



THE CITY RECORD

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THE CITY RECORD

BILL DE BLASIO

Mayor

LISETTE CAMILO

Commissioner, Department of Citywide
Administrative Services

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Editor, The City Record

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PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

BOROUGH PRESIDENT - MANHATTAN

MEETING

The October 2021 Manhattan Borough Board Meeting will be held on Thursday, October 21, 2021, at 8:30 A.M. on Zoom. Please register to attend at Manhattan Borough Board - Gale Brewer (nyc.gov). The meeting will include a presentation from Hon. Shahabuddeen A. Ally on the recent work of the Frank H. Williams Commission, an independent arm of the court system created to address racial and ethnic inequities.



Created in 1988, the New York State Judicial Commission on Minorities (now known as the Franklin H. Williams Judicial Commission) conducted a comprehensive study on minority participation in the courts and legal profession and perceptions regarding the treatment of minorities in the courts. In 1991, the Commission released a detailed report of findings and recommendations and was established as a permanent entity charged with the responsibility for developing programs to improve the perception of fairness within the court system and to ensure equal justice in New York State. The members of the Franklin H. Williams Judicial Commission are judges, lawyers and court administrators all appointed by the Chief Judge of the State of New York.

cc

o18-21

CITY COUNCIL

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that the Council has scheduled the following public hearing, on the matter indicated below:

The Subcommittee on Landmarks, Public Sitings, and Dispositions, will hold a remote public hearing, on the following matters, on Tuesday, October 26, 2021, at 10:00 A.M. The hearing will be live-streamed, via the Council's website, at <https://council.nyc.gov/live/>. Please visit <https://council.nyc.gov/land-use/>, in advance for information about how to testify and how to submit written testimony.

LAS RAICES

MANHATTAN CB - 11

C 210428 PPM

Application submitted by the New York City Department of Housing Preservation and Development (HPD), pursuant to Section 197-c of the New York City Charter, for the disposition of a City owned property, located at 303 East 102nd Street (Block 1674, Lot 104), 338 East 117th Street (Block 1688, Lot 34), 505-507 East 118th Street

(Block 1815, Lots 5 and 6), 1761-1763 Park Avenue (Block 1771, Lots 1 and 2), for four new buildings containing approximately 81 affordable dwelling units and community facility space.

BRONX CB - 1 WIN POWERS C 210398 ZSX

Application submitted by the NYC Department of Housing Preservation and Development, pursuant to Sections 197-c and 201 of the New York City Charter, for the grant of a special permit, pursuant to Section 24-111 (Maximum Floor Area Ratio for Certain Community Facility Uses), to permit the allowable community facility floor area ratio of Section 24-11 (Maximum Floor Area Ratio and Percentage of Lot Coverage), to apply to a non-profit institution with sleeping accommodations, in connection with the development of two community facility buildings, on property located, at 346 Powers Avenue (Block 2572, Lot 6) in an R6 District.

BRONX CB - 1 WIN POWERS C 210399 HAX

Application submitted by the NYC 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 346 Powers Avenue (Block 2572, Lot 6), 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 to be selected by HPD;

to facilitate the development of two new buildings containing approximately 221 supportive housing units, 95 shelter units, and community facility space.

For questions about accessibility and requests for additional accommodations, please contact, swerts@council.nyc.gov or nbenjamin@council.nyc.gov or (212) 788-6936 at least three (3) business days before the hearing.

Accessibility questions: Kaitlin Greer, kgreer@council.nyc.gov, by: Thursday, October 21, 2021, 3:00 P.M.



o20-26

NOTICE IS HEREBY GIVEN that the Council has scheduled the following public hearing on the matter indicated below:

The Subcommittee on Zoning and Franchises will hold a remote public hearing on the following matters, commencing at 10:00 A.M. on October 25, 2021, at <https://council.nyc.gov/live/>. Please visit <https://council.nyc.gov/land-use/> in advance for information about how to testify and how to submit written testimony.

CITYWIDE HOTELS TEXT AMENDMENT CITYWIDE N 210406 ZRY

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, to modify Article III, Chapter 2 (Use Regulations), Article IV, Chapter 2 (Use Regulations) and related Sections, to create a special permit for new hotels, motels, tourist cabins and boatels in Commercial Districts and in M1 Districts paired with Residence Districts.

The proposed text amendment may be seen in the City Planning Public Meeting Calendar of July 14, 2021 (Cal. No. 50) and the Department of City Planning web site: www.nyc.gov/planning.

250 WATER STREET MANHATTAN CB - 1 C 210438 ZSM

Application submitted by 250 Seaport District, LLC, pursuant to Sections 197-c and 201 of the New York City Charter for the grant of special permits, pursuant to the following sections of the Zoning Resolution:

1. Section 74-743(a)(1) – to allow the distribution of total allowable floor area without regard for zoning lot lines; and
2. Section 74-743(a)(2) – to modify the height and setback requirements of Section 62-341 (Development on land and platforms), Section 35-652 (Maximum height of buildings and setback regulations), and Sections 23-662 (Maximum height of buildings and setback regulations), and the street wall location requirements of Section 35-651 (Street wall location); in connection with a proposed mixed use development on property located at 250 Water Street (Block 98, Lot 1), in a C6-2A District,

within a Large-Scale General Development generally bounded by Pearl Street, Peck Slip, Water Street, Beekman Street and its easterly prolongation, the U.S. Pierhead line and John Street and its easterly prolongation (Block 73, p/o Lot 10, p/o Lot 8, Lot 11 & a portion of Marginal Street, Wharf or Place, Block 98, Lot 1, Block 74, p/o Lot 20, and the de-mapped portions of Fulton Street, Water Street & Front Street), in C4-6, C5-3, and C6-2A Districts, within the Special Lower Manhattan District.

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

250 WATER STREET MANHATTAN CB - 1 C 210438(A) ZSM

Application submitted by 250 Seaport District, LLC, pursuant to Sections 197-c and 201 of the New York City Charter and proposed for modification pursuant to Section 2-06(c)(1) of the Uniform Land Use Review Procedure for the grant of special permits, pursuant to the following sections of the Zoning Resolution:

1. Section 74-743(a)(1) – to allow the distribution of total allowable floor area without regard for zoning lot lines; and
2. Section 74-743(a)(2) – to modify the height and setback requirements of Section 62-341 (Development on land and platforms), Section 35-652 (Maximum height of building and setback regulations), and Section 23-662 (Maximum height of buildings and setback regulations), and the street wall location requirements of Section 35-651 (Street wall location); in connection with a proposed mixed use development on property located at 250 Water Street (Block 98, Lot 1), in a C6-2A District, within a Large-Scale General Development generally bounded by Pearl Street, Peck Slip, Water Street, Beekman Street and its easterly prolongation, the U.S. Pierhead line and John Street and its easterly prolongation (Block 73, p/o Lot 10, p/o Lot 8, Lot 11 & a portion of Marginal Street, Wharf or Place, Block 98, Lot 1, Block 74, p/o Lot 20, and the de-mapped portions of Fulton Street, Water Street & Front Street), in C4-6, C5-3, and C6-2A Districts, within the Special Lower Manhattan District.

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

250 WATER STREET MANHATTAN CB - 1 N 210439 ZRM

Application submitted by 250 Seaport District, LLC, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying the provisions of the South Street Seaport Subdistrict in Article IX Chapter 1 (Special Lower Manhattan District).

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

ARTICLE IX SPECIAL PURPOSE DISTRICTS

Chapter 1 Special Lower Manhattan District

91-60 REGULATIONS FOR THE SOUTH STREET SEAPORT SUBDISTRICT

* * *

91-62 Definitions

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

* * *

Receiving lot

Within the South Street Seaport Subdistrict, a “receiving lot” is a #zoning lot# identified on the map of transfer areas (Map 6 in Appendix A) to which #development rights# may be ad Such “receiving lots” are identified on the map as Parcels 1, 2, 8, 15, 16, 20, 21 and 22.

* * *

91-68 Designated Pedestrian Ways

Within the South Street Seaport Subdistrict, the volume situated above the subsurface #streets# shown on the City Map, and listed in this Section are designated pedestrian ways and are governed by paragraph (b) of the definition of #street# as set forth in Section 91-62 (Definitions):

- a) Fulton Street, between Water and South Streets
- b) Water Street, between Fulton and Beekman Streets

- c) Front Street, between Fulton and Beekman Streets, and between John and Fulton Streets
- d) South Street (the 18-foot-wide strip located on the northwesterly side), between Beekman and John Streets.

In addition, the designated pedestrian ways referenced in paragraphs (a), (b) and (c) of this Section may be considered a single #zoning lot# for purposes of the definition of #large-scale general development# in Section 12-10 (Definitions).

* * *

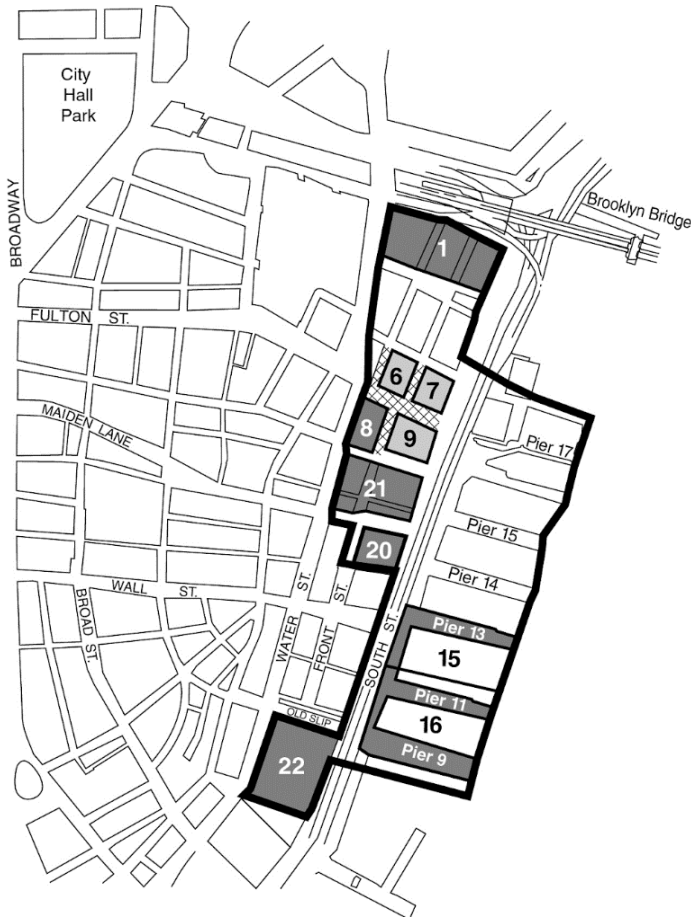
Appendix A

Lower Manhattan District Plan Maps

* * *

Map 6 - South Street Seaport Subdistrict (91-A6)

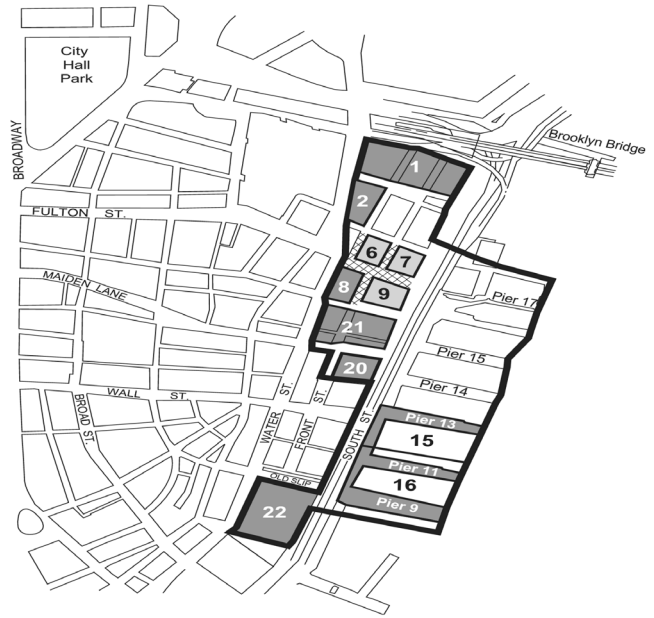
[EXISTING MAP]



- South Street Seaport Subdistrict
- Receiving Lot
- Granting Lot
- ▨ Designated Pedestrian Ways

Numbers indicate Brooklyn Bridge Southeast Urban Renewal Plan Parcels

[PROPOSED MAP]



- South Street Seaport Subdistrict
 - Receiving Lot
 - Granting Lot
 - ▨ Designated Pedestrian Ways
- Numbers indicate Brooklyn Bridge Southeast Urban Renewal Plan Parcels

* * *

1045 ATLANTIC AVENUE

BROOKLYN CB - 3

C 210276 ZMK

Application submitted by Atlantic Brooklyn LLC, pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section Nos. 16c & 17a, by changing from an M1-1 District to a C6-3A District property bounded by a line midway between Lefferts Place and Atlantic Avenue, a line perpendicular to the northeasterly street line of Atlantic Avenue distant 180 feet northwesterly (as measured along the street line) from the point of intersection of the northeasterly street line of Atlantic Avenue and the westerly street line of Franklin Avenue, the northeasterly boundary line of the Long Island Rail Road right-of-way (Atlantic Division), and a line perpendicular to the northeasterly street line of Atlantic Avenue distant 210 feet southeasterly (as measured along the street line) from the point of intersection of the northeasterly street line of Atlantic Avenue and the easterly street line of on a diagram (for illustrative purposes only) dated June 21, 2021, and subject to the conditions of CEQR Declaration E-631.

1045 ATLANTIC AVENUE

BROOKLYN CB - 3

N 210277 ZRK

Application submitted by Atlantic Brooklyn LLC, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying Article III Chapter 5 for the purpose of amending street wall location regulations and modifying APPENDIX F for the purpose of establishing a Mandatory Inclusionary Housing area.

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

* * *

**ARTICLE III
COMMERCIAL DISTRICT REGULATIONS**

* * *

**Chapter 5
Bulk Regulations for Mixed Buildings in Commercial Districts**

* * *

**35-66
Special Height and Setback Provisions for Certain Areas**

* * *

35-662

Special height and setback provisions in C6-3A Districts along Atlantic Avenue within Community District 3, Borough of Brooklyn

In C6-3A Districts in Community District 3, in the Borough of Brooklyn, for a #zoning lot# with frontage along Atlantic Avenue, the #street wall# provisions of paragraph (a) of Section 35-651 shall apply along the Atlantic Avenue #street# frontage, and shall also apply along #street# frontages intersecting Atlantic Avenue, within 50 feet of the intersection.

* * *

APPENDIX F Inclusionary Housing Designated Areas and Mandatory Inclusionary Housing Areas

* * *

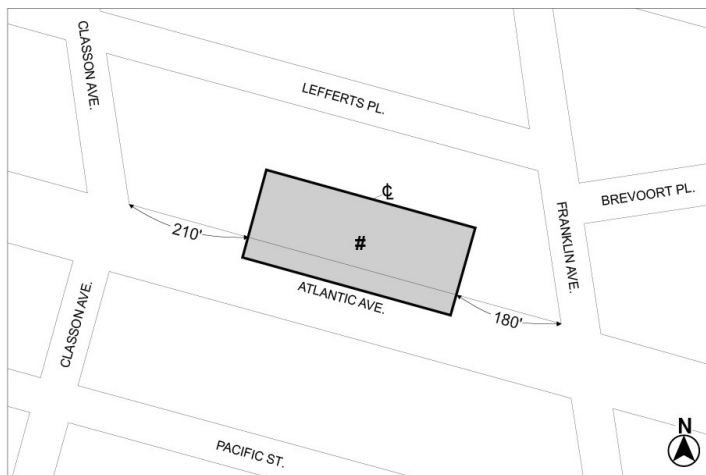
BROOKLYN

* * *

Brooklyn Community District 3

* * *

Map 7 – [date of adoption]



Mandatory Inclusionary Housing Area see Section 23-154(d)(3) Area # [date of adoption] — MIH Program Option 2 and Workforce Option

Portion of Community District 3, Brooklyn

* * *

SPECIAL BROOKLYN NAVY YARD DISTRICT BROOKLYN CB - 2 C 210462 ZMK

Application submitted by Building 77 QALICB, Inc., and the NYC Small Business Services, pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 12d, changing from an R6B District to an M2-1 District, changing from an M1-2 District to an M2-1 District property, changing from an M3-1 District to an M2-1 District, and establishing a Special Brooklyn Navy Yard District (BNY), as shown on a diagram (for illustrative purposes only) dated June 7, 2021.

The proposed map amendment may be seen in the City Planning Public Meeting Calendar of September 1, 2021 (Cal. No. 42) and the Department of City Planning web site: www.nyc.gov/planning.

SPECIAL BROOKLYN NAVY YARD DISTRICT BROOKLYN CB - 2 N 210463 ZRK

Application submitted by Building 77 QALICB, Inc., and NYC Small Business Services, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York establishing the Special Brooklyn Navy Yard District (Article XIV, Chapter 4) and modifying other related Sections.

The proposed text amendment may be seen in the City Planning Public Meeting Calendar of September 1, 2021 (Cal. No. 43) and the Department of City Planning web site: www.nyc.gov/planning.

SPECIAL BROOKLYN NAVY YARD DISTRICT BROOKLYN CB - 2 N 210463(A) ZRK

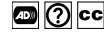
Application submitted by Building 77 QALICB, Inc., and NYC Small Business Services, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York establishing the Special Brooklyn Navy Yard District (Article XIV, Chapter 4) and modifying other related Sections.

York establishing the Special Brooklyn Navy Yard District (Article XIV, Chapter 4) and modifying other related Sections.

The proposed text amendment may be seen in the City Planning Public Meeting Calendar of September 1, 2021 (Cal. No. 44) and the Department of City Planning web site: www.nyc.gov/planning.

For questions about accessibility and requests for additional accommodations, please contact, swerts@council.nyc.gov, or nbenjamin@council.nyc.gov, or (212) 788-6936 at least three (3) business days before the hearing.

Accessibility questions: Kaitlin Greer, kgreer@council.nyc.gov, by: Wednesday, October 20, 2021, 3:00 P.M.



o19-25

NOTICE IS HEREBY GIVEN that the Council has scheduled the following public hearing on the matter indicated below:

The Subcommittee on Zoning and Franchises will hold a remote public hearing on the following matters, commencing at 10:00 A.M., on October 20, 2021, at https://council.nyc.gov/live/. Please visit https://council.nyc.gov/land-use/ in advance for information about how to testify and how to submit written testimony.

624 MORRIS AVENUE REZONING BRONX CB - 1 C 210339 ZMX

Application submitted by 624 Morris B, LLC, pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 6a by establishing within an existing R7-1 District a C1-4 District bounded by Morris Avenue, a line 175 feet northerly of East 151st Street, a line 70 feet easterly of Morris Avenue, and East 151st Street as shown on a diagram (for illustrative purposes only) dated May 3, 2021.

185-17 HILLSIDE AVENUE REZONING QUEENS CB - 8 C 210192 ZMQ

Application submitted by 18517 Hillside LLC, pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 15b:

- 1. changing from an R3X District to an R7A District property bounded by a line 140 feet northerly of Hillside Avenue, a line 100 feet westerly of Chelsea Street, a line 100 feet northerly of Hillside Avenue, and Dalny Road;
2. changing from an R6A District to an R7A District property bounded by a line 100 feet northerly of Hillside Avenue, Chelsea Street, Hillside Avenue, and Dalny Road;
3. establishing within a proposed R7A District a C2-4 District bounded by a line 140 feet northerly of Hillside Avenue, a line 100 feet westerly of Chelsea Street, a line 100 feet northerly of Hillside Avenue, and Dalny Road; and
4. establishing a Special Downtown Jamaica District (DJ) bounded by a line 140 feet northerly of Hillside Avenue, a line 100 feet westerly of Chelsea Street, a line 100 feet northerly of Hillside Avenue, and Dalny Road;

as shown on a diagram (for illustrative purposes only) dated May 3, 2021, and subject to the conditions of CEQR Declaration E-591.

185-17 HILLSIDE AVENUE REZONING QUEENS CB - 8 N 210193 ZRQ

Application submitted by 18517 Hillside LLC, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying Article XI, Chapter 5 (Special Downtown Jamaica District) and related Sections, and modifying APPENDIX F for the purpose of establishing a Mandatory Inclusionary Housing area.

The proposed text amendment may be seen in the City Planning Calendar of October 6, 2021 (Cal. No. 14) and the Department of City Planning web site: (www.nyc.gov/planning).

NEW YORK BLOOD CENTER MANHATTAN CB - 8 C 210351 ZMM

Application submitted by New York Blood Center, Inc., pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 8c:

- 1. changing from an R8B District to a C2-7 District property bounded by East 67th Street, a line 325 feet easterly of Second Avenue, East 66th Street and a line 100 feet easterly of Second Avenue; and
2. changing from a C1-9 District to a C2-8 District property bounded by East 67th Street, a line 100 feet easterly of Second Avenue, East 66th Street, Second Avenue, East 66th Street, and a line 100 feet westerly of Second Avenue;

as shown on a diagram (for illustrative purposes only) dated April 19, 2021, and subject to the conditions of CEQR Declaration E-612.

**NEW YORK BLOOD CENTER
MANHATTAN CB - 8 N 210352 ZRM**

Application submitted by New York Blood Center, Inc., pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying Article VII, Chapter 4, for the purpose of allowing scientific research and development facilities in C2-7 Districts and allowing related use and bulk modifications, and modifying APPENDIX F, for the purpose of establishing a Mandatory Inclusionary Housing area.

The proposed text amendment may be seen in the City Planning Public Meeting Calendar of September 22, 2021 (Cal. No. 24) and the Department of City Planning web site: www.nyc.gov/planning.

**NEW YORK BLOOD CENTER
MANHATTAN CB - 8 C 210353 ZSM**

Application submitted by New York Blood Center, Inc., pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-48* of the Zoning Resolution as follows:

1. to allow a scientific research and development facility as a commercial use;
2. to allow the floor area ratio regulations, up to the maximum floor area ratio permitted for community facility uses for the District, to apply to the scientific research and development facility use;
3. to modify the height and setback regulations of Section 33-432 (In other Commercial Districts), and the required yard equivalents regulations of Section 33-283 (Required rear yard equivalents); and,
4. to modify the signage regulations of Section 32-641 (Total surface area of signs), Section 32-642 (Non-illuminated signs), Section 32-643 (Illuminated non-flashing signs), Section 32-655 (Permitted Projections or Height of Signs), and Section 32-67 (Special Provisions Applying Along District Boundaries);

to facilitate a proposed 16-story building on property located at 310 East 67th Street (Block 1441, Lot 40), in a C2-7** District.

* Note: A zoning text amendment is proposed to Section 74-48 under a concurrent related application for a Zoning Text change (N 210352 ZRM).

** Note: This site is proposed to be rezoned by changing an R8B District to a C2-7 District under a concurrent related application for a Zoning Map change (C 210351 ZMM).

For questions about accessibility and requests for additional accommodations, please contact, swerts@council.nyc.gov, or nbenjamin@council.nyc.gov, or (212) 788-6936 at least three (3) business days before the hearing.

Accessibility questions: [Kaitlin Greer](mailto:Kaitlin.Greer@council.nyc.gov), kgreer@council.nyc.gov, by: Friday, October 15, 2021, 3:00 P.M.



o14-20

CITY PLANNING COMMISSION

■ PUBLIC HEARINGS

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

The public hearing will be held on Wednesday, October 20, 2021, starting at 10:00 A.M. Eastern Daylight Time. The public hearing will be held in person in the NYC City Planning Commission Hearing Room, Lower Concourse, 120 Broadway, New York, NY.

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

The meeting will be live streamed through Department of City Planning's (DCP's) website and accessible from the following webpage, which contains specific instructions on how to observe and participate remotely via the teleconferencing application Zoom, as well as materials relating to the meeting: <https://www1.nyc.gov/site/nycengage/events/city-planning-commission-public-meeting/290346/1>

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

877 853 5247 US Toll-free
888 788 0099 US Toll-free
253 215 8782 US Toll Number
213 338 8477 US Toll Number

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

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

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

BOROUGH OF QUEENS

No. 1

BEACH 79 SELF STORAGE REZONING

CD 14 C 200299 ZMQ

IN THE MATTER OF an application submitted by 79 Arverne Development LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 30c, by changing from an M1-1 District to an M1-2 District property bounded by the U.S. Pierhead and Bulkhead Line, a line 80 feet westerly of Beach 77th Street, Rockaway Freeway, and a line 200 feet easterly of Beach 80th Street, as shown on a diagram (for illustrative purposes only) dated June 7, 2021, and subject to the conditions of CEQR Declaration E-624.

No. 2

160-05 ARCHER AVENUE

CD 12 N 210232 ZRQ

IN THE MATTER OF an application submitted by Archer 1 LLC, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying Article XI, Chapter 5 (Special Downtown Jamaica District).

Matter underlined is new, to be added;

Matter ~~struck out~~ is to be deleted;

Matter within # # is defined in Section 12-10;

*** indicates where unchanged text appears in the Zoning Resolution.

* * *

**ARTICLE XI
SPECIAL PURPOSE DISTRICTS**

**Chapter 5
Special Downtown Jamaica District (DJ)**

* * *

**115-50
SPECIAL OFF-STREET PARKING AND OFF-STREET
LOADING REGULATIONS**

* * *

**115-53
Authorization for Curb Cut**

The City Planning Commission may authorize, subject to the applicable zoning district regulations, curb cuts that are prohibited by Section 115-52 (Location of Access to the Street), provided the Commission finds that a curb cut at such location:

- (a) is not hazardous to traffic safety;
- (b) will not create or contribute to serious traffic congestion, or unduly inhibit vehicular movement;
- (c) will not adversely affect pedestrian movement;
- (d) will not interfere with the efficient functioning of bus lanes, specially designated #streets# and public transit facilities; and
- (e) will not be inconsistent with the character of the existing streetscape.

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

**115-60
SPECIAL PERMIT TO MODIFY USE OR BULK REGULATIONS**

* * *

Resolution for adoption scheduling October 20, 2021 for public hearing.

Nos. 3 & 4
103-16 VAN WYCK EXPRESSWAY REZONING
No. 3

CD 10 C 210164 ZMQ
IN THE MATTER OF an application submitted by 10316 Van Wyck Exp LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 18c:

- 1. changing from an R3A District to an R6B District property bounded by a line 100 feet southeasterly of Liberty Avenue, the northeasterly service road of Van Wyck Expressway, a line 195 feet northwesterly of 105th Avenue and its northeasterly prolongation, and a line midway between 135th Street and Van Wyck Expressway; and
2. establishing within a proposed R6B District a C2-3 District bounded by a line 100 feet southeasterly of Liberty Avenue, Van Wyck Expressway, a line 195 feet northwesterly of 105th Avenue, and a line midway between 135th Street and Van Wyck Expressway;

as shown on a diagram (for illustrative purposes only) dated July 26, 2021.

CD 10 No. 4 N 210165 ZRQ

IN THE MATTER OF an application submitted by 10316 Van Wyck Exp LLC pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying APPENDIX F for the purpose of establishing a Mandatory Inclusionary Housing area.

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

* * *

APPENDIX F
Inclusionary Housing Designated Areas and Mandatory Inclusionary Housing Areas

* * *

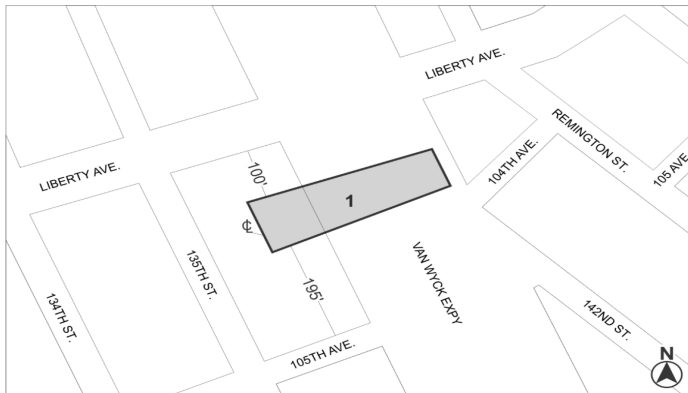
QUEENS

* * *

Queens Community District 10

* * *

Map 1- [date of adoption]



Mandatory Inclusionary Housing Area see Section 23-154(d)(3)
Area 1 - [date of adoption] - MIH Program Option 1 and Option 2

Portion of Community District 10, Queens

* * *

BOROUGH OF MANHATTAN
Nos. 5 & 6
415 MADISON AVENUE
No. 5

CD 5 C 210453 ZSM
IN THE MATTER OF an application submitted by 415 Madison Avenue LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 81-645 of the Zoning Resolution to allow an increase in the amount of floor area ratio permitted on a qualifying site where an above-grade public concourse, in the form of an open publicly accessible space is provided, in connection with a proposed commercial building, on property located

at 415 Madison Avenue (Block 1284, Lot 21), in a C5-3 District, within the Special Midtown District (Southern Subarea).

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

No. 6

CD 5 C 210454 ZSM

IN THE MATTER OF an application submitted by 415 Madison Avenue LLC pursuant to Sections 197-c and 201 of the New York City Charter for, in conjunction with the related special permit pursuant to Section 81-645, the grant of a special permit pursuant to Section 81-685 of the Zoning Resolution, to modify:

- 1. the height and setback requirements of Section 81-27 (Alternate Height and Setback Regulations - Daylight Evaluation), as modified by Section 81-66 (Special Height and Setback Requirements);
2. the mandatory district plan elements of Section 81-42 (Retail Continuity Along Designated Streets); and
3. the mandatory street wall requirements of Sections 81-43 (Street Wall Continuity Along Designated Streets) and 81-671 (Special Street Wall Requirements);

in connection with a proposed commercial building, on property located at 415 Madison Avenue (Block 1284, Lot 21), in a C5-3 District, within the Special Midtown District (Southern Subarea).

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

No. 7

DISPOSITION OF SEAPORT PROPERTIES

CD 1 C 210444 PPM

IN THE MATTER OF an application submitted by the Department of Small Business Services pursuant to Section 197-c of the New York City Charter for the disposition of city owned property located at the South Street Seaport area (Block 73, p/o Lots 8 and 10, and Lot 11; Block 74, p/o Lots 1 and 20; Block 95, Lot 101; Block 96, Lot 1, and p/o Lots 5, 8, 12, 13; p/o Marginal Street; and the demapped portions of Fulton Street between South Street and Water Street, Front Street between John Street and Beekman Street, and Water Street between Fulton Street and Beekman Street.

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



o5-20

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

The public hearing will be held on Wednesday, November 3, 2021, starting at 10:00 A.M. Eastern Daylight Time. The public hearing will be held in person in the NYC City Planning Commission Hearing Room, Lower Concourse, 120 Broadway, New York, NY.

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

The meeting will be live streamed through Department of City Planning's (DCP's) website and accessible from the following webpage, which contains specific instructions on how to observe and participate remotely via the teleconferencing application Zoom, as well as materials relating to the meeting: https://www1.nyc.gov/site/nycengage/events/city-planning-commission-public-meeting/290347/1.

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

- 877 853 5247 US Toll-free
888 788 0099 US Toll-free
253 215 8782 US Toll Number
213 338 8477 US Toll Number
Meeting ID: 618 237 7396
[Press # to skip the Participation ID]
Password: 1

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

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

BOROUGH OF BROOKLYN
Nos. 1 & 2
79 QUAY STREET REZONING

No. 1

CD 1 C 210166 ZMK
IN THE MATTER OF an application submitted by Quay Plaza LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 12c, by changing from an M1-2/R6A District to an M1-4/R7D District property bounded by a line 100 feet northerly of Quay Street, a line 100 feet westerly of Franklin Street, Quay Street, and West Street, as shown on a diagram (for illustrative purposes only) dated June 21, 2021, and subject to the conditions of CEQR Declaration E-622.

No. 2

CD 1 N 210167 ZRK
IN THE MATTER OF an application submitted by Quay Plaza LLC pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York modifying Article XII, Chapter 3 (Special Mixed Use District) and related Sections, and modifying APPENDIX F for the purpose of establishing a Mandatory Inclusionary Housing area.

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

ARTICLE XII – Special Purpose Districts
SPECIAL MIXED USE DISTRICT REGULATIONS

* * *

Chapter 3 - Special Mixed Use District (MX-1), (MX-2), (MX-4), (MX-5), (MX-6), (MX-7), (MX-8), (MX-9), (MX-10), (MX-11), (MX-12), (MX-13), (MX-14), (MX-15), (MX-16), (MX-17), (MX-18), (MX-19), (MX-20)

* * *

123-63

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

* * *

#Special Mixed Use District#	Designated #Residence District#
MX-1 – Community District 1, The Bronx	R6A R7D
MX 2 - Community District 2, Brooklyn	R7A R8A R8X
MX 4 – Community District 3, Brooklyn	R6A
MX 8 - Community District 1, Brooklyn	R6 R6A R6B R7A R7D
MX 11 - Community District 6, Brooklyn	R7-2
MX 13 – Community District 1, The Bronx	R6A R7A R7X R8A
MX 14 - Community District 6, The Bronx	R7A R7X
MX 16 - Community Districts 5 and 16, Brooklyn	R6A R7A R7D R8A
MX 18 - Community District 1, The Bronx	R7X
MX 20 - Community District 8, Brooklyn	R7A

* * *

123-90

Special Mixed Use Districts Specified

* * *

#Special Mixed Use District# - 8: (5/11/05)
 Greenpoint-Williamsburg, Brooklyn

The #Special Mixed Use District#- 8 is established in Greenpoint-Williamsburg in Brooklyn as indicated on the #zoning maps#.

* * *

APPENDIX F
Inclusionary Housing Designated Areas and Mandatory Inclusionary Housing Areas

* * *

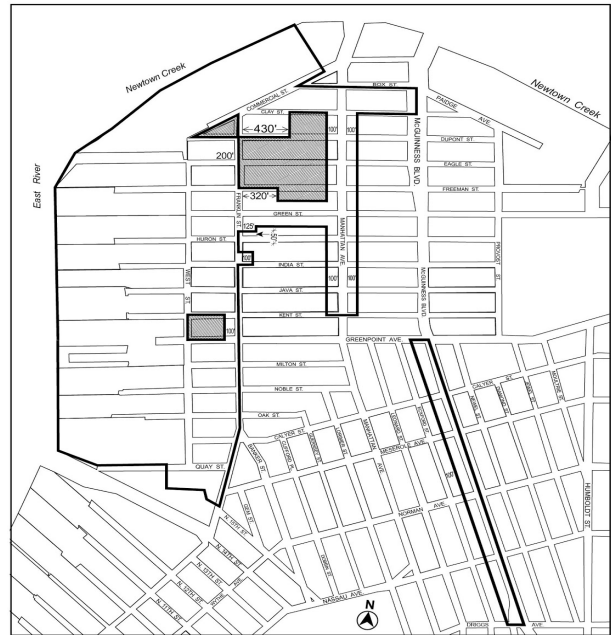
BROOKLYN

Brooklyn Community District 1

* * *

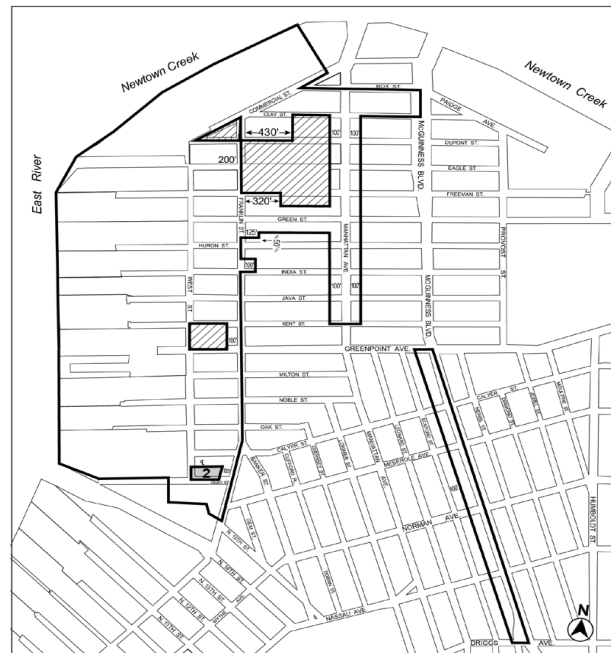
[EXISTING MAP]

Map 1 – (12/10/12) [date of adoption]



□ Inclusionary Housing designated area
 ▨ Excluded Area

[PROPOSED MAP]



□ Inclusionary Housing designated area
 ▨ Excluded Area
 ▩ Mandatory Inclusionary Housing Program Area see Section 23-154(d)(3)
 Area 2 – [date of adoption] MIH Program Option 1 and Option 2

Portion of Community District 1, Brooklyn

* * *

Nos. 3 & 4
1 WYTHE AVENUE
No. 3

CD 1 C 210272 ZSK

IN THE MATTER OF an application submitted by One Wythe LLC, pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-96* of the Zoning Resolution to allow an increase in the maximum permitted floor area ratio in accordance with Section 74-963 (Permitted floor area increase) and, in conjunction therewith, to waive the off-street parking requirements of Section 44-20 (REQUIRED ACCESSORY OFF-STREET PARKING SPACES FOR MANUFACTURING, COMMERCIAL OR COMMUNITY FACILITY USES), and to modify the quantity and size of the loading berth requirements of Section 44-50 (GENERAL PURPOSES), in connection with a proposed 8-story commercial and industrial building, within an Industrial Business Incentive Area specified on the Maps in Section 74-968 (Maps of Industrial Business Incentive Areas), on property located at 1 Wythe Avenue (Block 2641, Lots 1, 3 and 4), in a M1-2 District.

*Note: Section 74-96 is proposed to be changed under a concurrent related application (N 210273 ZRK) for a zoning text change.

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

No. 4

CD 1 N 210273 ZRK

IN THE MATTER OF an application submitted by One Wythe LLC, pursuant to Section 201 of the New York City Charter for an amendment of the Zoning Resolution of the City of New York, adding an Industrial Business Incentive Area to Article VII, Chapter 4 (Special Permits by the City Planning Commission).

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

ARTICLE VII
Administration

Chapter 4 - Special Permits by the City Planning Commission

* * *

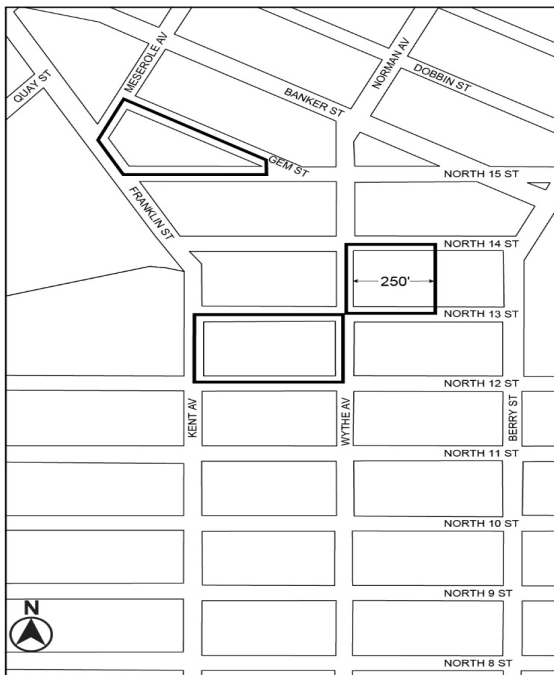
74-96
Industrial Business Incentive Areas

* * *

74-968
Maps of Industrial Business Incentive Areas

Map 1: Brooklyn

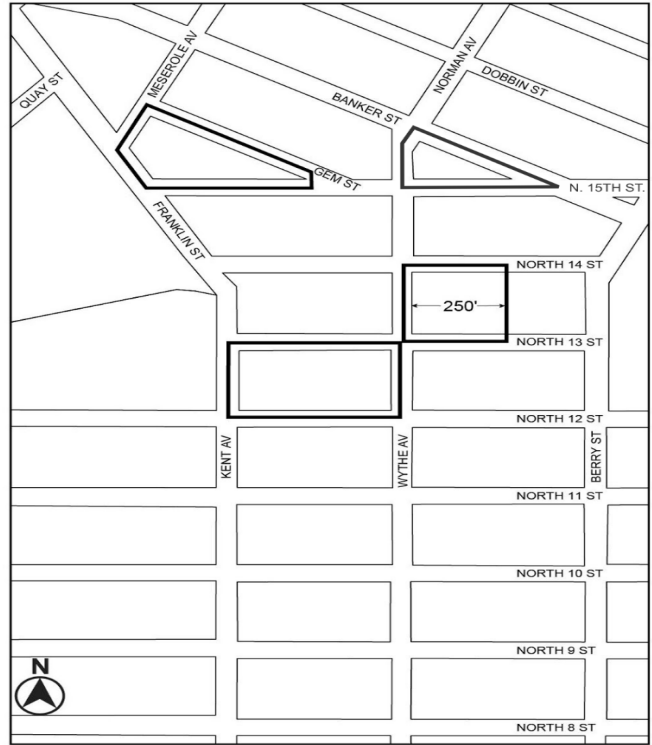
[EXISTING]



Industrial Business Incentive Area

Portion of Community District 1,
Borough of Brooklyn

[PROPOSED]



Industrial Business Incentive Area

Portion of Community District 1,
Borough of Brooklyn

* * *

BOROUGH OF QUEENS
Nos. 5 & 6
31st STREET AND HOYT AVENUE REZONING
No. 5

CD 1 C 210200 ZMQ

IN THE MATTER OF an application submitted by MDM Development Group LLC, 2441 Astoria Associates, LLC, and 31 Neptune LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 9a:

1. changing from an R5B District to a C4-4 District property bounded by a line 130 feet southwesterly of 24th Avenue, a line 90 feet southeasterly of 31st Street, a line 200 feet northeasterly of 24th Road, and a line 80 feet southeasterly of 31st Street;
2. changing from a C4-3 District to a C4-4 District property bounded by a line 200 feet northeasterly of 24th Avenue, a line 90 feet southeasterly of 31st Street, a line 130 feet southwesterly of 24th Avenue, a line 80 feet southeasterly of 31st Street, a line 200 feet northeasterly of 24th Road, and 31st Street;
3. changing from an R5B District to a C4-5X District property bounded by a line 200 feet northeasterly of 24th Road, a line 90 feet southeasterly of 31st Street, 24th Road, 32nd Street, Astoria Boulevard North, and a line 80 feet southeasterly of 31st Street; and
4. changing from a C4-3 District to a C4-5X District property bounded by a line 200 feet northeasterly of 24th Road, a line 80 feet southeasterly of 31st Street, Astoria Boulevard North, and 31st Street.

as shown on a diagram (for illustrative purposes only) dated June 21, 2021, and subject to the conditions of CEQR Declaration E-623.

No. 6

CD 1 N 210201 ZRQ

IN THE MATTER OF an application submitted by MDM Development Group LLC, 2441 Astoria Associates, LLC, and 31 Neptune LLC pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying APPENDIX F for the purpose of establishing a Mandatory Inclusionary Housing area.

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

* * *

APPENDIX F
Inclusionary Housing Designated Areas and Mandatory Inclusionary Housing Areas

* * *

QUEENS

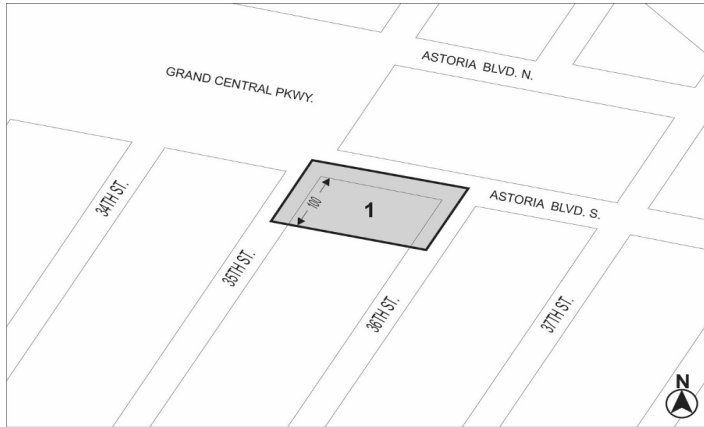
* * *

Queens Community District 1

* * *

Map 3 - (3/22/18) [date of adoption]

[EXISTING MAP]



Mandatory Inclusionary Housing Program Area see Section 23-154(d)(3)
Area 1 - 3/22/18 MIH Program Option 2

[PROPOSED MAP]



Mandatory Inclusionary Housing Area see Section 23-154(d)(3)
Area 1 - 3/22/18 - MIH Program Option 2
Area # - [date of adoption] - MIH Program Option 1

Portion of Community District 1, Queens

* * *

Nos. 7 & 8
45-20 83rd STREET REZONING
No. 7

CD 4

C 210041 ZMQ

IN THE MATTER OF an application submitted by Sunshine Elmhurst LLC, pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 9d, changing from an M1-1 to an R7A District property bounded by the southeasterly street line of 47th Avenue and its northeasterly prolongation, 83rd Street and its southeasterly prolongation, the northerly boundary line of the Long Island Railroad (Northside Division), and a line passing through a point along the southeasterly street line of 47th Avenue 149 feet southwesterly (as measured along the street line) from the point of intersection of the southeasterly street line of 47th Avenue and the easterly street line of 82nd Street and proceeding southeasterly at an angle 48 degrees to the southeasterly street line of 47th Avenue, as shown on a diagram (for illustrative purposes only) dated July 26, 2021, and subject to the conditions of CEQR Declaration of E-630.

No. 8

N 210042 ZRQ

CD 4
IN THE MATTER OF an application submitted by Sunshine Elmhurst LLC, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying APPENDIX F for the purpose of establishing a Mandatory Inclusionary Housing area.

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

* * *

APPENDIX F
Inclusionary Housing Designated Areas and Mandatory Inclusionary Housing Areas

* * *

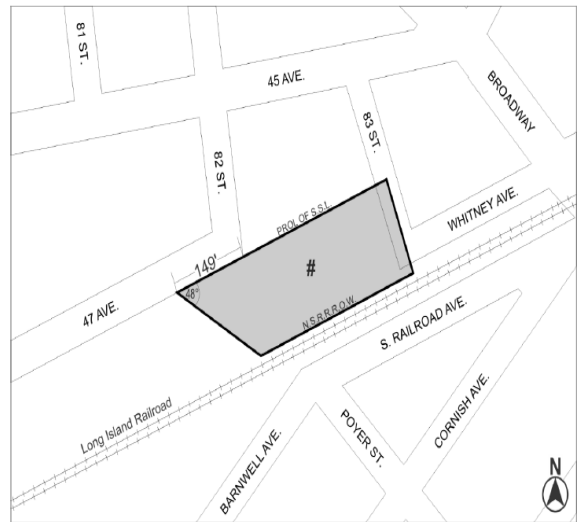
QUEENS

* * *

Queens Community District 4

* * *

Map # - [date of adoption]



Mandatory Inclusionary Housing Area see Section 23-154(d)(3)
Area # - [date of adoption] - MIH Program Option 1 and Option 2

Portion of Community District 4, Queens

Portion of Community District 4, Queens

* * *

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

Accessibility questions: (212) 720-3508, AccessibilityInfo@planning.nyc.gov, by: Wednesday, October 27, 2021, 5:00 P.M.



o19-n3

COMMUNITY BOARDS

■ PUBLIC HEARINGS

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

BOROUGH OF BROOKLYN

COMMUNITY BOARD NO. 18 - Wednesday, October 20, 2021, 7:00 P.M., Board Office Meeting Room, 1097 Bergen Avenue, and via WebEx, for participants who wish to participate online.

IN THE MATTER OF An Application by Community Options New York, Inc., 161 Woodruff Avenue, Brooklyn, NY 11226, under the auspices of the New York State Office for People with Developmental Disabilities (OPWDD), pursuant to Section 41.34 of the Mental Hygiene Law, to establish a community Individualized Residential Alternative (IRA) home, for four (4) individuals, with a primary diagnosis of intellectual/developmental disability (I/DD). To occupy the existing two-family home with a main floor, which has three bedrooms and two full bathrooms, living, dining and kitchen areas. The bottom level is an apartment with one bedroom and one full bathroom, kitchen, living room/dining room, with a fenced in backyard and large driveway, at 1366 East 59th Street, Brooklyn, NY 11234.

Please Note:

- The allowable occupancy for the Board Office Meeting Room (e.g. 70 members of the public will be permitted in the room).
- All meeting attendees will be required to practice physical distancing and all attendees over the age of two who are medically able to tolerate a face covering, will be required to wear a face covering, regardless of vaccination status.
- Videoconferencing information for those who wish to participate online, is as follows:

REGULAR MONTHLY BOARD MEETING – OCTOBER 20, 2021, 7:00 P.M.

Event address for Attendees: <https://nycwb.webex.com/nycwb/onstage/g.php?MTID=e841fec3360bf6910fbd0d8d3b329dfb>

Date and time: Wednesday, October 20, 2021, 7:00 P.M. Eastern Standard Time (New York, GMT-05:00)

Duration: 2 hours

Event number: 2342 285 9382

Event password: 2R79Qrp444S

Video Address: 23422859382@webex.com
You can also dial 173.243.2.68 and enter your meeting number.

Audio Conference: United States Toll+1-408-418-9388
Show all global call-in numbers
Access code: 2342 285 9382

o12-20

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

BOROUGH OF BROOKLYN

COMMUNITY BOARD NO. 18 - Wednesday, October 20, 2021, 7:00 P.M., Board Office Meeting Room, 1097 Bergen Avenue, and via WebEx, for participants who wish to participate online.

A public hearing in preparation for the FY 2023 Capital and Expense Budget submissions. Neighborhood civic and block associations, and the community-at-large, are invited to submit budget requests for consideration by the Community Board for inclusion in the Capital & Expense Budget Submissions for Fiscal Year 2023.

Please Note:

- The allowable occupancy for the Board Office Meeting Room (e.g. 70 members of the public will be permitted in the room).
- All meeting attendees will be required to practice physical distancing and all attendees over the age of two who are medically

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

- Videoconferencing information for those who wish to participate online, is as follows:

REGULAR MONTHLY BOARD MEETING

Event Address for Attendees: <https://nycwb.webex.com/nycwb/onstage/g.php?MTID=e841fec3360bf6910fbd0d8d3b329dfb>

Date and Time: Wednesday, October 20, 2021, 7:00 P.M. Eastern Standard Time (New York, GMT-05:00)

Duration: 2 hours

Event Number: 2342 285 9382

Event Password: 2R79Qrp444S

Video Address: 23422859382@webex.com
You can also dial 173.243.2.68 and enter your meeting number.

Audio Conference: United States Toll, +1-408-418-9388, Access code: 2342 285 9382

o12-20

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

BOROUGH OF BROOKLYN

COMMUNITY BOARD NO. 18 - Wednesday, October 20, 2021, 7:00 P.M., Board Office Meeting Room, 1097 Bergen Avenue, and via WebEx, for participants who wish to participate online.

N 210434ZRY – Open Restaurants/Sidewalk Cafes – The New York City Department of Transportation (DOT) and Department of City Planning (DCP), are proposing a Citywide zoning text amendment, that will allow the DOT, to administer the Permanent Open Restaurant program (POR). The proposal will remove sidewalk café regulations from the Zoning Resolution, to increase geography eligibility, as sidewalk cafes will become part of a unified sidewalk and roadway outdoor dining program, administered at DOT. This Statutory Public Hearing has been duly advertised in the City Record. The Proposal Information is available at: <https://www1.nyc.gov/site/planning/plans/open-restaurants/open-restaurants-overview.page>.

Please Note:

- The allowable occupancy for the Board Office Meeting Room (e.g. 70 members of the public will be permitted in the room).
- All meeting attendees will be required to practice physical distancing and all attendees over the age of two who are medically able to tolerate a face covering will be required to wear a face covering, regardless of vaccination status.
- Videoconferencing information for those who wish to participate online, is as follows:

REGULAR MONTHLY BOARD MEETING – OCTOBER 20, 2021, 7:00 P.M.

Event Address for Attendees: <https://nycwb.webex.com/nycwb/onstage/g.php?MTID=e841fec3360bf6910fbd0d8d3b329dfb>

Date and Time: Wednesday, October 20, 2021, 7:00 P.M. Eastern Standard Time (New York, GMT-05:00)

Duration: 2 hours

Event Number: 2342 285 9382

Event Password: 2R79Qrp444S

Video Address: 23422859382@webex.com
You can also dial 173.243.2.68 and enter your meeting number.

Audio Conference: United States Toll, +1-408-418-9388, Access code: 2342 285 9382

o12-20

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

BOROUGH OF QUEENS

COMMUNITY BOARD NO. 08 - Tuesday, October 26, 2021, at 7:30 P.M. - Virtually via Webex.

Join from the event link:
<https://nycwb.webex.com/nycwb/j.php?MTID=m7e5a364fa872b5985c61a4f1d5160db1>.

Join by the event number:
Event number (access code): **2332 800 0963**
Event password: **Qn8ph** (76874 from phones)

Join by phone:
1-646+992-2010 (New York City only)
1-408-418-9388 United States

- **BSA Cal. No. 171-97-BZ - 65-01 Kissena Boulevard - BBL 4-6742-10** - Extension of terms of a variance which permitted a trade school (Use Group 9) and accessory uses granted, pursuant to 72-01 and 72-22ZR for a term of 20 years. A waiver of rules of procedure is also requested, pursuant to 1-01.3(b)(3) since the prior term expired on October 20, 2018.
- **BSA Cal. No. 2021-59-BZ - 161-09 Union Turnpike - BBL 4-6831-118** - Special permit, pursuant to ZR 73-243 to a Use Group 6 eating and drinking establishment, with accessory drive-through service in a C1-2/R3-2 zoning district.

For speaking time, please contact our office, at (718) 264-7895, during normal business hours (Monday through Friday from 9:00 A.M. to 5:00 P.M.) and no later than 4:00 P.M., on the date of the hearing.

o19-21

BOARD OF EDUCATION RETIREMENT SYSTEM

MEETING

The Board of Education Retirement System Board of Trustees Meeting, will be held, on Thursday, October 28, 2021, from 4:00 P.M. - 6:00 P.M., via Webex. If you would like to attend this meeting, please contact BERS Executive Director, Sanford Rich, at Srich4@bers.nyc.gov.

o20-28

HOUSING AUTHORITY

MEETING

Because of the on-going COVID-19 health crisis and in relation to Chapter 417 of the Laws of 2021, the Board Meeting of the New York City Housing Authority, scheduled for Wednesday, October 27, 2021, at 10:00 A.M., will be limited to viewing live-stream or listening via phone instead of, attendance in person.

For public access, the meeting will be streamed live on NYCHA's YouTube Channel, <http://nyc.gov/nycha>, and NYCHA's Website, <http://on.nyc.gov/boardmeetings>, or can be accessed via Zoom by calling (646) 558-8656 using Webinar ID: 842 5292 0275 and Passcode: 4145829565.

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

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

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

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

Any person requiring a reasonable accommodation in order to participate in the Board Meeting, should contact the Office of the Corporate Secretary, by phone, at (212) 306-6088, or by email, at corporate.secretary@nycha.nyc.gov, no later than Wednesday, October 20, 2021, at 5:00 P.M.

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

o8-27

INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS

PUBLIC HEARINGS

NOTICE OF A FRANCHISE AND CONCESSION REVIEW COMMITTEE ("FCRC") PUBLIC HEARING, to be held on November 8, 2021, at 2:30 P.M., at Spector Hall, 22 Reade Street, Manhattan, relative to the following calendar items:

Cal. item #1) a proposed information services franchise agreement, between the City of New York (the "City") and Annex Fiber Inc.; Cal. item #2) a proposed information services franchise agreement, between the City and ExteNet Systems (New York), Inc.; Cal. item #3) a proposed information services franchise agreement, between the City and Flume Internet, Inc.; Cal. item #4) a proposed information services franchise agreement, between the City and Pilot Fiber NY LLC; Cal. Item #5) a proposed information services agreement, between the City and Virtue Media Vision's Network LLC; Cal. item #6) a proposed information services franchise agreement, between the City and WNBT Telecom USA; and Cal. item #7) a proposed information services franchise agreement, between the City and ZenFi Networks, LLC.

The proposed franchise agreements would grant nonexclusive franchises to construct, install, use, operate and/or maintain wire, cable, and/or optical fiber and associated equipment on, over, and under the inalienable property of the City, for the provision of Information Services, as defined in the proposed franchise agreements. The proposed franchise agreements have a term of ten years with an option, at DoITT's sole discretion, for the Parties to extend the Agreement for up to a further five-year period. The compensation is \$0.19 per foot with an escalator, except that no fee shall be charged per foot of Installation Area of which construction was initiated and completed within the first five years of the term in one or more of the Boroughs of the Bronx, Brooklyn, Queens, Staten Island or Manhattan above 96th Street. There is a quarterly minimum fee due to the City.

The public may also participate in the public hearing by calling the dial-in number below. Written testimony may be submitted in advance of the hearing electronically to fcrc@mocs.nyc.gov. All written testimony must be received by November 5, 2021. In addition, the public may also testify during the hearing by calling the dial-in number. The dial-in information is below:

Dial-in #: +1 646-893-7101
Access Code: 709 470 166#
Press # on further prompts

A draft copy of the proposed franchise agreements may be obtained at no cost by any of the following ways:

- 1) Submitting a written request to DoITT, at franchiseopportunities@doitt.nyc.gov, from **October 15, 2021** through **November 8, 2021**.
- 2) Downloading from **October 15, 2021** through **November 8, 2021** on DoITT's website. To download a draft copy of the proposed franchise agreements, visit <https://www1.nyc.gov/site/doitt/business/information-services-franchises.page>
- 3) by submitting a written request by mail to NYC Department of Information Technology and Telecommunications, 2 MetroTech Center, P-1 Level Mailroom. Written requests must be received by **October 25, 2021**. For mail-in request, please include your name, return address, and a request for a specific calendar item franchise agreement.

A transcript of the hearing will be posted on the FCRC website, at <https://www1.nyc.gov/site/mocs/reporting/agendas.page>.

Please be aware that masks will be required, and social distancing will be enforced in line with COVID-19 guidelines at the hearing venue. All meeting attendees will be required to practice physical distancing and all attendees over the age of two who are medically able to tolerate a face covering will be required to wear a face covering, regardless of vaccination status.

Please do not attend this meeting if:

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

This location is accessible to individuals using wheelchairs or other mobility devices. For further information on accessibility or to make a request for accommodations, such as sign language interpretation services, please contact the Mayor's Office of Contract Services (MOCS)

via email, at DisabilityAffairs@mocs.nyc.gov or via phone at (646) 872-0231. Any person requiring reasonable accommodation for the public hearing should contact MOCS at least five (5) business days in advance of the hearing to ensure availability.

Accessibility questions: DisabilityAffairs@mocs.nyc.gov, (646) 872-0231, by: Friday, October 29, 2021, 5:00 P.M.



o15-n8

OFFICE OF LABOR RELATIONS

MEETING

The New York City Deferred Compensation Board, will hold its next Deferred Compensation Board Hardship meeting, on Thursday, October 21, 2021, at 3:00 P.M. The meeting will be held remotely via conference call. Please visit the below link to access the audio recording of the Board meeting, or to access archived Board meeting audio/videos: https://www1.nyc.gov/site/olr/deferred/dcp-board-webcasts.page.

o14-21

LANDMARKS PRESERVATION COMMISSION

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that, pursuant, to the provisions of Title 25, Chapter 3 of the Administrative Code of the City of New York (Sections 25-303, 25-307, 25-308, 25-309, 25-313, 25-318, 25-320) on Tuesday, October 26, 2021, at 9:30 A.M., the Landmarks Preservation Commission (LPC or agency), will hold a public hearing by teleconference with respect, to the properties list below, and then followed by a public meeting.

The final order and estimated times for each application will be posted on the Landmarks Preservation Commission website, the Friday before the hearing. Please note that the order and estimated times are subject to change. The teleconference will be by the Zoom app and will be live streamed on the LPC's YouTube channel, www.youtube.com/nyclpc. Members of the public should observe the meeting on the YouTube channel and may testify on particular matters by joining the meeting using either the Zoom app or by calling in from any phone. Specific instructions on how to observe and testify, including the meeting ID and password, and the call-in number, will be posted on the agency's website, under the "Hearings" tab, https://www1.nyc.gov/site/lpc/hearings/hearings.page, on the Monday before the public hearing. Any person requiring language assistance services or other reasonable accommodation in order to participate in the hearing or, attend the meeting should contact the LPC by contacting Anthony Fabre, Director of Community and Intergovernmental Affairs, at anfabre@lpc.nyc.gov, at least five (5) business days before the hearing or meeting. Please note: Due, to the City's response to COVID-19, this public hearing and meeting is subject to change and/or cancellation.

266 Brooklyn Avenue - Crown Heights North Historic District II LPC-22-01515 - Block 1256 - Lot 43 - Zoning: R6 CERTIFICATE OF APPROPRIATENESS

An altered Italian Renaissance Revival style two-family house, designed by Mann & MacNeille and built c. 1909. Application is to install missing features on the front facade, replace windows, modify rear facade windows openings, install rooftop trellis and railings, demolish a garden wall, construct a garage and install a curb cut.

189 Argyle Road - Prospect Park South Historic District LPC-21-09930 - Block 5117 - Lot 56 - Zoning: R1-2 CERTIFICATE OF APPROPRIATENESS

A Colonial Revival style house, designed by Slee & Bryson and, built in 1906, and altered in 1924. Application is to replace windows, install skylights and a patio, remove a rear porch and overhang, and demolish a garage.

33 Charles Street - Greenwich Village Historic District LPC-22-02142 - Block 612 - Lot 36 - Zoning: R6 CERTIFICATE OF APPROPRIATENESS

A rowhouse, built in 1869. Application is to construct rooftop and rear yard additions.

69 Gansevoort Street - Gansevoort Market Historic District LPC-22-01806 - Block 644 - Lot 64 - Zoning: M1-5 CERTIFICATE OF APPROPRIATENESS

A 19th century building, altered in the Moderne style by George H. Sues in 1949. Application is to construct a rooftop addition.

525-527 Broome Street - Sullivan-Thompson Historic District LPC-22-02598 - Block 476 - Lot 7501 - Zoning: M1-5B

CERTIFICATE OF APPROPRIATENESS

A Romanesque Revival/Renaissance Revival style building, with alterations, designed by George Keister and, built in 1897. Application is to replace storefronts, railings and a skylight.

399 West Broadway - SoHo-Cast Iron Historic District LPC-22-01992 - Block 487 - Lot 20 - Zoning: M1-5A CERTIFICATE OF APPROPRIATENESS

A store building, constructed c. 1860. Application is to establish a Master Plan governing the future installation of painted wall signs.

935 Broadway - Ladies' Mile Historic District LPC-22-00096 - Block 850 - Lot 75 - Zoning: C6-4M/M1-5M MISCELLANEOUS - AMENDMENT

An Italianate style store building, designed by Griffith Thomas and built 1861-62. Application is to modify and legalize storefronts and signage, installed in non-compliance with Certificate of Appropriateness 21-04543.

114 West 86th Street - Upper West Side/Central Park West Historic District LPC-20-08750 - Block 1216 - Lot 39 - Zoning: R10A CERTIFICATE OF APPROPRIATENESS

A Neo-Renaissance style apartment building, designed by J.M. Felson and, built in 1927-1928. Application is to legalize the replacement of windows, without Landmarks Preservation Commission permit(s).

7 East 81st Street - Metropolitan Museum Historic District LPC-22-02942 - Block 1493 - Lot 107 - Zoning: R8B CERTIFICATE OF APPROPRIATENESS

A rowhouse, designed by Griffith Thomas and, built in 1878-79. Application is to reconstruct and redesign the facade.

1133 Fifth Avenue - Expanded Carnegie Hill Historic District LPC-22-02908 - Block 1506 - Lot 3 - Zoning: R10 CERTIFICATE OF APPROPRIATENESS

A Neo-Federal style apartment building, designed by Emery Roth and, built in 1927-1928. Application is to modify an existing rooftop addition, install pergolas, replace railings, modify masonry openings, and replace windows.

33 9th Avenue, aka 401-403 West 13th Street - Gansevoort Market Historic District LPC-21-09093 - Block 646 - Lot 7503 - Zoning: M1-5 CERTIFICATE OF APPROPRIATENESS

A Neo-Romanesque style warehouse building, designed by Boring & Tilton and, built in 1902-03. Application is to install signage.

o13-26

TRANSPORTATION

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN, pursuant to law, that the following proposed revocable consents, have been scheduled for a public hearing by the New York City Department of Transportation. The hearing will be held remotely commencing on Wednesday, November 10, 2021, at 2:00 P.M., via the WebEx platform and in person, on the following petitions for revocable consent.

WebEx: Meeting Number (access code): 2633 514 0293 Meeting Password: h5hM2fgfmJ8

The hearing will be held in person, at 55 Water Street, Bid Room, in the Borough of Manhattan. Masks are required to be worn to enter the building and during the hearing. If you or a representative are planning to attend in person, please complete the health screening available, at dotcovidvisitorscreening.info. If you do not have internet access, conduct a self-screening using the information below:

Please do not attend this meeting if:

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

#1 IN THE MATTER OF a proposed revocable consent authorizing 130 East 59th Street Condominium, to continue to maintain and use

security bollards and a subsurface security wall on and under the south sidewalk of East 59th Street, between Park Avenue and Lexington Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2021 to June 30, 2031 and provides among other terms and conditions for compensation payable, to the City according, to the following schedule: **R.P. # 2142**

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

with the maintenance of a security deposit in the sum of \$10,500 the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#2 IN THE MATTER OF a proposed revocable consent authorizing 172-174 East LLC, to construct, maintain and use a snowmelt system in the south sidewalk of East 73rd Street, between Lexington and Third Avenues, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the Approval by the Mayor and provides among other terms and conditions for compensation payable, to the City according, to the following schedule: **R.P. # 2552**

From the date of the final approval by the Mayor (the "Approval Date") to June 30, 2032 - \$25/per annum.

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

#3 IN THE MATTER OF a proposed revocable consent authorizing 1228 Madison Development Lessee LLC, to construct, maintain and use a snowmelt system in the west sidewalk of Madison Avenue, between East 88th Street and East 89th Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the Approval by the Mayor and provides among other terms and conditions for compensation payable, to the City according, to the following schedule: **R.P. # 2546**

From the Approval Date by the Mayor to June 30, 2022 - \$2,685/per annum

- For the period July 1, 2022 to June 30, 2023 - \$2,729
- For the period July 1, 2023 to June 30, 2024 - \$2,773
- For the period July 1, 2024 to June 30, 2025 - \$2,817
- For the period July 1, 2025 to June 30, 2026 - \$2,861
- For the period July 1, 2026 to June 30, 2027 - \$2,905
- For the period July 1, 2027 to June 30, 2028 - \$2,949
- For the period July 1, 2028 to June 30, 2029 - \$2,993
- For the period July 1, 2029 to June 30, 2030 - \$3,037
- For the period July 1, 2030 to June 30, 2031 - \$3,081
- For the period July 1, 2031 to June 30, 2032 - \$3,125

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

#4 IN THE MATTER OF a proposed revocable consent authorizing Alison Denner Cayne, to continue to maintain and use a fenced-in area on the south sidewalk of East 75th Street, between Fifth and Madison Avenues, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2016 to June 30, 2026 and provides among other terms and conditions for compensation payable, to the City according, to the following schedule: **R.P. # 1959**

For the period July 1, 2016 to June 30, 2026 - \$25/per annum

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

#5 IN THE MATTER OF a proposed revocable consent authorizing Jamestown OTS LP, to construct, maintain and use entrance details on the west side of Broadway between West 42nd Street and West 43rd Street, and an overhead projection continuous around the perimeter of the entire building, over and above the west side of Broadway, the south side of West 43rd Street, the east side of 7th Avenue and the north side of West 42nd Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the Approval Date by the Mayor and provides among other terms and conditions for compensation payable, to the City according, to the following schedule: **R.P. # 2500**

From the Approval by the Mayor to June 30, 2022 - \$1,149,372/per annum

- For the period July 1, 2022 to June 30, 2023 - \$1,168,084
- For the period July 1, 2023 to June 30, 2024 - \$1,186,796
- For the period July 1, 2024 to June 30, 2025 - \$1,205,508
- For the period July 1, 2025 to June 30, 2026 - \$1,224,220
- For the period July 1, 2026 to June 30, 2027 - \$1,242,932
- For the period July 1, 2027 to June 30, 2028 - \$1,261,644
- For the period July 1, 2028 to June 30, 2029 - \$1,280,356
- For the period July 1, 2029 to June 30, 2030 - \$1,299,068
- For the period July 1, 2030 to June 30, 2031 - \$1,317,780
- For the period July 1, 2031 to June 30, 2032 - \$1,336,492

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

#6 IN THE MATTER OF a proposed revocable consent authorizing WF Industrial IV LLC, to construct, maintain and use a force main, together with a manhole, under and across the north sidewalk of 19th Avenue, west of Steinway Place, under and along the north side of 19th Avenue and under and across the intersection of 19th Avenue and 37th Street, in the Borough of Queens. The proposed revocable consent is for a term of ten years from the Approval Date by the Mayor and provides among other terms and conditions for compensation payable, to the City according, to the following schedule: **R.P. # 2553**

From the Approval Date by the Mayor to June 30, 2022 - \$4,476/per annum

- For the period July 1, 2022 to June 30, 2023 - \$4,549
- For the period July 1, 2023 to June 30, 2024 - \$4,622
- For the period July 1, 2024 to June 30, 2025 - \$4,695
- For the period July 1, 2025 to June 30, 2026 - \$4,768
- For the period July 1, 2026 to June 30, 2027 - \$4,841
- For the period July 1, 2027 to June 30, 2028 - \$4,914
- For the period July 1, 2028 to June 30, 2029 - \$4,987
- For the period July 1, 2029 to June 30, 2030 - \$5,060
- For the period July 1, 2030 to June 30, 2031 - \$5,133
- For the period July 1, 2031 to June 30, 2032 - \$5,206

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

#7 IN THE MATTER OF a proposed revocable consent authorizing Bruce C. Ratner and Pamela Lipkin, to continue to maintain and use two fenced-in planted areas on the north sidewalk of East 78th Street, east of Park Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2015 to June 30, 2025 and provides among other terms and conditions for compensation payable, to the City according, to the following schedule: **R.P. # 1953**

From July 1, 2015 to June 30, 2025 - \$25/per annum

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

#8 IN THE MATTER OF a proposed revocable consent authorizing Consolidated Edison Company of New York, Inc., to construct, maintain and use a gas main pipe line under the City Island Bridge, between City Island Avenue and Pelham Bay Park, in the Borough of the Bronx. The proposed revocable consent is for a term of ten years from the Approval Date by the Mayor and provides among other terms and conditions for compensation payable, to the City according, to the following schedule: **R.P. # 2506**

From the Approval Date by the Mayor to June 30, 2022 - \$6,487/per annum

- For the period July 1, 2022 to June 30, 2023 - \$6,577
- For the period July 1, 2023 to June 30, 2024 - \$6,667
- For the period July 1, 2024 to June 30, 2025 - \$6,757
- For the period July 1, 2025 to June 30, 2026 - \$6,847
- For the period July 1, 2026 to June 30, 2027 - \$6,937
- For the period July 1, 2027 to June 30, 2028 - \$7,027
- For the period July 1, 2028 to June 30, 2029 - \$7,117
- For the period July 1, 2029 to June 30, 2030 - \$7,207
- For the period July 1, 2030 to June 30, 2031 - \$7,297
- For the period July 1, 2031 to June 30, 2032 - \$7,387

with the maintenance of a security deposit in the sum of \$150,000 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two

Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#9 IN THE MATTER OF a proposed revocable consent authorizing Texas Eastern Transmission, LP, to continue to maintain and use a pipeline under and across Arthur Kill, Old Place Creek, Forest Avenue and Washington Avenue, in the Borough of Staten Island. The proposed revocable consent is for a term of ten years from July 1, 2016 to June 30, 2026 and provides among other terms and conditions for compensation payable, to the City according, to the following schedule: R.P. # 626

- For the period July 1, 2016 to June 30, 2017 - \$ 9,663
- For the period July 1, 2017 to June 30, 2018 - \$ 9,910
- For the period July 1, 2018 to June 30, 2019 - \$10,157
- For the period July 1, 2019 to June 30, 2020 - \$10,404
- For the period July 1, 2020 to June 30, 2021 - \$10,651
- For the period July 1, 2021 to June 30, 2022 - \$10,898
- For the period July 1, 2022 to June 30, 2023 - \$11,145
- For the period July 1, 2023 to June 30, 2024 - \$11,392
- For the period July 1, 2024 to June 30, 2025 - \$11,639
- For the period July 1, 2025 to June 30, 2026 - \$11,886

with the maintenance of a security deposit in the sum of \$11,900 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

o20-n10

PROPERTY DISPOSITION

CITYWIDE ADMINISTRATIVE SERVICES

SALE

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

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

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

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

f23-a4

HOUSING PRESERVATION AND DEVELOPMENT

PUBLIC HEARINGS

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

j4-d30

PROCUREMENT

“Compete To Win” More Contracts!

Thanks to a new City initiative - “Compete To Win” - the NYC Department of Small Business Services offers a new set of FREE services to help create more opportunities for minority and Women-Owned Businesses to compete, connect and grow their business with the City. With NYC Construction Loan, Technical

Assistance, NYC Construction Mentorship, Bond Readiness, and NYC Teaming services, the City will be able to help even more small businesses than before.

Win More Contracts, at nyc.gov/competetowin

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

HHS ACCELERATOR PREQUALIFICATION

To respond to human services Requests for Proposals (RFPs), in accordance with Section 3-16 of the Procurement Policy Board Rules of the City of New York (“PPB Rules”), vendors must first complete and submit an electronic HHS Accelerator Prequalification Application using the City’s PASSPort system. The PASSPort system is a web-based system maintained by the City of New York for use by its Mayoral Agencies to manage procurement. Important business information collected in the Prequalification Application is required every three years. Documents related to annual corporate filings must be submitted on an annual basis to remain eligible to compete. Prequalification applications will be reviewed to validate compliance with corporate filings and organizational capacity. Approved organizations will be eligible to compete and would submit electronic proposals through the PASSPort system. The PASSPort Public Portal, which lists all RFPs, including HHS RFPs that require HHS Accelerator Prequalification, may be viewed at https://passport.cityofnewyork.us/page.aspx/en/rfp/request_browse_public. All current and prospective vendors should frequently review information listed on roadmap to take full advantage of upcoming opportunities for funding. For additional information about HHS Accelerator Prequalification and PASSPort, including background materials, user guides and video tutorials, please visit <https://www1.nyc.gov/site/mocs/systems/about-go-to-passport.page>.

ADMINISTRATION FOR CHILDREN’S SERVICES

AWARD

Human Services/Client Services

NON-SECURE DETENTION SERVICES RENEWAL #1 - Renewal - PIN# 06819P8207KXLR001 - AMT: \$4,686,893.00 - TO: Good Shepherd Services, 305 Seventh Avenue, 9th Floor, New York, NY 10001-6008.

NSD services are needed, for juvenile delinquents ages seven through twenty-one, to monitor and supervise detention youth, provide food, clothing, transportation, recreation, court-related and various services.

o20

FAMILY PERMANENCY SERVICES

INTENT TO AWARD

Human Services/Client Services

06822N0002-ENFC PROGRAM - STETSON SCHOOL - Negotiated Acquisition - Other - PIN# 06822N0002 - Due 11-12-21 at 4:00 P.M. The Administration for Children’s Services (ACS) intends to enter into a negotiated acquisition contract with Stetson School, located at 455 South Street, PO BOX 309, Barre, MA 01005-0309, for the provision of Extraordinary Needs Foster Care (ENFC) services for one youth in ACS custody. ACS selected to utilize the negotiated acquisition procurement method pursuant to the Procurement Policy Board Rules Section 3-04(b)(2)(i)(D) & Section 3-04(b)(2)(ii). The term of the contract will be from 5/11/2021 thru 6/30/2023 with one 3-year option to renew.

Organizations interested in future solicitations for these services are invited to do so by registering the NYC Mayor’s Office of Contract Services (MOCS) PASSPort system. To register with PASSPort, please go to www.nyc.gov/PASSPort. There you will find additional guides to assist you with the registration process.

Pursuant to Section 3-04(b)(2)(i)(D) and 3-04(b)(2)(ii) of the Procurement Policy Board Rules, ACS decided to utilize the negotiated acquisition method to procure services directly with Stetson School as they were the only OCFS approved program that can provide immediately placement and has the resources to continue appropriate care for this child’s specific needs.

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

Administration for Children's Services, Michael Walker michael.walker2@acs.nyc.gov

o15-21

CITYWIDE ADMINISTRATIVE SERVICES

AWARD

Goods

CURAPLEX LARYNGOSCOPE BLADES-FDNY - BRAND SPECIFIC - Competitive Sealed Bids - PIN# 8572000094 - AMT: \$664,700.00 - TO: Bound Tree Medical LLC, 5000 Tuttle Crossing Boulevard, Dublin, OH 43016.

o20

ADMINISTRATION

SOLICITATION

Goods

TRUCK, TILT BODY CONTAINER ROLL ON/ ROLL OFF - DSNY - Competitive Sealed Bids - PIN# 85721B0149 - Due 11-30-21 at 10:30 A.M.

Additional Brief Description, All bids are done on PASSPort. To review the details for this solicitation and participate, please use the following link below and use the keyword search fields, to find the solicitation for Truck, Tilt Body Container Roll On/Roll Off - DSNY. You can search by PIN#: 85721B0149, or search by keyword: <https://passport.cityofnewyork.us/page.aspx/en/rfp/request/browse/publ>. If there are any issues with PASSPort, contact: help@mocs.nyc.gov. OCP will have Bid Openings virtually, via Zoom, and in person. Vendors must register first to attend bid openings, via Zoom. Please click on the link below to register in advance for the bid opening. Zoom link to attend the virtual bid opening: <https://dcas-nyc.gov.zoom.us/join/85721B0149>. After registering, you will receive a confirmation email containing information about joining the meeting. Anyone that wishes to attend the bid opening in person can do so on the date of the bid opening.

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

Citywide Administrative Services, 1 Centre Street, 18th Floor, New York, NY 10007-1602. Joe Vacirca (212) 386-6330; jvacirca@dcas.nyc.gov

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DESIGN AND CONSTRUCTION

AWARD

Construction/Construction Services

85021B0138-BBJ-QTWM BOROUGH BASED JAILS-QUEENS - Competitive Sealed Bids - PIN# 85021B0138001 - AMT: \$6,382,583.60 - TO: Triumph Construction Corp, 1354 Seneca Avenue, Bronx, NY 10474.

Borough based jails-Queens installation of 48" Steel Trunk Water Main 126th Street between Union Turnpike and 82nd Avenue 132nd Street between Union Turnpike and 82nd Avenue, together with all work incidental thereto Borough of Queens City Of New York

NA-Construction.

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PROGRAM MANAGEMENT

SOLICITATION

Construction/Construction Services

CORRECTION: M/WBE GENERAL CONSTRUCTION - SMALL PROJECTS - Request for Qualifications - PIN# PQL000102 - Due 12-21-99 at 4:00 P.M.

The New York City (the "City") Department of Design and Construction ("DDC" or the "Department"), is in the process of establishing a pre-qualified list ("PQL") of Minority and Women-Owned Business

Enterprise ("M/WBE") general contractors for furnishing all labor, materials and equipment, necessary and required to perform general construction work on various capital construction projects.

https://passport.cityofnewyork.us/page.aspx/en/sup/pql_manage_public/102

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.

Design and Construction, 30-30 Thomson Avenue, 1st Floor, Long Island City, NY 11101. Lorraine Holley (718) 391-2601; mube_rfq_pql@ddc.nyc.gov

o14-20

ENVIRONMENTAL PROTECTION

WATER SUPPLY

INTENT TO AWARD

Services (other than human services)

BWS AQUARIUS SOFTWARE 2013502X - Request for Information - PIN# 82622Y0110 - Due 10-28-21 at 2:00 P.M.

NYC Environmental Protection, intends to enter into a sole source negotiation, with Aquatic Informatics Inc., for the renewal of Aquarius Software Licenses. Any firm which believes they can also provide this services are invited to respond to this RFI.

o14-21

HOUSING PRESERVATION AND DEVELOPMENT

AWARD

Construction/Construction Services

EMERGENCY DEMOLITION AT 1110 CASTLETON AVENUE, STATEN ISLAND - Emergency Purchase - PIN# 80621E0045001 - AMT: \$547,542.00 - TO: Alba Services Inc, 240 West 52nd Street, New York, NY 10019.

Demolition emergency, at 1110 Castleton Avenue, Staten Island (DL00417 / E-5962).

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HUMAN RESOURCES ADMINISTRATION

AWARD

Human Services/Client Services

EMERGENCY SAFE DWELLING FOR VICTIMS OF DOMESTIC VIOLENCE - Renewal - PIN# 06917N8289KXLR001 - AMT: \$6,472,410.20 - TO: Volunteers of America Greater New York Inc, 135 West 50 Street, 9th Floor, New York, NY 10020.

Renewal of contract with Volunteers of America, for the provision of emergency safe dwellings for victims of domestic violence.

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INTENT TO AWARD

Goods and Services

NEGOTIATED ACQUISITION THE MAYOR'S OFFICE OF FOOD POLICY CONTRACT WITH CONSULTING GROUP KAREN KARP & PARTNERS - Negotiated Acquisition - Other - PIN# 06922N0008 - Due 10-22-21 at 2:00 P.M.

The Human Resources Administration (HRA), is requesting the NA with the incumbent vendor, the food and beverage consulting group Karen Karp & Partners (KK&P), to serve a research project and provide project management and technical assistance to the Mayor's Office of Food Policy (MOFP), for the continued implementation of the Good Food Purchasing Program (GFPP). In 2019 the GFPP was adopted Citywide, and MOFP has had contracts with the Center for Good Food Purchasing and KK&P for consulting services, coordination, and analysis for successful work to the MOFP and the seven City agencies that procure and serve food. MOFP requires KK&P to provide specific ongoing project for the next phase of work in FY 22. HRA believes the KK&P project over the next three years is needed in order to continue to advance the new values of healthy food for to New Yorkers.

Contract Amount is \$150,000.00. Contract Term is 7/1/2021 - 6/30/2022.

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, 150 Greenwich Street, 37th Floor, New York, NY 10007. Jacques Frazier (929) 221-5554; frazierjac@dss.nyc.gov

o15-21

NYC HEALTH + HOSPITALS

CONTRACT SERVICES

■ SOLICITATION

Construction / Construction Services

JACOBI'S 4TH FL AUDITORIUM HVAC UNIT REPLACEMENT 600K - 700K - Competitive Sealed Bids - PIN# Jacobi HVAC - Due 11-10-21 at 1:30 P.M.

Jacobi Medical Center, 4th Floor Auditorium, HVAC Unit Replacement, 1400 Pelham Parkway South, Bronx, NY.

NYC Health + Hospitals, is requiring all vendors and contractors to maintain proof of COVID-19 vaccination for all of their employees who spend time at a NYC Health + Hospitals facility. Proof of COVID-19 vaccination is completion of the vaccination series, as outlined by the manufacturer.

Only Bidders on record and marked paid will be allowed to bid. Bidders who are planning to bid are required to purchase the Bid Forms Section "A" for \$30 Non-Refundable Fee, at one of the Mandatory Pre-Bid Meetings, with a Company Check or Money Order (Payable to NYCHH).

Bidders are encouraged to arrive at least 30 minutes before Mandatory Pre-Bid Meetings start time, to make purchases. Social distancing protocols must be observed, and limit your staff to one person, at the meetings.

All Bids shall be in accordance with the terms of the NYC Health and Hospitals (HHC) Project Labor Agreement.

Technical Questions must be submitted, in writing, by email, no later than five (5) calendar days after the Mandatory Pre-Bid Meetings, to Clifton.Mclaughlin@nychhc.org and Janet.Olivera@nychhc.org. Mandatory Meetings/site tours are scheduled for Thursday, October 28, 2021, at 1:00 P.M. and Friday, October 29, 2021, at 1:00 P.M., Building #1, 4th Floor, Auditorium, at address listed above,

NY. Requires Trade Licenses (Where Applicable). Under Article 15A of The State of New York, the following M/WBE Goals Apply to This Contract, MBE 20 percent and WBE 10 percent. These Goals Apply to any Bid Submitted of \$100,000 or more. Bidders not complying with these Terms will have their bids declared Non-Responsive

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

NYC Health + Hospitals, 55 Water Street, 25th Floor, New York, NY 10041. Clifton Mc Laughlin (212) 442-3658; Clifton.Mclaughlin@nychhc.org

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PARKS AND RECREATION

CAPITAL PROGRAM MANAGEMENT

■ INTENT TO AWARD

Services (other than human services)

CORRECTION: DESIGN/RECONSTRUCTION/RESTORATION SERVICES FOR THE ASPHALT GREEN POOL FILTER UPGRADE AT ASPHALT GREEN RECREATION CENTER

- Request for Information - PIN# 84622Y0144 - Due 10-21-21 at 2:00 P.M.

Department of Parks and Recreation, Capital Projects Division, intends to enter into a Sole Source Agreement with Asphalt Green Inc., a not-for-profit organization to provide design/reconstruction/restoration services for the Asphalt Green Pool Filter Upgrade, at Asphalt Green Recreation Center and facility, located on East 90th Street between York Avenue and the FDR Drive, Borough of Manhattan.

Any firms that would like to express their interest in providing services for similar projects in the future, may do so. All expressions of interest must be in writing to the address listed here and received by October 18, 2021. You may join the City Bidders list by filling out the "NYC-FMS Vend Enrollment Application" available on-line at "NYC.gov/selltonyc" and in hard copy by calling the Vendor Enrollment Center (212) 857-1680.

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

Parks and Recreation, Olmsted Center, Flushing Meadows-Corona Park, NY 11368. Grace Fields-Mitchell (718) 760-6687; grace.fields-mitchell@parks.nyc.gov

o14-21

CPC SECURITY BOLLARDS - Request for Information - PIN# 84622Y0146 - Due 10-29-21 at 2:00 P.M.

Department of Parks and Recreation, Capital Projects Division, intends to enter into a Sole Source Agreement with Central Park Conservancy, a not-for-profit organization, located on 14 East 60th Street, New York, NY 10022, Borough of Manhattan, to provide all necessary support services for the design, construction management, and construction of the Project.

Any firms that would like to express their interest in providing services for similar projects in the future, may do so. All expressions of interest must be in writing to the address listed here and received by October 29, 2021. You may join the City Bidders list by filling out the "NYC-FMS Vend Enrollment Application" available on-line, at "NYC.gov/selltonyc", and hard copy by calling the Vendor Enrollment Center (212) 857-1680.

o19-26

CONTRACT AWARD HEARINGS

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



COMPTRROLLER

■ NOTICE

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Monday, November 1, 2021, at 10:00 A.M. The Public Hearing will be held via Conference Call: Call-in # 516-554-0380, Meeting ID: 873940678#.

IN THE MATTER OF a proposed contract between the New York City Office of the Comptroller and Spruce Technology, Inc. located at 1149 Bloomfield Avenue, Suite G, Clifton, NJ 07012, for the Renewal of Socrata Subscription Licenses. The value of the contract shall be \$202,973.61. The term of the contract will be for two (2) years with options to renew for a period not to exceed four(4) years. PIN# 01522BIST52126.

The vendor has been selected, pursuant to Section 3-08 (c)(1)(iv) of the Procurement Policy Board Rules.

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ENVIRONMENTAL PROTECTION

PUBLIC HEARINGS

THIS PUBLIC HEARING HAS BEEN CANCELED.

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Department of Environmental Protection, via conference call, on October 21, 2021, commencing at 10:00 A.M., on the following:

IN THE MATTER OF a proposed Purchase Order/Contract between the Department of Environmental Protection and ENP Environmental Inc, located at 507A West Broadway, Long Beach, NY 11561, for Transportation & Disposal of Hazardous & Non-Hazardous Waste. The Contract term shall be 3 calendar years from the date of the written notice to proceed. The Contract amount shall be \$500,000.00. Location: 59-17 Junction Boulevard, Flushing, NY 11373, PIN#2016008X.

The Vendor was selected by MWBE Noncompetitive Small Purchase, pursuant to Section 3-08(c)(1)(iv) of the PPB Rules.

In order to access the Public Hearing and testify, please call 1 (347) 921-5612, Access Code: 605744464#, no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing, via email, at noahs@dep.nyc.gov.

Pursuant to Section 2-11(c)(3) of the Procurement Policy Board Rules, if DEP does not receive, by October 13, 2021, from any individual a written request to speak at this hearing, then DEP need not conduct this hearing. Requests should be made to Mr. Noah Shieh, via email, at noahs@dep.nyc.gov.

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MAYOR'S OFFICE OF CONTRACT SERVICES

PUBLIC HEARINGS

CORRECTED NOTICE

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, October 28, 2021, at 10:00 A.M. The Public Hearing will be held via Conference Call. Call-in #: 1-646-992-2010, ACCESS CODE: 715 951 139.

IN THE MATTER OF a Purchase Order/Contract between the Mayor's Office of Contract Services and InfoPeople Corporation, 450 7th Avenue, Suite 1106, New York, NY 10123-0105, for the provision of quality assurance services, Citywide. The term shall be from April 20, 2021 to June 30, 2021. The amount of this Purchase Order/Contract will be \$114,597.00. E-PIN #: 00221W0038001.

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

In order to access the Public Hearing and testify, please call 1-646-992-2010, ACCESS CODE: 715 951 139 no later than 9:55 AM. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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AGENCY RULES

ENVIRONMENTAL PROTECTION

NOTICE

NOTICE OF ADOPTION OF FINAL RULE

Pursuant to the authority vested in the Commissioner of the Department of Environmental Protection by Section 1043 and subdivision c of section 1403 of the New York City Charter and Section 24-257 of the Administrative Code of the City of New York, the Department of Environmental Protection has adopted amendments to Chapter 47 of Title 15 of the Rules of the City of New York. These

amendments were proposed and published in the City Record on August 27, 2021. The required public hearing was held on September 29, 2021. DEP received comments that support the adoption of this rule amendment.

Statement of Basis and Purpose of Rule

Chapter 47 of Title 15 of the Rules of the City of New York sets forth the penalties that may be imposed for violations of the Noise Control Code. This rule amends Subdivision b of Section 47-02 of Title 15 of the Rules of the City of New York to add penalties for violations of subdivision (e) of section 24-236 of the Administrative Code of the City of New York, which prohibits persons from causing or permitting the total sound from a motor vehicle operating on any public right-of-way from exceeding the sound levels set forth in section 386 of the New York State Vehicle and Traffic Law and the rules adopted pursuant to such section. This provision is added to the Noise Code Penalty Schedule, as it was unintentionally omitted when Chapter 47 was adopted. This rule change will help the City enforce the Noise Control Code and mitigate disruptive noise.

The penalties are within the ranges established in the Noise Control Code, codified in section 24-257 of the Administrative Code of the City of New York.

New material is underlined.

Section 1. Subdivision (b) of Section 47-02 of Title 15 of the Rules of the City of New York is amended by adding a new entry to the Noise Code Penalty Schedule, immediately following the entry for subdivision (d) of section 24-236, to read as follows:

Table with 7 columns: Section of Law, Violation Description, Compliance, Offense, Penalty, Default Penalty, Stipulation. Row 1: 24-236(e), Causing or permitting the total sound from motor vehicle operating on a public right-of-way to exceed the sound level set forth in section 386 of the New York State Vehicle and Traffic Law and any applicable rules, Stop causing or permitting the total sound of such a motor vehicle to exceed the sound level set forth in section 386 of the New York State Vehicle and Traffic Law and any applicable rules forthwith, 1st, 220, 525, Y. Row 2: 2nd, 440, 1050, N. Row 3: 3rd, 880, 1575, N.

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SPECIAL MATERIALS

CITY PLANNING

NOTICE

NOTICE OF COMPLETION AND NOTICE OF AVAILABILITY OF A FINAL ENVIRONMENTAL IMPACT STATEMENT

250 Water Street

Project Identification

CEQR No. 21DCP084M
ULURP Nos. C 210438 (A) ZSM; N 210439 ZRM; N 210441 ZAM; M 210442 LDM; C 210443 LDM; M 130053 BZSM; N 210445 ZAM; C 210446 ZCM
SEQRA Classification: Type I

Lead Agency

City Planning Commission
120 Broadway, 31st Floor
New York, NY 10271

Contact Person

Stephanie Shellooe, AICP, Deputy Director (212) 720-3328
Environmental Assessment and Review Division
New York City Department of City Planning

Pursuant to City Environmental Quality Review (CEQR), Mayoral Executive Order No. 91 of 1977, CEQR Rules of Procedure of 1991 and the regulations of Article 8 of the State Environmental Conservation Law, State Environmental Quality Review Act (SEQRA) as found in 6 NYCRR Part 617, a Final Environmental Impact Statement (FEIS) has been prepared for the action described below. Copies of the FEIS are available for public inspection at the office of the undersigned as well as online at <https://www1.nyc.gov/site/planning/applicants/eis-documents.page>. The proposal involves actions by the City Planning Commission (CPC) and the New York City Council, pursuant to Uniform Land Use Review Procedure (ULURP). A public hearing on the DEIS was held on September 1, 2021, in conjunction with the City Planning Commission's citywide public hearing, pursuant to ULURP. The Public Hearing also considered modifications to the proposed actions (the Modified Application, ULURP No. C 210438 (A) ZSM). Written comments on the DEIS were requested and were received by the Lead Agency through September 13, 2021. The FEIS incorporates responses to the public comments received on the DEIS and additional analysis conducted subsequent to the completion of the DEIS. The FEIS was revised on October 10, 2021 to reflect a small number of additional comments and responses.

The Applicant, 250 Seaport District, LLC, seeks a special permit, modifications to a previously approved large-scale general development (LSGD), zoning text amendments, and authorizations (the Proposed Actions) from the City Planning Commission (CPC) to facilitate the development of a mixed-use building containing market-rate and affordable housing, retail, office, and community facility spaces as well as parking at 250 Water Street (Block 98, Lot 1; the Development Site). Under the previously proposed project evaluated in the Draft Environmental Impact Statement (DEIS) and the Final Environmental Impact Statement (FEIS), the building would be up to 395 feet tall and include up to approximately 680,500 gross square feet (gsf).

On May 4, 2021, the New York City Landmarks Preservation Commission (LPC) voted to issue Certificates of Appropriateness for a modified design of the previously proposed building on the Development Site (Docket #: LPC-21-03235; Document #: COFA-21-03235) and the potential expansion of the Museum on the Museum Site (Docket #: LPC-21-04480; Document #: SUL-21-04480). On May 13, 2021, the New York City Landmarks Preservation Commission (LPC) issued a Certificate of Appropriateness (Design Approval, the "COFA") with respect to the modified design of the previously proposed building on the Development Site. The program and bulk of the approved designs are within the RWCDs (defined below) that is analyzed as the proposed development on the Development Site and potential expansion of the Museum on the Museum Site for purposes of the DEIS and FEIS.

Since the publication of the DEIS, the Applicant has withdrawn the original application (C 210438 ZSM) for the proposed project (referred to in the FEIS as the "previously proposed project") and filed a modified application (ULURP No. C 210438(A) ZSM) reflecting changes to the project that result from the LPC approval. The amended application was analyzed in a technical memorandum issued on August 17, 2021, and is further described and analyzed as the "Reduced Impact Alternative" in the FEIS.

The previously proposed project would also facilitate the restoration, reopening, and potential expansion of the South Street Seaport Museum (the Museum) at 89-93 South Street, 2-4 Fulton Street, 167-175 John Street (Block 74, a portion of Lot 1; the Museum Site). The previously proposed project would additionally include operational changes to facilitate passenger drop off on the Pier 17 access drive as well as minor improvements to the Pier 17 access drive area and building, and may include streetscape, open space, or other improvements (e.g., planters) under the Proposed Actions within the Project Area. The Project Area is located in the South Street Seaport neighborhood in Lower Manhattan, Community District 1.

The Applicant seeks the following discretionary actions in connection with the development of the previously proposed project: (i) a special permit pursuant to Zoning Resolution (ZR) Section 74-743(a) to allow for bulk modifications within a LSGD to allow the distribution of total allowable floor area without regard to zoning lot lines or district boundaries, and the location of buildings without regard to applicable height, setback, or street wall regulations; (ii) modifications to the South Street Seaport/Pier 17 LSGD site plan, zoning calculations and boundaries; (iii) text amendments to the South Street Seaport Subdistrict zoning regulations; and (iv), authorizations to allow for a curb cut on Pearl Street (ZR Section 13-441) and security bollards within a pedestrian circulation path of a waterfront public access area (ZR Section 62-822(b)). In addition, the Applicant seeks certifications pursuant to ZR Section 91-95 to transfer development rights and pursuant to ZR Section 62-12(c) for design changes to the previously approved Pier 17 waterfront site plan. In conjunction with these

actions, the Applicant is seeking a modification to the LSGD restrictive declaration to update the previously approved site plan and zoning calculations and to modify the Pier 17 Traffic Management Plan. Finally, the New York City Department of Small Business Services (SBS) is filing an application seeking approval of the disposition of leasehold and easement interests with respect to various City-owned properties located within the South Street Seaport area, which would allow for the renewal and extension of the term of an existing lease for 99 years, until 2120 (The renewal and extension of the lease is a Type II action pursuant to 6 NYCRR Part 617.5(c)(32)). Collectively, these actions would enable a mixed-use development at the Development Site with affordable units and improvements to the existing South Street Seaport/Pier 17 LSGD.

Additional actions to facilitate the previously proposed project and effectuate other changes to the affected area may include disposition actions relating to the Museum Site and the distribution of floor area to the Development Site, funding decisions and grant of an Article XI Tax Incentive by the Department of Housing Preservation and Development (HPD).

The Proposed Actions would facilitate the previously proposed project, an approximately 680,500-gsf mixed-use building that would include approximately 394,400 gsf of residential uses, 267,747 gsf of office uses, 13,353 gsf of retail uses, 5,000 gsf of community facility uses, and 108 parking spaces. The previously proposed project would include up to 394 dwelling units (DUs), of which approximately 25 percent (up to 99 DUs) would be affordable. The building would consist of a seven-story, full-block base occupying the entire Development Site with mixed uses (up to approximately 105 feet in height) on which a tower would be set. The tower, containing residential uses, would rise from the base to a total height of up to approximately 395 feet.

The previously proposed project would also facilitate the restoration, reopening, and potential expansion of the existing Museum on the Museum Site. Funding provided to the Museum would stabilize and strengthen its finances, setting the stage for its potential expansion. The restoration and reopening of the Museum would include approximately 27,996 gsf of renovated space for the Museum in several of the Schermerhorn Row Buildings at the corner of Fulton Street and South Street (91-93 South Street and 2-4 Fulton Street). The potential expansion of the Museum would result in a seven-story (approximately 62 feet in height), 32,383-gsf building to be constructed on the vacant John Street Lot at the corner of John Street and South Street (89 South Street/175 John Street). The expansion would contain additional exhibit and back office spaces for the Museum. The Museum's existing 26,312-gsf "Collections" building (167-171 John Street) would not be modified under the previously proposed project but would be reopened.

As part of the site plan modifications to the previously approved South Street Seaport/Pier 17 LSGD site plan, three guard booths would be installed, security bollards would be installed along South Street, the Pier 17 access drive would be slightly realigned, and a new skylight would be added to the top of the building on Pier 17. The previously proposed project would also include operational changes to facilitate passenger drop off on the Pier 17 access drive, and may include streetscape, open space, or other improvements (e.g., planters) under the Proposed Actions within the Project Area.

In order to assess the possible impacts of the components of the Proposed Actions, a reasonable worst-case development scenario (RWCDs) was established to compare the future without the previously proposed project (the No Action condition) to the future with the previously proposed project (the With Action condition) by the build year of 2026. Based on the comparison between the No Action and With Action conditions, the RWCDs includes an incremental increase of 91,730 gsf of residential space (up to 99 DUs), 267,747 gsf of commercial office space, 86,691 gsf of community facility space (proposed new/expanded museum space), and 43 parking spaces, as well as a reduction of 6,377 gsf of commercial retail space. The Proposed Actions would result in an additional 176 residents and 1,151 workers within the Project Area.

The FEIS assesses whether development resulting from the Proposed Actions could result in significant adverse environmental impacts. The FEIS identifies potential significant adverse impacts related to shadows, open space (due to shadows) historic and cultural resources (architectural resources), transportation (traffic and pedestrians), and construction (traffic and noise).

Shadows Impacts: The previously proposed project has the potential to result in significant adverse shadow impacts to the Southbridge Towers complex open spaces. The effects of the shadows would also result in a significant adverse open space impact from direct effects on that resource.

Incremental shadow from the Development Site would pass across portions of the Southbridge Tower open spaces from early to late morning in the spring, summer, and fall, covering large areas at times, and significantly altering the use of the spaces for users seeking sun, and potentially impacting the health of the trees and plantings in one limited area.

Mitigation measures to partially offset the significant adverse impact to the Southbridge Towers complex open spaces' users and vegetation have been developed. The Applicant will monitor the open spaces' vegetation and replace vegetation with more shade-tolerant species, as necessary.

Historic and Cultural Resources Impacts: Since the Project Area is located within the NYCL South Street Seaport Historic District, construction and design of the previously proposed building on the Development Site and the potential expansion on the Museum Site are subject to LPC review and approval. LPC is in the process of considering the proposed designs for both the Development Site and Museum Site for Certificates of Appropriateness. Public hearings were held on January 5 and April 6, 2021, and on May 4, 2021, LPC voted to issue Certificates of Appropriateness for a modified design of the previously proposed building on the Development Site (Docket #: LPC-21-03235; Document #: COFA-21-03235) and the potential expansion of the Museum (Docket # LPC-21-04480, Document # SUL-21-04480). On May 13, 2021, LPC issued a Certificate of Appropriateness (Design Approval, the "COFA") with respect to the modified design of the previously proposed building on the Development Site. The program and bulk of the approved designs are within the RWCDs that is analyzed in the DEIS and the FEIS for the previously proposed building on the Development Site and the potential expansion of the Museum.

For the purposes of the FEIS, a new building on the Development Site as represented by the maximum building envelope (e.g., up to a maximum height of 395 feet) would have the potential to result in significant adverse contextual impacts to historic resources. The Applicant has withdrawn the application for the previously proposed building and submitted a revised Land Use Application (Application Number C 210438(A) ZSM; the "A-Application") consistent with the LPC-approved designs between the publication of the DEIS and the FEIS, which is considered in the FEIS as the Reduced Impact Alternative.

Transportation Impacts: The previously proposed project could result in potential significant adverse traffic impacts at three intersections during the weekday AM peak hour, three intersections during the weekday midday peak hour, and three intersections during the weekday PM peak hour. The affected intersections are Pearl Street and Beekman Street, Pearl Street and Dover Street, and Pearl Street and Robert F. Wagner Sr. Place. With the implementation of standard traffic mitigation measures (signal timing changes), which are subject to review and approval by the DOT, the significant adverse traffic impact at Pearl Street and Beekman Street during the weekday midday peak hour could be fully mitigated. The remaining significant adverse traffic impacts at these three intersections would remain unmitigated.

For pedestrian conditions, the previously proposed project has the potential to result in significant adverse impacts at the southeast corner of Pearl Street and Frankfort Street during the weekday midday and PM peak hours. These significant adverse pedestrian impacts could be fully mitigated with a six-foot corner curb extension, which is subject to the approval of DOT prior to implementation. As part of the curb extension, a "No Standing Anytime" parking regulation would need to be installed along the north curb of the eastbound receiving side of Dover Street for approximately 40 feet, which would remove two on-street parking spaces dedicated to the Human Resources Administration. Based on a review of nearby curbside regulations, the two displaced Human Resources Administration parking spaces could be readily relocated to the east or west sides of Pearl Street between Peck slip and Dover Street, the north side of Beekman Street between Pearl Street and Water Street, or the south side of Dover Street between Water Street and Front Street. These locations currently have two hour metered parking along Pearl Street and street cleaning regulations along Beekman Street and Dover Street, which can be converted at DOT discretion to accommodate the subject parking spaces.

Construction Impacts: Construction associated with the previously proposed project would result in temporary disruptions in the surrounding area. The previously proposed project's construction activities could result in significant adverse noise and traffic impacts. For all other technical areas, construction activities associated with the previously proposed project would not result in significant adverse impacts.

A detailed construction traffic analysis was prepared to identify specific temporary impacts that may occur during construction. During peak construction, project-generated vehicle trips would be less than what would be realized upon completion of the previously proposed project. However, a temporary significant adverse traffic impact is expected to occur at the intersection of Pearl Street and Dover Street during the early morning construction peak hour. With the implementation of standard traffic mitigation measures (signal timing changes), which are subject to review and approval by DOT, this significant adverse traffic impact could be fully mitigated.

The previously proposed project's construction activities would result in significant adverse impacts related to noise at multiple sensitive

locations (i.e., the South Street Seaport Museum, the school receptors at 1 Peck Slip, the Pearl Street Playground, the north-facing residential and school receptors along Water Street between Beekman Street and Peck Slip, and the residential receptors at 100 Beekman Street, 299 Pearl Street, 333 Pearl Street, 49 Fulton Street, 117 Beekman Street, and at 23-33 Peck Slip). Construction of the previously proposed project would follow the construction noise control requirements of the New York City Noise Control Code and would commit to measures to control construction noise that go beyond those required by Code. However, the most noise-intensive construction activity nearest the receptors experiencing significant adverse impacts would only be partially mitigated. Significant adverse impacts that cannot be fully mitigated through reasonably practicable measures would be considered unavoidable.

The FEIS considers three alternatives – a No-Action Alternative, a No Unmitigated Significant Adverse Impact Alternative, and a Reduced-Impact Alternative. The No-Action Alternative examines future conditions within the Project Area, but assumes the absence of the Proposed Actions (i.e., none of the discretionary approvals proposed as part of the Proposed Actions would be adopted). The No Unmitigated Significant Adverse Impacts Alternative examines a scenario in which the density and other components of the Proposed Actions are changed specifically to avoid the unmitigated significant adverse impacts associated with the Proposed Actions.

The Reduced Impact Alternative would include an approximately 616,483-gsf mixed-use building that could potentially include a community facility theater use. The Reduced Impact Alternative (without theater use) would include approximately 432,253 gsf of residential uses, 161,969 gsf of office uses, 17,261 gsf of retail uses, 5,000 gsf of community facility uses, and 108 parking spaces. It would include up to 432 DUs, of which approximately 25 percent (up to 108 DUs) would be affordable. Compared to the previously proposed project, it would have less gross square feet (616,500 versus 680,500) and would have a lower height (up to 324 feet versus 395 feet). This alternative reflects the design approved by LPC following the publication of the DEIS. While there would be less office and more residential under this alternative, the mix of uses would be the same, with market-rate and affordable housing, retail, office, community facility spaces (including a theater, considered as an option under this alternative) and accessory parking. Other aspects of the previously proposed project (such as access changes at Pier 17) and conditions assumed for the purposes of environmental review (the restoration, expansion, and reopening of the South Street Seaport Museum) would be retained with the Reduced Impact Alternative.

Based on its reduced height and bulk and smaller amount of floor area, this alternative would have the same or less potential for environmental impacts than the previously proposed project. While most conclusions would remain the same as those for the previously proposed project, there would not be a significant adverse historic resources or direct open space impact due to shadows. Although there would be a shadow impact on the open space of the Southbridge Towers complex under either the previously proposed project or the Reduced Impact Alternative, there would be noticeably less shadow on that resource and other open spaces with this alternative.

Copies of the FEIS may be obtained from the Environmental Assessment and Review Division, New York City Department of City Planning, 120 Broadway, 31st Floor, New York, NY 10271, Stephanie Shelloe, Deputy Director (212) 720-3328, and on the New York City Department of City Planning's website, located at <https://www1.nyc.gov/site/planning/applicants/env-review/250-water-street.page>

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NOTICE OF COMPLETION OF THE FINAL ENVIRONMENTAL IMPACT STATEMENT

Citywide Hotels Text Amendment

Project Identification

CEQR No. 21DCP111Y
ULURP No. N210406ZRY
SEQRA Classification: Type 1

Lead Agency

City Planning Commission
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Pursuant to City Environmental Quality Review (CEQR), Mayoral Executive Order No. 91 of 1977, CEQR Rules of Procedure of 1991 and the regulations of Article 8 of the State Environmental Conservation Law, State Environmental Quality Review Act (SEQRA) as found in 6 NYCRR Part 617, a Final Environmental Impact Statement (FEIS) has been prepared for the action described below. The proposal involves an action by the New York City Planning Commission and Council of the City of New York that is subject to review under Section 200 of the

City Charter and the CEQR process. Copies of the FEIS are available for public inspection at the office of the undersigned as well as online, at <https://www1.nyc.gov/site/planning/applicants/eis-documents>. A public hearing on the Draft Environmental Impact Statement (DEIS) for the proposal was held on July 14, 2021, at the City Planning Commission Hearing Room, Lower Level, 120 Broadway, New York, NY 10271, accessible in person and remotely in conjunction with the City Planning Commission's public hearing. Written comments on the DEIS were requested and received by the Lead Agency through July 26, 2021. The FEIS addresses all substantive comments made on the DEIS during the public hearing and subsequent comment period.

The Department of City Planning (DCP), as detailed below, is proposing a citywide zoning text amendment to establish a new special permit under the jurisdiction of the City Planning Commission for new and enlarged transient hotels (Use Group 5) and motels, tourist cabins, and boatels (Use Group 7) in a number of commercial and mixed-use districts. A special permit is a discretionary action by the CPC, subject to ULURP review, which permits certain uses of modified use, bulk, or parking regulations if certain conditions and findings specific in the Zoning Resolution are met. The proposed zoning text amendment would affect every community district within the City, since all community districts contain zoning districts that currently permit as-of-right hotel development.

As of January 2020, New York City has remained one of the world's most popular travel destinations, the third largest hotel market in the United States after Las Vegas and Orlando, and the largest hotel supply pipeline in the nation according to Lodging Magazine. In 2019, New York City drew a record 66.6 million visitors, a 2.4 percent increase over 2018 and reflective of an uninterrupted 12-year run of consecutive increases in visitor counts. 28 million of those visitors stayed in hotels in the city, accounting for over \$13 billion in direct and indirect business sales.

2019 also saw the continuation of an unprecedented boom in hotel development in New York City that began in 2007 and added over 54,100 hotel rooms since that year—a 73 percent increase in supply. While hotels directly supported 305,900 jobs in 2019 and accounted for \$940 million in property tax, \$634 million in hotel occupancy tax, and \$425 million in sales tax in fiscal year 2019, the rapid pace of new hotel development has introduced new activity that may affect neighborhood conditions in unexpected ways by creating conflicts with existing businesses or altering the economic character of in commercial districts. In addition, while hotels are like residential uses in that they primarily contain sleeping accommodations, the transient nature of hotels can change the primarily residential character of some commercially zoned neighborhoods. At the same time, many C8 and mixed-use districts where new hotels have located lack amenities and services, while surrounding business activity and traffic may create hazards for guests.

The rapid growth of new hotels across the city has led to calls from communities and elected officials to better regulate the development of hotels to limit land use impacts and slow the pace of development in some locations. Over time, the City Planning Commission (CPC) has adopted a variety of special permits to address myriad planning concerns relating to residential development goals, neighborhood character, and conflicts with adjacent uses. Consequently, the City has an inconsistent and patchwork framework for new hotel development.

Although the COVID-19 pandemic caused an abrupt and precipitous drop in hotel occupancy and construction, visitation is expected to return by 2025 along with a demand for new hotels.

Accordingly, to create a more consistent zoning framework for new hotels; to address conflicts with nearby commercial, industrial, and residential uses that new transient uses may introduce; and to avoid the potential for hotel development to impair the future use and development of areas around a new hotel, the Department of City Planning (DCP) proposes a citywide zoning text amendment to establish a new special permit under the jurisdiction of the CPC for new hotels, motels, tourist cabins, and boatels in C1, C2, C4, C5, C6, C8, and Mixed-Use (MX) and paired M1/R districts.

To address the potential loss of hotel inventory citywide related to the closure of hotels due to the pandemic, DCP proposes provisions that will allow adaption, expansion of reopening of existing hotels, and modified vesting provisions to allow hotel projects in the development process with a filed application by date of referral and Department of Buildings (DOB) zoning plan approval one year after the date of adoption to move forward. Applications for hotels filed prior to 2018 must obtain a foundation permit within one year after the date of adoption. Projects and land use actions supporting hotel development approved by DCP or the New York City Board of Standards and Appeals (BSA) after January 1, 2018, or that have filed, including an application for an extension of time to complete construction, with BSA or been certified by the CPC before the date of adoption, would be excluded from the Proposed Action until six years from the date of adoption.

The Proposed Action aims to create a more consistent framework for hotel development citywide and to ensure that new hotels are

established on appropriate sites, based on reasonable considerations regarding the hotel development's impact on the future use and development of the surrounding area.

Prior to 2007, New York City's supply of hotel rooms had not kept up with demand, resulting in some of the highest occupancy and nightly rates in the country. Although commercial hotels were permitted without restriction in most commercial and light manufacturing districts across the City, there was little new hotel construction outside the Central Business District.

However, this began to change in 2007, driven by a rise in tourism and new sources of financing for hotels. New York City has added over 54,000 hotel rooms since that year, a 73 percent increase in supply. Another feature of this period of hotel growth has been its occurrence across all five boroughs and not just Manhattan. Since 2010, Queens and Brooklyn have both seen hotel room count increases of over 50 percent, with similar growth rates in the smaller markets of the Bronx and Staten Island. Also noteworthy has been the expansion of hotel development into areas of the city that had never supported substantial hotel development before, including light manufacturing districts in every borough.

In 2019, there were over 127,800 hotel rooms in New York City—an all-time high. The city also attracted a record 67 million visitors that year, giving the New York City hotel market the highest occupancy rates of any major hotel market in the United States.

Until the COVID-19 pandemic brought most new construction to a halt in March 2020, new hotels were outpacing other types of non-residential development in some parts of the city—in some instances introducing conflicts with adjacent uses and influencing development patterns in unanticipated ways. In addition, the rapid growth of hotels in commercial and mixed-use districts, where hotels are currently allowed as-of-right, presents land use challenges in the city's mixed-use business districts.

The proposed text amendment would create a consistent zoning framework for new hotels and allow the CPC to evaluate hotel use to ensure it does not impair the future use or development of the surrounding area. The new CPC Special Permit would replace existing special permits for hotels in Special Purpose Districts. It would also require a CPC Special Permit citywide for new hotels and enlargements in C1 (except for C1-1, C1-2, C1-3 or C1-4 Districts), C2, C4, C5, C6, C8, Mixed Use (MX), and paired M1/R districts. The proposed text amendment would retain existing findings and regulations for hotels in M1 districts where a special permit was adopted in December 2018. The Proposed Action would also retain provisions adopted in the 2018 text amendment to exempt hotels in M1 districts operated for a public purpose.

Because of the anticipated closure of many of the City's existing hotels due to the COVID-19 pandemic, DCP proposes several zoning mechanisms to limit the effect of reductions in supply when visitation and hotel demand recovers. These "Recovery Provisions" include the following actions:

- Existing hotels would be considered conforming uses to allow limited enlargements, alterations, and extensions, and to allow the reconstruction of hotels in the event of damage or destruction.
- Current zoning that discontinues nonconforming uses that are vacant for two or more years would be suspended for existing hotels in all zoning districts until six years from the date of adoption, thereby allowing hotels existing on the date of enactment to reopen as a hotel without a Special Permit.
- Existing hotels located in any zoning district that are converted to other uses would also be permitted to convert back to a hotel until six years from the date of adoption without obtaining a Special Permit.
- Hotel projects in the development process with a filed DOB application by the date of referral and DOB zoning plan approval one year after the date of adoption will be vested under current zoning until six years from the date of adoption. However, applications for hotels filed at DOB prior to 2018 must also obtain a foundation permit within one year after the date of adoption.
- Projects and land use actions supporting hotel development approved by DCP or BSA after January 1, 2018, or that have filed, including an application for an extension of time to complete construction, with BSA or been certified by the CPC before the date of adoption, would be excluded from the Proposed Action until six years from the date of adoption.

Use Group 5 transient uses that are operated for a public purpose, such emergency shelters and certain types of for-profit supportive housing that do not operate as commercial hotels, will also be excluded from the proposal. Any hotel operated for a public purpose that exists within applicable districts on the date of adoption of the Proposed Action would be permitted to cease its public function and return to

operating as a commercial hotel without seeking the proposed Special Permit.

Since the Proposed Action is a citywide action and has broad applicability, it is difficult to predict the universe of sites where development would be affected by the Proposed Action. For this reason, the Proposed Action is analyzed in this environmental review as a "generic action." In addition, as the citywide zoning text amendment would establish a new Special Permit under the jurisdiction of the CPC for new hotels, there is no new development increment associated with the Proposed Action and, therefore, no projected or potential development sites. The environmental review therefore consists of an assessment of the potential effects of making hotel use subject to special permit requirements.

The analytical framework is addressed through a Reasonable Worst-Case Development Scenario (RWCDs). The incremental difference between the No-Action condition and the With-Action condition serves as the basis for the environmental impact analyses.

It is anticipated that the New York City hotel market will recover to 2019 levels by the year 2025. An analysis year 10 years in the future is generally considered reasonable for generic projects, as it captures a typical cycle of market conditions and generally represents the outer timeframe within which predictions of future development may usually be made without speculation. Therefore, an analysis year 10 years after the projected recovery year—or 2035—was chosen in order to account for a typical market cycle plus the unique market effects of the COVID-19 pandemic.

The identification of existing conditions is critical to establish a baseline, not against which the Proposed Action's effects are measured but from which future conditions can be projected. To inform the understanding of existing conditions, DCP engaged a socioeconomic consultant team to produce a market analysis of the City's hotel conditions in the past, current, and future context.

As noted above, in January 2020, there were over 127,800 hotel rooms in New York City before the COVID-19 pandemic. In addition, there were approximately 31,800 hotel rooms in active projects in the hotel pipeline, consisting of hotel projects that have filed or approved applications or are permitted for construction with the DOB as of March 2021. An analysis of updated data as of June 2021 shows that the number of rooms in active DOB projects is substantially the same as it was in March 2021. There were also a number of projects that are not in the DOB pipeline but are working towards approval with the City, and are in the public review process with either DCP (approximately 2,590 rooms across 20 projects) or the BSA (approximately 330 hotel rooms across two projects).

According to the Consultant Report, in 2019 New York City saw a record number of tourism and hotel inventory growth. However, in March 2020 the COVID-19 pandemic struck New York City and has had a substantial, ongoing effect on its hotel market. Between January 2020 and March 2021, a net total of 131 (out of 705) hotels and 38,100 (out of 127,810) rooms closed in New York City, representing a decline of 19 and 30 percent, respectively, resulting in 90,470 rooms as of March 2021.

The Consultant Report was updated with an Appendix in order to understand the evolving impacts of the COVID-19 Pandemic on the hotel and tourism industry. As of June 2021, many temporarily closed hotels have reopened, and room occupancy and RevPar rates have started to rebound, as described in the Consultant Report. Approximately 7,210 rooms were permanently closed, an increase of approximately 2,280 rooms since March 2021. However, only 2,415 rooms remained in hotels that were temporarily closed, a large decrease since March 2021. Additionally, approximately 3,630 rooms have come to market in newly constructed or renovated hotels between January 2020 and June 2021. Therefore, as of June 2021, New York City has a hotel room inventory of 121,820 rooms, approximately 95 percent of the inventory that was available in January 2020. As cited in the Consultant Report, although there has been some return to travel in the City, recovery projections citing a 2025 recovery of the hotel industry remain the same, as the City is not yet experiencing "post pandemic" conditions. While hotel occupancy has increased, along with hotel revenue, since the height of the pandemic they remain well below the 2019 levels. Uncertainty surrounding the impacts and duration of the Delta variant exemplify remaining uncertainty in the tourism and hotel markets, and it is possible that hotels that are in business as of June 2021 may not represent the inventory upon recovery.

To project hotel room demand and supply growth across the City, the Consultant Report relied on visitation and employment projection data, as well as national tourism demand trends and NYC hotel pipeline information. The analysis hypothesized that in 2025, the NYC hotel market will have fully recovered, reaching 2019 demand levels, and then grow to reach a demand of approximately 174,730 rooms by 2035. While future citywide demand will continue to be driven by Manhattan, new hotel room supply is expected to be more evenly distributed throughout the city.

It is expected that without the Proposed Action, the market would respond to demand increases by increasing supply until the market reaches equilibrium. Therefore, the No-Action condition assumes that, with an expected recovery in 2025, by the 2035 build year the hotel supply in the City will grow to reach an equilibrium with market demand. Demand was distributed among the boroughs with a weighted adjustment to account for historic distribution and the distribution of active pipeline hotels. However, given the unique circumstances under COVID-19 with temporary and permanent hotel closures throughout the city, assumptions were made to establish an estimated hotel supply in 2025 so that a number of hotel rooms that would need to be developed in order to reach market equilibrium by 2035 could be determined. Therefore, it is estimated in 2025 that hotel room supply would be approximately 95,860 rooms, about 5,390 more rooms than were open as of March 2021. Therefore, from 2025 to 2035, 78,880 hotel rooms would be expected to come to market to meet estimated 2035 demand. Some of this demand would be satisfied by the current pipeline of 31,800 hotel rooms.

The proposed text amendment, as noted above, will have provisions to allow for the hotel industry to recover from COVID-19 pandemic impacts, including provisions that address discontinuance, vesting, and exclusions. Some of the temporarily closed hotels looking to reopen will be able to through the discontinuance provisions. It is also estimated that the text provisions would allow for an additional 25,290 hotel rooms in the pipeline to vest before the effective date, and 2,300 hotel rooms currently in applications for existing special permits with city agencies to be excluded. This would result in a hotel room inventory of approximately 123,450 in 2035, comprised of existing hotel rooms and hotels in the pipeline or in applications with the city that are able to vest or be excluded from the Special Permit provision. As described above under the Existing and No-Action Conditions, as of June 2021, the hotel inventory has increased, nearing January 2020 conditions. However, more hotels have permanently closed since publication of the DEIS, and the City has not reached a post pandemic economy. Due to this continued uncertainty in the market, the FEIS maintains the assumption that the 2025 hotel room supply will be 75 percent of the January 2020 supply. This will provide a conservative estimate of conditions in an uncertain market.

Therefore, under the With-Action condition, for supply to meet market demand, it is estimated that approximately 51,280 future hotel rooms could be affected by the Special Permit, slowing or hindering their development. However, it is expected that an additional 4,210 rooms would come to market between the effective date and 2035 through seeking the proposed Special Permit, based on those that have sought non-discretionary actions, such as CPC Chair Certifications, for hotels in the past decade. Therefore, it is estimated in the With-Action Condition, that there would be a supply of approximately 127,660 hotel rooms, and there would be an estimated unmet demand of approximately 47,070 hotel rooms in 2035.

The FEIS assesses whether the Proposed Action could result in significant adverse environmental impacts. The FEIS identifies potential significant adverse impacts related to socioeconomic conditions.

Socioeconomic Conditions

The Proposed Action has the potential to result in significant adverse impacts to socioeconomic conditions. The scale of lost rooms and resulting loss in visitors has the potential to substantially affect the ability of the hotel and tourism industries to grow and meet future anticipated demand.

The approximately 47,070 fewer hotels rooms in the With-Action condition represents a 27-percent decrease in the hotel room supply as compared to the No-Action condition. This reduction in room supply would have a significant adverse impact on the ability of the city's Accommodation sector to grow and meet anticipated future demand, resulting in significant loss of projected future overnight visitors who cannot be accommodated as well as opportunity costs both for the hotel industry and the broader tourism industry in New York City. Therefore, the Proposed Action would have a significant adverse impact on the hotel industry due to socioeconomic conditions.

For the broader tourism sector in New York City—which encompasses food and beverage establishments, retail, arts/entertainment/recreation, and local transportation in addition to the lodging sector itself—the Proposed Action would likely diminish future potential visitor spending in the City. It is anticipated that approximately two-thirds of the visitors unable to secure hotel rooms in New York City due to the supply gap in the With-Action condition would nevertheless still travel into the City, while the remaining one-third would cancel their travel plans entirely and their corresponding spending in the broader tourism sector would be entirely forfeited. Therefore, the loss of these future hotel rooms under the Proposed Action and its restriction on tourism industry growth would constitute a significant adverse impact on the city's tourism industry.

Potential mitigation measures for the identified significant adverse socioeconomic impacts were explored by DCP. Potential methods to limit the applicability of the Proposed Action include the Geographic Exclusion

Alternative, the Size Exclusion Alternative, and the implementation of a sunset provision. Another potential mitigation would be to delay the onset of the Proposed Action and implement a sunrise provision to allow for additional growth of the hotel inventory to promote economic recovery before the Proposed Action takes effect. Overall, the Geographic Exclusion Alternative, the Size Exclusion Alternative, a sunset provision, or a six-year sunrise provision, if implemented, would partially mitigate the adverse socioeconomic impact.

The Geographic Exclusion Alternative and Size Exclusion Alternative have the potential to partially mitigate the adverse socioeconomic impact to the hotel and tourism industries by lessening the anticipated gap between future supply and demand. However, as discussed in Alternatives, there are ways in which both Alternatives would not meet the intended purpose and need of the Proposed Action by allowing for continued hotel development without site specific review. Furthermore, the Geographic Exclusion Alternative has the potential to result in other adverse impacts to socioeconomic conditions such as direct or indirect displacement, and unmitigated impacts in other analysis areas associated with the induced development in Exclusion Districts.

The potential sunset provision would allow for the Proposed Action to be revisited by the CPC in the future given the uncertainty of market conditions due to the COVID-19 pandemic. If implemented, a sunset provision would eliminate the adverse socioeconomic impact to the hotel and tourism industries, but there would still be a temporary adverse impact. There would be lost opportunity cost from growth in the industries, but unless the Proposed Action is renewed, the market would revert to the No-Action condition and eventually be able to satisfy demand when the Proposed Action sunsets.

Two sunrise provision scenarios are examined - a one-year sunrise and a six-year sunrise. The one-year sunrise would have minimal mitigation to the identified significant adverse impact, while a six-year sunrise would partially mitigate the impact if implemented. A six-year sunrise would not induce growth that would not occur under the No-Action condition, but given the uncertainty surrounding market conditions for hotels, it is possible that a sunrise provision could lead to more rapid growth in the near future, which would be counter to the stated purpose and need.

However, since no mitigation measure can fully mitigate the significant adverse socioeconomic conditions impacts, the impacts would remain unmitigated.

The EIS considers four alternatives to the Proposed Action: A No-Action Alternative, which is mandated by CEQR and SEQRA, and is intended to provide the lead and involved agencies with an assessment of the expected environmental impacts of no action on their part; a Non-Recovery Alternative, which demonstrates the effects of the Special Permit without the Recovery Provisions detailed above in Project Description; a Geographic Exclusion Alternative, as noted above; and a Size Exclusion Alternative, as noted above.

Copies of the FEIS may be obtained from the Environmental Assessment and Review Division, New York City Department of City Planning, 120 Broadway, 31st Floor, New York, NY 10271, Stephanie Shelloe, Deputy Director (212) 720-3328, and on the New York City Department of City Planning's website, located at <https://www1.nyc.gov/site/planning/applicants/env-review/citywide-hotels.page>.

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NOTICE OF COMPLETION OF THE FINAL ENVIRONMENTAL IMPACT STATEMENT

SoHo/NoHo Neighborhood Plan

Project Identification

CEQR No. 21DCP059M
ULURP No. C210422ZMM, N210423ZRM
SEQRA Classification: Type 1

Lead Agency

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Pursuant to City Environmental Quality Review (CEQR), Mayoral Executive Order No. 91 of 1977, CEQR Rules of Procedure of 1991 and the regulations of Article 8 of the State Environmental Conservation Law, State Environmental Quality Review Act (SEQRA) as found in 6 NYCRR Part 617, a Final Environmental Impact Statement (FEIS) has been prepared for the action described below. The proposal involves an action by the New York City Planning Commission and Council of the City of New York that is subject to review under Section 200 of the City Charter and the CEQR process. Copies of the FEIS are available for public inspection at the office of the undersigned as well as online, at <https://www1.nyc.gov/site/planning/applicants/eis-documents.page>. A public hearing on the DEIS was held on September 2, 2021, in conjunction with the City Planning Commission's public hearing

pursuant to ULURP. Written comments on the DEIS were requested and were received by the Lead Agency through September 13, 2021. The FEIS incorporates responses to the public comments received on the DEIS and additional analysis conducted subsequent to the completion of the DEIS.

The New York City Department of City Planning (DCP) is proposing zoning map and zoning text amendments (the "Proposed Actions") that would apply to an approximately 56-block, 146-acre area (the "Project Area") of the SoHo and NoHo neighborhoods of Manhattan Community District 2. The Proposed Actions are intended to create opportunities for new housing, including affordable housing, better reflect existing built conditions, strengthen the mixed-use character of the neighborhoods, including office and retail uses, and celebrate the unique architectural and creative legacies of SoHo and NoHo. The Proposed Actions were developed in response to neighborhood-wide planning challenges brought about by changing economic and demographic trends and informed by local and Citywide stakeholders during the Envision SoHo/NoHo process, a public engagement initiative undertaken in 2019 by the Manhattan Borough President, the Council Member for City Council District 1, and DCP.

The Project Area is generally bounded by Astor Place and Houston Street to the north; Bowery, Lafayette Street, and Baxter Street to the east; Canal Street to the south, and Sixth Avenue, West Broadway, and Broadway to the west. The Reasonable Worst-Case Development Scenario (RWCDs) for the Proposed Actions identifies 26 projected development sites. On the projected development sites, the Proposed Actions are expected to result in a net increase of approximately 1,826 projected dwelling units (DUs) (including 381 to 572 affordable units); 70,678 gross square feet (gsf) (61,294 zoning square feet (zsf)) of projected retail space (local and destination retail and supermarket space); and 20,778 gsf (18,076 zsf) of projected community facility space. The RWCDs also identifies 58 potential development sites, which are considered less likely to be developed by the analysis year. On the potential development sites, the Proposed Actions may result in a net increase of approximately 1,719 DUs, including 370 to 552 permanently affordable units; 52,360 gsf (46,073 zsf) of potential destination retail space; and 16,272 gsf (14,156 zsf) of potential community facility space. Development on some of these sites, due to the sites' location within New York City-designated historic districts, would be subject to future review and approval by the New York City Landmarks Preservation Commission (LPC) in accordance with the New York City Landmarks Law. In addition, portions of the Project Area are within the City's Coastal Zone and would therefore be reviewed by CPC, in its capacity as the City Coastal Commission (CCC) to determine if the Proposed Actions are consistent with the relevant Waterfront Revitalization Program (WRP) policies.

The Proposed Actions seek to accomplish the following land use and zoning objectives:

- Promote economic recovery, resiliency, and growth by allowing a wider range of commercial, community facility, and light industrial uses.
- Expand housing opportunities by allowing residential use and requiring permanently affordable housing to ensure that the neighborhoods support income diversity and further the City's equity and Fair Housing goals.
- Establish appropriate densities and contextual building envelopes that ensure new development harmonizes with neighborhood context and scale.
- Promote the preservation of historic resources and adaptive reuse of existing buildings by allowing for the conversion of existing buildings.
- Celebrate SoHo/NoHo's evolving role in the City's creative economy by continuing to accommodate and expand live-work uses and supporting creative, arts, and cultural uses.

Since the issuance of the Draft Environmental Impact Statement (DEIS), DCP has proposed modifications to the land use application for consideration by the City Planning Commission (CPC), in response to public comments. The potential modifications to the Proposed Actions would reduce commercial and manufacturing density in Opportunity Areas 2 and 3 of the Project Area, as well as create a new Chairperson Certification for Use Group 10A retail uses over 25,000 square feet pertaining to additional review of a loading plan. The potential CPC modifications are analyzed in the "CPC Modification Alternative," which is new to this Final Environmental Impact Statement (FEIS). Potential modifications also include minor text edits that do not affect the analyses.

In order to assess the possible effects of the Proposed Actions, a RWCDs was developed, to assess the future condition absent the Proposed Actions (No Action condition) and the future condition with the Proposed Actions (With Action condition) for a 10-year period (analysis year 2031). The incremental difference between the With Action and No Action conditions will serve as the basis for the impact analyses of the EIS. A 10-year period typically represents the amount of time developers would act on the proposed action for an area-wide rezoning not associated with a specific development. To determine the With Action and No Action

conditions, standard site selection criteria have been used following the *CEQR Technical Manual* guidelines, as described below. These methodologies have been used to identify the amount and location of future development in response to the Proposed Actions.

In the No Action condition, the identified projected development sites are assumed to remain unchanged from existing conditions. Given the restrictive ground floor use regulations and the outdated manufacturing zoning, vacant parcels and sites occupied by low intensity uses are not likely to be developed as-of-right.

In the future without the Proposed Actions, existing conditions will remain. Under the RWCDs, the total No Action development would comprise 32 existing DUs with no affordability requirement, 115,052 gsf (102,234 zsf) of local retail space, 207,576 gsf (184,738 zsf) of office space, a 39,000 gsf (34,710 zsf) parking garage, 54,499 sf of parking lot area, and 23,084 gsf (20,544 zsf) of manufacturing space (warehouse and industrial). Based on the 2014–2018 American Community Survey, the average household size for residential units in Manhattan Community District 2 is 1.89. The No Action estimated population would remain unchanged.

In the With-Action condition, the total development expected to occur on the 26 projected development sites would consist of approximately 2,196,275 gsf (1,916,472 zsf) of built floor area, including approximately 1,858 DUs, a substantial proportion of which are expected to be affordable, 185,730 gsf (163,618 zsf) of retail space (local and destination retail, supermarket), and 20,778 gsf (18,076 zsf) of community facility uses. The incremental change between the With Action and No Action conditions that would result from the Proposed Actions would be a net increase of approximately 1,826 DUs (including 381 to 572 affordable units); 70,678 gsf (61,294 zsf) of projected retail space (local and destination retail, supermarket); 20,778 gsf (18,076) of projected community facility space. The Proposed Actions would result in a net increment of 3,452 residents and 27 workers.

The FEIS assesses whether development resulting from the Proposed Actions could result in significant adverse environmental impacts. The FEIS identifies potential significant adverse impacts related to open space, shadows, historic and cultural resources (architectural and archaeological resources), transportation (pedestrians and transit), and construction (noise).

Open Space: The Proposed Actions would result in a significant adverse impact associated with the total, active, and passive open space ratios. Measures being considered by DCP to mitigate these significant adverse open space impact include the creation of additional passive open space in or near the Project Area or the provision of funding for open space improvements to partially mitigate the significant adverse open space impact. These measures were explored by DCP in consultation with the New York City Department of Parks and Recreation (NYC Parks) between the DEIS and FEIS, however no feasible mitigation measures were identified and the significant adverse impacts would remain unmitigated.

Shadows: The Proposed Actions would result in significant adverse shadow impacts to six sunlight-sensitive resources: The Most Precious Blood Church on Baxter Street, the Merchant's House Museum on East Fourth Street, Grand Canal Court at Canal Street and Sixth Avenue, a Greenstreets space next to the Grand Canal Court, Petrosino Square at Centre and Spring Streets, and a planned future open space on East 4th Street between Lafayette Street and Bowery. Each of these impacts and the potential for mitigation is described below. In each case, these mitigation measures were further explored in consultation with LPC or NYC Parks between publication of the DEIS and FEIS. No feasible mitigation was identified to fully or partially mitigate the impacts, and therefore each significant adverse shadows impact would remain unavoidable.

Historic and Cultural Resources: The Proposed Actions have the potential to result in an unmitigated significant adverse archaeology impact associated with all or portions of the 21 lots on 17 potential and projected development sites. Since these sites under private ownership, there is no mechanism to require a developer to conduct archaeological testing or require the preservation or documentation of archaeological resources, should they exist, and therefore, these significant adverse impacts would be unmitigated.

The Proposed Actions would result in direct significant adverse impacts due to the demolition of buildings within the S/NR-listed portion of the SoHo Historic District, the Bowery Historic District (S/NR-listed), and the Chinatown and Little Italy Historic District (S/NR-listed). In addition, significant adverse indirect contextual impacts could occur as a result of the addition of new buildings on projected and potential development sites that could adversely affect the setting and context of the Bowery Historic District as well as the Samuel Tredwell Skidmore House (S/NR-listed, NYCL) and the Old Merchant's House (NHL, S/NR-listed, NYCL, NYCL Interior). To address these impacts, measures to partially mitigate the significant adverse impacts were explored in consultation with LPC between the DEIS and FEIS, however no feasible mitigation was identified and these significant adverse impacts would be unmitigated.

Transportation: The Proposed Actions would result in significant adverse impacts to one street stair in the AM and PM peak hours at the Canal Street (A/C/E) subway station on the Eighth Avenue Line. Stairway widening is the most common form of mitigation for significant stairway impacts, provided that NYCT deems it practicable (i.e., that it is worthwhile to disrupt service on an existing stairway to widen it and that a given platform and sidewalk affected by such mitigation are wide enough to accommodate the stairway widening). Another potential mitigation measure would be to add vertical capacity (i.e., adding an escalator or additional stairway) in the vicinity of the impacted stairway. In the absence of practicable mitigation measures, the significant adverse impact to the street stairs at the Canal Street (A/C/E) subway station in the AM and PM peak hours would remain unmitigated. DCP, as lead agency explored these potential mitigation measures in coordination with NYCT between publication of the DEIS and FEIS. No feasible mitigation measures were identified. Therefore, the Proposed Actions would result in an unmitigated significant adverse impact at the Thompson Street stair to the Canal Street A/C/E subway station.

The Proposed Actions would result in a significant adverse impact to the north sidewalk on Canal Street between Lafayette and Centre Streets during the Saturday peak hour at a location where pedestrian flow is constrained by the presence of a NYCT subway station elevator structure. DCP, as lead agency, explored potential mitigation measures in coordination with DOT and NYCT between publication of the DEIS and FEIS. However, no feasible mitigation measures were identified that would mitigate or partially mitigate the significant adverse impact to the north sidewalk on Canal Street between Lafayette and Centre Streets during the Saturday peak hour. Therefore, the Proposed Actions would result in an unmitigated significant adverse pedestrian impact at this location.

Construction: The conceptual construction schedule conservatively accounts for overlapping construction activities at development sites in proximity to one another to capture the cumulative nature of construction impacts with respect to number of worker vehicles, trucks, and construction equipment at any given time, within reasonable construction scheduling constraints for each of the development sites in the rezoning area. Because the analysis is based on construction phases, it does not capture the natural daily and hourly variability of construction noise at each receptor. The level of noise produced by construction fluctuates throughout the days and months of the construction phases, while the construction noise analysis is based on the worst-case time periods only, which is conservative.

Construction of each projected or potential development would be required to meet the requirements of the New York City Noise Control Code for construction noise control. To meet these requirements, specific noise control measures would be incorporated in noise mitigation plan(s) required under the New York City Noise Control Code. These measures could include a variety of source and path controls.

The following mitigation measures beyond those required under the New York City Noise Control Code could further partially mitigate significant adverse impacts (and substantially reduce construction-related noise levels) at some locations:

- Noise barriers constructed from plywood or other materials at a height of 12 to 16 feet utilized to provide shielding;
- Utilization of isolation pads between the pile driver hammer and piles;
- Acoustical shrouds surrounding the pile driver hammer and piles;
- Electric cranes or cranes with exhaust silencers that have lower noise emission levels; and
- Excavators with exhaust silencers that have lower noise emission levels.

The measures presented above would address the pieces of construction equipment that would produce the highest noise levels. However, even with the mitigation measures described, significant adverse construction noise impacts associated with the construction of some projected and potential development sites would be unavoidable and remain unmitigated.

The FEIS considers three alternatives – a No Action Alternative, a No Unmitigated Significant Adverse Impact Alternative, and the CPC Modifications Alternative. The No-Action Alternative examines future conditions within the Project Area, but assumes the absence of the Proposed Actions (i.e., none of the discretionary approvals proposed as part of the Proposed Actions would be adopted). The No Unmitigated Significant Adverse Impacts Alternative examines a scenario in which the density and other components of the Proposed Actions are changed specifically to avoid the unmitigated significant adverse impacts associated with the Proposed Actions.

The proposed CPC Modifications Alternative was developed in response to public comments concerning the high commercial density allowance relative to the residential density allowance and the effects of commercial loading on the public realm. The alternative would reduce the commercial

density in OA-2 and OA-3 and require a Chairperson Certification pertaining to additional review of a loading plan for UG 10A (Large Retail and Service Establishments) over 25,000 square feet. The CPC Modifications Alternative would not result in any changes to the RWCDs. Development under the alternative would occur on the same 26 projected and 58 potential development sites as the Proposed Actions.

The CPC Modifications Alternative would result in the same land uses accommodated with the same building bulk as the Proposed Actions. The alternative would require the same zoning Actions considered as the Proposed Actions and the additional certification pertaining to commercial loading. Based on its reduced height and bulk and smaller amount of floor area, this alternative would have the same or less potential for environmental impacts than the previously proposed project.

Copies of the FEIS may be obtained from the Environmental Assessment and Review Division, New York City Department of City Planning, 120 Broadway, 31st Floor, New York, NY 10271, Stephanie Shelloe, Deputy Director (212) 720-3328, and on the New York City Department of City Planning's website, located at <https://www1.nyc.gov/site/planning/applicants/env-review/soho-noho.page>.

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COMPTROLLER

NOTICE

NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre Street, Room 629, New York, NY 10007, on **11/2/2021**, to the person or persons legally entitled an amount as certified to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Damage Parcel No.	Block	Lot
72, 72A, 74 & 74A	3715	6 & 9
76-90, 76A, 78A-90A	3716	14, 16, 18, 23, 25, 27, 29, 30, 32-34, 36, 37 & 39

Acquired in the proceeding entitled: NEW CREEK BLUEBELT, PHASE 4 subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

Scott M. Stringer
Comptroller

o19-n1

OFFICE OF LABOR RELATIONS

NOTICE

**Detectives' Endowment Association
2012-2019 Agreement**

AGREEMENT made this 21st day of September 2021 by and between the **City of New York** (hereinafter called "the **City**" or "the **Employer**"), acting by the Commissioner of Labor Relations, and the **Detectives' Endowment Association of the City of New York, Inc.** (hereinafter called "the **Union**" or the "**DEA**"), for the seven year period of **April 1, 2012 to March 31, 2019.**

W I T N E S S E T H:

WHEREAS, the Detectives employed by the City have duly designated the Union as their exclusive bargaining representative for the purpose of collective bargaining with the City with respect to wages, hours and conditions of employment; and

WHEREAS, the Union and the City desire to cooperate in establishing conditions which will tend to secure standards and conditions of employment consistent with the dignity of Detectives, and to provide methods for fair and peaceful adjustment of disputes that may arise between the Union and the City; and

WHEREAS, as a result of collective bargaining the parties have reached an Agreement which they desire to reduce to writing;

NOW, THEREFORE, it is mutually agreed as follows:

ARTICLE I - UNION RECOGNITION AND UNIT DESIGNATION

Section 1.

The City recognizes the Union as the sole and exclusive collective bargaining representative for the unit consisting of the employees of the New York City Police Department in the titles of Police Officers who are designated as First Grade Detectives, Second Grade Detectives, and Third Grade Detectives.

Section 2.

Except as otherwise provided herein, for purposes of this Agreement, the terms "employee" or "employees" and "Detective" or "Detectives" shall be interchangeable and shall relate solely to employees in the unit described in Section 1 of this Article.

ARTICLE II - UNION SECURITY DUES CHECKOFF

Section 1.

All employees covered by this Agreement shall be free to become and remain members of the Union in good standing.

Section 2.

The Union shall have the exclusive right to the checkoff and transmittal of dues in behalf of each employee in the unit in accord with the Mayor's Executive Order No. 98, dated May 15, 1969, entitled "Regulations Regulating the Checkoff of Union Dues" and in accord with the Mayor's Executive Order No. 107, dated December 29, 1986, entitled "Regulations Governing Procedures for Orderly Payroll Checkoff of Union Dues" and any executive orders which amend or supersede said Executive Orders.

Section 3.

An employee may consent in writing to the authorization of the deduction of dues from the employee's wages and to the designation of the Union as the recipient thereof. Such consent, if given, shall be in a proper form, in accord with Section 2 of this Article II, which bears the signature of the employee.

Section 4.

The parties agree to an agency shop to the extent permitted by applicable law, as described in a supplemental agreement hereby incorporated by reference into this Agreement.

ARTICLE III - HOURS AND OVERTIME

Section 1(a)

All ordered and/or authorized overtime in excess of 40 hours in any week or in excess of the hours required of an employee by reason of the employee's regular duty chart if a week's measurement is not appropriate, whether of an emergency nature or of a nonemergency nature, shall be compensated for either by cash payment or compensatory time off, at the rate of time and onehalf, at the sole option of the employee. Such cash payments or compensatory time off shall be computed on the basis of completed fifteen (15) minute segments.

Section 1(b)

In order to preserve the intent and spirit of this section on overtime compensation, there shall be no rescheduling of days off, except that for the purpose of night watch coverage an employee's swing period shall not be diminished by more than 8 hours. This restriction shall apply both to the retrospective crediting of time off against hours already worked and to the anticipatory reassignment of personnel to different days off. Prior to the completion of the steps in the grievance procedure under Article XXI of this Agreement, the President of the D.E.A. may informally discuss a question in regard to the application of this Section 1(b) with the Police Commissioner and the Chairman of the Personnel Grievance Board in an effort to resolve the matter.

Section 1(c)

An employee who is specially assigned to duty involving travel outside New York City shall receive credit for eight (8) hours' work for each day of that assignment at the employee's straight time rate of pay. On days which are not the employee's regularly scheduled days, such credit shall be at the rate of time and onehalf. When such employee performs duty in excess of 8 hours and such duty can be verified to the satisfaction of the employee's Commanding Officer, the Commanding Officer shall recommend to the Chief of Department that the employee be credited with appropriate overtime compensation.

Section 2.

Overtime shall be computed on a monthly basis and shall be paid no later than six (6) weeks after submission of the monthly report.

ARTICLE IV - RECALL AFTER TOUR

Section 1.

Any employee who is recalled to duty after having completed the employee's regular tour of duty but four (4) hours or more before the commencement of the employee's next regular tour and who is released without having been assigned to duty prior to the commencement of said next regular tour shall receive a minimum of four hours pay pursuant to the regular overtime provisions of this Agreement.

Section 2.

Any employee who is recalled to duty after having completed the employee's regular tour of duty but six (6) hours or more before the commencement of the employee's next regular tour and who is assigned to duty and then released from duty prior to commencement of said next regular tour shall receive a minimum of six hours pay pursuant to the regular overtime provisions of this Agreement.

Section 3.

In the event the actual time spent on recall defined in Sections 1 and 2 of this Article extends beyond the minimum periods provided therein, the employee shall receive pay pursuant to the regular overtime provisions of this Agreement for the full period of time actually spent on such recall.

Section 4.

Notwithstanding anything to the contrary provided in Sections 1 through 3 of this Article, any employee who is recalled to duty after having completed the employee's regular tour of duty but before the commencement of the employee's next regular tour and who is assigned to duty or held without assignment for a period which extends into the commencement of that next regular tour shall receive pay pursuant to the regular overtime provisions of this Agreement only for the actual time so assigned or held.

Section 5.

a. Notwithstanding anything to the contrary in Sections 1 through 4 of this Article, any employee who is recalled to duty after having

completed the employee's regular tour of duty but less than four hours before the commencement of the employee's next regular tour and who is released without having been assigned to duty prior to the commencement of that next regular tour shall receive pay in cash or compensatory time off at the employee's sole option, at the rate of time and onehalf, for the actual time between the beginning of such recall and the commencement of that next regular tour.

b. Notwithstanding anything to the contrary in Sections 1 through 4 of this Article, any employee who is recalled to duty after having completed the employee's regular tour of duty but less than six hours before the commencement of the employee's next regular tour and who is assigned to duty and then released from duty prior to the commencement of that next regular tour shall receive pay in cash or compensatory time off at the employee's sole option, at the rate of time and onehalf, for the actual time between the beginning of such recall and the commencement of that next regular tour.

Section 6.

The provisions of this Article IV are expressly subject to and limited by the terms of Section 1(a) and 1(b) of Article III of this Agreement.

ARTICLE V - COMPUTATION OF BENEFITS

Since the basic fortyhour week has not been changed by this Agreement, any modifications of a standard chart and use of other tours shall not affect current standard practice for the computation of compensation for holidays, vacation days, personal leave days, annuity fund contributions and other relevant benefits, which shall remain on the basis of an eighthour work day calculation.

ARTICLE VI - SALARIES

Section 1.

The following base annual rates shall prevail for employees during the term of this Agreement:

<u>Class of Positions and Step</u>	<u>Effective Date</u>						
<u>1st Grade Detective</u>	4/1/2012	10/1/2013	12/1/2014	12/1/2015	1/1/2017	1/1/2018	12/17/2018
	\$113,700	\$114,837	\$115,985	\$117,145	\$118,902	\$121,875	\$125,531
<u>2nd Grade Detective</u>	4/1/2012	10/1/2013	12/1/2014	12/1/2015	1/1/2017	1/1/2018	12/17/2018
	\$99,053	\$100,044	\$101,044	\$102,054	\$103,585	\$106,175	\$109,360
<u>3rd Grade Detective</u>	<u>Appointed on or before March 30, 2006</u>						
	4/1/2012	10/1/2013	12/1/2014	12/1/2015	1/1/2017	1/1/2018	12/17/2018
1st Step	\$82,823	\$83,651	\$84,488	\$85,333	\$86,183	\$87,038	\$87,893
2nd Step	\$83,020	\$83,850	\$84,689	\$85,536	\$86,383	\$87,238	\$88,093
3rd Step	\$83,219	\$84,051	\$84,892	\$85,741	\$86,590	\$87,439	\$88,288
4th Step	\$83,417	\$84,251	\$85,094	\$85,945	\$86,796	\$87,647	\$88,498
5th Step	\$88,151	\$89,033	\$89,923	\$90,822	\$91,721	\$92,620	\$93,519
<u>3rd Grade Detective</u>	<u>Appointed on or after October 31, 2008</u>						
	4/1/2012	10/1/2013	12/1/2014	12/1/2015	1/1/2017	1/1/2018	12/17/2018
1st Step	\$78,371	\$79,155	\$79,947	\$80,746	\$81,545	\$82,344	\$83,143
2nd Step	\$78,598	\$79,384	\$80,178	\$80,980	\$81,781	\$82,582	\$83,383
3rd Step	\$78,825	\$79,613	\$80,409	\$81,213	\$82,017	\$82,821	\$83,625
4th Step	\$79,084	\$79,875	\$80,674	\$81,481	\$82,285	\$83,089	\$83,893
5th Step	\$79,344	\$80,137	\$80,938	\$81,747	\$82,551	\$83,355	\$84,159
6th Step	\$79,603	\$80,399	\$81,203	\$82,015	\$82,820	\$83,624	\$84,428
7th Step	\$84,640	\$85,486	\$86,341	\$87,204	\$88,067	\$88,929	\$89,792
8th Step	\$85,209	\$86,061	\$86,922	\$87,791	\$88,654	\$89,517	\$90,380
9th Step	\$88,151	\$89,033	\$89,923	\$90,822	\$91,721	\$92,620	\$93,519

*3rd Grade Detectives appointed on/after 3/31/06 and before 10/31/08 were placed on the 7th step of the salary schedule for 3rd Grade Detectives appointed on/after 10/31/08 effective 10/31/08. When placed on the 7th step, 10/31 becomes their new anniversary date for advancement to the next step.

3rd Grade Detective
Detective Specialist

	8/22/2017	1/1/2018	12/17/2018
1st Step*	\$60,000	\$61,500	\$63,345
2nd Step*	\$65,000	\$66,625	\$68,624
3rd Step*	\$70,000	\$71,750	\$73,903
4th Step*,**	\$91,217	\$93,497	\$96,302
5th Step	\$91,406	\$93,691	\$96,502
6th Step	\$91,596	\$93,886	\$96,703
7th Step***, ****	\$91,785	\$94,080	\$96,902
8th Step***	\$91,974	\$94,273	\$97,101
9th Step***	\$92,184	\$94,489	\$97,324

*Effective 1/1/18, Police Officers that have less than 5.5 years of service promoted to Detective Investigator Third Grade or Detective Specialist Third Grade shall be placed on the salary schedule as follows:

A Police Officer on the "after 1.5 years" and "after 2.5 years" steps shall be placed on Step 1.
A Police Officer on the "after 3.5 years" step shall be placed on Step 2.
A Police Officer on the "after 4.5 years" step shall be placed on Step 3.
A Police Officer on the "after 5.5 years" step shall be placed on Step 4.

Those placed on Steps 1 to 3 shall advance to Step 4 once they have 5.5 years of uniformed police service. Advancement to Step 4 changes the employee's anniversary date for step advancement to the date of advancement to Step 4.

** Effective 1/1/18, Police Officers promoted to Detective Investigator 3rd Grade or Detective Specialist 3rd Grade that have 5.5 or more years of service start on Step 4 on the salary schedule.

***Effective 8/22/17, incumbent Detective Investigators 3rd Grade and incumbent Detective Specialist 3rd Grade shall be placed on Step 7 on the salary schedule, except those on Step 8 or Step 9. Those on Step 8 shall be placed on Step 8 on the salary schedule. Those on Step 9 shall be placed on Step 9 of the salary schedule.

****Effective 8/22/17 and through 12/31/17, Police Officers promoted to Detective Investigator 3rd Grade or Detective Specialist 3rd Grade shall be placed on Step 7 of the new salary schedule.

Section 2. General Wage Increase.

- a.
 - (i) Effective April 1, 2012, incumbent Employees shall receive a general rate increase of 1%.
 - (ii) Effective October 1, 2013, incumbent Employees shall receive a general rate increase of 1%.
 - (iii) Effective December 1, 2014, incumbent Employees shall receive a general rate increase of 1%.
 - (iv) Effective December 1, 2015, incumbent Employees shall receive a general wage increase of 1%.
 - (v) Effective January 1, 2017, incumbent Employees shall receive a general wage increase of 1.5%.
 - (vi) Effective January 1, 2018, incumbent Employees shall receive a general wage increase of 2.5%.
 - (vii) Effective December 17, 2018, incumbent Employees shall receive a general wage increase of 3%.
- b. The increases provided for in this Section 2 shall be calculated as follows:
 - (i) The increase in Section 2(a)(i) shall be based upon the base rates (which shall include salary or incremental schedules) of the applicable titles in effect on March 31, 2012 and
 - (ii) The rate increase in Section 2(a)(ii) shall be based upon the base rate (which shall include salary or incremental schedules) of the applicable titles in effect on September 30, 2013.
 - (iii) The rate increase in Section 2(a)(iii) shall be based upon the base rate (which shall include salary or incremental schedules) of the applicable titles in effect on November 30, 2014.

- (iv) The rate increase in Section 2(a)(iv) shall be based upon the base rate (which shall include salary or incremental schedules) of the applicable titles in effect on November 30, 2015.
 - (v) The rate increase in Section 2(a)(v) shall be based upon the base rate (which shall include salary or incremental schedules) of the applicable titles in effect December 31, 2016.
 - (vi) The rate increase in Section 2(a)(vi) shall be based upon the base rate (which shall include salary or incremental schedules) of the applicable titles in effect on December 31, 2017.
 - (vii) The rate increase in Section 2(a)(vii) shall be based upon the base rate (which shall include salary or incremental schedules) of the applicable titles in effect on December 16, 2018.
- c. The general increase provided in this Section 2 shall be applied to the base rates and salary grades fixed for the applicable titles.
 - d. Employees in the class of 3rd Grade Detective shall be subject to the salary schedule set forth in Section 1 above.
 - e. The general increases provided for in Section 2 shall be payable as soon as practicable after the effective date of such increases.

Section 3.

Paychecks will be delivered to commands by 3:00 p.m. on the Thursday preceding payday for distribution after 3:00 p.m. on said Thursday.

Section 4.

The Department shall make available in convenient places in each precinct or command the appropriate payroll work sheets for the purpose of enabling each employee to verify the salary components of the employee's paycheck. The parties will review further the feasibility of otherwise advising each employee of all payroll components along with the employee's paycheck.

ARTICLE VII - UNIFORM ALLOWANCE

In Fiscal Years 2012-2019, the City shall pay all employees with less than 15 years of uniformed police service a uniform allowance of \$1120 per annum in accord with the existing standard procedures.

Effective August 22, 2017, the City shall pay all employees with 15 or more years of uniformed police service a uniform allowance of \$1,500 per annum in accord with the existing standard procedures.

ARTICLE VIII - LONGEVITY ADJUSTMENTS

Section 1.

- a. Effective April 1, 2012, the following longevity adjustments shall be paid:
 - (i) Upon the completion of five years of service, employees shall receive a longevity adjustment of \$3,245.
 - (ii) Upon the completion of ten years of service, employees shall receive a longevity adjustment of \$4,745.
 - (iii) Upon the completion of fifteen years of service, employees shall receive a longevity adjustment of \$7,742.
 - (iv) Upon the completion of twenty years of service, employees shall receive a longevity adjustment of \$8,833.
- b. Effective October 1, 2013, the following longevity adjustments shall be paid:
 - (i) Upon the completion of five years of service, employees shall receive a longevity adjustment of \$3,245.
 - (ii) Upon the completion of ten years of service, employees shall receive a longevity adjustment \$4,745.
 - (iii) Upon completion of fifteen years of service, employees shall receive a longevity adjustment of \$7,819.
 - (iv) Upon completion of twenty years of service, employees shall receive a longevity adjustment of \$8,921.
- c. Effective December 1, 2014, the following longevity adjustments shall be paid:
 - (i) Upon the completion of five years of service, employees shall receive a longevity adjustment of \$3,245.
 - (ii) Upon the completion of ten years of service, employees shall receive a longevity adjustment \$4,745.
 - (iii) Upon completion of fifteen years of service, employees shall receive a longevity adjustment of \$7,897.
 - (iv) Upon completion of twenty years of service, employees shall receive a longevity adjustment of \$9,010.

- d. Effective December 1, 2015, the following longevity adjustments shall be paid:
 - (i) Upon the completion of five years of service, employees shall receive a longevity adjustment of \$3,245.
 - (ii) Upon the completion of ten years of service, employees shall receive a longevity adjustment \$4,745.
 - (iii) Upon completion of fifteen years of service, employees shall receive a longevity adjustment of \$7,976.
 - (iv) Upon completion of twenty years of service, employees shall receive a longevity adjustment of \$9,100.
- e. Effective January 1, 2017, the following longevity adjustments shall be paid:
 - (i) Upon the completion of five years of service, employees shall receive a longevity adjustment of \$3,245.
 - (ii) Upon the completion of ten years of service, employees shall receive a longevity adjustment \$4,745.
 - (iii) Upon completion of fifteen years of service, employees shall receive a longevity adjustment of \$8,096.
 - (iv) Upon completion of twenty years of service, employees shall receive a longevity adjustment of \$9,237.
- f. Effective January 1, 2018, the following longevity adjustments shall be paid:
 - (i) Upon the completion of five years of service, employees shall receive a longevity adjustment of \$3,326.
 - (ii) Upon the completion of ten years of service, employees shall receive a longevity adjustment \$4,864.
 - (iii) Upon completion of fifteen years of service, employees shall receive a longevity adjustment of \$8,298.
 - (iv) Upon completion of twenty years of service, employees shall receive a longevity adjustment of \$9,468.
- g. Effective December 17, 2018, the following longevity adjustments shall be paid:
 - (i) Upon the completion of five years of service, employees shall receive a longevity adjustment of \$3,426.
 - (ii) Upon the completion of ten years of service, employees shall receive a longevity adjustment \$4,968.
 - (iii) Upon completion of fifteen years of service, employees shall receive a longevity adjustment of \$8,547.
 - (iv) Upon completion of twenty years of service, employees shall receive a longevity adjustment of \$9,752.
- h. The adjustment after the 5th and 10th years shall not be computed as salary for pension purposes until after completing 20 years of service.
 The adjustment after the 15th and 20th years shall not be computed as salary for pension purposes until after completion of 25 years of service.
 In the event this provision is declared invalid under the law, the parties shall reopen negotiations to resolve the issue of the increased cost of changing the effective date of the pensionability of the above adjustments. Such negotiations will be commenced forthwith. If no agreement is reached, an impasse may be declared and subsequent mediation and the impasse proceeding, if any, shall in all respects be conducted on an expedited basis.
- i. The calculation of night shift differential payments shall be based upon the same factors, amounts and methodology as previous utilized.
- j. The adjustments for the 5th, 15th, and 20th years shall be increased by any future general wage increases, as compounded, as of the effective date of said increases, as reflected in the above schedules.
- k. ITHP and pension benefit calculations shall only include the amount of the longevity payment that is pensionable.

ARTICLE IX – BODY-WORN CAMERAS

The parties recognize that all Detective Specialists (excluding the Emergency Services Unit) may be required to wear body-worn cameras as a term and condition of employment. If any Detectives other than Detective Specialists (excluding the Emergency Services Unit) are required to wear body-worn cameras, the impact of such requirement shall be subject to further negotiations.

ARTICLE X - PAYMENT FOR HOLIDAY WORK

Each employee shall receive eleven (11) paid holidays annually, payments for which shall be made in accord with existing procedures.

ARTICLE XI - LEAVES

Section 1. Sick Leave

- a. (i) Each employee shall be entitled to leave with pay for the full period of any incapacity due to illness, injury or mental or physical defect which is serviceconnected pursuant to Section 14122.1 of the Administrative Code.
- (ii) Each employee shall be entitled to leave with pay for the full period of any incapacity due to illness, injury or mental or physical defect, whether or not serviceconnected.
- b. The Chief Surgeon shall consult with representatives of the DEA regarding the enforcement of the sick leave program in order to insure that undue restrictions will not be placed upon Detectives. Departmental orders in connection therewith shall be issued after consultation with the DEA.

Section 2. Death-in-Family-Leave

In the event of a death in an employee's immediate family and upon application to and approval of the employee's commanding officer or supervisory head, an employee shall receive leave with pay not exceeding four consecutive regular tours of duty. For the purposes of this section, the phrase, "immediate family," shall include any of the following: (a) a spouse or domestic partner, (b) a natural, foster or stepparent, child, brother or sister, (c) fatherinlaw or motherinlaw, or (d) any relative residing in the employee's household. The commanding officer or supervisory head granting such leave shall verify the death and relationship of the deceased. If the deceased was in the military service of the United States at the time of death, the employee requesting leave shall produce the official notice of death.

Section 3. Military Leave

Military leave not exceeding a total of thirty (30) days in any one calendar year and not exceeding thirty (30) days in any one continuous period of such absence shall be granted with pay to any employee requiring such leave to satisfy military obligations.

Section 4. Special Excusals

Excused time accorded to other personnel employed by the City under circumstances such as excusals for the Dr. Martin Luther King, Jr. and the Senator Robert F. Kennedy funerals and the Moon Landing Observation Day shall be granted equally to employees covered by this Agreement. All compensating days off shall be subject to the exigencies of the Department.

Section 5. Leave to Attend Hearings

Individual employee grievants shall be granted leave with pay for such time as is necessary to testify at arbitration hearings.

Leave with pay shall be granted to three (3) employees who are named grievants in a group arbitration proceeding, for such time as is necessary for them to testify at their group arbitration hearings.

Leave with pay for such time as is necessary to testify at their hearings shall be granted to employees who, after final adjudication of proceedings under Section 210 paragraph 2 h of the Civil Service Law are determined not to have been in violation of Section 210.

ARTICLE XII - VACATIONS

Section 1.

The Department shall continue to provide the following authorized annual vacations:

- (a) Following the first five (5) years after appointment as a Police Officer: twentyseven (27) work days.
- (b) During the first five (5) years after appointment as a Police Officer: twenty (20) work days.
- (c) During the calendar year in which the fifth anniversary of appointment as a Police Officer occurs:

IF APPOINTMENT DATE IS:		VACATION ALLOWANCE SHALL BE:
From	To	
Jan. 1	Feb. 14	27 work days
Feb. 15	April 15	26 work days
April 16	June 15	25 work days
June 16	July 15	24 work days
July 16	Sept. 15	23 work days
Sept. 16	Nov. 15	22 work days
Nov. 16	Dec. 15	21 work days
Dec. 16	Dec. 31	20 work days

Section 2.

The Department shall provide the following authorized annual vacations for employees in their first year in rank as a Detective who are promoted to Detective on or after January 1, 2018:

- (a) Following the first five (5) years after appointment as a Police Officer:

Table with 3 columns: IF APPOINTMENT DATE IS:, VACATION ALLOWANCE SHALL BE:, and two sub-columns: From, To. Rows include dates from Jan. 1 to Sept. 16 and corresponding work days (24, 25, 26).

- (b) During the first five (5) years after appointment as a Police Officer:

Table with 3 columns: IF APPOINTMENT DATE IS:, VACATION ALLOWANCE SHALL BE:, and two sub-columns: From, To. Rows include dates from Jan. 1 to Sept. 16 and corresponding work days (17, 18, 19).

- (c) During the calendar year in which the fifth anniversary of appointment as a Police Officer occurs:

Table with 3 columns: IF APPOINTMENT DATE IS:, VACATION ALLOWANCE SHALL BE:, and two sub-columns: From, To. Rows include dates from Jan. 1 to Dec. 16 and corresponding work days (24, 23, 22, 21, 20, 19).

Section 3.

The Department shall provide the following authorized annual vacations for employees in their second year in rank as a Detective who are promoted to Detective on or after January 1, 2018:

- (a) Following the first five (5) years after appointment as a Police Officer: twenty-four (24) work days.
(b) During the first five (5) years after appointment as a Police Officer: seventeen (17) work days.
(c) During the calendar year in which the fifth anniversary of appointment as a Police Officer occurs:

Table with 3 columns: IF APPOINTMENT DATE IS:, VACATION ALLOWANCE SHALL BE:, and two sub-columns: From, To. Rows include dates from Jan. 1 to Dec. 16 and corresponding work days (24, 23, 22, 21, 20, 19, 18, 17).

Section 4.

The Department shall provide the following authorized annual vacations for employees in their third year in rank as a Detective who are promoted to Detective on or after January 1, 2018:

- (a) Following the first five (5) years after appointment as a Police Officer:
Jan. 1 Mar. 15 27 work days
Mar. 16 Sept. 15 26 work days
Sept. 16 Dec. 31 25 work days
(b) During the first five (5) years after appointment as a Police Officer:

Table with 3 columns: Date, Date, Work days. Rows: Jan. 1 Mar. 15 20 work days; Mar. 16 Sept. 15 19 work days; Sept. 16 Dec. 31 18 work days.

- (c) During the calendar year in which the fifth anniversary of appointment as a Police Officer occurs:

Table with 3 columns: IF APPOINTMENT DATE IS:, VACATION ALLOWANCE SHALL BE:, and two sub-columns: From, To. Rows include dates from Jan. 1 to Dec. 16 and corresponding work days (27, 26, 25, 23, 22, 20, 19, 18).

Section 5.

The Department shall provide the following authorized annual vacations for employees following their third year in rank as a Detective who are promoted to Detective on or after January 1, 2018:

- (a) Following the first five (5) years after appointment as a Police Officer: twenty-seven (27) work days.
(b) During the first five (5) years after appointment as a Police Officer: twenty (20) work days.
(c) During the calendar year in which the fifth anniversary of appointment as a Police Officer occurs:

Table with 3 columns: IF APPOINTMENT DATE IS:, VACATION ALLOWANCE SHALL BE:, and two sub-columns: From, To. Rows include dates from Jan. 1 to Dec. 16 and corresponding work days (27, 26, 25, 24, 23, 22, 21, 20).

Section 6.

Employees may select individual vacation days at the time vacations are picked, provided that the maximum number of employees allowed to take such individual vacation days at any one time shall be in accordance with the needs of the Unit and provided further that no employee may choose more than one of the following holidays as an individual vacation day: Independence Day, Labor Day, Thanksgiving Day, Christmas Day and New Year's Day. Any employee who fails to select such individual vacation days at the time the employee makes the regular vacation pick may select such individual vacation days at a later time subject to the exigencies of the Department. Such individual vacation days shall be treated as regular vacation picks.

Section 7. Accrual of Vacation

If the Department calls upon an employee in writing to forego the employee's vacation or any part thereof that portion up to a maximum of three weeks of vacation shall be carried over until such time as it can be liquidated in the following calendar year subject to the following conditions:

- (1) the selection of such vacation days shall be in the discretion of and subject to the exigencies of the Department; and
(2) the selection of such days in the following calendar year shall be made after the regular vacation picks; and
(3) the utilization of this vacation time shall be restricted to the months of January through May and September through November.

It is the intention of the Police Department to allow an employee to request permission to accrue vacation consistent with this provision and to grant such requests which are reasonable.

ARTICLE XIII - HEALTH AND HOSPITALIZATION BENEFITS

Section 1.

The City shall continue to provide a fully paid choice of health and hospitalization insurance plans for each employee, not to exceed 100% of the full cost of HIP-HMO on a category basis. There will be an annual reopening period during the term of this Agreement for active employees to exercise their choice among medical plans.

Section 2.

Retirees shall continue to have the option of changing their previous choice of Health Plans. This option shall be:

- (a) a one time choice;
- (b) exercised only after one year of retirement; and
- (c) can be exercised at any time without regard to contract periods.

The effective date of change to a new plan shall be the first day of the month three months after the month in which the application has been received by the New York City Health Insurance Program.

Effective with the reopener period for Health Insurance subsequent to January 1, 1980 and every two years thereafter, retirees shall have the option of changing their previous choice of health plans. This option shall be exercised in accordance with procedures established by the Employer. The Union will assume the responsibility of informing retirees of this option.

There shall be a sub-committee with representatives of both the City and the Uniformed Superior Officers Coalition ("USOC") to meet and discuss issues of health coverage for employees who retire prior to the age of 55 and have health benefits coverage from another employer. The parties shall share in the savings generated. The parties may agree to expand their discussion of issues regarding retiree health subject to mutual agreement.

Section 3.

- a. Effective July 1, 1983 and thereafter, the City's cost for each employee and each retiree under age 65 coverage shall be equalized at the Community-rated basic HIP/HMO plan payment rate as approved by the State Department of Insurance on a category basis of individual or family, e.g. the Blue Cross/GHICBP payment for family coverage shall be equal to the HIP/HMO payment for family coverage.
- b. If a replacement plan is offered to employees and retirees under age 65 which exceeds the cost of the HIP/HMO equalization provided in Section 3a, the City shall not bear the additional costs.
- c. The City (and other related Employers) shall continue to contribute on a City employee benefits programwide basis the additional amount of \$30 million to maintain the health insurance stabilization reserve fund which shall be used to continue equalization and protect the integrity of health insurance benefits.

The health insurance stabilization reserve fund shall be used: to provide a sufficient reserve; to maintain to the extent possible the current level of health insurance benefits provided under the Blue Cross/GHICBP plan; and, if sufficient funds are available, to fund new benefits.

The health insurance stabilization reserve fund shall be credited with the divisions or reduced by the losses attributable to the Blue Cross/GHICBP plan.

- d. Pursuant to paragraph 7 of the MLC Health Benefits Agreement, notwithstanding the above, in each of the fiscal years 2001 and 2002, the City shall not make the annual \$35 million contributions to the health insurance stabilization fund.
- e. In the event that there is a Citywide or programwide health insurance package which exceeds the cost of the equalization and stabilization fund described above, the parties may negotiate reconfiguration of this package which in no event will provide for costs in excess of the total costs of this Agreement as set forth herein. However, it is understood that the DEA will not be treated any better or any worse than any other Union participating in the Citywide or Programwide Health Program with regard to increased health insurance costs.

Section 4.

Where an employee is suspended without pay prior to disciplinary trial for disciplinary reasons for more than 30 days, the employee shall receive full health and hospitalization benefit coverage during the period of the suspension following the first 30 days. Where an employee is subsequently restored to full pay status, as of the date of suspension, the employee shall be restored to full health and hospitalization coverage for the first 30 days of the suspension.

Section 5. Health Care Flexible Spending Account.

- a. A flexible health care spending account shall be established after July 1993 pursuant to Section 125 of the IRS Code. Those employees eligible for New York City health plan coverage as defined on page 32, section 4(B) of the 1992 New York City Health Summary Program Description shall be eligible to participate in the account. Participating employees shall contribute at least \$260 per year up to a maximum of \$5,000 per year. Said contribution minimum and maximum levels may be modified by the MLC Health Advisory Committee based on experience of the

plan. Any unfunded balance may be deducted from final salary payments due an employee.

- b. Expenses of the account shall include but not be limited to deductibles, co-insurance, co-payments, excess expenses beyond plan limits, physical exams and health related transportation costs for vision, dental, medical and prescription drug plans where the employee and dependents are covered. In no case will any of the above expenses include those non-deductible expenses defined as non-deductible in IRS Publication 502.
- c. An administrative fee of \$1.00 per week for the first year shall be charged for participation in the program. An employee's participation in the account is irrevocable during a plan year. At the close of the plan year any excess balance in an employee's account will not be refunded.

ARTICLE XIV - HEALTH AND WELFARE FUND

Section 1.

- a. Effective April 1, 2008, the City shall continue to contribute the prorata annual amount of \$1,458 for each employee for remittance to the Health and Welfare Fund of the Detective's Endowment Association of the City of New York ("Welfare Fund") pursuant to the terms of a supplemental agreement to be reached by the parties subject to the approval of the Corporation Counsel.
- b. Effective February 1, 2015, there shall be a \$50 Welfare Fund reduction for actives and retirees.
- c. Pursuant to its commitment, the DEA will continue to provide benefits to employees' domestic partners.
- d. To the extent permitted by law, part of the amounts so contributed may be applied to maintain an appropriate legal services plan, pursuant to the terms of a supplemental agreement between the parties as approved by the Corporation Counsel.
- e. Effective June 22, 2001 employees who have been separated from service subsequent to December 31, 1970, and who were covered by the Health and Welfare Fund of the Detective Endowment Association at the time of such separation pursuant to a supplementary agreement between the City and the DEA shall continue to be so covered, subject to the provisions of Section 1 a, b, c, d, and e hereof, on the same contributory basis as incumbent employees. Contributions shall be made only for such time as said individuals remain primary beneficiaries of the New York City Health Insurance Program and are entitled to benefits paid for by the City through such Program.
- f. Civil Legal Representation Fund
Effective April 1, 2008, the City shall continue to contribute \$25 per annum for each active Employee to the Welfare Fund to establish a civil legal representation fund pursuant to the terms of a supplemental agreement between the City and Union as approved by the Corporation Counsel. While these funds shall be administered by the applicable Welfare Fund, they are to be maintained in a separate account and shall not be commingled with the other monies received by the Welfare Fund. Only the \$25 provided above may be used for civil legal representation. No additional monies from the Welfare Fund may be used for civil legal representation.
Effective May 1, 2011, the City shall increase its contribution to \$75 per annum for each active Employee to the Welfare Fund to establish a civil legal representation fund pursuant to the terms of a supplemental agreement between the City and Union as approved by the Corporation Counsel. While these funds shall be administered by the applicable Welfare Fund, they are to be maintained in a separate account and shall not be commingled with the other monies received by the Welfare Fund. Only the \$75 provided above may be used for civil legal representation. No additional monies from the Welfare Fund may be used for civil legal representation.
- g. Such payments shall be made prorata by the City every twentyeight (28) days.

Administrative Benefits Fund

The Union shall create an administrative benefits trust fund, to be called the DEA Administrative Trust Fund. The purpose of the DEA Administrative Trust Fund shall be to receive contributions from the Employer and to distribute and allocate such funds to the Retiree Welfare Funds and the Active Welfare Fund as the trustees of the DEA Administrative Trust Fund deem appropriate.

As soon as practicable after the DEA Administrative Trust Fund is established, all contributions made by the Employer pursuant to the DEA Unit Agreement Article XIII, Section 1 a.-d. shall be made to the DEA Administrative Trust Fund.

Section 2.

Where an employee is suspended without pay for disciplinary reasons and is subsequently restored to full pay status as of the date of the suspension, the employee shall receive full Health and Welfare Fund coverage for the period of the suspension.

Section 3.

This Agreement incorporates the terms of the May 5, 2014 Letter Agreement regarding health savings and welfare fund contributions between the City of New York and the Municipal Labor Committee, as appended to this agreement.

ARTICLE XV - ANNUITY FUND

Section 1.

a. Effective April 1, 2008, the City shall continue to contribute for each employee, on a twenty eight (28) day cycle basis, a pro-rata daily contribution for each working day for which such employee is paid by the City which amount shall not exceed \$1119.69 per annum for each First Grade Detective, \$1041.39 per annum for each Second Grade Detective and \$978.75 for each Third Grade Detective in full pay status in the prescribed twelve (12) month period. Contributions hereunder shall be remitted by the City each twenty eight (28) days to a mutually agreed upon annuity fund pursuant to the terms of a supplemental agreement to be reached by the parties subject to the approval of the Corporation Counsel.

Effective February 15, 2006, the City shall contribute at the rate of \$522 per annum on behalf of new appointees to Third Grade Detective until such Employees reach basic maximum salary.

b. Effective February 1, 2015, there shall be a \$261 per year reduction in the annuity for all members of the DEA, so the City shall contribute for each employee, on a twenty eight (28) day cycle basis, a pro-rata daily contribution for each working day for which such employee is paid by the City which amount shall not exceed \$858.69 per annum for each First Grade Detective, \$780.39 per annum for each Second Grade Detective, \$717.75 for each Third Grade Detective in full pay status in the prescribed twelve (12) month period, and \$261 per annum for new appointees to Third Grade Detective until such Employees reach basic maximum salary. Contributions hereunder shall be remitted by the City each twenty eight (28) days to a mutually agreed upon annuity fund pursuant to the terms of a supplemental agreement to be reached by the parties subject to the approval of the Corporation Counsel.

Section 2.

Where an employee is suspended without pay for disciplinary reasons and is subsequently restored to full pay status as of the effective date of the suspension, the employee shall receive full Annuity Fund coverage for the period of the suspension.

ARTICLE XVI - GENERAL

Section 1. Safety Helmets

The City agrees to furnish a safety helmet and equipment related thereto for each employee. Such headgear shall conform to Police Department specifications in effect at the time of this Agreement.

Section 2. Parking Facilities

It is the intent of the Department to make available without liability to the City, Cityowned property and onstreet locations adjacent to, near or part of police stations or other command locations, as parking facilities for the personal cars of employees. A single designated representative of the Department and a single designated representative of the DEA will survey locations in the vicinity of station houses to determine what space is available which could reasonably be used for police parking and, where space exists, the Department and the DEA will jointly request of the appropriate City agency designation of such locations. This expressed intent of the Department does not imply any obligation or commitment on the part of the City or the Department to make available any such location or parking facilities. Where such property is provided and so designated for this purpose, the City shall not be obligated to improve the same, nor to maintain it for parking. The City need not continue to provide such property for parking when the City, in its discretion, decides to make a different use of it. All inquiries or complaints from employees concerning the subject matter or application of this Section shall be referred directly to the DEA for investigation and review. The DEA shall screen and thereafter shall present only those inquiries or complaints which it believes are justified to the Commanding Officer of the Office of Labor Relations of the Police Department, or the Commanding Officer's designee, for discussion and possible adjustment.

This Section shall not be subject to the grievance procedure.

Section 3. Maintenance of Facilities

All commands and other Departmental places of assignment shall have adequate heating, hot water and sanitary facilities. The Union shall give notice to the Department of any failure to maintain these conditions. If not corrected by the Department within a reasonable time, the Union may commence a grievance at Step 3 of the grievance procedure concerning that failure.

Section 4. Private Hospital Accommodations for LineofDuty Injuries

It is the intent of the City to use its best efforts to secure private room accommodations in a hospital for employees injured in the lineof duty. This section shall not be subject to the grievance procedure.

Section 5. Information Exchange

- a. The Department will provide the Union with a copy of all Orders, Department Bulletins, "Open Door" issues, and press releases. The details of delivery shall be worked out between the parties. The Department will provide to the Union on a semiannual basis a computer printout containing names and addresses of employees listed alphabetically.
- b. The Union will provide the Department with a copy of Union publications, bulletins and press releases.

Section 6. Meal Areas

A representative of the Department and a representative of the DEA will meet to determine an adequate meal area for employees within each command and other Departmental places of assignment. This does not contemplate rebuilding or extensive remodeling.

Section 7. Personal Folder

- a. The Personnel Bureau will provide the Union with a list of categories of items included in the Personal Folder with an indication of those confidential items which an employee is not permitted to review.
- b. Employees may view their folders on normal business days between the hours of 9:00 a.m. and 5:00 p.m. by appearing in person at the Employee Management Division, Personnel Bureau, 10th Floor, Police Headquarters. To avoid delay, employees should call the Employee Management Division at least one day in advance.
- c. The Department will, upon written request to the Chief of Personnel by the individual employee, remove from the Personal Folder investigative reports which, upon completion of the investigation, are classified "exonerated" and/or "unfounded."

Section 8. Disciplinary Records

Where an employee has been charged with a "Schedule A" violation as listed in Patrol Guide 118-2 and such case is heard in the Trial Room and disposition of the charge at trial or on review or appeal therefrom is other than "guilty", the employee concerned may, after 2 years from such disposition, petition the Police Commissioner for a review for the purpose of expunging the record in the case. Such review will be conducted by a board composed of the Deputy Commissioner-Trials, Department Advocate, and the Chief of Personnel, or their designees. The Board will make a recommendation to the Police Commissioner. The employee concerned will be notified of the final decision of the Police Commissioner by the Deputy Commissioner-Trials.

Section 9. Disciplinary Procedures

The parties, through a joint subcommittee, shall develop procedures to insure that:

- a. All disciplinary charges shall be brought in a timely fashion pursuant to the current departmental regulations.
- b. Departmental trials shall be held as promptly as possible, utilizing additional hearing personnel.
- c. Reimbursement shall be made for any period of suspension in excess of any penalty ultimately levied.

Section 10. Fixed Post Duty

A commanding officer may limit fixed post duty for a single employee to a single fourhour period.

Section 11. Lump Sum Payments

- A. Where an employee has an entitlement to accrued annual leave and/or compensatory time, and the City's fiscal condition requires employees who are terminated, laid off or who choose to retire in lieu of layoff to be removed from the payroll on or before a specific date, or where an employee reaches the mandatory retirement age, the employer shall provide the monetary value of accumulated and unused annual leave and/or compensatory time allowances standing to this credit in a lump sum. Such payments shall be in accordance with the provisions of Executive Order 30, dated June 24, 1975.

Where an employee has an entitlement to terminal leave and the City's fiscal situation requires that employees who are terminated, laid off or retired be removed from the payroll on or before a specific date, or where an employee reaches the mandatory retirement age, the employer shall provide a monetary lump sum payment for terminal leave in accordance with the provisions of Executive Order 31, dated June 24, 1975.

- B. The resolution of the Board of Estimate of the City of New York dated June 27, 1957, states the following:

Members of the Force shall be granted terminal leave with pay upon retirement not to exceed one month for every ten years of service, pro-rated for a fractional part thereof, provided, however, that no terminal leave shall be granted to an employee against whom departmental disciplinary charges are pending.

Effective February 1, 2015, such employees as described in the Resolution above and are entitled to payment and who are members of the DEA shall now be entitled to voluntarily choose the option of a one-time lump sum payment as their terminal leave benefit in lieu of their current terminal leave benefit prior to retirement. Such payments shall be made as soon as practicable after retirement. In the event that a change in legislation is needed to effectuate this agreement, the parties agree to jointly support the necessary legislation to implement these terms.

Section 12. Interest Payments

Interest on wage increases shall accrue at the rate of three percent (3%) per annum from one hundredtwenty (120) days after execution of this Agreement or one hundredtwenty (120) days after the effective date of the increase, whichever is later, to the date of actual payment. Interest on longevity and stepup increments, differentials and holiday pay shall accrue at the rate of three percent (3%) per annum from one hundredtwenty (120) days following its earning or one hundredtwenty (120) days after the execution of this Agreement, whichever is later, to the date of actual payment. Interest on overtime pay shall accrue at the rate of three percent (3%) per annum from one hundredtwenty (120) days following its earning or one hundredtwenty (120) days following the employee's submission of an overtime report, whichever is later. Interest accrued pursuant to this paragraph shall be payable only if the amount of interest due to an individual employee exceeds five dollars (\$5.00).

Section 13. Public Transportation

The City and the DEA will use their best efforts to effect free transportation on buses and subways for police officers who are designated as Detectives.

Section 14. Safeguarding of Records

Employees shall take all reasonable means to safeguard court and departmental records in their care after a normal tour of duty is completed in court. The loss or damage of such records shall not be grounds for disciplinary action unless due to the employee's negligence.

Section 15. Polygraphs

The current practice concerning the use of polygraphs in internal investigations shall be maintained during the current collective bargaining agreement.

Section 16. Performance Compensation

The City acknowledges that each of the uniformed forces performs an important service that reflects the diverse missions of the City's uniformed agencies. In order to reward service of an outstanding, exceptional nature, each of the uniformed agencies will establish a performance compensation program to recognize and reward such service, tailored to the unique missions of the individual uniformed agency.

The parties agree that additional compensation may be paid to employees performing outstanding, exemplary, difficult and/or unique assignments. The City will notify and discuss with each affected union of its intent to pay such additional compensation and the individuals to be compensated.

The criteria for the granting of performance-based compensation shall be based upon outstanding performance in the work assigned, and/or performance of unique and difficult work.

The performance-based compensation payments provided for in this section shall be one-time, non-recurring cash payments subject to applicable pension law. An employee can receive no more than one payment annually.

This provision shall not affect any existing productivity programs covered in any existing collective bargaining agreements. Nor shall this provision be construed to waive any obligation of the City to negotiate over future productivity programs as required by applicable law.

ARTICLE XVII - UNION ACTIVITY

Section 1.

Time spent by union officials and representatives in the conduct of labor relations shall be governed by the provisions of Mayor's Executive Order No. 75, as amended, dated March 22, 1973, or any other applicable Executive Order or local law, or as otherwise provided in this Agreement. No employee shall otherwise engage in Union activities during the time the employee is assigned to the employee's regular duties.

Section 2.

Union Trustees and delegates shall be recognized as representatives of the Union within their respective territories and commands. For the purpose of attending the regularly scheduled monthly delegate meetings, but not more than 12 per year, there will be a 24hour excusal either from 0001 to 2400 hours on the day of the meeting for daytime meetings, or from 0800 on the day of the meeting to 0800 the following day for evening meetings. If the delegate or officer is either sick or outoftown on leave or assignment, or is required to appear in court, an alternate will be able to obtain this same excusal. The Union will provide the City with a list of those attending each such meeting, which shall be the basis for their payment.

Section 3.

The parties shall explore a further clarification of departmental rules and procedures to enable DEA delegates and officers to represent properly the interests of Detectives. An appropriate departmental order in this regard shall be issued.

ARTICLE XVIII - NO DISCRIMINATION

In accord with applicable law, there shall be no discrimination by the City against any employee because of Union activity.

ARTICLE XIX - NIGHT SHIFT DIFFERENTIAL

- There shall be a 10% night shift differential effective January 1, 1971 applicable to all employees assigned to rotating tours of duty for all work actually performed between the hours of 4:00 p.m. and 8:00 a.m. There shall be a 10% night differential effective January 1, 1971 applicable to all other employees for all work actually performed between the hours of 4:00 p.m. and 8:00 a.m., provided that more than one hour is actually worked after 4:00 p.m. and before 8:00 a.m.
- Where overtime compensation is to be calculated for tours in the regular duty chart, the overtime calculation shall be based on the rate paid for the tour to which the overtime is attached; for tours not in the regular duty chart, the overtime calculation shall be based on that rate paid for half or more of the hours of the tour to which the overtime is attached.

ARTICLE XX - OVERTIME TRAVEL GUARANTEE

Section 1.

Employees shall not be entitled to Overtime Travel Guarantee compensation unless assigned to duty in uniform. If, however, an employee is assigned to duty in uniform, the employee shall receive such compensation in accord with the provisions of this Article.

Section 2.

Overtime travel guarantee compensation shall continue to be paid as follows:

- In the event that an employee is assigned to a post outside the employee's permanent command and the employee is required to report at such post at the start of the employee's regular tour of duty, the employee shall accrue an allowance for travel to the post to which the employee is assigned at the rate of time and onehalf for 45 minutes of travel time if the assigned post is within the same patrol borough as that of the employee's permanent command or at the rate of time and onehalf for 11/4 hours if the assigned post is in a different patrol borough from that of the employee's permanent command.
- In the event that an employee is assigned to a post outside the employee's permanent command and the employee cannot return to the employee's permanent command within the employee's regular tour of duty, the employee shall accrue an allowance for travel to the employee's permanent command at the same rate as stated in Subsection 2(a) of this Article XX.

Section 3.

The overtime accrued pursuant to this Article XX for any one day shall be taken by the employee at the employee's sole option either all in cash or all in compensatory time off.

Section 4.

- All claims for payment of compensatory time off which is earned as pursuant to this Article on January 1, 1978 or thereafter must be submitted to the appropriate payroll personnel by the applicant

within 180 days from the date payment is earned for payment in cash. All applications submitted after 180 days up to 365 days from the date payment is earned will be granted the appropriate compensatory time off only for claims under this Article.

- (2) If a request for payment is timely submitted and rejected by the Police Department, the grievant shall have 120 days from the date of receipt of a written rejection notice to file a grievance pursuant to this Article.
- (3) The above clarification shall apply only to claims under this Article earned on January 1, 1978 or thereafter.
- (4) This clarification applies to a grievance brought under this collective bargaining contract only. It has no applicability to any other legal remedy which an individual may have.

ARTICLE XXI - GRIEVANCE AND ARBITRATION PROCEDURE

Section 1. Definitions

- a. For the purposes of this Agreement, the term "grievance" shall mean:
 - (1) a claimed violation, misinterpretation or inequitable application of the provisions of this Agreement;
 - (2) a claimed violation, misinterpretation or misapplication of the rules, regulations or procedures of the Police Department affecting terms and conditions of employment, provided that, except as otherwise provided in this Section 1(a), the term "grievance" shall not include disciplinary matters;
 - (3) a claimed improper holding of an opencompetitive rather than a promotional examination;
 - (4) a claimed assignment of the grievant to duties substantially different from those stated in the grievant's job title specification.
- b. For the purposes of this Agreement the term, "Commanding Officer" shall mean the immediate Commanding Officer of the aggrieved employee.
- c. For the purposes of this Agreement the term "Reviewing Officer" shall mean the superior officer in charge of the next higher command or level above a Commanding Officer.
- d. For the purposes of this Agreement the term "Board" shall mean the Personnel Grievance Board to be composed of three (3) members, as follows: a Deputy Commissioner or other designee of the Police Commissioner, who shall be Chairman of the Board, the Chief of Department or the Chief of Department's designee, and the President of the Union or the President's designee.
- e. For the purposes of this Agreement the term "grievant" shall mean an employee or group of employees asserting a grievance or the Union or both, as the context requires.

Section 2.

The availability of the grievance or arbitration procedure shall not justify a failure to follow orders.

Section 3.

- a. Every grievant shall have the right to present a grievance in accord with the procedure provided herein free from coercion, interference, restraint or reprisal.
- b. The informal resolution of differences of grievances is urged and encouraged at all levels of supervision.
- c. Commanding Officers and Reviewing Officers shall promptly consider grievances presented to them and, within the scope of their authority take such necessary action as is required herein.
- d. Commanding Officers, Reviewing Officers and members of the Personnel Grievance Board shall consider objectively the merits of grievances with due consideration to the harmonious interrelationship that is sought to be achieved among all members of the force and for the good of the Police Department.
- e. Any employee may present the employee's own grievance through the first four steps of the grievance procedure either individually (with the aid of the employee's own counsel if the employee so chooses), or through the Union, provided however that the Union shall have the right to have a representative present at each step of the grievance procedure.

Section 4.

Under the grievance procedure herein, a grievance must be initiated within 90 days following the date on which the grievance arose or the date on which the grievant should reasonably have learned of the grievance or the execution date of this Agreement, whichever date is the latest. Grievances shall be processed according to the following procedure:

STEP I.

A grievant shall present the grievance to the Commanding Officer either orally or in writing. The Commanding Officer shall carefully consider the matter, make a decision thereon and advise the grievant of the decision within five (5) days of the grievance's submission.

STEP II.

If the grievance is still not satisfactorily adjusted, at STEP I, the grievant may seek the following review within ten days after receipt of the Step I decision. The grievant shall reduce the grievance to writing on Form P.D. 158151 (in triplicate), setting forth a concise statement of the grievance and the results of the proceedings at Step I. The grievant shall forward two copies to the appropriate Reviewing Officer and retain one copy for personal use. The Reviewing Officer shall forward one copy to the Commanding Officer, requesting the Commanding Officer's comments. The Reviewing Officer shall carefully consider said grievance, make a determination, and notify the grievant and the Commanding Officer of the Reviewing Officer's decision within ten (10) days following receipt of the grievance.

STEP III.

If the grievance is still not satisfactorily adjusted, the grievant may, not later than ten days after notification of the Reviewing Officer's decision, seek further review as follows:

The grievant shall prepare a report on P.D. 158151 (in quintuplicate) setting forth a concise statement of the grievance and the results of the proceedings at Step I and II. The grievant shall forward four copies of the report through official channels to the Chairman, Personnel Grievance Board, retaining one copy for personal use. The Board shall forward one copy to the Reviewing Officer, requesting the Reviewing Officer's comments thereon. The Personnel Grievance Board shall meet at least once a month on a date designated by the Chairman. At each meeting, the Board shall consider all grievances which, at least five days prior to such meeting, have been properly referred to the Board. The grievant may choose to have the grievant's representatives present at the meeting, at which time oral and written statements may be presented.

The Board shall carefully consider said grievance, make a determination and notify the grievant, the Commanding Officer and the Reviewing Officer, in writing, of its decision within seven days after the meeting at which the grievance is considered.

It is understood and agreed by and between the parties that there are certain grievable disputes which are of a Department level or of such scope as to make adjustments at Step I or Step II of the grievance procedure impracticable, and, therefore, such grievances may be instituted at Step III of the grievance procedure by filing the required written statement of the grievance directly with the Chairman of the Personnel Grievance Board; the Chairman or Chairman's designee shall convene a meeting of the Board within five (5) working days following receipt of the grievance, and the Board shall render its decision within five (5) working days following that meeting.

STEP IV.

Where the grievance is not satisfactorily adjusted at Step III, the grievants may, not later than 30 calendar days after notification of the Board's decision, request that the grievance be referred to the Police Commissioner for determination; and the Police Commissioner shall make a determination within ten working days following receipt of the grievance. This determination shall be made after appropriate consultation with any or all parties to the grievance, including the Chairman of the Board and/or the Board members; and copies shall be sent to the grievant and the Union.

Grievances which affect substantial numbers of employees may be compressed by elimination of the fourth Step of the Grievance Procedure.

Section 5.

At every step of these procedures, the grievant and the officer considering the grievance shall work for a satisfactory adjustment. At any step, the Commanding Officer, the Reviewing Officer and the Board shall have the right to summon the grievant and any and all persons considered necessary to equitable adjustment of the grievance. Proceedings shall be informal. The Chairman of the Personnel Grievance Board shall take such steps to implement the provisions concerning grievances as are necessary for the proper and effective operation of the procedures provided for herein. The Chairman shall resolve questions as to jurisdictional responsibility of Commanding Officers and Reviewing Officers and shall work out the operational details of the program. For these purposes, the Chairman shall issue orders and instructions through the Chief of Department not inconsistent with the provisions of this Article.

Section 6.

The grievance procedure established hereinbefore is designed to operate within the framework of, and is not intended to abolish or supersede existing rules and procedures providing for additional

methods of redress. These include, but are not limited to, the existing rights of a grievant to request an interview with the Police Commissioner.

Section 7.

Any and all of the foregoing grievance steps may be waived by the written consent of both parties.

Section 8.

Within twenty (20) days following receipt of the Police Commissioner's STEP IV decision, the Union shall have the right to bring grievances unresolved at STEP IV to impartial arbitration pursuant to the New York City Collective Bargaining Law and the Consolidated Rules of the New York City Office of Collective Bargaining. In addition, upon ten (10) days' written notice to the Union, the City shall have the right to bring directly to arbitration any dispute between the parties concerning any matter defined as a "grievance" herein. The City shall commence such arbitration by submitting a written request therefor to the Office of Collective Bargaining, with a copy to the Union; and the matter shall proceed pursuant to the Consolidated Rules of the Office of Collective Bargaining.

A permanent rotating Panel of three (3) Arbitrators shall be established, drawn from the official panel of the Office of Collective Bargaining, as agreed to by both parties. The members of the Panel shall be assigned on a rotating basis to arbitrate all grievances under this Section.

The assigned Arbitrator shall hold a hearing at a time and place convenient to the parties and a transcript shall be taken unless the taking of a transcript is waived by both parties. The Arbitrator shall attempt to issue an award within ten (10) days after the completion of the hearing.

The City and the Union shall each pay 50% of the fees and expenses of the Arbitrator and of all other expenses incidental to such arbitration. The costs of one copy for each party and one copy for the Arbitrator of the transcripts shall be borne equally by the parties.

Section 9.

In the case of grievances falling within Sections 1(a)(1) or 1(a)(2) of this Article, the Arbitrator's decision, and order or award (if any), shall be limited to the application and interpretation of the collective bargaining agreement, rule, regulation, procedure, order or job title specification involved, and the Arbitrator shall not add to, subtract from, or modify any such Agreement, rule, regulation, procedure, order or job title specification. An Arbitrator's award shall be final and binding and enforceable in any appropriate tribunal in accord with Article Seventyfive of the Civil Practice Law and Rules, except that awards as to grievances concerning assignment of the grievant to duties substantially different from those stated in the grievant's job title specification or the use of opencompetitive rather than promotional examinations shall be final and binding and enforceable only to the extent permitted by law. An Arbitrator may provide for and direct such relief as the Arbitrator determines to be necessary and proper, subject to the limitations as set forth above and any applicable limitations of the law.

Section 10.

The time limits contained in this Article may be modified by mutual agreement. In the event that the Department fails to comply with the time limits prescribed herein, the grievance may be advanced to the next step.

ARTICLE XXII - LINE-OF-DUTY DEATH BENEFIT

In the event, an employee dies because of a lineof duty injury received during the actual and proper performance of police service relating to the alleged or actual commission of an unlawful act, or directly resulting from a characteristic hazard of police duty, through no fault of the employee's, a payment of \$25,000 shall be made from funds other than those of the Retirement System in addition to any other payment which may be made as a result of such death. Such payment shall be made to the beneficiary designated under the Retirement System or, if no beneficiary is so designated, to the estate of the deceased.

ARTICLE XXIII - DEATH BENEFIT UNUSED LEAVE AND COMPENSATORY TIME

If an employee dies while employed by the City, the employee's beneficiary designated under the Retirement System or, if no beneficiary is so designated, the deceased's estate shall receive payment in cash for the following as a death benefit:

- (a) All unused accrued leave up to a maximum of 54 days' credit;
- (b) All unused accrued compensatory time earned subsequent to January 1, 1971 which is verifiable by official Department records up to a maximum of two hundred (200) hours.

ARTICLE XXIV - OPTIONAL WORK DURING VACATIONS

Section 1.

Any employee may volunteer to work for one fiveday period during such employee's vacation leave. Whether the volunteer will be assigned to duty is within the discretion of the Department. If assigned to duty, the assignment shall be at the discretion of the Department to any regular platoon in any one command for the entire fiveday period. No employee shall be discriminated against in the application of this Section because the employee is in the last year of service.

Section 2.

An employee who so volunteers shall be compensated at the employee's regular straighttime rate of pay for all work performed during the assigned platoon's regular hours of work. Except as otherwise provided in this Article, all other provisions of this Agreement shall be applicable to work so performed.

Section 3.

Contributions under Article XIV (Health and Welfare Fund) and Article XV (Annuity Fund) of this Agreement shall not be paid for work performed pursuant to this Article.

Section 4.

For purposes of Article XX (Overtime Travel Guarantee) of this Agreement, the command to which an employee is so assigned for the fiveday period shall be deemed that employee's "permanent command."

ARTICLE XXV - NO STRIKES

In accord with applicable law, neither the Union nor any employees shall induce or engage in any strikes, slowdowns, work stoppages or mass absenteeism or induce any mass resignations during the terms of this Agreement.

ARTICLE XXVI - BULLETIN BOARDS

The Union may post notices on bulletin boards in places and locations where notices usually are posted by the employer for employees to read. All notices shall be on Union stationery, shall be used only to notify employees of matters pertaining to Union affairs, and shall not contain any derogatory or inflammatory statements concerning the City, the Department or personnel employed by either entity.

ARTICLE XXVII - LABOR-MANAGEMENT COMMITTEE

Section 1.

The City and the Union, having recognized that cooperation between management and employees is indispensable to the accomplishment of sound and harmonious labor relations, shall jointly maintain and support a labormanagement committee.

Section 2.

The labormanagement committee shall consider and may recommend to the Police Commissioner changes in the working conditions of the employees, including, but not limited to, the following subjects: the adequate levels of police coverage to ensure the safety of employees on duty; and excusal policy for employees appearing in court after the midnight tour. Matters subject to the grievance procedure shall not be appropriate items for consideration by the labormanagement committee.

Section 3.

The labormanagement committee shall consist of six members who shall serve for the term of this Agreement. The Union shall designate three members and the Police Commissioner shall designate three members. Vacancies shall be filled by the appointing party for the balance of the term to be served. Each member may designate one alternate. The committee shall select a chairman from among its members at each meeting. The chairmanship of the committee shall alternate between the members designated by the Police Commissioner and the members designated by the Union. A quorum shall consist of a majority of the total membership of the committee. The committee shall make its recommendation to the Police Commissioner in writing.

Section 4.

The labormanagement committee shall meet at the call of either the Union members or the City members at times mutually agreeable to both parties. At least one week in advance of a meeting the party calling the meeting shall provide to the other party a written agenda of matters to be discussed. Minutes shall be kept and copies supplied to all members of the committee.

ARTICLE XXVIII - NO WAIVER

Except as otherwise provided in this Agreement, the failure to enforce any provision of this Agreement shall not be deemed a waiver thereof. This Agreement is not intended and shall not be construed as a waiver of any right or benefit to which employees are entitled by law.

ARTICLE XXIX - SAVINGS CLAUSE

If any provision of this Agreement is found to be invalid, such invalidity shall not impair the validity and enforceability of the remaining provisions of this Agreement.

ARTICLE XXX - FINANCIAL EMERGENCY ACT

The provisions of this Agreement are subject to applicable provisions of law, including the New York State Financial Emergency Act for the City of New York, as amended.

ARTICLE XXXI - TERM

The term of this Agreement shall commence on April 1, 2012 and shall expire at midnight on March 31, 2019.

IN WITNESS WHEREOF, the parties have executed this agreement on the day and year first above written.

CITY OF NEW YORK DETECTIVES' ENDOWMENT ASSOCIATION OF THE CITY OF NEW YORK, INC.

By: /s/ RENEE CAMPION Commissioner, Office of Labor Relations

By: /s/ PAUL DIGIACOMO President

/s/ APPROVED AS TO FORM:

/s/ By: /s/ ERIC EICHENHOLTZ Acting Corporation Counsel

/s/ DATE SUBMITTED TO THE FINANCIAL CONTROL BOARD:

/s/ UNIT: DETECTIVES TERM: April 1, 2012 to March 31, 2019

Appendix A

Paul DiGiacomo President Detectives' Endowment Association 26 Thomas Street New York, NY 10007

Re: D.E.A. Agreement for the period April 1, 2012 to March 31, 2019

Dear Mr. DiGiacomo:

During the life of the above Agreement, the Police Department shall make advancements in grade of Detectives assigned to investigative functions. The Department shall send out a memorandum to all commanders requesting recommendations on candidates for promotions for such detectives to the first and second grades.

Very truly yours, /s/ Dermot F. Shea Police Commissioner

Appendix B

Paul DiGiacomo President Detectives' Endowment Association 26 Thomas Street New York, NY 10007

Re: D.E.A. Agreement for the period April 1, 2012 to March 31, 2019

Dear Mr. DiGiacomo:

During the life of the above Agreement, it is my intention not to evaluate Detectives on a numerical basis nor is it my intention to conduct evaluations more than twice per year.

Very truly yours, /s/ Dermot F. Shea Police Commissioner

Appendix C

Paul DiGiacomo President Detectives' Endowment Association 26 Thomas Street New York, NY 10007

Re: D.E.A. Agreement for the period April 1, 2012 to March 31, 2019

Dear Mr. DiGiacomo:

This is to confirm our intention regarding the transfer of Detective specialists from one command to another.

A Detective specialist who requests a transfer from one command to another pursuant to Patrol Guide Procedure 20514 will not automatically lose his/her Detective designation if such transfer is granted by the Police Department.

Very truly yours, /s/ Dermot F. Shea Police Commissioner

Appendix D

Paul DiGiacomo President Detectives Endowment Association 26 Thomas Street New York, NY 10007

Re: D.E.A. Agreement for the period April 1, 2012 to March 31, 2019

Dear Mr. DiGiacomo:

This is to reflect that our agreement increased the number of appearances required by certain Detectives as follows:

Each employee designated as Detective on or after February 1, 1990 shall be required to work six (6) additional tours per year beyond the number required for a similarly situated incumbent Detective.

Effective April 1, 1995, each employee designated as Detective on or after February 1, 1990, who is assigned to a "four-by-two" work chart, will no longer be required to work the above six (6) additional appearances, as long as that employee is assigned to a "four-by-two" work chart. After the completion of six (6) years as a Detective, all employees designated as Detective on or after February 1, 1990, regardless of work chart, will no longer be required to work the above six (6) additional appearances.

Very truly yours, /s/ Renee Campion

AGREED AND ACCEPTED ON BEHALF OF THE DETECTIVES ENDOWMENT ASSOCIATION

BY: /s/ PAUL DIGIACOMO President

Appendix E

Paul DiGiacomo President Detectives Endowment Association 26 Thomas Street New York, NY 10007

Re: D.E.A. Agreement for the period April 1, 2012 to March 31, 2019

Dear Mr. DiGiacomo:

This is to confirm our mutual understanding and agreement regarding Article XII of the above Agreement. If the stabilization fund referred to does not have sufficient monies to maintain the then current level of health insurance benefits provided under GHICBP/ Blue Cross plan, payroll deductions in the appropriate amounts shall be taken from employees and retirees enrolled in such plan unless agreement is reached on a program wide basis to take the needed monies from the contributions to the welfare fund provided in Article XIII of the above Agreement.

Very truly yours, /s/ Renee Campion

AGREED AND ACCEPTED ON BEHALF OF THE DETECTIVES ENDOWMENT ASSOCIATION

BY: /s/ PAUL DIGIACOMO President

Appendix F

Paul DiGiacomo President Detectives Endowment Association 26 Thomas Street New York, NY 10007

Re: D.E.A. Agreement for the period April 1, 2012 to March 31, 2019

Dear Mr. DiGiacomo:

This is to confirm that during negotiations for the successor agreement to this 2008-2012 agreement the parties shall negotiate the issue of increasing the City's contribution to the DEA Health and Welfare Fund as the first issue to be addressed. The issues to be negotiated shall include the intent of the parties to equalize the City's total contribution to the DEA Health and Welfare Fund with the total contributions made by the City to other health and welfare funds on behalf of other employees and that the DEA shall be responsible for the cost of such increased contributions.

If the above conforms to your understanding, please execute the signature line below.

Very truly yours, /s/ Renee Campion

AGREED AND ACCEPTED ON BEHALF OF THE DETECTIVES ENDOWMENT ASSOCIATION

BY: /s/ PAUL DIGIACOMO President

Appendix G

Paul DiGiacomo President Detectives Endowment Association 26 Thomas Street New York, NY 10007

Re: D.E.A. Agreement for the period April 1, 2012 to March 31, 2019

Dear Mr. DiGiacomo:

The City and the DEA recognize that, pursuant to Administrative Code Section 12-127, the City is obligated to pay for the cost of line of duty injury prescription drugs for DEA members. The parties further recognize that a significant number of DEA members have utilized the DEA Health and Welfare Fund to pay for these prescription drugs without reimbursement by the City. The DEA agrees to waive any and all claims retroactively and prospectively against the City for the reimbursement of the cost of line of duty injury prescription drugs.

If the above conforms to your understanding, please execute the signature line below.

Very truly yours, /s/ Renee Campion

AGREED AND ACCEPTED ON BEHALF OF THE DETECTIVES ENDOWMENT ASSOCIATION

BY: /s/ PAUL DIGIACOMO President

Appendix H

Paul DiGiacomo President Detectives Endowment Association 26 Thomas Street New York, NY 10007

Re: D.E.A. Agreement for the period April 1, 2012 to March 31, 2019

Dear Mr. DiGiacomo:

This is to reflect that our agreement modified the number of appearances and tours required by certain Detectives as follows:

Effective February 15, 2006, for those Detectives who previously worked tours of eight hours and fifteen minutes (8:15), the length of the tour shall be eight hours and thirty-three minutes (8:33) with 253 appearances per year.

Effective February 15, 2006, for those Detectives who had previously worked eight hour and ten minute (8:10) tours, the length of the tour shall be eight hours and twenty-eight minutes (8:28) with 256 appearances per year.

Effective February 15, 2006, for Detectives who had worked eight hour or nine hour tours on the 4 x 2 chart, the length of the tour shall be increased by fifteen (15) minutes. However, these Detectives shall not work the additional fifteen (15) minutes during any 28 day FLSA cycle in which the additional time would increase their regularly scheduled hours over the 171 hour maximum. During these cycles, the tours shall not be increased by the aforementioned fifteen (15) minutes.

Effective February 15, 2006, the parties agree that new hires outside the 4 x 2 chart will work an additional two (2) tours per year for the first six years of their employment.

Very truly yours, /s/ Renee Campion

AGREED AND ACCEPTED ON BEHALF OF THE DETECTIVES ENDOWMENT ASSOCIATION

BY: /s/ PAUL DIGIACOMO President

Appendix I

Paul DiGiacomo President Detectives Endowment Association, Inc. 26 Thomas Street New York, NY 10007

Re: D.E.A. Agreement for the period April 1, 2012 to March 31, 2019

Dear Mr. DiGiacomo:

This will confirm our mutual understanding that detectives assigned to the Narcotics Division will receive overtime payment if they are rescheduled to work a tour that intrudes upon their swing period. Any overtime payment will be limited to the portion of the tour that is worked after midnight on their last scheduled day of the week. The City and the DEA acknowledge further that the New York City Police Department is not obligated to provide overtime payment to detectives who are assigned to steady tours that intrude upon the swing period.

If the above conforms to your understanding, please execute the signature line below.

Very truly yours, /s/ Renee Campion

AGREED AND ACCEPTED ON BEHALF OF THE DETECTIVES ENDOWMENT ASSOCIATION

BY: /s/ PAUL DIGIACOMO President

Appendix J

Paul DiGiacomo President Detectives Endowment Association, Inc. 26 Thomas Street New York, NY 10007

Re: D.E.A. Agreement for the period April 1, 2012 to March 31, 2019

Dear Mr. DiGiacomo:

This is to confirm the understanding between the City of New York ("City") and the Detectives Endowment Association ("DEA") regarding detectives detailed or assigned to the rank of third grade detective.

Effective November 1, 2007, the City shall increase the current number of budgeted positions for first and second grade detectives by 4.92% of the current DEA bargaining unit. This side letter shall not prohibit or limit the Police Commissioner's discretion to detail or assign first, second or third grade detectives.

If the above conforms to your understanding, please execute the signature line below.

Very truly yours,
/s/
Renee Campion

AGREED AND ACCEPTED ON BEHALF OF THE
DETECTIVES ENDOWMENT ASSOCIATION

BY: /s/
PAUL DIGIACOMO
President

Appendix K

Paul DiGiacomo
President
Detectives Endowment Association, Inc.
26 Thomas Street
New York, NY 10007

Re: D.E.A. Agreement for the period April 1, 2012 to March 31, 2019

Dear Mr. DiGiacomo:

This will confirm our mutual understanding that a labor-management committee be established which shall include representatives from the Police Department; the DEA and the Mayor's Office of Labor Relations to address compensatory time / overtime issues.

If the above conforms to your understanding, please execute the signature line below.

Very truly yours,
/s/
Renee Campion

AGREED AND ACCEPTED ON BEHALF OF THE
DETECTIVES ENDOWMENT ASSOCIATION

BY: /s/
PAUL DIGIACOMO
President

Appendix L

Paul DiGiacomo
President
Detectives Endowment Association, Inc.
26 Thomas Street
New York, NY 10007

Re: D.E.A. Agreement for the period April 1, 2012 to March 31, 2019

Dear Mr. DiGiacomo:

This is to confirm our mutual understanding and agreement regarding the Home Confinement Elimination Pilot Program.

The pilot program concerning Patrol Guide Procedures 205-01 and 205-45 will continue to apply. This pilot program will continue to be subject to the following terms:

- a. The pilot program will provide that eligible employees, who request sick leave for an injury or illness, shall no longer be subject to home visitation and confinement, outside the hours of the employee's regularly scheduled tour of duty, except where the convalescence for the injury or illness requires home confinement in the opinion of the Department's Medical Division, after consultation with the employee's personal physician.
- b. The following employees are not eligible to participate in the program:
 - 1) Any Employee who is designated as 'chronic sick',
 - 2) Any Employee who is on modified assignment,
 - 3) Any Employee who is on dismissal probation,
 - 4) Any Employee who is on suspension.
- c. For purposes of this agreement the "designated absence rate" is the average lost days, including both line of duty and non-line of duty sick leave, per member of service in the DEA bargaining unit for Fiscal Year 2007-2008, which equals 9.37 days per year.
- d. The Department, on the first day of each month, will review Detective availability for the preceding 365 days. In the event that Detective average sick leave for the entire DEA bargaining unit exceeds the designated absence rate for the preceding 365 day period by more than 10%, the previous Patrol Guide home visitation and confinement policies will be placed into effect the following day. Such procedures will remain in effect for the remainder of the month. Provided

however, the Police Commissioner in his own discretion may permit the new procedures to remain in effect.

- e. The following month another review of sick leave usage for the preceding 365 days will occur. When a monthly review results in a return to a level at or below the "designated absence rate" plus 10% the Department will resume the new visitation and confinement procedures the following day (the second day of the month.)

If the above conforms to your understanding, please execute the signature line below.

Very truly yours,
/s/
Renee Campion

AGREED AND ACCEPTED ON BEHALF OF THE
DETECTIVES ENDOWMENT ASSOCIATION

BY: /s/
PAUL DIGIACOMO
President

◀ o20

MANAGEMENT AND BUDGET

■ NOTICE

COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

NOTICE OF FINDING OF NO SIGNIFICANT IMPACT AND NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS

This notice shall satisfy two separate but related procedural requirements for activities to be undertaken by the City of New York.

REQUEST FOR RELEASE OF FUNDS

On or about November 1, 2021, the City of New York (the City) anticipates submitting a request to the U.S. Department of Housing and Urban Development for the release of Community Development Block Grant (CD) funds authorized under the Housing and Community Development Act of 1992, to undertake the City's Demolition Program Citywide.

The Department of Housing Preservation and Development's (HPD) has authority to contract out for emergency and non-emergency demolitions when an owner fails to do so pursuant to a Department of Buildings (DOB) declaration, as established by the New York City Administrative Code. The Code requires the treatment of any structure that may become "dangerous or unsafe, structurally or as a fire hazard, or dangerous or detrimental to human life, health, or morals." Pursuant to DOB guidelines, this would include deteriorated residential and commercial structures determined to be unsafe and/or debilitated in any area. HPD is responsible for surveying the site, providing a scope of work and cost estimate, and overseeing and approving all demolition, cleaning, and grading of land. CD funds are expended for full and partial demolition of privately-owned residential and commercial properties, and some City-owned properties.

The Demolition program is funded at \$10,957,000 in the Calendar Year 2021/CD Year 47 budget. Please note that Federal Fiscal Year 2021 funds cannot be spent on demolitions until the City receives HUD's environmental clearance at the conclusion of the environmental review process.

FINDING OF NO SIGNIFICANT IMPACT

New York City's Office of Management and Budget is the Responsible Entity for this project and has determined that the project will have no significant impact on the human environment. Therefore, an Environmental Impact Statement under the National Environmental Policy Act of 1969 (NEPA) is not required. Additional project information is contained in the Environmental Review Record (ERR). The ERR will be made available to the public for review either electronically or by U.S. mail. Please submit your request by U.S. mail to Julie Freeman, Assistant Director, New York City Office of Management and Budget, 255 Greenwich Street, 8th Floor, New York, New York 10007 or by email to freemanj@omb.nyc.gov.

PUBLIC COMMENTS

Any individual, group, or agency may submit written comments on the ERR to NYC OMB at the above address or via email to CDBGComments@omb.nyc.gov. All comments received by October 31, 2021 will be considered by NYC OMB prior to authorizing submission of a request for release of funds. Comments should specify which Notice they are addressing.

ENVIRONMENTAL CERTIFICATION

NYC OMB certifies to HUD that the City and Julie Freeman, in her capacity as Certifying Officer of the City's Community Development Block Grant Program, consents to accept the jurisdiction of the Federal Courts if an action is brought to enforce responsibilities in relation to the environmental review process and that these responsibilities have been satisfied. HUD's approval of the certification satisfies its responsibilities under NEPA and related laws and authorities and allows the City of New York to use CD funds.

OBJECTIONS TO RELEASE OF FUNDS

HUD will accept objections to its release of funds and NYC OMB's certification for a period of fifteen days following its actual receipt of the request only if they are on one of the following bases: (a) the certification was not executed by the Certifying Officer of NYC OMB; (b) NYC OMB has omitted a step or failed to make a decision or finding required by HUD regulations at 24 CFR Part 58; (c) the grant recipient or other participants in the development process have committed funds, incurred costs or undertaken activities not authorized by 24 CFR Part 58 before approval of a release of funds by HUD; or (d) another Federal agency acting pursuant to 40 CFR Part 1504 has submitted a written finding that the project is unsatisfactory from the standpoint of environmental quality. Objections must be prepared and submitted in accordance with the required procedures (24 CFR Part 58) and shall be addressed to CPD_COVID-19OEE-NY@hud.gov. Potential objectors should contact HUD to verify the actual last day of the objection period.

City of New York: Bill de Blasio, Mayor
Jacques Jiha, Ph.D.,
Director, Mayor's Office of Management and Budget

Date: October 15, 2021

o15-21

OFFICE OF THE MAYOR

■ NOTICE

Notice of Intent to Issue New Solicitation(s) Not Included in FY 2022 Annual Contracting Plan and Schedule

NOTICE IS HEREBY GIVEN that the Mayor will be issuing the following solicitation(s) not included in the FY 2022 Annual Contracting Plan and Schedule that is published, pursuant to New York City Charter § 312(a):

Agency: Department of Finance
Description of services sought: Real Estate Tax Lockbox Services
Start date of the proposed contract: 1/1/2022
End date of proposed contract: 12/31/2022
Method of solicitation the agency intends to utilize: Negotiated Acquisition Extension
Personnel in substantially similar titles within agency: None
Headcount of personnel in substantially similar titles within agency: 0

o20

MAYOR'S OFFICE OF CONTRACT SERVICES

■ NOTICE

Notice of Intent to Issue New Solicitation(s) Not Included in FY 2022 Annual Contracting Plan and Schedule

NOTICE IS HEREBY GIVEN that the Mayor will be issuing the following solicitation(s) not included in the FY 2022 Annual Contracting Plan and Schedule that is published, pursuant to New York City Charter § 312(a):

Agency: Department of Homeless Services (DHS)
Nature of services sought: Maintenance & Repair of Fire Safety Systems in Brooklyn
Start date of the proposed contract: 1/1/2022
End date of the proposed contract: 6/30/2022
Method of solicitation the agency intends to utilize: WMBE Non Competitive Small Purchase
Personnel in substantially similar titles within agency: 0
Headcount of personnel in substantially similar titles within agency: 0

Agency: Department of Homeless Services (DHS)
Nature of services sought: On Call Painting Citywide
Start date of the proposed contract: 5/1/2022
End date of the proposed contract: 4/30/2025
Method of solicitation the agency intends to utilize: Competitive Sealed Bid

Personnel in substantially similar titles within agency: None
Headcount of personnel in substantially similar titles within agency: 0

o20

Notice of Intent to Extend Contract(s) Not Included in FY 2022 Annual Contracting Plan and Schedule

NOTICE IS HEREBY GIVEN that the Mayor will be entering into the following extension(s) of (a) contract(s) not included in the FY 2022 Annual Contracting Plan and Schedule that is published, pursuant to New York City Charter § 312(a):

Agency: Department of Homeless Services
FMS Contract #: CT1 071 20191412438
Vendor: Strong Steel Door
Nature of services: On Call General Construction Services on an "as needed basis", Citywide
Award method of original contract: Competitive Sealed Bid
FMS Contract type: 10
End date of original contract: 1/31/2022
Method of renewal/extension the agency intends to utilize: PPB Rule Section (4-04)
New start date of the proposed renewed/extended contract: 2/1/2022
New end date of the proposed renewed/extended contract: 1/31/2023
Modifications sought to the nature of services performed under the contract: N/A
Reason(s) the agency intends to extend the contract: Need to renew current contract while awaiting registration of the new 3 year competitive sealed bid currently being processed through Passport.
Personnel in substantially similar titles within agency: None
Headcount of personnel in substantially similar titles within agency: 0

o20

Notice of Intent to Issue New Solicitation(s) Not Included in FY 2022 Annual Contracting Plan and Schedule

NOTICE IS HEREBY GIVEN that the Mayor will be issuing the following solicitation(s) not included in the FY 2022 Annual Contracting Plan and Schedule that is published, pursuant to New York City Charter § 312(a):

Agency: Department of Design and Construction
Description of services sought: Design Services 4254-4261 New Trunk Water Main installation from the intersection of West 181st Street and Jerome Avenue to the intersection of East 180th Street and Grand Concourse as well as various distribution Main Work
Start date of the proposed contract: 1/1/2022
End date of the proposed contract: 6/30/2027
Method of solicitation the agency intends to utilize: RFP
Personnel in substantially similar titles within agency: Administrative Architect, Administrative Architect NM, Administrative Construction Project Manager, Administrative City Planner, Administrative City Planner NM, Administrative Engineer, Administrative Engineer NM, Administrative Landmarks Preservationist, Administrative Landscape Architect, Administrative Landscape Architect NM, Administrative Project Manager, Administrative Project Manger NM, Architect, Assistant Architect, Assistant Chemical Engineer, Assistant Civil Engineer, Assistant Electrical Engineer, Assistant Landscape Architect, Assistant Mechanical Engineer, Assistant Urban Designer, Associate Project Manager, Associate Urban Designer, Civil Engineer, Civil Engineer Intern, City Planner, Electrical Engineer, Highways and Sewers Inspector, Landscape Architect, Mechanical Engineer, Mechanical Engineering Intern, Project Manager, Project Manager Intern
Headcount of personnel in substantially similar titles within agency: 618

Agency: Department of Design and Construction
Description of services sought: Construction Management New Trunk Water Main installation from the intersection of West 181st Street and Jerome Avenue to the intersection of East 180th Street and Grand Concourse as well as various distribution Main Work
Start date of the proposed contract: 1/1/2022
End date of the proposed contract: 6/30/2027
Method of solicitation the agency intends to utilize: RFP
Personnel in substantially similar titles within agency: Administrative Architect, Administrative Architect NM, Administrative Construction Project Manager, Administrative Engineer, Administrative Engineer NM, Administrative Landmarks Preservationist, Administrative Landscape Architect, Administrative Landscape Architect NM, Administrative Project Manager, Administrative Project Manger NM, Architect, Assistant Architect, Assistant Electrical Engineer, Assistant Mechanical Engineer, Assistant Landscape Architect, Assistant Civil Engineer, Associate Project Manager, Civil Engineer, Construction Project Manager, Construction Project Manager Intern, Electrical Engineer, Highways and Sewers Inspector, Mechanical Engineer, Project Manager, Project Manager Intern, Surveyor
Headcount of personnel in substantially similar titles within agency: 697

Agency: Department of Design and Construction
 Description of services sought: Resident Engineering Inspection Services New Trunk Water Main installation from the intersection of West 181st Street and Jerome Avenue to the intersection of East 180th Street and Grand Concourse as well as various distribution Main Work
 Start date of the proposed contract: 1/1/2022
 End date of the proposed contract: 6/30/2027
 Method of solicitation the agency intends to utilize: RFP
 Personnel in substantially similar titles within agency: Administrative Architect, Administrative Architect NM, Administrative Construction Project Manager, Administrative Engineer, Administrative Engineer NM, Administrative Landmarks Preservationist, Administrative Landscape Architect, Administrative Landscape Architect NM, Administrative Project Manager, Administrative Project Manager NM, Architect, Assistant Architect, Assistant Electrical Engineer, Assistant Mechanical Engineer, Assistant Landscape Architect, Assistant Civil Engineer, Associate Project Manager, Civil Engineer, Construction Project Manager, Construction Project Manager Intern, Electrical Engineer, Highways and Sewers Inspector, Mechanical Engineer, Project Manager, Project Manager Intern, Surveyor
 Headcount of personnel in substantially similar titles within agency: 697

Agency: Department of Design and Construction
 Description of services sought: Consultant Contract Administration: research, training, data analysis, and expert testimony, including services related to damages for delay claims, New Trunk Water Main installation from the intersection of West 181st Street and Jerome Avenue to the intersection of East 180th Street and Grand Concourse as well as various distribution Main Work
 Start date of the proposed contract: 1/1/2022
 End date of the proposed contract: 6/30/2027
 Method of solicitation the agency intends to utilize: RFP
 Personnel in substantially similar titles within agency: Accountant, Administrative Accountant, Administrative Architect, Administrative Architect NM, Administrative City Planner, Administrative City Planner NM, Administrative Construction Project Manager, Administrative Engineer, Administrative Engineer NM, Administrative Landscape Architect, Administrative Landscape Architect NM, Administrative Project Manager, Administrative Project Manager NM, Administrative Staff Analyst, Architect, Architectural Intern, Assistant Architect, Assistant Landscape Architect, Assistant Civil Engineer, Assistant Electrical Engineer, Assistant Landscape Architect, Assistant Mechanical Engineer, Assistant Urban Designer, Associate Investigator, Associate Project Manager, Associate Urban Designer, City Planner, Civil Engineer, Civil Engineering Intern, Construction Project Manager, Construction Project Manager Intern, Electrical Engineer, Estimator (General Construction), Estimator (Mechanical), Investigator, Landscape Architect, Management Auditor, Mechanical Engineer, Mechanical Engineer Inter, Project Manager, Project Manager Intern, Senior Estimator – General Construction, Supervisor of Electrical Installations & Maintenance
 Headcount of personnel in substantially similar titles within agency: 767

Agency: Department of Design and Construction
 Description of services sought: Construction Support Services: asbestos, boring, testing, monitoring, sampling, site safety, inspections and environmental, New Trunk Water Main installation from the intersection of West 181st Street and Jerome Avenue to the intersection of East 180th Street and Grand Concourse as well as various distribution Main Work
 Start date of the proposed contract: 1/1/2022
 End date of the proposed contract: 6/30/2027
 Method of solicitation the agency intends to utilize: RFP
 Personnel in substantially similar titles within agency: Asbestos Hazard Investigator, Assistant Chemical Engineer, Assistant Mechanical Engineer, Assistant Civil Engineer, Associate Project Manager, Civil Engineering Intern, Construction Project Manager, Construction Project Manager Intern, Engineering Technician, Geologist, Industrial Hygienist, Project Manager, Surveyor
 Headcount of personnel in substantially similar titles within agency: 428

Agency: Department of Design and Construction
 Description of services sought: Contract Administration: fiscal audit, reconciliation of accounts, preparation of change orders, analyzing and finalizing financial transactions and contract close out, New Trunk Water Main installation from the intersection of West 181st Street and Jerome Avenue to the intersection of East 180th Street and Grand Concourse as well as various distribution Main Work
 Start date of the proposed contract: 1/1/2022
 End date of the proposed contract: 6/30/2027
 Method of solicitation the agency intends to utilize: RFP
 Personnel in substantially similar titles within agency: Accountant, Administrative Accountant, Administrative Architect, Administrative Architect NM, Administrative City Planner, Administrative City Planner NM, Administrative Construction Project Manager, Administrative Engineer, Administrative Engineer NM, Administrative Landscape Architect, Administrative Landscape Architect NM, Administrative Project Manager, Administrative Project Manager NM, Administrative Staff Analyst, Architect, Architectural Intern, Assistant Architect, Assistant Landscape Architect, Assistant Civil Engineer, Assistant Electrical Engineer, Assistant Landscape

Architect, Assistant Mechanical Engineer, Assistant Urban Designer, Associate Investigator, Associate Project Manager, Associate Urban Designer, City Planner, Civil Engineer, Civil Engineering Intern, Construction Project Manager, Construction Project Manager Intern, Electrical Engineer, Estimator (General Construction), Estimator (Mechanical), Investigator, Landscape Architect, Management Auditor, Mechanical Engineer, Mechanical Engineer Inter, Project Manager, Project Manager Intern, Senior Estimator – General Construction, Supervisor of Electrical Installations & Maintenance
 Headcount of personnel in substantially similar titles within agency: 767

Agency: Department of Design and Construction
 Description of services sought: Community Outreach Consultants New Trunk Water Main installation from the intersection of West 181st Street and Jerome Avenue to the intersection of East 180th Street and Grand Concourse as well as various distribution Main Work
 Start date of the proposed contract: 1/1/2022
 End date of the proposed contract: 6/30/2027
 Method of solicitation the agency intends to utilize: RFP
 Personnel in substantially similar titles within agency: None
 Headcount of personnel in substantially similar titles within agency: 0

Agency: Department of Design and Construction
 Description of services sought: Owner's Representative Requirements Contracts New Trunk Water Main installation from the intersection of West 181st Street and Jerome Avenue to the intersection of East 180th Street and Grand Concourse as well as various distribution Main Work
 Start date of the proposed contract: 1/1/2022
 End date of the proposed contract: 6/30/2027
 Method of solicitation the agency intends to utilize: RFP
 Personnel in substantially similar titles within agency: Administrative Architect, Administrative Architect NM, Administrative Construction Project Manager, Administrative Engineer, Administrative Engineer NM, Administrative Landmarks Preservationist, Administrative Landscape Architect, Administrative Landscape Architect NM, Administrative Project Manager, Administrative Project Manager NM, Architect, Assistant Architect, Assistant Electrical Engineer, Assistant Mechanical Engineer, Assistant Landscape Architect, Assistant Civil Engineer, Associate Project Manager, Civil Engineer, Construction Project Manager, Construction Project Manager Intern, Electrical Engineer, Highways and Sewers Inspector, Mechanical Engineer, Project Manager, Project Manager Intern, Surveyor
 Headcount of personnel in substantially similar titles within agency: 697

◀ o20

Notice of Intent to Extend Contract(s) Not Included in FY 2022 Annual Contracting Plan and Schedule

NOTICE IS HEREBY GIVEN that the Mayor will be entering into the following extension(s) of (a) contract(s) not included in the FY 2022 Annual Contracting Plan and Schedule that is published, pursuant to New York City Charter § 312(a):

Agency: Mayor's Office of Contract Services
 Vendor: Infopeople Corporation
 Description of services: Quality Assurance Consulting Services
 Method of renewal/extension the agency intends to utilize: M/WBE Noncompetitive Small Purchase Extension
 New start date of the proposed renewed/extended contract: 7/1/2021
 New end date of the proposed renewed/extended contract: 6/30/2022
 Modifications sought to the nature of services performed under the contract: None
 Reason the agency intends to renew/extend the contract: Continuation of Services
 Personnel in substantially similar titles within agency: None
 Headcount of personnel in substantially similar titles within agency: 0

◀ o20

Notice of Intent to Issue New Solicitation(s) Not Included in FY 2022 Annual Contracting Plan and Schedule

NOTICE IS HEREBY GIVEN that the Mayor will be issuing the following solicitation(s) not included in the FY 2022 Annual Contracting Plan and Schedule that is published, pursuant to New York City Charter § 312(a):

Description of services sought: Software upgrade, licenses and maintenance of Parks Forestry Management System (ForMS)
 Start date of the proposed contract: 3/1/2022
 End date of the proposed contract: 2/28/2027
 Method of solicitation the agency intends to utilize: Competitive Sealed Proposal (CSP).
 Personnel in substantially similar titles within agency: None
 Headcount of personnel in substantially similar titles within agency: 0

Description of services sought: Software upgrade, licenses and maintenance of Parks Forestry Management System (ForMS)
 Start date of the proposed contract: 3/1/2022
 End date of the proposed contract: 2/28/2027

Method of solicitation the agency intends to utilize: Intergovernmental Personnel in substantially similar titles within agency: None Headcount of personnel in substantially similar titles within agency: 0

Description of services sought: Software upgrade, licenses and maintenance of Parks Forestry Management System (ForMS) Start date of the proposed contract: 3/1/2022 End date of the proposed contract: 2/28/2027

Method of solicitation the agency intends to utilize: DOIT Task Order Personnel in substantially similar titles within agency: None Headcount of personnel in substantially similar titles within agency: 0

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CHANGES IN PERSONNEL

ADMIN FOR CHILDREN'S SVCS FOR PERIOD ENDING 08/20/21

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Lists personnel changes for Admin for Children's Svcs.

ADMIN FOR CHILDREN'S SVCS FOR PERIOD ENDING 08/20/21

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Lists personnel changes for Admin for Children's Svcs.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Lists Williams Anna and Williams Dereen.

HRA/DEPT OF SOCIAL SERVICES FOR PERIOD ENDING 08/20/21

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Lists personnel changes for HRA/Dept of Social Services.

HRA/DEPT OF SOCIAL SERVICES FOR PERIOD ENDING 08/20/21

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Lists personnel changes for HRA/Dept of Social Services.

DEPT. OF HOMELESS SERVICES
FOR PERIOD ENDING 08/20/21

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Lists employees of the Department of Homeless Services.

DEPARTMENT OF CORRECTION
FOR PERIOD ENDING 08/20/21

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Lists employees of the Department of Correction.

DEPARTMENT OF CORRECTION
FOR PERIOD ENDING 08/20/21

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Lists employees of the Department of Correction.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Lists employees of the Department of Correction.

DEPARTMENT OF CORRECTION
FOR PERIOD ENDING 08/20/21

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Lists employees of the Department of Correction.

MAYORS OFFICE OF CONTRACT SVCS
FOR PERIOD ENDING 08/20/21

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Lists employees of the Mayor's Office of Contract SVCS.

CITY COUNCIL
FOR PERIOD ENDING 08/20/21

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Lists employees of the City Council.

DEPARTMENT FOR THE AGING
FOR PERIOD ENDING 08/20/21

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Lists employees of the Department for the Aging.

CULTURAL AFFAIRS
FOR PERIOD ENDING 08/20/21

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Lists employees of Cultural Affairs.

FINANCIAL INFO SVCS AGENCY
FOR PERIOD ENDING 08/20/21

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Lists employees of Financial Info SVCS Agency.

OFF OF PAYROLL ADMINISTRATION
FOR PERIOD ENDING 08/20/21

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Lists employees of the Office of Payroll Administration.