



THE CITY RECORD

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THE CITY RECORD

BILL DE BLASIO

Mayor

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Commissioner, Department of Citywide
Administrative Services

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PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

BOROUGH PRESIDENT - BROOKLYN

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that Brooklyn Borough President Eric Adams, will hold a blended public hearing, as part of the meeting of the Brooklyn Borough Board.

Please note that attendees will be required to practice physical distancing and all persons over the age of two who are medically able



to tolerate a face covering will be required to wear one, regardless of vaccination status.

Please do not attend this meeting if:

- You have experienced any symptoms of COVID-19 within the past 10 days (a fever of 100.0 degrees Fahrenheit or greater, a new cough, new loss of taste or smell, or shortness of breath)
- You have tested positive for COVID-19 within the past 10 days
- You have been in close contact (within six [6] feet for at least 10 minutes over a 24-hour period) with anyone while they had COVID-19 within the past 10 days and are required to quarantine under existing CDC guidance (you have not had COVID-19 within the past 3 months, and you are not fully vaccinated)

Attendees who wish to join and testify remotely may do so via Webex:

Members of the public may join using the following information:

Event Address:

<https://nycbp.webex.com/nycbp/j.php?MTID=m9a211f23b236e542c26676f801f35b58>

Event Number: 179 740 8041

Event Password: bbbm

Agenda: Brooklyn Borough Board meeting, for 9/8/2021, at 4:00 P.M.

Webex link: 1797408041@nycbp.webex.com

Those wishing to call in without video may do so using the following information:

Audio Conference:

+1-646-992-2010 United States Toll (New York City)

+1-408-418-9388 United States Toll

Access Code: 179 740 8041

The Brooklyn Borough Board meeting agenda will include public hearing and vote on the following:

210380 ZRY FRESH Update Text Amendment

IN THE MATTER OF an application, submitted by the New York City Department of City Planning (DCP), pursuant to Section 201 of the New York City Charter, for an amendmentw of the Zoning Resolution (ZR) of the City of New York, to modify Article VI, Chapter 3 (Special

Regulations Applying to FRESH Food Stores), for neighborhood grocery stores in Use Group (UG) 6 throughout the City and related Sections, to expand areas in which the program is applicable and to update various requirements. The update would include an expansion of the program boundary as well as updates to all eligible areas. In addition, the proposed zoning text amendment would affect 30 community districts within the City, including where Food Retail Expansion to Support Health (FRESH) is already eligible and areas of expansion.

210382 ZRY Health and Fitness Citywide Text Amendment IN THE MATTER OF an application, submitted by DCP, pursuant to Section 201 of the New York City Charter, for an amendment of the ZR, to allow gymnasiums, spas and licensed massage therapy, and other health- and fitness-related uses, defined as “Physical Cultural or Health Establishments,” to be as-of-right, as a Citywide zoning text amendment, that would by removing the requirement for these facilities, to receive a special permit from the New York City Board of Standards and Appeals (BSA), as a means of further enabling the establishment of small businesses, that provide health-related amenities in communities. The proposed text amendment would affect all zoning districts, but for those designated R1 and R2.

Accessibility questions: nathan.sherfinski@brooklynbp.nyc.gov, or via phone, at (718) 802-3857, by: Thursday, September 2, 2021, 5:00 P.M.



s1-8

BUILD NYC RESOURCE CORPORATION

■ PUBLIC HEARINGS

The Build NYC Resource Corporation (the “Corporation”), is a not-for-profit local development corporation organized under Sections 402 and 1411 of the Not-for-Profit Corporation Law of the State of New York. In accordance with the aforesaid law, and pursuant to its certificate of incorporation, the Corporation has the power to issue non-recourse revenue bonds and to make the proceeds of those bonds available for projects that promote community and economic development in The City of New York (the “City”), and to thereby create jobs in the non-profit and for-profit sectors of the City’s economy. The Corporation has been requested to issue such bonds for the financings listed below in the approximate dollar amounts respectively indicated. As used herein, “bonds” are the bonds of the Corporation, the interest on which may be exempt from local and/or State and/or Federal income taxes; and, with reference to the bond amounts provided herein below, “approximately” shall be deemed to mean up to such stated bond amount or a greater principal amount not to exceed 10% of such stated bond amount. All square footage amounts and wage information shown below are approximate numbers.

Borrower Name: Center for Urban Community Services, Inc. (the “Institution”), a New York not-for-profit corporation exempt from federal taxation, pursuant to Section 501(c)(3) of the Internal Revenue Code of 1986, as amended (the “Code”), as borrower. **Financing Amount:** Approximately \$24,500,000 in tax-exempt 501(c)(3) revenue notes issued, pursuant to section 145 of the Code. **Project Description:** Proceeds from the notes, together with other funds of the Institution, will be used, as part of a plan of financing, to (1) finance the acquisition, renovation, equipping and furnishing of a 23,020 square foot, 6-story building, located on a 4,613 square foot parcel of land, located at 105 Washington Street, New York, NY 10006 (the “Facility”); and (2) pay for certain costs related to the issuance of the notes. The Facility will be owned and operated by the Institution as an 84-bed safe haven for chronically homeless single adults and couples with mental illness, which will also provide on-site psychiatry and primary care and other programs, all in furtherance of the Institution’s exempt purpose of creating housing and service programs for homeless and low-income people, including those suffering from serious mental illness, HIV/AIDS, and other disabling conditions. **Address:** 105 Washington Street, New York, NY 10006. **Type of Benefits:** Tax-exempt note financing and exemption from City and State mortgage recording taxes. **Total Project Cost:** \$24,500,000. **Projected Jobs:** 24 full time equivalent projected. **Hourly Wage Average and Range:** \$37.40/hour, estimated range of \$26.80/hour to \$47.90/hour.

Borrower Name: New York French American LLC, a New York limited liability company (“LLC”) and its sole member, New York French American Charter School (“NYFACS”), a New York not-for-profit education corporation exempt from federal taxation, pursuant to section 501(c)(3) of the Internal Revenue Code of 1986, as amended, as borrowers. **Financing Amount:** Approximately \$18,500,000 in tax-exempt qualified 501(c)(3) bonds and/or taxable revenue bonds (the “Bonds”). **Project Description:** Proceeds from the Bonds will be used, as part of a plan of financing, to finance the costs of: (1) the acquisition, renovation, furnishing and equipping of a 19,326 square foot facility located on a 5,046 square foot parcel of land, located at 311 West 120th Street, New York, NY (the “Facility”), (2) funding a debt service reserve fund and capitalized interest; and (3) funding certain costs related to

the issuance of the Bonds. The LLC will own the Facility and lease it to NYFACS, who will operate the Facility as a public charter school providing dual-language educational services to students in pre-kindergarten through grade twelve. **Address:** 311 West 120th Street, New York, NY 10027. **Type of Benefits:** Tax-exempt and/or taxable bond financing and exemption from City and State mortgage recording taxes. **Total Project Cost:** Approximately \$18,500,000. **Projected Jobs:** 40 full-time-equivalent jobs retained; 4 full-time-equivalent jobs created. **Hourly Wage Average and Range:** \$30.61/hour, estimated range of \$15.00/hour to \$47.50/hour.

Borrower Name: German School Brooklyn (“GSB”), a New York not-for-profit corporation exempt from federal taxation, pursuant to Section 501(c)(3) of the Internal Revenue Code of 1986, as amended, as borrower. **Financing Amount:** Approximately \$46,000,000 in tax-exempt and taxable revenue bonds (the “Bonds”). **Project Description:** Proceeds from the Bonds, together with other funds contributed by GSB, will be used to: (1)(a) refinance an outstanding commercial loan in the aggregate principal amount of approximately \$17,779,000, and (b) refinance outstanding taxable bonds issued by GSB in the aggregate principal amount of approximately \$5,500,000, the proceeds of which loan and bonds, together with other funds of GSB, were used to finance the costs of acquisition, construction, furnishing and equipping of a new, 39,084 square foot, four-story building located on a 15,660 square foot parcel of land, at 760 Sterling Place, Brooklyn, NY 11216 (the “Facility”); (2) finance additional costs associated with the construction, furnishing and equipping of the Facility; (3) fund any required debt service reserve fund and capitalized interest for the Bonds; and (4) pay for certain costs related to the issuance of the Bonds. The Facility will be owned and operated by GSB as a dual-language independent school serving students from kindergarten through grade twelve. **Address:** 760 Sterling Place, Brooklyn, NY 11216. **Type of Benefits:** Tax-exempt bond financing and exemption from City and State mortgage recording taxes. **Total Project Cost:** \$46,000,000. **Projected Jobs:** 44 full time equivalent jobs retained; 6 full time equivalent jobs created. **Hourly Wage Average and Range:** \$30.43/hour, estimated range of \$20.60/hour to \$46.47/hour.

For any updates to project information after the date of this notice, please visit the website of New York City Economic Development Corporation (“NYCEDC”), at www.nycedc.com/buildnyc-project-info.

The Corporation is committed to ensuring meaningful access to its programs. If you require any accommodation for language access, including sign language, please contact NYCEDC’s Equal Access Officer, at (212) 312-3602, or at EqualAccess@edc.nyc.

Pursuant to Internal Revenue Code 147(f), the Corporation will hold a hearing at the offices of NYCEDC, 1 Liberty Plaza, 14th Floor, New York, NY 10006, on the proposed financings and transactions set forth above, commencing at 10:00 A.M., on Thursday, September 16th, 2021. Interested members of the public are invited to attend.

Attendees in person as members of the public will be given an opportunity to make a brief statement regarding the projects listed above. Please be advised that attendees in person should be prepared to wear a face covering and maintain social distance, if they are not willing to provide proof of vaccination status upon entry.

The Corporation will present information at such hearing on the proposed financings and transactions set forth above. For those members of the public desiring to review project applications and cost benefit analyses before the date of the hearing, copies of these materials will be made available, at <https://edc.nyc/build-nyc-board-meetings-and-public-hearings>, starting at 12:00 P.M., fourteen (14) days prior to the hearing. Persons desiring to make a brief statement during the conference call regarding the proposed transactions should give prior notice to the Corporation by sending an email, to ftufano@edc.nyc, no later than 5:00 P.M., the day before the hearing. Written comments may be submitted to the Corporation to the following email address: ftufano@edc.nyc. Please be advised that it is possible that certain of the aforementioned proposed transactions may be removed from the hearing agenda prior to the hearing date. Information regarding such removals will be available on the Corporation’s website, at <https://edc.nyc/build-nyc-board-meetings-and-public-hearings>, on or about 12:00 P.M., on the Friday preceding the hearing.

Build NYC Resource Corporation
Attn: Ms. Frances Tufano
One Liberty Plaza, 13th Floor
New York, NY 10006
(212) 312-3598

Accessibility questions: NYCEDC’s Equal Access Officer (212) 312-3602 or at EqualAccess@edc.nyc, by: Thursday, September 16, 2021, 10:00 A.M.



CITY PLANNING COMMISSION

■ PUBLIC HEARINGS

In light of the Governor’s announcement on June 24, 2021 of the end of the State-declared state of emergency, and in support of the City’s continued efforts to contain the spread of COVID-19, the City Planning Commission will hold a public hearing accessible both in person and remotely.

The public hearing will be held, on Thursday, September 2, 2021, starting, at 10:00 A.M. Eastern Daylight Time. The public hearing will be held in person in the NYC City Planning Commission Hearing Room, Lower Concourse, 120 Broadway, New York, NY. An overflow space will be provided, at 1 Centre Street, North Mezzanine, New York, NY.

Masks are required to be worn to enter the buildings and during the hearing.

The meeting will be live streamed through Department of City Planning’s (DCP’s) website and accessible from the following webpage, which contains specific instructions on how to observe and participate remotely via the teleconferencing application Zoom, as well as materials relating, to the meeting: <https://www1.nyc.gov/site/nycengage/events/city-planning-commission-special-public-meeting/302209/1>

Members of the public, attending remotely should observe the meeting through DCP’s website. Verbal testimony can be provided remotely by joining the meeting using either Zoom or by calling the following number and entering the information listed below:

877 853 5247 US Toll-free
888 788 0099 US Toll-free

253 215 8782 US Toll Number
213 338 8477 US Toll Number

Meeting ID: **618 237 7396**
[Press # to skip the Participation ID]
Password: 1

Written comments will also be accepted until 11:59 P.M., one week before the date of vote. Please use the CPC Comments form that is accessible through the above webpage.

Please inform the Department of City Planning if you need a reasonable accommodation, such as a sign language interpreter, in order to participate in the meeting. The submission of testimony, verbal or written, in a language other than English, will be accepted, and real time interpretation services will be provided based on available resources. Requests for a reasonable accommodation or foreign language assistance during the meeting should be emailed to AccessibilityInfo@planning.nyc.gov or made by calling [212-720-3508]. Requests must be submitted, at least five business days before the meeting.

BOROUGH OF MANHATTAN
Nos. 1 & 2
SoHo/NoHo NEIGHBORHOOD PLAN
No. 1

CD 2 **C 210422 ZMM**
IN THE MATTER OF an application submitted by New York City Department of City Planning, pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section Nos.12a & 12c:

1. changing from an M1-5A District to an M1-5/R7X District property, bounded by West Houston Street, Mercer Street, Broome Street, a line midway between West Broadway and Wooster Street, a line perpendicular, to the easterly street line of West Broadway distant 70 feet northerly (as measured along the street line) from the point of intersection of the easterly street line of West Broadway and the northerly street line of Canal Street, West Broadway, Broome Street, and a line midway between Thompson Street and West Broadway;
2. changing from an M1-5B District to an M1-5/R7X District property, bounded by:
 - a. Great Jones Street, a line 100 westerly of Bowery, Bleecker Street, Lafayette Street, a line 122 feet southerly of Bond Street, and a line 140 feet easterly of Broadway;
 - b. a line passing through two points: one on the easterly street line of Lafayette Street distant 120 feet southerly (as measured along the street line) from the point of intersection of the southerly street line of Jersey Street and the easterly street line of Lafayette Street and the other on the westerly street line of Mulberry Street distant 100 feet southerly (as

measured along the street line) from the point of intersection of the southerly street line of Jersey Street and the westerly street line of Mulberry Street, Mulberry Street, Prince Street, and Lafayette Street;

- c. Prince Street, Lafayette Street, Broome Street, Centre Street, Grand Street, a line 100 feet easterly of Crosby Street, Howard Street, and Crosby Street; and
 - d. Broome Street, Mercer Street, the westerly centerline prolongation of Howard Street, Greene Street, a line perpendicular, to the easterly street line of Wooster Street distant 150 feet northerly (as measured along the street line) from the point of intersection of the easterly street line of Wooster Street and the northerly street line of Canal Street, Wooster Street, a line perpendicular, to the easterly street line of West Broadway distant 70 feet northerly (as measured along the street line) from the point of intersection of the easterly street line of West Broadway and the northerly street line of Canal Street, and a line midway between West Broadway and Wooster Street;
3. changing from an M1-5A District to an M1-5/R9X District property, bounded by a line perpendicular, to the easterly street line of West Broadway distant 70 feet northerly (as measured along the street line) from the point of intersection of the easterly street line of West Broadway and the northerly street line of Canal Street, a line midway between West Broadway and Wooster Street, Canal Street, and West Broadway;
 4. changing from an M1-5B District to an M1-5/R9X District property, bounded by Astor Place, Lafayette Street, a line 100 feet southerly of Astor Place, a line 100 feet westerly of Fourth Avenue, a line 100 feet westerly of Bowery, Great Jones Street, a line 140 feet easterly of Broadway, a line 122 feet southerly of Bond Street, Lafayette Street, Bleecker Street, Mulberry Street, East Houston Street, Lafayette Street, Prince Street, Crosby Street, Howard Street, the southerly prolongation of a line 100 feet easterly of Crosby Street, a line perpendicular, to the northerly street line of Canal Street distant 110 feet westerly (as measured along the street line) from the point of intersection of the northerly street line of Canal Street and the westerly street line of Lafayette Street, Canal Street, a line midway between West Broadway and Wooster Street, a line perpendicular, to the easterly street line of West Broadway distant 70 feet northerly (as measured along the street line) from the point of intersection of the easterly street line of West Broadway and the northerly street line of Canal Street, Wooster Street, a line perpendicular, to the easterly street line of Wooster Street distant 150 feet northerly (as measured along the street line) from the point of intersection of the easterly street line of Wooster Street and the northerly street line of Canal Street, Greene Street, the westerly centerline prolongation of Howard Street, Mercer Street, West Houston Street, and Broadway;
 5. changing from an M1-5A District to an M1-6/R10 District property, bounded by Broome Street, West Broadway, Canal Street, and a line midway between West Broadway and Thompson Street;
 6. changing from an M1-5B District to an M1-6/R10 District property, bounded by:
 - a. a line 100 feet southerly of Astor Place, Fourth Avenue, Bowery, Great Jones Street, 100 feet westerly of Bowery, and a line 100 feet westerly of Fourth Avenue;
 - b. a line 200 feet northerly of Broome Street, a line midway between Thompson Street and West Broadway, Canal Street, Avenue of the Americas, Watt Street, and Thompson Street; and
 - c. Grand Street, Baxter Street, Canal Street, a line perpendicular, to the northerly street line of Canal Street distant 110 feet westerly (as measured along the street line) from the point of intersection of the northerly street line of Canal Street and the westerly street line of Lafayette Street, and a line 100 feet easterly of Crosby Street and its southerly prolongation; and
 7. establishing a Special SoHo-NoHo Mixed Use District (SNX), bounded by Astor Place, Lafayette Street, a line 100 feet southerly of Astor Place, Fourth Avenue, Bowery, Great Jones Street, a line 100 feet westerly of Bowery, Bleecker Street, Mulberry Street, East Houston Street, Lafayette Street, a line passing through two points: one on the easterly street line of Lafayette Street distant 120 feet southerly (as measured along the street line) from the point of intersection of the southerly street line of Jersey Street and the easterly street line of Lafayette Street and the other on the westerly street line of Mulberry Street distant 100 feet southerly (as measured along the street line) from the point of intersection of the southerly street line of Jersey Street and the westerly street line of Mulberry Street, Mulberry Street, Prince Street, Lafayette Street, Broome Street, Centre Street, Grand Street, Baxter Street, Canal Street, Avenue of the Americas, Watts Street, Thompson Street, a line 200 northerly of Broome Street, a

line midway between Thompson Street and West Broadway, West Houston Street, and Broadway;

as shown on a diagram (for illustrative purposes only) dated May 17, 2021, and subject, to the conditions of CEQR Declaration of E-619.

No. 2

N 210423 ZRM

CD 2 IN THE MATTER OF an application submitted by New York City Department of City Planning, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York establishing the Special SoHo-NoHo Mixed Use District (Article XIV, Chapter 3), and modifying APPENDIX F for the purpose of establishing a Mandatory Inclusionary Housing area and other related Sections.

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

ARTICLE I GENERAL PROVISIONS

Chapter 1 Title, Establishment of Controls and Interpretation of Regulations

* * *

11-10

ESTABLISHMENT AND SCOPE OF CONTROLS, ESTABLISHMENT OF DISTRICTS AND INCORPORATION OF MAPS

* * *

11-12 Establishment of Districts

* * *

11-122 Districts established

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

* * *

Special Purpose Districts

* * *

Establishment of the Special Sheepshead Bay District

In order to carry out the special purposes of this Resolution as set forth in Article IX, Chapter 4, the #Special Sheepshead Bay District# is hereby established.

Establishment of the Special SoHo-NoHo Mixed Use District

In order to carry out the special purposes of this Resolution as set forth in Article XIV, Chapter 3, the #Special SoHo-NoHo Mixed Use District# is hereby established.

Establishment of the Special South Richmond Development District

In order to carry out the special purposes of this Resolution as set forth in Article X, Chapter 7, the #Special South Richmond Development District# is hereby established.

* * *

Chapter 2 Construction of Language and Definitions

* * *

12-10 DEFINITIONS

* * *

Accessory use, or accessory

An "accessory use"

* * *

(2) Living or sleeping accommodations for caretakers in connection with any #use# listed in Use Groups 3 through 18 inclusive, provided that:

* * *

(iv) in C6-2M, C6-4M, M1-5M, M1-6M; M1-5A and M1-5B Districts, no living or sleeping accommodation for caretakers is permitted in any #building# which contains a #residential use# or a #joint living-work quarters for artists#; and

* * *

Joint living-work quarters for artists

A "joint living-work quarters for artists" consists of one or more #rooms# in a #non-residential building#, on one or more floors, with lawful cooking space and sanitary facilities meeting the requirements of the Housing Maintenance Code, occupied:

- (a) and arranged and designed for use by, and is used by, not more than four non-related #artists#, or an #artist# and the #artist's# household, and including adequate working space reserved for the #artist#, or #artists# residing therein;
(b) by any household residing therein on September 15, 1986 whose members are all unable to meet the #artist# certification qualifications of the Department of Cultural Affairs that registers with the Department of Cultural Affairs prior to nine months from January 8, 1987; or
(c) by any person who is entitled to occupancy by any other provision of law.

Regulations governing #joint living-work quarters for artists# are set forth in Article I, Chapter 5, Sections 42-14, paragraph D. (Use Group 17 - Special Uses in M1-5A and M1-5B Districts), 42-141 (Modification by certification of the Chairperson of the City Planning Commission of uses in M1-5A and M1-5B Districts), 43-17 (Special Provisions for Joint Living-Work Quarters for Artists in M1-5A and M1-5B Districts) and 74-78 (Conversions of Non-residential Floor Area).

* * *

Special Sheepshead Bay District

The "Special Sheepshead Bay District" is a Special Purpose District designated by the letters "SB" in which special regulations set forth in Article IX, Chapter 4, apply.

Special SoHo-NoHo Mixed Use District [date of adoption]

The "Special SoHo-NoHo Mixed Use District" is a Special Purpose District designated by the letters "SNX" in which special regulations set forth in Article XIV, Chapter 3, apply.

Special South Richmond Development District

The "Special South Richmond Development District" is a Special Purpose District designated by the letters "SR" in which special regulations set forth in Article X, Chapter 7, apply.

* * *

Chapter 4 Sidewalk Cafe Regulations

* * *

14-41 Locations Where Certain Sidewalk Cafes Are Not Permitted

No #enclosed# or #unenclosed sidewalk cafes# shall be permitted on any of the following #streets#, portions of #streets# and areas, except that #small sidewalk cafes# may be permitted pursuant, to the provisions of Section 14-43 (Locations Where Only Small Sidewalk Cafes Are Permitted).

Citywide:

All #streets# with elevated rail transit lines, unless specifically permitted in Section 14-43.

Manhattan:

All #streets#, bounded by 38th Street on the south, 59th Street on the north, Third Avenue on the east and Eighth Avenue on the west

All #streets# within the M1-5A and M1-5B Districts and the #Special SoHo-NoHo Mixed Use District#, south of Houston Street

Bowery — from East Broadway to Canal Street

* * *

14-44 Special Zoning Districts Where Certain Sidewalk Cafes Are Permitted

#Enclosed# or #unenclosed sidewalk cafes# shall be permitted, as indicated, in the following special zoning districts, where allowed by the underlying zoning. #Small sidewalk cafes#, however, may be located on #streets# or portions of #streets# within special zoning districts pursuant, to the provisions of Section 14-43 (Locations Where Only Small Sidewalk Cafes Are Permitted).

Table with 3 columns: Manhattan, #Enclosed Sidewalk Cafe#, #Unenclosed Sidewalk Cafe#

* * *

Manhattanville Mixed-Use District	No ³	Yes
SoHo-NoHo Mixed Use District	No	Yes ⁶
Transit Land Use District	Yes	Yes

⁶ #Unenclosed sidewalk cafes# are not permitted south of Houston Street, except for #small sidewalk cafes# in locations designated in Section 14-43 (Locations Where Only Small Sidewalk Cafes Are Permitted)

**Chapter 5
Residential Conversion within Existing Buildings**

**15-01
Applicability**

**15-012
Applicability within C6-1G, C6-2G, M1-5A, M1-5B or M1-6D Districts**

#Conversions# in #buildings#, or portions thereof, in C6-1G or C6-2G Districts shall be permitted only by special permit, pursuant to Section 74-782 (Residential conversion in C6-1G, C6-2G, C6-2M, C6-4M, M1-5A, M1-5B, M1-5M and M1-6M Districts).

Except as specifically set forth in Sections 15-013 and 15-024, the provisions of this Chapter are not applicable in M1-5A or M1-5B Districts.

In M1-6D Districts, the conversion to #dwelling units# of #non-residential buildings# erected prior to January 1, 1977, or portions thereof, shall be permitted, subject to Sections 15-11 (Bulk Regulations), 15-12 (Open Space Equivalent) and 15-30 (MINOR MODIFICATIONS), paragraph (b), except as superseded or modified by the provisions of Section 42-481 (Residential use).

**15-02
General Provisions**

**15-021
Special use regulations**

(e) In C6-1G and C6-2G Districts, in all #manufacturing# and #commercial buildings# except police stations, courthouses and fire houses, or portions thereof, erected prior to December 15, 1961, #residential use# shall not be permitted unless the Commission has granted a special permit, pursuant to Section 74-782 (Residential conversion in C6-1G, C6-2G, C6-2M, C6-4M, M1-5A, M1-5B, M1-5M and M1-6M Districts). However, if the Chairperson determines that #floor area# in such #buildings# was occupied for #residential use# on April 1, 1984, such #residential use# shall be permitted to remain and no special permit shall be required, provided that a complete application for determination of occupancy is filed by the owner of the #building# or the occupant of a #dwelling unit# in such #building# not later than April 17, 1985.

**15-50
SPECIAL PERMIT**

**15-51
Residential Conversion in C6-1G, C6-2G, C6-2M, C6-4M, M1-5M and M1-6M Districts**

In C6-1G, C6-2G, C6-2M, C6-4M, M1-5M and M1-6M Districts, the City Planning Commission may permit modification of the requirements of Sections 15-021 paragraph (e), or 15-21 in accordance with the provisions of Sections 74-711 (Landmark preservation in all districts) or 74-782 (Residential conversion in C6-1G, C6-2G, C6-2M, C6-4M, M1-5A, M1-5B, M1-5M and M1-6M Districts).

**ARTICLE II
RESIDENCE DISTRICT REGULATIONS**

**Chapter 3
Residential Bulk Regulations in Residence Districts**

23-03

Street Tree Planting in Residence Districts

R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

In all districts, as indicated, the following shall provide #street# trees in accordance with Section 26-41 (Street Tree Planting):

- (a) #developments#, or #enlargements# that increase the #floor area# on a #zoning lot# by 20 percent or more. However, #street# trees shall not be required for #enlargements# of #single-# or #two-family residences#, except as provided in paragraphs (b) and (c) of this Section;
- (b) #enlargements# of #single-# or #two-family residences# by 20 percent or more within the following special purpose districts:

- #Special Ocean Parkway District# ;
- #Special SoHo-NoHo Mixed Use District# ;
- #Special South Richmond Development District# ;

**ARTICLE IV
MANUFACTURING DISTRICT REGULATIONS**

**Chapter 1
Statement of Legislative Intent**

41-10

PURPOSES OF SPECIFIC MANUFACTURING DISTRICTS

**41-11
M1 Light Manufacturing Districts (High Performance)**

These districts are designed for a wide range of manufacturing and related uses which can conform to a high level of performance standards. Manufacturing establishments of this type, within completely enclosed buildings, provide a buffer between Residence (or Commercial) Districts and other industrial uses which involve more objectionable influences. New residences are excluded from these districts, except for:

- (a) joint living-work quarters for artists in M1-5A and M1-5B Districts;
- (b) dwelling units in M1-5M and M1-6M Districts;

**Chapter 2
Use Regulations**

**42-10
USES PERMITTED AS-OF-RIGHT**

**42-11
Use Groups 4A, 4B, 4C, 5, 6C, 6E, 7A, 9A and 12B**

**42-111
Special provisions for hotels in M1 Districts**

In M1 Districts, #transient hotels# shall be permitted only as set forth in this Section. The City Planning Commission may permit transient hotels in an M1 District, pursuant to a special permit set forth in another Section of this Resolution, or, pursuant to Section 74-803 (Transient hotels within M1 Districts), as applicable.

- (c) Within M1-5A and M1-5B Districts

Within an M1-5A or M1-5B District, a special permit, pursuant to Section 74-803 shall be required in conjunction with a special permit, pursuant to Section 74-781 (Modifications by special permit of the City Planning Commission of uses in M1-5A and M1-5B Districts) except that a permit, pursuant to Section 74-781 shall not be required for a #transient hotel# located above the ground floor level, where the #floor area# used for such #use# on the ground floor does not exceed an amount minimally necessary to access and service such #transient hotel#.

**42-13
Use Groups 6C, 9A and 12B**

**42-131
M1-5A and M1-5B Districts**

M1-5A M1-5B

The regulations governing M1 Districts shall apply in M1-5A and M1-5B Districts except where the special #use# regulations set forth

in Section 42-14, paragraph D. (Special Uses in M1-5A and M1-5B Districts) provide otherwise.

* * *

42-14 Use Group 17

M1 M2 M3

* * *

D. Special #uses# in M1-5A and M1-5B Districts

M1-5A M1-5B

(1) #Joint living-work quarters for artists# in #buildings# in M1-5A and M1-5B Districts, provided:

(a) Such #building# was erected prior to December 15, 1961.

(b) The #lot coverage# of such #building# does not exceed 5,000 square feet except that in #buildings# with frontage along Broadway the #lot coverage# shall not exceed 3,600 square feet. However, such quarters may also be located in a #building# occupying more than 5,000 square feet of #lot area# if the entire #building# was held in cooperative ownership by #artists# on September 15, 1970. #Joint living-work quarters for artists# are permitted in other #buildings or other structures# only by special permit of the City Planning Commission, pursuant to Section 74-782, by minor modification of the Chairperson of the City Planning Commission, pursuant to Section 42-141 (Modification by certification of the Chairperson of the City Planning Commission of uses in M1-5A and M1-5B Districts), paragraph (e), or by authorization of the City Planning Commission, pursuant to Section 42-142 (Modification by authorization of the City Planning Commission of use regulations in M1-5A and M1-5B Districts).

(c) In M1-5B Districts in #buildings# occupying less than 3,600 square feet of #lot area#, #joint living-work quarters for artists# may not be located below the floor level of the second #story# unless modified by the Chairperson of the City Planning Commission, pursuant to Section 42-141, Section 74-781 (Modification by special permit of the City Planning Commission of uses in M1-5A and M1-5B Districts), or by authorization of the City Planning Commission, pursuant to Section 42-142.

* * *

(2) #Commercial# and #manufacturing uses# below the floor level of the second #story# provided,

(a) In M1-5A Districts, in #buildings# occupying more than 3,600 square feet of #lot area#, only #uses# listed in Use Groups 7, 9, 11, 16, 17A, 17B, 17C or 17E shall be allowed below the floor level of the second #story# of such #buildings#, unless modified by the Chairperson of the City Planning Commission, pursuant to Sections 42-141 or 74-781;

(b) in M1-5B Districts, in any #buildings#, only #uses# listed in Use Groups 7, 9, 11, 16, 17A, 17B, 17C or 17E shall be allowed below the floor level of the second #story# of such #buildings# unless modified by the Chairperson of the City Planning Commission, pursuant to Sections 42-141 or 74-781;

(3) In addition, to the above restrictions, the following #uses# are not permitted as of right in any #building or other structure# or on any tract of land in M1-5A or M1-5B Districts:

* * *

(4) (a) Any #use# which became #non-conforming# after April 27, 1976, shall be governed by Article V (Non-Conforming Uses and Non-Complying Buildings), except that in M1-5A and M1-5B Districts, Section 52-37 is hereby suspended and replaced by paragraph D.(4)(b) of this Section.

(b) In M1-5A and M1-5B Districts, any #non-conforming use# listed in Use Groups 5, 6, 8, 10, 12, 13, 14 or 15 may be changed, initially or in any subsequent change, only to a conforming #use# or a #use# listed in Use Group 6.

* * *

(5) Museums or non-commercial art galleries, subject, to the #bulk# regulations applicable for #manufacturing uses#, and subject, to the provisions of this Section.

(a) As of right

In any #building#, a museum or non-commercial art gallery is permitted on the ground floor where a #use# in Use Group 6 is permitted pursuant, to the provisions

of paragraphs D.(2) or D.(4) of this Section and, above the ground floor where #joint living-work quarters for artists# are permitted, pursuant to paragraph D.(1) of this Section.

(b) By authorization of the City Planning Commission

In an M1-5A District, the City Planning Commission may authorize a museum or non-commercial art gallery where it is not permitted as-of-right, provided that the Commission finds that:

(i) the #use# of such space as a museum or non-commercial art gallery will not harm #manufacturing uses# in the M1-5A District or the industrial sector of the City's economy;

(ii) any commercial or manufacturing tenants in such space were given the opportunity by the owner or predecessors in title to remain in the space, at fair market rentals, and the property owners or predecessors in title did not cause the vacating of the space through harassment, non-renewal of leases, or the charging of rents in excess of the then fair market value; and

(iii) any such museum or non-commercial art gallery will be supportive of the local art industry.

The Commission may set such conditions on the grant of an authorization to allow such #uses# as it deems necessary to protect #manufacturing uses# or the industrial sector of the City's economy. In no case shall such museum or non-commercial art gallery occupy more than 65,000 square feet of #floor area#.

* * *

42-141

Modification by certification of the Chairperson of the City Planning Commission of uses in M1-5A and M1-5B Districts

In M1-5A and M1-5B Districts, the requirements of paragraphs D.(1)(b), D.(1)(c), D.(1)(d) and D.(1)(e) or D.(2) of Section 42-14 (Use Group 17) may be modified by certification of the Chairperson of the City Planning Commission as provided in this Section. A copy of any request for modification under this Section shall be sent by the applicant, to the applicable Community Board, at least 20 days prior, to the next regularly scheduled Community Board meeting. If the Community Board elects to comment on such requests, it must do so within 31 days of such notification.

* * *

42-142

Modification by authorization of the City Planning Commission of use regulations in M1-5A and M1-5B Districts

In M1-5A and M1-5B Districts, the requirements of Section 42-14 (Use Group 17), paragraphs D.(1)(b), (c), and (d), may be modified by authorization of the City Planning Commission, provided that:

* * *

42-30

USES PERMITTED BY SPECIAL PERMIT

* * *

42-31

By the Board of Standards and Appeals

In the districts indicated, the following #uses# are permitted by special permit of the Board of Standards and Appeals, in accordance with standards set forth in Article VII, Chapter 3.

* * *

M1-5A M1-5B

Eating and drinking establishments, with entertainment but not dancing, with a capacity of 200 persons or less [PRC-D]

M1-5A M1-5B M1-5M M1-6M

Eating or drinking establishments, with entertainment and a capacity of more than 200 persons or establishments of any capacity with dancing [PRC-D]

* * *

42-32

By the City Planning Commission

In the districts indicated, the following #uses# are permitted by special permit of the City Planning Commission, in accordance with standards set forth in Article VII, Chapter 4.

* * *

M1

Indoor interactive entertainment facilities with eating and drinking* [PRC-D]

* * *

In M1-1, M1-5A, and M1-5B Districts, and in M1 Districts with a suffix "D," indoor interactive entertainment facilities with eating and drinking are not permitted

* * *

42-50

SIGN REGULATIONS

* * *

42-54

Permitted Projection or Height of Signs

* * *

42-541

Permitted projection

M1 M2 M3

In all districts, as indicated, except as otherwise provided in Section 42-542 (Additional regulations for projecting signs), no permitted sign# shall project across a street line# more than 18 inches for double- or multi-faceted signs# or 12 inches for all other signs#, except that:

- (a) in M1-5A, M1-5B, M1-5M and M1-6M Districts, for each establishment located on the ground floor, non-illuminated signs# other than advertising signs# may project no more than 40 inches across a street line#, provided that along each street# on which such establishment fronts, the number of such signs# for each establishment shall not exceed two two-sided signs# separated, at least 25 feet apart, and further provided that any such sign# shall not exceed a surface area# of 24 by 36 inches and shall not be located above the level of the first story# ceiling.

* * *

Chapter 3

Bulk Regulations

* * *

43-10

FLOOR AREA REGULATIONS

* * *

43-17

Special Provisions for Joint Living-Work Quarters for Artists in M1-5A and M1-5B Districts

M1-5A M1-5B

In the districts district indicated, no building# containing joint living-work quarters for artists# shall be enlarged#.

Mezzanines are allowed within individual quarters, in buildings# with an existing floor area ratio# of 12.0 or less, and only between floors, or between a floor and a roof, existing on January 22, 1998, that are to remain, provided that such mezzanines do not exceed 33 and 1/3 percent of the gross floor area# of such individual quarters. Such mezzanines shall not be included as floor area# for the purpose of calculating minimum required size of a joint living-work quarters for artists#.

In the districts district indicated no building# containing joint living-work quarters for artists# shall be subdivided into quarters of less than 1,200 square feet except where no story# contains more than one joint living-work quarters for artists# unless modified, pursuant to Section 43-171.

However, the minimum size requirement may be replaced by the requirements of Section 15-024 for joint living-work quarters for artists#:

* * *

ARTICLE VII ADMINISTRATION

Chapter 3

Special Permits by the Board of Standards and Appeals

* * *

73-20

THEATERS

* * *

73-202

In M1-5A or M1-5B Districts

In M1-5A or M1-5B Districts, the Board of Standards and Appeals may

permit theaters for a term not to exceed five years, provided that the following findings are made:

* * *

73-24

Eating or Drinking Places

73-241

In C1-1, C1-2, C1-3, C1-4, C2-1, C2-2, C2-3, C2-4, C3, C5, M1-5A or M1-5B Districts

In C1-1, C1-2, C1-3, C1-4, C2-1, C2-2, C2-3, C2-4, C3, C5; M1-5A or M1-5B Districts, the Board of Standards and Appeals may permit eating or drinking establishments with entertainment but not dancing, with a capacity of 200 persons or less, for a term not to exceed five years, provided that the following findings are made:

- (a) that such use# will not impair the character or the future use or development of the surrounding residential or mixed use neighborhood;
(b) that such use# will not cause undue congestion in local streets#;
(c) that in M1-5A and M1-5B Districts, eating and drinking places shall be limited to not more than 5,000 square feet of floor space;
(d) that in C1-1, C1-2, C1-3, C1-4, C2-1, C2-2, C2-3, C2-4, C5; M1-5A and M1-5B Districts, such use# shall take place in a completely enclosed building#; and
(e) that the application is made jointly by the owner of such building# and the operators of such eating or drinking establishment.

* * *

73-60

MODIFICATIONS OF BULK REGULATIONS

* * *

73-62

Modification of Bulk Regulations for Buildings Containing Residences

* * *

73-625

Modification of Affordable Housing Fund payment options in the SoHo NoHo Mixed Use District

Within the Special Soho-NoHo Mixed Use District#, for conversions# from non-residential# to residential use# in buildings# existing prior to [date of adoption] that are not otherwise subject to paragraph (d)(3)(v) of Section 23-154 (Inclusionary Housing), the Board of Standards and Appeals may permit a contribution, to the affordable housing fund#, pursuant to such paragraph to satisfy the requirements of paragraph (d)(3), inclusive, of such Section, provided that the Board finds that:

- (a) the configuration of the building# imposes constraints, including, but not limited to, deep, narrow or otherwise irregular building# floorplates, limited opportunities to locate legally required windows#, or pre-existing locations of vertical circulation or structural column systems, that would create practical difficulties in reasonably configuring the required affordable floor area# into a range of apartment sizes and bedroom mixes serving a number of lower-income residents comparable to what such quantity of affordable floor area# would serve in a more typical configuration, pursuant to the guidelines# of the Inclusionary Housing Program. In order to make such determination, the Board may consult with the Department of Housing Preservation and Development. Such practical difficulties shall be shown on a floor plan; and
(b) the practical difficulties existed on [date of enactment].

For the purposes of this Section, defined terms include those set forth in Sections 12-10 and 23-911.

The Board may prescribe such conditions and safeguards as it deems necessary to minimize adverse effects upon the surrounding area and the community, at large.

* * *

Chapter 4

Special Permits by the City Planning Commission

* * *

74-71

Landmark Preservation

* * *

74-712

Developments in Historic Districts

Within Historic Districts designated by the Landmarks Preservation Commission, the City Planning Commission may grant a special permit, in accordance with the following provisions:

- (a) In M1-5A and M1-5B Districts, on a #zoning lot# that, as of December 15, 2003, is vacant, is #land with minor improvements#, or has not more than 40 percent of the #lot area# occupied by existing #buildings#, the Commission may modify #use# regulations to permit #residential development# and, below the floor level of the second #story# of any #development#, #uses# permitted under Section 32-15 (Use Group 6), provided:

* * *

ARTICLE XIV**SPECIAL PURPOSE DISTRICTS****Chapter 3****Special SoHo-NoHo Mixed Use District****143-00****GENERAL PURPOSES**

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

- (a) to enhance neighborhood economic diversity by broadening the range of housing choices for residents of varied incomes;
- (b) to reinforce the longstanding mixed-use character of the area by allowing a wider range of residential, commercial and community facility uses while retaining significant concentration of commercial and manufacturing space;
- (c) to ensure the development of buildings is compatible with existing neighborhood character;
- (d) to sustain SoHo/NoHo's cultural legacy and support New York City's creative economy with provisions that support arts, cultural and creative uses, organizations and their broader public audience;
- (e) to retain jobs within New York City; and
- (f) to promote the most desirable use of land in accordance with a well-considered plan and thus conserve the value of land and buildings, and thereby protect City tax revenues.

143-01**General Provisions**

The provisions of this Chapter shall apply within the #Special SoHo-NoHo Mixed Use District#. The regulations of all other Chapters of this Resolution are applicable, except as superseded, supplemented or modified by the provisions of this Chapter. In the event of a conflict between the provisions of this Chapter and other regulations of this Resolution, the provisions of this Chapter shall control.

143-02**Definitions**

Definitions specifically applicable to this Chapter are set forth in this Section. Other defined terms are set forth in Section 12-10 (DEFINITIONS).

Qualifying building

For the purposes of this Chapter, a "qualifying building" shall be any #building#, where, prior to [date of adoption]:

- (a) such #building# contained, at least 60,000 square feet of #floor area#; and
- (b) at least 20 percent of the #floor area# within such #building# was allocated to non-#residential floor area#, as such term is utilized in Section 143-14.

SoHo-NoHo Arts Fund

For the purposes of this Chapter inclusive, the "SoHo-NoHo Arts Fund" (the "Arts Fund") shall be a separate interest-bearing account established for the deposit of contributions made when converting #joint living-work quarters for artists# to #residences# through in accordance with the provisions of Section 143-13 (Joint Living-Work Quarters for Artists). The Arts Fund shall be allocated by the New York City Department of Cultural Affairs, or a not-for-profit entity designated by the Department of Cultural Affairs, to support arts programming, projects, organizations, and facilities that promote the public presence of the arts within the Special District and surrounding neighborhoods and extend the cultural legacy of SoHo and NoHo generally. Such allocation should prioritize under-resourced organizations and under-served areas within Lower Manhattan neighborhoods south of 14th Street.

143-03**District Plan and Map**

In order to carry out the purposes and provisions of this Chapter, a district map is located in the Appendix to this Chapter and is hereby incorporated and made an integral part of this Resolution. It is incorporated for the purpose of specifying locations where special regulations and requirements, as set forth in the text of this Chapter, apply.

Appendix A**Map 1. Ground Floor Use Requirements**

Such map is hereby incorporated and made part of this Resolution for the purpose of specifying locations where the special regulations and requirements set forth in the text of this Chapter apply.

143-04**Applicability of the Inclusionary Housing Program**

For the purposes of applying the Inclusionary Housing Program provisions set forth in Sections 23-154 and 23-90, inclusive, #Mandatory Inclusionary Housing areas# within the #Special SoHo-NoHo Mixed Use District# are shown on the maps in APPENDIX F of this Resolution. Such provisions are modified as follows:

- (a) #Conversions# from #joint living-work quarters for artists# to #residences#, as set forth in Section 143-13 (Joint Living-Work Quarters for Artists), shall not be subject, to the provisions of paragraph (d)(1) of Section 23-154.
- (b) The provisions of paragraph (d)(4)(i) of Section 23-154 shall apply only to a #development# or #enlargement# on a #zoning lot# on which the maximum permitted #residential floor area#, less the #lot area#, does not exceed 12,500 square feet on [date of adoption].
- (c) For #conversions# in #buildings# existing prior to [date of adoption] that are not otherwise subject to paragraph (d)(3)(v) of Section 23-154, the Board of Standards and Appeals may permit a contribution, to the #affordable housing fund#, pursuant, to the provisions of Section 73-625.

[Note: references, to the provisions of Article VI, Chapter 6 reflect the proposed zoning text amendment Elevate Transit: Zoning for Accessibility (application number N 210270 ZRY), which is currently in public review.]

143-05**Applicability of Article VI, Chapters 4 and 6**

In #flood zones#, or for #transit-adjacent sites# or #qualifying transit improvement sites#, as defined in Section 66-11 (Definitions), in the event of a conflict between the provisions of this Chapter and the provisions of Article VI, Chapter 4 (Special Regulations Applying in Flood Zones), or Article VI, Chapter 6 (Special Regulations Applying Around Mass Transit Stations), the provisions of Article VI shall control.

143-06**Applicability of Article XII, Chapter 3**

In the #Special SoHo-NoHo Mixed Use District#, M1 Districts are paired with a #Residence District#. In paired districts, the special #use#, #bulk#, and parking and loading provisions of Article XII, Chapter 3 (Special Mixed Use District) shall apply, except where modified by the provisions of this Chapter.

Notwithstanding the provisions of Section 123-10 (GENERAL PROVISIONS), in the event of a conflict between the provisions of this Chapter and the provisions of Article XII, Chapter 3, the provisions of this Chapter shall control.

143-07**Applicability of Quality Housing regulations**

All #buildings# shall be #developed# or #enlarged# in accordance with the Quality Housing Program and the regulations of Article II, Chapter 8 shall apply. The #bulk# regulations of this Chapter shall be considered the applicable #bulk# regulations for #Quality Housing buildings#.

143-10**SPECIAL USE REGULATIONS**

Within the #Special SoHo-NoHo Mixed Use District#, the #use# provisions of Article XII, Chapter 3 are modified by the provisions of this Section.

143-11**Retail Uses**

All #uses# listed in Use Group 10A shall be permitted as-of-right.

143-12**Home Occupation**

The #home occupation# provisions of Section 12-10 (DEFINITIONS - Home occupation) shall apply, except that up to 49 percent of the total

#floor area# of a #dwelling unit# may be used for a #home occupation#, and such #home occupation# may occupy more than 500 square feet of #floor area#.

In addition, in connection with such #home occupation#, up to three persons not residing in such #dwelling unit# may be employed, and a #home occupation# may include any permitted #commercial use#, subject, to the limitations set forth in paragraph (b) of the definition of #home occupation#.

143-13 Joint Living-Work Quarters for Artists

#Conversions# to #joint living-work quarters for artists#, as listed in Use Group 17D, shall not be permitted after [date of adoption] within the #Special SoHo-NoHo Mixed Use District#.

For #joint living-work quarters for artists# existing on [date of adoption], any #conversion# to a #residence# shall only be permitted upon certification by the Chairperson of the City Planning Commission, to the Commissioner of the Department of Building that instruments in a form acceptable, to the City are executed and recorded and that, thereafter, a contribution has been deposited in the #SoHo-NoHo Arts Fund#. The execution and recording of such instruments and the payment of such non-refundable contribution shall be a precondition, to the filing for or issuing of any #building# permit allowing the #conversion# a #joint living-work quarters for artists# to a #residence#.

The contribution amount shall be \$100.00 per square foot of #floor area# to be #converted# from a #joint living-work quarters for artists# to a #residential use# as of [date of adoption], and shall be adjusted by the Chairperson annually. Such adjustment shall occur on August 1 of each calendar year, based on the percentage change in the Consumer Price Index for all urban consumers as defined by the U.S. Bureau of Labor Statistics for the 12 months ended on June 30 of that year. The contribution amount shall be determined based upon the rate which is in effect, at the time the contribution is received.

143-14 Non-Residential Retention for Qualifying Buildings

For #developments#, #enlargements#, and #conversions# on #zoning lots# with #qualifying buildings# existing on [date of adoption], #residential uses# shall only be permitted upon certification by the Chairperson of the City Planning Commission, to the Commissioner of the Department of Buildings that the #zoning lot#, as it existed on [date of adoption], will contain, at least the amount of non-#residential floor area# that existed within such #qualifying buildings# on the #zoning lot# on [date of adoption]. For the purposes of this Section, non-#residential floor area# shall not include #residences#, including #dwelling units# that are registered Interim Multiple Dwellings or are covered by the New York City Loft Board, pursuant to Article 7-C of the New York State Multiple Dwelling Law or that the Loft Board determines were occupied for #residential use# on September 1, 1980, #joint living-work quarters for artists#, #community facility uses# with sleeping accommodations or #transient hotels#, where permitted.

A restrictive declaration acceptable, to the Department of City Planning shall be executed and recorded, binding the owners, successors and assigns, to provide the amount of non-#residential floor area# that existed within #qualifying buildings# on [date of adoption], on the #zoning lot#. Such restrictive declaration shall be recorded in the Office of the City Register.

143-15 Ground Floor Use Requirements

The provisions of this Section shall apply to #developments# and #ground floor level enlargements#.

For the purposes of applying the special #ground floor level# streetscape provisions set forth in Section 37-30 to this Chapter, any portion of a #ground floor level street# frontage along #streets# designated on Map 1 in the Appendix to this Chapter shall be considered #primary street frontages#. A #ground floor level street# frontage along any other #street# shall be considered a #secondary street frontage#. For the purposes of this Section, defined terms shall include those in Sections 12-10 and 37-311.

(a) Along #primary street frontages#

For #buildings#, or portions thereof, with #primary street frontage#, #uses# on the #ground floor level#, to the minimum depth set forth in Section 37-32 (Ground Floor Depth Requirements for Certain Uses), shall be limited to non-#residential uses#, except for Type 1 lobbies and entrances and exits to #accessory# parking spaces provided in accordance with the applicable provisions of Section 37-33 (Maximum Width of Certain Uses). #Ground floor level street walls# shall be glazed in accordance with the provisions set forth in Section 37-34 (Minimum Transparency Requirements).

(b) Along #secondary street frontages#

Any #street wall# width exceeding 50 feet with no transparent

elements on the #ground floor level# shall provide visual mitigation elements in accordance with the provisions for Type 1 blank walls set forth in Section 37-361 (Blank wall thresholds).

143-16 Physical Culture or Health Establishments

#Physical culture or health establishments# shall be permitted as-of-right. For the purposes of applying the underlying regulations to such #use#, a #physical culture or health establishment# shall be considered a Use Group 9A #use#.

143-17 Transient Hotels

In all districts, the #development# of a #transient hotel#: a change of #use# or #conversion# to a #transient hotel#, or an #enlargement#, containing a #transient hotel#, of a #building# that, as of [date of adoption], did not contain such #use#; or an #enlargement# or #extension# of a #transient hotel# that existed prior to [date of adoption] that increases the #floor area# of such #use# by 20 percent or more, shall be permitted only by special permit of the City Planning Commission pursuant, to the provisions of this Section.

In order to permit such a #transient hotel#, the Commission shall find that such #transient hotel# is so located as not to impair the essential character of, or the future #use# or #development# of, the surrounding area.

Any #transient hotel# existing prior to [date of adoption] shall be considered a conforming #use# and may be continued, structurally altered, #extended# or #enlarged# subject, to the limitations set forth in this Section, and subject, to the applicable district #bulk# regulations. However, if for a continuous period of two years such #transient hotel# is discontinued, or the active operation of substantially all the #uses# in the #building# or other structure# is discontinued, the space allocated to such #transient hotel# shall thereafter be used only for a conforming #use#, or may be #used# for a #transient hotel# only if the Commission grants a special permit for such #use# in accordance with the provisions of this Section. In addition, in the event a casualty damages or destroys a #transient hotel# that was in such #use# as of [date of adoption], such #building# may be reconstructed and used as a #transient hotel# without obtaining a special permit. A #non-complying building# may be reconstructed, pursuant to Section 54-40 (DAMAGE OR DESTRUCTION IN NON-COMPLYING BUILDINGS).

The Commission may prescribe appropriate conditions and safeguards to minimize adverse effects on the character of the surrounding area.

143-20 SPECIAL BULK REGULATIONS

Within the #Special SoHo-NoHo Mixed Use District#, the #bulk# provisions of Article XII, Chapter 3 are modified by the provisions of this Section.

143-21 Special Floor Area Regulations

The applicable #floor area# regulations shall be modified as follows:

- the #floor area ratio# for #community facility uses# shall be 6.5; and
- in M1-5 Districts paired with an R9X District north of Howard Street, the #floor area ratio# for all other non-#residential uses# shall be 6.0.

143-22 Density

For all #residential buildings#, or portions thereof, including those existing on December 15, 1961, the factor to determine the maximum number of #dwelling units# shall be 680.

143-23 Special Yard Regulations

The applicable #rear yard# and #rear yard equivalent# regulations shall be modified as follows:

(a) Permitted obstructions

In any #rear yard# or #rear yard equivalent#, any #building# or portion of a #building# used for #commercial#, #manufacturing#, or #residential uses#, other than dwelling units, shall be a permitted obstruction, provided that the height of such #building# shall not exceed one #story#, excluding #basement#, nor in any event 23 feet above #curb level#.

In addition, in M1-5 Districts paired with an R9X District north of Howard Street, in any #rear yard#, any #building# or portion of a #building# used for any permitted non-#residential use#, shall be a permitted obstruction, provided that the height of such #building#, or portion thereof, shall not exceed two #stories#, excluding #basements#, nor in any event 30 feet above #curb level#.

Decks, parapet walls, roof thickness, skylights, vegetated roofs, and weirs, pursuant to Section 43-42 (Permitted Obstructions), shall be permitted above such height limitations.

(b) Required #rear yards#

For all #uses#, a #rear yard# with a depth of not less than 20 feet shall be provided, at every #rear lot line# on any #zoning lot#, except as follows:

- (1) no #rear yard# shall be required within 100 feet of the point of intersection of two #street lines# intersecting, at an angle of 135 degrees or less;
- (2) whenever a #front lot line# of a #zoning lot# coincides with all or part of a #street line# measuring less than 230 feet in length between two intersecting #streets#, no #rear yard# shall be required within 100 feet of such #front lot line#; and
- (3) for #interior lots# where the depth of such #zoning lot#, or a portion thereof, is less than 90 feet, and such shallow depth was in existence on December 15, 1961 and the date of application for a #building# permit, the required #rear yard# for such #interior lot#, or portion thereof, may be reduced by six inches for each foot by which the depth of a #zoning lot#, or portion thereof, is less than 90 feet. However, in no event shall the minimum depth of a #required yard#, or portion thereof, be reduced to less than 10 feet.

(c) Required #rear yard equivalents#

For #buildings#, or portions thereof, containing non-#residential uses#, no #rear yard equivalent# shall be required on any #through lot# or #through lot# portion of a #zoning lot#.

For #buildings#, or portions thereof, containing #residential# uses, on any #through lot# that is 110 feet or more in maximum depth from #street# to #street#, a #rear yard equivalent# consisting of an open area with a minimum depth of 40 feet midway, or within 10 feet of being midway, between the two #street lines# upon which such #through lot# fronts, shall be provided.

However, for #through lots# where the depth of such #zoning lot#, or a portion thereof, is less than 180 feet, and such shallow depth was in existence on December 15, 1961 and on the date of application for a building permit, the required #rear yard equivalent# for such #through lot#, or portion thereof, may be reduced by one foot for each foot by which the depth of a #zoning lot#, or portion thereof, is less than 180 feet. However, in no event shall the minimum depth of a #required yard#, or portion thereof, be reduced to less than 20 feet.

(d) Along district boundaries

The provisions of 43-30 (Special Provisions Applying Along District Boundaries), shall not apply along the district boundaries of two M1 Districts paired with #Residence Districts#.

143-24

Special Height and Setback regulations

For the purposes of this Section, Watts Street, West Broadway, Centre Street, and Great Jones Street shall be considered #wide streets#.

The applicable height and setback regulations are modified as follows:

(a) #Street wall# location

Along all #street# frontages, the #street wall# regulations applicable to #Quality Housing buildings# on a #wide street# in a C6 District, as set forth in Section 35-651 (Street wall location), shall apply. On #through lots#, the additional regulations set forth in paragraph (b) of Section 35-655 shall not apply.

For the purposes of applying such regulations, the minimum base height a #street wall# shall rise to, without setback, shall be those set forth in paragraph (b) of this Section.

(b) Base heights and maximum #building# heights

The table below sets forth the minimum and maximum base height, and maximum #building# height for all #buidings#.

A setback is required for all portions of a #building# that exceed the maximum base height specified for the applicable district, and shall be provided in accordance with paragraph (c) of this Section.

MINIMUM BASE HEIGHT, MAXIMUM BASE HEIGHT, AND MAXIMUM BUILDING HEIGHTS

District	Minimum base height (in feet)	Maximum base height (in feet)	Maximum #building# height (in feet)
M1-5 / R7X	60	105	145

M1-5 / R9X	85	145	205
M1-6 / R10	125	155	275

However, for any #zoning lot# located in a Historic District designated by the Landmarks Preservation Commission, the minimum and maximum base heights may be modified as follows:

- (1) the minimum base height of a #street wall# may vary between the minimum height set forth in the table above, and the height of the #street wall# of an adjacent #building# before setback, if such height is lower than the minimum base height; and
- (2) the maximum base height of a #street wall# may vary between the maximum base height set forth in the table above, and the height of the #street wall# of an adjacent #building# before setback, if such height is higher than the maximum base height.

(c) Setbacks

At a height not lower than the minimum base height or higher than the maximum base height specified for the applicable district in the table in paragraph (b) of this Section, a setback shall be provided in accordance with paragraph (c) of Section 23-662 (Maximum height of buildings and setback regulations) shall apply to such setbacks.

(d) Dormers

As an alternative, to the dormer provisions of paragraph (c) of Section 23-621, dormers may be a permitted obstruction within a required front setback distance above a maximum base height, provided that the aggregate width of all dormers, at the maximum base height does not exceed 40 percent of the width of the #street wall# of the highest #story# entirely below the maximum base height. Such dormers need not decrease in width as the height above the maximum base height increases.

143-25

Additional bulk modifications

For #buildings# containing #residences#, or portions thereof, the following additional #bulk# modifications shall apply.

(a) #Outer court# modifications

For #outer courts# containing #legally required windows#, if an #outer court# is less than 20 feet wide, the width of such #outer court# shall be, at least equal, to the depth of such #outer court#. If an #outer court# is 20 feet or more in width, it may extend to any depth.

(b) #Inner court# modifications

For #inner courts# containing #legally required windows#, the area shall not be less than 600 square feet, and the minimum dimension of such #inner court# shall not be less than 20 feet.

The minimum horizontal distance between a #legally required window# opening on an #inner court# and any wall opposite such window on the same #zoning lot# shall not be less than 20 feet.

(c) Distance between #legally required windows# and #lot lines#

The minimum distance between a #legally required window# and: any wall; a #rear lot line#, or vertical projection thereof; or a #side lot line#, or vertical projection thereof; shall be 20 feet, measured in a horizontal plane, at the sill level of, and perpendicular to, such window for the full width of the rough window opening.

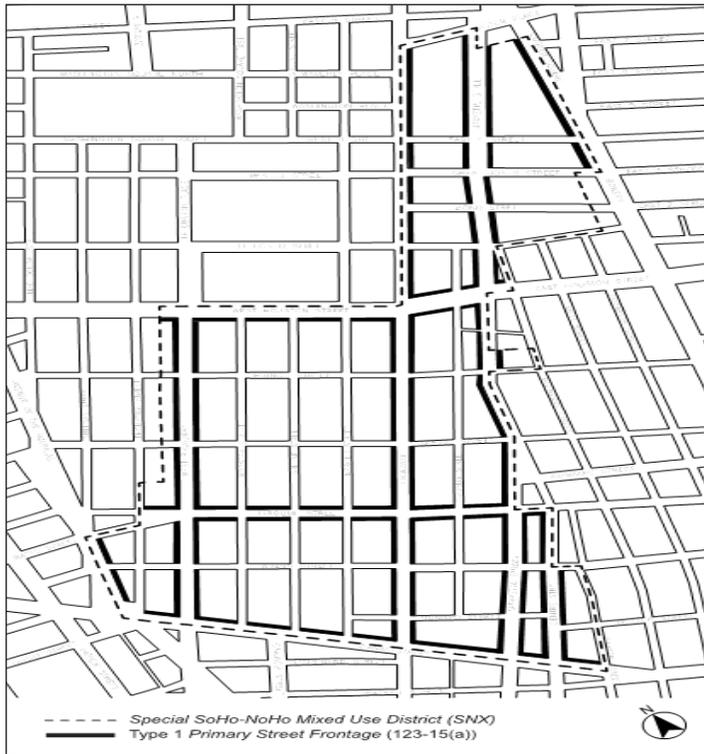
(d) Distance between #buildings#

The required minimum distance between the portion of a #building# containing #dwelling units# and any other #building# on the same #zoning lot# shall be 40 feet below a height of 125 feet. Portions of #buildings# above 125 feet that exceed, in aggregate, a #lot coverage# of 40 percent, shall be spaced, at least 80 feet apart.

APPENDIX A

Special SoHo-NoHo Mixed Use District Plan

Map 1: Ground Floor Use Requirements



* * *

APPENDIX F

Inclusionary Housing Designated Areas and Mandatory Inclusionary Housing Areas

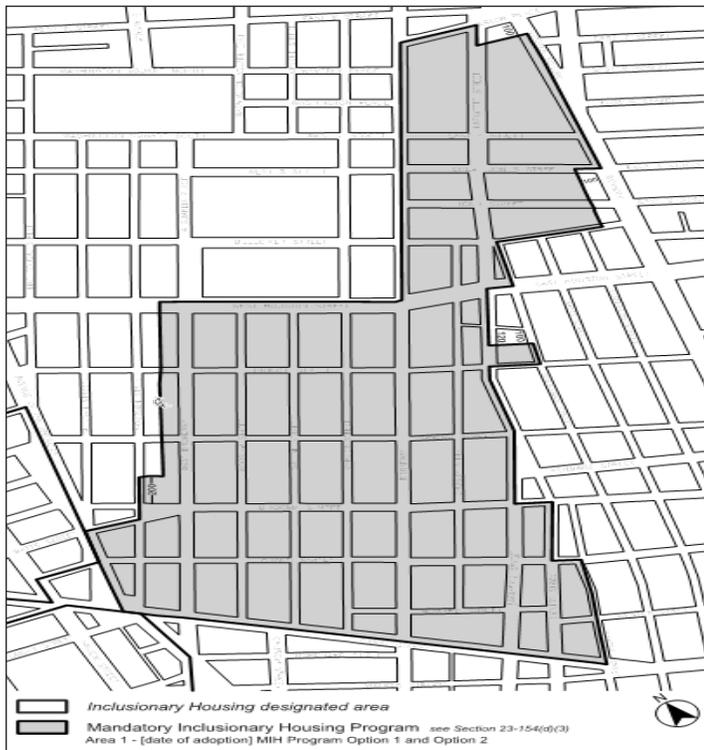
* * *

MANHATTAN

* * *

Manhattan Community District 2

Map 1 – [date of adoption]



Portion of Community District 2, Manhattan

* * *

NOTICE

On Thursday, September 2, 2021, a public hearing is being held by the City Planning Commission (CPC), accessible both in person and remotely, in conjunction with the above ULURP hearing to receive comments related to a Draft Environmental Impact Statement (DEIS) concerning an application by The City of New York. The City of New York, acting through the Department of City Planning (DCP), is proposing a series of land use actions — zoning map and zoning text amendments (the “Proposed Actions”) to implement land use and zoning recommendations in the SoHo/NoHo Neighborhood Plan. The area subject, to the Proposed Actions is generally, bounded by Astor Place and Houston Street, to the north; Bowery, Lafayette Street, and Baxter Street, to the east; Canal Street, to the south, and Sixth Avenue, West Broadway, and Broadway, to the west. The Proposed Actions would affect an approximately 56-block, 146-acre area (the “Project Area”) of the SoHo and NoHo neighborhoods of Manhattan Community District 2. The Reasonable Worst-Case Development Scenario (RWCDs) for the Proposed Actions identifies 26 projected development sites. On the projected development sites, the Proposed Actions are expected to result in a net increase of approximately 1,829 projected dwelling units (DUs) (including approximately 382 to 573 permanently affordable DUs for lower-income New Yorkers in accordance with the Mandatory Inclusionary Housing Program (MIH)); 61,789 gross square feet (gsf) of projected retail space (local and destination retail and supermarket space); and 20,778 gsf of projected community facility space. The RWCDs also identifies 58 potential development sites, which are considered less likely to be developed by the analysis year. On the potential development sites, the Proposed Actions may result in a net increase of approximately 1,719 DUs, including 365 to 545 permanently affordable DUs; 52,360 gsf of potential destination retail space; and 16,272 gsf of potential community facility space. Development on some of these sites, due, to the sites’ location within New York City-designated historic districts, would be subject to future review and approval by the New York City Landmarks Preservation Commission (LPC) in accordance with the New York City Landmarks Law.

Written comments on the DEIS are requested and will be received and considered by the Lead Agency through Monday, September 13, 2021.

For instructions on how to submit comments and participate remotely, please refer, to the instructions, at the beginning of this agenda.

This hearing is being held pursuant, to the State Environmental Quality Review Act (SEQRA) and City Environmental Quality Review (CEQR), CEQR No. 21DCP059M.

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



a19-s2

CITYWIDE ADMINISTRATIVE SERVICES

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN THAT A REAL PROPERTY ACQUISITIONS AND DISPOSITIONS PUBLIC HEARING, in accordance with Section 824 of the New York City Charter, will be held on September 14, 2021, at 10:00 A.M., via Conference Call No. 1-646-992-2010, Access Code 179 917 6259.

IN THE MATTER OF a lease for the City of New York, as tenant on the lower level, first and second floors of the building, located at 521-533 West 57th Street (Block 1086 & Lot 7501) in the Borough of Manhattan for the NYPD Strategic Response Group to use as an office and garage, or for such other use as the Commissioner of the Department of Citywide Administrative Services may determine.

The proposed use was approved by the City Planning Commission pursuant to NYC Charter Section 195 on September 1, 2021 (CPC Appl. No.210263PXM).

The proposed lease shall be for a period of twenty one (21) years from Substantial Completion of alterations and improvements, at an annual base rent of \$4,988,814.00 (Office \$2,483,864.50 | Parking \$2,504,949.50) from rent commencement through the fifth (5th) year following rent commencement, \$5,363,338.00 (Office \$2,633,224.50 | Parking \$2,730,113.50) for the following five (5) years,

\$5,737,862.00 (Office \$2,782,584.50 | Parking \$2,955,277.50) for the following five (5) years, and thereafter \$6,112,386.00 (Office \$2,932,944.50 | Parking \$3,180,441.50) through lease expiration, payable in equal monthly installments at the end of each month. The first twelve (12) months of office and garage base rent shall be abated. The following twelve (12) months of total base rent shall be discounted by \$170,510.80 per month for a total of \$2,046,129.54.

The tenant has a one-time right to terminate the lease in its entirety on the eighteenth 18th anniversary of the rent commencement date (the "Termination Date") with notice to Landlord of no more than 24 months and no less than 18 months prior to the Termination Date. In the event Tenant exercises the termination option under the Lease, Tenant shall pay to Landlord a one-time fee equal to the unamortized balance of the Tenant's broker's commission with interest at a rate of six percent (6%) per annum. In addition, should the Tenant not surrender the premises upon expiration, the Tenant shall be obligated to pay one hundred percent (100%) of the last calendar month's rent preceding the end of the term for the first (1st) month, and one hundred fifty percent (150%) of the last calendar month's rent preceding the end of the term every month thereafter until the Tenant surrenders the premises.

The Tenant shall have the right to renew the lease for a period of ten (10) years at the greater of 100% of fair market value or the then-escalated rent.

The Landlord shall prepare final architectural plans and engineering plans and make alterations and improvements in accordance with preliminary architectural plans and specifications which are attached to the lease. The architectural plans and engineering plans are at the landlord's cost. The alterations and improvements consist of Base Building Work, which the landlord shall provide at its sole cost and expense, and Tenant Work. The total cost of the Tenant Work shall not exceed \$8,616,349, of which the Landlord shall contribute \$2,406,540 and the balance up to \$6,209,809 will be paid by the Tenant. The Tenant shall reimburse the Landlord for Tenant's share of the costs in accordance with the terms of the lease.

Further information, including public inspection of the proposed lease, may be obtained, at One Centre Street, Room 2000 North, New York, NY 10007. To schedule an inspection, please contact Jason Morris, at (212) 386-5083.

If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via email, at DisabilityAffairs@mocs.nyc.gov, or via phone at (212) 298-0734.

← s2

COMMUNITY BOARDS

■ PUBLIC HEARINGS

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

BOROUGH OF MANHATTAN

COMMUNITY BOARD NO. 06 - Monday, September 13th, 2021, at 6:30 P.M. through Zoom. Register for the Zoom meeting here: https://zoom.us/webinar/register/WN_AYJc54ehTDOtEQR9lIKrSA

A public hearing with respect, to the Community District 6 (CD6) Needs Statement and Budget Requests for Fiscal Year 2023.

a31-s13

EMPLOYEES' RETIREMENT SYSTEM

■ MEETING

Please be advised, that the next Regular Meeting of the Board of Trustees of the New York City Employees' Retirement System, is Thursday, September 9, 2021 at 9:30 A.M.

The meeting will be held in person, at 335 Adams Street, 22nd Floor Board Room, Brooklyn, NY 11201. However you can still view the meeting online at, www.nycers.org/meeting-webcasts.

s1-8

FRANCHISE AND CONCESSION REVIEW COMMITTEE

■ MEETING

CORRECTED NOTICE

PUBLIC NOTICE IS HEREBY GIVEN THAT the Franchise and Concession Review Committee public meeting previously scheduled for Wednesday, September 8, 2021, at 2:30 P.M., at the Office of the Manhattan Borough President, David N. Dinkins Municipal Building, 1 Centre Street, South Entrance, Manhattan New York, NY 10007, is **Cancelled**.

a23-s7

HOUSING AUTHORITY

■ MEETING

The next Board Meeting of the New York City Housing Authority, scheduled for Wednesday, September 15, 2021, at 10:30 A.M., will be held in-person in the Ceremonial Room, on the 5th Floor of 90 Church Street, New York, NY, and will be streamed live on NYCHA's YouTube Channel, <http://nyc.gov/nycha>, and NYCHA's Website, on.nyc.gov/boardmeetings.

Because of capacity limitations, the Board Meeting may also be accessed, via Zoom, by calling (646) 558-8656 using Webinar ID: 880 7705 7354 and Passcode: 8754415347.

For those wishing to provide public comment, either in-person or via Zoom, pre-registration is required via email, to corporate.secretary@nycha.nyc.gov, or by contacting (212) 306-6088, no later than 5:00 P.M., on the day prior to the Board Meeting. No in-person registration will be conducted. When pre-registering, please provide your name, development, or organization name, contact information and item you wish to comment on. You will then be contacted with instructions for providing comment. Comments are limited to the items on the Calendar.

Speaking time will be limited to three (3) minutes. Speakers will provide comment in the order in which the requests to comment are received. The public comment period will conclude upon all speakers being heard, or at the expiration of thirty (30) minutes allotted for public comment, whichever occurs first.

Copies of the Calendar are available on NYCHA's Website, at <http://www1.nyc.gov/site/nycha/about/board-calendar-page>, no earlier than 24 hours before the upcoming Board Meeting. Copies of the Minutes are available on NYCHA's Website, at <http://www1.nyc.gov/site/nycha/about/board-calendar-page>, no earlier than 3:00 P.M., on the Thursday following the Board Meeting.

Any person requiring a reasonable accommodation to participate in the Board Meeting, should contact the Office of the Corporate Secretary, by phone, at (212) 306-6088, or by email, at corporate.secretary@nycha.nyc.gov, no later than Wednesday, September 8, 2021, at 5:00 P.M.

Any changes to the schedule will be posted here on NYCHA's Website, at <http://www1.nyc.gov/site/nycha/about/board-calendar-page>, and via social media, to the extent practicable, at a reasonable time before the meeting.

This meeting is open to the public.

- Members of the public attending the Board Meeting, **regardless of vaccination status**, must wear face coverings while indoors.

For additional information regarding the Board Meeting, please contact the Office of the Corporate Secretary, by phone, at (212) 306-6088, or by email, at corporate.secretary@nycha.nyc.gov.

s1-15

INDUSTRIAL DEVELOPMENT AGENCY

■ PUBLIC HEARINGS

The New York City Industrial Development Agency (the "Agency") is empowered under the New York State Industrial Development Agency Act (constituting Title 1 of Article 18-A of the General Municipal Law), and Chapter 1082 of the 1974 Laws of New York, as amended, to enter into straight-lease transactions for the benefit of qualified projects, and thereby advance the job opportunities, general prosperity and economic welfare of the people of the State of New York (the "State") and to

improve their prosperity and standard of living. The Agency has been requested to participate in straight-lease transactions and to issue bonds for the purposes and at the addresses also identified below. As used herein, the "City" shall mean The City of New York. All dollar amounts (including bond issuance amounts), square footage amounts and wage information shown below are approximate numbers. As used herein, "bonds" are the bonds of the Agency, the interest on which may be exempt from local and/or state and/or federal income taxes. The references to the bond amounts provided herein below are approximate and shall be deemed to mean up to such stated bond amount or a greater principal amount not to exceed 10% of such stated bond amount.

Company Name: Foodirect Inc., a New York corporation that is a full-service food distributor (the "Company"). **Project Description:** The Company seeks financial assistance in connection with the acquisition, renovation, furnishing or equipping of 70,000 square feet of stall space (the "Stalls") within the Hunts Point Cooperative Market, which Market is located on a 40,000 square foot parcel of land, located at 355 Food Center Drive, Building C, Bronx, NY. The Stalls will be subleased from the Hunts Point Cooperative Market to the Company and/or an affiliate and will be used for food distribution. **Address:** 355 Food Center Drive, Building C, Bronx, NY 10474. **Type of Benefits:** Exemption from City and State sales and use taxes. **Total Development Cost:** \$20,612,732. **Projected Jobs:** 123 full time equivalent jobs currently, 173 full time equivalent jobs projected. **Hourly Wage Average and Range:** \$22/hour, estimated range of \$17/hour to \$27/hour.

Company Name(s): The Hearst Corporation and Hearst Communications Inc., and its eligible affiliates (collectively, the "Company"). **Project Description:** The Company is seeking post-closing approval in connection with the addition of two locations to an existing commercial incentive project. The two new locations are commercial condominium units at 322 West 57th Street, New York, NY, consisting of approximately 27,260 square feet on the 2nd floor (Block 1047, Lot 2719) and approximately 27,260 square feet on the 3rd floor (Block 1047, Lot 2718). The Company seeks to use its existing sales and use tax exemption at these new locations for facility improvements and equipment. **Address:** 322 West 57th Street, New York, NY 10019. **Type of Benefits:** Exemption from City and State sales and use taxes. **New Development Cost:** \$750,000. **Project Jobs:** 3,057 existing full time equivalent jobs, 0 full time equivalent jobs projected. **Hourly Wage Average:** \$53.16/hr.

Company Name: MGN 57-77 Rust Street LLC, a New York limited liability company (the "Company"). The Company is a subsidiary of MicroGrid Networks, LLC, a Delaware limited liability company ("MGN"). MGN is a developer of energy storage power projects. **Project Description:** The Company seeks financial assistance in connection with the construction and equipping of an approximately 5-Megawatt (MW) battery storage system (consisting of 20MW hours of storage capacity) (the "Battery System"). The Battery System will be enclosed in multiple containers totaling 4,285 square feet, located on an 11,000 square foot portion of a parcel of land totaling 22,644 square feet at 57-77 Rust Street in Queens, NY (the "Facility"). The Facility will be operated by the Company on land leased from Rusty Artisan LLC, a New York limited liability company, and will serve as a battery storage system capable of charging from, and discharging into, the New York power grid. **Address:** 57-77 Rust Street, Queens, NY 11378. **Type of Benefits:** Exemption from City and State sales and use taxes. **Total Project Cost:** \$11,207,000. **Projected Jobs:** 1.5 full-time equivalent jobs projected. **Hourly Wage Average:** \$41.50/hour.

Company Name: MGN 400 Kingsland Avenue LLC, a New York limited liability company (the "Company"). The Company is a subsidiary of MicroGrid Networks, LLC, a Delaware limited liability company ("MGN"). MGN is a developer of energy storage power projects. **Project Description:** The Company seeks financial assistance in connection with the construction and equipping of an approximately 5-Megawatt (MW) battery storage system (consisting of 20MW hours of storage capacity) (the "Battery System"). The Battery System will be enclosed in multiple containers totaling 4,309 square feet, located on an 11,468 square foot portion of a parcel of land totaling 89,960 square feet located at 400 Kingsland Avenue in Brooklyn, NY (the "Facility"). The Facility will be operated by the Company on land leased from ExxonMobil Oil Corporation, a Delaware corporation, and will serve as a battery storage system capable of charging from, and discharging into, the New York power grid. **Address:** 400 Kingsland Avenue, Brooklyn, NY 11222. **Type of Benefits:** Exemption from City and State sales and use taxes. **Total Project Cost:** \$ 12,053,000. **Projected Jobs:** 1.5 full-time equivalent jobs projected. **Hourly Wage Average:** \$41.50/hour.

Company Name: MGN 1086 Grand Street LLC, a New York limited liability company (the "Company"). The Company is a subsidiary of MicroGrid Networks, LLC, a Delaware limited liability company ("MGN"). MGN is a developer of energy storage power projects. **Project Description:** The Company seeks financial assistance in connection with the construction and equipping of an approximately 5-Megawatt (MW) battery storage system (consisting of 20MW hours of storage capacity) (the "Battery System"). The Battery System will be enclosed in multiple containers totaling 4,534 square feet, located on a parcel of

land totaling 22,875 square feet located at 1086 Grand Street in Brooklyn, NY (the "Facility"). The Facility will be operated by the Company on land leased from Grand Metro Auto Inc., a New York business corporation, and will serve as a battery storage system capable of charging from, and discharging into, the New York power grid. **Address:** 1086 Grand Street, Brooklyn, NY 11234. **Type of Benefits:** Exemption from City and State sales and use taxes. **Total Project Cost:** \$10,558,000. **Projected Jobs:** 1.5 full-time equivalent jobs projected. **Hourly Wage Average:** \$41.50/hour.

Company Name: MGN 1074 Grand Street LLC, a New York limited liability company (the "Company"). The Company is a subsidiary of MicroGrid Networks, LLC, a Delaware limited liability company ("MGN"). MGN is a developer of energy storage power projects. **Project Description:** The Company seeks financial assistance in connection with the construction and equipping of an approximately 5-Megawatt (MW) battery storage system (consisting of 20MW hours of storage capacity) (the "Battery System"). The Battery System will be enclosed in multiple containers totaling 4,534 square feet, located on a parcel of land totaling 22,875 square feet at 1086 Grand Street in Brooklyn, New York (the "Facility"). The Facility will be operated by the Company on land leased from Grand Metro Auto Inc., a New York business corporation, and will serve as a battery storage system capable of charging from, and discharging into, the New York power grid. **Address:** 1086 Grand Street, Brooklyn, NY 11234. **Type of Benefits:** Exemption from City and State sales and use taxes. **Total Project Cost:** \$11,691,000. **Projected Jobs:** 1.5 full-time equivalent jobs projected. **Hourly Wage Average:** \$41.50/hour.

Company Name: Steinway, Inc., a Delaware corporation that does business as Steinway & Sons ("Steinway"). Steinway manufactures and sells pianos globally. **Project Description:** Steinway is seeking financial assistance in connection with the renovation, furnishing and equipping of its existing 450,666 square foot facility (the "Facility"), located on a 239,580 square foot parcel of land located at 1 Steinway Place, Queens, NY. The Facility is used as a piano manufacturing plant, and as office space. The capital investments will include renovations to the Facility's bathrooms, HVAC system, elevators, building façade, and fire safety systems. Steinway will also be purchasing new computer numerical control machines, drilling machines, and sanding and polishing machines, intended for the manufacturing of new pianos. **Address:** 1 Steinway Place, Queens, NY 11105. **Type of Benefits:** Payments in lieu of City real property taxes and exemption from City and State sales and use taxes. **Total Development Cost:** \$11,500,000. **Projected Jobs:** 315 full time equivalent employees retained. **Hourly Wage Average and Range:** \$34.10/hour, estimated range of \$16.00/hour (or \$18.00/hour excluding apprentices) to \$90.33/hour.

For any updates to project information after the date of this notice, please visit the website of New York City Economic Development Corporation ("NYCEDC"), at www.nycedc.com/nycida-project-info. The Agency is committed to ensuring meaningful access to its programs. If you require any accommodation for language access, including sign language, please contact NYCEDC's Equal Access Officer, at (212) 312-3602, or at EqualAccess@edc.nyc. Pursuant to Section 859a of the General Municipal Law of the State of New York, the Agency will hold a hearing at the offices of NYCEDC, 1 Liberty Plaza, 14th Floor, New York, NY 10006, on the proposed financings and transactions set forth above, commencing at 10:00 A.M., on Thursday, September 16th, 2021. Interested members of the public are invited to attend and will be given an opportunity to make a brief statement regarding the projects listed above. Please be advised that attendees should be prepared to wear a face covering and maintain social distance if they are not willing to provide proof of vaccination status upon entry. The Agency will present information at such hearing on the proposed financings and transactions set forth above. For those members of the public desiring to review project applications and cost benefit analyses before the date of the hearing, copies of these materials will be made available at: <https://edc.nyc/nycida-board-meetings-public-hearings>, starting on or about 12:00 P.M. fourteen (14) days prior to the hearing. Persons desiring to make a brief statement during the conference call regarding the proposed transactions should give prior notice to the Agency by sending an email to ftufano@edc.nyc no later than 5:00 P.M., the day before the hearing. Written comments may be submitted to the Agency to the following email address: ftufano@edc.nyc. Please be advised that it is possible that certain of the aforementioned proposed transactions may be removed from the hearing agenda prior to the hearing date. Information regarding such removals will be available on the Agency's website, at <https://edc.nyc/nycida-board-meetings-public-hearings>, on or about 12:00 P.M., on the Friday preceding the hearing.

New York City Industrial Development Agency
Attn: Ms. Frances Tufano
One Liberty Plaza, 13th Floor
New York, NY 10006
(212) 312-3598

Accessibility questions: NYCEDC's Equal Access Officer (212) 312-3602 or at EqualAccess@edc.nyc, by: Thursday, September 16, 2021, 10:00 A.M.



LANDMARKS PRESERVATION COMMISSION

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that, pursuant to the provisions of Title 25, Chapter 3 of the Administrative Code of the City of New York (Sections 25-303, 25-307, 25-308, 25-309, 25-313, 25-318, 25-320) on Tuesday, September 14, 2021, at 9:30 A.M., a public hearing will be held in the public hearing room, at 1 Centre Street, 9th Floor, Borough of Manhattan, and will also be livestreamed and open to public participation by teleconference, with respect to the following properties, and then followed by a public meeting.

The final order and estimated times for each application will be posted on the Landmarks Preservation Commission website, the Friday before the hearing. Please note that the order and estimated times are subject to change. An overflow room is located outside of the primary doors of the public hearing room. The occupancy limit in the public hearing room is 12, and the occupancy limit for the overflow room is 10. Any person requiring reasonable accommodation in order to participate in the hearing or attend the meeting, should contact the Landmarks Commission no later than five (5) business days before the hearing or meeting. Members of the public not attending in person can observe the meeting on LPC's YouTube channel, at www.youtube.com/nyclpc and may testify on particular matters by joining the meeting using either the Zoom app or by calling in from any phone. Specific instructions on how to observe and testify, including the meeting ID and password, and the call-in number, will be posted on the agency's website, under the "Hearings" tab, <https://www1.nyc.gov/site/lpc/hearings/hearings.page>, on the Monday before the public hearing. Finally, please be aware: COVID-19 safety protocols are in effect at the location; all meeting attendees will be required to practice physical distancing and all attendees over the age of two who are medically able to tolerate a face covering will be required to wear a face covering, regardless of vaccination status. Please see additional information on safety protocols below the itemized agenda.

**187 6th Avenue - Park Slope Historic District
LPC-21-09973 - Block 951 - Lot 4 - Zoning: R6B
CERTIFICATE OF APPROPRIATENESS**

A late Italianate style rowhouse, designed by George White and built in 1874. Application is to modify window openings at the rear facade.

**495 Broadway - SoHo-Cast Iron Historic District
LPC-21-06057 - Block 484 - Lot 24 - Zoning: M1-5B
CERTIFICATE OF APPROPRIATENESS**

A Beaux-Arts style store and loft building, designed by Alfred Zucker and built in 1892-1893. Application is to construct rooftop bulkheads and railings.

**134 East 38th Street - Murray Hill Historic District
LPC-21-09885 - Block 893 - Lot 271 - Zoning: R10
CERTIFICATE OF APPROPRIATENESS**

An altered Second Empire style rowhouse, designed by D. & J. Jardine and built in 1868-69, and altered in 1958 by Thomas F. Hennessy. Application is to install shutters and a flagpole.

**101 Greene Street - SoHo-Cast Iron Historic District
LPC-21-07952 - Block 500 - Lot 7505 - Zoning: M1-5A
CERTIFICATE OF APPROPRIATENESS**

A modern building constructed in 2002. Application is to alter storefront infill.

**548 Hudson Street - Greenwich Village Historic District
LPC-21-10918 - Block 621 - Lot 6 - Zoning: C1-6
CERTIFICATE OF APPROPRIATENESS**

A Vernacular Italianate style townhouse, built in 1852. Application is to replace entrance infill.

**93 Mercer Street - SoHo-Cast Iron Historic District
LPC-21-09865 - Block 485 - Lot 22 - Zoning: M1-5A
CERTIFICATE OF APPROPRIATENESS**

A loft building, designed by Hill & Turner and built in 1900-01. Application is to install a barrier-free access ramp and replace doors.

**744 Fifth Avenue (aka 754 Fifth Avenue, 2 West 58th Street) - Individual Landmark
LPC-22-01476 - Block 1273 - Lot 33 - Zoning: C5-3
CERTIFICATE OF APPROPRIATENESS**

A Modern Classical style department store, designed by Buchman & Kahn and built in 1927-28 and with later alterations. Application is to install signage and modify storefront infill.

**744 Fifth Avenue (aka 754 Fifth Avenue, 2 West 58th Street) - Individual Landmark
LPC-22-01475 - Block 1273 - Lot 33 - Zoning: C5-3
CERTIFICATE OF APPROPRIATENESS**

A Modern Classical style department store, designed by Buchman & Kahn and built in 1927-28 and with later alterations. Application is to establish a master plan for the installation of seasonal displays.

89 East 42nd Street - Individual and Interior Landmark

LPC-22-01019 - Block 1280 - Lot 1 - Zoning: C5-3

CERTIFICATE OF APPROPRIATENESS

A French Beaux-Arts style railroad terminal, designed by Reed & Stem and Warren & Wetmore and built in 1903-1913. Application is to replace sidewalk paving and install bollards at the viaduct.

30 Rockefeller Plaza - Individual and Interior Landmark

LPC-21-09092 - Block 1265 - Lot 7501 - Zoning: C5-2.5, C5-3

CERTIFICATE OF APPROPRIATENESS

An office building and designated lobby, designed by the Associated Architects and featuring artwork by Jose Maria Sert and Frank Brangwyn, and constructed in 1931-33 as part of an Art Deco style office, commercial and entertainment complex. Application is to modify openings, extend walls, and replace light fixtures within the interior lobby, install storefront infill at the ground floor, and install attractions and accretions at the rooftop observation terraces.

38 East 73rd Street - Upper East Side Historic District

LPC-20-02642 - Block 1387 - Lot 49 - Zoning: C5-1 R8B

CERTIFICATE OF APPROPRIATENESS

A Neo-Grec/Queen Anne style house, designed by Charles Buek & Co. and built in 1886-87. Application is to legalize the construction of a rear yard addition, without Landmarks Preservation Commission permit(s).

103 West 72nd Street - Upper West Side/Central Park West Historic District

LPC-21-08152 - Block 1144 - Lot 31 - Zoning: C4-6A

CERTIFICATE OF APPROPRIATENESS

An Art Deco style apartment and commercial building, designed by Fellheimer & Wagner and built in 1931-33. Application is to replace storefront infill and construct a rear yard addition.

945 Madison Avenue - Upper East Side Historic District

LPC-21-10833 - Block 1389 - Lot 30 - Zoning: C5-1R8B

CERTIFICATE OF APPROPRIATENESS

A Modern style museum building, designed by Marcel Breuer & Associates and built in 1964-1966. Application is to install signage.

356 Hollywood Avenue - Douglaston Hill Historic District

LPC-20-08873 - Block 8049 - Lot 25 - Zoning: R1-2

CERTIFICATE OF APPROPRIATENESS

An English Cottage style free-standing house, designed by Philip Resnyk and built in 1930. Application is to legalize the replacement of windows, alterations to planters and installation of steps in non-compliance or without Landmarks Preservation Commission permit(s).

15 Shore Road - Douglaston Historic District

LPC-21-08857 - Block 8044 - Lot 5 - Zoning: R1-1

CERTIFICATE OF APPROPRIATENESS

A Colonial Revival style house, designed by George Hardway and built in 1910. Application is to modify a porch, construct a carport and deck, and install a skylight.

121 Heberton Avenue - Individual Landmark

LPC-21-10070 - Block 1015 - Lot 9 - Zoning: R3A

CERTIFICATE OF APPROPRIATENESS

A Rustic style freestanding house, designed by James G. Burger and built in 1859-1861. Application is to install a parking pad and pergola.

2 St. Marks Place - St. George/New Brighton Historic District

LPC-22-01527 - Block 22 - Lot 120 - Zoning: R3A

CERTIFICATE OF APPROPRIATENESS

A Neo-Colonial style freestanding house, designed by Gardner & Hoffman and built in 1926-1928. Application is to legalize the replacement of garage doors, alterations to the stoop, and the construction of retaining walls, without Landmarks Preservation Commission permit(s).

a30-s14

NOTICE IS HEREBY GIVEN that, pursuant to the provisions of Title 25, Chapter 3 of the Administrative Code of the City of New York (Sections 25-303, 25-307, 25-308, 25-309, 25-313, 25-318, 25-320) on Tuesday, September 14, 2021 at 9:30 A.M., a public hearing will be held in the public hearing room, at 1 Centre Street, 9th Floor, Borough of Manhattan, and will also be livestreamed and open to public participation by teleconference, with respect to the following properties, and then followed by a public meeting.

The final order and estimated times for each application will be posted on the Landmarks Preservation Commission website, the Friday before the hearing. Please note that the order and estimated times are subject to change. An overflow room is located outside of the primary doors of the public hearing room. The occupancy limit in the public hearing room is 12, and the occupancy limit for the overflow room is 10. Any person requiring reasonable accommodation in order to participate in the hearing or attend the meeting, should contact the Landmarks Commission no later than five (5) business days before the hearing or meeting. Members of the public not attending in person can observe the meeting on LPC's YouTube channel, at www.youtube.com/nyclpc and may testify on particular matters by joining the meeting using either the Zoom app or by calling in from any phone. Specific

instructions on how to observe and testify, including the meeting ID and password, and the call-in number, will be posted on the agency's website, under the "Hearings" tab, <https://www1.nyc.gov/site/lpc/hearings/hearings.page>, on the Monday before the public hearing. Finally, please be aware: COVID-19 safety protocols are in effect at the location; all meeting attendees will be required to practice physical distancing and all attendees over the age of two who are medically able to tolerate a face covering will be required to wear a face covering, regardless of vaccination status. Please see additional information on safety protocols below the itemized agenda.

Cambria Heights - 222nd Street Historic District LP-2655

ITEM PROPOSED FOR PUBLIC HEARING

The proposed Cambria Heights - 222nd Street Historic District consists of the properties bounded by a line beginning on the southern curblineline of 115th Road at a point on a line extending northerly from the northwestern property line of 115-60 222nd Street, extending easterly along the southern curblineline of 115th Road and across 222nd Street to a point on a line extending northerly from the northeastern property line of 115-59 222nd Street, southerly along said line and the eastern property lines of 115-59 through 115-103 222nd Street, westerly along the southern property line of 115-103 222nd Street, continuing westerly across 222nd Street and the southern property line of 115-104 222nd Street, and northerly along the western property lines of 115-104 through 115-60 222nd Street to the point of beginning.

Cambria Heights - 227th Street Historic District LP-2656

ITEM PROPOSED FOR PUBLIC HEARING

The proposed Cambria Heights - 227th Street Historic District consists of the properties bounded by a line beginning on the southern curblineline of 116th Avenue at a point on a line extending northerly from the northwestern property line of 116-02 227th Street, extending easterly along the southern curblineline of 116th Avenue and across 227th Street to a point on a line extending northerly from the northeastern property line of 116-01 227th Street, southerly along said line and the eastern property lines of 116-01 through 116-49 227th Street, westerly along the southern property line of 116-49 227th Street, continuing westerly across 227th Street and the southern property line of 116-50 227th Street, and northerly along the western property lines of 116-50 through 116-02 227th Street to the point of beginning.

a30-s14

TRANSPORTATION

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN, pursuant to law, that the following proposed revocable consents, have been scheduled for a public hearing by the New York City Department of Transportation. The hearing will be held remotely, commencing on Wednesday, September 15, 2021, at 2:00 P.M., via the WebEx platform and in person, on the following petitions for revocable consent.

WebEx:
Meeting Number (access code): 182 803 2720
Meeting Password: 7eSMUDSMd42

#1 IN THE MATTER OF a proposed revocable consent authorizing Beth Israel Medical Center, to continue to maintain and use the vaults under the south sidewalk of East 17th Street east of Nathan D. Perlman Place, and under the east sidewalk of Nathan D. Perlman Place south of East 17th Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2019 to June 30, 2029 and provides among other terms and conditions for compensation payable, to the City according, to the following schedule: **R.P. # 1712**

- For the period July 1, 2019 to June 30, 2020 - \$28,470
- For the period July 1, 2020 to June 30, 2021 - \$28,904
- For the period July 1, 2021 to June 30, 2022 - \$29,338
- For the period July 1, 2022 to June 30, 2023 - \$29,772
- For the period July 1, 2023 to June 30, 2024 - \$30,206
- For the period July 1, 2024 to June 30, 2025 - \$30,640
- For the period July 1, 2025 to June 30, 2026 - \$31,074
- For the period July 1, 2026 to June 30, 2027 - \$31,508
- For the period July 1, 2027 to June 30, 2028 - \$31,942
- For the period July 1, 2028 to June 30, 2029 - \$32,376

with the maintenance of a security deposit in the sum of \$32,400 the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#2 IN THE MATTER OF a proposed revocable consent authorizing Diann Umadevi Beharry and Devindra Narine, to construct, maintain and use a walled-in area with gates and planters on the west sidewalk

of 130th Street, between Old South Road and 150th Avenue, in the Borough of Queens. The proposed revocable consent is for a term of ten years from the Approval by the Mayor and provides among other terms and conditions for compensation payable, to the City according, to the following schedule: **R.P. # 2549**

From the date of the final approval by the Mayor to June 30, 2031 - \$100/per annum.

with the maintenance of a security deposit in the sum of \$15,450 the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#3 IN THE MATTER OF a proposed revocable consent authorizing Hudson Transmission Partners LLC, to continue to maintain and use a 345kw cable system under and across Pier 94, under, across and along West 52nd Street, and under and along Twelfth Avenue, to Consolidated Edison Company of New York, Inc.'s 49th Street Substation, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2021 to June 30, 2031 and provides among other terms and conditions for compensation payable, to the City according, to the following schedule: **R.P. # 2146**

- For the period July 1, 2021 to June 30, 2022 - \$111,639
- For the period July 1, 2022 to June 30, 2023 - \$113,427
- For the period July 1, 2023 to June 30, 2024 - \$115,215
- For the period July 1, 2024 to June 30, 2025 - \$117,003
- For the period July 1, 2025 to June 30, 2026 - \$118,791
- For the period July 1, 2026 to June 30, 2027 - \$120,579
- For the period July 1, 2027 to June 30, 2028 - \$122,367
- For the period July 1, 2028 to June 30, 2029 - \$124,155
- For the period July 1, 2029 to June 30, 2030 - \$125,943
- For the period July 1, 2030 to June 30, 2031 - \$127,731

with the maintenance of a security deposit in the sum of \$127,700 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#4 IN THE MATTER OF a proposed revocable consent authorizing Iris Foundation, to continue to maintain and use a conduit under and along West 86th Street, between Central Park West and Columbus Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2020 to June 30, 2030 and provides among other terms and conditions for compensation payable, to the City according, to the following schedule: **R.P. # 1733**

- For the period July 1, 2020 to June 30, 2021 - \$9,129
- For the period July 1, 2021 to June 30, 2022 - \$9,274
- For the period July 1, 2022 to June 30, 2023 - \$9,418
- For the period July 1, 2023 to June 30, 2024 - \$9,563
- For the period July 1, 2024 to June 30, 2025 - \$9,708
- For the period July 1, 2025 to June 30, 2026 - \$9,853
- For the period July 1, 2026 to June 30, 2027 - \$9,998
- For the period July 1, 2027 to June 30, 2028 - \$10,143
- For the period July 1, 2028 to June 30, 2029 - \$10,287
- For the period July 1, 2029 to June 30, 2030 - \$10,432

with the maintenance of a security deposit in the sum of \$10,400 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#5 IN THE MATTER OF a proposed revocable consent authorizing Katz-Auerbacher Corp., to construct, maintain and use a ramp on the west sidewalk of Hudson Street, between Horatio Street and Gansevort Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the Approval Date by the Mayor and provides among other terms and conditions for compensation payable, to the City according, to the following schedule: **R.P. # 2542**

From the date of the final approval by the Mayor to June 30, 2031 - \$25/per annum.

With the maintenance of a security deposit in the sum of \$3,700 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#6 IN THE MATTER OF a proposed revocable consent authorizing Packer Brown LLC, to construct, maintain and use a fenced-in area, including steps, planters and trash enclosure on the north sidewalk of West 11th Street, between West 4th Street and Bleecker Street, in the Borough of Manhattan. The proposed revocable consent is for a term of

ten years from the Approval Date by the Mayor and provides among other terms and conditions for compensation payable, to the City according, to the following schedule: **R.P. # 2541**

From the date of the final approval by the Mayor to June 30, 2031 - \$25/per annum.

with the maintenance of a security deposit in the sum of \$5,000 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#7 IN THE MATTER OF a proposed revocable consent authorizing St. George Theater Restoration, Inc., to construct, maintain and use an accessibility ramp with steps and a drainage channel on the north sidewalk of Hyatt Street east of St. Marks Place, in the Borough of Staten Island. The proposed revocable consent is for a term of ten years from the Approval Date by the Mayor and provides among other terms and conditions for compensation payable, to the City according, to the following schedule: **R.P. # 2547**

From the Approval Date by the Mayor to June 30, 2022 - \$1,525/per annum

- For the period July 1, 2022 to June 30, 2023 - \$1,549
- For the period July 1, 2023 to June 30, 2024 - \$1,573
- For the period July 1, 2024 to June 30, 2025 - \$1,597
- For the period July 1, 2025 to June 30, 2026 - \$1,621
- For the period July 1, 2026 to June 30, 2027 - \$1,645
- For the period July 1, 2027 to June 30, 2028 - \$1,669
- For the period July 1, 2028 to June 30, 2029 - \$1,693
- For the period July 1, 2029 to June 30, 2030 - \$1,717
- For the period July 1, 2030 to June 30, 2031 - \$1,741
- For the period July 1, 2031 to June 30, 2032 - \$1,765

with the maintenance of a security deposit in the sum of \$20,500 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#8 IN THE MATTER OF a proposed revocable consent authorizing The Lincoln Square Condominium, to continue to maintain and use tree pit light receptacles, together with electrical conduits, in the north sidewalk of West 67th Street, in the south sidewalk of West 68th Street, between Broadway and Columbus Avenue, and in the west sidewalk of Columbus Avenue, between West 67th and West 68th Streets, and an overhead building projection on the west side of Columbus Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2017 to June 30, 2027 and provides among other terms and conditions for compensation payable, to the City according, to the following schedule: **R.P. # 1565**

- For the period July 1, 2021 to June 30, 2022 - \$17,356
- For the period July 1, 2022 to June 30, 2023 - \$17,661
- For the period July 1, 2023 to June 30, 2024 - \$17,966
- For the period July 1, 2024 to June 30, 2025 - \$18,271
- For the period July 1, 2025 to June 30, 2026 - \$18,576
- For the period July 1, 2026 to June 30, 2027 - \$18,881
- For the period July 1, 2027 to June 30, 2028 - \$19,186
- For the period July 1, 2028 to June 30, 2029 - \$19,491
- For the period July 1, 2029 to June 30, 2030 - \$19,796
- For the period July 1, 2030 to June 30, 2031 - \$20,101

with the maintenance of a security deposit in the sum of \$20,100 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#9 IN THE MATTER OF a proposed revocable consent authorizing 20-30 Hudson Yards Condominium, acting by and through The Board of Managers of the 20-30 Hudson Yards Condominium, has petitioned for consent to construct, maintain and use 133 security bollards in front of 500 West 33rd Street, along West 33rd Street and along 10th Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the Approval Date by the Mayor and provides among other terms and conditions for compensation payable, to the City according, to the following schedule: **R.P. # 2467**

There shall be no compensation required for this consent, in accordance with Title 34 Section 7-04(a)(33) of the Rules of the City of New York.

with the maintenance of a security deposit in the sum of \$83,000 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#10 IN THE MATTER OF a proposed revocable consent authorizing

125 Broad Condominium, to continue to maintain and use a conduit and pipes under and across Broad Street, north of South Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2020 to June 30, 2030 and provides among other terms and conditions for compensation payable, to the City according, to the following schedule: **R.P. # 981**

- For the period July 1, 2020 to June 30, 2021 - \$18,335
- For the period July 1, 2021 to June 30, 2022 - \$18,631
- For the period July 1, 2022 to June 30, 2023 - \$18,927
- For the period July 1, 2023 to June 30, 2024 - \$19,223
- For the period July 1, 2024 to June 30, 2025 - \$19,519
- For the period July 1, 2025 to June 30, 2026 - \$19,815
- For the period July 1, 2026 to June 30, 2027 - \$20,111
- For the period July 1, 2027 to June 30, 2028 - \$20,407
- For the period July 1, 2028 to June 30, 2029 - \$20,703
- For the period July 1, 2029 to June 30, 2030 - \$20,999

with the maintenance of a security deposit in the sum of \$20,100 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#11 IN THE MATTER OF a proposed revocable consent authorizing 1301 Properties Owner LP, RXR 1285 Owner LLC, RXR 1285 Owner II LLC and C&K 1285 Owner LLC, continue to maintain and use a pedestrian tunnel under and across West 52nd Street, west of Avenue of the Americas, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 18, 2018 to June 30, 2028 and provides among other terms and conditions for compensation payable, to the City according, to the following schedule: **R.P. # 883B**

- For the period July 1, 2018 to June 30, 2019 - \$213,840
- For the period July 1, 2019 to June 30, 2020 - \$217,259
- For the period July 1, 2020 to June 30, 2021 - \$220,678
- For the period July 1, 2021 to June 30, 2022 - \$224,097
- For the period July 1, 2022 to June 30, 2023 - \$227,516
- For the period July 1, 2023 to June 30, 2024 - \$230,935
- For the period July 1, 2024 to June 30, 2025 - \$234,354
- For the period July 1, 2025 to June 30, 2026 - \$237,773
- For the period July 1, 2026 to June 30, 2027 - \$241,192
- For the period July 1, 2027 to June 30, 2028 - \$244,611

with the maintenance of a security deposit in the sum of \$244,700 and the insurance shall be in the amount of Five Million Dollars (\$5,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Five Million Dollars (\$5,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#12 IN THE MATTER OF a proposed revocable consent authorizing Levanic, Inc., to construct, maintain and use steps with railing on the south sidewalk of 3rd Street, west of 3rd Avenue, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from the Approval Date by the Mayor and provides among other terms and conditions for compensation payable, to the City according, to the following schedule: **R.P. # 2550**

From the Approval Date by the Mayor to June 30, 2022 - \$3,000/per annum

- For the period July 1, 2022 to June 30, 2023 - \$3,049
- For the period July 1, 2023 to June 30, 2024 - \$3,098
- For the period July 1, 2024 to June 30, 2025 - \$3,147
- For the period July 1, 2025 to June 30, 2026 - \$3,196
- For the period July 1, 2026 to June 30, 2027 - \$3,245
- For the period July 1, 2027 to June 30, 2028 - \$3,294
- For the period July 1, 2028 to June 30, 2029 - \$3,343
- For the period July 1, 2029 to June 30, 2030 - \$3,392
- For the period July 1, 2030 to June 30, 2031 - \$3,441
- For the period July 1, 2031 to June 30, 2032 - \$3,490

with the maintenance of a security deposit in the sum of \$25,000 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#13 IN THE MATTER OF a proposed revocable consent authorizing One Vanderbilt Owner LLC, to construct, maintain and use 162 security bollards along the south sidewalk of East 43rd Street, the east sidewalk of Madison Avenue, and the north sidewalk of East 42nd Street, in front of 10 Vanderbilt Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the Approval Date by the Mayor and provides among other terms and conditions for compensation payable, to the City according, to the following schedule: **R.P. # 2517**

There shall be no compensation required for this Consent, in accordance with Title 34 Section 7-04(a)(33) of the Rules of the City of New York.

with the maintenance of a security deposit in the sum of \$143,000' and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#14 IN THE MATTER OF a proposed modification to a revocable consent authorizing 33 Ninth Retail Owner LLC, to construct, maintain and use an ADA lift and metal stairs and platforms on the north sidewalk of West 13th Street, west of Ninth Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the Approval Date by the Mayor and provides among other terms and conditions for compensation payable, to the City according, to the following schedule: **R.P. # 1954**

- For the period July 1, 2021 to June 30, 2022 -\$7,248/per annum (prorated from the date of Approval by the Mayor)
- For the period July 1, 2022 to June 30, 2023 - \$7,366
- For the period July 1, 2023 to June 30, 2024 - \$7,484
- For the period July 1, 2024 to June 30, 2025 - \$7,602
- For the period July 1, 2025 to June 30, 2026 - \$7,720
- For the period July 1, 2026 to June 30, 2027 - \$7,838
- For the period July 1, 2027 to June 30, 2028 - \$7,956

with the maintenance of a security deposit in the sum of \$7,000 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#15 IN THE MATTER OF a proposed revocable consent authorizing New York University, to construct, maintain and use light poles and underground conduit on the south sidewalk of Bleecker Street, between LaGuardia Place and Mercer Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the Approval Date by the Mayor and provides among other terms and conditions for compensation payable, to the City according, to the following schedule: **R.P. # 2535**

- From the Approval Date by the Mayor to June 30, 2021 -\$1,654/per annum
- For the period July 1, 2021 to June 30, 2022 - \$1,674
- For the period July 1, 2022 to June 30, 2023 - \$1,693
- For the period July 1, 2023 to June 30, 2024 - \$1,712
- For the period July 1, 2024 to June 30, 2025 - \$1,731
- For the period July 1, 2025 to June 30, 2026 - \$1,750
- For the period July 1, 2026 to June 30, 2027 - \$1,769
- For the period July 1, 2027 to June 30, 2028 - \$1,788
- For the period July 1, 2028 to June 30, 2029 - \$1,807
- For the period July 1, 2029 to June 30, 2030 - \$1,826
- For the period July 1, 2030 to June 30, 2031 - \$1,845

with the maintenance of a security deposit in the sum of \$6,500 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

a25-s15

PROPERTY DISPOSITION

CITYWIDE ADMINISTRATIVE SERVICES

■ SALE

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

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

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

No previous arrangements or phone calls are needed to preview. Hours are Monday and Tuesday from 10:00 A.M. – 2:00 P.M.

f23-a4

HOUSING PRESERVATION AND DEVELOPMENT

■ PUBLIC HEARINGS

All Notices Regarding Housing Preservation and Development Dispositions of City-Owned Property appear in the Public Hearing Section.

j4-d30

PROCUREMENT

“Compete To Win” More Contracts!

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

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

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

HHS ACCELERATOR

To respond to human services Requests for Proposals (RFPs), in accordance with Section 3-16 of the Procurement Policy Board Rules of the City of New York (“PPB Rules”), vendors must first complete and submit an electronic prequalification application using the City’s Health and Human Services (HHS) Accelerator System. The HHS Accelerator System is a web-based system maintained by the City of New York for use by its human services Agencies to manage procurement. The process removes redundancy by capturing information about boards, filings, policies, and general service experience centrally. As a result, specific proposals for funding are more focused on program design, scope, and budget.

Important information about the new method

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

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

Participating NYC Agencies

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

- Administration for Children’s Services (ACS)
- Department for the Aging (DFTA)
- Department of Consumer Affairs (DCA)

Department of Corrections (DOC)
 Department of Health and Mental Hygiene (DOHMH)
 Department of Homeless Services (DHS)
 Department of Probation (DOP)
 Department of Small Business Services (SBS)
 Department of Youth and Community Development (DYCD)
 Housing and Preservation Department (HPD)
 Human Resources Administration (HRA)
 Office of the Criminal Justice Coordinator (CJC)

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

ADMINISTRATIVE TRIALS AND HEARINGS

OATH INFORMATION TECHNOLOGY

■ INTENT TO AWARD

Services (other than human services)

82022Y0009-COURTSMART DIGITAL RECORDING SYSTEMS SUPPORT SERVICES - Request for Information - PIN# 82022Y0009 - Due 9-16-21 at 12:00 P.M.

OATH, is procuring proprietary CourtSmart Digital Systems, Inc Software License and Maintenance. Any vendor who is qualified to provide this Software License and Maintenance under this procurement in the future, should submit a response through PASSPort. Proposed vendor is CourtSmart Digital Systems, Inc. To respond in PASSPort, please complete the acknowledgement tab and submit a response in the Manage Responses Tab. If you have questions about the details of the RFx, please submit through the discussion with Buyer Tab. If you have questions about functionality of PASSPort, please contact help@mocs.nyc.gov.

a26-s2

CORRECTION

CENTRAL OFFICE OF PROCUREMENT

■ INTENT TO AWARD

Services (other than human services)

IT CONSULTING SERVICES TO PROVIDE SYSTEM MAINTENANCE AND SOFTWARE SUPPORT FOR THE INMATE FINANCIAL & COMMISSARY SYSTEM (IFCOM) THROUGHOUT THE DEPARTMENT OF CORRECTION (DOC).
 - Negotiated Acquisition - Available only from a single source - PIN# 072202202ITS - Due 9-14-21 at 3:00 P.M.

The New York City Department of Correction, is contracting with GCOM Software LLC, for provision of maintenance and software support of the Inmate Financial and Commissary System (IFCOM). The Department is legally obligated to track its inmates in custody and provide for commissary services among other data collection. DOC still operates legacy software for these functions, and given the uncommon software programming languages, the Department is not able to hire a C++ or Java programmer, to do the work that system administrators perform for DOC. Any firm which believes it can provide the required services in the future is invited to express interest via email.

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.

Correction, Bulova Corporate Center, 75-20 Astoria Boulevard, Suite 160, East Elmhurst, NY 11370. Lillian Alvarez-Cano (718) 546-0686; lillian.alvarez-cano@doc.nyc.gov

a30-s3

HEALTH AND MENTAL HYGIENE

■ INTENT TO AWARD

Goods

PURCHASE OF THE SOLE SOURCE ASSAY KITS, REAGENTS, EQUIPMENT, INSTRUMENTS AND OTHER SUPPLIES FOR CLINICAL AND ENVIRONMENTAL PUBLIC HEALTH LABORATORY TESTING. - Request for Information - PIN# 81622Y0101 - Due 9-17-21 at 12:00 A.M.

Pursuant to Procurement Policy Board Rule Section 3-05, Department of

Health and Mental Hygiene intends to enter into a sole source agreement with Illumina, Inc. for the purchase of the sole source assay kits, reagents, equipment, instruments and other supplies for clinical and environmental public health laboratory testing. It is the purpose for the detection of foodborne pathogens, waterborne pathogens (such as Legionella), drug-resistance emerging bacteria and mosquito transmissible viruses including Zika and other viruses. Research has concluded that there testing kits provide rapid and most specific results relating to the whole genome sequencing of viral and bacterial organisms.

DOHMH, has made the determination that Illumina Inc. is a sole supplier, as they are the manufacturer of the sole source testing instruments and kits, which included but not limited to MiSeq, Nextera, NextSeq and IDT, that are required to procure this Sole Source contract.

Any firm which believes is qualified to provide such products are welcome to submit an expression of interest. All related inquiries should be sent via the Discussion Forum in PASSPort or to Min Feng (Jason) Wang, at mwang3@health.nyc.gov, no later than September 17, 2021, by 12:00 P.M.

a27-s2

■ AWARD

Human Services/Client Services

CENTER FOR ALTERNATIVE SENTENCE SERVICES RENEWAL #2 - Renewal - PIN# 81617N0240001R002 - AMT: \$5,850,000.00 - TO: Center for Alternative Sentencing and Employment S, 151 Lawrence Street, 3rd Floor, Brooklyn, NY 11201-5240.

FY22 Renewal - PIN: 18AS007403R2X00. The vendor has provided and will continue to provide during the renewal term services to those with serious mental illness, justice involvement, substance users and homelessness (Forensic Assertive Community Treatment).

s2

FY22 NEW CONTRACT / 816-2230-0983.A01 - Required Method (including Preferred Source) - PIN# 81621M0007002 - AMT: \$7,459,182.00 - TO: Visiting Nurse Service of New York Homecare II, 220 East 42nd Street, New York, NY 10017.

PIN: 22AZ007001R0X00. The ACT program supports consumers with Severe Mental Illness (SMI) by providing intensive outpatient treatment in vivo in their community of choice. The program facilitates recovery and increased stability including symptom reduction and their impact on daily functioning and quality of life whether in a consumer's home, with family, peers, community, as well as in the areas of education and work. The ACT program seeks to ensure symptom reduction and relapse-prevention and to reduce inpatient psychiatric hospitalizations, emergency room and mobile crisis visits by providing accessible psychiatric, substance use and health integrated treatment. The ACT program also works to place the homeless populations identified into appropriate housing and provide the necessary services and supports to reduce recidivism.

s2

ENVIRONMENTAL HEALTH

■ INTENT TO AWARD

Goods

PROVISION OF THE NITON XL3T 700S GOLDD, A HAND-HELD CONSUMER GOODS ANALYZER. 22EN010701R0X00 - Request for Information - PIN# 81622Y0089 - Due 9-23-21 at 12:00 A.M.

Pursuant to Procurement Policy Board Rule Section 3-05, Department of Health and Mental Hygiene, intends to enter into a sole source agreement with Thermo Fisher Scientific (Asheville) LLC, for the provision of the Niton XL3t 700S GOLDD, a hand-held Consumer Goods Analyzer. This instrument is specifically designed to measure heavy metal content in consumer products. As part of the LeadFreeNYC initiative, the Department will increase surveys of NYC businesses to identify more businesses selling unsafe consumer products.

DOHMH, has determined that Thermo Fisher Scientific (Asheville) LLC, is the sole manufacturer and source for the Niton XL3t 700S GOLDD Series analyzer. All purchases are made directly from Thermo Fisher Scientific.

Any firm which believes is qualified to provide such products are welcome to submit an expression of interest. All related inquiries should be sent via the Discussion Forum in PASSPort, or to Doreen Redmond, at dredmond@health.nyc.gov, no later than September 23, 2021, by 12:00 P.M.

s2-9

MANAGEMENT AND BUDGET

■ INTENT TO AWARD

Services (other than human services)

00222M0001-NYSID GRANT - Required/Authorized Source - PIN# 00222M0001

Required method with a Preferred Source vendor, to digitize OMB's personnel files. Cost is determined by the number of scanned images.

a27-s2

00222Y0059-MARSH SOLE SOURCE - Request for Information - PIN# 00222Y0059 - Due 9-13-21 at 2:00 P.M.

The New York City ("NYC" or the "City") Mayor's Office of Management and Budget, intends to enter into sole source negotiations with Marsh USA Inc. ("Marsh") to procure and provide excess insurance for on-call emergency contract vendors ("Emergency Vendors"). The City is under legal and contractual obligations to provide excess insurance coverage to Emergency Vendors in case of a devastating natural disaster or terrorist event. This excess insurance is a multi-year program providing \$125M of general liability coverage and \$50M of pollution liability coverage, and must be available to City vendors immediately upon contract execution. The excess insurance is currently a part of the insurance-related services provided by Marsh. Procuring and providing this excess insurance required Marsh to develop this desired coverage with multiple underwriters. Any entity with the experience and expertise in immediately providing such coverage with a new set of underwriters, is invited to express its interest and submit qualifications on the Procurement and Sourcing Solutions Portal ("PASSPort").

If you have questions, please email Contracts@omb.nyc.gov, with the subject line "Excess Insurance - Expression of Interest" no later than 2:00 P.M. EDT, on September 6, 2021. Please upload your expression of interest and submission of qualifications on PASSPort before 2:00 P.M., EDT, on September 13, 2021, to the RfX EPIN: 00222Y0059.

a27-s3

PARKS AND RECREATION

REVENUE AND CONCESSIONS

■ SOLICITATION

Goods and Services

REQUEST FOR PROPOSALS FOR THE RENOVATION, OPERATION, AND MAINTENANCE OF A RESTAURANT, SNACK BAR, AND BOAT RENTAL AT THE BOATHOUSE AT CLOVE LAKES PARK, STATEN ISLAND - Competitive Sealed Proposals - Judgment required in evaluating proposals - PIN# R5-SB,BR,R-2021 - Due 10-4-21 at 3:00 P.M.

In accordance with Section 1-13 of the Concession Rules of the City of New York, the New York City Department of Parks and Recreation ("Parks") is issuing, as of the date of this notice a significant Request for Proposals ("RFP") for the Renovation, Operation, and Maintenance of a restaurant, snack bar, and boat rental at the Boathouse at Clove Lakes Park, Staten Island. There will be a recommended remote proposer meeting on Tuesday, September 14, 2021, at 2:00 P.M. If you are considering responding to this RFP, please make every effort to attend this recommended remote proposer meeting.

The Cisco WebEx link for the remote proposer meeting is as follows:
<https://nycparks.webex.com/nycparks/j.php?MTID=m969bd05f121400a83482d06646a4cc52>

Meeting number: 179 179 3821

Password: CloveLakes22

You may also join the remote proposer meeting by phone using the following information:

+1-646-992-2010 United States Toll (New York City)
 +1-408-418-9388 United States Toll
 Access code: 179 179 3821

Subject to availability and by appointment only, we may set up a meeting at the proposed concession site, (Block #319 & Lot #1) ("Licensed Premises"), 1150 Clove Lake Road, Clove Lakes Park, Staten Island. All proposals submitted in response to this RFP must be submitted no later than Monday, October 4, 2021 at 3:00 P.M. Hard copies of the RFP can be obtained at no cost, commencing Wednesday, August 25, 2021 through Monday, October 4, 2021, by contacting Phylcia Murray, Project Manager, at (212) 360-3407, or at Phylcia.

Murray@parks.nyc.gov.

The RFP is also available for download, on Wednesday, August 25, 2021 through Monday, October 4, 2021, on Parks' website. To download the RFP visit, <http://www.nyc.gov/parks/businessopportunities> and click on the "Concessions Opportunities at Parks" link. Once you have logged in, click on the "download" link that appears adjacent to the RFP's description. For more information or to request to receive a copy of the RFP by mail, prospective proposers may contact Phylcia Murray, Project Manager, at (212) 360-3407 or, at Phylcia.Murray@parks.nyc.gov.

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

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

Parks and Recreation, The Arsenal, 830 5th Avenue, New York, NY 10065. Phylcia Murray (212) 360-3407; phylcia.murray@parks.nyc.gov

a25-s8

CONTRACT AWARD HEARINGS

NOTE: LOCATION(S) ARE ACCESSIBLE TO INDIVIDUALS USING WHEELCHAIRS OR OTHER MOBILITY DEVICES. FOR FURTHER INFORMATION ON ACCESSIBILITY OR TO MAKE A REQUEST FOR ACCOMMODATIONS, SUCH AS SIGN LANGUAGE INTERPRETATION SERVICES, PLEASE CONTACT THE MAYOR'S OFFICE OF CONTRACT SERVICES (MOCS) VIA EMAIL, AT DISABILITYAFFAIRS@MOCS.NYC.GOV OR VIA PHONE, AT (212) 788-0010. ANY PERSON REQUIRING REASONABLE ACCOMMODATION FOR THE PUBLIC HEARING, SHOULD CONTACT MOCS, AT LEAST THREE (3) BUSINESS DAYS IN ADVANCE OF THE HEARING, TO ENSURE AVAILABILITY.



BUILDINGS

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Tuesday, September 14, 2021, at 11:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 179 830 4294.**

IN THE MATTER OF a Purchase Order/Contract between New York City Department of Buildings and ITEGIX LLC, located at 775 Park Avenue, Suite 255, Huntington, NY 11743, for renewal of maintenance services - BlueBeam REVU at NYC Department of Buildings. The amount of this Purchase Order/Contract will be \$127,998.00. The term shall be from June 30, 2020 to August 24, 2022. CB 1, Manhattan. E-PIN #:81021W0003001A001.

The Vendor has been selected by M/WBE Noncompetitive Small Purchase Method, pursuant to Section 3-08 (c)(1)(iv) of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 179 830 4294** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

← s2

CITYWIDE ADMINISTRATIVE SERVICES

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Tuesday, September 14, 2021, at 11:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 179 830 4294.**

IN THE MATTER OF a proposed contract between the Department of Citywide Administrative Services, on behalf of the Department of Environmental Protection, and Cooper Machinery Services LLC, located at 16250 Port Northwest Drive, Houston, TX 77041, for

procuring Enterprise and Cooper-Bessemer engine parts, Citywide. The proposed contract is in the amount of \$1,218,903.00. The term of the contract will be for five years from date of Notice of Award with a one-year renewal option. PIN #: 8572100030, E-PIN #: 82620S0015001.

The proposed contractor has been selected by Sole Source Procurement Method, pursuant to Section 3-05 of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call 1-646-992-2010, ACCESS CODE: 179 830 4294 no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

← s2

CORRECTION

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Tuesday, September 14, 2021, at 11:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 179 830 4294.**

IN THE MATTER OF a Purchase Order/Contract between the Department of Correction and Snappy Solutions, Inc., located at P.O. Box 305, Rochelle Park, NJ 07662, for five Compartment Paper Trays for the central storehouse. The amount of this Purchase Order/Contract will be \$407,880.00. The term shall be from September 1,2021 to June 30, 2022. CB 1, Queens. E-PIN #: 07222W0010001.

The Vendor has been selected by M/WBE Noncompetitive Small Purchase Method, pursuant to Section 3-08 (c)(1)(iv) of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call 1-646-992-2010, ACCESS CODE: 179 830 4294 no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

← s2

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IN THE MATTER OF a Purchase Order/Contract between the Department of Correction and Salsa Catering & Special Events, Inc., located at 209 Stevens Avenue, Mount Vernon, NY 10550, for Food Catering Services for uniformed DOC staff. The amount of this Purchase Order/Contract will be \$500,000.00. The term shall be from July 23, 2021 to June 30, 2022. CB 3, Queens. E-PIN #: 07222W0005001A001.

The Vendor has been selected by M/WBE Noncompetitive Small Purchase Method, pursuant to Section 3-08 (c)(1)(iv) of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call 1-646-992-2010, ACCESS CODE: 179 830 4294 no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

← s2

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IN THE MATTER OF a Purchase Order/Contract between the Department of Correction and Nifty Concepts, Inc., located at 2525 Palmer Avenue, New Rochelle, NY 10801, for Dietary Cups for the central storehouse. The amount of this Purchase Order/Contract will be \$154,044.00. The term shall be from September 1,2021 to June 30, 2022. CB 1, Queens. E-PIN #: 07222W0009001.

The Vendor has been selected by M/WBE Noncompetitive Small Purchase Method, pursuant to Section 3-08 (c)(1)(iv) of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call 1-646-992-2010, ACCESS CODE: 179 830 4294 no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

← s2

CULTURAL AFFAIRS

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Tuesday, September 14, 2021, at 11:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 179 830 4294.**

IN THE MATTER OF a Purchase Order/Contract between the Department of Cultural Affairs and Business Relocation Services, Inc., 257 Beach 128th Street, Suite 1A, Rockaway Park, NY, 11694, for the purchase of moving services for the Materials for the Arts Program, Citywide. The Purchase Order/Contract amount shall be in an amount not to exceed \$118,000.00. The term shall be from date of Notice to Proceed through June 30, 2022. E-PIN #: 12621W0001001A001.

The Vendor has been selected by M/WBE Noncompetitive Small Purchase Method, pursuant to Section 3-08 (c)(1)(iv) of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call 1-646-992-2010, ACCESS CODE: 179 830 4294 no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

← s2

DESIGN AND CONSTRUCTION

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Tuesday, September 14, 2021, at 11:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 179 830 4294.**

IN THE MATTER OF five (5) proposed contracts between the Department of Design and Construction of the City of New York and the consultants listed below, for RQ_A&E, Architectural Design Requirements Contracts for Large Projects, Citywide (Architect Prime). The contract term shall be 1,095 Consecutive Calendar Days from date of Notice to Proceed with an option of two renewal periods of 365 Consecutive Calendar Days.

RQ_A&E, Architectural Design Requirements Contracts for Large Projects, Citywide (Architectural Prime)

Consultants	Amount	PIN #	E-PIN #
1 Studio Gang Architects, Ltd. 50 Broad Street, Suite 1003 New York, NY 10004	\$20,000,000.00	8502020VP0034P	85020P0013016
2 SHoP Architects PC 233 Broadway, 11th Floor New York, NY 10279	\$20,000,000.00	8502020VP0035P	85020P0013017
3 Marvel Architects Landscape Architects Urban Designers PLLC 145 Hudson Street, 3rd Floor New York, NY 10013	\$20,000,000.00	8502020VP0036P	85020P0013018
4 Snohetta Architecture Design Planning PC 80 Pine Street, 10th Floor New York, NY 10005	\$20,000,000.00	8502020VP0037P	85020P0013019

5 Grimshaw Architects PC
637 West 27th Street, 9th Floor
New York, NY 10014
\$20,000,000.00 8502020VP0034P 85020P0013016

The proposed contractors have been selected by Competitive Sealed Proposal Method, pursuant to Section 3-03 of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 179 830 4294** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

← s2

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Tuesday, September 14, 2021, at 11:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 179 830 4294.**

IN THE MATTER OF ten (10) proposed contracts between the Department of Design and Construction of the City of New York and the consultants listed below, for RQ A&E, Architectural Design Requirements Contracts for Medium Projects (Architect Prime), Citywide. The contract term shall be 1,095 Consecutive Calendar Days from date of Notice to Proceed with an option of two renewal periods of 365 Consecutive Calendar Days.

RQ A&E, Architectural Design Requirements Contracts for Medium Projects, Citywide (Architectural Prime)

Consultants	Amount	PIN #	E-PIN #
1 Selldorf Architects LLC 860 Broadway, 2nd Floor New York, NY 10003	\$10,000,000.00	8502020VP0024P	85020P0013006
2 R2 Architecture (Ronnelle Riley Architect/Ross Barney Architects) 494 Eighth Avenue, 25th Floor New York, NY 10001	\$10,000,000.00	8502020VP0025P	85020P0013007
3 ikon.5 Architects 147 West 25th Street New York, NY 10001	\$10,000,000.00	8502020VP0026P	85020P0013008
4 Leroy Street Studio, D.P.C 65 Allen Street New York, NY 10002	\$10,000,000.00	8502020VP0027P	85020P0013009
5 BKSK Architects LLP 230 West 38th Street, 16th Floor New York, NY 10018	\$10,000,000.00	8502020VP0028P	85020P0013010
6 Rogers Architect PLLC dba Rogers Partners 100 Reade Street New York 10013	\$10,000,000.00	8502020VP0029P	85020P0013011
7 Allied Works Architecture, Inc. PC 12 West 27th Street, 18th Floor New York, NY 10001	\$10,000,000.00	8502020VP0030P	85020P0013012

8 Tod Williams Billie Tsien Architects + Partners LLP
222 Central Park South
New York, NY 10019
\$10,000,000.00 8502020VP0031P 85020P0013013

9 Arquitectonica New York PC dba H3 Architects
104 Fifth Avenue, 6th Floor
New York, NY 10011
\$10,000,000.00 8502020VP0032P 85020P0013014

10PBDW - Platt Byard Dove White Architects LLP
49 West 37th Street, 4th Floor
New York, NY 10005
\$10,000,000.00 8502020VP0033P 85020P0013015

The proposed contractors have been selected by Competitive Sealed Proposal Method, pursuant to Section 3-03 of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 179 830 4294** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

← s2

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IN THE MATTER OF a proposed contract between the Department of Design and Construction of the City of New York and Staten Island University Hospital, 475 Seaview Avenue, Staten Island, NY 10305, for project HLDNSTATE, HLRNRSIUH, HLRNSIUHM, for the purchase of Medical Equipment. The contract amount shall be \$2,528,032.00. The contract term shall be for five years from date of registration. CB 2, Staten Island. PIN #: 8502021HL0014D, E-PIN #: 85022L0005001.

The proposed contractor is being funded through the Staten Island Borough President's Office and the City Council Office by Line Item Appropriation/Discretionary Funding, pursuant to Section 1-02 (e) of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 179 830 4294** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

← s2

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Tuesday, September 14, 2021, at 11:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 179 830 4294.**

IN THE MATTER OF a proposed contract between the Department of Design and Construction of the City of New York and The Equity Project Charter School, 153-157 Sherman Avenue, New York, NY 10034, for project PWMNEQPS, for the Initial Outfitting of the Kitchen and Gymnasium. The contract amount shall be \$621,814.00.00. The contract term shall be for five years from date of registration. CB 12, Manhattan. PIN #: 8502021PW0010D, E-PIN #: 85022L0007001.

The proposed contractor is being funded through the Manhattan Borough President's Office and City Council Office by Line Item Appropriation/Discretionary Funding, pursuant to Section 1-02 (e) of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 179 830 4294** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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EMERGENCY MANAGEMENT

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Tuesday, September 14, 2021, at 11:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 179 830 4294.**

IN THE MATTER OF a proposed contract between New York City Emergency Management and The Advertising Council, Inc., principal office located at 815 Second Avenue, 9th Floor, New York, NY 10017, for the provision of Emergency Preparedness Advertising Services, Citywide. The contract amount shall not exceed \$1,500,000.00. The contract term shall be for three years from October 1, 2021 to September 30, 2024 with one three-year renewal option from October 1, 2024 to September 30, 2027. E-PIN #: 01721S0006001.

The proposed contractor has been selected by Sole Source Procurement Method, pursuant to Section 3-05 of the Procurement Policy Board Rules

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 179 830 4294** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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FINANCE

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Tuesday, September 14, 2021, at 11:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 179 830 4294.**

IN THE MATTER OF a proposed contract between New York City Department of Finance and Union Bank NA dba MUFG Union Bank NA, located at 445 South Figueroa Street, GO8-268, Los Angeles, CA 94104, for Real Estate Lockbox Services, Citywide. The contract is in an amount not to exceed \$882,161.84. The contract term shall be for five years from date of Notice to Proceed with two one-year renewal options. E-PIN #: 83620P0008001.

The contractor has been selected by Competitive Sealed Proposal Method, pursuant to Section 3-03 of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 179 830 4294** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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IN THE MATTER OF a proposed contract between New York City Department of Finance and First Data Government Solutions LP d/b/a FISERV, Inc., located at 3975 NW 120th Avenue, Coral Springs, FL 33065, to develop, host, maintain, routinely test, enhance when necessary and update a replacement for NYCePay, Citywide. The contract amount is not to exceed \$2,645,743.48. The contract term shall be for five years from date of Notice to Proceed with two one-year renewal options. E-PIN #: 83621P0006001.

The proposed contractor has been selected by Competitive Sealed Proposal Method, pursuant to Section 3-03 (a) of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 179 830 4294** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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HEALTH AND MENTAL HYGIENE

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Tuesday, September 14, 2021, at 11:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 179 830 4294.**

IN THE MATTER OF a proposed contract between the Department of Health and Mental Hygiene and National Institute for Reproductive Health, Inc., located at 14 Wall Street, Suite 3B, New York, NY 10005, to support the TORCH Program which is a youth focused, peer education program that combines sexual and reproductive health/rights/justice education and leadership training for NYC Youth, Citywide. The contract term shall be from July 1, 2019 to June 30, 2020 with no option to renew. The contract amount will be \$237,500.00. E-PIN #:81620L0265001.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 179 830 4294** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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IN THE MATTER OF a proposed contract between the Department of Health and Mental Hygiene and William F Ryan Community Center, Inc., located at 110 West 97th Street, New York, NY 10025, to support a range of maternal and child health services and coordination efforts that aid expectant mothers and women of child bearing age, Citywide. The contract term shall be from July 1, 2019 to June 30, 2020 with no option to renew. The contract amount will be \$101,228.00. E-PIN #: 81620L0292001.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 179 830 4294** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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IN THE MATTER OF a proposed contract between the Department of Health and Mental Hygiene and Gods Love We Deliver, Inc., located at 166 Avenue of the Americas, New York, NY 10013, to support meals, supplies, and operations for people with severe illness, Citywide. The contract term shall be from July 1, 2020 to June 30, 2021 with no option to renew. The contract amount will be \$158,500.00. E-PIN #: 81621L0003001.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 179 830 4294** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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IN THE MATTER OF a Purchase Order/Contract between the Department of Health and Mental Hygiene and Integrity Communications Technologies LLC, 92 East Golf Street, Sayville, NY 11782, for Security Alarm Central Monitoring Station, Maintenance, Repair, Installation and Unarmed Guard Response Services. The Purchase

Order/Contract amount will be \$443,930.00. The term shall be from September 1, 2021 to August 31, 2024. CB 4, 9, 10 and 11, Manhattan; CB 6 and 9, Bronx; CB 1, 2, 3, 4, 8 and 14, Brooklyn; CB 1, 2, 3, 5 and 12, Queens. PIN #: 22BS011501ROX00, E-PIN #: 81622W0014001.

The Vendor has been selected by M/WBE Noncompetitive Small Purchase Method, pursuant to Section 3-08 (c)(1)(iv) of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 179 830 4294** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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IN THE MATTER OF a proposed contract between the Department of Health and Mental Hygiene and Joseph P Addabbo Family Health Center, Inc., located at 6200 Beach Channel Drive, Arverne, NY 11692, to support a range of maternal and child health services and coordination efforts that aid expectant mothers and women of child bearing age, Citywide.. The contract term shall be from July 1, 2019 to June 30, 2020 with no option to renew. The contract amount will be \$296,874.00. E-PIN #: 81620L0287001.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 179 830 4294** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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IN THE MATTER OF a proposed contract between the Department of Health and Mental Hygiene and New York University, located at 70 Washington Square South, 12th Floor, New York, NY 10012, to provide dental services to New York City children between the ages of one (1) and seventeen (17) years of age in underserved areas, Citywide. The contract term shall be from July 1, 2020 to June 30, 2021 with no option to renew. The contract amount will be \$227,800.00. E-PIN #: 81621L1619001.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 179 830 4294** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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IN THE MATTER OF a proposed contract between the Department of Health and Mental Hygiene and Planned Parenthood of NYC, Inc., located at 26 Bleecker Street, New York, NY 10012, to enable culturally and linguistically competent community-based organizations to provide access to contraception, to support reproductive & sexual health services, for staff training for clinical services, to support Promotores de Salud program, street Outreach in District 35, Citywide. The contract term shall be from July 1, 2019 to June 30, 2020 with no option to renew. The contract amount will be \$824,408.00. E-PIN #: 81620L0267001.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 179 830 4294** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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HOMELESS SERVICES

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Tuesday, September 14, 2021, at 11:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 179 830 4294.**

IN THE MATTER OF a proposed contract between the Department of Homeless Services of the City of New York and the contractor listed below, for the provision of Shelter Facilities for Homeless Single Adults. The term of this contract will be from October 1, 2022 to June 30, 2028 with one option to renew from July 1, 2028 to June 30, 2031.

<u>Contractor/ Address</u>	<u>Site Name/ Address</u>	<u>CB</u>	<u>PIN #</u>	<u>Amount</u>
Children's Rescue Fund- Icahn House 1520 Brook Avenue Bronx, NY 10457	CRF Poplar Street Shelter 2443 Poplar Street Bronx, NY 10461	11	21PHEDA07501	\$74,048,478.00

The proposed contractor has been selected through HHS ACCELERATOR, pursuant to Section 3-16 of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 179 830 4294** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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IN THE MATTER OF a proposed contract between the Department of Homeless Services of the City of New York and the contractor listed below, for the provision of Shelter Facilities for Homeless Single Adults. The term of this contract will be from October 1, 2021 to June 30, 2054 with no renewal option.

<u>Contractor/ Address</u>	<u>Site Name/ Address</u>	<u>CB</u>	<u>PIN #</u>	<u>Amount</u>
Bowery Residents Committee, Inc. 131 West 25th Street, 12th Floor New York, NY 10001	BRC Women's Shelter 13-12 Beach Channel Dr. Far Rockaway, NY 11691	14	21PHEDA03701	\$354,992,832.00

The proposed contractor has been selected through HHS ACCELERATOR, pursuant to Section 3-16 of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 179 830 4294** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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IN THE MATTER OF a Purchase Order/Contract between the Department of Homeless Services of the City of New York and Donia LLC, located at 231 Norman Avenue, Suite 110, Brooklyn, NY 11222, for Consultant Services for DHS Summer Youth Employment Program (SYEP), Citywide. The amount of this Purchase Order/Contract will be \$160,000.00. The term will be from April 1, 2021 to June 30, 2024. E-PIN #: 07122W0006001.

The Vendor has been selected by M/WBE Noncompetitive Small Purchase Method, pursuant to Section 3-08 (c)(1)(iv) of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 179 830 4294** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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IN THE MATTER OF a proposed contract between the Department of Homeless Services of the City of New York and Samaritan Daytop Village, Inc., located at 138-02 Queens Boulevard, Briarwood, NY 11435, for the provision of Shelter Facility for Homeless Single Adults at Linden Mental Health Shelter located at 501 New Lots Avenue, Brooklyn, NY 11207. The contract term shall be from September 1, 2021 to June 30, 2027 with one option to renew from July 1, 2027 to June 30, 2031. The contract amount will be \$20,501,394.00. CB 5, Brooklyn. E-PIN #: 07121P0081001.

The proposed contractor has been selected through HHS ACCELERATOR, pursuant to Section 3-16 of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 179 830 4294** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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IN THE MATTER OF a proposed contract between the Department of Homeless Services of the City of New York and the contractor listed below, for the provision of a Shelter Facility for Homeless Single Adults. The term of this contract will be from September 1, 2021 to June 30, 2026 with one option to renew from July 1, 2026 to June 30, 2030.

<u>Contractor/Address</u>	<u>Site Name / Address</u>	<u>CB</u>	<u>PIN #</u>	<u>Amount</u>
Volunteers of America-Greater New York, Inc. 135 West 50th Street New York, NY 10020	Schwartz Assessment Shelter 65 Charles Gay Loop New York, NY 10035	11	21PHEDA01401	\$49,571,594.00

The proposed contractor has been selected by Competitive Sealed Proposal Method, pursuant to Section 3-03 of the Procurement Policy Board Rules

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 179 830 4294** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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HUMAN RESOURCES ADMINISTRATION

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Tuesday, September 14, 2021, at 11:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 179 830 4294.**

IN THE MATTER OF five (5) proposed contracts between the Human Resources Administration of the City of New York and the contractors listed below, for the provision of Permanent Supportive Congregate Housing for HASA Clients. The term of these contracts will be from July 1, 2021 to June 30, 2026 with one option to renew from July 1, 2026 to June 30, 2030.

<u>Contractor/Address</u>	<u>PIN #</u>	<u>Amount</u>	<u>Service Area/CB</u>
Common Ground Management Corporation dba Breaking Ground Management 64 West 35th Street, 3rd Fl. New York, NY 10001	21PHEHA01702	\$4,432,000.00	Brooklyn/ 6
Puerto Rican Organization to Motivate, Enlighten and Serve Addicts, Inc. 300 East 175th Street Bronx, NY 10457	21PHEHA01707	\$3,929,200.00	Bronx/ 5
Lantern Community Services, Inc. 494 Eighth Ave., 20th Fl. New York, NY 10001	21PHEHA01706	\$2,484,560.00	Bronx/ 5
Harlem United Community AIDS Center, Inc. 306 Lenox Ave., 3rd Fl. New York, NY 10027	21PHEHA01703	\$3,462,500.00	Manhattan/ 10
Housing Works, Inc 57 Willoughby St., 2nd Fl. Brooklyn, NY 11201	21PHEHA01705	\$3,144,400.00	Brooklyn/ 2

The proposed contractors have been selected by Competitive Sealed Proposal Method, pursuant to Section 3-03 of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 179 830 4294** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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IN THE MATTER OF a proposed contract between the Human Resources Administration of the City of New York and the contractor listed below, for the provision of Permanent Supportive Congregate Housing for HASA Clients. The terms of this contract will be from July 1, 2021 to June 30, 2026 with four options to renew from July 1, 2026 to June 30, 2031, July 1, 2031 to June 30, 2036, July 1, 2036 to June 30, 2041 and July 1, 2041 to June 30, 2043.

<u>Contractor/Address</u>	<u>PIN #</u>	<u>Amount</u>	<u>Service Area/CB</u>
Housing Options and Geriatric Association Resources, Inc. 787 East 156th Street, 2nd Fl. Bronx, NY 10455	21PHEHA01704	\$6,509,500.00	Bronx/ 1

The proposed contractor has been selected by Competitive Sealed Proposal Method, pursuant to Section 3-03 of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 179 830 4294** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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IN THE MATTER OF a proposed contract between the Human

Resources Administration and the contractor listed below, for the Purchase of Polycom VoIP, Polycom Real Presence Subscription and Support. The contract term will be from July 1, 2021 to June 30, 2024.

Contractor/Address PIN #/E-PIN # Amount Service Area

K Systems Solutions 21GSMMI26601/ \$113,712.00 Citywide LLC
 1100 Frank E. Rodgers 06922W0008001
 Blvd. South
 Harrison, NJ 07029

The Vendor has been selected by M/WBE Noncompetitive Small Purchase Method, pursuant to Section 3-08 (c)(1)(iv) of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 179 830 4294** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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IN THE MATTER OF a proposed contract between the Human Resources Administration of the City of New York and United Jewish Council of East Side, Inc., located at 465 Grand Street, New York, NY 10002, for the provision of Supportive Housing for Single Room Occupancy (SRO) for Homeless Single Adults. The contract term shall be from July 1, 2021 to June 30, 2027 with no option to renew. The contract amount will be \$336,306.00. CB 3, Manhattan. E-PIN #: 06921R0301001.

The proposed contractor has been selected by Required Authorized Source, pursuant to Section 1-02 (d)(2) of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 179 830 4294** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS

■ PUBLIC HEARINGS

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IN THE MATTER OF a Purchase Order/Contract between the New York City Department of Information Technology and Telecommunications and VRD Contracting, Inc., located at 25 Andrea Road, Holbrook, NY 11741, for PSAC 1 - CAPITAL - PSAC FURNITURE - MWBE. The amount of this Purchase Order/Contract will be \$274,008.29. The term will be one year from date of Notice to Proceed. CB 2, Brooklyn. PIN #: 20210020776, E-PIN #: 85822W0010001.

The Vendor has been selected by M/WBE Noncompetitive Small Purchase Method, pursuant to Section 3-08 (c)(1)(iv) of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 179 830 4294** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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IN THE MATTER OF a Purchase Order/Contract between the New York City Department of Information Technology and Telecommunications and Spruce Technology Inc DBA Spruce Technology Group, located at 1149 Bloomfield Avenue, Suite G, Clifton, NJ 07012, for Open Source Platform

Design and Build, Amendment #2. The Purchase Order/Contract amount will be \$225,900.00. The term will be from July 1, 2020 to June 30, 2022. CB 2, Brooklyn. PIN #: 20220510118, E-PIN #: 85821W8385KXLA001.

The Vendor has been selected by M/WBE Noncompetitive Small Purchase Method, pursuant to Section 3-08 (c)(1)(iv) of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 179 830 4294** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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MAYOR'S OFFICE OF CRIMINAL JUSTICE

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Tuesday, September 14, 2021, at 11:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 179 830 4294.**

IN THE MATTER OF a proposed contract between the Mayor's Office of Criminal Justice and New York City Criminal Justice Agency, located at 299 Broadway, 4th Floor, New York, NY 10007, to support release on one's own recognizance (ROR) services. The contract term shall be from July 1, 2021 to June 30, 2024 with one two-year renewal option from July 1, 2024 to June 30, 2026. The contract shall be in an amount not to exceed \$58,972,893.00. All CB's, Queens; All CB's, Staten Island. PIN #: 00221P0028001, E-PIN #: 00221S0005001.

The proposed contractor has been selected by Sole Source Procurement Method, pursuant to Section 3-05 of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 179 830 4294** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

← s2

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Tuesday, September 14, 2021, at 11:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 179 830 4294.**

IN THE MATTER OF a proposed contract between the Mayor's Office of Criminal Justice and Center for Employment Opportunities, Inc., located at 50 Broadway, Suite 1604 New York, NY 10004, to support Alternative to Incarceration (ATI) programs. The contract term shall be from July 1, 2020 to June 30, 2021 with no option to renew. The contract shall be in an amount not to exceed \$789,360.00. CB 12, Bronx. E-PIN #: 00221L0324001.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 179 830 4294** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

← s2

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Tuesday, September 14, 2021, at 11:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 179 830 4294.**

IN THE MATTER OF a proposed contract between the Mayor's Office of Criminal Justice and the Attenti US, Inc., located at 1838 Gunn Highway, Odessa, FL 33556, to maintain, operate, and expand its EM program in accordance with the Bail Reform Law's requirement, Citywide. The contract term shall be from August 1, 2021 to July 31, 2023 with no option to renew. The contract amount will be \$550,000.00. E-PIN #: 00221N0038001.

The proposed contractor has been selected by Negotiated Acquisition Method, pursuant to Section 3-04 (b)(2)(ii) of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 179 830 4294** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business

days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

☛ s2

SANITATION

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Tuesday, September 14, 2021, at 11:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 179 830 4294.**

IN THE MATTER OF a proposed contract between the Department of Sanitation and US Department of Agriculture Animal Plant Health Inspection, located at 100 North 6th Street, Minneapolis, Minnesota 55401, to Monitor and Mitigate the damage caused by Wildlife, Citywide. The amount of this contract will be \$649,203.17. The term of this contract shall be from November 20, 2021 to November 19, 2026. E-PIN #: 82721T0001001.

The proposed contract is Government to Government, pursuant to Section 3-13 of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 179 830 4294** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

☛ s2

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Tuesday, September 14, 2021, at 11:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 179 830 4294.**

IN THE MATTER OF a Purchase Order/Contract between the Department of Sanitation and Moor Metals, Inc., located at 2 Kuniholm Drive, Holliston, MA 01746, for Expanded Flat Metal and Aluminum Diamond Tread Plate, Citywide. The amount of this Purchase Order/Contract will be \$500,000.00. The term shall be from July 28, 2020 to June 30, 2022. E-PIN #: 20211401833.

The Vendor has been selected by M/WBE Noncompetitive Small Purchase Method, pursuant to Section 3-08 (c)(1)(iv) of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 179 830 4294** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

☛ s2

TRANSPORTATION

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Tuesday, September 14, 2021, at 11:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 179 830 4294.**

IN THE MATTER OF a proposed contract between the Department of Transportation of the City of New York and The Fund for the City of New York/Center for Court Innovation, 520 8th Avenue, 18th Floor, New York, NY 10018, for the provision of Driver Education Program under Local Law 36 of 2020, Citywide. The contract amount shall not exceed \$2,833,000.00. The contract term shall be from Date of Written Notice to Proceed to February 26, 2023 (until final contract closeout). E-PIN #: 84121D0008, PIN #: 84121RFE1490.

The proposed contractor has been selected by the Demonstration Project Method, pursuant to Section 3-11 of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 179 830 4294** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

☛ s2

AGENCY RULES

HEALTH AND MENTAL HYGIENE

■ NOTICE

Notice of Adoption of Rules

A Notice of Public Hearing and Opportunity to Comment on a proposal by the Department of Health and Mental Hygiene (DOHMH or the Department) to amend Appendices 23-A, 23-B and 23-C of Chapter 23 (Food Service Establishment Sanitary Inspection Procedures and Letter Grading) of Title 24 of the Rules of the City of New York was published in the City Record on January 2, 2020 and a public hearing was held on February 6, 2020. Three persons spoke at the hearing and one written comment was received. Appendix 23-B was inadvertently omitted from the notice, however, and when the Department became aware of the omission, a further Notice of Public Hearing and Opportunity to Comment which included the entire proposal was published on March 3, 2020, with a public hearing scheduled for April 6, 2020. To reduce the risk of COVID-19 transmission and in accordance with State and Local orders, a virtual hearing was held on June 2, 2020. No further comments were received. In response to comments received the Department has further amended the proposed rules.

Statement of Basis and Purpose of Rule

Background

The Department of Health and Mental Hygiene (the Department) regulates New York City food service establishments, which include a broad range of businesses and not-for-profit operations that provide food in individual portion sizes for consumption by members of the public, and enforces Article 81 (Food Preparation and Food Establishments) of the New York City Health Code (the Health Code). Health Code §81.51 authorizes the Commissioner of the Department to promulgate rules establishing a system for grading and classifying inspection results.

Chapter 23 (Food Service Establishment Sanitary Inspection Procedures and Letter Grading) of Title 24 of the Rules of the City of New York (24 RCNY) implements such a system, and consists of rules and three appendices:

- Appendix 23-A (Food Service Establishment Inspection Worksheet) summarizes the subjects covered by a Department inspection and the points that can be assigned for each type of violation observed.
- Appendix 23-B (Food Service Establishment Inspection Scoring Parameters-A Guide to Conditions) expands on the violation descriptions and provides examples of violations at different condition levels, from I (least serious) to V (most serious).
- Appendix 23-C (Food Service Establishments and Non Retail Food Service Establishments Penalty Schedule) sets forth the penalties to be imposed for both scored and unscored violations when the violations cited on Department inspections are sustained by hearing officers after a respondent appears to answer a summons or when the respondent fails to appear and is found in default.

Reason for changes

At its March 10, 2015 meeting, the New York City Board of Health amended Health Code Article 81, reorganizing and renumbering several sections and adding some new provisions. Chapter 23's Appendix 23-C was previously amended in rules effective August 8, 2015 to include most of the Health Code renumbering changes, so that penalties could be imposed following adjudications of the newly-numbered Health Code provisions, but the descriptions and condition levels assigned to violations in Appendices 23-A and 23-B were left unchanged. In addition, effective December, 2018, a new scoring and grading scheme was established for mobile food vending unit inspections in accordance with amendments to Chapter 6 of the Department's rules. Those amendments resulted from enactment of Local Law 108 of 2017. That local law added a new section 17-325.3 to the New York City Administrative Code (the "Administrative Code"), requiring the Department to establish a mobile food vending unit grading scheme consistent with Chapter 23's scheme for grading non-mobile food service establishments.

These amendments to all three appendices in Chapter 23 update the descriptions of violations to be consistent with the provisions of the Health Code and to promote consistency in enforcement and adjudications of violations for both mobile and non-mobile food service establishments. The appendices in Chapter 23 have been amended to match as much as possible the language, violation condition levels and penalties of Chapter 6's recently amended appendices. Some distinctions will remain since mobile food vending unit operations and locations differ in facilities, functions and items vended compared with those of food service establishments located in permanent structures. For example, no toilets are required on mobile food vending units, and their operations do not include tobacco sales. Appendices in Chapter 6 also reference specific mobile food vending violations of Chapter 6, Article 89 of the Health Code and Title 17 of the Administrative Code which are not applicable to non-mobile food service establishments.

The Department has added a scored violation for adulterating food with prohibited substances. A recent amendment to the State Sanitary Code (14 NYCRR § 14-1.89) prohibits service of food and drink items with residual unevaporated carbon dioxide and liquid nitrogen, either of which can cause severe damage to skin and internal organs. Other substances that are not approved under federal regulations as "generally recognized as safe" or "GRAS" food additives include activated charcoal, kava-kava, cannabidiol and marijuana. See, <https://www.fda.gov/food/generally-recognized-safe-gras/gras-notice-inventory>.

As indicated in the listing below, a few violations are no longer being scored.

Changes to the unscored violations listed in Appendix 23-C include new violations of Department of Sanitation rules provisions related to composting which are enforced by the Department of Health at certain establishments. Renumbered and additional violations and violation codes have been included for unscored tobacco-related violations to reflect changes in the Administrative Code and in the coding system used by Department inspectors.

**Changes now adopted
Appendix 23-A and Appendix 23-B**

The following is a list of violations and descriptions that are being amended to more accurately reflect the current provisions of Health Code Article 81, and to clarify terms. Some condition levels and points are being amended, consistent with the Department's assessment of public health risk, adopting recommendations of the Food Service Establishment Advisory Board established in 2013 pursuant to section 17-1503 of the Administrative Code "to advise the Commissioner concerning matters related to the food service establishment sanitary inspection program" Some of the Appendix 23-B examples of condition levels are also being amended to reflect conditions observed during inspections.

As described below, the listed violation codes correspond to those in Appendices 23-A and 23-B, and the section (§) numbers to related Health Code provisions unless other law is cited.

Violation Code	Health Code provision and description of change in Appendices 23-A and 23-B
02A	§81.09(a) amends cooking temperatures and uses the term "TCS" (temperature control for safety) for "potentially hazardous foods" to characterize the foods to which the requirements apply
02C	§81.09 uses the term "cooled" instead of "refrigerated"
02F	§81.11 adds a reference to the new required written consumer advisory; condition level reduced from IV to I
02G	§81.09 specifies foods subject to temperature requirements
02H	§81.09(e) clarifies that cooling starts upon removal from cooking or hot holding
02I	§81.09(e)(2) clarifies requirements for cooling food after removal from cold holding
02J	§81.12 adds requirements for reduced oxygen packaging ("ROP")
03A	§81.07(m) adds 'on premises animals slaughtered' to categories of foods from unapproved sources
03C	§81.07(c) clarifies prohibition on use of unpasteurized egg products
03D	§81.07(b) amends requirements for handling damaged hermetically sealed, canned foods and other food packaging; deletes the term "unfit for human consumption" and includes additional examples
03E	§81.20(a) clarifies requirement for potable water supply
03I	§81.04(e) adds provisions to prevent food borne illness from food establishment-packaged unpasteurized juices
04B	§81.13 adds spitting to food worker prohibited conduct
04D	§81.13(d) adds violations for failing to change gloves when required
04E	§81.23(d)(3) adds the term "pesticide"
04J	§81.09(g) clarifies the violation for not using thermometers and decreases violation condition level from condition IV to condition I
04N	§81.23 adds "other nuisance pests" to categories of prohibited pests
04P	§71.05 prohibits adulteration of food and is being cited as a new scored violation; the category also includes the new Sanitary Code (10 NYCRR §14-1.89) prohibition on service of food with unevaporated liquid nitrogen and carbon dioxide
05A	§81.20(b) adds requirement for a sewage disposal system
05C	§81.07(a)(1) adds requirement for a culinary sink or equivalent
05D	§81.21(a) amends placement requirements for hand wash sinks
05F	§81.18 adds requirement for outdoor refrigerators
05G	§89.27(d) prohibits sidewalk, street use by a commissary for cleaning mobile food units
05H	§81.46 adds requirements for reuse of refillable containers
06A	§81.13 reflects additional worker hygiene requirements
06B	§81.13(g) adds "e-cigarettes" to smoking prohibition for food workers
06J	§89.27(b) requires record keeping at mobile vending commissaries
08A	§81.23 not to be cited at condition III or IV for harborage or conditions conducive to pests unless pests or evidence of pests are also present; if pests are not present, "conditions conducive" alone such as defective walls and floors will be cited as category 10F non-food contact surface violations, at condition levels I through IV
08B	§81.24 clarifies garbage handling requirements
08C	§81.23(d)(4) prohibits use of unprotected unlocked bait stations
10B	The term "plumbing not properly installed or maintained" has been deleted from the violation description

10G	§81.29 deletes lower condition levels because if any step in utensil or ware washing is omitted, utensils and wares are not sanitized
10L & 10M	10L (requires covered receptacle in women’s toilet per State Sanitary Code §14-1.142) and 10M (§81.19 prohibiting unshielded light bulbs) are no longer enforced as scored violations and are therefore being deleted from Appendices 23-A and 23-B
99B	General other. This category, originally intended to include unspecified Health Code violations, is being deleted from the lists of scored violations in Appendices A & B since any violations not included in appendices A and B are by definition unscored. Violations for unscored Health Code provisions cited on inspections are, however, subject to the minimum prescribed penalties of Health Code §3.11, and are included in the unscored violations penalties in Appendix 23-C

Appendix 23-C

Appendix 23-C specifies civil penalties for food service establishment violations adjudicated at the Office of Administrative Trials and Hearings (“OATH”) Hearings Division. It also includes penalties for violations of other provisions of law enforced by the Department, including for lack of heating, and for illegal sales and use of tobacco, non-tobacco, electronic cigarettes, and other smoking products.

Appendix 23-C is divided into penalties for scored violations specified in Appendices 23-A and 23-B, and for unscored food establishment and other violations enforced by the Department.

Some of the penalty provisions of Appendix 23-C were previously amended in July 2015 to reflect the 2015 Health Code Article 81 changes as well as earlier amendments to the Administrative Code related to sales of tobacco and non-tobacco smoking products and e-cigarette use. Additional changes made to provisions of the Administrative Code –Smoke Free Air Act, Tobacco Product Regulation Act and Tobacco Sales Act –that are enforced by the Department are reflected in further amendments to Appendix 23-C’s unscored violation penalties. The monetary penalties listed in Appendix 23-C for violations of City and State tobacco laws that are also enforced by the Department of Consumer and Worker Protection (formerly the Department of Consumer Affairs) and are consistent with the rules setting forth that Department’s penalties for the same violations.

Scored Violations

Violation Code	Citation and Amendments Proposed
02G	§81.12(d)(4) deletes the penalty for cold reduced oxygen packaged (ROP) food since there is a violation penalty for the same provision that includes all ROP foods.
03A	§81.07(m) new penalty for slaughtering animals in an FSE
03I	§81.04(e) new penalty for new Health Code provision requiring warning label for packaged unpasteurized juices
04B	§81.13 new penalty for spitting by food worker
04D	§81.13(d) new penalty for failing to change gloves when required
04N	§81.23 adds “other nuisance pests” to categories of prohibited pests
04P	§71.05 and State Sanitary Code §14-1.89 added when food is adulterated with non-GRAS substances
05F	§81.18 new penalty for improper outdoor refrigerator use, consistent with Health Code
05G	§89.27(d) new penalty for sidewalk, street use by commissary for cleaning mobile food units
05H	§81.46 new penalty if no approved written standard operating procedure when reusing customers’ refillable containers
06A	§81.13(f) new penalties reflect new Health Code worker hygiene requirements
06J	§89.27(b) new penalty for record keeping violations at mobile vending commissaries
08A	§89.23(b)(2) violation for not having pest exterminator contract is deleted from the scored violation penalties and added to the unscored penalties in category 18I
09C	§81.07(m) adds penalty for keeping edible live fish in insanitary tank

Unscored Violations

The table of “unscored violations” in Appendix 23-C is being repealed and reenacted to assign consistent violation codes. A new column has been added for convenience to show the penalty to be imposed if the respondent fails to appear to answer a summons and is found in default since many of these penalties may not be doubled on default.

New penalties have been added for violations of tobacco, smoking and related laws, Health Code sodium warning violations, additional calorie posting requirements consistent with federal law, dogs in certain outdoor seating areas of food service establishments, listing prohibited beverages on children’s menus, failing to post healthy eating messaging, and new organic recycling requirements. Some previously scored violations that are being removed from the scored portion of Appendix 23-C have been added to the unscored portion of the Appendix.

Statutory Authority

The authority for these rules is found in §556 of the New York City Charter and §81.51 of the New York City Health Code (the Health Code).

The proposal is as follows.

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

Deleted material is in [brackets]; new text is underlined.

Section 1. The “Unscored Violations” part of Appendix 23-C of Chapter 23 of Title 24 of the Rules of the City of New York, relating to civil penalties for unscored food service establishment violations and other violations enforced by the Department of Health, is REPEALED.

§ 2. Appendix 23-A, Appendix 23-B, and Appendix 23-C of Chapter 23 of Title 24 of the Rules of the City of New York, are amended to read as follows:

APPENDIX 23-A

FOOD SERVICE ESTABLISHMENT & NON-RETAIL FOOD PROCESSING ESTABLISHMENT INSPECTION WORKSHEET

Critical Violations	Conditions					Score																		
	I	II	III	IV	V																			
Time and Temperature Control for Safety (TCS) Food Temperature																								
2A* Food not cooked to required minimum <u>internal</u> temperature: <ul style="list-style-type: none"> • [Poultry, meat stuffing, stuffed meats ≥165° F for 15 seconds • Ground meat and food containing ground meat ≥158° F for 15 seconds • Pork, any food containing pork ≥155° F for 15 seconds • Rare roast beef, rare beefsteak except per individual customer request ≥ required temperature and time • All other foods except shell eggs per individual customer request ≥145°F for 15 seconds] 	-	-	-	10	28																			
<table border="1"> <thead> <tr> <th>Food</th> <th>Required Minimum Internal Temperature at or above</th> </tr> </thead> <tbody> <tr> <td>Poultry, poultry parts, ground and comminuted poultry, all stuffing containing poultry, meats, fish or ratites</td> <td>165° F for 15 seconds with no interruption of the cooking process</td> </tr> <tr> <td>Ground meat, and food containing ground and comminuted meat</td> <td>158° F with no interruption of the cooking process, except per individual customer request</td> </tr> <tr> <td>Pork, any food containing pork</td> <td>150° F for 15 seconds</td> </tr> <tr> <td>Mechanically tenderized or injected meats</td> <td>155°F</td> </tr> <tr> <td>Whole meat roasts and beef steak</td> <td>Required temperature and time listed in 81.09(c)(3), except per individual customer request</td> </tr> <tr> <td>Raw animal foods cooked in microwave</td> <td>165°F, covered, rotated or stirred for 2 minutes</td> </tr> <tr> <td>Shell eggs</td> <td>145°F for 15 seconds, except per individual customer request</td> </tr> <tr> <td>All other foods</td> <td>140°F for 15 seconds</td> </tr> </tbody> </table>							Food	Required Minimum Internal Temperature at or above	Poultry, poultry parts, ground and comminuted poultry, all stuffing containing poultry, meats, fish or ratites	165° F for 15 seconds with no interruption of the cooking process	Ground meat, and food containing ground and comminuted meat	158° F with no interruption of the cooking process, except per individual customer request	Pork, any food containing pork	150° F for 15 seconds	Mechanically tenderized or injected meats	155°F	Whole meat roasts and beef steak	Required temperature and time listed in 81.09(c)(3), except per individual customer request	Raw animal foods cooked in microwave	165°F, covered, rotated or stirred for 2 minutes	Shell eggs	145°F for 15 seconds, except per individual customer request	All other foods	140°F for 15 seconds
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All other foods	140°F for 15 seconds																							
2B* Hot TCS food item not held at or above 140° F.	7	8	9	10	28																			
2C Hot TCS food item that has been cooked and [refrigerated] <u>cooled</u> is being held for service without first being reheated to 165° F or above for 15 seconds within 2 hours.	5	6	7	8	-																			
2D Precooked [potentially hazardous] TCS food <u>in hermetically sealed and intact packages</u> from commercial food processing [establishment that is supposed to be heated, but is] <u>and non-retail processing establishments</u> not heated to 140° F within 2 hours.	5	6	7	8	-																			
2E Whole frozen poultry or poultry breasts, other than a single portion, [that are being] cooked frozen or partially thawed.	5	6	-	-	-																			
2F Meat, fish, <u>poultry, eggs</u> or molluscan shellfish served <u>or offered</u> raw or undercooked without [prior notification to customer] <u>written consumer advisory</u> .	[-] 5	-	-	[8]	-																			
2G* Cold TCS food item held above 41°F [(smoked fish and reduced oxygen foods above 38° F)]; <u>smoked or processed fish held above 38° F; intact raw eggs held above 45° F; or reduced oxygen packaged (ROP) TCS foods held above required temperatures</u> except during active necessary preparation.	7	8	9	10	28																			
2H* [Food] <u>After cooking or removal from hot holding, TCS food not cooled by an approved method</u> whereby the internal product temperature is reduced from 140° F to 70° F or less within 2 hours, and from 70° F to 41° F or less within 4 additional hours.	7	8	9	10	28																			
2I [Food prepared from ingredients at ambient] <u>TCS food removed from cold holding or prepared from or combined with ingredients at room temperature not cooled by an approved method</u> to 41° F or below within 4 additional hours.	5	6	7	8	-																			
2J* [Reduced oxygen packaged (ROP)] ROP TCS foods not [cooked] <u>cooled by an approved method</u> [whereby the internal food temperature is reduced to 38° F within two hours of cooking and if necessary further cooled to a temperature of 34° F within six hours of reaching 38° F] as specified in approved HACCP plan.	7	8	9	10	28																			
Food Source																								
3A* Food from unapproved or unknown source or home canned or home prepared. <u>Live animal slaughtered in establishment.</u> [Reduced Oxygen Packaged (ROP)] ROP fish not frozen before processing; or ROP foods prepared on premises transported to another site.	-	-	-	10	28																			

3B*	Shellfish not from approved source, <u>not or improperly tagged/ labeled; tags not retained for 90 days.</u>	-	-	-	10	28	
3C*	[Eggs found dirty, cracked; liquid, frozen or powdered eggs not pasteurized] <u>Unclean or cracked whole eggs or unpasteurized liquid, frozen or powdered eggs kept or used.</u> pasteurized.	7	8	9	10	28	
3D*	[Canned food product observed] <u>Food packages, canned food, hermetically sealed containers swollen, leaking or rusted, [and] or otherwise damaged, without "Do Not Use" label and not segregated from other consumable food items.</u>	7	8	9	10	28	
3E*	[Potable water supply inadequate] <u>No or inadequate potable water supply. Water or ice not potable or from unapproved source. Bottled water not NY State certified. Cross connection in potable water supply system [observed].</u>	-	-	-	10	28	
3F*	Unpasteurized milk or milk product [present] (<u>except certain aged cheese</u>) served.	-	-	-	10	28	
3G	Raw [food] <u>fruit or vegetables</u> not properly washed prior to <u>cutting or serving.</u>	5	6	7	8	-	
3I*	<u>Unpasteurized juice packaged and sealed on premises not labeled or label incomplete; no warning statement.</u>	=	=	=	<u>10</u>	<u>28</u>	
Food Protection							
4A	Food Protection Certificate (FPC) not held by <u>manager or supervisor</u> of food operations.	-	-	-	-	10	
4B*	Food worker <u>spits</u> ; prepares food or [handles] <u>touches</u> utensil when ill with a disease transmissible by food[, or have] <u>or has exposed</u> infected cut or burn on hand.	-	-	-	10	28	
4C*	Food worker does not use [proper] utensil <u>or other barrier</u> to eliminate bare hand contact with food that will not receive adequate additional heat treatment.	7	8	9	10	28	
4D*	Food worker does not wash hands thoroughly after using the toilet, coughing, sneezing, smoking, eating, preparing raw foods or otherwise contaminating hands <u>or does not change gloves when gloves are contaminated.</u>	-	-	-	10	28	
4E*	Toxic [chemical] <u>chemicals or pesticides</u> improperly labeled, stored or used such that food contamination may occur.	7	8	9	10	28	
4F*	Food, food preparation area, food storage area, <u>or other</u> area used by employees or patrons, contaminated by sewage or liquid waste.	-	-	-	10	28	
4G*	Unprotected [potentially hazardous] <u>TCS</u> food re-served.	-	-	-	10	28	
4H*	Raw, cooked or prepared food is adulterated, contaminated, cross-contaminated, or not discarded in accordance with HACCP plan.	7	8	9	10	28	
4I	Unprotected <u>non-TCS</u> food re-served.	5	6	7	8	-	
4J	[Appropriately scaled metal stem-type thermometer or thermocouple not provided or used to evaluate temperatures of potentially hazardous] <u>Properly calibrated thermometer or thermocouple not provided or not readily accessible in food preparation and hot/cold holding areas to measure temperatures of TCS foods during cooking, cooling, reheating, and holding.</u>	[-] <u>5</u>	-	-	[8]	-	
4K	Evidence of rats or live rats [present in facility's] <u>in establishment's</u> food [and/or] <u>or</u> non-food areas.	5	6	7	8	28	
4L	Evidence of mice or live mice [present in facility's] <u>in establishment's</u> food [and/or] <u>or</u> non-food areas.	5	6	7	8	28	
4M	Live roaches [present in facility's] <u>in establishment's</u> food [and/or] <u>or</u> non-food areas.	5	6	7	8	28	
4N	Filth flies or food/refuse/sewage associated (FRSA) flies [present in facility's] <u>or other nuisance pests in establishment's</u> food and/or non-food areas. [Filth] <u>FRSA</u> flies include house flies, [little house flies,] blow flies, bottle flies [and], flesh [flies. Food/refuse/sewage associated flies include fruit] flies, drain flies [and], Phorid flies <u>and fruit flies.</u>	5	6	7	8	28	
4O	Live animals other than fish in tank or service animal [present in facility's] <u>in establishment's</u> food [and/or] <u>or</u> non-food areas.	5	6	7	8	-	
4P	<u>Food held, kept, prepared, processed, packaged or served with prohibited substance.</u>	=	=	=	<u>10</u>	<u>28</u>	
Facility Design and Construction							
5A*	Sewage disposal system <u>not provided, improper, inadequate or unapproved.</u>	-	-	-	10	28	
5B*	Harmful, noxious gas or vapor detected. [CO ≥13 ppm] <u>Carbon monoxide (CO) level at or exceeding nine (9) ppm.</u>	-	-	-	10	28	

5C+	Food contact surface or equipment improperly constructed [or located] <u>placed or maintained</u> . Unacceptable material used. <u>Culinary sink or other acceptable method not provided for washing food.</u>	7	8	9	10	28	
5D+	[Hand-washing facility not provided in or near food preparation area and toilet room. Hot and cold running water at adequate pressure to enable cleanliness of employees not provided at facility. Soap and an acceptable hand-drying device not provided.] <u>No hand wash facility in or adjacent to toilet rooms or within 25 feet of food preparation or service or ware washing area; or hand wash facility not accessible, obstructed or used for non-hand washing purposes. No hot and cold running water or water at inadequate pressure. No soap or acceptable hand-drying device.</u>	-	-	-	10	28	
5E+	Toilet facility not provided for employees or for patrons when required. <u>Shared patron-employee toilet accessed through kitchen, food prep or storage area or utensil washing area.</u>	-	-	-	10	28	
5F+	[Insufficient] <u>Inadequate</u> or no refrigerated or hot holding equipment to [keep potentially hazardous] <u>maintain TCS foods at required temperatures. Outdoor refrigerator not locked, secured.</u>	-	-	-	10	28	
5G+	[Properly enclosed service/maintenance area not provided. (Mobile Food Commissary)] <u>Separate, enclosed, properly equipped and sized cleaning and service area not provided in mobile food commissary; street, sidewalk used for cleaning units.</u>	-	-	-	10	28	
5H+	No facilities available to wash, rinse, and sanitize <u>dishware, glassware, utensils, [and/or] equipment or refillable returnable containers. No approved written standard operating procedure for avoiding contamination by refillable returnable containers.</u>	-	-	-	10	28	
5I+	Refrigeration used to implement HACCP plan for <u>ROP foods</u> not equipped with an electronic system that continuously monitors time and temperature.	-	-	-	10	28	
[Personal Hygiene &] Food Worker Hygiene and Other Food Protection							
6A	Personal cleanliness inadequate. Outer garment soiled with possible contaminant. <u>Food worker not properly dressed; sleeveless garment worn or bare midriff exposed. Effective hair restraint not worn [in an area where food is prepared.] when required. Jewelry worn on hands or arms; fingernail polish worn; or fingernails not kept clean and trimmed.</u>	5	6	7	8	-	
6B	Tobacco or e-cigarette use, eating, or drinking from open container in food preparation[, food storage or dishwashing area observed] or <u>other area where food, equipment or utensils may be exposed to contamination.</u>	5	6	7	8	-	
6C	Food, <u>supplies, or equipment</u> not protected from potential source of contamination during storage, preparation, transportation, display or service.	5	6	7	8	-	
6D	Food contact surface not properly washed, rinsed and sanitized after [each use and following] any activity [when] <u>where</u> contamination may have occurred.	5	6	7	8	-	
6E	Sanitized equipment or utensil, including in-use food dispensing utensil, improperly used or stored.	5	6	7	8	-	
6F	Wiping cloths soiled or not stored in sanitizing solution; <u>inadequately sanitized.</u>	5	6	7	-	-	
6G*	HACCP plan not approved or approved HACCP plan not maintained on premises.	-	-	-	10	28	
6H	Records and logs not maintained to [demonstrate] <u>show that approved HACCP plan has been properly implemented.</u>	-	-	-	-	28	
6I	[Food] <u>ROP TCS food</u> not labeled in accordance with <u>approved HACCP plan.</u>	-	-	-	10	28	
6J	<u>Commissary or other approved facility maintains no or incomplete records of mobile food vending units serviced.</u>	=	=	=	=	<u>28</u>	
Other Criticals							
7A	Duties of an officer of the Department interfered with or obstructed.	-	-	-	-	28	
						Critical Violations Total:	

	General Violations	Conditions					Score
		I	II	III	IV	V	
	[Vermin/Garbage] Garbage, Waste Disposal and Pest Management						
8A	[Facility not vermin proof.] Harborage or conditions conducive to attracting [vermin] <u>pests to the premises and/or allowing [vermin] pests to exist when pests or signs of pests are present.</u>	-	-	4	5	-	

8B	[Covered garbage receptacle not provided or inadequate, except that garbage receptacle may be uncovered during active use. Garbage storage area not properly constructed or maintained; grinder or compactor dirty.] <u>Garbage receptacles not pest or water resistant, or covered with tight-fitting lids, except while in active use. Garbage receptacles and covers not cleaned after emptying and prior to reuse.</u>	2	[3] =	[4] =	[5] =	-
8C	Pesticide use not in accordance with label or applicable laws. [Prohibited chemical used/stored. Open] <u>Pesticides, other toxic chemicals improperly used/stored. Unprotected, unlocked bait station used.</u>	2	3	4	5	28
Food [Source] Protection						
9A	[Canned food product observed dented and] <u>Cans of food with dented body damage not segregated from [other consumable food items] other cans for return to distributor.</u>	2	3	4	5	-
9B	Thawing procedures improper.	2	3	4	5	-
9C	Food contact surface [not] <u>chipped, cracked, worn, or in a condition where it cannot be properly maintained or cleaned.</u>	2	3	4	5	-
9D	<u>Food service operation occurring in room or area used as living or sleeping quarters.</u>	2	3	4	5	=
9E	<u>"Wash hands" sign not posted at hand wash facility.</u>	2	=	=	=	=
Facility Maintenance						
10A	Toilet facility not maintained [and] <u>or</u> provided with toilet paper, waste receptacle [and] <u>or</u> self-closing door.	2	3	4	5	-
10B	[Plumbing not properly installed or maintained; anti-siphonage or backflow] <u>Back-siphonage or back-flow prevention device not provided where required; equipment or floor not properly drained; sewage disposal system in disrepair or not functioning properly. Condensation or liquid waste improperly disposed of.</u>	2	3	4	5	28
10C	Lighting inadequate; permanent lighting not provided in food preparation areas, ware washing areas, and storage [rooms] <u>areas.</u>	2	3	4	5	-
10D	Mechanical or natural ventilation system not provided, improperly installed, in disrepair and/or fails to prevent excessive build-up of grease, heat, steam condensation vapors, odors, smoke, and fumes.	2	3	4	5	-
10E	Accurate thermometer not provided <u>or properly located</u> in refrigerated or hot holding equipment.	2	3	4	5	-
10F	[Non-food contact surface improperly constructed. Unacceptable material used.] Non-food contact surface or equipment improperly maintained [and/or] <u>or made of unacceptable material, or not kept clean, or not properly sealed, raised, spaced or movable to allow accessibility for cleaning on all sides, above and underneath [the unit] equipment or other structures.</u>	2	3	4	5	-
[10G	Food service operation occurring in room used as living or sleeping quarters.]	[2	3	4	5	-]
[10H]	<u>10G</u> Proper sanitization not <u>used or</u> provided for [utensil] ware washing operation. <u>No test kit.</u>	[2] =	[3] =	[4] =	5	-
[10I]	<u>10H</u> Single service item reused, [improperly] <u>not protected from contamination when transported, stored, or dispensed; not used when required.</u>	2	3	4	5	-
[10J	<u>"Wash hands" sign not posted at hand wash facility.]</u>	[2	-	-	-	-]
[Other Generals]						
[99B	General other.]	[2	3	4	5	28]
						General Violations Total:
						Critical and General Combined Total:

*Public Health Hazards (PHH) or Imminent Health Hazards must be corrected immediately.
 +Pre-permit Serious Violations that must be corrected before permit is issued.

	Violation	Condition I	Condition II	Condition III	Condition IV	Condition V
Critical Violations						
2A*	[Food] <u>Time and temperature control for safety (TCS) food not cooked to required minimum internal temperature.</u>				Failure to properly cook <u>one or more</u> meats, comminuted meats, and other [potentially hazardous foods (PHFs)] <u>TCS foods</u> , unless a consumer specifically asks for a serving of [item ordered] <u>food to be cooked below the minimum temperature.</u>	Failure to correct any condition of a <u>public health hazard (PHH)</u> at the time of inspection. Inspector must call office to discuss closing or other enforcement measures.

2B*	Hot <u>TCS</u> food item not held at or above 140° F.	One hot food item out of temperature in one area. Example: [One] <u>one</u> tray of <u>fried</u> chicken wings held at 115° F.	Two hot food items out of temperature or the same type of food out of temperature in two different areas. Example: [One] <u>one</u> tray of <u>fried</u> chicken wings and a pot of rice held at 115° F; or one tray of <u>fried</u> chicken wings on the steam table and one tray of <u>fried</u> chicken wings in the food preparation area.	Three hot food items out of temperature or the same type of food out of temperature in three different areas. Example: [One] <u>one</u> tray of <u>fried</u> chicken wings, a pot of rice and platter of roast beef held at 115° F; or one tray of <u>fried</u> chicken wings on the steam table, one tray of <u>fried</u> chicken wings in the food preparation area and one basket of <u>fried</u> chicken near the deep fryer.	Four or more hot food items out of temperature or the same type of food out of temperature in four or more different areas. Example: [One] <u>one</u> tray of <u>fried</u> chicken wings, a pot of rice, platter of roast beef and tureen of beef stew held at 115° F; or one tray of <u>fried</u> chicken wings on the steam table, one tray of <u>fried</u> chicken wings in the food preparation area, one basket of <u>fried</u> chicken near the deep fryer and a rotisserie [machine filled] <u>broiler</u> with eleven chickens held at 115° F.	Failure to correct any condition of a PHH at the time of inspection. Inspector must call office to discuss closing or other enforcement measures.
2C	Hot <u>TCS</u> food item that has been cooked and [refrigerated] <u>cooled</u> is being held for service without first being reheated to 165° F or above for <u>15 seconds</u> within 2 hours.	One cooked and [refrigerated] <u>cooled</u> hot food item not reheated to 165° F before service. Example: chicken soup.	Two cooked and [refrigerated] <u>cooled</u> hot food items not reheated to 165° F before service. Example: chicken soup and baked ham.	Three cooked and [refrigerated] <u>cooled</u> hot food items not reheated to 165° F before service. Example: chicken soup, baked ham and sliced turkey.	Four or more cooked and [refrigerated] <u>cooled</u> hot food items not reheated to 165° F before service. Example: baked ham, sliced turkey, meatloaf and lobster bisque.	
2D	Precooked [potentially hazardous] <u>TCS</u> food in <u>hermetically sealed and intact packages</u> from commercial food processing establishment [that is supposed to be heated, but is] not heated to 140° F within 2 hours.	One precooked [commercially prepared] food not heated to 140° F. Example: <u>tray of</u> beef patties.	Two pre-cooked [commercially prepared] foods not heated to 140° F. Example: <u>two trays of</u> beef patties.	Three pre-cooked [commercially prepared] foods not heated to 140° F. Example: <u>two trays of</u> beef patties[,] <u>and one pot of</u> clam chowder [and smoked turkey].	Four or more pre-cooked [commercially prepared] foods not heated to 140° F. Example: <u>two trays of</u> beef patties, and <u>two pots of</u> clam chowder[, smoked turkey, corned beef and gyros].	
2E	Whole frozen poultry or poultry breasts, other than a single portion, [are being] cooked frozen or partially thawed.	One whole [poultry] <u>chicken</u> or poultry breast [being] cooked from a frozen state. Example: <u>whole</u> chicken [breast].	Two or more whole poultry or poultry breasts [being] cooked from a frozen state. Example: chicken breast, whole chicken, turkey breast and duck.	Note: For failure to properly cook poultry to the required minimum temperature, *2A cited.		
2F	Meat, fish, <u>poultry</u> , eggs or molluscan shellfish served or offered raw or undercooked without [prior notification to customer] <u>written</u> consumer advisory.	<u>Serving or offering raw or undercooked meat, eggs, fish or shellfish without written consumer advisory.</u>			[Failure to properly cook meats, comminuted meats, fish, shellfish and other PHFs, unless a consumer specifically asks for their order to be cooked below the minimum temperature.]	
2G*	Cold <u>TCS</u> food item held above 41° F [(smoked fish and Reduced Oxygen Packaged food above 38°F), except during necessary preparation]; <u>smoked, processed fish above 38° F; intact raw eggs above 45° F; or reduced oxygen packaged (ROP) TCS foods above required temperatures except during active necessary preparation.</u>	One cold food item out of temperature in one area. Example: one slab of unsliced smoked salmon or packet or tray of smoked salmon slices above 38° F or one tray of potato salad above 41° F in service display case.	Two cold food items out of temperature or the same food item out of temperature in [2] two different areas. Example: one slab of smoked salmon above 38° F and one tray of sliced tomatoes above 41° F; or one bowl of potato salad in the service display case, and one bowl of potato salad in the food preparation area above 41° F.	Three cold food items out of temperature <u>or the same food item out of temperature in three different areas.</u> Example: one slab of smoked salmon above 38° F and tray of sliced tomatoes and platter of tuna salad above 41° F; or one bowl of potato salad in the service display case and one bowl of potato salad in the food preparation area and garlic in oil mixture above 41° F.	Four cold food items out of temperature <u>or the same food item out of temperature in four different areas.</u> Example: one slab of smoked salmon above 38° F and tray of sliced tomatoes, bowl of garlic in oil mixture, and bowl of cooked collard greens above 41° F; or one tray of potato salad in the service display case, one tray of potato salad in the reach-in refrigerator, and one tray of potato salad on the food preparation table above 41° F.	Failure to correct any condition of a PHH at the time of inspection. Inspector must call office to discuss closing or other enforcement measures.

2H*	[Food] <u>After cooking or removal from hot holding.</u> TCS food not cooled by an approved method whereby the internal product temperature is reduced from 140° F to 70° F or less within 2 hours and from 70° F to 41° F or less within 4 additional hours.	One food item not cooled by approved method. Example: one whole, cooked <u>fried turkey at 70° F after being refrigerated for four hours.</u>	Two food items not cooled by approved method. Example: [two whole, cooked turkeys] <u>one whole fried turkey at 70° F after being refrigerated for four hours and a six-inch high container filled to within one inch of top with beef stew at 80° F after two hours of refrigeration.</u>	Three food items not cooled by approved method. Example: [two whole, cooked turkeys and one container of deep pot chicken stew] <u>one whole fried turkey at 70° F after being refrigerated for four hours and a six-inch high container filled to within one inch of top with beef stew at 80° F after two hours of refrigeration and six pound cooked beef rib roast not cut into smaller pieces before being placed in refrigerator to cool.</u>	Four or more food items not cooled by approved method. Example: [two whole, cooked turkeys, one container of deep pot chicken stew and 10 pounds of cooked rice] <u>one whole fried turkey at 70° F after being refrigerated for four hours and a six-inch high container filled to within one inch of top with six inches of beef stew at 80° F after two hours of refrigeration and six pound cooked beef rib roast not cut into smaller pieces before being placed in refrigerator to cool and 18 inch high pot filled to within one inch of top with turkey chili at 85° F after three hours refrigeration.</u>	Failure to correct any condition of a PHH at the time of inspection. Inspector must call office to discuss closing or other enforcement measures.
2I	[Food prepared from ingredients at ambient] TCS <u>food removed from cold holding or prepared from or combined with ingredients at room temperature not cooled by an approved method to 41° F or below within 4 hours.</u>	One food item removed from cold holding or prepared from ambient temperature ingredients not cooled to 41°F. Example: <u>one container of tuna salad prepared with canned tuna [above 41° F].</u>	Two food items foods removed from cold holding or prepared from ambient temperature ingredients not cooled to 41°F. Example: a container of tuna <u>salad and a container of salmon [salads] salad prepared with canned tuna and salmon [above 41° F].</u>	Three food items removed from cold holding or prepared from ambient temperature ingredients not cooled to 41°F. Example: tuna, <u>chicken and salmon salads prepared with canned tuna, chicken and salmon [, and open can of sardines above 41° F].</u>	Four or more food items removed from cold holding or prepared from ambient temperature ingredients not cooled to 41°F. Example: tuna, <u>chicken, crab and salmon salads prepared with canned tuna, chicken, crab and salmon [, and open cans of sardines and anchovies above 41°F].</u>	
2J*	[Reduced oxygen packaged (ROP)] ROP TCS food not cooled to required <u>temperatures</u> by an approved method [whereby the internal food temperature is reduced to 38° F within two hours of cooking and if necessary further cooled to a temperature of 34° F within six hours of reaching 38° F] <u>as specified in the approved HACCP plan.</u>	One ROP food item not cooled by approved method. Example: ROP beef stew (twelve 4 oz packages).	Two ROP food items not cooled by approved method. Example: ROP beef stew (twelve 4-oz packages) and ROP chicken fricassee (two [-] 2 lb packages).	Three ROP food items not cooled by approved method. Example: ROP beef stew (twelve 4 oz packages), ROP chicken fricassee (two 2 lb packages) and ROP pork tenderloin (sixteen 8 oz packages).	Four ROP food items not cooled by approved method. Example: ROP beef stew (twelve 4 oz packages), ROP chicken fricassee (two 2 lb packages), ROP pork tenderloin (sixteen 8 oz packages) and meat sauce (six 1 lb packages).	Failure to correct any condition of a PHH at the time of inspection. Inspector must call office to discuss closing or other enforcement measures.
3A*	Food from unapproved or unknown source or home canned; Reduced Oxygen Packaged (ROP) <u>or home prepared; or live animal slaughtered in establishment; or ROP fish not frozen before processing; or ROP food prepared on premises transported to another site.</u>				One or more food items [not from an approved] <u>from an unapproved or unknown source, or home canned or home prepared; or live animal slaughtered in establishment.</u> Example: wild mushrooms or home canned [jellies] beets or ROP fish not frozen before processing <u>or home prepared meat balls, curry, rice or lasagna.</u>	Failure to correct any condition of a PHH at the time of inspection. Inspector must call office to discuss closing or other enforcement measures.

3B*	Shellfish not from approved source[.]; not or improperly tagged/labeled; tags not retained for 90 days.				One or more containers or kind of shellfish not from an approved source[.]; not or improperly tagged/labeled; tags not retained for 90 days. Example: clams not tagged, oyster tags not retained for 90 days, mussels improperly labeled and mussels not tagged.	Failure to correct any condition of a PHH at the time of inspection. Inspector must call office to discuss closing or other enforcement measures.
3C*	[Eggs found dirty/cracked; liquid, frozen or powdered eggs not pasteurized] <u>Unclean or cracked whole eggs or unpasteurized liquid, frozen or powdered eggs kept or used.</u>	1-6 [dirty/cracked] <u>unclean or cracked eggs</u> or liquid, frozen, or powdered eggs not pasteurized. Example: four [dirty and/or] cracked eggs; or one container of unpasteurized liquid eggs.	7-12 [dirty/cracked] <u>unclean or cracked eggs</u> ; or 2 containers of liquid, frozen, or powdered eggs not pasteurized. Example: nine [dirty and/or] cracked eggs; or two containers of unpasteurized liquid eggs.	13-24 [dirty/cracked eggs] <u>unclean or cracked</u> ; or three containers of liquid, frozen, or powdered eggs not pasteurized. Example: 16 [dirty and/or] <u>unclean or cracked eggs</u> ; or 14 [dirty and/or] <u>unclean or cracked eggs</u> and two containers of unpasteurized liquid eggs.	25 or more [dirty/cracked] <u>unclean or cracked eggs</u> ; or four containers of liquid, frozen, or powdered eggs not pasteurized. Example: 25 or more [dirty and/or] <u>unclean or cracked eggs</u> ; or [18 dirty and/or cracked eggs and one container] <u>four containers of unpasteurized liquid eggs</u> .	Failure to correct any condition of a PHH at the time of inspection. Inspector must call office to discuss closing or other enforcement measures.
3D*	[Cans of food products] <u>Food packages, canned food, hermetically sealed containers</u> swollen, leaking or rusted, or without "Do Not Use" label and not segregated from other consumable food items.	1-6 [cans of food products] <u>Food packages</u> swollen, leaking or rusted and not segregated from consumable food. Example: one can of tomato paste [swollen] <u>rusted</u> and one [can] <u>pouch</u> of salmon [rusted] <u>leaking</u> and stored on food storage shelf.	7-12 [cans of food products] <u>Food packages</u> swollen, leaking or rusted and not segregated from consumable food. Example: three cans of tomato paste [swollen] <u>and two cans of mushrooms rusted</u> and two [cans] <u>pouches</u> of salmon <u>leaking</u> [and two cans of mushrooms rusted] and stored on food storage shelf.	13-18 [cans of food products] <u>Food packages</u> swollen, leaking or rusted and not segregated from consumable food. Example: 10 cans of tomato paste [swollen, two cans of salmon] <u>and two cans of mushrooms rusted</u> and two <u>pouches of salmon</u> and two <u>pouches of mayonnaise leaking</u> and stored on food storage shelf.	19 or more [cans of products] <u>Food packages</u> swollen, leaking or rusted and not segregated from consumable food. Example: 10 cans of tomato paste [swollen] <u>and two cans of mushrooms rusted</u> , two [cans] <u>pouches</u> of salmon and two [cans of mushrooms rusted] <u>pouches of mayonnaise leaking</u> , and 15 cans of baked beans leaking and stored on food storage shelf.	Failure to correct any condition of a PHH at the time of inspection. Inspector must call office to discuss closing or other enforcement measures.
3E*	[Potable water supply inadequate] <u>No or inadequate potable water supply</u> . Water or ice not potable or from unapproved source. <u>Bottled water not NY State certified</u> . Cross connection in potable water supply system.				<u>No potable water</u> . Potable water supply inadequate. Water or ice not potable or from unapproved source. Cross connection in potable water supply system.	Failure to correct any condition of a PHH at the time of inspection. Inspector must call office to discuss closing or other enforcement measures.
3F*	Unpasteurized milk or milk product [present] <u>(except aged cheese) served</u> .				Unpasteurized milk or milk product [present] <u>served</u> .	Failure to correct any condition of a PHH at the time of inspection. Inspector must call office to discuss closing or other enforcement measures.
3G	Raw [food] <u>fruit or vegetables</u> not properly washed prior to <u>cutting or serving</u> .	[1 kind of raw food type] <u>One raw fruit or vegetable</u> not properly washed prior to <u>cutting or serving</u> . Example: [2 heads of lettuce] <u>an apple</u> .	[2 kinds of raw food types] <u>Two raw fruits or vegetables</u> not properly washed prior to <u>cutting or serving</u> . Example: two heads of lettuce [and 1 bunch of carrots].	[3 kinds of raw food types] <u>Three raw fruits or vegetables</u> not properly washed prior to <u>cutting or serving</u> . Example: two heads of lettuce[, one bunch of carrots] and one [bunch] <u>head of broccoli</u> .	[4 or more kinds of raw food types] <u>Four or more raw fruits or vegetables</u> not properly washed prior to <u>cutting or serving</u> . Example: [2] <u>two heads of lettuce</u> , 1 bunch of carrots, 1 bunch] <u>one head of broccoli</u> and [1] <u>one head of cabbage</u> .	

3I*	<u>Unpasteurized juice packaged and sealed on premises not labelled or label incomplete; no warning statement.</u>				One or more packaged juice products not or improperly labeled. Example: orange and carrot juice produced and bottled with sealed cap by the establishment without a label or only a partial label.	Failure to correct any condition of a PHH at the time of inspection. Inspector must call office to discuss embargoing product, closing or other enforcement measures.
4A	Food Protection Certificate (FPC) not held by <u>manager</u> or supervisor of food operations.					No FPC [not held by the supervisor of food operations] holder.
4B*	Food worker <u>spits</u> , prepares food or [handles] <u>touches</u> utensil when ill with a disease transmissible by food or has exposed infected cut or burn on hand.				Food worker <u>spits</u> ; prepares food or [handles] <u>touches</u> utensil when ill with a disease transmissible by food or has exposed infected cut or burn on hand.	Failure to correct any condition of a PHH at the time of inspection. Inspector must call office to discuss closing or other enforcement measures.
4C*	Food worker does not use [proper] utensil or other barrier to eliminate bare hand contact with food that will not receive adequate additional heat treatment.	One food worker preparing ready-to-eat food with bare hands. Example: one food worker at front food preparation area preparing a sandwich.	Two food workers preparing ready-to-eat foods with bare hands. Example: one food worker at front food preparation area preparing a sandwich and one food worker in kitchen preparing Caesar salad.	Three food workers preparing ready-to-eat foods with bare hands. Example: one food worker at front food preparation area preparing a sandwich, one food worker in kitchen preparing Caesar salad and one food worker in basement preparing shrimp cocktail.	Four or more food workers preparing ready-to-eat foods with bare hands. Example: two food workers at front food preparation area preparing sandwiches, one food worker in kitchen preparing Caesar salad and one food worker in basement preparing shrimp cocktail.	Failure to correct any condition of a PHH at the time of inspection. Inspector must call office to discuss closing or other enforcement measures.
4D*	Food worker does not wash hands thoroughly after using the toilet, coughing, sneezing, smoking, eating, preparing raw foods or otherwise contaminating hands or does not <u>change gloves when gloves are contaminated.</u>				Food worker does not wash hands after [visiting] using the toilet, coughing, sneezing, smoking, preparing raw foods or otherwise contaminating hands or does not <u>change gloves when gloves are contaminated.</u>	Failure to correct any condition of a PHH at the time of inspection. Inspector must call office to discuss closing or other enforcement measures.
4E*	Toxic chemical or pesticide improperly labeled, stored or used [so] such that food contamination [of food] may occur.	One toxic chemical or pesticide improperly labeled, stored or used [so] <u>such</u> that contamination of food may occur. Example: roach spray <u>stored on shelf with boxes of pasta.</u>	Two toxic chemicals or pesticides improperly labeled, stored or used [so] <u>such</u> that contamination of food may occur. Example: roach spray and bleach <u>stored on shelf with boxes of pasta.</u>	Three toxic chemicals or pesticides improperly labeled, stored or used [so] <u>such</u> that contamination of food may occur. Example: roach spray, bleach and [butane] <u>stainless steel cleaner stored on shelf with boxes of pasta.</u>	Four or more toxic chemicals or pesticides improperly labeled, stored, or used [so] <u>such</u> that contamination of food may occur. Example: roach spray, bleach, [butane] <u>stainless steel cleaner and rat poison stored on shelf with boxes of pasta.</u>	Failure to correct any condition of a PHH at the time of inspection. Inspector must call office to discuss closing or other enforcement measures.
4F*	Food, food preparation area, food storage area, or <u>any other</u> area used by employees or patrons contaminated by sewage or liquid waste.				Food, or food preparation [area,] or food storage area, or <u>any</u> area used by employees or patrons, contaminated by sewage or liquid waste.	Failure to correct any condition of a PHH at the time of inspection. Inspector must call office to discuss closing or other enforcement measures.
4G*	Unprotected [potentially hazardous] TCS food re-served.				Unprotected [potentially hazardous] TCS food re-served. Example: bowl of cooked rice <u>re-served to other patron.</u>	Failure to correct any condition of a PHH at the time of inspection. Inspector must call office to discuss closing or other enforcement measures.

4H*	Raw, cooked or prepared food is adulterated, contaminated or cross-contaminated, or not discarded in accordance with HACCP plan.	One food item is spoiled, adulterated, contaminated or cross-contaminated. Example: lettuce contaminated by raw chicken or custard cream contaminated by mice droppings; or one package of ROP chicken not discarded in accordance with HACCP plan.	Two food items or two [batches] <u>containers</u> of <u>the</u> same food located in two areas noted spoiled, adulterated, contaminated or cross-contaminated. Example: lettuce and cooked chicken contaminated by raw chicken; or adulterated sausage and fish; or ROP beef stew and ROP chicken fricassee not discarded in accordance with HACCP [Plan] <u>plan</u> .	Three food items or three [batches] <u>containers</u> of the same food type located in three areas noted spoiled, adulterated, contaminated or cross-contaminated. Example: lettuce, cooked chicken and raw eggs contaminated by raw chicken; or lettuce, tomatoes and figs contaminated by non-potable water; or ROP beef stew, ROP chicken fricassee and ROP pork tenderloin not discarded in accordance with HACCP [Plan] <u>plan</u> ; or a tray of chicken contaminated with mice droppings in walk-in refrigerator, a basket of chicken under the deep fat fryer contaminated with dust and debris, and a pan of chicken on the service counter cross-contaminated with raw beef drippings.	Four or more food items or four or more [batches] <u>containers</u> of the same food type in different areas noted spoiled, adulterated, contaminated or cross-contaminated. Example: lettuce, cooked chicken, raw eggs and cooked rice contaminated by raw chicken; or ROP beef stew, ROP chicken fricassee, ROP pork tenderloin and meat sauce not discarded in accordance with HACCP [Plan] <u>plan</u> ; or a tray of chicken contaminated with mice droppings in an upper level walk-in refrigerator, a basket of chicken under the deep fat fryer contaminated with dust and debris, a pan of chicken on the service counter cross-contaminated with raw beef drippings and chicken contaminated by mice droppings in the basement walk-in refrigerator.	Failure to correct any condition of a PHH at the time of inspection. Inspector must call office to discuss closing or other enforcement measures.
4I	Unprotected <u>non-TCS</u> food re-served.	One unprotected food item re-served. Example: unwrapped crackers.	Two unprotected foods items re-served. Example: unwrapped crackers and bread.	Three unprotected food items re-served. Example: unwrapped crackers, bread and pickles.	Four or more unprotected food items re-served. Example: unwrapped crackers, bread, pickles and breadsticks.	
4J	[Appropriately scaled metal stem-type thermometer or thermocouple not provided or used to evaluate temperatures of potentially hazardous] <u>Properly calibrated thermometer or thermocouple not provided or not readily accessible in food preparation, hot/cold holding areas, to measure temperatures of TCS foods during cooking, cooling, reheating and holding.</u>	<u>Properly calibrated thermometer or thermocouple not provided, or readily accessible to measure temperature of TCS foods.</u>			[Appropriate thermometer(s) or thermocouple not provided or used to measure the temperature of potentially hazardous foods.]	
4K	Evidence of rats or live rats in [facility's] establishment's food and/or non-food areas.	Rats [present] or <u>evidence of rats</u> in the [facility's] establishment's food or non-food areas. Example: 1-10 fresh rat droppings in [one area] <u>the establishment</u> .	Rats [present] or <u>evidence of rats</u> in the [facility's] establishment's food or non-food areas, demonstrated by 11-30 fresh rat droppings in [one area or 1-10 rat droppings in two areas] <u>the establishment</u> . Example: 25 fresh rat droppings in the food preparation area; [or 10] <u>and 5</u> fresh rat droppings in dry food storage area [and 10 fresh rat droppings in the basement, food preparation area, bathroom and garbage disposal area].	Rats [present] or <u>evidence of rats</u> in the [facilities] establishment's food or non-food areas, demonstrated by 31-70 rat droppings [one area; 11-30 rat droppings in two areas; or 1-10 fresh rat droppings in three areas] <u>in the establishment</u> . Example: 55 fresh rat droppings in food preparation area; <u>or and 14</u> rat droppings in dry food storage area [and 16 in basement; or less than 10 fresh rat droppings in the basement, food preparation area and bathroom].	Rats [present] or <u>evidence of rats</u> in the [facility's] establishment's food or non-food areas, demonstrated by 1-2 live rats and/or 71-100 rat droppings in [one area; 31-70 fresh rat droppings in two areas; 11-30 fresh rat droppings in three areas; or 1-10 fresh droppings in four areas] <u>the establishment</u> . Example: 80 fresh rat droppings in food preparation area; <u>or and 30</u> fresh rat droppings in dry food storage area and 16 in basement or less than 10 fresh rat droppings in basement, food prep.	Three or more live rats and/or [greater] <u>more than 100</u> droppings; and/ or other conditions conducive to infestation of rats, e.g., holes/openings, water, food, unused equipment/material. Inspector must call office to discuss closing or other enforcement measures.

4L	Evidence of mice or live mice [present] in [facility's] <u>establishment's</u> food and/or non-food areas.	Mice [present] or <u>evidence of mice</u> in the [facility's] establishment's food or non-food areas; 1-10 fresh mice droppings in one area. Example: 8 fresh mice droppings found in pantry.	Mice [present] or <u>evidence of mice</u> in the [facility's] establishment's food or non-food areas. 11-30 fresh mice droppings in one area or 1-10 in two areas. Example: 25 fresh mice droppings in the food preparation area; or 10 fresh mice droppings in dry food storage area and 10 in the basement.	Mice [present] or <u>evidence of mice</u> in the [facility's] establishment's food or non-food areas. 31-70 mice droppings in one area, 11-30 in two areas; or 1-10 in three areas. Example: 55 fresh mice droppings in food preparation area; 14 fresh mice droppings in dry food storage area and 16 in basement; or fewer than 10 fresh mice droppings in the basement, food preparation area and bathroom.	Mice [present] or <u>evidence of mice</u> in the [facility's] establishment's food or non-food areas; 1-2 live mice and/or 71-100 mice droppings in one area; 31-70 in two areas, 11-30 in three areas; or 1-10 in four areas. Example: 80 fresh mice droppings in food preparation area; 30 fresh mice droppings in dry food storage area and 16 in basement; or fewer than 10 mice droppings in the basement, food preparation area, bathroom and garbage disposal area.	Two or more live mice and/or [greater] <u>more than</u> 100 fresh mice droppings and/or other conditions exist conducive to infestation of mice, e.g., holes/openings, water, food, unused equipment/ material. Inspector must call office to discuss closing or other enforcement measures.
4M	Live roaches [present] in [facility's] <u>establishment's</u> food and/or non-food areas.	[Roaches] <u>1-5 roaches</u> [present] in the [facility's] establishment's food and non-food areas. Example: 2 live roaches in the dry food area.	Roaches [present] in the [facility's] establishment's food and and/or non-food areas. 6-10 roaches in one area; or 1-5 in two areas. Example: seven live roaches in the food preparation area; or two roaches in the dry food storage area and one in the basement.	Roaches [present] in the [facility's] establishment's food and/or non-food areas; 11-15 roaches in one area; 6-10 in two areas; or 1-5 in three areas. Example: 12 live roaches in the food preparation area; four roaches in the dry food storage area and five roaches in the basement; or one live roach observed in walk-in, food preparation area and dry storage.	Roaches [present] in the [facility's] establishment's food and non-food areas; 16-20 roaches in one area, 11-15 in two areas; 6-10 in three areas; or 1-5 in four areas. Example: 17 live roaches in the food preparation area; 10 roaches in the dry food storage area and five roaches in the basement; or one live roach observed in walk-in, food preparation area, garbage area and dry storage area.	[Greater] <u>More than</u> 20 live roaches and/or other conditions exist conducive to infestation of roaches. Example: 45 live roaches and condition conducive to infestation such as holes/openings, water, food, unused equipment/ material. Inspector must call office to discuss closing or other enforcement measures.
4N	Filth flies or food/refuse/sewage associated (FRSA) flies or <u>other nuisance pests</u> in facility's food and/or non-food areas. [Filth] FRSA flies include house flies, [little house flies,] blow flies, bottle flies, flesh flies, drain flies, [and] Phorid flies and <u>fruit flies</u> . [Food/refuse/sewage associated flies include fruit flies, drain flies and Phorid flies.]	[2-5] <u>1-5 filth flies</u> or FRSA flies in the food preparation or food storage area during November 1 through March 1. Example: two flies in dry non-food area in January.	6-10 filth flies or FRSA flies in one area; or 2-5 filth flies in two areas. Example: seven live flies in food preparation area; or two flies in the dry food storage area and one in basement.	11-15 filth flies or FRSA flies in one area; 6-10 in two areas; or 2-5 flies in three areas. Example: 12 live flies in food preparation area; four flies in the dry food storage area and five flies in basement; or one fly observed in walk-in refrigerator, food preparation area and dry storage area.	16-20 filth flies or FRSA flies in one area; 11-15 in two areas; 6-10 filth flies in three areas; or 1-5 in four areas. Example: 17 filth flies in food preparation area; 10 filth flies in dry food storage area and five filth flies in basement; or two filth flies observed in walk-in refrigerator, food preparation area and dry storage area.	More than 30 filth flies, FRSA flies and/or other conditions exist conducive to infestation of filth flies. Example: 40 flies in the basement garbage area; and other conditions exist conducive to filth fly infestation, e.g., openings to the outer air, water, food, decaying matter and/or sewage. Inspector must call office to discuss closing or other enforcement measures.
4O	Live animal other than fish in tank or service animal present in [facility's] <u>establishment's</u> food and/or non-food areas.	Live animal in establishment. Example: <u>one companion dog on chair in outdoor dining area, or one live cat within establishment or one chicken in rear yard.</u>	Two live animals in establishment. Example: <u>Two live birds in dining area or goat and chicken in rear yard or two cats in establishment.</u>	Three live animals in establishment. Example: <u>Two cockatoos in cage and live cat in dining room area or two chickens and lamb in rear yard.</u>	Four or more live animals in establishment. Example: <u>Two caged cockatoos and two live cats in dining room area or three chickens, a lamb and a goat in rear yard.</u>	
4P*	<u>Food held, kept, offered, prepared, processed, packaged or served with prohibited substance.</u>				<u>Any food held, kept, offered, prepared, processed, packaged or served with any prohibited substance.</u>	<u>Failure to correct any condition of a PHH at the time of inspection. Inspector must call office to discuss closing or other enforcement measures.</u>

5A*	Sewage disposal system <u>is not provided</u> , improper or unapproved.				<u>No sewage disposal system.</u> Sewage or liquid waste is not disposed of in an approved or sanitary manner[; or sewage or liquid waste contaminating food, food storage area, food preparation area, or area frequented by consumers or employees or used as a storage, preparation or utility area].	Failure to correct any condition of a PHH at the time of inspection. Inspector must call office to discuss closing or other enforcement measures.
5B*	Harmful, noxious gas or vapor detected. [CO ≥13 ppm.] <u>Carbon monoxide (CO) level at or exceeding 9 ppm.</u>				Harmful, noxious gas or vapor detected. [CO equal to or greater than 13 ppm.] <u>CO level at or exceeding 9 ppm.</u>	Failure to correct any condition of a PHH at the time of inspection. Inspector must call office to discuss closing or other enforcement measures
5C+	Food contact surface <u>or equipment</u> improperly constructed [or located; or unacceptable], <u>placed or maintained.</u> <u>Unacceptable</u> material used. <u>Culinary sink or other acceptable method not provided for washing food.</u>	One food contact surface or piece of equipment improperly constructed, located and/or unacceptable material used. Example: painted shelves in a walk-in unit.	Two food contact surfaces or pieces of equipment improperly constructed, located and/or unacceptable material used. Example: painted shelves in a walk-in unit and cutting board made from untreated wood.	Three food contact surfaces or pieces of equipment improperly constructed, located, and/or unacceptable material used. Example: painted shelves of a walk-in unit, cutting board made from untreated wood and acidic foods placed in pewter bowl.	Four or more <u>food</u> contact surfaces or pieces of equipment improperly constructed, located, and/or unacceptable material used. Example: painted shelves of a walk-in unit, cutting board made from untreated wood, acidic foods placed in pewter bowl and solder and flux used to repair food contact equipment <u>or no culinary sink or other acceptable method provided for washing food.</u>	Failure to correct [as pre-permit serious (PPS) on an initial inspection, re-inspection, or compliance] <u>on any</u> inspection results in a follow up inspection, and/or closure. Inspector must call office to discuss closing or other enforcement measures.
5D+	[Hand-washing facility not provided in or near food preparation area and toilet room. Hot and cold running water at adequate pressure to enable cleanliness of employees not provided at facility. Soap and an acceptable hand-drying device not provided.] <u>No hand wash facility in or adjacent to toilet rooms or within 25 feet of food preparation or service or ware washing area.</u> <u>Hand wash facility not accessible or obstructed by door, equipment or used for non-hand washing purposes.</u> <u>Hand wash facility without hot and cold running water or water at inadequate pressure. No soap or acceptable hand-drying device.</u>				Fully equipped hand wash sinks, to include soap and <u>hand drying device or disposable single use [paper] towels</u> , not provided [or conveniently located in all food preparation areas] <u>where required or hand wash sink not accessible or obstructed. No potable water or water not at adequate pressure at hand wash sink.</u>	Failure to correct [as pre-permit serious (PPS) on an initial inspection, re-inspection, or compliance] <u>on any</u> inspection results in a follow up inspection, and/or closure. Inspector must call office to discuss closing or other enforcement measures.

5E+	Toilet facility not provided for employees or for patrons when required. <u>Shared patron-employee toilet accessed through kitchen, food prep or storage or utensil washing area.</u>				Toilet facility not provided for employees or for patrons when required. <u>Shared patron-employee toilet accessed through kitchen, food prep or storage or utensil washing area.</u>	Failure to correct [as pre-permit serious (PPS) on an initial inspection, re-inspection, or compliance] <u>on any inspection results in a follow up inspection, and/or closure.</u> Inspector must call office to discuss closing or other enforcement measures.
5F+	[Insufficient] <u>Inadequate</u> or no refrigerated or hot holding equipment to keep [potentially hazardous] TCS foods at required temperatures. <u>Outdoor refrigerator not locked, secured.</u>				Refrigerated or hot holding equipment for [PHFs] TCS food <u>inadequate or not provided. Outdoor refrigerator not locked, secured.</u>	Failure to correct [as pre-permit serious (PPS) on an initial inspection, re-inspection, or compliance] <u>on any inspection results in a follow up inspection, and/or closure.</u> Inspector must call office to discuss closing or other enforcement measures.
5G+	Separate, enclosed, properly equipped and sized cleaning and service area not provided <u>in mobile food vending commissary; street, sidewalk used for cleaning units.</u> [(Mobile Vending Commissary)]				Separate, enclosed, properly equipped and sized cleaning and service area not provided. <u>Street, sidewalk used for cleaning units.</u>	Failure to correct [as pre-permit serious (PPS) on an initial inspection, re-inspection, or compliance] <u>on any inspection results in a follow up inspection, and/or closure.</u> Inspector must call office to discuss closing or other enforcement measures.
5H+	No facilities available to wash, rinse, and sanitize utensils [and/or], <u>dishware, glassware, equipment or refillable returnable containers.</u> <u>No approved written standard operating procedure for avoiding contamination by refillable returnable containers.</u>				No facilities available to wash, rinse and sanitize utensils [and], <u>dishware, glassware, equipment or refillable returnable containers.</u> <u>No approved written standard operating procedure for avoiding contamination by refillable returnable containers.</u>	Failure to correct. Inspector must call office to discuss enforcement measures.
5I+	Refrigeration used to implement HACCP plan for <u>ROP foods</u> not equipped with an electronic system that continuously monitors time and temperature.				Refrigeration used to implement HACCP plan for <u>ROP foods</u> not equipped with an electronic system that continuously monitors time and temperature.	Inspector must call office to discuss closing or other enforcement measures.
6A	Personal cleanliness inadequate. Outer garment soiled with possible contaminant. <u>Food worker not properly dressed; sleeveless garment worn or bare midriff exposed.</u> Effective hair restraint not worn [in an area where food is prepared] <u>where required.</u> <u>Jewelry worn on hands or arms; fingernail polish worn or fingernails not kept clean and trimmed.</u>	One food worker [observed] without clean outer garment or hair restraint <u>or wearing prohibited jewelry or fingernail polish, or fingernails not kept clean and trimmed.</u>	Two food workers [observed] without clean outer garments and/or hair restraints <u>or wearing prohibited jewelry or fingernail polish or fingernails not kept clean and trimmed.</u>	Three food workers [observed] without clean outer garments and/or hair restraints <u>or wearing prohibited jewelry or fingernail polish or with fingernails not kept clean and trimmed.</u>	Four or more food workers [observed] without clean outer garments and/or hair restraints, <u>or wearing prohibited jewelry or fingernail polish or fingernails not kept clean and trimmed.</u>	

6B	Tobacco or e-cigarette use, eating, or drinking from open container in food preparation[, food storage or dishwashing area] or other area where food, equipment or utensils may be exposed to contamination.	One food worker eating, smoking and/ or drinking from open container in food preparation or ware washing areas [or evidence of tobacco use, eating or drinking in food preparation, food storage and dishwashing area].	Two food workers eating, smoking and/ or drinking from open container in food preparation or ware washing areas.	Three food workers eating, smoking and/ or drinking from open container in food preparation or ware washing areas.	Four or more food workers eating, smoking and/ or drinking from open container in food preparation or ware washing areas.
6C	Food, supplies or equipment not protected from potential source of contamination during storage, preparation, transportation, display or service.	One food item or kind of supply not protected during storage, preparation, transportation, display or service. Example: one tray of uncovered assorted pastries or supply of clean table linen in customer self-service area.	Two food items or supplies not protected during storage, preparation, transportation, display or service. Example: one tray of uncovered pastries or supply of clean table linen in customer self-service area and one cooked steak on prep table under fly strip.	Three food items or supplies not protected during storage, preparation, transportation, display or service. Example: one tray of uncovered pastries or supply of clean table linen in customer self-service area; one cooked steak on prep table under fly strip and self-service buffet without sneeze guard.	Four or more food items or supplies not protected during storage, preparation, transportation, display or service. Example: one tray of uncovered pastries or supply of clean table linen in customer self-service area; one cooked steak on prep table under fly strip, buffet without sneeze guard and uncovered bucket of marinating chicken on floor of walk-in refrigerator.
6D	Food contact surface not properly washed, rinsed and sanitized after [each use and following] any activity [when] where contamination may have occurred.	One food contact surface not washed[,], rinsed or sanitized after any activity [when] where contamination may have occurred. Example: Meat slicer blade encrusted with old food debris.	Two food contact surfaces not washed, rinsed or sanitized after any activity [when] where contamination may have occurred. Example: Meat slicer blade and cutting board encrusted with old food debris.	Three food contact surfaces not properly washed, rinsed or sanitized after any activity [when] where contamination may have occurred. Example: Meat slicer blade, wooden cutting board, and can opener encrusted with old food debris.	Four or more food contact surfaces not properly washed, rinsed or sanitized after any activity [when] where contamination may have occurred. Example: Meat slicer blade, wooden cutting board, can opener, and food preparation table encrusted with old food debris, and the interior of the ice machine [observed] contaminated with mold.
6E	Sanitized equipment or utensil, including in-use food dispensing utensil, improperly used or stored.	One sanitized piece of equipment or utensil improperly used or stored. Example: in-use ice scoop on top of ice machine.	Two sanitized pieces of equipment or utensils improperly used or stored. Example: in-use ice scoop on top of ice machine and knives stored between food preparation table and wall.	Three sanitized pieces of equipment or utensils improperly used or stored. Example: in-use ice scoop on top of ice machine; clean sanitized knives stored between food preparation table and wall; and in-use food utensils in container of water not heated to 135° F.	Four or more sanitized pieces of equipment or utensils improperly used or stored. Example: in-use ice scoop on top of ice machine; clean sanitized knives stored between food preparation table and wall, in-use food utensils in container of water not heated to 135° F; and clean and sanitized food tags stored in cash register.
6F	Wiping cloths soiled or not stored in sanitizing solution; or inadequately sanitized.	[Two or more] Wiping cloth soiled or not stored in sanitizing solution; or inadequately sanitized. Example: one wiping [cloths] cloth used to clean food contact surfaces not stored in sanitizing solution; or test kit to measure sanitizing solution to ensure proper sanitization of wiping cloths not provided; or sanitizer solution not at appropriate level to [effectively remove contaminants from] ensure proper sanitization of wiping cloths.	[Two] Wiping cloths soiled or not stored in sanitizing solution; or inadequately sanitized. Example: one or more wiping cloths used to clean food contact surfaces not stored in sanitizing solution; and the test kit to measure sanitizing solution to ensure proper sanitization of wiping cloths not provided; or wiping cloths used to clean food contact surfaces not stored in sanitizing solution and test kit to measure sanitizing solution to ensure proper sanitization of wiping cloths not provided.	[Two] Wiping cloths soiled and not stored in sanitizing solution and inadequately sanitized. Example: two or more wiping cloths used to clean food contact surfaces are not stored in sanitizing solutions, and the test kit to measure sanitizing solution to ensure proper sanitization of wiping cloths is either not provided [and] or the sanitizer solution is not at appropriate level to [effectively remove contaminants from] ensure proper sanitization of wiping cloths.	

6G	HACCP plan not approved or approved HACCP plan not maintained on premises.				Approved HACCP plan not maintained on premises.	HACCP plan not approved. Inspector must call office to discuss enforcement measures.
6H	Records and logs not maintained to show <u>approved</u> HACCP plan has been properly implemented.					Record and logs not maintained to show <u>approved</u> HACCP plan has been properly implemented. Inspector must call office to discuss corrective action or other enforcement measures.
6I	[Food] <u>ROP TCS</u> food not labeled in accordance with <u>approved</u> HACCP plan.				[Food] <u>ROP TCS</u> food not labeled in accordance with <u>approved</u> HACCP plan.	Inspector must call office to discuss corrective action or other enforcement measures.
6J	<u>Commissary or other approved facility maintains no or incomplete records of mobile food vending units serviced.</u>					<u>No or incomplete records kept. Inspector must call office to discuss corrective action.</u>
7A	Duties of an officer of the department interfered with or obstructed.					Duties of an officer of the department interfered with or obstructed. <u>Inspector must call office to discuss closing or other enforcement measures.</u>

Explanatory Note: With respect to violations 4K, 4L, 4M, and 4N, when different types of pests are observed and cited, the violation category with the highest condition level, regardless of the type of pest will form the basis for calculating the condition level and points. For example, if condition level I of rats (4K) and condition level III of flies (4N) are observed, seven points at condition level III will be assessed as a pest violation. However, when the Department determines that the combined conditions (pests and harborage) constitute an imminent health hazard, as defined in NYC Health Code §81.03, the violation shall be scored at the highest condition level (V).

	Violation	Condition I	Condition II	Condition III	Condition IV	Condition V
General Violations						
8A	[Facility not vermin proof.] Harborage or conditions conducive to attracting [vermin] pests to the premises and/or allowing [vermin] pests to exist <u>when pests or signs of pests are present.</u>			Doors and door thresholds not adequately pest proofed, and/or one or two openings in the facility façade (walls, floors, ceilings) and/or other condition conducive to pest entry or breeding <u>when pests or signs of pests are present.</u>	Doors and door thresholds not adequately pest proofed, with quality materials, and/or three or more openings in the facility façade (walls, floors, ceilings) or other condition conducive to pest entry or breeding <u>when pests or signs of pest are present.</u>	
8B	[Covered garbage receptacle not provided or inadequate, except that garbage receptacle may be uncovered during active use. Garbage storage area not properly constructed or maintained; grinder or compactor dirty.] <u>Garbage receptacles not pest or water resistant; or not covered with tight fitting lids, except while in active use. Garbage receptacles not cleaned after emptying and prior to reuse.</u>	Garbage equipment and facilities not maintained or provided. Example: tight fitting lid not provided for 32-gallon garbage can used to put garbage out overnight. <u>Garbage can uncovered when not in active use. Garbage can not pest or water resistant. Cans and covers not cleaned after emptying and before reuse.</u>	[Garbage equipment and facilities not maintained or provided. Example: tight-fitting lids not provided for 32-gallon garbage can used to put garbage out overnight and garbage grinder can encrusted with old food.]	[Garbage equipment and facilities not maintained or provided. Example: tight-fitting lids not provided for two 32-gallon garbage cans used to put garbage out overnight and garbage grinder encrusted with old food.]	[Garbage equipment and facilities not maintained or provided. Example: tight-fitting lids not provided for two 32-gallon garbage cans used to put garbage out overnight, garbage grinder encrusted with old food and cardboard boxes, food wrappers and 15 empty carton of milk strewn in the backyard.]	

8C	Pesticide use not in accordance with label or applicable laws. [Prohibited chemical used/stored. Open bait station used.] <u>Pesticides, other toxic chemicals improperly used/stored. Unprotected, unlocked bait station used.</u>	One prohibited pesticide, chemical or bait station <u>in establishment or not used</u> in accordance with label or applicable laws.	Two types of prohibited pesticides, chemicals or bait stations <u>in establishment or not used</u> in accordance with label or applicable laws.	Three types of prohibited pesticides, chemicals or bait stations <u>in establishment or not used</u> in accordance with label or applicable laws.	Four or more types of prohibited pesticides, chemicals or bait stations <u>in establishment or not used</u> in accordance with label or applicable laws.	Failure to correct. Inspector must call office to discuss enforcement measures.
9A	[Canned food product dented and] <u>Cans of food with dented body damage</u> not segregated from [consumable food] <u>other cans for return to distributor.</u>	1-6 cans dented Example: one dented can of tomato paste stored on food storage shelf not segregated.	7-12 cans dented. Example: seven dented cans of tomato paste stored on food storage shelf not segregated.	13-24 cans dented Example: seven dented cans of tomato paste and six dented cans of soy sauce stored on food storage shelf not segregated.	25 or more cans dented. Example: seven dented cans of tomato paste, ten dented cans of soy sauce, and five dented cans of tuna fish stored on food storage shelf not segregated.	
9B	Thawing procedures improper.	One frozen food item improperly thawed. Example: whole chicken or beefsteak improperly thawed.	Two frozen food items, improperly thawed or the same type of food improperly thawed in two different areas. Example: two chickens and beefsteak improperly thawed or chicken breast improperly thawed in sink and chicken legs thawed on kitchen counter.	Three frozen food items improperly thawed or the same type of food improperly thawed in three different areas. Example: three chickens, beefsteak, and pork shoulder improperly thawed; or chicken breast improperly thawed in sink, chicken legs improperly thawed on kitchen counter, and chicken breast improperly thawed in bowl in food preparation area.	Four or more frozen food [item] <u>items</u> improperly thawed or the same type of food improperly thawed in four different areas. Example: four chickens, chicken breast, beefsteak, and shrimp improperly thawed; or chicken breast improperly thawed in sink, chicken legs improperly thawed on kitchen counter, chicken breast improperly thawed in bowl in food preparation area, and chicken wings improperly thawed near the deep fat fryer.	
9C	Food contact surface [not] <u>chipped, cracked, worn or in a condition where it cannot be properly maintained.</u>	One food contact surface not properly maintained. Example: one cutting board discolored.	Two food contact surfaces not properly maintained. Example: one cutting board discolored and one plastic cutting board pitted and scratched.	Three food contact surfaces not properly maintained. Example: three cutting boards pitted and scratched.	Four or more contact surfaces not properly maintained. Example: three cutting board pitted and scratched and four cutting boards at the bar area discolored.	
9D	Food service operation occurring <u>in room or area used as living or sleeping quarters.</u>	Food service operation <u>occurring in one room used as living or sleeping quarters.</u>	Food service operation <u>occurring in two rooms used as living or sleeping quarters.</u>	Food service operation <u>occurring in three rooms used as living or sleeping quarters.</u>	Food service operation <u>occurring in four or more rooms used as living or sleeping quarters.</u>	
9E	<u>"Wash hands" sign not posted at hand wash facility.</u>	<u>"Wash hands" sign not posted at hand wash facility.</u>				
10A	Toilet facility not maintained [and] <u>or not provided</u> with toilet paper, waste receptacle [and] <u>or self-closing door.</u>	One toilet facility not maintained [and] <u>or not provided</u> with toilet paper, waste receptacle [and] <u>or self-closing door.</u>	Two toilet facilities not maintained [and] <u>or not provided</u> with toilet paper, waste receptacle [and] <u>or a self-closing door.</u>	Three toilet facilities not maintained [and] <u>or not provided</u> with toilet paper, waste receptacle [and] <u>or a self-closing door.</u>	Four or more toilet facilities not maintained [and] <u>or not provided</u> with toilet paper, waste receptacle [and] <u>or a self-closing door.</u>	
10B	[Plumbing not properly installed or maintained; anti-siphonage or backflow] <u>Back-siphonage or back-flow prevention device not provided</u> where required; equipment or floor not properly drained; sewage disposal system in disrepair or not functioning properly. <u>Condensation or liquid waste improperly disposed of.</u>	One [backflow] <u>back-flow prevention device</u> not installed, or equipment or floor not properly drained. Example: refrigerator condensation draining into a bucket.	Two [backflow] <u>back-flow prevention devices</u> not installed, or equipment or floor not properly drained. Example: refrigerator condensation drained into a bucket and air conditioner draining onto sidewalk.	Three [backflow] <u>back-flow prevention devices</u> not installed, or equipment or floor not properly drained. Example: refrigerator condensation draining into bucket, air conditioner draining onto sidewalk and no vacuum breaker provided on the hose connected to faucet.	Four or more [backflow] <u>back-flow prevention devices</u> not installed or equipment or floor not properly drained. Example: refrigerator condensation draining into bucket, two air conditioners draining onto sidewalk and no vacuum breaker provided on the hose connected to faucet or ice machine.	[Sewage disposal system in disrepair or not functioning properly, 5A also cited] <u>Five or more back-flow prevention devices not installed or equipment or floor not properly drained.</u> Example: <u>refrigerator condensation draining into bucket, two air conditioners draining onto sidewalk, no vacuum breaker provided on the hose connected to a faucet and no vacuum breaker provided on the hose connected to an ice machine.</u>

10C	Lighting inadequate; permanent lighting not provided in food preparation areas, ware washing areas, and storage rooms.	One instance of inadequate lighting. <u>Example: lighting at work surface of food preparation table is 323 lux.</u>	Two instances of inadequate lighting. <u>Example: lighting at food prep table work surface is 323 lux, and 108 lux under self-service buffet sneeze guard.</u>	Three instances of inadequate lighting. <u>Example: lighting at food prep table work surface is 323 lux, 108 lux under self-service buffet sneeze guard and 54 lux in reach-in refrigerator.</u>	Four or more instances of inadequate lighting. <u>Example: lighting at food prep table work surface is 323 lux, 108 lux under self-service buffet sneeze guard, 54 lux in reach-in refrigerator and 70 lux in dry storage area.</u>	
10D	Mechanical or natural ventilation system not provided, improperly installed, in disrepair and/or fails to prevent excessive build-up of grease, heat, steam condensation vapors, odors, smoke, and fumes.	One mechanical or natural ventilation system not provided or inadequate. <u>Example: no ventilation provided in bathroom.</u>	Two mechanical or natural ventilation systems not provided or inadequate. <u>Example: no ventilation provided in bathroom and exhaust hood not sufficient to remove excess fumes in kitchen.</u>	Three mechanical or natural ventilation systems not provided or inadequate. <u>Example: no ventilation provided in bathroom, exhaust hood not sufficient to remove excess fumes in kitchen and grease collecting on walls.</u>	Four mechanical or natural ventilation systems not provided or inadequate. <u>Example: no ventilation provided in bathroom, exhaust hood not sufficient to remove excess fumes in kitchen, grease collecting on walls, and smoke from smokehouse drifting into dining area.</u>	
10E	Accurate thermometer not provided or not properly located in refrigerated or hot holding equipment.	One refrigeration or hot holding unit not provided with accurate thermometer to measure the temperature in the warmest part of the refrigerator or coolest part of the hot storage [facility] <u>unit.</u>	Two refrigeration or hot holding units not provided with accurate thermometers to measure the temperature in the warmest part of the refrigerator or coolest part of the hot storage [facility] <u>unit.</u>	Three refrigeration or hot holding units not provided with accurate thermometers to measure the temperature in the warmest part of the refrigerator or coolest part of the hot storage [facility] <u>unit.</u>	Four refrigeration or hot holdings units not provided with accurate thermometers to measure the temperature in the warmest part of the refrigerator or coolest part of the hot storage [facility] <u>unit.</u>	
10F	[Non-food contact surface improperly constructed. Unacceptable material used.] Non-food contact surface or equipment improperly maintained [and/or] or made of <u>unacceptable material, not kept clean or not properly sealed, raised, spaced or movable to allow accessibility for cleaning on all sides, above and underneath [the unit] equipment or other structures.</u>	One non-food contact surface [improperly constructed. Unacceptable material used. Non-food contact surface or equipment improperly maintained and/or] or piece of <u>equipment made of unacceptable material, not kept clean or not properly sealed, raised, spaced or movable to allow accessibility for cleaning on all sides, above and underneath the [unit] equipment or other structures.</u> <u>Example: wall in food preparation area made of material not easily cleaned.</u>	Two non-food contact surfaces [improperly constructed. Unacceptable material used. Non-food contact surfaces or equipment improperly maintained and/or] or pieces of <u>equipment made of unacceptable material, not kept clean or not properly sealed, raised, spaced or movable to allow accessibility for cleaning on all sides, above and underneath the [unit] equipment or other structures.</u> <u>Example: wall in food preparation area made of material not easily cleaned and build-up of grease on the wall adjacent to permanently installed convection oven which is not easily moveable or properly spaced to allow cleaning.</u>	Three non-food contact surfaces [improperly constructed. Unacceptable material used. Non-food contact surfaces or equipment improperly maintained and/or] or pieces of <u>equipment made of unacceptable material, not kept clean or not properly sealed, raised, spaced or movable to allow accessibility for cleaning on all sides, above and underneath the [unit] equipment or other structures.</u> <u>Example: wall in food preparation area made of material not easily cleaned, build-up of grease [on] on the wall adjacent to permanently installed convection oven which is not easily moveable or properly spaced to allow cleaning, and dried encrusted grease and old food debris under the walk-in refrigerator which is not properly sealed to the floor.</u>	Four non-food contact surfaces [improperly constructed. Unacceptable material used. Non-food contact surfaces or equipment improperly maintained and/or] or pieces of <u>equipment made of unacceptable material, not kept clean or not properly sealed, raised, spaced or movable to allow accessibility for cleaning on all sides, above and underneath the [unit] equipment or other structures.</u> <u>Example: wall in food preparation area made of brick, a material not easily cleanable, build-up of grease on the wall adjacent to permanently installed convection oven which is not easily moveable or properly spaced to allow cleaning, dried encrusted grease and old food debris under the walk-in refrigerator which is not properly sealed to the floor, and a rug in the food storage area.</u>	
[10G]	[Food service operation occurring in room used as living or sleeping quarters.]	[Food service operation occurring in one room used as living or sleeping quarters.]	[Food service operation occurring in two rooms used as living or sleeping quarters.]	[Food service operation occurring in three rooms used as living or sleeping quarters.]	[Food service operation occurring in four or more rooms used as living or sleeping quarters.]	

[10H] 10G	Proper sanitization not <u>used</u> or provided for utensil ware washing operation. <u>No test kit.</u>	[Manual ware washing inadequate in that one immersion basket not provided or of incorrect size.]	[Manual ware washing inadequate in that one immersion basket not provided or of incorrect size and manual ware washing procedure incorrect.]	[Manual ware washing inadequate in that one immersion basket not provided or of incorrect size, manual ware washing procedure incorrect and sanitizing test kit or thermometer not provided.]	[Minimum final rinse temperature of 170° F not maintained or mechanical dishwasher is not operated as per manufacturer's specifications (time or temperature or chemical concentration)] <u>Sanitization inadequate for mechanical or manual warewashing.</u>	
[10I] 10H	Single service item reused, [improperly] <u>not protected from contamination when transported</u> , stored, dispensed; not used when required.	[Single] <u>One type of single</u> service item reused, [improperly] <u>not protected from contamination when transported</u> , stored, dispensed or not used when required. Example: drinking straws not protected from contamination.	[Single] <u>Two types of single</u> service [item] items reused, [improperly] <u>not protected from contamination when transported</u> , stored, dispensed or not used when required. Example: drinking straws not properly dispensed and paper plates not protected from contamination.	[Single] <u>Three types of single</u> service [item] items reused, [improperly] <u>not protected from contamination when transported</u> , stored, dispensed, not used when required. Example: drinking straws not properly dispensed, paper plates not protected from contamination and forks not protected from contamination.	[Single] <u>Four or more types of single</u> service [item] items reused, [improperly] <u>not protected from contamination when transported</u> , stored, dispensed, not used when required. Example: drinking straws not properly dispensed, paper plates not protected from contamination, forks not protected from contamination and plastic forks reused.	
[10J]	["Wash hands" sign not posted at hand wash facility.]	["Wash hands" sign not posted at hand wash facility.]	-	-	-	
[10L]	[Toilet facility used by women does not have at least one covered garbage receptacle.]	[Toilet facilities used by women do not have at least one covered garbage receptacle.]	-	-	-	
[10M]	[Bulb not shielded or shatterproof, in areas where there is extreme heat, temperature changes or where accidental contact may occur.]	[One instance of lighting not shielded or shatterproof. Example: six unshielded bulbs in display refrigerator.]	[Two instances of lighting not shielded or shatterproof. Example: six unshielded bulbs in display refrigerator and unshielded bulb above the self-service buffet.]	[Three instances of lighting not shielded or shatterproof. Example: six unshielded bulbs in display refrigerator, unshielded bulbs under ventilation hood, and heat lamp above the sliced roast beef in the service area not shatterproof.]	[Four or more instances of lighting not shielded or shatterproof. Example: six unshielded bulbs in display refrigerator, unshielded bulbs under ventilation hood, heat lamp above the roast in the service area not shatterproof, and unshielded bulbs at salad bar.]	
[99B]	[General other.]					
<p><u>Note: When examples are provided to illustrate the kinds of violations included in a condition level, the examples are not intended to cover all the possible violations of the applicable Health Code or other law cited. These examples are only intended to help establishment operators to determine the extent of their violations.</u></p>						

APPENDIX 23-C FOOD SERVICE ESTABLISHMENT AND NON-RETAIL FOOD PROCESSING ESTABLISHMENT PENALTY SCHEDULE

SCORED VIOLATIONS

VIOLATION CODE	CITATION	CATEGORY	VIOLATION DESCRIPTION	VIOLATION PENALTY CONDITION I*	VIOLATION PENALTY CONDITION II*	VIOLATION PENALTY CONDITION III*	VIOLATION PENALTY CONDITION IV*	VIOLATION PENALTY CONDITION V*
02A	<u>NYCHC 81.09(c)</u>	<u>Public Health Hazard</u>	<u>Time and temperature control for safety ("TCS") hot food not heated to 140°F for 15 seconds</u>				<u>\$400</u>	<u>\$600</u>

02A	NYCHC 81.09(c)(1)	Public Health Hazard	Poultry, poultry stuffing, <u>parts and ground, comminuted poultry</u> not heated to 165°F for 15 seconds				\$400	\$600
02A	NYCHC 81.09(c)(2)	Public Health Hazard	Pork/food containing pork not heated to 150°F for 15 seconds				\$400	\$600
02A	NYCHC 81.09(c)(3)	Public Health Hazard	Rare roast beef/steak not heated to minimum time/temperature				\$400	\$600
02A	NYCHC 81.09(c)(4)	Public Health Hazard	Ground, <u>comminuted</u> meat, <u>foods containing ground, comminuted meat</u> not heated to 158°F				\$400	\$600
02A	NYCHC 81.09(c)(5)	Public Health Hazard	Stuffed meats, fish, ratites and tenderized meats not heated to 165°F for 15 seconds; <u>injected, mechanically tenderized meats</u> not heated to 155°F				\$400	\$600
02A	NYCHC 81.09(c)(6)	Public Health Hazard	Shell eggs/food containing shell eggs not heated 145°F for 15 seconds				\$400	\$600
[02A]	[NYCHC 81.09(c)]	[Public Health Hazard]	[Other potentially hazardous hot food not heated to 140°F for 15 seconds]				[400]	[\$600]
02A	NYCHC 81.09(c)(7)	Public Health Hazard	Raw animal food cooked in microwave not heated to 165°F, not covered, rotated or stirred, not held for 2 minutes				\$400	\$600
02B	NYCHC 81.09(a)	Public Health Hazard	Hot [potentially hazardous] TCS food not held at 140°F or above	\$250	\$300	\$350	\$400	\$600
02C	NYCHC 81.09(d)	CRITICAL	Previously [heated and cooled potentially hazardous hot] <u>cooked and cooled TCS</u> food not reheated to 165°F for 15 seconds within 2 hours	\$200	\$200	\$250	\$300	
02D	NYCHC 81.09(d)(2)	CRITICAL	Commercially processed [potentially hazardous] TCS food not heated to 140°F within 2 hours	\$200	\$200	\$250	\$300	
02E	NYCHC 81.09(f)(5)	CRITICAL	Whole frozen poultry or poultry breast, other than a single portion, cooked frozen or partially thawed	\$200	\$200			
02F	NYCHC 81.11	CRITICAL	Meat, fish, or shellfish <u>offered, served raw or partially cooked with no written consumer advisory</u>	\$200			[300]	

02G	NYCHC 81.09(a)	Public Health Hazard	Cold [potentially hazardous] TCS food not held at 41°F or below	\$250	\$300	\$350	\$400	\$600
02G	NYCHC 81.09(a)(3)	Public Health Hazard	Processed or smoked fish not held at or below 38°F	\$250	\$300	\$350	\$400	\$600
02G	NYCHC 81.09(a)(2)	Public Health Hazard	Eggs not held at ambient temperature of 45°F or below	\$250	\$300	\$350	\$400	\$600
02G	NYCHC 81.12(d)(2)	Public Health Hazard	Reduced oxygen packaged raw TCS foods not held at proper temperatures	\$250	\$300	\$350	\$400	\$600
[02G]	[NYCHC 81.12(d)(4)]	[Public Health Hazard]	[Reduced oxygen packaged cold foods not held at proper temperatures]	[\$250]	[\$300]	[\$350]	[\$400]	[\$600]
02G	NYCHC 81.12(d)(4)	Public Health Hazard	Reduced oxygen packaged TCS foods not held at proper temperatures	\$250	\$300	\$350	\$400	\$600
02H	NYCHC 81.09(e)	Public Health Hazard	[Potentially hazardous] TCS food not cooled by approved method	\$250	\$300	\$350	\$400	\$600
02I	NYCHC 81.09(e)(2)	CRITICAL	[Potentially hazardous] TCS food not cooled to 41°F when prepared from ambient temperature ingredients within 4 hours	\$200	\$200	\$250	\$300	
02J	NYCHC 81.12(d)(4)	Public Health Hazard	Reduced oxygen packaged TCS foods not properly cooled	\$250	\$300	\$350	\$400	\$600
03A	NYCHC 81.04	Public Health Hazard	Food [not] from [an approved] <u>unapproved or unknown source, or home cooked</u>				\$400	\$600
03A	NYCHC 81.12(c)	Public Health Hazard	Reduced oxygen packaged foods not from an approved source				\$400	\$600
03A	NYCHC 81.12(e)	Public Health Hazard	Reduced oxygen [packaging] <u>packaged</u> fish not frozen before processing				\$400	\$600
03A	NYCHC 81.04(b)	Public Health Hazard	Meat not from an approved source				\$400	\$600
03A	<u>NYCHC 81.04(d)</u>	<u>Public Health Hazard</u>	<u>Exotic and game animals' meat not from an approved source</u>				<u>\$400</u>	<u>\$600</u>
03A	<u>NYCHC 81.07(m)</u>	<u>Public Health Hazard</u>	<u>Animal slaughter in establishment</u>				<u>\$400</u>	<u>\$600</u>
03B	NYCHC 81.04(c)	Public Health Hazard	Shellfish not from an approved source				\$400	\$600
03B	NYCHC 81.04(c)	Public Health Hazard	Shellfish improperly tagged or labeled				\$400	\$600
03B	NYCHC 81.04(c)	Public Health Hazard	Shellfish required tags not retained at least 90 days				\$400	\$600

03B	NYCHC 81.04(c)	Public Health Hazard	[Wholesale shellfish] <u>Shellfish</u> records not on premises				\$400	\$600
03C	NYCHC 81.07(c)	Public Health Hazard	[Eggs] <u>Whole eggs</u> cracked, [dirty or] <u>not clean</u> ; <u>other eggs</u> unpasteurized	\$250	\$300	\$350	\$400	\$600
03D	NYCHC 81.07(b)	Public Health Hazard	Food packages [damaged; cans of], <u>hermetically sealed containers</u> , or <u>canned food</u> swollen, leaking and/or rusted; <u>not labeled</u> ; <u>not segregated from intact cans</u>	\$250	\$300	\$350	\$400	\$600
03E	NYCHC 81.20(a)	Public Health Hazard	Potable water not provided; inadequate				\$400	\$600
03E	NYCHC 141.13	Public Health Hazard	Bottled water not from an approved source; <u>not state certified</u>				\$250	\$250
03E	NYCHC 81.20(a)	Public Health Hazard	Cross-connection observed between potable and non-potable water				\$400	\$600
03E	NYCHC 81.20(c)	Public Health Hazard	Carbon dioxide gas lines unacceptable, improper materials used				\$400	\$600
03F	NYCHC 81.07(k)	Public Health Hazard	Unpasteurized milk and milk products (<u>except aged cheese</u>) served				\$400	\$600
03G	NYCHC 81.07(a)(4)	CRITICAL	[Fruits] <u>Raw fruits</u> and vegetables not washed prior to <u>cutting</u> , serving	\$200	\$200	\$250	\$300	
03I	<u>NYCHC</u> <u>81.04(e)</u>	<u>Public Health</u> <u>Hazard</u>	<u>Juice packaged on premises with no or incomplete label, no warning statement</u>				<u>\$400</u>	<u>\$600</u>
04A	NYCHC 81.15(a)	CRITICAL	Food Protection Certificate not held by supervisor or manager of food operations					\$600
04B	<u>NYCHC</u> <u>81.13(a)</u>	<u>Public Health</u> <u>Hazard</u>	<u>Food worker spitting in establishment</u>				<u>\$400</u>	<u>\$600</u>
04B	NYCHC 81.13(a)	Public Health Hazard	Food worker with illness, communicable disease and/or injury preparing food				\$400	\$600
04C	NYCHC 81.07(j)	Public Health Hazard	Bare hand contact with ready-to-eat food	\$250	\$300	\$350	\$400	\$600
04D	NYCHC 81.13(d)	Public Health Hazard	Food worker failed to wash hands after contamination; <u>or change gloves when required</u>				\$400	\$600
04E	NYCHC 81.23(d)(3)	Public Health Hazard	Pesticides not properly [used; food, equipment, utensils, etc., not protected from pesticide contamination] <u>labeled, stored or used such that food contamination may occur</u>	\$250	\$300	\$350	\$400	\$600

04E	NYCHC 81.17(g)	Public Health Hazard	<u>Toxic chemicals not properly labeled, stored or used such that food contamination may occur</u>	\$250	\$300	\$350	\$400	\$600
04F	NYCHC 81.20(b)	Public Health Hazard	[Sewage and liquid waste not properly disposed of] <u>Food preparation, food storage, or other area contaminated by sewage or liquid waste</u>				\$400	\$600
04G	NYCHC 81.07(l)	Public Health Hazard	Unprotected [potentially hazardous] TCS food re-served				\$400	\$600
04H	NYCHC 81.07(a)(2)	Public Health Hazard	Food not protected from cross-contamination	\$250	\$300	\$350	\$400	\$600
04H	NYCHC 81.07(a)	Public Health Hazard	Food in contact with toxic material	\$250	\$300	\$350	\$400	\$600
04H	NYCHC 81.07(a)	Public Health Hazard	Food not protected from adulteration or contamination	\$250	\$300	\$350	\$400	\$600
04H	NYCHC 81.06(b)(3)	Public Health Hazard	Food not discarded in accordance with HACCP plan	\$250	\$300	\$350	\$400	\$600
04I	NYCHC 81.07(l)	CRITICAL	[Food other than in sealed packages] <u>Unprotected non-TCS food re-served</u>	\$200	\$200	\$250	\$300	
04J	NYCHC 81.09(g)	CRITICAL	Thermometer not provided, calibrated properly, or accessible for use [and/or inadequate]	\$200			[300]	
04J	NYCHC 81.12(g)(1)	CRITICAL	Thermocouple not provided for ROP TCS foods	\$200			[300]	
04K	NYCHC 81.23(a)	CRITICAL	[Evidence of rats] <u>Rats or evidence of rats</u>	\$200	\$200	\$250	\$300	\$350
04L	NYCHC 81.23(a)	CRITICAL	[Evidence of mice] <u>Mice or evidence of mice</u>	\$200	\$200	\$250	\$300	\$350
04M	NYCHC 81.23(a)	CRITICAL	[Evidence of] <u>Live roaches</u>	\$200	\$200	\$250	\$300	\$350
04N	NYCHC 81.23(a)	CRITICAL	<u>Filth or FRSA flies, other nuisance pests</u>	\$200	\$200	\$250	\$300	\$350
04O	NYCHC 81.25	CRITICAL	Live animal other than fish in tank or service animal	\$200	\$200	\$250	\$300	\$350
04P	SSC 14-1.89(a)	Public Health Hazard	<u>Non-food grade liquid nitrogen, dry ice added to food</u>	Condition levels are not applicable. Penalty is \$250 for first violation and \$500 for each subsequent violation				
04P	SSC 14-1.89(d)	Public Health Hazard	<u>Dry ice "smoke" or liquid nitrogen "fog" effect remains at time of service</u>					
04P	NYCHC 71.05	Public Health Hazard	<u>Food held, kept, prepared, processed, packaged or served with prohibited substance</u>					

05A	NYCHC 81.20(b)	Public Health Hazard	Sewage disposal system [improper] <u>not provided, inadequate or unapproved</u>				\$400	\$600
05B	NYCHC 81.19(c)	Public Health Hazard	Harmful noxious gas or vapor detected; CO levels at or exceeding 9 ppm				\$400	\$600
05C	NYCHC 81.17(d)	CRITICAL	Food contact surface, <u>equipment</u> improperly constructed, located and/ or made of unacceptable materials	\$200	\$200	\$250	\$300	\$350
05C	NYCHC 81.07(a)(1)	CRITICAL	Culinary sink or alternative method not provided for washing food	\$200	\$200	\$250	\$300	\$350
05D	NYCHC 81.21(a)	CRITICAL	Hand [washing] <u>wash</u> facilities not provided or not located where required				\$300	\$350
05D	NYCHC 81.21(a)(1)	CRITICAL	Hand [washing] <u>wash</u> facilities not provided within 25 feet of food preparation, <u>food service</u> area or ware washing area				\$300	\$350
05D	NYCHC 81.21(a)	CRITICAL	Hand wash facility not provided with potable running water, or properly equipped				\$300	\$350
05D	NYCHC 81.21(b)	CRITICAL	Hand wash facility [inadequate] <u>without soap, drying device</u>				\$300	\$350
05E	NYCHC 81.22(a)	CRITICAL	Toilet facilities not provided for employees				\$300	\$350
05E	NYCHC 81.22(b)	CRITICAL	Toilet facilities not provided for patrons				\$300	\$350
05E	NYCHC 81.22(d)	CRITICAL	Shared patron/ employee toilet accessed through kitchen, food prep or storage <u>or utensil washing</u> area				\$300	\$350
05F	NYCHC 81.18	CRITICAL	Hot or cold holding equipment not provided or inadequate				\$300	\$350
05F	NYCHC 81.18	CRITICAL	<u>Outdoor refrigerator</u> not locked, secure				\$300	\$350
05G	NYCHC 89.27(c)	CRITICAL	Enclosed service area not provided, equipped in mobile food vending commissary				\$300	\$350
05G	NYCHC 89.27(d)	CRITICAL	<u>Mobile food vending units</u> cleaned or serviced on street or sidewalk outside commissary				\$300	\$350

05H	NYCHC 81.29	CRITICAL	Manual or mechanical tableware, utensil and/or ware washing facilities not provided				\$300	\$350	
05H	NYCHC 81.46	CRITICAL	<u>No approved SOP for refillable consumer containers</u>				\$300	\$350	
05I	NYCHC 81.12(d)(5)	CRITICAL	Refrigeration unit used for <u>ROP foods</u> not equipped with an electronic system				\$300	\$350	
06A	NYCHC 81.13	CRITICAL	Food worker does not maintain personal cleanliness	\$200	\$200	\$250	\$300	[\$350]	
06A	NYCHC 81.13(e)	CRITICAL	Fingernails not clean, trimmed, or with nail polish	\$200	\$200	\$250	\$300		
06A	NYCHC 81.13(c)	CRITICAL	Clean outer garment not worn	\$200	\$200	\$250	\$300		
06A	NYCHC 81.13(b)	CRITICAL	Effective hair restraint not worn	\$200	\$200	\$250	\$300		
06A	<u>NYCHC 81.13(f)</u>	<u>CRITICAL</u>	<u>Jewelry worn on arm(s) or hand(s)</u>	\$200	\$200	\$250	\$300		
06B	NYCHC 81.13(h)	CRITICAL	Eating, drinking in food preparation or [service] <u>other</u> areas	\$200	\$200	\$250	\$300		
06B	NYCHC 81.13(g)	CRITICAL	Smoking tobacco, using electronic cigarette or other substance in establishment	\$200	\$200	\$250	\$300		
06C	NYCHC 81.07(a)	CRITICAL	Food not protected from contamination	\$200	\$200	\$250	\$300		
06C	NYCHC 81.07(q)	CRITICAL	Unnecessary traffic through food prep area	\$200	\$200	\$250	\$300		
06C	NYCHC 81.07(d)	CRITICAL	Food not properly protected when stored	\$200	\$200	\$250	\$300		
06C	NYCHC 81.07(e)	CRITICAL	Food not properly protected when displayed	\$200	\$200	\$250	\$300		
[06C]	[NYCHC 81.07(e)]	[CRITICAL]	[Supplies and equipment placed under overhead sewage pipe]	[\$200]	[\$200]	[\$250]	[\$300]		
06C	NYCHC 81.07(f)	CRITICAL	Condiments for self service not properly dispensed	\$200	\$200	\$250	\$300		
[06C]	[NYCHC 81.31]	[CRITICAL]	[Cooking by FSE on street, sidewalk, except as authorized by Articles 88, 89]						[\$350]
06C	<u>NYCHC 81.07(i)</u>	<u>CRITICAL</u>	<u>Supplies and equipment under or near source of contamination</u>	\$200	\$200	\$250	\$300		
06D	NYCHC 81.27(b)	CRITICAL	Food contact surface not [sanitized; and/or not clean to sight and/or touch] <u>washed, rinsed and sanitized when required</u>	\$200	\$200	\$250	\$300		

[06D]	[NYCHC 81.27(b)]	[CRITICAL]	[Equipment with food contact surfaces not clean and sanitized]	[\$200]	[\$200]	[\$250]	[\$300]	
06E	NYCHC 81.07(h)	CRITICAL	In-use food dispensing utensil not properly stored	\$200	\$200	\$250	\$300	
06E	NYCHC 81.07(g)	CRITICAL	Ice not properly dispensed	\$200	\$200	\$250	\$300	
06E	NYCHC 81.07(h)	CRITICAL	Food dispensing utensil not provided	\$200	\$200	\$250	\$300	
06F	NYCHC 81.27(c)	CRITICAL	Wiping cloth improperly stored and/or sanitized	\$200	\$200	\$200		
06F	<u>SSC 14-1.112(c)</u>	<u>CRITICAL</u>	<u>No test kit for measuring sanitizing solution concentration</u>	\$200	\$200	\$200		
06G	NYCHC 81.06(b) [and (c)]	Public Health Hazard	[Approved] <u>No approved HACCP plan; approved HACCP plan not maintained on premises [or not approved]</u>				\$400	\$600
06H	NYCHC 81.06(b)(4)	CRITICAL	[Records] <u>HACCP records and logs not maintained on site</u>					\$350
06I	NYCHC 81.12(d)(6)	CRITICAL	[Food] <u>ROP TCS food not labeled in accordance with the approved HACCP plan</u>				\$300	\$350
06J	<u>NYCHC 89.27(b)</u>	<u>CRITICAL</u>	<u>Mobile food vending unit records incomplete or not maintained by commissary</u>					\$350
07A	NYCHC 3.15(a)	CRITICAL	Obstruction of Department personnel					\$1,000
08A	NYCHC 81.23(a)	CRITICAL	[Conditions] <u>Harborage or conditions conducive to pests with pests, signs of pests</u>			\$200	\$200	
[08A]	[NYCHC 81.23(b)]	[GENERAL]	[Prevention and control measures not used for pest management]			[\$200]	[\$200]	
08A	NYCHC 81.23(b)(3)	GENERAL	Door openings into the establishment from the outside not properly equipped <u>when pests or signs of pests present</u>			\$200	\$200	
[08A]	[NYCHC 81.23(b)(4)]	[GENERAL]	[Pest monitors incorrectly used]			[\$200]	[\$200]	
[08A]	[NYCHC 81.23(b)(2)]	[GENERAL]	[Contract with pest exterminator or record of pest extermination activities not kept on premises]	[\$200]		[\$200]	[\$200]	
08B	NYCHC 81.24(a)	GENERAL	Garbage [not properly removed or stored] <u>cans not pest or water resistant; not covered with tight-fitted lids</u>	\$200	[\$200]	[\$200]	[\$200]	

08B	NYCHC 81.24(c)	GENERAL	Garbage receptacles and covers not cleaned after emptying and prior to reuse	\$200	\$200	\$200	\$200	
08C	NYCHC 81.23(d)	GENERAL	Pesticides not properly labeled, not authorized for use, or [improperly] used	\$200	\$200	\$200	\$200	\$200
08C	NYCHC 81.23(d)(4)	GENERAL	Open bait station [observed] <u>used</u>	\$200	\$200	\$200	\$200	\$200
08C	NYCHC 81.17(g)	GENERAL	Toxic materials not properly stored	\$200	\$200	\$200	\$200	\$200
09A	NYCHC 81.07(b)	GENERAL	[Canned observed dented and] <u>Dented food cans not segregated from [other consumable foods] intact packages</u>	\$200	\$200	\$200	\$200	
09B	NYCHC 81.09(f)	GENERAL	Thawing procedures improper	\$200	\$200	\$200	\$200	
09C	NYCHC 81.17(d)(1)	GENERAL	Food contact surface improperly constructed and maintained; not easily cleanable	\$200	\$200	\$200	\$200	
09C	<u>NYCHC 81.07(m)</u>	<u>GENERAL</u>	<u>Tank holding edible live fish, other aquatic animals not clean, free of debris, algae</u>	<u>\$200</u>	<u>\$200</u>	<u>\$200</u>	<u>\$200</u>	
09D	<u>NYCHC 81.17(a)(2)</u>	<u>GENERAL</u>	<u>Food processed, prepared, packed, or stored in a private home or apartment, or food service establishment rooms used as sleeping or living quarters</u>	<u>\$200</u>	<u>\$200</u>	<u>\$200</u>	<u>\$200</u>	
09E	<u>NYCHC 81.21(c)</u>	<u>GENERAL</u>	<u>Wash hands sign not posted</u>	<u>\$200</u>				
10A	NYCHC 81.22(c)	GENERAL	Toilet facility not properly maintained	\$200	\$200	\$200	\$200	
10A	NYCHC 81.22(c)	GENERAL	Toilet facility not properly supplied	\$200	\$200	\$200	\$200	
10A	SSC 14-1.142(a)	GENERAL	Toilet room not completely enclosed with self-closing door	\$200	\$200	\$200	\$200	
10B	NYCHC 81.20(a)	GENERAL	Potable water not protected from [backflow, back siphonage] <u>back-flow, back-siphonage</u> or cross-connection	\$200	\$200	\$200	\$200	\$200
10B	NYCHC 81.20(b)	GENERAL	Improper disposal of sewage or liquid waste	\$200	\$200	\$200	\$200	\$200
[10B]	[NYCHC 81.20(b)]	[GENERAL]	[Condensation pipes not properly installed or maintained]	[\$200]	[\$200]	[\$200]	[\$200]	[\$200]
10C	NYCHC 81.19(a)	GENERAL	Lighting insufficient; inadequate	\$200	\$200	\$200	\$200	
10D	NYCHC 81.19(c)	GENERAL	Ventilation (mechanical or natural) not provided or inadequate	\$200	\$200	\$200	\$200	

10E	NYCHC 81.18(a)(3)	GENERAL	[Thermometers] <u>Accurate thermometers not provided or not properly located</u> in cold storage and/or refrigerator unit	\$200	\$200	\$200	\$200
10E	NYCHC 81.18(b)(1)	GENERAL	[Thermometers] <u>Accurate thermometers not provided or not properly located</u> in hot storage or holding unit	\$200	\$200	\$200	\$200
10F	NYCHC 81.17(e)(1)	GENERAL	Flooring [improperly constructed and/or]: <u>unacceptable material used, not maintained or not clean</u>	\$200	\$200	\$200	\$200
10F	NYCHC 81.17(e)(2)	GENERAL	Non-food contact surfaces (wall, ceiling[, floors]) [improperly constructed/maintained]: <u>unacceptable materials used; not maintained or not clean</u>	\$200	\$200	\$200	\$200
10F	NYCHC 81.17(e)(3)	GENERAL	Non-food contact surface (<u>equipment, fixtures, decorative material, fans, etc.</u>) not [properly maintained or equipment not properly maintained] <u>clean or not in working order</u>	\$200	\$200	\$200	\$200
[10G]	[NYCHC 81.17(a)(2)]	[GENERAL]	[Food being processed, prepared, packed, or stored in a private home or apartment.]	[\$200]	[\$200]	[\$200]	[\$200]
[10H] 10G	NYCHC 81.29(a)	GENERAL	Hot water manual ware washing inadequate	\$200	\$200	\$200	\$200
[10H] 10G	NYCHC 81.29(a)	GENERAL	Manual chemical sanitizing procedure inadequate	\$200	\$200	\$200	\$200
[10H] 10G	NYCHC 81.29(b)(1)	GENERAL	High temperature mechanical ware washing inadequate	\$200	\$200	\$200	\$200
[10H] 10G	NYCHC 81.29(b)(2)	GENERAL	Mechanical chemical sanitizing procedure inadequate	\$200	\$200	\$200	\$200
[10H] 10G	NYCHC [81.29(a)] 81.29(a)(3)(B)	GENERAL	Test kit not accurate or used for manual dishwashing	\$200	\$200	\$200	\$200
[10H] 10G	NYCHC 81.29(b)(2)	GENERAL	Test kit not accurate or used for mechanical dishwashing	\$200	\$200	\$200	\$200
[10I] 10H	NYCHC 81.07(o)	GENERAL	Single service items improperly stored or reused	\$200	\$200	\$200	\$200

[10I] 10H	NYCHC 81.07(o)	GENERAL	Drinking straws improperly dispensed	\$200	\$200	\$200	\$200	
[10J]	[NYCHC 81.21(c)]	[GENERAL]	[Wash hands sign not posted]	[\$200]				
[99B]	[Miscellaneous]	[GENERAL]		[\$200]	[\$200]	[\$200]	[\$200]	[\$200]

CHAPTER 23-APPENDIX 23-C FOOD SERVICE ESTABLISHMENT AND NON-RETAIL FOOD PROCESSING ESTABLISHMENT PENALTY SCHEDULE

UNSCORED VIOLATIONS

VIOLATION CODE	CITATION	VIOLATION DESCRIPTION	APPEARANCE PENALTY*	DEFAULT PENALTY
15-01	NYSPHL 1399-o	Smoking or electronic cigarette use allowed in prohibited area	\$1,000	\$2,000
15-05	Admin. Code 17-177(b)	Tobacco vending machine in public place other than tavern	\$300 (1st violation); \$500 (2nd violation); \$1,000 (3rd and subsequent violations)	Same as appearance penalties
15-06	Admin. Code 17-177(c)(1)	Tobacco vending machine less than 25 feet from tavern entry	\$300 (1st violation); \$500 (2nd violation); \$1,000 (3rd and subsequent violations)	Same as appearance penalties
15-07	Admin. Code 17-177(c)(1)	Tobacco vending machine not directly visible to premises owner	\$300 (1st violation); \$500 (2nd violation); \$1,000 (3rd and subsequent violations)	Same as appearance penalties
15-08	Admin. Code 17-177(d)	Tobacco vending machine sign not durable or lacks required information	\$300 (1st violation); \$500 (2nd violation); \$1,000 (3rd and subsequent violations)	Same as appearance penalties
15-09	Admin. Code 17-177(d)	Sign not posted on tobacco vending machine or not visible to the public	\$300 (1st violation); \$500 (2nd violation); \$1,000 (3rd and subsequent violations)	Same as appearance penalties
15-13	Admin. Code 17-176(b)	Tobacco products distributed at less than basic cost	\$500 (1st violation); \$1,000 (2nd and subsequent violations)	Same as appearance penalties
15-14	Admin. Code 17-176.1(b)	Selling discounted cigarettes	\$1,000 (1st violation); \$2,000 (2nd violation in 5 years); \$5,000 (3rd and subsequent violations in 5 years)	Same as appearance penalties
15-15	Admin. Code 17-176.1(c)	Selling discounted tobacco products	\$1,000 (1st violation); \$2,000 (2nd violation in 5 years); \$5,000 (3rd and subsequent violations in 5 years)	Same as appearance penalties
15-16	Admin. Code 17-176.1(d)	Selling cigarettes, other tobacco products, non-tobacco shisha below the price floor	\$1,000 (1st violation); \$2,000 (2nd violation in 5 years); \$5,000 (3rd and subsequent violation in 5 years)	Same as appearance penalties
15-17	NYSPHL 1399-cc(2)	Sale of tobacco products, herbal cigarettes, liquid nicotine, shisha, electronic cigarettes to underage individual	\$1,000 (1st violation); \$1,500 (2nd and subsequent violations)	Same as appearance penalties
15-17	NYSPHL 1399-cc(2)	Failure to conspicuously post the required tobacco sign	\$1,000 (1st violation); \$1,500 (2nd and subsequent violations)	Same as appearance penalties
15-17	NYSPHL 1399-cc(3)	Failure to obtain proper identification from purchaser	\$1,000 (1st violation); \$1,500 (2nd and subsequent violations)	Same as appearance penalties
15-17	NYSPHL 1399-cc(5)	Failure to obtain proper identification from purchaser	\$1,000 (1st violation); \$1,500 (2nd and subsequent violations)	Same as appearance penalties
15-17	NYSPHL 1399-cc(5)	Improper use of electronic transaction information	\$1,000 (1st violation); \$1,500 (2nd and subsequent violations)	Same as appearance penalties
15-17	NYSPHL 1399-cc(7)	Failure to store tobacco products, herbal cigarettes behind a counter accessible only to store personnel or in a locked container	\$1,000 (1st violation); \$1,500 (2nd and subsequent violations)	Same as appearance penalties
15-17	NYSPHL 1399-dd	Unlawful sale of tobacco products, herbal cigarettes, or electronic cigarettes in vending machines	\$1,000 (1st violation); \$1,500 (2nd and subsequent violations)	Same as appearance penalties
15-17	NYSPHL 1399-ee (2)	Sale of tobacco products with a suspended or revoked retail dealer registration	\$2,500	Same as appearance penalties
15-17	NYSPHL 1399-gg	Unlawful out-of-package sales or minimum package size violation	\$1,000 (1st violation); \$1,500 (2nd and subsequent violations)	Same as appearance penalties

15-17	<u>NYSPHL 1399-ll</u>	<u>Unlawful sale of bidis</u>	<u>\$500</u>	<u>Same as appearance penalties</u>
15-17	<u>NYSPHL 1399-mm</u>	<u>Unlawful sale of gutka</u>	<u>\$500</u>	<u>Same as appearance penalties</u>
15-21	<u>Admin. Code 17-715</u>	<u>Flavored tobacco products sold, offered for sale</u>	<u>\$1,000 (1st violation; \$2,000 (2nd violation in 36 months); \$5,000 (3rd and subsequent violations in 36 months)</u>	<u>Same as appearance penalties</u>
15-22	<u>24 RCNY 28-06</u>	<u>No original labels of tobacco and non-tobacco smoking products currently sold, offered for sale</u>	<u>\$1,000</u>	<u>Same as appearance penalty</u>
15-26	<u>24 RCNY 10-11(b)</u>	<u>"No smoking" sign not posted at hotel entrance or elevators where ashtrays are placed</u>	<u>\$500</u>	<u>\$1,000</u>
15-27	<u>24 RCNY 10-12(a)</u>	<u>Required signage not conspicuously posted.</u>	<u>\$1,000</u>	<u>Same as appearance penalty</u>
15-28	<u>24 RCNY 10-12(c)</u>	<u>Non-compliant signage</u>	<u>\$500</u>	<u>\$1,000</u>
15-29	<u>24RCNY 10-12(c) (iv)(D)</u>	<u>Smoking or electronic cigarette use signage lacks required warning</u>	<u>\$1,000</u>	<u>Same as appearance penalty</u>
15-30	<u>24 RCNY10-20(a)</u>	<u>Hookah equipment in Non-tobacco Hookah Establishment (NTHE) not cleaned, sanitized</u>	<u>\$1,000</u>	<u>Same as appearance penalty</u>
15-31	<u>24 RCNY 10-20(b)</u>	<u>New individually wrapped mouthpiece not provided to each NTHE hookah patron</u>	<u>\$1,000</u>	<u>Same as appearance penalty</u>
15-32	<u>24 RCNY 10-21(d)</u>	<u>Warning sign re dangers of hookah smoking not posted at street entrance to NTHE</u>	<u>\$1,000</u>	<u>Same as appearance penalty</u>
15-33	<u>24 RCNY 10-21(e)</u>	<u>Warning sign re: dangers of hookah smoking not posted in each room or area of NTHE where smoking is allowed</u>	<u>\$1,000</u>	<u>Same as appearance penalty</u>
15-34	<u>24 RCNY 13-04(a)</u>	<u>Retail dealer tobacco, non-tobacco age restriction signage not conspicuously posted</u>	<u>\$500</u>	<u>1,000</u>
15-35	<u>24 RCNY 13-04(a)</u>	<u>Retail dealer tobacco, non-tobacco age restriction signage non-compliant</u>	<u>\$500</u>	<u>1,000</u>
15-35	<u>24 RCNY 13-04(b)</u>	<u>Retail dealer cigarette tax stamp sign not posted conspicuously</u>	<u>\$1,000</u>	<u>Same as appearance penalty</u>
15-35	<u>24 RCNY 13-04(b)</u>	<u>Retail dealer cigarette tax stamp signage non-compliant</u>	<u>\$1,000</u>	<u>Same as appearance penalty</u>
15-36	<u>24 RCNY 10-21(g)</u>	<u>Sign prohibiting entry of persons under 21 not posted at public entrance(s) to NTHE</u>	<u>\$1,000</u>	<u>Same as appearance penalty</u>
15-37	<u>Admin. Code 17-504(f)</u>	<u>Workplace SFAA policy not prominently posted in workplace</u>	<u>\$400 (1st violation); \$500 (2nd violation in 12 months); \$1,000 (3rd and subsequent violations in 12 months)</u>	<u>Same as appearance penalty</u>
15-38	<u>Admin. Code 17-506(b)</u>	<u>Screen shot prohibiting smoking, electronic cigarette use not shown in motion picture theatre</u>	<u>\$400 (1st violation); \$500 (2nd violation in 12 months); \$1,000 (3rd and subsequent violations in 12 months)</u>	<u>Same as appearance penalty</u>
15-39	<u>Admin. Code 17-506(d)</u>	<u>Ashtray in smoke-free area</u>	<u>\$400 (1st violation); \$500 (2nd violation in 12 months); \$1,000 (3rd and subsequent violations in 12 months)</u>	<u>Same as appearance penalty</u>
15-40	<u>Admin. Code 17-506.1(b)(1)</u>	<u>Initial multiple dwelling smoking policy not distributed to tenants or posted by owner</u>	<u>\$100</u>	<u>Same as appearance penalty</u>
15-41	<u>Admin. Code 17-506.1(b)(7)</u>	<u>Multiple dwelling smoking policy not distributed to tenants or posted annually by owner</u>	<u>\$100</u>	<u>Same as appearance penalty</u>
15-42	<u>Admin. Code 17-508(b)</u>	<u>Failure to make a good faith effort to inform smokers or electronic cigarette users of Smoke-Free Air Act prohibitions</u>	<u>\$400 (1st violation); \$500 (2nd violation in 12 months); \$1,000 (3rd and subsequent violations in 12 months)</u>	<u>Same as appearance penalty</u>
15-47	<u>24 RCNY 13-06(a)</u>	<u>"Minimum age" sign not posted; required information missing from sign</u>	<u>\$500</u>	<u>1,000</u>

15-48	Admin. Code 17-703.1	Cigarette tax stamp sign not posted	\$500	1,000
15-49	Admin. Code 17-703.2	Sale of cigarette package without tax stamp	**\$2,000 (1st violation); \$5,000 (2nd and subsequent violations in 3 years)	Same as appearance penalties
15-50	Admin. Code 17-704	Cigarettes, tobacco products sold in packages without health warning or not in minimum quantities	\$1,000 (1st violation), \$5,000 (2nd and subsequent violations in 3 years)	Same as appearance penalties
15-51	Admin. Code 17-704(a)	Out of package sale of tobacco product(s)	**\$1,000 (1st violation), \$5,000 (2nd and subsequent violations in 3 years)	Same as appearance penalties
15-52	Admin. Code 17-704(b)	Cigars priced at or below \$3.00 each sold in packages containing less than four cigars	\$1,000 (1st violation), \$2,000 (2nd and subsequent violations in 3 years)	Same as appearance penalties
15-53	Admin. Code 17-704.1	Unlawful delivery of cigarettes, tobacco products or electronic cigarettes	\$1,000 (1st violation), \$2,000 (2nd and subsequent violations in 3 years)	Same as appearance penalties
15-54	Admin. Code 17-705	Employee under 18 years of age selling tobacco products without direct supervision of an adult retailer	**\$1,000(1st violation); \$2,000 (2nd and subsequent violations in 36 months)	Same as appearance penalties
15-55	Admin. Code 17-706(a)	Sale of cigarettes, tobacco products, liquid nicotine to persons under 21 years of age	**\$1000 (1st); \$2,000 (2nd or subsequent in 36 months)	Same as appearance penalties
15-55	Admin. Code 17-706(a)	Sale of cigarettes, tobacco products, liquid nicotine, electronic cigarettes, or non-tobacco smoking products to persons under 21 years of age	**\$1,000(1st violation); \$2,000 (2nd and subsequent violations in 36 months)	Same as appearance penalties
15-55	Admin. Code 17-706(a-1)	Sale of electronic cigarettes to persons under 21 years of age	\$1000 (1st violation); \$2,000 (2nd and subsequent in 36 months)	Same as appearance penalties
15-55	Admin. Code 17-706(b)	Sale of non-tobacco smoking products to persons under 21 years of age	**\$1,000 (1st violation); \$2,000 (2nd and subsequent violations in 36 months)	Same as appearance penalties
15-56	Admin. Code 17-719(a)	Person under 21 years of age allowed entry to non-tobacco hookah establishment	\$200 (1st violation); \$500 (2nd and subsequent violations)	Same as appearance penalties
16-01	NYCHC 81.08(a)	Cooking oil, shortening or margarine contains 0.5 grams or more of artificial trans fat	\$200	\$400
16-02	NYCHC 81.08(c)	Nutritional fact labels and/or ingredient label is not maintained on site	\$200	\$400
16-03	NYCHC 81.50(c)	Calorie information is not posted on menu and menu board	\$200	\$400
16-03	NYCHC 81.50(c)	Total number of calories or total number of discrete calories not posted	\$200	\$400
16-03	NYCHC 81.50(c)	Calorie information not posted for standard menu items offered in different varieties	\$200	\$400
16-03	NYCHC 81.50(c)	Calorie information not posted for combination meals	\$200	\$400
16-03	NYCHC 81.50(c)	Calorie information not posted for toppings	\$200	\$400
16-03	NYCHC 81.50(c)	Calorie information font, appearance, term used improper	\$200	\$400
16-03	NYCHC 81.50(c)	Calorie information improperly posted for standard menu items offered in three or more combinations	\$200	\$400
16-03	NYCHC 81.50(c)	Calorie information for standard menu item offered in two different combinations not posted with a slash between both calorie counts	\$200	\$400
16-03	NYCHC 81.50(c)	Calorie information for standard menu items that come in two different varieties not posted with a slash between both calorie counts	\$200	\$400

<u>16-03</u>	<u>NYCHC 81.50(c)</u>	<u>Calorie information improperly posted for standard menu items offered in three or more different varieties</u>	<u>\$200</u>	<u>\$400</u>
<u>16-04</u>	<u>NYCHC 81.50(d)</u>	<u>Required succinct nutritional statements not posted on menu(s) for adults and children</u>	<u>\$200</u>	<u>\$400</u>
<u>16-06</u>	<u>NYCHC 81.50(e)</u>	<u>Additional nutritional information statement not posted</u>	<u>\$200</u>	<u>\$400</u>
<u>16-06</u>	<u>NYCHC 81.50(e)</u>	<u>Written nutritional information not provided in a manner required by federal law</u>	<u>\$200</u>	<u>\$400</u>
<u>16-08</u>	<u>NYCHC 81.49(b)(1)</u>	<u>No sodium warning icon where required</u>	<u>\$200</u>	<u>\$400</u>
<u>16-09</u>	<u>NYCHC 81.49(b)(1)</u>	<u>Sodium warning icon non-compliant with design specifications</u>	<u>\$200</u>	<u>\$400</u>
<u>16-10</u>	<u>NYCHC 81.49(b)(2)</u>	<u>No sodium warning statement at point of purchase</u>	<u>\$200</u>	<u>\$400</u>
<u>16-11</u>	<u>Admin. Code 17-199.11(b)</u>	<u>Prohibited drink listed on children's meal menu</u>	<u>\$200</u>	<u>Same as appearance penalty</u>
<u>17-01</u>	<u>24 RCNY 32-03</u>	<u>"Dogs allowed" sign not posted at or near entrance</u>	<u>\$250</u>	<u>\$500</u>
<u>17-02</u>	<u>24 RCNY 32-03</u>	<u>"Dogs allowed" sign incomplete</u>	<u>\$250</u>	<u>\$500</u>
<u>17-03</u>	<u>24 RCNY 32-04(c)</u>	<u>Effective barrier not provided</u>	<u>\$250</u>	<u>\$500</u>
<u>18-01</u>	<u>NYCHC 81.05(a)</u>	<u>No current valid permit, registration, other authorization to operate establishment</u>	<u>\$1,000</u>	<u>\$2,000</u>
<u>18-02</u>	<u>NYCHC 88.05(c)</u>	<u>No current valid permit to operate temporary food service establishment</u>	<u>\$1,000</u>	<u>\$2,000</u>
<u>18-08</u>	<u>NYCHC 5.15</u>	<u>Permit not conspicuously displayed</u>	<u>\$200</u>	<u>\$400</u>
<u>18-10</u>	<u>NYCHC 88.05(a)</u>	<u>Failure of temporary event sponsor to exclude vendor without current valid permit</u>	<u>\$500</u>	<u>\$1,000</u>
<u>18-11</u>	<u>NYCHC 81.15(b)</u>	<u>Food protection certificate not available for inspection</u>	<u>\$200</u>	<u>\$400</u>
<u>18-12</u>	<u>NYCHC 3.19</u>	<u>Department document unlawfully reproduced or altered</u>	<u>\$1,000</u>	<u>\$2,000</u>
<u>18-12</u>	<u>NYCHC 3.19</u>	<u>Submitting false, misleading statements, documents; documents unlawfully reproduced or altered</u>	<u>\$1,000</u>	<u>\$2,000</u>
<u>18-13</u>	<u>NYCHC 3.05(a)</u>	<u>Failure to comply with an Order of the Board of Health, Commissioner or Department</u>	<u>\$1,000</u>	<u>\$2,000</u>
<u>18-14</u>	<u>NYCHC 3.17</u>	<u>Notice, Order or other posted material of the Department mutilated, obstructed, or removed</u>	<u>\$1,000</u>	<u>\$2,000</u>
<u>18-15</u>	<u>NYCHC 81.43(a)</u>	<u>Foodborne illness; failure to notify department</u>	<u>\$200</u>	<u>\$400</u>
<u>18-25</u>	<u>NYCHC 81.05(h)</u>	<u>Operator of shared kitchen allows unpermitted user</u>	<u>\$500</u>	<u>\$1,000</u>
<u>18-25</u>	<u>NYCHC 88.05(b)</u>	<u>Temporary event sponsor failed to provide list of all participating establishments at least 30 days before event</u>	<u>\$500</u>	<u>\$1,000</u>
<u>19-01</u>	<u>16 RCNY 1-11(c)(1)</u>	<u>Organics containers not provided</u>	<u>\$250 (1st violation); \$500 (2nd violation in 12 months); \$1,000 (3rd and subsequent violations in 12 months)</u>	<u>Same as appearance penalties</u>

<u>19-02</u>	<u>16 RCNY 1-11(c)(1)</u>	<u>Organics containers not labeled</u>	<u>\$250 (1st violation); \$500 (2nd violation in 12 months); \$1,000 (3rd and subsequent violations in 12 months)</u>	<u>Same as appearance penalties</u>
<u>19-03</u>	<u>16 RCNY 1-11(d)(2)</u>	<u>Failure to post sign in organics collection areas</u>	<u>\$250 (1st violation); \$500 (2nd violation in 12 months); \$1,000 (3rd and subsequent violations in 12 months)</u>	<u>Same as appearance penalties</u>
<u>19-04</u>	<u>Admin. Code 16-329(c)</u>	<u>Possess, sell expanded polystyrene single service articles</u>	<u>\$250 (1st violation); \$500 (2nd violation in 12 months); \$1,000 (3rd and subsequent violations in 12 months)</u>	<u>Same as appearance penalties</u>
<u>20-01</u>	<u>24 RCNY 27.03(c)</u>	<u>Allergy poster not posted or not in correct location</u>	<u>\$100</u>	<u>\$100</u>
<u>20-02</u>	<u>24 RCNY 27.03(b)</u>	<u>Allergy poster not in language(s) understood by all food workers</u>	<u>\$100</u>	<u>\$100</u>
<u>20-03</u>	<u>24 RCNY 27.03(b)</u>	<u>Allergy poster not approved by the Department</u>	<u>\$100</u>	<u>\$100</u>
<u>20-04</u>	<u>Admin. Code 17-172(a)</u>	<u>"Choking" poster not posted</u>	<u>\$200</u>	<u>\$200</u>
<u>20-04</u>	<u>Admin. Code 17-173(2)(b)</u>	<u>Alcohol use during pregnancy sign not posted</u>	<u>\$100</u>	<u>\$100</u>
<u>20-04</u>	<u>24 RCNY 18-02</u>	<u>Resuscitation equipment not available</u>	<u>\$200</u>	<u>\$400</u>
<u>20-05</u>	<u>24 RCNY 23-07(f)</u>	<u>Current letter grade or "Grade Pending" card not conspicuously posted or visible to passersby</u>	<u>\$1,000</u>	<u>Same as appearance penalty</u>
<u>20-06</u>	<u>24 RCNY 23-07</u>	<u>Current letter grade or Grade Pending card not posted</u>	<u>\$1,000</u>	<u>Same as appearance penalty</u>
<u>20-06</u>	<u>24 RCNY 23-06(d)</u>	<u>Grade card not posted after reopening when FSE ordered closed by BFSCS</u>	<u>\$1,000</u>	<u>Same as appearance penalty</u>
<u>20-07</u>	<u>24 RCNY 23-07</u>	<u>Grade card removed, destroyed, modified, obscured or otherwise tampered with</u>	<u>\$1,000</u>	<u>Same as appearance penalty</u>
<u>20-08</u>	<u>Admin. Code 17-1507(a)</u>	<u>Failure to post or conspicuously post healthy eating information</u>	<u>\$500</u>	<u>Same as appearance penalty</u>
<u>26-04</u>	<u>NYCHC 89.27(b)</u>	<u>Required records incomplete or not maintained by commissary</u>	<u>\$200</u>	<u>\$400</u>
<u>28-01</u>	<u>NYCHC 3.07</u>	<u>Failure to take reasonable precautions to protect health and safety, e.g., by not securing CO2 or liquefied petroleum gas (LPG) containers</u>	<u>\$1,000</u>	<u>\$2,000</u>
<u>28-01</u>	<u>NYCHC 3.09</u>	<u>Failure to abate or remediate nuisance</u>	<u>\$1,000</u>	<u>\$2,000</u>
<u>28-01</u>	<u>NYCHC 131.07(c)(2)</u>	<u>Insufficient heat in commercial premises</u>	<u>\$300</u>	<u>\$600</u>
<u>28-02</u>	<u>NYCHC 81.07(p)</u>	<u>Microwave safe container not marked or used</u>	<u>\$200</u>	<u>\$400</u>
<u>28-03</u>	<u>NYCHC 81.19(b)</u>	<u>Light fixtures not shielded, shatterproofed, or otherwise protected from accidental breakage</u>	<u>\$200</u>	<u>\$400</u>
<u>28-04</u>	<u>NYCHC 81.12(g)</u>	<u>Equipment used for ROP not approved by the Department</u>	<u>\$200</u>	<u>\$400</u>
<u>28-05</u>	<u>NYCHC 71.05</u>	<u>Adulterated or misbranded food possessed, manufactured, produced, packed, sold, offered for sale, delivered or given away</u>	<u>\$500</u>	<u>\$1,000</u>
<u>28-06</u>	<u>NYCHC 81.23(b)(2)</u>	<u>Contract with pest management professional, record of pest exterminations, activities not kept on premises</u>	<u>\$200</u>	<u>\$400</u>
<u>28-07</u>	<u>NYCHC 81.31</u>	<u>Unauthorized FSE street, sidewalk cooking</u>	<u>\$350</u>	<u>\$700</u>
<u>28-09</u>	<u>NYCHC 88.15</u>	<u>No, or insufficient toilets, sinks provided by temporary event sponsor</u>	<u>\$500</u>	<u>\$1,000</u>

28-10	NYCHC 88.19	No, insufficient refuse, trash containers; temporary event area not maintained by sponsor	\$500	\$1,000
99-00	NYCHC miscellaneous	Other Health Code unscored violations	\$200	\$400
<p>*An appearance penalty is imposed if a respondent appears at a hearing. A respondent appears at a hearing if the respondent physically attends a hearing; attends a hearing remotely by telephone or via the internet; or pleads in violation in accepting a settlement offer.</p> <p>**Repeat violation penalties for tobacco and non-tobacco smoking and sales. In accordance with Administrative Code section 17-710(a)(5), violations of sections 17-703, 17-703.2, 17-704(a), 17-704.1(a), 17-705 and 17-706(a) and (b) of the Administrative Code must be included in determining the number of sustained repeat violations committed by a tobacco product license holder and subsequent license holder at a place of business unless the subsequent license holder submits documentation of an arm's length transaction in acquiring the business. A violation is considered sustained if the respondent (i) pleads in violation or guilty; (ii) is found in violation or guilty by a decision of a hearing officer as a result of an appearance or if found in default; or (iii) enters into a settlement agreement.</p> <p>The penalties listed in this Appendix for violations of New York City Health Code sections 3.05(a), 3.07, 3.09, 3.15, 3.17 and 3.19 shall apply to any notice of violation or civil summons issued by the Department citing these provisions, regardless of whether the respondent is operating a food service establishment.</p>				

s2

SPECIAL MATERIALS

COMPTROLLER

■ NOTICE

NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre Street, Room 629, New York, NY 10007 on **9/8/2021** to the person or persons legally entitled an amount as certified to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Damage Parcel No.	Block	Lot
93A, 93B, 94A, 95A, 96A, 97A, 98A, 99A, 100A, 101A	13605	ADJACENT TO LOT 27, 24, 23, 21, 19, 18, 16, 13, 11

Acquired in the proceeding entitled: **ROSEDALE AVENUE AREA STREETS – STAGE 1** subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

Scott M. Stringer
a24-s7

NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT, to the STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre Street, Room 629, New York, NY 10007 on **9/15/2021**, to the person or persons legally entitled an amount as certified to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Damage Parcel No.	Block	Lot
104A, 105A, 106A, 107A, 108A, 109A, 110A, 111A, 111B, 112A, 113A	13606	ADJACENT TO LOT 53, 52, 50, 47, 45, 44, 42, 40, 39, 36

Acquired in the proceeding entitled: **ROSEDALE AVENUE AREA STREETS – STAGE 1** subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

Scott M. Stringer
Comptroller
a31-s14

HEALTH AND MENTAL HYGIENE

■ NOTICE

DOHMH, intends to issue an RFP to procure recreational and socialization services for individuals with intellectual and developmental disabilities (I/DD) as defined by New York State Mental Hygiene Law §§1.03(22). DOHMH, intends to award 5 contracts to vendors with qualified experience delivering equitable services to individuals with I/DD. DOHMH anticipates that two (2) contracts will be awarded for the Bronx, two (2) contracts for Queens, and one (1) contract will be awarded for Staten Island. The goals and objective of these anticipated contracts is to: use a racial equity and social justice lens to improve outcomes and address racial health gaps and inequities; provide a range of recreational and socialization services that complement school programming for children and youth with intellectual and developmental disabilities who are ineligible to participate in State-funded programs; support the needs of families and/or caregivers of children and youth with intellectual and developmental disabilities ; promote the use of best practices for services provided to individuals with intellectual and developmental disabilities; monitor service delivery targets and desired outcomes of individuals who are served by this program; optimize use of available resources through monitoring of enrollment, service utilization, and other data for assessing impact and service quality; identify and share knowledge on effective use of evidence-informed, evidence-based, and promising practices and results of quality improvement efforts among provider partners and other stakeholders.

The Concept Paper will be posted on PASSPort, https://passport.cityofnewyork.us/page.aspx/en/rfp/request_browse_public, from September 8, 2021 through October 23, 2021. DOHMH invites written comments submitted to, RFP@health.nyc.gov, through the end of the posting period. Indicate "I/DD Recreational and Socialization Services Concept Paper" in the subject line.

a31-s7

CHANGES IN PERSONNEL

COMMUNITY COLLEGE (LAGUARDIA)
FOR PERIOD ENDING 07/09/21

TITLE		NUM	SALARY	ACTION	PROV	EFF DATE	AGENCY
SUZUKI	MARI	04625	\$67.0400	APPOINTED	YES	06/21/21	469
TEJEDA	JIOVANNI M	10102	\$15.6100	APPOINTED	YES	04/01/21	469
TELLEZ	IMEIDA	04689	\$44.6900	APPOINTED	YES	03/25/21	469
TOM	MAY P	04606	\$68.3100	APPOINTED	YES	06/20/21	469
TORIN	BETH	04293	\$253.4400	APPOINTED	YES	06/20/21	469
TRAPANI	SANTO	04608	\$241.7700	APPOINTED	YES	06/20/21	469
VASILEIOU	LYKOURGO	04605	\$303.0900	APPOINTED	YES	06/20/21	469
VIALVA	CORISSE M	04804	\$49155.0000	APPOINTED	NO	06/20/21	469
VIANNA	EDUARDO	04605	\$303.0900	APPOINTED	YES	06/20/21	469
VYAS	HEM N	04099	\$68476.0000	RESIGNED	YES	07/01/21	469
WALLACE	SHAUNEE L	04606	\$136.6200	APPOINTED	YES	06/20/21	469
WELCOME	HENRY A	04606	\$136.6200	APPOINTED	YES	06/20/21	469
WILSON	JAMES F	04605	\$189.4312	APPOINTED	YES	06/20/21	469
WU	JING A	04605	\$196.9680	APPOINTED	YES	06/20/21	469
YE	HANQI	04689	\$44.6900	APPOINTED	YES	06/16/21	469
ZIMMERMANN	PAULA H	04294	\$139.0800	APPOINTED	YES	06/20/21	469

DEPARTMENT OF EDUCATION ADMIN
FOR PERIOD ENDING 07/09/21

TITLE		NUM	SALARY	ACTION	PROV	EFF DATE	AGENCY
WRIGHT	SIMONE	56058	\$83492.0000	APPOINTED	YES	06/13/21	740
ABAD-SANCHEZ	ANNALEE	50910	\$62.6000	INCREASE	YES	06/28/21	740
ABADI	AMY L	51221	\$66.9300	APPOINTED	NO	06/28/21	740
ABADIA-DONA	SHEILA M G	51222	\$66.9300	APPOINTED	NO	06/28/21	740
ABARCA	MARIA CO G	51222	\$66.5500	APPOINTED	NO	06/28/21	740
ABARINTOS	CHEERY C	51222	\$63.6500	APPOINTED	YES	06/28/21	740
ABAYEV	YELENA	51222	\$66.9300	APPOINTED	NO	06/28/21	740
ABBASI	HUMA	51221	\$66.5500	APPOINTED	NO	06/28/21	740
ABBAZIO	RAYMOND	51221	\$66.9300	APPOINTED	NO	06/28/21	740
ABBI	REENA	51221	\$66.9300	APPOINTED	NO	06/28/21	740
ABDELRAHMAN	ADEL	51222	\$66.9300	APPOINTED	NO	06/28/21	740
ABDULLAH	MOHAMED	51222	\$66.9300	APPOINTED	NO	06/28/21	740
ABDULLAH	MUMTAZA	51221	\$66.1700	APPOINTED	NO	06/28/21	740
ABDUR RAHMAN	BADRIYAH H	50910	\$60.1100	APPOINTED	YES	06/28/21	740
ABELLA	MARIA VI	51222	\$66.9300	APPOINTED	NO	06/28/21	740
ABILDNES	LOIS	50910	\$62.6000	APPOINTED	YES	06/28/21	740
ABRAHAM	ABHILASH	51222	\$66.5500	APPOINTED	NO	06/28/21	740
ABRAHAM	BINDU	51221	\$66.9300	APPOINTED	NO	06/28/21	740
ABRAHAM	GRACE C	50910	\$62.6000	APPOINTED	YES	06/28/21	740
ABRAHAM	LENI	51222	\$66.9300	APPOINTED	NO	06/28/21	740
ABRAHAM	MICHAL	51221	\$66.1700	APPOINTED	NO	06/28/21	740
ABRAHAM	SARAH	51221	\$66.1700	APPOINTED	NO	06/28/21	740
ABRAHAM	SHINY	50910	\$61.2100	APPOINTED	YES	06/28/21	740
ABRAHAM	SUJITH	51221	\$66.9300	APPOINTED	NO	06/28/21	740
ABRAMOV	ESTER	51221	\$66.1700	APPOINTED	NO	06/28/21	740
ABREA	GISELLE	51221	\$62.1400	APPOINTED	YES	06/28/21	740
ABRUZZO WAJDA	AUDRA	51221	\$66.9300	APPOINTED	NO	06/28/21	740
ABT	SABINA	51221	\$66.1700	APPOINTED	NO	06/28/21	740
ACEVEDO	NANCY	51221	\$66.9300	APPOINTED	NO	06/28/21	740
ACHAMPONG	JENNIFER	51221	\$65.4200	APPOINTED	NO	06/28/21	740
ACKERMAN	BRITTANY	51221	\$66.1700	APPOINTED	NO	06/28/21	740
ACQUAVITA	STEVEN	51222	\$66.5500	APPOINTED	NO	06/28/21	740
ACQUAYE	MAVIS J	50910	\$62.6000	APPOINTED	YES	06/28/21	740
ACRES	FLORENCE M	50910	\$61.2100	APPOINTED	YES	06/28/21	740
ACRICHEMENSEURE	RUTH	51221	\$66.9300	APPOINTED	NO	06/28/21	740
ADABI	BITA	51221	\$66.1700	APPOINTED	NO	06/28/21	740
ADADE-POKU	KWAKU	51221	\$66.9300	APPOINTED	NO	06/28/21	740
ADAM	STEPHANI	51221	\$66.1700	APPOINTED	NO	06/28/21	740
ADEBAYO	OLUBUNMI O	50910	\$60.1100	APPOINTED	YES	06/28/21	740
ADEBIMPE	ABOLAJI F	50910	\$62.2600	APPOINTED	YES	06/28/21	740
ADEDEJI	OLANREWA D	50910	\$60.5500	APPOINTED	YES	06/28/21	740
ADEGBESAN	SAMSON	50910	\$61.0000	APPOINTED	YES	06/28/21	740
ADEGBOYEGA	TOSIN	51221	\$66.9300	APPOINTED	NO	06/28/21	740
ADEGUNLE	ADELAJU R	50910	\$61.2100	APPOINTED	YES	06/28/21	740
ADELABU	MURAINA A	06165	\$76.7000	APPOINTED	YES	06/28/21	740
ADEOSUN	SHERRI A	06165	\$74.7200	APPOINTED	YES	06/28/21	740
ADETOLA	ADENIYI O	06165	\$76.7000	APPOINTED	YES	06/28/21	740
ADETOLA	FAUSAT A	50910	\$62.6000	APPOINTED	YES	06/28/21	740
ADEWOLU	ADEKUNBI O	50910	\$62.6000	APPOINTED	YES	06/28/21	740
ADIBE	CHERRY C	51222	\$66.1700	APPOINTED	NO	06/28/21	740
ADIKA	YONA S	51221	\$66.9300	APPOINTED	NO	06/28/21	740

DEPARTMENT OF EDUCATION ADMIN
FOR PERIOD ENDING 07/09/21

TITLE		NUM	SALARY	ACTION	PROV	EFF DATE	AGENCY
ADJETEY	DIONNE	50910	\$61.2100	APPOINTED	YES	06/28/21	740
ADJEKWOA	VICTOR E	50910	\$62.6000	APPOINTED	YES	06/28/21	740
ADJIVON	KOMI A	50910	\$60.1100	APPOINTED	YES	06/28/21	740
ADLAM	VAUGHN	51221	\$66.5500	APPOINTED	NO	06/28/21	740
ADRIANO-FILATOV	SARAH JA H	51221	\$66.9300	APPOINTED	NO	06/28/21	740
ADRIEN	MAGALIE L	51221	\$66.9300	APPOINTED	NO	06/28/21	740
AFRIFAH	GEORGIA T	50910	\$58.5700	APPOINTED	YES	06/28/21	740
AGARONNIK	VIKTORIA	51222	\$66.9300	APPOINTED	NO	06/28/21	740
AGBASONU	NINJIAN N	50910	\$57.9200	APPOINTED	YES	06/28/21	740
AGHAEI	MARJAN	51221	\$66.1700	APPOINTED	NO	06/28/21	740
AGHAHOWA	OMOSIVIE M	50910	\$62.6000	APPOINTED	YES	06/28/21	740
AGNESE	SAMANTHA M	51221	\$66.1700	APPOINTED	NO	06/28/21	740
AGOSTINI	DAPHNE Z	51221	\$66.5500	APPOINTED	NO	06/28/21	740
AGOSTINI	PAUL A	51221	\$66.1700	APPOINTED	NO	06/28/21	740
AGUILAR	JOCELYN	51222	\$66.9300	APPOINTED	NO	06/28/21	740

AGUILAR	MELISSA	51221	\$62.1400	APPOINTED	YES	06/28/21	740
AGYEMANG	LINDA	50910	\$58.1500	APPOINTED	YES	06/28/21	740
AHMED	NOHA	51222	\$66.5500	APPOINTED	NO	06/28/21	740
AHR	DEBRA	50910	\$62.2600	APPOINTED	YES	06/28/21	740
AHUJA	ANITA	50910	\$60.5500	APPOINTED	YES	06/28/21	740
AIGBOJIE	FELICITY E	50910	\$62.6000	APPOINTED	YES	06/28/21	740
AITKEN DOUYON	KAREN	51222	\$66.9300	APPOINTED	NO	06/28/21	740
AJALA	ADBOLU	51222	\$66.5500	APPOINTED	NO	06/28/21	740
AJTSOGUN	FESTUS F	50910	\$62.6000	APPOINTED	YES	06/28/21	740
AKANDU	AMY	50910	\$61.2100	APPOINTED	YES	06/28/21	740
AKHTAR	RASHEDA	51221	\$63.2800	APPOINTED	NO	06/28/21	740
AKINTUNDE	FOLASADE A	51222	\$66.5500	APPOINTED	NO	06/28/21	740
AKPABIO	DAISY	51221	\$62.1400	APPOINTED	NO	06/28/21	740
AL-BALUSHI	NAGELLA Y	51221	\$66.1700	APPOINTED	NO	06/28/21	740
ALAGOR	MARGARET	51222	\$66.9300	APPOINTED	NO	06/28/21	740
ALAIN	CHRISTIA	51221	\$66.9300	APPOINTED	NO	06/28/21	740
ALBANESE	TONINA	51221	\$66.9300	APPOINTED	NO	06/28/21	740
ALBERT GARDNER	LILLIAN	51222	\$65.4200	APPOINTED	YES	06/28/21	740
ALBRECHT	STEPHANI M	51222	\$66.5500	APPOINTED	NO	06/28/21	740
ALCY	MYRNA	51221	\$66.9300	APPOINTED	NO	06/28/21	740
ALDEEN	NOHA	51221	\$66.5500	APPOINTED	NO	06/28/21	740
ALEJANDRO	YESEMIA	51221	\$66.9300	APPOINTED	NO	06/28/21	740
ALEMAN	JAIME	51221	\$66.5500	APPOINTED	NO	06/28/21	740
ALEXANDER	JEANETTE	51221	\$63.6500	APPOINTED	YES	06/28/21	740
ALEXIS	CHERRIN M	51222	\$66.9300	APPOINTED	NO	06/28/21	740
ALEXIS	MARIE	50910	\$62.6000	APPOINTED	YES	06/28/21	740
ALFAKS	SALLY	51221	\$62.1400	APPOINTED	YES	06/28/21	740
ALFONSO GUTTIERR	MARIFE	51222	\$66.9300	APPOINTED	NO	06/28/21	740
ALI	DIANA A	51221	\$66.9300	APPOINTED	NO	06/28/21	740
ALI	SHABEENA	50910	\$61.0000	APPOINTED	YES	06/28/21	740
ALIBERTE	NICOLE	51222	\$66.5500	APPOINTED	NO	06/28/21	740
ALIFARAG	MICHELLE K	51221	\$66.5500	APPOINTED	NO	06/28/21	740
ALIPARO	TATIANA B	51221	\$66.5500	APPOINTED	NO	06/28/21	740
ALPIRO	ARLEEN S	51222	\$66.9300	APPOINTED	NO	06/28/21	740
ALLCOCK	THOMAS	51221	\$66.9300	APPOINTED	NO	06/28/21	740
ALLEN	JASMINE G	50910	\$60.1100	APPOINTED	YES	06/28/21	740

DEPARTMENT OF EDUCATION ADMIN
FOR PERIOD ENDING 07/09/21

TITLE		NUM	SALARY	ACTION	PROV	EFF DATE	AGENCY
ALLEN	LINDA	51222	\$66.9300	APPOINTED	NO	06/28/21	740
ALLEN	LUNA JANE	50910	\$62.6000	APPOINTED	YES	06/28/21	740
ALMEIDA	LORRAINE A	50910	\$62.6000	APPOINTED	YES	06/28/21	740
ALMEIDA	REBECCA F	51221	\$66.5500	APPOINTED	NO	06/28/21	740
ALMERO	JANE	51222	\$66.9300	APPOINTED	NO	06/28/21	740
ALONZO	DONNY	51222	\$66.9300	APPOINTED	NO	06/28/21	740
ALPANO	JENALYN	51221	\$63.2800	APPOINTED	YES	06/28/21	740
ALPER	MICHELLE M	51221	\$66.5500	APPOINTED	NO	06/28/21	740
ALTMARK	STEPHEN R	51221	\$66.9300	APPOINTED	NO	06/28/21	740
ALVARADO	MICHAEL B	51221	\$66.5500	APPOINTED	NO	06/28/21	740
ALVAREZ-VALENTI	MARISOL	51221	\$66.9300	APPOINTED	NO	06/28/21	740
AMAR	LEAH	51222	\$66.9300	APPOINTED	NO	06/2	

ARNDT	DIANE	C	51221	\$66.9300	APPOINTED	NO	06/28/21	740
ARNOLD	ELKA	B	51221	\$66.9300	APPOINTED	NO	06/28/21	740
ARNOLD	JEAN	M	50910	\$62.6000	APPOINTED	YES	06/28/21	740
ARNOLD	JENNIFER		51221	\$66.9300	APPOINTED	NO	06/28/21	740
ARONIS	ALEXANDE		51221	\$66.1700	APPOINTED	NO	06/28/21	740
ARONOPFSKY	MITCHELL		54483	\$50267.0000	INCREASE	NO	06/06/21	740
ARRIGO	NATASHA	R	50910	\$60.5500	APPOINTED	YES	06/28/21	740
ARRIOLA	STEPHAN		10062	\$145000.0000	INCREASE	NO	06/13/21	740
ARROYO	SHIRI		51221	\$66.9300	APPOINTED	NO	06/28/21	740
ARTES	ROMMEL		51222	\$66.9300	APPOINTED	NO	06/28/21	740
ARTOPE	TUNISIA		51221	\$63.2800	APPOINTED	YES	06/28/21	740
ARTY	WENDY	J	51221	\$66.5500	APPOINTED	NO	06/28/21	740
ASANTE	EMMANUEL		51222	\$66.9300	APPOINTED	NO	06/28/21	740
ASHBY	JANINE		51221	\$66.5500	APPOINTED	NO	06/28/21	740
ASHEROVA	TATYANA		51221	\$66.5500	APPOINTED	NO	06/28/21	740
ASHKENAS	RANDI		51221	\$66.9300	APPOINTED	NO	06/28/21	740
ASHLEY	AQUAPAY	E	50910	\$62.2600	APPOINTED	YES	06/28/21	740
ASKARINAM	ELANA		51221	\$60.5100	APPOINTED	YES	06/28/21	740
ASKARINAM	MIRIAM		51221	\$66.5500	APPOINTED	NO	06/28/21	740
ASKEW	SHANTEL	F	51221	\$65.4200	APPOINTED	NO	06/28/21	740
ASPIR	NORA		51221	\$66.9300	APPOINTED	NO	06/28/21	740
ASPURU-ROVNER	MELISSA		51222	\$65.4200	APPOINTED	YES	06/28/21	740
ASUNTO	ARCHIE		51221	\$66.9300	APPOINTED	NO	06/28/21	740
ASUNTO	CRISTOPH	M	51221	\$66.9300	APPOINTED	NO	06/28/21	740
ATAALLA	AYMAN	E	51222	\$66.9300	APPOINTED	NO	06/28/21	740
ATKINSON	MONISE		51221	\$66.9300	APPOINTED	NO	06/28/21	740
ATLAGH	GEMMA		50910	\$62.6000	APPOINTED	YES	06/28/21	740
ATLAK	CORINNE		51222	\$66.5500	APPOINTED	NO	06/28/21	740
ATTARD	KRISTEN		51221	\$60.5100	APPOINTED	YES	06/28/21	740
ATTARIAN	DENISE	A	50910	\$62.6000	APPOINTED	YES	06/28/21	740
ATTERBURY	KAMANTHA		51221	\$66.5500	APPOINTED	NO	06/28/21	740
ATTIAS	IRINA	Z	50910	\$59.8900	APPOINTED	YES	06/28/21	740
ATTIAS	LETTIE		50910	\$62.6000	APPOINTED	YES	06/28/21	740
ATTYA	MOHAMED		51222	\$66.9300	APPOINTED	NO	06/28/21	740
ATUEGWU	EDITH	N	50910	\$57.9200	APPOINTED	YES	06/28/21	740
AUFFREY	EMILY	S	50910	\$60.1100	APPOINTED	YES	06/28/21	740
AUGUSTINE	MERINA		50910	\$62.6000	APPOINTED	YES	06/28/21	740
AUGUSTUS	OMEGA		50910	\$60.1100	APPOINTED	YES	06/28/21	740
AUSTIN	JULIETTE	A	50910	\$59.8900	APPOINTED	YES	06/28/21	740
AVALLONE	JENNIFER		51222	\$66.9300	APPOINTED	NO	06/28/21	740
AVELINO	EDSEL	R	51222	\$66.9300	APPOINTED	NO	06/28/21	740
AVELLINO	RALPH		51221	\$66.9300	APPOINTED	NO	06/28/21	740
AVES	ISAGANI		51222	\$66.5500	APPOINTED	NO	06/28/21	740
AVEZIOVA	EMA		51221	\$62.1400	APPOINTED	YES	06/28/21	740
AVILA	MEGAN		51221	\$66.9300	APPOINTED	NO	06/28/21	740
AVISSATO	JUSTINE	M	50910	\$61.2100	APPOINTED	YES	06/28/21	740

DEPARTMENT OF EDUCATION ADMIN
FOR PERIOD ENDING 07/09/21

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE	AGENCY	
AVITABILE	JUDITH	51222	\$66.9300	APPOINTED	NO	06/28/21	740	
AVITUS	MARJORIE	V	51221	\$65.4200	APPOINTED	NO	06/28/21	740
AYROVAINEN	THOMAS		51221	\$66.9300	APPOINTED	NO	06/28/21	740
AYUB	MUHAMMAD	E	51221	\$66.5500	APPOINTED	NO	06/28/21	740
AYYAD	ADEL		51222	\$66.9300	APPOINTED	NO	06/28/21	740
AZCURRA	CLAUDIA		51221	\$62.1400	APPOINTED	YES	06/28/21	740
AZEEZ	SAKINAT		50910	\$60.1100	APPOINTED	YES	06/28/21	740
BABAEB	ALBINA		51221	\$66.5500	APPOINTED	NO	06/28/21	740
BABICK	ANN	D	51222	\$66.9300	APPOINTED	NO	06/28/21	740
BACCHUS	MICHELLE	W	50910	\$61.2100	APPOINTED	YES	06/28/21	740
BACHMAN	MARIANNE		50910	\$59.8900	APPOINTED	YES	06/28/21	740
BACON	MIRIAM		51222	\$66.9300	APPOINTED	NO	06/28/21	740
BACUS	JANETH		51222	\$66.9300	APPOINTED	NO	06/28/21	740
BADAL	DIANA	J	51221	\$66.5500	APPOINTED	NO	06/28/21	740
BADMUS	RAFEEU	A	50910	\$59.8900	APPOINTED	YES	06/28/21	740
BAE	CHRISTY		51221	\$66.1700	APPOINTED	NO	06/28/21	740
BAHAT	ARIELLA	E	51221	\$66.5500	APPOINTED	NO	06/28/21	740
BAHR	ROBIN	M	51222	\$66.9300	APPOINTED	NO	06/28/21	740
BAILEY	SHANNON		51221	\$66.5500	APPOINTED	NO	06/28/21	740
BAILEY	SHARONDA	C	51221	\$66.9300	APPOINTED	NO	06/28/21	740
BAIN	GLENDA		50910	\$62.6000	APPOINTED	YES	06/28/21	740
BAKER	DENISE	A	51221	\$66.9300	APPOINTED	NO	06/28/21	740
BAL	SONALI		51221	\$66.5500	APPOINTED	NO	06/28/21	740
BALANOVSKY	INGA		51221	\$66.5500	APPOINTED	NO	06/28/21	740
BALDOVINO	ELOISA		51222	\$66.9300	APPOINTED	NO	06/28/21	740
BALDOVINO	RICHE		51222	\$66.9300	APPOINTED	NO	06/28/21	740
BALL-KEYES	NIKOLETT		51222	\$66.9300	APPOINTED	NO	06/28/21	740
BALSAM	CHERYL		51222	\$66.9300	APPOINTED	NO	06/28/21	740
BALTCH	LANIE	R	51221	\$63.6500	APPOINTED	YES	06/28/21	740
BANDEALY	ZEHRA		51221	\$66.5500	APPOINTED	NO	06/28/21	740
BANKS	TYRA	M	51221	\$66.9300	APPOINTED	NO	06/28/21	740
BANNER	JESSICA		51221	\$66.5500	APPOINTED	NO	06/28/21	740
BANSCHBACH	JESSICA		51221	\$60.5100	APPOINTED	YES	06/28/21	740
BAPTISTE	AL		51222	\$66.9300	APPOINTED	NO	06/28/21	740
BAPTISTE	JONALD		51221	\$66.5500	APPOINTED	NO	06/28/21	740
BAPTISTE	LUCKNISE	F	50910	\$62.6000	APPOINTED	YES	06/28/21	740
BAQUIRAN	KIMBERLY		51222	\$66.9300	APPOINTED	NO	06/28/21	740
BARANGAN	VICTOR		51222	\$66.9300	APPOINTED	NO	06/28/21	740
BARASCH	SHOSHANA		51221	\$66.9300	APPOINTED	NO	06/28/21	740
BARBIERI	CHRISTIN		51221	\$66.9300	APPOINTED	NO	06/28/21	740
BARBIERI	DANIELLE		51221	\$60.5100	APPOINTED	YES	06/28/21	740
BARCLAY	TRACEY-A	N	51221	\$66.9300	APPOINTED	NO	06/28/21	740
BARGAMENTO	ALMA		51222	\$66.9300	APPOINTED	NO	06/28/21	740
BARKER	LYDIA		50910	\$60.5500	APPOINTED	YES	06/28/21	740
BARNES	CHRISTIN	A	51221	\$66.5500	APPOINTED	NO	06/28/21	740
BARNES	MARISSA		51221	\$60.5100	APPOINTED	YES	06/28/21	740
BARON	EVELYN		51222	\$66.9300	APPOINTED	NO	06/28/21	740
BARONE VACCARO	FRANCES		51222	\$66.9300	APPOINTED	NO	06/28/21	740
BARRY	JAMES	P	51221	\$66.9300	APPOINTED	NO	06/28/21	740
BARUCH	BELLA		51221	\$66.9300	APPOINTED	NO	06/28/21	740
BASEA	ROEN	L	51221	\$60.5100	APPOINTED	YES	06/28/21	740

DEPARTMENT OF EDUCATION ADMIN
FOR PERIOD ENDING 07/09/21

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE	AGENCY	
BASTA	DANA	51221	\$66.9300	APPOINTED	NO	06/28/21	740	
BASTIANI	ANGELA	51222	\$66.9300	APPOINTED	NO	06/28/21	740	
BATALIA	MELISSA	A	51222	\$66.9300	APPOINTED	NO	06/28/21	740
BATTON	LUDUVINA		51222	\$66.9300	APPOINTED	NO	06/28/21	740
BATTISTA	ELIZABET		51221	\$66.5500	APPOINTED	NO	06/28/21	740
BATTAGLIA	JESSICA		51221	\$63.2800	APPOINTED	YES	06/28/21	740
BATTINELLI	MATTHEW		51222	\$66.9300	APPOINTED	NO	06/28/21	740
BAWA	SONIA		51221	\$66.5500	APPOINTED	NO	06/28/21	740
BAZALAIS	MARVELIN		51221	\$66.1700	APPOINTED	NO	06/28/21	740
BEADLE	DANEITH		51222	\$66.5500	APPOINTED	NO	06/28/21	740
BEATO-DAVIS	LAUREN	A	51221	\$66.9300	APPOINTED	NO	06/28/21	740
BEAUCHEMIN	DIANE	A	51221	\$66.9300	APPOINTED	NO	06/28/21	740
BEAUVIL	LEONIDE	J	50910	\$61.2100	APPOINTED	YES	06/28/21	740
BECERRA	ESPERANZ		06165	\$76.7000	APPOINTED	YES	06/28/21	740
BECKER	DENISE		51221	\$66.9300	APPOINTED	NO	06/28/21	740
BECKER	JEANINE		51221	\$66.9300	APPOINTED	NO	06/28/21	740
BECKER	KARINA		51221	\$66.5500	APPOINTED	NO	06/28/21	740
BECKER III	JOHN	J	51222	\$66.9300	APPOINTED	NO	06/28/21	740
BECKFORD	DEBBIE	R	51222	\$66.5500	APPOINTED	NO	06/28/21	740
BECKOFF	ALANA		51221	\$66.5500	APPOINTED	NO	06/28/21	740
BEER	JEFFREY		51221	\$66.9300	APPOINTED	NO	06/28/21	740
BEHM DAPONTE	ALISON		51221	\$66.5500	APPOINTED	NO	06/28/21	740
BEKHET	AHMED		51222	\$66.9300	APPOINTED	NO	06/28/21	740
BELCASTRO	LYNDA		51222	\$66.9300	APPOINTED	NO	06/28/21	740
BELINFANTI	DESLIN		51221	\$66.9300	APPOINTED	NO	06/28/21	740
BELINKY	REBECCA		51221	\$60.5100	APPOINTED	YES	06/28/21	740
BELIZAIRE	FAVIER		51221	\$66.9300	APPOINTED	NO	06/28/21	740
BELIZAIRE	JUDITH		51221	\$66.9300	APPOINTED	NO	06/28/21	740
BELKIN	ADAM		51222	\$66.9300	APPOINTED	NO	06/28/21	740
BELLAFLO	MARIE		51222	\$66.9300	APPOINTED	NO	06/28/21	740
BELLEH	LEWIS	D	51222	\$66.9300	APPOINTED	NO	06/28/21	740
BELZAGUY	VALERIE		51221	\$66.9300	APPOINTED	NO	06/28/21	740
BENARDDELLO	JESSICA		51222	\$63.2800	APPOINTED	YES	06/28/21	740
BENEDICKS	NICOLE		51221	\$66.5500	APPOINTED	NO	06/28/21	740
BENINTEMDO	JENNA		51221	\$66.9300	APPOINTED	NO	06/28/21	740
BENJAMIN	AUDREY		50910	\$60.1100	APPOINTED	YES	06/28/21	740
BENJAMIN	KIMBERLE	M	51221	\$63.6500	APPOINTED	YES	06/28/21	740
BENNETT	CYNTHIA		50910	\$62.6000	APPOINTED	YES	06/28/21	740
BENNETT	RACQUEL		51221	\$66.5500	APPOINTED	NO	06/28/21	740
BENOIT	PATRICIA		50910	\$62.6000	APPOINTED	YES	06/28/21	740
BENONS	DAMIAN		51222	\$66.9300	APPOINTED	NO	06/28/21	740
BENSON	FLORIANN		51222	\$66.9300	APPOINTED	NO	06/28/21	740
BERGER	JANE		51222	\$66.9300	APPOINTED	NO	06/28/21	740
BERGMANN	LITZA	J	51221	\$60.5100	APPOINTED	NO	06/28/21	740
BERKOVICH	VALERIE		51222	\$66.9300	APPOINTED	NO	06/28/21	740
BERKOVITS	SHAINDEL	M	51221	\$66.9300	APPOINTED	NO	06/28/21	740
BERMAN	SERENA	B	51221	\$66.5500	APPOINTED	NO	06/28/21	740
BERMAN	YONINA		51221	\$66.9300	APPOINTED	NO	06/28/21	740
BERNADSKAYA	JENNY	A	51221	\$66.9300	AP			

READER'S GUIDE

The City Record (CR) is published each business day. The Procurement section of the City Record is comprised of notices of proposed New York City procurement actions, contract awards, and other procurement-related information. Notice of solicitations and other notices for most procurement methods valued at or above \$100,000 for goods, services, and construction must be published once in the City Record, among other requirements. Other procurement methods authorized by law, such as sole source procurements, require notice in the City Record for five consecutive editions. Unless otherwise specified, the agencies and offices listed are open for business Monday through Friday from 9:00 A.M. to 5:00 P.M., except on legal holidays.

NOTICE TO ALL NEW YORK CITY CONTRACTORS

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

CONSTRUCTION/CONSTRUCTION SERVICES OR CONSTRUCTION-RELATED SERVICES

The City of New York is committed to achieving excellence in the design and construction of its capital program, and building on the tradition of innovation in architecture and engineering that has contributed to the City's prestige as a global destination.

VENDOR ENROLLMENT APPLICATION

New York City procures approximately \$17 billion worth of goods, services, construction and construction-related services every year. The NYC Procurement Policy Board Rules require that agencies primarily solicit from established mailing lists called bidder/proposer lists. Registration for these lists is free of charge. To register for these lists, prospective suppliers should fill out and submit the NYC-FMS Vendor Enrollment application, which can be found online at www.nyc.gov/selltonyc. To request a paper copy of the application, or if you are uncertain whether you have already submitted an application, call the Vendor Enrollment Center at (212) 857-1680.

SELLING TO GOVERNMENT TRAINING WORKSHOP

New and experienced vendors are encouraged to register for a free training course on how to do business with New York City. "Selling to Government" workshops are conducted by the Department of Small Business Services at 110 William Street, New York, NY 10038. Sessions are convened on the second Tuesday of each month from 10:00 A.M. to 12:00 P.M. For more information, and to register, call (212) 618-8845 or visit www.nyc.gov/html/sbs/nycbiz and click on Summary of Services, followed by Selling to Government.

PRE-QUALIFIED LISTS

New York City procurement policy permits agencies to develop and solicit from pre-qualified lists of vendors, under prescribed circumstances. When an agency decides to develop a pre-qualified list, criteria for pre-qualification must be clearly explained in the solicitation and notice of the opportunity to pre-qualify for that solicitation must be published in at least five issues of the CR. Information and qualification questionnaires for inclusion on such lists may be obtained directly from the Agency Chief Contracting Officer at each agency (see Vendor Information Manual). A completed qualification questionnaire may be submitted to an Agency Chief Contracting Officer at any time, unless otherwise indicated, and action (approval or denial) shall be taken by the agency within 90 days from the date of submission. Any denial or revocation of pre-qualified status can be appealed to the Office of Administrative Trials and Hearings (OATH). Section 3-10 of the Procurement Policy Board Rules describes the criteria for the general use of pre-qualified lists. For information regarding specific pre-qualified lists, please visit www.nyc.gov/selltonyc.

NON-MAYORAL ENTITIES

The following agencies are not subject to Procurement Policy Board Rules and do not follow all of the above procedures: City University, Department of Education, Metropolitan Transportation Authority, Health & Hospitals Corporation, and the Housing Authority. Suppliers interested in applying for inclusion on bidders lists for Non-Mayoral entities should contact these

entities directly at the addresses given in the Vendor Information Manual.

PUBLIC ACCESS CENTER

The Public Access Center is available to suppliers and the public as a central source for supplier-related information through on-line computer access. The Center is located at 253 Broadway, 9th floor, in lower Manhattan, and is open Monday through Friday from 9:30 A.M. to 5:00 P.M., except on legal holidays. For more information, contact the Mayor's Office of Contract Services at (212) 341-0933 or visit www.nyc.gov/mocs.

ATTENTION: NEW YORK CITY MINORITY AND WOMEN-OWNED BUSINESS ENTERPRISES

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

PROMPT PAYMENT

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

PROCUREMENT POLICY BOARD RULES

The Rules may also be accessed on the City's website at www.nyc.gov/selltonyc

COMMON ABBREVIATIONS USED IN THE CR

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

ACCO	Agency Chief Contracting Officer
AMT	Amount of Contract
CSB	Competitive Sealed Bid including multi-step
CSP	Competitive Sealed Proposal including multi-step
CR	The City Record newspaper
DP	Demonstration Project
DUE	Bid/Proposal due date; bid opening date
EM	Emergency Procurement
FCRC	Franchise and Concession Review Committee
IFB	Invitation to Bid
IG	Intergovernmental Purchasing
LBE	Locally Based Business Enterprise
M/WBE	Minority/Women's Business Enterprise
NA	Negotiated Acquisition
OLB	Award to Other Than Lowest Responsive Bidder/Proposer
PIN	Procurement Identification Number
PPB	Procurement Policy Board
PQL	Pre-qualified Vendors List
RFEI	Request for Expressions of Interest
RFI	Request for Information
RFP	Request for Proposals
RFQ	Request for Qualifications
SS	Sole Source Procurement
ST/FED	Subject to State and/or Federal requirements

KEY TO METHODS OF SOURCE SELECTION

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

CSB	Competitive Sealed Bidding including multi-step Special Case Solicitations/Summary of Circumstances:
CSP	Competitive Sealed Proposal including multi-step
CP/1	Specifications not sufficiently definite
CP/2	Judgement required in best interest of City
CP/3	Testing required to evaluate
CB/PQ/4	CSB or CSP from Pre-qualified Vendor List/ Advance qualification screening needed
CP/PQ/4	Demonstration Project
DP	Sole Source Procurement/only one source
RS	Procurement from a Required Source/ST/FED
NA	Negotiated Acquisition
	<i>For ongoing construction project only:</i>
NA/8	Compelling programmatic needs
NA/9	New contractor needed for changed/additional work
NA/10	Change in scope, essential to solicit one or limited number of contractors
NA/11	Immediate successor contractor required due to termination/default
	<i>For Legal services only:</i>

NA/12	Specialized legal devices needed; CSP not advantageous
WA	Solicitation Based on Waiver/Summary of Circumstances (Client Services/CSB or CSP only)
WA1	Preventing loss of sudden outside funding
WA2	Existing contractor unavailable/immediate need
WA3	Unsuccessful efforts to contract/need continues
IG	Intergovernmental Purchasing (award only)
IG/F	Federal
IG/S	State
IG/O	Other
EM	Emergency Procurement (award only): An unforeseen danger to:
EM/A	Life
EM/B	Safety
EM/C	Property
EM/D	A necessary service
AC	Accelerated Procurement/markets with significant short-term price fluctuations
SCE	Service Contract Extension/insufficient time; necessary service; fair price Award to Other Than Lowest Responsible & Responsive Bidder or Proposer/Reason (award only) anti-apartheid preference
OLB/a	local vendor preference
OLB/b	recycled preference
OLB/c	other: (specify)

HOW TO READ CR PROCUREMENT NOTICES

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

Notices of Public Hearings on Contract Awards appear at the end of the Procurement Section.

At the end of each Agency (or Division) listing is a paragraph giving the specific address to contact to secure, examine and/or to submit bid or proposal documents, forms, plans, specifications, and other information, as well as where bids will be publicly opened and read. This address should be used for the purpose specified unless a different one is given in the individual notice. In that event, the directions in the individual notice should be followed.

The following is a SAMPLE notice and an explanation of the notice format used by the CR.

SAMPLE NOTICE

POLICE

DEPARTMENT OF YOUTH SERVICES

■ SOLICITATIONS

Services (Other Than Human Services)

BUS SERVICES FOR CITY YOUTH PROGRAM

-Competitive Sealed Bids- PIN# 056020000293 - DUE 04-21-03 AT 11:00 A.M.

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

NYPD, Contract Administration Unit, 51 Chambers Street, Room 310, New York, NY 10007. Manuel Cruz (646) 610-5225.

◀m27-30

ITEM	EXPLANATION
POLICE DEPARTMENT	Name of contracting agency
DEPARTMENT OF YOUTH SERVICES	Name of contracting division
■ SOLICITATIONS	Type of Procurement action
<i>Services (Other Than Human Services)</i>	Category of procurement
BUS SERVICES FOR CITY YOUTH PROGRAM	Short Title
CSB	Method of source selection
PIN #056020000293	Procurement identification number
DUE 04-21-03 AT 11:00 A.M.	Bid submission due 4-21-03 by 11:00 A.M.; bid opening date/ time is the same.
<i>Use the following address unless otherwise specified or submit bid/proposal documents; etc.</i>	Paragraph at the end of Agency Division listing providing Agency
◀	Indicates New Ad
m27-30	Date that notice appears in The City Record