



# THE CITY RECORD

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## THE CITY RECORD

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## PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

## BOARD MEETINGS

### NOTICE OF MEETINGS

#### City Planning Commission

Meets in Spector Hall, 22 Reade Street, New York, New York 10007, twice monthly on Wednesday, at 10:00 A.M., unless otherwise ordered by the Commission.

#### City Council

Meets by Charter twice a month in Councilman's Chamber, City Hall, Manhattan, New York 10007, at 1:30 P.M.

#### Contract Awards Public Hearing

Meets in Spector Hall, 22 Reade Street, Main Floor, Manhattan, weekly, on Thursday, commencing 10:00 A.M., and other days, times and location as warranted.

#### Design Commission

Meets in City Hall, Third Floor, Manhattan, New York 10007 on the second Monday of the month, except August. For changes in the schedule, copies of monthly agendas, or additional information, please call (212) 788-3071 or visit our web site at [nyc.gov/artcommission](http://nyc.gov/artcommission)

#### Department of Education

Meets in the Hall of the Board for a monthly business meeting on the Third Wednesday, of each month at 6:00 P.M. The Annual Meeting is held on the first Tuesday of July at 10:00 A.M.

#### Board of Elections

32 Broadway, 7th floor, New York, NY 10004, on Tuesday, at 1:30 P.M. and at the call of the Commissioner

#### Environmental Control Board

Meets at 66 John Street, 10th floor, conference room, New York, NY 10038 at 9:15 A.M., once a month at the call of the Chairman.

#### Board of Health

Meets in Room 330, 125 Worth Street, Manhattan, New York 10013, at 10:00 A.M., at the call of the Chairman.

#### Health Insurance Board

Meets in Room 530, Municipal Building, Manhattan, New York 10007, at call of the Chairman.

#### Board of Higher Education

Meets at 535 East 80th Street, Manhattan, New York 10021, at 5:30 P.M., on fourth Monday in January, February, March, April, June, September, October, November and December. Annual meeting held on fourth Monday in May.

#### Citywide Administrative Services

Division Of Citywide Personnel Services will hold hearings as needed in Room 2203, 2 Washington Street, New York, N.Y. 10004.

#### Commission on Human Rights

Meets on 10th floor in the Commission's Central Office, 40 Rector Street, New York, New York 10006, on the fourth Wednesday of each month, at 8:00 A.M.

#### In Rem Foreclosure Release Board

Meets in Spector Hall, 22 Reade Street, Main Floor, Manhattan, Monthly on Tuesdays, commencing 10:00 A.M., and other days, times and location as warranted.

#### Franchise And Concession Review Committee

Meets in Spector Hall, 22 Reade Street, Main Floor, Manhattan, Monthly on Wednesdays, commencing 2:30 P.M., and other days, times and location as warranted.

#### Real Property Acquisition And Disposition

Meets in Spector Hall, 22 Reade Street, Main Floor, Manhattan, bi-weekly, on Wednesdays, commencing 10:00 A.M., and other days, times and location as warranted.

#### Landmarks Preservation Commission

Meets in the Hearing Room, Municipal Building, 9th Floor North, 1 Centre Street in Manhattan on approximately three Tuesday's each month, commencing at 9:30 A.M. unless otherwise noticed by the Commission. For current meeting dates, times and agendas, please visit our website at [www.nyc.gov/landmarks](http://www.nyc.gov/landmarks).

#### Employees' Retirement System

Meets in the Boardroom, 22nd Floor, 335 Adams Street, Brooklyn, New York 11201, at 9:30 A.M., on the third Thursday of each month, at the call of the Chairman.

#### Housing Authority

Board Meetings will be held every other Wednesday at 10:00 A.M. (unless otherwise noted) in the Board Room on the 12th Floor of 250 Broadway. These meetings are open to the public. Pre-registration of speakers is required. Those who wish to register must do so at least forty-five (45) minutes before the scheduled Board Meeting. Comments are limited to the items on the agenda. Speakers will be heard in the order of registration. Speaking time will be limited to three (3) minutes. The public comment period will conclude upon all speakers being heard or at the expiration of thirty (30) minutes allotted by law for public comment, whichever occurs first.

For Board Meeting dates and times, and/or additional information, please visit our website at [nyc.gov/nycha](http://nyc.gov/nycha) or contact us at (212) 306-6088. Copies of the agenda can be picked up at the Office of the Secretary at 250 Broadway, 12th floor, New York, New York, no earlier than 3:00 P.M. on the Friday before the upcoming Wednesday Board Meeting. Any person requiring a reasonable accommodation in order to participate in the Board Meeting, should contact the Office of the Secretary at (212) 306-6088 no later than five (5) business days before the Board Meeting.

#### Parole Commission

Meets at its office, 100 Centre Street, Manhattan, New York 10013, on Thursday, at 10:30 A.M.

#### Board of Revision of Awards

Meets in Room 603, Municipal Building, Manhattan, New York 10007, at the call of the Chairman.

#### Board of Standards and Appeals

Meets at 40 Rector Street, 6th Floor, Hearing Room "E" on Tuesdays at 10:00 A.M. Review Sessions begin at 9:30 A.M. and are customarily held on Mondays preceding a Tuesday public hearing in the BSA conference room on the 9th Floor of 40 Rector Street. For changes in the schedule, or additional information, please call the Application Desk at (212) 513-4670 or consult the bulletin board at the Board's Offices, at 40 Rector Street, 9th Floor.

#### Tax Commission

Meets in Room 936, Municipal Building, Manhattan, New York 10007, each month at the call of the President.

## CITY COUNCIL

### PUBLIC HEARING

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

The Subcommittee on Zoning and Franchises will hold a public hearing on the following matters in the Council Committee Room, City Hall, New York City, New York 10007, commencing at 9:30 A.M. on Monday, April 20, 2009:

### PLAZA LOUNGE

**QUEENS CB - 1** **20095082 TCQ**  
Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of Plaza Patisserie, Inc., d/b/a Plaza Lounge, to continue to maintain and operate an unenclosed sidewalk café at 29-20 30th Avenue.

**354 CLARKSON AVENUE REZONING**  
**BROOKLYN CB - 17** **C 070396 ZMK**  
Application submitted by ESP Group LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 17b:

- changing from an M1-1 District to an R7A District property bounded by Clarkson Avenue, a line 100 feet westerly of New York Avenue, a line midway between Clarkson Avenue and Lenox Avenue, and a line 100 feet easterly of Nostrand Avenue; and
- establishing within the proposed R7A District a C2-4 District bounded by Clarkson Avenue, a line 100 feet westerly of New York Avenue, a line midway between Clarkson Avenue and Lenox Avenue, and a line 100 feet easterly of Nostrand Avenue;

as shown on a diagram (for illustrative purposes only) dated November 17, 2008 and subject to the conditions of CEQR Declaration E-224.

### CLINTON PARK

**MANHATTAN CB - 4** **C 080008 ZMM**  
Application submitted by 536 W 54th LLC A, 536 W 54th LLC B and 536 W 54th Street LLC C pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 8c changing from an M1-5 District to a C6-3X District property bounded by West 54th Street, a line 470 feet easterly of Eleventh Avenue, West 53rd Street and Eleventh Avenue, as shown on a diagram (for illustrative purposes only) dated October 27, 2008.

### CLINTON PARK

**MANHATTAN CB - 4** **N 080009 ZRM**  
Application submitted by 536 W 54th LLC A, 536 W 54th LLC B and 536 W 54th Street LLC C pursuant to Section 201 of the New York City Charter for an amendment of the Zoning Resolution of the City of New York, relating to Article II, Chapter 3 (Bulk Regulations for Residential Buildings in Residence Districts) and relating to Article IX, Chapter 6 (Special Clinton District).

Matter in underline is new, to be added;  
Matter in ~~strike out~~ is old, to be deleted;  
Matter within # # is defined in Section 12-10 (DEFINITIONS)

\*\*\* indicates where unchanged text appears in the Resolution

\* \* \*

96-80  
EXCLUDED AREAS

Except as provided in this Section, the regulations set forth in this Chapter shall not apply to the following areas:

- parcels within the blocks bounded by West 50th Street, Tenth Avenue, West 56th Street and Eleventh Avenue known as the Clinton Community Urban Renewal Development Area, provided that in this area the provisions of Sections 96-40 (MODIFICATIONS OF GENERAL LARGE-SCALE DEVELOPMENT PROVISIONS), 96-51 (Mandatory Tree Planting Provisions) and 96-81 (C6-3X Designated District) shall apply.

In addition, in C6-3X Districts, the following shall be permitted #uses# below the level of any floor occupied by #dwelling units#:

- automobile showrooms with automobile sales and preparation of automobiles for delivery;

(2) automobile repairs; and

(3) New York City Police Department stables for horses, with #accessory# automobile parking.

Should the floor to ceiling height of such Police Department stable, as measured from the #base plane#, exceed 23 feet, then any floor space occupied by #accessory# parking located on the floor immediately above the floor occupied by such Police Department stable and immediately below the level of any floor occupied by #dwelling units# shall be exempted from the definition of #floor area#.

\* \* \*

96-81

C6-3X Designated District

(a) Inclusionary Housing Program

Where the designated district is C6-3X within the Excluded Area, such district shall be an #Inclusionary Housing designated area# pursuant to Section 12-10 (Definitions), for the purpose of making the Inclusionary Housing Program regulations of Section 23-90 (Inclusionary Housing Program), inclusive, applicable as modified within the Special District.

(b) Maximum #floor area ratio#

Within such #Inclusionary Housing designated area#, the maximum #floor area ratio# for any # zoning lot# containing a #residential use# shall not exceed the base #floor area ratio# of 6.75, except that such base #floor area ratio# may be increased to the maximum #floor area ratio# of 9.0, through the provision of #lower income housing#, pursuant to the provisions relating to #Inclusionary Housing designated areas# in Section 23-90.

#### CLINTON PARK

MANHATTAN CB - 4

C 080010 ZSM

Application submitted by 536 W 54th LLC A, 536 W 54th LLC B and 536 W 54th Street LLC C pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-743(a) of the Zoning Resolution to modify the height and setback regulations of Section 35-24 (Special Street Wall Location and Height and Setback Regulations in Certain Districts) to facilitate the construction of a mixed use development on property located at 770 Eleventh Avenue (Block 1082, Lot 1), in a C6-3X District, within the Special Clinton District (Excluded Area), in a general large-scale development.

#### CLINTON PARK

MANHATTAN CB - 4

C 080011 ZSM

Application submitted by 536 W 54th LLC A, 536 W 54th LLC B and 536 W 54th Street LLC C pursuant to Sections 197-c and 201 of the New York City Charter for the grant of special permits pursuant to Section 74-744(b) of the Zoning Resolution to allow residential and non-residential uses to be arranged on the third floor level without regard for the regulations set forth in Section 32-42 (Location within Buildings) and Section 74-744(c) to modify the sign regulations of Section 32-67 (Special Provisions Applying along District Boundaries) to facilitate the construction of a mixed use development on property located at 770 Eleventh Avenue (Block 1082, Lot 1), in a C6-3X District, within the Special Clinton District (Excluded Area), in a general large-scale development.

#### 150 AMSTERDAM AVENUE

MANHATTAN CB - 7

C 090132 ZMM

Application submitted by 150 Amsterdam Avenue Holdings, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 8c, by establishing within an existing R8 District a C2-5 District bounded by a line 230 feet northerly of West 66th Street, Amsterdam Avenue, West 66th Street, and a line 100 feet westerly of Amsterdam Avenue, Borough of Manhattan, Community District 7, as shown on a diagram (for illustrative purposes only) dated November 17, 2008.

#### OCEANA-BRIGHTON BY THE SEA

BROOKLYN CB 13

M 910478E ZMK

Application submitted by Brighton Development, LLC for the modification of Restrictive Declaration D -131 and its subsequent amendments, pursuant to Section 2b of that Restrictive Declaration (1998 Declaration) which was previously approved as part of an application for a modification of Restrictive Declaration D-131 (C 910478(A) ZMK), and originally approved as part of an application for a Zoning Map Amendment (C 910478 ZMK) for a residential development on property generally bounded by Brighton Beach Avenue, Seacoast Terrace, a park and Coney Island Avenue (Block 8720, part of Lot 14), in an R7-1 District.

#### OCEANA-BRIGHTON BY THE SEA

BROOKLYN CB 13

C 090179 ZMK

Application submitted by the Brighton Development LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 28d, by establishing within an existing R7-1 District a C2-4 District bounded by a line 100 feet southerly of Brighton Beach Avenue, a line 200 feet easterly of Coney Island Avenue, a line perpendicular to the easterly street line of Coney Island Avenue distant 340 feet southerly (as measured along the street line) from the point of intersection of the easterly street line of Coney Island Avenue and the southerly street line of Brighton Beach Avenue, and Coney Island Avenue, as shown on a diagram (for illustrative purposes only) dated November 17, 2008.

#### WATERFRONT ZONING TEXT

CITYWIDE

N 090239 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, relating to modifications of Article VI, Chapter 2 (Special Regulations Applying in the Waterfront Area), and various related Sections of the Zoning Resolution.

See City Council's Link at

[http://www.nycouncil.info/html/calendar/calendar\\_new.cfm](http://www.nycouncil.info/html/calendar/calendar_new.cfm)

#### NORTH FLUSHING REZONING

QUEENS CBs - 7 and 11

C 090281 ZMQ

Application submitted by the Department of City Planning pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section Nos. 7d, 11a and 11c:

1. eliminating from within an existing R4 District a C1-2 District bounded by:
  - a. 25th Avenue, Francis Lewis Boulevard, 26th Avenue, a line 150 feet westerly of 168th Street, a line 150 feet southwesterly of Francis Lewis Boulevard, Bayside Lane, 25th Drive, and 166th Street;
  - b. 26th Avenue, a line 150 feet northeasterly of Francis Lewis Boulevard, 27th Avenue, a line midway between Francis Lewis Boulevard and 172nd Street, 28th Avenue, and Francis Lewis Boulevard;
2. eliminating from within an existing R5 District a C1-2 District bounded by:
  1. Willets Point Boulevard,
  2. Parsons Boulevard,
  3. the westerly prolongation of the northerly street line of 25th Drive,
  4. a line 125 feet westerly of Parsons Boulevard, and
  5. a line perpendicular to Willets Point Boulevard and passing through a point on Course No. 4 distance 160 feet northerly of Course No. 3;
3. eliminating from within an existing R4 District a C1-3 District bounded by 24th Road, a line 100 feet northeasterly of Francis Lewis Boulevard, 169th Street, Francis Lewis Boulevard, and 166th Street;
4. eliminating from within an existing R4 District a C1-4 District bounded by 169th Street, a line 100 feet northeasterly of Francis Lewis Boulevard, 26th Avenue, and Francis Lewis Boulevard;
5. changing from an R1-2 District to an R1-2A District property bounded by 32nd Avenue, a line midway between 162nd Street and 163rd Street, a line 60 feet northerly of 35th Avenue, a line midway between 167th Street and 168th Street, Elmer E. Crocheron Avenue, 164th Street, a line 100 feet northerly of Elmer E. Crocheron Avenue, a line 100 feet northerly of Northern Boulevard, 158th Street, Northern Boulevard, 157th Street, a line 150 feet northerly of Northern Boulevard, and 156th Street;
6. changing from an R1-2 District to an R2 District property bounded by Riverside Drive, 159th Street, Powells Cove Boulevard, and a line midway between 158th Street and 159th Street;
7. changing from an R6 District to an R2 District property bounded by a line 100 feet southerly of 33rd Avenue, the southerly prolongation of a line 90 feet easterly of 143rd Street (straight line portion), the southerly terminus of 143rd Street and its northwesterly and southeasterly prolongations, and Union Street;
8. changing from an R1-2 District to an R2A District property bounded by a line 100 feet northerly of 35th Avenue, a line midway between 167th Street and 168th Street, a line 60 northerly of 35th Avenue, and a line midway between 162nd Street and 163rd Street;
9. changing from an R2 District to an R2A District property bounded by:
  - a. a line midway between 28th Avenue, and 29th Avenue and its westerly prolongation, the northerly prolongation of the easterly street line of 148th Street, 29th Avenue, 148th Street, Bayside Avenue, 150th Street, a line 100 feet southerly of Bayside Avenue, Murray Lane, Bayside Avenue, a line 100 feet westerly of Murray Street, 25th Avenue, 166th Street, Bayside Lane, a line midway between 25th Drive and 26th Avenue, a line 150 feet southwesterly of Francis Lewis Boulevard, a line 150 feet westerly of 168th Street, 26th Avenue, Francis Lewis Boulevard, 170th Street, 29th Avenue, Francis Lewis Boulevard, 33rd Avenue, 191st Street, a line 150 feet southerly of 33rd Avenue, a line 100 feet southwesterly of Francis Lewis Boulevard, the westerly centerline prolongation of 34th Avenue, 192nd Street, a line 100 feet northerly of 35th Avenue, 190th Street, 35th Avenue, Utopia Parkway, a line perpendicular to the westerly street line of Utopia Parkway distant 100 feet northerly (as measured along the street line) from the point of intersection of the westerly street line of Utopia Parkway and the northerly

street line of Elmer E. Crocheron Avenue, 172nd Street, a line perpendicular to the westerly street line of 172nd Street distant 90 feet northerly (as measured along the street line) from the point of intersection of the westerly street line of 172nd Street and the northerly street line of Elmer E. Crocheron Avenue, a line midway between 171st Street and 172nd Street, Elmer E. Crocheron Avenue, 169th Street, a line 100 feet northerly of Elmer E. Crocheron Avenue, 168th Street, Elmer E. Crocheron Avenue, a line midway between 167th Street and 168th Street, a line 100 feet northerly of 35th Avenue, a line midway between 162nd Street and 163rd Street, 32nd Avenue, 156th Street, a line 100 feet southerly of 33rd Avenue, 154th Street, 33rd Avenue, Murray Street, 34th Avenue, a line midway between 147th Place and 148th Street, 33rd Avenue, Union Street, 29th Avenue, and a line 100 feet easterly of Union Street, and excluding the area bounded by a line 150 feet northwesterly of Bayside Lane, 28th Avenue and its easterly prolongation, Bayside Lane, a line 100 feet southerly of 27th Avenue, a line midway between 167th Street and 168th Street, a line 100 feet northerly of 32nd Avenue, 168th Street, 32nd Avenue, a line midway between 166th Street and 167th Street, a line 100 feet northerly of 32nd Avenue, a line midway between 162nd Street and 163rd Street, 29th Avenue, and 161st Street;

b. 26th Avenue, a line 100 feet northeasterly of 202nd Street, a line 250 feet northwesterly of 29th Avenue, 202nd Street, 29th Avenue, Utopia Parkway, 28th Avenue, and 172nd Street; and

c. 26th Avenue, the westerly service road of the Clearview Expressway, 29th Avenue, and 206th Street;

10. changing from an R3-2 District to an R2A District property bounded by:

a. Willets Point Boulevard, 149th Street, a line 100 feet northerly of 25th Drive, 148th Street, 25th Drive and a line midway between 147th Street and 148th Street;

b. Bayside Avenue, Murray Lane, a line 100 feet southerly of Bayside Avenue, and 150th Street;

c. 34th Avenue, Murray Street, a line 150 feet northerly of 35th Avenue, 150th Place, 35th Avenue, and a line midway between 150th Street and 150th Place;

d. a line 150 feet northwesterly of Bayside Lane, 28th Avenue, a line 240 feet easterly of 161st Street, a line 100 feet northwesterly of Bayside Lane, and 161st Street;

e. Bayside Lane, a line 100 feet southerly of 27th Avenue, 166th Street, a line 100 feet northerly of 32nd Avenue, 164th Street, a line 100 feet southerly of 29th Avenue, 65th Street, a line 100 feet northerly of 29th Avenue, 163rd Street, and the easterly centerline prolongation of 28th Avenue; and

f. a line 100 feet southerly of 27th Avenue, a line midway between 167th Street and 168th Street, 29th Avenue, and 167th Street;

11. changing from an R3X District to an R2A District property bounded by:

a. 29th Avenue, 202nd Street, 32nd Avenue, and 201st Street; and

b. 29th Avenue, the westerly service road of the Clearview Expressway, 32nd Avenue, and 204th Street;

12. changing from an R4 District to an R2A District property bounded by:

a. a line midway between 25th Drive and 26th Avenue and its easterly prolongation, 168th Street, 26th Avenue, a line 150 feet westerly of 168th Street, and a line 150 feet southwesterly of Francis Lewis Boulevard;

b. 24th Road, a line 150 feet northeasterly of Francis Lewis Boulevard, 169th Street, and a line 100 feet northeasterly of Francis Lewis Boulevard;

c. a line 150 feet northeasterly of Francis Lewis Boulevard, 26th Avenue, a line 100 feet northeasterly of Francis Lewis Boulevard, and 169th Street; and

d. a line 100 feet southeasterly of 26th Avenue, 172nd Street, 28th Avenue, and

- 13. 100 feet northeasterly of Francis Lewis Boulevard;  
changing from an R4-1 District to an R2A District property bounded by 32nd Avenue, the westerly service road of the Clearview Expressway, a line 95 feet northwesterly of 34th Avenue, a line midway between 204th Street and 205th Street, a line 95 feet southeasterly of 33rd Avenue, 204th Street, a line 95 feet northwesterly of 33rd Avenue, a line midway between 204th Street and 205th Street, a line 95 feet southeasterly of 32nd Avenue, and 204th Street;
- 14. changing from an R5 District to an R2A District property bounded by 35th Avenue, 190th Street, a line 100 feet northerly of Elmer E. Crocheron Avenue, and Utopia Parkway;
- 15. changing from an R3-2 District to an R3-1 District property bounded by Willets Point Boulevard, a line midway between 147th Street and 148th Street, 25th Drive, 148th Street, a line 100 feet northerly of 25th Drive, 149th Street, 28th Avenue, and 147th Street;
- 16. changing from an R2 District to an R3-2 District property bounded by:
  - a. a line midway between 28th Avenue and 29th Avenue, 149th Street, Bayside Avenue, 148th Street, 29th Avenue, and the northerly prolongation of the easterly street line of 148th Street; and
  - b. a line 100 feet northerly of 34th Avenue, a line 100 feet westerly of 153rd Street, a line 40 feet northerly of 34th Avenue, 153rd Street, 34th Avenue, and Murray Street;
- 17. changing from an R2 District to an R3X District property bounded by 26th Avenue, 203rd Street, 29th Avenue, 202nd Street, a line 250 feet northwesterly of 29th Avenue, and a line 100 feet northeasterly of 202nd Street;
- 18. changing from a R4-1 District to an R3X District property bounded by 32nd Avenue, 204th Street, a line 95 feet southeasterly of 32nd Avenue, and 201st Street;
- 19. changing from an R2 District to an R4 District property bounded by 25th Drive, Bayside Lane, a line 150 feet southwesterly of Francis Lewis Boulevard, a line midway between 25th Drive and 26th Avenue, Bayside Lane, and 166th Street;
- 20. changing from an R5 District to an R4 District property bounded by:
  - a. Willets Point Boulevard, 146th Street, 28th Avenue, and Parsons Boulevard; and
  - b. 35th Avenue, Francis Lewis Boulevard, the southerly boundary line of the Long Island Rail Road right-of-way (Northside Division), 192nd Street, 39th Avenue, 194th Street, 37th Avenue, 193rd Street, Elmer E. Crocheron Avenue, and a line 240 feet easterly of 192nd Street;
- 21. changing from an R5 District to an R4-1 District property bounded by 35th Avenue, a line 240 feet easterly of 192nd Street, Elmer E. Crocheron Avenue, 193rd Street, 37th Avenue, 194th Street, 39th Avenue, 193rd Street, a line 100 feet southerly of 37th Avenue, 190th Street, 37th Avenue, 192nd Street, a line 100 feet northerly of 37th Avenue, a line midway between 191st Street and 192nd Street, Elmer E. Crocheron Avenue, and 192nd Street;
- 22. changing from an R3-2 District to an R4A District property bounded by:
  - a. Willets Point Boulevard, 147th Street, 28th Avenue, 194th Street, a line midway between 28th Avenue and 29th Avenue, and 146th Street;
  - b. 25th Avenue, a line 100 feet westerly of Murray Street, Bayside Avenue, 150th Street, a line midway between 29th Avenue and Bayside Avenue, a line 100 feet easterly of 150th Street, 26th Avenue, and a line 95 feet easterly of 150th Street; and
  - c. 34th Avenue, 149th Place, a line 100 feet northerly of Northern Boulevard, 149th Street, 35th Avenue, and 146th Street;
- 23. changing from a R5 District to an R4A District property bounded by 28th Avenue, 146th Street, a line midway between 28th Avenue and 29th Avenue, and Parsons Boulevard;
- 24. changing from an R2 District to an R4B District property bounded by:
  - a. Francis Lewis Boulevard, 29th Avenue, and 170th Street; and
  - b. a line 100 feet northerly of 32nd Avenue, 168th Street, 32nd Avenue, and a line midway between 166th Street and 167th Street;
- 25. changing from an R3-2 District to an R4B District

- property bounded by a line 100 feet southerly of 27th Avenue, 167th Street, 29th Avenue, a line midway between 167th Street and 168th Street, a line 100 feet northerly of 32nd Avenue, and 166th Street;
  - 26. changing from an R4 District to an R4B District property bounded by 28th Avenue, Utopia Parkway, and Francis Lewis Boulevard;
  - 27. changing from an R4-1 District to an R4B District property bounded by a line 95 feet northwesterly of 34th Avenue, the westerly service road of Clearview Expressway, a line 100 feet southeasterly of 34th Avenue, and 205th Street;
  - 28. changing from an R2 District to an R5B District property bounded by:
    - a. a line 100 feet northerly of 35th Avenue, 192nd Street, 35th Avenue, and 190th Street; and
    - b. a line perpendicular to the westerly street line of 172nd Street distant 90 feet northerly (as measured along the street line) from the point of intersection of the westerly street line of 172nd Street and the northerly street line of Elmer E. Crocheron Avenue, 172nd Street, a line perpendicular to the westerly street line of Utopia Parkway distant 100 feet northerly (as measured along the street line) from the point of intersection of the westerly street line of Utopia Parkway and the northerly street line of Elmer E. Crocheron Avenue, Utopia Parkway, Elmer E. Crocheron Avenue, and a line midway between 171st Street and 172nd Street;
  - 29. changing from an R5 District to an R5B District property bounded by:
    - a. 35th Avenue, 192nd Street, Elmer E. Crocheron Avenue, a line midway between 191st Street and 192nd Street, a line 100 feet northerly of 37th Avenue, 192nd Street, 37th Avenue, 190th Street, a line 100 feet southerly of 37th Avenue, 192nd Street, the southerly boundary line of the Long Island Rail Road right-of-way (Northside Division), the northerly prolongation of the easterly street line of 189th Street, 39th Avenue, 170th Street, Depot Road, a line midway between 168th Street and 169th Street, a line 100 feet southerly of Elmer E. Crocheron Avenue, 169th Street, Elmer E. Crocheron Avenue, Utopia Parkway, a line 100 feet northerly of Elmer E. Crocheron Avenue, and 190th Street; and
    - b. the southwesterly centerline of 34th Avenue, Francis Lewis Boulevard, 35th Avenue, and 192nd Street;
  - 30. changing from an R2 District to an R5D District property bounded by a line 100 feet northerly of Elmer E. Crocheron Avenue, 169th Street, Elmer E. Crocheron Avenue, and 168th Street;
  - 31. changing from an R5 District to an R5D District property bounded by Elmer E. Crocheron Avenue, 169th Street, a line 100 feet southerly of Elmer E. Crocheron Avenue, a line midway between 168th Street and 169th Street, Depot Road, the northerly centerline prolongation of 168th Street, Station Road, and 167th Street and its southerly centerline;
  - 32. changing from an R6 District to an R5D District property bounded by 31st Drive, Union Street, 33rd Avenue, Leavitt Street, 32nd Avenue, and 140th Street;
  - 33. establishing within an existing R3-2 District a C1-3 District bounded by 28th Avenue, 163rd Street, a line 100 feet northerly of 29th Avenue, 161st Street, a line 100 feet northwesterly of Bayside Lane, and a line 240 feet easterly of 161st Street; and
  - 34. establishing within an existing R4 District a C1-3 District bounded by 25th Avenue, a line 100 feet northeasterly of Francis Lewis Boulevard, 169th Street, a line 100 feet northeasterly of Francis Lewis Boulevard, 28th Avenue, Francis Lewis Boulevard, 26th Avenue, 168th Street, a line midway between 25th Drive and 26th Avenue and its easterly prolongation, a line 100 feet westerly of 168th Street and its northerly prolongation, and Francis Lewis Boulevard;
- as shown in a diagram (for illustrative purposes only) dated January 20, 2009.

**NORTH FLUSHING REZONING CITYWIDE N 090282 ZRY**  
Application submitted by the Department of City Planning pursuant to Section 201 of the New York City Charter, for amendment of the Zoning Resolution of the City of New York relating to the creation of an R1-2A Zoning District.

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

\* \* \*

**Article 1**  
**General Provisions**

**Chapter 1**  
**Title, Establishment of Controls and Interpretation of Regulations**

\* \* \*

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

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

Residence Districts

R1-1 Single-Family Detached Residence District  
R1-2 Single-Family Detached Residence District  
~~R1-2A~~ Single-Family Detached Residence District

\* \* \*

**11-335**  
**Building permits for other construction in R1-2A and R2A Districts**

In ~~R1-2A~~ Districts established on or before (effective date) and R2A Districts established on or after December 20, 2006, if a building permit for other construction has been lawfully issued prior to the date establishing such ~~R2A~~ District, such construction may be continued, notwithstanding the provisions of paragraph (a) of Section 11-332 (Extension of period to complete construction), provided that the Department of Buildings determines that all of the requisite structural framing to perform the work authorized under the permit was completed on or before the date establishing such ~~R2A~~ District. If the Commissioner of Buildings determines that such framing was not complete on such date, the provisions of paragraph (a) of Section 11-332 shall apply.

\* \* \*

**Article 1**  
**Chapter 2**  
**Construction of Language and Definitions**

\* \* \*

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

\* \* \*

Floor area

“Floor area” is the sum of the gross areas of the several floors of a #building# or #buildings#, measured from the exterior faces of exterior walls or from the center lines of walls separating two #buildings#. In particular, #floor area# includes:

\* \* \*

(i) floor space used for #accessory# off-street parking spaces provided in any #story# after June 30, 1989:

- (1) within #detached# or #semi-detached single-# or #two-family residences# in R1-2A, R2A, R2X, R3, R4 or R5 Districts, except that:
- (i) in R2A Districts, #floor area# within such #residences# shall include only floor space in excess of 300 square feet for one such space; and
- (ii) in R3, R4A and R4-1 Districts in #lower density growth management areas#, and in all R1-2A Districts, #floor area# within such #residences# shall include only floor space in excess of 300 square feet for one such space and in excess of 500 square feet for two such spaces;

\* \* \*

(o) any other floor space not specifically excluded.

However, the #floor area# of a #building# shall not include:

\* \* \*

(6) floor space used for #accessory# off-street parking spaces provided in any #story#:

- (i) up to 200 square feet per required space existing on June 30, 1989, within #residential buildings# in R3, R4 or R5 Districts, and up to 300 square feet for one required space in R2A Districts. However, for #detached# or #semi-detached single-# or #two-family residences# in R3, R4A and R4-1 Districts within #lower density growth management areas#, and in all R1-2A Districts, #floor area# shall not include up to 300 square feet for one ~~required~~ space and up to 500 square feet for two ~~required~~ spaces;

\* \* \*

(8) floor space used for mechanical equipment, except that such exclusion shall not apply in R2A Districts, and in R1-2A, R2X, R3, R4, or R5 Districts, such exclusion shall be limited to 50 square feet for the first #dwelling unit#, an additional 30 square feet for the second #dwelling unit# and an additional 10 square feet for each additional #dwelling unit#. For the purposes of calculating floor space used for mechanical equipment, #building segments# on a single #zoning lot# may be considered to be separate #buildings#;

- (9) except in R1-2A, R2A, R2X, R3, R4 and R5 Districts, the lowest #story# (whether a #basement# or otherwise) of a #residential building#, provided that:
  - (i) such #building# contains not more than two #stories# above such #story#;

\* \* \*

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

\* \* \*

**23-12**  
**Permitted Obstructions in Open Space**

R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

In the districts indicated, the following shall not be considered obstructions when located in any #open space# required on a #zoning lot#, except that no portion of such #open space# which is also a required #yard# or #rear yard equivalent#, or is needed to satisfy the minimum required area or dimensions of a #court#, may contain any obstructions not permitted in such #yard#, #rear yard equivalent# or #court#:

\* \* \*

- (e) Parking spaces, off-street, enclosed, #accessory#, not to exceed one space per dwelling unit#, when #accessory# to a #single-family#, #two-family# or three-#family residence#, provided that the total area occupied by a #building# used for such purposes does not exceed 20 percent of the total required #open space# on the #zoning lot#. However, two such spaces for a #single-family residence# may be permitted in #lower density growth management areas# and in R1-2A Districts;

\* \* \*

**23-141**  
**Open space and floor area regulations in R1, R2, R3, R4 or R5 Districts**

R1 R2 R3 R4 R5

Except as otherwise provided in paragraph (a) of Section 23-147 (For non-profit residences for the elderly), in the districts indicated, the minimum required #open space# or #open space ratio#, the maximum #lot coverage# and the maximum #floor area ratio# for any #building# on a #zoning lot# shall be as set forth in the following tables:

District	Minimum Required #Open Space Ratio#	Maximum #Floor Area Ratio#
R1 * R2*	150.0	0.50

\* R1-2A, R2A and R2X are subject to the provisions of paragraph (b).

District	Maximum #Lot Coverage# (in percent)	Minimum Required	
		#Open Space# (in percent)	Maximum #Floor Area Ratio#
R1-2A	30	70	.50
R2A	30	70	.50
R2X	governed by #yard# requirements		.85
R3-1 R3-2	35	65	.50
R3A R3X	governed by #yard# requirements		.50
R4	45	55	.75
R4A R4-1	governed by #yard# requirements		.75
R4B	55	45	.90
R5	55	45	1.25
R5A	governed by #yard# requirements		1.10
R5B	55	45	1.35
R5D	60*	40*	2.00

\* For #corner lots#, the maximum #lot coverage# shall be 80 percent and the minimum required #open space# shall be 20 percent.

In addition, the following rules shall apply:

\* \* \*

- (4) In R3, R4A and R4-1 Districts within #lower density growth management areas#, and in all R1-2A Districts, the permitted #floor area# of a #single-# or #two-family detached# or #semi-detached residence# may be increased by up to 300 square feet for one parking space and up to 500 square feet for two parking spaces provided such spaces are in a garage located, wholly or partly, in the #side lot ribbon# pursuant to Sections 23-12, paragraph (e), 23-441 or 23-442, except that in R1-2A Districts, such parking spaces need not be located in the #side lot ribbon#.

\* \* \*

**23-22**  
**Maximum Number of Dwelling Units or Rooming Units**

R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

In all districts, as indicated, the maximum number of #dwelling units# or #rooming units# shall equal the maximum #residential floor area# permitted on the #zoning lot# divided by the applicable factor in the following table. In R1 through R5 Districts, no #rooming units# shall be

permitted and any #dwelling unit# shall be occupied by only one #family#. Fractions equal to or greater than three-quarters resulting from this calculation shall be considered to be one #dwelling unit# or #rooming unit#.

\* \* \*

**FACTOR FOR DETERMINING MAXIMUM NUMBER OF DWELLING UNITS OR ROOMING UNITS**

District	Factor for #Dwelling Units#	Factor for #Rooming Units#
----------	-----------------------------	----------------------------

R1-1 4,750

R1-2, R1-2A 2,850

R2, R2A 1,900

\* \* \*

**23-30**  
**LOT AREA AND LOT WIDTH REGULATIONS**

\* \* \*

**23-32**  
**Minimum Lot Area or Lot Width for Residences**

R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

In all districts, as indicated, except as provided in Section 23-33 (Special Provisions for Existing Small Lots), no #residence# is permitted on a #zoning lot# with a total #lot area# or #lot width# less than as set forth in the following table:

**REQUIRED MINIMUM LOT AREA AND LOT WIDTH**

Type of #Residence#	Minimum #Lot Area# (in sq. ft.)	Minimum #Lot Width# (in feet)	District
---------------------	---------------------------------	-------------------------------	----------

#Single-family detached#	9,500	100	R1-1
	5,700	60	R1-2 <u>R1-2A</u>
	3,800	40	R2 R2A
	2,850	30	R2X
#Single-# or #two-family detached# or #zero lot line# where permitted	3,800	40	R3-1 R3-2 R4-R10
	3,325	35	R3X
	2,850	30	R4A* R5A
	2,375	25	R3A* R4B
			R4-1* R5B R5D
Any other permitted	1,700	18	R3-R10*

\* \* \*

**23-40**  
**YARD REGULATIONS**

\* \* \*

**23-45**  
**Minimum Required Front Yards**

R1 R2 R3 R4 R5

- (a) In the districts indicated, #front yards# shall be provided as set forth in the following table, except that for a #corner lot# in an R1-2 District, one #front yard# may have a depth of 15 feet and, for a #corner lot# in an R3 District, one #front yard# may have a depth of 10 feet.

Front Yard	District
------------	----------

20 feet	R1
<u>20 feet*</u>	<u>R1-2A</u>
15 feet	R2 R2X R3-1 R3-2
15 feet*	R2A
10 feet*	R3A R3X R4-1 R4A R5A
10 feet**	R4 R5
5 feet*	R4B R5B R5D

\* Except as provided in paragraphs (b) and (c) of this Section.

\*\* If the depth of a #front yard# exceeds 10 feet or the #zoning lot# is #developed# pursuant to the optional regulations applicable in a #predominantly built-up area#, the depth of a #front yard# shall be at least 18 feet. However, on a #corner lot#, if one #front yard# has a depth of at least 18 feet, the other #front yard# shall have a depth of at least 10 feet.

Furthermore, if an opening to an #accessory# off-street parking space is located within the #street wall# of a #residential building#, there shall be an open area between the opening and the #street line# which is at least 8 and 1/2 feet in width by 18 feet in depth, except this provision shall not apply in R5D Districts.

R2A R3A R3X R4-1 R4A R4B R5A R5B R5D

- (b) For the purpose of paragraphs (b) and (c) the area between the #street line# and the front building wall of adjacent #buildings# on the same or adjoining #zoning lots# shall be considered adjacent #front yards#.

Except as provided in paragraph (c) of this Section, in the districts indicated, if adjacent #residential buildings# on the same or on adjoining #zoning lots# fronting on the same #street# have #front yards# greater than the minimum set forth in paragraph (a) of this Section, then a #front yard# shall be provided which:

- (1) in R1-2A, R2A, R3A, R3X, R4A, R4-1 or R5A Districts is at least as deep as an adjacent #front yard#; and
- (2) in R4B, R5B or R5D Districts is no deeper than the deepest adjacent #front yard# and no shallower than the shallowest adjacent #front yard#.

However, a #front yard# need not exceed 20 feet in depth, except that in R1-2A Districts, a #front yard# need not exceed 25 feet in depth.

In determining the depth of the adjacent #front yards#, balconies, and projections from the front building wall that do not exceed 33 percent of the aggregate width of the #building#, shall be disregarded.

For new #developments# or #enlargements#, projections into the required #front yard# are permitted provided that the aggregate width of all projections at the level of any #story# does not exceed 33 percent of the aggregate width of the #building#. The depth of such projections shall not exceed three feet into the #front yard#. However, balconies shall be subject to the provisions of Sections 23-13 (Balconies) and 23-44 (Permitted Obstructions in Required Yards or Rear Yard Equivalents).

\* \* \*

**23-461**  
**Side yards for single- or two-family residences**

R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

- (a) In all districts, as indicated, for #single-family detached residences# or, where permitted, for #two-family detached residences#, #side yards# shall be provided as set forth in the table in this paragraph, except that on #corner lots# in R1, R2, R3, R4 and R5 Districts, one #side yard# shall be at least 20 feet in width:

**MINIMUM REQUIRED SIDE YARDS**

Number Required	Required Total Width (in feet)	Required Minimum Width of any #Side Yard# (in feet)	District
			2
2	20	8	R1-2 <u>R1-2A</u>
2	13	5	R2 R2A R3-1
			R3-2 R4-R10

\* \* \*

**23-631**  
**Height and setback in R1, R2, R3, R4 and R5 Districts**

R1 R2

- (a) In the districts indicated, except R1-2A, R2A and R2X Districts, the front wall or any other portion of a #building or other structure# shall not penetrate the #sky exposure plane# set forth in the following table:

\* \* \*

R1-2A R2A R2X R3 R4 R4A R4-1 R5A

- (b) In the districts indicated, the height and setback of a #building or other structure# shall be as set forth herein except where modified pursuant to paragraphs (h) and (i) of this Section.

For the purposes of this Section, where #base planes# of different elevations apply to different portions of a #building or other structure#, each such portion of the #building# may be considered to be a separate #building#. Furthermore, for the purposes of this Section, #building segments# may be considered to be separate #buildings# and abutting #semi-detached buildings# may be considered to be one #building#.

The perimeter walls of a #building or other structure# are those portions of the outermost walls enclosing the #floor area# within a #building or other structure# at any level and height is measured from the #base plane#. Perimeter walls are subject to setback regulations at a maximum height above the #base plane# of:

21 feet R2A R2X R3 R4A

25 feet R1-2A R4 R4-1 R5A

26 feet\* R3 R4A R4-1 within #lower density growth management areas#

**The Subcommittee on Landmarks, Public Siting and Maritime Uses will hold a public hearing on the following matters in the Council Committee Room, City Hall, New York City, New York 10007, commencing at 11:00 A.M. on Monday, April 20, 2009:**

**CONSOLIDATED EDISON CO. BUILDING MANHATTAN CB - 6 20095359 HKM (N 090330 HKM)**  
Designation (List No. 410/LP-2313) by the Landmarks Preservation Commission pursuant to Section 3020 of the New York City Charter of the landmark designation of the Consolidated Edison Building, located at 4 Irving Place a.k.a. 2-12 Irving Place, 121-147 East 14th Street, 120-140 East 15th Street (Block 870, part of Lot 24), as an historic landmark.

**ONE CHASE MANHATTAN PLAZA MANHATTAN CB - 1 20095360 HKM (N 090331 HKM)**  
Designation (List No. 410/LP-2294) by the Landmarks Preservation Commission pursuant to Section 3020 of the New York City Charter of the landmark designation of One Chase Manhattan Plaza, aka 16-48 Liberty Street, 26-40 Nassau Street, 28-44 Pine Street, 55-77 William Street (Block 44, Lot 1), as an historic landmark.

**ALICE AND AGATE COURTS BROOKLYN CB - 3 20095361 HKK (N 090329 HKK)**  
Designation (List No. 410/LP-2309) by the Landmarks Preservation Commission pursuant to Section 3020 of the New York City Charter of the landmark designation of Alice and Agate Courts Historic District. The district boundaries are:

property bounded by a line beginning at the intersection of the northern curblin of Atlantic Avenue and a line extending southerly from the western property line of 1 Alice Court (aka 1463 Atlantic Avenue), continuing easterly along said curblin to a point formed by its intersection with a line extending southerly from the eastern property line of 2 Agate Court (aka 1491 Atlantic Avenue), northerly along said line and the eastern property lines of 2 through 18 Agate Court, westerly along the northern property line of 18 Agate Court, continuing westerly along a line extending from the northern property line of 18 Agate Court to the northern property line of 17 Agate Court, along the northern property lines of 17 Agate Court and 18 Alice Court, continuing westerly along a line extending from the northern property line of 18 Alice Court to the northern property line of 17 Alice Court, along the northern property line of 17 Alice Court, to the western property line of 17 Alice Court, southerly along said property line and the property lines of 15 through 1 Alice Court, to the point of the beginning. The boundary description is intended to encompass the wall along the northern edge of Agate Court between lot 72 and 74, as an historic district.

**P.S. 160-K ANNEX BROOKLYN CB - 12 20095191 SCK**  
Application pursuant to Section 1732 of the New York School Construction Authority Act, concerning the proposed site selection for a new, approximately 535-Seat Primary School Facility, known as P.S. 160-K Annex, to be located at 1061-1071 52nd Street (Block 5653, Lot 55) in Community School District No. 20.

**COMMUNITY HEALTH ACADEMY MANHATTAN CB - 12 20095290 SCM**  
Application pursuant to Section 1732 of the New York School Construction Authority Act, concerning the proposed site selection for a new, approximately 572-Seat Intermediate/High School Facility, known as Community Health Academy of the Heights, Manhattan, to be located at 1970 Amsterdam Avenue (Block 2116, Lot 33 in portion) in Community School District No. 6.

**The Subcommittee on Planning, Dispositions and Concessions will hold a public hearing on the following matters in the Council Committee Room, City Hall, New York City, New York 10007, commencing at 1:00 P.M. on Monday, April 20, 2009:**

**LIBERTY FOUNTAIN APARTMENTS BROOKLYN CB - 5 C 090227 HAK**  
Application submitted by the Department of Housing Preservation and Development (HPD):

- 1) pursuant to Article 16 of the General Municipal Law of New York State for:
  - a) the designation of property located at 115, 117, 119, 123, 125, 127, and 129 Fountain Avenue (Block 4191, Lots 14-20); 922, 924, 926, 928, 930, and 932 Liberty Avenue (Block 4191, Lot 22, and Lots 26-30); an 66, 68, 70, and 72 Crystal Street (Block 4191, Lots 32-35), 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 property located at 115, 117, 119, 123, 125, 127, and 129 Fountain Avenue (Block 4191, Lots 14-20); 924, 926, 930, and 932 Liberty Avenue (Block 4191, Lot 22, and Lots 26, 27, 29, and 30); an 66, 68, 70, and 72 Crystal Street (Block 4191, Lots 32-35), to a developer selected by HPD;

to facilitate development of a three-story building, tentatively known as Liberty/Fountain Apartments, with approximately residential 43 units.

**CONEY ISLAND COMMONS BROOKLYN CB - 13 C 090250 ZMK**  
Application submitted by the Department of Housing Preservation & Development, pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section Nos. 28d, changing from an R6 District

to an R7-2 District property bounded by a line 460 feet southerly of Mermaid Avenue, West 29th Street, Surf Avenue, and West 30th Street, as shown on a diagram (for illustrative purposes only) dated January 5, 2009, and subject to the conditions of CEQR Declaration E-226.

**CONEY ISLAND COMMONS BROOKLYN CB - 13 C 090251 HAK**  
Application submitted by the Department of Housing Preservation and Development (HPD):

- 1) pursuant to Article 16 of the General Municipal Law of New York State for:
  - a. the designation of property located at:

BLOCK LOT	ADDRESS
7051 33	2958 West 29th Street
7051 35	2962 West 29th Street
7051 37	2964 West 29th Street
7051 38	2968 West 29th Street
7051 39	2964A West 29th Street
7051 40	2970A West 29th Street
7051 41	2972 West 29th Street
7051 42	2980 West 29th Street
7051 46	2901 Surf Avenue
7051 57	2981 West 30th Street
7051 59	2975 West 30th Street
7051 61	2973 West 30th Street
7051 63	2971 West 30th Street
7051 64	2969 West 30th Street
7051 65	2967 West 30th Street
7051 68	2957 West 30th Street
7051 138	2968A West 29th Street
7051 139	2968B West 29th Street
7051 140	2970 West 29th Street
7051 141	2974 West 29th Street
7051 142	2974 1/2 West 29th Street
7051 143	2974T West 29th Street
7051 144	2974Q West 29th Street
7051 145	2974D West 29th Street
7051 165	2967A West 30th Street
7051 166	2928 West 30th Street
7051 167	2967C West 30th Street
7051 168	2967D West 30th Street
7051 169	2968E West 30th Street
7051 170	2967F West 30th Street
7051 171	2967G West 30th Street
7051 172	2967H West 30th Street
7051 239	2906 West 30th Street
7051 269	2971A West 30th Street
7051 339	2968C West 29th Street
7051 439	2908I West 29th Street

- a. as an Urban Development Action Area; and
  - b. an Urban Development Action Area Project for such area; and
- 2) pursuant to Section 197-c of the New York City Charter for the disposition of such property to a developer selected by HPD;

to facilitate a mixed use development, tentatively known as Coney Island Commons, with community center space and approximately 188 affordable residential units, to be developed under the Department of Housing Preservation and Development's Multi-Family Program. **a14-20**

**HEARINGS**

**HEARING BY THE COMMITTEE ON RULES, PRIVILEGES AND ELECTIONS**

**THE COMMITTEE ON RULES, PRIVILEGES AND ELECTIONS WILL HOLD A HEARING ON WEDNESDAY, APRIL 22 AT 10:00 A.M. IN THE COUNCIL CHAMBERS, CITY HALL, NEW YORK, NEW YORK 10007 ON THE FOLLOWING MATTERS:**

**Advice and Consent**

- **Pre-considered M**, Communication from the Mayor submitting the name of Margery H. Perlmutter for re-appointment as a member of the New York City Landmarks Preservation Commission ("LPC") pursuant to §§ 31 and 3020 of the *New York City Charter*. Should Ms. Perlmutter receive the advice and consent of the Council, she will serve the remainder of a three-year term that expires on June 28, 2011.
- **M-1353**, Communication from the Mayor submitting the name of Ms. Betty Y. Chen for re-appointment as a member of the New York City Planning Commission pursuant to §§ 31 and 192 of the *New York City Charter*. Should Ms. Chen receive the advice and consent of the Council, she will be eligible to serve the remainder of a five-year term that expires on June 30, 2013.
- **M-1354**, Communication from the Mayor submitting the name of Nancy G. Chaffetz for appointment as a member of the New York City Civil Service Commission pursuant to §§ 31 and 813 of the *New York City Charter*. Should Ms. Chaffetz receive the advice and consent of the Council, she will be eligible to serve the remainder of a six-year term that expires on March 21, 2011.
- **M-1355**, Communication from the Mayor submitting the name of Stephen Byrns for re-appointment as a member of the New York City Landmarks Preservation Commission ("LPC") pursuant to §§ 31 and 3020 of the *New York City Charter*. Should Mr. Byrns receive the advice and consent of the Council, he will serve the remainder of a three-year term that expires on June 28, 2011.

**Appointment**

● **Pre-considered M**, Robert L. Cohen, M.D., candidate for appointment by the Council to the New York City Board of Correction pursuant to § 626 of the *New York City Charter*. If Dr. Cohen is appointed, he will be eligible to serve for the remainder of a six-year term expiring on October 12, 2011.

**AND SUCH OTHER BUSINESS AS MAY BE NECESSARY**

A calendar of speakers will be established in advance. Persons interested in being heard should write to the Honorable Christine C. Quinn, Speaker of the City Council, City Hall, New York, New York 10007, setting forth their name, representation and viewpoints.

Michael M. McSweeney  
City Clerk, Clerk of the Council

**a15-22**

**CITY PLANNING COMMISSION**

**PUBLIC HEARINGS**

**NOTICE IS HEREBY GIVEN THAT RESOLUTIONS Have been adopted by the City Planning Commission scheduling public hearings on the following matters to be held at Spector Hall, 22 Reade Street New York, New York, on Wednesday, April 22, 2009, commencing at 10:00 A.M.**

**BOROUGH OF MANHATTAN No. 1 TIMES SQUARE BID**

**CDs 4 & 5 N 090346 BDM**  
**IN THE MATTER OF** an application submitted by the Department of Small Business Services on behalf of the Times Square Business Improvement District pursuant to Section 25-405 of the Administrative Code of the City of New York, as amended, concerning the amendment of the Times Square Business Improvement District.

**No. 2 BATTERY PARK CITY SITE 3**

**CD 1 N 090306 ZRM**  
**IN THE MATTER OF** an application submitted by the Battery Park City Authority pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, concerning Article VII, Chapter 4 (Special Battery Park City District) relating to paragraph (e) of Section 84-144 (Location of Curb Cuts) on the east side of Battery Place between Second Place and Third Place.

Matter Underlined is new, to be added;  
Matter in ~~Strikeout~~ is old, to be deleted;  
Matter within # # is defined in Section 12-10;

84-144  
Location of curb cuts

Curb cuts are permitted only in the areas or locations indicated in Appendices 2.6 and 3.5. The aggregate width of all curb cuts provided for any #development# shall not exceed 20 feet, except that:

- (a) for the #zoning lot# bounded to the north by a mapped public place, to the west by North Park, to the south by Chambers Street, and to the east by Marginal Street, the aggregate width of all curb cuts shall not exceed 40 feet;
- (b) for the #zoning lot# bounded by Warren Street to the north, River Terrace to the west, North End Avenue to the east and Park Place West to the south, the aggregate width of all curb cuts shall not exceed 30 feet, comprised of two 15 foot curb cuts;
- (c) for the #zoning lot# bounded by Murray Street to the north, River Terrace to the west, North End Avenue to the east and Vesey Place to the south, the aggregate width of all curb cuts shall not exceed 40 feet, including a 25 foot wide curb cut to the #accessory# off-street parking facility;
- (d) for the #zoning lot# south of First Place and east of Battery Place, the aggregate width of all curb cuts shall not exceed 50 feet;
- (e) for each #zoning lot# located on the east side of Battery Place:
  - (1) between First Place and ~~Third~~ Second Place, the aggregate width of all curb cuts shall not exceed 40 feet;
  - (2) between Second Place and Third Place, the aggregate width of all curb cuts shall not exceed 50 feet; and
- (f) for the #zoning lot# south of First Place and west of Battery Place, the aggregate width of all curb cuts shall not exceed 24 feet.

**BOROUGH OF QUEENS No. 3 CORD MEYER-FOREST HILLS REZONING**

**CD 6 C 090283 ZMQ**  
**IN THE MATTER OF** an application submitted by the Department of City Planning pursuant to Sections 197-c and 201 of the New York City charter for an amendment of the Zoning Map, Section No.14a; by changing from an R1-2 District to an R1-2A\* District property bounded by a line midway between 66th Avenue and 66th Road, 110th Street, 67th Road, 112th Street, the easterly centerline prolongation

line of 67th Drive, the southwesterly service road of the Grand Central Parkway, the easterly centerline prolongation of 72nd Avenue, 72nd Avenue, a line 425 feet northeasterly of 112th Street, a line midway between 72nd Avenue and 72nd Road, 112th Street, 71st Avenue, 110th Street, 70th Road, and 108th Street, as shown on a diagram (for illustrative purposes only) dated March 2, 2009.

\* Note: An R1-2A District is proposed to be created under a related application N 090282 ZRY for an amendment of the Zoning Resolution.

No. 4 SPECIAL LONG ISLAND CITY DISTRICT TEXT AMENDMENT

CD 2 N 090304 ZRQ IN THE MATTER OF an application submitted by the New York City Department of City Planning pursuant to Section 200 of the New York City Charter for an amendment of the Zoning Resolution of the City of New York, relating to Article XI, Chapter 7 to modify certain provisions concerning the Queens Plaza, Court Square, and Hunters Point subdistricts of the Special Long Island City Mixed Use District.

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

Article III - Commercial District Regulations

Chapter 7 Special Urban Design Regulations

37-40 OFF-STREET RELOCATION OR RENOVATION OF A SUBWAY STAIR

Where a #development# or #enlargement# is constructed on a #zoning lot# of 5,000 square feet or more of #lot area# that fronts on a portion of a sidewalk containing a stairway entrance or entrances into a subway station located within the #Special Midtown District# as listed in Section 81-46, the #Special Lower Manhattan District# as listed in Section 91-43, the #Special Downtown Brooklyn District# as listed in Section 101-43, the #Special Long Island City Mixed Use District# as described in Section 117-44, the #Special Union Square District# as listed in Section 118-60 and those stations listed in the following table, the existing entrance or entrances shall be relocated from the #street# onto the #zoning lot#. The new entrance or entrances\* shall be provided in accordance with the provisions of this Section.

Article XI - Special Purpose Districts

Chapter 7 Special Long Island City Mixed Use District

117-10 HUNTERS POINT SUBDISTRICT

117-23 Street Wall Location in Certain Designated Districts

R6B M1-4/R6A M1-4/R6B M1-4/R7A M1-4/R7X M1-5/R8A In the districts indicated, the #street wall# of any #development# or #enlargement# containing #residences# shall be located no closer to nor further from the #street line# than the #street wall# of an adjacent existing #building#. However, the #street wall# of a #building# need not be located further from a #street line# than 15 feet. On #corner lots#, the #street wall# along one #street line# need not be located further from the #street line# than five feet. Existing #buildings# may be vertically enlarged by up to one #story# or 15 feet without regard to the #street wall# location provisions of this Section.

117-40 COURT SQUARE SUBDISTRICT

117-401 General provisions

The regulations governing #developments#, #enlargements#, #extensions# or changes of #use# within the Court Square Subdistrict of the #Special Long Island City Mixed Use District# are contained within Sections 117-40 through 117-45, inclusive. These regulations supplement the provisions of Sections 117-01 through 117-03, inclusive, of the #Special Long Island City Mixed Use District# and supersede the underlying districts.

Mandatory pedestrian circulation and subway improvements are those elements of the Subdistrict Plan which shall be built by the developer of the #zoning lot# to which they apply.

For the purposes of the mandatory pedestrian circulation and subway improvements in the Subdistrict, the #floor area# of the #development# or #enlargement# shall be the total amount of #floor area# resulting from #developments# or #enlargements# after August 14, 1986.

For the purposes of the mandatory pedestrian circulation and subway improvements in the Subdistrict, any tract of land consisting of two or more contiguous lots of record under single ownership or control as of March 1, 1986, shall be considered a single #zoning lot#.

117-41 Court Square Subdistrict Plan

The Subdistrict Plan for the Court Square Subdistrict specifies the location of Blocks 1, 2 and 3 and identifies the improvements to be provided in the District under the

provisions of this Chapter. The elements of the Subdistrict Plan are set forth in Appendix B of this Chapter, which consists of the Subdistrict Plan Map and the Description of Improvements, and is incorporated into the provisions of this Chapter.

117-42 Special Bulk and Use Regulations in the Court Square Subdistrict

#Developments# or #enlargements# containing at least 70,000 square feet of #floor area# on #zoning lots# of at least 10,000 square feet are subject to the provisions of the underlying C5-3 District, as modified by Sections 117-40 through 117-45, inclusive.

Other #developments# or #enlargements# are subject to the #use# provisions of the underlying C5-3 District and the #bulk# provisions of an M1-4/R6B designated district pursuant to the regulations of Article XII, Chapter 3 (Special Mixed Use District), as modified by Sections 117-00 through 117-22, inclusive.

117-421 Special bulk regulations

(a) #Developments# or #enlargements# that meet the minimum #floor area# and #zoning lot# standards of Section 117-44 and provide mandatory subway improvements as required by Section 117-44, may #develop# to a #floor area ratio# of 15.0. #Developments# or #enlargements# that do not meet the minimum standards of Section 117-44 shall not exceed the maximum #floor area ratio# of the designated district for the applicable #use#.

(b) The following provisions shall not apply within the Court Square Subdistrict: Section 33-13 (Floor Area Bonus for a Public Plaza) Section 33-14 (Floor Area Bonus for Arcades) Section 33-26 (Minimum Required Rear Yards) Section 34-223 (Floor area bonus for a public plaza) Section 34-224 (Floor area bonus for an arcade) Section 34-23 (Modification of Yard Regulations).

(c) The height and setback regulations of the underlying C5-3 District shall apply, except that:

(1) No #building or other structure# shall exceed a height of 85 feet above the #base plane# within the area bounded by 23rd Street, 44th Road, a line 60 feet east of and parallel to 23rd Street, and a line 75 feet north of and parallel to 45th Road, and

(2) On Blocks 1 and 3, the #street wall# of a #building# or other structure# shall be located on the #street line# or sidewalk widening line, where applicable, and extend along the entire #street# frontage of the #zoning lot# up to at least a height of 60 feet and a maximum height of 85 feet before setback. Recesses, not to exceed three feet in depth from the #street line#, shall be permitted on the ground floor where required to provide access to the #building#. Above the level of the second #story#, up to 30 percent of the #aggregate width of #street walls# may be located beyond the #street line#, provided no such recesses are within 15 feet of an adjacent #building#.

Above a height of 85 feet, the underlying height and setback regulations shall apply. However, the underlying tower regulations shall be modified to permit portions of #buildings# that exceed a height of 85 feet to be set back at least five feet from a #wide street line#, provided no portion of such #building# that exceeds a height of 85 feet is located within 15 feet of a #side lot line#. The provisions of this paragraph (c)(2) shall not apply to #enlargements# on #zoning lots# existing on (the effective date of amendment), where such #zoning lot# includes an existing #building# to remain with at least 300,000 square feet of #floor area#.

117-423 Sidewalk widening

For any #development# or #enlargement# on Block 3 with a building wall facing 45th Road, a sidewalk widening with a minimum depth of five feet and a maximum depth of ten feet shall be provided on 45th Road between 23rd Street and Jackson Avenue. Such sidewalk widening shall be a continuous, paved open area along the #front lot line# of the #zoning lot# at the same elevation as the adjoining sidewalk and directly accessible to the public at all times. Such sidewalk widening shall be unobstructed from its lowest level to the sky except for temporary elements of weather protection, such as awnings or canopies, provided that the total area (measured on the plan) of such elements does not exceed 20 percent of the sidewalk widening area, and that such elements and any attachments thereto are at least 8 feet above #curb level#, and that any post or other support for such element or any attachment to the support has a maximum horizontal dimension of 6 inches. No #street# trees, vehicle storage, parking or trash storage is permitted on such sidewalk widening.

117-43 Mandatory Circulation Improvement

All #developments# or #enlargements# on #zoning lots# of at least 15,000 square feet that contain at least 50,000 square feet of #floor area# or on #zoning lots# of any size providing at least 200,000 square feet of #floor area# shall provide a minimum amount of pedestrian circulation space at the rate provided in the following table:

Table with 2 columns: #Lot Area#, Minimum Area of Pedestrian Circulation Space. Row 1: 15,000 to 40,000 sq. ft., 1 sq. ft. per 350 sq. ft. of #floor area#. Row 2: Above 40,000 sq. ft., 1 sq. ft. per 300 sq. ft. of #floor area#.

The pedestrian circulation space provided shall be one or more of the following types: building entrance recess area, corner circulation space, sidewalk widening or subway stair relocation.

Such pedestrian circulation space shall meet the requirements set forth in Section 117-431 (Design standards for pedestrian circulation spaces). No sidewalk widenings or corner circulation spaces shall be permitted along 23rd Street within the Court Square Subdistrict.

117-431 Design standards for pedestrian circulation spaces

- (a) Sidewalk widening
A sidewalk widening is a continuous, paved open area along the #front lot line# of a #zoning lot# at the same elevation as the adjoining sidewalk and directly accessible to the public at all times. A sidewalk widening shall meet the following requirements:
(1) Dimensions
A sidewalk widening shall have a width no less than 5 feet nor greater than 10 feet measured perpendicular to the #street line#, and shall be contiguous along its entire length to a sidewalk.
(2) Permitted interruptions
Only under the following conditions shall any interruptions of the continuity of a qualifying sidewalk widening be permitted.
(i) A sidewalk widening may be overlapped by a corner circulation space or a building entrance recess area that permits uninterrupted pedestrian flow.
(ii) An off street subway entrance may interrupt a sidewalk widening, provided such an entrance is located at a #side lot line# or is located at the intersection of two #street lines#.
(iii) A sidewalk widening may be overlapped by the queuing space of a relocated subway entrance, provided that the queuing space for the entrance leaves a 5 foot uninterrupted width of sidewalk widening along the entire length of the queuing space.
(iv) A sidewalk widening may be interrupted by a driveway that is located at a #side lot line#. The area occupied by the driveway, up to the width of the sidewalk widening, may be counted towards meeting the pedestrian circulation space requirement, provided that there shall be no change of grade within the area of the sidewalk widening.
(3) Permitted obstructions
A sidewalk widening shall be unobstructed from its lowest level to the sky except for temporary elements of weather protection, such as awnings or canopies, provided that the total area (measured on the plan) of such elements does not exceed 20 percent of the sidewalk widening area, and that such elements and any attachments thereto are at least 8 feet above the #curb level#, and that any post or other support for such element or any attachment to the support has a maximum horizontal dimension of 6 inches.
(4) Specific prohibitions
No #street# trees are permitted on a sidewalk widening. No vehicle storage, parking or trash storage is permitted on a sidewalk widening. Gratings may not occupy more than 50 percent of the sidewalk widening area nor be wider than one half the width of the sidewalk widening.
(5) Special design treatment
When one end of the sidewalk widening

abuts an existing #building# on the #zoning lot# or an existing #building# on the #side lot line# of the adjacent #zoning lot#, design treatment of the termination of the sidewalk widening is required to smooth pedestrian flow. The portion of the sidewalk widening subject to design treatment, hereinafter called the transition area, shall not extend more than 10 feet along the sidewalk widening from its termination.

The transition area shall be landscaped and the paved portion shall have a curved or diagonal edge effecting a gradual reduction of its width over the length of the transition area to no width at the point of the sidewalk widening termination. The unpaved portion of such landscaped treatment shall not exceed 50 percent of the transition area and shall be considered a permitted obstruction.

(b) Corner circulation space

A corner circulation space is a small open space on the #zoning lot# of a #development# or #enlargement#, adjoining the intersection of two #streets#, at the same elevation as the adjoining sidewalk or sidewalk widening and directly accessible to the public at all times. A corner circulation space shall meet the following requirements:

(1) Dimensions

A corner circulation space shall have a minimum area of 200 square feet, a minimum depth of 15 feet measured along a line bisecting the angle of intersecting #street lines#, and shall extend along both #street lines# for at least 15 feet but not more than 40 feet from the intersection of the two #street lines#.

(2) Obstructions

A corner circulation space shall be clear of all obstructions, including, without limitation, door swings, building columns, #street# trees, planters, vehicle storage, parking or trash storage. No gratings except for drainage are permitted.

(3) Building entrances

Entrances to ground level #uses# are permitted from a corner circulation space. An entrance to a building lobby is permitted from a corner circulation space, provided that the entrance is at no point within 20 feet of the intersection of the two #street lines# which bound the corner circulation space.

(4) Permitted overlap

A corner circulation space may overlap with a sidewalk widening.

(e) Building entrance recess area

A building entrance recess area is a space which adjoins and is open to a sidewalk or sidewalk widening for its entire length and provides unobstructed access to the building's lobby entrance. A building entrance recess area shall meet the following requirements.

(1) Dimensions

A building entrance recess area shall have a minimum length of 15 feet and a maximum length of 40 feet measured parallel to the #street line#. It shall have a maximum depth of 15 feet measured from the #street line#, and if it adjoins a sidewalk widening shall have a minimum depth of 10 feet measured from the #street line#.

(2) Obstructions

A building entrance recess area shall either be completely open to the sky or completely under an overhanging portion of the #building# with a minimum clear height of 15 feet. It shall be free of obstructions except for building columns, between any two of which there shall be a clear space of at least 15 feet measured parallel to the #street line#. Between a building column and a wall of the #building# there shall be a clear path at least 5 feet in width.

(3) Permitted overlap

A building entrance recess area may overlap with a sidewalk widening or a corner circulation space.

117-44 Mandatory Subway Improvements

#Developments# or #enlargements# containing at least 70,000 square feet of total #floor area# on #zoning lots# of at least 10,000 square feet shall provide mandatory subway improvements as described in Appendix B of this Chapter

(a) #Zoning lots# with at least 5,000 square feet of #lot area#

#Developments# or #enlargements# on #zoning lots# with 5,000 square feet or more of #lot area#, which front on a sidewalk containing a sidewalk entrance(s) into a subway, shall relocate the stairway or entrance(s) to the subway onto the #zoning lot# in accordance with the provisions of Section 37-40 (Off-Street Relocation or Renovation of a Subway Stair), with the exception that, in addition to the waivers provided by Section 37-44, the additional standards for location, design and hours of public accessibility contained in Section 37-41 may be waived upon a finding by the Metropolitan Transportation Authority that they are undesirable or unnecessary to ensure a good overall design.

(b) #Zoning lots# with at least 10,000 square feet of #lot area#

#Developments# or #enlargements# on Blocks 1, 2 or 3, identified in Appendix B (Court Square Subdistrict Plan Map and Description of Improvements) of this Chapter, containing at least 70,000 square feet of #floor area# on #zoning lots# of at least 10,000 square feet of #lot area# shall provide mandatory subway improvements as described in paragraph (a) for Block 1, paragraph (b) for Block 2 and paragraph (c)(1) for Block 3 in Appendix B.

In addition, on #-Block # 3, any #development# or #enlargement# containing at least 300,000 square feet of total #floor area# or any #development# or #enlargement# on a #zoning lot# of at least 30,000 square feet of #lot area# shall provide all the mandatory subway improvements for the #block #, as described in paragraphs (c)(1) and (c)(2) for (# Block #-3).

117-441 Standards and procedures for mandatory subway improvements

\* \* \*

(b) Procedure

(1) Pre-application

\* \* \*

(c) Where a #development# or #enlargement# is located on a #zoning lot# which fronts on a sidewalk containing a sidewalk entrance or entrances into a subway and such #zoning lot# contains 5,000 square feet or more of #lot area#, such #development# or #enlargement# shall relocate the stairway entrance or entrances to the subway onto the #zoning lot# in accordance with the provisions of Section 37-03 (Off-Street Relocation or Renovation of a Subway Stair), with the exception that, in addition to the waivers provided by Section 37-034 (Waiver of requirements), the additional standards contained in Section 37-031 (Standards for location, design and hours of public accessibility) may be waived upon a finding by the Metropolitan Transportation Authority that they are undesirable or unnecessary to ensure a good overall design.

\* \* \*

117-50 QUEENS PLAZA SUBDISTRICT

\* \* \*

117-531 Street wall location

\* \* \*

(g) For any #development# or #enlargement# on a #zoning lot# located on Jackson Avenue between 42nd Road and Queens Plaza South, the #street wall# fronting on Jackson Avenue may be set back ten five feet from the #street line# only upon certification of the Chairperson of the City Planning Commission to the Department of Buildings that the Jackson Avenue sidewalk adjacent to the #zoning lot# will be landscaped in accordance with a plan acceptable to the Department of Transportation and the Chairperson. Such plan shall include five planting beds that shall contain a mixture of deciduous and evergreen shrubs, ground covers and flowers. Such planting beds shall be installed and maintained by the owner of the #development# or #enlargement#. The #street wall# of any subsequent #development# or #enlargement# shall be located no closer to nor further from the #street line# than the #street wall# of an adjacent existing #building#.

\* \* \*

Appendix B Court Square Subdistrict Plan Map and Description of Improvements

Description of Improvements

This Appendix describes the mandatory lot improvements that are designated on the District Plan Map in Appendix B for the Court Square Subdistrict. This Descriptions refers to the text for requirements and standards for the following improvements.

(a) #- Block #-1

(1) A subway improvement, to consist of a connection between the G and 7 lines and maintenance of glass partitions in the control area of the E/F Ely Avenue

mezzanine and near the control area of the G mezzanine which are to be installed by the developer of #-Block #-2. The developer shall notify the Chairperson of the City Planning Commission upon both application for and issuance of a first building permit for the #development# on this #block#.

(b) # Block #-2

(1) A subway improvement, to consist of a connection between the E/F and G lines, preparation of preliminary plans for a G/7 connection and installation of glass partitions in the control area of the E/F Ely Avenue mezzanine and near the control area of the G mezzanine upon receipt of a written request by the Chairperson of the City Planning Commission, which shall occur only after the issuance of a first building permit for the #development# on #-Block #-1.

(c) #-Block #-3

(1) A subway improvement, to consist of construction of a building entrance within the #lot line# at the northwestern corner of the #block#, a direct link to the 7 platform and construction of a new mezzanine area; and/or- The first #development# to meet the criteria for a subway improvement shall construct new entrances at the intersection of 44th Drive and 23rd Street for the Number 7 45th Road/Courthouse Square station, in consultation with the Metropolitan Transportation Authority and the Department of City Planning.

(2) A subway improvement, to consist of a substantial physical improvement to the G platform and mezzanine areas, including reconfiguration of control areas as necessary and acoustical upgrading. For subsequent #developments#, a subway improvement to the north end of the Number 7 45th Road/Courthouse Square station shall be required. Such improvement shall be determined in consultation with the Metropolitan Transportation Authority and the Department of City Planning.

\* \* \*

CITYWIDE

No. 5

PRIVATELY OWNED PUBLIC PLAZAS FOLLOW-UP TEXT AMENDMENT

CITYWIDE N 090317 ZRY IN THE MATTER OF an application submitted by the Department of City Planning pursuant to Section 201 of the New York City Charter for an amendment of the Zoning Resolution of the City of New York relating to Article III, Chapter 7 (Special Urban Design Regulations concerning provisions related to privately owned public plazas.

Matter in underline is new, to be added; Matter in ~~strikeout~~ is old, 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 7

Special Urban Design Regulations

\* \* \*

37-60 PUBLICLY ACCESSIBLE OPEN AREAS EXISTING PRIOR TO OCTOBER 17, 2007

\* \* \*

37-62 Changes to Existing Publicly Accessible Open Areas

\* \* \*

37-625 Design changes

Design changes to existing #plazas#, #residential plazas# or #urban plazas# may be made only upon certification by the Chairperson of the City Planning Commission that such changes would result in a #plaza#, #residential plaza# or #urban plaza# that is in greater accordance with the standards set forth in Section 37-70 (PUBLIC PLAZAS), inclusive. The provisions of Section 37-78 (Compliance), other than paragraph (e) (Special regulations for an urban plaza in the Special Lower Manhattan District), shall be made applicable to such #plaza#, #residential plaza# or #urban plaza#.

37-70 PUBLIC PLAZAS

\* \* \*

37-71 Basic Design Criteria

\* \* \*

37-712 Area dimensions

A #public plaza# shall contain an area of not less than 2,000 square feet. In no case shall spaces between existing #buildings# remaining on the #zoning lot# qualify as #public plazas#. In addition, in order to preserve the provisions relating to the boundaries, proportions and obstructions of #public plazas#, on any one #zoning lot#, an open area which does not qualify for bonus #floor area# may not be located between two #public plazas#, or between a #public plaza# and a #building# wall or #arcade#. of the #development#. Any non-bonus open area located adjacent to a #public

plaza#, other than an open area bounding a #street line# used for pedestrian access, must either:

- (a) be separated from the #public plaza# by a buffer, such as a wall, decorative fence, or opaque plantings at least six feet in height; or
- (b) meet all requirements for minor portions of #public plazas# related to size, configuration, orientation, as specified in Section 37-716.

**37-713 Locational restrictions**

No #public plaza#, or portion thereof, shall be located within 175 feet of an existing #publicly accessible open area# or #public park#. The distance of 175 feet shall be measured along the #street# on which the existing amenity fronts. No #public plaza#, or portion thereof, shall be located within 175 feet of an existing #publicly accessible open area# or #public park# as measured along the #street line# on which the existing amenity fronts if the #public plaza# is to be located on the same side of the #street#, or as measured along the directly opposite #street line# if the #public plaza# is to be located on the other side of the #street#. Such distance shall include the width of any #street# that intersects the #street# on which the amenity fronts.

However, such location restriction may be waived if the #public plaza# is located directly across the #street# from the existing #publicly accessible open area# or #public park# and if the Chairperson of the City Planning Commission finds that the location of the #public plaza# at such location would create or contribute to a pedestrian circulation network connecting the two or more open areas.

**37-72 Access and Circulation**

**37-721 Sidewalk frontage**

To facilitate access to a #public plaza#, the area within 15 feet of a #street line# or sidewalk widening, along at least 50 percent of each aggregate #street# frontage of the major and minor portions, shall be free of obstructions to public access to the #public plaza# from the adjacent sidewalk or sidewalk widening, except for those obstructions listed in this Section. For #corner public plazas#, the area within 15 feet of the intersection of any two or more #streets# on which the #public plaza# fronts shall be at the same elevation as the adjoining public sidewalk and shall be free of obstructions, except for those listed in this Section. Only areas with at least five feet of clear, unobstructed area when measured parallel to the street line shall be considered to be free of obstructions. For the remaining 50 percent of the frontage and within 15 feet of the #street line#, no walls or other obstructions, except for permitted obstructions listed in this Section and fixed and moveable seating and tables, shall be higher than two feet above the #curb level# of the #street line# in front of the #public plaza#.

The following shall be considered permitted obstructions within the sidewalk frontage:

- Light stanchions;
- Public space signage;
- Railings for steps;
- Trash receptacles;
- Trees planted flush to grade.

To facilitate pedestrian access to a #public plaza#, the following rules shall apply to the area of the #public plaza# located within 15 feet of a #street line# or sidewalk widening line:

- (a) At least 50 percent of such area shall be free of obstructions and comply with the following provisions:
  - (1) At least 50 percent of the #public plaza# frontage along each #street line# or sidewalk widening line shall be free of obstructions; and
  - (2) Such unobstructed access area shall extend to a depth of 15 feet measured perpendicular to the #street line#. The width of such access area need not be contiguous provided that no portion of such area shall have a width of less than five feet measured parallel to the #street line#, and at least one portion of such area shall have a width of at least eight feet measured parallel to the #street line#.
- (b) In the remaining 50 percent of such area, only those obstructions listed in Section 37-726 (Permitted Obstructions) shall be allowed, provided such obstructions are not higher than two feet above the level of the public sidewalk fronting the #public plaza#, except for light stanchions, public space signage, railings for steps, trash receptacles, trees and fixed or moveable seating and tables. Furthermore, planting walls or trellises, water features and artwork may exceed a height of two feet when located within three feet of a wall bounding the #public plaza#.

For #corner public plazas#, the requirements of this Section shall apply separately to each #street# frontage, and the area within 15 feet of the intersection of any two or more #streets# on which the #public plaza# fronts shall be at the same elevation as the adjoining public sidewalk and shall be free of obstructions.

\* \* \*

**37-724 Subway entrances**

Where an entry to a subway station exists in the sidewalk area of a #street# on which a #public plaza# fronts and such entry is not replaced within the #public plaza# itself, the #public plaza# shall be #developed# at the same elevation as the adjacent sidewalk for a distance of at least 15 feet in all directions from the entry superstructure. Such #public plaza# area around a subway entry shall be free of all obstructions and may count towards the required clear area requirements as specified in Section 37-721 (Sidewalk frontage).

\* \* \*

**37-726 Permitted obstructions**

- (d) Prohibition of garage entrances, driveways, parking spaces, loading berths, exhaust vents, mechanical equipment and building trash storage facilities

\* \* \*

No exhaust vents or mechanical equipment are permitted on any #public plaza# or on the any building wall of the #development# fronting upon the #public plaza#, except that unless such exhaust vents on the building wall that are more than 15 feet above the level of the adjacent #public plaza# shall be permitted. All exhaust vents and mechanical equipment located adjacent to a #public plaza# shall be separated from it by a barrier sufficient to substantially, visually and audibly, conceal their presence and operation. Air intake vents or shafts shall be permitted within a #public plaza# provided that such vents are concealed from public view by planting or other design features and that such vents do not impair visibility within the #public plaza# area.

\* \* \*

**37-728 Standards of accessibility for persons with disabilities**  
All #public plazas# shall conform with applicable laws pertaining to access for persons with disabilities regardless of whether the #building# associated with the #public plaza# is existing or is a new. #development#.

**37-73 Kiosks and Open Air Cafes**

Kiosks and open air cafes may be placed within a #publicly accessible open area# upon certification, pursuant to this Section. Such features shall be treated as permitted obstructions. Only #uses# permitted by the applicable district regulations may occupy #publicly accessible open areas# or front on #publicly accessible open areas#.

- (a) Kiosks

Where a kiosk is provided, it shall be a one-story temporary or permanent structure that is substantially open and transparent as approved by the Department of Buildings in conformance with the Building Code. Kiosks, including roofed areas, shall not occupy an area in excess of 100 square feet per kiosk. One kiosk is permitted for every 5,000 square feet of #publicly accessible open area#, exclusive of areas occupied by other approved kiosks or open air cafes. Kiosk placement shall not impede or be located within any pedestrian circulation path. Any area occupied by a kiosk shall be excluded from the calculation of #floor area#. Kiosks may be occupied only by #uses# permitted by the applicable district regulations such as news, book or magazine stands, food or drink service, flower stands, information booths, or other activities that promote the public use and enjoyment of the #publicly accessible open area#. Any kitchen equipment shall be stored entirely within the kiosk.

Kiosks must be in operation and provide service a minimum of 225 days per year. However, kiosks may operate for fewer days in accordance with conditions set forth in paragraph (c) of this Section, if they are completely removed from the #publicly accessible open area# when not in operation and if the area previously occupied by the kiosk is returned to public use and such area is in compliance with the #public plaza# design standards.

Notwithstanding the provisions of Section 32-41 (Enclosure Within Buildings), outdoor eating services or #uses# occupying kiosks may serve customers in a #publicly accessible open area# through open windows.

- (b) Open air cafes

Where an open air cafe is provided, it shall be a permanently unenclosed restaurant or eating or drinking place, permitted by applicable district regulations, which may have waiter or table service, and shall be open to the sky except that it may have umbrellas, temporary fabric roofs with no vertical supports in conformance with the Building Code, and removable heating lamps. Open air cafes shall occupy an aggregate area not more than 20 percent of the total area of the #publicly accessible open area#. #Publicly accessible open areas# less than 10 feet in width that are located between separate sections of an open air cafe and a kiosk that provides service for such cafe must be included in the calculation of the maximum aggregate area of the open air cafe. Open air cafes shall be located along the edge of the #publicly accessible open area#, except for open air cafes located within

#publicly accessible open areas# greater than 30,000 square feet in area. Open air cafes may not occupy more than one third of any #street# frontage in a major portion of the #publicly accessible open area# and may not contain any required circulation paths. An open air cafe must be accessible from all sides where there is a boundary with the remainder of the #publicly accessible open area#, except where there are planters or walls approved pursuant to a prior certification for an open air cafe. Subject to the foregoing exception, #fences, planters, walls, fabric dividers or other barriers that separate open air cafe areas from the #public plaza# #publicly accessible open area# or sidewalk are prohibited. Open air cafes shall be located at the same elevation as the adjoining #public plaza# and sidewalk areas, except for platforms that shall not exceed six inches in height. All furnishings of an open air cafe, including tables, chairs, bussing stations, and heating lamps, shall be completely removed from the #publicly accessible open area# when the open air cafe is not in active use, except that tables and chairs may remain in the #publicly accessible open area# if they are unsecured and may be used by the public without restriction. No kitchen equipment shall be installed within an open air cafe; kitchen equipment, however, may be contained in a kiosk adjoining an open air cafe. An open air cafe qualifying as a permitted obstruction shall be excluded from the definition of #floor area#.

The exterior corners of the border of the space to be occupied by an open air cafe shall be marked on the ground by a line painted with white latex traffic or zone marking paint. The line shall be one inch wide and three inches in length on each side of the cafe border from the point where the borders intersect at an angled corner. In addition, a line one inch wide and three inches long shall be marked on the ground at intervals of no more than five feet starting from the end point of the line marking the cafe corners. Open air cafes must be in operation and provide service a minimum of 225 days per year.

Open air cafes shall be located at the same elevation as an adjoining #public plaza# and sidewalk area, except for platforms that shall not exceed six inches in height.

- (c) Certification

Kiosks and open air cafes that comply with the provisions of this Section may be placed within the area of a #publicly accessible open area# upon certification by the Chairperson of the City Planning Commission to the Commissioner of Buildings, that:

- (1) such #use# promotes public use and enjoyment of the #publicly accessible open area#;
- (2) such #use# complements desirable #uses# in the surrounding area;
- (4)(3) the owners of such #use# or the building owner will maintain such #use# in accordance with the provisions of Section 37-77 (Maintenance) shall be responsible for the maintenance of such kiosk or open air cafe, which shall be located within areas designated on building plans as available for occupancy by such #uses# and no encroachment by a kiosk or open air cafe outside an area so designated shall be permitted;
- (5)(4) such #use# does not adversely impact visual and physical access to and throughout the #publicly accessible open area#;
- (3)(5) such #use#, when located within a #public plaza#, is provided in accordance with all the requirements set forth in this Section;
- (6) for kiosks and open air cafes located within an existing #publicly accessible open area# such #use#, is proposed as part of a general improvement of the #publicly accessible open area# where necessary, including as much landscaping and public seating as is feasible, in accordance with the standards for #public plazas#;
- (7) a #sign# shall be provided in public view within the cafe area indicating the days and hours of operation of such cafe; and
- (8) for kiosks that are in operation less than 225 days per year, an off-season plan has been submitted to the Chairperson showing that such kiosks will be completely removed from the #publicly accessible open area# when not in operation, that the area previously occupied by the kiosk is returned to public use and such area is in compliance with the applicable #publicly accessible open area# design standards.

- (d) Process

An application for certification shall be filed with the Chairperson of the City Planning Commission,

and the Chairperson shall furnish a copy of the application for such certification to the affected Community Board at the earliest possible stage. The Chairperson will give due consideration to the Community Board's opinion as to the appropriateness of such a facility in the area and shall respond to such application for certification within 60 days of the application's receipt.

The Chairperson shall file any such certification with the City Council. The Council, within 20 days of such filing, may resolve by majority vote to review such certification. If the Council so resolves, within 50 days of the filing of the Chairperson's certification, the Council shall hold a public hearing and may approve or disapprove such certification. If, within the time periods provided for in this Section, the Council fails to act on the Chairperson's certification, the Council shall be deemed to have approved such certification.

Such certification shall be effective for a period of three years.

All applications for the placement of kiosks or open air cafes within a #publicly accessible open area# filed with the Chairperson of the City Planning Commission shall include a detailed site plan or plans indicating compliance with the provisions of this Section, including the layout and number of tables, chairs, restaurant equipment and heating lamps, as well as the storage location for periods when the kiosk or open air cafe is closed. Where a kiosk or open air cafe is to be located within an existing #publicly accessible open area# each kiosk or open air cafe application must be accompanied by a compliance report in accordance with the requirements of Section 37-78, paragraph (b)(c), except that date of inspection shall be within 15 days of the date that the application is filed. Where design changes to #publicly accessible open areas# are necessary in order to accommodate such kiosk or open air cafe, or to comply with paragraph (c)(6) of this Section, a certification pursuant to Section 37-625 (Design Changes) shall be required.

All such plans for kiosks or open air cafes, once certified, shall be filed and duly recorded in the Borough Office of the City Register of the City of New York, indexed against the property in the form of a legal instrument providing notice of the certification for the kiosk or open air cafe, pursuant to this Section. The form and contents of the legal instrument shall be satisfactory to the Chairperson, and the filing and recording of such instrument shall be a precondition for the placement of the kiosk or open air cafe within the #publicly accessible open area#.

\* \* \*  
**37-741 Seating**  
\* \* \*

The following standards shall be met for all required seating:

- (3) At least 50 percent of the linear feet of fixed seating shall have backs at least 14 inches high and a maximum seat depth of 20 inches. Walls located adjacent to a seating surface shall not count as seat backs. All seat backs must either be contoured in form for comfort or shall be reclined from vertical between 10 to 15 degrees.
- (4) Moveable seating or chairs, excluding seating for open air cafes, may be credited as 24 inches of linear seating per chair. Moveable seating provided as a required amenity shall be provided in the amount of one chair per 200 square feet of #public plaza# area. One table shall be provided for every four such moveable chairs.

All moveable seats must have backs and a maximum seat depth of 20 inches. Moveable chairs shall not be chained, fixed, or otherwise secured while the #public plaza# is open to the public; moveable chairs, however, may be removed during the nighttime hours of 9:00 pm to 7:00 am.

\* \* \*  
**37-742 Planting and trees**

The provisions of this Section are intended to facilitate a combination of landscaping elements in order to provide comfort, shade and textural variety.

At least 20 percent of the area of a #public plaza# shall be comprised of planting beds with a minimum dimension of two feet, exclusive of any bounding walls.

All #public plazas# shall provide a minimum of four trees. For a #public plaza# greater than 6,000 square feet in area, an additional four caliper inches in additional trees or multi-stemmed equivalents must be provided for each additional 1,000 square feet of #public plaza# area, rounded to the nearest 1,000 square feet.

All #public plazas# shall also provide one of the following additional planting types: additional trees, planters, planting beds, or accessible lawns. Trees provided to satisfy this requirement shall be provided at the rate of one tree for every 2,000 square feet of #public plaza# area. Planters, planting beds, and accessible lawns provided to satisfy this requirement shall be provided at the rate of 150 square feet for every 1,000 square feet of #public plaza# area. Plantings contained in hanging containers shall not satisfy this planting requirement.

For all #public plazas#, at least 50 percent of the required #public plaza# trees shall be planted flush-to-grade or

planted at grade within planting beds with no raised curbs or railings. Trees planted flush-to-grade shall be surrounded by a porous surface (such as grating or open-joint paving) that allows water to penetrate into the soil for a minimum radius of two feet, six inches. Such porous surface shall be of sufficient strength and density to accommodate pedestrian circulation, including all requirements related to accessibility for the disabled, and shall be of a design that allows for tree growth. Installed fixtures such as lighting stanchions, electrical outlets or conduits shall not be located within the required porous area of any tree planted flush-to-grade.

Where trees are planted within a #public plaza#, they shall measure at least four inches in caliper at the time of planting, unless alternative, multi-stemmed equivalents are specified in the approved planting plans. Each tree shall be planted in at least 200 cubic feet of soil with a depth of soil of at least 3 feet, 6 inches.

When planting beds are provided, they shall have a soil depth of at least eighteen inches for grass or other ground cover, three feet for shrubs and 3 feet, 6 inches for trees. No planters or planting beds shall have bounding walls that exceed 18 inches in height above any adjacent walking surfaces. Any planting bed containing required trees shall have a continuous area of at least 75 square feet for each tree exclusive of bounding walls. Furthermore, each tree located within a planting bed shall be surrounded by a continuous permeable surface measuring at least five feet square. Any lawns or turf grass planting beds shall not exceed six inches above any adjacent walking surfaces.

\* \* \*  
**37-747 Public space signage**

Entry and information plaques shall be provided, as described in Section 37-751 (Public space signage systems).

**37-75 Signs**

**37-751 Public space signage systems**

The following public space signage systems shall be required for all #public plazas#:

- (a) Entry plaque  
\* \* \*  
The entry plaque shall be mounted on a wall or a permanent free-standing post within five feet of the sidewalk with its center five feet above the elevation of the nearest walkable pavement. The maximum height of such free-standing post shall be six feet, with a maximum width and depth of 16 inches. It shall be in a position that clearly identifies the entry into the #public plaza#, and placed so that the entire entry plaque is obvious and directly visible, without any obstruction, along every line of sight from all paths of pedestrian access to the #public plaza#.

- (b) Information plaque  
  
An information plaque, constructed from the same permanent materials as the entry plaque or combined with one or more of the required entry plaques shall be provided. Information plaques shall be located within five feet of a sidewalk and shall have all required lettering located above a height of three feet. The information plaque shall consist of:  
  
An information plaque, constructed from the same permanent materials as the entry plaque or combined with one or more of the required entry plaques shall be provided. Information plaques shall be mounted on a wall or a permanent free-standing post within five feet of the sidewalk and shall have all required lettering located three feet above the elevation of the nearest walkable pavement. The maximum height of such free-standing post shall be six feet, with a maximum width and depth of 16 inches. The information plaque shall consist of:

\* \* \*  
**37-753 Accessory signs**  
A #public plaza# shall be treated as a #street# for the purposes of the applicable #sign# regulations. #Signs#, except for the plaque required by Section 37-751, are permitted only as #accessory# to #uses# permitted within the #public plaza# and #uses# adjoining the #public plaza#, and are otherwise regulated by the applicable district regulations set forth in Section 32-60 (SIGN REGULATIONS).

#Signs accessory# to the #building# or tenants of retail spaces fronting on the #public plaza# are permitted within the #public plaza# area, provided that:

- (a) no more than three such #signs# are provided within the #public plaza#, but in no event shall more than one of these #signs# be freestanding, as described in paragraph (c) of this Section;
- (b) all such #signs# shall be non-illuminated;
- (c) such #signs# shall contain only the building or establishment name and address;
- (d) any #signs# affixed to the building walls may not exceed two feet square in size;
- (e) any freestanding #signs# shall not exceed two feet in horizontal dimension and, if associated with a #building# used for office uses, may contain the

names of principal building tenants in addition to the content permitted, as described in this Section, and shall also contain the public space symbol as described in Section 37-751 and the words "Open to Public" in lettering at least two inches in height; and

- (f) any #sign# located on permitted canopies or awnings within the #public plaza# shall contain only the building or establishment name and must not exceed a height of one foot.

A #public plaza# shall be treated as a #street# for the purposes of the applicable #sign# regulations. #Signs#, except for the plaque required by Section 37-751, are permitted only as #accessory# to #uses# permitted within the #public plaza# and #uses# adjoining the #public plaza#, and are otherwise regulated by the applicable district regulations set forth in Section 32-60 (SIGN REGULATIONS), except as provided below:

- (a) each establishment fronting on the #public plaza# shall be permitted to have not more than one #sign# affixed to the building wall fronting on the #public plaza#;
- (b) all #signs# shall be non-illuminated#;
- (c) all #signs# shall contain only the building or establishment name and address;
- (d) all #signs accessory# to retail #uses# affixed to building walls may not exceed four square feet in size;
- (e) all #accessory signs# located within the #public plaza#, including structures to which the signs are affixed, shall not be higher than three feet above the level of the adjoining public access area. Such #signs# shall not exceed an area of two square feet. In addition, no portion of such sign facing the #street# shall exceed a width of 16 inches, except for corner #public plazas#, this limitation shall apply on only one #street# frontage. If such #sign# is associated with a #building# used for office uses, such #sign# shall contain only the names of principal building tenants and shall also contain the public space symbol as described in Section 37-751 and the words "Open to Public" in lettering at least two inches in height; and
- (f) all #signs# located on permitted canopies or awnings within the #public plaza# shall contain only the building or establishment name and shall not exceed a height of one foot.

**37-76 Mandatory Allocation of Frontages for Permitted Uses**

At least 50 percent of the total frontage of all new building walls of the #development# fronting on a #public plaza#, or fronting on an #arcade# adjoining a #public plaza#, exclusive of such frontage occupied by building lobbies and frontage used for subway access, shall be allocated for occupancy at the ground floor level by retail or service establishments permitted by the applicable district regulations but not including uses in Use Groups 6B, 6E, 7C, 8C, 9B, 10B, 11 and 12D, or banks, automobile showrooms or plumbing, heating or ventilating equipment showrooms. In addition, libraries, museums and art galleries shall be permitted. All such #uses# shall:

- (1) be directly accessible from the major portion of the #public plaza#, an adjoining #arcade#, or a #street# frontage shared by the retail establishment and the #public plaza#;
- (2) Such retail spaces shall have a minimum depth of 15 feet, measured perpendicular to the wall adjoining the #public plaza#; and
- (3) occupy such frontage for the life of the increased #floor area# of the bonused #development#.

The remaining frontage may be occupied by other #uses#, lobby entrances or vertical circulation elements, in accordance with the district regulations.

Principal entrances to #buildings# A public entrance to the principal use of the #building# associated with the #public plaza# shall be located within 10 feet of the major portion of the #public plaza#. Frontage on the #public plaza# that is occupied by a building entrance or lobby shall not exceed 60 feet or 40 percent of the total aggregate frontage of the #development's# new building walls on the major and minor portions of the #public plaza#, whichever is less, but in no case shall building entrances or lobbies occupy less than 20 feet of frontage on the #public plaza#.

The building frontage All new building walls fronting on the major and minor portions of the #public plaza# shall be treated with clear, untinted transparent material for 50 percent of its surface area below 14 feet above the #public plaza# level, or the ceiling level of the ground floor of the #building#, whichever is lower. Any non-transparent area fronting on the major or minor portion of a #public plaza# shall be treated with a decorative element or material or shall be planted to a minimum height of 15 feet above the #public plaza#.

**37-77 Maintenance**

- (a) The building owner shall be responsible for the maintenance of the #public plaza# including, but not limited to, the location of permitted obstructions pursuant to Section 37-726, litter control, management of pigeons and rodents, maintenance of required lighting levels, and the

care and replacement of furnishings and vegetation within the #zoning lot# and in the #street# sidewalk area adjacent to the #zoning lot#.

(b) Kiosks and open air cafes #developed# in accordance with the provisions of Section 37-73 shall be located within areas designated on building plans as available for occupancy by such #uses# and no encroachment by a kiosk or open air cafe outside an area so designated shall be permitted.

(c) Performance bond

Prior to obtaining any certificate of occupancy from the Department of Buildings, the building owner shall post with the Comptroller of the City of New York, a performance bond, City securities or fixed income securities, at the Comptroller's discretion, to ensure the mandatory tree planting, moveable seating exclusive of any seating for open air cafes, and the litter free maintenance of the #public plaza# including the replacement of such trees and moveable furniture during the life of the #development#.

In the event of a failure in the required performance, the Chairperson of the City Planning Commission shall notify the building owner in writing of such failure and shall stipulate the period of time in which the building owner has to correct the failure. If the failure is not corrected in the stipulated time, the Chairperson may declare the building owner in default in the required performance and the City may enforce the obligation by whatever means may be appropriate to the situation, including letting contracts for doing any required planting, installation or maintenance and paying all labor, material and other costs connected with such work from the bond or City securities that the building owner is required to provide.

In the event that the City enforces the aforementioned obligation as provided for in this paragraph, (c), the building owner shall, within 90 days of such enforcement, provide the City with an additional bond or City securities in an amount not less than that which was expended to cure the default.

The value of the bond or City securities if tendered prior to January 1, 1998, shall be at a rate of \$750 per required tree, \$100 per moveable chair and \$200 per 1,000 square feet of #urban plaza# for litter removal, as set forth in this Section.

Effective January 1, 1980, and at five year intervals thereafter, the City Planning Commission shall establish new rates for the mandatory tree planting, moveable seating and litter free maintenance of the #public plaza#.

**37-78 Compliance**

(a) Building permits

No foundation permit shall be issued by the Department of Buildings for any #development# or #enlargement# that includes a #public plaza#, nor shall any permit be issued by the Department of Buildings for any change to a #plaza#, #residential plaza# or #urban plaza# without certification by the Chairperson of the City Planning Commission of compliance with the provisions of Section 37-70 or Section 37-625, as applicable.

An application for such certification shall be filed with the Chairperson showing the plan of the #zoning lot#, a site plan indicating the area and dimensions of the proposed #public plaza# and the location of the proposed #development# or #enlargement# and all existing #buildings# temporarily or permanently occupying the #zoning lot#, computations of proposed #floor area#, including bonus #floor area#, and a detailed plan or plans prepared by a registered landscape architect, including but not limited to a furnishing plan, a planting plan, a signage plan, a lighting/ photometric plan and sections and elevations, as necessary to demonstrate compliance with the provisions of Section 37-70 or Section 37-625, as applicable.

All plans for #public plazas# or other #publicly accessible open areas# that are the subject of a certification pursuant to Section 37-625 shall be filed and duly recorded in the Borough Office of the City Register of the City of New York, indexed against the property in the form of a legal instrument, in a form satisfactory to the Chairperson, providing notice of the certification of the #public plaza#, pursuant to this Section. Such filing and recording of such instrument shall be a precondition to certification. The recording information shall be included on the certificate of occupancy for any #building#, or portion thereof, on the #zoning lot# issued after the recording date. No temporary or final certificate of occupancy shall be issued for any bonus #floor area# generated by a #public plaza# unless and until the #public plaza# has been substantially completed in accordance with the approved plans, as verified by the Department of City Planning and certified to the Department of Buildings.

Notwithstanding any of the provisions of Section 11-33 (Building Permits for Minor or Major

Development or Other Construction Issued Before Effective Date of Amendment), any #residential plaza# or #urban plaza# for which a certification was granted pursuant to Article II, Chapter 3, or Article III, Chapter 7, between June 4, 2005 and June 4, 2007, and any #urban plaza# for which a certification was granted prior to (effective date of amendment) may be #developed# in accordance with the regulations in effect on the date of such certification.

(b) Periodic compliance reporting

No later than June 30 of the year, beginning in the third calendar year following the calendar year in which certification was made and at three year intervals thereafter, the Director of the Department of City Planning and the affected Community Board shall be provided with a report regarding compliance of the #public plaza# #publicly accessible open area# with the regulations of Section 37-70 or Section 37-625, as applicable, as of a date of inspection which shall be no earlier than May 15 of the year in which the report is filed. Such report shall be provided by a registered architect, landscape architect or professional engineer, in a format acceptable to the Director and shall include, without limitation:

- (1) a copy of the original #public plaza# or design change certification letter, and if applicable, any approval letter pertaining to any other authorization or certification pursuant to this Chapter;
- (2) a statement that the #public plaza# #publicly accessible open area# has been inspected by such registered architect, landscape architect or professional engineer and that the #public plaza# such open area is in full compliance with the regulations under which the #public plaza# it was approved as well as the approved plans pertaining to such #public plaza# open area and, if applicable, the requirements of any other authorization or certification pursuant to this Chapter, or non-compliance with such regulations and plans;
- (3) an inventory list of amenities required under the regulations under which the #public plaza# #publicly accessible open area# was approved and the approved plans pertaining to such #public plaza# open area and, if applicable, the requirements of any other authorization or certification pursuant to Section 37-70, together with an identification of any amenity on such inventory list for which inspection did not show compliance, including whether such amenities are in working order, and a description of the non-compliance;
- (4) photographs documenting the condition of the #public plaza# #publicly accessible open area# at the time of inspection, sufficient to indicate the presence or absence, either full or partial, of the amenities on the inventory list of amenities.

The report submitted to the Director of the Department of City Planning shall be accompanied by documentation demonstrating that such report has also been provided to the affected Community Board.

Compliance reporting pursuant to this paragraph, (b), shall be a condition of all certifications granted pursuant to Section 37-70.

(c) Compliance reports at time of application

In any application for a new certification or authorization for involving an existing #public plaza#, #publicly accessible open area# where such #public plaza# was the subject of a previously granted certification or authorization granted pursuant to Section 37-70, the applicant shall provide include a compliance report in the format required under paragraph (b) of this Section, based upon an inspection of the #public plaza# #publicly accessible open area# by a registered architect, landscape architect or professional engineer conducted no more than 45 days prior to the filing of such application.

The following conditions may constitute grounds to disapprove the application for certification or authorization:

- (1) such report shows non-compliance with the regulations under which the #public plaza# #publicly accessible open area# was approved, conditions or restrictions of a previously granted certification or authorization, or with the approved plans pertaining to such #public plaza# #publicly accessible open area#; or
- (2) the #public plaza# #publicly accessible open area# has been the subject of one or more enforcement proceedings for which there have been final adjudications of a violation with respect to any of the foregoing.

In the case of a certification, the Chairperson, or in the case of an authorization, the Commission, may, in lieu of disapproval, accept a compliance plan for the #public plaza# #publicly accessible open area#, which plan shall set forth the means by which future compliance will be ensured.

(d) Failure to comply

Failure to comply with a condition or restriction in an authorization or certification granted pursuant to Section 37-70 or with approved plans related thereto, or failure to submit a required compliance report shall constitute a violation of this Resolution and may constitute the basis for denial or revocation

of a building permit or certificate of occupancy, or for a revocation or such authorization or certification, and for all other applicable remedies.

\* \* \*

**BOROUGH OF QUEENS  
No. 6  
GRACE ASPHALT PLANT**

**CD 7 C 090366 PCQ**

IN THE MATTER OF an application submitted by the Department of Transportation and the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter, for the site selection and acquisition of property located at 130-31 Northern Boulevard (Block 1791, Lots 52, 68 and 72) , for use as an asphalt plant.

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

a9-22

**EMPLOYEES' RETIREMENT SYSTEM**

MEETING

Please be advised that the next Regular Meeting of the Board of Trustees of the New York City Employees' Retirement System has been scheduled for Thursday, April 23, 2009 at 9:30 A.M. to be held at the New York City Employees' Retirement System, 335 Adams Street, 22nd Floor Boardroom, Brooklyn, NY 11201-3751.

a16-22

**LANDMARKS PRESERVATION COMMISSION**

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that pursuant to the provisions of Title 25, chapter 3 of the Administrative Code of the City of New York (Sections 25-307, 25-308, 25,309, 25-313, 25-318, 25-320) (formerly Chapter 8-A, Sections 207-6.0, 207-7.0, 207-12.0, 207-17.0, and 207-19.0), on Tuesday, **April 21, 2009** at 9:30 A.M. in the morning of that day, a public hearing will be held in the Conference Room at 1 Centre Street, 9th Floor, Borough of Manhattan with respect to the following properties and then followed by a public meeting. Any person requiring reasonable accommodation in order to participate in the hearing or attend the meeting should call or write the Landmarks Commission no later than five (5) business days before the hearing or meeting.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF QUEENS 09-7269- Block 133, lot 60-39-87 48th Street - Sunnyside Gardens Historic District  
A brick rowhouse with Colonial Revival style details designed by Clarence Stein, Henry Wright and Frederick Ackerman and built in 1927. Application is to install a fence.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF QUEENS 08-8128- Block 182, lot 79-39-02 44th Street - Sunnyside Gardens Historic District  
A brick rowhouse with Colonial Revival style details designed by Clarence Stein, Henry Wright and Frederick Ackerman and built in 1927. Application is to install a curb cut and parking pad.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF BROOKLYN 09-6415- Block 154, lot 17-372 Fulton Street - Gage & Tollner Restaurant, Interior Landmark - Individual Landmark  
A late-Italianate style townhouse with restaurant, built circa 1870. Application is to modify interior features.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF BROOKLYN 09-7473- Block 1977, lot 22-474 Waverly Place - Clinton Hill Historic District  
A neo-Grec style rowhouse designed by Robert Dixon and built in 1888. Application is to construct a rooftop addition. Zoned R68.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF BROOKLYN 09-6846- Block 230, lot 15-112 Hicks Street - Brooklyn Heights Historic District  
An eclectic style rowhouse built between 1880-1899. Application is to construct a rear yard addition. Zoned R6, LH-1.

**ADVISORY REPORT**  
BOROUGH OF MANHATTAN 09-7352- Block 7777, lot 77- Canal Street and Broadway - SoHo-Cast Iron Historic District and Tribeca East Historic District  
A commercial thoroughfare first laid out as a canal in 1805 and filled in as a road bed circa 1815. Application is to install flood mitigation measures.

## CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-4742- Block 591, lot 48-82 Christopher Street - Greenwich Village Historic District  
An apartment building built in 1892. Application is to legalize the installation of a bracket sign installed without Landmarks Preservation Commission permits and to install a second bracket sign.

## CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 08-5152- Block 612, lot 7504-15 Charles Street - Greenwich Village Historic District  
An apartment house built in 1961. Application is to legalize the installation of a storefront in non-compliance with CofA 06-7239.

## CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-5670 - Block 611, lot 8-247 West 4th Street - Greenwich Village Historic District  
A Federal style rowhouse built in 1828. Application is to excavate the rear yard, to construct a rear yard addition, and modify an existing rooftop addition. Zoned R6.

## CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-7103 - Block 633, lot 37-145 Perry Street - Greenwich Village Historic District  
A two-story building used as a freight loading station since 1938. Application is to demolish the existing building and construct three buildings and create curb cuts. Zoned C6-1.

## CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN  
09-2361- Block, 7777 lot 777 - 97-99 7th Avenue South - Greenwich Village Historic District  
A converted garage building built in 1919. Application is to modify a fence installed without Landmarks Preservation Commission permits.

## CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-7506- Block 849, lot 7505-141 Fifth Avenue - Ladies' Mile Historic District  
A Beaux-Arts style loft building designed by Robert Maynicke and built circa 1896-1900. Application is to install storefront infill.

## CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-7580 - Block 823, Lot 4-682 6th Avenue - Ladies' Mile Historic District  
A neo-Renaissance style store and loft building designed by Stephenson & Greene and built in 1897. Application is to install storefront infill.

## CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 08-3540 - Block 875, lot 18-34 Gramercy Park - Gramercy Park Historic District  
A Queen Anne style apartment house designed by George W. DaCunha and built in 1882-1883. Application is to install pigeon netting.

## CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-7587- Block 1121, lot 25-15 West 68th Street- Upper West Side/Central Park West Historic District  
A Beaux Arts style rowhouse designed by Buchman & Fox and built in 1909 -10. Application is to modify a window opening to accommodate an at-grade entrance.

## MODIFICATION OF USE AND BULK

BOROUGH OF MANHATTAN 09-3804 - Block 1121, lot 25-15 West 68th Street - Upper West Side/Central Park West Historic District  
A Beaux Arts style rowhouse designed by Buchman & Fox and built in 1909-10. Application is to request that the Landmarks Preservation Commission issue a report to the City Planning Commission relating to an application for a Modification of Use pursuant to Section 74-711 of the Zoning Resolution. Zoned R8B.

## CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-7914 - Block 1119, lot 36-2 West 67th Street, aka 70 Central Park West- Upper West Side/Central Park West Historic District  
A neo-Renaissance style studio building designed by Rich & Mathesius and built in 1919. Application is to replace windows.

## CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-7345 - Block 1141, lot 15-154 West 70th Street - Upper West Side/Central Park West Historic District  
A neo-Renaissance style apartment building designed by Robert Maynicke, and built in 1899-1900. Application is to modify the ground floor, replace windows, and construct elevator and mechanical bulkheads.

## CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 08-8278 - Block 1205, lot 29-315 Central Park West - Upper West Side/Central Park West Historic District  
A neo-Renaissance style apartment building designed by Schwartz and Gross and built in 1912-13. Application is to construct a barrier-free access ramp.

## CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-7059 - Block 1217, lot 141 118 West 87th Street - Upper West Side Historic District  
A Queen Anne style rowhouse designed by John G. Prague and built in 1887-88. Application is to legalize the installation of security cameras without Landmarks Preservation Commission permits, and a light fixture installed in non-compliance with PMW 08-5565.

## CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-6640 - Block 1202, lot 41-22 West 89th Street - Upper West Side/Central Park West Historic District

A Renaissance Revival style rowhouse designed by Gilbert A. Schellenger and built in 1894. Application is to construct a rear yard addition and relocate a window. Zoned R7-2.

## CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-6528 - Block 1380, lot 69-4 East 66th Street - Upper East Side Historic District  
A neo-Italian Renaissance style apartment building designed by J.E.R. Carpenter and built in 1919-20. Application is to modify and create new window openings and install windows and balconies.

## CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-0998 Block 1402, lot 1-651-657 - Park Avenue, aka 101-109 East 67th Street, 102-108 East 68th Street - Upper East Side Historic District  
A neo-Federal style apartment building designed by J.E.R. Carpenter and built in 1923. Application is to construct a rooftop addition. Zoned R10.

## CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-5983 - Block 1404, lot 9-117-119 East 69th Street - Upper East Side Historic District  
A neo-Georgian style townhouse designed by Julius F. Gaynor and built in 1928-29. Application is to modify the rear facade.

## CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-7773 - Block 1410, lot 69-829 Park Avenue - Upper East Side Historic District  
A neo-Classical style apartment building designed by Pickering & Walker and built in 1910-11. Application is to install tree-pits with metal bollards.

## CERTIFICATE OF APPROPRIATENESS

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

## CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 08-2731 - Block 2059, lot 156-466 West 145th Street - Hamilton Heights Historic District Extension  
A Renaissance Revival style rowhouse designed by G. A. Schellenger and built in 1896. Application is to alter the areaway and install a barrier-free access chair lift.

a8-21

## TRANSPORTATION

## PUBLIC HEARINGS

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

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

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

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

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

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

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

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

to the City according to the following schedule:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

## COURT NOTICES

### SUPREME COURT

#### NOTICE

**QUEENS COUNTY  
IA PART 8  
NOTICE OF PETITION  
INDEX NUMBER 8655/09**

In the Matter of the Application of THE CITY OF NEW YORK, relative to acquiring title in fee to certain real property where not heretofore acquired for the same purpose located along

**BEACH 43rd STREET**

from Beach Channel Drive to Conch Basin Bulkhead; and

**BEACH 44th STREET**

from Beach Channel Drive to Conch Road; and

**BEACH 45th STREET**

from Beach Channel Drive to Norton Avenue; and

**CONCH DRIVE**

from Beach 43rd Street to Norton Basin Bulkhead; and

**NORTON AVENUE**

from Beach 45th Street to Beach 43rd Street; and

**EDGEMERE DRIVE**

from Beach 44th Street to Beach 43rd Street; and

**HANTZ ROAD**

from Beach 45th Street to Beach 44th Street; and

**CONCH ROAD**

from Beach 43rd Street to Beach 44th Street

in the Borough of Queens, City and State of New York.

**PLEASE TAKE NOTICE** that the Corporation Counsel of the City of New York intends to make application to the Supreme Court of the State of New York, Queens County, IA Part 8, for certain relief.

The application will be made at the following time and place: At 88-11 Sutphin Blvd., Jamaica, in the Borough of Queens, City and State of New York, on May 8, 2009 at 10:00 A.M., or as soon thereafter as counsel can be heard.

The application is for an order:

- A. authorizing the City to file an acquisition map in the Office of the City Register;
- B. directing that upon the filing of said map, title to the property sought to be acquired shall vest in the City;
- C. providing that just compensation therefor be ascertained and determined by the Supreme Court without a jury; and
- D. providing that notices of claim must be served and filed within one calendar year from the vesting date.

The City of New York, in this proceeding, intends to acquire title in fee simple absolute to certain real property where not heretofore acquired for the same purpose, for the DEPARTMENT OF DESIGN AND CONSTRUCTION and the DEPARTMENT OF TRANSPORTATION in the Borough of Queens City and State of New York.

The description of the real property to be acquired is as follows:

PART 1

Beginning at a point on the northerly line of Beach Channel Drive (75 feet wide) extended easterly, said point being 4.00 feet distant easterly from the corner formed by the intersection of the northerly line of Beach Channel Drive and the westerly line of Beach 45th Street (50 feet wide) as said streets are shown on Alteration Map No. 4929 and on Acquisition and Damage Map No. 5944, dated April 9, 2007

- No. 1 Running thence northerly along a line through the bed of Beach 45th Street, for 887.71 feet to a point;
- No. 2 Running thence westerly and deflecting to the left 90 degrees 00 minutes 00 seconds from the last-mentioned course, for 4.00 feet to a point on the westerly line of Beach 45th Street;
- No. 3 Running thence northerly along the westerly line of Beach 45th Street and deflecting to the right 90 degrees 00 minutes 00 seconds from the last-mentioned course, for 164.09 feet to a point on the westerly line of Beach 45th Street;
- No. 4 Running easterly along a line through the bed of Beach 45th Street and deflecting to the right 90 degrees 00 minutes 00 seconds from the last-mentioned course, for 5.48 feet to a point;
- No. 5 Running thence northerly along a line through the bed of Beach 45th Street and deflecting to the left 90 degrees 00 minutes 00 seconds from the last-mentioned course, for 33.20 feet to a point;
- No. 6 Running thence westerly along a line through the bed of Beach 45th Street and deflecting to the left 90 degrees 00 minutes 00 seconds from the last-mentioned course, for 5.48 feet to a point on the westerly line of Beach 45th Street;

- No. 7 Running thence northerly along the westerly line of Beach 45th Street and deflecting to the right 90 degrees 00 minutes 00 seconds from the last-mentioned course, for 79.61 feet to a point of curvature;
- No. 8 Running thence easterly through the bed of Norton Avenue and along a curve bearing to the right with a radius of 20.00 feet and a central angle of 90 degrees 00 minutes 00 seconds, an arc distance of 31.42 feet to a point of tangency in the bed of Norton Avenue;
- No. 9 Running thence easterly along a line through the bed of Norton Avenue, for 21.54 feet to a point in the bed of Beach 44th Street (60 feet wide);
- No. 10 Running thence southerly along a line through the bed of Beach 44th Street, deflecting to the right 90 degrees 00 minutes 00 seconds from the last mentioned course, for 50.00 feet to a point in the bed of Beach 44th Street;
- No. 11 Running thence westerly along a line through the bed of Norton Avenue, deflecting to the right 90 degrees 00 minutes 00 seconds from the last mentioned course, for 131.54 feet to a point of curvature;
- No. 12 Running thence southerly through the bed of Norton Avenue and along a curve bearing to the left with a radius of 54.50 feet and a central angle of 90 degrees 00 minutes 00 second, an arc distance of 85.61 feet to a point of tangency in the bed of Beach 45th Street;
- No. 13 Running thence southerly along a line through the bed of Beach 45th Street for 725.00 feet to a point on the northerly line of Hantz Road (50 feet wide) extended westerly;
- No. 14 Running thence easterly along the northerly line of Hantz Road, deflecting to the left 90 degrees 00 minutes 00 seconds from the last mentioned course, for 189.54 feet to point in the bed of Beach 44th Street;
- No. 15 Running thence southerly along a line through the bed of Beach 44th Street, deflecting to the right 90 degrees 00 minutes 00 seconds from the last mentioned course, for 50.00 feet to a point on the southerly line of Hantz Road extended easterly;
- No. 16 Running thence westerly along said southerly line of Hantz Road extended westerly, deflecting to the right 90 degrees 00 minutes 00 seconds from the last mentioned course, for 189.54 feet to a point in the bed of Beach 45th Street;
- No. 17 Running thence southerly along a line through the bed of Beach 45th Street, deflecting to the left 90 degrees 00 minutes 00 seconds from the last mentioned course, for 304.61 feet to a point on the northerly line of Beach Channel Drive;
- No. 18 Running thence westerly along the northerly line of Beach Channel Drive, deflecting to the right 90 degrees 00 minutes 00 seconds from the last mentioned course, for 42.00 feet to the place and point of beginning.

PART 2

Beginning at a point on the northerly line of Beach Channel Drive (75 feet wide) extended easterly, said point being 9.00 feet distant easterly from the corner formed by the intersection of the northerly line Beach Channel Drive and the westerly line of Beach 44th Street (60 feet wide) as said streets are shown on Alteration Map No. 2929 and on Acquisition and Damage Map No. 5944, dated April 9, 2007.

- No. 1 Running thence northerly along a line through the bed of Beach 44th Street, for 1134.61 feet to a point;
- No. 2 Running thence westerly along a line through the bed of Beach 44th Street, and deflecting to the left 90 degrees 00 minutes 00 seconds from the last-mentioned course, for 4.00 feet to a point on the westerly line of Beach 45th Street;
- No. 3 Running thence northerly along a line through the bed of Beach 44th Street and deflecting to the right 90 degrees 00 minutes 00 seconds from the last-mentioned course for 392.68 feet to a point of curvature;
- No. 4 Running thence easterly through the bed of Beach 44th Street and along a curve bearing to the right with a radius of 20.00 feet and a central angle of 90 degrees 06 minutes 52.5 seconds, an arc distance of 31.74 feet to a point of tangency in the bed of Conch Road;
- No. 5 Running thence easterly along a line through the bed of Conch Road, for 250.09 feet to a point on the westerly line of Beach 43rd Street (50 feet wide);
- No. 6 Running thence southerly along the westerly line of Beach 43rd Street deflecting to the right 90 degrees 02 minutes 42.5 seconds from the last mentioned course, for 50.00 feet to a point;
- No. 7 Running thence westerly along a line through the bed of Conch Road, deflecting to the right 89 degrees 57 minutes 17.5 seconds from the last mentioned course, for 164.87 feet to a point of curvature;
- No. 8 Running thence southerly through the bed of Conch Road and along a curve bearing to the left with a radius of 55.00 feet and a central angle of 90 degrees 06 minutes 52.5 seconds, an arc distance of 86.50 feet to a point of tangency in the bed of Beach 44th Street;
- No. 9 Running thence southerly along a line through the bed of Beach 44th Street for 257.51 feet to a point in the bed of Beach 44th Street;
- No. 10 Running thence easterly along a line through the bed of Norton Avenue, deflecting to the left 90 degrees 00 minutes 00 seconds from the last mentioned course, for 219.12 feet to point on the westerly line of Beach 43rd Street;
- No. 11 Running thence southerly along the westerly line of Beach 43rd Street, deflecting to the right 90 degrees 09 minutes 35 seconds from the last mentioned course, for 50.00 feet a point;

- No. 12 Running thence westerly along a line through the bed of Norton Avenue, deflecting to the right 89 degrees 50 minutes 25 seconds from the last mentioned course, for 222.99 feet to a point in the bed of Beach 44th Street;
- No. 13 Running thence southerly along a line through the bed of Beach 44th Street, deflecting to the left 90 degrees 00 minutes 00 seconds from the last mentioned course, for 382.82 feet to a point on the northerly line of Edgemere Drive (50 feet wide) extended westerly in the bed of Beach 44th Street;
- No. 14 Running thence easterly along the northerly line of Edgemere Drive, deflecting to the left 90 degrees 00 minutes 00 seconds from the last mentioned course, for 221.93 feet to the corner formed by the intersection of the northerly line of Edgemere Drive with the westerly line of Beach 43rd Street;
- No. 15 Running thence southerly along the westerly line of Beach 43rd Street, deflecting to the right 90 degrees 09 minutes 35 seconds from the last mentioned course, for 50.00 feet to the corner formed by the intersection of the southerly line of Edgemere Drive with the westerly line of Beach 43rd Street;
- No. 16 Running thence westerly along the southerly line of Edgemere Drive extended westerly, deflecting to the right 89 degrees 50 minutes 25 seconds from the last mentioned course, for 221.79 feet to a point in the bed of Beach 44th Street;
- No. 17 Running thence southerly along a line through the bed of Beach 44th Street, deflecting to the left 90 degrees 00 minutes 00 seconds from the last mentioned course, for 701.79 feet to a point on the northerly line of Beach Channel Drive;
- No. 18 Running thence westerly along the northerly line of Beach Channel Drive, deflecting to the right 90 degrees 00 minutes 00 seconds from the last mentioned course, for 41.98 feet to the place and point of beginning.

PART 3

Beginning at the corner formed by the intersection of the northerly line of Beach Channel Drive (75 feet wide) with the westerly line of Beach 43rd Street (50 feet wide), as said streets are shown on Alteration Map No. 4929 and on Acquisition and Damage Map No. 5944, dated April 9, 2007.

- No. 1 Running thence northerly along said westerly line of Beach 43rd Street for 2071.91 feet to the intersection of the northerly terminus of Beach 43rd Street and the southerly U.S. Pierhead and Bulkhead Line of Conch Basin as shown on Alteration Map No. 4929;
- No. 2 Running thence northerly along said U.S. Pierhead and Bulkhead Line, deflecting to the right 45 degrees 13 minutes 06.7 seconds from the last mentioned course, for 7.04 feet to an angle point in the U.S. Pierhead and Bulkhead Line as shown on Alteration Map No. 4929;
- No. 3 Running thence northeasterly along said U.S. Pierhead and Bulkhead Line, deflecting to the right 21 degrees 15 minutes 19.5 seconds from the last mentioned course, for 49.08 feet to the intersection of the easterly line of Beach 43rd Street with the southerly U.S. Pierhead and Bulkhead Line of Conch Basin as shown on Alteration Map No. 4929;
- No. 4 Running thence southerly along the easterly line of Beach 43rd Street, deflecting to the right 113 degrees 31 minutes 33.8 seconds from the last mentioned course, for 84.65 feet to a point of curvature;
- No. 5 Running thence along a curve bearing to the left with a radius of 25.00 feet and a central angle of 90 degrees 00 minutes 00 seconds, an arc distance of 39.27 feet to a point of tangency on the northerly line of Conch Drive (50 feet wide);
- No. 6 Running thence easterly along said northerly line of Conch Drive for 70.00 feet to the intersection of easterly terminus of Conch Drive and the westerly New York City Bulkhead Line of Norton Basin as shown on Alteration Map No. 4929;
- No. 7 Running thence southerly along said New York City Bulkhead Line, deflecting to the right 90 degrees 00 minutes 00 seconds from the last mentioned course, for 50.00 feet to a point on the southerly line of Conch Drive;
- No. 8 Running thence westerly along the southerly line of Conch Drive, deflecting to the right 90 degrees 00 minutes 00 seconds from the last mentioned course, for 70.00 feet to a point of curvature;
- No. 9 Running thence along a curve bearing to the left with a radius of 25.00 feet and a central angle of 90 degrees 00 minutes 00 seconds, an arc distance of 39.27 feet to a point of tangency on the easterly line of Beach 43rd Street;
- No. 10 Running thence southerly along said easterly line of Beach 43rd Street for 1903.68 feet to a corner formed by the intersection of the northerly line of Beach Channel Drive with the easterly line of Beach 43rd Street as shown on Alteration Map No. 4949.
- No. 11 Thence westerly along a line, deflecting to the right 92 degrees 43 minutes 34 seconds from the last mentioned course, for 5.00 feet to a point;
- No. 12 Thence westerly along a line deflecting to the left 14 degrees 31 minutes 48 seconds from the last mentioned course, for 40.90 feet a point;
- No. 13 Thence westerly along a line, deflecting to the right 11 degrees 38 minutes 40 seconds from the last mentioned course, for 4.97 feet to the place and point of beginning.

The areas to be acquired are shown as Beach 43rd Street, Beach 44th Street, Beach 45th Street, Edgemere Drive, Conch Road, Conch Drive and Norton Avenue shown on Alteration Map No. 4929, certified by the City Planning Commission on August 18, 1997, and on Acquisition and Damage Map No. 5944 dated April 9, 2007.

The properties affected by this proceeding are located in Beach 43rd Street, Beach 44th Street, Beach 45th Street, Edgemere Drive, Conch Road, Conch Drive and Norton Avenue and Queens Tax Blocks 15960, 15961, 15962, 15963, 15964, 15965, 15966, 15967, and 15968 as shown on the Tax Map of the City of New York for the Borough and County of Queens as said Tax Map existed on March 10 & 16, 2006.

The property shall be acquired subject to encroachments, if any, of the structures, improvements and appurtenances standing or maintained partly upon the above described parcels and partly upon the lands and premises adjoining the same, as long as such encroachments shall stand.

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

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

Dated: April 3, 2009, New York, New York  
 MICHAEL A. CARDOZO  
 Corporation Counsel of the City of New York  
 100 Church Street, Room 5-217  
 New York, New York 10007  
 Tel. (212) 788-0424

SEE MAPS ON BACK PAGES

a13-28



**CITYWIDE ADMINISTRATIVE SERVICES**

**DIVISION OF MUNICIPAL SUPPLY SERVICES**

■ AUCTION

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

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

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

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

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

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

a1-29

■ SALE BY SEALED BID

**SALE OF: 1 LOT OF UNCLEAN ALUMINUM/COPPER.**

S.P. #: 09018 DUE: April 23, 2009

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

a10-23

**POLICE**

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

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

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

**INQUIRIES**

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

**FOR MOTOR VEHICLES**

(All Boroughs):

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

**FOR ALL OTHER PROPERTY**

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

j1-d31

■ AUCTION

**PUBLIC AUCTION SALE NUMBER 1156**

NOTICE IS HEREBY GIVEN of a ONE (1) day public auction of unclaimed salvage vehicles, motorcycles, trucks, and vans. Inspection day is April 20, 2009 from 10:00 A.M. - 2:00 P.M.

Salvage vehicles, motorcycles, automobiles, trucks, and vans will be auctioned on April 21, 2009 at approximately 9:30 A.M.

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

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

a8-21



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

**ADMINISTRATION FOR CHILDREN'S SERVICES**

■ AWARDS

Services (Other Than Human Services)

**TRAINING AND QI** – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 068-07-RFP-0001 – AMT: \$1,350,000.00 – TO: Leadership Transformation Group, LLC, 121 West 27th Street, Suite 602, NY, NY 10001. Training, curriculum development, and quality improvement consultation.

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**CITY UNIVERSITY**

■ SOLICITATIONS

Goods & Services

**LIEBERT CONDENSER AND CARRIER CONDENSING UNIT** – Competitive Sealed Bids – PIN# 0091779180 – DUE 05-20-09 AT 2:30 P.M. – Supply and install one Liebert Condenser, Model DCDL 165 and one Carrier Condensing Unit Model #38AH-054-5-AA.

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.  
 Kingsborough Community College, 2001 Oriental Boulevard, Room A207K, Brooklyn, NY 11235.  
 Julie Cardinali (718) 368-4613, [jcardinali@kbcc.cuny.edu](mailto:jcardinali@kbcc.cuny.edu)

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**CITYWIDE ADMINISTRATIVE SERVICES**

**DIVISION OF MUNICIPAL SUPPLY SERVICES**

■ SOLICITATIONS

Goods

**CRACKERS AND COOKIES, ETC.** – Competitive Sealed Bids – PIN# 8570900929 – DUE 04-23-09 AT 10:00 A.M.  
 ● **SPECIALTY ITEMS FOR THE FOOD BANK OF NYC** – Competitive Sealed Bids – PIN# 8570900919 – DUE 04-23-09 AT 10:00 A.M.

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

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**MEATS AND POULTRY FOR DOC** – Competitive Sealed Bids – PIN# 8570900891 – DUE 04-23-09 AT 10:00 A.M.

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

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■ VENDOR LISTS

Goods

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

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

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

j4-jy17

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

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

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

j4-jy17

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

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

j4-jy17

**ECONOMIC DEVELOPMENT CORPORATION**

■ CONTRACTS

■ SOLICITATIONS

Goods & Services

**HUNTS POINT DRAINAGE PLAN, CONSULTING SERVICES RFP** – Request for Proposals – PIN# 33080001 – DUE 05-20-09 AT 4:00 P.M. – New York City Economic Development Corporation (NYCEDC) is seeking a consultant to provide a complete Drainage Plan for the area known as Hunts Point in The Bronx and bounded by Halleck Street to the west, Ryawa Avenue and Lafayette Avenue to the north, and The Bronx River to the east and the south. The selected consultant will work under NYCEDC's direction and follow the New York City Department of Environmental Protection (NYCDEP) Drainage Plan Design Criteria and complete all calculations to obtain NYCDEP's acceptance of the Drainage Plan Application.

NYCEDC plans to select a consultant on the basis of factors stated in the RFP which include, but are not limited to: the quality of the proposal; relevant experience of staff; demonstrated experience in providing requested services identified in the proposal; particularly in New York City and the Bronx; proposed fee; and ability of complete work in a timely fashion.

Companies who have been certified with the New York City Department of Small Business Services as Minority and Women Owned Business Enterprises ("M/WBE") are strongly encouraged to apply. To learn more about M/WBE certification and NYCEDC's M/WBE program, please visit [www.nycedc.com/mwbeprogram](http://www.nycedc.com/mwbeprogram).

Respondents may submit questions and/or request clarifications from NYCEDC no later than 5:00 P.M. on April 29, 2009. Questions regarding the subject matter of this RFP should be directed to [huntspointdrainage@nycedc.com](mailto:huntspointdrainage@nycedc.com). For all questions that do not pertain to the subject matter of this RFP please contact NYCEDC's Contracts Hotline at (212) 312-3969. Answers to all questions will be posted by May 6, 2009 to [www.nycedc.com/rfp](http://www.nycedc.com/rfp).

The RFP is available for in-person pick-up between 9:30 A.M. and 4:30 P.M., Monday through Friday, from NYCEDC, 110 William Street, 6th Floor, New York, NY (between Fulton

and John Streets). To download a copy of the solicitation documents please visit [www.nycedc.com/rfp](http://www.nycedc.com/rfp). Responses are due no later than 4:00 P.M. on May 20, 2009. Please submit (5) copies of your proposal to NYCEDC.

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.  
Economic Development Corp., 110 William Street, 6th Floor, New York, NY 10038. Maryann Catalano (212) 312-3969, [huntspointdrainage@nycedc.com](mailto:huntspointdrainage@nycedc.com)

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## ENVIRONMENTAL PROTECTION

### BUREAU OF WATER SUPPLY

#### SOLICITATIONS

Services (Other Than Human Services)

#### CATSKILL WATERSHED CORPORATION

**OPERATING FUNDS** – Sole Source – Available only from a single source - PIN# 82609WS00036 – DUE 05-01-09 AT 4:00 P.M. – The NYC DEP proposes to enter into a sole source contract with the Catskill Watershed Corporation to provide operating funds for the continued implementation of a number of effective water quality protection programs in the West of Hudson Watershed. To implement and manage these programs, the City contracted with the Catskill Watershed Corporation, which is not-for-profit Corporation that was established to administer Watershed Protection and Partnership Programs. Any firm which believes it can also provide the required service is invited to so, indicated by letter which must be received no later than April 30, 2009, at 4:00 P.M., at: Department of Environmental Protection, Agency Chief Contracting Officer, 59-17 Junction Blvd., 17th Floor, Flushing, New York 11373. Debra Butlien (718) 595-3423, [dbutlien@dep.nyc.gov](mailto:dbutlien@dep.nyc.gov). Contract CAT-381.

a15-21

## FIRE

#### AWARDS

Services (Other Than Human Services)

#### MAINT. AND REPAIR OF BREATHING AIR COMPRESSORS AND ANCILLARY EQUIPMENT

Competitive Sealed Bids – PIN# 057080002159 – AMT: \$1,475,800.00 – TO: Coastal Fire Systems, Inc., 410 Sunrise Highway, West Babylon, NY 11704. Vendor Source ID#: 54801.

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## HEALTH AND HOSPITALS CORPORATION

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

j1-d31

#### SOLICITATIONS

Goods

**LIFESTENT FLEXSTAR VASCULAR STENT SYSTEM** – Competitive Sealed Bids – PIN# 11109110 – DUE 05-04-09 AT 3:00 P.M.

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

Bellevue Hospital Center, 462 First Avenue, Room 12E3 New York, NY 10016. Melissa Cordero (212) 562-2016, [melissa.cordero@bellevue.nychhc.org](mailto:melissa.cordero@bellevue.nychhc.org)

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#### STERILE TUBING WELDER

Competitive Sealed Proposals – Available only from a single source - PIN# QHN20091086QHC – DUE 04-30-09

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.

Queens Health Network, 82-68 164th Street, "S" Building, Jamaica, NY 11432. Aurelio Morrone (718) 883-6000, [morronea@nychhc.org](mailto:morronea@nychhc.org)

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#### ORTHOPEDIC PLATES AND ACCESSORIES - ACUMED

Competitive Sealed Bids – PIN# 11109111 – DUE 05-05-09 AT 3:00 P.M. – Various implantable plates and accessories same as or equal to Acumed.

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

Bellevue Hospital Center, 462 First Avenue, Room 12E32, New York, NY 10016. Matthew Gaumer (212) 562-2887, [matthew.gaumer@bellevue.nychhc.org](mailto:matthew.gaumer@bellevue.nychhc.org)

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Goods & Services

**HUMAN FLESH DERMAL ALLOMAX SURGICAL GAFT** – Competitive Sealed Bids – PIN# 21109058 – DUE 05-07-09 AT 3:00 P.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
Lincoln Hospital Center, 234 East 149th Street, Bronx, NY 10451. Yolanda Johnson (718) 579-5687.

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#### FIELD EVALUATION OF FIRE DOORS AND FRAMES

Competitive Sealed Bids – PIN# 22209124 – DUE 05-01-09 AT 3:00 P.M. – Bidders are advised that there will be a site visit on: 04/29/09 at 9:00 A.M. at Lincoln Medical and Mental Center, 234 East 149th Street, Bronx, NY 10451. If you require additional information, please contact Jannet Olivera at (718) 579-5992.

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

Lincoln Hospital Center, 234 East 149th Street, Bronx, NY 10451. Jannet Olivera (718) 579-5992.

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#### CORRECTION: RESTAURANT DINE-IN STYLE CONCESSIONS - MULTI-SITE

Request for Proposals – DUE 05-27-09 AT 5:00 P.M. – PIN# 11109098A - Restaurant Dine-in Style Concessions - Multi-site  
PIN# 11109097A - Restaurant Dine-in Style Concessions - Multi-site

CORRECTION: This Request for Proposals (RFP) is being issued to assist the New York City Health and Hospitals Corporation (HHC), the South Manhattan Healthcare Network, in selecting a Proposer who will provide a high-quality, cost-effective Restaurant dine-in style operation for Network patients, visitors, and staff.

A pre-proposal Proposers' conference/site visit will be held at Bellevue Hospital Center, First Ave. and 27th St., Room ME1, on May 14, 2009, at 1:00 P.M. and Metropolitan Hospital, 1901 First Ave., Room 1B36, on May 12, 2009 at 10:00 A.M. The conferences will be held to answer any questions concerning the items in the RFP or questions developed as a result of site visits. All interested proposers must attend this conference in order for their proposals to be considered.

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

Bellevue Hospital Center, 462 First Avenue, Room 12E32, New York, NY 10016. Matthew Gaumer (212) 562-2887, [matthew.gaumer@bellevue.nychhc.org](mailto:matthew.gaumer@bellevue.nychhc.org)

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**MOLDED FIVE (5) LEADS ECG CABLES** – Competitive Sealed Bids – PIN# 22209125 – DUE 05-11-09 AT 3:00 P.M.

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

Lincoln Hospital Center, 234 East 149th Street, Bronx, NY 10451. Yolanda Johnson (718) 579-5687.

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## HEALTH AND MENTAL HYGIENE

### AGENCY CHIEF CONTRACTING OFFICER

#### AWARDS

Services (Other Than Human Services)

**FAMILY PLANNING** – BP/City Council Discretionary – PIN# 09FN049501R0X00 – AMT: \$362,449.58 – TO: Community Healthcare Network, 70 Madison Avenue, New York, NY 10016.

● **GERIATRIC MENTAL HEALTH INITIATIVE** – BP/City Council Discretionary – PIN# 09AZ063801R0X00 – AMT: \$100,000.00 – TO: Grand Street Settlement, 80 Pitt Street, New York, NY 10002.

● **GERIATRIC MENTAL HEALTH INITIATIVE** – BP/City Council Discretionary – PIN# 09AZ064401R0X00 – AMT: \$115,000.00 – TO: Ohel Children's Home and Family Services, Inc., 4510 Sixteenth Avenue, Brooklyn, NY 11204.

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## HOMELESS SERVICES

### OFFICE OF CONTRACTS AND PROCUREMENT

#### SOLICITATIONS

Human/Client Service

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

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

Department of Homeless Services, 33 Beaver Street, 13th Floor, New York, NY 10004. Marta Zmoira (212) 361-0888, [mzmoira@dhs.nyc.gov](mailto:mzmoira@dhs.nyc.gov)

j12-24

## HOUSING AUTHORITY

#### SOLICITATIONS

Construction/Construction Services

**REPAIRING WATER TANK ENCLOSURE AT MONROE HOUSES** – Competitive Sealed Bids – PIN# RW8014692 – DUE 04-28-09 AT 10:00 A.M. – Bid

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

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

Housing Authority, 90 Church Street, 11th Floor, New York, NY 10007. Gloria Guillo, MPA, CPPO, (212) 306-3121, [gloria.guillo@nycha.nyc.gov](mailto:gloria.guillo@nycha.nyc.gov)

a15-21

#### INSTALLATION OF SMOKE, CARBON MONOXIDE DETECTORS AND STROBE LIGHTS AT VARIOUS MANHATTAN DEVELOPMENTS

Competitive Sealed Bids – PIN# EL9004123 – DUE 05-05-09 AT 10:00 A.M. – Bid documents are available Monday through Friday, 9:00 A.M. to 4:00 P.M., for a \$25.00 fee in the form of a money order or certified check made payable to NYCHA.

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

Housing Authority, 90 Church Street, 11th Floor, New York, NY 10007. Gloria Guillo, MPA, CPPO, (212) 306-3121, [gloria.guillo@nycha.nyc.gov](mailto:gloria.guillo@nycha.nyc.gov)

a17-23

#### REPAIRING EXTERIOR BRICKWORK AND NEW ROOFING AT HIGHBRIDGE REHABS (ANDERSON AVENUE)

Competitive Sealed Bids – PIN# ST9004147 – DUE 04-30-09 AT 10:00 A.M. – Bid documents are available Monday through Friday, 9:00 A.M. to 4:00 P.M., for a \$25.00 fee in the form of a money order or certified check made payable to NYCHA.

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

Housing Authority, 90 Church Street, 11th Floor, New York, NY 10007. Gloria Guillo (212) 306-3121, [gloria.guillo@nycha.nyc.gov](mailto:gloria.guillo@nycha.nyc.gov)

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## HOUSING PRESERVATION & DEVELOPMENT

### DIVISION OF MAINTENANCE

#### SOLICITATIONS

Services (Other Than Human Services)

#### AIR CONDITIONER AND HVAC MAINTENANCE AND REPAIR SERVICES IN HPD FACILITIES

Competitive Sealed Bids – PIN# 806091000503 – DUE 05-18-09 AT 11:00 A.M. – Non-refundable document cost of \$25.00 per bid package shall be payable at time of pick-up. Acceptable forms of payment are money order or certified bank check, only. Sale hours are Monday through Friday, excluding City holidays, between the hours of 9:00 A.M. to Noon and 2:00 P.M. to 4:00 P.M.

A pre-bid conference is scheduled for Monday, April 27, 2009 at 11:00 A.M. The conference will be held at HPD, 100 Gold Street, New York, NY 10038, in 1R on the 1st Floor. Attendance is NOT mandatory, but HIGHLY encouraged.

People with disabilities requiring special accommodations to pick up solicitation documents are advised to call Diane Faulkner at (212) 863-7078/7723, so that necessary arrangements can be made.

Contract is subject to ALL provisions as may be required by Federal, State, and Local Statutes, Rules and Regulations.

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

Housing Preservation and Development, 100 Gold Street, Room 6-M, New York, NY 10038. Brian Saunders (212) 863-6590, [contracts@hpd.nyc.gov](mailto:contracts@hpd.nyc.gov)

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## OFFICE OF MANAGEMENT AND BUDGET

#### VENDOR LISTS

Services (Other Than Human Services)

#### VALUE ENGINEERING VENDOR PRE-QUALIFICATION – VENDOR PRE-QUALIFICATION

In the category: Value Engineering (VE) Consultant Services for Complex Capital Projects. Consultant must be a Certified Value Specialist (CVS), as accredited by Society of American Value Engineers (SAVE) international or equivalent and must conduct VE studies using the formal five-step VE job plan. Consultant must be able to provide all required VE team members, either directly, or by providing sub-consultants. Consultant must have recent, successful experience in performing VE studies for the NYC Office of Management and Budget. Please contact to request a pre-qualified Questionnaire by April 21, 2009: Kadi-Anne McGlashan-Cole, 8th Floor, 75 Park Place, NY, NY 10007, (212) 788-5821 or via e-mail at [contracts@omb.nyc.gov](mailto:contracts@omb.nyc.gov)

a15-21

## PARKS AND RECREATION

### CONTRACT ADMINISTRATION

#### SOLICITATIONS

Construction/Construction Services

**CONSTRUCTION OF A SKATE PARK, LOCATED UNDER THE TRIBOROUGH BRIDGE** – Competitive Sealed Bids – PIN# 8462009Q004C01 – DUE 05-20-09 AT 10:30 A.M. – Near the intersection of Hoyt Avenue North and 19th Street, Queens, known as Contract #Q004-107MA. Vendor Source ID#: 59355.

● **RECONSTRUCTION OF THE ROOFING SYSTEM, DETERIORATED PORTION OF THE PIER STRUCTURE** – Competitive Sealed Bids –

PIN# 8462009R043C01 – DUE 05-20-09 AT 10:30 A.M. - And stabilization of the Bulkhead at Cromwell Recreation Center, Pier 36, Staten Island, known as Contract #R043-108M. Vendor Source ID#: 59355. - This contract is subject to Apprenticeship program requirements.

These procurements are subject to participation goals for MBEs and/or WBEs as required by Local Law 129 of 2005.

Bid documents are available for a fee of \$25.00 in the Blueprint Room, Room #64, Olmsted Center, from 8:00 A.M. to 3:00 P.M. The fee is payable by company check or money order to the City of NY, Parks and Recreation. A separate check/money order is required for each project. The Company name, address and telephone number as well as the project contract number must appear on the check/money order. Bidders should ensure that the correct company name, address, telephone and fax numbers are submitted by your company/messenger service when picking up bid documents.

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, Room 64  
Flushing Meadows Corona Park, Flushing, NY 11368.  
Juan Alban (718) 760-6771, Juan.Alban@parks.nyc.gov  
Olmsted Center, Room 5, Design Conference Room  
Flushing Meadows-Corona Park, Flushing, NY 11368.

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**AWARDS**

Construction / Construction Services

**CONSTRUCTION OF A PORTION OF THE BRONX RIVER GREENWAY** – Competitive Sealed Bids – PIN# 8462008X000C09 – AMT: \$441,129.00 – TO: Red Wing Industries, 2135 East 13th St., Brooklyn, NY 11229. Along Edgewater Road between Lafayette Avenue and Bruckner Boulevard, The Bronx, known as Contract #XG-31700-105M.

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**REVENUE AND CONCESSIONS**

**SOLICITATIONS**

Services (Other Than Human Services)

**CONSTRUCTION, OPERATION AND MAINTENANCE OF FIVE (5) BIKE RENTAL STATIONS** – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# M10,37,72,144-BR – DUE 05-14-09 – At Central Park, Riverside Park, West Harlem Piers Park, East River Park, and Highbridge Park, Manhattan.

There will be four (4) recommended on-site proposer meetings and site tours. On Monday, April 20, 2009 at 12:00 P.M, we will be meeting at the Central Park - Merchants' Gate location, which is located by the Maine Monument on Columbus Circle. Later, on Monday, April 20, 2009 at 3:00 P.M., we will meet at Highbridge Park location, which is at the corner of Fort George Hill and Dyckman Street in the Inwood section of Manhattan. Proposers attending these meetings will be responsible for their own transportation between the two sites. On Tuesday, April 21, 2009 at 11:00 A.M., a proposer meeting will be held at the East River Park location, near the north end of the running track between the East 6th Street and East 10th Street pedestrian bridges that cross the FDR River. On Wednesday, April 22, 2009 at 11:00 A.M., we will meet at the Riverside Park location, which is at 70th, near Pier 1, in Riverside Park. The second half of this meeting will be held at the West Harlem Piers Park location, which is at the end of West 135th Street. Proposers attending this meeting will be responsible for their own transportation between the two sites. If you are considering responding to this RFP, please make every effort to attend these recommended meetings and site tours.

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

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
Parks and Recreation, The Arsenal-Central Park  
830 Fifth Avenue, Room 407, New York, NY 10021.  
Evan George (212) 360-3495, evan.george@parks.nyc.gov

a10-23

**DEVELOPMENT AND OPERATIONS OF A SPORTS FACILITY AND FOOD SERVICE FACILITY**

Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# X344-SB-IS-IT – DUE 07-08-09 AT 3:00 P.M. – At Mill Pond Park in the Bronx. Parks will hold a proposer meeting on Thursday, May 21, 2009 at 11:00 A.M. on the 3rd Floor of the Arsenal in Central Park, which is located at 830 5th Ave. (at the intersections of 5th Ave. and E. 64th St.), New York, NY 10065.

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

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

a8-21

**SCHOOL CONSTRUCTION AUTHORITY**

**SOLICITATIONS**

Construction / Construction Services

**INSTALLATION OF SURVEILLANCE SERVICES** – Competitive Sealed Bids – PIN# SCA09-12602D-1 – DUE 05-05-09 AT 2:30 P.M. – Four (4) Schools (Manhattan). Project Range: \$1,560,000.00 to \$1,640,000.00. Non-refundable bid documents charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/

blueprints; other information; and for opening and reading of bids at date and time specified above.

School Construction Authority, 30-30 Thomson Avenue  
Long Island City, NY 11101. Lily Persaud (718) 752-5852  
lpersaud@nycsca.org

a20-24

**CONTRACT ADMINISTRATION**

**SOLICITATIONS**

Construction / Construction Services

**FLOORS** – Competitive Sealed Bids – PIN# SCA09-12586D-1 – DUE 05-11-09 AT 10:00 A.M. – PS 157 (Brooklyn). Project Range: \$1,460,000.00 to \$1,540,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

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

a20-24

**HVAC REFURBISHMENT** – Competitive Sealed Bids – PIN# SCA09-12785D-1 – DUE 05-04-09 AT 11:00 A.M. – George Wingate HS (Brooklyn). Project Range: \$1,610,000.00 to \$1,694,000.00. Non-refundable bid documents charge: \$100.00.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
School Construction Authority, 30-30 Thomson Avenue  
Long Island City, NY 11101. Ricardo Forde (718) 752-5288  
rforde@nycsca.org

a15-21

**VENTILATION SYSTEM REFURBISHMENT** – Competitive Sealed Bids – PIN# SCA09-12784D-1 – DUE 05-04-09 AT 11:30 A.M. – Prospect Heights H.S (Brooklyn). Project Range: \$800,000.00 to \$930,000.00. Non-refundable bid documents charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
School Construction Authority, 30-30 Thomson Avenue  
Long Island City, NY 11101. Anthony Largie (718) 752-5842  
alargie@nycsca.org

a14-20

**WINDOWS, PARAPETS** – Competitive Sealed Bids – PIN# SCA09-12160D-1 – DUE 05-05-09 AT 10:00 A.M. – PS 163 (Bronx). Project Range: \$1,820,000.00 to \$1,915,000.00. NYC School Construction Authority, Plans Room Window, Room #1046, 30-30 Thomson Avenue, 1st Floor, Long Island City, New York 11101. Non-refundable bid documents charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

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

a15-21

**EXTERIOR MASONRY, PARAPETS, FLOOD ELIMINATION** – Competitive Sealed Bids – PIN# 09-12284D-1 – DUE 05-07-09 AT 10:00 A.M. – PS 279 Annex at PS 242 (Brooklyn). Project Range: \$3,570,000.00 to \$3,755,000.00. Non-refundable bid documents charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

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

a14-20

**FLOOR RECONSTRUCTION** – Competitive Sealed Bids – PIN# SCA09-12594D-1 – DUE 05-08-09 AT 11:00 A.M. – PS 127 (Queens). Project Range: \$1,480,000.00 to \$1,560,000.00. Non-refundable bid documents charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

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

a20-24

**PROGRAM ACCESSIBILITY** – Competitive Sealed Bids – PIN# SCA09-12208D-1 – DUE 05-05-09 AT 3:00 P.M. – Project Range: \$3,000,000.00 to \$3,160,000.00.

● **IP SURVEILLANCE CAMERA** – Competitive Sealed Bids – PIN# SCA09-12563D-1 – DUE 05-06-09 AT 10:00 A.M. - Project Range: \$990,000.00 to \$1,050,000.00.

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

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
School Construction Authority, 30-30 Thomson Avenue, Plans Room Window, Room #1046, Long Island City, NY 11101.  
Stacia Edwards (718) 752-5849, sedwards@nycsca.org

a16-22

**WINDOWS, EXTERIOR MASONRY, FLOOD ELIMINATION** – Competitive Sealed Bids – PIN# 09-12354D-1 – DUE 05-07-09 AT 11:30 A.M. – West Brooklyn Community High School (Brooklyn). Project Range: \$2,310,000.00 to \$2,440,000.00. Non-refundable bid documents charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

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

a15-21

**ELECTRICAL SYSTEMS/ROOM CONVERSION** – Competitive Sealed Bids – PIN# SCA09-004463-1 – DUE 05-07-09 AT 10:30 A.M. – Lehman HS (Bronx). Project Range: \$3,340,000.00 to \$3,520,000.00. Non-refundable bid documents charge: \$100.00, certified check or money order only. Make checks payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
School Construction Authority, 30-30 Thomson Avenue  
Long Island City, NY 11101. Rookmin Singh (718) 752-5843  
rsingh@nycsca.org

a17-23

Construction Related Services

**CONSTRUCTION MANAGEMENT SERVICES IN CONNECTION WITH MANAGEMENT AND COORDINATION OF EMERGENCY RESPONSE PROGRAM** – Competitive Sealed Proposals – PIN# 09-00059R – DUE 05-06-09 AT 2:00 P.M. – Proposals will be accepted from the following firms: AECOM USA, Inc.; Bovis Lend Lease, LMB, Inc.; Epic Management, Inc.; F.J. Sciamè Construction Co., Inc.; H.J. Russell Construction Co., Inc.; Hunter Roberts Construction Group; Leon D DeMatteis Construction Corp.; LiRo Program and Construction Management, P.C.; Parson Brinckerhoff Construction Services; S. Digiacoimo and Son, Inc.; Skanska USA Building, Inc.; TDX Construction Corporation; The Pike Company, Inc.; Tishman Construction Corp. of New York; URS Corporation - New York; 3D/International, Inc./Parsons Corporation; Hill International, Inc.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
School Construction Authority, 30-30 Thomson Avenue,  
1st floor, Long Island City, NY 11101.  
Seema Menon (718) 472-8284, smenon@nycsca.org

a20-24

**TRANSPORTATION**

**DIVISION OF FRANCHISES, CONCESSIONS AND CONSENTS**

**SOLICITATIONS**

Services (Other Than Human Services)

**NON-PROFIT PUBLIC PLAZA OPPORTUNITIES** – Other – PIN# 84109MBAD417 – DUE 06-30-09 AT 5:00 P.M. – NYC Plaza Program Opportunities  
\*\*\*This is not a job application\*\*\*

The NYC Department of Transportation (DOT) is now accepting applications from eligible not-for-profit organizations to propose sites for new public plazas. Through this program, DOT will work with selected community partners to build new neighborhood plazas throughout the City. After the plazas are designed and built, the partnering organizations will be responsible for the maintenance, operation and management of the plazas, which may include the operation of a concession by the selected not-for-profit organization. Interested not-for-profit organizations should visit [www.nyc.gov/plazas](http://www.nyc.gov/plazas) to learn more about the program and to download the program's guidelines and application. Interested not-for-profit organizations may also obtain a copy of the program's guidelines and application by contacting Mr. Vaidila Kungys, Senior President Manager at DOT: Planning and Sustainability, 40 Worth Street, Room 1029, NY, NY 10013, or calling: (212) 442-7154.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/

blueprints; other information; and for opening and reading of bids at date and time specified above.  
 Department of Transportation, 40 Worth Street, Room 942, New York, NY 10013. Vaidila Kungys (212) 442-7154, plazas@dot.nyc.gov

a17-30

**CANCELLATION: UNSUBSIDIZED BUS SERVICE IN BROOKLYN** – Request for Proposals – PIN# 84109BKAD415 – DUE 05-20-09 AT 2:00 P.M. – CANCELLATION: This Request for Proposals (RFP) is being cancelled to allow the City to develop the RFP further, in order to ensure that the final solicitation is in the best interest of the City and its bus-riding patrons.

DOT's Office of Franchises, Concessions and Consents is soliciting proposals for a non-exclusive franchise for an unsubsidized bus line providing common carrier service to passengers along designated routes between Williamsburg and Borough Park in the Borough of Brooklyn. The initial term of the Franchise Contract will be ten (10) years, followed by an optional renewal period of ten (10) years and a second optional renewal period of five (5) years. The renewals shall be exercised at the sole option of the Department of Transportation.

The Request for Proposals will be available online starting on April 20, 2009, from:

http://www.nyc.gov/html/dot/html/about/rfpintro.shtml.  
 Hard copies may be obtained:  
 From April 20 - April 30, 2009, 9:00 A.M. to 3:00 P.M.:  
 Department of Transportation, ACCO Contracts Unit,  
 40 Worth Street, Room 824A, New York, NY 10013.

From May 4 - May 19, 2009, 9:00 A.M. to 3:00 P.M.:  
 Department of Transportation, ACCO Contract Management Unit, 55 Water Street, Ground Floor, New York, NY 10041.

Proposals must be submitted to ACCO Contract Management Unit, Department of Transportation, 55 Water Street, Ground Floor, New York, NY 10041. There will be a pre-proposal conference on May 11, 2009 at 11:00 A.M. at 40 Worth St, NY, NY. Please contact the Authorized Department Contact for the room number. Attendees are asked to RSVP. Attendance by proposers is optional but strongly recommended.

All inquiries should be submitted in writing and will be answered in writing.

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

Department of Transportation, ACCO Contract Management Unit, 55 Water Street, Ground Floor, New York, NY 10041.  
 40 Worth Street, Room 940, New York, NY 10013.  
 Owiso Makuku (212) 442-8040, franchises@dot.nyc.gov

a14-24

## TRIBOROUGH BRIDGE & TUNNEL AUTHORITY

### SOLICITATIONS

Goods

**1-TON CAB/CHASSIS TRUCK WITH DUMP BODY** –  
 Competitive Sealed Bids – PIN# OP1419000000 –  
 DUE 05-06-09 AT 3:00 P.M.

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

Triborough Bridge and Tunnel Authority, 3 Stone Street Bid Suite. Victoria Warren (646) 252-6101, vprocure@mtabt.org

a20

## AGENCY RULES

### BUILDINGS

#### NOTICE

#### NOTICE OF OPPORTUNITY TO COMMENT ON PROPOSED AMENDMENTS TO RULE 101-02 RELATING TO SUBMISSION OF CONSTRUCTION DOCUMENTS

NOTICE IS HEREBY GIVEN, pursuant to the authority vested in the Commissioner of Buildings by Section 643 of the New York City Charter (the "Charter"), and pursuant to Section 1043 of the Charter, that the Department of Buildings proposes to amend subdivision a of section 101-02 of Title 1 of the Rules of the City of New York. Matter underlined is new; matter [in brackets] is deleted.

A public hearing on the proposed rule amendment will be held at the Executive Offices of the Department of Buildings, 280 Broadway, 6th Floor Conference Room, New York, New York on May 20, 2009 at 10:00 A.M. Written comments regarding the proposed rule may be submitted to Keith Wen, Acting Director of Code Development and Interpretation, New York City Department of Buildings, 280 Broadway, 7th Floor, New York, New York 10007, on or before May 20, 2009.

Written comments and a summary of oral comments received at the hearing will be available for public inspection, within a reasonable time after receipt, between the hours of 9:00 A.M. and 5:00 P.M. at the Office of the Commissioner, Executive Offices, Department of Buildings.

Persons who request that a sign language interpreter or other form of reasonable accommodation for a disability be provided at the hearing are asked to notify Keith Wen at the foregoing address by May 13, 2009.

These proposed rule amendments were not included in the agency's regulatory agenda.

Section 1. Subdivision a and paragraph 1 of subdivision a of Section 101-02 of Chapter 100 of title 1 of the Rules of the City of New York are amended to read as follows:

(a) Pursuant to section [28-104.6.4] 28-104.6, Exception 4, of the administrative code, the commissioner is authorized to allow persons other than registered design professionals to be the applicant for the approval of construction documents. Pursuant to section 28-104.7.12 of the administrative code, the commissioner is authorized to waive the submission of any of the required construction documents and other data if review of such documents is not necessary to ascertain compliance with this code or not required for the phase of work for which a permit is sought. Notwithstanding the following provisions, the commissioner reserves the right to require the filing of narratives or sketches showing compliance with the provisions of this code for the categories of work described below.

(1) Selected plumbing work. In connection with the filing of applications for construction document approval, the applicant need not be a registered design professional and required plans need not be submitted for [temporary] the following types of plumbing applications:

(i) Temporary exhibits. Temporary exhibits defined for purposes of this rule as plumbing for temporary installations used for exhibition purposes when not designed for sanitary use and not directly connected to a sewerage, water supply, or water distribution system.

(ii) Domestic gas dryers in residential occupancies. Domestic gas dryers in residential occupancies that are vented directly through an exterior wall and that comply with items A through I, below:

(A) Licensed Master Plumber required. The installation application shall be filed by a Licensed Master Plumber (LMP) as a Limited Alteration Application (LAA1).

(B) Limitation to R-3 occupancies. The installation shall be limited to a one- or two-family residence, three stories or fewer in height.

(C) Testing and installation of gas dryers. The gas dryers shall comply with the reference standards in Section FGC 613 and the installation shall comply with the manufacturer's instructions including any special vent pipe material for relatively low fuel gas temperatures as recommended by the manufacturer.

(D) Wall penetration. The vent and combustion air wall penetration shall be limited to a single penetration of four inches in diameter or one opening that is a maximum of four inches square. The entire exhaust system shall be supported and secured in place.

(E) Dryer duct. The maximum length of a clothes dryer duct shall not exceed 25 feet from dryer location to the outlet terminal. Deductions for bends must be accounted for as outlined in the MC 504.6.1 and FGC 614.6.1.

(F) Sketches required. The LMP shall submit detailed sketches of the piping installation and wall penetration. (See Figure 1 below).

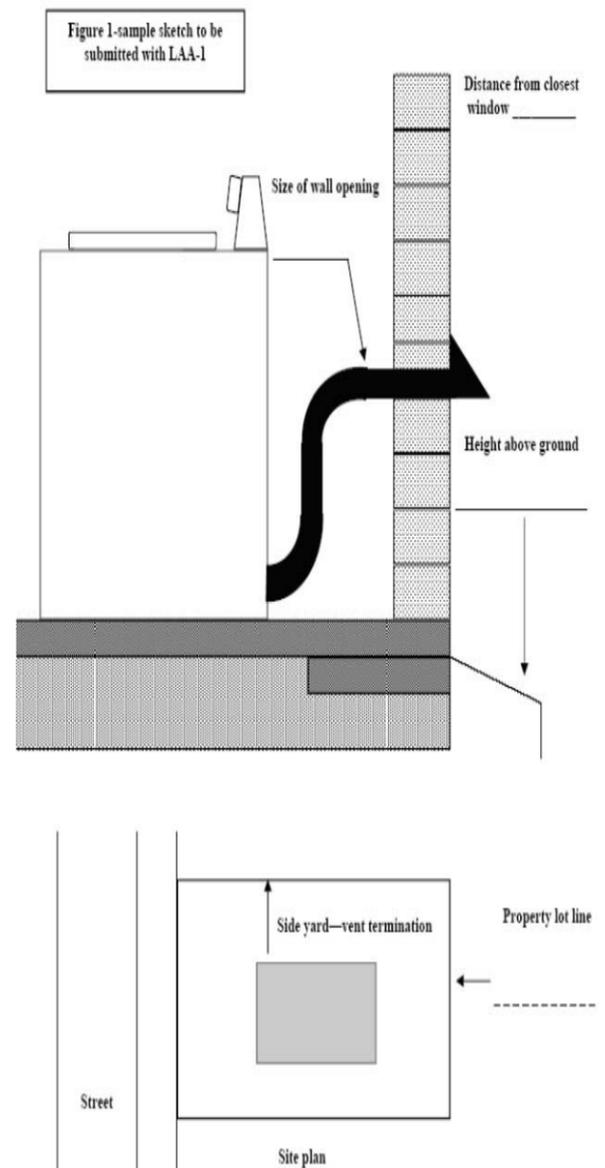
(G) Vent termination. The location of the vent termination shall comply with Section FGC 614.4, the manufacturer's specifications, and the following:

1. Vent termination shall not be located at lot line walls or within three feet of lot lines.
2. The front, side or rear wall vent terminations shall be free of obstructions.
3. The vent opening shall not be located or constructed so as to create a fire or health hazard.
4. The LMP shall ensure that the building structural integrity is not compromised due to the wall penetration opening. Openings shall be located so as to avoid cutting into studs, joists, or any other structural member.
5. Clearance from regional snow line. The vent shall be a minimum of three feet above the adjacent grade.

(H) Inspection. A gas roughing-in, gas test and gas finish inspection by the Department of Buildings or self certification shall be required on new installations. When filing for existing dryers that vent through the outer wall, only a finish inspection is required when filed on an LAA1 form.

(I) Gas authorization. Upon successful inspections, the LMP shall request gas authorization and an LAA1 sign-off.

#### Domestic Gas Dryer Installation



(iii) In-kind replacement of gas-fired boilers, hot water heaters and furnaces. In-kind replacement of gas-fired boilers, hot water heaters and furnaces that are vented directly through exterior walls, and comply with items A through I, below:

(A) Licensed Master Plumber required. The installation application shall be filed by a Licensed Master Plumber (LMP) as a Limited Alteration Application (LAA1).

(B) Limitation to R-3 occupancies. The installation shall be limited to a one- or two-family residence, three stories or fewer in height.

(C) Testing and installation of gas-fired boiler, hot water heater or furnace. The gas-fired boiler, hot water heater or furnace shall be tested in accordance with FGC Section 631.1 and the installation shall comply with the manufacturer's instructions, including any special vent pipe material for relatively low fuel gas temperatures.

(D) Efficiency and input capacity. The boiler, heater, or furnace capacity must have an efficiency of 85% or more and an input capacity of 350,000 Btu/hr or less.

(E) Wall penetration. The vent and combustion air wall penetration shall be limited to a single penetration of six inches in diameter or one opening that is a maximum of six inches square.

(F) Sketches required. The LMP shall submit a detailed sketch of the piping installation and wall penetration. (See Figure 2 below).

(G) Vent termination. The location of the vent termination shall comply with ANSI Z21.13, the manufacturer's specifications, and the following:

1. Vent termination shall not be located at lot line walls or within three feet of lot lines.
2. The front, side or rear wall vent terminations shall be free of obstructions.
3. The vent opening shall not be located or constructed so as to create a fire or health hazard.
4. The LMP shall ensure that the building structural integrity is not compromised due to the wall penetration opening. Openings shall be located so as to avoid cutting into studs, joists, or any other structural member.

(H) Inspection. A gas roughing-in, gas test and gas finish inspection by the Department of Buildings shall be required. Self certification shall not be permitted.

(I) Gas authorization. Upon successful inspections,

the LMP shall request gas authorization and an LAA1 sign-off.

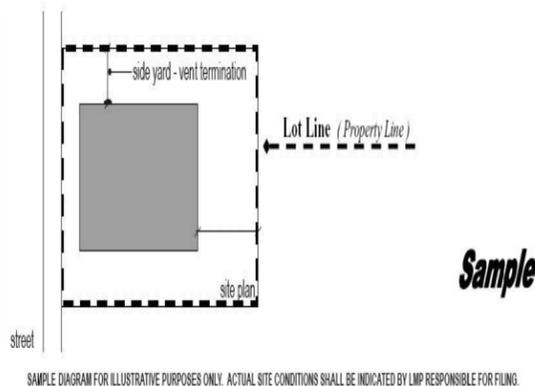
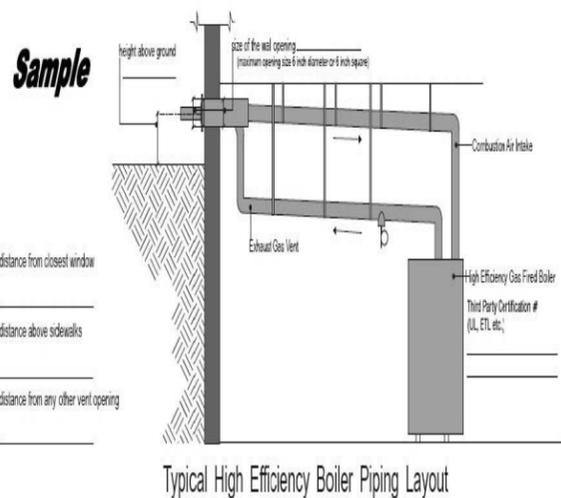


Figure 2 – Sample sketch to be submitted with LAA1 STATEMENT OF BASIS AND PURPOSE

This rule is proposed pursuant to the authority of the Commissioner of Buildings under Sections 643 and 1043 of the New York City Charter.

Effective April 18, 2009, section 100-02 was renumbered 101-02. This rule amends section 101-02 to implement the provisions of Exception 4 of Section 28-104.6 of the New York City Administrative Code that authorize the Department to permit the applicant to be an individual other than a registered design professional for certain categories of work enumerated by rule. Section 28-104.7.12 authorizes the commissioner to waive the submission of construction documents. This rule provides that sketches, rather than plans, are required to be submitted by a Licensed Master Plumber for the installation of domestic gas dryers and for in-kind replacement of gas-fired boilers, hot water heaters and furnaces in residential occupancies provided such equipment is vented directly through an exterior wall.

This rule amendment facilitates the filing of an application for domestic gas dryers, boilers, hot water heaters and furnaces, thus encouraging homeowners to replace their existing, possibly less efficient boilers, hot water heaters or furnaces with energy saving, high efficiency units.

a20

**TRANSPORTATION**

**NOTICE**

NOTICE OF ADOPTION OF AMENDMENTS to the rules regarding fees charged for the issuance of Corrective Action Requests (“CAR’s”).

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED IN THE Commissioner of the Department of Transportation by subdivision (b) of Section 2903 of the New York City Charter, Title 19 of the Administrative Code, and in accordance with the requirements of Section 1043 of the New York City Charter, that the Department of Transportation hereby adopts amendments to 2-03 of Chapter 2 of Title 34 of the Official Compilation of the Rules of the City of New York, the Highway Rules. This rule was first published on March 13, 2009, and a public hearing was held on April 13, 2009. This rule shall take effect 30 days from the date hereof.

§ 2-03 of Title 34 of the Rules of the City of New York is amended to read as follows:

Miscellaneous Charges and Fees	Fee	Other Charges	Maximum Duration per Permit	Maximum Distance per Permit	Maximum Width per Permit
CARs	[\$20.00] \$40.00				

**STATEMENT OF BASIS AND PURPOSE OF RULE**

The Commissioner of Transportation is authorized to promulgate rules regarding streets and highways in the City pursuant to Section 2903 of the New York City Charter and Title 19 of the New York City Administrative Code.

The Department is amending this rule to reflect the increased administrative costs incurred by the Department in issuing CAR’s since 1986, the last date that these fees were increased.

a20

**SPECIAL MATERIALS**

**CITY PLANNING**

**NOTICE**

**Substantial Amendment to the 2008 Consolidated Plan 12-day Public Comment Period Addendum - Homelessness Prevention and Rapid Re-Housing Program**

Pursuant to the Title XII of the American Recovery and Reinvestment Act of 2009 (“ARRA” or the “Recovery Act”) the City of New York announces the 12-day public comment period for the substantial amendment to the 2008 Consolidated Plan: Addendum - Homelessness Prevention and Rapid Re-Housing Program (HPRP).

The Public Comment period will begin Thursday, April 30 and end Monday, May 11, 2009.

The HPRP was created by Congress to provide grants to States and localities to provide financial assistance and services to either prevent individuals and families from becoming homeless or help those are experiencing homelessness to be quickly re-housed and stabilized. The City of New York is expected to receive approximately \$73,929,700 in HPRP funds.

Under existing U.S. Department of Housing and Urban Development (HUD) Consolidated Plan citizen participation regulations, substantial amendments to an approved Plan are required to undergo a 30-day comment period. However, in order to expedite the localities receiving the funds, Congress has waived this regulation and requires the Program to undergo only a 12-day public review period instead.

All comments received at the end of the comment period (close of business) will be summarized and the City’s responses incorporated into the 2008 Consolidated Plan amendment addendum for submission to HUD.

The City of New York must submit the amendment to HUD by May 18, 2009 in order to be eligible to receive its allocation.

Copies of the 2008 Consolidated Plan - Addendum: Homelessness Prevention and Rapid Re-Housing Program (HPRP) will be made available at: The City Planning Bookstore, 22 Reade Street, New York, NY (10:00 A.M. - 4:00 P.M., Mon. - Fri.).

In addition, on Thursday, April 30, 2009 at 10:00 A.M. an Adobe PDF version of the amendment will be available for free downloading from the internet via both the Department of Homeless Services’ and the Department of City Planning’s websites at: www.nyc.gov/dhs and www.nyc.gov/planning, respectively.

Question and comments may be directed to:  
Bill Distefano  
Director of Planning, Development and Grants  
Division of Prevention, Policy and Planning  
NYC Department of Homeless Services  
33 Beaver Street, Room 2011, New York, NY 10007  
Phone: 212-232-0563  
Email: bdistefa@dhs.nyc.gov

The City of New York:  
Amanda M. Burden, FAICP, Director, Department of City Planning  
Robert V. Hess, Commissioner, Department of Homeless Services

a16-30

**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 St., Rm. 629, New York, NY 10007 on April 21, 2009, 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
9	3544	25
10,10A	3544	43
12	3545	41
21,21A	3550	15
22,22A	3551	P/O 116
23,23A	3551	115
24,24A	3551	113
25,25A	3551	112
26	3551	14
37	3551	8
29	3551	56
30	3551	53

Acquired in the proceeding, entitled: New Creek Bluebelt, Phase 3 subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

William C. Thompson, Jr.  
Comptroller

a7-21

**LABOR RELATIONS**

**NOTICE**

**Captains’ Endowment Association 2003-2012 Agreement**

AGREEMENT made this 10th day of March, 2009, by and between the City of New York (hereinafter called “the City” or “the Employer”), acting by the Commissioner of Labor Relations, and the Captains’ Endowment Association of the City of New York (hereinafter called “the Union” or the “CEA”), for the 101 month period from November 1, 2003 to March 31, 2012.

**WITNESSETH:**

WHEREAS, the employees defined in Article I, Section 1 below have duly designated the CEA 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 CEA and the City desire to cooperate in establishing conditions which will tend to secure standards and conditions of employment consistent with the dignity of said employees, and to provide methods for fair and peaceful adjustment of disputes that may arise between the CEA 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 CEA as the sole and exclusive collective bargaining representative for the unit consisting of the employees of New York City Police Department in the titles of Captain, Captain detailed as Deputy Inspector, Inspector and Deputy Chief (hereinafter collectively referred to as “Captains”), Police Surgeon, Surgeon and Surgeon detailed as Deputy Chief Surgeon and Chief Surgeon (hereinafter collectively referred to as “Surgeons”). The aforesaid Captains and Surgeons shall hereinafter be collectively referred to as “employees”.

**Section 2.**

Except as otherwise provided herein, for purposes of this Agreement, the terms “employee” or “employees” 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 CEA in good standing.

**Section 2.**

The CEA shall have the exclusive right to the check-off 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 CEA 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.**

Overtime performed by Captains shall be compensated for in compensatory time off at the rate of time and one-half when such overtime is ordered by the Police Commissioner or Chief of Department or is performed at a police emergency without prior approval and requests for compensation therefor, after being forwarded through channels together with recommendations, are approved by the Chief of Department or the Chief of Department’s designee for such purposes.

**Section 2. Quarterly Compensatory Days**

Captains shall be compensated for time worked, other than ordered or emergency overtime provided for in Section 1 of this Article, prior to or after a regularly scheduled tour of duty up to a maximum of one compensatory day per quarter if they have accrued eight hours of time for such work performed beyond their regularly scheduled tours of duty in each such quarter. Such time not utilized in the quarter earned will be carried over to the next quarter for utilization in that next quarter. Such time will not accrue for pre-tour time which is less than one (1) hour and post-tour time which is less than thirty (30) minutes or for time beyond a maximum of four (4) hours surrounding a scheduled tour of duty. The Captain will maintain a record of such time in an appropriate form. A record will continue to be maintained in the Command Log Sign In/Out Record or other permanent command record. When such uniformed employee has accrued eight hours of such time in a quarter, the employee may select and take such compensatory day off by submitting in advance a Leave of Absence Report with the record of such

time worked to the appropriate commanding officer. This provision does not supersede the lost time procedure in Administrative Guide Procedure 320-29 which procedure shall continue in full force and effect.

This Section 2 shall not apply to employees promoted to Captain on or after July 1, 1990.

Effective September 1, 2008, this Section 2 shall be eliminated in its entirety.

**Section 3. - Rescheduling**

Effective September 1, 2007, the Police Department shall have the right to reschedule tours of duty for all employees in the bargaining unit without additional compensation.

**Section 4. - Range Day**

Effective September 1, 2007, employees shall schedule and complete one of their two annual Executive Cycle range days on a regularly scheduled day off, or at a time not otherwise scheduled to work, without compensation. If bargaining unit members are performing additional training on a range day, they will also perform this training on a regularly scheduled day off, or at a time not otherwise scheduled to work, without compensation.

**ARTICLE IV - COMPUTATION OF BENEFITS**

Since the basic forty-hour week has not been changed by this Agreement, any modification of standard charts 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 eight hour work day calculation.

**ARTICLE V - SALARIES**

**Section 1. - Salary Rates**

During the term of this Agreement, the following basic annual salary and increment rates shall prevail for employees: (See: Section 4. e.)

**Class of Positions or Detail and Step**

Captain (Promoted prior to September 1, 2007)

	11/1/03	11/1/04	2/1/06	2/1/07	1/31/08	2/1/08
1st Step	\$88,103	\$92,508	\$95,283	\$98,284	\$98,284	\$102,215
2nd Step	\$89,807	\$94,297	\$97,126	\$100,185	\$100,185	\$104,192
3rd Step	\$92,724	\$97,360	\$100,281	\$103,440	\$103,440	\$107,578
4th Step	\$108,756	\$114,194	\$117,620	\$121,325	\$125,300	\$130,312

	9/1/08	2/1/09	4/1/10	4/1/11
1st Step	\$102,215	\$106,304	\$110,556	\$114,978
2nd Step	\$104,792	\$108,360	\$112,694	\$117,202
3rd Step	\$107,578	\$111,881	\$116,356	\$121,010
4th Step	\$130,312	\$135,524	\$140,945	\$146,583

Captain (Promoted on or after September 1, 2007)

	9/1/07	1/31/08	2/1/08	9/1/08	2/1/09	3/1/09
1st Step	\$97,745	\$97,745	\$101,655	\$104,175	\$105,721	\$106,304
2nd Step	\$98,649	\$98,649	\$102,595	\$105,295	\$106,689	\$108,360
3rd Step	\$99,711	\$99,711	\$103,699	\$106,699	\$107,847	\$111,881
4th Step	\$101,039	\$101,039	\$105,081	\$105,081	\$109,284	\$135,524
5th Step	\$121,325	\$125,300	\$130,312	\$130,312	\$135,524	n/a

	4/1/10	4/1/11
1st Step	\$110,556	\$114,978
2nd Step	\$112,694	\$117,202
3rd Step	\$116,356	\$121,010
4th Step	\$140,945	\$146,583
5th Step	n/a	n/a

Deputy Inspector

	11/1/03	11/1/04	2/1/06	2/1/07	1/31/08	2/1/08
1st Step	\$95,284	\$100,048	\$103,049	\$106,295	\$109,778	\$114,169
2nd Step	\$101,681	\$106,765	\$109,968	\$113,432	\$117,147	\$121,833
3rd Step	\$108,079	\$113,483	\$116,887	\$120,569	\$124,520	\$129,501
4th Step	\$114,482	\$120,206	\$123,812	\$127,712	\$131,896	\$137,172

	2/1/09	4/1/10	4/1/11
1st Step	\$118,736	\$123,485	\$128,424
2nd Step	\$126,706	\$131,774	\$137,045
3rd Step	\$134,681	\$140,068	\$145,671
4th Step	\$142,659	\$148,365	\$154,300

Inspector

	11/1/03	11/1/04	2/1/06	2/1/07	1/31/08	2/1/08
1st Step	\$100,191	\$105,201	\$108,257	\$111,770	\$115,432	\$120,049
2nd Step	\$106,974	\$112,323	\$115,693	\$119,337	\$123,247	\$128,177
3rd Step	\$113,764	\$119,452	\$123,036	\$126,912	\$131,068	\$136,311
4th Step	\$120,546	\$126,573	\$130,370	\$134,477	\$138,882	\$144,437

	2/1/09	4/1/10	4/1/11
1st Step	\$124,851	\$129,845	\$135,039
2nd Step	\$133,304	\$138,636	\$144,181
3rd Step	\$141,763	\$147,434	\$153,331
4th Step	\$150,214	\$156,223	\$162,472

Deputy Chief

	11/1/03	11/1/04	2/1/06	2/1/07	1/31/08	2/1/08
1st Step	\$105,398	\$110,668	\$113,988	\$117,579	\$121,430	\$126,287
2nd Step	\$112,590	\$118,220	\$121,767	\$125,603	\$129,717	\$134,906
3rd Step	\$119,783	\$125,772	\$129,545	\$133,626	\$138,004	\$143,524
4th Step	\$126,978	\$133,327	\$137,327	\$141,653	\$146,293	\$152,145

	2/1/09	4/1/10	4/1/11
1st Step	\$131,338	\$136,592	\$142,056
2nd Step	\$140,302	\$145,914	\$151,751
3rd Step	\$149,265	\$155,236	\$161,445
4th Step	\$158,231	\$164,560	\$171,142

Surgeon detailed as Chief Surgeon

	11/1/03	11/1/04	2/1/06	2/1/07	1/31/08	2/1/08
1st Step	\$101,009	\$106,059	\$109,241	\$112,682	\$116,374	\$121,029
2nd Step	\$103,346	\$108,513	\$111,768	\$115,289	\$119,066	\$123,829
3rd Step	\$105,695	\$110,980	\$114,309	\$117,910	\$121,773	\$126,644
4th Step	\$108,038	\$113,440	\$116,843	\$120,524	\$124,472	\$129,451
5th Step	\$110,377	\$115,896	\$119,373	\$123,133	\$127,167	\$132,254
6th Step	\$112,722	\$118,358	\$121,909	\$125,749	\$129,868	\$135,063

	2/1/09	4/1/10	4/1/11
1st Step	\$125,870	\$130,905	\$136,141
2nd Step	\$128,782	\$133,933	\$139,290
3rd Step	\$131,710	\$136,978	\$142,457
4th Step	\$134,629	\$140,014	\$145,615
5th Step	\$137,544	\$143,046	\$148,768
6th Step	\$140,466	\$146,085	\$151,928

Deputy Chief Surgeon

	11/1/03	11/1/04	2/1/06	2/1/07	1/31/08	2/1/08
1st Step	\$91,300	\$95,865	\$98,741	\$101,851	\$105,188	\$109,396
2nd Step	\$93,662	\$98,345	\$101,295	\$104,486	\$107,910	\$112,226
3rd Step	\$95,999	\$100,799	\$103,823	\$107,093	\$110,602	\$115,026
4th Step	\$98,345	\$103,262	\$106,360	\$109,710	\$113,304	\$117,836
5th Step	\$100,687	\$105,721	\$108,893	\$112,323	\$116,002	\$120,642
6th Step	\$103,030	\$108,182	\$111,427	\$114,937	\$118,703	\$123,451

	2/1/09	4/1/10	4/1/11
1st Step	\$113,772	\$118,323	\$123,056
2nd Step	\$116,715	\$121,384	\$126,239
3rd Step	\$119,627	\$124,412	\$129,388
4th Step	\$122,549	\$127,451	\$132,549
5th Step	\$125,468	\$130,487	\$135,706
6th Step	\$128,389	\$133,525	\$138,866

Surgeon / Police Surgeon

	11/1/03	11/1/04	2/1/06	2/1/07	1/31/08	2/1/08
1st Step	\$82,882	\$87,026	\$89,637	\$92,461	\$92,461	\$96,159
2nd Step	\$85,224	\$89,485	\$92,170	\$95,073	\$95,073	\$98,876
3rd Step	\$87,569	\$91,947	\$94,705	\$97,688	\$97,688	\$101,596
4th Step	\$89,912	\$94,408	\$97,240	\$100,303	\$100,303	\$104,315
5th Step	\$92,239	\$96,851	\$99,757	\$102,899	\$102,899	\$107,015
6th Step	\$94,595	\$99,325	\$102,305	\$105,528	\$108,985	\$113,344

	2/1/09	4/1/10	4/1/11
1st Step	\$100,005	\$104,005	\$108,165
2nd Step	\$102,831	\$106,944	\$111,222
3rd Step	\$105,660	\$109,886	\$114,281
4th Step	\$108,488	\$112,828	\$117,341
5th Step	\$111,296	\$115,748	\$120,378
6th Step	\$117,878	\$122,593	\$127,497

**Section 2. - Rates Upon Advancement**

- a. An employee appointed, promoted or detailed (hereinafter referred to as "advanced") to the next higher rank shall be advanced to the step rate of such higher rank, the salary of which is next above the rate received immediately prior to such advancement, except as provided in Section 4d below.
- b. An employee advanced to a rank which is higher than the next higher rank shall be advanced to the step rate of such higher rank, the salary of which is next above the rate such employee would have received if advanced to the rank immediately below the rank to which advanced except as provided in Section 4d below.

**Section 3. Increments and Anniversary Dates**

Each employee shall progress one increment step in the employee's rank annually, on the employee's anniversary date, subject to the following provisions of this Section 3 and except as provided in Section 4d below. An employee advanced to a new rank from the maximum salary level of the employee's former rank shall have as such employee's anniversary date the date of advancement to the employee's new rank. An employee advanced to a new rank from less than the maximum salary level of the employee's former rank shall keep the same increment anniversary date as the employee had in the former rank except if such employee receives upon advancement a salary higher than that to which the employee would have been entitled by virtue of the next increment due had the employee remained in the former rank, in which case such employee's anniversary date shall be the date of advancement to the employee's new rank.

**Section 4. - General Wage Increase.**

- a. (i) Effective November 1, 2003, Employees shall receive a rate increase of 5%.
- (ii) Effective November 1, 2004, Employees shall receive an additional rate increase of 5%.
- (iii) Effective February 1, 2006, Employees shall receive an additional rate increase of 3%.
- (iv) Effective February 1, 2007, Employees shall receive an additional rate increase of 3.15%.
- (v) Effective February 1, 2008, Employees shall receive an additional rate increase of 4%.
- (vi) Effective February 1, 2009, Employees shall receive an additional rate increase of 4%.

- (vii) Effective April 1, 2010, Employees shall receive an additional rate increase of 4%.
- (viii) Effective April 1, 2011, Employees shall receive an additional rate increase of 4%.
- b. The increases provided for in this Section 4 shall be calculated as follows:
  - (i) The rate increase in Section 4a (i) shall be based upon the base rates (which shall include salary or incremental schedules) of the applicable titles in effect on October 31, 2003; and
  - (ii) The rate increase in Section 4a (ii) shall be based upon the base rate (which shall include salary or incremental schedules) of the applicable titles in effect on October 31, 2004.
  - (iii) The rate increase in Section 4a (iii) shall be based upon the base rate (which shall include salary or incremental schedules) of the applicable titles in effect on January 31, 2006.
  - (iv) The rate increase in Section 4a (iv) shall be based upon the base rate (which shall include salary or incremental schedules) of the applicable titles in effect on January 31, 2007.
  - (v) The rate increase in Section 4a (v) shall be based upon the base rate (which shall include salary or incremental schedules) of the applicable titles in effect on January 31, 2008.
  - (vi) The rate increase in Section 4a (vi) shall be based upon the base rate (which shall include salary or incremental schedules) of the applicable titles in effect on January 31, 2009.
  - (vii) The rate increase in Section 4a (vii) shall be based upon the base rate (which shall include salary or incremental schedules) of the applicable titles in effect on March 31, 2010.
  - (viii) The rate increase in Section 4a (viii) shall be based upon the base rate (which shall include salary or incremental schedules) of the applicable titles in effect on March 31, 2011.

- c. The general increase provided in this Section 4 shall be applied to the base rates and salary grades fixed for the applicable titles, except to the extent that the base rates and salary grades are modified by Section 4d below.
- d. Employees in the rank of Captain shall be subject to the salary schedule set forth in Section 1 above.
- e. Notwithstanding the foregoing, effective January 31, 2008, and thereafter, the salary rates in Article V, Section 1 reflect the terms of the 2003-2012 CEA Reopener MOU as more fully described therein.

**Section 5. - Paychecks**

Paychecks shall 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 6. - Salary Itemization**

The Department shall make available in convenient places in each 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.

**Section 7. - Deferred Compensation Fund**

Effective May 1, 2011, the City shall make a contribution of \$380.00 per annum to the 401 (a) Savings Incentive Plan on behalf of each active Employee who a) is a member of the 457 Plan and b) who invests a minimum of one percent (1%) of salary per annum.

The Employee's 401 (a) Plan account shall be invested in the same options(s) that the Employee has designated for his/her 457 Plan account. The Employee's beneficiary for the 401 (a) Plan shall be the same beneficiary designated by the Employee in the 457 Plan.

**ARTICLE VI - UNIFORM ALLOWANCE**

**Section 1.**

In Fiscal Years 2004-2012, the City shall pay to each employee a uniform allowance of \$980 in accord with the existing standard procedures.

**ARTICLE VII - LONGEVITY ADJUSTMENTS**

**Section 1.**

- a. Effective November 1, 2003, longevity adjustments shall continue to be paid as follows:
  - (i) Upon the completion of five years of service, employees shall receive a longevity adjustment of \$4,245.
  - (ii) Upon completion of ten years of service, employees shall receive a longevity adjustment of \$5,245.
  - (iii) Upon completion of fifteen years of service, employees shall receive a longevity adjustment of \$6,245.
  - (iv) Upon completion of twenty years of service, employees shall receive a longevity adjustment of an additional \$7,245.
- b. Effective May 1, 2011, longevity adjustments shall be paid as follows:
  - (i) Upon the completion of five years of service, employees shall receive a longevity adjustment of \$5,745.

- (ii) Upon completion of ten years of service, employees shall receive a longevity adjustment of \$6,745
- (iii) Upon completion of fifteen years of service, employees shall receive a longevity adjustment of \$7,745.
- (iv) Upon completion of twenty years of service, employees shall receive a longevity adjustment \$8,745.

**Section 2.**

a. 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.

- b. The calculation of night shift differential payments shall be based upon the same factors, amounts and methodology as previously utilized.
- c. ITHP and pension benefit calculations shall only include the amount of the longevity payment that is pensionable.

**ARTICLE VIII - 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 IX - LEAVES****Section 1. - Personal Leave Day**

Each employee shall accrue one personal leave day with pay for each fiscal year during which the employee is employed by the Police Department, which the employee shall be entitled to take at the employee's discretion, subject to the exigencies of the Police Department, in the following fiscal year. A leave day shall consist of an excusal from one regular tour of duty.

This Section 1 shall not apply to employees promoted to Captain on or after July 1, 1990.

**Section 2. - Sick Leave**

- a. 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 CEA regarding the enforcement of the sick leave program in order to insure that undue restrictions will not be placed upon Captains. Departmental orders in connection therewith shall be issued after consultation with the CEA.

**Section 3. - 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, the 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 step-parent, child, brother or sister, (c) a father-in-law or mother-in-law, 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 4. - 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 5. - 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 exigencies of the Department.

**Section 6. - 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 2h of the Civil Service Law, are determined not to have been in violation of Section 210.

**ARTICLE X - VACATIONS****Section 1.**

The Department shall continue to provide authorized annual vacations of twenty-seven (27) work days. However, effective September 1, 2007 until March 1, 2009 new promotees to the rank of Captain shall accrue six fewer annual leave days per annum. On March 1, 2009, all employees shall accrue annual vacations of twenty-seven (27) work days.

**Section 2.**

Employees may select individual vacation days at the time vacations are picked subject to the exigencies of the Department.

**Section 3. - Accrual of Vacation**

If the Police 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.
- (4) 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 XI - 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) 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.

**Section 3.**

- a. Effective July 1, 1983 and thereafter, the City's cost for each employee and for each retiree under age 65 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 GHI-CBP/Blue Cross 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 contribute on a City employee benefits program-wide basis the additional amounts 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 benefit.

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 GHI-CBP/Blue Cross 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 GHI-CBP/Blue Cross plan.

- d. Pursuant to paragraph 7 of 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 program-wide 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 CEA will not be treated any better or any worse than any other union participating in the Citywide or Program-wide 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 XII - HEALTH AND WELFARE FUND****Section 1.**

- a. Effective November 1, 2003, the City shall continue to contribute the pro-rata annual amounts of \$1,400 for each employee for remittance to the Health and Welfare Fund of the Captain'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. Effective October 31, 2009, the pro-rata contribution shall be increased to \$1,500 for each employee.

- b. Pursuant to its commitment, the CEA will continue to provide benefits to employees' domestic partners.

- c. 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.

- d. Effective November 1, 2003, employees who have been separated from service subsequent to December 31, 1970, and who were covered by the Health and Welfare Fund of the Captain's Endowment Association at the time of such separation pursuant to a supplementary agreement between the City and the CEA shall continue to be so covered, subject to the provisions of Section 1(a) and (b) 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.

**e. Civil Legal Representation Fund**

Effective November 1, 2003, the City shall continue to contribute \$75 per annum for each active Employee to the Welfare Fund to the 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.

- f. Such payments shall be made pro-rata by the City every twenty-eight (28) days.

**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.

**ARTICLE XIII - ANNUITY FUND****Section 1.**

- a. Effective November 1, 2003, 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: \$ 3,361.68 for a Captain detailed as a Deputy Chief; \$3,314.70 for a Captain detailed as an Inspector; \$3,265.11 for a Captain detailed as a Deputy Inspector; \$2,017.53 for a Captain with less than 5 years of service as a Captain; \$3,218.13 for a Captain with 5 or more years of service as a Captain; \$1367.53 for the first five years of service for a Captain promoted on or after September 1, 2007; \$3,280.77 for a Surgeon detailed as a Chief Surgeon; \$3,176.37 for a Surgeon detailed as a Deputy Chief Surgeon; and \$3,061.53 for a Surgeon and Police Surgeon.
- b. Effective September 1, 2008, there shall be a \$325 per year reduction in the City's Annuity Fund contribution for active employees.
- c. Effective March 1, 2009, there shall be an annuity increase of \$65 per year for active employees.
- d. Effective May 1, 2011, there shall be an annuity increase of \$432 per year for all active employees.

**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 XIV - GENERAL****Section 1. - Parking Facilities**

It is the intent of the Department to make available without liability to the City, Cityowned property and on-street 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

CEA will survey locations in the vicinity of the station houses to determine what space is available which could reasonably be used for police parking and, where such space exists, the Department and the CEA 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 CEA for investigation and review. The CEA 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 2. - Maintenance of Facilities**

All command 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 3. - Private Hospital Accommodations for Line-of-Duty 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 line of duty. This section shall not be subject to the grievance procedure.

#### **Section 4. - Information Exchange**

a. The Department agrees to furnish the CEA 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 on a semiannual basis a computer printout containing names and addresses of employees, listed alphabetically.

b. The CEA will provide the Department with a copy of CEA publications, bulletins and press releases.

#### **Section 5. - Meal Areas**

A representative of the Department and a representative of the CEA 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 6. - 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 A.M. and 5 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 7. - Fixed Post Duty**

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

#### **Section 8. - Meal Scheduling**

Employees shall not be assigned meals as a matter of practice during either the first hour and one-half or last hour and on half of their tours. In cases of emergency this practice may be altered.

#### **Section 9. - Lump Sum Payments**

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 the employee's 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.

#### **Section 10. - Interest Payments**

Interest on wage increases shall accrue at the rate of three percent (3%) per annum from one hundred-twenty (120) days after execution of this Agreement or one hundred-twenty (120) days after the effective date of the increase, whichever is later, to the date of actual payment. Interest on longevity and step-up increments, differentials and holiday pay shall accrue at the rate of three percent (3%) per annum from one hundred-twenty (120) days following its earning or one hundred-twenty (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 hundred-twenty (120) days following its earning or one hundred-twenty (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 11. - Layoffs**

Where layoffs are scheduled the following procedure shall be used:

1. Notice shall be provided to the appropriate Union not less than thirty (30) days before the effective dates of such projected layoffs.
2. Within such 30-day period designated representatives of the Employer will meet and confer with the designated representatives of the appropriate Union with the objective of considering feasible alternatives to all or part of such scheduled layoffs, including but not limited to (a) the transfer of employees to agencies with retraining, if necessary, consistent with Civil Service Law but without regard to Civil Service title, (b) the use of Federal and State funds whenever possible to retain or reemploy employees scheduled for layoff, (c) the elimination or reduction of the amount of work contracted out to independent contractors and (d) encouragement of early retirement and the expediting of the processing of retirement applications.

When a layoff occurs, the Department will provide the Union with a list of employees who are on a preferred list with the original date of appointment utilized for the purpose of such layoff.

#### **Section 12. - Public Transportation**

The City and the CEA will use their best efforts to effect free transportation on buses and subways for police officers.

#### **Section 13. - Polygraphs**

The current practice concerning the use of polygraphs in internal investigations shall be maintained during the term of this Agreement.

#### **Section 14. - Probationary Period**

If an employee who is in the civil service title of Captain satisfactorily completes six (6) months of probation, after being promoted to the rank of Captain, his commanding officer may recommend that the employee be granted permanent status.

#### **Section 15. - 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 XV - UNION ACTIVITY**

#### **Section 1.**

Time spent by CEA 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 CEA activities during the time the employee is assigned to the employee's regular duties.

#### **Section 2.**

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

### **ARTICLE XVI - NO DISCRIMINATION**

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

### **ARTICLE XVII - NIGHT SHIFT DIFFERENTIAL**

Captains shall receive a differential of ten (10) percent for work performed between the hours of 4:00 P.M. and 8:00 A.M. provided that such work is performed as part of an approved duty chart.

### **ARTICLE XVIII - 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 open-competitive 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 the Department or the Chief of the 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. 158-151 (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. 158-151 (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.



THE CITY OF NEW YORK  
**OFFICE OF LABOR RELATIONS**  
 40 Rector Street, New York, NY 10006-1705  
<http://nyc.gov/olr>

**JAMES F. HANLEY**  
*Commissioner*  
**MARGARET M. CONNOR**  
*First Deputy Commissioner*

Captain Roy T. Richter  
 President  
 Captains' Endowment Association  
 233 Broadway  
 New York, N.Y. 10279

Re: CEA Agreement for the period November 1, 2003  
 through March 31, 2012

Dear Captain Richter:

This is to confirm our mutual understanding and agreement regarding Article XI 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 GHI-CBP/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 XII of the above Agreement.

Very truly yours,  
 /s/  
 James F. Hanley

AGREED AND ACCEPTED ON BEHALF OF THE CEA

BY: \_\_\_\_\_ /s/  
 Roy T. Richter

THE CITY OF NEW YORK  
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**JAMES F. HANLEY**  
*Commissioner*  
**MARGARET M. CONNOR**  
*First Deputy Commissioner*

Captain Roy T. Richter  
 President  
 Captains' Endowment Association  
 233 Broadway  
 New York, N.Y. 10279

Re: CEA Agreement for the period November 1, 2003  
 through March 31, 2012

Dear Captain Richter:

The City and the CEA 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 CEA members. The parties further recognize that a significant number of CEA members have utilized the CEA Health and Welfare Fund to pay for these prescription drugs without reimbursement by the City. The CEA 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/  
 James F. Hanley

AGREED AND ACCEPTED ON BEHALF OF CEA

/s/  
 Roy T. Richter

THE CITY OF NEW YORK  
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**JAMES F. HANLEY**  
*Commissioner*  
**MARGARET M. CONNOR**  
*First Deputy Commissioner*

Captain Roy T. Richter  
 President  
 Captains' Endowment Association  
 233 Broadway  
 New York, N.Y. 10279

Re: CEA Agreement for the period November 1, 2003  
 through March 31, 2012

Dear Captain Richter:

This is to confirm that during negotiations for the successor to this 2003-2012 agreement the parties shall negotiate the issue of increasing the City's contribution to the CEA 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 CEA 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 CEA 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/  
 James F. Hanley

AGREED AND ACCEPTED ON BEHALF OF CEA

/s/  
 Roy T. Richter

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**JAMES F. HANLEY**  
*Commissioner*  
**MARGARET M. CONNOR**  
*First Deputy Commissioner*

Captain Roy T. Richter  
 President  
 Captains' Endowment Association  
 233 Broadway  
 New York, N.Y. 10279

Re: CEA Agreement for the period November 1, 2003  
 through March 31, 2008

Dear Captain Richter:

Effective December 1, 1998, the City shall grant one (1) additional day per week of release time. Such additional release time shall be governed by Executive Order 75, ("EO 75") except insofar as the CEA has funded the outgoing costs of such additional release time for the term of this agreement and thereafter out of the settlement costs of this collective bargaining agreement and therefore Section 4(1) of EO 75 shall not apply to this additional release time.

Very truly yours,  
 /s/  
 James F. Hanley

AGREED AND ACCEPTED ON BEHALF OF CEA

/s/  
 Roy T. Richter

THE CITY OF NEW YORK  
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**JAMES F. HANLEY**  
*Commissioner*  
**MARGARET M. CONNOR**  
*First Deputy Commissioner*

Captain Roy T. Richter  
 President  
 Captains' Endowment Association  
 233 Broadway  
 New York, N.Y. 10279

Re: CEA Agreement for the period November 1, 2003  
 through March 31, 2012

Dear Captain Richter:

This is to confirm our mutual understanding and agreement that the use of laptop computers is an issue which is appropriate for discussion in the Labor/Management Committee which was established pursuant to Article XXII of this agreement.

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

Very truly yours,  
 /s/  
 James F. Hanley

AGREED AND ACCEPTED ON BEHALF OF CEA

/s/

THE CITY OF NEW YORK  
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**JAMES F. HANLEY**  
*Commissioner*  
**MARGARET M. CONNOR**  
*First Deputy Commissioner*

Captain Roy T. Richter  
 President  
 Captains' Endowment Association  
 233 Broadway  
 New York, N.Y. 10279

Re: CEA Agreement for the period November 1, 2003  
 through March 31, 2012

Dear Captain Richter:

This is to confirm our mutual understanding and agreement that effective September 1, 2007, new promotees to the rank of Captain shall be scheduled to work 261 nine hour tours per annum for the first five years of service without additional compensation.

Additionally, effective September 1, 2008, each Employee in the bargaining unit shall be required to perform one (1) additional tour per annum without additional compensation.

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

Very truly yours,  
 /s/  
 James F. Hanley

AGREED AND ACCEPTED ON BEHALF OF CEA

/s/  
 Roy T. Richter

THE CITY OF NEW YORK  
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**JAMES F. HANLEY**  
*Commissioner*  
**MARGARET M. CONNOR**  
*First Deputy Commissioner*

Roy T. Richter  
 President  
 Captains Endowment Association  
 233 Broadway, Room 850  
 New York, New York 10279

Re: CEA Agreement for the period November 1, 2003  
 through March 31, 2012

Dear President Richter:

This is to confirm the understanding between the City of New York ("City") and the Captains Endowment Association ("CEA") regarding Captains detailed or assigned to the ranks of Deputy Inspector, Inspector or Deputy Chief.

Effective September 1, 2007, the City shall increase the current number of budgeted positions for Captains detailed or assigned to the above ranks to 4.92% of the current CEA bargaining unit. This side letter shall not prohibit or limit the Police Commissioner's discretion to detail or assign Captains to the ranks of Deputy Inspector, Inspector or Deputy Chief.

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

Very truly yours,  
 /s/  
 James F. Hanley

AGREED AND ACCEPTED ON BEHALF OF CEA

/s/  
 Roy T. Richter, CEA President

THE CITY OF NEW YORK  
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**JAMES F. HANLEY**  
*Commissioner*  
**MARGARET M. CONNOR**  
*First Deputy Commissioner*

Roy T. Richter  
 President  
 Captains Endowment Association  
 233 Broadway, Room 850  
 New York, New York 10279

Re: CEA Agreement for the period November 1, 2003  
 through March 31, 2012

Dear President Richter:

The City and the Captains Endowment Association ("CEA") acknowledge that an Administrative Law Judge of the New York State Public Employment Relations Board in Case No. DR-119 (dated May 3, 2007) held that the subject of duty charts, as outlined in 1(d) of Chapter 143 of the Unconsolidated Laws, is a prohibited subject of bargaining. The City and PBA are appealing that determination and other unions have been granted permission by PERB to file amicus briefs.

The parties agree to continue in status quo pending a final and binding decision on that issue by PERB or a court of competent jurisdiction, and all appeals thereto, on the legal challenges to that decision. In the event the determination in DR-119 that duty charts are a prohibited subject of bargaining is affirmed, the parties will jointly support legislation to ameliorate the effect of the decision.

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

Very truly yours,  
 /s/  
 James F. Hanley

AGREED AND ACCEPTED ON BEHALF OF CEA

/s/  
 Roy T. Richter, CEA President

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**JAMES F. HANLEY**  
*Commissioner*  
**MARGARET M. CONNOR**  
*First Deputy Commissioner*

Roy T. Richter  
 President  
 Captains Endowment Association  
 233 Broadway, Room 850  
 New York, New York 10279

Re: CEA Agreement for the period November 1, 2003  
 through March 31, 2012

Dear President Richter:

If another uniformed collective bargaining unit has an adjustment made to their salary schedule through the collective bargaining or arbitration process or otherwise during the time period covering November 1, 2003 through March 31, 2012, which results in a greater percentage wage increase, then, at the CEA's request, this agreement will be reopened for the purposes of negotiating the effect of that adjustment – through the final steps of the bargaining process.

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

Very truly yours,  
 /s/  
 James F. Hanley

AGREED AND ACCEPTED ON BEHALF OF CEA

/s/  
 Roy T. Richter, CEA President

**POLICE**

**NOTICE**

The New York City Police Department (NYPD) is currently accepting applications for permits for the 2009 Arterial Tow Program selection process. Applications are available and may be picked up from May 4, 2009 to May 18, 2009 between the hours of 9:00 A.M. and 5:00 P.M., Monday through Friday, at 315 Hudson Street, 3rd Floor, New York, NY 10013. Or you may download applications by visiting the City Record Website <http://a856-internet.nyc.gov/nycvendronline/VendorShort/asp/VendorMenu.asp> and follow the links to NYPD solicitations. Note: The applications will not be available for download until May 4, 2009. Completed applications will be accepted from July 6, 2009 to July 10, 2009 between the hours of 9:00 A.M. and 5:00 P.M. at 315 Hudson Street, 3rd Floor, New York, NY 10013. Completed applications are due no later than July 10, 2009 at 5:00 P.M. Any inquiries regarding this solicitation must be directed to Mr. Frank Bello, Agency Chief Contracting Officer, NYPD Contract Administration Unit, via email at [frank.bello@nypd.org](mailto:frank.bello@nypd.org) or via fax at (646) 610-5129 on or before May 18, 2009.

a1-m18

**TRANSPORTATION**

**DIVISION OF FRANCHISES, CONCESSIONS AND CONSENTS**

**NOTICE**

**PUBLIC NOTICE OF A CONCESSION OPPORTUNITY FOR THE OPERATION, MANAGEMENT AND MAINTENANCE OF PEDESTRIAN PLAZAS LOCATED ON BROADWAY AND 6th AVENUE, BETWEEN 33rd AND 36TH STREETS, BOROUGH OF MANHATTAN**

Pursuant to the Concession Rules of the City of New York, the Department of Transportation ("DOT") intends to enter into a concession for the operation, management, and maintenance of pedestrian plazas located on Broadway and 6th Avenue between 33rd and 36th Streets, Borough of Manhattan, including through DOT-approved events, sponsorships, and subconcessions providing for the sale of any of the following: prepared food, flowers, locally grown produce or locally manufactured products, merchandise that

promotes the neighborhood or the concessionaire, or other similar merchandise. The concessionaire shall issue solicitations in the basic form of a Request for Proposals to select entities to operate and manage such subconcessions. The selection of the entities to operate and manage the subconcessions will be subject to DOT's approval.

The concession agreement will provide for one (1) nine-month term, followed by one (1) five-year and four (4) one-year renewal options. The renewal options shall be exercisable at DOT's discretion. Any revenue received by the concessionaire in excess of both the amount attributable to maintenance of the pedestrian plazas and reasonable administrative costs shall be paid to DOT for the City's General Fund.

DOT has identified the 34th Street Partnership as a potential concessionaire, but DOT will consider additional expressions of interest from other potential not for profit concessionaires for the operation, management, and maintenance of pedestrian plazas located on Broadway and 6th Avenue between 33rd and 36th Streets, Borough of Manhattan. In order to qualify, interested organizations should have demonstrated experience in the management, operation and maintenance of publicly-accessible facilities, including but not limited to programming/events management and concession or retail operation/management.

Not for profit organizations may express interest in the proposed concession by contacting Andrew Wiley-Schwartz, Assistant Commissioner for Public Spaces by email at [awileyschwartz@dot.nyc.gov](mailto:awileyschwartz@dot.nyc.gov) or in writing at 40 Worth Street, 10th Floor, New York, NY 10013 by May 12, 2009. Mr. Wiley-Schwartz may also be contacted with any questions relating to the proposed concession by email or by telephone at (212) 442-7462.

Please note that the New York City Comptroller is charged with the audit of concession agreements in New York City. Any person or entity that believes that there has been unfairness, favoritism or impropriety in the concession process should inform the Comptroller, Office of Contract Administration, 1 Centre Street, New York, New York 10007, telephone number (212) 669-2323.

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**PUBLIC NOTICE OF A CONCESSION OPPORTUNITY FOR THE OPERATION, MANAGEMENT AND MAINTENANCE OF PEDESTRIAN PLAZAS LOCATED ON BROADWAY AND 7TH AVENUE BETWEEN 41st AND 47TH STREETS, BOROUGH OF MANHATTAN**

Pursuant to the Concession Rules of the City of New York,

the Department of Transportation ("DOT") intends to enter into a concession for the operation, management, and maintenance of pedestrian plazas located on Broadway and 7th Avenue between 41st and 47th Streets, Borough of Manhattan, including through DOT-approved events, sponsorships, and subconcessions providing for the sale of any of the following: prepared food, flowers, locally grown produce or locally manufactured products, merchandise that promotes the neighborhood or the concessionaire, or other similar merchandise. The concessionaire shall issue solicitations in the basic form of a Request for Proposals to select entities to operate and manage such subconcessions. The selection of the entities to operate and manage the subconcessions will be subject to DOT's approval.

The concession agreement will provide for one (1) nine-month term, followed by one (1) five-year and four (4) one-year renewal options. The renewal options shall be exercisable at DOT's discretion. Any revenue received by the concessionaire in excess of both the amount attributable to maintenance of the pedestrian plazas and reasonable administrative costs shall be paid to DOT for the City's General Fund.

DOT has identified the Times Square Alliance as a potential concessionaire, but DOT will consider additional expressions of interest from other potential not for profit concessionaires for the operation, management, and maintenance of pedestrian plazas located on Broadway and 7th Avenue between 41st and 47th Streets, Borough of Manhattan. In order to qualify, interested organizations should have demonstrated experience in the management, operation and maintenance of publicly-accessible facilities, including but not limited to programming/events management and concession or retail operation/management.

Not for profit organizations may express interest in the proposed concession by contacting Andrew Wiley-Schwartz, Assistant Commissioner for Public Spaces by email at [awileyschwartz@dot.nyc.gov](mailto:awileyschwartz@dot.nyc.gov) or in writing at 40 Worth Street, 10th Floor, New York, NY 10013 by May 12, 2009. Mr. Wiley-Schwartz may also be contacted with any questions relating to the proposed concession by email or by telephone at (212) 442-7462.

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**CHANGES IN PERSONNEL**

**CONFLICTS OF INTEREST BOARD FOR PERIOD ENDING 03/20/09**

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
LEHMANN	HAROLD R	56057	\$39000.0000	APPOINTED	YES	03/08/09

**COMMUNITY COLLEGE (BRONX) FOR PERIOD ENDING 03/20/09**

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
ADDO	STEVE K	10102	\$9.7500	APPOINTED	YES	02/22/09
ALBANY	KATIE	04688	\$36.3200	APPOINTED	YES	10/02/08
ALFRED	LEONA M	10102	\$9.8500	APPOINTED	YES	02/02/09
AMANKWA	RICHARD A	10102	\$15.0000	APPOINTED	YES	02/11/09
CAREY	OPAL	10102	\$9.8500	APPOINTED	YES	02/02/09
COLLINS	DEIDRE	10102	\$10.6100	APPOINTED	YES	03/05/09
DIXON	SHANNOY	10101	\$7.1500	APPOINTED	YES	03/01/09
DO	QUYNHCHI H	10102	\$9.9600	APPOINTED	YES	02/13/09
DURANTE	ANTHONY	04687	\$42.8400	APPOINTED	YES	01/18/09
ENRIGHT	MICHAEL	04292	\$47.8987	APPOINTED	YES	01/18/09
GUIRA	MARZUK A	04841	\$27389.0000	TRANSFER	NO	03/10/09
HENRY	WILLIAM E	04294	\$39.1689	APPOINTED	YES	01/18/09
LEE	DARA	10102	\$10.4000	APPOINTED	YES	03/13/09
MINTZ	ANNE P	04686	\$46.1900	APPOINTED	YES	02/22/09
MULETA	GETINET	10102	\$10.0000	APPOINTED	YES	01/26/09

**COMMUNITY COLLEGE (BRONX) FOR PERIOD ENDING 03/20/09**

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
PEMBERTON	SHAUNETT N	10102	\$9.8500	APPOINTED	YES	02/02/09
PREVOST	JULIEN	10102	\$9.8500	APPOINTED	YES	02/09/09
RODRIGUEZ	DANYELL	10102	\$12.5000	APPOINTED	YES	02/20/09
RODRIGUEZ	JULIO	82015	\$30556.0000	RETIRED	NO	03/19/09
SANTANA	ANIURKA	10102	\$11.0000	APPOINTED	YES	02/19/09
SELIGER	MICHAEL	04320	\$125000.0000	INCREASE	YES	11/01/08
SERJOOIE	FARRAH R	10102	\$12.5000	APPOINTED	YES	02/22/09
THOMAS	VASO V	04687	\$42.8400	APPOINTED	YES	01/18/09
WILLIS	DENISE	04841	\$21483.0000	APPOINTED	NO	03/01/09

**COMMUNITY COLLEGE (QUEENSBORO) FOR PERIOD ENDING 03/20/09**

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
ADLER	RENA E	10102	\$11.1100	APPOINTED	YES	02/09/09
BENBARD	MARY	04625	\$37.0000	APPOINTED	YES	02/01/09
BOUCOS	MELANIE A	04601	\$24.8600	APPOINTED	YES	01/25/09
CASTILLO	YAQUELIN E	10102	\$10.9900	APPOINTED	YES	03/01/09
CHAN	WINGFU M	10102	\$11.3400	RESIGNED	YES	03/14/09
CHEONG-LAU	KAMAN	04017	\$35888.0000	APPOINTED	YES	03/05/09
CHETRAM	LISA	04625	\$32.2100	APPOINTED	YES	03/01/09
CHUNG	JSAON L	10102	\$11.3500	APPOINTED	YES	01/21/09
DALEY	JERMAINE C	10102	\$10.9900	APPOINTED	YES	03/09/09
DERISO	ROSEMARY	04607	\$105.7888	RESIGNED	YES	02/01/09
DIAZ	JORDAN R	10102	\$10.9900	APPOINTED	YES	03/09/09
GONZALEZ	EDWIN	04802	\$28073.0000	INCREASE	NO	01/22/09
GOODMAN	SAMANTHA L	10102	\$11.1600	APPOINTED	YES	03/09/09
GRUBER	JANIS	04804	\$43995.0000	INCREASE	NO	03/09/09
HO	WOAN PYN P	04625	\$50.0000	APPOINTED	YES	02/01/09
JIANG	NANXI	10102	\$10.9900	RESIGNED	YES	02/20/09
JOHNSON	SONJA M	04844	\$26830.0000	RESIGNED	NO	03/15/09
KLOCKER	ALAN	04625	\$35.0000	APPOINTED	YES	03/01/09
LINCOLN	SUSAN	04294	\$62.9500	APPOINTED	YES	01/26/09
LINCOLN	SUSAN	04689	\$37.7700	APPOINTED	YES	03/06/09
LUCAS	JAMEL D	10102	\$10.9900	APPOINTED	YES	03/01/09
LUKE	DALE G	10102	\$10.9900	APPOINTED	YES	03/09/09
MAGDI	SALLY	04294	\$45.6390	APPOINTED	YES	03/01/09
MALDONADO	RUTH N	10102	\$10.9900	APPOINTED	YES	03/09/09
MOSCOSO	YINED	10102	\$11.1100	APPOINTED	YES	03/05/09

PAYEN	FLORINCE	10102	\$11.1100	APPOINTED	YES	01/22/09
RAFEK	RANDY E	10102	\$10.9900	APPOINTED	YES	03/09/09
RHODD	RENEE	04294	\$62.9500	APPOINTED	YES	01/26/09
SCANDALIATO	LISA	04802	\$28073.0000	RESIGNED	NO	03/01/09
SMITH	BRIAN T	04844	\$26830.0000	APPOINTED	NO	03/06/09

**COMMUNITY COLLEGE (KINGSBORO) FOR PERIOD ENDING 03/20/09**

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
ADREA	KWARANA	10101	\$7.1500	APPOINTED	YES	03/03/09
AGIUS	RYAN J	04294	\$40.5678	APPOINTED	YES	02/15/09
ANDALL	BERNADET	10101	\$7.1500	APPOINTED	YES	03/06/09
BISHOP	LIZA A	04294	\$101.6193	APPOINTED	YES	03/15/09
BLYUMENFELD	EUGENE	10101	\$7.1500	APPOINTED	YES	03/05/09
BOLUS	SABRINA J	10102	\$13.4000	APPOINTED	YES	03/06/09
BOOSIN	ROSALIE	10102	\$13.4000	APPOINTED	YES	03/03/09
BRODSKY	ARIEL	10102	\$12.9700	APPOINTED	YES	02/27/09
BUCOLO	GAIL A	04096	\$51690.0000	APPOINTED	YES	03/01/09
BUCUR	ANTONINA	10102	\$11.1100	APPOINTED	YES	02/26/09
BUNAY CALLE	SILVIA	10101	\$7.1500	APPOINTED	YES	03/03/09
BURGOS	CATHERIN	04294	\$30.7756	APPOINTED	YES	02/15/09
CABRERA	MARIO	04294	\$12.5900	APPOINTED	YES	03/15/09
CANTARELLA	MARCIA Y	04685	\$189.8679	APPOINTED	YES	03/15/09
CAO	GENRONG	10102	\$12.1800	APPOINTED	YES	02/27/09
DAVIS	JOHN A	04294	\$34.9018	APPOINTED	YES	02/15/09
DERKS	OLIVIA	10101	\$7.1500	APPOINTED	YES	03/01/09
DOORISH	JOHN	04090	\$59265.0000	APPOINTED	YES	03/11/09
EDWARDS	GEORGE W	04294	\$39.9283	APPOINTED	YES	03/15/09
ETAYO ETIKE	MARGARIT E	04294	\$52.5183	APPOINTED	YES	03/15/09
EZRA	LENORE G	10102	\$12.1800	APPOINTED	YES	03/04/09
GLASSMAN	LYNN R	04601	\$24.8600	APPOINTED	YES	03/02/09
GOODRICH	CYRENA A	04008	\$71974.0000	RESIGNED	YES	03/10/09
GREENE	CHARLES	10101	\$7.1500	APPOINTED	YES	03/01/09
JOHNSON	KEISHA M	04689	\$21.5829	APPOINTED	YES	03/15/09
KANDURI	MOSES	10101	\$7.1500	APPOINTED	YES	03/03/09
LAMBERT	JEANNE K	04626	\$130.7143	APPOINTED	YES	03/01/09
LELLO	LYNN A	04294	\$30.7756	APPOINTED	YES	02/15/09
LEVY	KEVIN S	04294	\$19.5844	APPOINTED	YES	02/15/09
LITWACK	MARTIN E	04096	\$47268.0000	APPOINTED	YES	03/01/09
LUJAN	SANDRA	04689	\$21.5829	APPOINTED	YES	03/15/09
MALONEY	JOHN F	04294	\$91.1876	APPOINTED	YES	03/15/09
MCPARTLAN BAJO	M A	04626	\$73.9700	APPOINTED	YES	02/01/09
MICHAELSON	MARGUERI	04294	\$39.9283	APPOINTED	YES	03/15/09
NAJEEB	JOVARI	10102	\$9.7200	APPOINTED	YES	03/06/09
OPPENHEIM	JOACHIM E	04688	\$37.7700	APPOINTED	YES	01/05/09
PADUANO	ANTHONY L	04689	\$20.1960	APPOINTED	YES	01/04/09
PEARSON	JOHN T	04294	\$40.5678	APPOINTED	YES	02/15/09
PERAKIS	OLGA	04294	\$31.0553	APPOINTED	YES	02/15/09
PIERRE CHARLES	JIMMY	10101	\$7.1500	APPOINTED	YES	03/01/09
POWELL	JADE K	10102	\$11.3500	APPOINTED	YES	03/03/09
QURESHI	DANYAL A	10102	\$9.7200	APPOINTED	YES	03/03/09
RAMOS	FELIX U	04294	\$31.0553	APPOINTED	YES	02/15/09
REN	YAN	10102	\$13.4000	APPOINTED	YES	03/01/09
RIEHLMAN	LAURA K	04294	\$30.7756	APPOINTED	YES	02/15/09
RODRIGUEZ	RAMON	10102	\$9.7200	APPOINTED	YES	03/03/09
RODRIGUEZ	RICKY	04844	\$26830.0000	APPOINTED	NO	03/06/09
ROSARIO	BARTOLOM	04294	\$40.5678	APPOINTED	YES	02/15/09
ROSENBLUM	SAMANTHA L	04294	\$22.0325	APPOINTED	YES	02/15/09
RUBINFELD	TOBY	04294	\$52.5183	APPOINTED	YES	03/15/09
SELTZER	RANDI L	04294	\$30.7756	APPOINTED	YES	02/15/09
SHMULUVITZ	SHOSHANA	10102	\$12.1800	APPOINTED	YES	03/04/09
SIMONS	JONATHAN A	04294	\$39.9283	APPOINTED	YES	03/15/09
STEFANELLI	BRIAN	04294	\$30.7756	APPOINTED	YES	02/15/09
STERN	TZIPORAH F	04096	\$49095.0000	APPOINTED	YES	03/01/09
SULINSKI	DEBORAH A	10102	\$10.9900	APPOINTED	YES	02/27/09
SULTAN	SHERIEN S	04294	\$30.7756	APPOINTED	YES	02/15/09
VAINSTEIN	SUELLA	10102	\$12.1800	APPOINTED	YES	03/03/09
VENTO	ANTHONY M	04626	\$40.0000	APPOINTED	YES	10/11/08
ZENG	SAMUEL	10102	\$9.7200	APPOINTED	YES	03/06/09

**COMMUNITY COLLEGE (MANHATTAN) FOR PERIOD ENDING 03/20/09**

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
ABRAHAM	KIZZYANN A	10102	\$9.9600	APPOINTED	YES	02/02/09
ACEVEDO	MARIA V	04294	\$49.4667	INCREASE	YES	01/18/09
ALAM	MOHAMED R	04844	\$26830.0000	INCREASE	NO	03/06/09
ANTOINE	ANNE M	10102	\$11.0000	APPOINTED	YES	01/26/09
ASARE	KAREN M	04716	\$116.1068	DECREASE	YES	03/01/09
BALLAN	JUDITH	04716	\$98.4986	DECREASE	YES	03/01/09
BAUDER	JOHN	10102	\$9.8500	APPOINTED	YES	02

BERGER	ELLEN	L	10102	\$12.0000	APPOINTED	YES	02/19/09
BOCHMAN	SVETLANA		04294	\$111.8443	INCREASE	YES	01/18/09
BRIGGS	GRENETTA	Y	04716	\$49.2493	INCREASE	YES	03/01/09
CANADAY	WILLIAM		04716	\$102.4264	DECREASE	YES	03/01/09
CARIN	ROBERT		04716	\$98.4986	DECREASE	YES	03/01/09
CARRILLO	SOFIA		04861	\$26516.0000	INCREASE	YES	02/17/09
CHISHOLM	CORDELIA		04716	\$116.1068	DECREASE	YES	03/01/09
CHOI	FELICE	M	04716	\$106.5725	DECREASE	YES	03/01/09
CHRISTODOULOU	TARA		04844	\$26830.0000	APPOINTED	NO	03/06/09
CIMMELLI	GINA	E	04688	\$37.7700	APPOINTED	YES	02/10/09
DA COSTA	BARBARA	Y	04716	\$116.1068	DECREASE	YES	03/01/09
DAVIS	TAMARA		10102	\$11.0000	APPOINTED	YES	03/03/09
DE DORA, JR.	MICHAEL		04099	\$60100.0000	RESIGNED	YES	03/08/09
DEMING	JOHN	M	04294	\$31.4750	INCREASE	YES	01/18/09
DENNY	PETER		04716	\$116.1068	DECREASE	YES	03/01/09
DODARD-FRIEDMAN	ANISE		10102	\$11.0000	APPOINTED	YES	01/26/09
DUNLAP	GWENDOLY		04716	\$116.1068	DECREASE	YES	03/01/09
EZIUZO	MAUREEN		10102	\$11.0000	APPOINTED	YES	01/26/09
FUCHU	ARISLEID	V	04716	\$98.4986	DECREASE	YES	03/01/09
GAMBLE	LAVERNE		04716	\$116.1068	DECREASE	YES	03/01/09
GLENN	ROSALIND		04294	\$62.6578	DECREASE	YES	01/18/09
GO	RUDY		04716	\$106.5725	DECREASE	YES	03/01/09
GOLDINER	PAUL	L	04291	\$32.8100	DECREASE	YES	01/18/09
GRAYSON	RICHARD	A	04294	\$98.6217	INCREASE	YES	01/18/09
GURALNICK	JESSE	A	04017	\$51690.0000	APPOINTED	YES	03/01/09
GWAK	SUNG	H	04625	\$50.0000	APPOINTED	YES	02/20/09
HAGAN	THOMAS		04625	\$36.2700	APPOINTED	YES	02/26/09
HAGINS	HENRY	T	04716	\$98.4986	DECREASE	YES	03/01/09
HAHN	ANNA		04716	\$98.4986	DECREASE	YES	03/01/09
HALL	AMANDA		04716	\$51.2132	DECREASE	YES	03/01/09
HASSAN	MEHEDI		04875	\$46528.0000	INCREASE	NO	02/08/09
HAUSER	CHRISTIN		04294	\$98.6217	INCREASE	YES	01/18/09
HENDERSON	MITCHELL		10102	\$9.8500	APPOINTED	YES	03/09/09
HEYWARD	MARY	J	04294	\$79.6880	INCREASE	YES	03/15/09
HUBBARD	JULIANA		04716	\$98.4986	DECREASE	YES	03/01/09
JACK	TABERTHA	G	10102	\$9.8500	APPOINTED	YES	02/27/09
JAMES	LEANNA		10102	\$9.8500	APPOINTED	YES	01/26/09
KOROLEVA	TAIRA	A	04017	\$38960.0000	APPOINTED	YES	02/17/09
KOUAKOU	ETIENNE		04716	\$98.4986	DECREASE	YES	03/01/09
LAPARL-GREEN	CHANTAL		04716	\$98.4986	DECREASE	YES	03/01/09
LEONG	KWAN	E	04294	\$73.4417	APPOINTED	YES	01/18/09
LEWIS	NANCY	R	04716	\$116.1068	DECREASE	YES	03/01/09
LONG	GLORIA		04716	\$98.4986	DECREASE	YES	03/01/09
LYNCH	MARK		04875	\$41175.0000	APPOINTED	NO	03/01/09
LYON	DOROTHY	B	04625	\$45.0000	APPOINTED	YES	03/02/09
MAC DONNA	VANESSA		04716	\$98.4986	INCREASE	YES	03/01/09
MARION-WALKER	KIMBERLY	M	04625	\$32.5000	APPOINTED	YES	01/27/09
MARTIN	HYACINTH	C	04607	\$87.0142	INCREASE	YES	03/15/09
MCNEIL	MYRON	L	04716	\$49.2493	DECREASE	YES	03/01/09
MCNEISH	TIBAB		04716	\$116.1068	DECREASE	YES	03/01/09
MELKONIAN	MARK		04688	\$37.7700	APPOINTED	YES	12/04/08
MENDEZ	ABIGAIL		04294	\$125.9000	INCREASE	YES	01/18/09
MICHELSSEN	JYTTE		04293	\$107.0133	INCREASE	YES	01/18/09
MONTIGROS	PATRICIA		04293	\$74.1408	INCREASE	YES	03/15/09
MUNROE	COREY		04844	\$26830.0000	APPOINTED	NO	03/06/09
NOBLEZA	FRANCIS		04716	\$111.3229	DECREASE	YES	03/01/09
PAUL	JEAN-ROB	A	10102	\$10.1700	APPOINTED	YES	03/04/09
PETERS	CHANDRAG	P	04716	\$102.4264	DECREASE	YES	03/01/09
PHIDD	JERMAINE		10102	\$9.8500	APPOINTED	YES	03/16/09
PHILLIPS	JAQUIE		04294	\$60.4320	DECREASE	YES	03/15/09
PINCUS	MAUREEN	E	04294	\$70.5040	APPOINTED	YES	03/15/09
POGUE	LOUIS		04716	\$111.3229	DECREASE	YES	03/01/09
POOLE	MARY	E	04625	\$36.2700	APPOINTED	YES	01/26/09
RAJSKY-STEED	NANCY	L	04294	\$83.1040	INCREASE	YES	03/15/09
REILLY	JOAN	R	04716	\$98.4986	DECREASE	YES	03/01/09
RIVERA	FRANCES		04716	\$98.4986	DECREASE	YES	03/01/09
SAMUEL	CARELLE		10102	\$9.8500	APPOINTED	YES	02/02/09
SCOUTEN	LESLEY	V	10102	\$10.9200	APPOINTED	YES	02/14/09
STANFORD	YINKA G.		04716	\$49.2493	DECREASE	YES	03/01/09
STEPHENS	KAYANN		04294	\$67.1467	APPOINTED	YES	01/18/09
STROUMBOS	DIMITRI		04625	\$45.0000	APPOINTED	YES	02/21/09
STUART	TERRENCE		10102	\$11.0000	APPOINTED	YES	01/26/09
TEVLIN	LEONID	S	04294	\$22.2103	DECREASE	YES	03/15/09
TRENT	DAMION		04716	\$98.4986	DECREASE	YES	03/01/09
UDOCHI	JOHN	F	04716	\$98.4986	DECREASE	YES	03/01/09
VALENTIN JR.	MANUEL		04716	\$98.4986	DECREASE	YES	03/01/09

a20

C2-1/R3-2 zoning district.  
 PREMISES AFFECTED – 1098 Richmond Road, Targee Street and Richmond Road, Block 3181, Lot 1, Borough of Staten Island.  
**COMMUNITY BOARD #2SI**

**23-06-BZ**  
 APPLICANT – Sheldon Lobel, P.C., for Kehilat Sephardim of Ahavat Achim, owners.  
 SUBJECT – Application April 7, 2009 – Extension of Time/waiver to Complete Construction (which expired on July 2, 2008) and to obtain a Certificate of Occupancy (which expired on January 2, 2009) of a previously granted Variance (72-21) for the expansion of an existing three story synagogue with accessory Rabbi's apartment in an R-4 zoning district.  
 PREMISES AFFECTED – 150-62 78th Road, southeast corner of the intersection formed by 78th Road and 153rd Street, Block 6711, Lot 84, Borough of Queens.  
**COMMUNITY BOARD #8Q**

MAY 12, 2009, 1:30 P.M.

**NOTICE IS HEREBY GIVEN** of a public hearing, Tuesday afternoon, May 12, 2009, at 1:30 P.M., at 40 Rector Street, 6th Floor, New York, N.Y. 10006, on the following matters:

**ZONING CALENDAR**

**297-08-BZ**  
 APPLICANT – Lewis E. Garfinkel, for Itzhak Bardror, owner.  
 SUBJECT – Application December 4, 2008 – Special Permit (§73-622) for the enlargement of an existing single family home. This application seeks to vary open space and floor area (23-141(a)); and less than the required rear yard (23-47) in an R2 zoning district.  
 PREMISES AFFECTED – 3496 Bedford Avenue, between Avenue M and Avenue N, Block 7660, Lot 78, Borough of Brooklyn.  
**COMMUNITY BOARD #14BK**

**10-09-BZ**  
 APPLICANT – Francis R. Angelino, Esq., for Religious Org. Tenseishinbikai USA, Inc., owner.  
 SUBJECT – Application January 23, 2009 – Variance pursuant to § 72-21 to allow a community facility use (house of worship), contrary to front yard regulations, §24-34. R3-2 District.  
 PREMISES AFFECTED – 2307 Farragut Road/583 East 23rd Street, north east corner of Farragut Road and East 23rd Street, Block 5223, Lot 2, Borough of Brooklyn.  
**COMMUNITY BOARD #14BK**

**17-09-BZ**  
 APPLICANT – MetroPCS New York, LLC, for Pearl Beverly, LLC, owner; MetroPCS New York, LLC, lessee.  
 SUBJECT – Application February 4, 2009 – Special Permit (73-03 & 73-30) to allow a non-accessory radio facility and all accessory equipment.  
 PREMISES AFFECTED – 5421 Beverly Road, northside of Beverly Road, between East 54th and East 55th Street, Block 4739, Lot 33, Borough of Brooklyn.  
**COMMUNITY BOARD #17BK**

**21-09-BZ**  
 APPLICANT – MetroPCS New York, LLC, for Braddock Avenue Owners, Inc., owner; MetroPCS New York, LLC, lessee.  
 SUBJECT – Application February 10, 2009 – Special Permit (73-03 & 73-30) to allow a non-accessory radio facility on the rooftop of the existing building.  
 PREMISES AFFECTED – 222-89 Braddock Avenue, north west corner of Braddock Avenue and Ransom Street, Block 7968, Lot 31, Borough of Queens.  
**COMMUNITY BOARD #13Q**

**35-09-BZ**  
 APPLICANT – Kramer Levin Naftalis & Frankel LLP, for East 103rd Street Realty LLC c/o Glenwood Management Corporation, owner.  
 SUBJECT – Application March 2, 2009 – Special Permit filed pursuant to §§11-411 & 11-412 of the New York City Zoning Resolution to renew for an additional ten (10) years and to extend a use district exception previously granted pursuant to Section 7(e) of the pre-1961 Zoning Resolution, allowing the use of the ground floor of a two-story building located in an R7A zoning district as a contractors' establishment (Use Group 16).  
 PREMISES AFFECTED – 345-347 East 103rd Street, for North side of East 103rd Street between First and York Avenues, Block 1675, Lot 21, 22, Borough of Manhattan.  
**COMMUNITY BOARD #11M**

Jeff Mulligan, Executive Director

a20-21

**LATE NOTICES**

**BOARD OF STANDARDS AND APPEALS**

**PUBLIC HEARINGS**

MAY 12, 2009, 10:00 A.M.

**NOTICE IS HEREBY GIVEN** of a public hearing, Tuesday morning, May 12, 2009, 10:00 A.M., at 40 Rector Street, 6th Floor, New York, N.Y. 10006, on the following matters:

**SPECIAL ORDER CALENDAR**

**951-55-BZ**  
 APPLICANT – Eric Palatnik, P.C., for Deborah Luciano, owner; Gaseteria Oil Corporation, lessee.  
 SUBJECT – Application March 18, 2009 – Amendment (11-411) to permit the installation of a canopy and minor modifications to the existing pump islands to a previously granted variance for a UG16 gasoline service station in a

**EDUCATION**

**DIVISION OF CONTRACTS AND PURCHASING**

**SOLICITATIONS**

*Goods & Services*

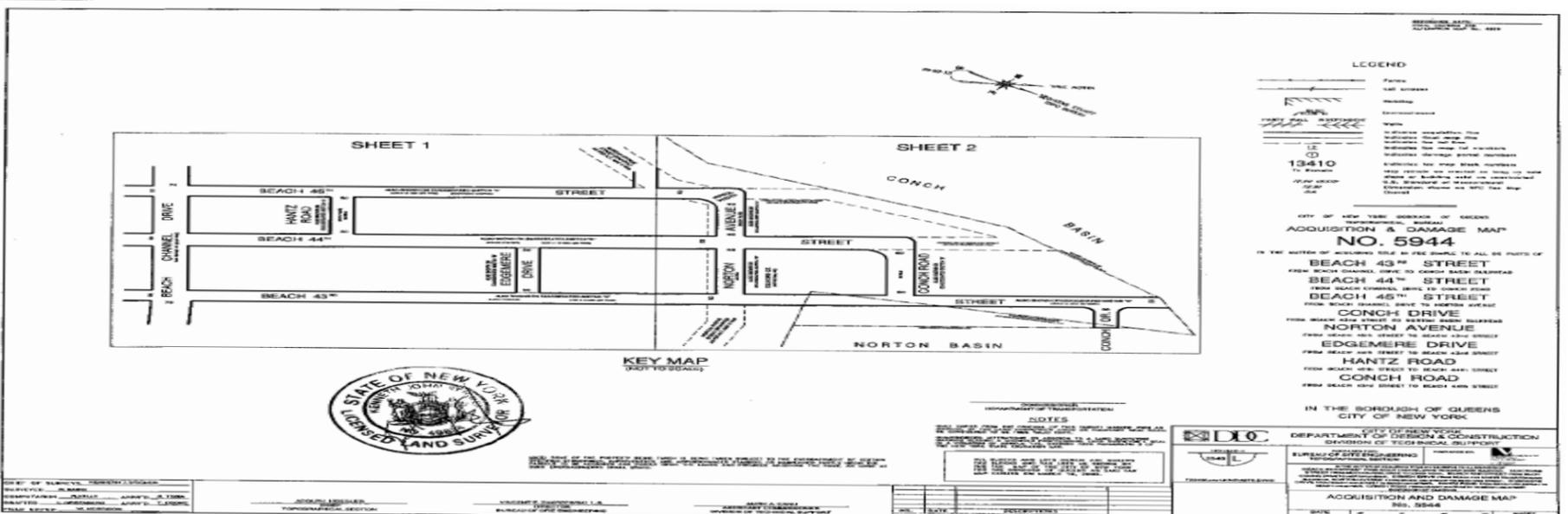
**ENLARGING AND PRINTING OF BOOKS FOR SPECIAL ED** – Competitive Sealed Bids – PIN# Z1058040 – DUE 04-27-09 AT 5:00 P.M. – The purpose of this bid is to secure a vendor for the enlarging of text books, illustrations and other printed materials used in teaching of visually impaired students. The contractor shall be responsible for the pick-up of books to be enlarged and the delivery of same to various locations throughout the 5 boroughs within the City of New York. If you cannot download this OMA, please send an e-mail to Vendor Hotline@schools.nyc.gov with the OMA number and title in the subject. For all questions related to this OMA, please send an e-mail to NLabetti@schools.nyc.gov with the OMA's number and title in the subject line of your e-mail.

Bid opening: Tuesday, April 28th, 2009 at 11:00 A.M.

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

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**COURT NOTICE MAPS FOR BEACH 43RD STREET ET AL.**







COURT NOTICE MAPS FOR BEACH 43RD STREET ET AL.

RECORDING MAPS  
FINAL SECTION 23A  
ALBANY MAP NO. 4523

BLOCK NO.	REVISED STREET	AREA IN SQ. FT.	REMARKS	2007-2008		2008-2009		2009-2010		TOTAL	
				AREA	PERCENTAGE	AREA	PERCENTAGE	AREA	PERCENTAGE	AREA	PERCENTAGE
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LEGEND

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CITY OF NEW YORK BOROUGH OF QUEENS  
ACQUISITION & DAMAGE MAP  
NO. 5944

IN THE BOROUGH OF QUEENS  
CITY OF NEW YORK

BEACH 43<sup>RD</sup> STREET  
FROM BEACH DRIVE TO CONCH ROAD

BEACH 44<sup>TH</sup> STREET  
FROM BEACH DRIVE TO CONCH ROAD

BEACH 45<sup>TH</sup> STREET  
FROM BEACH DRIVE TO CONCH ROAD

CONCH DRIVE  
FROM BEACH DRIVE TO NORTON AVENUE

NORTON AVENUE  
FROM BEACH DRIVE TO CONCH ROAD

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FROM BEACH DRIVE TO CONCH ROAD

HANTZ ROAD  
FROM BEACH DRIVE TO CONCH ROAD

CONCH ROAD  
FROM BEACH DRIVE TO CONCH ROAD

NOTES

CITY OF NEW YORK  
DEPARTMENT OF DESIGN & CONSTRUCTION  
DIVISION OF TECHNICAL SUPPORT

ACQUISITION AND DAMAGE MAP  
NO. 5944

RECORDING MAPS  
FINAL SECTION 23A  
ALBANY MAP NO. 4523

BLOCK NO.	REVISED STREET	AREA IN SQ. FT.	REMARKS	2007-2008		2008-2009		2009-2010		TOTAL	
				AREA	PERCENTAGE	AREA	PERCENTAGE	AREA	PERCENTAGE	AREA	PERCENTAGE
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# READER'S GUIDE

The City Record (CR) is, published each business day and includes notices of proposed New York City procurement actions, contract awards, and other procurement-related information. Solicitation notices for most procurements valued at or above \$100,000 for information technology and for construction and construction related services, above \$50,000 for other services, and above \$25,000 for other goods are published for at least one day. Other types of procurements, such as sole source, require notice in the City Record for five consecutive days. Unless otherwise specified, the agencies and offices listed are open for business Mondays thru Fridays from 9:00 A.M. to 5:00 P.M. except legal holidays.

## NOTICE TO ALL NEW YORK CITY CONTRACTORS

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

New York City's "Burma Law" (Local Law No. 33 of 1997) No Longer to be Enforced. In light of the United States Supreme Court's decision in **Crosby v. National Foreign Trade Council**, 530 U.S. 363 (2000), the City has determined that New York City's Local Law No. 33 of 1997 (codified in Administrative Code Section 6-115 and Charter Section 1524), which restricts City business with banks and companies doing business in Burma, is unconstitutional. This is to advise, therefore, that the language relating to Burma contained in existing New York City contracts may not be enforced.

## CONSTRUCTION/CONSTRUCTION SERVICES OR CONSTRUCTION RELATED SERVICES

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

## VENDOR ENROLLMENT APPLICATION

New York City procures approximately \$7 billion worth of goods, services, construction and construction-related services every year. The NYC Procurement Policy Board Rules require that agencies primarily solicit from established mailing lists called bidder/proposer lists. To register for these lists-free of charge-, prospective suppliers should fill out and submit the NYC-FMS Vendor Enrollment application.

- Online at <http://nyc.gov/selltonyc>

- To request a hardcopy application, call the Vendor Enrollment Center at (212) 857-1680.

### Attention Existing Suppliers:

Even if you already do business with NYC agencies, be sure to fill out an application. We are switching over to citywide, centralized Bidders Lists instead of the agency-specific lists previously used to issue notices about upcoming contract opportunities. To continue receiving notices of New York City contract opportunities, you must fill out and submit a NYC-FMS Vendor Enrollment application.

If you are uncertain whether you have already submitted an application, call us at (212) 857-1680.

## SELLING TO GOVERNMENT TRAINING WORKSHOP

New and experienced vendors are encouraged to register for a free training course on how to do business with New York City. "Selling to Government" workshops are conducted by the Department of Small Business Services, 110 William Street, New York, NY 10038. Morning and afternoon sessions are convened on the first Tuesday of each month. For more information, and to register, call (212) 618-8845.

## PRE-QUALIFIED LIST

New York City procurement policy permits agencies to develop and solicit from pre-qualified lists of vendors, under prescribed circumstance. When it is decided by an agency to develop a pre-qualified list, criteria for pre-qualification must be clearly explained in the solicitation and notice of the opportunity to pre-qualify for that solicitation must be published in at least five issues of the CR.

Information and qualification questionnaires for inclusion on such list may be obtained directly from the Agency Chief Contracting Officer at each agency, (see Vendor Information Manual). A completed qualification Questionnaire may be submitted to the Chief Contracting Officer at any time, unless otherwise indicated and action (approval or denial) shall be taken by the agency within 90 days from the date of submission. Any denial or revocation of pre-qualified status can be appealed to the Office of Administrative Trials and Hearings, (OATH), Section 3-11 of the Procurement Policy Board Rules describes the criteria for the general use of pre-qualified lists.

## NON-MAYORAL ENTITIES

The following agencies are not subject to Procurement Policy Board rules and do not follow all of the above procedures: City University, Department of Education, Metropolitan Transportation Authority, Health & Hospitals Corporation, Housing Authority. Suppliers interested in applying for inclusion on bidders list should contact these entities directly (see Vendor Information Manual) at the addresses given.

## PUBLIC ACCESS CENTER

The Public Access Center is available to suppliers and the public as a central source for supplier-related information through on-line computer access. The Center is located at 253 Broadway, 9th floor, in lower Manhattan, and is open Monday through Friday from 10:00 A.M to 3:00 P.M. For information, contact the Mayor's Office of Contract Services at (212) 788-0010.

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

Join the growing number of Minority and Women Owned Business Enterprises (M/WBEs) that are competing for New York City's business. In order to become certified for the program, your company must substantiate that it: (1) is at least fifty-one percent (51%) owned, operated and controlled by a minority or woman and (2) is either located in New York City or has a significant tie to New York City's business community. To obtain a copy of the certification application and to learn more about the program, contact the New York City Department of Small Business Services, 110 William Street, 2nd Floor, New York, New York 10038 (212) 513-6311.

## PROMPT PAYMENT

It is the policy of the City of New York to pay its bills promptly. The Procurement Policy Board Rules generally require that the City pay its bills within 30 days after the receipt of a proper invoice. The City now pays interest on all late invoices. The grace period that formerly existed was eliminated on July 1, 2000. However, there are certain types of payments that are not eligible for interest. These are listed in Section 4-06 of the Procurement Policy Board Rules. The Comptroller and OMB determine the interest rate on late payments twice a year, in January and in July.

## PROCUREMENT POLICY BOARD RULES

The Rules may also be accessed on the City Website, <http://nyc.gov/selltonyc>

## COMMON ABBREVIATIONS USED IN THE CR

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

- AB ..... Acceptable Brands List
- AC ..... Accelerated Procurement
- AMT ..... Amount of Contract
- BL ..... Bidders List
- CSB ..... Competitive Sealed Bidding (including multi-step)
- CB/PQ ..... CB from Pre-qualified Vendor List
- CP ..... Competitive Sealed Proposal (including multi-step)
- CP/PQ ..... CP from Pre-qualified Vendor List
- CR ..... The City Record newspaper
- DA ..... Date bid/proposal documents available
- DUE ..... Bid/Proposal due date; bid opening date
- EM ..... Emergency Procurement
- IG ..... Intergovernmental Purchasing
- LBE ..... Locally Based Business Enterprise
- M/WBE ..... Minority/Women's Business Enterprise
- NA ..... Negotiated Acquisition
- NOTICE ..... Date Intent to Negotiate Notice was published in CR
- OLB ..... Award to Other Than Lowest Responsible & Responsive Bidder/Proposer
- PIN ..... Procurement Identification Number
- PPB ..... Procurement Policy Board
- PQ ..... Pre-qualified Vendors List
- RS ..... Source required by state/federal law or grant
- SCE ..... Service Contract Short-Term Extension
- DP ..... Demonstration Project
- SS ..... Sole Source Procurement
- ST/FED ..... Subject to State &/or Federal requirements

## KEY TO METHODS OF SOURCE SELECTION

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

- CSB ..... **Competitive Sealed Bidding** (including multi-step)  
*Special Case Solicitations / Summary of Circumstances:*
- CP ..... **Competitive Sealed Proposal** (including multi-step)
- CP/1 ..... Specifications not sufficiently definite
- CP/2 ..... Judgement required in best interest of City
- CP/3 ..... Testing required to evaluate
- CB/PQ/4 ....
- CP/PQ/4 .... **CB or CP from Pre-qualified Vendor List/** Advance qualification screening needed
- DP ..... Demonstration Project
- SS ..... **Sole Source Procurement/only one source**
- RS ..... Procurement from a Required Source/ST/FED
- NA ..... Negotiated Acquisition  
*For ongoing construction project only:*
- NA/8 ..... Compelling programmatic needs

- NA/9 ..... New contractor needed for changed/additional work
- NA/10 ..... Change in scope, essential to solicit one or limited number of contractors
- NA/11 ..... Immediate successor contractor required due to termination/default  
*For Legal services only:*
- NA/12 ..... Specialized legal devices needed; CP not advantageous
- WA ..... **Solicitation Based on Waiver/Summary of Circumstances** (Client Services/BSB or CP only)
- WA1 ..... Prevent loss of sudden outside funding
- WA2 ..... Existing contractor unavailable/immediate need
- WA3 ..... Unsuccessful efforts to contract/need continues
- IG ..... **Intergovernmental Purchasing** (award only)
- IG/F ..... Federal
- IG/S ..... State
- IG/O ..... Other
- EM ..... **Emergency Procurement** (award only) An unforeseen danger to:
- EM/A ..... Life
- EM/B ..... Safety
- EM/C ..... Property
- EM/D ..... A necessary service
- AC ..... **Accelerated Procurement/markets with** significant short-term price fluctuations
- SCE ..... **Service Contract Extension/insufficient time;** necessary service; fair price  
*Award to Other Than Lowest Responsible & Responsive Bidder or Proposer / Reason* (award only)
- OLB/a ..... anti-apartheid preference
- OLB/b ..... local vendor preference
- OLB/c ..... recycled preference
- OLB/d ..... other: (specify)

## HOW TO READ CR PROCUREMENT NOTICES

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

Notices of Public Hearings on Contract Awards appear at the end of the Procurement Section. At the end of each Agency (or Division) listing is a paragraph giving the specific address to contact to secure, examine and/or to submit bid or proposal documents, forms, plans, specifications, and other information, as well as where bids will be publicly opened and read. This address should be used for the purpose specified UNLESS a different one is given in the individual notice. In that event, the directions in the individual notice should be followed. The following is a SAMPLE notice and an explanation of the notice format used by the CR.

## SAMPLE NOTICE:

### POLICE

#### DEPARTMENT OF YOUTH SERVICES

#### ■ SOLICITATIONS

*Services (Other Than Human Services)*

**BUS SERVICES FOR CITY YOUTH PROGRAM** – Competitive Sealed Bids – PIN# 056020000293 – DUE 04-21-03 AT 11:00 A.M.

*Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.*  
NYPD, Contract Administration Unit, 51 Chambers Street, Room 310, New York, NY 10007. Manuel Cruz (646) 610-5225.

☛ m27-30

ITEM	EXPLANATION
POLICE DEPARTMENT	Name of contracting agency
DEPARTMENT OF YOUTH SERVICES	Name of contracting division
■ SOLICITATIONS	Type of Procurement action
<i>Services (Other Than Human Services)</i>	Category of procurement
BUS SERVICES FOR CITY YOUTH PROGRAM	Short Title
CSB	Method of source selection
PIN # 056020000293	Procurement identification number
DUE 04-21-03 AT 11:00 am	Bid submission due 4-21-03 by 11:00 am; bid opening date/time is the same.
<i>Use the following address unless otherwise specified in notice, to secure, examine-submit bid/proposal documents; etc.</i>	Paragraph at the end of Agency Division listing giving contact information, or submit bid/information and Agency Contact address
	NYPD, Contract Administration Unit 51 Chambers Street, Room 310 New York, NY 10007. Manuel Cruz (646) 610-5225.
☛	Indicates New Ad
m27-30	Date that notice appears in City Record

## NUMBERED NOTES

**Numbered Notes are Footnotes.** If a Numbered Note is referenced in a notice, the note so referenced must be read as part of the notice. **1.** All bid deposits must be by company certified check or money order made payable to Agency or Company.