.M. on April 9, 2018. The hearing will be in the 2nd Floor, Conference Room Number 2-160A, at 100 Church Street, New York, NY 10007. This location has the following accessibility option(s) available: Wheelchair Accessible.

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

- **Website.** You can submit comments to BIC through the NYC rules

website at <http://rules.cityofnewyork.us>.

- **Email.** You can email written comments to sarrona@bic.nyc.gov.
- **Mail.** You can mail written comments to Business Integrity Commission, 100 Church Street, 20th Floor, New York, NY 10007.
- **Fax.** You can fax written comments to BIC at (646) 500-7113.
- **By speaking at the hearing.** Anyone who wants to comment on the proposed rule at the public hearing must sign up to speak. You can sign up before the hearing by calling (212) 437-0523. You can also sign up in the hearing room before the hearing begins on April 9, 2018. You can speak for up to three minutes.

Is there a deadline to submit written comments? Yes, you must submit written comments by April 9, 2018.

What if I need assistance to participate in the hearing? You must contact the Business Integrity Commission if you need a reasonable accommodation of a disability at the hearing. You must tell us if you need a sign language interpreter. You can tell us by mail at 100 Church Street, 20th Floor, New York, NY 10007. You may also tell us by telephone at (212) 437-0523 or email at sarrona@bic.nyc.gov. Advance notice is requested to allow sufficient time to arrange the accommodation. Please tell us by April 2, 2018.

This location has the following accessibility option(s) available: Wheelchair Accessible.

Can I review the comments made on the proposed rules? You can review the comments made online on the proposed rules by going to the website at <http://rules.cityofnewyork.us>. A few days after the hearing, a transcript of the hearing and copies of the written comments will be available to the public at BIC's offices.

What authorizes BIC to make this rule? Sections 1043(a) and 2101(b) of the City Charter authorize BIC to make these proposed rules. This proposed rule was included in BIC's regulatory agenda for this Fiscal Year.

Where can I find BIC's rules? BIC's rules are in Title 17 of the Rules of the City of New York.

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

Statement of Basis and Purpose of Proposed Rule

Under Section 2101 of the New York City Charter, the Commission is authorized to regulate the trade waste industry and ensure businesses are able to operate in an honest and competitive environment free from the influences of organized crime and criminality. BIC is also authorized under Sections 16-504(b) and (i) and 16-519 of the Administrative Code to set by rule the maximum rates by weight and by volume that trade waste haulers can charge for the removal of putrescible and recyclable commercial waste. Rates were last adjusted in 2016.

In accordance with Section 16-519 of the Administrative Code, any change that BIC proposes to the maximum rates must be based on a fair and reasonable return to the licensees who provide waste removal services to commercial establishments in New York City while also protecting those using these services from excessive or unreasonable charges. To achieve this balance, BIC established an administrative procedure that provides greater transparency, standardization and regularity in the rate-setting process. Pursuant to Title 17, Chapter 1, § 5-02(f) of the Rules of the City of New York ("RCNY"), BIC held a hearing on October 18, 2017, relating to the maximum rates charged by a licensee for the collection, removal, disposal, or recycling of trade waste. The hearing was attended by representatives of the trade waste industry and other interested parties, some of whom testified at the hearing and submitted written testimony.

The Commission has carefully evaluated the evidence provided throughout the process, including the oral statements made at the October 18, 2017 hearing and the written statements provided both prior to and after the hearing. In accordance with the process outlined in RCNY Title 17, Chapter 1, § 5-02(g), BIC has reviewed the Producer Price Index, as published by the United States Department of Labor Bureau of Labor Statistics, and other relevant factors affecting the trade waste industry and its customers, including but not limited to data contained in financial statements that licensees are required to file with BIC, as well as certain data regarding increases in operating and capital costs provided to BIC by members of the trade waste industry. As a result of its analysis, BIC proposes to increase by 5.6% the current maximum rates that trade waste haulers can charge. This increase would result in maximum rates of:

- \$19.93 per cubic yard
- \$13.07 per 100 pounds

BIC's authority for these rules is found in Sections 1043(a) and 2101(b) of the New York City Charter.

New text is underlined; deleted text is in [] brackets.

Section 1. Subdivision (a) of Section 5-02 of subchapter E of Chapter 1 of Title 17 of the Rules of the City of New York is amended to read as follows:

(a) A trade waste removal business [shall] must not demand, charge, exact, or accept rates for the collection, removal, disposal, or recycling of trade waste greater than the following maximum rates:

- (1) [~~\$18.87~~] \$19.93 per cubic yard.
- (2) [~~\$12.38~~] \$13.07 per 100 pounds.

(3) Exempt Waste. This subdivision [shall] does not apply to the removal of construction and demolition debris, infectious medical waste, covered electronic equipment as defined in § 421 of Chapter 16 of the Code, waste from grease interceptors as defined in § 19-119(a) of Title 15 of the Rules of the City of New York, and paper that is collected for the purpose of shredding or destruction by the licensee.

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

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

RULE TITLE: Amendment of Maximum Rates Allowed for Handling of Trade Waste

REFERENCE NUMBER: 2018 RG 014

RULEMAKING AGENCY: Business Integrity Commission

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

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

/s/ STEVEN GOULDEN
Acting Corporation Counsel

Date: February 13, 2018

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

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

RULE TITLE: Amendment of Maximum Rates Allowed for Handling of Trade Waste

REFERENCE NUMBER: BIC-8

RULEMAKING AGENCY: Business Integrity Commission

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

- Is understandable and written in plain language for the discrete regulated community or communities;
- Minimizes compliance costs for the discrete regulated community or communities consistent with achieving the stated purpose of the rule; and
- Does not provide a cure period because a cure period is not practicable under the circumstances.

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

February 13, 2018
Date

Accessibility questions: Salvador Arrona, sarrona@bic.nyc.gov, by: Monday, April 2, 2018, 5:00 P.M.



SPECIAL MATERIALS

CITYWIDE ADMINISTRATIVE SERVICES

NOTICE

On December 29, 2017, Governor Andrew Cuomo signed Senate Bill S6513B, which amends Section 311 of the New York City Charter, to allow agencies to make procurements of goods and services for amounts not exceeding one hundred and fifty thousand dollars (\$150,000.00) from New York City-Certified Minority and Women-Owned business enterprises (M/WBEs). On February 1, 2018, the Mayor's Office of Contract Services (MOCS) approved an Innovative Procurement Method, pursuant to Procurement Policy Board Rule 3-12 allowing agencies to temporarily utilize this new purchasing authority.

Now, as permitted by Subsection 329(d) of the City Charter with approval from the Mayor and Comptroller of the City of New York, I authorize agencies to procure goods from M/WBEs not exceeding \$150,000, in accordance with the Innovative Method described above for as long as such method may be used. This approval is supported by MOCS, the Comptroller and the Mayor's Office for Minority- and Women-Owned Business Enterprises.

Notwithstanding the above, the DCAS Division of Municipal Supply Services (DMSS) will continue processing all fuel, furniture and vehicle purchases, regardless of dollar value.

◀ m6

COMPTROLLER

NOTICE

NOTICE OF ADVANCE PAYMENT OF AWARDS, PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre Street, Room 629, New York, NY 10007, 5/9/2018 to the person or persons legally entitled an amount as certified to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Damage Parcel No.	Block	Lot
1	1790	1

Acquired in the proceeding entitled: FIFTEENTH AMENDED HARLEM-EAST HARLEM URBAN RENEWAL PLAN (EAST 125TH STREET), STAGE 1 subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

Scott M. Stringer
Comptroller
f26-m9

MAYOR'S OFFICE OF CONTRACT SERVICES

NOTICE

Notice of Intent to Issue New Solicitation(s) Not Included in FY 2018 Annual Contracting Plan and Schedule

NOTICE IS HEREBY GIVEN that the Mayor will be issuing the following solicitation(s) not included in the FY 2018 Annual Contracting Plan and Schedule that is published, pursuant to New York City Charter § 312(a):

Agency: Department of Parks and Recreation
Description of services sought: Construction Supervision Services for the reconstruction of a pedestrian bridge over Amtrak Railroad, located North of the George Washington Bridge between West 180th and West 181st Streets in Fort Washington Park, Borough of Manhattan, (M028-115M)
Start date of the proposed contract: 12/1/2018
End date of the proposed contract: 6/1/2020

Method of solicitation the agency intends to utilize: Task Order
Personnel in substantially similar titles within agency: Project Managers, Associate Project Managers, Construction Project Managers, Construction Project Manager Interns
Headcount of personnel in substantially similar titles within agency: 162

◀ m6

Notice of Intent to Issue New Solicitation(s) Not Included in FY 2018 Annual Contracting Plan and Schedule

NOTICE IS HEREBY GIVEN that the Mayor will be issuing the following solicitation(s) not included in the FY 2018 Annual Contracting Plan and Schedule that is published, pursuant to New York City Charter § 312(a):

Agency: Department of Parks and Recreation
Description of services sought: Landscape Architectural Design Services for the retrofit of six (6) existing Queens Parklands with Green Infrastructure, in accordance with NYC DEP and NYC DPR standards.
Start date of the proposed contract: 2/26/2018
End date of the proposed contract: 2/26/2019
Method of solicitation the agency intends to utilize: Task Order
Personnel in substantially similar titles within agency: Landscape Architects, Assistant Landscape Architects, Landscape Architect Interns, Project Managers, Associated Project Managers
Headcount of personnel in substantially similar titles within agency: 202

Agency: Department of Parks and Recreation
Description of services sought: Construction Supervision Services for the reconstruction of Bartlett Playground and Comfort Station, located at Whipple Street and Bartlett Street, between Throop Avenue and Flushing Avenue in the Borough of Brooklyn, (B286-216M)
Start date of the proposed contract: 5/6/2019
End date of the proposed contract: 1/29/2021
Method of solicitation the agency intends to utilize: Task Order
Personnel in substantially similar titles within agency: Project Managers, Associated Project Managers, Construction Project Managers, Construction Project Manager Interns
Headcount of personnel in substantially similar titles within agency: 165

◀ m6

CHANGES IN PERSONNEL

POLICE DEPARTMENT FOR PERIOD ENDING 02/09/18						
NAME	TITLE	NUM	SALARY	ACTION	PROV EFF DATE	AGENCY
STERN	CASSANDR N	1002A	\$81638.0000	INCREASE	NO 11/24/17	056
STITH	BRIASIA K	70205	\$13.5000	APPOINTED	YES 01/19/18	056
STOKES	RICHARD C	70210	\$85292.0000	RETIRED	NO 10/28/17	056
SUCCES	STENLEY	70210	\$42500.0000	APPOINTED	NO 01/10/18	056
SUTRABAN	RAKESH	71651	\$38625.0000	APPOINTED	NO 01/16/18	056
TALUKDER	MUHAMMAD F	71651	\$38625.0000	APPOINTED	NO 01/16/18	056
TAM	PETER	70235	\$106175.0000	RETIRED	NO 01/21/18	056
TARIQ	ARSHID	71651	\$38625.0000	APPOINTED	NO 01/16/18	056
TAVERAS	LOUILLY J	70210	\$42500.0000	PROMOTED	NO 01/10/18	056
TAYLOR	CATRINA	71651	\$37198.0000	RESIGNED	NO 01/30/18	056
TAYLOR	WILLIAM C	71651	\$38625.0000	APPOINTED	NO 01/16/18	056
TAYLOR- REDDING	CHRISTIN D	70210	\$46795.0000	RESIGNED	NO 02/04/06	056
TITUS	COREY J	70210	\$42500.0000	APPOINTED	NO 01/10/18	056
TORRES	MARTIN D	70210	\$85292.0000	RETIRED	NO 10/31/17	056
UDDIN	MOHAMMED	71651	\$38625.0000	APPOINTED	NO 01/16/18	056
UDDIN	NIZAM	71651	\$30706.0000	APPOINTED	NO 01/16/18	056
UGALDE	GEORGE J	91940	\$361.4800	APPOINTED	YES 01/21/18	056
VALDOVINOS	KELVYN	70210	\$42500.0000	APPOINTED	NO 01/10/18	056
VARGAS	HECTOR S	70210	\$42500.0000	APPOINTED	NO 01/10/18	056
VEGA	LILLIAN	90644	\$34364.0000	RETIRED	YES 02/01/18	056
VENEZIANO	JOSEPH B	7026F	\$185281.0000	PROMOTED	NO 01/30/18	056
VINES	KATHERIN L	70205	\$13.5000	APPOINTED	YES 01/19/18	056
WEDIN	HARRY J	7026X	\$224453.0000	PROMOTED	NO 01/18/18	056

POLICE DEPARTMENT FOR PERIOD ENDING 02/09/18						
NAME	TITLE	NUM	SALARY	ACTION	PROV EFF DATE	AGENCY
WEINER	ANDREW S	71651	\$38986.0000	RESIGNED	NO 01/30/18	056
WELSch	PETER J	70210	\$85292.0000	RETIRED	NO 10/31/17	056
WHITE	ANTHONY	71651	\$38625.0000	APPOINTED	NO 01/16/18	056
WILLIAMS	JANINE M	70210	\$42500.0000	PROMOTED	NO 01/10/18	056

WILLIAMS	KIA	N	71651	\$38625.0000	APPOINTED	NO	01/16/18	056
WILLIAMS	MARIAH	N	70205	\$13.5000	RESIGNED	YES	01/20/18	056
WILLIAMS	TAIJA	V	71651	\$38625.0000	APPOINTED	NO	01/16/18	056
WILSON	DONALD		71012	\$37828.0000	RESIGNED	NO	01/25/18	056
WILSON	MARRILER	R	71651	\$38625.0000	APPOINTED	NO	01/16/18	056
WILSON	RACQUELL	H	71651	\$38625.0000	APPOINTED	NO	01/16/18	056
WONG	JIMMY		70235	\$86354.0000	PROMOTED	NO	01/22/18	056
WRBA	SCOTT		70210	\$42500.0000	APPOINTED	NO	01/10/18	056
WRIGHT	QUINTINA	A	70205	\$13.5000	APPOINTED	YES	01/19/18	056
XIA	JASON		70210	\$42500.0000	APPOINTED	NO	01/10/18	056
YACOB	MAGDY		10026	\$106580.0000	APPOINTED	NO	11/24/17	056
YANKANA	SHANTA	D	70210	\$42500.0000	PROMOTED	NO	01/10/18	056
YATES	MONA	F	71651	\$38625.0000	APPOINTED	NO	01/16/18	056
YOVINO	JOSEPH	V	92575	\$112821.0000	PROMOTED	NO	11/21/17	056
ZERLING	RANDY	M	70235	\$86354.0000	PROMOTED	NO	01/22/18	056
ZHENG	NI		71651	\$38625.0000	APPOINTED	NO	01/16/18	056
ZINALI	MD	G	71651	\$38625.0000	APPOINTED	NO	01/16/18	056

FIRE DEPARTMENT
FOR PERIOD ENDING 02/09/18

TITLE								
NAME		NUM	SALARY	ACTION	PROV	EFF DATE	AGENCY	
ASSENZA	CHRISTOP	M	31643	\$65514.0000	INCREASE	NO	01/14/18	057
BALROOP	STEPHANI	K	22425	\$55170.0000	APPOINTED	NO	12/17/17	057
BARAHONA	JORGE	A	31840	\$71300.0000	APPOINTED	YES	01/28/18	057
BELENKIY	SIMON		31662	\$74430.0000	RETIRED	NO	01/21/18	057
BENNETT	STEVEN	T	70310	\$85292.0000	RETIRED	NO	10/02/17	057
BORCHARD	SOFYA	P	30087	\$109153.0000	APPOINTED	YES	01/28/18	057
BRENNER	LAUREN		71010	\$38403.0000	RESIGNED	NO	01/03/18	057
BREYKIN	DENIS		92510	\$277.0400	APPOINTED	NO	01/28/18	057
CHEN	JUN HUNG		92510	\$287.1200	APPOINTED	NO	01/21/18	057
CHOKALOV	ALEXANDE		31643	\$65514.0000	INCREASE	NO	01/14/18	057
COLON JR	ROBERTO		92510	\$277.0400	APPOINTED	NO	01/21/18	057
CORIC	STEVE	M	92510	\$287.1200	APPOINTED	NO	01/21/18	057
COTTON	JOSE	L	31643	\$65514.0000	INCREASE	NO	01/14/18	057
D'EMIC	JOSEPH	J	70360	\$109360.0000	RETIRED	NO	10/21/17	057
DANIELSEN	KENNETH		70370	\$126188.0000	PROMOTED	NO	01/06/18	057
DHANPASH	SHIVANAN		13621	\$57223.0000	APPOINTED	YES	01/21/18	057
FINNERAN	MICHAEL	P	53053	\$53163.0000	RETIRED	NO	01/21/18	057
FLEMING	RYAN	A	53053	\$35254.0000	RESIGNED	NO	01/27/18	057
GASTON-SHIRER	MARTIN	D	71010	\$38403.0000	RESIGNED	NO	01/17/18	057
GIANNINI	MARK	A	70310	\$85292.0000	RETIRED	NO	10/30/17	057

FIRE DEPARTMENT
FOR PERIOD ENDING 02/09/18

TITLE								
NAME		NUM	SALARY	ACTION	PROV	EFF DATE	AGENCY	
GIGANTI	MICHAEL		92510	\$277.0400	APPOINTED	NO	01/21/18	057
HARRIS	TAMEKA	T	53053	\$50604.0000	RESIGNED	NO	01/30/18	057
HURWITZ	KAREN	L	53050	\$120612.0000	INCREASE	YES	01/21/18	057
JAMIESON	SHANE		70310	\$85292.0000	RETIRED	NO	10/02/17	057
JEMERSON-OLIVER	AARON	D	53053	\$37914.0000	APPOINTED	NO	12/10/17	057
JOVIN	JEFFREY		53054	\$65226.0000	APPOINTED	NO	12/10/17	057
JOYCE	TIMOTHY	P	53053	\$37914.0000	APPOINTED	NO	12/10/17	057
KALAMARAS	MICHAEL	P	53053	\$43901.0000	APPOINTED	NO	12/10/17	057
KANE	MICHAEL	A	53053	\$43901.0000	APPOINTED	NO	12/10/17	057
KANZENBERG	KYLE		53053	\$53135.0000	APPOINTED	NO	12/10/17	057
KASOUF	JONATHAN		53053	\$37914.0000	APPOINTED	NO	12/10/17	057
KELLY	MATTHEW	T	53053	\$43901.0000	APPOINTED	NO	12/10/17	057
KHAN	AVIER		53053	\$37914.0000	APPOINTED	NO	12/10/17	057
KING	JOHN	C	31643	\$65514.0000	INCREASE	NO	01/14/18	057
KLEB	KYLE	J	53053	\$50604.0000	APPOINTED	NO	12/10/17	057
KNOWLES	KERONE	D	53053	\$50604.0000	APPOINTED	NO	12/10/17	057
KUHL	DYLAN	J	53053	\$43901.0000	APPOINTED	NO	12/10/17	057
KUN	EDMUND		31643	\$65514.0000	INCREASE	NO	01/14/18	057
LACERTOSA	MARCO	R	53053	\$43901.0000	APPOINTED	NO	12/10/17	057
LADUCA	LUCIO		53054	\$53135.0000	APPOINTED	NO	12/10/17	057
LAPIETRA	MICHAEL	A	53053	\$43901.0000	APPOINTED	NO	12/10/17	057
LAUDENSLAGER	CHARLES	W	53053	\$43901.0000	APPOINTED	NO	12/10/17	057
LECONTE	ALLANTZ		53053	\$37914.0000	APPOINTED	NO	12/10/17	057
LEO	MICHAEL	N	70360	\$106175.0000	PROMOTED	NO	10/28/17	057
LESKE	CORINA	L	95005	\$125000.0000	INCREASE	YES	12/11/16	057
LEWIS	QUEDAR		53053	\$50604.0000	INCREASE	NO	12/13/17	057
LILLEN	DAVID	H	92510	\$277.0400	APPOINTED	NO	01/21/18	057
LUI	DAVID	L	53053	\$35254.0000	RESIGNED	NO	11/28/17	057
MATELA-MUNDY	CAROLINE	A	10251	\$38956.0000	APPOINTED	YES	10/29/17	057
MAZZEO	JOSEPH	A	71010	\$38403.0000	RESIGNED	NO	01/16/18	057
MCCLARITY	JEANETTE		10251	\$58887.0000	RETIRED	NO	01/30/18	057
MEEHAN	EDWARD	T	70360	\$109360.0000	RETIRED	NO	10/01/17	057
MILLER	LAKESHA	M	10026	\$159905.0000	APPOINTED	NO	11/26/17	057
MURPHY	JAMES	P	70392	\$95527.0000	RETIRED	NO	10/14/17	057
NAUTH	AMAR		92510	\$287.1200	APPOINTED	NO	01/21/18	057
OLSZEWSKI	JANICE		53053	\$137995.0000	RETIRED	NO	10/13/17	057
ORLANDO	CHRISTOP	J	53053	\$35254.0000	RESIGNED	NO	12/28/17	057
PETRIK	GREGORY	M	70310	\$85292.0000	RETIRED	NO	10/20/17	057
POULIN	KENNETH		70310	\$85292.0000	RETIRED	NO	10/18/17	057
PYATT	WAYNE	C	70310	\$85292.0000	RETIRED	NO	10/03/17	057
QUINTANA	ROY		92510	\$322.4000	RETIRED	NO	01/30/18	057
REDDAN	WILLIAM	J	70370	\$126188.0000	PROMOTED	NO	01/06/18	057
RIZZO	PATRICIA	A	10251	\$46479.0000	RETIRED	NO	02/02/18	057
RODRIGUEZ	GLORIA	E	10251	\$42839.0000	APPOINTED	NO	01/28/18	057
RUGGIERO	GREGORY		70310	\$85292.0000	RETIRED	NO	10/26/17	057
RUIZ	DOROTHY	P	10251	\$35715.0000	RETIRED	NO	02/01/18	057
SAMBULA	MAYRA	N	71010	\$38403.0000	RESIGNED	NO	01/23/18	057
SEABROOK	GREGORY		91762	\$377.6000	RETIRED	NO	01/25/18	057

SYLVESTER	GABRIEL		31662	\$67073.0000	INCREASE	NO	01/28/18	057
SZATKOWSKI	EUGENE	G	70360	\$109360.0000	RETIRED	NO	10/17/17	057
TAWIL	NATHAN	I	53053	\$43901.0000	RESIGNED	NO	01/02/18	057

FIRE DEPARTMENT
FOR PERIOD ENDING 02/09/18

TITLE								
NAME		NUM	SALARY	ACTION	PROV	EFF DATE	AGENCY	
TEDESCHI	ANTHONY	T	70365	\$125531.0000	RETIRED	NO	10/31/17	057
THEODORE JR	STANLEY	A	92071	\$370.1600	INCREASE	YES	11/26/17	057
TOW	DEAN	O	12626	\$52162.0000	RETIRED	NO	01/27/18	057
URETSKY	MEIR	D	31643	\$65514.0000	INCREASE	NO	01/14/18	057
WIGGLESWORTH	KYLE		53055	\$71202.0000	RETIRED	NO	01/21/18	057
WINT	JOSEPH		92510	\$322.4000	APPOINTED	NO	01/21/18	057
ZAMAN	SHAH	R	31643	\$65514.0000	INCREASE	NO	01/14/18	057
ZERILLI	RICHARD	L	70360	\$109360.0000	RETIRED	NO	10/19/17	057
ZINGER	ARTEM		31643	\$65514.0000	INCREASE	NO	01/14/18	057

NYC DEPT OF VETERANS' SERVICES
FOR PERIOD ENDING 02/09/18

TITLE								
NAME		NUM	SALARY	ACTION	PROV	EFF DATE	AGENCY	
DIXON	RONALD	J	95615	\$101000.0000	APPOINTED	YES	01/21/18	063
JAGROOP	EMILY	P	56058	\$72000.0000	APPOINTED	YES	01/28/18	063
WALTERS	MELISSA	D	95615	\$101750.0000	APPOINTED	YES	01/21/18	063

ADMIN FOR CHILDREN'S SVCS
FOR PERIOD ENDING 02/09/18

TITLE								
NAME		NUM	SALARY	ACTION	PROV	EFF DATE	AGENCY	
ATKINSON	MONICA	L	56057	\$42000.0000	APPOINTED	YES	01/21/18	067
BONDAD	PAULA	B	30087	\$76275.0000	INCREASE	YES	01/14/18	067
BOWMAN	CARL	A	10056	\$95000.0000	INCREASE	YES	10/05/17	067
BRISTOW	ANDREW	E	52295	\$44409.0000	RESIGNED	NO	02/02/18	067
CAMPBELL	MARCO	I	30080	\$40264.0000	RESIGNED	NO	01/28/18	067
CHAUDHARY	ANGELITA		52304	\$44718.0000	RETIRED	NO	02/02/18	067
CLARKE	NATOYA		52408	\$67980.0000	APPOINTED	YES	01/28/18	067
CONTENT	PRADINE	L	10016	\$87000.0000	APPOINTED	YES	01/28/18	067
CUEVAS	CRYSTAL	A	52366	\$51315.0000	RESIGNED	NO	01/21/18	067
CUEVAS	WALKY	Y	52366	\$51315.0000	RESIGNED	NO	01/28/18	067
DE LA CRUZ-IBRA	KCARIN		52366	\$51064.0000	RESIGNED	NO	01/13/14	067
DELGADO	ADRIANA		06771	\$62192.0000	RESIGNED	YES	01/31/18	067
DIAZ	ZORALDA		1002F	\$86718.0000	RETIRED	YES	02/01/18	067
DOWE	ANITA	M	1002C	\$67577.0000	PROMOTED	NO	12/17/17	067
EDREIRA	ANNA MAR		95600	\$97000.0000	INCREASE	YES	01/28/18	067
ELLIOTT	AUDREY	B	95600	\$105870.0000	RETIRED	YES	09/03/17	067
ELLIOTT	AUDREY	B	52367	\$77812.0000	RETIRED	NO	09/03/17	067
EPSTEIN	ROBIN	L	10026	\$61897.0000	INCREASE	YES	10/29/00	067
FRANCO	CYNTHIA		95600	\$103000.0000	INCREASE	YES	01/14/18	067

ADMIN FOR CHILDREN'S SVCS
FOR PERIOD ENDING 02/09/18

TITLE								
NAME		NUM	SALARY	ACTION	PROV	EFF DATE	AGENCY	
GALINDEZ	YAJAIRA		52366	\$54720.0000	RESIGNED	NO	01/21/18	067
GASTON	PETER	A	52295	\$38617.0000	RESIGNED	NO	01/07/18	067
GREEN	THERESA		52311	\$55005.0000	RETIRED	NO	02/01/18	067
GRIFFITH	ISMAY		52408	\$78177.0000	RETIRED	NO	02/02/18	067
GUERRERO	ELVIS	E	56058	\$58263.0000	RESIGNED	YES	01/21/18	067
GUERRERO	ELVIS	E	52366	\$53126.0000	RESIGNED	NO	01/21/18	067
GUESS	LOIS	E	52369	\$48405.0000	RESIGNED	YES	01/19/18	067
HAMLIN	CAROLLEE	A	52367	\$80170.0000	RESIGNED	NO	01/28/18	067
HENRICKSEN	SHARON		10251	\$40784.0000	RETIRED	NO	02/01/18	067
JORDAN	ERIN	M	52366	\$51315.0000	RESIGNED	NO	01/07/18	067
KIM	HYUN-JUN	A	30087	\$58716.0000	INCREASE	YES	01/07/18	067
KING	MORSE	H	52366	\$54720.0000	RESIGNED	NO	01/21/18	067

WILLIAMS	LAKEISHA	L	95600	\$89640.0000	RESIGNED	YES	01/16/18	067
WOFFORD	SANDRA	T	52367	\$80392.0000	RETIRED	NO	02/02/18	067
WORRELL	MARLENE		13631	\$85183.0000	RETIRED	NO	02/02/18	067

HRA/DEPT OF SOCIAL SERVICES
FOR PERIOD ENDING 02/09/18

TITLE								
NAME			NUM	SALARY	ACTION	PROV	EFF DATE	AGENCY
ACOSTA	PABLO	F	13621	\$68289.0000	APPOINTED	YES	01/21/18	069
ALVARADO	OSCAR		10124	\$63012.0000	RETIRED	NO	01/27/18	069
ANAND	BETHSAID		56058	\$64561.0000	DECREASE	YES	01/28/18	069
ANDREW	GERMAINE		13611	\$65467.0000	RETIRED	YES	01/27/18	069
ANDREW	GERMAINE		10124	\$45978.0000	RETIRED	NO	01/27/18	069
ARCHER	SHAMEEKA	N	10104	\$42887.0000	INCREASE	NO	01/28/18	069
ARZU	VICTORIA		10025	\$63929.0000	PROMOTED	NO	11/05/17	069
BAGUIDY	MARTINE		52304	\$55999.0000	APPOINTED	NO	01/21/18	069
BANNERMAN-GRAHA	RANDY	T	10104	\$42887.0000	INCREASE	NO	01/28/18	069
BATTLE	ROBYN		10020	\$75820.0000	INCREASE	NO	01/21/18	069
BETTY-WATSON	CARLEEN	C	52304	\$44409.0000	INCREASE	NO	01/21/18	069
BIBRO	TOMASZ		13650	\$35361.0000	RESIGNED	YES	09/26/06	069
BOGDAN	NELYA		52304	\$44409.0000	DISMISSED	NO	12/19/17	069
BUGARIN	DAISY		51110	\$56387.0000	APPOINTED	YES	01/28/18	069
BURROUGHES	REGINA	M	1002D	\$101047.0000	RETIRED	NO	01/23/18	069
CALDERON	REGINA	I	52316	\$55741.0000	RETIRED	NO	01/25/18	069
CALVO	RITA	E	12627	\$75591.0000	APPOINTED	NO	01/21/18	069
CARACTER	REGINA		52631	\$60854.0000	RESIGNED	NO	01/14/18	069
CHAMBERLAIN	KAREN	F	12627	\$65731.0000	INCREASE	NO	01/21/18	069
CHANDRA	PARTHA	P	12627	\$75591.0000	APPOINTED	NO	01/21/18	069
CHATMAN	SHAWNNA		10124	\$56798.0000	INCREASE	NO	01/21/18	069
CHECHELNIITSKAYA	ALLA		13631	\$71294.0000	PROMOTED	NO	01/21/18	069
CLOYD	JANEL		10056	\$75609.0000	INCREASE	YES	01/28/18	069
COHILL	EMIL		52304	\$65903.0000	RETIRED	NO	01/21/18	069
CRESPO	AIDA		52304	\$44492.0000	RETIRED	NO	02/02/18	069
CROCKWELL	BRENDA	C	31113	\$58617.0000	APPOINTED	NO	12/10/17	069
CRUZ	MIGUEL	A	52275	\$64374.0000	APPOINTED	NO	01/21/18	069
DAGUILLARD	DANIELLE		52312	\$64374.0000	PROMOTED	NO	01/28/18	069
DOMANSKAYA	INNA		52314	\$39459.0000	RESIGNED	NO	01/17/18	069
DOWLING	TIA	M	52304	\$44409.0000	RESIGNED	NO	01/16/18	069
DUGUID	DEBORAH		10020	\$75820.0000	INCREASE	NO	01/21/18	069
ELLINGTON	PHYLLIS	M	52304	\$38617.0000	APPOINTED	NO	01/21/18	069
EMANUEL	CANDAICE	A	52304	\$44409.0000	INCREASE	NO	01/21/18	069
EMILE	CHANTAL		52631	\$60854.0000	INCREASE	YES	01/21/18	069
ESTRADA	VIRGINIA		52632	\$71128.0000	PROMOTED	NO	01/28/18	069
FIGUEROA	JUANA		52304	\$44433.0000	RESIGNED	NO	01/18/18	069
FOX	ALETA	K	10124	\$50814.0000	DISMISSED	NO	01/22/18	069
GEORGE	LALY		12627	\$75591.0000	APPOINTED	NO	01/21/18	069
GONZALEZ	ERIKA	M	10124	\$56798.0000	INCREASE	NO	01/28/18	069
GOODING- DUBOTS	ROXANNE	L	10020	\$75820.0000	INCREASE	NO	01/21/18	069
GRANT	ELAINE		10104	\$39338.0000	RETIRED	NO	01/21/18	069
GRIM	JELENA	J	10056	\$90000.0000	INCREASE	NO	01/28/18	069
HAN	DI		12627	\$75591.0000	APPOINTED	NO	01/21/18	069
HART	CHARLTON	L	52304	\$38617.0000	APPOINTED	NO	01/28/18	069
HERCULES	COLICIA	L	10124	\$38571.0000	DECREASE	NO	02/01/09	069
HEYLIGER	SOCORRO	E	31113	\$44409.0000	INCREASE	NO	01/24/18	069
HOPKINS	MARIE		10124	\$62834.0000	INCREASE	NO	01/28/18	069
HUNTER	TAWANDA	M	10020	\$81000.0000	INCREASE	NO	01/28/18	069
JEGEDE	BILLKISU	O	10124	\$56798.0000	INCREASE	NO	01/28/18	069
JESSAMI	BOBBI		12627	\$75591.0000	APPOINTED	NO	01/21/18	069
JOHNSON	ANNISHKA		12627	\$75591.0000	APPOINTED	NO	01/21/18	069

HRA/DEPT OF SOCIAL SERVICES
FOR PERIOD ENDING 02/09/18

TITLE								
NAME			NUM	SALARY	ACTION	PROV	EFF DATE	AGENCY
JOHNSON	EDWARD	C	56057	\$42230.0000	APPOINTED	YES	01/21/18	069
JOHNSON	MEAGAN	L	30087	\$91000.0000	APPOINTED	YES	01/28/18	069
JONES	YOLANDA		12626	\$67862.0000	RETIRED	NO	01/27/18	069
KAWALICK	RICHARD	J	80609	\$33860.0000	INCREASE	NO	01/21/18	069
KLOBUCISHTA	ALMA		52314	\$39459.0000	APPOINTED	NO	01/21/18	069
LARSEN	KAREN	M	12627	\$75591.0000	APPOINTED	NO	01/21/18	069
LAW	EMILY	P	12627	\$80054.0000	APPOINTED	NO	01/21/18	069
LEON	MARISOL		31118	\$64374.0000	PROMOTED	NO	01/21/18	069
LIAW	MICHAEL		12627	\$75591.0000	APPOINTED	NO	01/21/18	069
LUU	TRUYEN		52304	\$38617.0000	APPOINTED	NO	01/21/18	069
MARCELINO	JOSEFA		52304	\$44687.0000	RETIRED	NO	01/30/18	069
MOLINA-SUMMERS	DARLENE		8297A	\$87870.0000	RESIGNED	YES	01/21/18	069
MORGAN	MICHELLE	A	52304	\$38617.0000	INCREASE	NO	01/07/18	069
MUNIZ-REYES	JORGE		60860	\$68672.0000	INCREASE	YES	01/14/18	069
OCEAN	CYNTHIA	G	52304	\$44492.0000	RETIRED	NO	02/03/18	069
OKORO	ANTHONY		52304	\$44492.0000	RETIRED	NO	01/31/18	069
OYEWOLE	PAUL		52314	\$45590.0000	RETIRED	NO	01/28/18	069
PARTIN	YVONNE		52304	\$44687.0000	RETIRED	NO	01/23/18	069
PERALES	JESUS	D	13621	\$63227.0000	RESIGNED	YES	01/21/18	069
PEREA	MERCEDES		10104	\$43620.0000	RETIRED	NO	01/26/18	069
PERRINGTON	SALLY		52312	\$64374.0000	PROMOTED	NO	01/28/18	069
PERSAUD	DANESH		10124	\$50898.0000	RETIRED	NO	02/03/18	069
PETERS	RAYSHEEN	S	12627	\$75591.0000	INCREASE	NO	01/21/18	069
POSNER	ALICIA	L	12627	\$75591.0000	APPOINTED	NO	01/21/18	069
QAPA	IZABELA		56057	\$35683.0000	APPOINTED	YES	01/21/18	069
RAMIREZ	DEBORA	E	10104	\$42887.0000	INCREASE	NO	01/28/18	069
REID	SHANISE	E	51110	\$56387.0000	RESIGNED	YES	11/26/17	069
REYES	GLORIA	P	52314	\$39459.0000	APPOINTED	NO	01/21/18	069
REYES	VICTOR	M	80609	\$38303.0000	RETIRED	NO	01/24/18	069
RHETT	JENEE		52304	\$38617.0000	APPOINTED	NO	01/21/18	069
RICHARDSON	CHERYL		52304	\$44409.0000	DISMISSED	NO	12/26/17	069
RICHARDSON	YOLANDA		10056	\$89912.0000	INCREASE	NO	01/28/18	069
RUSH-BROWN	CATHY	K	10020	\$75820.0000	INCREASE	NO	01/21/18	069
SACASA	JOSHUA		31113	\$38617.0000	RESIGNED	NO	01/14/18	069
SAMUEL	GRACE	C	52304	\$38617.0000	APPOINTED	NO	01/21/18	069
SAMUEL-MARTIN	PAULA	C	10056	\$99900.0000	INCREASE	NO	01/21/18	069
SASPORTAS	ANTHONY		12626	\$59455.0000	RETIRED	NO	01/26/18	069
SHUSTEF	JOSEPH		52314	\$45443.0000	RETIRED	NO	01/25/18	069
SKINNER	BRYAN	A	10251	\$38956.0000	DECREASED	NO	01/14/18	069
SMITH	IVY	L	52314	\$45622.0000	RETIRED	NO	01/24/18	069
STAGNARO	HOPE	K	31113	\$38617.0000	APPOINTED	NO	01/21/18	069

STAPLETON	JOAN	D	12627	\$75591.0000	APPOINTED	NO	01/21/18	069
STILES	DOROTHY		10248	\$84614.0000	RETIRED	NO	01/07/18	069
THOMAS	NIELANDR	R	12627	\$75591.0000	INCREASE	NO	01/21/18	069
TOMPSON	SAMANTHA	A	52311	\$54810.0000	INCREASE	YES	01/16/18	069
TOMPKINS	JOSETTE	R	52316	\$71936.0000	RETIRED	NO	11/24/17	069
TSANG	THOMAS		12627	\$65731.0000	APPOINTED	NO	01/21/18	069
VALENTINE	DWAYNE	M	13632	\$106517.0000	RESIGNED	NO	01/23/18	069
WARD	NATASHA	E	10020	\$75820.0000	INCREASE	NO	01/21/18	069
WEINSTEIN	JEREMY	S	12627	\$75591.0000	APPOINTED	NO	01/21/18	069
WILLIAMS	BARBARA		10020	\$75820.0000	INCREASE	NO	01/21/18	069

HRA/DEPT OF SOCIAL SERVICES
FOR PERIOD ENDING 02/09/18

TITLE								
NAME			NUM	SALARY	ACTION	PROV	EFF DATE	AGENCY
WILLIAMS	LATIFA	T	10104	\$35140.0000	RESIGNED	NO	01/06/18	069
WILSON-WEBSTER	LYNN	A	13631	\$71294.0000	PROMOTED	NO	01/21/18	069

DEPT. OF HOMELESS SERVICES
FOR PERIOD ENDING 02/09/18

TITLE								
NAME			NUM	SALARY	ACTION	PROV	EFF DATE	AGENCY
ADARAMOLA	OLADELE	E	52279	\$71321.0000	DECREASED	NO	12/28/17	071
ASANTEWAA	AMMA		52613	\$54681.0000	APPOINTED	YES	12/07/14	071
BELTRE JR	GABRIEL		31113	\$38617.0000	RESIGNED	YES	01/26/18	071
BRISBANE	LINDA		10124	\$56884.0000	APPOINTED	NO	11/26/17	071
CHRISTIAN	ELIJAH	N	56056	\$30273.0000	APPOINTED	YES	01/07/18	071
COFIELD	DONALD	E	10056	\$80000.0000	INCREASE	NO	12/03/17	071
DERKACZ	NICK		1002E	\$106089.0000	INCREASE	NO	01/21/18	071
DOMACASE	HEATHER	A	56058	\$50362.0000	RESIGNED	YES	01/24/18	071
GERDES	JESSICA	L	56058	\$57940.0000	RESIGNED	YES	01/24/18	071
HARRISON	SHAMEEK		56058	\$50362.0000	APPOINTED	YES	01/28/18	071
HELLER	SOPHIA	R	95651	\$160000.0000	APPOINTED	YES	01/21/18	071
HERNANDEZ	JONATHAN		70810	\$40589.0000	DISMISSED	NO	02/01/18	071
JACOBS	JASON	R	56058	\$50362.0000	APPOINTED	YES	01/21/18	071
JENKINS	AUDREY	A	56058	\$57916.0000	APPOINTED	YES	01/28/18	071
JOHNSON	KAREN		56056	\$36907.0000	RETIRED	YES	01/24/18	071
JOSEPH	STIVE	E	10056	\$80042.0000	APPOINTED	NO	01/21/18	071
KOZLOVSKAIA	OLGA		70817	\$51993.0000	RESIGNED	NO	01/27/18	071
LOPEZ	MARIA	M	10056	\$80042.0000	INCREASE	NO	12/03/17	071
MARSHALL	BRADLEY		56056	\$36907.0000	DISMISSED	YES	01/26/18	071
MIRANDA	CARLOS		70810	\$32426.0000	TERMINATED	NO	12/09/17	071
SANTIAGO	TINA	M	56058	\$57916.0000	RESIGNED	YES	01/27/18	071
SIU	FELIX		12627	\$75591.0000	APPOINTED	NO	12/24/17	071
WALTERS	ALFRED		56056	\$36953.0000	RETIRED	YES	01/25/18	071
ZAMAN	ARM	S	70810	\$32426.0000	RESIGNED	NO	01/07/18	071

DEPARTMENT OF CORRECTION
FOR PERIOD ENDING 02/09/18

TITLE								
NAME			NUM	SALARY	ACTION	PROV	EFF DATE	AGENCY
ABDUR-RASHID	TALIB		54610	\$29.9100	RETIRED	YES	02/01/18	072
AHMED	MUNTAZIR		70410	\$43042.0000	RESIGNED	NO	01/10/18	072
ALEJANDRO	NELSON	L						

services, is invited to do so in writing. Written requests shall be sent to: FDNY, 9 MetroTech Center, Brooklyn, NY 11201, Room 5W-14-K. Attn: C. Halliburton, Telephone (718) 999-2845.

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.

Fire Department, 9 MetroTech Center, Brooklyn, NY 11201. Cecily Halliburton (718) 999-2845; hallibc@fdny.nyc.gov

◀ m6-12

HEALTH AND MENTAL HYGIENE

■ NOTICE

Notice of Adoption of Amendment to Title 24 of the Rules of the City of New York

In accordance with §1043(b) of the New York City Charter and pursuant to the authority granted to the Department of Health and Mental Hygiene by §556 of the Charter, a notice of intention to amend Title 24 of the Rules of the City of New York by adding a new Chapter 5, governing the retail sale of dogs and cats by pet shops, was published in the City Record on November 8, 2017, and a public hearing was held on December 11, 2017. Seven individuals testified at the hearing and nine written comments were received. A number of changes were made, several in response to the comments received, as discussed below.

Statement of Basis and Purpose

Statutory Authority

Section 556 of the New York City Charter (“Charter”) authorizes the Department of Health and Mental Hygiene (“Department”) to regulate all matters pertaining to the health of the City, and Section 1043 grants the Department rulemaking authority. Moreover, Local Laws 5, 7 and 8 of 2015, as amended by Local Laws 53 and 55 of 2015, added a new Chapter 17 and amended Chapters 3 and 8 of Title 17 of the Administrative Code regarding the sale of dogs and cats in pet shops. The Department is authorized to promulgate rules necessary for implementation of these local laws.

Background

As a result of the local laws cited above, the Administrative Code now requires that pet shops selling dogs or cats acquire them only from holders of the United States Department of Agriculture (“USDA”) Class A licenses. Additionally, pet shops must document and maintain information about the sources, sales, health and breeding histories of the dogs and cats they sell. The shops must sterilize dogs and cats that are at least eight weeks old and two pounds in weight, and implant microchips into such animals prior to their being sold.

The Department is now adding a new Chapter 5 to its rules (codified at Title 24 of the Rules of the City of New York) to implement these recently enacted provisions of the Administrative Code.

In compliance with §§1043(a) and 389(b) of the Charter, a notice of public hearing and notice of intent to add a new Chapter 5 (“Pet Shops”) to Title 24 of the Rules of the City of New York were initially published in the City Record on January 31, 2017, and a public hearing was held on March 2, 2017. No written comments were received and no individuals testified at the hearing.

Subsequent to the public hearing, however, the Department decided to revise the proposal because relevant information regarding Class A licensees has been removed from the USDA website. As a result, the proposal has been revised to clarify the means of complying with Administrative Code §§17-1702(a) and 17-1703.

The revised proposed amended rules were published in the City Record on November 8, 2017, and a public hearing on was held on December 11, 2017.

In response to comments received, the Department has further revised the amendment to address concerns about the timing of affidavits required to be provided to pet shops by breeders and the methods by which the pet shops obtain USDA reports. The Department has also made other changes to clarify the means of complying with Chapter 17 of the Administrative Code.

Amendments Adopted

To implement the recordkeeping and consumer disclosure requirements of the Administrative Code, the rules require pet shops to collect and maintain required information, and to provide it to prospective purchasers as mandated, using forms provided by the Department to the extent applicable. The forms are listed on the checklist below. Requiring standardized forms promotes compliance by assuring that pet shops completing the documents will have collected all of

the information required by the Administrative Code, and facilitates Department review and pet owners’ understanding of records.

The Administrative Code directs the Department to set fees that a pet shop may collect for providing prospective purchasers with USDA inspection reports. These rules set nominal copying fees of up to \$.25 per page.

To enable the Department to promptly issue dog license tags to people purchasing dogs at pet shops, the rules require that a pet shop submit any dog license application completed in paper copy to the Department within 10 business days of the sale. Pet shops enrolled in the Department’s online dog licensing system can avoid this paperwork.

Dogs and cats offered for adoption at pet shops by permitted animal shelters and incorporated not-for-profit animal rescue groups are not subject to these new laws to the extent that they are registered with the New York State Department of Agriculture and Markets and are exempted from the definition of “pet dealer” set forth in New York State Agriculture and Markets Law § 400.4. To assist enforcement officers in determining when this is the case, the rules require pet shops to maintain, on site and available for inspection, a copy of the animal shelter’s permit issued by the Department or the rescue group’s proof of not-for-profit status, and such registration and exemption, at any time such organizations are using the pet shop’s space.

Moreover, the requirements of the new laws do not apply to breeders that sell or offer to sell cats and dogs directly to the public, as long as such breeders sell or offer to sell fewer than a total of 25 dogs and cats per calendar year, and such animals are all born and raised on the breeder’s residential premises and sold directly from such premises.

Finally, the law establishes penalties of \$500 per violation per day, enforceable by officers and agents of the Department and officers of the New York City Police Department.

Below is a summary checklist of the documents that satisfy the requirements of the rule.

Checklist of Required Documents

DOHMH Form Number	Document	Recordkeeping, Subject to Inspection (Maintain for 5 years unless otherwise noted)	Provide to Purchaser
USDA, Animal and Plant Health Inspection Service (APHIS)			
201-D-USDA 7001	Form 7001	√	√
201-D-USDA 7006	Form 7006	√	
n/a	Copy of source’s USDA APHIS inspection reports from last 3 years	√	√
NYS Agriculture and Markets, Division of Animal Industry			
204-D-AGMKT-Form A	Veterinary Health Certificate	√ Pet shop to keep original	
205-D-AGMKT-Form C	Receipt	√	√
206-D-AGMKT-Form E	Information Statement	√	√
207-D-AGMKT-Form H	Pedigree (for animal capable of being registered)	√ (if applicable)	√ (if applicable)
208-D-AGMKT-Form I	Consumer Rights/NYS Article 35-D	√	√
New York City-Only Documents			
209-D-VPHS-Purchaser Statement	Purchaser Statement	√ Maintain statement for 10 years and attachments for 5 years	√

n/a	Microchip usage instructions provided by the manufacturer or registration company	✓	✓
n/a	Sterilization Certification (Record from the veterinarian of sterilization procedure performed on dog or cat)	✓	✓
n/a	Receipt log showing sale of dog license (if the pet shop does not use the online dog license system and the dog will live in NYC)	✓	
213-D-VPHS-Source Affidavit	Affidavit from source	✓	
214-D-VPHS-38	Self-inspection of Animal Holding Facilities	✓	
203-D-AGMKT-Vet Care Plan	Veterinary Care Plan	✓	
215-D-VPHS	Pet Shop statement regarding diligent check of the USDA website	✓	

Note: New material is underlined. [Deleted material is in brackets.] Title 24 of the Rules of the City of New York is amended by adding a new Chapter 5 (“Pet Shops”) to read as follows:

**CHAPTER 5
PET SHOPS**

§5-01 Scope and applicability. This Chapter applies to any retail sale of a dog or a cat by a pet shop located in New York City that is subject to Chapters 3, 8, and 17 of Title 17 of the Administrative Code. It does not apply to the sale of a cat or dog by a person who breeds and sells directly to consumers fewer than a total of 25 dogs and cats per calendar year where such dogs and cats are born and raised on the breeder’s residential premises. It also does not apply to the sale of any other animal by a pet shop operated in accordance with a permit issued by the Commissioner pursuant to New York City Health Code (“Health Code”) §§5.07 and 161.09. Nothing in this Chapter exempts a pet shop from also complying with any applicable provisions of the Health Code.

§5-02 Definitions. When used in this Chapter, the following terms have the following meanings:

Class A license. “Class A license” means a license issued to a dog or cat breeder by the USDA under the Federal Animal Welfare Act (7 USC §§2131-2159) and USDA regulations (9 CFR Chapter 1, Subchapter A).

Permittee. “Permittee” means a person operating a pet shop in the City of New York where dogs or cats are sold with a permit issued by the Commissioner pursuant to §17-372 of the Administrative Code.

Pet shop. “Pet shop” has the same meaning as in §17-371 of the Administrative Code.

§5-03 Records.

(a) **Form and manner of records required to document information about dogs and cats sold.** For each dog or cat sold, a permittee must collect and maintain the information required by §§17-804(c), 17-815, and 17-1704 of the Administrative Code on forms provided by the Department. The forms may be kept in hard copy or as an electronic record and must be held for five years, except that the signed purchaser statement must be kept for 10 years. Records must be made available upon request to the Department or New York City Police Department (NYPD) officers authorized to enforce New York humane laws.

(b) **Sources of dogs and cats.** Any pet shop that displays, offers for sale, delivers, barter, auctions, gives away, transfers, or sells any dog or cat must obtain such dog or cat from a USDA Class A licensed breeder that, as of the date such pet shop receives such animal, has not received any of the citations or orders specified in Administrative Code §17-1702(a)(2) in connection with its USDA Class A license, to the extent that such information is available from the USDA. In order to satisfy that requirement, such pet shop must, prior to displaying, offering for sale, delivering, bartering, auctioning, giving away, transferring, or selling a dog or cat, diligently check the USDA website for the information and documents specified in Administrative Code §17-1702(a)(2); obtain such information and documents from such website to the extent that they are available there; and, to the extent that such information and documents are not available on such website,

(1) prepare a statement, signed and dated by the pet shop on the date it checked the USDA website, listing any of the prior three years for which inspection reports regarding the breeder that was the source of the animal were unavailable on the date checked, and listing any of the prior five years for which USDA administrative law judge decisions were unavailable on the date checked, which statement must be kept on site and available for inspection upon request; and

(2) obtain an affidavit, sworn to by the USDA Class A licensed breeder that was the source of the animal, attesting that as of the date the pet shop received the animal such breeder has not received any of the citations or orders specified in Administrative Code §17-1702(a)(2) in connection with its USDA license, which affidavit must be kept on site and available for inspection upon request.

(c) **Source affidavit.** A permittee must obtain a sworn and notarized affidavit from every USDA Class A licensed breeder supplying a cat or dog to the permittee, stating that as of the date the permittee received such animal:

(1) the breeder’s USDA Class A license has not received a finally determined order from the USDA during the prior five years, in connection with its USDA class A license, to cease and desist or to pay a civil penalty;

(2) the breeder’s USDA class A license has not been suspended during the prior five years;

(3) the breeder has never been convicted in any jurisdiction of an animal abuse crime;

(4) the breeder has not been convicted in the last five years of a violation of the minimum standards of animal care provided for in New York Agriculture and Markets Law §401; and

(5) the breeder has not received any of the citations or orders specified in Administrative Code §17-1702(a)(2) in connection with its USDA Class A license (if required pursuant to §5-03(b)(2)).

(d) **Alternative timing of affidavits.** An affidavit provided to a pet shop from the source of a dog or cat pursuant to this Chapter may be sworn prior to the date the pet shop receives the animal, although no earlier than the date the animal leaves the possession of the source, if, together with the affidavit, the source provides the pet shop with unredacted copies of all USDA inspection reports it received in the three years prior to the swearing of the affidavit, and the affidavit includes a promise to advise the pet shop immediately if, after the affidavit is sworn but before the pet shop’s receipt of the animal, the source receives any of the citations, orders, or convictions specified in Administrative Code §17-1702(a)(2).

(e) **Statements and documents required to be provided to purchasers of dogs and cats.** A pet shop selling a dog or cat must provide to each purchaser, and to any prospective purchaser upon request, the statement and documents required by §17-1703(a) of the Administrative Code, on forms made available by the Department to the extent applicable. Such pet shop must also provide to every purchaser the information and documents required by Administrative Code §17-815, on forms made available by the Department to the extent applicable.

(f) **Copying charges.** When a prospective purchaser requests a paper copy of the USDA inspection report(s) related to the breeder that is the source of a specific dog or cat, a permittee must provide the two most recent USDA inspection reports, to the extent that such reports were available from the USDA when the pet shop received the animal or were provided to the pet shop by the breeder, and may charge the requester up to \$.25 per page. A permittee may not charge a purchaser for providing statements or any other document that must be provided to a purchaser or to the Department or the NYPD.

(g) **Sign.** Every pet shop selling dogs or cats must post conspicuously, in close proximity to the cages of such dogs and cats offered for sale, notices containing the following language in one hundred-point type: “Information on the source of these dogs and cats and the veterinary treatments received by these dogs and cats is available for review

by prospective purchasers. United States Department of Agriculture inspection reports are available upon request.”

§5-04 Dog licenses. Before selling any dog, a pet shop must obtain from the prospective purchaser an application and the appropriate fee for a dog license, or a written statement from the purchaser that the dog will live outside of the City of New York and a copy of a document establishing that the purchaser’s residence is outside the City. Such documentation may include a copy of a utility bill, driver’s license, tax bill, or other official government document and must be made available for inspection upon request. The pet shop must send each license application and fee to the Department electronically, in person, or by mail, so long as the Department receives the application and fee within 10 business days of the sale of the dog to the purchaser. Failure to provide such required application and fee to the Department within such 10 business-day period will subject the pet shop to civil penalties pursuant to Administrative Code §17-1707.

§5-05 Adoption promotions at pet shops.

(a) A pet shop that allows an animal shelter or non-profit animal rescue group to use its facilities to offer animals for adoption must obtain a copy of either the permit issued to the animal shelter by the Commissioner pursuant to Health Code §161.09, or proof of the animal rescue group’s incorporated not-for-profit status. Whenever the animal shelter or rescue group is offering animals for adoption at the pet shop, the pet shop must have on site, and available for inspection upon request, the shelter permit or animal rescue group’s proof of not-for-profit status, and the shelter or animal rescue group’s registration of such status and exemption, issued by the New York State Department of Agriculture and Markets pursuant to New York State Agriculture and Markets Law Section 408.3, from the definition of “pet dealer” set forth in New York State Agriculture and Markets Law Section 400.4.

(b) A pet shop will not be required to comply with the requirements of §§5-03 and 5-04 of this Chapter regarding any dog or cat offered for adoption by an animal shelter or animal rescue organization using such pet shop’s facilities, provided that such pet shop does not have an ownership interest in such animal.

§5-06. Enforcement. Employees and agents of the Department and officers of the NYPD are authorized to enforce the provisions of this Chapter.

• m6

HOMELESS SERVICES

OFFICE OF CONTRACTS

■ SOLICITATION

Human Services/Client Services

DEVELOPMENT OF STAND ALONE TRANSITIONAL RESIDENCES FOR HOMELESS ADULTS, FAMILIES, DROP IN CENTERS FOR ADULTS, AND OVERNIGHT FACILITY PROGRAMS - Competitive Sealed Proposals - Judgment required in evaluating proposals - PIN# 07100S003262.5 - Due 6-6-18 at 2:00 P.M.

The Department of Homeless Services is soliciting proposals from organizations interested in developing and operating transitional residences for homeless adults and families including the Neighborhood Based Cluster Residence, Drop-In Centers for Adults and Overnight Facility Program. This is an Open-ended Solicitation; there is no due date for submission. Proposals will be reviewed by the Department as they are received and contracts will be awarded on an on-going basis, until the agency’s capacity needs are met.

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. *Homeless Services, 150 Greenwich Street (4 WTC), 37th Floor, New York, NY 10007. Marta Zmoira (929) 221-7025; Fax: (929) 221-0758; accoprocurements@hra.nyc.gov*

Accessibility questions: Vincent Pullo (929) 221-6347, by: Wednesday, March 7, 2018, 2:00 P.M.



• m6

MAYOR’S FUND TO ADVANCE NEW YORK CITY

■ SOLICITATION

Goods and Services

WASHINGTON HEIGHTS WORKFORCE1 CENTER OUTREACH INITIATIVE - Request for Proposals - PIN# MF201802 - Due 3-15-18 at 5:00 P.M.

Conduct outreach to foreign born New Yorkers in Washington Heights and surrounding areas, with the goal of increasing traffic at the Washington Heights Workforce1 Career Center (the Center).

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.

Mayor’s Fund to Advance New York City, 253 Broadway, 6th Floor, New York, NY 10007. Toya Williford (212) 788-4258; fundrfrp@cityhall.nyc.gov

• m6

CONTRACT AWARD HEARINGS

NOTE: INDIVIDUALS REQUESTING SIGN LANGUAGE INTERPRETERS/TRANSLATORS 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 TEN (10) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING. TDD USERS SHOULD CALL VERIZON RELAY SERVICES.

HOUSING PRESERVATION AND DEVELOPMENT

■ PUBLIC HEARINGS

CORRECTED NOTICE FOR PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, March 15, 2018, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

IN THE MATTER OF four (4) proposed contracts between the Department of Housing Preservation, and Development and the contractors listed below, for a Stabilizing NYC contract. The term of each of the contracts will be for a period of one year from July 1, 2017 to June 30, 2018.

<u>Contractor Name/Address</u>	<u>Amount</u>	<u>E -PIN #</u>
Good Old Lower East Side Inc. 169 Avenue B New York, NY 10009 Borough/CDs Served: Citywide	\$102,000.00	80618L0024001
Catholic Migration Services Inc. 191 Joralemon Street Brooklyn, NY 11201 Borough/CDs Served: Citywide	\$125,000.00	80618L0009001
Flatbush Development Corporation 1616 Newkirk Avenue Brooklyn, NY 11226 Borough/CDs Served: Citywide	\$137,000.00	80618L0021001
St. Nicks Alliance Corp 2 Kingsland Avenue, 1st Floor Brooklyn, NY 11211 Borough/CDs Served: Citywide	\$125,000.00	80618L0061001

The proposed contractors were selected by City Council Line Item Appropriation/Discretionary Funds, pursuant to Section 1-02 (e) of the Procurement Policy Board Rules.

Draft copies of the proposed contracts are available for inspection, at the Department of Housing Preservation and Development, 100 Gold Street, Room 8B-05, New York, NY 10038, on business days, from March 6, 2018 through March 15, 2018, excluding holidays, from 10:00 A.M. to 4:00 P.M. Contact Mr. Jay Bernstein, Deputy Agency Chief Contracting Officer, Room 8B-05, at (212) 863-6657.



• m6

