



# THE CITY RECORD

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## TABLE OF CONTENTS

### PUBLIC HEARINGS & MEETINGS

Staten Island Borough President	1689
City Council	1689
Cit Planning Commission	1689
Community Boards	1707
Environmental Protection	1707
Landmarks Preservation Commission	1708
School Construction Authority	1708
Transportation	1708
Youth and Community Development	1709

### PROPERTY DISPOSITION

Citywide Administrative Services	1709
Division of Municipal Supply Services	1709

Sale by Sealed Bid	1710
Police	1710
Auction	1710

### PROCUREMENT

Citywide Administrative Services	1710
Division of Municipal Supply Services	1710
Vendor Lists	1710
Design and Construction	1710
District Attorney, County of New York	1710
Education	1710
Division of Contracts and Purchasing	1710
Office of Emergency Management	1710
Environmental Protection	1710
Bureau of Water and Sewer Operations	1710
Bureau of Wastewater Treatment	1711

Health and Hospitals Corporation	1711
Homeless Services	1711
Office of Contracts and Procurement	1711
Housing Authority	1711
Housing Preservation and Development	1711
Division of Maintenance	1711
Human Resources Administration	1711
Information Technology and Telecommunications	1712
Parks and Recreation	1712
Revenue and Concessions	1712
School Construction Authority	1712
Contract Administration	1712
Contract Services	1713

Transportation	1713
Division of Franchises, Concessions and Consents	1713

### AGENCY PUBLIC HEARINGS

Homeless Services	1713
-------------------	------

### AGENCY RULES

Environmental Protection	1713
--------------------------	------

### SPECIAL MATERIALS

City Planning	1714
Conflicts of Interest Board	1715
Housing Preservation and Development	1716
Police	1716
Youth and Community Development	1716

### LATE NOTICES

Community Boards	1716
Board of Standards and Appeals	1716

## THE CITY RECORD

MICHAEL R. BLOOMBERG, Mayor

MARTHA K. HIRST, Commissioner, Department of Citywide Administrative Services.  
ELI BLACHMAN, Editor of The City Record.

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## PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

### STATEN ISLAND BOROUGH PRESIDENT

#### PUBLIC MEETING

The Staten Island Borough President's Office hereby gives notice that a public meeting of The Staten Island Borough Board will take place on Wednesday, May 6, 2009 at 5:30 P.M. in the Conference Room 122 at Borough Hall - Stuyvesant Place, Staten Island, New York 10301.

a28-m6

### CITY COUNCIL

#### PUBLIC HEARINGS

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

The Subcommittee on Zoning and Franchises will hold a public hearing on the following matter in the Council Committee Room, City Hall, New York City, New York 10007, commencing at 9:30 A.M. on Thursday, April 30, 2009:

#### IL PALAZZO

MANHATTAN CB - 2 20085511 TCM  
Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of 151 Mulberry Street Corp., d/b/a Il Palazzo, for a revocable consent to continue to maintain and operate an unenclosed sidewalk café located at 151 Mulberry Street, Borough of Manhattan.

The Subcommittee on Landmarks, Public Siting and Maritime Uses will hold a public hearing on the following matter in the Council Committee Room, City Hall, New York City, New York 10007, commencing at 11:00 A.M. on Thursday, April 30, 2009:

#### P.S. 69-K ANNEX

BROOKLYN CB - 10 20095202 SKC  
Application pursuant to Section 1732 of the New York School Construction Authority Act, concerning the proposed site selection for a new, approximately 415-Seat Primary School Facility, known as P.S. 69-K Annex, to be located at 942 62nd Street (Block 5729, Lot 24), Borough of Brooklyn, Community School District No. 20.

The Subcommittee on Planning, Dispositions and Concessions will hold a public hearing on the following matters in the Council Committee Room, City Hall, New York City, New York 10007, commencing at 1:00 P.M. on Thursday, April 30, 2009:

#### ALBANY CROSSINGS APARTMENTS

BROOKLYN CB - 3 20095467 HAK  
Application submitted by the Department of Housing

Preservation and Development pursuant to the New York Private Housing Finance Law for consent to the conveyance by a redevelopment company for property located at Block 1859/Lot 1, Council District 36, Borough of Brooklyn.

#### KINGSTON HEIGHTS APARTMENTS

BROOKLYN CB - 3 20095468 HAK  
Application submitted by the Department of Housing Preservation and Development pursuant to the New York Private Housing Finance Law for consent to the conveyance by a redevelopment company, for property located at Block 1851/Lots 58 and 61, Council District 36, Borough of Brooklyn.

Proposals subject to Council review and action pursuant to the Urban Development Action Area Act, Article 16 of the New York General Municipal Law, at the request of the Department of Housing Preservation and Development ("HPD"), which requests that the Council:

- Find that the present status of the listed areas tends to impair or arrest the sound growth and development of the municipality and that the proposed Urban Development Action Area Project is consistent with the policy and purposes of Section 691 of the General Municipal Law;
- Waive the area designation requirements of Section 693 of the General Municipal Law pursuant to said Section;
- Waive the requirements of Sections 197-c and 197-d of the New York City Charter pursuant to Section 694 of the General Municipal Law;
- Approve the projects as Urban Development Action Area Projects pursuant to Section 694 of the General Municipal Law; and
- Approve an exemption of the Projects from real property taxes pursuant to Section 577 of the Private Housing Finance Law.

NO.	ADDRESS	BLOCK/LOT	BORO	COMMUNITY PROGRAM	BOARD
20095466	HAK 1050 Hancock Street	3395/11	Brooklyn	Tenant Interim Lease	04
20095469	HAK 133-41 West 140th Street	2009/23	Manhattan	Tenant Interim Lease	10
20095470	HAM 211 West 135th Street	1941/23	Manhattan	Tenant Interim Lease	10
20095471	HAM 2460 7th Avenue	2029/29	Manhattan	Tenant Interim Lease	10

a24-30

### CITY PLANNING COMMISSION

#### PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN THAT RESOLUTIONS Have been adopted by the City Planning Commission scheduling public hearings on the following matters to be held at The New York City College of Technology, Klitgord Auditorium, 285 Jay Street, Brooklyn, New York (Between Tillary and Johnson Streets), on Wednesday, May 6, 2009, commencing at 9:30 A.M.

### BOROUGH OF BROOKLYN

No. 1

#### CANARSIE REZONING

CD 18 C 090313 ZMK

IN THE MATTER OF an application submitted by the Department of City Planning pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section Nos. 17d, 23a, 23c and 23d:

- eliminating from an existing R4 District a C1-1 District bounded by Avenue L, East 95th Street, a line 200 feet southeasterly of Avenue L, and East 93rd Street;
- eliminating from an existing R4 District a C1-2 District bounded by:
  - a line 200 feet southeasterly of Farragut Road, Rockaway Parkway, Glenwood Road, a line midway between Rockaway Parkway and East 98th Street, Conklin Avenue, Rockaway Parkway, a line 150 feet southeasterly of Flatlands Avenue, and East 96th Street,
  - a line 150 feet northwesterly of Flatlands Avenue, East 89th Street, Flatlands Avenue, and a line midway between East 88th Street and East 89th Street;
  - a line 150 feet northwesterly of Avenue L, East 95th Street, Avenue L, East 93rd Street, a line 150 feet southeasterly of Avenue L, and East 91st Street;
  - Avenue N, Rockaway Parkway, Seaview Avenue, and a line midway between East 96th Street and Rockaway Parkway;
- eliminating from an existing R5 District a C1-2 District bounded by:
  - Ralph Avenue, East 79th Street, a line 100 feet easterly of Ralph Avenue, a line 100 feet northeasterly East 78th Street, a line perpendicular to the northeasterly street line of East 78th Street distant 80 feet southeasterly (as measured along the street line) from the point of intersection of the northeasterly street line of East 78th Street and the easterly street line of Ralph Avenue, and East 78th Street;
  - Ralph Avenue, East 77th Street, a line 150 feet southeasterly of Ralph Avenue, East 76th Street, and Glenwood Road,
  - East 88th Street, a line 150 feet northwesterly of Flatlands Avenue, a line midway between East 88th Street and East 89th Street, and Flatlands Avenue;
  - a line 150 feet northwesterly of Glenwood Road, East 105th Street, Glenwood Road, and East 103rd Street;
  - a line 100 feet northwesterly of Seaview Avenue, East 98th Street, Seaview Avenue, a line 450 feet northeasterly of Rockaway Parkway, a line 200 feet southeasterly of Seaview Avenue, Rockaway Parkway, Skidmore Avenue, a line 350 feet southwesterly of Rockaway Parkway, St. Jude Place, Seaview Avenue, and Rockaway Parkway;
  - Schenck Street, Rockaway Parkway, a line 100 feet southeasterly of Schenck Street, and a line 215 feet southwesterly of Rockaway Parkway;
- eliminating from an existing R4 District a C 2-1 District bounded by a line 150 feet northwesterly of Avenue L, Rockaway Parkway, a line 320 feet southeasterly of Avenue L, East 96th Street, a line 150 feet southeasterly of Avenue L, and East 95th Street;

5. eliminating from an existing R5 District a C2-1 District bounded by:
- Avenue M, East 98th Street, a line 360 feet southeasterly of Avenue M, and Rockaway Parkway; and
  - Flatlands Avenue, a line 325 feet northeasterly of 108th Street, the northwesterly prolongation of a U.S. Pierhead and Bulkhead Line, the southwesterly prolongation of a U.S. Pierhead and Bulkhead Line, and East 108th Street;
6. eliminating from an existing R4 District a C2-2 District bounded by:
- Foster Avenue, East 98th Street, a line 150 feet southeasterly of Foster Avenue, and Rockaway Avenue;
  - a line 200 feet northwesterly of Farragut Road, a line midway between Rockaway Parkway and East 98th Street and its southeasterly prolongation, Glenwood Road, Rockaway Parkway, a line 200 feet southeasterly of Farragut Road, a line midway between East 96th Street and Rockaway Parkway, a line 150 feet northwesterly of Farragut Road, and Rockaway Parkway;
  - Conklin Avenue, a line midway between East 92nd Street and East 93rd Street, a line 150 feet southeasterly of Flatlands Avenue, East 91st Street, Flatlands Avenue, and a line 150 feet southwesterly of East 92nd Street;
7. eliminating from an existing R5 District a C2-2 District bounded by:
- a line 100 feet northwesterly of Flatlands Avenue, East 83rd Street, Flatlands Avenue, East 81st Street, a line 100 feet southeasterly of Flatlands Avenue, East 76th Street, Flatlands Avenue, and the northwesterly centerline prolongation of East 77th Street; and
  - Skidmore Avenue, Rockaway Parkway, Schenck Street, and East 96th Street;
8. changing from an R5 District to an R3-1 District property bounded by a line 100 feet southeasterly of Avenue L, East 105th Street, a line 100 feet northwesterly of Avenue M, and a line midway between East 100th Street and East 101st Street;
9. changing from an R5 District to an R3X District property bounded by a line 100 feet southeasterly of Avenue L, a line midway between East 100th Street and East 101st Street, a line 100 feet northwesterly of Avenue M, East 105th Street, Avenue L, a line 100 feet northeasterly of East 105th Street, a line midway between Avenue L and Flatlands 5th Street, East 108th Street, the northeasterly centerline prolongation of Flatlands 6th Street, a line 150 feet northeasterly of East 108th Street, the northeasterly centerline prolongation of Avenue M, East 108th Street, Seaview Avenue, a line midway between East 104th Street and East 105th Street, Avenue N, East 105th Street, a line 175 feet southeasterly of Avenue M, a line midway between East 102nd Street and East 103rd Street, a line 100 feet northwesterly of Avenue N, East 102nd Street, Avenue N, a line midway between East 101st Street and East 102nd Street, a line 175 feet northwesterly of Avenue N, a line midway between East 100th Street and East 101st Street, a line 100 feet southeasterly of Avenue M, and East 99th Street;
10. changing from an R5 District to an R4 District property bounded by:
- Glenwood Road, East 103rd Street, Flatlands Avenue, East 102nd Street, a line 100 feet southeasterly of Flatlands Avenue, East 101st Street, Avenue K, East 102nd Street, Avenue L, East 104th Street, Avenue K, East 103rd Street, Avenue J, East 104th Street, Flatlands 1st Street and its southwesterly centerline prolongation, a line 100 feet northeasterly of East 105th Street, Flatlands 3rd Street, East 105th Street, a line 100 feet southeasterly of Avenue L, East 99th Street, a line 100 feet northwesterly of Avenue L, a line midway between East 98th Street and East 99th Street, a line 225 feet southeasterly of Avenue K, Rockaway Parkway, a line 400 feet southeasterly of Avenue J, a line 100 feet southwesterly of East 98th Street, a line 200 feet northwesterly of Avenue J, East 98th Street, a line 375 feet southeasterly of Flatlands Avenue, East 99th Street, Flatlands Avenue, and a line midway between East 101st Street and East 102nd Street; and
  - Avenue M, East 99th Street, a line 100 feet southeasterly of Avenue M, a line midway between East 100th Street and East 101st Street, a line 175 feet northwesterly of Avenue N, a line midway between East 101st Street and East 102nd Street, Avenue N, East 101st Street, a line 100 feet southeasterly of Avenue M, and East 98th Street;
11. changing from an R4 District to an R4-1 District property bounded by:
- Krier Place, East 92nd Street, a line 100 feet southeasterly of Foster Avenue, a line midway between East 92nd Street and East 93rd Street, a line 100 feet northwesterly of Farragut Road, East 92nd Street, Farragut Road, East 93rd Street, a line 250 feet southeasterly of Farragut Road, a line midway between East 92nd Street and East 93rd Street, a line 100 feet northwesterly of Flatlands Avenue, a line midway between East 88th Street and East 89th Street, a line 175 feet southeasterly of Foster Avenue and its southwesterly prolongation, and a line 100 feet northeasterly of Remsen Avenue;
  - Foster Avenue, a line midway between East 95th Street and East 96th Street, a line 275 feet southeasterly of Foster Avenue, East 96th Street, a line 175 feet southeasterly of Foster Avenue, a line midway between East 96th Street and Rockaway Parkway, a line 100 feet northwesterly of Flatlands Avenue, East 96th Street, a line 100 feet southeasterly of Flatlands Avenue, Rockaway Parkway, a line 225 feet southeasterly of Avenue K, East 95th Street, Avenue K, East 94th Street, a line 100 feet northwesterly of Avenue L, East 91st Street, a line perpendicular to the southwesterly street line of East 91st Street distant 100 feet southeasterly (as measured along the street line) from the point of intersection of the southwesterly street line of East 91st Street and the southeasterly street line of Avenue K, Remsen Avenue, a line 100 feet northwesterly of Avenue J, a line midway between East 88th Street and East 89th Street, Flatlands Avenue, East 91st Street, a line 100 feet southeasterly of Flatlands Avenue, East 93rd Street, a line 100 feet northwesterly of Flatlands Avenue, and a line midway between East 94th Street and East 95th Street;
  - Foster Avenue, East 99th Street, a line 200 feet southeasterly of Farragut Road, a line midway between Rockaway Parkway and East 98th Street, a line 200 feet southeasterly of Foster Avenue, East 98th Street;
  - Glenwood Road, East 100th Street, a line 75 feet northwesterly of Flatlands Avenue, East 99th Street, Flatlands Avenue, Rockaway Parkway, Conklin Avenue, and a line midway between Rockaway Parkway and East 98th Street;
  - a line 100 feet southeasterly of Avenue L, Remsen Avenue, a line 100 feet southeasterly of Avenue M, a line midway between East 88th Street and East 89th Street, a line 100 feet northwesterly of Avenue M, and East 89th Street;
  - a line 100 feet southeasterly of Avenue L, Rockaway Parkway, Seaview Avenue, a line 100 feet northeasterly of East 95th Street, a line 250 feet northwesterly of Seaview Avenue, East 95th Street, Avenue N, a line midway between East 92nd Street and East 93rd Street and its northwesterly prolongation, a line 100 feet northwesterly of Seaview Avenue, East 92nd Street, Seaview Avenue, Remsen Avenue, a line 75 feet northwesterly of Seaview Avenue, a line midway between East 89th Street and Remsen Avenue, a line 150 feet southeasterly of Avenue N, Remsen Avenue, Avenue N, and East 91st Street;
12. changing from an R5 District to an R4-1 District property bounded by:
- a line 100 feet southeasterly of Foster Avenue, a line midway between East 88th Street and East 89th Street, a line 100 feet northwesterly of Flatlands Avenue, East 85th Street, a line 100 feet southeasterly of Glenwood Road, East 86th Street, a line 100 feet southeasterly of Farragut Road, and East 88th Street;
  - a line 100 feet southeasterly of Flatlands Avenue, East 88th Street, Flatlands Avenue, a line midway between East 88th Street and East 89th Street, a line 100 feet northwesterly of Avenue J, and East 86th Street;
  - a line 100 feet northwesterly of Avenue M, a line midway between East 88th Street and East 89th Street, a line 100 feet southeasterly of Avenue M, East 88th Street, Avenue N, and East 87th Street;
  - Flatlands Avenue, East 99th Street, a line 102nd Street, Avenue N, East 101st Street, Street, Seaview Avenue, East 98th Street, a line 100 feet northwesterly of Seaview Avenue, Rockaway Parkway, Avenue M, and a line midway between Rockaway Parkway and East 98th Street;
13. changing from a C8-1 District to an R4-1 District property bounded by:
- Farragut Road, a line midway between East 99th Street and East 100th Street, a line 200 feet southeasterly of Farragut Road, and East 99th Street;
  - a line 50 feet northwesterly of Glenwood Road, a line 80 feet northeasterly of East 99th Street, Glenwood Road, and a line midway between Rockaway Parkway and East 98th Street;
14. changing from an R4 District to an R4A District property bounded by:
- a line 330 feet northwesterly of Foster Avenue, East 94th Street, Foster Avenue, a line midway between East 94th Street and East 95th Street, a line 100 feet northwesterly of Flatlands Avenue, a line midway between East 92nd Street and East 93rd Street, a line 250 feet southeasterly of Farragut Road, East 93rd Street, Farragut Road, East 92nd Street, a line 100 feet northwesterly of Farragut Road, a line midway between East 92nd Street and East 93rd Street, a line 100 feet southeasterly of Foster Avenue, East 92nd Street, Foster Avenue, and East 93rd Street;
  - a line perpendicular to the southwesterly street line of East 91st Street distant 100 feet southeasterly (as measured along the street line) from the point of intersection of the southwesterly street line of East 91st Street and the southeasterly street line of Avenue K, East 91st Street, a line 100 feet southeasterly of Avenue L, East 89th Street, a line 100 feet northwesterly of Avenue M, a line midway between East 88th Street and East 89th Street, a line 100 feet southeasterly of Avenue K, and Remsen Avenue;
  - Avenue K, East 95th Street, a line 225 feet southeasterly of Avenue K, Rockaway Parkway, a line 100 feet northwesterly of Avenue L, and East 94th Street;
15. changing from an R5 District to an R4A District property bounded by:
- a line 100 feet southeasterly of Avenue K, a line midway between East 88th Street and East 89th Street, a line 100 feet northwesterly of Avenue M, East 87th Street, a line 175 feet northwesterly of Avenue M, a line midway between East 86th Street and East 87th Street, a line 100 feet southeasterly of Avenue L, East 87th Street, Avenue L, a line midway between East 86th Street and East 87th Street, a line 275 feet northwesterly of Avenue L, and East 87th Street;
  - a line 225 feet southeasterly of Avenue K, a line midway between East 98th Street and East 99th Street, a line 100 feet northwesterly of Avenue L, East 99th Street, a line 100 feet southeasterly of Avenue L, a line midway between Rockaway Parkway and East 98th Street, Avenue M, and Rockaway Parkway;

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| <p>16. changing from an R4 District to an R5 District property bounded by:</p> <p>a. Avenue N, Remsen Avenue, a line 150 feet southeasterly of Avenue N, a line midway between East 89th Street and Remsen Avenue, a line 75 feet northwesterly of Seaview Avenue, Remsen Avenue, Seaview Avenue, and a line midway between East 88th Street and East 89th Street, and</p> <p>b. Avenue N, East 95th Street, a line 250 feet northwesterly of Seaview Avenue, a line 100 feet northeasterly of East 95th Street, Seaview Avenue, East 92nd Street, a line 100 feet northwesterly of Seaview Avenue, and a line midway between East 92nd Street and East 93rd Street and its northwesterly prolongation;</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | <p>107th Street, Avenue J, East 108th Street, Flatlands 1st Street and its southwesterly centerline prolongation, East 104th Street, Avenue J, East 103rd Street, Avenue K, East 104th Street, Avenue L, East 102nd Street, Avenue K, and East 101st Street;</p> <p>d. a line 100 feet northwesterly of Avenue N, East 103rd Street, Seaview Avenue, East 101st Street, Avenue N, and East 102nd Street;</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | <p>line 100 feet southeasterly of Flatlands Avenue, East 96th Street, a line 100 feet northwesterly of Flatlands Avenue, a line midway between East 96th Street and Rockaway Parkway, a line 200 feet southeasterly of Farragut Road, and Rockaway Parkway; and</p> <p>c. a line 100 feet northwesterly of Avenue L, East 95th Street, a line 100 feet southeasterly of Avenue L, and East 91st Street;</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| <p>17. changing from a C3 District to an R5 District property bounded by the southwesterly centerline prolongation of Paerdegat 12th Street, Paerdegat Avenue North, a northwesterly boundary line of Canarsie Beach Park, and a U.S. Pierhead and Bulkhead Line;</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | <p>20. changing from an R4 District to an R5D District property bounded by:</p> <p>a. Foster Avenue, East 98th Street, a line 200 feet southeasterly of Foster Avenue, a line midway between Rockaway Parkway and East 98th Street, Conklin Avenue, Rockaway Parkway, a line 100 feet southeasterly of Flatlands Avenue, East 96th Street, a line 100 feet northwesterly of Flatlands Avenue, and a line midway between East 96th Street and Rockaway Parkway;</p> <p>b. a line 100 feet northwesterly of Flatlands Avenue, East 93rd Street, a line 100 feet southeasterly of Flatlands Avenue, East 91st Street, Flatlands Avenue, and a line midway between East 88th Street and East 89th Street; and</p> <p>c. a line 100 feet northwesterly of Avenue L, Rockaway Parkway, a line 100 feet southeasterly of Avenue L, and East 91st Street;</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | <p>25. establishing within a proposed R4-1 District a C2-3 District bounded by:</p> <p>a. Avenue M, East 98th Street, a line 360 feet southeasterly of Avenue M, and Rockaway Parkway;</p> <p>b. a line 50 feet northwesterly of Glenwood Road, a line 200 feet northeasterly of Rockaway Parkway, Glenwood Road, and a line 100 feet northeasterly of Rockaway Parkway;</p> <p>c. Conklin Avenue, a line midway between East 92nd Street and East 93rd Street, a line 100 feet northwesterly of Flatlands Avenue, and a line 150 feet southwesterly of East 92nd Street; and</p> <p>d. a line 100 feet southeasterly of Avenue L, Rockaway Parkway, a line 220 feet southeasterly of Avenue L, and East 96th Street;</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| <p>18. changing from an R4 District to an R5B District property bounded by :</p> <p>a. a line 100 feet northwesterly of Foster Avenue, East 93rd Street, Foster Avenue, and East 92nd Street;</p> <p>b. a line 100 feet northwesterly of Foster Avenue, East 96th Street, Foster Avenue, a line midway between East 96th Street and Rockaway Parkway, a line 175 feet southeasterly of Foster Avenue, East 96th Street, a line 275 feet southeasterly of Foster Avenue, a line midway between East 95th Street and East 96th Street, Foster Avenue, and East 94th Street; and</p> <p>c. a line 100 feet northwesterly of Avenue J, Remsen Avenue, a line 100 feet southeasterly of Avenue K, a line midway between East 88th Street and East 89th Street, Avenue K, a northeasterly boundary line of Canarsie Cemetery and its northwesterly and southeasterly prolongations, Church Lane and its southwesterly centerline prolongation, and a line midway between East 88th Street and East 89th Street;</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | <p>21. changing from an R5 District to an R5D District property bounded by:</p> <p>a. a line 100 feet northwesterly of Flatlands Avenue, a line midway between East 88th Street and East 89th Street, Flatlands Avenue, East 88th Street, a line 100 feet southeasterly of Flatlands Avenue, East 86th Street, Flatlands Avenue, East 85th Street, a line 100 feet southeasterly of Flatlands Avenue, East 84th Street, Flatlands Avenue, East 81st Street, a line 100 feet southeasterly of Flatlands Avenue, East 76th Street, Flatlands Avenue, and a line 100 feet southwesterly of East 78th Street;</p> <p>b. Flatlands Avenue, East 98th Street, a line 100 feet southeasterly of Flatlands Avenue, and Rockaway Parkway;</p> <p>c. Flatlands Avenue, East 103rd Street, a line 100 feet southeasterly of Flatlands Avenue, and East 102nd Street;</p> <p>d. Flatlands Avenue, East 106th Street, a line 100 feet southeasterly of Flatlands Avenue, and East 104th Street;</p> <p>e. Flatlands Avenue, a line 325 feet northeasterly of East 108th Street, a line 100 feet southeasterly of Flatlands Avenue, and East 108th Street;</p>                                                                                                                                                                                                                                                                       | <p>26. establishing within a proposed R4A District a C2-3 District bounded by a line 150 feet northwesterly of Avenue L, East 96th Street, a line 100 feet northwesterly of Avenue L, and East 95th Street;</p> <p>27. establishing within an existing R5 District a C2-3 District bounded by:</p> <p>a. Flatlands Avenue, East 108th Street, a line 100 feet southeasterly of Flatlands Avenue, the northwesterly prolongation of a U.S. Pierhead and Bulkhead Line, the Southwesterly prolongation of a U.S. Pierhead and Bulkhead Line, East 108th Street, a line 400 feet southeasterly of Flatlands Avenue, and East 107th Street; and</p> <p>b. Skidmore Avenue, Rockaway Parkway, Schenck Street, and East 96th Street;</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| <p>19. changing from an R5 District to an R5B District property bounded by:</p> <p>a. a line 200 feet southeasterly of Foster Avenue, East 85th Street, a line 100 feet southeasterly of Foster Avenue, East 88th Street, a line 100 feet southeasterly of Farragut Road, East 86th Street, a line 100 feet southeasterly of Glenwood Road, East 85th Street, a line 100 feet northwesterly of Flatlands Avenue, a line 100 feet southwesterly of East 78th Street, Flatlands Avenue, the southeasterly centerline prolongation of East 77th Street, Glenwood Road, Ralph Avenue, East 79th Street, Glenwood Road, East 80th Street, Farragut Road, and East 81st Street;</p> <p>b. a line 100 feet southeasterly of Flatlands Avenue, East 81st Street, Flatlands Avenue, East 84th Street, a line 100 feet southeasterly of Flatlands Avenue, East 85th Street, Flatlands Avenue, East 86th Street, a line 100 feet northwesterly of Avenue J, a line midway between East 88th Street and East 89th Street, Church Lane and its southwesterly centerline prolongation, a northeasterly boundary line of Canarsie Cemetery and its northwesterly and southeasterly prolongations, Avenue K, a line midway between East 88th Street and East 89th Street, a line 100 feet southeasterly of Avenue K, East 87th Street, a line 275 feet northwesterly of Avenue L, a line midway between East 86th Street and East 87th Street, Avenue L, East 85th Street, Avenue M, East 82nd Street, Avenue K, a line midway between East 81st Street and East 82nd Street, Avenue J, East 80th Street, a line midway between Paerdegat 2nd Street and Paerdegat 3rd Street, a line perpendicular to the northwesterly street line of Paerdegat 2nd Street distant 250 feet southwesterly (as measured along the street line) from the point of intersection of the southwesterly street line of East 80th Street and the northwesterly street line of Paerdegat 2nd Street, a line midway between Paerdegat 1st Street and Paerdegat 2nd Street, Paerdegat Avenue, and East 76th Street;</p> <p>c. a line 100 feet southeasterly of Flatlands Avenue, East 103rd Street, Flatlands Avenue, East 104th Street, a line 100 feet southeasterly of Flatlands Avenue, East 106th Street, Flatlands Avenue, East</p> | <p>22. establishing within a proposed R4-1 District a C1-3 District bounded by:</p> <p>a. Avenue N, Rockaway Parkway, a line 100 feet northwesterly of Seaview Avenue, East 98th Street, Seaview Avenue, and a line midway between East 96th Street and Rockaway Parkway;</p> <p>b. Glenwood Road, a line midway between East 96th Street and Rockaway Parkway, a line 100 feet southeasterly of Glenwood Road, and East 96th Street; and</p> <p>c. a line 100 feet southeasterly of Avenue L, a line midway between East 93rd Street and East 94th Street, a line 150 feet southeasterly of Avenue L, and East 93rd Street;</p> <p>23. establishing within an existing R5 District a C1-3 District bounded by:</p> <p>a. Seaview Avenue, a line 450 feet northeasterly of Rockaway Parkway, a line 200 feet southeasterly of Seaview Avenue, Rockaway Parkway, Skidmore Avenue, a line 350 feet southwesterly of Rockaway Parkway, and St. Jude Place; and</p> <p>b. a line 100 feet northwesterly of Glenwood Road, East 105th Street, Glenwood Road, and East 103rd Street;</p> <p>24. establishing within a proposed R5D District a C1-3 District bounded by:</p> <p>a. a line 100 feet northwesterly of Flatlands Avenue, East 89th Street, Flatlands Avenue, and East 88th Street;</p> <p>b. Glenwood Road, a line midway between Rockaway Parkway and East 98th Street, Conklin Avenue, Rockaway Parkway, a</p> | <p>28. establishing within a proposed R5B District a C2-3 District bounded by:</p> <p>a. Ralph Avenue, East 79th Street, a line 100 feet easterly of Ralph Avenue, a line 100 feet northeasterly of East 78th Street, a line perpendicular to the northeasterly street line of East 78th Street distant 80 feet southeasterly (as measured along the street line) from the point of intersection of the easterly street line of Ralph Avenue and the northeasterly street line of East 78th Street, and East 78th Street; and</p> <p>b. Ralph Avenue, East 77th Street, a line 150 feet easterly of Ralph Avenue, East 76th Street, and Glenwood Road; and</p> <p>29. establishing within a proposed R5D District a C2-3 District bounded by:</p> <p>a. a line 100 feet northwesterly of Flatlands Avenue, East 88th Street, a line 100 feet southeasterly of Flatlands Avenue, East 86th Street, Flatlands Avenue, East 85th Street, a line 100 feet southeasterly of Flatlands Avenue, East 84th Street, Flatlands Avenue, East 81st Street, a line 100 feet southeasterly of Flatlands Avenue, East 76th Street, Flatlands Avenue, and a line 100 feet southwesterly of East 78th Street;</p> <p>b. a line 100 feet northwesterly of Flatlands Avenue, a line 125 feet northeasterly of Remsen Avenue, Flatlands Avenue, and East 89th Street,</p> <p>c. a line 100 feet northwesterly of Flatlands Avenue, East 93rd Street, a line 100 feet southeasterly of Flatlands Avenue, East 91st Street, Flatlands Avenue, and a line 150 feet southwesterly of East 92nd Street;</p> <p>d. Foster Avenue, East 98th Street, a line 200 feet southeasterly of Foster Avenue, and Rockaway Avenue;</p> <p>e. a line midway between East 96th Street and Rockaway Parkway, a line 225 feet northwesterly of Farragut Road, Rockaway Parkway, a line 200 feet northwesterly of Farragut Road, a line midway between Rockaway Parkway and East 98th Street and its southeasterly prolongation, and Glenwood Road;</p> <p>f. Flatlands Avenue, East 98th Street, a line 100 feet southeasterly of Flatlands Avenue, and Rockaway Parkway;</p> |

- g. a line 100 feet northwesterly of Avenue L, Rockaway Parkway, a line 100 feet southeasterly of Avenue L, and East 94th Street;
- h. Flatlands Avenue, East 103rd Street, a line 100 feet southeasterly of Flatlands Avenue, and East 102nd Street;
- i. Flatlands Avenue, East 106th Street, a line 100 feet southeasterly of Flatlands Avenue, and East 104th Street; and
- j. Flatlands Avenue, a line 325 feet northeasterly of East 108th Street, a line 100 feet southeasterly of Flatlands Avenue, and East 108th Street;

as shown on a diagram (for illustrative purposes only) dated February 17, 2009 and subject to the conditions of CEQR Declaration E-230.

**Nos. 2 & 3  
BRIGHTON BEACH REZONING  
No. 2**

**CD 13 C 090284 ZMK**  
**IN THE MATTER OF** an application submitted by the Department of City Planning pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section Nos. 28c, 28d, and 29b:

1. eliminating from within an existing R6 District a C1-2 District bounded by:
  - a. a line 150 feet northwesterly of Neptune Avenue, a line midway between Coney Island Avenue and Brighton 8th Street, Neptune Avenue, Coney Island Avenue, a line 150 feet southeasterly of Neptune Avenue, Brighton 8th Street, Neptune Avenue, and Brighton 7th Street; and
  - b. Brighton 10th Street and its westerly centerline prolongation, a line 150 feet easterly of Coney Island Avenue, a line 150 feet northwesterly of Brighton Beach Avenue, Brighton 11th Street, Brighton Beach Avenue, a line 200 feet easterly of Coney Island Avenue, a line 100 feet southeasterly of Brighton Beach Avenue, Ocean Parkway, a line 150 feet northwesterly of Brighton Beach Avenue, and a line 90 feet westerly of Coney Island Avenue;
2. eliminating from within an existing R6 District a C1-3 District bounded by a line 150 feet northerly and northeasterly of Brighton Beach Avenue, Brighton 15th Street, Brighton Beach Avenue, and Brighton 11th Street;
3. changing from an R6 District to an R4A District property bounded by a line 130 feet southeasterly of Neptune Avenue, a line midway between Brighton 6th Street and Brighton 7th Street, a line 100 feet southeasterly of Neptune Avenue, a line 100 feet westerly of Coney Island Avenue, Oceanview Avenue, Brighton 2nd Street, a line 100 feet northwesterly of Brighton Beach Avenue, and Brighton 1st Street;
4. changing from an R6 District to an R5 District property bounded by:
  - a. a line 140 feet southwestly of Cass Place, a line midway between Brighton 11th Street and Brighton 12th Street, a line 210 feet southwestly of Cass Place, Brighton 12th Street, a line 400 feet northeasterly of Oceanview Avenue, a line midway between Brighton 11th Street and Brighton 12th Street, a line 240 feet northeasterly of Oceanview Avenue, and Brighton 11th Street;
  - b. Brighton 12th Street, Corbin Place, Brighton 15th Street, a line 100 feet westerly of Corbin Place, Oceanview Avenue, a line 100 feet northwesterly of Brighton 14th Street, a line 140 feet northeasterly Oceanview Avenue, and a line 100 feet westerly of Corbin Place; and
  - c. a line perpendicular to the northwesterly street line of Brighton 11th Street distant 100 feet northeasterly (as measured along the street line) from the point of intersection of the northerly street line of Brighton Beach Avenue and the northwesterly street line of Brighton 11th Street, a line 160 feet northwesterly of Brighton 11th Street, a line 550 feet northeasterly of the first named course, and Brighton 11th Street;
5. changing from an R6 District to an R5D District property bounded by:
  - a. Shore Parkway (North), Coney Island Avenue, a line 100 feet northwesterly of Neptune Avenue, a line perpendicular to the southeasterly street line of Brighton 4th Terrace distant 80 feet northeasterly (as measured along the street line) from the point of intersection of the easterly street line of Brighton 4th Street and the southeasterly street line of Brighton 4th Terrace, Brighton 4th Terrace, Brighton 4th Street, a line perpendicular to the

- easterly street line of Brighton 3rd Street distant 270 feet northerly (as measured along the street line) from the point of intersection of the northwesterly street line of Neptune Avenue and easterly street line of Brighton 3rd Street, Brighton 3rd Street, a line 100 feet northwesterly of Neptune Avenue, a line midway between Ocean Parkway and Brighton 3rd Street, a line 100 feet southerly of Shore Parkway (South), and Brighton 3rd Street and its northerly centerline prolongation;
- b.
    1. Guilder Avenue,
    2. a line midway between Coney Island Avenue and East 11th Street,
    3. Neptune Avenue,
    4. a line 100 feet easterly of Coney Island Avenue,
    5. Brighton 10th Court,
    6. a line 80 feet easterly of Coney Island Avenue,
    7. Brighton 10th Path,
    8. Coney Island Avenue,
    9. Brighton 10th Lane,
    10. a line 80 feet easterly of Coney Island Avenue,
    11. a line 160 feet northwesterly of Brighton 11th Street,
    12. a line 550 feet northeasterly of a line perpendicular to the northwesterly street line of Brighton 11th Street distant 100 feet northeasterly (as measured along the street line) from the point of intersection of the northerly street line of Brighton Beach Avenue and the northwesterly street line of Brighton 11th Street,
    13. Brighton 11th Street,
    14. Oceanview Avenue,
    15. a line midway between Brighton 11th Street and Brighton 12th Street,
    16. a line 100 feet northeasterly of Oceanview Avenue,
    17. Brighton 11th Street,
    18. a line perpendicular to the northwesterly street line of Brighton 11th Street distant 470 feet southwestly (as measured along the street line) from the point of intersection of the southwestly street line of Cass Place and the northwesterly street line of Brighton 11th Street,
    19. a line 160 feet northwesterly of Brighton 11th Street,
    20. a line 200 feet northeasterly of Course No. 18 above,
    21. Brighton 10th Street,
    22. Neptune Avenue, and
    23. the southerly centerline prolongation of East 12th Street;
  - c. a line 100 feet southwestly of Oceanview Avenue, Brighton 13th Street, a line 220 feet southwestly of Oceanview Avenue, a line midway between Brighton 13th Street and Brighton 14th Street, a line 100 feet southwestly of Oceanview Avenue and its southeasterly prolongation (at Brighton 14th Street), a line 100 feet southeasterly of Brighton 14th Street, a line 180 feet northeasterly of Brighton Beach Avenue, Brighton 14th Street, a line 140 feet northeasterly of Brighton Beach Avenue, Brighton 13th Street, a line 100 feet northeasterly of Brighton Beach Avenue, a line midway between Brighton 12th Street and Brighton 13th Street, a line 240 feet southwestly Oceanview Avenue, and Brighton 12th Street;
  - d. Oceanview Avenue, a line 100 feet westerly of Coney Island Avenue, a line 100 feet northwesterly of Brighton Beach Avenue, and Brighton 2nd Street; and
  - e. a line 130 feet southeasterly of Neptune Avenue, Brighton 1st Street, a line perpendicular to the easterly street line of Ocean Parkway distant 150 feet northerly (as measured along the street line) from the point of intersection of the northerly street line of Brighton Beach Avenue and easterly street line of Ocean Parkway, and a line 130 feet easterly of Ocean Parkway;
6. changing from an R6 District to an R7A District property bounded by Shore Parkway (North), Brighton 3rd Street and its northerly centerline prolongation, a line 100 feet southerly of Shore Parkway (South), a line midway between Ocean Parkway and Brighton 3rd Street, a line 100 feet northwesterly of Neptune Avenue, Brighton 3rd Street, a line perpendicular to the easterly street line of Brighton 3rd Street distant 270 feet northerly (as
  7. measured along the street line) from the point of intersection of the northwesterly street line of Neptune Avenue and easterly street line of Brighton 3rd Street, Brighton 4th Street, Brighton 4th Terrace, a line perpendicular to the

- southeasterly street line of Brighton 4th Terrace distant 80 feet northeasterly (as measured along the street line) from the point of intersection of the easterly street line of Brighton 4th Street and the southeasterly street line of Brighton 4th Terrace, a line 100 feet northwesterly of Neptune Avenue, Coney Island Avenue, Neptune Avenue, a line 100 feet easterly of Coney Island Avenue, Brighton 10th Court, a line 80 feet easterly of Coney Island Avenue, Brighton 10th Path, Coney Island Avenue, Brighton 10th Lane, a line 80 feet easterly of Coney Island Avenue, a line 160 feet northwesterly of Brighton 11th Street, a line perpendicular to the northwesterly street line of Brighton 11th Street distant 100 feet northeasterly (as measured along the street line) from the point of intersection of the northerly street line of Brighton Beach Avenue and the northwesterly street line of Brighton 11th Street, Brighton 11th Street, Oceanview Avenue, a line midway between Brighton 11th Street and Brighton 12th Street, a line 100 feet northeasterly of Oceanview Avenue, Brighton 11th Street, a line 240 feet northeasterly of Oceanview Avenue, a line midway between Brighton 11th Street and Brighton 12th Street, a line 400 feet northeasterly of Oceanview Avenue, Brighton 12th Street, a line 210 feet southwestly of Cass Place, a line midway between Brighton 11th Street and Brighton 12th Street, a line 140 feet southwestly of Cass Place, Brighton 11th Street, Cass Place, Corbin Place, Brighton 12th Street, a line 100 feet westerly of Corbin Place, a line 140 feet northeasterly of Oceanview Avenue, a line 100 feet northwesterly of Brighton 14th Street, Oceanview Avenue, a line 100 feet westerly of Corbin Place, Brighton 15th Street, Corbin Place and its southerly centerline prolongation, Brighton Beach Avenue, a line 200 feet easterly of Coney Island Avenue, a line 100 feet southerly of Brighton Beach Avenue, Coney Island Avenue, a line perpendicular to the westerly street line of Coney Island Avenue distant 130 feet northerly (as measured along the street line) from the point of intersection of the northwesterly street line of Brighton Beach Avenue and the westerly street line of Coney Island Avenue, a line 100 feet westerly of Coney Island Avenue, a line 100 feet southeasterly of Neptune Avenue, a line midway between Brighton 6th Street and Brighton 7th Street, a line 130 feet southeasterly of Neptune Avenue, a line 130 feet easterly of Ocean Parkway, a line perpendicular to the easterly street line of Ocean Parkway distant 150 feet northerly (as measured along the street line) from the point of intersection of the northerly street line of Brighton Beach Avenue and the easterly street line of Ocean Parkway, and Ocean Parkway; and excluding the area bounded by a line 100 feet southwestly of Oceanview Avenue, Brighton 13th Street, a line 220 feet southwestly of Ocean View Avenue, a line midway between Brighton 13th Street and Brighton 14th Street, a line 100 feet southwestly of Oceanview Avenue and its southeasterly prolongation (at Brighton 14th Street), a line 100 feet southeasterly of Brighton 14th Street, a line 180 feet northeasterly of Brighton Beach Avenue, Brighton 14th Street, a line 140 feet northeasterly of Brighton Beach Avenue, Brighton 13th Street, a line 100 feet northeasterly of Brighton Beach Avenue, a line midway between Brighton 12th Street and Brighton 13th Street, a line 240 feet southwestly of Oceanview Avenue, and Brighton 12th Street;
8. changing from an R6 District to a C4-4A District property bounded by a line perpendicular to the westerly street line of Coney Island Avenue distant 130 feet northerly (as measured along the street line) from the point of intersection of the northwesterly street line of Brighton Beach Avenue and the westerly street line of Coney Island Avenue, Coney Island Avenue, a line 100 feet southeasterly and southerly of Brighton Beach Avenue, Ocean Parkway, a line perpendicular to the easterly street line of Ocean Parkway distant 150 feet northerly (as measured along the street line) from the point of intersection of the northerly street line of Brighton Beach Avenue and easterly street line of Ocean Parkway, Brighton 1st Street, a line 100 feet northwesterly of Brighton Beach Avenue, and line 100 feet westerly of Coney Island Avenue;
  9. establishing within a proposed R7A District a C2-4 District bounded by a line 100 feet northwesterly of Neptune Avenue, Coney Island Avenue, Neptune Avenue, a line 100 feet easterly of Coney Island Avenue, Brighton 10th Court, a line 80 feet easterly of Coney Island Avenue, Brighton 10th Path, Coney Island Avenue, Brighton 10th Lane, a line 80 feet easterly of Coney Island Avenue, a line 160 feet northwesterly of Brighton 11th Street, a line perpendicular to the northwesterly street line of Brighton 11th Street distant 100 feet northeasterly (as measured along the street line) from the point of intersection of the northerly street line of Brighton Beach Avenue and the northwesterly street line of Brighton 11th Street, Brighton 11th Street, a line 100 feet northerly and northeasterly of Brighton Beach Avenue, Brighton 13th Street, a line 140 feet northeasterly of Brighton Beach Avenue, Brighton 15th Street, Brighton Beach Avenue, a line 200 feet easterly of Coney Island Avenue, a line 100 feet southerly of Brighton Beach Avenue, Coney Island Avenue, a line perpendicular to the westerly street line of Coney Island Avenue distant 130 feet northerly (as

measured along the street line) from the point of intersection of the northwesterly street line of Brighton Beach Avenue and the westerly street line of Coney Island Avenue, a line 100 feet westerly of Coney Island Avenue, a line 100 feet southeasterly of Neptune Avenue, a line midway between Brighton 6th Street and Brighton 7th Street, a line 130 feet southeasterly of Neptune Avenue, and Ocean Parkway; and

- 10. establishing a Special Ocean Parkway District bounded by Brighton Beach Avenue, Coney Island Avenue, a line 100 feet southerly of Brighton Beach Avenue, and Ocean Parkway;

as shown on a diagram (for illustrative purposes only) dated January 20, 2008 and subject to the conditions of CEQR Declaration E-228.

No. 3

CD 13 IN THE MATTER OF an application submitted by the Department of City Planning, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, relating to Article XI, Chapter 3 (Special Ocean Parkway District), in Community District 13, Borough of Brooklyn.

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

Article I Chapter 2 Construction of Language and Definitions

12-10 DEFINITIONS

Words in the text or tables of this Resolution which are #italicized# shall be interpreted in accordance with the provisions set forth in this Section.

Special Ocean Parkway District

The "Special Ocean Parkway District" is a Special Purpose District designated by the letters "OP" in which special regulations set forth in Article XI, Chapter 3, apply. The #Special Ocean Parkway District# appears on the #zoning maps# superimposed on other districts and its regulations supplement or modify those of the districts on which it is superimposed.

~~The Subdistrict of the #Special Ocean Parkway District# is identified in Appendix A in Article XI, Chapter 3. In addition to the requirements of Sections 113-10 through 113-40, the special regulations set forth in Sections 113-50 through 113-67, inclusive, shall apply to the subdistricts.~~

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

23-011 Quality Housing Program

(c) The Quality Housing Program shall not apply to:

- (3) #zoning lots# in R6 or R7 Districts within the study areas set forth in this paragraph, (c)(3), and occupied, as of August 14, 1987, by a #single-#, #two-# or three-#family detached# or #semi-detached residence# where 70 percent or more of the aggregate length of the blockfronts in #residential use# on both sides of the #street# facing each other are occupied by such #residences#. For any #development# on such #zoning lot#, the #floor area ratio# and density requirements of the underlying district shall apply. On a #narrow street# that intersects with a #wide street#, the 70 percent #residential use# requirement on a #narrow street# shall be measured from a distance of 100 feet from its intersection with a #wide street#.

The study areas are:

In the borough of Brooklyn:

Ocean Parkway Area

The area bounded by Church Avenue, Stratford Road, Beverley Road, Ocean Avenue, Foster Avenue and Coney Island Avenue.

Midwood Area

The area bounded by Avenue M, Ocean Avenue, Quentin Road, and a line midway between East 10th Street and Coney Island Avenue.

Brighton Beach Area

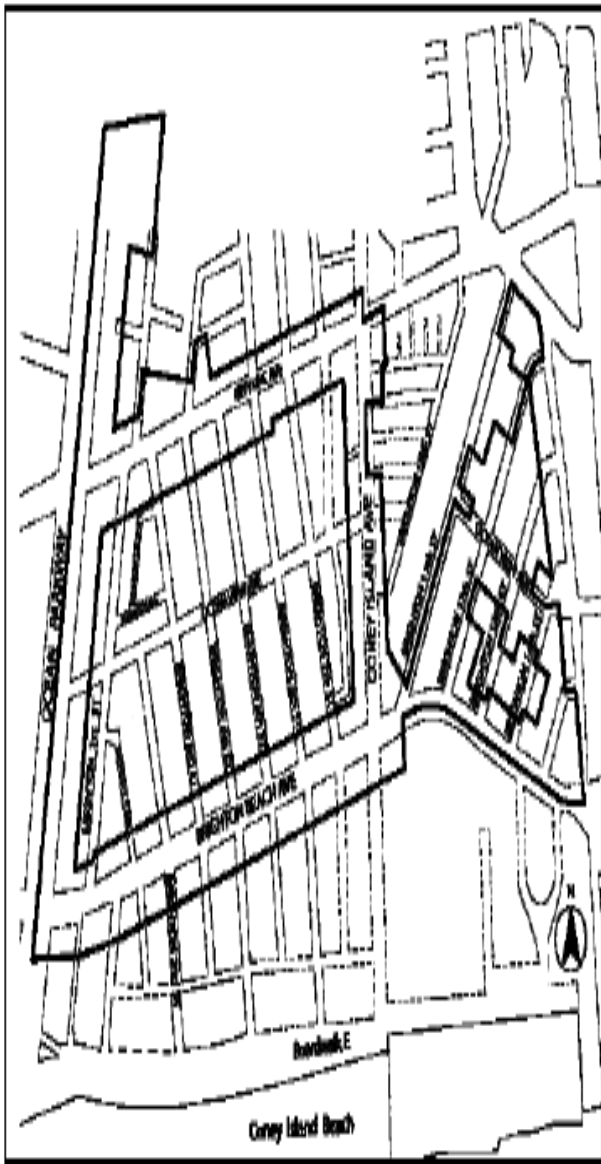
The area bounded by Shore Parkway, NYCTA Brighton Right-of-Way, Brighton Beach Avenue and Ocean Parkway, Cass Place, Guider Avenue and Coney Island Avenue.

23-90 INCLUSIONARY HOUSING

23-922 Inclusionary housing designated areas

The Inclusionary Housing Program shall apply in the following areas:

- (k) In Community District 13, in the Borough of Brooklyn, in the R7A District within the area shown on the following Map 16:



MAP 16 Portion of Community District 13, Brooklyn

Article XI - Special Purpose Districts

Chapter 3 Special Ocean Parkway District

113-00 GENERAL PURPOSES

The "Special Ocean Parkway District" established in this Resolution is designed to promote and protect public health, safety, general welfare and amenity. These general goals include among others the following specific purposes:

- (a) to promote and strengthen the scenic landmark designation of Ocean Parkway by requiring landscaping along Ocean Parkway;
- (b) to maintain the existing scale and character of the community by limiting the bulk of permitted community facilities;
- (c) to protect the environmental quality of and improve circulation within the District by requiring enclosed parking for all uses along Ocean Parkway and by requiring off-street loading for certain community facilities throughout the District; and
- (d) to promote the most desirable use of land in this area and thus to conserve the value of land and thereby protect the City's tax revenue.

113-01 Definitions

Special Ocean Parkway District (repeated from Section 12-10)

The "Special Ocean Parkway District" is a Special Purpose District designated by the letters "OP" in which special regulations set forth in Article XI, Chapter 3 apply. The #Special Ocean Parkway District# appears on the #zoning map# superimposed on other districts and its regulations supplement or modify those of the districts on which it is superimposed.

~~The Subdistrict of the #Special Ocean Parkway District# is identified in Appendix A in Article XI, Chapter 3. In addition to the requirements of Sections 113-10 through 113-40, the special regulations set forth in Sections 113-50 through 113-67, inclusive, shall apply to the subdistrict.~~

113-021 General Provisions

In harmony with the general purposes of the #Special Ocean

Parkway District# and in accordance with the provisions of this Chapter, certain specified regulations of the districts on which the #Special Ocean Parkway District# is superimposed are made inapplicable and special regulations are substituted therefor. Except as modified by the express provisions of the Special District the regulations of the underlying districts remain in force.

~~In order to preserve and enhance the character of the neighborhood, Subdistrict A within the #Special Ocean Parkway District# is established to encourage large single- or two-family detached and semi-detached residences. Subdistrict B is established to encourage the formation of a development pattern that will provide access to city services by locating development on streets of adequate width, and Subdistrict C is established to encourage development that strengthens the commercial character of Brighton Beach Avenue and promotes building designs that are compatible with the adjacent elevated subway.~~

113-02 District Plan and Maps

The regulations of this Chapter are designed to implement the #Special Ocean Parkway District# Plan.

The District Plan includes the following maps:

- Map 1 Special Ocean Parkway District and Subdistricts
- Map 2 Public Ways Designated as Streets in Subdistrict B

These maps are located in Appendix A of this Chapter and are hereby incorporated and made a part of this Resolution. The maps are incorporated for the purpose of specifying locations where special regulations and requirements set forth in the text of this Chapter apply.

113-03 Subdistricts

There are three special subdistricts within the #Special Ocean Parkway District# which are identified in Appendix A of this Chapter. In addition to the requirements of Sections 113-10 through 113-40, the special regulations set forth in Sections 113-50 through 113-75, inclusive, shall apply to the subdistricts.

113-10 SPECIAL BULK REGULATIONS

113-11 Special Bulk Regulations for Community Facilities

- (c) in ~~the~~ Subdistrict A the special #bulk# regulations set forth in Section 113-503 (Special bulk regulations) shall apply; and

113-13 Special Height and Setback Regulations

For all #developments# or #enlargements# in R7A Districts with frontage along Ocean Parkway between Shore Parkway and Brighton Beach Avenue, the underlying height and setback regulation shall be modified to establish a minimum base height of 60 feet, a maximum base height of 85 feet and a maximum building height of 125 feet.

113-50 THE SUB-DISTRICT SUBDISTRICT A

113-501 General purposes

~~In order to preserve and enhance the character of the neighborhood, the subdistrict within the Special Ocean Parkway District is established which encourages large single- or two-family detached and semi-detached residences.~~

113-502 Special use regulations

Within ~~the~~ Subdistrict A, #single-# and #two-family detached# and #semi-detached residences# and #uses# listed in Use Groups 3 or 4 are the only permitted #uses#. #Non-conforming single-# or #two-family residences# may be #enlarged# or #extended# pursuant to the provisions of the subdistrict provided that a 30 foot #rear yard# is maintained. All other #non-conforming uses# shall be subject to the provisions of Article V, Chapter 2 (Non-Conforming Uses).

113-5032 Special bulk regulations

For #single-# and #two-family detached# and #semi-detached residences# in Subdistrict A, certain underlying district #bulk# regulations set forth in Article II, Chapter 3 (Bulk Regulations for Residential Buildings in Residence Districts) are superseded by those set forth in Sections 113-51 through 113-55, inclusive. The regulations applicable to a #predominantly built-up area# shall not apply in the subdistrict.

For #community facility buildings# in Subdistrict A, certain underlying district #bulk# regulations set forth in Article II, Chapter 4 (Bulk Regulations for Community Facility Buildings in Residence Districts), are superseded by those set forth in Sections 113-51 (Maximum Permitted Floor Area Ratio), 113-52 (Density Regulations), 113-542 (Minimum required front yards), 113-543 (Minimum required side yards), 113-544 (Minimum required rear yards) and 113-55 (Height and Setback Regulations). The provisions of Sections 24-01 (Applicability of this Chapter) and 24-04 (Modification of Bulk Regulations in Certain Districts) pertaining to R4-1 Districts shall not apply in the subdistrict.

**113-55  
Height and Setback Regulations**

The height and setback regulations of a residential building or other structure# in the s Subdistrict A shall be as set forth in Section 23-631, for buildings or other structures# in R4A Districts, except that paragraph (b)(2) of Section 23-631 shall be modified as follows:

Each perimeter wall of the building or other structure# may have one or more apex points directly above it on the 35 foot high plane. (See Figure B).

\* \* \*

**113-60  
SUBDISTRICT B**

**113-61  
Determination of Streets**

Within Subdistrict B, only those public ways indicated on Map 2 (Public Ways Designated as Streets in Subdistrict B) in Appendix A of this Chapter shall be considered streets# for the purposes of applying the bulk#, use# and parking regulations of this Chapter.

**113-62  
Optional Provisions for Certain Lots**

The bulk#, use# and parking regulations of an R5D District may be applied within Subdistrict B for zoning lots# that have a minimum depth of 70 feet and front upon a street#, as indicated on Map 2 in Appendix A of this Chapter.

**113-70  
SUBDISTRICT C**

**113-71  
Special Use Regulations**

**113-711  
Ground Floor Use**

For buildings# fronting upon Brighton Beach Avenue, uses# on the ground floor, or within five feet of curb level# shall be limited to Use Groups 6A, 6C, 6F, 8A, 8B and 10A, as set forth in Article III, Chapter 2. Such uses# shall have a depth of at least 30 feet from the street wall# of the building# and extend along the entire width of the building#, except for lobbies and entrances to accessory# parking spaces. Such lobbies and entrances may not occupy more than 20 feet or 25 percent of the street wall# width of the building#, whichever is less. Enclosed parking spaces, or parking spaces covered by a building#, including such spaces accessory# to residences#, shall be permitted to occupy the ground floor provided such spaces are located beyond 30 feet of the street wall# of the building frontage on Brighton Beach Avenue.

**113-712  
Transparency Requirements**

For any developments#, or for the enlarged# portion of a building#, each ground floor street wall# shall be glazed with transparent materials which may include show windows#, glazed transoms or glazed portions of doors. Such glazed area shall occupy at least 70 percent of the area of such ground floor level street wall#, measured to a height of 10 feet above the level of the adjoining sidewalk, public access area or base plane#, whichever is higher. Not less than 50 percent of the area of each such ground floor level street wall# shall be glazed with transparent materials and up to 20 percent of such area may be glazed with translucent materials.

**113-72  
Special Height and Setback Regulations**

The underlying height and setback regulations shall be modified for developments# or enlargements# fronting on Brighton Beach Avenue to establish a minimum base height of 30 feet, a maximum base height of 40 feet and a maximum building# height of 100 feet.

**113-73  
Special Parking and Curb Cut Regulations**

**113-731  
Location of curb cuts**

Curb cuts shall not be permitted on Brighton Beach Avenue. However, for zoning lots# without access to a street# other than Brighton Beach Avenue, the Chairperson of the Planning Commission may, by certification to the Department of Buildings, may approve such curb cut, provided that such location:

- (a) is the only possible location for access to the parking or loading facility;
- (b) does not exceed a width of 20 feet;

Such access restrictions with regard to curb cuts shall not apply to schools#, hospitals and related facilities, police stations or fire stations.

**113-732  
Modification of waiver of parking requirements**

For residential developments# and enlargements#, the provisions of Sections 36-34 (Modification of Parking Requirements for Small Zoning Lots) and 36-36 (Waiver of Requirements for Small Number of Spaces), shall apply only on zoning lots# existing on (effective date), and on the date of application for a building permit.

**113-733  
Reduced requirements for small zoning lots**

For residential developments# and enlargements# on

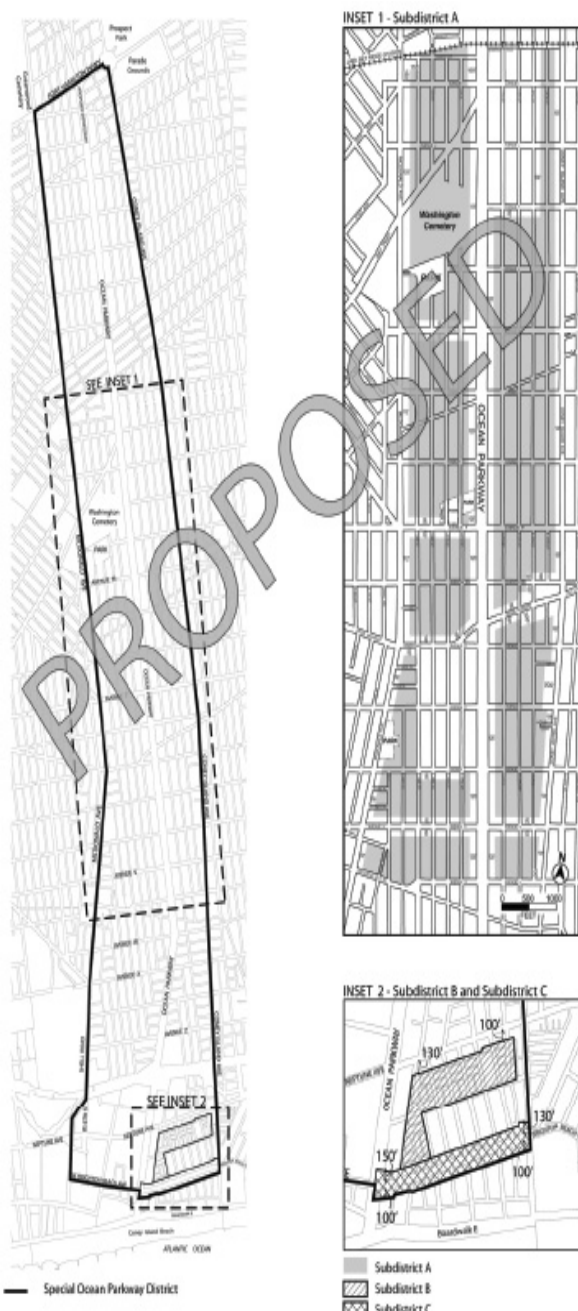
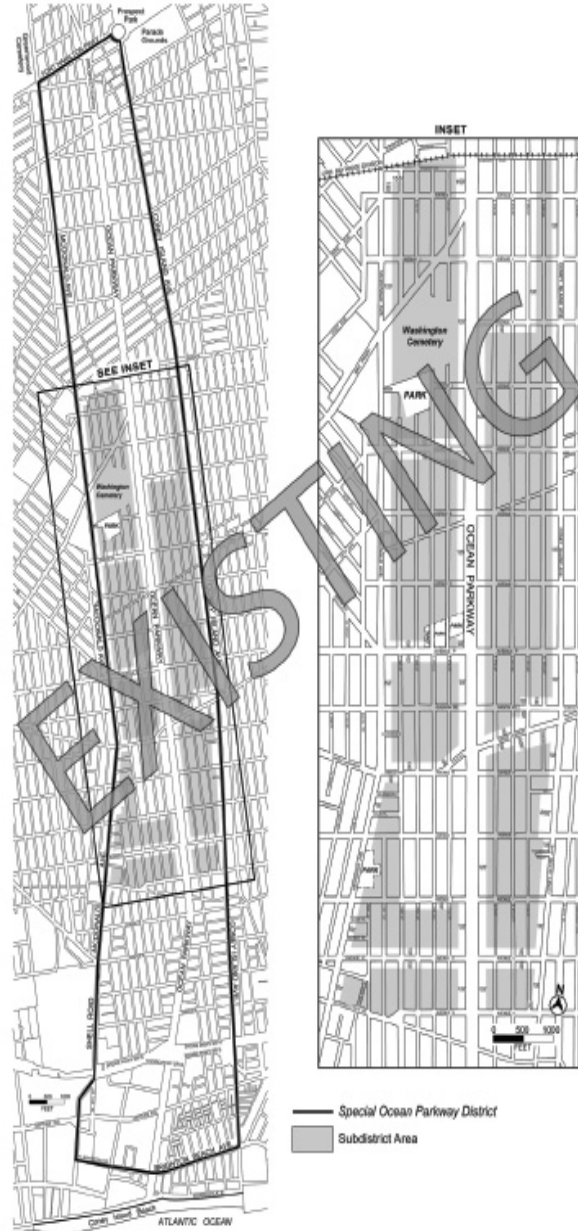
zoning lots# with a lot area# that is less than 10,000 square feet, the number of required accessory# offstreet parking spaces shall be at least 30 percent of the total number of dwelling units#. For zoning lots# with a lot area# that is greater than 10,000 square feet, the number of required accessory# offstreet parking spaces shall be at least 50 percent of the total number of dwelling units#.

**Appendix A  
Special Ocean Parkway District**

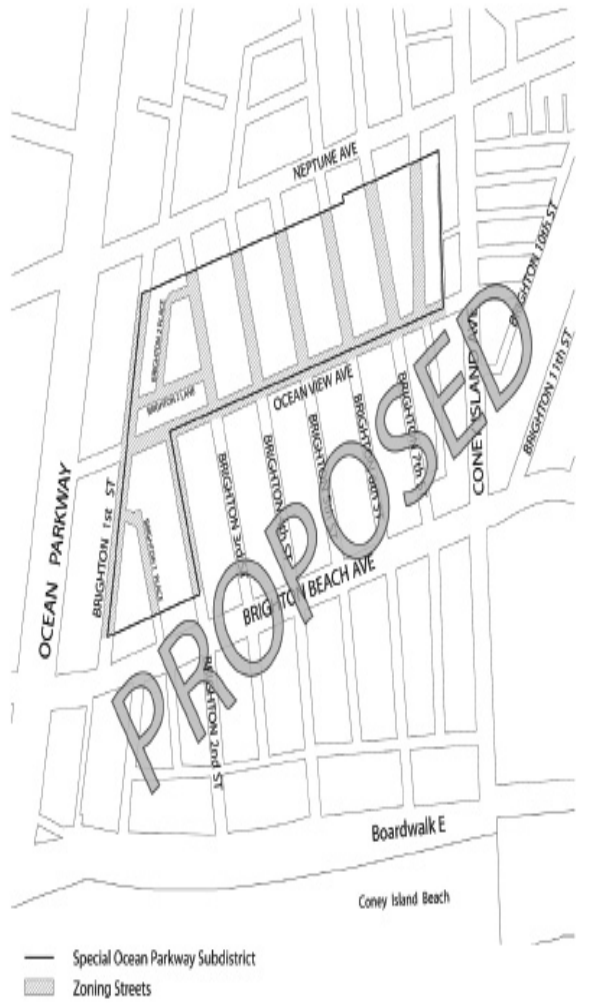
Map 1 Special Ocean Parkway District and Subdistricts

Map 2 Public Ways Designated as Streets in Subdistrict B

Map 1. Special Ocean Parkway Districts and Subdistricts



Map 2. Rights-of-Way Designated as Streets in Subdistrict B



**Nos. 4-11  
CONEY ISLAND PLAN  
No. 4**

**NOTE: This hearing is not likely to begin before 10:30 A.M. D 13 C 090272 ZMK**  
IN THE MATTER OF an application submitted by the Department of City Planning pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 28d:

1. eliminating from within an existing R6 District a C1-2 District bounded by Mermaid Avenue, Stillwell Avenue, a line 150 feet southerly of Mermaid Avenue, West 17th Street, a line 250 feet southerly of Mermaid Avenue, West 19th Street, a line 150 feet southerly of Mermaid Avenue, and West 20th Street;
2. changing from a C7 District to an R5 District property bounded by a line 300 feet northerly of the northerly boundary line of Coney Island Beach, a line 150 feet northerly of former Highland View Avenue\*, West 22nd Street, the northerly and easterly boundary line of a park\*, the northerly boundary line of Coney Island Beach, and West 24th Street and its southerly centerline prolongation;
3. changing from an R6 District to an R7A District property bounded by Mermaid Avenue, West 15th Street, a line 100 feet southerly of Mermaid Avenue, and West 20th Street;
4. changing from a C7 District to an R7D District property bounded by Surf Avenue, the northerly prolongation of the westerly boundary line of a park, the northerly and westerly boundary line of a former park\*, the northerly boundary line of Coney Island Beach, the easterly and northerly boundary line of a park\*, and West 22nd Street; and excluding the area bounded by the southerly street line of Surf Avenue, the westerly street line of West 21st Street, the southerly, easterly and southerly boundary line of a former park\*, and the easterly street line of West 22nd Street;
5. changing from an R6 District to an R7X District property bounded by Mermaid Avenue, Stillwell Avenue, a line 150 feet southerly of Mermaid Avenue, West 17th Street, Surf Avenue, West 20th Street, a line 100 feet southerly of Mermaid Avenue, and West 15th Street;
6. changing from a C7 District to an R7X District property bounded by a line 150 feet southerly of Mermaid Avenue, Stillwell Avenue, Surf Avenue, and West 17th Street;
7. establishing an R7D District bounded by:
  - a. the southerly street line of Surf Avenue, the westerly street line of West 21st Street, the southerly, easterly and southerly boundary line of a former park\*, and the easterly street line of West 22nd Street; and
  - b. the southerly street line of Surf Avenue, the proposed westerly boundary line of a park, the northerly boundary line of Coney Island Beach, and the westerly boundary line of a former park\*;
8. establishing within a proposed R7A District a C2-4 District bounded by Mermaid Avenue, West 15th Street, a line 100 feet southerly of Mermaid Avenue, and West 20th Street;

9. establishing within a proposed R7D District a C2-4 District bounded by Surf Avenue, the westerly boundary line of a park, the northerly boundary line of Coney Island Beach, the easterly and northerly boundary line of a park\*, and West 22nd Street;
10. establishing within a proposed R7X District a C2-4 District bounded by Mermaid Avenue, Stillwell Avenue, Surf Avenue, West 20th Street, a line 100 feet southerly of Mermaid Avenue, and West 15th Street; and
11. establishing a Special Coney Island District (CI) bounded by Mermaid Avenue, Stillwell Avenue, the southerly boundary of the MTA New York City Transit Authority right-of-way, West 8th Street, Surf Avenue, the centerline of former West 8th Street and its northerly centerline prolongation, the northerly boundary line of Coney Island Beach, the easterly and northerly boundary line of a park\*, West 22nd Street, Surf Avenue, and West 20th Street;

as shown on a diagram (for illustrative purposes only) dated January 20, 2008 and subject to the conditions of CEQR Declaration E-229.

\*Note: Highland View Avenue and existing parks are proposed to be eliminated, and new parks are proposed to be established under a related concurrent application 090107 MMK for a change in the City Map.

**No. 5**

**CD 13 N 090273 ZRK**  
**IN THE MATTER OF** an application submitted by the Department of City Planning, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, relating to the creation of the Special Coney Island District (Article XIII, Chapter 1), in Community District 13, Borough of Brooklyn.

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

**11-12**  
**Establishment of Districts**

\* \* \*  
 Establishment of the Special Clinton District

\* \* \*  
**Establishment of the Special Coney Island District**

In order to carry out the special purposes of this Resolution as set forth in Article XIII, Chapter 1, the #Special Coney Island District# is hereby established.

**Establishment of the Special Coney Island Mixed Use District**  
 \* \* \*

**12-10**  
**Definitions**

\* \* \*  
 Special Coney Island District

The #Special Coney Island District# is a Special Purpose District designated by the letters "CI" in which special regulations set forth in Article XIII, Chapter 1, apply. The #Special Coney Island District# appears on the #zoning maps# superimposed on other districts and, where indicated, its regulations supplement, modify and supersede those of the districts on which it is superimposed.

**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).

	#Enclosed Sidewalk Cafe#	#Unenclosed Sidewalk Cafe#
Brooklyn		
Bay Ridge District	Yes	Yes
Coney Island District	No	Yes
Coney Island Mixed Use District	Yes	Yes
Downtown Brooklyn District	Yes	Yes
Mixed Use District-8 (Greenpoint-Williamsburg)	Yes	Yes
Ocean Parkway District*	Yes	Yes
Sheepshead Bay District	No	Yes

\* #Sidewalk cafes# are not allowed on Ocean Parkway

\* \* \*  
**Chapter 5**  
**Residential Conversion of Existing Non-Residential Buildings**

\* \* \*

**15-011**  
**Applicability within Special Districts**  
 \* \* \*

The provisions of this Chapter shall apply in the #Special St. George District# as modified by Article XII, Chapter 8 (Special St. George District).

The provisions of this Chapter shall apply in the #Special Coney Island District# as modified by Article XIII, Chapter 1 (Special Coney Island District).

\* \* \*

**ALL TEXT IN ARTICLE XIII, CHAPTER 1 IS NEW.**

**131-00**  
**GENERAL PURPOSES**

The #Special Coney Island 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, to:

- (a) preserve, protect and enhance the character of the existing amusement district as the location of the city's foremost concentration of amusements and an area of diverse uses of a primarily entertainment and entertainment-related nature;
- (b) facilitate and guide the development of a year-round amusement, entertainment and hotel district;
- (c) facilitate and guide the development of a residential and retail district;
- (d) provide a transition to the neighboring areas to the north and west;
- (e) provide flexibility for architectural design that encourages building forms that enhance and enliven the streetscape;
- (f) control the impact of buildings on the access to light and air to streets, the boardwalk and parks of the district and surrounding neighborhood;
- (g) promote development in accordance with the area's District Plan and thus conserve the value of land and buildings, and thereby protect the City's tax revenues.

**131-01**  
**General Provisions**

The provisions of this Chapter shall apply to all #developments#, #enlargements#, #extensions#, alterations and changes of #use# within the #Special Coney Island 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.

**131-02**  
**District Plan and Maps**

The District Plan for the #Special Coney Island District# identifies specific areas comprising the Special District in which special zoning regulations are established in order to carry out the general purposes of the #Special Coney Island District#. The District Plan includes the following maps in the Appendix of this Chapter.

- Map 1 Special Coney Island District and Subdistricts
- Map 2 Mandatory Ground Floor Use Requirements
- Map 3 Coney East Subdistrict Floor Area Ratios
- Map 4 Street Wall Location
- Map 5 Minimum and Maximum Base Heights
- Map 6 Coney West Subdistrict Transition Heights

**131-03**  
**Subdistricts**

In order to carry out the purposes and provisions of this Chapter, four subdistricts are established as follows:

- Coney East
- Coney West
- Coney North
- Mermaid Avenue

In each of these subdistricts, certain special regulations apply which do not apply within the remainder of the #Special Coney Island District#. The subdistricts are specified on Map 1 in the Appendix of this Chapter.

**131-04**  
**Applicability**

**131-041**  
**Applicability of Article I, Chapter 1**

Within the #Special Coney Island District#, Section 11-15 (Environmental Requirements) shall apply, except that prior to issuing a demolition permit, where compliance at time of demolition is required by the (E) designation, or a building permit for any #development#, or for an #enlargement#, #extension# or a change of #use#, on a lot that has an (E) designation for potential hazardous material contamination, noise or air quality impacts, the Department of Buildings shall be furnished with a report from the Department of Environmental Protection (DEP) of the City of New York stating:

- (a) in the case of an (E) designation for hazardous material contamination, that environmental requirements related to the (E) designation have been met for that lot; or
- (b) in the case of an (E) designation for noise or air quality impacts, that the plans and drawings for such #development# or #enlargement# will result in

compliance with the environmental requirements related to the (E) designation.

**131-042**  
**Applicability of Article 1, Chapter 5**

The provisions of Article 1, Chapter 5 (Residential Conversion of Existing Non-Residential Buildings), shall apply in the #Special Coney Island District#, as modified in this Section. The conversion to #dwelling units#, or portions thereof, erected prior to January 1, 1977, shall be permitted subject to Sections 15-11 (Bulk Regulations), 15-12 (Open Space Equivalent) and 15-30 Minor Modifications), paragraph (b). Uses in #buildings# erected prior to January 1, 1977, containing both #residential# and non-#residential uses# shall not be subject to the provisions of Section 32-42 (Location within Buildings).

**131-043**  
**Applicability of Article 7 Chapter 4**

The provisions of Section 74-513 (In C7 Districts) shall not apply in the #Special Coney Island District#. In lieu thereof, #public parking lots# shall not be permitted, and #public parking garages# of any size shall be permitted as-of-right, provided such garages comply with the provisions of Section 131-62 (Use and Location of Parking Facilities).

**131-044**  
**Physical Culture Establishments**

The provisions of Section 73-36 (Physical Culture or Health Establishments) shall not apply in the Coney East, Coney North and Coney West Subdistricts. In lieu thereof, physical culture establishments shall be allowed as-of-right.

**131-045**  
**Modification of use and bulk regulations for zoning lots fronting upon the Riegelmann Boardwalk, Keyspan Park and Highland View Park**

Where the #lot line# of a #zoning lot# coincides or is within 20 feet of the boundary of the Riegelmann Boardwalk, Keyspan Park or Highland View Park, such #lot line# shall be considered to be a #street line# for the purposes of applying all #use# and #bulk# regulations of this Resolution.

**131-10**  
**SPECIAL USE REGULATIONS**

The #use# regulations of the underlying Commercial Districts are modified in Sections 131-11 through 131-15, inclusive.

As used in this Chapter, "ground floor level" shall mean the finished floor level within five feet of an adjacent public sidewalk or any other publicly accessible open area.

**131-11**  
**Use Group 5**

For the purposes of this Chapter, the definition of #transient hotels# shall be modified as set forth in this Section, and only #transient hotels# as defined in this Section shall be permitted in specified locations. Special regulations for #transient hotels# and "transient occupancy" are set forth as follows:

A #transient hotel# is a #building# or part of a #building# in which:

- (a) all units containing living or sleeping accommodations are used exclusively for "transient occupancy," which shall be defined as follows:
  - (1) such occupancy does not exceed any period of 29 consecutive days or a total of 60 days in a calendar year; or
  - (2) such occupancy is the result of a referral by a government agency to provide temporary accommodations.
- (b) each such unit is available each day for rent, unless rented, except for periods of maintenance and repair;
- (c) all such units are fully furnished by the hotel operator;
- (d) one or more common entrances serve all such units;
- (e) there is a uniform key entry system, administered by management or hotel staff, to receive and disburse keys for each room; and
- (f) twenty-four hour desk service, housekeeping services and the furnishing and laundering of linens are provided.

A central rubbish chute shall be accessible only to hotel staff. Restaurants, cocktail lounges, public banquet halls, ballrooms and meeting rooms shall be considered #accessory uses# provided such #uses# are accessible to all occupants of the #transient hotel# and their guests from a common area of the #transient hotel#.

**13-12**  
**Use Groups A, B and C**

Special Use Groups are established as set forth in this Section, to promote and strengthen the commercial and entertainment character of the Special District.

**131-121**  
**Use Group A: Amusements**

Use Group A consists of a group of #uses# selected from Use Groups 12, 13 and 15 as modified in this Section, and may be open or enclosed:

- Amusement arcades
- Amusement parks, with no limitation on floor area per establishment

Animal exhibits, circuses, carnivals or fairs of a temporary nature

Arenas or auditoriums, with capacity limited to 2,500 seats

Billiard parlors or pool halls, bowling alleys or table tennis halls, with no limitation on number of bowling lanes per establishment

Camps, overnight or day, commercial beaches or swimming pools

Dark rides, electronic or computer-supported games including interactive entertainment facilities, laser tag and motion simulators

Ferris wheels, flume rides, roller coasters, whips, parachute jumps, dodgem scooters, merry-go-rounds or similar midway attractions

Fortune tellers, freak shows, haunted houses, wax museums, or similar midway attractions

Gymnasiums or recreational sports facilities including but not limited to indoor golf driving ranges, batting cages, basketball, volleyball, squash and other courts, without membership requirements

Miniature golf courses and model car hobby centers, including racing

Open booths with games of skill or chance, including shooting galleries

Skateboard parks, roller or ice skating rinks

Theaters, including movie theaters, provided such use does not occupy the ground floor level of a building, except for lobbies limited to a maximum street frontage of 30 feet except that on corner lots one street frontage may extend up to 100 feet.

Water parks

Accessory uses to the amusements listed above, including the display and sale of goods or services, provided:

- such accessory uses are limited to not more than 25 percent of the floor area of the amusement establishment, or, for open uses, not more than 25 percent of the lot area;
- such accessory uses are entered only through the principal amusement establishment;
- such accessory uses share common cash registers with the principal amusement use;
- such accessory uses shall have the same hours of operation as the principal amusement use; and
- the principal amusement use shall occupy the entire street frontage of the ground floor level of the establishment and shall extend to a depth of at least 30 feet from the street wall of the building, or, for open uses, at least 30 feet from the street line.

### 131-122

#### Use Group B: Amusement and Entertainment District Enhancing Uses

Use Group B consists of a group of uses selected from Use Groups 6, 9, 12, 13 and 18, as modified in this Section:

Art gallery, commercial  
Banquet halls

Breweries

Eating or drinking establishments of any size, including those with entertainment or dancing

Historical exhibits  
Spas and bathhouses

Studios, art, music, dancing or theatrical

Tattoo parlors  
Radio or television studios

Wedding chapels

### 131-123

#### Use Group C: Retail and Service Uses

Use Group C consists of a group of retail and service uses, as modified in this Section, selected from Use Groups 6, 7, 12 and 14:

Arts and crafts production and sales, including but not limited to ceramics, art needlework, hand weaving or tapestries, book binding, fabric painting, glass blowing, jewelry or art metal craft and wood carving

Bicycle sales, rental or repair shops  
Bookstores  
Candy or ice cream stores  
Cigar and tobacco stores  
Clothing or clothing accessory  
Clothing, custom manufacturing or altering for retail including costume production and hair product manufacturing

Delicatessen stores  
Fishing tackle or equipment, rental or sales  
Gift shops  
Jewelry manufacturing from precious metals

Musical instruments store  
Toy stores

Music stores  
Newsstands

Patio or beach furniture or equipment

Photographic equipment stores and studios

Sporting goods or equipment, sale or rental, including instruction in skiing, sailing or skin diving

### 131-13

#### Special Use Regulations in Subdistricts

### 131-131

#### Coney East Subdistrict

The use regulations of the underlying C7 District are modified as set forth in this Section. Use Groups A, B and C, transient hotels, as set forth in Sections 131-11 through 131-124, inclusive, and public parking garages shall be the only uses allowed in the Coney East Subdistrict, and shall comply with the following regulations:

#### (a) Use Group C

Use Group C uses shall be limited to 2,500 square feet of floor area and 30 feet of street frontage, except that on corner lots one street frontage may extend up to 100 feet.

#### (b) Wonder Wheel Way and Bowery

At least 50 percent of the Bowery and Wonder Wheel Way street frontage of any zoning lot along shall be occupied by Use Group A uses at the ground floor level, and not more than 50 percent of the Bowery and Wonder Wheel Way street frontage of any zoning lot shall be occupied by Use Group C uses at the ground floor level.

#### (c) Surf Avenue

The Surf Avenue frontage of any ground floor level establishment shall not exceed a street wall width of 60 feet. However, an establishment may exceed a street wall width of 60 feet where the Chairperson of the Department of City Planning certifies to the Department of Buildings that such additional width is necessary to accommodate an amusement use listed in Use Group A.

#### (d) Transient Hotels

(1) transient hotels shall be permitted only on blocks with Surf Avenue frontage, except that no transient hotels shall be permitted on that portion of the block bounded by West 15th Street and West 16th Street south of the prolongation of the centerline of Bowery;

(2) transient hotel use shall not be permitted within 50 feet of Bowery on the ground floor level of a building, except that where a zoning lot has frontage only on Bowery, a transient hotel lobby may occupy up to 30 feet of such frontage,

(3) for transient hotels located on zoning lots with at least 20,000 square feet of lot area, an amount of floor area or lot area of Use Group A uses, equal to at least 20 percent of the total floor area permitted on such zoning lot shall be provided either on-site or anywhere within the Coney East Subdistrict.

(4) the street wall of the ground floor level of a transient hotel shall be occupied by active accessory uses including, but not limited to lobbies, retail or eating and drinking establishments and amusements.

(5) accessory retail establishments within a transient hotel shall be limited to 2,500 square feet of floor area.

#### (f) Parcel 1

On Parcel 1 as shown on Map 2, only uses listed in Use Group A shall be permitted.

#### (g) Parcel 2

On Parcel 2 as shown on Map 2, only uses listed in Use Group A, and public parking garages of any size shall be permitted, provided such garages comply with the provisions of Section 131-62 (Use and Location of Parking Facilities).

### 131-132

#### Coney North and Coney West Subdistricts

In the Coney North and Coney West Subdistricts, uses allowed by the underlying district regulations shall apply except as modified in this Section for uses fronting upon designated streets, as shown on Map 2 (Mandatory Ground Floor Use Requirements). For the purposes of this Section, the "Building Line" shown on Parcel F shall be considered a street line of Ocean Way or Parachute Way, as applicable.

#### (a) Mandatory Ground Floor Level Use along Designated Streets

Any use listed in Use Groups A, B and C, as set forth in Sections 131-121 through 131-123 not otherwise allowed by the underlying district regulations shall be permitted within 70 feet of the Riegelmann Boardwalk, and within 100 feet of all other designated streets, as shown on Map 2.

#### (1) Riegelmann Boardwalk

Only uses listed in Use Groups A, B and C and transient hotels located above the ground floor level are permitted within 70 feet of the Riegelmann Boardwalk, except that a transient hotel lobby may occupy up to 30 feet of frontage along the Riegelmann Boardwalk. Use Group C uses shall be limited to 2,500 square feet of floor area and 30 feet of street frontage for each establishment. All other establishments shall be limited to 60 feet of street frontage, except that for any establishment on a corner, one street frontage may extend up to 100 feet. All ground floor uses shall have a depth of at least 15 feet measured from the street wall of the building.

#### (2) Designated Streets other than Riegelmann Boardwalk

At least 20 percent of the designated street frontage of a building shall be allocated exclusively to uses listed in Use Groups A, B or C. The remaining designated street frontage of such buildings shall be allocated to commercial uses permitted by the underlying district regulations or, where permitted, transient hotels. All such uses shall be located in establishments with not more than 60 feet of designated street frontage, except that for any such establishment on a corner of two designated streets, one frontage may extend up to 100 feet. All ground floor uses shall have a depth of at least 50 feet measured from the street wall of the building. In addition, a residential lobby may occupy up to 40 feet of frontage along a designated street, and the minimum 50 foot depth requirement for commercial uses may be reduced where necessary in order to accommodate a residential lobby and vertical circulation core.

#### (b) Prohibited Ground Floor Level Uses along Designated Streets other than Riegelmann Boardwalk

No use listed in this paragraph (b) shall be permitted within 50 feet of a designated street on the ground floor level of a building. Lobbies or entryways to non-ground floor level uses are permitted, provided the length of street frontage occupied by such lobbies or entryways does not exceed, in total, 60 feet.

From Use Group 2:  
All uses.

From Use Groups 3A and 3B:  
All uses, except for libraries, museums or non-commercial art galleries.

From Use Groups 4A and 4B:  
All uses, except for houses of worship or playgrounds.

From Use Group 5A:  
All uses, except that transient hotels shall be permitted within 200 feet of Surf Avenue between Stillwell Avenue and West 16th Street.

From Use Groups 6B, and 6E  
offices, veterinary medicine offices or non-commercial clubs

From Use Group 6C  
Banks (except for automated teller machines, provided the length of street frontage allocated for automated teller machines shall be no more than 25 feet or 40% of the frontage of the zoning lot, whichever is less, except such frontage need not be less than 20 feet), except that this prohibition shall not apply along Stillwell Avenue;

electrolysis studios, frozen food lockers and loan offices.

From Use Group 6D:  
All uses.

From Use Group 7:  
All uses, except for bicycle rental or repair shops.

From Use Groups 8A and 8B:  
Automobile driving schools, ice vending machines, lumber stores or pawn shops.

From Use Groups 8C, 8D and 8E:  
All uses.

From Use Groups 9A, 9B and 9C:  
All uses, except for gymnasiums, public auction rooms, photographic developing or printing establishments for the consumer, or art, music, dancing or theatrical studios.

From Use Groups 10A, 10B and 10C:  
Depositories for storage, and wholesale offices or showrooms.



Use Group 11:  
All #uses#.

Use Groups 12A and 12B:  
Trade expositions.

Use Groups 12C and 12D:  
All #uses#.

Use Group 14A and 14B:  
All #uses#, except for bicycle sales, rental or repair shops.

**131-14  
Location of uses within buildings**

The provisions of Section 32-42 (Location Within Buildings) are modified to permit:

- (a) #Residential uses# on the same #story# as a non-#residential use# or directly below a non-#residential use# provided no access exists between such #uses# at any level containing #residences#, and separate elevators and entrances from the #street# are provided; and
- (b) In the Coney North and Coney West Subdistricts, any #commercial use# permitted by this Chapter shall be permitted on the second #story# of a #mixed building#.

**131-15  
Transparency**

Each ground floor level #street wall# of a #commercial# or #community facility use# other than a #use# listed in Use Group A as set forth in Section 131-121 shall be glazed with materials which may include show windows, glazed transoms or glazed portions of doors. Such glazing shall occupy at least 70 percent of the area of each such ground floor level #street wall#, measured to a height of 10 feet above the level of the adjoining sidewalk, public access area or #base plane#, whichever is higher. Not less than 50 percent of the area of each such ground floor level #street wall# shall be glazed with transparent materials and up to 20 percent of such area may be glazed with translucent materials.

However, in the Coney East Subdistrict and along the Riegelmann Boardwalk and boundary of Keyspan Park in the Coney West Subdistrict, in lieu of the transparency requirements of this Section 131-15, at least 70 percent of the area of the ground floor level #street wall# of a #commercial use#, measured to a height of 10 feet above the level of the adjoining sidewalk, public access area or #base plane#, whichever is higher, may be designed to be at least 70 percent open during seasonal business hours.

**131-16  
Security Gates**

All security gates installed after (effective date of amendment), that are swung, drawn or lowered to secure commercial or community facility premises shall, when closed, permit visibility of at least 75 percent of the area covered by such gate when viewed from the #street#. However, this provision shall not apply to entrances or exits to parking garages, or to any #use# fronting upon the Riegelmann Boardwalk, provided that security gates at such locations that permit less than 75 percent visibility when closed shall be treated with artwork.

**131-17  
Authorization for #use# modifications**

Along designated streets other than the Riegelmann Boardwalk, as shown on Map 2, the City Planning Commission may authorize Use Group A, B or C establishments with a ground floor depth of less than 50 feet upon a finding that the design and operation of such establishments result in an effective and compelling amusement, entertainment or retail space that furthers the goals of the Special District.

**131-20  
SIGN REGULATIONS**

- (a) In the Coney East Subdistrict, the underlying C7 #sign# regulations shall apply, except that:
  - (1) no #advertising signs# shall be permitted above a height of 40 feet; and
  - (2) the provisions of Sections 32-66 (Additional Regulations for Signs Near Certain Parks and Designated Arterial Highways), inclusive, and Section 32-67 (Special Provisions Applying along District Boundaries) shall not apply.
- (b) In the Coney North and Coney West Subdistricts, the underlying C2-4 #sign# regulations shall apply, except that the height restrictions of Section 32-655 shall be modified to allow permitted #signs# at the level of any #story# occupied by #commercial use#.

**131-30  
FLOOR AREA REGULATIONS**

The #floor area ratio# regulations of the underlying districts shall be modified as set forth in this Section 131-30, inclusive.

**131-31  
Coney East Subdistrict**

The maximum #floor area ratio# of the underlying C7 District shall not apply. In lieu thereof, the maximum #floor area ratio# is specified for each #block# or portion thereof, as shown on Map 3 (Coney East Subdistrict Floor Area Ratio). On Parcel 1 as shown on Map 3, the maximum #floor area ratio# for a Use Group A amusement #use# shall be 2.0, and the maximum #floor area ratio# for a #public parking garage# shall be 4.0.

**131-32  
Coney West, Coney North and Mermaid Avenue Subdistricts**

**131-321  
Special residential floor area regulations  
R7A R7D R7X**

- (a) Applicability of Inclusionary Housing Program
 

R7A, R7D, and R7X Districts within the #Special Coney Island District# shall be #Inclusionary Housing designated areas#, pursuant to Section 12-10 (Definitions), for the purpose of making the Inclusionary Housing Program regulations of Section 23-90 (Inclusionary Housing Program), inclusive, applicable as modified within the Special District.
- (b) Maximum #floor area ratio#
 

The base #floor area ratio# for any #zoning lot# containing #residences# shall be as set forth in the following Table 1. Such base #floor area ratio# may be increased to the maximum #floor area ratio# set forth in Table 1 through the provision of #lower income housing# pursuant to the provisions for #Inclusionary Housing designated areas# in Section 23-90 (INCLUSIONARY HOUSING), inclusive. Parcels A through F within R7D Districts are shown on Map 1 (Special Coney Island District and Subdistricts).

TABLE 1  
FLOOR AREA RATIO FOR BUILDINGS CONTAINING RESIDENCES

Subdistrict - Zoning District	Base #floor area ratio#	Maximum #floor area ratio#
Coney West Parcels A, B, C and D - R7D	4.35	5.8
Coney West Parcels E and F - R7D	4.12	5.5
Coney North - R7X	3.75	5.0
Mermaid Avenue - R7A	3.45	4.6

- (c) Coney West floor area distribution rules
 

In the Coney West Subdistrict, #floor area# attributable to #zoning lots# within parcels A and B as shown on Map 1 may be distributed anywhere within such parcels; #floor area# attributable to #zoning lots# within Parcels C and D as shown on Map 1 may be distributed anywhere within such parcels, and #floor area# attributable to #zoning lots# within Parcels E and F as shown on Map 1 may be distributed anywhere within such parcels.
- (d) Height and setback
 

For all #zoning lots#, or portions thereof, located in the Coney West or Coney North Subdistricts, the height and setback regulations of paragraph (b) of Section 23-942 shall not apply. In lieu thereof, the height and setback regulations of this Chapter shall apply.

**131-322  
Special community facility floor area regulations**

In the Coney West and Coney North Subdistricts, the maximum permitted #floor area ratio# for #community facility uses# shall be 2.0.

**131-323  
Special hotel floor area ratio regulations**

In the Coney North Subdistrict, for #transient hotels# located within 200 feet of Surf Avenue between Stillwell Avenue and West 16th Street, the maximum permitted #floor area ratio# shall be 3.75.

**131-324  
Lot coverage**

For #residential use#, no maximum #lot coverage# shall apply to any #zoning lot# comprising a #corner lot# of 5,000 square feet or less.

**131-40  
HEIGHT AND SETBACK REGULATIONS**

The underlying height and setback regulations shall not apply. In lieu thereof, the height and setback regulations of this section shall apply. The height of all #buildings# or other structures# shall be measured from the #base plane#.

**131-41  
Rooftop Regulations**

- (a) Permitted obstructions
 

The provisions of Section 33-42 (Permitted Obstructions) shall apply to all #buildings# within the #Special Coney Island District#, except that elevator or stair bulkheads, roof water tanks, cooling towers or other mechanical equipment (including enclosures), may penetrate a maximum height limit provided that either the product, in square feet, of the #aggregate width of street walls# of such obstructions facing each #street# frontage, times their average height, in feet, shall not exceed a figure equal to eight times the width, in feet, of the #street wall# of the #building# facing such frontage or, the #lot coverage# of all such obstructions does not exceed 20 percent of the #lot coverage# of the #building#, and the height of all such obstructions does not exceed 40 feet. In addition, dormers may penetrate a maximum base height in accordance with the provisions of paragraph (c) of Section 23-621 (Permitted

obstructions in certain districts) only in the Mermaid Avenue Subdistrict.

- (b) Screening requirements for mechanical equipment
 

For all #developments# and #enlargements#, all mechanical equipment located on any roof of a #building# or other structure# shall be fully enclosed, except that openings in such enclosure shall be permitted only to the extent necessary for ventilation and exhaust.

**131-42  
Coney East Subdistrict**

The regulations of this Section 131-42, inclusive, shall apply to all #buildings# or other structures# in the Coney East Subdistrict. For the purposes of applying the height and setback regulations of this Section, Jones Walk shall not be considered a #street#. Map 4 (Street Wall Location) and Map 5 (Minimum and Maximum Base Heights) illustrate the #street wall# location provisions and minimum and maximum base height provisions of this Section 131-42, inclusive.

**131-421  
Coney East, south side of Surf Avenue**

The following regulations shall apply along the south side of Surf Avenue and along those portions of #streets# intersecting Surf Avenue located north of a line drawn 50 feet north of and parallel to the northern #street# line of Bowery and its westerly prolongation.

- (a) Street wall location
 

The #street wall# of the #development# or #enlargement# shall be located within five feet of the #street line# and extend along the entire frontage of the #zoning lot#, except as follows:

  - (1) a sidewalk widening shall be required at the intersection of Surf Avenue and West 10th Street, extending from a point on the Surf Avenue #street line# 125 feet west of West 10th Street to a point on the West 10th Street #street line# 20 feet south of Surf Avenue. Such area shall be improved as a sidewalk to Department of Transportation standards, be at the same level as the adjoining sidewalks, and be accessible to the public at all times. Such sidewalk widening line shall be considered a #street line# for the purposes of applying the #use# and height and setback regulations of this Chapter;
  - (2) ground floor level recesses up to three feet deep shall be permitted for access to building entrances;
  - (3) to allow for corner articulation, the #street wall# may be located anywhere within an area bounded by intersecting #street lines# and lines 15 feet from and parallel to such #street lines#;
  - (4) to allow for portions of towers to rise without setback from grade, a portion of a building base below a tower may be set back ten feet from the #street line#, provided the width of such setback area is not greater than 40 percent of the width of the #street wall# of the tower above, and provided such setback area complies with the provisions of Section 131-47 (Design Requirements for Ground Level Setbacks).

- (b) Building base
 

West of Jones Walk, the #street wall# of a #development# or #enlargement# shall rise without setback to a minimum base height of 40 feet or the height of the #building#, whichever is less, and a maximum base height of 85 feet.

East of Jones Walk, the #street wall# of a #development# or #enlargement# shall rise without setback to a minimum base height of 40 feet or the height of the #building#, whichever is less, and a maximum height of 60, except that a maximum building height of 85 shall be permitted within 100 feet of Jones Walk provided any portion of the #building# that exceeds a height of 60 feet is set back from the Surf Avenue #street wall# of the #building# at least 10 feet.

Above the level of the second #story#, up to 30 percent of the #aggregate width of street walls# may be recessed, provided no recesses are located within 15 feet of an adjacent #building# or within 30 feet of the intersection of two #street lines#, except where corner articulation is provided as set forth in paragraph (a)(3) of this Section. All portions of a #building# that exceed the maximum base heights set forth in this paragraph (b) shall be set back from the #street line# at least ten feet, except that a set back with a minimum depth of 20 feet shall be required from the West 10th Street #street line#. All portions of #buildings# that exceed a height of 85 feet shall comply with the tower provisions of paragraph (c) of this Section.

- (c) Towers
 

All #stories# of a #development# or #enlargement# located partially or wholly above a height of 85 feet

shall be considered a "tower" and shall comply with the provisions of this paragraph.

- (1) Maximum floorplate
- Each "story" of a tower shall not exceed a gross area of 8,500 square feet.
- (2) Maximum length and height
- The outermost walls of all tower "stories" shall be inscribed within a rectangle, and no side of such rectangle shall exceed a length of 165 feet. The maximum height of a "building" shall be 150 feet between West 12th Street and Jones Walk, and, between West 12th Street and West 16th Street the maximum height of a "building" on "zoning lots" with less than 50,000 square feet of "lot area" shall be 220 feet, and the maximum height of a "building" on "zoning lots" with 10,000 square feet or more of "lot area" shall be 270 feet. All towers that exceed a height of 150 feet shall provide articulation in accordance with Section 131-46 (Tower Top Articulation).
- (3) Tower location
- All towers shall be located within 25 feet of Surf Avenue and entirely within 100 feet of an intersecting "street".

### 131-422

#### Coney East, north side of Surf Avenue

Any "building" or other structure# fronting upon the north side of Surf Avenue shall not exceed a height of 85 feet. Furthermore, in order to protect the view from the elevated subway to the Coney East Subdistrict, no portion of such "building" or other structure#, including permitted obstructions or "signs", shall be located between a height of five feet below the upper level of the elevated subway tracks and a level 25 feet above such level, except for a vertical circulation core, supporting structural elements and related appurtenances. In no event shall more than 30 percent of the Surf Avenue frontage of the "zoning lot" be obstructed with such elements.

### 131-423

#### Along all other streets

The following regulations shall apply along Wonder Wheel Way, Bowery, and all other "streets" and portions thereof located south of a line drawn 50 feet north of and parallel to the northern "street" line of Bowery and its westerly prolongation.

- (a) Street wall location
- The "street wall" of the "development" or "enlargement" or portion thereof shall be located within five feet of the "street line".
- (b) Maximum building height
- The "street wall" of a "development" or "enlargement" or portion thereof shall rise to a minimum height of 20 feet and a maximum height of 40 feet. The maximum height of a "building" or other structure# shall be 60 feet, provided any portion of a "building" that exceeds a height of 40 feet shall be set back from the "street wall" of the "building" at least 20 feet. However, a "building" that exceeds a height of 60 feet shall be permitted where the Chairperson of the City Planning Department certifies to the Department of Buildings that such additional height is necessary to accommodate an amusement "use" listed in Use Group A.

### 131-43

#### Coney West Subdistrict

The regulations of this Section 131-43 shall apply to all "buildings" or other structures# in the Coney West Subdistrict. Map 4 (Street Wall Location), Map 5 (Minimum and Maximum Base Heights) and Map 6 (Coney West Subdistrict Transition Heights) illustrate the "street wall" location provisions, minimum and maximum base height provisions and transition height provisions of this Section 131-43, inclusive. For the purposes of this Section, the "Building Line" shown on Parcel F shall be considered a "street line" of Ocean Way or Parachute Way, as indicated on such maps.

### 131-431

#### Coney West, Surf Avenue

The regulations of this Section 131-431 shall apply along Surf Avenue. The "street wall" location provisions of paragraph (a) of this Section shall also apply along "streets" intersecting Surf Avenue within 50 feet of Surf Avenue, and the building base regulations of paragraph (b) of this Section shall also apply along "streets" within 100 feet of Surf Avenue.

- (a) Street wall location
- The "street wall" of a building base of a "development" or "enlargement" shall be located on the Surf Avenue "street line" and extend along the entire Surf Avenue frontage of the "zoning lot", except as follows:
- (1) ground floor level recesses up to three feet deep shall be permitted for access to building entrances;
- (2) to allow for corner articulation, the "street wall" may be located anywhere

within an area bounded by intersecting "street lines" and lines 15 feet from and parallel to such "street lines"; and

- (3) to allow for portions of towers to rise without set back from grade, a portion of a building base below a tower may be set back ten feet from a "street line", provided the width of such set back area is not greater than 40 percent of the width of the "street wall" of the tower and provided such set back area complies with the provisions of Section 131-47 (Design Requirements for ground Level Setbacks).
- (b) Building base regulations
- The "street wall" of a "development" or "enlargement" fronting on Surf Avenue shall rise without setback to a minimum height of six "stories" or 65 feet, or the height of the "building", whichever is less, and a maximum height of eight "stories" or 85 feet, whichever is less, before a setback is required. For "developments" or "enlargements" that exceed a height of eight "stories" or 85 feet, not more than 40 percent of the "aggregate width of street walls" facing Surf Avenue shall exceed a height of six "stories" or 65 feet, whichever is less, and at least 40 percent of the "aggregate width of street walls" facing Surf Avenue shall rise without setback to at least a height of eight "stories" or 80 feet, whichever is less. However, on the blockfront bounded by West 21st Street and West 22nd Street, the minimum height of a "street wall" shall be 40 feet and the maximum height of a "street wall" shall be six "stories" or 65 feet, whichever is less, before a setback is required.

Above the level of the second "story", up to 30 percent of the "aggregate width of street walls" may be recessed, provided no recesses are located within 15 feet of an adjacent "building" or within 30 feet of the intersection of two "street lines", except where corner articulation is provided as set forth in paragraph (a)(2) of this Section.

All portions of a "building" that exceed the maximum heights set forth in this paragraph (b) shall be set back from the "street line" at least ten feet.

- (c) Transition height
- A "street wall" may rise to a maximum transition height of 105 feet, provided that not more than 60 percent of the "aggregate width of street walls" facing Surf Avenue shall exceed a height of 85 feet. All portions of "buildings" that exceed a transition height of 105 feet shall comply with the tower provisions of Section 131-434.

### 131-432

#### Along all other Streets, other than the Riegelmann Boardwalk

The following regulations shall apply along all other "streets" in the Coney West Subdistrict, except within 70 feet of the Riegelmann Boardwalk.

- (a) Street wall location
- The "street wall" of a building base of a "development" or "enlargement" or portion thereof beyond 50 feet of Surf Avenue shall be located within eight feet of the "street line", except that, to allow portions of towers to rise without setback from grade, a portion of a building base below a tower may be set back ten feet from the "street line", provided the width of such set back area is not greater than 40 percent of the width of the "street wall" of the tower above. Any area between the "street wall" of a "building" and the "street line" shall be planted, except for entrances to "buildings", where the ground floor level is occupied by "residential use".
- (b) Building base regulations
- The "street wall" of a building base of a "development" or "enlargement" or portion thereof located beyond 100 feet of Surf Avenue shall rise without setback to a minimum height of 40 feet, or the height of the "building", whichever is less, and a maximum height of six "stories" or 65 feet, whichever is less. Up to 30 percent of the "aggregate width of street walls" may be recessed for "outer courts" or balconies, provided no recesses are located within 15 feet of an adjacent "building" or within 30 feet of the intersection of two "street lines", and provided the maximum depth of such recesses is 15 feet, as measured from the "street line". All portions of a "building" that exceed a height of 65 feet shall be set back from the "street wall" of the "building" at least ten feet, except such set back distance may include the depth of any permitted recesses.
- (c) Transition heights
- Beyond 100 feet of Surf Avenue, a "street wall" may rise to a maximum transition height of 9 "stories" or 95 feet, whichever is less, provided that:
- (1) not more than 60 percent of the "aggregate width of street walls" facing Ocean Way shall exceed a height of 65 feet;

- (2) for "blocks" bounding the southern "street line" of Ocean Way, any portion of a "building" or other structure# that exceeds a height of six "stories" or 65 feet, whichever is less, shall be located within 80 or 100 feet of a "street line", as indicated on Map 6.
- (3) for portions of "buildings" higher than six "stories" or 65 feet that are within 100 feet of the Riegelmann Boardwalk, each "story" within such portion shall provide a setback with a depth of at least ten feet, measured from the south facing wall of the "story" directly below.
- (4) A "building" may exceed such transition heights only in accordance with the tower provisions of Section 131-434.

### 131-433

#### Riegelmann Boardwalk

The "street wall" of the "development" or "enlargement" shall be located on the Riegelmann Boardwalk "street line" and extend along the entire Riegelmann Boardwalk frontage of the "zoning lot" to a minimum height of 20 feet. Any "building" or other structure# within 70 feet of the Riegelmann Boardwalk shall not exceed a height of 40 feet above the level of the Riegelmann Boardwalk.

### 131-434

#### Coney West Towers

All "stories" of a "development" or "enlargement" located partially or wholly above an applicable transition height shall be considered a "tower" and shall comply with the provisions of this Section.

- (a) Maximum floorplate
- Each "story" of a tower shall not exceed a gross area of 8,500 square feet.
- (b) Maximum length and height
- On "blocks" bounding Surf Avenue, the maximum height of a "building" shall be 220 feet, and on "blocks" bounding the southerly "street line" of Ocean Way, the maximum "building" height shall be 170 feet. Furthermore, the outermost walls of all tower "stories" shall be inscribed within a rectangle, and no side of such rectangle shall exceed a length of 165 feet. For "developments" that provide "lower income housing" pursuant to Section 131-321, and where no side of such rectangle exceeds a length of 100 feet, the maximum building height shall be increased to 270 feet. All "buildings" that exceed a height of 170 feet shall provide articulation in accordance with Section 131-46 (Tower Top Articulation).
- (c) Tower location
- All towers shall be located entirely within 100 feet of Parachute Way, West 20th Street, West 21st Street or West 22nd Street and within 25 feet of the intersection of two "street lines". When a "zoning lot" bounding Surf Avenue contains a tower, such tower shall be located within 25 feet of Surf Avenue. No more than one tower shall be permitted on any "zoning lot", except that for "developments" that provide "lower income housing" pursuant to Section 131-321, no more than two towers shall be permitted on any "zoning lot", and such second tower shall be located within 25 feet of Ocean Way. However, on Parcel E, any "development" may include two towers, and, for "developments" that provide "low income housing" pursuant to Section 131-321, a third tower shall be permitted to be located anywhere on such parcel along Parachute Way.

### 131-44

#### Coney North Subdistrict

The regulations of this Section 131-44 shall apply to all "buildings" or other structures# in the Coney North Subdistrict. Map 4 (Street Wall Location) and Map 5 (Minimum and Maximum Base Heights) illustrate the "street wall" location provisions, minimum and maximum base height provisions and maximum building height provisions of this Section 131-44, inclusive

### 131-441

#### Coney North, Surf Avenue

The regulations of this Section 131-441 shall apply along Surf Avenue. The "street wall" location provisions of paragraph (a) of this Section shall also apply along "streets" intersecting Surf Avenue within 50 feet of Surf Avenue, and the building base regulations of paragraph (b) of this Section shall also apply along "streets" within 100 feet of Surf Avenue.

- (a) Street wall location
- The "street wall" of a building base of a "development" or "enlargement" shall be located on the Surf Avenue "street line" and extend along the entire Surf Avenue frontage of the "zoning lot", except as follows:
- (1) ground floor level recesses up to three feet deep shall be permitted for access to building entrances;
- (2) to allow for corner articulation, the "street wall" may be located anywhere within an area bounded by intersecting "street lines" and lines 15 feet from and parallel to such "street lines"; and

- (3) to allow for portions of towers to rise without set back from grade, a portion of a building base below a tower may be set back ten feet from a #street line#, provided the width of such set back area is not greater than 40 percent of the width of the #street wall# of the tower and provided such set back area complies with the provisions of Section 131-435.

(b) Building base regulations

The #street wall# of a building base of a #development# or #enlargement# fronting on Surf Avenue shall rise without setback to a minimum height of six #stories# or 65 feet, or the height of the #building#, whichever is less, and a maximum height of eight #stories# or 85 feet, whichever is less, before a setback is required.

For #developments# or #enlargements# that exceed a height of eight #stories# or 85 feet, not more than 40 percent of the #aggregate width of street walls# facing Surf Avenue shall exceed a height of 65 feet without setback, and at least 40 percent of the #aggregate width of street walls# facing Surf Avenue shall rise without setback to at least a height of 80 feet, but not more than 85 feet. However, on the blockfront bounded by Stillwell Avenue and West 15<sup>th</sup> Street, for #buildings# that exceed a height of 85 feet, all #street walls# of such #building# facing Surf Avenue shall rise without setback to a height of 85 feet.

Above the level of the second #story#, up to 30 percent of the #aggregate width of street walls# may be recessed, provided no recesses are located within 15 feet of an adjacent #building# or within 30 feet of the intersection of two #street lines#, except where corner articulation is provided as set forth in paragraph (a)(2) of this Section.

All portions of a #building# that exceed a height of 85 feet shall be set back from the #street line# at least ten feet, and comply with the tower provisions of Section 131-435.

**131-442**

**Along all other Streets, other than Stillwell Avenue**

The following regulations shall apply along all other #streets# in the Coney North Subdistrict, other than Stillwell Avenue.

(a) Street wall location

The #street wall# of a building base of a #development# or #enlargement# or portion thereof beyond 50 feet of Surf Avenue shall be located within eight feet of the #street line#, except that, to allow portions of towers to rise without setback from grade, a portion of a building base below a tower may be recessed ten feet from the #street line#, provided the width of such recess area is not greater than 40 percent of the width of the #street wall# of the tower above. Any area between the #street wall# of a #building# and the #street line# shall be planted, except for entrances to #buildings#, where the ground floor level is occupied by #residential use#.

(b) Building base regulations

The #street wall# of a building base of a #development# or #enlargement# or portion thereof located beyond 100 feet of Surf Avenue shall rise without setback to a minimum height of 40 feet, or the height of the #building#, whichever is less, and a maximum height of six #stories# or 65 feet, whichever is less. Up to 30 percent of the #aggregate width of street walls# may be recessed for #outer courts# or balconies, provided no recesses are located within 15 feet of an adjacent #building# or within 30 feet of the intersection of two #street lines#, and provided the maximum depth of such recesses is 15 feet, as measured from the #street line#.

All portions of a #building# that exceed a height of 65 feet shall be set back from the #street wall# of the #building# at least ten feet, except such set back distance may include the depth of any permitted recesses.

However, on #blocks# bounded by West 15th Street and West 20th Street, within 40 feet of the boundary of a C2-4 District mapped within an R7A District, no #building# or other structure# shall exceed a height of 23 feet, except that, for such #zoning lots# with less than 50 feet of frontage along a #street#, or, for #through lots#, less than 50 feet of frontage along each #street#, the maximum height of a #building# or other structure# before setback shall be six stories or 65 feet, whichever is less.

**131-443**

**Stillwell and Mermaid Avenues**

Within 100 feet of Stillwell and Mermaid Avenues, except within 100 feet of Surf Avenue, all portions of a #building# or other structure# shall comply with the height and setback regulations of a C2 District mapped within an R7A District, except that the #street wall# of a #building# shall be located on the #street line# and rise without setback to a minimum height of 40 feet or the height of the #building#, whichever is less, except as follows:

- (a) ground floor level recesses up to three feet deep shall be permitted for access to building entrances;

- (b) to allow for corner articulation, the #street wall# may be located anywhere within an area bounded by intersecting #street lines# and lines 15 feet from and parallel to such #street lines#; and

- (c) above the level of the second #story#, up to 30 percent of the #aggregate width of street walls# may be recessed, provided no recesses are located within 15 feet of an adjacent #building# or within 30 feet of the intersection of two #street lines#, except where corner articulation is provided as set forth in paragraph (b) of this Section.

**131-444**

**Coney North Towers**

All #stories# of a #development# or #enlargement# located partially or wholly above a height of 85 feet within 175 feet of Surf Avenue and above a height of 65 feet beyond 175 feet of Surf Avenue shall be considered a "tower" and shall comply with the provisions of this Section 131-444.

(a) Maximum floorplate

Each #story# of a tower shall not exceed a gross area of 8,500 square feet.

(b) Maximum length and height

On #blocks# bounding Surf Avenue, the maximum height of a #building# shall be 220 feet, and beyond 175 feet of Surf Avenue, the maximum height of a #building# shall be 170 feet. Furthermore, the outermost walls of all tower #stories# shall be inscribed within a rectangle, and no side of such rectangle shall exceed a length of 165 feet. For #developments# that provide #lower income housing# pursuant to Section 131-321, and where no side of such rectangle exceeds a length of 100 feet, the maximum building height shall be increased to 270 feet. All #buildings# that exceed a height of 170 feet shall provide articulation in accordance with Section 131-46 (Tower Top Articulation).

(c) Tower location

Towers shall be located within 25 feet of Surf Avenue and entirely within 100 feet of an intersecting #street#. No more than one tower shall be permitted on any #zoning lot#, except that for #developments# that provide #lower income housing# pursuant to Section 131-321, a second tower shall be permitted anywhere on the #zoning lot# that is entirely beyond 175 feet of Surf Avenue and ten feet from any other #street#. All towers shall be located at least ten feet from a #side lot line#.

**131-45**

**Mermaid Avenue Subdistrict**

All portions of a #building# or other structure# shall comply with the height and setback regulations of a C2 District mapped within an R7A District, except that on Mermaid Avenue, and on intersecting #streets# within 50 feet of Mermaid Avenue, the #street wall# of a #building# shall be located on the #street line# and rise without setback to a minimum base height of 40 feet or the height of the #building#, whichever is less, except as follows:

- (a) ground floor level recesses up to three feet deep shall be permitted for access to building entrances;

- (b) to allow for corner articulation, the #street wall# may be located anywhere within an area bounded by intersecting #street lines# and lines 15 feet from and parallel to such #street lines#; and

- (c) above the level of the second #story#, up to 30 percent of the #aggregate width of street walls# may be recessed, provided no recesses are located within 15 feet of an adjacent #building# or within 30 feet of the intersection of two #street lines#, except where corner articulation is provided as set forth in paragraph (b) of this Section.

**131-46**

**Tower Top Articulation**

All #buildings# that exceed a height of 170 feet shall provide articulation in accordance with at least one of following provisions:

- (a) Setbacks on each tower face

The highest three #stories#, or as many #stories# as are located entirely above a height of 170 feet, whichever is less, shall have a #lot coverage# of at least 50 percent of the #story# immediately below such #stories#, and a maximum #lot coverage# of 80 percent of the #story# immediately below such #stories#. Such reduced #lot coverage# shall be achieved by one or more setbacks on each face of the tower, where at least one setback on each tower face has a depth of at least four feet, and a width that, individually or in the aggregate, is equal to at least 10 percent of the width of such respective tower face. For the purposes of this paragraph (a), each tower shall have four tower faces, with each face being the side of a rectangle within which the outermost walls of the highest #story# not subject to the reduced #lot coverage# provisions have been inscribed. The required setbacks shall be measured from the outermost walls of the #building# facing each tower face. Required setback areas may overlap.

- (b) Three setbacks facing ocean

The upper #stories# shall provide setbacks with a minimum depth of 15 feet measured from the south facing wall of the #story# immediately below. Such setbacks shall be provided at the level of three different #stories#, or as many #stories# as are located entirely above a height of 170 feet, whichever is less. For towers with at least six #stories# located entirely above a height of 170 feet, the lowest level at which such setbacks may be provided is 170 feet, and the highest #story# shall be located entirely within the northern half of the tower.

- (c) Reverse setbacks

A minimum of 15 percent of the area of the plane surface of #street walls# enclosing #floor area# of the tower and a maximum of 50 percent of the area of the plane surface of the #street walls# enclosing #floor area# of the tower shall project at least eighteen inches but not more than five feet from the remaining plane surface of the #street walls# enclosing #floor area# of the tower. No projections, including balconies, shall be permitted from the lowest two #stories# of the tower.

**131-47**

**Design Requirements for Ground Level Setbacks**

Wherever a building base below a tower is set back from the #street line#, and the building walls bounding such setback area are occupied by non-#residential uses#, such setback area shall comply with the provisions of this Section 131-47. Where two such setback areas adjoin one another at the intersection of two #streets#, the combined area of such spaces shall determine the applicability of such provisions.

- (a) Minimum and maximum areas

No such setback area shall be less than 240 square feet nor greater than 1,000 square feet.

- (b) Pavement

The setback area shall be paved with materials distinctive from the adjoining public sidewalk

- (c) Wall treatments

All ground floor level building walls bounding such setback area not otherwise subject to the transparency requirements of Section 131-14 shall comply with the following provisions:

- (1) If such building wall is a #street wall# wider than 10 feet, such #street wall# shall comply with the provisions of Section 131-14 (Transparency).
- (2) All other building walls shall comply with one of the following provisions:
  - (i) Such building walls shall be glazed with transparent materials which may include show windows, glazed transoms or glazed portions of doors. Such glazing shall occupy at least 50 percent of the area of each such ground floor level building wall, measured to a height of 10 feet above the level of the adjoining sidewalk, public access area or #base plane#, whichever is higher, or
  - (ii) Such building walls shall be articulated with artwork or landscaping to a height of at least ten feet

- (d) Building entrances

A public entrance to a #building# shall front upon such setback area

- (e) Landscaping

A minimum of 20 percent of such setback area shall be planted with at least evergreen ground cover or shrubs in planting beds with a minimum of six inches in height and a maximum height of four feet. Such planting beds may not occupy more than 50 percent of the width of the setback area, as measured along the #street line#.

- (f) For setback areas of 500 square feet or more, the following additional amenities shall be provided:

- (1) An additional public entrance to the #building# shall front upon such setback area, and
- (2) A minimum of one linear feet of seating for every 20 square feet of setback area shall be provided. At least 40 percent of such seating shall be fixed, of which at least half shall have backs with a minimum height of 14 inches. All fixed seating shall have a minimum depth of 18 inches and a maximum depth of 24 inches, and a minimum seat height of 16 inches and a maximum seat height of 20 inches. At least 50 percent of required seating shall be moveable chairs.

**131-48**

**Street Trees**

The provisions of Section 33-03 (Street Tree Planting in Commercial Districts) shall not apply in the Coney East Subdistrict.

131-50 OFF-STREET PARKING AND LOADING REGULATIONS

The provisions of this Section shall apply to all off-street parking spaces and loading facilities within the Special Coney Island District#.

131-51 Amount of Required and Permitted Parking

(a) Residential and Community Facility Parking

The underlying regulations shall apply except that the provisions of Section 36-331 are modified to require off-street parking spaces for at least 60 percent of all new dwelling units#.

(b) Commercial Parking

The underlying regulations shall apply except as modified below:

- (1) For Use Group A use#: one off-street parking space shall be provided for every 2,000 square feet of floor area# or lot area# for open uses#, except that for water park, two off-street parking spaces per 1,000 square feet of floor area# shall be provided.
(2) For transient hotels#: one off-street parking space shall be provided for every six guest rooms or suites.

131-52 Use and Location of Parking Facilities

The following provisions shall apply to all parking facilities:

(a) All accessory off-street parking spaces may be made available for public use. However, any such space shall be made available to the occupant of a residence to which it is accessory within 30 days after written request therefore is made to the landlord.

(b) The off-site spaces provisions of Sections 36-42 and 36-43 shall not apply. In lieu thereof, all permitted or required off-street parking spaces may be provided on a zoning lot# other than the same zoning lot# to which such spaces are accessory#, provided that:

- (1) the Coney East Subdistrict, such spaces are located anywhere within an area bounded on the east by Ocean Parkway, on the south by the Riegelmann Boardwalk, on the west by West 27th Street and on the north by Coney Island Creek and the Belt Parkway, in accordance with all applicable underlying parking regulations.
(2) In the Coney West Subdistrict, such spaces accessory# to Parcel A or B are located anywhere on such parcels; such spaces accessory# to Parcel C or D are located anywhere on such parcels; and such spaces accessory# to Parcels E or F are located anywhere on such parcels.
(3) In the Coney North and Mermaid Avenue Subdistricts, such spaces are located anywhere on the same block#.

(c) All off-street parking facilities shall be located within facilities that, except for entrances and exits, are:

- (1) entirely below the level of any street# or publicly accessible open area upon which such facility, or portion thereof, fronts; or
(2) located, at every level above-grade, behind commercial#, community facility# or residential floor area# with a minimum depth of 15 feet as measured from the street wall# of the building# so that no portion of such parking facility is visible from adjoining streets# or publicly accessible open areas. All such parking facilities shall be exempt from the definition of floor area#.

However, in the Coney East Subdistrict, the provisions of this paragraph (2) need not apply on the north side of Surf Avenue, on Parcel 2 beyond 70 feet of the Riegelmann Boardwalk, or on the east side of that portion of West 16th Street beyond 50 feet of Surf Avenue and Wonder Wheel Way, provided that:

- (i) any non-horizontal parking deck structures are not visible from the exterior of the building# in elevation view;
(ii) opaque materials are located on the exterior building# wall between the bottom of the floor of each parking deck and no less than three feet above such deck; and
(iii) a total of at least 50 percent of such exterior building wall with adjacent parking spaces consists of opaque materials which may

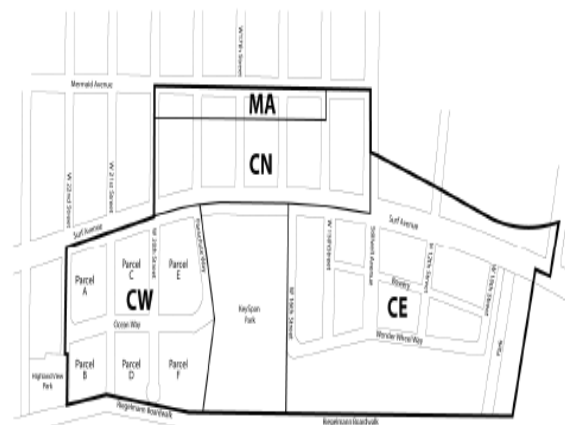
include signs#, graphic or sculptural art, or living plant material.

(d) Any roof of a facility containing off-street parking spaces, not otherwise covered by a building#, which is larger than 400 square feet shall be landscaped. Up to five percent of such roof area may be used for mechanical equipment, provided that such mechanical equipment is screened from view by a fence which is at least 75 percent opaque or by at least three feet of dense planting. Up to 25 percent of such roof area may be accessible solely from an adjacent dwelling unit# and the remaining roof area shall be accessible for the recreational use of the occupants of the building in which it is located. Hard surfaced areas shall not cover more than 60 percent of such roof area.

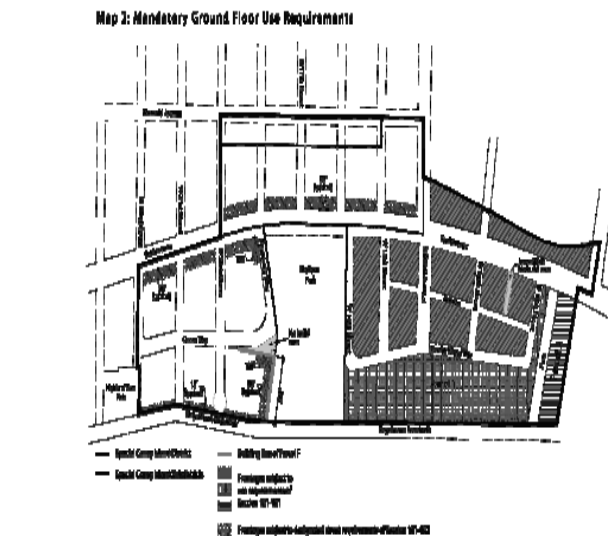
131-53 Curb Cuts

No curb cuts shall be permitted on Surf Avenue, Wonder Way or New Bowery except on a zoning lot# with no frontage on any other street#. The curb cut provisions of paragraph (c) of Section 36-58 shall apply to all developments# and enlargements#.

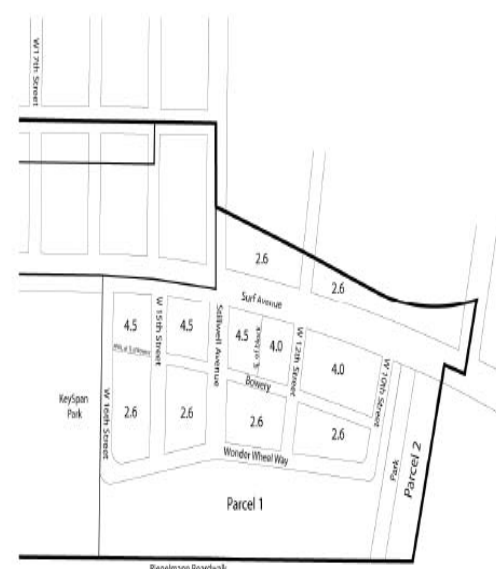
Map 1: Special Coney Island District and Subdistricts



Map 2: Mandatory Ground Floor Use Requirements



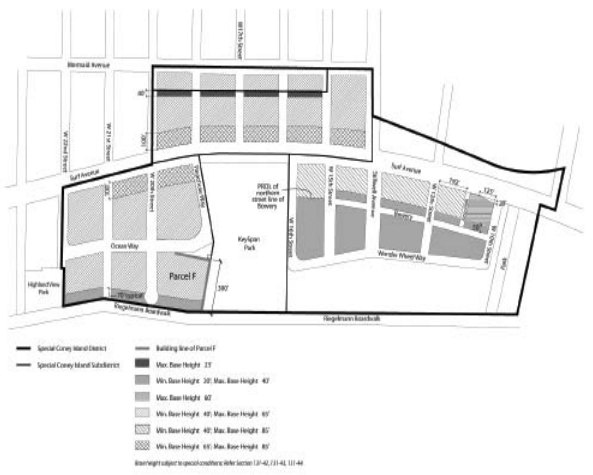
Map 3: Coney East Subdistrict Floor Area Ratios



Map 4: Street Wall Location



Map 5: Minimum and Maximum Base Heights



Map 6: Coney West Subdistrict Transition Heights



No. 6

CD 13 N 090273(A) ZRK IN THE MATTER OF an application submitted by the Department of City Planning, pursuant to Section 201 of the New York City Charter, and proposed for modification pursuant to Section 2-06(c) (1) on the Uniform Land Use Review Procedure for an amendment of the Zoning Resolution of the City of New York, relating to the creation of the Special Coney Island District (Article XIII, Chapter 1), in Community District 13, Borough of Brooklyn.

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

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

11-12 Establishment of Districts

\* \* \* Establishment of the Special Clinton District

\* \* \* Establishment of the Special Coney Island District In order to carry out the special purposes of this Resolution as set forth in Article XIII, Chapter 1, the Special Coney Island District# is hereby established.

Establishment of the Special Coney Island Mixed Use District

\* \* \* 12-10 Definitions

\* \* \* Special Coney Island District

The Special Coney Island District# is a Special Purpose District designated by the letters "CI" in which special regulations set forth in Article XIII, Chapter 1, apply. The Special Coney Island District# appears on the zoning maps# superimposed on other districts and, where indicated, its regulations supplement, modify and supersede those of the districts on which it is superimposed.

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: District Name, Enclosed Sidewalk Cafe#, and Unenclosed Sidewalk Cafe#. Rows include Brooklyn, Bay Ridge District, Coney Island District, and Coney Island Mixed Use District.

Downtown Brooklyn District	Yes	Yes
Mixed Use District-8 (Greenpoint-Williamsburg)	Yes	Yes
Ocean Parkway District*	Yes	Yes
Sheepshead Bay District	No	Yes

\* #Sidewalk cafes# are not allowed on Ocean Parkway

\* \* \*

### Chapter 5 Residential Conversion of Existing Non-Residential Buildings

\* \* \*

#### 15-011 Applicability within Special Districts

\* \* \*

The provisions of this Chapter shall apply in the #Special St. George District# as modified by Article XII, Chapter 8 (Special St. George District).

The provisions of this Chapter shall apply in the #Special Coney Island District# as modified by Article XIII, Chapter 1 (Special Coney Island District).

\* \* \*

### ALL TEXT IN ARTICLE XIII, CHAPTER 1 IS NEW

#### 131-00 GENERAL PURPOSES

The #Special Coney Island 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, to:

- preserve, protect and enhance the character of the existing amusement district as the location of the city's foremost concentration of amusements and an area of diverse uses of a primarily entertainment and entertainment-related nature;
- facilitate and guide the development of a year-round amusement, entertainment and hotel district;
- facilitate and guide the development of a residential and retail district;
- provide a transition to the neighboring areas to the north and west;
- provide flexibility for architectural design that encourages building forms that enhance and enliven the streetscape;
- control the impact of development on the access of light and air to streets, the Boardwalk and parks in the district and surrounding neighborhood;
- promote development in accordance with the area's District Plan and thus conserve the value of land and buildings, and thereby protect the City's tax revenues.

#### 131-01 General Provisions

The provisions of this Chapter shall apply to all #developments#, #enlargements#, #extensions#, alterations and changes of #use# within the #Special Coney Island 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.

#### 131-02 District Plan and Maps

The District Plan for the #Special Coney Island District# identifies specific areas comprising the Special District in which special zoning regulations are established in order to carry out the general purposes of the #Special Coney Island District#. The District Plan includes the following maps in the Appendix of this Chapter.

Map 1	Special Coney Island District and Subdistricts
Map 2	Mandatory Ground Floor Use Requirements
Map 3	Coney East Subdistrict Floor Area Ratios
Map 4	Street Wall Location
Map 5	Minimum and Maximum Base Heights
Map 6	Coney West Subdistrict Transition Heights

#### 131-03 Subdistricts

In order to carry out the purposes and provisions of this Chapter, four subdistricts are established as follows:

Coney East Subdistrict  
Coney West Subdistrict  
Coney North Subdistrict  
Mermaid Avenue Subdistrict.

In each of these subdistricts, certain special regulations apply which do not apply within the remainder of the #Special Coney Island District#. The subdistricts are specified on Map 1 in the Appendix of this Chapter.

#### 131-04 Applicability

#### 131-041 Applicability of Article I, Chapter 1

Within the #Special Coney Island District#, Section 11-15

(Environmental Requirements) shall apply, except that prior to issuing a demolition permit, where compliance at time of demolition is required by the (E) designation, or a building permit for any #development#, or for an #enlargement#, #extension# or a change of #use#, on a lot that has an (E) designation for potential hazardous material contamination, noise or air quality impacts, the Department of Buildings shall be furnished with a report from the Department of Environmental Protection of the City of New York stating:

- in the case of an (E) designation for hazardous material contamination, that environmental requirements related to the (E) designation have been met for that lot; or
- in the case of an (E) designation for noise or air quality impacts, that the plans and drawings for such #development# or #enlargement# will result in compliance with the environmental requirements related to the (E) designation.

#### 131-042 Applicability of Article 1, Chapter 5

The provisions of Article 1, Chapter 5 (Residential Conversion of Existing Non-Residential Buildings), shall apply in the #Special Coney Island District#, as modified in this Section. The conversion to #dwelling units#, or portions thereof, erected prior to January 1, 1977, shall be permitted subject to Sections 15-11 (Bulk Regulations), 15-12 (Open Space Equivalent) and 15-30 Minor Modifications), paragraph (b). Uses in #buildings# erected prior to January 1, 1977, containing both #residential# and non-#residential uses# shall not be subject to the provisions of Section 32-42 (Location within Buildings).

#### 131-043 Applicability of Article 7, Chapter 4

The provisions of Section 74-513 (In C7 Districts) shall not apply in the #Special Coney Island District#. In lieu thereof, #public parking lots# shall not be permitted; #public parking garages# of any size shall be permitted as-of-right, provided such garages comply with the provisions of Section 131-52 (Use and Location of Parking Facilities).

#### 131-044 Physical Culture Establishments

The provisions of Section 73-36 (Physical Culture or Health Establishments) shall not apply in the Coney East, Coney North or Coney West Subdistricts. In lieu thereof, physical culture establishments shall be allowed as-of-right.

#### 131-045 Modification of use and bulk regulations for zoning lots fronting upon the Riegelmann Boardwalk, Keyspan Park and Highland View Park

Where the #lot line# of a #zoning lot# coincides or is within 20 feet of the boundary of the Riegelmann Boardwalk, Keyspan Park or Highland View Park, such #lot line# shall be considered to be a #street line# for the purposes of applying all #use# and #bulk# regulations of this Resolution.

#### 131-10 SPECIAL USE REGULATIONS

The special #use# regulations set forth in this Section, inclusive, shall modify the underlying Commercial Districts, as applicable.

For the purposes of this Chapter, "ground floor level" shall mean the finished floor level within five feet of an adjacent public sidewalk or any other publicly accessible open area.

#### 131-11 Use Group 5

For the purposes of this Chapter, the definition of #transient hotels# shall be modified as set forth in this Section, and such #transient hotels# shall be permitted only in specified locations  
A #transient hotel# is a #building# or part of a #building# in which:

- all units containing living or sleeping accommodations are used exclusively for "transient occupancy," where such occupancy:
  - does not exceed any period of 29 consecutive days or a total of 60 days in a calendar year; or
  - is the result of a referral by a government agency to provide temporary accommodations.
- each such unit is available each day for rent, unless rented, except for periods of maintenance and repair;
- all such units are fully furnished by the hotel operator;
- one or more common entrances serve all such units;
- there is a uniform key entry system, administered by management or hotel staff, to receive and disburse keys for each room; and
- twenty-four hour desk service, housekeeping services and the furnishing and laundering of linens are provided.

A central rubbish chute shall be accessible only to hotel staff. Restaurants, cocktail lounges, public banquet halls, ballrooms and meeting rooms shall be considered #accessory uses# provided such #uses# are accessible to all occupants of the #transient hotel# and their guests from a common area of the #transient hotel#.

#### 13-12 Use Groups A, B and C

Special Use Groups are established as set forth in this

Section, to promote and strengthen the commercial and entertainment character of the Special District.

#### 131-121 Use Group A: Amusements

Use Group A consists of a group of #uses# selected from Use Groups 12, 13 and 15 as modified in this Section, and may be open or enclosed:

- Amusement arcades  
Amusement parks, with no limitation on floor area per establishment  
Animal exhibits, circuses, carnivals or fairs of a temporary nature  
Camps, overnight or day, commercial beaches or swimming pools  
Dark rides, electronic or computer-supported games including interactive entertainment facilities, laser tag and motion simulators

Ferris wheels, flume rides, roller coasters, whips, parachute jumps, dodgem scooters, merry-go-rounds or similar midway attractions

Fortune tellers, freak shows, haunted houses, wax museums, or similar midway attractions

Miniature golf courses and model car hobby centers, including racing  
Open booths with games of skill or chance, including shooting galleries

Water parks

- Arenas or auditoriums, with capacity limited to 2,000 seats

Billiard parlors or pool halls, bowling alleys or table tennis halls, with no limitation on number of bowling lanes per establishment

Gymnasiums or recreational sports facilities including but not limited to indoor golf driving ranges, batting cages, basketball, volleyball, squash and other courts, without membership requirements

Skateboard parks, roller or ice skating rinks

Theaters, including movie theaters, provided such #use# does not occupy the ground floor level of a #building#, except for lobbies limited to a maximum #street# frontage of 30 feet except that on #corner lots# one #street# frontage may extend up to 100 feet

#Accessory uses# to the amusements listed above, including the display and sale of goods or services, provided:

- such #accessory uses# are limited to not more than 25 percent of the #floor area# of the amusement establishment or, for open #uses#, not more than 25 percent of the #lot area#;
- such #accessory uses# shall be entered only through the principal amusement establishment;
- such #accessory uses# shall share common cash registers with the principal amusement #use#;
- such #accessory uses# shall have the same hours of operation as the principal amusement #use#; and
- the principal amusement #use# shall occupy the entire #street# frontage of the ground floor level of the establishment and shall extend to a depth of at least 30 feet from the #street wall# of the #building# or, for open #uses#, at least 30 feet from the #street line#.

#### 131-122 Use Group B: Amusement and entertainment-enhancing uses

Use Group B consists of a group of #uses# selected from Use Groups 6, 9, 12, 13 and 18, as modified in this Section:

Art gallery, commercial  
Banquet halls  
Breweries  
Eating or drinking establishments of any size, including those with entertainment or dancing  
Historical exhibits  
Spas and bathhouses  
Studios, art, music, dancing or theatrical  
Tattoo parlors  
Radio or television studios  
Wedding chapels

#### 131-123 Use Group C: Retail and service uses

Use Group C consists of a group of retail and service #uses# selected from Use Groups 6, 7, 12 and 14, as modified in this Section:

Arts and crafts production and sales, including but not limited to ceramics, art needlework, hand weaving or tapestries, book binding, fabric painting, glass blowing, jewelry or art metal craft and wood carving

Bicycle sales, rental or repair shops  
Bookstores  
Candy or ice cream stores  
Clothing or clothing accessory  
Clothing, custom manufacturing or altering for retail including costume production and hair product manufacturing  
Delicatessen stores  
Fishing tackle or equipment, rental or sales

Gift shops  
Jewelry manufacturing from precious metals  
Musical instruments store  
Toy stores  
Music stores  
Newsstands  
Patio or beach furniture or equipment  
Photographic equipment stores and studios  
Sporting goods or equipment, sale or rental, including instruction in skiing, sailing or skin diving

### 131-13 Special Use Regulations in Subdistricts

#### 131-131 Coney East Subdistrict

The #use# regulations of the underlying C7 District are modified as set forth in this Section. #Transient hotels# land Use Groups A, B and C, as set forth in Sections 131-11 through 131-12-, inclusive, and #public parking garages# shall be the only #uses# allowed in the Coney East Subdistrict, and shall comply with the following regulations:

(a) Use Group C

Use Group C #uses# shall be limited to 2,500 square feet of #floor area# and 30 feet of #street# frontage, except that on #corner lots# one #street# frontage may extend up to 100 feet.

(b) Bowery and Wonder Wheel Way

At least 50 percent of Bowery and Wonder Wheel Way #street# frontage of any #zoning lot# shall be occupied by Use Group A1 #uses# at the ground floor level, and not more than 50 percent of the Bowery and Wonder Wheel Way #street# frontage of any #zoning lot# shall be occupied by Use Group C #uses# at the ground floor level.

(c) Surf Avenue

The Surf Avenue frontage of any ground floor level establishment shall not exceed a #street wall# width of 60 feet. However, an establishment may exceed a #street wall# width of 60 feet where the Chairperson of the Department of City Planning certifies to the Department of Buildings that such additional width is necessary to accommodate an amusement #use# listed in Use Group A1.

(d) #Transient hotels#

(1) #Transient hotels# shall be permitted only on #blocks# with Surf Avenue frontage, except that no #transient hotels# shall be permitted on that portion of the #block# bounded by West 15th Street and West 16th Street south of the prolongation of the centerline of Bowery;

(2) #Transient hotel use# shall not be permitted within 50 feet of Bowery on the ground floor level of a #building#, except that where a #zoning lot# has frontage only on Bowery, a #transient hotel# lobby may occupy up to 30 feet of such frontage.

(3) For #transient hotels# located on #zoning lots# with at least 20,000 square feet of #lot area#, an amount of #floor area# or #lot area# of Use Group A1 #uses# equal to at least 20 percent of the total #floor area# permitted on such #zoning lot# shall be provided either onsite or anywhere within the Coney East Subdistrict.

(4) The #street wall# of the ground floor level of a #transient hotel# shall be occupied by active #accessory uses# including, but not limited to, lobbies, retail establishments, eating and drinking establishments and amusements.

(6) #accessory# retail establishments within a #transient hotel# shall be limited to 2,500 square feet of #floor area#.

(e) Parcel 1

On Parcel 1 as shown on Map 2, only #uses# listed in Use Group A shall be permitted.

(f) Parcel 2

On Parcel 2 as shown on Map 2, only #uses# listed in Use Group A, and #public parking garages# of any size, shall be permitted, provided such garages comply with the provisions of Section 131-62 (Use and Location of Parking Facilities).

#### 131-132 Coney North and Coney West Subdistricts

In the Coney North and Coney West Subdistricts, #uses# allowed by the underlying district regulations shall apply except as modified in this Section for #uses# fronting upon designated #streets#, as shown on Map 2 (Mandatory Ground Floor Use Requirements). For the purposes of this Section, the "building line" shown on Parcel F shall be considered a #street line# of Ocean Way or Parachute Way, as applicable.

(c) Mandatory ground floor level use along designated #streets#

Any #use# listed in Use Groups A, B and C, as set forth in Sections 131-12, inclusive, not otherwise

allowed by the underlying district regulations, shall be permitted within 70 feet of the Riegelmann Boardwalk and within 100 feet of all other designated streets, as shown on Map 2.

(1) Riegelmann Boardwalk

Only #uses# listed in Use Groups A, B and C and #transient hotels# located above the ground floor level are permitted within 70 feet of the Riegelmann Boardwalk, except that a #transient hotel# lobby may occupy up to 30 feet of frontage along the Riegelmann Boardwalk. Use Group C #uses# shall be limited to 2,500 square feet of #floor area# and 30 feet of #street# frontage for each establishment. All other establishments shall be limited to 60 feet of #street# frontage, except that for any establishment on a corner, one #street# frontage may extend up to 100 feet. All ground floor #uses# shall have a depth of at least 15 feet measured from the #street wall# of the #building#.

(2) Designated #streets# other than Riegelmann Boardwalk

At least 20 percent of the designated #street# frontage of a #building# shall be allocated exclusively to #uses# listed in Use Groups A, B or C. The remaining designated #street# frontage of such #buildings# shall be allocated to #commercial uses# permitted by the underlying district regulations or, where permitted, #transient hotels#. All such #uses# shall be located in establishments with not more than 60 feet of designated #street# frontage, except that for any such establishment on a corner of two designated #streets#, one frontage may extend up to 100 feet. All ground floor #uses# shall have a depth of at least 50 feet measured from the #street wall# of the #building#. In addition, a #residential# lobby may occupy up to 40 feet of frontage along a designated #street#, and the minimum 50 foot depth requirement for #commercial uses# may be reduced where necessary in order to accommodate a #residential# lobby and vertical circulation core.

(b) Prohibited ground floor level #uses# along designated #streets# other than Riegelmann Boardwalk

No #use# listed in this paragraph, (b), shall be permitted within 50 feet of a designated #street# on the ground floor level of a #building#. Lobbies or entryways to non-ground floor level #uses# are permitted, provided the length of #street# frontage occupied by such lobbies or entryways does not exceed, in total, 60 feet.

From Use Group 2:

All #uses#.

From Use Groups 3A and 3B:

All #uses#, except for libraries, museums or non-commercial art galleries.

From Use Groups 4A and 4B:

All #uses#, except for houses of worship or playgrounds.

From Use Group 5A:

All #uses#, except that #transient hotels# shall be permitted within 200 feet of Surf Avenue between Stillwell Avenue and West 16th Street.

From Use Groups 6B, and 6E

Offices, veterinary medicine offices or non-commercial clubs.

From Use Group 6C

Banks (except for automated teller machines, provided the length of #street# frontage allocated for automated teller machines shall be no more than 25 feet or 40 percent of the frontage of the #zoning lot#, whichever is less, except such frontage need not be less than 20 feet), except that this prohibition shall not apply along Stillwell Avenue.

Electrolysis studios, frozen food lockers and loan offices.

From Use Group 6D:

All #uses#.

From Use Group 7:

All #uses#, except for bicycle rental or repair shops.

From Use Groups 8A and 8B:

Automobile driving schools, ice vending machines, lumber stores or pawn shops.

From Use Groups 8C, 8D and 8E:

All #uses#.

From Use Groups 9A, 9B and 9C:

All #uses#, except for gymnasiums, public auction rooms, photographic developing or printing establishments for the consumer, or art, music, dancing or theatrical studios.

From Use Groups 10A, 10B and 10C:  
Depositories for storage, and wholesale offices or showrooms.

Use Group 11:

All #uses#.

Use Groups 12A and 12B:

Trade expositions.

Use Groups 12C and 12D:

All #uses#.

Use Group 14A and 14B:

All #uses#, except for bicycle sales, rental or repair shops.

### 131-14

#### Location of Uses within Buildings

The provisions of Section 32-42 (Location within Buildings) are modified to permit:

(a) #residential uses# on the same #story# as a non-

#residential use# or directly below a non-#residential use#, provided no access exists between such #uses# at any level containing #residences#, and separate elevators and entrances from the #street# are provided; and

(b) in the Coney North and Coney West Subdistricts, any #commercial use# permitted by this Chapter shall be permitted on the second #story# of a #mixed building#.

### 131-15

#### Transparency

Each ground floor level #street wall# of a #commercial# or #community facility use# other than a #use# listed in Use Group A, as set forth in Section 131-121, shall be glazed with materials which may include show windows, glazed transoms or glazed portions of doors. Such glazing shall occupy at least 70 percent of the area of each such ground floor level #street wall#, measured to a height of 10 feet above the level of the adjoining sidewalk, public access area or #base plane#, whichever is higher. Not less than 50 percent of the area of each such ground floor level #street wall# shall be glazed with transparent materials and up to 20 percent of such area may be glazed with translucent materials.

However, in the Coney East Subdistrict and along the Riegelmann Boardwalk and boundary of Keyspan Park in the Coney West Subdistrict, in lieu of the transparency requirements of this Section, at least 70 percent of the area of the ground floor level #street wall# of a #commercial use#, measured to a height of 10 feet above the level of the adjoining sidewalk, public access area or #base plane#, whichever is higher, may be designed to be at least 70 percent open during seasonal business hours.

### 131-16

#### Security Gates

All security gates installed after (effective date of amendment), that are swung, drawn or lowered to secure commercial or community facility premises shall, when closed, permit visibility of at least 75 percent of the area covered by such gate when viewed from the #street#. However, this provision shall not apply to entrances or exits to parking garages, or to any #use# fronting upon the Riegelmann Boardwalk, provided that security gates at such locations that permit less than 75 percent visibility when closed shall be treated with artwork.

### 131-17

#### Authorization for Use Modifications

Along designated #streets# other than the Riegelmann Boardwalk, as shown on Map 2, the City Planning Commission may authorize Use Group A, B or C establishments with a ground floor depth of less than 50 feet upon a finding that the design and operation of such establishments result in an effective and compelling amusement, entertainment or retail space that furthers the goals of the Special District.

### 131-20

#### SIGN REGULATIONS

(a) In the Coney East Subdistrict, the underlying C7 #sign# regulations shall apply, except that:

(3) no #advertising signs# shall be permitted above a height of 40 feet; and

(4) the provisions of Sections 32-66 (Additional Regulations for Signs Near Certain Parks and Designated Arterial Highways), inclusive, and 32-67 (Special Provisions Applying along District Boundaries) shall not apply.

(b) In the Coney North and Coney West Subdistricts, the underlying C2-4 #sign# regulations shall apply, except that the height restrictions of Section 32-65 shall be modified to allow permitted #signs# at the level of any #story# occupied by a #commercial use#.

### 131-30

#### FLOOR AREA REGULATIONS

The #floor area ratio# regulations of the underlying districts shall be modified as set forth in this Section, inclusive.

### 131-31

#### Coney East Subdistrict

The maximum #floor area ratio# of the underlying C7 District shall not apply. In lieu thereof, the maximum #floor

area ratio# is specified for each #block# or portion thereof, as shown on Map 3 (Coney East Subdistrict Floor Area Ratios). On Parcel 1, as shown on Map 3, the maximum #floor area ratio# for a Use Group A amusement #use# shall be 2.0 and the maximum #floor area ratio# for a #public parking garage# shall be 4.0.

**131-32  
Coney West, Coney North and Mermaid Avenue Subdistricts**

**131-321  
Special floor area regulations for residential uses**

**R7A R7D R7X**

(b) Applicability of Inclusionary Housing Program  
R7A, R7D and R7X Districts within the #Special Coney Island District# shall be #Inclusionary Housing designated areas#, pursuant to Section 12-10 (DEFINITIONS), for the purpose of making the Inclusionary Housing Program regulations of Section 23-90 (Inclusionary Housing Program), inclusive, applicable as modified within the Special District.

(b) Maximum #floor area ratio#  
The base #floor area ratio# for any #zoning lot# containing #residences# shall be as set forth in the following table. Such base #floor area ratio# may be increased to the maximum #floor area ratio# set forth in the table through the provision of #lower income housing#, pursuant to the provisions for #Inclusionary Housing designated area#, as set forth in Section 23-90 (INCLUSIONARY HOUSING), inclusive. Parcels A through F within R7D Districts are shown on Map 1 (Special Coney Island District and Subdistricts).

Subdistrict Zoning District	Base #floor area ratio#	Maximum #floor area ratio#
Coney West Parcels: A, B, C, D R7D	4.35	5.8
Coney West Parcels: E, FR7D	4.12	5.5
Coney North R7X	3.75	5.0
Mermaid Avenue R7A	3.45	4.6

TABLE FLOOR AREA RATIO FOR BUILDINGS CONTAINING RESIDENCES

(c) Coney West floor area distribution rules  
In the Coney West Subdistrict, #floor area# attributable to #zoning lots# within the following sets of parcels, as shown on Map 1 in the Appendix to this Chapter, may be distributed anywhere within such sets of parcels:

- Parcels A and B
- Parcels C and D
- Parcels E and F.

(d) Height and setback  
For all #zoning lots#, or portions thereof, located in the Coney West or Coney North Subdistricts, the height and setback regulations of paragraph (b) of Section 23-942 shall not apply. In lieu thereof, the height and setback regulations of this Chapter shall apply.

**131-322  
Special floor area regulations for community facility uses**

In the Coney West and Coney North Subdistricts, the maximum permitted #floor area ratio# for #community facility uses# shall be 2.0.

**131-323  
Special floor area ratio regulations for hotel uses**

In the Coney North Subdistrict, for #transient hotels# located within 200 feet of Surf Avenue between Stillwell Avenue and West 16<sup>th</sup> Street, the maximum permitted #floor area ratio# shall be 3.75.

**131-324  
Lot coverage**

For #residential uses#, no maximum #lot coverage# shall apply to any #zoning lot# comprising a #corner lot# of 5,000 square feet or less.

**131-40  
HEIGHT AND SETBACK REGULATIONS**

The underlying height and setback regulations shall not apply. In lieu thereof, the height and setback regulations of this Section shall apply. The height of all #buildings or other structures# shall be measured from the #base plane#.

**131-41  
Rooftop Regulations**

(a) Permitted obstructions  
The provisions of Section 33-42 (Permitted Obstructions) shall apply to all #buildings# within the #Special Coney Island District#, except that elevator or stair bulkheads, roof water tanks, cooling towers or other mechanical equipment (including enclosures), may penetrate a maximum height limit provided that either the product, in square feet, of the #aggregate width of street walls#

of such obstructions facing each #street# frontage, times their average height, in feet, shall not exceed a figure equal to eight times the width, in feet, of the #street wall# of the #building# facing such frontage or, the #lot coverage# of all such obstructions does not exceed 20 percent of the #lot coverage# of the #building#, and the height of all such obstructions does not exceed 40 feet. In addition, dormers may penetrate a maximum base height in accordance with the provisions of paragraph (c) of Section 23-621 (Permitted obstructions in certain districts) only in the Mermaid Avenue Subdistrict.

(b) Screening requirements for mechanical equipment

For all #developments# and #enlargements#, all mechanical equipment located on any roof of a #building or other structure# shall be fully enclosed, except that openings in such enclosure shall be permitted only to the extent necessary for ventilation and exhaust.

**131-42  
Coney East Subdistrict**

The regulations of this Section, inclusive, shall apply to all #buildings or other structures# in the Coney East Subdistrict. For the purposes of applying the height and setback regulations of this Section, Jones Walk shall not be considered a #street#. Map 4 (Street Wall Location) and Map 5 (Minimum and Maximum Base Heights) in the Appendix to this Chapter, illustrate the #street wall# location provisions and minimum and maximum base height provisions of this Section 131-42, inclusive.

**131-421  
Coney East Subdistrict, south side of Surf Avenue**

The following regulations shall apply along the south side of Surf Avenue and along those portions of #streets# intersecting Surf Avenue located north of a line drawn 50 feet north of and parallel to the northern #street# line of Bowery and its westerly prolongation.

(a) #Street wall# location

The #street wall# of a #development# or #enlargement# shall be located within five feet of the #street line# and extend along the entire frontage of the #zoning lot#, except that:

- (1) a sidewalk widening shall be required at the intersection of Surf Avenue and West 10th Street, extending from a point on the Surf Avenue #street line# 125 feet west of West 10th Street to a point on the West 10th Street #street line# 20 feet south of Surf Avenue. Such area shall be improved as a sidewalk to Department of Transportation standards, be at the same level as the adjoining sidewalks, and be accessible to the public at all times. Such sidewalk widening line shall be considered a #street line# for the purposes of applying the #use# and height and setback regulations of this Chapter;
- (2) ground floor level recesses up to three feet deep shall be permitted for access to building entrances;
- (3) to allow for corner articulation, the #street wall# may be located anywhere within an area bounded by intersecting #street lines# and lines 15 feet from and parallel to such #street lines#;
- (4) to allow for portions of towers to rise without setback from grade, a portion of a building base below a tower may be set back ten feet from the #street line#, provided the width of such setback area is not greater than 40 percent of the width of the #street wall# of the tower, and provided such setback area complies with the provisions of Section 131-47 (Design Requirements for Ground Level Setbacks).

(b) Building base

(1) Surf Avenue, west of West 12th Street West of West 12th Street, the #street wall# of a #development# or #enlargement# shall rise without setback to a minimum base height of 35 feet or the height of the #building#, whichever is less, and a maximum base height of 45 feet. If a tower is provided, in accordance with requirements of paragraph (d) of this Section, the maximum base height shall be 65 feet. At a height no lower than the minimum base height and no higher than the maximum base height, a setback shall be required, pursuant to the provisions set forth in paragraph (c) of this Section.

For #developments# or #enlargements# located West of West 12 Street that, provide a tower in accordance with the requirements of paragraph (d) of this Section, not more than 40 percent of the #aggregate width of street walls# facing Surf Avenue shall exceed a height of 45 feet without setback, and at least 40 percent of the #aggregate width of street walls# facing Surf Avenue shall rise without setback to a height of at least 60

feet but not more than 65 feet. Furthermore, any portion of a #street wall# which exceeds a height of 60 feet shall be located within 150 feet of the intersection of two #street lines# and shall coincide with the location of a tower. Towers shall comply with location requirements of paragraphs (d) of this Section.

(2) Surf Avenue, east of West 12th Street

East of West 12th Street, the #street wall# of a #development# or #enlargement# shall rise without setback to a minimum base height of 35 feet or the height of the #building#, whichever is less, and a maximum base height of 45 feet. At a height no lower than the minimum base height and no higher than the maximum base height, a setback is required that shall comply with the provisions set forth in paragraph (d) of this Section.

For the base of any #building# located on the south side of Surf Avenue, above the level of the second #story#, up to 30 percent of the #aggregate width of street walls# may be recessed, provided no recesses are located within 15 feet of an adjacent #building# or within 30 feet of the intersection of two #street lines#, except where corner articulation is provided as set forth in paragraph (a)(3) of this Section.

(c) Transition height

All portions of a #building# that exceed the applicable maximum base height specified in paragraph (b) of this Section, shall be set back from the #street line# at least 20 feet except that where towers are provided, the minimum setback depth from the #street line# shall be 10 feet.

(1) East of West 12th Street

The maximum transition height shall be 65 feet, and all portions of #buildings# that exceed such height shall comply with the tower provisions of paragraph (d) of this Section, except that within 100 feet of Jones Walk on the easterly side, the maximum building height after the required setbacks shall be 85 feet.

(2) West of West 12th Street

All portions of a #building# that exceed the maximum base height as set forth in paragraph (b) (1) of this Section shall comply with the tower provisions of paragraph (d) of this Section.

(3) Special Regulations for Use Group A

The transition height regulations of paragraphs (c) (1) and (c) (2) of this Section shall not apply to #buildings# that rise to a maximum height of 85 feet to accommodate a Use Group A #use#; or to #buildings# where the Chairperson of the City Planning Department certifies to the Department of Buildings that additional height is necessary to accommodate an amusement #use# listed in Use Group A1.

(d) Towers

All #stories# of a #development# or #enlargement# located partially or wholly above a height of 65 feet shall be considered a "tower" and shall comply with the provisions of this paragraph.

(4) Maximum floorplate

Each #story# of a tower shall not exceed a gross area of 8,500 square feet.

(5) Maximum length and height

The outermost walls of all tower #stories# shall be inscribed within a rectangle, and no side of such rectangle shall exceed a length of 165 feet. The maximum height of a #building# located between West 12th Street and Jones Walk shall be 150 feet between West 12th Street and Jones Walk. The maximum height of a #building# located between West 12th Street and West 16th Street on #zoning lots# with less than 50,000 square feet of #lot area# shall be 220 feet; on #zoning lots# with 50,000 square feet or more of #lot area#, the maximum height of a #building# shall be 270 feet. All towers that exceed a height of 150 feet shall provide articulation in accordance with Section 131-46 (Tower Top Articulation).

(6) Tower location

All towers shall be located within 25 feet of Surf Avenue and entirely within 100 feet of an intersecting #street#.

**131-422****Coney East Subdistrict, north side of Surf Avenue**

Any #building or other structure# fronting upon the north side of Surf Avenue shall not exceed a height of 85 feet. Furthermore, in order to protect the view from the elevated subway to the Coney East Subdistrict, no portion of such #building or other structure#, including permitted obstructions or #signs#, shall be located between a height of five feet below the upper level of the elevated subway tracks and a level 25 feet above such level, except for a vertical circulation core, supporting structural elements and related appurtenances. In no event shall more than 30 percent of the Surf Avenue frontage of the #zoning lot# be obstructed with such elements.

**131-423****Along all other streets**

The following regulations shall apply along Wonder Wheel Way, Bowery, and all other #streets# and portions thereof located south of a line drawn 50 feet north of and parallel to the northern #street# line of Bowery and its westerly prolongation.

## (a) #Street wall# location

The #street wall# of the #development# or #enlargement#, or portion thereof, shall be located within five feet of the #street line#.

## (b) Maximum building height

The #street wall# of a #development# or #enlargement#, or portion thereof, shall rise to a minimum height of 20 feet and a maximum height of 40 feet before setback. The maximum height of a #building or other structure# shall be 60 feet, provided any portion of a #building# that exceeds a height of 40 feet shall be set back from the #street wall# of the #building# at least 20 feet.

West of West 12th Street, along the northern #street line# of Bowery, the maximum #building# height shall be 40 feet. If a tower is provided along the Surf Avenue portion of the #block#, 40 percent of the #aggregate width of street walls# may rise above the maximum #street wall# height of 40 feet, and such portion of the #aggregate width of street walls# shall be located within 150 feet of the intersection of two #street lines# and shall coincide with that portion of the #street wall# along Surf Avenue that rises to a height of between 60 to 65 feet, pursuant to the provisions of paragraph (b)(1) of Section 131-421. However, where the portion of the #block# that fronts on Surf Avenue is #developed# or #enlarged# pursuant to the special regulations for Use Group A, in paragraph (c)(3) of Section 131-421 (Coney East Subdistrict, south side of Surf Avenue), the #street wall may rise after a setback of 20 feet to a maximum height of 60 feet for the entire length of the Bowery #street line#, or may extend beyond the 40 percent of the #aggregate width of #street wall# for the length of the #street wall# of such Use Group A #development# or #enlargement# which fronts along Surf Avenue, whichever is less.

Furthermore, a #building# that exceeds a height of 60 feet shall be permitted where the Chairperson of the City Planning Department certifies to the Department of Buildings that such additional height is necessary to accommodate an amusement #use# listed in Use Group A1.

**131-43****Coney West Subdistrict**

The regulations of this Section shall apply to all #buildings or other structures# in the Coney West Subdistrict. Map 4 (Street Wall Location), Map 5 (Minimum and Maximum Base Heights) and Map 6 (Coney West Subdistrict Transition Heights), in the Appendix to this Chapter, illustrate the #street wall# location provisions, minimum and maximum base height provisions and transition height provisions of this Section, inclusive. For the purposes of this Section, the "building line" shown on Parcel F shall be considered a #street line# of Ocean Way or Parachute Way, as indicated on such maps.

**131-431****Coney West District, Surf Avenue**

The regulations of this Section shall apply along Surf Avenue. The #street wall# location provisions of paragraph (a) of this Section shall also apply along #streets# intersecting Surf Avenue within 50 feet of Surf Avenue, and the building base regulations of paragraph (b) of this Section shall also apply along #streets# within 100 feet of Surf Avenue.

## (a) #Street wall# location

The #street wall# of a building base of a #development# or #enlargement# shall be located on the Surf Avenue #street line# and extend along the entire Surf Avenue frontage of the #zoning lot#, except that:

- (1) ground floor level recesses up to three feet deep shall be permitted for access to building entrances;
- (2) to allow for corner articulation, the #street wall# may be located anywhere within an area bounded by intersecting #street lines# and lines 15 feet from and parallel to such #street lines#; and
- (3) to allow for portions of towers to rise without setback from grade, a portion of a

building base below a tower may be set back ten feet from a #street line#, provided the width of such setback area is not greater than 40 percent of the width of the #street wall# of the tower and provided such setback area complies with the provisions of Section 131-47 (Design Requirements for Ground Level Setbacks).

## (b) Building base

The #street wall# of a #development# or #enlargement# fronting on Surf Avenue shall rise without setback to a minimum height of six #stories# or 65 feet, or the height of the #building#, whichever is less, and a maximum height of eight #stories# or 85 feet, whichever is less, before a setback is required. For #developments# or #enlargements# that exceed a height of eight #stories# or 85 feet, not more than 40 percent of the #aggregate width of street walls# facing Surf Avenue shall exceed a height of six #stories# or 65 feet, whichever is less, and at least 40 percent of the #aggregate width of street walls# facing Surf Avenue shall rise without setback to a height of at least eight #stories# or 80 feet, whichever is less. However, on the blockfront bounded by West 21st Street and West 22nd Street, the minimum height of a #street wall# shall be 40 feet and the maximum height of a #street wall# shall be six #stories# or 65 feet, whichever is less, before a setback is required.

Above the level of the second #story#, up to 30 percent of the #aggregate width of street walls# may be recessed, provided no recesses are located within 15 feet of an adjacent #building# or within 30 feet of the intersection of two #street lines#, except where corner articulation is provided as set forth in paragraph (a)(2) of this Section.

All portions of a #building# that exceed the maximum heights set forth in this paragraph, (b), shall be set back from the #street line# at least ten feet.

## (c) Transition height

Above the maximum base height, a #street wall# may rise to a maximum transition height of nine #stories# or 95 feet, whichever is less, provided that up to 60 percent of the #aggregate width of street walls# facing Surf Avenue shall be set back a minimum distance of 10 feet from the Surf Avenue #street line#. The remaining portion of such #aggregate width of street walls# facing Surf Avenue shall be set back a minimum distance of 15 feet. All portions of #buildings# that exceed a transition height of 95 feet shall comply with the tower provisions of Section 131-434 (Coney West Towers).

**131-432****Along all other Streets, other than the Riegelmann Boardwalk**

The following regulations shall apply along all other #streets# in the Coney West Subdistrict, except within 70 feet of the Riegelmann Boardwalk.

## (a) #Street wall# location

The #street wall# of a building base of a #development# or #enlargement#, or portion thereof, beyond 50 feet of Surf Avenue shall be located within eight feet of the #street line#, except that, to allow portions of towers to rise without setback from grade, a portion of a building base below a tower may be set back ten feet from the #street line#, provided the width of such setback area is not greater than 40 percent of the width of the #street wall# of the tower. For #buildings# where the ground floor level is occupied by #residential uses#, any area between the #street wall# and the #street line#, except for entrances, shall be planted.

## (b) Building base

The #street wall# of a building base of a #development# or #enlargement#, or portion thereof, located beyond 100 feet of Surf Avenue, shall rise without setback to a minimum height of 40 feet or the height of the #building#, whichever is less, and a maximum height of six #stories# or 65 feet, whichever is less. Up to 30 percent of the #aggregate width of street walls# may be recessed for #outer courts# or balconies, provided no recesses are located within 15 feet of an adjacent #building# or within 30 feet of the intersection of two #street lines#, and provided the maximum depth of such recesses is 15 feet, as measured from the #street line#. All portions of a #building# that exceed a height of 65 feet shall be set back from the #street wall# of the #building# at least ten feet, except such setback distance may include the depth of any permitted recesses.

## (c) Transition heights

Beyond 100 feet of Surf Avenue, a #street wall# may rise to a maximum transition height of nine #stories# or 95 feet, whichever is less, provided that:

- (1) above the maximum base height, up to 60 percent of the #aggregate width of street walls# facing Ocean Way, and along all

other #streets#, other than the Riegelmann Boardwalk, shall be set back a minimum distance of 10 feet from the #street line#. The remaining portion of such #aggregate width of street walls# facing Ocean Way, and along all other #streets# other than the Riegelmann Boardwalk, shall be set back a minimum distance of 15 feet from the #street line#, except that for #blocks# north of the Ocean Way #street line#, along a minimum of one #street line# bounding the #block# (except for Surf Avenue), the remaining portion of such #aggregate width of street walls# shall remain open to the sky for a minimum depth of 100 feet from the #street line#;

- (2) for #blocks# bounding the southern #street line# of Ocean Way, any portion of a #building or other structure# that exceeds a height of six #stories# or 65 feet, whichever is less, shall be located within 80 or 100 feet of a #street line#, as indicated on Map 6 in the Appendix to this Chapter;

- (3) for portions of #buildings# higher than six #stories# or 65 feet that are within 100 feet of the Riegelmann Boardwalk, each #story# within such portion shall provide a setback with a depth of at least ten feet, measured from the south facing wall of the #story# directly below.

A #building# may exceed such transition heights only in accordance with the tower provisions of Section 131-434.

**131-433****Riegelmann Boardwalk**

The #street wall# of the #development# or #enlargement# shall be located on the Riegelmann Boardwalk #street line# and extend along the entire Riegelmann Boardwalk frontage of the #zoning lot# to a minimum height of 20 feet. Any #building or other structure# within 70 feet of the Riegelmann Boardwalk shall not exceed a height of 40 feet above the level of the Riegelmann Boardwalk.

**131-434****Coney West District towers**

All #stories# of a #development# or #enlargement# located partially or wholly above an applicable transition height shall be considered a "tower" and shall comply with the provisions of this Section.

## (b) Maximum floorplate

Each #story# of a tower shall not exceed a gross area of 8,500 square feet.

## (c) Maximum length and height

On #blocks# bounding Surf Avenue, the maximum height of a #building# shall be 220 feet, and on #blocks# bounding the southerly #street line# of Ocean Way, the maximum #building# height shall be 170 feet. Furthermore, the outermost walls of all tower #stories# shall be inscribed within a rectangle, and no side of such rectangle shall exceed a length of 165 feet.

For #developments# that provide #lower income housing# pursuant to Section 131-321 (Special residential floor area regulations), the maximum height of a #building# shall be increased to 270 feet, provided that the tower complies with either paragraph (b) (1) or (b)(2) of this Section.

- (1) The outermost wall of all tower #stories# shall be inscribed within a rectangle where no side of such rectangle exceeds a length of 100 feet; or
- (2) The outermost wall of all tower #stories# below a height of 120 feet shall be inscribed within a rectangle where no side of such rectangle exceeds a length of 130 feet; above a height of 120 feet, no side of such rectangle shall exceed a length of 100 feet.

Above a height of 120 feet, the maximum floor plate shall be 80 percent of the #story# immediately below such height, or 6,800 square feet, whichever is greater. Such reduced #lot coverage# shall be achieved by one or more setbacks on each face of the tower, where at least one setback on each tower face has a depth of at least five feet and a width that, individually or in the aggregate, is equal to at least 10 percent of the width of each respective tower face.

All #buildings# that exceed a height of 170 feet shall provide articulation in accordance with Section 131-46 (Tower Top Articulation).

## (c) Tower location

All towers shall be located entirely within 100 feet of Parachute Way, West 20th Street, West 21st Street or West 22nd Street and within 25 feet of the intersection of two #street lines#. When a #zoning lot# bounding Surf Avenue contains a tower, such tower shall be located within 25 feet of Surf



Avenue. No more than one tower shall be permitted on any #zoning lot#, except that for #developments# that provide #lower income housing# pursuant to Section 131-321, no more than two towers shall be permitted on any #zoning lot#, and the second tower shall be located within 25 feet of Ocean Way. However, on Parcel E, any #development# may include two towers and, for #developments# that provide #low income housing# pursuant to Section 131-321, a third tower shall be permitted to be located anywhere on such parcel along Parachute Way.

#### 131-44 Coney North Subdistrict

The regulations of this Section shall apply to all #buildings or other structures# in the Coney North Subdistrict. Map 4 (Street Wall Location) and Map 5 (Minimum and Maximum Base Heights), in the Appendix to this Chapter, illustrate the #street wall# location provisions, minimum and maximum base height provisions and maximum building height provisions of this Section, inclusive.

#### 131-441 Coney North Subdistrict, Surf Avenue

The regulations of this Section shall apply along Surf Avenue. The #street wall# location provisions of paragraph (a) of this Section shall also apply along #streets# intersecting Surf Avenue within 50 feet of Surf Avenue, and the building base regulations of paragraph (b) of this Section shall also apply along #streets# within 100 feet of Surf Avenue.

##### (a) #Street wall# location

The #street wall# of a building base of a #development# or #enlargement# shall be located on the Surf Avenue #street line# and extend along the entire Surf Avenue frontage of the #zoning lot#, except that:

- (1) ground floor level recesses up to three feet deep shall be permitted for access to building entrances;
- (2) to allow for corner articulation, the #street wall# may be located anywhere within an area bounded by intersecting #street lines# and lines 15 feet from and parallel to such #street lines#; and
- (3) to allow for portions of towers to rise without setback from grade, a portion of a building base below a tower may be set back ten feet from a #street line#, provided the width of such setback area is not greater than 40 percent of the width of the #street wall# of the tower and provided such setback area complies with the provisions of Section 131-47 (Design Requirements for Ground Level Setbacks).

##### (b) Building base

The #street wall# of a building base of a #development# or #enlargement# fronting on Surf Avenue shall rise without setback to a minimum height of six #stories# or 65 feet, or the height of the #building#, whichever is less, and a maximum height of eight #stories# or 85 feet, whichever is less, before a setback is required.

For #developments# or #enlargements# that exceed a height of eight #stories# or 85 feet, not more than 40 percent of the #aggregate width of street walls# facing Surf Avenue shall exceed a height of 65 feet without setback, and at least 40 percent of the #aggregate width of street walls# facing Surf Avenue shall rise without setback to a height of at least 80 feet, but not more than 85 feet. However, on the blockfront bounded by Stillwell Avenue and West 15th Street, for #buildings# that exceed a height of 85 feet, all #street walls# of such #building# facing Surf Avenue shall rise without setback to a height of 85 feet.

Above the level of the second #story#, up to 30 percent of the #aggregate width of street walls# may be recessed, provided no recesses are located within 15 feet of an adjacent #building# or within 30 feet of the intersection of two #street lines#, except where corner articulation is provided, as set forth in paragraph (a)(2) of this Section.

All portions of a #building# that exceed a height of 85 feet shall be set back from the #street line# at least ten feet, and comply with the tower provisions of Section 131-444 (Coney North Towers).

##### (c) Transition height

Above the maximum base height, a #street wall# may rise to a maximum transition height of nine #stories# or 95 feet, whichever is less, provided that up to 60 percent of the #aggregate width of street walls# facing Surf Avenue shall be set back a minimum distance of 10 feet from the Surf Avenue #street line#. The remaining portion of such #aggregate width of street walls# facing Surf Avenue shall be set back a minimum distance of 15 feet. All portions of #buildings# that exceed a transition height of 95 feet shall comply with the tower provisions of Section 131-444 (Coney North Towers).

#### 131-442 Along all other Streets, other than Stillwell Avenue

The following regulations shall apply along all other

#streets# in the Coney North Subdistrict, other than Stillwell Avenue.

##### (a) #Street wall# location

The #street wall# of a building base of a #development# or #enlargement#, or portion thereof, beyond 50 feet of Surf Avenue, shall be located within eight feet of the #street line#, except that, to allow portions of towers to rise without setback from grade, a portion of a building base below a tower may be recessed ten feet from the #street line#, provided the width of such recess area is not greater than 40 percent of the width of the #street wall# of the tower. For #buildings# where the ground floor level is occupied by #residential uses#, any area between the #street wall# and the #street line#, except for entrances, shall be planted.

##### (b) Building base

The #street wall# of a building base of a #development# or #enlargement#, or portion thereof, located beyond 100 feet of Surf Avenue, shall rise without setback to a minimum height of 40 feet, or the height of the #building#, whichever is less, and a maximum height of six #stories# or 65 feet, whichever is less. Up to 30 percent of the #aggregate width of street walls# may be recessed for #outer courts# or balconies, provided no recesses are located within 15 feet of an adjacent #building# or within 30 feet of the intersection of two #street lines#, and provided the maximum depth of such recesses is 15 feet, as measured from the #street line#.

All portions of a #building# that exceed a height of 65 feet shall be set back from the #street wall# of the #building# at least ten feet, except such setback distance may include the depth of any permitted recesses.

However, on #blocks# bounded by West 15th Street and West 20th Street, within 40 feet of the boundary of a C2-4 District mapped within a R7A District, no #building or other structure# shall exceed a height of 23 feet, except that, for #zoning lots# with less than 50 feet of frontage along a #street# or, for #through lots# with less than 50 feet of frontage along each #street#, the maximum height of a #building or other structure# before setback shall be six stories or 65 feet, whichever is less.

##### (c) Transition height

In all portions of #blocks# located beyond 100 feet but not further than 170 feet from Surf Avenue, a #street wall# may rise above the maximum base height to a maximum transition height of eight #stories# or 85 feet, whichever is less, provided that up to 60 percent of the #aggregate width of street walls# facing Surf Avenue shall be set back a minimum distance of 10 feet from the Surf Avenue #street line#. The remaining portion of such #aggregate width of street walls# facing Surf Avenue shall be set back a minimum distance of 15 feet. All portions of #buildings# that exceed a transition height of 85 feet shall comply with the tower provisions of Section 131-444 (Coney North Subdistrict towers).

#### 131-443 Stillwell and Mermaid Avenues

Within 100 feet of Stillwell and Mermaid Avenues, except within 100 feet of Surf Avenue, all portions of a #building or other structure# shall comply with the height and setback regulations of a C2 District mapped within an R7A District, except that the #street wall# of a #building# shall be located on the #street line# and rise without setback to a minimum height of 40 feet or the height of the #building#, whichever is less, except as follows:

- (a) ground floor level recesses up to three feet deep shall be permitted for access to building entrances;
- (b) to allow for corner articulation, the #street wall# may be located anywhere within an area bounded by intersecting #street lines# and lines 15 feet from and parallel to such #street lines#; and
- (c) above the level of the second #story#, up to 30 percent of the #aggregate width of street walls# may be recessed, provided no recesses are located within 15 feet of an adjacent #building# or within 30 feet of the intersection of two #street lines#, except where corner articulation is provided as set forth in paragraph (b) of this Section.

#### 131-444 Coney North Subdistrict towers

All #stories# of a #development# or #enlargement# located partially or wholly above a height of 85 feet within 175 feet of Surf Avenue and above a height of 65 feet beyond 175 feet of Surf Avenue shall be considered a 'tower' and shall comply with the provisions of this Section 131-444.

##### (a) Maximum floorplate

Each #story# of a tower shall not exceed a gross area of 8,500 square feet.

##### (b) Maximum length and height

On #blocks# bounding Surf Avenue, the maximum height of a #building# shall be 220 feet and beyond 175 feet of Surf Avenue the maximum height of a

#building# shall be 170 feet. Furthermore, the outermost walls of all tower #stories# shall be inscribed within a rectangle and no side of such rectangle shall exceed a length of 165 feet.

For #developments# that provide #lower income housing# pursuant to Section 131-321 (Special residential floor area regulations), the maximum height of a #building# shall be increased to 270 feet, provided that the tower portion of such #building# complies with either paragraph (b)(1) or (b)(2) of this Section.

- (1) The outermost wall of all tower #stories# shall be inscribed within a rectangle, where no side of such rectangle shall exceed a length of 100 feet; or
- (2) The outermost wall of all tower #stories#, below a height of 120 feet, shall be inscribed within a rectangle, where no side of such rectangle shall exceed a length of 130 feet; above a height of 120 feet, no side of such rectangle shall exceed a length of 100 feet.

Above a height of 120 feet, the maximum floor plate shall be 80 percent of the #story# immediately below such height, or 6,800 square feet, whichever is greater. Such reduced #lot coverage# shall be achieved by one or more setbacks on each face of the tower, where at least one setback on each tower face has a depth of at least five feet and a width that, individually or in the aggregate, is equal to at least 10 percent of the width of each respective tower face

All #buildings# that exceed a height of 170 feet shall provide articulation in accordance with Section 131-46 (Tower Top Articulation).

##### (c) Tower location

Towers shall be located within 25 feet of Surf Avenue and entirely within 100 feet of an intersecting #street#. No more than one tower shall be permitted on any #zoning lot#, except that for #developments# that provide #lower income housing#, pursuant to Section 131-321, a second tower shall be permitted anywhere on the #zoning lot# that is entirely beyond 175 feet of Surf Avenue and ten feet from any other #street#. All towers shall be located at least ten feet from a #side lot line#.

#### 131-45 Mermaid Avenue Subdistrict

All portions of a #building or other structure# shall comply with the height and setback regulations of a C2 District mapped within a R7A District, except that on Mermaid Avenue, and on intersecting #streets# within 50 feet of Mermaid Avenue, the #street wall# of a #building# shall be located on the #street line# and rise without setback to a minimum base height of 40 feet or the height of the #building#, whichever is less, except that:

- (a) ground floor level recesses up to three feet deep shall be permitted for access to building entrances;
- (b) to allow for corner articulation, the #street wall# may be located anywhere within an area bounded by intersecting #street lines# and lines 15 feet from and parallel to such #street lines#; and
- (c) above the level of the second #story#, up to 30 percent of the #aggregate width of street walls# may be recessed, provided no recesses are located within 15 feet of an adjacent #building# or within 30 feet of the intersection of two #street lines#, except where corner articulation is provided as set forth in paragraph (b) of this Section.

#### 131-46 Tower Top Articulation

All #buildings# that exceed a height of 170 feet shall provide articulation in accordance with at least one of following provisions:

##### (a) Setbacks on each tower face

The highest three #stories#, or as many #stories# as are located entirely above a height of 170 feet, whichever is less, shall have a #lot coverage# of at least 50 percent of the #story# immediately below such #stories#, and a maximum #lot coverage# of 80 percent of the #story# immediately below such #stories#. Such reduced #lot coverage# shall be achieved by one or more setbacks on each face of the tower, where at least one setback on each tower face has a depth of at least four feet, and a width that, individually or in the aggregate, is equal to at least 10 percent of the width of such respective tower face. For the purposes of this paragraph, (a), each tower shall have four tower faces, with each face being the side of a rectangle within which the outermost walls of the highest #story# not subject to the reduced #lot coverage# provisions have been inscribed. The required setbacks shall be measured from the outermost walls of the #building# facing each tower face. Required setback areas may overlap.

##### (b) Three setbacks

Setbacks shall be provided at the level of three different #stories#, or as many #stories# as are

located entirely above a height of 170 feet, whichever is less. Such setbacks shall be located on either the north-facing or south-facing side of the #building#, but not both. Such setbacks shall have a minimum depth of 15 feet measured, as applicable, from the north or south-facing wall of the #story# immediately below. For towers with at least six #stories# located entirely above a height of 170 feet, the lowest level at which such setbacks may be provided is 170 feet, and the highest #story#, therefore, shall be located entirely within the northern or southern half of the tower, as applicable.

(c) Reverse setbacks

A minimum of 15 percent of the area of the plane surface of #street walls# enclosing #floor area# of the tower and a maximum of 50 percent of the area of the plane surface of the #street walls# enclosing #floor area# of the tower shall project at least eighteen inches but not more than five feet from the remaining plane surface of the #street walls# enclosing any #floor area# of the tower. No projections, including balconies, shall be permitted from the lowest two #stories# of the tower.

**131-47 Design Requirements for Ground Level Setbacks**

Wherever a building base below a tower is set back from the #street line#, and the building walls bounding such setback area are occupied by non-#residential uses#, such setback area shall comply with the provisions of this Section. Where two such setback areas adjoin one another at the intersection of two #streets#, the combined area of such spaces shall determine the applicability of such provisions.

(d) Minimum and maximum areas

No such setback area shall be less than 240 square feet nor greater than 1,000 square feet.

(e) Pavement

The setback area shall be paved with materials distinctive from the adjoining public sidewalk.

(f) Wall treatments

All ground floor level building walls bounding such setback area not otherwise subject to the transparency requirements of Section 131-15 shall comply with the provisions of either paragraphs (c)(1) or (c)(2) of this Section.

(1) If such building wall is a #street wall# wider than 10 feet, such #street wall# shall comply with the provisions of Section 131-15.

(2) All other building walls shall comply with one of the following provisions:

(i) Such building walls shall be glazed with transparent materials which may include show windows, glazed transoms or glazed portions of doors. Such glazing shall occupy at least 50 percent of the area of each such ground floor level building wall, measured to a height of 10 feet above the level of the adjoining sidewalk, public access area or #base plane#, whichever is higher; or

(ii) Such building walls shall be articulated with artwork or landscaping to a height of at least ten feet.

(d) Building entrances

A public entrance to a #building# shall front upon such setback area.

(e) Landscaping

A minimum of 20 percent of such setback area shall be planted with, at a minimum, evergreen ground cover or shrubs in planting beds, with a minimum of six inches in height and a maximum height of four feet. Such planting beds may not occupy more than 50 percent of the width of the setback area, as measured along the #street line#.

(f) For setback areas of 500 square feet or more, there shall be the following additional amenities:

(1) an additional public entrance to the #building# that fronts upon such setback area; and

(2) a minimum of one linear feet of seating for every 20 square feet of setback area shall be provided. At least 40 percent of such seating shall be fixed, of which at least half shall have backs with a minimum height of 14 inches. All fixed seating shall have a minimum depth of 18 inches and a maximum depth of 24 inches, and a minimum seat height of 16 inches and a maximum seat height of 20 inches. At least 50 percent of required seating shall be moveable chairs.

**131-48 Street Trees**

The provisions of Section 33-03 (Street Tree Planting in Commercial Districts) shall not apply in the Coney East Subdistrict.

**131-50 OFF-STREET PARKING AND LOADING REGULATIONS**

The provisions of this Section shall apply to all off-#street# parking spaces and loading facilities within the #Special Coney Island District#.

**131-51 Amount of Required and Permitted Parking**

(d) Residential and Community Facility Parking

The underlying regulations shall apply, except that the provisions of Section 36-331 are modified to require off-#street# parking spaces for at least 60 percent of all new #dwelling units#.

(e) Commercial parking

The underlying regulations shall apply, except as modified below:

(1) For Use Group A #uses#: one off-#street# parking space shall be provided for every 2,000 square feet of #floor area# or #lot area# for open #uses#, except that for a water park, two off-#street# parking spaces per 1,000 square feet of #floor area# shall be provided

(2) For #transient hotels#: one off-#street# parking space shall be provided for every six guest rooms or suites.

**131-52 Use and Location of Parking Facilities**

The following provisions shall apply to all parking facilities:

(b) All #accessory# off-street parking spaces may be made available for public use. However, any such space shall be made available to the occupant of a residence to which it is accessory within 30 days after written request therefore is made to the landlord.

(b) The off-site parking space provisions of Sections 36-42 and 36-43 shall not apply. In lieu thereof, all permitted or required off-#street# parking spaces may be provided on a #zoning lot# other than the same #zoning lot# to which such spaces are #accessory#, provided that:

(1) In the Coney East Subdistrict, such spaces are located anywhere within an area bounded on the east by Ocean Parkway, on the south by the Riegelmann Boardwalk, on the west by West 27<sup>th</sup> Street and on the north by Coney Island Creek and the Belt Parkway, in accordance with all applicable underlying parking regulations.

(2) In the Coney West Subdistrict, such parking spaces #accessory# to the following sets of parcels, as shown on Map 1 in the Appendix to this Chapter, shall be located anywhere on such sets of parcels:

- Parcels A and B
- Parcels C and D
- Parcels E and F.

(3) In the Coney North and Mermaid Avenue Subdistricts, such spaces shall be located anywhere on the same #block#.

(f) All off-#street# parking facilities shall be located within facilities that, except for entrances and exits, are:

(1) entirely below the level of any #street# or publicly accessible open area upon which such facility, or portion thereof, fronts; or

(2) located, at every level above-grade, behind #commercial#, #community facility# or #residential floor area# with a minimum depth of 15 feet as measured from the #street wall# of the #building# so that no portion of such parking facility is visible from adjoining #streets# or publicly accessible open areas. All such parking facilities shall be exempt from the definition of #floor area#.

However, in the Coney East Subdistrict, the provisions of this paragraph (c)(2) need not apply on the north side of Surf Avenue, on Parcel 2 beyond 70 feet of the Riegelmann Boardwalk, or on the east side of that portion of West 16<sup>th</sup> Street beyond 50 feet of Surf Avenue and Wonder Wheel Way, provided that:

(i) any non-horizontal parking deck structures shall not be visible from the exterior of the #building# in elevation view;

(ii) opaque materials are located on the exterior #building# wall between the bottom of the floor of each parking deck and no less than three feet above such deck; and

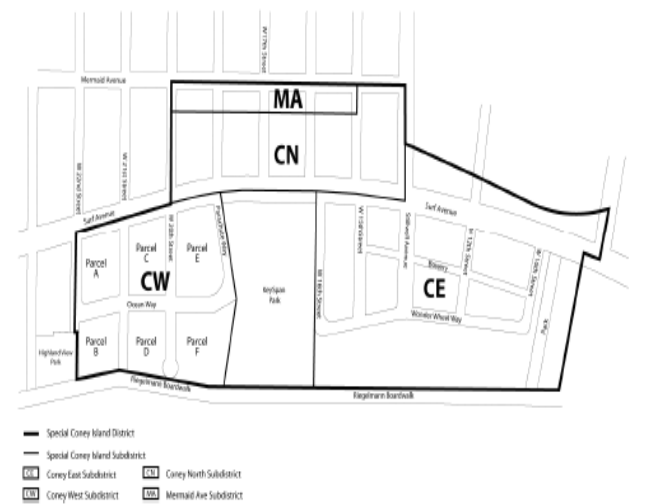
(iii) a total of at least 50 percent of such exterior building wall with adjacent parking spaces consists of opaque materials which may include #signs#, graphic or sculptural art, or living plant material.

(d) Any roof of a facility containing off-street parking spaces not otherwise covered by a #building#, which is larger than 400 square feet, shall be landscaped. Up to five percent of such roof area may be used for mechanical equipment, provided that such mechanical equipment is screened from view by a fence which is at least 75 percent opaque or by at least three feet of dense planting. Up to 25 percent of such roof area may be accessible solely from an adjacent #dwelling unit# and the remaining roof area shall be accessible for the recreational use of the occupants of the building in which it is located. Hard surfaced areas shall not cover more than 60 percent of such roof area.

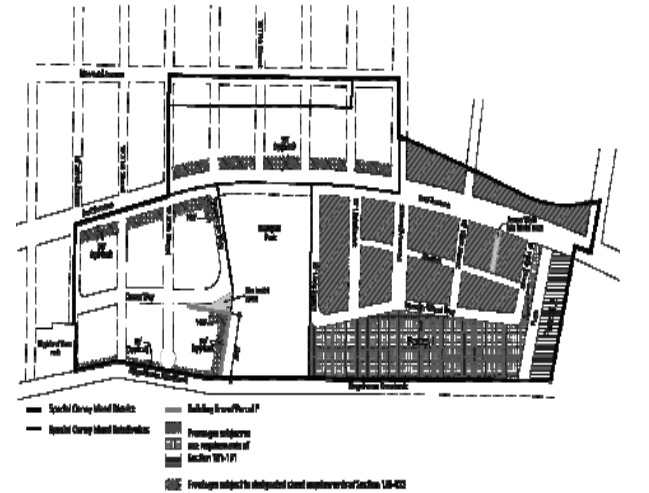
**131-53 Curb Cuts**

No curb cuts shall be permitted on Surf Avenue, Wonder Way or New Bowery except on a #zoning lot# with no frontage on any other #street#. The curb cut provisions of paragraph (c) of Section 36-58 shall apply to all #developments# and #enlargements#.

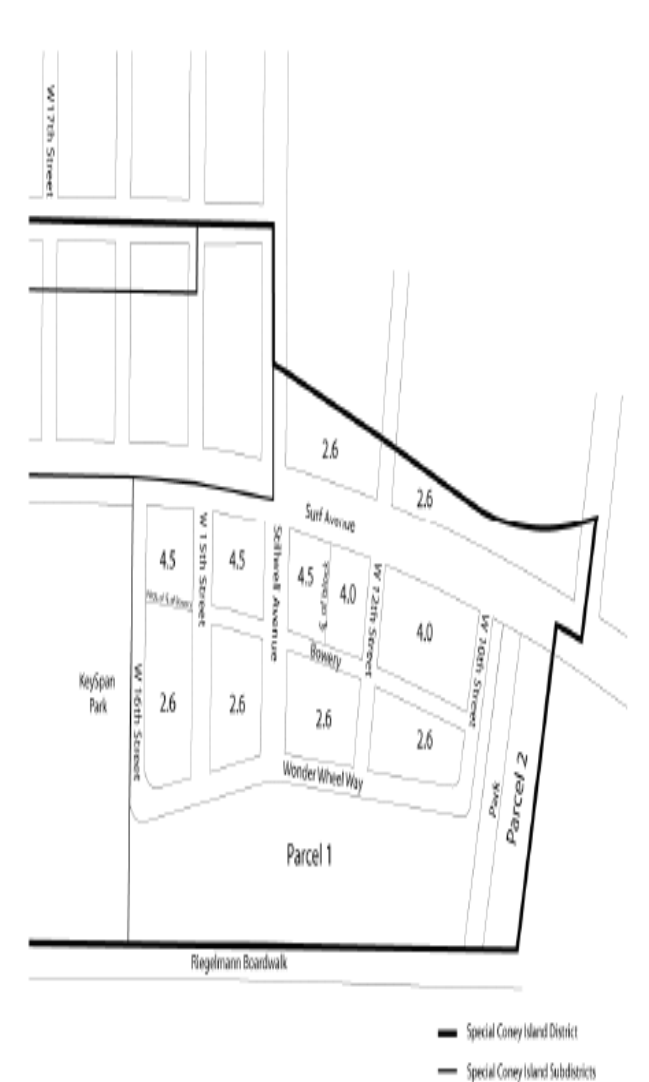
Map 1: Special Coney Island District and Subdistricts



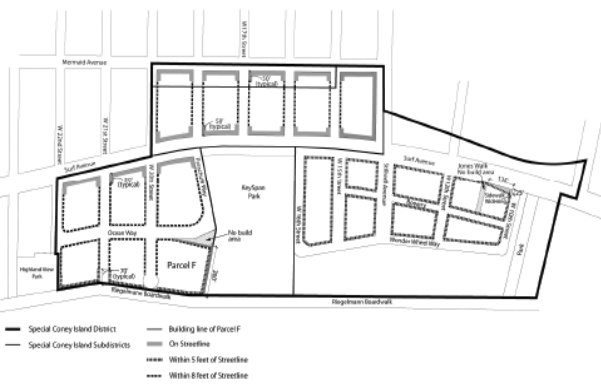
Map 2: Mandatory Ground Floor Use Requirements



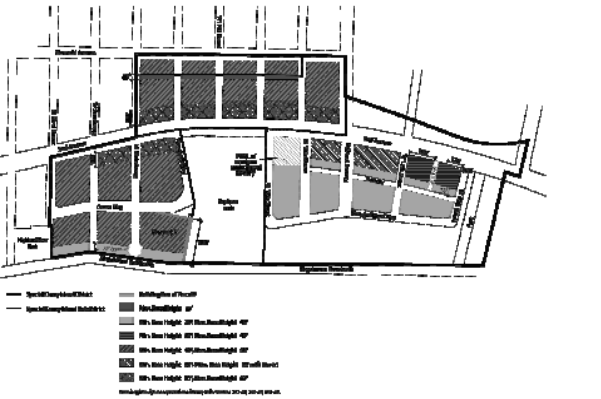
Map 3: Coney East Subdistrict Floor Area Ratios



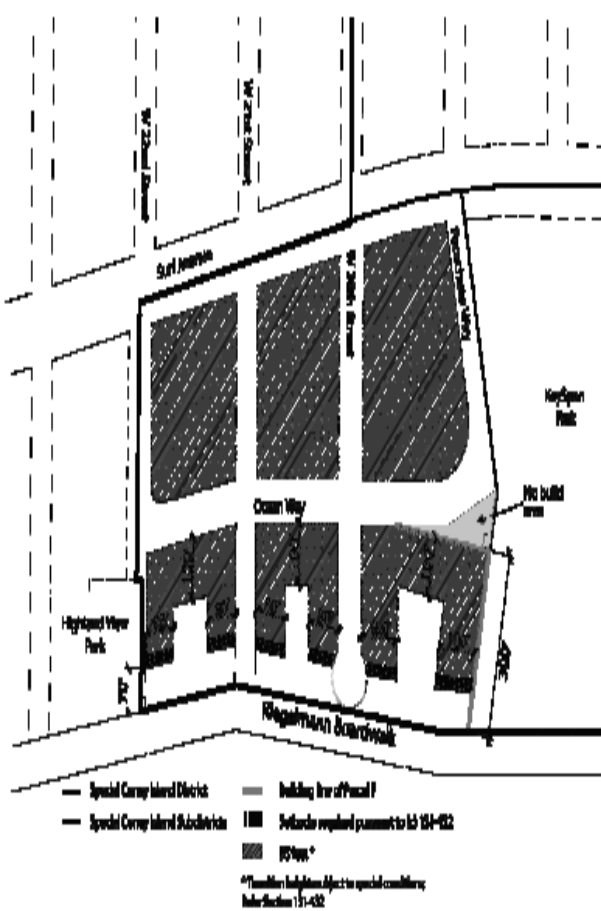
Map 4: Street Wall Location



Map 5: Minimum and Maximum Base Heights



Map 6: Coney West Subdistrict Transition Heights



**CD 13** **No. 7** **C 090274 PQK**  
**IN THE MATTER OF** an application submitted by the Department of Citywide Administrative Services (DCAS) and the Department of Small Business Services (SBS), pursuant to Section 197-c of the New York City Charter, for the acquisition of property located at:

BLOCK	LOTS
7074	4, 6, p/o 23, 89, p/o 105, 250, 254, p/o 256, 300, p/o 310, 340, 348, and p/o 360
8694	1, 5, 11, 12, 14, 16, 18, 25, 30, 33, and 421
8695	61, 64, p/o 72, p/o 120, p/o 433
8696	35, 37, 44, 47, 48, 49, 50, 53, p/o 70, p/o 140, p/o 145, p/o 212

**CD 13** **No. 8** **C 090275 POK**  
**IN THE MATTER OF** an application submitted by the Department of Housing Preservation and Development, pursuant to Section 197-c of the New York City Charter for the acquisition of property located at West 19th Street and Surf Avenue (Block 7060, Lots 19, 20, and 31).

**CD 13** **No. 9** **C 090107 MMK**  
**IN THE MATTER OF** an application submitted by the Department of City Planning, Department of Parks and Recreation, and the New York City Economic Development Corporation, pursuant to Sections 197-c and 199 of the New York City Charter, and Section 5-430 *et seq.*, of the New York City Administrative Code, for an amendment to the City Map involving:

- the establishment of new streets;
- the establishment of new parks and park additions;
- the modification and adjustment of grades of existing streets;
- the elimination, discontinuance and closing of portions of streets;
- the elimination of portions of parks;

- the delineation of easements and corridors;
- the extinguishment of record streets, all within an area generally bounded by West 8th Street, Surf Avenue, West 23rd Street, and the Public Beach; and any acquisition or disposition of real property related thereto,

in accordance with Map Nos. X-2710 and X-2711, dated January 14, 2000, and signed by the Borough President.

**No. 10**  
**CD 13** **C 090276 HAK**  
**IN THE MATTER OF** an application submitted by the Department of Housing Preservation and Development (HPD):

1) pursuant to Article 16 of the General Municipal Law of New York State for:

a. the designation of property located at

Block	Lot	Address
7060	1	1918 Mermaid Avenue
7060	3	1920 Mermaid Avenue
7060	4	1922 Mermaid Avenue
7060	5	1924 Mermaid Avenue
7060	7	1928 Mermaid Avenue
7060	8	1930 Mermaid Avenue
7060	9	1932 Mermaid Avenue
7060	14	West 19th Street
7060	16	West 19th Street
7060	17	West 19th Street
7060	18	2924 West 19th Street
7060	19	2926 West 19th Street
7060	20	2930 West 19th Street
7060	21	2934 West 19th Street
7060	22	2936 West 19th Street
7060	24	1901 Surf Avenue
7060	27	1905 Surf Avenue
7060	31	2929A West 20th Street
7060	32	1917 Surf Avenue
7060	35	1923 Surf Avenue
7060	44	2923 West 20th Street
7060	45	2921 West 20th Street
7060	46	2919 West 20th Street
7060	47	2917 West 20th Street
7060	48	West 19th Street
7060	49	West 19th Street
7060	50	2938 West 19th Street
7060	51	2938A West 19th Street
7060	147	1924 West 20th Street
7061	16	West 17th Street
7061	21	2930 West 17th Street
7061	39	West 19th Street
7061	40	West 19th Street
7061	41	West 19th Street
7061	42	West 19th Street
7061	43	2921 West 19th Street

as an Urban Development Action Area; and

b) an Urban Development Action Area Project for such area; and

2) pursuant to Section 197-c of the New York City Charter for the disposition of such property to a developer selected by HPD;

to facilitate residential and commercial development within Coney Island.

**No. 11**  
**CD 13** **C 090277 PPK**  
**IN THE MATTER OF** an application submitted by the Department of Citywide Administrative Services (DCAS) and the Department of Small Business Services (SBS), pursuant to Section 197-c of the New York City Charter, for the disposition of city-owned property pursuant to zoning, located at:

A:

BLOCK	LOTS
7074	1, 4,6, p/o 20; p/o 23, 89, p/o 105, 170, p/o190
7074	250, 254; p/o 256, 300, p/o 310, 340, 348, p/o 360
8694	1, 5, 11, 12,14, 16, 18, 25, 30, 33, 421
8695	61, 64; p/o 72, p/o 120, p/o 433
8696	35, 37, 44, 47, 48, 49, 50, 53; p/o 70, p/o 140, p/o 145, 211, p/o 212

B: Block 7071, Lot 142

**NOTICE**

**On Wednesday, May 6, 2009, at 9:30 A.M., at the New York City College of Technology, in the Klitgord Auditorium, 285 Jay Street, Brooklyn, New York a public hearing is being held by the Office of the Deputy Mayor for Economic Development and Rebuilding in conjunction with the above ULURP hearing to receive comments related to a Draft Environmental Impact Statement (DEIS) concerning applications for amendments to the City Map, the Zoning Map, the Zoning Resolution, acquisition of property and the designation of property as an Urban Development Action Area and project, and for the disposition of property to facilitate the Coney Island Plan.**

**This hearing is being held pursuant to the State Environmental Quality Review Act (SEQRA) and City**

**Environmental Quality Review (CEQR), CEQR No. 08DME007K.**

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

a23-m6

**COMMUNITY BOARDS**

**PUBLIC HEARINGS**

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

**BOROUGH OF QUEENS**

COMMUNITY BOARD NO. 8 - Tuesday, May 5, 2009 at 7:30 P.M., Beacon 168 - Parsons J.H.S, 158-40 76th Road - Auditorium, Flushing, NY

**BSA# 55-97-BZ**

76-36 164th Street

The application is made pursuant to Section 11-411 of the Zoning Resolution of the City of New York, to request an extension of the term of the variance previously granted by the Board of Standard and Appeals; minimum changes to the BSA approved plans with respect to the parking layout. A waiver of the BSA Rules of Practice and Procedure (the RPP) is also requested, as an extension of term application was not filed within 30 days of the expiration date.

a29-m5

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

**BOROUGH OF STATEN ISLAND**

COMMUNITY BOARD NO. 2 - Tuesday, May 5, 2009 at 7:30 P.M., 460 Brielle Avenue, Staten Island, NY

**BSA #29-09-BZ - 44 Brunswick Street**

Request for a variance to allow the continued operation of a synagogue and Rabbi's residence in the structure located at the subject premises, and the conversion and enlargement of the existing garage to a mikveh.

**BSA #303-99-BZ - 2122 Richmond Avenue**

Application to reopen and amend the BSA resolution to change the use of the building from care sales (Use Group 16) to retail store (Use Group 6).

a29-m5

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

**BOROUGH OF QUEENS**

COMMUNITY BOARD NO. 11 - Monday, May 4, 2009 at 7:30 P.M., M.S. 158, 46-35 Oceania Street, Bayside, NY

A proposal from the Douglaston/Little Neck Historical Society and the Douglaston Hill Committee to change the official City Map returning numbered streets to their original name status on six streets in Douglaston Hill, Queens.

a28-m4

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

**BOROUGH OF QUEENS**

COMMUNITY BOARD NO. 4 - Tuesday, May 5, 2009 at 7:00 P.M., VFW Post 150, 51-11 108th Street, Corona, NY

Request to convert the traffic flow on 74th Street between Woodside Avenue and Queens Boulevard, from a two-way operation to a one-way southbound operation.

a29-m5

**ENVIRONMENTAL PROTECTION**

**BUREAU OF WASTEWATER TREATMENT**

**PUBLIC HEARINGS**

**THIS PUBLIC HEARING HAS BEEN CANCELLED**

**NOTICE IS HEREBY GIVEN** that a Public Hearing will be held at the Department of Environmental Protection Offices at 59-17 Junction Boulevard, 17th Floor Conference Room, Flushing, New York, on April 30, 2009 commencing at 10:00 A.M. on the following:

**IN THE MATTER OF** a proposed contract between the Department of Environmental Protection and Eaton Corporation, 1000 Cherrington Parkway, Moon Township, Pennsylvania 15108 for 1218-GEN: Rental of Two, 2.0 Mega Watt Generators, Red Hook W.P.C.P. The Contract term shall be 730 consecutive calendar days with an option to renew for one year from the date of the written notice to proceed. The Contract amount shall be \$964,320.00 - Location: Borough of Brooklyn - PIN# 826091218GEN.

A copy of the Contract may be inspected at the Department of Environmental Protection, 59-17 Junction Boulevard, Flushing, New York, 11373, on the 17th Floor Bid Room, on

business days from April 17, 2009 to April 30, 2009 between the hours of 9:30 A.M. - 12:00 P.M. and from 1:00 P.M. - 4:00 P.M.

Pursuant to Section 2-11(c)(3) of the Procurement Policy Board Rules, if DEP does not receive, by April 23, 2009, from any individual a written request to speak at this hearing, then DEP need not conduct this hearing. Written notice should be sent to Ms. Debra Butlien, NYCDEP, 59-17 Junction Blvd., 17th Floor, Flushing, NY 11373 or via email to dbutlien@dep.nyc.gov.

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

☛ a29

## LANDMARKS PRESERVATION COMMISSION

### ■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that pursuant to the provisions of Title 25, chapter 3 of the Administrative Code of the City of New York (Sections 25-307, 25-308, 25,309, 25-313, 25-318, 25-320) (formerly Chapter 8-A, Sections 207-6.0, 207-7.0, 207-12.0, 207-17.0, and 207-19.0), on Tuesday, **May 05, 2009** at 9:30 A.M. in the morning of that day, a public hearing will be held in the Conference Room at 1 Centre Street, 9th Floor, Borough of Manhattan with respect to the following properties and then followed by a public meeting. Any person requiring reasonable accommodation in order to participate in the hearing or attend the meeting should call or write the Landmarks Commission no later than five (5) business days before the hearing or meeting.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF BROOKLYN 09-3123 Block 1222, lot 38-1298 Bergen Street - Crown Heights North Historic District A Renaissance Revival style rowhouse designed by F.K. Taylor and built c. 1898. Application is to construct a rear yard addition. Zoned R6.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF BROOKLYN 09-6886 - Block 2119, lot 10-301 Cumberland Street - Fort Greene Historic District A Moorish Revival style apartment house built circa 1920. Application is to legalize painting the door and window enframements, altering the areaway, and installing a gate, awning, and lighting features all without Landmarks Preservation Commission permits.

**BINDING REPORT**  
BOROUGH OF BROOKLYN 09-1475 - Block 2111, lot 11-321 Ashland Place - Brooklyn Academy of Music Historic District A Classically inspired institutional building designed by Voorhees, Gmelin & Walker, and built in 1927. Application is to demolish a portion of the existing building, and construct an addition. Zoned C6-1.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF BROOKLYN 09-6644 - Block 35, lot 10-9 Old Fulton Street - Fulton Ferry Historic District A vacant lot. Application is to construct a four story building with a one-story penthouse. Zoned M2-1.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF BROOKLYN 07-7542 - Block 1965, lot 9-51 Cambridge Place - Clinton Hill Historic District An Italianate style rowhouse built c.1856. Application is to construct a rear yard addition. Zoned R-6.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF BROOKLYN 09-5657 - Block 196, lot 7-192 Dean Street, aka 131 Bond Street - Boerum Hill Historic District An Italianate style rowhouse built in 1852-1853. Application is to replace the sidewalk.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF BROOKLYN 09-6920 - Block 1070, lot 15-792 Carroll Street - Park Slope Historic District A neo-Grec and Queen Anne style rowhouse designed by John Magilligan and built in 1889. Application is to excavate the rear yard and alter the rear ell. Zoned R6B.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 09-6022 - Block 511, lot 16-600-602 Broadway, aka 134-136 Crosby Street - SoHo-Cast Iron Historic District A store building designed by Samuel A. Warner and built in 1883-84. Application is to legalize the installation of stairs and railings without Landmarks Preservation Commission permits and to install railings.

**MODIFICATION OF USE AND BULK**  
BOROUGH OF MANHATTAN 09-7879 - Block 230, lot 36-21-23 Mercer Street - SoHo-Cast Iron Historic District A neo-Grec style store and factory building with neo-Classical style elements, built in 1861. Application is to request that the Landmarks Preservation Commission issue a report to the City Planning Commission relating to an application for a Modification of Use pursuant to Section 74-711 of the Zoning Resolution. Zoned M1-5B.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 08-7774 - Block 473, lot 17-431 Broome Street - SoHo-Cast Iron Historic District A dwelling built circa 1825 and altered in early 20th century. Application is to install storefront infill, construct a rooftop addition and a four-story building in the rear yard. Zoned M1-5B.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 08-5152 - Block 612, lot 7504-

15 Charles Street - Greenwich Village Historic District An apartment house built in 1961. Application is to legalize the installation of a storefront in non-compliance with Certificate of Appropriateness 06-7239.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 09-6675 - Block 620, lot 71-234 West 4th Street - Greenwich Village Historic District An apartment house originally built in 1891 and altered in 1927. Application is to replace windows and to establish a master plan governing the future installation of through-window air conditioning units.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 09-8134 - Block 620, lot 41-351-353 Bleecker Street, aka 213-215 West 10th Street An apartment house built in 1903. Application is to replace windows and establish a master plan governing the future installation of storefront infill.

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

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 09-7077 - Block 738, lot 80-56 9th Avenue - Gansevoort Market Historic District A Greek Revival style rowhouse with stores, built c. 1841-1842. Application is to install storefront infill.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 09-7018 - Block 1121, lot 8-61 West 68th Street - Upper West Side/Central Park West Historic District A Renaissance Revival Queen Ann style rowhouse, designed by Francis A. Minuth and built in 1891-92. Application is to legalize the construction of a rooftop addition without Landmarks Preservation Commission permits. Zoned R-8.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 09-8132 - Block 1387, lot 14-19 East 72nd Street - Upper East Side Historic District A Modern/neo-Classical style apartment building designed by Rosario Candela and built in 1936-37. Application is to establish a master plan governing the future installation of display windows, doors, and awnings.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 09-7911 - Block 1504, lot 44-66 East 93rd Street - Carnegie Hill Historic District A Queen Anne style rowhouse designed by A.B. Ogden & Son and built in 1890-91. Application is to alter the areaway, install a barrier-free access lift, and construct a rooftop bulkhead.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 09-5029 - Block 2179, lot 701-799 Fort Washington Avenue - The Cloisters-Individual Landmark A museum complex composed of portions of medieval buildings and modern structures, designed by Charles Collins and built between 1934 and 1938. Application is to modify windows.

a22-m5

## SCHOOL CONSTRUCTION AUTHORITY

### ■ NOTICE

#### NOTICE OF PUBLIC HEARING PURSUANT TO ARTICLE 8 OF THE NEW YORK STATE ENVIRONMENTAL CONSERVATION LAW FOR THE PRIMARY SCHOOL REPLACEMENT FACILITY FOR P.S. 133, BROOKLYN

The New York City School Construction Authority ("SCA") shall conduct a public hearing on Thursday, May 14, 2009, at 4:00 p.m. at P.S. 133, located at 375 Butler Street, Brooklyn, New York. The hearing is being held pursuant to Article 8 of the New York State Environmental Conservation Law, and concerns the Draft Environmental Impact Statement ("DEIS") that has been prepared to address potential significant adverse environmental impacts resulting from the proposed project.

The project involves the proposed construction of a new replacement school facility on the site of the existing P.S. 133, its schoolyard, and a garden (Block 940, Lots 1, 16 and 65). The entire site assemblage is located on the east side of 4th Avenue between Baltic and Butler Streets in the Borough of Brooklyn. It is owned by the City of New York and is under the control of the New York City Department of Education. The project is a State Environmental Quality Review Unlisted action.

The purpose of this hearing is to receive comments on the DEIS that has been prepared for the proposed project. All interested persons are invited to attend the hearing and to present oral and/or written statements concerning the DEIS. The SCA will continue to accept written comments on the DEIS at the address listed below until the close of business on May 26, 2009.

The DEIS is available for examination during normal business hours at the SCA Legal Department, located at 30-30 Thomson Avenue, Long Island City, New York, 11101. The DEIS is also available on the SCA's website (<http://www.nycsca.org>). For further information, contact Ross J. Holden, SCA Vice President & General Counsel, at (718) 472-8220.

☛ a29

## TRANSPORTATION

### ■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN, pursuant to law, that the following proposed revocable consents, have been scheduled for a public hearing by the New York City Department of Transportation. The hearing will be held at 40 Worth Street, Room 814 commencing at 2:00 P.M. on Wednesday, May 13, 2009. Interested parties can obtain copies of proposed agreements or request sign-language interpreters (with at least seven days prior notice) at 40 Worth Street, 9th Floor South, New York, NY 10013, or by calling (212) 442-8040.

**#1** In the matter of a proposed revocable consent authorizing St. Luke's-Roosevelt Hospital Center to continue to maintain and use a bridge over and across West 114th Street, east of Amsterdam Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2009 to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2009 to June 30, 2010 - \$20,272  
For the period July 1, 2010 to June 30, 2011 - \$20,862  
For the period July 1, 2011 to June 30, 2012 - \$21,452  
For the period July 1, 2012 to June 30, 2013 - \$22,042  
For the period July 1, 2013 to June 30, 2014 - \$22,632  
For the period July 1, 2014 to June 30, 2015 - \$23,222  
For the period July 1, 2015 to June 30, 2016 - \$23,812  
For the period July 1, 2016 to June 30, 2017 - \$24,402  
For the period July 1, 2017 to June 30, 2018 - \$24,992  
For the period July 1, 2018 to June 30, 2019 - \$25,582

the maintenance of a security deposit in the sum of \$25,600, and the filing of an insurance policy in the minimum amount of \$1,250,000/\$5,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$1,000,000.

**#2** In the matter of a proposed revocable consent authorizing 1285 LLC to continue to maintain and use a tunnel under and across West 51st Street, west of Avenue of the Americas, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2009 to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2009 to June 30, 2010 - \$169,095  
For the period July 1, 2010 to June 30, 2011 - \$174,168  
For the period July 1, 2011 to June 30, 2012 - \$179,241  
For the period July 1, 2012 to June 30, 2013 - \$184,314  
For the period July 1, 2013 to June 30, 2014 - \$189,387  
For the period July 1, 2014 to June 30, 2015 - \$194,460  
For the period July 1, 2015 to June 30, 2016 - \$199,533  
For the period July 1, 2016 to June 30, 2017 - \$204,606  
For the period July 1, 2017 to June 30, 2018 - \$209,679  
For the period July 1, 2018 to June 30, 2019 - \$214,752

the maintenance of a security deposit in the sum of \$214,800, and the filing of an insurance policy in the minimum amount of \$1,250,000/\$5,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$1,000,000.

**#3** In the matter of a proposed revocable consent authorizing Cornell University modification of the consent so as to construct, maintain and use an additional conduit under, across and along East 70th Street, west of York Avenue, in the Borough of Manhattan. The proposed modified revocable consent is for a term of five years from the date of Approval by the Mayor and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2009 to June 30, 2010 - \$18,309  
For the period July 1, 2010 to June 30, 2011 - \$18,736  
For the period July 1, 2011 to June 30, 2012 - \$19,163  
For the period July 1, 2012 to June 30, 2013 - \$19,590  
For the period July 1, 2013 to June 30, 2014 - \$20,017

the maintenance of a security deposit in the sum of \$35,000, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

**#4** In the matter of a proposed revocable consent authorizing Arthur Spears to continue to maintain and use a stoop and a fenced-in area on the east sidewalk of St. Nicholas Avenue, north of 145th Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2009 to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2009 to June 30, 2019 - \$25/per annum

the maintenance of a security deposit in the sum of \$5,000, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

**#5** In the matter of a proposed revocable consent authorizing Edmund L. Resor to continue to maintain and use a stoop, steps and planted areas on the south sidewalk of East 90th Street, west of Central Park West, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2009 to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2009 to June 30, 2019 - \$25/per annum

the maintenance of a security deposit in the sum of \$5,000, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

**#6** In the matter of a proposed revocable consent authorizing Promesa Inc. to continue to maintain and use two communication conduits under and across East 175th Street, between Anthony Avenue and Clay Avenue, in the Borough of the Bronx. The proposed revocable consent is for a term of ten years from July 1, 2009 to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2009 to June 30, 2009 - \$25/per annum

the maintenance of a security deposit in the sum of \$2,500, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

**a22-m13**

NOTICE IS HEREBY GIVEN, pursuant to law, that the following proposed revocable consents, have been scheduled for a public hearing by the New York City Department of Transportation. The hearing will be held at 40 Worth Street, Room 814 commencing at 2:00 P.M. on Wednesday, April 29, 2009. Interested parties can obtain copies of proposed agreements or request sign-language interpreters (with at least seven days prior notice) at 40 Worth Street, 9th Floor South, New York, NY 10013, or by calling (212) 442-8040.

**#1** In the matter of a proposed revocable consent authorizing Mr. and Mrs. S. Graham to continue to maintain and use a stoop and a fenced-in area on the south sidewalk of East 78th Street, west of Madison Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2008 to June 30, 2018 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

From the Approval Date to June 30, 2018 - \$25/annum

the maintenance of a security deposit in the sum of \$5,000, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

**#2** In the matter of a proposed revocable consent authorizing The New York and Presbyterian Hospitals, Inc. to continue to maintain and use a tunnel under and across Fort Washington Avenue, south of West 168th Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2008 to June 30, 2018 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2008 to June 30, 2009 - \$15,057  
 For the period July 1, 2009 to June 30, 2010 - \$15,496  
 For the period July 1, 2010 to June 30, 2011 - \$15,935  
 For the period July 1, 2011 to June 30, 2012 - \$16,374  
 For the period July 1, 2012 to June 30, 2013 - \$16,813  
 For the period July 1, 2013 to June 30, 2014 - \$17,252  
 For the period July 1, 2014 to June 30, 2015 - \$17,691  
 For the period July 1, 2015 to June 30, 2016 - \$18,130  
 For the period July 1, 2016 to June 30, 2017 - \$18,569  
 For the period July 1, 2017 to June 30, 2018 - \$19,008

the maintenance of a security deposit in the sum of \$19,000, and the filing of an insurance policy in the minimum amount of \$1,250,000/\$5,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$1,000,000.

**#3** In the matter of a proposed revocable consent authorizing The Trustees of Columbia University in the City of New York to continue to maintain and use three transformer vaults and a conduit, together with a manhole, under the south sidewalk of West 120th Street, east of Broadway, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2009 to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2009 to June 30, 2010 - \$20,058  
 For the period July 1, 2010 to June 30, 2011 - \$20,642  
 For the period July 1, 2011 to June 30, 2012 - \$21,226  
 For the period July 1, 2012 to June 30, 2013 - \$21,810  
 For the period July 1, 2013 to June 30, 2014 - \$22,394  
 For the period July 1, 2014 to June 30, 2015 - \$22,978  
 For the period July 1, 2015 to June 30, 2016 - \$23,562  
 For the period July 1, 2016 to June 30, 2017 - \$24,146  
 For the period July 1, 2017 to June 30, 2018 - \$24,730  
 For the period July 1, 2018 to June 30, 2019 - \$25,314

the maintenance of a security deposit in the sum of \$25,400, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

**#4** In the matter of a proposed revocable consent authorizing Sprint Communications Company L.P. to continue to maintain and use conduits in West 15th Street, West 16th Street, Eighth Avenue and Ninth Avenue, and cables in the existing facilities of the Empire City Subway Company (Limited), in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2009 to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2009 to June 30, 2010 - \$150,319  
 For the period July 1, 2010 to June 30, 2011 - \$154,697  
 For the period July 1, 2011 to June 30, 2012 - \$159,075  
 For the period July 1, 2012 to June 30, 2013 - \$163,453  
 For the period July 1, 2013 to June 30, 2014 - \$167,831  
 For the period July 1, 2014 to June 30, 2015 - \$172,209  
 For the period July 1, 2015 to June 30, 2016 - \$176,587  
 For the period July 1, 2016 to June 30, 2017 - \$180,965  
 For the period July 1, 2017 to June 30, 2018 - \$185,343  
 For the period July 1, 2018 to June 30, 2019 - \$189,721

the maintenance of a security deposit in the sum of \$189,800, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

**#5** In the matter of a proposed revocable consent authorizing Grand Millennium Condominium to continue to maintain and use an electrical conduit under and along the west sidewalk of Broadway, south of West 67th Street, and under and along the south sidewalk of West 67th Street, west of Broadway, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2008 to June 30, 2018 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2008 to June 30, 2009 - \$2,761  
 For the period July 1, 2009 to June 30, 2010 - \$2,841  
 For the period July 1, 2010 to June 30, 2011 - \$2,921  
 For the period July 1, 2011 to June 30, 2012 - \$3,001  
 For the period July 1, 2012 to June 30, 2013 - \$3,081  
 For the period July 1, 2013 to June 30, 2014 - \$3,161  
 For the period July 1, 2014 to June 30, 2015 - \$3,241  
 For the period July 1, 2015 to June 30, 2016 - \$3,321  
 For the period July 1, 2016 to June 30, 2017 - \$3,401  
 For the period July 1, 2017 to June 30, 2018 - \$3,481

the maintenance of a security deposit in the sum of \$3,500, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

**#6** In the matter of a proposed revocable consent authorizing New York University to continue to maintain and use a conduit under and across Stuyvesant Street, north of East 9th Street, a conduit under and across Cooper Square, north of East 4th Street, and cables in the existing facilities of the Empire City Subway Company (Limited), in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2009 to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2009 to June 30, 2010 - \$15,643  
 For the period July 1, 2010 to June 30, 2011 - \$16,099  
 For the period July 1, 2011 to June 30, 2012 - \$16,655  
 For the period July 1, 2012 to June 30, 2013 - \$17,011  
 For the period July 1, 2013 to June 30, 2014 - \$17,467  
 For the period July 1, 2014 to June 30, 2015 - \$17,923  
 For the period July 1, 2015 to June 30, 2016 - \$18,379  
 For the period July 1, 2016 to June 30, 2017 - \$18,835  
 For the period July 1, 2017 to June 30, 2018 - \$19,291  
 For the period July 1, 2018 to June 30, 2019 - \$19,747

the maintenance of a security deposit in the sum of \$15,200, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

**#7** In the matter of a proposed modification revocable consent authorizing New York University to construct, maintain and use the additional conduits under and across Washington Place, west of Mercer Street, under and across Mercer Street, north of Washington Place, and under and across Washington Place, east of Mercer Street, in the Borough of Manhattan. The proposed modification revocable consent is for the period from the Date of Approval by the Mayor to June 30, 2009 is increased by \$10,059 per annum and thereafter annual compensation shall be based on the following schedule:

For the period July 1, 2009 to June 30, 2010 - \$35,601

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

**a9-29**

## YOUTH AND COMMUNITY DEVELOPMENT

### ■ PUBLIC HEARINGS

**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Wednesday, May 13, 2009, 156 William Street, 2nd Floor Auditorium, Borough of Manhattan, commencing at 10:00 A.M on the following:

**IN THE MATTER** of the proposed contract between the Department of Youth and Community Development and the contractor listed below for the operation of a social service program designed to meet the needs of the immigrant population of New York City. The Contractor's PIN number and contract amount is indicated below. The term of the contract shall be from July 1, 2008 to June 30, 2009; with no option to renew.

#### Contractor/Address

1 Emerald Isle Immigration Center  
 59-26 Woodside Avenue, Woodside, NY 11377

**PIN#** 26009048153G **Amount** \$125,000.00

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

Drafts of the contract may be inspected at the Department of Youth and Community Development, Office of the ACCO, 156 William Street, 2nd Floor, New York, NY 10038 on business days between the hours of 9:00 A.M. and 5:00 P.M., from April 29, 2009 to May 13, 2009, excluding weekends and holidays.

Anyone who wishes to speak at this public hearing should request to do so in writing. The written request must be

received by the Agency within 5 business days after publication of this notice. Written requests to speak should be sent to Mr. Vincent Perneti, Deputy Agency Chief Contracting Officer, 156 William Street, 2nd Floor, New York, NY 10038, [vpernetti@dycd.nyc.gov](mailto:vpernetti@dycd.nyc.gov). If the Department of Youth and Community Development receives no written requests to speak within the prescribed time, the Department reserves the right not to conduct the public hearing.

**IN THE MATTER OF** the proposed contract between the Department of Youth and Community Development and the contractor listed below, for the operation of a recreational program for youths, Citywide. The provider, contract amount, and PIN number is indicated below. The term of this contract shall be from July 1, 2008 through June 30, 2009, and shall contain no options to renew.

#### Contractor

1. United Activities Unlimited, Inc.  
 485 Clawson Street, Staten Island, NY 10306

**PIN Number** 26009052699G **Amount** \$144,214  
**Location** Citywide

The proposed contractors are being funded by City Council discretionary funds, pursuant to Section 1-02 (e) of the Procurement Policy Board Rules.

A draft copy of the proposed contracts may be inspected at the Department of Youth and Community Development, office of the ACCO, 156 William Street, 2nd Floor, New York, NY 10038 on business days between the hours of 9:00 A.M. and 5:00 P.M., from April 29, 2009 to May 13, 2009, excluding weekends and holidays.

Anyone who wishes to speak at this public hearing should request to do so in writing. The written request must be received by the Agency within 5 days after publication of this notice. Written requests to speak should be sent to Mr. Vincent Perneti, Deputy Agency Chief Contracting Officer, 156 William Street, 2nd Floor, New York, NY 10038, [vpernetti@dycd.nyc.gov](mailto:vpernetti@dycd.nyc.gov). If the Department of Youth and Community Development receives no written requests to speak within the prescribed time, the Department reserves the right not to conduct the public hearing.

**a29**

**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Wednesday, May 13, 2009, 156 William Street, 2nd Floor Auditorium, Borough of Manhattan, commencing at 10:00 A.M on the following:

**IN THE MATTER** of the proposed contract between the Department of Youth and Community Development and the Contractor listed below to provide entitlement assistance to families in need, citywide. The Contractor's PIN number and contract amount is indicated below. The term of the contract shall be from July 1, 2008 to June 30, 2009; with no option to renew.

#### Contractor/Address

1. Boro Park Jewish Community Council  
 4608 13th Avenue Brooklyn, NY 11219

**PIN#** 26009022686G **Amount** \$145,750.00

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

Drafts of the contract may be inspected at the Department of Youth and Community Development, Office of the ACCO, 156 William Street, 2nd Floor, New York, NY 10038 on business days between the hours of 9:00 A.M. and 5:00 P.M., from April 29, 2009 to May 13, 2009, excluding weekends and holidays.

Anyone who wishes to speak at this public hearing should request to do so in writing. The written request must be received by the Agency within 5 business days after publication of this notice. Written requests to speak should be sent to Mr. Vincent Perneti, Deputy Agency Chief Contracting Officer, 156 William Street, 2nd Floor, New York, NY 10038, [vpernetti@dycd.nyc.gov](mailto:vpernetti@dycd.nyc.gov). If the Department of Youth and Community Development receives no written requests to speak within the prescribed time, the Department reserves the right not to conduct the public hearing.

**a29**

## PROPERTY DISPOSITION

### CITYWIDE ADMINISTRATIVE SERVICES

#### DIVISION OF MUNICIPAL SUPPLY SERVICES

##### ■ AUCTION

#### PUBLIC AUCTION SALE NUMBER 09001- U AND V

**NOTICE IS HEREBY GIVEN** of a bi-weekly public auction of City fleet vehicles consisting of cars, vans, light duty vehicles, trucks, heavy equipment and miscellaneous automotive equipment to be held on WEDNESDAY, APRIL 29, 2009 (SALE NUMBER 09001-V). This auction is held every other Wednesday unless otherwise notified. Viewing is on auction day only from 8:30 A.M. until 9:00 A.M. The auction begins at 9:00 A.M.

NOTE: The auction scheduled for Wednesday, April 15, 2009 (SALE NUMBER 09001-U) has been cancelled.

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

A listing of vehicles to be offered for sale in the next auction can be viewed on our Web site, on the Friday prior to the sale date at: <http://www.nyc.gov/auctions>  
Terms and Conditions of Sale can also be viewed at this site.

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

a1-29

#### SALE BY SEALED BID

#### SALE OF: 3 YEAR CONTRACT FOR SCRAP METAL REMOVAL VIA CONTAINER

S.P.: 09016

DUE: May 12, 2009

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
*DCAS, Division of Municipal Supply Services, 18th Floor, Bid Room, Municipal Building, New York, NY 10007. For sales proposal contact Gladys Genoves-McCauley (718) 417-2156 for information.*

a29-m12

## POLICE

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

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

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

#### INQUIRIES

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

#### FOR MOTOR VEHICLES

(All Boroughs):

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

#### FOR ALL OTHER PROPERTY

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

j1-d31

#### AUCTION

#### PUBLIC AUCTION SALE NUMBER 1157

NOTICE IS HEREBY GIVEN of a ONE (1) day public auction of unclaimed salvage vehicles, motorcycles, automobiles, trucks, and vans. Inspection day is May 4, 2009 from 10:00 A.M. - 2:00 P.M.

Salvage vehicles, motorcycles, automobiles, trucks & vans will be auctioned on May 5, 2009 at approximately 9:30 A.M.

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

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

a22-m5

## PROCUREMENT

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

## CITYWIDE ADMINISTRATIVE SERVICES

### DIVISION OF MUNICIPAL SUPPLY SERVICES

#### SOLICITATIONS

#### Goods

**SHELF STABLE FRUITS, VEG., FISH, DESSERTS FOR DOC** – Competitive Sealed Bids – PIN# 8570900861 – DUE 05-04-09 AT 10:00 A.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
*Department of Citywide Administrative Services  
1 Centre Street, Room 1800, New York, NY 10007.  
Jeanette Megna (212) 669-8610.*

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**PARKING METER VAULT LOCKS** – Competitive Sealed Bids – PIN# 8570900992 – DUE 05-28-09 AT 10:30 A.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
*Department of Citywide Administrative Services  
Office of Vendor Relations, 1 Centre Street, Room 1800  
New York, NY 10007. Jeanette Megna (212) 669-8610.*

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#### AWARDS

#### Goods

**ANTIBIOTICS FOR FDNY** – Intergovernmental Purchase – PIN# 8570901063 – AMT: \$106,800.00 – TO: Cardinal Health 110 d/b/a Cardinal Health Pharmac Distr., 6012 Molloy Rd., Syracuse, NY 13211. MMCAP Contract #MMS27049.

Suppliers wishing to be considered for a contract with the Minnesota Multistate Contracting Alliance for Pharmacy (MMCAP) are advised to contact the MMCAP Operations Manager, Materials Management Division, Dept. of Administration, 50 Sherburne Ave., Rm. 112, St. Paul, MN 55155.

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**NETWORKING HARDWARE/SOFTWARE - DOHMH** – Intergovernmental Purchase – PIN# 8570901067 – AMT: \$148,504.76 – TO: Bluewater Communications Group LLC, 110 Parkway Drive South, Suite A, Hauppauge, NY 11788. NYS Contracts #PT59009; PS59010.

Suppliers wishing to be considered for a contract with the Office of General Services of New York State are advised to contact the Procurement Services Group, Corning Tower, Room 3711, Empire State Plaza, Albany, NY 12242 or by phone: 518-474-6717.

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#### VENDOR LISTS

#### Goods

**ACCEPTABLE BRAND LIST** – In accordance with PPB Rules, Section 2-05(c)(3), the following is a list of all food items for which an Acceptable Brands List has been established.

1. Mix, Biscuit - AB-14-1:92
2. Mix, Bran Muffin - AB-14-2:91
3. Mix, Corn Muffin - AB-14-5:91
4. Mix, Pie Crust - AB-14-9:91
5. Mixes, Cake - AB-14-11:92A
6. Mix, Egg Nog - AB-14-19:93
7. Canned Beef Stew - AB-14-25:97
8. Canned Ham Shanks - AB-14-28:91
9. Canned Corned Beef Hash - AB-14-26:94
10. Canned Boned Chicken - AB-14-27:91
11. Canned Corned Beef - AB-14-30:91
12. Canned Ham, Cured - AB-14-29:91
13. Complete Horse Feed Pellets - AB-15-1:92
14. Canned Soups - AB-14-10:92D
15. Infant Formula, Ready to Feed - AB-16-1:93
16. Spices - AB-14-12:95
17. Soy Sauce - AB-14-03:94
18. Worcestershire Sauce - AB-14-04:94

Application for inclusion on the above enumerated Acceptable Brand Lists for foods shall be made in writing and addressed to: Purchase Director, Food Unit, Department of Citywide Administrative Services, Division of Municipal Supply Services, 1 Centre Street, 18th Floor, New York, NY 10007. (212) 669-4207.

j4-jy17

#### EQUIPMENT FOR DEPARTMENT OF SANITATION

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

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

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

j4-jy17

#### OPEN SPACE FURNITURE SYSTEMS - CITYWIDE

In accordance with PPB Rules, Section 2.05(c)(3), an Acceptable Brands List, #AB-17W-1:99, has been established for open space furniture systems.

Application for consideration of product for inclusion on this acceptable brands list shall be made in writing and addressed to: Vendor Relations, Department of Citywide Administrative Services, Division of Municipal Supply Services, 1 Centre Street, 18th Floor, New York, NY 10007, (212) 669-8610.

j4-jy17

## DESIGN & CONSTRUCTION

#### AWARDS

#### Construction / Construction Services

**RENEWAL CONTRACT: PW311T04D, SURVEYING SERVICES** – Renewal – PIN# 8502006PW0004P – AMT: \$500,000.00 – TO: Tectonic Engineering and Surveying Consultants, PC, 70 Pleasant Hill Road, P.O. Box 37, Mountville, NY 10953. PW311T04D, for the preparation of Survey Documents for various projects, Manhattan.  
**RENEWAL CONTRACT: PW311T04A, SURVEYING SERVICES** – Renewal – PIN# 8502006PW0001P – AMT: \$500,000.00 – TO: Sidney B. Bowne and Son, LLP, 235 East Jericho Turnpike, Mineola, NY 11501. - For the preparation of Survey Documents for various projects, The Bronx.

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## DISTRICT ATTORNEY, COUNTY OF NEW YORK

#### SOLICITATIONS

#### Goods & Services

**IPX TELEPHONE MAINTENANCE SERVICES** – Competitive Sealed Bids/Pre-Qualified List – PIN# 05IPXDANY2010 – DUE 05-26-09 AT 10:00 A.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
*District Attorney New York, One Hogan Place, Room 749, New York, NY 10013. Melanie Clark (212) 335-9850, Clarkme@dany.nyc.gov*

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## EDUCATION

### DIVISION OF CONTRACTS AND PURCHASING

#### SOLICITATIONS

#### Human / Client Service

**ADULT LEARNING MANAGEMENT SYSTEM** – Competitive Sealed Bids – PIN# R0765040 – DUE 05-19-09 AT 5:00 P.M. – The New York City Department of Education (NYCDOE) seeks proposals from organizations with expertise in providing and implementing Learning Management Systems, ideally in the K-12 sector, to support the development of its teachers, school leaders and managerial staff. The Learning Management System is expected to deliver learning content (online courses, webinars, video, text, registration for in-person courses, structured collaborations with colleagues, mentors and supervisors, assessments, etc.) to all schools to support school leaders in their own development and the professional development of their staff. If you cannot download this RFP, please send an e-mail to VendorHotline@schools.nyc.gov with the RFP number and title in the subject. For all questions related to this RFP, please send an e-mail to dcipit@schools.nyc.gov with the RFP's number and title in the subject line of your e-mail.

There will be a Pre-Proposal Conference on May 4th, 2009 from 9:30 A.M. to 11:30 A.M. Vendors may attend virtually by registering at <http://www.learningtimes.net/nycdoerfp>. Vendors may also attend in person at 65 Court Street Room 1201, Brooklyn, New York, 11201.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
*Department of Education, 65 Court Street, Room 1201  
Brooklyn, NY 11201. Vendor Hotline (718) 935-2300  
vendorhotline@schools.nyc.gov*

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## OFFICE OF EMERGENCY MANAGEMENT

#### INTENT TO AWARD

#### Services (Other Than Human Services)

**METRO NY TRANSPORTATION FACILITIES STUDY AND EVACUATION DECISION TOOLS** – Government to Government – PIN# 01709PPTI001 – DUE 05-14-09 AT 5:00 P.M. – The New York City Office of Emergency Management (NYC OEM) intends to enter into a government-to-government purchase with the United States Army Corps of Engineers (USACE) to provide evacuation planning services, including the development of evacuation plan documents and decision-making tools.

Any firm which believes it can also provide the required services is invited to do so by submitting an expression of interest to Erika Yan, NYC OEM, 165 Cadman Plaza East, Brooklyn, NY 11201, or by e-mail at [procurement@oem.nyc.gov](mailto:procurement@oem.nyc.gov). Expression of interests must be received by NYC OEM no later than May 14, 2009.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
*Office of Emergency Management, 165 Cadman Plaza East, Brooklyn, NY 11201. Erika Yan (718) 422-4845, procurement@oem.nyc.gov*

a28-m4

## ENVIRONMENTAL PROTECTION

### BUREAU OF WATER AND SEWER OPERATIONS

#### SOLICITATIONS

#### Services (Other Than Human Services)

**VECTOR TRUCK AND SAND FILTER MAINTENANCE, STATEN ISLAND BLUEBELT** – Competitive Sealed Bids – PIN# 82609BBV0007 – DUE 05-26-09 AT 11:30 A.M. – CONTRACT BBV-007; Document Fee \$40.00. There is a non-mandatory pre-bid conference on 05/1/09 at 1:00 P.M. at 182 Joline Avenue, Staten Island, NY 10308. Any additional

questions regarding the pre-bid conference, please contact (718) 984-0489. The Project Manager for this contract is Seeranie Singh (718) 595-4140. Vendor ID#: 59504.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
 Department of Environmental Protection,  
 59-17 Junction Blvd., Flushing, NY 11373.  
 Greg Hall (718) 595-3236, ghall@dep.nyc.gov

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**DEBRIS REMOVAL, STATEN ISLAND BLUEBELT** – Competitive Sealed Bids – PIN# 82609BBD006 – DUE 05-26-09 AT 11:30 A.M. – CONTRACT BBD-006: Document Fee \$40.00. There is a non-mandatory pre-bid conference on 05/1/09 at 10:30 A.M. at 182 Joline Avenue, Staten Island, NY 10308. Any additional questions regarding the pre-bid conference, please contact (718) 984-0489. The Project Manager for this contract is Seeranie Singh (718) 595-4140. Vendor ID#: 59526.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
 Department of Environmental Protection,  
 59-17 Junction Blvd., Flushing, NY 11373.  
 Greg Hall (718) 595-3236, ghall@dep.nyc.gov

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**BUREAU OF WASTEWATER TREATMENT**

■ SOLICITATIONS

Goods & Services

**SUPPLYING CATIONIC POLYMER FOR NEWTOWN CREEK CENTRIFUGES, BROOKLYN** – Competitive Sealed Bids – PIN# 8261001235NC – DUE 05-28-09 AT 11:30 A.M. – Project No. 1235-NC: Document Fee \$80.00. For technical questions please call the Project Manager, Avinash Pawar, (646) 584-1842. Vendor Source ID#: 59575.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
 Department of Environmental Protection,  
 59-17 Junction Boulevard, 17th Floor, Flushing, New York 11373. Greg Hall (718) 595-3236, ghall@dep.nyc.gov

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**HEALTH AND HOSPITALS CORPORATION**

The New York City Health and Hospitals Corporation is regularly soliciting bids for supplies and equipment at its Central Purchasing Offices, 346 Broadway, New York City, Room 516, for its Hospitals and Diagnostic and Treatment Centers. All interested parties are welcome to review the bids that are posted in Room 516 weekdays between 9:00 a.m. and 4:30 p.m. For information regarding bids and the bidding process, please call (212) 442-3863.

j1-d31

■ SOLICITATIONS

Goods

**AEROSCOUT MOBILE VIEW SOFTWARE, 1 CISCO MSE LOCATION APPLIANCE** – Competitive Sealed Bids – PIN# RB09-337248 – DUE 05-15-09 AT 3:00 P.M. – 850 T2 Aeroscout RFID Tags will call buttons and 150 Aeroscout T3 RFID Tags with Temper Switches.

Vendor must submit Doing Business Data Forms with bid documents. The total bid package is to be returned in the order in which it is received. All forms and certifications must be completed where applicable. Failure to comply may determine bid to be non-responsive. For instructions on how to complete vendex, please follow instructions on "Mayor's Office of Contract Services" website - www.nyc.gov/vendex.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
 Kings County Hospital Center, 451 Clarkson Avenue  
 Brooklyn, NY 11203. Rup Bhowmick (718) 245-2122  
 rupbhowmick@nychhc.org  
 Support Office Building, 591 Kingston Avenue, Room 251  
 Brooklyn, NY 11203.

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**ALVEOLUS AERO AND ALIMAXX-E-STENTS** – Competitive Sealed Bids – PIN# 11109120 – DUE 05-13-09 AT 3:00 P.M. – Same as or Equal to Alveolus.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
 Bellevue Hospital Center, 462 First Avenue, Room 12E32  
 New York, NY 10016. Matthew Gaumer (212) 562-2887  
 matthew.gaumer@bellevue.nychhc.org

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Goods & Services

**HEAT EXCHANGER REPAIR** – Competitive Sealed Bids – PIN# 231-09-127 – DUE 05-26-09 AT 9:30 A.M. – Mandatory site visit scheduled for Friday, May 15, 2009 at 10:00 A.M. at Woodhull Medical and Mental Health Center, 760 Broadway, Brooklyn, NY 11206, Engineering Department, Rm. 1BC04. Site visit will start no later than 10:16 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.  
 North Brooklyn Health Network, 100 North Portland Avenue  
 C-32, Brooklyn, NY 11205. Jackie Gelly (718) 260-7875  
 jackie.gelly@woodhull.nychhc.org

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**RE-BID: VENDOR TO INSTALL COPPER-SILVER IONIZATION ELECTRODE CELL** – Competitive Sealed Bids – PIN# GD09-318206R – DUE 05-12-09 AT 3:00 P.M. – In a 4" line feeding four (4) hot water heaters. Schematics available with bid package. Vendors required to submit Doing Business Data Forms, Liability and workmen compensation insurance. There will be a mandatory site visit on 5/5/09 at 10:00 A.M. The total bid package is to be returned in the order in which it is received. All forms and certifications must be completed where applicable. Failure to comply may determine bid to be non-responsive.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
 SSM Nursing and Rehab., 594 Albany Avenue, Brooklyn, NY 11203. Chris Werner (718) 245-7301.  
 Support Office Building, 591 Kingston Avenue, Room 251  
 Brooklyn, NY 11203.

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**HOMELESS SERVICES**

■ INTENT TO AWARD

Human/Client Service

**RELOCATION ASSISTANCE PROGRAM FOR HOMELESS FAMILIES** – Negotiated Acquisition – PIN# 071-09S-03-1385 – DUE 05-15-09 AT 2:00 P.M. – The Department of Homeless Services (DHS) intends on entering into negotiations with Church Avenue Merchants Block Association (CAMBA), located at 1720 Church Avenue, Brooklyn, NY 11226, to continue to operate the Relocation Assistance Program (REAP) which locates quality permanent housing for homeless families, while providing individualized case management services to enable families to reach the goal of independent living. This contract will be conducted via the Negotiated Acquisition Extension, pursuant to Section 3-04 (b)(2)(III) of the Procurement Policy Board Rules to extend the underlying contract for one (1) year to allow the agency sufficient time to complete the RFP process, which will be completed and in place by July 1, 2010.

It is anticipated that the extension contract will be from July 1, 2009 to June 30, 2010.

Qualified vendors that are interested in providing relocation assistance services to homeless families in the future may contact: Marta Zmoira, Contract Officer, Department of Homeless Services, 33 Beaver Street, 13th Floor, NY, NY 10004, (212) 361-0888 or e-mail at mzmaira@dhs.nyc.gov

Compelling need to extend for a year.

a27-m1

**MEDICAL REVIEW TEAM SERVICES** – Negotiated Acquisition – PIN# 071-09S-03-1388 – DUE 05-15-09 AT 2:00 P.M. – The Department of Homeless Services (DHS) intends on entering into negotiations with PSCH, Inc., located at 30-50 Whitestone Expressway, Flushing, NY 11354, to continue to provide Medical Review Team (MRT) services to determine the appropriateness of patients for shelter placement. This contract will be conducted via the Negotiated Acquisition Extension, pursuant to Section 3-04 (b)(2)(iii) of the Procurement Policy Board Rules to extend the underlying contract for one (1) year in order to assess the program model and to develop and issue an RFP to continue these services.

It is anticipated that the extension contract will be from July 1, 2009 to June 30, 2010.

Qualified vendors that are interested in providing Medical Review Team (MRT) services in the future may contact: Marta Zmoira, Contract Officer, Department of Homeless Services, 33 Beaver Street, 13th Floor, NY, NY 10004, (212) 361-0888 or e-mail at mzmaira@dhs.nyc.gov

Compelling need to extend for one year.

a27-m1

**OFFICE OF CONTRACTS AND PROCUREMENT**

■ SOLICITATIONS

Human/Client Service

**TRANSITIONAL RESIDENCES FOR HOMELESS/DROP-IN CENTERS** – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 071-00S-003-262Z – DUE 06-25-10 AT 10:00 A.M. The Department of Homeless Services is soliciting proposals from organizations interested in developing and operating transitional residences for homeless adults and families including the Neighborhood Based Cluster Residence and drop-in centers for adults. This is an open-ended solicitation; there is no due date for submission.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
 Department of Homeless Services, 33 Beaver Street  
 13th Floor, New York, NY 10004.  
 Marta Zmoira (212) 361-0888, mzmaira@dhs.nyc.gov

j12-24

**HOUSING AUTHORITY**

■ SOLICITATIONS

Construction/Construction Services

**ELEVATOR REHABILITATION AND MAINTENANCE AND SERVICE FOR TWENTY (20) ELEVATORS AT MILLBROOK HOUSES AND MILLBROOK EXTENSION** – Competitive Sealed Bids – PIN# EV9006111 – DUE 05-11-09 AT 10:00 A.M. – Bid documents are available Monday through Friday, 9:00 A.M. to 4:00 P.M., for a \$25.00 fee in the form of a money order or certified check made payable to NYCHA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
 Housing Authority, 90 Church Street, 11th Floor, New York NY 10007. Gloria Guillo, MPA, CPPO, (212) 306-3121  
 gloria.guillo@nycha.nyc.gov

a28-m4

**INSTALLATION OF SMOKE, CARBON MONOXIDE DETECTORS AND STROBE LIGHTS AT VARIOUS LOCATIONS (BRONX/QUEENS)** – Competitive Sealed Bids – PIN# EL9004132 – DUE 05-12-09 AT 10:00 A.M. – Bid documents are available Monday through Friday, 9:00 A.M. to 4:00 P.M., for a \$25.00 fee in the form of a money order or certified check made payable to NYCHA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
 Housing Authority, 90 Church Street, 11th Floor, New York NY 10007. Gloria Guillo, MPA, CPPO, (212) 306-3121  
 gloria.guillo@nycha.nyc.gov

a27-m1

**REQUIREMENT CONTRACT FOR REPLACEMENT AND REPAIR OF INTERIOR COMPACTORS AT VARIOUS DEVELOPMENT IN BRONX AND QUEENS** – Competitive Sealed Bids – PIN# RC9006094 – DUE 05-13-09 AT 10:00 A.M. – Bid documents are available Monday through Friday, 9:00 A.M. to 4:00 P.M., for a \$25.00 fee in the form of a money order or certified check made payable to NYCHA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
 Housing Authority, 90 Church Street, 11th Floor, New York NY 10007. Gloria Guillo (212) 306-3121  
 gloria.guillo@nycha.nyc.gov

a29-m5

**REPLACEMENT AND REPAIR OF INTERIOR COMPACTORS AT VARIOUS DEVELOPMENTS, MANHATTAN** – Competitive Sealed Bids – PIN# RC9006092 – DUE 05-06-09 AT 10:00 A.M. – Bid documents are available Monday through Friday, 9:00 A.M. to 4:00 P.M., for a \$25.00 fee in the form of a money order or certified check made payable to NYCHA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
 Housing Authority, 90 Church Street, 11th Floor, New York NY 10007. Gloria Guillo (212) 306-3121  
 gloria.guillo@nycha.nyc.gov

a23-29

**WATER TANK ENCLOSURE AND EXTERIOR BRICKWORK REPAIRS AT 830 AMSTERDAM AVENUE** – Competitive Sealed Bids/Pre-Qualified List – PIN# BW7007651 – DUE 05-11-09 AT 10:30 A.M. ● **ROOFING REPLACEMENT AND ASBESTOS ABATEMENT AT ADAMS HOUSES** – Competitive Sealed Bids – PIN# RF9004143 – DUE 05-12-09 AT 10:30 A.M.

Bid documents are available Monday through Friday, 9:00 A.M. to 4:00 P.M., for a \$25.00 fee in the form of a money order or certified check made payable to NYCHA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
 Housing Authority, 90 Church Street, 11th Floor, New York NY 10007. Gloria Guillo, MPA, CPPO, (212) 306-3121  
 gloria.guillo@nycha.nyc.gov

a29-m5

**HOUSING PRESERVATION & DEVELOPMENT**

DIVISION OF MAINTENANCE

■ AWARDS

Construction/Construction Services

**EMERGENCY DEMOLITION OF ONE (1) BUILDING** – Emergency Purchase – Available only from a single source - PIN# 80609D900451 – AMT: \$67,969.00 – TO: Gateway Demolition Corp., 134-22 32nd Avenue, Flushing, NY 11354. ● **EMERGENCY DEMOLITION OF ONE (1) BUILDING** – Emergency Purchase – PIN# 80609D900239 – AMT: \$51,000.00 – TO: N.B.I. Equipment Corp., 7302 Avenue W, Brooklyn, NY 11234.

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**HUMAN RESOURCES ADMINISTRATION**

■ AWARDS

Services (Other Than Human Services)

**CCTV, BURGLAR ALARM AND CARD SWIPE** – Competitive Sealed Bids – PIN# 069093100002 – AMT: \$3,982,125.00 – TO: P & M Electrical Contracting Corp., 1921 McDonald Avenue, Brooklyn, NY 11223.

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■ INTENT TO AWARD

Human/Client Service

**COMPREHENSIVE SERVICE MODEL / CLINICAL CASE MANAGEMENT** – Negotiated Acquisition – DUE 04-30-09 AT 5:00 P.M. – PIN# 06909H070801 - Clinical Case Management PIN# 06909H070802 - Clinical Case Management PIN# 06909H070803 - Clinical Case Management

HRA intends to continue doing business with the following vendors:  
 1) National Assoc. on Drug Abuse Problems, Inc. Located at 355 Lexington Ave., 2nd Fl., New York, NY 10017 - \$4,164,030.00;  
 2) University Behavioral Associates, Inc., 111 East 210 Street, Bronx, NY 10467 - \$5,806,479.00;  
 3) Visiting Nurse Service of NY - Home Care Inc., 1250 Broadway, New York, NY 10001-3701 - \$7,586,615.00.

To provide Comprehensive Service Model/Clinical Case Management Services to substance abuse clients.

HRA plans to enter into negotiations with the organizations that currently provides clinical case management services for

substance abuse clients. The contract term will be April 8, 2009 to April 7, 2020. This notice is for informational purposes only. Vendors responding for future solicitations should call the New York Vendor Enrollment Center at (212) 857-1680 to request an application or fill out one on-line by visiting [www.nyc.gov/selltonyc](http://www.nyc.gov/selltonyc).

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.  
Human Resources Administration, 180 Water Street  
New York, NY 10038. Dory Mount (212) 331-3478  
[mountd@hra.nyc.gov](mailto:mountd@hra.nyc.gov)  
2 Washington Street, 17th Fl., New York, NY 10004.

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## INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS

### SOLICITATIONS

#### Goods & Services

**IT DATA CENTER SERVICES** – Request for Information – PIN# 85809RF10039 – DUE 05-08-09 AT 3:00 P.M. – Interested parties should contact Mr. Jean Blanc, Deputy Agency Chief Contracting Officer at DoITT, for additional information.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
Department of Information Technology and Telecommunications, 75 Park Place, 9th Fl., New York, NY 10007. Mr. Jean Blanc (212) 788-6236, [acco@doitt.nyc.gov](mailto:acco@doitt.nyc.gov)

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## PARKS AND RECREATION

### REVENUE AND CONCESSIONS

#### SOLICITATIONS

#### Services (Other Than Human Services)

**OPERATION AND MAINTENANCE OF AN 18-HOLE JACK NICKLAUS SIGNATURE GOLF COURSE AND THE DESIGN, CONSTRUCTION, OPERATION AND MAINTENANCE OF A CLUBHOUSE/ RESTAURANT/ BANQUET FACILITY AND ANCILLARY FACILITIES** – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# X126-GC – DUE 08-03-09 AT 3:00 P.M. – At Ferry Point Park, The Bronx. Parks will hold an on-site proposer meeting and site tour on Wednesday, June 10, 2009 at 11:00 A.M. at the Ferry Point Park entrance gate on the east side of the Whitestone Bridge toll plaza. All interested parties are urged to attend.

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

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

a29-m12

### INSTALLATION, OPERATION, AND MAINTENANCE OF A BEACH ADVENTURE CONCESSION

Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# B169-A-O – DUE 05-22-09 AT 3:00 P.M. – At Coney Island Beach, Brooklyn. Parks will hold an on-site proposer meeting and site tour on Monday, May 11, 2009 at 11:00 A.M. at the entrance to Steeplechase Pier, Coney Island Beach, Brooklyn. All interested parties are urged to attend.

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

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

a29-m12

## SCHOOL CONSTRUCTION AUTHORITY

### SOLICITATIONS

#### Construction / Construction Services

**WINDOWS** – Competitive Sealed Bids – PIN# SCA09-12362D-1 – DUE 05-15-09 AT 3:00 P.M. – PS 105 (Queens). Project Range: \$3,520,000.00 to \$3,700,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
School Construction Authority, 30-30 Thomson Avenue  
Long Island City, NY 11101. Cecelia Singh (718) 752-5441  
[csingh@nyscca.org](mailto:csingh@nyscca.org)

a28-m4

**IP SURVEILLANCE CAMERA** – Competitive Sealed Bids – PIN# SCA09-12743D-1 – DUE 05-13-09 AT 3:30 P.M. – Seven (7) Schools (Queens). Project Range: \$2,070,000.00 to \$2,180,000.00.

● **EXTERIOR MASONRY/PARAPETS/ROOFS** – Competitive Sealed Bids – PIN# SCA09-12654D-1 – DUE 05-14-09 AT 1:30 P.M. – Professional Performing Arts HS at M017 (Manhattan). Project Range: \$2,080,000.00 to \$2,180,000.00.

● **STUDENT TOILETS AND AUDITORIUM UPGRADE** – Competitive Sealed Bids – PIN# SCA09-12194D-1 – DUE 05-15-09 AT 2:30 P.M. – PS 219 (Brooklyn). Project Range: \$1,630,000.00 to \$1,720,000.00.

Non-refundable bid documents charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
School Construction Authority, 30-30 Thomson Avenue  
Long Island City, NY 11101. Cecelia Singh (718) 752-5441  
[csingh@nyscca.org](mailto:csingh@nyscca.org)

a28-m4

### CONTRACT ADMINISTRATION

#### SOLICITATIONS

#### Construction / Construction Services

**IP SURVEILLANCE CAMERA INSTALLATION** – Competitive Sealed Bids – PIN# SCA09-12666D-1 – DUE 05-19-09 AT 11:00 A.M. – IS 143, JHS 57 and IS 252 (Brooklyn). Project Range: \$770,000.00 to \$810,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
School Construction Authority, 30-30 Thomson Avenue, Plans Room Window, Room #1046, Long Island City, NY 11101.  
Kevantae Idlett (718) 472-8360, [kidlett@nyscca.org](mailto:kidlett@nyscca.org)

a27-m1

**STUDENT TOILETS** – Competitive Sealed Bids – PIN# SCA09-12461D-1 – DUE 05-14-09 AT 2:00 P.M. – Project Range: \$1,540,000.00 to \$1,620,000.00. NYC School Construction Authority, Plans Room Window, Room #1046, 30-30 Thomson Avenue, 1st Floor, Long Island City, New York 11101. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
School Construction Authority, 30-30 Thomson Avenue  
Long Island City, NY 11101. Stacia Edwards (718) 752-5849  
[sedwards@nyscca.org](mailto:sedwards@nyscca.org)

a24-30

**IP SURVEILLANCE CAMERA INSTALLATION** – Competitive Sealed Bids – PIN# SCA09-12745D-1 – DUE 05-20-09 AT 11:30 A.M. – Four Schools in The Bronx. Project Range: \$1,190,000.00 to \$1,253,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
School Construction Authority, 30-30 Thomson Avenue, Plans Room Window, Room #1046, Long Island City, NY 11101.  
Kevantae Idlett (718) 472-8360, [kidlett@nyscca.org](mailto:kidlett@nyscca.org)

a29-m5

**IP SURVEILLANCE CAMERA** – Competitive Sealed Bids – PIN# SCA09-12746D-1 – DUE 05-15-08 AT 12:00 P.M. – 4 Various Schools (Brooklyn). Project Range: \$1,440,000.00 - \$1,520,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
School Construction Authority, 30-30 Thomson Avenue  
Long Island City, NY 11101. Stephanie Lyle (718) 752-5854  
[slyle@nyscca.org](mailto:slyle@nyscca.org)

a27-m1

**AUDITORIUM UPGRADE** – Competitive Sealed Bids – PIN# SCA09-12331D-1 – DUE 05-13-09 AT 10:30 A.M. – PS 189 (Brooklyn). Project Range: \$1,060,000.00 to \$1,115,000.00. Bid Documents: \$100.00. NYC School Construction Authority, Plans Room Window, Room #1046, 30-30 Thomson Avenue, 1st Floor, Long Island City, New York 11101. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
School Construction Authority, 30-30 Thomson Avenue  
Long Island City, NY 11101. Kevantae Idlett (718) 472-8360  
[kidlett@nyscca.org](mailto:kidlett@nyscca.org)

a23-29

**ROOM CONVERSION, AUDITORIUM UPGRADE** – Competitive Sealed Bids – PIN# SCA09-004472-1 – DUE 05-14-09 AT 10:00 A.M. – August Martin High School (Queens). Project Range: \$2,330,000.00 to \$2,460,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

School Construction Authority, 30-30 Thomson Avenue  
Long Island City, NY 11101. Stephanie Lyle (718) 752-5854  
[slyle@nyscca.org](mailto:slyle@nyscca.org)

a27-m1

**PLAYGROUND REDEVELOPMENT** – Competitive Sealed Bids – PIN# SCA09-12061D-1 – DUE 05-14-09 AT 2:30 P.M. – Metropolitan HS at Former PS 99 (Bronx). Project Range: \$2,270,000.00 to \$2,390,000.00. NYC School Construction Authority, Plans Room Window, Room #1046, 30-30 Thomson Avenue, 1st Floor, Long Island City, New York 11101. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
School Construction Authority, 30-30 Thomson Avenue  
Long Island City, NY 11101. Kevantae Idlett (718) 472-8360  
[kidlett@nyscca.org](mailto:kidlett@nyscca.org)

a24-30

**IP SURVEILLANCE CAMERA** – Competitive Sealed Bids – PIN# SCA09-12749D-1 – DUE 05-13-09 AT 12:30 P.M. – Brooklyn Studio Secondary School, IS 220, PS 225, PS 276 (Brooklyn). Project Range: \$1,070,000.00 to \$1,130,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
School Construction Authority, 30-30 Thomson Avenue  
Long Island City, NY 11101. Stephanie Lyle (718) 752-5854  
[slyle@nyscca.org](mailto:slyle@nyscca.org)

a24-30

**EXTERIOR MASONRY/WINDOWS** – Competitive Sealed Bids – PIN# SCA09-12430D-1 – DUE 05-15-09 AT 1:30 P.M. – Project Range: \$2,260,000.00 to \$2,385,000.00. NYC School Construction Authority, Plans Room Window, Room #1046, 30-30 Thomson Avenue, 1st Floor, Long Island City, New York 11101. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
School Construction Authority, 30-30 Thomson Avenue  
Long Island City, NY 11101. Stacia Edwards (718) 752-5849  
[sedwards@nyscca.org](mailto:sedwards@nyscca.org)

a27-m1

**AUDITORIUM UPGRADE** – Competitive Sealed Bids – PIN# SCA09-12449D-1 – DUE 05-18-09 AT 12:00 P.M. – PS 751 (Manhattan). Project Range: \$970,000.00 to \$1,025,000.00. Non-refundable bid documents charge: \$100.00, certified check or money order only. Make checks payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
School Construction Authority, 30-30 Thomson Avenue  
Long Island City, NY 11101. Rookmin Singh (718) 752-5843  
[rsingh@nyscca.org](mailto:rsingh@nyscca.org)

a29-m5

**FULL PROGRAM ACCESSIBILITY** – Competitive Sealed Bids – PIN# SCA09-11463D-1 – DUE 05-14-09 AT 12:00 P.M. – PS 106 (Queens). Project Range: \$2,730,000.00 to \$2,880,000.00. Non-refundable bid documents charge: \$100.00, certified check or money order only. Make check payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
School Construction Authority, 30-30 Thomson Avenue  
Long Island City, NY 11101. Rookmin Singh (718) 752-5843  
[rsingh@nyscca.org](mailto:rsingh@nyscca.org)

a24-30

**HEATING PLANT UPGRADE AND CLIMATE CONTROL** – Competitive Sealed Bids – PIN# SCA09-12297D-1 – DUE 05-14-09 AT 10:30 A.M. – Heating Plant Upgrade and Climate Control. Project Range: \$3,090,000.00 to \$3,250,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
School Construction Authority, 30-30 Thomson Avenue  
Long Island City, NY 11101. Anthony Largie (718) 752-5842  
[alargie@nyscca.org](mailto:alargie@nyscca.org)

a27-m1

**AC IN AUDITORIUM/CAFETERIA/GYMNASIUM AND ELECTRICAL SYSTEMS** – Competitive Sealed Bids – PIN# SCA09-004393-2 – DUE 05-19-09 AT 12:00 P.M. – PS 206 (Queens). Project Range: \$3,550,000.00 to \$3,740,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
School Construction Authority, 30-30 Thomson Avenue  
Long Island City, NY 11101. Anthony Largie (718) 752-5842  
[alargie@nyscca.org](mailto:alargie@nyscca.org)

a29-m5

#### Construction Related Services

**ENVIRONMENTAL CONSULTING SERVICES** – Request for Proposals – PIN# SCA09-00069R – DUE 05-06-09 AT 2:00 P.M. – In connection with



environmental consulting services proposal will be accepted from the following firms: ALC Environmental, ATC Environmental, Cashin Associates, Consulting and Testing Services, Core Environmental Inc., Creative Environmental Solutions Corporation (CES), E.A.I., Inc., Environmental Planning and Management (EPM), GZA Geo Environmental Group, LLC, Hillman Environmental Group, JC Broderick and Associates, KAM Environmental, Langan Engineering, Louis Berger Associates, Matrix Newworld, McCabe Environmental, NK Environmental, Omega Laboratories and PB America.

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

School Construction Authority, 30-30 Thomson Avenue  
1st Fl., Long Island City, New York 11101.  
Donald Mezick (718) 752-5479, dmezick@nycsca.org

a27-m1

**CONTRACT SERVICES****■ SOLICITATIONS**

Construction / Construction Services

**INSTALLATION OF VIDEO SURVEILLANCE**

**CAMERAS** – Competitive Sealed Bids – PIN# SCA09-12748D-1 – DUE 05-13-09 AT 11:30 A.M. Four (4) Schools (Brooklyn). Project Range: \$1,120,000.00 to \$1,184,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

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

School Construction Authority, 30-30 Thomson Avenue  
Long Island City, NY 11101. Lily Persaud (718) 752-5852  
lpersaud@nycsca.org

a24-30

**CERTIFICATE OF OCCUPANCY WORK** – Competitive Sealed Bids – PIN# SCA09-11973D-1 – DUE 05-14-09 AT 11:00 A.M. – Old Boys HS (Brooklyn). Project Range: \$1,390,000.00 to \$1,460,000.00 Non-refundable bid document charge: \$100.00.

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

School Construction Authority, 30-30 Thomson Avenue  
First Floor, Long Island City, NY 11101.  
Ricardo Forde (718) 752-5288, rforde@nycsca.org

a27-m1

**EXTERIOR MASONRY/REPAIRS TO INTERIOR SPACES** – Competitive Sealed Bids – PIN# SCA09-12212D-1 – DUE 05-14-09 AT 9:30 A.M. – P.S. 5 (Manhattan). Project Range: \$3,750,000.00 to \$3,950,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

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

School Construction Authority, 30-30 Thomson Avenue  
Long Island City, NY 11101. Lily Persaud (718) 752-5852  
lpersaud@nycsca.org

a27-m1

**TRANSPORTATION****DIVISION OF FRANCHISES, CONCESSIONS AND CONSENTS****■ SOLICITATIONS**

Services (Other Than Human Services)

**NON-PROFIT PUBLIC PLAZA OPPORTUNITIES** – Other – PIN# 84109MBAD417 – DUE 06-30-09 AT 5:00 P.M. – The NYC Department of Transportation (DOT) is now accepting applications from eligible not-for-profit organizations to propose sites for new public plazas. Through this program, DOT will work with selected community partners to build new neighborhood plazas throughout the City. After the plazas are designed and built, the partnering organizations will be responsible for the maintenance, operation and management of the plazas, which may include the operation of a concession by the selected not-for-profit organization. Interested not-for-profit organizations should visit [www.nyc.gov/plazas](http://www.nyc.gov/plazas) to learn more about the program and to download the program's guidelines and application. Interested not-for-profit organizations may also obtain a copy of the program's guidelines and application by contacting Mr. Vaidila Kungys, Senior Project Manager at DOT: Planning and Sustainability, 40 Worth Street, Room 1029, NY, NY 10013, or calling: (212) 442-7154. The application deadline is Tuesday, June 30, 2009.

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

Department of Transportation, 40 Worth Street, Room 942  
New York, NY 10013. Vaidila Kungys (212) 442-7154  
plazas@dot.nyc.gov

a17-30

**AGENCY PUBLIC HEARINGS ON CONTRACT AWARDS**

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

**HOMELESS SERVICES****■ PUBLIC HEARINGS****WITHDRAWN BY DEPARTMENT OF HOMELESS SERVICES**

**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Thursday, May 7, 2009, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

**IN THE MATTER** of a proposed contract between the Department of Homeless Services and Women In Need, Inc., 115 West 31st Street, New York, NY, 10001, to develop and operate a transitional residence for homeless families located at Southern Boulevard Residence, 430 Southern Boulevard, Bronx, NY, 10455, Community Board 1. The total contract amount shall be \$49,358,795. The contract term shall be from July 1, 2009 to June 30, 2014, with one four-year option to renew from July 1, 2014 to June 30, 2018. PIN#: 071-09S-03-1360.

The proposed contractor has been selected by means of the Competitive Sealed Proposal Method (Open Ended Request for Proposals), pursuant to Section 3-03 (b) (2) of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the Department of Homeless Services, 33 Beaver Street, NY, NY, 10004, from April 24, 2009 to May 7, 2009, excluding Saturdays, Sundays and holidays from 9:00 A.M. to 5:00 P.M.

a28-m7

**AGENCY RULES****ENVIRONMENTAL PROTECTION****■ NOTICE**

Notice of Opportunity to Comment of Proposed Amendments to Chapter 12 of Title 15 of the Rules of the City of New York Governing and Restricting the Use of perchloroethylene (perc) at dry cleaning facilities in the City of New York.

**NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED IN** The Department of Environmental Protection by sections 24-102, and 24-105 of the Administrative Code of the City of New York that the Department of Environmental Protection is proposing to amend the rules governing the use and restriction of perc at dry cleaning facilities in the City of New York.

**PLEASE BE ADVISED THAT WRITTEN COMMENTS** regarding the proposed amendments may be sent on or before June 3, 2009 to the New York City Department of Environmental Protection, Bureau of Legal Affairs, 59-17 Junction Boulevard, 19th floor, Flushing, NY 11373 Attention: Erin Gray, Esq.

**PLEASE BE FURTHER ADVISED THAT ORAL COMMENTS** regarding the proposed amendments may be delivered at a public hearing to be held on June 3, 2009 at the 8th Floor Conference Room, 59-17 Junction Boulevard. If you have any questions about the location of the hearing, please contact Belinda Pantina at (718) 595-6552.

Persons who request that a sign language interpreter or other form of reasonable accommodation for a disability be provided at the hearing are asked to notify Belinda Pantina at the phone number above by two weeks prior to the hearing.

**PLEASE BE FURTHER ADVISED THAT COPIES OF ALL WRITTEN COMMENTS** and a summary of the oral comments delivered at the public hearing will be available for inspection within a reasonable time after receipt between the hours of 9:00 a.m. and 5:00 p.m. at the Department of Environmental Protection, Office of Legal Affairs, 59-17 Junction Boulevard, 19th floor, Flushing New York 11373.

The proposed Rule was not listed in the Department’s [FY ‘09] Regulatory Agenda.

Please note that new text is underlined and deleted material is [bracketed].

Statement of Basis and Purpose

The New York City Department of Environmental Protection (DEP) has promulgated regulations and permitting requirements for New York City Dry Cleaners (15 RCNY 12-01 *et seq.*) that set forth the primary permits and other compliance requirements for existing and new dry cleaners.

The amendments to Sections, 12-02, 12-04, 12-06, 12-08, 12-11, and 12-14 reflect revised national emission standards for hazardous pollutants for perc that have occurred since the last amendments in 1997. The Department has set forth detailed requirements for when and how perc dry cleaning machines shall operate.

The proposed amendments, specifically section 12-04, prohibit new dry cleaning machines from operating in residential buildings. In addition, existing dry cleaning operations shall stop cleaning with perc or move to non-residential buildings by 2020.

The amendments to the remaining sections reflect technical changes that must be complied with in order to effectuate the changes set forth in section 12-04 and clarify current operation and maintenance requirements.

The Rules are authorized by section 1043 of the Charter of the City of New York and Sections 24-102 and 24-105 of the Administrative Code of the City of New York.

\*\*\*

**Chapter 12 of Title 15 of the Rules of the City of New York is hereby amended to read as follows:**

**Section one. Section 12-02 of Title 15 of the Rules of the City of New York is amended to read as follows:**

§12-02 Definitions.

(40) *General exhaust ventilation system.* A mechanical exhaust ventilation system consisting of fresh air makeup inlets and one or more exhaust fans in a dry cleaning facility. This type of system would commonly be used to exhaust a dry cleaning workroom or a room enclosure. This system shall be completely separate from the ventilation system(s) for the remainder of the building.

**§2. Section 12-04 of Title 15 of the Rules of the City of New York is amended by relettering subdivisions (a) through (f) as subdivisions (d) through (i) and adding new subdivisions (a), (b) and (c), to read as follows:**

§12-04 Prohibitions.

(a) Perc dry cleaning machines may not be installed in residential buildings after July 13, 2006.

(b) Perc dry cleaning machines that were installed in residential buildings between December 21, 2005 and July 13, 2006 must eliminate perc use by July 13, 2009. In the interim, all perc dry cleaning facilities must continue to comply with the requirements of 6 NYCRR Part 232.

(c) Perc dry cleaning machines that were installed in residential buildings before December 21, 2005, must eliminate perc use by December 21, 2020.

(a) (d) The use of any dry-to-dry vented or non-vented equipment as a transfer machine is prohibited.

(b) (e) The installation of any self-service dry cleaning machine(s) after May 15, 1997 is prohibited.

(c) (f) The use or offering for use of any self-service dry cleaning machine(s) after May 15, 1997 is prohibited.

(d) (g) The use of immersion heaters to evaporate solvent from the untreated water effluent of solvent water separators is prohibited.

(e) (h) Except as provided in §12-05 of this Rule, the installation, construction, alteration, modification, or operation of a perc dry cleaning facility without first obtaining an installation or alteration permit or an operating certificate issued by the Department in accordance with the requirements of §12-15 of this Rule is prohibited.

(f) (i) Venting of perc emissions from dry cleaning equipment or emission control devices into the workroom or facility is prohibited.

**§3. Subdivision (c) of section 12-05 of Title 15 of the Rules of the City of New York is amended to read as follows:**

§12-05 Pre-Permitting Requirements for Existing Facilities.

(c) *Public information notice.* The facility owner must post a copy of the notice required under §12-18 of this Rule immediately [upon the effective date of this Rule].

**§4. Subdivision (a) of section 12-06 of Title 15 of the Rules of the City of New York is amended to read as follows:**

§12-06 Equipment Standards and Specifications.

(a) Specific equipment standards and emission control specifications:

(2) *General exhaust ventilation system.* Dry cleaning facilities which are co-located must be equipped with a vapor barrier and with a general exhaust ventilation system that is completely separate from the ventilation system(s) serving other areas of the building. The general exhaust ventilation system must be located near the dry cleaning machinery or connected to a separate room enclosure with a vapor barrier exhausting emissions to the outer air. The system shall be designed and operated to maintain a negative pressure in the room enclosure whenever the dry cleaning machine(s) is operating. This dry cleaning general exhaust ventilation system must be operated at all times when the dry cleaning machine(s) is in operation, and during maintenance operations and must be capable of at least one air change per five minutes.

**§5. Subdivision (d) of section 12-08 of Title 15 of the Rules of the City of New York is amended by adding a new paragraph (vii), to read as follows:**

§12-08 Operation and Maintenance Requirements.

(d) Operators must comply with the following operation and maintenance requirements, as applicable:

(vii) Test carbon absorber exhaust vents daily using colorimetric detector tubes or portable gas detectors. These absorbers shall be stripped periodically and maintained so that the perc concentration in the exhaust air does not exceed 20 ppm.

**§6. Paragraph (2) of subdivision (a) of section 12-11 of Title 15 of the Rules of the City of New York is amended to read as follows:**

§12-11 Emergency Response.

(a) Dry cleaning systems must be operated and maintained to ensure that perc releases are contained and do not migrate to sewer systems or groundwater.

(2) For new dry cleaning equipment, a spill containment system must be installed under the equipment as specified in paragraph (a)(7) of §12-06 of this Rule. This spill tank shall be capable of holding 125% of the capacity of the largest perc tank or vessel that is part of the dry cleaning machine.

**§7. Section 12-14 of Title 15 of the Rules of the City of New York is amended by adding a new subdivision (e), to read as follows:**

§12-14 Dry Cleaner Owner/Manager Operator and Inspector Training and Dry Cleaning Certification.

(e) Dry cleaning owners and/or managers and all machine operators shall attend a 16-hour training course,

successfully pass a DEC Certification test and hold current, valid DEC Owner/Manager and/or Operator Certificates. Every shop owner shall have at least one person with an Owner/Manager Certification and one person with an Operator Certification.

a29

## SPECIAL MATERIALS

### CITY PLANNING

#### NOTICE

#### CONDITIONAL NEGATIVE DECLARATION

<b>Project Identification</b>	<b>Lead Agency</b>
CEQR No. 03DCP013Q	City Planning Commission
ULURP No. 030129ZMQ	22 Reade Street
SEQRA Classification: Unlisted	New York, NY 10007
	Contact: Robert Dobruskin
	(212) 720-3423

#### Name, Description and Location of Proposal

##### Grand Central Parkway Rezoning

The proposal involves an application by MCM Realty for an amendment to the Zoning Map to change Block 8401, Lots 550 & 600; parts of Lots 1 and 620, from the existing R3-2 designation to an R6A zoning district in the Glen Oaks section of Queens, Community District 13. The site is located east of the Grand Central Parkway service road and bounded by the prolongation of 72nd Avenue on the east side of the Grand Central Parkway South Service Road, a line 5,000 feet from and parallel to the Grand Central Parkway South Service Road, and a line along the easterly prolongation of 247th Street at the Grand Central Parkway South Service Road. The proposed action would facilitate the development of a 7-story building comprising of 142 dwelling units and two sublevel parking garages with 156 parking spaces on Lot 550, and bring an existing apartment building on Lot 600 into compliance with zoning. The subject site is currently occupied by a parking lot (Lot 550) and a 6-story apartment building and below-grade parking garage (Lot 600).

The applicant expects that construction would be completed in 2011.

The applicant has entered into a restrictive declaration (Block 8401, Lots 550 and 600) to ensure that the appropriate hazardous materials sampling protocols, including health and safety plans, will occur prior to construction on the premises (Block 8401, Lots 550 and 600). The restrictive declaration would ensure that appropriate mediation measure for on-site hazardous materials, if necessary, would occur. Therefore, with the restrictive declaration in place, no significant adverse impacts related to hazardous materials would occur.

In addition, the proposed action includes (E) designations for noise and air quality (E-234). The (E) designation for noise would be mapped on Block 8401, Lot 550. The text of the (E) designation is as follows:

**In order to ensure an acceptable interior noise environment, future residential/commercial uses must provide a closed window condition with a minimum of 35 dB(A) window/wall attenuation on all facades in order to maintain an interior noise level of 45 dB(A). In order to maintain a closed-window condition, an alternate means of ventilation must also be provided. Alternate means of ventilation includes, but is not limited to, central air conditioning or air conditioning sleeves containing air conditioners.**

With the placement of the (E) designation for noise, no impacts related to noise are expected and no further assessment is warranted.

The project also includes an (E) designation for air quality on Block 8401, Lot 550. The text of the (E) designation is as follows:

**Any new residential development on the above-referenced property must ensure that natural gas is used as the type of fuel for space heating and hot water (HVAC) systems to avoid any potential significant air quality impacts.**

With the implementation of the above (E) designation, no significant adverse impacts related to air quality would occur.

#### Statement of No Significant Effect:

The Environmental Assessment and Review Division of the Department of City Planning, on behalf of the City Planning Commission, has completed its technical review of the Environmental Assessment Statement, dated April 15, 2009, prepared in connection with the ULURP Application (No. 030129 ZMQ). The City Planning Commission has determined that the proposed action will have no significant effect on the quality of the environment, once it is modified as follows:

1. The applicant, MCM Realty, agrees via a restrictive declaration to prepare a hazardous materials

sampling protocol including a health and safety plan, which would be submitted to the Department of Environmental Protection (DEP) for approval. The applicant agrees to test and identify any potential hazardous material impact pursuant to the approved sampling protocol and, if any such impact is found, submit a hazardous material remediation plan including a health and safety plan to DEP for approval. If necessary, remediation measures would be undertaken pursuant to the remediation plan.

#### Supporting Statement:

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

1. A Phase I Environmental Site Assessment (ESA), prepared in was prepared in October, 2004 and is available in the proposal's CEQR file, for the properties located in Queens (Block 8401, Lots 550 and 600) for the project site. The Phase I ESA was reviewed by DEP's Office of Environmental Planning and Assessment, and pursuant to a letter dated April 27, 2005, Phase II testing was recommended by DEP due to the potential presence of hazardous materials on the site as a result of past and present adjacent land uses

The declaration, binding on all successors and assigns of the applicant, requires that Phase II testing be prepared, including a sampling protocol and a health and safety plan for DEP's review and approval. If hazardous materials impacts exist, the declaration requires that the applicant submit a remediation plan for DEP's review and approval and provide for such remediation. The declaration serves as a mechanism to assure the potential for hazardous material contamination that may exist in the subsurface soils and groundwater on the applicant's property would be characterized prior to any site disturbance.

The restrictive declaration was executed on April 19, 2006 and submitted for recording on May 1, 2006. Pursuant to a telephone call received by City Planning on April 16, 2009, DEP has acknowledged that it is in receipt of a signed copy of a DEP-approved restrictive declaration with proof of recording for the site.

2. The (E) designation for noise would ensure that the proposed action would not result in significant adverse impacts due to noise emissions.
3. The (E) designation for air quality would ensure that the proposed action would not result in significant adverse impacts due to air quality emissions.
4. No other significant adverse effects on the environment which would require an Environmental Impact Statement are foreseeable.

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

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

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

a29

#### Substantial Amendment to the 2008 Consolidated Plan 12-day Public Comment Period Addendum - Homelessness Prevention and Rapid Re-Housing Program

Pursuant to the Title XII of the American Recovery and Reinvestment Act of 2009 ("ARRA" or the "Recovery Act") the City of New York announces the 12-day public comment period for the substantial amendment to the 2008 Consolidated Plan: Addendum - Homelessness Prevention and Rapid Re-Housing Program (HPRP).

The Public Comment period will begin Thursday, April 30 and end Monday, May 11, 2009.

The HPRP was created by Congress to provide grants to States and localities to provide financial assistance and services to either prevent individuals and families from becoming homeless or help those are experiencing homelessness to be quickly re-housed and stabilized. The City of New York is expected to receive approximately \$73,929,700 in HPRP funds.

Under existing U.S. Department of Housing and Urban Development (HUD) Consolidated Plan citizen participation regulations, substantial amendments to an approved Plan are required to undergo a 30-day comment period. However, in order to expedite the localities receiving the funds, Congress has waived this regulation and requires the Program to undergo only a 12-day public review period instead.

All comments received at the end of the comment period (close of business) will be summarized and the City's responses incorporated into the 2008 Consolidated Plan amendment addendum for submission to HUD. The City of New York must submit the amendment to HUD by May 18, 2009 in order to be eligible to receive its allocation.

Copies of the 2008 Consolidated Plan - Addendum: Homelessness Prevention and Rapid Re-Housing Program (HPRP) will be made available at: The City Planning Bookstore, 22 Reade Street, New York, NY (10:00 A.M. - 4:00 P.M., Mon. - Fri.).

In addition, on Thursday, April 30, 2009 at 10:00 A.M. an Adobe PDF version of the amendment will be available for free downloading from the internet via both the Department of Homeless Services' and the Department of City Planning's websites at: [www.nyc.gov/dhs](http://www.nyc.gov/dhs) and [www.nyc.gov/planning](http://www.nyc.gov/planning), respectively.

Question and comments may be directed to:

Bill Distefano  
Director of Planning, Development and Grants  
Division of Prevention, Policy and Planning  
NYC Department of Homeless Services  
33 Beaver Street, Room 2011, New York, NY 10007  
Phone: 212-232-0563  
Email: [bdistefa@dhs.nyc.gov](mailto:bdistefa@dhs.nyc.gov)

The City of New York:  
Amanda M. Burden, FAICP, Director, Department of City Planning  
Robert V. Hess, Commissioner, Department of Homeless Services

a16-30

#### NEGATIVE DECLARATION

<b>Project Identification</b>	<b>Lead Agency</b>
CEQR No. 09DCP075K	City Planning Commission
ULURP No. 090387ZMK;	22 Reade Street
N090386ZRK	New York, NY 10007
SEQRA Classification: Type I	Contact: Robert Dobruskin
	(212) 720-3423

#### Name, Description, and Location of Proposal:

##### Sunset Park Rezoning

The New York City Department of City Planning (NYCDEP) proposes zoning map and zoning text amendments for an approximately 128 block area in the Sunset Park neighborhood of Brooklyn, Community District 7. The rezoning area is generally bounded by Third Avenue, 28th Street, 63rd Street, and 8th Avenue.

The area to be rezoned is predominantly zoned R6 with C1 and C2 overlays on blocks along retail corridors. A C4-3 district is also located on a portion of 5th Avenue. The proposed action would map R4-1, R4A, R6B, R6A, R7A, and C4-3A contextual zoning districts in the study area. Existing C1-3, C1-4 overlays would all be replaced by C2-4 overlays. In addition, new C2-4 overlays would be mapped on 4th Avenue in the study area and below 45th Street on 7th Avenue. All Commercial overlays would be scaled back from 150 feet depths to 100 feet.

In conjunction with the proposed zoning map amendment, NYCDEP is also proposing a zoning text amendment which would modify Section 23-922 of the NYC Zoning Resolution (ZR) to allow an Inclusionary Housing bonus for development providing affordable housing in the proposed R7A districts within the rezoning area.

A total of 8 projected development sites and 18 potential development sites have been identified in the rezoning area. The proposed action is projected to result in a net increase of 75,448 square feet of residential space (a net increase of 75 dwelling units), 18,980 square feet of commercial space, a net decrease of 34,343 square feet of community facility space, as well as a decrease of 7 accessory parking spaces. Approximately 64 of the 75 net incremental units would be affordable, developed pursuant to the proposed inclusionary housing FAR bonus. The analysis year for the proposed action is 2019.

As part of the proposed rezoning, (E) designations (E-236) would be mapped on selected development sites in order to preclude the potential for significant adverse hazardous materials, and air quality impacts.

To avoid potential impacts associated with hazardous materials an (E) designation for hazardous materials would be placed on the following properties:

Block	Lot
673	1
677	3
681	1, 6
685	2, 3, 6, 7
708	42
714	1, 6
719	6
756	3, 4
783	6
798	41
799	6
806	35
807	1, 2
919	16
5790	35
5799	34
5800	1
5809	1, 3
5818	5

The (E) designation would require that the fee owner of the sites conduct a testing and sampling protocol and remediation where appropriate, to the satisfaction of the NYCDEP before the issuance of a building permit by the Department of Buildings pursuant to the provisions of Section 11-15 of the Zoning Resolution (Environmental Requirements). The (E) designation will also include a mandatory construction-related health and safety plan which must be approved by NYCDEP. The text for the (E) designation is as follows:

Task 1-Sampling Protocol

A. Petroleum

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

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

B. Non-Petroleum

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

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

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

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

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

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

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

Task 2-Remediation Determination and Protocol

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

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

With the placement of the (E) designations on the above block and lots, no significant adverse impacts related to hazardous materials are anticipated.

To preclude the potential for significant adverse air quality impacts related to HVAC emissions, an (E) designation would be placed the following properties:

Table with 2 columns: Block, Lot. Rows include 681 (1, 6), 714 (1, 6), 719 (6), 915 (1, 2, 3, 4), 919 (12, 13, 16)

The text for the (E) designations is as follows:

Block 681, Lot 6 (Projected Development Site 1)

Any new residential development on the above-referenced properties must ensure that the HVAC stacks are located at least 70 feet for Oil No. 2 from the lot line facing 33rd Street or use Natural Gas as the type of fuel for space heating and hot water (HVAC) systems, to avoid any potential significant adverse air quality impacts.

Block 681, Lot 1 (Projected Development Site 2)

Any new residential development on the above-referenced properties must ensure that the HVAC stacks are located at least 60 feet for Oil No. 2 from the lot line facing 32nd Street or use Natural Gas as the type of fuel for space heating and hot water (HVAC) systems, to avoid any potential significant adverse air quality impacts.

Block 714, Lot 6 (Projected Development Site 3)

Any new residential development on the above-referenced properties must ensure that the HVAC stacks are located at least 60 feet for Oil No. 2 from the lot line facing 41st Street or use Natural Gas as the type of fuel for space heating and hot water (HVAC) systems, to avoid any potential significant adverse air quality impacts.

Block 714, Lot 1 (Projected Development Site 4)

Any new residential and/or commercial development on the above-referenced properties must ensure that the heating, ventilating and air conditioning stack(s) are located at least at least 60 feet for Oil No. 2 from the lot line facing 40th Street or use Natural Gas as the type of fuel for space heating and hot water (HVAC) systems, to avoid any potential significant adverse air quality impacts.

Block 919, Lot 16 (Projected Development Site 8)

Any new residential development on the above-referenced properties must ensure that the HVAC stacks are located at least 60 feet for Oil No. 2 from the lot line facing 7th Avenue or use Natural Gas as the type of fuel for space heating and hot water (HVAC) systems, to avoid any potential significant

adverse air quality impacts.

Block 719, Lot 6 (Potential Development Site F)

Any new residential development on the above-referenced properties must ensure that the HVAC stacks are located at least 15 feet for Oil No. 2 from the lot line facing 41st Street or use Natural Gas as the type of fuel for space heating and hot water (HVAC) systems, to avoid any potential significant adverse air quality impacts.

Block 915, Lots 3, 4 (Potential Development Site O)

Any new residential and/or commercial development on the above-referenced properties must ensure that the heating, ventilating and air conditioning stack(s) are located at least 40 feet for Oil No. 2 from the lot line facing 40th Street or use Natural Gas as the type of fuel for space heating and hot water (HVAC) systems, to avoid any potential significant adverse air quality impacts.

Block 915, Lots 1, 2 (Potential Development Site P)

Any new residential and/or commercial development on the above-referenced properties must ensure that the heating, ventilating and air conditioning stack(s) are located at least at least 40 for Oil No. 2 from the lot line facing 39th Street or use Natural Gas as the type of fuel for space heating and hot water (HVAC) systems, to avoid any potential significant adverse air quality impacts.

Block 919, Lots 12, 13 (Potential Development Site Q)

Any new residential and/or commercial development on the above-referenced properties must ensure that the heating, ventilating and air conditioning stack(s) are located at least 40 feet for Oil No. 2 from the lot line facing 8th Avenue or use Natural Gas as the type of fuel for space heating and hot water (HVAC) systems, to avoid any potential significant adverse air quality impacts.

With the placement of the (E) designations on the above blocks and lots, no significant adverse impacts related to stationary source air quality are expected.

Statement of No Significant Effect:

The Environmental Assessment and Review Division of the Department of City Planning, on behalf of the City Planning Commission, has completed its technical review of the Environmental Assessment Statement, dated April 17, 2009, prepared in connection with the ULURP Application (ULURP number 090387ZMK; N090386ZRK). The City Planning Commission has determined that the proposed action will have no significant effect on the quality of the environment.

Supporting Statement:

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

- 1. The (E) designation for hazardous materials would ensure that the proposed action would not result in significant adverse impacts due to hazardous materials.
2. The (E) designations for air quality would ensure that the proposed action would not result in significant adverse impacts due to air quality.
3. No other significant adverse effects on the environment which would require an Environmental Impact Statement are foreseeable.

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

Should you have any questions pertaining to this Negative Declaration, you may contact Justin Jarboe at (212) 720-3567.

CONFLICTS OF INTEREST BOARD

NOTICE

The following serves as a confirmation of the receipt of filing of the 2007 Financial Disclosure Report for all filers who submitted reports during the period from December 2, 2008 to April 1, 2009. To find your entry, first look up your agency code (for example, "002" for the Mayor's Office). Then look up your login number (your EIN or unique identifier that you used to access the electronic filing program). Next to your login number, the date of your filing will appear, as well as the "hash" number, a unique sequence of 64 characters and numbers that serves as an electronic fingerprint for your particular filing as it existed at the time that it was submitted.

We urge each filer to make a copy of the published confirmation for his or her records.

Publication of these receipts also appears on the Conflicts of Interest Board's website: www.nyc.gov/ethics.

Table with 4 columns: FILER EIN, AGENCY CODE, FILING DATE, HASH VALUE. Contains multiple rows of filing records.

Table with 4 columns: FILER EIN, AGENCY CODE, FILING DATE, HASH VALUE. Contains multiple rows of filing records.

## HOUSING PRESERVATION & DEVELOPMENT

### NOTICE

#### OFFICE OF PRESERVATION SERVICES CERTIFICATION OF NO HARASSMENT UNIT

#### REQUEST FOR COMMENT ON APPLICATION FOR CERTIFICATION OF NO HARASSMENT PURSUANT TO LOCAL LAW 19 OF 1983

DATE OF NOTICE: April 28, 2009

TO: OCCUPANTS, FORMER OCCUPANTS AND  
OTHER INTERESTED PARTIES OF

Address	Application #	Inquiry Period
907 5th Avenue, Manhattan	26/09	April 10, 2006 to Present
333 Convent Avenue, Manhattan	27/09	April 14, 2006 to Present
183 Lenox Avenue, Manhattan	29/09	April 15, 2006 to Present
3038 Brighton 5th Street, Brooklyn	28/09	April 14, 2006 to Present

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

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

a27-m7

## POLICE

### NOTICE

The New York City Police Department (NYPD) is currently accepting applications for permits for the 2009 Arterial Tow Program selection process. Applications are available and may be picked up from May 4, 2009 to May 18, 2009 between the hours of 9:00 A.M. and 5:00 P.M., Monday through Friday, at 315 Hudson Street, 3rd Floor, New York, NY 10013. Or you may download applications by visiting the City Record Website <http://a856-internet.nyc.gov/nycvendonline/VendorShort/asp/VendorMenu.asp> and follow the links to NYPD solicitations. Note: The applications will not be available for download until May 4, 2009. Completed applications will be accepted from July 6, 2009 to July 10, 2009 between the hours of 9:00 A.M. and 5:00 P.M. at 315 Hudson Street, 3rd Floor, New York, NY 10013. Completed applications are due no later than July 10, 2009 at 5:00 P.M. Any inquiries regarding this solicitation must be directed to Mr. Frank Bello, Agency Chief Contracting Officer, NYPD Contract Administration Unit, via email at [frank.bello@nypd.org](mailto:frank.bello@nypd.org) or via fax at (646) 610-5129 on or before May 18, 2009.

a1-m18

## YOUTH AND COMMUNITY DEVELOPMENT

### NOTICE

#### Notice of Concept Paper

The Cornerstone Initiative Concept Paper will be released May 6, 2009. The concept paper represents a new collaboration between the Department of Youth and Community Development (DYCD) and NYCHA. With the support of Mayor Bloomberg, the DYCD Cornerstone portfolio will provide services for youth ages 5 to 21 living in up to 25 NYCHA developments. Through a DYCD request-for-proposals (RFP) to be released in Spring 2009, this initiative inaugurates a new approach to services for youth living in NYCHA developments. The goal is to strategically invest public funds in programs that promote the healthy development of NYCHA youth. The programs selected for funding will offer innovative and engaging approaches that help participants gain the skills and attitudes they need to stay on track in school, graduate, be successful in work and life, and contribute to the well-being of their peers, families and communities. All responses to this ad are due June 3, 2009 and should be directed to: NYC Department of Youth and Community Development, Daniel Symon, 156 William Street, New York, NY 10038 or [RFPquestions@dycd.nyc.gov](mailto:RFPquestions@dycd.nyc.gov)

a29-m5

## LATE NOTICES

## COMMUNITY BOARDS

### PUBLIC HEARINGS

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

#### BOROUGH OF STATEN ISLAND

COMMUNITY BOARD NO. 1 - Monday, May 4, 2009 at 8:00 P.M., 1 Edgewater Plaza, Suite #217, Staten Island, NY

#### N070546ZSR and N070547ZSR

Department of City Planning proposed special permit to permit an enlargement of the existing St. Elizabeth Ann's

Nursing Home located at 91 Tompkins Avenue and to permit the allowable community facility floor area ratio.

#### N090139ZAR and N090140ZCR

Department of City Planning authorizations to develop in the Special Hillside Preservation District a 12-unit multi-family building, located at 30-38 Montgomery Avenue.

#### BSA #31-09-BZY - 34-09-BZY

Applications submitted to extend the time of construction and obtain Certificate of Occupancy at 122, 124, and 126 Treadwell Avenue.

#### N090074ZAR

Department of City Planning authorization requested for the construction of a new mixed-use building containing commercial and community facility uses within the Special Hillside Preservation District, located at 97 Victory Boulevard.

a29-m4

## BOARD OF STANDARDS AND APPEALS

### PUBLIC HEARINGS

MAY 12, 2009, 10:00 A.M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning, May 12, 2009, 10:00 A.M., at 40 Rector Street, 6th Floor, New York, N.Y. 10006, on the following matters:

#### SPECIAL ORDER CALENDAR

##### 951-55-BZ

APPLICANT – Eric Palatnik, P.C., for Deborah Luciano, owner; Gaseteria Oil Corporation, lessee.  
SUBJECT – Application March 18, 2009 – Amendment (11-411) to permit the installation of a canopy and minor modifications to the existing pump islands to a previously granted variance for a UG16 gasoline service station in a C2-1/R3-2 zoning district.  
PREMISES AFFECTED – 1098 Richmond Road, Targee Street and Richmond Road, Block 3181, Lot 1, Borough of Staten Island.  
COMMUNITY BOARD #2SI

##### 23-06-BZ

APPLICANT – Sheldon Lobel, P.C., for Kehilat Sephardim of Ahavat Achim, owners.  
SUBJECT – Application April 7, 2009 – Extension of Time/waiver to Complete Construction (which expired on July 2, 2008) and to obtain a Certificate of Occupancy (which expired on January 2, 2009) of a previously granted Variance (72-21) for the expansion of an existing three story synagogue with accessory Rabbi's apartment in an R-4 zoning district.  
PREMISES AFFECTED – 150-62 78th Road, southeast corner of the intersection formed by 78th Road and 153rd Street, Block 6711, Lot 84, Borough of Queens.  
COMMUNITY BOARD #8Q

#### APPEALS CALENDAR

##### 19-09-A

APPLICANT – Elizabeth Safian of Sheldon Lobel Associates, for 34th and 35th Avenues Realty, LLC, owners.  
SUBJECT – Application February 10, 2009 – Legalization of an existing building constructed within the bed of a mapped street contrary to General City Law Section 35. M2-1 Zoning District.  
PREMISES AFFECTED – 132-55 34th Avenue, north side of 34th Avenue, 75' east of the intersection formed by Collins Place and 34th Avenue, Block 4946, Lot 126, Borough of Queens.  
COMMUNITY BOARD #7Q

##### 47-09-A

APPLICANT – Gary D. Lenhart, for The Breezy Point Cooperative, Inc., owner; Maureen & John Tully, lessees.  
SUBJECT – Application March 23, 2009 – Reconstruction and enlargement of an existing single family dwelling not fronting on a legally mapped street contrary to General City Law Section 36. R4 Zoning District.  
PREMISES AFFECTED – 114 Beach 215th Street, west side Beach 215th Street, 240' south of Breezy Point Boulevard, Block 16350, Lot 400, Borough of Queens.  
COMMUNITY BOARD #14Q

MAY 12, 2009, 1:30 P.M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, May 12, 2009, at 1:30 P.M., at 40 Rector Street, 6th Floor, New York, N.Y. 10006, on the following matters:

#### ZONING CALENDAR

##### 297-08-BZ

APPLICANT – Lewis E. Garfinkel, for Itzhak Bardror, owner.  
SUBJECT – Application December 4, 2008 – Special Permit (§73-622) for the enlargement of an existing single family home. This application seeks to vary open space and floor area (23-141(a)); and less than the required rear yard (23-47) in an R2 zoning district.  
PREMISES AFFECTED – 3496 Bedford Avenue, between Avenue M and Avenue N, Block 7660, Lot 78, Borough of Brooklyn.  
COMMUNITY BOARD #14BK

##### 10-09-BZ

APPLICANT – Francis R. Angelino, Esq., for Religious Org. Tenseishinbikai USA, Inc., owner.  
SUBJECT – Application January 23, 2009 – Variance pursuant to § 72-21 to allow a community facility use (house of worship), contrary to front yard regulations, §24-34. R3-2 District.  
PREMISES AFFECTED – 2307 Farragut Road/583 East 23rd Street, north east corner of Farragut Road and East 23rd Street, Block 5223, Lot 2, Borough of Brooklyn.  
COMMUNITY BOARD #14BK

##### 17-09-BZ

APPLICANT – MetroPCS New York, LLC, for Pearl Beverly, LLC, owner; MetroPCS New York, LLC, lessee.  
SUBJECT – Application February 4, 2009 – Special Permit (73-03 & 73-30) to allow a non-accessory radio facility and all accessory equipment.

PREMISES AFFECTED – 5421 Beverly Road, northside of Beverly Road, between East 54th and East 55th Street, Block 4739, Lot 33, Borough of Brooklyn.  
COMMUNITY BOARD #17BK

##### 21-09-BZ

APPLICANT – MetroPCS New York, LLC, for Braddock Avenue Owners, Inc., owner; MetroPCS New York, LLC, lessee.  
SUBJECT – Application February 10, 2009 – Special Permit (73-03 & 73-30) to allow a non-accessory radio facility on the rooftop of the existing building.  
PREMISES AFFECTED – 222-89 Braddock Avenue, north west corner of Braddock Avenue and Ransom Street, Block 7968, Lot 31, Borough of Queens.  
COMMUNITY BOARD #13Q

##### 35-09-BZ

APPLICANT – Kramer Levin Naftalis & Frankel LLP, for East 103rd Street Realty LLC c/o Glenwood Management Corporation, owner.  
SUBJECT – Application March 2, 2009 – Special Permit filed pursuant to §§11-411 & 11-412 of the New York City Zoning Resolution to renew for an additional ten (10) years and to extend a use district exception previously granted pursuant to Section 7(e) of the pre-1961 Zoning Resolution, allowing the use of the ground floor of a two-story building located in an R7A zoning district as a contractors' establishment (Use Group 16).  
PREMISES AFFECTED – 345-347 East 103rd Street, for North side of East 103rd Street between First and York Avenues, Block 1675, Lot 21, 22, Borough of Manhattan.  
COMMUNITY BOARD #11M

Jeff Mulligan, Executive Director

MAY 19, 2009, 10:00 A.M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning, May 19, 2009, 10:00 A.M., at 40 Rector Street, 6th Floor, New York, N.Y. 10006, on the following matters:

#### SPECIAL ORDER CALENDAR

##### 165-93-BZ

APPLICANT – Francis R. Angelino, Esq., for Claudia Stone & Goran Sare, owners.  
SUBJECT – Application April 3, 2009 – Extension of Term of a previously granted Variance (§72-21) for a UG6 art gallery on the first floor of an existing three story and cellar mixed use front building in an R8B zoning district which expired on April 12, 2009.  
PREMISES AFFECTED – 113 East 90th Street, between Park and Lexington Avenues, Block 1519, Lot 7, Borough of Manhattan.  
COMMUNITY BOARD #8M

MAY 19, 2009, 1:30 P.M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, May 19, 2009, at 1:30 P.M., at 40 Rector Street, 6th Floor, New York, N.Y. 10006, on the following matters:

#### ZONING CALENDAR

##### 100-08-BZ & 101-08-A

APPLICANT – Rothkrug, Rothkrug & Spector, LLP, for Cee Jay Real Estate Development Company, owner.  
SUBJECT – Application April 21, 2008 – Variance (§72-21) for the construction of a two story with basement, single family residence on an irregularly shaped vacant lot that extends into a mapped, unbuild street which is contrary to General City Law Section 35. This application seeks to vary front yard (23-45) in an R3-2 zoning district.  
PREMISES AFFECTED – 205 Wolverine Street, northwest of intersection of Wolverine Street and Thomas Street, Block 4421, Lot 167, Borough of Staten Island.  
COMMUNITY BOARD #3SI

##### 241-08-BZ

APPLICANT – Rothkrug, Rothkrug & Spector, LLP, for Devonshire Enterprises, Inc., owner.  
SUBJECT – Application September 25, 2008 – Variance (§72-21) to permit a one-story commercial building (Use Group 6) on a vacant lot. The proposal is contrary to ZR Section 32-10. R3-1 district.  
PREMISES AFFECTED – 546 Midland Avenue aka 287 Freeborn Street, southwest corner of the intersection of Freeborn Street and Midland Avenue, Block 3803, Lot 29, Borough of Staten Island.  
COMMUNITY BOARD #2SI

##### 295-08-BZ

APPLICANT – Akerman Senterfitt Stadtmauer Bailkin, for Ronald & Meryl Bratt, owners.  
SUBJECT – Application November 25, 2008 – Special Permit (§73-622) for the enlargement of an existing single family home. This application seeks to vary lot coverage and floor area (23-141), side yards (23-461) and does not comply with the required perimeter wall height (23-631) in an R3-2 zoning district.  
PREMISES AFFECTED – 1934 East 26th Street, east side between Avenue S and T, Block 7304, Lot 20, Borough of Brooklyn.  
COMMUNITY BOARD #15BK

##### 25-09-BZ

APPLICANT – Law Offices of Howard Goldman LLC., for AJJ Canal LLC, owner and Champion Fitness LLC, lessee.  
SUBJECT – Application February 13, 2009 – Special Permit (§73-36) to allow the legalization of an existing physical culture establishment on the third floor of a three-story commercial building. The proposal is contrary to ZR Section 42-10. M1-5B district.  
PREMISES AFFECTED – 277 Canal Street, Northwest corner of Canal and Broadway. Block 209, Lot 1, Borough of Manhattan.  
COMMUNITY BOARD #2M

##### 30-09-BZ

APPLICANT – Sheldon Lobel, P.C., for 136-33 37th Avenue Realty, LLC, owner.  
SUBJECT – Application February 23, 2009 – Special Permit pursuant to §73-44 to reduce the amount of required parking spaces for commercial and medical offices uses from 153 to 97 spaces. C4-3 zoning district.  
PREMISES AFFECTED – 136-33 37th Avenue, north side of 37th Avenue, between Main Street and Union Street, Block 4977, Lot 95, Borough of Queens.  
COMMUNITY BOARD #7Q

Jeff Mulligan, Executive Director

a29-30