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TABLE OF CONTENTS	Richmond County1975	Citywide Administrative Services1976	Health and Mental Hygiene1976
PUBLIC HEARINGS & MEETINGS	PROPERTY DISPOSITION	<i>Municipal Supply Services</i>1976	<i>Agency Chief Contracting Officer</i>1976
Staten Island Borough President1971	Citywide Administrative Services1975	<i>Vendor Lists</i>1976	Police Pension Fund1977
City Council1971	<i>Municipal Supply Services</i>1975	Design and Construction1976	Triborough Bridge and Tunnel
City Planning Commission1972	<i>Sale by Auction</i>1975	Employees Retirement System1976	Authority1977
Housing Authority1973	Police1975	Environmental Protection1976	AGENCY RULES
Landmarks Preservation Commission . . .1973	PROCUREMENT	<i>Contract Management</i>1976	Environmental Protection1977
Board of Standards and Appeals1974	Administration for Children's Services .1976	Health and Hospitals Corporation1976	Finance1977
COURT NOTICE		<i>Contract Services</i>1976	SPECIAL MATERIALS
Supreme Court1975			Office of the Mayor1978

THE CITY RECORD MICHAEL R. BLOOMBERG, Mayor

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PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

STATEN ISLAND BOROUGH PRESIDENT

■ PUBLIC MEETING

The Staten Island Borough Board will hold a public meeting on Wednesday, September 7, 2011 at 5:30 P.M. in Conference Room 122 at the Staten Island Borough Hall, Stuyvesant Place, Staten Island, New York 10301.

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, 250 Broadway, 16th Floor, New York City, New York 10007, commencing at 9:30 A.M. on Tuesday, September 6, 2011:

MEZZOGIORNO ASSOC.
MANHATTAN CB - 2 20115607 TCM
Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of Mezzogiorno Associates d/b/a Mezzogiorno Assoc., for a revocable consent to continue to maintain and operate an unenclosed sidewalk café located at 195 Spring Street.

OLD TOWN HOT POT
MANHATTAN CB - 4 20115769 TCM
Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of Super Noodle Inc. d/b/a Old Town Hot Pot, for a revocable consent to establish, maintain and operate an unenclosed sidewalk café located at 70 Seventh Avenue.

OCEAN DREAMS
BROOKLYN CB - 13 C 110058 ZMK
Application submitted by R.A. Real Estate, Inc., pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section Nos. 28b and 28d:

- changing from an R6A District to an R7-3 District property bounded by Surf Avenue, West 35th Street, the northerly boundary line of Coney Island Beach, and a line 140 feet westerly of West 36th Street; and

- establishing within a proposed R7-3 District an C2-4 District bounded by Surf Avenue, West 35th Street, the northerly boundary line of Coney Island Beach, West 36th Street, a line 100 feet southerly of Surf Avenue, and a line 140 feet westerly of West 36th Street;

as shown on a diagram (for illustrative purposes only) dated March 28, 2011, and subject to the conditions of CEQR Declaration E-274.

OCEAN DREAMS

BROOKLYN CB - 13 C 110059 ZSK
Application submitted by R.A. Real Estate, Inc., pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 62-836 of the Zoning Resolution to modify the lot coverage requirements of Section 62-322 (Residential uses in R1, R2, R6, R7, R8, R9 and R10 Districts), the height and setback, maximum tower size, and ground floor streetscape requirements of Section 62-341 (Development on land and on platforms), and the rear yard requirements of Section 23-44 (Permitted Obstructions in Required Rear Yards or Rear Yard Equivalents), in connection with a proposed mixed-use development on property located at 3602-3616 Surf Avenue (Zoning Lot A, Block 7065, Lots 6 & 12), in R7-3 and R7-3/C2-4 Districts, within a Large-Scale General Development (Block 7065, Lots 6, 12, 15, 20 & 25), Borough of Brooklyn, Community District 13.

OCEAN DREAMS

BROOKLYN CB - 13 C 110060 (A) ZSK
Application submitted by R.A. Real Estate, Inc., pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 62-836 of the Zoning Resolution to modify the lot coverage requirements of Section 62-322 (Residential uses in R1, R2, R6, R7, R8, R9 and R10 Districts), and the height and setback, maximum tower size, and ground floor streetscape requirements of Section 62-341 (Development on land and on platforms), in connection with a proposed mixed-use development on property located at 3502-3532 Surf Avenue (Zoning Lot B, Block 7065, Lots 15, 20 & 25), in R7-3* and R7-3/C2-4* Districts, within a Large-Scale General Development (Block 7065, Lots 6, 12, 15, 20 & 25), Borough of Brooklyn, Community District 13.

OCEAN DREAMS

BROOKLYN CB - 13 C 110061 ZSK
Application submitted by R.A. Real Estate, Inc., 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 of the Zoning Resolution to modify the requirements of Section 23-87 (Permitted Obstructions in Courts) to allow balconies within courts, in connection with a proposed mixed-use development on property located at 3502-3532 Surf Avenue (Zoning Lot B, Block 7065, Lots 15, 20 & 25), in R7-3 and R7-3/C2-4 Districts, within a Large-Scale General Development (Block 7065, Lots 6, 12, 15, 20 & 25), Borough of Brooklyn, Community District 13.

OCEAN DREAMS

BROOKLYN CB - 13 C 110062 (A) ZSK
Application submitted by R.A. Real Estate, Inc., pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-744 of the Zoning Resolution to modify the use requirements of Section 32-421 (Limitation on floors occupied by commercial uses) to

allow commercial uses listed in Use Groups 6, 7, 8, 9 or 14 on portions of the 2nd and 3rd floors of a proposed mixed-use development on property located at 3502-3532 Surf Avenue (Zoning Lot B, Block 7065, Lots 15, 20 & 25), in R7-3* and R7-3/C2-4 Districts, within a Large-Scale General Development (Block 7065, Lots 6, 12, 15, 20 & 25), Borough of Brooklyn, Community District 13.

38-40 GRAND STREET

MANHATTAN CB - 2 C 110235 ZSM
Application submitted by 30-40 Associates Corp. pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-781 of the Zoning Resolution to modify the use regulations of Section 42-14D(2)(b) to allow Use Group 6 uses (retail uses) on portions of the ground floor and cellar of an existing 5-story building, on property located at 38-40 Grand Street (Block 476, Lot 88), in an M1-5B District, Borough of Manhattan, Community District 2.

BOERUM HILL REZONING

BROOKLYN CB - 2 C 110252 ZMK
Application submitted by the Department of City Planning pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 16c:

- eliminating from within an existing R6 District a C1-3 District bounded by:
 - Pacific Street, a line 150 feet southeasterly of Smith Street, Warren Street; and a line 150 feet northwesterly of Smith Street; and
 - Wyckoff Street, Hoyt Street, Warren Street; and a line 150 feet northwesterly of Hoyt Street;
- eliminating from within an existing R6 District a C2-3 District bounded by a line midway between Atlantic Avenue and Pacific Street, a line 150 feet southeasterly of Smith Street, Pacific Street, Boerum Place, Dean Street, a line 125 feet northwesterly of Boerum Place, Pacific Street, a line 150 feet southeasterly of Court Street, Warren Street, Court Street, Pacific Street, and a line 75 feet southeasterly of Court Street;
- changing from an R6 District to an R6A District property bounded by:
 - a line midway between Atlantic Avenue and Pacific Street, a line 100 feet southeasterly of Smith Street, Pacific Street, a line 250 feet southeasterly of Hoyt Street, a line midway between Pacific Street and Dean Street, a line 200 feet southeasterly of Hoyt Street, Dean Street, a line 100 feet southeasterly of Smith Street, Warren Street, a line 100 feet northwesterly of Smith Street, Bergen Street, a line 200 feet southeasterly of Court Street, Wyckoff Street, a line 100 feet southeasterly of Court Street, Warren Street, Pacific Street, and a line 75 feet southeasterly of Court Street, and excluding property bounded by: a line midway between Pacific Street and Dean Street, a line 100 feet northwesterly of Smith Street, a line midway between Dean Street and Bergen Street, a line 200 feet northwesterly of Smith Street, Dean Street, and a line 100 feet southeasterly of Court Street;
 - a line midway between Atlantic Avenue and Pacific Street, a line 100 feet northwesterly of 3rd Avenue, Pacific Street, and Nevins Street; and
 - Dean Street, a line 100 feet northwesterly of 3rd Avenue, Bergen Street, Nevins Street, a line midway between Dean Street

- and Bergen Street, and a line 225 feet southeasterly of Nevins Street;
- 4. changing from a R6 District to an R6B District property bounded by:
 - a. a line midway between Pacific Street and Dean Street, a line 100 feet northwesterly of Smith Street, a line midway between Dean Street and Bergen Street, a line 200 feet northwesterly of Smith Street, Dean Street, and a line 100 feet southeasterly of Court Street;
 - b. Bergen Street, a line 100 feet northwesterly of Smith Street, Warren Street, a line 100 feet southeasterly of Court Street, Wyckoff Street, and a line 200 feet southeasterly of Court Street;
 - c. a line midway between Pacific Street and Atlantic Avenue, Nevins Street, Pacific Street, a line 100 feet northwesterly of 3rd Avenue, Dean Street, a line 225 feet southeasterly of Nevins Street, a line midway between Dean Street and Bergen Street, Nevins Street, Warren Street, Bond Street, Wyckoff Street, Hoyt Street, Warren Street, a line 100 feet southeasterly of Smith Street, Dean Street, a line 200 feet southeasterly of Hoyt Street, a line midway between Pacific Street and Dean Street, a line 250 feet southeasterly of Hoyt Street, Pacific Street, and a line 100 feet southeasterly of Smith Street; and
 - d. a line midway between Bergen Street and Wyckoff Street, a line 120 feet northwesterly of 3rd Avenue, Wyckoff Street, and a line 275 feet southeasterly of Nevins Street;
- 5. changing from an R6 District to an R7A District property bounded by a line midway between Atlantic Avenue and Pacific Street, 3rd Avenue, Dean Street, a line 100 feet southeasterly of 3rd Avenue, Warren Street, 3rd Avenue, Bergen Street, and a line 100 feet northwesterly of 3rd Avenue;
- 6. changing from an R7B District to an R6B District property bounded by:
 - a. a line midway between Atlantic Avenue and Pacific Street, a line 100 feet northwesterly of 4th Avenue, a line midway between Dean Street and Bergen Street, a line 250 feet northwesterly of 4th Avenue, Dean Street, a line 100 feet southeasterly of 3rd Avenue, Pacific Street, and a line 400 feet northwesterly of 4th Avenue; and
 - b. a line midway between Bergen Street and St. Mark's Place, a line 100 feet northwesterly of 4th Avenue, a line midway between St. Mark's Place and Warren Street, and a line 100 feet southeasterly of 3rd Avenue;
- 7. establishing within a proposed R6A District a C2-4 District bounded by:
 - a. a line midway between Atlantic Avenue and Pacific Street, Boerum Place, a line midway between Dean Street and Pacific Street, a line 100 feet northwesterly of Boerum Place, Pacific Street, a line 100 feet southeasterly of Court Street, a line midway between Dean Street and Bergen Street, Boerum Place, Bergen Street, a line 150 feet southeasterly of Court Street, a line midway between Bergen Street and Wyckoff Street, a line 100 feet southeasterly of Court Street, Warren Street, Court Street, Pacific Street, and a line 75 feet southeasterly of Court Street;
 - b. a line midway between Atlantic Avenue and Pacific Street, a line 100 feet southeasterly of Smith Street, Warren Street, a line 100 feet northwesterly of Smith Street, Bergen Street, Boerum Place, a line midway between Dean Street and Bergen Street, a line 100 feet northwesterly of Smith Street, Pacific Street, and Boerum Place;
- 8. establishing within a proposed R6B District a C2-4 District bounded by:
 - a. a line midway between Pacific Street and Dean Street, Boerum Place, Dean Street, and a line 100 feet northwesterly of Boerum Place;
 - b. Bergen Street, a line 100 feet northwesterly of Smith Street, a line midway between Wyckoff Street and Bergen Street, and a line 150 feet northwesterly of Smith Street; and
 - c. Wyckoff Street, Hoyt Street, Warren Street, and a line 50 feet northwesterly of Hoyt Street;
- 9. establishing within a proposed R7A District a C2-4 District bounded by a line midway between Atlantic Avenue and Pacific Street, 3rd Avenue, Dean Street, a

line 100 feet southeasterly of 3rd Avenue, Warren Street, 3rd Avenue, Bergen Street, and a line 100 feet northwesterly of 3rd Avenue;

as shown in a diagram (for illustrative purposes only) dated March 28, 2011, and subject to the conditions of CEQR Declaration E-273.

CENTURY 21 TEXT AMENDMENT

MANHATTAN CB - 1 N 110307 ZRM
Application submitted by Century 21 Department Stores, LLC, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York concerning the waiver of accessory off-street loading berths within the Special Lower Manhattan District.

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

* * *

Article IX: Special Purpose Districts

Chapter 1: Special Lower Manhattan District (revised 8/5/11)

* * *

91-50
OFF-STREET PARKING, LOADING AND CURB CUT REGULATIONS

* * *

91-53
Waiver of Requirements for Accessory Off-Street Loading Berths

(a) For #zoning lots# containing Use Group 10A department stores and Use Group 6B offices, where not more than 78,000 square feet of such office #use# is changed to department store #use#, the following modifications may be made provided that the Chairperson of the City Planning Commission certifies to the Department of Buildings that the conditions in paragraphs (b), (c), (d) and (e) have been met:

(1) waiver of #accessory# off-#street# loading berths required for such department store #use#;

(2) waiver of existing required #accessory# off-#street# loading berths when such waiver is necessary to provide an improved goods receiving and in-store transport system; and

(3) exemption of existing loading berth floor space from the definition of #floor area# as set forth in Section 12-10 when such floor space will be used for such improved goods receiving and in-store transport system.

(b) A plan for curb side deliveries shall have been approved by the Department of Transportation, as part of the improved goods receiving and in-store transport system for the department store #use#. Such plan shall be based upon a traffic study prepared by a qualified professional and a scope of work, both of which have been approved by the Department of Transportation, establishing that the plan for curbside deliveries shall not create or contribute to serious traffic congestion or unduly inhibit vehicular or pedestrian movement and will shall not interfere with the efficient functioning of nearby public transit facilities;

(c) At least one additional freight elevator and an aggregate of at least 6,000 square feet of staging area for loading and deliveries, exclusive of the area occupied by elevators, shall be provided on the #zoning lot# to be used for the improved goods receiving and in-store transport system for such department store #use#, as depicted on a site plan;

(d) In the event that any existing loading berth floor space is to be exempted from the definition of #floor area# as set forth in Section 12-10, such floor space shall be used for the improved goods receiving and in-store transport system; and

(e) A Declaration of Restrictions shall have been executed, in a form acceptable to the Department of City Planning, binding upon the owners and its successors and assigns, and providing for maintenance and use of the staging areas and additional elevators for the improved goods receiving and in-store transport system, as well as continued compliance with the plan for curbside deliveries, and the site plan. Such declaration shall be filed and recorded in the Office of the City Register of the City of New York against the lots comprising the #zoning lot#. Receipt of proof of recordation in a form acceptable to the Department shall be a precondition to the issuance of this certification, and the recording information shall be included on any temporary or final certificate of occupancy for any #building# or portion thereof, issued after the recording date.

* * *

The Subcommittee on Landmarks, Public Siting and Maritime Uses will hold a public hearing on the following matters in the Council Committee Room, 250 Broadway, 16th Floor, New York City, New York 10007, commencing at 11:00 A.M. on Tuesday, September 6, 2011:

CITIES SERVICE BUILDING, FIRST FLOOR INTERIOR MANHATTAN CB - 1 20125023 HKM (N 110405 HKM)
Designation (List No. 443/LP-2442) by the Landmarks Preservation Commission pursuant to Section 3020 of the New York City Charter regarding the landmark designation of the Cities Service Building, First Floor Interior, located at 70 Pine Street (Block 41, Lot 1), as an historic landmark.

CITIES SERVICE BUILDING

MANHATTAN CB - 1 20125024 HKM (N 110404 HKM)
Designation (List No. 443/LP-2441) by the Landmarks Preservation Commission pursuant to Section 3020 of the New York City Charter regarding the landmark designation of the Cities Service Building, located at 70 Pine Street (Block 41, Lot 1), as an historic landmark.

HARLEM HOSPITAL CENTER

MANHATTAN CB - 10 20125029 HHM
Application submitted by the New York City Department of Citywide Administrative Services pursuant to Section 7387(1) of the Unconsolidated Laws of the State of New York for the transfer of property located at 264-272 West 118th Street (Block 1923, Lot 53) to the New York City Health and Hospitals Corporation for use by Harlem Hospital Center.

The Subcommittee on Planning, Dispositions and Concessions will hold a public hearing on the following matters in the Council Committee Room, 250 Broadway, 16th Floor, New York City, New York 10007, commencing at 1:00 P.M. on Tuesday, September 6, 2011:

EL BARRIO ARTSPACE

MANHATTAN CB - 11 20125031 HAM
Application submitted by the New York City Department of Housing Preservation and Development for Council approval, pursuant to Article 16 of the General Municipal Law, for a modification to a previously approved Urban Development Action Area Project and Area located at 213 East 99th Street, Borough of Manhattan, Council District no. 8.

THIRD PARTY TRANSFER

BROOKLYN CB - 3, 4, 8, 12, 16 20125041 HAK
In Rem Action no. 52, Application submitted by the Department of Finance and the Department of Housing Preservation and Development, pursuant to §11-412.1 of the Administrative Code of the City of New York and Article 16 of the General Municipal Law for the transfer and disposition of property located in Council Districts 34, 36, 40 and 41, and related tax exemptions pursuant to §696 of the General Municipal Law and §577 of the Private Housing Finance Law.

THIRD PARTY TRANSFER

BROOKLYN CB - 12, 14, 16, 18 20125042 HAK
In Rem Action no. 52, Application submitted by the Department of Finance and the Department of Housing Preservation and Development, pursuant to §11-412.1 of the Administrative Code of the City of New York and Article 16 of the General Municipal Law for the transfer and disposition of property located in Council Districts 37, 40, 46 and 48, and related tax exemptions pursuant to §696 of the General Municipal Law and §577 of the Private Housing Finance Law.

a30-s6

CITY PLANNING COMMISSION

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN THAT RESOLUTIONS Have been adopted by the City Planning Commission Scheduling public hearings on the following matters to be held at Spector Hall, 22 Reade Street New York, New York, on Wednesday, September 7, 2011 at 10:00 A.M.

BOROUGH OF MANHATTAN
No. 1
151 WEST 17TH STREET PARKING GARAGE

CD 4 C 080194 ZSM
IN THE MATTER OF an application submitted by Global Parking Solutions, LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for the grant of a special permit pursuant to Section 13-561 of the Zoning Resolution to allow an attended accessory parking garage with a maximum capacity of 20 spaces on portions of the ground floor and cellar of an existing residential building on property located at 151 West 17th Street (Block 793, Lot 5), in a C6-2A District.

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

No. 2
259 10TH AVENUE

CD 4 C 110334 ZSM
IN THE MATTER OF an application submitted by Avenues World Holdings LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for the grant of a special permit pursuant to Section 74-711 of the Zoning Resolution to modify the use requirements of Section 98-14 (Ground Floor Use and Transparency Requirements on Tenth Avenue) and the maximum building height requirements of Section 98-423 (Street wall location, minimum and maximum base heights and maximum building heights) in connection with the conversion of an existing 10-story building to school use, on property located at 259 Tenth Avenue (Block 697, Lot 31), in a C6-3 District, within the Special West Chelsea District (Sub Area C).

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

BOROUGH OF BROOKLYN
No. 3
CONEY ISLAND GRADE CHANGE

CD 13 C 100469 MMK
IN THE MATTER OF an application submitted by the

Department of City Planning and Coney Island Holdings, L.L.C., pursuant to Sections 197-c and 199 of the New York City Charter, for an amendment to the City Map involving the modification of grades in West 21st Street between Surf Avenue and the Public Beach, and in Ocean Way between West 22nd Street and Parachute Way, in accordance with Map No. X-2726, dated April 25, 2011 and signed by the Borough President.

BOROUGH OF BROOKLYN
Nos. 4, 5, 6, 7, 8, 9 10 & 11
ADMIRAL'S ROW PLAZA
No. 4

CD 2 C 110380 PQK
IN THE MATTER OF an application submitted by the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter for the acquisition of property located at the Brooklyn Navy Yard (Block 2023, lot 50).

No. 5

CD 2 C 110381 PPK
IN THE MATTER OF an application submitted by the NYC Department of Small Business Services (SBS), pursuant to Section 197-c of the New York City Charter, for disposition to the Brooklyn Navy Yard Development Corporation (BNYDC) of city-owned property located in the Brooklyn Navy Yard at 2 Wallabout Street, on the northeasterly corner of Navy and Nassau streets (Block 2023, Lots 50 and p/o Lot 1), subject to restrictions limiting development to the project that is the subject of a special permit for bulk modification to allow certain rear yard encroachments pursuant to ZR Section 74-743(a)(2), an authorization to provide a 266 space group parking facility pursuant to ZR Section 74-53, and authorization to construct and occupy five retail buildings with no limitation on floor area per establishment pursuant to ZR Section 74-922, respectively.

No. 6

CD 2 C 110382 ZMK
IN THE MATTER OF an application submitted by the Brooklyn Navy Yard Development Corporation pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 12d, by changing from an M1-2 District to an M1-4 District property bounded by the easterly centerline prolongation of Sands Street, a line 400 feet easterly of Navy Street, a line 400 feet northerly of Nassau Street, a line 680 feet easterly of Navy Street, Nassau Street, and Navy Street, as shown on a diagram (for illustrative purposes only) dated June 20, 2011.

No. 7

CD 2 C 110383 ZRK
IN THE MATTER OF an application submitted by the Brooklyn Navy Yard Development Corporation pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, concerning Article VII, Chapter 4 (Special Permits by the City Planning Commission), relating to ownership requirements for Large Scale General Developments in Community District 2, Borough of Brooklyn.

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

* * *
 74-742
 Ownership

Except as otherwise provided in this Section, any #large-scale general development# for which application is made for a special permit in accordance with the provisions of Section 74-74 (Large-Scale General Development) shall be on a tract of land which at the time of application is all under the control of the applicant(s) as the owner(s) or holder(s) of a written option to purchase. No special permit shall be granted unless the applicant(s) acquired actual ownership (single fee ownership or alternate ownership arrangements according to the #zoning lot# definition in Section 12-10 (DEFINITIONS) for all #zoning lots# comprising the #large-scale general development#) of, or executed a binding sales contract for, all of the property comprising such tract.

When a #large-scale general development# is located within a designated urban renewal area, the City's urban renewal agency, or a person authorized by such agency, may apply for and be granted a special permit under the provisions of Section 74-74 even though such #large-scale general development# does not meet the ownership requirements set forth elsewhere in this Section. All parcels comprising such #large-scale general development# shall be within the designated urban renewal area and subject to the urban renewal controls set forth in the approved urban renewal plan.

When a #large-scale general development# is to be #developed# or #enlarged# through assemblage by any other governmental agency, or its agent, having the power of condemnation, or when the site of a proposed #large-scale general development# is owned by the federal government and is within Community District 2 in the borough of Brooklyn, a special permit may be applied for and granted under the provisions of Section 74-74 even though such #large-scale general development# does not meet the ownership requirements set forth elsewhere in this Section.
 * * *

No. 8

CD 2 C 110375 ZSK
IN THE MATTER OF an application submitted by the Brooklyn Navy Yard Development Corporation 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 allow the location of a proposed building without regard for the rear yard regulations of Section 43-20 (Yard Regulations) in connection with a proposed commercial development on property located at 2 Wallabout Street (Block 2023, Lot 50), in an M1-4 District* within a Large-Scale General Development generally bounded by Navy Street, Nassau Street, a line 683 feet

easterly of Navy Street and a line 420 feet northerly of Nassau Street.

* Note: The site is proposed to be rezoned from an M1-2 District to an M1-4 District under a concurrent related application (C 110382 ZMK).

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

No. 9

CD 2 C 110376 ZSK
IN THE MATTER OF an application submitted by the Brooklyn Navy Yard Development Corporation pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-744(c) of the Zoning Resolution to modify the sign regulations of Section 32-64 (Surface Area and Illumination Provisions) and Section 32-65 (Permitted Projection or Height of Signs) in connection with a proposed commercial development, on property located at 2 Wallabout Street (Block 2023, Lot 50), in an M1-4 District*, within a Large-Scale General Development generally bounded by Navy Street, Nassau Street, a line 683 feet easterly of Navy Street and a line 420 feet northerly of Nassau Street.

* Note: The site is proposed to be rezoned from an M1-2 District to an M1-4 District under a concurrent related application (C 110382 ZMK).

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

No. 10

CD 2 C 110377 ZSK
IN THE MATTER OF an application submitted by the Brooklyn Navy Yard Development Corporation pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-53 of the Zoning Resolution to modify the requirements of Section 44-12 (Maximum Size of Accessory Group Parking Facilities) to allow a group parking facility accessory to uses in a large-scale general development, with a maximum capacity of 266 spaces in connection with a proposed commercial development on property located at 2 Wallabout Street (Block 2023, Lot 50), in an M1-4 District*, within a Large-Scale General Development generally bounded by Navy Street, Nassau Street, a line 683 feet easterly of Navy Street and a line 420 feet northerly of Nassau Street.

* Note: The site is proposed to be rezoned from an M1-2 District to an M1-4 District under a concurrent related application (C 110382 ZMK).

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

No. 11

CD 2 C 110378 ZSK
IN THE MATTER OF an application submitted by the Brooklyn Navy Yard Development Corporation pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-922 of the Zoning Resolution to allow large retail establishments (Use Group 6 and 10A uses) with no limitation on floor area, in connection with the proposed commercial development on property located at 2 Wallabout Street (Block 2023, Lot 50), in an M1-4 District*, within a Large-Scale General Development generally bounded by Navy Street, Nassau Street, a line 683 feet easterly of Navy Street and a line 420 feet northerly of Nassau Street.

* Note: The site is proposed to be rezoned from an M1-2 District to an M1-4 District under a concurrent related application (C 110382 ZMK).

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

NOTICE

On Wednesday, September 7, 2011, at 10:00 A.M., in Spector Hall, at the Department of City Planning, 22 Reade Street, in Lower Manhattan, a public hearing is being held by the City Planning Commission in conjunction with the above ULURP hearing to receive comments related to a Draft Environmental Impact Statement (DEIS) concerning a zoning map amendment for a rezoning from M1-2 to M1-4 in connection with the proposed development of a property bounded by Navy Street to the west, Nassau Street to the south, and the Brooklyn Navy Yard industrial park to the north and east (Block 2023, Lot 50), in Brooklyn, Community District 2. The applicant is also seeking the following actions: a text amendment to Section 74-742 of the Zoning Resolution for special permits for a Large Scale General Development; approval of acquisition and disposition of the site pursuant to a long-term Master Lease; Certification by the Chairperson of the City Planning Commission pursuant to Zoning Resolution Section 62-811 for compliance with waterfront public access and visual corridors; and special permits related to rear yard encroachments, signage regulations, group parking facilities, Use Group 6 and/or 10A floor area limitations.

The proposed actions would facilitate a proposal by the applicant, Brooklyn Navy Yard Development Corporation (BNYDC), to develop the project site with a mixed-use development (Admirals Row Plaza) on the project site consisting of approximately 293,294 total square feet of development. The development includes a supermarket of approximately 74,161 square feet, approximately 79,068 square feet of neighborhood-oriented retail ranging from small local stores to destination retailers, approximately 7,024 square feet of community facility/non-profit office space, approximately 127,364 square feet of light industrial space, and approximately 215 square feet of enclosed

bicycle parking space. In addition, approximately 295 accessory parking spaces would be provided in a surface lot. Development would incorporate both new construction and the rehabilitation and/or reconstruction and adaptive reuse of two existing historic structures, one of the Officers' Quarters known as Building B and the Timber Shed. In total, three new buildings would be developed, ranging in height from approximately 32 to 99 feet. Comments are requested on the DEIS and will be accepted until Monday, September 19, 2011.

This hearing is being held pursuant to the State Environmental Quality Review Act (SEQRA) and City Environmental Quality Review (CEQR), CEQR No. 11DME001K.

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

a24-s7

HOUSING AUTHORITY

■ MEETING

SPECIAL NOTICE

Please be advised that the New York City Housing Authority has cancelled its Board Meeting scheduled for Wednesday, August 31, 2011 at 10:00 A.M. in the Board Room on the 12th Floor at 250 Broadway, N.Y., N.Y.

☛ a30-31

LANDMARKS PRESERVATION COMMISSION

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN That pursuant to the provisions of Title 25, chapter 3 of the Administrative Code of the City of New York (Sections 25-307, 25-308, 25,309, 25-313, 25-318, 25-320) (formerly Chapter 8-A, Sections 207-6.0, 207-7.0, 207-12.0, 207-17.0, and 207-19.0), on Tuesday, **September 6, 2011 at 9:30 A.M.** in the morning of that day, a public hearing will be held in the Conference Room at 1 Centre Street, 9th Floor, Borough of Manhattan with respect to the following properties and then followed by a public meeting. Any person requiring reasonable accommodation in order to participate in the hearing or attend the meeting should call or write the Landmarks Commission no later than five (5) business days before the hearing or meeting.

CERTIFICATE OF APPROPRIATENESS
 BOROUGH OF QUEENS 11-1328 - Block 8023, lot 16-330 Knollwood Avenue – Douglaston Historic District
 A Colonial Revival style house built in 1941. Application is to construct a rear addition. Zoned R1-2.
 Community District 11.

CERTIFICATE OF APPROPRIATENESS
 BOROUGH OF QUEENS 12-1043 - Block 182, lot 102 39-76 44th Street - Sunnyside Gardens Historic District
 A brick rowhouse with Colonial Revival style details designed by Clarence Stein, Henry Wright and Frederick Ackerman and built in 1926. Application is to modify a window opening and install a door and stairs, and to install a skylight.
 Community District 2.

BINDING REPORT
 BOROUGH OF BRONX 12-2653 - Block 5900, lot 150-6000 Broadway - Van Cortlandt Mansion - Individual and Interior Landmark
 A Georgian style manor House built in 1748-49. Application is to alter the finishes in the dining room.
 Community District 8,7,12.

CERTIFICATE OF APPROPRIATENESS
 BOROUGH OF BROOKLYN 12-2550 - Block 1951, lot 8-71 St. James Place - Clinton Hill Historic District
 An Italianate style rowhouse designed by William B. Nichols, and built in 1868. Application is to install a door and a deck and railing.
 Community District 2.

CERTIFICATE OF APPROPRIATENESS
 BOROUGH OF BROOKLYN 11-0148 - Block 224, lot 2-113 Columbia Heights - Brooklyn Heights Historic District
 A Greek Revival style rowhouse built c. 1837-40. Application is to modify a stair bulkhead constructed without Landmarks Preservation Commission permits.
 Community District 2.

CERTIFICATE OF APPROPRIATENESS
 BOROUGH OF BROOKLYN 12-0238 - Block 2113, lot 13 and 14-121-123 Fort Greene Place - Brooklyn Academy of Music Historic District
 A pair of rowhouses built in 1857. Application is to construct stoops and rooftop additions, demolish existing rear yard additions, and construct new rear yard additions.
 Zoned R6B.
 Community District 6.

CERTIFICATE OF APPROPRIATENESS
 BOROUGH OF BROOKLYN 12-0347 - Block 297, lot 5-227 Clinton Street - Cobble Hill Historic District
 A rowhouse built in 1842-44. Application is to install mechanical equipment at the roof and modify the areaway.
 Community District 6.

CERTIFICATE OF APPROPRIATENESS
 BOROUGH OF BROOKLYN 12-1626 - Block 1079, lot 31-638 2nd Street - Park Slope Historic District
 An Eclectic style rowhouse designed by Benjamin Driesler, and built in 1903. Application is to alter the rear facade and install rooftop mechanical units.
 Community District 6.

CERTIFICATE OF APPROPRIATENESS
 BOROUGH OF BROOKLYN 12-2075 - Block 1130, lot 6-573 Vanderbilt Avenue - Prospect Heights Historic District

A Queen Anne style store and flats building, built c. 1869-1880. Application is to install storefront infill. Community District 8.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 12-3234 - Block 149, lot 7-87 Chambers Street - Tribeca South Historic District
A construction site. Application is to amend Certificate of Appropriateness 12-1562 for the construction of a new building to include installing a curb cut for a garage and modifying the design of the storefront infill. Community District 1.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-6744 - Block 146, lot 18-142 Duane Street - Tribeca South Historic District
An Italianate style store and loft building built in 1860. Application is to construct a pergola on the roof. Community District 1.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-8691 - Block 136, lot 7-46 Warren Street - Tribeca South Historic District Extension
An Italianate style store and loft building designed by Samuel Warner, and built c. 1854. Application is to construct an elevator bulkhead. Community District 1.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 12-1309 - Block 194, lot 23-40 Lispenard Street - Tribeca East Historic District
A Second Empire style store and loft building built in 1866-68. Application is to install storefront infill. Community District 1.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 12-3070 - Block 511, lot 16-600-602 Broadway - SoHo-Cast Iron Historic District
A store building designed by Samuel A. Warner and built in 1883-84. Application is to install a painted wall sign. Zoned M1-5B. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 12-2121 - Block 475, lot 48-53 Greene Street - SoHo-Cast Iron Historic District
A store & storehouse designed by Louis Burger and built in 1867. Application is to replace vault lights and bluestone at the sidewalk, install a ramp, and construct a rooftop addition. Zoned M1-5B. Community District 2.

MODIFICATION OF USE AND BULK
BOROUGH OF MANHATTAN 12-2120 - Block 475, lot 48-53 Greene Street - SoHo-Cast Iron Historic District
A store & storehouse designed by Louis Burger and built in 1867. Application is to request that the Landmarks Preservation Commission issue a report to the City Planning Commission relating to an application for a Modification of Use pursuant to Section 74-711 of the Zoning Resolution. Zoned M1-5B. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 12-1541 - Block 483, lot 8-506 Broadway - SoHo-Cast Iron Historic District
A store building built in 1856. Application is to paint the storefront and install illuminated signage. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 12-2135 - Block 231, Lot 1-301 Canal Street - SoHo-Cast Iron Historic District
A two-story commercial building built c.1955. Application is to replace a storefront, security gates, and signage installed without Landmarks Preservation Commission permits. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 12-3229 - Block 510, lot 45-295 Lafayette Street - Puck Building – Individual Landmark
A Romanesque Revival style commercial building designed by Albert Wagner and built in 1885-86. Application is to construct rooftop additions. Zoned C6-3. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 12-1651 - Block 529, lot 1-644 Broadway - NoHo Historic District
A Queen Anne/Romanesque Revival style bank and loft building designed by Stephen D. Hatch and built in 1889-91. Application is to remove a window, enlarge a masonry opening, and install a door. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 12-1562 - Block 614, lot 56-81-85 Greenwich Avenue, aka 2-4 Bank Street - Greenwich Village Historic District
An apartment building with classical style details and a commercial ground floor designed by Sass and Smallheiser and built in 1902. Application is to install new storefront infill, awnings, lighting, signage and a barrier-free access ramp. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 12-2157 - Block 572, lot 3-406 6th Avenue - Greenwich Village Historic District
A building originally built as a rowhouse in 1839, and altered in 1896 and 1902 with the addition of a sheet metal facade with Classical Revival style details. Application is to install signage. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 12-1304 - Block 609, lot 72-153 West 13th Street - Greenwich Village Historic District
A Greek Revival style rowhouse built in 1847-48. Application is to enlarge window openings and replace windows at the rear elevation. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-1957 - Block 626, lot 55-53 Jane Street - Greenwich Village Historic District

A Greek Revival style rowhouse built in 1846. Application is to construct rooftop and rear yard additions. Zoned C1-6. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 12-2398 - Block 632, lot 17-720-724 Greenwich Street, aka 125-127 Charles Street - Greenwich Village Historic District Extension
A neo-Classical style warehouse building designed by James B. Baker and built in 1901-02, and altered after 1964. Application is to replace windows. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 12-1546 - Block 527, lot 3-6 Bedford Street - Greenwich Village Historic District Extension II
A Federal style building built in 1828-29, and altered to a Renaissance Revival style in 1870. Application is to reconstruct the brick facade and install new windows. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-9310 - Block 818, lot 37-5 West 16th Street - 5 West 16th Street Building - Individual Landmark
A Greek Revival style rowhouse, built c.1846 and altered to accommodate commercial uses at the lower floors in 1894 and 1912, with a penthouse addition constructed in 1918. Application is to construct a barrier-free access ramp and alter the storefront. Community District 5.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 12-1353 - Block 849, lot 2-137 Fifth Avenue - Ladies' Mile Historic District
A neo-Renaissance style store and loft designed by Robert Maynicke and built in 1902. Application is to install storefront infill. Community District 5.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 12-3101 - Block 1304, lot 9001-301 Park Avenue - The Waldorf Astoria - Individual Landmark
An Art Deco style skyscraper designed by Schultze & Weaver and built in 1931. Application is to install a marquee and alter the motor court. Community District 5.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 12-3291 - Block 1274, lot 25-768-770 Fifth Avenue - Plaza Hotel-Individual and Interior Landmark
The Oak Bar, a Tudor Revival/Jacobethan Revival style room, altered and redecorated in 1944-1945, within a French Renaissance style hotel designed by Henry J. Hardenberg and built in 1905-07, with an addition designed by Warren and Wetmore and built in 1921. Application is to create a opening and install a door. Community District 5.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 12-2286 - Block 1123, lot 52-42 West 71st Street - Upper West Side/Central Park West Historic District
A Renaissance Revival style rowhouse designed by Thom & Wilson and built in 1889. Application is to alter the rear window openings and facade and to construct a rooftop bulkhead. Community District 7.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 12-0487 - Block 1213, lot 61-477 Amsterdam Avenue, aka 170 West 83rd Street - Upper West Side/Central Park West Historic District
A Renaissance Revival style apartment building, designed by A.B. Ogden & Son, and built in 1890. Application is to enlarge windows and install new storefront infill. Community District 7.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 12-01216 - Block 2061, lot 51-450 West 147th Street - Hamilton Heights/Sugar Hill Historic District
A Beaux Arts style apartment house designed by Schwartz, Gross & Marcus and built in 1909-10. Application is to raise parapets. Community District 9.

a23-s6

BOARD OF STANDARDS AND APPEALS

■ PUBLIC HEARINGS

SEPTEMBER 13, 2011, 10:00 A.M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday September 13, 2011, 10:00 A.M., at 40 Rector Street, 6th Floor, New York, N.Y. 10006, on the following matters:

SPECIAL ORDER CALENDAR

329-59-BZ
APPLICANT –Mango & Iacoviello, LLP, for Coliseum Tenants Corporation c/o Punia & Marx, Incorporate, owner; Central Parking Systems of New York, Incorporated, lessee. SUBJECT – Application June 1, 2011 – Extension of Term for the continued operation of transient parking in a multiple dwelling which expired on November 4, 2008; an Extension of Time to obtain a Certificate of Occupancy which expired on January 15, 2003 and waiver of rules. R8/C6-6(MID) zoning district. PREMISES AFFECTED – 910-924 Ninth Avenue aka 22-44 West 60th Street, Block 1049, Lot 1, Borough of Manhattan. **COMMUNITY BOARD #4M**

1045-64-BZ
APPLICANT – Hal Dorfman, R.A., for Kips Bay Tower Associates, owners. SUBJECT – Application June 10, 2011 – Extension of Term permitting the use of no more than 120 unused and surplus tenant parking spaces, within an accessory garage, for

transient parking granted by the Board pursuant to §60(1)(b) of the Multiple Dwelling Law (MDL) which expired on June 21, 2011. R8 zoning district. PREMISES AFFECTED – 300-330 East 33rd Street, northwest corner of East 33rd Street and First Avenue, Block 936, Lot 7501, Borough of Manhattan. **COMMUNITY BOARD #6M**

624-68-BZ
APPLICANT – Rothkrug Rothkrug & Spector, LLP, for MMT Realty Associates LLC, owner. SUBJECT – Application June 7, 2011 – Extension of Term of a previously granted Variance (72-21) to permit building occupancy as a wholesale plumbing supply house (UG16), stores and office (UG6) which expired on January 13, 2011; Extension of Time to obtain a Certificate of Occupancy and waiver of the rules. R3-2 zoning district. PREMISES AFFECTED – 188-07 Northern Boulevard, north side of Northern Boulevard between Utopia Parkway and 189th Street, Block 5364, Lots 1, 5, 7, Borough of Queens. **COMMUNITY BOARD #11Q**

351-05-BZ
APPLICANT – Simons & Wright LLC, for Atlas Packaging Solutions Holding Co., Inc., owner. SUBJECT – Application August 11, 2011 – Extension of Time to Complete Construction of a previously granted Variance (72-21) for the construction of six-unit, four story residential building which expired on August 22, 2010; Waiver of Rules of Practice and Procedures. M2-1 zoning district. PREMISES AFFECTED – 146 Conover Street, northeast side of Conover Street, between Sullivan and King Streets, Block 554, Lot 29, Borough of Brooklyn. **COMMUNITY BOARD #6BK**

265-08-BZ
APPLICANT – Richard Bass/Herrick, Feinstein, LLP, for 70 Wyckoff LLC, owner. SUBJECT – Application August 11, 2011– Extension of Time to obtain a Certificate of Occupancy of a previously granted Variance (72-21) for the legalization of residential units in a manufacturing building which expired on August 9, 2011. M1-1 zoning district. PREMISES AFFECTED – 70 Wyckoff Avenue, south east corner of Wyckoff Avenue and Suydam Street, Block 3221, Lot 31, Borough of Brooklyn. **COMMUNITY BOARD #4BK**

13-09-BZ
APPLICANT - Moshe M. Friedman, P.E., for Congregations Tehilos Yotzchok, owner. SUBJECT – Application May 27, 2011 - Amendment to a previously approved application to allow a synagogue contrary to ZR §24-11 Floor & Lot Coverage, ZR §24-34 Front Yard and ZR §24-35 Side Yard. R5 zoning district. PREMISES AFFECTED – 5611 21st Street, east side 95'-8" north of intersection of 21st Avenue and 57th Street, Block 5495, Lot 430, Borough of Brooklyn. **COMMUNITY BOARD #12BK**

APPEALS CALENDAR

219-10-A
APPLICANT – Sheldon Lobel, P.C., for 74-76 Adelphi Realty LLC, owner. SUBJECT – Application November 24, 2010 –An Appeal seeking a determination that the owner has acquired a common law vested right to continue development commenced under the prior R6 zoning district. R5B Zoning district. PREMISES AFFECTED – 74-76 Adelphi Street, west side of Adelphi Street, between Park and Myrtle Avenues, Block 2044, Lots 52, 53, Borough of Brooklyn. **COMMUNITY BOARD #2BK**

69-11-A & 70-11-A
APPLICANT – Sheldon Lobel, P.C., for Fiesta Latina Sports Bar Corporation, owner. SUBJECT – Application May 23, 2011 –Appeal seeking a determination that the owner of has acquired a common law vested right to continue development commenced under the prior R6 zoning district. R4-1 Zoning District. PREMISES AFFECTED – 88-11& 88-13 173rd Street, east side of 173rd Street, between 89th Avenue and Warwick Circle, Block 9830, Lot 22, 23(tentative), Borough of Queens. **COMMUNITY BOARD #12Q**

SEPTEMBER 13, 2011, 1:30 P.M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, September 13, 2011, at 1:30 P.M., at 40 Rector Street, 6th Floor, New York, N.Y. 10006, on the following matters:

ZONING CALENDAR

43-11-BZ
APPLICANT – Harold Weinberg, for David Waknin, owner. SUBJECT – Application April 12, 2011– Special Permit (§73-622) for the enlargement of an existing two family home to be converted to a single family home contrary to floor area, lot coverage and open space (§23-141), side yard (§23-461) and less than the required rear yard (§23-47). R3-2 zoning district. PREMISES AFFECTED – 1296 East 21st Street, west side 220' south of Avenue R, between Avenues R and S, Block 6826, Lot 19, Borough of Brooklyn. **COMMUNITY BOARD #15BK**

58-11-BZ
APPLICANT – Friedman & Gotbaum, LLP, for The Trustees of The Spence School, Incorporated, owner. SUBJECT – Application May 3, 2011 –Variance (§72-21) to permit the expansion of a (UG 3) community facility (The Spence School) contrary to lot coverage (§24-11) and rear yard equivalent (§24-382). R8B zoning district. PREMISES AFFECTED – 20-22 East 91st Street, 62.17' west from the corner formed by the intersection of the south side of 91st Street and west of Madison Avenue, Block 1502, Lots 59 & 12, Borough of Manhattan. **COMMUNITY BOARD #8M**

Jeff Mulligan, Executive Director

a29-30

COURT NOTICE

SUPREME COURT

■ NOTICE

**RICHMOND COUNTY
IA PART 74
NOTICE OF ACQUISITION
INDEX NUMBER (CY) 4020/11**

In the Matter of the Application of the CITY OF NEW YORK relative to acquiring title in fee simple absolute to certain real property where not heretofore acquired for

**SNEDEN AVENUE
from Eagan Avenue to Arden Avenue**

in the Borough of Staten Island, City and State of New York.

PLEASE TAKE NOTICE, that by order of the Supreme Court of the State of New York, County of Richmond, IA Part 74 (Hon. Wayne P. Saitta, J.S.C.), duly entered in the office of the Clerk of the County of Richmond on August 9, 2011, the application of the City of New York to acquire certain real property for Sneden Avenue, from Eagan Avenue to Arden Avenue, was granted and the City was thereby authorized to file an acquisition map with the Office of the Clerk of Richmond County. Said map, showing the property acquired by the City, was filed with the Clerk of Richmond County on August 12, 2011. Title to the real property vested in the City of New York on August 12, 2011.

PLEASE TAKE FURTHER NOTICE, that the City has acquired the following parcels of real property:

Damage Parcel	Block	Lot
2	6205	Part of 200
3	6209	Part of 1
4	6209	Part of 4
5	6209	Part of 5
6	6209	Part of 6
7	6209	Part of 7
8	6209	Part of 8
9	6209	Part of 9
10	6209	Part of 10
11	6209	Part of 11
12	6209	Part of 12
13	6209	Part of 13
14	6209	Part of 14
15	6209	Part of 15
16	6209	Part of 16
17	6209	Part of 17
18	6209	Part of 18
19	6209	Part of 19
20	6209	Part of 20
21	6209	Part of 21
22	6209	Part of 22
23	6209	Part of 30
24	6211	Part of 24
25	6211	Part of 32
26	6211	Part of 33
1A	Bed of Sneden Avenue/ Bed of Seguire Place	
2A	Bed of Sneden Avenue/ Bed of Seguire Place	
3A	Bed of Sneden Avenue/ Bed of Seguire Place	
24A	Bed of Sneden Avenue/ Bed of Seguire Place	
25A	Bed of Sneden Avenue/ Bed of Seguire Place	
26A	Bed of Sneden Avenue/ Bed of Seguire Place	
27A	Bed of Sneden Avenue/ Bed of Seguire Place	
28A	Bed of Sneden Avenue/ Bed of Seguire Place	
29A	Bed of Sneden Avenue/ Bed of Seguire Place	
30A	Bed of Sneden Avenue/ Bed of Seguire Place	

PLEASE TAKE FURTHER NOTICE, that pursuant to said Order, each and every person interested in the real property acquired in the above-referenced proceeding and having any claim or demand on account thereof, shall have a period of one calendar year from the date of service of the Notice of Acquisition for this proceeding, in which to file a written claim, demand or notice of appearance with the Clerk of the Court of Richmond County, and to serve within the same time a copy thereof on the Corporation Counsel of the City of New York, Tax and Bankruptcy Litigation Division, 100 Church Street, New York, New York 10007.

Pursuant to EDPL § 504, the claim shall include:

- (A) the name and post office address of the condemnee;
- (B) reasonable identification by reference to the acquisition map, or otherwise, of the property affected by the acquisition, and the condemnee's interest therein;
- (C) a general statement of the nature and type of damages claimed, including a schedule of fixture items which comprise part or all of the damages claimed; and,
- (D) if represented by an attorney, the name, address and telephone number of the condemnee's attorney.

Pursuant to EDPL § 503(C), in the event a claim is made for fixtures or for any interest other than the fee in the real property acquired, a copy of the claim, together with the schedule of fixture items, if applicable, shall also be served upon the fee owner of said real property.

PLEASE TAKE FURTHER NOTICE, that, pursuant to § 5-310 of the New York City Administrative Code, proof of title shall be submitted to the Corporation Counsel of the City of New York, Tax and Bankruptcy Litigation Division, 100 Church Street, New York, New York 10007 on or before August 12, 2013 (which is two (2) calendar years from the title vesting date).

Dated: August 15, 2011, New York, New York
MICHAEL A. CARDOZO
Corporation Counsel of the City of New York
100 Church Street, Rm 5-235
New York, New York 10007
Tel. (212) 788-0710

a19-s1

**RICHMOND COUNTY
IA PART 74
NOTICE OF ACQUISITION
INDEX NUMBER (CY) 4021/11**

In the Matter of the Application of the CITY OF NEW YORK, relative to acquiring title in fee, to real property needed for:

IONIA AVENUE FROM JEFFERSON BOULEVARD TO APPROXIMATELY 300 FEET NORTHEASTERLY OF JEFFERSON BOULEVARD, and IONIA AVENUE FROM CARLTON BOULEVARD TO ARDEN AVENUE, and

THE NORTHEASTERLY AREA OF THE INTERSECTION OF IONIA AVENUE AND ARDEN AVENUE,
in the Borough of Staten Island, City and State of New York.

PLEASE TAKE NOTICE, that by order of the Supreme Court of the State of New York, County of Richmond, IA Part 74 (Hon. Wayne P. Saitta, J.S.C.), duly entered in the office of the Clerk of the County of Richmond on August 9, 2011, the application of the City of New York to acquire certain real property needed for, Ionia Avenue from Jefferson Boulevard to approximately 300 feet northeasterly of Jefferson Boulevard, and Ionia Avenue from Carlton Boulevard to Arden Avenue, and the northeasterly area of the intersection of Ionia Avenue and Arden Avenue, for the installation of storm and sanitary sewers, and water mains was granted, and the City was thereby authorized to file an acquisition map with the Office of the Clerk of Richmond County. Said map, showing the property acquired by the City, was filed with the Clerk of Richmond County on August 12, 2011. Title to the real property vested in the City of New York on August 12, 2011.

PLEASE TAKE FURTHER NOTICE, that the City has acquired the following parcels of real property:

Damage Parcel	Block	Lot
n/a	Bed of Ionia Avenue (adjacent to Block 5699, Lot 1)	
n/a	Bed of Ionia Avenue (adjacent to Block 5699, 72)	
n/a	Bed of Ionia Avenue (adjacent to Block 5699, Lot 69)	
n/a	Bed of Ionia Avenue (adjacent to Block 5699, Lot 63)	
n/a	Bed of Ionia Avenue (adjacent to Block 5699, Lot 61)	
n/a	Bed of Ionia Avenue (adjacent to Block 5699, Lot 59)	
n/a	Bed of Ionia Avenue (adjacent to Block 5699, Lot 57)	
n/a	Bed of Ionia Avenue (adjacent to Block 5699, Lot 55)	
n/a	Bed of Ionia Avenue (adjacent to Block 5699, Lot 53)	
n/a	Bed of Ionia Avenue (adjacent to Block 5699, Lot 51)	
n/a	Bed of Ionia Avenue (adjacent to Block 5699, Lot 49)	
n/a	Bed of Ionia Avenue (adjacent to Block 5699, Lot 47)	
n/a	Bed of Ionia Avenue (adjacent to Block 5698, Lot 9)	
n/a	Bed of Ionia Avenue (adjacent to Block 5698, Lot 72)	
n/a	Bed of Ionia Avenue (adjacent to Block 5698, Lot 65)	
n/a	Bed of Ionia Avenue (adjacent to Block 5698, Lot 28)	
n/a	Bed of Ionia Avenue (adjacent to Block 5698, Lot 30)	
n/a	Bed of Ionia Avenue (adjacent to Block 5698, Lot 32)	
n/a	Bed of Ionia Avenue (adjacent to Block 5698, Lot 34)	
n/a	Bed of Ionia Avenue (adjacent to Block 5698, Lot 36)	
n/a	Bed of Ionia Avenue (adjacent to Block 5698, Lot 38)	
n/a	Bed of Ionia Avenue (adjacent to Block 5698, Lot 40)	
n/a	Bed of Ionia Avenue (adjacent to Block 5698, Lot 42)	
n/a	Bed of Ionia Avenue (adjacent to Block 6230, Lot 1)	
n/a	Bed of Ionia Avenue (adjacent to Block 6230, Lot 15)	
n/a	Bed of Ionia Avenue (adjacent to Block 6230, Lot 75)	
n/a	Bed of Ionia Avenue (adjacent to Block 6230, Lot 73)	
n/a	Bed of Ionia Avenue (adjacent to Block 6229, Lot 11)	
n/a	Bed of Ionia Avenue (adjacent to Block 6229, Lot 15)	
n/a	Bed of Ionia Avenue (adjacent to Block 6229, Lot 19)	
n/a	Bed of Ionia Avenue (adjacent to Block 6229, Lot 21)	
n/a	Bed of Ionia Avenue (adjacent to Block 6229, Lot 23)	
1	Bed of Ionia Avenue	
1A	Bed of Ionia Avenue and Bed of Arden Avenue	
2	5699	p/o 69
3	5699	p/o 72
4	Bed of Ionia Avenue	
5	Bed of Ionia Avenue	

PLEASE TAKE FURTHER NOTICE, that pursuant to said Order, each and every person interested in the real property acquired in the above-referenced proceeding and having any claim or demand on account thereof, shall have a period of one calendar year from the date of service of the notice of acquisition for this proceeding, to file a written claim, demand, or notice of appearance with the Clerk of the Court of Richmond County, and to serve within the same time a copy thereof on the Corporation Counsel of the City of New York, Tax and Bankruptcy Litigation Division, 100 Church Street, New York, New York 10007.

Pursuant to EDPL § 504, the claim shall include:

- (A) the name and post office address of the condemnee;

- (B) reasonable identification by reference to the acquisition map, or otherwise, of the property affected by the acquisition, and the condemnee's interest therein;
- (C) a general statement of the nature and type of damages claimed, including a schedule of fixture items which comprise part or all of the damages claimed; and,
- (D) if represented by an attorney, the name, address and telephone number of the condemnee's attorney.

Pursuant to EDPL § 503(C), in the event a claim is made for fixtures or for any interest other than the fee in the real property acquired, a copy of the claim, together with the schedule of fixture items, if applicable, shall also be served upon the fee owner of said real property.

PLEASE TAKE FURTHER NOTICE, that, pursuant to § 5-310 of the New York City Administrative Code, proof of title shall be submitted to the Corporation Counsel of the City of New York, Tax and Bankruptcy Litigation Division, 100 Church Street, New York, New York 10007 on or before August 12, 2013 (which is two (2) calendar years from the title vesting date).

Dated: August 16, 2011, New York, New York
MICHAEL A. CARDOZO
Corporation Counsel of the City of New York
100 Church Street, Rm 5-235,
New York, New York 10007
Tel. (212) 788-0710

a19-s1

PROPERTY DISPOSITION

CITYWIDE ADMINISTRATIVE SERVICES

MUNICIPAL SUPPLY SERVICES

■ SALE BY AUCTION

PUBLIC AUCTION SALE NUMBER 12001-D

NOTICE IS HEREBY GIVEN of a public auction of City fleet vehicles consisting of cars, vans, light duty vehicles, trucks, heavy equipment and miscellaneous automotive equipment to be held on Wednesday, September 14, 2011 (SALE NUMBER 12001-D). Viewing is on auction day only from 8:30 A.M. until 9:00 A.M. The auction begins at 9:00 A.M.

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

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

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

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

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

a24-s14

POLICE

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

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

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

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

FOR MOTOR VEHICLES

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

FOR ALL OTHER PROPERTY

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

j1-d31

PROCUREMENT

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

ADMINISTRATION FOR CHILDREN'S SERVICES

■ SOLICITATIONS

Human/Client Services

NON-SECURE DETENTION GROUP HOMES – Negotiated Acquisition – Judgment required in evaluating proposals - PIN# 06811N0004 – DUE 05-31-13 AT 2:00 P.M. – The Administration for Children's Services, Division of Youth and Family Justice is soliciting applications from organizations interested in operating non-secure detention group homes in New York City. This is an open-ended solicitation; applications will be accepted on a rolling basis until 2:00 P.M. on 5/31/13.

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.
Administration for Children's Services, 150 William Street, 9th Floor, New York, NY 10038.
Patricia Chabla (212) 341-3505; Fax: (212) 341-3625; patricia.chabla@dca.state.ny.us

j1-n14

CITYWIDE ADMINISTRATIVE SERVICES

MUNICIPAL SUPPLY SERVICES

■ SOLICITATIONS

Goods

TRUCK, LOGISTICAL SUPPORT UNIT - FDNY – Competitive Sealed Bids – PIN# 8571100728 – DUE 09-27-11 AT 10:30 A.M.
● **COMMAND TACTICAL DEPLOYMENT PERSONNEL VEHICLE - FDNY** – Competitive Sealed Bids – PIN# 8571200044 – DUE 09-27-11 AT 10:30 A.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Department of Citywide Administrative Services, 1 Centre Street, 18th Floor, New York, NY 10007.
Anna Wong (212) 669-8610; Fax: (212) 669-7603; dcasdmssbids@dcas.nyc.gov

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Goods & Services

STENOGRAPHIC REPORTING SERVICES – Competitive Sealed Bids – PIN# 8571100769 – DUE 09-26-11 AT 10:30 A.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Department of Citywide Administrative Services, 1 Centre Street, 18th Floor, New York, NY 10007.
Anna Wong (212) 669-8610; Fax: (212) 669-7603; dcasdmssbids@dcas.nyc.gov

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■ VENDOR LISTS

Goods

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

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

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

j5-d31

DESIGN & CONSTRUCTION

■ AWARDS

Construction/Construction Services

HWKF2007, CM/DESIGN/BUILD FOR THE PURCHASE AND INSTALLATION OF NEW ASPHALT PLANT EQUIPMENT – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 8502011VP0005P – AMT: \$9,499,875.63 – TO: HAKS Engineers, Architects and Land Surveyors, P.C., 40 Wall Street, 11th Floor, New York, NY 10005. For the Hamilton Avenue Asphalt Plant, operated by the NYC Department of Transportation, Brooklyn.

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EMPLOYEES RETIREMENT SYSTEM

■ AWARDS

Goods & Services

IBM MAINFRAME HARDWARE MAINTENANCE – Intergovernmental Purchase – PIN# 0090823201101 – AMT: \$263,075.22 – TO: IBM Corp., 7100 Highlands Parkway, Smyrna, GA 30082. IBM Mainframe Hardware 3 year maintenance purchased off NYSOGS.
● **IBM LAN TAPE HARDWARE MAINTENANCE** – Intergovernmental Purchase – PIN# 0090823201102 – AMT: \$123,250.44 – TO: IBM Corp., 7100 Highlands Parkway, Smyrna, GA 30082. IBM LAN Hardware 3 year maintenance purchased off NYSOGS.

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Services (Other Than Human Services)

TECHNOFINA IT CONSULTANT CONTRACT – Intergovernmental Purchase – PIN# 0090824201101 – AMT: \$160,000.00 – TO: Technofina Services, 45 West 34th Street, Suite 803, NY, NY 10001. Replacement contract for new consultant - previous consultant did not work out.

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ENVIRONMENTAL PROTECTION

CONTRACT MANAGEMENT

■ VENDOR LISTS

Construction/Construction Services

ANNUAL UPDATE FOR CONSULTANT PRE-QUALIFICATION – CONSULTANT PRE-QUALIFICATION FOR:

- FACILITY PLANNING, DESIGN AND DESIGN SERVICES DURING CONSTRUCTION:
 - Water Pollution Control and Water Supply Facilities Construction, Reconstruction and Improvements
 - Water Quality Improvement Program
 - Pumping Station and Force Main Construction, Reconstruction and Improvements
 - Related Department Support and Ancillary Facilities
 - Landfill Remediation
 - Road and Bridge Reconstruction
 - Dam Reconstruction
 - Shaft and Tunnel Construction

II. CONSTRUCTION MANAGEMENT SERVICES:

- Water Pollution Control Facilities Construction, Reconstruction and Improvements
- Water Supply Facilities Construction, Reconstruction and Improvements
- Pumping Station and Force Main Construction, Reconstruction and Improvements
- Related Department Support and Ancillary Facilities
- Landfill Remediation
- Road and Bridge Reconstruction
- Dam Reconstruction
- Shaft and Tunnel Construction
- Concrete Quality Control/Quality Assurance Program

This Ad is for the purpose of updating an existing pre-qualified list in accordance with the PPB Rules. Firms already pre-qualified for the above services do not need to reply unless significant changes in personnel or experience have occurred. Firms who have previously failed to qualify may re-apply if they feel that they now have the required personnel and/or experience to qualify. Please see directions in attached Catalogue of Pre-qualification categories.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Department of Environmental Protection, 59-17 Junction Blvd., 17th Floor, Flushing, NY 11373.
Glorivee Roman (718) 595-3226; glroman@dep.nyc.gov

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HEALTH AND HOSPITALS CORPORATION

The New York City Health and Hospitals Corporation is regularly soliciting bids for supplies and equipment at its Central Purchasing Offices, 346 Broadway, New York City, Room 516, for its Hospitals and Diagnostic and Treatment Centers. All interested parties are welcome to review the bids that are posted in Room 516 weekdays between 9:00 a.m. and 4:30 p.m. For information regarding bids and the bidding process, please call (212) 442-4018.

j1-d31

■ SOLICITATIONS

Goods

SURGICAL GRAFTS – Competitive Sealed Bids – PIN# 22212010 – DUE 09-12-11 AT 3:00 P.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Lincoln Hospital Center, 234 East 149th Street, Bronx, NY 10451. Erik Bryan (718) 579-5532; Fax: (718) 579-4746; erik.bryan@nychhc.org

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CONTRACT SERVICES

■ SOLICITATIONS

Construction/Construction Services

MODERNIZATION OF (1) ELEVATOR AND P.M. ON (2) ELEVATORS AT KINGS CO-COOK CHILL FACILITY 250K - 300K – Competitive Sealed Bids – PIN# 02200828A – DUE 10-04-11 AT 1:30 P.M. – Kings County Hospital, Cook Chill Facility, Brooklyn, N.Y. Bid documents fee \$30.00 (company check or money order) payable to NYCHHC, non-refundable.

Mandatory pre-bid meetings and site tours are as follows: 10:00 A.M. on September 14, 2011 and 1:30 P.M. on September 15, 2011, at Cook Chill Facility, 599 Kingston Avenue, Brooklyn, 1st Floor Conference Room.

Technical questions must be submitted in writing, email or fax, no later than five (5) calendars days before Bid Opening to Clifton McLaughlin - Fax: (212) 442-3851.

Requires Trade Licenses (where applicable). Under Article 15A of the State of New York, the following M/WBE goals apply to this contract MBE 11 percent and WBE 9 percent. These goals apply to any bid submitted of \$100,000 or more. Bidders not complying with these terms will have their bids declared non-responsive.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Health and Hospitals Corporation, 346 Broadway, 12th Floor West, New York, NY 10013.
Clifton McLaughlin (212) 442-3658; Fax: (212) 442-3851; mclaughc@nychhc.org

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Construction Related Services

2 ELEVATORS AND 1 DUMBWAITER SERVICE CONTRACT AT E NY D AND TC – Public Bid – PIN# BO5BO5 – DUE 09-27-11 AT 1:30 P.M. – East New York Diagnostic and Treatment Center, Brooklyn, N.Y. To provide initial repair work for proper operation of (2) elevators and (1) dumbwaiter; preventive maintenance; routine repairs and emergency work at any time, including off-hours, weekends and holidays. Bid documents fee \$30.00 (company check or money order) payable to NYCHHC, non-refundable.

Mandatory pre-bid meetings and site tours are as follows: 1:30 P.M. on September 14, 2011 and 1:30 P.M. on September 15, 2011, at 2094 Pitkin Avenue, Brooklyn, N.Y. Conference Room, 2nd Fl.

Technical questions must be submitted in writing, email or fax, no later than five (5) calendars days before Bid Opening to Mike Ball - Fax: (212) 442-3851.

Requires Trade Licenses (where applicable). Under Article 15A of the State of New York, the following M/WBE goals apply to this contract MBE 6 percent and WBE 5 percent. These goals apply to any bid submitted of \$100,000 or more. Bidders not complying with these terms will have their bids declared non-responsive.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Health and Hospitals Corporation, 346 Broadway, 12th Floor West, New York, NY 10013.
Clifton McLaughlin (212) 442-3658; Fax: (212) 442-3851; mclaughc@nychhc.org

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ELEVATORS SERVICE CONTRACT – Competitive Sealed Bids – PIN# MO3MO3 – DUE 09-27-11 AT 1:30 P.M. – At Gouverneur Hospital, New York, N.Y. Provide initial repair work for proper operation of elevators; preventive maintenance; routine repairs and emergency work at any time, including off-hours, weekends and holidays on (5) existing elevators and (4) new elevators. Bid documents fee \$30.00 (company check or money order) payable to NYCHHC, non-refundable.

Mandatory pre-bid meetings and site tours are as follows: 11:00 A.M. on September 9, 2011 and 11:00 A.M. on September 13, 2011. At 227 Madison Street, NY, NY, in Room No. 793, 7th Fl. (Due to Construction use the temporary entrance on Clinton St.)

Technical questions must be submitted in writing, email or fax, no later than five (5) calendar days before bid opening to Clifton McLaughlin - fax: (212) 442-3851.

Requires Trade Licenses (where applicable). Under Article 15A of the State of New York, the following M/WBE goals apply to this contract MBE 6 percent and WBE 5 percent. These goals apply to any bid submitted of \$100,000 or more. Bidders not complying with these terms will have their bids declared non-responsive.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Health and Hospitals Corporation, 346 Broadway, 12th Floor West, New York, NY 10013.
Clifton McLaughlin (212) 442-3658; Fax: (212) 442-3658; mclaughc@nychhc.org

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HEALTH AND MENTAL HYGIENE

AGENCY CHIEF CONTRACTING OFFICER

■ SOLICITATIONS

Human/Client Services

NEW YORK/NY III SUPPORTED HOUSING CONGREGATE – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 81608PO076300R0X00-R – DUE 09-18-12 AT 4:00 P.M. – The Department is issuing a RFP to establish 3,000 units of citywide supportive housing in newly constructed or rehabilitated single-site buildings for various homeless populations pursuant to the New York III Supported Housing agreement. The subject RFP will be open-ended and proposals will be accepted on an on-going basis. The RFP is available on-line at <http://www.nyc.gov/html/doh/html/acco/acco-rfp-nynycongregate-20070117-form.shtml>. A pre-proposal conference was held on March 6, 2007 at 2:00 P.M. at 125 Worth Street, 2nd Floor Auditorium, New York, N.Y. Any questions regarding this RFP must be sent in writing in advance to Contracting Officer at the above address or e-mailed to the above address. All proposals must be hand delivered at the Agency Chief Contracting Officer, Gotham Center, CN#30A, 42-09 28th Street, 17th Floor, Queens, NY 11101-4132, no later than September 18, 2012.

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

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
 Health and Mental Hygiene, ACCO, Gotham Center, CN#30A, 42-09 28th Street, 17th Floor, Queens, NY 11101-4132.
 Huguetta Beauport (347) 396-6633; hbeauport@health.nyc.gov

a6-s17

POLICE PENSION FUND

■ SOLICITATIONS

Services (Other Than Human Services)

COPS TIER 3 MODULE DEVELOPMENT AND INTEGRATION – Sole Source – Available only from a single source - PIN# 2561206COPST3 – DUE 09-12-11 AT 12:00 P.M. – The selected Sole Source contractor, Vitech Systems Group, Inc. will be responsible for enhancing the Comprehensive Officer Pension System (COPS) database to accommodate Tier 3 members hired on or after June 30, 2009. The newly formed pension tier has substantially changed from the existing Tier 2 pension laws. COPS will be enhanced to manage multiple tiers. COPS was developed using the Vitech V3 platform and associated components which has been developed using tools that include, but are not limited to Oracle 10g Enterprise Suite.

Police Pension Fund, 233 Broadway, 25th Floor.
 Latonia Harris (212) 693-5068; Fax: (212) 693-2715;
 lharris@nycppf.org

a29-s2

TRIBOROUGH BRIDGE & TUNNEL AUTHORITY

■ SOLICITATIONS

Construction / Construction Services

DESIGN AND CONSTRUCTION SUPPORT SERVICES FOR PROJECT TN-49 – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# PSC112897000 – DUE 09-13-11 AT 3:30 P.M. – Request for expressions of interests for TN-49 - Roadway Deck Rehabilitation / replacement of the suspended spans at the Throgs Neck Bridge. Please visit our website at www.mta.info for more information.

Triborough Bridge and Tunnel Authority, 2 Broadway, 24th Floor, New York, NY 10004.
 Victoria Warren (646) 252-7092; Fax: (646) 252-7077;
 vwarren@mtabt.org
 3 Stone Street, Bid Suite, New York, NY 10004.

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Services (Other Than Human Services)

INDEPENDENT SAFETY MONITOR SERVICES FOR ONGOING AUTHORITY CONSTRUCTION PROJECTS – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# PSC112898000 – DUE 09-15-11 AT 3:30 P.M. – Request for expressions of interest. Please visit our website at www.mta.info for more information.

Triborough Bridge and Tunnel Authority, 2 Broadway, 24th Floor, New York, NY 10004.
 Victoria Warren (646) 252-7092; Fax: (646) 252-7077;
 vwarren@mtabt.org
 3 Stone Street, Bid Suite, New York, NY 10004.

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AGENCY RULES

ENVIRONMENTAL PROTECTION

■ NOTICE

NOTICE OF PROMULGATION OF RULE

Notice is hereby given pursuant to the authority vested in the City of New York Department of Environmental Protection (“DEP”) by Section 1043 of the New York City Charter and by sections 11-319(b)(11) and 11-322(b)(4) of the Administrative Code of the City of New York, that DEP hereby promulgates the following rule. The rule was published in The City Record on July 22, 2011, and a Public Hearing was held on August 22, 2011.

Statement of Basis and Purpose of Final Rule

The rulemaking adds a new Chapter 33 to Title 15 of the Rules of the City of New York, to be titled Sale of Tax Liens and Complaint Resolution. The rule largely references DEP’s existing procedures, currently codified in the New York City Water Board, Water and Wastewater Rate Schedule (“Water Board Rate Schedule”), which is currently available at http://www.nyc.gov/html/nywaterboard/pdf/rates/fy2012_rates.pdf.

Section 33-01, Sale of Liens Arising from Outstanding Water and Wastewater Charges, references the identically-named section in the Water Board Rate Schedule. That section provides that if such a lien is sold:

- No bill issued before the date of the sale may be canceled or reissued without the approval of the Board or a court order, and
- Billing Programs will be available on a prospective basis only.

Section 11-322(b)(4) of the Administrative Code requires the New York City Department of Environmental Protection (“DEP”) to promulgate rules governing agreements for the payment in installments of any delinquent sewer rents, sewer surcharges, or water rents (“installment agreements”). Entering into an installment agreement would enable

property owners to prevent the sale of tax liens on their property.

Section 33-02 of the rule references existing procedures in the Water Board Rate Schedule governing the following:

- Terms and conditions of installment agreements. A property owner may enter into an installment agreement with DEP for delinquent charges. The proposed sale of a tax lien or liens on the property owner’s property will be cancelled after entering into the installment agreement. The installment agreement may include no minimum down payment and a repayment period of not more than 120 months. Property owners may choose to make a down payment or to have a shorter repayment period.
- Default – definition and consequences. Default is defined as when required payments are not made for a period of six months. The tax lien or tax liens on the subject property may be sold following default and DEP may exercise all available collection enforcement options, including termination of service. Default, however, may be cured if the property owner brings all installment payments and all current charges that are outstanding at the time of the default to a current status, including any outstanding interest and fees, prior to the date of sale. If default is not cured prior to the date of sale, the property owner will not be eligible to enter into an installment agreement for the subject property for five years, unless the Commissioner makes a finding of extenuating circumstances. The rule defines extenuating circumstances.

This rule also provides that property owners will receive information regarding exemptions prior to entering into an installment agreement, that installment agreements should require monthly payments, and that property owners who enter into an installment agreement and have automated meter reading will receive a consolidated monthly bill starting in 2012.

Section 11-319(b)(11) of the Administrative Code requires DEP to promulgate rules identifying or describing any existing procedures governing challenges to sewer rent, sewer surcharge, and/or water rent. Section 33-03 identifies existing procedures in the Water Board Rate Schedule. In particular, property owners may file a written complaint of a disputed water bill within four years of the bill date. DEP will provide a response and decision, and the property owner may appeal.

Statement of Substantial Need for Earlier Implementation

I hereby find, pursuant to Subparagraph (c) of Paragraph (1) of Subdivision (e) of Section 1043 of the New York City Charter, and hereby represent to the Mayor, that there is a substantial need for the implementation, immediately upon its final publication in the *City Record*, of the rules governing the sale of tax liens.

Local Law No. 15 for the Year 2011 amended the Administrative Code of the City of New York, in relation to the sale of tax liens. The local law took effect on March 16, 2011. Such local law required the promulgation of rules identifying any existing procedures governing challenges to the validity of any sewer rent, sewer surcharge, or water rent, and of rules relating to installment agreements that would enable property owners to prevent the sale of tax liens on their property, by September 1, 2011, in accordance with § 11-319(b)(11) and § 11-322(b)(4) of the Administrative Code.

Immediate implementation of the rule will enable the Department to take all the administrative measures necessary for the timely initiation of the mandates of the local law, by September 1, 2011.

Therefore, there is a substantial need for the earlier implementation of this rule pursuant to Charter § 1043(e)(1)(c).

/s/
 Carter H. Strickland, Jr.
 Commissioner
 Department of Environmental Protection

Approved: /s/
 Michael R. Bloomberg
 Mayor
 Date: August 29, 2011

Rules Relating to the Sale of Tax Liens and Complaint Resolution

Section 1. Title 15 of the Rules of the City of New York is amended by adding a new Chapter 33 to read as follows:

Chapter 33
 Sale of Tax Liens and Complaint Resolution

§ 33-01. Sale of Liens Arising from Outstanding Water and Wastewater Charges

Please refer to the New York City Water Board Water and Wastewater Rate Schedule, Part VIII – Collection Enforcement, Section 1, Sale of Liens Arising from Outstanding Water and Wastewater Charges.

§ 33-02. Installment Agreements

(a) Generally

A property owner may enter into an installment payment agreement with the Department of Environmental Protection or the Water Board for delinquent charges. Please refer to the New York City Water Board Water and Wastewater Rate Schedule, Part VIII – Collection Enforcement, Section 4, Installment Payment Agreements.

(b) Down payment

Please refer to the New York City Water Board Water and Wastewater Rate Schedule, Part VIII – Collection Enforcement, Section 4, Installment Payment Agreements.

(c) Payment schedule

An installment agreement must provide that the property owner will make payments on a monthly basis.

(d) Term of agreement

Please refer to the New York City Water Board Water and Wastewater Rate Schedule, Part VIII – Collection Enforcement, Section 4, Installment Payment Agreements.

(e) Default

(1) Definition of default:

Please refer to the New York City Water Board Water and Wastewater Rate Schedule, Part VIII – Collection Enforcement, Section 4, Installment Payment Agreements.

(2) Consequences of default; cure of default:

Please refer to the New York City Water Board

Water and Wastewater Rate Schedule, Part VIII – Collection Enforcement, Section 4, Installment Payment Agreements.

(3) Bar from executing future installment agreements:

Please refer to the New York City Water Board Water and Wastewater Rate Schedule, Part VIII – Collection Enforcement, Section 4, Installment Payment Agreements.

(4) “Extenuating circumstances” in which default in an installment agreement would be forgiven:

(i) “Extenuating circumstances” shall mean (1) the death of the signatory to the agreement, of any person named on the deed for the property or of a contributing household member, (2) a loss of income to the signatory, to any person named on the deed for the property or to a contributing household member due to his or her involuntary absence from the property for any consecutive period of six months or more for treatment of an illness, for military service, or pursuant to a court order, that results in a default of the agreement or inability to cure the default prior to the date of sale of the tax lien or tax liens or (3) a loss of income to the signatory to the agreement, to any person named on the deed for the property or to a contributing household member due to his or her unemployment for any consecutive period of six months or more that results in a default of the agreement or inability to cure the default prior to the date of sale of the tax lien or tax liens.

(ii) For purposes of this paragraph, “contributing household member” shall mean any person eighteen years of age or older who has lived in the property that is the subject of the installment agreement at least since the execution of the agreement and has paid household expenses since the execution of the agreement in an amount equal to at least fifty percent of each installment amount due under the agreement.

(iii) An application for a finding of extenuating circumstances may be made only on a form prepared by the Commissioner of Environmental Protection or his or her designee and shall include a certification by the applicant that extenuating circumstances exist. The Department of Environmental Protection may require additional documentation to support a claim of extenuating circumstances by a property owner. If the Department of Environmental Protection determines that the applicant has provided inaccurate information in the application, any installment agreement entered into based on the finding of extenuating circumstances shall be revoked and the property owner shall not be eligible to enter into an installment agreement with the department for the subject property for five years from the date of sale. The determination on an application for a finding of extenuating circumstances or on the accuracy of such application will be made by the Bureau of Customer Services of the Department of Environmental Protection. If the application is denied or if the information in the application is determined to be inaccurate, the property owner may appeal the determination within 30 days to the Commissioner of Environmental Protection or his or her designee.

(iv) No signatory to an installment agreement who has defaulted on such agreement and who, as a result of a finding of extenuating circumstances, has been allowed to enter into a second installment agreement for the subject property, shall be eligible to enter into any subsequent agreement on the subject property by applying for a finding of extenuating circumstances for the default of such second installment agreement. The same restriction shall apply to any other person whose change of circumstances was the basis, in whole or in part, for the original finding of extenuating circumstances.

(f) Information regarding exemptions

Property owners will be given information regarding eligibility for real property tax exemption programs prior to entering into an installment agreement under this section.

(g) Consolidated monthly bill

Beginning January 1, 2012, any property owner who has entered into an installment agreement with the Department of Environmental Protection and who has automated meter reading shall receive a consolidated monthly bill for current sewer rents, sewer surcharges and water rents and any payment due under such installment agreement.

§ 33-03 Complaint Resolution and Appeal Process

Please refer to the New York City Water Board Water and Wastewater Rate Schedule, Part IX – Customer Account Information and Complaint Resolution, Section 2, Complaint Resolution and Appeal Process for existing procedures governing challenges to the validity of any sewer rent, sewer surcharge, or water rent charge.

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FINANCE

■ NOTICE

FINDING OF SUBSTANTIAL NEED FOR EARLIER IMPLEMENTATION

Section 7 of Local Law 15 of 2011 amended Administrative Code section 11-322 by adding a new paragraph (b)(4) that requires that by September 1, 2011, “the commissioners of finance and environmental protection shall promulgate rules governing installment agreements, including but not limited to, the terms and conditions of such agreements, the payment schedules, and the definition and consequences of default.” These amendments to the Rules of the Department of Finance Relating to the Sale of Tax Liens address these requirements in providing guidance to property owners in preventing the sale of tax liens on their property by entering into an installment agreement.

Early implementation of these rule amendments is necessary to meet the requirement of the law that these rule amendments become effective no later than September 1, 2011. Therefore, pursuant to section 1043(e)(1)(c) of the New York City Charter, the Department of Finance hereby finds that there is a substantial need for the earlier implementation of these amendments to the Rules Relating to the Sale of Tax Liens. Consequently, the attached rule amendments shall be effective upon the final publication of the rule amendments in the City Record, and the requirement that thirty days first elapse after such publication before rules become effective shall not apply.

S/S
David M. Frankel
Commissioner of Finance

Approved:
S/S
Michael R. Bloomberg, Mayor

Dated: August 29, 2011

NOTICE OF RULEMAKING

Pursuant to the power vested in me as Commissioner of Finance by section 11-322(b)(4) of the Administrative Code of the City of New York and sections 389(b) and 1043 of the New York City Charter, I hereby promulgate the within Amendments to Rules Relating to the Sale of Tax Liens. These rules were published in proposed form on July 22, 2011. A hearing for public comment was held on August 22, 2011.

S/S
David M. Frankel
Commissioner of Finance

Note: New matter underscored; old matter in brackets [] to be deleted.

Statement of Basis and Purpose

Section 11-322(b)(4) of the Administrative Code of the City of New York requires that no later than September 1, 2011, the New York City Department of Finance promulgate rules governing installment agreements. These agreements would enable property owners to prevent the sale of tax liens on their property.

In accordance with the requirements of the Administrative Code, these rule amendments include:

- The terms and conditions of installment agreements
- The payment schedules
- The definition and consequences of default on an agreement

This rulemaking action also repeals outdated provisions of the rules, and adds a section that describes the authority of the Commissioner of Finance, based on the provisions of section 11-319(b) of the Administrative Code.

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

Proposed Amendments to the Rules Relating to the Sale of Tax Liens

Section 1. Section 40-02 of the Rules Relating to the Sale of Tax Liens (19 RCNY Chapter 40) is repealed and replaced by a new section 40-02 to read as follows:

§40-02 Payment of Tax Liens Prior to Sale.

(a) *Payment due date.* Prior to the sale of a tax lien, the Commissioner shall provide the notice required by Administrative Code §11-320, and shall include in such notice the date by which any such tax lien must be satisfied in full in order to prevent the sale of the lien. In the event that no such date is included in the notice, the lien must be satisfied prior to the date of sale specified in the notice.

(b) *Method of payment.* Payment of a tax lien in accordance with subdivision (a) of this section may be made only in cash or by certified check or money order drawn to the order of the New York City Department of Finance, or in the case of water and sewer charges, the New York City Water Board.]

§40-02. Sale of tax liens.

The Commissioner, on behalf of the City of New York, may sell tax liens, either individually, in combinations, or in the aggregate, pursuant to the procedures provided in Chapter 3 of Title 11 of the Administrative Code, and is authorized by law to establish the terms and conditions of a sale of a tax lien or tax liens. The Commissioner may, in his or her discretion, sell a tax lien or tax liens through a competitive sale or a negotiated sale, including the negotiated sale of tax liens to a trust or other entity created by the City or in which the City has an ownership or residual interest.

The Commissioner shall sell such tax liens at a purchase price that, in the determination of the Commissioner, is in the best interests of the City. The amount of a tax lien that is sold shall be the unpaid amount of the lien as of the date of sale, including: any interest and penalties thereon, any taxes, assessments, sewer rents, sewer surcharges, water rents, any other charges that are made a lien subject to the provisions of Chapter 3 of Title 11 of the Administrative Code, the costs of any advertisements and notices given to effectuate the sale, any other charges that are due and payable, any surcharge imposed by law, and interest and penalties thereon, or such component of the amount thereof as shall be determined by the Commissioner, notwithstanding the amount paid for purchase of the tax lien or component of the amount thereof.

§2. Section 40-03 of such rules is amended to read as follows:

§40-03. Installment agreements.

[(a) *Execution of installment agreements following 60-day notice.* Notwithstanding any other provision of these rules, in the event that a tax lien is to be sold pursuant to a notice of sale of tax liens published not less than 60 days preceding the date of sale in compliance with Administrative Code §11-320, the Commissioner of Finance will not execute an in rem installment agreement for the affected property on or after the date of publication of such notice, unless

(1) the Commissioner includes in the 60-day notice published pursuant to Administrative Code §11-320, or publishes in the City Record on or prior to the date of publication of such 60-day notice, notice to the effect that an in rem installment agreement for an affected property may be executed under the terms specified in Administrative Code §11-405 or §11-409, whichever is applicable;

(2) such agreement is executed, and the required down payment is made, no later than the last date for payment specified in the notice pursuant to subdivision (a) of §40-02 of these rules, and in the manner specified in subdivision (b) of §40-02 of these rules;

(3) there is no outstanding in rem installment agreement for the affected property; and

(4) any unpaid water rents, sewer rents and/or sewer surcharges on the affected property, the collection of which is administered by the Department of Environmental Protection, are the subject of an agreement to pay such unpaid water rents, sewer rents and/or sewer surcharges in installments, executed with the Department of Environmental Protection, and any installments or other charges that have come due under such agreement have been paid.

(b) Notwithstanding the provisions of subdivision (a) of this section, the Commissioner of Finance, in his or her discretion, may, subsequent to the first date on which liens were sold pursuant to the 60-day notice, execute an installment agreement for a property whose liens were included in the 60-day notice, but were not sold on such first date on which liens were sold.

(c) *Preexisting installment agreements with unpaid installments or current taxes or charges.*

In the event that for any property that is included in the 60-day notice published pursuant to Administrative Code §11-320, an in rem installment agreement was executed prior to

such publication, but for which timely payment of all required installments and current charges was not made, payment of any such installments and current charges on or after the date of publication of such notice will not prevent the sale of any liens remaining unpaid on the property.]

(a) Generally.

A property owner may enter into an installment agreement with the Department of Finance that allows for the payment in installments of any delinquent real property taxes or any charges that are made a lien on real property under Chapter 3 of Title 11 of the Administrative Code, excluding any delinquent sewer rents, sewer surcharges and water rents that are collected by the New York City Water Board. Except as provided in subdivision (g) of this section, when a property owner enters into an agreement with the Department of Finance for the payment of any such lien(s), any proposed sale of a tax lien(s) on a property will be cancelled.

(b) Down payment

The property owner is not required to remit a down payment for an installment agreement with the Department of Finance. However, the property owner may elect to remit a down payment in any amount.

(c) Payment schedule

An installment agreement must provide that the property owner make payments on a quarterly or monthly basis as determined by the Commissioner.

(1) *Monthly installments:* If an installment agreement requires monthly payments, then payments must be made by the first day of each month.

(2) *Quarterly installments:* If an installment agreement requires quarterly payments, then payments must be made by January 1, April 1, July 1 and October 1.

(d) Term of agreement

Installment agreements are for a term that is no less than eight years and no more than ten years. However, a property owner may elect for a term that is less than eight years.

(e) Default

(1) Definition of default:

The property owner will be in default of such agreement, if any installment required under an installment agreement remains unpaid for a period of six months from the date payment is required to be made under subdivision (c) of this section, or if any other tax or charge that becomes due on the property during the term of such agreement remains unpaid in whole or in part for a period of six months.

(2) Consequences of default; cure of default:

In the event of default of an installment agreement pursuant to paragraph (1) of this subdivision, the agreement may be cancelled and the tax lien(s) on the property that were required to be paid under the agreement, including any tax liens that became due during the term of the agreement, may be sold.

However, such default may be cured upon property owner's payment, prior to the date of the first tax lien sale that occurs following a default, of all past due installments required by the agreement, and all other charges that became due during the term of the agreement that are past due and unpaid at the time of the default, including interest and fees.

(3) Bar from executing future installment agreements:

If a default is not cured as described in paragraph (2) of this subdivision prior to the date of the first tax lien sale that occurs following such default, the owner of the affected property will not be eligible to enter into an installment agreement with the Department of Finance for the affected property for five years from the date of such sale, unless there is a finding of extenuating circumstances by the Department of Finance as described in paragraph (4) of this subdivision.

(4) “Extenuating circumstances” for purposes of paragraph (3) of this subdivision:

(i) “Extenuating circumstances” shall mean (1) the death of the signatory to the agreement, of any person named on the deed for the property or of a contributing household member, (2) a loss of income to the signatory, to any person named on the deed for the property or to a contributing household member due to his or her involuntary absence from the property for any consecutive period of six months or more for treatment of an illness, for military service, or pursuant to a court order, that results in a default of the agreement or inability to cure the default prior to the date of sale of the tax lien or tax liens or (3) a loss of income to the signatory to the agreement, to any person named on the deed for the property or to a contributing household member due to his or her unemployment for any consecutive period of six months or more that results in a default of the agreement or inability to cure the default prior to the date of sale of the tax lien or tax liens.

(ii) For purposes of this paragraph, “contributing household member” shall mean any person eighteen years of age or older who has lived in the property that is the subject of the installment agreement at least since the execution of the agreement and has paid household expenses since the execution of the agreement in an amount equal to at least fifty percent of each installment amount due under the agreement.

(iii) An application for a finding of extenuating circumstances may be made only on a form prepared by the Commissioner or his or her designee and shall include a certification by the applicant that extenuating circumstances exist. The Department of Finance may require additional documentation to support a claim of extenuating circumstances by a property owner. If the Department of Finance determines that the applicant has provided inaccurate information in the application, any installment agreement entered into based on the finding of extenuating circumstances shall be revoked and the property owner shall not be eligible to enter into an installment agreement with the Department for the subject property for five years from the date of sale. The determination on an application for a finding of extenuating circumstances or on the accuracy of such application will be made by the Payment Operations Division of the Department of Finance. If the application is

denied or if the information in the application is determined to be inaccurate, the property owner may appeal the determination within 30 days to the Commissioner or his or her designee.

(iv) No signatory to an installment agreement who has defaulted on such agreement and who, as a result of a finding of extenuating circumstances, has been allowed to enter into a second installment agreement for the subject property, shall be eligible to enter into any subsequent agreement on the subject property by applying for a finding of extenuating circumstances for the default of such second installment agreement. The same restriction shall apply to any other person whose change of circumstances was the basis, in whole or in part, for the original finding of extenuating circumstances.

(f) Information regarding exemptions

Before a property owner enters into an installment agreement, the Department of Finance will give the owner information regarding eligibility for real property tax exemption programs. The Department of Finance may give such information to the owner in a manner that may include, but is not limited to, providing the information within the text of an installment agreement and with lien sale notices.

(g) Property with multiple qualifying tax liens; installment agreements with the Department of Environmental Protection

Notwithstanding the execution of an installment agreement with the Department of Finance, any tax liens that are not made subject to the installment agreement with the Department of Finance will remain subject to the laws regarding eligibility for the sale of tax liens.

Example:

Under the Administrative Code, real property tax liens that are on property classified as class two, that is not a condominium or cooperative, may be sold if the real property tax liens are at least one year past due. Also under the Administrative Code, for the same type of class two property, tax liens for water and sewer charges may be sold if the liens have been unpaid for at least one year and total at least \$1,000.

If such a class two property has real property tax liens that have been unpaid for at least one year, and also has water and sewer liens that have been unpaid for at least one year and total at least \$1,000, the Department of Finance will cancel the tax lien sale of those real property tax liens when the owner of the property enters into an installment agreement with the Department of Finance to pay the unpaid real property tax liens that are subject to the proposed tax lien sale. However, the water and sewer liens may still be sold in a tax lien sale unless they are paid or the owner enters into an installment agreement with the Department of Environmental Protection to pay those water and sewer liens pursuant to that agency's rules for installment agreements.

(h) Effect on in rem foreclosure

Entering into an installment agreement pursuant to section 11-322(b) of the Administrative Code and this section will have no effect on whether a property will be excluded or severed from an in rem foreclosure action brought under Chapter 4 of Title 11 of the Administrative Code. Notwithstanding any other provision of these rules, the terms of installment agreements entered into with the Department of Finance that affect whether a property will be included in an in rem foreclosure action will continue to be governed by the provisions of Chapter 4 of Title 11 of the Administrative Code.

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OFFICE OF THE MAYOR

NOTICE

EXECUTIVE ORDER NO. 155

REVOCATION OF EVACUATION ORDER

August 28, 2011

WHEREAS, Executive Orders 152, 153 and 154 declare a state of emergency in the City of New York in anticipation of extreme weather conditions, which includes mandatory evacuations from low-lying areas;

WHEREAS, the City has taken steps to implement these Orders to protect the public and property from harm and continues to do so as the City begins recovery from the extreme weather; and

WHEREAS, revocation of the evacuation orders are part of the recovery process.

By the power vested in me as Mayor of the City of New York, it is hereby ordered:

§ 1. Section 4 of Executive Order 152, and Sections 4 through 6 of Executive Order 153, concerning evacuations of hospitals, nursing homes, senior homes, residences and businesses, are hereby revoked. Hospital re-occupancy shall be conducted in a manner consistent with law, and re-occupancy of any New York City Housing Authority (“NYCHA”) facility shall begin at 6:00 P.M. today, unless the NYCHA Chair authorizes an earlier re-occupancy time.

§ 2. Any person who knowingly violates any provision of this Order is guilty of a class B misdemeanor.

§ 3. This Order shall take effect immediately.

/s/
Michael R. Bloomberg
Mayor

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