



# THE CITY RECORD

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## THE CITY RECORD

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## PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

### BOROUGH PRESIDENT - BROOKLYN

#### ■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN of a public hearing, to be held on Tuesday, June 6, 2023, at 6:00 P.M. via Webex, <https://tinyurl.com/mvzm27tj>. Meeting number: 2334 410 6549 | Password: BBBM

Join by phone: +1-646-992-2010 New York City | +1-408-418-9388 United States Toll

Access code: 233 441 06549

Join by video system: Dial 23344106549@nycbp.webex.com  
Or dial 173.243.2.68 and enter meeting number 2334 410 6549

To review a proposal from the Prospect Park Alliance to reconstruct the Pergola as closely as feasible, to the original 1890's condition by replacing in kind the deteriorated timber trellis and, reconstructing the original granite surfaces of the columns and screen walls. The original Mc Kim Mead and White design included a wood lattice between columns, at the rear which will be reproduced per the existing Drawings. The existing sodium lighting will be replaced with more discreet LED lighting.

Accessibility questions: Carol-Ann.Church@brooklynbp.nyc.gov, by: Friday, June 2, 2023, 4:00 P.M.



m23-j6

### UNIFORM LAND USE REVIEW PROCEDURE

#### PUBLIC HEARING

NOTICE IS HEREBY GIVEN that, pursuant to Section 201 of the New York City Charter, the Brooklyn Borough President will hold a ULURP hearing on the matters below in person, at 6:00 P.M., on Tuesday, June 13, 2023, in the Borough Hall Courtroom. The meeting will be recorded for public transparency.

While visitors are not required to show proof of vaccination to enter the building, we do encourage individuals to wear masks in Borough Hall spaces.

For further information on accessibility or to make a request for accommodations, such as sign language interpretation services, please contact Corina Lozada, at [corina.lozada@brooklynbp.nyc.gov](mailto:corina.lozada@brooklynbp.nyc.gov), at least five (5) business days in advance to ensure availability.

Testimony at the hearing is limited to 2 minutes, unless extended by the Chair. The Borough President welcomes written testimony on all agenda items. For timely consideration, comments must be submitted to [AskReynoso@brooklynbp.nyc.gov](mailto:AskReynoso@brooklynbp.nyc.gov), no later than Friday, June 16, 2023.

The following agenda items will be heard:

1) 280 Bergen Street – Parking Special Permit (C230162ZSK, N230019ZRK)

A private application submitted by BNW3 Re-Gen, LLC, requesting a special permit, pursuant to Section 74-533 of the Zoning Resolution to allow the waiver of the number of required accessory off-street parking spaces for dwelling units in a development within the Transit Zone, that includes at least 20 percent of all dwelling units as income-restricted housing units, in connection with a proposed mixed-use development on property located at 280 Bergen Street (Block 388, Lots 19, 42 and 51) in R7A and R7D/C2-4 Districts, Borough of Brooklyn, Community District 2.

Accessibility questions: Corina Lozada, corina.lozada@brooklynbp.nyc.gov, by: Tuesday, June 6, 2023, 5:00 P.M.



m30-j13

CITY PLANNING COMMISSION

PUBLIC HEARINGS

The City Planning Commission will hold a public hearing accessible both in-person and remotely via the teleconferencing application Zoom, at 10:00 A.M. Eastern Daylight Time, on Wednesday, June 7, 2023, regarding the calendar items listed below. The public hearing will be held in person in the NYC City Planning Commission Hearing Room, Lower Concourse, 120 Broadway, New York, NY. Anyone attending the meeting in-person is encouraged to wear a mask.

The meeting will be live streamed through Department of City Planning’s (DCP’s) website and accessible from the following webpage, which contains specific instructions on how to observe and participate, as well as materials relating to the meeting: https://www.nyc.gov/site/nycengage/events/city-planning-commission-public-meeting/428785/1

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

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

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

To provide verbal testimony via Zoom please follow the instructions available through the above webpage (link above).

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

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

BOROUGH OF MANHATTAN No. 1

MADISON SQUARE GARDEN SPECIAL PERMIT

CD 5 C 230238 ZSM

IN THE MATTER OF an application submitted by MSG Arena, LLC, pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit, pursuant to Section 74-41\* of the Zoning Resolution to allow an arena with a maximum capacity of 22,000 seats within an existing 10-story building on property, located, at 4 Penn Plaza (Block 781, Lots 1, 2 and 10), in C6-4 and C6-6 Districts, partially within the Special Hudson Yards District (Pennsylvania Station Subarea B4) and partially within the Special Midtown District.

\*Note: A zoning text amendment to modify Section 74-41 is proposed under a concurrent related application N 230240 ZRM (see https://zap.planning.nyc.gov/projects/2023M0123).

Plans for this proposal are on file with the City Planning Commission and may be seen on the Zoning Application Portal, at https://zap.planning.nyc.gov/projects/2022M0440, or the Department of City Planning, 120 Broadway, 31st Floor, New York, NY 10271-0001.

No. 2 ARENA TEXT AMENDMENT

CD 5 N 230240 ZRM
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, modifying Article VII, Chapter 4 (Special Permits by the City Planning Commission).

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

ARTICLE VII ADMINISTRATION

Chapter 4 Special Permits by the City Planning Commission

74-40 USE PERMITS

74-41 Arenas, Auditoriums, Stadiums or Trade Expositions

C4 C6 C7 C8 M1 M2 M3

- (a) The City Planning Commission may permit arenas, auditoriums or stadiums with a capacity in excess of 2,500 seats, or trade expositions with a rated capacity in excess of 2,500 persons, provided that the following findings are made:
(1) that the principal vehicular access for such #use# is not located on a local #street# but is located on an arterial highway, a major #street# or a secondary #street# within one-quarter mile of an arterial highway or major #street#;
(2) that such #use# is so located as to draw a minimum of vehicular traffic to and through local #streets# in nearby residential areas;
(3) that such #use# is not located within 200 feet of a #Residence District#;
(4) that adequate reservoir space, at the vehicular entrance, and sufficient vehicular entrances and exits, are provided to prevent traffic congestion;
(5) that vehicular entrances and exits for such #use# are provided separately and are located not less than 100 feet apart; and
(6) that due consideration has been given, to the proximity of bus and rapid transit facilities to serve such #use#.
(b) In Community District 7 in the Borough of the Bronx, the Commission may permit an indoor arena with a maximum seating capacity of 6,000 within 200 feet of a #Residence District# and, in conjunction with such arena, permit modifications of the provisions of Sections 32-64 (Surface Area and Illumination Provisions), 32-655 (Height of signs in all other Commercial Districts), and 36-62 (Required Accessory Off-street Loading Berths), provided that:
(1) the provisions of paragraphs (a)(1), (a)(2), (a)(4), (a)(5) and (a)(6) of this Section are met;
(2) open space surrounding such arena will be located and arranged, to provide adequate pedestrian gathering areas to minimize disruption, to the surrounding areas;
(3) the arena includes noise attenuation features and measures which serve to reduce arena-related noise in the surrounding area, including, at nearby #residences#;
(4) where Sections 32-64 and 32-655 are modified, a #signage# plan has been submitted showing the location, size, height and illumination of all #signs# on the #zoning lot#, and the Commission finds that all such #signs#, and any illumination from or directed upon such #signs#, are located and arranged so as to minimize any negative effects from the arena #use# on nearby #residences#; and
(5) where Section 36-62 is modified, a loading plan has been submitted that addresses the operational needs of all servicers of the arena and shows the number, location and arrangement of all loading berths on the #zoning lot#, and the Commission finds that such loading plan is adequate to address the loading demand generated by the arena #use# and has received assurances that the arena operator will implement such plan in accordance with its terms

(c) In Pennsylvania Station Subarea B4 of the #Special Hudson Yards District#, the Commission may permit arenas with seating in excess of 2,500 persons, provided that the following findings are made;

- (1) the provisions of paragraphs (a)(1) through (a)(6) of this Section are met;
(2) public spaces of appropriate proportions and quality design are provided around the arena in a manner that is commensurate with the civic importance of the site;
(3) such public spaces will: facilitate public use and pedestrian flow; provide suitable amenities for the users of the space; and be integrated with the above- and below-grade pedestrian circulation network and transit facilities in the surrounding area;
(4) entrances and exits, to the arena and, to the adjacent open areas are located and designed to facilitate public use and circulation on the #zoning lot#;
(5) the proposed loading for the arena will not unduly: interfere with the use of public spaces; interfere with transit facilities; interrupt the flow of pedestrian traffic in the pedestrian circulation network; or interfere with the efficient functioning of adjacent #streets# including for the staging or queuing of vehicles for loading or for security checks.
(6) the arena shall be appropriately consistent and compatible with existing transit facilities on or adjacent, to the zoning lot, and with proposed improvements to such transit facilities by the affected transit agencies.

Design changes to existing #plazas# located within pedestrian-accessible open areas may be made without a certification by the Chairperson of the Commission, pursuant to Section 37-625, and the design standards of Section 37-70, inclusive, shall not apply to such #plazas#.

The Commission may prescribe appropriate conditions and safeguards to minimize adverse effects on the character of the surrounding area, including limitations on #signs#, requirements for soundproofing of arenas or auditoriums, shielding of floodlights, screening of open #uses or surfacing all access roads or driveways. The Commission may also prescribe requirements for pedestrian-accessible open areas surrounding the arena, auditorium or stadium, including #accessory# directional or building identification #signs# located therein. In addition, within Pennsylvania Station Subarea B4 of the #Special Hudson Yards District#, design changes to existing #plazas# located within such pedestrian-accessible open areas may be made without a certification by the Chairperson of the Commission, pursuant to Section 37-625, and the design standards of Section 37-70, inclusive, shall not apply to such #plazas#.

\* \* \*

Sara Avila, Calendar Officer
City Planning Commission
120 Broadway, 31st Floor, New York, NY 10271
Telephone (212) 720-3366

Accessibility questions: (212) 720-3508, AccessibilityInfo@planning.nyc.gov, by: Thursday, June 1, 2023 5:00 PM



m23-j7

BOARD OF EDUCATION RETIREMENT SYSTEM

MEETING

The Board of Education Retirement System Board of Trustees Meeting will be held on Tuesday, June 13, 2023 from 4:00 P.M. - 6:00 P.M., via Webex. If you would like to attend this meeting, please contact BERS Executive Director, Sanford Rich, at Srich4@bers.nyc.gov.

j5-13

EMERGENCY MANAGEMENT

MEETING

Annual Meeting of the Local Emergency Planning Committee (LEPC) Tuesday, June 6, 2023, 11:00 A.M. to 1:00 P.M. New York City Emergency Management, 165 Cadman Plaza East, Brooklyn, NY 11201.

Due to limited space, you must RSVP to attend this event. To RSVP and request an accommodation, please email nycoemlegal@oem.nyc.gov, or call (718) 422-4800.

Accessibility questions: nycoemlegal@oem.nyc.gov, by: Friday, May 26, 2023, 5:00 P.M.



m18-j6

ENVIRONMENTAL PROTECTION

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that, pursuant to Title 5, Chapter 3, Subchapter 3 of the Administrative Code of the City of New York, a Real Property A&D Public Hearing will be held on Wednesday, June 21, 2023, at 10:00 A.M. The Public Hearing will be held via Conference Call. Call-in # 646-992-2010, Access Code: 717-876-299:

REAL PROPERTY PUBLIC HEARING in the matter of the acquisition by the City of New York of permanent easements (Basements) on property in the County of Dutchess to provide secure, permanent vehicular access for the New York City Department of Environmental Protection to its Hudson River Drainage Chamber (HRDC) facility, and to allow for the installation of utility and communication lines to the HRDC, for the purposes of operating and maintaining the New York City water supply system:

Table with 6 columns: NYC ID, County, Municipality, Type, Tax Lot ID, Acres (+/-). Rows include entries for Dutchess County, Fishkill Municipality, Easement type, with various Tax Lot IDs and acreages.

A copy of the Mayor's Preliminary Certificate of Adoption and maps of the real estate interests to be acquired are available for public inspection upon request. Please call 914-749-5410.

In order to access the Public Hearing and testify, please call 646-992-2010, Access Code: 717-876-299 no later than 9:55 AM. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov.

j6

HOUSING AUTHORITY

MEETING

The next Audit & Finance Committee Meeting of the New York City Housing Authority, is scheduled for Tuesday, June 13, 2023, at 10:00 A.M., in the Ceremonial Room, on the 5th Floor of 90 Church Street, New York, NY. Copies of the Agenda will be available on NYCHA's Website, or may be picked up at the Department of Internal Audit and Assessment, at 90 Church Street, 9th Floor, New York, NY, no earlier than twenty-four (24) hours before the upcoming Audit & Finance Committee Meeting. Copies of the draft Minutes are available on this web page or can be picked up at the Department of Internal Audit and Assessment, no earlier than 3:00 P.M., on Thursday, two weeks after the Audit & Finance Committee Meeting.

Any changes to the schedule will be posted here and on NYCHA's website, at https://www1.nyc.gov/site/nycha/about/audit-committee-meetings.page, to the extent practicable at a reasonable time before the meeting.

The meeting will be streamed live on YouTube Channel and on NYCHA's Website, at https://www1.nyc.gov/site/nycha/about/audit-committee-meetings.page for public access.

The meeting is open to the public. For those wishing to provide public comment, pre-registration is required, at least 45 minutes before the scheduled Committee Meeting. Comments are limited to the items on the Agenda.

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

Any person requiring a reasonable accommodation in order to participate in the Audit & Finance Committee Meeting, should contact the Department of Internal Audit and Assessment by phone, at (212) 306-3441, or by email, at [audit@nycha.nyc.gov](mailto:audit@nycha.nyc.gov), no later than Tuesday, May 30, 2023, at 5:00 P.M.

For additional information regarding the Audit & Finance Committee Meeting, please visit NYCHA's Website, contact by phone, at (212) 306-3441, or by email, at [audit@nycha.nyc.gov](mailto:audit@nycha.nyc.gov).

Accessibility questions: Internal Audit, (212) 306-3441, by: Tuesday, May 30, 2023, 5:00 P.M.



m24-j13

### INDEPENDENT BUDGET OFFICE

#### ■ PUBLIC HEARINGS

The New York City Independent Budget Office Advisory Board will hold a hybrid meeting on Wednesday, June 14th, at 8:30 A.M., at the offices of the NYC Independent Budget Office and via Zoom. There will be an opportunity for the public to address the advisory board during the public portion of the meeting. To request the Zoom link, contact [ibonews@ibo.nyc.ny.us](mailto:ibonews@ibo.nyc.ny.us).

Accessibility questions: [lisan@ibo.nyc.ny.us](mailto:lisan@ibo.nyc.ny.us), by: Tuesday, June 13, 2023, 3:30 P.M.



m30-j14

### OFFICE OF LABOR RELATIONS

#### ■ MEETING

The New York City Deferred Compensation Board will hold its next meeting on Wednesday, June 7, 2023 from 10:00 A.M. to 12:00 P.M. The meeting will be held remotely via conference call. Please visit the below link to access the audio recording of the Board meeting, or to access archived Board meeting audio/videos: <https://www1.nyc.gov/site/olr/deferred/dcp-board-webcasts.page>.

m31-j7

### LANDMARKS PRESERVATION COMMISSION

#### ■ PUBLIC HEARINGS

**NOTICE IS HEREBY GIVEN** that pursuant to the provisions of Title 25, chapter 3 of the Administrative Code of the City of New York (Sections 25-303, 25-307, 25-308, 25-309, 25-313, 25-318, 25-320) on Tuesday, June 13, 2023, the Landmarks Preservation Commission (LPC or agency) will hold a public hearing by teleconference with respect to the properties listed below, and then followed by a public meeting.

The final order and estimated times for each application will be posted on the Landmarks Preservation Commission website the Friday before the hearing. Please note that the order and estimated times are subject to change. The teleconference will be by the Zoom app and will be live-streamed on the LPC's YouTube channel [www.youtube.com/nyclpc](http://www.youtube.com/nyclpc). Members of the public should observe the meeting on the YouTube channel and may testify on particular matters by joining the meeting using either the Zoom app or by calling in from any phone. Specific instructions on how to observe and testify, including the meeting ID and password, and the call-in number, will be posted on the agency's website, under the "Hearings" tab <https://www1.nyc.gov/site/lpc/hearings/hearings.page>, on the Monday before the public hearing. Any person requiring language assistance services or other reasonable accommodation in order to participate in the hearing or attend the meeting should contact the LPC by contacting Gregory Cala, Community and Intergovernmental Affairs Coordinator, at [gcala@lpc.nyc.gov](mailto:gcala@lpc.nyc.gov) or 212-602-7254 at least five (5) business days before the hearing or meeting. Please note: Due to the City's response to COVID-19, this public hearing and meeting is subject to change and/or cancellation.

#### 225 Prospect Place - Prospect Heights Historic District

LPC-23-01451 - Block 1151 - Lot 55 - Zoning: R7A

#### CERTIFICATE OF APPROPRIATENESS

An Italianate style rowhouse built in c. 1872. Application is to modify an opening and replace windows.

#### 137-141 Duane Street, aka 62-66 Thomas Street - Tribeca East Historic District

LPC-23-07645 - Block 147 - Lot 7509 - Zoning: C6-2A

#### CERTIFICATE OF APPROPRIATENESS

A Gothic Revival/Early 20th Century Commercial style store and loft building, altered from a combination of three 19th and early 20th century buildings by Joseph J. Furman in 1934-1935. Application is to legalize the removal of leaded glass transoms and the installation of signage without Landmarks Preservation Commission permit(s).

#### 219 East 5th Street, and 219 Rear East 5th Street - East Village/Lower East Side Historic District

LPC-23-09047 - Block 461 - Lot 47 - Zoning: R8B

#### CERTIFICATE OF APPROPRIATENESS

An Italianate style apartment building built c. 1862-63, with a backhouse. Application is to construct a rooftop addition at the backhouse.

#### 140 West 81st Street - Upper West Side/Central Park West Historic District

LPC-23-04861 - Block 1211 - Lot 50 - Zoning: R8B

#### CERTIFICATE OF APPROPRIATENESS

A Romanesque Revival style church building designed by John F. Capen and built in 1893. Application is to apply a coating on the masonry façade.

#### 15 West 122nd Street - Mount Morris Park Historic District

LPC-23-04680 - Block 1721 - Lot 8 - Zoning: R7-2

#### CERTIFICATE OF APPROPRIATENESS

A row house designed by Cleverdon and Putzel and built in 1887-1888. Application is to approve the construction of a rooftop addition built slightly taller than approved by Certificate of No Effect 19-24553.

#### 165-167 West 86th Street, aka 541 Amsterdam Avenue - Individual Landmark

LPC-22-09135 - Block 1217 - Lot 1 - Zoning: R10A

#### CERTIFICATE OF APPROPRIATENESS

A Romanesque Revival style church complex designed by Henry Franklin Kilburn and built in 1889-1890, which incorporated an existing chapel designed by Leopold Eidlitz and built in 1883-1885. Application is to demolish the building, pursuant to Section 25-309(b) (2), on the grounds of hardship.

m30-j12

**NOTICE IS HEREBY GIVEN** that pursuant to the provisions of Title 25, Chapter 3 of the Administrative Code of the City of New York (Sections 25-303, 25-307, 25-308, 25-309, 25-313, 25-318, 25-320) on Tuesday, June 6, 2023, the Landmarks Preservation Commission (LPC or agency) will hold a public hearing by teleconference with respect to the properties list below, and then followed by a public meeting.

The final order and estimated times for each application will be posted on the Landmarks Preservation Commission website the Friday before the hearing. Please note that the order and estimated times are subject to change. The teleconference will be by the Zoom app and will be live-streamed on the LPC's YouTube channel [www.youtube.com/nyclpc](http://www.youtube.com/nyclpc). Members of the public should observe the meeting on the YouTube channel and may testify on particular matters by joining the meeting using either the Zoom app or by calling in from any phone. Specific instructions on how to observe and testify, including the meeting ID and password, and the call-in number, will be posted on the agency's website, under the "Hearings" tab, <https://www1.nyc.gov/site/lpc/hearings/hearings.page>, on the Monday before the public hearing. Any person requiring language assistance services or other reasonable accommodation in order to participate in the hearing or attend the meeting should contact the LPC by contacting Gregory Cala, Community and Intergovernmental Affairs Coordinator, at [gcala@lpc.nyc.gov](mailto:gcala@lpc.nyc.gov), or (212) 602-7254, at least five (5) business days before the hearing or meeting. Please note: Due to the City's response to COVID-19, this public hearing and meeting is subject to change and/or cancellation.

#### 1 Cambridge Place - Clinton Hill Historic District

LPC-23-06905 - Block 1965 - Lot 34 - Zoning: R6B

#### CERTIFICATE OF APPROPRIATENESS

A transitional Italianate/Neo-Grec style rowhouse, built in 1873 and altered by A.M. Hedley in 1919. Application is to legalize reconstructing the parapet without Landmarks Preservation Commission permit(s).

#### 162 Hancock Street - Bedford Historic District

LPC-23-03194 - Block 1838 - Lot 9 - Zoning: R6B

#### CERTIFICATE OF APPROPRIATENESS

A parking area. Application is to construct a new building.

**34 Verandah Place - Cobble Hill Historic District**

LPC-23-07630 - Block 301 - Lot 20 - Zoning: R6

**CERTIFICATE OF APPROPRIATENESS**

A rowhouse, built in 1847. Application is to modify the roof, install dormers, a chimney and HVAC equipment, and alter the rear façade.

**169 Congress Street - Cobble Hill Historic District**

LPC-23-09371 - Block 296 - Lot 36 - Zoning: R6

**CERTIFICATE OF APPROPRIATENESS**

An Italianate style rowhouse built c. 1850. Application is to modify the sloped roof to create a terrace, install a trellis, and alter windows, at the rear façade.

**155 Underhill Avenue - Prospect Heights Historic District**

LPC-23-05599 - Block 1166 - Lot 13 - Zoning: R6B

**CERTIFICATE OF APPROPRIATENESS**

A Renaissance Revival/Romanesque Revival style rowhouse, designed by William H. Reynolds, built c. 1897. Application is to alter the rear façade and install rooftop deck and mechanical equipment.

**21-26 45th Avenue - Hunters Point Historic District**

LPC-23-04530 - Block 77 - Lot 47 - Zoning: R6B

**CERTIFICATE OF APPROPRIATENESS**

A Neo-Grec style rowhouse, built in 1887. Application is to legalize the replacement of windows in non-compliance with Certificate of Appropriateness 19-31915.

**41-50 47th Street - Sunnyside Gardens Historic District**

LPC-23-09433 - Block 137 - Lot 59 - Zoning: R4

**CERTIFICATE OF APPROPRIATENESS**

A Colonial Revival style rowhouse, designed by Clarence Stein and Henry Wright and, built in 1924. Application is to install skylights.

**36-15 West Drive - Douglaston Hill Historic District**

LPC-23-09846 - Block 8045 - Lot 58 - Zoning: R1-2

**CERTIFICATE OF APPROPRIATENESS**

A Colonial Revival style free standing house with attached garage, built in 1940s. Application is to replace windows.

**52 Charles Street - Greenwich Village Historic District**

LPC-23-05495 - Block 611 - Lot 13 - Zoning: C2-6

**CERTIFICATE OF APPROPRIATENESS**

A Greek Revival style rowhouse, built in 1839-40. Application is to construct rear yard and rooftop additions.

**101 Greene Street - SoHo-Cast Iron Historic District**

LPC-23-06421 - Block 500 - Lot 7505 - Zoning: M1-5/R7X

**CERTIFICATE OF APPROPRIATENESS**

A modern recreation of an historic building, designed by Joseph Pell Lombardi and constructed in 2002, pursuant to Certificate of Appropriateness 99-4693. Application is to install a banner sign.

**290 Henry Street, aka 286-292 Henry Street and 333-343****Madison Street - Individual Landmark**

LPC-23-03684 - Block 267 - Lot 19 - Zoning: R7-2

**CERTIFICATE OF APPROPRIATENESS**

A late Federal style church with Georgian Gothic detailing, attributed to John Heath, built in 1827-1829 and later altered, and an attached parish house, designed by Adams & Woodbridge Architects and, built in 1961-63. Application is to demolish the parish house and construct an attached mixed-use tower, alter the areaway, install a rooftop balustrade, install lighting, and replace windows.

**290 Henry Street, aka 286-292 Henry Street and 333-343****Madison Street - Individual Landmark**

LPC-23-06783 - Block 267 - Lot 19 - Zoning: R7-2

**MODIFICATION OF USE AND BULK**

A late Federal style church with Georgian Gothic detailing, attributed to John Heath, built in 1827-1829 and later altered, and an attached parish house, designed by Adams & Woodbridge Architects and, built in 1961-63. 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 and Bulk, pursuant to Section 74-711 of the Zoning Resolution.

m23-j6

**NOTICE IS HEREBY GIVEN** that, pursuant to the provisions of Title 25, Chapter 3 of the Administrative Code of the City of New York (Sections 25-303, 25-307, 25-308, 25-309, 25-313, 25-318, 25-320) on Tuesday, June 6, 2023, the Landmarks Preservation Commission (LPC or agency) will hold a public hearing by teleconference with respect to the properties list below, and then followed by a public meeting.

The final order and estimated times for each application will be posted on the Landmarks Preservation Commission website, the Friday before the hearing. Please note that the order and estimated times are subject to change. The teleconference will be by the Zoom app, and will be live streamed on the LPC's YouTube channel, [www.youtube.com/nyclpc](http://www.youtube.com/nyclpc). Members of the public should observe the meeting on the YouTube channel and may testify on particular matters by joining the meeting using either the Zoom app, or by calling in from any phone. Specific instructions on how to observe and testify, including the meeting ID and

password, and the call-in number, will be posted on the agency's website, under the "Hearings" tab <https://www1.nyc.gov/site/lpc/hearings/hearings.page>, on the Monday before the public hearing. Any person requiring language assistance services or other reasonable accommodation in order to participate in the hearing or attend the meeting, should contact the LPC by contacting Gregory Cala, Community and Intergovernmental Affairs Coordinator, at [gcala@lpc.nyc.gov](mailto:gcala@lpc.nyc.gov), or (212) 602-7254, at least five (5) business days before the hearing or meeting. Please note: Due to the City's response to COVID-19, this public hearing and meeting is subject to change and/or cancellation.

**John Birks "Dizzy" Gillespie Residence-105-19 37th Avenue (aka 34-68 106th Street), Corona**

LP-2657 Block 1747 - Lot 51

**ITEM TO BE HEARD**

A Colonial Revival style building, home to legendary jazz trumpeter John Birks "Dizzy" Gillespie from 1953 to 1965.

**935 St. Nicholas Avenue Building-935 St. Nicholas Avenue (aka 929-939 St. Nicholas Avenue, 462-466 West 157th Street)**

LP-2670 Block 2107 - Lot 72

**ITEM TO BE HEARD**

A Gothic Revival style apartment building, built in 1915 and designed by architects Groenberg & Leichtag, which for many years was home to legendary jazz musicians Duke Ellington and Noble Sissle.

**Hotel Cecil & Minton's Playhouse Building-206 West 118th Street (aka 150-158 St. Nicholas Avenue, 206-212 West 118th Street)**

LP-2671 Block 1923 - Lot 38

**ITEM TO BE HEARD**

A five-story Renaissance Revival style hotel, built 1895-96, where the legendary Harlem jazz club Minton's Playhouse flourished for more than three decades.

m22-j6

**MAYOR'S OFFICE OF CONTRACT SERVICES****■ PUBLIC HEARINGS**

Notice of a Franchise and Concession Review Committee (FCRC) Public Hearing on Agency Annual Concession Plans for Fiscal Year 2024 pursuant to Section 1-10 of the Concession Rules of the City of New York (Concession Rules), to be held remotely on Monday, June 12, 2023, commencing at 2:30 P.M., via Microsoft Teams dial in.

At this hearing, the FCRC will further solicit comments about the provisions of the Concession Rules from the vendor community, civic groups and the public at large. The FCRC shall consider the issues raised at the Public Hearing in accordance with the procedures set forth in the New York City Charter under the City Administrative Procedure Act.

The following agencies submitted an Annual Concession Plan for Fiscal Year 2024: the Department of Parks and Recreation; the Department of Citywide Administration Services; the Department of Environmental Protection; the Department of Corrections; the Department of Health and Mental Hygiene; the Department of Transportation; the New York City Fire Department; the Department of Housing Preservation and Development; the NYC & Company on behalf of the Department of Small Business Services; the New York City Economic Development Corporation on behalf of the Department of Small Business Services; the New York City Administration for Children's Services; the New York City Department of Records and Information Services; and the New York City Police Department.

The portfolio of Agency Annual Concession Plans covers significant and non-significant concessions expiring, continuing and anticipated for solicitation or initiation in Fiscal Year 2024. Furthermore, the portfolio covers, inter alia:

- Department of Parks and Recreation: mobile food units, food service facilities, golf courses, driving ranges, marinas, tennis professionals, athletic facilities, Christmas trees, parking lots, markets, fairs, restaurants, concerts, newsstands, stables, gas stations, amusement venues, iceskating rinks, carousels, ferry services, bike rentals, sailboat rentals, souvenirs and gifts, beach equipment, and event programming.
- Department of Citywide Administrative Services: maritime/non-maritime occupancy permits, merchandise and marketing, vending machines and restaurants.
- Department of Environmental Protection: gas purification.
- Department of Corrections: commissary services and vending machines.
- Department of Health and Mental Hygiene: drug discount card program.
- Department of Transportation: vending machines, pedestrian plazas, food courts, café, markets.
- New York City Fire Department: fire museum.
- Department of Housing Preservation and Development: café.

- NYC & Company on behalf of the Department of Small Business Services: marketing, advertising, intellectual property and trademark merchandising.
- New York City Economic Development Corporation on behalf of the Department of Small Business Service: events/installations, parking lots, maritime and non-maritime occupancy permits.
- New York City Administration for Children's Services: vending machines.
- New York City Department of Records and Information Services: licensing representation.
- New York City Police Department: vending machines and cafeteria.

The public may participate in the public hearing by calling the dial-in number below.  
 Dial-in #: +1-646-893-7101 Access Code: 609 518 801  
 Press # on further prompts

Written testimony may be submitted in advance of the hearing electronically to, [fcrc@mocs.nyc.gov](mailto:fcrc@mocs.nyc.gov). All written testimony must be received by June 9th, 2023. In addition, the public may also testify during the hearing by calling the dial-in number.

Interested parties may obtain a copy of the Agency Annual Concession Plans by contacting MOCS' FCRC team via email at, [fcrc@mocs.nyc.gov](mailto:fcrc@mocs.nyc.gov). Upon request, a PDF version of the Agency Annual Concession Plans is available free of cost.

A transcript of the hearing will be posted on the FCRC website at, <https://www.nyc.gov/site/mocs/opportunities/franchises-concessions.page>.

For further information on accessibility or to make a request for accommodations, such as sign language interpretation services, please contact the Mayor's Office of Contract Services (MOCS) via email, at [DisabilityAffairs@mocs.nyc.gov](mailto:DisabilityAffairs@mocs.nyc.gov), or via phone at (212) 298-0734. Any person requiring reasonable accommodation for the public hearing should contact MOCS at least five (5) business days in advance of the hearing to ensure availability.

m25-j8

## RENT GUIDELINES BOARD

### ■ NOTICE

NOTICE IS HEREBY GIVEN THAT THE NEW YORK CITY RENT GUIDELINES BOARD (RGB) will hold a public hearing on **June 15, 2023** at St. Francis College, Auditorium, 179 Livingston Street, Brooklyn, NY from 5:00 P.M. to 8:00 P.M. to consider public comments concerning proposed rent adjustments on leases for apartments, lofts, hotels (including class A and class B hotels, SROs, rooming houses and lodging houses) and other housing units subject to the Rent Stabilization Law of 1969 and the Emergency Tenant Protection Act of 1974. These adjustments will affect leases commencing between October 1, 2023 through September 30, 2024.

Anyone who wants to comment on the proposed rule at an in-person public hearing must sign up to speak. People wishing to speak at the in-person public hearings can pre-register in advance. Pre-registration of speakers is advised. You can pre-register online through our website, [nyc.gov/rgb](http://nyc.gov/rgb), or you can sign up to speak by calling (212) 669-7480 from 9:00 A.M. till 5:00 P.M., Monday through Friday. Pre-registration requests for the hearing must be received before 12:00 P.M. one business day **prior** to the public hearing date. For those who do not pre-register, registration is also available at the public hearings. You can register in-person from 5:00 P.M. to 8:00 P.M. on June 15. You will have two minutes to speak. For further information and to pre-register for a public hearing, call the RGB at (212) 669-7480.

Written requests for pre-registration must be received at the office of the Board at 1 Centre Street, Suite 2210, New York, NY 10007 by 12:00 P.M. on the business day prior to the public hearing date. Written requests for registration can be emailed to [csuperville@rgb.nyc.gov](mailto:csuperville@rgb.nyc.gov) or mailed to the Rent Guidelines Board at the address listed above.

Spanish interpretation will be provided at the hearing. Persons who request that a language interpreter, other than Spanish, or a sign language interpreter or other form of reasonable accommodation for a disability be provided at any of the scheduled hearings must notify Ms. Charmaine Superville at the NYC Rent Guidelines Board at (212) 669-7480 or via email at [csuperville@rgb.nyc.gov](mailto:csuperville@rgb.nyc.gov) by Tuesday, May 30, 2023 no later than 4:30 P.M.

The public is invited to observe all public meetings and public hearings but is invited to speak only at the public hearings. All public hearings may be livestreamed from YouTube at: <https://www.youtube.com/RentGuidelinesBoard>. Members of the public must be present at the public hearing location in order to testify.

Proposed rent guidelines for all of the above classes of stabilized housing units were adopted on **May 2, 2023**. Copies of the proposed

guidelines are available from the NYC Rent Guidelines Board office at the above listed address, at the Board's website [nyc.gov/rgb](http://nyc.gov/rgb), or at [rules.cityofnewyork.us](http://rules.cityofnewyork.us).

j5-14

**NOTICE IS HEREBY GIVEN THAT THE NEW YORK CITY RENT GUIDELINES BOARD (RGB) will hold a virtual public hearing on June 13, 2023** from 5:00 P.M. to 8:00 P.M. to consider public comments concerning proposed rent adjustments on leases for apartments, lofts, hotels (including class A and class B hotels, SROs, rooming houses and lodging houses) and other housing units subject to the Rent Stabilization Law of 1969 and the Emergency Tenant Protection Act of 1974. These adjustments will affect leases commencing between October 1, 2023 through September 30, 2024.

The public may participate in the hearing by going to <https://us02web.zoom.us/j/87645954472> (passcode: 629520), or by telephone by dialing 646-558-8656 (then when prompted, entering Meeting ID: 876 4595 4472; then when prompted for Participant ID, press # to be connected to the meeting). People wishing to speak at the virtual public hearing on June 13 must pre-register in advance. You can pre-register online through our website, [nyc.gov/rgb](http://nyc.gov/rgb), or you can sign up to speak by calling (212) 669-7480 from 9:00 A.M. till 5:00 P.M., Monday through Friday. Registration will end on **June 12, 2023 at 12:00 P.M.**

Written requests for pre-registration must be received at the office of the Board at 1 Centre Street, Suite 2210, New York, NY, 10007 by 12:00 P.M. on the business day prior to the public hearing date. Written requests for registration can be emailed to [csuperville@rgb.nyc.gov](mailto:csuperville@rgb.nyc.gov) or mailed to the Rent Guidelines Board at the address listed above.

Spanish interpretation will be provided at the hearing. Persons who request that a language interpreter, other than Spanish, or a sign language interpreter or other form of reasonable accommodation for a disability be provided at any of the scheduled hearings must notify Ms. Charmaine Superville at the NYC Rent Guidelines Board at (212) 669-7480 or via email at [csuperville@rgb.nyc.gov](mailto:csuperville@rgb.nyc.gov) by Tuesday, May 30, 2023 no later than 4:30 P.M.

The public is invited to observe all public meetings and public hearings but is invited to speak only at the public hearings. All public hearings may be livestreamed from YouTube at: <https://www.youtube.com/RentGuidelinesBoard>. Members of the public must be present at the public hearing location in order to testify.

Proposed rent guidelines for all of the above classes of stabilized housing units were adopted on **May 2, 2023**. Copies of the proposed guidelines are available from the NYC Rent Guidelines Board office at the above listed address, at the Board's website [nyc.gov/rgb](http://nyc.gov/rgb), or at [rules.cityofnewyork.us](http://rules.cityofnewyork.us).

j1-12

**NOTICE IS HEREBY GIVEN THAT THE NEW YORK CITY RENT GUIDELINES BOARD (RGB), will hold a public hearing on June 8, 2023, at the Jamaica Performing Arts Center, Auditorium, 153-10 Jamaica Avenue, Jamaica, NY from 5:00 P.M. to 8:00 P.M. to consider public comments concerning proposed rent adjustments on leases for apartments, lofts, hotels (including class A and class B hotels, SROs, rooming houses and lodging houses) and other housing units subject to the Rent Stabilization Law of 1969 and the Emergency Tenant Protection Act of 1974. These adjustments will affect leases commencing between October 1, 2023 through September 30, 2024.**

Anyone who wants to comment on the proposed rule, at an in-person public hearing must sign up to speak. People wishing to speak, at the in-person public hearings can pre-register in advance. Pre-registration of speakers is advised. You can pre-register online through our website, [nyc.gov/rgb](http://nyc.gov/rgb), or you can sign up to speak by calling (212) 669-7480 from 9:00 A.M. till 5:00 P.M., Monday through Friday. Pre-Registration requests for the hearing must be received before 12:00 P.M. one business day prior, to the public hearing date. For those who do not pre-register, registration is also available, at the public hearings. You can register in-person from 5:00 P.M. to 8:00 P.M. on June 8. You will have two minutes to speak. For further information and to pre-register for a public hearing, call the RGB, at (212) 669-7480.

Written requests for pre-registration must be received, at the office of the Board, at 1 Centre Street, Suite 2210, New York, NY 10007, by 12:00 P.M. on the business day prior, to the public hearing date. Written requests for registration can be emailed to [csuperville@rgb.nyc.gov](mailto:csuperville@rgb.nyc.gov) or mailed, to the Rent Guidelines Board, at the address listed above.

Spanish interpretation will be provided, at these hearings. Persons who request that a language interpreter, other than Spanish, or a sign language interpreter or other form of reasonable accommodation for a disability be provided, at any of the scheduled hearings must notify Ms. Charmaine Superville, at the NYC Rent Guidelines Board, at (212) 669-7480 or via email, at [csuperville@rgb.nyc.gov](mailto:csuperville@rgb.nyc.gov), by Tuesday, May 30, 2023, no later than 4:30 P.M.

The public is invited to observe all public meetings and public hearings

but is invited to speak only, at the public hearings. All public hearings may be livestreamed from YouTube at: <https://www.youtube.com/RentGuidelinesBoard>. Members of the public must be present, at the public hearing location in order to testify.

Proposed rent guidelines for all of the above classes of stabilized housing units were adopted on May 2, 2023. Copies of the proposed guidelines are available from the NYC Rent Guidelines Board office, at the above listed address, at the Board's website [nyc.gov/rgb](http://nyc.gov/rgb), or at [rules.cityofnewyork.us](http://rules.cityofnewyork.us).

m26-j7

### TEACHERS' RETIREMENT SYSTEM

#### MEETING

Please be advised that the next Board Meeting of the Teachers' Retirement System of the City of New York (TRS) has been scheduled for Thursday, June 15, 2023, at 3:30 P.M.

The remote Zoom meeting link be available approximately one hour before the start of the meeting at: <https://www.trsnyc.org/memberportal/About-Us/ourRetirementBoard>

The meeting is open to the public. However, portions of the meeting, where permitted by law, may be held in executive session.

j1-15

### TRANSPORTATION

#### PUBLIC HEARINGS

**NOTICE OF A FRANCHISE AND CONCESSION REVIEW COMMITTEE ("FCRC") PUBLIC HEARING** to be held remotely via a Microsoft Teams dial-in on Monday, June 12, 2023, commencing at 2:30 P.M., relating to: a proposed amendment to a coordinated street furniture franchise agreement (the "Agreement") between the City of New York and JCDecaux Street Furniture New York, LLC (f/k/a Cemusa NY, LLC) (the "Company") that will, among other things, extend the term of the Agreement by five years and incorporate additional rights and responsibilities, including, without limitation, an increase in the overall number of Bus Shelters and Automatic Public Toilets that the Company may install, maintain and operate, and the modification of certain revenue requirements applicable to the Company.

The public may participate in the public hearing by calling the dial-in number below. Written testimony may be submitted in advance of the hearing electronically, to [fcrc@mocs.nyc.gov](mailto:fcrc@mocs.nyc.gov). All written testimony must be received by June 12, 2023. In addition, the public may also testify during the hearing by calling the dial-in number. The dial-in information is below:

Dial-in #: +1 646-893-7101  
Access Code: 609 518 801#  
Press # on further prompts

A draft copy of the amendment may be obtained, at no cost, by any of the following ways:

- 1) Send a written request by email, to DOT, at [streetfurniture@dot.nyc.gov](mailto:streetfurniture@dot.nyc.gov), from May 19, 2023 to June 9, 2023.
- 2) Send a written request by mail, to Helen Morales, NYC Department of Transportation, 55 Water Street, 9th Floor, New York, NY 10041. Written requests must be received by May 26, 2023. For mail-in request, please include your name, return address, and reference the "JCDecaux Street Furniture Franchise Amendment".

A transcript of the hearing will be posted on the FCRC website at: <https://www.nyc.gov/site/mocs/opportunities/franchises-concessions.page>.

For further information on accessibility or to make a request for accommodations, such as sign language interpretation services, please contact the Mayor's Office of Contract Services (MOCS), via email, at [DisabilityAffairs@mocs.nyc.gov](mailto:DisabilityAffairs@mocs.nyc.gov), or via phone, at (212) 298-0734. Any person requiring reasonable accommodation for the public hearing should contact MOCS, at least five (5) business days in advance of the hearing to ensure availability.

Accessibility questions: [DisabilityAffairs@mocs.nyc.gov](mailto:DisabilityAffairs@mocs.nyc.gov), by: Friday, June 2, 2023, 5:00 P.M.



m19-j9

## COURT NOTICES

### SUPREME COURT

#### NEW YORK COUNTY

#### NOTICE

#### NOTICE OF ACQUISITION INDEX NUMBER 450502/2023 CONDEMNATION PROCEEDING

**IN THE MATTER OF** the Application of the CITY OF NEW YORK, Petitioner,

To Acquire by Exercise of its Powers of Eminent Domain, Fee Interests in Certain Real Property Known as Tax Block 709, Lots 23, 52 and a Portion of Lot 31; and Tax Block 710, Lot 20; all Located in the Borough of Manhattan, Required as Part of the

#### HUDSON PARK AND BOULEVARD PROJECT, PHASE 2, STAGE 2.

**PLEASE TAKE NOTICE**, that by order of the Supreme Court of the State of New York, County of New York, IAS Part 17 (Hon. Shlomo S. Hagler, J.S.C.), duly entered in the office of the Clerk of the County of New York on May 4, 2023 ("Order") [DE 25], the application of the CITY OF NEW YORK ("City") to acquire title in fee simple absolute to Tax Block 709, Lots 23, 52, and a Portion of Lot 31; and Tax Block 710, Lot 20, for the purpose of extending the Hudson Park and Boulevard in connection with the HUDSON PARK AND BOULEVARD PROJECT, PHASE 2, STAGE 2, was granted and the City was thereby authorized to file an acquisition map with the Office of the Clerk of the County of New York and the Office of the City Register, Borough of Manhattan. Said map, showing the property interests acquired by the City, was filed with the Office of the City Register on May 16, 2023, and was filed with the Office of the Clerk on May 17, 2023. The property interests vested in the City on May 16, 2023.

**PLEASE TAKE FURTHER NOTICE**, that the property acquired by the City in this Phase 2, Stage 2 of the Hudson Park and Boulevard Project is Manhattan Tax Block 709, Lots 23, 52 and a Portion of Lot 31; and Tax Block 710, Lot 20, which is in the area generally bounded by Tenth and Eleventh Avenues, West 37<sup>th</sup> to West 39<sup>th</sup> Streets, in the Borough of Manhattan, City, County and State of New York. This acquisition is for the purpose of extending the Hudson Park and Boulevard. When complete, the mid-block park will run from 33<sup>rd</sup> to 39<sup>th</sup> Street and Hudson Boulevard will run from 33<sup>rd</sup> to 38<sup>th</sup> Street, between 10<sup>th</sup> and 11<sup>th</sup> Avenues.

**PLEASE TAKE FURTHER NOTICE**, that pursuant to said Order and to §§ 503 and 504 of the Eminent Domain Procedure Law ("EDPL") of the State of New York, each and every person interested in the real property acquired in the above-referenced proceeding and having any claim or demand on account thereof shall have until (and including) November 6, 2023 to file a written claim with the Clerk of the Court of New York County, and to serve within the same timeframe a copy thereof on the Corporation Counsel of the City of New York, Tax and Bankruptcy Litigation Division, 100 Church Street, New York, New York 10007 and upon Carter Ledyard & Milburn LLP, 28 Liberty Street, 41<sup>st</sup> Floor, New York, NY 10005. Pursuant to EDPL § 504, the claim shall include:

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

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

**PLEASE TAKE FURTHER NOTICE**, that, pursuant to § 5-310 of the New York City Administrative Code, proof of title shall be submitted to the Corporation Counsel of the City of New York, Tax and Bankruptcy Litigation Division, 100 Church Street, New York, New York.

Dated: New York, NY  
May 18, 2023

HON. SYLVIA O. HINDS-RADIX  
 Corporation Counsel of the City of New York  
 100 Church Street  
 New York, NY 10007  
 Tel. (212) 356-3529  
 By: Michael Chestnov  
 Assistant Corporation Counsel

m25-j8

## PROPERTY DISPOSITION

*The City of New York in partnership with PublicSurplus.com posts online auctions. All auctions are open to the public.*

Registration is free and new auctions are added daily. To review auctions or register visit <https://publicsurplus.com>

## CITYWIDE ADMINISTRATIVE SERVICES

### ■ SALE

The City of New York in partnership with IAAI.com posts vehicle and heavy machinery auctions online every week at:

<https://iaai.com/search?keyword=dcas+public>  
 All auctions are open to the public and registration is free.

Vehicles can be viewed in person at:  
 Insurance Auto Auctions, Green Yard  
 137 Peconic Avenue, Medford, NY 11763  
 Phone: (631) 207-3477

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

jj29-j17

## PROCUREMENT

### *“Compete To Win” More Contracts!*

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

- *Win More Contracts, at [nyc.gov/competetowin](http://nyc.gov/competetowin)*

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

### HHS ACCELERATOR PREQUALIFICATION

To respond to human services Requests for Proposals (RFPs), in accordance with Section 3-16 of the Procurement Policy Board Rules of the City of New York (“PPB Rules”), vendors must first complete and submit an electronic HHS Accelerator Prequalification Application using the City’s PASSPort system. The PASSPort system is a web-based system maintained by the City of New York for use by its Mayoral Agencies to manage procurement. Important business information collected in the Prequalification Application is required

every three years. Documents related to annual corporate filings must be submitted on an annual basis to remain eligible to compete. Prequalification applications will be reviewed to validate compliance with corporate filings and organizational capacity. Approved organizations will be eligible to compete and would submit electronic proposals through the PASSPort system. The PASSPort Public Portal, which lists all RFPs, including HHS RFPs that require HHS Accelerator Prequalification, may be viewed at [https://passport.cityofnewyork.us/page.aspx/en/rfp/request\\_browse\\_public](https://passport.cityofnewyork.us/page.aspx/en/rfp/request_browse_public). All current and prospective vendors should frequently review information listed on roadmap to take full advantage of upcoming opportunities for funding. For additional information about HHS Accelerator Prequalification and PASSPort, including background materials, user guides and video tutorials, please visit <https://www1.nyc.gov/site/mocs/systems/about-go-to-passport.page>.

## ADMINISTRATION FOR CHILDREN’S SERVICES

### PREVENTION SERVICES

#### ■ AWARD

*Human Services/Client Services*

**PREVENTION SERVICES - BSFT - MANHATTAN** - Renewal - PIN# 06820P8176KXLR001 - AMT: \$5,797,513.99 - TO: New York Foundling, 590 Avenue of the Americas, New York, NY 10011-2019.

ACS will renew this contract for three (3) years from July 1, 2023, through June 30, 2026. This renewal is critical in preventing disruption of services to our youth. The terms & conditions will remain the same as per the underlying contract.

← j6

**PREVENTION SERVICES - FAMILY SUPPORT - BK6** - Renewal - PIN# 06820P8218KXLR001 - AMT: \$5,400,000.00 - TO: Mercyfirst, 525 Convent Road, Syosset, NY 11791.

ACS will renew this contract for three (3) years from July 1, 2023, through June 30, 2026. This renewal is critical in preventing disruption of services to our youth. The terms & conditions will remain the same as per the underlying contract.

← j6

**PREVENTION SERVICES - FAMILY SUPPORT - BX1** - Renewal - PIN# 06820P8191KXLR001 - AMT: \$5,518,202.81 - TO: New York Foundling, 590 Avenue of the Americas, New York, NY 10011-2019.

ACS will renew this contract for three (3) years from July 1, 2023, through June 30, 2026. This renewal is critical in preventing disruption of services to our youth. The terms & conditions will remain the same as per the underlying contract.

← j6

**PREVENTION SERVICES - FFT - MANHATTAN** - Renewal - PIN# 06820P8187KXLR001 - AMT: \$5,797,795.24 - TO: New York Foundling, 590 Avenue of the Americas, New York, NY 10011-2019.

ACS will renew this contract for three (3) years from July 1, 2023, through June 30, 2026. This renewal is critical in preventing disruption of services to our youth. The terms & conditions will remain the same as per the underlying contract.

← j6

**PREVENTION SERVICES - FFT - QUEENS** - Renewal - PIN# 06820P8188KXLR001 - AMT: \$5,791,977.68 - TO: New York Foundling, 590 Avenue of the Americas, New York, NY 10011-2019.

ACS will renew this contract for three (3) years from July 1, 2023, through June 30, 2026. This renewal is critical in preventing disruption of services to our youth. The terms & conditions will remain the same as per the underlying contract.

← j6

**PREVENTION SERVICES - FFT ADAPTATIONS - BROOKLYN** - Renewal - PIN# 06820P8254KXLR001 - AMT: \$10,111,869.38 - TO: New York Foundling, 590 Avenue of the Americas, New York, NY 10011-2019.

ACS will renew this contract for three (3) years from July 1, 2023, through June 30, 2026. This renewal is critical in preventing disruption of services to our youth. The terms & conditions will remain the same as per the underlying contract.

← j6

**PREVENTION SERVICES - FFT ADAPTATIONS - QUEENS** - Renewal - PIN# 06820P8256KXLR001 - AMT: \$10,110,379.24 - TO: New York Foundling, 590 Avenue of the Americas, New York, NY 10011-2019.



ACS will renew this contract for three (3) years from July 1, 2023, through June 30, 2026. This renewal is critical in preventing disruption of services to our youth. The terms & conditions will remain the same as per the underlying contract.

← j6

**PREVENTION SERVICES: MST-PREV/MST-SA -MANHATTAN SITE** - Renewal - PIN# 06820P8246KXLR001 - AMT: \$5,056,416.98 - TO: New York Foundling, 590 Avenue of the Americas, New York, NY 10011-2019.

ACS will renew this contract for three (3) years from July 1, 2023, through June 30, 2026. This renewal is critical in preventing disruption of services to our youth. The terms & conditions will remain the same as per the underlying contract.

← j6

**PREVENTION SERVICES: MST-PREV/MST-SA BROOKLYN SITE** - Renewal - PIN# 06820P8245KXLR001 - AMT: \$5,059,540.35 - TO: New York Foundling, 590 Avenue of the Americas, New York, NY 10011-2019.

ACS will renew this contract for three (3) years from July 1, 2023, through June 30, 2026. This renewal is critical in preventing disruption of services to our youth. The terms & conditions will remain the same as per the underlying contract.

← j6

**YOUTH AND FAMILY JUSTICE**

■ INTENT TO AWARD

*Human Services/Client Services*

**ALTERNATIVE TO DETENTION - NEGOTIATED ACQUISITION** - Negotiated Acquisition/Pre-Qualified List - PIN# 06823N0035 - Due 6-15-23 at 8:00 P.M.

ACS conducted a Competitive Sealed Proposal process to solicit ATD services. Good Shepherd Services (GSS) received the award for the Brooklyn ATD program. Since GSS will not be ready to start the program till mid September, ACS would like to utilize the Alternative to Detention Negotiated Acquisition for Center for Community Alternatives (CCA) to avoid an extended gap in ATD services in Brooklyn. CCA is currently contracted for ATD services in Brooklyn by MOCJ.

Pursuant to Section 3-04 (b)(2)(i)(D) of the New York City Procurement Policy Board (PPB) Rules, negotiated acquisition may be used if a compelling need for services exists that cannot be timely met through competitive sealed bidding or Competitive Sealed Proposals. It is the best interest of the city to enter into a negotiated acquisition with CCA to avoid gap in services.

j1-7

**AGING**

**PROGRAM OPERATIONS**

■ AWARD

*Human Services/Client Services*

**CSS SOFTWARE** - Required/Authorized Source - PIN# 12523R0001001 - AMT: \$114,600.00 - TO: Community Software Solutions, Inc., 30 Jefferson Plaza, Princeton, NJ 08540.

Volunteer Management Software Annual Renewal for Foster Grandparent and Senior Employment.

← j6

**CHIEF MEDICAL EXAMINER**

**AGENCY CHIEF CONTRACTING OFFICER**

■ INTENT TO AWARD

*Services (other than human services)*

**MAINTENANCE AND SUPPORT SERVICES FOR AB SCIEX INSTRUMENTS** - Sole Source - Available only from a single source - PIN# PASSPort EPIN 81623Y0311 - Due 6-14-23 at 12:00 A.M.

Pursuant to Section 3-5 of the PPB Rules, the Office of Chief Medical Examiner (OCME) intends to enter into a sole source contract with AB SCIEX LLC to perform the maintenance and support services for the following AB SCIEX instruments: QTRAP6500 Mass Spectrometer, Serial # BL211201701 6600+ Mass Spectrometer, Serial # EY220852006 EKS nanoLC400 series Pump, Serial # 19-02-33-037, 190053.

OCME has determined that AB SCIEX LLC is the sole manufacturer and distributor of the MALDI TOF, TripleTOF systems and corresponding products. OCME have established the vendor has no

other authorized distributors who can provide these services in the United States; only AB SCIEX engineers are trained by AB SCIEX for the purposes of selling such maintenance services in the United States.

Any other vendor who is capable of providing this service to the OCME should submit an expression of interest under the questionnaire tab in PASSPort (EPIN 81623Y0311) no later than 2:00 P.M., on June 14th, 2023. Vendor resources and materials can be found at the link below under the Finding and Responding to RFx heading.

Link: <https://www.nyc.gov/site/mocs/passport/getting-started-with-passport.page>.

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.

Chief Medical Examiner, 421 East 26th Street, 10th Floor, New York, NY 10016. Mai Mikhaeil (212) 323-1704; mmikhaeil@ocme.nyc.gov

m31-j6

■ SOLICITATION

*Services (other than human services)*

**81623B0003-81623ME001 - ELEVATOR MAINTENANCE AND REPAIR SERVICE** - Competitive Sealed Bids - PIN# PASSPort PIN 81623B0003, Agency PIN 81623ME001 - Due 6-27-23 at 2:00 P.M.

The Office of Chief Medical Examiner ("OCME") is seeking specific bids from qualified contractors to furnish all material, labor, supervision, tools, supplies and equipment necessary to provide full-service Elevator Maintenance and Repair Services to (4) facilities and locations owned and/or operated by the OCME.

Bid documents are only available electronically in PASSPort EPIN 81623B0003. Paper documents are not available for distribution.

Vendor resources and materials can be found at the link below under the Finding and Responding to RFx heading.

Link: <https://www.nyc.gov/site/mocs/passport/getting-started-with-passport.page>

No Pre-Bid Conference is scheduled for this bid. Bidders are urged to personally examine the sites prior to submitting bids. Site visits are optional, but strongly recommended.

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.

Chief Medical Examiner, 421 East 26th Street, 10th Floor, New York, NY 10016. Mai Mikhaeil (212) 323-1704; mmikhaeil@ocme.nyc.gov

← j6

**CITYWIDE ADMINISTRATIVE SERVICES**

**CITYWIDE PROCUREMENT**

■ SOLICITATION

*Goods*

**85723B0115-BID 2300103 - PAPER, TOILET, ROLL, WHITE (CSH)** - Competitive Sealed Bids - PIN# 85723B0115 - Due 7-12-23 at 10:30 A.M.

All Bids are submitted electronically using NYC PASSPort. To review the details (bid documents, pre-bid conference notices, etc.) of this solicitation and participate, you must have a PASSPort account. Please visit the PASSPort Public RFx Site (aka "Procurement Navigator") at: [https://passport.cityofnewyork.us/page.aspx/en/rfp/request\\_browse\\_public](https://passport.cityofnewyork.us/page.aspx/en/rfp/request_browse_public) and use the "keyword" search field to locate the solicitation for "85723B0115-Bid 2300103 - Paper, Toilet, Roll, White (CSH)". You may also search using the EPIN 85723B0115. If you have any issues with PASSPort, please contact the PASSPort Helpdesk at: [nyc.gov/mocshelp](http://nyc.gov/mocshelp).

Bid Opening - In Person Bid Opening will be at: 1 Centre Street, 18th Floor Bid Room, New York, NY 10007. To attend the Bid Opening virtually via ZOOM, please see link to register in PASSPort. \* Pre-Bid Conference - Virtual Pre-Bid Conference will be held via ZOOM. Please see link to register in PASSPort.

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

Citywide Administrative Services, 1 Centre Street, 18th Floor, New York, NY 10007. Christopher Likokas (212) 386-0424; CLikokas@dcas.nyc.gov

j6

DIVISION OF MUNICIPAL SUPPLY SERVICE

SOLICITATION

Goods

85723B0126-2300123-GRP: FERRARA FIRE APPARATUS

- Competitive Sealed Bids - PIN# 85723B0126 - Due 7-11-23 at 10:30 A.M.

The New York City Department of Citywide Administrative Services ("DCAS") is issuing a competitive sealed bid for GRP: FERRARA FIRE APPARATUS for the City of New York. For Virtual Bid Opening, please register using the following link: https://dcas-nyc-gov.zoom.us/j/85723B0126

Please see the solicitation for additional details and submit your proposals by both acknowledging the receipt of the RFX in the acknowledgement tab and completing your response in the manage responses tab. DCAS strongly advises vendors to finalize and submit bids 48 hours prior to due date and time. The City is not responsible for technical issues (e.g. Internet connection, power outages, technology malfunction, computer errors, etc.) related to bid submissions.

Bid opening Location - In Person Bid Opening will be at: 1 Centre Street, 18th Floor Bid Room, New York, NY 10007 on June 22nd, 2023. For Virtual Bid Opening, please register using the following link: New York NY 10007.

j6

85723B0129-2300126- RENTAL OF VARIOUS EQUIPMENT-DEP

- Competitive Sealed Bids - PIN# 85723B0129 - Due 7-25-23 at 10:30 A.M.

Please see the solicitation documents for additional details. Please submit your proposals by both acknowledging the receipt of the RFX in the Acknowledgement tab and completing your response in the Manage Responses tab. Vendor resources and materials can be found at the link below under the Finding and Responding to RFX heading. If you need additional assistance with PASSPort, please contact the MOCS Service Desk at https://mocssupport.atlassian.net/servicedesk/customer/portal/8.

Link: https://www1.nyc.gov/site/mocs/systems/passport-user-materials.page. For Virtual Bid Opening, please register using the following link: https://dcas-nyc-gov.zoom.us/j/85723B0129

Bid opening Location - 1 Centre Street Bid Room - 18th Floor North, New York, NY 10007.

j6

AWARD

Services (other than human services)

ENTERPRISE PRINT MANAGEMENT SERVICE TO NYC

AGENCIES - Intergovernmental Purchase - PIN# 85722G0002001 - AMT: \$15,000,000.00 - TO: Xerox Corporation, 201 Merritt 7, Norwalk, CT 06851-1056.

j6

HUMAN CAPITAL

INTENT TO AWARD

Services (other than human services)

TEST DEVELOPMENT SERVICES FOR FIREFIGHTER EXAM

- Negotiated Acquisition - Other - PIN#85623N0007 - Due 6-8-23 at 12:00 P.M.

Pursuant to Section 3-04(b)(2)(i)(D) of the Procurement Policy Board Rules, the Department of Citywide Administrative Services intends to enter into a negotiated acquisition contract with Lifelong Learner Enterprises II, LLC dba Talogy LLC, to acquire services to develop, administer and score the next examination for Firefighter. The contract amount is \$2,500,000 for a five (5) year term with one renewal option.

This notice is for information purposes only.

Any firm that believes it could also provide these requirements will be considered in future procurements conducted by the Agency. Expressions of interest can be sent to AGaydukova@dcas.nyc.gov.

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

Citywide Administrative Services, 1 Centre Street, 18th Floor, New York, NY 10007. Alla Gaydukova (212) 386-0457; AGaydukova@dcas.nyc.gov

j2-8

CONSUMER AND WORKER PROTECTION

OFE

AWARD

Human Services/Client Services

COJO ATSI RENEWAL - Renewal - PIN# 86620P8170KXLR001 - AMT: \$300,000.00 - TO: Council of Jewish Organizations of Flatbush Inc., 1523 Avenue M, 3rd Floor, Brooklyn, NY 11230-5211.

Council of Jewish Organization of Flatbush Inc. will be providing the Annual Tax Season Initiative which seeks to expand the availability of free tax preparation services to eligible New York City Resident with low-and moderate -income and increase awareness of the access to valuable tax Credit. COJO will be serving Brooklyn.

j6

DESIGN AND CONSTRUCTION

PROGRAM MANAGEMENT

VENDOR LIST

Construction/Construction Services

(PQL): EMERGENCY SEWER WORK

NYC DDC is certifying the EMERGENCY SEWER WORK with the following approved vendors:

- 1. C.A.C. Industries Inc.
2. Inter Contracting Corp.
3. JLJ IV Enterprises Inc.
4. Jr Cruz Corp.
5. Perfetto Enterprises Company Inc.
6. Triumph Construction Corp.

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

Design and Construction, Lorraine Holley (718) 391-1362; rfq\_pql@ddc.nyc.gov

j6-12

(PQL): EMERGENCY WATER MAIN WORK

NYC DDC is certifying the EMERGENCY WATER MAIN WORK with the following approved vendors:

- 1. C.A.C. Industries Inc.
2. Inter Contracting Corp.
3. JLJ IV Enterprises Inc.
4. Jr Cruz Corp.
5. Perfetto Enterprises Company Inc.
6. Triumph Construction Corp.

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

Design and Construction, Lorraine Holley (718) 391-1362; rfq\_pql@ddc.nyc.gov

j6-12

(PQL): RECONSTRUCTION AND RESTORATION OF LANDMARKED AND LANDMARK-QUALITY BUILDINGS

NYC DDC is certifying the Reconstruction And Restoration Of Landmarked And Landmark-Quality Buildings:with the following approved vendors:

- 1. ANDRON CONSTRUCTION CORP
2. EVERGREENE ARCHITECTURAL ARTS, INC
3. LO SARDO GENERAL CONTRACTORS INC.
4. METROPOLITAN CONSTRUCTION CORP
5. N.S.P. ENTERPRISES, INC.
6. NEELAM CONSTRUCTION CORP
7. NICHOLSON & GALLOWAY INC
8. PADILLA CONSTRUCTION SERVICES, INC. PCS
9. STALCO CONSTRUCTION INC
10. TIRCON LLC
11. XBR 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.

Design and Construction, 30-30 Thomson Avenue, First Floor, Long Island City, NY 11101. Competitive Sealed Bids (718) 391-2410; rfq\_pqi@ddc.nyc.gov

j5-9

**EDUCATION**

**EARLY CHILDHOOD**

■ AWARD

*Human Services/Client Services*

**UPK-BTF- OLS# 49759** - Competitive Sealed Proposals/Pre-Qualified List - PIN# 04022P0673196 - AMT: \$3,568,200.00 - TO: The Puerto Rican Organization to Motivate, Enlight, 300 East 175th Street, Bronx, NY 10457.

The New York City Department of Education (“DOE”) hereby requests authorization to release a Request for Proposals (“RFP”) on behalf of the Division of Early Childhood Education (“DECE”) to provide 3-K and Pre-K for All services commencing in the 2022-2023 school year.

This solicitation is being conducted as an RFP because these services are administered directly to children and must be evaluated on qualitative criteria.

◀ j6

**FUNDED AND SPECIAL SERVICES**

■ AWARD

*Human Services/Client Services*

**FY23 DISCRETIONARY - UFT DIAL A TEACHER PROGRAM** - Renewal - PIN# 04021L1608001R002 - AMT: \$168,800.00 - TO: United Federation of Teachers Educational Foundati, 52 Broadway, 18th Floor, New York, NY 10010.

The allocation to the United Federation of Teachers Educational Foundation supports the Positive Learning Collaborative program (\$1374557) the BRAVE mental health hotline (\$183275) and the expansion of Dial-a-Teacher to an online platform (\$154683).

◀ j6

**BOARD OF ELECTIONS**

**PROCUREMENT DEPARTMENT**

■ INTENT TO AWARD

*Services (other than human services)*

**MEDIA ADS AND INFORMATION CAMPAIGN FOR PRIMARY** - Negotiated Acquisition - Available only from a single source - PIN# 003202360427 - Due 6-15-23 at 2:00 P.M.

Notice of intent to enter into negotiated acquisition contract with Venus Media LLC to provide media buys for legal ads and information campaign for June 2023 primary election.

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.

Board of Elections, 32 Broadway, 7th Floor, New York, NY 10004. Leslie Williams (212) 855-1228; Lwilliams@boe.nyc

◀ j6-12

**ENVIRONMENTAL PROTECTION**

**WASTEWATER TREATMENT**

■ AWARD

*Construction/Construction Services*

**PROCESSING & BENEFICIAL REUSE OF NYC DEP BIOSOLIDS** - Government to Government - PIN# 82623T0006001 - AMT: \$55,000,000.00 - TO: Passaic Valley Sewerage Com., 600 Wilson Avenue, Newark, NJ 07105.

BWT-1609-PVSC: Processing and Beneficial Reuse of NYCDEP Biosolids. DEP operates water resource recovery facilities (“WRRFs”) and motorized sludge vessels and desires to transport by motorized sludge vessel liquid digested solids (herein referred to as “sludge”) from its facilities to be processed into biosolids and transported to a final disposition site by PVSC (PASSAIC VALLEY SEWERAGE COMMISSION).

◀ j6

**FINANCIAL INFORMATION SERVICES AGENCY**

**PROCUREMENT SERVICES**

■ INTENT TO AWARD

*Goods and Services*

**THE ROCKET SOFTWARE PROVIDES CICS APPLICATION SERVER MONITORING. MONITORS SYSTEM RESOURCE USE (CPU, MEMORY) FOR CICS APPLICATION SERVERS USED BY OUR FMS APPLICATION.** - Sole Source - Available only from a single source - PIN# 127FY2400004 - Due 6-9-23 at 10:00 A.M.

Pursuant to Section 3-05 of the Procurement Policy Board Rules (PPB), the Financial Information Services Agency (FISA) intends to enter into a Sole Source agreement with Rocket Software for proprietary mainframe software maintenance and support. The software is highly proprietary and is considered a trade secret of Rocket Software, Inc. The contract term will be 7/1/2023 to 6/30/2025. The City shall have the unilateral option to renew the Agreement for successive terms not to exceed an additional three (3) years.

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.

Financial Information Services Agency, 5 Manhattan West - 4th Floor, New York, NY 10001. Kerry Vega (212) 857-1178; kvega@fisa-ops.nyc.gov

j5-9

**THE SAS SOFTWARE PROVIDES DATA MINING USED TO ANALYZE AND REPORT ON VARIOUS AUDIT AND RESOURCE USAGE RECORDS WITHIN OUR MAINFRAME ENVIRONMENT.** - Sole Source - Available only from a single source - PIN# 127FY2400005 - Due 6-9-23 at 10:00 A.M.

Pursuant to Section 3-05 of the Procurement Policy Board Rules (PPB), the Financial Information Services Agency (FISA), intends to enter into a Sole Source agreement with SAS Institute Inc., for Base SAS and IMS proprietary software maintenance and support. The SAS software is proprietary and the maintenance can only be provided through SAS directly. The term of this contract shall be from 7/1/2023 - 06/30/2026. The City shall have the option to renew for successive terms(s) not to exceed an additional three (3) years.

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.

Financial Information Services Agency, 5 Manhattan West, New York, NY 10001. Kerry Vega (212) 857-1178; kvega@fisa-ops.nyc.gov

j5-9

**HEALTH AND MENTAL HYGIENE**

**MENTAL HYGIENE**

■ INTENT TO AWARD

*Human Services/Client Services*

**DEMONSTRATION PROJECT FOR VIRTUAL MENTAL HEALTH SERVICES** - Demonstration Project - Other - PIN# 81623D0001 - Due 6-20-23 at 7:00 P.M.

NYC Department of Health and Mental Hygiene intends to pursue a demonstration project to test and evaluate the feasibility of an innovative approach to youth mental health services. This demonstration project will test a web and app-based platform that offers virtual mental health support to high school-aged teens via multiple modalities, including text-based counseling, with the option of live audio or video sessions. This project is one component of the City’s Mental Health agenda and is critical in responding to the mental health crisis in NYC. PIN: 24AS017001R0X00.

The NYC Department of Health and Mental Hygiene aims to

implement a Demonstration Project which will provide universal access for teens: virtual emotional supports and mental health services to teens across the NYC. There is no NYC-funded resource that has a focus to be exclusively used by teens in NYC whose features are informed by youth perspective and feedback. TalkSpace is uniquely positioned to be part of this demonstration project because of their existing NYC-based provider network.

◀ j6-12

**HOUSING AUTHORITY**

**PROCUREMENT**

■ SOLICITATION

*Construction Related Services*

**INDEFINITE DELIVERY INDEFINITE QUANTITY (IDIQ) CONTRACT FOR V/C FLOOR TILE IN APARTMENTS & PUBLIC SPACES LOCATED @ VARIOUS DEVELOPMENT IN ALL FIVE (5) BOROUGHES OF NEW YORK CITY.** - Competitive Sealed Bids - PIN# 451015, 451016, 451017, 451018, 451019 - Due 6-20-23 at 10:00 A.M.

Installation of vinyl-composition floor tile over existing floor tile. Installation of vinyl-composition floor tile over the existing properly prepared concrete floor. The removal and replacement of existing/or missing vinyl cove base molding. As directed, remove Non-Asbestos Containing floor coverings, including but not limited to vinyl composition floor tile, linoleum, self-adhesive floor tile, carpet, ceramic floor tile, wood flooring, etc. The work as described above shall be performed in occupied and unoccupied ("move-out") apartments as designated by the Development Superintendent. The contractor will be required to perform this work in complete apartments or complete individual/rooms within apartments. However, the contractor will not be required to do a portion of a room.

Interested vendors are invited to obtain a copy of the opportunity at NYCHA's website by going to the <http://www.nyc.gov/nychabusines>. On the left side, click on "iSupplier Vendor Registration/Login" link. (1) If you have an iSupplier account, then click on the "Login for registered vendors" link and sign into your iSupplier account. (2) If you do not have an iSupplier account you can Request an account by clicking on "New suppliers register in iSupplier" to apply for log-in credentials. Once you have accessed your iSupplier account, log into your account, then choose under the Oracle Financials home page, the menu option "Sourcing Supplier", then choose "Sourcing", then choose "Sourcing Homepage"; and conduct a search in the "Search Open Negotiations" box for the RFQ Number (s) 451015-451019.

Note: In response to the COVID-19 outbreak, we are accepting only electronic bids submitted online via iSupplier.

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, 6th Floor, New York, NY 10007. Sabrina Steverson (212) 306-6771; [sabrina.steverson@nycha.nyc.gov](mailto:sabrina.steverson@nycha.nyc.gov)

◀ j6

*Goods and Services*

**SMD SERVICE & REPAIR OF INTERCOM SYSTEMS- VARIOUS DEVELOPMENTS WITHIN THE FIVE BOROUGHES OF NEW YORK CITY.** - Competitive Sealed Bids - Due 7-5-23 at 3:00 P.M.

- RFQ# 451025 - Various Bronx Developments
- RFQ# 451026 - Various Brooklyn Developments
- RFQ# 451027 - Various Manhattan Developments
- RFQ# 451028 - Various Queens/Staten Island Developments

The Term of this contract is three (3) years with up to two (2) one-year renewal periods, at NYCHA's sole discretion.

NYCHA'S Project Labor Agreement: The Project Labor Agreement by and amongst New York City Housing Authority, the Building and Construction Trades Council of Greater New York and Vicinity, and the signatory local unions and contractors (the "PLA") will apply to the contract. As part of its bid and no later than three (3) business days following the bid submission deadline, the Bidder must submit Letters of Assent to the Project Labor Agreement signed by the Bidder and each of the Bidder's proposed subcontractors. Failure to submit all required signed Letters of Assent within three (3) business days following the bid submission deadline shall result in a determination that the Bidder's bid is non-responsive.

NYCHA's MWBE Utilization Plan: All vendors are required to

participate in NYCHA's MWBE Utilization Plan. Vendors are required to complete and submit at least ONE of the following items by the due date(s) listed. -MWBE Utilization Plan: At time of bid submission (also required when requesting a Partial Waiver) Failure to complete the Utilization Plan or Waiver may deem your bid non-responsive. "OR" -Waiver (or Partial Waiver) of MWBE Utilization Plan: at least Seven (7) days prior to bid due date.

Pre-Bid Conference: A non-mandatory virtual Pre-Bid Conference will be hosted, Friday, June 9, 2023, at 11:00 A.M., and will be conducted remotely via Microsoft Teams meeting. Attendance is strongly encouraged and NYCHA requests that Bidders thoroughly review bid documents in advance of the meeting. To participate in the Pre-Bid Conference, please follow the options below: Microsoft Teams meeting (Join on your computer or mobile app)

Option 1: Copy and paste the below into your browser Click here to join the meeting [https://teams.microsoft.com/l/meetup-join/19%3ameeting\\_MjVhNmZhMwQzMzU2OS00NDc5LWJhMmItZW12YWY2ZjEyMjI%40tread.v2/0?context=%7b%22Tid%22%3a%272709ab558-a73c-4f8f-98ad-20bb096cd0f8%22%2c%22Oid%22%3a%22781e2b6c-61d3-487b-9358-9f50e58c2c7c%22%7d](https://teams.microsoft.com/l/meetup-join/19%3ameeting_MjVhNmZhMwQzMzU2OS00NDc5LWJhMmItZW12YWY2ZjEyMjI%40tread.v2/0?context=%7b%22Tid%22%3a%272709ab558-a73c-4f8f-98ad-20bb096cd0f8%22%2c%22Oid%22%3a%22781e2b6c-61d3-487b-9358-9f50e58c2c7c%22%7d)

Option 2: Join by entering a meeting ID Meeting ID: 223 248 662 913 Passcode: y6EPk9 Download Teams | Join on the web

Option 3: Call in (audio only) +1 646-838-1534,,373062500# United States, New York City Phone Conference ID: 373 062 500#

Option 4: Access the attached document "TEAMS Meeting Link RFQs 451025-451028.docx" and click on the embedded link to join.

RFQ Vendor Question Submission Deadline: Wednesday, 6/14/2023 at 2:00 P.M.

Question and Answer Release Date: Wednesday, 6/21/2023 at 2:00 P.M.

Please note that in the event NYCHA receives no responses in connection with this RFQ by the "original" bid submission deadline, the bid submission deadline shall be extended automatically for seven (7) calendar days. The foregoing extension does not in any way limit NYCHA's right to extend the bid submission deadline for any other reason.

Prior to submitting a bid, please confirm that your bid response includes all required forms & Documentation, and that all required forms and documentation are properly completed, signed, and notarized, where applicable.

Note: In response to the COVID-19 outbreak, we are accepting only electronic bids submitted online via iSupplier. Paper bids will not be accepted or considered. Please contact NYCHA Procurement at [procurement@nycha.nyc.gov](mailto:procurement@nycha.nyc.gov) for assistance.

Please note: An Up-to-Date Prevailing Wages Link is posted on iSupplier under Quick Links Section of Sourcing Supplier. The vendors are responsible for being informed of any updates to the Prevailing Wage Schedule.

Interested vendors are invited to obtain a copy of the opportunity at NYCHA's website by going to the <http://www.nyc.gov/nychabusines>. On the left side, click on "iSupplier Vendor Registration/Login" link. (1) If you have an iSupplier account, then click on the "Login for registered vendors" link and sign into your iSupplier account. (2) If you do not have an iSupplier account you can Request an account by clicking on "New suppliers register in iSupplier" to apply for log-in credentials. Once you have accessed your iSupplier account, log into your account, then choose under the Oracle Financials home page, the menu option "Sourcing Supplier", then choose "Sourcing", then choose "Sourcing Homepage"; and conduct a search in the "Search Open Negotiations" box for the RFQ Number (s) 451025-451028.

Note: In response to the COVID-19 outbreak, we are accepting only electronic bids submitted online via iSupplier.

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, 6th Floor, New York, NY 10007. Jenelle Fraser (212) 306-4740; [Jenelle.Fraser@nycha.nyc.gov](mailto:Jenelle.Fraser@nycha.nyc.gov)

◀ j6

**HUMAN RESOURCES ADMINISTRATION**

■ INTENT TO AWARD

*Human Services/Client Services*

**NYC PINCC - NON-TRADITIONAL EMPLOYMENT FOR WOMEN** - Negotiated Acquisition - Other- PIN# 06923N0070 - Due 6-8-23 at 7:00 P.M.

New York Department of Social Services/Human Resources Administration (HRA) intends to enter into a Negotiated Acquisition contract with the Non-Traditional Employment for Women (NEW), a sub awardee approved by the U.S. Economic Development Administration (EDA) to prepare and connect low-income workers to apprenticeship in the building and construction trade unions.

The value of the proposed NA (\$2,314,153.58) will be covered by the federal grant, which HRA has received from the US EDA Good Jobs Challenge program. In partnership with other City agencies, local nonprofits, and employers in the Industrial and Construction sectors, HRA is implementing its Good Jobs Challenge program as NYC Pathways to Industrial and Construction Careers (PINCC). NYC PINCC's a guiding strategy and framework designed to align and connect elements of the city's workforce system.

NYC PINCC's primary goal is to support participants in target populations who will participate in training in these sectors. The mission is to lead participants into stable employment with family-supporting wages and advancement opportunities. Under the leadership of NEW, ARC will create new and leverage existing pre-apprenticeship construction training programs in partnership with the NYC PINCC partner unions and employers. ARC will work with these partners to provide ongoing refinement and improvement of construction industry-specific preparation and placement into new union apprenticeships for low-income workers - in line with the goals of New York City's Project Labor Agreement (PLA). Procurement and award are in accordance with Section 3-01(d)(2)(vii) for the reasons set forth herein. The term for the Negotiated Acquisition is from 7/1/2023 to 12/31/25 with one renewal option for 1 year.

HRA intends to enter into a Negotiated Acquisition pursuant to Sections 3-04(b)(2)(i)(B) and 3-04(b)(2)(ii) for a contract with the Non-Traditional Employment for Women (NEW). NEW is a sub awardee approved by the U.S. Economic Development Administration (EDA) to prepare and connect low-income workers to apprenticeship in the building and construction trade unions. The value of the contract (\$ 2,314,153.58) will be covered by the Federal grant, which HRA has received from the US EDA Good Jobs Challenge program. Section 3-04(b)(2)(i)(B) applies as the contract's funding source is derived from a federal grant. The EDA has its own requirements and protocol for the sub-awardee vetting and approval process. Additionally, 3-04(b)(2)(i)(B) EDA permission is required to include add or change Subrecipient(s). Therefore, funding is required to be distributed accordingly. Section 3-04(b)(2)(ii) also applies in this situation because there are not many vendors that already have the existing relevant resources to carry out these services. Procurement and award are in accordance with Section 3-01(d)(2)(vii) for the reasons set forth herein.

m31-j6

*Services (other than human services)*

**NAE WITH NEW YORK COUNTY HEALTH SERVICES REVIEW ORGANIZATIONS INC.** - Negotiated Acquisition - Other - PIN# 06923N0072 - Due 6-13-23 at 7:00 P.M.

HRA/HCS(Home Care Services) intends to enter into a Negotiated Acquisition Extension (NAE) contract with New York County Health Services Review Organization (NYCHSRO) for the period from 5/1/2023 to 4/30/2024 for \$746,477.00. This NAE will ensure the continuity of services as HRA/HCS awaits New York State Department of Health (NYSDOH) restructuring. NYCHSRO provides three fulltime equivalent physicians to assist HCS with developing and reviewing client home care plans citywide, for Medicaid-eligible individuals who are medically and/or physically disabled, frail or elderly in need of home care. NYCHSRO was effective in assisting HRA/HCS with its Home Care Service Plans during the current contract period from May 2021 to April 2023. NYCHSRO submitted all Contract Agency Monthly Financial Reports (CAMFRs) in a timely manner.

Procurement and award is in accordance with Section 3-01(d)(2)(vii) for the reasons set forth herein.

The HRA needs to extend its current contract with this vendor for mandated medical assessment services while NYSDOH re-structures its system and determines HRA/HCS's role in the new system.

✦ j6-12

**DOMESTIC VIOLENCE MENTAL HEALTH LOCKER ROOM STUDY - PPL - NEGOTIATED ACQUISITION** - Negotiated Acquisition - Other - PIN# 06923N0075 - Due 6-13-23 at 3:00 P.M.

Pursuant to Section 3-04(b)(2)(ii) of the PPB Rules, the Office of Domestic Violence/Emergency Intervention Services (ODVEIS) of the Department of Social Services (DSS) is requesting a Negotiated Acquisition (NA) Domestic Violence Locker Study contract with Public Policy Lab Inc. to create a document locker for Domestic Violence (DV) families with the purpose of addressing trauma by minimizing clients' need to retell their DV history. Public Policy Lab (PPL) Inc. is uniquely qualified to do this study. PPL is a nonprofit innovation lab for government and has a steep history of collaborating with government agencies and providers to research, design and test new public policy and services and develop human-centered strategies for social innovation.

This project is the second in a series of projects led by PPL to investigate how to provide trauma-informed services to NYC shelter residents who've experienced domestic violence. Support for this project is provided by the National Endowment for the Arts, in the form of a \$40,000.00 grant that requires matching funding. Contract Term: 11/01/2022 - 06/30/2023. Contract Amount: \$40,000.00.

Pursuant to Section 3-04(b)(2)(ii) of the PPB Rules, the Office of Domestic Violence/Emergency Intervention Services (ODVEIS) of the Department of Social Services (DSS) is requesting a Negotiated Acquisition (NA) Domestic Violence Locker Study contract with Public Policy Lab Inc. to create a document locker for Domestic Violence (DV) families with the purpose of addressing trauma by minimizing clients' need to retell their DV history. Contract Term is 11/1/2022 - 6/30/2023 with no renewal option. Contract Amount is \$40,000.00. DV survivors are often asked to re-tell the story of their abuse as they move from provider to provider. This requirement to describe the violence they've experienced multiple times can exacerbate their trauma. In addition, DV survivors must often produce documentation that validates their personal story — but generating and storing these records exposes them to danger. As people move in and out of contact with their abusers, they face the risk that abusers may find hard-copy or digital records and confiscate them, destroy them, and/or retaliate violently. The goal of this project is to explore two primary lines of inquiry: 1. How can a victim of DV best tell and document his personal story in a way that is designed to help them process their experiences and receive helpful support? 2. How can victims of DV own and store their personal story and related materials safely, while also allowing them to share the documents with trusted supporters? This project will explore these questions through a review of existing literature, conversations with members of the DV shelter community, and design concepting to identify potential future products and processes. As part of this exploration, we'll also consider how ongoing City efforts to support residents in storing and sharing their personal data might respond to the specific needs of DV shelter clients. Public Policy Lab (PPL) Inc. is uniquely qualified to do this study. PPL is a nonprofit innovation lab for government and has a steep history of collaborating with government agencies and providers to research, design and test new public policy and services and develop human-centered strategies for social innovation. Support for this project is provided by the National Endowment for the Arts, in the form of a \$40K grant that requires matching funding. If you have any questions, please email ACCOContractPlanning@dss.nyc.gov with the subject line "06923N0075- Domestic Violence Mental Health Document Locker Study - PPL - Negotiated Acquisition." Please indicate your interest by responding to the EPIN: 06923N0075 in PASSPort, no later than 6/13/2023, 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.*

*Human Resources Administration, 150 Greenwich Street, 37th Floor, New York, NY 10007. Adrienne Williams ACCOContractPlanning@dss.nyc.gov*

j1-7

**NYC HEALTH + HOSPITALS**

**METROPLUS HEALTH PLAN**

■ SOLICITATION

*Services (other than human services)*

**PRINTING/MAILING, AND FULFILLMENT SUPPORT SERVICES** - Request for Proposals - PIN# MHP 1091 - Due 6-30-23 at 3:00 P.M.

A pre-proposal conference call will be held on June 15, 2023 at 1:30 P.M. Call in information: Conference Line: 1-929-333-5029 Access Code: 574 190 753#.

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

NYC Health + Hospitals, 50 Water Street, 12th Floor, New York, NY 10004. Kathleen Nolan (212) 908-8730; nolank@metroplus.org

← j6

**PARKS AND RECREATION**

**CAPITAL PROGRAM MANAGEMENT**

■ INTENT TO AWARD

*Construction / Construction Services*

**CAPITAL CONSTRUCTION WORK FOR HISTORIC HOUSE TRUST** - Request for Information - PIN# 84623Y0276 - Due 6-16-23 at 2:00 P.M.

Pursuant to Procurement Policy Board Rules, Section 3-05, the Department of Parks and Recreation ("Parks") intends to enter into a sole source negotiation with Historic House Trust Inc. ("HHT") for design, construction and construction management to undertake certain capital reconstruction work for historic houses located on Parks' property throughout the City of New York.

Parks has determined that HHT is the sole provider for the required services because it has managed the 23 historic house sites since 1989 and is uniquely qualified to undertake this work. HHT works in tandem with Parks to promote and assist in the restoration, maintenance and management of historic landmark houses as to the care, preservation and operation of the various historic houses. Any firm that believes it is qualified to provide these services is invited to do so. Please indicate your interest by responding to the RFI in PASSPort.

If you have questions, please submit these through the Discussion Forum in PASSPort. Likewise, written requests can be sent to: erica.goldstein@parks.nyc.gov and rfpsubmissions@parks.nyc.gov.

j5-9

**REVENUE**

■ SOLICITATION

*Goods and Services*

**NOTICE OF SOLICITATION** - Competitive Sealed Proposals - Judgment required in evaluating proposals - PIN# M71-105-SB-2022 - Due 6-28-23 at 3:00 P.M.

In accordance with Section 1-13 of the Concession Rules of the City of New York, the Department of Parks and Recreation ("Parks") is issuing, as of the date of this notice, a significant RFP for the renovation, operation, and maintenance of an outdoor café at Hudson Beach & West 105th Street, Riverside Park, Manhattan.

There will be a recommended remote proposer meeting on Wednesday, June 14, 2023, at 11:00 A.M. If you are considering responding to this RFP, please make every effort to attend this recommended remote proposer meeting.

The Microsoft Teams link for the remote proposer meeting is as follows: [https://teams.microsoft.com/l/meetup-join/19%3ameeting\\_Njg3ZjUzMTEtMmM2ZS00Mzk4LWE4Y2QtOWE2OGMxZjE3MjUw%40thread.v2/0?context=%7b%22Tid%22%3a%2232f56fc7-5f81-4e22-a95b-15da66513bef%22%2c%22Oid%22%3a%222fb21b72-0af5-451c-a2d8-fe9025c74e2a%22%7d](https://teams.microsoft.com/l/meetup-join/19%3ameeting_Njg3ZjUzMTEtMmM2ZS00Mzk4LWE4Y2QtOWE2OGMxZjE3MjUw%40thread.v2/0?context=%7b%22Tid%22%3a%2232f56fc7-5f81-4e22-a95b-15da66513bef%22%2c%22Oid%22%3a%222fb21b72-0af5-451c-a2d8-fe9025c74e2a%22%7d)

You may also join the remote proposer meeting by phone using the following information: Dial: +1-646-893-7101, Phone Conference ID: 570 370 241#

Subject to availability and by appointment only, we may set up a meeting at the concession site at Hudson Beach & West 105th Street, Riverside Park, Manhattan.

Hard copies of the RFP can be obtained, at no cost, commencing May 26, 2023, through June 28, 2023, by contacting Barbara Huang, Project Manager, at (212) 360-3490 or at Barbara.Huang@parks.nyc.gov.

The RFP is also available for download, commencing May 26, 2023, through June 28, 2023, on Parks' website. To download the RFP, visit <http://www.nyc.gov/parks/businessopportunities> and click on the "Concessions Opportunities at Parks" link. Once you have logged in, click on the "download" link that appears adjacent to the RFP's description.

For more information or if you cannot attend the remote proposer meeting, the prospective proposer may contact Barbara Huang, Project Manager, at (212) 360-3490 or via email: Barbara.Huang@parks.nyc.gov.

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

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

Parks and Recreation, 830 Fifth Avenue, New York, NY 10065. Barbara Huang (212) 360-3490; Barbara.Huang@parks.nyc.gov

Accessibility questions: Barbara Huang, (212) 360-3490, Barbara.Huang@parks.nyc.gov, by: Monday, June 26, 2023, 3:00 P.M.



m26-j9

**REVENUE AND CONCESSIONS**

■ SOLICITATION

*Services (other than human services)*

**REQUEST FOR PROPOSALS FOR SOUTH SHORE GOLF COURSE FOOD SERVICE FACILITY** - Competitive Sealed

Proposals - Judgment required in evaluating proposals - PIN# R104-R-2023 - Due 6-28-23 at 3:00 P.M.

In accordance with Section 1-13 of the Concession Rules of the City of New York, the New York City Department of Parks and Recreation ("Parks"), is issuing, as of the date of this notice, a significant Request for Proposals ("RFP") for the renovation, operation, and maintenance of a food service facility and special event concession at the South Shore Golf Course, Staten Island.

There will be a recommended remote proposer meeting on June 13, 2023, at 11:00 A.M. If you are considering responding to this RFP, please make every effort to attend this recommended remote proposer meeting.

The link for the remote proposer meeting is as follows: [https://teams.microsoft.com/l/meetup-join/19%3ameeting\\_MGZjNGQ0ZjctOTFkYi00NjkzLWEyNDQtM2Q4OTI3NzQ2ZmVh%40thread.v2/0?context=%7b%22Tid%22%3a%2232f56fc7-5f81-4e22-a95b-15da66513bef%22%2c%22Oid%22%3a%22a97dac78-da92-4e46-8b96-0eda2d11da22%22%7d](https://teams.microsoft.com/l/meetup-join/19%3ameeting_MGZjNGQ0ZjctOTFkYi00NjkzLWEyNDQtM2Q4OTI3NzQ2ZmVh%40thread.v2/0?context=%7b%22Tid%22%3a%2232f56fc7-5f81-4e22-a95b-15da66513bef%22%2c%22Oid%22%3a%22a97dac78-da92-4e46-8b96-0eda2d11da22%22%7d)

You may also join the remote proper meeting by phone using the following information: Phone # +1 646-893-7101, Phone Conference ID: 315 010 628#

Subject to availability and by appointment only, we may set up a meeting at the proposed concession sites, specific locations can be found in the attached sheet.

Hard copies of the RFP can be obtained at no cost, commencing May 26, 2023, through June 28, 2023, by contacting Jeremy Holmes, Senior Compliance Officer at (212) 360-3455 or at Jeremy.Holmes@parks.nyc.gov.

The RFP is also available for download, May 26, 2023, through June 28, 2023, on Parks' website. To download the RFP, visit <http://www.nyc.gov/parks/businessopportunities> and click on the "Concessions Opportunities at Parks" link. Once you have logged in, click on the "download" link that appears adjacent to the RFP's description.

For more information or if you cannot attend the remote proposer meeting, prospective proposers may contact Jeremy Holmes, Senior Compliance Officer at (212) 360-3455 or at Jeremy.Holmes@parks.nyc.gov.

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

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

Parks and Recreation, The Arsenal, 830 Fifth Avenue, New York, NY 10065. Jeremy Holmes (212) 360-3455; jeremy.holmes@parks.nyc.gov

Accessibility questions: (212) 504-4115, by: Wednesday, June 28, 2023, 3:00 P.M.



m26-j9

**SANITATION**

■ INTENT TO AWARD

*Goods*

**SOLAR-POWERED COMPACTING LITTER RECEPTACLES - DSNY SOLE SOURCE** - Sole Source - Available only from a single source - PIN# 82723Y0182 - Due 6-9-23 at 5:00 P.M.

Pursuant to Procurement Policy Board Rule Section 3-05, the NYC Department of Sanitation (DSNY), intends to enter into a sole source agreement with Big Belly Solar LLC, for the purchase of Solar Powered Compacting Litter Receptacles. DSNY has determined, that Big Belly Solar LLC, is the sole authorized source of this product. Any firm which believes they can provide such product are welcome to submit an expression of interest. All related inquiries should be sent to John Gioberti at jagioberti@d sny.nyc.gov no later than June 9, 2023 by 5:00 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.

Sanitation, 44 Beaver Street, 2nd Floor. John Gioberti (212) 437-5017; jagioberti@d sny.nyc.gov

j5-9

## SCHOOL CONSTRUCTION AUTHORITY

### CONTRACT ADMINISTRATION

#### ■ SOLICITATION

*Construction / Construction Services*

**RTU REPLACEMENT/ROOFS** - Competitive Sealed Bids - PIN# SCA 23-21008D-1 - Due 6-16-23 at 11:00 A.M.

IS 226 (Queens)

SCA System-generated category: \$3,000,001 to \$10,000,000.

Pre-Bid Walk through Date and Time: June 9, 2023 at 11:00 A.M. at: 121-10 Rockaway Boulevard, South Ozone Park, NY 11420.

ALL BIDDERS MUST BE PRE-QUALIFIED AT THE TIME OF BID OPENING.

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

School Construction Authority, 3030 Thomson Avenue, Long Island City, NY 11101. Raymond Lewis (718) 472-8367; RLewis@nycsca.org

j6

### PROCUREMENT

#### ■ SOLICITATION

*Human Services / Client Services*

**SCA23-00099R - ENVIRONMENTAL REGULATORY & COMPLIANCE IEH SERVICES IN CONNECTION IWHT CONTINGENT AND TEMPORARY STAFFING (SMALL)**

- Request for Proposals - PIN# 23-00099R - Due 6-8-23 at 12:00 A.M.

The New York City School Construction Authority (SCA) is hereby inviting your firm to respond to the referenced solicitation and submit a proposal in accordance with the requirements set forth in this invitation package. The solicitation is to obtain Environmental & Regulatory Services in Connection with IEH Contingent & Temporary Staffing. The SCA anticipates awarding up to four (4) requirements-type contracts (services to be ordered by the SCA on an "as required" basis) in the Not-To-Exceed (NTE) amount of up to Two Million Five Hundred Thousand (\$2,500,000) Dollars each. Contracts will be awarded based on the results of the Selection Committee's rankings. The term of each contract shall be three (3) years with no option to renew.

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. Aqib Hanif (718) 752-5196; ahani@nycsca.org



j6

## AGENCY RULES

### CONSUMER AND WORKER PROTECTION

#### ■ NOTICE

#### Notice of Adoption

Notice of Adoption to amend the penalty schedule for Dealers in Second-hand Articles and to add a new penalty schedule for failures by licensees of the Department of Consumer and Worker Protection ("DCWP" or "the Department") to promptly notify DCWP of data breaches.

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED IN the Commissioner of the Department of Consumer and Worker Protection by Sections 1043 and 2203(f) of the New York City Charter and Section 20-104(b) of the New York City Administrative Code, and in accordance with the requirements of Section 1043 of the New York City Charter, that the Department amends Title 6 of the Rules of the City of New York.

This rule was proposed and published on April 6, 2023. A public hearing was held on May 8, 2023 and no comments were received.

#### Statement of Basis and Purpose of Rule

DCWP amends its rules to implement Local Law 123 of 2022, which prohibits dealers in second-hand articles from purchasing second-hand catalytic converters unless they meet certain documentation requirements. DCWP adds a new charge to the Dealers in Second-hand Articles Penalty Schedule for second-hand dealers who purchase second-hand catalytic converters that do not meet Local Law 123's requirements.

DCWP also amends its rules to implement Local Law 151 of 2021, which requires that licensees of certain agencies promptly notify their agencies of certain security breaches involving unauthorized access to individuals' personal identifying information ("data breaches"). DCWP adds a new penalty schedule for DCWP licensees who fail to promptly notify the Department of these data breaches.

Sections 1043, 2203(f) and 2203(h)(1) of the New York City Charter and sections 20-104, 20-119 and 20-275 of the New York City Administrative Code authorize the Department of Consumer and Worker Protection to make these proposed rules.

New material is underlined.

[Deleted material is in brackets.]

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

#### Rule Amendments

Section 1. Section 6-19 of subchapter B of chapter 6 of title 6 of the Rules of the City of New York is amended to read as follows:

#### **§ 6-19 Dealers in Second-Hand Articles Penalty Schedule.**

All citations are to Title 20 of the Administrative Code of the City of New York or Title 6 of the Rules of the City of New York.

Unless otherwise specified, the penalties set forth for each section of law or rule shall also apply to all subdivisions, paragraphs, subparagraphs, clauses, items, or any other provision contained therein. Each subdivision, paragraph, subparagraph, clause, item, or other provision charged in the Notice of Violation shall constitute a separate violation of the law or rule.

For the fine amounts marked by a single asterisk, if the respondent timely submits the appropriate proof of having cured a first-time violation, the respondent will not be subject to a civil penalty pursuant to Local Law 153 of 2013.

Unless otherwise specified by law, a second or third or subsequent violation means a violation by the same respondent, whether by pleading guilty, being found guilty in a decision, or entering into a settlement agreement for violating the same provision of law or rule, within two years of the prior violation(s).

In certain cases, the Department may ask for license suspension or revocation, as permitted by statute. In determining whether a violation is a second, third, or subsequent violation for purposes of suspension or revocation pursuant to Section 20-275(d) of Title 20 of the New York City Administrative Code, any violations of the following provisions

must be considered: Sections 20-268.1, 20-268.2, 20-268.3, 20-268.4, 20-268.5, 20-268.7 and 20-271 of the New York City Administrative Code, and 6 RCNY §§ 2-105, 2-106, 2-107, 2-108, and 2-109. If a respondent is found in violation of multiple provisions that require a suspension period, the suspension periods shall run concurrently.

Citation	Violation Description	First Violation	First Default	Second Violation	Second Default	Third and Subsequent Violation	Third and Subsequent Default
Admin. Code § 20-265	Operating as a second hand dealer without a license	\$100 per day	\$100 per day	\$100 per day	\$100 per day	\$100 per day	\$100 per day
Admin. Code § 20-267	Failure to report required records to police commissioner	\$175	\$175	\$300	\$300	\$500	\$500
Admin. Code § 20-268	Failure to comply with specified restrictions pertaining to second hand dealers	\$175	\$175	\$300	\$300	\$500	\$500
Admin. Code § 20-268.1	Failure to comply with requirements related to sale and financing of second-hand automobiles	\$750	\$1,000	\$900	\$1,000	\$1,000 (plus suspension or revocation)	\$1,000 (plus suspension or revocation)
Admin. Code § 20-268.2	Failure to comply with requirements related to automobile contract cancellation option	\$750	\$1,000	\$900	\$1,000	\$1,000 (plus suspension or revocation)	\$1,000 (plus suspension or revocation)
Admin. Code § 20-268.3	Failure to provide certain secondhand automobile contract documents in advance	\$750	\$1,000	\$900	\$1,000	\$1,000 (plus suspension or revocation)	\$1,000 (plus suspension or revocation)
Admin. Code § 20-268.4	Failure by a second-hand automobile dealer to post consumer bill of rights	\$750	\$1,000	\$900	\$1,000	\$1,000 (plus suspension or revocation)	\$1,000 (plus suspension or revocation)
Admin. Code § 20-268.5	Failure to comply with requirements related to secondhand automobile records and reports	\$750	\$1,000	\$900	\$1,000	\$1,000 (plus suspension or revocation)	\$1,000 (plus suspension or revocation)
Admin. Code § 20-268.7	Failure to comply with requirements related to the purchase of second-hand catalytic converters and maintenance of records	\$175	\$175	\$300	\$300	\$500 (plus suspension or revocation)	\$500 (plus suspension or revocation)
Admin. Code § 20-270	Failure to comply with signage requirements	\$175*	\$175*	\$300	\$300	\$500	\$500
Admin. Code § 20-271(a)	Failure to label second-hand articles as not new	\$175*	\$175*	\$300	\$300	\$500 (plus suspension or revocation)	\$500 (plus suspension or revocation)
Admin. Code § 20-271(b)	Failure of dealer in second-hand automobiles to clearly and conspicuously post price of secondhand automobile or prices for add-on products	\$500*	\$500*	\$750	\$750	\$1,000 (plus suspension or revocation)	\$1,000 (plus suspension or revocation)
Admin. Code § 20-272	Failure to comply with requirements pertaining to lost or stolen property	\$175	\$175	\$300	\$300	\$500	\$500
Admin. Code § 20-273	Failure to comply with requirements pertaining to record of purchases and sales	\$175	\$175	\$300	\$300	\$500	\$500
6 RCNY § 2-101	Failure to verify and record identity of persons who sell to second-hand dealers	\$175	\$175	\$300	\$300	\$500	\$500
6 RCNY § 2-102	Failure to comply with requirements pertaining to sale of second-hand furniture	\$175	\$175	\$300	\$300	\$500	\$500
6 RCNY § 2-103(a)	Failure to maintain documents recording transfer of title in sale of second-hand automobile	\$175	\$175	\$300	\$300	\$500	\$500
6 RCNY § 2-103(b)	Failure to comply with requirements pertaining to deferred payment, collateral and financing terms in sale of second-hand automobile	\$175	\$175	\$300	\$300	\$500	\$500
6 RCNY § 2-103(c)	Covering or concealing of motor or serial number in sale of second-hand automobile or motorcycle	\$175	\$175	\$300	\$300	\$500	\$500



6 RCNY § 2-103(d)	Failure of dealer in second-hand automobiles to meet deferred payment commitments in purchase of second-hand automobile from private person	\$175	\$175	\$300	\$300	\$500	\$500
6 RCNY § 2-103(e)	Improper statements, representations, promises or acts by dealer in second-hand automobiles or agents	\$175	\$175	\$300	\$300	\$500	\$500
6 RCNY § 2-103(f)	Failure of dealer in second-hand automobiles to disclose all terms of undertaking or agreement with purchaser	\$175	\$175	\$300	\$300	\$500	\$500
6 RCNY § 2-103(g)(1)(i)	Sale of second-hand automobile not inspected and certified in accordance with Vehicle and Traffic Law	\$175	\$175	\$300	\$300	\$500	\$500
6 RCNY § 2-103(g)(1)(ii)	Failure to provide required Notice to Buyer with contract for sale of second-hand automobile	\$175	\$175	\$300	\$300	\$500	\$500
6 RCNY § 2-103(g)(1)(iii)	Contract for sale of second-hand automobile containing prohibited limitations	\$175	\$175	\$300	\$300	\$500	\$500
6 RCNY § 2-103(g)(1)(iv)	Failure of dealer in second-hand automobiles to submit form contracts with license application	\$175	\$175	\$300	\$300	\$500	\$500
6 RCNY § 2-103(g)(1)(v)	Failure of dealer in second-hand automobiles to display required sign at place of business	\$175	\$175	\$300	\$300	\$500	\$500
6 RCNY § 2-103(g)(2)	Misrepresentation of vehicle mileage	\$175	\$175	\$300	\$300	\$500	\$500
6 RCNY § 2-103(h)	Failure of dealer in second hand automobiles to investigate previous use of vehicle or to maintain record of vehicle's previous use and odometer reading	\$175	\$175	\$300	\$300	\$500	\$500
6 RCNY § 2-103(i)	Sale of second-hand automobile at price other than advertised	\$175	\$175	\$300	\$300	\$500	\$500
6 RCNY § 2-103(j)	Sale of second-hand automobile from licensed place of business by any person other than licensed dealer in second-hand automobiles	\$175	\$175	\$300	\$300	\$500	\$500
6 RCNY § 2-103(k)(1)	Improperly accepting deposit in sale of second hand automobile	\$175	\$175	\$300	\$300	\$500	\$500
6 RCNY § 2-103(k)(2)	Deposit receipt fails to contain required information	\$175	\$175	\$300	\$300	\$500	\$500
6 RCNY § 2-103(k)(3)	Failure to keep proper record of deposits in sales of second hand automobiles	\$175	\$175	\$300	\$300	\$500	\$500
6 RCNY § 2-103(l)(1)	Failure of dealer in second hand automobiles to keep proper records of income and expenses	\$175	\$175	\$300	\$300	\$500	\$500
6 RCNY § 2-103(l)(2)	Failure of dealer in second hand automobiles to maintain proper record of cash receipts sand cash disbursements	\$175	\$175	\$300	\$300	\$500	\$500
6 RCNY § 2-103(m)(2)	Dealer in second-hand automobiles parking or allowing automobiles to encroach on a sidewalk or other public space	\$175	\$175	\$300	\$300	\$500	\$500
6 RCNY § 2-105(a)	Failure to label second-hand articles as not new	\$175*	\$175*	\$300	\$300	\$500 (plus suspension or revocation)	\$500 (plus suspension or revocation)
6 RCNY § 2-105(b)	Failure of dealer in second-hand automobiles to post price of secondhand automobile according to required specifications	\$375*	\$500*	\$675	\$750	\$1,000 (plus suspension or revocation)	\$1,000 (plus suspension or revocation)
6 RCNY § 2-105(c)	Failure of dealer in second-hand automobiles to post price of add-on products according to required specifications	\$375*	\$500*	\$675	\$750	\$1,000 (plus suspension or revocation)	\$1,000 (plus suspension or revocation)

6 RCNY § 2-106	Failure to comply with requirements related to financing disclosures for second-hand automobiles	\$750	\$1,000	\$900	\$1,000	\$1,000 (plus suspension or revocation)	\$1,000 (plus suspension or revocation)
6 RCNY § 2-107	Failure to comply with requirements related to secondhand automobile contract cancellation option	\$750	\$1,000	\$900	\$1,000	\$1,000 (plus suspension or revocation)	\$1,000 (plus suspension or revocation)
6 RCNY § 2-108	Failure to comply with requirements related to secondhand automobile consumer bill of rights	\$750	\$1,000	\$900	\$1,000	\$1,000 (plus suspension or revocation)	\$1,000 (plus suspension or revocation)
6 RCNY § 2-109	Failure of second-hand automobile dealer to comply with records and reports requirements	\$750	\$1,000	\$900	\$1,000	\$1,000 (plus suspension or revocation)	\$1,000 (plus suspension or revocation)

Section 2. Subchapter B of chapter 6 of title 6 of the Rules of the City of New York is amended by adding a new section 6-85 to read as follows:

**§ 6-85 Data Breach Notification Penalty Schedule.**

All citations are to Title 20 of the Administrative Code of the City of New York or Title 6 of the Rules of the City of New York.

Unless otherwise specified, the penalties set forth for each section of law or rule shall also apply to all subdivisions, paragraphs, subparagraphs, clauses, items, or any other provision contained therein. Each subdivision, paragraph, subparagraph, clause, item, or

other provision charged in the Notice of Violation shall constitute a separate violation of the law or rule.

Unless otherwise specified by law, a second, or third and subsequent violation means a violation by the same respondent, whether by pleading guilty, being found guilty in a decision, or entering into a settlement agreement for violating the same provision of law or rule, within two years of the prior violation(s).

Each failure to comply gives rise to a separate violation of section 20-117 of the Administrative Code.

Citation	Violation Description	First Violation	First Default	Second Violation	Second Default	Third and Subsequent Violation	Third and subsequent Default
Admin. Code § 20-117	Failure to promptly provide DCWP with data breach notification.	\$175	\$175	\$300	\$300	\$500	\$500

**Notice of Public Hearing and Opportunity to Comment on Proposed Rules**

**What are we proposing?** The Department of Consumer and Worker Protection (“DCWP” or “Department”) is proposing to amend rules applicable to the Home Improvement Business Trust Fund (“Trust Fund”) to provide consumers with limited restitution from the home improvement business trust fund in circumstances where mediation is unsuccessful.

**When and where is the hearing?** DCWP will hold a public hearing on the proposed rule. The public hearing will take place at 11:00AM on July 6, 2023. The public hearing will be accessible by phone and videoconference.

- To participate in the public hearing via phone, please dial 646-893-7101
  - o Meeting ID: 235 502 890 805
  - o Passcode: ymwJm3
- To participate in the public hearing via videoconference, please follow the online link: <https://tinyurl.com/2drn3vkk>
  - o Meeting ID: 235 502 890 805
  - o Passcode: ymwJm3

**How do I comment on the proposed rules?** Anyone can comment on the proposed rules by:

- **Website.** You can submit comments to DCWP through the NYC rules website at <http://rules.cityofnewyork.us>.
- **Email.** You can email comments to [Rulecomments@dcwp.nyc.gov](mailto:Rulecomments@dcwp.nyc.gov).
- **By speaking at the hearing.** Anyone who wants to comment on the proposed rule at the public hearing must sign up to speak. You can sign up before the hearing by calling (212) 436-0396. You can also sign up on the phone or videoconference before the hearing begins at 11:00AM on Thursday, July 6. You can speak for up to three minutes.

**Is there a deadline to submit comments?** Yes. You must submit any comments to the proposed rule on or before July 6.

**What if I need assistance to participate in the hearing?** You must tell DCWP’s External Affairs division if you need a reasonable accommodation of a disability at the hearing. You must tell us if you need a sign language interpreter. You may tell us by telephone at (212) 436-0396 or by email at [Rulecomments@dcwp.nyc.gov](mailto:Rulecomments@dcwp.nyc.gov). Advance notice is requested to allow sufficient time to arrange the accommodation. Please tell us by Thursday, June 29.

**Can I review the comments made on the proposed rules?** You can review the comments made online on the proposed rules by going to the website at <http://rules.cityofnewyork.us/>. A few days after the hearing, all comments received by DCWP on the proposed rule will be made available to the public online at <http://www1.nyc.gov/site/dca/about/public-hearings-comments.page>.

**What authorizes DCWP to make this rule?** Sections 1043 and 2203(c) of the New York City Charter and sections 20-104, 20-115, and 20-391 of the New York City Administrative Code authorize the Department of Consumer and Worker Protection to make these proposed rules. This proposed rule was included in the Department of Consumer and Worker Protection’s regulatory agenda for Fiscal Year 2024.

**Where can I find DCWP’s rules?** The Department’s rules are in title 6 of the Rules of the City of New York.

**What laws govern the rulemaking process?** DCWP must meet the requirements of section 1043 of the City Charter when creating or changing rules. This notice is made according to the requirements of section 1043 of the City Charter.

**Statement of Basis and Purpose of Proposed Rule**

The Department of Consumer and Worker Protection (“DCWP” or “Department”) is proposing to amend rules applicable to the Home Improvement Business Trust Fund (“Trust Fund”), which was established by 6 RCNY § 2-224 to provide for the payment of outstanding awards owed to consumers and fines owed to DCWP by licensed home improvement businesses.

The proposed rule would create an alternative grounds for invasion to allow disbursements from the Trust Fund in order to provide consumers with a streamlined process for access to limited restitution in circumstances where mediation is unsuccessful and the consumer has provided sufficient documentation to demonstrate the claim relates to the home improvement contractor’s failure to duly observe the laws, regulations, and rules governing the conduct of licensed home improvement contractors.

Sections 1043 and 2203(c) of the New York City Charter and sections 20-104, 20-115, and 20-391 of the New York City Administrative Code authorize the Department of Consumer and Worker Protection to make these proposed rules.

New material is underlined.

[Deleted material is in brackets.]

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

Section 1. Subdivision (d) of section 2-224 of Chapter 2 of Title 6 of the Rules of the City of New York is amended and a new subdivision (e) is added to read as follows:

(d) [Accounting. The Commissioner shall, by January 31 of each year, cause an accounting to be made of all of the Fund's activities during the preceding calendar year.] *Consumer Claims Process as Alternative Invasion of the Fund.*

(1) Where a claim for restitution does not meet the requirements of subparagraph (i) of paragraph (1) of subdivision (c) of this section, the Commissioner may require that disbursements be made from the Fund to a consumer who has fully cooperated, participated, and completed mediation through the Department's mediation process related to a claim against a home improvement contractor involving an alleged violation of a law, regulation, or rule enforced by the Department; provided, however, that such disbursements shall not be made if the consumer's initial complaint to the Department was made prior to January 1, 2016 or if the balance of the Fund is less than five million dollars.

(2) Disbursements will not be made from the Fund to pay a claim against: a licensee who has furnished a bond, pursuant to the Bond Requirement of 6 RCNY § 2-225; or a home improvement contractor who was not licensed by the Department at the time of the contract.

(3) Disbursements from the Fund pursuant to this subdivision will be made at the discretion of the Commissioner or their designee and shall be limited to no more than five thousand dollars for all amounts arising out of a single home improvement contract. Prior to disbursement from the Fund, the Commissioner or their designee may require a consumer to submit a claim in a form and format designated by the Commissioner, and provide documentation related to the claim, including but not limited to:

- (i) A signed contract between such consumer and the home improvement contractor;
- (ii) Evidence of any amounts paid to the home improvement contractor by the consumer or indebtedness incurred by the consumer as a result of a loan being paid by a lender to the home improvement contractor in the consumer's name;
- (iii) Estimates, invoices, or amounts paid to another licensed home improvement contractor to fix or complete the work that was the subject of the contract;
- (iv) A sworn and notarized statement detailing the claim, the amount of restitution the consumer is seeking up to five thousand dollars, and the basis for seeking such amount from the Fund; and
- (v) A sworn and notarized statement specifying account credits, refunds or payments made to the consumer by the home improvement contractor or a third-party, including by an insurance company.

(4) The Commissioner or their designee will not direct disbursements to be made from the Fund to pay a claim against a home improvement contractor unless the consumer has provided sufficient documentation to show the claim relates to the home improvement contractor's failure to duly observe the laws, regulations, and rules governing the conduct of licensed home improvement contractors, including, but not limited to, Subchapter 22 of Chapter 2 of Title 20 the Administrative Code and Subchapter V of Chapter 2 of Title 6 of these rules.

(5) The Commissioner or their designee may order that partial payment of an amount related to the claim be made from the Fund.

(6) Nothing contained herein shall be construed to limit the rights and remedies of any party, including the Department, to pursue a cause of action against a home improvement contractor who is a participant in the Fund.

(7) Nothing contained herein shall be construed to create a right of any person to a portion of any of the Fund, except in the case of an award duly made by the Commissioner pursuant to the provisions herein.

(8) Nothing contained herein shall be construed to provide for the payment of claims related to personal injury.

(9) Disbursement from the Fund pursuant to this subdivision shall not be considered an award, fine, judgment, arbitration award, or settlement amount for the purpose of paragraph (5) of subdivision (b) of this section.

(e) *Accounting.* The Commissioner shall, by January 31 of each year, cause an accounting to be made of all of the Fund's activities during the preceding calendar year.

**NEW YORK CITY LAW DEPARTMENT  
DIVISION OF LEGAL COUNSEL  
100 CHURCH STREET**

**NEW YORK, NY 10007  
212-356-4028**

**CERTIFICATION PURSUANT TO  
CHARTER §1043(d)**

**RULE TITLE:** Amendment of Rules Relating to Home Improvement Trust Fund  
**REFERENCE NUMBER:** 2023 RG 026  
**RULEMAKING AGENCY:** Department of Consumer and Worker Protection

I certify that this office has reviewed the above-referenced proposed rule as required by section 1043(d) of the New York City Charter, and that the above-referenced proposed rule:

- (i) is drafted so as to accomplish the purpose of the authorizing provisions of law;
- (ii) is not in conflict with other applicable rules;
- (iii) to the extent practicable and appropriate, is narrowly drawn to achieve its stated purpose; and
- (iv) to the extent practicable and appropriate, contains a statement of basis and purpose that provides a clear explanation of the rule and the requirements imposed by the rule.

/s/ STEVEN GOULDEN  
Senior Counsel

Date: May 30, 2023

**NEW YORK CITY MAYOR'S OFFICE OF OPERATIONS  
253 BROADWAY, 10<sup>th</sup> FLOOR  
NEW YORK, NY 10007  
212-788-1400**

**CERTIFICATION / ANALYSIS  
PURSUANT TO CHARTER SECTION 1043(d)**

**RULE TITLE:** Amendment of Rules Relating to Home Improvement Trust Fund  
**REFERENCE NUMBER:** DCWP-33  
**RULEMAKING AGENCY:** Department of Consumer and Worker Protection

I certify that this office has analyzed the proposed rule referenced above as required by Section 1043(d) of the New York City Charter, and that the proposed rule referenced above:

- (i) Is understandable and written in plain language for the discrete regulated community or communities;
- (ii) Minimizes compliance costs for the discrete regulated community or communities consistent with achieving the stated purpose of the rule; and
- (iii) Does not provide a cure period because it does not establish a violation, modification of a violation, or modification of the penalties associated with a violation.

/s/ Francisco X. Navarro  
Mayor's Office of Operations

May 30, 2023  
Date

Accessibility questions: Karline Jung, (212) 436-0210, Kjung@dcwp.nyc.gov, by: Thursday, June 29, 2023 11:55 P.M.



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**FINANCE**

■ NOTICE

**Sustainable Energy Loan Program  
Notice of Public Hearing and Opportunity to  
Comment on Proposed Rules**

**What are we proposing?** The New York City Department of Finance ("DOF") is proposing amendments to the rules implementing Local Law number 96 for the year 2019, which establishes the Sustainable Energy Loan Program ("Program") within the City of New York ("City"). The Program is intended to encourage energy efficiency improvements and the installation of renewable energy systems that save energy and reduce utility costs in the City. The proposed amendments would set forth additional criteria for Program financing for major renovation and new construction projects, as well as additional criteria for owners of leasehold interests to receive Program financing.

**When and where is the hearing?** DOF will hold a public hearing on the proposed rule amendment. The public hearing will take place at **11:00 AM on July 10, 2023**. The hearing will be conducted remotely through Webex Event Center. To participate in the public hearing,

enter the Webex URL <https://nycdof.webex.com> into a web browser. If prompted to provide a password or number, please enter the following: pace72023. You can also participate in the hearing via phone by calling 646-992-2010. The meeting access code is 2330 649 8227.

**How do I comment on the proposed rules?** Anyone can comment on the proposed rules by:

- **Website.** You can submit comments to NYC Department of Finance through the NYC rules website at <http://rules.cityofnewyork.us>.
- **Email.** You can email written comments to [DOFRules@finance.nyc.gov](mailto:DOFRules@finance.nyc.gov)
- **Mail.** You can mail comments to NYC Department of Finance, Legal Affairs Division, 375 Pearl Street, 30<sup>th</sup> Floor, New York, NY 10038, Attn: David Atik.
- **Fax.** You can fax comments to NYC Department of Finance, Attn: David Atik, at (212) 748-6982.
- **At the hearing.** Anyone who wants to comment on the proposed rule at the public hearing must sign up to speak prior to the date of the hearing. You can sign up by calling Joan Best at (212) 748-7214. You can speak for up to three minutes.

**Is there a deadline to submit comments?** The deadline for submitting written comments is July 14, 2023.

**What if I need assistance to participate in the hearing?** Please contact DOF's Office of Legal Affairs if you need a reasonable accommodation of a disability to participate in the hearing. You must tell us if you need a sign language interpreter. You can make any accommodation request by mail at the address given above. You may also make such request by contacting Joan Best by telephone at (212) 748-7214; TTY (212) 504-4115, or by email at [bestj@finance.nyc.gov](mailto:bestj@finance.nyc.gov). Advance notice is requested to allow sufficient time to arrange the accommodation. Please provide at least five business days' notice prior to the hearing to ensure availability.

The following accessibility options are available for this hearing: Simultaneous transcription for people who are deaf or hard of hearing and audio-only access; American Sign Language interpretation on video. For audio-only access, call 646-992-2010. The meeting number is 2330 649 8227.

**Can I review the comments made on the proposed rules?** You can review the comments made on the proposed rules by going to the website at <http://rules.cityofnewyork.us/>.

**What authorizes DOF to make this rule?** Sections 1503, 1504 and 1043(a) of the New York City Charter ("Charter"), and Chapter 30 of Title 11 of the New York City Administrative Code authorize DOF to make these proposed rules.

**Where can I find DOF's rules?** DOF's rules are in Title 19 of the Rules of the City of New York.

**What rules govern the rulemaking process?** DOF must meet the requirements of Section 1043 of the Charter when creating or changing rules. This notice is made according to the requirements of Section 1043 of the Charter.

#### **Statement of Basis and Purpose of Proposed Rule**

In 2009, the New York State Legislature enacted General Municipal Law Article 5-L, which authorizes municipalities within New York State to create and administer Property Assessed Clean Energy ("PACE") financing programs. Such programs offer financing to property owners to fund energy efficiency and renewable energy projects on existing commercial properties, based upon a property owner's agreement to have a separate charge placed on the annual tax bill for the subject property.

In April 2019, the New York City Council enacted Local Law number 96 for the year 2019 ("LL 96/2019"), codified at Chapter 30 of Title 11 of the Administrative Code of the City of New York (the "Administrative Code"), which established the Sustainable Energy Loan Program ("Program") for the financing of energy efficiency improvements and renewable energy systems for existing commercial properties in New York City. The Office of Long-Term Planning and Sustainability coordinates the Program, and, in consultation with the New York City Department of Finance ("DOF"), a third-party administrator under contract with the City administers the Program. The Program is intended to help property owners reduce energy consumption and operating costs, create a healthier occupancy environment, increase the value of their buildings, and comply with City legislation establishing greenhouse gas emissions limits for buildings within the City.

In April 2021, the New York City Council enacted Local Law number 42 for the year 2021 ("LL 42/2021"), amending Chapter 30 of Title 11 of the Administrative Code. LL 42/2021 authorized PACE financing for new construction, as well as for owners of leasehold interests.

These proposed amendments would implement LL 42/2021, setting

forth additional criteria for Program financing for new construction projects, as well as additional criteria for owners of leasehold interests to receive Program financing. Specifically, these rules would extend the following Program financing criteria to new construction and major renovation projects and owners of leasehold interests:

- Eligibility criteria for PACE loans;
- The terms and conditions for the collection and remittance of loan payments;
- Reporting and filing requirements related to such loans; and
- Certification criteria for persons conducting energy audits and renewable energy system feasibility studies as required by Chapter 30 of Title 11 of the Administrative Code.

In addition, these rules would add new definitions of "low carbon building," "major renovation," and "new construction."

DOF's authority for these rules is found in sections 1503 and 1043(a) of the New York City Charter and Chapter 30 of Title 11 of the Administrative Code.

New material is underlined. Material to be removed is [bracketed].

"Shall" and "must" denote mandatory requirements and may be used interchangeably in these rules, unless otherwise specified or unless the context clearly indicates otherwise.

#### **Proposed Rule Amendment**

Section 1. Section 58-02 of title 19 of the Rules of the City of New York is amended by adding new definitions of "low carbon building," "major renovation," and "new construction" in alphabetical order to read as follows:

**Low Carbon Building.** "Low Carbon Building" means a building that is designed, engineered, developed, constructed, operated and maintained such that any device, machinery, equipment, component, system or element installed or used in such building that causes or otherwise results in the combustion within or upon such building of any substance emits no more than 25 kilograms of carbon dioxide per million British thermal units of energy, as determined by the United States energy information administration, provided that such limitation shall not apply to any of the following:

a. Any device installed or used in such building that (1) has no connection to the gas supply line or fuel oil piping system of such building; (2) is used on an intermittent basis; and (3) is not used to supply such building, or any portion of such building, with heat or hot water; or

b. Any building in which the combustion within or upon such building of a substance that results in the emission of 25 kilograms or more of carbon dioxide per million British thermal units of energy, as determined by the United States energy information administration, is necessary: (1) for a manufacturing use or purpose; (2) for the operation of a laboratory, laundromat, hospital, crematorium, or commercial kitchen as defined in section 202 of the New York City fire code; (3) to provide emergency or standby power; or (4) for any use allowed pursuant to a rule promulgated by the Department of Buildings in accordance with exception 9 of section 28-506.1 of the Administrative Code, provided that any such emission in excess of 25 kilograms of carbon dioxide per million British thermal units of energy allowed pursuant to this subdivision be limited to the emission necessary for the use or purpose described in paragraphs 1 through 4 of this subdivision.

**Major Renovation.** "Major Renovation" means any renovation, retrofit or other capital improvement project involving construction in an existing building that: (a) increases the floor surface area of such building by more than 110% and (b) is consistent with criteria set forth in the Program Guidelines.

**New Construction.** "New Construction" means any project for which a new building permit is required pursuant to item 1 of section 28-105.2 of the Administrative Code. Any work subject to section 28-101.4.5 of the Administrative Code shall not be considered "New Construction".

§ 2. Subdivision b of section 58-03 of title 19 of the Rules of the City of New York is amended to read as follows:

- b. To be eligible for a Loan, an Applicant must:
1. Be the owner of [the real property, provided that such owner does not owe any civil penalties, taxes or other debt to the City, and provided further that if the Applicant is an owner of a leasehold interest in such real property, the owner of the freehold interest in such real property shall agree to the Applicant's participation in the Program;
  - 2.);
    - i. A freehold interest in the subject real property; or
    - ii. A leasehold interest in the subject real property, where the following conditions are met:
      - (a) The owner of the freehold interest in such real property has agreed in writing to the Applicant's participation in the Program, and has no outstanding civil penalties, taxes or other debt owed to the City or to

the New York City Water Board at the time the PACE loan is made;  
(b) The leased premises constitutes one or more Borough Block and Lots (BBLs) in their entirety and does not include a portion of any BBL;  
(c) The remaining term of the agreement providing the Applicant with the leasehold interest in the subject real property is no less than the term of the PACE loan; and  
(d) The leasehold interest has been recorded or is eligible to be recorded in the real property records for the subject property with the city register or the Richmond county clerk;  
 2. Enter into a Program Financing Agreement with a Lender; [and]  
 3. Comply with all project approval requirements and application requirements contained in the Program Guidelines and these rules;  
 4. Not be directly or indirectly affiliated with or owned or controlled by the Lender; and  
 5. Have no outstanding civil penalties, taxes or other debt owed to the City or to the New York City Water Board at the time the PACE Loan is made.

§ 3. Subdivision c of section 58-03 of title 19 of the Rules of the City of New York is amended to read as follows:

c. A Loan may be provided to finance any of the following:  
 1. The installation of an Energy Efficiency Improvement that is:  
 i. Likely to result in savings in energy consumption, or are otherwise appropriate, as determined by an Energy Audit; and  
 ii. Demonstrated to be cost-effective according to the criteria set forth in the Program Guidelines;  
 2. The installation of Renewable Energy Systems that are practicable, or otherwise feasible, as determined by a Renewable Energy System Feasibility Study;  
 3. An Energy Audit;  
 4. A Renewable Energy System Feasibility Study; [or]  
 5. The verification of the installation of such Energy Efficiency Improvement and Renewable Energy System; or;  
 6. A New Construction or a Major Renovation when:  
i. Such New Construction or Major Renovation constitutes the design, development or construction of a Low Carbon Building;  
ii. Any Energy Efficiency Improvement installed in such Low Carbon Building is demonstrated to be cost-effective according to criteria set forth in the Program Guidelines; and  
iii. Any Renewable Energy System installed in such Low Carbon Building is determined to be feasible according to criteria set forth in the Program Guidelines.  
 d. The Administrator, on behalf of OLTPS, will determine that an Applicant is eligible for a Loan, pursuant to subdivision b of this section, and that an Applicant seeks a Loan for one of the purposes described in subdivision c of this section. The Administering Agency shall not be responsible for determining eligibility of Applicants or for approving Loans.

§ 4. Section 58-06 of title 19 of the Rules of the City of New York is amended by adding new subdivisions j, k and l to read as follows:

j. The proceeds of the Loan shall be:  
1. Disbursed on the closing date; or  
2. Held in escrow or pursuant to a similar arrangement and disbursed in installments to the Borrower periodically as construction progresses.

k. Notwithstanding subdivision j of this section or any other rule to the contrary, the entirety of the Loan amount shall be deemed to have been disbursed as of the closing date for purposes of establishing a schedule for repayment of the Loan, including any interest or fees.

l. The Program Guidelines may require the payment of fees for the administration of the Program.

§ 5. Section 58-07 of title 19 of the Rules of the City of New York is amended by adding a new subdivision g to read as follows:

g. Notwithstanding any rule to the contrary, a Loan may not be accelerated, including upon the occurrence of an event of default or any other event. Upon transfer of the Borrower's freehold interest or leasehold interest in the subject real property, the transferee of such interest is obligated to continue making payments in accordance with the Program Financing Agreement until the Loan is repaid in full.

**NEW YORK CITY MAYOR'S OFFICE OF OPERATIONS  
 253 BROADWAY, 10<sup>th</sup> FLOOR  
 NEW YORK, NY 10007  
 212-788-1400**

**CERTIFICATION / ANALYSIS  
 PURSUANT TO CHARTER SECTION 1043(d)**

**RULE TITLE: Amendment of Sustainable Energy Loan  
 Program Rules  
 REFERENCE NUMBER: DOF-62  
 RULEMAKING AGENCY: Department of Finance**

I certify that this office has analyzed the proposed rule referenced above as required by Section 1043(d) of the New York City Charter, and that the proposed rule referenced above:

- (i) Is understandable and written in plain language for the discrete regulated community or communities;
- (ii) Minimizes compliance costs for the discrete regulated community or communities consistent with achieving the stated purpose of the rule; and
- (iii) Does not provide a cure period because it does not establish a violation, modification of a violation, or modification of the penalties associated with a violation.

/s/ Francisco X. Navarro May 31, 2023  
 Mayor's Office of Operations Date

**NEW YORK CITY LAW DEPARTMENT  
 DIVISION OF LEGAL COUNSEL  
 100 CHURCH STREET  
 NEW YORK, NY 10007  
 212-356-4028**

**CERTIFICATION PURSUANT TO  
 CHARTER §1043(d)**

**RULE TITLE: Amendment of Sustainable Energy Loan  
 Program Rules  
 REFERENCE NUMBER: 2023 RG 037  
 RULEMAKING AGENCY: Department of Finance**

I certify that this office has reviewed the above-referenced proposed rule as required by section 1043(d) of the New York City Charter, and that the above-referenced proposed rule:

- (i) is drafted so as to accomplish the purpose of the authorizing provisions of law;
- (ii) is not in conflict with other applicable rules;
- (iii) to the extent practicable and appropriate, is narrowly drawn to achieve its stated purpose; and
- (iv) to the extent practicable and appropriate, contains a statement of basis and purpose that provides a clear explanation of the rule and the requirements imposed by the rule.

/s/ STEVEN GOULDEN Date: May 31, 2023  
 Senior Counsel

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**COMPTROLLER**

■ NOTICE

**NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH** cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre Street, Room 629, New York, NY 10007 on **6/14/2023** 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
161-167, 161A-162A,164A-167A	3790	18-23 & 45

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

**BRAD S. LANDER**  
 Comptroller  
**m31-j13**

**NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH** cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre Street, Room 629, New York, NY 10007 on **6/14/2023** 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  
145-146, 148-150, 145A-146A, 148A-150A

Block	Lot
3764	4, 8, 38-40

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

BRAD S. LANDER  
Comptroller  
m31-j13

**NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH** cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre Street, Room 629, New York, NY 10007 on **6/14/2023** 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
1	990	1

Acquired in the proceeding entitled: GOWANUS CANAL SUPERFUND, 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.

BRAD S. LANDER  
Comptroller  
m31-j13

**NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH** cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre Street, Room 629, New York, NY 10007 on **6/7/2023**, 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
343A	4071	8
344A	4068	1
350A	4068	77
351A	4068	75
352A	4068	74
353A	4068	73
354A	4068	72
356A	4068	69
358A	4068	67
359A	4068	166
363A	4068	61
365A	4068	59
366A	4068	58

Acquired in the proceeding entitled: ROMA AND HETT subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

BRAD S. LANDER  
Comptroller  
m23-j6

**NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH** cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre Street, Room 629, New York, NY 10007 on **6/14/2023** 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
1	908	16

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

BRAD S. LANDER  
Comptroller  
m31-j13

**FINANCE**

■ NOTICE

**NOTICE OF INTEREST RATES ON NEW YORK CITY INCOME AND EXCISE TAXES**

Pursuant to the power vested in the Commissioner of Finance by §11-537(f)(1), §11-687(5)a, §11-715(h)(1), §11-817(g)(1), §11-905(g) (1), §11-1114(g) (1), §11-1213(g) (1), §11-1317(d)(2), §11-1413 (g)(1), §11-2114(g)(1), §11-2414(g)(1), and §11-2515(g)(1) of the Administrative Code of the City of New York, notice is hereby given of the interest rates to be set for the period July 1, 2023 through September 30, 2023 for underpayments and, where applicable, overpayments of New York City income and excise taxes.

Interest on overpayments of the following taxes that remain or become overpaid on or after July 1, 2023 is to be paid at the rate of 6%:

City Business Taxes (General Corporation Tax, Banking Corporation Tax and Business Corporation Tax)  
(Chapter 6 of Title 11 of the Administrative Code of the City of New York)

City Unincorporated Business Income Tax  
(Chapter 5 of Title 11 of the Administrative Code of the City of New York)

Tax upon Foreign and Alien Insurers  
(Chapter 9 of Title 11 of the Administrative Code of the City of New York)

Interest on underpayments of the following taxes and charges that remain or become underpaid on or after July 1, 2023 is to be paid at the rate of 11%:

City Unincorporated Business Income Tax  
(Chapter 5 of Title 11 of the Administrative Code of the City of New York)

City Business Taxes (General Corporation Tax, Banking Corporation Tax and Business Corporation Tax)  
(Chapter 6 of Title 11 of the Administrative Code of the City of New York)

Commercial Rent or Occupancy Tax  
(Chapter 7 of Title 11 of the Administrative Code of the City of New York)

Tax on Commercial Motor Vehicles and Motor Vehicles for Transportation of Passengers  
(Chapter 8 of Title 11 of the Administrative Code of the City of New York)

Tax Upon Foreign and Alien Insurers  
(Chapter 9 of Title 11 of the Administrative Code of the City of New York)

Utility Tax  
(Chapter 11 of Title 11 of the Administrative Code of the City of New York)

Horse Race Admissions Tax  
(Chapter 12 of Title 11 of the Administrative Code of the City of New York)

Cigarette Tax  
(Chapter 13 of Title 11 of the Administrative Code of the City of New York)

Tax on Transfer of Taxicab Licenses  
(Chapter 14 of Title 11 of the Administrative Code of the City of New York)

Real Property Transfer Tax  
(Chapter 21 of Title 11 of the Administrative Code of the City of New York)

Tax on Retail Licensees of the State Liquor Authority  
(Chapter 24 of Title 11 of the Administrative Code of the City of New York)

Tax on Occupancy of Hotel Rooms  
(Chapter 25 of Title 11 of the Administrative Code of the City of New York)

Questions regarding this notice may be directed to the New York City Department of Finance, Legal Affairs Division, 375 Pearl Street, 30th Floor, New York, NY 10038 (212) 748-4680.

HEALTH AND MENTAL HYGIENE

NOTICE

Notice of Concept Paper

The Department of Health and Mental Hygiene proposes to issue an RFP for Clubhouse programs to reach at least 15,000 adult (18+) New Yorkers with Serious Mental Illness (SMI) as defined in the Care, Community, Action, a Mental Health Plan for NYC.

The Concept Paper will be posted on the DOHMH website, www.nyc.gov/health, from June 7, 2023 through July 21, 2023. The Concept Paper will also be available through PASSPort.

m31-j6

CHANGES IN PERSONNEL

DEPARTMENT OF CORRECTION FOR PERIOD ENDING 04/14/23

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

DEPARTMENT OF CORRECTION FOR PERIOD ENDING 04/14/23

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

MAYORS OFFICE OF CONTRACT SVCS FOR PERIOD ENDING 04/14/23

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Lists personnel changes for the Mayor's Office of Contract Services.

PUBLIC ADVOCATE FOR PERIOD ENDING 04/14/23

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Lists personnel changes for the Public Advocate.

CITY COUNCIL FOR PERIOD ENDING 04/14/23

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Lists personnel changes for the City Council.

DEPARTMENT FOR THE AGING FOR PERIOD ENDING 04/14/23

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

CULTURAL AFFAIRS FOR PERIOD ENDING 04/14/23

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Lists personnel changes for Cultural Affairs.

FINANCIAL INFO SVCS AGENCY FOR PERIOD ENDING 04/14/23

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Lists personnel changes for Financial Information Services Agency.

OFF OF PAYROLL ADMINISTRATION FOR PERIOD ENDING 04/14/23

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

INDEPENDENT BUDGET OFFICE FOR PERIOD ENDING 04/14/23

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Lists personnel changes for the Independent Budget Office.

LANDMARKS PRESERVATION COMM FOR PERIOD ENDING 04/14/23

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Lists personnel changes for Landmarks Preservation Commission.

TAXI & LIMOUSINE COMMISSION FOR PERIOD ENDING 04/14/23

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Lists personnel changes for Taxi & Limousine Commission.

PUBLIC SERVICE CORPS FOR PERIOD ENDING 04/14/23

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Lists personnel changes for Public Service Corps.

OFFICE OF LABOR RELATIONS FOR PERIOD ENDING 04/14/23

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Lists personnel changes for the Office of Labor Relations.

HUMAN RIGHTS COMMISSION  
FOR PERIOD ENDING 04/14/23

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Rows include CHEONG CORA H, RIVERA STEPHANI A, ZIMMERMAN MAX.

NYC FIRE PENSION FUND  
FOR PERIOD ENDING 04/14/23

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Rows include CHETRAM NATASHA K, DARDHA ARTHUR, GEOGHAN SAMANTHA J, HINCKSON-GIBSON SHAKURA S, LIDE TIMICA, MIDDLETON ROSE.

DEPT OF YOUTH & COMM DEV SRVS  
FOR PERIOD ENDING 04/14/23

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Rows include ANDERSON BRIANNE C, ARNDT AMY, FIGUEROA AMANDA M, LEW KRISTEN Y, MARKS SARA, SANCHEZ YASMINE M, SHAH SAURIN, THOMAS KRISTOPH M.

BOARD OF ELECTION POLL WORKERS  
FOR PERIOD ENDING 04/14/23

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Rows include ALEXANDER TAQUOYA, ALI MD, ALLEN BRANDON, ALLEN GIBSON VALERIE, ARNOB AHRAR, ARTHUR KAREN J, BACCHUS RYAN, BEGUM MAJEDA, BEGUM TASMINA, BERRY MAURICE, BLAKES FRANCIE M, BOLDEN NYAISIA, CAO DEANNA, CASTILLO DEMARCOS, CHEN EDDIE, CHOWDHURY FARZANA, CHOWDHURY SAIFUL, CHOWDHURY TANZILA, COLLIER BEN, CRUZ CHRISTIN, DE LA CRUZ ENCA JAYMARIE, DIAZ KEVIN, DONOGHUE PATRICK, DOME CALINA F, DUBOSE RONNELL, EHIGIATOR KENDELL, ESTRADA JASON, FLORES SARAH, FLOYD JULIA, FRANCO PAOLA, GADSDEN MARCELLU L, GAO ANNA, GARCIA PEREZ MARYMAR, GEORGE GERLAD A, GLENN TRACEY, GONZALEZ XIOMARA, GUERRERO WILTON M, HALL JANIS, HAMILTON LATARA D, HANSON JILLIAN, HATCH CARLOS, HEFFELFINGER WILLIA M, HEIT JANET M, HILLHOUSE GEORGINA B, HOLLOWMAN THENETTE D, HOWARD KYANE, ISLAM SOMAIA, JEFFERSON-TILLE ISALIAH, JIMENEZ EMMANUEL A, KADER ABDUL, KHANAL AKRITTI.

BOARD OF ELECTION POLL WORKERS  
FOR PERIOD ENDING 04/14/23

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Rows include KING ZARIA, LASKEY AMY R, LEE CHRISTOP M, LEWIS NANCY, MALAVE JAHAYRA.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Rows include MARC ANTHONY S, MAYS LATRINA T, MCGREEVEY BRIAN, MEJIA CECILIA, MENSAB SAMUEL, MERINO SAUL, MIR BASIT, MOHAMMED OMAR, MOLINA MARLENE, MORENO MARIABEL, MUSHATT CLEOPHAS, O'BRIEN DAVID, OKORO NDUKA I, ORTEGA MARIA, ORTIZ VICTOR, OSORIO JUSTINA, PEREZ TRACY, POMPEY LATEBIA, PONCE STEVEN, PUSONJA EMMA, RAFI ASFAQUE, RAMIREZ JOSE A, RAMNARINE BRIJESH, REMACHE JONATHAN, RIVERA CHRISTIN, RIVERA EVELIO, RIVERA JEREMY, RIVERA JUAN, RIVERA SAMANTHA, ROBINSON TORRENCE F, RODRIGUEZ KIARA, ROGERS SHARRIN D, ROSA EMMA, SANTIAGO ALEXANDE, SCHARF ANDREW L, SHAH SHALIN, SPENCER DIONNE, STERLING JOSWALD, THOMAS KATHRYN, TKACZUK NATALIA, TRINIDAD JORGE, TWYMAN KENYA M, VAJIFDAR DEVDATT, VASQUEZ HENRY, VILLANI ELIZABET, WATERMAN ARCHER DIANNE.

BOARD OF ELECTION POLL WORKERS  
FOR PERIOD ENDING 04/14/23

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Rows include YOHAN NAFEEZ, YUSUF FATHIMA, ZHININ GISELLE.

OFFICE OF COLLECTIVE BARGAININ  
FOR PERIOD ENDING 04/14/23

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Row includes VILLAFANE AMARYLLI.

MANHATTAN COMMUNITY BOARD #7  
FOR PERIOD ENDING 04/14/23

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Row includes VANDERVLIT MAXWELL.

MANHATTAN COMMUNITY BOARD #9  
FOR PERIOD ENDING 04/14/23

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Row includes ELLISTON HAKEEL S.

QUEENS COMMUNITY BOARD #8  
FOR PERIOD ENDING 04/14/23

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Row includes NORRIS NETTIE V.

GUTTMAN COMMUNITY COLLEGE  
FOR PERIOD ENDING 04/14/23

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Rows include CLARKE LAURA H, CONNER EBONI M, CONTRERAS JOSEPH, DAMATO GIOVANNI, KARP CELIA, THOMPSON MATTHEW C, YEHYA XENA.

COMMUNITY COLLEGE (BRONX)  
FOR PERIOD ENDING 04/14/23

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Rows include BAGER MATTHEW, CALATHES WILLIAM.



Table with columns: NAME, LAST NAME, TITLE, SALARY, ACTION, PROV, EFF DATE, AGENCY. Includes names like D'ARRIGO, HECTOR, KARAKAYA, etc.

COMMUNITY COLLEGE (QUEENSBORO) FOR PERIOD ENDING 04/14/23

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Includes names like ACEVEDO, AMENUGAL, AMORIZZO, etc.

COMMUNITY COLLEGE (KINGSBORO) FOR PERIOD ENDING 04/14/23

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Includes names like BERIC, BROGUN, BURGHER, etc.

COMMUNITY COLLEGE (KINGSBORO) FOR PERIOD ENDING 04/14/23

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Includes names like MUNIZ, MUNOZ JR, PINEDA, etc.

COMMUNITY COLLEGE (MANHATTAN) FOR PERIOD ENDING 04/14/23

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Includes names like ASKEW, AVOCEGAN, BAH, etc.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Includes names like LOUIS, SHANDRA, MACK, etc.

COMMUNITY COLLEGE (MANHATTAN) FOR PERIOD ENDING 04/14/23

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Includes names like VICTORIN, VIDALS, etc.

COMMUNITY COLLEGE (HOSTOS) FOR PERIOD ENDING 04/14/23

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Includes names like BRITOSO, BROWN, BROWN-RICHARDS, etc.



POLICE DEPARTMENT

PUBLIC HEARINGS

Notice of Public Hearing and Opportunity to Comment on Proposed Rules

What are we proposing? The New York City Police Department ("NYPD") is proposing to amend its rules to create a procedure by which members of the public may submit applications to launch or land an unmanned aircraft, including a "drone," within New York City.

When and where is the hearing? The NYPD will hold a public hearing on the proposed rules in person. The public hearing will take place at 10:00 am on July 7, 2023 in the Auditorium on the first floor of 1 Police Plaza, New York, NY 10038.

How do I comment on the proposed amendments? Anyone can comment by:

- Website. You can submit comments to the NYPD through the NYC rules website at rules.cityofnewyork.us.
Email. You can email written comments to the NYPD at NYCRules@NYPD.org.
Mail. You can mail written comments to the NYPD Legal Bureau at One Police Plaza, Room 1406, New York, NY 10038 c/o Agency Attorney Melanie Braverman.
Fax. You can fax written comments to the NYPD at 646-610-8428.
Speaking at the hearing. Anyone who wants to comment on the proposed rules at the public hearing must sign up to speak. You can sign up before the hearing by calling 646-610-

5400 and asking for Melanie Braverman or by emailing your name and affiliation NYCRules@nypd.org by June 30, 2023. While you will be given the opportunity during the hearing to indicate that you would like to provide comments, we prefer that you sign up in advance. You can speak for up to three minutes.

**Is there a deadline for submitting written comments?** Yes, you must submit written comments by July 7, 2023.

**What if I need assistance to participate in the hearing?** If you need a reasonable accommodation of a disability, advanced notice is requested to allow sufficient time to arrange the accommodation. You may contact us by telephone at 646-610-5400 and asking for Melanie Braverman, or by emailing NYCRules@nypd.org. Please contact us by June 30, 2023.

**Can I review the comments made on the proposed rules?** You can review the comments made online on the proposed rules by going to the website at [rules.cityofnewyork.us](http://rules.cityofnewyork.us). After the hearing, copies of all comments submitted online, copies of all written comments, and a summary of oral comments concerning the proposed rule will be available to the public, upon request.

**What authorizes the NYPD to amend these rules?** Sections 389(b) and 1043 of New York City Charter and section 10-126(h) of the Administrative Code authorize the NYPD to amend these rules. These proposed rules were not included in the NYPD's regulatory agenda because the NYPD did not publish a regulatory agenda for Fiscal Year 2022.

**Where can I find NYPD's rules?** The NYPD's rules are found in Title 38 of the Rules of the City of New York.

**What laws govern the rulemaking process?** The NYPD must meet the requirements of section 1043 of the New York City Charter when creating, changing rules or repealing rules. This notice is made in accordance with the requirements of section 1043 of the New York City Charter.

**STATEMENT OF BASIS AND PURPOSE OF PROPOSED RULES**

As the availability and capabilities of unmanned aircraft, including "drones," have increased, there has been a swell of support for the integration of these devices into recreational, commercial, educational, and governmental endeavors. With regard to the operation of drones, New York City is a unique location, including three separate airports, the densest population in the United States, and towering skyscrapers. These attributes create hazards that are not present in most jurisdictions, significantly complicating the use of drones in the city. As drones have been increasingly used to film stunning cinematic videos, support first responder rescue efforts, aid in research projects, and conduct surveys, it is clear that the City must balance the ever present safety and privacy concerns inherent in widespread drone use against the important gains that may result from this new technology.

The take-off and landing of drones, like any other aircraft, in New York City is governed by section 10-126 of the Administrative Code of the City of New York. That law provides that "[t]he police commissioner is authorized to make such rules and regulations as the commissioner may deem necessary to enforce the provisions of this section." Accordingly, the New York City Police Department is proposing the following permitting scheme that will allow for lawful take-off and landing of unmanned aircraft, including drones, across the City of New York.

The proposed amendment to the New York City Police Department Rules, to be added as a new Chapter 24 to Title 38 of the Rules of the City of New York, would:

- Add new § 24-01 defining key terms relevant to the permit application process.
- Add new § 24-02 requiring a permit to launch or land an unmanned aircraft, including a drone, within New York City, with limited exceptions.
- Add new § 24-03 establishing a permitting process for the take-off and/or landing of an unmanned aircraft, including a drone, within New York City, including an application that must be submitted at least 30 days before the earliest proposed take-off or landing, consisting of various elements, including:
  - o Name and contact information of the applicant, and any proposed operator and visual observer;
  - o A description of the intended purpose or use of the unmanned aircraft;
  - o The proposed date, time, and location of the take-off and landing of the unmanned aircraft;
  - o Information regarding the specific geographic area where the flight of the unmanned aircraft will be conducted;

- o Information regarding the unmanned aircraft, such as manufacturer or model number;
- o Documentation of FAA authorization to operate an unmanned aircraft, any relevant waivers, and registration certificate for the unmanned aircraft;
- o A copy of the required insurance policies;
- o Copies of the applicants' data privacy and cybersecurity policies, or details regarding the applicant's data privacy and cybersecurity practices; and
- o Any additional information that the Department determines is necessary to make a determination as to whether a permit should be issued.

- Add new § 24-04 detailing procedures for the approval and disapproval of applications, the appeal procedure for disapproved applications, and the reasons for denial of a permit application.
- Add new § 24-05 providing terms and conditions with which the permittee and any operator of the unmanned aircraft must comply.
- Add new § 24-06 establishing minimum insurance requirements.
- Add new § 25-07 establishing a civil penalty for launching or landing an unmanned aircraft within New York City without a permit, or for violating a term of a permit or any provision of Chapter 24.

These proposed rules are based on the authority granted to the Police Commissioner and the Police Department by sections 435 and 1043(a) of the New York City Charter and section 10-126 (h) of the Administrative Code.

New material is underlined.

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

**Section 1. Title 38 of the rules of the City of New York is amended by adding a new chapter 24 to read as follows:**

**Chapter 24**

**Permits for Take-Off and Landing of Unmanned Aircraft**

**§ 24-01 Definitions.**

Applicant. The term "applicant" means a natural person, corporation, organization, association, or other entity that applies for a permit to take-off or land an unmanned aircraft within New York City pursuant to this chapter.

CFR. The term "CFR" means the Code of Federal Regulations.

Department. The term "Department" means the New York City Police Department.

FAA. The term "FAA" means the Federal Aviation Administration.

NYC Cyber Command. The term "NYC Cyber Command" means the Office of Cyber Command established pursuant to section 20-j of the New York City Charter.

Operator. The term "operator" means a natural person who is directly responsible for conducting the flight of an unmanned aircraft by remotely operating its flight controls.

Public Aircraft. The term "public aircraft" has the same meaning as set forth in 14 CFR § 1.1, or any successor provision.

Cybersecurity Incident. The term "cybersecurity incident" means an attempt to gain illegal or unauthorized access to an unmanned aircraft or an unmanned aircraft's firmware or software, including any third-party application utilized for the storage or use of still images, videos, or audio captured or transmitted by the unmanned aircraft, regardless of whether such attempt was successful.

Take-Off or Landing Site. The term "take-off or landing site" means the location for take-off, or for landing, or for take-off and landing, of an unmanned aircraft, designated by the Department of Transportation pursuant to section 10-126 of the Administrative Code, as expressed on a permit issued pursuant to this chapter.

Unmanned Aircraft. The term "unmanned aircraft" means an aircraft that is operated without the possibility of direct human intervention from within or on the aircraft, including but not limited to a drone or a model aircraft.

**§ 24-02 Unmanned Aircraft Permit Requirement.**

A permit issued pursuant to this chapter is required to take-off or land an unmanned aircraft within New York City, except where such take-off or landing occurs in an area designated by the Department of

Parks and Recreation pursuant to section 18-146(c) of the Administrative Code, or where such unmanned aircraft is a public aircraft operated by an agency of the City or other governmental entity pursuant to a Certificate of Authorization issued by the FAA, or as otherwise authorized pursuant to section 10-126 of the Administrative Code.

#### **§ 24-03 Applications.**

- (a) An application for a permit to take-off or land an unmanned aircraft within New York City must be submitted to the Department at least thirty days (30) prior to the proposed date of take-off or landing.
- (b) Such application must be filed in a form and manner as prescribed on the Department's website. Applications must contain:
- (1) The name, address, e-mail, and telephone number of the applicant and, where the applicant is a natural person, a copy of a government-issued photo ID for the applicant; provided that where the applicant is a corporation, organization, association, or other entity, the application must also contain the name, address, e-mail, and telephone number of the person submitting the application on behalf of the applicant, a copy of a government-issued photo ID for such person, and a statement certifying that such person is authorized to sign and submit the application on behalf of the applicant;
  - (2) The name, address, e-mail, and telephone number of each proposed operator and each person proposed to serve as an alternate operator or visual observer on the proposed date of take-off or landing of the unmanned aircraft, and a copy of a government-issued photo ID for each such proposed operator or person;
  - (3) A description of the intended purpose or use of the unmanned aircraft, including whether the unmanned aircraft will be used to capture or transmit still images, audio, or video;
  - (4) The proposed date and time of the take-off of the unmanned aircraft, and the proposed date and time of the landing of the unmanned aircraft;
  - (5) The proposed take-off or landing site;
  - (6) A description of the specific geographic area where the flight of the unmanned aircraft will be conducted between the proposed take-off and landing sites, or a map showing such specific geographic area, and the anticipated altitude and duration of the flight;
  - (7) The make, model, year of manufacture, and weight of the unmanned aircraft;
  - (8) Documentation of FAA authorization to operate the unmanned aircraft pursuant to Part 107 of Title 14 of the CFR, including any certifications or waivers, or pursuant to an exemption authorized in accordance with Part 11 of Title 14 of the CFR, for each proposed operator, including any alternate operator;
  - (9) A copy of the FAA registration certificate for the unmanned aircraft;
  - (10) Proof of insurance as required by subdivision (b) of section 24-06 of this chapter;
  - (11) A copy of the applicant's data privacy policy, or a description of the applicant's practices and procedures for protecting data privacy, which shall include steps the applicant will take to ensure the confidentiality of any information or material collected by the unmanned aircraft, practices and procedures for retention of information and material collected by the unmanned aircraft, and practices and procedures for handling still images, video, or audio of a person recorded by the unmanned aircraft where such person would have a reasonable expectation of privacy, including redaction or pixelization of such material;
  - (12) A copy of the applicant's cybersecurity policy, or a description of the applicant's policies and procedures for securing the confidentiality, integrity, and availability of an unmanned aircraft's systems and underlying data, which shall include the steps an applicant will take in the event of a cybersecurity incident involving an unmanned aircraft operated pursuant to a permit issued under this chapter;
  - (13) A copy of the proposed notice required by subdivision (e) of section 24-05 of this chapter, if applicable;
  - (14) Any additional information that the Department determines is required to make a determination as to

whether a permit should be issued pursuant to this chapter; and

- (15) A signed statement affirming that:
    - (i) All answers and statements provided on the application are complete and accurate;
    - (ii) All supporting documents submitted with the application are complete and accurate;
    - (iii) The applicant understands and acknowledges that the operator of the unmanned aircraft is responsible for the safe operation of the unmanned aircraft; and
    - (iv) Any operator of the unmanned aircraft will comply with all applicable federal, state, and local laws, as well as rules and regulations promulgated thereunder.
  - (c) As used in this chapter, terms in the singular shall include the plural. Notwithstanding any provision of this chapter to the contrary, an applicant may submit a single application pursuant to this chapter for the take-off and landing of one or more unmanned aircraft or for one or more proposed dates and times of take-off and landing, provided that all information required by this section must be included for each such unmanned aircraft or each proposed date and time for takeoff and landing.
  - (d) A non-refundable fee of \$150.00 shall accompany the application. The applicant shall pay such fee in a manner prescribed on the Department's website.
  - (e) Applications will be reviewed in the order in which they are received. The Department will only review complete applications. An application will be considered complete after the applicant has submitted all required information, materials, and documents to the Department.
- #### **§ 24-04 Approval/Disapproval Procedures.**
- (a) The Department will notify the applicant that the application is either approved or disapproved. If the application is disapproved, the Department will notify the applicant of the basis of the disapproval and of the appeal process.
- (b) Applications may be denied for any of the following reasons:
- (1) The application is not complete;
  - (2) The Department has reason to believe that the application contains a material falsehood or misrepresentation;
  - (3) The application proposes activities that would violate a federal, state, or local law, or rules or regulations promulgated thereunder;
  - (4) A proposed operator or proposed alternate operator of the unmanned aircraft does not have the requisite authorization from the FAA to operate an unmanned aircraft pursuant to Part 107 of Title 14 of the CFR, including any certifications or waivers, or pursuant to an exemption authorized in accordance with Part 11 of Title 14 of the CFR;
  - (5) A proposed unmanned aircraft is not registered with the FAA;
  - (6) Granting of the application could cause an unreasonable danger to the health or safety of the applicant, operator, or others, including members of the public, such as proximity to another take-off or landing site for which a permit has been issued pursuant to this chapter on the same date or at the same time proposed in the application, proximity to known areas of signal interference, or potential interference with necessary public services;
  - (7) The applicant or a proposed operator of the unmanned aircraft has previously submitted an application for a permit to take-off or land an unmanned aircraft that contained a material falsehood or misrepresentation, or has failed to comply with the terms and conditions of a permit previously issued pursuant to this chapter; or
  - (8) The application proposes that a location be designated as a take-off or landing site for an unreasonable length of time longer than 24 hours.
- (c) If an application is approved, the Department will provide the applicant with a permit, which will identify the designated take-off or landing site and provide any additional information relevant to such take-off or landing.
- (d) If the application is disapproved, the applicant may appeal the disapproval by submitting a signed affirmation in a form and manner as prescribed on the Department's website within thirty

(30) days of receiving the notification of disapproval. Such affirmation must set forth the reasons for the appeal.

#### **§ 24-05 Permit Conditions.**

- (a) An operator must comply with all applicable federal, state, and local laws, as well as rules and regulations promulgated thereunder, including, where applicable, Part 107 of Title 14 of the CFR.
- (b) At the date and time of take-off and landing, an operator must have in his or her physical possession and readily available for inspection upon request from any federal, state, or local law enforcement official:
- (1) The permit issued pursuant to this chapter;
  - (2) Documentation of FAA authorization to operate an unmanned aircraft pursuant to Part 107 of Title 14 of the CFR, including any certifications or waivers, or pursuant to an exemption authorized in accordance with Part 11 of Title 14 of the CFR;
  - (3) A copy of the FAA registration certificate for the unmanned aircraft; and
  - (4) A copy of the insurance policies required by section 24-06 of this chapter.
- (c) A permittee must inform the Department of any collision, crash, accident, or other unplanned incident involving the unmanned aircraft that occurs during the take-off, operation, or landing of the unmanned aircraft, including the date, time, and location of any such incident and whether such incident resulted in harm to any person or property. The applicant and operator, and any alternate operator, visual observer, or other natural person named in the application, must cooperate with the Department as necessary with respect to any investigation relating to such incident.
- (d) In the event of a cybersecurity incident involving an unmanned aircraft operated pursuant to a permit issued under this chapter, the permittee must:
- (1) Notify NYC Cyber Command at the telephone number provided on the Department's website within 24 hours of becoming aware of the cybersecurity incident; and
  - (2) Cooperate with the Department and NYC Cyber Command as necessary with respect to any investigation relating to such cybersecurity incident, including notifying third parties of such cybersecurity incident as required by law and responding to reasonable inquiries and requests for records from the Department or NYC Cyber Command.
- (e) Where an unmanned aircraft for which a permit has been issued pursuant to this chapter will capture or transmit still images, audio, or video during its operation, no later than 48 hours prior to the date and time for take-off of the unmanned aircraft as expressed on such permit, the permittee must:
- (1) Notify each community board for the community district or districts where the unmanned aircraft is anticipated to capture or transmit still images, audio, or video, and each member of the City Council for the council district or districts where the unmanned aircraft is anticipated to capture or transmit still images, audio, or video, of the following:
    - (i) An unmanned aircraft capturing or transmitting video, still images, or audio will be utilized in their district;
    - (ii) The take-off or landing site designated on the permit, the date and time of the take-off of the unmanned aircraft, the date and time of the landing of the unmanned aircraft, and the expected duration of the operation of the unmanned aircraft; and
    - (iii) The applicant's contact information, including the name and telephone number of a representative of the applicant that persons may contact with questions or concerns relating to the operation of the unmanned aircraft; and
  - (2) Post notices within any area where the unmanned aircraft is anticipated to capture or transmit still images, audio, or video that advise businesses and residents that an unmanned aircraft capturing or transmitting video, still images, or audio will be utilized in the area, and that set forth the take-off and landing site, the date and time of the take-off and landing of the unmanned aircraft, the expected

duration of the operation of the unmanned aircraft, and the name and telephone number of a representative of the applicant that persons may contact with questions or concerns relating to the operation of the unmanned aircraft. A permittee may post such notices on poles, trees, and other similar City-owned structures, provided that, if a permittee posts such notices on trees, elastic bands or string must be used; tape is prohibited. A permittee must remove all signs, including tape, upon completion of the permit.

- (f) The Department may suspend or revoke a permit for failure to comply with any of the terms and conditions of the permit, these rules, or other applicable laws or rules, or upon a determination by the Department that the permitted take-off or landing would pose a risk to the health or safety of the operator or others.

#### **§ 24-06 Insurance.**

- (a) An applicant must obtain and maintain continuously throughout the term of a permit issued pursuant to this chapter, at its own expense, Commercial General Liability (CGL) insurance and Drone Aviation Liability/Unmanned Aircraft Systems (UAS) coverage. Each such CGL and Drone Aviation Liability/UAS insurance policy must:
- (1) Cover operations of all owned and non-owned unmanned aircraft operated pursuant to such a permit, whether such operations are pre-take-off, during take-off, in-flight, during landing, or post-landing, and must include coverage for Bodily Injury, Property Damage, Personal Injury, Invasion of Privacy, and Trespass;
  - (2) Be provided by a company that may lawfully issue such policy and that has an A.M. Best rating of at least A- / VII, a Standard & Poor's rating of at least A, a Moody's Investors Service rating of at least A3, or a Fitch Ratings rating of at least A-;
  - (3) Be written on an occurrence basis, and have limits applicable exclusively to operations pursuant to a permit issued under this chapter of two million dollars (\$2,000,000) per occurrence and four million dollars (\$4,000,000) aggregate, which may be obtained through a combination of primary and excess policies, provided that:
    - (i) Coverage under the CGL insurance policy must be at least as broad as that provided by the most recent edition of Insurance Services Office ("ISO") Form CG 00 01; and
    - (ii) Coverage under the Drone Aviation Liability/UAS insurance must be at least as broad as the most recent edition of ISO Form CG 24 50, and must specifically describe, in an endorsement schedule or otherwise, any unmanned aircraft that is the subject of the permit, and may not exclude coverage for any such unmanned aircraft under any circumstance; and
  - (4) Include the City of New York, together with its officials and employees, as an Additional Insured, on a primary and non-contributory basis, for claims that may arise from any of the operations of the applicant, its agents, employees, consultants, or independent contractors pursuant to a permit issued under this chapter, with ongoing-operations and completed-operations coverage at least as broad as the most recent editions of ISO Forms CG 20 26 and 20 37.
- (b) As part of an application submitted pursuant to section 24-03 of this chapter, an applicant must provide the Department with the following proofs of insurance:
- (1) On a form approved by the Workers' Compensation Board, proof that the applicant has obtained Workers' Compensation and Disability and Paid Family Leave insurance as required by law, or an attestation of exemption from any such requirement;
  - (2) A certificate of insurance that certifies the issuance and effectiveness of the CGL and Drone Aviation Liability/UAS insurance policies, including that each such policy includes the minimum limits specified in this section, provided that the specific endorsements or policy language by which the City of New York, including its officials and employees, has been made an Additional Insured must be provided with such certificate of insurance; and
  - (3) Either a duly executed "Certification by Insurance Broker or Agent" in a form available on the Department's website, or certified copies of all policies referenced in the certificate of insurance, provided that

notwithstanding any provision of this chapter to the contrary, an applicant must submit certified copies of all policies required by this section upon request from the Department or the New York City Law Department.

**§ 24-07 Penalties.**

- (a) Any person subject to this chapter who controls, operates, or otherwise causes an unmanned aircraft to take-off or land within New York City without a permit issued pursuant to this chapter, or who violates the terms and conditions of such permit or any provision of this chapter, shall be subject to a civil penalty in an amount as follows:
- (1) For a first violation, \$250.00;
  - (2) For a second violation within a one-year period, \$500.00; and
  - (3) For a third and subsequent violation within a one-year period, \$1,000.00.
- (b) Notwithstanding subdivision (a) of this section, any person who causes an unmanned aircraft to take off or land in violation of section 10-126 of the Administrative Code may be charged with a misdemeanor pursuant to such section.

**NEW YORK CITY LAW DEPARTMENT  
DIVISION OF LEGAL COUNSEL  
100 CHURCH STREET  
NEW YORK, NY 10007  
212-356-4028**

**CERTIFICATION PURSUANT TO  
CHARTER §1043(d)**

**RULE TITLE:** Issuance of Permits for Takeoff and Landing of Unmanned Aircraft in New York City  
**REFERENCE NUMBER:** 2023 RG 034  
**RULEMAKING AGENCY:** New York City Police Department

I certify that this office has reviewed the above-referenced proposed rule as required by section 1043(d) of the New York City Charter, and that the above-referenced proposed rule:

- (i) is drafted so as to accomplish the purpose of the authorizing provisions of law;
- (ii) is not in conflict with other applicable rules;
- (iii) to the extent practicable and appropriate, is narrowly drawn to achieve its stated purpose; and
- (iv) to the extent practicable and appropriate, contains a statement of basis and purpose that provides a clear explanation of the rule and the requirements imposed by the rule.

/s/ STEVEN GOULDEN  
Senior Counsel

Date: June 2, 2023

**NEW YORK CITY MAYOR'S OFFICE OF OPERATIONS  
253 BROADWAY, 10<sup>th</sup> FLOOR  
NEW YORK, NY 10007  
212-788-1400**

**CERTIFICATION / ANALYSIS  
PURSUANT TO CHARTER SECTION 1043(d)**

**RULE TITLE:** Issuance of Permits for Takeoff and Landing of Unmanned Aircraft in New York City  
**REFERENCE NUMBER:** NYPD-18  
**RULEMAKING AGENCY:** New York Police Department

I certify that this office has analyzed the proposed rule referenced above as required by Section 1043(d) of the New York City Charter, and that the proposed rule referenced above:

- (i) Is understandable and written in plain language for the discrete regulated community or communities;
- (ii) Minimizes compliance costs for the discrete regulated community or communities consistent with achieving the stated purpose of the rule; and
- (iii) Does not provide a cure period because the violations pose significant risks to public safety.

/s/ Francisco X. Navarro  
Mayor's Office of Operations

June 2, 2023  
Date

**TRANSPORTATION**

■ VENDOR LIST

*Services (other than human services)*

**PRE-QUALIFICATION LIST FOR BRIDGE DESIGN AND CONSTRUCTION SUPPORT SERVICES AND RESIDENT ENGINEERING INSPECTION SERVICES**

The Department of Transportation invites engineering firms to be considered for inclusion on the agency's Pre-Qualified Lists (FY'24) for the following categories of service:

- (1) Bridge Design and Construction Support Services and/or
- (2) Bridge Resident Engineering Inspection (REI) Services.

In order for a firm to be Pre-Qualified, the firm must meet specific criteria requirements as stated on the Pre-Qualification Forms and SF330 Forms which can be obtained from the New York City Department of Transportation (NYCDOT). Information and applications to be included on such lists may be submitted at any time. The information and applications may be obtained from DOT's website <https://www1.nyc.gov/html/dot/html/infrastructure/prequalification.shtml>. Firms already on the Pre-Qualified Lists will need to be re-certified for inclusion on the list(s).

For the two categories described above, three (3) lists (Large, Medium and Small) are established according to project size. No firm may be placed on more than two of the three lists for the Bridge Design and Construction Support Services or the Bridge Resident Engineering Inspection Services category. Firms that are placed on these Pre-Qualified lists may be invited to receive RFPs (Request for Proposals) on selected Capital Bridge Projects without additional public notification. The Pre-qualification Lists are as follows:

SMALL BRIDGE DESIGN/REI: (for projects less than \$15 million in construction cost)

MEDIUM BRIDGE DESIGN/REI: (for projects of \$15 to \$40 million in construction cost)

LARGE BRIDGE DESIGN/REI: (for projects in excess of \$40 million in construction cost)

The submission of the PQL application(s) should be email to [udommaraju@dot.nyc.gov](mailto:udommaraju@dot.nyc.gov).

*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.*

*Transportation, 55 Water Street, 8th Floor, Room 825, New York, NY 10041. Uday Dommaraju (212) 839-4029; [udommaraju@dot.nyc.gov](mailto:udommaraju@dot.nyc.gov)*

**PARKS AND RECREATION**

■ NOTICE

**Notice of Public Hearing and Opportunity to Comment on Proposed Rules**

**What are we proposing?** The Department of Parks and Recreation ("the Department") is considering amending its rules to change the application timeline for Special Event permits and to establish standards for the distribution of permits for multi-day special events in Flushing Meadows Corona Park.

**When and where is the Hearing?** The Department will hold a public hearing on the proposed rule. The public hearing will take place at 12:00 p.m. on July 7, 2023. The hearing will be in the Al Oerter Recreation Center, 131-40 Fowler Avenue, Flushing NY 11355.

**How do I comment on the proposed rules?** Anyone can comment on the proposed rules by:

- **Website.** You can submit comments to the Department through the NYC rules Web site at <http://rules.cityofnewyork.us>.
- **Email.** You can email written comments to [nyc.rules@parks.nyc.gov](mailto:nyc.rules@parks.nyc.gov).
- **Mail.** You can mail written comments to: NYC Parks, The Arsenal, 830 Fifth Avenue, New York, NY 10065 Attn: David Lepard, Room 312.
- **Fax.** You can fax written comments to 917-849-6795.

- **Hearing.** Anyone who wants to comment on the proposed rule at the public hearing must sign up to speak. You can sign up before the hearing by calling 212-360-1355. You can also sign up in the hearing room before the hearing begins on July 7, 2023. You may speak for up to three minutes.

**Is there a deadline to submit written comments?** You must submit written comments by July 7, 2023.

**Do you need assistance to participate in the Hearing?** You must tell the Office of General Counsel if you need a reasonable accommodation of a disability at the Hearing. You must tell us if you need a sign language interpreter. You can tell us by mail or email at the addresses given above. You may also tell us by telephone at 212-360-1355. You must tell us by June 27, 2023.

**Can I review the comments made on the proposed rules?** You can review the comments made online concerning the proposed rules by going to the website at <http://rules.cityofnewyork.us/>. Copies of all comments submitted online and copies of all written comments concerning the proposed rules will be available to members of the public, who may request them by mail or email at the addresses given above. You may also request the comments by telephone at 212-360-1355.

**What authorizes the Department to make this rule?** Sections 389, 533(a)(9), and 1043 of the City Charter authorize the Parks Department to make this proposed rule. This proposed rule was not included in the Parks Department's regulatory agenda for this Fiscal Year because it was not contemplated when agencies needed to submit an agenda.

**Where can I find The Department's rules?** The Department's rules are in Title 56 of the Rules of the City of New York.

**What rules govern the rulemaking process?** The Department must meet the requirements of Section 1043 of the New York City Charter when creating or changing rules. This notice is made according to the requirements of Section 1043 of the Charter.

#### Statement of Basis and Purpose

The Department proposes to revise § 2-08 of Chapter 2, Title 56 of the Rules of the City of New York. The proposed rules will change the date when the Department will begin to accept applications for Special Events permits from November to September. The Department expects this additional time will assist event planners in executing successful events by allowing an additional two months for the planning process. The proposed rules will continue to include provisions that will maintain fairness in the application process. This approach preserves the clarity of a single, comprehensive permit application opening date that applies across the board to all event producers.

In addition, the proposed rules would establish a process for large-size or multi-day events in Flushing Meadows Corona Park ("FMCP") and, in so doing, will provide better guidance to permit applicants regarding the size and duration of suitable events in FMCP. FMCP is the largest park in Queens, and for nearly 1 million New Yorkers, is the most significant outdoor open space to which they may have access. Because FMCP serves a multitude of uses including stadiums, cultural institutions, concessions and attractions, the remaining space for everyday recreation, including for permitted events, is only about one-third of FMCP's total acreage. Events of 2,000 or more people put additional burdens on FMCP's resources and can restrict normally accessible areas of the Park and create parking and traffic congestion problems. The proposed rules will account for the large crowd size, transportation impacts, and length of events while ensuring the protection of FMCP's natural and landscaped environment, as well as preserving accessibility by members of the public not attending the planned events to other parts of FMCP, including its cultural institutions, concessions, and recreational resources. In addition, the proposed rule would alter the standard the Department's policy of giving preference to events that took place in the prior year and instead, in FMCP, would give preference to events that did not take place in the prior year, except in the case of events that have a 10-year or longer history in FMCP. This deviation from the standard Department policy is to promote a broader array of events and greater access to FMCP.

Specifically, the proposed rules would:

**Move up the date when applicants can submit their applications for The Department's Special Events on the permit portal from the first Monday in November to the Tuesday following Labor Day in September.**

- Permit applications received between the Tuesday following Labor Day in September and October 1 in the calendar year immediately preceding the calendar year for which such permits are sought will be processed as pursuant to the procedures currently in place for the period of the first Monday in November to December 1.
- All permit applications received after October 1 in the calendar year immediately preceding the calendar year for which the permit is sought will be processed on a "first come, first served" basis.

**Set forth guidelines for permit applications for large events in FMCP, defined as events where organizers expect 2,000 or more attendees.**

These guideline are meant to create a standard for large events in FMCP that may coincide with other events not subject to permit requirements, such as New York Mets games and the U.S. Open tennis tournament, and, therefore, impact FMCP's resources and interfere with other uses of FMCP to a greater extent than smaller events.

**Require applicants seeking Special Event permits for large events in FMCP to submit a transportation plan.**

Because of its location, the fact that it is served by only one subway line, and because many other portions of Queens have limited public transportation, most visitors to FMCP travel by car, regardless of whether they are visiting FMCP for recreation or a special event. Limited parking can result in illegal parking on FMCP grounds and excessive traffic that causes damage and hinders visitors. A transportation plan that accommodates all vehicles in appropriate parking places will prevent lawn damage, keep nearby neighborhoods from being overwhelmed with cars, and allow regular FMCP users to enjoy its amenities. Such transportation plans must also include methods for informing attendees before the event about alternate transportation methods and any potential incentives that may be offered to reduce or limit the need for parking. Organizers of large events at FMCP have often made arrangements with local parking lots to accommodate attendees' vehicles and event production vehicles, and have hired parking attendants to direct cars to legal parking. The proposed rules require organizers to develop a plan acceptable to the Department to address parking for their event.

**Limit the number of multi-day events to no more than two events per calendar year.**

Events held over multiple days have an even greater impact on the Park than single-day large events. In addition to the fact that multiple-day events are longer than single-day events, they usually require a greater level of set-up and take down and thus significantly increase the length of time that the use of FMCP by the general public is limited. In addition to the two multi-day events authorized by this rule, events that have occurred in FMCP for a minimum of ten years may continue to take place provided that the event complies with all other applicable Department rules. These limitations provide the Department with the flexibility to permit a variety of events while maintaining a reasonable balance between uses, while also ensuring continuity with events that meet the definition of a Large FMCP Event and have been occurring historically and continuously in FMCP.

**Set maximum attendance for events within FMCP to 40,000 at any one time.**

- The Department has determined that given FMCP's layout, 40,000 is the maximum number of attendees that can safely participate in an event without unduly risking damage to the natural and landscaped areas, including lawns, flowers, and shrubs, and historic features, and without unreasonably affecting other patrons' ability to use FMCP, including its cultural institutions, athletic fields, and other amenities.
- At the Historic Core, more than 40,000 attendees would likely overrun nearby fields permitted for athletic events, severely inhibit the ability to traverse FMCP, negatively impact patrons' ability to reach other FMCP amenities, and risk damage to the area's historic features, including its fountains, sculptures, pavilions, and the Unisphere. Moreover, the perimeter necessary to preserve the use of sports fields for regularly scheduled athletic events, protect landscapes and historic features, and maintain reasonable flow of patrons' to access other parts of FMCP, in addition to the natural perimeter created by Meridian Road, limits the number of people that can safely fit in the Historic Core.
- In the Meadow Lake area, an event of over 40,000 patrons would likely force attendees onto fields and landscaped areas prone to flooding as well as onto a decorative garden, all of which would be significantly damaged as they are not suited to large numbers of visitors at one time.
- This limitation applies to both ticketed and non-ticketed events. Organizers of ticketed events are required to issue tickets in a manner such that no more than 40,000 people will be present in FMCP at any one time. Events meant to be accessible to all without tickets must monitor crowd size in FMCP through other means to ensure the integrity of the Park is not jeopardized.

**Create new Standard for Awarding FMCP Multi-Day Events**

The proposed rules would include a deviation from the Department's default policy of providing preference to events that also took place in the prior calendar year. Instead, for FMCP only, the Department would give priority to the events that did not take place in the prior calendar year, other than in the case of events that have a 10-year or longer history in FMCP. This deviation from the standard Department rule is necessary to promote a broader array of events and greater access to FMCP.

**Establish criteria for processing permit applications.**

As there is a high demand for the use of space within FMCP, the Department seeks to process permits using criteria that protects public access to this popular and heavily used park.

The Department's authority for these rules is found in Sections 389, 533(a)(9), and 1043 of the New York City Charter.

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

**New text is underlined and deleted text is in brackets:**

**Section 1. Paragraphs (3) through (6) of subdivision (b) of section 2-08 of Title 56 of the Rules of the City of New York are amended to read as follows:**

(3) Applications for special event and demonstration permits will be accepted beginning on the first [Monday in November] Tuesday following Labor Day in September in the calendar year immediately preceding the calendar year for which such permits are sought.

(4) Permit applications received between the first [Monday in November and December 1] Tuesday following Labor Day in September and October 1 in the calendar year immediately preceding the calendar year for which such permits are sought will be processed as follows:

- (A) if two or more permit applicants request the same date and the same location, the application from the applicant who held a permit for such date and such location in the calendar year immediately preceding the calendar year for which such permit is now sought, shall be eligible for approval; provided, however, that if more than one of such applicants held a permit for such date and such location in the calendar year immediately preceding the calendar year for which such permit is now sought, the permit application from the applicant that was received first shall be eligible for approval.
- (B) if two or more permit applicants request the same date and the same location and none of these applicants held a permit for such date and such location in the calendar year immediately preceding the calendar year for which such permit is now sought, the permit application that was received first shall be eligible for approval.
- (5) All permit applications received after [December] October 1 in the calendar year immediately preceding the calendar year for which the permit is sought will be processed on a "first come, first serve" basis.
- (6) The provisions contained in paragraphs (1) and (2) of this subdivision shall be subject to the following:
- (A) For permit applications received between the first [Monday in November and December 1] Tuesday following Labor Day in September and October 1 in the calendar year immediately preceding the calendar year for which such permits are sought, the Department shall respond to the applicant no later than the third Monday in [December] October of the calendar year immediately preceding the calendar year for which such permit is sought with one of the following responses:
- written notification that the permit application has been denied and a statement of the reason or reasons pursuant to paragraph (c) of this subdivision for such denial;
  - written notification that more information is needed before the Department can make a determination as to a particular permit application; or
  - issuance of the permit.
- (B) For permit applications received after [December] October 1 in the calendar year immediately preceding the calendar year for which such permits are sought, the Department shall respond to the applicant with one of the responses enumerated in clauses (A) through (C) of subparagraph (i) of this paragraph in accordance with the following schedule:
- for applications filed 45 days or more prior to the date for which such permit is sought, the Department shall respond no later than thirty days after the receipt of such applications;
  - for applications filed less than 45 days but more than 15 days prior to the date for which such permit is sought, the Department shall respond no later than ten days after the receipt of such applications;
  - for applications filed 15 days or less prior to the date for which such permit is sought, the Department shall respond as soon as is reasonably practicable.

**§ 2. Subdivision (b) of section 2-08 of Title 56 of the Rules of the City of New York is amended by adding a new paragraph (8), to read as follows:**

(8) Permit applications for any event at Flushing Meadows Corona Park ("FMCP") may be submitted no earlier than the Tuesday following Labor Day in September, and no later than October 1 in the calendar year immediately preceding the calendar year in which the multi-day event would occur. Permits for multi-day events at FMCP, defined as an event that is open to guests for more than one day but no longer than three consecutive days, will be awarded based on the criteria outlined in section 2-08(w)(4), provided that:

- the applicant confirms event attendance will not exceed 40,000 attendees per day and the specifies the method that will be used to ensure attendance does not exceed 40,000;
- if two or more applicants apply before the October 1 deadline, and one of the applicants received a permit in the previous calendar year, preference will be given to the applicant, if any, who did not receive a permit in the previous calendar year;
- events that have occurred in the FMCP for a minimum of ten consecutive years, excluding years where events were prohibited by State-imposed restrictions related to the Covid-19 pandemic, are not subject to Subparagraph 2-08(w)(4)(B).

**§ 3. Section 2-08 of Title 56 of the Rules of the City of New York is amended by adding a new subdivision (w), to read as follows:**

(w) Flushing Meadows Corona Park. The following conditions apply to applications for permits for events within FMCP:

- An event in FMCP is subject to cancellation by the Commissioner due to inclement weather and ground conditions. Factors the Commissioner will take into consideration in determining whether to cancel an event shall include: (i) the possibility of lightning or other extreme weather condition; (ii) rainfall (including forecasted, current, or cumulative rainfall); (iii) soil saturation levels or other risks to turf health; and (iv) any other field conditions that might lead to significant damage to the Festival Area or the surrounding landscapes. The Commissioner may also consider other weather conditions such as excessive heat or any condition that could threaten public health and safety. These conditions are not solely related to weather but shall not be due to any exigent circumstances other than those that would risk public safety or the integrity of the Park. Such conditions may also be considered when reviewing specific event elements in addition to the event overall.
- Attendance for an event in FMCP may not exceed 40,000 people per day.
- Notwithstanding any other provision of this subdivision, the following additional conditions shall apply to any special event or demonstration within FMCP with an anticipated attendance of over 2,000 people ("Large FMCP Event")
  - A Large FMCP Event will not be permitted to occur during any time when the New York Mets (or any successor Major League Baseball ("MLB") team) have a game scheduled to occur, or during the time when another MLB event is scheduled to occur.
  - A permit granted for a Large FMCP Event may be modified or cancelled if the New York Mets (or any successor MLB team) has a regular-season game re-scheduled to occur during the time for which such permit was granted, or if the New York Mets (or any successor MLB team) has a post-season game that is scheduled to occur during the time for which such permit was granted in the event the Commissioner determines that that such Large FMCP Event cannot safely take place during such MLB event.
- All permit applications for Large FMCP Events must include a transportation plan acceptable to the Department that explains how applicants will:
  - ensure there is available parking for event attendees as well as FMCP visitors who will not be attending the event;
  - prevent improper or illegal parking at FMCP or in the vicinity of FMCP; and
  - inform attendees about alternate transportation methods, including any incentives that may be offered to attendees to reduce or limit the need for parking.
- Applicants must engage with necessary stakeholders outside the Department who reside or operate within FMCP to ensure that no conflicts exist. Such stakeholders shall include but not be limited to the Mets, USTA, Queens Theater in the Park, New York Hall of Science (NYSCD), Queens Museum or successor entities. Applicants must make good faith efforts to incorporate existing facilities and operations into their planning related to production,

transportation, security, or any other element of a proposed event.

- (E) A written acknowledgement by the applicant stating, in a form acceptable to the Department, how the applicant will comply with this subdivision must be fully executed no less than 10 days prior to the scheduled event's initial load in.
- (4) Notwithstanding any other provision of this subdivision, the following additional conditions shall apply to any event that is open to guests for more than one day but no longer than three consecutive days within FMCP ("Multi-Day FMCP Event"):
  - (A) A Multi-Day FMCP Event, subject to these provisions, may only be held in the Meadow Lake Area. "Meadow Lake Area" means the area adjacent to the Queens Theater and includes surrounding landscapes but shall expand no further than the Avenue of Commerce to the East, Avenue of the States to the west, Meridian Road to the south, and the Dwight D. Eisenhower Promenade and Unisphere Promenade to the north. The Meadow Lake Area shall not include these boundaries other than the Avenue of the States to the west.
  - (B) In any calendar year, there will be a maximum of two permits granted for Multi-Day FMCP Events, not counting events that have occurred in FMCP for a minimum of ten consecutive years, excluding years where events were prohibited by State-imposed restrictions related to the Covid-19 pandemic.
  - (C) Multi-Day FMCP Events may only take place between April 1 and October 31. No Multi-Day FMCP Event or related operations (including load in or load out) shall occur during the period of the United States Tennis Association's US Open Tennis Championship ("US Open") or one week prior to or after the US Open, including its qualifying matches. Event days will not be permitted to occur on dates when an MLB event is scheduled to take place at the stadium currently called Citi Field ("Citi Field"), or on the date of any event having over 10,000 anticipated attendees and that is scheduled to use the Citi Field north lot for parking for such event. Within the April 1 to October 31 timeframe, a maximum of one multi-day event may take place within each of the following time periods: April 1-June 30; July 1-August 31; and September 1-October 31.
  - (D) A permit granted for a Multi-Day FMCP Event may be modified or cancelled if the New York Mets (or any successor MLB team) has a regular-season game re-scheduled to occur during the time for which such permit was granted, or if the New York Mets (or any successor MLB team) has a post-season game that is scheduled to occur during the time for which such permit was granted in the event the Commissioner determines that that such multi-day event cannot safely take place during such MLB event.
  - (E) Multi-Day FMCP Events may be permitted with a load in period of no longer than ten days prior to the event and a load out period no longer than five days following the final event day. Within these timelines, the Department shall limit closure of any public amenity for no more than one weekend. The Department shall work with the organizers of Multi-Day FMCP Events to ensure the public has the greatest access possible while the event can prepare their site safely.
  - (F) Because available dates within FMCP are not necessarily known at the time applications are submitted, applicants for Multi-Day FMCP Events who submit timely applications that are otherwise compliant with the applicable rules will be considered regardless of the date they propose.
  - (G) All Multi-Day FMCP Event permit applications will be considered following the close of the application period after the October 1 deadline. Applications will be considered in the order received. Other than events that have occurred in FMCP for a minimum of ten consecutive years, excluding years where events were prohibited by State-imposed restrictions related to the Covid-19 pandemic, any applicant that received a permit for the same or substantially similar event in the previous calendar year will be considered only after all otherwise-compliant applications from applicants that did not receive a permit in the prior calendar year have been reviewed. In the event multiple applications are received on the same day where each has, or each has not, received a permit for the prior calendar year, such applications will be reviewed based as follows:
    - (i) the application that requests the fewest number of total days for its total term will be viewed more favorably;
    - (ii) if multiple applications request the same number of days for their term, the application that provides for the greatest free access to the general public or, if the event is ticketed, the application that provides the greater percentage of free tickets to the public shall be viewed more favorably.

- (H) Applicants must engage with necessary stakeholders outside the Department who reside or operate within FMCP to ensure that no conflicts exist. Such stakeholders shall include but not be limited to the Mets, USTA, Queens Theater in the Park, New York Hall of Science (NYSCI), Queens Museum or successor entities. Applicants must make good faith efforts to incorporate existing facilities and operations into their planning related to production, transportation, security, or any other element of a proposed event.
- (I) A written acknowledgement by the applicant stating, in a form acceptable to the Department, how the applicant will comply with this subdivision must be fully executed no less than 10 days prior to the scheduled event's initial load in.

**NEW YORK CITY LAW DEPARTMENT  
 DIVISION OF LEGAL COUNSEL  
 100 CHURCH STREET  
 NEW YORK, NY 10007  
 212-356-4028**

**CERTIFICATION PURSUANT TO  
 CHARTER §1043(d)**

**RULE TITLE:** Flushing Meadows Corona Park Events

**REFERENCE NUMBER:** 23 RG 030

**RULEMAKING AGENCY:** Department of Parks & Recreation

I certify that this office has reviewed the above-referenced proposed rule as required by section 1043(d) of the New York City Charter, and that the above-referenced proposed rule:

- (i) is drafted so as to accomplish the purpose of the authorizing provisions of law;
- (ii) is not in conflict with other applicable rules;
- (iii) to the extent practicable and appropriate, is narrowly drawn to achieve its stated purpose; and
- (iv) to the extent practicable and appropriate, contains a statement of basis and purpose that provides a clear explanation of the rule and the requirements imposed by the rule.

/s/ STEVEN GOULDEN  
Senior Counsel

Date: May 26, 2023

**NEW YORK CITY MAYOR'S OFFICE OF OPERATIONS  
 253 BROADWAY, 10th FLOOR  
 NEW YORK, NY 10007  
 212-788-1400**

**CERTIFICATION / ANALYSIS  
 PURSUANT TO CHARTER SECTION 1043(d)**

**RULE TITLE:** Flushing Meadows Corona Park Events

**REFERENCE NUMBER:** DPR-19

**RULEMAKING AGENCY:** Department of Parks and Recreation

I certify that this office has analyzed the proposed rule referenced above as required by Section 1043(d) of the New York City Charter, and that the proposed rule referenced above:

- (i) Is understandable and written in plain language for the discrete regulated community or communities;
- (ii) Minimizes compliance costs for the discrete regulated community or communities consistent with achieving the stated purpose of the rule; and
- (iii) Does not provide a cure period because it does not establish a violation, modification of a violation, or modification of the penalties associated with a violation.

/s/ Francisco X. Navarro  
Mayor's Office of Operations

May 26, 2023  
Date

Accessibility questions: 212-360-1355, nyc.rules@parks.nyc.gov, by: Tuesday, June 27, 2023, 5:00 P.M.

